

RECORD OF ORDINANCES

Ordinance No. 86-71

Passed 17th day of January 19 72

ORDINANCE NUMBER 86-71
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCIL Russell Sweetman ON THE 17th DAY OF January, 1972.

AN ORDINANCE AMENDING ORDINANCE NO. 15-61, THE VILLAGE OF CENTERVILLE, OHIO, KNOWN AS THE "ZONING ORDINANCE OF CENTERVILLE, OHIO 1961" BY CREATING CERTAIN CONDITIONAL USES IN THE B1, B2, B3, EC, & I1 ZONES.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

SECTION I. Those parts of Section 15 of Ordinance No. 15-61 as enumerated herein are as follows with the underlined portions to be added:

A.

5. Food Service-

- a. Grocery
- b. Meat Market
- d. Restaurant, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive, Ohio Revised Code. Said use shall be a conditional use.
- e. Delicatessen, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive, Ohio Revised Code. Said use shall be a conditional use.
- f. Cold Storage Lockers, for individual use
- g. Bakery
- h. Roadside Sales Stand

8. Business Recreational Uses-

- c. Billiard Room
- d. Dancing Academy
- e. Tavern, only in conformity with requirements of laws or ordinances governing such use, and in conformity with the requirements of conditional use.

9. Private Club or Lodge, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive, Ohio Revised Code. Said use shall be a conditional use.

B.

3. Hotel or motel, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive, Ohio Revised Code. Said use shall be a conditional use.

- a. Night Club, only in conformity with requirements of laws or ordinances governing such use, and in conformity with the requirements of conditional use.
- b. Supermarket
- c. Indoor Theater
- d. Bowling Alley, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive, Ohio Revised Code. Said use shall be a conditional use.
- e. Department Store

10. Any Business Use or Commercial Enterprise not specifically stated or implied elsewhere in this ordinance and complying with the above definition, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive, Ohio Revised Code. Said use shall be a conditional use.

RECORD OF ORDINANCES

COLUMBUS BLANK BOOK CO., COL., O.

Form No. 2806-A

Ordinance No. 86-71 continued

Passed

19

11. Drive-in Restaurant, except where there is a retail sale of beer, ale, stout, other malt liquors, spirituous liquor and wine as permitted by Sections 4303.13 to 4303.18, inclusive Ohio Revised Code. Said use shall be a conditional use.

SECTION 2. Section 20, Figure 9 Conditional Use, and Requirements is hereby amended by the addition of the following:

CONDITIONAL USE	DISTRICT (S) IN WHICH USE MAY BE PERMITTED	REQUIREMENT DESIGNATION
<u>Alcoholic Beverage Sale-involving the Sale of beer, ale, stout, other malt liquor and wine as provided for in Sections 4303.13 to 4303.18 Ohio Revised Code.</u>	<u>Bl, B2, B3*, EC**, & I-1</u> *in accordance with additional requirements of Section <u>**20.F.</u> in accordance with additional requirements of Section <u>20.G.</u>	<u>bl, c2, h, i7, j2, k2, l4, p, r2, u4, v, y,</u> <u>bb</u>

SECTION 3. That portion of Section 20, Figure 9, is hereby amended by the addition of the underlined parts as follows:

Reqmt. Desig.	REQUIREMENT
u.	OTHER AUTHORITY APPROVAL REQUIRED 1. State Board of Health 2. Aeronautics Commission of Ohio 3. Ohio Dept. of Industrial Relations, Division of Mines 4. <u>Copy of Application and supporting data submitted or to be submitted to Ohio Department of Liquor Control - required license need not be issued prior to Planning Commission final action.</u>
bb.	<u>Distance of Applicant's proposed use from any other use licensed by Section 4303.13 to 4303.18 Ohio Revised Code shall be not less than 500 feet.</u>

SECTION 4. This ordinance shall become effective on the earliest date allowed by law.

PASSED this 17th day of January, 1972.

/s/ Paul C. Hoy

Mayor of the City of Centerville, Ohio

ATTEST:

/s/ Marilyn J. McLaughlin

Clerk of the Council of the City of Centerville, Ohio

C E R T I F I C A T E

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of an Ordinance passed by the Council of the City of Centerville, Ohio, on the 17th day of January, 1972.

/s/ Marilyn J. McLaughlin

Clerk

Approved as to form consistency with existing ordinances, the charter & constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney