



# City of Parma Heights

## Council Meeting

6281 Pearl Road

Monday, March 25, 2024

7 :00 PM

### ROLL CALL

### PLEDGE OF ALLEGIANCE

**ACTION ON MINUTES:** March 11, 2024 – City Council Work Session  
March 11, 2024 – City Council Meeting

### REPORTS FROM MAYOR AND DIRECTORS

**COMMUNICATIONS:** MKM RESTAURANTS, LLC DBA WAGON WHEEL PUB, 8761 SNOW RD & PATIO, PARMA HEIGHTS, OH 44130

### PUBLIC SESSION

### LEGISLATION

#### Third Reading

1) **ORDINANCE NO. 2024 – 11**

**AN ORDINANCE AMENDING CHAPTER 1394 ENTITLED “REGISTRATION AND EXTERIOR INSPECTION OF RENTAL PROPERTIES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

2) **ORDINANCE NO. 2024 – 12**

**AN ORDINANCE AMENDING SECTION 618.27 ENTITLED “HARBORING OF PIGEONS” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

3) **ORDINANCE NO. 2024 – 13**

**AN ORDINANCE AMENDING CHAPTER 715 ENTITLED “AUCTIONS” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

4) **ORDINANCE NO. 2024 – 15**

**AN ORDINANCE AMENDING SECTION 727.03 ENTITLED “LICENSE FEE; EXPIRATION” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

5) **ORDINANCE NO. 2024 – 16**

**AN ORDINANCE AMENDING SECTION 906.13 ENTITLED “PERMIT FEES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

6) **ORDINANCE NO. 2024 – 17**

**AN ORDINANCE AMENDING CHAPTER 751 ENTITLED “MECHANICAL AMUSEMENT DEVICES AND INTERACTIVE ENTERTAINMENT AND COMPUTER SWEEPSTAKE DEVICES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

7) ORDINANCE NO. 2024 – 18

**AN ORDINANCE AMENDING SECTION 755.01 ENTITLED “LICENSE REQUIRED” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

8) ORDINANCE NO. 2024 – 20

**AN ORDINANCE AMENDING CHAPTER 735 ENTITLED “FORTUNETELLING” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

9) ORDINANCE NO. 2024 – 21

**AN ORDINANCE AMENDING SECTION 335.15 ENTITLED “REGISTRATION OF SNOW PLOW OPERATORS” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

10) ORDINANCE NO. 2024 – 22

**AN ORDINANCE AMENDING SECTION 634.08 ENTITLED “REGISTRATION OF VACANT PROPERTY” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

11) ORDINANCE NO. 2024 – 23

**AN ORDINANCE AMENDING SECTION 634.09 ENTITLED “FORECLOSURE REGISTRATION” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

12) ORDINANCE NO. 2024 – 24

**AN ORDINANCE AMENDING CHAPTER 1321 ENTITLED “BUILDING FEES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

Second Reading

13) ORDINANCE NO. 2024 – 19

**AN ORDINANCE AMENDING SECTION 618.29 ENTITLED “BEEKEEPING” OF THE PARMA HEIGHTS CODIFIED ORDINANCES, AS AMENDED**

First Reading

14) ORDINANCE NO. 2024 - 26

**AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN AN AMOUNT NOT TO EXCEED \$1,000,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF IMPROVING KINGSDALE BOULEVARD, NORTH CHURCH STREET AND OTHER STREETS IN THE VILLAGE BETWEEN CERTAIN TERMINI BY RESURFACING AND REPLACING CONCRETE, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; AND DECLARING AN EMERGENCY**

15) ORDINANCE NO. 2024 - 27

**AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN AN AMOUNT NOT TO EXCEED \$2,100,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COSTS OF ACQUIRING EQUIPMENT FOR THE FIRE DEPARTMENT, INCLUDING A LADDER TRUCK WITH RELATED EQUIPMENT AND RADIOS; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; AND DECLARING AN EMERGENCY**

**16) ORDINANCE NO. 2024 - 28**

**AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN AN AMOUNT NOT TO EXCEED \$500,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COSTS OF REPLACING OR IMPROVING THE ROOF OF THE SERVICE DEPARTMENT AND OTHER PUBLIC BUILDINGS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; AND DECLARING AN EMERGENCY.**

**17) ORDINANCE NO. 2024 - 29**

**AN ORDINANCE AMENDING SECTION 145.04 ENTITLED “FEES AND CHARGES FOR MUNICIPAL DOCUMENTS AND SERVICES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**18) ORDINANCE NO. 2024 – 30**

**AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; TO PROVIDE FOR THE PUBLICATION OF SUCH NEW MATTER; TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.**

**ADJOURNMENT**

**RECEIVED**  
**MAR 14 REC'D**  
**COUNCIL OFFICE**

**NOTICE TO LEGISLATIVE  
 AUTHORITY**

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

TO

6070987			TRFO	<b>MKM RESTAURANTS LLC          DBA WAGON WHEEL PUB          8761 SNOW RD &amp; PATIO          PARMA HGTS OH 44130</b>
PERMIT NUMBER			TYPE	
10	01	2023		
ISSUE DATE				
02	23	2024		
FILING DATE				
D1	D2	D3	D3A	D6
PERMIT CLASSES				
18	473	C	F30979	
TAX DISTRICT			RECEIPT NO.	

FROM 03/11/2024

8375410				<b>SOMBOR INC          DBA WAGON WHEEL          8761 SNOW RD &amp; PATIO          PARMA HGTS OH 44130</b>
PERMIT NUMBER			TYPE	
10	01	2023		
ISSUE DATE				
02	23	2024		
FILING DATE				
D1	D2	D3	D3A	D6
PERMIT CLASSES				
18	473			
TAX DISTRICT			RECEIPT NO.	



MAILED 03/11/2024

RESPONSES MUST BE POSTMARKED NO LATER THAN. 04/11/2024

**IMPORTANT NOTICE**

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL  
 WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.  
 REFER TO THIS NUMBER IN ALL INQUIRIES **C TRFO 6070987**

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

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

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

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

(Signature)

(Title)-  Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

**CLERK OF PARMA HGTS CITY COUNCIL  
 6281 PEARL RD  
 PARMA HEIGHTS OHIO 44130**



City of Parma Heights, Ohio  
Parma Heights Police Department  
*Office of Chief Tanya Czack*



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440-253-2878

6184 Pearl Road, Parma Heights Oh 44130

440-885-3889 FAX

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March 19, 2024

Mr. Tom Rounds  
Council President  
City of Parma Heights  
6281 Pearl Road  
Parma Heights, Ohio 44130

COPY

RE: Liquor Permit, From #8375410 To #6070987

Dear Councilman Rounds,

An investigation and records check of the listed stockholder provided by the Ohio Department of Commerce, Division of Liquor Control in regards to a transfer of an existing license, SOMBOR INC. DBA Wagon Wheel, 8761 Snow Road & Patio, Parma Heights, Ohio 44130 to MKM RESTAURANTS LLC. DBA Wagon Wheel Pub & Pati, 9761 Snow Road, Parma Heights, Ohio 44130 has been completed. The Parma Heights Police Department is offering no objections to this application. The name(s) associated with this permit are Manthan D. Shah and Kalindi Shah. The address is 8761 Snow Road, Parma Heights, Ohio 44130.

Sincerely,

Tanya Czack  
Chief of Police

**ORDINANCE NO. 2024 - 11**

**AN ORDINANCE AMENDING CHAPTER 1394 ENTITLED “REGISTRATION AND EXTERIOR INSPECTION OF RENTAL PROPERTIES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Chapter 1394 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Chapter 1394 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

\_\_\_\_\_  
APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_

\_\_\_\_\_  
MAYOR MARIE GALLO

# **EXHIBIT A**

## CHAPTER 1394

### Registration and Exterior Inspection of Rental Properties

- 1394.01 Finding of fact; declaration of policy.
- 1394.02 Purpose.
- 1394.03 Definitions.
- 1394.04 Registration required.
- 1394.05 Fees.
- 1394.06 Inspection requirements.
- 1394.07 Registration of rental housing properties; tenants.
- 1394.08 Refused access, search warrants or access warrants.
- 1394.09 Rental certification.
- 1394.10 Appeals.
- 1394.11 Penalty; equitable remedies.

Apartment buildings - see BUS. REG. Chapter 711

#### 1394.01 FINDING OF FACT; DECLARATION OF POLICY.

It is hereby found and declared that there exists in the City rental housing properties which are, or may become in the future, substandard with respect to the structure and maintenance thereof, or, further, that conditions, including but not limited to structural deterioration, lack of maintenance, the appearance of the exterior of the premises, the existence of fire hazards and unsanitary condition, constitute a menace to the health, safety, welfare and reasonable comfort of the residents and inhabitants of the City. It is further found and declared that, by reason of lack of maintenance and progressive deterioration, certain properties have the further effect of creating blighting conditions and initiating slums, and that if the same are not curtailed and removed, the aforesaid conditions will grow and spread and will necessitate, in time, the expenditure of large amounts of public funds to correct and eliminate the same. By reason of timely regulations and restrictions as herein contained, the growth of slums and blight may be prevented and immediate neighborhood and property values thereby maintained, the desirability and amenities of rental housing properties and immediate neighborhoods enhanced and the public health, safety and welfare protected and fostered.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.02 PURPOSE.

The purposes of this chapter are to protect the public health, safety and welfare by establishing minimum standards governing the maintenance, appearance and condition of all rental housing properties, to impose certain responsibilities and duties upon owners and operator; to authorize and establish procedures for the exterior inspection of rental housing properties; to provide for the issuance of rental certification; to establish a fee schedule for inspection; to authorize the vacation or condemnation of dwelling structures that are unsafe or unfit for human habitation; and to fix penalties for violations of this chapter. This chapter is hereby declared to be remedial and essential for the public interest, and it is intended that this chapter be liberally construed to effectuate the purposes as stated herein.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.03 DEFINITIONS.

As used in this chapter:

- (a) "Designated city official" means the Director of Public Service and/or his designee.
- (b) "Dwelling" means any building or portion of a building that contains one or more dwelling units used, intended, or designed to be built, used, rented, leased, let or hired out to be occupied, or that is occupied for living purposes.
- (c) "Dwelling unit" means a space within a dwelling, comprised of a living, cooking and dining area, a sleeping room or rooms, storage closets and bathing and toilet facilities, all used by only one family.
- (d) "Owner" means the person claiming, or in whom is invested, the ownership, dominion, or title of real property, including but not limited to: holder of fee-simple title, holder of life-estate, holder of leasehold estate for an interim term of five years or more; a buyer under contract for deed; a mortgage, receiver, executor or trustee in control of real property.
- (e) "Person" means an individual, corporation, business trust, estate, trust partnership or association, two or more persons having a joint interest or any other legal or community entity.
- (f) "Property manager" means a person other than the owner that has managing control of a rental unit.
- (g) "Rent" means the offering, holding out or actual leasing of rental property to an occupant other than the owner and generally involves the payment of a rental amount



although other forms of consideration may be involved or no consideration at all may be involved.

(h) "Rental housing property" means any dwelling unit; or any rented room within a single family or two family dwelling, duplex, condominium or townhouse where either money or other valuable consideration is paid for occupancy of such unit, or a person, not the record owner, is occupying the unity, whether or not such person pays money other valuable considerations therefor. Community Residential Facilities are not defined as rental housing property and are subject to the requirements of Chapter 1189 (Community Residential Facilities) of the Codified Ordinances.

(i) "Rental property" means any property that is zoned as rental property or is not owner occupied as considered under the definition of rental property and registration required with the City of Parma Heights.

(j) "Tenant" means any person who rents or leases a rental housing property for living or dwelling purposes with the consent of the landlord, whether or not rent is paid to the owner.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.04 REGISTRATION REQUIRED.

All rental housing properties located in the City, as defined in this chapter, or which hereafter become rental housing properties, shall be registered by the owner thereof with the Director of Public Service.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.05 FEES.

(a) An annual application and registration fee of ~~two one~~ hundred dollars (~~\$200.00~~ ~~\$100.00~~) shall be submitted to the Building Inspector for each rental property as described in Section 1394.03 and renewed each year the property is rented by January 1st ~~March 1st~~. Any rental registration renewed after January 1st ~~March 1st~~ shall be assessed a late fee of an additional one hundred fifty dollars (~~\$150.00~~ ~~\$100.00~~) for a total of ~~two hundred~~ dollars (~~\$200.00~~).

(b) A re inspection fee of ~~fifty fifteen~~ dollars (~~\$50.00~~ ~~\$15.00~~) shall be assessed for the first re-inspection ~~any additional inspections~~ needed if violations are not corrected within the amount of time given by the Director of Public Service, and one hundred dollars (~~\$100.00~~) for each additional re-inspection thereafter.

(Ord. 2006-11. Passed 4-10-06; Ord. 2010-1. Passed 1-25-10; Ord. 2018-4. Passed 1-22-18.)

#### 1394.06 INSPECTION REQUIREMENTS.

All inspections shall adhere and meet the requirements of the Ohio Residential Code. The property must pass an exterior inspection and all fees paid prior to Rental Certification being issued.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.07 REGISTRATION OF RENTAL HOUSING PROPERTIES; TENANTS.

(a) Each owner of a rental housing property within the City shall register each rental housing property with the designated city official within thirty days of the effective date of this chapter and shall renew the registration annually. Each new owner of a rental housing property within the City shall make application for a registration with the Service Department within thirty days after the date of acquiring ownership of a rental housing property. If an owner fails to timely register a rental housing property, the registration fee shall be doubled. The owner shall also be subject to the penalty provisions set forth below.

(b) The owner, operator and/or agent of any rental housing property within the City shall, upon a form provided therefore by the Building Inspector and available at his or her office, register the premises by designating thereon the name and address of the owner, operator, and the name and address of an agent in charge of the premises residing in the Municipality who may be the owner, operator, lessor or agent. If there shall be more than one person as the owner, operator and/or agent, then a separate or single combined registration may be filed, as such persons may elect.

(c) The owner, operator, and/or agent of any rental housing property within the City shall, upon a form provided therefor by the Building Inspector and available at his or her office, register each tenant of each rental housing property within the dwelling structure.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.08 REFUSED ACCESS, SEARCH WARRANTS OR ACCESS WARRANTS.

(a) Refused Access. Where the Building Inspector or his or her agent is refused access or is otherwise impeded or prevented by the owner, operator, occupier or agent from conducting an inspection of a rental housing property, such person shall be in violation of this chapter and subject to the penalties hereunder.

(b) Search Warrants or Access Warrants. In addition to the provisions of division (a) of this section, the Building Inspector may, upon affidavit, apply to Parma Municipal Court for a search warrant, setting forth factually the actual conditions and circumstances that provide a reasonable basis for believing that a nuisance or violation of this chapter exists on the premises. If the Court is satisfied as to the matter permitting access to and inspection of that part of the premises on which the nuisance or violation exists. A warrant

for access may be issued by the Court upon an affidavit of the Building Inspector establishing grounds therefor.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.09 RENTAL CERTIFICATION.

(a) No owner or resident agent shall permit a person to occupy a rental housing property unless the Building Inspector has issued to the owner or resident agent rental certification for such rental housing property.

(b) Application for a rental certification shall be made separately for each rental housing property by supplying necessary information to determine compliance with applicable laws, ordinances, rules and regulations for the existing use or occupancy or the intended use or occupancy on forms supplied by the Building Inspector. Such information shall include, but need not be limited to, the following:

- (1) A statement that the information is necessary for tax purposes;
- (2) The name, address and telephone number of the owner of the rental housing property;
- (3) The name, address and telephone number of the resident agent of the rental housing property if one is required;
- (4) The address of the rental housing property and the number of rental units contained within the rental housing property;
- (5) The current name, address, business and/or home telephone number, of the persons who, since the last application, have been occupying the rental housing unit, and the address or other identification of the rental housing unit which they occupied;
- (6) The familial relationship, if any, among the persons listed in division (b)(5) of this section;
- (7) The name of the head of the household of each rental housing unit; and
- (8) Such other information as may be requested on a voluntary basis.

