



City of Cincinnati

801 Plum Street
Cincinnati, Ohio 45202

CALENDAR

Cincinnati City Council

Wednesday, April 17, 2024

2:00 PM

Council Chambers, Room 300

ROLL CALL

PRAYER AND PLEDGE OF ALLEGIANCE

FILING OF THE JOURNAL

MAYOR AFTAB

- [202401146](#) **ORDINANCE**, submitted by Mayor Aftab Pureval, from Emily Smart Woerner, City Solicitor, **MODIFYING** multiple Chapters of Title XIV, "Zoning Code of the City of Cincinnati," and Title XVII, "Land Development Code," of the Cincinnati Municipal Code, by **ORDAINING** Sections 1401-01-F9-0, "Four-Family Dwelling," 1401-01-T-0, "Projecting Bay," 1401-01-T-0, "Three-Family Dwelling," 1403-04, "Connected Communities," 1405-04, "Connected Communities," 1407-04, "Connected Communities," 1409-04, "Connected Communities," 1410-04, "Connected Communities," 1413-04, "Connected Communities," 1415-04, "Connected Communities," 1421-45, "Transit Stops," 1421-47, "Density, Height, and Parking Modifications for Projects Utilizing Certain Financial Programs," 1425-39, "Electric Vehicle Charging Equipment," 1435-05-07, "Exceptions from Base Development Regulations," by **AMENDING** Sections 1400-23, "Principal Structures," 1401-01-A14, "Attached Single-Family Dwelling," 1403-03, "Specific Purposes of the Single-Family Subdistricts," 1403-05, "Land Use Regulations," 1403-07, "Development Regulations," 1405-05, "Land Use Regulations," 1405-07, "Development Regulations," 1409-09, "Development Regulations," 1410-05, "Land Use Regulations," 1413-05, "Land Use Regulations," 1417-05, "Special Accessory Uses," 1417-15, "Sign Standards for Uses in the I-R District," 1419-21, "Limited or Full Service Restaurants and Drinking Establishments," 1421-07, "Building Projections Into Yards," 1421-19, "Exceptions to Height Limits," 1425-03, "Requirements for Off-Street Parking and Loading," 1425-04, "Urban Parking Overlay Districts," 1425-19, "Off-Street Parking and Loading Requirements," 1425-23, "Reduced Parking," 1425-29, "Parking Lot Landscaping," 1429-05, "Basic Requirements," 1429-17, "Appeals," 1431-21, "Appeals," 1435-05-01, "Applicability," 1447-05, "Nonconforming Structures," 1449-01, "Purpose and Authority," 1449-13, "Procedures for Appeals from Decisions of the Zoning Administrator, the Director of Buildings and Inspections or the City Planning Commission," 1703-2.40, "T3 Estate (T3E); T3E Sub-Zone(s)," 1703-2.40, "T3 Estate (T3E); T3E Allowed Building Types; Building Type," 1703-2.40, "T3 Estate (T3E); T3E Parking; Required Spaces," 1703-2.50, "T3 Neighborhood (T3N); T3N Sub-Zone(s)," Section 1703-2.50, "T3 Neighborhood (T3N); T3N Allowed Building Types; Building Type," Section 1703-2.50, "T3 Neighborhood (T3N); T3N Parking; Required Spaces," Section 1703-2.60, "T4 Neighborhood

Medium Footprint (T4N.MF); T4N.MF Sub-Zone(s)," 1703-2.60, "T4 Neighborhood Medium Footprint (T4N.MF); T4N Parking; Required Spaces," 1703-2.70, "T4 Neighborhood Small Footprint (T4N.SF); T4N.SF Sub-Zone(s)," 1703-2.70, "T4 Neighborhood Small Footprint (T4N.SF); T4N Parking; Required Spaces," 1703-2.80, "T5 Main Street (T5MS); T5MS Sub-Zone(s)," 1703-2.80, "T5 Main Street (T5MS); T5MS Parking; Required Spaces," 1703-2.80, "T5 Main Street (T5MS); T5MS Use Table; Retail," 1703-2.90, "T5 Neighborhood Large Setback (T5N.LS); T5N.LS Sub-Zone(s)," 1703-2.90, "T5 Neighborhood Large Setback (T5N.LS); T5N.LS Parking; Required Spaces," 1703-2.90, "T5 Neighborhood Large Setback (T5N.LS); T5N.LS Use Table; Retail," 1703-2.100, "T5 Neighborhood Small Setback (T5N.SS); T5N.SS Sub-Zone(s)," 1703-2.100, "T5 Neighborhood Small Setback (T5N.SS); T5N.SS Parking; Required Spaces," 1703-2.100, "T5 Neighborhood Small Setback (T5N.SS); T5N.SS Use Table; Retail," 1703-2.110, "T5 Flex (T5F); T5F Sub-Zone(s)," 1703-2.110, "T5 Flex (T5F); T5F Building Placement; Required Spaces," 1703-2.110, "T5 Flex (T5F); T5F Use Table; Retail," 1703-2.120, "T6 Core (T6C); T6C Sub-Zone(s)," 1703-2.120, "T6 Core (T6C); T6C Parking; Required Spaces," 1703-2.120, "T6 Core (T6C); T6C Use Table; Retail," Table 1703-3.30.A, "Building Types General," 1703-3.100, "Multi-Plex: Small," 1703-5.50, "Parking," 1703-5.100, "Additional Standards for Specific Uses," and by **MODIFYING** Title XV, "Code Compliance and Hearings," of the Cincinnati Municipal Code by **AMENDING** Section 1501-12, "Class F Civil Offenses," and by **REPEALING** Sections 1403-11, "Purpose of Cluster Housing," 1403-13, "Cluster Housing General Regulations," 1403-15, "Covenants," 1403-17, "Site Divided by Zoning Line," 1403-19, "Application Procedures and Requirements," to foster greater development that focuses on pedestrian and human-centered design, to increase housing options, and to strengthen neighborhood business districts throughout the City.

Recommendation CITY PLANNING COMMISSION

Sponsors: Mayor

MS. PARKS

2. [202401137](#) **RESOLUTION**, submitted by Councilmember Parks, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** the month of April 2024 as Parkinson's Awareness Month to spread awareness, foster acceptance, and educate the community on the history and effects of Parkinson's disease, ensuring an equitable life for individuals with Parkinson's disease.

Recommendation PASS

Sponsors: Parks

MR. HARRIS

3. [202401144](#) **RESOLUTION**, submitted by Councilmember Harris, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** Robert Sanders and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his lifetime of dedicated work and his investment of time, treasure, and talent into the City of Cincinnati.

Recommendation PASS

Sponsors: Harris

MS. OWENS

MR. JEFFREYS

MR. WALSH

4. [202401155](#) **RESOLUTION**, submitted by Councilmembers Owens, Jeffreys and Walsh, from Emily Smart Woerner, City Solicitor, **RECOGNIZING** the Cincinnati Zoo and Botanical Garden and **EXPRESSING** the appreciation of the Mayor and Council for the Cincinnati Zoo and Botanical Garden's committed work to strong community partnership and for being a strong representative for the City's climate activation strategies.

Recommendation PASS

Sponsors: Owens, Jeffreys and Walsh

MR. JOHNSON

MR. WALSH

MS. OWENS

MR. JEFFREYS

5. [202401150](#) **MOTION**, submitted by Councilmembers Johnson, Walsh, Owens and Jeffreys, **WE MOVE** that the Administration produces a report within ninety (90) days on the pros and cons of Project Labor Agreement (PLAs). This report should include potential impacts on worker wages, labor availability, project costs, project efficiency, worker safety, workforce diversity, the bidding process, and any other relevant information. It should also include the historic context of any other similar policies implemented or studied by the City. (STATEMENT ATTACHED)

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: Johnson, Walsh, Owens and Jeffreys

MR. WALSH

MR. HARRIS

MS. PARKS

6. [202401119](#) **MOTION**, submitted by Councilmembers Walsh, Harris and Parks, **WE MOVE** that the Administration provide a report within ninety (90) days regarding the process of replacing trees planted in the rights-of-way around the City that have damaged adjacent sidewalks and other private properties. This report should include the plan and current status for replacing all trees in the right of way that cause damage to the surrounding sidewalk including a timeline for replacement and projected cost to property owners and possible funding

sources from the City to mitigate the cost.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: Walsh, Harris and Parks

MS. KEARNEY

7. [202401131](#) **ORDINANCE (EMERGENCY)**, submitted by Vice Mayor Kearney, from Emily Smart Woerner, City Solicitor, **DECLARING** that Linn Street at Clark Street in the West End neighborhood shall hereby receive the honorary, secondary name of "Robert O'Neal Way" in honor of Robert O'Neal, long-time resident of Cincinnati, Ohio, revered activist, influential grassroots leader, and esteemed visual artist, that has positively impacted the City of Cincinnati through his artist works and civic legacy.

Recommendation HEALTHY NEIGHBORHOODS COMMITTEE

Sponsors: Kearney

CITY MANAGER

8. [202401002](#) **APPOINTMENT**, dated 4/10/2024, submitted by Sheryl M. M. Long, City Manager, regarding the appointment of Scott Beuerlein to the Urban Forestry Advisory Board under the Green Industry representative qualifications. (White/Male)

Recommendation CONFIRM

Sponsors: City Manager

9. [202401058](#) **REPORT**, dated 4/17/2024, submitted Sheryl M. M. Long, City Manager, regarding High Potential City-Owned Properties Along Major Transit Corridor. (Ref. Doc. # 202301025)

Recommendation CLIMATE, ENVIRONMENT & INFRASTRUCTURE COMMITTEE

Sponsors: City Manager

10. [202401074](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Ride Cincinnati 2024.

Recommendation FILE

Sponsors: City Manager

11. [202401087](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Clifton Memorial Day Parade.

Recommendation FILE

Sponsors: City Manager

12. [202401088](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Northside Fourth of July Parade.

Recommendation FILE

Sponsors: City Manager

13. [202401089](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Boards and Brews Cornhole Tournament.
Recommendation FILE
Sponsors: City Manager
14. [202401090](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Summer Kick Off and Resource Fair.
Recommendation FILE
Sponsors: City Manager
15. [202401094](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Northside Summer Sideshow at Hoffner Park.
Recommendation FILE
Sponsors: City Manager
16. [202401095](#) **REPORT**, dated 4/17/2024, submitted by Sheryl M. M. Long, City Manager, regarding Special Event Permit Application for Northside Rock N Roll Carnival Hoffner Park.
Recommendation FILE
Sponsors: City Manager
17. [202401110](#) **REPORT**, dated 4/17/2024 submitted by Sheryl M. M. Long, City Manager, on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for Cincinnati Park Board, DBA Ault Park Pavilion, 5090 Observatory Avenue. (#14934030002, Temp, F8) [Objections: None]
Recommendation FILE
Sponsors: City Manager
18. [202401123](#) **REPORT**, dated 4/17/2024, submitted Sheryl M. M. Long, City Manager, regarding the Finance and Budget Monitoring Report for the Period Ending January 31, 2024.
Recommendation FILE
Sponsors: City Manager
19. [202401125](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/17/2024, **AUTHORIZING** the transfer and return to source of \$500,000 from capital improvement program project account no. 980x203x232031, "Urban Tree Canopy - GF," to the unappropriated surplus of the General Fund to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$500,000 from the unappropriated surplus of the General Fund to capital improvement program project account no. 980x203x222004, "Biochar Replication

Facility,” to provide additional resources for implementing a biochar production facility; and **AUTHORIZING** the transfer and appropriation of \$850,000 from the unappropriated surplus of Revolving Energy Loan Fund 883 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources for implementing a biochar production facility.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

20. [202401126](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 4/17/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to create the Cincinnati Youth Climate Action Program; and **AUTHORIZING** the Director of Finance to deposit grant revenues into Environment and Sustainability Fund 436 revenue account no. 436x8571.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

21. [202401128](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/17/2024, **AUTHORIZING** the City Manager to accept and appropriate a grant of up to \$2,000 from the American Heart Association to support the Cincinnati Health Department’s participation in its Ambulatory Quality Improvement Program; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

22. [202401129](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/17/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$400,000 from the Ohio Department of Health for the expansion of existing school-based health centers (“SBHCs”) to expand the SBHC at Roberts Academy; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

Recommendation BUDGET AND FINANCE COMMITTEE

Sponsors: City Manager

CLERK OF COUNCIL

23. [202401120](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Mary Kenah, Policy Counsel, PO BOX 4184, New York, New York 10163. (Everytown for Gun Safety Action Fund).

Recommendation FILE

Sponsors: Clerk of Council

24. [202401121](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Victora Parks/Cincinnati Councilmember. (CITY)

Recommendation FILE

- Sponsors:** Clerk of Council
25. [202401122](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Scotty Johnson/Cincinnati City Council. (CITY)
- Recommendation** FILE
- Sponsors:** Clerk of Council
26. [202401151](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jan-Michele Lemon Kearney/City Council/Vice Mayor. (CITY)
- Recommendation** FILE
- Sponsors:** Clerk of Council
27. [202401152](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jeff M Cramerding/Director of Contract/AAUP/Councilmember. (CITY)
- Recommendation** FILE
- Sponsors:** Clerk of Council
28. [202401153](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Meeka Dannielle Owens/Councilmember. (CITY)
- Recommendation** FILE
- Sponsors:** Clerk of Council
29. [202401154](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jeff Cramerding/Councilmember. (ETHICS)
- Recommendation** FILE
- Sponsors:** Clerk of Council
30. [202401156](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Matt Davis, Government Affairs, President, 225 E Fifth Street, Suite 1900, Cincinnati, Ohio 45202. (America's River Roots Experience)
- Recommendation** FILE
- Sponsors:** Clerk of Council
31. [202401157](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Colleen Reynolds, Government Affairs, Partner, 225 E Fifth Street, Suite 1900, Cincinnati, Ohio 45202. (America's River Roots Experience)
- Recommendation** FILE
- Sponsors:** Clerk of Council
32. [202401158](#) **REGISTRATION**, submitted by the Clerk of Council from Legislative Agent Annalese Cahill, Government Affairs, Government Relations Manager, 225 E Fifth Street, Suite 1900, Cincinnati, Ohio 45202. (America's River Roots Experience)
- Recommendation** FILE
- Sponsors:** Clerk of Council
33. [202401159](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the

Financial Disclosure Statement for Roy Jeffrey Hackworth/ Community and Economic Development/ Manager.

Recommendation FILE

Sponsors: Clerk of Council

34. [202401160](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Hanna Suhail Khoury/ETS/Information Technology Manager.

Recommendation FILE

Sponsors: Clerk of Council

35. [202401161](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Paul M. Booth/Division Manager/Office of Human Relations.

Recommendation FILE

Sponsors: Clerk of Council

36. [202401162](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Ebony J. Lothery/Information Technology Manager.

Recommendation FILE

Sponsors: Clerk of Council

37. [202401163](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Christopher Frank McKinley/Cincinnati Fire Department.

Recommendation FILE

Sponsors: Clerk of Council

38. [202401164](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jason A. Fleming/Water Works/Deputy Director.

Recommendation FILE

Sponsors: Clerk of Council

39. [202401165](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Reginald Jarvis Harris/City Council Member.

Recommendation FILE

Sponsors: Clerk of Council

40. [202401166](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Robert M. Bertsch/Dept of Community and Econ Development/Division Manager.

Recommendation FILE

Sponsors: Clerk of Council

41. [202401167](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Joel Daily Gross/Cincinnati Parks/Division Manager, Planning and Design.

Recommendation FILE

- Sponsors:** Clerk of Council
42. [202401168](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Kimberly H. Hamilton/B&I/Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
43. [202401169](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Stacey L. Hoffman/City Planning Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
44. [202401170](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Li Liu/Greater Cincinnati Water Works/Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
45. [202401171](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Andrew Orth/GCWW/Deputy Director.
- Recommendation** FILE
- Sponsors:** Clerk of Council
46. [202401172](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Cuthbert Jude Johnson/Human Resources/Superintendent.
- Recommendation** FILE
- Sponsors:** Clerk of Council
47. [202401173](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Darryl Kevin Osborne/GCWW/Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
48. [202401174](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jeanette Shoecraft/CRC/Division Manager/CFO.
- Recommendation** FILE
- Sponsors:** Clerk of Council
49. [202401175](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Robert Vickery/Transportation and Engineering/Deputy Clerk.
- Recommendation** FILE
- Sponsors:** Clerk of Council
50. [202401176](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Sean K Winfield/Information Technology Manager.

- Recommendation** FILE
- Sponsors:** Clerk of Council
51. [202401178](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Cathy B Bailey/Director.
- Recommendation** FILE
- Sponsors:** Clerk of Council
52. [202401177](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Daniel Emil Betts/Cincinnati Recreation Commission/Director.
- Recommendation** FILE
- Sponsors:** Clerk of Council
53. [202401179](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for John T Dietz/Retirement Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
54. [202401180](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Brandi Danielle Sanders.
- Recommendation** FILE
- Sponsors:** Clerk of Council
55. [202401181](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Markiea Linnea Carter/Community and Economic Development/Director.
- Recommendation** FILE
- Sponsors:** Clerk of Council
56. [202401182](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Lydgia S. Sartor/Interim Deputy Director.
- Recommendation** FILE
- Sponsors:** Clerk of Council
57. [202401183](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Angela Strunc/DOTE/Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
58. [202401184](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Stephen Dwayne Abbott/Police Department/Division Manager.
- Recommendation** FILE
- Sponsors:** Clerk of Council
59. [202401185](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Jason Brian Barron/Parks Director.
- Recommendation** FILE
- Sponsors:** Clerk of Council

60. [202401186](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Gregory Louis Courtland/Recreation/Maintenance Superintendent.

Recommendation FILE

Sponsors: Clerk of Council

61. [202401187](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for Gerald L. Thomason/Division Manager.

Recommendation FILE

Sponsors: Clerk of Council

62. [202401188](#) **STATEMENT**, submitted by the Clerk of Council formally filing a copy of the Financial Disclosure Statement for James J. McCord/ETS/Deputy Director.

Recommendation FILE

Sponsors: Clerk of Council

BUDGET AND FINANCE COMMITTEE

63. [202401062](#) **ORDINANCE (EMERGENCY)**, submitted by Councilmember Jeffreys, from Emily Smart Woerner, City Solicitor, **AUTHORIZING** the City Manager to apply for and accept a grant of \$3,765 from the William G. Pomeroy Foundation to create a historical marker in Cincinnati's historic Dunbar Community.

Recommendation PASS EMERGENCY

Sponsors: Jeffreys

64. [202401078](#) **ORDINANCE**, submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$349,136 from the Ohio Department of Health's Community and Faith Based Infant and Maternal Health Support Services program to improve maternal health and birth outcomes by increasing prenatal and postpartum doctors' visits and supporting nutrition of mothers; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

Recommendation PASS

Sponsors: City Manager

65. [202401070](#) **ORDINANCE (EMERGENCY)**, submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **AUTHORIZING** the City Manager to apply for, accept, and appropriate a grant of up to \$191,362 from the Hamilton County Digital Divide Public Wi-Fi grant program (ALN 21.027) to install public Wi-Fi infrastructure at various Cincinnati Recreation Commission (CRC) park locations; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Recreation Federal Grant Projects Fund 324x8551.

Recommendation PASS EMERGENCY

Sponsors: City Manager

66. [202401063](#) **ORDINANCE (EMERGENCY)**, submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **AUTHORIZING** the City Manager to accept an in-kind donation of a therapy dog, related equipment and supplies, and training services from K9s for Warriors, valued at up to \$8,093, to be used by the Cincinnati Police

Department's Peer Support Team.

Recommendation PASS EMERGENCY

Sponsors: City Manager

67. [202401076](#) **ORDINANCE (EMERGENCY)**, submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **AUTHORIZING** the City Manager to accept a scholarship donation valued at up to \$3,300 from the National Association for City Transportation Officials ("NACTO") for one Department of Transportation and Engineering employee to attend the NACTO Designing Cities 2024 Conference on May 7 - 10, 2024 in Miami, Florida.

Recommendation PASS EMERGENCY

Sponsors: City Manager

68. [202401073](#) **ORDINANCE (EMERGENCY)**, submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **AUTHORIZING** the transfer of \$5,000,000 from General Fund balance sheet reserve account no. 050x3425, "Affordable Housing," to the unappropriated surplus of the General Fund; **AUTHORIZING** the transfer and appropriation of \$5,000,000 from the unappropriated surplus of the General Fund to the Department of Community and Economic Development non-personnel operating budget account no. 050x164x7200 to provide resources for the Cincinnati Development Fund (CDF) to use for affordable housing initiatives; **AUTHORIZING** the transfer of \$280,000 from the balance sheet reserve account no. 102x3443, "Hampton Inn Garage - Reserve for Capital Projects," to the unappropriated surplus of Parking System Facilities Fund 102; and **AUTHORIZING** the transfer and appropriation of \$280,000 from the unappropriated surplus of Parking System Facilities Fund 102 to the Division of Parking Facilities non-personnel operating budget account no. 102x248x7200 to provide resources to fulfill contractual obligations to 3000 Vine, LLC.

Recommendation PASS EMERGENCY

Sponsors: City Manager

69. [202401047](#) **ORDINANCE (EMERGENCY)**, submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **ESTABLISHING** the 2025 Urban Forestry Program Assessment Equalization Board, appointing three members thereto, and setting the time and place for hearings.

Recommendation PASS EMERGENCY

Sponsors: City Manager

70. [202401081](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 4/10/2024, **AUTHORIZING** the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation to facilitate the replacement of pedestrian bridges with a new shared-use path bridge over Interstate 71, Interstate 471, and U.S. Route 22 from Van Meter Street, in the Mount Adams neighborhood, to East Court Street in connection with the Ohio Department of Transportation's bridge construction and maintenance project in the City of Cincinnati.

Recommendation PASS

Sponsors: City Manager

71. [202401138](#) **MOTION**, dated 04/12/2024, submitted by Councilmembers Harris, Albi, Walsh, Owens, Parks, Cramerding, Jeffreys, Johnson and Vice Mayor Kearney; Council Budget Policy Direction to City Administration for FY25 Budget Update; **WE MOVE** that the City Administration prepare a Fiscal Year 2025 Recommended General Fund Budget which respects the following policy guidelines and priorities: (BALANCE ON FILE IN CLERK'S OFFICE)

Recommendation

ADOPT

Sponsors:

Harris, Albi, Walsh, Owens, Parks, Cramerding, Jeffreys, Johnson and Kearney

SUPPLEMENTAL ITEMS

PUBLIC SAFETY & GOVERNANCE COMMITTEE

72. [202400937](#) **RESOLUTION (LEGISLATIVE) (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 3/27/2024, **OBJECTING** to the renewal of the D5, D6 class liquor permit number 2600009 applied for by Risconi Bar and Kitchen, LLC to the Ohio Division of Liquor Control.

Recommendation PASS EMERGENCY

Sponsors:

City Manager

ANNOUNCEMENTS

Adjournment

Date: April 17, 2024

To: Mayor Aftab Pureval
From: Emily Smart Woerner, City Solicitor *EESW*
Subject: Ordinance – Connected Communities

Transmitted herewith is an ordinance captioned as follows:

MODIFYING multiple Chapters of Title XIV, “Zoning Code of the City of Cincinnati,” and Title XVII, “Land Development Code,” of the Cincinnati Municipal Code, by **ORDAINING** Sections 1401-01-F9-0, “Four-Family Dwelling,” 1401-01-T-0, “Projecting Bay,” 1401-01-T-0, “Three-Family Dwelling,” 1403-04, “Connected Communities,” 1405-04, “Connected Communities,” 1407-04, “Connected Communities,” 1409-04, “Connected Communities,” 1410-04, “Connected Communities,” 1413-04, “Connected Communities,” 1415-04, “Connected Communities,” 1421-45, “Transit Stops,” 1421-47, “Density, Height, and Parking Modifications for Projects Utilizing Certain Financial Programs,” 1425-39, “Electric Vehicle Charging Equipment,” 1435-05-07, “Exceptions from Base Development Regulations,” by **AMENDING** Sections 1400-23, “Principal Structures,” 1401-01-A14, “Attached Single-Family Dwelling,” 1403-03, “Specific Purposes of the Single-Family Subdistricts,” 1403-05, “Land Use Regulations,” 1403-07, “Development Regulations,” 1405-05, “Land Use Regulations,” 1405-07, “Development Regulations,” 1409-09, “Development Regulations,” 1410-05, “Land Use Regulations,” 1413-05, “Land Use Regulations,” 1417-05, “Special Accessory Uses,” 1417-15, “Sign Standards for Uses in the I-R District,” 1419-21, “Limited or Full Service Restaurants and Drinking Establishments,” 1421-07, “Building Projections Into Yards,” 1421-19, “Exceptions to Height Limits,” 1425-03, “Requirements for Off-Street Parking and Loading,” 1425-04, “Urban Parking Overlay Districts,” 1425-19, “Off-Street Parking and Loading Requirements,” 1425-23, “Reduced Parking,” 1425-29, “Parking Lot Landscaping,” 1429-05, “Basic Requirements,” 1429-17, “Appeals,” 1431-21, “Appeals,” 1435-05-01, “Applicability,” 1447-05, “Nonconforming Structures,” 1449-01, “Purpose and Authority,” 1449-13, “Procedures for Appeals from Decisions of the Zoning Administrator, the Director of Buildings and Inspections or the City Planning Commission,” 1703-2.40, “T3 Estate (T3E); T3E Sub-Zone(s),” 1703-2.40, “T3 Estate (T3E); T3E Allowed Building Types; Building Type,” 1703-2.40, “T3 Estate (T3E); T3E Parking; Required Spaces,” 1703-2.50, “T3 Neighborhood (T3N); T3N Sub-Zone(s),” Section 1703-2.50, “T3 Neighborhood (T3N); T3N Allowed Building Types; Building Type,” Section 1703-2.50, “T3 Neighborhood (T3N); T3N Parking; Required Spaces,” Section 1703-2.60, “T4 Neighborhood Medium Footprint (T4N.MF); T4N.MF Sub-Zone(s),” 1703-2.60, “T4 Neighborhood Medium Footprint (T4N.MF); T4N Parking;

Required Spaces,” 1703-2.70, “T4 Neighborhood Small Footprint (T4N.SF); T4N.SF Sub-Zone(s),” 1703-2.70, “T4 Neighborhood Small Footprint (T4N.SF); T4N Parking; Required Spaces,” 1703-2.80, “T5 Main Street (T5MS); T5MS Sub-Zone(s),” 1703-2.80, “T5 Main Street (T5MS); T5MS Parking; Required Spaces,” 1703-2.80, “T5 Main Street (T5MS); T5MS Use Table; Retail,” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Sub-Zone(s),” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Parking; Required Spaces,” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Use Table; Retail,” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Sub-Zone(s),” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Parking; Required Spaces,” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Use Table; Retail,” 1703-2.110, “T5 Flex (T5F); T5F Sub-Zone(s),” 1703-2.110, “T5 Flex (T5F); T5F Building Placement; Required Spaces,” 1703-2.110, “T5 Flex (T5F); T5F Use Table; Retail,” 1703-2.120, “T6 Core (T6C); T6C Sub-Zone(s),” 1703-2.120, “T6 Core (T6C); T6C Parking; Required Spaces,” 1703-2.120, “T6 Core (T6C); T6C Use Table; Retail,” Table 1703-3.30.A, “Building Types General,” 1703-3.100, “Multi-Plex: Small,” 1703-5.50, “Parking,” 1703-5.100, “Additional Standards for Specific Uses,” and by **MODIFYING** Title XV, “Code Compliance and Hearings,” of the Cincinnati Municipal Code by **AMENDING** Section 1501-12, “Class F Civil Offenses;” and by **REPEALING** Sections 1403-11, “Purpose of Cluster Housing,” 1403-13, “Cluster Housing General Regulations,” 1403-15, “Covenants,” 1403-17, “Site Divided by Zoning Line,” 1403-19, “Application Procedures and Requirements,” to foster greater development that focuses on pedestrian and human-centered design, to increase housing options, and to strengthen neighborhood business districts throughout the City.

ESW/KMT(dmm)
Attachment
399368

City of Cincinnati

KMT

An Ordinance No. _____

- 2024

MODIFYING multiple Chapters of Title XIV, “Zoning Code of the City of Cincinnati,” and Title XVII, “Land Development Code,” of the Cincinnati Municipal Code, by **ORDAINING** Sections 1401-01-F9-0, “Four-Family Dwelling,” 1401-01-T-0, “Projecting Bay,” 1401-01-T-0, “Three-Family Dwelling,” 1403-04, “Connected Communities,” 1405-04, “Connected Communities,” 1407-04, “Connected Communities,” 1409-04, “Connected Communities,” 1410-04, “Connected Communities,” 1413-04, “Connected Communities,” 1415-04, “Connected Communities,” 1421-45, “Transit Stops,” 1421-47, “Density, Height, and Parking Modifications for Projects Utilizing Certain Financial Programs,” 1425-39, “Electric Vehicle Charging Equipment,” 1435-05-07, “Exceptions from Base Development Regulations,” by **AMENDING** Sections 1400-23, “Principal Structures,” 1401-01-A14, “Attached Single-Family Dwelling,” 1403-03, “Specific Purposes of the Single-Family Subdistricts,” 1403-05, “Land Use Regulations,” 1403-07, “Development Regulations,” 1405-05, “Land Use Regulations,” 1405-07, “Development Regulations,” 1409-09, “Development Regulations,” 1410-05, “Land Use Regulations,” 1413-05, “Land Use Regulations,” 1417-05, “Special Accessory Uses,” 1417-15, “Sign Standards for Uses in the I-R District,” 1419-21, “Limited or Full Service Restaurants and Drinking Establishments,” 1421-07, “Building Projections Into Yards,” 1421-19, “Exceptions to Height Limits,” 1425-03, “Requirements for Off-Street Parking and Loading,” 1425-04, “Urban Parking Overlay Districts,” 1425-19, “Off-Street Parking and Loading Requirements,” 1425-23, “Reduced Parking,” 1425-29, “Parking Lot Landscaping,” 1429-05, “Basic Requirements,” 1429-17, “Appeals,” 1431-21, “Appeals,” 1435-05-01, “Applicability,” 1447-05, “Nonconforming Structures,” 1449-01, “Purpose and Authority,” 1449-13, “Procedures for Appeals from Decisions of the Zoning Administrator, the Director of Buildings and Inspections or the City Planning Commission,” 1703-2.40, “T3 Estate (T3E); T3E Sub-Zone(s),” 1703-2.40, “T3 Estate (T3E); T3E Allowed Building Types; Building Type,” 1703-2.40, “T3 Estate (T3E); T3E Parking; Required Spaces,” 1703-2.50, “T3 Neighborhood (T3N); T3N Sub-Zone(s),” Section 1703-2.50, “T3 Neighborhood (T3N); T3N Allowed Building Types; Building Type,” Section 1703-2.50, “T3 Neighborhood (T3N); T3N Parking; Required Spaces,” Section 1703-2.60, “T4 Neighborhood Medium Footprint (T4N.MF); T4N.MF Sub-Zone(s),” 1703-2.60, “T4 Neighborhood Medium Footprint (T4N.MF); T4N Parking; Required Spaces,” 1703-2.70, “T4 Neighborhood Small Footprint (T4N.SF); T4N.SF Sub-Zone(s),” 1703-2.70, “T4 Neighborhood Small Footprint (T4N.SF); T4N Parking; Required Spaces,” 1703-2.80, “T5 Main Street (T5MS); T5MS Sub-Zone(s),” 1703-2.80, “T5 Main Street (T5MS); T5MS Parking; Required Spaces,” 1703-2.80, “T5 Main Street (T5MS); T5MS Use Table; Retail,” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Sub-Zone(s),” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Parking; Required Spaces,” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Use Table; Retail,” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Sub-Zone(s),” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Parking; Required Spaces,” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Use Table; Retail,” 1703-2.110, “T5 Flex (T5F); T5F Sub-Zone(s),” 1703-2.110, “T5 Flex (T5F); T5F Building Placement; Required Spaces,” 1703-2.110, “T5 Flex (T5F); T5F Use Table; Retail,” 1703-2.120, “T6 Core (T6C);

T6C Sub-Zone(s),” 1703-2.120, “T6 Core (T6C); T6C Parking; Required Spaces;” 1703-2.120, “T6 Core (T6C); T6C Use Table; Retail,” Table 1703-3.30.A, “Building Types General,” 1703-3.100, “Multi-Plex: Small,” 1703-5.50, “Parking,” 1703-5.100, “Additional Standards for Specific Uses,” and by **MODIFYING** Title XV, “Code Compliance and Hearings,” of the Cincinnati Municipal Code by **AMENDING** Section 1501-12, “Class F Civil Offenses;” and by **REPEALING** Sections 1403-11, “Purpose of Cluster Housing,” 1403-13, “Cluster Housing General Regulations,” 1403-15, “Covenants,” 1403-17, “Site Divided by Zoning Line,” 1403-19, “Application Procedures and Requirements,” to foster greater development that focuses on pedestrian and human-centered design, to increase housing options, and to strengthen neighborhood business districts throughout the City.

WHEREAS, the Department of City Planning and Engagement has recommended text amendments to the Cincinnati Zoning Code and the Land Development Code to foster greater development that focuses on pedestrian and human-centered design, to increase housing options, and to strengthen neighborhood business districts throughout the City; and

WHEREAS, the changes include providing greater housing options in and around neighborhood business districts and major transportation corridors, streamlining the development process, reducing regulatory barriers to the construction of affordable housing, promoting the adaptive reuse of existing buildings, and certain other code refinements; and

WHEREAS, the proposed zoning text amendments are intended to promote harmonious land development practices in Connected Community designations city-wide and to encourage human scale development to promote a more vibrant community and discourage land development practices that could present adverse impacts to neighborhood character, quality of life, and property values; and

WHEREAS, at its regularly scheduled meeting on _____, the City Planning Commission reviewed the proposed text amendments and recommended their approval, finding them to be in the interest of the public’s health, safety, morals, and general welfare; and

WHEREAS, a committee of Council held a public hearing on the proposed text amendments following due and proper notice pursuant to Cincinnati Municipal Code Section 111-1, and the committee approved the proposed text amendments; and

WHEREAS, the text amendments are in accordance with the “Live” goal to “provide a full spectrum of housing options, and improve housing quality and affordability” as described on page 164 of Plan Cincinnati and the “Compete” goal to “build a streamlined and cohesive development process” as described page 111 of Plan Cincinnati; and

WHEREAS, the Council finds the proposed text amendments to be in the best interests of the City and the public’s health, safety, morals, and general welfare; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Sections 1401-01-F9-0, “Four-Family Dwelling,” 1401-01-T-0, “Projecting Bay,” 1401-01-T-0, “Three-Family Dwelling,” 1403-04, “Connected Communities,” 1405-04, “Connected Communities,” 1407-04, “Connected Communities,” 1409-04, “Connected Communities,” 1410-04, “Connected Communities,” 1413-04, “Connected Communities,” 1415-04, “Connected Communities,” 1421-45, “Transit Stops,” 1421-47, “Density, Height, and Parking Modifications for Projects Utilizing Certain Financial Programs,” 1425-39, “Electric Vehicle Charging Equipment,” 1435-05-07, “Exceptions from Base Development Regulations,” of the Cincinnati Municipal Code are hereby ordained as follows:

§ 1401-01-F9-0. - Four-Family Dwelling.

“Four-family dwelling” means a single building that contains four dwelling units.

§ 1401-01-P19-A. - Projecting Bay.

“Projecting bay” means a continuous recess within the interior of a building that contains one room, does not span more than two stories, and does not reach the ground, resulting in a projection on the outside of the building.

§ 1401-01-T-0. - Three-Family Dwelling.

“Three-family dwelling” means a single building that contains three dwelling units.

§ 1403-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

(a) Neighborhood Business District ‘B’. This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district ‘B’ designation is subject to the following development regulations:

- (1) Two-family, three-family, four-family, and multi-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (a)(2).
- (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.

- (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (b) Middle Housing 'MH'. This district designation is intended for areas surrounding neighborhood business districts. The middle housing 'MH' designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for permitted residential uses.
 - (ii) Accessory surface parking facilities shall be located in the rear yard.
- (c) Transportation Corridor 'T'. This district designation is intended for areas located along major transportation corridors. The transit corridor 'T' designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1403-07.
 - (2) Multi-family uses are only permitted if also located within a neighborhood business district.
 - (3) Minimum off-street parking regulations do not apply.
 - (4) Accessory surface parking facilities shall be located in the rear yard.
- (d) Design Standards. Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.

- (1) *Entrance.* At least one dwelling unit entrance shall be located on each street frontage.
- (2) *Building Form.* Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.
 - (i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.
 - (ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.
 - (iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.
- (3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1403-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1405-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

- (a) Neighborhood Business District 'B'. This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district 'B' designation is subject to the following development regulations:
 - (1) Two-family, three-family, and four-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsections (a)(2) and (a)(3).
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.

