

**AGENDA**  
**EUCLID CITY COUNCIL MEETING**  
**MONDAY, AUGUST 17, 2026 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:**

- Letter from Ohio Liquor Control Commission confirming receipt of the City of Euclid’s Notice of Appeal of the permit application of TRM Convenient, LLC

**COUNCIL MINUTES:**

- July 17, 2026

**ADMINISTRATION REPORTS & COMMUNICATIONS:**

**COMMITTEE DOCUMENTATION:**

- Executive and Finance Committee Meeting Summary – July 29, 2026
- Board of Control Minutes – July 13<sup>th</sup>, 20<sup>th</sup>, & 27<sup>th</sup> and August 3rd, 2026

**COMMITTEE OF THE WHOLE**

| LEGISLATION    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |               |
|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| ACTION         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | PROPOSED      |
| Second Reading | 1. An ordinance establishing Chapter 157, Municipal Fees, in the Title Five, Administration, of the Codified Ordinances of the City of Euclid and amending Section 137.02 of the Administrative Code, Sections 505.33, 503.34 of the General Offenses Code, Sections 901.02, 921.02, 922.08, 949.05, of the Streets, Utilities and Public Services Code, Sections 1301.03, 1365.06(d)(1)(B)(3), 1377.08(b)(2), 1377.09(g), 1396.04, 1396.07, 1397.09, and 1399.09 of the Planning and Zoning Code, and Section 1703.65(a) of the Building and Housing Code. (This version contains amendments from the version previously introduced to Council) (Sponsored by Mayor Holzheimer Gail.) | Ord. (084-26) |
|                | <b>Comment: This would create Chapter 157, Municipal Fees in the Euclid Codified Ordinances and amend certain existing fees and list the new fee amounts in the Municipal Fee Schedule that will be part of Chapter 157.</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                           |               |
|                | 2. An emergency ordinance authorizing the Director of Public Service, or his designee, to enter into a Membrane Replacement Agreement with Zenon Environmental Corporation, 3600 Horizon Boulevard, Trevose, Pennsylvania 19053 for the purchase, delivery, support and warranties for wastewater membrane and cassette replacement over a thirteen year period at a total cost of Twenty-Five Million Six Hundred Fifty-Three Thousand One Hundred Sixty Dollars and Zero Cents (\$25,653,160) for use by the Water Reclamation Department at the Wastewater Treatment Plant. (Sponsored by Mayor Holzheimer Gail.)                                                                   | Ord. (093-26) |
|                | <b>Comment: This would authorize the Director of Public Service to sign a Membrane Replacement Agreement to allow for the</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |               |

**purchase, delivery, support and warranties for new membranes used at the Wastewater Treatment Plant.**

3. An emergency ordinance amending #19A-2026 which makes the annual appropriation for all expenditures for the City of Euclid ending December 31, 2026. (Sponsored by Council President Jarosz per request of the Finance Department.) Ord. (091-26)

**Comment: This would amend the 2026 budget.**

4. An emergency ordinance approving the Mayor, or her designee, to enter into a contract for insurance coverage insuring municipal buildings, municipal equipment, and inland marine coverage from July 1, 2026 through July 1, 2027 in the amount of Three Hundred Ninety-Two Thousand Six Hundred and Two Dollars and Zero Cents (\$392,602.00). (Sponsored by Mayor Holzheimer Gail.) Ord. (085-26)

**Comment: This approves the binding of insurance coverage for municipal buildings and equipment for the period July 1, 2026 – July 1, 2027.**

**First Reading**

5. 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 it relates to and designates a U2 Residential and U3 Multi-Family Residential use districts relative to a parcel identified as V/L Lake Shore Boulevard, Euclid, OH 44123 and Permanent Parcel Number 644-07-002. (Sponsored by Planning and Zoning Commission.) Ord. (087-26)

**Comment: This would amend the rezoning of Permanent Parcel Numbers 644-07-002 to a U3 Multi-Family Residential use.**

6. An emergency ordinance adopting a moratorium prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with a standalone data center or establishment of a data center as a principal use in a standalone facility or building, but said moratorium shall not apply to an enterprise data center used for on-premises purposes, with the moratorium to be for a period not to exceed six months in order to allow the City of Euclid time to study the effects of such products on citizens and to determine whether the adoption of regulations relating to such standalone data centers are warranted. (Sponsored by Councilpersons Hannum and Cosgriff.) Ord. (086-26)

**Comment: This imposes a six-month moratorium on standalone data centers to allow the City time to study their impact on the community.**

7. An emergency ordinance renewing the moratorium prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with the distribution or sale of vaping/e-cigarette products and prohibiting the commencement of the actual distribution and sale of such products for a period not to exceed three (3) months in order to allow the City of Euclid additional time to study the effects of such products on citizens and to determine whether the adoption of regulations relating to such products are warranted. (Sponsored by Mayor Holzheimer Gail.) Ord. (090-26)

**Comment: This would extend the moratorium on approving any new vaping/e-cigarette applications for another three (3) months to allow Council time to review the proposed amendments to the Euclid Codified Ordinances dealing with the sale of vaping/e-cigarette products.**

8. An ordinance amending Section 1359.03(b)(25) "Permitted Uses," 1359.04 "Definitions of Specific Uses" and 1359.06 "Regulations for Specific Uses" of Chapter 1359 "U4, U5 and U6 Business and Industrial Districts" of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid to make amendments associated with the distribution of sale of vaping/e-cigarette products, and concerning smoke and vape shops. (Sponsored by Planning and Zoning Commission.) Ord. (092-26)

**Comment: This would amend portions of the Planning and Zoning codes of the Euclid Codified Ordinances to address the sale of vaping/e-cigarette products and operation of smoke and vape shops.**

9. An emergency ordinance renewing the moratorium on the acceptance and processing of applications for zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis in the City of Euclid for a period not to exceed three (3) months. (Sponsored by Mayor Holzheimer Gail.) Ord. (094-26)

**Comment: This would extend the moratorium on approving any new applications or a change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis for another three (3) months to allow the Planning and Zoning Commission and Council time to review the proposed amendments to the Euclid Codified Ordinances dealing with said operations.**

10. A resolution objecting to the 2026-2027 renewal of the liquor permit for Sharita Roberts, who operates the establishment known as Boozers Sports Bar and Grill, 21702 St. Clair Avenue, Euclid, OH 44117, Ohio Division of Liquor Control Permit Number 7443995, and encouraging the Ohio Department of Commerce, Division of Liquor Control, to deny said renewal of the liquor permit. (Sponsored by Councilperson Tolton.) Res. (088-2~~8~~)  
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**Comment: This informs the Division of Liquor Control that City Council objects to the reissuance of the liquor permit for Sharita Roberts, who operates Boozers Sports Bar and Grill.**

#### CEREMONIAL RESOLUTION

11. A resolution of congratulations to the Noble Beach Association on the occasion of its 125th Anniversary, celebrating a legacy that began in 1901 along the shores of Lake Erie. (Sponsored by Mayor Holzheimer Gail and All Members of Council.) Res. (089-26)

**COUNCIL MEMBERS' COMMENT  
ADJOURNMENT**



585 EAST 222<sup>ND</sup> STREET, EUCLID, OHIO 44123-2099

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## Board of Control

The Board of Control of the City of Euclid met on Monday July 13, 2026 in the Council Chambers to consider business to come before the Board. Chairwoman Holzheimer-Gail called the meeting to order at 4:00 p.m.

|                          |                                                |     |
|--------------------------|------------------------------------------------|-----|
| <b><u>ROLL CALL:</u></b> | Kirsten Holzheimer-Gail, Mayor                 | (E) |
|                          | Pat Cooney, Acting Chairman                    | (P) |
|                          | Katie Iaconis, Finance Director                | (P) |
|                          | Mac Stephens, Recreation Director              | (E) |
|                          | Patrick Grogan-Myers, Plann & Develop Director | (P) |
|                          | Leo Mahoney, Service Director                  | (P) |
|                          | Tara Hannum, Council Representative            | (P) |

Motion to excuse Mayor Holzheimer-Gail and Director Stephens moved by Director Grogan-Myers and seconded by Councilwoman Hannum. Motion passed unanimously.

### **ALSO PRESENT:** **ADD TO AGENDA:**

**MINUTES:** Monday July 06, 2026

Moved by Councilwoman Hannum and seconded by Director Iaconis to approve the minutes of Monday July 06, 2026. Motion passed unanimously.

### **BID OPENING:**

Coulter Ave & E 217<sup>th</sup> Watermain Replacement

| <b>Trax Construction Co. Inc.</b> |                | <b>Terrace Construction Co. Inc.</b> |                |
|-----------------------------------|----------------|--------------------------------------|----------------|
| Coulter Ave                       | \$1,138,563.00 | Coulter Ave                          | \$986,374.27   |
| E 217 <sup>th</sup> St            | \$1,007,549.00 | E 217 <sup>th</sup> St               | \$827,559.76   |
| Total                             | \$2,146,112.00 | Total                                | \$1,813,934.03 |

Motion to move all bids to tabulation moved by Director Grogan-Myers and seconded by Councilwoman Hannum. Motion passed unanimously.

2026 Asphalt Road Program

| <b>Barbicas Paving LLC</b>           |                | <b>Geauga Highway</b>      |                |
|--------------------------------------|----------------|----------------------------|----------------|
| Base Bid                             | \$1,645,000.00 | Base Bid                   | \$1,399,400.00 |
| <b>Specialized Construction Inc.</b> |                | <b>The Vallejo Company</b> |                |
| Base Bid                             | \$1,657,745.00 | Base Bid                   | \$1,550,952.00 |
| <b>Perks Company Inc.</b>            |                | <b>Ronyak Paving Inc.</b>  |                |
| Base Bid                             | \$1,769,155.00 | Base Bid                   | \$1,463,710.00 |
| <b>Karvo Companies Inc.</b>          |                | <b>Phillips Paving</b>     |                |
| Base Bid                             | \$1,447,291.93 | Base Bid                   | \$1,543,850.00 |

Motion to move all bids to tabulation moved by Director Iaconis and seconded by Director Mahoney. Motion passed unanimously.

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July 13, 2026

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2026 Concrete Road Program

**Tri Mor Corp**

Base Bid \$793,650.00  
Alternate 1 \$331,625.00  
Total \$1,125,275.00

**CATTS Construction Inc.**

Base Bid \$810,290.00  
Alternate 1 \$342,610.00  
Total \$1,152,900.00

**Perk Company Inc.**

Base Bid \$950,250.00  
Alternate 1 \$439,575.00  
Total \$1,389,825.00

**A&J Cement Contractors Inc.**

Base Bid \$1,020,440.00  
Alternate 1 \$455,750.00  
Total \$1,476,190.00

Motion to move all bids to tabulation moved by Director Grogan-Myers and seconded by Councilwoman Hannum. Motion passed unanimously.

**TABULATIONS/RECOMMENDATIONS/AWARDS PENDING:**  
**RECOMMENDATION:**  
**FUTURE BID OPENINGS:**

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**REQUISITIONS:**

US Signal Company LLC  
Amount: \$8,400.00  
Monthly Monitoring and Cloud Storage for WWTP for the remainder of 2026

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$8,400.00. Motion passed unanimously.

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Signal Service Company  
Amount: \$58,300.00  
Repairs to Traffic Signal Equipment on Lakeshore and E. 200<sup>th</sup>

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$58,300.00. Motion passed unanimously.