(c) (1) The Building Inspector may revoke a rental certification if any false statement appears in the application or if the information contained in the application is inaccurate.

(2) An application for renewal of a rental certification shall be submitted to the Building Inspector.

(3) Rental certification must be obtained each year the rental housing property is registered. Registration is required to be renewed each year on or before January 1st ~~March 1st~~. A rental certification shall expire on December 31st of each year.

(4) Registration is not assignable or transferable, and shall be reapplied for with each change in ownership or transfer of title.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

#### 1394.10 APPEALS.

(a) The Board of Zoning Appeals shall have jurisdiction to hear and decide appeals where it is alleged that there is error in the decision or determination regarding the issuance of a rental certification in accordance with Section 1139.09 through Section 1139.12 of the Codified Ordinances.

(b) Property maintenance code violations are subject to the procedures set forth in Chapter 1363 of the Codified Ordinances.

(Ord. 2018-4. Passed 1-22-18.)

#### 1394.11 PENALTY; EQUITABLE REMEDIES.

(a) Penalty. Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a misdemeanor in the first degree and shall be fined not more than one thousand dollars (\$1,000.00) or imprisoned not more than six months, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

(b) Application to Officers or Agents. Where the defendant is other than a natural person, division (a) of this section shall also apply to any agent, superintendent, officer, member or partner who shall, alone or with others, have the charge, care or control of the premises.

(c) Other Legal Action. The imposition of any penalty shall not preclude the Department of Law from instituting any appropriate action or proceeding in a court of proper jurisdiction to prevent an unlawful repair or maintenance; to restrain, correct or abate a violation; to prevent the occupancy of a dwelling, building, structure or premises; or to require compliance with the provisions of this chapter of other applicable laws, ordinances, rules or regulations or with the orders or determination of the Building Inspector.

(Ord. 2006-11. Passed 4-10-06; Ord. 2018-4. Passed 1-22-18.)

**ORDINANCE NO. 2024 - 12**

**AN ORDINANCE AMENDING SECTION 618.27 ENTITLED “HARBORING OF PIGEONS” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 618.27 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 618.27 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

# **EXHIBIT A**

## 618.27 HARBORING OF PIGEONS.

(a) Declaration of Nuisance. The common pigeon is hereby declared to be a menace to the public health and welfare and a source of damage to persons and property, and shall, therefore, be considered a public nuisance to be disposed of at the discretion of the Director of Public Safety, or their designee ~~Department of Public Service~~.

(b) Compliance Required. No person shall harbor or keep any live pigeon within the City. Notwithstanding this prohibition, any person harboring or keeping fancy, utility, high-flying and/or racing domestic breeds of pigeons on the effective date of this section (Ordinance 1987-10, passed February 23, 1987) shall be permitted to harbor or keep such pigeons, but only if such person complies with this section.

(c) License Required. No person shall harbor or keep any live domestic breed of pigeon within the City without first obtaining a license therefor from the Director of Public Safety, or their designee ~~Director of Public Service~~. Such license, when issued in the manner hereinafter provided, shall entitle the holder thereof to keep not more than one pair of domestic pigeons per 2.25 square feet of loft space under the terms and conditions set forth in this section.

(d) License Application. The Director shall prescribe the form of application, which shall include the name of the applicant, the name of the person to be custodian of the pigeons, the location and type of structure wherein the pigeons are to be kept and any other pertinent information which may be necessary for the enforcement of this section.

(e) License Renewals. The Director shall issue a pigeon license for a period of one year. Such license may be renewed annually upon payment of the fee set forth in division (f) of this section. However, a new license shall not be issued as a matter of right to a person whose license has been revoked until he or she has complied with this section and has given the Director satisfactory assurance of future compliance.

(f) License Fee. The fee for a domestic pigeon license shall be ~~\$20.00~~ ~~\$5.00~~ per year, per loft of pigeons. The number of pigeons shall not exceed one pair per 2.25 square feet of loft space.

(g) Care of Pigeons. No breeder shall permit lofts to become dirty and/or smelly or allow birds to wander uncontrolled about the neighborhood.

(h) Revocation of License.

(1) If any licensee, personally, or any agent or custodian of his or her pigeons, violates any provision of this section, the Director may revoke the license in addition to any fines and forfeitures that may be imposed by any court upon such person for a violation of this section.

(2) The Director may also revoke any license for any period less than the full one-year period. However, no such license shall be revoked unless the licensee first has a hearing before the Director, at which time any complaint respecting the alleged violation shall be presented. The licensee shall be given at least ten days' notice, in writing, of the time and place of such hearing.

(i) Appeals. Any person aggrieved by any order of revocation by the Director may, within 20 days from the issuance of the order of revocation, appeal to the Board of Zoning Appeals. All interested parties shall be notified of the time and place of the hearing at least 48 hours before the time set therefor.

(j) Maintenance of Homing Pigeons. No person shall harbor or maintain any homing pigeon except under the following conditions:

(1) No loft, coop or other place for keeping or confining homing pigeons shall be maintained, operated or permitted to exist within a distance of 25 feet from any building used as a residence, garage, playhouse, permanent swimming pool or patio.

(2) No loft, coop or other place for keeping or confining homing pigeons shall be more than 15 feet above the established grade of the premises upon which it is located.

(3) No loft, coop or other place for keeping or confining homing pigeons shall be located in any structure not constructed in accordance with the Zoning and Building Codes of the City.

(4) All runways in which such pigeons are kept and maintained shall, at all times, be kept clean and free from filth, garbage or any substance which emits a noxious odor or which can attract rats.

(5) All pigeons shall be fed within the confines of the loft or coop, and all unused food shall be collected promptly and disposed of in a manner as required in division (j)(6) of this section.

(6) All grain and food stored for the use of such pigeons shall be kept in rat- proof metal containers with tight covers.

(7) All runways shall be completely enclosed with chicken wire, netting or other equivalent material that will prevent pigeons from escaping the confines of the loft or coop.

(8) No person shall fly domestic pigeons unless he or she complies with the following rules:

A. 1. Such person must be a member in good standing of an organized racing homer club, which club has a body of rules that will preserve the peace and tranquility of the neighborhood, such as a local club in the Cleveland center, under American Union (A.U.) or a comparable organization.

2. Birds will not be released or exercised which have been fed that day and not more than 20 birds in one day shall be flown. Young birds in numbers greater than 20 may be flown, provided they do not fly outside the boundaries of the owner's yard.

B. 1. Such person must be a member in good standing of an organized highflying club, which club has a body of rules that will preserve the peace and tranquility of the neighborhood, such as a club organized under the National Pigeon Association (N.P.A.) or a comparable organization.

2. Birds will not be released or exercised which have been fed that day, and not more than 20 birds in one day shall be flown. Young birds in numbers greater than 20 may be flown, provided they do not fly outside the boundaries of the owner's yard.

C. The owner or agent will not permit his or her birds to land, set, light or gather on the property of another, be it public or private property.

D. The owner or agent will band all his or her flying birds with a brightly colored plastic or metal band. All birds flown together will have the same color band.

E. The owner or agent will maintain a log book on the birds, which log book shall contain the following information:

1. Pigeon band number;
2. Pigeon plastic band color;
3. Time out or released;
4. Time bird returned; and
5. Type of domestic pigeon.

F. Utility and fancy pigeons shall not be released for exercise outside the loft unless they also comply with the rules for racing and/or high-flying domestic pigeons set forth in this division.

(9) While a pigeon is flying at large, the owner/guardian must be outdoors to observe the flight of such bird to correct nuisances that may occur or be caused by such pigeon.

(k) Shooting and Trapping Homing Pigeons. No person, not being the owner thereof, shall shoot, kill, maim or entrap a domestic pigeon if it has the name of the owner stamped upon its wing or tail, or has a band with the owner's name or initials or a number on its leg.

(l) Definitions. As used in this section:

(1) "Fancy pigeons" means pigeons that are raised primarily to be shown in competition during pigeon shows and fairs.

(2) "High-flying pigeons" means pigeons that are raised primarily to be flown in highflying competition.

(3) "Racing pigeons" means pigeons that are raised primarily to be flown in long distance flying competition (in organized club competition).

(4) "Utility pigeons" means pigeons that are raised primarily for food.



(m) Penalty. Whoever violates any of the provisions of this section is guilty of a misdemeanor of the third degree.

(Ord. 2019-3. Passed 2-11-19.)

**ORDINANCE NO. 2024 - 13**

**AN ORDINANCE AMENDING CHAPTER 715 ENTITLED “AUCTIONS” OF THE  
PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Chapter 715 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Chapter 715 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

# **EXHIBIT A**

## CHAPTER 715

### Auctions

715.01 License required.

715.02 License application and issuance.

715.03 License fees.

715.04 Applicability to court sales.

715.99 Penalty.

#### CROSS REFERENCES

Power to regulate auctions - see Ohio R.C. 715.24, 715.63

Conduct of auction sales - see Ohio R.C. 1302.41

Public sales - see BUS. REG. 763.01 et seq.

#### 715.01 LICENSE REQUIRED.

No person shall sell or offer for sale at public auction any goods, wares or merchandise imported into the corporation for the purpose of being sold at public auction without first obtaining a license to do so from the Director of Public Service ~~Mayor~~.

(Ord. 1956-75. Passed 10-22-56.)

#### 715.02 LICENSE APPLICATION AND ISSUANCE.

Any person who desires to sell at public auction any goods, wares or merchandise imported into the corporation for the purpose of being sold at auction, shall, before commencing the sale thereof, make application in writing to the Director of Public Service ~~Mayor~~, stating therein the kind of goods, wares or merchandise he desires to sell at public auction and the length of time he desires to continue the sale. The Director of Public Service ~~Mayor~~, after the payment of the license fee provided for in Section 715.03, shall issue to the person a license stating therein that the applicant has complied with the requirements of this section, and stating the length of time for which the license is granted.

(Ord. 1956-75. Passed 10-22-56.)

#### 715.03 LICENSE FEES.

Every person who desires a license for the purpose mentioned in Section 715.01 shall pay to the Director of Public Service ~~Mayor~~ ~~twenty-five~~ ~~fifteen~~ dollars (~~\$25.00~~ ~~\$15.00~~) for the first day and ~~fifteen~~ ~~ten~~ dollars (~~\$15.00~~ ~~\$10.00~~) for each succeeding day thereafter.

(Ord. 1956-75. Passed 10-22-56.)

#### 715.04 APPLICABILITY TO COURT SALES.

Nothing herein contained shall be so construed as to apply to any person making sale of any property at auction by virtue of any judgment, order or decree of any court, under authority of law. The provisions in Sections 715.01 to 715.03, inclusive, shall not be taken or held to license any person to engage in the occupation of auctioneer. Such provisions are intended merely to regulate the sale of goods and other property at public auction.

(Ord. 1956-75. Passed 10-22-56.)

#### 715.99 PENALTY.

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than two hundred fifty dollars (\$250.00) or imprisoned not more than thirty days, or both. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

**ORDINANCE NO. 2024 - 15**

**AN ORDINANCE AMENDING SECTION 727.03 ENTITLED “LICENSE FEE; EXPIRATION” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 727.03 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 727.03 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

## **EXHIBIT A**

727.03 LICENSE FEE; EXPIRATION.

The license fee charged by the Director of Public Service for a commercial establishment shall be fifty ~~twenty-five~~ dollars (\$50.00 ~~\$25.00~~) and it shall expire on December 31st of each year. (Ord. 1977-60. Passed 11-14-77.)

**ORDINANCE NO. 2024 - 16**

**AN ORDINANCE AMENDING SECTION 906.13 ENTITLED “PERMIT FEES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 906.13 of the Parma Heights Codified Ordinances be amended to update permit fees; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 906.13 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_ APPROVED  
CLERK OF COUNCIL

FILED WITH  
THE MAYOR: \_\_\_\_\_ MAYOR MARIE GALLO

# **EXHIBIT A**

## 906.13 PERMIT FEES.

(a) The following fees, to include inspections, review by the Building Inspector and/or from the Building Department and Building Consultant, shall be paid to the Municipality to cover permit fees and inspections, shall be for the new installation, replacement, or alteration of any previously existing hard surface as follows:

- (1) Driveways        \$60.00 ~~\$40.00~~
- (2) Aprons            \$30.00 ~~\$20.00~~
- (3) Sidewalks        \$30.00 ~~\$20.00~~
- (4) Yardwalks        \$30.00 ~~\$20.00~~
- (5) Commercial Parking Lots  
                          \$50.00 and \$4.00/5,000 sq.ft. ~~\$40.00 and \$2.00/5,000 sq.ft.~~
- (6) Patio              \$30.00 ~~\$20.00~~
- (7) Re-Inspection   \$50.00 ~~\$25.00~~
- (8) Repair work (less than 50 square feet) for driveways, aprons, sidewalks, yardwalks and patios shall be one-half the dollar amount stated in divisions (a)(1), (2), (3), (4) and (6).

(Ord. 2006-12. Passed 4-10-06.)



**ORDINANCE NO. 2024 - 17**

**AN ORDINANCE AMENDING CHAPTER 751 ENTITLED “MECHANICAL AMUSEMENT DEVICES AND INTERACTIVE ENTERTAINMENT AND COMPUTER SWEEPSTAKE DEVICES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Chapter 751 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Chapter 751 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

# **EXHIBIT A**

## CHAPTER 751

### Mechanical Amusement Devices and Interactive Entertainment and Computer Sweepstake Devices

751.01 Definitions.

751.02 License required.

751.03 Application for license.

751.04 Device license; fee.

751.05 Separate licenses required; transferability.

751.06 Separate licenses required; transferability.

751.07 Giving of prizes, awards.

751.08 Hours when closed.

751.09 Admission of minors.

751.10 Posting of notice.

751.99 Penalty.

#### CROSS REFERENCES

Gambling - see GEN. OFF. Ch. 624

Seizure and destruction of gambling devices - see GEN. OFF. 624.10

#### 751.01 DEFINITIONS.

As used in this chapter:

(a) "Cigarette vending machine" means any automatic vending machine used for the sale of cigarettes and matches, which is controlled by the insertion of a coin or coins. It shall not include machines or devices used solely for the vending of service, food or confections.

(b) "Interactive entertainment and computer sweepstake device" means any computer, machine, game or apparatus which, upon the insertion of a coin, token, access number, magnetic card, or similar object, or upon the payment of anything of value, wherein a product or service is provided, and may be operated by the public generally for use as a contest of skill, entertainment or amusement, whether or not registering a score, and which is not gambling under State or local laws. Machines designated by the State Lottery Commission are not interactive entertainment and computer sweepstake devices.

(c) "Juke box" means any music vending machine, contrivance or device which, upon the insertion of a coin, slug, token, plate, disc or key into any slot, crevice or other opening, or by the payment of any price, operates or may be operated for the emission of songs, music or similar amusement.

(d) "Mechanical amusement device" means a machine which, upon the insertion of a coin or slug, operates or may be operated for use as a game, contest or amusement of any description, or which may be used for any game, contest or amusement, and which contains no automatic pay-off device for the return of money, coins, merchandise or tokens or checks redeemable in money or anything of value.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.02 LICENSE REQUIRED.

(a) No person shall display or exhibit a mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device within the City without having first obtained a license therefore from the Department of Public Service ~~Mayor~~.

(b) A separate license shall be required for each mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device displayed at any one time.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.03 APPLICATION FOR LICENSE.

(a) Application for a license to display a mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device must be made to the Department of Public Service ~~Mayor~~ upon such forms as are prepared therefore by the Department of Public Service ~~Mayor~~.

(b) The application must be made by the owner or proprietor of the business or place at which the mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device is to be displayed.

