

Sponsor: Biggs / Bopp

ORDINANCE NO. 64-21

AN ORDINANCE REZONING FROM BUSINESS (B-2) TO RESIDENTIAL (R-2) THE PROPERTY LOCATED AT 265 PEARL STREET IN THE CITY OF JACKSON, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, the legislative authority of the City of Jackson has received a recommendation from the Jackson City Planning Commission, attached hereto, to rezone the area described in the attachments hereto (an Exhibit "A" for each parcel number), from Business (B-2) to Residential (R-2); and

WHEREAS, the legislative authority has determined that recommended change in zoning meets the requirements for rezoning for the reasons that: (1) the requested change is in accordance with the City's development goals and objectives; and (2) a rezoning is supported by a substantial change in the area conditions, rendering the original business zoning as functionally obsolete.; and

WHEREAS, this matter constitutes an emergency as immediate action to rezone the property is necessary to permit the construction of the group home for which a conditional use has already been approved and the addition of a newly constructed group home as proposed will be beneficial to the City of Jackson and is necessary for the protection of the health and safety of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON:

SECTION 1: That the area described in each exhibit "A", to the attachments hereto and incorporated herein, shall be rezoned from business (b-2) to residential (r-2) zoning and that the change in the zoning shall be reflected on the planning and zoning maps of the city.

SECTION 2: This Ordinance is hereby declared to be an emergency Ordinance necessary for the immediate preservation of the public peace, health and safety of the City of Jackson for the reasons set forth herein. Therefore, this Ordinance shall go into effect upon passage and as provided in Ohio Revised Code Section 731.30.

SECTION 3: In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

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

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 8th
day of November, 2021.

Daniel J. Fultz
President of Council

ATTEST:

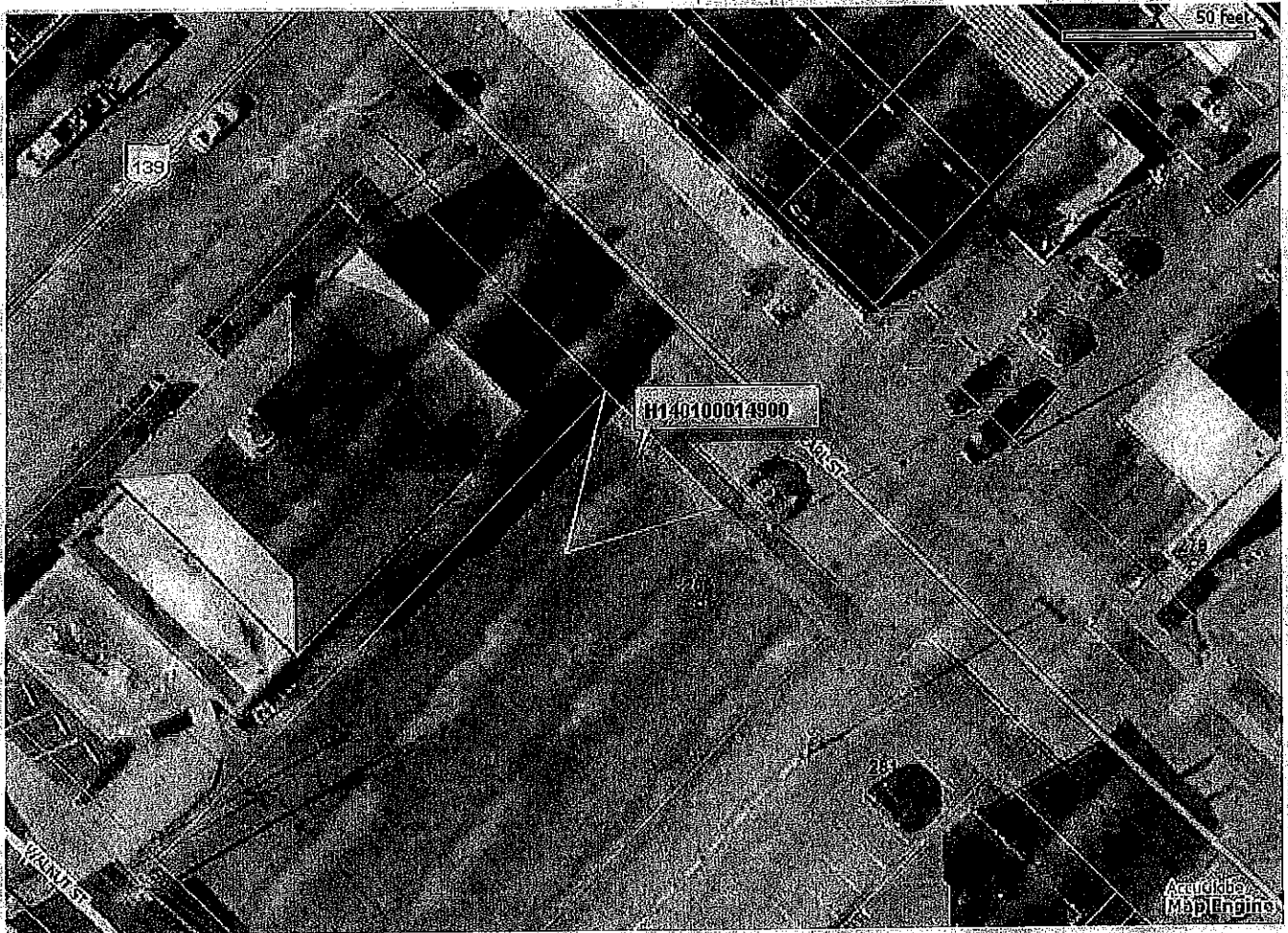
Cindi R. Kuhn
Clerk of the Legislative Authority

Approved this 8th day of November, 2021.

Bernard...
Mayor

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Notes

EXHIBIT A

Situated in the City of Jackson, County of Jackson and State of Ohio:

In Lot Number Ninety-two (92) in the original Town, now City of Jackson, Ohio.

Parcel Number: H14-010-00-149-00

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Notes

EXHIBIT A

The following described real estate, situated in the City of Jackson, in the County of Jackson and in the State of Ohio, and bounded and described as follows:

Being situated in Lot Number Ninety-two (92) of the City of Jackson, in Jackson County, Ohio and commencing at the southeast corner of said lot and thence northward along the west line of the alley some 67 feet to a point due east from the southeast corner of the concrete slab which was the floor of the Old Ray garage; thence westward in a line parallel to Pearl Street to the west line of said lot; thence southward along the west line of the lot to the south line of said lot; thence eastward along the south line of the lot to the place of beginning.

This description is on the hypothesis that Pearl Street in Jackson, Ohio runs east to west.

Parcel Number: H14-010-00-148-00