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**GOVDEALS.COM:**  
**CHAIRMAN'S REPORT:**  
**OTHER BUSINESS:**  
**ADJOURNMENT:**

Motion to adjourn moved by Councilwoman Hannum and seconded by Director Mahoney. Motion passed unanimously. This meeting adjourned at 4:22pm.

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Chairman

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Secretary



585 EAST 222<sup>ND</sup> STREET, EUCLID, OHIO 44123-2099

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## Board of Control

The Board of Control of the City of Euclid met on Monday July 20, 2026 in the Council Chambers to consider business to come before the Board. Chairwoman Holzheimer-Gail called the meeting to order at 4:00 p.m.

|                          |                                                |     |
|--------------------------|------------------------------------------------|-----|
| <b><u>ROLL CALL:</u></b> | Kirsten Holzheimer-Gail, Chairwoman            | (P) |
|                          | Laura Rubadue, Assistant Law Director          | (P) |
|                          | Katie Iaconis, Assistant Finance Director      | (P) |
|                          | Mac Stephens, Recreation Director              | (P) |
|                          | Patrick Grogan-Myers, Plann & Develop Director | (P) |
|                          | Leo Mahoney, Service Director                  | (P) |
|                          | Greg Cosgriff, Council Representative          | (E) |

Motion to excuse Councilman Cosgriff moved by Director Stephens and seconded by Director Iaconis. Motion passed unanimously.

**ALSO PRESENT:** Mitch Perusek, Clerk of Courts

**ADD TO AGENDA:** Dell Direct Sales LP

Motion to add Dell Direct Sales LP to the agenda in the amount of \$14,337.12 moved by Director Iaconis and seconded by Director Steohens. Motion passed unanimously.

**MINUTES:** Monday July 13, 2026

Moved by Director Mahoney and seconded by Director Grogan-Myers to approve the minutes of Monday July 13, 2026. Motion passed unanimously.

**BID OPENING:**

**TABULATIONS/RECOMMENDATIONS/AWARDS PENDING:**

**RECOMMENDATION:**

### 2026 Concrete Road Paving Program

It is at the recommendation of the Department of Public Service Director and GPD to award the bid to Tri Mor Corp in the amount of \$1,125,275.00. Motion moved by Director Mahoney and seconded by Director Grogan-Myers. Motion passed unanimously.

### Coulter Ave & E 217<sup>th</sup> St Watermain

It is at the recommendation of the Department of Public Service Director and GPD to award the bid to Terrace Construction Co Inc. in the amount of \$1,813,934.03. Motion moved by Director Mahoney and seconded by Director Grogan-Myers. Motion passed unanimously.

**FUTURE BID OPENINGS:**

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July 20, 2026

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**REQUISITIONS:**

Innovare Solutions LLC  
Amount: \$21,000.00  
E-Filling Installation, Testing, Training

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$21,000.00. Motion passed unanimously.

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GPD Group  
Amount: \$99,926.76  
CSO 6 Control Measure – Invoice #12

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$99,926.76. Motion passed unanimously.

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GPD Group  
Amount: \$34,302.09  
Euclid Sewer Study – Invoice #97

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$34,302.09. Motion passed unanimously.

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OH Dept of Job & Family  
Amount: \$5,480.00  
2026 2nd Quarter Unemployment

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$5,480.00. Motion passed unanimously.

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Dell Direct Sales LP  
Amount: \$14,337.12  
Rugged Notebooks for Motor Maintenance Office 365 upgrades

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$14,337.12. Motion passed unanimously.

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**GOVDEALS.COM:**  
**CHAIRMAN’S REPORT:**  
**OTHER BUSINESS:**  
**ADJOURNMENT:**

Motion to adjourn moved by Assistant Director Rubadue and seconded by Director Iaconis. Motion passed unanimously. This meeting adjourned at 4:06pm.

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Chairwoman

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Secretary





585 EAST 222<sup>ND</sup> STREET, EUCLID, OHIO 44123-2099

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## Board of Control

The Board of Control of the City of Euclid met on Monday July 27, 2026 in the Council Chambers to consider business to come before the Board. Chairwoman Holzheimer-Gail called the meeting to order at 4:00 p.m.

|                          |                                                |     |
|--------------------------|------------------------------------------------|-----|
| <b><u>ROLL CALL:</u></b> | Kirsten Holzheimer-Gail, Chairwoman            | (P) |
|                          | Pat Cooney, Law Director                       | (P) |
|                          | Katie Iaconis, Finance Director                | (P) |
|                          | Mac Stephens, Recreation Director              | (P) |
|                          | Patrick Grogan-Myers, Plann & Develop Director | (P) |
|                          | Leo Mahoney, Service Director                  | (P) |
|                          | Wallace Tanner, Council Representative         | (E) |

Motion to excuse Councilman Tanner moved by Director Stephens and seconded by Director Iaconis. Motion passed unanimously.

**ALSO PRESENT:** Adam Beese, Police Captain

**ADD TO AGENDA:** Vances Shooter Supplies Inc.

Motion to add Vances Shooter Supplies Inc. to the agenda in the amount of \$8,615.25 moved by Director Cooney and seconded by Director Grogan-Myers. Motion passed unanimously.

**MINUTES:** Monday July 27, 2026

Moved by Director Mahoney and seconded by Director Grogan-Myers to approve the minutes of Monday July 27, 2026. Motion passed unanimously.

**BID OPENING:**

**TABULATIONS/RECOMMENDATIONS/AWARDS PENDING:**

**RECOMMENDATION:**

### 2026 Asphalt Road Paving Program

It is at the recommendation of the Department of Public Service Director and GPD to award the bid to Geauga Highway in the amount of \$1,399,400.00. Motion moved by Director Mahoney and seconded by Cooney. Motion passed unanimously.

**FUTURE BID OPENINGS:**

**REQUISITIONS:**

Ohio AMS LLC  
Amount: \$8,533.00  
GPS Monitoring – June 2026

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$8,533.00. Motion passed unanimously.

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July 27, 2026

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Atlas Auto Inc.  
Amount: \$7,800.00  
Replace transmission on #1343

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$7,800.00. Motion passed unanimously.

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Signal Service Company  
Amount: \$33,616.00  
Replace Double Sided RRFB Equipment from MVAs

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$33,616.00. Motion passed unanimously.

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JAB Supply Corp  
Amount: \$35,000.00  
Cement for Street Repairs – Draw Down

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$35,000.00. Motion passed unanimously.

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Atlantic Emergency Solutions Inc.  
Amount: \$52,384.00  
Replace Hale Pump #1321

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$52,384.00. Motion passed unanimously.

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UWD Holdings  
Amount: \$5,587.50  
Window Replacement for Resident Joseph Osterman – 271 E. 276th Street

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$5,587.50. Motion passed unanimously.

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Vances Shooter Supplies Inc.  
Amount: \$8,615.25  
9000 Rds of Hornandy 5.56NATO 75gr TAP SBR Ammo for EPD

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$8,615.25. Motion passed unanimously.

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**GOVDEALS.COM:**  
**CHAIRMAN'S REPORT:**  
**OTHER BUSINESS:**  
**ADJOURNMENT:**

Motion to adjourn moved by Director Mahoney and seconded by Director Cooney. Motion passed unanimously. This meeting adjourned at 4:05pm.

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Chairwoman

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Secretary



585 EAST 222<sup>ND</sup> STREET, EUCLID, OHIO 44123-2099

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## Board of Control

The Board of Control of the City of Euclid met on Monday August 03, 2026 in the Council Chambers to consider business to come before the Board. Chairwoman Holzheimer-Gail called the meeting to order at 4:03 p.m.

**ROLL CALL:**

|                                                |     |
|------------------------------------------------|-----|
| Kirsten Holzheimer-Gail, Chairwoman            | (P) |
| Pat Cooney, Law Director                       | (P) |
| Katie Iaconis, Finance Director                | (P) |
| Mac Stephens, Recreation Director              | (E) |
| Patrick Grogan-Myers, Plann & Develop Director | (P) |
| Leo Mahoney, Service Director                  | (P) |
| Dana Heil, Council Representative              | (E) |

Motion to excuse Councilwoman Heil and Director Stephens moved by Director Iaconis and seconded by Director Cooney. Motion passed unanimously.

**ALSO PRESENT:**  
**ADD TO AGENDA:**

**MINUTES:** Monday July 27, 2026

Moved by Director Mahoney and seconded by Director Grogan-Myers to approve the minutes of Monday July 27, 2026. Motion passed unanimously.

**BID OPENING:**  
**TABULATIONS/RECOMMENDATIONS/AWARDS PENDING:**  
**RECOMMENDATION:**  
**FUTURE BID OPENINGS:**

**REQUISITIONS:**

Motorola Solutions  
Amount: \$23,728.92  
Communication Equipment (radio)

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$23,728.92. Motion passed unanimously.

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Brennan Manna and Diamond LLC  
Amount: \$25,000.00  
Legal Services for E. Wall Adm of M. Wall v. B. Wilson

Moved by Director Iaconis and seconded by Director Cooney in the amount of \$25,000.00. Motion passed unanimously.

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Friends of the Henn Masion  
Amount: \$20,000.00  
50% Reimbursement for Capital

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$20,000.00. Motion passed unanimously.

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August 03, 2026

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GOVDEALS.COM:  
CHAIRMAN'S REPORT:  
OTHER BUSINESS:  
ADJOURNMENT:

Motion to adjourn moved by Director Cooney and seconded by Director Grogan-Myers. Motion passed unanimously. This meeting adjourned at 4:05pm.

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Chairwoman

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Secretary

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance establishing Chapter 157, Municipal Fees, in the Title Five, Administration, of the Codified Ordinances of the City of Euclid and amending Section 137.02 of the Administrative Code, Sections 505.33, 503.34 of the General Offenses Code, Sections 901.02, 921.02, 922.08, 949.05, of the Streets, Utilities and Public Services Code, Sections 1301.03, 1365.06(d)(1)(B)(3), 1377.08(b)(2), 1377.09(g), 1396.04, 1396.07, 1397.09, and 1399.09 of the Planning and Zoning Code, and Section 1703.65(a) of the Building and Housing Code.

WHEREAS, the Administration is conducting a review of the various rates and fees charged for the services provided and permits issued during the regular course of operations; and

WHEREAS, rates and fees have not been comprehensively reviewed and updated in more than a decade; and

WHEREAS, it is recommended that the fees for the various services and permits be centralized into one Chapter for easy reference by the public.

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

Section 1: That Chapter 157, Municipal Fees, in Title Five, Administration, of the Codified Ordinances of the City of Euclid, shall be established and read as follows:

**CHAPTER 157**  
**Municipal Fees**

**157.01 ENACTMENT OF CHAPTER.**

This Council finds that creating one code chapter whereby the public can locate all fees charged for services is in the best interest of the City and its residents. City Council hereby enacts Chapter 157, Municipal Fees, of the Codified Ordinances of the City, and adopts Exhibit A, which shall be known as the Municipal Fee Schedule of the City of Euclid.

**157.02 SCHEDULE OF FEES, CHARGES, AND EXPENSES.**

The fees, charges and expenses and department or division responsible for collection as outlined in Exhibit A are hereby established.

