



# CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN



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The City of North Ridgeville Legislative Bulletin contains Ordinances and Resolutions acted upon by City Council. If noted within Ordinance or Resolution text, supplemental and supporting documents, such as exhibits, are available, upon request, by contacting Tara L. Peet, MMC at the Clerk of Council's office, 7307 Avon Belden Road, North Ridgeville, OH 44039, (440) 353.1508.

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## **ORDINANCE(S)**

### **5759-2020 AN ORDINANCE AMENDING N.R.C.O CHAPTER 1286 SIGNS AND DECLARING AN EMERGENCY.**

**WHEREAS**, the North Ridgeville City Council and the Administration recognize and courts have agreed that:

The City has a legitimate governmental interest in determining and guiding the aesthetics of the community; and

The City has legitimate governmental interest in improving and protecting public safety by regulating visual clutter along its highways; and

The City has a legitimate governmental interest in preserving and protecting property values in the community; and

**WHEREAS**, N.R.C.O. Section 1286.02(a)(6) describes a “general advertising sign” as “a sign directing attention to a business, product, service or entertainment, conducted, sold or offered elsewhere than upon the same lot where the sign is located.”; and

**WHEREAS**, nowhere in Chapter Section 1286.02 is a “general advertising sign” allowed, permitted, or even otherwise mentioned. A “general advertising sign” is functionally similar to a billboard.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:**

**SECTION 1.** Current Subsection 1286.02(a)(6) shall be deleted from Section 1286.02.

**SECTION 2.** The following language shall be added to Subsection 1286.02(a)(6) to replace what is deleted in Section 1 above: “Billboard” means any sign advertising, identifying or directing attention to any product, service, entertainment or commercial activity not offered upon the lot on which the sign is located and exceeding 200 square feet.”

**5759-2020 Continued**

**SECTION 3.** Section 1286.09(e) shall be amended to add “(9)” which shall state: “Billboards are prohibited in all zoning districts.”

**SECTION 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted 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 accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

**SECTION 5.** This Ordinance is hereby declared to be an emergency measure, the emergency being in order to meet the expiration deadline of August 16, 2020 regarding the billboard moratorium. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**5760-2020 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, WITH A CONSULTING ENGINEERING FIRM FOR ENGINEERING PLANS AND SPECIFICATIONS FOR A ROUNDABOUT AT THE INTERSECTION OF MILLS ROAD, STONEY RIDGE ROAD AND AVALON DRIVE IN AN AMOUNT NOT TO EXCEED \$164,000.00.**

**WHEREAS,** the City of North Ridgeville desires to improve the increasingly congested intersections located at Mills Road, Stoney Ridge Road and Avalon Drive by replacing the intersections with a circular traffic roundabout; and

**WHEREAS,** these intersections have been studied and said study has determined that one of the best solutions to the traffic congestion problem identified during peak hours, and due to the close proximity of these intersections, is to provide a roundabout instead of a traditional signalized intersection with turning lanes; and

**WHEREAS,** the City of North Ridgeville has received a proposal from a consulting engineering firm to provide engineering and design services including geotechnical investigation, field survey, construction plan preparation, environmental investigation and other supplemental services for \$164,000.00; and

**WHEREAS,** the City of North Ridgeville has been awarded a NOPEC Energized Community Grant in the amount of \$110,808.00 for the engineering and design associated with this intersection, and the remaining \$53,192.00 for engineering and design will be appropriated and paid for by the City.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:**

**SECTION 1.** The Mayor of the City of North Ridgeville, Ohio is hereby authorized to enter into a

**5760-2020 Continued**

contract, according to law and in a manner prescribed by law, with a consulting engineering firm for plans, specifications and bidding documents in an amount not to exceed \$164,000.00, for a roundabout at the intersections of Mills Road, Stoney Ridge Road and Avalon Drive.

**SECTION 2.** The cost for said engineering and design services shall be paid from the appropriate fund.

**SECTION 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted 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 accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

**SECTION 4.** This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

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**5761-2020 AN ORDINANCE AMENDING N.R.C.O. SECTION 1294.01(H) FENCES.**

**WHEREAS,** language shall be added to N.R.C.O. Section 1294.01(h)(1) to make it clear that the responsibility for lot line verification for accurate fence placement rests with the homeowner; and

**WHEREAS,** N.R.C.O. Section 1294.01(h)(1) currently states the following:

(h) Fences.

