

The City Record

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Official Proceedings City Council

Cleveland, Ohio
Monday, January 22, 2024

The meeting of the Council was called to order at 7:00 p.m. with the President of Council, Blaine A. Griffin, in the Chair.

Council Members present: Kevin L. Bishop, Kevin Conwell, Deborah A. Gray, Blaine A. Griffin, Anthony T. Hairston, Kris Harsh, Stephanie D. Howse-Jones, Joseph T. Jones, Brian Kazy, Danny Kelly, Rebecca Maurer, Kerry McCormack, Michael D. Polensek, Charles Slife, Jenny Spencer, Richard A. Starr.

Also present were: Mayor Bibb; Chiefs Davy, Epstein, Fernando, Griffin, Howard, Pomerantz, Puente; Directors Cole, Crowe, DeRosa, Francis, Hernandez, Keane, Margolius, McNair, McNamara, Mitchell, O’Keeffe, Pan Huang, Shute-Woodson, Williams; Senior Strategist Davis.

Council Members, Administration, Staff, and those in the audience rose for a moment of silent reflection, and the Pledge of Allegiance.

MOTION

On the motion of Council Member McCormack, the reading of the minutes of the last meeting was dispensed with and the journal approved. Seconded by Council Member Bishop.

Communications

File No. 69-2024

From Council President Blaine A. Griffin. Designating, without objection by Council, Allan Dreyer to serve as Clerk of Council Pro Tempore for all matters requiring the Clerk's signature from January 9, 2024, to January 12, 2024. Received.

From Ohio Division of Liquor Control:**File No. 70-2024**

#3471683. Transfer of Ownership Application, C2 C2X D6. H & S 12730, Inc., 12730 St. Clair Avenue (Ward 10). Received.

File No. 71-2024

#3867253. Transfer of Ownership Application, C1. Himalayan Groceries LLC, 14053 Lorain Avenue (Ward 16). Received.

Ordinances and Resolutions

Ceremonial Resolutions

Ceremonial resolutions are used by Council to recognize dignitaries and community members, and their accomplishments.

Resolutions of Condolence

The Rules were suspended, and the following Resolutions were adopted by a rising vote:

All Members of Council	Res. No. 84-2024	Kathleen P. Rolf
Polensek	Res. No. 85-2024	Judge Ronald J. Suster
Griffin	Res. No. 90-2024	Dexter Scott King
Howse-Jones	Res. No. 91-2024	Pamela Studamire-Rosato
Howse-Jones	Res. No. 92-2024	Mrs. Betty Louise White
Starr	Res. No. 93-2023	Wanda A. Vason
Bishop	Res. No. 94-2024	Lamonta Ray Betts

File No. 86-2024**Cleveland City Council****PROPOSED PUBLIC COMMENT RULES AND PROCEDURES**

Approved January 22, 2024.

All meetings of Cleveland City Council are open to the public. Members of the public shall conduct themselves with reasonable decorum and are prohibited from engaging in any action or behavior that substantially interrupts, delays, or disturbs the due conduct of the proceedings of the Council; such conduct includes but is not limited to: handclapping, stomping of feet, whistling, making other loud noises, yelling or similar demonstrations. Any person who violates any of the above may be immediately removed from the Council Chamber.

ALL SPEAKERS MUST PRE-REGISTER. Any person wishing to participate in the Public Comment portion of a regular Council meeting shall register and provide the following information: name, ward/neighborhood or city of residency, phone number, email address, topic to be addressed, and whether the speaker is being paid to speak and/or is representing an organization. Registrations should be made using the form available on Council's website or at Council offices at City Hall.

The registration form must be submitted by email, U.S. mail, personal delivery, or website. Registrations to make public comment at any regular Council meeting must be submitted between Wednesday at 12:00 noon and Monday at 2:00 pm, before a regular 7:00 pm Council meeting. Registrations will only be accepted for making comments at the next regular meeting; registrations for any future meeting will not be accepted until the Wednesday before the meeting. Registrations with false or incomplete information will not be accepted.

SPEAKING. The presiding officer of the meeting will call on each speaker. Up to ten (10) speakers may speak at any meeting; each speaker shall speak for no longer than three (3) minutes. Speakers may not yield their time to other speakers.

- » Speakers shall only address the topic they registered to speak about.
- » Speakers comments shall not be frivolous or repetitive.
- » Speakers shall not use language that is obscene or likely to produce imminent unlawful action.
- » Speakers shall address all comments to the presiding officer.

PRESIDING OFFICER WILL MAINTAIN ORDER. The presiding officer of the meeting will maintain order and preside over the Public Comment period according to these Rules and Procedures for Public Comment.

The presiding officer is authorized to request assistance from law enforcement officers in the removal of a disorderly person when that person's conduct disrupts the due conduct of the meeting in violation of these Rules and Procedures. The presiding officer shall verbally warn a disorderly person before requesting that person's removal.

The presiding officer's enforcement of these Rules and Procedures shall be viewpoint neutral.

SIGNS/FOOD PROHIBITED IN COUNCIL CHAMBER. Signs, posters, banners, placards and similar items are strictly prohibited in the Council Chamber. Food and/or drink is strictly prohibited in the Council Chamber.

WRITTEN PUBLIC COMMENT AND PUBLIC COMMENT AT COMMITTEE. These Rules and Procedures apply, as appropriate, to written public comments sent through the Council website and to public comment during Council committee hearings, which is permitted under Council Rule 2 which states in part: "Persons desiring to be heard by a committee of Council on a matter to be considered by that committee may request the committee Chair, in advance, for the opportunity to be heard. Approval of such request is at the discretion of the committee Chair."

PERSONS NEEDING ASSISTANCE. Any person seeking reasonable accommodations – such as for a disability or language assistance – must make the request at least three business days in advance. Council will make every effort to make reasonable accommodations.

PUBLIC INFORMATION. All registration information and all public comments at meetings of City Council and Council's Committees are considered public record.

At the Council meeting on January 22, 2024, Council Member McCormack made a motion to approve **File No. 86-2024, PUBLIC COMMENT RULES AND PROCEDURES.**

Cleveland City Council recognizes the importance of public participation in government and understands the value of public comment at Council Meetings so that members of the public can express themselves on matters of public interest.

The Council offers public comment according to Rules and Procedures which allow for the fair and orderly opportunity for the public to be heard. The Council applies these Rules and Procedures to all speakers and does not discriminate based on the identity of the speaker, content of the speech, or viewpoint of the speaker.

At the same time, the Rules and Procedures take into account Council's significant interest in an orderly, efficient and productive meeting, and ensure that the important business of the Council is conducted and completed.

The motion was seconded by Council Member Bishop.

The motion was approved by roll call vote; Yeas 16, Nays 0.

Voting Yea: Council Members Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Council Member Santana.

Ordinances and Resolutions

First Reading Emergency Ordinances Referred

An ordinance is a City law written and enacted by City Council. Ordinances govern the actions, responsibilities and tax dollars of residents, businesses, organizations, city departments and visitors in Cleveland. Ordinances can be written and passed to address issues about housing, safety, public services, employment, the City budget and economic development. Many ordinances authorize the City to spend money on contracts and projects that support the mission of the City of Cleveland.

Ordinances are effective 30 days after passage. Emergency ordinances take effect immediately upon the Mayor's signature or 10 days after passage.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading.

If not passed under suspension after the first reading, the legislation is then sent to the appropriate City departments for review.

These ordinances were read for the first time on Monday, January 22, 2024, and referred to the appropriate City departments and Council Committees for review.

Click on an ordinance below to read it:

[Ord. No. 72-2024](#)

[Ord. No. 75-2024](#)

[Ord. No. 73-2024](#)

[Ord. No. 82-2024](#)

[Ord. No. 74-2024](#)

[Ord. No. 83-2024](#)

Ordinance No. 72-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance to enter into an agreement with The National Forum For Black Public Administrators, an AmeriCorps Vista, for the placement of an intern in the Department of Finance, Division of Information Technology Services, to provide support for the City's broadband initiative, for a period of one year.

WHEREAS, The National Forum For Black Public Administrators, through its AmeriCorps Vista program, wishes to place an intern, at no cost to the City, to assist the City in implementing the City's broadband initiative; and

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

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

Section 1. That the Director of Finance is authorized to enter into an agreement and execute any other necessary documents with The National Forum For Black Public Administrators, an AmeriCorps Vista, for the placement of an intern in the Department of Finance, Division of Information Technology Services, to provide support of the City's broadband initiative, for a period of one year.

Section 2. That the agreement and cost of the intern shall be at no cost to the City.

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

Referred to Directors of Finance; and Law; Committees on Finance, Diversity, Equity and Inclusion.

Ordinance No. 73-2024

By Council Members: McCormack, Bishop and Hairston (by departmental request)

An emergency ordinance authorizing the Director of Capital Projects to issue a permit to 4116 Lorain, LLC to encroach into the public right-of-way above Lorain Avenue by installing, using and maintaining a new entry canopy.

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

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

Section 1. That the Director of Capital Projects is authorized to issue a permit, revocable at the will of Council, to 4116 Lorain, LLC, 8777 Rockside Road, Cleveland, Ohio 44125 ("Permittee"), to encroach into the public right-of-way above Lorain Avenue by installing, using and maintaining an entry canopy at the following location:

4116 Lorain Avenue

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Brooklyn Township Lot No. 52, further known as being part of the right of way of Lorain Avenue, S.R. 10, 66 feet in width and adjacent to the westerly half of Sublot No. 2 in Sargent and Dixon's Re-Subdivision of part of Barber and Lord's Subdivision of part of Original Brooklyn Township Lot Nos. 51, 52, 69, 70, recorded in Plat Volume 3, Page 2 of the Cuyahoga County Recorder's Records, also known as the parcel of land conveyed to 4116 Lorain LLC by deed dated August 22, 2022, and recorded in A.F.N. 202208220389 of the Cuyahoga County Recorder's Records and is bounded and described as follows:

Beginning at the southwesterly corner of Sublot No. 2 and is the PRINCIPAL PLACE OF BEGINNING of the premises herein to be described;

Course 1: thence North 64°01'54" East, with the southeasterly line of Sublot No. 2 and the northwesterly right of way line of Lorain Avenue, 19.84 feet to a point thereon;

Course 2: thence South 25°58'06" East, 5.00 feet to a point;

Course 2: thence South 64°01'54" West, with the northwesterly right of way line of Lorain Avenue, 19.84 feet to a point;

Course 3: thence North 25°58'06" West, 5.00 feet to the Principal Place of Beginning, containing 99 square feet or 0.0023 acres of land, more or less, according to a survey by Daniel P. Engle, P.S. No. S-8452, for Davey Resource Group in

October 2023. Subject to all highways, easements and covenants of legal record. Bearings based on Ohio State Plane Coordinate System, North Zone, NAD 1983, ground.

Legal Descriptions approved by Eric B. Westfall, Section Chief, Plats, Surveys and House Numbering Section.

Section 2. That the Director of Law shall prepare the permit authorized by this ordinance and shall incorporate such additional provisions as the Director of Law determines necessary to protect and benefit the public interest. The permit shall be issued only when, in the opinion of the Director of Law, the prospective Permittee has properly indemnified the City against any loss that may result from the encroachment permitted.

Section 3. That Permittee may assign the permit only with the prior written consent of the Director of Capital Projects. That the encroaching structure permitted by this ordinance shall conform to plans and specifications first approved by the Manager of the City Division of Engineering and Construction. That Permittee shall obtain all other required permits, including but not limited to Building Permits, before installing the encroachment.

Section 4. That the permit shall reserve to the City reasonable right of entry to the encroachment location.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Capital Projects; City Planning Commission; Finance; and Law; Committees on Municipal Services and Properties; and Development Planning and Sustainability.

Ordinance No. 74-2024

By Council Members: Bishop and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Works to enter into a license agreement with Key Bank National Association to use and occupy City-owned property located within Cleveland City Hall for the installation and maintenance of a Key Bank automated teller machine terminal located in Room 122, Vital Statistics for the use and convenience of the general public, for a period of two years with one additional one-year option to renew, exercisable by the Director of Public Works.

WHEREAS, Key Bank National Association (“Key Bank”) and the City of Cleveland desire to continue the use of a Key Bank automated teller machine terminal located in Room 122, Vital Statistics for the use and convenience of the general public; and

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

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

Section 1. That, notwithstanding Section 183.16 of the Codified Ordinances of Cleveland, Ohio, the Director of Public Works is authorized to enter into a license agreement with Key Bank whereby the City grants Key Bank the right to use and occupy City-owned property located within Cleveland City Hall for the installation and maintenance of a Key Bank automated teller machine terminal located in Room 122, Vital Statistics for the use and convenience of the general public, at a cost of \$1.00 and other valuable consideration.

Section 2. That the term of the license agreement shall be for two years with one additional one-year option to renew, exercisable by the Director of Public Works.

Section 3. That the license agreement shall be prepared by the Director of Law.

Section 4. That the Director of Public Works and the Director of Law, and other appropriate City officials, are authorized to execute such other documents and certificates, and take such other action as may be necessary or appropriate to effect the license agreement or agreements authorized by this ordinance.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to Directors of Public Works; Finance; and Law; Committees on Municipal Services and Properties; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 75-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance to employ one or more professional consultants or vendors for the purpose of providing emergency medical billing services, coding, reimbursement and compliance services for the Division of Assessments and Licenses, Department of Finance, for a period of three years, with two one-year options to renew, exercisable by the Director of Finance.

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

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

Section 1. That the Director of Finance is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to streamline various medical billing services, coding, reimbursement and compliance services and any other related services for the Division of Assessments and Licenses, Department of Finance, for a period of three years, with two one-year options to renew, exercisable by the Director of Finance.

The selection of the consultant or consultants for the services shall be made by the Board of Control on the nomination of the Director of Finance from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Finance for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law and approved and certified by the Director of Finance.

