

BRUNSWICK CITY PLANNING & ZONING COMMITTEE

Agenda

SEPTEMBER 12, 2022

6:05 PM

or Immediate Following
Finance Committee

1. Discussion Items

ORD. NO. 70-2022 - An ordinance approving the final plat for the Oak Ridge Preserve Special Planning District No. 7, subject to final engineering approval and any other conditions imposed by Council. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 74-2022 - An ordinance amending Section 1238.06 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 75-2022 - An ordinance establishing Sections 1242.02(31.1), (88.1) and (88.2) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 76-2022 - An ordinance amending Sections 1242.02(16) and (92) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 77-2022 - An ordinance amending Section 1280.12(e) of the Codified Ordinances of the City of Brunswick - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

ORD. NO. 78-2022 - An ordinance establishing Section 1280.12(f) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

2. General Discussion

3. Adjournment

PROPOSED LEGISLATION



DATE: 9/12/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 70-2022** - An ordinance approving the final plat for the Oak Ridge Preserve Special Planning District No. 7, subject to final engineering approval and any other conditions imposed by Council. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: The Planning Commission, at their meeting on September 1, 2022, voted to recommend approval to City Council of the Oak Ridge Preserve SPD-7 final plat, attached hereto as Exhibit "A".

PURPOSE AND EXPLANATION: Final plat approval is subject to engineering and City Council approval, pursuant to Sections 1224.04(a)(3) and 1226.04 of the Subdivision Regulations.

IMPLEMENTATION

SCHEDULE: Immediately.

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.

**ADDITIONAL
INFORMATION:**

APPROVALS

This Plat was duly accepted by the Brunswick City Council at its regular meeting held on the _____ day of _____, 20____.

Ordinance No. _____.

Clerk of Council

This Plat was duly accepted by the Brunswick City Planning Commission at its regular meeting held on the _____ day of _____, 20____.

Secretary

This Plat was duly accepted by the Brunswick City Engineer this ____ day of _____, 20____.

City Engineer

This Plat was duly accepted by the Medina County Commissioners on this ____ day of _____, 20____.

Commissioner

Commissioner

Commissioner

All required central wastewater disposal facilities have been satisfactorily installed or financial guarantees have been approved by the Medina County Sanitary Engineer on this ____ day of _____, 20____.

Sanitary Engineer

Approved for transfer this ____ day of _____, 20____.

Tax Map Draftsman

Received for transfer this ____ day of _____, 20____.

Medina County Auditor

Received and recorded this ____ day of _____, 20____.

At _____ A.M./P.M recorded in Plat Document No. _____.