- (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (b) Middle Housing ‘MH’. This district designation is intended for areas surrounding neighborhood business districts. The middle housing ‘MH’ designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (c) Transportation Corridor ‘T’. This district designation is intended for areas located along major transportation corridors. The transit corridor ‘T’ designation is subject to the following development regulations:

- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1405-07.
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Minimum off-street parking regulations do not apply.
 - (4) The height of new structures may exceed the maximum height of the underlying zoning district by an additional twelve feet.
 - (5) Accessory surface parking facilities shall be located in the rear yard.
- (d) Design Standards. Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.
- (1) *Entrance*. At least one dwelling unit entrance shall be located on each street frontage.
 - (2) *Building Form*. Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.
 - (i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.
 - (ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.
 - (iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.
 - (3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1405-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1407-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

- (a) Neighborhood Business District ‘B’. This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district ‘B’ designation is subject to the following development regulations:

- (1) Two-family, three-family, and four-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsections (a)(2) and (a)(3).
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (b) Middle Housing ‘MH’. This district designation is intended for areas surrounding neighborhood business districts. The middle housing ‘MH’ designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use

building if the building has more than 5,000 square feet of commercial space.

(v) Additions to existing buildings are considered new construction for purposes of this section.

(vi) Accessory surface parking facilities shall be located in the rear yard.

(c) Transportation Corridor 'T'. This district designation is intended for areas located along major transportation corridors. The transit corridor 'T' designation is subject to the following development regulations:

(1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1407-07.

(2) Minimum lot-area-per-dwelling-unit regulations do not apply.

(3) Minimum off-street parking regulations do not apply.

(4) The height of new structures may exceed the maximum height of the underlying zoning district by an additional twelve feet.

(5) Accessory surface parking facilities shall be located in the rear yard.

(d) Design Standards. Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.

(1) *Entrance*. At least one dwelling unit entrance shall be located on each street frontage.

(2) *Building Form*. Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.

(i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.

(ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.

(iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.

(3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1407-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1409-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

- (a) Neighborhood Business District ‘B’. This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district ‘B’ designation is subject to the following development regulations:
 - (1) Two-family, three-family, and four-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsections (a)(2) and (a)(3).
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (b) Middle Housing ‘MH’. This district designation is intended for areas surrounding neighborhood business districts. The middle housing ‘MH’ designation is subject to the following development regulations:
 - (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.

- (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (c) Transportation Corridor ‘T’. This district designation is intended for areas located along major transportation corridors. The transit corridor ‘T’ designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1409-09.
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Minimum off-street parking regulations do not apply.
 - (4) The height of new structures may exceed the maximum height of the underlying zoning district by an additional twelve feet.
 - (5) Accessory surface parking facilities shall be located in the rear yard.
- (d) Design Standards. Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.
- (1) *Entrance*. At least one dwelling unit entrance shall be located on each street frontage.
 - (2) *Building Form*. Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.
 - (i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.

- (ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.
 - (iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.
- (3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1409-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1410-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

- (a) Neighborhood Business District 'B'. This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district 'B' designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsections (a)(2) and (a)(3).
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.

- (b) Middle Housing 'MH'. This district designation is intended for areas surrounding neighborhood business districts. The middle housing 'MH' designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (c) Transportation Corridor 'T'. This district designation is intended for areas located along major transportation corridors. The transit corridor 'T' designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1410-07.
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Minimum off-street parking regulations do not apply.
 - (4) The height of new structures may exceed the maximum height of the underlying zoning district by an additional twelve feet.
 - (5) Accessory surface parking facilities shall be located in the rear yard.
- (d) Design Standards. Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.

- (1) *Entrance.* At least one dwelling unit entrance shall be located on each street frontage.
- (2) *Building Form.* Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.
 - (i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.
 - (ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.
 - (iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.
- (3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1410-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1413-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

- (a) Neighborhood Business District 'B'. This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district 'B' designation is subject to the following development regulations:
 - (1) Two-family, three-family, and four-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsections (a)(2) and (a)(3).
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.

- (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (b) Middle Housing ‘MH’. This district designation is intended for areas surrounding neighborhood business districts. The middle housing ‘MH’ designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (c) Transportation Corridor ‘T’. This district designation is intended for areas located along major transportation corridors. The transit corridor ‘T’ designation is subject to the following development regulations:

- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1413-07.
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Minimum off-street parking regulations do not apply.
 - (4) The height of new structures may exceed the maximum height of the underlying zoning district by an additional twelve feet.
 - (5) Accessory surface parking facilities shall be located in the rear yard.
- (d) **Design Standards.** Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.
- (1) *Entrance.* At least one dwelling unit entrance shall be located on each street frontage.
 - (2) *Building Form.* Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.
 - (i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.
 - (ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.
 - (iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.
 - (3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1413-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1415-04. - Connected Communities.

Three Connected Communities designations are established to enhance the base zoning district. The underlying zoning district and map overlays apply where not inconsistent with the development regulations below.

- (a) **Neighborhood Business District ‘B’.** This district designation is intended for areas located within established neighborhood business districts. The neighborhood business district ‘B’ designation is subject to the following development regulations:

- (1) Two-family, three-family, and four-family uses are permitted, subject to the development regulations of the underlying zoning district, except as otherwise provided in subsections (a)(2) and (a)(3).
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use building if the building has more than 5,000 square feet of commercial space.
 - (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (b) Middle Housing 'MH'. This district designation is intended for areas surrounding neighborhood business districts. The middle housing 'MH' designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations of the underlying zoning district, except as otherwise provided in subsection (b)(2).
 - (2) Parking:
 - (i) No off-street parking is required for residential uses in a new building containing 10 or fewer dwelling units.
 - (ii) Residential uses in a new building with more than 10 dwelling units require one-half space per additional dwelling unit over 10 dwelling units.
 - (iii) No off-street parking is required in a new commercial or mixed-use building if the building has 5,000 square feet or less of commercial space.
 - (iv) The underlying zoning district parking requirements are reduced by one-half for commercial uses in a new commercial or mixed-use

building if the building has more than 5,000 square feet of commercial space.

- (v) Additions to existing buildings are considered new construction for purposes of this section.
 - (vi) Accessory surface parking facilities shall be located in the rear yard.
- (c) Transportation Corridor ‘T’. This district designation is intended for areas located along major transportation corridors. The transit corridor ‘T’ designation is subject to the following development regulations:
- (1) Two-family, three-family, and four-family uses are permitted subject to the development regulations in Section 1415-09.
 - (2) Minimum lot-area-per-dwelling-unit regulations do not apply.
 - (3) Minimum off-street parking regulations do not apply.
 - (4) The height of new structures may exceed the maximum height of the underlying zoning district by an additional twelve feet.
 - (5) Accessory surface parking facilities shall be located in the rear yard.
- (d) Design Standards. Two-family, three-family, and four-family dwellings located within a designated Connected Communities district shall comply with the design standards set forth below.
- (1) *Entrance*. At least one dwelling unit entrance shall be located on each street frontage.
 - (2) *Building Form*. Building composition shall consist of a base, middle, and top component to reduce the apparent bulk of the building. The designs of new buildings shall avoid long unrelieved expanses of wall along the street frontage by maintaining a rhythm of windows and structural bays.
 - (i) Buildings shall have a distinct base at the ground level, using articulation and materials such as stone, masonry, or decorative concrete.
 - (ii) Buildings shall have a change in material and/or design that marks the transition from base component to middle component, and from middle component to top component.
 - (iii) The top of the building shall be treated with a distinct outline with elements such as a projecting parapet, cornice, or projection.
 - (3) If the Zoning Administrator determines a permit application does not conform to the requirements of Section 1415-04(d), the Zoning Board of Appeals has the duty to determine whether the application satisfies the standards set forth in this Chapter prior to the issuance of a building permit.

§ 1421-45. - Transit Stops.

Transit stop structures approved by the Department of Transportation and Engineering are permitted in all zoning districts and are exempt from accessory structure regulations set forth in § 1421-01, § 1421-03, and § 1421-05.

§ 1421-47. - Density, Height, and Parking Modifications for Projects Utilizing Certain Financial Programs

- (a) Minimum-lot-area-per-dwelling-unit requirements and minimum off-street parking requirements shall not apply to the establishment of new dwelling units in a newly constructed or renovated building, and a newly constructed or renovated building may have a maximum height twelve feet greater than otherwise permitted by the zoning code, provided the building is constructed or renovated pursuant to Low-Income Housing Tax Credit programs.
- (b) To be eligible for density, height, and parking modifications, the owner of the building that is to be constructed or renovated, or its successor-in-interest, as applicable, must establish and maintain compliance with the affordability restrictions pursuant to Low-Income Housing Tax Credit programs for the building on the property for so long as those restrictions remain in effect.
- (c) Any person who fails to maintain compliance with subsection (b) shall be liable for a Class F civil offense for each dwelling unit that is not in compliance, as applicable, in a given year.

§ 1425-39. - Electric Vehicle Charging Equipment.

Electric vehicle charging equipment is permitted at any location where off-street parking spaces are permitted.

§ 1435-05-07. - Exceptions from Base Development Regulations.

Within designated historic districts, setback and height regulations as prescribed by the underlying zoning district regulations shall not apply. The height and setbacks of structures within historic districts must substantially conform to the applicable Historic District guidelines.

Section 2. That Sections 1400-23, “Principal Structures,” 1401-01-A14, “Attached Single-Family Dwelling,” 1403-03, “Specific Purposes of the Single-Family Subdistricts,” 1403-05, “Land Use Regulations,” 1403-07, “Development Regulations,” 1405-05, “Land Use Regulations,” 1405-07, “Development Regulations,” 1409-09, “Development Regulations,” 1410-05, “Land Use Regulations,” 1413-05, “Land Use Regulations,” 1417-05, “Special Accessory Uses,” 1417-15, “Sign Standards for Uses in the I-R District,” 1419-21, “Limited or Full Service

Restaurants and Drinking Establishments,” 1421-07, “Building Projections Into Yards,” 1421-19, “Exceptions to Height Limits,” 1425-03, “Requirements for Off-Street Parking and Loading,” 1425-04, “Urban Parking Overlay Districts,” 1425-19, “Off-Street Parking and Loading Requirements,” 1425-23, “Reduced Parking,” 1425-29, “Parking Lot Landscaping,” 1429-05, “Basic Requirements,” 1429-17, “Appeals,” 1431-21, “Appeals,” 1435-05-01, “Applicability,” 1447-05, “Nonconforming Structures,” 1449-01, “Purpose and Authority,” 1449-13, “Procedures for Appeals from Decisions of the Zoning Administrator, the Director of Buildings and Inspections or the City Planning Commission,” 1703-2.40, “T3 Estate (T3E); T3E Sub-Zone(s),” 1703-2.40, “T3 Estate (T3E); T3E Allowed Building Types; Building Type,” 1703-2.40, “T3 Estate (T3E); T3E Parking; Required Spaces,” 1703-2.50, “T3 Neighborhood (T3N); T3N Sub-Zone(s),” Section 1703-2.50, “T3 Neighborhood (T3N); T3N Allowed Building Types; Building Type,” Section 1703-2.50, “T3 Neighborhood (T3N); T3N Parking; Required Spaces,” Section 1703-2.60, “T4 Neighborhood Medium Footprint (T4N.MF); T4N.MF Sub-Zone(s),” 1703-2.60, “T4 Neighborhood Medium Footprint (T4N.MF); T4N Parking; Required Spaces,” 1703-2.70, “T4 Neighborhood Small Footprint (T4N.SF); T4N.SF Sub-Zone(s),” 1703-2.70, “T4 Neighborhood Small Footprint (T4N.SF); T4N Parking; Required Spaces,” 1703-2.80, “T5 Main Street (T5MS); T5MS Sub-Zone(s),” 1703-2.80, “T5 Main Street (T5MS); T5MS Parking; Required Spaces,” 1703-2.80, “T5 Main Street (T5MS); T5MS Use Table; Retail,” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Sub-Zone(s),” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Parking; Required Spaces,” 1703-2.90, “T5 Neighborhood Large Setback (T5N.LS); T5N.LS Use Table; Retail,” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Sub-Zone(s),” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Parking; Required Spaces,” 1703-2.100, “T5 Neighborhood Small Setback (T5N.SS); T5N.SS Use Table;

Retail,” 1703-2.110, “T5 Flex (T5F); T5F Sub-Zone(s),” 1703-2.110, “T5 Flex (T5F); T5F Building Placement; Required Spaces,” 1703-2.110, “T5 Flex (T5F); T5F Use Table; Retail,” 1703-2.120, “T6 Core (T6C); T6C Sub-Zone(s),” 1703-2.120, “T6 Core (T6C); T6C Parking; Required Spaces;” 1703-2.120, “T6 Core (T6C); T6C Use Table; Retail,” Table 1703-3.30.A, “Building Types General,” 1703-3.100, “Multi-Plex: Small,” 1703-5.50, “Parking,” 1703-5.100, “Additional Standards for Specific Uses,” and Section 1501-12, “Class F Civil Offenses,” of the Cincinnati Municipal Code are hereby amended as follows:

§ 1400-23. Principal Structures.

No more than one principal structure may be constructed on a lot unless the development of more than one structure has been approved pursuant to ~~§1403-13, Cluster Housing General Regulations, §1419-12, Community Learning Centers, or Chapter 1429, Planned Development Districts.~~

§ 1401-01-A14. Attached Single-Family Dwelling.

“Attached single-family dwelling” means a dwelling unit that is attached to one or more dwelling units, each with independent exterior access and each with no less than two exterior walls. ~~Attached single-family dwellings include cluster housing.~~

§ 1403-03. Specific Purposes of the Single-Family Subdistricts.

The specific purposes of the SF single-family districts are to create, maintain and enhance neighborhood residential areas that are characterized by ~~detached, low-density dwellings~~ unit structures with typical lot sizes ranging from 2,000 square feet to one-half acre or more in size. Future development ~~must~~ should remain single-family residential in character; ~~although~~ however, some public and non-residential uses may be permitted, and two-family, three-family, and four-family uses are permitted in districts with Connected Community designations in certain districts. Five subdistricts are established:

- (a) *SF-20 Single-family.* This subdistrict allows large-lot single-family housing at very low densities found in suburban residential districts. The minimum lot size is 20,000 square feet.
- (b) *SF-10 Single-family.* This subdistrict allows single-family housing at low densities. The minimum lot size is 10,000 square feet.
- (c) *SF-6 Single-family.* This subdistrict allows medium-density, single-family housing. The minimum lot size is 6,000 square feet.
- (d) *SF-4 Single-family.* This subdistrict allows moderately high-density single-family housing. The minimum lot size is 4,000 square feet.

- (e) *SF-2 Single-family*. This district allows high-density, small lot, single-family developments. The minimum lot size is 2,000 square feet for a single-family dwelling and 1,500 square feet for a rowhouse.



Figures 1403-03-A, B



Figures 1403-03-C, D



Figure 1403-03-E

§ 1403-05. Land Use Regulations.

Schedule 1403-05 below prescribes the land use regulations for SF Districts. Uses are defined in Chapter 1401, Definitions. Uses not listed in the Schedule 1403-05 are prohibited.

The regulations for each subdistrict are established by letter designations as follows:

- (a) "P" designates permitted uses. These uses may be subject to additional regulations as indicated.
- (b) "L" designates uses that are permitted, subject to certain limitations. Numeric suffixes refer to limitations listed at the bottom of Schedule 1403-05. Except as otherwise indicated, modifications of a numerical, locational or dimensional limitation requires a variance under Chapter 1445 - Variances, Special Exceptions and Conditional Uses.
- (c) "C" designates uses permitted only after review and approval of the conditional use by the Zoning Hearing Examiner. These uses may be subject to additional regulations as indicated.

Schedule 1403-05: Use Regulations - Single-family Districts

Use Classifications	SF-20	SF-10	SF-6	SF-4	SF-2	Additional Regulations
Residential Uses						
Bed and breakfast home	—	C	C	C	C	See § 1419-09
Child Day care home - Type A	L4	L4	L4	L4	L4	
<u>Day care home - Type B</u>	<u>L4</u>	<u>L4</u>	<u>L4</u>	<u>L4</u>	<u>L4</u>	
Group residential						
Convents and monasteries	C	C	C	C	C	
Fraternities and sororities	—	—	—	—	—	
Patient family homes	—	—	—	—	—	
Rooming houses	—	—	—	—	—	
Shared housing for the elderly	—	—	—	L3	L3	
Permanent residential						
Single-family dwelling	P	P	P	P	P	See § 1403-11
Attached single-family dwelling	L13	L13	L13	P	P	See § 1403-11
<u>Rowhouse, single-family dwelling</u>	=	=	=	=	<u>P</u>	
Two-family	L11	L11	L11	L11	L11	
Multi-family	L11	L11	L11	L11	L11	
Residential care facilities						
Developmental disability dwelling	P	P	P	P	P	
Public and Semipublic Uses						
Cemeteries	—	—	—	L1	L1	

Cultural institutions	—	—	C	C	C	
Park and recreation facilities	L12	L12	L12	L12	L12	
Public safety facilities	—	—	—	C	C	
Religious assembly	C	C	C	C	C	
School, public or private	C	C	C	C	C	See § 1419-12
Transportation, Communication and Utilities						
Public utility distribution system	C	C	C	C	C	
Wireless communication antenna	L2	L2	L2	L2	L2	See § 1419-33
Wireless communication tower	C	C	C	C	C	See § 1419-33
Agriculture and Extractive Uses						
Animal keeping	P	P	P	P	P	See Chapter 1422
Farms	C	C	C	C	C	See Chapter 1422
Gardens	P	P	P	P	P	See Chapter 1422
Accessory Uses						
Any accessory use not listed below	L8	L8	L8	L8	L8	
Accessory dwelling unit	L1413	L1413	L1413	L1413	L1413	See § 1421-06
Home Occupation	P	P	P	P	P	See § 1419-17
Commercial Vehicle Parking	L5	L5	L5	L5	L5	
Child day-care centers	L4,6	L4,6	L4,6	L4,6	L4,6	
Refuse storage areas	P	P	P	P	P	See § 1421-35
Drive Box	L7	L7	L7	L7	L7	
Fences and walls	P	P	P	P	P	See § 1421-33
Exterior lighting	P	P	P	P	P	See § 1421-39
Cemetery, incidental buildings and structures	—	—	—	L9	L9	
Rooming Unit	—	—	L10	L10	L10	
Portable storage containers	P	P	P	P	P	See § 1419-24
Nonconforming Uses						See Chapter 1447

Specific Limitations

- L1 Only expansion of existing cemeteries allowed with a conditional use approval.
- L2 Antenna height may not exceed 20 feet; greater height requires a conditional use approval. The antenna may only be attached to a permitted agricultural, public or semi-public or public utility building or structure.
- L3 The minimum lot area for every resident is 800 square feet and the minimum living area for every resident is 250 square feet.
- L4 Fencing, a minimum of four feet in height must be provided for purposes of securing outdoor play areas which must be located in the rear yard only.
- L5 One commercial vehicle completely enclosed in a garage may be parked or stored on the lot with the following exceptions:
 - a. An unlimited number of commercial vehicles conveying the necessary tools, materials and equipment to a premises where labor using such tools, materials and equipment is to be performed during actual time of parking.
 - b. One commercial vehicle with current license owned by a resident of the residential property on which it is stored or parked not to exceed two tons in capacity.
 - c. Recreational vehicles, watercraft and personal trailers may be parked on the lot beyond the front yard.
- L6 Only if accessory to a public or semi-public use.
- L7 Accessory to a public or semi-public use, provided the drive-box is at least 100 feet from any property used for residential purposes.
- L8 Accessory uses determined by the Zoning Administrator to be customarily incidental to a use of the district are permitted. All others require conditional use approval.
- L9 Mausoleums, columbaria and other incidental buildings and structures within and accessory to cemeteries, may be no less than 100 feet from abutting properties in the residential district and may not exceed the height limitation for principal buildings of the district in which it is located.
- L10 No more than two rooming units may be rented or leased in a single-family dwelling.
- L11 This use must be legally established prior to the effective date of this Zoning Code. The use has the rights of Chapter 1447, Nonconforming Uses and Structures except for the provisions of § 1447-09 Expansion of Nonconforming Use and § 1447-11 Substitution of a Nonconforming Use.
- L12 Publicly owned or operated park and recreation facilities are permitted. All park and recreation facilities, private or non-profit, require a conditional use approval.
- ~~L13 Attached single family is only permitted as part of a cluster housing development. See § 1403-13.~~
- L1413 Permitted only when subordinate and incidental to a single-family dwelling that is the principal use of the lot.

§ 1403-07. Development Regulations.

Schedule 1403-07 below prescribes the development regulations for the SF Districts, including lot area, width, setback and height. Where a special review district applies, the provisions of that district take precedence if there is conflict with the provisions of this Section. Additional standards are included in Chapter 1419.

Schedule 1403-07: Development Regulations - Single-family Districts

Building Form and Location			Setbacks (ft.)			
	Lot Area (sq. ft.)	Lot Width* (ft.)	Front Yard	Side Yard Min./Total	Rear Yard	Maximum Height (ft.)
Single-family (SF-20)	20,000	70	30	10/20	35	35
Single-family (SF-10)	10,000	60	30	10/20	35	35
Single-family (SF-6)	6,000	50	25	7/16	35	35
Single-family (SF-4)	4,000	40	20	3/12	25	35
Attached Single-family (SF-4)	3,500	35	20	0/6	25	35
Single-family (SF-2)	2,000	25	5	0/5	20	35
<u>Rowhouse exterior</u>	<u>1,500</u>	<u>25</u>	<u>5</u>	<u>0/5</u>	<u>20</u>	<u>35</u>
<u>Rowhouse interior</u>	<u>1,500</u>	<u>25</u>	<u>5</u>	<u>0/0</u>	<u>20</u>	<u>35</u>
Regulations	SF-20	SF-10	SF-6	SF-4	SF-2	Additional Regulations
Vehicle Accommodation - Driveways and Parking						
Location of Parking	Yes	Yes	Yes	Yes	Yes	See § 1425-15
Parking Lot Landscaping	Yes	Yes	Yes	Yes	Yes	See § 1425-29
Parking Lot Screening	Yes	Yes	Yes	Yes	Yes	See § 1425-27
Truck Docks; Loading and Service Areas	Yes	Yes	Yes	Yes	Yes	See § 1403-09
Other Regulations						
Buffering along District Boundaries	No	No	No	No	No	
Accessory Structures	See Chapter 1421					
General Site Standards	See Chapter 1421					
Landscaping and Buffer Yards	See Chapter 1423					
Nonconforming Uses and Structures	See Chapter 1447					

Off-Street Parking and Loading	See Chapter 1425
Signs	See Chapter 1427
Additional Development Regulations	See Chapter 1419

§ 1405-05. Land Use Regulations.

Schedule 1405-05 below prescribes the land use regulations for RM Districts. Use classifications are defined in Chapter 1401, Definitions. Use classifications not listed in Schedule 1405-05 below are prohibited.

The regulations for each subdistrict are established by letter designations as follows:

- (a) "P" designates permitted uses. These uses may be subject to additional regulations as indicated.
- (b) "L" designates uses that are permitted, subject to certain limitations. Numeric suffixes refer to limitations listed at the bottom of Schedule 1405-05. Except as otherwise indicated, modifications of a numerical, locational or dimensional limitation requires a variance under Chapter 1445 - Variances, Special Exceptions and Conditional Uses.
- (c) "C" designates uses permitted only after review and approval of the conditional use by the Zoning Hearing Examiner. These uses may be subject to additional regulations as indicated.

Schedule 1405-05: Use Regulations - Residential Multi-family Districts

Use Classifications	RMX	RM-2.0	RM-1.2	RM-0.7	Additional Regulations
Residential Uses					
Bed and breakfast home	P	P	P	P	See § 1419-09
Day care home - Adult	C	C	P	P	
Day care home - Type A	CL L4	CL L4	L4	L4	
Day care home - Type B	L4	L4	L4	L4	
Group residential					
Congregate housing	—	—	P	P	
Convents and monasteries	P	P	P	P	
Fraternities, sororities, dormitories	—	—	C	P	
Patient family homes	—	—	P	P	
Rooming houses	—	—	—	L2	
Shared housing for the elderly	L1	L1	L1	L1	

Permanent residential					
Single-family dwelling	P	P	P	P	See § 1403-11
Attached single-family dwelling	L15 P	P	P	P	See § 1403-11
Rowhouse, single-family dwelling	L15 P	P	P	P	
Two-family dwelling	P	P	P	P	
Three-family dwelling	P	P	P	P	
Multi-family dwelling	L3	P	P	P	
Residential care facilities					
Assisted living	C	C	P	P	
Developmental disability dwelling	P	P	P	P	
Nursing home	C	C	P	P	
Special assistance shelter	—	—	—	C	
Transitional housing					
Programs 1—4	—	P	P	P	
Programs 5—6	—	—	—	—	
Public and Semipublic Uses					
Clubs and lodges	C	C	C	C	
Community service facilities	C	C	C	P	
Cultural institutions	C	C	C	P	
Parks and recreation facilities	P	P	P	P	
Public safety facilities	C	C	P	P	
Religious assembly	P	P	P	P	
Schools, public or private	P	P	P	P	
Commercial Uses					
Bed and breakfast inns	C	C	C	P	See § 1419-09
Business services	—	—	—	L6,7	
Convenience markets	—	L16 15	L16 15	L7	
Food markets	—	L16 15	L16 15	L7	
Funeral and interment services	—	—	—	L6	
Loft dwelling units	—	L14	L14	L14	See § 1419-23
Medical services and clinics	—	—	—	L6,7	
Offices	—	—	—	L6,7	
Parking facilities	—	C	C	C	See Chapter 1425

Personal instructional services	—	—	—	L6,7	
Personal services	—	—	—	L6,7	
Recreation and entertainment					
Indoor or small-scale	—	—	—	L6,7	
Transportation, Communication and Utilities					
Public utility distribution system	C	C	C	C	
Transportation facilities					
Railroad right-of-way	P	P	P	P	
Wireless communication antenna	L9	L9	L9	L9	See § 1419-33
Wireless communication tower	C	C	C	C	See § 1419-33
Agriculture and Extractive Uses					
Animal keeping	P	P	P	P	See Chapter 1422
Farms	P	P	P	P	See Chapter 1422
Gardens	P	P	P	p	See Chapter 1422
Accessory Uses					
Any accessory use not listed below	L8	L8	L8	L8	
Accessory dwelling unit	L1817	L1817	L1817	L1817	See § 1421-06
Home occupations	P	P	P	P	See § 1419-17
Commercial vehicle parking	L11	L11	L11	L11	
Day care center	L4, L1716	L4, L1716	L4, L1716	L4, L1716	
Rooming unit	L10	L10	L10	L10	
Transitional housing	L13	L13	L13	L13	
Commercial services	—	P	P	P	See § 1419-35, 1419-37
Refuse storage areas	P	P	P	P	See § 1421-35
Drive box	L12	L12	L12	L12	
Fences and walls	P	P	P	P	See § 1421-33
Exterior lighting	P	P	P	P	See § 1421-39
Portable storage containers	P	P	P	P	See § 1419-24
Nonconforming Uses					See Chapter 1447

Specific Limitations

- L1 The minimum lot area for every resident is 500 square feet and the minimum living area for every resident is 250 square feet.
- L2 Only rooming houses licensed pursuant to Chapter 855. Rooming Houses of the Municipal Code; the maximum number of rooming units is five, and a separate entrance for access to rooming units must be provided. The minimum rental is seven days. See § 1421-43.
- L3 Multi-family dwellings of four or more units must be legally established prior to the effective date of this Zoning Code. The use has the rights of Chapter 1447, Nonconforming Uses and Structures except for the provisions of §1447-09 Expansion of Nonconforming Use and §1447-11 Substitution of a Nonconforming Use.
- L4 Fencing, a minimum of four feet in height must be provided for purposes of securing outdoor play areas which must be located in the rear yard only.
- L5 Not to exceed 3,000 square feet in gross floor area.
- L6 Permitted only on arterial streets.
- L7 Permitted on the ground floor occupying less than 2,500 sq. ft.; more space requires a conditional use approval.
- L8 Accessory uses determined by the Zoning Administrator to be customarily incidental to a use of the district are permitted. All others require conditional use approval.
- L9 Antenna height may not exceed 20 feet; greater height requires a conditional use approval. The antenna may be attached to a multi-family, public and semi-public or public utility building or structure.
- L10 No more than two rooming units may be rented or leased in any dwelling.
- L11 One commercial vehicle completely enclosed in a garage may be parked or stored on the lot with the following exceptions:
 - a. An unlimited number of commercial vehicles conveying the necessary tools, materials and equipment to a premises where labor using such tools, materials and equipment is to be performed during actual time of parking.
 - b. One commercial vehicle with current license owned by a resident of the residential property on which it is stored or parked not to exceed two tons in capacity.
 - c. Recreational vehicles, watercraft and personal trailers may be parked on the lot beyond the front yard.

L12 Accessory to a public or semi-public use, provided the drive box is at least 100 feet from any property used for residential purposes.

L13 Limited to transitional housing conforming to Paragraph 1401-03-T(c)(5) as an accessory use to public and semi-public uses. The use requires conditional use approval.

L14 Limited to City Council designated Live/Work Districts.

~~L15 Attached single-family dwellings and Rowhouse single-family dwellings of four or more units require conditional use approval.~~

L165 Permitted on the ground floor in multi-family buildings with a minimum of 50 dwelling units, occupying 1,200 square feet or less of gross floor area and having a separate exterior entrance: structures with less than 50 dwelling units require conditional use approval; food markets occupying more than 1,200 square feet of gross floor area require conditional use approval.

L176 Permitted only if accessory to a public or semi-public use.

L187 Permitted only when subordinate and incidental to a single-family dwelling that is the principal use of the lot.

§ 1405-07. Development Regulations.

Schedule 1405-07 below prescribes the development regulations for the RM Districts, including lot area for every unit, minimum lot width, setbacks and maximum height. Figure 1405-07 illustrates the setbacks for the RM Districts. Where an overlay district applies, the provisions of that district take precedence if there is conflict with the standards of this Section.

Schedule 1405-07 Development Regulations - Residential Multi-family Districts

Building Form and Location	Lot Area (sq. ft.)	Lot Area/Unit (sq. ft.)	Lot width (ft.)	Setbacks (ft.)			Maximum Height (ft.)
				Front Yard	Side Yard Min./Total	Rear Yard	
RMX single-family	2,500	—	25	20	0/5	20	35
RMX rowhouse exterior	2,500 1,500	—	—	20	0/5	20	35
RMX rowhouse interior	2,000 1,500	—	—	20	0/0	20	35
RMX two-family	5,000	2,500	25	20	3/6	20	35
RMX three-family	7,500	2,500	25	20	3/6	20	35
RMX other			25	20	3/6	20	35

RM 2.0 single-family	2,000	—	25	20	0/5	20	35
RM 2.0 rowhouse exterior	2,500 1,500	—	—	20	0/5	20	35
RM 2.0 rowhouse interior	2,000 1,500	—	—	20	0/0	20	35
RM 2.0 two-family	4,000	2,000	25	20	3/6	20	35
RM 2.0 multi-family	—	2,000	—	20 ¹	5/17 ³	35	45
RM 2.0 other			25	20 ¹	5/17 ³	35	45
RM 1.2 single-family	2,000	—	25	20	0/5	20	35
RM 1.2 rowhouse exterior	2,000 1,500	—	—	20	0/5	20	35
RM 1.2 rowhouse interior	1,500 1,500	—	—	20	0/0	20	35
RM 1.2 two-family	2,400	1,200	25	20	3/6	20	35
RM 1.2 multi-family	—	1,200	—	20 ²	5/17 ³	30 ²	-
RM 1.2 other				20 ²	5/17 ³	30 ²	—
RM 0.7 single-family	2,000	—	25	5	0/5	20	35
RM 0.7 rowhouse exterior	2,000 1,500	—	—	5	0/5	20	35
RM 0.7 rowhouse interior	1,500	—	—	5	0/0	20	35
RM 0.7 two-family	2,000	700	25	5	0/5	20	35
RM 0.7 multi-family	—	700	—	5	0/5 ⁴	25 ²	—
RM 0.7 other				5	0/5 ⁴	25 ²	—
Regulations	RMX	RM 2.0	RM 1.2	RM 0.7	Additional Regulations		
Vehicle Accommodation Driveways and Parking							
Location of parking	Yes	Yes	Yes	Yes	See § 1425-17		
Parking lot landscaping	Yes	Yes	Yes	Yes	See § 1425-31		

Parking lot screening	Yes	Yes	Yes	Yes	See § 1425-29
Truck docks; loading and service areas	Yes	Yes	Yes	Yes	See § 1405-09
Other Regulations					
Buffering along district boundaries	Yes	Yes	Yes	Yes	See § 1423-13
Accessory structures	See Chapter 1421				
General site standards	See Chapter 1421				
Landscaping and buffer yards	See Chapter 1423				
Nonconforming uses and structures	See Chapter 1447				
Off-street parking and loading	See Chapter 1425				
Signs	See Chapter 1427				
Additional development regulations	See Chapter 1419				

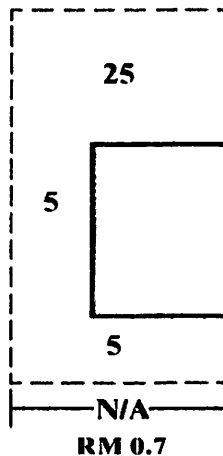
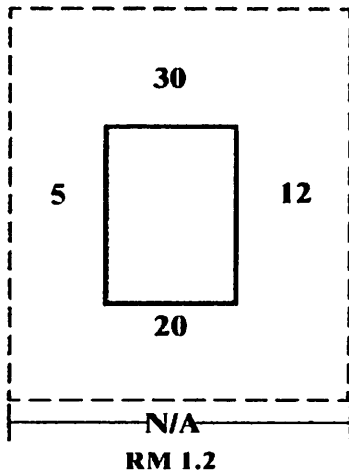
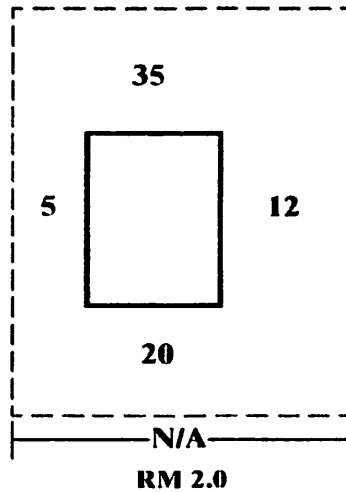
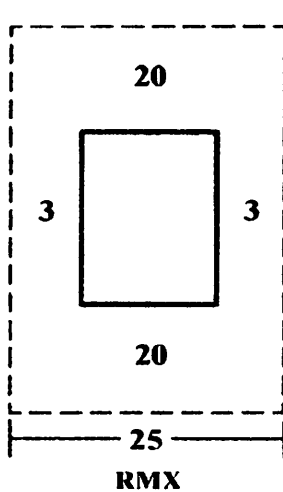


Figure 1405-07 Minimum Setbacks for Multi-Family Buildings 35 ft. in Height

§ 1409-09. Development Regulations.

Schedule 1409-09 prescribes the development regulations for Commercial Districts, maximum building height, minimum setbacks, driveways and parking and other standards that apply. Yes means regulations apply.

Schedule 1409-09: Development Regulations - Commercial Districts

Regulations	CN-P	CN-M	CC-P	CC-M	CC-A	CG-A	Additional Regulations
Building Scale-Intensity of Use							
Minimum Lot Area	0	0	0	0	0	0	
Building Form and Location							
Maximum building height (ft.)	50	50	85	85	85	85	
Minimum building height (ft.)	15	15	15	15	15	15	
Minimum front yard setbacks (ft.)	0	0	0	0	0	0	
Maximum front yard setbacks (ft.)	0	12	0	12	—	—	See § 1409-19
Building placement requirements	Yes	Yes	Yes	Yes	No	No	See § 1409-17 and § 1409-21
Ground floor transparency standards	Yes	Yes	Yes	Yes	No	No	See § 1409-23
Vehicle Accommodation - Driveways and Parking							
Driveway restrictions	Yes	Yes	Yes	Yes	Yes	Yes	See § 1409-11
Drive-through facilities	Yes	Yes	Yes	Yes	Yes	Yes	See § 1409-13 and 1419-13
Location of parking	Yes	Yes	Yes	Yes	No	No	See § 1409-25
Parking lot landscaping	Yes	Yes	Yes	Yes	Yes	Yes	See § 1425-29

Truck docks; loading and service areas	Yes	Yes	Yes	Yes	Yes	Yes	See § 1409-15
Other Regulations							
Buffering along district boundaries	Yes	Yes	Yes	Yes	Yes	Yes	See § 1423-13
Accessory structures	See Chapter 1421						
General site standards	See Chapter 1421						
Landscaping and buffer yards	See Chapter 1423						
Nonconforming structures	See Chapter 1447						
Parking and loading	See Chapter 1425						
Signs	See Chapter 1427						
Additional development regulations	See Chapter 1419						
Residential Regulations							
New residential only							
Lot area/unit (sq. ft.)	700	700	700	700	700	700	
Front yard setback	0	0	0	0	0	0	
Interior side yard setback	0	0	0	0	0	0	
Corner side yard setback	0	0	0	0	0	0	
Rear yard setback	<u>250</u>	<u>250</u>	<u>250</u>	250	<u>250</u>	<u>250</u>	
Residential development in existing buildings							
Lot area/unit (sq./ft.)	500	500	500	500	500	500	

§ 1410-05. Land Use Regulations.

Schedule 1410-05 below prescribes the land use regulations for the UM District. Use classifications are defined in Chapter 1401, Definitions. Use classifications not listed in Schedule 1410-05 below are prohibited.

