ORDINANCE NO. 11-15

AN ORDINANCE AMENDING SECTION 167.071, 167.09, 167.11, AND 167.12 OF THE PAINESVILLE CODE OF 1998 RELATING TO THE CLASSIFICATION AND COMPENSATION PLAN, and DECLARING AN EMERGENCY

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

SECTION 1. That Section 167.071, 167.09, 167.11 and 167.12 is hereby amended to read as follows:

SECTION 167.071 COLLECTIVE BARGAINING AGREEMENTS

(a) The Collective Bargaining Agreement between the Painesville City Firefighters, IAFF, Local 434, and the City of Painesville, effective April 1, 2012, through March 31, 2015, is hereby adopted and incorporated into Chapter 167 of the Codified Ordinances of the City of Painesville as setting forth the applicable rates of compensation, benefit provisions, and working conditions for the members of that local.

(b) The Collective Bargaining Agreement between the Fraternal Order of Police, Ohio Labor Council and Lodge No. 90, and the City of Painesville, effective April 1, 2015, through March 31, 2018, is hereby adopted and incorporated into Chapter 167 of the Codified Ordinances of the City of Painesville, as setting forth the applicable rates of compensation, benefit provisions, and working conditions for the members of that lodge.

(c) The Collective Bargaining Agreement between the Fraternal Order of Police, Ohio Labor Council, and Lodge No. 90 sergeants and lieutenants, and the City of Painesville, effective April 1, 2015, through March 31, 2018, is hereby adopted and incorporated into Chapter 167 of the Codified Ordinances of the City of Painesville, as setting forth the applicable rates of compensation, benefit provisions, and working conditions for the members of that union.

(d) The Collective Bargaining Agreement between the International Union of Operating Engineers 18S and the City of Painesville, effective April 1, 2015 through March 31, 2018 is hereby adopted and incorporated into Chapter 167 of the Codified Ordinances of the City of Painesville, as setting forth the applicable rates of compensation, benefit provisions and working conditions for the members of that union.

(e) The Collective Bargaining Agreement between the International Brotherhood of Electrical Workers and the City of Painesville, effective April 1, ~~2014~~ 2015 through March 31, ~~2015~~ 2018 is hereby adopted and incorporated into Chapter 167 of the Codified Ordinances of the City of Painesville, as setting forth the applicable rates of compensation, benefit provisions, and working conditions for members of that union.

(f) The Collective Bargaining Agreement between the American Federation of State, County and Municipal Employees, Ohio Council 8 and the City of Painesville, effective April 1, 2012 through March 31, 2015, is hereby adopted and incorporated into Chapter 167 of the Codified Ordinances of the City of Painesville, as setting forth the applicable rates of compensation, benefit provisions, and working conditions for the members of that union.

(g) The City Manager is authorized and directed to execute the above Collective Bargaining Agreements.

SECTION 167.09 UNCLASSIFIED POSITIONS AND COMPENSATION

THE FOLLOWING SHALL COMPRISE THE UNCLASSIFIED POSITIONS OF THE CITY, WITH SUCH CHANGES AS MAY BE MADE FROM TIME TO TIME BY CITY COUNCIL, BY AMENDMENT TO THIS SECTION, ALONG WITH THE RATE OF PAY FOR SUCH OFFICIALS AND EMPLOYEES:

ELECTIVE OFFICIALS

PRESIDENT OF COUNCIL	$ 583.33	MONTHLY	
COUNCIL MEMBERS	$ 500.00	MONTHLY	

ADMINISTRATIVE OFFICIALS

DIRECTOR OF LAW			
Effective April 1, 2015	2,858.40	BI-WEEKLY	(1)
Effective April 1, 2016	2,929.86	BI-WEEKLY	(1)
Effective April 1, 2017	2,973.81	BI-WEEKLY	(1)
ASSISTANT LAW DIRECTOR/PROSECUTOR			
Effective April 1, 2015	1,429.18	BI-WEEKLY	
Effective April 1, 2016	1,464.91	BI-WEEKLY	
Effective April 1, 2017	1,486.88	BI-WEEKLY	

ASSISTANT LAW DIRECTOR

Effective April 1, 2015	788.46	BI-WEEKLY	
Effective April 1, 2016	808.17	BI-WEEKLY	
Effective April 1, 2017	820.29	BI-WEEKLY	

CLERK OF COURT

Effective April 1, 2015	2,585.58	BI-WEEKLY	(1) (3)
Effective April 1, 2016	2,650.22	BI-WEEKLY	(1) (3)
Effective April 1, 2017	2,689.97	BI-WEEKLY	(1) (3)

CLERK OF COUNCIL/COMMUNICATIONS COORDINATOR

Effective April 1, 2015	1,576.93	BI-WEEKLY	(1)
Effective April 1, 2016	1,616.35	BI-WEEKLY	(1)
Effective April 1, 2017	1,640.60	BI-WEEKLY	(1)

OTHER POSITIONS

SCHOOL CROSSING GUARD	(2)
RECREATION ASSISTANT	(2)
CAMP COUNSELOR	(2)
SENIOR LEADER	(2)
RECREATION SPECIALIST	(2)
SENIOR (SEASONAL)	(2)
CO-OP STUDENT TRAINEE	(2)
CLERK TYPIST (SEASONAL/PART-TIME)	(2)
JUNIOR (SEASONAL)	(2)
PARKING ENFORCEMENT OFFICER	(2) (1)
SPECIAL POLICE OFFICER/COURT SECURITY OFFICER	(2)
PROBATION OFFICER	(2) (1)

(1) WHICH SHALL BE ADJUSTED BY INTERNAL REVENUE SERVICE (I.R.S.) APPROVED PUBLIC EMPLOYEES RETIREMENT SYSTEM (P.E.R.S.) EMPLOYER "PICK-UP" PLAN.
(2) AS DETERMINED BY THE CITY MANAGER.
(3) SUBJECT TO ANNUAL COST OF LIVING INCREASE AS ESTABLISHED FOR THE MUNICIPAL COURT JUDGE.

