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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. 42 - 2013

8
9 AN ORDINANCE APPROVING THE SITE PLAN RELATED TO
10 CONSTRUCTION OF 92,622 SQUARE FOOT GROCERY
11 STORE AT 2687 STATE ROAD (PARCEL NO. 02-20436) AND
12 A 34,562 SQUARE FOOT CINEMA AT 2925 STATE ROAD
13 (PARCEL NOS. 02-20437, 02-20439, AND 02-02885) WITHIN
14 THE PORTAGE CROSSING REDEVELOPMENT SITE, AND
15 DECLARING AN EMERGENCY.
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18 WHEREAS, Art. VIII, §1.7 of the Charter of the City of Cuyahoga Falls requires that all
19 affirmative decisions made by the Planning Commission be submitted to 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 Falls, Ohio,
23 and
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25 WHEREAS, on June 18, 2013, the Planning Commission approved the site plan for the
26 construction of a 92,622 square foot grocery store at 2687 State Road (Parcel No. 02-
27 20436) and a 34,562 square foot cinema at 2925 State Road (Parcel Nos. 02-20437, 02-
28 20439 and 02-02885) for Portage Crossing, LLC within the Portage Crossing
29 Redevelopment Site, Cuyahoga Falls, Ohio,
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31 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
32 County of Summit, and State of Ohio, that:
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34 Section 1. This Council approves the site plan related to the construction of a 92,622
35 square foot grocery store at 2687 State Road (Parcel No. 02-20436) and a 34,562 square
36 foot cinema at 2925 State Road (Parcel Nos. 02-20437, 02-20439 and 02-02885) for Portage
37 Crossing, LLC within the Portage Crossing Redevelopment Site, Cuyahoga Falls, Ohio, in
38 accordance with Cuyahoga Falls General Development Code regulations as set forth in the
39 Codified Ordinances of the City of Cuyahoga Falls and as approved by the Planning
40 Commission as per the plans and final conditions contained in File P-16-13-SP and as
41 further depicted on the plan and elevation drawings attached hereto as Exhibit A.
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43 Section 2. Any other ordinances or resolutions or portions of ordinances and
44 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions
45 not inconsistent herewith and which have not previously been repealed are hereby ratified
46 and confirmed.
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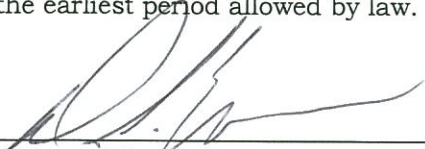
48 Section 3. It is found and determined that all formal actions of this Council concerning
49 and relating to the adoption of this ordinance were adopted in an open meeting of this
50 Council, and that all deliberations of this Council and of any of its committees that resulted
51 in such formal action, were in meetings open to the public, in compliance with all legal
52 requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.
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54 Section 4. This ordinance is hereby declared to be an emergency measure necessary
55 for the preservation of the public peace, health, safety, convenience and welfare of the City
56 of Cuyahoga Falls and the inhabitants thereof, for the reason that it is immediately
57 necessary to permit timely and appropriate development of this property, and provided it
58 receives the affirmative vote of two thirds of the members elected or appointed to Council, it
59 shall take effect and be in force immediately upon its passage and approval by the Mayor;
60 otherwise it shall take effect and be in force at the earliest period allowed by law.

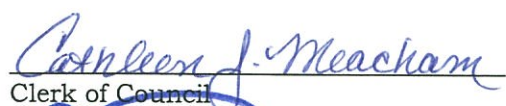
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Passed:

7-8-13



President of Council



Clerk of Council

Approved:

7/9/13



Mayor

6/24/13

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