

Ordinance No. 1119-16

AN EMERGENCY ORDINANCE

Authorizing the issuance of a Frozen Dessert Mobile Permit to Shawn Stevens to engage in mobile vending in Wards 1, 5 and 11.

Council Members Pruitt, Cleveland and Brady

FOR PASSAGE
September 19, 2016

WHEREAS, pursuant to Section 675.07 of the Codified Ordinances of Cleveland, Ohio, 1976, (the "Codified Ordinances") the consent of Council expressed by ordinance is a prerequisite to peddling upon public rights of way outside of the Central Business District; and

WHEREAS, This Council has considered the request of Shawn Stevens to engage in mobile vending outside of the Central Business district, and has determined that it is in the public interest to allow Shawn Stevens to engage in mobile vending in Wards 1, 5 and 11; and

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That this Council consents, as required by, Section 675.08 of the Codified Ordinances to allow to Shawn Stevens to engage in mobile vending in the public rights of way in Wards 1, 5 and 11.

Section 2. That all of the requirements of Chapter 675 of the Codified Ordinances shall apply to the persons named in Section 1 of this ordinance.

Section 3. That the privilege granted may be revoked at any time by this Council.

Section 4. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

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8/19/16
FOR Council Members Pruitt, Cleveland, **Brady**

Ord. No. 1119-16

**REPORT
after second Reading**

Council Members Pruitt, Cleveland and Brady

AN EMERGENCY ORDINANCE

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READ FIRST, SECOND AND THIRD TIME

READ FIRST TIME

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CITY CLERK

READ SECOND TIME

CITY CLERK

READ THIRD TIME on SEPTEMBER 19, 2016

PRESIDENT

CITY CLERK

APPROVED

MAYOR

Recorded Vol. **103** Page _____

Published in the City Record _____

Ordinance No. 1120-16

AN EMERGENCY ORDINANCE

To amend Ordinance No. 440-16, passed August 10, 2016, relating to portable storage containers and penalty, to repeal existing Section 327.99.

Council Member Kelley

FOR PASSAGE
September 19, 2016

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Ordinance No. 440-16, passed August 10, 2016, is amended to read as follows:

Section 2a. That existing Section 327.99 of the Codified Ordinances of Cleveland Ohio, 1976, as amended by Ordinance No. 1396-14, passed December 8, 2014, is repealed.

Section 2. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

KJK:rns
9-19-16

Ord. No. 1120-16

**REPORT
after second Reading**

Council Member Kelley

AN EMERGENCY ORDINANCE

To amend Ordinance No. 440-16, passed August 10, 2016, relating to portable storage containers and penalty, to repeal existing Section 327.99.

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Recorded Vol. **103**

Page _____

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Resolution No. 1121-16

Council Member Cleveland

AN EMERGENCY RESOLUTION
Objecting to the transfer of ownership C2, C2X and D6 Liquor Permit to 2747 Cedar Avenue, 1st floor and basement.

FOR ADOPTION
September 19, 2016

WHEREAS, Council has been notified by the Division of Liquor Control of an application for the transfer of ownership of a C2, C2X and D6 Liquor Permit from Quasem, Inc., 2747 Cedar Avenue, 1st floor and basement, Cleveland, Ohio 44115, Permit Number 71337770005 to 2747 Food, Inc., DBA 28th Street Supermarket, 2747 Cedar Avenue, 1st floor and basement, Cleveland, Ohio 44115, Permit Number 9115175; and

WHEREAS, the granting of this application for a liquor permit to this high crime area, which is already saturated with other liquor outlets, is contrary to the best interests of the entire community; and

WHEREAS, the applicant does not qualify to be a permit holder and/or has demonstrated that he has operated his liquor business in disregard of the laws, regulations or local ordinances of this state or any other state; and

WHEREAS, the place for which the permit is sought has not conformed to the building, safety or health requirements of the governing body of this County or City; and

WHEREAS, the place for which the permit is sought is so arranged or constructed that law enforcement officers or agents of the Division of Liquor Control are prevented reasonable access to the establishment; and

WHEREAS, the place for which the permit is sought is so located with respect to the neighborhood that it substantially interferes with public decency, sobriety, peace or good order; and

WHEREAS, this objection is based on other legal grounds as set forth in Revised Code Section 4303.292; and

WHEREAS, this resolution constitutes an emergency measure providing for the immediate preservation of the public peace, prosperity, safety and welfare pursuant to Section 4303.26 of the Ohio Revised Code. Council's objection to said permit must be received by the Superintendent of Liquor Control within 30 days of notification; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLEVELAND

Section 1. That Council does hereby record its objection to the transfer of ownership of a C2, C2X and D6 Liquor Permit from Quasem, Inc., 2747 Cedar Avenue, 1st floor and basement, Cleveland, Ohio 44115, Permit Number 71337770005 to 2747 Food, Inc., DBA 28th Street Supermarket, 2747 Cedar Avenue, 1st floor and basement, Cleveland, Ohio 44115, Permit Number 9115175; and requests the Superintendent of Liquor Control to set a hearing for said application in accordance with provisions of Section 4303.26 of the Revised Code of Ohio.

Section 2. That the Clerk of Council be and she is hereby directed to transmit two certified copies of this resolution, together with two copies of a letter of objection and two copies of a letter requesting that the hearing be held in Cleveland, Cuyahoga County.

Section 3. That this resolution is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its adoption and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Res. No. 1121-16

**REPORT
after second Reading**

Council Member Cleveland

AN EMERGENCY RESOLUTION

Objecting to the transfer of ownership C2, C2X and D6 Liquor Permit to 2747 Cedar Avenue, 1st floor and basement.

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Recorded Vol. **103**

Page _____

Published in the City Record _____

Ordinance No. 1125-16

AN EMERGENCY ORDINANCE

Amending Section 1 of Ordinance No. 745-16, passed June 6, 2016 as it pertains to authorizing the Director of the Department of Economic Development to enter into an agreement with the LaSalle AMC TCE, LLC for the interior and exterior renovation improvement of the LaSalle Theater through the use of Ward 8 Neighborhood Capital Funds.

Council Member Polensek

FOR PASSAGE
September 19, 2016

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That Section 1 of Ordinance No. 745-16, passed June 6, 2016 is hereby amended to read as follows:

Section 1. That the Director of the Department of Economic Development is hereby authorized to enter into an agreement with the LaSalle AMC TCE, LLC for the interior and exterior renovation improvement of the LaSalle Theater located at 819 - 829 East 185th Street, Cleveland, Ohio for the public purpose of stimulating commercial economic development on East 185th Street and in the Waterloo Arts District in the city of Cleveland through the use of Ward 8 Neighborhood Capital Funds.

Section 2. That Section 1 of Ordinance No. 745-16, passed June 6, 2016 is hereby repealed.

Section 3. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

For: Council Member Polensek
MP/jhj
9/19/2016

Ord. No. 1125-16

**REPORT
after second Reading**

Council Member Polensek

AN EMERGENCY ORDINANCE

Amending Section 1 of Ordinance No. 745-16, passed June 6, 2016 as it pertains to authorizing the Director of the Department of Economic Development to enter into an agreement with the LaSalle AMC TCE, LLC for the interior and exterior renovation improvement of the LaSalle Theater through the use of Ward 8 Neighborhood Capital Funds.

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Page _____

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