

AGENDA
EUCLID CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 8, 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:

- None

COUNCIL MINUTES:

- August 17, 2026

ADMINISTRATION REPORTS & COMMUNICATIONS:

COMMITTEE DOCUMENTATION:

- Board of Control Minutes – August 17, 2026 and August 24, 2026

COMMITTEE OF THE WHOLE

ACTION		LEGISLATION	PROPOSED
	1.	A resolution proclaiming Saturday, March 6, 2027, as Random Acts of Kindness Day in the City of Euclid and encouraging all residents throughout our community to foster good will, compassion, and positive connections across the community. (Sponsored by Mayor Holzheimer Gail and All of Council.) Comment: This declares March 6, 2027, as Random Acts of Kindness Day in the City of Euclid.	Res. (102-26)
Second Reading	2.	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.) Comment: This would amend the rezoning of Permanent Parcel Numbers 644-07-002 to a U3 Multi-Family Residential use.	Ord. (087-26)
	3.	An emergency ordinance to levy assessments for the cutting of weeds and cleaning of vacant lots as provided in Chapter 1113 of the Codified Ordinances of the City of Euclid. (Sponsored by Mayor Holzheimer Gail.) Comment: This authorizes the assessment of those real property parcels that had work done by the Service Department to abate a property nuisance.	Ord. (096-26)

4. An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the cutting of grass, weeds, and trees as provided in Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid. (Sponsored by Mayor Holzheimer Gail.) Ord. (098-26)

Comment: This authorizes the assessment of those real property parcels that had work done by the Building and Housing Department to abate a property nuisance.

5. An ordinance enacting Section 541.38 Release of Balloons of Chapter 541 Offenses Related to Property of the Codified Ordinances for the City of Euclid. (Sponsored by Councilpersons Wojtila, Dybiec, Cosgriff, and Heil.) Ord. (095-26)

Comment: This would prohibit the release of balloons in the City of Euclid.

6. A resolution supporting submission of a State of Ohio Brownfield Remediation Program grant application by HBP Euclid I, LLC for the Heritage Business Park, also known as the former TRW/Argo-Tech Property. (Sponsored by Mayor Holzheimer Gail.) Res. (100-26)

Comment: This allows the City of Euclid to provide a letter of support to the Ohio Department of Development relating to a redevelopment grant.

7. A resolution to accept the recommendations of the City of Euclid Tax Incentive Review Council (TIRC) for the Tax Increment Financing (TIF) Districts in the City of Euclid for the fiscal year 2025. (Sponsored by Mayor Holzheimer Gail.) Res. (099-26)

Comment: This accepts the recommendations of the City of Euclid's Tax Incentive Review Council for the Tax Increment Financing Districts in the City of Euclid.

8. A resolution requesting the Administration seek proposals to develop a deer management plan in the City of Euclid. (Sponsored by Councilperson Wojtila.) Res. (104-26)

Comment: This would allow the Administration to seek proposals for a deer management plan.

9. A resolution adopting the rate of each tax necessary to be levied both inside and outside the ten-mill limitation, as certified by the Cuyahoga County Budget Commission. (Sponsored by Council President Jarosz by request of the Finance Director.) Res. (106-26)

Comment: This would authorize the rates that are to be levied on real property parcels for inside and outside the ten-mill limitations.

10. An emergency ordinance authorizing the Mayor, or her designee, to enter into a contract with F.H. Paschen, S.N. Nielsen & Associates, LLC, 1283 Worthington Woods Boulevard, Worthington, Ohio 43085 to complete renovations and repairs at the Ralph V. Hill Memorial Pool House utilizing the Gordian Job Order Contracting program available through the Sourcewell Purchasing Cooperative at a total cost not to exceed One Million One Hundred Seventy-Five Thousand Dollars and Zero Cents (\$1,175,000.00). (Sponsored by Mayor Holzheimer Gail.) Ord. (105-26)

Comment: This authorizes the Mayor to enter into a contract to complete renovations and repairs to the Ralph V. Hill Memorial Pool House.

