

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 09-45

INTRODUCED BY: Willey

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO TODD HUNTINGTON, GPD ASSOCIATES FOR A DRIVE-THRU WINDOW FOR A TACO BELL RESTAURANT TO BE LOCATED AT 6447 ROYALTON ROAD, PPN 487-05-009, TCD-1 ZONING, PROPERTY OWNER CHARLES A. ABOOKIRE, AND DECLARING AN EMERGENCY

WHEREAS: Todd Huntington, GPD Associates has submitted an application for a Conditional Use Permit for a drive-thru window for a Taco Bell Restaurant to be located at 6447 Royalton Road, PPN 487-05-009, TCD-1 Zoning, which property is currently owned by Charles A. Abookire; and

WHEREAS: The Planning Commission recommended approval of this application at their meeting on March 18, 2009; and

WHEREAS: Pursuant to NRCO 1262.07, Council has the authority to approve or disapprove such applications; and

WHEREAS: Council desires to approve this application.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO THAT:

Section 1. Council hereby approves the application of Todd Huntington, GPD Associates for a Conditional Use Permit for a drive-thru window for a Taco Bell Restaurant to be located at 6447 Royalton Road, PPN 487-05-009, TCD-1 Zoning, which property is currently owned by Charles A. Abookire.

Section 2. This Conditional Use Permit is approved only for the uses stated herein.

Section 3. The Law Department shall prepare the Conditional Use Permit which shall, at a minimum, include therein any conditions imposed by the Planning Commission or this Council and compliance with all provisions of the Planning and Zoning Code of the City of North Royalton.

Section 4. 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that this Council desires to immediately approve this Conditional Use Permit application.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Vincent A. Gentile
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: April 21, 2009

DATE APPROVED: April 22, 2009

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading April 7, 2009
Second reading suspended
Third reading April 21, 2009

YEAS: Gentile, Nickell, Petrusky, Willey,
Farrell, Antoskiewicz, Kasaris

NAYS: none