

RECORD OF ORDINANCES

Ordinance No.2001-26.....

PassedJune-19.....

YEAR: 2001

AN ORDINANCE AMENDING THE ZONING CODE OF THE CITY OF POWELL, ADDING SECTION 1145.33.2: NATURAL LANDSCAPING.

WHEREAS, Council has determined that it is desirable to add section 1145.33.2 to the Zoning Code of the Municipality of Powell for the purpose of adding specifications as set forth on the attachment hereto, and

WHEREAS, The Planning and Zoning Commission has reviewed the proposed amendments and held a public hearing April 11, 2001, and has given Council recommendation of approval on such date.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:


Section 1: That the attached Zoning Code amendments are hereby added to the Codified Ordinances of the Municipality of Powell as set forth on the attachment hereto which is incorporated herein by reference.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

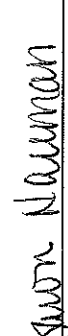
Section 3: That this Ordinance shall take effect at the earliest period allowed by law.

VOTE ON RULE SUSPENSION: Y _____ N _____


VOTE ON ORDINANCE 2001-26: Y 7 N 0


Mark F. Klein
Mayor

7/19/01
Date


Dawn Nauman
Clerk of Council

6/30/01
Date

This ordinance or resolution has been posted in
three (3) public places as defined in ordinance
94-11 dated 4-2-04
on this date 7/19/01

Clerk of Council

CITY OF POWELL DRAFT NATURAL LANDSCAPING ORDINANCE

NEW SECTION 1145.33.2 NATURAL LANDSCAPING

- A. Private Naturally Landscaped Lot Defined: A private naturally landscaped lot is a privately owned residential lot which is landscaped so as to exhibit the deliberate and conscious decision to plant, cultivate and maintain those native or naturally occurring species identified as wildflower and prairie grasses in commonly accepted publications on natural landscaping as recommended by the Ohio Department of Natural Resources, Ohio Environmental Protection Agency or other governmental agencies. These publications must be accepted by the Zoning Administrator. The lot must have coverage of more than 30% of the lot in front of the house or main building in order to be considered a naturally landscaped lot. Wooded front yards or wooded rear yards (70% or greater coverage with trees) shall not be subject to these natural landscaping requirements. Non-residential lots shall not be allowed to landscape as a natural landscaped lot.
- B. Zoning Certificate Not Required: A Zoning Certificate is not required in order to have a naturally landscaped lot. However, the following standards are required for individuals desiring a naturally landscaped lot:
1. Setback: Natural landscaping on private lots shall be located no closer than two feet (2') from the public sidewalk or street right-of-way, or within four feet (4') of any other property line; provided however, no rear or side yard setback shall be required where the natural landscaping material abuts permitted natural landscaping material on an adjacent lot. Natural landscaping shall not be allowed within the area between the sidewalk and curb, except for small areas around a mailbox.
 2. Lot Coverage: The maximum coverage of any naturally landscaped lot shall be 50% of the lot area in front of the house and 50% in back of the house, not otherwise covered by buildings, decks, driveways and other accessory uses.
 3. Maintenance: A naturally landscaped lot shall be maintained using the best management practices as described in commonly accepted publications on natural landscaping as recommended by the Ohio Department of Natural Resources, Ohio Environmental Protection Agency or other governmental agencies. These publications must be accepted by the Zoning Administrator.
- C. Compliance: Compliance with this section shall be required at the earliest time allowed by law. For existing properties that can be defined as a naturally landscaped lot, compliance with this section shall be accomplished within six (6) months of the effective date of this ordinance.
- D. Enforcement and penalties: Refer to Section 1135.20 and Section 1135.21 for Penalties and Fines and Additional Remedies.