

ORDINANCE NO. 2019-27

INTRODUCED BY: MAYOR MICHAEL DYLAN BRENNAN

**AN ORDINANCE ENACTING CODIFIED ORDINANCE
CHAPTER 1267 OF THE ZONING CODE ENTITLED "PARKS
AND RECREATION DISTRICT."**

WHEREAS, the City wishes to create a new zoning district and to enact registration thereunder for the purpose of permitting and regulating parks and recreation uses in the City;

WHEREAS, enactment of Chapter 1267 entitled "Parks and Recreation District" helps the City to promote the preservation of substantial green areas devoted to passive and/or recreational uses and the protection adjoining residential properties;

WHEREAS, the zoning regulations proposed in this ordinance have been reviewed by the City's Planning Commission, which review and approval was given following the holding of a public hearing for the purpose of obtaining input and comment from the general public;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF UNIVERSITY HEIGHTS, CUYAHOGA COUNTY, OHIO THAT:**

Section 1. Council hereby adopts Codified Ordinance Chapter 1267 entitled "Parks and Recreation District," in the form attached hereto as Exhibit A, which is incorporated herein by reference as if fully rewritten.

Section 2. It is hereby determined that all formal actions of this Council concerning and relating to the passage 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.

CITY OF UNIVERSITY HEIGHTS




Michael Dylan Brennan, Mayor

Passed: 05/20/2019

ATTEST:


Kelly M. Thomas, Clerk of Council

APPROVED AS TO FORM:


Luke McConville, Law Director



UNIVERSITY Chapter 1267 **HEIGHTS** Parks and Recreation District, PR

1267.01 PURPOSE

The Parks and Recreation District (PR) has been established for the purpose of preserving substantial green areas devoted to passive and/or recreational uses, and protecting adjoining residential properties.

1267.02 DESIGNATION

The Parks and Recreation (PR) District shall be applied only to land dedicated to or owned by the state, county, city, or a parks district.

1267.03 PERMITTED USES

The following uses are principle uses permitted in a Parks and Recreation (PR) District provided that all requirements of other City ordinances and this Code have been met:

- A. Open space uses, which include the retention of land in its natural state or the provision of such uses which are compatible with the natural state and the natural environment, including but not limited to walking and hiking trails, nature trails and rehabilitating land to its natural state, including natural stormwater management provisions and wetland mitigation projects;
- B. Parks and playgrounds;
- C. Outdoor recreation facilities, including picnic areas;
- D. Outdoor recreational courts, including but not limited to those devoted to tennis, volleyball, basketball, or bocce;
- E. Pools;
- F. Schools;
- G. Any other recreational use substantially similar to those specifically listed above.

1267.03 ACCESSORY USES

The following accessory uses are permitted in association with the “permitted uses” listed above, subject to approval by the Planning Commission and City Council:

- A. Pavilions;
- B. Restroom facilities, storage buildings, and other maintenance facilities;

- C. Benches, bleachers, bike racks, water fountains, and similar structures accessory to a permitted main use;
- D. Clubhouses, meeting rooms, or community centers;
- E. Concession stands/areas;
- F. Off-street parking areas, as per Chapter 1272;
- G. Fences;
- H. Signs;
- I. Outdoor lighting, as required.

1267.04 BUFFERING REQUIREMENTS

Permitted uses and accessory uses within the Parks and Recreation (PR) District shall have no less than five (5) feet of landscaping, berm, or a fence (as per Chapter 1448) when bordering a residential zoning district.