



BRUNSWICK CITY COUNCIL AGENDA

Valerie Zak Ward 3	Nicholas Hanek Ward 2	Patricia Hanek At-Large	Kenneth Fisher Law Director	Carl S. DeForest City Manager	Ron Falconi Mayor	Fijabi Julien-Gallam Council Clerk	Michael Abella Jr. Ward 1	Brian Ousley At-Large	Joseph Delsanter At-Large	Anthony Capretta Ward 4
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Administration Representatives

**FEBRUARY 8, 2021
In Council Chambers
At 7:00 P.M.**

1. Prayer and Pledge of Allegiance
2. Roll Call of Members
3. Approval of Minutes
 - (a) Regular Council Meeting Minutes dated January 25, 2021;
4. Mayor's Report
 - (a) Mayor's Court Financial Report for the month ending January 2021 will be posted on the website and added to the minutes for the record;
 - (b) Mayor's Recommendation to appoint Howard Elko to the Board of Zoning Appeals to fulfill an unexpired term expiring January 25, 2022;
 - (c) Mayor's Update
5. Clerk of Council's Report
6. Council Committee Reports

Economic Development Committee.....Mr. Hanek

Services, Utilities, Technology & Cable Committee.....Mr. Abella Jr.

Finance Committee.....Mrs. Hanek

Safety & Environment Committee.....Mr. Capretta

Planning & Zoning Committee.....Mr. Delsanter

Parks, Recreation & Community Committee.....Mrs. Zak

Building & Building Code Committee.....Mr. Ousley
7. Other Boards and Commissions
8. Reading of Legislation and Action on Legislation

a. 3rd Reading(s)

ORD. NO. 96-2020 - An ordinance establishing Section 1270.10(b) by providing temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities. - **3rd Reading** (Committee-of-the-Whole, *Administration/Joseph Delsanter*)

- (a) **RES. NO. 3-2021** - A resolution authorizing the City Manager to purchase a new 2021 Chevrolet Tahoe for the Division of Fire from Ganley Chevrolet of Aurora in an amount not to exceed \$38,419.00. - **3rd Reading** (Committee-of-the-Whole, *Administration/Josh Erskine*)

b. 2nd Reading(s)

ORD. NO. 118-2020 - An ordinance amending section 1256.04(m) of the Codified Ordinances of the City of Brunswick by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 119-2020 - An ordinance amending section 1260.04(v) of the Codified Ordinances of the City of Brunswick by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 120-2020 - An ordinance amending section 1261.04(s) of the Codified Ordinances of the City of Brunswick by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 121-2020 - An ordinance amending section a(18) of the design guidelines for the Main Street District of the Brunswick Town Center Special Planning District No. 2 by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 102-2020 - An ordinance amending Section 1242.02(32)(e) of the Codified Ordinances of the City of Brunswick - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 103-2020 - An ordinance amending Section 1250.05(g) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 104-2020 - An ordinance amending Section 1252.05(g) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 105-2020 - An ordinance amending Section 1254.03(j) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the R-M Medium Density Residential District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 106-2020 - An ordinance amending Section 1258.03(i) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 107-2020 - An ordinance amending Section 1256.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-N Neighborhood Commercial District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 108-2020 - An ordinance amending Section 1260.04(h) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-G General Commercial District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 109-2020 - An ordinance amending Section 1261.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the GW-C Gateway Commercial District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 110-2020 - An ordinance amending Chapter 1286 of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 111-2020 - An ordinance establishing Sections 1274.08(a)(1) and (2) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 112-2020 - An ordinance amending Section 1288.05(c) of the Codified Ordinances of the City of Brunswick by reducing the maximum building height. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 113-2020 - An ordinance establishing Section 1270.10(a)(5) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 114-2020 - An ordinance adopting the design guidelines for the Joint Development Overlay District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 115-2020 - An ordinance establishing Chapter 1290 of the Codified Ordinances of the City of Brunswick creating the overlay district. - **2nd Reading**

(Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 116-2020 - An ordinance amending Section 1472.03 of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Building & Building Code Committee, *Administration/Grant Aungst*)

RES. NO. 5-2021 - A resolution authorizing the City Manager to purchase a new branch chipper for the Service Department from Vermeer All Roads in an amount not to exceed \$59,280.00. - **2nd Reading** (To be brought from Service, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*)

ORD. NO. 9-2021 - An emergency ordinance extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for multi-family dwelling units in all zoning districts and the issuance of such approvals. - **2nd Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

c. 1st Reading(s)

ORD. NO. 10-2021 - An ordinance establishing the Meadow View Special Planning District No. 6 Conceptual Development Plan and amending the zoning map by designating approximately 19.485 acres on South Carpenter Road as SPD-6. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 11-2021 - An emergency ordinance amending section 246.02 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

RES. NO. 12-2021 - An emergency resolution authorizing the City Manager to purchase a 2021 Dodge Charger Police Cruiser with police equipment installed for the Division of Police from Greve Dodge in an amount not to exceed \$39,995.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

ORD. NO. 13-2021 - An emergency ordinance amending ordinance #85-2020 to include amendments to the Appropriation Budget for the year ending December 31, 2021, as incorporated in exhibit "A" attached hereto. - **1st Reading** (To be brought from the Finance Committee, *Administration/Todd Fischer*)

ORD. NO. 14-2021 - An emergency ordinance to transfer and advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

(a) **RES. NO. 15-2021** - An emergency resolution authorizing the City Manager to enter into an agreement with Finley Fire Equipment Company for the purchase of a new Pierce Saber Pumper for the Division of Fire in an amount not to exceed \$375,000.00. - **1st Reading** (To be brought from Safety & Environment

Committee, *Administration/Josh Erskine*)

9. City Manager's Report
10. Unfinished Business
11. New Business
12. Adjournment

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Joseph Delsanter

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 96-2020** - An ordinance establishing Section 1270.10(b) by providing temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities. - **3rd Reading** (Committee-of-the-Whole, *Administration/Joseph Delsanter*)

BACKGROUND: Council believes that it is appropriate and in the best interest of the citizens and business owners of the City of Brunswick to enable local businesses to increase their attempts to reach the public thus continuing to support and grow the local economy. The City has adopted temporary sign regulations as set forth in Section 1270.10 of the Codified Ordinances and the City still supports those regulations and their intent.

PURPOSE AND EXPLANATION: City Council wishes to provide temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities.

IMPLEMENTATION SCHEDULE: Three Readings

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 96-2020

BY: Committee-of-the-Whole

AN ORDINANCE ESTABLISHING SECTION 1270.10(b) BY PROVIDING TEMPORARY RELIEF FROM THE TEMPORARY SIGN REGULATIONS FOR BUSINESSES IN THE CITY OF BRUNSWICK IN AN ATTEMPT TO INCREASE ECONOMIC OPPORTUNITIES.

WHEREAS: This Council believes that it is appropriate and in the best interest of the citizens and business owners of the City of Brunswick to enable local businesses to increase their attempts to reach the public thus continuing to support and grow the local economy;

WHEREAS: The City has adopted temporary sign regulations as set forth in Section 1270.10 of the Codified Ordinances and the City still supports those regulations and their intent; and

WHEREAS: City Council wishes to provide temporary relief from the temporary sign regulations for businesses in the City of Brunswick in an attempt to increase economic opportunities.

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

SECTION 1: That Section 1270.10(b) of the Codified Ordinances is hereby established to read as follows:

“(b) Temporary relief from the temporary sign regulations shall be provided as follows:

- (1) Persons and/or entities owning or leasing property in commercial or industrial zoning districts in the City upon which their business is located may, upon issuance of necessary permits by the City and execution of a Stipulated Agreement, in such form as promulgated by the City Manager, may erect authorized temporary signage in such manner as permitted by Section 1270.10(a) and (b).
- (2) The maximum total number of permits and the durational requirements for display of temporary signage contained in Codified Ordinance Section 1270.10(a) shall be waived.
- (3) The temporary relief granted herein is effective from November 15th through December 31st annually.
- (4) The City Manager may, in his/her sole discretion, refuse to issue

permits for temporary relief from the temporary sign regulations where the Applicant: (a) previously violated a Stipulated Agreement relative to such temporary relief; (b) is presently in violation of any regulations contained in Codified Ordinance Chapter 1270; or (c) is presently in violation of any other regulation of the Codified Ordinances, including, without limitation, the Building Code, the Zoning Code or the Business Regulation and Taxation Code.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

 2nd Reading_____

 3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

 Clerk of Council

 Fijabi Julien-Gallam, CMC

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Josh Erskine

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 3-2021** - A resolution authorizing the City Manager to purchase a new 2021 Chevrolet Tahoe for the Division of Fire from Ganley Chevrolet of Aurora in an amount not to exceed \$38,419.00. - **3rd Reading** (Committee-of-the-Whole, *Administration/Josh Erskine*)

BACKGROUND: The City of Brunswick belongs to the State Procurement Program under the direction of the Department of Administrative Services. The vehicle is eligible for purchase under the State Procurement Program, contract # RS900321. This vehicle will replace an existing command vehicle and will be used during the normal daily operations and emergency response.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old equipment with "like" equipment in order to provide service to the City of Brunswick. The old equipment will be repurposed within the response fleet.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected delivery in June.

FINANCIAL INFORMATION: - - Fire Fund #115 and Capital Subfund #952 - 952-0510-56252 - - 38419

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 3-2021

BY: Committee-of-the-Whole

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW 2021 CHEVROLET TAHOE FOR THE DIVISION OF FIRE FROM GANLEY CHEVROLET OF AURORA IN AN AMOUNT NOT TO EXCEED \$38,419.00.

WHEREAS: The City belongs to the State Procurement Program under the direction of the Department of Administrative Services; and

WHEREAS: The contract under the State Procurement Program has been awarded to Ganley Chevrolet of Aurora.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with Ganley Chevrolet of Aurora for the purchase of a new 2021 Chevrolet Tahoe for the Division of Fire in an amount not to exceed \$38,419.00.

SECTION 2: That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 118-2020** - An ordinance amending section 1256.04(m) of the Codified Ordinances of the City of Brunswick by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulate the location of vape and smoke shops in the C-N Neighborhood Commercial District, an amendment to Section 1256.04(m) of the Codified Ordinances of the City of Brunswick is proposed, whereby vape and smoke shops shall not be permitted within one thousand (1,000) feet of a religious institution and a public or private educational facility.

PURPOSE AND EXPLANATION: In keeping with the recommendations of the Comprehensive Plan Update, regulation of the location of vape and smoke shops is proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 21, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 118-2020

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

AN ORDINANCE AMENDING SECTION 1256.04(m) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY IMPOSING ADDITIONAL RESTRICTIONS FOR VAPE AND SMOKE SHOPS.

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

SECTION 1: That Section 1256.04(m) of the Codified Ordinances is hereby amended to read as follows:

“(m) Vape and smoke shops, which shall not be permitted within one thousand (1,000) feet of:

(1) A church, synagogue, mosque, temple or building which is used primarily for religious worship and related religious activities.

(2) A public or private educational facility, including, without limitation, child care facilities, nursery schools, pre-schools, kindergartens, elementary schools, private schools, intermediate schools, junior high schools, middle schools, high schools, vocational schools, secondary schools, junior colleges and universities, trade schools, tutorial services and commercial learning centers. School includes the school grounds, but does not include facilities used primarily for another purpose and only incidentally as a school.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 119-2020** - An ordinance amending section 1260.04(v) of the Codified Ordinances of the City of Brunswick by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulated the location of vape and smoke shops in the C-G General Commercial District, an amendment to Section 1260.04(v) of the Codified Ordinances of the City of Brunswick is proposed, whereby vape and smoke shops shall not be permitted within one thousand (1,000) feet of a religious institution and a public or private educational facility.

PURPOSE AND EXPLANATION: In keeping with the recommendations of the Comprehensive Plan Update, regulation of the location of vape and smoke shops is proposed.

IMPLEMENTATION SCHEDULE: First reading on December 21, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 119-2020

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

AN ORDINANCE AMENDING SECTION 1260.04(v) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY IMPOSING ADDITIONAL RESTRICTIONS FOR VAPE AND SMOKE SHOPS.

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

SECTION 1: That Section 1260.04(v) of the Codified Ordinances is hereby amended to read as follows:

“(v) Vape and smoke shops, which shall not be permitted within one thousand (1,000) feet of:

(1) A church, synagogue, mosque, temple or building which is used primarily for religious worship and related religious activities.

(2) A public or private educational facility, including, without limitation, child care facilities, nursery schools, pre-schools, kindergartens, elementary schools, private schools, intermediate schools, junior high schools, middle schools, high schools, vocational schools, secondary schools, junior colleges and universities, trade schools, tutorial services and commercial learning centers. School includes the school grounds, but does not include facilities used primarily for another purpose and only incidentally as a school.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 120-2020** - An ordinance amending section 1261.04(s) of the Codified Ordinances of the City of Brunswick by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulate the location of vape and smoke shops in the GW-C Gateway Commercial District, an amendment to Section 1261.04(s) of the Codified Ordinances of the City of Brunswick is proposed, whereby vape and smoke shops shall not be permitted within one thousand (1,000) feet of a religious institution and a public or private educational facility.

PURPOSE AND EXPLANATION: In keeping with the recommendations of the Comprehensive Plan Update, regulation of the location of vape and smoke shops is proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 21, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 120-2020

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

AN ORDINANCE AMENDING SECTION 1261.04(s) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY IMPOSING ADDITIONAL RESTRICTIONS FOR VAPE AND SMOKE SHOPS.

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

SECTION 1: That Section 1261.04(s) of the Codified Ordinances is hereby amended to read as follows:

“(s) Vape and smoke shops, which shall not be permitted within one thousand (1,000) feet of:

(1) A church, synagogue, mosque, temple or building which is used primarily for religious worship and related religious activities.

(2) A public or private educational facility, including, without limitation, child care facilities, nursery schools, pre-schools, kindergartens, elementary schools, private schools, intermediate schools, junior high schools, middle schools, high schools, vocational schools, secondary schools, junior colleges and universities, trade schools, tutorial services and commercial learning centers. School includes the school grounds, but does not include facilities used primarily for another purpose and only incidentally as a school.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 121-2020** - An ordinance amending section a(18) of the design guidelines for the Main Street District of the Brunswick Town Center Special Planning District No. 2 by imposing additional restrictions for vape and smoke shops. - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In order to regulate the location of vape and smoke shops in the Main Street District of Brunswick Town Center Special Planning District No. 2, an amendment to Section A(18) of the General Requirements is proposed, whereby vape and smoke shops shall not be permitted within one thousand (1,000) feet of a religious institution and a public or private educational facility.

PURPOSE AND EXPLANATION: In keeping with the recommendations of the Comprehensive Plan Update, regulation of the location of vape and smoke shops is proposed.

IMPLEMENTATION SCHEDULE: First reading on December 21, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 121-2020

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

AN ORDINANCE AMENDING SECTION A(18) OF THE DESIGN GUIDELINES FOR THE MAIN STREET DISTRICT OF THE BRUNSWICK TOWN CENTER SPECIAL PLANNING DISTRICT NO. 2 BY IMPOSING ADDITIONAL RESTRICTIONS FOR VAPE AND SMOKE SHOPS.