11. An ordinance authorizing the sale of Permanent Parcel Number 650-05-025, vacant land on Glenbrook Boulevard from the City of Euclid Land Reutilization Program to Belinda L. Johnson for the amount of Two Hundred Fifty Dollars and Zero Cents (\$250.00), as authorized by Ordinance No. 97-2023. (Sponsored by Mayor Holzheimer Gail and Councilperson Tolton.) Ord. (101-26)

Comment: This authorizes the transfer of a vacant land bank parcel on Glenbrook Boulevard to the neighboring owner for personal use once all contiguous properties owned by her are consolidated into one lot.

12. An ordinance authorizing the Mayor of the City of Euclid to enter into a Purchase and Development Agreement to sell the parcel at 23316 Williams Avenue (PPN 644-29-066) to A&D Enterprises/A and D Property Preservation, LLC for the construction of a new residential home for Seven Hundred Fifty Dollars and Zero Cents (\$750.00). (Sponsored by Councilperson Heil by request.) Ord. (103-26)

Comment: This allows for the transfer of real property at 23316 Williams Avenue from the City to A&D Enterprises/A and D Property Preservation, LLC for the construction of a residential home.

**Second
Reading**

13. 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. (Referred to Business Development, City Planning and Housing Committee, which had no recommendation on Passage on 9/2/26.) (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.

**COUNCIL MEMBERS' COMMENT
ADJOURNMENT**



585 EAST 222ND STREET, EUCLID, OHIO 44123-2099

www.cityofeuclid.com

Board of Control

The Board of Control of the City of Euclid met on Monday August 17, 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.

<u>ROLL CALL:</u>	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	(E)
	Leo Mahoney, Service Director	(P)
	Richard Tolton, Council Representative	(E)

Motion to excuse Director Grogan-Myers and Councilman Tolton moved by Director Cooney and seconded by Director Mahoney. Motion passed unanimously.

ALSO PRESENT:

ADD TO AGENDA: Ground Pen Radar System LLC

Motion to add Ground Pen Radar System LLC to the agenda in the amount of \$15,000.00 moved by Director Stephens and seconded by Director Iaconis. Motion passed unanimously.

Jason Phillips

Motion to add Jason Phillips to the agenda in the amount of \$7,995.00 moved by Director Stephens and seconded by Director Iaconis. Motion passed unanimously.

MINUTES: Monday August 10, 2026

Moved by Director Iaconis and seconded by Director Cooney to approve the minutes of Monday August 10, 2026. Motion passed unanimously.

BID OPENING:

TABULATIONS/RECOMMENDATIONS/AWARDS PENDING:

RECOMMENDATION:

FUTURE BID OPENINGS:

REQUISITIONS:

Ohio AMS LLC
Amount: \$8,570.00
GPS Monitoring – July 2026

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$8,570.00. Motion passed unanimously.

August 17, 2026

Clancy and Associates LLC
Amount: \$9,286.25
EPD Assessments for Captain Promotional Examination

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$9,286.25. Motion passed unanimously.

RareStep Inc DBA Fleetio
Amount: \$15,370.00
Additional Licensing

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$15,370.00. Motion passed unanimously.

Ground Pen Radar System
Amount: \$15,000.00
Ground penetrating radar to scan for obstruction for Coulter & E 217 Waterline Replacement Project

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$15,000.00. Motion passed unanimously.

Jason Phillips
Amount: \$7,995.00
Component Handler EV Battery Lif for MM

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$7,995.00. Motion passed unanimously.

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

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

Chairwoman

Secretary



585 EAST 222ND STREET, EUCLID, OHIO 44123-2099

www.cityofeuclid.com

Board of Control

The Board of Control of the City of Euclid met on Monday August 24, 2026 in the Council Chambers to consider business to come before the Board. Chairwoman Holzheimer-Gail called the meeting to order at 4:07 p.m.

ROLL CALL:

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)
Dontea Gresham, Council Representative	(E)

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

ALSO PRESENT:
ADD TO AGENDA:

MINUTES: Monday August 10, 2026

Moved by Director Iaconis and seconded by Director Cooney to approve the minutes of Monday August 10, 2026. Motion passed unanimously.

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

REQUISITIONS:

Safebuilt Ohio LLC
Amount: \$74,000.00
Safebuilt Ohio LLC

Moved by Director Iaconis and seconded by Chairwoman Holzheimer-Gail in the amount of \$74,000.00. Motion passed unanimously.

T and T Landscaping Contract
Exceed Amount: \$3,500.00
Heritage Park Improvements Project Parks and Playground

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$3,500.00. Motion passed unanimously.

