

ORDINANCE NO. 78-25

**AN ORDINANCE TO ADOPT PHASE ONE OF THE SHADE TREE PLAN
FOR THE CITY OF AVON FOR IMPLEMENTATION IN FALL 2025
AND DECLARING AN EMERGENCY**

WHEREAS, residential and non-residential growth in the City of Avon over the last 25 years has diminished the City's tree canopy; and

WHEREAS, in recent years the City has focused its attention on, among other things, preserving its tree canopy by creating a Tree Commission, conducting Arbor Day events and becoming a Tree City U.S.A.; and

WHEREAS, the Tree Commission at their August 13, 2025 meeting recommended the implementation of a "Shade Tree Plan" wherein during Phase One of the Plan around 21 trees will be planted in various locations within the City during the Fall of 2025; and

WHEREAS, being proactive and taking steps to replenish the tree canopy will be beneficial to all the citizens of the City of Avon now and into the future; and

WHEREAS, Council, having reviewed the Shade Tree Plan - Phase One deems it to be in the best interests of the health, safety, and welfare of the community that it be adopted as a first step to restoring the tree canopy throughout the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 – That Phase One of the Shade Tree Plan shall be adopted and implemented as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

Section 2 – Funding for this project has been approved by Council in Ordinance No. 73-25 which passed on August 11, 2025. Council approved appropriation of \$15,000 for Phase One of the Shade Tree Plan.

Section 3 – That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, unless exempted by statute, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to implement Phase One of the Shade Tree Plan to plant 21 trees this fall throughout the City; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: September 8, 2025

DATE SIGNED: September 8, 2025

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR:

Bryan K. Jensen
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara J. Brooks
Barbara J. Brooks, Clerk of Council

POSTED: September 11, 2025
Electronically and at City Hall as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Ordinance No. 78-25, passed by the Council of said City on September 8, 2025.

IN WITNESS WHEREOF, I have on this 9th day of September 2025, affixed my signature and official seal.

Barbara J. Brooks
Barbara J. Brooks, Clerk of the Council
of the City of Avon, Ohio

EXHIBIT A TO ORD. NO. 78-25

SHADE TREES PLAN FOR CITY PARKS AND SPORTS FIELDS

SCHWARTZ ROAD PARK –

6 trees:

Soccer field – west side - 1 tree by bleachers

Soccer field – northeast side – 2 trees by bleachers

Soccer field – southeast side – 1 tree by bleachers

Baseball field – 1 tree

Playground – 1 tree

LITTLE LEAGUE FIELD

6 trees:

First diamond – 1 tree

A field – 2 trees by bleachers

E field – 2 trees by bleachers

2 field – 1 tree

SOCCER FIELDS AND PLAYGROUNDS BEHIND CITY HALL

8 trees:

Playground – 5 trees

Soccer fields – 3 trees between fields

NORTHGATE PARK

3 trees:

Playground – 3 trees

EAGLE'S POINT PARK

5 trees:

Playground – 5 trees

VETERANS' MEMORIAL PARK

5 trees:

Playground – 2 trees by benches

Field 1 – 1 tree by bench

Stop Sign by walking path – 1 tree by bench

Dog Park – 1 tree in middle by bench

- Move one of the existing benches so it's in the shaded area of dog park.

AQUATIC CENTER

5 trees:

Green space with picnic tables (between pool and playground) – 4 trees

Bench by playground – 1 tree

- Move Hearts of Gold tree to another location

TOTAL NUMBER OF TREES: 38

PHASE 1 (FALL 2025):

Schwartz Road Park – 6 trees

Little League Field – 6 trees

Soccer Fields & Playgrounds Behind New City Hall – 3 trees

Northgate Park – 3 trees

Eagle's Point Park – 1 tree (by playground)

Veterans' Memorial Park – 2 trees (dog park and walking path)

TOTAL: 21 trees