VOLUNTEER POSITIONS

VOLUNTEERS ARE NOT REGULAR EMPLOYEES OF THE CITY BUT PERFORM SERVICES FOR THE CITY ON AN "ON CALL", "AS AVAILABLE" BASIS.

SPECIAL POLICE OFFICER AND PART TIME FIREFIGHTER:

ENTRANCE	$10.34 PER HOUR
AFTER ONE (1) YEAR	$11.57 PER HOUR
AFTER THREE (3) YEARS	$13.34 PER HOUR

PART-TIME FIREFIGHTER PARAMEDIC

ENTRANCE	$11.39 PER HOUR
AFTER ONE (1) YEAR	$12.62 PER HOUR
AFTER THREE (3) YEARS	$14.39 PER HOUR

SECTION 167.11 SALARY AND HOURLY RATED EMPLOYEES

THE COMPENSATION PLAN FOR ALL SALARY AND HOURLY RATED EMPLOYEES FOR ALL NON-UNION POSITIONS, EXCEPT THOSE POSITIONS SPECIFICALLY DESIGNATED IN THE APPROPRIATE COMPENSATION SECTION, IS HEREBY ADOPTED ACCORDING TO THE FOLLOWING SCHEDULE, AS OF APRIL 1, 2015 AND MAY BE ADJUSTED BY THE PROVISIONS OF AN APPLICABLE EMPLOYER PENSION PICK-UP PLAN:

COMPENSATION PLAN EFFECTIVE APRIL 1, 2015 2.5%

BI-WEEKLY SALARY AND HOURLY RATES

INTERMEDIATE RATES

GRADE			STEP 1 ENTRANCE RATE	STEP 2 AFTER 1 YEAR*	STEP 3 AFTER 2 YEARS*	STEP 4 AFTER 3 YEARS*	STEP 5 AFTER 4 YEARS*	STEP 6 AFTER 5 YEARS*
1	HOURLY		11.2485	11.8113	12.4016	13.0219	13.6731	14.3568
2	HOURLY		11.8113	12.4016	13.0219	13.6731	14.3568	15.0743
3	HOURLY		12.4016	13.0219	13.6731	14.3568	15.0743	15.8280

4	HOURLY		13.0219	13.6731	14.3568	15.0743	15.8280	16.6197
5	HOURLY		13.6731	14.3568	15.0743	15.8280	16.6197	17.4501
6	HOURLY		14.3568	15.0743	15.8280	16.6197	17.4501	18.3226
7	HOURLY		15.0743	15.8280	16.6197	17.4501	18.3226	19.2395
8	HOURLY		15.8280	16.6197	17.4501	18.3226	19.2395	20.2012
9	HOURLY		16.6197	17.4501	18.3226	19.2395	20.2012	21.2111
10	HOURLY		17.4501	18.3226	19.2395	20.2012	21.2111	22.2717
11	HOURLY		18.3226	19.2395	20.2012	21.2111	22.2717	23.3853
12	HOURLY		19.2395	20.2012	21.2111	22.2717	23.3853	24.5550
13	HOURLY		20.2012	21.2111	22.2717	23.3853	24.5550	25.7821
14	HOURLY		21.2111	22.2717	23.3853	24.5550	25.7821	27.0714
15	HOURLY		22.2717	23.3853	24.5550	25.7821	27.0714	28.4254
16	HOURLY		23.3853	24.5550	25.7821	27.0714	28.4254	29.8459
17	HOURLY		24.5550	25.7821	27.0714	28.4254	29.8459	31.3385
18	HOURLY		25.7821	27.0714	28.4254	29.8459	31.3385	32.9053

COMPENSATION PLAN EFFECTIVE APRIL 1, 2016 2.5%

			BI-WEEKLY SALARY AND HOURLY RATES					
			STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
				INTERMEDIATE RATES				
GRADE			ENTR-ANCE RATE	AFTER 1 YEAR*	MAXIMUM AFTER 2 YEARS*	AFTER 3 YEARS*	AFTER 4 YEARS*	AFTER 5 YEARS*
1	HOURLY		11.5298	12.1066	12.7117	13.3475	14.0149	14.7157
2	HOURLY		12.1066	12.7117	13.3475	14.0149	14.7157	15.4512
3	HOURLY		12.7117	13.3475	14.0149	14.7157	15.4512	16.2237
4	HOURLY		13.3475	14.0149	14.7157	15.4512	16.2237	17.0352
5	HOURLY		14.0149	14.7157	15.4512	16.2237	17.0352	17.8864
6	HOURLY		14.7157	15.4512	16.2237	17.0352	17.8864	18.7806
7	HOURLY		15.4512	16.2237	17.0352	17.8864	18.7806	19.7205
8	HOURLY		16.2237	17.0352	17.8864	18.7806	19.7205	20.7062
9	HOURLY		17.0352	17.8864	18.7806	19.7205	20.7062	21.7414
10	HOURLY		17.8864	18.7806	19.7205	20.7062	21.7414	22.8285
11	HOURLY		18.7806	19.7205	20.7062	21.7414	22.8285	23.9700
12	HOURLY		19.7205	20.7062	21.7414	22.8285	23.9700	25.1689
13	HOURLY		20.7062	21.7414	22.8285	23.9700	25.1689	26.4267
14	HOURLY		21.7414	22.8285	23.9700	25.1689	26.4267	27.7481
15	HOURLY		22.8285	23.9700	25.1689	26.4267	27.7481	29.1360
16	HOURLY		23.9700	25.1689	26.4267	27.7481	29.1360	30.5920
17	HOURLY		25.1689	26.4267	27.7481	29.1360	30.5920	32.1220
18	HOURLY		26.4267	27.7481	29.1360	30.5920	32.1220	33.7280

