



City of Mentor-on-the-Lake

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www.CityMOL.org

AGENDA

REGULAR/VIRTUAL MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE SEPTEMBER 13, 2022 7:00 p.m.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL:

At Large: KEVIN BITTNER, Vice-President
At Large: JIM LUNDER
Ward 4: DESIREA THOMPSON
At Large: MICHELLE MOORE
Ward 1: DAVID CHABUT
Ward 2: PAUL MORRIS
Ward 3: ROB JOHNSON, President

APPROVAL OF MINUTES: Regular/Virtual Meeting of Council – August 9, 2022

CORRESPONDENCE:

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor & Safety Director - Mr. Eva
Administrative Director - Mrs. Bartone
Law Director - Mr. Lyons

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:

BOARD/COMMITTEE/COMMISSION REPORTS:

Special Committee	Monday, August 15, 2022
Council of the Whole	Thursday, August 18, 2022
Parks and Recreation Board	Wednesday, August 24, 2022
Community Development	Thursday, August 25, 2022
Planning and Zoning Commission	Monday, September 12, 2022

OPEN TO THE PUBLIC TO SPEAK:

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2022-R-15

A RESOLUTION ACCEPTING THE RATES AS DETERMINED BY THE LAKE COUNTY BUDGET COMMISSION FOR TAX YEAR 2022, AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE LAKE COUNTY AUDITOR

RESOLUTION NO. 2022-R-16

A RESOLUTION RATIFYING THE COLLECTIVE BARGAINING AGREEMENT WITH THE PART TIME PATROL OFFICERS AND AUTHORIZING THE MAYOR AND ADMINISTRATIVE DIRECTOR TO EXECUTE A WRITTEN CONTRACT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION, AND DECLARING AN EMERGENCY

RESOLUTION NO. 2022-R-17

A RESOLUTION DECLARING IT NECESSARY AND DETERMINING TO PROCEED WITH ACQUIRING, CONSTRUCTING, INSTALLING, EQUIPPING, IMPROVING, MAINTAINING AND REPAIRING IMPROVEMENTS NECESSARY FOR MAKING IMPROVEMENTS TO ABATE EROSION ALONG PROPERTIES WITHIN THE CITY INCLUDED WITHIN THE LAKE COMMUNITIES SHORELINE SPECIAL IMPROVEMENT DISTRICT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2022-O-12

AN ORDINANCE LEVYING LIENS FOR EXPENSES INCURRED FOR LAWN MAINTENANCE AND/OR CULVERT REPAIRS

ORDINANCE NO. 2022-O-13

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR ACQUIRING, CONSTRUCTING, INSTALLING, EQUIPPING, IMPROVING, MAINTAINING AND REPAIRING IMPROVEMENTS NECESSARY FOR MAKING IMPROVEMENTS TO ABATE EROSION ALONG PROPERTIES WITHIN THE CITY INCLUDED WITHIN THE LAKE COMMUNITIES SHORELINE SPECIAL IMPROVEMENT DISTRICT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2022-O-14

AN ORDINANCE AMENDING CODIFIED ORDINANCE 1242.11 – ISSUANCE OF FENCE PERMITS

ORDINANCE NO. 2022-O-15

AN ORDINANCE AMENDING CODIFIED ORDINANCE 434.10 – OPERATION OF GOLF CARTS ON CITY ROADWAYS TO ADD IN PARAGRAPH (g) TO ALLOW FOR FEES FOR INSPECTION OF GOLF CARTS AND DECLARING AN EMERGENCY

ORDINANCE NO. 2022-O-16

AN ORDINANCE AMENDING CODIFIED ORDINANCE 452.16 – PARKING OF TRUCKS AND OTHER LARGE VEHICLES AND 452.99 – PENALTY

ORDINANCE NO. 2022-O-17

AN ORDINANCE AMENDING CODIFIED ORDINANCE 618.19(d)(6) – DEFINITION OF NUISANCE HEALTH RISK ANIMALS

OLD BUSINESS:

NEW BUSINESS:

