

NOTICE

At a Regular Rochester Hills City Council Meeting held at the City of Rochester Hills Municipal Offices, 1000 Rochester Hills Drive, Oakland County, Michigan on Monday, May 17, 2010:

Present: President Gregory Hooper, Members J. Martin Brennan, Nathan Klomp, Vern Pixley, James Rosen, Michael Webber, Ravi Yalamanchi

QUORUM PRESENT

MOTION BY Webber, seconded by Brennan **Resolved that Ordinance No. 164**, an ordinance to amend Chapter 138, Zoning, of the Code of Ordinances of the City of Rochester Hills to rezone the Properties described herein from R-3 (One Family Residential) to O-1 (Office Business) and to prescribe penalties for the violation thereof (4.256± acres), **BE AND IS HEREBY ADOPTED** and shall become effective on Friday, May 28, 2010, the day following its publication in the *Rochester Post*.

Ayes: Hooper, Brennan, Klomp and Webber
Nays: Rosen and Yalamanchi
Absent: Pixley

MOTION CARRIED

ORDINANCE NO. 164

AN ORDINANCE TO AMEND CHAPTER 138, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, TO REZONE THE PROPERTIES DESCRIBED HEREIN FROM R-3 (ONE FAMILY RESIDENTIAL) TO O-1 (OFFICE BUSINESS) AND TO PRESCRIBE PENALTIES FOR THE VIOLATION THEREOF. (4.256± acres)

THE CITY OF ROCHESTER HILLS ORDAINS:

Section 1. The zoning classification of the following described property shall be amended as follows:

4.256 acres zoned **from** R-3 (ONE FAMILY RESIDENTIAL) **to** O-1 (OFFICE BUSINESS) DISTRICT.

SITE DESCRIPTIONS:

Land in the City of Rochester Hills, Oakland County, Michigan, described as:

T3N, R11E, SEC 22; PART OF SW ¼; BEG AT PT DIST N 399.94 FT; FROM SW SEC COR; TH N 260.06 FT; TN N 89-39-00 E 335 FT; TH S 260.16 FT; TH S 89-40-00 W 335 FT; TO BEG

ZONING ORDINANCE NO. 164

Commonly known as: N/A

Parcel Identification No. 15-22-351-001 AND;

T3N, R11E, SEC 22, PART OF SW ¼; BEG AT SW SEC COR; TH N 399.94 FT; TH N 89-40-00 E 335.FT; TH S 399.91 FT; TH S 89-39-00 W 335 FT; TO BEG, EXC S 60 FT IN RD; ALSO EXC W 60 FT OF N 260 FT. OF S 320 FT IN RD

Commonly known as: N/A

Parcel Identification No. 15-22-351-002

Section 2. **Section 3.01.** Boundaries, and the Zoning Map attached to the Zoning Ordinance, shall be amended to depict the amendment to the zoning classification for the properties described herein from R-3 (One Family Residential) to O-1 (Office Business).

Section 3. **Severability.** This Ordinance and each article, section, subsection, paragraph, part provision, sentence, word and any portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this Ordinance shall not be affected thereby.

Section 4. **Penalty.** All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefor shall be punishable by a civil fine of not more than \$500.

Section 5. **Repeal, Effective Date and Adoption.**

- (1) Repeal. All regulatory provisions contained in other City ordinances which are inconsistent with the provisions of this ordinance, are hereby repealed.
- (2) Effective Date. This ordinance shall become effective on May 28, 2010, the day following its publication in *The Post* on May 27, 2010.
- (3) Adoption. This Ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof held on May 17, 2010.

Bryan K. Barnett, Mayor

ZONING ORDINANCE NO. 164

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCHESTER HILLS AT A MEETING THEREOF HELD ON MAY 17, 2010.

Jane Leslie, City Clerk

Accepted for First Reading: 4/12/10
cw: 5/17/10