**157.03 EXEMPTION FOR MUNICIPAL DEPARTMENTS.**

All departments within the City or contractors working for such City departments, when in the performance of governmental functions in furtherance of a public purpose, shall be exempt from payment of any fees in the Municipal Fee Schedule. The administration, at its discretion, may grant such an exemption from the payment of fees in the Municipal Fee Schedule to governmental entities other than the City, such as utility providers, under the same or similar circumstances.

**157.04 FAILURE TO PAY.**

Failure to pay any fees required in this chapter, other sections of the Euclid Codified Ordinances, or the Municipal Fee Schedule shall result in double the fee required in addition to any other penalties that may be enforced by ordinance.

**157.05 ANNUAL REVIEW OF FEES.**

Upon review and recommendation made by the Mayor or Department director that the Municipal Fee Schedule be amended for reasons including, but not limited to, paying all costs by the City for services, maintenance, and equipment for the delivery of such services, inspections, or programs, the Board of Control is authorized and empowered to amend rates in the Municipal Fee Schedule at one of its regularly scheduled meetings. Any proposals to add fees or remove fees from the Municipal Fee Schedule must be approved by City Council.

**157.06 POSTING OF MUNICIPAL FEE SCHEDULE.**

The Municipal Fee Schedule shall be posted on the City's website and made available to the public upon request free of charge.

**157.07 CONFLICT.**

In the event of a conflict between any provision of Chapter 157, Municipal Fees, and any other section of the City's Codified Ordinances regarding the imposition of a fee and/or the fee amount, the provisions of Chapter 157 shall prevail. Provisions of the Codified Ordinances requiring the imposition

of a fee not contained in Chapter 157, and which fee is addressed in another or other sections of the City's Codified Ordinances, shall continue to be governed by those other sections.

#### **157.10 INVALIDITY; SEVERABILITY.**

If the imposition of any fee listed in Chapter 157, or the application thereof to any person or circumstance is held invalid, such invalidity does not affect the other provisions of the Chapter or related sections which can be given effect without the invalid provision or application, and to this end the provisions are severable.

Section 2: That Section 137.02 of the Administrative Code is hereby amended as follows:

#### **137.02 PERMIT AND LICENSE FEES.**

All fees for permits or licenses shall be collected by the Director of Finance or an employee authorized by the Director. No permit or license shall be issued by any officer or employee of the City unless and until the fee for such license or permit shall have been paid by the party applying to the Director of Finance or other person authorized by the Director to receive such payment.

- (a) Credit Card Processing Fee. City Departments may accept payment by credit card for fines, fees, costs, and other charges assessed but such payment shall include a nonrefundable processing fee as outlined in the Municipal Fee Schedule, with the processing fee being due and payable at the time of payment of the other fine, fee, cost, or other charge.
- (b) Special Assessment Record Search/Title Search Fee. Title or escrow companies requesting that the City perform a search on real property regarding outstanding fees and charges prior to or commensurate with the sale of that property shall be assessed a Special Assessment Records Search Fee as outlined in the Municipal Fee Schedule.
- (c) Non-sufficient Funds Fee. The Director of Finance is authorized to impose a charge for checks received by the City for any reason that are returned because of non-sufficient funds (NSF) in an amount as outlined in the Municipal Fee Schedule.

Section 23: That Section 505.33 of the General Offenses Code is hereby amended as follows:

#### **505.33 PROCEDURE AND FEES FOR RECOVERY OF ANIMALS.**

(a) Any owner of an impounded dog or cat shall be entitled to recover such animal if, within the prescribed holding period as set forth in Section 505.32, such person appears to claim such animal and shall make payment of pay:

- (1) An Impoundment fee: \$25.00 as outlined in the Municipal Fee Schedule;
- (2) A boarding fee for For each day or part of a day, that such animal is impounded: \$10.00 a boarding fee as outlined in the Municipal Fee Schedule.

(b) If an owner cannot validate current rabies immunization for his or her animal, then such owner shall, within three business days, accomplish such vaccination with a licensed veterinarian or shall be issued a summons for violation of this provision.

Section 34: That Section 505.34 of the General Offenses Code is hereby amended as follows:

#### **505.34 PROCEDURE AND FEES FOR ADOPTING ANIMALS.**

(a) Any dog or cat not recovered by its owner within the prescribed holding period may be offered by adoption to a new adult owner pursuant to the fees outlined in the Municipal Fee Schedule.

~~(b) The Supervisor shall collect such fees for animal adoption as follows:~~

- ~~(1) Canine adoption fee: eighty dollars (\$80.00); previously spayed or neutered: seventy dollars (\$70.00).~~
- ~~(2) Feline adoption fee: seventy dollars (\$70.00); previously spayed or neutered: sixty dollars (\$60.00).~~
- ~~(3) Individuals age 65 or older shall receive a ten dollar (\$10.00) discount on adoption fees.~~

~~(eb) Such rabies vaccination as is prescribed in Section 505.33(b) shall also be required.~~

~~(ec) If any dog or cat has not reached maturity, the owner shall agree in writing to have such animal at a specified place and date taken for neutering or spay. Such owner shall be required to have such animal currently immunized against rabies by a licensed veterinarian before neutering or spaying. Any owner who fails to have such pet spayed or neutered within thirty days after the specified date shall forfeit ownership of said animal and any spaying or neutering fee. All dogs or cats old enough for neutering/spaying shall be altered either through the Euclid Animal Pound Shelter adoption program or by the owner's own veterinarian. In the latter case, such alteration shall be at the owner's expense, and all appointments for surgery shall be made for the owner by a representative of the Euclid Animal Pound Shelter.~~

(e) Anyone found in violation of the City adoption agreement and who fails to correct the violation within forty-eight hours, shall forfeit the adopted animals to the Euclid Animal Shelter, and shall be subject to a fine in the amount of one hundred dollars (\$100.00).

Section 45: That Section 901.02 of the Streets, Utilities and Public Services Code is hereby amended as follows:



### **901.02 APPLICATION; DEPOSIT; PERMIT AND FEE.**

Before any person, other than a duly authorized City officer or employee, makes any excavation in any street, boulevard, avenue, alley, highway or other public grounds in the City, or removes the surface of any sidewalk or any part thereof, or opens any sidewalk in the City, such person shall file with the Service Director a written or printed application therefor, setting forth and accurately indicating therein the location, kind and extent of the proposed excavation or removal of sidewalk and the number, purpose and size of the excavations which are desired or necessary. If any excavations are for a purpose other than pursuant to

a contract with the City, the applicant shall pay to the Finance Director ~~a fee of one hundred dollars (\$100.00)~~ the fee as outlined in the Municipal Fee Schedule and shall provide a deposit with to the Finance Director, at the direction of the Service Director, ~~either five hundred dollars (\$500.00) for a residential side street (two lanes) or one thousand dollars (\$1,000) for any main street (more than two lanes)~~ as outlined in the Municipal Fee Schedule, as an additional amount sufficient to cover the cost of and supervision of backfilling, repairing, restoring and relaying the pavement, hard surface or the sidewalk, as the case may be, together with the cost of any new material. Any opening limited to the apron and not affecting the street shall require a permit from the Service Director. Such permit shall be issued ~~for a fee of twenty-five dollars (\$25.00)~~ after paying the fee outlined in the Municipal Fee Schedule.

Section 56: That Section 921.02 of the Streets, Utilities and Public Services Code is hereby amended as follows:

### **921.02 CONNECTION TO STORM SEWER.**

(a) No owner, agent, lessee, tenant or occupant of any lot or land located within the City shall drain surface water, rain water from roofs, subsoil drainage, building foundation drainage, cistern overflow, clean water from condensers, or any other clean or unobjectionable water into a sewer other than a storm sewer if such lot or land is accessible to a public storm sewer. When a public storm sewer is available or is hereafter made available, a connection to such storm sewer shall be established and used by such owner, agent, lessee, tenant or occupant to drain such water within a reasonable time thereafter.

(b) As an alternative to the requirements set forth in division (a), one or more downspouts may be directed into an approved rain barrel or other structural storage container. The overflow from such devices must be directed away from the dwelling's foundation, must not cause excessive erosion or water damage, and must be diverted into the public storm sewer. Rain barrels or other structural storage containers must be covered at all times and shall not cause a public or private nuisance. The installation of rain barrels or other structural storage containers shall conform to the standards established by the City for such devices and shall be subject to the review and approval of the City Engineer.

(c) As an additional alternative to the requirements set forth in division (a), a property owner may voluntarily disconnect one or more downspouts from the public storm sewer, provided the Engineering Department inspects and approves the property owner's plan. The Engineering Department must determine the property owner has a valid plan for how the water will be diverted. The water may only be diverted in a manner that does not cause a public or private nuisance. If the disconnect is approved by the Engineering Department, a permit will be issued and the disconnection may occur. Should the disconnection create a nuisance, the Director of Public Service shall order the downspouts to be reconnected to the storm sewer at the owner's cost. The Director of Public Service shall have the authority to regulate the process of issuing permits upon the inspection and approval of each disconnect plan by the Engineering Department. The inspection and permit fee ~~will be fifty dollars (\$50.00)~~ is outlined in the Municipal Fee Schedule.

Section 67: That Section 922.08 of the Streets, Utilities and Public Services Code is hereby amended as follows:

### **922.08 SEWER CONNECTIONS; WATER CONSUMPTION BILLINGS; APPLICATION FOR NO CHARGE STATUS, AND CHARGES BASED UPON USAGE, FEES AND REGULATIONS.**

(a) No person, firm, or corporation wheresoever located inside or outside the City shall connect a sewer directly or indirectly to the sanitary sewer system of the District without first securing permission of the Director, which shall be conditioned upon a determination that such connection will not overload the waste water treatment facilities of the District, cause the District to be in violation of the District's NPDES permit, or cause basement backups, flooding, or other disruption of sewer lines within the City.

(b) No Euclid user or user in any community having a contract for sewer service to be paid on the basis of water consumption shall have a "no charge status" or direct billings of sewer service charges based upon usage or sewage metered except upon approval of an application therefor by the Director. For purposes of this section "no charge status" shall mean recognition by the Director that liquid wastes emanating from the premises located in the service area of the system do not enter the City facilities and no sewer service charge should be made therefor.

(c) Except as otherwise provided by specific ordinance provision, such permission, status, or billing method shall not be secured except upon application on forms approved by the Director, together with the payment of a non-refundable fee ~~of three hundred dollars~~



~~(\$300.00)~~ as outlined in the Municipal Fee Schedule, which fee shall be charged for each single family unit newly connected whether connected individually or collectively, plus the cost of any necessary engineering services required and incurred by the Director to make the determinations required by this section, all pursuant to the regulations adopted by the Director which shall have the force and effect of an ordinance. The new connection fee for commercial, industrial, and other non-residential structures shall be three hundred dollars (\$300.00), as outlined in the Municipal Fee Schedule, for each estimated 400 gallons of average daily flow, the volume Environmental Protection Agency design flow volume value per single household, plus the cost of any necessary engineering services required and incurred by the Director to make the determinations required by this section, all pursuant to the regulations adopted by the Director which shall have the force and effect of an ordinance.

