

AN ORDINANCE AMENDING CHAPTER 1213, "DEFINITIONS," OF THE PLANNING AND ZONING CODE TO CHANGE THE DEFINITION OF "NET DENSITY".

WHEREAS, the City received a private party initiated text amendment application seeking to amend Chapter 1213, "Definitions," of the City of Hudson Planning and Zoning Code to change the definition of "net density"; and

WHEREAS, the Planning Commission conducted a preliminary review as required for private-party initiated Land Development Code amendments on June 12, 2017; and

WHEREAS, this Council has introduced the within Ordinance and referred it to the Planning Commission pursuant to its obligation under Planning and Zoning Code Section 1203.03 to follow said procedure; and

WHEREAS, the Planning Commission has submitted its recommendation to Council and Council has held its own public hearing on this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Council of Hudson, Summit County, State of Ohio, that:

Section 1. Chapter 1213, "Definitions," of the City's Planning and Zoning Code is amended to read as follows:

**"CHAPTER 1213
DEFINITIONS**

* * *

Section 1213.02 Definitions

- (a) The following words, terms and phrases, when used in this Code, shall have the meanings ascribed to them in this Section:

* * *

- (87) *Density, net* shall mean the measure of dwelling units permitted per acre of land area contained in the development, excluding streets, *aerial* easements, public open space, land under water, and certified wetlands and floodplains. Wetland and other sensitive area setbacks and private open space shall not be excluded in calculating net density. Unless otherwise indicated in this Code, any specified residential density shall be net density.

* * *"

Section 2. Chapter 1213, “Definitions,” of the City’s Planning and Zoning Code to the extent not amended by this Ordinance, shall remain in full force and effect.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, 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 Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

David A. Basil, Mayor

ATTEST:

Elizabeth Slagle, Clerk of Council

I certify that the foregoing Ordinance No. 17-112 was duly passed by the Council of said Municipality on _____, 2017.

Elizabeth Slagle, Clerk of Council