



City of Cincinnati

801 Plum Street
Cincinnati, OH 45202

Agenda - Final

Major Projects & Smart Government

*Chairperson Greg Landsman
Councilmember Chris Seelbach
Councilmember David Mann
Councilmember Wendell Young
Councilmember Jan-Michele Kearney*

Tuesday, June 8, 2021

2:00 PM

Council Chambers, Room 300

PRESENTATIONS

Greater Cincinnati Water Works Update on Enhanced Lead Program

Cathy Bailey, Director, Greater Cincinnati Water Works

AGENDA

1. [202102115](#) PRESENTATION submitted by Paula Boggs Muething, City Manager, dated 6/8/2021, update on the Greater Cincinnati Water Works Lead Program.

Sponsors: City Manager
Attachments: [Transmittal](#)
[Presentation](#)

2. [202102024](#) **RESOLUTION** submitted by Paula Boggs Muething, City Manager, on 5/26/2021, **EXPRESSING** the support of the Mayor and City Council to designate certain bike routes crossing the City as U.S. Bicycle Routes, per the recommendation of the American Association of State Highway and Transportation Officials, the Ohio Department of Transportation, and the City's Department of Transportation and Engineering.

Sponsors: City Manager
Attachments: [Transmittal](#)
[Resolution](#)
[Exhibit A](#)

3. [202102025](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 5/26/2021, **ESTABLISHING** the classification and salary range schedule for the new employment classification of Maintenance Planner/Scheduler; and **ENACTING** Section 292 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to establish a new salary schedule and classification title for the new classification consistent with the organizational changes described herein.

Sponsors: City Manager

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

4. [202102083](#) **MOTION**, submitted by Councilmember Kearney, **WE MOVE** that the City of Cincinnati Administration provide a report on existing notice resources and practices for zoning changes, building issues, developments, notwithstanding ordinances, liquor licenses, and any other matter requiring notice to community councils, property owners and residents. **WE FURTHER MOVE** to request information on options for providing notice to residents in addition to the neighborhood community councils and property owners.

Sponsors: Kearney

Attachments: [Motion - Kearney](#)

5. [202102090](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 6/3/2021, **TO APPROPRIATE** to public use property required for the construction of a retaining wall, tiebacks, and drainage system as part of the Riverside Drive Hillside Stabilization Project.

Sponsors: City Manager

Attachments: [Transmittal](#)
[Ordinance](#)
[Exhibit A](#)
[Exhibit B](#)

6. [202102101](#) **ORDINANCE (EMERGENCY)** submitted by Paula Boggs Muething, City Manager, on 6/3/2021, **MODIFYING** the provisions of Title V, "Traffic Code," of the Cincinnati Municipal Code by AMENDING Section 501-1-E3, "e-Scooter," of Chapter 501, "Definitions," Section 506-4, "Operation of Bicycle, Motorized Bicycles, e-Scooters, and Motorcycles," of Chapter 506, "Operation and Right of Way," and Section 505-13, "Protective Equipment," of Chapter 505, "Loads and Passengers," and by ORDAINING new Section 501-1-L2, "Low Speed Micromobility Device," of Chapter 501, "Definitions," for the purpose of modifying regulations governing the operation of e-scooters on City sidewalks, rights-of-way, and streets.

Sponsors: City Manager

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

ADJOURNMENT

June 8, 2021

202102115

TO: Members of the Major Projects & Smart Government Committee

FROM: Paula Boggs Muething, City Manager

SUBJECT: Presentation –Greater Cincinnati Water Works Lead Program Update

The attached presentation provides an update on the Greater Cincinnati Water Works Lead Program.

cc: Cathy B. Bailey, Executive Director *CBB by psc*
Greater Cincinnati Water Works



Greater Cincinnati Water Works

Update on Enhanced Lead Program

Presentation to the Major Projects and Smart Government Committee

Cathy Bernardino Bailey, Director

June 8, 2021

Update provided today

- Customer Outreach
- Schools and Child Care Assistance
- Lead Service Line Removal Update
- Lead and Copper Rule Update
- Future Plans



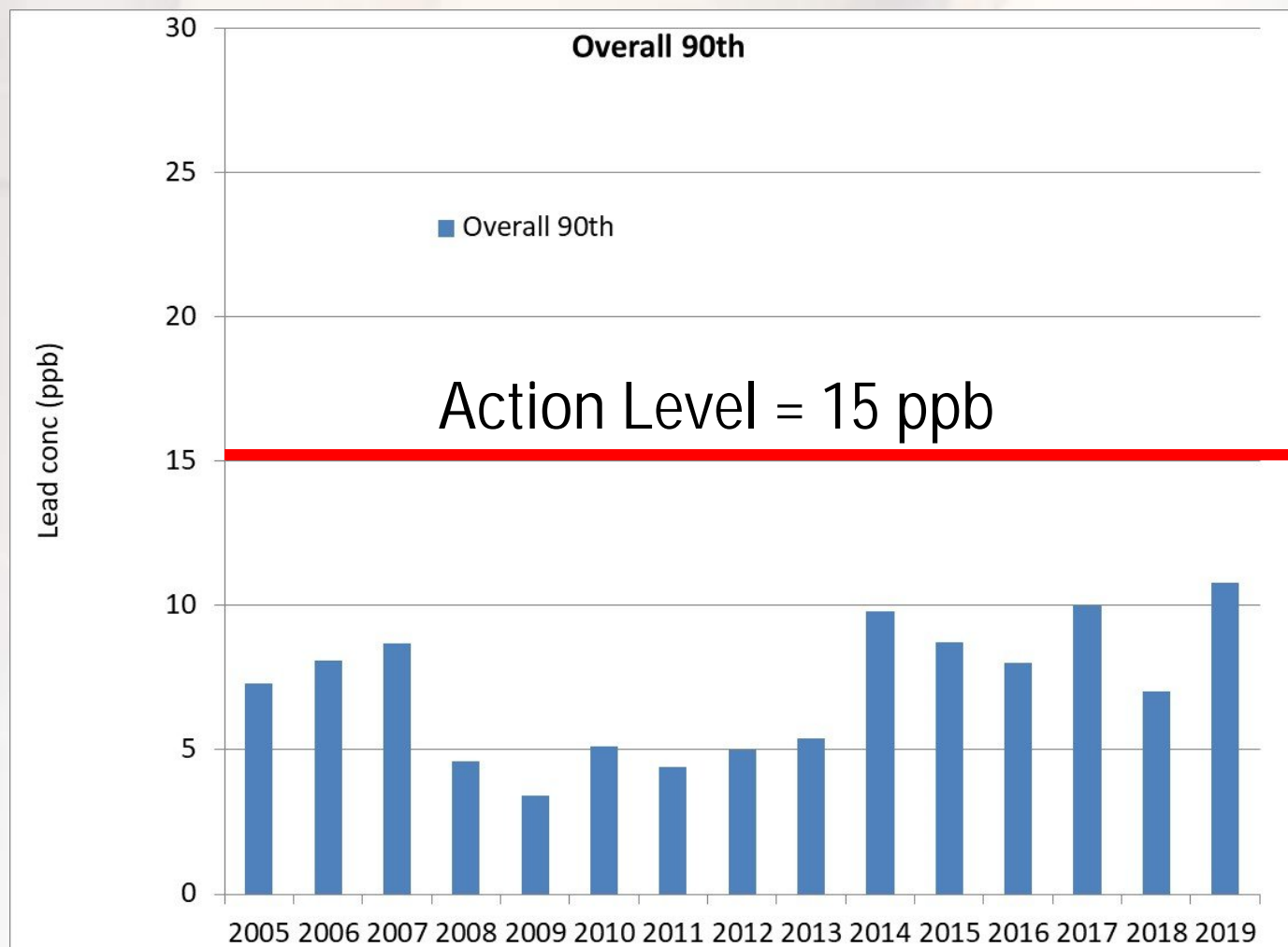
Safety of Drinking Water remains GCWW's Highest Priority



- World-class treatment facilities
- History of proactive municipal utility
- Always meet or surpass all state and federal standards
 - including Lead and Copper Rule

GCWW Compliance Data

- GCWW has always been below the Action Level
- Some individual homes can still have levels above 15ppb





Tier 1: Outreach Program

Tier 1–Outreach Awareness & Education

Website – **new and improved!**

Social media

651-LEAD – **12,000 calls**

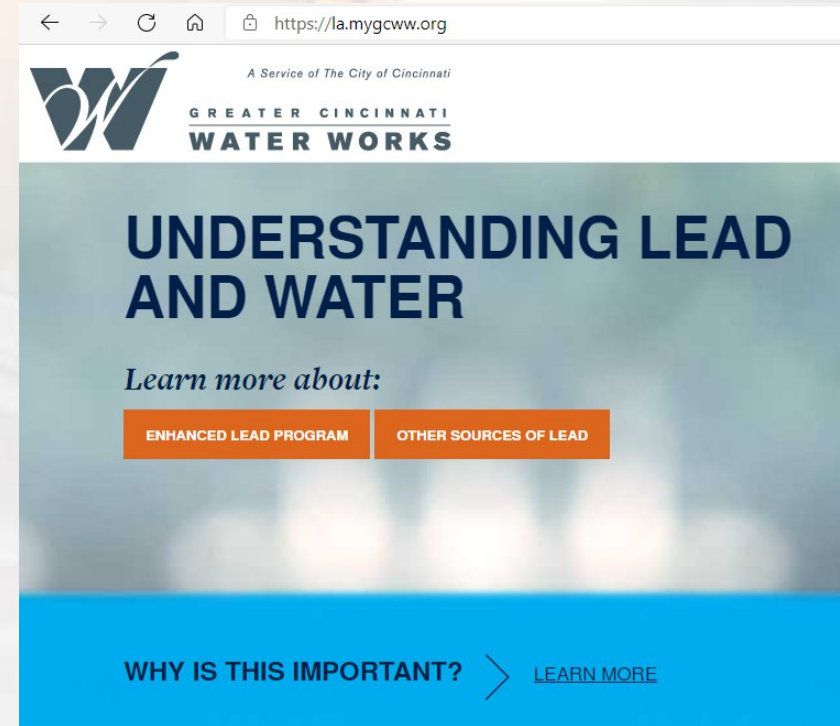
Letters – **now we also call**

Quarterly newsletter

Community council meetings – **and targeted small group conversations**

Pitcher/faucet lead filter kits

Service line lookup map






Tier 1: Analyzing Samples for Customers

Customer Sampling Stats

- # Sample kits shipped = 13,595
- # Returned and analyzed = 9321
- % Returned = 69%
- # > 15 ppb = 501
- % > 15 ppb = 5.4%



Tier 1: Schools and Child Care Assistance

School Sampling

- School Districts Participating
 - Cincinnati Public Schools = 59 schools
 - Archdiocese of Cincinnati = 30 schools
 - Forest Hills School District = 9 schools
 - Princeton School District = 4 schools
 - Others/ Independent = 7 schools
- Over 14,000 samples analyzed
- 524 (3.6%) > 15 ppb
- Published results, recommendations, and follow-up