OPEN TO THE PUBLIC TO SPEAK:

ANNOUNCEMENTS AND SETTING OF MEETINGS:

ADJOURNMENT:

**The next REGULAR AGENDA MEETING will be held on
Thursday, September 22, 2022, at 6:00 P.M.**

**The next REGULAR MEETING OF COUNCIL will be held on
Tuesday, September 27, 2022, at 7:00 P.M.**

RESOLUTION NO. 2022-R-15

**A RESOLUTION ACCEPTING THE RATES AS DETERMINED BY THE LAKE
COUNTY BUDGET COMMISSION FOR TAX YEAR 2022,
AUTHORIZING THE NECESSARY TAX
LEVIES AND CERTIFYING THEM TO THE LAKE COUNTY AUDITOR**

BE IT RESOLVED by the Council of the City of Mentor-on-the-Lake, County of Lake, and State of Ohio:

Section 1. That there be and hereby is levied on the 2022 tax duplicate of the City, the following rates of tax necessary to be levied inside and outside the ten mill limitation:

Inside the Ten Mill Limitation

General Fund - 101	2.70	mills
Police Pension Fund - 211	.30	mills
Total Inside the Ten Mill Limitation	<u>3.00</u>	<u>mills</u>

Outside the Ten Mill Limitation

Fire Protection Levy - 221	7.30	mills
Police Protection Levy - 212	9.20	mills
Safety Forces Levy - 240	4.50	mills
Charter Police Levy - 241	1.50	mills
Charter Fire Levy - 242	1.10	mills
Charter Road Levy - 243	1.20	mills
Total Outside the Ten Mill Limitation	<u>24.80</u>	<u>mills</u>

Section 2. That the Clerk of this Council be and hereby is directed to certify and deliver a copy of this Resolution forthwith to the Lake County Auditor.

Section 3. That all formal actions of this Council concerning the passage of this Resolution were adopted in an open meeting and that all deliberations of this Council, or any of its Committees which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Resolution shall be in full force and effect as provide by law.

ADOPTED: _____

ROBERT JOHNSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

RESOLUTION NO. 2022-R-16

A RESOLUTION RATIFYING THE COLLECTIVE BARGAINING AGREEMENT WITH THE PART TIME PATROL OFFICERS AND AUTHORIZING THE MAYOR AND ADMINISTRATIVE DIRECTOR TO EXECUTE A WRITTEN CONTRACT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION, AND DECLARING AN EMERGENCY

WHEREAS, the City and the Ohio Benevolent Association, acting on behalf of the part-time patrol officers of the City of Mentor-on-the-Lake, have engaged in collective bargaining negotiations and procedures pursuant to Chapter 4117, of the Ohio Revised Code; and

WHEREAS, said parties have effected a settlement of all issues raised and have reduced such settlement to writing for a period of three (3) years commencing June 25, 2022; and

WHEREAS, this Council has reviewed the terms of such agreement with the Administration, finds the same to be acceptable, and determines that it should be ratified.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO AS FOLLOWS:

Section 1. That this Council does hereby ratify the terms and conditions of that Collective Bargaining Agreement between the City of Mentor-on-the-Lake and the Ohio Patrolmen's Benevolent Association, pertaining to its part time officers, attached hereto as Exhibit "A", and the Mayor and Administrative Director are hereby authorized to execute such contract on behalf of the City.

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22, of the Ohio Revised Code.

Section 3. That this Resolution is hereby declared to be and is passed as an emergency measure, the emergency being the need to immediately implement the provisions of said Collective Bargaining Agreement. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake.

