

Sylvania City Council
February 19, 2013

7:30 p.m. Council Meeting
Agenda

1. Roll call.
2. Pledge of Allegiance to the United States of America led by Mrs. Cappellini.
3. Additions to the agenda.
4. Approval of the minutes of the February 4 meeting.
5. Proposed Resolution No. 1-2013, Reappointing Katie Cappellini to the Board of Trustees of Sylvania Area Joint Recreation District (SAJRD) for calendar year 2013.
6. Proposed Ordinance No. 19-2013, Authorizing an agreement with S. Vitale Pyrotechnic Industries, Inc. for the celebration on July 3, 2013 for a cost of \$28,875.00.
7. Proposed Ordinance No. 20-2103, Revising the Administrative, Departmental, and Divisional Organization of the City and the Codified Ordinances thereof by amending Sylvania Codified Ordinance Section 139.02 to include the position of "Deputy Clerk of Courts".
8. Safe Routes to School:
 - a. Service Director's report on Change Order No.1; and
 - b. proposed Ordinance 21-2013, Authorizing to approve Change Order No. 1 with Midwest Contracting, Inc. for Safe Routes to Schools Project, in the amount of \$35,683.50.
9. Committee reports.
10. Committee referrals.
 - a. Proposed Ordinance 22-2013, Amending Community Reinvestment Area No. 3, designating a housing officer, establishing a Community Reinvestment Housing Council; repealing Resolution No 26-96.
 - b. Proposed Ordinance 23-2013, Amending Community Reinvestment Area No. 8, designating a Housing Officer, establishing a Community Reinvestment Area Housing Council.

- c. Proposed Ordinance 24-2013, Amending Part Eleven – Planning and Zoning Code of the Codified Ordinances of Sylvania, 1979, as amended, by amending Section 1117.07– Accessory Buildings & Uses.
- d. Proposed Ordinance 25-2013, Amending Part Eleven – Planning and Zoning Code of the Sylvania Codified Ordinances to regulate the use of Illuminated Tubing.

Information

- A. January 2013 Bank Statement.
- B. Minutes of the February 13 Sylvania Municipal Planning Commission.
- C. Minutes of the February 13 Sylvania Board of Architectural Review.
- D. Planning Commission’s recommendation for proposed Ordinance No. 2-2013, amending Chapter 1166, Section 1166.03 and Section 1166.07 of the Sylvania Sign Code. (Council set Public Hearing on Sign Code for March 4, 2013, 6:30p.m. at last meeting)
- E. Notice of the March 4, 2013 at 6:30p.m. City Council Public Hearing on Sign Code Amendments.

Minutes of the Meeting of Council
February 4, 2013

The Council of the City of Sylvania, Ohio met in regular session on February 4, 2013 at 7:30 p.m. with Mayor Craig A. Stough in the chair. Roll was called with the following members present: V. Michael Brown, Katie Cappellini, Doug Haynam, Sandy Husman, Mark Luetke, Todd Milner, Mary J. Westphal (7); absent: (0).

Roll call: all present.

Mr. Brown led the Pledge of Allegiance to the United States of America.

Pledge of Alleg.

Mayor Stough stated that Council will now consider agenda item 3.

Mr. Haynam moved, Mrs. Westphal seconded, to approve the agenda as distributed; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Milner, Westphal, (7) yeas; (0) nays. The motion carried.

Approval of the agenda.

Mayor Stough stated that Council will now consider agenda item 4.

Mrs. Westphal presented the January 22 minutes. Mrs. Westphal moved, Mr. Haynam seconded, that since the Mayor, members of Council, and others had been furnished copies of these minutes prior to this meeting, Council dispense with the reading of these minutes at this time, and the journal of the minutes of the regular meeting of January 22, 2013 be approved; roll call vote being: Cappellini, Haynam, Husman, Luetke, Milner, Westphal, Brown, (7) yeas; (0) nays. The motion carried.

Approval of the January 7 minutes.

Mayor Stough stated that Council will now consider agenda item 5.

Chief Rhodus introduced Janelle Johnson, new telecommunicator for the City of Sylvania.

Introduction Janelle Johnson, Telecomm.

Mayor Stough stated that Council will now consider agenda item 6.

The Service Director's report on Change Order No. 1 for the Salt Storage Facility was placed on file. Mrs. Husman presented and read aloud by title only, proposed Ordinance 14-2013, "Authorizing the Mayor and Director of Finance to approve Change Order No. 1 to this City's Agreement with Midwest Contracting, Inc. for the Salt Storage Facility Project which reflects additional work performed on this project; increasing the contract amount by \$6,151.93; appropriating funds therefore; and declaring an emergency." Mrs. Husman moved, Mr. Luetke seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini, (7) yeas; (0) nays. The motion carried.

Ord. 14-2013 "Authorizing CO# 1... Salt Storage Facility.... \$6,151.93."

Minutes of the Meeting of Council
January 22, 2013

Mrs. Husman moved, Mr. Milner seconded, that Ordinance 14-2013 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam, (7) yeas; (0) nays. The motion carried.

Mayor Stough stated that Council will now consider agenda item 7.

The Service Director's report on Change Order No. 2 for the 2MG Elevated Water Tank was placed on file. Mr. Brown presented and read aloud by title only, proposed Ordinance 15-2013, "Authorizing the Mayor and Director of Finance to approve Change Order No. 2 to this City's Agreement with CB&I Constructors, Inc. for the 2MG Elevated Water Tank Project which reflects work to be performed on this project; increasing the contract amount by \$3,243.45; appropriating funds therefore; and declaring an emergency." Mr. Brown moved, Mrs. Westphal seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Ord. 15-2013
"Authorizing
CO# 2....Water
Tank Project...
\$3,243.45."

Mr. Brown moved, Mrs. Westphal seconded, that Ordinance 15-2013 be enacted as an emergency measure as declared therein; roll call vote being: Milner, Westphal, Brown, Cappellini, Haynam, Husman, Luetke, (7) yeas; (0) nays. The motion carried.

Mayor Stough stated that Council will now consider agenda item 8.

The Service Director's report on Construction related Consulting Services for the Maplewood Marketplace was placed on file. Mrs. Husman presented and read aloud by title only, proposed Ordinance 16-2013, "Accepting the proposal of Architecture by Design, Ltd. for Construction related Consulting Services relative to the Maplewood Marketplace Improvement Project; appropriating funds therefore in the amount of \$2,775; and declaring an emergency. Mrs. Husman moved, Mr. Milner seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke, Milner, (7) yeas; (0) nays. The motion carried.

Ord. 16-2013
"Architectural
Consulting...
Maplewood
Marketplace....
\$2,775.00"

Mrs. Husman moved, Mr. Haynam seconded, that Ordinance 16-2013 be enacted as an emergency measure as declared therein; roll call vote being: Westphal, Brown, Cappellini, Haynam, Husman, Luetke, Milner, (7) yeas; (0) nays. The motion carried.

