

**VILLAGE OF YELLOW SPRINGS, OHIO**

**ORDINANCE 2019-09**

**REPEALING SECTION 1226.04 “SUBMISSION OF AND ACTION ON FINAL PLATS” OF THE CODIFIED ORDINANCES OF THE VILLAGE OF YELLOW SPRINGS, OHIO AND ENACTING NEW SECTION 1226.04 “SUBMISSION OF AND ACTION ON FINAL PLATS”**

**Whereas**, the Codified Ordinances of the Village of Yellow Springs regarding final plats currently do not address existing or proposed electric utilities as required in construction drawings; and

**Whereas**, because the Village of Yellow Springs owns and operates an electric utility, these items should be considered as part of the whole when discussing necessary infrastructure improvements;

**NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO HEREBY ORDAINS THAT:**

**Section 1.** Chapter 1226.04 entitled “Submission of and Action on Final Plats” of the Codified Ordinances of the Village of Yellow Springs, Ohio be repealed.

**Section 2.** A new Chapter 1226.04 entitled “Submission of and Action on Final Plats” of the Codified Ordinances of the Village of Yellow Springs, Ohio be enacted to read as set forth on Exhibit A with new language underlined and deleted language in ~~strike through~~, which is attached hereto and incorporated herein.

**Section 3.** This ordinance shall take effect and be in full force at the earliest date permitted by law.

\_\_\_\_\_  
Brian Housh, President of Council

Passed: 4-15-2019

Attest: \_\_\_\_\_

Judy Kintner, Clerk of Council

**ROLL CALL**

Brian Housh   Y        Marianne MacQueen   Y        Kevin Stokes   Y  

Lisa Kreeger   Y        Kineta Sanford   Y

**1226.04 SUBMISSION OF AND ACTION ON FINAL PLATS.**

(a) After official approval of the preliminary plat, the final plat of the subdivision shall be drawn in waterproof black ink and shall be submitted on one or more tracing cloth or mylar sheets, each fourteen by twenty inches in size, to the Village Manager for final action by the Planning Commission and Council. Each sheet of multiple sheet submissions shall be numbered and the relation of one sheet to another clearly shown.

(b) An application for approval of the final plat shall be submitted on forms provided by the Village Manager, along with required tracings and prints. Final plats shall be submitted fourteen days before the regularly scheduled monthly meeting of the Planning Commission. In addition to the original tracings specified in subsection (a) hereof, the following copies will also be required:

(1) Ten copies of the final plat. One reproducible copy of all original tracings shall be included in this requirement for retention by the Village of Yellow Springs.

(2) Ten copies of construction drawings, including profiles of streets, sanitary sewers, storm sewers, water lines, electric transformers and lines, and curbs and gutters. Ten copies of a cross-section of the above shall be submitted when required.

(c) The final plat will be accepted for review only after payment of a fee for review services specified in Section [1226.13](#).

(d) A recommendation to approve, approve with conditions or disapprove will be provided to the Village Council by the Planning Commission within thirty days of the final public hearing of the Commission. The Village Council will hold a public hearing within thirty days of receiving that recommendation and will take action to approve, approve with conditions or disapprove. If the plat is approved, the owner shall file it with the County Recorder within sixty days. If not recorded within this time, approval of the Village Council shall become null and void.