

RESOLUTION NO. 2019-27

REQUESTED BY APPLICANT
APPROVED BY PLANNING COMMITTEE
INTRODUCED BY RASOR

A RESOLUTION GRANTING CONDITIONAL ZONING CERTIFICATE AND VARIANCE APPROVAL TO ADAM FROMAN OF GREEN OASIS LAWNCARE, APPLICANT, TO PERMIT AN OUTSIDE SELF-STORAGE AREA SOUTHWEST OF THE PROPOSED BUILDING APPROVED IN RESOLUTION NO. 2019-26.

WHEREAS, on January 22, 2019, the Planning Commission did prudently consider and denied said conditional zoning certificate and variance approval as hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO WITH AT LEAST TWO-THIRDS OF THE SAME CONCURRING:

SECTION 1. That Adam Froman of Green Oasis Lawncare, applicant, is hereby granted conditional zoning certificate and variance approval to permit an outside self-storage area southwest of the proposed building authorized in Resolution No. 2019-26. The applicant has shown on the site plan an outside self-storage area of approximately 10,000 square feet. Self-storage facilities are conditionally permitted according to the conditions listed in C.O.S. Section 1163.04(v).

(A) Said variances granted hereunder include:

1. This approval grants a variance from C.O.S. Section 1163.04(v)(1) which requires all items be stored within a building.
2. This approval grants a variance from C.O.S. Section 1163.04(v)(3)(A) which limits the self-storage area to no more than 50% of all the buildings on the property.

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

1. To compliance with the terms and conditions contained in Resolution No. 2019-26.
2. All construction shall be made in compliance with the applicant's site plan considered and denied by the Planning Commission on January 22, 2019, which is incorporated herein by this reference and made a part hereof as if fully reappearing herein.
3. This approval is non-assignable and may not be transferred without the consent of Council.
4. This approval shall expire within twelve (12) months of the date of this enactment unless prior thereto a building permit has been issued and actual construction undertaken.
5. The authorization granted by this legislation shall become null and void if it is not signed or if the bond is not posted within 30 days from the effective date of this legislation.

SECTION 2. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3. That this Resolution was adopted pursuant to Section 4.11, Charter, and shall take effect thirty (30) days after its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL _____

ATTEST _____
Bonnie J. Emahiser
CLERK OF COUNCIL

Matt Riehl
PRESIDENT OF COUNCIL

FILED WITH MAYOR _____

APPROVED _____
John Pribonic
MAYOR

FILED WITH CLERK _____

APPROVED AS TO FORM

EFFECTIVE DATE _____

Amber K. Zibritosky
LAW DIRECTOR

ASSENT AND ACCEPTANCE BY APPLICANT

I, Adam Froman of Green Oasis Lawncare, applicant, 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.

GREEN OASIS LAWNCARE

Date

By: Adam Froman

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.

