

RECORD OF ORDINANCES

Ordinance No. 2023-47

Passed JULY 19, 2023

SPONSOR: PLANNING & ZONING COMMITTEE

AN ORDINANCE ADOPTING SECTION 93.56 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF MOGADORE, ENTITLED "EXTERIOR LIGHTING," TO REGULATE THE USE OF EXTERIOR LIGHTING IN THE VILLAGE, AND DECLARING AN EMERGENCY.

WHEREAS, Chapter 93 of the Village of Mogadore Codified Ordinances sets forth the nuisance code of the Village; and

WHEREAS, the Mayor has recommended that this Council adopt Section 93.56 of the Codified Ordinances of the Village, entitled "Exterior Lighting," as set forth on Exhibit A, attached hereto and incorporated herein by reference, which will regulate the use of exterior lighting in the Village to prevent the same from becoming a nuisance; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village to adopt Section 93.56 for the reasons set forth above.

NOW, THEREFORE BE IT ORDAINED, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: This Council hereby adopts Section 93.56 of the Codified Ordinances of the Village, entitled "Exterior Lighting," as set forth on Exhibit A, attached hereto and incorporated herein by reference.

SECTION 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and any 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.

SECTION 3: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately regulating the use of exterior lighting that may constitute a nuisance in the Village, and, provided this Ordinance receives the affirmative vote of at least five (5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

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Debra Y. Oatley 7-19-23  
President Pro-Temp Date

Michael Paddish 7-19-23  
Mayor Acting Date

Attest: [Signature]  
Clerk-Treasurer

EXHIBIT A

**93.56 EXTERIOR LIGHTING**

(A) No owner or occupant of property shall place or permit the placement of exterior lighting upon any building or property owned or occupied by him or her unless such lighting is designed and placed in such a manner and is of such illumination as to confine illumination to the property upon which it is placed and prevent unreasonable shining, lighting, glare or reflection upon neighboring residential premises or upon public streets.

(B) Whoever violates any provision of this chapter is guilty of a minor misdemeanor. Each day the violation persists shall be deemed a separate violation.