

# THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

July 23, 2018  
8:00 PM

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1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. APPROVAL OF MINUTES: June 11, 2018; June 25, 2018
4. REPORT OF MAYOR
5. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS
6. REPORT OF SCHOOL DISTRICT (1<sup>st</sup> Meeting of Month Only)
7. PUBLIC HEARINGS (OPEN MEETING) RELATED TO AGENDA ITEMS
8. REPORT OF COMMITTEES

#### FINANCE COMMITTEE:

1. RESOLUTION 26-18 AUTHORIZING THE MAYOR TO PAY A MORAL CLAIM.  
**THIRD READING.**

#### ZONING & PLANNING COMMITTEE:

1. ORDINANCE 11-18 AMENDING SECTION 732.02 "CONDITIONAL USES" OF CHAPTER 732 "CONDITIONAL USES IN COMMERCIAL DISTRICTS" OF TITLE THREE "COMMERCIAL DISTRICT REGULATIONS" OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **THIRD READING.**
2. ORDINANCE 12-18 CREATING CHAPTER 1335 "SMALL CELL FACILITIES AND WIRELESS SUPPORT STRUCTURES WITHIN THE RIGHT-OF-WAY" OF TITLE FIVE "OTHER BUILDING PROVISIONS" OF PART THIRTEEN "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY. **THIRD READING.**

#### SAFETY COMMITTEE:

1. ORDINANCE 13-18 AN ORDINANCE AMENDING SECTION 131.05 "POLICE DEPARTMENT COMPOSITION AND BOND" OF CHAPTER 131, "DEPARTMENT OF PUBLIC SAFETY" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY. **SECOND READING.**
2. ORDINANCE 14-18 AMENDING SECTION 1 OF ORDINANCE 21-16; FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE JANUARY 1, 2017; TO CREATE THE POSITION OF CORPORAL WITHIN THE POLICE DEPARTMENT OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **SECOND READING.**

COMMITTEE-OF-THE-WHOLE:

- 1. ORDINANCE 15-18      AUTHORIZING THE MAYOR TO EXECUTE AND ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH LOCAL 2319 AND OHIO COUNCIL 8 OF THE AMERICAN FEDERATION OF STATE, COUNTY & MUNICIPAL EMPLOYEES UNION; AND DECLARING AN EMERGENCY. **THIRD READING.**
  
- 2. ORDINANCE 16-18      AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT ENTERED INTO WITH THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1065, FOR ALL FULL-TIME FIRE FIGHTERS COVERED BY THE COLLECTIVE BARGAINING AGREEMENT; AND DECLARING AN EMERGENCY. **THIRD READING.**
  
- 3. ORDINANCE 17-18      AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT ENTERED INTO WITH THE FRATERNAL ORDER OF POLICE, LOCAL LODGE NO. 80, FOR ALL FULL-TIME POLICE DEPARTMENT EMPLOYEES COVERED BY THE COLLECTIVE BARGAINING AGREEMENT; AND DECLARING AN EMERGENCY. **SECOND READING.**

**9. LEGISLATION REQUESTED BY THE MAYOR & ADMINISTRATION**

- 1. RESOLUTION 45-18      AUTHORIZING THE MAYOR TO ISSUE A REQUEST FOR QUALIFICATIONS FOR AN ENERGY CONSERVATION PROGRAM FOR THE MUNICIPAL PROPERTIES IN THE CITY OF SOUTH EUCLID, OHIO IN ACCORDANCE WITH HOUSE BILL 420. **FIRST READING.**
  
- 2. ORDINANCE 18-18      AMENDING SECTION 303.08 "IMPOUNDING OR BOOTING OF VEHICLES; REDEMPTION" OF CHAPTER 303 "ENFORCEMENT, IMPOUNDING AND PENALTY" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**
  
- 3. ORDINANCE 19-18      ASSESSING UNPAID COSTS OF NUISANCE ABATEMENT (HIGH GRASS, WEEDS, ETC.) AS AUTHORIZED BY SECTION 521.14 (D), OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **FIRST READING.**
  
- 4. ORDINANCE 20-18      ASSESSING UNPAID COSTS OF SERVICE DEPARTMENT-NUISANCE ABATEMENT (YARD CLEAN-UP, BOARDING CHARGES, ETC.) AS AUTHORIZED BY SECTION 521.14 (D) OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **FIRST READING.**
  
- 5. ORDINANCE 21-18      ASSESSING ALL UNPAID COSTS OF FALSE ALARM – NUISANCE ABATEMENTS, AS AUTHORIZED BY CHAPTER 531 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO, THE CUYAHOGA COUNTY COMMON PLEAS COURT AND THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY. **FIRST READING.**

6. ORDINANCE 22-18      ASSESSING ALL UNPAID COSTS OF CRIMINAL NUISANCE ABATEMENTS, AS AUTHORIZED BY CHAPTER 531 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO, THE CUYAHOGA COUNTY COMMON PLEAS COURT AND THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY. FIRST READING.
7. ORDINANCE 23-18      AMENDING ORDINANCE 19-17, AMENDING SECTION 172.01 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, TITLE NINE "MUNICIPAL INCOME TAX," BY INCREASING THE RATE OF MUNICIPAL INCOME TAX TO TWO AND ONE-HALF PERCENT (2.5%) PROVIDING FOR SUBMISSION OF THE AMENDMENT TO THE ELECTORS OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY. FIRST READING.

**10. COMMUNICATIONS OF CITY COUNCIL**

**11. PUBLIC HEARINGS (OPEN MEETING) RELATED TO OPEN BUSINESS**

**12. ADJOURN**

THE CITY OF SOUTH EUCLID

RESOLUTION NO.: 26-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

May 14, 2018  
Second Reading: July 9, 2018  
Third Reading: July 23, 2018

A RESOLUTION

AUTHORIZING THE MAYOR TO PAY A MORAL CLAIM.

WHEREAS, Shatima Muhammad presented a moral claim to the City of South Euclid, Ohio, pursuant to section 117.17 of the Codified Ordinances; and

WHEREAS, after due deliberations, the Finance Committee recommends payment of said moral claim to Shatima Muhammad in the amount of \$994.68. (A copy of said recommendation is attached hereto and made a part hereof.)

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

Section 1: That the Mayor is and she is hereby authorized to pay Shatima Muhammad the sum of \$994.68 for the said moral claim upon the execution of an appropriate release.

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 hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety, and for further reason that a vital function of municipal government is effected hereby. 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 \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 11-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Russell

May 29, 2018  
As Recommended by the Planning Comm.:  
June 14, 2018  
Second Reading: June 25, 2018  
Third Reading: July 23, 2018

AN ORDINANCE

AMENDING SECTION 732.02 "CONDITIONAL USES" OF CHAPTER 732  
"CONDITIONAL USES IN COMMERCIAL DISTRICTS" OF TITLE THREE  
"COMMERCIAL DISTRICT REGULATIONS" OF PART SEVEN "PLANNING AND  
ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID,  
OHIO.

WHEREAS, as the codified ordinances are reviewed, City Council periodically finds the need to update certain legislation; and

WHEREAS, Section 732.02 is one such piece of legislation City Council desires to amend to ensure the highest and best use of property is achieved through the zoning code.

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

Section 1: That Section 732.02 "Conditional Uses" of Chapter 732 "Conditional Uses in Commercial Districts" of Title Three "Commercial District Regulations" 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:

**732.02 CONDITIONAL USES.**

(a) In General. The following uses or facilities may be located within a C-1, C-2 or C-3 Commercial District:

- (1) Public and institutional facilities, including:
  - A. Churches, synagogues, parish houses, rectories, monasteries and convents;
  - B. Public and parochial schools;
  - C. Institutions for human care, including hospitals, clinics, sanitariums, convalescent homes, nursing homes, homes for the aged, philanthropic institutions and elderly day care centers;
  - D. Institutions for higher education, including colleges, universities, dormitories and trade or business schools;
  - E. Government-owned and/or operated buildings or facilities. Parking requirements for public and quasi-public facilities are as scheduled in Section 772.18, Table 1; and
  - F. Child-care institutions, including day nurseries, orphanages, special training schools, type-A family day care homes and child day care centers.
- (2) Multiple-family residential uses, provided that the following specific conditions are met:
  - A. The multiple-family use must be within a building that is not a free-standing residential only building, but instead must be part of a commercial building;
  - B. The multiple-family use within a commercial building shall be confined to the floors above the permitted commercial use on the first floor;
  - C. There must be adequate parking to accommodate both the permitted commercial and multiple-family residential uses;
  - D. The multiple-family parking shall be separated so as not to disrupt the parking patterns for the patrons of the commercial establishment;
  - E. The multiple-family residences must have a separate entrance from the commercial use;
  - F. The multiple-family use shall not disturb or disrupt the functioning of the building as a commercial use;
  - G. Commercial signs and lighting shall be arranged so as not to cause a disturbance to the residential tenants within the building;
  - H. The commercial building shall conform to all yard, building height, and loading regulations set forth in the Commercial District regulations;

I. The commercial building shall conform to all landscaping and parking regulations as set forth in Chapter 771 and 772, respectively; and

J. Each multiple-family dwelling unit shall contain a minimum area of 500 square feet.

(3) Public utility uses, such as high-voltage transmission lines and towers, substations and telephone exchanges, provided that:

A. A set of plans, specifications and plot plans, and a statement setting forth the need and purpose of the installations, are filed with the Planning Commission;

B. Proof is furnished to the Planning Commission that the proposed installation in a specific location is necessary for the convenient and efficient operation of the public system, or for the satisfactory and convenient provision of service by the utility to the City or to the area in which the particular use is to be located; and

C. The design of any structure in connection with such facility conforms to the general character of the area in which it is proposed to be located and will in no way adversely affect the safe and comfortable enjoyment of property rights of residents of the zone in which it is located. Adequate and attractive walls and other safety devices will be provided in conjunction with such use and sufficient landscaping, including trees, shrubs and lawn, will also be provided.

(b) Uses or Facilities in R-O Districts. The following uses or facilities may be located in a Residence-Office (R-O) District, provided they conform to the conditions set forth in Sections 722.02 and 722.03:

(1) Public and institutional facilities, including:

A. Churches, synagogues, parish houses, rectories, monasteries, convents and cemeteries;

B. Public and private schools, including colleges, universities and dormitories;

C. Child-care institutions, including day nurseries, orphanages, special training schools, type-A family day care homes and child day care centers;

D. Private recreational club facilities, such as golf, tennis and swimming facilities;

E. Libraries and museums;

F. Government offices;

G. Hospitals, nursing homes, convalescent homes and homes for the aged; and

H. Welfare centers, settlement houses and health centers.

(2) **Banks, savings and loan institutions and securities sales offices provided that these facilities abut on more than one street. Accessory drive-up facilities are conditionally permitted provided they are not attached to primary structure and provide a waiting lane of at least eight automobiles on site.**

~~(2)~~ (3) Public utilities.

Section 2: That 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: **That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of said City, wherefore; this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor. ~~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 \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approve:

\_\_\_\_\_  
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.: 12-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

May 29, 2018  
July 9, 2018 Second Reading  
July 23, 2018 Third Reading

AN ORDINANCE

CREATING CHAPTER 1335 "SMALL CELL FACILITIES AND WIRELESS SUPPORT STRUCTURES WITHIN THE RIGHT-OF-WAY" OF TITLE FIVE "OTHER BUILDING PROVISIONS" OF PART THIRTEEN "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY.

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

Section 1: That Chapter 1335 "Small Cell Facilities and Wireless Support Structures within the Right-of-Way" of Title Five "Other Building Provisions" of Part Thirteen "Building Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby created to read as follows:

**1335.01 PURPOSE AND INTENT**

(A) The purpose of this chapter is to establish general procedures and standards, consistent with all applicable federal and state laws and local, for the siting, construction, installation, collocation, modification, operation, and removal of small cell facilities and wireless support structures in the right-of-way.

(B) The intent of this chapter is to:

- (1) Establish basic criteria for applications to locate small cell facilities and wireless support structures in the right-of-way and authorize the Mayor or his or her designee to develop, publish, and from time to time amend applications and other associated materials to provide clear guidance to applicants;
- (2) Ensure that small cell facilities and wireless support structures are carefully designed, constructed, modified, maintained, and removed when no longer in use in conformance with all applicable health and safety regulations;
- (3) Preserve the character of the City of South Euclid by minimizing the potentially adverse visual impact of small cell facilities and wireless support structures through careful design, siting, landscaping and camouflaging techniques to blend these facilities into their environment to the maximum extent practicable;
- (4) Enhance the ability of wireless communications carriers to deploy small cell facilities and wireless support structures in the city quickly, effectively, and efficiently so that residents, businesses, and visitors benefit from ubiquitous and robust wireless service availability;
- (5) Establish an application process and structure for payment of fees and charges to be uniformly applied to all applicants, operators and owners of small cell facilities and wireless support structures for such facilities;
- (6) Comply with, and not conflict with or preempt, all applicable state and federal laws, including without limitation Section 101(a) and Section 704 of the Telecommunications Act, Pub. L. 104-104, 101 Stats. 56, 70 (Feb. 8, 1996) (codified as 47 U.S.C. §§ 253(a), 332(c)(7)), as may be amended or superseded, and Section 6409(a) of the Middle Class Tax Relief and Job Creation Act, Pub. L. 112-96, 126 Stat. 156 (Feb. 22, 2012) (codified as 47 U.S.C. § 1455(a)), as may be amended or superseded, and all FCC rules and regulations to interpret and implement applicable federal statutes.

**1335.02 APPLICABILITY**

(A) Subject to the Ohio Revised Code and approval of an application under this chapter, an operator may collocate a small cell facility and construct, maintain, modify, operate, or replace wireless support structures in, along, across, upon, and under the city right-of-way.

- (1) An operator shall comply with generally applicable standards that are consistent with this chapter and adopted by the city for construction and public safety in the right-of-way.
- (2) All structures and facilities shall be constructed and maintained so as not to impede or impair public safety or the legal use of the right-of-way by the city, the traveling public, or other public utilities.

(B) Exclusions.

- (1) Amateur radio facilities. This chapter shall not govern the installation of any amateur radio facility that is owned or operated by a federally licensed amateur radio station operator or is used exclusively for receive-only antennas.
- (2) Certain over-the-air receiving devices (OTARD). This chapter shall not govern the installation of any OTARD antennas covered under FCC regulations as may be amended or superseded. OTARD antennas include, without limitation, direct-to-home satellite dish antennas less than one meter in diameter, television antennas and wireless cable antennas.
- (3) Handsets and user equipment. This chapter shall not govern the use of personal wireless devices (e.g., cell phones) or other consumer-grade mobile user equipment used in the right-of-way.

(C) The permitting procedures and authorizations set forth herein shall apply only to the placement of small cell facilities and wireless support structures in the right-of-way, and do not authorize the construction and operation of a wireline backhaul facility.

(D) Relationship to other chapters. This chapter shall supersede all conflicting requirements of other titles and chapters of this Code regarding the locating and permitting of small cell facilities and wireless support structures in the right-of-way.

