

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 20-123

INTRODUCED BY: Mayor Antoskiewicz

AN ORDINANCE GRANTING A SIMILAR USE PERMIT TO DAVEY TREE EXPERT COMPANY, PROPERTY OWNER MONTELEONE REALTY, LLC, TO OPERATE A TREE SERVICE COMPANY AT 9956 AKINS ROAD, PPN 483-27-001, GENERAL INDUSTRIAL DISTRICT ZONING, AND DECLARING AN EMERGENCY

WHEREAS: Davey Tree Expert Company with the authority of property owner Monteleone Realty, LLC, has submitted an application for a Similar Use Permit for a tree service company at 9956 Akins Road, PPN 483-27-001, General Industrial District zoning; and

WHEREAS: The Planning Commission recommended approval of this application at their meeting on October 7, 2020; and

WHEREAS: Pursuant to NRCO 1262.08 (b), Council has the authority to approve or disapprove such applications; and

WHEREAS: Council desires to approve this application.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Council hereby approves the application of Davey Tree Expert Company as authorized by owner Monteleone Realty, LLC, for a Similar Use Permit for a tree service company at 9956 Akins Road, PPN 483-27-001, General Industrial District zoning.

Section 2. This Similar Use Permit is approved only for the uses stated herein and further described in Exhibit A attached hereto.

Section 3. The Law Department shall prepare the Similar Use Permit which shall, at a minimum, include therein any conditions imposed by the Planning Commission or this Council in compliance with all provisions of the Planning and Zoning Code of the City of North Royalton.

Section 4. 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that this Council desires to immediately approve this Similar Use Permit application.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Paul F. Marnecheck
PRESIDENT OF COUNCIL

APPROVED: /s/ Larry Antoskiewicz
MAYOR

DATE PASSED: October 20, 2020

DATE APPROVED: October 21, 2020

ATTEST: /s/ Dana A. Schroeder
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading October 20, 2020

YEAS: Marnecheck, Fenos, Barath, Krejci
Dietrich, Weimer, Wos

NAYS: none