

RESOLUTION NO.: 134-2007
INTRODUCED BY: Morgan

**RESOLUTION CONFIRMING THE ACTION OF PLANNING
COMMISSION WITH RESPECT TO THE APPROVAL OF A
CONDITIONAL USE PERMIT AND A SITE PLAN FOR A DRIVE
THROUGH SERVICE FACILITY AT 5115 WILSON MILLS ROAD.**

Whereas, the Planning Commission at its regular meeting on November 14, 2007 passed a motion to recommend to Council the approval of a conditional use permit and a site plan application submitted by Napoli Enterprises for a drive through service facility for a coffee shop at 5115 Wilson Mills Road; and

Whereas, the Planning and Zoning Committee of Council recommended confirmation of the Planning Commission's actions;

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

Section 1: The actions of the Planning Commission taken at its November 14, 2007 regular meeting recommending to Council the approval of a conditional use permit and a site plan for a drive through service facility for a coffee shop at 5115 Wilson Mills Road, pursuant to the provisions of Chapter 1169 of the Zoning Code and according to the site plan submitted to the Commission dated September 28, 2007, be, and the same are hereby confirmed.

Section 2: 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 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED:_____

Daniel J. Ursu, Mayor

APPROVED:_____

ATTEST:_____

Betsy Traben
Clerk of Council

David H. Roche
President of Council