

ORDINANCE NO. 2016-29
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AMENDING SECTION 1385.21 OF
THE CODIFIED ORDINANCES OF THE CITY
WITH REGARD TO SECONDARY OR
APPURTENANT STRUCTURES AND DECLARING
AN EMERGENCY**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

SECTION 1. Section 1385.21 of the Codified Ordinances regarding Secondary or Appurtenant Structures is hereby amended to read as follows: (new material appears like THIS: deleted material appears like ~~this~~):

1385.21 SECONDARY OR APPURTENANT STRUCTURES.

(a) All secondary or appurtenant structures, such as sheds, barns, garages, etc., shall either be maintained in good repair and free from health, accident and fire hazards or shall be removed from the premises. **IF A GARAGE IS REMOVED FROM THE PREMISES IT SHALL BE REPLACED IN KIND WITH A GARAGE OF SIMILAR OR GREATER DIMENSION TO THE EXTENT ALLOWED BY LAW.**

(b) All roofs of every secondary or appurtenant structure shall be equipped with gutters and downspouts connected to a public storm sewer or combined storm and sanitary sewer, except, however, that if the roof area served by a specific downspout does not exceed 500 square feet, measured horizontally, and the drainage does not, in the opinion of the Building Commissioner, cause excessive erosion or water damage or does not create a nuisance on public or private property, this requirement may be waived.

SECTION 2. Any and all provisions of Section 1385.21 of the Codified Ordinances of the City inconsistent herewith are hereby repealed and all other provisions of Section 1385.21 of the Codified Ordinances shall remain in full force and effect.

SECTION 3. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Lyndhurst for the reason that it is necessary to institute the aforesaid change to the Codified Ordinances immediately and without delay to protect the safety, sanitation and health of the residents of the City. Therefore this Ordinance shall take effect immediately upon the affirmative vote of not less than five members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: May 2, 2016

MAYOR

VICE MAYOR

ATTEST: _____
Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Resolution by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on May 12, 2016 and May 19, 2016.

Clerk of Council

First Reading: May 2, 2016

Second Reading: Suspended

Third Reading: Suspended

Passed 5-2-2016