



## Agenda

### Public Safety & Governance

*Councilmember Scotty Johnson, Chair*  
*Vice Mayor Jan-Michele Kearney, Vice Chair*  
*Councilmember Mark Jeffreys*  
*Councilmember Anna Albi*

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Wednesday, November 13, 2024

9:30 AM

Council Chambers, Room 300

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#### AGENDA

1. [202402285](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 10/30/2024, **MODIFYING** Chapter 721, "Streets and Sidewalks, Establishment and Maintenance," of the Cincinnati Municipal Code by **AMENDING** Sections 721-1-D, "Department," 721-1-D1, "Director," 721-23, "Undedicated Streets, Improvements Forbidden," 721-47, "Undedicated Streets, Construction Under Public Supervision," 721-49, "Fund for Inspection of Streets and Sewers Privately Constructed," 721-51, "Undedicated Streets; Review of Engineering Details for Supervised Construction," 721-53, "Rules and Schedules of Prices," and 721-55, "Fund for Reviewing Engineering Details for Construction of Undedicated Streets," to establish permit requirements for the construction, maintenance, repair, and replacement of private streets and drives in the City of Cincinnati.  
  
**Sponsors:** City Manager  
**Attachments:** [Transmittal](#)  
[Ordinance](#)
2. [202402286](#) **ORDINANCE (EMERGENCY)** submitted by Sheryl M. M. Long, City Manager, on 10/30/2024, **MODIFYING** Chapter 507, "One-Way Streets," of the Cincinnati Municipal Code by **ORDAINING** new Section 507-4, "Contra-Flow and Limited Access Lanes," and by **AMENDING** Section 507-1, "One-Way Streets and Alleys," to allow for the City Manager to designate lanes on two-way streets as limited to specific vehicles so as to provide for Complete Streets in the City of Cincinnati.  
  
**Sponsors:** City Manager  
**Attachments:** [Transmittal](#)  
[Ordinance](#)
3. [202402344](#) **ORDINANCE** submitted by Sheryl M. M. Long, City Manager, on 11/6/2024, **MODIFYING** Chapter 503, "Vehicular Construction and Equipment," of the Cincinnati Municipal Code ("CMC") by **AMENDING** Section 503-52, "Unauthorized License Plates," to align the CMC with R.C. 4503.21, which the General Assembly amended to remove a requirement that motor vehicles display front license plates; and **MODIFYING** Chapter 506, "Operation and Right of Way," of the CMC by **AMENDING** Section 506-66, "Vehicle Restrictions-Street Usage," to reflect the removal of the entrance ramp to

northbound Interstate 75 from Central Parkway.

**Sponsors:** City Manager

**Attachments:** [Transmittal](#)  
[Ordinance](#)

ADJOURNMENT

Date: October 30, 2024

To: Mayor and Members of City Council  
From: Sheryl M. M. Long, City Manager  
Subject: Ordinance – Permit Requirements for Private Streets and Drives

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Attached is an emergency ordinance captioned as follows:

MODIFYING Chapter 721, “Streets and Sidewalks, Establishment and Maintenance,” of the Cincinnati Municipal Code by AMENDING Sections 721-1-D, “Department,” 721-1-D1, “Director,” 721-23, “Undedicated Streets, Improvements Forbidden,” 721-47, “Undedicated Streets, Construction Under Public Supervision,” 721-49, “Fund for Inspection of Streets and Sewers Privately Constructed,” 721-51, “Undedicated Streets; Review of Engineering Details for Supervised Construction,” 721-53, “Rules and Schedules of Prices,” and 721-55, “Fund for Reviewing Engineering Details for Construction of Undedicated Streets,” to establish permit requirements for the construction, maintenance, repair, and replacement of private streets and drives in the City of Cincinnati.

The City of Cincinnati administration is seeking to modify the Cincinnati Municipal Code (CMC) Chapter 721, “Streets and Sidewalks, Establishment and Maintenance” to establish permit requirements for the construction, maintenance, repair, and replacement of private streets and drives in the City of Cincinnati.

Private streets and driveways are an option for property owners when developing property to provide access to buildings and structures. Over time, due to substandard construction and neglect by property owners, managers, and tenants, private streets and driveways may deteriorate, resulting in substandard or hazardous conditions that adversely affect the ability of the police, fire, and public services departments from accessing buildings adjacent to private streets and driveways. The inability of City departments to use and access properties and buildings adjacent to private streets and driveways creates a risk to the health and safety of citizens of Cincinnati by limiting response times and prohibiting the collection of trash and refuse. As a result, the City risks spending public dollars to remedy issues with private streets and driveways which are in disrepair and cause damage to City vehicles. Requiring public supervision of the construction and maintenance of private streets will ensure compliance with minimum standards, prevent decay, and ensure that persons who live along private streets are provided access to police, fire, emergency medical, and public services.