(E) Nothing in this chapter precludes the city from applying its generally applicable health, safety, and welfare regulations when granting consent for a small cell facility or wireless support structure.

### 1335.03 DEFINITIONS

(A) General use of terms.

- (1) The terms, phrases, words, and their derivations used in 1335.01 through 1335.10 shall have the meanings given in this section.
- (2) When consistent with the context, words used in the present tense also include the future tense; words in the plural number include the singular number; and words in the singular number include the plural number.
- (3) All terms used in the definition of any other term shall have their meaning as otherwise defined in this section.
- (4) The words "shall" and "will" are mandatory and "may" is permissive.
- (5) Words not defined shall be given their common and ordinary meaning.

(B) Defined terms.

**ABANDONED.** Small cell facilities or wireless support structures that are unused for a period of three hundred sixty-five days without the operator otherwise notifying the city and receiving the city's approval.

**AFFILIATE.** When used in relation to any person, means another person who owns or controls, is owned or controlled by, or is under common ownership or control with, such person.

**AGENT.** A person that provides the city written authorization to work on behalf of a public utility.

**ANTENNA.** Any transmitting or receiving device used in communications that radiate or capture electromagnetic waves, digital signals, analog signals, radio frequencies, wireless communications signals, or other communication signals.

**APPLICANT.** Any person that submits an application to the city to site, install, construct, collocate, modify, and/or operate a small cell facility or wireless support structure in the right-of-way according to the requirements of this chapter.

**CABLE OPERATOR.** Any person or group of persons:

- (1) who provides cable service over a cable system and directly or through one or more affiliates owns a significant interest in such cable system, or
- (2) who otherwise controls or is responsible for, through any arrangement, the management and operation of such a cable system;

**CABLE SERVICE.**

- (1) The one-way transmission to subscribers of (i) video programming, or (ii) other programming service; and
- (2) Subscriber interaction, if any, which is required for the selection of such video programming or other programming service.

**CABLE FRANCHISE.** An initial authorization, or renewal thereof (including a renewal of an authorization which has been granted subject to 47 U.S.C. 522 Section 546), issued by a franchising authority, whether such authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement, or otherwise, which authorizes the construction or operation of a cable system.

**CLEAR ZONE.** The unobstructed, traversable area provided beyond the edge of the through traveled way for the recovery of errant vehicles. The clear zone includes shoulders, bike lanes, and auxiliary lanes, except those auxiliary lanes that function like through lanes. As defined in the ODOT Location and Design Manual, Volume 1, Section 600—Roadside Design.

**COLLOCATION or COLLOCATE.** To install, mount, maintain, modify, operate, or replace small cell facilities on an existing publicly-owned wireless support structure.

**DECORATIVE POLE.** A pole, arch, or structure other than a street light pole placed in the public way specifically designed and placed for aesthetic purposes and on which no appurtenances or attachments have been placed except for any of the following:

- (1) Electric lighting;
- (2) Specially designed informational or directional signage;
- (3) Temporary holiday or special event attachments.

**ELIGIBLE FACILITIES REQUEST.** Means the same as defined by the FCC in 47 U.S.C. 1455 (a)(2), as may be amended, which defines that term as any request for modification of an existing support structure that does not substantially change the physical dimensions of such support structure, involving:

- (1) Collocation of new small cell facilities;
- (2) Removal of small cell facilities; or
- (3) Replacement of small cell facilities.

**FRANCHISE AUTHORITY.** See **CABLE FRANCHISE.**

**FCC.** The U.S. Federal Communications Commission and any legally appointed, designated, or elected agent or successor.

**MICRO WIRELESS FACILITY.** A small cell facility that is not more than twenty-four inches in length, fifteen inches in width, and twelve inches in height and that does not have an exterior antenna more than eleven inches in length suspended on cable strung between wireless support structures.

**OHIO MANUAL OF UNIFORM TRAFFIC CONTROL DEVICES or OMUTCD.** The uniform system of traffic control devices promulgated by the Ohio Department of Transportation.

**OCCUPY OR USE.** With respect to the right-of-way, to place a tangible thing in the right-of-way for any purpose, including, but not limited to, constructing, repairing, positioning, maintaining, or operating lines, poles, pipes, conduits, ducts, equipment, or other structures,

appurtenances, or facilities necessary for the delivery of public utility services or any services provided by a cable operator.

**PERSON.** Any individual, firm, partnership, association, corporation, company, or other legal entity, private or public, whether for profit or not-for-profit.

**PUBLIC UTILITY or UTILITY.** A facilities-based provider of wireless service to one or more end users in this state, or any company described in section 4905.03 of the Ohio Revised Code and as further defined in section 4905.02 of the Ohio Revised Code, including but not limited to the following types of companies: telephone, electric light, gas, natural gas, pipe-lines, water- works, and sewage disposal systems.

**RIGHT-OF-WAY OCCUPANCY FEE.** A fee levied to recover the costs incurred by the city and associated with the occupancy or use of right-of-way.

**RIGHT-OF-WAY.** The surface of and the space above and below the paved or unpaved portions of any public street, public road, public highway, public freeway, public lane, public path, public bikepath, public way, public alley, public court, public sidewalk, public boulevard, public parkway, public drive and any other land dedicated or otherwise designated for the same now or hereafter held by the city which shall, within its proper use and meaning in the sole opinion of the Mayor, entitle a permittee, in accordance with the terms hereof and of any right-of-way permit, to the use thereof for the purpose of installing or operating any poles, wires, cables, transformers, conductors, ducts, lines, mains, conduits, vaults, manholes, amplifiers, appliances, attachments or other property or facilities as may be ordinarily necessary and pertinent to the provision of utility, cable television, communications or other services as set forth in any service agreement or any right-of-way permit. **RIGHT-OF-WAY** shall not include private easements or public property, except to the extent the use or occupation of public property is specifically granted in a right-of-way permit or by administrative regulation.

**RIGHT OF WAY PERMIT, NON-RESIDENTIAL.** A permit issued by the City as required that must be obtained in order to perform any work in, on, above, within, over, below, under, or through any part of the public right-of-way, including, but not limited to, the act or process of digging, boring, tunneling, trenching, excavating, obstructing, or installing, as well as the act of opening and cutting into the surface of any paved, improved, or unimproved surface that is part of the right- of-way.

**RIGHT OF WAY PERMIT, SMALL CELL.** Means a small cell facility or wireless support structure right-of-way occupancy permit as further defined in Section 1335.04

**SMALL CELL DESIGN GUIDELINES.** Means those detailed design guidelines, specifications and examples promulgated by the Mayor for the design and installation of small cell facilities and wireless support structures in the right-of-way, which are effective insofar as they do not conflict with federal and state law, rule and regulations.

**SMALL CELL FACILITY.** A wireless facility that meets both of the following requirements:

- (1) Each antenna is located inside an enclosure of not more than six cubic feet in volume or, in the case of an antenna that has exposed elements, the antenna and all of its exposed elements could fit within an enclosure of not more than six cubic feet in volume.
- (2) All other wireless equipment associated with the facility is cumulatively not more than twenty-eight cubic feet in volume. The calculation of equipment volume shall not include electric meters, concealment elements, telecommunications demarcation boxes, grounding equipment, power transfer switches, cut-off switches, and vertical cable runs for the connection of power and other services.

**SMALL CELL FACILITY OPERATOR or OPERATOR.** A wireless service provider, or its designated agent, or cable operator, or its designated agent, or a video service provider, or its designated agent, that operates a small cell facility and provides wireless service as defined herein. For the purpose of this chapter, "operator" includes a wireless service provider, cable operator, or a video service provider that provides information services as defined in the "Telecommunications Act of 1996," 110 Stat. 59, 47 U.S.C. 153(20), and services that are fixed in nature or use unlicensed spectrum.

**SUBSTANTIAL CHANGE OR MODIFICATION.** A modification substantially changes the physical dimensions of an eligible support structure if it meets any of the following criteria:

- (1) It increases the height of the structure by more than 10% or more than ten feet, whichever is greater;
  - a) Changes in height should be measured from the original support structure in cases where deployments are or will be separated horizontally, such as on buildings' rooftops; in other circumstances, changes in height should be measured from the dimensions of the wireless support structure, inclusive of originally approved appurtenances and any modifications that were approved prior to the passage of the Spectrum Act.
- (2) It involves adding an appurtenance to the body of the wireless support structure that would protrude from the edge of the structure by more than six feet;
- (3) It involves installation of more than the standard number of new equipment cabinets for the technology involved, but not to exceed four cabinets; or, for wireless support structures in the public rights-of-way, it involves installation of any new equipment cabinets on the ground if there are no pre-existing ground cabinets associated with the structure, or else involves installation of ground cabinets that are more than 10% larger in height or overall volume than any other ground cabinets associated with the structure;
- (4) It entails any excavation or deployment outside the current site;
- (5) It would defeat the concealment elements of the eligible support structure; or
- (6) It does not comply with conditions associated with the siting approval of the construction or modification of the eligible support structure, provided however that this limitation does not apply to any modification that is non-compliant only in a manner that would not exceed the thresholds identified in (1) through (4) of this definition.

**TOLLING or TOLL PERIOD.** The pausing or delaying of the running of a required time period.

**UTILITY POLE.** A structure that is designed for, or used for the purpose of, carrying lines, cables, or wires for electric or telecommunications service. "Utility pole" excludes street signs and decorative poles.

**VIDEO SERVICE PROVIDER.** A person granted a video service authorization under sections 1332.21 to 1332.34 of the Ohio Revised Code.

**WIRELESS FACILITY.**

- (1) Equipment at a fixed location that enables wireless communications between user equipment and a communications network, including all of the following:
  - (a) Equipment associated with wireless communications;
  - (b) Radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration.
- (2) The term includes small cell facilities.
- (3) The term does not include any of the following:
  - (a) The structure or improvements on, under, or within which the equipment is collocated;
  - (b) Coaxial or fiber-optic cable that is between wireless support structures or utility poles or that is otherwise not immediately adjacent to or directly associated with a particular antenna.

**WIRELESS SERVICE.** Any services using licensed or unlicensed wireless spectrum, whether at a fixed location or mobile, provided to the public using wireless facilities.

**WIRELESS SERVICE PROVIDER.** A person who provides wireless service as defined herein.

**WIRELESS SUPPORT STRUCTURE.** A pole, street light pole, traffic signal pole, a fifteen-foot or taller sign pole, or utility pole capable of supporting small cell facilities, excluding utility poles or other facilities used to supply traction power to public transit systems, including railways, trams, streetcars, and trolleybuses.

**WIRELIN BACKHAUL FACILITY.** A facility used for the transport of communications service or any other electronic communications by coaxial, fiber-optic cable, or any other wire.

#### 1335.04 APPLICATION REQUIRED

(A) General Requirements. The following requirements shall apply to all small cell facilities and wireless support structures proposed within the right-of-way.

- (1) No person shall occupy or use the right-of-way except in accordance with law.
- (2) In occupying or using the right-of-way, no person shall unreasonably compromise the public health, safety, and welfare.
- (3) No person shall occupy or use the right-of-way without first obtaining, under this Chapter or section 1332.24 or 4939.031 of the Ohio Revised Code, any requisite consent of the city.

(B) Pre-Application Conference.

- (1) Purpose. Applicants are strongly encouraged to contact the city Building Commissioner and request a pre-application conference. This meeting will provide an opportunity for early coordination regarding proposed small cell facilities and wireless support structure locations, design, and the application submittal, and the approval process in order to avoid any potential delays in the processing of an application and deployment of small cell facilities and wireless support structures in the city.
- (2) Appointment Required. An appointment is required for all pre-application conferences. Applicants must contact the designated city staff member as noted on the application form, who will provide applicants an appointment with all applicable city representatives in a timely manner.

(C) Application Required. Anyone seeking to site small cell facilities in the right-of-way shall first duly file a written application with the city, in accordance with the requirements in this section and additional requirements set forth in the Design Guidelines as modified from time to time by the City.

(D) Categories of Applications. In accordance with federal and state law, rule and regulation the city shall classify every application to locate small cell facilities in the right-of-way as one of the following types:

(1) Eligible Facilities Request (Type I):

- (a) Involves collocation, replacement, modification, or removal of small cell facilities on an existing publicly owned wireless support structure; and
- (b) Does not substantially change the physical dimensions of the existing wireless support structure.

(2) Collocation with Substantial Modifications (Type II):

- (a) Involves collocation, replacement or modification of small cell facilities on an existing publicly owned wireless support structure; and
- (b) ~~Substantially changes the physical dimensions of the existing publicly owned wireless support structure.~~ **The collocation, replacement or modification substantially changes the physical dimensions of the existing wireless support structure. For the purposes of this chapter a substantial change is**

any modification that meets one or more of the following criteria:

1. It increases the height of the structure by more than 10% or more than ten feet, whichever is greater. Changes in height should be measured from the dimensions of the wireless support structure, inclusive of originally approved appurtenances;
2. It involves adding an appurtenance to the body of the wireless support structure that would protrude from the edge of the structure by more than six feet;
3. It involves installation of any new equipment cabinets on the ground if there are no pre-existing ground cabinets associated with the structure, or else involves installation of ground cabinets that are more than 10% larger in height or overall volume than any other ground cabinets associated with the structure;
4. It entails any excavation or deployment outside the current site; or
5. It would defeat the concealment elements of the wireless support structure.

(3) Wireless Support Structure (Type III):

- (a) Involves the construction, modification, or replacement of a wireless support structure owned or operation by a wireless provider associated with a small cell facility within the right-of-way.

(4) Wireless Support Structure Removal (Type IV: Non-Residential Right-of-Way Permit):

- (a) Involves the removal of a wireless support structure and associated small cell facilities from within the right-of-way owned or previously operated by a wireless provider.

(5) **Small Cell Facility outside the Right-of-Way (Type V): Involves the collocation replacement, or modification of small cell facilities on a new or existing wireless support structure located on private or public property not in the right-of-way.**

(E) ~~Required Application Materials. Unless otherwise required by state or federal law, all applicants shall submit to the city the following materials and information associated with each application type in order for the application to be considered complete:~~

**Required Submission Materials for Applications Involving Installation of Small Cell Facilities. Unless otherwise required by state or federal law, all applicants shall submit to the city the following materials and information associated with each application type in order for the application to be considered complete:**

- (1) For a consolidated application for multiple small cell facilities and/or wireless support structures, the applicant shall provide a map and list of the location of all facilities included in the consolidated application.
- (2) **Eligible Facilities Request (Type I) Application:** The applicant shall submit the information necessary to determine whether an application meets the criteria for an Eligible Facilities Request.
- (3) **Type II, Type III, and Type V Application. The following information must be submitted for all Type II, Type III, and Type V applications:**
  - (a) Completed application form and fee as specified on the application.
  - (b) A scaled and dimensioned site plan (not smaller than one inch equals 50 feet) clearly indicating the following:
    1. Proposed location within the right-of-way including nearest cross street intersection(s);
    2. For adjacent parcel(s) perpendicular to the proposed small cell facility location, property ownership, including current ownership;
    3. All existing conditions within 400 feet of the proposed location, including but not limited to, buildings, utilities within the right-of-way and associated above grade structures, location of electric service and fiber optic cable, all other underground and overhead utilities, small cell structures and facilities, sidewalks/shared-use paths, back of adjacent curb/edge of pavement,

driveways, street trees, and protected trees as defined in the City of South Euclid Code of Ordinances.