The regulations are established by letter designations as follows:

- (a) “P” designates permitted uses. These uses may be subject to additional regulations as indicated.
- (b) “L” designates uses that are permitted, subject to certain limitations. Numeric suffixes refer to limitations listed at the bottom of Schedule 1410-05. Except as otherwise indicated, modifications of a numerical, locational or dimensional limitation requires a variance under Chapter 1445 - Variances, Special Exceptions and Conditional Uses.
- (c) “C” designates uses permitted only after review and approval of the conditional use by the Zoning Hearing Examiner. These uses may be subject to additional regulations as indicated.

Schedule 1410-05: Use Regulations—Urban Mix District

Use Classifications	UM	Additional Regulations
Residential Uses		
Group Residential		
Bed and breakfast home	P	See § 1419-09
Day care home - Adult	P	
Day care home - Type A	L2	
Day care home - Type B	L2	
Group residential		
Congregate housing	P	
Convents and monasteries	L7	
Fraternities, sororities, dormitories	L7	
Patient family homes	L7	
Rooming houses	L1	
Shared housing for the elderly	L7	
Permanent Residential		
Single-family dwelling	P	See § 1403-11
Attached single-family dwelling	P	See § 1403-11
Rowhouse, single-family dwelling	P	
Two-family dwelling	P	
Multi-family dwelling	P	
Residential Care Facilities		
Assisted living	P	
Developmental disability dwelling	P	
Nursing home	P	
Special Assistance Shelter	C	
Transitional Housing		
Programs 1—4	P	
Program 5, 6	—	
Public and Semipublic Use		
Clubs and lodges	P	
Colleges, Public or Private	P	

Community service facilities	C	
Cultural institutions	P	
Day Care Center	P	
Government Facilities and Offices		
Offices	P	
Hospitals	P	
Parks and recreation facilities	P	
Public maintenance Facilities	C	
Public safety facilities	P	
Religious assembly	P	
Schools, public or private	P	See § 1419-12
Commercial Uses		
Ambulance Services	C	
Animal Services	C	See § 1419-05
Banks and Financial Institutions	L9	See § 1419-13
ATM, Stand Alone	C	
Bed and breakfast inns	P	See § 1419-09
Building maintenance services	P	
Building material sales & services	L3	
Business services	P	
Commercial meeting facilities	C	
Eating and Drinking Establishments		
Convenience markets	L9	
Drinking establishments	P	See § 1419-21
Restaurants, Full Service	L9	See § 1419-21
Restaurants, Limited Service	L9	See § 1419-21
Food markets	L9	
Food preparation	P	
Funeral and interment services	P	
Garden supply stores & nurseries	C	
Hotels & commercial lodging	P	
Laboratories, commercial	L6	
Loft dwelling units	P	See § 1419-23
Maintenance & repair services	P	
Medical services and clinics	P	
Offices	P	
Parking facilities	C	See § 1425, § 1411-25
Personal instructional services	P	
Personal services	P	
Recreation and Entertainment		
Indoor or small scale	P	
Outdoor or large scale	C	
Retail sales	L6	

Vehicle & Equipment Services	L10	
Car wash	L10	See § 1419-11
Vehicle repair	L11	See § 1419-27
Industrial Uses		
Production industry		
Artisan	P	
General	C	
Limited	P	
Research & development	C	
Warehouse & Storage		
Contractor's storage	L3	
Indoor storage	P	
Wholesale & distribution	C	
Transportation, Communication and Utilities		
Communications facilities	C	
Public utility distribution system	L12	
Transportation Facilities		
Heliports	C	
Railroad right-of-way	P	
Transportation passenger terminals	C	
Wireless communication antenna	L4	See § 1419-33
Wireless communication tower	C	See § 1419-33
Agriculture and Extractive Uses		
Animal keeping	P	See Chapter 1422
Farms	C	See Chapter 1422
Gardens	P	See Chapter 1422
Accessory Uses		
Any accessory use not listed below	L5	
Accessory dwelling unit	L14	See § 1421-06
Commercial services	P	See § 1419-35, 37
Commercial vehicle parking	P	
Drive box	L13	
Exterior lighting	P	See § 1421-39
Fences and walls	P	See § 1421-33
Home occupations	P	See § 1419-17
Refuse storage areas	P	See § 1421-35
Rooming unit	L8	
Small scale specialized incinerator	—	
Transitional Housing	—	
Portable Storage Containers	P	See § 1419-24
Nonconforming Uses		See Chapter 1447

Specific Limitations

- L1 Only rooming houses licensed pursuant to Chapter 855. Rooming Houses of the Municipal Code; the maximum number of rooming units is five, and a separate entrance for access to rooming units must be provided. The minimum rental is seven days. See § 1421-43.
- L2 Fencing, a minimum of four feet in height must be provided for purposes of securing outdoor play areas which must be located in the rear.
- L3 Permitted provided outdoor storage is screened so as not to be visible from adjacent streets.
- L4 Antenna height may not exceed 20 feet; greater height requires a conditional use approval. The antenna may be attached to a multi-family, public and semi-public, public utility, a commercial or industrial building or structure.
- L5 Accessory uses determined by the Zoning Administrator to be customarily incidental to a use of the district are permitted. All others require conditional use approval.
- L6 Use is limited to 15,000 square feet.
- L7 A separate entrance for access to rooming units must be provided in a MIX-use building.
- L8 No more than two rooming units may be rented or leased in any dwelling.
- L9 Drive through facilities are not permitted.
- L10 Permitted as an accessory use located within a parking garage.
- L11 Permitted within a fully enclosed structure.
- L12 The facility must be underground, within a building or on the roof within an enclosure.
- L13 Accessory to a public or semi-public use provided that the drivebox is at least 100 feet from any property used for residential purposes.
- L14 Permitted only when subordinate and incidental to a single-family dwelling that is the principal use of the lot.

§ 1413-05. Land Use Regulations.

Schedule 1413-05 below prescribes the land use regulations for M Manufacturing Districts. Use classifications are defined in Chapter 1401: Definitions. Use classifications not listed in Schedule 1413-05 are prohibited.

The regulations for each subdistrict are established by letter designations as follows:

- (a) "P" designates permitted uses. These uses may be subject to additional regulations as indicated.
- (b) "L" designates uses that are permitted, subject to certain limitations. Numeric suffixes refer to limitations listed at the bottom of Schedule 1413-05. Except as otherwise indicated, modifications of a numerical, locational or dimensional limitation requires a variance under Chapter 1445 - Variances, Special Exceptions and Conditional Uses.
- (c) "C" designates uses permitted only after review and approval of the conditional use by the Zoning Hearing Examiner. These uses may be subject to additional regulations as indicated.

Schedule 1413-05: Use Regulations - Manufacturing Districts

Use Classifications	MA	ML	MG	ME	Additional Regulations
Residential Uses					
Day care home—Adult	P	—	—		
Day care home—Type A	L9	—	—		
Day care home—Type B	L1	—	—		
Group residential					
Convents and monasteries	—	L1	—	—	
Fraternities and sororities	—	L1	—	—	
Patient family homes	—	L1	—	—	
Rooming houses	—	L1	—	—	
Shared housing for the elderly	P	L1	—	—	
Permanent residential					
Single-family dwelling	P	L1	—	—	
Attached single-family dwelling	P	L1	—	—	See § 1403-13
Two-family dwelling	—	L1	—	—	
Multi-family dwelling	—	L1	—	—	
Residential care facilities					
Developmental disability dwelling	P	P	—	—	
Special assistance shelter	—	C	—	—	
Transitional housing					
Programs 1—4	—	P	P	—	
Programs 5, 6	—	—	P	—	
Public and Semipublic Uses					

Community service facilities	P	P	—	—	
Day care center	P	P	L3	—	
Government facilities and offices					
Correctional institutions	—	—	C	—	
Facilities and installations	—	—	C	—	
Juvenile detention facilities	—	—	C	—	
Offices	P	P	P	—	
Park and recreation facilities	P	P	—	—	
Public maintenance facilities	—	P	P	—	
Public safety facilities	C	P	P	P	
Religious assembly	P	P	—	—	
Schools, public or private	P	P	—	—	See § 1419-12
Commercial Uses					
Ambulance services	—	P	P	—	
Animal service facilities	—	P	P	—	See § 1419-05
Banks and financial institutions	—	P	P	—	
Building maintenance services	—	P	P	—	
Building materials sales and services	—	P	P	P	
Business services	—	P	P	—	
Eating and drinking establishments					
Convenience markets	—	L5	L5	—	
Drinking establishments	—	P	P	—	
Restaurants, full service	—	P	P	—	See § 1419-21
Restaurants, limited	—	P	P	—	See § 1419-21
Food markets	—	L5	L5	—	
Food preparation	P	P	P	—	
Garden supply stores and nurseries	P	P	—	—	See § 1419-16
Laboratories, commercial	—	P	P	—	
Loft dwelling units	P	P	P	—	See § 1419-23
Maintenance and repair services	P	P	P	—	
Medical services and clinics	—	P	P	—	
Offices	P	P	P	P	
Parking facilities	—	P	P	C	See Chapter 1425
Personal instructional services	P	P	P	—	
Personal services	—	L5	L5	—	
Private vehicular storage lot	—	—	P	—	
Recreation and entertainment					
Indoor or small-scale	—	P	P	—	

Outdoor or large-scale	—	C	—	—	
Retail sales	—	L5	L5	—	
Sexually oriented business	—	—	P	—	See § 1419-25
Vehicle and equipment services					
Vehicle and equipment sales and rental	—	L2	L2	—	
Car wash	—	L3	P	—	See § 1419-11
Fuel sales	—	L3	P	—	See § 1419-15
Vehicle repair	—	—	P	—	See § 1419-27
Automobile holding facility	—	—	L4	—	
Industrial Uses					
Production industry					
Artisan	P	P	P	P	
General	—	—	P	P	
Intensive high-impact	—	—	C	C	See § 1419-19
Limited	P	P	P	P	
Research and development	P	P	P	—	
Warehousing and storage					
Contractor's storage	—	C	P	—	
Indoor storage	—	P	P	—	
Oil and gas storage	—	—	C	C	
Outdoor storage	—	—	C	C	
Metal waste salvage yard/junk yards	—	—	C	C	
Waste management					
Waste collection	—	P	P	P	See § 1419-31
Waste disposal	—	—	C	C	
Waste transfer	—	—	C	C	See § 1419-31
Wholesaling and distribution	P	P	P	P	
Transportation, communication and utilities					
Communications facilities	P	P	P	—	
Public utility distribution system	—	P	P	P	
Public utility maintenance yard	—	P	P	P	
Public utility plant	—	C	P	P	
Radio and television broadcast antenna	—	P	P	—	
Transportation facilities					
Airports	—	L6	—	—	
Heliports	—	L6	L6	L6	
Railroad train yards	—	L7	L7	L7	
Railroad right-of-way	—	P	P	P	

Transportation passenger terminals	—	P	P	P	
Truck terminal and warehouse	—	—	L7	L7	
Wireless communication antenna	L13	L8	L8	L8	
Wireless communication tower	—	C	C	C	
Agriculture and Extractive Uses					
Animal keeping	P	P	P	P	See Chapter 1422
Farms	P	P	P	P	See Chapter 1422
Gardens	P	P	P	P	See Chapter 1422
Mining and quarrying	—	—	C	C	
Accessory Uses					See Chapter 1421
Any accessory use not listed below	L10	L10	L10	L10	
Accessory dwelling unit	L17	L1, L17	—	—	See § 1421-06
Refuse storage area	L12	L12	L12	L12	See § 1421-35
Drive box	L11	L11	L11	L11	
Commercial vehicle parking	L14	P	P	P	
Exterior lighting	P	P	P	P	See § 1421-39
Composting facilities	P	—	—	—	See § 1421-37
Home occupation	P	—	—	—	See § 1419-17
Rooming unit	L15	—	—	—	
Retail Sales	L16	—	—	—	
Portable Storage Containers	P	P	P	P	See § 1419-24
Nonconforming Uses					See Chapter 1447

Specific Limitations

- L1 New residential is permitted only when abutting an existing residential use or structure.
- L2 Permitted on arterial street only. Vehicle loading and unloading must occur on-site.
- L3 Permitted only as an accessory use to a use allowed in the district.
- L4 The facility must be completely enclosed on all sides with a six foot screen fence which is protected from damage by a guardrail or other barriers approved by the Zoning Administrator. Must be located at least 100 feet from a residential district.
- L5 Permitted only if occupying less than 5,000 sq. ft. in ML and 10,000 sq. ft. in MG.
- L6 Landing strip, pad, or apron may not be located within 500 ft. of a residential district boundary.

- L7 Not allowed within 250 ft. of a residential use in a Residential District.
- L8 Antenna height may not exceed 20 feet; greater height requires a conditional use approval. The antenna may be attached to a multi-family, public or semi-public, public utility, a commercial or industrial building or structure.
- L9 Fencing a minimum of four feet in height must be provided for purposes of securing outdoor play areas which must be located in the rear yard only.
- L10 Accessory uses determined by the Zoning Administrator to be customarily incidental to a use of the district are permitted. All others require conditional use approval.
- L11 The storage space is less than 30 cubic yards; enclosed by a screen fence or within a structure; and at least 100 feet from any property used for residential purposes.
- L12 Provisions of § 1421-35 apply when refuse storage.
- L13 Antenna height may not exceed 20 feet; greater height requires a conditional use approval. The antenna may be attached to an agricultural, public or semi-public or public utility building or structure.
- L14 One commercial vehicle may be parked or stored on residential property with the following provisions:
- a. Commercial vehicles with current license owned by a resident of the residential property on which it is stored or parked may not exceed two tons in capacity.
 - b. Recreational vehicles, watercraft and personal trailers may be parked on the lot beyond the front yard.
- L15 No more than two rooming units may be rented or leased in a single-family dwelling.
- L16 Retail sales of products manufactured or wholesaled on the premises, when incidental and subordinate to a principal permitted use, provided that the floor area devoted to such retailing shall not exceed 35 percent of the floor area devoted to such principal use, but in no case shall the retail floor area exceed 5,000 square feet.
- L17 Permitted only when subordinate and incidental to a single-family dwelling that is the principal use of the lot.

§ 1417-05. Special Accessory Uses.

The following uses are permitted or conditional accessory uses to colleges, hospitals, schools and commercial laboratories:

(a) *Permitted Accessory Uses:*

- (1) Dormitories, student residences, patient family homes, conference centers without guest lodging rooms, auditoriums, theaters, sports facilities, amphitheatres, book stores, nursing homes and day-care centers.
- (2) Automated teller machines, gift shops, florist shops, pharmacies, restaurants and similar uses; provided, that such uses must be conducted primarily for the convenience of the staff, students, patients, patrons and other invitees of the institution; ~~all the entrances to such accessory uses must be from within the building in which located;~~ such accessory uses may not occupy in the aggregate more than 25 percent of the gross floor area of the building in which located; and display of goods or advertising calling attention to the accessory use must not be visible from outside of the building.
- (3) Parking lots, decks and garages, provided that the location of all vehicular entrances and exits must first be approved by the Department of Transportation and Engineering.
- (4) Utility plants for the production, transmission and distribution of gas, electricity, steam or chilled water, serving institutional uses, provided that the plant may not be nuclear powered. Further, such plant may be erected on its own lot.
- (5) Small-scale specialized incinerator accessory to hospitals, clinics, medical laboratories, facilities for scientific research, development or testing, provided that the material incinerated is generated on-site and the incinerator is at least 100 feet from any property used for residential purposes.

(b) *Conditional Accessory Uses:*

- (1) Conference centers with guest lodging rooms.
- (2) Business and personal services listed in paragraph (a)(2) above not complying with the standards set forth in that paragraph.
- (3) Landing pads for helicopters.
- (4) Underground parking garages located in buffer yards.

- (5) Small-scale specialized incinerator accessory to hospitals, clinics, medical laboratories, facilities for scientific research, development or testing, provided that the material incinerated is generated on-site or by its operator at another site and the incinerator is located on a roof or is at least 100 feet from any property used for residential purposes.

§ 1417-15. Sign Standards for Uses in the I-R District.

Signs in the I-R must comply with the following:

- (a) *Internal Signs.* The following permitted signs, not intended for view from beyond the premises of the institution, are subject to the following standards:
 - (1) *Ground Signs.*
 - (A) Maximum Area Per Sign Face: 24 square feet
 - (B) Maximum Number of Sign Faces: 2
 - (C) Maximum Number: One per building
 - (D) Maximum Sign Height: 6 feet
 - (E) Maximum Sign Width: 12 feet
 - (F) Minimum Sign Setback: N/A
 - (G) Illumination Permitted: External or internal
 - (2) *Wall Signs Indicating the Name of the Institution and Other Information.*
 - (A) Maximum Area Per Sign Face: 24 square feet
 - (B) Maximum Number of Sign Faces: 1
 - (C) Maximum Number: Two per building
 - (D) Maximum Sign Height: 20 feet above the average grade of the wall
 - (E) Maximum Sign Width: None
 - (F) Minimum Sign Setback: None
 - (G) Illumination Permitted: External or Internal. If internally illuminated, the background of the sign shall be opaque and the letters light emitting.
 - (3) *Marquee, Canopy, or Awning Signs.*
 - (A) Maximum Area Per Sign Face: 24 square feet
 - (B) Maximum Number of Sign Faces: 1
 - (C) Maximum Number: One per building
 - (D) Maximum Sign Height: None
 - (E) Maximum Sign Width: None
 - (F) Minimum Sign Setback: None
 - (G) Illumination Permitted: External or internal

- (4) *Ground or Wall Signs Directing the Way to Hospital Emergency Facilities.*
 - (A) Maximum Area Per Sign Face: 20 square feet
 - (B) Maximum Number of Sign Faces: 2
 - (C) Maximum Number: Two per building
 - (D) Maximum Sign Height: None
 - (E) Maximum Sign Width: None
 - (F) Minimum Sign Setback: None
 - (G) Illumination: External or Internal. If internally illuminated, the background of the sign shall be opaque and the letters light emitting.

- (5) *Changeable Copy Signs may be Erected as a Ground or Wall Sign only and Must Comply with the Following:*
 - (A) Maximum Area Per Sign Face: 24 square feet
 - (B) Maximum Number of Sign Faces: 2
 - (C) Maximum Number: 1 per building
 - (D) Maximum Sign Height:
 - Ground Sign: 6 feet
 - Wall Signs: 20 feet above the average grade of the wall
 - (E) Maximum Sign Width: None
 - (F) Minimum Sign Setback: None
 - (G) Illumination Permitted: External or internal. If internally illuminated, the background of the sign shall be opaque and the letters light emitting.

- (6) *Instructional Signs may be Erected as Ground or Wall Signs Only and Must Comply with the Following:*
 - (A) Maximum Area Per Sign Face: 12 square feet
 - (B) Maximum Number of Sign Faces: 2
 - (C) Maximum Number: 6 per building
 - (D) Maximum Sign Height: 6 feet
 - (E) Maximum Sign Width: None
 - (F) Minimum Sign Setback: None
 - (G) Illumination Permitted: External or internal. If internally illuminated, the background of the sign shall be opaque and the letters light emitting

- (b) *External Signs.* The following permitted signs, that are intended to be seen from beyond the premises of the institution ~~and are located within 200 feet of an SF or RM District,~~ are subject to the following standards:
 - (1) *Ground Signs indicating the name of the institution and other information:*
 - (A) Maximum Area per Sign Face: 72 square feet
 - (B) Maximum Number of Faces: Two

- (C) Maximum Number: One for every public street frontage on the perimeter of the institution.
 - (D) Maximum Sign Height: 16 feet
 - (E) Maximum Letter Height: N/A
 - (F) Maximum Sign Width: N/A
 - (G) Maximum Sign Setback: Twice the sign height
 - (H) Illumination Permitted: External or internal. If internally illuminated, the background of the sign must be opaque and the letters light emitting.
- (2) *Wall Signs indicating the name of the institution and other information:*
- (A) Maximum Area Per Sign Face: One-half square feet for each foot of wall width, not to exceed 50 square feet
 - (B) Maximum Number of Sign Faces: 1
 - (C) Maximum Number: One per building.
 - (D) Maximum Sign Height: 20 feet above the average grade of the wall.
 - (E) Maximum Sign Width: N/A
 - (F) Minimum Sign Setback: N/A
 - (G) Illumination Permitted: External or internal
- (c) *Building Identification Signs.* Building identification signs that are intended to be seen from beyond the site must be erected as wall signs and meet the following standards:
- (1) Maximum Display Area: 250 square feet for every sign face.
 - (2) Placement: Within 20 feet of the top of the wall and shall not project above the roof line. (See Chapter 1427 Sign Regulations.)
 - (3) Maximum Number On a Single Building: One per external wall and a maximum of four per building.
 - (4) Maximum Number for Each IR Campus: 4

§ 1419-21. - Limited or Full Service Restaurants and Drinking Establishments.

Outdoor areas of limited or full service restaurants and drinking establishments must be located, developed and operated in compliance with the following:

- (a) Residential District Boundary Line. For the purposes of this section the term residential district boundary line shall mean the district boundary line of the SF-20, SF-10, SF-6, SF-4, SF-2, RMX, RM-2.0, RM-1.2, and RM-0.7 districts.
- (b) Location. Outdoor areas on any public sidewalk or alley requires a revocable street privilege. Any outdoor area located within 100 feet of a

residential district boundary line may not exceed 50 percent of the indoor area accessible to the public. Additional outdoor area requires conditional use approval pursuant to the procedures and criteria of Chapter 1445, Variances, Special Exceptions and Conditional Uses.

~~(e)~~ ~~Maximum Size. Within 500 feet of a residential district boundary line, the outdoor area may not exceed 50 percent of the indoor area accessible to the public. Additional area requires conditional use approval pursuant to the procedures and criteria of Chapter 1445, Variances, Special Exceptions and Conditional Uses.~~

~~(d)~~(c) Barriers. Decorative walls or fencing must enclose an outdoor area.

~~(e)~~(d) Entertainment. Within 500 feet of a residential district boundary line, entertainment, including the use of audio/visual equipment or amplified sound is prohibited unless conditional use approval is obtained pursuant to the procedures and criteria of Chapter 1445, Variances, Special Exceptions and Conditional Uses.

~~(f)~~(e) Fixtures. Furniture and fixtures provided for use in an outdoor area may consist only of movable tables, chairs, umbrellas, planters, lights and heaters. Lighting fixtures may be permanently affixed onto the exterior of the building. All movable furniture and fixtures must be removed during the off-season.

~~(g)~~(f) Hours of Operation. Within 100 feet of a residential district boundary line the use of outdoor areas is prohibited between Midnight and 7 AM on Friday and Saturday and 10 PM and 7 AM on all other days, unless conditional use approval is obtained pursuant to the procedures and criteria of Chapter 1445, Variances, Special Exceptions and Conditional Uses. In all other locations, the use of outdoor areas shall be prohibited after 2 AM.

~~(h)~~(g) Breweries and Wineries. Beer and wine production accessory to a limited or full service restaurant is limited to an area that may not exceed 10,000 sq. ft and may not produce any objectionable odor, dust or fumes.

~~(i)~~(h) Required Buffer Yards. Where any side or rear yard of the permitted use abuts a residential district boundary line, a 10 foot buffer area ensuring visual and sonic separation shall be provided pursuant to Chapter 1423-03, Landscaping Plan.

~~(j)~~(i) Parking Requirements for Outdoor Areas. Off-street parking spaces must be made permanently available to the use served. For parking requirements for outdoor areas of eating and drinking establishments see § 1425-19-A: Off-street Parking and Loading Requirements.

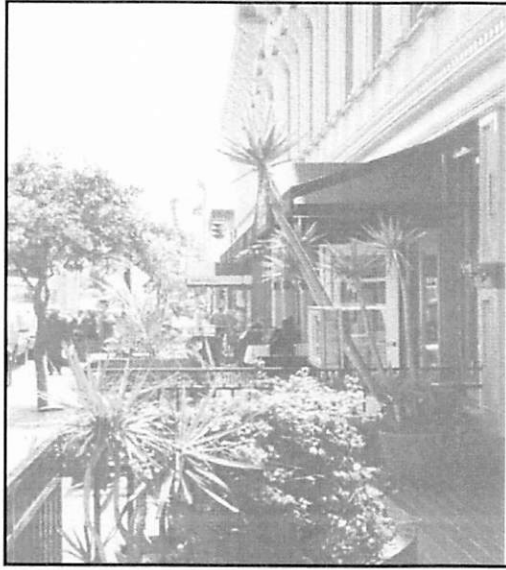


Figure 1419-19(h) Outdoor Eating Area Example

(k)(j) Outdoor areas within Outdoor Refreshment Areas established pursuant to Chapter 838 are permitted with the following conditions:

- (1) The hours of operation of the outdoor area may not exceed the hours of operation of the Outdoor Refreshment Area in which it is located unless conditional use approval is obtained pursuant to the procedures and criteria of Chapter 1445, Variances, Special Exceptions and Conditional Uses, and
- (2) Section 1419-21(a)-(c) and (e)-(h) do not apply to Outdoor Refreshment Areas.

§ 1421-07. Building Projections Into Yards.

The standards for building projections into setback areas are prescribed in Schedule 1421-07 below.

Schedule 1421-07: Maximum Projections Allowed Into Yards (Feet)

Physical Element	Front Yard	Side Yard	Rear Yard
Cornices, sills, belt courses, eaves, and other ornamental features	2.5	2.5	2.5
Fire escapes	4.5	4.5	4.5
Uncovered stairways and necessary landings not extending above building entrance floor	4.5	4.5	4.5
Bay windows Projecting bays, fireplaces and chimneys that are	3.0	3.0	3.0

<u>cumulatively</u> of less than 1/3 the length of the building wall			
Terraces and <u>Uncovered</u> porches/decks not more than three feet above the floor level of the ground story	2.5	2.5	2.5
Porte-cocheres and canopies	2.5	2.5	2.5
Balconies into yards of less than 20 feet in SF or RM Districts in aggregate less than 1/3 the length of the building wall	3	3	3
Balconies into yards of more than 20 feet in SF or RM districts in aggregate less than 1/3 the length of the building wall	6	6	6
In all other districts other than residential, balconies no closer to any lot line than 20 feet or 1/3 of the required yard space at the top story, whichever is less	8	8	8
Air conditioners, compressors and similar noise emitting devices in districts other than residential	—	— <u>Anywhere</u> ¹	Anywhere ¹
Power generating equipment	—	—	Anywhere ¹
Access ramps, excluding handrails, not extending above the floor level of the ground story	Anywhere	Anywhere	Anywhere ¹

¹ Except within required buffer yard.

§ 1421-19. - Exceptions to Height Limits.

Height limits do not apply to farm buildings and structures, railings with transparency of 50% or greater, flush-mounted solar panels, and access elevators and stair towers with a total footprint of 200 square feet or less, spires, belfries, cupolas, domes, false mansards, monuments, water towers, fire and hose towers, transmission towers, windmills, chimneys, smoke stacks, flag poles, radio and television towers, masts, aerials, parabolic satellite receivers, microwave transmitters and receivers used in connection with radio and television broadcasting, unless subject to specific regulations by other provisions of the Cincinnati Zoning Code.

§ 1425-03. Requirements for Off-Street Parking and Loading.

Off-street parking and loading spaces must be provided for uses that are established, enlarged, extended or moved onto any lot in accordance with the standards in Section 1425-19 ~~after the effective date of these zoning regulations, or of a subsequent rezoning or other amendment establishing or increasing parking or loading requirements for the uses, except within an Urban Parking Overlay District established according to Section 1425-04. When an expanded use results~~

~~in an increase of more than ten percent in the number of currently required parking spaces,~~
Additional parking must be provided for the additional space based on the standards of this chapter when the expansion of an existing use results in an increase of more than ten percent in the number of currently required parking spaces. Off-street parking and loading requirements for uses in the DD Districts are subject to the provisions of Chapter 1411, Downtown Development Districts.

§ 1425-04. Urban Parking Overlay Districts.

City Council may establish Urban Parking Overlay Districts within which the provisions of Sections 1410-09(a), 1411-23, 1425-03, 1425-05, 1425-07, 1425-09, 1425-11, 1425-13, 1425-17, 1425-19, 1425-21, and 1425-23 of the Zoning Code do not apply.

§ 1425-19. Off-Street Parking and Loading Requirements.

- (a) When required, off-street parking and loading requirements spaces must be provided in accordance with Schedules 1425-19-A and 1425-19-B and made available to the use giving rise to the requirement. Unless a use is specifically noted under the appropriate use classification heading, the parking and loading requirements apply uniformly to all uses within a use classification. Off-street parking and loading requirements for uses in the DD Districts are subject to the provisions of Chapter 1411, Downtown Development Districts.
- (b) Off-street parking and loading facilities must be made permanently available to the use served. Where the use is undetermined or the parking requirement is not established in Schedule 1425-19-A, the Zoning Administrator ~~must~~may determine the probable use and number of spaces required.
- (c) An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.
- (d) Commercial uses located in certain Commercial, Office, and Manufacturing zoning districts are entitled to an exemption from the parking requirements as follows:
 - (1) *Commercial Uses in the CN-P and CC-P Zoning Districts.* The first 2,000 square feet of gross floor area of existing and new commercial uses are exempted from the off-street parking requirements.
 - (2) *Commercial Uses in the CN-M, CC-M, OL, OG, IR, RF-C and ML Zoning Districts.* The first 2,000 square feet of gross floor area of existing commercial uses in existing buildings are exempted from the off-street parking requirements. ~~New~~Commercial uses in new buildings are not exempted from the parking requirements.

(e) ~~Commercial Uses in the CC-A, CG-A, MG and RF-M Zoning Districts. Commercial uses are not exempted from the parking requirements.~~

Schedule 1425-19-A: Off-Street Parking and Loading Requirements

Use Classifications	Required Parking (Sq. Ft. of Floor Area)	Loading User Group
Residential Uses		
Bed and breakfast home	2 for every dwelling, plus 1 for every guest room	
Child day care home	No additional spaces required	
Group residential	1 for every 2 residents	
Permanent residential		
Single-family		
SF 4, SF 6, SF 10, SF 20 <u>Single-family, Two-family, and Multi-family</u>	2 1 for every unit	
SF 2, RM, O, C, M, UM, RF R and IR	1 for every unit	
Attached single family	1 for every unit	
Rowhouse single family	1 for every unit	
Two family	1 for every unit	
Multi family		
RMX, RM2.0, RM1.2, OL	1.5 for every unit	
RM0.7, OG, C, UM, M, RF R and IR	1 for every unit	
Residential care facilities		
Assisted living	1 for every 4 residents	
Developmental disability dwelling	1 for every 4 residents	
Nursing home	1 for every 4 residents	
Special assistance shelters	1 for every 3 employees plus 1 for every facility vehicle	
Transitional housing	1 for every facility plus 1 for every 8 beds	
Public and Semi Public Uses		
Cemeteries	None	
Day care center	2 for every facility, plus 1 for every 8 clients	
Clubs and lodges	1 for every 100 sq. ft.	3
Colleges, public or private	1 for every 3 auditorium seats plus 1 for every 5 classroom seats	3
Community service facilities	1 for every 100 sq. ft.	
Cultural institutions	1 for every 500 sq. ft. or 1 for every 8 seats, whichever is greater	3
Government facilities and offices		
Facilities and installations	1 for every 1,000 sq. ft.	1

Food preparation	1 for every 750 sq. ft.	
Funeral and interment services	1 for every 50 sq. ft. used for assembly	
Garden supply stores and nurseries	1 for every 400 sq. ft.	
Hotels and commercial lodging	1 for every guest room	3
Loft dwelling units	1 for every unit	
Laboratories, commercial	1 for every 250 sq. ft.	
Maintenance and repair services	1 for every 400 sq. ft.	
Medical services and clinics	1 for every 150 sq. ft.	
Offices	1 for every 400 sq. ft.	2
Personal services	1 for every 250 sq. ft.	
Personal instructional services	1 for every 250 sq. ft.	
Recreation and entertainment		
Indoor and small scale		
Fitness centers, gyms, handball, racquetball or tennis clubs, ice or roller rinks, miniature golf courses	1 for every 350 sq. ft.	
Billiard parlors, poolrooms	1 for every 250 sq. ft.	
Bingo parlors, amusement arcades	1 for every 150 sq. ft.	
Movie theater (three or less screens)	1 for every 5 seats	
Bowling centers	5 for every bowling lane	
Outdoor or large scale		
Sports stadiums and arenas, movie theaters (4 or more screens), racetracks	1 for every 5 seats	
Amusement and theme parks, driving ranges, swimming or wave pools, entertainment complexes, drive-in theaters, archery or shooting ranges, riding stables, campgrounds	1 for every 1,000 sq. ft.	
Retail sales	1 for every 250 sq. ft.	1
Sexually oriented business	1 for every 250 sq. ft.	
Vehicle and equipment services		
Vehicle and equipment sales and rental	1 for every 400 sq. ft. of office sales or rental area	
Car wash	See § 1419-11	
Fuel sales	None	
Vehicle repair	2 for every service bay or 1 for every 250 sq. ft., whichever is greater	
Automobile holding facilities	None	
Industrial Uses		
Production industry	1 for every 1,000 sq. ft.	4
Research and development	1 for every 750 sq. ft.	2
Warehousing and storage		

Contractor's storage	1 for every 1,000 sq. ft.	
Indoor storage	4 spaces	
Waste management	1 for every 1,000 sq. ft.	
Wholesaling and distribution	1 for every 1,000 sq. ft.	4
Transportation, Communication and Utilities Uses		
Communications facilities	1 for every 600 sq. ft. plus 1 for every 3 auditorium seats	2
Public utility distribution system	1 for every 1,000 sq. ft.	
Public utility maintenance yard	1 for every 1,000 sq. ft.	
Public utility plant	1 for every 1,000 sq. ft.	
Public vehicle operations and service	1 for every employee plus 1 for every taxi and/or limousine	
Transportation facilities		
Airports	1 for every 250 sq. ft of terminal building	1
Heliports	None	
Railroad train yards	None	
Railroad right-of-way	None	
Transportation passenger terminals	1 for every 2,000 sq. ft.	
Truck terminal and warehouse	0—100,000 sq. ft: 1 for every 2,000 feet	4
	Over 100,000: 1 for every 4,000 sq. ft. over 100,000 sq. ft.	4
Watercraft and riverfront facilities		
Barge terminals	1 for every 2,000 sq. ft.	
Boat and ship yards	1 for every 2,000 sq. ft.	
Commercial piers and ports	1 for every 2,000 sq. ft.	
Marinas	1 for every two berths	
Marine sales and services	1 for every 400 sq. ft.	
Agriculture and Extractive Uses		
Farming	1 for every site	
Mining and quarrying	1 for every 1,000 sq. ft.	

Schedule 1425-19-B: Loading User Group Classification

Group	Requirement
Group 1	
0—9,999 sq. ft.	No spaces required
10,000—24,999 sq. ft.	1 space
25,000—49,999 sq. ft.	2 spaces
50,000—99,999 sq. ft.	3 spaces
100,000 sq. ft. or more	1 additional space for each 100,000 sq. ft. in excess of 100,000 sq. ft.

Group 2	
0—29,999 sq. ft.	No spaces required
30,000—99,999 sq. ft.	1 space
100,000—499,000 sq. ft.	1 additional space for every 100,000
500,000 sq. ft. or more	1 additional space for every 500,000
Group 3	
0—9,999 sq. ft.	No spaces required
10,000—99,999 sq. ft.	1 space
100,000 sq. ft. or more	1 additional space for each 100,000 sq. ft.
Group 4	
0—4,999 sq. ft.	No spaces required
5,000—39,999 sq. ft.	1 space
40,000—99,999 sq. ft.	2 spaces
100,000 sq. ft. or more	1 additional space for each 100,000 in excess of 100,000

§ 1425-23. Reduced Parking.

The Zoning Administrator may grant a reduction in the number of spaces to less than that specified in Schedule 1425-19-A for theis permitted under the following conditions:

- (a) *Proximity to Public Parking Facilities.* In the O, C, UM, and M Districts, where a use is located within ~~600~~1300 feet of a public parking facility, either publicly or privately owned and operated, as measured along paved sidewalks or walkways that provide access to both sites, and the facility could provide ~~50~~fifty percent or more of the parking spaces required for the use, the director may approve a parking requirements for the use shall be reduced by 50~~the director may approve a parking requirements for the use shall be reduced by 50~~ percent ~~reduction in the parking requirements for the use~~. If the reduced requirement results in fewer than five spaces being required, no spaces need be provided.
- (b) *Multiple Uses on a Single Development Site.* The maximum allowable reduction in the number of spaces to be provided may not exceed 15 percent of the sum of the number required for each individual use served and not less than the largest amount required for any of the uses computed separately. A covenant in a form satisfactory to the City Solicitor must be filed with the Zoning Administrator in which the owner or owners of property comprising the site agree to participate in the shared parking program. The covenant must include the following:
 - (1) An agreement that there will be no substantial alteration in the uses that will create a greater demand for parking.
 - (2) An agreement among the landowners for access to and use of the shared parking spaces.
- (c) *Housing for the Elderly and Persons with Disabilities.* The parking requirements for Type A dwelling units is one parking space for every two units, provided that

the owner files with the Zoning Administrator, a covenant that reserves those units for the exclusive use of the elderly and persons with disabilities. "Type A dwelling unit" means an accessible dwelling unit complying with Section 1002 of the American National Standard ICC/ANSI A117.1-1998. "Exclusive use of the elderly and persons with disabilities" means that at least one member of the household occupying the dwelling unit is 60 years of age or older or has a physical or mental impairment that substantially limits one or more major life activities, including the functions of caring for one's self, performing manual tasks, walking, seeing, hearing, speaking, breathing, learning and working; a record of a physical or mental impairment; or being regarded as having a physical or mental impairment.