Section 2. That the cost of the contract or contracts authorized shall be paid from Fund No. 01-1503-6320, RQS 1503, RLA 2024-3.

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

Referred to Directors of Finance; and Law; Committees on Finance, Diversity, Equity and Inclusion.

Ordinance No. 82-2024

By Council Members: Santana and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Finance, on behalf of the Office of Prevention, Intervention, and Opportunity, to employ one or more professional consultants to design and implement a Summer 2024 Youth and Young Adult Employment program, not to exceed a total term of eighteen months, with one or more options to renew, for an additional total term not to exceed eighteen months, exercisable by the Director of Finance.

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

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

Section 1. That the Director of Finance, on behalf of the Office of Prevention, Intervention, and Opportunity, is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland in order to provide professional services necessary to employ one or more professional consultants to design and implement a Summer 2024 Youth and Young Adult Employment program to serve as a tool to prevent violence, develop skills and knowledge to overcome challenges associated with trauma and toxic stress and to create opportunities for youth and young adults to leave workforce development skills, not to exceed a total term of eighteen months, with one or more options to renew, for a total term not to exceed eighteen months, exercisable by the Director of Finance.

The selection of the consultant or consultants for the services shall be made by the Board of Control on the nomination of the Director of Finance, on behalf of the Office of Prevention, Intervention, and Opportunity, from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Finance, on behalf of the Office of Prevention, Intervention, and Opportunity, for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Finance, on behalf of the Office of Prevention, Intervention, and Opportunity, and certified by the Director of Finance.

Section 2. That under Section 108(b) of the Charter, the services authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Finance may sign all documents that are necessary to obtain such services and may enter into one or more contracts with the consultants selected through that cooperative process.

Section 3. That the cost of the contract or contracts authorized shall be paid from Fund No. 01-0114-6380, Request No. RQS 0114, RLA2024-05.

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

Referred to Directors of Human Resources; Finance; and Law; Committees on Workforce Education Training and Youth Development; and Finance, Diversity, Equity and Inclusion.

Ordinance No. 83-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Human Resources to employ one or more professional consultants to provide professional specialized business consulting and assessment services for the purpose of recruiting specialized job positions, for a period of one year with three one-year options to renew, exercisable by the Director of Human Resources.

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

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

Section 1. That the Director of Human Resources is authorized to employ by contract or contracts one or more consultants or one or more firms of consultants for the purpose of supplementing the regularly employed staff of the several departments of the City of Cleveland to provide professional specialized business consulting and assessment services for the purpose of recruiting specialized job positions, for a period of one year with three one-year options to renew, exercisable by the Director of Human Resources.

Section 2. The selection of the consultants for the services shall be made by the Board of Control on the nomination of the Director of Human Resources from a list of qualified consultants available for employment as may be determined after a full and complete canvass by the Director of Human Resources for the purpose of compiling a list. The compensation to be paid for the services shall be fixed by the Board of Control. The contract or contracts authorized shall be prepared by the Director of Law, approved by the Director of Human Resources, and certified by the Director of Finance.

Section 3. That the cost of contract or contracts authorized shall be paid from Fund No. 01-0402-6320. (RQS 0402, RL 2024-2)

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

Referred to Directors of Human Resources; Finance; and Law; Committees on Finance, Diversity, Equity and Inclusion.

Ordinances and Resolutions

First Reading Emergency Ordinances Read in Full and Passed

An ordinance is a City law written and enacted by City Council. Ordinances govern the actions, responsibilities and tax dollars of residents, businesses, organizations, city departments and visitors in Cleveland. Ordinances can be written and passed to address issues about housing, safety, public services, employment, the City budget and economic development. Many ordinances authorize the City to spend money on contracts and projects that support the mission of the City of Cleveland.

Ordinances are effective 30 days after passage. Emergency ordinances take effect immediately upon the Mayor's signature or 10 days after passage.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading.

These ordinances were read for the first time on Monday, January 22, 2024, the rules were suspended, and the legislation was passed by an affirmative two-thirds vote of all members elected to Council.

Click on an ordinance below to read it:

[Ord. No. 77-2024](#)

[Ord. No. 81-2024](#)

[Ord. No. 78-2024](#)

[Ord. No. 87-2024](#)

[Ord. No. 79-2024](#)

[Ord. No. 88-2024](#)

[Ord. No. 80-2024](#)

[Ord. No. 89-2024](#)

Ordinance No. 77-2024**By Council Members:** Griffin

An emergency ordinance authorizing the Clerk of Council to enter into an Agreement with Guy Gadomski for professional financial advisory services related to the 2024 City budget estimate for Cleveland City Council and repealing Ordinance 41-2024, passed January 8, 2024.

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

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

Section 1. That the Clerk of Council is authorized to enter into an Agreement with Guy Gadomski, for professional financial advisory services for Cleveland City Council to review and analyze the 2024 budget estimate and prepare a presentation for the Council Budget Retreat, and any other financial advisory services as may be directed by Council President or designee, not to exceed 70 hours of work at a cost of \$220 per hour. The Director of Finance shall certify the Agreement in an amount not to exceed \$20,000 from fund 01, dept. 0101 subfund 001 object code 6320.

Section 2. That Ordinance 41-2024, passed January 8, 2024, is hereby repealed.

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

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 78-2024**By Council Members:** Slife

An emergency ordinance consenting and approving the issuance of a permit for the CHN Believe in Home 5K on August 10, 2024, managed by Hermes Sports & Events.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the CHN Believe in Home 5K on August 10, 2024, managed by Hermes Sports & Events; **START:** at Saint Joseph Academy, 3470 Rocky River Drive; turn left on Rocky River Drive; continue onto Riverside Drive; turnaround; continue onto Rocky River Drive; turn right on Amber Drive; loop back Amber Drive; turn right on Rocky River Drive; turn right into Saint Joseph Academy driveway; turnaround; continue on same course for second loop; **FINISH** at Saint Joseph Academy; provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 79-2024

By Council Members: McCormack, Starr, Howse-Jones, Conwell

An emergency ordinance consenting and approving the issuance of a permit for the Hofbräuhaus Run on August 4, 2024, managed by Hermes Sports & Events.

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

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

Section 1. That pursuant to Section 411.06 of the Codified Ordinances of Cleveland, Ohio 1976, this Council consents to and approves the holding of the Hofbräuhaus Run on August 4, 2024; START: on Chester Avenue, just before East 19th Street; turn left on East 18th Street; head west on Payne Avenue toward East 17th Street; head southeast on East 13th Street toward Dodge; turn left onto Euclid Avenue; turn left onto East 18th Street; head east onto Chester Avenue; turn left onto East 101st Street (turns into Ansel Road); turn right onto Mt. Sinai Drive; turn left onto East 105th Street; turn left on Martin Luther King Jr. Drive - turnaround on Martin Luther King Jr. Drive near East 88th Street; turn right onto East 105th Street; turn right onto Mt. Sinai Drive; turn left onto Ansel Road; turn right onto Chester Avenue; FINISH: on Chester Avenue near the Hofbräuhaus (1550 Chester Avenue); provided that the applicant sponsor shall meet all the requirements of Section 411.05 of the Codified Ordinances of Cleveland, Ohio, 1976. Streets may be closed as determined by the Chief of Police and safety forces as may be necessary in order to protect the participants in the event. Said permit shall further provide that the City of Cleveland shall be fully indemnified from any and all liability resulting from the issuance of the same, to the extent and in form satisfactory to the Director of Law.

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

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 80-2024

By Council Members: McCormack, Howse-Jones, Hairston and Griffin
(by departmental request)

An emergency ordinance authorizing the Director of Community Development to enter into one or more agreements with The Northeast Ohio Coalition for the Homeless and Metanoia Project Inc. to facilitate seasonal winter shelter for the City's unsheltered residents during the Winter season, which is approximately December 1, 2023, to April 10, 2024.

WHEREAS, The Northeast Ohio Coalition for the Homeless ("the Coalition") conducts a Homeless Outreach program to reduce the number of homeless and assist the homeless through outreach advocacy and education and is responsible for the provision of direct street-outreach services designed to reach people experiencing unsheltered homelessness in Cuyahoga County; and

WHEREAS, the Coalition and Metanoia Project Inc. administer and/or provide seasonal shelter over the course of the winter from approximately December 1, 2023, to April 10, 2024, with respect and compassion for persons in the City of Cleveland who are experiencing unsheltered homelessness and who cannot be served at the larger shelters; and

WHEREAS, the Coalition and Metanoia Project Inc. have both received financial support to run seasonal shelter from Cuyahoga County on or about December 12, 2023; and

WHEREAS, the grant funds from the County are only sufficient to maintain emergency seasonal shelter through the end of January 2024; and

WHEREAS, the Coalition has co-managed a seasonal shelter hotel program during the winter of 2021-2022 to provide short-term hotel stays for 1,700 nights of shelter with over 50% of those participating in the program exiting to permanent housing; and

WHEREAS, the need for seasonal shelter in the 2023-2024 winter season is expected to meet or exceed the need in the winter of 2021-2022; and

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

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

Section 1. That the Director of Community Development is authorized to enter into one or more agreements with the Coalition and Metanoia Project Inc. to provide seasonal emergency shelter, including hotel or rooming stays or shelter at other locations in the City of Cleveland, during the Winter season, which is approximately

December 1, 2023, to April 10, 2024, for residents experiencing unsheltered homelessness and the agreements may include the provision of services including, but not limited to, connection to food pantries and meal boxes, housing search, and connection to care, on-site or through partnering agencies, and reasonable administrative costs.

Section 2. That the agreement or agreements shall be prepared by the Director of Law.

Section 3. That the Coalition and Metanoia Project Inc. shall report to all members of Council every thirty (30) days with an update on the number of clients served and a full accounting of expended funds.

Section 4. That the cost of the agreement or agreements shall not exceed \$225,000 and shall be paid from Fund No. 01-0117-6927 (accounting fund No. 21 SF 024) and from other funds approved by the Director of Finance.
(RQS 8006, RL 2024-9)

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 81-2024

By Council Members: Conwell and Griffin (by departmental request)

An emergency ordinance to amend Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1183-2023, passed October 23, 2023, relating to food shop licenses, fees, and categories.

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

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

Section 1. That Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1183-2023, passed October 23, 2023, are amended to read as follows:

Section 241.05 Food Shop Licenses and Fees

- (a) No food shop shall be operated without the person, firm, association, or corporation conducting the business first applying for and obtaining an annual license. All fees and charges assessed under this section shall be paid to the Commissioner of Assessments and Licenses.
- (b) The provisions of RC Chapters 3715 and 3717 pertaining to the licensing, administration and enforcement of food safety programs by the local licensing authority are adopted and incorporated herein by the City of Cleveland.
- (c) The holder of a food service operation license as defined by state law shall not be required to obtain a retail food establishment license except when the activities of a retail food establishment and a food service operation are carried on within the same facility by the same person or entity, then the determination of what license applies shall be made according to the primary business of the person or entity as determined by the licensor, the City of Cleveland Director of Public Health, as described in RC 3717.44.
- (d) Each application to the Commissioner of Assessments and Licenses for a mobile food service operation license required under RC 3717.43 shall be accompanied by a combined license and inspection fee as follows:

2023	
Risk Level	Fee
Mobile	\$365.00

2024	
Risk Level	Fee
Mobile	\$360.00

(e) Each application to the Commissioner of Assessments and Licenses for a vending food service operation license required under RC 3717.43 shall be accompanied by a combined license and inspection fee as follows:

2023	
Risk Level	Fee
Vending	\$16.28

2024	
Risk Level	Fee
Vending	\$17.40

(f) Each application to the Commissioner of Assessments and Licenses for a temporary commercial food service operation and temporary non-commercial food service operation license required under RC 3717.43 shall be accompanied by a combined license and inspection fee as follows:

2023	
Risk Level	Fee
5-day temporary	\$100.00
5-day temporary (non-commercial)	\$50.00

2024	
Risk Level	Fee
5-day temporary	\$110.00
5-day temporary (non-commercial)	\$55.00

(g) The Commissioner of Assessments and Licenses may also collect fees for collection and bacteriological examination of samples taken from a food shop in an amount equal to the cost of such collection and examination as determined by the Director of Public Health.

(h) Except for plans pertaining to mobile or temporary food service operations or vending devices, the Commissioner of Assessments and Licenses shall collect fees in the

amounts stated below, for plan reviews of food shops prior to submission of plans to the Department of Public Health:

2023 Plan Review Fee	Commercial	Non-Commercial
New Operations	\$450.00	\$225.00
Extensive Alteration	\$225.00	\$112.50

2024 Plan Review Fee	Commercial	Non-Commercial
New Operations	\$500.00	\$250.00
Extensive Alteration	\$250.00	\$125.00

(i) The Commissioner of Assessments and Licenses shall submit all applications for a food shop license to the Director of Public Health for approval or disapproval of the application.

(j) The Commissioner of Assessments and Licenses is authorized to collect license fees for retail food establishments and food service operations and deposit the fees into a fund created under RC 3717.25 and 3717.45.

(k) For purposes of this section, non-commercial organizations are defined as organizations such as churches, or non-profit organizations operated exclusively for charitable purposes as defined in RC 5739.02(B)(12), provided that displayed foods are not displayed for more than seven (7) consecutive days or more than fifty-two (52) separate days per year.

(l) For a food service operation, a penalty of twenty five percent (25%) of any license fee required by this section must be paid before the issuance of the license if the required license fee is not paid on or before the date it is due.

