

**ORDINANCE 2019.27**

**AN ORDINANCE APPROVING THE COMMERCIAL AND INDUSTRIAL  
SITE PLAN AND BUILDING APPLICATION OF SWE LLC FOR  
CONSTRUCTION OF SHERWIN WILLIAMS PAINT STORE TO BE LOCATED AT  
LOT D OF SUNBURY MILLS PLAZA, STATE ROUTE 3  
AND DECLARING AN EMERGENCY**

**WHEREAS**, Joshua Roedemeier, on behalf of SWE, LLC, has submitted a commercial site plan and building application for a proposed Sherwin Williams Paint Store to be located at Lot D of Sunbury Mills Plaza, State Route 3, Sunbury, Ohio 43074; and

**WHEREAS**, said application came on for consideration by the Planning and Zoning Commission on August 26, 2019, which Commission recommended approval of said application conditional upon final engineering approval; and

**WHEREAS**, said application was considered by the Sunbury Village Council for approval pursuant to the zoning regulations of the Village of Sunbury.

**NOW, THEREFORE, BE IT ORDAINED** by the Council for the Village of Sunbury, Delaware County, State of Ohio, as follows:

**SECTION 1:** That the recommendation of the of the Sunbury Planning and Zoning Commission to approve the commercial and industrial site plan and building application of SWE LLC for construction of a Sherwin Williams Paint Store to be located at Lot D of Sunbury Mills Plaza, State Route 3, is hereby approved, conditional upon final engineering approval.

**SECTION II:** It is found and determined that all formal actions of this Council concerning and related to the adoption 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 meetings open to the public, and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION III:** This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the Village of Sunbury, Ohio, to allow construction of the Sherwin Williams Paint Store to begin without delay to accommodate the timelines of the applicant and to allow said facilities to be constructed, open and available to the residents of at the earliest possible date.

**WHEREFORE**, this Ordinance shall take effect and be in force immediately following its passage.

<b>VOTE ON SUSPENSION OF THE RULES</b>	<b>YEAS</b>	<b>NAYS</b>
	_____	_____
<b>VOTE ON EMERGENCY</b>	<b>YEAS</b>	<b>NAYS</b>
	_____	_____
<b>VOTE ON ORDINANCE 2019.27</b>	<b>YEAS</b>	<b>NAYS</b>
	_____	_____

**PASSED:** \_\_\_\_\_, 2019

**Tommy Hatfield, Mayor**

**ATTEST:**

**Kathy Belcher, Fiscal Officer**

**CERTIFICATION**

I hereby certify on this \_\_\_ day of \_\_\_\_\_ 2019, that the foregoing is a true and accurate copy of the Ordinance passed at the meeting held on \_\_\_\_\_ 2019, of the Village of Sunbury of the County of Delaware, State of Ohio.

Kathy Belcher, Fiscal Officer