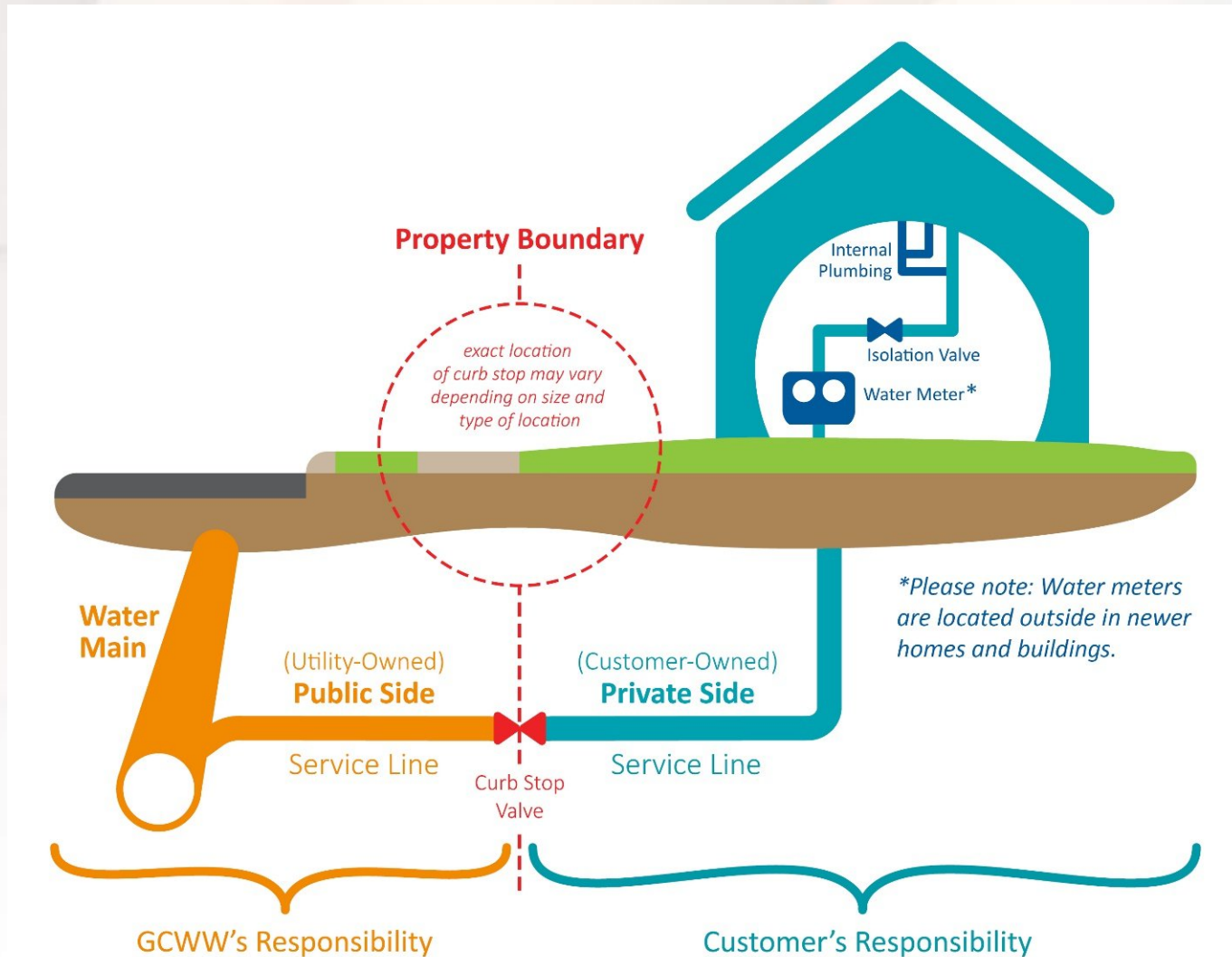
Childcare Grant

- 184 licensed childcare providers with LSLs
- Tier 1 outreach has not been effective
- In 2020, GCWW applied for and received a \$725,000 grant from H2Ohio to replace LSLs at childcare providers
- 84 childcare providers to date have opted in
 - 16 LSL have been replaced
 - 36 are pending replacement date
 - Remainder are in the contract execution process
- Actively working to contact remaining providers



Tier 2 – Lead Service Line Removal

Review of Public/Private Service Line



GCWW's Lead Service Line Replacement Program (LSLRP)

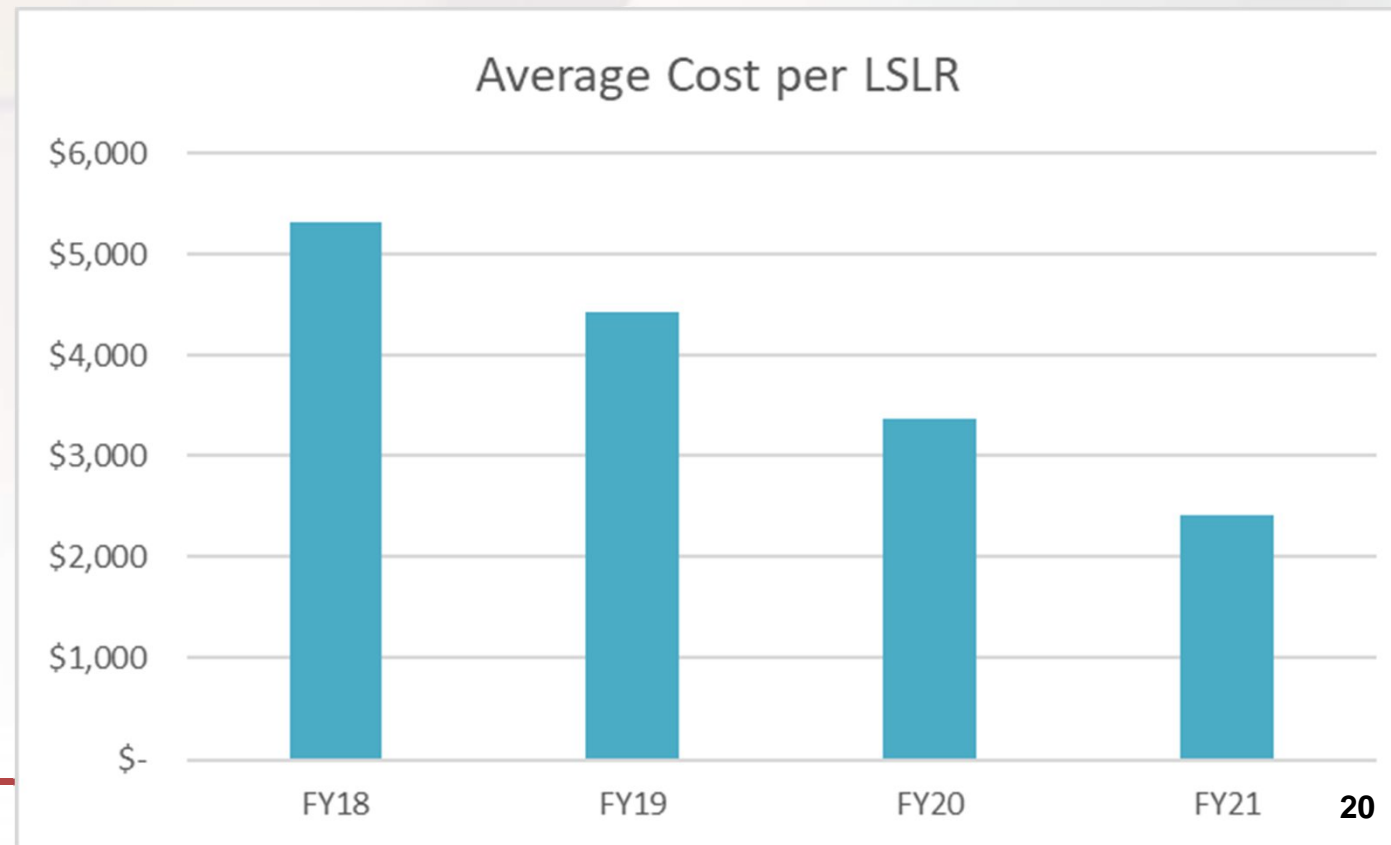
- GCWW pays for replacement costs of public side
- GCWW shares private side cost with owner
 - 40% cost share (up to \$1,500)
 - 5 or 10 year interest free special assessment for financing available for balance
- Additional assistance for low-income owners
 - Help Eliminate Lead Pipes (HELP) program
 - Provides additional 30% to qualified owners
 - Funded through donations, cell tower revenue

GCWW's LSLRP

- 3 ways to participate in program
 - Watermain replacement project – property owners provided a cost, contract, and the option to replace
 - Property owner request (one-off)
 - Leak in service line

GCWW's LSLRP

- Plumbers/Contractors
 - 11 companies pre-qualified for one-off/leak work
 - 12 companies participate through watermain work
- Private side cost - Average cost has declined

