

REQUESTED BY: CITY MANAGER, BILL KOCHER

DATE OF FIRST READING: 3-20-18 WAIVE RULES? YES NO

FINAL ACTION DATE: 4-3-18 VOTE: YES NO

SUSPENSION OF TWO READING RULE:

YES	NO
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ADOPTION OF RESOLUTION:

YES	NO
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<u>ABSENT</u>	<u> </u>
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DENISE LINGO
 JENNIFER MOODY
 ROBERT PARSONS
 JEANNE GEORGE
 JUDY PETERSEN
 JOE ROETTING
 KISHA DOSA
 TOTALS

RESOLUTION NO. 18-1115

A RESOLUTION TO APPROVE THE RECOMMENDATION OF THE PLANNING COMMISSION REGARDING THE CONDITIONAL USE REQUEST FOR THE PROPOSED EXPANSION OF OUTSIDE DINING, CONSUMPTION OF FOOD AND BEVERAGE IN THE CORE BUSINESS DISTRICT (CBD) AT 7701 HAMILTON AVENUE

WHEREAS, the Mt. Healthy Planning Commission has reviewed a request (the "request") from Nathan Valentino, for Conditional Use approval of the proposed expansion for outside dining, consumption of food and beverage at 7701 Hamilton Avenue in the Core Business District (CBD); and

WHEREAS, the Planning Commission has found that the Conditional Use request for the proposed expansion of outside dining, consumption of food and beverage at 7701 Hamilton Avenue would be a benefit to the City of Mt. Healthy (See attached Planning Commission Resolution 18-01); and

WHEREAS, the Mt. Healthy City Council on March 20, 2018 conducted a public hearing on the recommendation as required by law and the Zoning Code.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MT. HEALTHY, STATE OF OHIO:

Section 1. The recommendation of the Planning Commission to approve the request for a Conditional Use for the proposed expansion of outside dining, consumption of food and beverage at 7701 Hamilton Avenue is hereby approved.

Section 2. That this Resolution shall be in full force and effect from and after the first date provided by law.

Passed this 3 day of APRIL, 2018.

Ron Butts
President of Council

Attest: Melanie B...
Clerk of Council

Approved this 3 day of APRIL, 2018.

[Signature]
Mayor

RESOLUTION NO.

18 - 01

RESOLUTION RELATING TO THE CONDITIONAL USE REQUEST FOR OUTSIDE DINNING, CONSUMPTION OF FOOD AND BEVERAGE IN THE CORE BUSINESS DISTRICT (CBD) AT 7701 HAMILTON AVENUE:

WHEREAS, The Planning Commission received a request from Mr. Nathan Valentino for Conditional Use approval for the proposed expansion of Outside Dinning, Consumption of Food and Beverage at 7701 Hamilton Avenue in the Core Business District (CBD); and,

WHEREAS, The Planning Commission did review this request at their regular meeting on February 26, 2018, after holding a Public Hearing and found the request does meet with their approval the intent and compatibly with the surrounding district; and,

WHEREAS, The Planning Commission herewith recommends conditions of business hours for music and entertainment activities ending at 10:00 P.M. and speakers face towards the establishment of 7701 Hamilton Avenue; and,

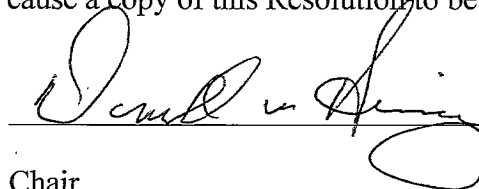
WHEREAS, It is the opinion of this Commission that the Conditional Use request for the proposed expansion of Outside Dinning, Consumption of Food and Beverage at 7701 Hamilton Avenue would be a benefit to the City of Mt. Healthy.

NOW THEREFORE BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF MT. HEALTHY THAT:

SECTION I. The Planning Commission herewith recommends that City Council approve this request and approve the Conditional Use request for the proposed expansion of Outside Dinning, Consumption of Food and Beverage at 7701 Hamilton Avenue with the following conditions: 1.) All outdoor music and/or entertainment shall cease at 10:00 PM each evening; and 2.) all outdoor speakers and/or amplification devices shall, at all time, be so located as to face inward toward the building located at 7701 Hamilton Ave.

SECTION II. That the City Council gives due consideration to this recommendation and initiate the necessary legislation to approve the request at the earliest time allowed by law.

SECTION III. The Secretary is hereby instructed to cause a copy of this Resolution to be forwarded to the City Council.



Chair
Planning Commission

Passed: February 26, 2018

Signed: March 19, 2018