

BRUNSWICK CITY PLANNING & ZONING COMMITTEE

Agenda

FEBRUARY 24, 2020

6:50 PM

In Caucus Room

or immediately following the Parks, Recreation & Community Committee Meeting

1. Discussion Items
 - (a) **RES. NO. 9-2020** - An emergency resolution authorizing the City Manager to submit a Clean Ohio Funds Grant application to the Ohio Department of Natural Resources and obligating local match funds in an amount not to exceed \$102,000.00 for the Plum Creek Greenway Phase 2 Project. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Carl DeForest*)
 - (b) **ORD. NO. 12-2020** - An emergency ordinance establishing a temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for convalescent care facilities in all zoning districts and special planning districts in the city, with the exception of the Senior Development Special Planning District Number 5, and the issuance of such approvals. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Ken Fisher*)
2. General Discussion
3. Adjournment

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 2/24/2020

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 9-2020** - An emergency resolution authorizing the City Manager to submit a Clean Ohio Funds Grant application to the Ohio Department of Natural Resources and obligating local match funds in an amount not to exceed \$102,000.00 for the Plum Creek Greenway Phase 2 Project. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Carl DeForest*)

BACKGROUND: By Resolution 16-19, and amended by Resolution 66-19, City Council authorized the funding and application for Phase 1 of the Plum Creek Greenway project. The City has since received notice of award of that grant from ODNR, and has budgeted the local match, for construction of Phase 1 of the Plum Creek Greenway project. The overall project, in cooperation with the Medina County Park District, involves construction of a 10-foot wide asphalt path to be used for biking, running and fitness activities, which is hoped to eventually link Plum Creek Park to Brunswick Lake Park. The City is now desirous of applying for additional funding from ODNR for a second phase of the project through the Clean Ohio Funds in order that the project may continue.

PURPOSE AND EXPLANATION: Passage of the legislation would obligate the set-aside funds for the local match for Phase 2 not to exceed \$102,000, and for the City Administration to submit the application to the Ohio Department of Natural Resources by the March 2, 2020 deadline. It is anticipated that the total project cost of Phase 2 is estimated to be \$668,000. In order to be considered, the local match must be authorized by City Council and such authorizing resolution included in the application.

IMPLEMENTATION SCHEDULE: Immediately upon passage.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The local match is anticipated to be a not to exceed amount of \$102,000. The Local Match is expected to come from the Capital Improvement Fund #300 and will require separate legislation amending the budget at a subsequent meeting.

RECOMMENDED ACTION:

One Reading	Yes
Two Readings	No

Three Readings	No
Emergency	Yes
Suspension of Rules	Yes

If emergency or suspension of the rules, why the request?

The grant application is due March 2, 2020, so it is requested that City Council consider this resolution being passed as an emergency with suspension of the rules, enabling the completion of the application package for submittal.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 9-2020

BY: Mr. Delsanter, Mr. Hanek and Mr. Ousley

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A CLEAN OHIO FUNDS GRANT APPLICATION TO THE OHIO DEPARTMENT OF NATURAL RESOURCES AND OBLIGATING LOCAL MATCH FUNDS IN AN AMOUNT NOT TO EXCEED \$102,000.00 FOR THE PLUM CREEK GREENWAY PHASE 2 PROJECT.

WHEREAS: The Ohio Department of Natural Resources offers a Clean Ohio Trails Funds Grant (the "Grant"), which requires a 25% local match; and

WHEREAS: The total preliminary cost estimate of the Plum Creek Greenway Phase 2 Project is \$668,000.00.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY RESOLVES:

SECTION 1: The City Manager is hereby authorized to submit a Clean Ohio Funds Grant Application to the Ohio Department of Natural Resources for the Plum Creek Greenway Phase 2 Project.

SECTION 2: That the City agrees to obligate necessary local match funds in the amount not to exceed \$102,000.00 in the event the Grant funds are awarded for the Project, subject to formal execution of a Grant Agreement.

SECTION 3: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, welfare, and safety and for the additional reason that this Resolution must be submitted to the Ohio Department of Natural Resources by March 2, 2020. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading _____

RULES SUSPENDED: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Clerk of Council
Fijabi Julien-Gallam, CMC

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 2/24/2020

TO: Vice Mayor Michael Abella Jr. and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 12-2020** - An emergency ordinance establishing a temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for convalescent care facilities in all zoning districts and special planning districts in the city, with the exception of the Senior Development Special Planning District Number 5, and the issuance of such approvals. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Ken Fisher*)

BACKGROUND: City Council has recently adopted the Comprehensive Plan Update which may eventually necessitate revisions to the current zoning and planning code. As such, it is the desire of the City to implement a temporary six-month moratorium on these care facilities until further review.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:** Immediately upon approval.

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:**

**RECOMMENDED
ACTION:**

One Reading	Yes
Two Readings	No
Three Readings	No
Emergency	Yes
Suspension of Rules	Yes

If emergency or suspension of the rules, why the request?

It is requested that City Council suspend the rules and pass as an emergency measure to allow proper time to analyze information presented in the Comprehensive Plan Update.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 12-2020

BY: Mr. Delsanter, Mr. Hanek and Mr. Ousley

AN EMERGENCY ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS FOR ZONING, OCCUPANCY, CONDITIONAL USE AND/OR BUILDING PERMIT APPROVALS FOR CONVALESCENT CARE FACILITIES IN ALL ZONING DISTRICTS AND SPECIAL PLANNING DISTRICTS IN THE CITY, WITH THE EXCEPTION OF THE SENIOR DEVELOPMENT SPECIAL PLANNING DISTRICT NUMBER 5, AND THE ISSUANCE OF SUCH APPROVALS.

WHEREAS: The City of Brunswick may legitimately regulate the location and approval of Convalescent Care Facilities, as defined in Codified Ordinance Section 1242.02(28), which includes, without limitation, senior living, assisted living, memory care and other similar facilities; and

WHEREAS: This Council believes that a temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Convalescent Care Facilities in any Zoning District and Special Planning District in the City, with the exception of the Senior Development Special Planning District Number 5, and on the issuance of such approvals, will not deny property owners economically viable use of their property and will permit the City Administration, Council and Planning Commission necessary time to undertake a review of the Brunswick Zoning Code and possible amendment thereof relative to the location and approval process for Convalescent Care Facilities.

WHEREAS: THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: For a period of six (6) months from the effective date of this Ordinance, the City shall not accept or process any applications for zoning, occupancy, conditional use and/or building permit approvals for Convalescent Care Facilities, including, without limitation, senior living, assisted living, memory care and other similar facilities, in any Zoning District and Special Planning District in the City, with the exception of the Senior Development Special Planning District Number 5, and further shall not issue any such approvals during said period.

SECTION 2: Whenever the provisions of this Ordinance conflict with any other Ordinance or any provision of the Codified Ordinances of the City, the provisions of this Ordinance shall control.

SECTION 3: 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: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare of the City and its residents and property owners and for the additional reason that it is required to permit the City Administration, Council and Planning Commission necessary time to undertake a review of the Brunswick Zoning Code and possible amendment thereof relative to the location and approval process for Convalescent Care Facilities. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes or from the earliest time allowed by law.

PASSED: 1st Reading_____

Rules Suspended: AYES_____ NAYS_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Clerk of Council
Fijabi Julien-Gallam, CMC