

**Village of Ellsworth  
Ordinance Number Z7 of 2014**

An Ordinance to amend Article VI of the Village of Ellsworth Zoning Ordinance as related to the creation of an Overlay district along the Breezeway.

**The Village of Ellsworth Ordains:**

**Section 1. Amendment of Section 6.8**

Section 6.8 of the Village of Ellsworth Zoning Ordinance is hereby amendment to read in its entirety as follows, with the former Section 6.8 re-numbered to be Section 6.9.

**Section 6.8 Breezeway Commercial Overlay District (BCO)**

The following provisions shall apply to the Breezeway Commercial Overlay District (BCO).

**Section 6.8.1 Intent**

An overlay district is established along County Route C-48 through the Village of Ellsworth, in order to encourage economic development along the designated scenic route known as the Breezeway. The Breezeway Commercial Overlay District will include all properties with frontage on C-48.

**Section 6.8.2 Permitted Uses**

A. Any use permitted by right in the underlying Zoning District.

**Section 6.8.3 Uses Subject to Special Approval**

- A. Any use allowed subject to special approval in underlying zoning district.
- B. Any permitted use allowed in the C-2 zoning district (Section 6.6.2).
- C. Any use subject to special approval allowed in the C-2 zoning district (Section 6.6.3)

**Section 2. Severability.**

If any section, clause, or provision of this Ordinance be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, said declaration shall not affect the remainder of the Ordinance. The Village Council hereby declares that it would have passed each part, section, subsection, phrase, sentence, and clause irrespective of the fact that any one or more parts, sections, subsections, phrases, sentences, or clauses be declared invalid.

**Section 3. Conflicts.**


If any provision of the Village of Ellsworth Zoning Ordinance conflicts with this Zoning Ordinance Amendment, then the provisions of this Zoning Ordinance Amendment shall control.

**Section 4. Effective Date.**

This Ordinance shall become effective eight (8) days after being published in a newspaper of general circulation within the Village, unless later date is specified.

**Village of Ellsworth**

By:

 10-13-2014

Hugh Campbell, Village President

Adoption date: 10-13-2014

By:



Hellen Allen, Clerk

Effective date: 10-30-2014