

AGENDA
EUCLID CITY COUNCIL MEETING
TUESDAY, FEBRUARY 20, 2024 AT 7:00 PM
EUCLID MUNICIPAL CENTER COUNCIL CHAMBER

PERMISSIBLE PRELIMINARIES:

FIRST GAVEL

PLEDGE OF ALLEGIANCE

EUCLID CITY COUNCIL MEETING BUSINESS:

SECOND GAVEL

ROLL CALL OF MEMBERS

COMMUNICATIONS:

- Flavor 3 LLC dba Restaurant and Lounge – 317 E 200, Euclid, 44119 – Ward 4

COUNCIL MINUTES:

- February 5, 2024

ADMINISTRATION REPORTS & COMMUNICATIONS:

COMMITTEE DOCUMENTATION:

- Board of Control – January 29 2024 and February 5, 2024

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

LEGISLATION

ACTION		PROPOSED
Third Reading Public Hearing	<p>1. An ordinance to amend Section 1 of Ordinance No. 2812, as amended, and the map and map designations, which map and map designations, as amended, form a part of Ordinance No. 2812, as relates to and designates U1, U2, and CI districts relative to said property. (Sponsored by Planning and Zoning)</p> <p>Comment: This would rezone a parcel at Hero Park.</p>	Ord. (002-24)
	<p>2. An ordinance authorizing the sale of Permanent Parcel Number 648-24-097, vacant land on East 263rd Street, from the Euclid Land Bank, to Lolita D. Orr and Darren B. Walton for the total amount Two Hundred Fifty Dollars (\$250.00), as authorized by Ordinance No. 97-2023 (Sponsored by Mayor Holzheimer Gail and Councilperson Gresham)</p> <p>Comment: This would authorize the sale of a land bank parcel.</p>	Ord. (006-24)
	<p>3. An ordinance authorizing the sale of Permanent Parcel Number 650-32-056, vacant land on Hawthorne Drive, from the Euclid Land Bank, to UR Home, LLC for the amount Two Hundred Fifty Dollars (\$250.00), as authorized by Ordinance No. 97-2023. (Sponsored by Mayor Holzheimer Gail and Councilperson Gresham)</p> <p>Comment: This would authorize the sale of a land bank parcel.</p>	Ord. (007-24)
	<p>4. An ordinance authorizing the sale of Permanent Parcel Number 643-15-057, vacant land at 23411 Ivan Avenue, from the Euclid Land Bank, to Damon and Toni Young for the amount Two Hundred Fifty Dollars (\$250.00), as authorized by Ordinance No. 97-2023. (Sponsored by Mayor Holzheimer Gail and Councilperson Steele)</p> <p>Comment: This would authorize the sale of a land bank parcel.</p>	Ord. (008-24)

5. An ordinance authorizing the Mayor of the City of Euclid to enter into an agreement with the Community Improvement Corporation of Euclid, Ohio to convey the real property at Permanent Parcel Number 642-21-038, 20301 Priday Avenue, from the Euclid Land Reutilization Program to the Community Improvement Corporation of Euclid, Ohio. (Sponsored by Mayor Holzheimer Gail) Ord. (011-24)

Comment: This would authorize the sale of a parcel/structure to the Community Improvement Corporation of Euclid, Ohio.

6. An ordinance repealing Chapter 1356 “U3E Elevator Apartment House Districts” of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid and amending various sections of Euclid Codified Ordinances to remove any references to Chapter 1356 and that use district. (Sponsored by Planning and Zoning) Ord. (013-24)

Comment: This would repeal Chapter 1356 “U3E Elevator Apartment House Districts” and amend other various code sections referencing same.

7. An ordinance authorizing the Mayor of the City of Euclid to enter into a lease with Scott Family Regenerative Farms, LLC for a term of seven (7) years, until May 31, 2031, and to continue to permit the agricultural uses of fruit and vegetable cultivation on this vacant land accessed through 1301 East 279th Street, Permanent Parcel Number 648-30-012, and occupying land to the east of said address to wit; Permanent Parcel Numbers 648-30-006 and 648-35-001. (Sponsored by Councilperson Gresham) Ord. (009-24)

Comment: This would permit a lease with a new Lessee for the current garden located at 1301 East 279th Street.

8. An ordinance amending Section 351.99 “Waiver” of Chapter 351 “Parking Generally” of the Traffic Code of the Codified Ordinances for the City of Euclid to remove the waiver language for certain parking tickets and refer to the Parking Violations Bureau Code Section 309.99. (Sponsored by Mayor Holzheimer Gail) Ord. (010-24)

Comment: This would amend the parking code to be in conformity with the Parking Violations Bureau Chapter.

First Reading

9. An emergency ordinance which makes for the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2024. (Sponsored by Council President Mancuso by request of the Director of Finance) Ord. (012-24)

Comment: This is the first reading of the 2024 proposed City of Euclid Budget.

**COMMITTEE OF THE WHOLE – PUBLIC PORTION
COUNCIL MEMBERS’ COMMENT
ADJOURNMENT**

PP# 647-36-065
0 East 228th Street (Hero Park)
U1 and U2 to CI

(002-24)

Ordinance No.