(c) The application shall state:

- (1) The name of the owner of the place of business;
- (2) The address of the place for which the license is requested;
- (3) The residence of the owner;

(4) The serial number and name of the manufacturer of the mechanical amusement device, juke box, cigarette vending machine, or interactive entertainment and computer sweepstake devices;

(5) The owner of the mechanical amusement device, juke box, cigarette vending machine, or interactive entertainment and computer sweepstake devices;

(6) The name and address of the distributor of the mechanical amusement device, juke box, cigarette vending machine, or interactive entertainment and computer sweepstake devices;

(7) The nature of the business in conjunction with which the mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device is to be displayed; and

(8) Such further information as may be required by the Department of Public Service Mayor.

(d) The distributor of such mechanical amusement device, juke box or cigarette vending machine or interactive entertainment and computer sweepstake device shall be deemed to be the agent of the owner or proprietor of the business where such mechanical amusement device, juke box or cigarette vending machine or interactive entertainment and computer sweepstake device is displayed and shall be jointly and severally liable with such owner or proprietor for the filing of the application and for the payment of the annual license fee set forth in Section 751.04.

(e) An applicant and/or owner of a business shall permit a right of entry as per Section 727.07 of the Codified Ordinances.

(f) No operator shall fail to immediately permit entry to any such city officials.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.04 DEVICE LICENSE; FEE.

(a) A license to display a mechanical amusement device, cigarette vending machine, juke box, or interactive entertainment and computer sweepstake device shall be issued to the applicant upon the approval of the application and upon the payment of the fees set forth below:

(1) An operator and/or owner of a business displaying mechanical amusement devices, juke boxes or cigarette vending machines within the City shall first obtain a license from the ~~Building and Service~~ Department of Public Service upon the payment of the annual license fee of one hundred dollars (\$100.00). This annual license fee shall be for the year beginning January 1 of the calendar year or for any unexpired portion of the year.

(2) A device license to display one mechanical amusement device, cigarette vending machine, juke box, or interactive entertainment and computer sweepstake device shall be

issued to the applicant upon the approval of the application and upon the payment of an annual device license fee as follows:

- A. Mechanical amusement device \$100.00
- B. Jukebox \$100.00
- C. Cigarette vending machine \$100.00

(3) An establishment with 1-40 interactive entertainment and computer sweepstakes devices shall be required to obtain a license from the ~~Building and Service~~ Department of Public Service upon the payment of an annual license fee of five thousand dollars (\$5,000) and shall be required to further obtain a device license for each interactive entertainment and computer sweepstakes device upon approval of the application for same and the payment of an annual device fee of three hundred and sixty dollars (\$360.00).

(4) An establishment with 41-60 interactive entertainment and computer sweepstakes devices shall be required to obtain a license from the ~~Building and Service~~ Department of Public Service upon the payment of an annual license fee of four thousand dollars (\$4,000) and shall be required to further obtain a device license for each interactive entertainment and computer sweepstakes device upon approval of the application for same and the payment of an annual device fee of three hundred and sixty dollars (\$360.00) for the first 40 devices and an annual device fee of two hundred fifty dollars (\$250.00) for all additional devices.

(5) An establishment with more than 60 interactive entertainment and computer sweepstakes devices shall be required to obtain a license from the ~~Building and Service~~ Department of Public Service upon the payment of an annual license fee of two thousand two hundred dollars (\$2,200) and shall be required to further obtain a device license for each interactive entertainment and computer sweepstakes device upon approval of the application for same and the payment of an annual device fee of three hundred and sixty dollars (\$360.00) for the first 40 devices; plus an annual device fee of two hundred fifty dollars (\$250.00) for the next 20 devices; plus an annual device fee of two hundred dollars (\$200.00) for all additional devices; provided, however, that the total of the annual license fee plus the device license fees for an establishment with more than 60 interactive entertainment and computer sweepstakes devices shall in no event be more than twenty-five thousand dollars (\$25,000).

(b) The license fee shall be for the fiscal year beginning January 1 of the calendar year or for any unexpired portion of the fiscal year. The license shall entitle the licensee named therein to display at or upon the premises therein described a mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device.

(c) All license fees under this chapter shall be filed with the application for license.

(d) The maximum number of interactive entertainment and computer sweepstakes device permitted at a licensed location shall not exceed 100, subject to the parking requirements set forth in Section 1187.06 of the Codified Ordinances.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.05 SEPARATE LICENSES REQUIRED; TRANSFERABILITY.

(a) A separate license shall be required for each and every mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device which is displayed by any person at any one time, but any license may change from the display of one approved mechanical amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device to the display of another approved amusement device, juke box, cigarette vending machine or interactive entertainment and computer sweepstake device to the display of another approved mechanical amusement device, juke box or cigarette vending machine at any time.

(b) A license issued under the provisions of this chapter shall not be transferred from one person to another person but the license may be transferred by the licensee therein named from the place specified in the license to another place owned by the licensee, should the licensee move his business from the address specified in the license to another location.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.06 PROXIMITY OF DEVICES TO SCHOOLS, CHURCHES, PARKS AND PLAYGROUNDS; DISPLAY OF LICENSES.

No license shall be issued for the display of a mechanical amusement device at a business, as defined in Section 751.08, which is located on premises which are 1,000 feet from any premises occupied by a school, church, playground or public park. It shall be the duty of the licensee to conspicuously display the license issued hereunder.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.07 GIVING OF PRIZES, AWARDS.

(a) No person shall, by himself, by another person or otherwise, directly or indirectly, give any prize, award, merchandise, gift or anything of value to any player, or to any operator of any mechanical amusement device, or to any contestant for a high score on the device.

(b) By the second Tuesday of each month, the operator shall cause to be delivered to the ~~City Income Tax~~ Department of Finance a copy of the record of things given to persons together with the above-required information given during the preceding month. The operator and the ~~Income Tax Division~~ Department of Finance shall not disclose the social

security number of any person to anyone except as required by the laws of the State of Ohio and the United States government.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.08 HOURS WHEN CLOSED.

(a) A business, a substantial portion of whose annual gross revenue is derived from mechanical amusement devices, juke boxes and cigarette machines or a substantial portion of whose occupied space is devoted to mechanical amusement devices, juke boxes and cigarette machines, shall be closed between the hours of 10:00 p.m. and 9:00 a.m. of the following day, and every day, except on Sunday, when the business shall be closed until 2:30 p.m.

(b) As used in this section, the term "substantial portion" means twenty percent or more of the annual gross revenue of the on-the-premises business and/or twenty percent or more of the occupied space being devoted to the use of the mechanical amusement devices, juke boxes and cigarette machines.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.09 ADMISSION OF MINORS.

The licensee shall not admit any person under the age of majority to any business, as defined in Section 751.08 and interactive entertainment and computer sweepstake device businesses, unless such person is accompanied by and in the direct personal charge of his or her parents, legal guardian or an adult person in charge of such minor.

(Ord. 2012-50. Passed 12-10-12.)

#### 751.10 POSTING OF NOTICE.

An owner of a business defined in Section 751.08 or is designated as an interactive entertainment and computer sweepstake device businesses shall post in a conspicuous place a notice, which shall read:

"MINORS PROHIBITED UNLESS ACCOMPANIED BY PARENT, GUARDIAN OR OTHER RESPONSIBLE ADULT"

(Ord. 2012-50. Passed 12-10-12.)

#### 751.99 PENALTY.

Whoever is convicted of or pleads guilty to a violation of this section is guilty of a misdemeanor of the first degree and shall be fined not more than one thousand dollars (\$1,000) or imprisoned not more than six months or both. A separate offense shall be deemed committed each day during or on which a license or licenses held by any person who has violated any provision of this chapter.

(Ord. 2012-50. Passed 12-10-12.)



**ORDINANCE NO. 2024 - 18**

**AN ORDINANCE AMENDING SECTION 755.01 ENTITLED “LICENSE REQUIRED” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 755.01 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 755.01 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

## **EXHIBIT A**

### 755.01 LICENSE REQUIRED.

No person shall engage in or carry on the business of operating and conducting a new automotive sales business, including, but not limited to, automobiles, motor homes and travel trailers, in the Municipality, unless such person has first obtained and holds in full force and effect a license to engage in or carry on such business, issued by the Director of Public Service ~~Mayor~~ as hereinafter provided, and unless all of the regulations as herein promulgated and all requirements and regulations in other applicable ordinances of the City or statutes of the State have been complied with. The Director of Public Service ~~Mayor~~ is hereby authorized to issue such license upon payment of a fee of two hundred fifty dollars (\$250.00). Such license shall expire at midnight on December 31 of each year.

(Ord. 1978-61. Passed 11-27-78.)

**ORDINANCE NO. 2024 - 20**

**AN ORDINANCE AMENDING CHAPTER 735 ENTITLED “FORTUNETELLING” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Chapter 735 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Chapter 735 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

# **EXHIBIT A**

## CHAPTER 735

### Fortunetelling

735.01 Definition.

735.02 License required.

735.03 Application.

735.99 Penalty.

#### 735.01 DEFINITION.

As used in this chapter “fortunetelling” means to engage in astrology, fortunetelling, clairvoyancy, palmistry or phrenology.

(Ord. 1970-21. Passed 2-9-70.)

#### 735.02 LICENSE REQUIRED.

(a) No person shall practice fortunetelling in the City without first obtaining a license from the Director of Public Service Mayor as provided in this chapter. The fee for each such license shall be ~~fifty twenty-five~~ dollars (~~\$50.00 \$25.00~~) per year and such license shall expire on December ~~31st~~ 15 of each year. The fee of ~~fifty twenty-five~~ dollars (~~\$50.00 \$25.00~~) shall accompany the application made to the Director of Public Service Mayor. The license may be revoked at any time by the Director of Public Service Mayor for cause after hearing held before him or her. A conviction of the licensee in a criminal action by a court of competent jurisdiction shall be a sufficient cause for revocation of his or her license.

(b) An appeal from the denial or revocation of a license by the Director of Public Service Mayor may be made to the Board of Zoning Appeals in accordance with the provisions of Chapter 1139 of the Zoning Code.

(Ord. 1998-16. Passed 7-13-98.)

#### 735.03 APPLICATION.

Any person desiring to engage in the practice of fortunetelling shall first apply in writing to the Director of Public Service Mayor giving particulars as to:

(a) The location, including space, number of rooms to be used and applicable zoning regulations. Such location must be within an area zoned under Table 1185.02 Permitted Uses as a Class C District;

(b) Whether the practice is to be conducted apart from or in connection with any other calling or business;

(c) Whether any printed matter of any kind is to be sold or distributed in connection with the practice of fortunetelling;

(d) The previous location of the applicant for the past five years;

(e) How long the applicant has previously been engaged in the practice of fortunetelling;

(f) How much training or experience in such practice the applicant has had;

(g) Whether the applicant is a citizen of the United States;

(h) Whether the applicant has ever been convicted of violating any law or ordinance regulating the practice of fortunetelling;

(i) Whether the applicant has been convicted of any felony; and (j) Any other necessary information required by the Director of Public Service ~~Mayor~~.

(Ord. 1970-21. Passed 2-9-70.)

#### 735.99 PENALTY.

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than two hundred fifty dollars (\$250.00) or imprisoned not more than thirty days, or both.

**ORDINANCE NO. 2024 - 21**

**AN ORDINANCE AMENDING SECTION 335.15 ENTITLED “REGISTRATION OF SNOW PLOW OPERATORS” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 335.15 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 335.15 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

## **EXHIBIT A**

### 335.15 REGISTRATION OF SNOW PLOW OPERATORS.

Registration of snow plow operators shall be required as follows:

(a) Registration procedure. The Director of Public Service shall register and issue sticker registration tags to all applicants who:

(1) Complete an application form prescribed by the Director of Public Service for the registration of private snow removal companies and/or persons providing snow removal services in the City;

(2) Pay an annual registration fee of ~~twenty-five~~ ~~twelve~~ dollars (~~\$25.00~~ ~~\$12.00~~) for each vehicle for which sticker registration tags are to be issued;

(3) Demonstrate proof of liability insurance.

(b) Display of Tags. All private snow removal companies, persons, firms or individuals shall prominently display, on each vehicle used in snow removal or plowing, a current registration tag issued by the Director of Public Service at all times while such vehicle is engaged in removal, pushing or plowing of snow on private property within the City.

(c) Miscellaneous. Each vehicle shall be equipped with a yellow flashing light which shall be turned on and active at all times during snow removal operation.

(d) Penalty. Whoever violates any of the provisions of this section is guilty of a misdemeanor of the fourth degree.

(Ord. 2005-32. Passed 11-28-05.)

**ORDINANCE NO. 2024 - 22**

**AN ORDINANCE AMENDING SECTION 634.08 ENTITLED “REGISTRATION OF VACANT PROPERTY” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 634.08 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 634.08 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO



# **EXHIBIT A**

## 634.08 REGISTRATION OF VACANT PROPERTY.

(a) An owner, agent or party in control of vacant property shall register the vacant property with the Director of Public Service on City forms. The registration statement shall include the following information:

(1) Street address of the vacant property and the parcel number of the premises on which the vacant property is located.

(2) Name, legal address and telephone number of the owner making the registration statement and of all persons with any legal interest in the vacant property.

(3) Name, legal address and telephone number of a local agent responsible for the security, maintenance, and marketing of the vacant property.

(4) Utility shut-off dates (water, gas and electric).

(5) Weatherization date of the vacant property.

In case the registrant's legal address is outside Cuyahoga County, the registration statement shall also include the name, legal address and telephone number of a natural person designated by the owner as the authorized agent for receiving notices of code violations and for receiving service of process in connection with the enforcement of this chapter. This agent must either reside or maintain an office in Cuyahoga County.

P.O. Boxes are not an acceptable address for purposes of this chapter.

(b) Amendment. The registrant shall notify the Director of Public Service with 15 days of any change in the registration information by filing an amended registration statement with the Director of Public Service on City forms.

(c) Expiration. Registration is valid for one year from the date of the statement. The owner shall renew the registration upon expiration for as long as the property remains vacant.

(d) Fee. The fee for registering a vacant residential property is ~~\$250.00~~ ~~\$200.00~~ annually. The fee for registering a vacant commercial property is ~~\$500.00~~ ~~\$300.00~~ annually. Unpaid fees may be levied as a special assessment against the vacant property and become a lien thereon.

(e) Reports. The owner, agent or party in control of vacant property shall inspect the property monthly for any violations of the Codified Ordinances and other applicable laws. A written report of such inspection shall be provided to the Director of Public Service upon request.

(f) Waivers exempting compliance with the provisions of this chapter may be obtained in writing from the Director of Public Service under the following circumstances provided the property is maintained in safe, secure, and habitable condition:

(1) Residential structure is temporarily unoccupied while the occupant is on vacation.

(2) Residential structure is temporarily unoccupied while the occupant is in an alternative living arrangement.

(3) Residential or nonresidential structure is temporarily unoccupied while being extensively altered or repaired under proper and unexpired permits.

(4) Unoccupied residential or nonresidential structure is listed for sale and the owner is actively attempting to sell the property.

(Ord. 2017-11. Passed 5-22-17.)

**ORDINANCE NO. 2024 - 23**

**AN ORDINANCE AMENDING SECTION 634.09 ENTITLED “FORECLOSURE REGISTRATION” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 634.09 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 634.09 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

## **EXHIBIT A**

### 634.09 FORECLOSURE REGISTRATION.

(a) Any person or entity filing a civil case in any court for the purpose of foreclosing on any commercial, residential, institutional or any other property in the City shall, within ten days after the filing date, register the action and property with the Director of Public Service and pay the fee, as set forth in this section. A foreclosure filed by a governmental entity shall be exempt from this registration requirement.

(b) Registration of a foreclosure action and the property that is the subject of the foreclosure shall be made on the form or forms provided by the Director of Public Service.

(c) The fee for registration of a foreclosure action and the foreclosed property shall be ~~\$250.00~~ ~~\$150.00~~ for a residential property (one or two family) and ~~\$500.00~~ ~~\$300.00~~ for a commercial property (all structures other than one- or two-family structures). The fee shall be paid at the time of notification. The fee for a foreclosure registration submitted after the 10th day following the filing of the foreclosure shall be ~~\$400.00~~ ~~\$300.00~~ for a residential property (one or two family) and ~~\$600.00~~ ~~\$500.00~~ for a commercial property (all structures other than one or two family). No registration shall be accepted or considered submitted unless and until the registration form has been completely and accurately filled out, and the applicable fee has been paid.

