

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2022-05

Passed January 3, 2023

AN ORDINANCE AMENDING CHAPTER 1137 GENERAL BUSINESS DISTRICT OF THE CODE OF ORDINANCES OF THE CITY OF BROOKVILLE, OHIO TO AUTHORIZED MIXED RESIDENTIAL AND BUSINESS USES IN THE GENERAL BUSINESS DISTRICT.

WHEREAS, Chapter 1137 of the Code of Ordinances provides zoning regulations for the General Business zoning districts in the City of Brookville; and

WHEREAS, the Planning Commission and City Council desire to amend the zoning code to permit mixed residential and business uses within the same structure or in close proximity to one another in general business districts to promote walkable neighborhoods in general business districts; and

WHEREAS, after public hearing on this amendment to the zoning code of the City of Brookville, Ohio 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 code.

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

SECTION I: Section 1137.02 (b) Special Uses is hereby amended to provide the following new special use:


Section 1137.02(b)(13) Mixed Use Development-Residential and Business Uses within the same structure or in close proximity to each other within the same General Business District. The residential uses shall include single family, two family and multi-family uses as described in the permitted uses and special uses of Chapter 1129.02 (a) and 1129.02(b) of the Code of Ordinances, and the business uses shall include permitted and special business uses as described in Chapter 1137.02(a) and (b).

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 3rd day of January, 2023.

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. 2022-05, passed by the Council of the City of Brookville, Ohio, on the 4th day of January, 2023.


Kimberly Duncan, Clerk

CERTIFICATE OF POSTING

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 2022-05 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 January, 2023, to the 2nd day of February, 2023, both days inclusive.


Kimberly Duncan, Clerk