By - Planning and Zoning Commission

An ordinance to amend Section 1 of Ordinance No. 2812, as amended, and the map and map designations, which map and map designations, as amended, form a part of Ordinance No. 2812, as relates to and designates U1, U2, and CI districts relative to said property.

WHEREAS, public notice and hearings have been given in connection with the changing of U1 and U2 districts relative to the hereinafter described property as is established by Ordinance No. 2812, as passed by the Council of the Village of Euclid on the 13th day of December 1922, which ordinance has from time to time been amended; and

WHEREAS, the C-I Campus Institutional District is intended to provide sites to accommodate institutional facilities and their associated uses, including civic buildings and civic uses. Permitted uses include public open space, public parks and/or playgrounds, and various community, educational, and recreation facilities; and

WHEREAS, the amendment of said Ordinance No. 2812, which pertains to the hereinafter described property, by transferring said property from the combined U1-Single Family House and U2-Two Family House Districts to CI-Campus Institutional District, has been referred to the City Planning and Zoning Commission; and

WHEREAS, the City Planning and Zoning Commission has considered such amendment and proposed change, at its regularly scheduled meeting on December 12, 2023, which will add to the present CI-Campus Institutional District by inclusion of the property hereinafter described, and has recommended approval to Council; and

WHEREAS, in the interest of the general welfare of the City of Euclid and in order to promote the general advantage of public peace, safety, morals, convenience, and prosperity of the inhabitants of the City of Euclid, this Council is of the opinion that the CI-Campus Institutional District should be extended to include the property hereinafter described.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the following property:

PP No. 647-36-065

Situated in the City of Euclid, County of Cuyahoga, and State of Ohio and being all of sublots 3 thru 60, 62 thru 81, and parts of sublots 1, 2, and 81, all of Stanley Avenue 50 feet wide, now vacated, and parts of East 225 Street, 60 feet wide and East 228 Street, 50 feet wide, both vacated, in the Green & Marshall's Euclid-Blss subdivision of part of original Euclid Township Atwater tract, as shown by the plat recorded in Volume 100 of maps, page 18 of Cuyahoga County Records

now designated by said Ordinance No. 2812, as amended, and by the map and map designations as now being included in the combined U1-Single Family House and U2-Two Family House Districts, hereby is extended and added to, and is marked in its entirety CI so that said properties shall be included in their entirety in the CI-Campus Institutional District and shall be so marked upon the proper map and map designations of said Ordinance No. 2812, as amended.

Section 2: That so much of Section 1 of Ordinance No. 2812, as amended, as relates to the CI-Campus Institutional district shall be extended to include the territory described in Section 1 hereinabove.

Section 3: That the map as adopted December 13, 1922, and as thereafter amended, is hereby amended to conform with the change of property described in Section 1 of the ordinance from the combined U1-Single Family House and U2-Two Family House district to CI-Campus Institutional district.

Section 4: That so much of Ordinance No. 2812, as amended, and the map and map designations as placed the above-described property in the combined U1-Single Family House and U2-Two Family House

district, is hereby repealed.

Section 5: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and of any of its committees 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 6: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Gresham

An ordinance authorizing the sale of Permanent Parcel Number 648-24-097, vacant land on East 263rd Street, from the Euclid Land Bank, to Lolita D. Orr and Darren B. Walton for the total amount Two Hundred Fifty Dollars (\$250.00), as authorized by Ordinance No. 97-2023.

WHEREAS, Ordinance 97-2023, passed by Council on October 2, 2023 authorizes the sale of properties in the Euclid Land Bank for private use; and

WHEREAS, Lolita D. Orr and Darren B. Walton each own property adjacent to Permanent Parcel, 648-24-097, Lolita D. Orr owns Permanent Parcel Number 648-24-112, 1406 East 263rd Street, and Dalton B. Walton owns Permanent Parcel Number 648-24-110, 1426 East 263rd Street, and both have submitted a Land Bank application to purchase Land Bank parcel 648-24-097 in order to expand their yard and make future improvements to their property; and

WHEREAS, the Land Bank parcel property will be split in half and one-half will be sold and consolidated with Lolita D. Orr's and Darren B. Walton's parcels. Each property owner shall pay \$125.00, as authorized by Ordinance 97-2023.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the sale of Permanent Parcel Number 648-24-097, vacant land at on East 263rd Street, from the Euclid Land Bank, to Lolita D. Orr and Darren B. Walton for the total amount of Two Hundred Fifty Dollars (\$250.00) with each property owner paying \$125.00 each. The sale of Permanent Parcel Number 648-24-097 shall be sold with the condition that the parcel be split in half and each half be consolidated with the adjacent properties, Permanent Parcel Numbers 648-24-112 and 648-24-110; a consolidation plat shall be prepared and submitted to the City of Euclid prior to transfer and recording, as authorized by Ordinance No. 97-2023, is hereby approved.

