

**CITY COUNCIL AGENDA**  
**October 1, 2018**  
**7:30p.m.**

The meeting convenes at City Hall, in Council Chambers, 1<sup>st</sup> Floor, 538 N. Market Street, Wooster, Ohio.

- I. ROLL CALL & ORDERING OF AGENDA**
- II. APPROVAL OF MINUTES**
- III. EXECUTIVE SESSION – ORC121.22G(1)**  
Personnel
- IV. COMMUNICATIONS FROM MAYOR/ADMINISTRATION**
- V. PETITIONS/COMMUNICATIONS FROM PUBLIC**  
Liquor Control – C1:  
Raguji Inc.  
DBA Sunoco Mart  
209 Beall Avenue  
Wooster, Ohio 44691
- VI. COMMITTEE REPORTS; PUBLIC HEARINGS**
- VII. UNFINISHED BUSINESS**
  1. Third Reading – RESOLUTION NO. 2018-050  
A RESOLUTION AUTHORIZING THE MAYOR TO MAKE A GIFT TO THE WAYNE COUNTY COMMUNITY FOUNDATION FOR THE BENEFIT OF THE WAYNE COUNTY FAIRGROUND IMPROVEMENT CAMPAIGN (Ansel)
  2. Second Reading – ORDINANCE NO. 2018-016  
AN ORDINANCE AMENDING PART ELEVEN, ZONING, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO RE-ZONE LAND TO R-3 (ATTACHED RESIDENTIAL), R-4 (MULTI-FAMILY RESIDENTIAL), C-2 (COMMUNITY COMMERCIAL) AND C-3 (GENERAL COMMERCIAL) FOR PROPERTY LOCATED ON THE SOUTH SIDE OF EAST SMITHVILLE – WESTERN ROAD AND EAST AND WEST SIDES OF FRIENDSVILLE ROAD (Sanders)
- VII. NEW BUSINESS**
  1. First Reading – RESOLUTION NO. 2018-057  
A RESOLUTION AUTHORIZING THE PAYMENT OF A MORAL CLAIMS, AS RECOMMENDED TO COUNCIL BY THE MORAL CLAIMS BOARD, AND DECLARING AN EMERGENCY(Ansel)
  2. First Reading – RESOLUTION NO. 2018-058  
A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS FOR CONSULTING SERVICES WITH GREEN ARROW ENGINEERING (Silvestri)
  3. First Reading – RESOLUTION NO. 2018-059  
A RESOLUTION AUTHORIZING THE DIRECTOR OF ADMINISTRATION TO ADVERTISE ACCORDING TO LAW AND ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE CONSTRUCTION OF INFRASTRUCTURE FOR THE BENEFIT OF THE WAYNE COUNTY FAIRGROUND IMPROVEMENT CAMPAIGN (Ansel)
- VIII. MISCELLANEOUS**
- IX. ADJOURNMENT**

**NOTICE TO LEGISLATIVE  
AUTHORITY**

**OHIO DIVISION OF LIQUOR CONTROL**  
6606 TUSSING ROAD, P.O. BOX 4005  
REYNOLDSBURG, OHIO 43068-9005  
(614)644-2360 FAX(614)644-3166

TO

71701040005 <small>PERMIT NUMBER</small>		NEW <small>TYPE</small>	RAGUJI INC DBA SUNOCO MART 209 BEALL AVE WOOSTER OH 44691	
09 10 2018 <small>FILING DATE</small>				
C1 <small>PERMIT CLASSES</small>				
85 <small>TAX DISTRICT</small>	165 <small>RECEIPT NO.</small>	B	C10016 <small>RECEIPT NO.</small>	

FROM 09/12/2018

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



MAILED 09/12/2018

RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/15/2018

**IMPORTANT NOTICE**

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

REFER TO THIS NUMBER IN ALL INQUIRIES

**B NEW 7170104-0005**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

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

WE DO NOT REQUEST A HEARING.

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

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)-  Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF WOOSTER CITY COUNCIL**  
538 N MARKET ST  
PO BOX 1128  
WOOSTER OHIO 44691

RESOLUTION NO. 2018-050

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE A  
GIFT TO THE GREATER WAYNE COUNTY FOUNDATION  
FOR THE BENEFIT OF THE WAYNE COUNTY  
FAIRGROUND IMPROVEMENT CAMPAIGN

WHEREAS, the City of Wooster, recognizes that the Wayne County Fair Board and Fairgrounds located at 199 Vanover Street, Wooster, is a quality of life asset to the community.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. The Mayor is authorized to make a gift to the Greater Wayne County Foundation for the benefit of the Fairground Improvement Campaign for \$30,000.

SECTION 2. The Director of Finance is authorized to make payment from the 2019 appropriations budget to the Greater Wayne County Foundation in the amount of \$30,000.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 4. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

1st reading 9-4-18 2nd reading \_\_\_\_\_ 3rd reading \_\_\_\_\_

Passed: \_\_\_\_\_, 2018 Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk of Council President of Council

Approved: \_\_\_\_\_, 2018  
Mayor

Introduced by: Jon Ansel

AMENDED RESOLUTION NO. 2018-050

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE A GIFT TO THE WAYNE COUNTY COMMUNITY FOUNDATION FOR THE BENEFIT OF THE WAYNE COUNTY FAIRGROUND IMPROVEMENT CAMPAIGN

WHEREAS, the City of Wooster, recognizes that the Wayne County Fair Board and Fairgrounds located at 199 Vanover Street, Wooster, is a quality of life asset to the community.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. The Mayor is authorized to make a gift to the Wayne County Community Foundation for the benefit of the Fairground Improvement Campaign for \$30,000.

SECTION 2. The Director of Finance is authorized to make payment from the 2019 appropriations budget to the Wayne County Community Foundation in the amount of \$30,000.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 4. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

1st reading 9-4-18 2nd reading 9-17-18 3rd reading \_\_\_\_\_

Passed: \_\_\_\_\_, 2018 Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk of Council President of Council

Approved: \_\_\_\_\_, 2018  
Mayor

Introduced by: Jon Ansel

*reword for infrastructure*

### Request for Agenda Item

**Authorization for Bid**

**Purchase Capital Item**

**Non-Capital**

<b>Division</b> Administration	<b>Meeting Date Requested</b> 9-4-2018
<b>Project Name</b> Fairground Improvement	<b>Estimated Total Funds/Costs</b> \$ 30,000.00
<b>Is Full Amount Budgeted?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, three readings NOT REQUIRED Will be in the 2019 Budget	
<b>If No, How is the Purchase to be Funded?</b> Support Donation from General Fund.	
<b>Description of Request</b> John Crum, the Campaign Chair of the Wayne County Fair Fairgrounds Improvement Campaign has met with me about having the City be a part in the improvements (Event Center, Barn, Parking area, and Entrance) being planned at the Wayne County Fair Grounds. He has suggested it would be helpful to the Campaign if the City of Wooster would take a Gold Level or stronger pledge of support for this community improvement. After conferring with the Administrative Team and Community Partners Sanda Hall (Main Street Wooster) and Martha Starky (WC Convention & Visitor's Bureau), it was determined that this project will enhance our community and use of our Downtown, and support the youth of our area through the 4-H programs. I am requesting that City Council approve a one time donation to this project through the Wayne County Community Foundation. It will be budgeted in the 2019 Budget with funds being disbursed in 2019. It is our intention to use Bed Tax Funds for this donation.	
<b>Justification / Benefits</b> This facility will support the youth of our community and surrounding area, and will help with the Economic Benefit to our city through the year round usage of the new facility. Also, giving support for a Wayne County project should promote goodwill between the city and county organizations.	
<b>Will this Project affect the City's Operating Costs</b> No	
<b>What Alternatives Exist and what are the Implications of the Alternatives</b> None - not participate.	
<b>Is this a Sole Source Bid or Non-Bid Situation</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Explain The Circumstances:	
<b>Is there a need for Suspension of the Rules or a Time Frame when this must be passed?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Note Reasons	
<b>NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.</b>	
<b>Manager Requesting:</b> Bob Breneman <span style="float: right;"><b>Date:</b> 8-30-18</span>	

ORDINANCE NO. 2018-016

AN ORDINANCE AMENDING PART ELEVEN, ZONING, OF THE CODIFIED ORDINANCES OF THE CITY OF WOOSTER, OHIO, TO RE-ZONE LAND TO R-3 (ATTACHED RESIDENTIAL), R-4 (MULTI-FAMILY RESIDENTIAL), C-2 (COMMUNITY COMMERCIAL) AND C-3 (GENERAL COMMERCIAL) FOR PROPERTY LOCATED ON THE SOUTH SIDE OF EAST SMITHVILLE –WESTERN ROAD AND EAST AND WEST SIDES OF FRIENDSVILLE ROAD

WHEREAS, an application has been duly filed by Alex Quay of Brouse McDowell, with the Planning Commission of the City of Wooster requesting the re-zoning of 162.2193 acres of land with PPN 53-00456.000, currently owned by James M. Richard, et al. from a R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial) and C-3 (General Commercial); and

WHEREAS, at its August 22, 2018, meeting, and after a public hearing in accordance with law, the Planning Commission voted unanimously to recommend to the City Council that the proposed re-zoning of the property from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial) and C-3 (General Commercial) be approved; and

WHEREAS notice of a public hearing by the City Council on this re-zoning has been duly given, and a public hearing has been held, all in accordance with law; and

WHEREAS, this City Council deems that the proposed zoning designation for the land should be approved.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That Part Eleven, Planning and Zoning Code, of the Codified Ordinances of the City of Wooster, known as the Zoning Ordinance, is amended so as to re-zone land, 162.2193 acres of land with PPN 53-00456.000, from a R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial) and C-3 (General Commercial) for property located on the south side of east Smithville-Western Road and the east and west sides of Friendsville Road as appears on the attached map.

SECTION 2. The Planning Division is directed to change the official zoning map to conform to the above-described amendment.

SECTION 3. This Council finds and declares that all formal actions concerning and relating to the adoption of this ordinance occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 4. This Ordinance shall take effect and be in full force from and after the earliest date allowed by law.

1st reading 9-17-18 2nd reading \_\_\_\_\_ 3rd reading \_\_\_\_\_

Passed: \_\_\_\_\_, 2018

Vote: \_\_\_\_\_

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

Clerk of Council

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_, 2018

\_\_\_\_\_  
Mayor

Introduced by: Craig Sanders

**Request for Agenda Item**

#1

9/17/18  
Council

**Authorization for Bid**

**Purchase Capital Item**

**Non-Capital**

2018-016  
ORD

<b>Division</b> Planning and Zoning	<b>Meeting Date Requested</b> 9/17/18
<b>Project Name</b> Friendsville/Smithville Western Rezoning	<b>Estimated Total Funds/Costs</b> NA
<b>Is Full Amount Budgeted?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If YES, three readings NOT REQUIRED	
<b>If No, How is the Purchase to be Funded?</b>	
<b>Description of Request</b> Alex Quay of Brouse McDowell requesting approval for a Zoning Map amendment to change the zoning of 162.2193 acres on the south side of East Smithville Western Road and east and west sides of Friendsville Road (Parcel Number 53-00456.000) from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial).  The Planning Commission held a public hearing on the application on 8/22/18 and voted unanimously (5-0) to recommend approval of the rezoning application.  The application will also require a public hearing before City Council.	
<b>Justification / Benefits</b> It is staff's assessment that application would provide zoning classifications addressing changing economic conditions in the area fulfilling demand for commercial and multi-family residential uses. In addition, the proposed lower intensity commercial C-2 zoning west of Friendsville Road and Multi-Family Residential R-3 and R-4 zoning district on the east side of the property provide a transition to less intensive area land uses. The noted transition results in compatibility of the proposed application with zoning and land uses in the vicinity.	
<b>Will this Project affect the City's Operating Costs</b> No.	
<b>What Alternatives Exist and what are the Implications of the Alternatives</b> Property will remain zoned R-1 (Suburban Single Family Residential)	
<b>Is this a Sole Source Bid or Non-Bid Situation</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Explain The Circumstances:	
<b>Is there a need for Suspension of the Rules or a Time Frame when this must be passed?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, Note Reasons	
<b>NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.</b>	
<b>Manager Requesting: Andrew Dutton</b>	<b>Date: 8/28/18</b>
<b>Approved for Agenda</b> <input type="checkbox"/> Yes <input type="checkbox"/> No	

BEING A REPLATTING AND ANNEXATION OF  
AS RECORDED IN PLAT VOLUME XX, PAGE XXX  
OF THE WAYNE COUNTY PLAT RECORDS,  
CITY OF WOOSTER, COUNTY OF WAYNE, STATE OF OHIO



KNOW ALL MEN BY THESE PRESENTS THAT WE THE UNDERSIGNED OWNERS OF THE LAND SHOWN ON THIS PLAT HAVE CAUSED THE SAME TO BE SURVEYED AND PLATTED AS SHOWN AND DO HEREBY ACKNOWLEDGE THE SAME TO BE OUR OWN FREE ACT AND WILL.