(d) If the building or structure on the property that is the subject of foreclosure is vacant at the time the foreclosure complaint is filed, then the person filing the foreclosure complaint shall notify the City of the name, address and contact information for the person who will be responsible for maintaining the property.

(e) If the building or structure on the property that is the subject of foreclosure becomes vacant at any time after the foreclosure complaint is filed, then the person who filed the foreclosure complaint shall notify the City of the name, address and contact information for the person who will be responsible for maintaining the property, and shall otherwise comply with the Parma Height Codified Ordinances.

(Ord. 2017-11. Passed 5-22-17.)

**ORDINANCE NO. 2024 - 24**

**AN ORDINANCE AMENDING CHAPTER 1321 ENTITLED “BUILDING FEES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Chapter 1321 of the Parma Heights Codified Ordinances be amended to update all building fees; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Chapter 1321 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_ PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

# **EXHIBIT A**

## CHAPTER 1321

### Building Fees

- 1321.01 Building fees.
- 1321.02 One, two or three family dwelling building permit fees.
- 1321.03 Commercial building permit fees (excluding mechanical, electrical and plumbing).
- 1321.04 Electrical - commercial and residential permit fees.
- 1321.05 Commercial plumbing permit fees.
- 1321.06 Commercial HVAC permit fees.
- 1321.07 One, two or three family dwelling plumbing permit fees.
- 1321.08 One, two or three family dwelling HVAC permit fees.
- 1321.09 Re-inspection, plan changes and work without permit.
- 1321.10 Miscellaneous fee.
- 1321.99 Penalty.

#### 1321.01 BUILDING FEES.

Except as otherwise specifically provided for, the following provisions shall prevail in the issuance of all types of permits. The Director of Public Service and/or Building Official, before issuing any permit, are authorized to charge and collect the fees specified in this chapter. The fees prescribed herein shall be additive and, unless otherwise specifically provided, separate fees shall be paid for each of the items listed. All fees shall be computed and determined by the Director of Public Service and/or Building Official, who shall give a receipt for cash payment. Fees for plan examination and/or landscape review shall be separate and paid directly to the plan examiner, alternate plan examiner and/or landscape architect, who shall give a receipt for cash payment.

(Ord. 2015-49. Passed 11-16-15.)

#### 1321.02 ONE, TWO OR THREE FAMILY DWELLING BUILDING PERMIT FEES.

- (a) New dwellings base fee \$750.00
- (b) New dwellings (2 or 3 family) base fee \$1,200.00
- (c) Mud bond (refundable) \$500.00

(d) Tap in fee:

(1) Sanitary sewer - per equivalent unit \$850.00

(e) City Engineer review fee - new dwelling \$600.00

(f) Plan review fee - dwelling \$400.00

(g) Alterations, additions & remodeling \$150.00

(h) Detached garage \$150.00

(i) Shed \$50.00

(j) Swimming pool, spa, or hot tub \$60.00

(k) Razing (each structure) \$50.00

(l) Deck or front stoop/stairs \$45.00

(m) Roofing:

(1) Tear off + new layer \$100.00

(2) Layer over existing (2 total layers permitted) \$50.00

(3) Add garage roof \$50.00

~~(n) Windows replacement (same size as existing) \$25.00~~

~~(n)(o) Window or door replacement (increase or decrease in size) \$50.00~~

~~(o)(p) Vinyl siding \$20.00~~

~~(p)(q) Fencing base fee \$50.00~~

(1) In addition \$.25 per lineal foot

~~(q)(r) Concrete~~

(1) Driveway \$60.00

(2) Apron, sidewalk, yardwalk, garage pad, or patio \$30.00

~~(r)(s) Curb cut lineal per feet \$2.00~~

~~(s)(t) Gazebo/pergola \$60.00~~

~~(t)(u) Chimney (re-build) \$50.00~~

~~(u)(v) 3 season room/sunroom \$100.00~~

~~(v)(w) Awning \$50.00~~

~~(w)(x) Breezeway \$100.00~~

~~(x)(y)~~ Dish-type satellite signal-receiving station \$100.00

(y) Occupancy permit fee \$100.00

(z) Contractor registration fee \$125.00

(Ord. 2015-49. Passed 11-16-15; Ord. 2016-4. Passed 3-28-16.)

1321.03 COMMERCIAL BUILDING PERMIT FEES (EXCLUDING MECHANICAL, ELECTRICAL AND PLUMBING).

(a) New building base fee \$600.00 ~~\$450.00~~

(1) Plus \$20.00 ~~\$15.00~~ per each 100 sq. ft.

(b) Multi-car garage structure base fee \$150.00

(1) Each parking space \$20.00 ~~\$10.00~~

(c) Mud bond (refundable) \$1,500.00

(d) Alterations, additions & remodeling base fee: \$500.00 ~~\$350.00~~

(1) Plus \$20.00 ~~\$15.00~~ per each 100 sq. ft.

(e) City Engineer review base fee \$750.00 ~~\$500.00~~

(1) Once site development documents have been submitted

(f) Building plan review base fee \$400.00 ~~\$300.00~~

(1) If the Building Official determines plans must go to a review consultant, that consultant will establish a one-time fee to be paid prior to beginning review.

(g) Street opening fee

(1) Dedicated paved street \$1,000.00 ~~\$750.00~~

(2) Pearl Road, West 130th, Snow Road, Stumph Road,

York Road, & Ridgewood Drive \$2,000.00 ~~\$1,500.00~~

(h) Roofing replacement or repairs:

Up to 10,000 square feet \$500.00 ~~\$400.00~~

Over 10,001 square feet \$600.00 ~~\$500.00~~

(i) Site work pavement:

(1) Up to 1,000 square feet \$200.00 ~~\$100.00~~

(2) 1,000-2,000 square feet \$300.00 ~~\$150.00~~



(3) Over 2,001 square feet \$300.00 ~~\$150.00~~

A. Plus \$.03 per square foot

(j) Curb cut, per lineal foot \$4.00 ~~\$2.00~~

(k) Razing \$250.00 ~~\$200.00~~

(l) Cell tower additional antenna/equipment

(1) Engineering review fee & inspection fee (City tower) \$2,000.00

(2) Engineering review fee & inspection fee (private property) \$1,450.00

(3) Permit fee \$500.00 ~~\$250.00~~

(m) Occupancy permit fee \$250.00

(n) Contractor registration fee \$125.00

(Ord. 2015-49. Passed 11-16-15; Ord. 2016-4. Passed 3-28-16.)

#### 1321.04 ELECTRICAL - COMMERCIAL AND RESIDENTIAL PERMIT FEES.

(a) New commercial base fee \$500.00 ~~\$450.00~~

(b) New one, two, and three family dwelling base fee \$250.00 ~~\$200.00~~

(c) New multi-family, apartment, townhouses, condominium,  
hotels and Senior Citizen Residential District.

(1) Base fee-1st suite \$250.00 ~~\$200.00~~

(2) Each suite thereafter \$150.00 ~~\$100.00~~

(d) Alterations, additions & remodeling:

(1) Commercial base fee \$200.00 ~~\$150.00~~

(2) One, two, and three family base fee \$100.00 ~~\$75.00~~

(e) Exterior electric distribution system, per 100 feet or fraction thereof \$20.00 ~~\$15.00~~

(f) Temporary electric service to jobsite \$125.00 ~~\$75.00~~

(g) Panel change/service increase \$125.00 ~~\$75.00~~

(h) Electric service to service building or component of

(1) Television, radio, communication or wireless tower or antenna \$250.00 ~~\$200.00~~

(i) Service upgrades: mast, meter base, bonding & ground rods \$125.00 ~~\$75.00~~

- (j) Rooftop units control wiring, each \$20.00 ~~\$15.00~~
- (k) Rooftop units power wiring, each \$25.00 ~~\$20.00~~
- (l) Outdoor light poles, each \$35.00 ~~\$25.00~~
- (m) Lightning arrestor system \$150.00 ~~\$100.00~~
- (n) Heating outlets, each \$20.00 ~~\$15.00~~
- (o) Branch circuit - forced air furnace \$75.00 ~~\$50.00~~
- (p) Branch circuit sump pump \$125.00 ~~\$75.00~~
- (q) Motors & transformers, each \$25.00 ~~\$20.00~~
- (r) Generators & batteries, each \$25.00 ~~\$20.00~~
- (s) Transfer switches, each \$35.00 ~~\$15.00~~
- (t) Emergency stand-by system \$200.00 ~~\$150.00~~
- (u) Solar system base fee \$200.00 ~~\$150.00~~
- (v) Wind turbine \$1,500.00 ~~\$1,000.00~~
- (w) Fuel dispensing pump, each \$25.00 ~~\$15.00~~
- (x) Electric furnace \$150.00 ~~\$125.00~~
- (y) Thru-wall heating a/c unit \$100.00 ~~\$50.00~~
- (z) Heat pump \$175.00 ~~\$125.00~~
- (aa) Swimming pool, spa & hot tub \$125.00 ~~\$50.00~~
- (bb) Illuminated sign \$75.00 ~~\$40.00~~
- (cc) Low voltage system: telephone, alarm, control, point of sale, led lighting, energy management, cat 6, and similar type systems, when added on an existing system \$125.00 ~~\$75.00~~
- (dd) X-ray or scanning device \$100.00 ~~\$75.00~~
- (ee) Hard wired smoke alarm system \$150.00 ~~\$75.00~~
- (ff) Individual items each \$5.00 ~~\$2~~ (unless otherwise noted)
  - (1) Lighting fixtures
  - (2) Ceiling fan box
  - (3) Switch
  - (4) GFCI/AFCI per outlet

- (5) Receptacle
- (6) 220V outlet, each
- (7) Over 200V, each
- (8) Computer outlet
- (9) Cable, antenna & phone outlet
- (10) USB port
- (11) Thermostat
- (12) Smoke/fire/carbon monoxide detector
- (13) Bells/alarms
- (14) Exit sign & battery pack, each
- (15) Alarm panel, each
- (16) Alarm strobe & pull, each
- (17) Bathroom exhaust fan, each
- (18) Any electrical outlet or equipment not listed above \$10.00 ~~\$5.00~~

(Ord. 2015-49. Passed 11-16-15; Ord. 2016-4. Passed 3-28-16.)

1321.05 COMMERCIAL PLUMBING PERMIT FEES.

- (a) New commercial plumbing base fee \$250.00 ~~\$200.00~~
- (b) Alterations & repairs base fee \$200.00 ~~\$150.00~~
- (c) Water distribution system
  - (1) Interior \$150.00 ~~\$100.00~~
  - (2) Exterior \$150.00 ~~\$100.00~~
  - (3) Alterations & repairs to either system contained in (1) or (2) \$100.00 ~~\$50.00~~
- (d) Gas distribution system -
  - (1) Interior \$150.00 ~~\$100.00~~
  - (2) Exterior \$150.00 ~~\$100.00~~
  - (3) Alterations & repairs to either system in (1) or (2) \$100.00 ~~\$50.00~~
- (e) Installation of storm or sanitary sewer lines, per 100 feet or fraction thereof

- (1) Base fee \$200.00 ~~\$150.00~~
- (2) 3 inch to 6 inch diameter \$20.00 ~~\$15.00~~
- (3) 8 inch diameter \$40.00 ~~\$25.00~~
- (4) 10 inch diameter \$40.00 ~~\$30.00~~
- (5) 12 inch diameter \$60.00 ~~\$40.00~~
- (6) Larger than 12" diameter \$70.00 ~~\$50.00~~
- (f) Connection to storm sewer \$200.00 ~~\$150.00~~
- (g) Connection to sanitation sewer \$200.00 ~~\$150.00~~
- (h) Irrigation system base fee \$100.00 ~~\$75.00~~
  - (1) Each head \$2.00 ~~\$1.00~~
- (i) Storage tanks base fee \$150.00 ~~\$75.00~~
- (j) Remove underground tank base fee \$100.00 ~~\$75.00~~
- (k) City Engineer review base fee \$500.00 ~~\$300.00~~
- (l) In ground swimming pool \$150.00 ~~\$75.00~~
- (m) Grease interceptor \$100.00 ~~\$60.00~~
- (n) Oil separator \$100.00 ~~\$60.00~~
- (o) Water control (interior) \$300.00 ~~\$225.00~~
- (p) Waterproofing (exterior) \$300.00 ~~\$150.00~~
- (q) Back flow prevention device base fee \$100.00 ~~\$75.00~~
  - (1) 2 inches and less \$75.00 ~~\$50.00~~
  - (2) Larger than 2 inches \$150.00 ~~\$100.00~~
- (r) Hot water heater - base fee \$100.00 ~~\$75.00~~
  - (1) Up to 150 gallon \$60.00 ~~\$40.00~~
  - (2) 151 to 300 gallon \$70.00 ~~\$50.00~~
  - (3) 301 gallons and larger \$250.00 ~~\$200.00~~
- (s) Hot water heater pan \$40.00
- (t) Hot water heater - alterations & repairs \$100.00 ~~\$60.00~~
- (u) Plan review fee \$150.00 ~~\$100.00~~

(v) Fire suppression sprinkler base fee \$200.00 ~~\$150.00~~

(1) Each head \$4.00 ~~\$2.00~~

(w) Cooking hood fire suppression system (ansol) base fee \$250.00 ~~\$200.00~~

(x) Individual items each \$20.00 ~~\$10.00~~ (unless otherwise noted)

(1) Water closet

(2) Urinal

(3) Bidet

(4) Lavatory sink

(5) Tub

(6) Shower

(7) Kitchen sink

(8) Hand washing sink

(9) 3-compartment sink, each \$50.00 ~~\$14.00~~

(10) Bar sink

(11) Dishwasher

(12) Garbage disposal

(13) Laundry tub(s)

(14) Janitor/mop sink

(15) Washing machine discharge, each ~~\$14.00~~

(16) Discharge wall unit

(17) Drinking fountain

(18) Dental chair

(19) Shampoo sink station

(20) Pedicure sink station

(21) Water filter/conditioning system

(22) Expansion tank, each ~~\$20.00~~

(23) Check valve, each ~~\$20.00~~

(24) Vacuum breaker, each ~~\$20.00~~

- (25) Air admittance valve
- (26) Trap primer, each ~~\$20.00~~
- (27) Indirect waste(s), each ~~\$14.00~~
- (28) Sump pump and pit, each ~~\$14.00~~
- (29) Access panel, each ~~\$14.00~~
- (30) Floor Drain
- (31) Gas Piping ~~\$125.00~~

(y) Gas fireplace insert, fire starter, gas logs,  
 solid fuel burning appliance, each ~~\$40.00~~ ~~\$20.00~~

(Ord. 2015-49. Passed 11-15-16; Ord. 2016-4. Passed 3-28-16.)

1321.06 COMMERCIAL HVAC PERMIT FEES.

- (a) Furnace - boilers - solar - electric or gas base fee ~~\$300.00~~ ~~\$200.00~~
  - (1) Up to 150,000 BTU ~~\$50.00~~ ~~\$30.00~~
  - (2) Over 151,000 BTU ~~\$60.00~~ ~~\$40.00~~
  - (3) Each additional 100,000 BTU ~~\$20.00~~ ~~\$10.00~~
- (b) Air conditioning - refrigeration base fee ~~\$250.00~~ ~~\$200.00~~
  - (1) Up to 3 tons ~~\$50.00~~ ~~\$30.00~~
  - (2) 4 to 6 tons ~~\$60.00~~ ~~\$40.00~~
  - (3) 7 to 10 tons ~~\$75.00~~ ~~\$50.00~~
  - (4) Over 10 ton ~~\$125.00~~ ~~\$75.00~~
- (c) Refrigerant lbs in system
  - (1) 1 to 5 lbs ~~\$20.00~~ ~~\$10.00~~
  - (2) 6 to 20 lbs ~~\$40.00~~ ~~\$20.00~~
  - (3) 21 to 100 lbs ~~\$80.00~~ ~~\$40.00~~
  - (4) Over 101 lbs ~~\$120.00~~ ~~\$60.00~~
- (d) Related equipment
  - (1) Gas piping ~~\$200.00~~ ~~\$150.00~~

- (2) Solid fuel appliances and stoves \$150.00 ~~\$100.00~~
  - (3) Commercial cooking line hood \$200.00 ~~\$100.00~~
  - (4) Hood fire suppression \$200.00 ~~\$100.00~~
  - (5) Chimney \$150.00 ~~\$100.00~~
  - (6) Masonry chimney \$150.00 ~~\$100.00~~
  - (7) Air cleaner \$60.00 ~~\$50.00~~
  - (8) Fire damper \$60.00 ~~\$50.00~~
  - (9) Humidifier \$60.00 ~~\$50.00~~
  - (10) Ductwork \$200.00 ~~\$150.00~~
  - (11) Gas fireplace/fire logs \$50.00 ~~\$20.00~~
  - (e) Replacement of existing heating and air-conditioning unit \$400.00 ~~\$300.00~~
- (Ord. 2015-49. Passed 11-15-16.)

