

Minutes of the Ordinance Committee meeting
Sheffield Lake, Ohio
July 2, 2024

This regular meeting of the Ordinance Committee was held Tuesday, July 2, 2024. Chairman Cizl called the meeting to order at 7:07 PM.

ROLL CALL OF MEMBERS:

Present: Cizl, Wtulich, Mayor Radeff, Law Director Graves, Service Director Hastings.

Excused: DeBottis

Attending: Citizens

MINUTES: May 7, 2024. *Motion by Wtulich/Second by Cizl to accept the minutes with any corrections. Yeas All.

PRESENTATIONS: None.

OLD BUSINESS: Golf Carts, parking ban, Airbnb rentals. Lengthy discussion with the following key questions/points. Mayor Radeff says I have had quite a few calls recently about wanting to park on the street. We have had consistent emails about Airbnb's and I've also had a lot of people ask what's going on with golf carts and such. My suggestion is maybe if we are going to do anything, draft something for those three issues. We can set out an open meeting for everyone to come in. I get enough about all three that I would like some sort of definitive decision one way or the other. I'm looking for feedback. Law Director Graves says as far as Airbnb's, one has been cited recently and the building dept. and police dept. have really stepped up enforcement. I think there are some circumstances where if it's properly regulated/licensed by the city, it could be appropriate and I think there are other ones that would not be appropriate. I think the approach that was mentioned was to draft legislation that would permit them as a conditional use in any residential district. Conditional use would mean they have to make an application with the building dept. and then that would go before the planning commission and then council for determination of whether to grant the conditional use. They would be reviewed on a case by case basis. I know we have one in a business district and I have to take a look at that and see if it would be an existing non-conforming situation or if they would have to cease and desist. I think the issue of having them in the business district would be rare because you're not supposed to have residences in business districts anyway. Chairman Cizl asks if it goes that route to a public meeting, are you pretty much saying it comes back to council and council is going to yay or nay on each individual? Law Director Graves replies right. *Motion by Wtulich to draft legislation for Airbnb rentals for work session, Yeas All. Chairman Cizl says my personal feeling about the parking ban is if there is a situation and they can go

through a process of approval, not through council approval. Mayor Radeff states I understand we have people that need it 1-2 nights, but then we have people who need it for a month. Where is the cutoff? I think the times it is mostly an issue is the summertime. That's when you have people over, people are home for the summer. I know the other option mentioned was allowing one car per house during x, y, z months. I just want to know if you guys want something written up and council as a whole can decide if they want to move forward or not. Chairman Cizl says I would like to see something done with this one way or another. Member Wtulich says I like the idea of one car per household with a permit that they can see on their window. Maybe allow it April through November and kept the ban during the winter months. We would definitely need certain streets you can't park on like Lake Rd. Ferndale, etc. Chairman Cizl says the problems we are addressing are because the houses were built at a time you didn't have a lot of vehicles. Mayor Radeff says right now, if someone calls, they ask me and say ok I'm cool with those two days, but then I gotta get the license plate and car model and send it over to the chief for him to tell dispatch. Member Wtulich says I don't know if there needs to be a fee on that or if it makes sense to have a fee, like \$25 once a year. Mayor Radeff replies that's possible. It's really going to encourage people like do you really need it? The point is not to encourage everybody to park on the road, but to accommodate those situations. Chairman Cizl says I'm struggling with it. If it ever came about, I certainly don't think it should be free. If it snows, all the rules go down the drain. Mayor Radeff replies from November through April no, it would be for summer and like kids coming home from school, etc. Member Wtulich says the parking ban will always be in effect in snow. Service Director Hastings states that is a failure, the snow ban is a failure. It does not work as far as when there is 2in of snow, you gotta get off the road, the plow will go by and they will immediately put their car back out. It's hard to enforce. There was a time where we would have them towed. A flat-out parking ban from 2-6 which is done all over the country, is easy to follow. People are conditioned not to use the street as a parking lot when there is that time limit. That is the concept behind it. Chairman Cizl says I haven't changed my mind on it and Romolo isn't here for a third vote. I am sympathetic to the fact the houses were built with the idea they wouldn't have 3,4,5 cars and golf carts, ATV's, etc. Mayor Radeff says I will have David write something up and it can be voted on. I would like to do the same for golf carts. I want to kind of follow the Vermilion one. I will put in the newsletter that these are the three things being talked about at ordinance and if you want to be heard, here is your chance.

NEW BUSINESS: Chairman Cizl asks can we have clarification on fireworks on the city's stand? Mayor Radeff replies we don't permit them at all. We opted out of that ordinance. We said on the 4th of July we would not be enforcing it, but our ordinance says you can't do it. Law Director Graves says there will be a piece of legislation coming authorizing that the fire chief dispose of the old ambulance. I think in the near future there will be something asking council to raise the rental rates at the community center. We need to talk about food trucks and special event

permits. Currently, food trucks are considered a special event requiring either a limited or extended use special event permit. If it's extended, it has to go to planning commission. I think we want to try to carve out food trucks separately. Also, within the building/zoning dept. cleaning up some of the fees, we have done that in the past. Mayor Radeff says I talked to Mitch and he will be bringing an ordinance to appropriate \$2,000 to buy more ticket booklets. Also, Pat and I discussed making an ordinance to give some sort of discount to elderly on their water bill. I think that is a good opportunity.

