

ORDINANCE NO. 11-2022

INTRODUCED BY: Mayor James Graven and Council as a Whole

**AN ORDINANCE AMENDING SECTION
1274.03(a)(2)(A)(1)(b) OF THE OLMSTED FALLS
CODIFIED ORDINANCES ENTITLED “FENCES” AND
DECLARING AN EMERGENCY**

WHEREAS, the Olmsted Falls Codified Ordinance Section 1274.03(a)(2)(A)(1)(b) currently establishes regulations regarding location of fences along abutting properties; and

WHEREAS, the City Planner and the Administration have reviewed said regulations and recommend updates in order to better facilitate delays for the issuance of permits; and

WHEREAS, upon referral by City Council the Planning Commission, at its public meeting on _____ by motion, voted and approved to recommend to City Council that Section 1274.03(a)(2)(A)(1)(b) of the Codified Ordinances be amended and that all of the same consistent with the draft exhibits received by the Clerk of Council from the Planning Commission and attached hereto. Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, OHIO, THAT:

SECTION 1. That Section 1274.03(a)(2)(A)(1)(b) entitled “Fences” of the Olmsted Falls Codified Ordinances are hereby amended to read as shown on Exhibit “A” attached hereto and incorporated herein by reference and current Sections are therefore repealed.

SECTION 2. All prior legislation inconsistent with this legislation in whole or in part are hereby repealed to the extent necessary to avoid conflict with this legislation.

SECTION 3. Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the health, safety and welfare of the residents of the City of Olmsted Falls for the further reason that it is immediately necessary to revise the Codified Ordinances to provide more direction regarding fencing. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