Minutes of the Meeting of Council
January 22, 2013

The Service Director's report on Maplewood Marketplace Improvements-Garage Demolition was placed on file. Mrs. Husman presented and read aloud by title only, proposed Ordinance 17-2013, "Accepting the proposal of PHC, Inc. for Garage Demolition relative to the Maplewood Market Improvement Project; appropriating funds therefore in the amount of \$9,965.00; and declaring an emergency." Mrs. Husman moved, Mr. Haynam seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Brown, Cappellini, Haynam, Husman, Luetke, Milner, Westphal, (7) yeas; (0) nays. The motion carried.

Ord. 17-2013
"Garage Demo...
Maplewood
Marketplace...
PHC, Inc.
....\$9,965.00"

Mrs. Husman moved, Mr. Milner seconded, that Ordinance 17-2013 be enacted as an emergency measure as declared therein; roll call vote being: Cappellini, Haynam, Husman, Luetke, Milner, Westphal, Brown, (7) yeas; (0) nays. The motion carried.

The Service Director's report on the Mitigation Monitoring Services for the River Trail, Phase I project was placed on file. Mr. Luetke presented and read aloud by title only, proposed Ordinance 18-2013, "Authorizing the Mayor and Director of Finance to accept the proposal of Smithgroup JJR to provide Wetland Mitigation Monitoring relative to the River Trail Project; appropriating funds therefore in an amount not to exceed \$3,300; and declaring an emergency." Mr. Luetke moved, Mr. Husman seconded, that Council dispense with the Second and Third Readings of said Ordinance; roll call vote being: Haynam, Husman, Luetke, Milner, Westphal, Brown, Cappellini, (7) yeas; (0) nays. The motion carried.

Ord. 18-2013
"Authorizing
Wetland
Mitigation Svcs-
River Trail....
\$3,300.00"

Mr. Luetke moved, Mr. Milner seconded, that Ordinance 18-2013 be enacted as an emergency measure as declared therein; roll call vote being: Husman, Luetke, Milner, Westphal, Brown, Cappellini, Haynam, (7) yeas; (0) nays. The motion carried.

Mr. Haynam moved, Mr. Milner seconded, to re-appoint Katie Cappellini as the City Council's representative on the Sylvania Area Joint Recreation District Board for a term commencing January 1, 2013; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

K. Cappellini....
re-appoint...
SAJRD Board
commencing
1/1/13...

Minutes of the Meeting of Council
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Mr. Milner moved, Mrs. Westphal seconded, to refer the memo dated 1/30/13 from Kevin Aller, Director of Public Service to James Moan, Director of Law regarding facade lighting to the Zoning and Annexation Committee; roll call vote being: Luetke, Milner, Westphal, Brown, Cappellini, Haynam, Husman, (7) yeas; (0) nays. The motion carried.

Referral to
Zoning & Annex.
....facade
lighting.

Mayor Stough stated that all items on the agenda had been considered.

Mr. Haynam moved, Mrs. Westphal seconded, that this meeting adjourn; all present voting yea (7); (0) nays. The motion carried and the meeting adjourned 8:00 p.m.

Adjournment.

Clerk of Council

Mayor

RESOLUTION NO. 1 - 2013

RE-APPOINTING KATIE CAPPELLINI TO THE BOARD OF TRUSTEES OF SYLVANIA AREA JOINT RECREATION DISTRICT (SAJRD), SHE BEING A MEMBER OF THE COUNCIL OF THIS APPOINTING POLITICAL SUBDIVISION, FOR THE FULL CALENDAR YEAR OF 2013; AND DECLARING AN EMERGENCY.

WHEREAS, Sylvania City Council appoints a member to the Board of Trustees of the Sylvania Area Joint Recreation District each year; and,

WHEREAS, the City of Sylvania should appoint a member of its Council to the Board of Trustees of the Sylvania Area Joint Recreation District for the 2013 calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Katie Cappellini, a member of the Council of this appointing political subdivision, is hereby re-appointed to the Board of Trustees of Sylvania Area Joint Recreation District for the calendar year 2013.

SECTION 2. That the Clerk of Council be, and she hereby is, directed to certify a copy of this Resolution to Sylvania Area Joint Recreation District.

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

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Resolution in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the reason that the re-appointment to the SAJRD Board of Trustees of a member of this appointing political subdivision should be made immediately so that the appointed Councilperson will be duly authorized for the full calendar year of 2013. Provided this

Resolution receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Passed, _____, 2013, as an emergency measure.

President of Council

ATTEST:

Clerk of Council

APPROVED:

Mayor

Date

APPROVED AS TO FORM:

Director of Law

ORDINANCE NO. 19- 2013

AUTHORIZING AN AGREEMENT WITH S. VITALE PYROTECHNIC INDUSTRIES, INC. d/b/a PYROTECNICO FOR THE INDEPENDENCE DAY CELEBRATION ON JULY 3, 2013 AT CENTENNIAL TERRACE AND QUARRY; AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO SIGN AN AGREEMENT FOR THE FIREWORKS DISPLAY WHICH WILL COST TWENTY-EIGHT THOUSAND EIGHT HUNDRED SEVENTY-FIVE DOLLARS (\$28,875); AUTHORIZING A 50% DEPOSIT PAYMENT UPON THE SIGNING OF THE AGREEMENT WHICH WILL BE SHARED BY THE CITY, SYLVANIA TOWNSHIP, COCA-COLA CORPORATION, THE SYLVANIA AREA JOINT RECREATION DISTRICT AND AREA BUSINESSES; AND DECLARING AN EMERGENCY.

WHEREAS, S. Vitale Pyrotechnic Industries, Inc. d/b/a Pyrotecnico presented to the Mayor and Director of Finance a contract providing for the furnishing, delivering, and display of fireworks for the Sylvania Community on July 3, 2013, for the sum of Twenty-Eight Thousand Eight Hundred Seventy-Five Dollars (\$28,875), as set forth in said agreement, a copy of which agreement is now on file with the Clerk of this Council; and,

WHEREAS, the total display will cost Twenty-Eight Thousand Eight Hundred Seventy-Five Dollars (\$28,875.00) with the City of Sylvania, Sylvania Township, Coca-Cola Corporation, the Sylvania Area Joint Recreation District and other area businesses all contributing to the cost of the fireworks display.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That the Mayor and Director of Finance be, and they hereby are, authorized and directed to enter into an agreement with S. Vitale Pyrotechnic Industries, Inc. d/b/a Pyrotecnico in the form and substance of the agreement now on file with the Clerk of this Council providing that S. Vitale Pyrotechnic Industries, Inc. d/b/a Pyrotecnico will provide a fireworks display on July 3, 2013, for a payment by the City to S. Vitale Pyrotechnic Industries, Inc. d/b/a Pyrotecnico of Twenty-Eight Thousand Eight Hundred Seventy-Five Dollars (\$28,875.00) with the City making a 50% deposit payment.

