

ORDINANCE NO. 2016 – 07 (AMENDED)
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AMENDING SECTION 1110.02 OF THE
PLANNING AND ZONING CODE OF THE CITY TITLED
“MEMBERSHIP”**

WHEREAS, an amendment to the City’s Planning and Zoning Code with regard to Membership of the City’s Planning Commission has been referred to the Planning Commission for review; and

WHEREAS, the Planning Commission reviewed the proposed amendment on February 25, 2016, and unanimously approved this amendment to the City’s Planning and Zoning Code; and

WHEREAS, the same has been submitted to this Council for consideration, and for adoption upon the recommendation of the Lyndhurst Planning Commission; and

WHEREAS, all public hearings have been conducted, and all necessary public notices have been made and copies provided for public review. Now, therefore,

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

SECTION 1. Section 1110.02 of the Planning and Zoning Code of the City entitled “Membership,” and referring to the City’s Planning Commission, is hereby amended to read as follows (new material appears like THIS; deleted material appears like ~~this~~):

1110.02 MEMBERSHIP.

The membership of the City Planning Commission shall be as provided in [Article V, Section 6](#), of the City Charter, i.e. the Mayor, one member of the Council to be appointed by the Council, and three citizens of the City not holding other Municipal office, appointed by the Mayor. THE COUNCIL APPOINTMENT SHALL BE MADE AT THE ORGANIZATIONAL MEETING OF COUNCIL IN JANUARY. IF THE COUNCIL APPOINTEE IS UNABLE TO BE PRESENT AT A MEETING, THE VICE-MAYOR MAY APPOINT A REPLACEMENT FROM COUNCIL FOR THAT MEETING ONLY, AND THE REPLACEMENT MAY VOTE ON ANY MATTER ON WHICH THE ABSENT MEMBER IS AUTHORIZED TO VOTE. Appointments OF THE CITIZEN MEMBERS shall be made for a period of six years commencing with the expiration of existing terms. A vacancy occurring during the term of any member of the City Planning Commission shall be filled for the unexpired term in the manner authorized for the original appointment.

SECTION 2. All other provisions of Sections 1110.02 of the Zoning Code of the City not specifically amended or repealed herein shall remain in full force and effect.

SECTION 3. The 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 shall take effect at the earliest time allowed by law.

PASSED: April 4, 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 _____ April 14, 2016 _____ and _____ April 21, 2016 _____.

Clerk of Council

First Reading: _____ February 1, 2016 _____

Second Reading: _____ February 15, 2016 _____

Third Reading: _____ March 7, 2016 _____

Passed 4-4-2016