



**CITY OF WESTLAKE, OHIO
 ORDINANCE NO. 2015-76:**

AN ORDINANCE REPEALING SECTION 1216.03 FOOTNOTE (g), AMENDING SUBSECTION 1216.03(g)(14) AND SUPPLEMENTING SUBSECTION 1216.03(h) OF THE ZONING CODE AS TO SLEEP STUDY LABORATORIES.

WHEREAS, various provisions of the Zoning Code need repealed, amended and supplemented to provide for clarification on the permissible use of sleep study laboratories in the Hotel/Motel District; and

WHEREAS, after careful consideration, the Planning Commission of the City of Westlake, on the 1st day of June, 2015, recommended approval of the changes to the Zoning Code specified herein; and

WHEREAS, pursuant to the Charter of the City of Westlake, Article III, Section 13, Council held a public hearing concerning the proposed changes.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1: That footnote (g) of Section 1216.03 entitled "SCHEDULE OF PERMITTED BUILDINGS AND USES" of Chapter 1216 of the Zoning Code be and the same is hereby repealed.

Section 2: That Subsection 1216.03(g)(14) be and the same is hereby amended and as amended shall read as follows:

"1216.03 SCHEDULE OF PERMITTED BUILDINGS AND USES.

* * *

Permitted Buildings and Uses	District						
	Off. Bldg.	Exec. Off. Park	Shop. Cntr.	Gen. Bus.	Intch. Serv.	Rec. Bus.	Hotel/Motel

* * *

(g) Other Business Uses:

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(14) Extended Stay Hotel

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Section 3: That Subsection 1216.03(h) be and the same is hereby supplemented with the enactment of new subpart 1216.03(h)(22) which as enacted shall read as follows:

“1216.03 SCHEDULE OF PERMITTED BUILDINGS AND USES.

* * *

Permitted Buildings and Uses	District						
	Off. Bldg.	Exec. Off. Park	Shop. Cntr.	Gen. Bus.	Intch. Serv.	Rec. Bus.	Hotel/Motel

* * *

(h) Accessory Uses Incidental to Permitted Buildings and Uses:

* * *

(22) Sleep study laboratories operated by a licensed medical facility in an extended stay hotel

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Section 4: That it is found and determined that all formal actions of this Council concerning and relating to this legislation 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 action were in meetings open to the public in compliance with all legal requirements including Section 10, Article XI of the Charter of the City of Westlake and Section 121.22 of the Ohio Revised Code.

Section 5: That any Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 6: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

First Reading: 5/21/15

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Referred to Planning Commission: 5/21/15
Report of Planning Commission on: 6/1/15
The Planning Commission recommended to Council that this Ordinance be:
Approved: X Disapproved: _____

Second Reading: 6/4/15

Public Hearing: 6/18/15

Passed: 6/18/15



Michael F. Killeen
President of Council

Presented to Mayor: 6/19/15

Approved: 6/24/15

ATTEST:



Denise L. Rosenbaum, Clerk of Council



Dennis M. Clough, Mayor

I, Denise L. Rosenbaum, Clerk of Council of the City of Westlake do hereby certify that Ordinance/Resolution no. 2015-76 adopted 6/18/15 was duly posted on 6/24/15 and remained posted for a period of 15 days thereafter in not less than 2 of the most public places in the City as determined by the Charter of said City.