SECTION 2. That to provide funds for said fireworks, there is hereby appropriated from the **SPECIAL PROJECTS FUND** from funds therein not heretofore appropriated to **Account No. 110-7320-51294 - Community Programs**, the total sum of Twenty-Eight Thousand Eight Hundred Seventy-Five Dollars (\$28,875.00) - it being understood that the City of Sylvania shall receive contributions from Sylvania Township, the Sylvania Area Joint Recreation District, the Coca-Cola Corporation and other area businesses to apply to the total contract price and when received will be credited to said Account.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the contract should be authorized forthwith so as to assure the City of the Independence Day fireworks display scheduled for July 3, 2013. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2013 as an emergency measure.

President of Council

ATTEST:

Clerk of Council

APPROVED:

APPROVED AS TO FORM:

Mayor

Director of Law

Date

ORDINANCE NO. 20 -2013

REVISING THE ADMINISTRATIVE, DEPARTMENTAL AND DIVISIONAL ORGANIZATION OF THE CITY AND THE CODIFIED ORDINANCES THEREOF BY AMENDING SYLVANIA CODIFIED ORDINANCE SECTION 139.02 TO INCLUDE THE POSITION OF "DEPUTY CLERK OF COURT"; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 10-2013, passed January 22, 2013, amending Section 139.02(a) to more accurately reflect City of Sylvania employee titles and grades; and,

WHEREAS, the Director of Finance has recommended that the Deputy Clerk of Court position be added as set forth on the attached "Exhibit A."

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Section 139.02 of the Codified Ordinances of Sylvania, 1979, as amended, be and it is, hereby further amended to read as set forth on the attached "Exhibit A" effective retroactively on and after January 1, 2013.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the amendment to this Chapter should be provided for immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by this Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2013, as an emergency measure.

President of Council

ATTEST:

Clerk of Council

APPROVED:

Mayor

Date

APPROVED AS TO FORM:

Director of Law

139.02 CONTENT AND COVERAGE OF THE COMPENSATION PLAN.

(a) Classes in the Plan. The Classification Plan shall consist of the classes listed in this section, with such changes from time to time as may be recommended by the Treasurer and approved by Council. All positions in each class shall be compensated in accordance with the class grade for each class as shown in this section and at the rates of pay for each class grade as set forth in Section 139.03. The salary rates as established for each class grade shall be the compensation for work of salaried employees on a normal full-time schedule not to exceed the number of hours per week shown in this section for the respective groups of classes. (Ord. 30-2006. Passed 4-3-06.)

LIST OF OCCUPATIONAL TITLES

<u>CLASS CODE</u>	<u>CLASS GRADE</u>	<u>CLASS TITLE</u>
100	Clerical, Administrative and Fiscal Group (40H/W)	
	*	*
107	8	Deputy Clerk of Courts
	*	*

(Ord. ____-2013. Passed ____-2013.)

8a



DEPARTMENT OF PUBLIC SERVICE

KEVIN G. ALLER, PE DIRECTOR

February 14, 2013

To: The Mayor and Members of Sylvania City Council

Re: **Safe Routes to Schools**

Dear Mr. Mayor and Council Members:

Attached please find Change Order No. 1 for the above-mentioned project. This change order reflects additional materials and work performed on this project and results in a net increase of \$35,683.50 to the contract.

This increase was due to a change in ODOT requirements for the type of ADA compliant materials used for sidewalk ramps. We were required to change the material used, which in turn required additional concrete removal and replacement as well as additional restoration work.

Please be reminded that \$202,465 in ODOT funds are being used towards this project.

We would recommend that Change Order No. 1 for Midwest Contracting, Inc. in the amount of a net addition to the contract of \$35,683.50 be approved.

Sincerely,

Kevin G. Aller, P.E.
Director of Public Service
KGA/dsw
Encl.

CITY OF SYLVANIA, OHIO

CHANGE ORDER No. 1

Project Ordinance No.: 47-12 Purchase Order No. 45835

Contract: Safe Routes to Schools

Date: _____

Description of Change:

Paver Deletion / Truncated Dome Addition: \$ 3,320.00

Additional Concrete Removal and Replace: \$28,799.50
Insufficient slopes, dome placement, et...

Additional Restoration Items: \$ 3,564.00

TOTAL CHANGE ORDER: \$35,683.50

RECOMMENDED FOR APPROVAL BY: Kevin G. Aller, P.E. _____ Date
Public Service Director

Original Contract Amt	\$ 212,662	20	REVIEWED BY: _____ <i>Name of Engineer</i>
Previous Changes (+ or --)			DATE: _____ <i>Engineers Signature</i>
This Change (+ or --)	\$ 35,683	50	SUBMITTED BY: <u>Midwest Contracting, Inc.</u> <i>Name of Contractor</i>
Adjusted Contract Amt	\$ 248,345	70	DATE: _____ <i>Contractor's Signature</i>

City of Sylvania, Ohio

The above proposal is hereby approved.

The above proposal is hereby approved.

Craig A. Stough, Mayor _____ Date Toby Schroyer, Finance Director _____ Date

8b.

ORDINANCE NO. 21 -2013

AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO APPROVE CHANGE ORDER NO. 1 TO THIS CITY'S AGREEMENT WITH MIDWEST CONTRACTING, INC. FOR THE SAFE ROUTES TO SCHOOLS PROJECT WHICH REFLECTS ADDITIONAL MATERIALS USED AND ADDITIONAL WORK PERFORMED ON THIS PROJECT; INCREASING THE CONTRACT AMOUNT BY \$35,683.50; APPROPRIATING FUNDS THEREFORE; AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 40-2011, passed May 16, 2011, accepted the proposal of DGL Consulting Engineers, LLC to prepare construction documents and signal warrants for the Safe Routes to School Project and appropriated \$24,915 for said documents; and,

WHEREAS, Ordinance No. 47-2012, passed August 20, 2012, accepted the bid of Midwest Contracting, Inc. for the Safe Routes to Schools Project, which bid was in the amount of Two Hundred Twelve Thousand Six Hundred Twenty-Two and 20/100 Dollars (\$212,622.20); and,

WHEREAS, the Director of Public Service, by report dated February 14, 2013, has recommended the acceptance of Change Order No. 1 of Midwest Contracting, Inc. for said Safe Routes to Schools Project to reflect additional materials used and additional work performed on this project; and,

WHEREAS, the additional work and materials were due to a change in the Ohio Department of Transportation's requirements for the type of ADA-compliant materials for sidewalk ramps which made additional concrete removal, replacement and restoration work necessary; and,

WHEREAS, the additional work performed and materials used resulted in a net increase to the contract in the amount of Thirty-Five Thousand Six Hundred Eighty-Three and 50/100

Dollars (\$35,683.50), for a total contract amount of \$248,305.70, with \$202,465 being ODOT funds.