GPD Group
Amount: \$9,386.15
Euclid Heritage Trail – Additional ODOT Environmental Documentation

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$9,386.15. Motion passed unanimously.

August 24, 2026

Community Improvement Corporation of Euclid Ohio
Amount: \$50,000.00
Storefront Spark Program

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$50,000.00. Motion passed unanimously.

Paul M Hickman Inc.
Amount: \$6,500.00
Feasibility Study for an Urban Wood Recovery Program Phase 2

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$6,500.00. Motion passed unanimously.

Rust Belt Riders Composting LLC
Amount: \$5,950.00
2026 Citywide Composting Services

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$5,950.00. Motion passed unanimously.

Riverside Landscape Management LLC
Amount: \$5,100.00
Residential Front Step Replacement for Annette Davis at 24250 Maplewood Drive

Moved by Director Iaconis and seconded by Director Grogan-Myers in the amount of \$5,100.00. Motion passed unanimously.

Refunds and Reimbursement
Amount: \$17,500.00
Settlement of Personal Injury Claims

Moved by Director Iaconis and seconded by Director Cooney in the amount of \$17,500.00. Motion passed unanimously.

Refunds and Reimbursement
Amount: \$15,250.00
Settlement for Employment Claims

Moved by Director Iaconis and seconded by Director Cooney in the amount of \$15,250.00. Motion passed unanimously.

USALCO LLC
Amount: \$80,000.00
Liquid Aluminum Sulfate Draw Down

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$80,000.00. Motion passed unanimously.

PVS Nolwood Chem Inc.
Amount: \$100,000.00
Sodium Hypochlorite for MBR Cleaning & Bypass Disinfection

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$100,000.00. Motion passed unanimously.

Allied Corporation
Amount: \$20,000.00
Hot Mix – Draw Down

Moved by Director Iaconis and seconded by Director Mahoney in the amount of \$20,000.00. Motion passed unanimously.

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

Motion to adjourn moved by Director Cooney and seconded by Director Stephens. Motion passed unanimously. This meeting adjourned at 4:13pm.

Chairwoman

Secretary

Resolution No.

By – Mayor Kirsten Holzheimer Gail and All of Council

A resolution proclaiming Saturday, March 6, 2027, as Random Acts of Kindness Day in the City of Euclid and encouraging all residents throughout our community to foster good will, compassion, and positive connections across the community.

WHEREAS, Random Acts of Kindness Day provides an opportunity for residents of all ages to intentionally practice kindness and recognize the positive difference that simple acts can make in the City of Euclid; and

WHEREAS, Random Act of Kindness Day is now observed in the City of Brunswisk and is making its way through other communities all throughout the Cleveland area; and

WHEREAS, the City of Euclid recognizes the importance of a community in which neighbors support one another, individuals, are treated with dignity and respect, and acts of kindness are encouraged and celebrated; and

WHEREAS, the City of Euclid by its Council and Administration wish to express their appreciation for residents, businesses, organizations, schools, and community groups to help promote goodwill, strengthen community spirit, and continue to create positive connections; and

WHEREAS, the City of Euclid will celebrate Random Act of Kindness Day on Saturday, March 6, 2027, and encourages all residents to participate in this meaningful observance.

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

Section 1: That Saturday, March 6, 2027, is recognized as Random Act of Kindness Day in the City of Euclid, Ohio, and all residents are encouraged to celebrate Random Act of Kindness Day and to foster good will, compassion, and positive connections across the community by performing acts of kindness and seeking opportunities to make a difference in the lives of others.

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.

Attest:

Clerk of Council

President of Council

Passed:

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 – Mayor Holzheimer Gail

An emergency ordinance to levy assessments for the cutting of weeds and cleaning of vacant lots as provided in Chapter 1113 of the Codified Ordinances of the City of Euclid.

WHEREAS, Section 1113.18(b) of the Codified Ordinances of the City of Euclid authorizes the Director of Public Service to cut and clean land of noxious weeds and other growths where the property owner fails to do so upon notification, and levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, the City did give notice to various property owners setting forth the nature of the nuisance, the estimate of the cost of abating the nuisance if done by the City, a reasonable time determined by the Director of Public Service within which the owner shall abate the nuisance or pay the estimated cost to the City, and the statement that unless the nuisance is abated within the stated time it may be abated by the City and the cost of abatement assessed on the real estate involved; and

WHEREAS, said property owners failed to abate the nuisances on their respective property and failed to compensate City for its nuisance abatement, and as such, the properties shall be assessed on the tax duplicate for the City's cost of abatement of the nuisance; and

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, and to meet the deadline of Cuyahoga County Fiscal Office.

