

NEW LEGISLATION

April 15, 2024

Temp. No.	Introduced	Committee	Description
A-42	4/15/24	PZ	An ordinance approving the establishment of a New Title 5, "Merriman Valley Schumacher Code" and associated text and zoning map amendments for multiple parcels in the Merriman Valley Schumacher area, as more fully described and depicted herein and declaring an emergency.
A-43	4/15/24	Fin	An ordinance authorizing the Director of Public Service to execute a modification of contract no. 8879 with Perrin Asphalt Company for the replacement of curb on Silver Lake Avenue, and declaring an emergency.
A-44	4/15/24	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement of the 6" and 8" water mains on Oakwood Drive, from Monroe Avenue to Graham Road, with an 8" water main, and declaring an emergency.
A-45	4/15/24	PI	An ordinance authorizing the Director of Public Service to enter into a cooperative agreement with the City of Akron, Ohio to share the cost of engineering and construction of sidewalk on West Portage Trail, from North Portage Path to Waterford Court, and declaring an emergency.

CALENDAR
April 15, 2024

The following legislation will be up for passage at the Council Meeting on April 15, 2024.

Temp. No.	Introduced	Committee	Description
A-40	3/25/24	Fin	An ordinance authorizing the Director of Public Service to purchase certain interests in real property from David B. Sr. and Mary Schrembeck, necessary for the improvement of State Road, Seasons Road, and Wyoga Lake Road, and declaring an emergency.
A-41	3/25/24	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the rehabilitation and remodeling of City Hall bathrooms, and declaring an emergency.

PENDING LEGISLATION

April 15, 2024

Temp. No.	Introduced	Committee	Description
A-40	3/25/24	Fin	An ordinance authorizing the Director of Public Service to purchase certain interests in real property from David B. Sr. and Mary Schrembeck, necessary for the improvement of State Road, Seasons Road, and Wyoga Lake Road, and declaring an emergency.
A-41	3/25/24	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the rehabilitation and remodeling of City Hall bathrooms, and declaring an emergency.

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2024

8
9 AN ORDINANCE APPROVING THE ESTABLISHMENT OF A
10 NEW TITLE 5, "MERRIMAN VALLEY SCHUMACHER CODE"
11 AND ASSOCIATED TEXT AND ZONING MAP AMENDMENTS
12 FOR MULTIPLE PARCELS IN THE MERRIMAN VALLEY
13 SCHUMACHER AREA, AS MORE FULLY DESCRIBED AND
14 DEPICTED HEREIN AND DECLARING AN EMERGENCY.

15
16 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made
17 by the Planning Commission be submitted to Council; and

18
19 WHEREAS, the Planning Commission considered the application for adoption of the
20 Merriman Valley Schumacher (MVS) Code submitted by the Community Development
21 Department through multiple public meetings; and

22
23 WHEREAS, on April 2, 2024, the Planning Commission recommended the
24 establishment of a new Title 5, "Merriman Valley Schumacher Code" and associated text
25 and zoning map amendments based on the Merriman Valley Schumacher Master Plan,
26 public input, and additional associated documents and findings more fully described in
27 Project File TXT-24-00003.

28
29 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
30 County of Summit, and State of Ohio:

31
32 Section 1. That a new Title 5, "Merriman Valley Schumacher Code", be established
33 and associated text and zoning map amendments for multiple parcels in the Merriman
34 Valley Schumacher Area are enacted as summarized and adopted in Exhibit A.

35
36 Section 2. That any other ordinances or resolutions or portions of ordinances and
37 resolutions inconsistent herewith be and the same are hereby repealed, but any
38 ordinances and resolutions not inconsistent herewith and which have not previously been
39 repealed are hereby ratified and confirmed.

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

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

59 Passed: _____
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61 President of Council

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64 Clerk of Council

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67 Approved: _____
68 _____
69 Mayor

70 4/15/24
[\\cf-file04\LDPublic\Council\2024ords\4-15-2024\ORDINANCE -Draft TXT-24-00003 MVS.docx](file:///C:/Users/ldpublic/Council/2024ords/4-15-2024/ORDINANCE-Draft%20TXT-24-00003%20MVS.docx)