- (d) Proximity to Streetcar. The parking requirements for residential uses in SF, RM, RF-R, and UM Districts are reduced by fifty percent if, where a residential uses is located within 600 feet of a streetcar stop, the Zoning Administrator may grant a fifty percent reduction in the number of required parking spaces. If the effect of the 50% fifty percent reduction means that fewer than three spaces are required, then no spaces need be provided.
- (e) On-Street Parking. Required off-street parking spaces shall be reduced in an amount equal to the number of on-street parking spaces located adjacent to the property line on the same side of the street. An on-street parking space used to comply with the requirement of this Section must be 20 feet in length, as measured perpendicularly to parallel straight lines.

§ 1425-29. Surface Parking Lot Landscaping.

~~One tree, two inches or more in caliper, must be planted for every ten parking spaces.~~

- ~~(a) Perimeter Landscaping. Parking lots must provide a perimeter landscape area of at least three feet in width.~~
- ~~(b) Ground Cover. Ground cover must be installed appropriate to the surface conditions of the area. Grass is the default landscaping material.~~
- ~~(c) Lighting and Walkways. Lighting fixtures and walkways are permitted within all islands and perimeter areas.~~
- ~~(d) Maintenance. All required planting must be permanently maintained in good growing condition and replaced with new plant materials when necessary to ensure continued compliance with applicable landscaping requirements.~~

Surface parking lots shall comply with the minimum landscaping and design requirements set forth below.

- (a) General Landscaping Requirements.

1. Perimeter Landscaping. Surface parking lots shall provide a landscape buffer area separating the parking facility from adjoining streets. The buffer area shall be located within a six-inch-high, poured-in-place concrete curb, landscaped with plant material, and measure at least eight feet in width in CC-A and CG-A zoning districts and five feet in width in all other zoning districts. The buffer area shall not be paved except for approved walkways, bikeways, driveways, and other approved amenities or site elements. A perimeter landscape area of at least three feet in width is required for perimeter areas not adjoining streets.
2. Trees. Surface parking lots shall provide at least one tree per ten parking spaces, including one canopy tree per 25 linear feet dispersed throughout the entirety of the perimeter landscape buffer area.

All trees shall have a minimum size at the time of planting as follows:

- (d) Two-inch caliper for a deciduous tree;
- (e) Four-foot height for a conifer or evergreen tree.

3. Ground Cover. Ground cover shall be installed appropriate to the surface conditions of the area. Grass is the default landscaping material.
4. Lighting and Walkways. Lighting fixtures and walkways are permitted within all islands and perimeter areas.
5. Maintenance. All required plantings must be permanently maintained in good growing condition and replaced with new plant materials when necessary to ensure continued compliance with applicable landscaping requirements.

(b) Facilities Larger than One-Quarter Acre. Surface parking lots larger than one-quarter acre (i.e., 10,890 square feet) shall conform to the following additional standards:

- (1) No parking area within a surface parking lot shall exceed one-quarter acre (i.e., 10,890 square feet) in size. To conform to this requirement, larger parking areas shall be divided into smaller parking areas by one or more landscape islands or peninsulas contained within and dispersed throughout the interior of the parking lot.
- (2) Interior landscaped islands and peninsulas shall contain plant material and plant-based ground cover within six-inch-high, poured-in-place concrete curbs, and at least one of every four trees required by subsection (a)(2) shall be located within the interior landscaped islands and peninsulas.

- (3) Landscaped islands and peninsulas need not be uniformly spaced but shall provide a minimum separation of 15 feet between smaller parking areas.
- (c) Existing Surface Parking Lots. Surface parking lots established prior to the effective date of this zoning amendment must comply with the requirements of this section upon demolition of a principal structure for which the lot served as an accessory use or the redevelopment or expansion of existing site ground coverage (including buildings, accessory uses or structures, parking and outdoor storage areas) of thirty percent or more.

§ 1429-05. Basic Requirements.

PD Districts and development within PD Districts must comply with the following:

- (a) *Minimum Area.* The minimum area of a PD District is ~~two~~1.5 contiguous acres. Council may approve a PD District that contains less than the minimum acreage required for an area on an affirmative recommendation of the City Planning Commission, finding that special site characteristics exist and the proposed land uses justify development of the property as a PD.
- (b) *Ownership.* Evidence that the applicant has sufficient control over the tract of land to effect the proposed plan, including a list of all ownership and beneficial interests in the tract of land and the proposed development.
- (c) *Multiple Buildings on a Lot.* More than one building is permitted on a lot.
- (d) *Historic Landmarks and Districts.* Whenever a Planned Development application is filed for a property wholly or partially located within a historic landmark, historic district or involving a historic structure, the Historic Conservation Board shall advise the City Planning Commission relating to approval of the Final Development Plan.
- (e) *Hillside Overlay Districts.* Whenever a Planned Development application is filed for a property wholly or partially located within a Hillside Overlay District, the City Planning Commission shall approve the Final Development Plan.
- (f) *Urban Design Overlay Districts.* Whenever a Planned Development Urban Design Overlay application is filed for a property wholly or partially located within an Urban Design Overlay District, the City Planning Commission shall approve the Final Development Plan.

§ 1429-17. Appeals.

The City Planning Commission's approval or denial of a request for renewal, revision or approval of a final development plan is subject to appeal to the Hamilton County Court of Common Pleas in the manner provided by law ~~Zoning Board of Appeals pursuant to § 1449-03 and § 1449-09.~~

§ 1431-21. Appeals.

Any adversely affected person may appeal a decision of the City Planning Commission made pursuant to this chapter to the Hamilton County Court of Common Pleas in the manner provided by law. ~~to Council pursuant to the provisions of § 111.3, Appeals to Council, of the Municipal Code. The notice of appeal must be filed with the Clerk of Council within 30 days of the mailing of the City Planning Commission's decision to the applicant. Those "adversely affected" include the applicant or any other person, organization or association, who appeared before the City Planning Commission personally, by representative or in writing and expressed a position contrary to the decision of the City Planning Commission.~~

§ 1435-05-01. Applicability.

Except as otherwise provided in sSection 1435-11 and Section 1435-05-07 below, all regulations of the underlying zone districts and other applicable overlay districts apply to and control property in a Historic District or for a Historic Asset; provided, however, that in the case of conflict between the provisions of the underlying zone district, other applicable overlay districts, and the regulations of Chapter 1435, the provisions of this Chapter 1435 shall govern.

§ 1447-05. Nonconforming Structures.

A nonconforming structure may not be moved, expanded or altered, except in the manner provided in this section or unless required by law.

- (a) ~~*Repair, Maintenance, and Alterations and Expansion.*~~ A nonconforming structure may be repaired, maintained, or altered or enlarged; provided, however, that no such repair, maintenance, or alteration or expansion shall either create any new nonconformity or increase the degree of the existing nonconformity of all or any part of such structure without having first obtained a variance pursuant to Chapter 1445.
- (b) *Expansion.* A nonconforming structure may be expanded subject to the following standards:
 1. The expansion will not create a new nonconformity or increase the degree of an existing nonconformity unless a variance is obtained pursuant to Chapter 1445; or
 2. The expansion extends an existing legal non-conforming side yard setback and all of the following conditions are met:
 - i. The expansion is a single-story, ground-level addition.
 - ii. The expansion complies with rear yard setback requirements.

- iii. The expansion continues along the same plane of the existing wall and does not narrow the existing side yard setback.
 - iv. The overall building depth does not exceed 60 feet prior to or after the expansion; and
 - v. The expansion has a minimum side yard setback of five feet.
- (c) *Moving.* A nonconforming structure, including nonconforming signs, may not be moved, in whole or in part, for any distance whatsoever, to any other location on the same lot or to any other lot unless the entire structure conforms to the regulations of the zoning district in which it is located after being moved.
- (d) *Decks and Porches.* A legal non-conforming deck or porch may be reconstructed in the same footprint, height, and opacity provided that no such reconstruction increases the degree of the nonconformity without having first obtained a variance pursuant to Chapter 1445.

§ 1449-01. Purpose and Authority.

The purpose of this chapter is to establish the process for hearing and deciding on appeals of decisions made under this Code and the Land Development Code. The Zoning Board of Appeals has the duty to hear all appeals arising out of the Cincinnati Zoning Code and the Land Development Code except where appeal to a different forum is expressly provided, including decisions of the Historic Conservation Board pertaining to the grant or denial of a Certificate of Appropriateness.

~~(a) — Appeals to Council. Council has the duty to hear appeals:~~

~~(1) — Arising out of the use of property owned or operated by the State of Ohio, Hamilton County, the City of Cincinnati, the Board of Education of the City School District of the City of Cincinnati, the University of Cincinnati, or any agency of the state or its political subdivisions.~~

~~(2) — Arising out of the grant or denial of any permit for the use of property as a correctional facility or as a community correctional facility.~~

~~Appeals to Council are conducted as provided by Section 111-3 of the Cincinnati Municipal Code.~~

~~(e) — Appeals to the Zoning Board of Appeals. The Zoning Board of Appeals has the duty to hear all appeals arising out of the Cincinnati Zoning Code and the Land Development Code unless otherwise provided, including decisions of the Historic Board pertaining to the grant or denial of a Certificate of Appropriateness.~~

§ 1449-13. Procedures for Appeals from Decisions of the Zoning Administrator, the Director of Buildings and Inspections or the City Planning Commission.

The following procedures apply to appeals to the Zoning Board of Appeals from decisions of the Zoning Administrator, the Director of Buildings and Inspections or the City Planning Commission:

- (a) *Application.* The application procedure for appeals is as follows:
 - (1) A person with standing as specified in § 1449-09, Appeals to the Zoning Board of Appeals, must file a notice of appeal on forms prepared and supplied by the staff for the Board.
 - (2) All appeals must be accompanied by materials specified on the application form.
 - (3) The Zoning Board of Appeals is authorized to grant all additional forms of relief the Zoning Hearing Examiner is authorized to grant (e.g., variance, conditional use, special exceptions, etc.) in considering an application.
- (b) *Remand.* The board may remand a matter to the director in order to cure a deficiency in the record or the proceedings below.
- (c) *Hearing.* At the hearing the appellant and any affected person have the right to:
 - (1) Present their positions, arguments and contentions.
 - (2) Offer and examine witnesses and present evidence in support of positions, arguments and contentions.
 - (3) Cross-examine witnesses purporting to refute their position, arguments and contentions. The board may limit the right of cross-examination to persons represented by counsel.
 - (4) Offer evidence to refute evidence and testimony offered in opposition to their position, arguments and contentions.
- (d) *Decision.* The board has the duty to enter a decision in accordance with § 1449-17, Decision.

1703-2.40 T3 Estate (T3E)

B. Sub-Zone(s)

n/a

T3E-Parking Zone (T3E-P)

The parking sub-zone provides for the same building form.

however, the minimum parking requirements established in Section 1703-2.40 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.40 T3 Estate (T3E)

C. Allowed Building Types

Building Type	LOT		Standards
	Width (A)	Depth (B)	
Carriage House	n/a	n/a	1703-3.40
Detached House: Medium	50' min.; 100' max.	100' min.	1703-3.50
Multi-plex: Small	50' min.; 100' max.	100' min.	1703-3.100

Multi-plex: Small 4-dwelling units max. allowed.

1703-2.40 T3 Estate (T3E)

F. Parking

Required Spaces

Residential Uses

Dwellings	1 per unit min.
<u><10 dwelling units</u>	<u>No min.</u>
<u>>10 dwelling units</u>	<u>Min. ½ per unit above 10.</u>

Service Uses

<u><3,500,000 sf</u>	No spaces required
<u>>3,500,000 sf</u>	2 spaces/1,000 sf min. above first 3,500,000 sf

For uses not listed above, see Table 1703-5.50.A
(Parking Spaces Required).

No off-street parking required for uses within accessory structure(s)

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.50 T3 Neighborhood (T3N)

B. Sub-Zone(s)

n/a

T3N-Parking Zone (T3N-P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.50 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.50 T3 Neighborhood (T3N)

C. Allowed Building Types

Building Type	LOT		Standards
	Width (A)	Depth (B)	
Carriage House	n/a	n/a	1703-3.40
Detached House: Medium	50' min.; 75' max.	80' min.	1703-3.50
Detached House: Compact	30' min.; 50' max.	80' min.	1703-3.60
Cottage Court:	75' min.; 175' max.	100' min.	1703-3.70
Duplex:	50' min.; 75' max.	100' min.	1703-3.80
<u>Multi-plex: Small</u>	<u>50' min.; 100' max.</u>	<u>100' min.</u>	<u>1703-3.100</u>

Multi-plex: Small 4 dwelling units max. allowed.

1703-2.50 T3 Neighborhood (T3N)

F. Parking

Required Spaces

Residential Uses

<u>Dwellings</u>	<u>1 per unit min.</u>
<u><10 dwelling units</u>	<u>No min.</u>
<u>>10 dwelling units</u>	<u>Min. ½ per unit above 10.</u>

Service Uses

<u>≤3,5005,000 sf</u>	<u>No spaces required</u>
<u>>3,5005,000 sf</u>	<u>2 spaces/1,000 sf min. above first 3,5005,000 sf</u>

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A

No off-street parking required for uses within accessory structure(s)

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.60 T4 Neighborhood Medium Footprint (T4N.MF)

B. Sub-Zone(s)

T4N.MF-Open Zone (T4N.MF-O)

The open sub-zone provides the same building form but allows for a more diverse mix of uses.

T4N.MF-Parking Zone (T4N.MF-P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.60 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.60 T4 Neighborhood Medium Footprint (T4N.MF)

F. Parking

Required Spaces

Residential Uses

Studio or 1 Bedroom	1/2 per unit min.
2 or more Bedrooms	1 per unit min.
<10 dwelling units	No min.
>10 dwelling units	Min. 1/2 per unit above 10.

Service Uses

≤3,5005,000 sf	No spaces required
>3,5005,000 sf	2 spaces/1,000 sf min. above first 3,5005,000 sf

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A

No off-street parking required for uses within accessory structure(s)

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.70 T4 Neighborhood Small Footprint (T4N.SF)

B. Sub-Zone(s)

T4N.SF-Open Zone (T4N.SF-O)

The open sub-zone provides the same building form but allows for a more diverse mix of uses.

T4N.SF-Parking Zone (T4N.SF-P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.70 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.70 T4 Neighborhood Small Footprint (T4N.SF)

F. Parking

Required Spaces

Residential Uses

Studio or 1 Bedroom	1/2 per unit min.
2 or more Bedrooms	1 per unit min.
<10 dwelling units	No min.
>10 dwelling units	Min. 1/2 per unit above 10.

Service Uses

<3,5005,000 sf	No spaces required
>3,5005,000 sf	2 spaces/1,000 sf min. above first 3,5005,000 sf

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A (Parking Spaces Required)

No off-street parking required for uses within accessory structure(s)

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.80 T5 Main Street (T5MS)

B. Sub-Zone(s)

T5MS-Open Zone (T5MS-O)

The open sub-zone provides the same building form

but allows for a more diverse mix of uses on the ground floor, including residential, thus enabling the retail and service area to mature over time.

T5MS-Parking Zone (T5MS-P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.80 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.80 T5 Main Street (T5MS)

F. Parking

Required Spaces

Residential Uses	1 per 1500 sf min.
<10 dwelling units	No min.
>10 dwelling units	Min. ½ per unit above 10.
Service Uses	
≤5,000 sf	No spaces required
>5,000 sf	2 spaces/1,000 sf min. above first 5,000 sf 4 per 1,000 sf max

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.80 T5 Main Street (T5MS)

I. T5MS Use Table

Use Type	Specific Use Standards	T5	
		MS	MS-O
Retail			
General Retail, except with any of the following:		P	P
Alcoholic Beverage Sales		UP	UP
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		UP	UP

Eating or Drinking			
Establishment, except with			
any of the following features:			
		P	P
Alcoholic Beverage Sales		UP	UP
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		UP	UP
Outdoor Entertainment	1703-5.100I	P	MUP

1703-2.90 T5 Neighborhood Large Setback (T5N.LS)

B. Sub-Zone(s)

T5N.LS-Open Zone (T5N.LS-O)
 The open sub-zone provides the same building form but allows for a more diverse mix of uses.

T5N.LS-Parking Zone (T5N.LS-P)
The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.90 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.90 T5 Neighborhood Large Setback (T5N.LS)

F. Parking

Required Spaces

Residential Uses	1 per 1500 sf min.
<u><10 dwelling units</u>	<u>No min.</u>
<u>>10 dwelling units</u>	<u>Min. ½ per unit above 10.</u>
Service Uses	
≤5,000 sf	No spaces required
>5,000 sf	2 spaces/1,000 sf min. above first 5,000 sf 4 per 1,000 sf max

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.90 T5 Neighborhood Large Setback (T5N.LS)

I. T5N.LS Use Table

Use Type	Specific Use Standards	T5N	
		LS	LS-O
<u>Retail</u>			
General Retail, except with any of the following:		--	P
Alcoholic Beverage Sales			
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		--	--
<hr/>			
Eating or Drinking Establishment, except with any of the following features:		--	P
Alcoholic Beverage Sales			
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		--	--
Operating between 10pm - 7am		--	UP
Outdoor Entertainment	1703-5.100I	--	MUP

1703-2.100 T5 Neighborhood Small Setback (T5N.SS)

B. Sub-Zone(s)

T5N.SS-Open Zone (T5N.SS-O)

The open sub-zone provides the same building form but allows for a more diverse mix of uses.

T5N.SS -Parking Zone (T5N.SS -P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.100 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.100 T5 Neighborhood Small Setback (T5N.SS)

F. Parking

Required Spaces

Residential Uses	<u>1 per 1500 sf min.</u>
<u><10 dwelling units</u>	<u>No min.</u>
<u>>10 dwelling units</u>	<u>Min. ½ per unit above 10.</u>

Service Uses

≤5,000 sf	No spaces required
>5,000 sf	2 spaces/1,000 sf min.

above first 5,000 sf
4 per 1,000 sf max

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.100 T5 Neighborhood Small Setback (T5N.SS)

I. T5N.SS Use Table

Use Type	Specific Use Standards	T5N	
		SS	SS-O
Retail			
General Retail, except with any of the following:			
Alcoholic Beverage Sales		--	P
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		--	--
Eating or Drinking Establishment, except with any of the following features:			
Alcoholic Beverage Sales		--	P
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		--	--
Operating between 10pm - 7am		--	UP
Outdoor Entertainment	1703-5.100I	--	MUP

1703-2.110 T5 Flex (T5F)

B. Sub-Zone(s)

n/a

T5F-Parking Zone (T5F-P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.110 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.110 T5 Flex (T5F)

F. Parking

Required Spaces

Residential Uses	1 per 1500 sf min.
<10 dwelling units	<u>No min.</u>
>10 dwelling units	<u>Min. ½ per unit above 10.</u>

Service Uses

≤5,000 sf	No spaces required
>5,000 sf	2 spaces/1,000 sf min. above first 5,000 sf 4 per 1,000 sf max

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A (Parking Spaces Required).

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.110 T5 Flex (T5F)

I. T5F Use Table

<u>Use Type</u>	<u>Specific Use Standards</u>	<u>T5F</u>
<u>Retail</u>		
General Retail, except with any of the following:		P
Alcoholic Beverage Sales		
Drive-Through Services	1703-5.100F	P
Floor Area over 10,000 sf		--
<u>Eating or Drinking Establishment, except with any of the following features:</u>		
Alcoholic Beverage Sales		UP
Drive-Through Services	1703-5.100F	--
Floor Area over 10,000 sf		--
Operating between 10pm - 7am		UP
Outdoor Entertainment	1703-5.100I	MUP

1703-2.120 T6 Core (T6C)

B. Sub-Zone(s)

T6C-Open Zone (T6C-O)

The open sub-zone provides the same building form but allows for a more diverse mix of uses.

T6C-Parking Zone (T6C-P)

The parking sub-zone provides for the same building form, however, the minimum parking requirements established in Section 1703-2.120 do not apply in these subzones. Remaining development requirements, including parking maximums, continue to apply.

1703-2.120 T6 Core (T6C)

F. Parking

Required Spaces

Residential Uses No min.

Service, Retail, Recreation No min.; 4 per
Education, Public Assembly Uses 1000 sf. max.

Required parking may be reduced as set forth in Subsection 1703-5.50 (Parking).

For uses not listed above, see Table 1703-5.50.A (Parking Spaces Required)

An existing structure must maintain existing parking to the extent necessary to meet all or part of the current parking requirements for an existing or proposed use, but no additional parking shall be required in the event of a change in use of the structure.

1703-2.120 T6 Core (T6C)

I. T6C Use Table

Use Type	Specific Use Standards	T6	
		C	C-O
<u>Retail</u>			
General Retail, except with any of the following:		P	P
Alcoholic Beverage Sales		UP	UP
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		UP	UP

Eating or Drinking

Establishment, except with any of the following features:		P	P
Alcoholic Beverage Sales		UP	UP
Drive-Through Services	1703-5.100F	--	--
Floor Area over 10,000 sf		UP	UP
Outdoor Entertainment	1703-5.100I	P	MUP

Table 1703-3.30.A Building Types General

Building Type	Transect Zones
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Multi-plex: Small. This building type is a medium structure that consists of 3–6 side-by-side and/or stacked dwelling units typically with one shared entry or individual entries along the front. This type has the appearance of a medium-sized family home and is appropriately scaled to fit sparingly within primarily single-family neighborhoods or into medium-density neighborhoods. This Type enables appropriately-scaled, well-designed higher densities and is important for providing a broad choice of housing types and promoting walkability.

- | | |
|---------------|---------------|
| T3E | T3N |
| T4N.MF | T4N.SF |
| T5MS | T5N.LS |
| T5N.SS | T5F |
| T6C | |

1703-3.100 Multi-Plex: Small

A. Description ***

The Multi-plex: Small building type is a medium structure that consists of 3–6 side-by-side and/or stacked dwelling units, typically with one shared entry or individual entries along the front. This type has the appearance of a medium-sized family home and is appropriately scaled to fit sparingly within primarily single-family neighborhoods or into medium-density neighborhoods. This type enables appropriately-scaled, well-designed higher densities and is important for providing a broad choice of housing types and promoting walkability.

- | | | | |
|---------------|---------------|---------------|------------|
| T3E | T3N | | |
| T4N.MF | T4N.SF | | |
| T5MS | T5N.LS | T5N.SS | T5F |
| T6C | | | |

T# Allowed T# Not Allowed

1703-5.50 - Parking.

E. Parking Adjustments

- On-Street Parking.** On-street parking spaces adjacent to the lot may count towards the required non-residential use parking standards.

2. **Shared Parking.** For two use types, shared parking shall be calculated as follows. The sum of the required parking for the two use types shall be divided by the factor listed in the table below. The required number of parking spaces shall be rounded up to the closest whole number. If the use is not listed below then the shared parking shall be based on Subsection 3 below.

Table 1703-5.50.B: Shared Parking Factor for Two Uses

	<u>Residential</u>	<u>Lodging</u>	<u>Office</u>	<u>Retail</u>
Residential	1.0	1.1	1.4	1.2
Lodging	1.1	1.0	1.7	1.3
Office	1.4	1.7	1.0	1.2
Retail	1.2	1.3	1.2	1.0

3. **Shared Parking Study.** When three or more use types share parking or a use type is not listed in Table B (Shared Parking Factor for Two Uses) above, the amount of required parking may be reduced as follows:
- (a) If the Director determines one of the following circumstances has been established, the Director may grant a reduction in the parking standards set forth in this Subsection:
- (1) Where uses seek to share parking with different peak hour demands and are in the same or adjoining development, the owner of the parking spaces shall submit to the Director an analysis and substantiated projections of peak parking demand for the entire development to justify the shared use of parking spaces for separate uses;
 - (2) Where the special nature of a certain development (e.g., special types of housing projects inhabited by persons with low or no automobile ownership) does not require the amount of parking listed in Subsection D; or (3) Where fewer parking spaces are needed due to access to transit, special designs and traffic mitigation measures incorporated in the parking lot design and circulation plan.
- (b) The Director shall consider all of the following in determining whether a reduction is warranted:
- (1) The likelihood that the reduced number of parking spaces can satisfy demand;
 - (2) The amount of time during the year when the number of spaces provided may be insufficient and the amount of resulting parking overflow;

- (3) The impact of periodic overflows upon the public thoroughfares and other parking facilities;
- (4) The nature of surrounding land uses, character of the surrounding road system, and nearby circulation pattern;
- (5) The amount of on-street parking available within one-quarter of a mile of the development;
- (6) Any additional reduction in on-site parking demand by implementing transportation demand management strategies proposed by the applicant; and in all cases, the owner of the lot shall have the burden to demonstrate that a reduction in parking standards is warranted.

4. Additional Parking Modifications for Projects Utilizing Certain Financial Programs. Minimum off-street parking requirements shall not apply to the establishment of new dwelling units in a newly constructed or renovated building, provided the building is constructed or renovated pursuant to Low-Income Housing Tax Credit programs.

- (a) To be eligible for parking modifications, the owner of the building that is to be constructed or renovated, or its successor-in-interest, as applicable, must establish and maintain compliance with the affordability restrictions pursuant to Low-Income Housing Tax Credit programs for the building on the property for so long as those restrictions remain in effect.
- (b) Any person who fails to maintain compliance with subsection (a) shall be liable for a Class F civil offense for each dwelling unit that is not in compliance, as applicable, in a given year.

1703-5.100. - Additional Standard for Specific Uses.

I. Outdoor Dining Areas and Entertainment for Restaurants and Drinking Establishments

- 1. **Location.** Outdoor areas on any public sidewalk or alley requires a revocable street privilege under Cincinnati Municipal Code Chapter 718. Any outdoor area that exceeds 50 percent of the indoor area accessible to the public and located within 100 feet of a T3 or T4 transect zone or a residential non-transect zone boundary line requires a Use Permit.
- 2. **Maximum Size.** Within 500 feet of a T3 or T4 zone or residential non-transect zone boundary line, the outdoor area may not exceed 50 percent of

the indoor area accessible to the public. Additional outdoor dining area requires a Use Permit.

3. **Barriers.** Decorative walls or fencing shall enclose an outdoor area.
4. **Fixtures.** Furniture and fixtures provided for use in an outdoor area may consist only of movable tables, chairs, umbrellas, planters, lights and heaters. Lighting fixtures may be permanently affixed onto the exterior of the building. All movable furniture and fixtures shall be removed during the off-season.
5. **Outdoor Entertainment.** Within 500 feet of a T3 or T4 zone or residential nontransect zone boundary line, entertainment, including the use of audio/visual equipment or amplified sound is prohibited without a Use Permit.
6. **Outdoor areas within Outdoor Refreshment Areas.** Outdoor areas within outdoor refreshment areas established pursuant to Chapter 838 are permitted with the following conditions:
 - (a) The hours of operation of the outdoor area may not exceed the hours of operation of the Outdoor Refreshment Area in which it is located unless a use permitted is obtained, and
 - (b) Section 1703-5.100(I)(1)-(4) do not apply to Outdoor Refreshment Areas.

K. ~~Wireless Communications Facilities~~ Transit-Stops

1. ~~Wireless~~ Wireless communications facilities are regulated by Cincinnati Municipal Code Section 1419-33 Transit-stop structures approved by the Department of Transportation and Engineering are permitted in all zoning districts and are exempt from accessory structure regulations set forth in Section 1703-2 (Specific to Transect Zones).

L. Wireless Communications Facilities

1. Wireless communications facilities are regulated by Cincinnati Municipal Code Section 1419-33.

Sec. 1501-12. Class F Civil Offenses.

- (a) A person who violates a standard of conduct set forth in a provision of Cincinnati Municipal Code Chapter 1001, Air Quality, is liable for the civil fine specified in Sec. 1501-99 for a Class F Civil Offense. If the person charged shows in accordance with Sec. 1501-15 that the violation has been corrected, the otherwise applicable civil fine is reduced by 50%. If a person has previously been found to have violated

the same provision of the Cincinnati Municipal Code within one year, that person may be charged as a second offender and on being found to have committed a second or subsequent offense is liable for the civil fine for the subsequent offense provided below, the amount of which fine is specified in Sec. 1501-99 and is not subject to reduction for correction of the violation.

- (b) A person who violates Cincinnati Municipal Code Section 701-2(B)(4), "Leash Required; Responsibility for Injury," multiple times is liable for the civil fine specified in Sec. 1501-99 for a Class F Civil Offense.
- (c) A person who violates Cincinnati Municipal Code Section 1421-06(I)(1), "Accessory Dwelling Units," is liable for the civil fine specified in Sec. 1501-99 for a Class F Civil Offense.
- (d) A person who violates Cincinnati Municipal Code Section 1421-47, "Density, Height, and Parking Modifications for Projects Utilizing Certain Financial Programs," is liable for the civil fine specified in Sec. 1501-99 for a Class F Civil Offense for each dwelling unit that is not in compliance, as applicable, in a given year.
- (e) A person who violates Cincinnati Municipal Code Section 1703-5.50(E)(4), "Additional Parking Modifications for Projects Utilizing Certain Financial Programs," is liable for the civil fine specified in Sec. 1501-99 for a Class F Civil Offense for each dwelling unit that is not in compliance, as applicable, in a given year.

Section 3. That existing Sections 1403-11, "Purpose of Cluster Housing," 1403-13, "Cluster Housing General Regulations," 1403-15, "Covenants," 1403-17, "Site Divided by Zoning Line," 1403-19, "Application Procedures and Requirements," of Chapter 1403, "Single Family Districts," of the Cincinnati Municipal Code are hereby repealed in their entirety.

Section 4. That, pursuant to Cincinnati Municipal Code Sections 1403-04, "Connected Communities," 1405-04, "Connected Communities," 1407-04, "Connected Communities," 1409-04, "Connected Communities," 1410-04, "Connected Communities," 1413-04, "Connected Communities," and 1415-04, "Connected Communities," the area of the City of Cincinnati's official zoning map shown on the map attached hereto as Attachment A and incorporated by reference is hereby amended to superimpose the neighborhood business district, middle housing,

and transportation corridor designations over the existing zoning districts within the designated area.

Section 5. That this ordinance shall take effect and be in force from and after the earliest period allowed by law and will apply to any application for a building permit filed thereafter.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

New language underscored. Deleted language indicated by strike through.

202401137

Date: April 17, 2024

To: Councilmember Victoria Parks
From: Emily Smart Woerner, City Solicitor *EESW*
Subject: **Resolution – Parkinson’s Disease Awareness**

Transmitted herewith is a resolution captioned as follows:

RECOGNIZING the month of April 2024 as Parkinson’s Awareness Month to spread awareness, foster acceptance, and educate the community on the history and effects of Parkinson’s disease, ensuring an equitable life for individuals with Parkinson’s disease.

EESW/LES(dmm)
Attachment
400456

EESW

RESOLUTION NO. _____ - 2024

RECOGNIZING the month of April 2024 as Parkinson’s Awareness Month to spread awareness, foster acceptance, and educate the community on the history and effects of Parkinson’s disease, ensuring an equitable life for individuals with Parkinson’s disease.

WHEREAS, Parkinson’s disease is a chronic, progressive, and neurological disease and is the second most common neurodegenerative disease in the United States; and

WHEREAS, Parkinson’s disease is estimated to affect approximately one million people in the United States, and the prevalence will rise to 1.2 million by 2030; and

WHEREAS, Parkinson’s disease is the fourteenth leading cause of death in the United States according to the Centers for Disease Control and Prevention; and

WHEREAS, it is estimated that the economic burden of Parkinson’s disease is at least \$52 billion annually, which includes direct and indirect costs to patients and family members, such as treatment costs, social security payments, and lost income; and

WHEREAS, there is no objective test or biomarker for Parkinson’s disease, and there is no treatment to slow or halt the progression of the disease; and

WHEREAS, the symptoms of Parkinson’s disease vary from person to person and can include tremors, slowness of movement and rigidity, difficulty with balance, swallowing, chewing, and speaking, cognitive impairment and dementia, mood disorders, and a variety of other non-motor symptoms; and

WHEREAS, volunteers, researchers, caregivers, and medical professionals are working to improve the quality of life of persons living with Parkinson’s disease and their families; and

WHEREAS, increased research, education, and community support services are needed to find more effective treatments and to provide access to quality care to those living with the disease today; now, therefore,

BE IT RESOLVED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the Mayor and this Council hereby recognize the month of April 2024 as Parkinson’s Awareness Month.

Section 2. That this resolution be spread upon the minutes of Council.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

Submitted by Councilmember Victoria Parks

202401144

Date: April 17, 2024

To: Councilmember Reggie Harris
From: Emily Smart Woerner, City Solicitor *EESW*
Subject: **Resolution – Recognizing Robert Sanders**

Transmitted herewith is a resolution captioned as follows:

RECOGNIZING Robert Sanders and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his lifetime of dedicated work and his investment of time, treasure, and talent into the City of Cincinnati.

EESW/IMD(dmm)
Attachment
400511

RESOLUTION NO. _____ - 2024

RECOGNIZING Robert Sanders and **EXPRESSING** the appreciation of the Mayor and the Council of the City of Cincinnati for his lifetime of dedicated work and his investment of time, treasure, and talent into the City of Cincinnati.

WHEREAS, Mr. Sanders was born and raised in the Over-the-Rhine neighborhood by his grandmother Lula Mae Warren, who provided him with a solid foundation in life and encouraged him to succeed in his education, while also teaching him the value of a good work ethic; and

WHEREAS, Mr. Sanders attended the Rothenberg Preparatory Academy, Bloom Middle School, Taft High School, and The Ohio State University as an Ohio State Young Scholar, where he received his Bachelor of Science before returning home to Cincinnati to begin his career in banking and real estate; and

WHEREAS, Mr. Sanders has continued his work in the financial sector for his entire career, with jobs as a commercial mortgage underwriter, a commercial real estate development associate, a Business Development Officer specializing in SBA Lending, a Director of Commercial Development in the public sector, and most recently, he started his own commercial real estate development company, the Sanders Development Group; and

WHEREAS, the impact of the Sanders Development Group can be seen in several of Cincinnati's historically disinvested communities, including the West End, Bond Hill, Roselawn, Camp Washington, Avondale, Evanston, and Walnut Hills, where blighted buildings have been redeveloped into class A office space, thereby adding jobs to the community; and

WHEREAS, the Sanders Development Group actively supports several local non-profits by providing them with business and real estate development expertise to better position them to impact the communities in which they serve; and

WHEREAS, Mr. Sanders is recognized as a mentor by many people of color in real estate and currently provides his office space for use by up-and-coming developers; and

WHEREAS, Mr. Sanders has served on the boards of Talbert Services, the Cincinnati Development Fund, the Home Ownership Center Board, the National Association for Industrial and Office Parks, and is a founding board member of the Urban Land Institute's "Real Estate Accelerator Lab," a term Mr. Sanders created to describe the program's intentionality around accelerating the level of BIPOC participation in real estate development; and

WHEREAS, in honor of his late grandmother Lula Mae Warren, Mr. Sanders created a scholarship to specifically benefit first generation college students from the Cincinnati area; and

WHEREAS, Mr. Sanders has dedicated his life to improving his community through development and has blazed a trail for other minority developers to follow; now therefore,

BE IT RESOLVED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the Mayor and this Council hereby recognize Robert Sanders for his lifetime of dedicated work and his investment of time, treasure, and talent into the City of Cincinnati.

Section 2. That this resolution be spread upon the minutes of Council and that a copy be provided to Robert Sanders through the office of Councilmember Reggie Harris.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

Submitted by Councilmember Reggie Harris



202401150

4/9/2023

MOTION



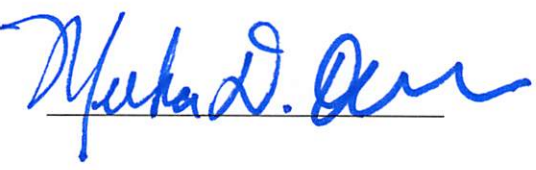

To Study the Pros and Cons of Project Labor Agreements (PLAs)

WE MOVE that the Administration produces a report within ninety (90) days on the pros and cons of Project Labor Agreements (PLAs). This report should include potential impacts on worker wages, labor availability, project costs, project efficiency, worker safety, workforce diversity, the bidding process, and any other relevant information. It should also include the historic context of any other similar policies implemented or studied by the City.

BACKGROUND

This motion is intended to bring forward the possible costs and benefits of requiring Project Labor Agreements (PLAs) for City construction projects.

PLAs are a pre-hire collective bargaining agreement between unions and contractors that govern the terms and conditions for all workers, both union and non-union, on a construction project. This practice has been used around the country and was recently implemented for most large-scale federal construction projects through Executive Order 14063.



2024 01119

Seth Walsh
Councilmember

4/9/2023

MOTION

To Provide an Update and Plan for Removing Problem Trees Planted by the City in Rights-of-Way

WE MOVE that the Administration provide a report within ninety (90) days regarding the process of replacing trees planted in the rights-of-way around the City that have damaged adjacent sidewalks and other private properties. This report should include the plan and current status for replacing all trees in the right of way that cause damage to the surrounding sidewalk including a timeline for replacement and projected cost to property owners and possible funding sources from the City to mitigate the cost.

