

AGENDA
October 6, 2020
Wadsworth City Council

Regular Meeting of the Wadsworth City Council, Tuesday, October 6, 2020, at 5:00 p.m., to be held through means of electronic video conferencing, per HR 197, and to be seen LIVE on CityLink channels 17 & 329 and on Spectrum channel 1024. The meeting will also stream LIVE on www.WatchWCTV.com and can be watched anytime following the meeting at www.WatchWCTV.com.

1. Call to Order
2. Pledge of Allegiance
3. Invocation
4. Roll Call
5. Approval of City Council Minutes: *September 15, 2020*
6. READING OF LEGISLATION:

RESOLUTION NO. 20-22 (1st RDG.): RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR

- Sponsored by President of Council Bob Thurber

The following 29 Ordinances, 20-055 through and including 20-083, are annual housekeeping legislation. They are on first reading today and sponsored by Council President Bob Thurber. At Council's request, I will read the 29 ordinances straight through and the members will act on them as a group:

ORDINANCE 20-055 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2011 STORM WATER IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-056 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2007 ELECTRIC CAPITAL IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-057 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2008 ELECTRIC CAPITAL IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-058 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 STORM WATER IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-059 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 BROOKWOOD LIFT STATION & FORCE MAIN SANITARY SEWER AND DECLARING AN EMERGENCY

ORDINANCE 20-060 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF

FINANCING THE 2009 ELECTRIC CAPITAL IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-061 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 WATER DISTRIBUTION IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-062 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2013 WATER TANK MAINTENANCE AND DECLARING AN EMERGENCY

ORDINANCE 20-063 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 ELECTRIC CAPITAL IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-064 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2010 STORM WATER IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-065 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2010 ELECTRIC CAPITAL IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-066 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2011 WWTP PHOSPHORUS IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-067 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 ENTERPRISE RESOURCE PLANNING SYSTEM IMPROVEMENT AND DECLARING AN EMERGENCY

ORDINANCE 20-068 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2011 WATER DISTRIBUTION IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-069 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 WATER PLANT GENERATOR AND DECLARING AN EMERGENCY

ORDINANCE 20-070 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2011 ELECTRIC CAPITAL IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-071 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 YMCA EQUIPMENT AND DECLARING AN EMERGENCY

ORDINANCE 20-072 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2013 STORM WATER IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-073 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2013 WATER DISTRIBUTION IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-074 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2013 WATER PLANT IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-075 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2012 AIRPORT LAND ACQUISITION AND DECLARING AN EMERGENCY

ORDINANCE 20-076 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2013 OUTDOOR POOL AND DECLARING AN EMERGENCY

ORDINANCE 20-077 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2015 STORM WATER IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-078 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2014 WATER DISTRIBUTION IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-079 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2009 WATER SYSTEM IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-080 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2004 ROGUES HOLLOW WELL AND DECLARING AN EMERGENCY

ORDINANCE 20-081 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2006 STORM WATER IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-082 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE 2006 VALLEYVIEW SUBSTATION IMPROVEMENTS AND DECLARING AN EMERGENCY

ORDINANCE 20-083 (1st RDG.): AN ORDINANCE PROVIDING FOR THE ISSUANCE OF A NOTE IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE HIGH STREET IMPROVEMENTS AND DECLARING AN EMERGENCY

(End Note Ordinances)

ORDINANCE 20-084 (1st RDG.): AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION TO PARTICIPATE IN THE STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (ROUND 35), AND TO EXECUTE AGREEMENTS FOR GRANTS AND LOANS FOR THE SR57 AND SEVILLE ROAD INTERSECTION IMPROVEMENTS AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams
- Forwarded to the Council Agenda by Public Ways Committee September 14, 2020

ORDINANCE 20-085 (1st RDG.): AN ORDINANCE APPROVING THE VACATION OF THE 60' WIDE ROADWAY EASEMENT ON CITY LOT 5494 AND ACCEPTING THE NEW 72' WIDE UTILITY AND ROADWAY EASEMENT ALONG THE EASTERN PROPERTY LINE OF THE SAME SAID CITY LOT AS APPROVED BY THE PLANNING COMMISSION ON AUGUST 24, 2020 AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams
- To be discussed by Public Ways Committee October 5, 2020