WITNESS OUR HANDS THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017.

BY: \_\_\_\_\_ JAMES RICHARD  
\_\_\_\_\_ SUZANNE M. SHORT  
\_\_\_\_\_ SALLY J. SCHRECK  
\_\_\_\_\_ DALE D. RICHARD

BEFORE ME, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED THE ABOVE OWNERS, WHO ACKNOWLEDGED THAT THEY DID SIGN THE FOREGOING PLAT AND THAT THE SAME WAS THEIR OWN FREE ACT AND DEED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017.

NOTARY PUBLIC \_\_\_\_\_

MY COMMISSION EXPIRES: \_\_\_\_\_

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017 BY THE WAYNE COUNTY COMMISSIONERS.

BY: \_\_\_\_\_

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2017 BY THE WOOSTER CITY ENGINEER.

BY: \_\_\_\_\_ ROGER KOBIARCSIK, PE

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016 BY THE WOOSTER CITY PLANNING DEPARTMENT.

BY: \_\_\_\_\_ ANDREW DUTTON

APPROVED FOR RECORDING THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016 BY THE WAYNE COUNTY MAP OFFICE.

BY: \_\_\_\_\_ DOUGLAS K. GREEN

RECEIVED FOR TRANSFER THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016 BY THE WAYNE COUNTY AUDITOR.

BY: \_\_\_\_\_ LINDA ROHRER, DEPUTY

FEE: \_\_\_\_\_

RECEIVED FOR RECORDING THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2016 BY THE WAYNE COUNTY RECORDER.

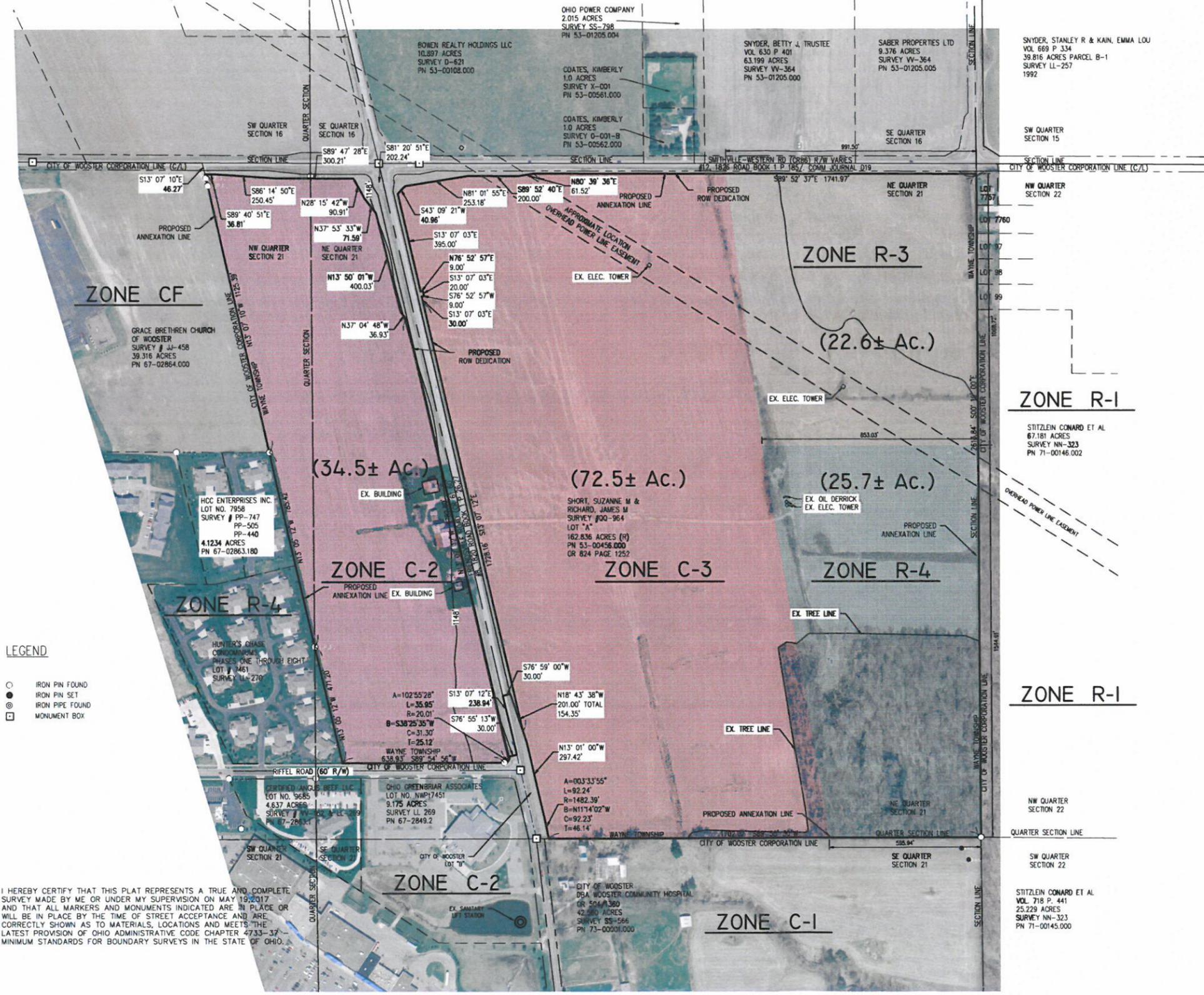
BY: \_\_\_\_\_ JANE CARMICHAEL

FEE: \_\_\_\_\_ TOTAL: \_\_\_\_\_

RECORDED IN PLAT BOOK \_\_\_\_\_ PAGE \_\_\_\_\_ NO. \_\_\_\_\_ AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_

STITZLEIN CONARD ET AL  
VOL. 718 P. 441  
25.229 ACRES  
SURVEY NN-323  
PN 71-00145.000

NOTE: EXISTING CONDITIONS SHOWN ARE TAKEN FROM AERIAL IMAGERY



**LEGEND**

- IRON PIN FOUND
- IRON PIN SET
- ⊗ IRON PIPE FOUND
- MONUMENT BOX

I HEREBY CERTIFY THAT THIS PLAT REPRESENTS A TRUE AND COMPLETE SURVEY MADE BY ME OR UNDER MY SUPERVISION ON MAY 19, 2017 AND THAT ALL MARKERS AND MONUMENTS INDICATED ARE IN PLACE OR WILL BE IN PLACE BY THE TIME OF STREET ACCEPTANCE AND ARE CORRECTLY SHOWN AS TO MATERIALS, LOCATIONS AND MEETS THE LATEST PROVISION OF OHIO ADMINISTRATIVE CODE CHAPTER 4733-37 MINIMUM STANDARDS FOR BOUNDARY SURVEYS IN THE STATE OF OHIO.

