

THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

April 22, 2019

8:00 PM

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. REPORT OF MAYOR

4. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS

5. REPORT OF SCHOOL DISTRICT (1st Meeting of Month Only)

6. PUBLIC HEARINGS (OPEN MEETING) RELATED TO AGENDA ITEMS

7. REPORT OF COMMITTEES

8. LEGISLATION FROM THE PLANNING COMMISSION

1. ORDINANCE 06-19 AN ORDINANCE AMENDING SECTION 772.09 "PARKING OR STORAGE OF RECREATIONAL VEHICLES" OF TITLE SEVEN "SIGN REGULATIONS, LANDSCAPING AND PARKING" OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY. **SECOND READING AS AMENDED BY THE PLANNING COMMISSION.**

9. LEGISLATION REQUESTED BY CITY COUNCIL

1. ORDINANCE 09-19 AMENDING SECTION 529.11 "CONSUMPTION IN PARKS" OF CHAPTER 529 "LIQUOR CONTROL" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

10. LEGISLATION REQUESTED BY THE MAYOR AND ADMINISTRATION

1. RESOLUTION 14-19 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "FINANCE DEPARTMENT #101-7730" IN AN AMOUNT OF \$50,000.00 FOR PERSONAL SERVICES AND MATERIALS AND SUPPLIES. FIRST READING.

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

12. COMMUNICATIONS OF CITY COUNCIL

13. SPECIAL PRESENTATION

1. RESOLUTION 15-19 IN APPRECIATION TO JASON RUSSELL FOR HIS YEARS OF DILIGENT SERVICE ON SOUTH EUCLID'S CITY COUNCIL AND TO THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

14. ADJOURN

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 06-19
INTRODUCED BY: Fiorelli
REQUESTED BY: Russell

March 25, 2019
As Amended by the Planning Commission:
April 11, 2019
Second Reading: April 22, 2019

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 772.09 "PARKING OR STORAGE OF RECREATIONAL VEHICLES" OF TITLE SEVEN "SIGN REGULATIONS, LANDSCAPING AND PARKING" OF PART SEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of South Euclid wishes to allow short term parking of recreational vehicles for the purposes of loading, unloading and the maintenance of recreational vehicles within the City of South Euclid.

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

Section 1: That section 772.09 "Parking or Storage of Recreational Vehicles" of Title Seven "Sign Regulations, Landscaping and Parking" of Part Seven "Planning and Zoning Code" of the codified ordinances of the City of South Euclid be amended to read as follows:

772.09 PARKING OR STORAGE OF RECREATIONAL VEHICLES.

(a) Conditions of Permitted Parking. In order to minimize any deteriorating or adverse impact on adjacent properties, no recreational vehicle shall be parked or stored on any street or highway, or on any public or private property within the City, except as hereinafter provided. Any owner of a recreational vehicle that is not in excess of 28 feet in overall length, eight feet in width and 11 feet in height, may park or store such vehicle on property owned by him or her in accordance with the following conditions:

(1) The recreational vehicle parked or stored shall not have fixed connections to electricity, water, gas or sanitary sewer facilities, and at no time shall such vehicle be used for living or housekeeping purposes.

(2) If the camping and recreational vehicle is parked or stored outside of a garage, it must be parked or stored upon a hard-surface driveway or turn-around approved by the Building Department.

(3) All recreational vehicles must be kept in good repair and carry a current year's license and/or registration.

(4) No person shall make or cause to be made major repairs, alterations or conversions of recreational vehicles unless such repair, alteration or conversion is done in a completely enclosed garage. "Repairs of a major type" are herein defined to include, but are not limited to, spray painting, body, plumbing, heating, spring and frame repairs, radiator repair, major overhauling of engines requiring the removal of the engine cylinder head or crankcase pan or the removal of the motor and conversion of any other type of motor. The conversion of any vehicle is expressly prohibited.

(5) No materials of any nature may be stored beneath a recreational vehicle.