ORDINANCE 20-086 (1st RDG.): AN ORDINANCE TO RENUMBER SECTIONS 154.085 to 154.090, 154.086 to 154.091, 154.087 to 154.092, 154.088 to 154.093, and 154.090 to 154.094; and TO ENACT NEW SECTIONS 154.085, 154.086, 154.087, 154.088, 154.089 AND TO REVISE RENUMBERED SECTIONS 154.090 and 154.092 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH REVISING THE LOW-DENSITY RESIDENTIAL (LDR) DISTRICT TEXT AND ESTABLISHING AN ESTATE-RESIDENTIAL (E-R) DISTRICT

Council Public Hearing to be held November 17, 2020 if no Council Member Objects

- Sponsored by Council Member David Williams
- To be discussed by Economic Development & Planning Committee October 5, 2020

ORDINANCE 20-087 (1st RDG.): AN ORDINANCE ENACTING AND ADOPTING WITH CERTAIN EXCEPTIONS THE 2020 S-19 SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF WADSWORTH AS SUBMITTED BY AMERICAN LEGAL PUBLISHING CORPORATION

- Sponsored by President of Council Bob Thurber

ORDINANCE 20-088 (1st RDG.): AN ORDINANCE TO ENACT SECTION 94.09 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH TO PROHIBIT CAMPING UPON PUBLIC PROPERTY WITHIN THE CITY OF WADSWORTH

- Sponsored by Council Member Ralph Copley

ORDINANCE 20-054 (2nd RDG.): AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ONE CLASS A FIRE ENGINE AND DECLARING AN EMERGENCY

- Sponsored by President of Council Bob Thurber
- Forwarded to Council Agenda by Public Safety Committee September 15, 2020, 2-1 Vote

RESOLUTION NO. 20-21 (3rd RDG.): A RESOLUTION AUTHORIZING THE SALE OF VARIOUS ITEMS OF PERSONAL PROPERTY BY INTERNET AUCTION PURSUANT TO RESOLUTION 20-06 AND DECLARING AN EMERGENCY

- Sponsored by Council Member David Williams

ORDINANCE 20-039 (5th RDG.): AN ORDINANCE TO ACCEPT THE APPLICATION FOR ANNEXATION OF 81.9108 ACRES OF LAND KNOWN AS BEING PART OF WADSWORTH TOWNSHIP TO THE CITY OF WADSWORTH AND TO DECLARE AN EMERGENCY

- Sponsored by Council Member Thomas Stugmyer
- Location: Reimer Road

7. Other Business

8. Recess or Adjournment

RESOLUTION NO. 20-22
Sponsored by President of Council Bob Thurber

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND
CERTIFYING THEM TO THE COUNTY AUDITOR**

(CITY COUNCIL)
Revised Code, Sections. 5705.34-5705.35

The Council of the City of WADSWORTH, MEDINA

County, Ohio, met in Regular Session on the 6th day of OCTOBER

2020, at the office of WADSWORTH CITY COUNCIL with the following members

All Present : Ralph Copley Patricia Haskins Thomas Stugmyer Jeanne Hines
 Bruce Darlington Jon Yurchiak David Williams

Councilperson _____ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously
adopted a Tax Budget for the next succeeding fiscal year commencing January 1st , **2021**
and

WHEREAS, The Budget Commission of MEDINA County, Ohio has
certified its action thereon to this Council together with an estimate by the County Auditor of the rate
of each tax necessary to be levied by this Council, and what part thereof is without, and what part
within, the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of WADSWORTH,
MEDINA County, Ohio, that the amounts and rates, as determined
by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate
of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY AUDITOR'S ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Outside 10 M. Limitation	Amount Approved by Budget Com- mission Inside 10 M. Limitation	Co. Auditor's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund		\$1,258,200	2.10	
General Bond Retirement Fund				
Police Pension		\$181,100	0.30	
Park Fund				
Recreation Fund				
FIRE				
AMBULANCE Fund	\$1,220,600			2.50
Fund				
TOTAL	\$1,220,600	\$1,439,300	2.40	2.50

and be it further RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this

Resolution to the County Auditor of Said County.

Mr./Ms. _____ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Ms. _____ Mr./Ms. _____

Mr./Ms. _____ Mr./Ms. _____

Mr./Ms. _____ Mr./Ms. _____

Mr./Ms. _____ ALL IN FAVOR

Adopted the _____ day of _____, 2020

Attest:

President of Council

Mayor

Clerk of Council

1st Rdg. _____

2nd Rdg. _____

3rd Rdg. _____

Passed: yes _____ no _____

CERTIFICATE OF PUBLICATION

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and at <http://www.publicnoticesohio.com/> on _____ and _____, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

Tammy L. Guenther
Clerk of Council
City of Wadsworth

RECORD OF DELIVERY

A certified copy of this legislation was delivered to the office of the Medina County Auditor on the _____ day of _____, 2020 by _____.

