

**ORDINANCE 2016-05**

**AN ORDINANCE APPROVING THE PRELIMINARY DEVELOPMENT PLAN FOR CHESTNUT COMMONS AND DECLARING AN EMERGENCY**

**WHEREAS**, Chestnut Commons is zoned (PUD) a Planned Unit Development District; and,

**WHEREAS**, a preliminary development plan is required; and,

**WHEREAS**, a preliminary development plan text is consistent with the intent and restrictions of the Codified Ordinances of the Village; and,

**WHEREAS**, the Village Engineer has reviewed the preliminary development plan and has recommended that Council approve the preliminary development plan; and,

**WHEREAS**, following the action of Council, Council must approve the final development plan before construction may begin;

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Commercial Point, Ohio that:

**SECTION 1:** The preliminary development plan is hereby approved by the Village of Commercial Point.

**SECTION 2:** 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 other committees that result in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**SECTION 3:** This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the Village. Specifically, the property owner must present a final development plan to Council, contributing to the Village's tax base; WHEREFORE, this ordinance shall take effect and be in force from and after its passage.

Vote on Suspension of Readings:

Motion by: \_\_\_\_\_ Mr. Townsend \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_ Mr. Sadler \_\_\_\_\_

Roll Call:

\_\_\_\_ Mark Geiger  
Yes David Sadler

Yes Ben Townsend  
Yes Brad Laxton

Yes Scott O'Neil  
\_\_\_\_ Nicole Evans

Vote on Passage of the Ordinance declaring it an emergency:

Motion by: \_\_ Mr. Laxton \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_ Mr. Townsend \_\_\_\_\_

Roll Call:

\_\_\_\_ Mark Geiger  
Yes David Sadler

Yes Ben Townsend  
Yes Brad Laxton

Yes Scott O'Neil  
\_\_\_\_ Nicole Evans

**PASSED AND ADOPTED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL  
POINT ON THIS \_\_\_\_\_ DAY OF APRIL, 2016.**

\_\_\_\_\_  
Gary Joiner, Mayor

\_\_\_\_\_  
Wendy Hastings, Fiscal Officer

Approved as to Form:

\_\_\_\_\_  
Michael D. Hess, Law Director