

# Subdivision Regulations

## Article I - General Provisions

Section 100	Title	1
Section 101	Authority	1
Section 102	Intent	1-2
Section 103	Planning Commission Organization	2
Section 104	Administration	2
Section 105	Relation to Other Laws	2-3
Section 106	Conformity to Development Plans and Zoning	3
Section 107	Interpretation and Separability	3
Section 108	Amendment	3
Section 109	Cooperation	3

## Article II - Definitions 4-10

## Article III - Minor Subdivision

Section 300	Minor Subdivision Conditions	11
Section 301	Submission for Approval of Minor Subdivision	11
Section 302	Minor Subdivision Plat Contents	11-12
Section 303	Supplementary Information	12
Section 304	Approval of a Minor Subdivision	12

## Article IV - Preliminary Plat

Section 400	Intent	13
Section 401	Submission for Preliminary Plat Approval	13
Section 402	Preliminary Plat Form	13
Section 403	Preliminary Plat Contents	14-15
Section 404	Approval of Preliminary Plat	15-16
Section 405	Preliminary Plat Approval Period	16
Section 406	Preliminary Plat Checklist	17-19

## Article V - Final Plat

Section 500	Final Plat Required	20
Section 501	Submission for Approval of Final Plat	20-21
Section 502	Final Plat Form	21
Section 503	Final Plat Contents	21-23
Section 504	Supplementary Information	23-24
Section 505	Approval of Final Plat	24
Section 506	Recording of Final Plat	24
Section 507	Final Plat Checklist	25-27

## **Article VI - Assurance for Completion and Maintenance of Improvements**

Section 600	Improvements and Performance Surety	28-29
Section 601	Inspection of Improvements	29
Section 602	Maintenance of Improvements and Maintenance Surety	29
Section 603	Deferral or Waiver of Required Improvements	30
Section 604	Issuance of Zoning Permits	30
Section 605	Procedure in Case of Default	30-31

## **Article VII - Requirements for Construction Improvements and Design**

Section 700	General Statement	32
Section 701	Conformity to Development Plans and Zoning	32
Section 702	Suitability of Land	32
Section 703	Street Improvements	32-33
Section 704	Street Signs and Street Names	33-34
Section 705	Special Street Types	34
Section 706	Streets for Commercial Subdivisions	34
Section 707	Streets for Industrial Subdivisions	34
Section 708	Easements	35
Section 709	Park Sites, Open Spaces	35
Section 710	Sidewalks	36
Section 711	Blocks	36-37
Section 712	Lots	37-38
Section 713	Survey Monuments	38
Section 714	Street and Walkway Lighting	38-39
Section 715	Water Supply Improvements	39
Section 716	Sanitary Sewer Improvements	39
Section 717	Drainage Improvements	39
Section 718	Culverts and Bridges	40
Section 719	Electric, Gas, Cable Television, and Telephone Improvements	40
Section 720	Over-Sized, Over-Depth and Off-Site Improvements	41
Section 721	Cost of Over-Sized and Over-Depth Improvements	41-42
Section 722	Extension to Boundaries	42
Section 723	Off-Site Extension	42
Section 724	Non-Annexed Subdivisions	42
Section 725	Record Drawings	42

## **Article VIII - Miscellaneous Provisions**

Section 800	Recording of Plat	43
Section 801	Revision of Plat After Approval	43
Section 802	Sale of Land Within Subdivisions	43
Section 803	Schedule of Fees	43
Section 804	Penalties	43-44
Section 805	Variances	44
Section 806	Appeal	44

## **Article IX - Enactment**

Section 900	Effective Date	45
-------------	----------------	----

**ARTICLE I**  
**General Provisions**

Section 100	Title
Section 101	Authority
Section 102	Intent
Section 103	Planning Commission Organization
Section 104	Administration
Section 105	Relation to Other Laws
Section 106	Conformity to Development Plans and Zoning
Section 107	Interpretation and Separability
Section 108	Amendment
Section 109	Cooperation

## **ARTICLE I - GENERAL PROVISIONS**

### **Section 100 Title**

The provisions of this chapter shall be known as the Subdivision Regulations of the Village of Versailles and shall be referred to hereinafter as these Regulations.

### **Section 101 Authority**

The authority for the preparation, adoption, and implementation of these subdivision regulations by the Council of Versailles and the Versailles Planning Commission, is derived from Section 711.09 of the Ohio Revised Code, which enables the two bodies to adopt uniform rules and regulations governing plats and subdivisions of land falling within their legal authority.

### **Section 102 Intent**

These Regulations are adopted to secure and provide for the following:

- A. The proper arrangement of streets or highways in relation to existing or planned streets or highways or to the official Land Development Plan.
- B. Adequate and convenient open spaces for vehicular and pedestrian traffic, utilities, access of fire-fighting apparatus, and recreation.
- C. The establishment of standards for the construction of any and all improvements as herein required.
- D. Conformance with the existing Zoning Code.
- E. To facilitate the orderly and efficient layout and the appropriate use of the land.
- F. To provide for the accurate surveying of land, preparing and recording of plats and the equitable handling of all subdivision plats by providing uniform procedures and standards for observance by both the approving authority and subdividers.
- G. To protect and provide for the public health, safety and general welfare of the citizens.
- H. To guide public and private policy and action in order to provide adequate and efficient transportation, drainage, water, sewerage and other public requirements and facilities.

- I. To assure that land to be subdivided shall be of such character that it can be used safely for building purposes without danger to health, or peril from fire, flood or other menace.
- J. To achieve individual property lots of maximum utility and livability as well as of such size and design as to be harmonious with the development of the neighboring properties.
- K. To provide for streets of adequate width, proper design, and a coordinated street system accommodating the flow of present and projected traffic volumes as well as facilitating ready accessibility by emergency vehicles.

**Section 103 Planning Commission Organization**

The Planning Commission shall be composed of five members, consisting of the Mayor, one member of the legislative authority to be elected thereby for the remainder of their term as such member of the legislative authority and three citizens of the Village to be appointed by the Mayor for terms of six years each, except that the term of one of the members of the first commission shall be for four years and one for two years. All such members shall serve without compensation. The organization of the Planning Commission is derived from Section 713.01 of the Ohio Revised Code. The Planning Commission shall require a quorum of three (3) members at all its meetings and the concurring vote of three (3) members shall be necessary to effect any order. Meeting of the Planning Commission shall be held at the call of the Chairman or two other members and at such other regular times as it may by resolution determined. All meetings of the Planning Commission shall act by resolution or motion and shall keep minutes of its proceeding showing the vote of each member upon each question or if absent or failing to vote, indicating such facts and a statement of the facts of each item considered by the Commission and the section of these regulations where applicable which the Commission has been considering in approving or disapproving any petition or other matter brought before the Commission. The Commission shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the Village of Versailles and shall be a public record.

**Section 104 Administration**

The Planning Commission shall be responsible for the uniform administration of these Regulations, and shall make recommendations to Council when amendments to these Regulations would further the intent and objective of these Regulations.

**Section 105 Relation to Other Laws**

The provisions of these Regulations shall supplement any and all laws of the State of Ohio, ordinances of the Village of Versailles, Village of Versailles Design Criteria and Construction Standards and Drawings, or any and all rules and regulations promulgated by authority of such law or ordinance relating to the intent and scope of these

Regulations. Whenever the requirements of these Regulations are at variance with the requirements of any law, ordinance, regulations of the Board of Health or Ohio Environmental Protection Agency (OEPA), the most restrictive or that imposing the higher standards shall govern.

**Section 106 Conformity to Development Plans and Zoning**

The arrangement, character, width, and location of all arterial and collector thoroughfares or extensions thereof shall conform to the requirements of the Village of Versailles Land Development Plan. Lack of a Land Development Plan or thoroughfares not contained in the aforementioned plan shall conform to the recommendations of the Planning Commission based upon these Regulations. In addition, no final plat shall be approved if in conflict with an existing Zoning Code.

**Section 107 Interpretation and Separability**

- A. Interpretation - In their interpretation and application, provisions of these Regulations shall be held to be the minimum requirements for the promotion of the public health, safety and general welfare.
  
- B. Separability - If any part or provision of these Regulations or the application thereof to any person or circumstance is judged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in all controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of these Regulations or the application thereof to other persons or circumstances. The Council hereby declares that it would have enacted the remainder of these Regulations even without any such part; provision or application.

**Section 108 Amendment**

These Regulations may be amended, after public hearing and other requirements as specified in the Ohio Revised Code.

**Section 109 Cooperation**

The Versailles Planning Commission may make agreements with Darke County Planning Commission for the joint review of plats or subdivisions occurring outside and near the corporate limits of Versailles, in order to carry out these regulations more effectively.

**ARTICLE II**  
**Definitions**

Alley	4	Official Thoroughfare Plan	7
Block	4	Parcel	7
Building Line	4	Pedestrian Walkway	7
Community Facilities	4	Performance Surety	7
Construction Drawings	4	Planning Commission	7
Corner Lot	5	Plat	7
Cross-Walk Way	5	Protective Covenant	7
Cul-de-sac	5	Public Area	7
Dead-end Street	5	Public Utility	8
Dedication	5	Replats/Vacation Plats	8
Deed Restriction	5	Restrictive Covenants	8
Developer	5	Right-of-Way	8
Development	5	Setback Line	8
Easement	5	Sketch Plan	8
Engineer	5	Street	8-9
Engineer, Village	5	Subdivider	9
Final Plat	5	Subdivision	9
Greenbelts of Buffer Parks	5	Surveyor	9
Improvements	5	Thoroughfare	9
Inspect, Inspection	6	Vacation Plat	9
Land Development Plan	6	Variance	10
Lot	6	Vicinity Map	10
Lot Area	6	Zoning Ordinance	10
Maintenance Surety	6		
Minor Subdivision	6		

## **ARTICLE II - DEFINITIONS**

### **Interpretation of Terms or Words**

For the intent of these Regulations, certain terms or words used herein shall be interpreted as follows:

- A. The word “person” includes a firm, association, organization, partnership, trust, company, or corporation as well as an individual.
- B. The present tense includes the future tense, the singular number includes the plural, and the plural number includes the singular.
- C. The word “shall” is a mandatory requirement, the word “may” is a permissive requirement, and the word “should” is a preferred requirement.
- D. The words “used” or “occupied” include the words “intended, designed, or arranged to be used or occupied”.
- E. The word “lot” includes the words “plot” or “parcel”.
- F. Regardless of capitalization, definitions are standard.