NOW THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That said change order increasing the contract amount by the sum of Thirty-Five Thousand Six Hundred Eighty-Three and 50/100 Dollars (\$35,683.50), authorized to be appropriated be, and the same hereby is, approved, and the Mayor and the Director of Finance be, and they hereby are, authorized to sign said change order on behalf of this City, thereby indicating such approval and changing the total contract amount.

SECTION 2. That, to provide funds for said change order for improvements, there is hereby appropriated from the **CAPITAL IMPROVEMENT FUND** from funds therein not heretofore appropriated to **Account No. 401-7110-53575 - McCord School Travel Plan**, the sum of Thirty-Five Thousand Six Hundred Eighty-Three and 50/100 Dollars (\$35,683.50).

SECTION 3. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the adjustments in the contract for said additional improvements should be approved immediately so as not to delay the project completion. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2013, as an emergency measure.

ATTEST:

President of Council
APPROVED AS TO FORM:

Clerk of Council
APPROVED:

Director of Law

Mayor

Date

ORDINANCE NO. 22 -2013**AMENDING COMMUNITY REINVESTMENT AREA NO. 3,
DESIGNATING A HOUSING OFFICER, ESTABLISHING A
COMMUNITY REINVESTMENT AREA HOUSING COUNCIL;
REPEALING RESOLUTION NO. 26-96; AND DECLARING AN
EMERGENCY.**

WHEREAS, Ordinance No. 41-92, passed November 2, 1992, established and described the boundaries of a Community Reinvestment Area to be known as Community Reinvestment Area Number 3; and,

WHEREAS, Resolution No. 25-96, passed July 1, 1996, directed the Housing Officer of Community Reinvestment Area Number 3 not to accept any new applications for exemptions for this Community Reinvestment Area; and,

WHEREAS, the Economic Development Subcommittee met on May 24, 2012, June 11, 2012, and July 10, 2012 to review the City's Community Reinvestment Areas; and,

WHEREAS, subsequent to these meetings, the Economic Development Subcommittee recommended that the boundaries of Community Reinvestment Area No. 3 be amended to include residential properties in Clark's Subdivision as shown on the attached "Exhibit A" which include housing facilities or structures of historical significance are located and new housing construction is discouraged; and,

WHEREAS, including the additional properties within the boundaries of Community Reinvestment Area will serve to encourage economic stability, maintain real property values, promote the public health, safety and general welfare, and generate new employment opportunities; and,

WHEREAS, a survey of the housing within the City of Sylvania has been performed; and,

WHEREAS, the Council of the City of Sylvania has deemed it necessary to amend the boundaries of the Community Reinvestment Area to include such areas as permitted in Sections

3735.65 to 3735.70 of the Ohio Revised Code.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Community Reinvestment Area No. 3 is hereby amended as described in detail on the attached "Exhibit A" which is incorporated herein by reference.

SECTION 2. That Resolution No. 25-96 is hereby repealed and the owner of any real property located in said Community Reinvestment Area Number 3 may file an application with the Housing Officer for an exemption from real property taxation for a new structure or remodeling completed after the effective date of this ordinance.

SECTION 3. That said Community Reinvestment Area No. 3 is one in which housing facilities or structures of historical significance are located and new housing and repair of existing facilities or structures are discouraged.

SECTION 4. That within the above-described Community Reinvestment Area tax exemptions for improvements to real property as described in Ohio Revised Code Section 3735.67 will be granted. For the construction of every dwelling, or commercial or industrial structure located in said area as provided in Ohio Revised Code Section 3735.67(C), an exemption will be granted for up to fifteen years.

SECTION 5. That Council hereby designated the Mayor as Housing Officer for the City of Sylvania.

SECTION 6. That there is hereby established a Community Reinvestment Area Housing Council for Community Reinvestment Area No. 3. The Mayor is to appoint two (2) members, the Council is to appoint two (2) members, and the Planning Commission is to appoint one (1) member. The majority of the foregoing members are to appoint two (2) additional members who shall be residents within the Area. The terms shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

SECTION 7. That the construction of new structures and the remodeling of existing structures within said Reinvestment Area are hereby declared to be a public purpose for which exemptions from real property taxation are granted for the following periods:

- A. For remodeling or construction of new dwellings containing not more than two family units and upon which cost of remodeling is Three Thousand Dollars (\$3,000.00), a period of not more than twelve (12) years. However, school reimbursement shall be required for any abatement granted of six years or more. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.
- B. For remodeling or construction of new dwellings containing more than two family units and upon which cost of remodeling is Ten Thousand Dollars (\$10,000.00), a period of not more than fifteen (15) years. However, school reimbursement shall be required for any abatement granted of six years or more. These abatements will be finalized in detail by Agreement entered into

between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.

- C. For remodeling or construction of new commercial structures, a period of not more than ten (10) years. However, school reimbursement shall commence in Year Seven (7) of the abatement. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.
- D. For remodeling or construction of new mixed use structures, a period of not more than fifteen (15) years. However, school reimbursement shall commence in Year Seven (7) of the abatement. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.

SECTION 8. That the Clerk is hereby directed to publish this ordinance in a newspaper of general circulation in the municipal corporation once a week for two consecutive weeks immediately following its adoption.

SECTION 9. That the Clerk is hereby directed to forward a copy of this Ordinance to the Lucas County Auditor and the Ohio Department of Development for information purposes.

SECTION 10. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage 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 11. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Sections 11(c) and 12, of the Charter of this City.

SECTION 12. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the amendments to the boundaries of Community Reinvestment Area will serve to encourage economic stability, maintain real property values, promote the public health, safety and general welfare, and generate new employment opportunities and therefore should be effective immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2013, as an emergency issue.

President of Council

ATTEST:

Clerk of Council

APPROVED:

Mayor

Date

APPROVED AS TO FORM:

Director of Law

EXHIBIT "A"

Description of the Boundaries of Community Reinvestment Area #3

Situated in the State of Ohio, County of Lucas, City of Sylvania, Southwest $\frac{1}{4}$ of Section 10, Town 9 South, Range 6 East, and being a parcel of land as shown in Exhibit "B" and being more particularly bounded and described as follows:

Beginning at the intersection of the northeasterly railroad right-of-way line of a parcel of land owned by the *Pennsylvania Lines LLC*, also being Lucas County Auditor's Tax Parcel 82-99015, with the southerly property line of a parcel of land owned by *Nour of Ohio, LLC* as recorded in Instrument Number 20060825-0057162, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-04121;

Thence in a northwesterly direction on the said northeasterly railroad right-of-way line to the northerly property line of a parcel of land owned by *Rathbun Properties LLC, III*, as recorded in Microfiche Number 03-164C04, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-04131;

Thence in a northeasterly direction on the said northerly property line to the centerline of right-of-way of South Main Street;

