

Sponsored / Introduced by: Councilman Cahill

## **ORDINANCE NO. 33- 2013**

### **AN ORDINANCE AMENDING THE ZONING DISTRICT MAP AND TO CHANGE PERMANENT PARCEL NO. 02-A-008-0-00-027-0 AND A PORTION OF PERMANENT PARCEL NO. 02-A-008-0-00-028-0 FROM M-2, GENERAL INDUSTRY DISTRICT, ZONING TO M-1, LIMITED INDUSTRY DISTRICT, ZONING**

**WHEREAS**, permanent parcel no. 02-A-008-0-00-027-0 is now zoned M-2, General Industry District; and

**WHEREAS**, the adjacent permanent parcel no. 02-A-008-0-00-028-0 is, in part, now zoned M-2, General Industry District, with its northerly section now zoned M-1, Limited Industry District (the approximate lands now zoned M-2 are depicted in Exhibit 3 attached hereto in the yellow-striped area, the approximate land area now zoned M-1 is depicted in Exhibit 3 as the green-striped area); and

**WHEREAS**, the subject lands now zoned M-2 are located adjacent to Edwards Street where all other parcels with frontage thereon are currently zoned M-1; and

**WHEREAS**, the subject lands are bordered to the immediate west and north by parcels now zoned for residential use; and

**WHEREAS**, this Ordinance was referred to the Planning and Zoning Commission which undertook review and has made timely recommendation to the Council as required by Art. 18, §18.3 of the Zoning Code; and

**WHEREAS**, pursuant to Art. 18, §18.4, the Council has conducted the required public hearing after both timely publication notice to the public and mail notice to all property owners within 200 feet of the subject lands, all as required by said Code section; and

**WHEREAS**, upon consideration of the recommendation made by the Planning and Zoning Commission, public comments presented, and having given the matter its independent consideration, the Council finds that it is in the public interest, health and welfare, and consistent with good zoning practice to amend the Zoning District Map and to change the zoning classification of the subject parcels to M-1, Limited Industry District.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, STATE OF OHIO, THAT:**

**SECTION 1.** That permanent parcel no. 02-A-008-0-00-027-0, whose legal description is attached hereto as Exhibit 1 and incorporated herein by this reference, now zoned M-2, General Industry District, shall from the effective date of this Ordinance be zoned M-1, Limited Industry District.

**SECTION 2.** That permanent parcel no. 02-A-008-0-00-028-0, whose legal description is attached hereto as Exhibit 2 and incorporated herein by this reference, now zoned in part M-2, General Industry District, and in part M-1, Limited Industry District, shall from the effective date of this Ordinance be completely zoned M-1, Limited Industry District.

**SECTION 3.** That the Zoning District Map be and is hereby amended such that permanent parcel nos. 02-A-008-0-00-027-0 and 02-A-008-0-00-028-0 shall be shown as zoned M-1, Limited Industry District.

**SECTION 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 5.** This Ordinance shall take effect at the earliest time provided by law.

PASSED:  
*(Fowler s.B.)*

  
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Ken Takacs, President of Council

Attested:

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Kristie M. Crockett, Fiscal Officer / Clerk of Council

Approved:

  
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Sam Britton Jr., Mayor

*4/21/14*  
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Date