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CITY OF BROOK PARK, OHIO

Resolution No. 22-2014

Introduced By: COUNCIL AS A WHOLE

A RESOLUTION  
GRANTING A CONDITIONAL USE PERMIT TO  
OPERATE ROCK-N-ROLL CITY HARLEY DAVIDSON AT  
4985 WEST 150<sup>TH</sup> STREET IN A U7-C DISTRICT,  
AND DECLARING AN EMERGENCY

WHEREAS, Rock-N-Roll City Harley Davidson has filed an application for a conditional use permit with the Brook Park Planning Commission; and

WHEREAS, the conditional use requested is to permit use of a full service motorcycle dealership at 4985 West 150<sup>th</sup> Street in a U7-C District; and

WHEREAS, the request for a conditional use permit was presented at a public hearing on September 8, 2014, 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 for a full service motorcycle dealership at 4985 West 150<sup>th</sup> Street.

**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 in a U7-C to operate a full service motorcycle dealership; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: October 7, 2014 Dennis P. Patton  
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak APPROVED: [Signature]  
Clerk of Council MAYOR  
10/7/2014  
DATE

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

[Signature]  
DIRECTOR OF LAW

**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. 23-2014 passed on the 7th day of October 2014 by said council.  
Michelle Blazak  
Clerk of Council

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. 4939-1975; location City Hall 6101 Eagle Road, Police Station 17401 Holland Road, Fire Station 11000 Eagle Road, #2 Fire Station 12111 Holland Road, Brook Park, Ohio 44130.  
Michelle Blazak  
Clerk of Council  
October 9, 2014