1321.07 ONE, TWO OR THREE FAMILY DWELLING PLUMBING PERMIT FEES.

- (a) New plumbing base fee \$200.00 ~~\$150.00~~
- (b) Alterations, replacement, repairs base fee \$150.00 ~~\$75.00~~
- (c) Water distribution system -
  - (1) Interior \$150.00 ~~\$100.00~~
  - (2) Exterior \$150.00 ~~\$100.00~~
  - (3) Alterations & repairs to either system above \$125.00 ~~\$75.00~~
- (d) Gas distribution system -
  - (1) Interior \$125.00 ~~\$100.00~~
  - (2) Exterior \$125.00 ~~\$100.00~~
  - (3) Alterations & repairs to either system above \$100.00 ~~\$75.00~~
- (e) Installation of storm or sanitary sewer lines (per 100 feet or fraction thereof)
  - (1) Base fee \$100.00 ~~\$75.00~~
  - (2) 1 1/2 3 inch - 6 inch diameter \$30.00 ~~\$15.00~~
  - (3) 8 inch diameter \$50.00 ~~\$25.00~~

- (4) 10 inch diameter ~~\$60.00~~ ~~\$30.00~~
- (5) 12 inch diameter ~~\$80.00~~ ~~\$40.00~~
- (6) Larger than 12 diameter ~~\$100.00~~ ~~\$50.00~~
- (f) Irrigation system base fee ~~\$80.00~~ ~~\$40.00~~
  - (1) Each head ~~\$5.00~~ ~~\$1.00~~
- (g) Water control - interior ~~\$250.00~~ ~~\$200.00~~
- (h) Waterproofing - exterior ~~\$200.00~~ ~~\$100.00~~
- (i) Back flow prevention device base fee ~~\$50.00~~ ~~\$25.00~~
  - (1) 2 inches and less ~~\$25.00~~ ~~\$10.00~~
  - (2) Larger than 2 inches ~~\$30.00~~ ~~\$15.00~~
- (j) Hot water heater - new ~~\$60.00~~ ~~\$45.00~~
- (k) Hot water heater repairs \$25.00
- (l) Hot water heater pan ~~\$25.00~~ ~~\$20.00~~
- (m) In ground swimming pool plumbing ~~\$100.00~~ ~~\$50.00~~
- (n) Rain barrel system, per barrel ~~\$40.00~~ ~~\$25.00~~
- (o) Rain garden ~~\$40.00~~ ~~\$25.00~~
- (p) Individual items ~~\$10.00~~ ~~\$5.00~~ each (unless otherwise noted)
  - (1) Water closet
  - (2) Bidet
  - (3) Lavatory sink
  - (4) Tub
  - (5) Shower
  - (6) Kitchen sink
  - (7) Bar sink
  - (8) Dishwasher
  - (9) Garbage disposal
  - (10) Laundry tub(s)
  - (11) Washing machine discharge ~~\$20.00~~ ~~\$10.00~~



- (12) Water filter/conditioning system
- (13) Expansion tank \$20.00 ~~\$10.00~~
- (14) Check valve \$20.00 ~~\$10.00~~
- (15) Vacuum breaker \$20.00
- (16) Air admittance valve \$25.00
- (17) Access panel \$20.00 ~~\$8.00~~
- (18) Gas fireplace insert, fire starter, gas logs \$20.00
- (19) Solid fuel burning appliance \$40.00 ~~\$20.00~~

(Ord. 2015-49. Passed 11-16-15; Ord. 2016-4. Passed 3-28-16.)

1321.08 ONE, TWO OR THREE FAMILY DWELLING HVAC PERMIT FEES.

- (a) New furnace - boilers - solar - electric or gas fee \$125.00 ~~\$100.00~~
- (b) New air conditioning - refrigeration \$125.00 ~~\$100.00~~
- ~~(c) New refrigerant (lbs in system)~~
  - ~~(1) 1 to 5 lbs \$10.00~~
  - ~~(2) 6 to 20 lbs \$20.00~~
- (c d) Related equipment
  - (1) Gas piping \$125.00 ~~\$100.00~~
  - (2) Solid fuel appliances and stoves x \$125.00 ~~\$100.00~~
  - (3) Factory chimney/flue \$125.00 ~~\$100.00~~
  - (4) Masonry chimney \$125.00 ~~\$100.00~~
  - (5) Air cleaner \$50.00
  - (6) Humidifier \$50.00
  - (7) Ductwork \$100.00
  - (8) Gas fireplace/fire logs \$40.00 ~~\$20.00~~

(Ord. 2015-49. Passed 11-16-15; Ord. 2016-4. Passed 3-28-16.)

1321.09 RE-INSPECTION, PLAN CHANGES AND WORK WITHOUT PERMIT.

(a) Re-inspection. A fee of fifty dollars (\$50.00) shall be charged for each additional re-inspection made necessary by faulty or incomplete work or inaccurate information on a permit or application for an electrical, heating or plumbing permit.

(b) Plan Changes. When major revisions are made after the original permits have been issued, an additional fee of fifty percent of the original permit shall be collected.

(c) Work Without Permit. The permit(s) cost shall be doubled for work begun or completed without obtaining a permit.

(Ord. 2015-49. Passed 11-16-15.)

#### 1321.10 MISCELLANEOUS FEE.

The Chief Building Official shall be permitted to charge a fee in the amount of fifty dollars (\$50.00) to assist residents and contractors on smaller projects that are not listed on the fee schedule that require a permit.

(Ord. 2018-37. Passed 8-1-18.)

#### 1321.99 PENALTY.

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the second degree and shall be fined not more than seven hundred fifty dollars (\$750.00) or imprisoned not more than ninety days, or both. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

(Ord. 2015-49. Passed 11-16-15.)

**ORDINANCE NO. 2024 - 19**

**AN ORDINANCE AMENDING SECTION 618.29 ENTITLED “BEEKEEPING” OF THE PARMA HEIGHTS CODIFIED ORDINANCES, AS AMENDED**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 618.29 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 618.29 of the Codified Ordinances is hereby amended and shall henceforth read as shown by edits set forth in Exhibit “A”, as amended, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

## **EXHIBIT A, as amended**

### 618.29 BEEKEEPING.

(a) The keeping or harboring of bees, including but not limited to honey bees and bumble bees, shall be limited to a maximum of two hives on a minimum lot size of 6,000 square feet, and no more than four hives on a one-half acre lot, in a residential zone only. For purposes of this division only, "lot size" shall include sidewalk areas, tree lawns or any other areas behind the street curb-line within the public right-of-way which fronts upon the property which shall harbor the bees.

(b) A beehive must be kept a minimum of ~~ten~~ five feet from property lines, and the bees' flight pattern must be directed away from a neighbor's entrances and lines of traffic.

(c) A water source must be provided on the premises, placed a minimum of ~~ten~~ five feet from the property line.

(d) Neglected bees, as determined by the County Inspector, are prohibited.

(e) The failure to remove, or authorize the removal of, any natural or man-made hive or nest, or other living quarters for bees, (including but not limited to honey bees and bumble bees), wasps, yellow jackets and hornets, within three days after notice is served by the Director of Public Safety, the Director's designee, or an Animal Control Officer Building Commissioner upon the owner/guardian and/or occupant, shall be prima facie evidence that bees (including but not limited to honey bees and bumble bees), wasps, yellow jackets and hornets, are being kept or harbored on the premises by such owner/guardian and/or occupant.

(f) Whoever violates this section is guilty of a misdemeanor of the fourth degree and shall be subject to the penalty provided in Section 698.02. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

(Ord. 2019-3. Passed 2-11-19.)

**ORDINANCE NO. 2024 - 26**

**AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN AN AMOUNT NOT TO EXCEED \$1,000,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF IMPROVING KINGSDALE BOULEVARD, NORTH CHURCH STREET AND OTHER STREETS IN THE VILLAGE BETWEEN CERTAIN TERMINI BY RESURFACING AND REPLACING CONCRETE, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Director of Finance (the “Director of Finance”) of the City has certified to this Council that the estimated life of the improvement stated in the title of this ordinance (the “Project”), which is to be financed with the proceeds of bonds and notes hereinafter referred to exceeds five years, the maximum maturity of bonds being 15 years and notes being 20 years.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA HEIGHTS, OHIO, AT LEAST FIVE OF ITS MEMBERS CONCURRING:**

**SECTION 1. Issuance of Bonds.** It is hereby declared necessary to issue bonds (the “Bonds”) of the City in the principal sum of not to exceed \$1,000,000, for the purpose of paying the cost of the Project.

**SECTION 2. Terms of the Bonds.** The Bonds shall be dated prior to the maturity date of the Notes (as defined herein below), shall bear interest at the maximum average annual interest rate presently estimated to be 6.00% per annum, payable semiannually until the principal sum is paid, and shall mature in 15 annual installments.

**SECTION 3. Issuance of Bond Anticipation Notes.** It is necessary to issue, and this Council hereby determines that there shall be issued, notes in anticipation of the issuance of the Bonds.

**SECTION 4. Combining Notes for Purposes of Issuance and Sale.** It is hereby determined, that for the purposes of issuance and sale, it may be in the best interest of the City to combine the Notes with other limited tax general obligations notes of the City authorized by separate ordinance of this Council. The Notes and such other notes shall be jointly referred to herein as the “Combined Notes.” As used in this Ordinance, the term “Notes” shall also mean the Combined Notes, where appropriate. The Combined Notes shall be designated “City of Parma Heights, Ohio Various Purpose Improvement Notes, Series 2024,” or as otherwise determined by the Director of Finance.

**SECTION 5. Terms of the Notes; Certificate of Fiscal Officer Relating to Terms of Notes.** Such anticipatory notes (the “Notes”) shall be in the amount of not to exceed \$1,000,000, which sum does not exceed the amount of the Bonds. The Notes shall be dated the date established by the Director of Finance and certified to this Council and shall mature on such date as shall be determined by the Director of Finance and

certified to this Council, provided that such date shall not be later than one year after the date of issuance of the Notes. The Notes shall be issued as fully registered notes in book-entry form only, in such denominations as shall be determined by the Director of Finance, but not exceeding the principal amount of the Notes maturing on any one date and shall be numbered as determined by the Director of Finance. The Notes shall be issued as fully registered notes in book-entry form in denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof. Coupons shall not be attached to the Notes. The Notes shall be sold in a transaction exempt from the requirements of Rule 15c2-12 of the United States Securities and Exchange Commission.

The Director of Finance is authorized and directed to execute a Certificate of Fiscal Officer Relating to Terms of Notes (the "Certificate of Fiscal Officer") setting forth the final terms of the Notes, consistent with the requirements of this Ordinance, and to present the same to this Council after closing.

**SECTION 6. General Obligation Pledge.** The Notes shall be the full general obligation of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity and are hereby pledged for such purpose. The Notes may be issued in one or more series.

**SECTION 7. Debt Service Levy.** There shall be and is hereby levied annually on all the taxable property in the City, in addition to all other taxes and inside the ten mill limitation, a direct tax (the "Debt Service Levy") for each year during which any of the Notes are outstanding, in an amount not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Notes as and when the same falls due and to provide a fund for the repayment of the principal of the Notes at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payments of the premium, if any, and interest on and principal of the Notes and Bonds when and as the same falls due. Notwithstanding the foregoing, if the City determines that funds will be available from other sources for the payment of the Notes and Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the City shall appropriate such funds to the payment of the Notes and Bonds in accordance with law.

**SECTION 8. Sale of the Notes.** The Notes shall bear interest, based on a 360-day year of twelve 30-day months, payable at maturity, at such rate per annum as shall be determined by the Director of Finance and certified to this Council, provided that such rate shall not exceed 6.00% per annum. The Notes shall be, and hereby are, awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio or such other purchaser designated in the Certificate of Fiscal Officer (the "Original Purchaser"), at the purchase price set forth in the Certificate of Fiscal Officer.

The Director of Finance is hereby authorized and directed to deliver the Notes, when executed, to the Original Purchaser upon payment of the purchase price and accrued interest, if any, to the date of delivery. The proceeds of such sale, except any accrued interest or premium thereon, shall be deposited in the Treasury of the City and used for the purpose aforesaid and for no other purpose. Any accrued interest received from the sale of the Notes shall be transferred to the bond retirement fund to be applied to the payment

of the principal of and interest on the Notes, or other obligations of the City, as permitted by law. Any premium received from the sale of the Notes may be used to pay the financing costs of the Notes within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the bond retirement fund in the manner provided by law.

**SECTION 9. Form and Execution of Notes; Payment of Notes.** The Notes shall be executed by the Director of Finance and the Mayor, provided that any and all of such signatures may be a facsimile, electronic or digital signature, shall be designated “City of Parma Heights, Ohio Roadway Improvement Notes, Series 2024,” or as otherwise determined by the Director of Finance, and shall be payable as to both principal and interest at the office of Note Registrar (as defined hereinbelow). The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance. The certificate of authentication may be signed by any officer or officers of the Note Registrar or by such other person acting as an agent of the Note Registrar as shall be approved by the Director of Finance on behalf of the City. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Notes.

**SECTION 10. Appointment of Note Registrar.** The Director of Finance is authorized and directed to execute on behalf of the City a Note Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Director of Finance and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as authenticating agent, note registrar, transfer agent, and paying agent (the “Note Registrar”) for the Notes. Interest shall be payable at maturity by check or draft mailed to the Registered Owner hereof, as shown on the registration books of the City maintained by the Note Registrar. If at any time the Note Registrar shall be unable or unwilling to serve as such, or the Director of Finance in such officer’s discretion shall determine that it would be in the best interest of the City for such functions to be performed by another party, the Director of Finance may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Note Registrar hereunder. Each such successor Note Registrar shall promptly advise all noteholders of the change in identity and new address of the Note Registrar. So long as any of the Notes remain outstanding, the City shall cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this section (the “Note Register”). Subject to the provisions of this Ordinance, the person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

Any Notes, upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar, may be exchanged for Notes of the same form and of

any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange (i) any Note during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Notes, and ending at the close of business on the day of such mailing, or (ii) any Notes selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Notes are exchanged or transferred hereunder, the City shall cause to be executed, and the Note Registrar shall authenticate and deliver, the Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Council and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Council or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer or exchange.

**SECTION 11. Book-entry System.** For purposes of this Ordinance, the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book-entry and (ii) physical Notes in fully registered form are issued only to a Depository or its nominee as registered owner, with the Notes “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Notes.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of notes and to effect transfers of notes, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

The Notes may initially be issued to a Depository for use in a book-entry system, and the provisions of this Section shall apply, notwithstanding any other provision of this Ordinance: (i) there shall be a single Note of each maturity, (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book-entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City. Note service charges on Notes in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative upon presentation and surrender of Notes as provided in this Ordinance.