Thence in a northwesterly direction on the said centerline of right-of-way of South Main Street to the centerline of right-of-way of Ravine Drive;

Thence in an easterly direction on the said centerline of right-of-way of Ravine Drive to the westerly property line of a parcel of land owned by *Leonard Paul Blair, Bishop of the Roman Catholic Diocese of Toledo in America*, as recorded in Instrument Number 20040420-0030249, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-04041;

Thence in a southerly direction on the said westerly property line to the southerly property line of the said parcel;

Thence in an easterly direction on the said southerly property line to the east line of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 10;

Thence in a southerly direction on the said east line of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 10, and continuing on the east line of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 10 to the centerline of right-of-way of South Main Street;

Thence in a southeasterly direction on the said centerline of right-of-way of South Main Street to the centerline of right-of-way of Brint Road, also being the south line of the Southwest $\frac{1}{4}$ of Section 10;

Thence in a westerly direction on the said centerline of right-of-way of Brint Road and the south line of the Southwest $\frac{1}{4}$ of Section 10 to the extended intersection of the westerly line of Lot 24 of Clark's Subdivision as recorded in Plat Book Volume 3, Page 43, Lucas County Recorder's Office, also being the westerly property line of a parcel of land owned by *Richard C. Guyton*, as recorded in Microfiche 86 542B10, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-06762;

Thence in a northerly direction on the said westerly line of Lot 24, and continuing on the westerly line of Lot 18 of Sommers Place as recorded in Plat Book Volume 41, Page 85, Lucas County Recorder's Office, to the southeasterly right-of-way line of High Street, said westerly line of Lot 18 also being the westerly property line of a parcel of land owned by *Dianne Paul and Gregory Paul*, as recorded in Instrument Number 20091026-0049440, Lucas County Recorder's Office, said parcel also being Lucas County Auditor's Tax Parcel 82-09567;

Thence southwesterly on the said southeasterly right-of-way of High Street to the westerly line of the Southwest $\frac{1}{4}$ of Section 10;

Thence northerly on the said westerly line of the Southwest $\frac{1}{4}$ of Section 10 to the centerline of right-of-way of Convent Boulevard;

Thence easterly on the said centerline of right-of-way of Convent Boulevard to the centerline of right-of-way of South Main Street;

Thence northwesterly on the said centerline of right-of-way of South Main Street to the said southerly property line of a parcel of land being owned by *Nour of Ohio, LLC* as recorded in Instrument Number 20060825-0057162, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-04121;

Thence southwesterly on the said southerly property line to the point of beginning.

ORDINANCE NO. 23 -2013

**AMENDING COMMUNITY REINVESTMENT AREA NO. 8,
DESIGNATING A HOUSING OFFICER, ESTABLISHING A
COMMUNITY REINVESTMENT AREA HOUSING COUNCIL; AND
DECLARING AN EMERGENCY.**

WHEREAS, Ordinance No. 20-94, passed June 20, 1994, established and described the boundaries of a Community Reinvestment Area to be known as Community Reinvestment Area Number 8; and,

WHEREAS, the Economic Development Subcommittee met on May 24, 2012, June 11, 2012, and July 10, 2012 to review the City's Community Reinvestment Areas; and,

WHEREAS, subsequent to these meetings, the Economic Development Subcommittee recommended that the boundaries of Community Reinvestment Area No. 8 be amended to include the west side of North Main Street from River Centre Clinic to St. Joseph Catholic Church and from the parking lot across from St. Joseph Catholic Church to 5470 Main Street as shown on the attached "Exhibit A" which include housing facilities or structures of historical significance are located and new housing construction is discouraged; and,

WHEREAS, including the additional properties within the boundaries of Community Reinvestment Area will serve to encourage economic stability, maintain real property values, promote the public health, safety and general welfare, and generate new employment opportunities; and,

WHEREAS, a survey of the housing within the City of Sylvania has been performed; and,

WHEREAS, the Council of the City of Sylvania has deemed it necessary to amend the boundaries of the Community Reinvestment Area to include such areas as permitted in Sections 3735.65 to 3735.70 of the Ohio Revised Code.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Sylvania, Lucas

County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Community Reinvestment Area No. 8 is hereby amended as described in detail on the attached "Exhibit A" which is incorporated herein by reference.

SECTION 2. That said Community Reinvestment Area No. 8 is one in which housing facilities or structures of historical significance are located and new housing and repair of existing facilities or structures are discouraged.

SECTION 3. That within the above-described Community Reinvestment Area tax exemptions for improvements to real property as described in Ohio Revised Code Section 3735.67 will be granted. For the construction of every dwelling, or commercial or industrial structure located in said area as provided in Ohio Revised Code Section 3735.67(C), an exemption will be granted for up to fifteen years as set forth below. Additionally, any qualifying project under construction in the Community Reinvestment Area as of the date of passage of this Ordinance shall be subject to the exemption terms contained herein.

SECTION 4. That Council hereby designated the Mayor as Housing Officer for the City of Sylvania.

SECTION 5. That there is hereby established a Community Reinvestment Area Housing Council for Community Reinvestment Area No. 8. The Mayor is to appoint two (2) members, the Council is to appoint two (2) members, and the Planning Commission is to appoint one (1) member. The majority of the foregoing members are to appoint two (2) additional members who shall be residents within the Area. The terms shall be for three years. An unexpired term resulting from a vacancy in the Council shall be filled in the same manner as the initial appointment was made.

SECTION 6. That the construction of new structures and the remodeling of existing structures within said Reinvestment Area are hereby declared to be a public purpose for which exemptions from real property taxation are granted for the following periods:

- A. For remodeling or construction of new dwellings containing not more than two family units and upon which cost of remodeling is Three Thousand Dollars (\$3,000.00), a period of not more than twelve (12) years. However, school reimbursement shall be required for any abatement granted of six years or more. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.
- B. For remodeling or construction of new dwellings containing more than two family units and upon which cost of remodeling is Ten Thousand Dollars (\$10,000.00), a period of not more than fifteen (15) years. However, school reimbursement shall be required for any abatement granted of six years or more. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.

- C. For remodeling or construction of new commercial structures, a period of not more than ten (10) years. However, school reimbursement shall commence in Year Seven (7) of the abatement. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.
- D. For remodeling or construction of new mixed use structures, a period of not more than fifteen (15) years. However, school reimbursement shall commence in Year Seven (7) of the abatement. These abatements will be finalized in detail by Agreement entered into between the City of Sylvania and the property owner and will be subject to approval by Sylvania City Council.

SECTION 7. That the Clerk is hereby directed to publish this ordinance in a newspaper of general circulation in the municipal corporation once a week for two consecutive weeks immediately following its adoption.

SECTION 8. That the Clerk is hereby directed to forward a copy of this Ordinance to the Lucas County Auditor and the Ohio Department of Development for information purposes.

