



2020 BEAUTIFICATION AWARDS

Presented by
The City of Wyoming
Urban Forestry & Beautification Commission

Urban Forestry & Beautification Commission

- The Wyoming Urban Forestry & Beautification Commission consists of several volunteers with invaluable experience including registered architects, master gardeners, landscape architects, and other tree and plant enthusiasts.
- This Commission is committed to its long-standing awards program which recognizes property owners in the community that best exemplify the most improved and aesthetically pleasing enhancements in architecture, landscape, gardens, trees, community spirit, and historic preservation efforts. The purpose of the awards program is to encourage public awareness of the value of beautification efforts, historic preservation, and trees to our community.
- Since 1984, there have been 255 beautification, tree, and historic preservation awards given out to Wyoming residents. In 2020, nine awards are being distributed. These include five Urban Forestry awards, three Landscape awards, and one Historic Preservation award.

Award Descriptions

Architectural Improvements: Architectural refers to improvements and additions to the exterior of buildings, signage, and construction modification such as walls, fences, patios, decks, room additions, or new construction.

Community Spirit: This award will honor those who beautify and maintain a public property for all to benefit and enjoy (for example—the sculptures along the hike/bike trail, the landscaping of the median on Oliver Court, or someone who volunteers to maintain landscaping at the schools, parks, etc.).

Historic Preservation: This award will honor property owners/residents who have taken significant steps to restore, renovate, or construct an addition to a historic property while using extraordinary care to preserve the historic character of the home or other structure (whether within or outside the Village Historic District). These awards are chosen by members of the Historic Preservation Commission.

Landscape: Landscape refers to improvements to the exterior of the property such as flower or vegetable gardens, trees (in general), shrubbery, lawns or other organic or environmental additions visible from the street and limited to the front and side yards.

Urban Forestry: Urban Forestry refers to trees that are especially old, unique, well placed in the yard, well taken care of, as well as attractive new plantings and areas of successful reforestation.



121 Linden Drive Nancy and Peter Tsivitse Urban Forestry Award

Dawn Redwoods are a beautiful upright growing tree. They are fast-growing and can reach up to 150' in height. They have a neat pyramidal shape in youth, maturing into a more rounded crown. The bright green, feathery leaves turn orange-brown or reddish-brown in the fall.

Dawn Redwoods are one of the few conifers that are actually deciduous. It is hypothesized that the change from evergreen to deciduous occurred because this species was dominant in the high northern latitudes. The development of the deciduous trait was not due to seasonal variations in temperature, but in response to the unusual light availability patterns. The tree was exposed to three months of continuous sun in the summer, while the three months of the winter were in complete darkness.



147 Linden Drive **Paul and Natalie Kreitzer** **Urban Forestry Award**

A magnificent Oak rises from the front yard of 147 Linden Drive, home to Paul and Natalie Kreitzer. Its summer shade and fall color dominate this picturesque stretch of the residential winding road.



917 Springfield Pk. Tom and Molly Robinson Urban Forestry Award

Rivers Purple Beech: "We planted it because my grandma had one and when I was a little kid, I climbed it all the time. When we finally got a house that I loved, we got one. We planted it in the mid-to-late 1990s. We "splurged" a bit to get a good size tree. It was 15 feet when we bought it. I can describe where I live to people by saying, "I have the house with the purple tree." Rivers Purple Beeches have a lot of horizontal branches and all our grandchildren like to climb it. It loses its leaves very late in the fall and buds out pretty late in the spring, so every spring we're mildly panicked that something is wrong and then out pops its golden-purple leaves and there we are."



51 W Charlotte Ave **Kevin Grace and Joan Fenton** **Urban Forestry Award**

Kevin Grace and Joan Fenton have lived and raised their family under this majestic Oak canopy for more than 30 years. The tree displays marcescent foliage, with many leaves remaining late into December and January. It has been a backdrop for countless family photos over the years, and a "tree face" pleasantly adorns the trunk, giving it a distinct personality. Kevin remembers being able to wrap his arms around the trunk years ago, and a former neighbor remembers it being planted in what is thought to be the 1960s. Kevin and Joan receive many compliments about the tree face, especially from kids, whose imaginations are inspired by its presence.

336 Pleasant Hill Dr Bryan and Katie Towne Urban Forestry Award



Bryan and Katie Towne are the proud guardians of an awe-inspiring Bur Oak that sprawls over their Pleasant Hill ranch. The Towne's respect for trees is rooted in generations of woodworkers and recently, when this mighty Oak lost a couple of significant limbs, Bryan milled them and soon will transform them into their next purpose. The family has a deep understanding of the many benefits that trees like this provide; from the serene atmosphere it creates to the homes it provides for wildlife. This respect and understanding makes the Townes the perfect stewards for this ancient tree.



312 Burns Ave Greg and Holly McCracken Landscape Award



This Eastlake style house was built in 1890 and has been kept in good condition. However, time takes its toll, so owners Greg and Holly McCracken completed extensive exterior work on the property, including a remodel of the back screened-in porch. They also built a garage and added an adjacent patio. The extensive landscaping and hardscaping was a collaboration with JPK landscapers. The historic house is now up to 2020 standards and is a wonderful addition to the beauty and character of Burns Avenue. The McCrackens plan to live at this beautiful property for the foreseeable future.

430 Reily Rd John and Val Prevish Landscape Award



John and Val Prevish have lived at 430 Reily Road for 22 years. While raising their family, they slowly updated the interior over a period of about 10 years. The landscaping and exterior transformation, including a new front porch, was recently completed and was quite a big project. They did all of the planting themselves, with help on design from local nurseries. Some of their favorite additions include Kousa Dogwoods, Oak Leaf Hydrangeas, Diablo Ninebark, and Dwarf Goldenrod.

John and Val love their new landscaping, especially their new front porch and larger back patio, where they spend most of their time and entertain.

105 Stearns Ave

Cindy Calliccoat and Marcus Slagle

Landscape Award



Cindy Calliccoat and Marcus Slagle purchased their home at 105 Stearns Avenue a few years ago. They previously lived on 5 acres of heavily wooded land, enjoying the nature, peace, and privacy that it provided. This is part of what inspired them to complete a major landscaping overhaul. Honeysuckle was removed and replaced with non-invasive plantings, including a mix of evergreen and deciduous varieties that will provide color and interest in all seasons. The project was completed with the help of a local landscape company, and included a number of interesting discoveries, which provided insight into the history of the property. One such discovery included a bottle with an old liniment often used for horses. Cindy noted that they've been told that a carriage house once existed near the present garage, which aligns with the relics found during the project.

212 Grove Avenue

Eric Barth and Danielle Gentry-Barth

Historic Preservation Award



This preservation minded couple views their home as a living organism, and they have intentionally retained as much of the home's historic fabric as possible. The dwelling retains its original footprint, stucco finish, multi-pane wood windows, bead-board soffits, and exterior doors.