4. Dimensions shall be provided from the proposed small cell facility to existing wireless support structures and equipment, utility structures, back of curb/edges of pavement including driveways, sidewalks and shared-use paths.
5. Dimensions shall be provided between proposed wireless support structures and associated ground mounted equipment.

- (c) Scaled and dimensioned elevations/profiles and sections (not smaller than 1 inch equals 5 feet) of existing wireless support structures and/or new wireless support structures clearly indicating the following, as applicable:

1. Height from established grade at the base of the wireless support structure to the highest point of the wireless support structure and the height to the highest point of proposed antenna or antenna enclosures, as applicable (overall height).
2. Height from established grade at the base of the wireless support structure to the lowest point of all proposed small cell equipment to be installed on the wireless support structure
3. The distance from the outer edge of the wireless support structure parallel to the outer edge of all equipment associated with the small cell facility to be installed on the support structure.

- (d) Scaled and dimensioned details of proposed small cell facilities, including elevations/profiles, plans and sections (not smaller than 1 inch equals 5 feet) clearly indicating the following, as applicable:

1. Height, width, depth and volume in cubic feet of all proposed antenna and exposed elements and/or proposed antenna enclosures.
2. Height, width, depth and volume of all other wireless equipment associated with the facility, with all electric meters, concealment elements, telecommunications demarcation boxes, grounding equipment, power transfer switches, cut-off switches, and vertical cable runs for the connection of power and other services clearly labeled.
3. Method of installation/connection to pole or ground, as applicable. Color specifications for all small cell support structures and associated exposed equipment, cabinets and concealment elements.
4. Electrical plans and wiring diagrams.
5. Footing and foundation drawings and structural analysis sealed and signed by a professional engineer in the State of Ohio.
6. **Color specifications for all small cell support structures and associated exposed equipment, cabinets and concealment elements.**

- (e) Manufacturer's specification sheets for all small cell facility equipment proposed, including poles, equipment cabinets, shrouds, or concealment devices, antennas, meters, radios, switches, telecommunications demarcation boxes, and grounding equipment.

- (f) Scaled and dimensioned landscape plans associated with required screening of ground mounted small cell equipment (where applicable), including a planting plan with proposed plant species, quantities, spacing, height at installation, and planting details.

- (F) Required Application Materials for Small Cell Facilities Removal. For applications involving the removal of small cell facilities under an Eligible Facilities Request, the following materials and information shall be provided:

- (1) Completed application form and fee as specified on the application.
- (2) A scaled and dimensioned site plan (not smaller than one inch equals 20 feet)

clearly indicating the following:

- (a) Proposed location within the right-of-way including nearest cross street intersection;
  - (b) Adjacent parcel(s) perpendicular to the existing small cell facility location property ownership, including current ownership.
  - (c) All existing conditions within 50 feet of the existing small cell facilities locations to be removed, including but not limited to, buildings, utilities within the right-of-way and associated above grade structures, location of electric service and fiber optic cable, all other underground and overhead utilities, small cell structures and facilities, sidewalks/shared-use paths, back of adjacent curb/edge of pavement, driveways, street trees and plant material.
- (3) Scaled and dimensioned site and/or structure remediation details in accordance with Small Cell Design Guidelines requirements (not smaller than 1 inch equals 4 feet) clearly indicating the following:
- (a) Proposed remediation plan for modifications made to city-owned wireless support structures and other areas of the right-of-way associated with collocation of small cell wireless facilities and ground mounted equipment after the removal of these facilities.
  - (b) Proposed restoration of electric and fiber optic connections after removal of small cell facilities, as applicable.

(G) Required Application Materials for Wireless Support Structure Removal. For applications involving the removal of a wireless support structure installed in association with a small cell facility, the following materials and information must be provided:

- (1) Non-Residential Right-of-Way Permit application and fee as specified.

### 1335.05 APPLICATION REVIEW TIMEFRAMES AND PROCESS

(A) Permit Application Review Timeframes.

- (1) Eligible Facilities Request (Type I). The city shall process Eligible Facilities Requests in accordance with Ohio Revised Code, 47 C.F.R. 1.40001, and **this chapter §§99.20 through 99.29 herein not later than sixty days after the date of filing by an entity of a completed application. If the Building Commissioner determines that the applicant's request is not covered by this section, the timeframe will begin to run from the issuance of the Buildings Commissioner's decision that the application is not a covered request. To the extent such information is necessary, the Building Commissioner may request additional information from the applicant to evaluate the application**
- (2) Collocation with Substantial Modifications (Type II). The city shall grant or deny its consent for requests to collocate, or to replace or modify a small cell facility on an existing wireless support structure where substantial modifications are required to the wireless support structure not later than ninety days after the date of filing by a person of a completed application.
- (3) New Wireless Support Structure (Type III). The city shall grant or deny its consent for requests to construct, modify, or replace a wireless support structure associated with a small cell facility not later than one hundred twenty days following the date of filing of a complete application by an entity.
- (4) Wireless Support Structure Removal (Type IV). The city shall grant or deny its consent for requests to remove wireless support structures associated with small cell facilities from the right-of-way typical to the review timeframes for the Non-Residential Right-of-Way Permit required for this activity.
- (5) **Small Cell Facility outside the Right-of-Way (Type V). The city shall grant or deny its consent for requests to construct, modify, or replace a wireless support structure associated with a small cell facility not later than one hundred twenty days following the date of filing of a complete application by an entity.**

(B) Failure to grant or deny within prescribed timeframes. If the city fails to approve or deny a request for consent under this section or a request for a relevant work permit within the required time period, provided the time period is not tolled under 1335.05(F), the request shall be deemed granted upon the requesting entity providing notice to the city that the time period for acting on the request has lapsed.

(C) Application denials.

- (1) The city shall not unreasonably withhold or deny consent for small cell facilities and wireless support structures within the right-of-way.
- (2) If a request for consent is denied, the city shall provide in writing its reasons for denying the request, supported by substantial, competent evidence, and such information as the applicant may reasonably request to obtain consent. The denial of consent shall not unreasonably discriminate against the entity requesting the consent.
- (3) Except in the case of a public utility subject to the jurisdiction and recognized on the rolls of the public utilities commission or of a cable operator possessing a valid franchise awarded pursuant to the "Cable Communications Policy Act of 1984," 98 Stat. 2779, 47 U.S.C.A. 541, the city, for good cause shown, may withhold, deny, or delay its consent to any person based upon the person's failure to possess the financial, technical, and managerial resources necessary to protect the public health, safety, and welfare.

(D) Tolling of required timeframes.

- (1) The time periods required in 1335.05(A) may be tolled only:
  - (a) By mutual agreement between the entity requesting consent and the city;
  - (b) In cases where the city determines that the application is incomplete; or
  - (c) If the number of requests for consent for small cell facilities or wireless support structures received is likely to result in difficulty processing applications within the time limits set forth in 1335.05(A) due to the lack of resources of the city, then the city may toll the time limits as follows:
    1. The time period may be tolled for up to twenty-one days for the first fifteen small cell facility or wireless support structure requests received by the city **and for the first thirty small cell facility or wireless support structure requests received by the city within any consecutive thirty-day period.** ~~above the thresholds provided in the Table below within any consecutive thirty-day period:~~

Population of city at time Small Cell Facility or Wireless Support Structure Applications are	Number of Applications
_____ persons or less	15 applications or more
_____ persons	20 applications or more
_____ persons	25 applications or more
_____ persons	30 applications or more
_____ persons	60 applications or more

2. Further, for every additional fifteen requests that the city receives, **and every additional thirty requests the city receives within any consecutive thirty-day period,** ~~the above the thresholds provided in the Table above~~ the city may toll the time period for those requests for up to fifteen days in addition to the time period provided in division (1)(c)(1) of this section.
3. In no instance shall the city toll the time period for any small cell facility or

wireless support structure request by more than ninety consecutive days. Upon request, the city shall provide an operator written notice of the time limit for a small cell facility or wireless support structure request.

- (2) To toll the time period for incompleteness, the city shall provide written notice to the person requesting consent not later than thirty days after receiving the request, clearly and specifically delineating all missing documents or information. The missing documents or information shall be reasonably related to determining whether the request meets the requirements of applicable federal and state law. Any notice of incompleteness requiring other information or documentation, including information of the type described herein and in accordance with state and federal law or documentation intended to illustrate the need for the request or to justify the business decision for the request, does not toll the time period.
  - (3) The time period for granting or denying consent resumes when the entity makes a supplemental submission in response to the city's notice of incompleteness.
  - (4) If a supplemental submission is inadequate, the city shall notify the entity not later than ten days after receiving the supplemental submission that the supplemental submission did not provide the information identified in the original notice delineating missing documents or information. The time period may be tolled in the case of second or subsequent notices under the procedures identified in divisions (1) to (3) of this section. Second or subsequent notices of incompleteness may not specify missing documents or information that was not delineated in the original notice of incompleteness.
- (b) Timeframe for completion of permit.
- (1) Permits granted for an Eligible Facilities Requests, Collocations with Substantial Modifications and New Wireless Support Structures shall be completed by the operator or its agent within one hundred eighty days after issuance of the permit, unless:
    - A. The city and the operator agree to extend this period; or
    - B. A delay is caused by make-ready work for a city-owned wireless support structure or decorative pole or by the lack of commercial power or backhaul availability at the site, provided that:
      1. The operator has made a timely request within sixty days after the issuance of the permit for commercial power or backhaul services; and
      2. The additional time to complete installation does not exceed three hundred sixty days after issuance of the permit.
  - (2) If divisions (1)(a) and (b) of this section cannot be met, the permit shall be void unless the city grants an extension in writing to the operator.
- (c) Consolidated application for multiple small cell facilities and/or wireless support structures.
- (1) Applicants seeking to construct, modify, collocate, or replace more than one small cell facility or more than one wireless support structure may file at the applicants discretion, a consolidated application for up to 30 small cell facility requests or up to 30 wireless support structure requests in a single application and receive a single permit for the construction, modification, collocation, or replacement of the small cell facilities or wireless support structures subject to the following:
    - A. This single application may be filed for multiple small cell facilities or multiple wireless support structures only if they are of substantially the same type.
    - B. The city may separately address small cell facility collocations or wireless support structures for which incomplete information has been received or which are denied.

(2) In the case of a consolidated application, the fees provided for in section 4939.0316 of the Ohio Revised Code and ~~§99.23~~ may be cumulative. However, the city, at its discretion may opt to reduce such fees in order to encourage consolidated application submittals.

(3) In the case of a consolidated application, each small cell facility or wireless support structure proposed to be constructed, modified, collocated on, or replaced shall constitute a separate request for consent for purposes of tolling the response deadline as authorized under section 4939.036 of the Ohio Revised Code. A request by a single operator for a new or replacement support structure and associated small cell facility constitutes one request.

(d) Small Cell and Wireless Support Structure activities not requiring consent.

(1) City consent shall not be required for either of the following activities conducted in the right-of-way:

A. Routine maintenance of wireless facilities;

B. The replacement of wireless facilities with wireless facilities that are consistent with the city's current design requirements and guidelines and that are either:

1. Substantially similar to the existing wireless facilities; or

2. The same size or smaller than the existing wireless facilities.

(2) The city may require a Non-Residential Right-of-Way Permit for any activity described in ~~division (1)~~ of this section and for any activity for which consent is authorized herein and in accordance with state and federal law.

**1335.06 ~~SMALL CELL DESIGN GUIDELINES LOCATION AND DESIGN STANDARDS FOR SMALL CELL FACILITIES AND WIRELESS SUPPORT STRUCTURES WITHIN THE RIGH OF WAY~~**

~~(1)~~ **Applications for small cell facilities and wireless support structure in the right-of-way shall comply with the general requirements and design standards in this section, and with any design guidelines that may be adopted to supplement and further explain the design standards.** The Building Commissioner shall promulgate detailed Small Cell Design Guidelines with objective, technically feasible criteria applied in a non-discriminatory manner that reasonably match the aesthetics and character of the immediate area regarding all of the following, which the city shall consider in reviewing an application;

(a) The location of any ground-mounted small cell facilities;

(b) The location of a small cell facility on a wireless support structure;

(c) The appearance and concealment of small cell facilities, including those relating to materials used for arranging, screening, and landscaping;

(d) The design and appearance of a wireless support structure.

~~(2) The Small Cell Design Guidelines will provide examples of acceptable small cell facilities including visual depictions.~~

~~(3)~~ **(2)** The Small Cell Design Guidelines shall provide administrative and procedural guidance to applicants, such as a list of minimum application requirements.

~~(4)~~ **(3)** The provisions in this section shall not limit or prohibit the Building Commissioner's discretion to promulgate and make publicly available other information, materials or requirements in addition to, and separate from, the Small Cell Design Guidelines, which do not conflict with state or federal law.

~~(5)~~ **(4)** The Building Commissioner shall have authority to update or supplement the Small Cell Design Guidelines to address relevant changes in law, technology, or administrative processes. In the event of any conflict between the Small Cell Design Guidelines and the

standards articulated in this chapter of the City of South Euclid Code of Ordinances, the language of this chapter takes precedence over the language of the Small Cell Design Guidelines.