GREG SCHUNCK PE, PS #8374



NO.	DATE	BY	DESCRIPTION
1	7-14-18	TC	FORMS UPDATE
PROJECT NO: 06272017 PROJECT DATE: R3370001 DRAWN BY: SEB CHECKED BY: GLS			
23225 MERCANTILE ROAD BEACHWOOD, OH 44122 TEL: 216.378.1490 FAX: 216.378.1487			
PREPARED FOR: JAMES RICHARD 177 E. LIBERTY ST. SUITE 100 WOOSTER, OH 44891			
WOOSTER ANNEXATION PLAT			
1		2	

# PLANNING COMMISSION APPLICATION INFORMATION SHEET

**Application Number**

PC-18-19

**Scheduled Meeting Date**

08-22-2018

**Application Type**

Zoning Amendment - Map

**Property Location**

0 Smithville Western Rd

**Property Information**

Acreage: 162.2193

Zoning: R-1

**Property Owner**

James M. Richard, et al.

**Applicant**

Alex Quay

**Applicant's Project Description**

The project involves the request for a zoning amendment for approximately 162.2193 acres of property proposed for annexation to the City of Wooster pursuant to R.C. 709.023. The entirety of the property will be zoned as "R-1" by default upon the approval of the proposed annexation by the Wayne County Board of Commissioners. The petitioners seek to amend the zoning classification to accommodate and facilitate future residential and commercial mixed use development of the property in a manner consistent with the City of Wooster's Comprehensive Plan.

**Agenda Text**

Alex Quay of Brouse McDowell requesting an approval recommendation from the Planning Commission to City Council for a Zoning Map amendment to change the zoning of 162.2193 acres on the south side of East Smithville Western Road and east and west sides of Friendsville Road (Parcel Number 53-00456.000) from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial)



**CITY OF WOOSTER**  
**Planning and Zoning Division**  
538 North Market Street Wooster, OH 44691  
Phone: 330-263-5238

August 23, 2018

Dear Alex Quay,

At the 08-22-2018 meeting of the City of Wooster Planning Commission, a motion was made to recommend approval of application PC-18-19, Alex Quay of Brouse McDowell requesting an approval recommendation from the Planning Commission to City Council for a Zoning Map amendment to change the zoning of 162.2193 acres on the south side of East Smithville Western Road and east and west sides of Friendsville Road (Parcel Number 53-00456.000) from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial), to City Council.

The motion received the necessary votes and the application will be forwarded to City Council with a recommendation of approval from the Planning Commission.

Please feel free to contact me at (330) 263-5238 or [adutton@woosteroh.com](mailto:adutton@woosteroh.com) if you have any questions or need any further information.

Sincerely,

Andrew Dutton  
Planning and Zoning Manager



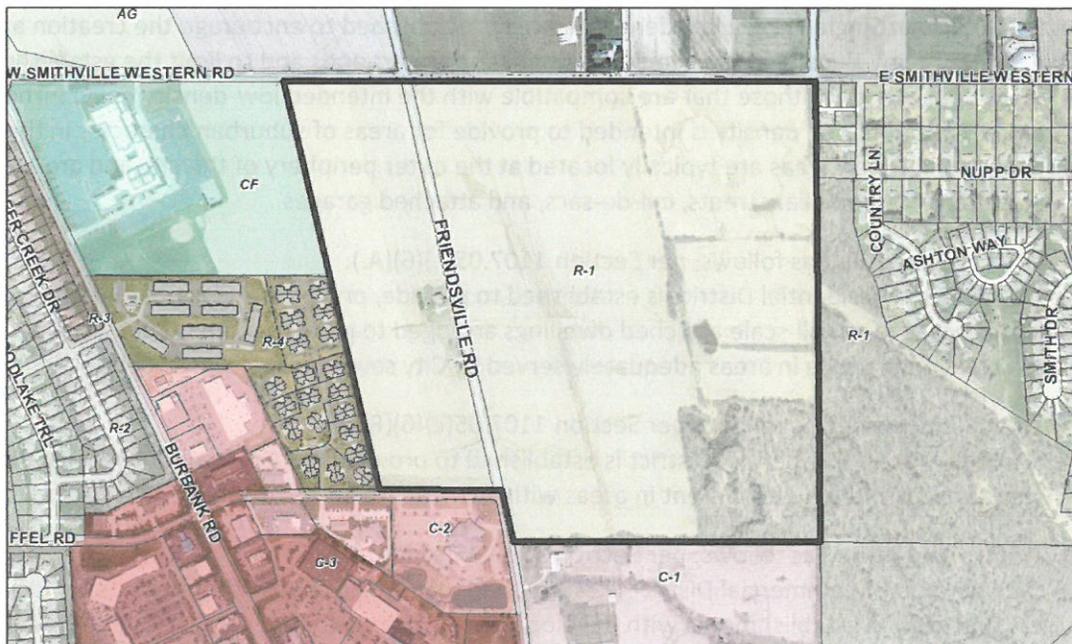
**Application PC-18-19**  
**Friendsville Rd./Smithville Western Rd. Zoning Map Amendment**

- Property Owners: Dale Richard, James Richard, Suzanne Short, and Salley Schrek
- Applicant: Alex Quay of Brouse McDowell
- Location: South side of East Smithville Western Road and east and west sides of Friendsville Road (Parcel Number 53-00456.000)
- Current Zoning: R-1 (Suburban Single-Family Residential)
- Proposed Zoning: R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial)
- Request: An approval recommendation from the Planning Commission to City Council for a zoning map amendment to change the zoning from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial)

**LOCATION AND SURROUNDING USES**

The site consists of 162.2193 acres on the south side of East Smithville Western Road and east and west sides of Friendsville Road. Adjacent properties include the following uses and zoning:

- North – Agriculture and Single-Family Residential (Unincorporated)
- South – Agriculture (C1, Office/Institutional) & Vacant Conference Center and Office (C-2)
- East – Single-Family Residential and Vacant (R-1)
- West – Church (CF, Community Facilities) and Multi-Family Residential (R-4, Multi-Family Residential)





### **PROPOSED APPLICATION/BACKGROUND**

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The property recently proceeded through the process of annexation into the City of Wooster. At the time of annexation, no application was made to apply a zoning classification to the property. Per Section 1107.04(c): "If City Council does not simultaneously accept an annexation and designate a zoning district, the territory annexed shall become an R-1 Suburban Single-Family Residential District until otherwise classified". Therefore, the property has been zoned R-1.