SECTION 9. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage 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 10. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Sections 11(c) and 12, of the Charter of this City.

SECTION 11. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that the amendments to the boundaries of Community Reinvestment Area will serve to encourage economic stability, maintain real property values, promote the public health, safety and general welfare, and generate new employment opportunities and therefore should be effective immediately. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2013, as an emergency issue.

President of Council

ATTEST:

Clerk of Council

APPROVED:

APPROVED AS TO FORM:

Mayor

Director of Law

Date

EXHIBIT "A"

Description of the Boundaries of Community Reinvestment Area #8

Situated in the State of Ohio, County of Lucas, City of Sylvania, Northeast ¼ of Section 9 and North ½ of Section 10, Town 9 South, Range 6 East, and being a parcel of land as shown in Exhibit "B" and being more particularly bounded and described as follows:

Beginning at the intersection of the centerline of Ten Mile Creek with the centerline of right-of-way of Silica Drive;

Thence in a northerly direction on the said centerline of right-of-way of Silica Drive, and continuing northerly on the centerline of right-of-way of Judi Young Lane to the centerline of right-of-way of Maplewood Avenue;

Thence in a southeasterly and easterly direction on the said centerline of right-of-way of Maplewood Avenue to the centerline of railroad right-of-way of the Pennsylvania Lines LLC;

Thence in a northerly direction on the said centerline of railroad right-of-way of the Pennsylvania Lines LLC to the centerline of right-of-way of Erie Street;

Thence in an easterly direction on the said centerline of right-of-way of Erie Street to the intersection of the extended centerline of right-of-way of Erie Street with a line drawn 600' easterly of, and parallel to, the centerline of right-of-way of Summit Street;

Thence in a southerly direction on the said line drawn 600' easterly of, and parallel to, the centerline of right-of-way of Summit Street to the intersection of a line drawn 450' northerly of, and parallel to, the centerline of right-of-way of Monroe Street;

Thence in an easterly direction on the said line drawn 450' northerly of, and parallel to, the centerline of right-of-way of Monroe Street to the west line of Haverford Subdivision as recorded in Plat Book Volume 31, Pages 37 and 38, Lucas County Recorder's Office;

Thence in a northerly direction on the said west line of Haverford Subdivision to the north property line of Lot 87 of Haverford Subdivision;

Thence in an easterly direction on the said north property line of Lot 87 of Haverford Subdivision to the intersection of the extended north property line of Lot 87 with the centerline of right-of-way of Glasgow Road;

Thence in a northerly direction on the said centerline of right-of-way of Glasgow Road to the centerline of right-of-way of Glenmore Road;

Thence in a northeasterly direction on the said centerline of right-of-way of Glenmore Road to the westerly Limited Access right-of-way line of US 23;

Thence in a southerly direction on the said westerly Limited Access right-of-way line of US 23 to the centerline of right-of-way of Monroe Street;

Thence in a westerly direction on the said centerline of right-of-way of Monroe Street to the westerly Limited Access right-of-way line of US 23;

Thence in a southerly and southeasterly direction on the said westerly Limited Access right-of-way line of US 23 to the centerline of Ten Mile Creek;

Thence in a northwesterly and westerly direction on the said centerline of Ten Mile Creek to the east line of Lot 212 in Block 34 of the Plat of Sylvania (now vacated) as recorded in Plat Book Volume 2B, Page 103, Lucas County Recorder's Office;

Thence in a southerly direction on the said east line of said Lot 212 in Block 34 of the Plat of Sylvania (now vacated) to the south line of said Lot 212 in Block 34 of the Plat of Sylvania (now vacated);

Thence in a westerly direction on the said south line of said Lot 212 in Block 34 of the Plat of Sylvania (now vacated) to the easterly right-of-way line of South Main Street;

Thence in a southerly direction on the said easterly right-of-way line of South Main Street to a line 66' southerly of, and parallel to, the north line of Lot 213 in Block 34 of the Plat of Sylvania (now vacated);

Thence in an easterly direction on the said line 66' southerly of, and parallel to, the north line of Lot 213 in Block 34 of the Plat of Sylvania (now vacated) to east line of Lot 213 in Block 34 of the Plat of Sylvania (now vacated);

Thence in a southerly direction on the said east line of Lot 213 in Block 34 of the Plat of Sylvania (now vacated) to the south line of Lot 215 in Block 34 of the Plat of Sylvania (now vacated);

Thence in a westerly direction on the said south line of Lot 215 in Block 34 of the Plat of Sylvania (now vacated) to the intersection of the extended south line of said Lot 215 with the westerly right-of-way line of South Main Street;

Thence in a southerly direction on the said westerly right-of-way line of South Main Street to the northerly property line of a parcel of land owned by *Leonard Paul Blair, Bishop of the Roman Catholic Diocese of Toledo in America*, as recorded in Instrument Number 20040420-0030249, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-03795;

