

ORDINANCE NO. 37-17

AN ORDINANCE TO AMEND SECTION 1246.04(e)(2) OF THE CODIFIED ORDINANCES OF THE CITY OF AVON AS IT PERTAINS TO MIDDLETON ROAD AND DECLARING AN EMERGENCY

WHEREAS, Planning Commission reviewed the current list of collector streets in §1246.04(e)(2) of the Codified Ordinances and found that Middleton Road is incorrectly labeled as “Middleton Avenue”; and

WHEREAS, to correct this error, Planning Commission, on April 19, 2017, by a vote of five (5) to zero (0), recommended to City Council that the reference in §1246.04(e)(2) be changed to “Middleton Road” to maintain consistency with how that street is referred to in all official documents; and

WHEREAS, Council in considering the recommendation of Planning Commission, finds that amending Section 1246.04(e)(2) to change Middleton “Avenue” to Middleton “Road” is reasonable and in the best interests of the safety, health and welfare of the citizens of Avon.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That Section 1246.04(e) of the Codified Ordinances which currently reads:

1246.04(e) Arterial and Collector Streets

Arterial and collector streets are identified as such on the Major Thoroughfare Plan as follows:

- (1) Arterial Streets: Center Road, Detroit Road, Colorado Road, Just Imagine Drive, Miller Road, Mills Road, Chester Road, Nagel Road (north of Detroit Road), and Jaycox Road, (north of I-90).
- (2) Collector Streets: Avon Commerce Parkway, Camelot Road, Case Road, Chester Road, French Creek Road, Jaycox Road (south of I-90), Long Road, Middleton Avenue, Moore Road (north of Chester Road), Nagel Road (south of Detroit Road), Napa Boulevard, Reigelsberger Road, Schwartz Road, South Park Drive and Stoney Ridge Road.

Shall be amended to read as follows: (New language in bold print)

1246.04(e) Arterial and Collector Streets

Arterial and collector streets are identified as such on the Major Thoroughfare Plan as follows:

- (1) Arterial Streets: Center Road, Detroit Road, Colorado Road, Just Imagine Drive, Miller Road, Mills Road, Chester Road, Nagel Road (north of Detroit Road), and Jaycox Road, (north of I-90).

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- (2) Collector Streets: Avon Commerce Parkway, Camelot Road, Case Road, Chester Road, French Creek Road, Jaycox Road (south of I-90), Long Road, Middleton **Avenue Road**, Moore Road (north of Chester Road), Nagel Road (south of Detroit Road), Napa Boulevard, Reigelsberger Road, Schwartz Road, South Park Drive and Stoney Ridge Road.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to amend Section 1246.04(e)(2) by correcting the reference to Middleton "Avenue" and replacing it with Middleton "Road"; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director