Section 241.35 Categories and Fees

(a) Each application to the Commissioner of Assessments and Licenses for a food service operation license required under RC 3717.43, or for a retail food establishment license required under RC 3717.23 shall be accompanied by a combined license and inspection fee as follows:

(1) Commercial food service operations and retail food establishments less than twenty-five thousand (25,000) square feet of floor space:

2023	
Risk Level	Fee
Level I	\$194.00
Level II	\$214.00

Level III	\$382.00
Level IV	\$478.00

2024	
Risk Level	Fee
Level I	\$230.00
Level II	\$256.00
Level III	\$476.00
Level IV	\$598.00

(2) Commercial food service operations and retail food establishments greater than twenty-five thousand (25,000) square feet of floor space:

2023	
Risk Level	Fee
Level I	\$266.00
Level II	\$280.00
Level III	\$914.00
Level IV	\$968.00

2024	
Risk Level	Fee
Level I	\$324.00
Level II	\$340.00
Level III	\$1,164.00
Level IV	\$1,234.00

(3) Non-commercial food service operations and non-commercial retail food establishments less than twenty-five thousand (25,000) square feet of floor space:

2023	
Risk Level	Fee
Level I	\$97.00
Level II	\$107.00
Level III	\$191.00
Level IV	\$239.00

2024	
Risk Level	Fee
Level I	\$114.00 <u>\$115.00</u>
Level II	\$128.00
Level III	\$238.00
Level IV	\$298.00 <u>\$299.00</u>

(4) Non-commercial food service operations and non-commercial retail food establishments greater than twenty-five thousand (25,000) square feet of floor space:

2023	
Risk Level	Fee
Level I	\$133.00
Level II	\$140.00
Level III	\$457.00
Level IV	\$484.00

2024	
Risk Level	Fee
Level I	\$162.00
Level II	\$170.00
Level III	\$582.00
Level IV	\$616.00 <u>\$617.00</u>

(b) The risk level categories described herein shall have the meaning established in any rules promulgated under RC Chapters 3715 and 3717.

Section 2. That existing Sections 241.05 and 241.35 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 1183-2023, passed October 23, 2023, are amended.

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

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 87-2024**By Council Members:** Howse-Jones

An emergency ordinance authorizing the Director of the Department of Public Safety to enter into agreement with In Step With Horses for the Cleveland Police Mindfulness Program through the use of Ward 7 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Public Safety is hereby authorized to enter into agreement with In Step With Horses for the Cleveland Police Mindfulness Program for the public purpose of providing a provide a police officer health and wellness program through the use of Wards 7 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$5,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 7	\$5,000.00	G18323

Section 3. That the Law Department has reviewed and approved this proposal on January 5, 2023. The Department has reviewed and approved the proposal on January 5, 2023. Project shall begin as of April 2023.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 88-2024**By Council Members:** Starr

An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with Burten, Bell, Carr Development, Inc. for the Men & Women of Central Youth Sports Mentoring Program through the use of Ward 5 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Public Works is hereby authorized to enter into agreement with Burten, Bell, Carr Development, Inc. for the Men & Women of Central Youth Sports Mentoring Program for the public purpose of providing a youth football and mentoring program through the use of Ward 5 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$6,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 5	\$6,000.00	G23604

Section 3. That the Law Department has reviewed and approved this proposal on January 8, 2024. The Department has reviewed and approved the proposal on January 8, 2024. Project shall begin as of June 1, 2023.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 89-2024

By Council Members: Bishop and Gray

An emergency ordinance authorizing the Director of the Department of Public Works to enter into agreement with Burten, Bell, Carr Development, Inc. for the Reddog Nation – Youth Football and Tutoring Program through the use of Wards 2 and 4 Casino Revenue Funds.

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

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

Section 1. That the Director of the Department of Public Works is hereby authorized to enter into agreement with Burten, Bell, Carr Development, Inc. for the Reddog Nation – Youth Football and Tutoring Program for the public purpose of providing a youth football and tutoring program through the use of Wards 2 and 4 Casino Revenue Funds.

Section 2. That the cost of said contract shall be in an amount not to exceed \$10,000.00 and shall be paid from Fund No. 10 SF 188 using the fund and project number from the following Ward:

<u>Ward</u>	<u>Amount</u>	<u>Project Number</u>
Ward 2	\$5,000.00	G23627
Ward 4	\$5,000.00	G23627

Section 3. That the Law Department has reviewed and approved this proposal on January 8, 2024. The Department has reviewed and approved the proposal on January 8, 2024. Project shall begin as of June 1, 2023.

Section 4. That the Director of Law shall prepare and approve said contract and that the contract shall contain such terms and provisions as he deems necessary to protect the City's interest.

Section 5. That this ordinance is hereby declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read second time.

Read third time in full. Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinances and Resolutions

Second Reading Emergency Ordinances Passed

An ordinance is a City law written and enacted by City Council. Ordinances govern the actions, responsibilities and tax dollars of residents, businesses, organizations, city departments and visitors in Cleveland. Ordinances can be written and passed to address issues about housing, safety, public services, employment, the City budget and economic development. Many ordinances authorize the City to spend money on contracts and projects that support the mission of the City of Cleveland.

Ordinances are effective 30 days after passage. Emergency ordinances take effect immediately upon the Mayor's signature or 10 days after passage.

Under the Charter, legislation cannot be passed until it has been read on three separate days, unless this requirement is dispensed with by a two-thirds vote of the Council. This is known as passing legislation "under suspension." Ordinances may be passed under suspension after either the first or second reading. If not passed under suspension after the first reading, the legislation is then sent to the appropriate City departments for review.

After departmental review, the ordinance is returned to Council for consideration in a public hearing before the appropriate Council Committee(s). Council Members and City departments can recommend changes, or amendments, to the legislation during the hearing process. After the review is complete and any amendments have been made, the legislation is read a second time at a Council meeting. A second reading allows Council Members and the public to hear what changes have been made to the law. Amendments cannot be made after the second reading of the legislation.

These ordinances were read for the second time on Monday, January 22, 2024, the rules were suspended, and the legislation was passed by an affirmative two-thirds vote of all members elected to Council.

Click on an ordinance below to read it:

[Ord. No. 1364-2023](#)

[Ord. No. 1386-2023](#)

[Ord. No. 1369-2023](#)

[Ord. No. 1387-2023](#)

[Ord. No. 1381-2023](#)

[Ord. No. 35-2024](#)

[Ord. No. 1382-2023](#)

[Ord. No. 39-2024](#)

[Ord. No. 1383-2023](#)

[Ord. No. 40-2024](#)

Ordinance No. 1364-2023

By Council Members: Polensek and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the United States Department of Justice’s Bureau of Justice Assistance for the FY23 Connect and Protect Grant; to enter into various written standard purchase and requirement contracts; and authorizing the Director to enter into one or more contracts with various agencies, entities, or individuals to implement the grant and to accept the gift of a portion of the cash match from The Cleveland Foundation.

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In Section 9, line 2, after “ordinance shall”, insert “not exceed \$833,322 and shall”.

Approved by the Director of Public Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 1369-2023

By Council Members: Hairston and Griffin (by departmental request)

An emergency ordinance authorizing the Directors of Economic Development and Finance to enter into a Job Creation Income Tax Credit Incentive Program agreement with Cleveland Kitchen, and/or its designee, to facilitate the purpose and provisions of this ordinance.

Approved by the Directors of Economic Development; Finance; and Law; Committees on Development Planning and Sustainability; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 1381-2023

By Council Members: McCormack and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Port Control to exercise the second option to renew Contract No. PS2022-82 with Peregrine Advisors, LLC to provide professional financial and accounting services for the Department of Port Control.

Approved by the Directors of Port Control; Finance; and Law; Committees on Transportation and Mobility; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 1382-2023

By Council Members: McCormack and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Port Control to exercise the first option to renew Contract No. PI2022*014 with West Roofing Systems Inc. to inspect, maintain, repair, and replace roofs or roof systems at Cleveland Hopkins International Airport and Burke Lakefront Airport.

Approved by the Directors of Port Control; Finance; and Law; Committees on Transportation and Mobility; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 1383-2023**By Council Members:** Hairston**An emergency ordinance designating the American Gas Association Appliance Testing Laboratory as a Cleveland Landmark.**

Approved by the Directors of City Planning Commission; and Law;
Committee on Development Planning and Sustainability.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.**The rules were suspended. Yeas 15. Nays 0.****Read third time in full.****Passed. Yeas 15. Nays 0.****Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.****Voting Nay: None.****Absent: Jones, Santana.**

Ordinance No. 1386-2023

By Council Members: Spencer, Hairston and Griffin (by departmental request)

An emergency ordinance authorizing the Directors of Public Works and Community Development to enter into an agreement with Paisano Properties, Inc., for the exchange of properties needed for the City's Lake Park Improvement Project; and authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and convey the properties.

Approved by the Directors of Public Works; Community Development; City Planning Commission; Finance; and Law; Committees on Development Planning and Sustainability; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 1387-2023

By Council Members: Polensek and Griffin (by departmental request)

An emergency ordinance authorizing the Director of Public Safety to apply for and accept a grant from the Ohio Office of Criminal Justice Services for the FY 2022 Ohio Drug Law Enforcement Fund grant for the operation of the Cartel Gang Narcotics and Laundering Task Force, formerly known as the Northern Ohio Law Enforcement Task Force; authorizing the Director to enter into agreements with the Cuyahoga County Sheriff's Office and other entities; and authorizing the purchase by one or more contracts of one undercover police vehicle to implement the grant.

Approved by the Directors of Public Safety; Finance; and Law; Committees on Safety; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 35-2024

By Council Members: Bishop and Griffin (by departmental request)

An emergency ordinance to amend Section 131.31 of the Codified Ordinances of Cleveland, Ohio, 1976, as amended by Ordinance No. 99-2021, passed April 19, 2021, relating to Highland Park Golf Course rates.

THERE IS NO LEGAL OBJECTION TO THIS LEGISLATION IF AMENDED AS FOLLOWS:

1. In Section 1 at amended Section 131.31(c), lines 2 and 3, strike “and one other item”.

Approved by the Directors of Public Works; Finance; and Law; Committees on Municipal Service and Properties; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 39-2024

By Council Members: Griffin (by departmental request)

An emergency ordinance authorizing the Director of Human Resources to employ one or more professional consultants to provide recruitment and staffing services, including consulting and direct recruitment, for a period of one year, with three one-year options to renew, exercisable by the Director of Human Resources.

Approved by the Directors of Human Resources; Finance; and Law; Committee on Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinance No. 40-2024**By Council Members:** Griffin

An emergency ordinance authorizing the Clerk of Council to enter into an agreement with Western Reserve Land Conservancy dba Thriving Communities Institute to provide professional services regarding reforestation, demolition and rehabilitation, greenspace restoration, vacant land restoration, and property information and code enforcement.

Approved by the Director of Law; Committee on Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Ordinances and Resolutions

Second Reading Emergency Resolutions Adopted

A resolution is an informal enactment stating a decision or expressing the opinion of Council regarding a particular item of business, an event, issue or person. Resolutions are used by Council to recognize dignitaries and community members and their accomplishments.

Resolutions are effective 30 days after adoption. Emergency resolutions take effect immediately upon the Mayor's signature or 10 days after adoption.

Typically, legislation cannot be adopted until it has been read on three separate days. However, this requirement is dispensed with a two-thirds vote by the Council, placing the legislation "under suspension." Once under suspension, the legislation can be adopted after the second reading.

These resolutions were read for the second time on Monday, January 22, 2024, the rules were suspended, and the legislation was adopted by an affirmative two-thirds vote of all members elected to Council.

Click on a resolution below to read it:

Res. No. 1301-2023

Resolution No. 1301-2023

By Council Members: Polensek, Bishop, Hairston and Griffin (by departmental request)

An emergency resolution declaring it necessary to design, inspect, reconstruct, repair and/or install roadways, sidewalks, driveway aprons, curbs (including adjustments of castings and landscaping, if necessary), storm sewer, storm sewer structures, and other necessary appurtenances encroaching upon the public right-of-way on Euclid Beach Boulevard (entire street) and E. 159th Street (from Euclid Beach Boulevard to Lakeshore Boulevard).

Approved by the Directors of Capital Projects; City Planning Commission; Finance; and Law; Committees on Municipal Services and Properties; Development Planning and Sustainability; and Finance, Diversity, Equity and Inclusion.

Motion by Council Member McCormack to suspend the rules, Charter, and statutory provisions and place on final passage. Seconded by Council Member Bishop.

The rules were suspended. Yeas 15. Nays 0.

Read third time in full.

Passed. Yeas 15. Nays 0.

Voting Yea: Bishop, Conwell, Gray, Griffin, Hairston, Harsh, Howse-Jones, Kazy, Kelly, Maurer, McCormack, Polensek, Slife, Spencer, Starr.

Voting Nay: None.

Absent: Jones, Santana.

Official Proceedings Adjournment City Council

Cleveland, Ohio
Monday, January 22, 2024

MOTION

On the motion of Council Member McCormack, the absence of Council Member Jasmin Santana is hereby authorized. Seconded by Council Member Bishop.

The Council Meeting adjourned at 7:51 p.m. to meet on Monday, January 29, 2024, at 7:00 p.m. in the Council Chamber.



Patricia J. Britt
City Clerk, Clerk of Council

Council Committee Meetings

Monday, January 22, 2024

9:30 a.m.

Municipal Services and Properties Committee

Present: Bishop, Chair; Starr, Vice Chair, Hairston, Jones, Kazy, Kelly, Maurer

2:00 p.m.

Finance, Diversity, Equity and Inclusion Committee

Present: Griffin, Chair; McCormack, Vice Chair, Bishop, Conwell, Hairston, Kazy, Polensek, Spencer

Authorized Absence: Santana

Tuesday, January 23, 2024

9:30 a.m.

Development, Planning and Sustainability Committee

Present: Hairston, Chair; Santana, Vice Chair, Harsh, Howse-Jones, Jones, McCormack, Spencer

Wednesday, January 24, 2024

9:30 a.m.

Safety Committee

Present: Polensek, Chair; Jones, Vice Chair, Gray, Howse-Jones, Kelly, Slife

Authorized Absence: Starr

Civil Service

PUBLIC NOTICE

– PLEASE BE ADVISED –

The Civil Service Commission meetings will be conducted as a virtual meeting as well as broadcast live in accordance with Ohio's Open Meetings Laws and Section 101.021 of the Codified Ordinances of Cleveland, Ohio, 1976.

