

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2004-11

Passed NOVEMBER 16, 20 04

AN ORDINANCE AMENDING SECTIONS 1121.03(C)(2), 1123.03(C)(2), 1125.03(C)(2), AND 1127.03(C)(2) OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE REGULATING MINIMUM FLOOR AREAS FOR CERTAIN RESIDENTIAL DISTRICTS.

WHEREAS, Planning Commission has recommended to the Council of the City of Brookville that certain amendments be made to minimum floor area requirements for single family uses in residential districts in the City of Brookville; and

WHEREAS, Council finds that the proposed amendments to minimum floor area requirements to be proper and appropriate to assist in maintaining the quality of residential development in the City of Brookville.

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

SECTION 1: The Council of the City of Brookville hereby adopts the following amendments to minimum floor area requirements:

- (A) 1121.03(c)(2) of the R-1A district is hereby amended to minimum floor area of 1,800 square feet.
- (B) 1123.03(c)(2) of the R-1B district is hereby amended to minimum floor area of 1,600 square feet.
- (C) 1125.03(c)(2) of the R-1C district is hereby amended to minimum floor area of 1,400 square feet.
- (D) 1127.03(c)(2) of the R-2 district is hereby amended to minimum floor area of 1,300 square feet.

SECTION 2: For all residential districts, minimum floor area shall be determined pursuant to the following definition:

Minimum Floor Area: Minimum Floor Area is the minimum required living area for a residential dwelling unit in each zoning district. Minimum Floor Area is determined by calculating the total area of a residential dwelling unit, excluding basements, attics, garages, carports or exterior parking spaces, terraces, breezeways and patios, pools, accessory buildings of any kind, or any other exterior structure.

Minimum Floor Area as defined above shall be included in Section 1103.03 Definitions.

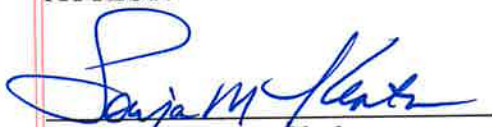
SECTION 3: The provisions of this Ordinance shall apply to and be enforced upon housing structures erected on a lot established in any final subdivision plat approved after the effective date of this Ordinance.

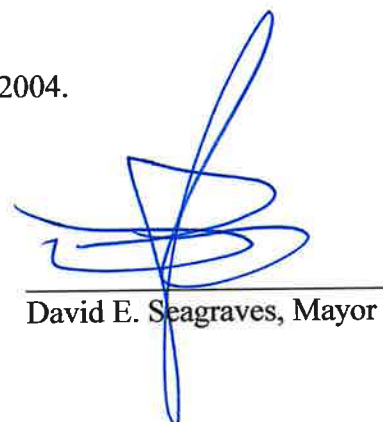
SECTION 4: This Ordinance shall repeal all ordinances and resolutions, and parts of ordinances and resolutions in conflict therewith.

SECTION 5: This Ordinance shall take effect thirty (30) days after passage of the Ordinance as provided by the Charter of the City of Brookville.

PASSED this 16th day of November, 2004.

ATTEST:


Sonja M. Keaton, Clerk


David E. Seagraves, 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. 2004-11, passed by the Council of the City of Brookville, Ohio, on the 16th day of November, 2004.


Sonja M. Keaton, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2004-11 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 17th day of November, 2004 to the 17th day of December, 2004, both days inclusive.


Sonja M. Keaton, Clerk