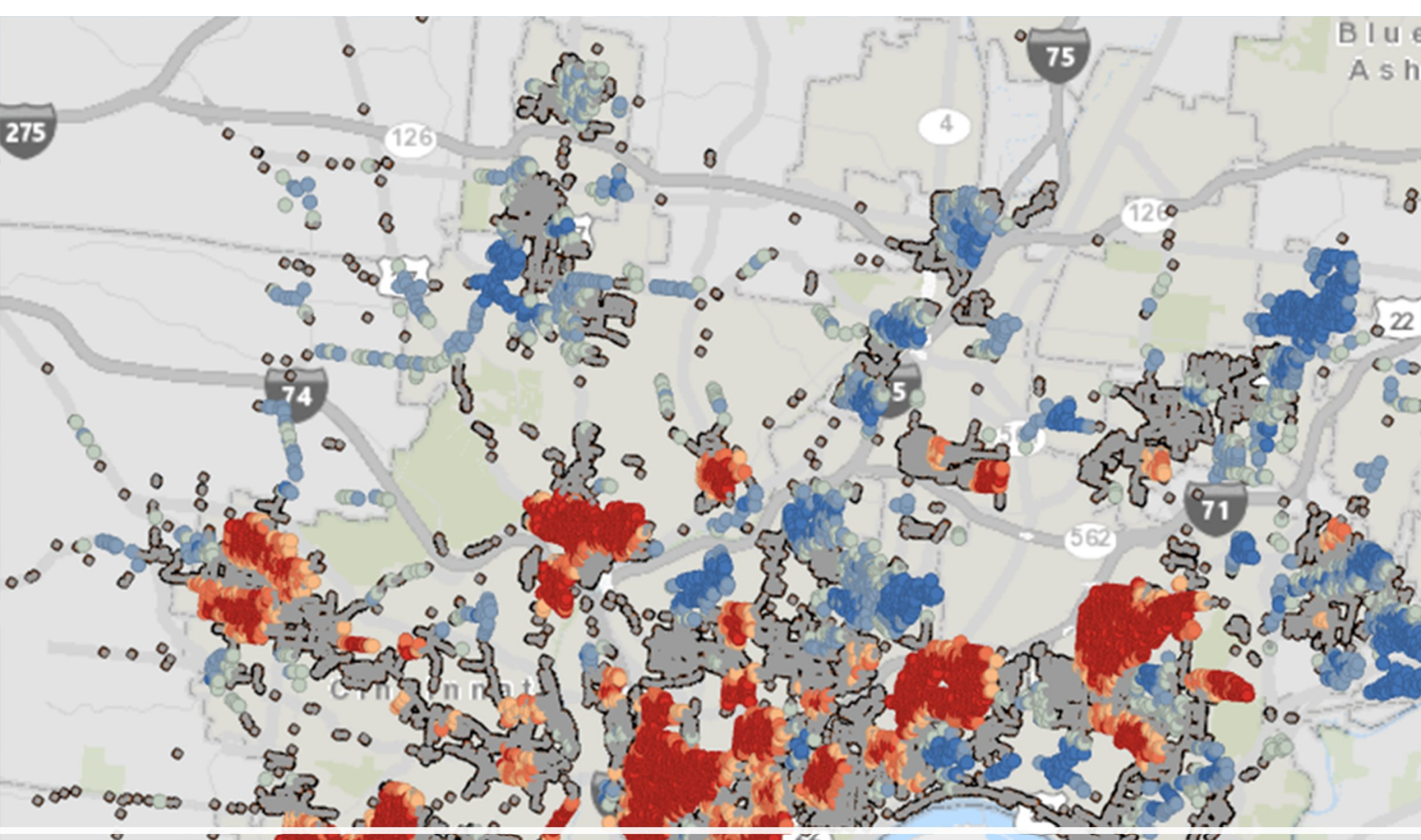


LSLRP By the Numbers

- Cost to replace line (current avg) : \$2400
- GCWW Cost sharing (40%): - \$960 (max \$1500)
- New balance: \$1440
- HELP, if qualified (30%): - \$432
- New balance: \$1008
- Payback over 10 years: \$100.80/year or \$50.40/6 months or \$8.40/month
- Payback through special assessment on property tax bill
 - Assessment Areas-
 - Cincinnati, Cheviot, Blue Ash, Fairfax, Golf Manor, Silverton, Mt. Healthy, and Deer Park

Lead Status

- First LSL replaced in GCWW program on 2/8/18
- To date:
 - Public LSLs remaining: ~14,000
 - Private LSLs remaining: ~40,000
- Over 2000 private LSLs have been replaced
 - Through GCWW's LSLRP
 - By owner
- 716 properties have assessments
- 448 paid in full



Red = high # of LSLs; Blue = low # of LSLs

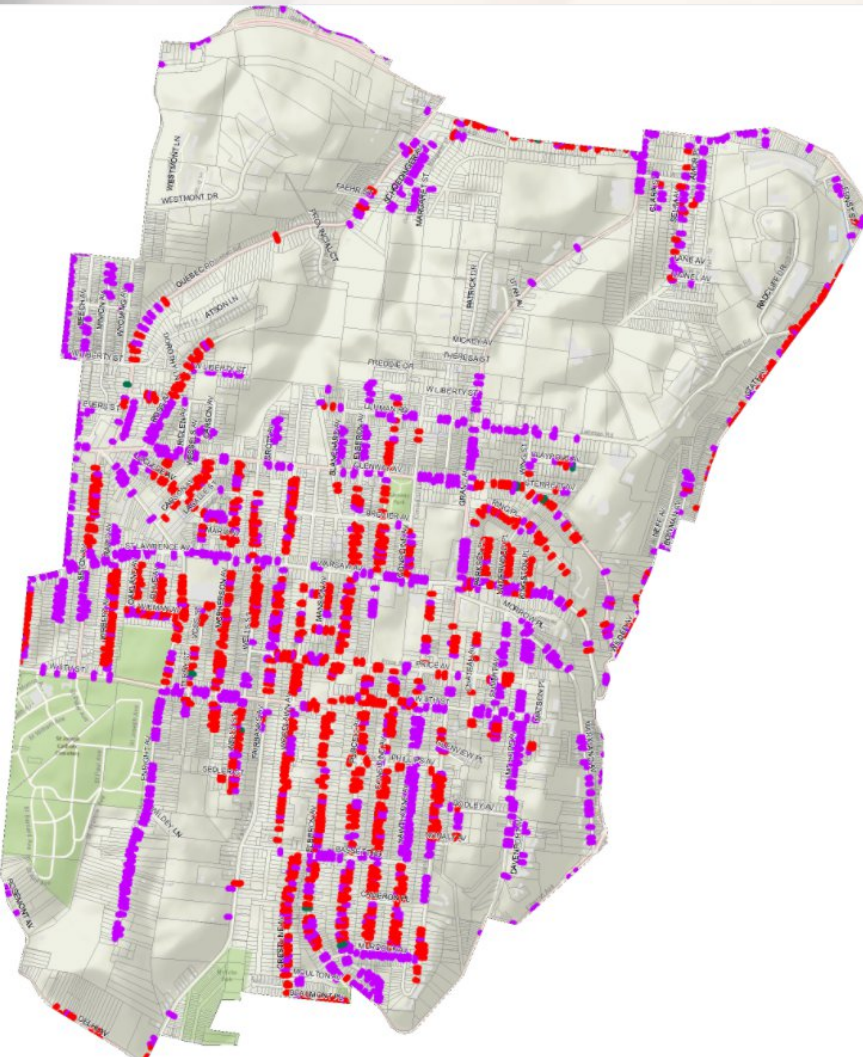


East Price Hill

Since 1/1/2016

Public Lead Lines 1680, Replaced 87, Remaining 1593

Private Lead Lines 3204, Replaced 52, Remaining 3152



Demographics: *Source: [Department of City Planning Statistical Database](#)


- Total Population: 15,340
- Population Under 5: 1,478
- White %: 52
- Black or African American %: 38
- Total Hispanic or Latino Population %: 7
- Owner Occupied Percentage: 35
- Renter Occupied Percentage: 65
- Median Household Income \$: 28,425.00
- Poverty %: 35

Note: Lead Service Line data will be updated upon field verification.

Hyde Park

Since 1/1/2016

Public Lead Lines 992, Replaced 33, Remaining 959
Private Lead Lines 2702, Replaced 43, Remaining 2659



Demographics: *Source: [Department of City Planning Statistical Database](#)

- Total Population: 13,356
- Population Under 5: 769
- White %: 91
- Black or African American %: 3
- Total Hispanic or Latino Population %: 2
- Owner Occupied Percentage: 53
- Renter Occupied Percentage: 47
- Median Household Income \$: 74,053.00
- Poverty %: 3

Note: Lead Service Line data will be updated upon field verification.

25

Since 1/1/2016

Public Lead Lines 992, Replaced 33, Remaining 959

Private Lead Lines 2702, Replaced 43, Remaining 2659



Demographics: *Source: Department of City Planning Statistical Database

- Total Population: **13,356**
- Population Under 5: **769**
- White %: **91**
- Black or African American %: **3**
- Total Hispanic or Latino Population %: **2**
- Owner Occupied Percentage: **53**
- Renter Occupied Percentage: **47**
- Median Household Income \$: **74,053.00**
- Poverty %: **3**

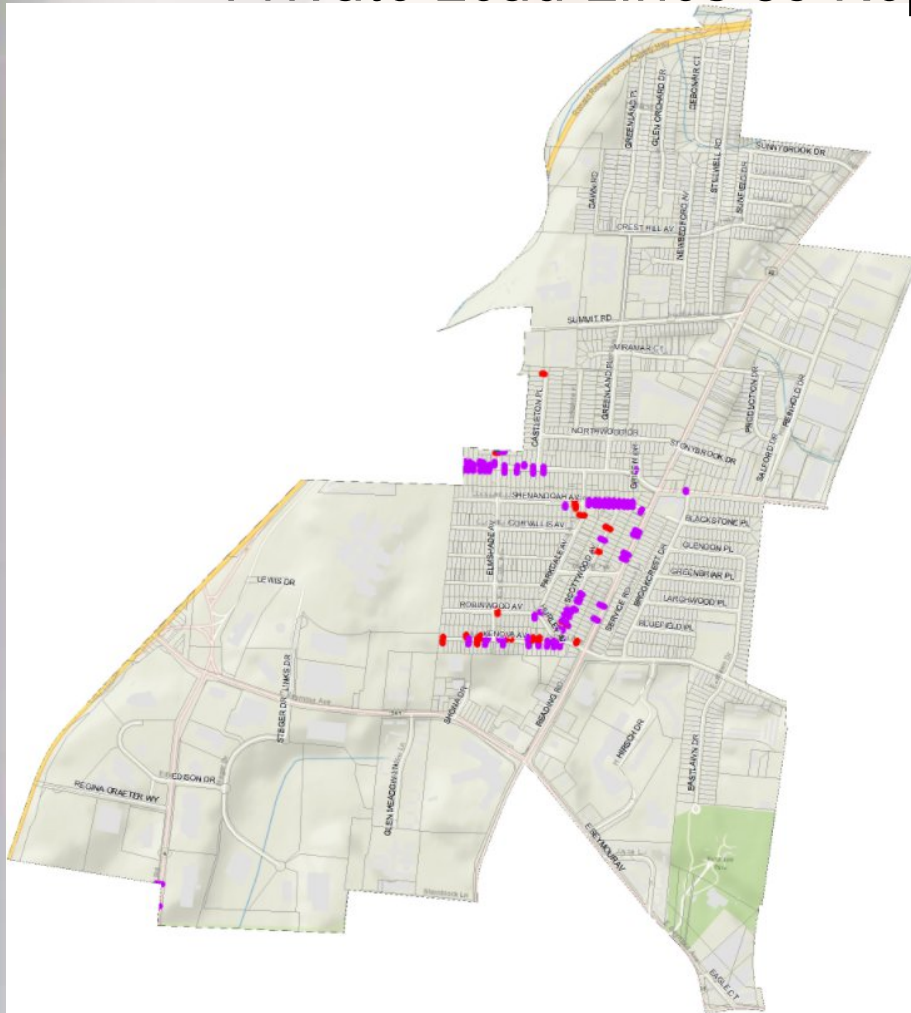
Note: Lead Service Line data will be updated upon field verification.