TXT-24-00003 - Summary of Amendments

#	Title	Chapter/Section	Description
1		Table of Contents	Update to include new/revised titles and subsections
2	1	Section 1111.01 Title	Revise to add new Title 5 Merriman Valley Schumacher Code and "zoning code"
3	1	Section 1113.10 Minor Site Plan	<ul style="list-style-type: none"> Subsection A - Revise definition of Minor Site to increase the thresholds to match the MVS Code recommendation Subsection D - Revise subsections #4 and #5 to add Title 5 Subsection E (2) Add "Major" for clarification
4	1	Section 1113.11 Major Site Plan	<ul style="list-style-type: none"> Revise subsections #4 and #5 to add Title 5 Subsections A, C & D - Add "Major" for clarification
5	1	Chapter 1115 Definitions	Add note to recognize MVS definitions
6	3	Section 1131.01 Planning Areas	Add new subsection E Merriman Valley Schumacher Area (MVS)
7	3	Section 1131.02 Zoning Districts, subsection D	Add subsection #4, MVS, Merriman Valley Schumacher Area
8	3	Table 1131-1 Zoning Districts and Uses	<ol style="list-style-type: none"> Add MVS Planning Area with reference to Title 5 [Note- MVS Use Table will be added in EnCode as a "quick table"] Change <i>Personal Storage</i> from an "allowed use" in E-1 and C-1 Districts to a "limited use"
9	3	Chapter 1132 Zoning District Standards	Add Section 1132.22 MVS with purpose statement, background and reference to Title 5
10	3	Chapter 1134 Parking Requirements, subsection 1134.01	Add note that regulations do not apply to MVS
11	4	Chapter 1146 Sign Design, 1146.02 Levels of Regulation	Revise subsection "A" to add MVS as another area of regulation.
12	5	Title 5: Merriman Valley Schumacher Code	Create new Title 5 – Merriman Valley Schumacher Code
13	6	New Title 6 Appendices	Change Appendices from Title 5 to Title 6
14	Appendix A	Planning Area Map	Revise Northampton Area, State Road Portage Trail Area, add Merriman Valley Schumacher Area
15	Appendix B	Appendix B Contents	Revise & re-number
16	Appendix B	6.1 Cuyahoga Falls Zoning Map	Revise to add MVS and re-number
17	Appendix B	6.2 Cuyahoga River Area Zoning Map	Update & re-number
18	Appendix B	6.3 Bailey Munroe Falls Area Zoning Map	Update & re-number
19	Appendix B	6.4 State Road Portage Trail Area Zoning Map	Revise boundaries to recognize MVS area and re-number
20	Appendix B	6.5 Northampton Area Zoning Map	Revise boundaries to recognize MVS area and re-number
21	Appendix B	6.6 Merriman Valley Schumacher Area Zoning Map	Add new MVS map

4-2-24

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. -2024

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF
8 PUBLIC SERVICE TO EXECUTE A MODIFICATION OF
9 CONTRACT NO. 8879 WITH PERRIN ASPHALT COMPANY
10 FOR THE REPLACEMENT OF CURB ON SILVER LAKE
11 AVENUE, AND DECLARING AN EMERGENCY.

12
13 WHEREAS, under the authority of Ordinance 117-2023, the City, after competitive
14 bidding, entered into contract No. 8879 with Perrin Asphalt Company for the replacement
15 of curb on Silver Lake Avenue; and

16
17 WHEREAS, it is necessary to make additional repairs to curb on Silver Lake Avenue;
18 and

19
20 WHEREAS, it is desired to use savings in the Storm Utility Fund to replace the
21 additional curb on Silver Lake Avenue.

22
23 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
24 County of Summit and State of Ohio:

25
26 Section 1. The Director of Public Service is hereby authorized to execute a
27 modification of Contract No. 8879 with Perrin Asphalt Company authorizing the
28 replacement of curb on Silver Lake Avenue in an amount not to exceed \$250,000.00. The
29 total contract price after modification as authorized herein shall not exceed \$359,452.00.
30

31 Section 2. The Director of Finance is hereby authorized and directed to make
32 payment for same in an amount not to exceed \$250,000.00 from the Storm Drainage
33 Utility Fund, line-item Capital Outlay.
34

35 Section 3. Any other ordinances and resolutions or portions of ordinances and
36 resolutions inconsistent herewith be and the same are hereby repealed, but any
37 ordinances and resolutions or portions of ordinances and resolutions not inconsistent
38 herewith and which have not previously been repealed are hereby ratified and confirmed.
39

