

A RESOLUTION REFERRING CERTAIN LAND USE REGULATIONS GOVERNING THE USE OF REAL PROPERTY AS GAS STATIONS OR TRUCK PLAZAS IN THE VILLAGE TO THE PLANNING COMMISSION AND DECLARING AN EMERGENCY

WHEREAS, Charter Section 9.06 and Section 1109.07 of the Planning and Zoning Code require regulations controlling the use or development of land in the Village to be referred to the Planning Commission for approval, disapproval, or for recommended modifications; and

WHEREAS, the Council has been studying the regulations regarding the use of gas stations and truck plazas since at least April of 2024 and has determined that it is appropriate to have the Planning Commission consider the approval, disapproval, or modification of amendments to certain sections of the Planning and Zoning Code which will have the effect of either: (a) banning the use of gas stations or truck plazas in the Village; or (b) imposing a limit on the permitted distance between the location of gas stations or truck plazas in the Village (*i.e.* no gas station or truck plaza shall be permitted within a xx distance from an existing gas station or truck plaza);

WHEREAS, Council wishes to refer the foregoing potential amendments to the Planning and Zoning Code to the Planning Commission for approval, disapproval, or for recommended modifications.

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

SECTION 1. The Council hereby refers to Planning Commission for approval, disapproval, or for recommended modifications a proposed amendment to certain sections of the Planning and Zoning Code which will have the effect of either: (a) banning the use of gas stations or truck plazas in the Village; or (b) imposing a limit on the permitted distance between the location of gas stations or truck plazas in the Village (*i.e.* no gas station or truck plaza shall be permitted within a xx distance from an existing gas station or truck plaza).

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted 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 Resolution is hereby declared to be an emergency measure for the immediate preservation of the public health, safety, and welfare and for the further reason that it is necessary to refer the proposed amendments to the Planning and Zoning Code to the Planning Commission for its evaluation and recommendation as soon as possible; 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: 9-3-24

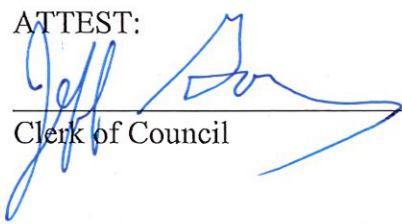


President of Council



Mayor

Dated: 9/3/2024

ATTEST:


Clerk of Council