Roselawn

Since 1/1/2016

Public Lead Lines 20, Replaced 0, Remaining 20

Private Lead Lines 85 Replaced 0, Remaining 85



Demographics: *Source: [Department of City Planning Statistical Database](#)

- Total Population: **6,440**
- Population Under 5: **392**
- White %: **11**
- Black or African American %: **86**
- Total Hispanic or Latino Population %: **1**
- Owner Occupied Percentage: **33**
- Renter Occupied Percentage: **67**
- Median Household Income \$: **28,535.00**
- Poverty %: **21**

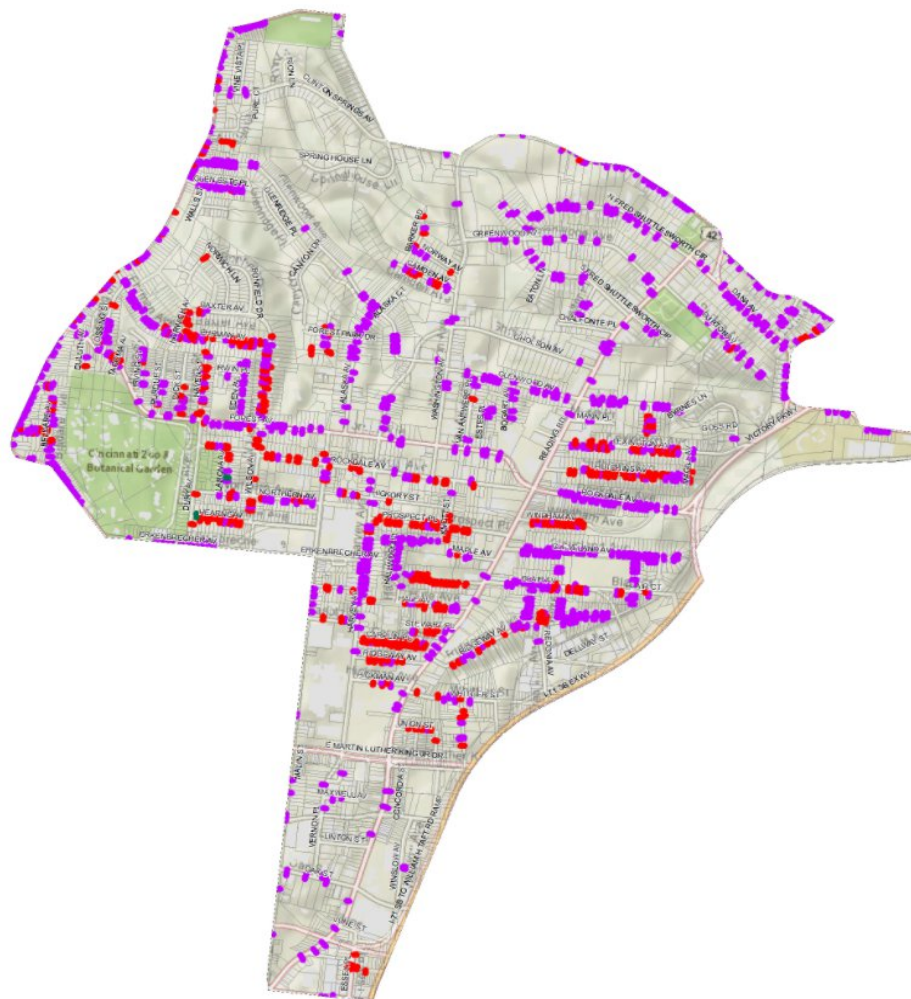
Note: Lead Service Line data will be updated upon field verification.

Avondale

Since 1/1/2016

Public Lead Lines 826, Replaced 80, Remaining 746

Private Lead Lines 1993, Replaced 75, Remaining 1918



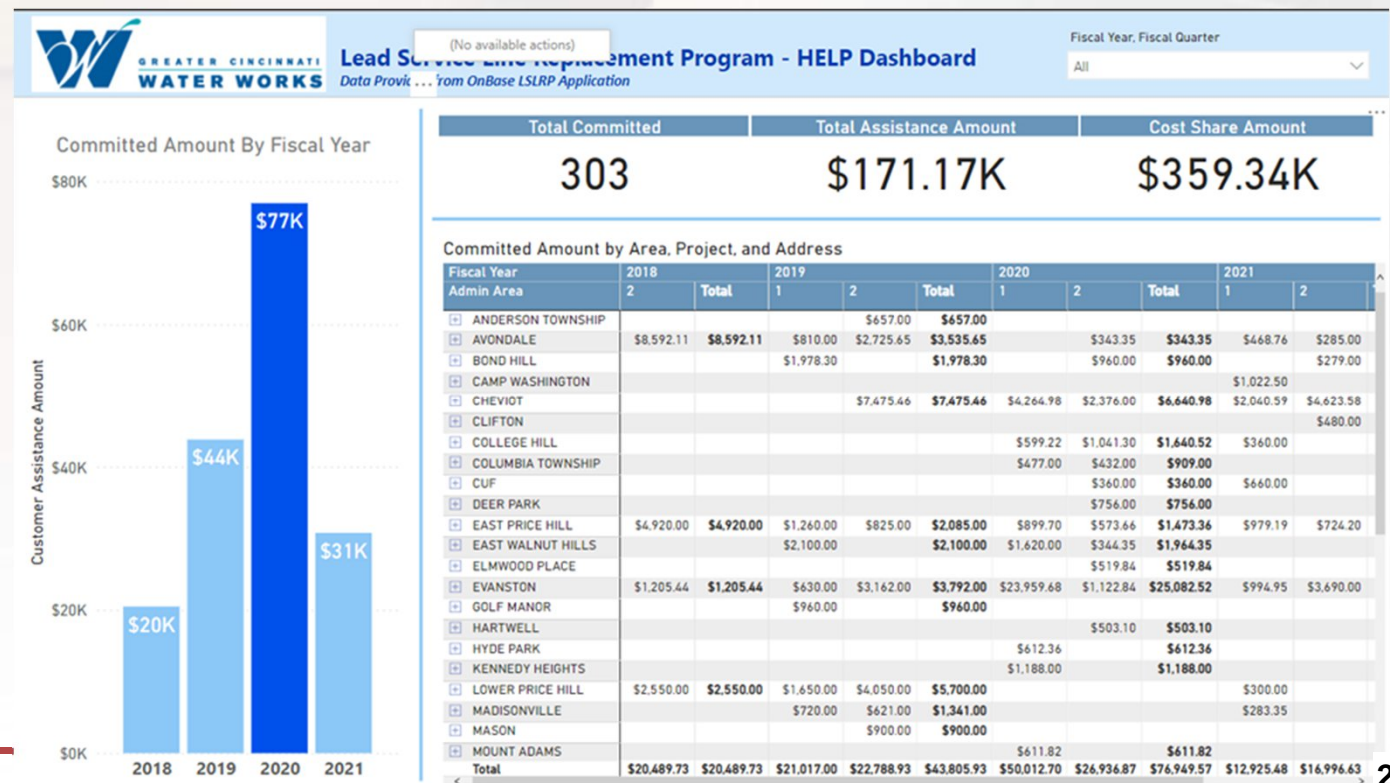
Demographics: *Source: [Department of City Planning Statistical Database](#)

- Total Population: **12,466**
- Population Under 5: **948**
- White %: **7**
- Black or African American %: **89**
- Total Hispanic or Latino Population %: **1**
- Owner Occupied Percentage: **24**
- Renter Occupied Percentage: **76**
- Median Household Income \$: **18,120.00**
- Poverty %: **36**

Note: Lead Service Line data will be updated upon field verification.

HELP Program

- Over 300 customers have been approved for HELP
- Over \$170,000 has been committed
- Average award/customer = \$565





Lead & Copper Rule (LCR) Update

Lead and Copper Rule

- Originally promulgated in 1991
- Control of lead in customer drinking water through corrosion control treatment
- Sampling at customer taps to ensure treatment is working
- Little incentive to replace lead lines



Need for Change

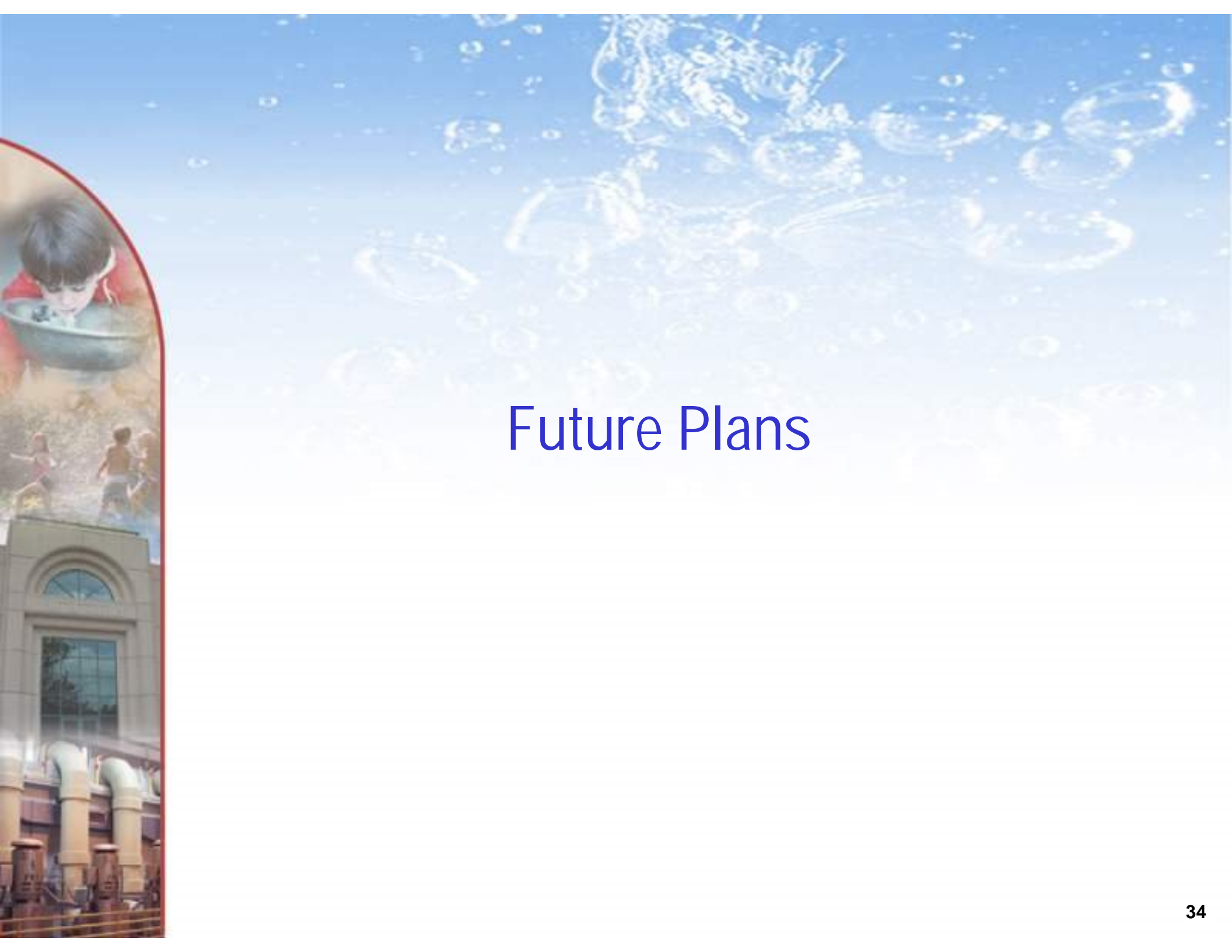
- Realization of lead impacts at extremely low levels
- As long as the sources of lead exist, real chance of lead getting into water
- Lead lines are the primary source of lead in water
- Very significant number of lead lines still in use

Revised LCR

- Published November 2020
- Focuses on removing lead while maintaining treatment
- Stricter sampling requirements will trigger replacements
- Develop inventory of where lines are
- Increase public outreach
- Required sampling of schools and childcares
- LSL removal plan must be developed
- Rule is currently under review

LSL Removal Plan

- Due by 2024
- Must identify where lines are
- Identify how a utility will replace LSLs
- Develop prioritization programs
- Identify how to pay for replacement
- Identify a "funding strategy for conducting lead service line replacements which considers ways to accommodate customers that are unable to pay to replace the portion they own"



Future Plans

Low Income Principal Forgiveness Loan

- GCWW applied for \$1,000,000 principal forgiveness loan from Ohio EPA
- Funds will be used as a grant for LSL replacement for low-income property owners
- Could assist several hundred homeowners
- GCWW posting a Request for Qualifications for qualified plumbers to be certified to the list to work on this program

Prepare for LCR Revisions

- Reduce # of service lines of “unknown” material
- Study impacts of new treatment (may be required)
- Evaluate current LSLRP and determine changes needed to comply with rule requirements
- GCWW likely triggered into mandatory replacement
- Cost is biggest barrier to LSL replacement
- Evaluate funding needs to support new rule
- Compliance could start as early as 2024
- Rule currently under review

Study Plans from Other Systems

Water System	Amount of Private Side Cost Share	Source of Funds
Green Bay, WI	Utility reimburses homeowners 100%	State grants
Louisville, KY	Utility reimburses homeowners 50%	Rates
Cleveland, OH	Utility pays 100% on Main Replacement Projects	Rates
Detroit	Utility pays 100%	Rates and some state grant funds
Ann Arbor, MI	Utility pays 100%	Rates
Pittsburgh, PA	Utility pays 100%	State loans repaid through rates
Indiana - American Water (27 systems in Indiana)	Utility pays 100%	Rates
Indianapolis, IN	Utility pays 100%	Rates
Denver, CO	Utility pays 100%	Rates
Washington DC	Utility pays 100% on Main Replacement Projects	Grant from City through tax fund
Newark, NJ	Utility pays 100%	Some grants and state loans repaid through rates
Philadelphia, PA	Utility pays 100% on Main Replacement Projects	Rates
Northern Kentucky Water District	Program in development	NA
Boston, MA	Utility pays up to \$4000, 5 year interest free loan for balance	Rates

Thanks for your time and attention!

