

**PUBLIC HEARINGS
MONDAY, APRIL 10, 2023**

7:20 P.M. – ORDINANCE NO. 38-23 – AN ORDINANCE TO AMEND THE PLANNING AND ZONING CODE SECTION 1270.03 SCHEDULE OF PERMITTED USES AND SECTION 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS TO REQUIRE A SPECIAL USE PERMIT FOR DRIVE-THRUS IN THE C-4 DISTRICT

7:25 P.M. – ORDINANCE NO. 39-23 – AN ORDINANCE TO AMEND THE PLANNING AND ZONING CODE SECTIONS 1228.04, 1230.02 AND 1244.06 TO MAKE PRE-APPLICATION MEETINGS WITH STAFF MANDATORY FOR ALL PROJECTS

**AGENDA
AVON CITY COUNCIL
REGULAR MEETING
MONDAY, APRIL 10, 2023**

7:30 P.M.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. ROLL CALL

Jennifer Demaline, Ward 1	Bryan Jensen, Mayor
Tammy Holtzmeier, At Large	Ryan Cummins, City Engineer
Dennis McBride, Ward 2	Pam Fechter, Economic Development/Planning Coordinator
Anthony Moore, Ward 3	John Gasior, Law Director
Scott Radcliffe, Ward 4	Steve Presley, Finance Director
Craig Witherspoon, At Large	Duane Streator, Safety/Public Service Director
Brian Fischer, At Large, Council President	Barbara Brooks, Clerk of Council

3. CORRESPONDENCE

- 1.
- 2.

4. ADDITIONS AND DELETIONS TO THE AGENDA

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| 1. Motion to amend the agenda. | 1. | 2. |
| 2. Motion to accept the agenda as amended | 1. | 2. |

5. MINUTES OF THE WORK SESSION OF COUNCIL HELD MONDAY, MARCH 20, 2023

Motion to dispense with the reading of the minutes of the Work Session of Council held Monday, March 20, 2023, and to approve said minutes as published. 1. 2.

6. MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, MARCH 27, 2023

Motion to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, March 27, 2023, and to approve said minutes as published. 1. 2.

7. ORDINANCE NO. 38-23 – TO AMEND THE PLANNING AND ZONING CODE SECTION 1270.03 SCHEDULE OF PERMITTED USES AND SECTION 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS TO REQUIRE A SPECIAL USE PERMIT FOR DRIVE-THRUS IN THE C-4 DISTRICT

The Clerk will read Ordinance No. 38-23 by title only.

The Chairman declares this to be the third of three readings of Ordinance No. 38-23.

Motion to adopt Ordinance No. 38-23. 1. 2.

8. [ORDINANCE NO. 39-23](#) – TO AMEND THE PLANNING AND ZONING CODE SECTIONS 1228.04, 1230.02 AND 1244.06 TO MAKE PRE-APPLICATION MEETINGS WITH STAFF MANDATORY FOR ALL PROJECTS
 The Clerk will read Ordinance No. 39-23 by title only.
 The Chairman declares this to be the third of three readings of Ordinance No. 39-23.
 Motion to adopt Ordinance No. 39-23. 1. 2.
9. [ORDINANCE NO. 47-23](#) – AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HAZEN AND SAWYER TO PERFORM WATER AND SANITARY SEWER SYSTEM DYNAMIC RATE ANALYSIS MODELING
 The Clerk will read Ordinance No. 47-23 by title only.
 Motion to suspend the rules and act on Ordinance No. 47-23. 1. 2.
 Motion to adopt Ordinance No. 47-23. 1. 2.
10. [ORDINANCE NO. 48-23](#) – REAPPROPRIATIONS
 The Clerk will read Ordinance No. 48-23 by title only.
 Motion to suspend the rules and act on Ordinance No. 48-23. 1. 2.
 Motion to adopt Ordinance No. 48-23. 1. 2.
11. [ORDINANCE NO. 49-23](#) – AUTHORIZING THE MAYOR TO ACCEPT A DONATION MADE TO THE AVON SENIOR CENTER BY THE VETERANS OF FOREIGN WARS OF OHIO CHARITIES, (VFW POST 7035)
 The Clerk will read Ordinance No. 49-23 by title only.
 Motion to suspend the rules and act on Ordinance No. 49-23. 1. 2.
 Motion to adopt Ordinance No. 49-23. 1. 2.
12. [ORDINANCE NO. 50-23](#) – DETERMINING TO PROCEED WITH THE CONSTRUCTION AND RECONSTRUCTION OF APPROXIMATELY 475 LINEAL FEET OF CHESTER ROAD, TOGETHER WITH ALL NECESSARY APPURTENANCES AND RELATED IMPROVEMENTS THERETO
 The Clerk will read Ordinance No. 50-23 by title only.
 Motion to suspend the rules and act on Ordinance No. 50-23. 1. 2.
 Motion to adopt Ordinance No. 50-23. 1. 2.
13. [ORDINANCE NO. 51-23](#) – TO AWARD THE BID FOR THE CHESTER ROAD WIDENING - PHASE II PROJECT
 The Clerk will read Ordinance No. 51-23 by title only.
 Motion to suspend the rules and act on Ordinance No. 51-23. 1. 2.
 Motion to adopt Ordinance No. 51-23. 1. 2.
14. [RESOLUTION NO. R-21-23](#) – TO AUTHORIZE THE MAYOR TO PARTICIPATE IN A COOPERATIVE PURCHASING PROGRAM WITH THE OHIO DEPARTMENT OF TRANSPORTATION, WINTER CONTRACT FOR ROAD SALT
 The Clerk will read Resolution No. R-21-23 by title only.
 Motion to suspend the rules and act on Resolution No. R-21-23. 1. 2.
 Motion to adopt Resolution No. R-21-23. 1. 2.

15. REPORTS AND COMMENTS

MAYOR JENSEN

COUNCIL MEMBERS:

MRS. DEMALINE, WARD 1

MRS. HOLTZMEIER, AT LARGE

MR. MCBRIDE, WARD 2

MR. MOORE, WARD 3

MR. RADCLIFFE, WARD 4

MR. WITHERSPOON, AT LARGE

MR. FISCHER, AT LARGE

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER

MS. FECHTER, ECONOMIC DEVELOPMENT/PLANNING COORDINATOR

MR. GASIOR, LAW DIRECTOR

MR. PRESLEY, FINANCE DIRECTOR

MR. STREATOR, SAFETY/PUBLIC SERVICE DIRECTOR

AUDIENCE:

16. ADJOURN:

Motion to adjourn the Regular Meeting of Council

1.

2.