

THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

May 11, 2015

8:00 PM

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. OPEN MEETING

4. REPORT OF COMMITTEES

ZONING & PLANNING COMMITTEE

1. ORDINANCE 17-12 AMENDING SECTION 710.08 "DEFINITIONS" OF CHAPTER 710 "INTERPRETATION, RULES OF CONSTRUCTION AND DEFINITIONS" OF TITLE ONE OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **THIRD READING.**

2. ORDINANCE 18-12 AMENDING SECTION 721.03 "ACCESSORY USES" OF CHAPTER 721 "PERMITTED USES IN RESIDENTIAL DISTRICTS" OF TITLE TWO OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **THIRD READING.**

COMMITTEE-OF-THE-WHOLE

1. RESOLUTION 05-15 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CFT NV DEVELOPMENTS, LLC FOR THE PURCHASE AND SALE OF REAL PROPERTY IN THE CITY OF SOUTH EUCLID, OHIO. **THIRD READING.**

FINANCE COMMITTEE

1. ORDINANCE 08-15 AN EMERGENCY ORDINANCE ENACTED BY THE CITY OF SOUTH EUCLID, CUYAHOGA COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE MUNICIPALITY, IN THE MATTER OF THE HEREINAFTER DESCRIBED IMPROVEMENT, REQUESTING THE COOPERATION OF THE COUNTY OF CUYAHOGA, OHIO, HEREINAFTER REFERRED TO AS THE COUNTY. **SECOND READING.**

5. MAYOR'S REPORT

6. LEGISLATION REQUESTED BY THE MAYOR AND ADMINISTRATION

1. RESOLUTION 14-15 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "POLICE DEPARTMENT EQUIPMENT FUND #101-1110-52743" IN AN AMOUNT OF \$1,246.59 FOR THE POLICE DEPARTMENT HONOR GUARD PROGRAM. **FIRST READING.**

2. ORDINANCE 10-15 AMENDING THE ZONING MAP OF THE CITY OF SOUTH EUCLID, OHIO, SO AS TO CHANGE THE HEREINAFTER DESCRIBED PERMANENT PARCEL NUMBERS FROM ITS EXISTING CLASS R-50 "ONE AND TWO FAMILY DISTRICT" TO C-1 "LIMITED COMMERCIAL DISTRICT"; AND DECLARING AN EMERGENCY. **FIRST READING & REFERRAL TO PLANNING COMMISSION.**

7. LAW DIRECTOR'S REPORT

8. LETTERS AND COMMUNICATIONS

9. ADJOURN

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 17-12
INTRODUCED BY: Goodman
REQUESTED BY: Goodman and Icove

July 23, 2012
For Referral to the Planning
Commission: November 10, 2014
As Approved by the Planning
Commission: January 8, 2015
Third Reading: May 11, 2015

AN ORDINANCE

AMENDING SECTION 710.08 "DEFINITIONS" OF CHAPTER 710 "INTERPRETATION, RULES OF CONSTRUCTION AND DEFINITIONS" OF TITLE ONE OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the Council has requested that Section 710.08 of Chapter 710 "Interpretation, Rules of Construction and Definitions" of Title One of Part Seven of the Codified Ordinances of the City of South Euclid, Ohio relating to "Definitions" within the City be amended; and

WHEREAS, the Council deems that the aforesaid zoning amendment should be made and that the same is conducive to the public health, safety, convenience, and general welfare of the City.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That Section 710.08 "Definitions" of Chapter 710 "Interpretation, Rules of Construction and Definitions" of Title One of Part Seven "Planning and Zoning Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

710.08 DEFINITIONS.

Words and terms used in this Planning and Zoning Code shall be defined in accordance with the provisions set forth in this section.