Cathy Bernardino Bailey

Cathy.bailey@gcww.cincinnati-oh.gov

Social Media/Website	Handle/Name
Facebook	Greater Cincinnati Water Works
Facebook-Director	Cathy B. Bailey
Twitter	@CincinnatiWater
Twitter-Director	@1stLadyofWater
Lead Website	Lead.myGCWW.org

Supporting documentation

Filters

>

Search

There aren't any filters to display.

There aren't any filters to display.

Lead Test Kits Shipped & Entered in LIMS

13,595

Lead Test Kits Received from Customer

9,332

Lead Test Kits Pending Analysis

11

Lead Results At or Above 15 ug/L

501

Lead Test Kits Analyzed & Validated

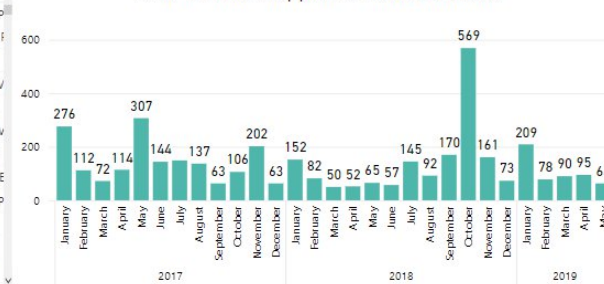
9,321

Lead Test Kits Pending Validation

0

Sample Number	Result	Result Date	Premise Number	Address
AC52815	3,880.00	Wednesday, May 6, 2020	4872800000	4115 ST MARTINS
AC35289	2,180.00	Wednesday, May 6, 2020	2626900000	3811 ST MARTINS
AC47577	1,850.00	Friday, January 17, 2020	0102510000	1624 HEWITT AV
AC68057	1,770.00	Monday, March 29, 2021	0704610000	3435 WHITFIELD A
AC47575	1,680.00	Friday, January 17, 2020	9245800000	1622 HEWITT AVE
AC41224	894.00	Monday, September 9, 2019	4377610000	2701 CLEINVILLE A
AC35861	695.00	Friday, May 3, 2019	5842120000	3841 TREVOR AVE
AC32582	647.00	Wednesday, February 27, 2019	7527300000	3642 GLENWAY AV
AC35598	584.00	Wednesday, May 27, 2020	7739600000	3632 ST MARTINS R
AC46616	536.00	Thursday, January 2, 2020	4139210000	1737 FAIRFAX AV
AC36000	518.00	Thursday, May 9, 2019	9027010000	3824 TREVOR AV
AC49282	436.00	Monday, March 2, 2020	5297300000	1535 ST LEGER PL
AC67630	403.00	Wednesday, January 6, 2021	0761300000	2324 DRYMONT CT

Lead Test Kits Shipped & Entered in LIMS



LeadServiceLineDashboard - Pow...

https://app.powerbi.com/groups/me/apps/6b7a548b-6d45-40de-9a7f-994ccd872ee1/reports/7cfa0fbd-18fe-448b-ab34-07822a3eed32/ReportSection99327934d7e3bd01c955?noSignUpCheck=1

Power BI GCWW Lead Program

Lead Service Line Dashboard | Data updated 4/19/21

Search

FileExportShareChat in TeamsCommentSubscribeReset to defaultBookmarksView

GCWW Lead Program

Lead Service Line Dashboard

Fund 312 - Private Lead

Branch Statistics

Branch

Neighborhood

Partial Lead Service

DRAFT - Projects

GIS Branch Edits

GCWW Lead Samples Report

LSL HELP Dashboard

LSLRP Program

LSLRP - Paginated Reports

LSLRP Letters

Other Paginated Reports

Go back

We updated the look of reports

Take a tour, and we'll show you how to get around.

Start tour

Greater Cincinnati Water Works

Lead Service Line Dashboard

Data provided from GIS

City

INSIDE OF CITY

OUTSIDE OF CITY

Fiscal Year, Fiscal Quarter

All

Active Lead Branch Totals

114

Public Only

26,345

Private Only

13,795

Full Service Line

40,254

Totals

Unknown Branches

1067

* Not included in Totals

Lead Branches Replaced by Fiscal Year

Drill on Rows

FY Desc	CITY FY Range	INSIDE OF CITY		OUTSIDE OF CITY	
		Private	Public	Private	Public
FY2016	1/2/2016 - 6/30/2016	29	173	3	23
FY2017	7/1/2016 - 6/30/2017	100	283	15	112
FY2018	7/1/2017 - 6/30/2018	161	239	20	46
FY2019	7/1/2018 - 6/30/2019	455	494	97	103
FY2020	7/1/2019 - 6/30/2020	803	955	104	103
FY2021	7/1/2020 - 4/19/2021	514	509	79	56

CITY	FY Designation	FY2016 1/2/2016-6/30/2016	FY2017 7/1/2016-6/30/2017	FY2018 7/1/2017-6/30/2018	FY2019 7/1/2018-6/30/2019	FY2020 7/1/2019-6/30/2020	FY2021 7/1/2020-4/19/2021
INSIDE OF CITY	Private	29	100	161	455	803	514
	Public	173	283	239	494	955	509
OUTSIDE OF CITY	Private	3	15	20	97	104	79
	Public	23	112	46	103	103	56

42

OnBase (OnBasePROD)

File Home Customer Complaints Employee Lead Sample Result Follow-up LSLRP OOD Document Tracking Pr

Open Create Delete Add to Favorites Add to Personal Page Add to Tile Groups Save Filter Settings Reset Filter Settings Display Column Chooser Auto Size Column Widths Open in New Window Collapse All Subfilter

General Favorites Settings

LSLRP

Filters

- Projects
 - Search Projects
 - All Projects (75)
- Properties
 - Search All Properties
 - Search Property Sales
 - Search Follow-up Properties
 - Search Surveys
 - Assessed (716)
 - Paid In Full (448)
 - Service Lines Replaced (One-Off Only) (917)
 - Service Lines Replaced (Projects Only) (806)
 - Service Line Replaced (All) (1723)
 - Self Perform (108)
 - Search Pending Replacements
- One-Off Quote Request
- Replacement Process
 - Pending Quote Request (24)
 - Pending 45 Day Notice (147)
 - Pending Customer Agreement (Over 45 Days) (184)
 - Pending Customer Agreement (Under 45 Days) (183)
 - Pending Contract Execution (146)
 - Pending Replacement (568)
 - Pending Final Bill Delivery (16)
 - Pending Final Bill Receipt (Under 30 Days) (60)
 - Pending Ordinance - Cincinnati (371)
 - Pending Ordinance - Outside Cincinnati (24)
 - Pending Assessment (22)
 - Sent to Collections (1)
- HELP Program
- Assessments
 - Ordinance Search
 - Assessment Search
 - Assessed Property Search
- Self Identification
- User Defined

Assessed Property Search

Constraints

- Ordinance Assessment Description =
- Ordinance Begin Year =
- Ordinance Ordinance # =
- Parcel # =
- Address =
- Admin Area Admin Area =
- Admin Area Municipality =
- Assessment Years =

Search Clear All



Date: May 26, 2021

202102024

To: Mayor and Members of City Council
From: Paula Boggs Muething, City Manager
Subject: Resolution - US Bike Route Numbering

Attached is an resolution captioned as follows:

EXPRESSING the support of the Mayor and City Council to designate certain bike routes crossing the City as U.S. Bicycle Routes, per the recommendation of the American Association of State Highway and Transportation Officials, the Ohio Department of Transportation, and the City's Department of Transportation and Engineering.

Approval of this Resolution will express that the Mayor and the City Council support the development of U.S. Bicycle Routes and direct the appropriate officials to take all the necessary and proper actions to ensure the two proposed bicycle routes through the City of Cincinnati as described in the Resolution which are designated U.S. Bicycle Route 21 and U.S. Bicycle Route 25 by the American Association of State Highway and Transportation Officials (AASHTO) and the Ohio Department of Transportation (ODOT).

The Administration recommends passage of the attached ordinance/resolution.

Exhibit "A" – U.S. Bike Routes in Cincinnati

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

RESOLUTION NO. _____ - 2021

EXPRESSING the support of the Mayor and City Council to designate certain bike routes crossing the City as U.S. Bicycle Routes, per the recommendation of the American Association of State Highway and Transportation Officials, the Ohio Department of Transportation, and the City's Department of Transportation and Engineering.

WHEREAS, bicycle tourism is a growing industry in North America, contributing \$133 billion a year to the economies of communities that provide facilities for such tourists; and

WHEREAS, the American Association of State Highway and Transportation Officials ("AASHTO") has designated a series of corridors crossing the country to be designated as U.S. Bicycle Routes to facilitate connection between a nationwide system and local communities; and

WHEREAS, the two U.S. Bicycle Routes suggested by AASHTO that would cross the State of Ohio are U.S. Bicycle Route 21 ("USB-21") and U.S. Bicycle Route 25 ("USB-25"), and the Ohio Department of Transportation ("ODOT") supports the designation and also intends to recognize the routes as state bicycle routes; and

WHEREAS, portions of the two U.S. Bicycle Routes, USB-21 and USB-25, coincide with existing off-street and on-street bicycle facilities that have been or will be constructed by the City of Cincinnati; and

WHEREAS, ODOT is supportive of the AASHTO suggested designation of U.S. Bicycle Routes in Ohio, subject to ongoing collaboration with affected jurisdictions to inventory, analyze, and designate specific facilities the routes will traverse; and

WHEREAS, the City of Cincinnati and the Adventure Cycling Association, a national organization that has a local presence in the City, together with ODOT and other stakeholders, have proposed the specific routes to be designated, and a map showing the routes is attached hereto; and

WHEREAS, the City's Department of Transportation and Engineering has investigated the proposed routes, agrees that designating them will promote bicycle tourism in the City, and recommends that the routes should be so designated and mapped; and

WHEREAS, once the routes are approved, there may be efforts to publicize the routes via internet maps, but the routes shall not be officially recognized and assigned bicycle route numbers until bicycle-specific infrastructure is present; now, therefore,

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

Section 1. That the Mayor and the City Council of the City of Cincinnati hereby express their support for the development of U.S. Bicycle Routes and request that the appropriate officials take all necessary and proper actions to ensure the two proposed bicycle routes through the City of Cincinnati, as depicted in Exhibit A attached hereto, are officially designated as U.S. Bicycle Route 21 (“USB-21”) and U.S. Bicycle Route 25 (“USB-25”) by the American Association of State Highway and Transportation Officials (“AASHTO”) and the Ohio Department of Transportation (“ODOT”).