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

Section 1: That the assessment of the cost and expense of cutting weeds and cleaning away debris under Chapter 1113 of the Codified Ordinances of the City of Euclid, be as follows:

Permanent Parcel No.		Amount
643-29-026	941 Babbitt Road	\$ 4,700.00
641-07-018 to 025	V/L Lake Shore Blvd.	\$ 500.00
648-06-005	25900 Lakeland Blvd.	\$ 250.00
648-25-071	E. 264 St.	\$ 250.00
648-15-003	27600 Lakeland Blvd.	\$ 3,450.00
TOTAL		\$9,150.00

As reported to this Council by the Director of Public Service, notice of the filing of which assessments had been given as required by ordinances, be and the same is hereby adopted and confirmed, and that there be and there is hereby levied and assessed upon the above lots and lands the several amounts reported as aforesaid, which assessments together with the descriptions of said lots and lands are now on file in the office of the Clerk of Council, and which assessments are in proportion to the special benefits to said property and are not in excess of any statutory limitations.

Section 2: That the total assessments against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this ordinance. All cash payments shall be made to the Director of Finance of the City of Euclid. All assessments and installations remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Auditor, as provided by law, to be placed by him on the tax duplicate for a one year period and collected as other taxes are collected.

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 – Mayor Holzheimer Gail

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the cutting of grass, weeds, and trees as provided in Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid.

WHEREAS, Section 529.03 of the Codified Ordinances of the City of Euclid authorizes the Housing Manager or certified Building Official, to abate nuisances, weeds, tall grass and landscaping where the property owner fails to do so upon notification, and levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, Section 1755.28 of the Codified Ordinances of the City of Euclid authorizes City to cut grass and weeds that extend or stand more than six inches above grade where the property owner fails to do so, and upon notification, levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, under all of the above ordinance sections, the City did give notice to various property owners setting forth the nature of the nuisance, the estimate of the cost of abating the nuisance if done by the City, a reasonable time determined by the Housing Manager or certified Building Official within which the owner shall abate the nuisance or pay the estimated cost to the City, and the statement that unless the nuisance is abated within the stated time it may be abated by the City and the cost of abatement assessed on the real estate involved; and

WHEREAS, said property owners failed to abate the nuisances on their respective property and failed to compensate the City for its nuisance abatement, and as such, the properties shall be assessed on the tax duplicate for the City's cost of abatement of the nuisance; and

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, and to meet the deadline of Cuyahoga County Fiscal Office.

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

Section 1: That the assessment of the cost and expense of cutting grass, weeds and trees under Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid, be as follows:

See list of 803 parcels for a total of \$203,782.00 on file with Clerk of Council

As found by this Council, notice of the intended filing of assessments has been given as required by Sections 529.03 and 1755.28, be and the same is hereby adopted and confirmed, and that there be and there is hereby levied and assessed upon the lots and lands attached hereto the several amounts reported as aforesaid, which assessments together with the descriptions of said lots and lands are now on file in the office of the Clerk of Council, and which assessments are in proportion to the special benefits to said property and are not in excess of any statutory limitations.

Section 2: That the Clerk of Council is hereby authorized and directed to cause a copy of this Ordinance to be served upon the Fiscal Office of Cuyahoga County, Ohio, who shall place the same upon the tax duplicate of said County, to be collected in the same manner as other taxes and assessments, together with all lawful interest and penalties, pursuant to the Ohio Revised Code.

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

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By – Councilpersons Wojtila, Dybiec, Cosgriff, and Heil

An ordinance enacting Section 541.38 Release of Balloons of Chapter 541 Offenses Related to Property of the Codified Ordinances for the City of Euclid.