When the couple decided to converted the non-usable attic space into a master bedroom with ensuite bath, they knew they did not want to change the footprint of the home. The creation of additional space had a minimal impact of the home's architectural integrity. The rear roof line was minimal changed, and the new detailing – stucco, multi-pane wood windows, wide overhanging eave – match the original.



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Item B – Report from the Planning Commission on Administrative Edits to the Planning and Zoning Code and to the Building Code

This will be a verbal report from Megan Statt Blake, no backup material is provided.

ORDINANCE NO. _____-2020

**ORDINANCE AMENDING VARIOUS SECTIONS OF THE
PLANNING AND ZONING CODE.**

WHEREAS, the City of Wyoming Planning Commission has conducted an extensive review of Part 11 of the Codified Ordinances, the Planning and Zoning Code, and has recommended certain changes within the Planning and Zoning Code in order to address specific concerns, clarify certain provisions, improve readability, address development trends, and ensure compliance with legal requirements; and

WHEREAS, at its October 5, 2020 meeting, the Planning Commission voted to recommend amendments to Part 11 of the Codified Ordinances as a result of its review; and

WHEREAS, the City of Wyoming conducted a public hearing on November 16, 2020 to consider the proposed amendments to the Planning and Zoning Code as required by Section 1101.09 of the Codified Ordinances;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE
CITY OF WYOMING, HAMILTON COUNTY, OHIO:**

Section 1. Section 1103.21 is hereby added as follows:

1103.21 COMMUNITY DEVELOPMENT SPECIALIST

"Community Development Specialist" is the individual appointed to the position by the City Manager to provide support to the Community Development Director.

Section 2. Existing Section 1103.21 through 1103.39 are hereby renumbered to Section 1103.22 through 1103.40.

Section 3. Former Section 1103.37 (renumbered herein to Section 1103.38) is hereby amended as follows:

1103.38 FAMILY.

"Family" means a person or group of persons occupying a premises and living as a single housekeeping unit, but distinguished from a group occupying a boarding house, fraternity/sorority house, hotel, or other type of contractual living quarters. one or more persons related by blood, marriage or adoption, occupying a premises and living as a single housekeeping unit, and not more than two additional unrelated persons living in that same single housekeeping unit unless those additional persons are all related to each other by blood, marriage or adoption and are a part of that

~~same single housekeeping unit; or not more than three people not related by blood, marriage, or adoption, where longstanding friendship and association would constitute a fundamental social unit.~~

~~A miscellaneous group of people who at random happen to share a common dwelling place as a matter of economy or convenience would not be considered a family.~~

Section 4. Section 1103.41 is hereby added as follows:

1103.41 FRATERNITY HOUSE.

"Fraternity House" shall mean a building used by a fraternity to provide living quarters for some or all members as well as to provide study, meeting, recreational and other facilities.

Section 5. Existing Section 1103.40 through 1103.45 are hereby renumbered to Section 1103.42 through 1103.47.

Section 6. Section 1103.48 is hereby added as follows:

1103.48 GREEN ROOF.

"Green Roof" shall mean a green roof system that is an extension of the existing roof which involves, at a minimum, high quality water-proofing, root repellent system, drainage system, filter cloth, a lightweight growing medium, and plants.

Section 7. Existing Sections 1103.46 through 1103.79 are hereby renumbered to 1103.49 through 1103.82.

Section 8. Section 1103.83 is hereby added as follows:

1103.83 SORORITY HOUSE.

"Sorority House" shall mean a building used by a sorority to provide living quarters for some or all members as well as to provide study, meeting, recreational and other facilities.

Section 9. Existing Sections 1103.80 through 1103.101 are hereby renumbered to 1103.84 through 1103.105.

Section 10. Former Section 1103.97 (renumbered herein to Section 1103.101) is hereby amended as follows:

1103.101 YARD, FRONT.

"Front yard" means a yard extending between the side ~~yard~~ lot lines measured by the minimum horizontal distance between the ~~street front property~~ line and the main building or any projection thereof, other than ~~steps and unenclosed porches not exceeding forty square feet in area~~ those permitted elsewhere in this Code. Any yard ~~abutting~~ between a public or private street and the building line shall be considered a front yard. Yards abutting an alley that does not serve as the primary street frontage of the lot shall be considered rear yards.

Section 11. Former Section 1103.98 (renumbered herein to Section 1103.102) is hereby amended as follows:

1103.102 YARD, REAR.

"Rear yard" means a yard extending between the side lot lines measured by the minimum horizontal distance between the rear lot line and the rear of the main building or any projections other than ~~steps, or unenclosed porches, not exceeding forty square feet in area.~~ those permitted elsewhere in this Code. On interior and pan-handle lots the rear yard shall in all cases be at the opposite end of the lot from the front yard.

Section 12. Former Section 1103.99 (renumbered herein to Section 1103.103) is hereby amended as follows:

1103.99 YARD, SIDE.

"Side yard" means a yard between the building and the side line of the lot and extending from the front lot line to the rear lot line measured by the minimum horizontal distance between a side lot line and the side of the main building or any projection other than ~~steps, or unenclosed porches not exceeding twenty for square feet in area~~ those permitted elsewhere in this Code.

Section 13. Section 1115.09 is hereby amended as follows:

1115.09 SUBDIVISIONS FOR WHICH PLAT IS REQUIRED.

The developer shall ~~obtain a copy of the "Procedure for Securing Approval of Plats", on file in the office of~~ make application to the City Manager as provided hereafter, before making any physical improvements or preparing a subdivision improvement plan or plat of subdivision.

Section 14. Section 1115.10(d) is hereby amended as follows:

1115.10 SUBDIVISIONS THAT MAY BE ADMINISTRATIVELY APPROVED

(d) If, after considering the recommendation of the Community Development

~~Director/Building Official~~, the City Manager is satisfied that such proposed division is not contrary to applicable platting, subdividing, and/or zoning regulations, the City Manager shall within seven working days after submission of such proposed division approve the same, and shall stamp the plat "Approved by Wyoming Planning Commission" provided however that the City Manager may refer any such request to the Planning Commission if in the sole reasonable opinion of the City Manager, the proposal may have an adverse impact on the surrounding neighborhood or create traffic hazards or other safety concerns. Referrals to the Planning Commission shall be in accordance with Section 1115.10(d)(1) and 1115.11 hereof.

Section 15. That Section 1115.11 is hereby amended as follows:

1115.11 NOTICE TO PROPERTY OWNERS WITHIN 200 FEET OF PROPOSED SUBDIVISION.

In cases of referral or appeal to the Planning Commission, the City Manager shall notify the adjacent property owners, ~~identified in the area map provided by the applicant~~ as specified in Section 1115.08 (i), of the pendency of the proposed subdivision.