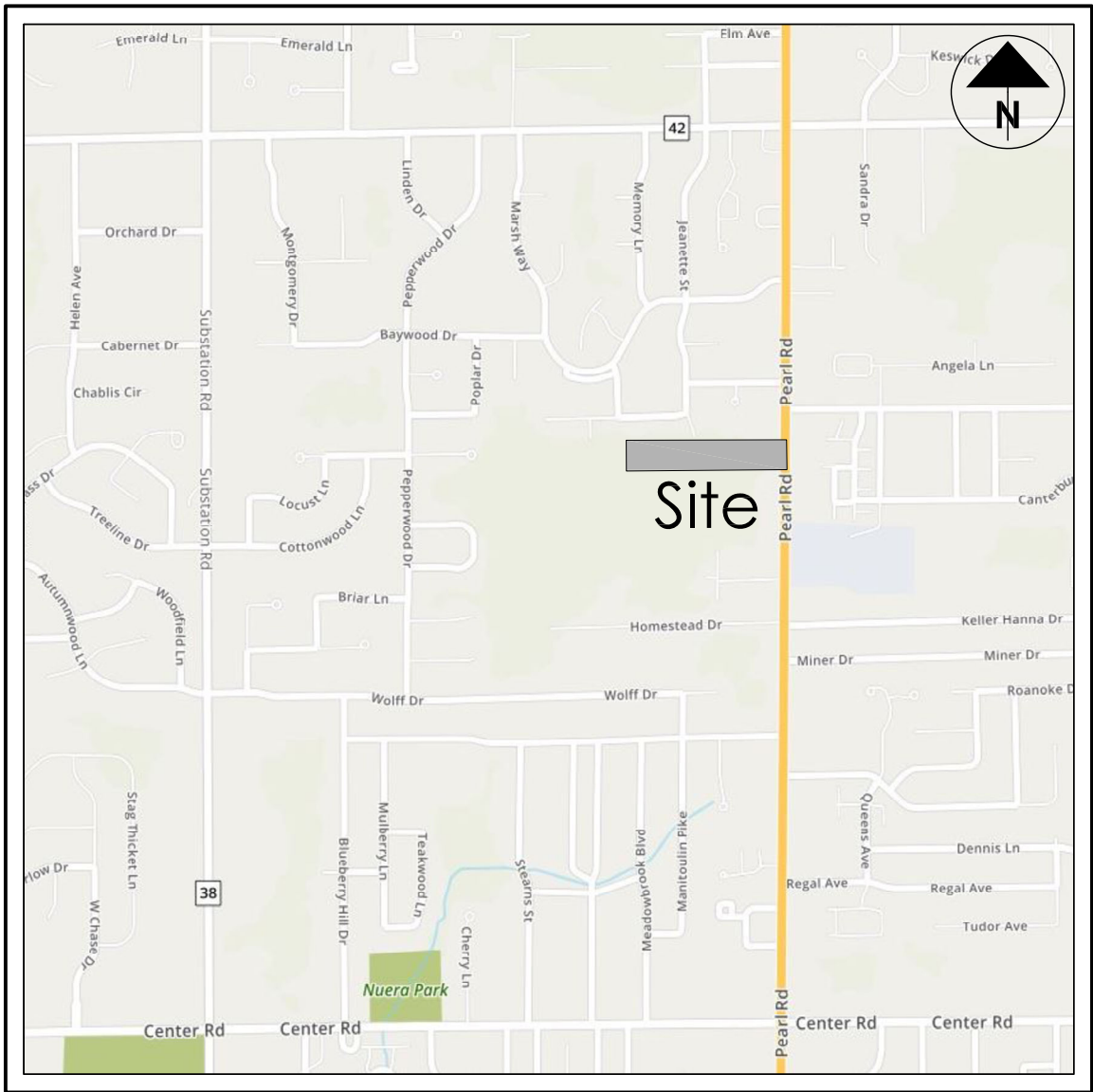
Fee: _____.

Medina County Recorder

Oak Ridge Preserve

Creating Sublot Nos. 1 through 34 and Blocks 'A' through 'D'

Situated in the City of Brunswick, County of Medina and State of Ohio and being part of Original Brunswick Township Lot 7, Tract 1 and further known as being all of a 12.9258 acre parcel of land conveyed to Oak Ridge Preserve LLC by deed dated January 26, 2022 and recorded in Document No. 2022OR002096 of the Medina County Recorder's Records.



LOCATION MAP

LATITUDE: 41°15'08.4" LONGITUDE: 81°50'45.0"

NOTES

REFERENCES:

"Replat of Blocks "E", "F" & "G" in the Timbers Subdivision - Phase 2" by Michael R. Elewski, P.S. 7252 as recorded in Plat Book 27, Page 125 of Medina County Recorder's Records.

Deed & Plat documents of Medina County's Recorder's Records as referenced by survey.

BASIS OF BEARINGS:

Centerline bearing of Pearl Road (S.R. 42) was calculated to be South 00°01'28" East, based upon Ohio State Plane Coordinate System, North Zone, NAD 1983, Ground.