(h) Words and Terms of letter "H"

Home Based Business: The use of a single family residential dwelling, appurtenant structure, accessory building, and/or property, or a multiple family residential dwelling unit to ~~provide a service, produce a product, sell merchandise, or otherwise~~ engage in an activity for the pursuit of remuneration; excluding the sale of the property and its improvements, garage sales, and infrequent sale of personal property, solely as a residence.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Ordinance shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, ~~2012~~ 2015.

David B. Miller, President of Council

Attest:

Keith A. Benjamin, Clerk of Council

Approved as to form:

Michael P. Lograsso, Director of Law

Approved:

Georgine Welo, Mayor

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 18-12
INTRODUCED BY: Goodman
REQUESTED BY: Goodman and Icove

July 23, 2012
As Amended by the Zoning &
Planning Committee:
October 27, 2014
For Referral Back to the Planning
Commission: November 10, 2014
As Amended by the Planning
Commission: January 8, 2015
Third Reading: May 11, 2015

AN ORDINANCE

AMENDING SECTION 721.03 "ACCESSORY USES" OF CHAPTER 721 "PERMITTED USES IN RESIDENTIAL DISTRICTS" OF TITLE TWO OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the Council of the City of South Euclid has requested that Section 721.03 of Chapter 721 "Permitted Uses in Residential Districts" of Title Two of Part Seven of the Codified Ordinances of the City of South Euclid, Ohio relating to "Accessory Uses" within the City be amended; and

WHEREAS, the Council recognizes the need for some citizens to use their place of residence for limited business activities; and

WHEREAS, the Council desires to ensure that home based business are accessory and clearly incidental to the residential use of the dwelling; and

WHEREAS, the Council desires to protect and maintain the character of residential neighborhoods; and

WHEREAS, the Council desires to ensure that home based business do not create excess traffic, activity, noise, or other nuisances; and

WHEREAS, the Council desires to have clarity, consistency, and uniformity in the application of the regulations pertaining to "Accessory Uses"; and

WHEREAS, the Council deems that the aforesaid zoning amendment should be made and that the same is conducive to the public health, safety, convenience, and general welfare of the City.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That Section 721.03 "Accessory Uses" of Chapter 721 "Permitted Uses in Residential Districts" of Title Two of Part Seven "Planning and Zoning Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

721.03 ACCESSORY USES.

(a) The following accessory uses, and home-based business operations, are permitted in the various Residential Districts, provided that, in the case of home-based businesses, the dwelling is in continuous use as the established place of residence and primary dwelling of the business owner, and provided that the activities do not include any of the following:

1. Dwelling and Structures
 - a. any display or signage the might indicate from the exterior that the dwelling is being used for anything other than residential purposes;
 - b. any alteration of the exterior of the dwelling or appurtenant structures that would change the residential character of the premises;

- c. use of a garage or appurtenant structure to the extent that it would no longer accommodate the parking of one automobile or truck completely within the structure with the door closed;
 - d. the presence of radio antennae that do not meet the following specific regulations:
 - (1) The maximum height is fifty feet from ground elevation;
 - (2) All antennae must be attached to the rear of the dwelling where practical; and
 - (3) The material and construction of all amateur radio antennae shall be approved by the Commissioner of Building for strength, construction, safety, and durability.
2. Operations
- a. use of the dwelling by more than three non-residents of the dwelling as employees at any one time;
 - b. the parking of more vehicles than can be accommodated in the dwelling's driveway or within a reasonable number of on-street parking spaces proximate to the dwelling;
 - c. generation of commercial truck traffic other than normal parcel delivery services;
 - d. use of the dwelling to produce or sell products that may in themselves, or whose ingredients may, pose a danger to the health of employees or neighbors, or to the integrity of the building itself.
 - e. **Generation of pedestrian or automobile traffic and/or parking of clients and associates that is not normal to a Residential District.**
 - f. **Use of the property as a Commercial establishment other than a residence.**
 - g. **Use of the dwelling as a hair salon.**
3. External Effects
- a. creation of noise, dust, heat, fumes, odors, smoke, vibration, or other nuisances, including electrical or radio frequency interference;
 - b. generation of excessive amounts of trash, materials, or yard waste placed on the curb for pickup by the city's garbage collection contractor.