Section 16. Section 1137.04 is hereby amended as follows:

1137.04 POWERS AND DUTIES.

The Board of Zoning Appeals shall have the following powers and it shall be its duty:

(a) To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by the City Manager in the enforcement of the City's Planning and Zoning Code, Property Maintenance Code, ~~Zoning Code~~, or Sign Code or regulations promulgated thereunder. The Board of Zoning Appeals may reverse or affirm wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision or determination and to that end shall have all the powers of the City Manager from whom the appeal is taken.

(b) To hear and decide requests for variances as to the City's Planning and Zoning Code, Property Maintenance Code, ~~Zoning Code~~, or Sign Code or regulations promulgated thereunder provided all of the following items have been addressed:

(1) That such variance is necessary for the preservation and enjoyment of a substantial property right of the applicant possessed by owners of other properties in the same area;

(2) That exceptional or extraordinary circumstances or conditions apply to the subject property that do not apply generally to other properties in the same area;

(3) That the essential character of the neighborhood would not

substantially be altered;

(4) That adjoining properties would not suffer a substantial detriment as a result of the variance;

(5) That the variance would not adversely affect the delivery of governmental services, (e.g. water, sewer, garbage, police protection, fire protection);

(6) That the special circumstances or conditions do not result from any action of the property owner or any of the property owner's predecessors in title;

(7) That the property owner's request for a variance cannot feasibly be obviated through some method other than a variance; and

(8) That the spirit and intent behind the zoning requirement affecting the area would be observed and substantial justice done by granting the variance.

~~(c) To permit the extension of a zoning district where the boundary line of a district divides a lot held in a single ownership on June 24, 1946.~~

~~(c)(d)~~ To permit the erection or use of a building or the use of a premises for public utility purposes where the Board finds such public utility to be reasonably necessary for the public convenience or welfare and where such use contains conditions governing design, construction or operation so as to adequately safeguard the health, safety, and welfare of the occupants of adjoining and surrounding property.

(d) To hear and decide requests for variances Section 505.18 of the Code, related to the keeping of bees.

(e) Nothing contained herein shall permit the Board of Zoning Appeals to grant variances to any State law or administrative regulation promulgated thereunder or permit the Board to grant variances as to uses not otherwise permitted within a zoning district.

Section 17. Section 1139.05 is hereby amended as follows:

1139.05 PURPOSE.

The purpose of the Architectural Review Board is to act as an advisory Board to the Planning Commission on the following matters and considerations before any final decision by the Planning Commission on any matter properly before it under the provisions of Parts Eleven and Thirteen of the Codified Ordinances, ~~and/or under~~ including the provisions of the Historic Preservation Code or the Environmental Quality Code, when adopted, and as follows:

(a) Adopt specific standards of development for each ~~urban renewal district or~~ environmental quality district. The Board's adopted standards for development with a given district shall be submitted for approval to the Planning Commission and once approved by the Planning Commission to City Council for approval. The Board's adopted development standards shall include both mandatory as well as optional standards of development. Each optional standard shall, wherever possible, include appropriate incentives to persuade developers to comply with optional standards.

(b) To review the architectural or design features of new buildings, additions to existing buildings, exterior alterations of existing buildings, fences, walls and other accessory structures, signs, non-building installations such as walkways,

driveways, parking area, appurtenances and the like, and landscaping.

(c) To consider the effect ~~on and the protection of the property on which buildings are constructed or altered.~~ that a development may have on the character of the community.

(d) To consider the effect ~~on and the maintenance of the high character of community development~~ that a development may have on the architectural quality of the community.

(e) To consider the effect on and the protection of real estate within the City from impairment or destruction of value, by regulating, according to architectural principles, the design, use of materials, finished grade lines and orientation of all new buildings, hereafter erected, and the moving, alteration, improvement, repair, adding to or razing in whole or in part of all existing buildings.

(f) Such other duties as shall be assigned to them from time to time by the Planning Commission, City Manager, or City Council.

The Board shall make its findings and recommendations on all these considerations to the Planning Commission in a written report. If the Commission rejects such findings, the reasons for such rejection shall be specifically stated in the Commission's report to City Council.

Section 18. Section 1147.04, Using Lots for Second Purpose is hereby deleted in its entirety.

Section 19. Section 1151.03 is hereby amended as follows:

1151.03 HEIGHT REGULATIONS.

Unless provided elsewhere in this Code, no building shall exceed two and one-half stories[±] or thirty-five feet in height in a residential zoning district except as follows. Single-family dwellings may be increased in height by not more than ten feet when the side and rear yards are increased over the minimum yard requirements of the district in which they are located by one foot for each foot of additional height or portion thereof. No dwelling shall exceed three stories in height. See Additional Height and Area Standards in Chapter 1183.

Section 20. Section 1153.03 is hereby amended as follows:

1153.03 HEIGHT REGULATIONS.

The height regulations shall be the same as ~~Section 1151.03.~~ those of the AAAA Single-Family Residence District.

Section 21. Section 1155.05 is hereby amended as follows:

1155.03 HEIGHT REGULATIONS.

The height regulations are the same as those ~~in the AAA and AA Single Family~~

~~Residence Districts.~~ of the AAAA Single-Family Residence District.

Section 22. Section 1159.04 is hereby amended as follows:

1159.04 HEIGHT REGULATIONS.

The height regulations are the same as those ~~in the A Single-Family Residence District.~~ of the AAAA Single-Family Residence District.

Section 23. The following cross reference in Chapter 1155 is hereby corrected as follows:

CROSS REFERENCES

Group homes - see Ohio R.C. 5123.18

Accessory buildings in rear yards - see P. & Z. ~~4483.05~~ 1183.06

Section 24. Section 1163.02 is hereby amended as follows:

1163.02 USE REGULATIONS.

A building or premises shall be used only for the following purposes:

- (a) Any use permitted in the B Two-Family Residence District.
- (b) ~~Dwellings~~ Buildings containing not more than four ~~families~~ dwelling units.
- (c) Condominiums.

Section 25. Section 1163.04 is hereby amended as follows:

1163.04 HEIGHT REGULATIONS.

The height regulations shall be the same as those of the ~~AAA and AA~~ AAAA Single-Family Residence Districts.

