

NEW LEGISLATION

May 26, 2015

Temp. No.	Introduced	Committee	Description
B-38	5/26/15	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the JUZO site plan at 3690 Zorn Drive, and declaring an emergency.
B-39	5/26/15	PA	An ordinance amending Section 516.02 of Chapter 516, Part Five of the Codified Ordinances, relating to Minors' Curfew, and declaring an emergency.

CALENDAR

May 26, 2015

The following legislation will be up for passage at the Council Meeting on May 26, 2015.

Temp. No.	Introduced	Committee	Description
B-35	5/11/15	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the Adams Run 2 Preliminary Subdivision Plat, and declaring an emergency.
B-36	5/11/15	Fin	An ordinance providing for the issuance and sale of Bonds in the maximum principal amount of \$6,300,000 for the purpose of paying the costs of revitalizing the State Road Redevelopment Area by acquiring, clearing and improving certain properties in that area, authorizing execution and delivery of a Bond Registrar Agreement and Bond Purchase Agreement with respect to the Bonds and related matters, and declaring an emergency.
B-37	5/11/15	PI	An ordinance authorizing the Director of Public Service to execute a modification of Contract No. 7113 with JADCO Construction Services for repairs to the Red, Green and Blue parking decks, and declaring an emergency.

PENDING LEGISLATION

May 26, 2015

Temp. No.	Introduced	Committee	Description
B-26*	3/23/15	PZ	An ordinance approving the creation of an individual historic overlay landmark of 2.479 acres at 783 West Bath Road according to Section 1132.21 H, Historic Overlay in the Cuyahoga Falls General Development Code, and declaring an emergency.
B-35	5/11/15	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the Adams Run 2 Preliminary Subdivision Plat, and declaring an emergency.
B-36	5/11/15	Fin	An ordinance providing for the issuance and sale of Bonds in the maximum principal amount of \$6,300,000 for the purpose of paying the costs of revitalizing the State Road Redevelopment Area by acquiring, clearing and improving certain properties in that area, authorizing execution and delivery of a Bond Registrar Agreement and Bond Purchase Agreement with respect to the Bonds and related matters, and declaring an emergency.
B-37	5/11/15	PI	An ordinance authorizing the Director of Public Service to execute a modification of Contract No. 7113 with JADCO Construction Services for repairs to the Red, Green and Blue parking decks, and declaring an emergency.

*Public Hearing 5-26-15

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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. - 2015

8
9 AN ORDINANCE ACCEPTING THE PLANNING COMMISSION
10 APPROVAL, FINDINGS AND CONDITIONS OF THE JUZO SITE
11 PLAN AT 3690 ZORN DRIVE, AND DECLARING AN EMERGENCY.

12
13 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the
14 Planning Commission be submitted to Council, and

15
16 WHEREAS, on May 19, 2015 the Planning Commission recommended approval of the site plan
17 for the construction of a 14,400 square foot warehouse/distribution addition at 3690 Zorn Drive.

18
19 WHEREAS, such approval is given subject to conditions subsequent to be satisfied, and

20
21 WHEREAS, such approval is necessary to determine that the site plan is satisfactory, serves the
22 public interest, and is acceptable for recording.

23
24 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of
25 Summit, and State of Ohio, that:

26
27 Section 1. The City Council approves the site plan for the construction of a 14,400 square foot
28 warehouse/distribution addition at 3690 Zorn Drive, in accordance with Cuyahoga Falls General
29 Development Code regulations as stipulated in the Codified Ordinances of the City of Cuyahoga Falls
30 and as approved by the Planning Commission as per the plans and final stipulations contained in
31 Project File MSP-15-00012.

32
33 Section 2. Any other ordinances or resolutions or portions of ordinances and resolutions
34 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
35 herewith and which have not previously been repealed are hereby ratified and confirmed.

36
37 Section 3. It is found and determined that all formal actions of this Council concerning and
38 relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that
39 all deliberations of this Council and of any of its committees that resulted in such formal action, were
40 in meetings open to the public, in compliance with all legal requirements, to the extent applicable,
41 including Chapter 107 of the Codified Ordinances.

42
43 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
44 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
45 Falls and the inhabitants thereof, for the reason that it is immediately necessary to permit timely and
46 appropriate development of this property, and provided it receives the affirmative vote of two thirds of
47 the members elected or appointed to Council, it shall take effect and be in force immediately upon its
48 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period
49 allowed by law.

