

# RECORD OF ORDINANCES

Ordinance No. **2003-10**Passed **February 3, 2004**

YEAR

## AN ORDINANCE AMENDING CHAPTER 1139 OF THE CODIFIED ORDINANCES OF THE CITY OF BROOKVILLE.

WHEREAS, Planning Commission has recommended certain amendments to Chapter 1139 Highway Service District; and

WHEREAS, after public hearing on the proposed amendments, and upon the recommendation of Planning Commission, Council hereby finds that these amendments to Chapter 1139 to be beneficial to the control of land uses and development in the highway service district.

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

SECTION 1: Section 1139.02(a) Highway Service District Permitted Uses is hereby amended to add the following permitted uses and to renumber existing subsection (17) to (20):

1139.02(a)(17): Banks, including drive-through facilities

1139.02(a)(18): Research and development offices and laboratories, administrative offices of any kind, including corporate, public, semi-public, civic, religious, and charitable organizations, post offices and governmental buildings;

1139.02(a)(19): Convenience food stores that primarily provide products and services for interstate travelers.

1139.02(a)(20): Accessory buildings incidental to the principal use. (Regulations governing accessory facilities and uses are specified in Chapter 1157).

SECTION 2: Section 1139.02(b) Highway Service District Special Uses is hereby amended to add the following special uses to be numbered as 1139.02(b)(2):

1139.02(b)(2): Retail establishments engaged in the retail trade of pharmacies, book and stationary stores, apparel stores, florist shops, antique stores, sporting good stores, jewelry stores, optical good stores, furniture, home furnishings, camera-photo supplies, electronic or computer sales and service, sporting goods, groceries, department stores, including department stores that offer a variety of retail goods and groceries, and other retail uses that are similar in character to those retail uses listed above, however, excluding any use that is an adult entertainment facility, as defined in Section 1103.03.

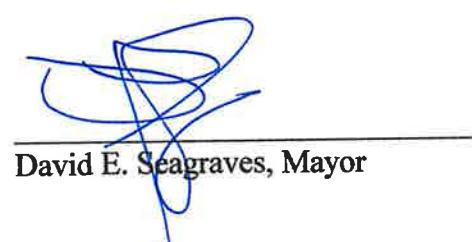
SECTION 3: This Ordinance shall amend or repeal all Ordinances and Resolutions, and parts of Ordinances and Resolutions in conflict herewith, and specifically, amends Chapter 1139.

SECTION 4: This Ordinance shall be in full force and effect thirty (30) days after passage by the Council of the City of Brookville.

PASSED this 3rd day of February, 2004.

ATTEST:

  
Sonja M. Keaton, Clerk

  
David E. Seagraves, Mayor

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Dayton Legal Blank Co.

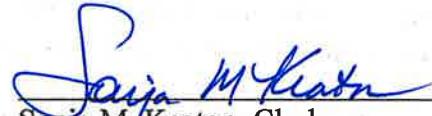
Form No. 30043

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## CERTIFICATE

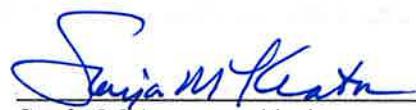
The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2003-10, passed by the Council of the City of Brookville, Ohio, on the 3rd day of February, 2004.



Sonja M. Keaton, Clerk

## CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2003-10 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 4th day of February, 2004 to the 4th day of March, 2004, both days inclusive.



Sonja M. Keaton, Clerk