The public may observe this meeting on YouTube Live:
<https://www.youtube.com/@civilservicecommission3048>.

Friday, January 26, 2024

Friday, February 9, 2024

at 8:30 a.m.

Civil Service Commission

President: Pastor Gregory E. Jordan

Vice President: Michael Flickinger

Secretary: India Pierce Lee

Member: Cyrus Patton

General Counsel: Jason Shachner

General Counsel: Patty Aston

Staff

Rachon Long, Executive Director

Leeanne Guzman – Assistant to the Executive Director

Lila Abrams-Fitzpatrick – Administrative Manager

Chanine Scott-Chapman – Assistant Administrator

Betty Ivory – Chief Examiner

Patricia Donovan – Supervisor of Records

Teala Harris – Project Coordinator

Daryl Eatman – Examiner IV

Lanese Sims – Examiner III

Christopher Smith – Examiner III

Tamica Johnson-Tanner – Examiner II

Darrick McDaniel, Recruitment and Development

Schedule of the Board of Zoning Appeals

Monday, February 5, 2024

Under the conditions specified by law, the Board of Zoning Appeals will be conducting a hybrid in-person and virtual hearing using the WebEx Platform. IF YOU WISH TO PARTICIPATE AND OR GIVE TESTIMONY THROUGH WEBEX, contact the Board of Zoning Appeals office and request the link at 216-664-2580 by noon on February 2, 2024. You can also email us boardofzoningappeals@clevelandohio.gov.

The in-person hearing will be held in Room 514 in City Hall. Bring proper ID to enter the building.

Those individuals not planning to attend are encouraged to view one of the live streams:

<http://www.clevelandohio.gov/CityofCleveland/Home/Government/CityAgencies/CityPlanningCommission/ZoningAppeals>

Or https://www.youtube.com/channel/UCB8ql0Jrhm_pYIR1OLY68bw/

Calendar No. 23-230: 4495 Lee Road

Ward 1 – Joseph Jones

Donna Sneed-Jones, owner, proposes to construct a new gas station and convenient store in C1 Local Retail Business Zoning District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 343.01, which states that a gas station is not permitted in a Local Retail District; first permitted in General Retail District 343.14.
2. Section 352.8 through 352.10, which state that a 6-foot-wide landscape strip is required between the proposed parking lot and Lipton Avenue; landscaping detail not shown.
3. Division (a) of Section 357.07, which states that a 10-foot setback on Lee Road is required where a 4-foot setback is proposed.

Calendar No. 23-232: 3007 Detroit Avenue

Ward 3 – Kerry McCormack

3007 Detroit LLC., owner, proposes to change use to retail store and restaurant in D2 Local Retail Business District and a Pedestrian Retail Overlay District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (f) of Section 349.04, which states requires parking spaces equal to two thirds total of requirement 343.23(i), which is 22 spaces, and no parking spaces are provided. Note: Landmarks Commission Approval is required.

Calendar No. 23-234: 2805 Bridge Avenue**Ward 3 – Kerry McCormack**

Clatterbuck-Fink, owner, proposes to change the use from a two-family dwelling to a three-family dwelling in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Section 337.03, which states that in Two-Family District, a three-family dwelling is not permitted; it is first permitted in a Multi-Family District.
2. Division (c) of Section 337.03, which states The Board of Zoning Appeals, may grant special permit for remodeling of existing dwelling houses to provide for more than two dwelling units but not more than six dwelling units provided that: (1) The square feet of lot area to be allotted to each dwelling unit is in accordance with the area regulations included in Chapter 355; (2) The dwelling units to be created will be not smaller than two rooms and a bathroom; (3) There will be no exterior evidence that a remodeled dwelling house is occupied by more than two families, except such as may be permitted by the Board; (4) The building when altered or erected and when occupied will conform to all the applicable provisions of the Building and Housing Codes and as the Commissioner of Building and the Commissioner of Housing so certify; (5) Garage space or hard surfaced and drained parking space will be provided upon the premises for the cars of the families to be accommodated on the premises at the rate of not less than one car per family.

Calendar No. 24-003: 5817 Detroit Avenue**Ward 15 – Jenny Spencer**

56 Properties, owner, proposes to erect a one-story open carport attached to existing two-family residence in a C2 Local Retail Business District. The owner appeals for relief from the strict application of the following section of the Cleveland Codified Ordinances:

1. Division (b)(1) of Section 357.08, which states that the Required Rear Yard is 20 feet, and the appellant is proposing 3 feet, 8 inches. Note: Landmarks Commission approval is required before issuance of permit.

Calendar No. 24-004: 2819 Monroe Avenue**Ward 3 – Kerry McCormack**

Zachary & Kaitlyn Rooker, owner, proposes to erect a two-story frame, single-family residence with one-story frame detached garage in a B1 Two-Family Residential District. The owner appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (b) of Section 355.04, which states that the maximum Gross Floor Area shall not be greater than 50 percent lot area or in this case 1650 square feet is permitted and the appellant is proposing 2,366 square feet.
2. Division (a) of Section 357.06, which states the Required Front Yard Setback is 8 feet and the appellant is proposing 5 feet. Please note that the Board of Zoning Appeals is limited in its ability to grant a front yard variance unless certain conditions exist per division (c) of 329.04. Appellant must prove that said conditions are present.
3. Division (c) of Section 357.13, which states that an Air Conditioning Unit is not a permitted Interior Side Yard Encroachment.
4. Division (b) of Section 341.02, which states City Planning Approval is required before issuance of building permit.

Note: Traffic engineer approval of Apron is required before issuance of building permit.

Calendar No. 24-005: 2530 Superior Avenue
Ward 7 – Stephanie Howse-Jones

Turndev, owner, proposes to erect a 27,000 square foot, five-level parking structure for phase 2 of Cleveland Police Headquarters development located in the Central Business District and Semi-Industry District. The applicant appeals for relief from the strict application of the following sections of the Cleveland Codified Ordinances:

1. Division (g) of Section 348.01, which states that a “Liner Building” means a building that is placed between a street line and off-street parking in order to screen the parking from the public Right-Of-way.
2. Divisions (a-d) of Section 356.02, which states that a “Liner Building” equal to or higher than the height and the width of the parking structure, with a minimum depth of 15 feet, is required in the Central Business District. No Liner Building is proposed.
3. Section 341.02, which states that approval of the City Planning Commission is required.

Report of the Board of Zoning Appeals

Monday, January 22, 2024

At the meeting of the Board of Zoning Appeals on Monday, January 22, 2024, the following appeals were scheduled for hearing before the Board and;

The following appeals were **APPROVED**:

Calendar No. 23-215: 738 East 117th Street

Jay Rah- 1 LLC proposes to change the use from a two-family dwelling to a three-family dwelling in a B1 Two-Family Residential District.

Calendar No. 23-217: 11310 Wade Park Avenue

Case Western Reserve University, owner, proposes to change use and renovate existing historic residential building into a community engagement center AA-1 Limited One-Family.

Calendar No. 23-219: 13301 Miles Avenue (Granted Conditionally)

Northeast Ohio Neighborhood Health Services, INC proposes to install digital sign in a C2 General Retail Business and Semi-Industry split Zoning District.

Calendar No. 23-220: 10510 Edgewater Drive

Judy Soderstrum proposes to install a generator in interior side yard in an AA1 Limited One-Family Residential District.

Calendar No. 23-222: 1378 West 58th Street

Goliath Holding Group, LLC proposes to erect a second-floor bedroom addition attached to existing single-family residence in a B1 Two-Family Residential District.

Calendar No. 23-223: 2101 West 18th Street

Monroe Properties CLE, LLC proposes to erect a three-story frame, single-family residence with detached garage in a D1 Two-Family Residential District.

The following appeals were **DENIED**:

Calendar No. 23-204: 5222 Hamm Ave./ Violation Notice

Jermain Brown, owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from Notice of Violation Number V23028280 issued on October 26, 2023.

Calendar No. 23-214: 855 E. 79 Street/ Violation Notice

Therma Holdings, LLC. owner, appeals under the authority of Section 76-6 of the Charter of the City of Cleveland and Section 329.02(d) of the Cleveland Codified Ordinances from Notice of Violation Number V23027800 issued on October 23, 2023.

The following appeals were **WITHDRAWN:** **None**

The following appeals were **DISMISSED:** **None**

The following cases were **REMANDED:** **None**

The following cases were **POSTPONED:**

Calendar No. 23-224: Dear Productions LLC
4308 Franklin Boulevard. February 26, 2024.

The following cases were heard by the Board of Zoning Appeals on Monday, January 8, 2024, and the decisions were adopted and approved on Monday, January 22, 2024:

The following appeals were **APPROVED:**

Calendar No. 23-189: 18615 St. Clair Avenue (Granted Conditionally)
ARC Construction, owner, proposes to establish use as an Assembly Hall (worship, meetings, gatherings) in a Local Retail District.

Calendar No. 23-209: 2214 Denison Avenue (Granted Conditionally)
Whink LLC proposes to establish use as a Mental Health Center/Behavioral Health Community Facility in a B1 Multi-Family Residential District.

Calendar No. 23-212: 10300 Detroit Avenue
Flaherty & Collins Development LLC., proposes to construct a new 60 units apartment building on land owned by Greater Cleveland Regional Transit Authority (RTA) in a C2 Residence Office District.

Calendar No. 23-213: 2171 East 85th Street (Granted Conditionally)
Zachary Lewis, owner, proposes to place a shipping container shed in rear yard in a B1 Two-Family Residential.

Calendar No. 23-216: 2268 West 28th Street
Matthew Moss, owner, proposes to erect a two-story frame, single-family residence with attached garage in a B1 Two-Family Residential District.

Agenda of the Board of Building Standards and Building Appeals

Wednesday, December 6, 2023 - revised

Board of Building Standards and Building Appeals
Cleveland City Hall – Room 514 or WebEx at 9:30 a.m.
BBSA@clevelandohio.gov

Download the WebEx Desktop App or the mobile App from the WebEx website at <https://www.webex.com/downloads.html/>

Instructions to enable a browser plug-in for Chrome or Firefox can be found here: <https://help.webex.com/en-us/WBX77970/How-Do-I-Enable-the-Webex-Plug-in-to-Join-aMeeting-Using-Chrome-or-Firefox>

For instructions to join the call you can go to here:
<https://help.webex.com/en-us/bksp8r/Join-a-Meeting-from-the-Webex-Meetings-Desktop-Appor-Mobile-App>

Email cdavis@clevelandohio.gov to receive the calendar invite (This invite is for testament/witness purposes only).

PUBLIC HEARINGS WILL BE STREAMED LIVE ON
YouTube: [https://www.youtube.com/channel/UCB8qloJrhmpYIR1OLY68](https://www.youtube.com/channel/UCB8qloJrhmpYIR1OLY68bw/)
[bw/](https://www.youtube.com/channel/UCB8qloJrhmpYIR1OLY68bw/)

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

HOUSING:

Docket A-99-23

3405 East 114th Street

**WARD: 4
(Deborah A. Gray)**

Lekecia Webb, Owner of the Two Dwelling Units; Two-Family Residence; One and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE** dated April 24, 2023; appellant is requesting for time to complete abatement the violations.

Docket A-99-23 has been **POSTPONED**.

Docket A-131-23

10308 Adams Avenue

**WARD: 9
(Kevin Conwell)**

CLE10306 Adams LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION - INTERIOR/EXTERIOR MAINTENANCE**, dated May 22, 2023; appellant is requesting for time to complete the abatement of the violations.

Docket A-132-23 2221 East 76th Street (Rear House) WARD: 5
(Richard A. Starr)

Family Dynamics LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – NO PERMIT, RENTAL REGISTRATION & INTERIOR/EXTERIOR MAINTENANCE**, dated May 10, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-134-23 3243 West 32nd Street WARD: 14
(Jasmin Santana)

KTC Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – NO PERMIT, INTERIOR/EXTERIOR MAINTENANCE & ILLEGAL OCCUPANCY**, dated June 9, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-135-23 3589 West 50th Street WARD: 14
(Jasmin Santana)

Joshua Thomas, Owner of the Two Dwelling Units; Two-Family Residence; One and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE & NO PERMIT**, dated May 24, 2023; appellant is requesting for time to complete the abatement of the violations.

Docket A-139-23 **18321 Parkmount Avenue** **WARD: 17**
(Charles J. Slife)

John F. Hoban, Owner of the One Dwelling Unit; Single-Family Residence; One-Story Garage-Detached; Wood Frame Property, appeals from a **NOTICE OF VIOLATION – CONDEMNATION-GARAGE** dated June 8, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-139-23 has been **WITHDRAWN** per request of the appellant.

Docket A-142-23

3201 West 41st Street

**WARD: 14
(Jasmin Santana)**

Aminah Yassin, Owner of the Three Dwelling Units; Three-Family Residence; Two and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – COMNDEMATION-MAIN STRUCTURE** dated June 27, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-144-23

1168 East 58th Street

tree **WARD: 7**
(Stephanie D. Howse-Jones)

Alshah King, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – CONDEMNATION-MAIN STRUCTURE & CONDEMNATION-SHED**, dated January 3, 2022; appellant is requesting for time to complete abatement of the violations.

Docket A-144-23 has been **WITHDRAWN** per request of the appellant.