The Administration recommends passage of the attached ordinance.

cc: John S. Brazina, Director, Transportation and Engineering

**MODIFYING** Chapter 721, “Streets and Sidewalks, Establishment and Maintenance,” of the Cincinnati Municipal Code by **AMENDING** Sections 721-1-D, “Department,” 721-1-D1, “Director,” 721-23, “Undedicated Streets, Improvements Forbidden,” 721-47, “Undedicated Streets, Construction Under Public Supervision,” 721-49, “Fund for Inspection of Streets and Sewers Privately Constructed,” 721-51, “Undedicated Streets; Review of Engineering Details for Supervised Construction,” 721-53, “Rules and Schedules of Prices,” and 721-55, “Fund for Reviewing Engineering Details for Construction of Undedicated Streets,” to establish permit requirements for the construction, maintenance, repair, and replacement of private streets and drives in the City of Cincinnati.

WHEREAS, private streets and driveways are an option for property owners when developing property to provide access to buildings and structures; and

WHEREAS, over time, due to substandard construction and neglect by property owners, managers, and tenants, private streets and driveways may deteriorate, resulting in substandard or hazardous conditions that adversely affect the ability of the police, fire, and public services departments from accessing buildings adjacent to private streets and driveways; and

WHEREAS, the inability of City departments to use and access properties and buildings adjacent to private streets and driveways creates a risk to the health and safety of citizens of Cincinnati by limiting response times and prohibiting the collection of trash and refuse; and

WHEREAS, the City risks spending public dollars to remedy issues with private streets and driveways which are in disrepair and cause damage to City vehicles; and

WHEREAS, requiring public supervision of the construction and maintenance of private streets will ensure compliance with minimum standards, prevent decay, and ensure that persons who live along private streets are provided access to police, fire, emergency medical, and public services; and

WHEREAS, Council finds that the foregoing standards are in the interests of the public 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 721-1-D, “Department,” 721-1-D1, “Director,” 721-23, “Undedicated Streets, Improvements Forbidden,” 721-47, “Undedicated Streets, Construction Under Public Supervision,” 721-49, “Fund for Inspection of Streets and Sewers Privately Constructed,” 721-51, “Undedicated Streets; Review of Engineering Details for Supervised

Construction,” 721-53, “Rules and Schedules of Prices,” and 721-55, “Fund for Reviewing Engineering Details for Construction of Undedicated Streets,” of the Cincinnati Municipal Code are hereby amended to read as follows:

**Sec. 721-1-D. - Department.**

“Department” shall mean the department of transportation and engineering. ~~public works.~~

**Sec. 721-1-D1. - Director.**

“Director” shall mean the director of transportation and engineering. ~~public works.~~

**Sec. 721-23. - Undedicated Streets, Improvements Forbidden.**

No department or division of the city, nor any officer or employee, shall grade, pave, curb, repair, clean or light any street, or lay any water main, sewer or connection for a water main or sewer or other service connection in any street, or authorize such water main, sewer or connection to be laid therein, or authorize or make any other improvement therein, unless:

- (a) Such street is an established street, duly accepted or opened as a public street or way, or having otherwise received the legal status of a public street or way prior to January 1, 1927; or
- (b) Such street corresponds in location and extent with a street shown on a recorded plat approved by the city planning commission; or
- (c) The location and extent of such street has received the approval of the city planning commission, or, in case of disapproval by the city planning commission, has been approved by a two-thirds vote of council in accordance with the charter.

Notwithstanding the foregoing, the city manager or the city manager’s designee may expend funds to repair undedicated streets that are so unsafe, poorly maintained, or otherwise hazardous that they present a serious and substantial threat to city vehicles or the delivery of medical, fire, police, or sanitation services that are necessary in the interests of public health, safety, and general welfare. For purposes of this section, an undedicated street includes ways which are privately owned and set apart for use by motor vehicle traffic.

