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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. 36 - 2013

8
9 AN ORDINANCE APPROVING THE SITE PLAN RELATED
10 TO CONSTRUCTION OF RETAIL SALES BUILDINGS
11 "C," "D," "G," AND "H" (PARCEL NOS. 02-18517, 02-
12 18769, 02-20436 AND 02-20437) AT THE PORTAGE
13 CROSSING REDEVELOPMENT SITE, AND DECLARING
14 AN EMERGENCY.

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

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21 WHEREAS, site plan review by the Planning Commission is required for the
22 construction of all new buildings in excess of 8,000 SF in the City of Cuyahoga
23 Falls, Ohio; and

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25 WHEREAS, on May 7, 2013, the Planning Commission approved the site plan
26 for the construction retail sales building buildings "C," "D," "G," and "H" (Parcel
27 Nos. 02-18517, 02-18769, 02-20436 and 02-20437) for Portage Crossing, LLC at
28 the Portage Crossing Redevelopment Site within the City of Cuyahoga Falls, Ohio,
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30 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga
31 Falls, County of Summit, and State of Ohio, that:

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33 Section 1. This Council approves the site plan related to the construction of
34 retail sales building buildings "C," "D," "G," and "H" (Parcel Nos. 02-18517, 02-
35 18769, 02-20436 and 02-20437) at the Portage Crossing Redevelopment Site in
36 Cuyahoga Falls, Ohio, , in accordance with Cuyahoga Falls General Development
37 Code regulations as set forth in the Codified Ordinances of the City of Cuyahoga
38 Falls and as approved by the Planning Commission as per the plans and final
39 conditions contained in File P-9-13-SP and as further depicted on the site plan
40 attached hereto as Exhibit A.

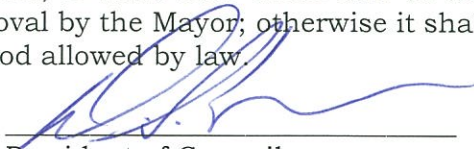
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42 Section 2. That any other ordinances or resolutions or portions of ordinances
43 and resolutions inconsistent herewith be and the same are hereby repealed, but
44 any ordinances and resolutions not inconsistent herewith and which have not
45 previously been repealed are hereby ratified and confirmed.

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47 Section 3. That it is found and determined that all formal actions of this Council
48 concerning and relating to the adoption of this ordinance were adopted in an open
49 meeting of this Council, and that all deliberations of this Council and of any of its

50 committees that resulted in such formal action, were in meetings open to the
51 public, in compliance with all legal requirements, to the extent applicable,
52 including Chapter 107 of the Codified Ordinances.
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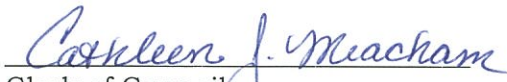
54 Section 4. That this ordinance is hereby declared to be an emergency measure
55 necessary for the preservation of the public peace, health, safety, convenience and
56 welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the reason
57 that it is immediately necessary to permit timely and appropriate development of
58 this property, and provided it receives the affirmative vote of two thirds of the
59 members elected or appointed to Council, it shall take effect and be in force
60 immediately upon its passage and approval by the Mayor; otherwise it shall take
61 effect and be in force at the earliest period allowed by law.

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63 Passed: 5/28/13



President of Council

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Clerk of Council

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71 Approved: 5/30/13



Mayor

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5/13/13

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