(d) Homestead Exemption Discount. A discount not to exceed forty-five percent of the total annual capital charges included in the sewer service billings shall apply to all Euclid residents who qualify for a homestead exemption by reason of being permanently and totally disabled, sixty-five years of age and older, or otherwise as provided by law and who have applied for and received the homestead exemption status and discounts allowed by the Cleveland Water Department. The Mayor may apply the discount by a uniform reduction on all billings or by a reduction of not to exceed forty percent on any single quarterly bill. The Mayor is also authorized to enter into agreements to extend the homestead exemption credit to residents of the outside user communities who are similarly qualified.

(e) Residential Summer Sprinkling Program. A residential summer sprinkling program is hereby established in accordance with the following provisions:

(1) Definitions. Wherever they are used in this section, the meaning of these terms shall be as defined in this section as follows:

A. "Summer residential sprinkling user charges (SRSUC)" shall mean the vehicle by which the District shall assess sewer service charges to eligible residential users defined in this chapter.

B. "Summer billing period" shall mean the period between May 1 and September 30, inclusive.

C. "Winter billing period" shall mean the period between October 1 and April 30, inclusive.

D. "Eligible user" shall mean any owner occupied one, two, three, or four family residences within the Euclid Sewer District where sewer service charges are based upon water consumption. Residences in communities whose sewer service charges are based upon sewer meters are not for the SRSUC.

E. "Winter billing period usage" shall mean the calculated daily consumption during the winter billing period.

(2) Summer residential sprinkling user charges. Upon receipt of a timely application submitted therefor, the Service Director shall provide summer sprinkling user charges to eligible users. These charges shall be provided by basing the sewer charges during the summer billing period on the smaller of either the actual water consumption or a calculated consumption based upon winter billing period usage.

(3) Application for summer residential sprinkling user charges. An application for summer residential sprinkling user charges must be made by an eligible user via the application provided by the District and shall be in such form and contain such information as required by the Service Director. A one time ten dollar (\$10.00) fee one-time fee, as outlined in the Municipal Fee Schedule, shall be required for said application, and the charges will continue from year to year unless otherwise cancelled according to the provisions of this chapter.

(4) Removal from summer residential sprinkling user charges. Upon the change of ownership of any property or the conversion of owner occupied property to rental property, that property's summer residential sprinkling user charges will be cancelled. A new application and a ten dollar (\$10.00) fee payment of the fee outlined in the Municipal Fee Schedule must be submitted by any subsequent eligible user. Additionally, summer residential sprinkling user charges shall be cancelled due to errors or falsifications on the application.

(5) Establishing program. The Mayor and/or Service Director are hereby authorized to enter into agreements with the Cleveland Water Department and Lake County Water Department to create the necessary software for programming winter averaging and establishing summer residential sprinkling user charges and the Finance Director is hereby authorized to pay for such programming from the General Sewage Operating Fund pursuant to ordinances to be adopted approving such agreements. At such time and to the extent that software programming necessary to apply the regulations is in place, eligible users may apply to the Service Director on applications pursuant to the regulations adopted by the Director which shall have the force and effect of an ordinance.

Section 78: That Section 949.05 of the Streets, Utilities and Public Services Code is hereby amended as follows:

**949.05 CHARGES.**

For the various services rendered at Euclid Cemetery, the following charges shall be made by the Parks and Recreation Director and the same shall be paid at the time of giving the order: the fee outlined in the Municipal Fee Schedule shall be paid at the time of giving the order.

|     |                              |           |
|-----|------------------------------|-----------|
| (a) | Interment                    | \$ 300.00 |
|     | Interment after 1:00 p.m.    | 450.00    |
| (b) | Disinterment                 | 300.00    |
|     | Disinterment after 1:00 p.m. | 450.00    |



|                |                                    |                              |
|----------------|------------------------------------|------------------------------|
| <del>(c)</del> | Interment of ashes                 | <del>100.00</del>            |
|                | Interment of ashes after 1:00 p.m. | <del>250.00</del>            |
| <del>(d)</del> | Foundation                         | <del>150.00</del>            |
| <del>(e)</del> | Foundation for large monuments     | <del>10.00 per cu. ft.</del> |
| <del>(f)</del> | Additional fee for Saturday/Sunday | <del>450.00</del>            |
|                | Additional fee for holiday         | <del>700.00</del>            |

Section 89: That Section 1301.03 of the Planning and Zoning Code is hereby amended as follows:

**1301.03 PLATTING AND ZONING APPLICATIONS; FEE.**

(a) All applications for a change of zoning, appeals and use district exceptions, all permits for which the approval or recommendation of the City Planning and Zoning Commission is required, either by statute or by ordinance, all approvals or acceptances of plats and/or dedications or vacations of streets, all appeals from the decisions of the Commissioner of Buildings, and all other applications either required or permitted under this Planning and Zoning Code, shall be filed with the City Planning and Zoning Commission and shall be acted upon according to law by the Commission prior to any such applications being considered by Council.

(b) Any person filing an application for a change in zoning, for a use district exception or for a permit or grant authorized by this Planning and Zoning Code, or any appeal, shall pay a fee to the City Planning and Zoning Commission, as established in Section 1703.65 in the Municipal Fee Schedule.

Section 910: That Section 1365.06(d)(1)(B)(3) of the Planning and Zoning Code is hereby amended as follows:

3. Application fee; professional assistance expenses. The applicant shall submit an application fee equal to either one thousand dollars (\$1,000) per acre of land or one hundred dollars (\$100.00) per proposed dwelling unit, whichever amount is greater as outlined in the Municipal Fee Schedule. When the City determines that it is necessary to engage one or more qualified professional civil engineers, planners, appraisers, architects, or attorneys to assist in evaluating a proposed preliminary development plan, the City shall obtain proposals for the services and estimated costs thereof. The applicant shall submit to the City a cash deposit in the amount of the estimated costs. Any balance of unused deposited funds shall be returned to the applicant within 60 days after the application is approved or denied.

Section 4011: That Section 1377.08(b)(2) of the Planning and Zoning Code is hereby amended as follows:

(2) By a permit at a one-time fee of five dollars (\$5.00) one-time fee as outlined in the Municipal Fee Schedule from the Commissioner of Buildings requiring such information on such form as he or she may prescribe from all recreational vehicle owners.

Section 4112: That Section 1377.09(g) of the Planning and Zoning Code is hereby amended as follows:

(g) Permit Fee. The fee required for a satellite earth station permit shall be fifty dollars (\$50.00) for a U1 and U2 Use District installation and one hundred dollars (\$100.00) for all others paid as outlined in the Municipal Fee Schedule.

Section 4213: That Section 1396.04 of the Planning and Zoning Code is hereby amended as follows:

**1396.04 PERMIT APPLICATION STANDARDS AND PERMIT ISSUANCE.**

(a) Eligibility. The Zoning Commissioner or their designee shall issue a permit to any Clothing donation center owner who files a permit application with the City, on forms provided by the Commissioner, accurately and adequately providing the following:

- (1) The name, address, phone, fax and e-mail of the owner of the bin;
- (2) The name, address, fax and e-mail of a person or persons who are primarily responsible for placing, emptying, servicing, maintaining, and removing the donation bin;
- (3) The required fee, per donation bin, as per Section 1703.65(a)(4)(F) the Municipal Fee Schedule;
- (4) The name and address of the party in control of the private property upon which the donation box will be placed, and written authorization from the party in control of the private property, including the terms of its placement by lease or otherwise;

(5) A site plan drawing showing where the donation bin will be placed on the premises prior to such placement of the donation bin; and

(6) All existing donation bins in the City shall obtain a permit within 90 days of the ordinance's effective date.

(b) The Zoning Commissioner or their designee shall not approve the application unless they find that no provisions of the Planning and Zoning Code will be violated by the issuance of the permit, including but not limited to the following:

- (1) Set back requirements;
- (2) Use restrictions; and

(3) Those portions of the Planning and Zoning Code that require that a specified number of parking spaces be available for the use of a particular business.

Section 4314: That Section 1396.07 of the Planning and Zoning Code is hereby amended as follows:

**1396.07 IMPOUNDMENT AND PENALTIES.**

(a) Any donation bin placed or maintained within the City of Euclid that is not first permitted or is not in compliance with all requirements of this chapter shall be subject to immediate impoundment by the City.

(b) Any donation bin which is not emptied and cleared of excess debris within 48 hours of a report to the primary contact person by the Zoning Commissioner or their designee may be subject to impoundment.

(c) Notice shall be provided via mail, fax, or email address to the owner that a donation bin was impounded. Any donation bin impounded by the City shall be released to the owner upon:

- (1) Securing proper permit for placement in Euclid;
- (2) Providing a plan for upkeep and maintenance of the bin or removing bin from the City;
- (3) Paying the impound fee of two hundred fifty dollar (\$250.00), as outlined in the Municipal Fee Schedule.

(d) If after thirty days the donation bin is not retrieved by the owner, the donation bin may be sold and the funds will be credited to the City or disposed of in an appropriate manner as determined by the Service Director.

Section 4415: That Section 1397.09 of the Planning and Zoning Code is hereby amended as follows:

**1397.09 SCHEDULE OF FEES AND DEPOSITS.**

At the time of filing an application for a Protected Hillside Area permit, there shall be paid to the City a filing fee in the amount specified in Section 1703.65 the Municipal Fee Schedule. There shall also, at such time, be deposited and thereafter maintained an amount as specified in Section 1703.65 the Municipal Fee Schedule or such larger or lesser amount as may be determined by the Building Commissioner based on his or her estimate of the costs to be incurred by the City in reviewing the application for the permit and to insure payment by the applicant of expenses incurred by the City in processing the application and all pertinent papers connected herewith.

The cost and expense of any investigation which may be deemed to be necessary by the Building Commissioner, the City Engineer, hydrological and geotechnical engineers, botanists, biologists, landscape architects, the Law Director and any other City officials, to determine whether the proposed application is in accordance with law, the cost of any and all notices required, and all other necessary expenses, shall be paid by the applicant.

The actual expenditures shall be paid by the applicant upon demand of the Director of Finance. The unexpended balance of the deposit shall be refunded to the applicant upon completion of all

administrative proceedings involved in connection therewith. No filing fee shall be refunded or returned. No permits shall be issued until any amounts required to be paid by the applicant have been paid.