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

SECTION 1: That Section A(18) of General Requirements is hereby amended to read as follows:

“(18) Vape and smoke shops, which shall not be permitted within one thousand (1,000) feet of:

(1) A church, synagogue, mosque, temple or building which is used primarily for religious worship and related religious activities.

(2) A public or private educational facility, including, without limitation, child care facilities, nursery schools, pre-schools, kindergartens, elementary schools, private schools, intermediate schools, junior high schools, middle schools, high schools, vocational schools, secondary schools, junior colleges and universities, trade schools, tutorial services and commercial learning centers. School includes the school grounds, but does not include facilities used primarily for another purpose and only incidentally as a school.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 102-2020** - An ordinance amending Section 1242.02(32)(e) of the Codified Ordinances of the City of Brunswick - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to further define the minimum square footage necessary for a single family dwelling, Section 1242.02(32)(e) has been amended to include this calculation shall be determined by livable space from the main entrance or street level above.

PURPOSE AND EXPLANATION: As several new subdivisions are proposed within the city, further clarification is needed regarding the manner in which minimum square footage is measured for a single family dwelling.

IMPLEMENTATION SCHEDULE: First reading on December 14th; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 102-2020

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

AN ORDINANCE AMENDING SECTION 1242.02(32)(e) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1242.02(32)(e) of the Codified Ordinances is hereby amended to read as follows:

“(e) Single Family Dwelling: A dwelling consisting of a single dwelling unit only, separated from other dwelling units by open space. Minimum square footage of a single family dwelling shall be determined by livable space from main entrance or street level above. Same as “single family detached dwelling.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 103-2020** - An ordinance amending Section 1250.05(g) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to clarify how minimum floor area is calculated for a single family dwelling in the R-R Rural Residential District, Section 1250.05(g) has been amended to state minimum floor area, which minimum square footage of a single family dwelling shall be determined by livable space from the main entrance or street level above.

PURPOSE AND EXPLANATION: As several new subdivisions are proposed within the city, further clarification is needed regarding the manner in which minimum square footage is measured for a single family dwelling in the R-R District.

IMPLEMENTATION SCHEDULE: First reading on December 14th; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 103-2020

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

AN ORDINANCE AMENDING SECTION 1250.05(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1250.05(g) of the Codified Ordinances is hereby amended to read as follows:

“(g) Minimum Floor Area, which minimum square footage of a single family dwelling shall be determined by livable space from main entrance or street level above:

- (1) With a full basement: 1,100 square feet
- (2) Without a full basement: 1,300 square feet”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 104-2020** - An ordinance amending Section 1252.05(g) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to clarify how minimum floor area is calculated for a single family dwelling in the R-L Low Density Residential District, Section 1252.05(g) has been amended to state minimum floor area, which minimum square footage of a single family dwelling shall be determined by livable space from the main entrance or street level above.

PURPOSE AND EXPLANATION: As several new subdivisions are proposed within the city, further clarification is needed regarding the manner in which minimum square footage is measured for a single family dwelling in the R-L District.

IMPLEMENTATION SCHEDULE: First reading on December 14th; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adopt proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 104-2020

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

AN ORDINANCE AMENDING SECTION 1252.05(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1252.05(g) of the Codified Ordinances is hereby amended to read as follows:

“(g) Minimum Floor Area, which minimum square footage of a single family dwelling shall be determined by livable space from main entrance or street level above:

- (1) With a full basement: 1,100 square feet
- (2) Without a full basement: 1,300 square feet”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 105-2020** - An ordinance amending Section 1254.03(j) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the R-M Medium Density Residential District. - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In keeping with the recommendations of the Comprehensive Plan Update, Section 1254.03(j) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the R-M Medium Density Residential District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities within the city, the elimination of Section 1254.03(j) is proposed.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 105-2020

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

AN ORDINANCE AMENDING SECTION 1254.03(j) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE R-M MEDIUM DENSITY RESIDENTIAL DISTRICT.

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

SECTION 1: That Section 1254.03(j) is hereby deleted in its entirety.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

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

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 106-2020** - An ordinance amending Section 1258.03(i) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulate the location of new and/or used vehicle sales in the C-H Highway Interchange Commercial District, Section 1258.03(i) is amended to limit this use to parcels with frontage on Center Road within the C-H District.

PURPOSE AND EXPLANATION: In keeping with the recommendations of the Comprehensive Plan Update, Section 1258.03(i) of the Codified Ordinances of the City of Brunswick is amended to limit the location of new and/or used vehicle sales to parcels with frontage on Center Road within the C-H District.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 106-2020

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

AN ORDINANCE AMENDING SECTION 1258.03(i) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1258.03(i) of the Codified Ordinances is hereby amended to read as follows:

“(i) New and/or used vehicle sales, subject to Section 1274.08(a), (d), (f), (g) and 1274.11. This use is limited to parcels with frontage on Center Road within the C-H Highway Interchange Commercial District.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 107-2020** - An ordinance amending Section 1256.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-N Neighborhood Commercial District. - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In keeping with the recommendations of the Comprehensive Plan Update, Section 1256.04(g) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the C-N Neighborhood Commercial District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities with the city, the elimination of Section 1256.04(g) is proposed.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 107-2020

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

AN ORDINANCE AMENDING SECTION 1256.04(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE C-N NEIGHBORHOOD COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1254.04(g) is hereby deleted in its entirety.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

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

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 108-2020** - An ordinance amending Section 1260.04(h) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the C-G General Commercial District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In keeping with the recommendations of the Comprehensive Plan Update, Section 1260.04(h) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the C-G General Commercial District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities within the city, the elimination of Section 1260.04(h) is proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 108-2020

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

AN ORDINANCE AMENDING SECTION 1260.04(h) OF THE
CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY
REMOVING CONVALESCENT CARE FACILITIES AS A
CONDITIONALLY PERMITTED USE IN THE C-G GENERAL
COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1260.04(h) is hereby deleted in its entirety.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 109-2020** - An ordinance amending Section 1261.04(g) of the Codified Ordinances of the City of Brunswick by removing Convalescent Care Facilities as a conditionally permitted use in the GW-C Gateway Commercial District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In keeping with the recommendation of the Comprehensive Plan Update, Section 1261.04(g) of the Codified Ordinances of the City of Brunswick shall be removed in its entirety, which allowed convalescent care facilities as a conditionally permitted use in the GW-C Gateway Commercial District.

PURPOSE AND EXPLANATION: In order to regulate the number of convalescent care facilities within the city, the elimination of Section 1261.04(g) is proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 109-2020

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

AN ORDINANCE AMENDING SECTION 1261.04(g) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REMOVING CONVALESCENT CARE FACILITIES AS A CONDITIONALLY PERMITTED USE IN THE GW-C GATEWAY COMMERCIAL DISTRICT.

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

SECTION 1: That Section 1261.04(g) is hereby deleted in its entirety.

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 110-2020** - An ordinance amending Chapter 1286 of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to regulate the density and location of multifamily development, Section 1286.02(a) has been amended to require a minimum site area of twenty acres. Additionally, Section 1286.03(a) has been amended to eliminate rental units. Furthermore, Section 1286.03(e)(1)) has been amended to eliminate multifamily buildings with central hallways with a maximum of 12 dwelling units per building. Regarding excluded areas for multifamily development to reserve street frontage around key intersections for retail, office or other commercial uses, Section 1286.05(b) has been amended to include the intersection of West 130th Street and Laurel Road.

PURPOSE AND EXPLANATION: The proposed text amendments are in accordance with the recommendations of the Comprehensive Plan Update.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 110-2020

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

AN ORDINANCE AMENDING CHAPTER 1286 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1286.02(a) of the Codified Ordinances is hereby amended to read as follows:

“(a) Minimum lot area: ~~Two-acre~~Twenty-acre minimum site area ~~—(87,120 square feet), and 5,440 square feet per unit (8 acres per unit).~~”

SECTION 2: That Section 1286.03(a) of the Codified Ordinances is hereby amended to read as follows:

“(a) Unit Types. Notwithstanding the definition in Chapter 1242, multifamily residential dwellings may include a variety of unit types, including but not limited to attached, detached, townhouse, patio and similar unit types. Multifamily dwellings may also include a variety of unit types, including fee simple, footprint and condominium ~~and rental units.~~”

SECTION 3: That Section 1286.03(e)(1) of the Codified Ordinances hereby amended to read as follows:

“(1) ~~Multifamily buildings with central hallways shall have a maximum of 12 — dwelling units per building.~~ Attached or townhouse-type dwellings shall have a maximum of 62 units attached in a single building.”

SECTION 4: That Section 1286.04(b) of the Codified Ordinances is hereby amended to read as follows:

“(b) Each multifamily development shall provide common open space equal to ~~30~~35 percent of the development area, excluding right-of-way. As used in this Chapter, common open space includes outdoor areas or enclosed recreational areas designed for use by all of the residents, and their guests, of a multifamily complex. Common open space includes lawns and other landscaped areas, natural areas, paved terraces and sitting areas and indoor or outdoor recreation areas. Common open space excludes all areas within 20 feet of a building vehicle parking or circulation areas, and individually controlled land. wall, Common open space in excess of the above minimum may be considered for park and recreation credits as provided in Chapter 1232.”

SECTION 5: That Section 1286.05(b) of the Codified Ordinances is hereby amended to read as follows:

“(b) Excluded Areas. In order to reserve the street frontage around key intersections for retail, office or other commercial uses, multifamily dwellings are prohibited within the C-G District within 500 feet of the following intersections:

Pearl Road and Boston Road
Pearl Road and Grafton Road
Pearl Road and Center Road
Pearl Road and Laurel Road
Pearl Road and Sleepy Hollow Road
Center Road and Hadcock Road/Maxwell Boulevard
Center Road and N. Carpenter Road
Center Road and S. Carpenter Road
Center Road and W. 130th Street
W. 130th Street and Laurel Road”

SECTION 6: That Section 1286.06(b)(3) of the Codified Ordinances is hereby amended to read as follows:

“(3) Non-multifamily uses shall occupy a minimum of 2530 percent ~~the total~~ of total floor area of the mixed use development.”

SECTION 7: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 111-2020** - An ordinance establishing Sections 1274.08(a)(1) and (2) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: Section 1274.08(a)(1) is proposed to reduce the building setback to 75 feet from all residential property lines for educational institutions and governmentally owned and/or operated buildings in a residential district, but shall not include sports fields. Additionally, Section 1274.08(a)(2) is proposed to allow construction trailers to be located a minimum of 50 feet from a neighboring residential property line during construction period only. A permit must be obtained from the Division of Building.

PURPOSE AND EXPLANATION: The proposed legislation will provide appropriate setbacks for educational institutions, governmentally owned and/or operated buildings, and construction trailers in a residential district.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No

Suspension of Rules No

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 111-2020

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

AN ORDINANCE ESTABLISHING SECTIONS 1274.08(a)(1) AND (2) OF
THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1274.08(a)(1) of the Codified Ordinances is hereby established to read as follows:

“(1) For educational institutions and governmentally owned and/or operated buildings in residential districts, all structures and activity areas shall be located at least 75 feet from all residential property lines. This shall not include sports fields.”

SECTION 2: That Section 1274.08(a)(2) of the Codified Ordinances is hereby established to read as follows:

“(2) Construction trailers in residential districts shall be permitted to be located a minimum of 50 feet from a neighboring residential property line during the construction period only. A permit must be obtained from the Division of Building.”

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 112-2020** - An ordinance amending Section 1288.05(c) of the Codified Ordinances of the City of Brunswick by reducing the maximum building height. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Legislation is proposed to reduce the existing 65 ft. height to 30 feet for buildings in the S-R Senior Residence District.

PURPOSE AND EXPLANATION: In order for new buildings in the S-R Senior Residence District to be compatible with existing surrounding structures, the height shall be reduced to 30 feet.

IMPLEMENTATION SCHEDULE:

First reading on December 14, 2020; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 112-2020

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

AN ORDINANCE AMENDING SECTION 1288.05(c) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK BY REDUCING THE MAXIMUM BUILDING HEIGHT.

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

SECTION 1: That Section 1288.05(c) of the Codified Ordinances is hereby amended to read as follows:

“(c) Maximum building height: ~~65~~30 feet.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 113-2020** - An ordinance establishing Section 1270.10(a)(5) of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In order to regulate commercial, industrial, and residential subdivision project signs, the creation of Section 1270.10(a)(5) of the Codified Ordinances of the City of Brunswick is proposed. For commercial or industrial development, project signs shall not be erected prior to issuance of a building permit and must be removed upon issuance of a certificate of occupancy. Project signs for a residential subdivision shall be removed upon 80% occupancy of the development.

PURPOSE AND EXPLANATION: In order to regulate the duration of project signs erected within the city, time limitations are proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then referred back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 113-2020

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

AN ORDINANCE ESTABLISHING SECTION 1270.10(a)(5) OF THE
CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1270.10(a)(5) of the Codified Ordinances is hereby established to
read as follows:

“(5) For commercial or industrial development, project signs shall not be
erected prior to issuance of a building permit and must be removed upon issuance
of a certificate of occupancy. Project signs for a residential subdivision shall be
removed upon 80% occupancy of the development.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 114-2020** - An ordinance adopting the design guidelines for the Joint Development Overlay District. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: A Joint Development Overlay District (JDOD) is proposed for the four existing shopping centers within the city, as per attached Exhibit "A", which shall be added as Appendix I to Title 6 of the Zoning Code. The Zoning Map shall also be updated by the City Engineer designating JDOD-1, JDOD-2, JDOD-3, and JDOD-4, as per the attached Design Guidelines.

PURPOSE AND EXPLANATION: As recommended by the Comprehensive Plan Update, the Joint Development Overlay District Design Guidelines are proposed.

IMPLEMENTATION

SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

APPENDIX I

JOINT DEVELOPMENT OVERLAY DISTRICT (JDOD) DESIGN GUIDELINES

- JDOD.1 Purpose.**
- JDOD.2 General design regulations.**
- JDOD.3 Conditionally Permitted and prohibited uses**
- JDOD.4 Site development**
- JDOD.5 Vehicular circulation and access.**
- JDOD.6 Landscaping**
- JDOD.7 Location, orientation, size and shape of buildings.**
- JDOD.8 Exterior renovation or alterations of existing structures.**
- JDOD.9 Building materials.**
- JDOD.10 Outdoor storage and displays.**
- JDOD.11 Supplemental requirements**
- JDOD.12 Signs**

JDOD.1 Purpose.

The purpose of the Joint Development Overlay District (JDOD) regulations is to assist with the development and redevelopment of land and structures to be compatible with the environment and to protect the quality of the urban environment in those locations where the characteristics of the area are of significant public value and are vulnerable to damage by development permitted under conventional zoning and building regulations. These regulations shall be administered as per Chapter 1290, Overlay Districts, of this Zoning Code. Mixed use development, as outlined in Section 1286.06, is highly encouraged.

JDOD.2 General Design Regulations.

The Planning Commission shall use these regulations in their review of development applications in areas designated as Joint Development Overlay Districts on the official Zoning Map of the City of Brunswick.

The Planning Commission shall have the authority to interpret and apply these regulations on a case by case basis and have no binding authority to consider a previous decision or case when making decisions on individual cases that may be in front of them for review and approval.

