

**GRANVILLE VILLAGE COUNCIL
TENTATIVE AGENDA
NOVEMBER 4, 2020**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. APPROVAL OF AGENDA
5. CITIZENS COMMENTS
6. PUBLIC COMMENT – OLD FIRE STATION
7. PUBLIC HEARING

MEETING DIAL-IN INFORMATION

DIAL: 646-749-3122

ACCESS CODE: 340-533-685

- A. **ORDINANCE NO. 22-2020** AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF GRANVILLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021
 - B. **ORDINANCE NO. 23-2020** AN ORDINANCE TO AMEND SECTION 1189.03 OF THE CODIFIED ORDINANCES OF GRANVILLE, OHIO
 - C. **ORDINANCE NO. 24-2020** AN ORDINANCE TO ESTABLISH CHAPTER 1182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF GRANVILLE, OHIO, REGARDING SHORT-TERM RENTAL OPERATIONS
8. **OLD BUSINESS**
 - A. **ORDINANCE NO. 22-2020** AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF GRANVILLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021
 - B. **ORDINANCE NO. 23-2020** AN ORDINANCE TO AMEND SECTION 1189.03 OF THE CODIFIED ORDINANCES OF GRANVILLE, OHIO
 - C. **ORDINANCE NO. 24-2020** AN ORDINANCE TO ESTABLISH CHAPTER 1182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF GRANVILLE, OHIO, REGARDING SHORT-TERM RENTAL OPERATIONS

9. NEW BUSINESS

- A. **ORDINANCE NO. 25-2020** AN ORDINANCE TO AMEND ORDINANCE NO. 29-2019 PROVIDING FOR ADJUSTMENTS OF THE ANNUAL BUDGET FOR THE FISCAL YEAR 2020 AND REVISING SUMS FOR OPERATING EXPENSES
- B. **ORDINANCE NO. 26-2020** AN ORDINANCE ACCEPTING A PETITION FOR THE ANNEXATION TO THE VILLAGE OF CERTAIN REAL PROPERTY LOCATED ON RIVER ROAD, TOTALING 2.83 +/- ACRES

10. REVIEW AND APPROVAL OF MINUTES

Minutes from the virtual Council Meeting of October 21, 2020 Regular Council Meeting.

11. COMMITTEE / COMMISSION / BOARD REPORTS

- A. Granville Community Foundation (Lerner)
- B. Granville Recreation District (Johnson)
- C. Planning Commission (Montgomery)
- D. Granville Arts Commission (Mickelson)
- E. Bryn Du Commission (Demarest)
- F. Open Space Committee (Mickelson)
- G. Tree & Landscape Commission (Lerner)
- H. Union Cemetery (McGowan)

12. OTHER COUNCIL MATTERS

13. OTHER STAFF MATTERS

14. MEETING ANNOUNCEMENTS

- A. November 9 Planning Commission 6:00 P.M.
- B. November 9 Arts Commission 7:00 P.M.
- C. November 10 Tree & Landscape Commission 7:00 P.M.
- D. November 12 BZBA 6:30 P.M.
- E. November 16 Board of Education (GEVSD Office) 6:30 P.M.

- F. November 18 Village Council 7:30 P.M.
- G. November 19 Granville Rec District (School Board Office) 6:00 P.M.
- H. November 23 Planning Commission 6:00 P.M.
- I. November TBD Bryn Du Commission 7:00 P.M.

15. EXECUTIVE SESSION – Pursuant to O.R.C. 121.22(G)(2) to consider the sale of property at competitive bidding, or the sale or other disposition of unneeded, obsolete, or unfit- for-use property in accordance with section [505.10](#) of the Revised Code.

16. ADJOURNMENT



To: Village Council
From: Herb Koehler *hwb*
Date: October 30, 2020
Re: Council Meeting Agenda Items – November 4, 2020

Providing background and staff recommendations on agenda items for the November 4, 2020 Council Meeting as follows:

Public Comment – Old Fire Station. Staff advised our three bidders on the Old Fire Station that time would be set aside for public comment. We expect several supporters to make comment.

Ordinance No. 22-2020. This is an ordinance to make appropriations for the current expenses and expenditures of the Village of Granville for the fiscal year ending 2021. The Finance Director has provided a separate memo of explanation. **Staff recommends approval.**

Ordinance No. 23-2020. This is a revisit of the definition of color as it pertains to signs in the Village, formally modifying the Code to include the language Council settled on this past Spring. **Staff recommends approval.**

Ordinance No. 24-2020. This Ordinance includes the first cut of language for a new Short-Term Rental code. The Law Director has provided a separate memo of explanation for Council's review. **Staff understands that the public hearing and ensuing discussion may warrant revision of the ordinance or tabling of this item to allow staff to make deeper adjusts.**

Ordinance No. 25-2020. This Ordinance is an additional appropriation ordinance to add \$17,000 to the Water Fund, to add \$10,000 to the Waste Water Fund, and to reduce the Service Center Bond Retirement Fund by \$250,000. An explanation of these appropriations is below. **Staff recommends setting the public hearing for November 18th.**

E01-5-E-230 – Water Fund Contractual Services & E01-5-E-240 Water Fund Supplies & Materials – As you are aware, someone recently broke into the water department and stole a bunch of tools and a pickup truck. The pickup truck has been recovered however; there is some damage to the body from ramming the gate and some damage to the inside control panel. Staff is requesting an

additional appropriation of \$10,500 in Contractual Services to repair the truck, the door at the plant, the window at the plant, and the gate at the plant. Staff is requesting an additional appropriation of \$6,500 to replace stolen tools that have not been recovered. We are working with our insurance company for some reimbursement however; full replacement value is not expected on most items.

E02-5-G-240 – Waste Water Supplies & Materials – Several weeks ago, a power surge occurred at the Waste Water facility. There were two variable frequency drives operating influent and return pumps that suffered damage during the glitch. The approximate cost to replace the influent and return pump vfd's is \$10,000. This is an unexpected expense that occurred close to the end of the year when our budgets are almost fulfilled. An additional appropriation of \$10,000 to cover this expense will ensure we have adequate funds to finish the year.

C01-8-A-260 – Service Center Bond Retirement Fund – Staff is asking for a \$250,000 budget reduction in the Service Center Bond Retirement Fund. When the 2020 budget was put together, the \$250,00 note paydown was inadvertently included twice. Normally this wouldn't be an issue, we would simply just not use the \$250,000 and it would expire at the end of the year. However; the State of Ohio has a rule that "appropriations cannot be greater than the unencumbered balance plus actual receipts". Because this fund is restricted to the service center note paydown, the overbudgeted amount makes the initial appropriation greater than the unencumbered balance plus receipts which is a violation in Ohio Budgetary Law. This budget reduction will put the Village back in compliance with Ohio Budgetary Law.

Ordinance No. 26-2020. This is an ordinance to accept the annexation of the Borough Property into the Village of Granville. This is the final legislative step in the annexation process. **Staff recommends setting the public hearing for November 18th.**

Executive Session. Staff does anticipate the need for an Executive Session at the end of this meeting.

BY:

ORDINANCE NO. 22-2020

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF GRANVILLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021

WHEREAS, pursuant to the provisions of Section 2.08 of Article II of the Charter of the Village of Granville, Ohio, the Village Council is authorized to adopt the Municipal Budget for the fiscal year beginning January 1, 2021 and ending December 31, 2021 and;

WHEREAS, the Manager has submitted a proposed budget with estimates and explanatory data, and;

WHEREAS, a public hearing has been held and said budget, with estimates, has been presented as required by Section 6.06 of Article VI of the Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF GRANVILLE, OHIO, a majority of the members elected thereto herein concurring that, to provide for the current expenses and other expenditures of said Village of Granville during the fiscal year ending December 31, 2021, the following sums be and are hereby set aside and appropriated as follows:

Section I: The annual budget submitted by the Manager in accordance with the provisions of Section 6.05, Article VI, of the Charter, be and the same hereby is adopted.

Section II: That there be appropriated from the GENERAL FUND:

Program I - Security of Persons and Property

A-1-1-A	POLICE LAW ENFORCEMENT		
	211 Salaries/Wages	\$949,070	
	212 Employee Benefits	\$556,217	
	230 Contractual Services	\$ 92,200	
	240 Supplies & Materials	\$ 81,000	
	250 Capital Outlay	\$ 23,504	
	270 Transfers	\$ 2,500	
	TOTAL		<u>\$1,704,491</u>
A1-1-C	STREET LIGHTING		
	230 Contractual Services	\$ 30,000	
	240 Supplies & Materials	\$ 12,000	
	250 Capital Outlay	\$ 4,000	
	TOTAL		<u>\$ 46,000</u>
	TOTAL PROGRAM I - SECURITY OF PERSON AND PROPERTY		<u>\$1,750,491</u>

Program II - Public Health and Human Services

A1-2-B	COUNTY HEALTH DISTRICT		
	230 Contractual Services	\$ 33,000	
	TOTAL		<u>\$ 33,000</u>
	TOTAL PROGRAM II - PUBLIC HEALTH AND HUMAN SERVICES		<u>\$ 33,000</u>

Program III - Community Environment

A1-4-F	COMMUNITY SERVICES		
	230 Contractual Services	\$ 119,000	
	240 Supplies & Materials	\$ 17,000	
	250 Capital Outlay	\$ 55,000	
	270 Transfers	\$ 5,000	
	TOTAL		<u>\$ 196,000</u>
A1-4-X	BUSINESS DEVELOPMENT		
	230 Contractual Services	\$ 5,000	
	TOTAL		<u>\$ 5,000</u>
	TOTAL PROGRAM III - COMMUNITY ENVIRONMENT		<u>\$ 201,000</u>