Section 4516: That Section 1399.09 of the Planning and Zoning Code is hereby amended as follows:

**1399.09 PERMIT FEE SCHEDULE.**

The Zoning Commissioner shall authorize the issuance of permits required by this chapter and shall collect the fees therefor in accordance with the Municipal Fee Schedule, following schedule:

- ~~(a) New wireless communications tower – \$5,000.00.~~
- ~~(b) New wireless communications antenna/array – \$2,000.00.~~
- ~~(c) Collocation of wireless communication antenna/array on existing tower or building – \$2,000.00.~~

Section 16: That Section 1703.65(a) of the Building and Housing Code is hereby amended as follows:

| (a) <u>Administrative Fees.</u>                                                                                                                     |                                     |                     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|---------------------|
|                                                                                                                                                     | Residential<br>(1, 2 & 3<br>Family) | Non-<br>residential |
| (1) Building Department Reviews                                                                                                                     |                                     |                     |
| A. Plans examination/review - Fee per hour (exception: decks, porches, patios and accessory structures)                                             | \$65.00                             | \$75.00             |
| B. Plans examination / review, residential decks, porches and accessory structures - Fee per hour                                                   | \$50.00                             | –                   |
| C. Preparation of an Adjudication Order or Violation Notice by the Building Official or Building Commissioner for an Appeals Hearing - Fee per hour | \$65.00                             | \$75.00             |



|                                                                                                                                                                    |          |           |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|-----------|
| (2) Contractor registration                                                                                                                                        | \$135.00 | \$135.00  |
| (3) Planning and Zoning Commission fees                                                                                                                            | -        | -         |
| A. Applications in conjunction with U1, U2 and ASF Use Districts                                                                                                   | \$50.00  | \$100.00  |
| B. Applications in conjunction with all other use districts other than those listed above                                                                          | \$50.00  | \$100.00  |
| (4) Zoning review fees                                                                                                                                             |          |           |
| A. Additions and alterations                                                                                                                                       | \$10.00  | -         |
| B. New construction                                                                                                                                                | \$50.00  | \$100.00  |
| C. Residential home occupations or conditional uses                                                                                                                | \$10.00  | -         |
| D. Commercial permit, license or certificate of occupancy applications involving change of use, alterations or change of occupancy                                 | -        | \$40.00   |
| E. Protected hillside area permits                                                                                                                                 | -        | -         |
| Base fee                                                                                                                                                           | \$70.00  | \$70.00   |
| Add-on per each 1,000 square feet or increment thereof of lot area disturbed, graded or cleared                                                                    | \$5.00   | \$5.00    |
| F. Donation bins permit                                                                                                                                            |          | \$100.00* |
| * At locations where the donation bin is owned by and benefits the property owner or tenant where the bin is located, in such case the permit fee shall be waived. |          |           |

Section 4718: 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 4819: 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 Kirsten Holzheimer Gail

An emergency ordinance authorizing the Director of Public Service, or his designee, to enter into a Membrane Replacement Agreement with Zenon Environmental Corporation, 3600 Horizon Boulevard, Trevose, Pennsylvania 19053 for the purchase, delivery, support and warranties for wastewater membrane and cassette replacement over a thirteen year period at a total cost of Twenty-Five Million Six Hundred Fifty-Three Thousand One Hundred Sixty Dollars and Zero Cents (\$25,653,160.00) for use by the Water Reclamation Department at the Wastewater Treatment Plant.

WHEREAS, in 2015 the City of Euclid began the process of reconstructing its Wastewater Treatment Plant and converting from a pure oxygen-activated treatment sludge process to a Membrane Bioreactors (MBR) treatment process; and

WHEREAS, in November of 2020 there was a partial completion of the conversion and start-up of the MBR process with half of the Wastewater Treatment Plant using that process and the MBR process was fully complete in January of 2023; and

WHEREAS, with the MBR treatment process updates, the Wastewater Treatment Plant is now able to treat up to 66 million gallons for 20 hours at maximum flow – with a daily average of 22 million gallons; and

WHEREAS, at the present time none of the membranes or cassettes need to be replaced but the Membrane Replacement Agreement establishes a long-term lifecycle program for the City's membrane filtration system at the Wastewater Treatment Plant; and

WHEREAS, the Membrane Replacement Agreement combines future membrane replacement with ongoing technical support, annual condition evaluations, process optimization, and project management to maximize the useful life of the existing membranes while ensuring replacement equipment is available when needed; and there are currently; and

WHEREAS, the terms of the Membrane Replacement Agreement require the City of Euclid, beginning in 2026, to make an annual payment of One Million Nine Hundred Seventy-Three Thousand and Three Hundred Twenty Dollars (\$1,973,320.00) and that said annual payment may be adjusted for tariffs and indexed inflation as measured by the Consumer Price Index; and

WHEREAS, the membranes being purchased are a proprietary product so competitive bidding by the City of Euclid is therefore waived; and

WHEREAS, the funds for this contract will be derived from Wastewater Treatment Fund (Fund 510); and

WHEREAS, the equipment being purchased will be used on a daily basis by the Water Reclamation Department and benefits the residents of the City of Euclid and other rate payers in surrounding communities and therefore affects the preservation of the public peace, safety and welfare of the citizens of the City of Euclid.

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

Section 1: The Director of Public Service, or his designee, to enter into a Membrane Replacement Agreement with Zenon Environmental Corporation, 3600 Horizon Boulevard, Trevose, Pennsylvania 19053 for the purchase, delivery, support and warranties for wastewater membrane and cassette replacement over a thirteen year period at a total cost of Twenty-Five Million Six Hundred Fifty-Three Thousand One Hundred Sixty Dollars and Zero Cents (\$25,653,160.00) for use by the Water Reclamation Department at the Wastewater Treatment Plant.

Section 2: That the equipment being purchased is a proprietary product and the related services will support the use, installation and service of the proprietary product so competitive bidding by the City of Euclid is waived.

Section 3: Funds to pay for this expenditure are to be derived from the Wastewater Treatment Fund (Fund 510).



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 is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens 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

X AN EMERGENCY ORDINANCE AMENDING # 19A-2026 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL  
X EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2026.

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 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                                  |  | 235,054           | 29,300             | 264,354    |
|                        | <u>Judicial Departments</u>              |  |                   |                    |            |
| 101-121                | COURT                                    |  | 2,139,278         | 647,000            | 2,786,278  |
|                        | <u>Executive Departments</u>             |  |                   |                    |            |
| 101-131                | MAYOR                                    |  | 539,697           | 20,900             | 560,597    |
| 101-132                | HUMAN RESOURCES                          |  | 122,996           | 14,500             | 137,496    |
| 101-133                | CIVIL SERVICE                            |  | 20,229            | 85,100             | 105,329    |
|                        | <u>Law Department</u>                    |  |                   |                    |            |
| 101-141                | LAW DEPARTMENT                           |  | 969,684           | 235,550            | 1,205,234  |
|                        | <u>Finance Department</u>                |  |                   |                    |            |
| 101-151                | FINANCE                                  |  | 534,615           | 182,250            | 716,865    |
| 101-152                | TAX                                      |  | 219,532           | 1,257,000          | 1,476,532  |
| 101-153                | VITALS                                   |  | -                 | 445,240            | 445,240    |
| 101-154                | INFORMATION TECH                         |  | 313,427           | 455,207            | 768,634    |
|                        | <u>Police Department</u>                 |  |                   |                    |            |
| 101-211                | POLICE                                   |  | 16,885,798        | 2,364,331          | 19,250,129 |
| 101-212                | POLICE ADMIN                             |  | 918,146           | 259,492            | 1,177,638  |
| 101-213                | CORRECTIONS                              |  | -                 | 1,050,000          | 1,050,000  |
|                        | <u>Fire Department</u>                   |  |                   |                    |            |
| 101-221                | FIRE (FIGHTING, PREVENTION, INSPECTIONS) |  | 14,405,204        | 371,500            | 14,776,704 |
| 101-222                | FIRE ADMIN                               |  | 176,271           | 19,000             | 195,271    |
|                        | <u>Protective Inspection Department</u>  |  |                   |                    |            |
| 101-311                | BUILDING / HOUSING                       |  | 842,360           | 360,000            | 1,202,360  |
| 101-331                | PLANNING AND ZONING                      |  | 237,749           | 12,500             | 250,249    |
|                        | <u>CS &amp; ED Department</u>            |  |                   |                    |            |
| 101-411                | PLANNING AND DEVELOPMENT                 |  | 351,916           | 508,535            | 860,451    |
|                        | <u>Service Department</u>                |  |                   |                    |            |
| 101-511                | PUBLIC WORKS                             |  | 273,650           | 3,375              | 277,025    |
| 101-521                | PUBLIC BUILDINGS                         |  | 1,829,469         | 806,300            | 2,635,769  |
| 101-541                | MOTOR MAINTENANCE                        |  | 1,008,610         | 938,600            | 1,947,210  |
| 101-551                | PARKS                                    |  | 684,144           | 266,400            | 950,544    |
| 101-561                | ENGINEERING                              |  |                   | 92,350             | 92,350     |
| 101-571                | SANITATION                               |  |                   | 3,486,297          | 3,486,297  |
|                        | <u>Recreation</u>                        |  |                   |                    |            |
| 101-611                | RECREATION                               |  |                   |                    |            |
| 101-621                | SENIOR CENTER                            |  | 461,347           | 84,130             | 545,477    |
|                        | <u>General Services</u>                  |  |                   |                    |            |
| 101-711                | GENERAL SERVICES                         |  | 10,000            | 2,633,652          | 2,643,652  |
| 101-912                | <u>TRANSFERS</u>                         |  |                   |                    |            |
|                        | TO ANIMAL SHELTER - FUND 214             |  |                   | 200,000            | 200,000    |
|                        | TO SCMR FUND 220                         |  |                   | 125,000            | 125,000    |
|                        | TO RECREATION OPER FUND 240              |  |                   | 300,000            | 300,000    |
|                        | TO SHORE CORP. - FUND 290                |  |                   | 270,000            | 270,000    |
|                        | TOTAL TRANSFERS OUT                      |  |                   |                    | 895,000    |
|                        | TOTAL GENERAL FUND                       |  |                   |                    | 61,247,685 |
| SPECIAL REVENUE FUNDS  |                                          |  | PERSONAL SERVICES | OTHER EXPENDITURES | TOTAL      |
| 210                    | STATE HIGHWAY                            |  |                   | 149,000            | 149,000    |
| 211                    | INDIGENT DRIVER ALCOHOL PROGRAM          |  |                   | -                  | -          |
| 212                    | COURT COMPUTERIZATION                    |  |                   | -                  | -          |
| 213                    | COURT SPECIAL PROJECTS                   |  |                   | -                  | -          |
| 214                    | ANIMAL SHELTER                           |  | 147,603           | 23,801             | 171,404    |
| 216                    | NUISANCE ABATEMENT                       |  | 240,780           | 161,700            | 402,480    |
| 217                    | INDIGENT DRIVER INTERLOCK & ALCOHOL      |  |                   | 5,000              | 5,000      |
| 220                    | STREET MAINTENANCE & CONSTRUCTION        |  | 1,339,432         | 2,416,250          | 3,755,682  |
| 230                    | COMMUNITY TV                             |  |                   |                    | -          |
| 240                    | RECREATION OPERATING                     |  | 775,214           | 550,300            | 1,325,514  |
| 250                    | COMMUNITY DEVELOPMENT BLOCK GRANT        |  | 321,439           | 1,088,950          | 1,410,389  |
| 252                    | NEIGHBORHOOD STABILIZATION PROGRAM       |  |                   | 145,000            | 145,000    |
| 253                    | HOME PROGRAM                             |  |                   | 1,150,000          | 1,150,000  |
| 255                    | OTHER GRANTS                             |  | 110,614           | -                  | 1,110,614  |
| 259                    | ARP ACT                                  |  |                   | 801,560            | 801,560    |
| 261                    | COP GRANT                                |  | 312,004           |                    | 312,004    |
| 262                    | SAFER GRANT                              |  | 480,592           |                    | 480,592    |
| 280                    | LAW ENFORCEMENT TRUST                    |  | -                 | 166,640            | 166,640    |
| 290                    | SHORE CORPORATION                        |  | 364,627           | 191,700            | 556,327    |
| 291                    | UNCLAIMED MONIES                         |  |                   | -                  | -          |
|                        | TOTAL SPECIAL REVENUE FUNDS              |  |                   |                    | 11,942,206 |
| CAPITAL PROJECTS FUNDS |                                          |  | PERSONAL SERVICES | OTHER EXPENDITURES | TOTAL      |
| 310                    | GENERAL PERMANENT IMPROVEMENT            |  |                   | 3,707,228          | 5,207,228  |
| 320                    | RECREATION CAPITAL                       |  |                   | 900,000            | 900,000    |
| 330                    | SIDEWALK REPAIR & REPLACE                |  |                   | -                  | -          |
| 380                    | SIMS PARK                                |  |                   | 4,300              | 4,300      |
| 391                    | BENNINGTON HAMLET TIF                    |  |                   | 20,000             | 20,769     |
| 393                    | CMP PROPERTIES TIF                       |  |                   | 125,000            | 125,000    |
| 394                    | HARBOR TOWN TIF                          |  |                   | 600,000            | 600,000    |
| 395                    | DOWNTOWN DISTRICT TIF                    |  |                   | 54,000             | 54,000     |

