

VILLAGE OF GRAFTON

ORDINANCE NO. 18-015

INTRODUCED BY:

MOTION BY: STRAH

SECONDED BY: SAUER

AN ORDINANCE AUTHORIZING AND DIRECTING SUBMISSION TO THE ELECTORS OF THE VILLAGE OF GRAFTON, OF A PROPOSAL TO AMEND ARTICLE VII, SECTION 1 OF THE CHARTER FOR THE VILLAGE OF GRAFTON, OHIO, TO COMPLY WITH THE PROVISIONS OF THE OHIO REVISED CODE, AND DELETE SUBSECTION (C)(7) THEREUNDER, REQUIRING PLANS, RECOMMENDATIONS AND REGULATIONS MADE BY THE BOARD OF ZONING AND BUILDING APPEALS BE SUBMITTED TO THE COUNCIL FOR APPROVAL BEFORE THE SAME SHALL BE CONSIDERED OFFICIAL. AND DECLARING AN EMERGENCY

WHEREAS, Council has considered an amendment to Article VII, Section 1 of the Village of Grafton Charter, to comply with the provisions of the Ohio Revised Code, and delete subsection (c)(7) thereunder, requiring plans, recommendations and regulations made by the Board of Zoning and Building Appeals be submitted to the Council for approval before the same shall be considered official; and

WHEREAS, Council finds, as requested by the Charter Review Commission, that the interests of the Village would be best served if Article VII, Section 1 is amended to delete subsection (c)(7) thereunder.

NOW WHEREFORE, be it ordained by the Council of the Village of Grafton, County of Lorain, and State of Ohio:

Section 1: That, Council hereby authorizes and directs the submission to the electors of the Village of Grafton at the General Election to be held on November 6, 2018, of the following proposal as requested by the Charter Review Commission, to amend Article VII Section 1 of the Charter of the Village of Grafton, Ohio, to delete subsection (c)(7) thereunder, requiring plans, recommendations and regulations made by the Board of Zoning and Building Appeals be submitted to Village Council for approval before the same shall be considered official.

Section 2: That, the foregoing proposed amendment, upon receiving at least a majority of the votes cast thereon at the November 6, 2018 election, shall become effective immediately upon its adoption.

Section 3: That, the ballot submitting the question of the adoption of the aforesaid amendment shall read as follows:

“PROPOSED CHARTER AMENDMENT
VILLAGE OF GRAFTON, OHIO

A majority affirmative vote is necessary for passage.
(Deleted language shown.)

Shall Article VII, Section 1 of the Charter for the Village of Grafton be amended to comply with the provisions of the Ohio Revised Code and delete Subsection (c)(7) thereunder requiring plans, recommendations and regulations made by the Board of Zoning and Building Appeals be submitted to the Council for approval before the same shall be considered official?

The language of Article VII, Section 1(c)(7) which would be deleted is as follows:

ARTICLE VII
BOARDS AND COMMISSIONS

Section 1. Board of Zoning and Building Appeals

(c) Powers and Duties. The Board of Zoning and Building Appeals shall have the following duties and powers:

~~“(7) All plans, recommendations and regulations made by the Board of Zoning and Building Appeals shall be submitted to the Council for approval before the same shall be considered official.”~~

Section 4: That, the Director of Law is authorized to modify or summarize the language of the proposed amendment to Article VII, Section 1 of the Village of Grafton Charter if requested or required by the Board of Elections for ballot purposes.

Section 5: That, the Clerk-Treasurer is hereby authorized and directed to promptly forward a certified copy of this Ordinance to the Board of Elections of Lorain County.

Section 6: That, the Board of Elections of Lorain County shall cause an appropriate notice to be duly given of the General Election to be held on November 6, 2018, on the foregoing proposed amendment to the Charter of the Village of Grafton and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 7: That, the Clerk-Treasurer is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the Village of Grafton, with the first publication to be made at least fifteen (15) days prior to the General Election to be held on November 6, 2018, as provided by Article XVIII, Section 9 of the Constitution of the State of Ohio.

Section 8: That, it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of and of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including the Ohio Revised Code.

Section 9: That, this Ordinance is hereby declared to be an emergency measure for the preservation of the health, safety and welfare of the citizens of the Village of Grafton, and for the further reason that it is necessary that it become effective immediately so as to be promptly certified to the election authorities in order for the question to appear on the ballot at the next General Election.

Section 10: That, this Ordinance shall be in full force and effect from and immediately after the earliest date allowed by law.

PRESIDENT OF COUNCIL

6/19/18

DATE PASSED

MAYOR

6-19-18

DATE APPROVED

CLERK-TREASURER

6-19-18

DATE ATTESTED

APPROVED AS TO FORM BY:

GRETCHEN A. HOLDERMAN, LAW DIRECTOR