Program VI - Transportation

A1-6-A	STREET CONSTRUCTION		
	230 Contractual Services	\$ 85,140	
	250 Capital Outlay	\$335,242	
	260 Debt Service	\$ 43,337	
	270 Transfer	\$ 25,000	
	TOTAL		<u>\$ 488,719</u>
A1-6-B	STREET MAINTENANCE AND REPAIR		
	211 Salaries/Wages	\$462,881	
	212 Employee Benefits	\$286,573	
	230 Contractual Services	\$ 41,000	
	240 Supplies & Materials	\$ 19,500	
	250 Capital Outlay	\$ 2,500	
	270 Transfers	\$ 70,000	
	TOTAL		<u>\$ 882,454</u>
A1-6-D	STORM SEWERS AND DRAINS		
	230 Contractual Services	\$ 39,000	
	240 Supplies & Materials	\$ 11,000	
	250 Capital Outlay	\$ 18,000	
	TOTAL		<u>\$ 68,000</u>
A1-6-G	SIDEWALKS		
	230 Contractual Services	\$ 5,000	
	250 Capital Outlay	\$ 20,000	
	TOTAL		<u>\$ 25,000</u>
TOTAL PROGRAM VI - TRANSPORTATION			<u>\$1,464,173</u>

Program V - General Government

A1-7-A	ADMINISTRATIVE OFFICES		
	211 Salaries/Wages	\$278,397	
	212 Employee Benefits	\$168,780	
	230 Contractual Services	\$ 35,500	
	240 Supplies & Materials	\$ 16,000	
	TOTAL		<u>\$498,677</u>
A1-7-B	LEGISLATIVE ACTIVITIES		
	211 Salaries/Wages	\$ 6,000	
	212 Employee Benefits	\$ 1,007	
	230 Contractual Services	\$ 42,000	
	240 Supplies & Materials	\$ 8,000	
	TOTAL		<u>\$ 57,007</u>
A1-7-C	MAYOR'S COURT		
	211 Salaries/Wages	\$ 65,961	
	212 Employee Benefits	\$ 26,110	
	230 Contractual Services	\$ 49,000	
	240 Supplies & Materials	\$ 4,500	
	TOTAL		<u>\$ 145,571</u>
A1-7-D	INCOME TAX		
	211 Salaries/Wages	\$ 55,998	
	212 Employee Benefits	\$ 24,072	
	230 Contractual Services	\$ 10,200	
	240 Supplies & Materials	\$ 5,000	
	280 Refunds	\$ 145,000	
	TOTAL		<u>\$ 240,270</u>
A1-7-E	LANDS & BUILDINGS		
	230 Contractual Services	\$ 89,000	
	240 Supplies & Materials	\$ 9,000	
	250 Capital Outlay	\$ 4,000	
	270 Transfers	<u>\$ 654,000</u>	
	TOTAL		<u>\$ 756,000</u>
A1-7-F	BOARDS & COMMISSIONS		
	211 Salaries/Wages	\$107,505	
	212 Employee Benefits	\$ 56,960	

	230 Contractual Services	\$ 73,200	
	240 Supplies & Materials	\$ 7,000	
	280 Refunds	\$ 5,000	
	TOTAL		<u>\$ 249,665</u>
A1-7-G	COUNTY AUDITOR & TREASURERS' FEES		
	230 Contractual Services	\$ 10,000	
	TOTAL		<u>\$ 10,000</u>
A1-7-H	TAX DELINQUENT LAND ADVERTISING		
	230 Contractual Services	\$ 200	
	TOTAL		<u>\$ 200</u>
A1-7-J	ELECTION		
	230 Contractual Services	\$ 2,000	
	TOTAL		<u>\$ 2,000</u>
A1-7-K	LAW		
	211 Salaries & Wages	\$ 69,627	
	212 Employee Benefits	\$ 12,150	
	230 Contractual Services	\$ 50,000	
	240 Supplies & Materials	\$ 1,500	
	TOTAL		<u>\$ 133,277</u>
	TOTAL PROGRAM VII - GENERAL GOVERNMENT		<u>\$2,092,667</u>
	<u>GRAND TOTAL GENERAL FUND APPROPRIATIONS</u>		<u>\$5,541,331</u>

Section III: That there be appropriated from the following RESERVE FUNDS:

F2-1-A	EQUIPMENT RESERVE FUND		
	250 Capital Outlay	\$ 82,000	
	TOTAL		<u>\$ 82,000</u>
	GRAND TOTAL RESERVE FUNDS		<u>\$ 82,000</u>

Section IV: That there be appropriated from the following SPECIAL REVENUE FUNDS:

B1-6-B	STREET		
	230 Contractual Services	\$ 86,000	
	240 Supplies & Materials	\$194,000	
	250 Capital Outlay	\$167,020	
	TOTAL		<u>\$ 447,020</u>
B2-6-B	STATE HIGHWAY FUND		
	230 Contractual Services	\$ 30,000	
	250 Capital Outlay	\$ 25,000	
	TOTAL		<u>\$ 55,000</u>
B4-3-F	BRYN DU FUND		
	211 Salaries & Wages	\$ 26,000	
	212 Employee Benefits	\$ 4,537	
	230 Contractual Services	\$ 33,000	
	240 Supplies & Materials	\$ 5,000	
	250 Capital Outlay	\$ 50,000	
	TOTAL		<u>\$ 118,537</u>
B8	COUNTY PERMISSIVE TAX		
	250 Capital Outlay	\$149,738	
	TOTAL		<u>\$ 149,738</u>
B9-1-A	LAW ENFORCEMENT TRUST FUND		
	240 Supplies & Materials	\$ 500	
	TOTAL		<u>\$ 500</u>
B13	LAW ENFORCEMENT & EDUCATION FUND		
	240 Supplies & Materials	\$ 5,000	
	TOTAL		<u>\$ 5,000</u>
	GRAND TOTAL SPECIAL REVENUE FUNDS		<u>\$775,795</u>

Section V: That there be appropriated from the following DEBT SERVICE FUNDS:**C1 SERVICE COMPLEX BOND RETIREMENT FUND**

C1-8-A	260 Debt Service	\$2,820,081	
	TOTAL		<u>\$2,820,081</u>

Section VI: That there be appropriated from the following ENTERPRISE FUNDS:**C3 SEWER REPLACEMENT & IMPROVEMENT FUND**

C3-5-G	250 Capital Outlay	\$100,000	
	280 Refunds	\$ 5,000	
	TOTAL		<u>\$105,000</u>

E1- WATER FUND

E1-5-E	PRODUCTION		
	211 Salaries/Wages	\$241,869	
	212 Employee Benefits	\$108,806	
	230 Contractual Services	\$279,100	
	240 Supplies & Materials	\$121,500	
	250 Capital Outlay	\$ 30,000	
	260 Debt Service	\$ 35,000	
	270 Transfers	\$ 67,500	
	280 Refunds	\$ 1,200	
	TOTAL		<u>\$884,975</u>

E1-5-F	WATER DISTRIBUTION		
	211 Salaries/Wages	\$ 66,183	
	212 Employee Benefits	\$ 36,049	
	230 Contractual Services	\$ 64,000	
	240 Supplies & Materials	\$ 66,800	
	250 Capital Outlay	\$ 80,000	
	270 Transfers	\$ 25,000	
	TOTAL		<u>\$ 338,032</u>

TOTAL FOR E-1 - WATER FUND APPROPRIATION			<u>\$1,223,007</u>
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E2 - SEWAGE

E2-5-G	SEWAGE TREATMENT		
	211 Salaries/Wages	\$ 98,573	
	212 Employee Benefits	\$ 68,701	
	230 Contractual Services	\$ 252,400	
	240 Supplies & Material	\$ 48,000	
	250 Capital Outlay	\$ 65,000	
	260 Debt Service	\$ 31,659	
	270 Transfers	\$107,500	
	280 Refunds	\$ 1,200	
	TOTAL		<u>\$ 673,033</u>

E2-5-H	SEWAGE COLLECTION		
	211 Salaries \ Wages	\$ 63,687	
	212 Employee Benefits	\$ 25,413	
	230 Contractual Services	\$ 60,500	
	240 Supplies & Materials	\$ 29,250	
	270 Transfers	\$ 67,000	
	TOTAL		<u>\$ 245,850</u>

TOTAL FOR E2 SEWER FUND APPROPRIATIONS			<u>\$ 918,883</u>
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E91 WATER CAPITAL IMPROVEMENTS FUND

	250 Capital Outlay	\$125,000	
	280 Refunds	\$ 4,000	
	TOTAL		<u>\$ 129,000</u>

GRAND TOTAL ENTERPRISE FUNDS:			<u>\$2,375,890</u>
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Section VII: That there be appropriated from the following AGENCY FUND:**G8-1-XMAYOR'S COURT AGENCY FUND**

	230 Contractual Services	\$115,000	
	TOTAL		<u>\$ 115,000</u>

GRAND TOTAL AGENCY FUNDS

\$ 115,000

GRAND TOTAL ALL FUNDS

\$11,710,097

Section VIII: Sums expected from the above appropriation which are proper charges against any other department or against any firm, person, or corporation, if repaid within the period covered by such appropriation, shall be considered re-appropriated for such original purposes, provided that the net total of the expenditures under any appropriation shall not exceed the original total.

Section IX: That this ordinance therefore shall become effective as of January 1, 2021, for the purpose of effecting expenditures within the limitations herein set forth, during the fiscal year extending from that date to December 31, 2021. This appropriation ordinance shall become effective as provided in Section 6.07, Article VI of the Charter of the Village of Granville, Ohio, and shall take effect and be in force from and after the earliest date allowed by law.

Passed this _____ day of _____, 2020.

Mayor Melissa Hartfield

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Law Director

BY:

ORDINANCE NO. 23-2020

AN ORDINANCE TO AMEND SECTION 1189.03 OF THE CODIFIED ORDINANCES OF GRANVILLE, OHIO

WHEREAS, the Council of the Village of Granville, Ohio has determined that it is necessary to amend Section 1189.03 of the Granville Codified Ordinances, in order to provide more practical and effective guidance regarding the limitation on the number of colors permitted on signs within the Village.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF GRANVILLE, OHIO, THAT:

Section I: Existing sections 1189.03(8) through 1189.03(40) are hereby renumbered as 1189.03(9) through 1189.03(41), and a new section 1189.03(8) is hereby adopted, to read as follows:

1189.03(8) "Color" means any shade on the visible spectrum distinguished by the qualities of hue, lightness, brightness, and saturation. Where this chapter limits the number of colors in a sign, any discernible difference in color, including shades of the same base color, shall be deemed a separate color. When either pure black or pure white are used as background colors in a sign, they shall not be counted in the overall color count.