WHEREFORE, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ADOPTED: _____

ROBERT JOHNSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

RESOLUTION NO. 2022-R-17

A RESOLUTION DECLARING IT NECESSARY AND DETERMINING TO PROCEED WITH ACQUIRING, CONSTRUCTING, INSTALLING EQUIPPING, IMPROVING, MAINTAINING AND REPAIRING IMPROVEMENTS NECESSARY FOR MAKING IMPROVEMENTS TO ABATE EROSION ALONG PROPERTIES WITHIN THE CITY INCLUDED WITHIN THE LAKE COMMUNITIES SHORELINE SPECIAL IMPROVEMENT DISTRICT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, property owners within the City petitioned Council to form a shoreline special improvement district to provide assistance in abating erosion along the shoreline of Lake Erie, and Council approved such petitions and joined in the formation of the Lake County Communities Shoreline Special Improvement District, Inc. (the SID);

WHEREAS, a property owner within the SID has submitted a special assessment improvement petition to this Council in accordance with the Improvement Plan implemented by the SID requesting that erosion abatement improvements proceed on their property and that the City levy special assessments upon their property for the costs of those erosion abatement improvements pursuant to Chapters 727 and 1710 of the Revised Code;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, LAKE COUNTY, OHIO, THAT:

SECTION 1. It is hereby declared necessary to improve in the City of Mentor-on-the-Lake the properties listed on Attachment A hereto and incorporated by reference hereby (collectively, the "Assessment Properties") by acquiring, constructing, installing equipping, improving, maintaining and repairing improvements necessary for making improvements to abate erosion, together with all necessary appurtenances thereto (the "Improvements"). It is hereby further determined to proceed with the Improvements as described herein.

SECTION 2. The plans, specifications and profiles of the Improvements and the estimates of cost of the Improvements as set forth in the Improvement Petition filed by the owners of the Assessment Properties to be improved and assessed and now on file in the office of the Clerk of this Council, are adopted and approved. It is hereby determined to proceed with the Improvements which shall be made and in accordance with those plans, specifications, profiles and estimates of cost for the Improvements and with the route and termini and other details and descriptions as set forth therein.

SECTION 3. This Council finds and determines that the Improvements constitute "public improvements" and "shoreline improvement projects" under Section 1710.01 of the Revised Code and are conducive to the public health, convenience and welfare of this City and its inhabitants, and the lots and lands to be assessed as described in Section 4 are specially benefited by the Improvements.

SECTION 4. The entire cost of the Improvement for each parcel shall be assessed in proportion to the benefits that may result from the Improvement upon each the Assessment Property.

SECTION 5. There have been no claims for damages resulting from the Improvements.

SECTION 6. The special assessments to be levied on the Assessment Properties shall be paid in 15 annual (30 semiannual) installments, with interest on the unpaid balance of each special assessment at the same rate as shall be borne by the bonds to be issued on behalf of the City and SID, with such issuance of bonds hereby requested by the City by and through such issuing authority as determined by the SID, in anticipation of the collection of the unpaid special assessments; provided that, the owners of the Assessment Properties may pay all or a portion of the special assessment in cash prior to its certification for collection with the County Auditor.

SECTION 7. The Clerk of Council shall deliver a certified copy of this resolution to the County Auditor within 15 days after its passage.

SECTION 8. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

SECTION 9. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the citizens of the City; and for the further reason that it is urgently necessary to undertake shoreline improvement projects as soon as possible to address shoreline erosion issues posing an imminent threat to the properties along the shoreline of Lake Erie; therefore, provided that it receives the affirmative vote at least 5 members elected to Council, this resolution shall be in full force and take effect immediately upon its adoption by Council; otherwise, it shall be in full force and take effect from and after the earliest period allowed by law.

ADOPTED: _____

ROBERT JOHNSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

ATTACHMENT A – ASSESSMENT PARCELS

Those parcels identified in the land records of the County of Lake, Ohio as follows:

1. Permanent Parcel Nos. 19-A-088-F-00-005-0, 19A-088-F-00-006-0 and 19-A-088-F-00-007-0 (City of Mentor-on-the-Lake, Ohio).