BACKGROUND

The City of Cincinnati previously planted several trees in the rights-of-way around the City that overgrew their intended area and have damaged sidewalks. The repairs for these damaged sidewalks are then charged to the property owner despite not being their fault. The City has been working to replace these trees and repair the damage associated with them.

Councilmember Seth Walsh

Councilmember Reggie Harris

President of Board Victoria Parks

20240131

Date: April 17, 2024

To: Vice Mayor Jan-Michele Lemon Kearney
From: Emily Smart Woerner, City Solicitor *EESW*
Subject: **Emergency Ordinance –Secondary Street Name – Robert O’Neal Way**

Transmitted herewith is an emergency ordinance captioned as follows:

DECLARING that Linn Street at Clark Street in the West End neighborhood shall hereby receive the honorary, secondary name of “Robert O’Neal Way” in honor of Robert O’Neal, long-time resident of Cincinnati, Ohio, revered activist, influential grassroots leader, and esteemed visual artist, that has positively impacted the City of Cincinnati through his artist works and civic legacy.

EESW/JRS(dmm)
Attachment
400163

EMERGENCY

City of Cincinnati

JRS

EESW

An Ordinance No. _____

- 2024

DECLARING that Linn Street at Clark Street in the West End neighborhood shall hereby receive the honorary, secondary name of “Robert O’Neal Way” in honor of Robert O’Neal, long-time resident of Cincinnati, Ohio, revered activist, influential grassroots leader, and esteemed visual artist, that has positively impacted the City of Cincinnati through his artist works and civic legacy.

WHEREAS, Mr. Robert Lee O’Neal was born in Covington, Kentucky on February 26, 1940, and was inspired by the cultural movements of the 1960s to establish himself as a community activist, grassroots leader, and artist; and

WHEREAS, Mr. O’Neal attended Withrow High School and later graduated from the Gebhardt Commercial Arts School; and

WHEREAS, Mr. O’Neal was married to his wife, Julia, for 48 years and they had four children, but Mr. O’Neil was also an “honorary father” to many; and

WHEREAS, Mr. O’Neal demonstrated an amazing artistic talent throughout his life and career, and his work has appeared in more than 400+ visual art exhibitions in the region and nationally, with his visual reference rooted in the urban issues of Cincinnati’s most challenging neighborhoods; and

WHEREAS, Mr. O’Neal had one of the first art galleries on Main Street in the Over-the-Rhine neighborhood that showcased a body of work reflecting the experiences surrounding their community and became a “hub” for civil rights leaders and artists to plan aspects of the movement improving African Americans’ racial disparity and inequity; and

WHEREAS, Mr. O’Neal’s last solo exhibition was in 2013, hosted by the New American Art Gallery II and Cincinnati Museum Center Cultural Gallery, entitled The Retrospective of a Grassroot Griot, which was an exhibition that highlighted 50 years of art and photography, a fitting celebration of Robert O’Neal’s life’s work; and

WHEREAS, the 38 works featured in The Retrospective of a Grassroot Griot included Mr. O’Neal’s paintings, works on paper, sculpture, and photography, all of which encompassed the spirit of location, history, and his own presence among the people he touched throughout his journey as a civic leader and artistic force in the Cincinnati community; and

WHEREAS, Mr. O’Neal was the leader of the Culture and Recreation Task Force of the Model Cities Program in Cincinnati, which was a project that led to the creation of the Arts Consortium of Cincinnati in the West End neighborhood, which opened in 1972 and offered classes in drawing, painting, sculpting, photography, dance, acting, music, and writing rooted in African American culture; and

WHEREAS, for most of Mr. O’Neal’s life, he suffered from Rheumatoid Arthritis which led to his participation in a March on Washington for disability rights, and years later he served on the Disabilities Advisory Committee for the Ohio Arts Council; and

WHEREAS, Mr. O’Neal served in many roles, in both professional and civic capacities, at the Arts and Humanities Resource Center, the Very Special Arts Ohio Program, Adopt-A-School at the Cincinnati Art Museum, the Hillcrest Youth Detention Center, the Arts Consortium, the Cincinnati Recreation Commission, and the Christ Chapel Art Center; and

WHEREAS, Mr. O’Neal volunteered his time, wisdom, and talent on many local committees such as Evanston Community Council, Walnut Hills Community Council, Over the Rhine Community Council, March of Dimes, Mallory Center African Historical Ball Art Committee, Applause Image Makers, Community Chest Advisory Committee, Arts Consortium of Cincinnati, and Services for the Blind, and he coordinated Black History programs at Cincinnati State Technical College, the University of Cincinnati, and Hamilton County Welfare Department, and in line with his passion for grassroots initiatives, Mr. O’Neal also assisted in the founding of WAIF Community Radio; and

WHEREAS, Mr. O’Neal received many honors throughout his life, including, but not limited to: recognition by Applause Magazine Image Makers in 1994; being featured as one of 25 African American artists at the prestigious Closson’s Gallery in downtown Cincinnati; recognized as one of WCIN Radio’s “50 Most Influential Blacks in Cincinnati” Award in 2003; served as the chairman of the board for the Cincinnati Empowerment Zone in 2010; inducted into the African American Chamber Black Business Hall of Fame in 2015; and received the Sanaa Legend Award from the Cincinnati Black Theatre and New American Art Gallery II in 2017; and

WHEREAS Robert O’Neal passed away in December 2018, but his legacy is still remembered as his artwork was featured at the Contemporary Arts Center in Downtown Cincinnati April - September 2023 with a Roundtable on “Inclusivity” that included his daughter, Toilynn O’Neil Turner; and

WHEREAS, Robert O’Neal has made a lasting impact to the Cincinnati community and to the City of Cincinnati’s citizens, and his contributions and dedication as an artist and his impact to the City of Cincinnati will long be remembered; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Linn Street at Clark Street in the West End neighborhood shall hereby receive the honorary, secondary name of “Robert O’Neal Way” in honor of Robert O’Neal and in recognition of his contributions and dedication to the City of Cincinnati through his artistic talents and impact to the Cincinnati community.

Section 2. That the appropriate City officials are hereby authorized to do all things necessary and proper to implement the provisions of Section 1 herein, including the generation and installation of appropriate secondary street signage, which shall designate Linn Street at Clark Street in the West End neighborhood as “Robert O’Neal Way” in accordance with the Department of Transportation and Engineering’s procedures relating to street designation and related signage.

Section 3. That a copy of this ordinance be sent to Toilynn O’Neil Turner, the daughter of Robert O’Neal, via the office of Vice Mayor Jan-Michele Lemon Kearney.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to allow the Department of Transportation and Engineering to move forward with the administrative requirements related to the honorary naming of streets to provide for the ceremony and dedication of the honorary street name at the earliest possible time.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 10, 2024

To: Mayor and Members of Council

From: Sheryl M.M. Long, City Manager

Subject: Appointment to the Urban Forestry Advisory Board: Scott Beuerlein

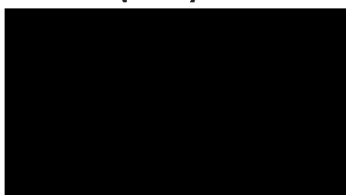
The City Manager hereby recommends the appointment of Scott Beuerlein to the Urban Forestry Advisory Board under the “Green Industry Representative” qualifications. Mr. Beuerlein’s resume is attached for your consideration.

Scott’s appointment will be for a term of four years from the day of approval by the Council.

Attachment

Cc: Jason Barron, Director, Cincinnati Park Board
Crystal Courtney, Division Manager, Cincinnati Park Board
Robin Hunt, Urban Forestry Supervisor, Cincinnati Park Board

Robert (Scott) Beuerlein



Education

1974-1978 Princeton High School
1978-1982 Xavier University, BA Communications Arts

Work Experience

2010-Present Cincinnati Zoo & Botanical Garden, Manager of Botanical Garden Outreach
1995-2010 Heritage Gardens (landscaping/gardening), Owner
1983-2008 Delta Air Lines, Customer Service Agent

Green Leadership & Participation

2013-2016 Founding Chair of Taking Root Tree Planting Campaign
2011-2013 Chair of the Northern Kentucky Urban & Community Forestry Council
2012-2014 Chair of the Cincinnati Flower Growers Association
2014-Present Chair of Boone County Arboretum Collections Committee
2006-2012 Chair of the Rare Plant Auction for Civic Garden Society
2013-Present Committee Chair, Green Industry Conference, Hamilton County OSU Extension
2016-Present Committee member Gardens of Greater Cincinnati Website

Writing & Communications

2006-Present Author of over 50 published articles (American Nurseryman Magazine, State by State Magazines, and Horticulture Magazine.
2010-2014 Ohio Gardener (State by State) SW Ohio Region columnist
2014-2019 Author of Ohio Gardener's (State by State) back page Only in Ohio column.
2018-Present Author of Horticulture Magazine's back page Deeper Roots column.
2008-Present Sought after speaker who has presented for the Mid Atlantic Short Course & Trade Show, the Michigan Landscape Association, the Kentucky Nursery & Landscape Association, the Ohio Nursery & Landscape Association, the Ohio Turf Association, the GIC Conference, the Indianapolis Museum of Art, many Master Gardener conferences in the region, and many more.

Certifications

Certified Arborist International Society of Arboriculture
Landscape Technician Ohio Nursery & Landscape Association

Awards & Recognition

2020	Garden Clubs of America	Club Horticulture Commendation
2020	Intl. Assoc. of Garden Communicators	Silver Medal of Achievement
2019	Intl. Assoc. of Garden Communicators	2 Gold Medals of Achievement
2019	Civic Garden Center	Building Community Award
2018	Taking Root	Johnny Appleseed Award
2018	Garden Clubs of Ohio	Citation Award
2012	Cincinnati Horticulture Society	Garden Recognition Award

April 17, 2024

To: Mayor and Members of City Council

From: Sheryl M.M. Long, City Manager

202401058

Subject: Report on High-Potential City-Owned Properties Along Major Transit Corridor

Ref. Doc. #202301025

City Council, at its session on April 12, 2023, referred the following item for review and report:

MOTION, submitted by Councilmembers Jeffreys, Owens and Harris, To understand opportunities for further development along or near transit corridors, **WE MOVE** that the Administration report back to Council within ninety days (90) on: An audit of high-potential surface parking and vacant lots owned by the City along or near transit corridors. Recommendations on which among those properties should be candidates for issuing a Request for Proposal (RFP) to develop housing, retail, office space, or other development. (STATEMENT ATTACHED).

OVERVIEW

In early 2023, the Southwest Ohio Regional Transit Authority (“SORTA”) announced plans to create the region’s first bus rapid transit (“BRT”) corridors along Hamilton Avenue and Reading Road. This historic investment in transit has high potential to increase regional connectivity, increase the vibrancy of communities located along the BRT routes, and spur regional economic growth.

At the direction of City Council, the Department of Community and Economic Development (“DCED”) has been exploring ways that the City Administration can encourage growth along major transit corridors. The City of Cincinnati presently owns various surface parking lots and vacant or underutilized parcels located along or near major transit corridors. At City Council’s request, DCED recently completed an audit of all City-owned surface parking lots and vacant parcels along or near these corridors. The goal of this audit was to identify sites with high development potential. The results of the audit can be found in the report below.

DCED recommends that the City issue Requests for Proposals/Qualifications (“RFP/Q”) for the redevelopment of select high-potential sites identified in the audit. These RFP/Qs will seek to attract proposals from qualified developers interested in partnering with the City to

realize its vision of transit oriented development. DCED is seeking a variety of uses, including the development of new housing stock, commercial and office space, and mixed-use property.

DCED further recommends extensive community engagement surrounding the redevelopment of these key parcels throughout the development process.

AUDIT OF HIGH-POTENTIAL SURFACE PARKING AND VACANT LOTS

As per the directive of City Council, DCED conducted an audit of surface parking and vacant or underutilized lots owned by the City along or near major transit corridors. For the purposes of this report, “major transit corridors” are defined as 24-hour Metro bus routes. The scope of this audit was narrowed following discussions with Councilmembers and City leadership. Properties located along or within roughly a block of major transit corridors were included in the audit. Adjacent and adjoining multi-parcel properties were considered single “sites” for the purpose of this audit.

In total, 48 different sites were identified. A full list of the sites can be found in Attachment B. Collectively, these sites represent roughly 73.804 acres of potentially developable land, with an average size of 1.538 acres. The sites had a variety of different zoning designations, which are listed below from most common to least common. Some sites held multiple zoning designations.

- SF-2 – Single Family (8)
- DD – Downtown Development (5)
- RM-1.2 – Residential Multifamily (5)
- PR – Parks and Recreation (4)
- RMX – Residential Mixed (4)
- CC-P – Commercial Community – Pedestrian (4)
- CC-M – Commercial Community – Mixed (3)
- IR – Institutional Residential (3)
- MG – Manufacturing General (3)
- T3N – T3 Neighborhood (2)
- T5MS-O – T5 Main Street – Open (2)
- OL – Office Limited (2)
- CC-A – Commercial Community – Auto (2)
- SF-20 – Single Family (1)
- SF-6 – Single Family (1)
- RM-0.7 – Residential Multifamily (1)
- CN-P – Commercial Neighborhood – Pedestrian (1)
- CG-A – Commercial General (1)

These sites are located across 20 different neighborhoods, including Downtown, Over-the-Rhine, Pendleton, Mount Auburn, Corryville, CUF, Avondale, North Avondale, Bond Hill, Northside, College Hill, Lower Price Hill, East Price Hill, West Price Hill, Westwood, East Westwood, Mount Airy, East Walnut Hills, Oakley, and Madisonville.

IDENTIFICATION OF PROPERTIES FOR DEVELOPMENT

More detailed analysis of the audit revealed several parcels of land with significant potential for development. Properties were assessed on a variety of factors including location, size, current zoning designation, and current market demand. Based upon this assessment, sites were then organized into three “tiers” ranging from most developable to least developable. Properties for which the City has already designated a preferred developer or upon which future redevelopment is already planned were excluded from the tier rankings. DCED’s Tier 1 recommendations focus on properties that align with the City’s long-term development goals and have the capacity to catalyze economic growth along transit corridors. The sites determined to have the highest potential for redevelopment are strategically located in areas with high transit accessibility. A breakdown of the tier rankings can be found below. Site specific tier designations can be found in Attachment B.

- Tier 1 Sites – Most Potential for Redevelopment: 22
- Tier 2 Sites – Redevelopment May be Challenging: 18
- Tier 3 Sites – Highly Unlikely to be Developable: 5
- Excluded – Existing Development Rights or Planned Redevelopment: 3

RECOMMENDATIONS FOR ISSUING REQUESTS FOR PROPOSAL (RFP/Q)

Tier 1 sites were further analyzed to determine which could be most readily released for RFP/Q to maximize impact. DCED recommends that the City Administration consider the release of RFP/Qs for the redevelopment of the following sites:

- Hughes Street & Schiller Street Properties
- 5103 Kenwood Road
- 3362 Reading Road
- 3916 Reading Road

STAKEHOLDER ENGAGEMENT AND PUBLIC INPUT

As the Administration moves to issue RFP/Qs for these high-potential sites, it is imperative that the City engage with critical neighborhood stakeholders and solicit public input throughout the development process. Community engagement sessions, public forums, and stakeholder meetings will provide opportunities for residents, business owners, and other key stakeholders to share their perspectives and contribute to the decision-making process. By fostering inclusive dialogue and collaboration, the Administration can ensure that development initiatives reflect the needs and aspirations of the community.

ADDITIONAL CONSIDERATIONS AND FUNDING OPPORTUNITIES

DCED is aware of several federal funding sources available to support transit-oriented development projects. Sites identified in this report and released for future RFP/Qs present the City and qualified developers with an opportunity to leverage historic amounts of federal funding. To encourage utilization of this funding, DCED would like to highlight two federal loan programs:

- US Department of Transportation – Transportation Infrastructure Finance and Innovation Act (“TIFIA”)
 - o TIFIA gives the USDOT up to \$70 billion in lending capacity and can be used to provide transit-oriented development projects located along or within walking distance of transit facilities. The loans offered under TIFIA can be used to finance certain predevelopment costs, construction and rehabilitation costs, and certain interest, reserve, and project carrying costs. Up to 49% of total eligible costs for a transit-oriented development project can be financed by a TIFIA loan.

- US Department of Transportation – Railroad Rehabilitation & Improvement Financing (“RRIF”)
 - o The RRIF gives the USDOT \$35 billion in revolving loan authority and can be used to finance economic development, including commercial and residential development. Eligible projects must be physically connected to or within a half mile of a transit station and must be able to demonstrate that the project can generate new revenue for the relevant transit service. Eligible costs under the loan program can include construction and rehabilitation costs, and certain interest, reserve, and project carrying costs. Up to 75% of total eligible costs for a transit-oriented development project can be financed by an RRIF loan.

NEXT STEPS

DCED will proceed with the following steps:

- Initiate the process of seeking leadership approval to pursue the issuance of RFP/Qs for select high-potential properties identified in the audit.
- Engage with stakeholders and seek public input to inform the development process.
- Evaluate proposals submitted in response to RFP/Qs and select preferred developers based on predefined criteria.
- Work closely with select developers to facilitate the implementation of approved projects and monitor progress to ensure compliance with established guidelines and standards.

CONCLUSION

The opportunities to further development along major transit corridors in Cincinnati are abundant, and with strategic planning and collaboration, the City can unlock the full potential of these sites to create vibrant, sustainable, and inclusive communities. DCED looks forward to working closely with the Council and other stakeholders to advance these initiatives and realize our shared vision for the City of Cincinnati.

Attachment A: Statement from Councilmembers Jefferys, Owens, and Harris

Attachment B: List of City-owned Properties located along Major Transit Corridors

Copy: Markiea L. Carter, Director, Department of Community & Economic Development

Attachment A – Motion 202301025

City of Cincinnati



801 Plum Street, Suite 346A
Cincinnati, Ohio 45202

Phone: (513) 352-3464
Email: mark.jeffreys@cityofcincinnati.ohio.gov
Web: www.cincinnati.ohio.gov

202301025

Mark Jeffreys
Councilmember

March 27, 2023

MOTION

Surface Parking & Economic Development



To understand opportunities for further development along or near transit corridors,¹ WE MOVE that, the Administration report back to Council within ninety days (90) on:

- An audit of high-potential surface parking and vacant lots owned by the City along or near transit corridors.
- Recommendations on which among those properties should be candidates for issuing a Request for Proposal (RFP) to develop housing, retail, office space, or other development.

STATEMENT

The City of Cincinnati owns multiple surface parking and vacant lots throughout the city. With Metro's historic investment in our community paired with the multi-faceted approach the City is taking to increase housing options, now is an opportune time to reimagine surface parking lots and underutilized vacant lots as a more productive use. Converting these underutilized properties into housing, office space, restaurants, or storefronts can provide more opportunities for small businesses, increase housing options, enhance community vibrancy, and decrease runoff.


Councilmember Mark Jeffreys

¹ For the purposes of this motion, "near transit corridors" should be understood as within .25 miles of any bus route.

Attachment B – List of Properties

Tier 1 Sites

Address	Neighborhood	Parking Lot/Vacant Lot	Department	Zoning	Acreage	
Site 1						
31 Garfield Place	Downtown	Parking Lot	DCED	DD	0.198	
Site 2						
Reedy/E. Court Street Police Lot	Downtown	Parking Lot	CPD/DOE	DD	1.728	
Site 3						
302-320 W. 9th Street	Downtown	Parking Lot/Vacant Building	CMO/DPS	DD	0.767	
Site 4						
Hughes & Schiller Street Properties	Over-the-Rhine/Mt. Auburn	Vacant Lot	DCED/CRC	SF-20; RM-0.7	1.926	
Site 5						
5103 Kenwood Road	Madisonville	Vacant Lot	DOE	T3N	0.211	
Site 6						
3362 Reading Road	Avondale	Vacant Lot	DCED	RM-1.2	1.476	
Site 7						
3916 Reading Road	North Avondale	Vacant Lot	DCED	CN-P	1.827	
Site 8						
3614 Glenway Avenue	East Price Hill	Vacant Lot	DOE	SF-2	2.666	
3626-3634 Glenway Avenue	East Price Hill	Vacant Lot	MSD	SF-2	0.272	
Site 9						
3420-3422 Ibsen Avenue	Oakley	Vacant Lot	DOE	CG-A	0.191	
Site 10						
3521-3537 Ibsen Avenue	Oakley	Vacant Lot	DOE	RMX	0.584	
Ibsen Avenue Property	Oakley	Vacant Lot	DOE	RMX	0.463	
Site 11						
3620-3622 Madison Road	Oakley	Vacant Lot	DOE	RMX	0.193	
Site 12						
4791 Ridge Avenue	Oakley	Vacant Lot	DOE	CC-P	0.129	
Site 13						
1247 Dewey Avenue	West Price Hill	Vacant Lot	DCED	SF-2	0.126	
Site 14						
1263-1265 Dewey Avenue	West Price Hill	Vacant Lot	DCED	SF-2	0.124	
Site 15						
1125 Wells Street	East Price Hill	Vacant Lot	MSD	SF-2	0.13	
Site 16						
716 State Avenue	Lower Price Hill	Vacant Lot	DCED	CC-M	0.052	
Site 17						
719 State Avenue	Lower Price Hill	Vacant Lot	DOE	CC-M	0.268	
Site 18						
Highland Avenue Property	Mt. Auburn	Vacant Lot	Parks	SF-2	1.64	
Site 19						
Dandridge Street Property	Mt. Auburn	Vacant Lot	Parks	OL	0.502	
Site 20						
2203 Ohio Avenue	CUF	Vacant Lot	Parks	PR	0.549	
Site 21						
Lawn Avenue	Bond Hill	Vacant Lot	CRC	PR	1.757	
Site 22						
1211 Grosebeck Road	College Hill	Vacant Lot	DOE	SF-6	8.855	
1206 Grosebeck Road	College Hill	Vacant Lot	DOE	SF-6	0.876	
					Total Acreage	27.51
					Avg. Acreage	1.2504545

Tier 2 Sites

Address	Neighborhood	Parking Lot/Vacant Lot	Department	Zoning	Acreage
Site 1					
2200-2208 Loth Street	Mt. Auburn	Vacant Lot	DCED	RMX	0.296
2225-2227 Loth Street	Mt. Auburn	Vacant Lot	DCED	RMX	0.105
Site 2					
1523 Madison Road	East Walnut Hills	Parking Lot	DCED	CC-P	0.794
Site 3					
1557 Chase Avenue	Northside	Parking Lot	DCED	CC-P	0.178
4162-4166 Hamilton Avenue	Northside	Parking Lot	DCED	CC-P	0.214
Site 4					
1580-1584 West Fork Road	Northside/Mt. Airy	Vacant Lot	GCWW	SF-2	0.375
Site 5					
2951 Montana Avenue	Westwood	Parking Lot	DCED	T5MS-O	0.096
Site 6					
Queen City Avenue Property	Westwood	Parking Lot/Vacant Lot	Unknown/CRC	IR	5.859
Site 7					
2008 West Fork Road	Mt. Airy	Vacant Lot	DOTe	PR	10.151
Site 8					
2284 Montana Avenue	East Westwood	Vacant Lot	DOTe	OL	3.099
Site 9					
Mallon Avenue/Reading Road Property	Mt. Auburn	Vacant Lot	Parks	SF-2; CC-A	5.79
Site 10					
529-533 Dandridge Street	Pendleton	Vacant Lot	DOTe/DCED	RM-1.2	0.17
Site 11					
537-545 Dandridge Street	Pendleton	Vacant Lot	DOTe	RM-1.2	0.17
Site 12					
530-546 Dandridge Street	Mt. Auburn	Vacant Lot	DOTe	RM-1.2	0.28
Site 13					
23 Mulberry Street	Over-the-Rhine	Vacant Lot	DCED	RM-0.7	0.058
Site 14					
2434 Vine Street	Mount Auburn	Vacant Lot	Unknown	PR	5.186
2438 Vine Street	Mount Auburn	Vacant Lot	DOTe	CC-M	0.027
Site 15					
Reading Road	Avondale	Vacant Lot	DCED	CC-A	0.316
Site 16					
3362 Reading Road	Avondale	Vacant Lot	DOTe	RM-1.2	0.14
Site 17					
3638 Reading Road	Avondale	Vacant Lot	CRC	RM-1.2	0.083
Site 18					
Shillito's West	Downtown	Vacant Building	DCED	DD	0.946
Total Acreage					34.333
Avg. Acreage					1.907389

Tier 3 Sites

Address	Neighborhood	Parking Lot/Vacant Lot	Department	Zoning	Acreage	
Site 1						
601-605 Race Street	Downtown	Land Only	DCED	DD	0.301	
Site 2						
Ludlow Avenue Viaduct Properties	Northside	Parking Lot/Existing Building	Health/DOTE	MG	3.73	
Site 3						
680 Evans Street	Lower Price Hill	Vacant Lot	GCWW	MG	1.86	
Site 4						
3116 Highland Avenue	Corryville	Parking Lot	Health	IR	0.061	
3108 Highland Avenue	Corryville	Parking Lot	Health	IR	0.061	
3106 Highland Avenue	Corryville	Parking Lot	Health	IR	0.014	
300 E. Martin Luther King Drive	Corryville	Parking Lot	Health	IR	0.095	
306 E. Martin Luther King Drive	Corryville	Parking Lot	Health	IR	0.134	
308 E. Martin Luther King Drive	Corryville	Parking Lot	Health	IR	0.061	
310 E. Martin Luther King Drive	Corryville	Parking Lot	Health	IR	0.061	
312 E. Martin Luther King	Corryville	Parking Lot	Health	IR	0.061	
305 Piedmont Avenue	Corryville	Parking Lot	Health	IR	0.061	
307 Piedmont Avenue	Corryville	Parking Lot	Health	IR	0.061	
309 Piedmont Avenue	Corryville	Parking Lot	Health	IR	0.061	
313 Piedmont Avenue	Corryville	Parking Lot	Health	IR	0.061	
3107 Burnet Avenue	Corryville	Parking Lot	Health	IR	0.062	
3103 Burnet Avenue	Corryville	Parking Lot	Health	IR	0.062	
318 E. Martin Luther King Drive	Corryville	Parking Lot	Health	IR	0.067	
316 E. Martin Luther King Drive	Corryville	Parking Lot	Health	IR	0.061	
Site 5						
Reading Road	Avondale	Parking Lot	DCED	IR	0.035	
					Total Acreage	6.97
					Avg. Acreage	1.394

Non-Applicable Sites

Address	Neighborhood	Parking Lot/Vacant Lot	Department	Zoning	Acreage	
Site 1						
5100-5108 Whetsel Avenue	Madisonville	Vacant Lot	DCED	T5MS-O	0.406	
5910 Sierra Street	Madisonville	Vacant Lot	DCED	T3N	0.101	
5105 Whetsel Avenue	Madisonville	Parking Lot	CRC	T5MS-O	0.283	
5811-5813 Sierra Street	Madisonville	Vacant Lot	DCED	T3N	0.239	
Site 2						
800 Evans Street Properties	Lower Price Hill	Vacant Lot/Existing Building/Parking Lot	DCED/CPD	MG	3.21	
Site 3						
Reading Road	Avondale	Vacant Lot	DCED	CC-P	0.221	
Blair Avenue	Avondale	Existing ROW	DOTE	CC-P	0.084	
Bowman Terrace	Avondale	Vacant Lot	DOTE	CC-P	0.008	
Savoy Place	Avondale	Vacant Lot	DCED	RMX	0.044	
Savoy Place	Avondale	Vacant Lot	DCED	RMX	0.052	
Savoy Place	Avondale	Existing ROW	DOTE	RMX	0.046	
Savoy Place	Avondale	Existing ROW	DOTE	CC-P	0.014	
3112 Savoy Place	Avondale	Vacant Lot	DOTE	RMX	0.126	
3112 Savoy Place	Avondale	Vacant Lot	DCED	RMX	0.063	
3113 Borrman Avenue	Avondale	Vacant Lot	DCED	RMX	0.094	
					Total Acreage	4.991
					Avg. Acreage	1.663667

Date: 4/17/2024

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Ride Cincinnati 2024** **202401074**

In accordance with Cincinnati Municipal Code, Chapter 765; Kathryn Macke has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Fire Department, Metro, Cincinnati Police Special Events Unit, Cincinnati Police District One, Traffic and Engineering Department, Traffic and Road Operations Department and The Health Department. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Ride Cincinnati 2024
EVENT SPONSOR/PRODUCER: Kathryn Macke
CONTACT PERSON: Kathryn Macke
LOCATION: Sawyer Point Park
DATE(S) AND TIME(S): 9/14/2024 0600-1600
EVENT DESCRIPTION: Cycling event to raise money for cancer research.
ANTICIPATED ATTENDANCE: 1500
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS:

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/17/2024

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Clifton Memorial Day Parade 202401087**

In accordance with Cincinnati Municipal Code, Chapter 765; Barry Gee has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Clifton Memorial Day Parade
EVENT SPONSOR/PRODUCER: Clifton Town Council
CONTACT PERSON: Barry Gee
LOCATION: Middleton Avenue and McAlpin Avenue to Lafayette to Mt. Storm Park
DATE(S) AND TIME(S): 05/27/2024 11:00am—05/27/2024 12:00pm
EVENT DESCRIPTION: Parade from Middleton and McAlpin to Mt. Storm Park. Mt. Storm Park will submit their own permit.
ANTICIPATED ATTENDANCE: 400
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: N/A

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/17/2024

To: Mayor and Members of City Council 202401088
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Northside Fourth of July Parade**

In accordance with Cincinnati Municipal Code, Chapter 765; Becky Finnigan has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Northside Fourth of July Parade
EVENT SPONSOR/PRODUCER: Northside Community Council
CONTACT PERSON: Becky Finnigan
LOCATION: Hamilton Avenue
DATE(S) AND TIME(S): 07/04/2024 10:30am—07/04/2024 3:00pm
EVENT DESCRIPTION: The Northside Fourth of July parade is an annual tradition which is an inclusive celebration of our country's independence. The parade will include floats, vehicles, music, dancing, community groups, businesses, nonprofits, and politicians.
ANTICIPATED ATTENDANCE: 4000
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: N/A

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/17/2024

202401089

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Boards & Brews Cornhole Tournament**

In accordance with Cincinnati Municipal Code, Chapter 765; Randi Kamp has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Boards & Brews Cornhole Tournament
EVENT SPONSOR/PRODUCER: People Working Cooperatively
CONTACT PERSON: Randi Kamp
LOCATION: 1708 to 1727 Logan Street
DATE(S) AND TIME(S): 06/23/2024 12:00pm—06/23/2024 5:00pm
EVENT DESCRIPTION: Cornhole tournament in partnership with Samuel Adams Taproom. Will take place between 1708-1727 Logan Street. The street closure will be for cornhole games.
ANTICIPATED ATTENDANCE: 150
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: N/A

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/17/2024

202401090

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **SPECIAL EVENT PERMIT APPLICATION: Summer Kick Off and Resource Fair**

In accordance with Cincinnati Municipal Code, Chapter 765; Alisa Berry, Cornerstone Renter Equity has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Summer Kick Off and Resource Fair
EVENT SPONSOR/PRODUCER: Over-the-Rhine Community Council
CONTACT PERSON: Alisa Berry
LOCATION: Green St & Republic (Between Vine St and Race St)
DATE(S) AND TIME(S): Street Closure - 06/08/2024 12:00am—06/08/2024 11:30pm
Event time - 12:00 PM to 4:00PM
EVENT DESCRIPTION: The event will be in conjunction with the City of Cincinnati and the CRC we will have a summer kickoff weekend filled with events to get the community excited to come out to the CRC for the summer and to share resources in the community
ANTICIPATED ATTENDANCE: 250
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: N/A

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/17/2024

To: Mayor and Members of City Council 202401094
 From: Sheryl M. M. Long, City Manager
 Subject: **SPECIAL EVENT PERMIT APPLICATION: Northside Summer Sideshow at Hoffner Park**

In accordance with Cincinnati Municipal Code, Chapter 765; Aaron Madriga, Northside Business Association has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Northside Summer Sideshow at Hoffner Park
EVENT SPONSOR/PRODUCER: Northside Business Association
CONTACT PERSON: Aaron Madrigal
LOCATION: Hoffner Park
DATE(S) AND TIME(S): 05/25/2024 & 5/26/2024 3:30pm-11:00pm
 08/10/2024 6:00pm—11:00pm
 09/14/2024 6:00pm—11:00pm
 10/12/2024 6:00pm—11:00pm
EVENT DESCRIPTION: Community programming including music, food, and beverages
ANTICIPATED ATTENDANCE: 200
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: Northside Business Association

cc: Colonel Teresa A. Theetge, Police Chief

Date: 4/17/2024

To: Mayor and Members of City Council 202401095
 From: Sheryl M. M. Long, City Manager
 Subject: **SPECIAL EVENT PERMIT APPLICATION: Northside Rock N Roll Carnival Hoffner Park**

In accordance with Cincinnati Municipal Code, Chapter 765; Aaron Madriga, Northside Business Association has submitted a Special Event Permit Application Form to the Chief of Police. The Special Event Permit Application has been reviewed by the following department(s): Cincinnati Police Department, Fire Department, Health Department, Parks Department, Department of Building and Inspections, Department of Community and Economic Development, Department of Finance, Department of Public Services, and Department of Transportation and Engineering. There are no objections to issuing the Special Events Permit.

The particulars of the requested event are as indicated:

EVENT NAME/TITLE: Northside Rock N Roll Carnival Hoffner Park
EVENT SPONSOR/PRODUCER: Northside Business Association
CONTACT PERSON: Aaron Madrigal
LOCATION: Hoffner Park
DATE(S) AND TIME(S): 07/04/2024 2:00pm—07/05/2024 1:00am
 07/05/2024 4:00pm—07/06/2024 1:00am
 07/06/2024 4:00pm—07/07/2024 1:00am
EVENT DESCRIPTION: The Northside Rock n Roll Carnival is a free, yearly music festival held at Jacob Hoffner Park, in Northside. The festival features live performers, food trucks, drinks, and craft vendors.
ANTICIPATED ATTENDANCE: 3,000
ALCOHOL SALES: YES. NO.
TEMPORARY LIQUOR PERMIT HOLDER IS: Northside Business Association

cc: Colonel Teresa A. Theetge, Police Chief

Date: April 17, 2024

To: Mayor and Members of City Council

202401110

From: Sheryl M. M. Long, City Manager

Subject: **Liquor License – TEMP**

FINAL RECOMMENDATION REPORT

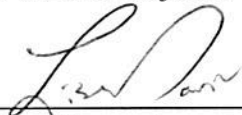
OBJECTIONS: None

This is a report on a communication from the State of Ohio, Division of Liquor Control, advising of a permit application for the following:

APPLICATION: 14934030002
PERMIT TYPE: TEMP
CLASS: F8
NAME: CINCINNATI PARK BOARD
DBA: AULT PARK PAVILION
5090 OBSERVATORY AVE
CINCINNATI OH 45208

As of today's date, the Department of Buildings & Inspections has declined comment with their investigation.

On March 7, 2024, the Linwood Community Council was notified of this application and do not object.



Police Department Approval

David M. Laing, Assistant City Prosecutor
Law Department - Recommendation

Objection No Objection

MUST BE RECEIVED BY OHIO DIVISION OF LIQUOR CONTROL BY: April 5, 2024

Date: March 15, 2024
To: Colonel Teresa A. Theetge, Police Chief
From: Police Officer Christine Barry P64 , District Two NLU

Copies to:

Subject: RENEWAL, TRANSFER OR ISSUANCE OF LIQUOR LICENSES

PATROL BUREAU MEMO #: 24-124

DISTRICT INVESTIGATING LIQUOR PERMIT PREMISE: District Two

PERMIT #: 14934030002

TYPE OF PERMIT APPLIED FOR: New

PERMIT NAME & ADDRESS:

Name:	Cincinnati Park Board (DBA Ault Park Pavilion)
Address:	5090 Observatory Avenue

APPLICANTS NAME(S): Lou Sand

INSPECTION / INVESTIGATION INFORMATION:

Officer:	Christine Barry
Date:	3-14-24
Findings:	Premises found to be in compliance with all applicable procedures. ✓

COMMUNITY COUNCIL NOTIFIED:

Name 1: Tommy McEvoy	Date: 3/15/2024	Notified by: email
Phone: 513-885-2319	E-mail: mcevoyt@gmail.com	

Name 2:	Date:	Notified by: (select from menu)
Phone:	E-mail:	

DISPOSITION OF THE COMMUNITY COUNCIL:

NO OBJECTIONS
 OBJECTION: Attached Letter with Community Council Letterhead

DISPOSITION OF THE DISTRICT:

NO OBJECTIONS OBJECTION: If objection checked, a narrative is required below

REASON FOR OBJECTION:

CB
CB
- 70390

CAAP. [Signature] 40
3.18.24

No objection
- mjb/lrcu
3/20/24.