Section II: This ordinance shall become effective upon the earliest date allowed by the laws of the State of Ohio and the Charter of the Village of Granville.

Passed this _____ day of _____, 2020.

Mayor Melissa Hartfield

Attest:

Autumn Klein, Clerk of Council

Approved as to Form:

Michael J. King, Law Director

CHAPTER 1182
SHORT-TERM RENTAL OPERATIONS

1182.01 PURPOSE

This chapter regulates the operation of short-term rental properties in the Village of Granville. The provisions of this chapter are necessary to prevent unreasonable burdens on services and unreasonable impacts on residential neighborhoods posed by short-term rental operations. Special regulation of these uses is necessary to ensure that they will be compatible with surrounding uses and will not act to harm and alter the neighborhoods in which they are located. Maintenance of Granville's existing residential neighborhoods is essential to its continued vitality and economic strength. It is the intent of this chapter to benefit the general public by minimizing adverse impacts of short-term rental operations on the local housing supply at all income levels, and to minimize adverse impacts of the transient and semi-commercial character of short-term rental operations on adjacent residential uses.

1182.02 DEFINITIONS

The following words and phrases, when used in this article, shall have the meaning ascribed to them by this section:

- (a) "Booking Service" means any mechanism for a reservation and/or payment service provided by a hosting platform that facilitates a short-term rental transaction between a short term rental host and a prospective short-term rental guest, and for which the hosting platform collects or receives, directly or indirectly through an agent or intermediary, a fee in connection with the reservation and/or payment services provided for the short-term rental transaction.
- (b) "Calls for Service Ratio" means the number of calls for service divided by the number of sleeping rooms in service at the short-term rental.
- (c) "Calls for Service" means any and all calls, including but not limited to those to law enforcement and/or the fire department, when those calls:
 - (1) result in a representative being dispatched or directed to the short-term rental;
 - (2) allege evidence of criminal activity;
 - (3) result in an arrest, charge or citation; or
 - (4) find an imminent threat to the health, safety or welfare of person(s) or property.
- (d) "Director" means the director of the Village of Granville Planning Department, or his or her authorized designee.

- (e) "Dwelling" means any building, structure, or unit, on the same tax parcel, or sharing the same mailing address, which is occupied or intended for occupancy in whole or in part as a home, residence or sleeping place for one (1) or more persons.
- (f) "Employee" means any person who earns qualifying wages, commissions or other type of compensation from the owner or operator of a short-term rental property in connection with its operation or maintenance.
- (g) "Guestroom" means a room offered to the public for a fee that contains, at a minimum, provisions for sleeping and access to a full bath.
- (h) "Hosting Platform" means a person or entity that participates in the short-term rental business by providing and collecting or receiving a fee for booking services through which a short-term rental host may offer a short-term rental to a short-term rental guest. Hosting platforms usually, though not necessarily, provide booking services through an online platform that allows a short-term rental host to advertise the short-term rental through a website provided by the hosting platform and the hosting platform conducts a transaction by which potential short-term rental guest reserves a guestroom(s) and arranges or makes payment, whether the short-term rental guest pays rent directly to the short-term rental host or to the hosting platform.
- (i) "Interception device" as used in this chapter refers to the definition found in Chapter 2933.51(D) of Revised Code.
- (j) "Manager" means the general manager, shift manager, or any person in any supervisory position regarding the operation of a short-term rental property.
- (k) "Operator" means any person or entity that operates a short-term rental in a capacity to facilitate the offering of guestrooms to guests.
- (l) "Owner" means a corporation, firm, partnership, association, organization and any other group acting as a unit, or a person who has legal title to any structure or premises with or without accompanying actual possession thereof, and shall include the duly authorized agent or attorney, a purchaser, devisee, fiduciary and any person having a vested or contingent interest in the premises.
- (m) "Permanent Occupant" means a person who resides in a dwelling more than 51% of the time during a calendar year, and the dwelling in which a person so resides shall be referred to as their primary residence.
- (n) "Primary Residence" means a dwelling which is the usual place of return for housing as documented by at least two of the following: motor vehicle registration, driver's license, tax documents, lease copy or a utility bill. An owner or permanent occupant can only have one primary residence.
- (o) "Short-Term Rental Guest" means a person renting temporary lodging from a short-term rental host, or through a hosting platform on behalf of the short-term rental host, for a fee, for less than thirty (30) consecutive days.

- (p) "Short-Term Rental Host" means the owner or permanent occupant of a short-term rental who offers the short-term rental for temporary lodging, for a fee, for less than thirty (30) consecutive days.
- (q) "Short-Term Rental Operation" means the occupancy of any room or dwelling of any short-term rental.
- (r) "Short-Term Rental" means any dwelling or guestroom that is rented in whole or in part for less than thirty (30) consecutive days for temporary lodging by persons other than the permanent occupant or owner, from which the permanent occupant or owner receives monetary compensation. A traditional bed and breakfast, which is permitted and regulated as a Home Occupation under Chapter 1181 of the Planning and Zoning Code, is not a short-term rental for purposes of this chapter.

All terminology used in this chapter and not specifically defined above, shall retain its meaning in conformance with the latest volume of Webster's Collegiate Dictionary.

1182.03 ZONING DISTRICTS; DENSITY; LIMITATIONS

Short-term rental operations shall be permitted only in the following Zoning Districts, and with the density and use limitations set forth below. No short-term rental operation shall be conducted in any accessory building.

(a) Village Business District

(1) Short-term rental operation is a Conditional Use in the Village Business District, and subject to the provisions of Chapter 1145 of the Planning and Zoning Code in addition to the provisions of this chapter.

(1)(2) A short-term rental operation in the Village Business District shall not be configured so as to convert a conforming single-family or two-family dwelling into a non-conforming multi-family dwelling.

(2)(3) The number of short-term rental properties in the Village Business District shall not exceed ten percent (10%) of the total number of properties on which a residential use lawfully exists in the Village Business District.

(b) Village Residential District

(1) Short-term rental operation is a Conditional Use in the Village Residential District, and subject to the provisions of Chapter 1145 of the Planning and Zoning Code in addition to the provisions of this chapter.

(2) A short-term rental property in the Village Residential District must be the Primary Residence of the Owner or Permanent Occupant.

(1)(3) A short-term rental operation in the Village Residential District shall not be configured so as to convert a conforming single-family dwelling into a non-conforming

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[two-family or multi-family dwelling.](#)

(2)(4) The number of short-term rental properties in the Village Residential District shall not exceed five percent (5%) of the total number of residential properties in the Village Residential District.

1182.04 PERMIT REQUIRED

- (a) No short-term rental host shall engage in, conduct, or carry on, or permit to be engaged in, conducted or carried on, in or upon any premises in the Village of Granville, a short-term rental operation without obtaining a valid permit in accordance with this chapter. It shall be prima facie evidence of a short-term rental operation if a short-term rental guest is found to be occupying or using a short-term rental.
- (b) An application for a new permit may be submitted at any time to the Director. If the application is approved and a valid permit is issued, the permit shall take effect on the day of issuance, and shall expire one calendar year from the day of issuance. If a valid permit is issued in conjunction with and contingent upon an explicit and consensual term lease agreement, as contemplated in Section 1182.08, the permit shall take effect on the day of issuance and shall expire upon the last day of the applicant's leasehold term or at the end of one calendar year from the day of issuance, whichever occurs first.

1182.05 OCCUPANCY

In approving any permit application, the Director shall specify the maximum number of occupants allowed in each short-term rental. The maximum number of occupants in a short-term rental shall not exceed the lesser of:

- (a) Three persons per off-street parking space; or
- (b) Two persons, plus two persons per sleeping room.

1182.06 PARKING

In the Village Residential District, all off-street parking required for a short-term rental shall be located on the same lot (e.g., in the garage or driveway) as the short-term rental. In the Village Business District, all off-street parking required for a short-term rental shall be located on the same lot (e.g., in the garage, driveway or parking lot) as the short-term rental, or parking may be leased in accordance with Section 1183.04(e) of the Planning and Zoning Code.

1182.07 LOCAL CONTACT PERSON/PROPERTY MANAGER

- (a) A designated property manager, who may be the owner of the short-term rental property or the owner's agent, shall reside in Licking County, Ohio or a contiguous county.
- (b) The property manager shall be available 24 hours per day to ensure that the property is maintained and operated as required by this chapter and the Granville Codified Ordinances, including but not limited to:
 - (1) Ensuring that the number of occupants does not exceed the limitations of Section 1182.04.
 - (2) Responding to incidents of disorderly conduct, disturbing the peace, littering,

vandalism or other occurrences that affect the health, safety and welfare of nearby residents.

1182.08 APPLICATION FOR PERMIT

(a) Application for a new short-term rental permit, and/or for renewal of a valid permit, shall be made to the Director, on approved forms. The Director shall establish associated permit fees and costs, with approval of the Village Manager.

(b) The application for a permit to operate a short-term rental shall contain the following information:

(1) Name of the applicant, including mailing address, telephone number, and email address. If the applicant is a corporation, firm, partnership, association, organization or other group acting as a unit, the applicant shall provide the name of the entity set forth exactly as shown on its articles of incorporation, mailing address, telephone number, and email address of an individual who is the statutory agent, president, or managing individual, the state in which the company is incorporated or registered, and the entity or corporation number;

For properties in the Village Residential District, the short-term rental host shall provide sufficient information to demonstrate compliance with the primary residency requirement as outlined in Section 1182.02(n).

(2) Description of the short-term rental, including property address.

(3) The legal owner or owners of the property, including mailing address, telephone number, and email address. If the property owner is a corporation, firm, partnership, association, organization or other group acting as a unit, the applicant shall provide the name of the entity set forth exactly as shown on its articles of incorporation as well as the mailing address, telephone number, and email address of an individual who is the statutory agent, president, or a managing individual, the state in which the company is incorporated or registered, and the entity or corporation registration number.

(4) If an owner of the property has executed a land contract, lease agreement, management agreement, or any other agreement separating the owner from control over the property and/or the short-term rental, the applicant shall include a copy of said agreement along with the application. In order to receive a permit, such documentation must explicitly provide consent for short-term rental operations. The absence of such a clause, or the express prohibition of short-term rental operations, shall be grounds for a denial of a permit.