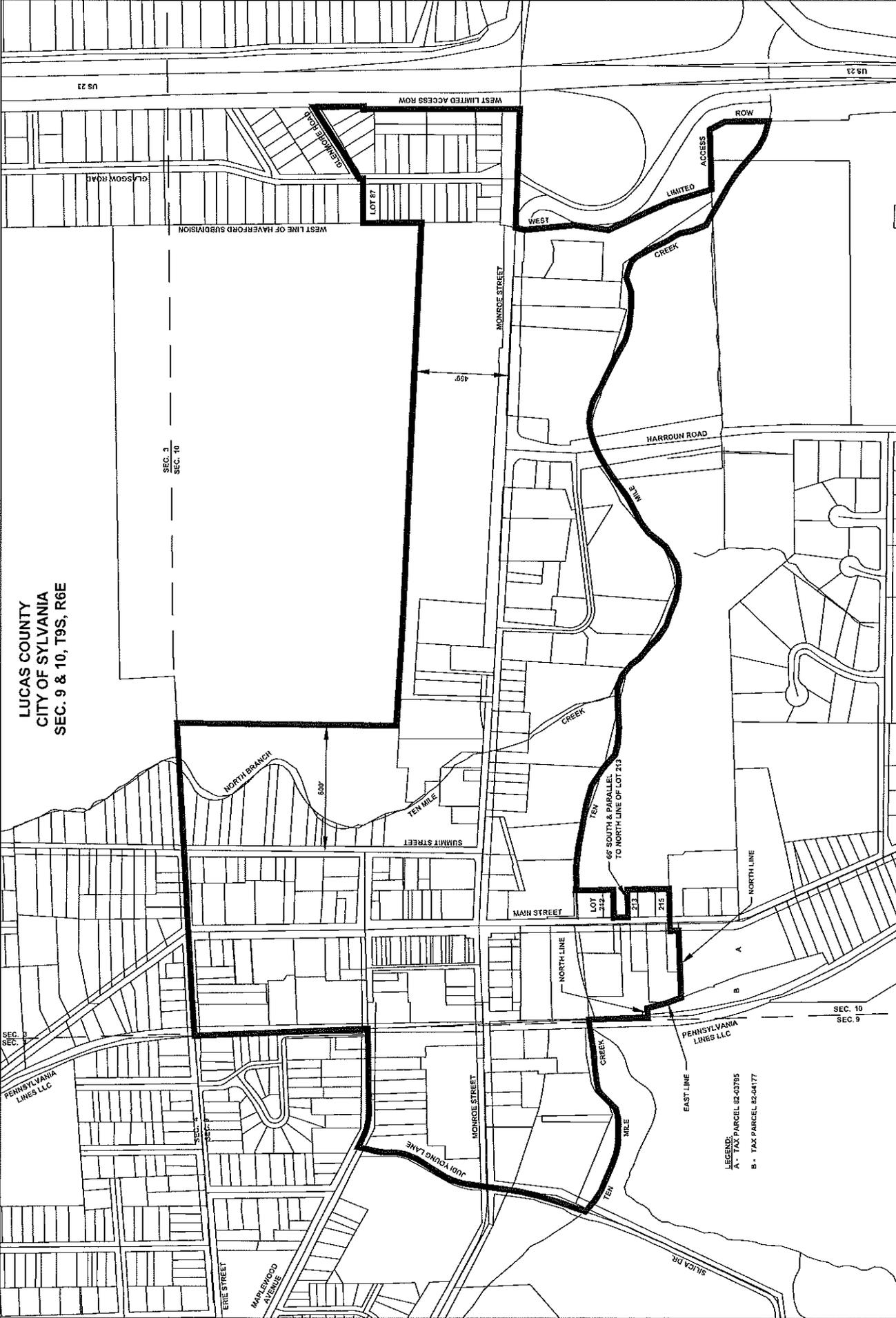
Thence in a westerly direction on the said northerly property line to the easterly property line of a parcel of land owned by *Leonard Paul Blair, Bishop of the Roman Catholic Diocese of Toledo in America*, as recorded in Instrument Number 20040420-0030249, Lucas County Recorder's Office, also being Lucas County Auditor's Tax Parcel 82-04177;

Thence in a northerly direction on the said easterly property line to the northerly property line of the said parcel;

Thence in a westerly direction on the said northerly property line to the centerline of railroad right-of-way of the Pennsylvania Lines LLC;

Thence in a northerly direction on the said centerline of railroad right-of-way to the centerline of Ten Mile Creek;

Thence westerly on the said centerline of Ten Mile Creek to the point of beginning.



LUCAS COUNTY
CITY OF PENNSYLVANIA
SEC. 9 & 10, T9S, R6E

DEPARTMENT OF PUBLIC SERVICE

LOCATION MAP
COMMUNITY REINVESTMENT AREA #8

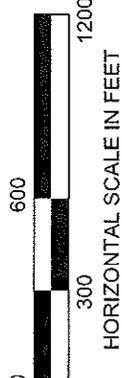
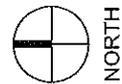


EXHIBIT: B
DRAWN BY: JES
DATE: 12/17/2012

10d.

ORDINANCE NO. 25-2013

AMENDING PART ELEVEN – PLANNING AND ZONING CODE OF THE SYLVANIA CODIFIED ORDINANCES TO REGULATE THE USE OF ILLUMINATED TUBING; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Sylvania, Lucas County, Ohio, _____ members elected thereto concurring:

SECTION 1. That Section 1117.10 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit A.”

SECTION 2. That Section 1119.10 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit B.”

SECTION 3. That Section 1121.10 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit C.”

SECTION 4. That Section 1123.10 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit D.”

SECTION 5. That Section 1125.17 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit E.”

SECTION 6. That Section 1127.17 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit F.”

SECTION 7. That Section 1131.11 of the Codified Ordinances of Sylvania, 1979, be, and the same hereby is, added to read as set forth on “Exhibit G.”

SECTION 8. That Section 1133.13 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit H.”

SECTION 9. That Section 1135.11 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit I.”

SECTION 10. That Section 1137.10 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit J.”

SECTION 11. That Section 1139.13 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit K.”

SECTION 12. That Section 1141.07 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit L.”

SECTION 13. That Section 1145.08 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on “Exhibit M.”

SECTION 14. That Section 1147.08 of the Codified Ordinances of Sylvania, 1979, be and the same hereby is, added to read as set forth on "Exhibit N."

SECTION 15. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 16. That the Clerk of Council is hereby directed to post a copy of this Ordinance in the Office of the Clerk of Council in the Municipal Building pursuant to ARTICLE III, Section 12, of the Charter of this City.

SECTION 17. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, property and welfare and for the further reason that this ordinance must be immediately effective to make necessary changes to the Codified Ordinances. Provided this Ordinance receives the affirmative vote of five (5) or more members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force thirty (30) days after it is approved by the Mayor or as otherwise provided by the Charter.

Vote dispensing with the second and third readings: Yeas _____ Nays _____

Passed, _____, 2013, as an emergency measure.

President of Council

ATTEST:

APPROVED AS TO FORM:

Clerk of Council

Director of Law

APPROVED:

Mayor

Date

1117.10 FAÇADE LIGHTING.

Illuminated tubing is not permitted in R-1 Single Family Residential Large Lot District.

(Ord. ____-2013. Passed _____-2013.)

“Exhibit A”

1119.10 FAÇADE LIGHTING.

Illuminated tubing is not permitted in R-1-A Two Family Residential Large Lot District.

(Ord. ____-2013. Passed _____-2013.)

“Exhibit B”

1121.10 FAÇADE LIGHTING.

Illuminated tubing is not permitted in R-2 Single Family Residential Small Lot District.

(Ord. ____-2013. Passed _____-2013.)

“Exhibit C”

1123.10 FAÇADE LIGHTING.

Illuminated tubing is not permitted in R-2-A Two-Family Residential Small Lot District.

(Ord. ____-2013. Passed _____-2013.)

“Exhibit D”

1125.17 FAÇADE LIGHTING.

Illuminated tubing is not permitted in R-3 Multiple Dwelling Medium Density District.

(Ord. ____-2013. Passed _____-2013.)

“Exhibit E”

1127.17 FAÇADE LIGHTING.

 Illuminated tubing is not permitted in Multiple Dwelling Medium High Density District.

(Ord. ____-2013. Passed _____-2013.)

“Exhibit F”

1131.11 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in B-1 Limited Business and Office District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit G”

1133.13 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in P-R-O Professional, Research and Office District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit H”

1135.11 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in B-1-B Modified Business and Office District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit I”

1137.10 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in B-2 General Business District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit J”

1139.13 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in B-3 Central Business District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit K”

1141.07 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in B-4 Shopping Center District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit L”

1145.08 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in M-1 Light Industrial District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit M”

1147.08 FAÇADE LIGHTING.

Illuminated tubing shall be permitted in M-2 Heavy Industrial District. Provided, however, that such illuminated tubing shall not be permitted on a façade that faces a residential zoning classification

(Ord. ____-2013. Passed _____-2013.)