COMPENSATION PLAN EFFECTIVE APRIL 1, 2017 1.5%

			BI-WEEKLY SALARY AND HOURLY RATES					
			STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
				INTERMEDIATE RATES				
GRADE			ENTR-ANCE RATE	AFTER 1 YEAR*	MAXIMUM AFTER 2 YEARS*	AFTER 3 YEARS*	AFTER 4 YEARS*	AFTER 5 YEARS*
1	HOURLY		11.7027	12.2882	12.9023	13.5477	14.2252	14.9364
2	HOURLY		12.2882	12.9023	13.5477	14.2252	14.9364	15.6829
3	HOURLY		12.9023	13.5477	14.2252	14.9364	15.6829	16.4670
4	HOURLY		13.5477	14.2252	14.9364	15.6829	16.4670	17.2907
5	HOURLY		14.2252	14.9364	15.6829	16.4670	17.2907	18.1547
6	HOURLY		14.9364	15.6829	16.4670	17.2907	18.1547	19.0624
7	HOURLY		15.6829	16.4670	17.2907	18.1547	19.0624	20.0163
8	HOURLY		16.4670	17.2907	18.1547	19.0624	20.0163	21.0168

9	HOURLY		17.2907	18.1547	19.0624	20.0163	21.0168	22.0675
10	HOURLY		18.1547	19.0624	20.0163	21.0168	22.0675	23.1709
11	HOURLY		19.0624	20.0163	21.0168	22.0675	23.1709	24.3295
12	HOURLY		20.0163	21.0168	22.0675	23.1709	24.3295	25.5464
13	HOURLY		21.0168	22.0675	23.1709	24.3295	25.5464	26.8231
14	HOURLY		22.0675	23.1709	24.3295	25.5464	26.8231	28.1644
15	HOURLY		23.1709	24.3295	25.5464	26.8231	28.1644	29.5730
16	HOURLY		24.3295	25.5464	26.8231	28.1644	29.5730	31.0509
17	HOURLY		25.5464	26.8231	28.1644	29.5730	31.0509	32.6038
18	HOURLY		26.8231	28.1644	29.5730	31.0509	32.6038	34.2339

SECTION 167.12 ADMINISTRATION CLASS DEPARTMENT/DIVISION HEADS AND SENIOR SUPERVISORS
THE COMPENSATION PLAN FOR DEPARTMENT/DIVISION HEADS AND SENIOR SUPERVISORS AS DESIGNATED UNDER THE ADMINISTRATION CLASS, IN THE CLASSIFIED POSITIONS SECTION, IS HEREBY ADOPTED ACCORDING TO THE FOLLOWING SCHEDULE, WHICH MAY BE ADJUSTED BY THE PROVISIONS OF AN APPLICABLE EMPLOYER PENSION PICK-UP PLAN:

RATES EFFECTIVE APRIL 1, 2015 2.5%

GRADE		MINIMUM RATE	MAXIMUM RATE
19	Bi-Weekly	1943.37	2618.56
	Hourly	24.2921	32.7319
20	Bi-Weekly	2040.58	2749.52
	Hourly	25.5073	34.3690
21	Bi-Weekly	2195.40	2886.95
	Hourly	27.4425	36.0869
22	Bi-Weekly	2249.71	3031.30
	Hourly	28.1214	37.8912
23	Bi-Weekly	2362.17	3182.86
	Hourly	29.5271	39.7857
24	Bi-Weekly	2409.25	3246.30
	Hourly	30.1156	40.5787
25	Bi-Weekly	2529.68	3408.63
	Hourly	31.6210	42.6079
26	Bi-Weekly	2656.17	3579.05
	Hourly	33.2021	44.7381
27	Bi-Weekly	2788.97	3758.02
	Hourly	34.8621	46.9752

(NOTE: UPON APPROVAL OF CITY MANAGER ONLY)

RATES EFFECTIVE APRIL 1, 2016 2.5%

GRADE		MINIMUM RATE	MAXIMUM RATE
19	Bi-Weekly	1991.96	2684.02
	Hourly	24.8995	33.5502
20	Bi-Weekly	2091.59	2818.26
	Hourly	26.1449	35.2283
21	Bi-Weekly	2250.28	2959.12
	Hourly	28.1286	36.9890
22	Bi-Weekly	2305.96	3107.08
	Hourly	28.8245	38.8385
23	Bi-Weekly	2421.22	3262.43
	Hourly	30.2653	40.7804
24	Bi-Weekly	2469.48	3327.46
	Hourly	30.8685	41.5932
25	Bi-Weekly	2592.92	3493.85
	Hourly	32.4115	43.6731
26	Bi-Weekly	2722.57	3668.52
	Hourly	34.0321	45.8565
27	Bi-Weekly	2858.69	3851.97
	Hourly	35.7337	48.1496

