

**RESOLUTION NO. 029-21R**

**A RESOLUTION GRANTING MAC BUILDING AND DEVELOPMENT LLC'S APPEAL OF THE SANDUSKY LANDMARK COMMISSION DECISION TO DENY THE CERTIFICATE OF APPROPRIATENESS FOR RENOVATIONS TO THE ROOFTOP OF THE BUILDING LOCATED AT 333 WEST MARKET STREET; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, MAC Building and Development LLC applied for a Certificate of Appropriateness for exterior renovations at 333 W. Market Street, Sandusky, Ohio; and

**WHEREAS**, on May 19, 2021, the Sandusky Landmark Commission heard testimony and reviewed materials that were presented and denied the application for the Certificate of Appropriateness for the rooftop renovations of the building; and

**WHEREAS**, on May 24, 2021, MAC Building and Development LLC appealed the decision of the Sandusky Landmark Commission; and

**WHEREAS**, pursuant to Section 1161.10 of the Codified Ordinances of the City of Sandusky, the Landmark Commission has presented the City Commission with its written findings and the City Commission shall consider these findings and testimony presented during the appeal either Grant or Deny MAC Building and Development LLC's Appeal; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to comply with the time requirements of Section 1161.10; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Community Development, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission has received the written findings from the Sandusky Landmark Commission and considered testimony presented during the appeal from the Landmark Commission's decision and does hereby GRANT the appeal of MAC Building and Development LLC regarding the City of Sandusky's Landmark Commission's decision to deny the Certificate of Appropriateness for the renovations to the rooftop of the building located at 333 W. Market Street, Sandusky, Ohio.

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Section 2. Therefore, in granting the Appeal of the MAC Building and Development LLC the City Commission does hereby grant a Certificate of Appropriateness for the renovations to the rooftop of the building located at 333 W. Market Street, Sandusky, Ohio pursuant to the rules and procedures set forth in Chapter 1161 of the Codified Ordinances of the City of Sandusky.

Section 3. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST:

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MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: June 14, 2021