

RESOLUTION NO.: 49 -2012  
INTRODUCED BY: Alexander

A RESOLUTION CONFIRMING THE ACTION OF THE PLANNING COMMISSION WITH RESPECT TO THE APPROVAL OF A CONDITIONAL USE PERMIT FOR A THEATER USE AT 691 RICHMOND ROAD.

WHEREAS, the Planning Commission at its special meeting on May 23, 2012, passed a motion to recommend to Council the approval of an application for a conditional use permit submitted by VDND LLC, on behalf of Simon Properties, the owner of property at 691 Richmond Road (Richmond Town Square Mall) for a theater-type use within a mall structure; and

WHEREAS, at its meeting on June 12, 2012, the Planning & Zoning Committee of Council recommended to the Council the confirmation of the recommendation of the Planning Commission with respect to the application for this use;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: The action of the Planning Commission of the City of Richmond Heights taken at its May 23, 2012 special meeting in recommending to Council the approval of a conditional use permit for the theater-type use in the B-2 Regional Business District, pursuant to Section 1151.03 of the Zoning Code, and to be located within the shopping mall structure at 691 Richmond Road be, and the same is hereby, confirmed.

Section 2: The Clerk is instructed to mail a copy of this Resolution to the applicant.

Section 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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, including Section 121.22 of the Ohio Revised Code.

Section 4: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

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Daniel J. Ursu, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

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David H. Roche  
President of Council