Pursuant to Section 1278.0(h), during the course of reviewing a site plan, the Planning Commission or City Council may find that the assistance of a qualified consultant is necessary to fully determine the effects of the proposal. The applicant shall pick the consultant, subject to Planning Commission approval, and shall bear the costs of the consultant.

The following Joint Development Overlay Districts (JDOD) have been established:

JDOD-1	K-Mart Plaza: 3301 - 3303 Center Road and 1259 North Carpenter Rd.
JDOD-2	Brunswick Plaza: 1480 Pearl Road
JDOD-3	Laurel Square Plaza: 1733 Pearl Road
JDOD-4	Hickory Ridge Plaza: 1055 through 1085 Pearl Road

JDOD.3 Permitted and conditionally permitted uses.

- (a) Permitted Uses: Townhomes, single-family attached units, single-family detached residential units, apartments (including studio apartments), work-live units, flats, home offices above garages, retail below apartments and hotels.
- (b) Hotels, as described below, shall be permitted in the JDOD-1 District only in the following instances:
 - (1) Hotels, has the same meaning set forth in Section 3731.01 of the Ohio Revised Code, subject to the exceptions set forth in Section 3731.03 of the Revised Code, and shall be permitted in the Overlay District with the following requirements:
 - (2) Any such hotel may not have guest rooms that are directly accessible from outside the building;
 - (3) Any such hotel must include an indoor dining area in which at least breakfast is served to guests (other than through vending machines) for consumption on the premises at tables, booths and/or counters.
 - (4) Any such hotel must include a minimum of 4,000 square feet of meeting/ banquet space separate
 - (5) Any such hotel must include an indoor swimming pool;
 - (6) Any such hotel must include a fitness center; and
 - (7) Any such hotel must include a business center or typical business center amenities, such as printers, fax machines, copiers, etc.
- (c) There are no conditionally permitted uses in the Joint Development Overlay Districts.

JDOD.4 Site Development.

- (a) Density: The maximum density permitted for residential units is 6.5 units per acre. The maximum density permitted for commercial development is 15 units per floor, per acre, with a maximum of two floors per acre.
- (b) Parking areas shall be treated to minimize the visual impact of parked cars, as viewed from the public right-of-way and adjacent properties, through the use of plantings, as required in Chapter 1282 Landscaping and Screening.
- (c) Minimum parking requirements established in Table 1276-1 of Chapter 1276 Parking and Site Design shall also be the maximum parking requirements, in order to reduce the amount of impervious surface.

- (d) Shared parking with adjacent properties is encouraged.
- (e) All trash/recycling receptacles shall be contained in a dumpster enclosure constructed of materials comparable to the building or stored inside the building.
- (f) Lighting shall comply with Section 1276.14.
- (g) Outdoor Activities. Outdoor eating areas may encroach into the sidewalk, but must leave a minimum of 8 feet width clear for walking. Outdoor eating areas are encouraged to establish an edge to the eating area through the use of moveable bollards, plantings, or a fence with a maximum height of 2 feet, 6 inches.

JDOD.5 Vehicular Circulation and Access.

- (a) Provide for the safe and functional movement of vehicles and pedestrians both on and off-site.
- (b) Give consideration to the location of existing access points, adjacent to and directly across the street from the site.
- (c) Vehicular circulation between parcels is encouraged. Provisions for circulation between adjacent parcels should be provided through coordinated or joint parking systems to minimize curb cuts along the street.
- (d) Pursuant to Section 1278.09(d), pedestrian access shall be supplied to provide safe pedestrian connections between buildings and parking areas, recreation areas, transit shelters, street, and other destinations. Walks shall be provided between buildings and the street.

JDOD.6 Landscaping.

- (a) Landscaping shall be installed pursuant to Chapter 1282 Landscaping and Screening.
- (b) Interior landscape islands shall be installed in large existing parking lots in compliance with Section 1282.08(b) to break up the “sea of asphalt” and reduce the amount of impervious surface.

JDOD.7 Location, orientation, size and shape of buildings.

- (a) Preserve the linear continuity of buildings by placing primary building facades parallel to the street. The traditional regional character of the surrounding area should be used as a guide for establishing an appropriate architectural style. The ground floor level should be highly animated and provide visual interest and human scale. The roof lines should be varied. Brick or stone should be considered as a unifying material or element that is common to Joint Development Overlay District buildings. A variety of colors for materials should be used, but those colors should be chosen as part of an overall palette, so that facades relate to each another.

- (b) New and remodeled buildings should be compatible with their surroundings. Architectural style, bulk, shape, massing, scale and form of new and remodeled buildings, and the shape between and around buildings should be consistent with the character of the area and be in harmony with neighboring buildings, pursuant to Section 1278.08.
- (c) All buildings shall provide a pedestrian entrance oriented to the street.

JDOD.8 Exterior renovation or alterations of existing structures.

- (a) The removal or alteration of historic materials or distinctive architectural features should be avoided when possible.
- (b) Architectural elements shall be sensitively designed to reflect detailing associated with the particular style of building.
- (c) The design elements and scale of a building addition shall be compatible with design elements of the principal structure, in particular, building materials and colors, roof lines, shapes, and window proportions and alignment.

JDOD.9 Building materials.

(a) Building walls:

1. Walls facing a public street or parking area shall be designed in small sections to break up the appearance of a long horizontal wall. Overlay District facades should use building elements such as canopies or projections to break up the appearance of a long wall. Alternately, changes in material or color can be used to break up the appearance of a long wall.
2. Buildings shall be clad appropriately to suggest an enduring and regional character. Brick, stone, precast concrete, cement siding, smooth finish premium vinyl siding, and stucco are among the materials that may be used. Precast concrete should be used in the manner of stone but panels should not be embossed with brick or stone patterns. Split-face block is discouraged, particularly on front and side elevations, unless it is an accent material. When split-face block is used, alternating coursing, varied block size, and change in material depth should be used to give the appearance of stone.
3. Standard modular brick is encouraged, but brick face dimensions of up to four (4) inches x twelve (12) inches are permitted.
4. Stucco or EIFS systems are permitted 4 feet above finish floor level. If stucco is used as a primary material, it shall incorporate changes in depth, plane and other architectural features to add detail and interest to a facade and to avoid the appearance of a monolithic wall.
5. Metal and other appropriate regional materials may be used as accent materials.
6. All walls facing a public street or parking area shall be animated by a change in color, material, fenestration, or change in the depth of material.
7. Brick or stone shall be laid in a true bonding pattern (no stack bond allowed).

8. The maximum length of a facade that faces a public street or parking area that is “blank”, meaning of one contiguous material and color without fenestration, accents, or change in material, color, or plane, is 20 linear feet.
 9. All facades shall be animated with changes in material and/or color. Additionally, designs of facades with a base, middle, and top are encouraged.
 10. Glass storefronts to encourage window shopping should be maximized.
- (b) Building elements. Lintels in masonry walls should be articulated with elements such as brick soldier courses, stone, or precast concrete.
- (c) Windows and doors.
1. Windows shall be of square or vertical proportion.
 2. Clear glass shall be the primary glass used at ground level on street facades.
- (d) Building roofs, parapets, and cornices.
1. Roofs may be pitched and flat or a combination thereof.
 2. If roofs are flat, elevations facing the street should incorporate a cornice to top the building. Cornices may be projected brick, stone, precast courses, or molded fiberglass. They should be scaled appropriately to the building mass and be a minimum of one foot in height.
- (e) Building height. Buildings of two and three stories are encouraged. The building height for the primary building mass shall be no less than 20 feet. Canopies shall be designed to provide architectural enhancement.

JDOD.10 Outdoor storage and displays.

- (a) No commercial product display, sales or other activities may be conducted within a required front yard setback area without Planning Commission approval.
- (b) Outdoor storage shall be screened from view from all streets (including Interstate 71) and from adjacent residential districts. Screening may include building walls, solid fences, mounds, landscaping or any combination thereof which forms a year-round solid screen.

JDOD.11 Supplemental Requirements.

Planning Commission Modification. The Planning Commission may modify the strict requirements of this Chapter if it finds that privacy, light and openness are improved because of skillful design in the arrangement of buildings, open spaces, landscaping or other site features. The Commission may also require wider yards where an adjoining building is near a lot line, and such features as fences and plantings to protect adjoining residences.

JDOD.12 Signs.

All signage shall comply with the requirements in Section 1270.05 – Table B. Plaza identification monument signs shall not exceed 20 feet in height.

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 114-2020

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

AN ORDINANCE ADOPTING THE DESIGN GUIDELINES FOR THE JOINT
DEVELOPMENT OVERLAY DISTRICT.

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

SECTION 1: That the Design Guidelines, as attached hereto as Exhibit "A", for the Joint
Development Overlay District, are hereby adopted as Appendix I to Title 6 of the
Zoning Code.

SECTION 2: That the City Engineer is directed to update the Zoning Map by designating the
properties identified in the Design Guidelines as JDOD-1, JDOD-2, JDOD-3 and
JDOD-4.

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest
period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 115-2020** - An ordinance establishing Chapter 1290 of the Codified Ordinances of the City of Brunswick creating the overlay district. - **2nd Reading** (Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: In order to provide additional land use controls within a zoning district, Chapter 1290 entitled Overlay District has been created. An Overlay District is superimposed over existing zoning districts. Property within an Overlay District is also subject to the provisions of its underlying zoning designation; provided, where the provisions of the Overlay District are more restrictive than the underlying zoning designation, the provisions of the Overlay District shall apply.

PURPOSE AND EXPLANATION: As recommended by the Comprehensive Plan Update, an Overlay District has been established.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020; then refer back to the Planning Commission for a public hearing.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

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

Recommend adoption of the proposed legislation.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 115-2020

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

AN ORDINANCE ESTABLISHING CHAPTER 1290 OF THE CODIFIED
ORDINANCES OF THE CITY OF BRUNSWICK CREATING THE
OVERLAY DISTRICT.

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

SECTION 1: That Chapter 1290 of the City of Brunswick Codified Ordinances titled “Overlay District” is hereby established to read as follows:

“1290.01 PURPOSE.

The purpose of Overlay District regulations is to assist with the development of land and structures to be compatible with the environment and to protect the quality of the urban environment in those locations where the characteristics of the area are of significant public value and are vulnerable to damage by development permitted under conventional zoning and building regulations. Overlay Districts are established to provide additional land use controls and are superimposed over existing zoning districts. Property within an Overlay District is also subject to the provisions of its underlying zoning designation; provided, however, where the provisions of the Overlay District are more restrictive than the provisions of the underlying zoning designation, the provisions of the Overlay District shall apply. Overlay Districts are intended to serve one or more of the following purposes:

- (a) To implement land use and urban design recommendations and standards set forth in neighborhood or corridor area plans, which plans have been adopted as part of the City's Comprehensive Plan;
- (b) To provide uniformity in the design standards applicable to arterial corridors having varied underlying zoning;
- (c) To provide uniform standards for mitigating the impact of intensive commercial uses adjacent to low density residential uses;
- (d) To protect the public and property owners from blighting influences which might be caused by application of conventional land use regulations to properties and areas having sensitive environmental qualities;
- (e) To protect the public from unsafe buildings or unstable land which would be caused by uncontrolled development;
- (f) To prevent significant damage to the economic value and efficiency of operation of existing properties and/or new developments due to the interdependence of their visual and functional relationships;
- (g) To protect the public from blighting influences in areas of high public investment which have added substantial value to a neighborhood; and
- (h) To provide for the protection of special features in the natural and built environment.

1290.02 EFFECT OF UNDERLYING ZONE DESIGNATION.

All of the provisions of the underlying zone district shall be in full force and effect, unless such provisions are specifically varied by the provisions of the applicable Overlay District; provided, however, an Overlay District shall not be used to add to the specific permitted uses in the underlying district.

1290.03 IDENTIFICATION.

The location of all Overlay Districts shall be shown on the Zoning Map of the City of Brunswick as an Overlay superimposed in specific areas over existing zones.

1290.04 ESTABLISHMENT OF OVERLAY DISTRICTS.

City Council may, from time to time, create Overlay Districts as defined and containing the characteristics, as set forth in Section 1290.01. The procedure for creating Overlay Districts shall be the same as those for approving a map amendment as set out in Section 6.02 of the City Charter.

1290.05 GUIDELINES.

The Planning Commission shall prepare, pursuant to this Chapter, Overlay District Development Guidelines. The Overlay District Development Guidelines shall describe in words and/or illustrations the special and distinctive characteristics which are to be protected and the development features which will be reviewed for impact within an Overlay District. The Overlay District Development Guidelines shall be recommended to City Council, which after adoption, shall be considered a part of the Zoning Ordinance when the application is for a property within an Overlay District.

1290.06 CLASSIFICATION.

Overlay Districts shall be classified by categories, according to the provisions and qualifications as described in Section 1290.07. The findings and purpose statement and characteristics identified in Section 1290.07 shall be used to determine areas appropriate for designation.

1290.07 JOINT DEVELOPMENT OVERLAY DISTRICT (JDOD).

(a) Findings and Purposes. A joint development overlay district (JDOD) is identified as one of the corridors listed in the City's Comprehensive Plan, or a similar area, that is experiencing an increased demand for commercial uses. It is important that the visual appearance and composition of these areas be maintained in order to put forth a positive image of Brunswick

at these important locations in the City. It is in the interest of the City to protect and enhance the built features of such joint development corridors by:

- (1) Preventing the deterioration of property and the extension of blighting conditions.
 - (2) Revitalizing and protecting private investment which improves and stimulates the economic vitality and social character of the area.
 - (3) Enhancing the aesthetic and architectural compatibility within neighborhoods and commercial areas.
- (b) Characteristics. JDOD, as herein defined, shall be found to contain at least one of the following characteristics:
- (1) Function as a destination area in the City of Brunswick;
 - (2) Possess mixture of residential and nonresidential uses;
 - (3) Exhibit a current trend or potential for the further conversion of residential uses to nonresidential uses; and
 - (4) Contain a mixture of residential and nonresidential zoning classifications within the corridor.
- (c) Guidelines. Guidelines for the JDOD are located in Appendix I of this Zoning Code.

1290.08 DEVELOPMENT APPROVALS REQUIRED.

(a) The guidelines and regulations of this Chapter shall only apply to the proposed addition or improvement unless the addition or improvement results in a square footage that is greater than fifty percent (50%) of the square footage of the existing structure or building. If the proposed addition or improvement exceeds fifty percent (50%) of the square footage of the existing building or structure, then the entire property shall be brought into compliance with these guidelines and regulations.

(b) No alteration or change shall be made to any property within an Overlay District, except as exempted by Section 1290.09 until approvals have been given by the Planning Commission. No Building or Zoning Permit shall be issued for any site improvement, construction, reconstruction, alteration or demolition of any structure now or hereafter in an Overlay District, unless approvals have been issued by the Planning Commission.

(c) Minor building improvements may be administratively reviewed and approved by the Community & Economic Development Director for compliance with the guidelines. Any improvement which is not in compliance with the guidelines or is determined by the Community & Economic Development Director to be beyond the scope of minor building improvements will be forwarded to the Planning Commission for review.

Minor building improvements shall include the following:

- (1) Fences, arbors, and pergolas
- (2) Siding, roofing, and window replacement
- (3) Façade alterations which are minor in scale
- (4) Signage

1290.09 EXEMPTIONS.

The following are exempt from the provisions of this chapter:

- (a) Any permit determined by the Community & Economic Development Director to be necessary for the immediate public health or safety.
- (b) Any residential permits for rear decks, pools or accessory structures.
- (c) Permits for interior alterations and repairs.
- (d) Permits for construction of public utilities in the public right-of-way.
- (e) Maintenance of property as described in Section 1290.11.