### **ALLEY (See Thoroughfare)**

### **BLOCK**

Property abutting one side of a street and lying between the two (2) nearest intersecting streets, crossing or terminating, or between the nearest such street and railroad right-of-way, un-subdivided acreage, waterway, or between any of the foregoing and any other barrier to the continuity of development or corporate lines of the Village.

### **BUILDING LINE (See Setback Line)**

### **COMMUNITY FACILITIES**

Existing, planned and proposed parks, playgrounds, schools, other public lands and buildings of the Village for which these Regulations are in effect.

### **CONSTRUCTION DRAWINGS**

A complete set of engineering drawings drawn to scale containing, but not limited to, grading plans, street plans and profiles, cross sections, sanitary sewer plans and profiles, water main plans and profiles, storm sewer plans and profiles, a complete topographical layout of all existing appurtenances and structures located within the right-of-way, and any other requirement as outlined in the Village of Versailles Design Criteria and Construction Standards and Drawings.

**CORNER LOT (See Lot)**

**CROSS-WALK WAY (See Pedestrian Walkway)**

**CUL-DE-SAC (See Street)**

**DEAD-END STREET (See Street)**

**DEDICATION**

The appropriation of land to the Village by its owner for any public use.

**DEED RESTRICTIONS (See Protective Covenants)**

**DEVELOPER**

Any person, subdivider, partnership, or corporation or duly authorized agent who constructs or contracts to construct improvements on subdivided land.

**DEVELOPMENT (See Subdivision)**

**EASEMENT**

Authorization by a property owner for the use by another, and for a specified purpose, of any designated part of his property.

**ENGINEER**

Any person registered to practice professional engineering by the State Board of Registration as specified in the Ohio Revised Code.

**ENGINEER, VILLAGE**

Such person designated as the Village Engineer for the Village.

**FINAL PLAT (See Plat)**

**GREENBELTS OR BUFFER PARKS**

A strip of parcel of land, privately restricted or publicly dedicated as open space located between a residential development and other incompatible use for the purpose of protecting and enhancing the residential environment.

**IMPROVEMENTS**

Street pavement or resurfacing, curbs, gutters, sidewalks, pedestrian walkway, water lines, sanitary and storm sewers, landscaping and other related matters normally associated with the development of land into building sites.

**INSPECT, INSPECTION**

The visual observation of construction to permit the Village or their representative to render his or her professional opinion as to whether the contractor is performing the services in a manner indicating that, when completed, the services will be in accordance with the Village of Versailles Subdivision Regulations, Construction Standards and Drawings, and Design Criteria. Such observations shall not be relied upon in any part as acceptance of the services, nor shall they relieve any party from fulfillment of customary and contractual responsibilities and obligations.

**LAND DEVELOPMENT PLAN**

A plan, which may consist of several maps, data, policies, and other descriptive matter, for the physical development of the Village which has been adopted by the Village to indicate the general location for proposed physical facilities including housing, industrial and business uses, major streets, parks, schools, public sites, and other similar information.

**LOT**

A piece or parcel of land occupied or intended to be occupied by a principal building or a group of such buildings and its accessory buildings and uses, and having frontage on an improved public or private street.

- A. Corner - A lot located at the intersection of two (2) or more streets.
- B. Through Frontage - A lot other than a corner lot with frontage on more than one (1) street. Through lots abutting two (2) streets may be referred to as double frontage lots.
- C. Interior - A lot with only one (1) frontage on a street.

**LOT AREA**

The computed area contained within the lot lines.

**MAINTENANCE SURETY**

A surety by a subdivider or developer with the Village for the amount of 10% of the performance surety guaranteeing the maintenance of the physical improvements according to the plans and specifications within the time prescribed.

**MINOR SUBDIVISION (See Subdivision)**

**MONUMENTS**

Permanent concrete or iron markers used to establish definitely all lines of the plat of a subdivision, including all lot corners, boundary line corners, and points of change in street alignment shall comply with the State of Ohio Minimum Standards for Boundary Surveys.

**OFFICIAL THOROUGHFARE PLAN**

The part of the Land Development Plan which sets forth the location, alignment, and dimensions of existing and proposed streets and thoroughfares.

**PARCEL**

A piece of land that can not be designated by lot number.

**PEDESTRIAN WALKWAY**

A right-of-way dedicated for the purpose of a pedestrian access through residential, commercial, and industrial areas, and located so as to connect to two or more streets, or a street and a public land parcel.

**PERFORMANCE SURETY**

A surety by a subdivider or developer with the Village for the amount of the estimated construction cost guaranteeing the completion of physical improvements according to the plans and specifications within the time prescribed.

**PLANNING COMMISSION**

The Village of Versailles Planning Commission.

**PLAT**

A map of a tract or parcel of land, made from a survey by a registered surveyor in the State of Ohio.

- A. Preliminary Plat - A plat showing all requisite details of a proposed subdivision submitted to the Planning Commission for purpose of preliminary consideration, prepared in conformance with these Regulations.
- B. Final Plat - A plat of all or part of a subdivision providing substantial conformance to the Preliminary Plat of the subdivision prepared in conformance with these Regulations and suitable for recording by the County Recorder.

**PROTECTIVE COVENANT**

A restriction on the use of all private property within a subdivision, to be set forth on the plat and/or incorporated in each deed, for the benefit of the property owners, and to provide mutual protection against undesirable aspects of development which would tend to impair stability of values.

**PUBLIC AREA**

A portion of a subdivision which is set aside for public use and made available for public use or acquisition.

**PUBLIC UTILITY**

A firm, association, syndicate, corporation, co-partnership, municipal authority or public agency, board or commission, duly authorized to furnish, and furnishing under governmental regulations, to the public: facilities, products or services such as gas, electricity, sewage disposal, communication, telephone, transportation, water, etc.

**REPLATS/VACATION PLATS**

Alteration, modification or adjustment of existing lots, lot lines, property lines or right-of-way lines and/or vacation thereof within the Village shall require Planning Commission and Village Council approval.

**RESTRICTIVE COVENANT (See Protective Covenant)**

**RIGHT-OF-WAY**

Land reserved, used, or to be used for a street, alley, walkway, or other public purpose.

**SETBACK LINE**

A line established by the Zoning Code, generally parallel with and measured from the lot line, defining the limits of a yard in which no portion of any principal structure other than an accessory building may be located, except as may be provided in said Zoning Code.

**SKETCH PLAN**

An informal plan or sketch showing the existing features of a site and its surroundings and the general layout of a proposed subdivision which can be presented to the Planning Commission for informal discussions.

**STREET**

A public right-of-way dedicated to public use, which provides for vehicular and pedestrian access to abutting properties.

- A. Alley - A right-of-way used primarily for vehicular service access to the back or side of properties abutting on another street.
- B. Arterial Street - A general term denoting a highway primarily for through traffic, carrying heavy loads and large volumes of traffic, usually on a continuous route.
- C. Collector Street - A street, whether within a residential, industrial, commercial, or other type of development, which primarily carries traffic from local streets to arterial streets, including the principal entrance and circulation routes within residential subdivisions.
- D. Cul-de-sac - A local street with one end open to traffic and the other end terminating in a vehicular turnaround.
- E. Dead-end Street - A street temporarily having only one outlet for vehicular traffic and intended to be extended or continued in the future.

- F. Local Street - A street primarily for providing access to residential, commercial, or other abutting property and discourage through traffic.
- G. Loop Street - A type of local street, each end of which terminates at an intersection with same arterial or collector street, and whose principal radius points of the 180° system of turns are not more than 1000 feet from said arterial or collector street, nor normally more than 600 feet from each other.

**SUBDIVIDER (See Developer)**

**SUBDIVISION**

The division of any parcel of land shown as a unit or as contiguous units on the last preceding tax roll, into two or more parcels, sites, or lots, any one of which is less than five (5) acres, for the purpose, whether immediate or future, of transfer of ownership, provided however, that (1) the division or partition of land into parcels of more than five (5) acres not involving any new streets or easements of access shall be exempted, and (2) the sale or exchange of parcels between adjoining lot owners where such sale or exchange does not create additional building sites, shall be exempted, or the improvement of one or more parcels of land for residential, commercial, or industrial structures or groups of structures involving the division or allocation of land for the opening, widening, or extension of any street or streets, except private streets serving industrial structures, the division or allocation of land as open spaces for common use by owners, occupants or lease holders, or as easements for the extension and maintenance of public sewer, water, storm drainage, or other public facilities.

- A. Major Subdivision - Division of a lot or parcel of land into more than five (5) lots or parcels, and/or the creation or establishment of new streets or roadways by the division of a lot or parcel of land.
- B. Minor Subdivision - Division of a lot or parcel of land along an existing public thoroughfare into not more than five (5) lots or parcels not establishing a new street or roadway.

