

1st reading 11-14-18
2nd reading 12-12-18
3rd reading 1-9-19
Voted on _____
Ayes: 7 Nays: 1 ABSENT ✓
PASSED DEFEATED _____

ORDINANCE NO. 2018-45

**AN ORDINANCE
AGREEING TO ADJUST THE BOUNDARIES BETWEEN
ORANGE VILLAGE AND THE CITY OF BEACHWOOD,
PURSUANT TO OHIO REVISED CODE SECTION 709.37, AND
ZONING THE NEW TERRITORY.**

WHEREAS, pursuant to Ohio Revised Code Section 709.37, two adjoining municipal corporations may, by ordinance of their respective legislative authorities, agree to adjust their boundaries, provided that such adjustment does not involve the transfer of land inhabited by more than five voters; and

WHEREAS, this Council finds and determines that a boundary adjustment of a portion of the boundary of the City of Beachwood with Orange Village is necessary to allow certain properties to be governed by the laws of only one municipality, to allow for the effective enforcement of both municipal codes, and to avoid confusion regarding the provision of municipal services; and

WHEREAS, Orange Village is willing to adjust its municipal boundary line with the City of Beachwood as graphically depicted in "Exhibit A"; and

WHEREAS, the proposed boundary adjustment would not affect any voters in either municipality and would be in the best interests of both municipalities; and

WHEREAS, this Council desires to zone the territory that is coming into the Village as U-4A, which is the existing zoning of the adjacent property located in Orange Village; and

WHEREAS, this ordinance has been referred to the Planning and Zoning Commission; and

WHEREAS, this Council has held a public hearing regarding this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That this Council hereby agrees to a boundary adjustment with the City of Beachwood and requests that Cuyahoga County adjust the boundaries of Orange Village and the City of Beachwood in the manner provided by law so that the municipal boundary between the two communities is graphically depicted in "Exhibit A". The Village administration may take such further actions as may be required by law to enact the boundary adjustments provided for in this Ordinance.

SECTION 2. That the territory that is becoming a part of Orange Village shall be zoned U-4A and subject to all laws generally applicable to properties in the Village. The Village Engineer shall cause the official zoning map of Orange Village to be amended in accordance with this Ordinance.

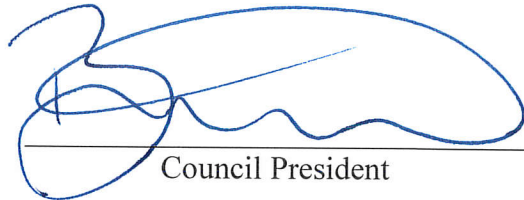
SECTION 3. That the Clerk of Council is hereby authorized and directed to certify a copy of this ordinance to the Cuyahoga County Executive.

SECTION 4. That this Council commits that if any of the territory that is the subject of this boundary adjustment (i.e. ground that will be located in a different jurisdiction pursuant to this action) is redeveloped in such a manner as to increase municipal income taxes paid by the user(s) of the property by ten thousand dollars (\$10,000) or more, Orange Village and Beachwood will negotiate in good faith to share the increased municipal tax revenues from such redevelopment.

SECTION 5. 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 of any of its committees that resulted in such formal action were in held in compliance with all legal requirements, including Chapter 105 of the Orange Village Codified Ordinances.