(b) All residents wishing to operate a home-based business in the City shall register their business with the ~~Economic Development Department~~ **City of South Euclid**, using forms provided for this purpose by the ~~Department~~ **City**.

(c) Business operations shall cease when such use is deemed to be detrimental to the public health, safety, and welfare, or constitutes a nuisance, or when the use is in violation of any statute, ordinance, law or regulation.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Ordinance shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, ~~2012~~ **2015**.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 05-15
INTRODUCED BY: Miller
REQUESTED BY: Mayor

March 23, 2015
Second Reading: April 13, 2015
Third Reading: May 11, 2015

A RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CFT NV DEVELOPMENTS, LLC FOR THE PURCHASE AND SALE OF REAL PROPERTY IN THE CITY OF SOUTH EUCLID, OHIO.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of South Euclid, Ohio:

Section 1: That the Mayor be and she is hereby authorized to enter into an agreement with CFT NV Developments, LLC for the purchase and sale of real property located at Cedar Center in the City of South Euclid, Ohio, under the terms and provisions as contained in the agreement, a copy of which is attached hereto, and subject to changes approved by the City Law Director, and made a part hereof as Exhibit A.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this Resolution is deemed to be an emergency measure necessary for the immediate preservation for the public health and safety, and for further reason that this Resolution is required to be immediately effective to encourage development of the real property which is urgently needed to provide for the welfare of the citizens of the City and to eliminate previously blighted conditions thereon. Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2015.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 08-15
INTRODUCED BY: Miller
REQUESTED BY: Mayor

April 27, 2015
Second Reading: May 11, 2015

AN EMERGENCY ORDINANCE ENACTED BY THE CITY OF SOUTH EUCLID, CUYAHOGA COUNTY, OHIO, HEREINAFTER REFERRED TO AS THE MUNICIPALITY, IN THE MATTER OF THE HEREINAFTER DESCRIBED IMPROVEMENT, REQUESTING THE COOPERATION OF THE COUNTY OF CUYAHOGA, OHIO, HEREINAFTER REFERRED TO AS THE COUNTY.

WHEREAS, the MUNICIPALITY has recognized the need for and proposes the improvement of a portion of public highway which is described as follows:

The resurfacing of Cedar Road from IR-271 to Green Road.

NOW THEREFORE, be it ordained by the Council of the City of South Euclid, County of Cuyahoga and State of Ohio;

A. CONSENT

1. That it is declared to be in the public interest that the consent of said MUNICIPALITY be and such consent is hereby given to the COUNTY to construct the above described improvement in accordance with plans, specifications and estimates approved by the COUNTY.

B. COOPERATION

1. That the MUNICIPALITY will cooperate with the COUNTY in the resurfacing of Cedar Road from IR-271 to Green Road.
2. That the COUNTY will arrange for the preparation of construction plans and specifications, including necessary engineering reports for the improvement, under current Cuyahoga County standards for construction of County roads and bridges.
3. That the COUNTY will arrange for the supervision and administration of the construction project.

C. FUNDING

1. That the MUNICIPALITY hereby agrees to participate with the COUNTY in the cost of the improvement by an allocation from the County Motor Vehicle License Tax Fund to pay the COUNTY portion of the project.
2. The COUNTY shall secure and/or contribute one-hundred percent (100%) of the cost of design, construction and construction supervision.
3. That if funds administered by the Ohio Public Works Commission are used for this project, the amount of such funds shall be applied to the COUNTY's share of the costs specified herein.