Docket A-145-23

5816 Gilbert Court

WARD: 3
(Kerry McCormack)

Veronica Silva-Velazquez, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – NO PERMIT**, dated June 15, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-146-23

11021 Parkview Avenue

WARD: 4
(Deborah A. Gray)

Platinum Legacy J&R LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated June 26, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-229-23

2409 Colburn Avenue

WARD: 13
(Kris Harsh)

Clinton Straub, Owner of the Two Dwelling Units; Two-Family Residence; Two and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – FIRE DAMAGE**, dated August 15, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-233-23

12310 Erwin Avenue

WARD: 16
(Brian Kazy)

Seenarine Development LLC, Owner of the One Dwelling Unit; Single-Family Residence; One-Story Frame Property, appeals from a **NOTICE OF VIOLATION – RENTAL REGISTRATION & NO PERMIT**, dated August 22, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-234-23

2764 East 127th Street

WARD: 6
(Blaine A. Gray)

Bonnie Faneka/Aaron Ross, Owner of the Two Dwelling Units; Two-Family Residence; One-Story Garage-Detached Wood Frame Property, appeals from a **NOTICE OF VIOLATION – CONDEMNATION-GARAGE**, dated August 15, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-237-23 **12618 Carrington Avenue** **WARD: 16**
(Brian Kazy)

Leroy Brinkhoff, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE & EXTERIOR MAINTENANCE**, dated August 25, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-237-23 has been **WITHDRAWN** per the request of the appellant.

Docket A-238-23 3482 West 49th Street WARD: 14
(Jasmin Santana)

Scarlet Oak Acquisition LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated August 25, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-239-23

9008 Tioga Avenue

**WARD: 2
(Kevin L. Bishop)**

Guardian CV2 LLC, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a NOTICE OF VIOLATION – NO PERMIT & INTERIOR/EXTERIOR MAINTENANCE, dated September 8, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-240-23

931 East 147th Street

WARD: 10
(Anthony T. Hairston)

Cross Cay LLC, Owner of the One Dwelling Unit; Single-Family Residence; One and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated August 30, 2023; appellant is requesting for time to complete abatement of the violations.

BUILDING:

Docket A-143-23 **4881 Broadview Road** **WARD: 13**
(Kris Harsh)

BVG Properties LLC, Owner of the R-2 Residential - Non-transient; Apartments (Shared Egress); Three-Story; Masonry walls/Wood floors; Frame Structure, appeals

from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated June 14, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-143-23 has been **WITHDRAWN** per the appellant request.

PERMIT EXTENSION:

Docket A-140-23

7506 Spafford Road

**WARD: 12
(Rebecca Maurer)**

Sassy Marks, Appeals from Suspended or Abandoned work performed under the following: **Permit(S) P20023964** issue date February 4, 2021, Inspection date June 7, 2023; appellant is requesting for additional time.

Docket A-230-23

3138 East 98th Street

**WARD: 4
(Deborah A. Gray)**

Alphonse Hogan, Appeals from Suspended or Abandoned work performed under the following: **Permit(S) B21021454** issue date July 30, 2021, Inspection date September 6, 2023; appellant is requesting for additional time.

Docket A-232-23

2216 West 83rd Street

**WARD: 15
(Jenny Spencer)**

Raymond Rachid, Appeals from Suspended or Abandoned work performed under the following: **Permit(S) B22028507** issue date October 27, 2022, Inspection date August 29, 2023; appellant is requesting for additional time.

REOPEN – HOUSING:

Docket A-156-23 **5115 Woburn Avenue** **WARD: 13**
(Kris Harsh)

Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated July 7, 2023; appellant is requesting that the original lead examination tests are approved to be amended rather than retested.

Docket A-157-23 **3913 Bucyrus Avenue** **WARD: 13**
(Kris Harsh)

Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated July 7, 2023; appellant is requesting that the original lead examination tests are approved to be amended rather than retested.

Docket A-158-23 **4016 Woburn Avenue** **WARD: 13**

(Kris Harsh)

Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated July 7, 2023; appellant is requesting that the original lead examination tests are approved to be amended rather than retested.

Approval of Resolutions**Docket/s:**

A-114-23	VJH Homes LLC
A-118-23	LP Park Development LLC
A-119-23	Thomas & Bonita B. Sachel JR.
A-120-23	Mary F. Pryatel
A-122-23	Mohammad Ebeid
A-124-23	Gladys Torres
A-126-23	Eryca Y. Bey
A-127-23	Marianne J. Jarosiak
A-153-23	Tem Properties 1 LLC
A-154-23	Tem Properties 1 LLC
A-155-23	Tem Properties 1 LLC
<u>A-156-23</u>	<u>Murphmade Properties LLC</u>
<u>A-157-23</u>	<u>Murphmade Properties LLC</u>
<u>A-158-23</u>	<u>Murphmade Properties LLC</u>
A-159-23	John K. Amos
A-161-23	Insta Homebuyers LLC
A-162-23	3120 Cypress Ave LLC
A-165-23	Cornerstone Neighborhood
A-272-23	Stephen F. Arisco

Approval of Minutes

November 8, 2023

MEMO

To: Tom Vanover, Commissioner/CBO

From: Carmella Davis, Executive Secretary
Board of Building Standards and Building Appeals

Date: November 15, 2023

Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, December 6, 2023, at approximately 9:30 a.m.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-99-23	3405 East114	A. Arnold
A-143-23	4881 Broadview	J. Freyermuth
A-131-23	10308 Adams	D. Blazevic
A-132-23	2221-2223 East 76	R. Derrett
A-134-23	3243 West 32	R. Derrett
A-135-23	3589 West 50	R. Derrett
A-139-23	18321 Parkmount	C. Davis
A-142-23	3201 West 41	M. Schockley
A-144-23	1168 East 58	B. Medancic
A-145-23	5816 Gilbert	M. Schockley
A-146-23	11021 Parkview	A. Cvitic
A-229-23	2409 Colburn	J. Barkas
A-140-23	7506 Spafford	T. Vanover
A-230-23	3138 East 98	T. Vanover
A-232-23	2216 West 83	T. Vanover
A-233-23	12310 Erwin	C. Gregg
A-234-23	2764 East 127	B. Medancik
A-237-23	12618 Carrington	C. Gregg
A-238-23	3482 West 49	R. Derrett
A-239-23	9008 Tioga	R. Derrett
A-240-23	931 East 147	K. Lanum
<u>A-156-23</u>	<u>5115 Woburn</u>	<u>J. Freyermuth</u>
<u>A-157-23</u>	<u>3913 Bucyrus</u>	<u>J. Freyermuth</u>
<u>A-158-23</u>	<u>4016 Woburn</u>	<u>J. Freyermuth</u>

Agenda of the Board of Building Standards and Building Appeals

Wednesday, April 10, 2024

Board of Building Standards and Building Appeals
Cleveland City Hall - Room 514 or via WebEx at 9:30 a.m. EST
BBSA@clevelandohio.gov

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

Download the WebEx Desktop App or the mobile App from the WebEx website at <https://www.webex.com/downloads.html/>

Instructions to enable a browser plug-in for Chrome or Firefox can be found here: <https://help.webex.com/en-us/WBX77970/How-Do-I-Enable-the-Webex-Plug-in-to-Join-aMeeting-Using-Chrome-or-Firefox>

For instructions to join the call you can go to here: <https://help.webex.com/en-us/bksp8r/Join-a-Meeting-from-the-Webex-Meetings-Desktop-Appor-Mobile-App>

Email: cdavis@clevelandohio.gov to receive the calendar invite (This invite is for testament/witness purposes only)

*****NEW*** PUBLIC HEARINGS WILL BE STREAMED LIVE ON THE FOLLOWING FORMATS:**

YouTube:
https://www.youtube.com/channel/UCB8ql0Jrhm_pYIR1OLY68bw/

BRIDGE:

Docket A-291-23
22 West 150 Cleveland, OH AKA North of I-480 City Bridge

WARD: 16
(Brian Kazy)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:581 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-292-23

23 Saegar Avenue/Booth Avenue Cleveland, OH AKA East of Broadway City Bridge**WARD: 2
(Kevin L. Bishop)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:564 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-293-23**24 Ambler Avenue Cleveland, OH AKA North of Holton City Bridge****WARD: 4
(Deborah A. Gray)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:501 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-294-23**27 Cedar Avenue. Cleveland, OH AKA West of Murray Hill City Bridge****WARD: 5
(Richard A. Starr)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:506 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-295-23**32 Cedar Cleveland, OH AKA West of Murray Hill City Bridge****WARD: 5
(Richard A. Starr)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:511 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-296-23**33 Central Avenue Cleveland, OH AKA At East 67 St. City Bridge****WARD: 5**

(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:513 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-297-23

34 Chester Cleveland, OH AKA West of East 55 St. City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:514 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-298-23

35 Clark Cleveland, OH AKA East of W. 65 St. City Bridge

WARD: 14
(Jasmin Santana)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:515 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-299-23

36 Cumberland Cleveland, OH AKA East of East 93 Street City Bridge

WARD: 6
(Blaine A. Griffin)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:517 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-300-23

37 Detroit Cleveland, OH AKA West of Berea Road City Bridge

WARD: 16
(Brian Kazy)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:518 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-301-23

38 East 71 Cleveland, OH AKA South of Harvard City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:523 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-302-23

39 East 71 Cleveland, OH AKA Quincy Avenue City Bridge

WARD: 5
(Richard A. Starr)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:524 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-303-23

40 East 72 Cleveland, OH AKA North of St. Clair Avenue City Bridge

WARD: 9
(Kevin Conwell)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:525 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-304-23

41 East 75 Cleveland, OH AKA South of Cromwell City Bridge

WARD: 3
(Kerry McCormack)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:526 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of

the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-306-23

42 East 79 Cleveland, OH AKA South of Bessemer Road City Bridge

**WARD: 5
(Richard A. Starr)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:527 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-308-23

43 East 79 Cleveland, OH AKA North of Hillside City Bridge

**WARD: 3
(Kerry McCormack)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:530 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Approval of Resolutions

Docket/s:

A-275-23	Norfolk Southern Railway Company
A-276-23	Norfolk Southern Railway Company
A-277-23	Norfolk Southern Railway Company
A-278-23	Norfolk Southern Railway Company
A-279-23	Norfolk Southern Railway Company
A-280-23	Norfolk Southern Railway Company
A-281-23	Norfolk Southern Railway Company
A-282-23	Norfolk Southern Railway Company
A-283-23	Norfolk Southern Railway Company
A-284-23	Norfolk Southern Railway Company
A-285-23	Norfolk Southern Railway Company
A-286-23	Norfolk Southern Railway Company
A-287-23	Norfolk Southern Railway Company
A-288-23	Norfolk Southern Railway Company
A-289-23	Norfolk Southern Railway Company
A-290-23	Norfolk Southern Railway Company

Approval of Minutes

March 27, 2024

MEMO

To: Tom Vanover, Commissioner/CBO

From: Carmella Davis, Executive Secretary
Board of Building Standards and Building Appeals

Date: January 19, 2024

Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, April 8, 2024, at approximately 9:30 a.m. via WebEx.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-291-23	22 West 150	E. Elmi
A-292-23	23 Saeger	E. Elmi
A-293-23	24 Ambler	E. Elmi
A-294-23	27 Cedar	E. Elmi
A-295-23	32 Cedar	E. Elmi
A-296-23	33 Central	E. Elmi
A-297-23	34 Chester	E. Elmi
A-298-23	35 Clark	E. Elmi
A-299-23	36 Cumberland	E. Elmi
A-300-23	37 Detroit	E. Elmi
A-301-23	38 East 71	E. Elmi
A-302-23	39 East 71	E. Elmi
A-303-23	40 East 72	E. Elmi
A-304-23	41 East 75	E. Elmi
A-306-23	42 East 79	E. Elmi
A-308-23	43 East 79	E. Elmi

Agenda of the Board of Building Standards and Building Appeals

Wednesday, April 24, 2024

Board of Building Standards and Building Appeals
Cleveland City Hall - Room 514 or via WebEx at 9:30 a.m. EST
BBSA@clevelandohio.gov

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

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For instructions to join the call you can go to here: <https://help.webex.com/en-us/bksp8r/Join-a-Meeting-from-the-Webex-Meetings-Desktop-Appor-Mobile-App>

Email: cdavis@clevelandohio.gov to receive the calendar invite (This invite is for testament/witness purposes only)

*****NEW*** PUBLIC HEARINGS WILL BE STREAMED LIVE ON THE FOLLOWING FORMATS:**

YouTube:
<https://www.youtube.com/channel/UCB8qloJrhmpYIR1OLY68bw/>

BRIDGE:

Docket A-309-23
44 East 81 Street Cleveland, OH AKA North of Otter City Bridge

WARD: 6
(Blaine A. Griffin)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:531 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-310-23

45 East of 83 Cleveland, OH AKA North of Fort Avenue City Bridge**WARD: 5
(Richard A. Starr)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:532 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-311-23**46 East 90 Cleveland, OH AKA North of Holton Avenue City Bridge****WARD: 6
(Blaine A. Griffin)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:533 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-312-23**47 East 92 Cleveland, OH AKA South of Buckeye Road City Bridge****WARD: 4
(Deborah A. Gray)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:534 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-313-23**48 East 92 Cleveland, OH AKA North of Holton Avenue City Bridge****WARD: 6
(Blaine A. Griffin)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:535 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-314-23**51 Harvard Cleveland, OH AKA East of Broadway City Bridge****WARD: 12
(Rebecca Maurer)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:542 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-315-23

52 Holton Cleveland, OH AKA At East 84 Street City Bridge

WARD: 6
(Blaine A. Griffin)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:544 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-316-23

53 Holton Cleveland, OH West of East 90 Street City Bridge

WARD: 6
(Blaine A. Griffin)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:545 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-317-23

54 Commerce Cleveland, OH AKA (Hough) at East 43 City Bridge

WARD: 7
(Stephanie D. Howse-Jones)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:546 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-318-23

55 Ivanhoe Cleveland, OH AKA North of Euclid Avenue City Bridge

WARD: 10
(Anthony T. Hairston)

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:547 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated

August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-319-23

56 Lake Cleveland, OH AKA At West 89 Street City Bridge

**WARD: 15
(Jenny Spencer)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:549 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-320-23

57 Lorain Cleveland, OH AKA At West 143 Street City Bridge

**WARD: 16
(Brian Kazy)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:550 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-321-23

58 Madison Cleveland, OH AKA At West 112 Street City Bridge

**WARD: 11
(Danny Kelly)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:551 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-324-23

59 Mayfield Cleveland, OH AKA At East 117 Street City Bridge

**WARD: 9
(Kevin Conwell)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:553 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of

the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-325-23

60 McCurdy Cleveland, OH AKA North of Holton Avenue City Bridge

**WARD: 6
(Blaine A. Griffin)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:554 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3).

