

**AN ORDINANCE ESTABLISHING A SIX MONTH MORATORIUM
ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS
FOR ZONING AND/OR OCCUPANCY PERMIT APPROVALS
FOR ELDERLY APARTMENTS IN THE AREA DESIGNATED AS THE ARTARP AREA
IN THE MENTOR ON THE LAKE ZONING ORDINANCES AND THE ISSUANCE OF
SUCH APPROVALS IN THE CITY OF MENTOR ON THE LAKE,
AND DECLARING AN EMERGENCY.**

WHEREAS, Council wishes to study whether the ARTARP Designation Area in the City's Zoning Code should remain and/or the area where Elderly Apartments can be constructed in the City should be limited; and

WHEREAS, the City Council is concerned that about the possibility of an overcrowding of Elderly Apartments in the City and the strain this could put on the Fire Department and its rescue operations; and

WHEREAS, the City Council is also attempting to achieve a balance of uses in the City so that there are sufficient uses and revenues to benefit the City as a whole; and

WHEREAS, in accordance with the Constitution of the State of Ohio and the pertinent provisions of the Ohio Revised Code, the City of Mentor on the Lake has the power to enact planning and zoning laws and business license laws that are intended to protect the health, welfare and safety of the citizens of the City; and

WHEREAS, that City Council wishes to study the current planning and zoning ordinances of the City in order to determine the appropriate locations for Elderly apartments in the City; and

WHEREAS, that City Council wishes to also study the impact of this type of use relative to safety issues; and

WHEREAS, until such regulations are reviewed, Council desires to declare a moratorium on the acceptance and processing of applications for elderly apartments in the ARTARP zoning area and the issuance of such approvals.

WHEREAS, this Council believes that a temporary moratorium on the acceptance and processing of appropriations for zoning and occupancy for ARTARP zoning area will afford City Officials and this Council the time necessary to put in place reasonable zoning regulations to preserve the public health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR ON THE LAKE, LAKE COUNTY, STATE OF OHIO, THAT:

SECTION 1. Council hereby declares a 6 month moratorium on the acceptance and processing of applications for zoning, occupancy and/or building permit approvals for elderly apartments in the ARTARP zoning area and the issuance of such approvals.

SECTION 2. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with the statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of Mentor on the Lake for the reason that it is necessary to impose this moratorium immediately to facilitate a study of current planning, and zoning ordinances in order to determine appropriate rules and regulations for elderly apartments in the ARTARP zoning area. Said Ordinance is necessary for the immediate preservation of the public health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.



ROBERT JOHNSON
PRESIDENT OF COUNCIL



DAVID R. EVA
MAYOR

Dated: 11/22/22

ADOPTED: November 22, 2022
ATTEST: Joyce M. Sapp
Clerk of Council