Section 2. That this resolution be spread upon the minutes of Council and copies be sent to ODOT and to AASHTO through the City’s Department of Transportation and Engineering.

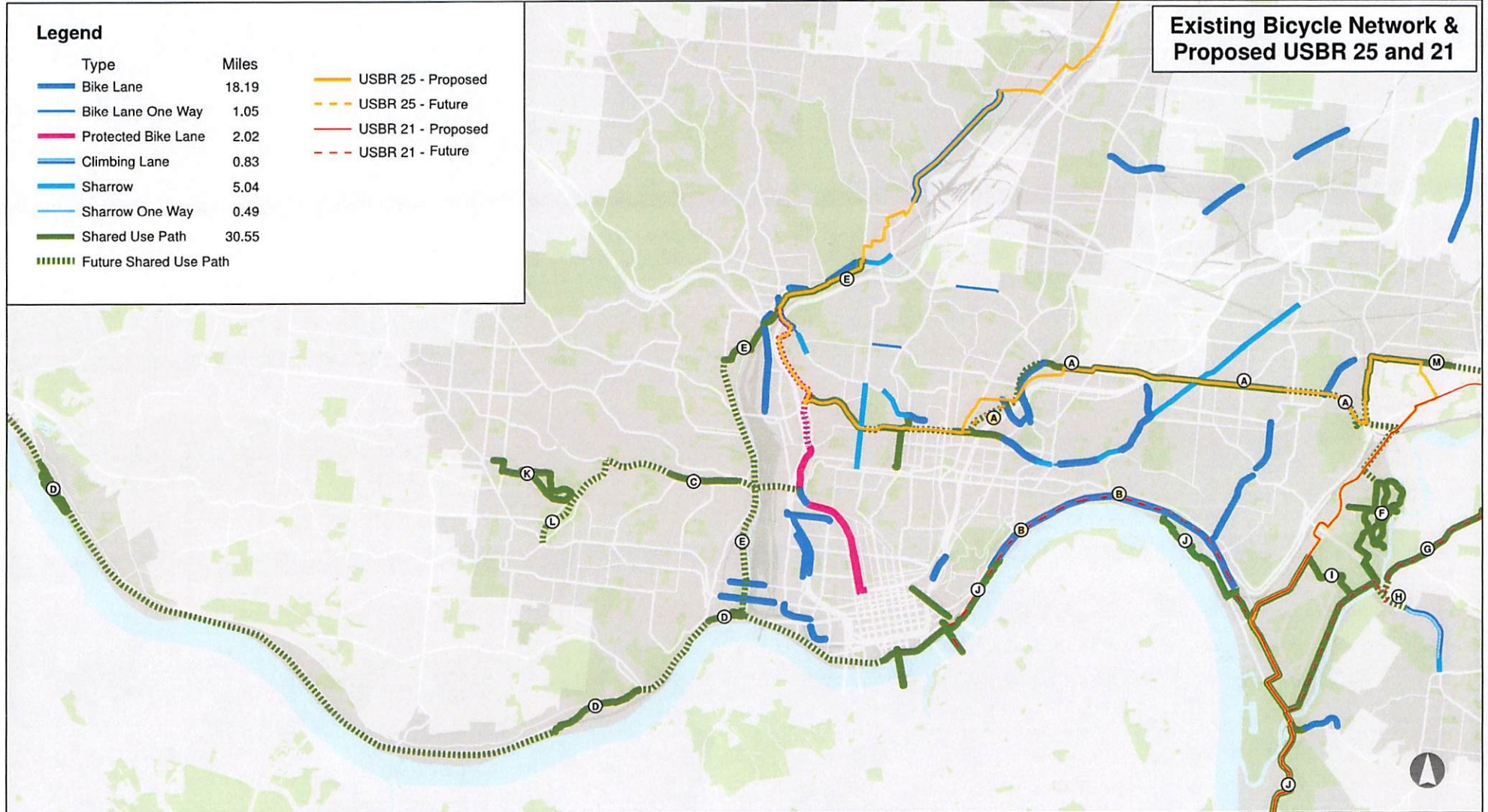
Passed: _____, 2021

John Cranley, Mayor

Attest: _____
Clerk

Legend

Type	Miles	
Bike Lane	18.19	USBR 25 - Proposed
Bike Lane One Way	1.05	USBR 25 - Future
Protected Bike Lane	2.02	USBR 21 - Proposed
Climbing Lane	0.83	USBR 21 - Future
Sharrow	5.04	
Sharrow One Way	0.49	
Shared Use Path	30.55	
Future Shared Use Path		

Existing Bicycle Network & Proposed USBR 25 and 21**Trail Names**

(A) Wasson Way	(E) Millcreek Trail	(J) Ohio River Trail
(B) ORT Oasis	(F) Otto Armleder Connector	(K) Dunham Trail
(C) Lick Run Bikeway	(G) Little Miami Scenic Trail (LMST)	(L) Rapid Run and Dunham Connector
(D) ORT West	(H) Beechmont Bridge LMST Connection	(M) Murray Trail
	(I) Lunken Airport Loop	

Cincinnati Bicycle Transportation Program

April 2021

6,200 3,100 0 6,200 Feet

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IN NO EVENT WILL THE PROVIDER BE LIABLE FOR DIRECT, INDIRECT, INCIDENTAL, OR CONSEQUENTIAL DAMAGES RESULTING FROM ANY DEFECT IN THE INFORMATION, EVEN IF ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. IN PARTICULAR, THE PROVIDER SHALL HAVE NO LIABILITY FOR ANY OTHER INFORMATION, PROGRAMS OR DATA USED WITH OR COMBINED WITH THE REQUESTED INFORMATION, INCLUDING THE COST OF RECOVERING SUCH INFORMATION, PROGRAMS OR DATA.

Cincinnati Area Geographic Information System [CAGIS]

May 26, 2021

To: Mayor and Members of City Council

From: Paula Boggs Muething, City Manager

202102025

**Subject: Ordinance: New Classification and Salary Range for the
classification of Maintenance Planner/Scheduler**

Attached is an Ordinance captioned:

ESTABLISHING the classification and salary range schedule for the new employment classification of Maintenance Planner/Scheduler; and **ENACTING** Section 292 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to establish a new salary schedule and classification title for the new classification consistent with the organizational changes described herein.

The Human Resources Director has approved to establish the salary schedule and classification title for the new employment classification of Maintenance Planner/Scheduler. The Department of Human Resources has done due diligence and conducted appropriate evaluation to ensure that the new salary schedule and classification title is consistent with similar positions with factors considered throughout the evaluation process including, scope of work and responsibility. The creation of the classification is necessary to fit the needs of the City, and consistent with the organizational changes described herein.

The Administration recommends passage of this Emergency Ordinance.

cc: William M. Brown, Human Resources Director

EMERGENCY

City of Cincinnati

LES

BWB

An Ordinance No. _____

-2021

ESTABLISHING the classification and salary range schedule for the new employment classification of Maintenance Planner/Scheduler; and ENACTING Section 292 of Division 1, Chapter 307 of the Cincinnati Municipal Code, in order to establish a new salary schedule and classification title for the new classification consistent with the organizational changes described herein.

WHEREAS, the City's Department of Human Resources is recommending the establishment of a new classification specification and salary range for Maintenance Planner/Scheduler in order to recruit and retain quality employees; and

WHEREAS, the creation of the Maintenance Planner/Scheduler classification specification is necessary to ensure consistency in the knowledge, skills, and abilities required to carry out the duties and tasks prescribed to the position; and

WHEREAS, the Maintenance Planner/Scheduler position and salary range provide an opportunity to increase effectiveness while maintaining a standard of excellence and a clear pathway for continued growth and career progression for employees; and

WHEREAS, the Department of Human Resources has done its due diligence and conducted appropriate internal comparisons to ensure the new classification and salary range are consistent with the scope of services and the level of responsibility of the position of a Maintenance Planner/Scheduler, and the factors considered throughout the evaluation process included liability, scope of responsibility, judgment and independent action, accountability, and desired levels of experience; and

WHEREAS, it has been determined that adopting the new salary range and classification title for the position is based upon a market analysis consistent with the organization changes described herein and internal cost of living adjustment comparisons as approved by City Council; now, therefore,

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

Section 1. That new Section 292 of Division 1, Chapter 307 of the Cincinnati Municipal Code is hereby enacted as shown below:

Classification	Minimum - Annual	Maximum - Annual
Maintenance Planner/Scheduler	\$63,948.23	\$71,836.38

Step 1	\$63,948.23
Step 2	\$65,920.26
Step 3	\$67,892.30
Step 4	\$69,864.34
Step 5	\$71,836.38

Section 2. 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 establish the classification and salary ranges in order to recruit and retain qualified employees.

Passed: _____, 2021

John Cranley, Mayor

Attest: _____
Clerk

City of Cincinnati



801 Plum Street, Suite 346-A
Cincinnati, Ohio 45202

Phone (513) 352-5205

Email Jan-Michele.Kearney@
cincinnati-oh.gov

Web www.cincinnati-oh.gov

202102083

Jan-Michele Lemon Kearney
Councilmember

May 26, 2021

MOTION

WE MOVE that the City of Cincinnati Administration provide a report on existing notice resources and practices for zoning changes, building issues, developments, notwithstanding ordinances, liquor licenses, and any other matter requiring notice to community councils, property owners and residents.

WE FURTHER MOVE to request information on options for providing notice to residents in addition to the neighborhood community councils and property owners.

Councilmember Jan-Michele Lemon Kearney

CAL → NC
KPP

880801808

June 3, 2021

To: Mayor and Members of City Council

202102090

From: Paula Boggs Muething, City Manager

Subject: Emergency Ordinance – Appropriate to Public Use Property for the
Riverside Drive Hillside Stabilization Project

Attached is an Emergency Ordinance captioned:

TO APPROPRIATE to public use property required for the construction
of a retaining wall, tiebacks, and drainage system as part of the
Riverside Drive Hillside Stabilization Project.

In 2017, the City initiated the construction of a retaining wall to protect affected underground public utility infrastructure, including mains for water, sanitary sewer, and natural gas in the Riverside Drive right of way as part of the Riverside Drive Hillside Stabilization Project. The City entered into agreements with owners of property on which the project was located for temporary access, with the understanding that the City would initiate appropriation of the property to public use in order to obtain permanent easements and provide compensation for the easements. This Emergency Ordinance is to initiate the process of appropriation.