The applicant is requesting a Zoning Map Amendment to change the zoning of the property from the current R-1 zoning to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial). Zoning is proposed as follows on the submitted map:

- West Side of the Site - 34.5 acres of the property located on the west side of Friendsville Road is proposed as C-2.
- Central Portion of the Site - 72.5 acres of the property located on the east side of Friendsville Road is proposed as C-3.
- East Side of the Site - The northern 22.6 acres is proposed as R-3 and the southern 25.7 acres is proposed as R-4.

Zoning Map Amendment requests are reviewed against the Zoning Map Amendment Review Criteria and should consider all development possibilities resulting from the zoning change. Zoning Map Amendment requests do not require an indication of a specific use or the submission of a site plan. At this time, the applicant has not included any information with the application regarding the intended use or development of the site. Any future development of the property will be subject to a separate Development Plan application, which will include a review of the proposal against City standards by the Planning Commission.

### **ZONING DISTRICT INTENT**

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The R-1 District is established as follows, per Section 1107.05(b)(9)(A.):

The R-1 Suburban Single-Family Residential District is established to encourage the creation and preservation of low-density single-family residential neighborhoods and to limit the establishment of nonresidential uses to those that are compatible with the intended low-density neighborhood character. The stipulated density is intended to provide for areas of suburban character in the community. Suburban areas are typically located at the outer periphery of the city and are characterized by curvilinear streets, cul-de-sacs, and attached garages..

The R-3 District is established as follows, per Section 1107.05(c)(6)(A.):

The R-3 Attached Residential District is established to provide, preserve and protect medium density residential areas for small-scale attached dwellings arranged to provide good building site design and effective open space in areas adequately served by City sewer, water and streets.

The R-4 District is established as follows, per Section 1107.05(c)(6)(B.):

The R-4 Multi-Family Residential District is established to provide, preserve and protect locations for high density apartment development in areas with appropriate levels of service.

The C-2 District is established as follows, per Section 1107.05(e)(4)(B.):

The C-2 Community Commercial District is established to create a district that permits a wide variety of retail and service establishments with development standards that ensure that development is compatible with adjacent land uses that create a more pedestrian-oriented environment



The C-3 District is established as follows, per Section 1107.05(e)(4)(C.):

The C-3 General Commercial District is established to accommodate a broad range of commercial services and activities in locations adequately served by major streets and other facilities and to provide a wide range of goods and services to a large consumer population from the larger regional area.

**PERMITTED USES AND STANDARDS**

Table 1109-1 includes a list of all Permitted (P), Permitted with Standards (PS), Conditional (C) and Prohibited (X or not included in the table) principal uses in the subject zoning districts:

R-1, R-3, R-4, C-3, & C-3 PERMITTED PRINCIPAL USES					
Use Type	R-1	R-3	R-4	C-3	C-3
<b>Agricultural Uses</b>					
Agriculture (Raising of Crops)	P	P	P	P	P
Agriculture (Livestock)	X	X	X	X	X
Community Gardens	P S	P S	P S	P S	P S
Greenhouses and Nurseries	X	X	X	X	X
<b>Residential Uses</b>					
Cluster Residential Development	P S	X	X	X	X
Convent, Monastery, or Other Housing for Places of Worship	X	X	X	X	X
Dormitories	X	X	X	X	X
Dwellings, Multi-Family	X	X	P	C	C
Dwellings, Single-Family Attached	X	P	P	X	X
Dwellings, Single-Family Detached	P	X	X	X	X
Dwellings, Two-Family	X	P	P	X	X
Dwellings, Two-Family Conversion from a Single-Family Dwelling	X	P S	P S	X	X
Fraternities and Sororities	X	X	X	X	X
Group Homes or Residential Facilities	See Section 1109.03(c)(6)				
Manufactured Home	X	X	X	X	X
Mobile Home	X	X	X	X	X
Skilled Nursing or Personal Care Facilities	X	C	C	C	P S
Transitional Housing	X	C	C	X	C
<b>Commercial and Offices Uses</b>					
Adult Uses	X	X	X	X	X
Agriculture/Farm Supplies and Sales	X	X	X	X	X
Animal Day Care/Animal Grooming	X	X	X	P	P
Assembly Halls, Membership Clubs, and Conference Centers	X	X	X	P S	P S
Automated Teller Machine (Stand-Alone)	X	X	X	C	C
Automotive Fuel Sales	X	X	X	C	P
Automotive Repair (Heavy)	X	X	X	X	C
Automotive Sales and Leasing	X	X	X	X	C
Automotive Service Station and Parts Sales	X	X	X	C	P S
Bars and Taverns	X	X	X	P	P

R-1, R-3, R-4, C-3, & C-3 PERMITTED PRINCIPAL USES					
Use Type	R-1	R-3	R-4	C-3	C-3
Bed and Breakfast Establishments	X	X	X	C	X
Business and Professional Offices	X	X	X	P	P
Business Service Establishments	X	X	X	P	P
Campgrounds	X	X	X	X	X
Financial Institutions	X	X	X	P	P
Funeral Homes and Mortuaries	X	X	X	P	P
Hotels or Motels	X	X	X	P	P
Kennels/Animal Boarding	X	X	X	X	P S
Live/Work Units	X	X	X	P S	P S
Medical or Dental Clinics/Offices and 24-Hour Urgent Care	X	X	X	P	P
Medical Marijuana Dispensaries	X	X	X	X	C
Microbrewery, Microdistillery, or Microwinery	X	X	X	X	P
Mixed Use Building (with Residential Uses)	X	X	X	P	P
Mobile Home, Commercial Truck, and Recreational Vehicle Sales, Leasing, Service, or Storage	X	X	X	X	X
Parking Garages	X	X	X	X	X
Parking Lots (Principal Use)	X	X	X	C	X
Personal Service Establishments	X	X	X	P	P
Recreation Facilities	X	X	X	X	C
Restaurants	X	X	X	P	P
Retail Commercial Uses	X	X	X	P S	P
Service Commercial Uses	X	X	X	P	P
Theaters	X	X	X	X	P S
Vehicle Washing Establishment	X	X	X	X	P S
Veterinarian Offices/Animal Hospital	X	X	X	X	P
<b>Industrial Uses</b>					
Bulk Storage of Liquids or Grain	X	X	X	X	X
Contractor Offices	X	X	X	X	X
Crematorium	X	X	X	X	X
Data Center	X	X	X	X	X