|                              |                                 |                   |                       |                |
|------------------------------|---------------------------------|-------------------|-----------------------|----------------|
| 396                          | O'REILLY PUBLIC IMPROVEMENT TIF |                   | 100,000               | 100,000        |
| 397                          | SID WATERFRONT DISTRICT         |                   | 35,000                | 35,000         |
| 398                          | DOLLAR GENERAL TIF              |                   | 100,000               | 100,000        |
| TOTAL CAPITAL PROJECTS FUNDS |                                 |                   |                       | 7,146,297      |
|                              |                                 |                   |                       |                |
| DEBT SERVICE FUNDS           |                                 | PERSONAL SERVICES | OTHER EXPENDITURES    | TOTAL          |
| 410                          | BOND RETIREMENT                 |                   | 4,115,070 (1,500,000) | 2,615,070      |
| TOTAL DEBT SERVICE FUNDS     |                                 |                   |                       | 2,615,070      |
|                              |                                 |                   |                       |                |
| ENTERPRISE FUNDS             |                                 | PERSONAL SERVICES | OTHER EXPENDITURES    | TOTAL          |
| 510                          | WASTE WATER TREATMENT           | 4,826,829         | 7,120,506 8,288,611   | 20,235,946     |
| 511                          | EQUIPMENT REPLACEMENT           |                   | 545,000               | 545,000        |
| 512                          | CREEKS AND SEWERS               | 1,376,551         | 191,500               | 1,568,051      |
| 515                          | PETERSON TRUNK LINE             |                   | 3,500,000             | 3,500,000      |
| 516                          | WATERLINE IMPROVEMENT           |                   | 4,300,000             | 4,300,000      |
| 560                          | BRIARDALE GOLF COURSE           |                   |                       | -              |
| TOTAL ENTERPRISE FUNDS       |                                 |                   |                       | 30,148,997     |
|                              |                                 |                   |                       |                |
| INTERNAL SERVICE FUNDS       |                                 | PERSONAL SERVICES | OTHER EXPENDITURES    | TOTAL          |
| 630                          | SELF INSURANCE                  |                   | 195,000 1,000,000     | 1,195,000      |
| TOTAL INTERNAL SERVICE FUND  |                                 |                   |                       | 1,195,000      |
|                              |                                 |                   |                       |                |
| TRUST & AGENCY FUNDS         |                                 | PERSONAL SERVICES | OTHER EXPENDITURES    | TOTAL          |
| 730                          | RETIRES-INSURANCE PYMTS         |                   | 100                   | 100            |
| 740                          | BUILDING DEPOSITS               |                   | 25,000                | 25,000         |
| 750                          | STREET OPENINGS                 |                   | -                     | -              |
| 760                          | REVOLVING                       |                   | -                     | -              |
| TOTAL TRUST & AGENCY FUND    |                                 |                   |                       | 25,100         |
| TOTAL ALL FUNDS              |                                 |                   | 10,864,480            | \$ 114,320,355 |

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

Ordinance No.

By – Mayor Holzheimer Gail

An emergency ordinance approving the Mayor, or her designee, to enter into a contract for insurance coverage insuring municipal buildings, municipal equipment, and inland marine coverage from July 1, 2026 through July 1, 2027 in the amount of Three Hundred Ninety-Two Thousand Six Hundred and Two Dollars and Zero Cents (\$392,602.00).

WHEREAS, the City has numerous public buildings, including, two Waste Water Treatment Plants and the collective appraised value of the buildings and properties is over \$342 million dollars; and

WHEREAS, the City has various equipment and property throughout its buildings and premises; and

WHEREAS, in order to protect materials and equipment while in transit or stored away from the City's properties the City requires inland marine coverage; and

WHEREAS, the City insures its municipal buildings, municipal equipment and its municipal equipment in transport to protect its assets; and

WHEREAS, the previous insurance coverage on the City's municipal buildings, municipal equipment and its municipal equipment in transport expired on July 1, 2026 and in order to avoid a gap in coverage the City has entered into a renewal contract and seeks Council's approval of the same; and

WHEREAS, insurance coverage on the City's buildings and personal property affects the daily operations of each Department in the City so the subject matter of this ordinance constitutes an emergency in that the City needs to approve the July 1, 2026 binding of coverage.

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, or her designee, entering into a contract for insurance coverage, insuring municipal buildings, municipal equipment and to include inland marine coverage from July 1, 2026 through July 1, 2027 in the amount of Three Hundred Ninety-Two Thousand Six Hundred and Two Dollars and Zero Cents (\$392,602.00) is hereby approved.

Section 2: Funds to pay for this expenditure are to be derived from the General Fund (Fund 101) and the Waste Water Treatment Fund (Fund 510).

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 is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens 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

Passed:

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor



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 it relates to and designates a U2 Residential and U3 Multi-Family Residential use districts relative to a parcel identified as V/L Lake Shore Boulevard, Euclid, OH 44123 and Permanent Parcel Number 644-07-002.

WHEREAS, public notice and hearings have been given in connection with the changing of the U2 Residential use district relative to a parcel identified as V/L Lake Shore Boulevard, Euclid, OH 44123 and Permanent Parcel Number 644-07-002 (the "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 U3 Multi-Family Residential use district is intended to have requirements that typically include density limitations to limit the number of units that can be developed per acre or per lot and setback requirements to determine the distance between buildings and property boundaries that limit the number of units that can be developed per acre or per lot. These regulations aim to maintain a balance between the desired density of the area and the space required for privacy, aesthetics, and infrastructure needs. Permitted uses include apartment buildings; and

WHEREAS, the amendment of Ordinance No. 2812, based on the Property's transfer from a U2 Residential use district to a U3 Multi-Family Residential use 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 July 22, 2026, which will add the Property to the present U3 Multi-Family Residential use district, and has not recommended its 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 U3 Multi-Family Residential use district should be extended to include the Property.

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

Section 1: That the following property is subject to this Ordinance:

Situated in the City of Euclid, County of Cuyahoga and State of Ohio: And known as being Parcel A in Sikora Realty Subdivision No. 1 part of Original Euclid Township Lot 7, Tract 19, as shown by the recorded plat in Volume 263 of Maps, Page 19, of Cuyahoga County Records, and refiled in Volume 263 of Maps, Page 35 of Cuyahoga County Records, be the same more or less, but subject to all legal highways.

Permanent Parcel Number: 644-07-002

Property Address: V/L Lake Shore Boulevard, Euclid, OH 44123

Section 2: That part of Section 1 of Ordinance No. 2812, as amended, as relates to the U3 Multi-Family Residential use district shall be extended to include the real property described in Section 1.

Section 3: That the map as adopted on 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 U2 to U3 use district.

Section 4: That part of Ordinance No. 2812, as amended, and the map and map designations as placed the above-described property in U2 use 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 – Councilpersons Hannum and Cosgriff

An emergency ordinance adopting a moratorium prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with a standalone data center or establishment of a data center as a principal use in a standalone facility or building, but said moratorium shall not apply to an enterprise data center used for on-premises purposes, with the moratorium to be for a period not to exceed six months in order to allow the City of Euclid time to study the effects of such products on citizens and to determine whether the adoption of regulations relating to such standalone data centers are warranted.

WHEREAS, a "data center" houses infrastructure that supports computing functions and is typically filled with multiple computer servers, data storage devices, and network equipment that provides information technology infrastructure service for cloud storage, streaming videos, apps, websites, artificial intelligence and online business operations; and

WHEREAS, the growth of artificial intelligence, cloud computing, digital transformation, data generation and consumption has coincided with the growth of large data centers across Ohio and the United States; and

WHEREAS, data centers use large amounts of energy to meet their electric demands and large amounts of water to cool its facilities and as a result of these utility demands major investments in surrounding infrastructure is usually required and can impact available resources for other businesses and residents; and

WHEREAS, according to the Ohio Consumers' Council, in 2023, data centers nationwide used 176 terawatt-hours (TWh) of electricity, roughly 4% of all U.S. electricity use that year which is roughly equal to the total amount of electricity used by the entire state of Ohio in 2023; and

WHEREAS, this legislation does not place a moratorium on any enterprise data center or other facility designed to support the on-site operations of a business where the data center will be located; and

WHEREAS, pursuant to the Charter of the City of Euclid, as well as the Ohio Constitution, this Council also has the inherent power to enact planning, zoning and business regulations and laws that further the health, safety, welfare, and peace of its citizens, including regulating certain business uses; and

WHEREAS, this Council has determined that the public peace, health, safety, and general welfare will be enhanced by establishing a moratorium prohibiting the acceptance of, or the granting of, applications for zoning approvals, building permit, and certificates of occupancy related to standalone data center or establishment of a data center as a principal use in a standalone facility or building as of the effective date of this Ordinance.

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

Section 1: This Council hereby establishes a moratorium prohibiting the acceptance of any application for, or the granting of, any zoning approvals, building permits, and certificates of occupancy for any building, structure, use, expansion of use, or change of use that would be associated with a standalone data center or establishment of a data center as a principal use in a standalone facility or building in the City of Euclid over a period of six (6) months from the effective date of this Ordinance.

Section 2: The foregoing in Section 1 hereof does not apply to property owners in the City of Euclid that have a standalone data center or a data center as a principal use in a standalone facility or building in the City prior to the effective date of this Ordinance provided the property owner, or its designee, has received the necessary approvals required under the City of Euclid's Codified Ordinances and it shall not apply to future applications for an enterprise data center used for on-premises purposes.

Section 3: All formal actions of this Council related to this Ordinance and all deliberations 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 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation for the public peace, health, safety and general welfare of the City and the inhabitants thereof for

the reason that this action is necessary to enable the City to fully study the impacts of standalone data centers or establishment of data centers as the principal use in a standalone facility or building, and provided it receives approval of two-thirds of the members of Council, shall be in full force and effect from and after its approval by the Mayor, or otherwise take effect and be in force from and after the earliest period provided by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor



Ordinance No.

By – Mayor Holzheimer Gail

An emergency ordinance renewing the moratorium prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with the distribution or sale of vaping/e-cigarette products and prohibiting the commencement of the actual distribution and sale of such products for a period not to exceed three (3) months in order to allow the City of Euclid additional time to study the effects of such products on citizens and to determine whether the adoption of regulations relating to such products are warranted.