Docket A-326-23

63 Payne Cleveland, OH West of East 40 Street City Bridge

**WARD: 7
(Stephanie D. Howse-Jones)**

Norfolk Southern Railway Company, Owner of the Railroad Bridge Structure-Code 4:557 **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated August 29, 2023; Norfolk Southern Railway Company is requesting for the dismissal of the notice of violation, notwithstanding continues to work with the City of Cleveland to resolve the issue aside from the formal appeal (Statement of Appeal pg. 3)

Approval of Resolutions

Docket/s:

A-291-23	Norfolk Southern Railway Company
A-292-23	Norfolk Southern Railway Company
A-293-23	Norfolk Southern Railway Company
A-294-23	Norfolk Southern Railway Company
A-295-23	Norfolk Southern Railway Company
A-296-23	Norfolk Southern Railway Company
A-297-23	Norfolk Southern Railway Company
A-298-23	Norfolk Southern Railway Company
A-299-23	Norfolk Southern Railway Company
A-300-23	Norfolk Southern Railway Company
A-301-23	Norfolk Southern Railway Company
A-302-23	Norfolk Southern Railway Company
A-303-23	Norfolk Southern Railway Company
A-304-23	Norfolk Southern Railway Company
A-306-23	Norfolk Southern Railway Company
A-308-23	Norfolk Southern Railway Company

Approval of Minutes

April 10, 2024

MEMO

To: Tom Vanover, Commissioner/CBO

From: Carmella Davis, Executive Secretary
Board of Building Standards and Building Appeals

Date: January 16, 2024

Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, April 8, 2024, at approximately 9:30 a.m. via WebEx.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-309-23	44 East 81	E. Elmi
A-310-23	45 East 83	E. Elmi
A-311-23	46 East 90	E. Elmi
A-312-23	47 East 92	E. Elmi
A-313-23	48 East 92	E. Elmi
A-314-23	51 Harvard	E. Elmi
A-315-23	52 Holton	E. Elmi
A-316-23	53 Holton	E. Elmi
A-317-23	54 Commerce	E. Elmi
A-318-23	55 Ivanhoe	E. Elmi
A-319-23	56 Lake	E. Elmi
A-320-23	57 Lorain	E. Elmi
A-321-23	58 Madison	E. Elmi
A-324-23	59 Mayfield	E. Elmi
A-325-23	60 McCurdy	E. Elmi
A-326-23	63 Payne	E. Elmi

Agenda of the Board of Building Standards and Building Appeals

Wednesday, November 8, 2023 - revised

Board of Building Standards and Building Appeals
Cleveland City Hall - Room 514 or via WebEx at 9:30 a.m. EST
BBSA@clevelandohio.gov

NOTE: This is a tentative Agenda and may vary both in scope and order of presentation as time permits and circumstances warrant.

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Email: cdavis@clevelandohio.gov to receive the calendar invite (This invite is for testament/witness purposes only)

*****NEW*** PUBLIC HEARINGS WILL BE STREAMED LIVE ON THE FOLLOWING FORMATS:**

YouTube:
<https://www.youtube.com/channel/UCB8ql0JrhmpYIR1OLY68bw/>

BUILDING:

**Docket A-129-23 958 Nathaniel Road WARD: 8
(Michael D. Polensek)**

Kenny Lamar Grays Sr., Owner of the R-2 Residential - Non-transient; Apartments (Shared Egress); Four Dwelling Units; Two-Story; Masonry Walls/Wood Floors Frame Structure, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 25, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-129-23 has been **WITHDRAWN** per request of the appellant.

Docket A-154-23 6006 Fleet Avenue WARD: 12

(Rebecca Maurer)

TEM PROPERTIES 1 LLC, Owner of the MXD Mixed Uses- Multiple uses in one building; Two-Story; Masonry Frame Structure, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated July 11, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-165-23

15701 Waterloo Road

WARD: 8
(Michael D. Polensek)

Cornerstone Neighborhood Development Group LLC, Owner of the MXD Mixed Uses-Multiple uses in one building; Two-Story; Frame Structure, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE & RENTAL REGISTRATION**, dated July 31, 2023; appellant is requesting for time to complete abatement of the violations.

HOUSING:

Docket A-114-23

7412 Halle Avenue

WARD: 3
(Kerry McCormack)

VJH Homes LLC, Owner of the One Dwelling Unit; Single-Family Residence; Two and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – NO PERMIT**, dated April 26, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-118-23

1648 East 71st Street

WARD: 7
(Stephanie D. Howse)

LP Park Development LLC, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE & RENTAL REGISTRATION**, dated May 22, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-119-23

1304 West 105th Street

WARD: 15
(Jenny Spencer)

Thomas & Bonita B. Sachel Jr., Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Masonry Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 24, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-120-23

1184 East 61st Street

WARD: 7
(Stephanie D. Howse)

Mary F. Pryatel, Owner of the One Dwelling Unit; Single-Family Residence; One and a half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – CONDEMNATION – MAIN STRUCTURE** dated April 5, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-120-23 has been **POSTPONED** to December 6, 2023.

Docket A-122-23 4476 West 172nd Street WARD: 17
(Charles J. Slife)

Mohammad Ebeid, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Masonry Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 12, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-124-23 2614 Scranton Road WARD: 3
(Kerry McCormack)

Gladys Torres, Owner of the Two Dwelling Units; Two-Family Residence; Two and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – FIRE DAMAGE**, dated June 1, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-126-23 1718 Cliffview Road WARD: 10
(Anthony T. Hairston)

Eryca Y. Bey, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 22, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-127-23 18901 Shawnee Avenue WARD: 8
(Michael D. Polensek)

Marianne J. Jarosiak, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story; Wood Frame/Siding/Masonry Veneer Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated May 22, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-153-23 5204 Fleet Avenue WARD: 9
(Kevin Conwell)

TEM PROPERTIES 1 LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE & EXTERIOR MAINTENANCE-GARAGE**, dated July 11, 2023 & July 12, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-155-23**5905 Fleet Avenue****WARD: 12
(Rebecca Maurer)**

TEM PROPERTIES 1 LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/ EXTERIOR MAINTENANCE**, dated July 11, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-156-23**5115 Woburn Avenue****WARD: 13
(Kris Harsh)**

Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-157-23**3913 Bucyrus Avenue****WARD: 13
(Kris Harsh)**

Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-158-23**4016 Woburn Avenue****WARD: 13
(Kris Harsh)**

Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-159-23**17120 Walden Avenue****WARD: 1
(Joseph T. Jones)**

John K. Amos, Owner of the One Dwelling Unit; Single Family Residence; One-Story; Garage-Detached; Wood Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated June 23, 2023 & July 13, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-161-23**7421 Herman Avenue****WARD: 7
(Stephanie D. Howse)**

Insta Homebuyers LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – EXTERIOR**

MAINTENANCE, EXTERIOR MAINTENANCE – GARAGE & NO PERMIT, dated June 29, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-162-23

4214 Cloud Avenue

WARD: 3
(Kerry McCormack)

3120 Cypress Ave LLC Owner of the Two Dwelling Units; Two Family Residence; Two-Story; Frame Property, appeals from a **NOTICE OF VIOLATION – NO PERMIT & INTERIOR/EXTERIOR MAINTENANCE**, dated July 6, 2023; appellant is requesting for time to complete abatement of the violations.

Docket A-272-23

12721 Firsby Avenue

WARD: 11
(Danny Kelly)

Stephen F. Arisco, Owner of the One Dwelling Unit; Single-Family Residence; One and a Half-Story Frame Property, appeals from a **NOTICE OF VIOLATION – INTERIOR MAINTENANCE**, dated September 13, 2023; appellant is requesting for six to 12 months to complete abatement of the violations.

Approval of Resolutions

Docket/s:

A-100-23	Jack/Delores Pittmon
A-101-23	Galper LLC
A-103-23	Ilan Elbase
A-104-23	South Bimini LLC
A-105-23	E. 185th Street Plaza LLC
A-106-23	Eloy Gonzalez
A-107-23	Scarbelle LLC
A-108-23	Margaret Gregory
A-109-23	John R. Schucofsky
A-110-23	Cornerstone 3 Investments LLC
A-133-23	Moya Andolsek
A-136-23	Christine Landreth
A-137-23	McDonald Cleveland Rentals LLC
A-147-23	Tremont Trails LLC
A-148-23	Jermal McCall
A-149-23	David R. Womack
A-150-23	Robert Miller
A-151-23	Dora L. Dumas
A-152-23	Drew/Ellen Vaneck
A-160-23	Andrea Alsalahat
A-166-23	Christine Landreth
A-223-23	Werner Cooch

Approval of Minutes

October 25, 2023

MEMO

To: Tom Vanover, Commissioner/CBO

From: Carmella Davis, Executive Secretary
Board of Building Standards and Building Appeals

Date: October 11, 2023

Subject: Request for presence at board hearing

The Board of Building Standards and Building Appeals request the presence of a representative for a Public Hearing on the following Docket/s from the Department of Building and Housing, and the presence of a representative from the Division of Fire on Wednesday, November 8, 2023, at approximately 9:30 a.m. via WebEx.

DOCKET NO.	ADDRESS	INSPECTOR/S
A-114-23	7412 Halle	T. Barisic
A-118-23	1648 East 71	K. Lanum
A-119-23	1304 West 105	K. Lanum
A-120-23	1184 East 61	D. Despiau
A-122-23	4476 West 172	K. Lanum
A-124-23	2614 Scranton	T. Barisic
A-126-23	1718 Cliffview	D. Blazevic
A-127-23	18901 Shawnee	B. McClure
A-129-23	958 Nathaniel	D. Blazevic
A-154-23	6006 Fleet	A. Arnold
A-165-23	15701 Waterloo	J. Cooper
A-153-23	5204 Fleet	A. Arnold
A-155-23	5905 Fleet	A. Arnold
A-156-23	5115 Woburn	J. Freyermuth
A-157-23	3913 Bucyrus	J. Freyermuth
A-158-23	4016 Woburn	J. Freyermuth
A-159-23	17120 Walden	G. Conwell
A-161-23	7421 Herman	C. Gregg
A-162-23	4214 Cloud	R. Derrett
A-272-23	12721 Firsby	K. Lanum

Report of the Board of Building Standards and Building Appeals

Wednesday, November 8, 2023

As required by the provisions of division (2) of Section 3103.20 of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in the City Records:

Docket A-129-23 – RE: Appeal of Kenny Lamar Grays Sr., Owner of the R-2 Residential-Non-transient; Apartments (Shared Egress) Four Dwelling Units; Two-Story Masonry walls/Wood floors Frame Structure, located on the premises known as **958 Nathaniel Road**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 25, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-129-23 has been **WITHDRAWN** per request of the appellant.

* * *

Docket A-154-23 – RE: Appeal of TEM PROPERTIES 1 LLC, Owner of the MXD Mixed Uses- Multiple uses in one building; Two-Story Masonry Frame Structure, located on the premises known as **6006 Fleet Avenue**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated July 11, 2023; of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **February 8, 2024**, to complete abatement of the violations; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-165-23 – RE: Appeal of Cornerstone Neighborhood Development Group LLC, Owner of the MXD Mixed Uses-Multiple uses in one building; Two-Story Frame Structure, located on the premises known as **15701 Waterloo Road**, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE & RENTAL REGISTRATION**, dated July 31, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **March 8, 2024**, to complete abatement of the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-114-23 – RE: Appeal of VJH Homes LLC, Owner of the One Dwelling Unit; Single Family Residence Two and a Half-Story Frame Property, located on the premises known as **7412 Halle Avenue**, appeals from a **NOTICE OF VIOLATION – NO PERMIT**, dated April 26, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **November 8, 2023**, to abate the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Denk Jr. and seconded by Bradley.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-118-23 – RE: Appeal of LP Park Development LLC, Owner of the One Dwelling Unit; Single Family Residence Two-Story Frame Property, located on the premises known as **1648 East 71st Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE & RENTAL REGISTRATION**, dated May 22, 2023; of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request for additional time and to **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

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Docket A-119-23 – RE: Appeal of Thomas & Bonita B. Sachel Jr., Owner of the Two Dwelling Units; Two-Family Residence Two-Story Masonry Frame Property, located on the premises known as **1304 West 105th Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 24,

2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **February 8, 2024**, to complete abatement of the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-120-23 – RE: Appeal of Mary F. Pryatel, Owner of the One Dwelling Unit; Single Family Residence One and a Half-Story Frame Property, located on the premises known as **1184 East 61st Street**, appeals from a **NOTICE OF VIOLATION – CONDEMNATION-MAIN STRUCTURE** dated April 5, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request for more time and **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-122-23 – RE: Appeal of Mohammad Ebeid, Owner of the One Dwelling Unit; Single Family Residence Two-Story Masonry Frame Property, located on the premises known as **4476 West 172nd Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 12, 2023; of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **December 8, 2023**, to abate the violations with the contingencies that the property remain vacant until all violations are abated; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Denk Jr. and seconded by Lipscomb.
Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-124-23 – RE: Appeal of Gladys Torres, Owner of the Two Dwelling Units; Two-Family Residence Two and a Half-Story Frame Property, located on the premises known as **2614 Scranton Road**, appeals from a **NOTICE OF VIOLATION – FIRE DAMAGE**, dated June 1, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request for additional time and to **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-126-23 – RE: Appeal of Eryca Y. Bey, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **1718 Cliffview Road**, appeals from **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 22, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **November 22, 2023**, to obtain permits and until **March 8, 2024**, to abate all the violations, with no additional time, failure to meet **REMANDS** the property immediately to the Department of Building and Housing for further action; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-127-23 – RE: Appeal of Marianne J. Jarosiak, Owner of the One Dwelling Unit; Single-Family Residence Two-Story Wood Frame/Siding/Masonry Veneer Frame Property located on the premises known as **18901 Shawnee Avenue**, appeals from **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated May 22, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **January 8, 2024**, to abate all the violations; the property is **REMANDED** to the

Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

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Docket A-153-23 – RE: Appeal of TEM PROPERTIES 1 LLC, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **5204 Fleet Avenue**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE & EXTERIOR MAINTENANCE-GARAGE**, dated July 11, 2023 & July 12, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **March 8, 2024**, to complete abatement of all violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-155-23 – RE: Appeal of TEM PROPERTIES 1 LLC, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **5905 Fleet Avenue**, appeals from a **NOTICE OF VIOLATION – INTERIOR/ EXTERIOR MAINTENANCE**, dated July 11, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **January 8, 2024**, to complete abatement of all violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-156-23 – RE: Appeal of Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **5115 Woburn Avenue**, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Deficiency and **REMAND** it back to the Department of Building and Housing for further action; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-157-23 – RE: Appeal of Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **3913 Bucyrus Avenue**, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Deficiency and **REMAND** it back to the Department of Building and Housing for further action; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-158-23 – RE: Appeal of Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **4016 Woburn Avenue**, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Deficiency and **REMAND** it back to the Department of Building and Housing for further action; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-159-23 – RE: Appeal of John K. Amos, Owner of the One Dwelling Unit; Single Family Residence One-Story Garage-Detached; Wood Frame Property,

located on the premises known as **17120 Walden Avenue**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated June 23, 2023 & July 13, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request for additional time and to **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Docket A-161-23 – RE: Appeal of Insta Homebuyers LLC, Owner of the Two Dwelling Units; Two-Family Residence Two-Story Frame Property, located on the premises known as **7421 Herman Avenue**, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE, EXTERIOR MAINTENANCE-GARAGE & NO PERMIT**, dated June 29, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request for additional time and to **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Lipscomb and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb. Nays: None. Absent: Maschke.

* * *

Approval of Resolutions

Separate motions were entered by Lipscomb and seconded by Denk Jr. for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

Dockets:

A-100-23 Jack/Delores Pittmon
A-101-23 Galper LLC
A-103-23 Ilan Elbase
A-104-23 South Bimini LLC
A-105-23 E. 185th Street Plaza LLC
A-106-23 Eloy Gonzalez
A-107-23 Scarbelle LLC
A-108-23 Margaret Gregory
A-109-23 John R. Schucofsky
A-110-23 Cornerstone 3 Investments LLC
A-133-23 Moya Andolsek
A-136-23 Christine Landreth
A-137-23 McDonald Cleveland Rentals LLC
A-147-23 Tremont Trails LLC
A-148-23 Jermal McCall
A-149-23 David R. Womack
A-150-23 Robert Miller
A-151-23 Dora L. Dumas
A-152-23 Drew/Ellen Vaneck
A-160-23 Andrea Alsalahat
A-166-23 Christine Landreth
A-223-23 Werner Cooch

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb Nays: None. Absent: Maschke.

* * *

Approval of Minutes

Separate motions were entered by Denk Jr. and seconded by Lipscomb for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

October 25, 2023

Yeas: Bradley, Gallagher, Denk Jr., Lipscomb Nays: None. Absent: Maschke.

* * *

Patrick Gallagher
Chairperson

Report of the Board of Building Standards and Building Appeals

Wednesday, December 6, 2023

As required by the provisions of division (2) of Section 3103.20 of the Codified Ordinances of the City of Cleveland, Ohio 1976, the following brief of action of the subject meeting is given for publication in the City Records:

Docket A-99-23 – RE: Appeal of Lekecia Webb, Owner of the Two Dwelling Units; Two Family Residence; One and a Half-Story Frame Property, located on the premises known as **3405 East 114th Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE** dated April 24, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-99-23 has been **POSTPONED**.

* * *

Docket A-131-23 – RE: Appeal of CLE10306 Adams LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **10308 Adams Avenue**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated May 22, 2023; of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **April 5, 2024**, to complete abatement of the violations, with the contingencies that the Unit; stays vacant until all violations are abated; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Maschke and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-132-23 – RE: Appeal of Family Dynamics LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **2221 East 76th Street (Rear House)**, appeals from a **NOTICE OF VIOLATION – NO PERMIT, RENTAL REGISTRATION & INTERIOR/EXTERIOR MAINTENANCE**, dated May 10, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **December 20, 2023**, to have the interior inspected and until **January 20, 2024**, to complete abatement of the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-134-23 – RE: Appeal of KTC Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **3243 West 32nd Street**, appeals from a **NOTICE OF VIOLATION – NO PERMIT, INTERIOR/EXTERIOR MAINTENANCE**, dated June 9, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **March 5, 2024**, to abate the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Denk Jr. and seconded by Bradley.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-135-23 – RE: Appeal of Joshua Thomas, Owner of the Two Dwelling Units; Two-Family Residence; One and a Half-Story Frame Property, located on the premises known as **3589 West 50th Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE & NO PERMIT**, dated May 24, 2023; of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **January 5, 2024**, to obtain permits and until **April 5, 2024**, to abate all other violations; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Maschke and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-139-23 – RE: Appeal of John F. Hoban, Owner of the One Dwelling Unit; Single Family Residence; One-Story Garage-Detached; Wood Frame Property,

located on the premises known as **18321 Parkmount Avenue**, appeals from a **NOTICE OF VIOLATION – CONDEMNATION-GARAGE** dated June 8, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-139-23 has been **WITHDRAWN** per request of the appellant.

* * *

Docket A-142-23 – RE: Appeal of Aminah Yassin, Owner of the Three Dwelling Units; Three-Family Residence; Two and a Half-Story Frame Property, located on the premises known as **3201 West 41st Street**, appeals from a **NOTICE OF VIOLATION – COMNDEMATION-MAIN STRUCTURE** dated June 27, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-142-23 has been **RESCHEDULED** to January 17, 2024.

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Docket A-144-23 – RE: Appeal of Alshah King, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, located on the premises known as **1168 East 58th Street**, appeals from a **NOTICE OF VIOLATION – CONDEMNATION- MAIN STRUCTURE & CONDEMNATION-SHED**, dated January 3, 2022; of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-144-23 has been **WITHDRAWN** per request of the appellant.

* * *

Docket A-145-23 – RE: Appeal of Gil Lichtig, Contractor appeals from a **NOTICE OF VIOLATION – NO PERMIT**, dated June 15, 2023, located on the premises known as **5816 Gilbert Court**, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Contractor's release of liability and require that the work performed get inspected; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bardley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-146-23 – RE: Appeal of Platinum Legacy J&R LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **11021 Parkview Avenue**, appeals from **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE**, dated June 26, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **January 20, 2024**, to obtain permits and until **March 5, 2024**, to abate all the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-229-23 – RE: Appeal of Clinton Straub, Owner of the Two Dwelling Units; Two-Family Residence; Two and a Half-Story Frame Property located on the premises known as **2407-2409 Colburn Avenue**, appeals from **NOTICE OF VIOLATION – FIRE DAMAGE**, dated August 15, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **February 5, 2024**, to submit for permits and until **April 5, 2024**, abate all the violations; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-233-23 – RE: Appeal of Seenarine Development LLC, Owner of the One Dwelling Unit; Single-Family Residence; One-Story Frame Property, located on the premises known as **12310 Erwin Avenue**, appeals from a **NOTICE OF VIOLATION – RENTAL REGISTRATION & NO PERMIT**, dated August 22, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Violation as properly issued and require the Appellant to obtain the required permit(s); the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-234-23 – RE: Appeal of Bonnie Faneka/Aaron Ross, Owner of the Two Dwelling Units; Two-Family Residence; One-Story Garage-Detached Wood Frame Property, located on the premises known as **2764 East 127th Street**, appeals from a **NOTICE OF VIOLATION – CONDEMNATION-MAIN STRUCTURE & CONDEMNATION-GARAGE**, dated August 15, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request for more time and **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-237-23 – RE: Appeal of Leroy Brinkhoff, Owner of the One Dwelling Unit; Single Family Residence; Two-Story Frame Property, located on the premises known as **12618 Carrington Avenue**, appeals from a **NOTICE OF VIOLATION – EXTERIOR MAINTENANCE & EXTERIOR MAINTENANCE**, dated August 25, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-237-23 has been **WITHDRAWN** per the request of the appellant.

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Docket A-238-23 – RE: Appeal of Scarlet Oak Acquisition LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **3482 West 49th Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated August 25, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-238-23 has been **RESCHEDULED**.

* * *

Docket A-239-23 – RE: Appeal of Guardian CV2 LLC, Owner of the One Dwelling Unit; Single-Family Residence; Two-Story Frame Property, located on the

premises known as **9008 Tioga Avenue**, appeals from a **NOTICE OF VIOLATION – NO PERMIT & INTERIOR/EXTERIOR MAINTENANCE**, dated September 8, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **February 5, 2024**, to obtain permits and until **June 5, 2024**, to abate all the violations, with the contingencies that the property remain vacant until all violations are abated; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-240-23 – RE: Appeal of Cross Cay LLC, Owner of the One Dwelling Unit; Single-Family Residence; One and a Half-Story Frame Property, located on the premises known as **931 East 147th Street**, appeals from a **NOTICE OF VIOLATION – INTERIOR/EXTERIOR MAINTENANCE**, dated August 30, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **GRANT** the Appellant until **January 15, 2024**, to renew the rental registration, and until **February 5, 2024**, to obtain permit(s) and until **June 5, 2024**, to abate all the violations, with the contingencies that the property remain vacant until all violations are abated; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-143-23 – RE: Appeal of BVG Properties LLC, Owner of the R-2 Residential- Non-transient; Apartments (Shared Egress) Three-Story Masonry walls/Wood floors Frame Structure, located on the premises known as **4881 Broadview Road**, appeals from a **NOTICE OF DEFICIENT LEAD INSPECTION REPORT**, dated June 14, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

Docket A-143-23 has been **WITHDRAWN** per the request of the appellant.

* * *

Docket A-140-23 – RE: Appeal of Sassy Marks, Appeals from Suspended or Abandoned work performed under the following: **Permit(s) P20023964** issue date February 4, 2021, Inspection date June 7, 2023, located on the premises known as **7506 Spafford Road**, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request to keep **Permit(s) P20023964** issue date February 4, 2021, open and **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-230-23 – RE: Appeal of Alphonse Hogan, Appeals from Suspended or Abandoned work performed under the following: **Permit(s) B21021454** issue date July 30, 2021, located on the premises known as **3138 East 98th Street**, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request to keep **Permit(s) B21021454** issue date July 30, 2021, open and **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Docket A-232-23 – RE: Appeal of Raymond Rachid, Appeals from Suspended or Abandoned work performed under the following: **Permit(s) B22028507** issue date October 27, 2022, located on the premises known as **2216 W. 83rd Street**, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **DENY** the Appellant's request to keep **Permit(s) B22028507** issue date October 27, 2022, open and **REMAND** the property to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

REOPENED: Docket A-156-23 – RE: Appeal of Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **5115 Woburn Avenue**, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Deficiency as properly issued and that the property shall be re-inspected, and a complete lead clearance report(s) be resubmitted to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

REOPENED: Docket A-157-23 – RE: Appeal of Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **3913 Bucyrus Avenue**, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Deficiency as properly issued and that the property shall be re-inspected, and a complete lead clearance report(s) be resubmitted to the Department of Building and Housing; the property is **REMANDED** to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

REOPENED: Docket A-158-23 – RE: Appeal of Murphmade Properties LLC, Owner of the Two Dwelling Units; Two-Family Residence; Two-Story Frame Property, located on the premises known as **4016 Woburn Avenue**, appeals from a **NOTICE OF VIOLATION – LEAD**, dated July 7, 2023, of the Director of the Department of Building and Housing, requiring compliance with the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC).

BE IT RESOLVED, a motion is in order at this time to **UPHOLD** the Notice of Deficiency as properly issued and that the property shall be re-inspected, and a complete lead clearance report(s) be resubmitted to the Department of Building and Housing; the property is REMANDED to the Department of Building and Housing for supervision and any required further action. Motion so in order. Motioned by Bradley and seconded by Denk Jr.

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Approval of Resolutions

Separate motions were entered by Bradley and seconded by Denk Jr. for Approval and Adoption of the Resolutions as presented by the Secretary for the following Dockets respectively, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

Dockets:

A-114-23 VJH Homes LLC
A-118-23 LP Park Development LLC
A-119-23 Thomas & Bonita B. Sachel JR.
A-120-23 Mary F. Pryatel
A-122-23 Mohammad Ebeid
A-124-23 Gladys Torres
A-126-23 Eryca Y. Bey
A-127-23 Marianne J. Jarosiak
A-153-23 Tem Properties 1 LLC
A-154-23 Tem Properties 1 LLC
A-155-23 Tem Properties 1 LLC
A-159-23 John K. Amos
A-161-23 Insta Homebuyers LLC
A-162-23 3120 Cypress Ave LLC
A-165-23 Cornerstone Neighborhood
A-272-23 Stephen F. Arisco

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Approval of Minutes

Separate motions were entered by Denk Jr. and seconded by Bradley for Approval and Adoption of the Minutes as presented by the Secretary, subject to the Codified Ordinances of the City of Cleveland and the Ohio Building Code (OBC):

November 8, 2023

Yeas: Bradley, Gallagher, Maschke, Denk Jr. Nays: None. Absent: None.