Date Filed at Vice: 03/07/24

CINCINNATI DIVISION OF POLICE
RENEWAL, TRANSFER OR ISSUANCE
OF LIQUOR LICENSES

Renewal
New (F8) X
Transfer
Location
Ownership
Stock

District: 2
Application No: 14934030002

APPLICANT CINCINNATI PARK BOARD
DBA AULT PARK PAVILION TRANSFER FROM
None Listed DBA
PERMIT LOCATION 5090 OBSERVATORY AVE
CINCINNATI OH 45208 PERMIT LOCATION
PERMIT TYPE FB PERMIT #

If the Applicant is a corporation or business entity list the individuals involved. If additional space is needed, list and attach on a separate page.

1. Name	<u>LOU SAND</u>	2. Name	<u>JASON BARRON</u>
Office Held	<u>REGION MANAGER</u>	Office Held	<u>DIRECTOR</u>
Social Security No.	<u>NOT LISTED</u>	Social Security No.	<u>NOT LISTED</u>
CTLNO:		CTLNO:	
DOB	<u>NOT LISTED</u>	DOB	<u>NOT LISTED</u>
Address	<u>950 EDEN PARK DRIVE</u>	Address	<u>950 EDEN PARK DR</u>
Telephone No.	<u>CINCINNATI, OH 45202</u>	Telephone No.	<u>CINCINNATI, OH 45202</u>
	<u>513-388-0952</u>		<u>513-352-4079</u>
3. Name		4. Name	
Office Held		Office Held	
Social Security No.		Social Security No.	
CTLNO:		CTLNO:	
DOB		DOB	
Address		Address	
Telephone No.		Telephone No.	

Criminal Records Check: Local BCI & III
Record If Record, See Attached
No Record x Checked by: ESPITIA

RECOMMENDATIONS

No Objection X Objection, see attached form 17 for Summary

SIGNATURE [Signature] 3-18-24
SIGNATURE

District Commander Date
[Signature] 3/20/24
Police Department Approval Date

Central Vice Control Sect. Commander Date

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6808 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43088-9005
(614)844-2360 FAX(614)844-3168

TO

14934030002 <small>PERMIT NUMBER</small>		TEMP <small>TYPE</small>	CINCINNATI PARK BOARD AULT PARK PAVILION 5090 OBSERVATORY AVE CINCINNATI OH 45208
ISSUE DATE			
02 01 2024 <small>FILING DATE</small>			
F8 <small>PERMIT CLASSES</small>			
31 <small>TAX DISTRICT</small>	066 <small>A</small>	E08255 <small>RECEIPT NO.</small>	

FROM 02/05/2024

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



MAILED 02/05/2024

RESPONSES MUST BE POSTMARKED NO LATER THAN.

03/07/2024

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES

F-8 NEW 1493403-0002

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

971007288997

101000100000

CINCINNATI CLERK OF COUNCIL
CITY HALL
801 PLUM ST ROOM 308
CINCINNATI OHIO 45202

City of Cincinnati Council



Melissa Autry, CMC
Clerk of Council

Office of the Clerk

801 Plum Street, Suite 308
Cincinnati, Ohio 45202
Phone (513) 352-3246
Fax (513) 352-2578

February 15, 2024

OHIO DIVISION OF LIQUOR CONTROL
LICENSING SECTION
NEW PERMIT SECTION
6606 TUSSING ROAD
P O BOX 4005
REYNOLDSBURG, OH 43068-9005

Dear Ohio Division of Liquor Control:

The Council of the City of Cincinnati, State of Ohio, is requesting a 30 day extension on the below cited liquor permit application:

Application No.: 14934030002
Permit Type: TEMP F8
Name: CINCINNATI PARK BOARD
AULT PARK PAVILION
5090 OBSERVATORY AVE
CINCINNATI OH 45208

Pursuant to R.C. 4303.26(A), City of Cincinnati City Council, through its Clerk of Council (collectively, hereinafter "the City"), respectfully requests an additional 30 days in which to respond to the Ohio Division of Liquor Control regarding whether the City will request a hearing on the subject liquor permit application. The City makes such time extension request for good cause and not for unnecessary delay. Specifically, the City requires additional time for each of its various departments and the applicable community council to review and investigate the liquor application by performing all necessary inspections and research including, but not limited to, permit applicant interviews, site premises inspections, background investigations, and historical investigations regarding the history of the permit premises and the subject location. Moreover, such extension of time would provide the applicable community council an opportunity to meet, vote, and respond back to the City by the deadline. Therefore, the City requires such time extension in order to perform its due diligence in this matter. The City respectfully requests this time extension in good faith, for good cause, and not for unnecessary delay.

Please fax the confirmation back to us as soon as possible at (513)352-2578.

Thank you for your prompt attention.

Sincerely,

Melissa Autry, CMC
Clerk of Council

City of Cincinnati Council



Melissa Autry, CMC
Clerk of Council

Office of the Clerk

801 Plum Street, Suite 308
Cincinnati, Ohio 45202
Phone (513) 352-3246
Fax (513) 352-2578

For City Bulletin

Liquor Permit Application

From the Department of Liquor Control advising of permit application for the following:

Application No.: 14934030002
Permit Type: TEMP F8
Name: CINCINNATI PARK BOARD
AULT PARK PAVILION
5090 OBSERVATORY AVE
CINCINNATI OH 45208

Pursuant to Section 4303.261 of the Ohio Revised Code, Council must notify the Department of Liquor Control within thirty days if there is an objection to the above permit.

Notice of Application was received by the Clerk of Council's Office

02/15/24

MELISSA AUTRY, CMC Clerk of Council

The last day for the State to receive an objection is

03/07/24

April 17, 2024

To: Mayor and Members of City Council

202401123

From: Sheryl M. M. Long, City Manager

Subject: Finance and Budget Monitoring Report for the Period Ending January 31, 2024

The purpose of this report is to provide the City Council with the status of the City's Fiscal Year (FY) 2024 financial and operating budget conditions as of January 31, 2024, to note any significant variances, identify potential budget issues, and provide recommendations. The report is divided into two sections: revenues and expenditures. Various supplemental reports are attached to reflect forecasted revenue, actual revenue, expenditures, and commitments through January 31, 2024.

The following Citywide issues may impact the General Fund 050, Special Revenue Funds, and Enterprise Funds.

1. General Fund revenues are greater than projected by \$21.6 million through the end of January. However, this report highlights increased potential expenditure needs in the amount of \$6.6 million.
2. Overtime in the Cincinnati Fire Department (CFD) and the Cincinnati Police Department (CPD) is currently outpacing the budget. In CFD, the increased overtime is primarily driven by the increased attrition experienced over the past several years. The department is required to use overtime to backfill the vacant positions. Overtime trended lower in December and January, which is partially attributable to the graduation and deployment of Recruit Class #121. However, the CFD continues to project a need of up to \$2.7 million by fiscal year end due to increased overtime. In CPD, the increased overtime is primarily due to Police Visibility Overtime (PVO) related to Downtown Event Deployment to curb violence and for large public events such as Oktoberfest Zinzinnati, FC Cincinnati soccer games, and Cincinnati Bengals home football games. If overtime trends do not curtail, CPD projects a need of up to \$2.8 million by fiscal year end due to increased overtime. Due to the seasonality of these events, overtime is expected to reduce in the second half of the fiscal year.
3. The Approved FY 2024 Budget includes a 2.0% wage increase for sworn International Association of Fire Fighters (IAFF) employees and sworn

Fraternal Order of Police (FOP) employees. The collective bargaining agreement with IAFF expired in December 2023 and negotiations have started. Negotiations with the FOP are expected to begin closer to their contract's expiration date in May 2024. Any agreements that exceed budgeted wage increase amounts, or any agreements that provide additional wage item increases, may result in a budget deficit. If necessary, supplemental appropriations may be required.

4. The Parking Meter Fund continues to face a structural imbalance with expenditures budgeted to exceed revenues. The City Administration is currently exploring opportunities for revenue enhancements and expense efficiencies, which may improve the fund's outlook. The fund will be monitored closely to ensure a positive fund balance is maintained.
5. The lasting impacts of the COVID-19 pandemic continue to impact supply chains. While fleet acquisition has improved over the last year, it still has not returned to pre-pandemic levels due to the shortage of vehicle parts and semiconductor chips. Fleet repairs continue to be difficult and more expensive in certain cases. Compounded with the delays in acquisition, Fleet Services may experience increased repair costs as older vehicles will remain in service for a longer than anticipated period. These issues will be monitored closely for budgetary and operational impacts.
6. The cost of energy is increasing. The City negotiates energy rates through a contractual process in order to secure lower rates. There was a gap between contracts for the month of December, so departments had to pay market rates. A new contract is now in place, but energy rates are higher than under the previous contract. The impact to FY 2024 is estimated at \$2.6 million across all funds. The annual impact is projected at \$5.1 million across all funds. Additionally, there are increased maintenance fees associated with the accounts under the new contract.

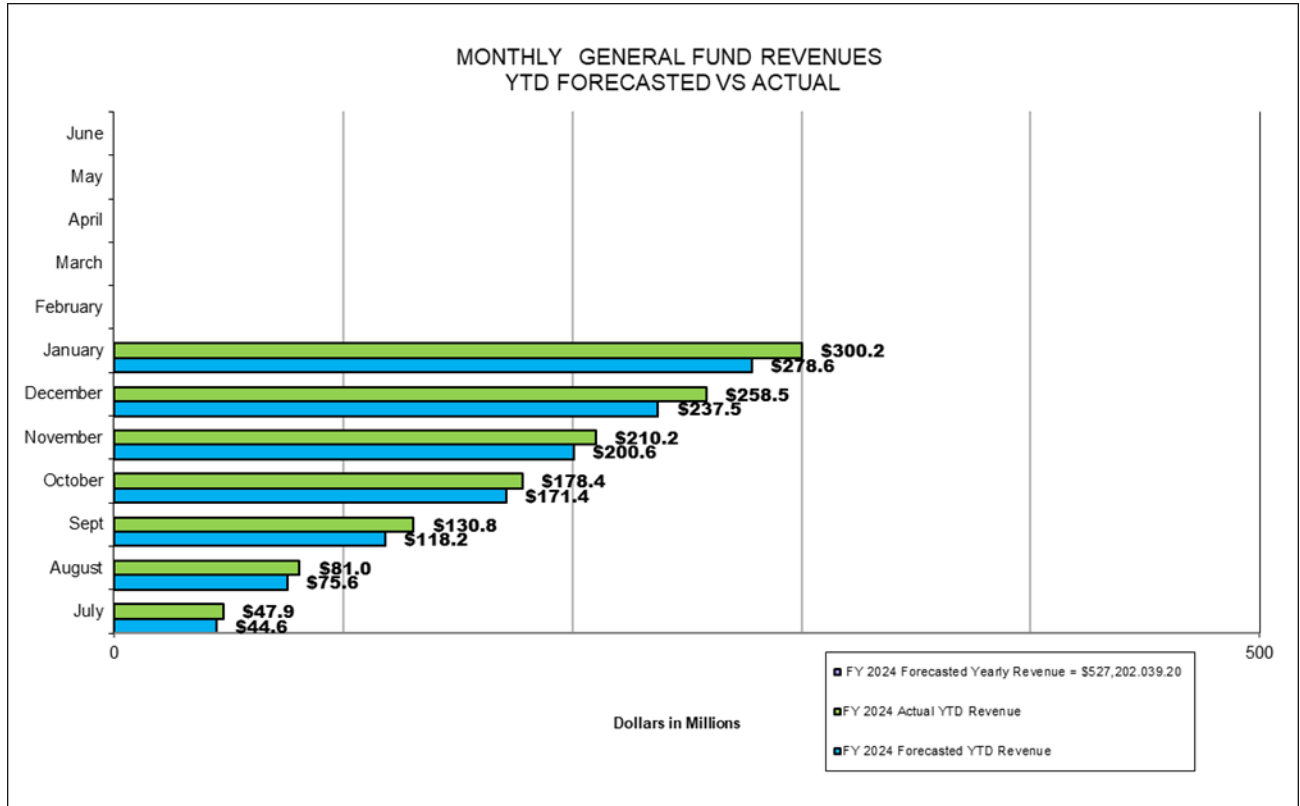
REVENUE

The following report provides an update on the City of Cincinnati's financial condition as of the month ending January 31, 2024. Variances are based on current year estimates and prior year activity in attached schedules.

A more detailed explanation of revenues is attached for review, including reports comparing current year actual revenue versus forecasted revenue and prior year actual revenue versus current year actual revenue. Both of those reports are presented on a monthly and year-to-date basis.

I. GENERAL FUND 050

The chart below portrays the performance of actual revenue collected against the forecasted revenue collected through January 31, 2024, and shows that actual revenue of \$300.2 million was above forecasted revenue of \$278.6 million by \$21.6 million.



The major revenue components of the General Fund are listed in the table below. This table highlights the year-to-date variance (favorable and unfavorable) in General Fund revenue collections as compared to forecasted revenue collections. Each major category that differs significantly from forecasted collections will be discussed in further detail.

GENERAL FUND REVENUE SOURCES		
	FAVORABLE VARIANCE	(UNFAVORABLE) VARIANCE
General Property Tax		(\$189,293)
City Income Tax	11,120,487	
Admissions Tax	2,376,778	
Short Term Rental Excise Tax	526,712	
Licenses & Permits		(\$1,058,718)
Fines, Forfeitures, & Penalties		(\$1,327,284)
Investment Income	6,362,875	
Local Government	301,270	
Casino	91,922	
Police	1,376,355	
Buildings and Inspections		(\$378,736)
Fire	664,113	
Parking Meter	38	
Other	1,738,710	
	24,559,260	(\$2,954,031)
Difference	21,605,229	

General Fund (favorable variance) is \$21.6 million above the amount forecasted through January in the FY 2024 Budget. This is the seventh month's report for the fiscal year. What follows is an explanation of significant variances of individual General Fund revenue components.

- 1. Income Tax (favorable variance) is \$11.1 million** above the forecasted amount. Income Tax revenue was not projected to increase in FY 2024; however, withholding payments have exceeded estimates and some higher than projected net profits have been received. The Finance Department will continue to closely monitor this category.
- 2. Admission Tax (favorable variance) is \$2.4 million** above estimate. Revenue from summer concerts and larger attendance for baseball games contributed to the positive variance in this category.
- 3. Licenses & Permits (unfavorable variance) is \$1.1 million** below the forecasted amount. Energy aggregation is lagging behind the estimates due to the gas program getting started later in the 2nd quarter and solar field capacity market changes. The estimated number of building permits has held steady; however, the permit revenue is slightly less than estimated due to the reduced size and scope of projects.

4. **Fines, Forfeitures and Penalties (unfavorable variance) is down \$1.3 million.** Parking fine revenue is still below estimate. Upon closer monitoring, estimates will be reduced for the next fiscal year. Maintaining a full complement of enforcement officers and collections are contributing to the variance.
5. **Investment Income (favorable variance) is \$6.4 million** above the forecasted amount. A stronger than expected economy and unpredicted Federal Reserve rate hikes in late 2023 have resulted in higher interest earnings than originally estimated.
6. **Police (favorable variance) is up \$1.4 million.** A backlog of impounded vehicles was released for sale, there has been an increase in details, and a large payment from prior year charges was received this year. These events were not factored into the current year estimates so this category should finish the year ahead of the forecast.
7. **Fire (favorable variance) is \$664k** above the forecasted amount. An above average number of runs are being performed by the Fire Department resulting in this variance.
8. **Other (unfavorable variance) is \$1.7 million** below forecast. Due to the large number of revenue sources in this category and their fluctuations the Finance Department will monitor these closely.

II. RESTRICTED FUNDS

A. Community Health Centers (unfavorable variance) is \$5.0 million below the forecasted amount. This variance is due to timing of the Medicaid reimbursement from the federal government. Once the payment is received the variance should level out and this fund should be on target by the end of the fiscal year.

EXPENDITURES

The following provides an update on the City of Cincinnati's operating budget position as of the month ending January 31, 2024. The attached Fund Summary Report provides the current budget, expenditures, and commitments of each appropriated fund. This report is presented on a year-to-date basis.

I. GENERAL FUND 050

As shown on the attached report, total expenditures are 54.8% of budget, and commitments are 59.8% of budget in the General Fund 050 as compared to the

estimated period ending January 31, 2024, or 58.3% of the fiscal year. "Non-personnel expenses" are trending higher at 66.1% committed year to date due to encumbering twelve months of expenditures for certain commodities such as gas and electric costs, contractual services, and materials and supplies. This is not unusual for this reporting period.

The majority of departments have indicated their FY 2024 General Fund 050 appropriation will meet their budgetary needs through the end of the fiscal year. However, budget transfers may be necessary to move funds from divisions and programs with savings to others within the respective departments that have budget needs. These transfers will be included in the Final Adjustment Ordinance (FAO), which will be presented to the City Council in May 2024.

A. Budget Savings Identified

As of January 31, 2024, no General Fund 050 departments are projecting savings at the end of FY 2024. Any savings identified will be available to support budget needs in other departments and programs as necessary. Interdepartmental transfers of funds from one department to another will be included in the FAO as appropriate.

B. Budget Needs Identified

Based on current expenditure projections, the following General Fund 050 departments are forecasting a budget need in FY 2024. The departments have been advised to manage their appropriated resources so that supplemental appropriations will not be required. However, the Administration will continue to closely monitor departments in the coming months and work with them to mitigate the need for supplemental appropriations. As appropriate, any remaining budget needs will be addressed within the FAO.

1. City Manager's Office: Office of Environment and Sustainability (\$78,000)

The Office of Environment and Sustainability projects a recycling budget shortfall of \$78,000 in the General Fund. This will be monitored closely.

2. Cincinnati Police Department (\$2.8 million)

The Cincinnati Police Department (CPD) projects a total personnel need of \$2.8 million primarily due to overtime. CPD is estimating the total overtime need to be up to \$3.4 million, due to increased Police Visibility Overtime (PVO) related to Downtown Event Deployment to curb violence and for large public events such as FC Cincinnati and Cincinnati Bengals home games. As the football season ends, overtime spending is expected to decrease as will overtime for FC Cincinnati games until their next season begins in late February. This decrease in public event overtime as well as position vacancy savings may partially offset the personnel need for an estimated net personnel need of \$2.8 million. Overtime

spending and lump sum payments will be closely monitored as the fiscal year progresses. Additionally, CPD projects a potential non-personnel need for uniforms related to the additional overtime deployment.

3. Department of Transportation and Engineering (\$70,000)

The Department of Transportation and Engineering projects potential personnel savings, which will be used to partially offset projected contractual services needs in the Traffic Engineering Division primarily due to the expiration of a contract that stabilized energy rates. A net \$70,000 need is estimated in the General Fund.

4. Department of Public Services (\$83,000)

The Department of Public Services (DPS) is reporting a potential need related to unexpected automotive repairs and increased fuel expenses. Additionally, DPS projects a potential personnel need related to the salary increase to the Buildings and Ground Maintenance Crew Leader positions as authorized in Ordinance No. 0328-2023. These needs may be partially offset by personnel savings due to position vacancies. These needs will be monitored closely as the fiscal year progresses.

5. Cincinnati Fire Department (\$3.6 million)

The Cincinnati Fire Department (CFD) projects a total need of up to \$3.6 million primarily due to overtime. Increased attrition over the past several years has necessitated the use of overtime to backfill vacant positions. Additionally, the department added a new engine company to Westwood Station 35 in November 2022, resulting in additional staffing requirements and associated overtime. CFD recently changed the unit dispatch process to include apparatus GPS relative to the emergency location. This has led to an increase in daily runs performed by the Westwood engine company and the Price Hill engine company. The department plans to run the additional engine until the number of runs performed daily reverts to the mean. Overtime trended lower again in January, which is partially attributable to the graduation and deployment of Recruit Class #121. However, the CFD continues to project a personnel need of up to \$2.7 million by fiscal year end due to increased overtime. Finally, the department projects a non-personnel need of \$0.9 million related to an expanded paramedic training class as well as unbudgeted supplies and materials expenses. Both the department and the Office of Budget and Evaluation will continue to closely monitor staffing trends and overtime needs.

C. Within Budget, Intradepartmental Budget Transfers May Be Needed

Numerous General Fund 050 departments have indicated the ability to manage their resources within their appropriation. However, budget adjustments within their departments may be required. These transfers are referred to as Intradepartmental

Budget Transfers. Unless noted otherwise, these Intradepartmental Budget Transfers will be included in the FAO, which will be presented to the City Council for approval in May 2024.

1. Clerk of Council

The Clerk of Council's Office projects a potential non-personnel need. Three charter amendments were on the November general election ballot, and the amendments were legally required to be advertised in *The Enquirer* newspaper for a cost of \$25,000. This need may be addressed either by the Election Expense non-departmental account or through the Final Adjustment Ordinance (FAO) if necessary. Additionally, the Clerk's Office may pursue temporary staffing. Any resulting budgetary needs can be offset with personnel and fringe benefit savings.

2. Enterprise Technology Solutions

The Department of Enterprise Technology Solutions projects no budget savings or need at this time, pending reimbursement processing.

3. City Manager's Office

The City Manager's Office projects no budget savings or need at this time. However, personnel and fringe benefits are trending high. Additionally, potential needs may arise from costs associated with a collaborative agreement consultant, temporary personnel services, as well as the filling of various previously vacant positions. These costs will be monitored closely.

4. City Manager's Office: Office of Budget and Evaluation

The Office of Budget and Evaluation projects no budget savings or need at this time, pending reimbursement processing.

5. City Manager's Office: Emergency Communications Center

The Emergency Communications Center (ECC) projects no budget savings or need at this time. Increased software expenditures are being closely monitored as the fiscal year progresses. Software needs may be addressed by the Enterprise Software and Licenses non-departmental account or through the Final Adjustment Ordinance (FAO) if necessary.

6. City Manager's Office: Office of Procurement

The Office of Procurement projects no budget savings or need at this time, pending reimbursement processing.

7. City Manager's Office: Office of Performance and Data Analytics

The Office of Performance and Data Analytics (OPDA) projects potential personnel savings, which will be monitored. No savings or needs are anticipated in the non-personnel budget.

8. City Manager’s Office: Internal Audit

Internal Audit projects a possible personnel savings, which will be monitored.

9. Department of Law

The Department of Law projects a possible personnel need related to an accounting correction to capture certain transactions as revenue rather than credits to expense. Any personnel needs are expected to be offset with greater than estimated revenue.

10. Department of Human Resources

The Department of Human Resources projects a potential contractual services savings, which would be used to purchase and install new cubicles.

11. Department of Finance

The Department of Finance projects a potential fringe benefit need in the Office of the Director. This need may be offset by personnel savings in other agencies. Transfers in the Final Adjustment Ordinance (FAO) may be required.

12. Department of Community and Economic Development

The Department of Community and Economic Development (DCED) projects a non-personnel need of \$60,000 due to annual operating expenses for the former Saks Fifth Avenue building. Additionally, the department reports a reduction in planned reimbursements from certain Community Development Block Grant (CDBG) projects, which would cause a personnel need in the Director’s Office and Administration Division. However, these needs can be offset by re-allocating staff time to other CDBG and HOME Investment Partnerships Program reimbursable eligible projects. By fiscal year end, there may be personnel savings in the Housing Division and the Economic Development Division. Transfers between agencies may be required as part of the Final Adjustment Ordinance.

13. Department of City Planning and Engagement

The Department of City Planning and Engagement projects a potential personnel savings due to multiple position vacancies. This will offset a need in non-personnel expenses related to increased engagement activities.

14. Citizen Complaint Authority

The Citizen Complaint Authority (CCA) projects a possible non-personnel need related to training and vehicle repair. However, these needs can be offset by savings in personnel resulting from position vacancies.

15. Cincinnati Recreation Commission

The Cincinnati Recreation Commission projects no budget savings or need at this time. However, the Aquatics Pay and Recruitment Bonus Plan was in place for the summer 2023 season and is expected to generate a General Fund need of up to \$1.5 million in the Athletics Agency. However, this need is expected to be offset

by savings in other agencies. If savings do not materialize, a supplemental appropriation may be required. The department has several reimbursements that will be processed in the coming months.

16. Cincinnati Parks Department

The Parks Department is behind on reimbursement processing due to staffing changes. The Parks Department is expected to have no budget savings or need by year end once reimbursement processing is complete.

17. Department of Buildings and Inspections

The Department of Buildings and Inspections projects no budget savings or need at this time. Personnel is currently trending below expectations due to position vacancies and reimbursement processing. However, the department is in the process of onboarding a new class of inspectors as well as other administrative staff, which should bring personnel spending more in line with expectations.

18. Department of Economic Inclusion

The Department of Economic Inclusion projects potential personnel savings due to position vacancies. This will offset a need in non-personnel related to professional training opportunities for DEI staff.

19. Non-Departmental Accounts

The Judgments Against the City account is currently 99.2% committed. Depending on future judgments or settlements, additional resources may be required. Additionally, a need of \$13,000 is reported in the Public Employees Assistance Program (PEAP) account. This need can be offset by savings in other non-departmental accounts.

II. ENTERPRISE FUNDS

Enterprise Funds account for any activity for which a fee is charged to external users for goods or services. If an activity's principal revenue source meets any one of the following criteria, it is required to be reported as an enterprise fund: (1) an activity financed with debt that is secured solely by pledge of the net revenues from fees and charges for the activity; (2) laws or regulations which require that the activity's costs of providing services, including capital costs, be recovered with fees and charges, rather than with taxes or similar revenues; or (3) pricing policies which establish fees and charges designed to recover the activity's costs.

A. Water Works Fund 101

Water Works Fund 101 is 48.1% expended year to date. The Greater Cincinnati Water Works (GCWW) projects no budget savings or need at this time. The Division of Supply projects a possible waste removal need related to lagoon sludge

hauling, which can be offset with non-personnel savings in the Division of Water Quality and Treatment. Transfers between agencies may be required as part of the Final Adjustment Ordinance.

B. Parking System Facilities Fund 102

Parking System Facilities Fund 102 includes the budget for off-street parking enterprises, including garages. Fund 102 is currently 42.7% expended year to date. The Division of Parking Facilities within the Department of Community and Economic Development projects no budget savings or needs.

C. Duke Energy Convention Center Fund 103

Duke Energy Convention Center Fund 103 is 47.4% expended year to date. The Convention Center may have a potential non-personnel need during the forthcoming management transition process.

D. General Aviation Fund 104

General Aviation Fund 104 is 43.8% expended year to date. The Department of Transportation and Engineering may have personnel and fringe benefits savings in Fund 104 due to position vacancies, which will be monitored.

E. Municipal Golf Fund 105

Municipal Golf Fund 105 is 65.1% expended year to date, which reflects expenses for the calendar year (CY) 2023 golf season. Water utility expenses are greater than expected due to the dry summer season. Additionally, petroleum and contractual services expenses exceed estimates due to an increased number of golf rounds played. The Cincinnati Recreation Commission projects no budget savings or need at this time, but non-personnel expenses will be monitored.

F. Stormwater Management Fund 107

Stormwater Management Fund 107 provides resources to various City departments. The major recipient of resources from this fund is the Stormwater Management Utility (SMU). The Department of Public Services, the Parks Department, the Office of Environment and Sustainability, the Cincinnati Recreation Commission, and the Department of Buildings and Inspections also receive appropriations from this fund. The Stormwater Management Fund is 43.3% expended year to date. SMU, the Parks Department, and the Cincinnati Recreation Commission project no budget savings or need at this time. The Department of Public Services projects a potential personnel need. The Office of Environment and Sustainability projects a recycling budget shortfall of \$78,000 in the Stormwater Management Fund. The Department of Buildings and Inspections' Private Lot Abatement Program (PLAP) is seeing an abundance of litter and dumping cases. Additional non-personnel resources may be required; however, the department is currently exploring community partnerships for assistance with this work. These needs will be monitored closely. Reduced

reimbursements to the General Fund could also generate additional savings to offset the non-personnel need.

III. DEBT SERVICE FUNDS

Debt Service Funds account for the accumulation of resources for, and the payment of, principal and interest on the City's bonds issued in support of governmental activities.

A. Bond Retirement Fund 151

Bond Retirement Fund 151 is 52.2% expended year to date. The Finance Department projects potential savings in contractual services due to only one planned debt issuance and fixed charges related to bond coupons that have not yet been redeemed, which would reduce debt service payments. The Finance Department also projects a potential savings in debt service due to a lower volume of internal notes issued than in prior years.

IV. APPROPRIATED SPECIAL REVENUE FUNDS

Special Revenue Funds account for the proceeds of specific revenue sources (other than trusts for individuals, private organizations, or other governments, or for major capital projects) that are legally restricted to expenditures for specific purposes.

The Office of Budget and Evaluation, in cooperation with various City departments, reviewed appropriated special revenue funds to ensure the Approved FY 2024 Budget remains in balance. Based on expenditures and revenues through January 31, 2024, most special revenue funds are on target with regards to their budget and require no additional appropriations at this time. Any identified issues are highlighted in the narrative summaries provided below. If warranted, budget adjustments will be addressed in the FAO later in the fiscal year.

A. Street Construction, Maintenance & Repair Fund 301

Street Construction, Maintenance & Repair Fund 301 is 41.8% expended year to date. The Department of Public Services anticipates a potential need related to unexpected vehicle repair costs that may be offset by other personnel savings. The Department of Transportation and Engineering projects possible personnel and non-personnel savings in the Traffic Services agency, which may be partially offset with contractual savings in the Traffic Engineering agency.

B. Income Tax-Infrastructure Fund 302

Income Tax-Infrastructure Fund 302 provides resources to several City departments. The Department of Transportation and Engineering is the largest

recipient of resources from this fund. The Department of Public Services also receives Income Tax-Infrastructure Fund resources. Fund 302 is 52.4% expended year to date. Due to the projected deficit for this Fund during the FY 2024-2025 Biennial Budget development process, resources for the Department of Law, the Department of Transportation and Engineering (DOTE), and the Department of Public Services (DPS) were significantly reduced. However, since the Income Tax-Infrastructure Fund performed better than expected by the end of FY 2023, and existing fund balance was available to provide additional resources to these departments, a mid-year budget adjustment, Ordinance No. 0406-2023, was approved by the City Council to begin to address the shortfall in the Department of Public Services and the Department of Transportation and Engineering with supplemental appropriations. DOTE currently projects a personnel need due to reduced capital improvement program project reimbursements; however, these needs may be offset with savings in other agencies. DPS anticipates no budget savings or needs at this time. The Department of Law receives a small amount of Income Tax-Infrastructure Fund resources for eligible infrastructure work. Law projects a potential personnel need due to budgeted position vacancy allowance that may not be achievable. The Department of Buildings and Inspections projects no budget savings or need at this time. The Department of Economic Inclusion projects a potential personnel savings due to position vacancies.

C. Parking Meter Fund 303

Parking Meter Fund 303 includes the budget for on-street parking enterprises, including parking meters. Fund 303 is currently 46.2% expended year to date. The Division of Parking Facilities within the Department of Community and Economic Development projects neither an expenditure savings nor a need in the fund, but a projected revenue shortfall would create a structural imbalance in the fund. The City Administration is currently exploring opportunities for revenue enhancements and expense efficiencies to address the structural imbalance. Revenues and expenditures will continue to be monitored closely and budget adjustments may be required to ensure the fund balance remains positive.

D. Municipal Motor Vehicle License Tax Fund 306

Municipal Motor Vehicle License Tax Fund 306 is 40.1% expended year to date. The Department of Public Services anticipates no budget savings or need in this fund. The Department of Transportation and Engineering projects no budget savings or need, pending reimbursement processing.

E. Sawyer Point Fund 318

Sawyer Point Fund 318 is 32.9% expended year to date. The Parks Department projects no budget savings or need in Fund 318, pending reimbursement processing.

F. Recreation Special Activities Fund 323

Recreation Special Activities Fund 323 is currently 54.5% expended year to date. The Cincinnati Recreation Commission (CRC) projects no budget savings or need in Fund 323. However, revenues are trending below estimates due to delays in processing cash receipts. CRC made progress on processing cash receipts in January, but this fund will continue to be monitored closely.

G. Cincinnati Riverfront Park Fund 329

Cincinnati Riverfront Park Fund 329 is the appropriated fund for Smale Park. Fund 329 is currently 13.6% expended year to date. The Parks Department projects no budget savings or need in Fund 329, pending reimbursement processing.

H. Hazard Abatement Fund 347

Hazard Abatement Fund 347 is 0.1% expended year to date. The Department of Buildings and Inspections projects no budget savings or need at this time.

I. 9-1-1 Cell Phone Fees Fund 364

9-1-1 Cell Phone Fees Fund 364 is the appropriated fund that governs the City portion of state collected revenue from mobile device fees. Fund 364 is currently 12.3% expended year to date. The Emergency Communications Center projects no budget savings or need in Fund 364.

J. Safe and Clean Fund 377

Safe and Clean Fund 377 is the appropriated fund that collects revenue associated with billboard leases. These resources are allocated to Keep Cincinnati Beautiful (KCB) expenditures. The fund is currently 0.0% expended year to date. The Department of Public Services anticipates neither a savings nor a need in this fund.

K. Community Health Center Activities Fund 395

Community Health Center Activities Fund 395 is 51.3% expended year to date. The Cincinnati Health Department (CHD) projects potential personnel savings resulting from position vacancies. This will offset a projected need in non-personnel for pharmaceuticals, temporary staffing services, nursing uniform allowances, and the unbudgeted repair and replacement of equipment. Community Health Center Activities Fund revenue is trending low due to the timing of Medicaid Maximization funds, which should be deposited in the spring.

L. Cincinnati Health District Fund 416

General operational support to the Cincinnati Health Department is provided by Cincinnati Health District Fund 416. This fund is 47.1% expended year to date. The Cincinnati Health Department (CHD) projects potential personnel savings resulting from position vacancies. This will offset a projected need in non-

personnel for temporary staffing services, nursing uniform allowances, and unbudgeted repair expenses to clinic sites and other Health Department facilities.

M. Cincinnati Area Geographic Information System (CAGIS) Fund 449

Cincinnati Area Geographic Information System Fund 449 is 43.3% expended year to date. The Office of Performance and Data Analytics projects no budget savings or need at this time.

N. Streetcar Operations Fund 455

Streetcar Operations Fund 455 is 37.6% expended year to date. The Department of Transportation and Engineering projects a net need of \$100,000 related to unbudgeted personnel reimbursements and contractual services for utilities and Transdev. These needs are partially offset by a small personnel savings in the Traffic Services agency. These needs will be monitored closely.

O. County Law Enforcement Applied Regionally (CLEAR) Fund 457

The CLEAR Fund is 26.1% expended year to date. Enterprise Technology Solutions projects no budget savings or need for FY 2024.

Summary

Through January 31, 2024, major budget issues include overtime needs for both the Fire Department and Police Department, pending labor contracts for the International Association of Fire Fighters (IAFF) employees and Fraternal Order of Police (FOP) employees, the structural imbalance in Parking Meter Fund 303, lasting impacts from the COVID-19 pandemic related to supply chain issues, and the cost of energy. Departments have identified possible savings and shortfalls, which will continue to be monitored and updated monthly.

Submitted herewith are the following Office of Budget & Evaluation reports:

1. Fund Summary Report for the month ended January 31, 2024.

Submitted herewith are the following Department of Finance reports:

2. Comparative Statement of Revenue (Actual, Forecast and Prior Year) as of January 31, 2024.
3. Audit of the City Treasurer's Report for the month ended December 31, 2023.
4. Statement of Balances in the various funds as of January 31, 2024.