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51
52 Passed: _____

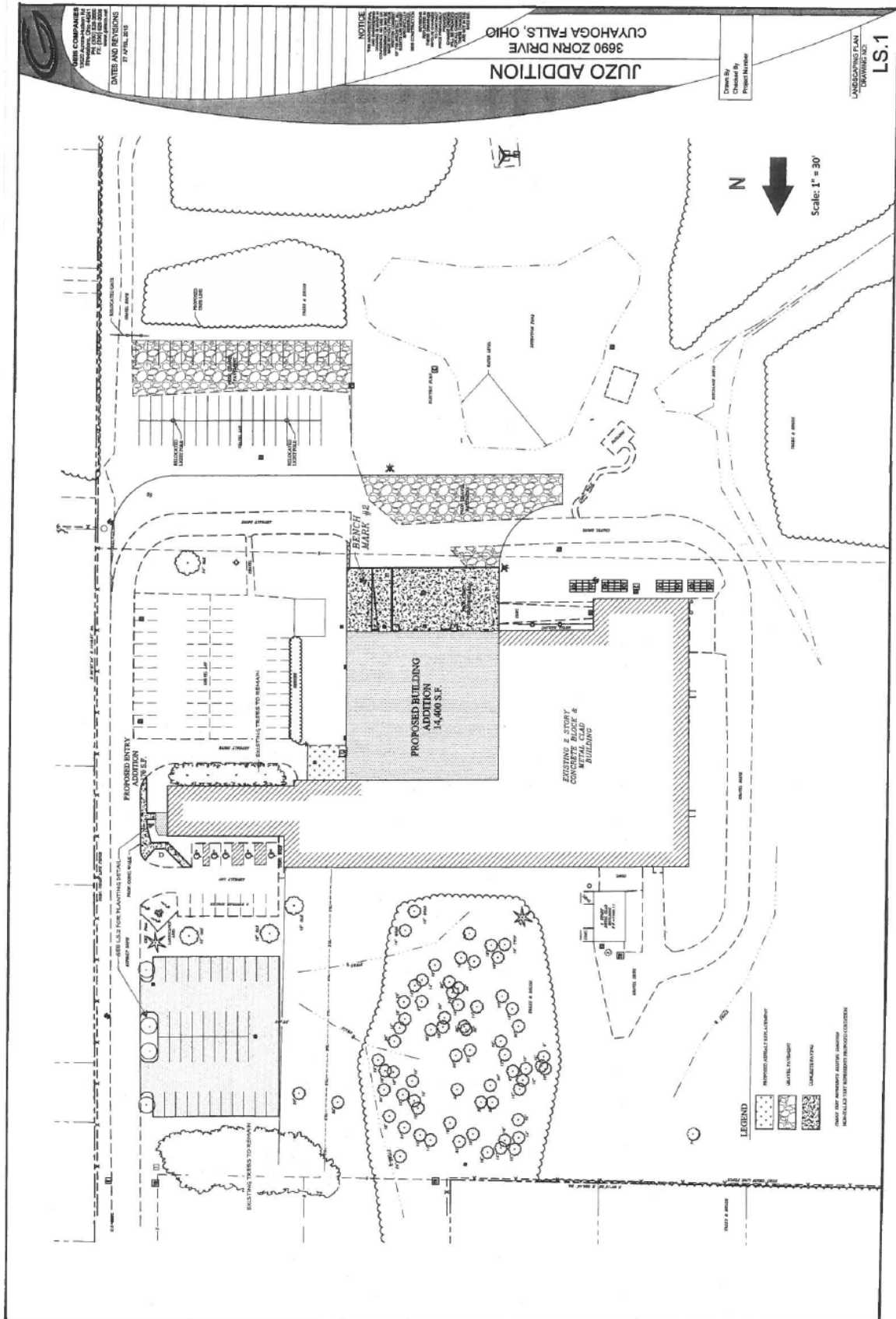
President of Council

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54
55 _____
56 Clerk of Council

57
58 Approved: _____

Mayor

59
60
61 5/26/15



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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2015

6
7 AN ORDINANCE AMENDING SECTION 516.02 OF
8 CHAPTER 516, PART FIVE OF THE CODIFIED
9 ORDINANCES, RELATING TO MINORS' CURFEW, AND
10 DECLARING AN EMERGENCY.

