

**ORDINANCE NO. 2006-09
VILLAGE OF BUCKEYE LAKE, OHIO**

**AN ORDINANCE TO AMEND ORDINANCE 1996-09 BUCKEYE LAKE VILLAGE ZONING
ORDINANCE AND DECLARE AN EMERGENCY**

WHEREAS, the Village of Buckeye Lake, currently has zoning regulations; and

WHEREAS, the members of Council of the Village of Buckeye Lake deem it necessary and advisable to amend said zoning regulations to effectively control the growth of the Village; and

WHEREAS the Village of Buckeye Lake Planning and Zoning Commission has formally recommended that the Council amend the Zoning regulations as indicated in Section 2 below;

NOW THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE VILLAGE OF BUCKEYE LAKE THAT FOLLOWING AN AFFIRMATIVE VOTE OF AT TWO-THIRDS (2/3) OF THE COUNCIL TO DISPENSE WITH THE REQUIREMENT OF THE BUCKEYE LAKE VILLAGE CHARTER TO READ AN ORDINANCE ON THREE SEPARATE DAYS,

Section 1. That Article VII, Section 805 Waterfront Residential of Ordinance 1996-09 Buckeye Lake Village Zoning is hereby amended as indicated in Section 2 below.

Section 2. Side Yard: There shall be a side yard of not less than five (5) feet on each side, ~~unless compliance with the current BOCA code applies to the fire walls on one side.~~

Section 3. Council declares this to be an emergency measure immediately necessary for the preservation of the public health, safety, welfare, and morals, such emergency arising out of the necessity to provide for the continued and effective regulation of zoning and growth of the Village without the due delay and in order to correct a situation now deemed undesirable; wherefore this ordinance shall take effect and be in force from and after its passage.

Section 4. Each section and each part of each section of this Resolution is hereby declared to be an independent section or part of a section and, notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any such section or part of a section, or any provision thereof, or the application thereof to any person or circumstances, is held to be invalid, the remaining sections or parts of sections and the application of such provision to any other person or circumstances, other than those to which it is held invalid, shall not be affected thereby, and it is further declared to be the legislative intent that the other provisions of this Resolution would have been adopted independently of such section, sections or parts of a section so held to be invalid.

PASSED: March 13, 2006

ATTEST

Accepted by Mayor for action on 3-13-06


CHARLENE HAYDEN, Council President


FRANK FOSTER, Mayor