1290.10 APPLICATION PROCEDURES.

Any application submitted for review as provided for by this Zoning Code shall be in accordance with the following procedures:

(a) Submission to the Planning Commission. Application for Planning Commission action shall be submitted to the Planning & Zoning Coordinator on a Site Plan Review Application. Each application shall be accompanied by the payment of the required fee as specified in Section 1216.01, which shall not be refundable.

(b) Data Required with Application. In order for an application to be reviewed and approved, the applicant shall submit drawings, photographs, specifications and material samples as outlined below. A minimum of twelve (12) sets of drawings and color renderings and one material sample shall be submitted. Any approvals for development within this district shall be required to submit a traffic impact study unless this requirement is specifically waived by the Community & Economic Development Director or City Engineer. These items shall accurately represent the proposed alterations or additions and new construction. The following are the submission requirements:

- (1) Alterations to existing buildings.
 - A. Photographs of existing conditions.
 - B. Drawings indicating any changes to the physical appearance.
 - C. An outline describing work and the procedures to be performed.
 - D. Material samples and manufacturer's literature for major materials and products to be incorporated in the proposed design.
- (2) New buildings.
 - A. Photographs of the proposed site and adjoining buildings.
 - B. Site plan and elevation drawings showing the design, indicating drives, roads, parking, walks, walls, fences, landscaping, doors, windows, decoration, materials, finishes and other features accurately representing the proposed design.
 - C. Material samples and manufacturer's literature for major materials and products to be incorporated in the proposed design.
- (3) Additions to existing buildings.
 - A. Photographs of the existing building and adjoining buildings.
 - B. Site plan and elevation drawings showing the design, indicating drives, road, parking, walks, walls, fences, landscaping, doors, windows, decoration, materials, finishes and other features

- accurately representing the proposed design.
 - C. Material samples and manufacturer's literature for major materials and products to be incorporated in the proposed design.
 - (4) Demolition and moving.
 - A. Photographs of the existing building in detail and as it sits on the site.
 - B. A written request from the owner indicating reasons for the demolition or moving.
- (c) Review and Action by the Planning Commission.
 - (1) The criteria contained in the Overlay District Development Guidelines shall be used by the Planning Commission to guide their decision. These criteria shall be in addition to the zoning regulations for the property, although if there is a conflict between the zoning regulations and the criteria of this Chapter, the criteria of this Chapter shall apply. The Overlay District Development Guidelines shall be considered a part of the Zoning Ordinance once it is approved as set forth in Section 1290.05.
 - (2) The Planning Commission shall determine whether the proposed change will be appropriate to the preservation of the environmental, architectural or historic character of the Overlay District pursuant to the criteria included in the Overlay District Development Guidelines.
 - (3) The Planning Commission shall review the application at one or more of its regular meetings, and within forty-five (45) days of such item's first appearance on the agenda, approve, approve with modification or disapprove the application. For demolition of a building, the Commission shall follow the guidelines as set forth in Section 1468 of the Codified Ordinances of the City of Brunswick.
 - (4) Approvals by the Planning Commission shall be valid for one year from the date of final action and shall be automatically revoked if construction has not begun within one year after the date of the Commission's approval.

1290.11 MAINTENANCE.

Nothing in this chapter shall be construed to prevent the ordinary maintenance or repair of any property within an Overlay District, nor shall anything in this Chapter be construed to prevent any change, including the construction, reconstruction, alteration or demolition of any feature which in the view of the Chief Building Official and/or Community & Economic Development Director is required for the public safety because of an unsafe, insecure or dangerous condition.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____

Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 116-2020** - An ordinance amending Section 1472.03 of the Codified Ordinances of the City of Brunswick. - **2nd Reading** (Building & Building Code Committee, *Administration/Grant Aungst*)

BACKGROUND: In order to provide further clarification regarding the location of an outdoor swimming pool, Section 1472.03 of the Codified Ordinances has been amended to state no outdoor swimming pool shall be constructed, installed or erected in front of any building setback line or less than ten feet from the outer edge of the pool wall to the foundation of the primary living structure, or ten feet, including walkways or decks around an above-ground or in-ground pool, from any side or rear lot line.

PURPOSE AND EXPLANATION: An amendment to Section 1472.03 is proposed to accommodate the location of an outdoor above-ground or in-ground swimming pool in relation to a deck and/or walkway around the pool.

IMPLEMENTATION SCHEDULE: First reading on December 14, 2020.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend to adopt the proposed legislation.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 116-2020

BY: Mr. Ousley, Mr. Capretta, Mr. Abella

AN ORDINANCE AMENDING SECTION 1472.03 OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1472.03 of the Codified Ordinances is hereby amended to read as follows:

“To insure that small children and others may be readily observed while approaching the same, no outdoor swimming pool shall be constructed, installed or erected in front of any building setback line or less than ten feet from the outer edge of the pool wall to the foundation of the primary living structure, or ten feet, including walkways or decks around an above-ground or in-ground pool, from any side or rear lot line,~~;~~ ~~and n~~No such pool shall occupy more than ten percent of the total lot area. In all cases an unobstructed view of the pool from the residence shall be maintained, and no structures, appurtenances or fixtures, whether temporary or permanent, shall be placed within the line of vision to be so maintained.”

SECTION 2: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Paul Barnett

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 5-2021** - A resolution authorizing the City Manager to purchase a new branch chipper for the Service Department from Vermeer All Roads in an amount not to exceed \$59,280.00. - **2nd Reading** (To be brought from Service, Utilities, Technology & Cable Committee, Administration/Paul Barnett)

BACKGROUND: The City of Brunswick belongs to the State Procurement Program under the direction of the Department of Administrative Services. The price for this chipper under the State Procurement Program is \$59,280.00 this chipper will replace a "like" chipper that will be taken out of front line service. This purchase was budgeted for in the approved 2021 Capital Budget.

PURPOSE AND EXPLANATION: The purpose of this purchase is to replace old obsolete equipment with "like" equipment in order to provide branch chipping and tree services to the City of Brunswick and to keep various items out of the storm sewers and channels to keep water flowing as intended.

IMPLEMENTATION SCHEDULE: Order as soon as possible with an expected delivery in July.

FINANCIAL INFORMATION: Vermeer Branch Chipper - - Storm Water Improvement Fund #224 Capital Subfund#963 - 963-0420-56252 - - 59280

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

One Reading	No
Two Readings	No
Three Readings	Yes
Emergency	No

Suspension of Rules No

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

**ADDITIONAL
INFORMATION:**



EQUIPPED TO
DO MORE.

Quote

12/23/2020

Address 2389 Medina Rd
Medina, OH 44256

Reference Number R-00004870
Expiration Date 3/31/2021

Prepared By Ben Crawford
Email ben.crawford@vermeerallroads.com

Bill To Name City of Brunswick
Bill To 1238 W 130th St
Brunswick, OH 44212-2318

Ship To 1238 W 130th St
Brunswick, OH 44212-2318

Product Name	Product Details	Quantity	Sales Price	Total Price
STS pricing- Schedule # 800311 Index # STS515 BC1500XL 130hp diesel	VERMEER - BC1500 130HP CUMMINS DIESEL - TIER 4 FINAL			
	* 15" capacity drum style brush chipper			
	* 130HP Cummins 3.8L Tier 4 Final turbocharged diesel engine			
	* SCR exhaust system with DEF tank			
	* High coolant temperature and low oil pressure automatic shutdown			
	* Isolated engine and cutter housing			
	* Spring loaded clutch			
	* Live hydraulics			
	* Lockable control panel cover			
	* Variable speed dual vertical feed rollers			
	* Selectable SmartFeed			
	* ECO Idle			
	* Telescoping tongue			
	* Pintle hitch			
	* Lockable toolbox			
	* Lockable engine shield			
	* Infeed curtain			
	* Dual-edged knives and infeed table with lower feed stop bar			
	BC1500 DOMESTIC OPTION 130HP TIER 4 FINAL			
	BC1500 DOMESTIC 6-WAY ROUND TRAILER PLUG			
	BC1500 WINCH RIGHT SIDE CONTROLS T4F with manual hydraulic directional controls			
	BC1500 ELECTRIC BRAKE 8K			
	MANUAL CHUTE ROTATION RIGHT SIDE			
	BC1500 FLOTATION TIRES - LT285/75R16E			
	BC1500 RT SIDE CONTROLS - (130HP) T4F/STAGE IV			

Subtotal \$59,280.00

Total Price \$59,280.00



EQUIPPED TO
DO MORE.

Quote

Grand Total \$59,280.00

12/23/2020

Signature: _____

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 5-2021

BY: Mr. Abella, Mr. Ousley, Mr. Capretta

A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A NEW BRANCH CHIPPER FOR THE SERVICE DEPARTMENT FROM VERMEER ALL ROADS IN AN AMOUNT NOT TO EXCEED \$59,280.00.

WHEREAS: The City belongs to the State Procurement Program under the direction of the Department of Administrative Services; and

WHEREAS: The contract under the State Procurement Program has been awarded to Vermeer All Roads.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with Vermeer All Roads for the purchase of a branch chipper for the Service Department in an amount not to exceed \$59,280.00.

SECTION 2: That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading _____

2nd Reading _____

3rd Reading _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 9-2021** - An emergency ordinance extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for multi-family dwelling units in all zoning districts and the issuance of such approvals. - **2nd Reading** (To be brought from Planning & Zoning Committee, Administration/Grant Aungst)

BACKGROUND: On July 13, 2020, City Council adopted Ordinance No. 38-2020 extending a temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for multi-family dwelling units in all zoning districts and the issuance of such approvals, effective July 13, 2020.

PURPOSE AND EXPLANATION: The members of the Economic Development Committee, the Planning & Zoning Committee and Administration would like to continue the review of the update to the comprehensive plan, and would like to extend the moratorium for an additional six-month period.

IMPLEMENTATION SCHEDULE:

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 pass this as an emergency with suspension of the rules to permit the continued review of the Brunswick Zoning Code and Update to the Comprehensive Plan.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 9-2021

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

AN EMERGENCY ORDINANCE EXTENDING A TEMPORARY
MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF
APPLICATIONS FOR ZONING, OCCUPANCY, CONDITIONAL
USE AND/OR BUILDING PERMIT APPROVALS FOR MULTI-
FAMILY DWELLING UNITS IN ALL ZONING DISTRICTS AND
THE ISSUANCE OF SUCH APPROVALS.

WHEREAS: The City of Brunswick may legitimately regulate the location and approval of Multi-Family Dwelling Units, as defined in Codified Ordinance Section 1242.02(32)(c);

WHEREAS: On February 12, 2018, City Council adopted Ordinance No. 9-18, establishing a six (6) month temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City effective as of February 12, 2018;

WHEREAS: On July 9, 2018, City Council adopted Ordinance No. 46-18 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including February 12, 2019;

WHEREAS: On February 11, 2019, City Council adopted Ordinance No. 3-19 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including August 12, 2019;

WHEREAS: On July 22, 2019, City Council adopted Ordinance No. 40-19 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including February 12, 2020;

WHEREAS: On November 25, 2019, City Council adopted Ordinance No. 78-19 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including August 12, 2020;

WHEREAS: On July 13, 2020, City Council adopted Ordinance No. 38-2020 extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City for an additional six (6) months up to and including February 12, 2021; and

WHEREAS: This Council believes that extending the temporary moratorium on the acceptance and processing of applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City, 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 Multi-Family Dwelling Units.

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

SECTION 1: The six (6) month temporary moratorium extension established by Ordinance No. 38-2020 shall be extended for a period of six (6) months up to and including August 12, 2021, wherein the City shall not accept or process any applications for zoning, occupancy, conditional use and/or building permit approvals for Multi-Family Dwelling Units in any Zoning District in the City, 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 Multi-Family Dwelling Units. 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 January 25, 2021

2nd Reading _____

Rules Suspended: AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

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

PROPOSED LEGISLATION



DATE: 2/8/2021

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. 10-2021** - An ordinance establishing the Meadow View Special Planning District No. 6 Conceptual Development Plan and amending the zoning map by designating approximately 19.485 acres on South Carpenter Road as SPD-6. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: On January 21, 2021, the Planning Commission held a public hearing and recommended approval to City Council of the rezoning to SPD-6, conceptual plan, design (development) guidelines, home elevations, and variance for sidewalk location for the Meadow View SPD-6 subdivision located at 1849 South Carpenter Road., as per attached Exhibit "A" and Exhibit "B".

PURPOSE AND EXPLANATION: The existing 19.485-acre property (Permanent Parcel No. 003-18D-17-201) currently located in the R-R Rural Residential District at 1849 South Carpenter Road will be rezoned to create Meadow View Special Planning District No. 6, which will include 46 single family detached cluster lots.

IMPLEMENTATION SCHEDULE: First reading at City Council meeting on February 8, 2021.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY:

RECOMMENDED ACTION:

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

If emergency or suspension of the rules, why the request?
Recommend approval of the legislation.

**ADDITIONAL
INFORMATION:**

APPENDIX MEADOW VIEW SPECIAL PLANNING DISTRICT NUMBER #6

Section A Overview

These development guidelines, together with the concept plan, comprise the conceptual development plan required by Chapter [1268](#) for Meadow View. As such, the conceptual development plan is the zoning and development requirements for the 19.85 acres SPD-6 area. All provisions of [Part Twelve](#) of the Brunswick Codified ordinances remain applicable to SPD-6, unless clearly indicated to the contrary in the development guidelines below.

Section B Purpose

The purpose of the Meadow View Special Planning District is to create a zoning district designed exclusively for low density, detached cluster homes, all of which are individually owned. SPD-6 is intended to create an opportunity for flexible and innovative site design and to allow density averaging across the zoning boundaries which exists prior to the SPD-6 designation. More particular purposes for creating SPD-6 are as follows:

- (1) To allow site designers and developers to integrate the concept of “Building Envelopes”, within which all structures and their respective appurtenances shall be constructed.
- (2) To allow site designers and developers to use ingenuity and imagination in keeping with the overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, lot size and related requirements of the Zoning Code;
- (3) To allow more creative and flexible design of the built environment than possible with existing zoning;
- (4) To allow creative use of the clustering and density averaging concepts to concentrate homes on the site in order to maximize common open space.

Section C Uses

- (1) Permitted Accessory Uses. Signs as regulated by Chapter [1270](#) and any use or structure which is accessory and incidental to a SPD-6 permitted use.
- (2) Permitted Uses. Detached cluster dwelling units including single and two story unit types with option of patios and/or raised decks subject to the SPD development guidelines and the site plan review procedures in Chapter 1278.