(NOTE: UPON APPROVAL OF CITY MANAGER ONLY)

RATES EFFECTIVE APRIL 1, 2017 1.5%

GRADE		MINIMUM RATE	MAXIMUM RATE
19	Bi-Weekly	2021.84	2724.28
	Hourly	25.2729	34.0535
20	Bi-Weekly	2122.97	2860.53
	Hourly	26.5371	35.7567
21	Bi-Weekly	2284.04	3003.51
	Hourly	28.5505	37.5439
22	Bi-Weekly	2340.55	3153.69
	Hourly	29.2568	39.4211
23	Bi-Weekly	2457.54	3311.37
	Hourly	30.7193	41.3921
24	Bi-Weekly	2506.53	3377.37
	Hourly	31.3316	42.2171
25	Bi-Weekly	2631.82	3546.26
	Hourly	32.8977	44.3282
26	Bi-Weekly	2763.41	3723.55
	Hourly	34.5426	46.5444
27	Bi-Weekly	2901.57	3909.75
	Hourly	36.2697	48.8719

(NOTE: UPON APPROVAL OF CITY MANAGER ONLY)

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 immediate necessity to amend the Classification and Compensation Plan for the affected employees, and therefore, this Ordinance shall be effective immediately.

PASSED: June 15, 2015

EFFECTIVE: June 15, 2015

_____
Paul W. Hach, II
President of Council

ATTEST:

_____
Tara Diehl
Clerk of Council

ORDINANCE NO.

AN ORDINANCE AMENDING THE DISTRICT MAP AND THE SETBACK MAP REFERRED TO IN SECTION 1127.02 OF THE PAINESVILLE CODE OF 1998 REZONING FOUR (4) PERMANENT PARCELS; 15-B-009-0-00-059-0; 15-B-009-0-00-058-0; 15-B-009-0-00-057-0 AND 15-B-009-0-00-056-0, LOCATED ON SOUTH ST. CLAIR STREET FROM AN M-2 INDUSTRIAL DISTRICT TO AN R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL of the City of Painesville, Lake County, Ohio:

Section I. That the District Map referred to in Section 1127.02 of the Painesville Code of 1998 is hereby amended to rezone Permanent Parcel Numbers 15-B-009-0-00-059-0; 15-B-009-0-00-058-0; 15-B-009-0-00-057-0; and 15-B-009-0-00-056-0, located on South St. Clair Street from an M-2 Industrial District to an R-1 Single-Family Residential District.

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 proposed change is necessary to permit the transfer of property to purchaser in a timely manner, and therefore this ordinance shall become effective immediately upon its passage.

PASSED:

EFFECTIVE:

Paul W. Hach, II
President of Council

ATTEST:

Tara Diehl
Clerk of Council

ORDINANCE NO.

AN ORDINANCE AMENDING SECTIONS 1127.01, 1127.05 AND 1127.06 OF THE PAINESVILLE CODE OF 1998, RELATING TO THE CREATION OF A R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL of the City of Painesville, Lake County, Ohio:

SECTION I. That Sections 1127.01, 1127.05 and 1127.06 of the Painesville Code of 1998 are hereby amended to read as follows:

1127.01 CLASSIFICATION OF DISTRICTS.

In order to carry out the provisions of this ordinance the City of Painesville is divided into the following districts:

S-1 SPECIAL DISTRICT
R-1 SINGLE FAMILY RESIDENTIAL DISTRICT
R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT
R-2 MULTI-FAMILY RESIDENTIAL DISTRICT
B-1 BUSINESS/RESIDENTIAL DISTRICT
B-2 GENERAL BUSINESS DISTRICT
B-3 CENTRAL BUSINESS DISTRICT
DD DOWNTOWN DEVELOPMENT DISTRICT
OP OFFICE PARK DISTRICT
M-1 LIGHT INDUSTRIAL DISTRICT
M-2 INDUSTRIAL DISTRICT

Land may also be classified into the following special districts:

FP FLOOD PLAIN DISTRICT
DR DESIGN REVIEW DISTRICT

1127.02 CLASSIFICATION OF MAPS.

The boundaries of the districts are shown upon the map dated January 4, 1993 which is made part of this Zoning Ordinance, and designated as the District Map. The setback requirements of the various Districts are shown upon the map which is made a part of this Ordinance and designated as the Setback Map. This District Map and the Setback Map, together with all the notations, references and other information shown thereon are a part of this Ordinance and have the same force and effect as if such maps and all the notations, references and other information shown there were all fully set forth or described therein, the original of which District and Setback Maps are properly attested and are on file with the Department of Community Development.

1127.03 DISTRICT BOUNDARIES.

(a) The District boundary lines on such map are intended to follow either streets or alleys or lot lines; and where the Districts designated on the Map are bounded approximately by such street, alley or lot lines, the street or alley or lot shall be construed to be the boundary of the district, unless such boundary is otherwise indicated on the Map. In the case of unsubdivided property the District boundary lines shall be determined by the use of the scale appearing on the Zoning Map or by dimensions.

(b) Where the boundary of a District follows a railroad line, such boundary shall be deemed to be located midway between the main tracks of such railroad.

(c) All territory which may, hereinafter be annexed to the City shall be in conformity with the existing zoning regulations of the surrounding City property until otherwise changed by ordinance, following the procedures set forth in this ordinance.