WHEREAS, the release into the atmosphere of large numbers of balloons inflated with lighter-than-air gases poses a danger to public safety and a nuisance to the environment; and

WHEREAS, balloons frequently come into contact with power lines and have caused power outages and other disruptions to utility services; and

WHEREAS, balloons can litter beaches, waterways, and wildlife habitats and disturb the ecosystems at those locations; and

WHEREAS, released balloons are considered litter and can persist in the environment for years; and

WHEREAS, in order to discourage individuals who live, work, visit, transact business at, use or recreate in the City of Euclid from releasing balloons that cause public safety problems, environmental damage, and result in litter, this Council seeks to prohibit the release of balloons in the City of Euclid.

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

Section 1: That Section 541.38 Release of Balloons of Chapter 541 Offenses Related to Property of the Codified Ordinances for the City of Euclid is hereby enacted to read as follows:

541.38 RELEASE OF BALLOONS

No person shall intentionally release, organize the release or intentionally cause to be released within a twenty-four (24) hour period ten (10) or more balloons inflated with a gas that is lighter than air, except for:

- (a) Balloons released by a person on behalf of a governmental agency or pursuant to a governmental contract for scientific or meteorological purposes;
- (b) Hot air balloons that are recovered after launching; or
- (c) Balloons released indoors.
- (d) Whoever violates any of the provisions of this Section is guilty of a minor misdemeanor.

Section 2: That Section 541.38 Release of Balloons of Chapter 541 Offenses Related to Property of the Codified Ordinances for the City of Euclid is hereby enacted.

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

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.
By – Mayor Holzheimer Gail

A resolution supporting submission of a State of Ohio Brownfield Remediation Program grant application by HBP Euclid I, LLC for the Heritage Business Park, also known as the former TRW/Argo-Tech Property

WHEREAS, the State of Ohio, Department of Development (ODOD), provides financial assistance to public and private organizations to address brownfield assessment and remediation needs through the Ohio Brownfield Remediation Program Fund;

WHEREAS, HBP Euclid I, LLC, owner of the property, desires grant funding from the Ohio Brownfield Remediation Program to complete environmental remediation activities (asbestos abatement) and certain demolition activities at the Heritage Business Park-Former TRW/Argo-Tech Property located within the Euclid City limits at 23555 Euclid Avenue to continue revitalizing the property for productive use; and

WHEREAS, the City of Euclid has the opportunity to acknowledge and support the submission of a Remediation Grant application for the Heritage Business Park-Former TRW/Argo-Tech Property by HBP Euclid I, LLC.

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

Section 1. That City Council supports HBP Euclid I, LLC as they pursue remediation funding for the Heritage Business Park, the former TRW/Argo-Tech Property, through ODOD's Ohio Brownfield Remediation Program.

Section 2. That City Council hereby encourages ODOD to consider funding this application as HBP Euclid I, LLC intends to continue remediation, demolition, and redevelopment efforts on this campus. It is recognized that the City will not realize any financial obligations associated with this expression of overall grant application and project support.

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 resolution shall take immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Resolution No.

By – Mayor Holzheimer Gail

A resolution to accept the recommendations of the City of Euclid Tax Incentive Review Council (TIRC) for the Tax Increment Financing (TIF) Districts in the City of Euclid for the fiscal year 2025.

WHEREAS, the Tax Incentive Review Council met on Wednesday, July 29, 2026 to review the reports compiled by the City's Enterprise Zone Manager on the Enterprise Zone (EZ) Agreements and Tax Increment Financing (TIF) Districts for the fiscal year 2025; and

WHEREAS, the Tax Incentive Review Council found that all Tax Increment Financing (TIF) Districts were in compliance; and

WHEREAS, the Tax Incentive Review Council recommended that each Tax Increment Financing (TIF) District be continued; and

WHEREAS, Ohio Revised Code Chapter 5709.85(E) requires that a local legislative body that receives recommendations from a tax incentive review council must vote to accept, reject, or modify all or any portion of the recommendations within 60 days of receipt of the Tax Incentive Review Council's recommendations; and

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

Section 1: That this Council accepts the recommendations of the City of Euclid Tax Incentive Review Council with regard to the Enterprise Zone (EZ) Agreements and Tax Increment Financing (TIF) Districts for the fiscal year 2025.

Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution, 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 3: That this resolution shall take immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Resolution No.

By – Councilperson Wojtila

A resolution requesting the Administration seek proposals to develop a deer management plan in the City of Euclid.