Section D Density, Separation and Floor Area Requirements

- (1) Density. Maximum density shall be **3** units per net acre. Actual density may be less, based on topography, required open space, building spacing or other considerations.
- (2) Minimum Envelope Size
 - a. Width of Envelopes shall be at least 44' at Building Line
 - b. Depth of Envelopes shall be at least 60'
- (3) Minimum Front Yard Widths.
 - a. Public Street with 50' ROW: 16 feet from front of structure to right of way line, Back of Sidewalk will be 4' inside R/W. Allowing for 20' from back of sidewalk to front of building envelope.
- (4) Minimum Building Separation.
 - a. Building Envelopes shall be located 20 feet from the SPD-6 boundary on the North, South and East.
 - b. Building Envelopes shall be located 40' from the Road ROW on the West SPD-6 Boundary at South Carpenter Road
 - c. Building Envelopes shall be at a minimum 15' from any other Building Envelopes, Structures shall by rule also be a minimum of 15' from each other. Notwithstanding roof overhangs and gutters. 24" of variance outside of the building envelope will be given to roof or building overhangs, gutters and downspouts, fireplaces and bay windows.
 - d. Any Decks or Patios either on grade or raised must also fit inside of the Building Envelope provided.
- (5) Maximum Building Height.
 - a. Principally permitted building: 35 feet
- (6) Minimum floor area.
 - a. Minimum Living Area – Single Floor (Ranch) Building Type - 1200 Square Feet
 - b. Minimum Living Area – Multiple Floor Building Type (Two Story) Up or Down – 1500 Square Feet with 1000 Square Feet minimum on the Main Living Floor.
 - c. Only Floor Levels Entirely above grade shall be included in the calculation of minimum square footage requirements.

Section E Development Standards

- (1) Unit Types. Unit types shall be detached buildings containing 1 dwelling unit per building. All dwelling units shall have direct access to the outdoors without use of a common walkway.

Units shall be individually owned as cluster units as defined in these development guidelines.

- (2) Landscaping. Landscaping shall comply with the requirements of Chapter 1282. Street Trees shall not be provided. In lieu of street trees each residence shall provide in its landscape plan an appropriately sized tree in the front yard between the home and the sidewalk. Type and Size to be approved by the Architectural Review Committee (ARC) as set forth in the approved HOA Documents.
- (3) Design Standards:
 - a) Primary Entryways (Front Door) shall be defined and articulated with architectural elements such as lintels, pediments, porches or overhangs and trimmed with a minimum 6" width material. Doorways shall be compatible with the building as a whole and with the door themselves.
 - b) All Structures shall have Architectural Continuity of Design.
 - c) Street Lighting
 - a. Lighting will be provided by each dwelling unit in the form of an Electric Lamp Post installed in a uniform location. ~~Lamp Post shall be installed 24" to the house side of the sidewalk for homes with a sidewalk. For homes without a sidewalk Lamp Post shall be installed in the same location as if a sidewalk existed.~~
 - i. Said lights and location will be uniform in design and location throughout the Meadow View neighborhood.
 - ii. ~~Post light to be selected and designed to limit light pollution upwards and focus light downward.~~
 - iii. Light bulbs and colors shall remain uniform as approved by the Meadow View Association.
 - b. ~~Street Lighting – Installed as Required by City of Brunswick Guidelines at Intersections and Cul De Sacs –Appropriately Sized and Downward Directional Lighting to be Selected.~~
 - c. ~~Garage Lighting – Two Exterior Wall Mounted “Coach Lights” will be installed one on each side the garage door to every dwelling facing the street. Such lighting will be uniform in design and location throughout the Meadow View Neighborhood. These lights will be installed with Dusk to Dawn sensors and will be maintained by each dwelling owner with approved and uniform light bulbs and light bulb colors.~~
 - d) Prohibited Structures
 - a. Pools both above ground, in ground temporary or permanent are expressly prohibited.

- b. Accessory Buildings such as but not limited to Sheds/Storage Buildings are expressly prohibited.
- c. Permitted Buildings - The Meadow View Association shall be permitted to build and maintain a maintenance building and pavilion as needed and shown on the approved site plans.
- e) All Structures shall have 8" Width Frieze Boards, 6" Width window trim and Architectural Grade Materials on the Street Facing Primary "Front" Elevations of the Structure.
 - a. Street Facing Primary Elevations are permitted to have a Maximum of 40% horizontal vinyl lap siding. 60% of Primary Elevations shall be Architectural Grade Materials as defined below and ALWAYS Included at least 2 different combinations of such materials.
 - 1. Architectural Grade Materials Shall Include – Brick, Stone (Manufactured or Natural), Vinyl Shake Style Shingles, Vinyl Vertical Board & Batten Siding. Other Materials as approved by the Meadow View Association ARC but never to include horizontal Vinyl Siding.
 - 2. Method of Calculating Percentage of Surface Area for this purpose – Surface Area the Primary Street Facing Elevation of the Home after deducting Window, Door and Garage Door Areas.
 - b. Street Facing Primary Elevations of all Structures shall include at least 3 - "Three Dimensional Architectural Features"
 - 1. Three Dimensional Architectural Features shall Include but not be limited to:
 - a. Street Facing Gables with Design Elements Installed
 - b. Dormers
 - c. Front Porches
 - d. Decorative Three - Dimensional Roofs
 - e. Items Similar to the Architectural Elements as shown on the approved Plan Elevation Views Attached herein.
 - c. Sides and Rear of Structures shall use Architectural Elements to create visual interest and limit long spans of uninterrupted horizontal vinyl siding or similar materials. No Continuous Spans longer than 16 Feet shall be allowed without an Architectural Element.
 - 1. Architectural Elements shall include details such as but not limited to: Windows, Shutters, Changes in Texture/Finish and Materials, Trim Boards, Recesses and Offsets.

- f) Garages
 - a. Garage Faces and Doors shall be a maximum of 2' forward (Towards the primary access street) of either the front wall of the main living area, if there is no covered porch; or the front porch line, provided the porch is both covered with a roof and has foundation and frost footing. In no instance shall the garage face/door be more than 8' in front of the main living area.
 - b. All Garage Doors shall have a minimum of 6" trim on all three sides
- g) Street Facing Primary Elevations shall have Brick or Stone (Manufactured or Natural) covering the exposed foundation walls to Grade.
- h) Sides and Rear of home exposed foundation walls shall be covered with vinyl siding, brick, stone or masonry with a surface design. Poured Concrete with a Brick Pattern is considered a surface design for sides and rear of homes. There shall be a maximum of 16 inches between exterior wall finishes and the final grade.
- i) Sidewalks shall form a network of pedestrian paths with a logical continuity. Walks shall be designed around large trees and outcroppings without being overly rigid in their placement. Walkability of the neighborhood for residents shall be given priority in site design.
- j) Open space areas shall be planted with trees, shrubs, hedges, ground covers and grasses, unless existing vegetation is to be retained. Landscaping shall be integrated with other functional and ornamental site characteristics to reinforce the character of the area.
- k) Each dwelling unit shall have 2 parking spaces per unit in a garage which is physically attached to and directly accessible from the dwelling unit. Each dwelling unit shall also have a drive specified above wherein 2 standard automobiles can be parked as well.
- l) Diversity of Plan Designs, Elevation Designs and Colors
 - a. No dwellings will be constructed with the same siding color next door to a dwelling that has the same primary siding color. A minimum of two homes must separate the same primary siding color from each other.
 - b. The same floor plan/elevation design will not be constructed side to side. A Minimum of two homes must separate the same floor plan/elevation design from each other.
 - c. If the same floor plan design is proposed on two adjacent sites, both plans must be approved directly by the Meadow View ARC to insure diversity in form

and architectural design elements for the Elevation View.

Section F Common Open Space

- (1) Common open space shall be a minimum of 30 percent of the net acreage (excluding right of way) of the SPD-6 area, and shall be reserved in perpetuity for such use. Common open space shall be designed and appropriate instruments shall be created according to the criteria established below and in Section G.
- (2) Open space shall be available and accessible to all residents of SPD-6 and shall be designed primarily for their use. Common open space shall be exclusive of all streets, non-recreational buildings and individually-owned building envelopes.
- (3) Common open space areas shall be improved with appropriate recreation facilities and structures, such as pavilions or other recreational features.
- (4) Significant natural amenities, such as outcroppings, tree stands, ponds, ravines and stream channels should be left in their natural state and considered part of the required open space, subject to these standards.
- (5) Common open space shall be designed as a network of spaces offering pedestrian access throughout SPD-4 and to maximize the number of homes which are adjacent to the open space.

Section G Common Open Space Disposition

- (1) Intent. The design standards in this section are intended to insure adequate open spaces, recreation areas and related design standards for the benefit of the residents of the SPD-6 area.
- (2) Common Open Space. The development in the SPD-6 area shall provide common open space equal to a minimum of 30 percent of the development area, excluding right-of-way. As used in this chapter, common open space includes outdoor areas or enclosed recreational areas designed for use by all the residents, and their guests, of the SPD-6 development. Common open space includes lawns and other landscaped areas, natural areas, paved terraces and sitting areas and indoor or outdoor recreation areas. Common open space excludes vehicle parking or circulation areas, and individually controlled building envelopes. Common open space in excess of the above minimum may be considered for park and recreation credits as provided in Chapter [1232](#).
- (3) Private Outdoor (Open) Space. Each Building Envelope shall contain private outdoor space at the ratio of 200 square feet per building envelope at a minimum.

- a. Minimum Dimension of 10' is required for one side/boundary of said Private Open Space.
 - b. Private open space shall not occupy any portion of the common open space or recreation space required in subsections (1) and (2) above. As such all Private Outdoor Space shall be contained within the Building Envelope for each cluster home residence.
 - c. Private open space shall be specifically designed and constructed to be used and enjoyed by the residents of an individual dwelling unit, and shall be located adjacent to and reasonably accessible from the rear of the dwelling unit.
 - d. Private open space can be outdoor space covered and/or not covered and can be integral to the structure of the dwelling unit as long as it is "Outdoor" space not heated and temperature-controlled space.
- (4) Exclusions. Stormwater Management areas may receive full credit towards the common open space requirement in (b) above if they are designed and improved for an appropriate open space use (such as a lake or playfield) in addition to stormwater detention. Single purpose detention basins shall not receive credit toward the open space requirement. Water areas shall not exceed 50 percent of the minimum recreation area in (c) above.

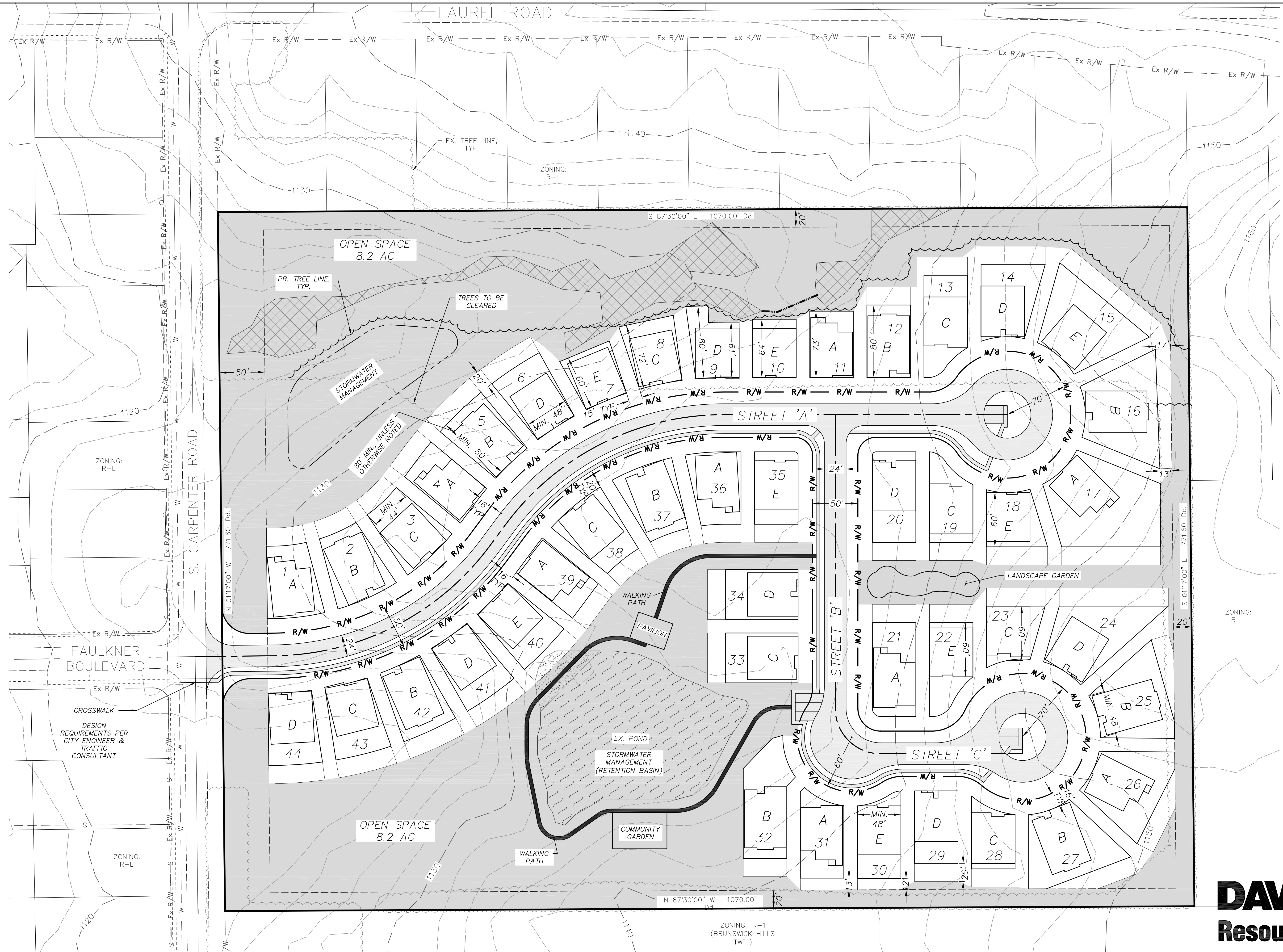
Section H Supplemental Requirements.

- (1) Planning Commission Modification. The Planning Commission may modify the strict requirements of the development guidelines if it finds that privacy, light and openness are improved because of skillful design in the arrangement of buildings, open spaces, landscaping or other site features. The Commission shall not decrease the yard width, common open space, or private open space requirements in order to allow the maximum number of units permitted in SPD - 6, nor shall the Commission increase the maximum allowable density permitted in SPD - 6.
- (2) Site Plan Review. Each development phase of SPD - 6 shall require review and approval of site plans as provided in Chapter [1278](#), including approval by City Council. Site plans shall clearly depict the required common open space and private open space areas, including proposed improvements thereto, required by the development guidelines. Site plans shall also comply with the provisions of Chapter [1276](#) Parking and Site Design and Chapter [1282](#) Landscaping and Screening.
- (3) Supplemental Provisions. In reviewing the Meadow View SPD - 6 development plan, or any portions thereof, the Planning Commission may attach written supplemental provisions to the plan. These supplemental requirements may be adopted by the Commission without a public hearing or action by City Council.

Section I Definitions

As used in these development guidelines, certain terms are defined as follows:

(1) Cluster dwelling unit: an ownership arrangement where the individual unit owner holds fee simple title to the land beneath the foundation and may also own some amount of land around the foundation herein referred to as the "Building Envelope". Such Envelopes are defined and shown on the recorded plat for the Meadow View Subdivision.