The Administration recommends passage of this Emergency Ordinance.

cc: Cathy B. Bailey, Executive Director/Greater Cincinnati Water Works^{CBB/vja}

Attachment

EMERGENCY

City of Cincinnati

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BWB

An Ordinance No. _____

- 2021

TO APPROPRIATE to public use property required for the construction of a retaining wall, tiebacks, and drainage system as part of the Riverside Drive Hillside Stabilization Project.

WHEREAS, on June 13, 2018, Council for the City of Cincinnati passed Resolution No. 35-2018 captioned as follows:

DECLARING the intent to appropriate to public use property required for the construction of a retaining wall, tiebacks, and drainage system as part of the Riverside Drive Hillside Stabilization Project.

WHEREAS, notice of the passage of the Resolution has been served according to law; now, therefore,

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

Section 1. That it is hereby deemed necessary and hereby declared to be the intent of this Council to appropriate to public use for the purpose of the Riverside Drive Hillside Stabilization Project, which project includes the construction of a retaining wall, tiebacks, and drainage system to benefit the infrastructure and utilities of the City of Cincinnati located in, on, and under Riverside Drive, permanent easement interests in the real property described on Exhibit A attached to this ordinance and incorporated herein by reference, and temporary construction easements in the real property described on Exhibit B attached to this ordinance and incorporated herein by reference (collectively, the "Property"), with the owners of record of the Property being as follows:

<u>Project Parcel</u>	<u>Owner</u>	<u>Hamilton Co. Auditor Parcel Nos.</u>
05	The I.T. Verdin Co	032-0002-0106 thru 0113; 032-0001-0016

Section 2. That the City Solicitor is hereby authorized to commence proceedings in a proper court by filing a complaint for appropriation of the Property at such time as the City has met the requirements of Section 163.04 of the Ohio Revised Code.

Section 3. That at any time prior or subsequent to the filing of a complaint or complaints for appropriation, the City Manager is hereby authorized, with the approval of the City Solicitor, to acquire by purchase the real property interests described in Section 1 hereof, and in connection with such acquisition, or for the preparation of court proceedings, to enter into special contracts for necessary services, expert or otherwise, as the same may be required.

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 file one or more complaints for appropriation in order that the City may complete the Riverside Drive Hillside Stabilization Project, in accordance with the schedules set forth in the contracts being entered into for this project.

Passed: _____, 2021

John Cranley, Mayor

Attest: _____
Clerk

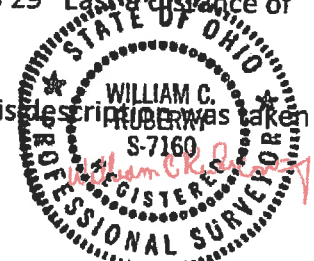
Permanent Retaining Wall Easement (05) for Book 32 Page 2 Parcel 106, 107, 108, 109, 110, 111, 112 & 113 of The I T Verdin Company

Situated in the City of Cincinnati, County of Hamilton, and State of Ohio, being part of Lots Thirty to Thirty Eight of the Plat of Subdivision of Carrsville by Francis Carr Deed Book 39 Page 5 as Recorded in the Hamilton County, Ohio Recorder's office, also part of the following Deeds recorded: Deed Book 4279 page 1432, Deed Book 7170 page 557, Deed Book 4366 page 1387, Deed Book 7170 page 555, Deed Book 7762 page 1468, Deed Book 4382 page 738 and Deed Book 4382 page 735.

Commencing at the intersection point of the north right of way line of Riverside Drive (Eastern Avenue) and the west right of way line of Merivale Street marked with an iron pin with cap set by Greater Cincinnati Water Works thence with the north right of way line South $60^{\circ}59'11''$ West a distance of 57.42 feet to the intersection of said north right of way line and the common property line of The I T Verdin Company Deed Book 4279 page 1432 and Merivale Station LLC Deed Book 10023 page 1665 recorded in the Hamilton County, Ohio Recorder's office; thence leaving said north right of way line with the said common property line North $28^{\circ}43'29''$ West a distance of 95.94 feet to the intersection of said common property line with the common Permanent Retaining Wall and Temporary Construction easement line and the Point of Beginning for this description.

Thence leaving said common property line with the common Permanent Retaining Wall and Temporary Construction easement line South $60^{\circ}47'09''$ West a distance of 112.36 feet to an angle point in the common Permanent Retaining Wall and Temporary Construction easement line; thence continuing with said common easement line South $60^{\circ}48'36''$ West a distance of 97.64 feet to the intersection of the common Permanent Retaining Wall and Temporary Construction easement line with the common property line of The I T Verdin Company Deed Book 4382 page 735 and Andrew Filusch Deed Book 4226 page 1243 recorded in the Hamilton County, Ohio Recorder's office; thence with the common property line North $28^{\circ}43'29''$ West a distance of 29.75 feet to the intersection of said common property line with the south property line of SORTA recorded in Deed Book 6507 page 257; thence with the south line of SORTA and north property line of The I T Verdin Company North $60^{\circ}59'11''$ East a distance of 210.00 feet to the intersection of said north property line and the common property line of The I T Verdin Company Deed Book 4279 page 1432 and Merivale Station LLC Deed Book 10023 page 1665 recorded in the Hamilton County, Ohio Recorder's office; thence with said common property line South $28^{\circ}43'29''$ East a distance of 29.06 feet to the Point of Beginning.

Containing 6,177.663185 square feet or 0.142 acre of land, more or less. This description was taken from a survey by Greater Cincinnati Water Works on February 20, 2017



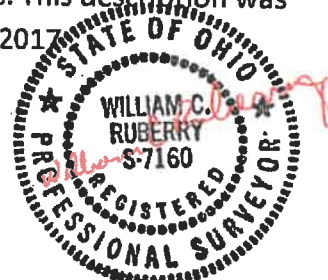
Temporary Construction Easement (05) for Book 32 Page 2 Parcel 106, 107, 108, 109, 110, 111, 112 & 113 of The I T Verdin Company

Situated in the City of Cincinnati, County of Hamilton, and State of Ohio, being part of Lots Thirty to Thirty Eight of the Plat of Subdivision of Carrsville by Francis Carr Deed Book 39 Page 5 as Recorded in the Hamilton County, Ohio Recorder's office, also part of the following Deeds recorded: Deed Book 4279 page 1432, Deed Book 7170 page 557, Deed Book 4366 page 1387, Deed Book 7170 page 555, Deed Book 7762 page 1468, Deed Book 4382 page 738 and Deed Book 4382 page 735.

Commencing at the intersection point of the north right of way line of Riverside Drive (Eastern Avenue) and the west right of way line of Merivale Street marked with an iron pin with cap set by Greater Cincinnati Water Works thence with the north right of way line South 60°59'11" West a distance of 57.42 feet to the intersection of the north right of way line Riverside Drive (eastern Avenue) and the common property line of The I T Verdin Company Deed Book 4279 page 1432 and Merivale Station LLC Deed Book 10023 page 1665 recorded in the Hamilton County, Ohio Recorder's office and the Point of Beginning for this description.

Thence continuing with the north right of way line of Riverside Drive (Eastern Avenue) South 60°59'11" West a distance of 210.00 feet to the intersection of said north right of way line and the common property line of The I T Verdin Company Deed Book 4382 page 735 and Andrew Filusch Deed Book 4226 page 1243 recorded in the Hamilton County, Ohio Recorder's office; thence leaving said north right of way line with the said common property line North 28°43'29" West a distance of 95.25 feet to the intersection of said common property line with the common Permanent Retaining Wall and Temporary Construction easement line; thence with the Permanent Retaining Wall and Temporary Construction easement line North 60°48'36" East a distance of 97.64 feet to an angle point in said easement line; thence continuing with said easement line North 60°47'09" East a distance of 112.36 feet to the intersection of the common Permanent Retaining Wall and Temporary Construction easement line with the common property line of The I T Verdin Company Deed Book 4279 page 1432 and Merivale Station LLC Deed Book 10023 page 1665 recorded in the Hamilton County, Ohio Recorder's office; thence with said common property line South 28°43'29" East a distance of 95.94 feet to the Point of Beginning.

Containing 20,072.002733 square feet or 0.461 acre of land, more or less. This description was taken from a survey by Greater Cincinnati Water Works on February 20, 2017.



Temporary Construction Easement (05A)

for Book 32 Page 1 Parcel 16

The I T Verdin Company

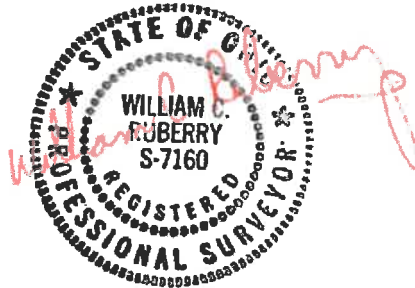
Situated In the City of Cincinnati, County of Hamilton, and State of Ohio, being part of Lot Fifteen of the Plat of Vanceville Subdivision Deed Book 101 Page 220 as Recorded in the Hamilton County, Ohio Recorder's office, also part of the recorded Deed Book 3809 page 538.

Commencing at an existing Iron pin cap by Abercrombie & Associates on the intersection of the north right of way line of Riverside Drive (Eastern Avenue) and the common line between Merivale Station LLC in Deed Book 9015 page 729 and Elizabeth Squeri-Kroth in Deed Book 11671 page 1209 recorded in the Hamilton County, Ohio Recorder's office; thence along said common property line North 30°22'50" West a distance of 111.05 feet to the common corner of said properties recorded in Deed Book 9015 page 759 and Deed Book 11671 page 1209 and the south property line of SORTA recorded in Deed Book 6507 page 257; thence along said south property line of SORTA the following three courses: South 62°52'45" West a distance of 73.01 feet to a point; thence South 63°55'41" West a distance of 50.30 feet to a point; thence South 63°55'15" West a distance of 114.50 feet to the intersection of said south property line of SORTA and the common property line between Merivale Station LLC Deed Book 9452 page 6371 and Patrick J. & Jeanne K. Cunningham Deed Book 10362 page 477 recorded in the Hamilton County, Ohio Recorder's office; thence with said common property line South 32°21'09" East a distance of 122.49 feet to the intersection of said common property line and north right of way line of Riverside Drive (Eastern Avenue); thence with the said right of way line South 60°53'10" West a distance of 91.79 feet to the intersection of the north right of way line of Riverside Drive (Eastern Avenue) and the common property line of The I T Verdin Company Deed Book 3809 page 538 and Gerald S. and Betty R. Burns Deed Book 6159 page 45 and the point of Beginning for this description.

Thence continuing with said north right of way line South 60°53'10" West a distance of 72.10 feet to the intersection of the north right of way line of Riverside Drive (Eastern Avenue) and the east right of way of Merivale Street and the west property line Deed Book 3809 page 538; thence with the said east right of way line and Deed Book 3809 page 538 North 07°12'08" East a distance of 108.04 feet to common property line of The I T Verdin Company Deed Book 3809 page 538 and Merivale Station LLC Deed Book 11232 page 519; thence with said common property line North 71°00'51" East a distance of 3.27 feet to the common property corner of The I T Verdin Company Deed

Book 3809 page 538 and Gerald S. and Betty R. Burns Deed Book 6159 page 45 Deed;
thence with said common property line South 32°21'09" East a distance of 86.62 feet to
the Point of Beginning.

