

AN ORDINANCE APPROVING THE IMPROVEMENT PLAN FOR PORT WEST SUBDIVISION NO. 5 WITH THE CONDITION THAT THE MEMORANDUM OF UNDERSTANDING FOR TRAFFIC IMPROVEMENTS AT MIDSHIP DRIVE AND WALKER ROAD BE ADHERED TO AND DECLARING AN EMERGENCY.

WHEREAS, Planning Commission has at its meeting of November 14, 2023, approved the Improvement Plan for Port West Subdivision No. 5.

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

Section No. 1: That the Improvement Plan for Port West Subdivision No. 5, consisting of 21 single-family lots on 5.6127 acres, located south of Midship Drive and east of Coastal Drive within an R-1 Single Family Residence Zoning District Planned Unit Development as submitted to and approved by Planning Commission as required by the Planning and Zoning Code, and referred to this Council, be and it is hereby approved with the condition that the Memorandum of Understanding for the traffic improvements at Midship Drive and Walker Road be adhered to.

Section No. 2: 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. 3: That this Ordinance is hereby declared to be an emergency measure to allow construction of the project to move forward and permit the City to begin collecting property taxes as soon as possible to further the economic stability of the City, thus for the public health, safety, and welfare. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

PASSED: 11/27/2023

/s/ Martin E. O'Donnell

President of Council

POSTED: 12/01/2023

APPROVED: 11/28/2023

ATTEST: /s/ Valerie E. Rosmarin
Clerk of Council

/s/ Gregory J. Zilka
Mayor