

P/C 2/2/16 Planning  
CA 1/26/16  
1st R 4/19/16  
2nd R \_\_\_\_\_  
3rd R \_\_\_\_\_  
B/C \_\_\_\_\_

CITY OF BROOK PARK, OHIO

Resolution No. 5-2016

Introduced By: COUNCIL AS A WHOLE

A RESOLUTION  
GRANTING A CONDITIONAL USE PERMIT TO  
OPERATE PREMIER AUTO BODY & COLLISION, LLC  
AT 14100 BROOKPARK ROAD IN A U7-B DISTRICT,  
AND DECLARING AN EMERGENCY

WHEREAS, Premier Auto Body & Collision, 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 Premier Auto Body & Collision, LLC to operate an auto collision center in a U7-B district; and

WHEREAS, the request for a conditional use permit was presented at a public hearing on January 20, 2016, 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 operate Premier Auto Body & Collision, LLC at 14100 Brookpark Road.

SECTION 2: The granting of said conditional use permit is subject to the following conditions:

- a. A detailed parking and landscape plan submitted to the Building Department for City Council review.

**SECTION 3:** 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 4:** 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 reason the City desires to complete this work as soon as possible; therefore, provided 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 passage and approval by the mayor; otherwise, from and after the earliest period allowed by law.

PASSED: April 19, 2016

Jim Astory  
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak  
Clerk of Council

APPROVED: [Signature]  
MAYOR  
4/20/2016  
DATE

I HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS  
[Signature]  
DIRECTOR OF LAW

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5590 Smith Road, #2 Fire Station 22530 Rucle Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

**CERTIFICATE**  
Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 5346 passed on the 19<sup>th</sup> day of April 2016 by said council.  
Michelle Blazak  
Clerk of Council

commencing April 22, 2016  
Michelle Blazak  
MICHELLE BLAZAK  
Clerk of Council