

ORDINANCE NO. 2016-19

AN ORDINANCE APPROVING THE REPLAT OF PAMBI FARMS ESTATES
PHASE II, IN THE CITY OF STOW, AND DECLARING AN EMERGENCY.

WHEREAS, on January 26, 2016 the Planning Commission did prudently consider and did recommend to this Council the granting of replat approval as hereinafter set forth;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW,
COUNTY OF SUMMIT AND STATE OF OHIO:

SECTION 1. That Stephen Fry, applicant and property owner, is hereby granted approval of a replat of two lots within Phase II of the Pambi Farms Estates Subdivision. The property is zoned R-1 PDG. The applicant, owner of Sublots 121 and 122, is proposing to combine the two lots into one larger lot (Sublot 122R). Sublot 121, which contains the residence, is located at 2620 Golden Gate Circle and adjoins Sublot 122, a vacant lot which fronts on Preakness Drive. The proposed new lot will be 1.28 acres in area, which exceeds the minimum lot size (20,000 sq. ft.) in this district.

This proposal shall be in accordance with the conditions contained herein under Sections 1117.01 through 1117.03 C.O.S.

Further such approval shall be contingent upon the applicant complying with the following terms and conditions:


1. The applicant shall execute the Assent and Acceptance By Applicant attached hereto to guarantee the applicant's faithful performance of all conditions and stipulations contained herein.
2. To the Engineering Department's approval of the subdivision plat.
3. To compliance with the Replat as approved by the Planning Commission on January 26, 2016, which is incorporated herein by this reference and made a part hereof as if fully reappearing herein.
4. This approval is non-assignable and may not be transferred without the consent of Council.
5. This approval shall expire within one (1) year of the date of this enactment unless prior thereto a building permit has been issued and actual construction undertaken.
6. The authorization granted by this legislation shall become null and void if it is not signed within 30 days from the effective date of this legislation.

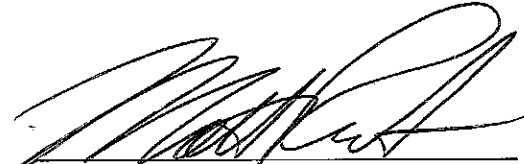
SECTION 2. That all other terms and provisions of Ordinance No. 1995-324 not amended herein be, and the same are, hereby reaffirmed as if fully rewritten herein.

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

SECTION 4. That this Ordinance was adopted pursuant to Section 4.11, Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason that the applicant wishes to proceed with his building design as soon as possible, and, pursuant to Section 4.13, Charter, shall take effect after its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 1-28-16

ATTEST 
Bonnie J. Emahiser
CLERK OF COUNCIL


Matt Riehl
VICE PRESIDENT OF COUNCIL

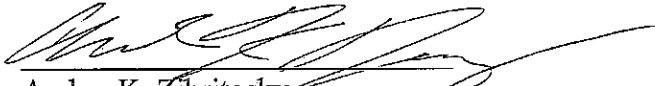
FILED WITH MAYOR 1-29-16

APPROVED 
Sara Drew
MAYOR

FILED WITH CLERK 1-29-16

APPROVED AS TO FORM

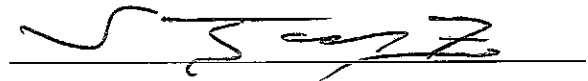
EFFECTIVE DATE 1-29-16


Amber K. Zibritosky
LAW DIRECTOR

ASSENT AND ACCEPTANCE BY APPLICANT

I, Stephen Fry, applicant and property owner, have read the foregoing enactment by Stow City Council and do hereby assent and accept all terms and conditions contained herein as being the basis upon which approval was granted and upon which the authorized activity is expressly conditioned.

1-29-16
Date



I, Bonnie J. Emahiser, Clerk of Council, do hereby certify that copies of the forgoing were posted in accordance with Section 10.13 C.O.S.