By approval of this report, City Council appropriates the revenues received in the various restricted funds on the attached Statement of Balances and as stated in

greater detail on the records maintained by the Department of Finance, Division of Accounts & Audits. Such revenues are to be expended in accordance with the purposes for which the funds were established.

cc: William "Billy" Weber, Assistant City Manager
Karen Alder, Finance Director
Andrew M. Dudas, Budget Director

**CITY OF CINCINNATI
FUND SUMMARY
FOR FISCAL YEAR 2024
AS OF 01/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
050	General	PERSONNEL SERVICES	296,453,521.00	169,347,268.54	57.1%	.00	169,347,268.54	57.1%	127,106,252.46
		EMPLOYEE BENEFITS	114,434,483.00	69,689,279.96	60.9%	67,943.08	69,757,223.04	61.0%	44,677,259.96
		NON-PERSONNEL EXPENSES	103,826,946.20	43,154,411.69	41.6%	25,471,524.86	68,625,936.55	66.1%	35,201,009.65
		PROPERTIES	20,000.00	.00	0.0%	18,623.40	18,623.40	93.1%	1,376.60
		*TOTAL FUND_CD 050	514,734,950.20	282,190,960.19	54.8%	25,558,091.34	307,749,051.53	59.8%	206,985,898.67
101	Water Works	PERSONNEL SERVICES	43,016,640.00	21,046,941.05	48.9%	.00	21,046,941.05	48.9%	21,969,698.95
		EMPLOYEE BENEFITS	17,983,640.00	9,474,235.10	52.7%	.00	9,474,235.10	52.7%	8,509,404.90
		NON-PERSONNEL EXPENSES	64,662,810.00	26,381,189.12	40.8%	20,414,221.77	46,795,410.89	72.4%	17,867,399.11
		DEBT SERVICE	47,154,020.00	26,272,394.81	55.7%	2,766,721.45	29,039,116.26	61.6%	18,114,903.74
		*TOTAL FUND_CD 101	172,817,110.00	83,174,760.08	48.1%	23,180,943.22	106,355,703.30	61.5%	66,461,406.70
102	Parking System Facilities	PERSONNEL SERVICES	390,500.00	208,564.65	53.4%	.00	208,564.65	53.4%	181,935.35
		EMPLOYEE BENEFITS	147,190.00	78,946.36	53.6%	.00	78,946.36	53.6%	68,243.64
		NON-PERSONNEL EXPENSES	5,046,730.00	2,170,449.55	43.0%	1,706,219.37	3,876,668.92	76.8%	1,170,061.08
		DEBT SERVICE	2,160,200.00	847,867.56	39.2%	.00	847,867.56	39.2%	1,312,332.44
		*TOTAL FUND_CD 102	7,744,620.00	3,305,828.12	42.7%	1,706,219.37	5,012,047.49	64.7%	2,732,572.51
103	Convention-Exposition Center	PERSONNEL SERVICES	116,070.00	39,435.74	34.0%	.00	39,435.74	34.0%	76,634.26
		EMPLOYEE BENEFITS	53,440.00	14,477.94	27.1%	.00	14,477.94	27.1%	38,962.06
		NON-PERSONNEL EXPENSES	10,028,250.00	4,667,232.82	46.5%	4,576,006.06	9,243,238.88	92.2%	785,011.12
		DEBT SERVICE	285,600.00	244,964.11	85.8%	.00	244,964.11	85.8%	40,635.89
		*TOTAL FUND_CD 103	10,483,360.00	4,966,110.61	47.4%	4,576,006.06	9,542,116.67	91.0%	941,243.33
104	General Aviation	PERSONNEL SERVICES	902,780.00	407,139.87	45.1%	.00	407,139.87	45.1%	495,640.13
		EMPLOYEE BENEFITS	389,510.00	153,538.37	39.4%	.00	153,538.37	39.4%	235,971.63
		NON-PERSONNEL EXPENSES	1,002,430.00	422,565.17	42.2%	120,939.22	543,504.39	54.2%	458,925.61
		DEBT SERVICE	44,590.00	41,499.37	93.1%	.00	41,499.37	93.1%	3,090.63
		*TOTAL FUND_CD 104	2,339,310.00	1,024,742.78	43.8%	120,939.22	1,145,682.00	49.0%	1,193,628.00
105	Municipal Golf	PERSONNEL SERVICES	209,700.00	109,576.08	52.3%	.00	109,576.08	52.3%	100,123.92
		EMPLOYEE BENEFITS	76,700.00	42,038.15	54.8%	.00	42,038.15	54.8%	34,661.85
		NON-PERSONNEL EXPENSES	5,875,990.00	3,938,912.14	67.0%	336,828.65	4,275,740.79	72.8%	1,600,249.21
		DEBT SERVICE	615,000.00	321,312.50	52.2%	.00	321,312.50	52.2%	293,687.50
		*TOTAL FUND_CD 105	6,777,390.00	4,411,838.87	65.1%	336,828.65	4,748,667.52	70.1%	2,028,722.48

**CITY OF CINCINNATI
FUND SUMMARY
FOR FISCAL YEAR 2024
AS OF 01/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
107	Stormwater Management	PERSONNEL SERVICES	9,694,210.00	3,971,167.28	41.0%	.00	3,971,167.28	41.0%	5,723,042.72
		EMPLOYEE BENEFITS	4,191,240.00	1,633,378.69	39.0%	.00	1,633,378.69	39.0%	2,557,861.31
		NON-PERSONNEL EXPENSES	13,140,130.00	5,284,967.76	40.2%	1,289,075.05	6,574,042.81	50.0%	6,566,087.19
		PROPERTIES	5,000.00	.00	0.0%	.00	.00	0.0%	5,000.00
		DEBT SERVICE	2,216,370.00	1,784,720.66	80.5%	.00	1,784,720.66	80.5%	431,649.34
		*TOTAL FUND_CD 107	29,246,950.00	12,674,234.39	43.3%	1,289,075.05	13,963,309.44	47.7%	15,283,640.56
151	Bond Retirement - City	PERSONNEL SERVICES	307,010.00	112,463.72	36.6%	.00	112,463.72	36.6%	194,546.28
		EMPLOYEE BENEFITS	125,680.00	38,944.54	31.0%	.00	38,944.54	31.0%	86,735.46
		NON-PERSONNEL EXPENSES	3,563,620.00	644,177.07	18.1%	283,040.07	927,217.14	26.0%	2,636,402.86
		DEBT SERVICE	145,765,610.00	77,367,443.18	53.1%	.00	77,367,443.18	53.1%	68,398,166.82
		*TOTAL FUND_CD 151	149,761,920.00	78,163,028.51	52.2%	283,040.07	78,446,068.58	52.4%	71,315,851.42
301	Street Constuction Maintenance & Repair	PERSONNEL SERVICES	6,623,880.00	3,010,344.48	45.4%	.00	3,010,344.48	45.4%	3,613,535.52
		EMPLOYEE BENEFITS	2,784,010.00	1,434,268.49	51.5%	.00	1,434,268.49	51.5%	1,349,741.51
		NON-PERSONNEL EXPENSES	7,420,610.00	2,590,717.47	34.9%	1,468,549.93	4,059,267.40	54.7%	3,361,342.60
		PROPERTIES	.00	.00		.00	.00		.00
		*TOTAL FUND_CD 301	16,828,500.00	7,035,330.44	41.8%	1,468,549.93	8,503,880.37	50.5%	8,324,619.63
302	Income Tax-Infrastructure	PERSONNEL SERVICES	13,277,910.00	6,608,094.04	49.8%	.00	6,608,094.04	49.8%	6,669,815.96
		EMPLOYEE BENEFITS	5,071,200.00	2,975,748.49	58.7%	.00	2,975,748.49	58.7%	2,095,451.51
		NON-PERSONNEL EXPENSES	6,380,750.00	3,381,025.55	53.0%	698,122.35	4,079,147.90	63.9%	2,301,602.10
		*TOTAL FUND_CD 302	24,729,860.00	12,964,868.08	52.4%	698,122.35	13,662,990.43	55.2%	11,066,869.57
303	Parking Meter	PERSONNEL SERVICES	1,933,630.00	927,826.69	48.0%	.00	927,826.69	48.0%	1,005,803.31
		EMPLOYEE BENEFITS	794,800.00	466,058.51	58.6%	.00	466,058.51	58.6%	328,741.49
		NON-PERSONNEL EXPENSES	2,349,050.00	952,532.77	40.5%	521,299.60	1,473,832.37	62.7%	875,217.63
		*TOTAL FUND_CD 303	5,077,480.00	2,346,417.97	46.2%	521,299.60	2,867,717.57	56.5%	2,209,762.43
306	Municipal Motor Vehicle License Tax	PERSONNEL SERVICES	1,703,560.00	807,936.57	47.4%	.00	807,936.57	47.4%	895,623.43
		EMPLOYEE BENEFITS	793,660.00	352,211.75	44.4%	.00	352,211.75	44.4%	441,448.25
		NON-PERSONNEL EXPENSES	1,726,220.00	531,713.00	30.8%	163,394.66	695,107.66	40.3%	1,031,112.34
		*TOTAL FUND_CD 306	4,223,440.00	1,691,861.32	40.1%	163,394.66	1,855,255.98	43.9%	2,368,184.02

**CITY OF CINCINNATI
FUND SUMMARY
FOR FISCAL YEAR 2024
AS OF 01/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
318	Sawyer Point	PERSONNEL SERVICES	456,490.00	79,987.53	17.5%	.00	79,987.53	17.5%	376,502.47
		EMPLOYEE BENEFITS	92,550.00	27,109.46	29.3%	.00	27,109.46	29.3%	65,440.54
		NON-PERSONNEL EXPENSES	571,150.00	261,518.83	45.8%	178,268.86	439,787.69	77.0%	131,362.31
		*TOTAL FUND_CD 318	1,120,190.00	368,615.82	32.9%	178,268.86	546,884.68	48.8%	573,305.32
323	Recreation Special Activities	PERSONNEL SERVICES	3,402,530.00	1,824,124.19	53.6%	.00	1,824,124.19	53.6%	1,578,405.81
		EMPLOYEE BENEFITS	264,630.00	137,261.54	51.9%	.00	137,261.54	51.9%	127,368.46
		NON-PERSONNEL EXPENSES	2,241,540.00	1,267,592.07	56.6%	265,750.34	1,533,342.41	68.4%	708,197.59
		PROPERTIES	13,860.00	.00	0.0%	.00	.00	0.0%	13,860.00
		*TOTAL FUND_CD 323	5,922,560.00	3,228,977.80	54.5%	265,750.34	3,494,728.14	59.0%	2,427,831.86
329	Cincinnati Riverfront Park	PERSONNEL SERVICES	698,560.00	.00	0.0%	.00	.00	0.0%	698,560.00
		EMPLOYEE BENEFITS	335,170.00	3,763.93	1.1%	.00	3,763.93	1.1%	331,406.07
		NON-PERSONNEL EXPENSES	483,370.00	201,837.19	41.8%	95,038.23	296,875.42	61.4%	186,494.58
		*TOTAL FUND_CD 329	1,517,100.00	205,601.12	13.6%	95,038.23	300,639.35	19.8%	1,216,460.65
347	Hazard Abatement Fund	PERSONNEL SERVICES	465,210.00	.00	0.0%	.00	.00	0.0%	465,210.00
		EMPLOYEE BENEFITS	222,260.00	47.84	0.0%	.00	47.84	0.0%	222,212.16
		NON-PERSONNEL EXPENSES	10,220.00	711.14	7.0%	.00	711.14	7.0%	9,508.86
		*TOTAL FUND_CD 347	697,690.00	758.98	0.1%	.00	758.98	0.1%	696,931.02
364	9-1-1 Cell Phone Fees	PERSONNEL SERVICES	573,480.00	.00	0.0%	.00	.00	0.0%	573,480.00
		EMPLOYEE BENEFITS	243,880.00	.00	0.0%	.00	.00	0.0%	243,880.00
		NON-PERSONNEL EXPENSES	652,630.00	181,001.50	27.7%	119,740.00	300,741.50	46.1%	351,888.50
		*TOTAL FUND_CD 364	1,469,990.00	181,001.50	12.3%	119,740.00	300,741.50	20.5%	1,169,248.50
377	Safe & Clean	NON-PERSONNEL EXPENSES	52,040.00	.00	0.0%	52,040.00	52,040.00	100.0%	.00
		*TOTAL FUND_CD 377	52,040.00	.00	0.0%	52,040.00	52,040.00	100.0%	.00
395	Community Health Center Activities	PERSONNEL SERVICES	13,753,380.00	6,971,459.55	50.7%	.00	6,971,459.55	50.7%	6,781,920.45
		EMPLOYEE BENEFITS	5,762,180.00	3,135,278.07	54.4%	.00	3,135,278.07	54.4%	2,626,901.93
		NON-PERSONNEL EXPENSES	8,914,750.00	4,491,010.80	50.4%	3,643,325.13	8,134,335.93	91.2%	780,414.07
		*TOTAL FUND_CD 395	28,430,310.00	14,597,748.42	51.3%	3,643,325.13	18,241,073.55	64.2%	10,189,236.45

**CITY OF CINCINNATI
FUND SUMMARY
FOR FISCAL YEAR 2024
AS OF 01/31/2024**

FUND	FUND NAME	EXPENDITURE CATEGORY	CURRENT BUDGET	EXPENDED	PERCENT EXPENDED	ENCUMBERED	TOTAL COMMITTED	PERCENT COMMITTED	REMAINING BALANCE
416	Cincinnati Health District	PERSONNEL SERVICES	14,150,810.00	6,630,422.10	46.9%	.00	6,630,422.10	46.9%	7,520,387.90
		EMPLOYEE BENEFITS	5,543,360.00	2,643,874.13	47.7%	.00	2,643,874.13	47.7%	2,899,485.87
		NON-PERSONNEL EXPENSES	1,390,460.00	664,141.08	47.8%	447,943.52	1,112,084.60	80.0%	278,375.40
		PROPERTIES	3,010.00	.00	0.0%	.00	.00	0.0%	3,010.00
*TOTAL FUND_CD 416			21,087,640.00	9,938,437.31	47.1%	447,943.52	10,386,380.83	49.3%	10,701,259.17
449	Cincinnati Area Geographic Information System (CAGIS)	PERSONNEL SERVICES	2,040,720.00	994,277.16	48.7%	.00	994,277.16	48.7%	1,046,442.84
		EMPLOYEE BENEFITS	727,600.00	400,139.13	55.0%	.00	400,139.13	55.0%	327,460.87
		NON-PERSONNEL EXPENSES	2,401,440.00	843,595.39	35.1%	193,072.92	1,036,668.31	43.2%	1,364,771.69
*TOTAL FUND_CD 449			5,169,760.00	2,238,011.68	43.3%	193,072.92	2,431,084.60	47.0%	2,738,675.40
455	Streetcar Operations	PERSONNEL SERVICES	518,670.00	244,549.35	47.1%	.00	244,549.35	47.1%	274,120.65
		EMPLOYEE BENEFITS	229,120.00	77,533.04	33.8%	.00	77,533.04	33.8%	151,586.96
		NON-PERSONNEL EXPENSES	5,144,060.00	1,893,749.54	36.8%	2,997,088.39	4,890,837.93	95.1%	253,222.07
*TOTAL FUND_CD 455			5,891,850.00	2,215,831.93	37.6%	2,997,088.39	5,212,920.32	88.5%	678,929.68
457	County Law Enforcement Applied Regionally (CLEAR)	PERSONNEL SERVICES	1,625,440.00	609,045.40	37.5%	.00	609,045.40	37.5%	1,016,394.60
		EMPLOYEE BENEFITS	515,950.00	212,063.87	41.1%	.00	212,063.87	41.1%	303,886.13
		NON-PERSONNEL EXPENSES	3,550,030.00	1,179,774.05	33.2%	482,842.14	1,662,616.19	46.8%	1,887,413.81
		PROPERTIES	2,000,000.00	8,660.33	0.4%	.00	8,660.33	0.4%	1,991,339.67
*TOTAL FUND_CD 457			7,691,420.00	2,009,543.65	26.1%	482,842.14	2,492,385.79	32.4%	5,199,034.21
TOTAL			1,023,815,440.20	528,934,509.57	51.7%	68,377,619.05	597,312,128.62	58.3%	426,503,311.58

April 17, 2024

To: Mayor and Members of City Council

202401125

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – Parks: Biochar Replication Facility

Attached is an Emergency Ordinance captioned:

AUTHORIZING the transfer and return to source of \$500,000 from capital improvement program project account no. 980x203x232031, “Urban Tree Canopy – GF,” to the unappropriated surplus of the General Fund to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$500,000 from the unappropriated surplus of the General Fund to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources for implementing a biochar production facility; and **AUTHORIZING** the transfer and appropriation of \$850,000 from the unappropriated surplus of Revolving Energy Loan Fund 883 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources for implementing a biochar production facility.

Approval of this Emergency Ordinance authorizes the following:

1. The transfer and return to source of \$500,000 from the “Urban Tree Canopy – GF” capital improvement program project account to the unappropriated surplus of the General Fund;
2. The transfer and appropriation of \$500,000 from the unappropriated surplus of the General Fund to the “Biochar Replication Facility” capital improvement program project account; and
3. The transfer and appropriation of \$850,000 from the unappropriated surplus of Revolving Energy Loan Fund 883 to the “Biochar Replication Facility” capital improvement program project account.

The biochar replication facility project is the City’s first carbon removal project that will include a combined heat and power system. Heat emitted from biochar production will be captured to heat the greenhouses at Warder Nursery and generate electricity. The biochar replication facility is also expected to produce energy savings and be eligible for elective pay benefits under the Inflation Reduction Act (IRA).

Implementing a biochar production facility is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as well as the goal to “[p]reserve our natural and built environment” as described on pages 181 – 186 and 193 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to appropriate additional resources to the biochar production facility project to meet the established project timeline.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

EMERGENCY

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AUTHORIZING the transfer and return to source of \$500,000 from capital improvement program project account no. 980x203x232031, “Urban Tree Canopy – GF,” to the unappropriated surplus of the General Fund to realign sources with uses; **AUTHORIZING** the transfer and appropriation of \$500,000 from the unappropriated surplus of the General Fund to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources for implementing a biochar production facility; and **AUTHORIZING** the transfer and appropriation of \$850,000 from the unappropriated surplus of Revolving Energy Loan Fund 883 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources for implementing a biochar production facility.

WHEREAS, on October 6, 2021, Council approved Ordinance No. 385-2021, which authorized the appropriation of up to \$400,000 in grant resources from Bloomberg Philanthropies and the transfer and appropriation of local matching resources of \$100,000 from Urban Forestry Fund 428 to implement a biochar production facility; and

WHEREAS, on February 1, 2023, Council approved Ordinance No. 26-2023, which amended the name of capital improvement program project account no. 980x203x222004, “Biochar Replication Bloomberg Grant,” to “Biochar Replication Facility”; and

WHEREAS, Ordinance No. 26-2023 also authorized the transfer and appropriation of \$300,000 from the unappropriated surplus of Park Board Permanent Improvement Fund 752 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” and authorized the City Manager to accept and appropriate resources of \$300,000 from Great Parks of Hamilton County to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility”; and

WHEREAS, the Cincinnati Board of Park Commissioners (“Park Board”) identified an additional need of \$1,350,000 for the Biochar Replication Facility, of which \$500,000 is available to be returned to the General Fund from capital improvement program project account no. 980x203x232031, “Urban Tree Canopy – GF,” and \$850,000 is available in Revolving Energy Loan Fund 883; and

WHEREAS, the biochar replication facility project is the City’s first carbon removal project that will include a combined heat and power system, by which the heat emitted from the biochar production process will be captured and used to heat the greenhouses at Warder Nursery and generate electricity; and

WHEREAS, the biochar replication facility is expected to produce energy savings and be eligible for elective pay benefits under the Inflation Reduction Act (“IRA”); and

WHEREAS, the IRA provides tax credits for clean energy technologies and includes elective pay provisions that enable governmental entities to receive federal payments equal to the value of tax credits for eligible clean energy projects; and

WHEREAS, implementing a biochar production facility is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[c]reate a healthy environment and reduce energy consumption” as well as the goal to “[p]reserve our natural and built environment” as described on pages 181 – 186 and 193 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Council authorizes the transfer and return to source of \$500,000 from capital improvement program project account no. 980x203x232031, “Urban Tree Canopy – GF,” to the unappropriated surplus of the General Fund to realign sources with uses.

Section 2. That Council authorizes the transfer and appropriation of \$500,000 from the unappropriated surplus of the General Fund to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources to implement a biochar production facility.

Section 3. That Council authorizes the transfer and appropriation of \$850,000 from the unappropriated surplus of Revolving Energy Loan Fund 883 to capital improvement program project account no. 980x203x222004, “Biochar Replication Facility,” to provide additional resources to implement a biochar production facility.

Section 4. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 through 3.

Section 5. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms

of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to appropriate additional resources to the biochar production facility project to meet the established project timeline.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 17, 2024

To: Mayor and Members of City Council 202401126
From: Sheryl M. M. Long, City Manager
Subject: **Emergency Ordinance – OES: Bloomberg Philanthropies Youth Climate Action Fund Grant**

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to create the Cincinnati Youth Climate Action Program; and **AUTHORIZING** the Director of Finance to deposit grant revenues into Environment and Sustainability Fund 436 revenue account no. 436x8571.

This Emergency Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to create the Cincinnati Youth Climate Action Program.

The Cincinnati Youth Climate Action Program will support Cincinnati youth in designing, producing, and overseeing urgent climate solutions for potential projects. Upon completion of this \$50,000 grant award, the City will be eligible for an additional \$100,000 award to add to the Cincinnati Youth Climate Action Program, at which time a separate ordinance will be presented to the City Council for approval.

This grant does not require matching funds, and there are no new FTEs/full time equivalents associated with this grant.

The City has already applied for the grant, but no grant resources will be accepted without approval by the City Council.

Creating the Cincinnati Youth Climate Action Program is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategies to “[c]reate a healthy environment and reduce energy consumption” and “[m]ake sustainable access to and use of fresh, healthy food a priority in all neighborhoods,” as well as the “Sustain” goal to “[p]reserve our natural and built environment” and strategy to “[p]rotect our natural resources” as described on pages 181-186 and 190-196 of Plan Cincinnati (2012).

The reason for the emergency is the immediate to accept the grant and meet established project timelines.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director

Attachment



EMERGENCY

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- 2024

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to create the Cincinnati Youth Climate Action Program; and **AUTHORIZING** the Director of Finance to deposit grant revenues into Environment and Sustainability Fund 436 revenue account no. 436x8571.

WHEREAS, a grant of up to \$50,000 is available from the Bloomberg Philanthropies Youth Climate Action Fund to provide funding to create the Cincinnati Youth Climate Action Program; and

WHEREAS, the Cincinnati Youth Climate Action Program will support Cincinnati youth, ages fifteen to 24, in designing, producing, and overseeing urgent climate solutions for potential projects including education, outreach, research, co-development initiatives, launching climate mitigation, and adaptation initiatives, as well as involvement in governance of local climate action plans; and

WHEREAS, from the \$50,000 in available grant funding, \$10,000 will be used for administrative funding and the remaining \$40,000 will be distributed as small grants to youth-led and youth-serving groups that lead projects consistent with the 2023 Green Cincinnati Plan; and

WHEREAS, small grant awards are anticipated to range from \$1,000 to \$5,000 per request and are expected to be utilized within six months; and

WHEREAS, upon completion of this \$50,000 grant award, the City will be eligible for an additional \$100,000 award to add to the Cincinnati Youth Climate Action Program, at which time a separate ordinance will be presented to Council for approval; and

WHEREAS, this grant does not require matching funds, and there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, the City has already applied for the grant, but no grant resources will be accepted without approval by Council; and

WHEREAS, creating the Cincinnati Youth Climate Action Program is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategies to “[c]reate a healthy environment and reduce energy consumption” and “[m]ake sustainable access to and use of fresh, healthy food a priority in all neighborhoods,” as well as the “Sustain” goal to “[p]reserve our natural and built environment” and strategy to “[p]rotect our natural resources” as described on pages 181-186 and 190-196 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$50,000 from the Bloomberg Philanthropies Youth Climate Action Fund to Environment and Sustainability Fund 436 to create the Cincinnati Youth Climate Action Program.

Section 2. That the Director of Finance is authorized to deposit grant revenues into Environment and Sustainability Fund revenue account no. 436x8571.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the grant and meet established project timelines.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 17, 2024

To: Mayor and Members of City Council

202401128

From: Sheryl M. M. Long, City Manager

**Subject: Ordinance – Health: American Heart Association (AHA)
Ambulatory Quality Improvement Grant**

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to accept and appropriate a grant of up to \$2,000 from the American Heart Association to support the Cincinnati Health Department’s participation in its Ambulatory Quality Improvement Program; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Approval of this Ordinance authorizes the City Manager to accept and appropriate a grant of up to \$2,000 from the American Heart Association to support the Cincinnati Health Department’s participation in its Ambulatory Quality Improvement Program. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Participation in the program will require the Cincinnati Health Department to attend meetings and submit data to the AHA to support research aimed at lowering the risk of death and disability caused by cardiovascular disease.

The City was offered the grant without needing to apply, but no grant funds will be accepted without approval by the City Council.

No additional FTEs/full time equivalents or local matching funds are required.

Accepting this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

AUTHORIZING the City Manager to accept and appropriate a grant of up to \$2,000 from the American Heart Association to support the Cincinnati Health Department’s participation in its Ambulatory Quality Improvement Program; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

WHEREAS, a grant of up to \$2,000 is available to support the Cincinnati Health Department’s participation in the American Heart Association’s Ambulatory Quality Improvement Program; and

WHEREAS, as a participant in the Ambulatory Quality Improvement Program, the Cincinnati Health Department will attend meetings and submit data to the American Heart Association to support research aimed at lowering the risk of death and disability caused by cardiovascular disease; and

WHEREAS, the City was offered the grant without needing to apply, but no grant funds will be accepted without approval by Council; and

WHEREAS, this grant requires no matching funds, and there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, accepting this grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to accept and appropriate a grant of up to \$2,000 from the American Heart Association to support the Cincinnati Health Department’s participation in its Ambulatory Quality Improvement Program.

Section 2. That the Director of Finance is authorized to deposit the grant funds into Public Health Research Fund revenue account no. 350x8571.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 17, 2024

To: Mayor and Members of City Council

202401129

From: Sheryl M. M. Long, City Manager

Subject: Ordinance – Health: Ohio Department of Health (ODH) Expansion of Established School-Based Health Centers (SBHC) Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$400,000 from the Ohio Department of Health for the expansion of existing school-based health centers (“SBHCs”) to expand the SBHC at Roberts Academy; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$400,000 from the Ohio Department of Health for the expansion of existing school-based health centers (SBHCs) to expand the SBHC at Roberts Academy, one of the largest SBHCs the Cincinnati Health Department (CHD) operates. This Ordinance further authorizes the Finance Director to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

These grant funds would provide resources for CHD to acquire medical equipment, supplies, and waiting room furniture, and to construct a community entrance to the SBHC at Roberts Academy to enhance accessibility and safety for residents and students. If grant funds are awarded and accepted, a memorandum of understanding (MOU) will be required between CHD and Cincinnati Public Schools (CPS) as part of the grant agreement because the community entrance will be constructed on CPS property.

The grant application deadline was April 1, 2024, and the City has already applied for the grant, but no grant funds will be accepted without approval by the City Council.

No additional FTEs/full time equivalents or local matching funds are required.

Accepting these grant funds to expand the established SBHC at Roberts Academy is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$400,000 from the Ohio Department of Health for the expansion of existing school-based health centers (“SBHCs”) to expand the SBHC at Roberts Academy; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

WHEREAS, an Expansion of Established School-Based Health Centers grant is available from the Ohio Department of Health to expand established school-based health centers (“SBHCs”); and

WHEREAS, Roberts Academy hosts one of the largest SBCHs operated by the Cincinnati Health Department (“CHD”); and

WHEREAS, acceptance of this grant would provide resources for CHD to acquire medical equipment, supplies, and waiting room furniture, and to construct a community entrance to the SBHC at Roberts Academy to enhance accessibility and safety for residents and students; and

WHEREAS, if grant funds are awarded and accepted, a memorandum of understanding will be required between CHD and Cincinnati Public Schools (“CPS”) to carry out the grant’s purposes because the community entrance will be constructed on CPS property; and

WHEREAS, the grant application deadline was April 1, 2024, and the City has already applied for the grant, but no grant funds will be accepted without approval by Council; and

WHEREAS, this grant requires no matching funds, and there are no new FTEs/full time equivalents associated with this grant; and

WHEREAS, acceptance of these grant funds to expand the established SBHC at Roberts Academy is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$400,000 from the Ohio Department of Health for the expansion of existing school-based health centers (“SBHCs”) to expand the SBHC at Roberts Academy, one of the largest SBHCs the Cincinnati Health Department operates.

Section 2. That the Director of Finance is authorized to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

Clerk of Council

801 Plum Street, Room 308
Cincinnati, Ohio 45202
(513) 352-3246

\$25.00 FILING FEE

20240120

LEGISLATIVE AGENT/EMPLOYER INITIAL REGISTRATION STATEMENT

This statement must be filed with the Clerk of Council within ten (10) days of engagement. Please read instructions and review Section 112-5 prior to filing. There is a \$25.00 fee for this filing. *Check or money order only made payable to "Clerk of Council"*. Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days the form may be obtained from Clerk. **ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.**

A. LEGISLATIVE AGENT INFORMATION

- 1. Full Name Mary Kenah
- 2. Occupation Policy Counsel
- 3. Title/Position Policy Counsel
- 4. Business Address PO Box 4184

	Street	Suite Number
<u>New York</u>	<u>New York</u>	<u>10163</u>
City	State	Zip(+4)
- 5. Telephone Number (646) 324-8250
- 6. Date of Engagement as Legislative Agent 03/26/2024

B. EMPLOYER INFORMATION

- 1. Full name of company or organization Everytown for Gun Safety Action Fund
- 2. Type of Industry Advocacy and Education Organization
- 3. Business Address PO Box 4184

	Street	Suite Number
<u>New York</u>	<u>New York</u>	<u>10163</u>
City	State	Zip(+4)

C. BRIEF DESCRIPTION OF THE TYPE OF LEGISLATION TO WHICH LEGISLATIVE AGENT'S ENGAGEMENT RELATES.

Issues related to the prevention of gun violence.

D. CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.


- | | | |
|---|--|---|
| <input type="checkbox"/> Agriculture | <input type="checkbox"/> Environment | <input type="checkbox"/> Real Estate/Housing |
| <input type="checkbox"/> Alcohol/Tobacco | <input type="checkbox"/> Financial Institutions/Consumer Finance | <input type="checkbox"/> Retail and Commercial |
| <input type="checkbox"/> Arts/Entertainment | <input type="checkbox"/> Medical/Hospitals/Health Care | <input type="checkbox"/> Service Business |
| <input type="checkbox"/> Communications/Media | <input type="checkbox"/> Insurance | <input type="checkbox"/> Social Svs./Human Svs. |
| <input type="checkbox"/> Contractors/Construction | <input type="checkbox"/> Labor/Labor Organizations | <input type="checkbox"/> Science and Technology |
| <input type="checkbox"/> County/Local Government | <input type="checkbox"/> Legal | <input type="checkbox"/> State Employees |
| <input type="checkbox"/> Education | <input type="checkbox"/> Manufacturer | <input type="checkbox"/> State Government |
| <input type="checkbox"/> Energy/Utilities | <input checked="" type="checkbox"/> Public Interest | <input type="checkbox"/> Transportation |

CERTIFICATION: THE UNDERSIGNED HEREBY CERTIFY THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.

ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.

Mary Kenah

Type or Print Name of Legislative Agent

DocuSigned by:

 FEAD5A239EE4473
 Signature of Legislative Agent

3/26/2024

Date

Michael Brouillard

Type or Print Name of Persons Signing for Employer

DocuSigned by:

 BY: 959314FA0D2148A
 Signature for Employer

3/26/2024

Date

Chief Financial Officer

Title

2024 0156

Clerk of Council

\$25.00 FILING FEE

801 Plum Street, Room 308
Cincinnati, Ohio 45202
(513) 352-3246

LEGISLATIVE AGENT/EMPLOYER INITIAL REGISTRATION STATEMENT

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A. LEGISLATIVE AGENT INFORMATION

- 1. Full Name Matt Davis
- 2. Occupation Government Affairs
- 3. Title/Position President
- 4. Business Address 255 E Fifth Street 1900
Street Suite Number
Cincinnati OH 45202
City State Zip(+4)
- 5. Telephone Number (513) 977-8640
- 6. Date of Engagement as Legislative Agent 4/8/2024

B. EMPLOYER INFORMATION

- 1. Full name of company or organization America's River Roots Experience
- 2. Type of Industry Nonprofit
- 3. Business Address 425 Walnut St 1800
Street Suite Number
Cincinnati OH 45202
City State Zip(+4)

C. BRIEF DESCRIPTION OF THE TYPE OF LEGISLATION TO WHICH LEGISLATIVE AGENT'S ENGAGEMENT RELATES.

Public services, permitting, and financing for 2025

D. CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.

- | | | |
|--|--|---|
| <input type="checkbox"/> Agriculture | <input type="checkbox"/> Environment | <input type="checkbox"/> Real Estate/Housing |
| <input type="checkbox"/> Alcohol/Tobacco | <input type="checkbox"/> Financial Institutions/Consumer Finance | <input type="checkbox"/> Retail and Commercial |
| <input checked="" type="checkbox"/> Arts/Entertainment | <input type="checkbox"/> Medical/Hospitals/Health Care | <input type="checkbox"/> Service Business |
| <input type="checkbox"/> Communications/Media | <input type="checkbox"/> Insurance | <input type="checkbox"/> Social Svs./Human Svs. |
| <input type="checkbox"/> Contractors/Construction | <input type="checkbox"/> Labor/Labor Organizations | <input type="checkbox"/> Science and Technology |
| <input type="checkbox"/> County/Local Government | <input type="checkbox"/> Legal | <input type="checkbox"/> State Employees |
| <input type="checkbox"/> Education | <input type="checkbox"/> Manufacturer | <input type="checkbox"/> State Government |
| <input type="checkbox"/> Energy/Utilities | <input type="checkbox"/> Public Interest | <input type="checkbox"/> Transportation |

CERTIFICATION: THE UNDERSIGNED HEREBY CERTIFY THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.

ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.

Matt Davis

Type or Print Name of Legislative Agent



Signature of Legislative Agent

4/8/2024

Date

Tim Fogarty

Type or Print Name of Persons Signing for Employer

BY: Tim Fogarty

BY:

Signature for Employer

Executive Committee Member

Title

4/13/2024

Date

200401157

\$25.00 FILING FEE

Clerk of Council

801 Plum Street, Room 308
Cincinnati, Ohio 45202
(513) 352-3246

LEGISLATIVE AGENT/EMPLOYER INITIAL REGISTRATION STATEMENT

This statement must be filed with the Clerk of Council within ten (10) days of engagement. Please read instructions and review Section 112-5 prior to filing. There is a \$25.00 fee for this filing. *Check or money order only made payable to "Clerk of Council"*. Upon termination of this engagement, there is an affirmative duty to notify the Clerk of Council within thirty (30) days the form may be obtained from Clerk. **ANY PERSON WHO KNOWINGLY FILES A FALSE STATEMENT IS GUILTY OF FALSIFICATION UNDER SECTION 2921.13 OF THE OHIO REVISED CODE, WHICH IS A MISDEMEANOR OF THE FIRST DEGREE.**

A. LEGISLATIVE AGENT INFORMATION

- 1. Full Name Colleen Reynolds
- 2. Occupation Government Affairs
- 3. Title/Position Partner
- 4. Business Address 255 E Fifth Street 1900
Street Suite Number
Cincinnati OH 45202
City State Zip(+4)
- 5. Telephone Number (513) 832-5449
- 6. Date of Engagement as Legislative Agent 4/8/2024

B. EMPLOYER INFORMATION

- 1. Full name of company or organization America's River Roots Experience
- 2. Type of Industry Nonprofit
- 3. Business Address 255 E Fifth Street 1900
Street Suite Number
Cincinnati OH 45202
City State Zip(+4)

C. BRIEF DESCRIPTION OF THE TYPE OF LEGISLATION TO WHICH LEGISLATIVE AGENT'S ENGAGEMENT RELATES.

Public services, permitting, and financing for 2025

D. CATEGORICAL LISTING OF PRINCIPAL BUSINESS OR ACTIVITY OF EMPLOYER. PLEASE CHECK ALL THAT ARE APPLICABLE.

- | | | |
|--|--|---|
| <input type="checkbox"/> Agriculture | <input type="checkbox"/> Environment | <input type="checkbox"/> Real Estate/Housing |
| <input type="checkbox"/> Alcohol/Tobacco | <input type="checkbox"/> Financial Institutions/Consumer Finance | <input type="checkbox"/> Retail and Commercial |
| <input checked="" type="checkbox"/> Arts/Entertainment | <input type="checkbox"/> Medical/Hospitals/Health Care | <input type="checkbox"/> Service Business |
| <input type="checkbox"/> Communications/Media | <input type="checkbox"/> Insurance | <input type="checkbox"/> Social Svs./Human Svs. |
| <input type="checkbox"/> Contractors/Construction | <input type="checkbox"/> Labor/Labor Organizations | <input type="checkbox"/> Science and Technology |
| <input type="checkbox"/> County/Local Government | <input type="checkbox"/> Legal | <input type="checkbox"/> State Employees |
| <input type="checkbox"/> Education | <input type="checkbox"/> Manufacturer | <input type="checkbox"/> State Government |
| <input type="checkbox"/> Energy/Utilities | <input type="checkbox"/> Public Interest | <input type="checkbox"/> Transportation |

CERTIFICATION: THE UNDERSIGNED HEREBY CERTIFY THAT ALL REASONABLE EFFORTS AND DUE DILIGENCE HAVE BEEN UNDERTAKEN IN THE PREPARATION AND COMPLETION OF THIS STATEMENT AND THAT THE CONTENTS ARE TRUE AND ACCURATE TO THE BEST OF HIS OR HER KNOWLEDGE.

ALL SIGNATURES MUST BE ORIGINAL AND SIGNED PERSONALLY BY THE NAMED INDIVIDUAL.

Colleen Reynolds

Type or Print Name of Legislative Agent



Signature of Legislative Agent

4/8/2024

Date

Tim Fogarty

Type or Print Name of Persons Signing for Employer



BY:

Signature for Employer

Executive Committee Member

Title

4/13/2024

Date

2024010102

Date: April 10, 2024

To: Councilmember Mark Jeffreys

From: Emily Smart Woerner, City Solicitor *ESW*

Subject: **Ordinance – Grant Historical Marker in Dunbar Community**

Transmitted herewith is an ordinance captioned as follows:

AUTHORIZING the City Manager to apply for and accept a grant of \$3,765 from the William G. Pomeroy Foundation to create a historical marker in Cincinnati's historic Dunbar Community.

ESW/IMD(dmm)
Attachment
400033



EMERGENCY

City of Cincinnati

IMD

EESW

An Ordinance No. _____

-2024

AUTHORIZING the City Manager to apply for and accept a grant of \$3,765 from the William G. Pomeroy Foundation to create a historical marker in Cincinnati’s historic Dunbar Community.