The Note Registrar may, with the approval of the City, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Note Registrar and to the City. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Note Registrar will furnish a copy of each of those agreements, certified to be correct by the Note Registrar, to other paying agents for Notes and to the City. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

If requested, any of the Mayor, Director of Finance, and any other officer of this Council, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the City, the letter agreement among the City, the paying agent for the Notes and The Depository Trust Company, as depository, to be delivered in connection with the issuance of the Notes to the Depository for use in a book-entry system.

The City may decide to discontinue use of the book-entry system through the Depository. In that event, Note certificates will be printed and delivered to the Depository.

If any Depository determines not to continue to act as a depository for the Notes for use in a book-entry system, the City and the Note Registrar may attempt to establish a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the City and the Note Registrar do not or are unable to do so, the City and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing and delivering definitive Notes), if the event is not the result of action or inaction by the City or the Note Registrar, of those persons requesting such issuance.

**SECTION 12. Income Tax Pledge.** The City hereby covenants, pursuant to Section 133.05(B)(7), Ohio Revised Code, to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Notes and Bonds in each year until full payment is made.

**SECTION 13. Federal Tax Law Compliance.** The Director of Finance may determine to issue all or any series or portion of the Notes as obligations that the interest thereon is excluded from the bondholders' gross income for federal income tax purposes, and the following provisions of this Section shall apply to such Bonds (or series or portions thereof):

The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

Each of the Director of Finance, and any other officer of the City, including the Mayor, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Director of Finance, which action shall be in writing and signed by the Director of Finance, or any other officer of the City, including the Mayor, on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 150 of the Code and the Regulations.

The Director of Finance shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The Director of Finance of the City is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

**SECTION 14. Ohio Market Access Program.** If determined necessary by the Director of Finance of the City, the City is hereby by authorized to participate in the Ohio Market Access Program (“OMAP”) with the respect to the Notes. The Standby Note Purchase Agreement for OMAP is hereby authorized in the form presented to this Council with such changes not materially adverse to the City as may be approved by the officers of the City executing that Standby Note Purchase Agreement. The City acknowledges the agreement of the Treasurer of State in the Standby Note Purchase Agreement that, in the event the City is unable to repay the principal amount and accrued and unpaid interest of the Notes at their maturity, whether through its own funds or through the issuance of other obligations of the City, the Treasurer of State agrees (a) to purchase the Notes from the holders or beneficial owners thereof upon their presentation to the Treasurer of State for such purchase at a price of par plus accrued interest to maturity or (b) to purchase renewal notes of the City in a principal amount not greater than the principal amount of the Notes plus interest due at maturity, with such renewal notes bearing interest at a rate of the lower of the maximum interest rate provided by law or the 1-year MMD (Municipal Market Data) Index for “AAA”-rated obligations plus 400 basis points (or such other rate methodology in effect as part of the Program), maturing not more than one year after the date of their issuance, and being prepayable at any time with 30 days’ notice, provided that in connection with the Treasurer of State’s purchase of such renewal notes the City shall deliver to the Treasurer of State an unqualified opinion of nationally recognized bond counsel that (i) such renewal notes are the legal, valid and binding general obligations of the City, and the principal of and interest on such renewal notes, unless paid from other sources, are to be paid from the proceeds of the levy of ad valorem taxes within the ten-mill limitation imposed by law on all property subject to ad valorem taxes levied by the City, and (ii) interest on the renewal notes is excluded from gross income for federal income tax purposes under Section 103 of the Code to the same extent that interest on the Notes is so excluded.

Such officers signing the Notes are authorized to take all actions that may in their judgment reasonably be necessary to provide for such Standby Note Purchase Agreement, including but not limited to the inclusion of a notation on the form of the Notes providing notice to the holders or beneficial owners of the existence of such Standby Note Purchase Agreement and providing instructions to such holders or beneficial owners regarding the presentation of the Note for purchase by the Treasurer of State at stated maturity.

**SECTION 15. Appointment of Bond Counsel.** The Director of Finance, on behalf of this Council, is hereby authorized to appoint the law firm of Bricker Graydon LLP, Cleveland, Ohio, to serve as bond counsel for the Notes. The fees to be paid to such firm shall be subject to review and approval of the Director of Finance, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

**SECTION 16. Transcript of Proceedings; Execution of Additional Documents.** The officer having charge of the minutes of the Council and any other officers of the Council, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Notes and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Council relating to the power and authority of the City to issue the Notes and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Director of Finance and a no-litigation certificate of the Mayor and the Director of Finance, and such certified copies and certificates shall be deemed representations of the City as to the facts stated therein. Except for the procedure for authenticating the Notes set forth herein, documents (including this Ordinance) executed, scanned and transmitted electronically and electronic and digital signatures shall be deemed original signatures for said transcript of the Notes, for purposes of this Ordinance, and for all matters related thereto, with any such scanned, electronic, and digital signatures having the same legal effect as original signatures.

The Director of Finance is hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as the Director of Finance in their discretion shall deem necessary or appropriate.

**SECTION 17. Satisfaction of Conditions for Note Issuance.** It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

**SECTION 18. Compliance with Open Meeting Requirements.** The Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in formal action were taken in meetings open to the public, in full compliance with the law.

**SECTION 19. Filing of Bond Ordinance.** The Director of Finance is hereby directed to forward a certified copy of this Ordinance to the County Fiscal Officer of Cuyahoga County, Ohio.

**SECTION 20. Effective Date.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Parma Heights, Ohio; and to provide for the usual daily operations of municipal departments, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes to enable the City to combine the Notes with other notes to be issued by the City into a consolidated note issue and obtain savings in the issuance of the Notes; wherefore this Ordinance shall take effect and be in force upon receiving the affirmative vote of five members of the City Council and signature of the Mayor, otherwise it shall take effect and be enforced after the earliest period allowed.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

**ORDINANCE NO. 2024 - 27**

**AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN AN AMOUNT NOT TO EXCEED \$2,100,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COSTS OF ACQUIRING EQUIPMENT FOR THE FIRE DEPARTMENT, INCLUDING A LADDER TRUCK WITH RELATED EQUIPMENT AND RADIOS; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; AND DECLARING AN EMERGENCY**

**WHEREAS**, the Director of Finance (the “Director of Finance”) of the City has certified to this Council that the estimated life of the improvement stated in the title of this ordinance (the “Project”), which is to be financed with the proceeds of bonds and notes hereinafter referred to exceeds five years, the maximum maturity of bonds being 10 years and notes being 15 years.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA HEIGHTS, OHIO, AT LEAST FIVE OF ITS MEMBERS CONCURRING:**

**SECTION 1. Issuance of Bonds.** It is hereby declared necessary to issue bonds (the “Bonds”) of the City in the principal sum of not to exceed \$2,100,000, for the purpose of paying the cost of the Project.

**SECTION 2. Terms of the Bonds.** The Bonds shall be dated prior to the maturity date of the Notes (as defined herein below), shall bear interest at the maximum average annual interest rate presently estimated to be 6.00% per annum, payable semiannually until the principal sum is paid, and shall mature in 15 annual installments.

**SECTION 3. Issuance of Bond Anticipation Notes.** It is necessary to issue, and this Council hereby determines that there shall be issued, notes in anticipation of the issuance of the Bonds.

**SECTION 4. Combining Notes for Purposes of Issuance and Sale.** It is hereby determined, that for the purposes of issuance and sale, it may be in the best interest of the City to combine the Notes with other limited tax general obligations notes of the City authorized by separate ordinance of this Council. The Notes and such other notes shall be jointly referred to herein as the “Combined Notes.” As used in this Ordinance, the term “Notes” shall also mean the Combined Notes, where appropriate. The Combined Notes shall be designated “City of Parma Heights, Ohio Various Purpose Improvement Notes, Series 2024,” or as otherwise determined by the Director of Finance.

**SECTION 5. Terms of the Notes; Certificate of Fiscal Officer Relating to Terms of Notes.** Such anticipatory notes (the “Notes”) shall be in the amount of not to exceed \$2,100,000, which sum does not exceed the amount of the Bonds. The Notes shall be dated the date established by the Director of Finance and certified to this Council and shall mature on such date as shall be determined by the Director of Finance and certified to this Council, provided that such date shall not be later than one year after the date of issuance of the Notes. The Notes shall be issued as fully registered notes in book-entry form only, in such denominations as shall be determined by the Director of Finance, but not exceeding the principal amount of the Notes maturing on any one date and shall be numbered as determined by the Director of Finance. The Notes shall be issued as fully registered notes in book-entry form in denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof. Coupons shall not be attached to the Notes. The Notes shall be sold in a transaction exempt from the requirements of Rule 15c2-12 of the United States Securities and Exchange Commission.

The Director of Finance is authorized and directed to execute a Certificate of Fiscal Officer Relating to Terms of Notes (the “Certificate of Fiscal Officer”) setting forth the final terms of the Notes, consistent with the requirements of this Ordinance, and to present the same to this Council after closing.

**SECTION 6. General Obligation Pledge.** The Notes shall be the full general obligation of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity and are hereby pledged for such purpose. The Notes may be issued in one or more series.

**SECTION 7. Debt Service Levy.** There shall be and is hereby levied annually on all the taxable property in the City, in addition to all other taxes and inside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Notes are outstanding, in an amount not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Notes as and when the same falls due and to provide a fund for the repayment of the principal of the Notes at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payments of the premium, if any, and interest on and principal of the Notes and Bonds when and as the same falls due. Notwithstanding the foregoing, if the City determines that funds will be available from other sources for the payment of the Notes and Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the City shall appropriate such funds to the payment of the Notes and Bonds in accordance with law.

**SECTION 8. Sale of the Notes.** The Notes shall bear interest, based on a 360-day year of twelve 30-day months, payable at maturity, at such rate per annum as shall be determined by the Director of Finance and certified to this Council, provided that such rate shall not exceed 6.00% per annum. The Notes shall be, and hereby are, awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio or such other purchaser designated in the Certificate of Fiscal Officer (the “Original Purchaser”), at the purchase price set forth in the Certificate of Fiscal Officer.

The Director of Finance is hereby authorized and directed to deliver the Notes, when executed, to the Original Purchaser upon payment of the purchase price and accrued interest, if any, to the date of delivery. The proceeds of such sale, except any accrued interest or premium thereon, shall be deposited in the Treasury of the City and used for the purpose aforesaid and for no other purpose. Any accrued interest received from the sale of the Notes shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on the Notes, or other obligations of the City, as permitted by law. Any premium received from the sale of the Notes may be used to pay the financing costs of the Notes within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the bond retirement fund in the manner provided by law.

**SECTION 9. Form and Execution of Notes; Payment of Notes.** The Notes shall be executed by the Director of Finance and the Mayor, provided that any and all of such signatures may be a facsimile, electronic or digital signature, shall be designated “City of Parma Heights, Ohio Equipment Acquisition Notes, Series 2024,” or as otherwise determined by the Director of Finance, and shall be payable as to both

principal and interest at the office of Note Registrar (as defined hereinbelow). The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance. The certificate of authentication may be signed by any officer or officers of the Note Registrar or by such other person acting as an agent of the Note Registrar as shall be approved by the Director of Finance on behalf of the City. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Notes.

**SECTION 10. Appointment of Note Registrar.** The Director of Finance is authorized and directed to execute on behalf of the City a Note Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Director of Finance and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as authenticating agent, note registrar, transfer agent, and paying agent (the "Note Registrar") for the Notes. Interest shall be payable at maturity by check or draft mailed to the Registered Owner hereof, as shown on the registration books of the City maintained by the Note Registrar. If at any time the Note Registrar shall be unable or unwilling to serve as such, or the Director of Finance in such officer's discretion shall determine that it would be in the best interest of the City for such functions to be performed by another party, the Director of Finance may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Note Registrar hereunder. Each such successor Note Registrar shall promptly advise all noteholders of the change in identity and new address of the Note Registrar. So long as any of the Notes remain outstanding, the City shall cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this section (the "Note Register"). Subject to the provisions of this Ordinance, the person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

Any Notes, upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar, may be exchanged for Notes of the same form and of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange (i) any Note during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Notes, and ending at the close of business on the day of such mailing, or (ii) any Notes selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Notes are exchanged or transferred hereunder, the City shall cause to be executed, and the Note Registrar shall authenticate and deliver, the Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Council and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Council or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer or exchange.

**SECTION 11. Book-entry System.** For purposes of this Ordinance, the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book-entry and (ii) physical Notes in fully registered form are issued only to a Depository or its nominee as registered owner, with the Notes “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Notes.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of notes and to effect transfers of notes, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

The Notes may initially be issued to a Depository for use in a book-entry system, and the provisions of this Section shall apply, notwithstanding any other provision of this Ordinance: (i) there shall be a single Note of each maturity, (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book-entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City. Note service charges on Notes in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative upon presentation and surrender of Notes as provided in this Ordinance.

The Note Registrar may, with the approval of the City, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Note Registrar and to the City. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Note Registrar will furnish a copy of each of those agreements, certified to be correct by the Note Registrar, to



other paying agents for Notes and to the City. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

If requested, any of the Mayor, Director of Finance, and any other officer of this Council, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the City, the letter agreement among the City, the paying agent for the Notes and The Depository Trust Company, as depository, to be delivered in connection with the issuance of the Notes to the Depository for use in a book-entry system.

The City may decide to discontinue use of the book-entry system through the Depository. In that event, Note certificates will be printed and delivered to the Depository.

If any Depository determines not to continue to act as a depository for the Notes for use in a book-entry system, the City and the Note Registrar may attempt to establish a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the City and the Note Registrar do not or are unable to do so, the City and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing and delivering definitive Notes), if the event is not the result of action or inaction by the City or the Note Registrar, of those persons requesting such issuance.

**SECTION 12. Income Tax Pledge.** The City hereby covenants, pursuant to Section 133.05(B)(7), Ohio Revised Code, to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Notes and Bonds in each year until full payment is made.

**SECTION 13. Federal Tax Law Compliance.** The Director of Finance may determine to issue all or any series or portion of the Notes as obligations that the interest thereon is excluded from the bondholders' gross income for federal income tax purposes, and the following provisions of this Section shall apply to such Bonds (or series or portions thereof):

The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

Each of the Director of Finance, and any other officer of the City, including the Mayor, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Director of Finance, which action shall be in writing and signed by the Director of Finance, or any other officer of the City, including the Mayor,

on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 150 of the Code and the Regulations.

The Director of Finance shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The Director of Finance of the City is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

**SECTION 14. Ohio Market Access Program.** If determined necessary by the Director of Finance of the City, the City is hereby by authorized to participate in the Ohio Market Access Program (“OMAP”) with the respect to the Notes. The Standby Note Purchase Agreement for OMAP is hereby authorized in the form presented to this Council with such changes not materially adverse to the City as may be approved by the officers of the City executing that Standby Note Purchase Agreement. The City acknowledges the agreement of the Treasurer of State in the Standby Note Purchase Agreement that, in the event the City is unable to repay the principal amount and accrued and unpaid interest of the Notes at their maturity, whether through its own funds or through the issuance of other obligations of the City, the Treasurer of State agrees (a) to purchase the Notes from the holders or beneficial owners thereof upon their presentation to the Treasurer of State for such purchase at a price of par plus accrued interest to maturity or (b) to purchase renewal notes of the City in a principal amount not greater than the principal amount of the Notes plus interest due at maturity, with such renewal notes bearing interest at a rate of the lower of the maximum interest rate provided by law or the 1-year MMD (Municipal Market Data) Index for “AAA”-rated obligations plus 400 basis points (or such other rate methodology in effect as part of the Program), maturing not more than one year after the date of their issuance, and being prepayable at any time with 30 days’ notice, provided that in connection with the Treasurer of State’s purchase of such renewal notes the City shall deliver to the Treasurer of State an unqualified opinion of nationally recognized bond counsel that (i) such renewal notes are the legal, valid and binding general obligations of the City, and the principal of and interest on such renewal notes, unless paid from other sources, are to be paid from the proceeds of the levy of ad valorem taxes within the ten-mill limitation imposed by law on all property subject to ad valorem taxes levied by the City, and (ii) interest on the renewal notes is excluded from gross income for federal income tax purposes under Section 103 of the Code to the same extent that interest on the Notes is so excluded.