MAYOR
RON FALCONI

CITY OF BRUNSWICK

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
JOSEPH P. DELSANTER
NICHOLAS HANEK
PATRICIA HANEK
BRIAN K. OUSLEY
VALERIE M. ZAK

CITY MANAGER / SAFETY DIRECTOR
CARL S. DEFOREST

January 22, 2021

Tim Powers
Tri-Powers Development
4499 Regal Drive
Copley, OH 44321-1172

RE: Meadow View SPD-6
1849 South Carpenter Road, Brunswick

Dear Mr. Powers:

The Brunswick City Planning Commission, at their meeting on January 21, 2021, voted to **recommend approval** to City Council of the rezoning, conceptual plan, development guidelines, home elevations, and sidewalk location variance for Meadow View SPD-6, 1849 South Carpenter Road, Brunswick, subject to the following:

1. Pursuant to Section 1268.05(c), in order for City Council to create a SPD, it must first make written findings that the proposed SPD will meet the objectives of Section 1268.01; the Planning Commission has found the following conditions exist within the proposed SPD:
 - a. Land that is occupied by substantial natural characteristics worthy of preservation or which are historic aids to the identification of residential communities.
 - b. Lands which call for ingenuity and imagination by site designers and developers in keeping with overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, height, lot size and related requirements of the Zoning Code.



4095 CENTER ROAD - BRUNSWICK, OHIO 44212

CITY HALL PHONE: (330) 225-9144 - FAX: (330) 273-8023 - POLICE & FIRE PHONE: (330) 225-9111 - FAX: (330) 225-6002 <http://www.brunswick.oh.us>

2. In accordance with Section 1278.09(d), a 4' wide sidewalk on the south side of Streets "A" and "C", and the west side of Street "B" will be installed; Section 1230.01(b)(3) – Appendix H of the Subdivision Regulations requires sidewalks to be installed on both sides of the street. A variance to allow a sidewalk on only one side of the street has been granted, pursuant to Section 1222.07 of the Subdivision Regulations, whereby the Planning Commission has found that unusual or exceptional factors or conditions require such modification, and that subsections (a) through (f) of the above section have been met.
3. The Planning Commission has approved the following home model elevations:
 - a. Landmark Homes models MV1, MV2, MV3, MV4, MV5, and MV6.
 - b. Drees Homes models Ashton "A", "E", "G" and "J"; Belleville "A", "B", "C", "F" and "G"; Buchanan "C", "M", "U" and "V"; Cohen "A", "B", and "C"; Haley "A", "B", and "C"; Hollister "A", "B", and "C"; Lakeland "A", "B", and "C"; Naples "A", "B", "C", "D", "E", "F", and "G"; Sarasota "A", "B", "C", and "D"; Vanderburgh "A", "B", "C", and "G"; and Finley "G", "H", "J", and "K".
4. The Commission determined that a walking path leading to the northwest stormwater management pond behind Sublots 1 through 5 will not be required in order to leave the land in its natural state.
5. A revised conceptual plan has been submitted indicating there is a minimum 20' distance from the garage to the back of the sidewalk to ensure that vehicles parked in the driveway of homes on the sidewalk side of the street will not be blocking the sidewalk. Additionally, a crosswalk has been added between Faulkner Boulevard and the entrance street to Meadow View subdivision off of South Carpenter Road.
6. Revisions to the development guidelines have been made as follows:
 - a. Section E(3)(e)(a)(2) has been added which states "Method of calculating percentage of surface area for this purpose – surface area of the primary street facing elevation of the home after deducting window, door and garage door areas."
 - b. Section F(3) has been amended to remove the word "may" and has been replaced with "shall" to read "Common open space areas shall be improved with appropriate recreation facilities and structures, such as pavilions or other recreational features."
7. Planning Commission approval of the detailed site plan is required.
8. Pursuant to Section 1268.04, City Council approval of Meadow View SPD-6 is required.

The first of three readings is scheduled for City Council's meeting on February 8, 2021. Please contact Assistant Clerk of Council Holly Quellos at (330) 558-6845 for meeting times.

If you have any questions, please contact me at (330) 558-6865.

Sincerely,



Pamela Plavecki,
Planning & Zoning Coordinator

c: Carl S. DeForest, City Manager
Grant Aungst, Community & Economic Dev. Director
Ken Fisher, Law Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official
Holly Quellos, Assistant Clerk of Council
Tim Pelton, Landmark Homes
Thom Sutcliffe, Drees Homes
Travis Crane, Davey Resource Group

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 10-2021

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

AN ORDINANCE ESTABLISHING THE MEADOW VIEW SPECIAL PLANNING DISTRICT NO. 6 CONCEPTUAL DEVELOPMENT PLAN AND AMENDING THE ZONING MAP BY DESIGNATING APPROXIMATELY 19.485 ACRES ON SOUTH CARPENTER ROAD AS SPD-6.

WHEREAS: Brunswick Meadow View LLC has submitted an Application to establish a Special Planning District for low density detached cluster home development relative to the real property located at 1849 South Carpenter Road consisting of approximately 19.485 acres, which is presently located in the R-R Rural Residential Zoning District (the "Property");

WHEREAS: The Special Planning District Application includes a Conceptual Development Plan consisting of proposed Design Guidelines and a Conceptual Site Plan for the development of the Property;

WHEREAS: On January 21, 2021, the Planning Commission held a public hearing on the Special Planning District Application and recommended approval to City Council; and

WHEREAS: This Council finds that the proposed Special Planning District meets the objections of Codified Ordinance Section 1268.01 and the required conditions contained in Codified Ordinance Section 1268.05(c)(1), to wit, the proposed Special Planning District calls for ingenuity and imagination by site designers and developers in keeping with overall land use and open space objectives of the Comprehensive Plan, while departing from the strict application of use, setback, height, lot size and related requirements of the Zoning Code.

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

SECTION 1: That the Meadow View Special Planning District No. 6 Conceptual Development Plan, as recommended by the Planning Commission for approval on January 21, 2021, is hereby adopted as Appendix G to Title 6 of the Zoning Code as provided in Codified Ordinance Section 1268.07(a). The Meadow View Special Planning District No. 6 Conceptual Development Plan consists of Design Guidelines, as attached hereto as Exhibit "A", and a Conceptual Site Plan for the development of the Properties, as attached hereto as Exhibit "B".

SECTION 2: That the City Engineer is directed to update the Zoning Map by designating the Property as SPD-6.

SECTION 3: That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 1st Reading_____

2nd Reading_____

3rd Reading_____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Brian Ohlin

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 11-2021** - An emergency ordinance amending section 246.02 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

BACKGROUND: For the immediate preservation of the public peace, property, health, safety, or welfare, and for the continued efficient, effective and adequate operation of the Divisions of Police and Fire. The revisions provide for updating language, definitions and the fee structure in the ordinance that pertains to the Division of Police and Division of Fire response to various alarm types.

**PURPOSE AND
EXPLANATION:**

**IMPLEMENTATION
SCHEDULE:**

**FINANCIAL
INFORMATION:**

**FINANCIAL
SUMMARY:** See Proposed fee schedule attached.

**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?

That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, or welfare, and for the

continued efficient, effective and adequate operation of the Divisions of Police and Fire. 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.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 11-2021

BY: Mr. Capretta, Mr. Abella, Mrs. Zak

AN EMERGENCY ORDINANCE AMENDING SECTION 246.02 OF THE
CITY OF BRUNSWICK CODIFIED ORDINANCES.

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

SECTION 1: That Section 246.02 of the Codified Ordinances is hereby amended to read as follows:

“(a) Definitions: For the purpose of this section, the words and phrases described ~~in this herein~~ shall have the following ~~definitions meanings~~:

(1) ***

(2) “Alarm System” means ~~a device or system which will attract the~~
~~attention of the public or alert a division of~~
~~the Department of~~ Public Safety ~~that a~~
~~person is having an emergency with a~~
~~burglary, robbery, fire or medical situation and needs assistance any~~
~~assembly of equipment (mechanical, electrical or detecting device)~~
~~designed to signal the occurrence of an unauthorized entry, burglary,~~
~~robbery, fire, medical emergency or other activity requiring urgent~~
~~attention, and to which the Division of Police and/or Division of Fire is~~
~~expected to respond, either as an automatic dialing device directly~~
~~connected to the Public Safety Dispatch Center, a monitored alarm service,~~
~~or an audible alarm inside or outside the premises.~~

(3) “False alarm” means ~~the activation of an alarm through mechanical~~
~~failure, malfunction, improper installation or the negligence of the owner or~~
~~lessee of an alarm system of his employees or agents~~ the activation of an
alarm when there is no emergency, attempted or forced entry, or risk from
fire, heat or smoke. This also includes the activation of an alarm system
through mechanical failure, malfunction, improper installation or the
negligence of the owner or lessee or their employees or agents, premises
left unsecured, defective locks and loose fitting windows and/or doors. A
false alarm does not include alarms caused by severe weather such as
hurricanes, tornadoes, earthquakes, or other similar conditions beyond the
control of the owner or lessee. A false alarm also does not include the
activation of an alarm system while the alarm system is being tested to
determine whether or not the alarm system is in proper working order,

provided that the Division of Police and/or Division of Fire has been notified in advance.

(4) ***

(b) False Alarms.

(1) ~~After three (3) false alarm responses from the same alarm system during a twelve (12) month period, a bill for twenty-five dollars (\$25) for each subsequent false alarm shall be issued to the manager/owner of a commercial establishment or to the occupant, lessee, agent, or tenant of the residence. Alarm users may be subject to warnings or fees, as provided below, depending on the number of false alarm notifications within a 12 month period unless waived for good cause by the City Manager/Safety Director as provided in subsection~~

(c) below.

<u>Number of False Alarms within 12 Month Period</u>	<u>Action Taken</u>
<u>1</u>	<u>Warning Letter</u>
<u>2</u>	<u>Warning Letter</u>
<u>3</u>	<u>Warning Letter</u>
<u>4</u>	<u>\$50 fee</u>
<u>5</u>	<u>\$125 fee</u>
<u>6 or more</u>	<u>\$250 fee</u>

(2) If payment of the ~~bill fee~~ is not received within thirty (30) days, a notice shall be sent by certified mail or delivered by a City employee to the manager and to the owner, if different, of the real estate of which the commercial establishment is part, or the occupant, lessee, agent or tenant and to the owner, if different, of the real estate of which the residence is part, indicating that failure to pay the ~~bill fee~~ within thirty (30) days, or ~~failure to to show just-cause~~ timely submit and obtain a waiver as provided in subsection (c) below as to why the bill should not be paid, will result in the assessment of ~~a twenty-five dollar (\$25) lien~~ the unpaid fee upon the real estate. ~~(3) The City Manager/Safety Director or his designee shall establish procedures for showing just cause as to why a false alarm bill should not be paid.~~

(c) Appeal of False Alarm Determination.

- (1) Upon receipt of any false alarm report, the alarm user may appeal by submitting a written explanation to the City Manager/Safety Director as to the actual cause of the false alarm within 14 calendar days of receipt of notice of the false alarm.
- (2) False alarms may be waived by the City Manager/Safety Director under the following conditions:
- (i) equipment malfunctions, with written verification from the alarm company that such malfunctioning equipment has been repaired; or
- (ii) actual or attempted unauthorized entry, burglary, robbery, fire, medical emergency or other activity requiring urgent attention provided a proper Police and/or Fire Report has been filed.”

SECTION 2: 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 necessary to immediately update the Code provisions to reduce costs to the City for responses to false alarms. 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: _____
 Acting Clerk of Council
 Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Brian Ohlin

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 12-2021** - An emergency resolution authorizing the City Manager to purchase a 2021 Dodge Charger Police Cruiser with police equipment installed for the Division of Police from Greve Dodge in an amount not to exceed \$39,995.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Brian Ohlin*)

BACKGROUND: The city belongs to the State of Ohio procurement program under the direction of the Department of Administrative Services. The vehicle is eligible for purchase under contract # OT900621. The vehicle will replace a 2015 Dodge Charger with high mileage and maintenance costs.

PURPOSE AND EXPLANATION: This vehicle will be a marked police cruiser used in the daily patrol operations of the Division and is part of our annual fleet replacement program.

IMPLEMENTATION SCHEDULE: Order as soon as possible so the vehicle can be upfitted and put into service.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: --Police Fund #114 Police Capital SubFund #961 - 961-0520-56252

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?

Due to order timelines and delays occurring due to the ongoing pandemic we are requesting this be passed as an emergency with suspension of the rules

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 12-2021

BY: Mr. Capretta, Mr. Abella, Mrs. Zak

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2021 DODGE CHARGER POLICE CRUISER WITH POLICE EQUIPMENT INSTALLED FOR THE DIVISION OF POLICE FROM GREVE DODGE IN AN AMOUNT NOT TO EXCEED \$39,995.00.

WHEREAS: The City of Brunswick belongs to the State Procurement Program under the direction of the Ohio Department of Administrative Services; and

WHEREAS: The State contract under the State Procurement Program has been awarded to Greve Dodge.

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

SECTION 1: That the City Manager is hereby authorized to purchase a 2021 Dodge Charger Police Cruiser with police equipment installed for the Division of Police from Greve Dodge in an amount not to exceed \$39,995.00.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason to secure timely delivery. 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: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 13-2021** - An emergency ordinance amending ordinance #85-2020 to include amendments to the Appropriation Budget for the year ending December 31, 2021, as incorporated in exhibit "A" attached hereto. - **1st Reading** (To be brought from the Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: In order to comply with the Ohio Revised Code Section 5705 any and all activity of the City must be included in the budget. As actual information is obtained and compared to estimates or new items are requested to be added or deleted by the respective departments, it is necessary and required to present the proposed budget amendments to Council for approval. This process is required by law and audited under the direction of the Auditor of State for compliance every year.

PURPOSE AND EXPLANATION: See fiscal section and related attachments for additional information.

IMPLEMENTATION SCHEDULE: Discuss at the February 8, 2021 Finance Committee meeting and move to the February 8, 2021 Council agenda as an emergency with suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: The total financial impact of this legislation is a net decrease to the overall City appropriation budget by \$1,322,229.22. The largest component of the net decrease relates to \$2,794,016.20 reduction in appropriations for the North Carpenter Road Improvement Project. The reduction is a direct result of a timing difference relating to State of Ohio receipt and expense information received and processed in December 2020 that was originally planned to occur in 2021. Furthermore, an additional \$662,537.31 in appropriation reductions were recommended since various infrastructure projects were finalized and completed subsequent to the 2021 budget compilation. The closeout of these projects along with other available funding has allowed the

City to increase appropriations by \$970,029.89 in other infrastructure projects to help establish and begin a local funding plan for the upcoming Peral Road Project and increase funding attributable to the 2021 neighborhood road improvement program and for emergency road repairs that may occur throughout the year. Additionally, this request also includes an increase of appropriations of \$415,000 for the purchase of a new engine that was originally planned in 2022. The time schedule has been accelerated due to a special purchasing opportunity as another community had to cancel an order. Based on this rare opportunity, the City could save up to \$135,000 from what was originally planned for by the Division of Fire in 2022. This request also includes an increase of \$616,664.10 in proposed transfers and advances between funds. Transfers and advances are movement of money between funds but are not considered expenditures. However, transfers and advances are needed to get cash in the proper fund to operate various programs or grants. Transfers and advances are required by State Law in certain situations and must be appropriated and approved by City Council when deemed necessary. This request also includes an increase in \$84,986 since the City was successful in receiving a 2021 energy efficient grant from NOPEC for the replacement of the HVAC unit on the east side of City Hall building. All other items not specifically listed in this summary are detailed with a description with listed amounts in the attached Exhibit B.