WHEREAS, City Council has heard numerous concerns about the overpopulation of deer in the City of Euclid; and

WHEREAS, the overpopulation of deer leads to an out of balance native ecosystem that has detrimental impacts affecting native plant and wildlife populations and habitat quality; and

WHEREAS, additional concerns with an overpopulation of deer include the transmission of disease that impacts deer (e.g. chronic wasting disease) and humans (e.g. Lyme Disease); and

WHEREAS, the overpopulation of deer impacts the health of public and private land due to the foraging done by the deer; and

WHEREAS, by managing the deer population it may minimize the potential for property damage and personal injury associated with vehicle and deer collisions; and

WHEREAS, a deer management plan would be designed to provide tools for landowners to modify deer behavior in conjunction with reducing deer numbers on a particular property in an effort to alleviate and reduce property damage caused by deer and such other recommendations that are provided; and

WHEREAS, Euclid City Council believes that it is in the best interests of the residents, businesses, visitors and for the management of public lands to have a deer management plan.

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

Section 1: That the Euclid City Council requests that the Administration seek proposals to develop a deer management plan in the City of Euclid.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Resolution No.

By – Council President Jarosz (by request)

A resolution adopting the rate of each tax necessary to be levied both inside and outside the ten-mill limitation, as certified by the Cuyahoga County Budget Commission.

WHEREAS, this Council, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2026, and thereon to the Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without and what part within the ten mill tax limitation; therefore be it

RESOLVED, by the Council of City of Euclid, Cuyahoga County, Ohio that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted, and be it further

RESOLVED, that there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR’S ESTIMATED TAX RATES

FUND	County Auditor’s Estimate of Tax Rate to be Levied	
	INSIDE 10 MILL LIMIT	OUTSIDE 10 MILL LIMIT
Bond Retirement	3.88	0.00
General	0.00	6.72
Permanent Improvement		1.00
Recreation		1.30
Recreation Capital		0.70
Sub Total	3.88	9.72
TOTAL	13.60	

And be it further

RESOLVED, that the Clerk of Council be and she is hereby directed to certify a copy of this resolution to the County Fiscal Officer of said County.

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 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.

That this resolution shall go into immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By – Mayor Holzheimer Gail

An emergency ordinance authorizing the Mayor, or her designee, to enter into a contract with F.H. Paschen, S.N. Nielsen & Associates, LLC, 1283 Worthington Woods Boulevard, Worthington, Ohio 43085 to complete renovations and repairs at the Ralph V. Hill Memorial Pool House utilizing the Gordian Job Order Contracting program available through the Sourcewell Purchasing Cooperative at a total cost not to exceed One Million One Hundred Seventy-Five Thousand Dollars and Zero Cents (\$1,175,000.00).

WHEREAS, the Ralph V. Hill Memorial Pool, which is located in Memorial Park, promotes an active and healthy community, provides structured and supervised swimming activities for Euclid's youth, promotes recreational opportunities for all residents; and fosters community engagement; and

WHEREAS, the Ralph V. Hill Memorial Pool House ("Pool House"), which houses staff and patron facilities, needs updates and upgrades to better serve users of the Ralph V. Hill Memorial Pool; and

WHEREAS, on February 9, 2026, the City of Euclid Board of Control approved a contract with F.H. Paschen, S.N. Nielsen & Associates, LLC ("Paschen"), for design development and construction documents for renovations and repairs to the Pool House; and

WHEREAS, Paschen has completed its review and design and has provided a proposal and scope of work to the City for the Pool House renovations and repairs; and

WHEREAS, the contracted pricing schedule for the renovations and repairs has been competitively bid through the Gordian Job Order Contracting program available through the Sourcewell Purchasing Cooperative (Contract Number 091620-GGI) so competitive bidding by the City of Euclid is therefore waived; and

WHEREAS, the Gordian Job Order Contracting program through the Sourcewell Purchasing Cooperative relates to building/infrastructure repairs, alterations and restoration services and includes fees for materials, labor, engineering, drawings, and permit fees; and

WHEREAS, since the contracted pricing schedule for Gordian Job Order Contracting program has been competitively bid through the Sourcewell Purchasing Cooperative, competitive bidding by the City of Euclid is therefore waived; and

WHEREAS, the funds for this project will be derived from American Rescue Plan Act Fund (Fund 259), General Permanent Improvement Fund (Fund 310) and Recreation Capital Fund (Fund 320); and