WHEREAS, Ordinance 22-2025 was adopted by City Council on March 3, 2025 issuing a 6-month moratorium prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with the distribution or sale of vaping/e-cigarette products and prohibiting the commencement of the actual distribution and sale of such products in the City of Euclid; and

WHEREAS, on August 12, 2025, the Planning and Zoning Commission recommended to this Council a number of changes to the Euclid Codified Ordinances dealing with the distribution or sale of vaping/e-cigarette products; and

WHEREAS, on September 2, 2025 City Council in Ordinance 95-2025 extended the moratorium for another 6-months whereby prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with the distribution or sale of vaping/e-cigarette products and prohibiting the commencement of the actual distribution and sale of such products in the City of Euclid; and

WHEREAS, on February 17, 2026 City Council in Ordinance 12-2026 extended the moratorium for another 6-months whereby prohibiting the acceptance of applications for, and the granting of, zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would be associated with the distribution or sale of vaping/e-cigarette products and prohibiting the commencement of the actual distribution and sale of such products in the City of Euclid; and

WHEREAS, legislation with the recommended changes from the Planning and Zoning Commission to the Euclid Codified Ordinances on the distribution or sale of vaping/e-cigarette products is being introduced for consideration by Euclid City Council; and

WHEREAS, for the reasons cited in Ordinance 22-2025 about the impact the distribution or sale of vaping/e-cigarette products has on communities and to give Council time to review the proposed amendments to Euclid Codified Ordinances this Council believes that it is necessary to renew the moratorium for another three (3) months; and

WHEREAS, pursuant to the Charter of the City of Euclid, as well as the Ohio Constitution, this Council also has the inherent power to enact planning, zoning and business regulations and laws that further the health, safety, welfare, and peace of its citizens, including restricting or prohibiting certain business uses; and

WHEREAS, this Council has further determined that the public peace, health, safety, and general welfare is preserved by establishing a moratorium on the applications for zoning approvals, building permits, and certificates of occupancy related to the distribution or sale of vaping/e-cigarette products while this Council considers changes to the Euclid Codified Ordinances, as previously passed by City Council in Ordinances 22-2025, 95-2025 and 12-2026; and

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

Section 1: This Council hereby renews its moratorium, as originally adopted in Ordinance 22-2025 on March 3, 2025 and extended in Ordinance 95-2025 on September 2, 2025 and extended in Ordinance 12-2026 on February 17, 2026, prohibiting the acceptance of any application for, or the granting of, any zoning approvals, building permits, and certificates of occupancy for any building, structure, use, expansion of use, or change of use that would be associated with the distribution or sale of vaping/e-cigarette products prohibiting the actual distribution and/or sale of such products in the City of Euclid for a period not to exceed three (3) months in order to allow the City to review recommended changes to the Euclid Codified Ordinances.

Section 2: The foregoing in Section 1 hereof does not apply to business establishments in the City of Euclid that have distributed and sold vaping/e-cigarette products in the City prior to the effective date of Ordinance 22-2025 provided the establishment has received the necessary approvals required under the City of Euclid's Codified Ordinances and no existing business in the City of Euclid shall change or expand in any way that would allow for the distribution or sale of vaping/e-cigarette products for the duration of the moratorium period established by this Ordinance.

Section 3: All formal actions of this Council related to this Ordinance and all deliberations 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 4: This Ordinance is declared to be an emergency measure necessary for the immediate preservation for the public peace, health, safety and general welfare of the City and the inhabitants thereof for the reason that this action is necessary to enable the City to fully study the impacts of vaping/e-cigarette products and its effects on the City and the health, safety and general welfare of its inhabitants, and provided it receives approval of two-thirds of the members of Council, shall be in full force and effect from and after its approval by the Mayor, or otherwise take effect and be in force from and after the earliest period provided by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved:

Passed:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Planning and Zoning Commission

An ordinance amending Section 1359.03(b)(25) "Permitted Uses," 1359.04 "Definitions of Specific Uses" and 1359.06 "Regulations for Specific Uses" of Chapter 1359 "U4, U5 and U6 Business and Industrial Districts" of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid to make amendments associated with the distribution of sale of vaping/e-cigarette products, and concerning smoke and vape shops.

WHEREAS, in October of 2024, the Food and Drug Association (FDA) and Centers for Disease Control and Prevention (CDC) released data from the 2024 National Youth Tobacco Survey on youth tobacco use and 8.1 % (2.25 million - 1.58 million high school students and 640,000 middle school students) of all students reported current use of tobacco products, and 5.9% of middle and high school students (1.63 million - 1.12 million high school students and 410,000 middle school students) report current use of e-cigarettes; and

WHEREAS, most e-cigarettes or vapes contain nicotine, and per the CDC: nicotine can harm brain development which continues until about age twenty-five (25); youth can start showing signs of nicotine addiction quickly, sometimes before the start of regular or daily use; using nicotine during adolescence can harm the parts of the brain that control attention, learning, mood, and impulse control; adolescents who use nicotine may be at increased risk for future addiction to other drugs; and youth who vape may also be more likely to smoke cigarettes in the future; and

WHEREAS, although in 2019 Ohio passed legislation to raise the age of persons to be permitted to purchase vaping and tobacco products, a recent survey by the State of Ohio ([youthsurveys.ohio.gov](https://youthsurveys.ohio.gov)) revealed that youth in Ohio are: (a) most commonly obtaining electronic vapor products ("EVP") from friends or family (39.9% of the time); (b) buying EVPs (37.2% of the time) from: convenient stores (13.7%), vape or tobacco shops (11.2%), malls or shopping centers (10.9%), or off the internet (1.4%); and

WHEREAS, the City of Euclid has determined that, for the health, safety, and welfare of its residents, it is necessary to adopt reasonable regulations to prevent the adverse effects of the concentration or clustering of specific uses and to mitigate the negative impacts of these uses individually upon an area; and

WHEREAS, this ordinance aims to amend sections of the Zoning Code to establish a precise definition of smoke and vape shops, as well as alternative nicotine products, and to classify smoke and vape shops as a conditional use within U4-Local Retail or Wholesale Store and U5-Commercial Districts; and

WHEREAS, the proposed amendments will establish a minimum buffer requirement for vape or smoke shops to prevent the adverse effects related to the concentration or clustering of specific uses with one another and residential districts; and

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

Section 1: That Section 1359.03(b)(25) "Permitted Uses," of the Codified Ordinances of the City of Euclid be and the same is hereby amended to read as follows:

1359.03 PERMITTED USES

| 1359.03<br>PERMITTED USES                                                                                                                    |                                              |                                               |                                               |
|----------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------|-----------------------------------------------|-----------------------------------------------|
| LAND USE CATEGORY                                                                                                                            | Class U4<br>Retail and<br>Services           | Class U5<br>General<br>Commercial<br>District | Class U6<br>General<br>Industrial<br>District |
| (b) <u>Retail/Services</u>                                                                                                                   |                                              |                                               |                                               |
| (7) Check-cashing non-chartered financial establishment, see also Section <a href="#">1359.06(s-t)</a>                                       | C                                            | C                                             |                                               |
| (17) Pawn shop, see also Section <a href="#">1359.06(s-t)</a>                                                                                | C                                            | C                                             |                                               |
| (23) Tattoo parlor, branding parlor, body piercing, see also Section <a href="#">1359.06(s-t)</a>                                            | C                                            | C                                             |                                               |
| (25) Vape Shop or Smoke Shop, see also Section <a href="#">1359.06(t)</a>                                                                    | C                                            | C                                             |                                               |
| (25) Establishments engaged in sale of deadly weapons, in compliance with <a href="#">Chapter 785</a> (Chapter 785 Repealed in Ord. 73-2026) |                                              | C                                             |                                               |
| (26) Sweepstakes Terminal Café                                                                                                               | P                                            | P                                             |                                               |
| (27) Adult uses                                                                                                                              | As regulated in <a href="#">Chapter 1395</a> |                                               |                                               |

Section 2: That Section 1359.04 “Definitions of Specific Uses” of the Codified Ordinances of the City of Euclid be and the same is hereby amended to read as follows:

1359.04 DEFINITIONS OF SPECIFIC USES.

(v) “Vape shop” or “smoke shop.” Any commercial establishment whose principal retail offerings comprise alternative nicotine products/nicotine products/smoking paraphernalia, vape juice, edible cannabinoid products, other ‘vape shop’ or ‘smoke shop’ products, or any combination thereof. For the purposes of this section:

(1) ‘Alternative nicotine products’ shall mean any electronic smoking device or products that utilize an electronic heating element, power source, electronic circuit, battery, or other electronic, chemical, or mechanical means to generate vapor that delivers alternative nicotine to the inhaler, including electronic cigarettes, electronic cigars, electronic hookahs, electronic bongos, and electronic pipes, regardless of whether they are manufactured, distributed, marketed, or sold as such.

(2) “Cannabidiol” or “CBD” shall mean the cannabidiol compound, containing delta-9 tetrahydrocannabinol concentration of not more than three-tenths per cent, derived from hemp.

(3) ‘Cannabinoid’ shall mean any of the chemical compounds that are the active constituents of marijuana

(4) ‘Edible cannabinoid products’ shall mean any food or potable liquid into which a cannabinoid concentrate or extract or the dried leaves or flowers of marijuana have been incorporated.

(5) ‘Electronic smoking device’ has the same meaning as defined in [ORC 2927.02](#).

(6) ‘Hemp’ shall mean the plant *Cannabis sativa* L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration.

(7) ‘Kratom’ shall mean any parts of the plant *mitragyna speciosa*, whether growing or not, and any compound, manufacture, salt, derivative, mixture, or preparation of that plant, including but not limited to, mitragynine and 7-hydroxymitragynine.

(8) ‘Principal’ shall mean that alternative nicotine products, nicotine products, smoking paraphernalia, vape juice, or any combination thereof constitute a minimum of twenty-five percent (25%) of the business's retail space.

(9) ‘Smoking paraphernalia’ shall mean any pipe, water pipe, hookah, rolling papers, vaporizer, or any other device, equipment, or apparatus designed for the inhalation of tobacco.



(10) 'Vape juice' shall mean any liquid containing compounds such as pharmaceutical-grade vegetable glycerin, propylene glycol, nicotine, food-grade flavoring, and water, which can be utilized for vaping via an alternative nicotine product.

(11) 'Vape shop' or 'smoke shop' products shall mean:

A. Any product containing, made of, derived from, or containing any form of CBD, Kratom, and/or Hemp-derived or synthetic cannabinoid, including but not limited to Delta-8 THC, that is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, dissolved, inhaled, absorbed, or ingested by any other means;

B. Any product containing, made of, or derived from tobacco or containing any form of nicotine that is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, dissolved, inhaled, absorbed, or ingested by any other means, including, but not limited to, a cigarette, a cigar, pipe tobacco, chewing tobacco, snuff, or snus;

C. Any Electronic Smoking Device as defined in this section and any substances intended to be aerosolized or vaporized during the use of the device, whether the substance contains any form of tobacco, nicotine, CBD, Kratom, and/or Hemp-derived or synthetic cannabinoids; or,

D. Any component, part, or accessory of (A), (B), or (C) above, whether any of these contains tobacco, nicotine, CBD, Kratom, and/or Hemp-derived or synthetic cannabinoids, including, but not limited to, filters, rolling papers, blunt or hemp wraps, or pipes.

Vape shop or smoke shop products do not include any product that is a drug, device, or combination product authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug, and Cosmetic Act.