Exhibit A is the legal document required to be reviewed and adopted by Council pursuant to Ohio Revised Code Section 5705 for these budget amendments to be adopted.

Exhibit B is provided for informational and review purposes only. This document lists out the explanations and amounts for each proposed budget amendment.

It's important to note that this legislation only has budgetary impact and actual expenditures, transfers and advances are still subject to state and local laws.

**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?

Recommended approval as an emergency with suspension of the rules. The emergency clause is necessary in order to remain in compliance with the Ohio Revised Code, allow for the daily operations of the City of Brunswick to continue without interruptions and to keep the budget as up-to-date as possible in order to provide accurate accountability to the City's financial readers and interested parties.

ADDITIONAL

INFORMATION:

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 13-2021

By: Mrs. Hanek, Mrs. Zak, Mr. Delsanter

AN EMERGENCY ORDINANCE AMENDING ORDINANCE #85-2020 TO INCLUDE AMENDMENTS TO THE APPROPRIATION BUDGET FOR THE YEAR ENDING DECEMBER 31, 2021 AS INCORPORATED IN EXHIBIT "A" ATTACHED HERETO.

WHEREAS: Ordinance #85-2020 adopted appropriations for 2021; and

WHEREAS: "Exhibit A" reflects the appropriations as required by the Ohio Revised Code Section 5705.38(C); and

WHEREAS: The amendments are described in detail and attached hereto as "Exhibit B" for informational purposes only; and

WHEREAS: In order to properly budget in accordance with State law for expenditures presently anticipated it is necessary to amend Ordinance #85-2020.

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

SECTION 1: Ordinance #85-2020 is hereby amended to reflect the appropriations as attached hereto and incorporated herein as Exhibit "A."

SECTION 2: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the usual daily operation of a municipal government and for the additional reason that Council wishes to maintain accurate appropriations. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

RULES SUSPENDED: _____ AYES _____ NAYS _____

ADOPTED: _____ AYES _____ NAYS _____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

EXHIBIT A

February 8, 2021

Fund Number		Fund Name / Department	Personal Service	Other	Total
General Fund					
001		General Fund			
		City Council	170,488.00	83,320.00	\$ 253,808.00
		Mayor	99,580.00	92,999.42	\$ 192,579.42
		City Manager	187,768.00	133,659.44	\$ 321,427.44
		Information Technologies	168,918.00	289,878.54	\$ 458,796.54
		Engineering	23,769.00	318,748.00	\$ 342,517.00
		Building Department	336,552.00	216,072.04	\$ 552,624.04
		Cemetery Maintenance	-	29,075.00	\$ 29,075.00
		Janitorial Contract	-	21,627.00	\$ 21,627.00
		City Hall Building & Grounds	17,851.00	66,979.00	\$ 84,830.00
		Administrative Services	88,626.00	55,480.00	\$ 144,106.00
		Economic Development	111,361.00	272,282.51	\$ 383,643.51
		Animal Control	75,237.00	71,425.62	\$ 146,662.62
		Law Department	187,380.00	254,906.00	\$ 442,286.00
		Finance Department	251,803.00	231,701.93	\$ 483,504.93
		Income Tax Department	200,640.00	219,358.15	\$ 419,998.15
		Parks & Recreation Director	88,938.00	67,004.00	\$ 155,942.00
		General Fund Administration	-	1,029,938.00	\$ 1,029,938.00
		Planning Division/Community Development	46,935.00	31,765.58	\$ 78,700.58
		Board of Building Appeals	468.00	1,215.00	\$ 1,683.00
		Board of Zoning Appeals	3,287.00	4,949.00	\$ 8,236.00
		Board of Civil Service	10,550.00	26,921.00	\$ 37,471.00
		Board of Ethics	5,330.00	4,615.00	\$ 9,945.00
		Board of Charter Review	-	-	\$ -
		Board of Commemorative Affairs	-	22,000.00	\$ 22,000.00
		General Fund Transfers / Advances	-	21,011,065.97	\$ 21,011,065.97
001		Total General Fund	\$ 2,075,481.00	\$ 24,556,986.20	\$ 26,632,467.20
Special Revenue Funds:					
110		Court Computerization Fund	10,543.00	18,032.06	\$ 28,575.06
111		FEMA Grant Fund	-	4,742.77	\$ 4,742.77
112		Local CoronaVirus Relief Fund	-	-	\$ -
114		Police Fund	4,505,164.00	4,195,372.12	\$ 8,700,536.12
115		Fire Fund	2,500,864.00	3,318,514.21	\$ 5,819,378.21
117		Street Repair & Maintenance Fund	1,181,081.00	2,400,334.07	\$ 3,581,415.07
118		State Highway Fund	-	134,275.00	\$ 134,275.00
119		Law Enforcement Fund	-	-	\$ -
120		Brunswick Transit Alternative (BTA) Fund	-	45,000.00	\$ 45,000.00
123		Brunswick Area Television (BAT) Fund	148,333.00	255,325.01	\$ 403,658.01
127		Parks Fund	208,800.00	300,194.10	\$ 508,994.10
129		Department of Justice Federal Grant Fund	-	79,843.01	\$ 79,843.01
130		DUI Enforcement & Education Fund	-	-	\$ -
131		Recreation Center Fund	390,221.00	558,966.00	\$ 949,187.00
133		Home Improvement Grant Fund (CDBG)	-	39,162.40	\$ 39,162.40
Enterprise Funds:					
223		Refuse Fund	67,482.00	2,721,752.32	\$ 2,789,234.32
224		Storm Water Management Fund	32,073.00	1,822,029.08	\$ 1,854,102.08
Capital Improvement Funds:					
300		General Permanent Improvement Fund	-	652,453.06	\$ 652,453.06
332		Road Levy Fund	-	2,566,250.00	\$ 2,566,250.00
333		Road Improvement Fund	-	4,488,003.78	\$ 4,488,003.78
334		Traffic Control Fund	-	-	\$ -
335		Public Square Fund	-	-	\$ -

336	City Building Improvement Fund	-	593,557.74	\$	593,557.74
337	EPA Grant Fund	-	-	\$	-
339	Fire Improvement Fund	-	-	\$	-
341	Park Improvement Fund	-	750,629.18	\$	750,629.18
347	North Carpenter Road Improvement Fund	-	2,734,017.93	\$	2,734,017.93
348	Boston Road Improvement Fund	-	93,519.24	\$	93,519.24
360	Brunswick Lake Improvement Fund	-	40,575.00	\$	40,575.00
370	OPWC Multi Roads Improvement Fund	-	-	\$	-
371	OPWC Laurel Road Improvement Fund	-	1,810,938.89	\$	1,810,938.89
372	OPWC Old Eagle Drive Improvement Fund	-	994,330.00	\$	994,330.00
Self Insurance Fund:					
600	Self Insurance Fund	-	3,445,000.00	\$	3,445,000.00
Debt Service Funds:					
771	General Obligation Bond Retirement Fund	-	-	\$	-
781	Special Assessment BRF: South Industrial Parkway	-	45,693.90	\$	45,693.90
782	Special Assessment BRF: Laurel Road (2006)	-	40,187.50	\$	40,187.50
783	Special Assessment BRF: Brunswick Lake - Dam	-	18,948.81	\$	18,948.81
784	Special Assessment BRF: Brunswick Lake - Dredging	-	11,826.19	\$	11,826.19
Agency Funds:					
881	General Trust Agency Fund	-	750,000.00	\$	750,000.00
882	Unclaimed Money Agency Fund	-	20,000.00	\$	20,000.00
885	Flexible Spending Agency Fund	-	140,000.00	\$	140,000.00
886	Non-Residential 3% Building Permit Agency Fund	-	30,000.00	\$	30,000.00
887	Residential 1% Building Permit Agency Fund	-	10,000.00	\$	10,000.00
Grand Total				\$	70,806,501.57

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #1 - For informational purposes only
For the Budget Year Ending December 31, 2021

2/8/2021

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
General (#001)			
SICK BUY BACK - COUNCIL	001-0100-52228	(224.00)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - MAYOR/COURT	001-0200-52228	(942.58)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - CM	001-0300-52228	(1,434.56)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - IT	001-0302-52228	(280.46)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - BLDG DEPT	001-0430-52228	(452.96)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - ADM SERV	001-0461-52228	(1,214.00)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - ED	001-0490-52228	(2,098.49)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - ANIMAL WARDEN	001-0540-52228	(107.38)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
SICK BUY BACK - FINANCE	001-0700-52228	(422.07)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
HOSPITALIZATION - FINANCE	001-0700-52275	(125.00)	Amend budget to reflect employee 2021 plan changes from those selected in 2020. Changes not known until after 2021 budget was compiled.
SICK BUY BACK - TAX	001-0720-52228	(315.85)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
INCIDENTALS	001-0720-55239	5,460.00	Previous Tax Manager's unemployment benefits extended by ODJFS by 13 weeks in addition to initial 26 weeks. Per Adm Services confirmation.
ADMINISTRATIVE CAPITAL EXP (EMERGENCY)	918-0880-56252	5,000.00	Requested purchase of cemetery tombstone jack to level tombstones in-house versus contracting.
SICK BUY BACK	001-0900-52228	(754.42)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
ADVANCE OUT TO FUND #336 (NOPEC GRANT)	001-0999-99899	84,986.00	Budget Advance Out to City Hall Expansion Fund #336 to cover NOPEC grant expenses until reimbursed. Planned HVAC replacement on east side of bldg.
TRANSFER OUT TO FUND #333	001-0999-99909	216,003.97	Excess GF reserve available for road improvement projects. Expected to be split 50% 2021 and 50% 2022 to equal out ward road program design.
TRANSFER OUT: CAPITAL IMPROV FUND #300	001-0999-99947	220,000.00	Excess GF reserve available as a possible grant match for future trail phases or other capital improvement project.
General Fund Total		523,078.20	
Court Computer Fund (#110)			
SICK BUY BACK	110-0210-52228	(31.94)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
Court Computer Fund Total		(31.94)	
FEMA Fund (#111)			
FEMA ASST TO FIREFIGHTERS GRANT	111-0528-56001	1,779.12	FEMA Grant amendment approved 1/21/21 to purchase 2 Moonbeam UVC bulb sets to help sanitize against COVID 19. City match of \$930 expected.
FEMA Fund Total		1,779.12	
Police Fund (#114)			
SICK BUY BACK	114-0520-52228	(25,030.54)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
HOSPITALIZATION	114-0520-52275	36,737.00	Amend budget to reflect employee 2021 plan changes from those selected in 2020. Changes not known until after 2021 budget was compiled.
POLICE CAPITAL	961-0520-56252	15,000.00	Increase appropriations due to cost increases and delays in Police car productions and State bidding process. Per Chief email 01/20/2021.
DONATIONS - POLICE CAPITAL	961-0520-56253	1,033.66	To appropriate Eagles donations received in 2021.
Police Fund Total		27,740.12	
Fire Fund (#115/952)			
FIRE OVERTIME	115-0510-51198	7,082.00	Reallocation to OT line to replace costs associated with SERT withdraw. Services to still be performed but for Medina's ERT instead.
MEDITAX	115-0510-52226	103.00	Reallocation to meditatx line to replace costs associated with SERT withdraw. Services to still be performed but for Medina's ERT instead.
OHIO POLICE & FIRE PENSION	115-0510-52227	2,568.00	Reallocation to pension line to replace costs associated with SERT withdraw. Services to still be performed but for Medina's ERT instead.
SICK BUY BACK	115-0510-52228	(37,966.27)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
WORKER'S COMP	115-0510-52274	247.00	Reallocation to worker's comp line to replace costs associated with SERT withdraw. Services to still be performed but for Medina's ERT instead.
HOSPITALIZATION	115-0510-52275	33,726.87	Amend budget to reflect employee 2021 plan changes from those selected in 2020 + new employee selections. Most changes not known until after 2021 budget was compiled and budgeting for more expensive plan for new hire vs that of a soon to be retiring employee.
SOUTHWEST COUNCIL OF GOVERNMENTS	115-0510-54293	(10,000.00)	City withdrawing from SERT and being more exclusive of Medina's ERT. Reallocate approp to payroll lines and benefits as noted above.
INCIDENTALS SUPPLIES	115-0510-55239	930.00	City Match for FEMA Grant amendment approved 1/21/21 to purchase 2 Moonbeam UVC bulb sets to help sanitize against COVID. Grant portion \$1779.12.
CAPITAL OUTLAY - FIRE	952-0510-56252	415,000.00	A special opportunity to purchase new engine in 2021 based on canceled order from another community per the Fire Chief. Original plan was to

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #1 - For informational purposes only
For the Budget Year Ending December 31, 2021

2/8/2021

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
CAPITAL OUTLAY	952-0510-56252	15,000.00	purchase in 2022 with an estimated cost of \$550,000 next year. Based on current opportunity could save \$135,000 for other capital purpose.
CAPITAL OUTLAY-DONATIONS EAGLES	952-0510-56253	1,033.66	Increase cost estimate for rechassis of ambulance from \$235,000 to \$250,000 based on latest info per Chief on 01/04/2021.
Fire Fund Total		427,724.26	To appropriate Eagles donations received in 2021.
Street R & M Fund (#117)			
DEFERRED COMP	117-0420-52222	1,535.00	To correct formula error in 2021 budget sheet found by Finance Director after 2020 budget was compiled and adopted.
SICK BUY BACK	117-0420-52228	(10,239.63)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
HOSPITALIZATION	117-0420-52275	(88.00)	Amend budget to reflect employee 2021 plan changes from those selected in 2020. Changes not known until after 2021 budget was compiled.
Street R & M Fund Total		(8,792.63)	
Cable TV Fund (#123/#956)			
SICK BUY BACK	123-0460-52228	(95.99)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
Cable TV Fund Total		(95.99)	
Parks Fund (#127/960)			
SICK BUY BACK	127-0810-52228	(1,528.90)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
Parks Fund Total		(1,528.90)	
DOJ Federal Grant Fund (#129)			
ADVANCE OUT	129-0999-80185	10,688.13	Budget return of advance back to the GF for the Coronavirus DOJ grant budgeted and advanced after the 2021 original budget was compiled.
DOJ Federal Grant Fund Total		10,688.13	
Refuse Fund (#223)			
SICK BUY BACK	223-0710-52228	(44.68)	Appropriations no longer necessary. Option not selected, not otherwise available, or estimate was too high.
CONTRACTED REFUSE COLLECTION SERVICES	223-0710-54260	26,000.00	Additional anticipated cost as a result of County's Jan 1, 2021 decision to increase tipping fees \$2 from \$50/ton to \$52 ton. Due to lower fuel costs the additional \$2.16/yr to each home is not needed to be charged to households at this time.
Total Refuse Fund		25,955.32	
Capital Projects Improvement Fund (#300)			
ODNR GRANT MATCH PH1 Trail	300-2019-56700	(4,474.94)	Reduce 2021 grant budget by the amount of PO increases that occurred in Dec 2020. Total local share for all yrs to match 294,910 per Res#67-2020.
Capital Projects Improvement Fund Total		(4,474.94)	
Road Capital Projects Fund (#333)			
CONSTRUCTION- S INDUSTRIAL	333-0313-56881	(32,944.30)	South Industrial improvements completed and appropriations no longer needed for this project. Grant Reimbursements still in process.
ENG/INSPECTION - S INDUSTRIAL	333-0313-56883	(75,677.03)	South Industrial improvements completed and appropriations no longer needed for this project. Grant Reimbursements still in process.
CONTINGENCY S. INDUSTRIAL	333-0313-56884	(83,549.00)	South Industrial improvements completed and appropriations no longer needed for this project. Grant Reimbursements still in process.
CONSTRUCTION - SUBSTATION RD	333-0452-56881	(68,740.00)	Remove 2021 budget spreadsheet formula error that added in non related cells from other projects. Error caught by Fin Director in Jan 2021.
BOYER DRIVE CONSTRUCTION	333-0458-56881	(68,098.00)	Boyer Dr Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
ENG/INSP BOYER DRIVE	333-0458-56883	(5,305.12)	Boyer Dr Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
CONSTRUCTION - LAUREL ROAD PH 1	333-0552-56881	(21,291.81)	Laurel Road Phase I Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
ENGINEERING - LAUREL ROAD PH 1	333-0552-56883	(23,848.07)	Laurel Road Phase I Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
CONTINGENCY LAUREL ROAD PH 1	333-0552-56884	(108,927.00)	Laurel Road Phase I Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
CONSTRUCTION - LAUREL ROAD PH II	333-0553-56881	(44.96)	Laurel Road Phase I Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
ENGINEERING - LAUREL ROAD PH II	333-0553-56883	(84,965.40)	Laurel Road Phase I Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project
CONTINGENCY LAUREL ROAD PH II	333-0553-56884	(35,379.20)	Laurel Road Phase I Project Completed. Set aside local cost share for upcoming 2022 or 2023 Pearl Road Project