Section 2: That City Council approves the sales price adjustment below the Cuyahoga County Auditor's market value due to area market conditions and based on pricing policies adopted in Ordinance 97-2023.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Gresham

An ordinance authorizing the sale of Permanent Parcel Number 650-32-056, vacant land on Hawthorne Drive, from the Euclid Land Bank, to UR Home, LLC for the amount Two Hundred Fifty Dollars (\$250.00), as authorized by Ordinance No. 97-2023.

WHEREAS, Ordinance 97-2023, passed by Council on October 2, 2023 authorizes the sale of properties in the Euclid Land Bank for private use; and

WHEREAS, UR HOME, LLC owns the adjacent property, Permanent Parcel Number 650-32-013, 1640 Beverly Hills Drive, and submitted a Land Bank application on February 7, 2024 to purchase Land Bank parcel 650-32-056 in order to expand their yard and make future improvements to their property.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the sale of Permanent Parcel Number 650-32-056, vacant land on Hawthorne Drive, from the Euclid Land Bank, to UR Home, LLC for the amount Two Hundred Fifty Dollars (\$250.00) with the condition that the consolidation plat of Permanent Parcel Numbers 650-32-013 and 650-32-056 is prepared and submitted to the City of Euclid prior to transfer and recording, as authorized by Ordinance No. 97-2023, is hereby approved.

Section 2: That City Council approves the sales price adjustment below the Cuyahoga County Auditor’s market value due to area market conditions and based on pricing policies adopted in Ordinance 97-2023.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Steele

An ordinance authorizing the sale of Permanent Parcel Number 643-15-057, vacant land at 23411 Ivan Avenue, from the Euclid Land Bank, to Damon and Toni Young for the amount Two Hundred Fifty Dollars (\$250.00), as authorized by Ordinance No. 97-2023.

WHEREAS, Ordinance 97-2023, passed by Council on October 2, 2023 authorizes the sale of properties in the Euclid Land Bank for private use; and

WHEREAS, Damon and Toni Young own the adjacent property, Permanent Parcel Number 643-15-056, 23351 Ivan Avenue, and submitted a Land Bank application on January 31, 2024 to purchase Land Bank parcel 643-15-057 in order to expand their yard and make future improvements to their property.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the sale of Permanent Parcel Number 643-15-057, vacant land at 23411 Ivan Avenue, from the Euclid Land Bank, to Damon and Toni Young for the amount Two Hundred Fifty Dollars (\$250.00) with the condition that the consolidation plat of Permanent Parcel Numbers 643-15-057 and 643-15-056 is prepared and submitted to the City of Euclid prior to transfer and recording, as authorized by Ordinance No. 97-2023, is hereby approved.

Section 2: That City Council approves the sales price adjustment below the Cuyahoga County Auditor's market value due to area market conditions and based on pricing policies adopted in Ordinance 97-2023.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance authorizing the Mayor of the City of Euclid to enter into an agreement with the Community Improvement Corporation of Euclid, Ohio to convey the real property at Permanent Parcel Number 642-21-038, 20301 Priday Avenue, from the Euclid Land Reutilization Program to the Community Improvement Corporation of Euclid, Ohio.

WHEREAS, the Euclid Land Reutilization Program owns the vacant residential structure at Permanent Parcel Number 642-21-038, 20301 Priday Avenue, ("the Property"); and

WHEREAS, the Euclid Land Reutilization Program acquired this parcel through the process of property tax foreclosure and that the City has determined it has no need for the Property and therefore the Property does not serve a public purpose; and

WHEREAS, the conveyance of the Property will allow the Euclid Community Improvement Corporation to act as the City's agent in the sale of the Property; and

WHEREAS, Ohio Revised Code Section 1724.10(B)(2) permits the conveyance of municipal property no longer needed for municipal purposes to a Community Improvement Corporation without advertisement for bids; and

WHEREAS, transferring the Property to the Community Improvement Corporation of Euclid, Ohio will result in increasing owner-occupancy and renovation of the vacant residential structure, which is in the City's best interest.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the City-owned vacant residential structure at Permanent Parcel Number 642-21-038, 20301 Priday Avenue, is declared no longer needed for municipal purposes.

Section 2: That the Mayor of the City of Euclid be and is hereby authorized to enter into an agreement with the Community Improvement Corporation of Euclid, Ohio to convey the real property at Permanent Parcel Number 642-21-038, 20301 Priday Avenue, from the Euclid Land Reutilization Program to the Community Improvement Corporation of Euclid, Ohio for One Dollar (\$1.00).

Section 2: That the Mayor is hereby authorized and directed to execute the agreement, quit claim deed transferring such land and structure to the Community Improvement Corporation of Euclid, Ohio in such form as approved by the Law Director, and all other documents necessary to consummate this transaction.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No

By – Planning and Zoning

An ordinance repealing Chapter 1356 "U3E Elevator Apartment House Districts" of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid and amending various sections of Euclid Codified Ordinances to remove any references to Chapter 1356 and that use district.

