

# RECORD OF ORDINANCES

Ordinance No. .... 2001-60 .....

Passed ..... November 6, ....., ....., YEAR ..... 2001

**AN ORDINANCE AMENDING THE ZONING CODE OF THE CITY OF POWELL, REPEALING SECTION 1147.11 (B): ROADSIDE SALE OF AGRICULTURAL PRODUCTS ZONING CERTIFICATE REQUIREMENTS.**

**WHEREAS,** Council has determined that it is desirable to repeal Section 1147.11 (B) of the Zoning Code of the Municipality of Powell for the purpose of removing specifications as set forth on the attachment hereto, and

**WHEREAS,** The Planning and Zoning Commission has reviewed the proposed amendments and held public hearings on August 8 and September 12, 2001, and has given Council recommendation of approval.

**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 removed from 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 - 60:** Y 4 N 0

Mark F. Klein 11/6/01  
Mark F. Klein Date  
Mayor

Dawn Nauman 11/6/01  
Dawn Nauman Date  
Clerk of Council

This ordinance or resolution shall take effect at the earliest period allowed by law unless (3) public places be provided.  
On this date 11/9/01  
Dawn Nauman  
Clerk of Council

CITY OF POWELL  
DRAFT REPEAL ROADSIDE SALES OF AGRICULTURAL PRODUCTS  
ZONING CERTIFICATE REQUIREMENTS

REPEAL SECTION 1147.11 AGRICULTURAL-RELATED USES

- A. Animals. No animal, except household pets, shall be kept on any parcel of less than five (5) acres. This subsection shall apply only to those parcels where the total land holdings of the using party, in one contiguous unit, is five (5) acres or less and shall not be construed to apply to individual pens, pastures or fields of less than five (5) acres if they are a part of a larger contiguous tract of land of five (5) acres or more devoted to agricultural use.
- ~~B. Roadside Sales of Agricultural Products. Where roadside sales of agricultural products are permitted, unconstrained to products produced on the premises, at least fifty (50) percent of the gross income from such a market shall be derived from sale of products produced on lands in that zoned district or in adjacent townships farmed by the proprietor of said sales stand, and further, said stand shall not be in operation for more than 150 days in any year, and shall only be permitted where adequate off street parking exists so as not to interfere with traffic on adjacent thoroughfares. No such roadside sales use shall be instituted, and no permanent buildings or structures shall be placed for such roadside sales use, without issuance of a Conditional Use Permit. No such roadside sales shall be permitted on Route 315, on Powell Road, Olentangy Street, on Sawmill Road, or on any road designated as a "parkway" in the comprehensive plan.~~