#### 1335.07 STANDARD CONDITIONS OF PERMIT APPROVAL

- (A) Standard conditions of approval. Permission to site small cell facilities and wireless support structures in the right-of-way shall be conditioned on compliance with the standard conditions of approval provided in this Section 1335.07. The Building Commissioner may add or modify conditions of approval as necessary or appropriate to protect and promote the public health, safety, and welfare.
- (B) Small Cell Facility Permit duration. The city's approval term of an attachment to a wireless support structure shall be for a period of not less than ten years, with presumption of renewal for successive five-year terms, subject to terms providing for early termination or nonrenewal for cause or by mutual agreement and unless otherwise agreed to by both the operator and the city, except for generally applied permitting to safeguard the public health, safety, and welfare. An operator may remove its small cell facilities at any time subject to applicable permit requirements and may stop paying annual charges or fees under Section 1335.07(N).
- (C) Compliance with all applicable laws. Permittee shall at all times maintain compliance with all applicable federal, state and local laws, regulations, ordinances, or other rules.
- (D) Inspections; emergencies. The city or its designee may inspect small cell facilities and wireless support structures in the right-of-way upon reasonable notice to the permittee. The permittee shall cooperate with all inspections. The city reserves the right to support, repair, disable, or remove any elements of the facility in emergencies or when the facility threatens imminent harm to persons or property.
- (E) Relocation or adjustment as requested by city. If requested by the city, in order to accomplish construction and maintenance activities directly related to improvements for the health, safety, and welfare of the public, an operator shall relocate or adjust its facilities within the right-of-way at no cost to the city, as long as such request similarly binds all users in or on such public way. Such relocation or adjustment shall be completed in accordance with local law.
- (F) Contact information for responsible parties. Permittee shall at all times maintain accurate contact information for all parties responsible for the facility, which shall include a phone number, street mailing address, and email address for at least one natural person. All such contact information for responsible parties shall be provided to the Building Department.
- (G) Indemnification. Any operator who owns or operates small cell facilities or wireless support structures in the right-of-way shall indemnify, protect, defend, and hold the city and its elected officials, officers, employees, agents, and volunteers harmless against any and all claims, lawsuits, judgments, costs, liens, losses, expenses, fees to include reasonable attorney fees and costs of defense, proceedings, actions, demands, causes of action, liability and suits of any kind and nature, including personal or bodily injury or death, property damage or other harm for which recovery of damages is sought, to the extent that it is caused by the negligence of the operator who owns or operates small cell facilities and wireless service in the right-of-way, any agent, officer, director, representative, employee, affiliate, or subcontractor of the operator, or their respective officers, agents, employees, directors, or representatives while installing, repairing, or maintaining facilities in the right- of-way.
- (H) Interference with public safety radio services. In the event that the city has reason to believe that permittee's radio communications operations are causing interference with the city's radio communications operations, then the permittee shall, at its cost, immediately cooperate with the city to either rule out permittee as the interference source or eliminate the interference. Cooperation with the city may include, but shall not be limited to, temporarily switching the small cell facilities on and off for testing.
- (I) Adverse impacts on adjacent properties. Permittee shall undertake all reasonable efforts to avoid undue adverse impacts to adjacent properties and/or uses that may arise from the construction, operation, maintenance, modification, or removal of the small cell facility and/or wireless support structure.
- (J) Good condition required. Small cell facilities and support structures shall at all times be kept and maintained in good condition, order, and repair by qualified maintenance and

construction personnel, so that the same shall not menace or endanger the health, safety or welfare of any person or property.

- (K) Graffiti abatement. Permittee shall remove any graffiti on the small cell facility at permittee's sole expense.
- (L) RF exposure compliance. All facilities must comply with all standards and regulations of the FCC and any other state or federal government agency with the authority to regulate RF exposure standards.
- (M) Relocation for public improvement projects. Permittee shall remove and relocate the permitted small cell facility and/or support structure at permittee's sole expense to accommodate construction of a public improvement project by the City as required under this chapter.
- (N) Removal of small cell facilities if use discontinued or abandoned.
  - (1) In the event that the use of a small cell facility and/or wireless support structure is discontinued, the owner shall submit a written notice to the city of its intent to discontinue use and the date when the use shall be discontinued. If the small cell facility and/or wireless support structure is not removed within 365 days of discontinued use, the small cell facility shall be considered abandoned and the city may remove it at the owner's expense.
  - (2) Small cell facilities and wireless support structures determined by the city to be abandoned without application notice from the owner may be removed by the city at the owner's expense to ensure the public health, safety, and welfare.

#### **1335.08 SAFETY REQUIREMENTS**

- (A) Prevention of failures and accidents. Any person who owns a small cell wireless facility sited in the right-of-way shall at all times employ ordinary and reasonable care and install and maintain in use nothing less than the best available technology for preventing failures and accidents which are likely to cause damage, injury, or nuisance to the public.
- (B) Compliance with fire safety and FCC regulations. Small cell facilities, wires, cables, fixtures, and other equipment shall be installed and maintained in substantial compliance with the requirements of the National Electric Code, all FCC, state, and local regulations, and in such manner that will not interfere with the use of other property.
- (C) Surety bond or equivalent financial tool for cost of removal. All owners must procure and provide to the city a bond, or must provide proof of an equivalent financial mechanism, to ensure compliance with all provisions of this section. The bond or equivalent financial method must specifically cover the cost of removal of unused or abandoned small cell facilities or damage to city property caused by an operator or its agent of each small cell facility which the owner installs in the right-of-way in case the city has to remove or pay for removal of the wireless facility. Two acceptable alternatives to a bond include a funds set-aside and a letter of credit.

#### **1335.09 RECOVERY OF COSTS**

- (A) Application processing fee. For processing an application for consent, the city may charge a fee for each small cell facility and wireless support structure requested as prescribed under section 4939.031 of the Ohio Revised Code and as listed on the associated application forms. The city may adjust this fee ten per cent every five years, rounded to the nearest five dollars.
- (B) Annual collocation fee. For reimbursement for operator's attachment of small cell facilities to wireless support structures owned or operated by the city and located in the right-of-way, the city may charge an annual fee as prescribed under 4939.031 of the Ohio Revised Code and as listed on associated application forms. The city may adjust this fee ten per cent every five years, rounded to the nearest five dollars.
- (C) Tax liabilities and assessments not applicable. Placement of small cell facilities in the right-of-way or attachment of small cell facilities to a wireless support structure and any fees associated therewith shall not subject a municipal corporation to any state or local tax liabilities or assessments.

SEVERABILITY

The provisions of any part of this chapter are severable. If any provision or subsection, or the application of any provision or subsection to any person or circumstances is held invalid, the remaining provisions, subsection, and applications of such ordinance to other persons or circumstances shall not be made invalid as well. It is declared to be the intent of this section that the remaining provisions would have been adopted had such invalid provisions not been included in this chapter when originally adopted by Council.

Section 2: That 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: 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 it is necessary to levy assessments to reimburse the City for said work. Wherefore, this Ordinance shall take effect upon passage and approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 13-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018  
Second Reading: July 23, 2018

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 131.05 "POLICE DEPARTMENT COMPOSITION AND BOND" OF CHAPTER 131, "DEPARTMENT OF PUBLIC SAFETY" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY.

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

Section 1: That Section 131.05 "Police Department Composition and Bond" of Chapter 131 "Department of Public Safety" of Part One "Administrative Code" of the Codified Ordinances of the City of South Euclid be hereby amended to read as follows:

131.05 POLICE DEPARTMENT COMPOSITION AND BOND.

The Police Department may be organized and composed of the following officers, patrolmen and other members who shall receive the respective salaries and compensation provided, payable biweekly. The total complement of sworn personnel shall not exceed forty-eight, and any appointments to such classifications and vacancies therein, may be filled upon the sole discretion of the Mayor.

- a) One (1) Chief of the Police Department
- b) One Assistant Chief selected and appointed by the Police from the rank of Lieutenant, to assist the Police Chief in the performance of his/her duties and to perform such other duties of the Police Department as shall be assigned to him/her. This does not constitute a promotion. Upon the termination of their service as Assistant Chief, they shall revert to the civil service status held by them at the time of their appointment and reassigned.
- c) Not more than six (6) Lieutenants, one of whom shall be the Assistant Chief.
- d) Not more than nine (9) Sergeants.
- e) **Not more than three Corporals, to be appointed by the Police Chief, from within the classifications in subsection (f) hereof. This does not constitute a promotion and the rank of the person selected shall remain the same. Upon the termination of their service as Corporal they shall revert to the civil service status held by them and reassigned.**
- (e) (f) Not more than thirty-six patrol officers who shall be placed in one of three classes designated Class "C", Class "B" and Class "A", such classification being made on the basis of ability and experience. Every patrol officer shall, upon certification and appointment, be designated a Class "C" patrol officer, and shall not be eligible for advancement in classification for a period of one year from the date of his/her appointment. No member of the Department appointed a Class "B" patrol officer shall be eligible for advancement as a Class "A" patrol officer until he/she has served at least 90 days as a Class "B" patrol officer. Advancements in classification shall be made by the Mayor.
- (f) (g) One (1) Traffic Commissioner to be appointed by the Police Chief, from within the classifications (c), (d) and (e) hereof. This does not constitute a promotion and the rank of the person selected shall remain the same.
- (g) (h) Such special policemen, not exceeding twelve (12), as may be necessary to perform work as required by the Police Chief.
- (h) (i) The Police Chief may appoint any patrol officer or officer to plain-clothes duty as he/she determines the need requires. This does not constitute a promotion and the rank of the person selected shall remain the same. Upon the termination of their service as a Detective they shall revert to the civil service status held by them and reassigned.
- (h) (i) All classified personnel, who shall compose the South Euclid Police Department, shall be residents of Cuyahoga County or any county adjacent to Cuyahoga County to ensure adequate response times to emergencies and/or disasters.

Section 2: That existing Section 131.05 of Chapter 131, Department of Public Safety, as contained in Part One-Administrative Code of the Codified Ordinances of South Euclid be and the same is hereby amended.

Section 3: That except as herein amended all other provisions of Part One-Administrative Code of the Codified Ordinances shall remain in full force and effect.

Section 4: 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 5: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and for the further reason that same affects the day to day business of the safety departments of the City. Wherefore, this ordinance shall take effect upon passage and approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approve:

\_\_\_\_\_  
Keith Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 14-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018  
Second Reading: July 23, 2018

AN ORDINANCE

AMENDING SECTION 1 OF ORDINANCE 21-16; FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE JANUARY 1, 2017; TO CREATE THE POSITION OF CORPORAL WITHIN THE POLICE DEPARTMENT OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

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

Section 1: That Section 1 of Ordinance 21-16 be amended to create the position of Corporal within the Police Department of the City of South Euclid, it shall now read as follows:

The foregoing enumerated offices constitutes administrative and supervisory positions in the city government, and no overtime compensation or accrual of any accumulated compensatory time shall be authorized or permitted.

Traffic Commissioner Paid one-half rank differential between Police Sergeant and Police Lieutenant

**Corporal Paid six percent (6%) wage differential over the applicable wage rate for a Class A 4<sup>th</sup> year patrol officer.**

Section 2: That all ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provisions of this Ordinance be and the same are hereby repealed.

Section 3: 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 4: That this Ordinance is hereby declared 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 Police Department is immediately affected hereby. Wherefore, this Ordinance shall take effect upon passage and approval and the signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 15-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 25, 2018  
Second Reading: July 9, 2018  
Third Reading: July 23, 2018

AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE AND ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH LOCAL 2319 AND OHIO COUNCIL 8 OF THE AMERICAN FEDERATION OF STATE, COUNTY & MUNICIPAL EMPLOYEES UNION; AND DECLARING AN EMERGENCY.

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

Section 1: That the Mayor be and she is hereby authorized to execute for and on behalf of the City of South Euclid an agreement entered into on or about June 25, 2018 by and between the City of South Euclid and Local 2319 and Ohio Council 8 of the American Federation of State, County & Municipal Employees Union, who are employed by the City of South Euclid and covered by the Collective Bargaining Agreement, respecting employment provisions and conditions, a copy of which Agreement is incorporated herein as if fully rewritten and on file in the Clerk's Office.

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: That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and for the further reason that same affects the daily operation of a municipal department and that it is necessary to approve said Agreement at the earliest possible time. 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 \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 16-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 25, 2018  
Second Reading: July 9, 2018  
Third Reading: July 23, 2018

AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT ENTERED INTO WITH THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1065, FOR ALL FULL-TIME FIRE FIGHTERS COVERED BY THE COLLECTIVE BARGAINING AGREEMENT; AND DECLARING AN EMERGENCY.

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

Section 1: That the Mayor be and she is hereby authorized to execute for and on behalf of the City of South Euclid an agreement entered into on or about June 25, 2018 by and between the City of South Euclid and the International Association of Fire Fighters, Local 1065, for all full-time fire fighters employed by the City of South Euclid, respecting employment provisions and conditions, a copy of which Agreement is incorporated herein as if fully rewritten and on file in the Clerk's Office.

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: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and for the further reason that the same affects the daily operation of a municipal department. Therefore, it is necessary to approve said Agreement at the earliest possible time. Wherefore, this Ordinance shall take effect immediately upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 17-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

July 9, 2018  
Second Reading: July 23, 2018

AN ORDINANCE

AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT ENTERED INTO WITH THE FRATERNAL ORDER OF POLICE, LOCAL LODGE NO. 80, FOR ALL FULL-TIME POLICE DEPARTMENT EMPLOYEES COVERED BY THE COLLECTIVE BARGAINING AGREEMENT; AND DECLARING AN EMERGENCY.

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

Section 1: That the Mayor be and she is hereby authorized to execute for and on behalf of the City of South Euclid an agreement entered into on or about July 9, 2018 by and between the City of South Euclid and the Fraternal Order of Police, Local Lodge No. 80, for all full-time Police Department Employees employed by the City of South Euclid and covered by the Collective Bargaining Agreement, respecting employment provisions and conditions, a copy of which Agreement is incorporated herein as if fully rewritten and on file in the Clerk's Office.

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: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and for the further reason that the same affects the daily operation of a municipal department and that it is necessary to approve said Agreement at the earliest possible time. 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 \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 45-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

July 23, 2018

A RESOLUTION

AUTHORIZING THE MAYOR TO ISSUE A REQUEST FOR QUALIFICATIONS FOR AN ENERGY CONSERVATION PROGRAM FOR THE MUNICIPAL PROPERTIES IN THE CITY OF SOUTH EUCLID, OHIO IN ACCORDANCE WITH HOUSE BILL 420.

WHEREAS, the Council of the City of South Euclid wishes to improve the energy efficiency of municipal properties by adopting an energy conservation program in accordance with HB 420; and

WHEREAS, the Council wishes to solicit qualifications from companies which engage in Energy Conservation Programs under the requirements of HB 420 to determine if such a program could be implemented in South Euclid.

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

Section 1: That the Mayor is hereby authorized to issue a Request for Qualifications for an Energy Conservation Program for the Municipal Properties of the City of South Euclid, Ohio consistent with the requirements of HB 420.

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 28, 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 of the public peace, health, safety, and welfare of the residents and for the further reason that a vital function of government is affected thereby. 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 \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 18-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

July 9, 2018  
Second Reading: July 23, 2018

AN ORDINANCE

AMENDING SECTION 303.08 "IMPOUNDING OR BOOTING OF VEHICLES; REDEMPTION" OF CHAPTER 303 "ENFORCEMENT, IMPOUNDING AND PENALTY" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

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

Section 1: That Section 303.08 "Impounding or Booting of Vehicles; Redemption" of Chapter 303 "Enforcement, Impounding and Penalty" of Part Three "Traffic Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby amended to read as follows:

**"SECTION 303.08 IMPOUNDING OR BOOTING OF VEHICLES;  
REDEMPTION.**

(a) Reasons for Impounding or Booting. Police officers are authorized to provide for the removal, impounding, or booting of a vehicle under the following circumstances:

(1) When any vehicle is left unattended upon any street, bridge or causeway and is so illegally parked as to constitute a hazard or obstruction to the normal movement of traffic, or to unreasonably interfere with street cleaning or snow removal operations;

(2) When any vehicle, including an abandoned junk motor vehicle, as defined in Ohio R.C. 4513.63, is left on private residential property, as defined in Section 147.21, or on private agricultural property, for at least four consecutive hours without the permission of the person having the right to the possession of the property, or on a public street or other property open to the public for purposes of vehicular travel or parking, or upon or within the right-of-way of any road or highway, for 48 consecutive hours or longer, without notification to the Police Chief of the reasons for leaving such vehicle in such place, except that when such a motor vehicle constitutes an obstruction to traffic, it may be ordered into storage immediately. Prior to the disposal of an abandoned junk motor vehicle it shall be photographed by a law enforcement officer;

(3) When any vehicle has been stolen or operated without the consent of the owner;

(4) When any vehicle displays illegal license plates or fails to display the current lawfully required license plates;

(5) When any vehicle has been used in or connected with the commission of a felony;

(6) When any vehicle has been damaged or wrecked so as to be inoperable or violates equipment provisions of this Traffic Code whereby its continued operation would constitute a condition hazardous to life, limb or property;

(7) When any vehicle is left unattended due to the removal of an ill, injured or arrested operator;

(8) When any vehicle has been operated by any person who has failed to stop in case of an accident or collision;

(9) When any vehicle has been operated by any person who is driving without a lawful license or while his or her license has been suspended or revoked; or

(10) When any vehicle is found for which two or more citation tags for violations of ~~this Traffic Code~~ **Administrative Code Chapter 147** have been issued and the owner or operator thereof has failed to respond to such citation tags as lawfully required.

