

Placed on 1st reading & referred to
HPD 9/8/20; 2nd reading 9/21/20;
Amended by HPD 11/17/20

ORDINANCE NO. 17-2020

Bullock, Kepple, Litten, Neff,
B O'Malley, Rader, Shachner

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect and be in force after the earliest period allowed by law, amending Section 1325.04, Authority of the Board, to include the exterior painting of existing natural brick structures within the authority of the Architectural Board of Review.

WHEREAS, Lakewood wishes to maintain the architectural and historical character of its brick structures; and

WHEREAS, painting brick is a near permanent change to the exterior elevation of a property that can only be undone with great expense and time; and

WHEREAS, brick is intended to breathe providing certain moisture control properties to structures, painting brick can trap moisture in a structure leading to mold, mildew and faster deterioration of the structure; and

WHEREAS, this Council by a vote of at least five of its members determines that this ordinance is an emergency measure, and that this ordinance shall take effect at the earliest date possible as set forth in Article III, Sections 10 and 13 of the Second Amended Charter of the City of Lakewood, and that it is necessary for the immediate preservation of the public property, health and safety, and to provide for the usual daily operation of municipal department in that brick exteriors should be maintained where practical; now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO:

Section 1. That Section 1325.04, Authority of the Board, currently reading as follows:

1325.04 AUTHORITY OF BOARD.

The provisions of this chapter shall apply to all new construction and construction which alters exterior elevations wheresoever situated within the City, including construction by the City. The Building Commissioner shall, as he deems necessary, file all drawings, data, reports and complaints received with the Architectural Board of Review respecting applications for building permits wherein the purposes of Section 1325.03 apply.

is hereby repealed.

Section 2. That new Section 1325.04, Authority of the Board, is hereby enacted to read as follows:

1325.04 AUTHORITY OF BOARD.

The provisions of this chapter shall apply to all new construction and construction which alters exterior elevations wheresoever situated within the City, including construction by the City. The painting of previously unaltered masonry or covering thereof by other methods, either in whole or in part, shall be considered an alteration to an exterior elevation. The Building Commissioner shall, as he deems necessary, file all drawings, data, reports and complaints received with the Architectural Board of Re-view respecting applications for building permits wherein the purposes of Section 1325.03 apply.

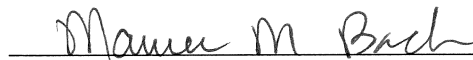
Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble to this ordinance, and provided it receives the affirmative vote of at least five members of Council, this ordinance shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: 12/1/2020

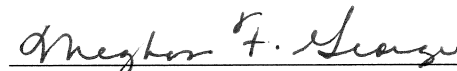


President



Clerk

Approved 12/10/2020



Mayor