(5) The descriptions and addresses of any other short-term rentals located in Village of Granville that the applicant or property owner has any interest in, including, but not limited to, ownership, licensure, or management.

(6) Name of the short-term rental host, including mailing address, telephone number, and email address.

(7) The number of separately rentable units, and the number of sleeping rooms in each unit in service in the short-term rental property.

(8) The names of all hosting platforms on which the applicant has successfully been registered to list a short-term rental, documentation confirming hosting platform registration(s), and proof of general liability insurance for the short-term rental as required by Section 1182.09.

(9) Affirmation that the short-term rental host and short-term rental are in compliance with all applicable local, state, and federal laws and regulations.

(10) At the time of application or renewal, all of the following persons are required to provide the results of a fingerprint-based background check performed by a provider approved by the Ohio Bureau of Criminal Investigation: the applicant, the 24-hour emergency contact for the property as required by this chapter, and if applicable, the property manager. If the applicant is a domestic business organization other than a general partnership, then the applicant must provide a copy of the organization's articles of incorporation, articles of organization, statement of partnership authority, certificate of limited partnership, or statement of domestic qualification filed with the Ohio Secretary of State. If the applicant is a foreign business organization other than a foreign general partnership, then the applicant must provide a copy of the foreign business organization's license, registration, or qualification filed with the Ohio Secretary of State authorizing it to do business in Ohio. For all business organization applicants, an individual who is either the statutory agent, a partner, the president, or in the case of an LLC, a managing individual who is also a member, must submit to and provide the results of a BCI background check.

(c) The applicant must notify the Director of any change in information contained in the permit application within ten (10) days of the change.

(d) The Director shall serve written notice of any new or renewal application on all adjacent property owners of record not less than ten (10) days prior to approving the application.

(e) Any change in ownership of the property, the dwelling or the business, change in operator, or change in name of the short-term rental host shall void the current permit and shall require submission of a new application and the issuance of a new valid permit.

(f) If approved, a short-term rental shall be assigned an individual permit account number that the short-term rental host shall list with the short-term rental on any hosting platform. Only a valid permit shall be listed on a hosting platform. Upon a valid permit's expiration, a short-term rental host shall immediately remove the short-term rental from being listed on any hosting platform and shall not engage in any short-term rental operations. Those found to be operating with an expired permit are in violation of Section 1182.04 and are subject to the penalties as provided for in Section 1182.99.

1182.09 SHORT-TERM RENTAL HOSTS AND HOSTING PLATFORMS: REQUIREMENTS

(a) The short-term rental host shall provide to the Director one form of proof of identity and, as applicable, two pieces of evidence that the dwelling is the host's primary residence or two pieces of evidence the host is the owner of the dwelling.

(b) One short-term rental permit shall be required for each short-term rental unit.

(c) If a short-term rental host is not the property owner or owner's agent, but a permanent occupant of the dwelling, the host shall provide written permission from the property owner to register the dwelling on any hosting platform for use as a short-term rental.

(d) Short-term rental hosts shall provide written notice to the short-term rental guest(s) of any known, non-obvious, or concealed condition, whether man-made or artificial, which may present a danger to the short-term rental guest(s), together with a local 24-hour emergency contact for the property.

(e) Short-term rental hosts must comply with Section 2933.52 of the Revised Code. Such compliance shall also include known, non-obvious or concealed surveillance equipment, including, but not limited to, digital video cameras/recorders/monitors, streaming video security cameras, audio recorders/monitors, or any other electronic means of secretly watching, listening, or recording. In the event a short-term rental host utilizes an indoor and/or outdoor interception device(s), or any specific or similar aforementioned device, the short-term rental host shall notify the short-term rental guest. In the event the short-term rental guest does not consent to the short-term rental host utilizing an indoor interception device(s), or any specific or similar aforementioned device for the duration of the short-term rental period, the short-term rental host shall deactivate the indoor interception device(s) and shall not intercept, listen, monitor, record, or like thereof, any activity inside the dwelling.

(f) Short-term rental hosts shall comply with all applicable hotel/motel/short-term rental excise tax requirements.

(g) Rentals for thirty (30) or more consecutive days by the same guest(s) are not subject to short-term rental regulations or excise taxes.

(h) All short-term rental hosts shall obtain liability insurance for each short-term rental. Each short-term rental shall at all times maintain the following insurance coverage meeting all of the following requirements:

(1) A general liability insurance policy or certificate that shall provide the minimum coverage;

A. Not less than three hundred thousand dollars (\$300,000) per occurrence. Such policy or certificate must be issued by an insurance company that is admitted to do

business in the state of Ohio or by an eligible surplus lines company or risk retention group.

B. The policy or certificate shall provide notice of cancellation of insurance to the Director at least ten (10) days prior to cancellation.

C. Any cancellation of insurance required by this section shall result in an automatic revocation of the respective short-term rental permit.

(2) In the event that a hosting platform provides liability insurance to a host, such insurance would be deemed acceptable for submission provided the insurance meets the requirements of paragraph (1)(a) above.

(i) No short-term rental host shall engage in a short-term rental operation located within the Village of Granville without listing the valid short-term rental permit number associated with the short-term rental on any medium used by the short-term rental host to advertise the short-term rental.

(j) No hosting platform shall provide, and collect a fee for, booking services in connection with any short-term rental operation located within the Village of Granville unless the short-term rental host has provided to the hosting platform a valid short-term rental permit number associated with the short-term rental being rented.

(k) Records required.

(1) Short-term rental hosts who engage in short-term rentals and hosting platforms that engage in booking services shall maintain and provide records documenting the following information:

(A) The short-term rental physical address;

(B) The name of the person who registered the short-term rental on the hosting platform or who listed the short-term rental using any medium; and

(C) The dates and duration of stay in a short-term rental, the number of persons who were scheduled to stay each night, and the daily rate charged for each short-term rental.

(2) Hosting platforms and short-term rental hosts shall retain records for a period of at least four (4) years.

(3) In order to determine whether a short-term rental host or hosting platform is in compliance with the requirements of this chapter, the Director may request that any records required to be kept by this section be provided for inspection. If such request is denied, the Director may seek an administrative search warrant from a court of competent jurisdiction authorizing said inspection.

(l) Nothing in this section shall be construed as permitting any person to obtain a permit or offer a short-term rental, where prohibited by any other provision of law.

1182.10 GROUNDS FOR DENIAL OR NON-RENEWAL OF PERMIT

(a) The Director shall issue a new permit, or grant the renewal of an existing permit, except as provided in divisions (b) or (c) of this section.

(b) The Director shall deny any application for a new permit, or renewal of permit, if any of the following are shown to have occurred at the short-term rental property:

(1) The applicant makes a material misrepresentation of fact on the application.

(2) The applicant or any owner of the short-term rental has been convicted of violating Section 1182.04(a).

(3) Any owner, applicant, operator, or manager of the short-term rental is shown to have been convicted of the act of prostitution or soliciting for prostitution, or human trafficking, or an act that would constitute a violation of the Ohio Revised Code Chapters 2925 or 3719, on the premises of the short-term rental or any other short-term rental in which that individual has any interest, including, but not limited to, ownership, licensure, or management.

(4) The property on which the short-term rental is located, or the short-term rental host is not in good standing with the Village of Granville Income Tax Division.

(c) The Director may deny any application for a new permit, or renewal of permit, if any of the following are shown to have occurred at the short-term rental property:

(1) The short-term rental has outstanding orders from the Granville Township Fire Department, the Village of Granville Planning Department or the Licking County Building Department that have not been corrected.

(2) A pattern of felony drug related activity.

(3) A pattern of prostitution related activity or evidence of human trafficking.

(4) A pattern of gang related activity as defined in Ohio Revised Code Section 2923.41.

(5) Calls for service ratio greater than 1:2 during a consecutive twelve-month period where at least one of the twelve months occurs within the calendar year in which an objection to the permit is lodged.

(6) A documented history of repeated offenses of violence as defined in Ohio Revised Code Section 2901.01.

(7) The owner, applicant, operator, or manager, or short-term rental host has not made a good faith effort to correct violations of Sections 1182.09 and 1182.10 of this chapter, or has obstructed or interfered with correction of the violations.

(8) The owner, applicant, operator, or manager or short-term rental host is shown to have engaged in the act of prostitution or soliciting for prostitution, or an act that would constitute a violation of the Ohio Revised Code Chapters 2925 or 3719, on the premises of the short-term rental or any short-term rental in which that individual has any interest in, including, but not limited to, ownership, licensure, or management.

(9) The owner, applicant, operator or manager or short-term rental host maintains a nuisance or has a documented history of engaging in or allowing conduct or conditions that endanger the health, safety or welfare of neighboring residents.

(d) Evidence of conduct under divisions (b) and (c) of this section need only be that of de facto violation of law, evidence of conviction is not a prerequisite for denial unless specifically indicated.

1182.11 OBJECTION, SUSPENSION AND REVOCATION; APPEAL

(a) An adjacent property owner or a party with standing under applicable Ohio law may submit an objection to the Director regarding a new permit application or a renewal application, based on any violation of Section 1182.10(b) or (c) that is shown to have occurred at the short-term rental.

(b) At any time during the calendar year, the Director may suspend and/or revoke a short-term rental permit if it is determined that activities set forth in Section 1182.10(b) or (c) are shown to have occurred at the short-term rental. In addition, suspension, revocation and/or other penalties may occur if a short-term rental unit is listed on a hosting platform without the required permit account number as required under Section 1182.08(e).

(c) Decisions of the Director may be appealed to the Board of Zoning and Building Appeals pursuant to Section 1139.04 of the Planning and Zoning Code.

1182.12 PERMITS NON-TRANSFERABLE

Short-term rental permits shall be granted solely to the Applicant and shall not be transferable to any other person or legal entity. The short-term rental permit shall include a non-transferability clause and the use shall be terminated automatically upon the sale or change of ownership of the property for which a permit has been issued.

