

## ORDINANCE # O-28-2016

### AN ORDINANCE TO EDIT SECTIONS XIV AND XXV OF THE VILLAGE OF BOLIVAR ZONING CODE AND TO ADD A FEE SCHEDULE AS AN EXHIBIT TO THE ZONING CODE

WHEREAS, after public debate and proper notice as proscribed by the Ohio Revised Code, the Village Council for the Village of Bolivar wishes to amend Sections XIV and XXV of the Zoning Code for the Village of Bolivar regarding the fee for various permits and applications and to add to the Zoning Code as an exhibit a fee schedule for easier reference;

WHEREAS, the Village Council of the Village of Bolivar, Ohio, wishes to amend Section XIV, Subsection F to State:

**Sign Permits:** To ensure compliance with the regulations of this Section, a Sign Permit shall be required in order to apply, erect, move, alter, reconstruct, or repair any permanent sign, except signs that do not require permits as laid out in this Section. The fee for a Sign Permit shall be \$20.00. A Sign Permit is also required for the lighting of new or the relighting of existing signs. Granting of a Sign Permit from the Zoning Inspector does not constitute a building permit.

All other language in Section XIV shall remain unchanged.

WHEREAS, the Village Council of the Village of Bolivar, Ohio, wishes to amend Section XXV, Subsection F(2)(g) to state:

A fee of \$50.00, plus the costs of advertising, review, publishing and reporting of the application, payable to the General Fund.

WHEREAS, the Village Council of the Village of Bolivar, Ohio, wishes to amend Section XXV, Subsection G(2) to state:

Requirements for Variance. A variance from the terms of the Zoning Ordinance shall not be granted by the Planning Commission unless and until a written application for a variance is submitted to the Zoning Inspector and the Planning Commission containing:

- a. Name, address, and phone number of the applicant(s) and representative(s) if any, and the signature of the property owner(s).
- b. A current and accurate legal description of the property(s) in question and a current survey prepared by a licensed surveyor.
- c. The nature of the variance required including what provisions of the Zoning Code are affected.
- d. A statement pertaining to and explaining the relation of the variance(s) requested to the criteria for approval as listed under subsection 3 hereof.
- e. A list of all property owners within, contiguous to, and directly across the street from the property(s) in question. The list of addresses may correspond to the County Auditor's current tax list.
- f. A plot plan to show:

- i. Boundaries and dimensions of the property and the size and location of all proposed and existing structures.
- ii. The nature of the special conditions or circumstances.
- iii. The proposed use of all parts of the lot and structures.
- iv. The use of land and location of structures on adjacent properties.
- v. Such additional information as may be required by this Zoning Code and/or requested by the Commission and/or the Zoning Inspector to review the application.
- g. A fee of \$50.00, plus the costs of advertising, review, publishing and reporting of the application, payable to the General Fund.

WHEREAS, the Village Council of the Village of Bolivar, Ohio, wishes to amend Section XXV, Subsection H(2) to state:

Application. An application for a conditional use permit shall be filed with the Zoning Inspector by at least one owner or lessee of property for which such conditional use is proposed. At a minimum, the application shall contain the following information:

- a. Name, address and phone number of the applicant(s) and representative(s) if any, and the signature of the property owner(s).
- b. A current and accurate legal description of the property(s) in question and a current survey prepared by a licensed surveyor.
- c. A description of existing use, current zoning district, and proposed conditional use.
- d. A list of all property owners within, contiguous to, and directly across the street from the property(s) in question. The list of addresses may correspond to the County Auditor's current tax list.
- e. A statement of the relationship of the proposed use to the general welfare of the community, to appropriate plans for the area, and to the changed or changing conditions behind the request.
- f. A statement of the relationship of the proposed use to adjacent land use in terms of traffic, parking, noise, and other potential nuisances and general compatibility.
- g. A plot plan to show:
  - i. Boundaries and dimensions of the lot and the size and location of all proposed and existing structures.

ii. Traffic access, traffic circulation, existing and proposed utilities, parking, lighting and illumination, landscaping, signs, and other such information relevant to the proposed use.

iii. Such additional information as may be required by this Zoning Code and/or requested by the Board and/or Zoning Inspector to review the application.

h. A fee of \$50.00, plus the costs of advertising, review, publishing and reporting of the application, payable to the General Fund.

All other language in Section XXV shall remain the same.

WHEREAS, the Village Council of the Village of Bolivar, Ohio, wishes to add a fee schedule as an exhibit to the existing Zoning Code for easier reference by residents in determining permit and fee costs.

Now, therefore be it ordained by the Village Council the Village of Bolivar, Ohio, as follows:

**SECTION 1.** The Village Council for the Village of Bolivar hereby amends the above-referenced sections of the Village Zoning Code of the Village of Bolivar to include the aforementioned language and add the attached fee schedule as an exhibit to the existing Zoning Code.

**READ: June 6, 2016, July 5, 2016, August 1, 2016**

**PASSED: August 1, 2016**

---

**REBECCA HUBBLE, MAYOR**

**ATTEST:**

---

**MARIA APP, FISCAL OFFICER**