ORDINANCE NO. 2022-O-12

**AN ORDINANCE LEVYING LIENS FOR EXPENSES INCURRED FOR
LAWN MAINTENANCE AND/OR CULVERT REPAIRS.**

WHEREAS, pursuant to Chapter 1024 and Chapter 678 of the Mentor-on-the-Lake Codified Ordinances, notice was served on the owner, lessee, agent, or tenant having charge of such land, that weeds & litter and/or driveway culverts were in need of removal, repair and/or replacement; and

WHEREAS, the Service Director caused lawn maintenance to be performed and/or such driveway culvert to be removed, repaired, replaced and/or installed and the expense to be invoiced; and

WHEREAS, the owner, lessee, agent or tenant having charge of such land failed to pay the amount invoiced.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO:

Section 1. That this Council does hereby certify that the amount set forth opposite the name of each respective owner is the true and correct amount of the expense necessarily incurred by the City of Mentor-on-the-Lake for lawn maintenance and/or in the removal, repair and/or replacement of driveway culverts:

<u>PROPERTY OWNERS</u>	<u>PERMANENT PARCEL NUMBER</u>	<u>AMOUNT DUE</u>
Lillian Vondouris	19A088A000010	78.71
Michael Voleski	19A088J000010	78.71
Midwest Commercial	19A089J000630	78.71
Wilson Land Properties	19A090A000010	78.71
Lisa Mercer	19A090E000730	59.03
Osair Inc	19A090I000010	157.42
Mark Siebold	19A090O000290	59.03
Burger King	19A0920000230	118.06
Landstar Management	19A093E00040	118.06
5509 Chestnut LLC	19A093F000170	78.71
Michael Thomas	19A091C000630	78.71
Michael Giudice	19A090I0000320	59.03

Section 2. That the amounts herein set forth with respect to each respective owner, be entered upon the 2022 tax duplicate by the Auditor of Lake County, Ohio, upon the parcel of land described and set forth and returned to the General Fund of the City of Mentor-on-the-Lake, out of which said services have been paid.

Section 3. That the Administrative Director is hereby authorized and directed to send a certified copy of this Ordinance to the Auditor of Lake County, Ohio.

Section 4. All formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and all deliberations of this Council or any of its Committees, which resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ADOPTED: _____

ROBERT JOHNSON
PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

ORDINANCE NO. 2022-O-13

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR ACQUIRING, CONSTRUCTING, INSTALLING EQUIPPING, IMPROVING, MAINTAINING AND REPAIRING IMPROVEMENTS NECESSARY FOR MAKING IMPROVEMENTS TO ABATE EROSION ALONG PROPERTIES WITHIN THE CITY INCLUDED WITHIN THE LAKE COMMUNITIES SHORELINE SPECIAL IMPROVEMENT DISTRICT, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, property owners within the City petitioned Council to form a shoreline special improvement district to provide assistance in abating erosion along the shoreline of Lake Erie, and Council approved such petitions and joined in the formation of the Lake County Communities Shoreline Special Improvement District, Inc. (the SID);

WHEREAS, property owners within the SID have submitted special assessment improvement petitions to this Council in accordance with the Improvement Plan implemented by the SID requesting that erosion abatement improvements proceed on their properties and that the City levy special assessments upon their properties for the costs of those erosion abatement improvements pursuant to Chapters 727 and 1710 of the Revised Code; and

WHEREAS, this Council has declared the necessity and determined to proceed with the improvements as petitioned pursuant to resolution (the Resolution of Necessity and Determination to Proceed);

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, LAKE COUNTY, OHIO, THAT:

SECTION 1. The special assessments for the cost and expense of acquiring, constructing, installing equipping, improving, maintaining and repairing improvements necessary for making improvements to abate erosion, together with all necessary appurtenances thereto (the "Improvements") pursuant to the Resolution of Necessity and Determination to Proceed on file with the Clerk of Council, are adopted and confirmed. Those special assessments are levied and assessed on the lots and lands provided for in the Resolution of Necessity and Determination to Proceed in the respective amounts set forth in the schedule of special assessments on file, which special assessments are in proportion to the special benefits, statutory limitations having been waived by the petitioning property owners. This Council finds and determines that the special assessments are in the same proportion to the estimated assessments as the actual cost of the Improvements is to the estimated cost of the Improvements as originally filed and upon which the estimated assessments were based.