WHEREAS, the U3E Elevator Apartment House District was originally created in 1969. A review of available documents and legislation shows the District was mapped to two parcels. Subsequently, these two parcels were mapped to different districts, leaving the District unmapped since 1985; and

WHEREAS, thirty-one (31) apartment or condominium buildings are three stories or taller with 17 buildings having elevator licenses from the Ohio Department of Commerce and twenty-nine (29) of the apartment or condominium buildings are zoned U3 Apartment House District.

WHEREAS, after review of the code and the built environment as well as considering the goal to remove unnecessary regulations from the Planning and Zoning Code, the Department of Planning and Development recommends that Chapter 1356, U3E Elevator Apartment House District, be repealed in its entirety and any cross references within the Planning and Zoning Code be amended to remove such references.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That Chapter 1356 "U3E Elevator Apartment House Districts" of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid is hereby repealed:

**CHAPTER 1356
U3 Elevator Apartment House Districts**

~~1356.01 Compliance required.~~

~~1356.02 Permitted uses.~~

~~1356.03 Conditional uses.~~

1356.01 COMPLIANCE REQUIRED.

~~In a Class U3E District no building or premises shall be used, and no building shall be erected which is arranged, intended or designed to be used, except for a Class U1, U2, U3 or U3E use.~~

1356.02 PERMITTED USES.

~~The permitted uses in a Class U3E Elevator Apartment House District shall be as follows:~~

~~(a) Uses permitted in a Class U1 District Section 1351.02 and a U2 District Section 1353.02;~~

~~(b) An elevator apartment house;~~

~~(c) An apartment house;~~

~~(d) A community center building accessory to an apartment house or complex and serving only the residents of the apartment house or complex.~~

1356.03 CONDITIONALLY PERMITTED USES.

~~Conditional uses that may be permitted in a Class U3E Elevator Apartment House District are listed below and are regulated in Chapter 1368.~~

~~(a) Conditional uses permitted in Class U3 Districts, Section 1355.03.~~

Section 2: That Sections 1341.01, 1355.03, 1357.07, 1377.06, 1377.08, 1379/03, 1381.05, 1363.04, 1385.05, 1389.14, 1390.06, 1590.10 are amended to delete references to Chapter 1356 and U3E Use District as follows:

1341.01 DISTRICTS AND ZONE MAP ESTABLISHED.

For the purpose of regulating and restricting the location of trades, industries, apartment houses, two-family houses, single-family houses and other uses of property, the number of square feet of lot area per family housed, the width of lots, the location and size of yards and the size and height of buildings, the City is divided into 12 classes of use districts termed respectively:

Class U1 or Single-Family House Districts;

Class U2 or Two-Family House Districts;
Class U3 or Apartment House Districts;
~~Class U3E or Elevator Apartment House Districts;~~
Class U3EL or Senior Citizens Use Districts;
ASF Attached Single-Family Districts;
Class U4 or Local Retail or Wholesale Store Districts;
Class U5 or Commercial Districts;
Class U6 or Industrial and Manufacturing Districts;
Class U7 or Light Industrial Park Districts;
Class U8 or Office Building Districts; and
Class CI or Campus Institutional Use Districts;

also into three classes of height districts termed respectively Class H1, H2 and H3; and into four classes of area districts termed respectively Class A1, A2, A3 and A4.

All districts are as shown on the Zone Map which is declared to be a part hereof. The use, height and area districts designated on the Zone Map are established. The Map designations and the Map designation rules which accompany the Map are declared to be part thereof and hereof.

1355.03 CONDITIONAL USES.

Conditional uses that may be permitted in a Class U3 Apartment House District are listed below and are regulated in Chapter 1368.

- (a) Church/religious assembly;
- (b) Day care center located in an approved religious assembly or school facility;
- (c) Group housing units limited to adult group homes and residential facility group homes.

For the purposes of these regulations, the above terms are defined as follows:

(1) "Adult group home." A facility that is licensed by the Ohio Department of Health to provide accommodations for six to not more than 16 adults and to provide personal care services to these resident adults (typically elderly). Such services may include assistance in daily living activities and self-administration of medicine, and preparation of special diets.

(2) "Residential facility group home." A facility licensed by the Ohio Department of Mental Health to provide accommodations for nine to not more than 16 mentally retarded or developmentally disabled persons and to provide personal care, supervision, habilitation services and mental health services in a family setting.

- (d) Public and private elementary, secondary, and high schools;
- (e) Public libraries.

(f) An elevator apartment house;

1357.07 CONFORMANCE; CONFLICT OF LAWS.

The apartment building shall conform in all respects to ~~either~~ Chapter 1355 ~~or Chapter 1356~~, except as herein provided. In the event of conflict, this chapter shall govern.

1377.06 TRUCK, TRAILER, TRACTOR, BUS OR SEMITRAILER PARKING OR STORAGE.

(a) For the purposes of this section, a truck shall be any vehicle so defined by Ohio R.C. Chapter 4511 and containing only a commercial truck license from the State, including trailers and semitrailers. School bus, bus, commercial tractor, pole trailer and moving van shall also be as defined by Ohio R.C. Chapter 4511.

