

Minutes of the Ordinance Committee meeting
Sheffield Lake, Ohio
Oct. 5, 2021

This regular meeting of the Ordinance Committee was held Tuesday, Oct 5, 2021. Chairperson Radeff called the meeting to order at 7:37 PM.

ROLL CALL OF MEMBERS:

Present: Radeff, Wtulich, Cizl, Mayor Bring, Law Director Graves, Superintendent Hastings.

Excused: None.

Attending: None.

MINUTES: June 1, 2021 *Motion by Wtulich/Second by Cizl to accept the minutes with any corrections. Yeas All.

PRESENTATIONS: None.

OLD BUSINESS:

NEW BUSINESS: Superintendent Hastings states we are working with the library, Friends of the Library and the rotary club on a plan they presented to us called a storybook trail. It is proposed at Ferndale Park. Essentially, you have a big entrance sign and children can walk along and there is a story you read along the way that is on big placards. The governor is supporting it throughout state parks. It is about a \$10,000 commitment by the library and rotary, so I believe that would have to be presented as an acceptance of a donation. I have letters of intent from both organizations. Chairman Radeff asks is this something that is permanent? Superintendent Hastings replies yes. The city would contribute with a parking lot and probably paving on the west side. You would drive up the park along the baseball, have a small gravel parking lot and then the goal is you would walk around the park and right back to your car. Chairman Radeff asks how long is the trail? Superintendent Hastings replies we haven't done linear feet yet. Member Cizl asks what is the city's cost? Superintendent Hastings responds a gravel parking lot and we have agreed to install the stations once they are built. Long term I would like to pave it and improve landscaping. Initially it is not a big expense. I just wanted you to know we may be presenting an ordinance to accept the donation. Our ordinance is unclear in 931 under sewers on the responsibility of the lateral as it makes its way to the main. I have had 2 situations this year. The position of the city is that it is a private lateral that is used solely for the dwelling that it is connected to and is not benefitted by the public. Therefore, it is the responsibility of the homeowner, even when it's in the tree lawn. It would make my job much easier if it was in black and white as opposed to having to refer back to legal opinions. I am hoping the committee will take that up and research it. Chairman Radeff says I think that is a good idea. Law Director Graves says this is the sanitary, the lateral line from the

house out to the main line in the street. That the lateral responsibility, installation and maintenance remains with the property owner and not the city. Member Wtulich asks even if it is on the tree lawn or the street? Superintendent Hastings replies right, because it is of no benefit to the public and we are using public dollars to fix a private line. I have one pending on Lakewood Beach right now. The homeowner called and their basement flooded, and it was during a rain event. After discussing it, she did in fact have a plugged sewer. I asked if it was ok that I contacted the contractor so I better understood why/how she flooded. They followed up and put a camera in the sewer and found a belly which means there is water that sits in there and it holds water. She said she would like us to fix it. I explained that it was her responsibility since it is a private line. Law Director Graves states he will put something together. Mayor Bring says we are having a problem with an Airbnb at the end of Irving Park on Lake Rd. It was recently sold and has 10 bedrooms. We have sent letters and given citations and she has pled not guilty. We have an ordinance in place, and she knows it. The residents next to it are frustrated. These are the types of ordinances that although we try to enforce, they are getting skirted around. She is going to court now but is still making money on the rental. We sent letters to the other Airbnb's in the city, and I think they have all complied, except this one. Member Wtulich asks is that a zoning violation? Mayor Bring replies yes. I don't know how other cities address it, but with the courts being inundated with so many cases, it takes a while. Law Director Graves states our law for R-1 zoning says it is for single family residential. Residential means it is your home, your residence, where you get mail, etc. So long term rentals where you reside there, is fine. Short term rentals where you are transient, that is not residential, not R-1. In R-2 zoning, it does allow for such things as boarding houses, rooming houses, tourist homes, etc. Under our current zoning codes, there are provisions made for these type of things in R-2. These particular homes are in R-1. Our new zoning code we are working on, makes it much clearer than our current language. We could pursue this civilly and ask for injunctive relief if the criminal process gets bogged down, we may have to explore that option. As of now, she has at least 5 separate cases in municipal court. Mayor Bring says she is also renting out an accessory building, the garage, to someone. She has also been cited for noise disturbances.

CITIZEN'S COMMENTARY: None.

ORDINANCE/RESOLUTIONS BEFORE COUNCIL AT THIS TIME:

None.

MEETING ADJOURNED: With no further business before this committee,

*Motion by Cizl/Second by Wtulich to adjourn at 7:53 pm. Yeas All.

CLERK OF COMMITTEE AFFIRMATION:

This Meeting of the City Committee of the City of Sheffield Lake, Ohio, was and conducted under all Rules and Regulations Governing the Sunshine Laws of the

State of Ohio as they may apply. All meetings are recorded and available in Council's Office.

CLERK OF COUNCIL/COMMITTEES

Brandy Randolph

I, Brandy Randolph, duly appointed Clerk of Committee Of Sheffield Lake DO HEREBY CERTIFY that this

Is a true and exact copy of the Minutes of the Ordinance Committee of Oct. 5, 2021.

CHAIRPERSON

Rocky Radeff

COUNCIL PRESIDENT

Rick Rosso