

# CITY OF CLAYTON, OHIO

ORDINANCE NO. O - 09 - 24 - 19

**AN ORDINANCE REJECTING THE PLANNING COMMISSION'S RECOMMENDATION TO DENY THE APPLICATION FOR A CHANGE IN ZONING FROM RCD-2 (RURAL CONSERVATION DISTRICT) TO RSD (RESIDENTIAL SINGLE UNIT DISTRICT) FOR 10 ACRES OF PROPERTY LOCATED AT HOKE ROAD AND WESTBROOK ROAD BEARING PARCEL I.D. NO. M60 03206 0020 WITHIN THE CITY OF CLAYTON, OHIO**

**WHEREAS**, on July 2, 2024, an application was filed by Bill Parker, member of and on behalf of the property owner, Clayton Land Holding, LLC, for property located at Hoke Road and Wenger Road consisting of 10 acres, bearing Parcel I.D. No. M60 03206 0020 located within the City of Clayton, Ohio ("Subject Property") and requesting a zoning change for same from RCD-2 (Rural Conservation District) to RSD (Residential Single Unit District); and

**WHEREAS**, the Clayton Planning Commission held a public hearing on August 26, 2024, on said re-zoning request at which time any and all persons were given an opportunity to be heard thereon, and the Clayton Planning Commission, at said meeting, *voted to deny the re-zoning request*; and

**WHEREAS**, the Clayton City Council held a public hearing on September 19, 2024, on the aforesaid re-zoning request at which time any and all persons were given an opportunity to be heard thereon.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:**

1. That the Council hereby **REJECTS** the Planning Commission's *recommendation of denial of the re-zoning request for the Subject Property. Therefore, the re-zoning request is approved as submitted.*
2. That this Ordinance shall be effective as an exception to any ordinance, resolution or other legislation of the City of Clayton, Ohio, inconsistent with this Ordinance or which imposes additional requirements for effectiveness or validity.
3. That in accordance with Clayton Charter Section 4.031 the requirement that this enactment be read on two (2) separate days is complied with by readings on September 19, 2024 and October 3, 2024.
4. That in accordance with Clayton Charter Section 4.031(H) this enactment shall become effective thirty days after its second reading and enactment.

ADOPTED BY COUNCIL ON OCTOBER 3, 2024.

AUTHENTICATION:

  
Mayor (Presiding Officer of Council)

  
Clerk of Council

APPROVED AS TO FORM:

  
Law Director

CERTIFICATION OF PUBLICATION

This shall certify that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper      Date of publication  
Eaton Register Herald      October 9, 2024

  
Clerk