

**AN ORDINANCE
AMENDING CODIFIED ORDINANCE SECTION
544.14(a) TO INCREASE THE COMPOSITION OF THE
SHADE TREE COMMISSION FROM SIX (6) MEMBERS
TO SEVEN (7) MEMBERS AND ELIMINATING THE
RESIDENCY REQUIREMENT.**

WHEREAS, Codified Ordinance Chapter 544 establishes a Shade Tree Commission and there are currently five (5) residents appointed to the Commission by the Mayor, and Council appoints their representative to the Commission, and the Village Council has determined that the number of Commissioners should be increased from five (5) to six (6) and the residency requirement should be eliminated.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. Codified Ordinance Section 544.14(a) is hereby amended to revise the first two paragraphs of such sub-section to read as follows:

There is hereby created a commission to be known as the "Shade Tree Commission" composed of six (6) members appointed by the Mayor, and one (1) Council person. Council shall appoint their representative. The Mayoral appointees shall not be required to be residents of the Village.

The term of the members of the Commission appointed by the Mayor shall be three (3) years. In the event that a vacancy occurs during the term of any member, his or her successor shall be appointed for the unexpired portion of the term.

SECTION 2. The existing first two paragraphs of Codified Ordinance Section 544.149(a), the full text of which follows is hereby repealed:

There is hereby created a commission to be known as the "Shade Tree Commission" composed of five residents of the Village, and one Council person. Resident members shall be appointed by the Mayor, and Council shall appoint their representative.

The terms of the resident members of the Commission shall be three years. In the event that a vacancy occurs during the term of any member, his or her successor shall be appointed for the unexpired portion of the term.

SECTION 3. As amended, the first two paragraphs of Codified Ordinance Section 544.149(a) with strikeouts for deletions, and underlining for additions, reads in their entirety as follows:

ORDINANCE NO. 2018- 26
INTRODUCED BY: MS. LIPP

There is hereby created a commission to be known as the "Shade Tree Commission" composed of six (6) members appointed by the Mayor ~~five residents of the Village~~, and one (1) Council person. ~~Resident members shall be appointed by the Mayor, and Council shall appoint their representative.~~ The Mayoral appointees shall not be required to be residents of the Village.

The terms of the ~~resident~~ members of the Commission appointed by the Mayor shall be three (3) years. In the event that a vacancy occurs during the term of any member, his or her successor shall be appointed for the unexpired portion of the term.

SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 5. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 5. That this Ordinance shall take effect and be in force after the earliest period allowed by law.

PASSED: _____

Karl Maersch, Council President

Submitted to the Mayor for
his approval on this

____ day of _____, 2018

Approved by the Mayor this

____ day of _____, 2018

Mayor William Tomko

I hereby certify that Ordinance No. 2018-_____ was duly enacted on the ____ day of _____, 2018, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

Clerk of Council