P/C _____
CA __3-10-20__
1st R __3-17-20__
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

Resolution No. __6-2020__

Introduced By: <u>COUNCIL AS A WHOLE</u>

A RESOLUTION
GRANTING A CONDITIONAL USE PERMIT FOR
APPROVAL OF NEW CONSTRUCTION FOR A 'CLASSIC MAZDA,'
DEALERSHIP LOCATED AT 13445 BROOKPARK ROAD
IN THE U7-D DISTRICT,
AND DECLARING AN EMERGENCY

WHEREAS, JBLC Real Estate, LLC has filed an application for a conditional use permit with the Brook Park Planning Commission; and

WHEREAS, the conditional use requested is to permit a project/aesthetic approval for new construction of the "Classic Mazda" dealership which is in a U7-D Zone; and

WHEREAS, the request for a conditional use permit was presented at a public hearing on March 2, 2020, to the Brook Park Planning Commission, which referred this matter to Council with certain conditions for approval and recommended the waiver of requirements set forth in Section 1121.36(c) of the Brook Park Codified Ordinances.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1:   The Council of the City of Brook Park finds that the proposed conditional use permit requested is appropriate in the location for which it is proposed and grants a conditional use permit to JBLC Real Estate. LLC to permit new construction of "Classic Mazda" dealership with the following contingency:

- Lot consolidation must be completed
- Customer/Employee parking must be designated
- Inventory must be kept in designated parking spaces
- Decorative black fencing to be installed along frontage

SECTION 2:   It is found and determined that all formal actions of this Council concerning and relating to this Resolution 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further purpose of granting a conditional use permit for approval of new construction for "Classic Mazda" dealership; therefore, provided that this Resolution receives the affirmative vote of at least five (5) 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.

PASSED: _March 17, 2020_   _____
             PRESIDENT OF COUNCIL

ATTEST: _Michelle Blazak_ APPROVED: _____
    Clerk of Council   MAYOR

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS

     _3/17/2020_
      DATE

    DIRECTOR OF LAW

	Yea	Nay
Troyer	✓	—
Mencini	✓	—
Orcutt	✓	—
Scott	✓	—
Schmuck	✓	—
Poindexter	✓	—
Salvatore	✓	—