(Adopting Ordinance)

(b) Notice. The Police Department shall forthwith notify the registered vehicle owner of the fact of such removal, impounding, or booting, the reasons therefor and the place of storage.

(c) Redemption; Disposal. When the owner, chauffeur, driver or other person in charge of the vehicle impounded presents himself or herself at the automobile and vehicle pound to claim his or her vehicle, he or she shall furnish satisfactory proof of his or her right and title therefor to the officer in charge of such pound. Unclaimed vehicles shall be disposed of according to Ohio R.C. 4513.61 et seq. (Ord. 28-74. Passed 6-24-74.)

(d) Costs and Storage Charges. No vehicle impounded under the provisions of this section shall be removed from such automobile pound except upon the payment by the owner of such vehicle, or his or her authorized agent, of all towing and storage costs. (Ord. 15-79. Passed 10-8-79.)

No vehicle booted under the provisions of this section shall have the boot removed except upon payment by the owner of such vehicle, or his or her authorized agent, of all costs.

(e) Damage Caused by Removal or Storage. The removal or booting of a vehicle by a police officer shall be at the risk of the owner or person in charge thereof and there shall be no liability on the part of the City or any police officer thereof for any damage caused by such removal.

The storage of any vehicle when impounded by the City shall be at the risk of the chauffeur, driver or owner thereof and the City or any police officer thereof shall not be liable for damage of any nature or the theft or destruction by fire of any vehicle so impounded.

(f) Remedies Not Exclusive. The booting or removal and storage of a vehicle impounded and the payment of the expense of booting or removal and storage of a vehicle so impounded shall not release the owner, chauffeur, driver or other person in charge of such vehicle from penalties imposed for a violation of any of the provisions of this Traffic Code or any other traffic ordinance, rule or regulation, or **Administrative Code Chapter 147.**

(g) Authority to Establish Pound. The Director of Public Safety is hereby authorized to establish an automobile and vehicle pound. (Ord. 39-70. Passed 6-14-71; Ord. 33-10. Passed 7-12-10.)”

Section 2: That 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: That this Ordinance is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety within the City and therefore should be adopted at the earliest possible time. 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 \_\_\_\_\_, 2018

\_\_\_\_\_  
Dennis Fiorelli, 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.: 19-18  
 INTRODUCED BY: Fiorelli  
 REQUESTED BY: Mayor

July 23, 2018

AN ORDINANCE

ASSESSING UNPAID COSTS OF NUISANCE ABATEMENT (HIGH GRASS, WEEDS, ETC.) AS AUTHORIZED BY SECTION 521.14 (D), OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

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

Section 1: That for the purpose of paying the cost and expense incurred by the City in abating a nuisance, by mowing high grass and weeds on each parcel of land set forth hereunder, there is hereby levied and assessed upon the following described property, situated in the City of South Euclid, County of Cuyahoga and State of Ohio, the following respective amounts:

2017-2018 High Grass Assessments

Parcel No.	Street number	Street Name	Principal
701-01-017	725	Quilliams	\$ 60.00
701-01-017	725	Quilliams	\$ 60.00
701-01-017	725	Quilliams	\$ 60.00
701-01-017	725	Quilliams	\$ 60.00
701-01-017	725	Quilliams	\$ 60.00
701-01-017	725	Quilliams	\$ 60.00
701-01-017	725	Quilliams	\$ 60.00
701-01-046	3783	Wallingford	\$ 60.00
701-01-046	3783	Wallingford	\$ 60.00
701-01-046	3783	Wallingford	\$ 60.00
701-01-046	3783	Wallingford	\$ 60.00
701-01-061	3766	Wallingford	\$ 60.00
701-01-061	3766	Wallingford	\$ 60.00
701-01-061	3766	Wallingford	\$ 60.00
701-01-061	3766	Wallingford	\$ 60.00
701-01-061	3766	Wallingford	\$ 60.00
701-01-063	3776	Wallingford	\$ 60.00
701-01-063	3776	Wallingford	\$ 60.00
701-01-063	3776	Wallingford	\$ 60.00
701-01-063	3776	Wallingford	\$ 60.00
701-01-063	3776	Wallingford	\$ 60.00
701-01-135	0	Covington	\$ 60.00
701-01-135	0	Covington	\$ 60.00
701-01-135	0	Covington	\$ 60.00
701-01-136	0	Covington	\$ 60.00
701-01-136	0	Covington	\$ 60.00
701-01-136	0	Covington	\$ 60.00
701-02-004	697	Quilliams	\$ 60.00
701-02-006	681	Quilliams	\$ 60.00
701-02-006	681	Quilliams	\$ 60.00
701-02-006	681	Quilliams	\$ 60.00

701-02-006	681	Quilliams	\$	60.00
701-02-006	681	Quilliams	\$	60.00
701-02-044	3906	Princeton	\$	60.00
701-02-050	3835	Merrymound	\$	60.00
701-02-059	3799	Merrymound	\$	60.00
701-02-082	3782	Freemont	\$	60.00
701-02-084	3790	Freemont	\$	60.00
701-02-084	3790	Freemont	\$	60.00
701-02-144	3822	Sherwood	\$	60.00
701-02-144	3822	Sherwood	\$	60.00
701-02-144	3822	Sherwood	\$	60.00
701-02-157	3787	Sherwood	\$	60.00
701-02-157	3787	Sherwood	\$	60.00
701-02-157	3787	Sherwood	\$	60.00
701-03-046	3753	Princeton	\$	60.00
701-03-046	3753	Princeton	\$	60.00
701-03-075	3774	Princeton	\$	60.00
701-03-096	3799	Fairoaks	\$	60.00
701-03-103	3745	Bridgeview	\$	120.00
701-03-103	3745	Bridgeview	\$	120.00
701-03-103	3745	Bridgeview	\$	120.00
701-03-103	3745	Bridgeview	\$	120.00
701-03-103	3745	Bridgeview	\$	120.00
701-03-103	3745	Bridgeview	\$	120.00
701-03-103	3745	Bridgeview	\$	120.00
701-04-019	3900	Covington	\$	60.00
701-04-052	3856	Salisbury	\$	60.00
701-04-052	3856	Salisbury	\$	60.00
701-05-013	4049	Princeton	\$	60.00
701-05-017	4073	Princeton	\$	60.00
701-05-017	4073	Princeton	\$	60.00
701-05-017	4073	Princeton	\$	60.00
701-05-017	4073	Princeton	\$	60.00
701-05-020	4087	Princeton	\$	60.00
701-05-051	488	S Belvoir	\$	60.00
701-05-051	488	S Belvoir	\$	60.00
701-06-009	3916	Princeton	\$	60.00
701-06-009	3916	Princeton	\$	60.00

701-06-024	3949	Princeton	\$	60.00
701-06-024	3949	Princeton	\$	60.00
701-06-024	3949	Princeton	\$	120.00
701-06-024	3949	Princeton	\$	120.00
701-06-024	3949	Princeton	\$	60.00
701-06-025	3953	Princeton	\$	60.00
701-07-022	158	S Belvoir	\$	120.00
701-07-022	158	S Belvoir	\$	120.00
701-07-022	158	S Belvoir	\$	60.00
701-07-022	158	S Belvoir	\$	60.00
701-07-022	158	S Belvoir	\$	120.00
701-07-026	196	S Belvoir	\$	60.00
701-07-027	208	S Belvoir	\$	60.00
701-07-027	208	S Belvoir	\$	60.00
701-07-027	208	S Belvoir	\$	60.00
701-07-028	218	S Belvoir	\$	120.00
701-07-028	218	S Belvoir	\$	120.00
701-07-028	218	S Belvoir	\$	120.00
701-07-028	218	S Belvoir	\$	60.00
701-07-028	218	S Belvoir	\$	60.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	120.00
701-07-029	230	S Belvoir	\$	60.00
701-07-029	230	S Belvoir	\$	60.00
701-07-029	230	S Belvoir	\$	60.00
701-07-032	266	S Belvoir	\$	60.00
701-07-032	266	S Belvoir	\$	60.00
701-10-017	4136	Greenvale	\$	60.00
701-12-005	539	S Belvoir	\$	120.00
701-12-005	539	S Belvoir	\$	60.00
701-12-015	437	S Belvoir	\$	60.00
701-12-015	437	S Belvoir	\$	60.00
701-12-051	505	Greenvale	\$	60.00
701-13-073	4125	Lowden	\$	60.00
701-13-073	4125	Lowden	\$	120.00
701-13-077	4117	Lowden	\$	60.00
701-13-077	4117	Lowden	\$	60.00
701-13-093	4127	Princeton	\$	60.00

701-13-093	4127	Princeton	\$	60.00
701-13-093	4127	Princeton	\$	60.00
701-13-103	4104	Princeton	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-018	3978	Lancaster	\$	60.00
701-14-020	3990	Lancaster	\$	60.00
701-14-020	3990	Lancaster	\$	60.00
701-14-074	3994	Suffolk	\$	120.00
701-14-083	379	Greenvale	\$	120.00
701-14-083	379	Greenvale	\$	120.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-023	4021	Lancaster	\$	60.00
701-15-024	4008	Lancaster	\$	60.00
701-15-024	4008	Lancaster	\$	60.00
701-15-024	4008	Lancaster	\$	60.00
701-15-024	4008	Lancaster	\$	60.00
701-15-024	4008	Lancaster	\$	60.00
701-15-039	4037	Suffolk	\$	60.00
701-15-040	4041	Suffolk	\$	60.00
701-15-057	4066	Suffolk	\$	120.00
701-15-057	4066	Suffolk	\$	120.00
701-15-057	4066	Suffolk	\$	120.00
701-15-057	4066	Suffolk	\$	240.00
701-15-063	4010	Suffolk	\$	60.00
701-15-063	4010	Suffolk	\$	60.00
701-15-063	4010	Suffolk	\$	60.00
701-16-013	294	S Green	\$	60.00
701-16-032	370	S Green	\$	120.00

701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-006	821	S Green	\$	60.00
701-26-010	841	S Green	\$	60.00
701-26-013	855	S Green	\$	60.00
701-32-010	4460	Ammon	\$	240.00
701-32-010	4460	Ammon	\$	240.00
701-34-015	718	Trebisky	\$	60.00
701-34-015	718	Trebisky	\$	60.00
701-34-016	0	Trebisky	\$	240.00
701-34-016	0	Trebisky	\$	240.00
701-34-016	0	Trebisky	\$	240.00
701-34-016	0	Trebisky	\$	60.00
701-34-016	0	Trebisky	\$	60.00
701-34-018	740	Trebisky	\$	60.00
701-34-021	4643	Monticello	\$	60.00
701-34-024	4655	Monticello	\$	120.00
701-34-024	4655	Monticello	\$	120.00
701-34-024	4655	Monticello	\$	120.00
701-34-024	4655	Monticello	\$	60.00
701-34-024	4655	Monticello	\$	120.00
701-34-024	4655	Monticello	\$	60.00
701-34-024	4655	Monticello	\$	60.00
701-35-011	4733	Monticello	\$	60.00
701-37-015	893	Haywood	\$	120.00
701-42-018	867	Trebisky	\$	120.00
701-42-018	867	Trebisky	\$	120.00
701-42-018	867	Trebisky	\$	120.00
701-42-018	867	Trebisky	\$	120.00
701-42-018	867	Trebisky	\$	120.00
701-43-006	4778	Monticello	\$	60.00
701-43-009	4790	Monticello	\$	60.00
701-43-009	4790	Monticello	\$	60.00
701-43-009	4790	Monticello	\$	60.00
701-45-009	1006	E Green	\$	60.00

701-45-015	991	S Green	\$	60.00
701-45-015	991	S Green	\$	60.00
		<b>701 Total</b>	<b>\$</b>	<b>15,600.00</b>
702-01-009	4094	Bluestone	\$	60.00
702-01-009	4094	Bluestone	\$	60.00
702-01-009	4094	Bluestone	\$	60.00
702-01-009	4094	Bluestone	\$	60.00
702-01-009	4094	Bluestone	\$	60.00
702-01-018	4058	Bluestone	\$	60.00
702-01-018	4058	Bluestone	\$	60.00
702-01-041	1082	Winston	\$	60.00
702-01-041	1082	Winston	\$	60.00
702-02-003	1098	Avondale	\$	60.00
702-02-003	1098	Avondale	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-033	1141	Winston	\$	60.00
702-02-034	1137	Winston	\$	60.00
702-02-034	1137	Winston	\$	60.00
702-02-054	1118	Winston	\$	60.00
702-02-054	1118	Winston	\$	60.00
702-02-066	1166	Winston	\$	60.00
702-02-066	1166	Winston	\$	60.00
702-02-069	1176	Winston	\$	60.00
702-03-097	1220	Plainfield	\$	60.00
702-03-097	1220	Plainfield	\$	60.00
702-03-108	1264	Plainfield	\$	60.00
702-03-108	1264	Plainfield	\$	60.00
702-03-108	1264	Plainfield	\$	60.00
702-04-008	1312	Avondale	\$	60.00
702-04-008	1312	Avondale	\$	60.00
702-04-008	1312	Avondale	\$	60.00
702-04-008	1312	Avondale	\$	60.00
702-04-008	1312	Avondale	\$	60.00
702-04-008	1312	Avondale	\$	60.00
702-04-008	1312	Avondale	\$	60.00