(6) When such a vehicle is parked or stored outside of a garage in an approved or permitted location, the wheels shall be left on such vehicle or vehicle conveyance so that it may be moved in case of an emergency.

(7) No recreational vehicle shall be parked or stored unless it is titled to or leased or used exclusively by one of the permanent occupants of the residence where the recreational vehicle is located.

(8) No recreational vehicle shall be stored outside of a garage until the adequacy of screening has been determined by the Zoning

Administrator based upon a screening plan submitted to the Zoning Administrator and upon the following factors:

- A. Location of screened area to adjacent residences.
- B. Size and condition of vehicle.
- C. View of screened area from the street.
- D. Size, quantity and quality of screening.

Adequate screening shall consist of building walls, fencing or evergreen planting. At least five days before the Zoning Administrator makes any determination as to the adequacy of screening, notices shall be sent to the owners of contiguous properties. After such determination has been made, notice thereof shall be promptly given to the applicant and to the owners of contiguous properties. Such determination shall not become effective for ten days thereafter and, if an appeal is filed with the Zoning and Building Standards Board of Appeals, such determination shall not become effective until such appeal has been decided by said Board, as set forth in Section 762.04.

(9) In Multiple-Family Residential Districts, the outside storage and parking of recreational vehicles shall be permitted only in the area described as the off-street parking facility for the main residential structure. Such recreational vehicles must be owned or leased by an occupant of the main residential structure. All other provisions of this section shall be applicable to Multiple-Family Districts.

(10) A recreational vehicle may be parked on any premises for loading or unloading and maintenance purposes for a period of not more than ~~forty-eight (48)~~ *seventy-two (72)* hours so long as such parking does not obstruct pedestrian or vehicular traffic of adjoining or abutting properties. The homeowner shall notify the South Euclid Police Department when the recreational vehicle is parked on the property for the purposes of loading, unloading or maintenance purposes.

(b) Recreational Vehicle Defined. As used in this section, "recreational vehicle" means and includes the following:

- (1) A "travel trailer", which means a vehicular, portable structure built on a chassis, designed to be used as a temporary dwelling for travel, recreational and vacation uses, and permanently identified as a "travel trailer" by the manufacturer;
- (2) A "pick-up camper", which means a structure designed primarily to be mounted on a pick-up or truck chassis and with sufficient equipment to render it suitable for use as a temporary dwelling for travel, recreational and vacation uses;
- (3) A "motor home", which means a self-propelled recreational vehicle constructed with permanently installed facilities for cold storage, cooking and consumption of food, for sleeping;
- (4) A "folding tent trailer", which means a canvas folding structure, mounted on wheels and designed for travel and vacation uses;
- (5) A "boat" or "boat trailer" which, means and includes a boat, float, snowmobile and
- (6) A "trailer", which means a cart or wagon designed to be pulled by an automobile, van, truck or tractor for hauling boats, floats, rafts, canoes, snowmobiles, motorcycles and other recreational equipment and devices, as well as those carts or wagons used for utility purposes, i.e. hauling landscaping materials, furniture and household goods, plus the normal equipment to transport the same on the highway.

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 _____, 2019.

Dennis Fiorelli, President of Council

Approved:

Georgine Welo, Mayor

Attest:

Keith A. Benjamin, Clerk of Council

Approved as to form:

Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 09-19
INTRODUCED BY: Fiorelli
REQUESTED BY: Continenza

April 22, 2019

AN ORDINANCE

AMENDING SECTION 529.11 "CONSUMPTION IN PARKS" OF CHAPTER 529 "LIQUOR CONTROL" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the City of South Euclid hosts a variety of events within the municipal parks throughout the year; and

WHEREAS, in order to make for a more enjoyable experience for attendees, the City of South Euclid shall have the option to offer the sale of alcoholic beverages at such events.