R-1, R-3, R-4, C-3, & C-3 PERMITTED PRINCIPAL USES					
Use Type	R-1	R-3	R-4	C-2	C-3
Machinery and Heavy Equipment Sales, Leasing, and Storage	X	X	X	X	X
Manufacturing and Production (Heavy or Outdoors)	X	X	X	X	X
Manufacturing and Production (Indoors)	X	X	X	X	X
Medical Marijuana Testing and Processing	X	X	X	X	X
Outdoor Storage and Bulk Sales	X	X	X	X	X
Printing and Publishing	X	X	X	X	X
Radio and Television Stations	X	X	X	X	X
Recycling Collection/Processing Facilities	X	X	X	X	X
Research and Development Facilities	X	X	X	X	X
Self-Storage Facilities	X	X	X	X	X
Soil and Mineral Extraction Activities	X	X	X	X	X
Warehouses	X	X	X	X	X
Wholesale Sales and Distribution Centers (Indoors)	X	X	X	X	X
Wholesale Sales and Distribution Centers (Outdoors)	X	X	X	X	X

R-1, R-3, R-4, C-3, & C-3 PERMITTED PRINCIPAL USES					
Use Type	R-1	R-3	R-4	C-2	C-3
<b>Public and Institutional Uses</b>					
Active Recreational Uses	C	P	P	P	P
Cemeteries	C	X	X	X	X
Colleges and Higher Educational Institutions	X	X	X	C	C
Community Recreation Facility	C	C	C	X	X
Cultural Facilities and Structures	C	C	C	P S	P S
Educational Institutions (K-12)	C	C	C	P	P
Essential Services	Exempt per Section 1101.05(b)				
Government Facilities	C	C	C	C	P
Government Offices	C	C	C	P	P
Hospitals	X	X	X	C	C
Nursery Schools or Day Care Centers (Children or Adults)	C	C	C	P	P
Passive Parks, Open Space, and Natural Areas	P	P	P	P	P
Places of Worship	C	C	C	P S	P S
Utility Facilities and Buildings	C	C	C	C	P
Wireless Telecommunication Facilities	See Section 1109.03(f)(10)				

Tables 1115-1, 1115-2 and 1115-3 include development standards for subject zoning districts:

COMPILATION OF TABLES 1115-1, 1115-2 AND 1115-3					
	R-1	R-3	R-4	C-2	C-3
Minimum Lot Area (Square Feet)	8,700	43,560	87,120	10,000	20,000
Minimum Lot Width at the Building Line (Feet)	70	100	125	60	100
Minimum Lot Frontage for Cul-de-Sac Lots (Feet)	50	-	-	-	-
Maximum Residential Density (Units per Acre)	-	8	15	-	-
Minimum Front Yard Building Setback (Feet)	25	25	40	20	30
Maximum Front Yard Setback (Feet)	-	-	-	40	-
Side Yard Building Setback (Feet) – Minimum Each Side	5	-	-	-	-
Minimum Side Yard Building Setback (Feet) – Both Sides	15	-	-	-	-
Minimum Rear Yard Building Setback (Feet)	20	-	-	-	-
Minimum Side & Rear Yard Building Setbacks from an R-1, R-2, or R-T District (Feet)	-	40	50	-	-
Minimum Side & Rear Yard Building Setbacks from all Other Districts (Feet)	-	20	20	-	-
Minimum Side and Rear Yard Building Setbacks from any Nonresidential Zoning District (Feet)	-	-	-	8	10
Minimum Side Yard Building Setback from any Residential Zoning District (Feet)	-	-	-	25	50
Minimum Rear Yard Building Setback from any Residential Zoning District (Feet)	-	-	-	35	50
Maximum Lot Coverage by Buildings (Greater of)	30% or 2,300 sq. ft.	25%	40%	40%	30%
Total Maximum Lot Coverage	40%	45%	60%	-	-
Maximum Building Height (Feet)	35	35	60	45	45

\* To simplify the table, notes have been removed. See Tables 1115-1, 1115-2 and 1115-3 for all notes.



**COMPREHENSIVE PLAN (2014)**

**Chapter 3 - Land Use, Demographics and Housing**

Section 3.1 includes a general land use analysis examining existing zoning within the city and projected demand. As the analysis was a portion of a larger plan, it did not include a detailed study. Detailed land use analysis studies are typically a separate project and are not conducted within a comprehensive plan. The general land use analysis concluded that the city was comprised of enough land to accommodate residential and non-residential development for the next ten years.

However, since 2014, there has been interest in both commercial and multi-family development in the Burbank Road area. Numerous commercial developments have been proposed such as the Shoppes at Burbank (TJ Maxx, Five Guys, etc.), Aldi on Burbank Road, a Riffel Road hotel, and Meijer on West Milltown Road. In addition, there has been continued interest for multi-family developments throughout the city. At this time, there is limited undeveloped land zoned for such development in the Burbank Road area.

Section 3.2 of the plan, Public Input, indicates that “There is a desire to attract and promote high quality vibrant developments that will attract and serve a variety of age groups”. The proposed multi-family and commercial zoning classifications have the potential to promote such developments and serve various age groups. Section 3.3 of the plan, Current Trends, indicates that “Mixed-use development continues to be a growing trend”. Though the proposed zoning classifications are not specifically targeted for mixed uses, proposed adjacent multi-family and commercial zoning districts have the ability to integrate into one cohesive development.

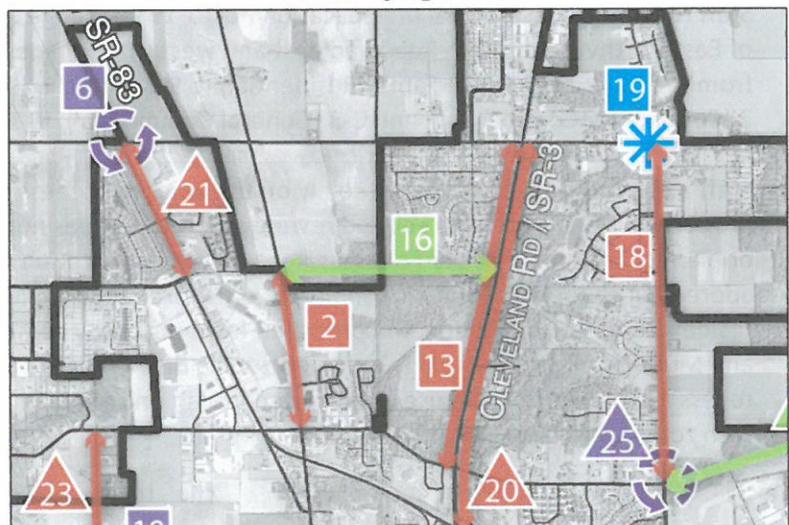
The Future Land Use map, Figure 3.11, of the Comprehensive Plan categorizes future land use for properties within the City of Wooster Corporation limits. Therefore, the recently annexed subject property was not included in the map.

