ORDINANCE NO. 2006-14
VILLAGE OF BUCKEYE LAKE, OHIO

AN ORDINANCE TO AMEND ORDINANCE 96-09 BUCKEYE LAKE VILLAGE ZONING ORDINANCE AND TO 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 96-09 Village of Buckeye Lake Zoning Code is hereby amended as indicated in Section 2 below.

Section 2. Front Yard: The front yard of the WR District will be considered a yard extending between side lot lines across the front of a lot, abutting the levee and/or lake front and from the lot line to the front of the principal building. While there are no required front yard setbacks for lots abutting the levee and/or lakefront, the Village of Buckeye Lake requires that zoning permit applicants follow all current Ohio Department of Natural Resources professional and safety guidelines regarding building in the dam area of the levee.
Furthermore, homes constructed lake ward of the toe of the levee shall have the basement wall constructed of reinforced concrete.

Section 3. That Article III, Section 301 Contents of Application for Zoning Permit of Ordinance 96-09 of the Village of Buckeye Lake Zoning Code is hereby amended as indicated in Section 4 below.

Section 4. Each application shall clearly state that the permit shall expire and may be revoked if work has not begun within ~~six (6) months~~ 90 days or substantially completed within one year. The Village of Buckeye Lake can extend 1 additional 90 day period at its discretion when warranted for extenuating circumstances.

Section 5. That Article X, Section 1001 Parking Space Dimensions of Ordinance 96-09 of the Village of Buckeye Lake Zoning Code is hereby amended as indicated in Section 6 below.

Section 6. ~~A parking space shall have minimum rectangular dimensions of not less than nine (9) feet in width and nineteen (19) feet in length for parallel parking, ten (10) feet in width and (19) feet in length for forty five degree (45°) parking. All dimensions shall be exclusive of driveways, aisles, and other circulation areas~~.

TYPE OF PARKING SPACE	MINIMUM WIDTH	MINIMUM LENGTH
Parallel parking	9	23
90-degree parking	10	19
60-degree parking	10	19
45-degree parking	12	19

Section 7. Council declares these to be emergency measures 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 8. Each section and each part of each section of this Ordinance 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: APRIL 10, 2006

ATTEST

Charlene P. Hayden

CHARLENE HAYDEN, Council President

Accepted by Mayor for action on 4-10-06

FRANK FOSTER, Mayor