

RESOLUTION NO. 19-10

**A RESOLUTION AMENDING
RESOLUTION NO. 24-09 APPROVING THE
REVISED PRELIMINARY PLAT OF
HEISLEY PARK RESIDENTIAL
SUBDIVISION PHASE XII and DECLARING
AN EMERGENCY.**

WHEREAS, City Council approved the Preliminary Plat for Heisley Park Residential Subdivision Phases X-XII on April 3, 2006 as Resolution No. 17-06 with stipulations;

WHEREAS, City Council approved the revised Preliminary Plat for Heisley Park Residential Subdivision Phase XII on June 1, 2009 with the additional condition that no basements be allowed for any dwelling unit built in the above referenced platted area as Resolution No. 24-09;

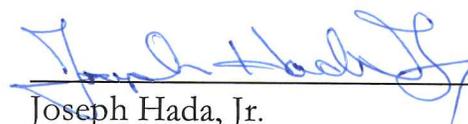
WHEREAS, the developer, Mortell Associates, has provided documentation addressing the issues associated with the additional condition that no basements be allowed in Phase XII pursuant to Section 1109.01 of the Painesville Code of 1998;

NOW THEREFORE BE IT RESOLVED by the Council of the City of Painesville, Lake County, Ohio:

SECTION I. The condition of no basements included in the preliminary plat of Heisley Park Residential Subdivision Phase XII submitted on May 14, 2009 to the Painesville City Planning Commission and approved by City Council through Resolution No. 24-09 is hereby removed.

SECTION II. This resolution is adopted as an emergency measure necessary for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of at the City of Painesville, the emergency being that unnecessary delay will adversely affect the proper and effective development of the area of the City of Painesville, and therefore, this resolution shall become effective immediately upon its passage.

PASSED:



Joseph Hada, Jr.
President of Council



Jennifer Bell, CMC
Clerk of Council