**Chapter 4 - Transportation**

Table 4.1 and Figure 4.9 illustrate possible future motorized transportation projects. A new road connection between Riffle Road from Friendsville Road to Cleveland Road is included in the table and figure, as Project #16. Though not proposed with the subject application, development of the site could potentially provide a portion of the connection.

The Comprehensive Plan encompasses many topics at a higher level and targeted specific *redevelopment* areas within the city. As the proposed property would be new development and is located outside of the city, no further detail is provided in the Plan for the subject property

Portion of Figure 4.9





### **REVIEW CRITERIA**

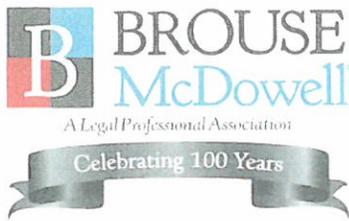
Recommendations and decisions on zoning map amendment applications shall be based on consideration of the following review criteria. Not all criteria may be applicable in each case, and each case shall be determined on its own facts.

- A. The proposed amendment is consistent with the comprehensive plan, other adopted City plans, and the stated purposes of this code;
- B. The proposed amendment is necessary or desirable because of changing conditions, new planning concepts, or other social or economic conditions;
- C. The proposed amendment will promote the public health, safety, and general welfare;
- D. The uses that would be permitted on the property if it were reclassified would be compatible with the uses permitted on other property in the immediate vicinity;
- E. The proposed amendment follows lot lines or the centerlines of streets, railroads, or other rights-of-way;
- F. Adequate utility, sewer, and water facilities, and all other needed public services exist or can be provided to serve the uses that would be permitted on a property if it were reclassified;
- G. The proposed amendment is not likely to result in significant adverse impacts upon the natural environment, including air, water, noise, storm water management, wildlife, and vegetation, or such impacts will be substantially mitigated;
- H. The proposed amendment will not constitute an instance where special treatment is given to a particular property or property owner that would not be applicable to a similar property, under the same circumstances;
- I. The proposed amendment is not likely to result in significant adverse impacts upon other property in the vicinity of the subject tract; and
- J. The proposed amendment would correct an error in the application of this Planning and Zoning Code as applied to the subject property.

### **STAFF RECOMMENDATION**

Staff recommends approval of application PC-18-19 to change the zoning of 162.2193 acres on the south side of East Smithville Western Road and east and west sides of Friendsville Road (Parcel Number 53-00456.000) from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial), as submitted.

Staff's recommendation is based solely on the appropriateness of the proposed zoning classifications for the property in relation to the required review criteria and does not include the consideration of any specific use or plan for the site. It is staff's assessment that the application would provide zoning classifications addressing changing economic conditions in the area fulfilling demand for commercial and multi-family residential uses. In addition, the proposed lower intensity commercial C-2 zoning west of Friendsville Road and Multi-Family Residential R-3 and R-4 zoning district on the east side of the property provide a transition to less intensive area land uses. The noted transition results in compatibility of the proposed application with zoning and land uses in the vicinity.



**J. Alex Quay**  
Attorney at Law  
Direct Dial: 330.434.4730  
AQuay@brouse.com

August 15, 2018

VIA EMAIL

City of Wooster  
Attn: Planning Commission  
538 N. Market Street.  
Wooster, OH 44691  
[adutton@woosteroh.com](mailto:adutton@woosteroh.com)

Re: Richard Annexation – Application for Zoning Map Amendment (PC-18-19)

Planning Commission Members:

Please allow this letter to serve as a follow-up to the Application for Zoning Map Amendment (the “Application”) for Wayne County Parcel No. 53-00456.000, which comprises approximately 162.2193 acres (the “Property”), which was filed electronically via the Planning Commission’s viewpoint portal on August 1, 2018.

As you may be aware, the Property is currently proposed for annexation to the City of Wooster, and has been approved by a Resolution of the Wayne County Board of Commissioners. The annexation process will be completed upon the recording of the Plat and Resolution in the County Recorder’s Office. A copy of the Petition for Annexation, and the County’s Resolution are attached for reference.

Based upon our prior discussions with City officials, it is our understanding that the Planning Commission will review the Application at the next meeting scheduled for August 22, 2018 at 5:30 p.m. As stated in the Application, the Property is currently zoned as “R-1” and the petitioners seek to have the Property re-zoned for mixed residential and commercial use, including designated areas specified for “R-1” (Suburban Single Family Residential), “R-3” (Attached Residential), “R-4” (Multi-Family Residential), “C-2” (Community Commercial), and “C-3” (General Commercial), formulated as a result of several conversations and feedback from City officials prior to and during the annexation process. Although there are currently no firm development plans or contracts in place, we believe that a re-zoning at this time will help facilitate future development of the Property in a manner beneficial to all parties involved and in a manner consistent with the City’s Comprehensive Plan.

I plan to attend the August 22nd meeting to address any questions or concerns the Planning Commission might have with regard to the owners' Application. A copy of the proposed zoning map submitted with the Application is also enclosed for reference.

In the meantime, if you have any questions or concerns, I can be reached by phone at (330) 434-4730, or by email at [aquay@brouse.com](mailto:aquay@brouse.com).

Very truly yours,



J. Alex Quay, Esq.

Enclosures

cc: James Richard, Esq.  
Andrew Dutton  
A. Joel Montgomery  
Jonathan Millea



## **CITY OF WOOSTER**

*Planning and Zoning Division*

538 North Market Street Wooster, OH 44691

Phone: 330-263-5235 Fax: 330-263-5274

August 8, 2018

Dear Property Owner,

You are receiving this notice because you are an owner of property within 200 ft. of an application that has been submitted to the City of Wooster Planning Commission. The Commission will hold a public hearing at their next regular meeting regarding the subject application, as described below. The meeting will take place at City Hall, 1<sup>st</sup> floor Council Chambers, 538 North Market Street and will begin at 5:30 pm on Wednesday, August 22<sup>nd</sup>, 2018.