- (1) In addition to the provisions of Section 1468.03(a) regarding lot line verification, all fences constructed within residential areas of the City shall conform to the following standards:

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:**

**SECTION 1.** N.R.C.O. Section 1294.01(h)(1) is hereby amended as follows:

(h) Fences.

- (1) A fence is subject to the provisions of Section 1468.03(a) regarding lot line verification. Property pin verification, when visible, shall be an indication that the fence is properly located. However, the homeowner is the responsible person for any legal verification of fence placement. All fences constructed within residential areas of the City shall conform to the following standards:

**SECTION 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council, and that all

**5761-2020 Continued**

deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

**SECTION 3.** This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

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**RESOLUTION(S)**

**1496-2020      A RESOLUTION TO AUTHORIZE THE EXECUTION OF THEN AND NOW CERTIFICATES BY THE FISCAL OFFICER AND THE PAYMENT OF AMOUNTS DUE FOR VARIOUS PURCHASE ORDERS AND DECLARING AN EMERGENCY.**

**WHEREAS**, pursuant to Ohio Revised Code §5705.41(D)(1), the City may not enter into any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the City's Fiscal Officer that the amount required to meet the obligation has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

**WHEREAS**, Ohio Revised Code §5705.41(D)(1) further provides that in such circumstances when no certificate is furnished as required and the expenditure is for \$3,000.00 or more, the City's Council, as the City's taxing authority, may authorize the drawing of a warrant in payment of amounts due upon such contract or order upon certification by the City's Fiscal Officer that there was at the time of the execution of such certificate a sufficient sum appropriated for such purpose in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

**WHEREAS**, the City's Fiscal Officer certifies that the expenditure was and is properly appropriated and otherwise lawful; sufficient funds were and are available or in the process of collection to the credit of the proper fund, and the funds were and are free from any previous encumbrance; and

**WHEREAS**, the City is issuing Then and Now Certificates in connection with payments due and owing as shown in the attached Exhibit "A"; and

**WHEREAS**, City Council deems it to be in the best interest of the health, safety and welfare of the City to approve the execution by the City Fiscal Officer of Then and Now Certificates, and to authorize the payment of amounts due under the contracts or orders requiring the expenditure of \$3,000.00 or more.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:**

**1496-2020 Continued**

**SECTION 1.** City Council, pursuant to Ohio Revised Code §5705.41(D)(1), hereby approves the execution of the Then and Now Certificates by the Fiscal Officer and authorized payment due and owing as shown in the attached Exhibit “A” and incorporated herein.

**SECTION 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were conducted 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 accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure, the emergency being in order satisfy the requirements of the Ohio Revised Code and Administrative Code. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**1497-2020 A RESOLUTION AUTHORIZING FUND TRANSFERS AND DECLARING AN EMERGENCY.**

**WHEREAS,** the appropriated budget for 2020 provided for transfers and advances between certain City funds; and

**WHEREAS,** the Council of the City of North Ridgeville, Ohio deems it appropriate to transfer funds with the appropriate approval where necessary.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO:**

**SECTION 1.** The City Auditor is authorized to transfer funds not to exceed the following amounts:

<u>From</u>	<u>To</u>	<u>Amount</u>
<b><u>Transfers</u></b>		
Ambulance (265)	Ambulance Replacement (266)	83,400
Water (610)	Water GO Bond (624)	350,000
Sewer (640)	Sewer G.O Bond (654)	936,000
French Creek Treatment (670)	French Creek G.O. Bond (675)	700,000
French Creek Treatment (670)	French Creek Improvement (680)	875,000

**SECTION 2.** It is 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 any of its committees that resulted in such formal action, were in

**1497-2020 Continued**

meetings open to the public, and in compliance with all legal requirements, including §121.22 of the Ohio Revised Code.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure, the emergency being in order to make the transfers to make payments expeditiously. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**Please visit our YouTube Channel to view all public meetings live streamed at the following link:**  
[www.youtube.com/channel/UCThTaGFRof\\_AOvxSYAzMNYg](http://www.youtube.com/channel/UCThTaGFRof_AOvxSYAzMNYg)

**CITY COUNCIL MEETING DATES FOR 2020**

January 6, 2020	January 21, 2020	February 3, 2020
February 18, 2020	March 2, 2020	March 16, 2020
April 6, 2020	April 20, 2020	May 4, 2020
May 18, 2020	June 1, 2020	June 15, 2020
July 6, 2020	July 20, 2020	August 3, 2020
August 17, 2020	September 8, 2020	September 21, 2020
October 5, 2020	October 19, 2020	November 2, 2020
November 16, 2020	December 7, 2020	December 21, 2020

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