CITIZEN'S COMMENTARY: *Scott Newcomb, 4434 Edgewater Dr.* states I just hit my 32nd year of living here in the city. The reason I am here is to talk directly in regards to the Airbnb at 4440 Edgewater Dr. I had actually reached out to the prior administration looking for help last year. We had motorhomes, multiple motorcycles and multiple cars blocking our road week in and week out. Additionally, there have been pool parties, in fact there is one tonight. We have had multiple late night evenings any day of the week. This has just been something that has continuously just been something, I don't know the word, but I feel like it's just not been addressed. Nothing has been resolved. I don't know what else to do. There are safety issues when we have guests every day, every two days and every three days when new guests come in. Transient guests that have no regard or concern for anything in the area and just decide to walk freely amongst/across the street on other people's private property. Over the last 5 years, the residents on Edgewater Dr. have probably spent close to a million dollars in a retaining wall and the whole entire street. It is a consistent thing where these Airbnb guests are walking with no regard through yards, parking anywhere, there have been young children down on the beach, there is no parental guidance or supervision. The homeowner's neglect it and have now moved from their house to the garage and made that a beach house. There are now three units/houses at that particular site. It is a constant thing with parking. We have had walleye tournament trails and got three full boats, trucks and trailers and they are very nice and I'm sure spending money in the city, but in the same token have no regard for anything. Do I feel it's appropriate to call the police every day? I would love to, but I have too much respect for the city and police dept. Some of the people up here pushing for their Airbnb on our private property aren't even members of the club, they haven't paid their dues. They really have no ground to actually do that. I want to see if there is anyway that we can have some assistance or suggestions of people that are there and are trespassing and can they be fined, arrested, removed. Everyday it is constantly babysitting. There have been multiple parties there where there have been van loads dropping off multiple people. It doesn't look like there is smart housekeeping going on. It's just unsafe. They have had incidents with other neighbors where they pull in their driveway because they were at the wrong house. It's a daily thing that has been going on for two years. I would like to find a solution. I do know that gentleman has a property on Kenilworth Dr. and we went through the same thing with the city. Furthermore, directly next to that house where the pool is,

within 10ft there is a Vietnam Vet guy that is ill and they have no regard for him. Additionally, the amount of garbage piled up on the property is excessive and nothing ever gets done. If that is how it is here, and that's what I have to accept, then that's what I have to accept; the standards of what we are going to do. That's where I'm at and I'm open to suggestions. I can show you videos, I can show you pictures, etc. I appreciate what you guys do every day; I appreciate you listening to me.

Law Director Graves says the individual he is talking about is the one who has come to several meetings himself pleading his case. He is the property that has currently been cited. We will continue that enforcement. I don't know if your bylaws permit short-term rentals or not, but you can pursue that civilly. That's not a criminal enforcement, you would have to get a junctive relief in a civil filing. If you see people down there that aren't members, I would talk to police about trespassing. Mayor Radeff says I know the auditor's show that beach and all is your spot, is it also determined by specific houses? Mr. Newcomb replies it's 3 acres that are similar to your Cleveland Yacht Club, they are all in the same Cleveland Assoc. Mayor Radeff asks when we talk about homeowner's association, is there a list of which homes are in that assoc.? Mr. Newcomb responds I do have a list, there is probably a total of 40 members and 20 of those are residents. Mayor Radeff says I assume his house is one of them? Mr. Newcomb replies yes.

ORDINANCE/RESOLUTIONS BEFORE COUNCIL AT THIS TIME:

COUNCIL #011- TABLED- AN ORDINANCE VACATING PORTIONS OF PARKVIEW DRIVE, IVANHOE AVENUE AND FERNDALE AVENUE AND THE DECLARING OF AN EMERGENCY.

COUNCIL #025- SECOND READING- AN ORDINANCE INCREASING THE RATE OF PAY FOR THE POSITION OF COMMERCIAL PLANS EXAMINER EFFECTIVE APRIL 1, 2024, AND THE DECLARING OF AN EMERGENCY.

COUNCIL #028- FIRST READING- AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH PAULA PITASKY LLC d/b/a ENCOMPASS MARKETING TO SOLICIT AND OBTAIN SPONSORSHIPS FOR THE BENEFIT OF THE CITY AND THE DECLARING OF AN EMERGENCY.

MEETING ADJOURNED: With no further business before this committee, *Motion by Cizl/Second by Wtulich to adjourn at 7:48 pm. Yeas All.

CLERK OF COMMITTEE AFFIRMATION:

This Meeting of the City Committee of the City of Sheffield Lake, Ohio, was and conducted under all Rules and Regulations Governing the Sunshine Laws of the State of Ohio as they may apply. All meetings are recorded and available in Council's Office.

CLERK OF COUNCIL/COMMITTEES
Brandy Randolph

CHAIRPERSON
Mark Cizl

I, Brandy Randolph, duly appointed Clerk of Committee
Of Sheffield Lake DO HEREBY CERTIFY that this

Is a true and exact copy of the Minutes of the
Ordinance Committee of June 2, 2024.

COUNCIL PRESIDENT

Rick Rosso