NOTE:

All 5/8" x 30" iron pins set are affixed with a plastic cap bearing the inscription "DRG ENG 7631-8557"

AREA TABLE	
Sublots (34)	4.9104 Acres
Dedicated Right of Way	1.6209 Acres
Open Space Block 'A'	4.4899 Acres
Open Space Block 'B'	0.2055 Acres
Open Space Block 'C'	1.5765 Acres
Open Space Block 'D'	0.1222 Acres
Total	12.9254 Acres

ACCEPTANCE & DEDICATION

Know all men by these presents that _____ (Print Name), owner/agent of Oak Ridge Preserve LLC, owner of the lands embraced within this plat, and do hereby dedicate to public use forever the streets as shown hereon. All Storm Water Management, Storm Sewer, and Sanitary Sewer easements shown hereon are dedicated to the City of Brunswick, the Cleveland Division of Water, the Medina County Sanitary Engineer or the relevant utility providers. It is expressly acknowledged the maintenance and repair of the storm water retention basins and their associated outlet structures are the sole responsibility of the Homeowner's Association as detailed in the covenants, restrictions and easement documents referenced below. The maintenance and repair of the storm sewer is the sole responsibility of the City of Brunswick. The City of Brunswick, however, is granted access to the retention basins to perform whatever services it deems necessary.

Owner/Agent (Sign) _____ Date _____

County of Medina

State of Ohio

Before me a notary public in and for said county and state, personally appeared the above named _____ and _____, owners/ agents of Oak Ridge Preserve LLC, who acknowledged the making of the foregoing instrument and the signing of this plat to be their own free act and deed. In testimony whereof I have hereunto set my hand and official seal at _____, Ohio this ____ day of _____, 20____.

Notary public

My commission expires _____

Witness

Witness

LEGEND

DESCRIPTION	FOUND	SET
MAG NAIL	○ M.N.F.	✕
MONUMENT BOX	Ⓜ	Ⓜ
IRON PIN	○ I.P.F.	●
IRON PIPE	⊙ P.F.	
LIMITED ACCESS R/W	--- Ex LA --- Ex LA	
CENTERLINE	_____	
PROPERTY LINE	_____	
RIGHT-OF-WAY LINE	--- Ex R/W ---	
EASEMENT LINE	-----	
ORIGINAL PROP. LINE	 Z	
ORIGINAL LOT LINE	_____	

