

**ORDINANCE OF THE COUNCIL OF THE VILLAGE OF WAYNESFIELD,
AUGLAIZE COUNTY, OHIO**

ORDINANCE NUMBER: 25-6-2

PASSED: July 28, 2025

**AN ORDINANCE AMENDING SECTION 500, PARAGRAPHS 1 AND 2, BOARD OF
ZONING APPEALS OF THE WAYNESFIELD ZONING ORDINANCE, ORDINANCE
23-10-1 AND TO DECLARE AN EMERGENCY.**

WHEREAS, the Village of Waynesfield previously passed Ordinance 23-10-1, known as the Waynesfield Zoning Ordinance;

WHEREAS, the Village Council of Waynesfield deems an amendment to the zoning ordinance as necessary for the health, safety and well-being of its residence, and for the orderly administration of the zoning code; and

WHEREAS, the Village Council of the Village of Waynesfield desires to revise Section 500, Paragraph 1 and 2 of Ordinance 23-10-1; and

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAYNESFIELD, AUGLAIZE COUNTY, OHIO, AT LEAST A MAJORITY THEREOF CONCURRING THAT:

Section 1.

Section 500, Paragraphs 1 and 2 of Ordinance 23-10-1 is hereby amended as follows:

SECTION 500 Board of Zoning Appeals

1. The Board shall consist of five (5) members. Members shall be appointed by the Mayor and approved by the Village Council, for terms of five (5) years. Vacancies shall be filled in the same manner for the unexpired term. The Members of the Board shall serve at such compensation as may be fixed by ordinance. The initial appointments of Members to the Board shall be staggered so that two (2) members shall serve an initial two (2) year term, and three (3) members shall serve an initial five (5) year term. Subsequent appointments shall serve the normal five (5) year term.
2. The Board shall adopt rules and regulations consistent with this Ordinance. Regular meetings of the Board shall be held at such times as the Board may determine and shall be specified in the rules and regulations of the Board. The chairperson shall act as secretary unless one is appointed by the board. Special meetings may be called by the chairperson or, in their absence by the vice-chairman. There shall be a fixed place of meeting and all meetings shall be open to the public.

- A. The Board shall keep minutes of its proceedings, showing the action of the Board and the vote of each member upon each question, or, if absent or failing to vote, indicating such fact, and shall keep records of all its official actions, all of which shall be filed promptly in the office of the mayor and shall be a public record. The presence of three (3) members shall constitute a quorum. The concurring vote of three (3) members of said Board shall be necessary to reverse an order, requirement, decision, or determination of the Zoning Inspector. The Board shall act by Resolution, and a copy of each Resolution duly adopted shall be filed in the office of the mayor.

Section 2. That all ordinances and resolutions inconsistent with this Ordinance be, and the same hereby are, repealed.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of the Council, and that all deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

Section 4: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the Village of Waynesfield, for the reason that it desires to provide consistent and effective zoning regulations and clear direction to citizens on matters of appeal to the Board of Zoning Appeals, therefore, this Ordinance shall be in effect if it receives two thirds vote of all members of Village Council on the earliest date allowed by law.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from the earliest period allowed by law.

VOTE

First Reading:

Emergency Second reading:

BALL: Yes

BALL: Yes

HUTSON: Absent

HUTSON: Yes

MILLER: Yes

MILLER: Yes

WALTI: Yes

WALTI: Yes


NICKLES: Yes

NICKLES: Yes

FOX: Yes

FOX: Absent

Passed in Council this 28th day of July, 2025.


Rodney Luma, Mayor

Attest: Sarah Montgomery
Sarah Montgomery, Fiscal Officer

Approved as to Form:


Daniel L. Bey, Village Solicitor