(b) No person shall park or store any truck, school bus, bus, commercial tractor, pole trailer or moving van in a U1, U2, U3, ~~U3E~~ or U3EL Use District, including on any public street or highway, except to make deliveries or pickups or for the loading or unloading of persons, unless such truck, school bus, bus, commercial tractor, pole trailer or moving van is parked or stored in a completely enclosed structure.

1377.08 RECREATIONAL VEHICLE PARKING OR STORAGE.

(c) No person shall park or store any recreational vehicle as defined herein in a U3, ~~U3E~~ or U3EL Use District, provided, however, that such vehicles may be parked or stored in a U3, ~~U3E~~ or U3EL Use District subject to the following conditions:

- (1) In a completely enclosed structure; or
- (2) Outside of a completely enclosed structure only if the recreational vehicle does not exceed twenty feet in length, unless permitted by the owner of the premises or his or her agent.

No buildings or premises shall be erected or used except in conformity with the regulations in this Planning and Zoning Code prescribed for the respective use, height and area district in which such building or premises are located.

1379.03 HEIGHT REGULATIONS FOR U3 APARTMENT HOUSE DISTRICT AND ~~U3E ELEVATOR APARTMENT HOUSE DISTRICTS.~~

Notwithstanding any other provisions of this chapter for an apartment house building, the maximum height shall be limited to thirty-five feet in a U3 District. For an elevator apartment house building, the minimum height shall be fifty feet and the maximum height shall be 200 feet, excluding accessory structures on roofs ~~in a U3E District.~~

1381.05 ~~U3E ELEVATOR APARTMENT HOUSE DISTRICT AREA REGULATIONS.~~

Notwithstanding the requirements set forth in other sections of this chapter, in the development of an apartment house project of two or more buildings, the creation of a single subplot for each building shall not be required.

1383.04 YARD REGULATIONS; APARTMENT HOUSE DISTRICTS.

(a) Minimum Distance Between Facing and Overlapping Buildings. The minimum distance(s) between any two apartment house buildings or parts thereof in a development area will vary according to the length (L) and height (H) of buildings. Such minimum distance(s) shall be determined by the formula:

$$\text{Minimum Distance(s)} = \frac{LA + LB + HA + HB}{f}$$

the elements of such formula being defined as follows:

(1) Minimum Distance(s) means the required minimum horizontal distance between any wall of building A and the nearest wall of building B or the vertical prolongation of either.

(2) LA means the total length of building A which, for the purposes of the formula, is defined as the length of the portion or portions of any wall or walls of building A from which lines drawn perpendicular to the face of such wall or walls will intersect any wall of building B.

(3) LB means the total length of building B which, for the purposes of the formula, is defined as the length of the portion or portions of any wall or walls of building B from which lines drawn perpendicular to the face of such wall or walls will intersect any wall of building A.

(4) HA means the height of building A.

(5) HB means the height of building B.

(6) f means the division factor, which shall be:

5 for an apartment house, U3 District;

3 for an elevator apartment house, U3E District.

The elements of the formula are shown on the illustrations following subsection (h) hereof and as defined above.

1385.05 FRONT YARDS IN APARTMENT HOUSE DISTRICTS.

Notwithstanding the requirements set forth in other sections of this chapter, front yards shall be established hereinafter in all U3 and U3E Districts as shown on the Zone Map or as described in future amendments.

1389.14 PARKING COMMERCIAL VEHICLES IN PARKING LOTS.

The parking and/or storage of a commercial vehicle on private property shall comply with the following standards based on the zoning district in which the property is located.

(a) U1 and U2 Districts. The parking of a commercial vehicle shall be in compliance with the home occupation regulations in Section 1377.01(e).

(b) U3, U3E and U3EL Districts. Only commercial vehicles that are associated with the maintenance of a multifamily residential development may be parked or stored on site, in compliance with the following.

(1) The commercial vehicle shall not exceed seven feet in height or 20 feet in length.

(2) Any commercial vehicle that has a sign graphic, either attached or painted on the vehicle, which exceeds four square feet in area shall be parked in an enclosed garage or in a side or rear yard.

1390.06 PERMANENT SIGNS IN RESIDENTIAL DISTRICTS.

Permanent signs in residential districts (U1, U2, ASF, U3, U3E and U3EL districts) shall conform to the standards set forth in this section.

1590.10 FIRE NOTICES IN HIGH-RISE APARTMENTS.

The owner of any high-rise apartment (elevator apartment house), as defined by in Chapter 1356 of the Planning and Zoning Code, is hereby required to post the following regulations in each suite of such high-rise apartment in a conspicuous place as well as in a public area in each high-rise apartment within thirty days from the passage of this section:

Section 3: That Chapter 1356 "U3E Elevator Apartment House Districts" is hereby repealed and Sections 1341.01, 1355.03, 1357.07, 1377.06, 1377.08, 1379/03, 1381.05, 1363.04, 1385.05, 1389.14, 1390.06, 1590.10 are hereby amended to delete references to Chapter 1356 and U3E Use District.