COVENANTS, RESTRICTIONS & EASEMENTS

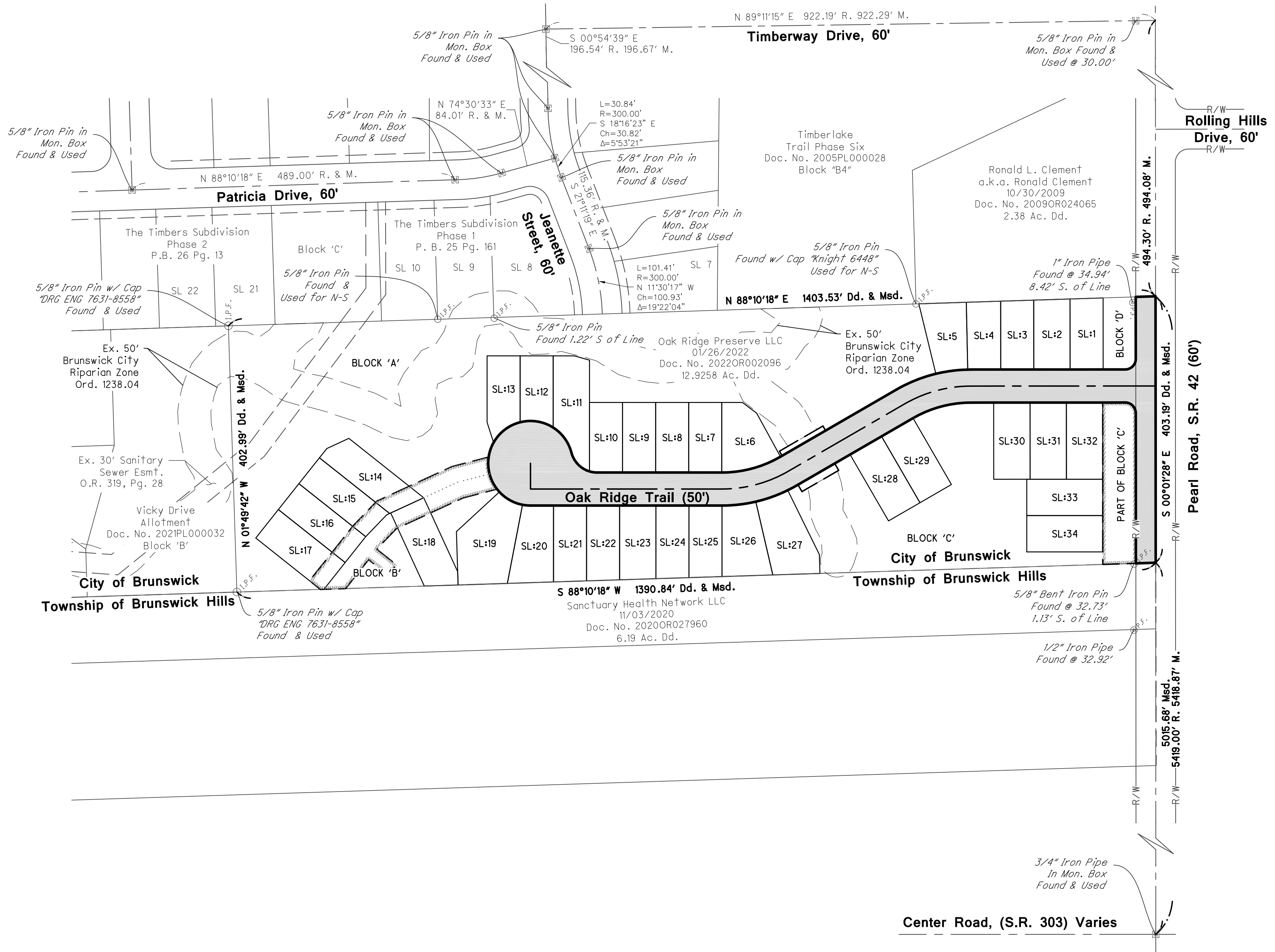
The Subdivision shown on this plat is subject to the covenants, restrictions and easements contained in the declaration or restrictions, covenants and easements, filed for record on the ____ day of _____ and recorded in Doc. No. _____ in the Medina County Recorders Records, State of Ohio.

SURVEYOR CERTIFICATION

This Plat was prepared from analysis of recorded plats, recorded deeds, and survey records, as applicable. Distances are given in feet and decimal parts thereof. All dimensional and geodetic details are correct and the survey balances and closes to the best of my knowledge. All monuments shown hereon exist or shall be set as shown.