**SURVEYOR**

Any person registered to practice surveying by the State Board of Registration as specified in the Ohio Revised Code.

**THOROUGHFARE (See Street)**

**VACATION PLATS (See Replats/Vacation Plats)**

**VARIANCE**

A variance is a modification of the strict terms of the relevant Regulations where such modification will not be contrary to the public interest and where owing to conditions peculiar to the property, and not the result of the action of the applicant, a literal enforcement of the Regulations would result in unnecessary and undue hardship.

**VICINITY MAP**

A drawing located on the plat which sets forth, by dimensions or other means, the relationship of the proposed subdivision or use to other nearby development or landmarks and community facilities and services within the Village in order to better locate and orient the area in question.

**ZONING ORDINANCE**

The Zoning Ordinance for the Village of Versailles which regulates the use of land by land districts or zones.

**ARTICLE III**  
**Minor Subdivision**

Section 300	Minor Subdivision Conditions
Section 301	Submission for Approval of Minor Subdivision
Section 302	Minor Subdivision Plat Contents
Section 303	Supplementary Information
Section 304	Approval of a Minor Subdivision

## **ARTICLE III - MINOR SUBDIVISION**

### **Section 300 Minor Subdivision Conditions**

Subdivision proposals may, at the discretion of the Planning Commission, be processed as a “minor subdivision” when the following conditions exist:

- A. The proposed subdivision is located along an existing improved public road and involves no opening, widening, or extension of any street or road.
- B. No more than five (5) lots are involved after the original parcel has been subdivided.
- C. The proposed subdivision is not contrary to applicable Subdivision Regulations, Design Criteria, Construction Standards and Drawings, or Zoning Code.
- D. Plat and description of the property is based on a survey completed by a professional surveyor.
- E. The physical characteristics of the property are suitable for building sites.

### **Section 301 Submission for Approval of a Minor Subdivision**

The subdivider shall prepare and submit ten (10) copies of the minor subdivision plat to the Village Administrator. The minor subdivision plat shall be considered officially filed on the day it is received and properly noted and shall be so dated. However, the minor subdivision plat shall not be considered properly submitted until all applicable fees are paid (see Schedule of Fees - Section 151.94) and all plats are provided to the Village Administrator.

Prior to receiving consideration for a Minor Subdivision, a Minor Subdivision Plat shall consist of a survey plat drawn by a registered professional surveyor and it shall be in compliance with Darke County platting regulations.

### **Section 302 Minor Subdivision Plat Contents**

The minor subdivision plat shall contain the following information:

- A. Name of the subdivider.
- B. Location by section, range, township or by subdivision name and lot number.
- C. Date, north arrow, scale, and acreage to thousandths of acre.
- D. Abutting streets.

- E. Existing buildings, septic facilities and wells, if applicable.
- F. The Minor Subdivision Plat shall be clearly and legibly drawn. A plat shall indicate the size of the parcel, existing and proposed rights-of-way within 100 feet; existing and proposed ownership; any existing parcel within 100 feet, its owner and size; a north arrow; and the professional surveyor's signature and seal.
- G. Approval signature lines with date for Planning Commission Chairman, Village Administrator, and County Engineer.

**Section 303 Supplementary Information**

Any of the following information may be required by the Planning Commission or Village Administrator on the basis of the characteristics of the subject property.

- A. Lot grading and drainage plan, illustrating a plan for the handling of surface and subsurface drainage, showing proposed finished grade elevations, the type, size, location, and outlet of all existing and proposed drainage systems, swales, easements, and the proposed ground cover.
- B. Spot elevations.
- C. Other information as deemed necessary by the Planning Commission or Village Administrator in order to create building sites and promote the public health, safety and welfare.

**Section 304 Approval of a Minor Subdivision**

The Planning Commission and Village Administrator shall approve or disapprove the minor subdivision within 30 days after it has been officially and properly submitted. If approval is granted under these conditions it shall be signed and dated as approved.

If the proposed minor subdivision is disapproved, the subdivider shall be notified in writing stating the grounds for disapproval.

## **ARTICLE IV**

### **Preliminary Plat**

Section 400	Intent
Section 401	Submission for Preliminary Plat Approval
Section 402	Preliminary Plat Form
Section 403	Preliminary Plat Contents
Section 404	Approval of Preliminary Plat
Section 405	Preliminary Plat Approval Period
Section 406	Preliminary Plat Checklist

## **ARTICLE IV - PRELIMINARY PLAT**

### **Section 400 Intent**

The purpose of the preliminary plat is to show on a map for a major subdivision all the facts which may enable the Planning Commission to determine whether the proposed layout of land including street layout, utilities and storm water controls is satisfactory from the standpoint of the public interest. The plat shall be prepared by a registered surveyor and engineer of the state. Approval of the preliminary plat, in effect, provides a "concept approval" of the subdivision proposal.

### **Section 401 Submission for Preliminary Plat Approval**

The Subdivider shall prepare and submit the following to the Village Administrator:

- A. Ten (10) copies of the preliminary plat and construction plans of the proposed subdivision.
- B. Completed preliminary plat checklist with remarks.
- C. Completed application for subdivision approval.
- D. Fees as outlined in Article VIII, Section 803.

The preliminary plat shall be considered officially filed on the day it is received and properly noted and shall be so dated. The preliminary plat shall not be considered properly submitted until all applicable fees are paid by the developer (see Schedule of Fees - Section 803) and until all plats and plans are provided to the Village Administrator. The subdivider shall provide a copy of the preliminary plat to the local utility companies.

### **Section 402 Preliminary Plat Form**

The preliminary plat shall be clearly and legibly drawn. The size of the plat shall be 18" x 24". The size of accompanying preliminary construction plans, layouts, and utility drawings shall be 22"x34". If the preliminary plat is to be drawn in sections, each section shall be accompanied by a key map, showing the location of the sections. The plat of a subdivision containing six (6) acres or less shall be drawn to a scale of 1" = 50'. All other subdivisions shall be drawn to a scale of 1" = 100'.

### **Section 403 Preliminary Plat Contents**

The preliminary plat shall clearly show the following features and information:

#### **A. Items of title**

1. Proposed name of subdivision. The name of the subdivision and proposed streets shall not duplicate, or too closely approximate, the name of any other subdivision or street, subject to Planning Commission approval.
2. Location by numerically labeled inlot or outlot.
3. Name and address of property owner/developer.
4. Scale of the plat.
5. North arrow.
6. Name and address of the professional surveyor who prepared the plat, as well as the stamp and signature of the surveyor certifying the accuracy of the plat.
7. Date of preparation.
8. Location by section, town, range or by other legal description.
9. Signature line and date for the Planning Commission Chairman.
10. Stamp and signature of the Professional Surveyor and Professional Engineer.

#### **B. Existing site conditions/characteristics**

1. Perimeter boundaries of the proposed subdivision indicated by a heavy solid line, and the approximate acreage comprised therein.
2. Location, widths, and names of all existing or platted streets, indicated as to: dedicated, undedicated, constructed or unimproved, official thoroughfares or other public ways, railroad and utility rights-of-way, easements, parks and other open spaces, permanent buildings, section and corporation lines within or adjacent to the subject tract.
3. Location and size of all existing utilities: sewers, water mains, telephone, electric, gas, culverts, or other underground items located within or adjacent to the subject tract.
4. Names of adjacent subdivisions and owners of adjoining parcels.
5. Topographic map of such proposed subdivision shall be submitted with the preliminary plat, showing 1-foot contour intervals for all land within and 50 feet adjacent to the subject site.
6. Current zoning classification of the tract and adjoining properties.
7. The vicinity map shown on the preliminary plat at a scale appropriate for a subdivision.

#### **C. Proposed site conditions/characteristics**

1. Street layout, including street names and widths, alleys, cross-walkways and easements and their dimensions.
2. Layout, numbers and approximate dimensions of lots, including lot area (as measured in acres or square feet). When a lot is located on a curved street or cul-de-sac, or

when side lot lines are not at 90 degree angles, the width at the setback line shall be shown.

3. Parcels of land intended to be dedicated or temporarily reserved for public use, and the conditions of such dedication or reservation.
4. Setback lines, along all streets, with dimensions.
5. Indication of the zoning designation to identify the potential development so as to reveal the nature of the impact the proposal will have on traffic flow, fire hazard, congestion, public utility capacities, and required services.
6. A typewritten copy of the protective covenants or deed restrictions, if any.
7. Indication of any developmental phasing or staged development timing.

D. Construction Plans

The proposed preliminary subdivision plat shall be accompanied by preliminary construction plans consisting of:

1. A centerline profile for each street shown thereon, drawn to a scale of at least 1" = 100'.
2. A preliminary layout, drawn to a scale of at least 1" = 100', including proposed placement of water lines, sanitary sewers, and storm sewers. These may be incorporated in the above preliminary plat.
3. A preliminary drainage plan including proposed storm detention location. This may be incorporated in the above preliminary plat.

E. Supplementary Information

The following information shall be supplied in addition to the requirements in Section 306.

1. Statement of proposed use of lots, giving type and number of dwelling units and type of business or industry.
2. Location and approximate dimensions of all existing buildings.
3. For commercial and industrial development, the location, dimensions, and approximate grade of proposed parking and loading areas, alleys, pedestrian walks, streets, and the points of vehicular ingress and egress to the development.
4. Description of proposed covenants and restrictions.

**Section 404 Approval of Preliminary Plat**

The Village Administrator shall check for completeness of the preliminary plat as required by these Regulations. When completed, the Village Administrator shall schedule a Planning Commission meeting.