**Sec. 721-47. - Undedicated Streets, Construction Under Public Supervision.**

Whenever the an owner of private property ~~any undedicated street, which has been tentatively approved by the city planning commission for acceptance by the city,~~ (i) desires to construct or improve the an undedicated street at the owner’s expense under public inspection and supervision, by paving, setting curbs and gutters, laying sidewalks, sewerage, or otherwise making street improvements ~~improving the street;~~ or (ii) desires to construct a sewer through private property to connect with a public sewer, then the owner shall do so under public

inspection and supervision by constructing or improving the undedicated street to public street standards, or sewer to public sewer standards. †The owner shall (1) deposit the estimated cost and fees of inspection and supervision, and (2) submit the plans and specifications under which the work is to be executed, and (3) shall secure a permit from the city manager-a permit, or a permit from the Director of the Metropolitan Sewer District of Greater Cincinnati if the improvement involves a sewer connection, which permits shall set forth the conditions and modifications of such plans and specifications under which such inspection and supervision will be given. The owner shall maintain an undedicated street to public street standards. The city manager may inspect any undedicated streets and if the city manager finds such streets in disrepair or are a hazard to city vehicles and services, the city manager may issue orders for the owner to repair such streets. If the owner fails to repair the undedicated street, the city manager may, in accordance with Section 721-23, repair any undedicated street and invoice and assess the owner for the repairs.

For purposes of this section, an undedicated street includes ways which are privately owned and set apart for use by motor vehicle traffic.

#### **Sec. 721-49. - Fund for Inspection of Streets and Sewers Privately Constructed.**

All moneys received as deposit or payment under the provisions of Section 721-47 shall be paid to the city treasurer and credited to a the general fund. to be known as the “fund for inspection of streets and sewers privately constructed.” The department shall have the right to draw vouchers from time to time against the fund for the cost of inspection and supervision furnished in accordance with said Section 721-47. The department shall also, on demand, prepare vouchers in favor of the depositors for balances due them after the charges of the department for its services have been paid.

#### **Sec. 721-51. - Undedicated Streets; Review of Engineering Details for Supervised Construction.**

The owner of an undedicated street who desires to improve the street in accordance with the provisions of Section 721-47, shall submit to the city engineer the plans for the proposed improvement, as prepared by a registered engineer duly licensed by the state of Ohio, and the city engineer shall review the engineering details of the plans, in accordance with the applicable city standards for public streets. provisions of Section 721-34.

#### **721-53. - Rules and Schedules of Prices.**

The ~~city engineer~~ director shall, with the approval of the city manager, prepare a complete set of rules, regulations and procedures applicable to the designing and construction of undedicated streets by private persons under city supervision in accordance with Section 721-47. Such rules and regulations shall contain a schedule of prices chargeable for the services of the ~~department division~~, such prices to be based on the nature of the services rendered and ~~on the~~ time required for performance. The services of the ~~division~~ department may include office and field work. With the approval of the city manager, the rules, regulations, and procedure may be changed from time to time, and the schedule of prices revised, whenever such changes and revision are reasonably required in the interests of the city.

**Sec. 721-55. - Fund for Reviewing Engineering Details for Construction of Undedicated Streets.**

All moneys received as deposit or payment under the provisions of Sections 721-51 and 721-53 shall be paid to the city treasurer and credited to the general fund, ~~a fund to be known as the "fund for reviewing engineering details of undedicated streets."~~ The ~~division of engineering~~ department shall have the right to draw vouchers from time to time against the fund for the cost of reviewing engineering details in accordance with Sections 721-51 and 721-53.

The ~~department~~ division of engineering shall also, on demand, prepare vouchers in favor of depositors for balances due them after the charges of the ~~department~~ division of engineering for its services have been paid.

Section 2. 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

Date: October 30, 2024

To: Mayor and Members of City Council

202402286

From: Sheryl M. M. Long, City Manager

Subject: Emergency Ordinance – Updating the Cincinnati Municipal Code for Complete Streets

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Attached is an emergency ordinance captioned as follows:

MODIFYING Chapter 507, “One-Way Streets,” of the Cincinnati Municipal Code by ORDAINING new Section 507-4, “Contra-Flow and Limited Access Lanes,” and by AMENDING Section 507-1, “One-Way Streets and Alleys,” to allow for the City Manager to designate lanes on two-way streets as limited to specific vehicles so as to provide for Complete Streets in the City of Cincinnati.

As part of Complete Streets, there are instances when DOTE will want to add contra-flow lanes for non-motorized or transit vehicles to existing one-way streets or convert two-way streets to one-way for motor vehicle traffic while maintaining two-way for non-motorized or transit vehicles. This update to the Municipal Code will clarify the legality of installing contra-flow lanes.

