

FIRST READING: 7.24.23
SECOND READING: _____
THIRD READING: _____

ORDINANCE NO. 66-23

BY: JEANNE GALLAGHER

AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1183.11 ENTITLED SUPPLEMENTAL REGULATIONS FOR CERTAIN USES, REGARDING BUSINESS DISTRICT REGULATIONS AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"

WHEREAS: the Administration of the City of Rocky River, has deemed it necessary to amend Section 1183.11 entitled Supplemental Regulations For Certain Uses, of the Codified Ordinances regarding business district regulations within the Development Code; and

WHEREAS: this Ordinance was recommended by the Planning Commission of the City of Rocky River for approval on _____, 2023; and

WHEREAS: it is the desire of the Administration and Council of the City of Rocky River that Section 1183.11 of the Codified Ordinances of the City of Rocky River concerning the Development Code be amended regarding the intent in business district regulations, as further described in the attached Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That Section 1183.11 entitled Intent of the Codified Ordinances of the City of Rocky River be amended regarding the intent in business district regulations, as further described in the attached Exhibit "A".

PASSED: _____, 2023
JAMES W. MORAN
President of Council

PRESENTED
TO MAYOR: _____, 2023 APPROVED: _____, 2023

ATTEST:

SUSAN G. PEASE
Clerk of Council

PAMELA E. BOBST
Mayor

1183.11 SUPPLEMENTAL REGULATIONS FOR CERTAIN USES.

The following are specific conditions, standards, and regulations for certain conditional uses and are in addition to the criteria and standards set forth in Sections 1183.03 through 1183.09.

- (c) Bank and other financial institutions with drive-through, Drive-thru facility in association with a permitted use, Freestanding automated teller machine or drive-thru, Car washes.
- (1) Such facilities shall be located on an arterial or collector street in an area least disruptive to pedestrian and vehicular traffic.
 - (2) Any proposed loudspeaker system shall be approved as part of the development plan.
 - (3) All access drives shall be located as far as practicable from an existing intersection in order to minimize congestion and constricted turning movements.
 - (4) Such facilities shall comply with the regulations in Section 1187.23, Off-street Waiting Spaces for Drive-thru Facilities.
 - (5) Vehicular approaches to the property shall be designed so as not to create an interference with traffic on surrounding public streets or roads.
 - (6) If compliance with any condition set forth within this Section ceases at any time after initial approval, the City of Rocky River may rescind that approval and order the drive-through service to be discontinued.
 - (7) Any drive-through service shall not decrease the number or size of parking spaces required for the principal use in Chapter 1187.
 - (8) The hours of operation for any drive-through service shall not begin before 7:00 A.M. nor end later than 11:00 P.M. for any site adjacent to any residential district.
 - (9) Any drive-through service shall create no more than 40 dBA at the property line.
 - (10) No signage shall be permitted in excess of the maximum permitted for the principal use in Chapter 1193. However, necessary additional directional signage for a drive-through service shall be permitted in conformance with Chapter 1193.