PC-18-19. Alex Quay of Brouse McDowell requesting an approval recommendation from the Planning Commission to City Council for a Zoning Map amendment to change the zoning of 162.2193 acres on the south side of East Smithville Western Road and east and west sides of Friendsville Road (Parcel Number 53-00456.000) from R-1 (Suburban Single Family Residential) to R-3 (Attached Residential), R-4 (Multi-Family Residential), C-2 (Community Commercial), and C-3 (General Commercial).

All interested parties are welcome to attend and will be given the opportunity to address the Commission during the public hearing portion of the meeting and submit evidence and written comments with respect to the application. Special auxiliary aids for disabled persons are available upon request with at least five days notice prior to the meeting.

For further information, to submit written comments prior to the meeting, or to request special auxiliary aids please contact:

Andrew Dutton  
Planning and Zoning Manager  
538 North Market Street, Wooster, Ohio  
adutton@woosteroh.com  
(330)-263-5238

RESOLUTION NO. 2018-057

A RESOLUTION AUTHORIZING THE PAYMENT OF A MORAL CLAIM, AS RECOMMENDED TO COUNCIL BY THE MORAL CLAIMS BOARD, AND DECLARING AN EMERGENCY

WHEREAS, Chapter 108 of the Codified Ordinances of the City of Wooster establishes a Moral Claims Board and describes its duties to include the investigation of "...claims arising from injury or damage from alleged acts of the City in its governmental capacity or which arise from circumstances wherein but for the interposition of some defense peculiar to municipal corporations the City would otherwise be liable at law, or which arise from facts under which the City has the right and obligation in good conscience to pay for such injury or damage..."; and

WHEREAS, the Moral Claims Board met on September 12, 2018 and heard the appeal of David Earley, owner of a residential property at 656 E. Highland Avenue, Wooster, Ohio 44691, who experienced a sewer back-up on July 4, 2018 which resulted in extensive damage to the home and property or furnishings therein; and

WHEREAS, the Moral Claims Board, after careful investigation into the circumstances of the incident, hereby recommends that reimbursement be made to Mr. Earley for a portion of their loss.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That the Director of Finance is hereby authorized and directed to issue payment to David Earley in the amount of \$4,912.00, payable from the Water Pollution Control Fund.

SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this Resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary to the immediate preservation of the public health, peace, safety and welfare of the City, and for the further reason that the damage occurred in July, such that further delay would be inappropriate and unnecessary; wherefore, this Resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor; provided it receives the affirmative vote of at least three-fourths of the members of the Council; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

1st reading \_\_\_\_\_ 2nd reading \_\_\_\_\_ 3rd reading \_\_\_\_\_

Passed: \_\_\_\_\_, 2018

Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_, 2018

\_\_\_\_\_  
Mayor

Introduced by: Jon Ansel

RESOLUTION NO. 2018-058

A RESOLUTION AUTHORIZING THE  
EXPENDITURE OF FUNDS FOR CONSULTING SERVICES  
WITH GREEN ARROW ENGINEERING

WHEREAS, since the acquisition of the Anaerobic Digestion System (ADS) from Quasar Energy Group, the City has been utilizing the consulting services of Green Arrow Engineering, LLC. ("Green Arrow"). Green Arrow has been helping with the transition, and has also provided services, including, but not limited to, repairs and improvements to the operations; and

WHEREAS, since January 1, 2018, the City has paid Green Arrow \$40,000 for services, and future services will exceed \$50,000, increasing the costs above the \$50,000 limit requiring legislative authority under WCO 160.03; and

WHEREAS, it is now necessary to seek legislative authority to exceed the \$50,000 threshold, which will come from budgeted funds.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WOOSTER, OHIO:

SECTION 1. That the City is authorized to exceed the \$50,000 threshold for consulting services with Green Arrow Engineering, LLC, for consulting services related to the City's ADS and its component parts.

SECTION 2. This Council finds and declares that all formal actions concerning and relating to the adoption of this Resolution occurred in an open meeting of this Council or its committees, in compliance with the law.

SECTION 3. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Introduced: \_\_\_\_\_ Passed: \_\_\_\_\_ Vote: \_\_\_\_\_

Attest: \_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_, 2018

\_\_\_\_\_  
Mayor

Introduced by: David Silvestri

# 2  
2018-058

**Request for Agenda Item**

**Authorization for Bid**

**Purchase Capital Item**

**Non-Capital**

<b>Division:</b> Utilities	<b>Meeting Date Requested</b> October 1, 2018
<b>Project Name</b> Authorization to expend funds for Green Arrow Engineering	<b>Estimated Total Funds/Costs</b>
<b>Is Full Amount Budgeted?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <b>If YES, three readings NOT REQUIRED</b>	
<b>If No, How is the Purchase to be Funded?</b>	
<b>Description of Request</b> In accordance with Wooster Administrative Code Chapter 160.03, this request is for the authorization for expenditures exceeding \$50,000 to a single vendor or service provider (Green Arrow Engineering, LLC). To date, \$40,000 has been paid to Green Arrow Engineering since January 1, 2018. Future consulting services will exceed the \$50,000 threshold. This amount is budgeted in the 2018 Operations and Maintenance Budget.	
<b>Justification / Benefits</b> After the acquisition of the Anaerobic Digestion System (ADS) from Quasar Energy Group, there is a need for consulting services to help transition, repair and improve operation of the facility. Green Arrow has exclusive knowledge and experience with Wooster's ADS system.	
<b>Will this Project affect the City's Operating Costs</b> Yes, this project will reduce operating costs by ultimately making the ADS more efficient and reducing any shut down periods.	
<b>What Alternatives Exist and what are the Implications of the Alternatives</b> The alternatives is to advertise and find another Engineering firm which would more than likely cost more since they would not have any familiarity with the project.	
<b>Is this a Sole Source Bid or Non-Bid Situation</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <b>If Yes, Explain The Circumstances:</b> Because of Green Arrow's previous work on the ADS it would be cost effective to have them coordinate improvements to the system. They were chosen based on the current engineering services selection policy and having worked on this project during its construction and operation.	
<b>Is there a need for Suspension of the Rules or a Time Frame when this must be passed?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <b>If Yes, Note Reasons</b> Suspension of the rules is not necessary but earlier passage would allow the opportunity to continue to improve the ADS.	
<b>NOTE: Emergency Clause Required if Legislative Effective Date is IMMEDIATE.</b>	
<b>Manager Requesting:</b> Steve Carathers	<b>Date:</b> September 25, 2018
<b>Approved for Agenda</b> <input type="checkbox"/> Yes <input type="checkbox"/> No	