Section 26. Section 1165.02 is hereby amended as follows:

1165.02 USE REGULATIONS.

A building or premises shall be used only for the following purposes:

- (a) Any use permitted in the C-1 District.
- (b) Multi-family dwellings, no one building of which may contain more than six dwelling units.
- ~~(e) Condominiums.~~

Section 27. Section 1179.01 is hereby amended as follows:

1179.01 USES BY SPECIAL PERMIT.

City Council may, by special permit after review pursuant to Chapter 1133 and subject to such protective restrictions that it deems necessary, authorize the location of any of the following buildings or uses in any district from which they are prohibited by this Zoning Code and as provided herein:

- (a) Any public building erected and used by any department of the City, County, State or Federal government.
- (b) Nursing homes as defined in Ohio R.C. 3721.01(A)(6); homes for the aging as defined in Ohio R.C. 3721.01(A)(8); and residential care facilities as defined in Ohio R.C. 3721.01(A)(7) or as such Ohio Revised Code sections are amended shall only be permitted in C-1, C-2, C-3, and E Zoning Districts; provided, however, that such buildings shall not be located or constructed on any parcel less than two acres and shall not occupy over twenty percent (20%) of the total area of such parcel; provided that every parcel occupied by such use shall contain a parcel area of not less than 2,000 square feet per resident; and provided further, that the buildings shall be set back from all yard lines a distance of not less than the minimum setback for the district in which the building is located plus one foot for each foot of building height.
- (c) Libraries, museums, institutions that promote cultural activities or events, religious institutions, community buildings and recreation fields.
- (d) Clubs, societies, foundations, associations, and other organizations not operated for profit.
- (e) Public schools and other schools having a curriculum the same as ordinarily provided in public schools.
- (f) Nursery schools, ~~and~~ child day care centers, and adult day care centers licensed pursuant to Chapter 1187 of the Codified Ordinances.
- (g) Temporary outdoor dining facilities pursuant to Chapter 1188.
- (h) Bed and Breakfast Establishments pursuant to Chapter 1197 of the Codified Ordinances.
- (i) ~~Adult Day Care Facilities licensed in accordance with Chapter 1187 of the Codified Ordinances.~~ Group homes licensed pursuant to Chapter 1185 of the Codified Ordinances.

Section 29. Section 1179.02 is hereby amended as follows:

1179.02 PROCEDURE FOR SPECIAL PERMIT.

Before approving any special use or permit for any of the uses or buildings in Section 1179.01, an application shall be submitted to the City Manager and processed in accordance with the applicable provisions of Chapter 1133 (Development Plans), and/or Chapter 1197 (Bed and Breakfast Requirements), and/or Chapter ~~117987~~, (Nursery School and Day Care Operations), and/or Chapter 1185, as required. No action shall be taken upon any application for a proposed building or use referred to in Section 1179.01 until and unless the requirements of Chapter 1133 and all other applicable provisions of the Codified Ordinances of the City of Wyoming have been complied with unless

specifically waived by City Council, except that nursery schools, ~~and~~ child day care centers, and adult day care centers seeking renewal of their permit shall not be required to comply annually with Chapter 1133.

Section 30. Section 1183.06(f) is hereby added as follows:

1183.06 ACCESSORY BUILDINGS.

(f) Accessory buildings under 200 square feet (outside dimension) which do not require Building Code review under the Residential Code of Ohio shall be fixed to the ground with appropriate anchors.

Section 31. Existing Section 1183.06(f) is hereby renumbered to 1183.06(g).

Section 32. Section 1183.09(a)(7) is deleted in its entirety.

Section 33. The below referenced provisions of Section 1183.10 are amended as follows:

1183.10 PERMITTED BUILDINGS, STRUCTURES, AND PROJECTIONS,
SIDE AND REAR YARDS.

...

(6) Fences ~~not exceeding six feet in height~~ located in side and rear yards.
A. No fence shall exceed six feet in height measured from grade to the top of fence.

~~B. Any fence erected after the passage of this ordinance~~ Fences shall be constructed so that with the finished side of the fence facing towards the adjacent property or abutting right-of-way abutting the lot on which the fence is to be located. For purposes of this Section, the finished side shall mean the side that conceals the exposed framework or horizontal, vertical, or diagonal support features of the fence.

~~AC. No fence erected on a corner lot shall be placed any closer to the front property line than the more restrictive of the front yard setback of the main structure on the lot, or the average front yard setback of the main structure on the lot on which the proposed fence is to be located and the home on the lot adjacent lot to the lot on which the proposed fence will be constructed on the same street frontage, whichever is more restrictive.~~

C. Other than approved, low voltage, underground fences, no fence shall be charged with electrical current.

D. Fences around approved outdoor storage areas on commercial and other properties not used for residential purposes, may contain a maximum of three strands of barbed wire on top of a fence. ~~provided that~~

~~the~~ The minimum height above grade of the lowest strand of barbed wire shall ~~not be less than~~ be at least seventy-two inches and the maximum height above grade

of the highest strand of barbed wire shall not exceed eighty-four inches.

(7) Alternative energy sources and equipment provided that any such alternative energy source and equipment complies with the height, setback, and other provisions of Title 11. Refer to Section 1183.17 for photovoltaic and other types of solar panels and solar panel arrays.

~~(8) Photovoltaic and other types of Solar Panels and Solar Panel Arrays that have similar physical characteristics may be installed on the side and rear exterior walls of homes and the exterior walls of residential accessory structures provided they:~~

~~A. Are not installed on homes or accessory structures that are located within any Historic District or on any home or accessory structure that is located outside of any Historic District when the property is individually recognized as being Historically Significant, when such Solar Panel or Solar Panel Array is visible from the public way in front of the home.~~

~~B. Are installed in such a manner so as to not project more than 6" beyond the wall surface or above the top of the wall to which they are mounted.~~

~~—— C. Are made of anodized aluminum or other non ferris metal and surfaced with a powder coating in a color that blends with the color of the surface to which they are mounted.~~

~~—— D. Are constructed with glass that is manufactured or treated in a manner to minimize glare.~~

~~—— E. Comply with the applicable provisions of the National Electric Code and other laws, rules, and regulations governing their installations.~~

~~—— F. Are maintained in proper working order, in good repair, and removed within 90 days of the cessation of their operation.~~

~~—— G. Comply with the foregoing regulations unless such Solar Energy System was installed prior to the adoption of this subsection. Any upgrades, modifications, or changes to an existing System that significantly alter the size or placement of the System must comply with the requirements of this Chapter.~~

~~(9) Freestanding Photovoltaic and other types of Solar Panels and Solar Panel Arrays that have similar physical characteristics may be installed in the side and rear yards of properties within the community provided they:~~

~~—— A. Do not exceed 20' in height at any point.~~

~~—— B. Are placed a minimum of 5' from the side and rear property lines.~~

~~—— C. Are placed to the rear of the rear building line of the home.~~

~~—— D. Are not visible from the public way in front of the home when they are placed on any property that is located in any Historic District or on any home that is located outside of any Historic District when the property is individually recognized as being Historically Significant.~~

~~—— E. Are made of anodized aluminum or other non ferris metal and surfaced with a powder coating in a solid color that blends with the surroundings.~~

~~—— F. Are constructed with glass that is manufactured or treated in a manner to minimize glare.~~

~~—— G. Comply with the applicable provisions of the National Electric Code and other laws, rules, and regulations governing their installations.~~