D. MAINTENANCE

That upon completion of said improvement, said MUNICIPALITY will thereafter keep said highway open to traffic at all times; and

1. Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial provisions for such maintenance; and

2. Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the COUNTY and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
3. That the COUNTY shall continue to maintain the structural elements of any bridge (defined as a structure with a span of twenty feet or greater) located within the limits of the improvement in accordance with the applicable sections of the Ohio Revised Code.
4. After construction of the project is complete, the Municipality agrees to follow and maintain post-construction Best Management Practices as outlined in the Municipal Storm Water Permit that is filed with the Ohio Environmental Protection Agency (O.E.P.A.).

E. TRAFFIC

That upon completion of said improvement said MUNICIPALITY will thereafter keep said highway open to traffic at all times; and

1. Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code; and
2. That the street or highway shall be and hereby is designated a through highway as provided in Section 4511.07(A)(6) Ohio Revised Code; and
3. That stop signs affecting the movement of traffic on said street or highway within the roadway being improved shall be removed, and no stop signs shall be erected on same except at its intersection with another through highway where traffic does not warrant the installation of a traffic control signal but where the warrants for a "Four-way Stop" as provided in the aforesaid Manual are met; and
4. That no rule or regulation shall be enacted restricting the use of the improved road and/or structure by any class of vehicle or vehicle load permitted by the Ohio Revised Code to use a public highway. Any existing rule or regulation so restricting road usage shall be rescinded; and
5. The MUNICIPALITY shall regulate parking in the following manner: Prohibit parking in accordance with Section 4511.66 of the Ohio Revised Code unless otherwise controlled by local ordinance or resolution.

F. RIGHT-OF-WAY

1. That all existing street and public right-of-way within the MUNICIPALITY which is necessary for the aforesaid improvement shall be made available therefore.
2. That in the event any additional right-of-way is required, the MUNICIPALITY will arrange for the acquisition.

G. UTILITIES

1. That the MUNICIPALITY will make arrangements with and obtain agreements from all privately owned public utility companies whose lines or structures will be affected by the said improvement, and said companies have agreed to make any and all necessary arrangements in such a manner as to be clear of any construction called for by the plans of said improvement, and said companies have agreed to make such necessary arrangements immediately after notification by said MUNICIPALITY.
2. That the COUNTY will participate in the cost of alterations of governmentally-owned utility facilities which come within the provisions of Section 8204 (Utility Reimbursement Eligibility) of the Ohio Department of Transportation's Real Estate

Policies and Procedures Manual to the same extent that it participates in the other costs of the project, provided, however, that such participation will not extend to any additions or betterments of existing facilities.

3. That it is hereby agreed that the MUNICIPALITY shall, at its own expense, make all arrangements of governmentally-owned utilities and/or appurtenances thereto which do not comply with the Provisions of Section 8204 (Utility Reimbursement Eligibility) of the Ohio Department of Transportation's Real Estate Policies and Procedures Manual, whether inside or outside the corporate limits, as may be necessary to conform to the said improvement.
4. That the construction, reconstruction, and/or arrangement of all utilities shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement, and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provision of the Ohio Department of Transportation Construction and Material Specifications.

H. MISCELLANEOUS

1. That if the COUNTY is formally requested by a MUNICIPAL RESOLUTION to include the construction of sanitary sewers, waterlines, area sewers (drainage of area surrounding the improvement), sidewalks, alternate bid items, or other items in the improvement that are in addition to those now existing and not provided for elsewhere in this Ordinance, the COUNTY will do so, provided that this construction meets with the approval of the COUNTY and the MUNICIPALITY involved in this improvement; and that the MUNICIPALITY agrees to pay, or make arrangements for the payment of, the cost of said additional construction, the cost of preliminary and design engineering, and construction supervision.
2. That the MUNICIPALITY shall be solely responsible for the certifications or obligations made or agreed to in Sections F-1, F-2, G-1, G-3, and G-4, and hereby agrees that the COUNTY shall be and is hereby released from any and all damages or claims of the MUNICIPALITY arising from or growing out of the certifications or obligations made or agreed to in said Sections F-1, F-2, G-1, G-3, and G-4 hereinabove.
3. For the purpose of this Ordinance, the agent for the COUNTY and liaison officer on the matter contained herein shall be the County Engineer of Cuyahoga County, Ohio, and/or such members of his staff as he may designate.
4. By enacting this Ordinance, the MUNICIPALITY agrees to conduct this transaction by electronic means and agrees that all documents requiring County signatures may be executed by electronic means, and that the electronic signatures affixed by the County to said documents shall have the same legal effect as if that signature was manually affixed to a paper version of the document. The MUNICIPALITY also agrees on behalf of the aforementioned entities and persons to be bound by the provisions of Chapters 304 and 1306 of the Ohio Revised Code as they pertain to electronic transactions, and to comply with the electronic signature policy of the COUNTY.