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

Section 1. That Section 529.11 "Consumption of Parks" of Chapter 529 "Liquor Control" of Part Five "General Offenses Code" of the Codified Ordinances of the City of South Euclid, Ohio is hereby amended to read as follows:

529.11 CONSUMPTION IN PARKS.

- (a) No person shall sell, offer for sale, buy, offer to buy, consume or possess beer or intoxicating liquor of any kind within the limits of any of the City parks, **except for the following:**

- 1. Upon approval of the Mayor and Police Chief, the City may submit an application to the State of Ohio Division of Liquor Control for a permit to sell and serve alcoholic beverages at city-sponsored events within the limits of the municipal parks in a designated containment area. Should such application be approved by the State of Ohio Division of Liquor Control, alcoholic beverages may be sold and served during the course of city-sponsored events.**

- (b) Whoever violates this section is guilty of a misdemeanor of the fourth degree.

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 _____, 2019.

Attest:

Keith A. Benjamin, Clerk of Council

Approved as to form:

Michael P. Lograsso, Director of Law

Dennis Fiorelli, President of Council
Approved:

Georgine Welo, Mayor

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 14-19
INTRODUCED BY: Fiorelli
REQUESTED BY: Mayor

April 22, 2019

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "FINANCE DEPARTMENT #101-7730" IN AN AMOUNT OF \$50,000.00 FOR PERSONAL SERVICES AND MATERIALS AND SUPPLIES.

WHEREAS, the Finance Department desires to hire an additional staff person and purchase additional materials and supplies; and

WHEREAS, the additional staff person and materials and supplies will improve the functionality and efficiency of the Finance Department.

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

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the General Fund in an amount of \$50,000.00 to the "Finance Department #101-7730" for the purposes of allocating \$45,000 to "Finance Department-Personal Services" for an additional staff person and \$5,000 to "Finance Department- Materials & Supplies" for office supplies.

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

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

Passed this _____ day of _____, 2019.

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.: 15-19 April 22, 2019
INTRODUCED BY: Fiorelli
REQUESTED BY: Welo, Continenza, Fiorelli, Frank, Gelfand, Goodman & Gray

A RESOLUTION

IN APPRECIATION TO JASON RUSSELL FOR HIS YEARS OF DILIGENT SERVICE ON SOUTH EUCLID'S CITY COUNCIL AND TO THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, Jason Russell has been a dedicated public servant to the people of South Euclid; and

WHEREAS, Mr. Russell was elected to South Euclid City Council in November 2015 to represent the residents of the city at-large; and

WHEREAS, prior to serving on City Council, Mr. Russell served two years on the Planning Commission, and was Chair of the Planning Commission for one year; and

WHEREAS, in honor of his service to City Council, Mr. Russell's colleagues elected him President Pro-Tem of Council, a position he held from January 2018 through his resignation in April 2019; and

WHEREAS, Mr. Russell served as Chairman of City Council's Zoning & Planning Committee during his time on Council and oversaw the modernization of much of the zoning code and adoption of the City's Comprehensive Plan; and

WHEREAS, during his tenure on City Council, Mr. Russell has been instrumental in the advancement of South Euclid, serving as a visionary leader to ensure South Euclid remains a premier community, including overseeing the introduction and passage of fourteen pieces of legislation to improve South Euclid; and

WHEREAS, upon his resignation on April 30, 2019, Mr. Russell will have served admirably for three and a half years representing the residents of South Euclid as an At-Large Member of City Council.

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

Section 1: That the Mayor and Members of Council, for themselves, and on behalf of the people of the City of South Euclid, express their respect and appreciation to Jason Russell for his service on City Council, and his dedication, interest and devotion to the community which has made South Euclid a better place to live and work.

Section 2: That the Clerk be and is hereby directed to furnish an executed copy of this Resolution to Jason Russell.

Section 3: 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 4: That this Resolution shall take effect and be in force from and after the earliest period permitted by law and upon signature of the Mayor.

Passed this _____ day of _____, 2019.

Dennis Fiorelli, President of Council

Approved:

Georgine Welo, Mayor

Attest:

Keith A. Benjamin, Clerk of Council

Approved as to form:

Michael P. Lograsso, Director of Law