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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. 21 - 2014

8  
9 AN ORDINANCE APPROVING THE CREATION OF AN  
10 INDIVIDUAL HISTORIC OVERLAY LANDMARK AT 1701  
11 SOUTH FRONT STREET ACCORDING TO SECTION  
12 1132.21 H, HISTORIC OVERLAY IN THE CUYAHOGA  
13 FALLS GENERAL DEVELOPMENT CODE, AND  
14 DECLARING AN EMERGENCY.  
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16  
17 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions  
18 made by the Planning Commission be submitted to Council, and  
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20 WHEREAS, on March 18, 2014 the Planning Commission recommended approval  
21 for the designation of 1701 South Front Street as an individual historic overlay  
22 landmark according to Section 1132.21 H, Historic Overlay of the Cuyahoga Falls  
23 General Development Code and as outlined in this legislation and in File P-6-14-H,  
24 and  
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26 WHEREAS, the Planning Commission acted as sole reviewer and approval body  
27 for the creation of this individual historic overlay landmark designation until final  
28 certified local government approval is received by the Ohio Historic Preservation  
29 Office and the National Park Service, and  
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31 WHEREAS, the Planning Commission based its individual historic overlay  
32 landmark designation for 1701 South Front Street on Section 1132.21 H, Historic  
33 Overlay and Ordinance 18-2014, and  
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35 WHEREAS, the Planning Commission is recommending that City Council approve  
36 this individual historic overlay landmark designation at 1701 South Front Street  
37 because the structure has special historic and architectural value to the City of  
38 Cuyahoga Falls.  
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40 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga  
41 Falls, County of Summit, and State of Ohio, that:  
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43 Section 1. That the City Council approves, in accordance with Cuyahoga Falls  
44 General Development Code regulations as stipulated in the Codified Ordinances of  
45 the City of Cuyahoga Falls and as approved by the Planning Commission as per the  
46 plans and final stipulations contained in File P-6-14-H.  
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48 Section 2. That Council hereby waives the publication notice and the public  
49 hearing requirements pursuant to Codified Ordinance Section 1132.21 C 2 f(1) of  
50 the Codified Ordinances regarding the text amendments herein.

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52 Section 3. That Council approves actions of the Planning Commission in this  
53 matter and waives review and approval by the DHR Board pursuant to Codified  
54 Ordinance Section 1132.21(C) for the creation of this individual historic overlay  
55 landmark designation for the reason that final certified local government approval  
56 has not yet been received by the Ohio Historic Preservation Office and the National  
57 Park Service.

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59 Section 4. That any other ordinances or resolutions or portions of ordinances  
60 and resolutions inconsistent herewith are hereby repealed, but any ordinances and  
61 resolutions not inconsistent herewith and which have not previously been repealed  
62 are hereby ratified and confirmed.

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64 Section 5. That it is found and determined that all formal actions of this Council  
65 concerning and relating to the adoption of this ordinance were adopted in an open  
66 meeting of this Council, and that all deliberations of this Council and of any of its  
67 committees that resulted in such formal action, were in meetings open to the public,  
68 in compliance with all legal requirements including, to the extent applicable, Chapter  
69 107 of the Codified Ordinances.

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71 Section 6. That this ordinance is hereby declared to be an emergency measure  
72 necessary for the preservation of the public peace, health, safety, convenience and  
73 welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the reason that  
74 it is immediately necessary to permit timely and appropriate development of this  
75 property, and provided it receives the affirmative vote of two thirds of the members  
76 elected or appointed to Council, it shall take effect and be in force immediately upon  
77 its passage and approval by the Mayor; otherwise it shall take effect and be in force  
78 at the earliest period allowed by law.

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Passed:

3/24/2014

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Approved:

3-26-14

Mary Ellen Pyke  
President of Council

David J. Jamin  
Clerk of Council

[Signature]  
Mayor

3/24/2014

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