SECTION 6. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Jan 9, ²⁰¹⁹ 2018

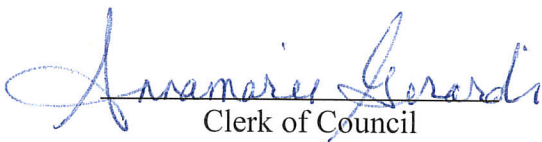


Council President

Submitted to the Mayor for approval on this 9th day of JANUARY, 2018 ²⁰¹⁹

Approved by the Mayor this 9th day of January, 2018

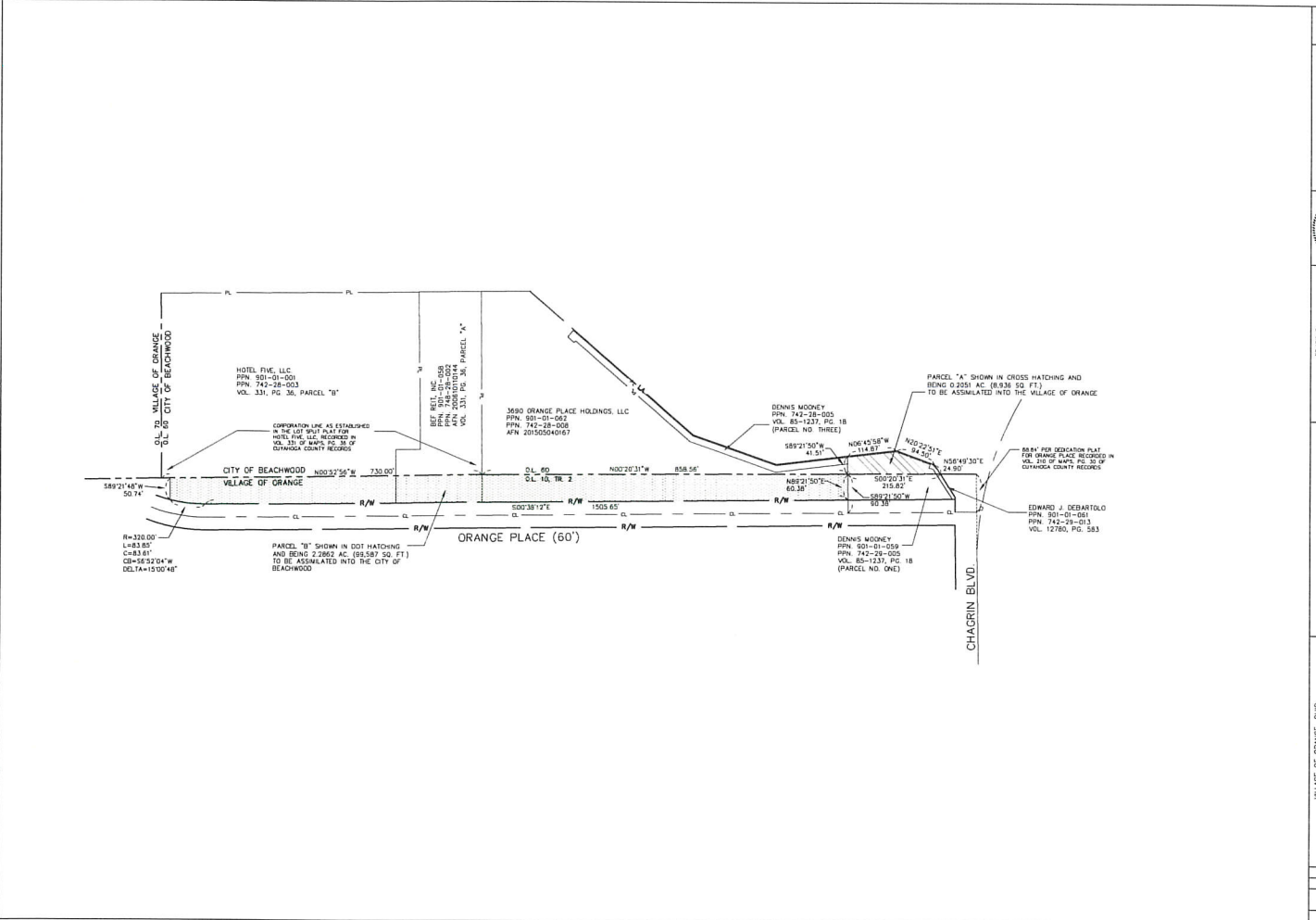
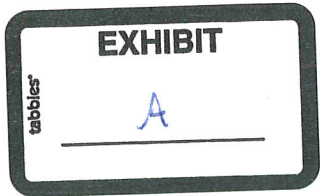
ATTEST:



Clerk of Council



Mayor



SCALE IN FEET (HORIZONTAL)
 0 100 200

STATE OF OHIO
 DEPARTMENT OF PUBLIC SAFETY
 SURVEYOR
 JOHN J. HANCOCK
 12700 W. STATE ST.
 COLUMBUS, OH 43240

NO.	DATE	BY	DESCRIPTION

STEPHEN HOVAKOSKY & ASSOCIATES, INC.
 CONSULTING ENGINEERS AND PLANNERS
 1200 MERIT DRIVE
 RICHMOND, OHIO 45418
 PH: (513) 231-8525 FAX: (513) 231-4143

VILLAGE OF ORANGE, OHIO
 CORPORATION LINE RELOCATION

DATE: 12-01-15
 JOB NO: 15-207

1 OF 1