~~—— H. Are maintained in proper working order, in good repair, and removed~~

~~within 90 days of the cessation of their operation.~~

~~I. Comply with the foregoing regulations unless such Solar Energy System was installed prior to the adoption of this subsection. Any upgrades, modifications, or changes to an existing System that significantly alter the size or placement of the System must comply with the requirements hereof.~~

~~(8) Rain barrels and mechanical condensing and heating units.~~

~~(109) Temporary storage containers typically associated with moving or the temporary storage of household goods may be placed on an approved paved surface in a side or rear yard for a period not to exceed ninety days in a one year period when an individual is moving into or out of a residence or during periods of construction when the owner of such property has obtained any necessary building permits or when performing construction activities for which no permit is required.~~

~~(110) Swimming pools, hot tubs, tennis courts, paddle tennis courts or other large recreational structures, provided they are located not closer than ten feet to the rear or side yard lines.~~

~~(121) Play houses, tree houses, swing-sets, and other play equipment, structures or buildings.~~

~~(132) Clothes lines provided that they are located to the rear of the rear building line and are not visible from the public way.~~

~~(1413) Green Roofs provided they are not visible from the public way.~~

~~(1514) Storage in accordance with Section [1357.02\(e\)](#).~~

Section 34. Section 1183.17 is hereby added as follows:

1183.17 PHOTOVOLTAIC AND OTHER TYPES OF SOLAR PANELS AND SOLAR PANEL ARRAYS

(a) Photovoltaic and other types of Solar Panels and Solar Panel Arrays that have similar physical characteristics may be installed on the roof planes of buildings, including homes and residential accessory structures, provided they:

1. Are not installed on buildings that are located within any Historic District or on any building that is located outside of any Historic District when the property is individually recognized as being Historically Significant, when such Solar Panel or Solar Panel Array is visible from the public way in front of the building except as otherwise provided below.

A. Owners of properties that are located within any Historic District or of properties that are located outside of the District that are individually designated as Historic Properties, may propose systems that are marginally visible from the Public Way in front of the property on which they are installed. In these cases, the applications shall be referred to the Historic Preservation Commission ("HPC") and Architectural Review Board ("ARB") for review and approval, which shall jointly consider the application. Approval may be granted if the HPC/ARB determine that the proposed installation does not have a significant impact on

the character or visual quality that convey the property's cultural significance and that the installation will not be a prominent element that detracts from the character-defining features of the building or landscape. Approval or denial by the HPC/ARB may be in part or in its entirety, based on examples cited by the Technical Preservation Services division of the National Park Service in its technical bulletin ITS 52 and other examples cited by the National Park Service. In all cases where an application is referred to the HPC and ARB, the neighbors within 200' of the property on which the Solar Panel installation is proposed shall be notified of the meeting by regular U. S. Postal Service a minimum of 20 days in advance of the meeting. The failure of delivery of notice to the owners of parcels entitled to notice shall not render action taken by the HPC/ARB void or voidable.

2. Are installed on pitched roofs in such a manner so as to not project more than 6" above the plane of the roof and do not project above the ridge line of the section of the roof to which they are mounted except as otherwise provided in subsection 3, below.

3. Are installed at not greater than a 37° angle from horizontal on flat roofs provided that the top of the lower edge of the panels does not project more than 6" above the surface of the roof and provided further that the top of the upper edge of the panels or arrays does not project more than 24" above the roof plane to which they are mounted.

4. Are constructed of frames and other components that are made of anodized aluminum or other non-ferrous metal and surfaced with a powder coating in a color that blends with the underlying roof covering when such frames and components are visible from the public way in front of the home.

5. Are constructed with glass or similar material that is manufactured or treated in a manner to minimize glare.

6. Comply with the applicable provisions of the National Electric Code and other laws, rules, and regulations governing their installations.

7. Are maintained in proper working order, in good repair, and removed within 90 days of the cessation of their operation.

8. Comply with the foregoing regulations unless such Solar Energy System was installed prior to the adoption of this subsection. Any upgrades, modifications, or changes to an existing System that significantly alter the size or placement of the System must comply with the requirements of this Chapter.

(b) Photovoltaic and other types of Solar Panels and Solar Panel Arrays that have similar physical characteristics may be installed on the side and rear exterior walls of buildings provided they comply with the applicable provisions of Section 1183.17(a), and provided they:

1. Are installed in such a manner so as to not project more than 6" beyond the wall surface or above the top of the wall to which they are mounted.

(c) Freestanding Photovoltaic and other types of Solar Panels and Solar Panel Arrays that have similar physical characteristics may be installed in the side and rear yards of properties within the community provided they comply with the applicable provisions of Section 1183.17(a), and provided they:

1. Do not exceed 20' in height at any point.
2. Are placed a minimum of 5' from the side and rear property lines.
3. Are placed to the rear of the rear building line of the home.
4. Are not visible from the public way in front of the home when they are placed on any property that is located in any Historic District or on any home that is located outside of any Historic District when the property is individually recognized as being Historically Significant.

Section 35. Section 1183.18 be added as follows:

1183.18 WALLS AND RETAINING WALLS

(a) Walls and retaining walls shall not exceed four (4) feet in height. A second tier retaining wall shall not exceed four (4) feet in height and shall be set back four (4) feet from the first lower wall. A fence on top of any retaining wall shall be set back two (2) feet from the retaining wall.

(b) No wall, other than a retaining wall, shall project past the front building line of the main building on the lot.

(c) All walls and retaining walls which are visible from any public right-of-way shall either be of a natural quarried stone construction or of a decorative masonry facing. Any coloring to the wall material shall not be a surface coating, but shall be integral to the wall material.

(d) Walls and retaining walls shall be setback from property lines a minimum of five (5) feet.

(e) For the purpose of determining the height of a fence, fences located on the top of retaining walls are measured from the top of the retaining wall.

Section 36. Section 1187.01 is hereby amended as follows:

1187.01 REQUIREMENTS.

Nursery schools, ~~and~~ child day care centers, and adult day care centers shall be permitted within the City of Wyoming, provided that, in addition to meeting the requirements of Chapter 1133, the following requirements are satisfied. For in-home day care centers (Type A or B), refer to the State of Ohio Board of Building Standards requirements.

Section 37. Section 1189.02(d) is hereby amended as follows:

1189.02 REGULATIONS.

...

(d) Not change the residential appearance of the building or premises or provide any visible evidence of the business use from off of the premises except for the installation of a sign in conformance with the provisions of Section 1331.03(j)(2) of the City of Wyoming Sign Code.

Section 38. Chapter 1191, Urban Renewal, is hereby repealed in its entirety.

