

PASSED: May 11, 2020
BY: Warren

ORDINANCE NO. 2020-10

**ORDINANCE ADDING CHAPTER 160 TO THE VILLAGE OF AMBERLEY
CODIFIED ORDINANCES REGARDING SMALL CELL FACILITIES AND
WIRELESS SUPPORT STRUCTURES AND DECLARING AN EMERGENCY**

WHEREAS, the addition of Chapter 160 to the Amberley Village Codified Ordinances will allow the continued regulation of small cell facilities and wireless support structures within the Village; and

WHEREAS, House Bill 478 and Ohio Revised Code Chapter 4939 permits the regulation of small cell facilities and wireless support structures by municipalities; and

WHEREAS, Council has determined that it is in the best interest of the Village to add Chapter 160 to its codified ordinances.

WHEREAS, the Planning Commission has reviewed and recommends the adoption of Chapter 160 and the Small Cell Design Guidelines.

NOW, THEREFORE, BE IT ORDAINED BY THE Council of the Village of Amberley, Ohio, seven (7) members elected thereto concurring:

SECTION 1: That Chapter 160 be added to the Amberley Codified Ordinances as more fully set forth in Exhibit A, attached hereto and incorporated herein by reference.

SECTION 2: That the Small Cell Design Guidelines as more fully set forth in Exhibit B, attached hereto be incorporated herein by reference.

SECTION 3: That all other provisions of the Codified Ordinances not specifically amended herein shall remain in full force and effect.

SECTION 4: That this Ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety and general welfare, and shall be effective immediately. The reason for the emergency is to ensure adequate measures are in place in order to deal with applications for small cell facilities and wireless support structures that are anticipated in the near future.

Passed this 11th day of May, 2020.

Mayor Thomas C. Muething

Attest:

Tammy Reasoner, Clerk of Council

Ordinance Vote:

Moved: Warren Seconded: Hattenbach

Muething	Aye
Wolf	Aye
Bardach	Aye
Conway	Aye
Hattenbach	Aye
Kamine	Aye
Warren	Aye

I, Clerk of Council of Amberley Village, Ohio, certify that on the ____ day of May, 2020, the foregoing Ordinance was published pursuant to Article IX of the Home Rule Charter by posting true copies of said Ordinance at all of the places of public notice as designed by Sec. 31.40(B), Code of Ordinances.

Tammy Reasoner, Clerk of Council