

PASSED: November 9, 2020  
BY: Bardach

ORDINANCE NO. 2020-17

ORDINANCE TO AMEND SECTION 154.14 OF THE VILLAGE ZONING CODE

**WHEREAS**, the Village of Amberley maintains a Zoning Code in order to promote the health, safety, and welfare of residents and the community and to protect and preserve property values and the quality of the residential environment;

**WHEREAS**, during Council's review and readings of changes to other portions of the Zoning Code in the Summer of 2020, the Zoning Code's language regarding the allowable height of hedges contained in Section 154.14(A) was questioned;

**WHEREAS**, the proposed change to 154.14 (A) to allow hedges, not in the public right of way to be taller than two and a half feet in height was referred to and discussed by the Planning Commission on September 9, 2020;

**WHEREAS**, the Planning Commission, in consultation with staff, recommended adopting changes to the Zoning Code as it pertains to the allowable height of hedges as set forth herein;

**WHEREAS**, Council finds and determines that the proposed changes serve the public interest and protect the health, safety, and welfare of the residents and community;

**WHEREAS**, Council finds and determines that the proposed changes constitute measured and reasonable restrictions on the use of one's property in order to balance and protect the rights of residents, neighboring property owners, and the community as a whole;

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

**SECTION 1:** Section 154.14(A) of the Municipal Code of Ordinances is amended to read as follows:

**§ 154.14 FENCES, WALLS, AND HEDGES.**

(A) Notwithstanding other provisions of this Zoning Code, fences and walls not exceeding four- and-a-half feet in height may be permitted in any required side or rear yard, provided that no fence or wall shall be permitted in any part of a front yard. Hedges along or directly adjacent to a public right of way shall be permitted, provided that they are not over two-and-a-half feet in height. Hedges not along or adjacent to a public right of way

Second Reading

shall be permitted and are not subject to the two-and-a-half foot height restriction. All hedges shall be trimmed and maintained to present a neat and orderly appearance consistent with Village standards.

**SECTION 2:** This Ordinance shall take effect and be enforced from and after the earliest period allowed by law.

Passed this 9th day of November, 2020.

---

Mayor Thomas C. Muething

Attest:

---

Tammy Reasoner, Clerk of Council

Ordinance Vote:

Moved: Bardach      Seconded: Conway

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 \_\_\_\_\_th day of November, 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