ORDINANCE NO. 20-084
Sponsored by Council Member David Williams

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO THE OHIO PUBLIC WORKS COMMISSION TO PARTICIPATE IN THE STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM (ROUND 35), AND TO EXECUTE AGREEMENTS FOR GRANTS AND LOANS FOR THE SR57 AND SEVILLE ROAD INTERSECTION IMPROVEMENTS AND DECLARING AN EMERGENCY

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the City of Wadsworth is planning to make SR57 and Seville Road Intersection Improvements, and

WHEREAS, the infrastructure improvements herein above described are considered to be priority needs for the community and are qualified projects under the Ohio Public Works Commission programs, NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:

Section 1. That the Director of Public Service is hereby authorized to request and accept financial assistance by making applications to the Ohio Public Works Commission State Capital Improvement Program and/or the Local Transportation Improvement Program for funds for the SR57 and Seville Road Intersection Improvements and to enter into any grant or loan agreements as may be necessary and appropriate for obtaining this financial assistance for the said SR57 and Seville Road Intersection Improvements.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to facilitate SR57 and Seville Road Intersection Improvements, WHEREFORE, this ordinance shall go into immediate effect provided that it receives a two thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: _____

President of Council

Attest: _____

Clerk of Council

Approved: _____

Mayor

1st Rdg. _____
3rd Rdg. _____
Vote: aye _____ nay _____

2nd Rdg. _____
Passed: yes _____ no _____
Immediate Effect: yes _____ no _____

CERTIFICATE OF PUBLICATION

I, Tammy Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the Medina Gazette and at <http://www.publicnoticesohio.com/> on _____ and _____, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

Tammy L. Guenther
Clerk of Council
City of Wadsworth

ORDINANCE NO. 20-085
Sponsored by Council Member David Williams

AN ORDINANCE APPROVING THE VACATION OF THE 60' WIDE ROADWAY EASEMENT ON CITY LOT 5494 AND ACCEPTING THE NEW 72' WIDE UTILITY AND ROADWAY EASEMENT ALONG THE EASTERN PROPERTY LINE OF THE SAME SAID CITY LOT AS APPROVED BY THE PLANNING COMMISSION ON AUGUST 24, 2020 AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:

Section 1. That this Council hereby approves the vacation of the 60' wide roadway easement on City Lot 5494 and accepts the new 72' wide utility and roadway easement along the eastern property line of the same said City Lot as approved by the Planning Commission on August 24, 2020.

Section 2. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth in order to promote economic development; WHEREFORE, this ordinance shall go into immediate effect provided that it receives a two thirds vote of all members of city council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: _____

President of Council

Attest: _____

Clerk of Council

Approved: _____

Mayor

1st Rdg. _____

2nd Rdg. _____

3rd Rdg. _____

Passed: yes _____ no _____

CERTIFICATE OF PUBLICATION

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and a <http://publicnoticesohio.com> on _____ and _____ which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

Tammy L. Guenther
Clerk of Council
City of Wadsworth

ORDINANCE NO. 20-086

Sponsored by Council Member Thomas Stugmyer

AN ORDINANCE TO RENUMBER SECTIONS 154.085 to 154.090, 154.086 to 154.091, 154.087 to 154.092, 154.088 to 154.093, and 154.090 to 154.094; and TO ENACT NEW SECTIONS 154.085, 154.086, 154.087, 154.088, 154.089 AND TO REVISE RENUMBERED SECTIONS 154.090 and 154.092 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH REVISING THE LOW-DENSITY RESIDENTIAL (LDR) DISTRICT TEXT AND ESTABLISHING AN ESTATE-RESIDENTIAL (E-R) DISTRICT

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:

Section 1. That sections of the Codified Ordinances of the city of Wadsworth shall be renumbered as follows:

154.085 to 154.090
154.086 to 154.091
154.087 to 154.092
154.088 to 154.093
154.090 to 154.094

Section 2. That new sections 154.085-154.089 of the Codified Ordinances of the city of Wadsworth shall read as follows:

§154.085 PURPOSE.