702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-04-064	1295	Plainfield	\$	60.00
702-05-003	1360	Avondale	\$	60.00
702-05-044	1370	Winston	\$	60.00
702-05-061	1387	Winston	\$	60.00
702-05-064	1375	Winston	\$	60.00
702-06-008	1394	Plainfield	\$	60.00
702-06-021	1392	Brookline	\$	60.00
702-06-023	1388	Brookline	\$	60.00
702-06-023	1388	Brookline	\$	60.00
702-06-028	1366	Brookline	\$	60.00
702-06-031	1361	Brookline	\$	60.00
702-07-040	4241	Plymouth	\$	60.00
702-07-054	4204	Bluestone	\$	60.00
702-08-012	1056	Homestead	\$	60.00
702-08-012	1056	Homestead	\$	60.00
702-08-012	1056	Homestead	\$	60.00
702-08-012	1056	Homestead	\$	60.00
702-08-012	1056	Homestead	\$	60.00
702-08-012	1056	Homestead	\$	60.00
702-08-051	1065	Argonne	\$	60.00
702-08-051	1065	Argonne	\$	60.00
702-09-062	1123	S Belvoir	\$	60.00
702-09-062	1123	S Belvoir	\$	60.00
702-10-014	1204	Homestead	\$	60.00
702-11-058	1256	Argonne	\$	60.00
702-11-061	1266	Argonne	\$	60.00
702-11-061	1266	Argonne	\$	60.00
702-11-067	1283	Argonne	\$	60.00
702-11-067	1283	Argonne	\$	60.00
702-11-067	1283	Argonne	\$	60.00

702-11-067	1283	Argonne	\$	60.00
702-11-083	1223	Argonne	\$	60.00
702-11-085	1215	Argonne	\$	60.00
702-11-099	1242	S Belvoir	\$	60.00
702-11-115	1263	S Belvoir	\$	60.00
702-11-126	1207	S Belvoir	\$	120.00
702-11-126	1207	S Belvoir	\$	120.00
702-11-128	4324	Elmwood	\$	60.00
702-11-132	4250	Elmwood	\$	60.00
702-12-001	1297	S Belvoir	\$	120.00
702-12-050	1324	Argonne	\$	60.00
702-12-050	1324	Argonne	\$	60.00
702-12-050	1324	Argonne	\$	60.00
702-12-067	1348	Villa	\$	60.00
702-12-067	1348	Villa	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-088	1303	Avondale	\$	60.00
702-12-094	4166	Ardmore	\$	60.00
702-12-109	4178	Delroy	\$	60.00
702-12-109	4178	Delroy	\$	60.00
702-13-003	1384	S Belvoir	\$	60.00
702-13-003	1384	S Belvoir	\$	60.00
702-13-045	1385	Villa	\$	60.00
702-13-057	1391	Argonne	\$	60.00
702-13-057	1391	Argonne	\$	60.00
702-14-001	4264	Bluestone	\$	60.00
702-14-017	923	Glenside	\$	60.00
702-14-038	984	Glenside	\$	60.00
702-14-038	984	Glenside	\$	60.00

702-14-040	972	Glenside	\$	60.00
702-14-040	972	Glenside	\$	60.00
702-14-040	972	Glenside	\$	60.00
702-14-045	948	Glenside	\$	60.00
702-15-007	904	S Green	\$	60.00
702-15-016	1003	Newberry	\$	120.00
702-15-021	979	Newberry	\$	60.00
702-15-021	979	Newberry	\$	60.00
702-15-061	912	Clinton	\$	60.00
702-15-062	916	Clinton	\$	60.00
702-15-082	982	S Green	\$	60.00
702-17-073	4378	Urban	\$	60.00
702-17-073	4378	Urban	\$	60.00
702-18-016	0	Homestead	\$	60.00
702-18-016	0	Homestead	\$	60.00
702-18-016	0	Homestead	\$	60.00
702-18-016	0	Homestead	\$	60.00
702-18-016	0	Homestead	\$	60.00
702-18-017	0	Homestead	\$	60.00
702-18-017	0	Homestead	\$	60.00
702-18-017	0	Homestead	\$	60.00
702-18-017	0	Homestead	\$	60.00
702-18-017	0	Homestead	\$	60.00
702-18-017	0	Homestead	\$	60.00
702-19-010	4410	Adrian	\$	60.00
702-19-010	4410	Adrian	\$	60.00
702-19-085	4374	Montagano	\$	60.00
702-19-085	4374	Montagano	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-005	4273	Ardmore	\$	60.00
702-20-087	4329	Tamagla	\$	60.00
702-20-087	4329	Tamagla	\$	60.00
702-20-087	4329	Tamalga	\$	60.00
702-20-087	4329	Tamalga	\$	60.00

702-21-015	4430	Elmwood	\$	60.00
702-21-021	1276	S Green	\$	60.00
702-21-021	1276	S Green	\$	60.00
702-21-066	4397	Ardmore	\$	60.00
702-21-066	4397	Ardmore	\$	60.00
702-21-080	4413	Tamaglia	\$	60.00
702-21-080	4413	Tamaglia	\$	60.00
702-21-080	4413	Tamaglia	\$	60.00
702-21-090	4394	Tamaglia	\$	60.00
702-21-090	4394	Tamaglia	\$	60.00
702-22-001	1253	S Green	\$	60.00
702-22-001	1253	S Green	\$	60.00
702-22-001	1253	S Green	\$	60.00
702-22-054	4538	Edmond	\$	60.00
702-22-060	4483	Edmond	\$	60.00
702-22-060	4483	Edmond	\$	60.00
702-22-060	4483	Edmond	\$	60.00
702-22-066	4477	Edmond	\$	60.00
702-22-068	1323	S Green	\$	60.00
702-22-068	1323	S Green	\$	60.00
702-23-050	4549	Edmond	\$	60.00
702-23-050	4549	Edmond	\$	60.00
702-24-033	4633	Teihurst	\$	60.00
702-24-068	4634	S Lyn Circle	\$	60.00
702-25-007	1169	S Green	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-25-032	4529	Liberty	\$	60.00
702-26-067	4601	Liberty	\$	60.00
702-30-025	4645	Bradford	\$	60.00
702-32-011	4706	Anderson	\$	60.00

702-34-034	1124	Dorsh	\$	60.00
702-34-034	1124	Dorsh	\$	60.00
702-34-034	1124	Dorsh	\$	60.00
702-34-034	1124	Dorsh	\$	60.00
		<b>702 Total</b>	<b>\$</b>	<b>11,700.00</b>
703-01-044	4314	Prasse	\$	60.00
703-01-044	4314	Prasse	\$	60.00
703-01-044	4314	Prasse	\$	60.00
703-01-044	4314	Prasse	\$	60.00
703-01-044	4314	Prasse	\$	60.00
703-01-044	4314	Prasse	\$	60.00
703-01-044	4314	Prasse	\$	60.00
703-02-063	1395	Francis	\$	60.00
703-02-063	1395	Francis	\$	60.00
703-02-076	4333	Mayfield	\$	60.00
703-02-076	4333	Mayfield	\$	60.00
703-03-056	4447	Mayfield	\$	60.00
703-03-056	4447	Mayfield	\$	60.00
703-03-056	4447	Mayfield	\$	60.00
703-03-056	4447	Mayfield	\$	60.00
703-03-056	4447	Mayfield	\$	60.00
703-04-023	4518	Lilac	\$	60.00
703-04-032	4482	Lilac	\$	60.00
703-04-032	4482	Lilac	\$	60.00
703-04-032	4482	Lilac	\$	60.00
703-04-054	4506	Laurel	\$	60.00
703-05-015	4542	Lilac	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-028	1404	Dill	\$	60.00
703-05-057	1355	Dill	\$	60.00
703-10-015	1689	Oakmount	\$	60.00
703-12-031	1844	Oakmount	\$	60.00
703-15-033	1699	S Green	\$	60.00
703-15-033	1699	S Green	\$	60.00

703-17-036	4493	Golfway	\$	60.00
703-17-038	4503	Golfway	\$	60.00
703-17-043	4527	Golfway	\$	60.00
703-19-007	2019	Campus	\$	120.00
703-20-009	2087	S Green	\$	60.00
703-20-009	2087	S Green	\$	60.00
703-20-044	4480	Greenwold	\$	60.00
703-20-067	4506	Mackall	\$	60.00
703-20-067	4506	Mackall	\$	60.00
703-20-100	4480	Birchwold	\$	60.00
703-21-016	2121	Campus	\$	60.00
703-21-016	2121	Campus	\$	60.00
703-24-002	1987	Temblehurst	\$	60.00
703-24-008	1951	Temblehurst	\$	60.00
703-24-046	1963	Laurelhill	\$	60.00
703-25-021	4358	Bayard	\$	60.00
703-25-030	4410	Bayard	\$	60.00
703-26-007	1765	S Belvoir	\$	60.00
703-26-020	1778	Donwell	\$	60.00
703-26-052	4443	Bayard	\$	60.00
703-27-009	1695	Donwell	\$	120.00
703-27-010	1691	S Belvoir	\$	60.00
703-27-037	1680	S Green	\$	120.00
703-27-037	1680	S Green	\$	120.00
703-27-045	1720	S Green	\$	60.00
703-31-032	2067	Wrenford	\$	60.00
703-31-032	2067	Wrenford	\$	60.00
703-31-032	2067	Wrenford	\$	60.00
703-31-036	14281	Cedar	\$	60.00
703-34-004	1805	Wrenford	\$	60.00
703-34-005	1799	Wrenford	\$	60.00

703-34-017	1805	Beaconwood	\$	60.00
703-34-017	1805	Beaconwood	\$	60.00
703-34-017	1805	Beaconwood	\$	60.00
703-35-008	0	Wrenford	\$	60.00
703-35-008	0	Wrenford	\$	60.00
703-35-008	0	Wrenford	\$	60.00
703-35-011	1719	Wrenford	\$	120.00
703-35-027	1787	Beaconwood	\$	60.00
703-35-030	1771	Beaconwood	\$	60.00
703-35-030	1771	Beaconwood	\$	60.00
703-35-030	1771	Beaconwood	\$	60.00
703-35-030	1771	Beaconwood	\$	60.00
703-35-030	1771	Beaconwood	\$	60.00
703-35-066	1768	Beaconwood	\$	120.00
703-35-066	1768	Beaconwood	\$	120.00
703-35-066	1768	Beaconwood	\$	120.00
703-35-066	1768	Beaconwood	\$	120.00
703-35-066	1768	Beaconwood	\$	240.00
703-35-066	1768	Beaconwood	\$	120.00
703-35-067	0	Wrenford	\$	60.00
703-35-067	0	Wrenford	\$	60.00
703-35-067	0	Wrenford	\$	60.00
703-35-067	0	Wrenford	\$	60.00
703-35-067	0	Wrenford	\$	60.00
703-35-067	0	Wrenford	\$	60.00
703-35-067	0	Wrenford	\$	60.00
703-36-009	1696	S Belvoir	\$	120.00
703-36-042	1640	Belwood	\$	120.00
703-36-042	1640	Belwood	\$	120.00
703-36-042	1640	Belwood	\$	120.00
703-36-042	1640	Belwood	\$	240.00
703-36-042	1640	Belwood	\$	120.00
703-37-025	1564	Sheffield	\$	60.00
703-37-025	1564	Sheffield	\$	120.00
703-38-009	1491	S Belvoir	\$	60.00
703-38-009	1491	S Belvoir	\$	60.00
		<b>703 Total</b>	\$	<b>7,440.00</b>
704-01-034	1514	Genesee	\$	60.00
704-01-038	1494	Genesee	\$	60.00

704-01-051	1491	Genesee	\$	60.00
704-01-063	1520	Sherbrook	\$	60.00
704-01-063	1520	Sherbrook	\$	60.00
704-01-078	1479	Sherbrook	\$	60.00
704-01-078	1479	Sherbrook	\$	60.00
704-01-078	1479	Sherbrook	\$	60.00
704-01-078	1479	Sherbrook	\$	60.00
704-01-078	1479	Sherbrook	\$	60.00
704-01-078	1479	Sherbrook	\$	60.00
704-02-020	0	Charlton	\$	60.00
704-02-020	0	Charlton	\$	60.00
704-02-020	0	Charlton	\$	60.00
704-02-020	0	Charlton	\$	60.00
704-02-020	0	Charlton	\$	60.00
704-02-020	0	Corwin/Charlton	\$	60.00
704-02-020	0	Corwin/Charlton	\$	60.00
704-02-025	0	Corwin	\$	60.00
704-02-025	0	Corwin	\$	60.00
704-02-025	0	Corwin	\$	60.00
704-02-025	0	Corwin	\$	60.00
704-02-025	0	Corwin	\$	60.00
704-03-013	1473	Holmden	\$	120.00
704-03-013	1473	Holmden	\$	120.00
704-04-087	1536	Maplegrove	\$	60.00
704-06-003	1540	S Belvoir	\$	120.00
704-06-007	1558	S Belvoir	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-017	1723	Warrensville Ctr	\$	60.00
704-07-023	4021	Wandsworth	\$	60.00
704-07-028	4034	Ellison	\$	60.00
704-07-057	0	Lambert/Bexley	\$	60.00
704-07-057	0	Lambert/Bexley	\$	60.00
704-07-057	0	Lambert/Bexley	\$	60.00
704-07-057	0	Lambert/Bexley	\$	60.00
704-07-057	0	Lambert/Bexley	\$	120.00
704-07-057	0	Lambert/Bexley	\$	60.00

704-07-080	4088	Charlton	\$	60.00
704-07-080	4088	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-085	0	Charlton	\$	60.00
704-07-090	4048	Charlton	\$	60.00
704-07-090	4048	Charlton	\$	60.00
704-07-090	4048	Charlton	\$	60.00
704-07-090	4048	Charlton	\$	60.00
704-07-101	4039	Charlton	\$	60.00
704-07-101	4039	Charlton	\$	60.00
704-07-105	0	Charlton	\$	60.00
704-07-105	0	Charlton	\$	60.00
704-07-105	0	Charlton	\$	60.00
704-07-105	0	Charlton	\$	60.00
704-07-105	0	Charlton	\$	60.00
704-07-105	0	Corwin/Charlton	\$	60.00
704-07-105	0	Corwin/Charlton	\$	60.00
704-07-105	0	Corwin/Charlton	\$	60.00
704-07-105	0	Corwin/Charlton	\$	60.00
704-07-110	0	Corwin	\$	60.00
704-07-110	0	Corwin	\$	60.00
704-07-110	0	Corwin	\$	60.00
704-07-110	0	Corwin	\$	60.00
704-07-110	0	Corwin	\$	60.00
704-08-032	4119	Linnell	\$	60.00
704-08-032	4119	Linnell	\$	60.00
704-08-037	4106	Linnell	\$	60.00
704-08-101	4095	Lambert	\$	60.00
704-08-101	4095	Lambert	\$	60.00
704-08-108	4118	Lambert	\$	60.00
704-08-117	4158	Lambert	\$	60.00
704-08-117	4158	Lambert	\$	60.00
704-08-128	4133	Ellison	\$	60.00
704-08-128	4133	Ellison	\$	60.00
704-08-128	4133	Ellison	\$	60.00
704-09-107	4193	Lambert	\$	60.00
704-09-107	4193	Lambert	\$	60.00