Such officers signing the Notes are authorized to take all actions that may in their judgment reasonably be necessary to provide for such Standby Note Purchase Agreement, including but not limited to the inclusion of a notation on the form of the Notes providing notice to the holders or beneficial owners of the existence of such Standby Note Purchase Agreement and providing instructions to such holders or beneficial owners regarding the presentation of the Note for purchase by the Treasurer of State at stated maturity.

**SECTION 15. Appointment of Bond Counsel.** The Director of Finance, on behalf of this Council, is hereby authorized to appoint the law firm of Bricker Graydon LLP, Cleveland, Ohio, to serve as bond counsel for the Notes. The fees to be paid to such firm shall be subject to review and approval of the

Director of Finance, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

**SECTION 16. Transcript of Proceedings; Execution of Additional Documents.** The officer having charge of the minutes of the Council and any other officers of the Council, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Notes and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Council relating to the power and authority of the City to issue the Notes and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Director of Finance and a no-litigation certificate of the Mayor and the Director of Finance, and such certified copies and certificates shall be deemed representations of the City as to the facts stated therein. Except for the procedure for authenticating the Notes set forth herein, documents (including this Ordinance) executed, scanned and transmitted electronically and electronic and digital signatures shall be deemed original signatures for said transcript of the Notes, for purposes of this Ordinance, and for all matters related thereto, with any such scanned, electronic, and digital signatures having the same legal effect as original signatures.

The Director of Finance is hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as the Director of Finance in their discretion shall deem necessary or appropriate.

**SECTION 17. Satisfaction of Conditions for Note Issuance.** It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

**SECTION 18. Compliance with Open Meeting Requirements.** The Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in formal action were taken in meetings open to the public, in full compliance with the law.

**SECTION 19. Filing of Bond Ordinance.** The Director of Finance is hereby directed to forward a certified copy of this Ordinance to the County Fiscal Officer of Cuyahoga County, Ohio.

**SECTION 20. Effective Date.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Parma Heights, Ohio; and to provide for the usual daily operations of municipal departments, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes to enable the City to combine the Notes with other notes to be issued by the City into a consolidated note issue and obtain savings in the issuance of the Notes; wherefore this Ordinance shall take effect and be in force upon receiving the affirmative vote of five members of the City Council and signature of the Mayor, otherwise it shall take effect and be in force after the earliest period allowed.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

**ORDINANCE NO. 2024 - 28**

**AN ORDINANCE TO PROVIDE FOR THE ISSUANCE OF NOTES IN AN AMOUNT NOT TO EXCEED \$500,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COSTS OF REPLACING OR IMPROVING THE ROOF OF THE SERVICE DEPARTMENT AND OTHER PUBLIC BUILDINGS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO; APPROVING RELATED MATTERS IN CONNECTION WITH THE ISSUANCE OF THE NOTES; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Director of Finance (the “Director of Finance”) of the City has certified to this Council that the estimated life of the improvement stated in the title of this ordinance (the “Project”), which is to be financed with the proceeds of bonds and notes hereinafter referred to exceeds five years, the maximum maturity of bonds being 20 years and notes being 20 years.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA HEIGHTS, OHIO, AT LEAST FIVE OF ITS MEMBERS CONCURRING:**

**SECTION 1. Issuance of Bonds.** It is hereby declared necessary to issue bonds (the “Bonds”) of the City in the principal sum of not to exceed \$500,000, for the purpose of paying the cost of the Project.

**SECTION 2. Terms of the Bonds.** The Bonds shall be dated prior to the maturity date of the Notes (as defined herein below), shall bear interest at the maximum average annual interest rate presently estimated to be 6.00% per annum, payable semiannually until the principal sum is paid, and shall mature in 15 annual installments.

**SECTION 3. Issuance of Bond Anticipation Notes.** It is necessary to issue, and this Council hereby determines that there shall be issued, notes in anticipation of the issuance of the Bonds.

**SECTION 4. Combining Notes for Purposes of Issuance and Sale.** It is hereby determined, that for the purposes of issuance and sale, it may be in the best interest of the City to combine the Notes with other limited tax general obligations notes of the City authorized by separate ordinance of this Council. The Notes and such other notes shall be jointly referred to herein as the “Combined Notes.” As used in this Ordinance, the term “Notes” shall also mean the Combined Notes, where appropriate. The Combined Notes shall be designated “City of Parma Heights, Ohio Various Purpose Improvement Notes, Series 2024,” or as otherwise determined by the Director of Finance.

**SECTION 5. Terms of the Notes; Certificate of Fiscal Officer Relating to Terms of Notes.** Such anticipatory notes (the “Notes”) shall be in the amount of not to exceed \$500,000, which sum does not exceed the amount of the Bonds. The Notes shall be dated the date established by the Director of Finance and certified to this Council and shall mature on such date as shall be determined by the Director of Finance and certified to this Council, provided that such date shall not be later than one year after the date of issuance of the Notes. The Notes shall be issued as fully registered notes in book-entry form only, in such denominations as shall be determined by the Director of Finance, but not exceeding the principal amount of the Notes maturing on any one date and shall be numbered as determined by the Director of Finance. The Notes shall be issued as fully registered notes in book-entry form in denominations of \$100,000 or any integral multiple of \$5,000 in excess thereof. Coupons shall not be attached to the Notes. The Notes shall be sold in a transaction exempt from the requirements of Rule 15c2-12 of the United States Securities and Exchange Commission.

The Director of Finance is authorized and directed to execute a Certificate of Fiscal Officer Relating to Terms of Notes (the “Certificate of Fiscal Officer”) setting forth the final terms of the Notes, consistent with the requirements of this Ordinance, and to present the same to this Council after closing.

**SECTION 6. General Obligation Pledge.** The Notes shall be the full general obligation of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value to be received from the sale of the Bonds and any excess funds resulting from the issuance of the Notes shall, to the extent necessary, be used only for the retirement of the Notes at maturity and are hereby pledged for such purpose. The Notes may be issued in one or more series.

**SECTION 7. Debt Service Levy.** There shall be and is hereby levied annually on all the taxable property in the City, in addition to all other taxes and inside the ten mill limitation, a direct tax (the “Debt Service Levy”) for each year during which any of the Notes are outstanding, in an amount not less than that which would have been levied if the Bonds had been issued without the prior issuance of the Notes, for the purpose of providing, and in an amount which is sufficient to provide, funds to pay interest upon the Notes as and when the same falls due and to provide a fund for the repayment of the principal of the Notes at maturity or upon redemption. The Debt Service Levy shall not be less than the interest and sinking fund tax required by Article XII, Section 11 of the Ohio Constitution.

The Debt Service Levy shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of such years are certified, extended and collected. The Debt Service Levy shall be placed before and in preference to all other items and for the full amount thereof. The funds derived from the Debt Service Levy shall be placed in a separate and distinct fund, which shall be irrevocably pledged for the payments of the premium, if any, and interest on and principal of the Notes and Bonds when and as the same falls due. Notwithstanding the foregoing, if the City determines that funds will be available from other sources for the payment of the Notes and Bonds in any year, the amount of the Debt Service Levy for such year shall be reduced by the amount of funds which will be so available, and the City shall appropriate such funds to the payment of the Notes and Bonds in accordance with law.

**SECTION 8. Sale of the Notes.** The Notes shall bear interest, based on a 360-day year of twelve 30-day months, payable at maturity, at such rate per annum as shall be determined by the Director of Finance and certified to this Council, provided that such rate shall not exceed 6.00% per annum. The Notes shall be, and hereby are, awarded and sold at private sale to Stifel, Nicolaus & Company, Incorporated, Cleveland, Ohio or such other purchaser designated in the Certificate of Fiscal Officer (the “Original Purchaser”), at the purchase price set forth in the Certificate of Fiscal Officer.

The Director of Finance is hereby authorized and directed to deliver the Notes, when executed, to the Original Purchaser upon payment of the purchase price and accrued interest, if any, to the date of delivery. The proceeds of such sale, except any accrued interest or premium thereon, shall be deposited in the Treasury of the City and used for the purpose aforesaid and for no other purpose. Any accrued interest received from the sale of the Notes shall be transferred to the bond retirement fund to be applied to the payment of the principal of and interest on the Notes, or other obligations of the City, as permitted by law. Any premium received from the sale of the Notes may be used to pay the financing costs of the Notes within the meaning of Ohio Revised Code Section 133.01(K) or be deposited into the bond retirement fund in the manner provided by law.

**SECTION 9. Form and Execution of Notes; Payment of Notes.** The Notes shall be executed by the Director of Finance and the Mayor, provided that any and all of such signatures may be a facsimile, electronic or digital signature, shall be designated “City of Parma Heights, Ohio Roof Improvement Notes, Series 2024,” or as otherwise determined by the Director of Finance, and shall be payable as to both principal

and interest at the office of Note Registrar (as defined hereinbelow). The Notes shall express upon their faces the purpose for which they are issued and that they are issued pursuant to this Ordinance.

The principal of and interest on the Notes shall be payable in lawful money of the United States of America without deduction for the services of the Note Registrar. The principal of and interest on the Notes shall be payable upon presentation and surrender of the Notes at their maturity at the office of the Note Registrar. No Note shall be valid or become obligatory for any purpose or shall be entitled to any security or benefit under this Ordinance unless and until a certificate of authentication, as printed on the Note, is signed by the Note Registrar as authenticating agent. Authentication by the Note Registrar shall be conclusive evidence that the Note so authenticated has been duly issued and delivered under this Ordinance and is entitled to the security and benefit of this Ordinance. The certificate of authentication may be signed by any officer or officers of the Note Registrar or by such other person acting as an agent of the Note Registrar as shall be approved by the Director of Finance on behalf of the City. It shall not be necessary that the same authorized person sign the certificate of authentication on all of the Notes.

**SECTION 10. Appointment of Note Registrar.** The Director of Finance is authorized and directed to execute on behalf of the City a Note Registrar Agreement with such bank or other appropriate financial institution as shall be acceptable to the Director of Finance and the Original Purchaser, pursuant to which such bank or financial institution shall agree to serve as authenticating agent, note registrar, transfer agent, and paying agent (the "Note Registrar") for the Notes. Interest shall be payable at maturity by check or draft mailed to the Registered Owner hereof, as shown on the registration books of the City maintained by the Note Registrar. If at any time the Note Registrar shall be unable or unwilling to serve as such, or the Director of Finance in such officer's discretion shall determine that it would be in the best interest of the City for such functions to be performed by another party, the Director of Finance may, and is hereby authorized and directed to, enter into an agreement with a national banking association or other appropriate institution experienced in providing such services, to perform the services required of the Note Registrar hereunder. Each such successor Note Registrar shall promptly advise all noteholders of the change in identity and new address of the Note Registrar. So long as any of the Notes remain outstanding, the City shall cause to be maintained and kept by the Note Registrar, at the office of the Note Registrar, all books and records necessary for the registration, exchange and transfer of Notes as provided in this section (the "Note Register"). Subject to the provisions of this Ordinance, the person in whose name any Note shall be registered on the Note Register shall be regarded as the absolute owner thereof for all purposes. Payment of or on account of the principal of and interest on any Note shall be made only to or upon the order of that person. Neither the City nor the Note Registrar shall be affected by any notice to the contrary, but the registration may be changed as herein provided. All payments shall be valid and effectual to satisfy and discharge the liability upon the Notes, including the interest thereon, to the extent of the amount or amounts so paid.

Any Notes, upon presentation and surrender at the office of the Note Registrar, together with a request for exchange signed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar, may be exchanged for Notes of the same form and of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

A Note may be transferred only on the Note Register upon presentation and surrender thereof at the office of the Note Registrar, together with an assignment executed by the registered owner or by a person authorized by the owner to do so by a power of attorney in a form satisfactory to the Note Registrar. Upon that transfer, the Note Registrar shall complete, authenticate and deliver a new Note or Notes of any authorized denomination or denominations equal in the aggregate to the unmatured principal amount of the Notes surrendered, and bearing interest at the same rate and maturing on the same date.

The City and the Note Registrar shall not be required to transfer or exchange (i) any Note during a period beginning at the opening of business 15 days before the day of mailing of a notice of redemption of Notes, and ending at the close of business on the day of such mailing, or (ii) any Notes selected for redemption, in whole or in part, following the date of such mailing.

In all cases in which Notes are exchanged or transferred hereunder, the City shall cause to be executed, and the Note Registrar shall authenticate and deliver, the Notes in accordance with the provisions of this Ordinance. The exchange or transfer shall be without charge to the owner; except that the Council and Note Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The Council or the Note Registrar may require that those charges, if any, be paid before it begins the procedure for the exchange or transfer of the Notes. All Notes issued upon any transfer or exchange shall be the valid obligations of the City, evidencing the same debt, and entitled to the same benefits under this Ordinance, as the Notes surrendered upon that transfer or exchange.

**SECTION 11. Book-entry System.** For purposes of this Ordinance, the following terms shall have the following meanings:

“Book-entry form” or “book-entry system” means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book-entry and (ii) physical Notes in fully registered form are issued only to a Depository or its nominee as registered owner, with the Notes “immobilized” to the custody of the Depository, and the book-entry is the record that identifies the owners of beneficial interests in those Notes.

“Depository” means any securities depository that is a clearing agency under federal law operating and maintaining, together with its participants, a book-entry system to record beneficial ownership of notes and to effect transfers of notes, in book-entry form, and includes The Depository Trust Company (a limited purpose trust company), New York, New York.

The Notes may initially be issued to a Depository for use in a book-entry system, and the provisions of this Section shall apply, notwithstanding any other provision of this Ordinance: (i) there shall be a single Note of each maturity, (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners in book-entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book-entry form shall be shown by book-entry on the system maintained and operated by the Depository, and transfers of the ownership of beneficial interests shall be made only by the Depository and by book-entry; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City. Note service charges on Notes in book-entry form registered in the name of a Depository or its nominee shall be payable in same day funds delivered to the Depository or its authorized representative upon presentation and surrender of Notes as provided in this Ordinance.

The Note Registrar may, with the approval of the City, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Note Registrar and to the City. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Note Registrar will furnish a copy of each of those agreements, certified to be correct by the Note Registrar, to



other paying agents for Notes and to the City. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

If requested, any of the Mayor, Director of Finance, and any other officer of this Council, is authorized and directed to execute, acknowledge and deliver, in the name of and on behalf of the City, the letter agreement among the City, the paying agent for the Notes and The Depository Trust Company, as depository, to be delivered in connection with the issuance of the Notes to the Depository for use in a book-entry system.

The City may decide to discontinue use of the book-entry system through the Depository. In that event, Note certificates will be printed and delivered to the Depository.

If any Depository determines not to continue to act as a depository for the Notes for use in a book-entry system, the City and the Note Registrar may attempt to establish a securities depository/book-entry relationship with another qualified Depository under this Ordinance. If the City and the Note Registrar do not or are unable to do so, the City and the Note Registrar, after the Note Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver bond certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing and delivering definitive Notes), if the event is not the result of action or inaction by the City or the Note Registrar, of those persons requesting such issuance.

**SECTION 12. Income Tax Pledge.** The City hereby covenants, pursuant to Section 133.05(B)(7), Ohio Revised Code, to appropriate annually from lawfully available municipal income taxes, and to continue to levy and collect municipal income taxes adequate to produce, amounts necessary to meet the debt charges on the Notes and Bonds in each year until full payment is made.

**SECTION 13. Federal Tax Law Compliance.** The Director of Finance may determine to issue all or any series or portion of the Notes as obligations that the interest thereon is excluded from the bondholders' gross income for federal income tax purposes, and the following provisions of this Section shall apply to such Bonds (or series or portions thereof):

The City hereby covenants that it will comply with the requirements of all existing and future laws which must be satisfied in order that interest on the Notes is and will continue to be excluded from gross income for federal income tax purposes, including without limitation restrictions on the use of the property financed with the proceeds of the Notes so that the Notes will not constitute "private activity bonds" within the meaning of Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"). The City further covenants that it will restrict the use of the proceeds of the Notes in such manner and to such extent, if any, as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute arbitrage bonds under Section 148 of the Code and the regulations prescribed thereunder (the "Regulations").