The purpose of the Estate-Residential District is to provide areas for the development of low-density, large residential dwelling lots which front on public streets and are serviced by public utilities. Such districts are envisioned on the edge of the corporation limits where further annexations are not likely or impractical and on lands that are encumbered by steep slopes, wetlands, floodplains, abandoned coal mines or other environmental and/or manmade conditions that make it impractical or cost prohibitive to subdivide the property into smaller residential dwelling lots. E-R districts also provide a buffer and transition in density from adjacent low density township residential districts to more intensive residential zoning districts in the City.

§154.086 PERMITTED USES.

- (A) Detached single-family dwellings.
- (B) Accessory uses and structures incidental to the primary or principal use or structure.
Accessory uses shall not include any activity conducted as a business that is not approved or classified as a home occupation. Such accessory uses and structures shall be located on the same city lot as the primary or principal structure.
- (C) Signs, subject to §§154.470 through 154.486 of the Code.

§154.087 CONDITIONALLY-PERMITTED USES

The Planning Commission may issue conditional zoning certificates for the following uses as listed in §154.545, subject to the provisions in §§154.542 through 154.546:

- (A) Government-owned and/or operated buildings and facilities, subject to §§154.546(B)(4), (6), (7), (10).
- (B) Government-owned and/or operated parks, playgrounds and golf courses, etc., subject to §§154.546(B)(3), (4), (10).
- (C) Home occupations, subject to §154.546(B)(17).
- (D) Private recreational facilities with or without structures, subject to §§154.546(B)(3) and (4).
- (E) Public utility right-of-way and permanent structures, subject to §§154.546(B)(11), (21).

§154.088 AREA AND HEIGHT REGULATIONS.

- (A) Minimum lot area: 40,000 square feet.
- (B) Minimum lot width at minimum building setback line: 160 feet.
- (C) Maximum lot depth: Three times the lot width at the minimum building setback line.
- (D) Minimum front yard depth: 70 feet.
- (E) Minimum rear yard depth: 50 feet.
- (F) Minimum side yard width: 30 feet.
- (G) Height regulations: No structure shall exceed 40 feet in height.
- (H) Off-street parking: As regulated in §§154.405 through 154.409.

§154.089 STREETS.

- (A) Streets shall be designed in accordance with the engineering standards of the city as defined in the Subdivision Regulations.
- (B) Subdivision designs that allow building lots to front directly onto an arterial or collector thoroughfare shall be discouraged.

Section 3. That renumbered sections 154.090 and 154.092 of the Codified Ordinances of the City of Wadsworth shall be revised to read as follows:

§154.090 PURPOSE.

The purpose of the Low-Density Residential District Regulations is to permit the development of detached single family residential dwellings on individual building lots fronting public streets, which can be serviced by public utilities, in areas of the community that are adjacent to or nearby areas that have a low density of development. LDR Districts are envisioned for properties annexed into the city and additional annexations appear likely and where environmental conditions make further land subdivisions impractical or cost prohibitive. Such districts act as a density buffer between the more intensely developed area of the city and lower density residential and agriculture uses in neighboring townships. (Ord. 98-067, passed 7-7-98; Am. Ord. 05-012, passed 4-5-05)

§154.092 CONDITIONALLY-PERMITTED USES

The Planning Commission may issue conditional zoning certificates for the following uses as listed in §154.545, subject to the provisions in §§154.542 through 154.546:

- (A) Churches and other buildings for the purpose of religious worship, subject to § 154.546(B)(3), (4), (6), (10), (12).
- (B) Government-owned and/or operated buildings and facilities, subject to §§154.546(B)(4), (6), (7), (10).
- (C) Government-owned and/or operated parks, playgrounds and golf courses, etc., subject to §§154.546(B)(3), (4), (10).
- (D) Home occupations, subject to §154.546(B)(17).
- (E) Institution for higher education, subject to § 154.546(B)(3), (4) and (6).
- (F) Private recreational facilities with or without structures, subject to §§154.546(B)(3) and (4).
- (G) Public utility right-of-way and permanent structures, subject to §§154.546(B)(11), (21).

Section 4. That this Ordinance shall be effective at the earliest time permitted by law.

