

ORDINANCE NO. 80-2025

**TITLE: DISTRICT DESIGNATION
DOWNTOWN BARBERTON COMMUNITY
ENTERTAINMENT DISTRICT**

AN ORDINANCE DESIGNATING 100.5 ACRES IN AND AROUND DOWNTOWN BARBERTON, OHIO AS THE “DOWNTOWN BARBERTON COMMUNITY ENTERTAINMENT DISTRICT” PURSUANT TO SECTION 4301.80 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, the legislature of the State of Ohio has enacted Section 4301.80 of the Ohio Revised Code, which authorizes municipal corporations, upon application, to designate areas within their respective boundaries as Community Entertainment Districts; and

WHEREAS, the purpose of a Community Entertainment District is to create potential for more entertainment, retail, educational, sporting, social, cultural, and arts establishments for residents of a municipality and others, and to otherwise foster and encourage economic development; and

WHEREAS, an application seeking the establishment and designation of the Downtown Barberton Community Entertainment District, a 1005-acre district in and around Downtown Barberton, Ohio has been filed with the Mayor by the City of Barberton, as an owner of real property within the District; and

WHEREAS, pursuant to Section 4301.80 of the Ohio Revised Code, the Mayor has transmitted the aforementioned application to the Clerk of Council and has further recommended that this Council approve the application and designate the proposed Downtown Barberton Community Entertainment District; and

WHEREAS, Council has reviewed the aforementioned application and determined that the proposed Downtown Barberton Community Entertainment District application meets the threshold requirements of Section 4301.80 of the Ohio Revised Code; and

WHEREAS, a public hearing on aforementioned application was held by this Council on June 23, 2025; and

WHEREAS, please see attached (Exhibit A) a map of the Entertainment District; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the City to approve the application and to designated the 100.5-acre area set forth in the application as the Downtown Barberton Community Entertainment District to substantially contribute to the entertainment, retail, educational, sporting, social, cultural, and arts opportunities for the City of Barberton.

NOW, THEREFORE, BE IT ORDAINED by the City of Barberton, County of Summit, State of Ohio, that:

SECTION 1. That the application on file with the Clerk of Council to designate the Downtown Barberton Community Entertainment District is hereby approved.

SECTION 2. Pursuant to Section 4301.80 of the Ohio Revised Code, this Council hereby designates the 100.5 contiguous acres set forth in the application and on the map attached hereto as Exhibit A as the Downtown Barberton Community Entertainment District.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting with Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings opened to the public in compliance with the law.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the City, and for the further reason that timely creation of the proposed district is necessary for several proposed establishments to obtain liquor permits to operate within the proposed district, and provided it receives the approval of two-thirds of the members of Council, shall be in full force and effect from and after its passage and approval by the Mayor, or otherwise take effect and be in full force from and after the earliest period allowed by law.

Passed June 23, 2025

Clerk of Council

President of Council

Approved _____ 2025

Mayor