* * *

Patrick Gallagher
Chairperson

Public Notice

The Development, Planning and Sustainability (Zoning) Committee, will meet on Tuesday, February 6, 2024, at 9:30 a.m. to hear the following legislation:

Ord. No. 115-2023

By Council Member Slife

An ordinance changing the Use, Area, and Height Districts of parcels of land north and south of Lorain Avenue between West 150th Street and the Norfolk Southern Railroad and extending the Pedestrian Retail and Urban Form Overlay Districts (Map Change 2630).

Ord. No. 34-2024

By Council Member Spencer

An ordinance establishing a zero foot Mapped Building Setback on the western side of West 65th Street and establishing a three foot Mapped Building Setback on the south side of Father Caruso Drive north of Breakwater Avenue (Map Change 2672).

Directory of City Officials

City Council

Cleveland City Hall
601 Lakeside Avenue, Room 220
Cleveland, Ohio, 44114
Phone: 216-664-2840
www.clevelandcitycouncil.org

President of Council – Blaine A. Griffin

City Clerk, Clerk of Council – Patricia J. Britt

<i>Council Member</i>	<i>Ward</i>
Joseph T. Jones	1
Kevin L. Bishop	2
Kerry McCormack	3
Deborah A. Gray	4
Richard A. Starr	5
Blaine A. Griffin	6
Stephanie D. Howse-Jones	7
Michael D. Polensek	8
Kevin Conwell	9
Anthony T. Hairston	10
Danny Kelly	11
Rebecca Maurer	12
Kris Harsh	13
Jasmin Santana	14
Jenny Spencer	15
Brian Kazy	16
Charles Slife	17

Permanent Schedule – Standing Committees of the Council 2022-2025

MONDAY – Alternating

9:30 a.m. – **Health, Human Services and the Arts Committee:** Conwell (CHAIR), Maurer (VICE-CHAIR), Gray, Harsh, Howse-Jones, Slife, Starr.

9:30 a.m. – **Municipal Services and Properties Committee:** Bishop (CHAIR), Starr (VICE-CHAIR), Hairston, Jones, Kazy, Kelly, Maurer.

MONDAY

2:00 p.m. – **Finance, Diversity, Equity and Inclusion Committee:** Griffin (CHAIR), McCormack (VICE-CHAIR), Bishop, Conwell, Hairston, Kazy, Polensek, Santana, Spencer.

TUESDAY

1:30 p.m. – **Workforce, Education, Training and Youth Development Committee:** Santana (CHAIR), Howse-Jones (VICE-CHAIR), Gray, Jones, Slife, Spencer, Starr.

TUESDAY – Alternating

9:30 a.m. – **Development, Planning and Sustainability Committee:** Hairston (CHAIR), Santana (VICE-CHAIR), Harsh, Howse-Jones, Jones, McCormack, Spencer.

WEDNESDAY – Alternating

10:00 a.m. – **Safety Committee:** Polensek (CHAIR), Jones (VICE-CHAIR), Gray, Howse-Jones, Kelly, Slife, Starr.

10:00 a.m. – **Transportation and Mobility Committee:** McCormack (CHAIR), Slife (VICE-CHAIR), Bishop, Gray, Kazy, Maurer, Santana.

THURSDAY

10:00 a.m. – **Utilities Committee:** Kazy (CHAIR), Spencer (VICE-CHAIR), Bishop, Gray, Harsh, Kelly, Polensek.

The following Committees meet at the Call of the Chair:

Mayor's Appointments Committee: Jones (CHAIR), Griffin, Hairston, Harsh, Starr.

Operations Committee: McCormack (CHAIR), Bishop, Conwell, Griffin, Maurer.

Rules Committee: Griffin (CHAIR), Conwell, Maurer, McCormack, Polensek.

City Departments

City Hall
601 Lakeside Avenue
Cleveland, OH 44114

MAYOR – Justin M. Bibb

Bradford J. Davy, Chief of Staff

Jeff Epstein, Chief of Integrated Development

Froilan Roy Fernando, Chief Technology and Innovation Officer

Sarah N. Johnson, Chief Communications Officer

Sonya Pryor-Jones, Chief of Youth and Family Success

Ryan M. Puente, Deputy Chief of Staff and Chief Government Affairs Officer

Bonnie Teeuwen, Chief Operating Officer

Michele Pomerantz, Chief of Education

AGING – Mary McNamara, Director

BOARD OF BUILDING STANDARDS AND BUILDING APPEALS –

Carmella Davis, Secretary

Patrick M. Gallagher (Labor), Chair

Howard Bradley (Builder)

(Engineer)

Robert Maschke, Architect

Peggy Lipscomb, Alternate

BOARD OF ZONING APPEALS –

Elizabeth Kukla, Secretary

Members: Alanna Faith, Nina Holzer, Priscilla Rocha, Arleesha Wilson

BUILDING AND HOUSING –

Sally Martin O'Toole, Director

Divisions:

Navid Hussain, Commissioner, Construction Permitting

Richard Riccardi, Assistant Commissioner, Construction Permitting

Thomas E. Vanover, Commissioner, Code Enforcement

CITY AUDIT COMMITTEE –

Members: Laura Armstrong, Chair; Council President Blaine A. Griffin; Law Director Mark D. Griffin; Diane Downing; Sharon Dumas; Thomas Raguz.

CITY PLANNING COMMISSION – Joyce Pan Huang, Director

Members: Lillian Kuri, Chair, Gloria Jean Pinkney, Council Member Charles Slife, August Fluker, Denise McCray, Isabella McKnight, Andrew Sargeant.

CIVIL SERVICE COMMISSION – Rachon Long, Assistant Director

Gregory E. Jordan, President; Michael Flickinger, Vice President; India Pierce Lee, Secretary; Daniel J. Brennan, Member; Cyrus L. Patton, Member

COMMUNITY DEVELOPMENT – Alyssa Hernandez, Director

Divisions:

Administrative Service – Joy Anderson, Commissioner

Office of Fair Housing and Consumer Affairs – John Mahoney, Manager

Neighborhood Development – James Greene, Commissioner

Neighborhood Services – Louise Jackson, Commissioner

COMMUNITY POLICE COMMISSION – Jason Goodrick, Interim Executive Director

Members: John Adams, Shandra Benito, James M. Chura, Charles Donaldson, Jr., Kyle Earley, Alana Garrett-Ferguson, Cait Kennedy, Gregory Reaves, Janice Ridgeway, Piet van Lier, Audrianna Rodriguez, Teri Wang, Sharena Zayed.

COMMUNITY RELATIONS BOARD – Angela Shute-Woodson, Executive Director;

Members: Mayor Justin M. Bibb, Chairman Ex-Officio; Rev. Dr. Charles P. Lucas, Jr., Vice-Chairman; Council Member Kevin L. Bishop, Daniel McNea, Stephanie

Morrison-Hrbek, Roland Muhammad, Luz Pellot, Robert Render, III, Gia Hoa Ryan, Council Member Richard Starr, Jay Westbrook, Peter Whitt.

ECONOMIC DEVELOPMENT – Thomas S. McNair, Director

FINANCE – Ahmed Abonamah, Director

Divisions:

Accounts – Lonya Moss-Walker, Commissioner

Assessments and Licenses – Dedrick Stephens, Commissioner

City Treasury – James Hartley, Treasurer

Financial Reporting and Control – James Gentile, Controller

Information Technology and Services –

Kimberly Roy Wilson, Commissioner

Internal Audit – Natasha Brandt, Manager

Printing and Reproduction – Michael Hewett, Commissioner

Purchases and Supplies – Tiffany White Johnson, Commissioner

Sinking Fund Commission – Betsy Hruby, Manager

Taxation – Kevin Preslan, Commissioner and Income Tax Administrator

Treasury – James Hartley, Treasurer

HUMAN RESOURCES – Matthew J. Cole, Director

Rachon N. Long, Assistant Director

LANDMARKS COMMISSION –

Members: Julie Trott-Heisey, Chair; Robert S. Strickland, Vice Chair; Michele Anderson; Allan Dreyer; Mark Duluk, City of Cleveland Architecture and Site Development; Councilwoman Deborah A. Gray; Cleveland City Planning Commission Director Joyce Huang; Christopher Loeser; Michael R. Sanbury; Raymond Tarasuck, Jr.; Dr. Regennia Williams.

LAW – Mark D. Griffin, Director

Michele Comer, Chief Counsel

Ronda Curtis, Chief Corporate Counsel
Elena Boop, Chief Trial Counsel
Aqueelah Jordan, Chief Prosecutor
Delanté Spencer Thomas, Chief Ethics Officer
John Skrtic, Law Librarian

MAYOR’S OFFICE OF CAPITAL PROJECTS – James D. DeRosa, Director

Divisions:

Architecture and Site Development – Carter Edman, Manager Engineering and
Construction – Richard J. Switalski, Manager Real Estate – Susanne Degennaro,
Commissioner

MAYOR’S OFFICE OF EQUAL OPPORTUNITY – Tyson Mitchell, Director

MAYOR’S OFFICE OF URBAN ANALYTICS AND INNOVATION – Elizabeth
Crowe, Director

MAYOR’S OFFICE OF SUSTAINABILITY – Sarah O’Keeffe, Director

PORT CONTROL – Bryant L. Francis, Director

Divisions:

Cleveland Hopkins International Airport & Burke Lakefront Airport – Khalid Bahhur,
Commissioner of Airports
Burke Lakefront Airport – Tony Campofredano, Airport Leader

PUBLIC HEALTH – David Margolius, M.D., Director

Divisions:

Air Quality – David Hearne, Interim Commissioner
Environment – Wallace L. Chambers, Jr., Commissioner
Health – Frances Mills, Commissioner
Health Equity and Social Justice – Lita Marie Wills, Commissioner
Vital Statistics – Andrea Kacinari, City Registrar

PUBLIC SAFETY – Karrie D. Howard, Director**Divisions:**

Animal Control Services – Cory Keller, Chief Animal Control Officer

Emergency Medical Service – Orlando Wheeler, Commissioner

Emergency Operations Center – Nicole Carlton, Assistant Director

Fire – Anthony P. Luke, Chief

Police – Dornat A. Drummond, Chief

Professional Standards – Roger C. Smith, Administrator

PUBLIC UTILITIES – Martin J. Keane, Director**Divisions:**

Cleveland Public Power – Ammon Danielson, Commissioner

Radio Communications – Brad Handke, Manager

TV 20 – Kathy Allen, General Manager

Utilities Fiscal Control – Catherine Troy, Chief Financial Officer

Water – Alex Margevicius, Commissioner

Water Pollution Control – Ramona Lowery-Ferrell, Commissioner

PUBLIC WORKS – Frank D. Williams, Director**Administration:**

Administration – John Laird, Manager

Susie Claytor, Executive Commissioner, Public Auditorium

Kim Johnson, Interim Executive Commissioner, Prevention, Intervention and
Opportunity for Youth and Young Adults

Divisions:

Motor Vehicle Maintenance – Jeffrey Brown, Commissioner

Neighborhood Resource and Recreation Centers – Samuel Gissentaner,
Commissioner

Park Maintenance and Properties – Toi Porch, Interim Commissioner

Parking Facilities – Kim Johnson, Commissioner

Property Management – Tom Nagle, Commissioner

Streets – Randell Scott, Commissioner

Traffic Engineering – Robert Mavec, Commissioner

Waste Collection and Disposal – Terrell H. Pruitt, Commissioner

WORKFORCE DEVELOPMENT & OHIO MEANS JOBS –

CLEVELAND/CUYAHOGA COUNTY – Michelle Rose, Executive Director

Cleveland Municipal Court

Justice Center

1200 Ontario Street

Cleveland, Ohio, 44113

www.clevelandmunicipalcourt.org

<i>Judge</i>	<i>Courtroom</i>
Presiding and Administrative Judge Michelle D. Earley	14-C
Judge Marilyn B. Cassidy	13-A
Judge Mark R. Majer	12-B
Judge Lauren C. Moore	15-A
Judge Andrea Nelson Moore	12-A
Judge Michael L. Nelson, Sr.	15-C
Judge Ann Clare Oakar	14-A
Judge Charles L. Patton, Jr.	14-B
Housing Court Judge W. Moná Scott	13-B
Judge Suzan M. Sweeney	12-C
Judge Jazmin Torres-Lugo	13-C
Judge Shiela Turner McCall	13-D
Judge Joseph J. Zone	14-D

Earle B. Turner – Clerk of Courts

Russell R. Brown, III – Court Administrator

Belinda Gest – Housing Court Administrator

Robert J. Furda – Chief Bailiff

Dean Jenkins – Chief Probation Officer

Gregory F. Clifford – Chief Magistrate

City Links

Board of Building Standards and Building Appeals

<http://planning.city.cleveland.oh.us/bza/bbs.html>

Board of Zoning Appeals

<http://planning.city.cleveland.oh.us/bza/cpc.html>

City Bids

Invitations to Bid

<http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/Finance/BID>

Requests for Proposals/Requests for Qualifications

<http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/Finance/RFP>

Cleveland Water

<http://www.clevelandwater.com/work-with-us/invitations-to-bid>

Water Pollution Control

http://wpc.clevelandwater.com/?page_id=3342

Cleveland Airports

<https://www.clevelandairport.com/about-us/business-cle/bids-rfps>

City Jobs

<http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/HumanResources>

<https://www.governmentjobs.com/careers/cleveland>

City of Cleveland

<http://www.city.cleveland.oh.us/>

City of Cleveland Charter and Codified Ordinances

<https://codelibrary.amlegal.com/codes/cleveland/latest/overview>

Civil Service Commission

<http://www.city.cleveland.oh.us/CityofCleveland/Home/Government/CityAgencies/CivilServiceCommission>

Cleveland City Council

<http://www.clevelandcitycouncil.org/>

Cleveland Courts

Cleveland Municipal Court

<http://clevelandmunicipalcourt.org/home.html>

Clerk of Courts – Cleveland Municipal Court

<https://clevelandmunicipalcourt.org/clerk-of-courts>

Cleveland Housing Court

<http://clevelandhousingcourt.org/>