The Versailles Planning Commission, on its own initiative or upon petition by a citizen or neighboring property owner may, prior to acting on a preliminary plat of a subdivision, hold a public hearing thereon at such time and upon such notice as the Commission may designate.

The Planning Commission shall review all details of the proposed subdivision within the framework of the applicable Zoning Code, the various elements of these Regulations, the Design Criteria, the Construction Standards and Drawings, and the various elements of the Land Development Plan.

The Planning Commission shall give careful study to the preliminary plat, taking into consideration the requirements of the community and the best possible use of the land to be subdivided, together with its prospective character, whether residential, commercial, or industrial. Attention shall be given to street widths, arrangement and circulation; surface drainage; lot sizes and arrangements; and to such neighborhood and community requirements as park, school and playground sites and main thoroughfare widths and locations.

The Planning Commission shall forward copies of the preliminary plat to such officials and agencies as may be necessary for the purpose of study and recommendation. This shall include at least the Village Engineer.

After receipt of such reports from such officials and agencies, the Planning Commission shall determine whether the preliminary plat shall be approved, approved with modifications, or disapproved. If a plat is disapproved, the reasons for disapproval shall be stated in writing and recorded in the minutes of the Planning Commission meeting.

The Planning Commission shall act on the preliminary plat within thirty (30) days after filing unless such time is extended by agreement with the subdivider. When a preliminary plat has been approved by the Planning Commission, the chairman shall sign and date all copies and return one to the subdivider.

#### **Section 405 Preliminary Plat Approval Period**

The approval of the preliminary plat shall be effective for a maximum period of twelve (12) months unless the first section has been filed for final approval. If no subsequent sections are filed within three (3) years from the recording of the previous sections, the approval of the remainder of the preliminary plat is no longer effective.

**Section 406 PRELIMINARY PLAT CHECKLIST**

SUBDIVISION \_\_\_\_\_

DATE \_\_\_\_\_

This list is not all inclusive, but is to be used as a guideline for submittals and reviews.

√	DESCRIPTION	REMARKS
	1 Fees paid.	
	2 Ten copies of plat (at a scale of not more than 1" = 100').	
	3 Name of Subdivision.	
	4 Location of property with respect to surrounding property and streets.	
	5 Location by township, section, town, and range.	
	6 Names of all adjoining property owners, or names of adjoining developers.	
	7 Name of adjoining subdivisions.	
	8 Location and names of adjoining streets.	
	9 Location of corporation line, if applicable.	
	10 Location and dimensions of all boundary lines of the property in feet and decimals of a foot.	
	11 Vicinity map of appropriate scale.	
	12 Indication of zoning.	
	13 Location of existing easements.	
	14 Location of existing water bodies, streams, and other pertinent features such as railroads, buildings, parks, cemeteries, drainage ditches, bridges, etc.	
	15 Locations, dimensions, and areas of all proposed or existing lots.	
	16 Location and dimensions of all property proposed to be set aside for park or playground use, or other public or private reservation, with designation of the purpose thereof, and conditions, if any, of the dedication or reservation.	
	17 Date of plat.	
	18 Scale of plat.	
	19 North arrow.	

√	DESCRIPTION	REMARKS
---	-------------	---------

20	Data from which the location, bearing, and length of all lines can be determined and reproduced on the ground.	
21	Names of new streets as approved by the Planning Commission.	
22	Indication of the use of any lot and all uses other than residential.	
23	Lots consecutively numbered.	
24	Approximate dimensions of lots, including lot area.	
25	Front setback lines.	
26	Width of side setback for curved lots.	
27	Profiles showing existing and proposed elevations along centerlines of all streets.	
28	Approximate stationing on all streets.	
29	Location, size, and invert elevations of all existing and proposed sanitary sewers and stormwater sewers and structures.	
30	Preliminary drainage plan including proposed storm water detention location.	
31	Location and size of all water lines.	
32	Topography at the same scale with contour interval of 1'.	
33	Other specifications and references required by the local government. Construction standards and specifications, including a site grading plan for the entire subdivision.	
34	Title of property, name and address of owner, and signature of professional surveyor and professional engineer.	
35	Date, including revision dates.	
36	Notation of approval, signature line for Planning Commission Chairman.	
37	Name and address of subdivider and/or developer.	
38	Copy of protective covenants, if applicable.	
39	Indication of any developmental phasing or staged development timing.	
40	Meets zoning requirements (i.e. Minimum frontage, setbacks, area, etc.)	



**ARTICLE V**  
**Final Plat**

Section 500	Final Plat Required
Section 501	Submission for Approval of Final Plat
Section 502	Final Plat Form
Section 503	Final Plat Contents
Section 504	Supplementary Information
Section 505	Approval of Final Plat
Section 506	Recording of Final Plat
Section 507	Final Plat Checklist

## **ARTICLE V - FINAL PLAT**

### **Section 500 Final Plat Required**

The Subdivider, having received approval of the preliminary plat of the proposed subdivision, shall submit a final plat of the subdivision and drawings and specifications of the improvements required therein. The final plat shall have incorporated all changes in the preliminary plat required by the Planning Commission. Otherwise, it shall conform to the preliminary plat, and it may constitute only that portion of the approved preliminary plat which the subdivider proposes to record and develop at that time. The final plat and the supplementary information shall be certified by a professional surveyor. Construction plans, drawings and specifications shall be certified by a professional engineer.

In case of a replat or vacation plat, the plat must follow the applicable regulations in this Article V, Final Plat. The determination on what is applicable for a replat or vacation plat will be determined by the Village.

### **Section 501 Submission for Approval of Final Plat**

The Subdivider shall prepare and submit the following:

- A. Ten (10) copies of the final plat of the proposed subdivision.
- B. Three (3) copies of construction drawings related to the improvements to be constructed in the proposed subdivision.
- C. Two (2) copies of an itemized engineer's estimate with quantities for all proposed improvements including the estimate of cost for each item.
- D. A copy of the storm sewer and storm detention calculations and other applicable calculations for design.
- E. Completed final plat checklist with remarks.
- F. Completed final construction plan checklist with remarks (see Design Criteria for list.)
- G. Completed application for subdivision approval.
- H. Fees as outlined in Article VIII, Section 803.

All final plats, construction drawings, and supporting documents shall meet all Design Criteria and Construction Standards and Drawings established by the Village, the Zoning Code of the Village, or requirements established by other governmental organizations having jurisdiction over the improvements. The most restrictive requirements shall apply.

The final plat shall be considered officially filed on the day it is received and properly noted and shall be so dated. However, the final plat shall not be considered properly submitted until all applicable fees are paid by the developer (see Schedule of Fees - Section 151.94) and until all plans, supporting documents and materials are provided to the Village Administrator. This is required within twelve (12) months after preliminary plat approval for the first phase.

### **Section 502 Final Plat Form**

The final plat shall be clearly legibly drawn on reproducible mylar. The size of the plat shall be 18" x 24". All accompanying constructoin drawings shall be 22" x 34". The plat of a subdivision containing five (5) acres or less, shall be drawn to a scale of 1" = 50'. All other subdivisions shall be drawn to a scale of 1" = 100'. The minimum lettering height shall be 3/32" and all lot dimensions shall be 1/8" or larger. Lot number lettering shall be 1/4" or larger and underlined or circled.

If the final plat is drawn in two or more sections, each section shall be accompanied by a key map showing the location of the sections. All final plat sections shall either totally include or totally exclude intersections and all lots fronting such intersections.

Construction Drawings shall be submitted in the form stated in the Village of Versailles Design Criteria. The plans shall consist of the required improvements stated in these Regulations.

### **Section 503 Final Plat Contents**

The final plat shall contain the following information:

- A. Name of the subdivision (which shall not duplicate or closely resemble the name of any other subdivision in the County), location by section, town, range and township, or by other survey number, date, north arrow and basis of bearing, acreage to thousandths of an acre (total lot acreage and total street acreage) and deed book and page reference.
- B. Name and address of the subdividers, and the professional engineer and registered surveyor who prepared the plat and appropriate registration numbers and seals.
- C. The total area being platted shall include all perimeter courses and be outlined by a heavy-line border. Courses are to be listed in a clockwise direction. All dimensions, both lineal and angular, shall be determined by an accurate control survey in the field. The error of closure shall conform to the Ohio Administrative Code.
- D. Bearings and distances to the nearest centerline of intersecting roads or the intersection of right-of-way lines; lot corners of recorded plat with plat reference; or section corner or quarter section corner.

- E. Names, exact location, dimensions, and right-of-way width of all streets and railroads within and adjoining the plat and building setback lines. Street names shall be approved by the Planning Commission.
- F. Radii, internal angles, points of curvature, tangent bearings, lengths of arcs, and chord length bearing of all applicable streets within the plat area shall be illustrated on the plat.
- G. The exact locations, dimensions, and uses of easements shall be illustrated on the plat.
- H. All lots accurately dimensioned in feet and hundredths with lot numbers and acreage. The lot numbers shall be consecutive for each platted section and shall be placed in the center of the lot with acreage under the lot number. Replatted lots shall illustrate existing lot numbers, lot lines dashed and utility easements on the plat .
- I. Accurate location and a description of all monuments as to type, size, and whether the monument was found or set. If a monument has been omitted or offset, a notation shall appear on the plat indicating the reason for the omission; or if it has been offset, its true location in relation to the property corner or lot corner shall be noted.
- J. Accurate outlines of areas to be dedicated or reserved for public use, or any area to be reserved for the common use of all property owners. The use and accurate boundary locations shall be shown for each parcel of land to be dedicated.
- K. Any restrictions and covenants shall be shown on the final plat unless otherwise directed by the Planning Commission. Restrictions and covenants shall be so written that they may be amended to meet changing conditions.
- L. Certification shall contain the following:
  - 1. The total acres being subdivided.
  - 2. Current ownership.
  - 3. Deed reference.
- M. Acknowledgment dedication statement of the owner or owners to the plat and restrictions, including dedications to public use of all public streets, alleys, parks or other open spaces shown thereon and the granting of the required easements, as shall be indicated by the following statement on the plat tracing: "Easements shown on this plat are for the construction, operation, maintenance, repair, replacement, or removal of water, gas, sewer, electric, telephone, or other utilities or services, and for the express privilege of removing any and all trees or other

obstructions to the free use of said utilities and for providing of ingress and egress to the property for said purposes, and are to be maintained as such indefinitely.”

