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3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. 42 - 2007

7
8 AN ORDINANCE AUTHORIZING AND APPROVING THE CONDITIONAL
9 ZONING CERTIFICATE FOR ACE CASH EXPRESS AT 617 HOWE
10 AVENUE AND DECLARING AN EMERGENCY.

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12 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning
13 Commission be submitted to Council, and

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15 WHEREAS, the issuance of a Conditional Zoning Certificate by the Planning Commission is required for
16 the operation of a check cashing and pay-day-loan business in the City, and

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18 WHEREAS, on February 21, 2007 the Planning Commission approved a Conditional Zoning Certificate
19 for the operation of a check cashing and pay-day-loan business known as Ace Cash Express at 617 Howe
20 Avenue within the City of Cuyahoga Falls, Ohio.

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

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25 Section 1. That the City Council approves the conditional zoning certificate for the operation of a
26 check cashing and pay-day-loan business known as Ace Cash Express at 617 Howe Avenue, Cuyahoga Falls,
27 Ohio, in accordance with all developmental regulations as stipulated in the Codified Ordinances of the City of
28 Cuyahoga Falls as approved by the Planning Commission as per the plans and conditions contained in File
29 P-07-07-CZ.

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32 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions not
33 inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

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

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

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49 Passed: 3/26-07

Kathy Klement
President of Council

Barbara J. White
Clerk of Council

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57 Approved: 3/27/07

D. Robert
Mayor

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61 2/26/07