

SR A/P - Aug 20<sup>th</sup>, 2020

Sponsor: Hudson

ORDINANCE NO. 2020-39

**AN ORDINANCE BY THE CITY OF WELLSTON LEGISLATIVE AUTHORITY  
AMENDING RELEVANT SECTIONS OF CHAPTER 153 OF THE WELLSTON CODE  
AND DECLARING AN EMERGENCY**

**WHEREAS** the City of Wellston Council has established Planning and Zoning regulations for the City of Wellston and have codified those Rules as Chapter 153 of the Wellston Codified Ordinances

**WHEREAS** the legislative authority for the City has received recommended amendments to various rules and regulations for Chapter 153 of the Wellston Codified Ordinances, specifically Section 153.291, a copy of the proposed amended sections is attached hereto as Exhibit A

**WHEREAS** the Council has reviewed and given input on the Rules and

**WHEREAS** the Council has determined that it is in best interest of the health safety and welfare of the inhabitants of the City to adopt the proposed amended Sections of Chapter 153, specifically Section 153.291, a copy of which is attached as Exhibit A

**NOW THEREFORE BE IT ORDAINED** by the Council that:


**Section One:** Section 153.291 of Chapter 153 of the Wellston Codified Ordinances as detailed in the attached Exhibit A shall be adopted and hereby codified as Section 153.291 of the Wellston Codified Ordinances and that any prior versions of Sections Section 153.291 are hereby repealed and replaced by the language in the attached Exhibit which is incorporated herein. All other Sections of Chapter 153 shall remain unchanged.

**Section Two:** This Ordinance is hereby declared to be an emergency, necessary for the immediate preservation of the public peace, health or safety of the City of Wellston. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in the Ohio Revised Code Section 731.30.

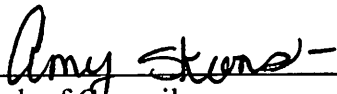
**Section Three:** In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

**Section Four:** It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and the deliberations of the council and any of its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.


PASSED AND ADOPTED by the legislative authority of the City of Wellston this 20<sup>th</sup> day of August, 2020.

  
\_\_\_\_\_  
Council President

ATTEST:

  
\_\_\_\_\_  
Clerk of Council

Approved this 20<sup>th</sup> day of August, 2020.

  
\_\_\_\_\_  
Mayor

Posted 8-21-20<sup>00</sup> through 9-5-20<sup>00</sup> at The Store, Wellston City Hall, Wellston Senior Citizens' Center, the Wellston Public Library and the Post Office.

Prepared by: Randy H. Dupree, Law Director, City of Wellston

## **Exhibit A**

### **§ 153.291 PERMITTED USES.**

(A) Administrative and business offices not carrying on retail trade with the public and having no stock of goods maintained for sale to customers including:

- (1) Insurance agents and brokers and associated services;
- (2) Professional, legal, engineering and architectural services, not including the outside storage or equipment; and
- (3) Accounting, auditing and other bookkeeping services.

(B) Retail stores primarily engaged in selling merchandise for personal or household consumption including:

- (1) Food and food products, consisting of grocery, meat, fish, fruit or vegetable markets or combinations thereof;
- (2) General merchandise, including limited price variety stores and other similar stores selling a variety of general merchandise; and
- (3) Similar retail stores selling specialty goods, including drug stores, hardware and home repair goods, gift and novelty stores and the like.

(C) Personal services, involving the care of the person and his or her personal effects, including consumer services generally involving the care and maintenance of tangible property or the provision of tangible services for personal consumption including:

- (1) Restaurants and taverns;
- (2) Banks, savings and loans, and credit agencies;
- (3) Barber and beauty shops;
- (4) Self-service laundries and/or dry cleaning establishments;
- (5) Human medical and/or dental clinics; and
- (6) Funeral services.

(D) Business services engaged in the providing of services to business establishments on a free or contract basis, consulting services, protective services, office equipment rental, lease or purchase, commercial research and development.

(E) Commercial recreational facilities such as community and public swimming pools, skating rinks, bowling alleys and physical fitness centers.

(F) Lumber and home improvement sales.

(G) Motor vehicle sales and service establishments.

(H) Hotels and motels.

(I) Garden centers.

(J) Carry-out food and beverage establishments with drive-through facilities.

(K) Self-service storage facilities.

(L) Single Family Dwelling

(M) Similar uses, as determined by the Planning and Zoning Board, in accordance with the provisions of § 153.176(E).

(2003 Code, § 153.296) (Ord. 3459, § 20.02, passed 3-7-2002) Penalty, see § 153.999