A statement of intention and request for the vacation of lot lines and easements on previously platted properties, and the signature of authorized representatives of local utility companies (electric, telephone, cable television, etc.) acknowledging the abandonment of easements.

- N. The names of record of all abutting parcels with deed reference, acreage, and survey record reference, if applicable. Platted land shall show the name of the subdivision, lot numbers, plat book, and page reference.
- O. Any section lines, corporation limits, township, and county lines shall be accurately documented and located on the plat and their names lettered thereon.
- P. Location of permanent facilities and easements for same used for drainage control such as detention ponds, retention ponds, infiltration beds, etc., and statement of the provisions for the maintenance of these facilities.
- Q. Approval signature lines with date shall be provided for Mayor, Clerk of Council, Planning Commission Chairman, Village Administrator, and County Engineer.

**Section 504 Supplementary Information**

The following information shall be supplied in addition to the above requirements:

- A. If a zoning change is involved, certification from the Zoning Inspector shall be required indicating that the change has been approved and is in effect.
- B. Certification shall be required showing that all required improvements have been either installed and approved by the proper officials or agencies, or that a surety has been furnished assuring installation and initial maintenance of the required improvements.
- C. In flood prone areas the subdivider shall provide information detailing how the structures will be protected from flood hazard.
- D. The Planning Commission may require the applicant to submit additional topographic information, detailed plans for proposed uses and other information to determine possible flood or erosion hazards, the effect of the subdivision uses upon flood flows, and the adequacy of proposed flood protection measures. The Planning Commission may consult with expert persons or agencies for technical assistance and advice.

- E. These construction plans shall be submitted to the OEPA for approvals as required. Certification of OEPA approval shall be provided on the plans where applicable. Construction shall not commence until such approvals are granted.
- F. The Village Engineer's and Village Administrator's signatures shall be provided on the approved construction plans to verify compliance with the applicable specifications and the requirements of these Regulations.

**Section 505 Approval of Final Plat**

The Planning Commission shall approve or disapprove the final plat within thirty (30) days after it has been officially and properly filed with the Planning Commission and so noted in the minutes. **Failure of the Planning Commission to act upon the final plat within such time shall be deemed as approval of the plat.** If the plat is disapproved, the grounds for disapproval shall be stated in the records of the Planning Commission, and a copy of said record shall be forwarded to the subdivider. If disapproved, the subdivider shall make the necessary corrections and resubmit the final plat within thirty (30) days to the Planning Commission for final approval. When the final plat has been approved by the Planning Commission, the original shall be forwarded to the Village Council for their approval and endorsement. The original shall be returned to the subdivider.

**Section 506 Recording of Final Plat**

After the final plat has been approved by the Planning Commission, dedications accepted by the Council, and the necessary approval endorsed in writing thereon, the subdivider shall record the plat in the office of the County Recorder. The final plat shall be recorded in the office of the County Recorder as required by law within sixty (60) days after the date of final approval. The subdivider shall furnish the Village with a reproducible of the recorded plat.

The Zoning Inspector will determine house numbers at the time a building permit is obtained.

**Section 507 FINAL PLAT CHECKLIST**

SUBDIVISION \_\_\_\_\_

DATE \_\_\_\_\_

This list is not all inclusive, but is to be used as a guideline for submittals and reviews.

√		DESCRIPTION	REMARKS
	1	Fees paid.	
	2	Ten copies of the final plat.	
	3	Three copies of construction drawings.	
	4	Two copies of engineer's estimate.	
	5	One copy of storm sewer calculation, storm detention calculation, and other necessary design calculations.	
	6	Performance surety.	
	7	Name of subdivision.	
	8	Location by section, town, range, and township.	
	9	Date of plat.	
	10	North arrow and basis of bearing.	
	11	Acreage to thousandths of an acre.	
	12	Deed book and reference page. (Plat book, if available.)	
	13	Name and address of the subdividers.	
	14	Name and address of professional engineer who prepared plans, including registration number and seal.	
	15	Name and address of professional surveyor who prepared plat, including registration number and seal.	
	16	Perimeter of subdivision to be outlined by a heavy border.	
	17	All dimensions.	
	18	Bearings and distances to the nearest centerline of intersecting roads.	
	19	Names, exact location, dimensions, and right-of-way width of all streets.	
	20	Radii, internal angles, points of curvature, tangent bearings, chord length and bearings, lengths of arcs of all applicable streets within the plat area.	

√		DESCRIPTION	REMARKS
---	--	-------------	---------

	21	The exact locations, dimensions, and uses of easements shall be illustrated on the plat.	
	22	All lots accurately dimensioned in feet and hundredths with lot numbers and acreage.	
	23	Replatted lots shall illustrate old lot numbers and lot lines dotted on the plat.	
	24	Accurate location and a description of all monuments as to type, size, and whether the monument was found or set.	
	25	Any restrictions and covenants shall be shown on the final plat.	
	26	Acknowledgment dedication statement of the owner or owners to the plat.	
	27	A statement of intention and request for the vacation of lot lines and easements.	
	28	The signature of authorized representatives of local utility companies acknowledging the abandonment of easements.	
	29	Names of record of all abutting parcels with deed reference, acreage, and survey record reference.	
	30	Any section lines, corporation limits, township, and county lines.	
	31	Location of permanent facilities and easements for same used for drainage control such as detention basin, retention ponds, infiltration beds, etc., and statement of the provisions for the maintenance of these facilities.	
	32	Construction plans submitted to the Ohio Environmental Protection Agency (OEPA) for approvals as required.	
	33	Submitted within 12 months of preliminary approval.	
	34	Conforms to preliminary plat and incorporates suggested changes.	

√	DESCRIPTION	REMARKS
---	-------------	---------



**ARTICLE VI**  
**Assurance for Completion and**  
**Maintenance of Improvements**

- Section 600    Improvements and Performance  
                  Surety
- Section 601    Inspection of Improvements
- Section 602    Maintenance of Improvements and  
                  Maintenance Surety
- Section 603    Deferral or Waiver of Required  
                  Improvements
- Section 604    Issuance of Zoning Permits
- Section 605    Procedure in Case of Default

## ARTICLE VI - ASSURANCE FOR COMPLETION AND MAINTENANCE OF IMPROVEMENTS

### Section 600 Improvements and Performance Surety

In order that the Village has the assurance that the construction and installation of such improvements such as street surfacing, curbs, gutters, storm sewers and appurtenances, sanitary sewer, waterlines, sidewalks, street lighting, street signs, and other required improvements will be constructed, the subdivider shall provide performance surety.

- A. Performance Surety - To get a final plat signed by the Mayor and Clerk before improvements, the subdivider shall furnish either a bond, executed by a surety company, cash deposit (certified check), or Irrevocable Letter of Credit (form must be approved by the Village Solicitor) equal to the cost of construction of such improvements as shown on the plans, and based on an estimate approved by the Village Engineer.

The performance surety, cash deposit (certified check), or Irrevocable Letter of Credit to the Village shall run for a period of one (1) year and be extendable for two (2) years from the date of execution, and shall provide that the subdivider, their heirs, successors and assigns, their agent or servants, will comply with all applicable terms, conditions, provisions, and requirements of these Regulations, and will faithfully perform and complete the work of constructing and installing such facilities or improvements in accordance with such laws and these Regulations. Before said surety is accepted it shall be approved by the Village Solicitor. Whenever a cash deposit (certified check) is made, the same shall be made out to the Village.

- B. Installment Agreement - When a performance surety is made pursuant to the preceding article, the Village of Versailles shall have the authority to enter into a written agreement, or to accept a release type performance surety which itemizes the several phases of the construction or installation in sequence with an amount equal to the cost of each phase and which further provides that 90% of each amount listed may be released to the subdivider upon completion and after inspection and approval of the particular phase of such work. However, 10% of the performance bond or letter of credit shall not be released until all construction covered by the bond or letter of credit is completed, inspected and accepted by the Village of Versailles.
- C. Extension of Time - If the construction or installation of any improvement or facility, for which guarantee has been made by the developer in the form of a surety, is not completed within two (2) years from the date of final approval of the record plat, the developer may request the Village to grant an extension, provided he can show reasonable cause for inability to complete said improvements within the required two (2) years.

- D. Acceptance of Dedication Offers - Acceptance of formal offers of dedication of streets, public areas, easements, and parks shall be by ordinance of the Village Council. The approval by the Planning Commission of a subdivision plat shall not be deemed to constitute or imply the acceptance by the local government of any street, easement, or park shown on said plat.

**Section 601 Inspection of Improvements**

Periodic inspections during the installation of improvements shall be made by the Village to ensure conformity with the approved plans and specifications as required by these Regulations.

The subdivider shall notify proper Village officials at least 24 hours before each phase of the improvements is ready for inspection. The presence and/or absence of an inspector during construction shall not relieve the subdivider from full responsibility of required improvements to the Village of Versailles Construction Standards and Drawings and to the satisfaction of the Village. See the Village of Versailles Design Criteria for inspection requirements.

