

ORDINANCE NO. 2023-33

AN ORDINANCE DECLARING THE NECESSITY OF SUBMITTING TO THE ELECTORATE OF THE CITY OF WILLOWICK AT THE NOVEMBER 7, 2023 GENERAL ELECTION, THE QUESTION OF APPROVING THE AMENDMENT TO CHAPTER 1145 OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOWICK, TITLED “RETAIL DISTRICT;” SPECIFICALLY, SECTION 1145.03, TITLED “USES,” ESTABLISHING THE BALLOT LANGUAGE FOR THE NOVEMBER 7, 2023 GENERAL ELECTION BALLOT, AND DECLARING AN EMERGENCY.

WHEREAS, Council adopted Ordinance No. 2023-32, an Ordinance submitting to the general electorate of the City a proposed Amendment to Chapter 1145 of the Codified Ordinances of the City of Willowick, captioned “Retail District;” specifically, Section 1145.03, titled “Uses;” and

WHEREAS, Section 3.15 of the Charter of the City of Willowick requires that a measure which provides for a change in the uses of a property from uses presently authorized by the existing Zoning Code of the City shall go into effect only upon approval by a majority of those electors of the City voting upon it; and

WHEREAS, Council has determined that the question of whether Ordinance No. 2023-32 passed on July 18, 2023, shall become effective at the earliest time permitted by law if approved by the qualified electorate at the General Election on November 7, 2023.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Willowick, County of Lake, State of Ohio:

Section 1. That the question of the approval or rejection of Ordinance No. 2023-32 passed on July 18, 2023, is hereby directed by Council to be submitted to the vote of the qualified electors in the City of Willowick at the General Election to be held on November 7, 2023, at the regular polling places for voting in the City of Willowick, and that such question be submitted in essentially the following form:

**PROPOSED ZONING AMENDMENT
WILLOWICK CITY**

A majority of votes is necessary for passage.

Should Ordinance No. 2023-32 amending Willowick Codified Ordinance 1145.03(c), captioned “USES” in the Retail District be approved to prohibit the sale of motor vehicles in the Retail District?

Yes: _____

No: _____

Section 2. That the Clerk of Council is directed to certify a copy of this Ordinance to the Board of Elections of Lake County. The Clerk is further directed to take all actions required by law relative to the submission of the Ordinance to the voters on November 7, 2023.

Section 3. All formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, welfare and dignity of the residents of the City of Willowick.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

Adopted by Council: _____, 2023

Monica Koudela, Council President

Submitted to the Mayor: _____, 2023

Michael J. Vanni, Mayor

Approved by the Mayor: _____, 2023

ATTEST: _____
Chris Morgan, Clerk of Council