WHEREAS, a grant is available from the William G. Pomeroy Foundation (the “Foundation”) to fund the creation of a historical marker in Cincinnati’s historic Dunbar Community; and

WHEREAS, the Dunbar Community, previously called Corsica Hollow, was an African American neighborhood that once existed on the western edge of Madisonville, and the historical marker will provide a brief history of the Dunbar Community by detailing prominent residents and significant events since 1886; and

WHEREAS, the Ohio History Connection (“OHC”) receives applications to create historical markers throughout Ohio, and the option to apply for funding from the Foundation is included within each application to the Ohio History Connection; and

WHEREAS, the City already applied to OHC for a historical marker in the Dunbar Community, which included an application to the Foundation; and

WHEREAS, the Foundation agreed to provide \$3,765 to OHC on behalf of the City for the creation of the Dunbar Community historical marker, but the City will not accept this grant without approval by Council; and

WHEREAS, because OHC’s full cost to manufacture the historical marker is \$4,145, an additional \$380 is required to create the historical signage, and existing funding in the City Manager’s Office will be used to cover this difference; and

WHEREAS, the grant does not require a local match, and no FTEs/full time equivalents are associated with the grant; and

WHEREAS, the installation of a historical marker in the Dunbar community is in accordance with the “Live” goal to “[c]reate a more livable community” as well as the strategy to “[s]upport and stabilize our neighborhoods” as described on pages 156-163 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to apply for and accept a grant of \$3,765 from the William G. Pomeroy Foundation to create a historical marker in Cincinnati’s historic Dunbar Community.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the grant for the historical marker in a timely manner.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 10, 2024

To: Mayor and Members of City Council

202401078

From: Sheryl M. M. Long, City Manager

Subject: Ordinance – Health: Ohio Department of Health Community and Faith Based Infant and Maternal Health Support Services Grant

Attached is an Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$349,136 from the Ohio Department of Health’s Community and Faith Based Infant and Maternal Health Support Services program to improve maternal health and birth outcomes by increasing prenatal and postpartum doctors’ visits and supporting nutrition of mothers; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

Approval of this Ordinance authorizes the City Manager to apply for, accept, and appropriate a grant of up to \$349,136 from the Ohio Department of Health’s Community and Faith Based Infant and Maternal Health Support Services program (CFB Grant) for the purpose of improving maternal health and birth outcomes by increasing prenatal and postpartum doctors’ visits and supporting nutrition of mothers. The Ordinance further authorizes the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

The City already applied for this grant on March 6, 2024, and received a notice of award on March 11, 2024, but no grant funds will be accepted without the approval of the City Council.

The grant does not require matching funds, and there are no new FTEs/full time equivalents associated with the grant.

Acceptance and use of the CFB Grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012).

The Administration recommends passage of this Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

- **IMD**

- **2024**

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$349,136 from the Ohio Department of Health’s Community and Faith Based Infant and Maternal Health Support Services program to improve maternal health and birth outcomes by increasing prenatal and postpartum doctors’ visits and supporting nutrition of mothers; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Public Health Research Fund revenue account no. 350x8536.

WHEREAS, the Cincinnati Health Department (“CHD”) strives to protect the safety of children and reduce infant mortality rates; and

WHEREAS, a grant of up to \$349,136 is available from the Ohio Department of Health’s Community and Faith Based Infant and Maternal Health Support Services program (the “CFB Grant”) to fund CHD’s efforts to improve maternal health and birth outcomes by increasing prenatal and postpartum doctors’ visits and supporting nutrition of mothers; and

WHEREAS, the City applied for the CFB Grant on March 6, 2024 and received a notice of award on March 11, 2024, but no grant funds will be accepted without approval by Council; and

WHEREAS, the CFB Grant does not require matching funds, and there are no new FTEs/full time equivalents associated with the CFB Grant; and

WHEREAS, acceptance and use of the CFB Grant is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” as described on pages 181-192 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$349,136 from the Ohio Department of Health’s Community and Faith Based Infant and Maternal Health Support Services program to improve maternal health and birth outcomes by increasing prenatal and postpartum doctors’ visits and supporting nutrition of mothers.

Section 2. That the Director of Finance is authorized to deposit the funds into Public Health Research Fund revenue account no. 350x8536.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk



April 10, 2024

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202401070

Subject: Emergency Ordinance – CRC: Hamilton County Public Wi-Fi Grant

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$191,362 from the Hamilton County Digital Divide Public Wi-Fi grant program (ALN 21.027) to install public Wi-Fi infrastructure at various Cincinnati Recreation Commission (CRC) park locations; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Recreation Federal Grant Projects Fund 324x8551.

Approval of this Emergency Ordinance would authorize the City Manager to apply for, accept, and appropriate a grant of up to \$191,362 from the Hamilton County Digital Divide Public Wi-Fi grant program to install public Wi-Fi infrastructure at various Cincinnati Recreation Commission (CRC) park locations. Additionally, the Emergency Ordinance authorizes the Director of Finance to deposit the grant funds into Recreation Federal Grant Projects Fund revenue account no. 324x8551.

Broadband infrastructure has been shown to be critical for work, education, health care and civic participation. Installation of broadband infrastructure in CRC park locations will expand the public's access to broadband internet service.

Acceptance of this grant requires no matching funds. There are no additional FTEs/full time equivalents associated with this grant. The City already applied for the grant, but no grant funds will be accepted without approval by the City Council.

Providing resources for the installation of public Wi-Fi infrastructure at ten CRC park locations is in accordance with the "Live" goal to "[b]uild a robust public life" and strategy to "[d]evelop and maintain inviting and engaging public spaces to encourage social interaction between different types of people" as described on pages 149-151 of Plan Cincinnati.

The reason for the emergency is the immediate need to accept grant resources in a timely manner.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

EMERGENCY

CNS

- 2024

AUTHORIZING the City Manager to apply for, accept, and appropriate a grant of up to \$191,362 from the Hamilton County Digital Divide Public Wi-Fi grant program (ALN 21.027) to install public Wi-Fi infrastructure at various Cincinnati Recreation Commission (CRC) park locations; and **AUTHORIZING** the Director of Finance to deposit the grant funds into Recreation Federal Grant Projects Fund 324x8551.

WHEREAS, United Way of Greater Cincinnati is administering Hamilton County American Rescue Plan/State and Local Fiscal Recovery Funds via the Hamilton County Digital Divide Public Wi-Fi grant program; and

WHEREAS, there is a grant of up to \$191,362 available from the Hamilton County Digital Divide Public Wi-Fi grant program to install public Wi-Fi infrastructure at ten Cincinnati Recreation Commission (“CRC”) park locations; and

WHEREAS, broadband infrastructure has been shown to be critical for work, education, health care, and civic participation, and installation of broadband infrastructure in CRC park locations will expand the public’s access to broadband internet service; and

WHEREAS, acceptance of this grant requires no matching funds, and no new permanent FTEs/full time equivalents are associated with acceptance of this grant; and

WHEREAS, the City already applied for the grant, but no grant funds will be accepted without approval by Council; and

WHEREAS, the installation of public Wi-Fi infrastructure at ten CRC park locations is in accordance with the “Live” goal to “[b]uild a robust public life” and strategy to “[d]evelop and maintain inviting and engaging public spaces to encourage social interaction between different types of people” as described on pages 149-151 of Plan Cincinnati; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to apply for, accept, and appropriate a grant of up to \$191,362 from the Hamilton County Digital Divide Public Wi-Fi grant program (ALN 21.027) to install public Wi-Fi infrastructure at ten Cincinnati Recreation Commission (CRC) park locations.

Section 2. That the Director of Finance is authorized to deposit the grant funds into Recreation Federal Grant Projects Fund 324x8551.

Section 3. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the grant and Sections 1 and 2.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the grant resources in a timely manner.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 10, 2024

To: Mayor and Members of City Council
From: Sheryl M. M. Long, City Manager
Subject: **Emergency Ordinance – Police: Acceptance of In-Kind Donation of Therapy Dog from K9s for Warriors**

202401063

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept an in-kind donation of a therapy dog, related equipment and supplies, and training services from K9s for Warriors, valued at up to \$8,093, to be used by the Cincinnati Police Department’s Peer Support Team.

This Emergency Ordinance authorizes the City Manager to accept an in-kind donation of a therapy dog, related equipment and supplies, and training services from K9s for Warriors, valued at up to \$8,093, to be used by the Cincinnati Police Department’s Peer Support Team.

K9s for Warriors is a non-profit organization that provides highly trained service dogs to military veterans suffering from post-traumatic stress disorder (PTSD), traumatic brain injury, or military sexual trauma. K9s for Warriors Station Dog Program provides therapy dogs to law enforcement and first responder agencies to help ease the emotional stress and trauma that is common in public safety service.

K9s for Warriors has generously agreed to donate a therapy dog, vest, leash, identification patch, equipment bag, crate, other miscellaneous items, transportation, and placement training to the Cincinnati Police Department (CPD) for use by the CPD Peer Support Team. CPD’s Peer Support Team provides confidential support to assist with trauma and stress, and the therapy dog will be available at the Wellness Unit, the police districts, and all other CPD facilities as needed.

This in-kind donation does not require matching funds or additional FTEs/full time equivalents.

Acceptance of this donation is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[d]ecrease mortality and chronic and acute diseases” as described on pages 181 and 187-188 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept the donated therapy dog, as it is currently in foster care awaiting acceptance.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Directors
Karen Alder, Finance Director



Attachment

EMERGENCY

CNS

- 2024

AUTHORIZING the City Manager to accept an in-kind donation of a therapy dog, related equipment and supplies, and training services from K9s for Warriors, valued at up to \$8,093, to be used by the Cincinnati Police Department’s Peer Support Team.

WHEREAS, K9s for Warriors is a non-profit organization that provides highly trained service dogs to military veterans suffering from post-traumatic stress disorder (PTSD), traumatic brain injury, or military sexual trauma; and

WHEREAS, K9s for Warriors’ Station Dog Program provides therapy dogs to law enforcement and first responder agencies to help ease the emotional stress and trauma that is common in public safety service; and

WHEREAS, K9s for Warriors has generously agreed to donate a therapy dog, vest, leash, identification patch, equipment bags, crate, other miscellaneous items, transportation, and placement training to the Cincinnati Police Department (“CPD”) for use by the CPD Peer Support Team; and

WHEREAS, CPD’s Peer Support Team provides confidential support to assist with trauma and stress, and the therapy dog will be available at the Wellness Unit, the police districts, and all other CPD facilities as needed; and

WHEREAS, acceptance of this in-kind donation requires no matching funds, and no FTEs/full time equivalents are associated with acceptance of this in-kind donation; and

WHEREAS, acceptance of this donation is in accordance with the “Sustain” goal to “[b]ecome a healthier Cincinnati” and strategy to “[d]ecrease mortality and chronic and acute diseases” as described on pages 181 and 187-188 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to accept an in-kind donation of a therapy dog, related equipment and supplies, and training services from K9s for Warriors, valued at up to \$8,093, to be used by the Cincinnati Police Department’s Peer Support Team.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the donated therapy dog, as it is currently in foster care awaiting acceptance.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk



April 10, 2024

To: Mayor and Members of City Council

202401076

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – DOTE: NACTO Scholarship

Attached is an Emergency Ordinance captioned:

AUTHORIZING the City Manager to accept a scholarship donation valued at up to \$3,300 from the National Association for City Transportation Officials (“NACTO”) for one Department of Transportation and Engineering employee to attend the NACTO Designing Cities 2024 Conference on May 7 – 10, 2024 in Miami, Florida.

This Emergency Ordinance authorizes the City Manager to accept a scholarship donation valued at up to \$3,300 from the National Association for City Transportation Officials (“NACTO”) for one Department of Transportation and Engineering (DOTE) employee to attend the NACTO Designing Cities 2024 Conference from May 7 – 10, 2024 in Miami, Florida.

The NACTO conference convenes 1,000 officials, planners, and practitioners to advance the state of transportation in cities across North America, with values centered around safety, climate, equity, sustainable growth, and regional collaboration. The scholarship donation, valued at up to \$3,300, from NACTO will cover the employee’s attendance cost at the conference, airfare, lodging, and a \$300 stipend.

Acceptance of this scholarship donation requires no matching funds, and no new FTEs/full time equivalents are associated with acceptance of this donation.

Acceptance of this scholarship donation is in accordance with the “Live” goal to “[c]reate a more livable community” and strategy to “[s]upport and stabilize our neighborhoods,” as well as the “Collaborate” goal to “[w]ork in synergy with the Cincinnati community” and strategy to “[u]nite our communities” as described on pages 156, 160-162 and 209-211 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to accept the scholarship donation prior to the NACTO Designing Cities 2024 Conference registration deadline of April 17, 2024.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director



Attachment

EMERGENCY

CNS

-2024

AUTHORIZING the City Manager to accept a scholarship donation valued at up to \$3,300 from the National Association for City Transportation Officials (“NACTO”) for one Department of Transportation and Engineering employee to attend the NACTO Designing Cities 2024 Conference on May 7 – 10, 2024 in Miami, Florida.

WHEREAS, from May 7 – 10, 2024, one Department of Transportation and Engineering (“DOTE”) employee has an opportunity to attend the National Association for City Transportation Officials (“NACTO”) Designing Cities 2024 Conference in Miami, Florida; and

WHEREAS, the NACTO conference convenes 1,000 officials, planners, and practitioners to advance the state of transportation in cities across North America, with values centered around safety, climate, equity, sustainable growth, and regional collaboration; and

WHEREAS, the conference is related to the DOTE employee’s official duties; and

WHEREAS, the scholarship donation valued at up to \$3,300 from NACTO will cover the employee’s attendance cost at the conference, airfare, lodging, and a \$300 stipend; and

WHEREAS, the travel costs are commensurate and customary with the ordinary cost of travel to Miami, Florida; and

WHEREAS, acceptance of this scholarship donation requires no matching funds, and no new FTEs/full time equivalents are associated with acceptance of this donation; and

WHEREAS, acceptance of this scholarship donation is in accordance with the “Live” goal to “[c]reate a more livable community” and strategy to “[s]upport and stabilize our neighborhoods,” as well as the “Collaborate” goal to “[w]ork in synergy with the Cincinnati community” and strategy to “[u]nite our communities” as described on pages 156, 160-162 and 209-211 of Plan Cincinnati (2012); now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City Manager is authorized to accept a scholarship donation valued at up to \$3,300 from the National Association for City Transportation Officials (“NACTO”) for one Department of Transportation and Engineering employee to attend the NACTO Designing Cities 2024 Conference on May 7 – 10, 2024 in Miami Florida.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of the scholarship donation and Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to accept the scholarship donation prior to the NACTO Designing Cities 2024 Conference registration deadline of April 17, 2024.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 10, 2024

To: Mayor and Members of City Council

From: Sheryl M. M. Long, City Manager

202401073

Subject: Emergency Ordinance – DCED: Mid-Year Budget Adjustments

Attached is an Emergency Ordinance captioned:

AUTHORIZING the transfer of \$5,000,000 from General Fund balance sheet reserve account no. 050x3425, “Affordable Housing,” to the unappropriated surplus of the General Fund; **AUTHORIZING** the transfer and appropriation of \$5,000,000 from the unappropriated surplus of the General Fund to the Department of Community and Economic Development non-personnel operating budget account no. 050x164x7200 to provide resources for the Cincinnati Development Fund (CDF) to use for affordable housing initiatives; **AUTHORIZING** the transfer of \$280,000 from the balance sheet reserve account no. 102x3443, “Hampton Inn Garage – Reserve for Capital Projects,” to the unappropriated surplus of Parking System Facilities Fund 102; and **AUTHORIZING** the transfer and appropriation of \$280,000 from the unappropriated surplus of Parking System Facilities Fund 102 to the Division of Parking Facilities non-personnel operating budget account no. 102x248x7200 to provide resources to fulfill contractual obligations to 3000 Vine, LLC.

Approval of this Emergency Ordinance authorizes the transfer of \$5,000,000 from General Fund balance sheet reserve account no. 050x3425, “Affordable Housing,” to the unappropriated surplus of the General Fund. The Emergency Ordinance then authorizes the transfer and appropriation of \$5,000,000 from the unappropriated surplus of the General Fund to the Department of Community and Economic Development non-personnel operating budget account no. 050x164x7200 to provide resources for the Cincinnati Development Fund (CDF) to use for affordable housing initiatives. The Emergency Ordinance also authorizes the transfer of \$280,000 from balance sheet reserve account no. 102x3443, “Hampton Inn Garage – Reserve for Capital Projects,” to the unappropriated surplus of Parking System Facilities Fund 102. The Emergency Ordinance then authorizes transfer and appropriation of \$280,000 from the unappropriated surplus of Parking System Facilities Fund 102 to the Division of Parking Facilities non-personnel operating budget account no. 102x248x7200 to provide resources to fulfill contractual obligations to 3000 Vine, LLC.

Ordinance No. 0345-2023 set aside the \$5,000,000 in General Fund balance sheet reserve account no. 050x3425, “Affordable Housing” as part of the FY 2023 closeout process. These same General Fund resources will ultimately be authorized for the Cincinnati Development Fund (CDF) to use for affordable housing initiatives.

The City's Installment Sale Agreement requires capital reserve funding be provided to 3000 Vine, LLC as part of the closeout of the parking garage finance agreement that was signed in 2009.

Investment in affordable housing is in accordance with the “Live” goal to “[p]rovide a full spectrum of housing options, and improve housing quality and affordability” as described on page 164 of Plan Cincinnati, and fulfilling contractual obligations to closeout a parking garage finance agreement is in accordance with the “Sustain” goal to “[m]anage our financial resources” as described on page 199 of Plan Cincinnati (2012).

The reason for the emergency is the immediate need to meet City’s established contractual obligations.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director
Karen Alder, Finance Director

Attachment



EMERGENCY

CNS

- 2024

AUTHORIZING the transfer of \$5,000,000 from General Fund balance sheet reserve account no. 050x3425, “Affordable Housing,” to the unappropriated surplus of the General Fund; **AUTHORIZING** the transfer and appropriation of \$5,000,000 from the unappropriated surplus of the General Fund to the Department of Community and Economic Development non-personnel operating budget account no. 050x164x7200 to provide resources for the Cincinnati Development Fund (CDF) to use for affordable housing initiatives; **AUTHORIZING** the transfer of \$280,000 from the balance sheet reserve account no. 102x3443, “Hampton Inn Garage – Reserve for Capital Projects,” to the unappropriated surplus of Parking System Facilities Fund 102; and **AUTHORIZING** the transfer and appropriation of \$280,000 from the unappropriated surplus of Parking System Facilities Fund 102 to the Division of Parking Facilities non-personnel operating budget account no. 102x248x7200 to provide resources to fulfill contractual obligations to 3000 Vine, LLC.

WHEREAS, in 2015, in Ordinance No. 253-2015, Council adopted a Stabilization Funds Policy to define appropriate funding for the City’s various reserve funds, with such policy being later revised in 2019 through Ordinance No. 213-2019 and revised again in 2022 through Ordinance No. 56-2022 which includes funding for affordable housing; and

WHEREAS, funding for affordable housing included in the FY 2023 Closeout will be allocated to the Cincinnati Development Fund (CDF) to use for affordable housing initiatives; and

WHEREAS, the City’s Installment Sale Agreement for parking garage financing signed in 2009 requires capital reserve funding be provided to 3000 Vine, LLC as part of the closeout of this agreement; and

WHEREAS, investment in affordable housing is in accordance with the “Live” goal to “[p]rovide a full spectrum of housing options, and improve housing quality and affordability” as described on page 164 of Plan Cincinnati, and fulfilling contractual obligations to closeout a parking garage finance agreement is in accordance with the “Sustain” goal to “[m]anage our financial resources” as described on page 199 of Plan Cincinnati; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That \$5,000,000 is transferred from General Fund balance sheet reserve account no. 050x3425, “Affordable Housing,” to the unappropriated surplus of the General Fund.

Section 2. That \$5,000,000 is transferred and appropriated from the unappropriated surplus of the General Fund to Department of Community and Economic Development

non-personnel operating budget account no. 050x164x7200 to provide resources for the Cincinnati Development Fund (CDF) to use for affordable housing initiatives.

Section 3. That \$280,000 is transferred from Parking System Facilities Fund balance sheet reserve account no. 102x3443, “Hampton Inn Garage – Reserve for Capital Projects,” to the unappropriated surplus of Parking System Facilities Fund 102.

Section 4. That \$280,000 is transferred and appropriated from the unappropriated surplus of Parking System Facilities Fund 102 to the Division of Parking Facilities non-personnel operating budget account no. 102x248x7200 to provide resources to fulfill contractual obligations to 3000 Vine, LLC.

Section 5. That the proper City officials are authorized to do all things necessary and proper to carry out the terms of Sections 1 through 4.

Section 6. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to meet the City’s established contractual obligations.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

April 10, 2024

To: Mayor and Members of Council

202401047

From: Sheryl M.M. Long, City Manager

Subject: Emergency Ordinance – Assessment Equalization Board

Attached is an emergency ordinance captioned:

“**ESTABLISHING** the 2025 Urban Forestry Program Assessment Equalization Board, appointing three members thereto, and setting the time and place for hearings.”

On February 28, 2024, City Council passed Resolution No. 14 – 2024 declaring the necessity of continuing the Urban Forestry Program for the year 2025. The attached ordinance will create an appeal process for property owners in the Urban Forestry Maintenance District who feel that they are incorrectly included, unable, or unwilling to participate in the assessment.

Chapter 727 of the Ohio Revised Code sets forth the steps that political subdivisions must follow prior to levying an assessment. One provision of the chapter permits affected property owners to challenge an assessment as to “amount or apportionment.” If such an objection is filed, the law requires that an assessment equalization board be created to hear the objections. One objection has been filed to the assessment of the property in the Urban Forestry Maintenance District. After the hearing, the board will report back to Council, and Council will consider two separate ordinances to proceed with and levy the assessments. Since Chapter 727 requires that the county auditor be notified of all assessments by mid-September, quick action is needed to establish the board, hold a hearing, and have Council consider the assessment ordinances in a timely manner.

The Administration recommends the adoption of this ordinance.

Cc: Jason Barron, Director of Parks;
J. Mobley; C. Courtney; H. Fairbanks

Attachment I – Ordinance

Attachment II – Objection Letter

Attachment III – Equalization Board Member Recommendation and Resumes

EMERGENCY

City of Cincinnati

KKF

EESW

An Ordinance No. _____

- 2024

ESTABLISHING the 2025 Urban Forestry Program Assessment Equalization Board, appointing three members thereto, and setting the time and place for hearings.

WHEREAS, Council approved the 2025 Urban Forestry Program to be funded by assessments; and

WHEREAS, Ohio Revised Code Section 727.16 requires an assessment equalization board to hear and determine objections to the amount or apportionment of an estimated assessment or the assessment; and

WHEREAS, at least one objection to the 2025 Urban Forestry assessment has been received; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Council establishes an assessment equalization board to hear and determine objections to the amount and the apportionment of the estimated assessments for the 2025 Urban Forestry Program.

Section 2. That under the authority of Ohio Revised Code Section 727.16, the following disinterested freeholders are appointed to the 2025 Urban Forestry Program Assessment Equalization Board (“Assessment Board”): David Rutter; Michelle Weadbrock; and Shannon Ratterman, each residing in Hamilton County outside the City of Cincinnati.

Section 3. That the Assessment Board shall meet at 12:30 p.m. on April 30, 2024, and continue in session, if necessary, from day to day, until all objections are heard. Said meeting shall be held in the conference room at the Cincinnati Parks Department Administration Building, located at 950 Eden Park Drive, Cincinnati, Ohio 45202, or remotely as appropriate.

Section 4. That at least five days before the hearing date set forth above, the Clerk of Council shall send notice of the hearing by certified mail to all person(s) who timely filed objections to the estimated assessments for the 2025 Urban Forestry Program.

Section 5. That the Assessment Board shall report to the Council of the City of Cincinnati its recommendations including any changes which should be made to the estimated assessment upon completion of all hearings.

Section 6. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to provide potential objectors with an opportunity to state their claims to the Assessment Board as soon as possible and prior to deadlines for Council to levy the 2025 Urban Forestry Program assessment.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

Date: April 10, 2024

To: Mayor and Members of City Council 202401081
From: Sheryl M. M. Long, City Manager
Subject: ORDINANCE - Mt. Adams Pedestrian Bridges Over I-71 and US 22

Attached is an ordinance captioned as follows:

AUTHORIZING the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation to facilitate the replacement of pedestrian bridges with a new shared-use path bridge over Interstate 71, Interstate 471, and U.S. Route 22 from Van Meter Street, in the Mount Adams neighborhood, to East Court Street in connection with the Ohio Department of Transportation's bridge construction and maintenance project in the City of Cincinnati.

The Ohio Department of Transportation, (ODOT), through their bridge maintenance project PID No. 102790 has identified a need to replace the pedestrian bridge system that spans both I-471 and I-71 and connects East Court Street in downtown Cincinnati to Van Meter Street in Mt. Adams.

The Project will not cause a change of use to City property and/or right-of-way. Impacted City property and/or right-of-way will be improved at ODOT Project cost. The State of Ohio has requested that all City property and necessary right-of-way in the Project area be made available in accordance with current state and federal regulations.

The State of Ohio will provide 100% of the eligible Project scope of work cost.

The Department of Transportation and Engineering, (DOTE), has reviewed and approved the proposed Project. Any changes to the street layout and/or significant changes to City property or right-of-way are subject to Planning Commission review and approval, but no such changes have been identified at this stage of the Project.

The State of Ohio will own and maintain the new bridge system. The State of Ohio and the City desire for the City to continue to its existing maintenance responsibilities of the City owned right-of-way in the Project area for public highway purposes.

The Administration recommends passage of the attached ordinance.

cc: John S. Brazina, Director, Transportation and Engineering

AUTHORIZING the City Manager to take all necessary and proper actions to cooperate with the Director of the Ohio Department of Transportation to facilitate the replacement of pedestrian bridges with a new shared-use path bridge over Interstate 71, Interstate 471, and U.S. Route 22 from Van Meter Street, in the Mount Adams neighborhood, to East Court Street in connection with the Ohio Department of Transportation’s bridge construction and maintenance project in the City of Cincinnati.

WHEREAS, the Ohio Department of Transportation (“ODOT”) has identified the need to replace the pedestrian bridge over Interstate 71 and Interstate 471 from Van Meter Street to U.S. Route 22 (HAM-71-0181) and the pedestrian bridge over U.S. Route 22 (HAM-22-0111) with a new shared-use path bridge over Interstate 71, Interstate 471, and U.S. Route 22 from Van Meter Street, in the Mount Adams neighborhood, to East Court Street including the construction of a new stairway and accessibility ramp (PID No. 102790) (“Project”); and

WHEREAS, except as needed for temporary access, no transfer of City right-of-way is required for the Project, and no change in the use of City streets is expected to arise from the Project; and

WHEREAS, the State of Ohio shall provide 100 percent of the eligible cost of the Project; and

WHEREAS, ODOT has requested that all necessary rights of way in the Project area be made available for the Project in accordance with current state and federal regulations; and

WHEREAS, the City’s Department of Transportation & Engineering has reviewed and approved the proposed Project; and

WHEREAS, the extent of City streets and changes in their use are subject to review and approval by the City Planning Commission, but no changes requiring the commission’s review have been identified at this stage of the Project; and

WHEREAS, upon completion of the Project, ODOT and the City desire for the City to continue its existing maintenance responsibilities for the right of way in the Project area, as applicable, and other duties required by applicable state and federal law; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the City of Cincinnati consents to and shall cooperate with the Director of the Ohio Department of Transportation (“ODOT”), on behalf of the State of Ohio, to facilitate the replacement of the pedestrian bridge over Interstate 71 and Interstate 471 from

Van Meter Street to U.S. Route 22 (HAM-71-0181) and the pedestrian bridge over U.S. Route 22 (HAM-22-0111) with a new shared-use path bridge over Interstate 71, Interstate 471, and U.S. Route 22 from Van Meter Street, in the Mount Adams neighborhood, to East Court Street including the construction of a new stairway and accessibility ramp (PID No. 102790) (“Project”).

Section 2. That the State of Ohio will assume and bear 100 percent of the cost of the improvements proposed as part of the Project.

Section 3. That the City shall bear 100 percent of the cost of those features, if any, requested by the City that ODOT and the Federal Highway Administration determine to be unnecessary for the Project; as of the date of this ordinance, no such features have been identified.

Section 4. That the City agrees to make available to ODOT all City rights-of-way required for the Project, including utility relocation, in accordance with current state and federal regulations and subject to any additional City approvals required for the encumbrance or acquisition of City property or change in use of City streets. The City acknowledges that all utility accommodation, relocation, and reimbursement in connection with the Project will comply with the current provisions of 23 C.F.R. 645 and the ODOT Utilities Manual.

Section 5. That, from time to time, change orders and extra-work contracts may be required to fulfill the Project, and ODOT shall provide written notice to the City, which shall process such as needed and contribute the City’s share of the costs of those items; as of the date of this ordinance, no such costs have been identified.

Section 6. That, to the extent applicable and unless otherwise agreed, the City upon completion of the Project shall: (1) provide adequate maintenance for the Project in accordance with all applicable state and federal law, including, but not limited to, 23 U.S.C. Section 116; (2) provide ample financial provisions, as necessary, for any City maintenance responsibilities in connection with the Project; (3) to the extent required by state and federal law, maintain the

right of way and keep it free of obstructions; and (4) hold said right of way inviolate for public highway purposes.

Section 7. That the City Manager is hereby authorized to enter into any agreements and process any change orders or extra-work orders connected thereto with the Director of ODOT, or ODOT-prequalified consultants, as necessary to complete the Project in accordance with the terms of this ordinance.

Section 8. That the City Manager is further authorized to execute any documents, upon the request of ODOT, necessary to allow ODOT to recover damages or exercise its rights and remedies under any contracts arising from any errors or omissions of any contractors or consultants.

Section 9. That the City Manager and the appropriate City officials are hereby authorized to take all necessary and proper actions to cooperate with the Director of ODOT to facilitate the Project.

Section 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk



Reggie Harris Councilmember

4/11/2024

MOTION

Council Budget Policy Direction to City Administration for FY25 Budget Update

WE MOVE that the City Administration prepare a Fiscal Year 2025 Recommended General Fund Budget which respects the following policy guidelines and priorities:

Public Safety

1. Support public safety through continued investment in recruit classes and mental health programming, as well as repair and replacement of the aging fleet and infrastructure.
2. Continued funding for the Pedestrian Safety program and initiatives that support safer, more walkable streets and traffic safety improvements in accordance with the Complete Streets Ordinance. These efforts should prioritize problematic streets in our underserved communities, like Queen City Ave.
3. Fund homelessness prevention, eviction prevention and shelter support.
4. Comprehensive approach to community violence intervention that uplifts community leaders, youth interventions, alternate responses to crisis, healthy food access and victim assistance. We should continue to fund proven programming through Boots on the Ground, Safe and Clean, and removing barriers for engagement events like Saturday Hoops.
5. Establishment of the Office of Equity to address underlying causes of violence and promote trauma-informed policy.
6. Funding for improved secure gun storage and safe storage education.

Thriving Neighborhoods

1. Continued support for CDCs and our neighborhood business districts through operating support, acquisition funding, and maintaining existing programs like NBDIP.
2. Addressing our deferred maintenance backlog by capitalizing on the sale of the CSR and following the spirit of *Cincy on Track* by investing the dollars equitably and transparently

3. Expanding home repair funding like HARBOR to include low-interest loans for middle income homeowners who do not currently qualify for City assistance. Assist programming that helps keep people healthy and in their homes like Warm-Up Cincy, rental improvement, and our lead-pipe replacement program.
4. Continue and expand funding for the Affordable Housing Leveraged Fund and City housing programs, with a focus on low-income seniors and creating diverse, welcoming communities.
5. Services and programming for our youth, including arts and accessible childcare.
6. Resources for Community Councils to better train them and enable them to do vital work in our neighborhoods.
7. Prioritize green infrastructure, such as multi-modal transportation, stormwater retention, and an energy loan fund.
8. Investing in Parks and Recreation infrastructure in our underserved communities, including the Mill Creek Corridor and West Side communities.

Growing Economic Opportunity

1. Strong investment in growth opportunities, especially in our disinvested communities that bring jobs, housing, and are catalytic.
2. Supporting revenue-generating events that promote culture and innovation.
3. Creatively supporting the growth and expansion of our MBEs, SBEs, minority developers and small businesses through programming and funding for technical and financial assistance.
4. Maintaining robust employment training opportunities for youth and adults through the continuation of Career Pathways, Building Futures, and partnerships with our green jobs organizations.
5. Consider property tax relief solutions for low-income homeowners.

Fiscal Sustainability

1. The FY25 Budget should be balanced with a path towards being structurally balanced following the use of the remainder of our Federal dollars.
2. Leveraged support should prioritize organizations with a high return on investment that diversify our tax base and bring jobs to the city.
3. Pursue aggressive measures to address the unfunded pension liability.
4. Have a heavy focus on securing Federal and State grants to leverage city dollars to the maximum extent.

Excellent and Equitable Service Delivery

1. Continue to fulfill the 1.5% GF obligation to the Human Services Fund.

2. Invest in technology and personnel to improve permitting, contracting, zoning, and other city processes. Consider increasing capacity in the City Manager's office through the addition of an Assistant City Manager.
3. Improve accuracy and efficiency of our 311 system and Code Enforcement to continue to alleviate litter, blight and substandard housing conditions in our communities.
4. Expand the Parking Enforcement division to increase parking revenue and tackle parking-related quality of life issues.
5. Support our Law Department through competitive salaries and uplifting the Quality-of-Life division.
6. Streamline and improve HR to optimize the employee training and hiring experience to attract and retain top talent.
7. Continue to focus on community engagement, specifically reaching community members who typically do not engage with the City and improving communications strategies and techniques to make sure citizens are well-informed participants in our processes.

Reggie Harris

Anna Allie

Joseph

Mark D. Orr

Victoria Yorks

JEFF CRAMERDING

Miss Jenny

Jan Michelle Lemo Kearney

Scotty Johnson

Date: March 27, 2024

To: Mayor and Members of City Council 202400937
From: Sheryl M.M. Long, City Manager
Subject: **Emergency Legislative Resolution – Objection to Renewal of Risconi Bar and Kitchen, LLC’s Liquor Permit**

Transmitted herewith is an emergency legislative resolution captioned as follows:

OBJECTING to the renewal of the D5, D6 class liquor permit number 2600009 applied for by Risconi Bar and Kitchen, LLC to the Ohio Division of Liquor Control.

This resolution is necessary under R.C. 4303.271 for Cincinnati City Council to object to the renewal of Risconi Bar and Kitchen, LLC’s liquor permit as recommended by the Cincinnati Police Department.

cc: Emily Smart Woerner, City Solicitor

EESW/DML(dmm)
Attachment
399063

EMERGENCY

Legislative Resolution

DML

RESOLUTION NO. _____ - 2024

OBJECTING to the renewal of the D5 and D6 liquor permit number 2600009 applied for by Risconi Bar and Kitchen, LLC to the Ohio Division of Liquor Control.

WHEREAS, Risconi Bar and Kitchen LLC has applied for the renewal of the D5 and D6 liquor permit number 2600009 for the premises located at 126 W. Sixth Street, Cincinnati, Ohio 45202; and

WHEREAS, the Council of the City of Cincinnati objects to the application for the above permit for the reasons set forth in Section 1 hereof; now, therefore,

BE IT RESOLVED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the Council of the City of Cincinnati objects to the application of Risconi Bar and Kitchen, LLC located at 126 W. Sixth Street, Cincinnati, Ohio 45202 for the annual renewal of the D5 and D6 liquor permit number 2600009 for the following reasons:

1. The applicant has operated the liquor permit business in a manner that demonstrates a disregard for the laws, regulations, and local ordinances of this state; and
2. The permit premises are so located with respect to the neighborhood that renewal of the permit would cause substantial interference with the public decency, sobriety, peace, and good order of the neighborhood.

Section 2. That Council requests a hearing on the above application be held in the City of Cincinnati, Hamilton County, Ohio, where the applicant's business is conducted, and which is the county seat.

Section 3. That Council hereby designates the City Solicitor or any of the City Solicitor's assistants to represent Council at any hearings pertaining to this application.

Section 4. That two certified copies of this resolution and the attached City Solicitor's certification that this objection is based upon substantial legal grounds be forwarded by the Clerk of Council by registered or certified mail to the Superintendent of the Ohio Division of Liquor Control at 6606 Tussing Road, Reynoldsburg, Ohio 43068.

Section 5. That this legislative resolution shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the need to transmit this objection to the Ohio Division of Liquor Control at least thirty days prior to the permit's expiration on June 1, 2024.

Passed: _____, 2024

Aftab Pureval, Mayor

Attest: _____
Clerk

March 27, 2024

Re: Risconi Bar and Kitchen, LLC
126 W. Sixth Street
Cincinnati, Ohio 45202

Liquor Permit #: 2600009
Class: D5, D6

It is the opinion of the City Solicitor, as chief legal officer for the City of Cincinnati, that Cincinnati City Council's objection to the renewal of the above permit is based upon substantial legal grounds within the meaning and intent of division R.C. 4303.292(A).

Emily Smart Woerner
City Solicitor