1182.13 RELATIONSHIP TO OTHER ORDINANCES

Each short-term rental is subject to applicable hotel/motel/short-term rental excise tax and income tax ordinances, and shall comply with applicable building, electrical, plumbing, fire, health, planning and zoning code requirements as an express condition of the short-term rental permit.

1182.14 DISCRIMINATION PROHIBITED

(a) An owner, permanent occupant, short-term rental host, or operator shall not:

(1) Decline a transient guest or short-term rental guest based on race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, familial status or military status.

(2) Impose any different terms or conditions based on race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, familial status or military status.

(3) Post any listing or make any statement that discourages or indicates a preference for or against any transient guest or short-term rental guest on account of race, sex, sexual orientation, gender identity or expression, color, religion, ancestry, national origin, age, disability, familial status or military status.

1182.15 SEVERABILITY

In the event any section or provision of this chapter shall be declared by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity of this chapter as a whole or any part thereof other than the part so declared to be invalid or unconstitutional.

1182.99 PENALTY

(a) Any short-term rental host who rents a short-term rental for a short-term rental operation in violation of Section 1182.09(i), or any hosting platform that provides a booking service for a short-term rental operation in violation of Section 1182.09(j), without correcting or remedying the violation in a reasonable and timely manner, shall be guilty of an unclassified misdemeanor and shall be fined not more than two hundred fifty dollars (\$250.00), in addition to any other remedies imposed by this chapter or provided by law. Each dwelling rented for a short-term rental operation in violation of these provisions shall constitute a separate offense.

(b) Any short-term rental host who rents a short-term rental for a short-term rental operation in violation of Section 1182.04(a), without correcting or remedying the violation in a reasonable and timely manner, shall be guilty of an unclassified misdemeanor and shall be fined not more than two hundred fifty dollars (\$250.00). Upon subsequent conviction, the offense shall be a misdemeanor of the third degree punishable by a fine of not more than five hundred dollars (\$500.00) or incarceration for not more than sixty (60) days, or both, in addition to any other remedies imposed by this chapter or provided by law. In addition, all gross revenue from short-term rental transactions that are unlawfully obtained in violation of Section 1182.04(a) shall be remitted to the Village of Granville, subject to local and state laws governing forfeiture.

BY:

ORDINANCE NO. 24-2020

AN ORDINANCE TO ESTABLISH CHAPTER 1182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF GRANVILLE, OHIO, REGARDING SHORT-TERM RENTAL OPERATIONS

WHEREAS, the Council of the Village of Granville, Ohio, has determined that a short-term rental operations ordinance should be established for the Village of Granville as part of the Planning and Zoning Code; and

WHEREAS, the maintenance of Granville's existing residential neighborhoods is essential to its continued vitality and economic strength; and

WHEREAS, special regulation of these uses is necessary to ensure that they will be compatible with surrounding uses and will not act to harm and alter the neighborhoods in which they are located; and

WHEREAS, the chapter is necessary to prevent unreasonable burdens on services and unreasonable impacts on residential neighborhoods posed by short-term rental operations; and

WHEREAS, it is the intent of this chapter to benefit the general public by minimizing adverse impacts of short-term rental operations on the local housing supply at all income levels, and to minimize adverse impacts of the transient and semi-commercial character of short-term rental operations on adjacent residential uses.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Granville, Licking County, Ohio that:

Section I. The Granville Village Council does hereby establish a short-term rental operations ordinance as part of the Codified Ordinances of the Village of Granville as Chapter 1182.

Section II. The purpose of Chapter 1182 is to prevent unreasonable burdens on services and unreasonable impacts on residential neighborhoods posed by short-term rental operations; to ensure that they will be compatible with surrounding uses and will not act to harm and alter the neighborhoods in which they are located; to benefit the general public by minimizing adverse impacts of short-term rental operations on the local housing supply at all income levels; and to minimize adverse impacts of the transient and semi-commercial character of short-term rental operations on adjacent residential uses.

Section III. Chapter 1182 "Short-Term Rental Operations" is adopted as attached hereto and incorporated herein as Exhibit A.

Section IV. This Ordinance shall take effect and be in force from and after the earliest date permitted by law.

Passed this _____ day of _____, 2020.

Melissa Hartfield, Mayor

ATTEST:

Autumn Klein, Clerk of Council

APPROVED AS TO FORM:

Michael King, Law Director

Memo

To: Mayor & Council
From: Carie Kraner, Finance Director
Date: October 28, 2020
Re: Ordinance No. 25-2020 - Additional Appropriation

Ordinance No. 25-2020 is an additional appropriation ordinance to add \$17,000 to the Water Fund, to add \$10,000 to the Waste Water Fund, and to reduce the Service Center Bond Retirement Fund by \$250,000. An explanation of these appropriations is as follows:

E01-5-E-230 – Water Fund Contractual Services & E01-5-E-240 Water Fund Supplies & Materials – As you are aware, someone recently broke into the water department and stole a bunch of tools and a pickup truck. The pickup truck has been recovered however; there is some damage to the body from ramming the gate and some damage to the inside control panel. Staff is requesting an additional appropriation of \$10,500 in Contractual Services to repair the truck, the door at the plant, the window at the plant, and the gate at the plant. Staff is requesting an additional appropriation of \$6,500 to replace stolen tools that have not been recovered. We are working with our insurance company for some reimbursement however; full replacement value is not expected on most items.

E02-5-G-240 – Waste Water Supplies & Materials – Several weeks ago, a power surge occurred at the Waste Water facility. There were two variable frequency drives operating influent and return pumps that suffered damage during the glitch. The approximate cost to replace the influent and return pump vfd's is \$10,000. This is an unexpected expense that occurred close to the end of the year when our budgets are almost fulfilled. An additional appropriation of \$10,000 to cover this expense will ensure we have adequate funds to finish the year.

C01-8-A-260 – Service Center Bond Retirement Fund – Staff is asking for a \$250,000 budget reduction in the Service Center Bond Retirement Fund. When the 2020 budget was put together, the \$250,000 note paydown was inadvertently included twice. Normally this wouldn't be an issue, we would simply just not use the \$250,000 and it would expire at the end of the year. However; the State of Ohio has a rule that "appropriations cannot be greater than the unencumbered balance plus actual receipts". Because this fund is restricted to the service center note paydown, the overbudgeted amount makes the initial appropriation greater than the unencumbered balance plus receipts which is a violation in Ohio Budgetary Law. This budget reduction will put the Village back in compliance with Ohio Budgetary Law.

If you have questions or concerns regarding this budget amendment, please contact me.

BY:

Ordinance No. 25-2020

AN ORDINANCE TO AMEND ORDINANCE NO. 29-2019 PROVIDING FOR ADJUSTMENTS OF THE ANNUAL BUDGET FOR THE FISCAL YEAR 2020 AND REVISING SUMS FOR OPERATING EXPENSES

WHEREAS, pursuant to the provisions of Section 2.08 of Article II of the Charter of the Village of Granville, Ohio, the Village Council is authorized to adopt the municipal budget for the fiscal year beginning January 1, 2020 and ending December 31, 2020, and;

WHEREAS, the Village Manager has recommended appropriations to supplement previously made appropriations; and

WHEREAS, adjustments would be made to accommodate the following needs:

- a. Water Fund:
 - \$17,000 – Theft at Water Treatment Plant
- b. Waste Water Fund:
 - \$10,000 – Repairs Due To Power Surge
- c. Service Center Bond Retirement Fund:
 - \$250,000 - Reduction

NOW, THEREFORE, be it ordained by the Council of Granville, Ohio that:

Section I: The annual budget of the Village of Granville, as established by Ordinance No.29-2019, be amended by the Council, as recommended by the Finance Director, and is hereby adopted.

Section II: To provide for operating expenditures during the fiscal year ending December 31, 2020, the following additional appropriations are hereby made to the following funds:

<u>Account</u>	<u>Description</u>	<u>Additional Appropriation</u>
Water Fund		
E01-5-E-230	Contractual Services	\$10,500
E01-5-E-240	Supplies & Materials	\$ 6,500
Waste Water Fund		
E02-5-G-240	Supplies & Materials	\$10,000
Service Center Bond Retirement Fund		
C01-8-A-260	Debt Service	\$-250,000 Reduction

Section III: This ordinance shall take effect and be in full force upon the earliest date allowed by law.

Passed this 18th day of November, 2020.

Melissa Hartfield, Mayor

ATTEST:

Autumn Klein, Clerk of Council

APPROVED AS TO FORM:

Michael King, Law Director

By:

ORDINANCE NO. 26-2020

**AN ORDINANCE ACCEPTING A PETITION FOR THE ANNEXATION
TO THE VILLAGE OF CERTAIN REAL PROPERTY LOCATED ON
RIVER ROAD, TOTALING 2.83 +/- ACRES**

WHEREAS, a petition for an Expedited Type II annexation of 2.83 +/- acres located along River Road in Granville Township to the Village of Granville was filed with the Board of Licking County Commissioners by William R. Wernet as the agent for the Petitioners; and

WHEREAS, the Board of Licking County Commissioners, by Resolution 106-24, granted the petition for an Expedited Type II annexation of 2.83 +/- acres located in Granville Township to the Village of Granville and certified its decision to the Village of Granville Clerk of Council; and

WHEREAS, no appeals of the decision by the Board of Licking County Commissioners are permitted pursuant to Section 709.023 of the Revised Code; and

WHEREAS, the Clerk of Council for the Village of Granville has laid Resolution 106-24 of the Board of Licking County Commissioners granting the petition, the accompanying map and petition before the Village Council.

NOW, THEREFORE, BE IT ORDAINED BY COUNCIL OF THE VILLAGE OF GRANVILLE, COUNTY OF LICKING, STATE OF OHIO, THAT:

Section I. The petition for the annexation of 2.83 +/- acres located in Granville Township to the Village of Granville included the aforementioned real estate in the County of Licking and adjacent to the Village of Granville. A copy of the legal description is attached hereto as Exhibit A and is incorporated herein by reference.

Section II. An accurate map of the territory, together with the petition of its annexation, and other papers relating thereto are on file with the Clerk of Council of the Village of Granville. A copy of the map of the territory has been attached hereto as Exhibit B and is incorporated herein by reference.