Section 39. Appendix A. Schedule of Uses and Requirements, is hereby amended as follows:

- A. The phrase “Home Occupations” is replaced by the phrase “Residential Based Business” throughout;
- B. Subsection (b) of the Permitted Uses in the C-1 District is deleted and replaced as follows: “~~Not greater than four family dwellings~~ Buildings with not greater than four dwelling units.”
- C. Footnote 2 shall be deleted.
- D. Footnote 3 shall be renumbered to 2.

Section 40. This ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING,
OHIO, THIS ____ DAY OF DECEMBER, 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

ORDINANCE NO. _____-2020

ORDINANCE AMENDING VARIOUS SECTIONS OF THE BUILDING CODE.

WHEREAS, the City Community Development Office, in collaboration with the City of Wyoming Planning Commission, conducted a review of Part 13 of the Codified Ordinances, the Building Code, and has recommended certain changes within the Building Code in order to address specific concerns, clarify certain provisions, improve readability, address development trends, and ensure compliance with legal requirements; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. That the year “2013” be deleted from Index and Chapter Titles in Chapter 1319 of the Codified Ordinances of the City of Wyoming.

Section 2. That Section 1336.03(a)(9) of the Codified Ordinances of the City of Wyoming be amended as follows:

(a) ...

(9) An existing and proposed site plan, existing and proposed floor plans, and exterior elevations of any Proposed Replacement Construction that is intended to replace all or any part of the Altered or Demolished structure showing sufficient detail to demonstrate conformity with the Design Guidelines established by the Historic Preservation Commission and Architectural Review Board.

Section 3. That Section 1336.03(d) of the Codified Ordinances of the City of Wyoming be amended as follows:

(d) The City Manager shall notify all owners of property within 200 feet of the property to be Altered or Demolished, advising such property owners of the application for Alteration/Demolition and the dates of both the Historic Preservation Commission and Architectural Review Board review meeting and the public hearing before Council.

Section 4. That the year “2012” be deleted from the Chapter Title in Chapter 1357 of the Codified Ordinances of the City of Wyoming.

Section 5. That Section 1357.01 of the Codified Ordinances of the City of Wyoming be amended as follows:

Council hereby adopts the ~~2012~~ 2021 International Property Maintenance Code for all properties, building, and other structure in the City of Wyoming.

Section 6. That Section 1357.02 of the Codified Ordinances of the City of Wyoming be amended as follows:

The following Sections of the 2021 International Property Maintenance Code are hereby revised as follows:

- (a) 101.1: The name "City of Wyoming" shall be inserted in the blank.
- (b) 103.1: The name "City of Wyoming" shall be inserted in the blank.
- (c) 104.1: This Section shall be deleted and replaced in its entirety with "The fees for activities and services performed by the Department in carrying out the responsibilities under this Code shall be in accordance with the most recent schedule of fees adopted by City Council."
- (d) ~~(a)~~ 302.1. Sanitation, Safety, Public Nuisance, and Blight. All exterior property and premises shall be maintained in a clean, and sanitary condition and free of safety hazards, public nuisance and blight. Unless otherwise agreed by the owner and the occupant of the premises, the owner shall keep the exterior property in a safe condition and free of public nuisance and blight and the occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition and free of public nuisance that may be caused directly or indirectly by said occupant, or the occupants invited guests, agents, or invitees. In cases where a premises is not occupied, the owner shall be responsible to maintain the exterior property and premises in a clean, safe, sanitary condition, free of public nuisance and blight.
- (e) ~~(e)~~ 302.1.1. Placement and Storage of Items on Residential Properties. Unless otherwise provided herein or in the Codified Ordinances of the City of Wyoming, the following provisions shall apply to the placement and storage of items in the front, side, and rear yards of residentially zoned properties and properties used for residential purposes regardless of their zoning.
 1. No person shall store items within the limits of a front yard, as defined in Chapter 1103 of the Codified Ordinances of the City of Wyoming, unless otherwise expressly permitted herein or in the Codified Ordinances.
 2. No person shall keep or maintain any items within the limits of a front yard, as defined in Chapter 1103 of the Codified Ordinances of the City of Wyoming, or on any front porch, deck, patio, or other open air structure, other than residentially scaled items including bird baths, fountains, lawn ornaments, landscaping including trees, bushes, shrubs, flowers and other decorative plant materials, rocks, boulders, light poles, mail boxes, temporary holiday displays, furniture and accessories manufactured for outdoor use, and other items that may be permitted by the Codified Ordinances of the City of Wyoming. Garbage and recycling containers for household waste shall only be placed, kept, or maintained within the limits of a front yard if there is no other reasonable location to keep, place, or maintain these items.
 3. No person shall keep, maintain, or store any items in the side or rear yard, as defined in Chapter 1103 of the Codified Ordinances of the City of Wyoming, other than those items specifically enumerated in section 302.1.1 2 hereof, those items that were manufactured for outdoor use and storage, or indoor/outdoor use and storage, including, but not limited to, grills, barbeques, fire pits, outdoor lawn furniture and accessories, swimming pool equipment,

landscape containers, firewood, dog houses, decorative outdoor benches, children's toys and play sets, compost and brush piles in accordance with Chapter 955 of the Codified Ordinances, motor vehicles, boats, recreational vehicles, and trailers in accordance with Sections 351.18 and 351.19 of the Codified Ordinances, temporary storage containers in accordance with Section 1183.10 (a) (9) of the Codified Ordinances.

4. Outdoor storage shall at all times be orderly, maintained in a safe and sanitary condition, and shall be limited to reasonable quantities as determined by the Code Official. No broken or inoperable items or vehicles shall be stored in any residential yard or on any residential lot.
 5. Exceptions. Notwithstanding the foregoing, this Section shall not apply to items stored within lawfully constructed and maintained storage sheds, outbuildings, or garages, but shall apply to carports, elevated or covered decks, patios, and other open-air structures. Further notwithstanding the foregoing, building materials, such as lumber, roofing supplies, concrete blocks, brick, siding, and aggregate materials, such as gravel, sand, and mulch, temporary outdoor restroom facilities, construction dumpsters and similar containers may be temporarily stored in the side and rear yard of a property located in a residential zoning district for the period in which a valid building permit remains open, or if no building permit is required, for a maximum of sixty (60) consecutive days. The Code Official may grant temporary approval allowing a dumpster or similar container and/or limited construction materials to be stored in a front yard during the period in which a valid building permit remains open if, it is not feasible for such item(s) to be stored in a side or rear yard.
 6. Conflicts. If any of the provisions of this Section conflict with any other provisions of the Codified Ordinances of the City of Wyoming, the other provisions shall control.
- (f) 302.4: The height "eight (8) inches, in accordance with Chapter 913 of the Codified Ordinances of the City of Wyoming" shall be inserted in the blank.
- (g) ~~(b)~~ 304.5: Foundation Walls. All foundation walls shall be maintained plumb and free of open cracks and breaks and shall be kept in such condition so as to reasonably prevent the entry of water, and to prevent the entry of rodents, and other pests.
- (h) 304.14: "May 1" shall be inserted in the first blank as the *from* date and "October 1" shall be inserted in the second blank as the *to* date.
- (i) 602.3: "October 1" shall be inserted in the first blank as the *from* date and "May 1" shall be inserted in the second blank as the *to* date.