**Section 602 Maintenance of Improvements and Maintenance Surety**

The applicant shall be required to maintain all improvements, if required, until approval of said improvements. Once the required public improvements have been constructed and approved in the subdivision, and prior to the release of the performance surety, the subdivider shall post with the Village a maintenance surety in the amount of 10% of the performance surety and in a form as approved by the Village Solicitor.

No public improvements shall be approved until the subdivider has posted an approved maintenance surety, and this maintenance surety will extend for one (1) year from the actual date that the final punch list has been completed and approved by the Village.

Acceptance by the Village of the public improvements will not take place until the Village releases the maintenance surety and the Village receives record drawings as outlined in the Village of Versailles Design Criteria.. Record drawings shall be stamped by a registered professional engineer or surveyor verifying the accuracy of the drawings.

Prior to release of the maintenance surety by the Village, the developer shall have paid all public improvement fees required by these Regulations and has completed all maintenance punch list items.

**Section 603 Deferral or Waiver of Required Improvements**

The Planning Commission and Village Council may defer or waive at the time of final approval, subject to appropriate conditions, the provision of any or all such improvements as, in its judgment, are not requisite in the interests of the public health, safety, and general welfare, or which are inappropriate because of inadequacy or lack of connecting facilities.

Whenever it is deemed necessary by the Planning Commission to defer the construction of any improvement required herein because of incompatible grades, future planning, inadequate or lack of connecting facilities, or for other reasons, the applicant shall pay his share of the costs of the future improvements as approved by the Village Engineer and Village Council to the Village prior to signing of the final subdivision plat.

**Section 604 Issuance of Zoning Permits**

Unless otherwise approved by the Village Administrator, Zoning Permits will not be issued until the street improvements are completed with curb and asphalt being installed. The subdivider is responsible for any damage to improvements.

The Village Administrator will issue house numbers upon subdivision approval.

**Section 605 Procedure in Case of Default**

Procedure in Case of Failure to Complete Improvement – The subdivider shall be in default of this performance surety when one of the following conditions exist:

- A. The installation of all required public improvements as called for in these Regulations has not taken within the two (2) year time period agreed upon in the subdivider's contract with the Village, and the subdivider has failed to establish reasonable cause for such delay to the satisfaction of the Planning Commission and thereby to receive a time extension.
- B. The subdivider has not constructed the required public improvements in accordance with the minimum standards specified in these Regulations, and the subdivider is unwilling to modify and to upgrade said public improvements within a six (6) month time period so as to be in compliance with the provisions of these Regulations.

The subdivider shall be in default of his maintenance surety when the required public improvements have not been properly maintained over the one (1) year period as established in Section 151.51 Improvements and Performance Surety or when the required public improvements are not in accordance with the "as-built" plans submitted by the subdivider to the Village. The same shall apply whenever construction of improvements is not performed in accordance with applicable standards and specifications. In such cases of default, the Village of Versailles shall proceed to utilize

the performance surety and/or maintenance surety to construct the required public improvements to the minimum design standards as required in these Regulations

**ARTICLE VII**  
**Requirements for Construction**  
**Improvements and Design**

Section 700	General Statement
Section 701	Conformity to Development Plans and Zoning
Section 702	Suitability of Land
Section 703	Street Improvements
Section 704	Street Signs and Street Names
Section 705	Special Street Types
Section 706	Streets for Commercial Subdivisions
Section 707	Streets for Industrial Subdivisions
Section 708	Easements
Section 709	Park Sites, Open Spaces
Section 710	Sidewalks
Section 711	Blocks
Section 712	Lots
Section 713	Survey Monuments
Section 714	Street and Walkway Lighting
Section 715	Water Supply Improvements
Section 716	Sanitary Sewer Improvements
Section 717	Drainage Improvements
Section 718	Culverts and Bridges
Section 719	Electric, Gas, Cable Television, and Telephone Improvements
Section 720	Over-Sized, Over-Depth and Off- Site Improvements
Section 721	Cost of Over-Sized and Over-Depth Improvements
Section 722	Extension to Boundaries
Section 723	Off-Site Extension
Section 724	Non-Annexed Subdivisions
Section 725	Record Drawings

## **ARTICLE VII - REQUIREMENTS FOR CONSTRUCTION IMPROVEMENTS AND DESIGN**

### **Section 700 General Statement**

The Regulations contained in this section and the Village of Versailles Design Criteria and Construction Standards and Drawings shall control the manner in which streets, lots, and other elements of a subdivision are arranged on the land. These design controls shall help ensure convenient and safe streets, creation of usable lots, provision of space for public utilities, and reservation of land for recreational uses. The planning of attractive and functional neighborhoods shall be promoted, minimizing the undesirable features of unplanned, haphazard growth.

The Planning Commission has the responsibility of reviewing the design of each future subdivision early in its design development. The Planning Commission shall ensure that all the requirements of this section and the Village of Versailles Design Criteria and Construction Standards and Drawings are met.

### **Section 701 Conformity to Development Plans and Zoning**

The arrangements, character, width, and location of all arterial and collector thoroughfares or extensions thereof shall conform to the adopted Village of Versailles Land Development Plan. Lack of a Land Development Plan or thoroughfares not contained in the aforementioned plan shall conform to the recommendation of the Planning Commission, based upon the design standards set forth in this section and the Village of Versailles Design Criteria and Construction Standards and Drawings. In addition, no final plat shall be approved if in conflict with an existing Zoning Code.

### **Section 702 Suitability of Land**

If the Planning Commission finds that land proposed to be subdivided is unsuitable for subdivision development due to flooding, bad drainage, topography, inadequate water supply and other such conditions which may endanger health, life, or property; and if from investigations conducted by the public agencies concerned it is determined that in the best interest of the public the land should not be developed for the desired purpose, the Planning Commission shall not approve the land for subdivision unless adequate methods are advanced by the subdivider for solving the problems that will be created by the development of the land.

### **Section 703 Street Improvements**

The arrangements, character, extent, width, grade, construction, and location of all streets shall conform to the Land Development Plan of the Village, and shall conform to the Village of Versailles Design Criteria and Construction Standards and Drawings. Street design shall take into consideration their relationship to existing and planned streets, topographical conditions, and public convenience and safety; and in their appropriate

relation to the proposed uses of land to be served by such streets. The street pattern shall discourage through traffic in the interior of a subdivision. The subdivider shall provide within the boundaries of the plat, the necessary right-of-way for the widening, continuance, or alignment of such streets in conformity with the Land Development Plan.

The subdivider shall improve all streets which are part of the subdivision, including that portion of the subdivision located on existing streets. The required improvements shall be such that all items of work are in accordance with the Village of Versailles Design Criteria and Construction Standards and Drawings. Existing streets shall be improved so that they meet the above standards including storm drainage. The subdivider shall pay the full construction cost for the required improvements.

Curbs and gutters shall be required for all streets including existing streets.

Appropriate access to and from any subdivision in the form of a standard Village street with required improvements must be provided by a developer in instances where development is not located contiguously along an improved public street right-of-way. No subdivision shall be approved where a parcel, tract or lot has frontage only on the "stub end" of a discontinued or dead-end street. Such street must first be extended or reconstructed as a cul-de-sac in accordance with these Regulations. No subdivision showing reserved strips controlling the access to public ways will be approved.

All street widths shall conform to the Village of Versailles Design Criteria and Construction Standards and Drawings. In cases where the designation of the street is in question, the Planning Commission shall determine the type of street designation.

#### **Section 704 Street Signs and Street Names**

- A. Street name signs and other traffic control signs shall be erected by the Village.
- B. For purposes of street naming, the following is recommended:
  - 1. Avenue shall be used only for streets that run in a generally east-west direction;
  - 2. Boulevard or Drive shall be used only for a large meandering type street;
  - 3. Circle, Lane, Place or Court shall be used only for cul-de-sac type streets;
  - 4. Road or Way shall be used only for streets that run in a diagonal manner, either a generally northwest-southeast direction or northeast-southwest direction;
  - 5. Street shall be used only for thoroughfares that run in a generally north-south direction;
  - 6. The words north, south, east, or west should be avoided as part of a street name whenever possible.
  - 7. Whenever a new street is constructed along the approximate alignment or extension of an existing street, its name shall be the same as that of the existing one.

- C. To avoid duplication and confusion, the proposed names of all streets shall be approved by the Planning Commission prior to such names being assigned or used.
- D. House numbers shall be assigned in accordance with the current house numbering system in effect in the Village.

### **Section 705 Special Street Types**

The following requirements shall apply to special street types:

- A. Permanent dead-end streets shall not be permitted. Temporary dead-end streets shall be permitted only as part of a continuing street plan and only if a temporary turnaround satisfactory to the Planning Commission in design is provided.
- B. Dedication of new half-streets shall not be permitted. Where a dedicated or platted half-street exists adjacent to the tract being subdivided, the other half shall be platted.
- C. Alleys shall not be approved.

### **Section 706 Streets for Commercial Subdivisions**

Streets serving business developments and accessory parking areas shall be planned to connect with arterial streets or marginal access drives so as not to generate traffic problems. The intersections of driveways from parking areas with arterial or collector streets shall be located so as to cause the least possible interference with traffic movement on the streets. The location of streets and driveways for business developments shall conform to the Village of Versailles Design Criteria and Construction Standards and Drawings.

### **Section 707 Streets for Industrial Subdivisions**

Collector streets for industrial subdivisions shall be planned to serve industrial areas exclusively and shall connect with arterial streets so that no industrial traffic will be directed into any residential street. Streets shall be planned to be extended to the boundaries or any adjoining land planned for industry, except when severe physical conditions exist or if the Planning Commission finds such extension is not in accordance with the approved plan of the area. The location of streets and driveways for industrial developments shall conform to the Village of Versailles Design Criteria and Construction Standards and Drawings.