Section III The petition for the annexation of 2.83 +/- acres located in Granville Township to the Village of Granville as described in Section 1 above is hereby accepted.

Section IV. In accordance with Section 519.18 of the Ohio Revised Code, the township zoning regulations currently in effect for said 2.83 +/- acres shall remain in effect until the Village Council adopts new zoning regulations.

Section V. The Village Manager is hereby directed, on behalf of the Village Council, to initiate the procedure to zone the 2.83 +/- acres under the Village's zoning regulations.

Section VI. This ordinance shall be effective after the earliest period allowed by law.

Passed this 18 day of November, 2020.

Mayor Melissa Hartfield

ATTEST:

Autumn Klein, Clerk of Council

APPROVED AS TO FORM:

Michael King, Law Director

Revised June 01, 2020

EXHIBIT "A"
DESCRIPTION OF: ANNEXATION OF 2.83 +/- ACRES FROM GRANVILLE
TOWNSHIP TO THE VILLAGE OF GRANVILLE, OHIO

Situated in Farm Lot 14, Third Quarters of Township 2, Range 13, U.S.M.L., situated in Granville Township, Licking County, Ohio, being all of Auditors Parcel #'s 1904323000000 & 1904977600000, that 2 acre tract and that 0.828 acre tract conveyed to The Borough Company, LLC in I.N. 200003240009149 and being more particularly described as:

BEGINNING at a point in the centerline of River Road (T.R. 131), the same being the northwesterly corner of said 0.828 acres, being the southwesterly corner of that 4.35 acre tract conveyed to Mill District, LLC in I.N. 200701040000341 and being in the existing Village of Granville Corporation line as recorded in I.N. 201912190028294 and 201512100026522;

Thence, from said TRUE PLACE OF BEGINNING, North 53°53'27" East, with the southerly line of said 4.35 acres, a northerly line of said 0.828 acres and with said Corporation line, a distance of 277.30 feet to a point;

Thence, South 85°17'11" East, with a northerly line of said 2.00 acres, with a southerly line of that 6.541 acre tract conveyed to Barton & Kessler in I.N. 199901280003722 and leaving said Corporation line, a distance of 90.96 feet to a point;

Thence, South 36°06'30" East, with northerly lines of said 2.00 acres and with a southerly line of said 6.541 acres, a distance of 166.76 feet to a point;

Thence, South 01°55'52" West, with the easterly line of said 2.00 acres and with a westerly line of said 6.541 acres, a distance of 316.50 feet to a point;

Thence, North 79°59'50" West, with a southerly line of said 2.00 acres and with the centerline of said River Road, a distance of 103.05 feet to a point;

Thence, North 67°11'00" West, with a southerly line of said 2.00 acres and with the centerline of said River Road, a distance of 69.39 feet to a point;

Thence, North 58°23'00" West, with a southerly line of said 2.00 acres and with the centerline of said River Road, a distance of 71.07 feet to a point;

Thence, North 47°28'20" West, with a southerly line of said 2.00 acres and with the centerline of said River Road, a distance of 72.50 feet to a point;

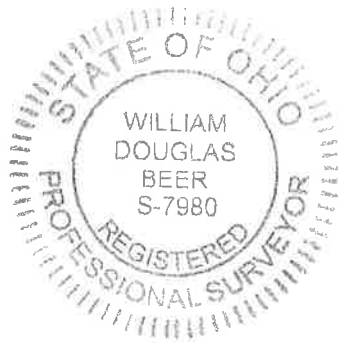
Page Two (Annexation)

Thence, North 38°15'00" West, with a southerly line of said 2.00 acres and with the centerline of said River Road, a distance of 74.98 feet to a point;

Thence, North 36°01'47" West, with a southerly line of said 0.828 acres and with the centerline of said River Road, a distance of 130.02 feet to the TRUE PLACE OF BEGINNING, containing 2.828 acres of land.

This description is for annexation purposes only and is not to be used for transfer.

All references are to records of the Recorder's Office, Licking County, Ohio.



William D. Beer 6-01-2020
William D. Beer Date
Registered Professional Surveyor No. 7980

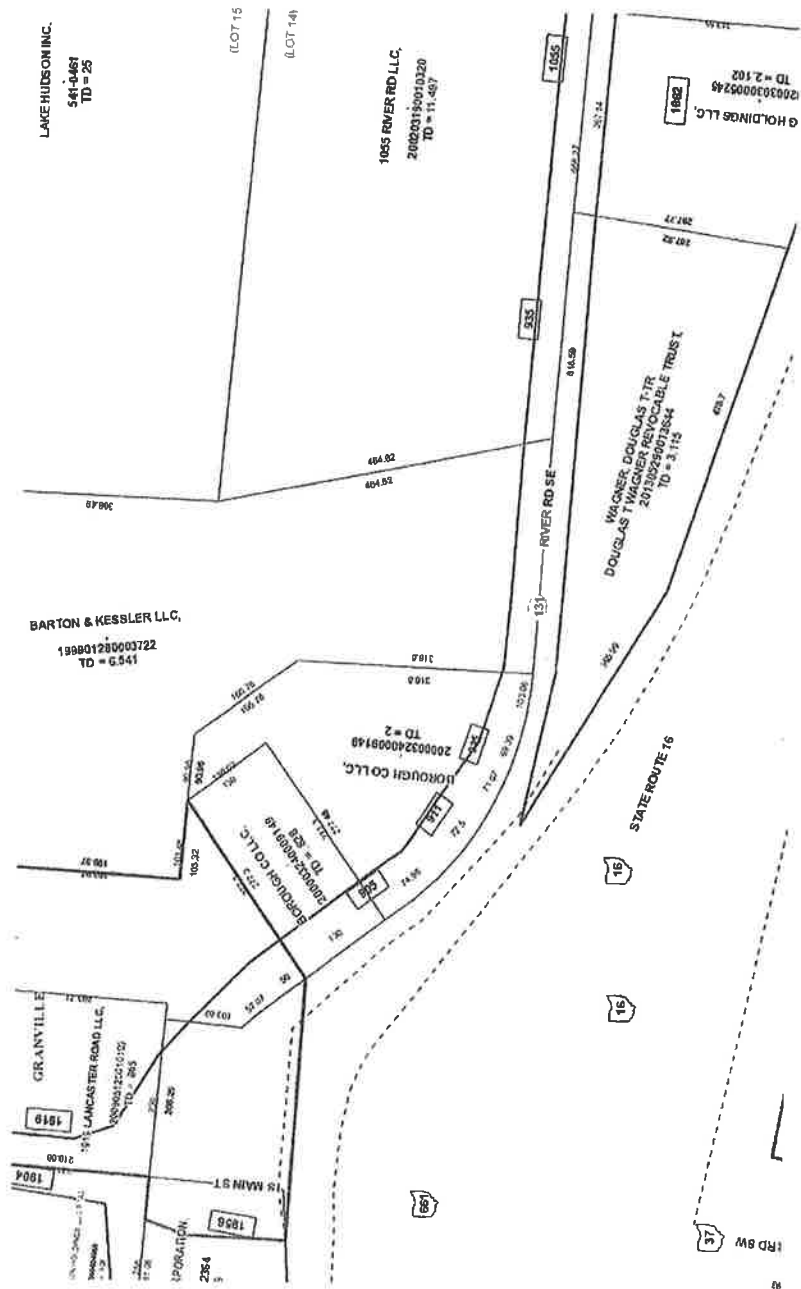


EXHIBIT
B
 tables



**GRANVILLE VILLAGE COUNCIL
MINUTES
OCTOBER 21, 2020**

1. CALL TO ORDER

Mayor Hartfield called the Wednesday, October 21, 2020 virtual Village Council meeting to order.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Clerk Klein conducted roll call. Those responding to roll call were Councilmembers Demarest, Lerner, McGowan, Mickelson, Montgomery, Vice Mayor Johnson, Mayor Hartfield, Manager Koehler, and Law Director King.

4. APPROVAL OF AGENDA

Motion by Councilmember McGowan to approve the agenda, second by Councilmember Montgomery

Motion passed by a vote of 7-0.

5. CITIZENS COMMENTS

Ed Rizer, 315 Brun Du Dr., stated his opposition to the installation of speed bumps within the Bryn Du subdivision based on safety concerns pertaining to emergency vehicles being able to respond to a call in an expedient manner. He suggested these solutions: sidewalks be installed, installation of solar paneled speed limit lights, the opening of Pren Talway to the top of Bryn Du, a drop box at the entrance to the subdivision to avoid Fed Ex, UPS, and Amazon trucks making deliveries in the neighborhood, and only allowing vehicular traffic on the streets.

Manager Koehler stated that he has several options to consider, and that he would reach out to the HOA president before making a recommendation to Council.

Doug Wagner, 300 Pinehurst Dr., stated the civil engineering firm he hired sent the Village Planner the engineering/planning for the sewer extension in front of his property, and that he has resubmitted his request for annexation to the county. He asked the Village if there was a way to expedite his annexation, and if the Village could include the extension of the sewer line in front of his property now while the work will be occurring versus later once his property is in the Village. He feels that he

is in the same situation as Borough Company with regards to annexation and being included in the sewer extension project.

Manager Koehler stated that staff has a meeting with Doug Wagner on Friday and that they would share the timeline for the sewer extension work as far as dates versus benchmarks.

Law Director King stated that in terms of where the Wagner annexation stands there is a nearly complete pre-annexation agreement, and staff is meeting with him this Friday to go over the final things that need to be ironed out. There aren't any major obstacles in moving the annexation forward. The infrastructure plan was received today, and that will require more conversation.

Doug Wagner asked if there had been conversations with the Thornbough's and the Luck's on how they are paying for their portion of the sewer extension.

Law Director King stated that the Village has had conversations with the Mill District owners, all of the details have not been worked out, however, there will probably be an assessment over time. As far as Thornbough, the Village needs to have a follow up conversation, but that payment will likely be more upfront.

Manager Koehler stated that the Village has only appropriated for phase one, two, and three and can't make appropriations for the forth phase, until the annexation is complete.

Doug Wagner stated that he didn't want to pay the money up front if he didn't have to, he asked if he could be assessed also.

Mayor Hartfield stated that there were other steps that need to take place before the financing could be looked at.