An emergency clause is needed as various contra-flow lanes have already been installed and this will clarify the legality of those streets.

The Administration recommends passage of the attached emergency ordinance.

cc: John S. Brazina, Director, Transportation and Engineering



**EMERGENCY**

**JRS**

**- 2024**

**MODIFYING** Chapter 507, “One-Way Streets,” of the Cincinnati Municipal Code by **ORDAINING** new Section 507-4, “Contra-Flow and Limited Access Lanes,” and by **AMENDING** Section 507-1, “One-Way Streets and Alleys,” to allow for the City Manager to designate lanes on two-way streets as limited to specific vehicles so as to provide for Complete Streets in the City of Cincinnati.

WHEREAS, City Council passed Ordinance No. 363-2022 thereby establishing a Complete Streets policy for the City of Cincinnati; and

WHEREAS, applying Complete Streets principles to the design, construction, operation, repair, and replacement of new and existing roadways can enhance multimodal access for users of various forms of transportation; and

WHEREAS, enhancing multimodal transportation access is essential to connecting Cincinnati’s neighborhoods on an equitable basis by ensuring those neighborhoods with the greatest need for alternative forms of transportation are served; and

WHEREAS, the establishment of a Complete Street complements the City’s “Vision Zero” program, which aims to eliminate all traffic-related deaths and severe injuries, and is in accordance with the priority action area to “[c]ontinue to invest in Complete Streets to improve connectivity between neighborhoods” as described on page 119 of the Green Cincinnati Plan (2023); and

WHEREAS, the Cincinnati Municipal Code only contemplates one-way or two-way streets for all vehicles and users of the City’s right-of-way; and

WHEREAS, Complete Streets encompasses additional traffic patterns, including contra-flow lanes, limited access lanes, and other creative transportation designs, which the City Administration is limited by under the current Cincinnati Municipal Code; and

WHEREAS, the City Planning Commission, having the authority to approve the change in use of streets, shall have oversight of the designation of contra-flow lanes, limited access lanes, and other configurations of the flow of traffic for lane designation; and

WHEREAS, Council considers the conversion of the portion of City streets to allow for creative traffic slow situations 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 new Section 507-4, “Contra-Flow and Limited Access Lanes,” of the Cincinnati Municipal Code is hereby ordained to read as follows:

**Sec. 507-4. Contra-Flow and Limited Access Lanes**

The city manager may determine and designate streets, parts of streets, or specific lanes thereon upon which general public motor vehicular traffic shall proceed in one (1) direction only, and bicycle traffic, public transit traffic, or other traffic other than general public motor vehicles may flow counter to the one-way direction. Additionally, the city manager may erect signs and road striping designating lanes to be used by different types of traffic moving in a particular direction, regardless of the center line of the roadway. The city manager shall place and maintain appropriate markings, signs, barriers, or other devices to give notice thereof.

Section 2. That existing Section 507-1, “One-Way Streets and Alleys,” of the Cincinnati Municipal Code is hereby amended to read as follows:

**Sec. 507-1. - One-Way Streets and Alleys.**

Except as otherwise provided in this section and the sections hereunder, all streets and alleys having a roadway width of 16 feet or more shall be two-way streets. Except as otherwise provided in Sections 507-3 and 507-4, all streets and alleys having a roadway width of less than 16 feet whose general direction is east and west shall be one-way west, and all such streets and alleys whose general direction is north and south shall be one-way north. All one-way roadways 16 feet or more in width shall be designated by suitable direction signs at each intersection. One-way streets and alleys less than 16 feet in width shall be provided with direction signs where their direction varies from the general direction for one-way streets and alleys. The streets and alleys specified in this chapter shall be one-way streets in the direction indicated.

No person shall operate a vehicle on a one-way street or alley except in the direction indicated therefor.

Section 3. That the proper City officials are hereby authorized to take all necessary and proper actions to carry out the provisions and intent of this ordinance, including the fabrication and installation of street signage in accordance with the Department of Transportation and Engineering’s policies and procedures.

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 commence with the process to establish contra-flow and limited access

lanes in the City so that the residents of Cincinnati can receive the benefit of Complete Streets at the earliest possible time.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
Additions indicated by underline; Deletions indicated by strikethrough.