City of Brunswick, Finance Office

"Exhibit B" : Schedule of Amendments to the Permanent Budget #1 - For informational purposes only

For the Budget Year Ending December 31, 2021

2/8/2021

Fund Name / Account Name	Account Number	Appropriation Adjustment Amount	Description
CONSTRUCTION CITY SHARE-PEARL RD	333-0464-56881	770,000.00	Local construction cost set aside for Pearl Road to date. Working towards plan for local share + seeking a few million in grant monies. No formal grant agreements yet but City believes we have a good chance in obtaining some grant funding to help with Pearl Rd Improvements in 2022.
CONCRETE/ ASPHALT REPAIR	333-0474-56870	150,000.00	\$108,000 excess GF reserve available and \$42,000 of completed project excess available for 2021 neighborhood road improvement imprvoements.
MISCELLANEOUS RD PROJECTS	333-0473-56870	50,029.89	Emergency Road repairs for various issues, pot holes, cold patch, hot mix or water main break emergency road repairs.
Road Capital Projects Fund Total		361,260.00	
City Hall Expansion Fund (#336)			
NOPEC GRANT 2021	336-2020-56800	84,986.00	2021 NOPEC grant award received for HVAC replacement at City Hall on east side of bldg.
ADVANCE OUT	336-0999-99900	84,986.00	Advance Out to be returned to the GF once 2021 NOPEC grant expenses are reimbursed. Planned HVAC replacement on east side of bldg.
City Hall Expansion Fund Total		169,972.00	
Park Improvement Fund (#341)			
ODNR TRAIL GRANT PH 1	341-0812-56880	(14,024.82)	Reduce 2021 grant budget by the amount of PO increases that occurred in Dec 2020. Will ensure total grant budget =301,500 to match grant award.
Total Park Improvement Fund		(14,024.82)	
N. Carpenter Paving Fund (#347)			
EST STATE OF OHIO CONSTRUCTION CONTRIB	347-0424-56879	(2,794,016.20)	Remove appropriations in 2021 by the amount of State expenses made in December 2020. Maintains integrity of ODOT SIB Program.
ESTIMATED COUNTY CONSTRUCTION CONTRIB	347-0424-56880	6,306.47	Anticipated change order to po for County Share did not occur in 2020. Thus must reappropriate amount to be carried forward into 2021.
N. Carpenter Paving Fund Total		(2,787,709.73)	
OPWC Laurel Road Improvement Fund (#371)			
CONSTRUCTION	371-0553-56881	(61.04)	Project and final costs have been determined and final reimbursement request has been submitted. Close remaining grant budget.
ENGINEERING	371-0553-56883	(5,677.55)	Project and final costs have been determined and final reimbursement request has been submitted. Close remaining grant budget.
CONTINGENCY	371-0553-56884	(48,028.83)	Project and final costs have been determined and final reimbursement request has been submitted. Close remaining grant budget.
Total OPWC Laurel Road Improvement Fund		(53,767.42)	

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Todd Fischer

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 14-2021** - An emergency ordinance to transfer and advance funds. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*)

BACKGROUND: In order to comply with the Ohio Revised Code Section 5705 transfers and advances may become necessary as certain financial situations arise. Transfers and Advances may also occur as a result of the City's Fund Balance Reserve Policy passed and last amended by City Council via Ordinance #101-2020. A transfer is the permanent movement of money from one fund to another. An advance is the temporary movement of money from one fund to another fund that will be repaid upon the completion of an anticipated event. The process of transferring and advancing funds is required by law in certain financial situations and is audited under the direction of the Auditor of State for compliance every year. Transfers and Advance legislation is generally presented two to three times a year or more, if deemed necessary.

PURPOSE AND EXPLANATION: In order to comply with the Ohio Revised Code Section 5705 transfers and advances may become necessary as certain financial situations arise. Transfers and Advances may also occur as a result of the City's Fund Balance Reserve Policy passed and last amended by City Council via Ordinance #101-2020. A transfer is the permanent movement of money from one fund to another. An advance is the temporary movement of money from one fund to another fund that will be repaid upon the completion of an anticipated event. The process of transferring and advancing funds is required by law in certain financial situations and is audited under the direction of the Auditor of State for compliance every year. Transfers and Advance legislation is generally presented two to three times a year or more, if deemed necessary.

IMPLEMENTATION SCHEDULE: Discuss at the February 8, 2021 Finance Committee meeting and move to the February 8, 2021 Council agenda as an emergency with suspension of the rules.

FINANCIAL INFORMATION:

FINANCIAL SUMMARY: Transfers and advances do not have a financial impact on the City funds as a collective whole.

Transfers and advances are merely the movement of money from one fund to another and are defined in the Ohio Revised Code Section 5705 and in the Auditor of State Compliance Supplement. Transfers and advances are required to be included in the City's adopted budget and are also required to be approved by City Council.

**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?

Recommended approval as an emergency with suspension of the rules. Emergency clause necessary to allow funding to be in place to administer plans and/or purchase orders for various projects, grants, etc.

**ADDITIONAL
INFORMATION:**

None.

CITY OF BRUNSWICK, OHIO

ORDINANCE NO. 14-2021

By: Mrs. Hanek, Mrs. Zak, Mr. Delsanter

AN EMERGENCY ORDINANCE TO TRANSFER AND ADVANCE FUNDS

- WHEREAS: The City of Brunswick wishes to transfer funds from the General Fund #001 to the Road Capital Projects Fund #333 to set aside funds for current and future road improvement projects.
- WHEREAS: The City of Brunswick wishes to transfer funds from the General Fund #001 to the Road Capital Projects Fund #333 to designate video service provider fees per Resolution #49-12 and other available monies towards road improvements.
- WHEREAS: The City of Brunswick wishes to transfer funds from the General Fund #001 to the Capital Projects Improvement Fund #300 for various capital improvements as determined or may be authorized by Council.
- WHEREAS: The City of Brunswick wishes to transfer funds from the General Fund #001 to the Recreation Center Fund #131 to help subsidize operational, contractual and capital expenses as a result of the health pandemic.
- WHEREAS: The City of Brunswick wishes to transfer funds from the General Fund #001 to the Brunswick Area Television (Cable TV) Fund #123 to cover anticipated internet expenses.
- WHEREAS: The City of Brunswick wishes to return previously advanced monies from the Road Levy Improvement Fund (#332) to the General Fund #001 since the 2020 road levy projects are near completion.
- WHEREAS: The City of Brunswick wishes to advance monies from the General Fund #001 to the Road Levy Improvement Fund #332 to allow for a 2021 neighborhood road improvement program to occur during the upcoming construction season versus otherwise waiting for all levy proceeds to be received.
- WHEREAS: The City of Brunswick wishes to return previously advanced monies from the OPWC Laurel Road Improvement Fund #371 to the General Fund #001 since the OPWC project for Phase II is completed and all grant reimbursements have been received.
- WHEREAS: The City of Brunswick wishes to return previously advanced monies from the Department of Justice Federal Grant Fund #129 to the General Fund #001 since the

2017-JG-A02-6712F Active Threat Response Protection Grant is completed and federal grant reimbursements have been received.

WHEREAS: The City of Brunswick wishes to advance monies from the General Fund #001 to the OPWC Old Eagle Drive Improvement Fund #372 to temporarily fund the anticipated Old Eagle Drive OPWC improvement project until OPWC grant reimbursements are received.

WHEREAS: The City of Brunswick wishes to advance monies from the General Fund #001 to City Hall Expansion Fund #336 to temporarily fund the 2021 NOPEC grant expenses until the 2021 NOPEC grant reimbursements are received.

WHEREAS: The City of Brunswick wishes to return previously advanced monies from the City Hall Expansion Fund #336 to the General Fund #001 since the 2018 and 2019 NOPEC grants are completed and all grant reimbursements have been received.

THE COUNCIL OF THE CITY OF BRUNSWICK HEREBY ORDAINS:

SECTION 1: That the following funds are hereby transferred:

FROM: General Fund (#001)
TO: Road Capital Projects Fund (#333)
AMOUNT: \$2,753,179.97

FROM: General Fund (#001)
TO: Capital Projects Improvement Fund (#300)
AMOUNT: \$820,000.00

FROM: General Fund (#001)
TO: Recreation Center Fund (#131)
AMOUNT: \$750,000.00

FROM: General Fund (#001)
TO: Brunswick Area Television (Cable TV) Fund (#123)
AMOUNT: \$32,000.00

SECTION 2: That the following funds are hereby advanced:

FROM: Road Levy Improvement Fund (#332)
TO: General Fund (#001)
AMOUNT: \$830,000.00

FROM: General Fund (#001)
TO: Road Levy Improvement Fund (#332)
AMOUNT: \$855,000.00

FROM: OPWC Laurel Road Improvement Fund (#371)
TO: General Fund (#001)
AMOUNT: \$613,800.00

FROM: Department of Justice Federal Grant Fund (#129)
TO: General Fund (#001)
AMOUNT: \$6,493.50

FROM: General Fund (#001)
TO: OPWC Old Eagle Drive Improvement Fund (#372)
AMOUNT: \$497,165.00

FROM: General Fund (#001)
TO: City Hall Expansion Fund (#336)
AMOUNT: \$84,986.00

FROM: City Hall Expansion Fund (#336)
TO: General Fund (#001)
AMOUNT: \$245,202.00

SECTION 3: This ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety, welfare, and providing for the usual daily operation of a municipal department, and for the further reason that proper funding sources be transferred and advanced. Therefore, the same shall be in full force and effect from and after its passage by the required number of votes.

PASSED: 1st Reading _____

Rules Suspended: _____ AYES ____ NAYS ____

ADOPTED: _____ AYES ____ NAYS ____

ATTEST: _____
Acting Clerk of Council
Holly Quellos

PROPOSED LEGISLATION



DATE: 2/8/2021

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

FROM: Carl S. DeForest, City Manager
Josh Erskine

COPY: Mayor Ron Falconi

LEGISLATION: **RES. NO. 15-2021** - An emergency resolution authorizing the City Manager to enter into an agreement with Finley Fire Equipment Company for the purchase of a new Pierce Saber Pumper for the Division of Fire in an amount not to exceed \$375,000.00. - **1st Reading** (To be brought from Safety & Environment Committee, *Administration/Josh Erskine*)

BACKGROUND: This purchase will allow the Division of Fire to replace a 2001 Pierce Dash with a new Pierce Saber which will then serve as a front-line response apparatus. The current vehicle has reached its NFPA recommended service life of 20-years. This vehicle is eligible for purchase under the Ohio State Procurement Program. The purchase was not included in the 2021 budget, however, due to special circumstances, a good purchase opportunity has arisen. In addition, to the purchase authorization through City Council, separate legislation amending the budget to appropriate these funds would also be required to be adopted by City Council before payment can be made. The Director of Finance and the City Manager plan to approach the Finance Committee and City Council with budget amendment legislation in February 2021 that would cover the cost of this purchase request.

PURPOSE AND EXPLANATION: Engine 2 is a 2001 Pierce Dash that will have reached the end of its service life per NFPA in 2021. The replacement apparatus will serve as a front-line response apparatus upon being placed in service with the Division of Fire.

IMPLEMENTATION SCHEDULE: As soon as possible, pending budget amendment authorization with an anticipated delivery of March 1, 2021.

FINANCIAL INFORMATION: - - Fire Fund #115 and Capital Subfund #952 - 952-0510-56252 - - 0

FINANCIAL SUMMARY: This purchase was originally planned for in 2022 per the Division of Fire's 5 year capital plan. Thus it was not included in the original 2021 budget. However, due to special circumstances, a good purchase opportunity has now arisen. In addition, to this purchase authorization through

City Council..... a separate piece of legislation amending the 2021 budget to appropriate these funds would also be required to be adopted by City Council before payment could be made. The Director of Finance and the City Manager plan to approach the Finance Committee and City Council with budget amendment legislation on February 8, 2021 that would cover the cost of this requested purchase and possible other related equipment as requested by the Fire Chief.

**RECOMMENDED
ACTION:**

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

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

This resolution is being requested as emergency legislation due to the public safety need.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
RESOLUTION NO. 15-2021

BY: Mr. Capretta, Mr. Abella, Mrs. Zak

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH FINLEY FIRE EQUIPMENT COMPANY FOR THE PURCHASE OF A NEW PIERCE SABER PUMPER FOR THE DIVISION OF FIRE IN AN AMOUNT NOT TO EXCEED \$375,000.00.

WHEREAS: The City of Brunswick belongs to the Ohio State Procurement Program under the direction of the Ohio Department of Administrative Services;

WHEREAS: Ohio Revised Code Section 125.04(C) permits the City to purchase supplies or services from another party without competitive bidding and outside the State Procurement Program if such supplies or services can be purchased under equivalent terms, conditions and specifications, but at a lower price than through the State Procurement Program; and

WHEREAS: The proposed purchase of a new Pierce Saber Pumper for the Division of Fire from Finley Fire Equipment Company in an amount not to exceed \$375,000.00, is upon equivalent terms, conditions and specifications and at a lower price than through the State Procurement Program.

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

SECTION 1: That the City Manager, with the approval of the Law Director, is hereby authorized and directed to enter into an Agreement with Finley Fire Equipment Company for the purchase of a new Pierce Saber Pumper for the Division of Fire in an amount not to exceed \$375,000.00 subject to appropriation of necessary funds by City Council as required by law.

SECTION 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety or welfare, and for the additional reason that immediate passage is necessary to secure pricing and allow for delivery as soon as possible to replace existing equipment that has exceeded its recommended service life. 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: _____

Acting Clerk of Council
Holly Quellos