Doug Wagner stated that he was looking towards how the Thornbough property finances their portion because it could model the way his portion is assessed as well.

Vice Mayor Johnson asked Law Director King if there was anything that states what the Village does with the Wagner annexation has to mimic what is done with the other annexations.

Law Director King stated that there was not.

Vice Mayor Johnson stated and asked the Law Director to confirm that the annexations are independent agreements, and that the only baring on Dr. Wagner's annexation is that he needs Thornbough to annex first, that is the only contingent factor. The Village nor Dr. Wagner are bound by what transpires between the Thornbough property or the Luck's property.

Law Director King confirmed what Vice Mayor Johnson stated was correct.

There were no other comments from citizens, Mayor Hartfield closed citizens comments.

6. **PRESENTATION-** Andy Wildman, Granville Recreation District, regarding the levy on the ballot in November.

7. PUBLIC HEARING

- A. **ORDINANCE NO. 20-2020** AN ORDINANCE AUTHORIZING THE VILLAGE MANAGER TO GRANT A GENERAL USE PERMIT TO MARY FLYNN, ON BEHALF OF PEARL STREET, LLC, TO LICENSE THE USE OF THE VILLAGE RIGHT-OF-WAY AT 225 SOUTH PEARL STREET

There were no comments from citizens, Mayor Hartfield closed the public hearing for Ordinance No. 20-2020.

- B. **ORDINANCE NO. 21-2020** AN ORDINANCE APPROVING FOUR (4) DEVIATIONS FROM THE SUBDIVISION AND DEVELOPMENT REGULATIONS PERTAINING TO THE GLENSHIRE DEVELOPMENT, AS RECOMMENDED BY THE PLANNING COMMISSION

There were no comments from citizen.

Gerry Bird, developer of Glenshire gave Council a brief explanation regarding the four variances being requested. He stated that section one of the request for a variance was for a reduction of the minimum centerline radius for a horizontal curve from 100 feet to 60 feet. There is plenty of pavement at that intersection, enough for a fire truck to make the turn with no encroachment, and it was included into the development plan as a methodology of traffic calming. Section II, the development was designed as an empty nester type of living so all the daily functions need to be on the first floor. The Village code includes garages and porches in the lot coverage, but for this development a livable area of 1700-2100 square feet of actual living space is needed which leads to the request for the increase of maximum building lot coverage from 25% to 30% on all lots. In the overall diagram of homes, the actual lot coverage average of the whole project is about 22%. It's because there are a variety of lot sizes that this request is being made. Section III is a request for a reduction of minimum total side yard setback from twenty-one feet to twenty feet for all lots. Section IV, the last variance request is for a reduction of the minimum angle of intersection from 75-degrees to 45-degrees. These requests have been reviewed and approved by

Planning Commission, staff, Law Director, Village engineer, Village Service Department, and the Fire Chief.

Councilmember Montgomery stated that the Fire Chief stated in his report that the 45-degree angle deviation that is being requested wouldn't impede a fire truck making that turn, but is it a concern that a moving truck that is bigger than a fire truck would be able to make that turn?

Gerry Bird stated that the reason the angle is even there in the first place is because of a significant grade change which dictates the angle, but there is plenty of maneuverability for a moving van to back in or out. Lot fourteen and eighteen could have had bump outs but it would have inhibited the free-flowing movement so it was elected to do it as presented.

Councilmember Mickelson stated she would like a clarification on the request for the increase in maximum building coverage from 25% to 30% since it was stated that the average lot coverage would be 22%.

Gerry Bird stated that the lot coverage is a calculation based on the lot area, and that calculation doesn't count the green space in front yards off of Newark Granville Road or Route 16, it is only the lots themselves. The average for all of the lots is 22%. The issue is that there are a variety of lot sizes which adds to the character of the project because it gives a little more variety. Because anything under roof according to the Village's code calculates as coverage, this includes garages and porches, that is the reason for the request.

Councilmember Mickelson stated that she was concerned about the amount of green space that is being taken up.

Gerry Bird stated that the Glenshire development is a similar concept to The Colony. The Colony is at 25% lot coverage; however, nobody could say that the development is dense. There has been a lot done in this project to preserve green space and trees.

Councilmember Mickelson asked Gerry Bird if he knew how many houses would go over the 25% lot coverage.

Gerry Bird stated that there was going to be twelve homes and that they were on the smaller lots.

There were no additional comments, Mayor Hartfield closed the public hearing for Ordinance No. 21-2020

8. OLD BUSINESS

A. **ORDINANCE NO. 20-2020** AN ORDINANCE AUTHORIZING THE VILLAGE MANAGER TO GRANT A GENERAL USE PERMIT TO MARY FLYNN, ON BEHALF OF PEARL STREET, LLC, TO LICENSE THE USE OF THE VILLAGE RIGHT-OF-WAY AT 225 SOUTH PEARL STREET

Councilmember McGowan introduced and made a motion to adopt Ordinance No. 20-2020, second by Councilmember Demarest

Councilmember McGowan stated that the proposed fence is lined up with the neighbor's fence, but asked if the proposed fence was the same height as the neighbors' fence.

Debi Walker-Yost stated that the fence was going to be 42" in height but didn't know if it was the same height as the neighbors, but they will be aligned.

Vice Mayor Johnson called for a roll call vote. Councilmember Lerner, (yes), Councilmember McGowan, Councilmember Mickelson (yes), Councilmember Montgomery (yes), Councilmember Demarest (yes), Vice Mayor Johnson (yes), Mayor Hartfield abstained

Motion passed by a vote of 6-0-1 abstention

B. **ORDINANCE NO. 21-2020** AN ORDINANCE APPROVING FOUR (4) DEVIATIONS FROM THE SUBDIVISION AND DEVELOPMENT REGULATIONS PERTAINING TO THE GLENSHIRE DEVELOPMENT, AS RECOMMENDED BY THE PLANNING COMMISSION

Councilmember Mickelson introduced and made a motion to adopt Ordinance No. 21-2020, second by Councilmember McGowan

Councilmember Montgomery stated that he was not in favor of all four of the variances. Specifically, the blanket variance. If only twelve lots are contemplated to need it, he thinks that individual variances could be done following the Duncan criteria.

Gerry Bird stated that they discussed the variance request with staff, staff suggested the blanket request, but if Council could at least approve the request for twelve of the lots to be at 30% that would be helpful to them, and he would work with staff to identify those.

Councilmember Montgomery asked if the homes were deed restricted to one story.

Gerry Bird stated the homes were deed restricted to a story and a half so anything that went upstairs would be within a roof line.

Councilmember McGowan stated that he would like it stated that it would only be twelve lots that would be over in the lot coverage.

Councilmember Mickelson agreed with Councilmember McGowan.

Councilmember Montgomery asked the Law Director if Council should be considering a set of standards like the BZBA would do because Council is effectively doing what the BZBA would have done, and it is being done for twelve properties not just one.

Law Director King stated that it was a different standard under the code, Council has the ability at the front end of a development like this to grant broader deviations based on the criteria that was put in. Council doesn't have to go through all of the specifics of the Duncan criteria because they are not technically individual variances when you're doing it this way. This approach takes in account the development's characteristics, and the nature of it. For instance, in this case it is aged restricted, and most of the living space is on the first floor. If it was only one, he would recommend letting that property owner come back and ask for a variance, but if it is something that goes to the nature of the development itself the code anticipates that and allows Council to do it as a deviation instead of a variance.

Motion by Councilmember Mickelson to amend Ordinance No. 21-2020 regarding the second deviation request to only 12 properties going to 30% lot coverage, second by Councilmember Montgomery

Mayor Hartfield called for a roll call vote. Councilmember McGowan (yes), Councilmember Mickelson (yes), Councilmember Montgomery (yes), Councilmember Demarest, Councilmember Lerner, Vice Mayor Johnson, Mayor Hartfield (yes)

Motion passed by a vote of 7-0.

Mayor Hartfield called for a roll call vote. Councilmember Mickelson (yes), Councilmember Montgomery (yes), Councilmember Demarest, Councilmember Lerner, Councilmember McGowan (yes), Vice Mayor Johnson, Mayor Hartfield (yes)

Motion to adopt Ordinance 21-2020 as amended passed by a vote of 7-0.

9. NEW BUSINESS

- A. ORDINANCE NO. 22-2020 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE**

OF GRANVILLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021

Vice Mayor Johnson introduced Ordinance No. 22-2020 and set the public hearing for November 4, 2020, second by Councilmember Mickelson.

- B. **ORDINANCE NO. 23-2020** AN ORDINANCE TO AMEND SECTION 1189.03 OF THE CODIFIED ORDINANCES OF GRANVILLE, OHIO

Councilmember Mickelson introduced Ordinance No. 23-2020 and set the public hearing for November 4, 2020, second by Councilmember Montgomery.

- C. **ORDINANCE NO. 24-2020** AN ORDINANCE TO ESTABLISH CHAPTER 1182 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF GRANVILLE, OHIO, REGARDING SHORT-TERM RENTAL OPERATIONS

Councilmember Montgomery introduced Ordinance No. 24-2020 and set the public hearing for November 4, 2020, second by Councilmember Mickelson

- D. **RESOLUTION NO. 37-2020** A RESOLUTION TO ESTABLISH THE TIME AND PLACE OF A PUBLIC HEARING FOR THE 2021 MUNICIPAL BUDGET AS PROPOSED BY THE VILLAGE MANAGER

Vice Mayor Johnson introduced and made a motion to adopt Resolution No. 37-2020, second by Councilmember Mickelson

Motion passed by a vote of 7-0.

- E. **RESOLUTION NO. 38-2020** A RESOLUTION ESTABLISHING THE VILLAGE OF GRANVILLE CARES ACT COMMUNITY ASSISTANCE PROGRAM AND APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE GRANVILLE COMMUNITY FOUNDATION

Councilmember Lerner introduced and made a motion to adopt Resolution No. 38-2020, second by Councilmember Mickelson

Councilmember Montgomery asked for more of an explanation regarding the 30% that was going to the taxing authorities.

