

**A RESOLUTION CERTIFYING A CHARTER AMENDMENT
PROPOSED BY PETITION REDUCING THE TERMS OF THE
MEMBERS OF THE BOARD OF ZONING APPEALS FROM FIVE
YEARS TO TWO YEARS AND MAKING THE TERMS INCONSISTENT
WITH STATE LAW AND DECLARING AN EMERGENCY.**

WHEREAS, a petition proposing an amendment to Section 10.01 of the Richfield Charter was received by the Clerk of Council on January 5, 1993; and

WHEREAS, by Order of the Court of Common Pleas of Summit County, it was determined that the Petitions did not have to comply with State law as respects to the form of Petitions; and

WHEREAS, the Board of Elections of Summit County has verified that there are sufficient signatures on the Petitions; and

WHEREAS, time did not permit certification of the Petitions to the Board of Elections to be placed on the ballot at a special election to be held on May 4, 1993; and

WHEREAS, the Council has previously placed these matters on a special election to be held on August 3, 1993, which election be charged to the Village; and

WHEREAS, this Council has been informed by the Board of Elections that a special election will be held on September 7, 1993; and

WHEREAS, in order to save the taxpayers money, this Council wishes to place these issues on the special election on September 7, 1993.

WHEREAS, this Council wishes the request for the August 3, 1993 election be withdrawn.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, State of Ohio:

SECTION 1: That the petition proposing an amendment to Section 10.01 of the Richfield Charter reducing the term of the citizen members of the Board of Zoning Appeals from five years to two years; providing that a member of the Board of Zoning Appeals may serve no more than two consecutive terms; and making the provisions of the Richfield Charter with respect to the terms of Board of Zoning Appeals members inconsistent with State law be, and the same hereby are, certified to the Summit County Board of Elections for placement on the ballot at a special election to be held on September 7, 1993.

SECTION 2: That all Ordinances and Resolutions inconsistent herewith be, and the same hereby are, repealed.

SECTION 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary so as to be placed on the September 7th ballot; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed:

June 19, 1993

David W. Howard
President of Council

David W. Howard

ATTEST:

Peggy Malone

Clerk of Council

May N. (Peggy) Malone

Ralph R. Waszak, Sr.
Mayor Ralph R. Waszak, Sr.

Dated:

6/19/93