

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5440

**AN ORDINANCE AMENDING SECTION 1327.11
OF THE BUILDING CODE TO GIVE FIFTEEN
DAYS WRITTEN NOTICE OF A HEARING;
AND DECLARING AN EMERGENCY**

WHEREAS, at its meeting on September 22, 2021, the Building Commissioner recommended to update the Codified Ordinances of the City of Brecksville by amending certain sections.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. Section 1327.11 of the Building Code be amended to read as follows:

“1327.11 OBJECTIONS, PUBLIC HEARING, NOTICE, REVIEW FEE.

(a) Objections to the issuance of any building permit may be made only in writing filed with the Building Commissioner and may be made by any resident, group of residents, any executive or administrative officer or employee or body of the municipality, including the Planning Commission and Board of Zoning Appeals.

(b) All written objections, except those made by the city or any of its boards or commissions, shall be accompanied by a nonrefundable check payable to the city in the amount of \$50 to be credited to the General Fund for the purpose of defraying any expenses incurred by the Board in processing and reviewing the objection.

(c) The Board shall not determine any objections to issuance of a building permit unless and until a public hearing shall have been had thereon after notice given as hereinafter provided.

(d) The Building Commissioner shall give ~~five~~ **fifteen** days prior written notice of such hearing to the applicant for the permit, ~~the Building Commissioner~~ and all objectors, **mailed to owners, as shown on the current records of the Cuyahoga County Fiscal Officer, of properties which are contiguous to the one upon which the dwelling is proposed to be located** and, in addition thereto, shall cause to be published not less than ten days preceding such hearing notice thereof in a newspaper of general circulation in the municipality or in any other publication selected by the Building Commissioner which is usually delivered to at least a majority of the residents of the municipality.”

SECTION 2. That Section 1327.11 as it existed prior to the effective date of this Ordinance be, and the same hereby is, repealed.

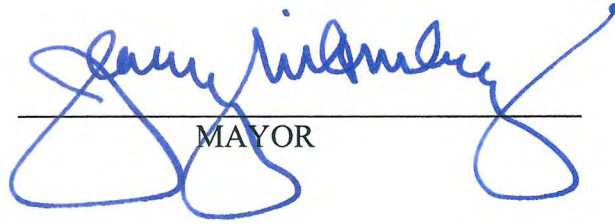
SECTION 3. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is the need to extend the notice of hearing from five days to fifteen days; therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

RESOLUTION RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Resolution No. 5440

PASSED: October 5, 2021

APPROVED: October 5, 2021


MAYOR


Acting CLERK OF COUNCIL