(d) Whenever any street, alley or other public way is vacated by official action of Council, the zoning district adjoining each side of such street, alley or public way shall be automatically extended to the center of such vacation and all areas included in the vacation shall then and henceforth be subject to all appropriate regulations of the extended district.

(e) All areas within the corporate limits of the City which are under water and shown as included within a District shall be subject to all of the regulations of the district which immediately adjoins the water area. If the water area adjoins two or more Districts, the boundaries of each district shall be construed to extend into the water area in a straight line until they meet the other district.

1127.04 COMPLIANCE.

No building, structure or land shall hereafter be used or occupied, and no building or structure or part thereof shall hereafter be erected, constructed, reconstructed, moved or structurally altered except in conformance with all of the regulations herein specified for the district in which it is located.

No yard or lot existing at the time of passage of this ordinance shall be reduced in dimension or area below the minimum requirements set forth herein. Yards or lots created after the effective date of this ordinance, shall meet at least the minimum requirements established by this ordinance except as provided herein.

1127.05 SCHEDULE OF DISTRICT REGULATIONS.

District regulations for individual districts shall be as set forth in the Schedule of District Regulations, which shall be a part of this ordinance, and in Chapter 1131 of this ordinance entitled Supplemental Regulations.

Schedule of District Regulations.

S-1 SPECIAL DISTRICT

PURPOSE: To preserve environmentally sensitive areas, to maintain open space and to encourage the preservation of undeveloped areas.

PERMITTED USES:

Single family residential
Agricultural uses
Hospitals
Places of worship
Schools, public and private
Colleges/University
Funeral homes
Cemetery

CONDITIONAL USES:

Golf Courses
Roadside stands
Noncommercial recreational uses
Public Use

R-1 SINGLE FAMILY RESIDENTIAL

PURPOSE: To provide areas that will provide locations for single family development. Certain other uses shall be permitted that are compatible and supportive to the single family character.

PERMITTED USES:

All uses listed as permitted uses in S-1

CONDITIONAL USES:

Bed and Breakfast
Non-commercial recreational uses
Public Use

R1-60 SINGLE FAMILY RESIDENTIAL

PURPOSE: To provide areas that will provide locations for single family development. Certain other uses shall be permitted that are compatible and supportive to the single family character.

PERMITTED USES:

All uses listed as permitted uses in S-1

CONDITIONAL USES:

Non-commercial recreational uses
Public Use

R-2 MULTI-FAMILY RESIDENTIAL

PURPOSE: To provide areas for the location and development of greater density residential development. Such districts are intended to be located where transportation facilities and convenience goods are readily available and are adequate to meet the increased demand.

PERMITTED USES:

Single family residential
Duplexes
Multifamily residential subject to requirements of section 1131.05
Places of worship
Schools, public and private
Recreational facilities
Elderly Housing

CONDITIONAL USES:

Bed and Breakfast
Commercial Parking lot
Day care or nursery school
Hospitals
Nursing Homes
Golf Courses
Public Use
Adult Group Homes for the Elderly
Inn

B-1 BUSINESS/RESIDENTIAL

PURPOSE: The purpose of this district is to provide a transition from residential to the commercial areas, and to prohibit those automobile related businesses and uses, including drive- through commercial uses, that tend to make pedestrian circulation difficult or unsafe. Although the district may allow residential uses, it is not intended to offer a residential environment protected from the effects of usual and customary business activity. The permitted and conditional uses are those which will have a minimal impact on the adjacent residential property but will provide support activities to those adjacent areas.

PERMITTED USES:

Professional offices, general or medical, with no more than 3,000 square feet of gross ground floor area
Personal services
Financial institutions
Funeral homes
Places of worship

CONDITIONAL USES:

Residential uses as permitted in R-2 District
Transitional retail with no more than 2,000 square feet of gross ground floor area
Professional offices, general or medical, with more than 3,000 square feet of gross ground floor area
Day care facilities, commercial
Adult family homes
Adult group homes
Nursing homes
Assisted living facilities
Bed and Breakfast
Similar uses as determined by the Planning Commission
Public use

B-2 GENERAL BUSINESS

PURPOSE: The purpose of this district is to provide areas for commercial, service and business uses in a manner adequately served by transportation and utilities and to have minimal impact on other districts.

PERMITTED USES:

Retail stores
Auto repair, not including body work
Service Station
Offices
Hospitals
Restaurants, private clubs and bars
Drive-in and drive-thru restaurants
Financial institutions
Dry cleaners
Barber and beauty salon
Printing and publishing
Contractor shops without storage yards
Day care centers
Game rooms and pool halls
Wholesale and warehousing
Radio, television and cable transmission or receiving studio and associated appurtenances
Animal hospitals, veterinary clinics without outdoor runs.

CONDITIONAL USES:

Residential use when accessory to a permitted commercial use
Commercial recreational uses
Car wash

Public Use
Similar uses as approved by the Planning Commission

B-3 CENTRAL BUSINESS DISTRICT

PURPOSE: To provide a location for a greater intensity of development which permits a variety of commercial, business, cultural and recreational activities as a focal point of the community.