Section 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Effective:

Mayor

Ordinance No.

By – Councilperson Gresham

An ordinance authorizing the Mayor of the City of Euclid to enter into a lease with Scott Family Regenerative Farms, LLC for a term of seven (7) years, until May 31, 2031, and to continue to permit the agricultural uses of fruit and vegetable cultivation on this vacant land accessed through 1301 East 279th Street, Permanent Parcel Number 648-30-012, and occupying land to the east of said address to wit; Permanent Parcel Numbers 648-30-006 and 648-35-001.

WHEREAS, the City of Euclid and Urban Renaissance Farms, LLC had a ten (10) year lease, approved by Ord. 61-2021, that expires on May 31, 2031 for the use of these parcels for apiary management and growing organic berry crops; and

WHEREAS, Dr. Josh Stephens of Urban Renaissance Farms, LLC advised that due to time constraints, he is no longer able to devote the time and attention to the farm, and he referred the City of Euclid to Hassan Scott of Scott Family Regenerative Farms, LLC; and

WHEREAS, Hassan Scott, through Scott Family Regenerative Farms, LLC, want to take over the lease of Urban Renaissance Farms, LLC and will continue the same uses of the garden without apiary management at this time; and

WHEREAS, the proposed lease provides for a rental payment of \$1.00 for the seven-year term, and allows the Mayor to terminate the lease at any time with 60 days written notice; and

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor of the City of Euclid is authorized to enter into a lease with Scott Family Regenerative Farms, LLC for a term of seven (7) years, until May 31, 2031, and to continue to permit the agricultural uses of fruit and vegetable cultivation on this vacant land accessed through 1301 East 279th Street, Permanent Parcel Number 648-30-012, and occupying land to the east of said address to wit; Permanent Parcel Numbers 648-30-006 and 648-35-001.

Section 2: That the lease agreement shall be in a form as approved by the Director of Law.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No

By – Mayor Holzheimer Gail

An ordinance amending Section 351.99 “Waiver” of Chapter 351 “Parking Generally” of the Traffic Code of the Codified Ordinances for the City of Euclid to remove the waiver language for certain parking tickets and refer to the Parking Violations Bureau Code Section 309.99.

WHEREAS, the Parking Violations Bureau Chapter 309 was created through Ordinance 111-2016 effective January 1, 2017; and

WHEREAS, that Chapter provides for the processes and procedures associated with issuing, paying and appealing parking tickets; and

WHEREAS, in creating the Parking Violations Bureau Chapter, Section 351.99 should have been repealed or reference should have been made to the waiver or penalty section in the Parking Violations Bureau Chapter; and

WHEREAS, there is a waiver section in the Parking Violations Bureau Chapter, specifically Section 309.99; and as such, Section 351.99 should be amended to reference that section.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That Section 351.99 “Waiver” of Chapter 351 “Parking Generally” of the Traffic Code of the Codified Ordinances for the City of Euclid is hereby amended to read as follows:

351.99 WAIVER

~~Whoever violates any of the provisions of this chapter, except Section 351.04(e) or 351.16(b), may execute a waiver and pay the Police Department the sum of twenty five dollars (\$25.00), if paid within ten days after the violation; otherwise the violator may execute a waiver and pay the Department the sum of fifty dollars (\$50.00), or, if such person is bound over to the Municipal Court and found guilty, he or she shall be punished as provided in Sections 307.01 and 307.02.~~

~~Whoever violates Section 351.04(e) or 351.13 or 351.16(b) may execute a waiver and pay the Police Department the sum of fifty dollars (\$50.00) if paid ten days after the violation; otherwise the violator may execute a waiver and pay the Department the sum of one hundred dollars (\$100.00), or, if such person is bound over to the Municipal Court and found guilty, he or she shall be punished as provided in Sections 307.01 and 307.02.~~

~~Except for violations of Section 351.04(e), only chronic or repeat offenders under this chapter may be bound over to the Municipal Court. A “chronic or repeat offender” is any person who has been cited at least three times during the previous 365 days (one year) for violations of this chapter.~~

~~Refer to Section 309.99 of the Parking Violations Bureau Chapter 309.~~

Section 2: That 351.99 “Waiver” of Chapter 351 “Parking Generally” of the Traffic Code of the Codified Ordinances for the City of Euclid is hereby amended.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Effective:

Mayor

BY: Council President Charlene Mancuso (per request of the Finance Director)

AN EMERGENCY ORDINANCE # ____-2024 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2024.

WHEREAS, IN ORDER TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, IT IS NECESSARY THAT THE FOLLOWING SUMS OF MONEY, OR AS MUCH THEREOF AS MAY BE AUTHORIZED BY LAW, AS MAY BE NEEDED OR DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF THE CITY, BE APPROPRIATED FOR THE CORPORATE PURPOSES AND OBJECTS OF SAID CITY AS HEREINAFTER SPECIFIED.