704-09-107	4193	Lambert	\$	60.00
704-09-107	4193	Lambert	\$	60.00
704-09-107	4193	Lambert	\$	60.00
704-09-107	4193	Lambert	\$	60.00
704-09-107	4193	Lambert	\$	60.00
704-09-107	4193	Lambert	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-09-140	4217	Ellison	\$	60.00
704-10-005	1785	Warrensville Ctr	\$	120.00
704-10-008	1807	Warrensville Ctr	\$	60.00
704-10-008	1807	Warrensville Ctr	\$	120.00
704-10-008	1807	Warrensville Ctr	\$	120.00
704-10-008	1807	Warrensville Ctr	\$	120.00
704-10-012	4015	Bayard	\$	60.00
704-10-019	4041	Bayard	\$	60.00
704-10-023	4057	Bayard	\$	60.00
704-10-042	4018	Hinsdale	\$	60.00
704-10-042	4018	Hinsdale	\$	60.00
704-10-042	4018	Hinsdale	\$	60.00
704-10-042	4018	Hinsdale	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-042	4089	Harwood	\$	60.00
704-11-079	4105	Hinsdale	\$	60.00
704-11-079	4105	Hinsdale	\$	60.00
704-11-079	4105	Hinsdale	\$	60.00
704-11-079	4105	Hinsdale	\$	60.00
704-11-079	4105	Hinsdale	\$	60.00
704-11-079	4105	Hinsdale	\$	60.00
704-11-086	4110	Hinsdale	\$	60.00
704-11-106	4153	Bayard	\$	60.00
704-11-106	4153	Bayard	\$	60.00
704-11-117	4109	Bayard	\$	60.00

704-11-117	4109	Bayard	\$	60.00
704-11-119	4101	Bayard	\$	60.00
704-12-008	4202	Ellison	\$	60.00
704-12-064	4245	Hinsdale	\$	60.00
704-12-081	4177	Hinsdale	\$	60.00
704-12-085	4176	Hinsdale	\$	60.00
704-13-006	1871	Warrensville Ctr	\$	60.00
704-13-007	1875	Warrensville Ctr	\$	60.00
704-13-042	4048	Wilmington	\$	60.00
704-13-042	4048	Wilmington	\$	60.00
704-13-042	4048	Wilmington	\$	60.00
704-13-043	4044	Wilmington	\$	60.00
704-13-045	4038	Wilmington	\$	60.00
704-13-045	4038	Wilmington	\$	60.00
704-13-051	4014	Wilmington	\$	60.00
704-13-051	4014	Wilmington	\$	60.00
704-13-059	4041	Wilmington	\$	60.00
704-13-059	4041	Wilmington	\$	60.00
704-13-060	4045	Wilmington	\$	60.00
704-13-070	4066	Stonehaven	\$	60.00
704-13-087	4025	Stonehaven	\$	60.00
704-13-087	4025	Stonehaven	\$	60.00
704-13-087	4025	Stonehaven	\$	60.00
704-13-087	4025	Stonehaven	\$	60.00
704-13-087	4025	Stonehaven	\$	60.00
704-14-027	4149	Stonehaven	\$	60.00
704-14-030	4137	Stonehaven	\$	60.00
704-14-062	4166	Stonehaven	\$	60.00
704-14-062	4166	Stonehaven	\$	60.00
704-14-062	4166	Stonehaven	\$	60.00
704-14-062	4166	Stonehaven	\$	60.00
704-14-068	4153	Wilmington	\$	60.00
704-14-074	4129	Wilmington	\$	60.00
704-14-074	4129	Wilmington	\$	60.00

704-14-074	4129	Wilmington	\$	60.00
704-14-077	4117	Wilmington	\$	60.00
704-14-078	4113	Wilmington	\$	60.00
704-14-078	4113	Wilmington	\$	120.00
704-14-094	4142	Wilmington	\$	60.00
704-14-100	4166	Wilmington	\$	60.00
704-14-101	4170	Wilmington	\$	60.00
704-14-101	4170	Wilmington	\$	60.00
704-14-104	4165	Stillmore	\$	60.00
704-14-104	4165	Stillmore	\$	60.00
704-15-007	4198	Bayard	\$	60.00
704-15-028	4221	Stonehaven	\$	60.00
704-15-036	4189	Stonehaven	\$	60.00
704-15-036	4189	Stonehaven	\$	60.00
704-15-050	4210	Stonehaven	\$	60.00
704-15-050	4210	Stonehaven	\$	60.00
704-15-050	4210	Stonehaven	\$	60.00
704-15-050	4210	Stonehaven	\$	60.00
704-15-050	4210	Stonehaven	\$	60.00
704-15-050	4210	Stonehaven	\$	60.00
704-15-054	4226	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-057	4238	Stonehaven	\$	60.00
704-15-071	4209	Wilmington	\$	60.00
704-15-071	4209	Wilmington	\$	60.00
704-15-073	4201	Wilmington	\$	60.00
704-15-073	4201	Wilmington	\$	60.00
704-15-087	4198	Wilmington	\$	60.00
704-15-087	4198	Wilmington	\$	60.00
704-15-089	4206	Wilmington	\$	60.00
704-15-110	4213	Stilmore	\$	60.00
704-15-110	4213	Stilmore	\$	60.00

704-15-118	4181	Stilmore	\$	60.00
704-16-001	1935	Warrensville Ctr	\$	60.00
704-16-001	1935	Warrensville Ctr	\$	60.00
704-16-009	1979	Warrensville Ctr	\$	60.00
704-16-009	1979	Warrensville Ctr	\$	60.00
704-16-011	1987	Warrensville Ctr	\$	60.00
704-16-011	1987	Warrensville Ctr	\$	60.00
704-16-019	4019	Eastway	\$	60.00
704-16-021	4029	Eastway	\$	60.00
704-16-030	4075	Eastway	\$	60.00
704-16-037	4050	Wyncote	\$	60.00
704-16-048	4017	Wyncote	\$	60.00
704-16-048	4017	Wyncote	\$	60.00
704-16-056	4057	Wyncote	\$	60.00
704-16-056	4057	Wyncote	\$	60.00
704-16-066	4062	Verona	\$	60.00
704-16-067	4058	Verona	\$	60.00
704-16-075	4022	Verona	\$	60.00
704-16-076	4020	Verona	\$	60.00
704-16-077	4016	Verona	\$	60.00
704-16-087	4049	Verona	\$	60.00
704-17-033	4133	Verona	\$	60.00
704-17-033	4133	Verona	\$	60.00
704-17-052	4122	Verona	\$	60.00
704-17-052	4122	Verona	\$	60.00
704-17-058	4146	Verona	\$	60.00
704-17-058	4146	Verona	\$	60.00
704-17-080	4117	Wyncote	\$	60.00
704-17-080	4117	Wyncote	\$	60.00
704-17-089	4110	Wyncote	\$	60.00
704-17-109	4157	Eastway	\$	60.00
704-18-018	4246	Stilmore	\$	60.00

704-18-045	4202	Verona	\$	60.00
704-18-045	4202	Verona	\$	60.00
704-18-045	4202	Verona	\$	60.00
704-18-045	4202	Verona	\$	60.00
704-18-076	4181	Wyncote	\$	60.00
704-18-076	4181	Wyncote	\$	60.00
704-18-088	4218	Wyncote	\$	60.00
704-18-089	4222	Wyncote	\$	60.00
704-18-089	4222	Wyncote	\$	60.00
704-18-089	4222	Wyncote	\$	60.00
704-18-092	4234	Wyncote	\$	60.00
704-19-041	4040	Okalona	\$	60.00
704-19-042	4034	Okalona	\$	60.00
704-19-042	4034	Okalona	\$	60.00
704-19-044	4026	Okalona	\$	60.00
704-19-044	4026	Okalona	\$	60.00
704-19-044	4026	Okalona	\$	60.00
704-19-049	4023	Okalona	\$	60.00
704-19-052	4041	Okalona	\$	60.00
704-19-052	4041	Okalona	\$	60.00
704-19-066	4054	Colony	\$	60.00
704-19-066	4054	Colony	\$	60.00
704-19-066	4054	Colony	\$	60.00
704-19-066	4054	Colony	\$	60.00
704-19-066	4054	Colony	\$	60.00
704-19-066	4054	Colony	\$	60.00
704-19-080	4039	Colony	\$	60.00
704-19-080	4039	Colony	\$	60.00
704-19-080	4039	Colony	\$	60.00
704-19-080	4039	Colony	\$	60.00
704-19-083	4055	Colony	\$	60.00
704-19-083	4055	Colony	\$	60.00
704-19-083	4055	Colony	\$	60.00
704-20-021	4102	Colony	\$	60.00
704-20-021	4102	Colony	\$	60.00
704-20-025	4162	Colony	\$	60.00
704-20-042	4158	Okalona	\$	60.00
704-20-042	4158	Okalona	\$	60.00
704-20-042	4158	Okalona	\$	60.00

704-20-044	4166	Okalona	\$	60.00
704-20-044	4166	Okalona	\$	60.00
704-20-072	2048	Miramar	\$	120.00
704-21-009	4214	Eastway	\$	60.00
704-21-009	4214	Eastway	\$	60.00
704-21-009	4214	Eastway	\$	60.00
704-21-023	4227	Colony	\$	60.00
704-21-023	4227	Colony	\$	60.00
704-21-023	4227	Colony	\$	60.00
704-21-023	4227	Colony	\$	60.00
704-21-023	4227	Colony	\$	60.00
704-21-023	4227	Colony	\$	60.00
704-21-027	4205	Colony	\$	60.00
704-21-027	4205	Colony	\$	60.00
704-21-027	4205	Colony	\$	60.00
704-21-027	4205	Colony	\$	60.00
704-21-027	4205	Colony	\$	60.00
704-21-035	4174	Colony	\$	60.00
704-21-035	4174	Colony	\$	60.00
704-21-040	4198	Colony	\$	60.00
704-21-040	4198	Colony	\$	60.00
704-21-040	4198	Colony	\$	60.00
704-21-055	4237	Okalona	\$	60.00
704-21-055	4237	Okalona	\$	60.00
704-21-055	4237	Okalona	\$	60.00
704-22-012	3751	Eastway	\$	60.00
704-22-012	3751	Eastway	\$	60.00
704-22-040	3761	Warrendale	\$	60.00
704-22-051	3766	Warrendale	\$	60.00
704-22-051	3766	Warrendale	\$	60.00
704-22-051	3766	Warrendale	\$	60.00
704-22-058	3798	Warrendale	\$	60.00
704-22-058	3798	Warrendale	\$	60.00
704-22-060	3765	Colony	\$	60.00
704-22-060	3765	Colony	\$	60.00
704-22-060	3765	Colony	\$	60.00
704-22-062	3775	Colony	\$	60.00
704-23-031	3822	Eastway	\$	60.00
704-23-031	3822	Eastway	\$	60.00
704-23-036	3846	Eastway	\$	60.00

704-23-039	3864	Eastway	\$	60.00
704-23-057	3865	Warrendale	\$	60.00
704-23-057	3865	Warrendale	\$	60.00
704-23-057	3865	Warrendale	\$	60.00
704-23-074	3860	Warrendale	\$	60.00
704-23-074	3860	Warrendale	\$	60.00
704-23-074	3860	Warrendale	\$	60.00
704-23-077	3874	Warrendale	\$	60.00
704-23-099	3895	Colony	\$	60.00
704-23-110	3860	Colony	\$	60.00
704-24-005	3982	Colony	\$	60.00
704-24-005	3982	Colony	\$	60.00
704-24-061	3966	Warrendale	\$	60.00
704-24-071	3941	Eastway	\$	60.00
704-24-071	3941	Eastway	\$	60.00
704-24-109	3961	Warrendale	\$	60.00
704-24-110	3965	Warrendale	\$	60.00
704-24-110	3965	Warrendale	\$	60.00
704-24-156	2064	Warrensville Ctr	\$	120.00
704-25-008	3970	Grosvenor	\$	60.00
704-25-008	3970	Grosvenor	\$	60.00
704-25-008	3970	Grosvenor	\$	60.00
704-25-008	3970	Grosvenor	\$	60.00
704-25-008	3970	Grosvenor	\$	60.00
704-25-012	3954	Grosvenor	\$	60.00
704-25-012	3954	Grosvenor	\$	60.00
704-25-012	3954	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-013	3948	Grosvenor	\$	60.00
704-25-018	3926	Grosvenor	\$	60.00
704-25-018	3926	Grosvenor	\$	60.00
704-25-023	3902	Grosvenor	\$	60.00

704-25-025	3894	Grosvenor	\$	60.00
704-25-026	3890	Grosvenor	\$	60.00
704-25-026	3890	Grosvenor	\$	60.00
704-25-026	3890	Grosvenor	\$	60.00
704-25-026	3890	Grosvenor	\$	60.00
704-25-026	3890	Grosvenor	\$	60.00
704-25-032	3864	Grosvenor	\$	60.00
704-25-036	3873	Grosvenor	\$	60.00
704-25-036	3873	Grosvenor	\$	60.00
704-25-036	3873	Grosvenor	\$	60.00
704-25-084	3893	E Antisdale	\$	60.00
704-25-084	3893	E Antisdale	\$	60.00
704-25-091	3925	E. Antisdale	\$	60.00
704-25-091	3925	E Antisdale	\$	60.00
704-25-092	3929	E Antisdale	\$	60.00
704-25-092	3929	E Antisdale	\$	60.00
704-26-011	3809	E. Antisdale	\$	60.00
704-26-015	3791	E. Antisdale	\$	60.00
704-26-015	3791	E. Antisdale	\$	60.00
704-26-015	3791	E Antisdale	\$	60.00
704-26-018	3777	E Antisdale	\$	60.00
704-26-020	3769	E Antisdale	\$	60.00
704-26-020	3769	E Antisdale	\$	60.00
704-26-033	3742	E. Antisdale	\$	60.00
704-26-049	3814	E Antisdale	\$	60.00
704-26-050	3820	E Antisdale	\$	60.00
704-26-050	3820	E Antisdale	\$	60.00
704-26-050	3820	E Antisdale	\$	60.00
704-26-050	3820	E Antisdale	\$	60.00
704-26-050	3820	E Antisdale	\$	60.00
704-26-050	3820	E. Antisdale	\$	60.00
704-26-050	3820	E Antisdale	\$	60.00
704-26-067	3821	Grosvenor	\$	60.00
704-26-067	3821	Grosvenor	\$	60.00
704-26-072	3801	Grosvenor	\$	60.00
704-26-072	3801	Grosvenor	\$	60.00
704-26-083	3757	Grosvenor	\$	60.00

704-26-093	3738	Grosvenor	\$	60.00
704-26-093	3738	Grosvenor	\$	60.00
704-26-093	3738	Grosvenor	\$	60.00
704-26-098	3758	Grosvenor	\$	60.00
704-26-099	3762	Grosvenor	\$	60.00
704-26-113	3818	Grosvenor	\$	60.00
704-26-113	3818	Grosvenor	\$	60.00
704-26-113	3818	Grosvenor	\$	60.00
704-26-118	3838	Grosvenor	\$	60.00
704-26-118	3838	Grosvenor	\$	60.00
704-26-121	3852	Grosvenor	\$	60.00
	<b>704 Total</b>			<b>\$24,540.00</b>
	<b>Grand Total</b>			<b>\$59,280.00</b>

Section 2: That the total assessment against the above parcels of land be paid by Cash, Certified Check or Money Order made payable to the City of South Euclid, within fifteen (15) days from and after the passage of this Ordinance. All assessments remaining unpaid at the expiration of said fifteen (15) days shall be certified by the Director of Finance to the County Auditor as provided by law, to be placed on the tax duplicate of each parcel and collected as other taxes are collected and paid in two (2) installments within one-year with interest not to exceed 8 1/2%.