Jeremy M. Sack P.S. No. S-8557 Date _____

Sheet List Table	
Sheet Number	Sheet Title
1	TITLE
2	OVERALL
3	EAST
4	WEST



The Timbers Subdivision Phase 1
P. B. 25 Pg. 161

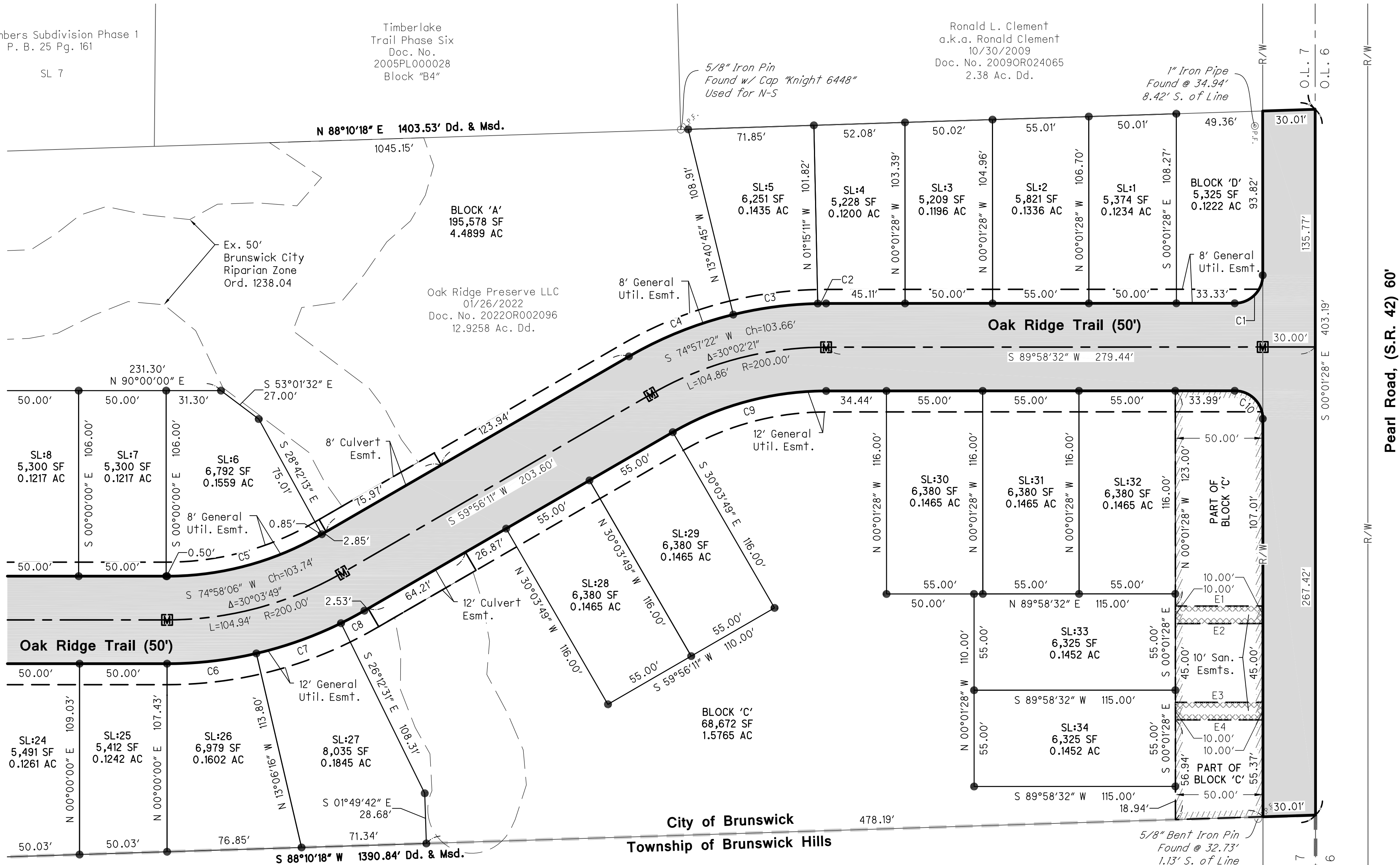
SL 7

Timberlake
Trail Phase Six
Doc. No.
2005PL000028
Block "B4"

Ronald L. Clement
a.k.a. Ronald Clement
10/30/2009
Doc. No. 2009OR024065
2.38 Ac. Dd.

See Sheet 4 of 4

See Sheet 4 of 4



GENERAL CURVE TABLE

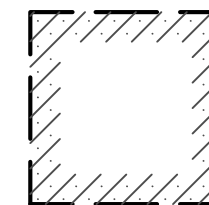
SEGMENT	LENGTH	RADIUS	CHORD	CHORD BEARING	DELTA
C1	25.14'	16.00'	22.63'	S 44°58'07" W	90°00'26"
C2	4.76'	225.00'	4.76'	N 89°22'09" E	1°12'47"
C3	48.79'	225.00'	48.70'	N 82°33'01" E	12°25'28"
C4	64.41'	225.00'	64.19'	S 68°08'14" W	16°24'06"
C5	91.82'	175.00'	90.77'	S 74°58'06" W	30°03'49"
C6	51.46'	225.00'	51.35'	N 83°26'52" E	13°06'16"
C7	51.46'	225.00'	51.35'	N 70°20'37" E	13°06'16"
C8	15.14'	225.00'	15.14'	N 61°51'50" E	3°51'17"
C9	91.75'	175.00'	90.70'	N 74°57'22" E	30°02'21"
C10	25.13'	16.00'	22.63'	S 45°03'42" E	90°00'19"

LINE TABLE

SEGMENT	LENGTH	DIRECTION
E1	50.00'	N 89°58'32" E
E2	50.00'	S 89°58'32" W
E3	50.00'	N 89°58'32" E
E4	50.00'	S 89°58'32" W

Sanctuary Health Network LLC
11/03/2020
Doc. No. 2020OR027960
6.19 Ac. Dd.

