

RECORD OF ORDINANCES

Ordinance No. 2014-03

Passed APRIL 1ST, 20 14

AN ORDINANCE REZONING A PART OF LOT 2173 OF THE REVISED AND CONSECUTIVE NUMBERS OF LOTS OF THE CITY OF BROOKVILLE, OHIO FROM ITS PRESENT CLASSIFICATION OF I-2, GENERAL INDUSTRIAL DISTRICT, AND HS, HIGHWAY SERVICE DISTRICT, TO THE NEW CLASSIFICATION OF PI, PLANNED INDUSTRIAL DISTRICT, AND DECLARING IT AN EMERGENCY.

WHEREAS, an application has been filed for rezoning of a part of Lot 2173 (the "Property"), being further described in Exhibit A attached hereto and incorporated herein by reference; and

WHEREAS, a Planned Development Preliminary Plan has been submitted for the development of the Montgomery County Fair Facility on the Property; and

WHEREAS, after the Public Hearings on the application in compliance with Section 4.11 of the Charter and Section 1151.04 of the Code of Ordinances, and upon recommendation of Planning Commission, the Council desires to adopt this Ordinance to approve the rezoning of the Property to PI, Planned Industrial District and to approve the Planned Development Preliminary Plan for the Montgomery County Fair Facility.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO THAT:

SECTION I: The zoning classification of part of Lot 2173, as further described in Exhibit A attached hereto and incorporated herein by reference, is hereby amended from I-2, General Industrial District, and HS, Highway Service District to PI, Planned Industrial District.

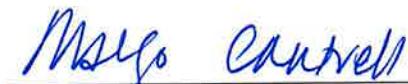
SECTION II: The Planned Development Preliminary Plan for the Montgomery County Fair Facility to be developed on the Property is hereby approved.

SECTION III: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, or welfare, and necessary for the further reasons that having the rezoning in effect at the earliest possible time is critical to achieving the complex financing necessary for the project and necessary to provide adequate time for the Montgomery County Agricultural Society to construct and open the Montgomery County Fair Facility in the City of Brookville by August 2015 for the annual County Fair.

PASSED this 1st day of April 2014.

ATTEST:


Sonja M. Keaton, Clerk


Margo Cantrell, Vice Mayor

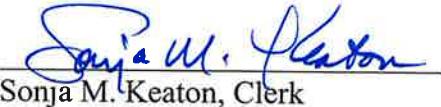
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CERTIFICATE

The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2014-03 passed by the Council of the City of Brookville, Ohio, on the 1st day of April 2014.


