

AN ORDINANCE APPOINTING TED ESBORN AS CODE ADMINISTRATOR PURSUANT TO PLANNING AND ZONING CODE SECTION 1212.05 AND DECLARING AN EMERGENCY.

WHEREAS, Section 1212.05(a) of the City of Avon Lake's Planning and Zoning Code states that the Code Administrator shall be established to aid in the administration and enforcement of the Code; and

WHEREAS, Section 1212.05(b) details the Roles and Powers of the Code Administrator and Section 1212.05(c) details the Decisions of the Code Administrator; and

WHEREAS, in 2022, Ted Esborn performed the duties of the Code Administrator on a temporary basis as "Acting Code Administrator"; and

WHEREAS, Ted Esborn, as the Community Development Director, oversees the department that executes the planning and zoning functions of the City, and also acts as the coordinator of the Development Review Committee (Section 1212.06), is well positioned to be the Code Administrator.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF
THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That Ted Esborn, Community Development Director, is hereby appointed as Code Administrator for the City of Avon Lake as defined in Section 1212.05 of the Planning and Zoning Code.

Section No. 2: That Ted Esborn, Community Development Director, shall serve in this role of Code Administrator until City Council appoints another individual to serve as Code Administrator.

Section No. 3: That 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 which resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section No. 4: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity of appointing a Code Administrator for the City to enforce the Planning and Zoning Code, thus for the health, safety, and welfare of

the public. Therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: 1/23/2023

/s/ Martin E. O'Donnell

President of Council

POSTED: 1/27/2023

APPROVED: 1/24/2023

ATTEST: /s/ Valerie E. Rosmarin

Clerk of Council

/s/ Gregory J. Zilka

Mayor