PERMITTED USES:

Retail stores
Offices, subject to the requirements of Section 1133.04
Hospitals and nursing homes
Restaurants
Theaters
Bars and Night clubs
Motels and Hotels
Dry cleaners and laundry
Barber and beauty shops and similar personal services
Printing and publishing
Bakery

CONDITIONAL USES:

Residential uses when accessory to a permitted commercial use
Public Use
Similar uses as approved by the Planning Commission
Parking lots

DD DOWNTOWN DEVELOPMENT DISTRICT

PURPOSE: To provide a location for a greater intensity of development which permits a variety of commercial, business, cultural and recreational activities as a focal point of the community in accordance with the Downtown Master Plan and to encourage flexible zoning guidelines and site design criteria.

PERMITTED USES:

Retail stores
Restaurants
Offices, subject to the requirements of Section 1133.04
Theaters
Bars and Night clubs
Motels and Hotels
Barber and beauty shops and similar personal services
Bakery
Day care centers
Financial institutions
Personal services
Printing and publishing
Professional offices, general or medical
Residential uses as permitted in B-2 District
Dormitories and Student Housing

CONDITIONAL USES:

Similar uses as determined by the Planning Commission
Public use

OFFICE PARK DISTRICT

PURPOSE: To promote accessible and visible office parks in a campus-like setting where offices are clustered with minimal intrusion from non-office uses.

PERMITTED USES:

Offices
Restaurants when located within a building occupied by other permitted uses.
Fitness Center
Health Club

CONDITIONAL USES:

Laboratories or research facilities
Commercial Recreational uses
Public Use
Similar uses

M-1 LIGHT INDUSTRIAL

PURPOSE: To provide locations for activities generally understood to be manufacturing activities in a manner conducive to the creation of new job opportunities, minimization of impacts on other districts, and providing access to materials and adequate transportation facilities.

PERMITTED USES:

Uses which involve the transformation of materials to create a finished product.
Assembly uses
Auto repair and body work
Contractors shops
Packaging facilities
Offices
Wholesale
Warehousing and storage
Testing and research
Animal boarding and kennels
Truck terminal facilities

CONDITIONAL USES:

Public Use
Commercial/Organizational recreation uses
Similar uses as approved by the Planning Commission

M-2 HEAVY MANUFACTURING

PURPOSE: To provide locations for uses that may have a significant impact on the surrounding uses of property and may require special performance standards in addition to those generally applicable in the M-1 district.

PERMITTED USES:

Uses listed as permitted uses in the M-1 district

CONDITIONAL USES:

Public Use
Commercial/Organizational recreation uses
Manufacturing uses which involve potentially hazardous, explosive or flammable materials
Similar uses as approved by the Planning Commission.

SPECIAL DISTRICTS

FP FLOOD PLAIN DISTRICT

PURPOSE: To establish certain districts along water courses that as a result of a severe storm may be inundated by flood waters. To restrict the uses in these areas so as to preserve life and protect property and prevent or minimize damage. It is the intent of this district to regulate development in the areas designated as the 100 year flood plain as designated by the Floodway maps.

DESIGNATION OF FLOODPLAIN DISTRICT: The floodplain district shall be those areas designated as the 100 year flood way on the flood plain maps developed by the Army Corp of Engineers.

PERMITTED USES: All uses permitted in the district in which the property is located provided that the use meets the flood hazard requirement of the Ordinances of the City. There shall not be permitted any filling or change of grade to effect the floodway, diversion of water, or change in velocity.

DR DESIGN REVIEW DISTRICT

PURPOSE: To establish certain districts where the stabilization of the designated area is necessary to protect property values, stimulate economic activity and preserve and maintain the character of the area. It is the intent of this district to establish standards to maintain the historic character and attractiveness of the district and to promote compatible development of vacant land.

DESIGNATION OF DESIGN REVIEW DISTRICTS:

(a) Downtown Design Review District. There shall hereby be established a Downtown Design Review District as a Special District. The Downtown Design Review District shall include all lots and buildings including public properties and rights of way included in an area delineated on the District Map.

(b) Richmond Street Design Review District. There shall hereby be established a Richmond Street Design Review District, which includes all lots and buildings including public properties fronting on the following streets and rights of way included in an area delineated on the District Map.

PERMITTED USES: All permitted uses in the district in which the property is located provided that the use meets the design review requirements of this section and as set forth in Chapter 1146.

PUD PLANNED UNIT DEVELOPMENT OVERLAY DISTRICT

PURPOSE: All planned unit development (PUD) project proposals will be considered on the merits of the particular proposal in the context of the City's Comprehensive Plan, the neighborhood in which the PUD

is to be located, the adequacy of public facilities and ease of extending service and the compatibility of the project proposal and immediate surroundings.

PERMITTED USES: All permitted uses in the district in which the property is located provided that the use meets the planned unit development requirements of this section and as set forth in Chapter 1134.

1127.06 ACCESSORY USES.

Accessory uses shall be subordinate to the main use. No accessory use, building or structure shall exceed the main use in height or floor area. Accessory uses shall only be permitted provided they do not alter the character or intent of the zoning district.

(a) The following accessory uses shall be permitted in the S-1, R-1, R1-60 and R-2 districts;

(1) Accessory uses customarily incidental to a permitted use.

(2) Accessory buildings or structures customarily incidental to a permitted use shall be permitted, provided that only two (2) structures shall be allowed. Accessory buildings or structures shall include detached garages and sheds.

(3) Gardening for personal use.

(4) Private swimming pools subject to Section 1131.01. Private swimming pools shall not be counted toward the number of accessory structures permitted on a parcel. Said aboveground pools cannot exceed 512 square feet in size; in-ground pools cannot exceed 800 square feet in size.