50' Access &
Utility Esmt.



Pearl Road, (S.R. 42) 60'



CITY OF BRUNSWICK

MAYOR
RON FALCONI

CITY MANAGER / SAFETY DIRECTOR
CARL S. DEFOREST

COUNCIL
MICHAEL J. ABELLA, JR
ANTHONY P. CAPRETTA
JOSEPH P. DELSANTER
NICHOLAS HANEK
BRANDON LAMBERT
KRISTY PIPER
TIM SMITH

September 2, 2022

Kim and Ryan Harrington
Brownstone Building & Redevelopment
3660 Center Road, Suite #117
Brunswick, OH 44212

RE: Oak Ridge Preserve SPD-7 final plat
834 Pearl Road, Brunswick

Dear Mr. and Mrs. Harrington:

The Brunswick City Planning Commission, at their meeting on September 1, 2022, voted to **recommend approval** to City Council of the Oak Ridge Preserve Special Planning District No. 7 (SPD-7) final plat, 834 Pearl Road, Brunswick, subject to the following:

1. Final plat approval is subject to engineering and City Council approval, pursuant to Sections 1224.04(a)(3) and 1226.04 of the Subdivision Regulations.
2. The first reading on the final plat is scheduled for City Council's meeting on Monday, September 12, 2022. Please contact Laura Timura, Clerk of Council, at (330) 558-6845 regarding the meeting time.

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

Sincerely,



Pamela Plavecski,
Planning & Zoning Coordinator

Enc.

c: Carl DeForest, City Manager/Safety Director
Laura Timura, Clerk of Council
Grant Aungst, Community & Economic Dev. Director
Matt Jones, Consulting City Engineer
Cliff Calaway, Chief Building Official
Travis Crane, TGC Engineering



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>

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. _____

BY:

AN ORDINANCE APPROVING THE FINAL PLAT FOR THE OAK RIDGE PRESERVE SPECIAL PLANNING DISTRICT NO. 7, SUBJECT TO FINAL ENGINEERING APPROVAL AND ANY OTHER CONDITIONS IMPOSED BY COUNCIL.

WHEREAS: On September 1, 2022, the Brunswick City Planning Commission recommended approval to City Council of the Final Plat for the Oak Ridge Preserve SPD-7, subject to final engineering approval.

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

SECTION 1: That the Final Plat for the Oak Ridge Preserve SPD-7, as attached hereto as Exhibit "A", is hereby approved subject to final engineering approval and any other conditions imposed by this Council.

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: _____
Laura E. Timura
Clerk of Council

PROPOSED LEGISLATION



DATE: 9/12/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 74-2022** - An ordinance amending Section 1238.06 of the City of Brunswick Codified Ordinances. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: A text amendment is proposed to allow residential accessory buildings not exceeding 200 sq. ft. and residential fences to be constructed within a riparian setback, subject to certain conditions, and approval by the City Engineer.

PURPOSE AND EXPLANATION: There are many residential properties in the city that have rear yards within the riparian setback. The proposed text amendment will allow residents to construct accessory buildings and fences in their back yard, subject to certain conditions, and subject to engineering approval.

IMPLEMENTATION

SCHEDULE: First reading on September 12, 2022; 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 approval.

**ADDITIONAL
INFORMATION:**

1
CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 74-2022

BY: Mr. Delsanter, Mr. Lambert, Mrs. Piper

AN ORDINANCE AMENDING SECTION 1238.06 OF THE CITY OF
BRUNSWICK CODIFIED ORDINANCES.

