

**VILLAGE OF BENTLEYVILLE**

**ORDINANCE NO. 2012-48  
INTRODUCED BY MAYOR AND ENTIRE COUNCIL**

**AN EMERGENCY ORDINANCE AMENDING PART TWELVE, TITLE SIX ,  
CHAPTER 1274.01 – CHANGING CONTOURS OF LAND; TOPSOIL REMOVAL,  
PERMIT REQUIRED; APPLICATION INFORMATION OF THE VILLAGE OF  
BENTLEYVILLE, OHIO, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Part Twelve, Title Six of the Codified Ordinances of the Village of Bentleyville consists of the Zoning Regulations of the Codified Ordinances of the Planning and Zoning Code of the Village of Bentleyville; and

**WHEREAS**, Chapter 1274 consists of regulations regarding Changing Contours of Land; Topsoil Removal; and section 1274.01 consists of regulations regarding Permits required and Application Information; and

**WHEREAS**, the Village Council has determined that it is in the best interest of the Village to replace Part Twelve, Title Six, Chapter 1274.01 (e) in order for the Codified Ordinances to remain consistent as to regulations regarding storm water pollution.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF  
BENTLEYVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO THAT:**

**Section 1.** Part Twelve – Planning and Zoning Code, Title Six – Zoning, Chapter 1274.01(e) Changing Contours of Land; Topsoil Removal, Permit Required; Application Information shall be hereby and herein replaced to read as follows:  
(e) A storm water pollution prevention plan shall be developed per section 1278 of these Codified Ordinances.

**Section 2.** Existing Part Twelve – Planning and Zoning Code, Title Six – Zoning, Chapter 1274.01 (e) is hereby repealed.

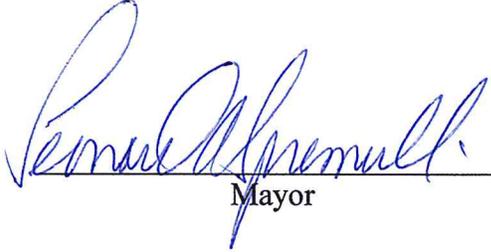
**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including the applicable sections of the Revised Code.

**Section 4.** This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, or safety of the inhabitants of the Village and for the further reason set forth in the preamble

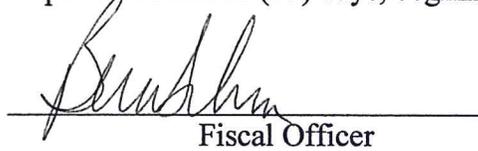
**ORDINANCE NO. 2012-48**  
**PAGE TWO**

hereof, and this Ordinance shall therefore, take effect and be in full force immediately from and after the date of its passage and approval.

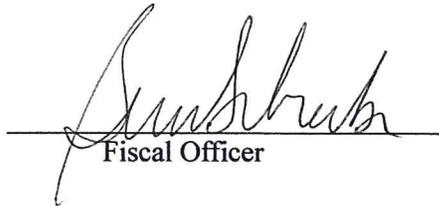
Passed: October 17, 2012

  
\_\_\_\_\_  
Mayor

I, the undersigned, Fiscal Officer of the Village of Bentleyville, hereby certify that there is no newspaper published or having an office of publication in the same Village and that I published the foregoing Ordinance by posting the same in five (5) of the most public places of said Village, as defined by Ordinance of Council, for a period of fifteen (15) days, beginning the date following passage and signature by the Mayor.

  
\_\_\_\_\_  
Fiscal Officer

I, the undersigned, Fiscal Officer of the Village of Bentleyville, hereby certify that the foregoing is a true copy of Ordinance 2012-48 duly enacted by the Council of said Village on September 10/17 2012.

  
\_\_\_\_\_  
Fiscal Officer