Section 3: 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 4: 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 it is necessary to levy assessments to reimburse the City for said work. Wherefore, this Ordinance shall take effect upon passage and approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 20-18  
 INTRODUCED BY: Fiorelli  
 REQUESTED BY: Mayor

July 23, 2018

AN ORDINANCE

ASSESSING UNPAID COSTS OF SERVICE DEPARTMENT-NUISANCE ABATEMENT (YARD CLEAN-UP, BOARDING CHARGES, ETC.) AS AUTHORIZED BY SECTION 521.14 (D) OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

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

Section 1: That for the purpose of paying the cost and expense incurred by the City in abating a nuisance on each parcel of land set forth hereunder there is hereby levied and assessed upon the following described property, situated in the City of South Euclid, County of Cuyahoga and State of Ohio, the following respective amounts:

**2017-2018 Abatement of Nuisances**

Parcel No.	Street number	Street name	Principal
701-01-017	725	Quilliams	\$834.81
701-01-017	725	Quilliams	\$221.84
701-07-028	218	S Belvoir	\$456.02
701-21-001	4569	Ammon	\$612.04
701-34-024	4655	Monticello	\$547.96
701-42-018	867	Trebisky	\$307.56
701-80-009	880	Stuart	\$515.4
702-10-041	1195	S Belvoir	\$319.29
702-18-040	0	Monarch	\$283.98
703-02-046	1370	Sheffield	\$412.12
703-21-016	2121	Campus	\$216.28
703-25-025	0	Bayard	\$515.40
703-34-039	4269	Bayard	\$405.88
703-34-039	4269	Bayard	\$406.22
703-35-027	1787	Beaconwood	\$405.88
704-01-078	1479	Sherbrook	\$239.59
704-11-026	4153	Harwood	\$406.22
704-13-034	4073	Stilmore	\$141.29
704-17-059	4150	Verona	\$741.07

704-19-066	4054	Colony	\$216.28
704-24-109	3961	Warrendale	\$384.12
704-25-036	3873	Grosvenor	\$117.84
704-26-034	3748	E Antisdale	\$279.13
704-26-072	3801	Grosvenor	\$253.83
<b>Grand Total</b>			<b>\$9,240.05</b>

Section 2: That the total assessment against the above parcels of land be paid by Cash, Certified Check or Money Order made payable to the City of South Euclid, within fifteen (15) days from and after the passage of this Ordinance. All assessments remaining unpaid at the expiration of said fifteen (15) days shall be certified by the Director of Finance to the County Auditor as provided by law, to be placed on the tax duplicate of each parcel and collected as other taxes are collected and paid in two (2) installments within one-year with interest not to exceed 8 1/2%.

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Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 21-18  
 INTRODUCED BY: Fiorelli  
 REQUESTED BY: Mayor

July 23, 2018

AN ORDINANCE

ASSESSING ALL UNPAID COSTS OF FALSE ALARM – NUISANCE ABATEMENTS, AS AUTHORIZED BY CHAPTER 531 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO, THE CUYAHOGA COUNTY COMMON PLEAS COURT AND THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY.

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

Section 1: That for the purpose of paying all costs in abating nuisances, there is hereby levied and assessed upon the following described property, situated in the City of South Euclid, County of Cuyahoga and State of Ohio, the following amount:

2017-2018 False Alarm Assessment			
Parcel No.	Street	Street Address	Principal
701-02-059	3799	Merrymound	\$ 50.00
701-11-041	678	S Green	\$ 50.00
702-05-016	4141	Mayfield	\$ 100.00
702-09-063	1119	S Belvoir	\$ 50.00
702-09-063	1119	S Belvoir	\$ 150.00
703-03-005	4406	Prasse	\$ 350.00
704-01-061	1528	Sherbrook	\$ 50.00
704-04-072	1601	Felton	\$ 50.00
704-24-006	2100	Warrensville Ctr	\$ 50.00
<b>Grand Total</b>			<b>\$ 900.00</b>

Section 2: That the total assessment against the above parcels of land be paid by Cash, Certified Check or Money Order made payable to the City of South Euclid, within fifteen (15) days from and after the passage of this Ordinance. All assessments remaining unpaid at the expiration of said fifteen (15) days shall be certified by the Director of Finance to the County Auditor as provided by law, to be placed on the tax duplicate of each parcel and collected as other taxes are collected and paid in two (2) installments within one-year with interest not to exceed 8 1/2% .

Section 3: 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 4: 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 it is necessary to levy assessments to reimburse the City for said work in abating the nuisances. Wherefore, this Ordinance shall take effect upon passage and approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 22-18  
 INTRODUCED BY: Fiorelli  
 REQUESTED BY: Mayor

July 23, 2018

AN ORDINANCE

ASSESSING ALL UNPAID COSTS OF CRIMINAL NUISANCE ABATEMENTS, AS AUTHORIZED BY CHAPTER 531 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO, THE CUYAHOGA COUNTY COMMON PLEAS COURT AND THE OHIO REVISED CODE; AND DECLARING AN EMERGENCY.

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

Section 1: That for the purpose of paying all costs in abating nuisances, there is hereby levied and assessed upon the following described property, situated in the City of South Euclid, County of Cuyahoga and State of Ohio, the following amount:

2017-2018 Criminal - Nuisance Complaints			
Parcel No.	Street Number	Street Name	Principal
701-01-017	725	Quilliams	\$ 250.00
701-01-017	725	Quilliams	\$ 500.00
701-01-017	725	Quilliams	\$ 750.00
701-02-117	3775	Freemont	\$ 1,000.00
701-02-157	3787	Sherwood	\$ 250.00
701-03-045	3751	Princeton	\$ 250.00
701-04-044	3827	Covington	\$ 250.00
701-07-029	230	S Belvoir	\$ 250.00
701-13-102	4102	Princeton	\$ 750.00
701-14-018	3978	Lancaster	\$ 250.00
701-15-023	4021	Lancaster	\$ 250.00
701-15-063	4010	Suffolk	\$ 250.00
701-17-004	4188	Glenridge	\$ 250.00
701-34-024	4655	Monticello	\$ 250.00
702-02-033	1141	Winston	\$ 750.00
702-02-033	1141	Winston	\$ 1,000.00
702-03-089	1180	Plainfield	\$ 250.00
702-04-064	1295	Plainfield	\$ 250.00
702-04-064	1295	Plainfield	\$ 500.00
702-11-067	1283	Argonne	\$ 1,000.00
702-11-067	1283	Argonne	\$ 1,000.00

702-12-088	1303	Avondale	\$	750.00
702-14-001	4264	Bluestone	\$	250.00
702-14-001	4264	Bluestone	\$	750.00
702-20-005	4273	Ardmore	\$	1,000.00
702-20-115	4341	Norma	\$	750.00
702-22-001	1253	S Green	\$	250.00
702-23-050	4549	Edmond	\$	250.00
702-25-015	1219	S Green Rd	\$	250.00
702-25-032	4529	Liberty	\$	250.00
702-25-032	4529	Liberty	\$	500.00
703-01-012	1391	S Belvoir	\$	250.00
703-01-044	4314	Prasse	\$	250.00
703-01-044	4314	Prasse	\$	500.00
703-05-028	1404	Dill	\$	250.00
703-10-034	1680	Oakmount	\$	500.00
703-17-042	4521	Golfway	\$	250.00
703-22-004	14373	Cedar	\$	250.00
703-26-048	1796	S Green	\$	250.00
703-31-017	2088	Templehurst	\$	250.00
703-34-039	4269	Bayard	\$	250.00
703-36-043	1636	Belwood	\$	250.00
704-01-009	4030	Mayfield	\$	2,000.00
704-01-009	4030	Mayfield	\$	500.00
704-01-037	1498	Genesee	\$	750.00
704-01-063	1520	Sherbrook	\$	250.00
704-02-076	4066	Buxton	\$	250.00
704-03-060	1516	Maplegrove	\$	1,250.00
704-03-060	1516	Maplegrove	\$	1,000.00
704-09-109	4185	Lambert	\$	500.00
704-09-125	4224	Lambert	\$	250.00
704-17-019	4162	Stilmore	\$	250.00
704-17-019	4162	Stilmore	\$	500.00

704-17-019	4162	Stilmore	\$	750.00
704-18-075	4185	Wyncote	\$	250.00
704-18-075	4185	Wyncote	\$	500.00
704-19-052	4041	Okalona	\$	500.00
704-19-066	4054	Colony	\$	500.00
704-19-066	4054	Colony	\$	750.00
704-21-023	4227	Colony	\$	250.00
704-23-074	3860	Warrendale	\$	250.00
704-25-012	3954	Grosvenor	\$	500.00
704-25-012	3954	Grosvenor	\$	750.00
704-25-013	3948	Grosvenor	\$	250.00
704-25-026	3890	Grosvenor	\$	250.00
704-25-072	3882	E Antisdale	\$	750.00
704-26-050	3820	E Antisdale	\$	250.00
704-26-059	3855	Grosvenor	\$	250.00
704-26-076	3785	Grosvenor	\$	250.00
704-26-076	3785	Grosvenor	\$	500.00
<b>Grand Total</b>			<b>\$</b>	<b>33,500.00</b>

Section 2: That the total assessment against the above parcels of land be paid by Cash, Certified Check or Money Order made payable to the City of South Euclid, within fifteen (15) days from and after the passage of this Ordinance. All assessments remaining unpaid at the expiration of said fifteen (15) days shall be certified by the Director of Finance to the County Auditor as provided by law, to be placed on the tax duplicate of each parcel and collected as other taxes are collected and paid in two (2) installments within one-year with interest not to exceed 8 1/2 %.

Section 3: 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 4: 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 it is necessary to levy assessments to reimburse the City for said work in abating the nuisances. Wherefore, this Ordinance shall take effect upon passage and approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, 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.: 23-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

July 23, 2018

AN ORDINANCE

AMENDING ORDINANCE 19-17, AMENDING SECTION 172.01 OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, TITLE NINE "MUNICIPAL INCOME TAX," BY INCREASING THE RATE OF MUNICIPAL INCOME TAX TO TWO AND ONE-HALF PERCENT (2.5%) PROVIDING FOR SUBMISSION OF THE AMENDMENT TO THE ELECTORS OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of South Euclid recognizes that the City continues to experience budgetary shortfalls effecting the financial stability of the City as a result of cuts in funding by the State of Ohio; as well as declines in property tax and income tax as a result of the housing and foreclosure crisis and national recession; and

WHEREAS, the Council of the City of South Euclid has met monthly for over two-years to discuss and consider revenue enhancement and cost-cutting options and held three Community Meetings on June 19, 2017; June 27, 2017 and June 28, 2017 to discuss options and seek input from city residents; and;

WHEREAS, the City of South Euclid's current tax rate of 2.0% has not changed in over twelve (12) years; and

WHEREAS, the City has made every reasonable effort to reduce costs and raise additional revenue to replace State actions that have removed the City's inheritance tax revenue, commercial activity tax and 50% of the City's yearly allocation of Local Government Funds; and

WHEREAS, City Council has determined that it is necessary and in the best interests of the City to provide for the levying of a one-half percent (0.50%) increase in the City's income tax, as provided in Ordinance 19-17; and

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

Section 1: That it has been determined by the Council of the City of South Euclid that it is necessary that the municipal income tax be increased **from two (2%) percent** to two and one-half (2.5%) percent **for the purpose of general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements as set forth in Section 172.01(a) of the Codified Ordinances of the City of South Euclid**, and by reason thereof, in accordance with Section 718.01 of the Ohio Revised Code that said issue be placed on the ballot at the general election of November 6, 2018.

Section 2: That Section 172.01 (b)(1) of the Codified Ordinances of the City of South Euclid, Title Nine, "Municipal Income Tax," be amended to read as follows:

"The annual tax is levied at a rate of 2.5% ~~2%~~. The tax is levied at a uniform rate on all persons residing in or earning or receiving income in City of South Euclid. The tax is levied on income, qualifying wages, commissions and other compensation, and on net profits as hereinafter provided in Section 172.03 and other sections as they may apply."

Section 3: That as required by Section 718.01 of the Ohio Revised Code, the amendment specified in Section 2, of this Ordinance shall take effect only if approved by the affirmative vote of the electors of the City of South Euclid who vote on the question at the general election to be held on November 6, 2018.

Section 4: That the form of ballot to be given at election on the question of this municipal income tax levy shall be substantially as follows:

PROPOSED INCOME TAX LEVY  
CITY OF SOUTH EUCLID, OHIO

A MAJORITY AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE

SHALL THE ORDINANCE NO. 19-17 PROVIDING FOR AN INCREASE OF ONE-HALF (0.50%) PERCENT LEVY ON INCOME ~~FOR TO PROVIDE FUNDS FOR THE PURPOSES OF~~ **GENERAL MUNICIPAL OPERATIONS, MAINTENANCE, NEW EQUIPMENT, EXTENSION AND ENLARGEMENT OF MUNICIPAL SERVICES AND FACILITIES AND CAPITAL IMPROVEMENTS** ~~GENERAL OPERATING EXPENSES~~ AND FOR SUCH OTHER PURPOSES AS ~~ARE~~ AUTHORIZED BY ORDINANCE BE PASSED?

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\_\_\_\_\_ **FOR THE INCOME TAX LEVY**

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\_\_\_\_\_ **AGAINST THE INCOME TAX LEVY**

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Section 5: That the Clerk of Council be and he is hereby directed and authorized to give notice and advertise the proposed ballot issue and election in a newspaper of general circulation as required by law.

Section 6: That the Clerk of Council is authorized and directed to certify a copy of this Ordinance immediately after its adoption on or before August 8, 2018, to the Board of Elections of Cuyahoga County, Ohio for the purpose of having the question set forth in Section 4, placed on the ballot in order to submit the income tax levy to the electors of the City of South Euclid, Ohio, at the general election to be held on November 6, 2018.

Section 7: That the Amendment to Section 172.01 shall be effective only upon passage by electors as set forth in this Ordinance on and after January 1, 2019.

Section 8: That no portion of this Ordinance upon passage and approval hereof shall be deemed to impair in any way or affect or release any obligation or liability to pay, declare or withhold taxes or file returns by virtue of Code provisions enacted or in effect, prior to January 1, 2019.

Section 9: 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 10: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason this Ordinance must be adopted and certified to the Board of Elections on or before August 8, 2018 for consideration at the November 6, 2018 General Election. Wherefore, this Ordinance shall take effect and be in full force from and immediately upon its adoption and approval by the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law