(5) Temporary buildings for use in construction which are removed upon completion or abandonment of the work.

(6) Summer houses and living quarters for temporary guests or servants employed solely on the premises.

(7) Home occupation or a professional office or studio of a resident.

(b) The following accessory uses shall be permitted in the B-1, B-2, B-3, DD and OP districts;

(1) Accessory uses customarily incidental to a permitted use.

(2) Accessory buildings or structures customarily incidental to a permitted use shall be permitted, provided that only two (2) structures shall be allowed. Accessory buildings or structures shall include detached garages and sheds.

(c) The following accessory uses shall be permitted in the M-1 and M-2 Districts:

(1) Accessory uses customarily incidental to a permitted use.

(2) Accessory buildings or structures customarily incidental to a permitted use shall be permitted.

(d) SETBACKS

(1) Accessory structures or buildings in residential districts shall meet the following minimum requirements, except if regulated by Section 1131.05:

Front yard:	Same as main structure
Side yard:	5 feet
Rear yard:	3 feet
Height:	16 feet or the height of the main structure, whichever is less.
Area:	One accessory structure shall not exceed 768 square feet and the other structure shall not exceed 300 square feet.

(2) Accessory structures in commercial districts shall meet the following minimum requirements:

Front yard:	Same as main structure in the district
Side yard:	5 feet
Rear yard:	5 feet
Height:	Same as main structure in the district
Area:	One accessory structure shall not exceed 768 square feet and the other structure shall not exceed 300 square feet.

(3) Accessory structures in industrial districts shall meet the following minimum requirements:

Front yard:	Same as main structure in the district
Side yard:	5 feet
Rear yard:	5 feet

Height: Same as main structure in the district.

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 proposed change is necessary to provide the highest and best use of land described and therefore, this ordinance shall be effective immediately.

PASSED:

EFFECTIVE DATE:

_____

Paul W. Hach, II
President of Council

ATTEST:

_____

Tara Diehl
Clerk of Council

ORDINANCE NO.

AN ORDINANCE AMENDING SECTION 1129.01 OF THE PAINESVILLE CODE OF 1998, RELATING TO HEIGHT, LOT AREA AND MINIMUM FLOOR AREA REQUIREMENTS IN THE R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL of the City of Painesville, Lake County, Ohio:

SECTION I. That Section 1129.01 of the Painesville Code of 1998 is hereby amended to read as follows:

1129.01 HEIGHT, LOT AREA AND MINIMUM FLOOR AREA REQUIREMENTS.

In each of the following districts the following minimum requirements shall apply. Minimum floor areas and setbacks shall apply to the main structure.

Minimum District		**Minimum Lot Area and Width**	**Side Yard**	**Rear Yard**	**Maximum Height**	**Floor Area**
S-1		20,000 sq. ft. 100 ft.	15' each side	40 ft.	35 ft.	1,400 sq. ft.
R-1	Single Family	10,000 sq. ft. 75 ft.	10' each side*	35 ft. *	35 ft.	1,100 sq. ft.
R1-60	Single Family	7,500 sq. ft. 60 ft.	10 ft. each side *	25 ft.	35 ft.	same as R-1
R-2	Single Family	7,500 sq. ft. 60 ft.	10 ft.	25 ft.	35 ft.	same as R-1
	Duplex	5,000 sq. ft./unit 80 ft.				900 sq. ft./unit
	Multi-Family	3,300 sq. ft./unit**	**	**	35 ft.	1 Bdrm 850 sq. ft. 2 Bdrm 1,000 sq. ft. 3 Bdrm 1,100 sq. ft.
B-1	Commercial	None	None***	10 ft. ***	35 ft.	N/A
	Multi-Family	Same as R-2**	Same as R-2			Same as R-2
B-2		None	None	Same as B-1	45 ft.	N/A
B-3		None	None	None	75 ft.	N/A
DD****	Commercial	None	None	None	75 ft.	
	Single Family	4,400 sq. ft. 40 ft.	5’ ea. side	25 ft.	35 ft.	Same as R-1
	Multi-Family	Same as R-2**	Same as R-2			Same as R-2
OP***		1 acre 100 ft.	20	20	75 ft.	N/A
M-1		Sufficient for development 100 ft.	10 ft. each side ***	10 ft. ***	75 ft.	N/A
M-2	1 acre 150 ft.		Same as M-1	Same as M-1	Same as M-1	N/A

* See supplemental residential regulations for additional requirements.

** See supplemental multi-family regulations for additional requirements.

*** See supplemental commercial/industrial regulations for additional requirements.
**** See supplemental downtown development district regulations – special provisions

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 proposed change is necessary to provide the highest and best use of land described and therefore, this ordinance shall be effective immediately.

PASSED:

EFFECTIVE DATE:

_____
Paul W. Hach, II
President of Council

ATTEST:

_____
Tara Diehl
Clerk of Council

ORDINANCE NO.

AN ORDINANCE AMENDING THE DISTRICT MAP AND THE SETBACK MAP REFERRED TO IN SECTION 1127.02 OF THE PAINESVILLE CODIFIED ORDINANCES REZONING CERTAIN LANDS IN THE CITY OF PAINESVILLE FROM R-2 MULTI-FAMILY DISTRICT TO R1-60 SINGLE FAMILY 60-FOOT FRONTAGE RESIDENTIAL DISTRICT and DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL of the City of Painesville, Lake County, Ohio:

Section I. That the District Map referred to in Section 1127.02 of the Painesville Codified Ordinances is hereby amended to rezone Permanent Parcel Number 35-A-001-0-00-001-0 located on Jackson Street, west of Shamrock Boulevard and south of the Consolidated Rail line, as shown on Exhibit A from an R-2 Multi-Family District to an R1-60 Single Family 60-Foot Frontage Residential District.