Passed: _____

 President of Council

Attest: _____
 Clerk of Council

Approved: _____

 Mayor

1st Rdg. _____
 3rd Rdg. _____
 Vote: aye _____ nay _____

2nd Rdg. _____
 Passed: yes _____ no _____
 Immediate Effect: yes _____ no _____

CERTIFICATE OF PUBLICATION

I, Tammy Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in *The Gazette* on _____ and _____, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

 Tammy Guenther
 Clerk of Council
 City of Wadsworth

ORDINANCE NO. 20-087
Sponsored by Council Member Bob Thurber

**AN ORDINANCE ENACTING AND ADOPTING WITH CERTAIN EXCEPTIONS THE
2020 S-19 SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF
WADSWORTH AS SUBMITTED BY AMERICAN LEGAL PUBLISHING
CORPORATION**

Whereas, American Legal Publishing Corporation of Cincinnati, Ohio, has completed the 2020 S-19 Supplement to the Code of Ordinances of the City of Wadsworth, which supplement contains all the amendments to the Code of Ordinances that were adopted subsequent to April 16, 2019 through March 3, 2020 which have become effective; and

Whereas, American Legal Publishing Corporation has recommended the revision or adoption of certain sections of the Code of Ordinances which are based on or make references to sections of the Ohio Revised Code in accordance with changes in state law and it is the intent of this Council to accept these sections to conform with changes in the state law; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:

Section 1. That the 2020 S-19 Supplement to the Code of Ordinances of the City of Wadsworth as submitted by American Legal Publishing Corporation of Cincinnati, Ohio, be and the same is hereby adopted by reference as if set out in its entirety.

Section 2. That section one of this ordinance shall not be deemed to amend, change or modify any ordinance of the City of Wadsworth which was adopted or passed subsequent to March 3, 2020.

Section 3. That this Ordinance shall be effective at the earliest time permitted by law.

Passed: _____

President of Council

Attest: _____
Clerk of Council

Approved: _____

Mayor

1st Rdg. _____

2nd Rdg. _____

3rd Rdg. _____

Passed: yes _____ no _____

CERTIFICATE OF PUBLICATION

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and at <http://publicnoticesohio.com/> on _____ and _____, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

Tammy L. Guenther
Clerk of Council
City of Wadsworth

ORDINANCE NO. 20-088
Sponsored by Council Member Ralph Copley

AN ORDINANCE TO ENACT SECTION 94.09 OF THE CODIFIED ORDINANCES OF THE CITY OF WADSWORTH TO PROHIBIT CAMPING UPON PUBLIC PROPERTY WITHIN THE CITY OF WADSWORTH

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WADSWORTH, STATE OF OHIO:

Section 1. That section 94.09 of the Codified Ordinances of the City of Wadsworth is hereby enacted to read as follows:

§94.09 PROHIBIT CAMPING UPON PUBLIC PROPERTY

A. Except as may be permitted within municipal parks by the service director, or his or her designee, or as otherwise provided in division (C) of this section, it is unlawful to camp upon any public property owned by the city, including, without limitation, streets, sidewalks, easements, parks, parking lots, public grounds or public right-of-ways.

B As used in this section, **TO CAMP** means setting up, remaining in, or at property for the purpose of: sleeping, making preparation to sleep, storing personal property, and/or performing cooking activities for habitation purposes.

C. This section shall not apply to persons who:

1. Have no alternative lodging available to them, and are otherwise homeless, and
2. Have insufficient resources to secure alternative lodging, and
3. Are unable to secure free services such as shelters within a reasonable proximity to the city, or hotel/motel vouchers which are or have been made available.

D. Whoever violates this section is guilty of "illegal public camping." Except as otherwise provided, "Illegal public camping" is a misdemeanor of the fourth degree. If the offender previously has been convicted of, or pleaded guilty to "Illegal public camping" than the violation is a misdemeanors of the first degree.

Section 2. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the City of Wadsworth; WHEREFORE, this ordinance shall go into immediate effect provided it receives a two-thirds vote of all members of City Council. If it receives approval by a majority of the members but less than a two-thirds vote, then it shall be effective at the earliest time permitted by law.

Passed: _____

President of Council

Attest: _____
Clerk of Council

Approved: _____

Mayor

1st Rdg. _____
3rd Rdg. _____
Vote: aye _____ nay _____

2nd Rdg. _____
Passed: yes _____ no _____
Immediate Effect: yes _____ no _____

CERTIFICATE OF PUBLICATION

I, Tammy L. Guenther, Clerk of Council of the City of Wadsworth, State of Ohio, do hereby certify that the forgoing ordinance was duly published in the *Medina Gazette* and at <http://publicnoticesohio.com/> on _____ and _____, which is for two consecutive weeks as required by section 731.21 of the Ohio Revised Code.

Tammy L. Guenther
Clerk of Council
City of Wadsworth