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Presented by the Administration Upon
Recommendation of the Planning Commission

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. 47 - 2012

AN ORDINANCE APPROVING A MINOR PLAT APPLICATION FOR A LOT LINE ADJUSTMENT AFFECTING LAND AT 1705/1719 AKRON-PENINSULA ROAD (PARCEL NOS. 35-01565, 35-02491 AND 35-02490), AND DECLARING AN EMERGENCY.

WHEREAS, Art. VIII, §1.7 of the Charter of the City of Cuyahoga Falls requires that all affirmative decisions made by the Planning Commission be submitted to Council, and

WHEREAS, the Planning Commission has jurisdiction to review and reverse the denial of a Minor Plat Application, pursuant to Section 113.02(E) of the Codified Ordinances, and

WHEREAS, on April 17, 2012 the Planning Commission approved a Minor Plat for a lot line adjustment affecting land at 1705/1719 Akron-Peninsula Road, (Parcel Nos. 35-01565, 35-02491 and 35-02490), within the City of Cuyahoga Falls, Ohio,

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State of Ohio, that:

Section 1. This Council approves the Minor Plat Application for a lot line adjustment affecting land at 1705/1719 Akron-Peninsula Road, (Parcel Nos. 35-01565, 35-02491 and 35-02490), Cuyahoga Falls, Ohio, as stipulated in the Codified Ordinances of the City of Cuyahoga Falls and as approved by the Planning Commission as outlined in File P-6-12-MS.

Section 2. Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.

49 Section 4. This ordinance is hereby declared to be an emergency measure
50 necessary for the preservation of the public peace, health, safety, convenience and
51 welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the reason
52 that it is immediately necessary to permit timely and appropriate development of
53 this property, and provided it receives the affirmative vote of two thirds of the
54 members elected or appointed to Council, it shall take effect and be in force
55 immediately upon its passage and approval by the Mayor; otherwise it shall take
56 effect and be in force at the earliest period allowed by law.

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Passed: 5-14-12

Mandy Shroyer
President of Council

Cathleen J. Meacham
Clerk of Council

Approved: 5/16/12

D. Polant
Mayor

4/23/12