I. AUTHORITY TO SIGN

1. That the Mayor of said MUNICIPALITY is hereby empowered and directed on behalf of the MUNICIPALITY to enter into agreements with the COUNTY necessary to complete the planning and construction of this improvement.
2. That the Mayor of said MUNICIPALITY is hereby empowered and directed on behalf of the MUNICIPALITY to make application to the COUNTY for approval to use County Motor Vehicle License Tax Funds for the improvement.

That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

That this Ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed this _____ day of _____, 2015.

David B. Miller, President of Council

Approved:

Georgine Welo, Mayor

Attest:

Keith A. Benjamin, Clerk of Council

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 14-15
INTRODUCED BY: Miller
REQUESTED BY: Mayor

May 11, 2015

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "POLICE DEPARTMENT EQUIPMENT FUND #101-1110-52743" IN AN AMOUNT OF \$1,246.59 FOR THE POLICE DEPARTMENT HONOR GUARD PROGRAM.

WHEREAS, the South Euclid Police Department received a grant in the amount of \$496.59 from the Legacy Village Foundation and a grant in the amount of \$750.00 from Wal-Mart; and

WHEREAS, the Police Department will utilize this grant funding, totaling \$1,246.59, to purchase supplies for the South Euclid Police Department Honor Guard Program.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the General Fund in an amount of \$1,246.59 to the "Police Department Equipment Fund #101-1110-52743" for the purposes of the South Euclid Police Department Honor Guard Program.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this _____ day of _____, 2015.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 10-15
INTRODUCED BY: Romeo
REQUESTED BY: Mayor

May 11, 2015
*FOR REFERRAL TO PLANNING COMMISSION
FOR RECOMMENDATION & PUBLIC HEARING*

AN ORDINANCE

AMENDING THE ZONING MAP OF THE CITY OF SOUTH EUCLID, OHIO, SO AS TO CHANGE THE HEREINAFTER DESCRIBED PERMANENT PARCEL NUMBERS FROM ITS EXISTING CLASS R-50 "ONE AND TWO FAMILY DISTRICT" TO C-1 "LIMITED COMMERCIAL DISTRICT".

WHEREAS, M-R Management, LLC, owners of the former "Young Israel Temple" property located at 14141 Cedar Road, has initiated a request to rezone the hereinafter described property from its existing Class R-75 "One-Family Residential District" to a C-1 "Limited Commercial District";

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of South Euclid, State of Ohio:

Section 1: That the following pieces of property known as permanent parcel nos. 704-20-045; 704-20-046; 704-20-047; 704-20-048; 704-20-049; 704-20-50; and 704-20-051 which are currently zoned R-50 "One and Two Family District", be rezoned to a C-1 "Limited Commercial District".

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this ordinance is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that a vital function of the municipal government is affected hereby. Wherefore, this Ordinance shall take effect upon passage and approval.

Passed this _____ day of _____, 2015.

David B. Miller, President of Council

Attest:

Approved:

Keith A. Benjamin, Clerk of Council

Georgine Welo, Mayor

Approved as to form:

Michael P. Lograsso, Director of Law