Section 2: That 1359.06 "Regulations for Specific Uses" of Chapter 1359 "U4, U5 and U6 Business and Industrial Districts" of the Codified Ordinances of the City of Euclid be and the same is hereby amended to read as follows:

#### **1359.06 REGULATIONS FOR SPECIFIC USES.**

(t) Vape or Smoke Shops, Tattoo or Branding Parlors, Body-Piercing Establishments, Pawn Shops, and Check Cashing Non-Chartered Financial Establishments. The City of Euclid has determined that for the health, safety and welfare of its residents, it is necessary to adopt reasonable regulations to prevent the adverse effects of the concentration or clustering of the following specific uses – vape or smoke shops, tattoo or branding parlors, body-piercing establishments, pawn shops and non-chartered financial establishments - and to prevent the negative effects of these uses individually upon an area. These specific uses have been demonstrated to have a detrimental impact individually or when located in proximity to each other. Concentrations of these uses tend to have a deleterious effect upon the adjacent area and lead to increasing calls for service in response to crime.

Regulation of these uses is necessary to ensure that the negative impacts will not cause or contribute to the blight or the downgrading of neighborhoods and businesses in proximity to these listed businesses.

No lot or parcel of land or any building or structure thereon shall be used for a business listed in this section at a location closer than specified below:

(1) One thousand five hundred feet from another business listed in this section.

(2) One thousand five hundred feet from a use listed below:

A. School property line (universities, community colleges, high schools, junior high schools, elementary and nursery schools).

B. State-licensed child care centers and/or large family day care facilities.

C. Hotels, motels, or lodging houses.

D. Indoor recreation facility, including, but not limited to, bowling alleys, skating rinks, and community recreation facilities.

~~E. Any parcel zoned single-family residential~~

E. Hospitals, urgent care, health and wellness, nursing homes, or residential treatment facilities.

F. Assembly halls, lodges, and membership clubs, including churches/religious assembly.

G. Any parcel zoned CI-Campus-Institutional.

H. Any parcel zoned residential.

When the Planning and Zoning Commission determines that there would be no adverse impact, a reduced setback distance may be established, provided that it is not less than five hundred feet.



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.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Mayor Holzheimer Gail

An emergency ordinance renewing the moratorium on the acceptance and processing of applications for zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis in the City of Euclid for a period not to exceed three (3) months.

WHEREAS, Ordinance 23-2025 was adopted by City Council on March 3, 2025 issuing a 6-month moratorium on the acceptance and processing of applications for zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis in the City of Euclid; and

WHEREAS, on September 2, 2025 City Council in Ordinance 92-2025 extended the moratorium for another 6-months whereby prohibiting the acceptance of the acceptance and processing of applications for zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis in the City of Euclid; and

WHEREAS, on February 17, 2026 City Council in Ordinance 11-2026 extended the moratorium for another 6-months whereby prohibiting the acceptance of the acceptance and processing of applications for zoning approvals, building permits, and certificates of occupancy for any building, structure, use, or change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis in the City of Euclid; and

WHEREAS, recommended revisions to the Euclid Codified Ordinances regarding the cultivation, processing, distribution, or sale of adult use cannabis will be presented to the Euclid Planning and Zoning Commission at its meeting in September of 2026 and will then be introduced as legislation to Euclid City Council; and

WHEREAS, pursuant to the Charter of the City of Euclid, as well as the Ohio Constitution, this Council also has the inherent power to enact planning, zoning and business regulations and laws that further the health, safety, welfare, and peace of its citizens, including restricting or prohibiting certain business uses; and

WHEREAS, this Council has further determined that the public peace, health, safety, and general welfare is preserved by establishing a moratorium on the applications for zoning approvals, building permits, and certificates of occupancy related to adult use cannabis, as previously passed by City Council in Ordinances 23-2025 and 92-2025 while the legislature considered changes to Ohio Revised Code Chapter 3780; and

WHEREAS, this Council has further determined that additional time is needed to review the applicable revised sections of Ohio Revised Code Chapter 3780 as the amendments go into effect, as well as the City's Codified Ordinances, and to plan for and formulate a response to adult use of cannabis within the City; and

WHEREAS, Ordinances 23-2025, 92-2025 and 11-2026 were duly passed by the City Council, and this amendment incorporates those actions into the current emergency ordinance.

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

Section 1: This Council hereby renews its moratorium, as originally adopted in Ordinance 23-2025 on March 3, 2025, extended in Ordinance 92-2025 on September 2, 2025 and extended in Ordinance 11-2026, prohibiting the acceptance of any application for, or the granting of, any zoning approvals, building permits, and certificates of occupancy for any building, structure, use, expansion of use, or change of use that would enable the cultivation, processing, distribution, or sale of adult use cannabis in the City of Euclid for a period not to exceed three (3) months in order to allow the City to finalize its review of applicable state and local laws and to plan on how such laws or amendments will affect such uses in the City of Euclid from the effective date of this Ordinance.

Section 2: No existing business in the City of Euclid shall change or expand in any way that would establish the cultivation, processing, distribution, or sale of adult use cannabis for the duration of the moratorium period established by this Ordinance.

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 is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens 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 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

Passed:

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor

Resolution No.

By – Councilperson Tolton

A resolution objecting to the 2026-2027 renewal of the liquor permit for Sharita Roberts, who operates the establishment known as Boozers Sports Bar and Grill, 21702 St. Clair Avenue, Euclid, OH 44117, Ohio Division of Liquor Control Permit Number 7443995, and encouraging the Ohio Department of Commerce, Division of Liquor Control, to deny said renewal of the liquor permit.

WHEREAS, on August 19, 2024 in Resolution Number 97-2024, Euclid City Council objected to the 2024-2025 renewal for the above permit; and

WHEREAS, on February 25, 2025 a hearing was held by the Division of Liquor Control on Euclid City Council's Objection in Resolution Number 97-2024; and

WHEREAS, on April 15, 2025 the Division of Liquor Control issued an Order denying and rejecting the application for the 2024-2025 renewal; and

WHEREAS, the Order cited various reasons for the denial, including but not limited to, the applicant's "disregard for the laws, regulations, or local ordinances of the State" and noted that the activity documented in Resolution 97-2024 and at the February 25<sup>th</sup> hearing "increased calls for service to the Euclid Police Department, and increased in patrols of the area. The business has become a drain on resources with Euclid Police having to request assistance/backup from neighboring police departments on several occasions"; and

WHEREAS, the permit holder appealed the April 15, 2025 Order of the Division of Liquor Control to the Ohio Liquor Control Commission and the hearing on that appeal was held on May 6, 2026 and a decision has not been announced by the Ohio Liquor Control Commission; and

WHEREAS, the Division of Liquor Control in its April 15, 2025 Order denied and rejected the permit holder's 2024 -2025 permit application and while the permit holder sought a stay of that Order the Liquor Commission never ruled on the stay; and

WHEREAS, despite not receiving a stay of the April 15, 2025 Order and not having a valid liquor permit, the permit holder continued to sell intoxicating beverages so on March 26, 2026, a criminal search warrant was executed by the Ohio Investigative Unit, with assistance from the Euclid Police Department, that allowed for the seizure of all items used to facilitate the sale of intoxicating beverages at the permit holder's location; and

WHEREAS, the City of Euclid does not, and will not, tolerate the criminal and nuisance activities, as outlined in Resolution Number 97-2024 in its city; and

WHEREAS, Euclid City Council believes it is of utmost importance to provide their residents, businesses, visitors, and first responders with a safe environment within the City of Euclid; and

WHEREAS, the operations of Boozers at 21702 St. Clair Avenue, Euclid, Ohio necessitates that Euclid City Council take this action in order to support a safe environment for its city as Sharita Roberts and Boozers have operated in blatant disregard for the laws and ordinances of the State of Ohio and City of Euclid; and

WHEREAS, this entity should not be permitted to renew their liquor license and the Ohio Department of Commerce, Division of Liquor Control should deny this entity the renewal of their liquor license.

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



Section 1: The Euclid City Council objects to the 2026-2027 renewal of the liquor permit for Sharita Roberts, who operates the establishment known as Boozers Sports Bar and Grill, 21702 St. Clair Avenue, Euclid, OH 44117, Ohio Division of Liquor Control Permit Number 7443995, and encourages the Ohio Department of Commerce, Division of Liquor Control, to deny said renewal of the liquor permit.

Section 2: 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 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 3: That this resolution shall take immediate effect.

Section 4: That a copy of this resolution is forwarded to the Ohio Department of Commerce, Division of Liquor Control, Attention: Legal Section, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, OH 43068-9005.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

\_\_\_\_\_  
Mayor

RESOLUTION OF CONGRATULATIONS

A resolution of congratulations to the **Noble Beach Association** on the occasion of its **125th Anniversary**, celebrating a legacy that began in 1901 along the shores of Lake Erie.

Whereas, the **Noble Beach Association** founders John Voth, Charles Voth, Adolph Schildhauer, Robert Suhr, and J.V. Dressler signed the Articles of Incorporation to create the Noble Beach Company with capital stock of \$18,300.00 establishing a private lakefront club dedicated to recreation, entertainment, and summer residences; and

Whereas, the **Noble Beach Association** was defined in its early years by festive gatherings, outdoor activities, and a vibrant resort atmosphere that nurtures friendships and lasting traditions among families who continued to make Lakeshore Boulevard their home; and

Whereas, the **Noble Beach Association** formally transitioned into a residential neighborhood in May 1930 by property owners working together under new rules and regulations to preserve and strengthen their community; and

Whereas, the **Noble Beach Association** suffered a devastating fire in 1978 destroying the original clubhouse and many historical records, yet the unwavering dedication, resilience, and pride of the Noble Beach community endured, preserving the traditions and character of one of Euclid's oldest private lakefront neighborhoods; and

Whereas, the **Noble Beach Association** continues to evolve into a close-knit, multi-generational neighborhood committed to maintaining a safe, welcoming, and vibrant environment through volunteer leadership, community events, property stewardship, and a shared appreciation for lakefront living; and

Whereas, the City of Euclid extends its gratitude to the many residents and volunteers who have served and continue to serve on the Board of Trustees, organized activities, cared for common spaces, and upheld the traditions and values that define the **Noble Beach Association**; and

Whereas, the **Noble Beach Association** will commemorate its 125th Anniversary on August 15, 2026, with an evening of celebration, including historical presentations, a commemorative time capsule, raffle baskets, door prizes, and a sunset toast honoring generations of families who have shaped the neighborhood's history.

Now, THEREFORE, be it resolved by the Council of the City of Euclid, State of Ohio that it proclaims the following:

Section 1: That this Council and the Administration do hereby honor and extend our congratulations to the **Noble Beach Association** on its 125th Anniversary and extend our heartfelt appreciation for its contributions to the City's culture, history, and community life.

Section 2: That this Council and the Administration do hereby celebrate the dedication, perseverance, and neighborly spirit that have defined the **Noble Beach Association** for more than a century and look forward to its continued success and stewardship for generations to come.

Section 3: That the Clerk of this Council is hereby authorized and directed to certify a copy of this resolution to the **Noble Beach Association**.

Section 4: That this resolution shall take immediate effect.

Resolution No.

By - Mayor Holzheimer Gail, Councilpersons  
Jarosz, Tanner, Tolton, Gresham, Cosgriff,  
Hannum, Wojtila, Dybiec and Heil

Attest:

\_\_\_\_\_  
Clerk of Council

Passed:

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor