

ORDINANCE NO. 40-06
CITY OF CENTERVILLE, OHIO

Sponsored by Councilmember Susan Limesch on the 22nd
day of January, 2006.7

**AN ORDINANCE AMENDING ORDINANCE
NO. 11-86, THE ZONING ORDINANCE OF
THE CITY OF CENTERVILLE, OHIO TO
MAKE IT APPLICABLE TO THE AREA OF
SUGARCREEK TOWNSHIP ANNEXED TO
THE CITY.**

WHEREAS, the City has annexed certain portions of land located in Sugarcreek Township, Greene County, Ohio; and

WHEREAS, said annexation necessitates certain amendments to the Zoning Ordinance in order to make its application uniform throughout the City.

NOW THEREFORE: the Municipality of Centerville hereby ordains:

Section 1. That §21(D)(6) of Ordinance No. 11-86, the Zoning Ordinance of the City of Centerville, Ohio is hereby amended to read:

6. **Parking Provided Under Separate Ownership**

If a use requiring parking spaces is in one (1) ownership and all or part of the required parking spaces provided is in another ownership, the property owners involved shall submit a legal agreement, approved by the Law Director, guaranteeing that the required parking spaces shall be maintained so long as the use requiring parking is in existence or unless the required parking is provided elsewhere in accordance with the provisions of this ordinance. Such instrument shall be recorded by the property owner in the office of the Montgomery County Recorder *if the property is located in Montgomery County or in the office of the Greene County Recorder if the property is located in Greene County* and a copy filed with the Planning Department.

Section 2. That §37, Definitions of Ordinance No. 11-86, the Zoning Ordinance of the City of Centerville, Ohio is hereby amended to read:

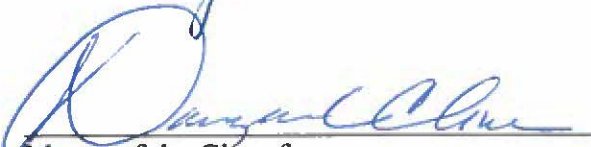
Residence Family Home – A home licensed by the State of Ohio or Montgomery County or Greene Counties, if required by law,

which provides residential services and supervision for six (6) or fewer individuals who need not be related to the resident houseparent(s) or non-resident supervisor(s) and who are foster children, developmentally disabled persons or aged persons (60 years or older). The number six (6) shall not include houseparent(s) or non-resident supervisor(s).


Residence Group Home - A home licensed by the State of Ohio or Montgomery County or Greene Counties, if required by law, which provides residential services and supervision for more than six (6) but not more than sixteen (16) individuals who need not be related to the resident houseparent(s) or non-resident supervisor(s) and who are foster children, developmentally disabled persons or aged persons (60 years or older). The number six (6), but not more than sixteen (16) individuals shall not include houseparent(s) or non-resident supervisor(s).

Section 3. This ordinance shall be effective from and after the earliest date allowed by law.

PASSED THIS 22nd day of January, 2006


Deputy Mayor of the City of
Centerville, Ohio

ATTEST:


Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No.

40-06, passed by the Council of the City of Centerville, Ohio on the 22nd day of January, 2006.

Debra A. James
Clerk of the Council

Approved as to form, consistency with the
Charter and Constitutional Provisions.

Department of Law
Scott A. Liberman
Municipal Attorney