

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 10-85

INTRODUCED BY: Marnecheck, Willey, Nickell, Kasaris,
Gentile

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON,
PART 12 PLANNING AND ZONING CODE, BY CREATING A NEW CHAPTER 1292 WIND ENERGY
TURBINES, AND DECLARING AN EMERGENCY

WHEREAS: With increasing demands for energy placing additional burdens on our natural resources, alternative forms of energy are necessary and encouraged; and

WHEREAS: The Administration and this Council are in support of alternative forms of energy, including the placement of wind turbines or wind energy facilities within the jurisdictional limits of the City of North Royalton so long as the placement does not negatively impact surrounding or competing land uses; and

WHEREAS: The City of North Royalton finds that wind energy is an abundant, renewable, and nonpolluting energy resource and that its conversion to electricity will reduce our dependence on non renewable energy resources and decrease the air and water pollution that results from the use of conventional energy sources. Wind energy turbines also make the electricity supply market more competitive by promoting customer choice; and

WHEREAS: The State has enacted laws and programs to encourage the use of renewable energy systems; and

WHEREAS: It is therefore necessary to amend the Codified Ordinances of the City of North Royalton, Part 12 Planning and Zoning Code, by creating a new Chapter 1292 Wind Energy Turbines; and

WHEREAS: Council desires to provide for these amendments.

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

Section 1. The Codified Ordinances of the City of North Royalton, Part 12 Planning and Zoning Code, is hereby amended by creating a new Chapter 1292 Wind Energy Turbines as provided for in Exhibit A attached hereto and incorporated as if fully rewritten.

Section 2. Part 12 Planning and Zoning Code of the Codified Ordinances of the City of North Royalton is hereby amended as provided for herein and all other provisions of Part 12 shall remain in full force and effect.

Section 3. This Ordinance shall supersede all previously adopted Ordinances in direct conflict herewith.

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 it is immediately necessary to amend the Codified Ordinances of the City of North Royalton, Part 12 Planning and Zoning Code, by creating a new Chapter 1292 Wind Energy Turbines to encourage the use of renewable energy systems.

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: November 16, 2010

DATE APPROVED: November 18, 2010

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

First reading July 6, 2010
Second reading July 20, 2010
Third reading November 16, 2010

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

NAYS: none