### **Section 708 Easements**

- A. Utility Easements - Public utility easements at least ten (10) feet in total width may be required along the rear, front, and sides of lots where needed for the accommodation of a public utility, drainage, or sanitary structures or any combination of the foregoing. Where deemed necessary by the Planning Commission, an additional easement width shall be provided.
  
- B. Watercourses - The subdivider shall dedicate rights-of-way or provide easements for storm drainage purposes which conform substantially with the lines of any natural watercourses, channels, streams, or creeks which traverse the subdivision or for any new channel which is established to substitute for a natural watercourse, channel, stream, or creek. Such rights-of-way or easements shall be of a width which will provide for the maintenance needs of the channel and incidental structures as determined by the Planning Commission. Easements shall be provided for entire area of detention basins/retention ponds.

**Section 709 Park Sites, Open Spaces**

Any person, firm or corporation owning land situate in the Village and proposing to develop such land for any purpose (residential, commercial, industrial or any other use) shall as a prerequisite of such development, at the election of the Village, either convey to the Village 5% of the area being developed with improvements, or pay a sum of money equal to 5% of the value of such area based on the actual market value of the land to be developed. If the Village and developer cannot agree to the actual market value of the land to be developed, the actual market value of said land shall be determined by a panel of three appraisers, one of which is selected by the Village, one by the developer, and the third is to be selected by agreement of the other two appraisers. If the other two appraisers cannot agree as to the third, the third shall be appointed by the presiding Judge of the Common Pleas Court of Darke County, Ohio. Such requirement for payment in lieu of land may be reduced to an amount not less than 1% of the above determined market value when such subdivision can be shown not to add an appreciable amount of use of, or need for, such public park area. The requirement set forth above shall be required of every developer of land within the Village and shall be performed as a part and immediately prior to the recording of such development plans. The funds realized from this requirement shall be earmarked for use in the appropriation of public park land improvements, including the acquisition and development of public park lands of overall benefit to the community, as determined by the Village.

### **Section 710 Sidewalks**

Sidewalks are required on both sides of the street in all residential and commercial lots. Public sidewalks may be required for industrial lots, subject to approval of the Versailles Planning Commission.

All sidewalks shall be constructed in accordance with the Village of Versailles Design Criteria and Construction Standards and Drawings. The Village is responsible for curbs-ramps at intersections and any sidewalk located on a property that is dedicated to the Village. Homeowners will be required to install sidewalks on individual properties within twelve (12) months of finalized building construction (occupation of the building). Once 60% of the lots within that particular phase of the subdivision are developed, and upon passage of Village Council to construct sidewalks, sidewalks must be installed on all lots by whomever owns the properties. If the sidewalks are not installed, the Village will perform the installation and assess the property owner for all cost incurred.

### **Section 711 Blocks**

The following Regulations shall govern the design and layout of blocks:

- A. The arrangement of blocks shall be such as to conform to the street planning criteria set forth in this section and to the street design criteria established in the Village of Versailles Design Criteria and Construction Standards and Drawings, and shall be arranged to accommodate lots and building sites of the size and character required for the zoning district as set forth in the Zoning Code and to provide for the required community facilities.
- B. The Planning Commission may require that the characteristics of blocks bear close relation to the use of the land.
- C. Irregularly shaped blocks, those intended for cul-de-sacs or loop streets, and those containing interior parks or playgrounds, may be approved by the Planning Commission if properly designed and located and if the maintenance of interior public spaces is covered by an agreement.
- D. No block shall be longer than 1400 feet nor less than 300 feet and the block width shall accommodate two (2) tiers of lots, except where unusual topography or other exceptional physical circumstances exists.
- E. Where blocks are over 900 feet in length, a public walkway easement not less than 10 feet in width at or near the halfway point may be required, if necessary, to provide proper access to schools, recreational areas, and other facilities. The Planning Commission has the authority to require an easement of 10 feet, 5 feet from each lot through the tier of two (2) lots for pedestrian access to school, playgrounds, or other facilities. A sidewalk shall be constructed. The width for a

sidewalk shall conform to the Village of Versailles Design Criteria and Construction Standards and Drawings.

- F. All block corners shall be rounded with a radius of not less than 25 feet measured at the back of the curb.
- G. Irregularly shaped blocks, those intended for cul-de-sacs or loop streets, and those containing interior parks or playgrounds, may be approved by the Planning Commission if properly designed and located and if the maintenance of interior public spaces is covered by agreement.

### **Section 712 Lots**

The following Regulations shall govern the design and layout of lots:

- A. The lot arrangement and design shall be such that all lots will provide satisfactory building sites, properly related topography, and the character of surrounding development.
- B. All lots shall conform to or exceed the requirements for the zoning district in which they are located and the use for which they are intended.
- C. All lots shall abut by their full frontage on a publicly dedicated street or a street that has received the legal status of such. The minimum lot size, widths, and setbacks, shall be as specified in the Zoning Code.
- D. All side lot lines shall be as close to right angles as possible to the street line and radial to curved street lines, except where the Planning Commission determines that a variation to this rule would provide a better layout.
- E. Lots with double frontage shall be avoided except where the Planning Commission determines it is essential to provide separation of residential development from arterial streets.
- F. All corner lots shall have front yard setbacks on both streets and lots shall be of an area sufficient to permit adequate building site.
- G. No lot shall have an average depth which is more than three (3) times its average width, nor shall it have a depth of less than 110 feet except that, whenever a lot fronts upon an exterior curved portion of a street, lot depth may be reduced to not less than 100 feet.
- H. In the case of vacation of lots, or parts of lots, in the Village previously recorded in the Office of the Recorder of Darke County, Ohio, the same procedure, rules and regulations shall apply as for a new plat, except that a preliminary plat may not be required. The title of the vacation plat shall indicate what is being vacated,

and the final plat shall include enough of the surrounding plat or plats to show its relations to adjoining areas.

- I. Whenever a subdivider or developer proposes a re-subdivision of a plat previously recorded in the Office of the Recorder of Darke County, Ohio he shall follow the same procedures as for a new plat, except that a preliminary plat may not be required if changes in street alignment or similar changes are not included in the proposal. The lots in the re-subdivision shall conform as to size and arrangement with the requirements of these Regulations and the appropriate requirements of the Zoning Code of the Village.
- J. When a preliminary plat is submitted, all lots shall have the front setback lines clearly marked on them.

### **Section 713 Survey Monuments**

A survey shall be made by a registered surveyor and shall conform to the “minimum standards for boundary surveys in the State of Ohio”.

Permanent markers shall be set at all exterior subdivision boundary corners and intersections of change, at the point of curvature and point of tangent of all curves and where the radius of direction changes. The intent is to identify and establish all lines of the plat. All monuments or permanent markers shall be placed prior to Village acceptance of improvements.

Monument boxes with permanent markers shall be set at all street intersections and on all point of intersections. If the point of intersections are not in the paved area of the street, the monument boxes with permanent marks shall be placed at the point of curvature and point of tangent of all curves.

All monuments and permanent markers shall be set as shown on the final plat. The size, location and type of material used shall also be shown. A professional surveyor’s affidavit shall be filed in the plat volume and cross-referenced with the original plat when, for any reason, a monument or permanent marker must be offset from the original location or the type of permanent marker is changed.

Boundary lines shall be monumented at all points where there is a change of direction and at all lot corners by suitable monuments as specified in the “Minimum Standards for Boundary Surveys in the State of Ohio.”

### **Section 714 Street and Walkway Lighting**

The Village will provide for all equipment, labor, and materials for trenching, backfilling and conduit, where necessary for all street lights to be installed. The Village will pay for the cost associated for standard street lights. If decorative street lights are desired by the developer, the developer will need to pay the difference between standard street lights

and decorative street lights. Such lights shall be located at each street intersection within the subdivision. Street and walkway lighting (standard street light) shall be installed at a distance of no more than 250 feet apart for standard street lights. The Village will determine layout and spacing of street lights in the subdivision. The subdivider shall place the layout of street lighting on the construction plans for Village review and approval.

#### **Section 715 Water Supply Improvements**

The subdivider shall install a public water system, if applicable, to adequately serve all lots, including lateral connections to the public system. Public water system extensions shall meet the requirements and approval of the Ohio Environmental Protection Agency and conform to the standards and specifications established in the Village of Versailles Design Criteria and Construction Standards and Drawings.

#### **Section 716 Sanitary Sewer Improvements**

The subdivider shall install public sanitary sewers to adequately serve all lots, including lateral connections to the public system. Public sewer system extensions shall meet the requirements and approval of the Ohio Environmental Protection Agency and conform to the standards and specifications of the Village of Versailles Design Criteria and Construction Standards and Drawings.

No individual septic systems or combined sanitary and storm sewers shall be allowed.

#### **Section 717 Drainage Improvements**

The subdivider shall construct all necessary facilities including underground pipe, inlets, catch basins, open drainage ditches, and detention basins as approved by the Village Engineer, to provide for adequate disposal of subsurface and surface water and maintenance of natural drainage course. The developer shall also provide all necessary soil sediment pollution control. Design and construction shall be in accordance with the Design Criteria and Construction Standards and Drawings of the Village. Adequate provisions shall be included in design and construction to accommodate all upstream drainage and, where necessary, extend all drainage improvements to plat limits.

It shall state on the final plat that all natural watercourses, detention basins, retention ponds, and appurtenances shall be maintained by the property owner. An easement shall be provided to ensure that there will not be any building within the drainage area and to provide for major maintenance and inspection. See the Village of Versailles Design Criteria for inspection and ownership of detention basin requirements for placement of statement on deeds.