SECTION 2. The special assessments shall be payable in cash prior to their certification to the County Auditor at the option of the owner, or shall be paid in 15 annual (30 semiannual) installments, with interest on the unpaid balance of each special assessment at the same rate as shall be borne by the bonds to be issued on behalf of the City and the SID, with such issuance hereby

requested by the City by and through such issuing authority as determined by the SID, in anticipation of the collection of the unpaid special assessments. All cash payments shall be made to or at the direction of the Director of Finance of the City. All special assessments remaining unpaid at the expiration of the cash payment period shall be certified by or at the direction of the Clerk of Council to the County Auditor as provided by law to be placed on the tax duplicate and collected as taxes are collected.

SECTION 3. The Clerk of Council shall deliver a certified copy of this ordinance to the County Auditor within 20 days after its passage.

SECTION 4. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

SECTION 5. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the citizens of the City; and for the further reason that it is urgently necessary to undertake shoreline improvement projects as soon as possible to address shoreline erosion issues posing an imminent threat to the properties along the shoreline of Lake Erie; therefore, provided that it receives the affirmative vote at least 5 members elected to Council, this ordinance shall be in full force and take effect immediately upon its adoption by Council; otherwise, it shall be in full force and take effect from and after the earliest period allowed by law.

ADOPTED: _____

ROBERT JOHNSON
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DAVID R. EVA **DATE**
MAYOR

ORDINANCE NO. 2022-0-14

**AN ORDINANCE AMENDING CODIFIED
ORDINANCE 1242.11 - ISSUANCE OF FENCE PERMITS**

WHEREAS, Council wishes to amend Ordinance 1242.11 in order to clarify the requirements for the issuance of fence permits in the City.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That Codified Ordinance **1242.11 - ISSUANCE OF FENCE PERMITS** is amended and as amended hereby reads as follows:

1242.11 ISSUANCE OF FENCE PERMITS.

(a) All fence permit applications shall be subject to the approval of the Zoning Inspector. In Garden-Type and Elderly Apartment, Condominium, Garden, Business Districts I and II, Office Building, Industrial, Yacht Club, and Recreational Park Districts, the Planning and Zoning Commission shall have the authority to set display and type of fences, and the decision of such Commission in such regard shall be final and binding.

(b) No fence permit shall be issued in any district by the Zoning Inspector unless the fence to be erected conforms to the requirement that the finished or decorative side of the fence faces away from the lot upon which the fence is being erected.

(c) No fence shall hereafter be erected, constructed, altered, relocated, rebuilt or repaired by any person until an application has been filed with, and a permit issued by, the Zoning Inspector. A fence repair exemption to this permit requirement may be granted pursuant to the provisions of section (d) below.

(d) The Zoning Inspector may grant the applicant for a fence repair an exemption from obtaining and paying for a fence

permit if the Zoning Inspector determines that the fence repair is the repair of a deteriorated or broken fence and that the repair method utilizes the exact same location for the fence and the same type of fence material, size, style, and shape of the existing fence and the repair does not exceed 33% of one single side length of the current fencing. In order to obtain this exemption, the owner, occupant or fence repair person must still apply for a fence permit but during that process request an exemption because the proposed repair meets the requirements of this section (d).

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided in law upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA,
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2022-0-15

**AN ORDINANCE AMENDING CODIFIED
ORDINANCE 434.10 - OPERATION OF GOLF CARTS ON CITY ROADWAYS TO
ADD IN PARAGRAPH (g) TO ALLOW FOR FEES FOR INSPECTION OF GOLF
CARTS AND DECLARING AN EMERGENCY**

WHEREAS, Council wishes to amend Ordinance 434.10 Operation Of Golf Carts On City Roadways to add in new Paragraph (g) to allow the City to charge for fees for inspections of golf carts so that the City can cover its costs for providing this service to the community.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Paragraph 1. That Codified Ordinance 434.10 - Operation of Golf Carts on City Roadways is amended by adding in new Paragraph (g) and new Paragraph (g) in Ordinance 434.10 hereby reads as follows:

434.10 OPERATION OF GOLF CARTS ON CITY ROADWAYS.

(g) The Police Chief and the Mentor on the Lake Police Department have the right but not the obligation to conduct golf cart inspections pursuant to the requirements of paragraph (c) of this Ordinance and pursuant to Revised Code Section 4513.02. The Police Chief shall determine whether or not the Mentor on the Lake Police Department will conduct these inspections and if the Department is conducting these inspections, then the Department shall charge a fee of \$10.00 to residents of Mentor on the Lake and \$20.00 for non-residents of Mentor on the Lake.

Paragraph 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements,

including Paragraph 121.22 of the Ohio Revised Code.

Paragraph 3. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to help defray the costs of providing these inspection services. Said Ordinance is necessary for the immediate preservation of the public health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2022-0-16

**AN ORDINANCE AMENDING CODIFIED
ORDINANCE 452.16 - PARKING OF TRUCKS AND OTHER LARGE VEHICLES
AND 452.99 - PENALTY**

WHEREAS, Council wishes to amend Ordinance 452.16 in order to create new Section (f) to add a penalty clause to this section and as a result of this Amendment it is necessary to incorporate the penalty section of 452.16 into the general penalty language of 452.99.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That new Section (f) is created in Codified Ordinance 452.16 - PARKING OF TRUCKS AND OTHER LARGE VEHICLES and that Ordinance 452.16 as amended hereby reads as follows:

452.16 - PARKING OF TRUCKS AND OTHER LARGE VEHICLES

(a) No truck, camper, boat, motor home, fifth-wheel vehicle, bus or other vehicle connected to a truck, camper, boat, motor home, fifth-wheel vehicle or bus shall be parked closer than 20 feet from the edge of the street fronting the lot or street designating the lot number, nor closer than five feet from any side lot line or right-of-way of a cornering street, if the drive fronts such cornering street.

(b) No truck or other vehicle used to transport items which cause the vehicle to give off noxious odors or fumes, or used to transport garbage or materials which may create a risk to the health, safety or welfare of the community, shall be parked in any residential area of the City.

(c) As used in this section, "truck" includes flat-bed, stake-body, utility-box, dump and tractor-trailer vehicles.

(d) The specifications and requirements contained in Section 452.14 are hereby adopted for this section and are applicable in the enforcement of this section.

(e) No commission or committee of the City shall grant any variance to this section.

(f) Penalty. The penalty shall be as is set forth in Section 452.99.

Section 2. That Codified Ordinance 452.99(b) - PENALTY is amended and as amended hereby reads as follows:

(b) Penalties for violations of Section 452.03(s) and 452.16 shall be as follows:

(1) For the first offense, one hundred dollars (\$100.00);

(2) For the second offense occurring within 12 months of the first offense, two hundred and fifty dollars (\$250.00); and

(3) For the third and all subsequent offenses occurring within 12 months of the second offense, a minor misdemeanor, punishable by a fine of not more than five hundred dollars (\$500.00).

Section 3. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided in law upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA,
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2022-0-17

**AN ORDINANCE AMENDING CODIFIED
ORDINANCE 618.19(d) (6) - DEFINITION OF NUISANCE HEALTH RISK
ANIMALS**

WHEREAS, Council wishes to amend Ordinance 618.19(d)(6) in order to add Canada Geese to the definition of Nuisance Health Risk Animals.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Mentor-on-the-Lake, County of Lake and State of Ohio, as follows:

Section 1. That Codified Ordinance 618.19(d)(6) - DEFINITION OF NUISANCE HEALTH RISK ANIMALS is amended and as amended hereby reads as follows:

618.19(d) (6) - DEFINITION OF NUISANCE HEALTH RISK ANIMALS

(6) "Nuisance health risk animals" shall mean rats, raccoons, skunks, deer, coyotes, Canada geese and feral cats.

Section 2. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

WHEREFORE, this Ordinance shall be in full force and effect as provided in law upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA,
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council