WHEREAS, THE SUBJECT MATTER OF THIS ORDINANCE CONSTITUTES AN EMERGENCY IN THAT THE SAME PROVIDES FOR THE PRESERVATION OF THE PUBLIC PEACE, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY OF EUCLID, AND FOR THE DAILY OPERATION OF A MUNICIPAL DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EUCLID, THE STATE OF OHIO.

SECTION 1 : THAT TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, OVER A PERIOD ENDING DECEMBER 31, 2024. THE FOLLOWING SUMS BE AND THEY ARE HEREBY SET ASIDE AND APPROPRIATED AS HEREINAFTER SET FORTH.

SECTION 2 : THAT THE EXPENDITURES OF EACH FUND FOR THE CITY OF EUCLID CAN NOT EXCEED THE APPROPRIATION AS AMENDED, FOR THAT FUND.

SECTION 3 : THAT THERE BE AND THERE IS HEREBY APPROPRIATED FROM THE FOLLOWING FUNDS, THE DETAIL OF WHICH IS SHOWN BELOW:

101 GENERAL FUND		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
	<u>Legislative Departments</u>			
101-111	COUNCIL	209,581	7,050	216,631
	<u>Judicial Departments</u>			
101-121	COURT	2,115,266	573,600	2,688,866
	<u>Executive Departments</u>			
101-131	MAYOR	526,571	19,900	546,471
101-132	HUMAN RESOURCES	145,303	14,600	159,903
101-133	CIVIL SERVICE	19,480	40,100	59,580
	<u>Law Department</u>			
101-141	LAW DEPARTMENT	970,096	235,550	1,205,646
	<u>Finance Department</u>			
101-151	FINANCE	434,405	104,800	539,205
101-152	TAX	199,147	1,205,450	1,404,597
101-153	VITALS		360,268	360,268
101-154	INFORMATION TECH	271,966	209,195	481,161
	<u>Police Department</u>			
101-211	POLICE	15,566,949	1,511,060	17,078,009
101-212	POLICE ADMIN	901,834	344,969	1,246,803
101-213	CORRECTIONS		650,000	650,000
	<u>Fire Department</u>			
101-221	FIRE (FIGHTING, PREVENTION, INSPECTIONS)	13,431,368	271,450	13,702,818
101-222	FIRE ADMIN	108,889	21,000	129,889
	<u>Protective Inspection Department</u>			
101-311	BUILDING / HOUSING	1,032,714	211,500	1,244,214
101-331	PLANNING AND ZONING	174,013	18,750	192,763
	<u>CS & ED Department</u>			
101-411	PLANNING AND DEVELOPMENT	504,488	388,300	892,788
	<u>Service Department</u>			
101-511	PUBLIC WORKS	243,836	3,350	247,186
101-521	PUBLIC BUILDINGS	767,123	274,550	1,041,673
101-541	MOTOR MAINTENANCE	946,774	1,340,650	2,287,424
101-551	PARKS	1,207,151	134,700	1,341,851
101-561	ENGINEERING	-	71,350	71,350
101-571	SANITATION	-	3,240,750	3,240,750
	<u>Recreation</u>			
101-611	RECREATION			-
101-621	SENIOR CENTER	408,209	70,760	478,969
	<u>General Services</u>			
101-711	GENERAL SERVICES	16,000	2,673,650	2,689,650
101-912	<u>TRANSFERS</u>			
	TO ANIMAL SHELTER - FUND 214		140,000	140,000
	TO NUISANCE ABATEMENT - FUND 216		40,000	40,000
	TO RECREATION OPERATION - FUND 240		150,000	150,000
	TO SHORE CORP. - FUND 290		150,000	150,000
	TO SELF-INSUR. LIABILITY - FUND 630		1,250,000	1,250,000
	TOTAL TRANSFERS OUT			1,730,000
101-913	ADVANCES			