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

SECTION 1: That Section 1238.06 of the Codified Ordinances is hereby amended to read as follows:

“1238.06 STRUCTURES AND USES PROHIBITED IN RIPARIAN
ZONES.

Any structure or use not permitted under the Codified Ordinances of the City of Brunswick shall be prohibited in riparian zones. The following structures or uses are specifically prohibited:

- (a) Construction. There shall be no construction of structures, utilities or sewers, land clearing, grading, filling, stockpiling, placement of project related trailers, parking or equipment or tree cutting of any kind except as permitted under this regulation, and except that a residential accessory building or structure may be built within a riparian setback subject to the following:
1. The structure does not exceed two hundred (200) square feet;
 2. Installation of the structure will not necessitate the alteration of the 100-year floodplain as defined by FEMA;
 3. The structure is anchored securely to the ground so that it will not become dislocated in a rain event or flooding incident; and
 4. Any application to build a structure in a riparian setback shall be reviewed and approved by the City Engineer.

(a)(b) ***

- (c) Fences and Walls. There shall be no fences or walls constructed in the riparian zone except as permitted under this regulation, and except that a residential fence may be built within a riparian setback subject to the following:
1. Installation of the fence will not necessitate the alteration of the 100-year floodplain as defined by FEMA;
 2. The fence is designed to allow surface water to flow freely through or underneath in a rain event or flooding incident; and

____ 3. Any application to build a fence in a riparian setback shall be reviewed and approved by the City Engineer.

- (d) ***
(e) ***"

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
Laura Timura

PROPOSED LEGISLATION



DATE: 9/12/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 75-2022** - An ordinance establishing Sections 1242.02(31.1), (88.1) and (88.2) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Section 1242.02(31.1) of the Codified Ordinances of the City of Brunswick is hereby established to create a definition of a "Designated Outdoor Refreshment Area (DORA), which is a specific area in the city where alcoholic beverages may be sold by licensed liquor establishments for outdoor consumption. Additionally, Section 1242.02(88.1) of the Codified Ordinances is hereby established to create a definition of "Vending/dispensing machines." Furthermore, Section 1242.02(88.2) of the Codified Ordinances is hereby established to create a definition of an ATM or similar financial machines.

PURPOSE AND EXPLANATION: The above sections are created to provide definitions and clarification for DORA, vending/dispensing machines, and ATM or similar financial machines.

IMPLEMENTATION SCHEDULE: First reading on September 12, 2022; 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 approval.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 75-2022

BY: Mr. Delsanter, Mr. Lambert, Mrs. Piper

AN ORDINANCE ESTABLISHING SECTIONS 1242.02(31.1), (88.1) AND (88.2) 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(31.1) of the Codified Ordinances is hereby established to read as follows:

“(31.1) Designated Outdoor Refreshment Area (DORA): A specific area in which alcoholic beverages may be sold by licensed liquor establishments for outdoor consumption. The DORA is designed to make it easier to social distance, stroll within the specific outlined district and support local restaurants and bars.”

SECTION 2: That Section 1242.02(88.1) of the Codified Ordinances is hereby established to read as follows:

“(88.1) Vending/dispensing machines: An automated machine that provides items for sale including, but not limited to, snacks, beverages, cigarettes, and lottery tickets, to consumers after cash, a credit card or other form of payment is inserted, swiped or tapped for payment on or into the machine or otherwise made.”

SECTION 3: That Section 1242.02(88.2) of the Codified Ordinances is hereby established to read as follows:

“(88.2) ATM or similar financial machines: An automated machine that provides for the deposit of cash or dispenses items including, but not limited to, cash to consumers after a bank card or credit card is inserted, swiped or tapped for payment on or into the machine or otherwise made.”

SECTION 4: 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
Laura E. Timura

THE CITY OF BRUNSWICK

PROPOSED LEGISLATION



DATE: 9/12/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 76-2022** - An ordinance amending Sections 1242.02(16) and (92) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Section 1242.02(16) is amended to revise the definition of "Business Services". Section 1242.02 (92) is amended to add further conditions to the definition of a "Financial Institution".