Containing 3,276.477700 square feet or 0.075 acre of land, more or less. This
description was taken from a survey by Greater Cincinnati Water Works on February 20,
2017



June 3, 2021

To: Mayor and Members of City Council

202102101

From: Paula Boggs Muething, City Manager

Subject: Emergency Ordinance – Modifying 506-4 e-Scooter Regulations

Transmitted herewith is an emergency ordinance captioned as follows:

MODIFYING the provisions of Title V, “Traffic Code,” of the Cincinnati Municipal Code by **AMENDING** Section 501-1-E3, “e-Scooter,” of Chapter 501, “Definitions,” Section 506-4, “Operation of Bicycle, Motorized Bicycles, e-Scooters, and Motorcycles,” of Chapter 506, “Operation and Right of Way,” and Section 505-13, “Protective Equipment,” of Chapter 505, “Loads and Passengers,” and by **ORDAINING** new Section 501-1-L2, “Low Speed Micromobility Device,” of Chapter 501, “Definitions,” for the purpose of modifying regulations governing the operation of e-scooters on City sidewalks, rights-of-way, and streets.

The reason for the emergency is to update the Cincinnati Municipal Code to ensure the safe operation of low speed micromobility devices and e-scooters that are presently operating within the City.

Date: May 26, 2021

To: Mayor and Members of City Council
From: Paula Boggs Muething, City Manager *AWB*
Subject: **Emergency Ordinance – Modifying 506-4 e-Scooter Regulations**

Transmitted herewith is an emergency ordinance captioned as follows:

MODIFYING the provisions of Title V, “Traffic Code,” of the Cincinnati Municipal Code by **AMENDING** Section 501-1-E3, “e-Scooter,” of Chapter 501, “Definitions,” Section 506-4, “Operation of Bicycle, Motorized Bicycles, e-Scooters, and Motorcycles,” of Chapter 506, “Operation and Right of Way,” and Section 505-13, “Protective Equipment,” of Chapter 505, “Loads and Passengers,” and by **ORDAINING** new Section 501-1-L2, “Low Speed Micromobility Device,” of Chapter 501, “Definitions,” for the purpose of modifying regulations governing the operation of e-scooters on City sidewalks, rights-of-way, and streets.

AWG/JRS/(lnk)
Attachment
338471

EMERGENCY
City of Cincinnati
An Ordinance No. _____

JRS
AWG
- 2021

MODIFYING the provisions of Title V, "Traffic Code," of the Cincinnati Municipal Code by **AMENDING** Section 501-1-E3, "e-Scooter," of Chapter 501, "Definitions," Section 506-4, "Operation of Bicycle, Motorized Bicycles, e-Scooters, and Motorcycles," of Chapter 506, "Operation and Right of Way," and Section 505-13, "Protective Equipment," of Chapter 505, "Loads and Passengers," and by **ORDAINING** new Section 501-1-L2, "Low Speed Micromobility Device," of Chapter 501, "Definitions," for the purpose of modifying regulations governing the operation of e-scooters on City sidewalks, rights-of-way, and streets.

WHEREAS, the General Assembly of the State of Ohio passed House Bill 295, as codified in Ohio Revised Code Chapter 4511, to permit the operation of low-speed micromobility devices or e-scooters ("e-scooters") on City streets and sidewalks, subject to regulations and prohibitions established by the City; and

WHEREAS, the proliferation of e-scooters presents a safety issue for the City and the City Administration has received complaints about e-scooters being operated on the sidewalks, shared-use paths, and parks within the City; and

WHEREAS, the City Administration recommends modifying the Cincinnati Municipal Code to ensure the safe operation of e-scooters in light of the passage of HB 295; and

WHEREAS, Council desires to clarify the legal prohibition against riding or operating e-scooters on the areas where pedestrian safety is needed, and further to educate the public about the corresponding safety risks to pedestrians and to the riders themselves; and

WHEREAS, Council desires that the City Administration hold e-scooter operators accountable for failing to adhere to the rules for their safe operation, including by issuing tickets and fines; now, therefore,

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

Section 1. That Section 501-1-E3, "e-Scooter," of the Cincinnati Municipal Code is hereby amended as follows:

Sec. 501-1-E3. - e-Scooter.

"e-Scooter" shall mean a low-speed micromobility device and shall additionally mean any motorized scooter consisting of a footboard mounted on two wheels, with a long steering handle, propelled by electric motor or another type of motor

such that the rider of an e-scooter is able to keep both feet on the vehicle's footboard while riding. An "e-scooter" is different from a non-motorized "scooter," which term is defined in Section 501-1-S9 of this chapter.

Section 2. That existing Section 501-1-E3, "e-Scooter," of the Cincinnati Municipal Code is hereby repealed.

Section 3. That new Section 501-1-L2, "Low Speed Micromobility Device," of the Cincinnati Municipal Code is hereby ordained to read as follows

Sec. 501-1-L2. – Low Speed Micromobility Device

"Low-speed micromobility device" shall have the same meaning as that term has in Ohio Revised Code Section 4511.01(WWW).

Section 4. That Section 506-4, "Operation of Bicycles, Motorized Bicycles, e-Scooters, and Motorcycles," of the Cincinnati Municipal Code is hereby amended as follows:

Sec. 506-4. - Operation of Bicycles, Motorized Bicycles, e-Scooters, and Motorcycles.

- (a) Every person operating a bicycle, motorized bicycle, or e-scooter shall obey the rules of operation and right-of-way for all vehicles as provided by this chapter and elsewhere in Title V of the Cincinnati Municipal Code except when clearly exempted from any section thereof.
- (b) Every person operating a bicycle, motorized bicycle, or e-scooter upon a roadway shall ride as near to the right side of the roadway as practicable, obeying all traffic rules applicable to vehicles and exercising due care when passing a standing vehicle or one proceeding in the same direction.
- (c) Persons operating bicycles, motorized bicycles, or e-scooters shall ride in the same direction as all other vehicular traffic.
- (d) Persons operating bicycles, motorized bicycles, e-scooters, or motorcycles upon a roadway shall ride not more than two abreast in a single lane.
- (e) No person shall operate a bicycle, motorized bicycle, or e-scooter on a city sidewalk, except for bicycles in certain areas ridden by minors 15 years of age or younger as authorized under Section 506-5 of this chapter.

(f) No operator of an e-scooter device shall do any of the following:

- (1) Fail to yield the right-of-way to pedestrians at all times;

(2) Fail to give an audible signal before overtaking and passing a pedestrian;

(3) Operate the device at night, unless the device or its operator is equipped with or wearing both of the following:

(a) A lamp pointing to the front that emits a white light visible from a distance of not less than five hundred feet; and

(b) A red reflector facing the rear that is visible from all distances from one hundred feet to six hundred feet when directly in front of lawful lower beams of head lamps on a motor vehicle.

(4) Park an e-scooter on a sidewalk in a manner that impedes the flow of pedestrian travel, interferes with an intended function of the sidewalk, or blocks or obstructs any doorway, crosswalk, or other access routes.

(5) Operate an e-scooter while it is occupied by more than one person. E-scooters shall only be occupied by one person while in operation.

(g) No person who is under sixteen years of age shall rent an e-scooter.

(1) No person shall knowingly rent an e-scooter to a person who is under sixteen years of age.

(2) No person shall knowingly rent an e-scooter for use by a person who is under sixteen years of age.

(h) No person shall operate an e-scooter at a speed greater than 15 miles per hour.

(i) No person who is under the age of 16 shall operate an e-scooter capable of obtain a speed greater than 10 miles per hour.

(j) No person shall operate an e-scooter in the Streetcar Obstruction Zone, except when crossing over the Streetcar Obstruction Zone, which shall be done at a ninety-degree angle or otherwise perpendicular to the streetcar tracks.

(k) Violation of this section shall be punishable as a traffic violation misdemeanor as defined in Section 512-1 of the Cincinnati Municipal Code.

Section 5. That the existing Section 506-4, "Operation of Bicycle, Motorized Bicycles, e-Scooters, and Motorcycles," of the Cincinnati Municipal Code is hereby repealed.

Section 6. That Section 505-13, "Protective Equipment," of the Cincinnati Municipal Code is hereby amended as follows:

Sec. 505-13. - Protective Equipment.

(a) Motorized bicycles.

- (1) No person shall operate a motorized bicycle on a street or highway, or be a passenger on a motorized bicycle, unless wearing a protective helmet on the head, with the chin strap properly fastened, and using safety glasses or other protective eye device. Such helmet, safety glasses, or other protective eye device shall conform with regulations prescribed and promulgated by the Ohio director of highway safety for motorcycles under the provisions of Section 4511.53 of the Revised Code. **2**
- (2) For purposes of this Section, “motorized bicycle” shall have the same meaning as defined in Section 501-1-M2.
- (3) For purposes of this Section “street or highway” shall have the same meaning as defined in Section 501-1-S3.

(b) Bicycles, Scooters, Skateboards, e-Scooters, Roller Skates and In-Line Skates.

- (1) No person 15 years of age and under shall operate a bicycle, e-scooter, skateboard, or scooter or ride as a passenger on such device, or wear roller skates or in-line skates, within the city of Cincinnati on any public or non-residential property, unless such person is wearing a protective helmet on his or her head, with the chin strap fastened under the chin. Such helmet shall be fitted to the size of the operator and shall meet or exceed the standards set by ANSI (American National Standards Institute), CPSC (Consumer Product Safety Commission), or SNELL (Snell Memorial Foundation). This ordinance shall not apply to any person riding a bicycle, e-scooter, skateboard or scooter as the operator or passenger or wearing roller skates or in-line skates on any property which is a single-family residence.
- (2) No person who is 15 years of age and under shall violate Section 505-13B.
- (3) The penalty for a violation of this ordinance shall be as follows:
 - a. First offense: written warning;
 - b. Second offense: written warning and the juvenile shall view a safety video within 45 days. Failure to view the video within 45 days shall result in a minor misdemeanor citation; and
 - c. Third and all subsequent offenses: minor misdemeanor.

If aggravating circumstances are present, such as a traffic accident or a near accident or there are accompanying criminal or traffic charges against the minor, the officer shall issue a citation rather than a warning.

(4) For purposes of this Section “bicycle” shall have the same meaning as defined in Section 501-1-B.

(5) For purposes of this Section, “e-scooter” shall have the same meaning as defined in Section 501-1-E3.

Section 7. That the existing Section 505-13, “Protective Equipment,” of the Cincinnati Municipal Code is hereby repealed.

Section 8. That the City Manager and the proper City officials are authorized to take all necessary and proper actions to carry out the provisions of this ordinance, including by updating applicable rules and regulations, to implement Sections 1 through 7 hereof.

Section 9. 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 to update the Cincinnati Municipal Code to ensure the safe operation of low speed micromobility devices and e-scooters that are presently operating within the City.

Passed: _____, 2021

John Cranley, Mayor

Attest: _____
Clerk

Additions indicated by underline; Deletions indicated by strikethrough.