WHEREAS, the renovations and repairs at the Pool House will allow for improvements affecting the daily operation of the Recreation Department 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: That the Mayor, or her designee, is authorized to enter into a contract with F.H. Paschen, S.N. Nielsen & Associates, LLC, 1283 Worthington Woods Boulevard, Worthington, Ohio 43085 to complete renovations and repairs at the Ralph V. Hill Memorial Pool House utilizing the Gordian Job Order Contracting program available through Sourcewell Purchasing Cooperative at a total cost not to exceed One Million One Hundred Seventy-Five Thousand Dollars and Zero Cents (\$1,175,000.00).

Section 2: That the material, services and labor related to the repairs and renovations has been competitively bid through the Gordian Job Order Contracting program available through the Sourcewell Purchasing Cooperative so competitive bidding by the City of Euclid is waived.

Section 3: Funds to pay for this expenditure are to be derived from American Rescue Plan Act Fund (Fund 259), General Permanent Improvement Fund (Fund 310) and Recreation Capital Fund (Fund 320).

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

Passed:

President of Council

Approved:

Mayor

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Tolton

An ordinance authorizing the sale of Permanent Parcel Number 650-05-025, vacant land on Glenbrook Boulevard, from the City of Euclid Land Reutilization Program to Belinda L. Johnson for the amount of Two Hundred Fifty Dollars and Zero Cents (\$250.00) as authorized by Ordinance No. 97-2023.

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

WHEREAS, Belinda L. Johnson owns the adjacent properties, Permanent Parcel Number 650-05-023 and 650-05-024, 23421 Effingham Boulevard, and submitted a Land Bank application on August 19, 2026 to purchase City-owned parcel 650-05-025 in order to expand her yard and make future improvements to her property; and

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

Section 1: That the sale of Permanent Parcel Number 650-05-025, vacant land on Glenbrook Boulevard, from the City of Euclid Land Reutilization Program, to Belinda L. Johnson for the amount Two Hundred Fifty Dollars (\$250.00) with the condition that the consolidation plat of Permanent Parcel Numbers 650-05-025, 650-05-024, and 650-05-023 is prepared and submitted to the City of Euclid Land Reutilization Program prior to transfer and recording, as authorized by Ordinance No. 97-2023, is hereby approved.

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

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

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By – Councilperson Heil (by request)

An ordinance authorizing the Mayor of the City of Euclid to enter into a Purchase and Development Agreement to sell the parcel at 23316 Williams Avenue (PPN 644-29-066) to A&D Enterprises/A and D Property Preservation, LLC for the construction of a new residential home for Seven Hundred and Fifty dollars and Zero Cents (\$750.00).

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

WHEREAS, A&D Enterprises/A and D Property Preservation, LLC has met the requirements of Euclid Land Reutilization Program Application Review and Disposition Policies and is qualified both financially and in experience; and

WHEREAS, the proposed sale price is fair and just due to the conditions to be placed on the sale of the property; specifically, the buyer shall be required to construct a new single-family home on the parcel; that the home shall be sold to an owner-occupant; that construction of the home shall commence within one year of acquiring the property, unless an extension is authorized by the City of Euclid in writing; that any and all zoning relief and design review shall be obtained prior to transfer the parcel to A&D Enterprises/A and D Property Preservation, LLC for the construction of a single-family dwelling; and

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

Section 1: That the Mayor of the City of Euclid is authorized to enter into a Purchase and Development Agreement to sell the parcels located at 23316 Williams Avenue (PPN 644-29-066) to A&D Enterprises/A and D Property Preservation, LLC for the construction of a new residential home for Seven Hundred and Fifty dollars (\$750.00).

Section 2: That the Law Director is empowered and directed to draft a Purchase and Development Agreement which includes the conditions that A&D Enterprises/A and D Property Preservation, LLC shall be required to construct a new single-family home on the parcel; that the home shall be sold to an owner-occupant; that construction of the home shall commence within one year of acquiring the property, unless an extension is authorized by the City of Euclid in writing; that any and all zoning relief and design review shall be obtained prior to transfer the parcel to A&D Enterprises/A and D Property Preservation, LLC for the construction of a single-family dwelling.

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

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

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

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 bong, 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