Sonja M. Keaton, Clerk

CERTIFICATE OF POSTING

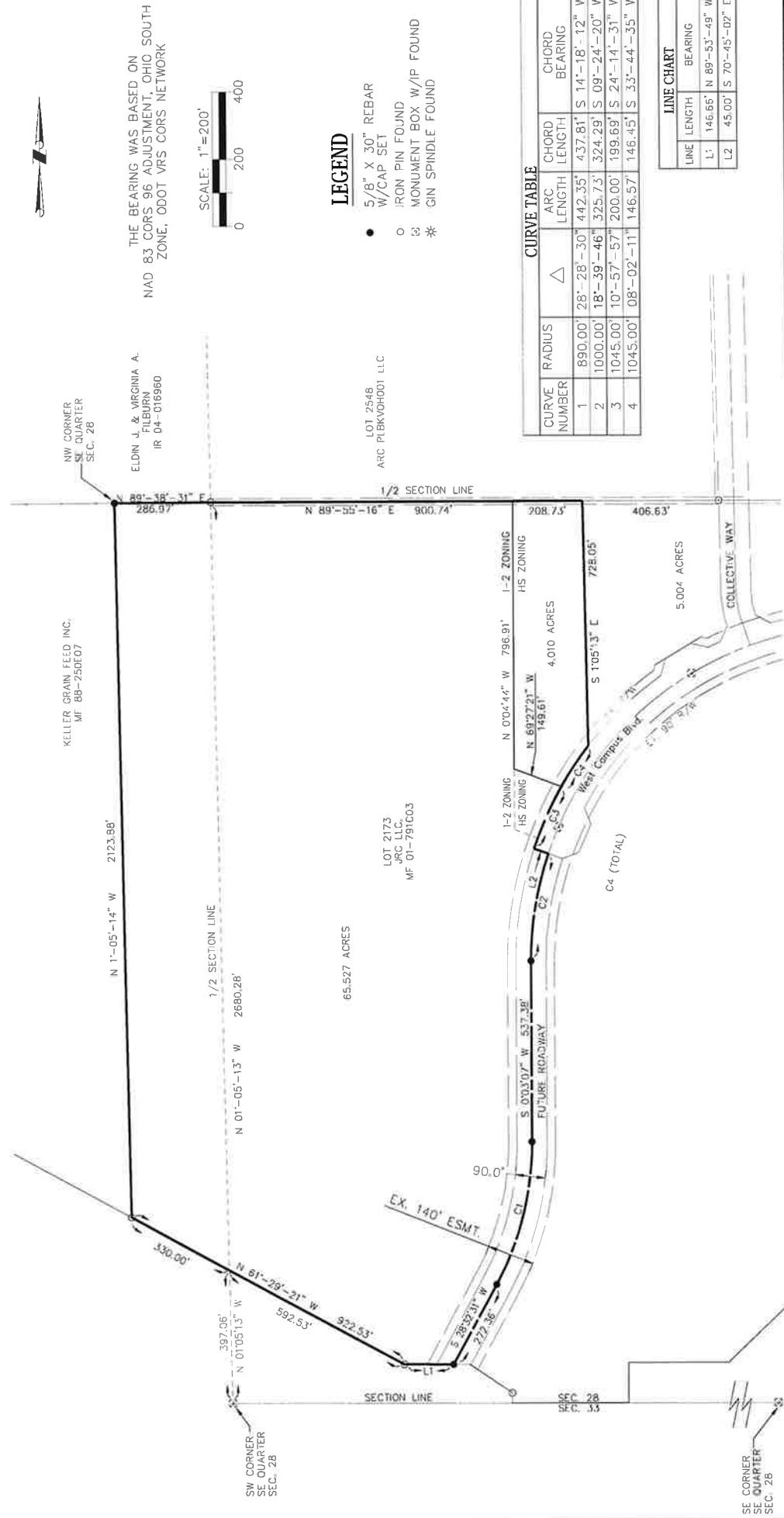
The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2014-03 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 3rd day of April 2014 to the 2nd day of May 2014, both days inclusive.


Sonja M. Keaton, Clerk

EXHIBIT A

PLAT OF SURVEY

SECTION 28, T 6, R 4E,
BEING PART OF LOT 2173,
THE CITY OF BROOKVILLE,
MONTGOMERY COUNTY, OHIO
69.537 ACRES TOTAL



CERTIFICATION

CERTIFICATION I CERTIFY THAT THE BOUNDARY SURVEY OF THIS SURVEY WAS PREPARED IN ACCORDANCE WITH O.A.C. 4733-37. ALL MONUMENTATION IS OR TO BE SET AS SHOWN.

OCCUPATION STATEMENT

LINES OF OCCUPATION (WHERE EXISTING) IN
GENERAL AGREE WITH PROPERTY LINES.

PROPERTY LINES CALCULATED FROM EXISTING
MONUMENTATION AND SURVEYS OF RECORD.

DATE:	3-12-2014
DRAWN BY:	WDG
JOB NUMBER:	MO11BRO1402
SHEET NUMBER	
1 OF 1	
	



Y OF THIS SURVEY
O.A.C. 4733-37,
AS SHOWN.

CERTIFICATION
I CERTIFY THAT THE BOUNDARY SURVEY
WAS PREPARED IN ACCORDANCE WITH
ALL MONUMENTATION IS OR TO BE SET
WESLEY D. GOUBEAX, P.S. #82

OCCUPATION STATEMENT

LINES OF OCCUPATION (WHERE EXISTING) IN
GENERAL AGREE WITH PROPERTY LINES.
PROPERTY LINES CALCULATED FROM EXISTING
MONUMENTATION AND SURVEYS OF RECORD.