**November 6, 2024**

**To:** Mayor and Members of City Council

202402344

**From:** Sheryl M.M. Long, City Manager

**Subject: Ordinance – Modifying CMC 503-52 and 506-66**

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Attached is an Ordinance captioned:

**MODIFYING** Chapter 503, “Vehicular Construction and Equipment,” of the Cincinnati Municipal Code (“CMC”) by **AMENDING** Section 503-52, “Unauthorized License Plates,” to align the CMC with R.C. 4503.21, which the General Assembly amended to remove a requirement that motor vehicles display front license plates; and **MODIFYING** Chapter 506, “Operation and Right of Way,” of the CMC by **AMENDING** Section 506-66, “Vehicle Restrictions—Street Usage,” to reflect the removal of the entrance ramp to northbound Interstate 75 from Central Parkway.

Cc: Teresa A. Theetge, Chief of Police

Attachment

**MODIFYING** Chapter 503, “Vehicular Construction and Equipment,” of the Cincinnati Municipal Code (“CMC”) by **AMENDING** Section 503-52, “Unauthorized License Plates,” to align the CMC with R.C. 4503.21, which the General Assembly amended to remove a requirement that motor vehicles display front license plates; and **MODIFYING** Chapter 506, “Operation and Right of Way,” of the CMC by **AMENDING** Section 506-66, “Vehicle Restrictions—Street Usage,” to reflect the removal of the entrance ramp to northbound Interstate 75 from Central Parkway.

WHEREAS, the General Assembly removed a requirement that motor vehicles display a front license plate by amending R.C. Section 4503.21, effective July 1, 2020; and

WHEREAS, Section 503-52, “Unauthorized License Plates,” of the Cincinnati Municipal Code (“CMC”) requires the display of front license plates on motor vehicles; and

WHEREAS, there is a need to amend the CMC to align its requirements with R.C. 4503.21; and

WHEREAS, Section 506-66, “Vehicle Restrictions—Street Usage,” of the CMC prohibits the operation of heavy vehicles on certain streets in the City, including a portion of Central Parkway that is defined by reference to the previous entrance to northbound Interstate 75 from Central Parkway; and

WHEREAS, that entrance ramp no longer exists, requiring amendment of the CMC to reflect this fact and reestablish the portion of Central Parkway where heavy vehicles are restricted; now, therefore,

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

Section 1. That Section 503-52, “Unauthorized License Plates,” of Chapter 503, “Vehicular Construction and Equipment,” of the Cincinnati Municipal Code (“CMC”) is amended as follows:

No person who is the operator of any vehicle upon which license plates are required to be displayed by law shall fail to display on the ~~front and~~ rear of such motor vehicle the distinctive number and registration mark, including any required validation sticker, required by law.

No person shall operate upon the streets of the city any vehicle upon which are displayed any license numbers for any period of time which has expired or any

{00408638-3}

license plates issued in another state for which the period of reciprocal agreement with the state of issue has expired.

No person shall operate upon the streets of the city any vehicle upon which are displayed any license numbers not legally registered and issued for such vehicle, or upon which are displayed any license numbers that were issued on an application for registration that contained any false statement by the applicant.

Section 2. That Section 506-66, “Vehicle Restrictions—Street Usage,” of Chapter 506,

“Operation and Right of Way,” of the CMC is amended as follows:

It shall be unlawful to operate any vehicle or combination of any vehicle and trailer which contains more than two axles and four wheels, and whose gross vehicle weight exceeds 7500 pounds on the following streets:

- (a) Central Parkway from Plum Street to Ludlow Avenue northbound; ~~Central Parkway from the northbound interstate 75 on-ramp to Plum Street and~~ southbound; Victory Parkway; Westwood Northern Boulevard; Columbia Parkway from Fifth and Pike Streets to Delta Avenue; Columbia Parkway from Stanley Avenue to Beechmont Avenue; West Seymour Avenue from Dillard Avenue to Vine Street. These highways may at all times be used by motor vehicles of the United States of America carrying U.S. Mail and may be used by other vehicles for the purpose of delivering goods or merchandise to or receiving same from premises located ~~along side~~alongside said highways and not otherwise accessible. Such other vehicles so using said highways shall enter and leave the same at the intersecting street nearest the loading or unloading point.
- (b) West Seymour Avenue from 200 feet west of Este Avenue to Vine Street. This highway may at all times be used by motor vehicles of the United States of America carrying U.S. Mail and may be used by other vehicles for the purpose of delivering goods or merchandise to or receiving same from premises located ~~along side~~alongside said highway.

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

{00408638-3} \_\_\_\_\_  
New language is underscored. Deleted language is struck through.

Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

{00408638-3} \_\_\_\_\_  
New language is underscored. Deleted language is struck through.