

ORDINANCE NO.: 2014- 56  
INTRODUCED BY: MR. MUSCENTI

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**AN ORDINANCE**

**AMENDING SECTION 1142.04(c) OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CHAGRIN FALLS TO CLARIFY THAT STREET TREES ARE REQUIRED ON PRIVATE ROADS IN THE RESIDENTIAL MIXED USE AND CLUSTER RESIDENTIAL DISTRICTS IN THE VILLAGE.**

WHEREAS, this Council desires to amend the Village's ordinances to clarify in Section 1142.04(c) of the Codified Ordinances that street trees are required on private roads in the Residential Mixed Use and Cluster Residential Districts; and

WHEREAS, the Council has referred this Ordinance to the Planning and Zoning Commission for a report and recommendation; and

WHEREAS, the Planning and Zoning Commission has recommended to Council that Section 1142.04(c) of the Codified Ordinances be amended to specify that street trees are required on private roads in the Residential Mixed Use and Cluster Residential Districts; and

WHEREAS, Council has held a public hearing on this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. That Subsection (c), "Private Roads," of Section 1142.04, "Street Trees," of the Codified Ordinance of the Village of Chagrin Falls, be and is hereby amended as follows:

**"1142.04 STREET TREES.**

\* \* \*

(c) Private Roads. The requirement for tree plantings shall also apply to private roads in Attached Single Family, Multi-Family, and Retirement Living, Residential Mixed Use and Cluster Residential Districts. However, such trees may be spaced at intervals greater than thirty-five feet, as approved by the Administrator, in order to encourage the clustering of trees."

SECTION 2. That existing Section 1142.04(c), of the Codified Ordinances of the Village of Chagrin Falls, and any other ordinance in conflict herewith, be and the same are hereby repealed.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

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SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 5. That this Ordinance shall take effect and be in force after the earliest period allowed by law.

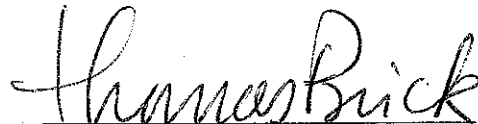
PASSED: October 13, 2014

  
\_\_\_\_\_  
Council President

Submitted to the Mayor for  
his approval on this  
14 day of October, 2014

Approved by the Mayor

October 14, 2014

  
\_\_\_\_\_  
Mayor

I hereby certify that Ordinance No. 2014- 56 was duly enacted on the 13 day of October  
      , 2014, by the Council of the Village of Chagrin Falls and posted in accordance with Section  
113.01 of the Codified Ordinances of the Village of Chagrin Falls.

  
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Clerk of Council