TO GOLF COURSE
TOTAL GENERAL FUND

FUND 560

55,928,465

SPECIAL REVENUE FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
210	STATE HIGHWAY	-	149,000	149,000
211	INDIGENT DRIVER ALCOHOL PROGRAM	-	100,000	100,000
212	COURT COMPUTERIZATION	-	120,000	120,000
213	COURT SPECIAL PROJECTS	-	250,000	250,000
214	ANIMAL SHELTER	167,643	9,936	177,579
216	NUISANCE ABATEMENT	281,780	101,900	383,680
217	INDIGENT DRIVER INTERLOCK & ALCOHOL	-	10,000	10,000
220	STREET MAINTENANCE & CONSTRUCTION	513,716	2,658,112	3,171,828
230	COMMUNITY TV	-	-	-
240	RECREATION OPERATING	129,315	875,152	1,004,467
250	COMMUNITY DEVELOPMENT BLOCK GRANT	393,970	1,928,629	2,322,599
252	NEIGHBORHOOD STABILIZATION PROGRAM	-	23,110	23,110
253	HOME PROGRAM	-	50,316	50,316
255	OTHER GRANTS	-	3,510,317	3,510,317
258	CARES ACT	-	33	33
259	ARP ACT	-	16,131,729	16,131,729
261	COP GRANT	278,407	-	278,407
262	SAFER GRANT	157,233	-	157,233
280	LAW ENFORCEMENT TRUST	-	275,000	275,000
290	SHORE CORPORATION	313,948	187,199	501,147
291	UNCLAIMED MONIES	-	-	-
TOTAL SPECIAL REVENUE FUNDS				28,616,445
CAPITAL PROJECTS FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
310	GENERAL PERMANENT IMPROVEMENT	-	425,388	425,388
320	RECREATION CAPITAL	-	1,000,000	1,000,000
330	SIDEWALK REPAIR & REPLACE	-	64	64
380	SIMS PARK	-	4,307	4,307
391	BENNINGTON HAMLET TIF	-	95,000	95,000
393	CMP PROPERTIES TIF	-	150,000	150,000
394	HARBOR TOWN TIF	-	600,000	600,000
395	DOWNTOWN DISTRICT TIF	-	60,000	60,000
396	O'REILLY PUBLIC IMPROVEMENT TIF	-	90,000	90,000
397	SID WATERFRONT DISTRICT	-	45,000	45,000
398	DOLLAR GENERAL TIF	-	120,000	120,000
TOTAL CAPITAL PROJECTS FUNDS				2,589,759
DEBT SERVICE FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
410	BOND RETIREMENT	-	3,012,861	3,012,861
TOTAL DEBT SERVICE FUNDS				3,012,861
ENTERPRISE FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
510	WASTE WATER TREATMENT	5,070,446	18,249,231	23,319,677
511	EQUIPMENT REPLACEMENT	-	621,000	621,000
512	CREEKS AND SEWERS	1,244,431	190,000	1,434,431
515	PETERSON TRUNK LINE	-	3,019,022	3,019,022
516	WATERLINE IMPROVEMENT	-	4,656,974	4,656,974
560	BRIARDALE GOLF COURSE	-	-	-
TOTAL ENTERPRISE FUNDS				33,051,104
INTERNAL SERVICE FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
630	SELF INSURANCE	-	2,296,000	2,296,000
TOTAL INTERNAL SERVICE FUND				2,296,000
TRUST & AGENCY FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
730	RETIREEES-INSURANCE PYMTS	-	500	500
740	BUILDING DEPOSITS	-	100,000	100,000
750	STREET OPENINGS	-	50,000	50,000
760	REVOLVING	-	100,000	100,000
TOTAL TRUST & AGENCY FUND				250,500
TOTAL ALL FUNDS				\$ 125,745,134

SECTION 4: THAT THE DIRECTOR OF FINANCE IS HEREBY AUTHORIZED TO DRAW HIS WARRANTS FROM ANY OF THE FOREGOING APPROPRIATIONS UPON RECEIVING PROPER CERTIFICATES AND VOUCHERS THEREFORE APPROVED BY THE BOARD OF OFFICERS AUTHORIZED BY LAW TO APPROVE THE SAME, OR AN ORDINANCE OR RESOLUTION OF COUNCIL TO MAKE THE EXPENDITURES PROVIDED THAT THE CONTINGENCIES CAN ONLY BE EXTENDED UPON APPROVAL OF TWO-THIRDS VOTE OF COUNCIL FOR ITEMS OF EXPENSE CONSTITUTING A LEGAL OBLIGATION AGAINST THE CITY OF EUCLID AND FOR

OTHER THAN THOSE COVERED BY THE OTHER SPECIFIC APPROPRIATIONS MADE HEREIN.

SECTION 5: THAT ALL APPROPRIATIONS EQUAL TO OUTSTANDING ENCUMBRANCES SHALL AT YEAR END CARRY FORWARD
TO THE NEXT SUCCEEDING YEAR, SHALL NOT LAPSE AND THEREFORE, ENCUMBRANCES NEED NOT BE REAPPROPRIATED.

SECTION 6: THAT IT IS FOUND AND DETERMINED THAT ALL FORMAL ACTIONS OF THIS COUNCIL CONCERNING AND RELATING
TO THE ADOPTION OF THIS ORDINANCE WERE ADOPTED IN AN OPEN MEETING OF THIS COUNCIL. AND THAT ALL DELIBERATIONS
OF THIS COUNCIL AND OF ANY OF ITS COMMITTEES THAT RESULTED IN SUCH FORMAL ACTIONS, WERE IN MEETINGS OPEN TO
THE PUBLIC, IN COMPLIANCE WITH ALL LEGAL REQUIREMENTS INCLUDING SECTION 121.22 OF THE OHIO REVISED CODE.

SECTION 7: THAT THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE
IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE OF THE INHABITANTS OF THE CITY OF
EUCLID, AND PROVIDED IT RECEIVES THE TWO-THIRDS VOTE OF ALL MEMBERS OF COUNCIL ELECTED THERETO, SHALL BE IN
FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL; OTHERWISE TO BE IN FULL FORCE AND EFFECT FROM
AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ATTEST:

CLERK OF COUNCIL

PRESIDENT OF COUNCIL

PASSED :

APPROVED :

MAYOR