EMERGENCY ORDINANCE NO. 2016-19

AN ORDINANCE AMENDING THE BALLOT INITIATIVE LANGUAGE APPROVED BY ORDINANCE NO. 2016-05 AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Monroe, Ohio ("Council"), through the adoption of Ordinance No. 2015-01, approved an application for the creation of the I-75 Monroe Community Entertainment District (the "CED"), and through the adoption of Ordinance No. 2015-32, amended the boundaries of the CED; and

WHEREAS, Council adopted Ordinance No. 2016-05 approving submission of a ballot initiative to the Butler County, Ohio and Warren County, Ohio boards of election, in accordance with Ohio Revised Code ("ORC") Section 4301.356, which, if passed, would permit Sunday sales of beer and intoxicating liquor within the CED; and

WHEREAS, Council now desires to amend the ballot language approved by Ordinance No. 2016-05 to combine the questions set forth in Sections 2 and 3 thereof into one question, to be placed on the ballot by ordinance as permitted by ORC Section 4301.356.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONROE, STATE OF OHIO, THAT:

SECTION 1: In accordance with ORC Section 4301.356, this Ordinance, and all other documentation required to be filed by such Section, shall be filed with the applicable boards of elections, in the manner so prescribed, so that the question set forth in Section 2 below, or a substantially similar question, may be submitted to the applicable electorate in the general election to be held on November 8, 2016.

SECTION 2: The following question shall be filed with the Butler County, Ohio Board of Elections and the Warren County, Ohio Board of Elections, to be submitted to and voted on by the requisite electorate:

"Shall the sale of beer and intoxicating liquor be permitted on days of the week other than Sunday and between the hours of eleven a.m. and midnight on Sunday, at the I-75 Monroe Community Entertainment District, a community facility as defined by Section 4301.01 of the Revised Code, that is adjacent to Interstate 75 (I-75) and State Route 63 (SR 63), and which includes the real estate parcels identified by Butler County, Ohio Real Estate Tax Parcel Identification Numbers: C1800009000011, C1800009000078, C1800009000087, C1800009000088, C1800009000030, C1800009000029, as such parcels may be merged or subdivided, and the real estate parcels identified by Warren County, Ohio Real Estate Tax Parcel Identification Numbers: 11051010050, 11051010020, 11051280040, 11051010030, 11051260050, 11051260060, 11052000010, 11052000080, 11051020010, 11051020020, 11051270170, 11051270061, 11051270041, 11051270121, 11051270091, 11051270141, 11052000070, 11052000090, 11054000110, 11051020070, 11051020080, 11051260160,

11053000142, 11051260250, 11064000151, 11053000141, 11051300100, 11051300110, 11051270230, 11053000131, 11064000181, 11051260280, 11051270041, 11051270121, 11051270061, 11051270091, 11053000141, 11064000181, 11064000151, 11051300110, 11051300100, 11053000131, 11051270141, 11053000142, 11051270241, 11051270241, 11053000151, 11053000151, 11053000143, 11053000183, 11051290021, 11052130021, as such parcels may be merged or subdivided?"

SECTION 3: The questions approved by Ordinance 2016-05 are hereby withdrawn and replaced with the question set forth in Section 2 above.

SECTION 4: The City of Monroe City Manager's Office is hereby instructed to take any and all actions it may deem necessary, desirable, advisable or appropriate to effectuate, carry out or further the intent and purposes of the foregoing measures.

SECTION 5: This measure is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and further for the reason that Council desires to amend the ballot initiative language at the earliest possible date and prior to the filing deadline of August 10, 2016. Therefore, this measure shall take effect and be in full force from and after its passage.

PASSED: August 9, 2016

ATTEST:

Clerk of Council

APPROVED:

Mayor

This legislation was enacted in an open meeting pursuant to the terms and provisions of the Sunshine Law, Section 121.22 of the Ohio Revised

"I, the undersigned Clerk of Council of the city of Monroe, Ohio, hereby certify the foregoing (ordinance or resolution) was published as required by Section 7.16 of the Charter of the City of Monroe.

Clerk of Council
City of Monroe, Ohio