

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2022-04

Passed AUGUST 2, 20<sup>22</sup>

**AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF PART OF LOT 2222 OF THE CITY OF BROOKVILLE FROM ITS PRESENT CLASSIFICATION OF (HS) HIGHWAY SERVICE DISTRICT TO THE NEW CLASSIFICATION OF (I-2) GENERAL INDUSTRIAL DISTRICT.**

WHEREAS, part of Lot 2222, Montgomery County Auditor Parcel No. C05 00616 0001, and further described in Exhibit "A" attached hereto, is currently zoned (HS) Highway Service District; and

WHEREAS, after public hearing on this amendment to the zoning classification of the property as required by Section 4.11 of the Charter, and upon recommendation of the Planning Commission, Council hereby adopts this Ordinance to amend the zoning classification of the property from its present classification of (HS) Highway Service District to its new classification of I-2 General Industrial District.

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

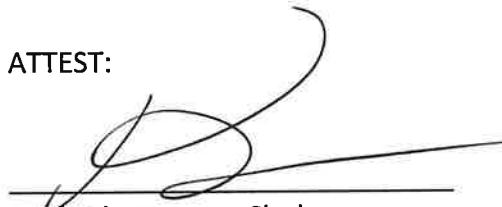
**SECTION I:** The zoning classification of part of Lot 2222, Auditor Parcel No. C05 00616 0001, being approximately 35 acres within Lot 2222, and further described in Exhibit "A" attached hereto and incorporated herein by reference, is hereby amended from its present zoning classification of (HS) Highway Service District to the new classification of (I-2) General Industrial District. This zoning amendment shall only apply to the property, as described in Exhibit "A", if it is transferred from the current property owner of record, L & W Real Estate Property Holdings, LLC, to another property owner, by deed recorded in the office of the Montgomery County Recorder by December 31, 2022.

**SECTION II:** 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 III:** 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.

PASSED this 2nd day of August 2022.

ATTEST:



Kimberly Duncan, Clerk



Charles Letner, Mayor

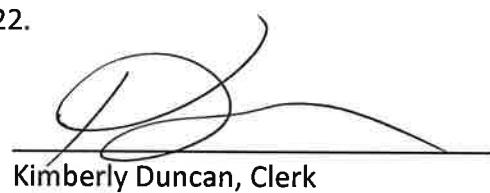
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## CERTIFICATE

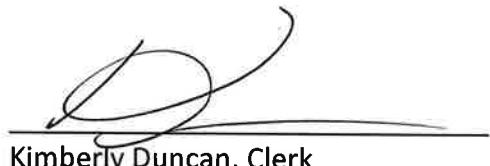
The undersigned, Clerk of the City of Brookville, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 2022-04, passed by the Council of the City of Brookville, Ohio, on the 2nd day of August 2022.



Kimberly Duncan, Clerk

## CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2022-04 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 August 2022, to the 1st day of September 2022, both days inclusive.



Kimberly Duncan, Clerk

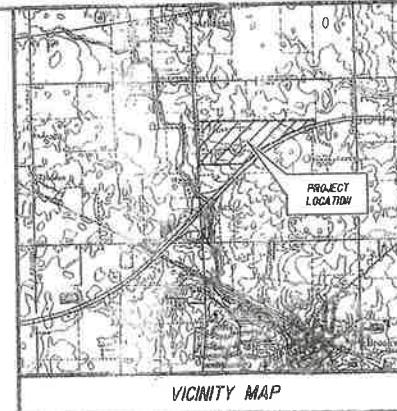
## **EXHIBIT "A"**



SCALE 1:250  
DATE: SEPTEMBER 2001

ACREAGE BREAKDOWN  
N 1/2 SEC. 27 - 50.789 ACRES LOT NUMBER 2222  
15.077 ACRES LOT NUMBER 2223  
9.656 ACRES LOT NUMBER 2224

HIGHWAY R/W  
NW 1/4 SEC. 27 0.916 ACRES  
(NOT TO BE ANNEXED)



VICINITY MAP