PURPOSE AND EXPLANATION: The above text amendments are proposed to provide further clarification regarding the definitions of "Business Services" and "Financial Institutions".

IMPLEMENTATION SCHEDULE: First reading on September 12, 2022; 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 approval.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 76-2022

BY: Mr. Delsanter, Mr. Lambert, Mrs. Piper

AN ORDINANCE AMENDING SECTIONS 1242.02(16) AND (92) 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(16) of the Codified Ordinances is hereby amended to read
as follows:

“(16) Business Services: Commercial establishments primarily engaged in
providing a service on for a fee onr contract basis, ~~such as mailing, building
maintenance, employment services, management and consulting services,
protective services, equipment rental and leasing, and research and testing.~~”

SECTION 2: That Section 1242.02(92) of the Codified Ordinances is hereby amended to read
as follows:

“(92) Financial Institution: A bank organization or holding company of a bank
organization, as defined in Ohio R.C. Chapter 5726, as may be amended from
time to time, subject to the following: (a) no freestanding ATMs or similar
financial machines shall be permitted unless they are an accessory use to an
approved principal financial institution structure located on a single lot; (b) such
freestanding ATM or similar financial machine shall be located within 20 feet of
the approved principal financial institution structure; and (c) such freestanding
ATM or similar financial machine shall be constructed under cover.”

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: _____

Clerk of Council
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/12/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 77-2022** - An ordinance amending Section 1280.12(e) of the Codified Ordinances of the City of Brunswick - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: A text amendment is proposed to Section 1280.12(e) of the Codified Ordinances of the City of Brunswick to require Planning Commission approval of outdoor vending machines and limit the quantity to one per site.

PURPOSE AND EXPLANATION: The proposed text amendment will regulate the number of outdoor vending machines to reduce visual clutter.

IMPLEMENTATION SCHEDULE: First reading on September 12, 2022; 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 approval.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 77-2022

BY: Mr. Delsanter, Mr. Lambert, Mrs. Piper

AN ORDINANCE AMENDING SECTION 1280.12(e) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1280.12(e) of the Codified Ordinances is hereby amended to read as follows:

“(e) Outdoor vending machines, other than newspaper boxes, may not be placed outside without approval of the Planning Commission and, if so approved, shall be shall be located against an exterior building wall, ~~unless otherwise approved by the Planning Commission.~~ There shall be no more than one outdoor vending machine per site.”

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
Laura E. Timura

PROPOSED LEGISLATION



DATE: 9/12/2022

TO: Vice Mayor Nicholas Hanek and Members of City Council

FROM: Carl S. DeForest, City Manager
Grant Aungst

COPY: Mayor Ron Falconi

LEGISLATION: **ORD. NO. 78-2022** - An ordinance establishing Section 1280.12(f) of the Codified Ordinances of the City of Brunswick. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*)

BACKGROUND: Section 1280.12(f) of the Codified Ordinances of the City of Brunswick is established to state that a free-standing ATM or similar shall not be considered a financial institution.

PURPOSE AND EXPLANATION: Section 1280.12(f) is established to clarify that a free-standing ATM or similar is not considered a financial institution in order to prevent a proliferation of these types of machines in the city.

IMPLEMENTATION

SCHEDULE: First reading on September 12, 2022; 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 approval.

**ADDITIONAL
INFORMATION:**

CITY OF BRUNSWICK, OHIO
ORDINANCE NO. 78-2022

BY: Mr. Delsanter, Mr. Lambert, Mrs. Piper

AN ORDINANCE ESTABLISHING SECTION 1280.12(f) OF THE CODIFIED ORDINANCES OF THE CITY OF BRUNSWICK.

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

SECTION 1: That Section 1280.12(f) of the Codified Ordinances is hereby established to read as follows:

“(f) A freestanding ATM or similar financial machine shall not be considered a financial institution.”

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
Laura E. Timura