

ORDINANCE NO. 2018-1

ZONING TEXT AMENDMENT TO CHAPTER 1121 DEFINITIONS
TO AMEND THE REGULATION OF RESIDENTIAL GROUP
HOMES; AND DECLARING AN EMERGENCY

WHEREAS, the City of Blue Ash has recognized a need to amend the Zoning Code to be consistent with Ohio Law relative to residential group homes; and

WHEREAS, Ohio Law allows the operation of such a “residential facility” with five or fewer residents without interference from local regulations; and

WHEREAS, the Zoning Code currently regulates all Residential Group Homes, regardless of the number of residents; and

WHEREAS, the procedure for consideration of amendments to the Zoning Text is encompassed in Chapter 1127 of the Planning and Zoning Code of the Codified Ordinances of the City of Blue Ash, Ohio; and

WHEREAS, the Planning Commission of the City of Blue Ash, as reflected in the minutes thereof dated January 4, 2018, has recommended approval of the Zoning Text Amendment as proposed; and

WHEREAS, notice has been provided via publication in the Northeast Suburban Life-Press; and

WHEREAS, a public hearing pursuant to said notice was held before the Council of the City of Blue Ash, Ohio, on January 11, 2018.

Be it ordained by the Council of the City of Blue Ash, Ohio, not less than five (5) members concurring.

SECTION I.

The Blue Ash Code of Ordinances Section 1121.02 LIST OF DEFINITIONS is hereby amended as follows:

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Residential Group Home	A facility operated by a nonprofit corporation , licensed by the State of Ohio <i>for six (6) or more residents</i> , providing continuing care and twenty-four (24) hours per day supervision by qualified persons. A qualified person shall mean a person qualified by education, training and experience, or any combination thereof, for the position that they hold in the residential group home.

SECTION II.

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of City 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 121.22 of the Ohio Revised Code.

SECTION III.

This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City of Blue Ash, Ohio; the reason for the emergency being the immediate need to be consistent with Ohio Law. Therefore, this ordinance shall take effect and be in force from and after its passage.

PASSED this 11th day of January, 2018.

Thomas C. Adamec, Mayor

Jamie K. Eifert, Clerk of Council

APPROVED AS TO FORM:

Bryan Pacheco, Solicitor