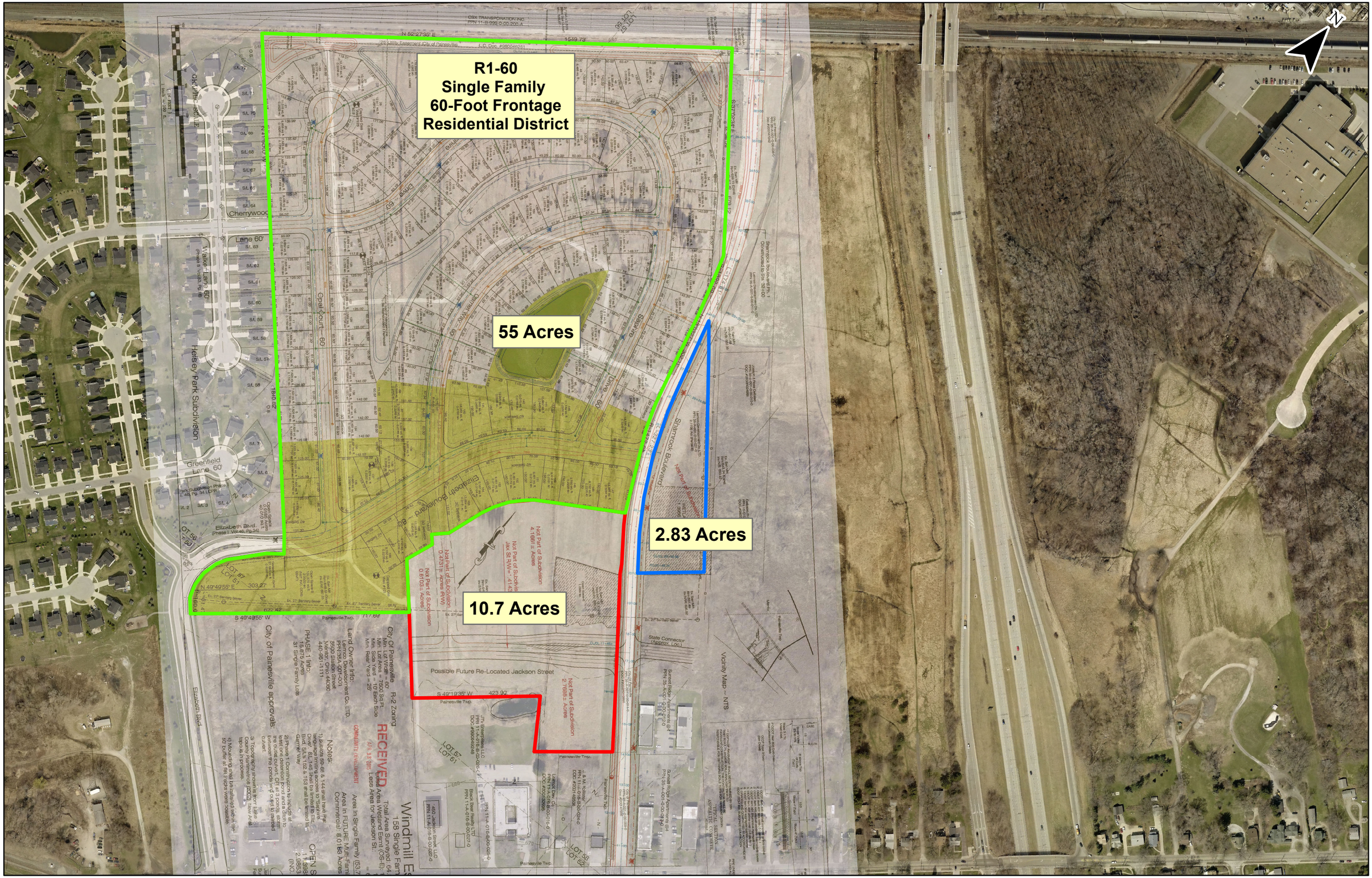
Section II. That this Ordinance is passed and adopted for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the proposed change is necessary to provide the highest and best use of land described and therefore, this Ordinance shall be effective at the earliest date allowed by law.

PASSED:

_____
Paul W. Hach, II
President of Council

ATTEST:

_____
Tara Diehl
Clerk of Council


R1-60
Single Family
60-Foot Frontage
Residential District
55 Acres
2.83 Acres
10.7 Acres
Possible Future Re-Located Jackson Street
Elizabeth Boulevard
Shamrock Boulevard
Cherrywood
Lane 60'
Opal Court - 60'
Walker Lane 60'
Greenfield Lane 60'
Heisley Park Subdivision
Elizabeth Blvd.
Vicinity Map ~ NTS
RECEIVED
City of Painesville approvals:
Windmill Es
158 Single Fam
Total Area Surveyed: 64.
Less Area Wetland Esmt (OS-E):
Less Area for Jackson St.:
Area In Single Family (53.7
Area In FUTURE Multi-Fami
Commercial: 8.0188 Acres
Notes:
Land Owner Info:
Leimco Development Co. LTD.
PHASE 1 Info:
15.875 Acres
31 Single Family Lots
Garmel Way
Painesville Twp.
N