

ORDINANCE NO.

**ORDINANCE AMENDING SECTION 1375.07 – EXEMPTIONS OF
THE PAINESVILLE CODE OF 1998, AND DECLARING AN
EMERGENCY**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION I. That Section 1375 of the Painesville Code of 1998 is hereby enacted to read as follows:

1375.07 EXEMPTIONS.

(a) A building under active construction/renovation and having a valid building permit(s) at the time of initial inspection shall be exempt from registration until the expiration of the longest running, currently active building permit.

(b) A building which has suffered fire damage or damage caused by extreme weather conditions shall be exempt from the registration requirement for a period of 90 days after the date of the fire or extreme weather event if the property owner submits a request for exemption in writing to the Community Development Department. This request shall include the names and addresses of the owner or owners, and a statement of intent to repair and reoccupy the building in an expedient manner, or the intent to demolish the building.

(c) A building that is for sale and listed with a licensed State of Ohio realtor shall be exempted for a period of 12 months from the start of vacancy, provided that the owner submits proof to the Community Development Department of such listing and for sale status.

(d) A building that has been granted an exemption pursuant to the following. Any owner of a vacant building may request an exemption from the provisions of this chapter by filing a written application with the Director of the Community Development Department who shall timely consider same. In determining whether a request for exemption should be granted, the Director shall consider the following: the applicant's prior record as it pertains to City Housing Code, Building Code, or Property Maintenance Code violations; the amount of vacant property the applicant currently has within the City; and the length of time that the building for which the exception is sought has been vacant.

(e) Any building or structure acquired by the Lake County Land Reutilization Corporation for the purpose of demolition or rehabilitation shall be exempt from registration and any fees set forth in Section 1375.06 of this Chapter. (Ord. 11-11. Passed 2-22-11.)

SECTION II. That this Ordinance is passed as an emergency measure for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the necessity to adopt additional regulations to help insure compliance with the City's Building and Zoning Codes, and therefore this Ordinance shall become effective immediately upon its passage.

PASSED:

Paul W. Hach, II
President of Council

ATTEST:

Tara Diehl
Clerk of Council

RESOLUTION NO. 30-15

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO SUBMIT AN APPLICATION AND ENTER INTO AN AGREEMENT WITH THE OHIO PUBLIC WORKS COMMISSION FOR FUNDING FOR INFRASTRUCTURE IMPROVEMENTS OF WALNUT STREET, AND DECLARING AN EMERGENCY.

WHEREAS, there are funds available through the Ohio Public Works Commission for infrastructure improvements within municipalities; and

WHEREAS, acquisition of said funds is based upon the submission of project applications being submitted to the District Seven Public Works Committee and the Ohio Public Works Commission; and

WHEREAS, the City of Painesville is in need of funding for the infrastructure improvements within the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO:

SECTION 1. That the City Manager be and is hereby authorized and directed to submit an application and enter into an Agreement with the Ohio Public Works Commission for Local Transportation Improvement Program Funding for the Improvement of Walnut Street.

SECTION 2. That the City Manager is hereby authorized to execute such forms and contracts as may be required to properly secure said funding.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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 meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution is hereby declared to be and is passed as an emergency measure for the immediate preservation of the public peace, health, safety and general welfare of the citizens of the City of Painesville, the emergency being that the immediate passage is necessary so as to meet filing deadlines, and therefore, this Resolution shall become effective immediately upon its passage.

PASSED:

Paul W. Hach II
President of Council

ATTEST:

Tara Diehl
Clerk of Council

RESOLUTION NO. 31-15

**A RESOLUTION APPROVING THE
PRELIMINARY PLAT OF HEISLEY PARK
RESIDENTIAL SUBDIVISION PHASE XX and
DECLARING AN EMERGENCY.**

BE IT RESOLVED by the Council of the City of Painesville, Lake County, Ohio:

SECTION I. The preliminary plat of Heisley Park Residential Subdivision Phase XX being submitted to the Painesville City Planning Commission and approved with stipulations by that body on October 8, 2015, and therefore forwarded to this Council pursuant to Section 1109.11 of the Painesville Code of 1998, is hereby approved.

SECTION II. This resolution is adopted as an emergency measure necessary for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of at the City of Painesville, the emergency being that unnecessary delay will adversely affect the proper and effective development of the area of the City of Painesville, and therefore, this resolution shall become effective immediately upon its passage.

PASSED:

Paul W. Hach, II
President of Council

Tara Diehl
Clerk of Council