Section 7. This Ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING, OHIO,
THIS _____ DAY OF DECEMBER, 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

NOTICE OF PUBLIC HEARING

The Wyoming City Council will hold a public hearing on October 19, 2020 at 7:00 p.m. on legislation amending Chapter 1188 and Section 1171.03(g) of the Planning and Zoning Code pertaining to outdoor dining, transient businesses, and food trucks. The hearing will not take place in person due to the current public health concerns related to COVID-19. It will be accessible via ZOOM and will be live streamed on the City's Facebook page. For safety precautions, please email kzeilman@wyomingohio.gov for the ZOOM link. All interested parties are welcome to participate in this public hearing online. Individuals requiring special accommodations to participate should contact the City Building at least 72 hours prior to the meeting via phone at (513) 821-7600 or via email at customerservice@wyomingohio.gov.

Lynn Tetley
City Manager

Publish one time on September 23, 2020 in the Tri County Press

ORDINANCE NO. _____-2020

ORDINANCE AMENDING CHAPTER 1188 AND SECTION 1171.03(g) OF THE PLANNING AND ZONING CODE PERTAINING TO OUTDOOR DINING, TRANSIENT BUSINESSES, AND FOOD TRUCKS.

WHEREAS, the City of Wyoming Planning Commission has reviewed the provisions of the Planning and Zoning Code relating to outdoor dining and has determined that such provisions must be amended and updated in order to address additional types of food vendor operations and transient businesses; and

WHEREAS, at its August 3, 2020 meeting, the Planning Commission voted to recommend amendments to Chapter 1188 and Section 1171.03(g) of the Codified Ordinances in order to more comprehensively regulate outdoor dining, mobile food trucks, and transient businesses; and

WHEREAS, the City of Wyoming conducted a public hearing on October 19, 2020 to consider the proposed amendments to the Planning and Zoning Code as required by Section 1101.09 of the Codified Ordinances;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. The title of Chapter 1188 of the Codified Ordinances is amended to read as follows:

CHAPTER 1188 TEMPORARY OUTDOOR DINING, TRANSIENT BUSINESSES, AND FOOD TRUCKS

Section 2. That Chapter 1188 is hereby amended and restated as follows:

1188.01 PURPOSE.

The purpose of this chapter is to authorize and permit appropriate ~~periodic~~ temporary outdoor dining, transient business, and food truck activities that are operated by, or in conjunction with, business owners having permanent places of business located within the City of Wyoming. ~~who attain and~~ Operators of such facilities must satisfy the established criteria and standards adopted by the City of Wyoming, while ~~at the same time~~, ensuring the protection of the health, safety, and welfare of the patrons of such businesses, the neighboring property owners, and the general public, and ensuring ~~that~~ the values of the adjoining properties are not diminished by the temporary operation of the Outdoor Dining Facilities, Transient Businesses, or Food Trucks. ~~through the establishment of, and compliance with, reasonable and appropriate standards.~~

1188.02 DEFINITIONS.

(a) "City Manager". For purposes of this chapter, whenever the title of City Manager is used, it shall mean the City Manager of the City of Wyoming or the City Manager's designee.

(b) "Food Truck". Shall refer to any individual, corporation, partnership or other entity which sells food or beverages to the public from a temporary, mobile, motorized vehicle or non-motorized wagon or trailer, which is designed to be readily moveable.

(c) "Temporary Outdoor Dining Facility". A defined outdoor area used for a period not exceeding one year that is approved for purposes of preparing, serving, and/or consuming food and/or beverages and which is operated by a restaurant or other commercial establishment including a bakery, pastry shop, ice cream shop, butcher shop, or other similar use, which has a permanent place of business within the City of Wyoming, and which facility is located on the City owned sidewalk or other property within the City right-of-way that is adjacent to such restaurant or commercial establishment.

(d) "Transient Business". Shall refer to any exhibition and sale of goods, wares, or merchandise to the public from a temporary, mobile, motorized vehicle which is designed to be readily moveable.

1188.03 COMPLIANCE WITH THE CODE.

(a) No person, firm, partnership, or corporation shall, without first obtaining a permit from the City of Wyoming in accordance with this chapter; operate a Temporary Outdoor Dining Facility, Transient Business, or Food Truck as defined in Section 1188.02 ~~(b)~~.

(b) A Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be considered a permitted use, by special permit, when located on City owned property including the streets, sidewalks, and other property within the City rights-of-way.

(c) A Transient Business or Food Truck shall be considered a permitted use, by special permit, when located on private property that is used as a permanent location for a place of business.

1188.04 REVIEW PROCEDURES AND INSPECTION.

(a) The process for reviewing and approving or rejecting the initial application for a Special Use Permit for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be as follows:

- (1) The City Manager shall review the application within ten working days of the receipt thereof to determine the completeness of the application.
- (2) If the application is found to be incomplete, the applicant will be so advised and asked to submit the necessary information. Upon receipt thereof, the City Manager will review such complete application in conformance with the following.
- (3) If the application is determined to be complete, the City Manager shall, within ten working

days: inspect the premises for purposes of determining the appropriateness of the site being considered; determine if the application complies with the applicable provisions of the Zoning Code; determine the potential impact of the proposal on the surrounding neighborhood; and, determine if the application is otherwise in compliance with this chapter.

(b) A Special Use Permit for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck may be granted by the City Manager if, after reviewing the application required herein, the City Manager determines that the proposed operation conforms with the applicable provisions of the Zoning Code, has little or no physical or visual impact on the surrounding neighborhood, and meets the conditions set forth in this chapter.

(c) Alternatively, the City Manager may refer the application to the Architectural Review Board and/or the Planning Commission for review, comment, and recommendation. The Architectural Review Board and/or the Planning Commission shall make a recommendation to the City Manager as to the appropriateness of the proposed use and may also recommend that modifications be made to the application that, in its/their judgment, ensure that the operation of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck will not negatively impact the surrounding neighborhood and/or the community or that otherwise ensure conformance with the objectives of Section [1188.01](#).

(1) Additional time shall be afforded to the City Manager to obtain input from the Architectural Review Board and/or the Planning Commission if so needed.

(d) If, based on the review of the application and any input from the Architectural Review Board and/or the Planning Commission, it is the opinion of the City Manager that the proposed Temporary Outdoor Dining Facility, Transient Business, or Food Truck fails to comply with the applicable provisions of the Zoning Code, or if it is determined that the use will have a significant physical or visual impact on the surrounding neighborhood, or if the application fails to meet the requirements of this Chapter, the City Manager shall deny the Special Use Permit.