Each of the Director of Finance, and any other officer of the City, including the Mayor, is hereby authorized and directed (a) to make or effect any election, selection, designation, choice, consent, approval or waiver on behalf of the City with respect to the Notes as permitted or required to be made or given under the federal income tax laws, for the purpose of assuring, enhancing or protecting favorable tax treatment or the status of the Notes or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing any rebate amount or any payment of penalties, or making any payments of special amounts in lieu of making computations to determine, or paying, any excess earnings as rebate, or obviating those amounts or payments, as determined by the Director of Finance, which action shall be in writing and signed by the Director of Finance, or any other officer of the City, including the Mayor,

on behalf of the City; (b) to take any and all actions, make or obtain calculations, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Notes; and (c) to give an appropriate certificate on behalf of the City, for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances, and reasonable expectations of the City pertaining to Section 148 and the Regulations, and the representations, warranties and covenants of the City regarding compliance by the City with sections 141 through 150 of the Code and the Regulations.

The Director of Finance shall keep and maintain adequate records pertaining to investment of all proceeds of the Notes sufficient to permit, to the maximum extent possible and presently foreseeable, the City to comply with any federal law or regulation now or hereafter having applicability to the Notes which limits the amount of Note proceeds which may be invested on an unrestricted yield or requires the City to rebate arbitrage profits to the United States Department of the Treasury. The Director of Finance of the City is hereby authorized and directed to file such reports with, and rebate arbitrage profits to, the United States Department of the Treasury, to the extent that any federal law or regulation having applicability to the Notes requires any such reports or rebates.

**SECTION 14. Ohio Market Access Program.** If determined necessary by the Director of Finance of the City, the City is hereby by authorized to participate in the Ohio Market Access Program (“OMAP”) with the respect to the Notes. The Standby Note Purchase Agreement for OMAP is hereby authorized in the form presented to this Council with such changes not materially adverse to the City as may be approved by the officers of the City executing that Standby Note Purchase Agreement. The City acknowledges the agreement of the Treasurer of State in the Standby Note Purchase Agreement that, in the event the City is unable to repay the principal amount and accrued and unpaid interest of the Notes at their maturity, whether through its own funds or through the issuance of other obligations of the City, the Treasurer of State agrees (a) to purchase the Notes from the holders or beneficial owners thereof upon their presentation to the Treasurer of State for such purchase at a price of par plus accrued interest to maturity or (b) to purchase renewal notes of the City in a principal amount not greater than the principal amount of the Notes plus interest due at maturity, with such renewal notes bearing interest at a rate of the lower of the maximum interest rate provided by law or the 1-year MMD (Municipal Market Data) Index for “AAA”-rated obligations plus 400 basis points (or such other rate methodology in effect as part of the Program), maturing not more than one year after the date of their issuance, and being prepayable at any time with 30 days’ notice, provided that in connection with the Treasurer of State’s purchase of such renewal notes the City shall deliver to the Treasurer of State an unqualified opinion of nationally recognized bond counsel that (i) such renewal notes are the legal, valid and binding general obligations of the City, and the principal of and interest on such renewal notes, unless paid from other sources, are to be paid from the proceeds of the levy of ad valorem taxes within the ten-mill limitation imposed by law on all property subject to ad valorem taxes levied by the City, and (ii) interest on the renewal notes is excluded from gross income for federal income tax purposes under Section 103 of the Code to the same extent that interest on the Notes is so excluded.

Such officers signing the Notes are authorized to take all actions that may in their judgment reasonably be necessary to provide for such Standby Note Purchase Agreement, including but not limited to the inclusion of a notation on the form of the Notes providing notice to the holders or beneficial owners of the existence of such Standby Note Purchase Agreement and providing instructions to such holders or beneficial owners regarding the presentation of the Note for purchase by the Treasurer of State at stated maturity.

**SECTION 15. Appointment of Bond Counsel.** The Director of Finance, on behalf of this Council, is hereby authorized to appoint the law firm of Bricker Graydon LLP, Cleveland, Ohio, to serve as bond counsel for the Notes. The fees to be paid to such firm shall be subject to review and approval of the

Director of Finance, shall not exceed the fees customarily charged for such services, and shall be paid upon closing of the financing from proceeds of the Notes.

**SECTION 16. Transcript of Proceedings; Execution of Additional Documents.** The officer having charge of the minutes of the Council and any other officers of the Council, or any of them individually, are hereby authorized and directed to prepare and certify a true transcript of proceedings pertaining to the Notes and to furnish a copy of such transcript to the Original Purchaser. Such transcript shall include certified copies of all proceedings and records of the Council relating to the power and authority of the City to issue the Notes and certificates as to matters within their knowledge or as shown by the books and records under their custody and control, including but not limited to a general certificate of the Director of Finance and a no-litigation certificate of the Mayor and the Director of Finance, and such certified copies and certificates shall be deemed representations of the City as to the facts stated therein. Except for the procedure for authenticating the Notes set forth herein, documents (including this Ordinance) executed, scanned and transmitted electronically and electronic and digital signatures shall be deemed original signatures for said transcript of the Notes, for purposes of this Ordinance, and for all matters related thereto, with any such scanned, electronic, and digital signatures having the same legal effect as original signatures.

The Director of Finance is hereby authorized and directed to take such action and to execute and deliver, on behalf of the Council, such additional instruments, agreements, certificates, and other documents as may be in their discretion necessary or appropriate in order to carry out the intent of this Ordinance. Such documents shall be in the form not substantially inconsistent with the terms of this Ordinance, as the Director of Finance in their discretion shall deem necessary or appropriate.

**SECTION 17. Satisfaction of Conditions for Note Issuance.** It is hereby determined that all acts, conditions and things necessary to be done precedent to and in the issuing of the Notes in order to make them legal, valid and binding obligations of the City have happened, been done and been performed in regular and due form as required by law; that the full faith, credit and revenue of the City are hereby irrevocably pledged for the prompt payment of the principal and interest thereof at maturity; and that no limitation of indebtedness or taxation, either statutory or constitutional, has been exceeded in issuing the Notes.

**SECTION 18. Compliance with Open Meeting Requirements.** The Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committees that resulted in formal action were taken in meetings open to the public, in full compliance with the law.

**SECTION 19. Filing of Bond Ordinance.** The Director of Finance is hereby directed to forward a certified copy of this Ordinance to the County Fiscal Officer of Cuyahoga County, Ohio.

**SECTION 20. Effective Date.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Parma Heights, Ohio; and to provide for the usual daily operations of municipal departments, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Notes to enable the City to combine the Notes with other notes to be issued by the City into a consolidated note issue and obtain savings in the issuance of the Notes; wherefore this Ordinance shall take effect and be in force upon receiving the affirmative vote of five members of the City Council and signature of the Mayor, otherwise it shall take effect and be in force after the earliest period allowed.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

**ORDINANCE NO. 2024 - 29**

**AN ORDINANCE AMENDING SECTION 145.04 ENTITLED “FEES AND CHARGES FOR MUNICIPAL DOCUMENTS AND SERVICES” OF THE PARMA HEIGHTS CODIFIED ORDINANCES**

**WHEREAS**, the Director of Public Service and Chief Building Official are recommending that Section 145.04 of the Parma Heights Codified Ordinances be amended; and

**WHEREAS**, this Council desires to adopt the recommendation of the Administration.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, County of Cuyahoga, and State of Ohio:

Section 1: That Section 145.04 of the Codified Ordinances as it previously existed is amended, and as amended, shall henceforth read as shown by edits set forth in Exhibit “A”, which is attached hereto and incorporated by reference.

Section 2: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3: That this Ordinance shall take effect and be in force from and after the earliest date provided for by law.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

# EXHIBIT A

## 145.04 FEES AND CHARGES FOR MUNICIPAL DOCUMENTS AND SERVICES.

(a) The following fees or charges shall be made by the City for the following documents or services:

<i>Document</i>	<i>Fee</i>
<i>Document</i>	<i>Fee</i>
(1) Codified Ordinances	per copy \$130.00
(2) Charter	per copy 5.00
(3) Planning and Zoning Code	per copy \$5.00
(4) Building Code	per copy 5.00
(5) Fire Prevention Code	per copy 3.00
(6) Income Tax Code	per copy 5.00
(7) Maps of the City	
A. 13 inches by 17 inches	per copy 2.00
B. 34 inches by 44 inches	per copy 6.00
(8) Copies of Police Accident Reports	per page 0.05
(9) Photographs -	
Black/white 8 X 10 inches	per print 10.00
	each additional print of same negative 5.00
(10) Photographs -	
Color 8 X 10 inches	per print 15.00
	each additional print of same negative 7.50
(11) Copies of Ordinances or Resolutions	per page 0.05
	both sides 0.10
(12) Minutes of Council, Boards, or Commissions	per page 0.05
	both sides 0.10
(13) Copies of any plans or documents	per page 1.00
	both sides 2.00
	oversized paper 3.00
(14) Copies of any item furnished by applicant	per page 1.00
	both sides 2.00
(15) All documents mailed will be subject to the postage rate	
(16) Municipal Income Tax Forms:	
	0-50 forms (any combination of forms) 3.50

For orders in excess of 50 forms, a per form charge will be assessed based on printing costs in effect at the time the order is placed. Orders in excess of 50 forms must be picked up in person at City Hall.

(17) Special assessment requests (title agencies)

\$20.00 ~~\$40.00~~ per parcel

(b) All proceeds received from the sale of any of these items shall be paid into the General Fund of the City.

(Ord. 1997-17. Passed 5-27-97; Ord. 2000-27. Passed 6-12-00; Ord. 2019-36. Passed 12-9-19.)

**ORDINANCE NO. 2024 – 30**

**AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; TO PROVIDE FOR THE PUBLICATION OF SUCH NEW MATTER; TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.**

**WHEREAS**, American Legal Publishing Corporation has completed its most recent updating and revision of the Codified Ordinances of the City, and

**WHEREAS**, various ordinances of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances (August 1, 2022) have been included in the Codified Ordinances of the City, and

**WHEREAS**, certain changes were made in the Codified Ordinances to bring City law into conformity with State law:

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Parma Heights, Cuyahoga County, State of Ohio:

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2022-3	3-14-22	153.12
2022-23	8-15-22	618.10
2022-24	8-15-22	618.15
2022-25	8-15-22	618.21
2022-32	10-11-22	933.01, 933.03, 933.99
2022-42	2-13-23	1195.06
2023-4	2-13-23	1301.01 to 1301.03, 1301.99
2023-12	4-10-23	779.04
2023-13	4-10-23	351.15
2023-15	4-10-23	648.17
2023-16	4-10-23	179.03
2023-17	4-10-23	Repeals 141.03
2023-32	6-26-23	1301.01 to 1301.03, 1301.99
2023-38	6-26-23	1303.01 to 1303.04, 1303.07 to 1303.09, 1303.99
2023-47	8-21-23	965.11



<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
2023-53	10-10-23	105.08
2023-60	9-25-23	151.01
2023-61	9-25-23	151.04
2023-62	10-23-23	153.01
2023-63	10-23-23	153.02
2023-67	11-27-23	194.03, 194.05, 194.18, 194.26
2023-77	1-8-24	1105.01 to 1105.15, 1105.99
2023-78	1-8-24	1106.01 to 1106.18, 1106.99
2023-79	1-8-24	1107.01 to 1107.99
2023-80	1-8-24	1108.01 to 1108.12, 1108.99

Section 2. The following sections of the Codified Ordinances are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

101.02, 301.067, 301.35, 303.09, 331.37, 333.03, 335.071, 335.09, 335.16, 337.16, 337.22, 337.28, 339.01, 341.01, 341.03, 341.05, 351.04, 351.055, 606.01, 606.06, 606.12, 606.37, 612.02, 612.07, 620.01, 620.03, 620.04, 620.14, 624.12, 630.01, 630.02, 630.05, 636.02, 636.045, 636.05, 636.10, 636.21, 642.02, 642.24, 648.06, 648.08, 648.18, 660.02, 666.01, 666.05, 666.06, 666.07, 672.04, 672.17, 672.18, 698.02, 698.03

Section 3. Pursuant to R.C. § 731.23 and Sections 123.01 et seq. of the Codified Ordinances, the Clerk of Council shall post a copy of this ordinance, together with a summary of the new matter contained in the 2024 Replacement Pages hereby approved, adopted and enacted, a copy of which summary is attached hereto as Exhibit A, for a period of not less than fifteen days in the five public places as required by law.

Section 4. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are hereby repealed as of the effective date of this ordinance except as follows:

- (a) The enactment of such sections shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and recodification.
- (b) The repeal provided above shall not affect any legislation enacted subsequent to January 8, 2024.

Section 5. Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the

members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 6. This ordinance is hereby declared to be an emergency measure immediately necessary for the public peace, health and safety of the City and for the further reason that it is immediately necessary to have an up-to-date codification of the legislation of the City, one which is consistent with the latest State law, where and as required by the Ohio Constitution, with which to administer the affairs of the City, ensure law and order, and avoid practical and legal entanglements; wherefore, this ordinance, together with the 2024 Replacement Pages, shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL APPROVED

FILED WITH  
THE MAYOR: \_\_\_\_\_  
MAYOR MARIE GALLO

## EXHIBIT A

### SUMMARY OF NEW MATTER CONTAINED IN THE 2024 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF PARMA HEIGHTS, OHIO

New matter in the Codified Ordinances of Parma Heights, Ohio, as contained in the 2024 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
101.02	General definitions.
301.067	Child care center or Type A family child care home definition.
301.35	School bus definition.
303.09	Willfully leaving vehicles on private or public property.
331.37	Stopping for school bus; actuating visual signals; discharging children.
333.03	Maximum speed limits; assured clear distance ahead.
335.071	Driving under suspension or in violation of license restriction.
335.09	Display of license plates; registration; obstructions.
335.16	Removal of vehicles after accidents.
337.16	Number of lights permitted; red and flashing lights.
337.22	Windshield required; sign or poster upon windshield; windshield wiper.
337.28	Vehicles transporting preschool children.
339.01	Oversize or overweight vehicle operation on State routes; State permit.
341.01	Definitions pertaining to drivers of commercial vehicles.
341.03	Licensing requirements.
341.05	Criminal offenses.
351.04	Manner of parallel parking; privileges for persons with disabilities.
351.055	Parking prohibitions on private property; private tow-away zones.
606.01	Definitions pertaining to general provisions; administration and enforcement.
606.06	Limitation on criminal prosecutions.
606.12	Failure to report a crime or death.
606.37	Misuse of 9-1-1 system.
612.02	Sales to underage persons; prohibitions and misrepresentations.
612.07	Open container prohibited.
620.01	Definitions pertaining to drugs.
620.03	Drug possession offenses.
620.04	Possession of drug abuse instruments.
620.14	Use or possession of paraphernalia.
624.12	Raffle drawings.
630.01	Endangering children.
630.02	Interference with custody.
630.05	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
636.02	Assault.
636.045	Menacing by stalking.

636.05 Menacing.  
636.10 Nonsupport of dependents.  
636.21 Failing to provide for a person with a functional impairment.  
642.02 Theft.  
642.24 Assaulting police dog or horse or assistance dog.  
648.06 Disturbing a lawful meeting.  
648.08 Inducing panic.  
648.18 Impeding public passage of an emergency service responder.  
660.02 Spreading contagion.  
666.01 Definitions pertaining to sex related offenses.  
666.05 Voyeurism.  
666.06 Polygraph examinations for victims: restrictions on use.  
666.07 Procuring; engagement in sexual activity for hire.  
672.04 Improperly handling firearms in a motor vehicle.  
672.17 Possession of an object indistinguishable from a firearm in a school safety zone.  
672.18 possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.  
698.02 Penalties for misdemeanor.  
698.03 Imposing sentence for misdemeanor.