“Exhibit N”

Sylvania Municipal Planning Commission

Minutes of the regular meeting of February 13, 2013. Mr. Lindsley called the meeting to order.

Item 1 - Members present: Read Backus, Ken Marciniak, Thomas Lindsley, Mayor Craig Stough, (4) present. Mr. Robert Oberly and Mr. Kevin Aller present.

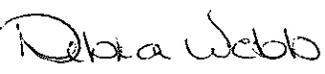
Item 3 - Site Plan Review requested by Vetter Design Group for Sylvania Township to demolish the existing Fire Station Building No. 1 and construct a new Fire Station Building No. 1 at 6635 Monroe Street, Sylvania, OH 43560. Chief Kowalski gave a presentation of the new Fire Station Building and displayed pictures and a site plan of the new Fire Station Building. The new Fire Station Building will be an approximately 8900 sq. ft. two story building. The building will be larger than the existing building and have sleeping quarters upstairs and will be able to accommodate 10 firemen; it will have 1 stairwell and an elevator and it will be ADA Compliant. There will also be a pole installed for the firemen's use. The new building will be slightly west of the existing building. The parking lot will be smaller than the existing lot and they will use shift parking to accommodate up to 12 vehicles at a time. The retaining wall located between the Fire Station and Sautter's will remain. Mr. Aller stated that he has reviewed the site plan and all but 2 of the recommendations on the originally submitted site plan have been addressed. Mr. Joe Vetter arrived during the discussion and stated that he has spoken with Joe Shaw, Deputy Service Director of the City of Sylvania, about the remaining 2 items and is working on addressing those comments. Mr. Aller stated that he recommends approval of the site plan even if any further revisions to the plan are not made. Mr. Marciniak moved and Dr. Backus seconded to approve the site plan submitted, subject to Mr. Aller's comments. Vote being: Lindsley, Marciniak, Backus, Stough (4) aye; (0) nay. Motion passed by 4 a 0 to vote.

Item 4 - Council Referral - Proposed Ordinance No. 2-2013, for review and recommendation, amending Chapter 1166, Section 1166.03 and Section 1166.07, of the City of Sylvania Sign Code. Continued from the January 16, 2013 Meeting. After further review and discussion of the proposed ordinance were made, Mr. Marciniak moved, Dr. Backus seconded to not recommend the proposed changes to the Sylvania Sign Code. Vote being: Marciniak, Lindsley, Backus, Stough (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 2 - Dr. Backus moved and Mr. Marciniak seconded to approve the Minutes of the January 16, 2013 meeting as submitted. Vote being: Stough, Marciniak, Lindsley, Backus (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Mr. Lindsley moved and Mr. Marciniak seconded to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission

Board of Architectural Review

Minutes of the regular meeting of February 13, 2013. Mr. Lindsley called the meeting to order.

Item 1 - Members present: Read Backus, Ken Marciniak, Thomas Lindsley, Mayor Craig Stough, (4) present. Mr. Robert Oberly and Mr. Kevin Aller present.

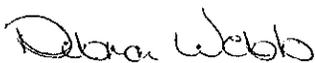
Item 4 - Regulated District app. no. 05-2013 requested by Vetter Design Group for Sylvania Township, Fire Station No. 1, 6635 Monroe Street, Sylvania, OH 43560. Chief Jeff Kowalski gave a presentation of the new Fire Station Building and displayed pictures and a site plan of the new building. They will be demolishing the existing building and constructing a new building. The new building will approximately 8900 sq. ft. and will be a two story brick building. Mr. Joe Vetter arrived during the discussion and a sample board of brick was examined by the members. Mayor Stough commented that he would like the brick to be redder in color than the brick shown on the board. Mr. Vetter stated the brick on the board was not the actual brick that would be used and they would work on getting brick redder in color during the bid for the project. Mr. Marciniak moved and Dr. Backus seconded to approve the architectural design of the new building noting that a redder brick will be used. Vote being: Marciniak, Lindsley, Backus, Stough (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 3 - Regulated Sign – app. no. 06-2013 requested by Vital Signs for Biggby Coffee, 5577 Monroe Street, Suite N, Sylvania, OH 43560. The application is for a new wall sign. The sign will be an internally lit channel sign. The sign is similar to other signs in the shopping center and is within sign code regulations. Mr. Marciniak moved and Dr. Backus seconded to grant a Certificate of Appropriateness for the sign as shown in the drawing submitted with the application. Vote being: Marciniak, Lindsley, Backus, Stough (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Item 2 - Mayor Stough moved and Dr. Backus seconded to approve the Minutes of the January 16, 2013 meeting as submitted. Vote being: (4) aye; (0) nay. Motion passed by a 4 to 0 vote.

Mayor Stough moved and Mr. Marciniak seconded to adjourn the meeting. All present voted aye. Meeting adjourned.

Submitted by,



Debra Webb, Secretary
Municipal Planning Commission

D



City Of Sylvania

MUNICIPAL PLANNING COMMISSION

February 15, 2013

To: Mayor and Members of City Council

Re: **Proposed Ordinance No. 2-2013 amending Chapter 1166 Section 1166.03 and Section 1166.07 of the Sylvania Sign Code**

Dear Mayor and Members:

Following is an excerpt from the minutes of the February 13, 2013, meeting of the Sylvania Municipal Planning Commission, regarding a request for review and recommendation for proposed Ordinance No. 2-2013 amending Chapter 1166 Section 1166.03 and Section 1166.07 of the Sylvania Sign Code:

... "After further review and discussion of the proposed ordinance were made, Mr. Marciniak moved, Dr. Backus seconded to not recommend the proposed changes to the Sylvania Sign Code. Vote being: Marciniak, Lindsley, Backus, Stough (4) aye; (0) nay. Motion passed by a 4 to 0 vote. " ...

Sincerely,

Debra Webb, Secretary
Municipal Planning Commission

E.

PUBLIC HEARING

Notice is hereby given that the proposed amendments to the City of Sylvania Sign Code, Section 1166, referred by Sylvania City Council on January 7, 2013 to the Sylvania Municipal Planning Commission, and is now on file in the Office of the Clerk of Council for public examination.

Notice is hereby further given that a Public Hearing will be held before the Council in the Council Chambers in the Police and Council Building, 6635 Maplewood Avenue, Sylvania, Ohio 43560, on Monday, March 4, 2013 at 6:30 p.m. at which place and time any person or persons interested in the granting of some modification of the plan, may be heard.

By order of the Council of the City of Sylvania, Ohio.

Sharon Bucher, Clerk of Council
of the City of Sylvania, Ohio
(419) 885-8930