11
12 WHEREAS, it is the intent of this Council to protect minors in this city from harm
13 and victimization, to promote the safety and well-being of minors residing in and
14 visiting this city, and to reduce the incidence of crime and violence committed by and
15 against minors, and

16
17 WHEREAS, the Mayor's Youth Advisory Council, formed in 2015 as a collaboration
18 between the Mayor's office and the future leaders of Cuyahoga Falls, is designed to
19 encourage students to become active in their local government by sharing ideas and
20 offering input on important topics, and

21
22 WHEREAS, the Mayor's Youth Advisory Council discussed the matter of Cuyahoga
23 Falls' curfew in a responsible and thorough manner, and

24
25 WHEREAS, the Mayor's Youth Advisory Council proposed an amendment which is
26 consistent with the stated intent and governmental interests of the minor curfew
27 enacted in 2011, and

28
29 WHEREAS, a modest extension in the minor curfew will recognize the contribution
30 of the Mayor's Youth Advisory Council and, thus, allow citizens of all ages to have a
31 voice in local government.

32
33 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
34 County of Summit, and State of Ohio, that:

35
36 Section 1. Section 516.02 of the Codified Ordinances of the City of Cuyahoga Falls
37 are hereby amended to read in full as follows (new text underlined; deleted text in
38 ~~strikethrough~~):

39
40
41 516.02 CURFEW HOURS.

42
43 (a) Subject to the provisions of subsection (b) below, no person under eighteen
44 years of age shall be in or upon any public place during the period beginning at 11:00
45 p.m. daily except Friday and Saturday when such curfew hour shall begin at 12:00
46 midnight, and ending at 5:00 a.m. the following morning.

47
48 (b) No person under eighteen years of age who is not a lawful resident of the
49 Special Curfew Area shall be in or upon any public place in the Special Curfew Area
50 during the period beginning at 9:00 p.m. daily and ending at 5:00 a.m. the following
51 morning.

52
53 (c) The Mayor may suspend the operation of subsection (b) of this section to
54 allow unaccompanied minors to attend events or programming designed for children or
55 youth under eighteen years of age, provided that the event or programming is free of

56 alcoholic beverages. If held on City-owned property, the rental agreement entered into
57 between the City and the event sponsor for use of the property may contain such
58 further conditions as required to ensure the safety of unaccompanied minors. Any
59 suspension authorized by the Mayor shall be issued in writing and shall specify the
60 dates to which it applies.

61
62 (d) Any minor violating the provisions of this chapter shall be guilty of an act of
63 unruliness.

64
65 Section 2. If any section, subsection, paragraph, clause or provision or any part
66 thereof of this ordinance shall be finally adjudicated by a court of competent
67 jurisdiction to be invalid, the remainder of this ordinance shall be unaffected by such
68 adjudication and all the remaining provisions of this ordinance shall remain in full force
69 and effect as though such section, subsection, paragraph, clause or provision or any
70 part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been
71 included herein.

72
73 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions
74 inconsistent herewith are hereby repealed, but any ordinances and resolutions not
75 inconsistent herewith and which have not previously been repealed are hereby ratified
76 and confirmed.

77
78 Section 4. It is found and determined that all formal actions of this Council
79 concerning and relating to the passage of this ordinance were taken in an open meeting
80 of this Council and that all deliberations of this Council and of any committees that
81 resulted in those formal actions were in meetings open to the public, in compliance with
82 all requirements including Chapter 107 of the Codified Ordinances.

83
84 Section 5. This ordinance is hereby declared to be an emergency measure necessary
85 for the preservation of the public peace, health, safety, convenience and welfare of the
86 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
87 affirmative vote of two-thirds of the members elected or appointed to Council, it shall
88 take effect and be in force immediately upon its passage and approval by the Mayor;
89 otherwise it shall take effect and be in force at the earliest period allowed by law.

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91
92 Passed: _____
93 _____
94 President of Council

95
96 _____
97 Clerk of Council

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99
100 Approved _____
101 _____
102 Mayor

103 5/26/15

104 O:\2015 ords\amend-516.02 Curfew.doc