Manager Koehler stated the Village has allotted 30% to the three Granville taxing authorities- Granville Schools, the Public Library, and Granville Recreation District. The approximate amount for each the library and recreation district are \$12,000, and just under \$40,000 to Granville schools.

Vice Mayor Johnson asked who bears the responsibility for the compliance of the program.

Manager Koehler stated that it is ultimately the Village, an audit with the Community Foundation will be done once it is all complete in advance of an audit that will occur two years from now by the State. The MOU has the parameters in place, should the Community Foundation have any questions or concerns the Village staff is here to assist.

Vice Mayor Johnson stated his concern was regarding those who received funds from the Community Foundation and it was discovered there was a misuse of those funds. Does the Village bear fiduciary responsibility for those funds?

Manager Koehler stated yes, the Village is responsible, however, the Community Foundation, and the other taxing authorities are going to focus on expenditures already made. The possible recipients would have to produce receipts and documentation demonstrating that no other grants have been applied towards those expenditures. There is also a very short amount of time to expend the funds so doing it this way is a safe guard the Village has put in place.

Vice Mayor Johnson asked what the penalties were if all of the funds weren't spent.

Carie Kraner stated that what wasn't spent will have to be returned to the county, and if there is another round of funds the Village wouldn't be eligible for that next round.

Manager Koehler stated that is what is being said today but that it could change, things have changed weekly ever since the program started. The timeline could change, the amount of money you return with penalty could change, staff is tracking the updates.

Councilmember Lerner stated that the Community Foundation would like to have it spelled out in the MOU that the Community Foundation can use up to 10% of the \$106,000 to compensate the Community Foundation for the additional work. It is going to be a significant amount of work for Alex Lamson who is a paid employee. The rest are volunteers, but it would cover the rest of the additional hours that Alex would need to work on this program.

Alex Lamson, Granville Community Foundation stated that there is language in the parameter document to that effect, but the Community Foundation would like it to be included in the MOU.

Law Director King stated he would take care of those changes.

Councilmember Lerner stated that the Community Foundation had a couple more questions regarding items set forth in the parameters, but stated they may be items that could be discussed outside of the Council meeting if they weren't things Council needed to establish. One of the questions is establishing a maximum grant amount.

Manager Koehler stated that he and Alex had already went over the questions she is mentioning prior to the meeting. The resolution on the agenda is to allow for these sub-grants. The parameters that are laid out could change, he asked that Council allow staff to handle that as it came up. The vote from Council tonight is just to sub-grant it out.

Vice Mayor Johnson suggested that if the size of the grant is limited an opportunity for a second grant application by someone be considered after all other application had been considered in lieu of returning any of the money if there are good application out there.

Councilmember Lerner stated that the Community Foundation didn't want a cap because they don't know what to expect, and have no idea who is going to ask for what.

Alex Lamson stated that there is going to be a two-week application window probably between October 26th to November 8th, and then the Community Foundation will review all of the applications, and give the funds out as they see appropriate. The Community Foundation doesn't want to have to return funds either.

Motion passed by a vote of 7-0.

- F. **RESOLUTION NO. 39-2020** A RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) REGARDING THE CONSTRUCTION OF A ROUNDABOUT AT THE INTERSECTION OF SSR 661 AND NEW BURG STREET

Councilmember Lerner introduced and made a motion to adopt Resolution No. 39-2020, second by Councilmember Mickelson

Councilmember Montgomery stated that he looked over the Carpenter- Marty Study as well as the 2017 pedestrian safety study, and that it looked like in 2017 this intersection was number two on the list of priorities as far as pedestrian safety. At that time the thought was to install a light subject to ODOT agreeing that it was warranted, but according to ODOT it looks like the amount of use at

that intersection didn't warrant a traffic light. The other thing that was considered was a left turn lane, but that was cut down to about 200 feet because of the bridge. The way that the study described that was the left turn lane would alleviate some of the backup, but at peak times the turn lane would fill up all 200 feet. It sounds like the main idea is to get people through the intersection without needing to stop, and it doesn't sound like there are too many alternatives other than a roundabout. His only concern regarding the roundabout was that at peak times most of the people using it would be teenagers, and hoped they would get used to yielding the way roundabouts demand.

Councilmember McGowan asked if the residents in the area to be affected and the school has been made aware, and what was their input; second, he also asked if the street lighting would be increased for visibility; then third he asked if the Village's share was \$300,000.

Manager Koehler stated that Denison owns three of the edges of that intersection, they are aware and supportive of the effort. Granville schools are also aware and supportive. In terms of the public this is a 2024 project for completion, we are talking about it now because design will start next year and it needs to be included in the budget. There will be an outreach to the community similar to what was done for the 37-bridge project, maybe more since it is a permanent infrastructure.

Debi Walker-Yost stated that the Village's portion is \$287,000, she would also like to seek additional funding sources to reduce the Village's share. Regarding the lighting, ODOT is going to have a minimum lighting requirement, and that will be remedied through the additional funding sources mentioned.

Vice Mayor Johnson suggested that the Village have an understanding of how traffic control will be executed during the construction. He also suggested the use of slow down rumble strips south bound on 661 as the project is being approached.

Councilmember Lerner stated that she brought up the use of rumble strips a few years ago at that location after someone drove off the road and hit the sign. Steve Stilwell stated that all of the studies indicated that the noise coming from the use of rumble strips travels really far and there would be residents that would be disturbed every time car went through there.

Councilmember Montgomery stated that was why the diagonal lines were painted in lieu of rumble strips.

Vice Mayor Johnson stated he would be in favor of any traffic calming method that would be acceptable for those traveling south bound.

Motion passed by a vote of 7-0.

10. REVIEW AND APPROVAL OF MINUTES

Minutes from the virtual Council Meeting of October 7, 2020 Regular Council Meeting.

Motion by Councilmember McGowan to approve the October 7, 2020 minutes, second by Vice Mayor Johnson

Motion passed by a vote of 7-0.

11. MAYOR'S REPORT

Motion by Councilmember McGowan to accept the Mayor's Report, second by Vice Mayor Johnson

Motion passed by a vote of 7-0.

12. MANAGER'S REPORT

Motion by Councilmember McGowan to accept the Manager's Report, second by Councilmember Mickelson

Motion passed by a vote of 7-0.

13. COMMITTEE / COMMISSION / BOARD REPORTS

Granville Community Foundation (Lerner) stated the passage of Resolution No. 38-2020 is the update for the foundation.

Granville Recreation District (Johnson) stated Andy Whitman gave the pitch tonight for the support of the levy.

Planning Commission (Montgomery) stated the last meeting had routine applications, no report.

Granville Arts Commission (Mickelson) stated there was no meeting this month for lack of grant applications to consider.

Bryn Du Commission (Demarest) stated he would have a report next meeting, there is a meeting scheduled for Thursday, October 22nd.

Open Space Committee (Mickelson)- No Report

Tree & Landscape Commission (Lerner) stated that they are reviewing their sites for tree planting this fall, they are looking at about 30 trees throughout the community. They have reviewed the landscaping plan for the Cherry Valley Courtyards, as well as a multi-tenant office building on Westgate Drive. They are continuing to work on the tree ordinance updates to be presented to Council a little later.

Union Cemetery (McGowan)- No Report

14. OTHER COUNCIL MATTERS

15. OTHER STAFF MATTERS

Manager Koehler stated that with regards to the Ordinance requiring facial covering that staff reviews with Council every mid-month there was nothing significant to report that would warrant any kind of adjustment, however, the Village did have an issue at the IGA where some people came into the store on a semi-regular basis purposely not wearing facial coverings, and were making a show of it. They didn't call the Village directly, but eventually the word got to the Village about what was happening. Chief Caskey went down and spoke to the owner and the manger. They have since put some more predominate signs up to try to mitigate that, and it appears to be working. Other than that issue staff wouldn't recommend any changes at this time. The case count is going up and a lot of people are contributing that to casual social interaction, and people heading indoors rather than outdoors, and being in close proximity to one another so the Village should remain vigilant in the wearing of facial coverings.

Manager Koehler stated he and Law Director King had a good meeting with Jack Lucks and Karl Schneider about two weeks ago, and they understand their responsibility with regards to their cost share of the South Main Street sewer extension. Their cost is in the amount of about \$330,000, but they are interested in what kind of terms the Village would offer them. Staff would just like to get Council's thoughts on an assessment for perhaps as long as twenty years to allow them to repay that, then present legislation at a later meeting.

Vice Mayor Johnson asked if the Village would be charging them interest.

Law Director King responded yes.

Councilmember Montgomery asked how the Village was funding the project.

Carie Kraner stated that the money has been appropriated from the Capital Project Reserve Fund and the Wastewater Capital Fund, but that doesn't mean that the Village can't later decide to bond it. At this time, she is waiting to see if any of the property owners are going to pay up front, the amount is around \$830,000 which

sounds like a lot, but just not really in the bond world. The money has been appropriated so the project can move forward, but there is still the option to bond it.

Manager Koehler stated that the Village still doesn't have a number for the Thornbough property yet, and they seemed a little more willing to front some of the money. Once staff has that number then we can approach them to see what kind of terms they are after.

Law Director King stated that the difference with the Thornbough property is that one of the properties is already an income producing property, and that they are already dealing with the significant annual expenditures of the pumping of the sewage that the project is going to allow them to get out from under.

Manager Koehler stated that the Village has been approached by a few of the restaurant owners along Broadway interested in extending their outdoor café permit which is set to expire at the end of October. This would allow them a few additional weeks to generate revenue. They would also like to extend the allowance of the outdoor alcohol that the State is allowing for until the end of the declaration of emergency. The Village could do this with another temporary order if the majority of Council agreed to it. One standard that will be in place is if they chose to do this and want to heat the space, they would have to do so in compliance with any directive from the Fire Chief. Chief has already agreed to work with the business owners on this.

Councilmembers of Council all agreed to the temporary order to extend outdoor cafes and outdoor alcohol as well as the use of heating devices approved by the Fire Chief until December 31,2020.

16. ADJOURNMENT 9:24pm

Motion by Councilmember McGowan to adjourn, second by Councilmember Demarest

Motion passed by a vote of 7-0.

Minutes submitted by: Clerk of Council Autumn Klein

Minutes approved by: Village Manager Herb Koehler