

AN ORDINANCE

BY: VICE MAYOR BYINGTON NO. 4963

AMENDING THE ZONING MAP OF THE CITY OF OAKWOOD SO AS TO REZONE LOT 1870 PT FROM THE R-1 RESIDENTIAL ZONING DISTRICT TO THE R-3 RESIDENTIAL ZONING DISTRICT.

WHEREAS, it has been proposed to the city of Oakwood that the zoning map of said city be amended so as to change the zoning of parcel Q71 00508 0023, also known as Lot 1870 PT, from the R-1 residential zoning district to the R-3 residential zoning district, and said proposal has been presented to the Planning Commission of this city on September 7, 2022, in accordance with the requirements of Section 1003 of the Oakwood Zoning Ordinance; and

WHEREAS, said rezoning has been requested by the property owner in conjunction with a consolidation of the above-referenced Lot 1870 PT with adjacent Lot 1869, which is already classified in the R-3 residential zoning district, so as to join the two lots under a single zoning classification; and

WHEREAS, the Planning Commission, by a vote of 4-0 with one member absent, recommends the proposed zoning amendment, consistent with Findings of Fact that have been referred to and received by this Council; and

WHEREAS, Council has held a public hearing upon the proposal for said rezoning and has given due notice of said hearing as required by law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAKWOOD, STATE OF OHIO, THAT:

SECTION I.

The following described real estate shall be rezoned from the R-1 residential zoning district to the R-3 residential zoning district:

(See legal description attached hereto as Exhibit A, which is incorporated by this reference;)

Montgomery County Auditor's Permanent Parcel ID No.: Q71 00508 0023.

SECTION II.

This ordinance shall take effect as of the earliest date permitted by law.

PASSED BY COUNCIL OF THE CITY OF OAKWOOD, this 7th day of November, 2022.



Mayor William D. Duncan

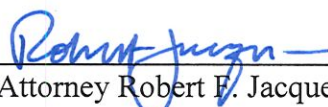
ATTEST:



Clerk of Council

TO THE CLERK:

Please publish the foregoing Ordinance in the summary form set forth below.



City Attorney Robert F. Jacques

LEGAL NOTICE

Ordinance No. 4963 of the Council of the city of Oakwood, Ohio, was passed on the 7th day of November, 2022. That ordinance provides for the rezoning of Lot 1870PT from the R-1 zoning district to the R-3 zoning district and shall take effect as of the earliest date permitted by law. The rezoned land is further identified by Montgomery County Auditor's Permanent Parcel ID No. Q71 00508 0023.

Lori Stacel, Clerk of Council

CERTIFICATION OF PUBLICATION

I, Lori Stacel, Clerk of Council of the City of Oakwood, State of Ohio, do hereby certify that the foregoing summary of the foregoing Ordinance was duly published in the Oakwood Register, a newspaper of general circulation in the said City of Oakwood, that said publication occurred on the following date:

November 16, 2022

Lori Stacel

Lori Stacel, Clerk of Council

A RESOLUTION

BY: VICE MAYOR BYINGTON NO. 1901

TO APPROVE THE CONTINUED USE OF THE 2004 COMPREHENSIVE PLAN TO GUIDE CITY POLICY AS TO LAND USE AND DEVELOPMENT.

WHEREAS, Section 713.06 of the Ohio Revised Code provides that Ohio municipalities “may frame and adopt a plan for zoning and land use;” and

WHEREAS, the city of Oakwood has adopted such a plan at several times throughout its history, initially through the city’s first comprehensive zoning ordinance adopted in 1952 (Ord. No. 1724), and subsequently through the 1989 comprehensive planning effort, the 2000 zoning ordinance rewrite (Ord. No. 4471), and the 2004 comprehensive planning effort; and

WHEREAS, both comprehensive planning efforts were accomplished via extensive study and collaboration among Comprehensive Planning Committees that included outside expert consultants as well as members of Oakwood City Council, city officials, and numerous Oakwood residents and business representatives; and

WHEREAS, those comprehensive planning efforts culminated in the publication of two documents, the 1989 Comprehensive Plan and its subsequent update known as the 2004 Comprehensive Plan, which were intended to serve as the city’s official policy guide for physical development addressing the use of land, the movement of vehicles and pedestrians, the protection of community character, and the provision of parks, schools, and other public facilities; and

WHEREAS, city staff recently reviewed the 2004 Comprehensive Plan, and progress towards the Goals and Objectives set forth therein, and presented the same in detail to the Oakwood Planning Commission at its meeting of October 5, 2022; and

WHEREAS, in reviewing the 2004 Comprehensive Plan, city staff noted that Oakwood remains landlocked and is essentially fully developed; and

WHEREAS, following the presentation, the Planning Commission adopted a motion to acknowledge and accept the report and accomplishments towards the Comprehensive Plan goals and objectives; and

WHEREAS, the Planning Commission also noted that Oakwood is a mature, established community that values its history and preservation of its stability and ambience over systematic, and/or rapid, dynamic change, and on that basis adopted a motion to recognize the 2004 Comprehensive Plan of the city of Oakwood as a document of continuing validity as the city’s official policy guide for physical development addressing the use of land, the movement of vehicles and pedestrians, the protection of community character, and the provision of parks, schools, and other public facilities; and further, to recommend that Council ratify the same prospectively, consistent with that determination; and

WHEREAS, the City Manager has reviewed the 2004 Comprehensive Plan in a presentation before Council, and having considered the same, Council wishes to accept the recommendation of the Planning Commission;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OAKWOOD, OHIO, THAT:

SECTION I.

Council hereby accepts the reported accomplishments towards the Comprehensive Plan Goals and Objectives.

SECTION II.

Council hereby concurs with the Planning Commission’s characterization of Oakwood as a mature, established community that values its history and preservation of its stability and ambience over systematic, and/or rapid, dynamic change.

SECTION III.

Council hereby ratifies and recognizes the 2004 Comprehensive Plan of the city of Oakwood, including the Vision Statement and all component parts thereof, as a document of continuing validity as the city’s official policy guide for physical development addressing the use of land, the movement of vehicles and pedestrians, the protection of community character, and the provision of parks, schools, and other public facilities.

SECTION IV.

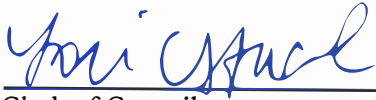
It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

ADOPTED BY COUNCIL OF THE CITY OF OAKWOOD, this 7th day of November, 2022.



Mayor William D. Duncan

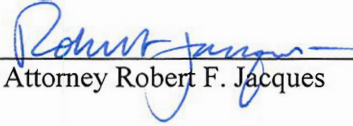
ATTEST:



Clerk of Council

TO THE CLERK:

Publication of this resolution is not required.



City Attorney Robert F. Jacques