#### **Section 718 Culverts and Bridges**

Where natural drainage channels intersect any street right-of-way, it shall be the responsibility of the subdivider to have satisfactory bridges and/or culverts constructed. Where culverts are required, minimum requirements shall be observed as follows:

- A. All culverts and bridges shall extend, at a minimum, across the entire right-of-way width of the proposed street. The cover over the culvert and its capacity shall be approved by the Village Engineer. Headwalls are required.
- B. Driveway culverts shall be as approved in accordance with the Village of Versailles Design Criteria and Construction Standards and Drawings. The driveway culverts shall be laid so as to maintain the flow lines of the ditch or gutter. Headwalls are required.
- C. All culverts and bridges shall conform to the Village of Versailles Design Criteria and Construction Standards and Drawings.

**Section 719 Electric, Gas, Cable Television, and Telephone Improvements**

- A. Electric, cable television, and telephone service shall be provided within each subdivision. Gas service may be required where reasonably accessible. Whenever such facilities are reasonably accessible and available, they may be required to be installed within the area prior to the approval of the final plat. Telephone, electric, street lighting wires, conduits, and cables shall be constructed underground except in cases where the Village determines that topographic, bedrock, or underground water conditions would result in excessive cost to the subdivider.
- B. Overhead utility lines, where permitted, shall be located at the rear of all lots. The width of the easement per lot shall be not less than 10 feet and the total easement shall be not less than 20 feet.
- C. Whenever a sanitary sewer, water main or storm sewer, and electric and/or telephone line are each placed underground in the same utility easement, the following provision shall be applicable:
  - 1. The total easement width shall not be less than 20 feet.
  - 2. The sanitary sewer, water main or storm sewer shall be installed on one side of the easement.
  - 3. Electric, gas, cable television, and telephone shall not be installed within 10 feet of either sanitary sewer, water main, or storm sewer.

**Section 720 Over-Sized, Over-Depth and Off-Site Improvements**

The utilities, pavements, and other land improvements required for the proposed subdivision shall be designed to incorporate any required over-sizing and any extensions needed to provide service to nearby adjoining lands as determined by the Village.

**Section 721 Cost of Over-Sized and Over-Depth Improvements**

The subdivider shall be required to pay for all of the construction costs for the installation of utilities which are serving the proposed subdivision as determined by the Village and the Subdivider's Estimates. The Village may elect to have the utilities over-sized to service the surrounding areas, providing the improvement is beneficial to the Village. The Village shall pay the difference between the cost of the requirements of the subdivision and required over-sizing improvements as follows:

- A. Water Mains - A subdivider shall install water mains according to the Village's specifications. The material's cost difference between the minimum required size of pipe and appurtenances, and over-sized pipe required by the Village, will be paid by the Village.
- B. Sanitary Sewers - A subdivider shall install sanitary sewers according to the Village's specifications. The material's cost difference between the minimum required size of pipe and appurtenances, and over-sized pipe required by the Village, will be paid by the Village. The construction cost difference as determined by the Village Engineer for the minimum depth needed for installation, and the greater depth of installation required by the Village, will be paid by the Village.
- C. Storm Sewers - A subdivider shall install storm sewers according to the Village's specifications. The material's cost difference between the minimum required size of pipe and appurtenances, and over-sized pipe required by the Village, will be paid by the Village. The construction cost difference as determined by the Village Engineer for the minimum depth needed for installation, and the greater depth of installation required by the Village, will be paid by the Village.
- D. Streets - The type and composition of street paving and surfacing shall be installed as per current Village specifications, or County Engineering specifications where applicable, and shall be commensurate with the volume, street classification, character, and general circulation requirements, as determined by the Village. The cost of materials for the paved surface and its sub-base of an existing street, and any over-sizing cost in excess of the owner's required responsibility needed to meet the dimensional standards for roadways, as shown on the Village of Versailles Land Development Plan, shall be at the Village's expense. The costs for the minimum street width, as required by these Regulations, including curb, gutter, and sidewalks, shall be the developer's responsibility and at his or her expense.

**Section 722 Extension to Boundaries**

The subdivider shall be required to extend the necessary improvements to the boundary of the proposed subdivision to serve adjoining un-subdivided land.

**Section 723 Off-Site Extensions**

If streets or utilities are not available at the boundary of a proposed subdivision, the subdivider will be responsible for extending those streets or utilities, obtaining necessary easements or rights-of-way, and to construct and pay for such extensions to serve the proposed subdivision. Such improvements shall be available for connection by subdividers of adjoining land and become the property of the Village; however, a utility extension agreement will be provided to the developer for partial reimbursement from adjoining property owners of extended utilities.

**Section 724 Non-Annexed Subdivisions**

Any subdivision that lies outside the corporation limits of the Village but is connected to any of the Village's utilities, must install all utilities to meet these Regulations and the Village of Versailles Design Criteria and Construction Standards and Drawings.

If a subdivision is connected to any one of the Village utilities, the residents of that subdivision, at the time annexation is determined to be possible by the Village, must not oppose annexation. A statement to this effect must be included with each property deed and recorded in the Office of the Darke County Recorder.

**Section 725 Record Drawings**

Record drawings shall be furnished to the Village before a final maintenance inspection. The submittal of record drawings as outlined in the Village of Versailles Design Criteria.

**ARTICLE VIII**  
**Miscellaneous Provisions**

Section 800	Recording of Plat
Section 801	Revision of Plat After Approval
Section 802	Sale of Land Within Subdivisions
Section 803	Schedule of Fees
Section 804	Penalties
Section 805	Variances
Section 806	Appeal

## **ARTICLE VIII - MISCELLANEOUS PROVISIONS**

### **Section 800 Recording of Plat**

No plat of any subdivision shall be recorded or have any validity until said plat has received final approval in the matter prescribed in these Regulations.

### **Section 801 Revision of Plat After Approval**

No changes, erasures, modifications, or revisions shall be made in any plat of a subdivision after approval has been given by the Planning Commission, and endorsed in writing on the plat, unless said plat is first resubmitted to the Planning Commission.

### **Section 802 Sale of Land Within Subdivisions**

No owner or agent of the owner of any land located within a subdivision shall transfer or sell any land by reference to, exhibition of, or by the use of a plat of the subdivision before such plat has been approved and recorded in the manner prescribed in these Regulations. The description of such lot or parcel by metes and bounds in the instrument of transfer or other documents used in the process of selling or transferring shall not exempt the transaction from the provisions of these Regulations.

### **Section 803 Schedule of Fees**

Until all such appropriate fees, charges, and expenses have been paid in full, no action shall be taken on any application, appeal, or administrative procedure. All fees for the following items shall be set by the Village of Versailles under a separate resolution.

- Minor Subdivision plats
- Vacation/Dedication plats
- Replats
- Preliminary plats
- Preliminary plat reapproval
- Final plats
- Inspection Fees

### **Section 804 Penalties**

The following penalties shall apply to the violations of these Regulations:

- A. Whoever violates any rule or regulation adopted by the Village Council for the purpose of setting standards and requiring and securing the construction of improvements within a subdivision or fails to comply with any order pursuant thereto is creating a public nuisance and the creation thereof may be enjoined and maintenance thereof may be abated by action at suit of the County or any citizen thereof. Whoever violates these

Regulations shall forfeit and pay not less than \$100.00 or more than \$1,000.00 for each offense. Each day such violation continues shall be considered a separate offense. Such sum may be recovered with costs in a civil action suit brought in the Court of Common Pleas of Darke County.

- B. Whoever, being the owner or agent of owner of any land within or without a municipal corporation, transfers any lot, parcel or tract of such land from or in accordance with a plat of a subdivision before such plat has been recorded in the office of the County Recorder, shall forfeit and pay the sum of not less than \$100.00 or more than \$500.00 for each lot parcel, or tract of land so sold. The description of such lot, parcel, or tract by metes and bounds in the deed or transfer shall not serve to exempt the seller from the forfeiture provided in this section.

### **Section 805 Variances**

The following Regulations shall govern the granting of variances of these Regulations:

- A. Where the Planning Commission finds that extraordinary and unnecessary hardship may result from strict compliance with these Regulations, due to exceptional topographic or other physical conditions, it may vary the Regulations so as to relieve such hardships, provided such relief may be granted without detriment to the public and without impairing the intent and purpose of these Regulations or the desirable development of the neighborhood or community. Such variations shall not have the effect of nullifying the intent and purpose of these Regulations, the comprehensive plan, or the zoning code, if such exists.
- B. In granting variances or modifications, the Planning Commission may require such conditions as will, in its judgment, secure substantially the objective of the standards or requirements so varied or modified.

### **Section 806 Appeal**

Any person who believes he has been aggrieved by these Regulations or the action of the Planning Commission, has all the rights of appeal as set forth in the Ohio Revised Code.

**ARTICLE IX**  
**Enactment**

Section 900 Effective Date

**ARTICLE IX – ENACTMENT**

**Section 900 Effective Date**

These regulations shall become effective from and after the date of its approval and adoption by the Versailles Planning Commission and the Versailles Council. Henceforth, any other regulations previously adopted by the Versailles Council or the Versailles Planning Commission shall be deemed to be repealed. These regulations shall in no way affect any subdivision having received preliminary approval prior to the effective date provided, however, that no changes to the preliminary plat, as approved, are introduced by the subdivider.

PASSED \_\_\_\_\_  
\_\_\_\_\_

President of the Versailles Council

ADOPTED \_\_\_\_\_  
\_\_\_\_\_  
Mayor

ATTEST \_\_\_\_\_