

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2024-07 Passed JUNE 4, 2024

AN ORDINANCE ESTABLISHING THE ZONING CLASSIFICATION OF LOTS 2798, 2799, AND 2800 OF THE CITY OF BROOKVILLE, OHIO.

WHEREAS, the City of Brookville City Council accepted the annexation of 85.611 acres located in Clay Township to the City of Brookville on October 17, 2023,

WHEREAS, the annexed territory of 85.611 acres is described in the annexation map attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, City of Brookville Lot Numbers 2798, 2799, and 2800 were assigned to parcels within the annexation territory; and

WHEREAS, Section 1117.04 (c) of the Code of Ordinances provides that within three months after the effective date of an annexation shall recommend the appropriate permanent zoning districts for the annexed land; and

WHEREAS, after public hearing on the establishment of a zoning classification of the annexed property as required by Section 4.11 of the Charter, and upon recommendation of Planning Commission, Council of the City of Brookville hereby adopts this Ordinance to establish the zoning classification for the annexed land.

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

SECTION I: Lots 2798 and part of Lot 2799, being approximately 27.465 acres, is hereby assigned the zoning classification of (GB)(PD) General Business Planned Development Overlay District. The remainder of Lot 2799 and all of Lot 2780, being approximately 58.146 acres, is hereby assigned the zoning classification of (R-1A) (PD) Suburban Residential Planned Development Overlay District. The zoning classifications for Lots 2798, 2799, and 2780 are set forth and described in the zoning map attached hereto as Exhibit "B".

SECTION II: As required by Ohio Revised Code Section 709.023, Council has determined that the owner of the annexed territory shall provide a buffer separating the use of the annexed territory and the adjacent land remaining within the township. The term "buffer" in Ohio Revised Code Section 709.023 includes open space, landscaping, fences, walls, and other structured elements, streets and street right-of-way, and bicycle and pedestrian paths and sidewalks.

SECTION III: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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

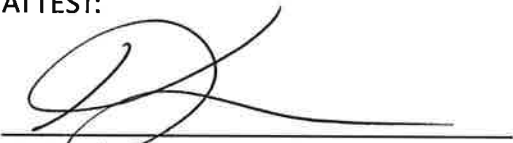
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PASSED THIS 4TH day of JUNE, 2024.


ATTEST:


Kimberly Duncan, Clerk


Charles Letner, Mayor

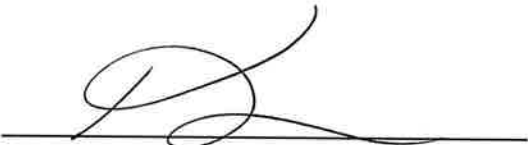
CERTIFICATE

The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2024-07, passed by the Council of the City of Brookville, Ohio, on the 4TH day of JUNE, 2024.


Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No, 2024-07 was posted at the City Building, US Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 5TH day of JUNE, 2024 to the 4TH day of JULY, 2024, both days inclusive.


Kimberly Duncan, Clerk

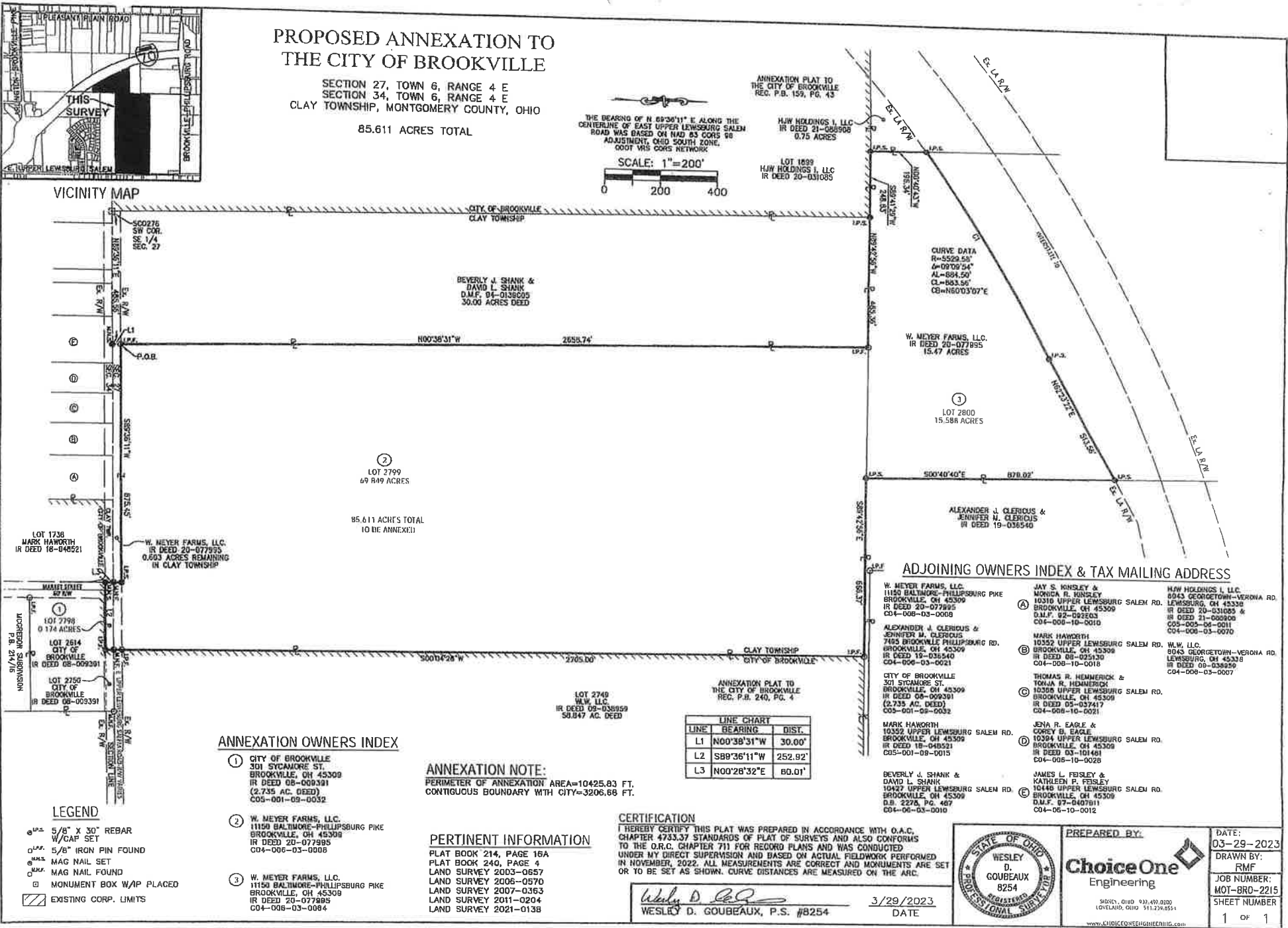


EXHIBIT "B"