40 Section 4. It is found and determined that all formal actions of this Council
41 concerning and relating to the adoption of this ordinance were adopted in an open
42 meeting of this Council and that all deliberations of this Council and of any of its
43 committees that resulted in such formal action were in meetings open to the public, in
44 compliance with all legal requirements including, to the extent applicable, Chapter 107
45 of the Codified Ordinances.
46

47 Section 5. This ordinance is hereby declared to be an emergency measure necessary
48 for the preservation of the public peace, health, safety, convenience and welfare of the
49 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
50 affirmative vote of two-thirds of the members elected or appointed to Council, it shall take
51 effect and be in force at the earliest period allowed by law.
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Passed: _____

President of Council

Clerk of Council

Approved: _____

Mayor

4/15/24

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2024

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8
9 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
10 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
11 ACCORDING TO LAW, FOR THE REPLACEMENT OF THE 6” AND
12 8” WATER MAINS ON OAKWOOD DRIVE, FROM MONROE
13 AVENUE TO GRAHAM ROAD, WITH AN 8” WATER MAIN, AND
14 DECLARING AN EMERGENCY.
15

16
17 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County
18 of Summit and State of Ohio:
19

20 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
21 contracts, according to law, for the replacement of the 6” and 8” water mains on Oakwood Drive,
22 from Monroe Avenue to Graham Road, with an 8” water main.
23

24 Section 2. The Director of Finance is hereby authorized to make payment for the same from
25 the Water Fund, line item Capital Outlay.
26

27 Section 3. Any other ordinances or resolutions or portions of ordinances and resolutions
28 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions
29 not inconsistent herewith and which have not previously been repealed are hereby ratified and
30 confirmed.
31

32 Section 4. It is found and determined that all formal actions of this Council concerning and
33 relating to the adoption of this ordinance were adopted in an open meeting of this Council, and
34 that all deliberations of this Council and of any of its committees that resulted in such formal
35 action, were in meetings open to the public, in compliance with all legal requirements, to the
36 extent applicable, including Chapter 107 of the Codified Ordinances.
37

38 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
39 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
40 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of
41 the members elected or appointed to Council, it shall take effect and be in force immediately
42 upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the
43 earliest period allowed by law.
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46 Passed: _____

President of Council

Clerk of Council

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51 Approved: _____

Mayor

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54 4/15/24

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2024

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A COOPERATIVE AGREEMENT
9 WITH THE CITY OF AKRON, OHIO TO SHARE THE COST OF
10 ENGINEERING AND CONSTRUCTION OF SIDEWALK ON
11 WEST PORTAGE TRAIL, FROM NORTH PORTAGE PATH TO
12 WATERFORD COURT, AND DECLARING AN EMERGENCY.

13
14 WHEREAS, it is necessary to have a cooperation agreement to share the cost of sidewalk
15 on West Portage Trail, from North Portage Path to Waterford Court, between the City of
16 Cuyahoga Falls and the City of Akron.

17
18 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County
19 of Summit and State of Ohio:

20
21 Section 1. The Director of Public Service is hereby authorized to enter into a cooperative
22 agreement with the City of Akron to share the cost of engineering and construction for new
23 sidewalk on West Portage Trail, from North Portage Path to Waterford Court.

24
25 Section 2. The Director of Finance is hereby authorized to make payment for the same
26 from the Capital Projects Fund, line item Capital Outlay.

27
28 Section 3. Any other ordinances or resolutions or portions of ordinances and resolutions
29 inconsistent herewith be and the same are hereby repealed, but any ordinances and
30 resolutions not inconsistent herewith and which have not previously been repealed are hereby
31 ratified and confirmed.

32
33 Section 4. It is found and determined that all formal actions of this Council concerning
34 and relating to the adoption of this ordinance were adopted in an open meeting of this Council,
35 and that all deliberations of this Council and of any of its committees that resulted in such
36 formal action, were in meetings open to the public, in compliance with all legal requirements,
37 to the extent applicable, including Chapter 107 of the Codified Ordinances.

38
39 Section 5. This ordinance is hereby declared to be an emergency measure necessary for
40 the preservation of the public peace, health, safety, convenience and welfare of the City of
41 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of
42 two thirds of the members elected or appointed to Council, it shall take effect and be in force
43 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be
44 in force at the earliest period allowed by law.

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47 Passed: _____
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49 President of Council

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52 Clerk of Council

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55 Approved: _____
56 _____
57 Mayor

58 4/15/24