1188.05 SUBMISSION REQUIREMENTS, REGULATIONS AND CRITERIA.

(a) When applying for a Special Use Permit for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck, that are operated by, or in conjunction with, business owners having permanent places of business located within the City of Wyoming, the following specific information must be supplied:

(1) A detailed explanation of the type of service(s) that will be provided, e.g., food preparation, consumption, etc. and the type(s) of consumable products that will be prepared or offered.

(2) The proposed date(s) and hours that the ~~Temporary Outdoor Dining Facility~~ will be in operation.

(3) Written approval from the owner of the permanent City of Wyoming business which the temporary operation is associated with, if other than the applicant.

(34) The methods that will be utilized to control litter and ensure proper sanitation. Disposal of grease, waste water, or grey water into sanitary sewers, storm sewers, dumpsters, etc. is prohibited.

(45) The proposed methods that will be implemented to control insects and vermin.

(56) Any existing or proposed temporary or permanent buffering and/or screening.

(67) If the Temporary Outdoor Dining Facility, Transient Business, or Food Truck will be located on, or occupy any area of the public sidewalk, street, or otherwise be within the City right-of-way, the owner must provide an insurance policy acceptable to the City of Wyoming naming the City of Wyoming as an additional insured.

(78) A site plan and layout clearly indicating the size and location of the area to be used, the proposed placement of any tables, chairs, and/or other items that will be used, and the location and width of all aisles. If the proposal involves the use of any public sidewalk, ~~property, or area~~, adequate room for pedestrian traffic must be provided. A minimum clear and unobstructed width of 5' shall be provided and maintained on all public sidewalks for pedestrians. No public sidewalk or means of egress from any building or driveway shall be blocked or obstructed. ~~by any such Temporary Outdoor Dining Facility.~~ If the proposal involves the use of parking spaces, whether on street or off street, the location and number of spaces must be specified.

(89) Written confirmation that all vehicles, tables, chairs, or other items used in conjunction with the Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be placed indoors or otherwise removed from the area on a daily basis. No items shall be permitted to remain on the public sidewalk or other City property in excess of thirty minutes prior to or after the event unless otherwise approved.

(910) Written confirmation that the applicant has contacted and received approval from, or will receive approval from, the Hamilton County Board of Health, the Ohio Department of Liquor Control, and/or any other regulatory agency or agencies as so required.

(1011) Any items such as fencing, fire extinguishers, food covers, canopies, or other items, objects, supplies, materials, or fixtures that have been mandated by any other regulatory authority that will be used in conjunction with the Temporary Outdoor Dining Facility, Transient Business, or Food Truck. ~~which items used in conjunction with the Temporary Outdoor Dining Facility~~ Such items shall be free from defect, graffiti, and otherwise in good and sound condition.

1188.06 TIME FRAMES/EXPIRATION.

A permit may be requested that will allow the operation of a Temporary Outdoor Dining Facility, Transient Business, or Food Truck for a period of up to one year for the date(s) and time specified in the approved permit. A Transient Business or Food Truck may operate for up to fifty-two days per year in the City of Wyoming, and no more than seven consecutive days in a single location. The permit shall expire on December 31, of the year in which it was issued.

1188.07 PERMIT RENEWAL.

(a) A request for the renewal of a current permit shall be submitted to the City Manager a minimum of fifteen days prior to the expiration thereof. The request shall be made for a period not to exceed one year and all permit renewals shall expire on December 31, of the year for which they are issued. All such requests must include the

following information:

- (1) A statement and relevant information indicating that the operation has been conducted in accordance with the terms, conditions, and provisions of the current permit.
 - (2) Any information pertaining to any City of Wyoming, Hamilton County Board of Health, Ohio Department of Liquor Control violation(s) for which the owner or operator of the Temporary Outdoor Dining Facility had been made aware of or had been cited for within the previous twelve month period when such Code violation(s) related specifically to the operation of the Temporary Outdoor Dining Facility. Any and all actions that had been taken by the owner or operator to address the violation(s).
- (b) If the City Manager finds that the operation of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck has complied with the terms, conditions, and provisions of the permit and that any and all Code violations received within the previous 12 months have been adequately and appropriately resolved, the City Manager shall renew the permit upon receipt of the permit fee.
- (c) A permit shall not be renewed unless and until it is determined that the Temporary Outdoor Dining Facility, Transient Business, or Food Truck has been operated in accordance with the terms and conditions of the existing permit.
- (d) The applicant may however request changes to the permit in accordance with Section [1188.08](#).

1188.08 CHANGES.

Any changes to an existing Temporary Outdoor Dining, Transient Business, or Food Truck Operation must be approved prior to their implementation. Any such change being considered must be submitted to the City Manager in accordance with Section [1188.04](#). If, in the opinion of the City Manager, the changes are consistent with the overall concept and design of the existing permit, and have little or no physical or visual impact on the surrounding neighborhood, the City Manager may approve the change. If however, it is the opinion of the City Manager that the proposed change is not consistent with the foregoing, the application shall be forwarded to the Planning Commission and/or the Architectural Review Board for review and recommendation.

1188.09 SERVICE OF ALCOHOLIC BEVERAGES.

Service of alcoholic beverages shall be in accordance with the laws of the State of Ohio Department of Liquor Control and such use shall not adversely impact the surrounding neighborhood.

1188.10 PERMIT FEE.

The fee for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be established by City Council and included in the list of fees adopted annually thereby.

1188.11 COMPLIANCE WITH OTHER LAWS.

Prior to commencing the operation of any Temporary Outdoor Dining Facility, Transient Business, or Food Truck that has been approved by the City of Wyoming, the operator shall first obtain any other necessary permits and/or approvals from the appropriate governing authorities as may be required.

1188.12 EXEMPT OPERATIONS.

The provisions and requirements of this chapter shall not apply to special events such as festivals and similar activities conducted on the premises of religious institutions or public schools, nor shall they apply to events sponsored by the City of Wyoming that are located on property owned or otherwise controlled by the City. Nor shall they apply to what is commonly referred to as a refreshment stand that is operated for less than six hours during daylight hours during the months of May through September by a minor child under the supervision of a parent or guardian of such minor child when such refreshment stand is operated on or near the property on which the residence of such minor child is located provided that such refreshment stand shall not interfere with, or otherwise hinder vehicular or pedestrian traffic.

1188.13 REVOCATION OF PERMIT.

The City Manager shall have the authority to:

(a) (1) Order the correction of any condition that constitutes a violation of this chapter or any other provision of any law or regulation adopted or enforced by the City of Wyoming.

(2) Revoke a permit when the owner or operator of such Temporary Outdoor Dining Facility,

Transient Business, or Food Truck fails to comply with the written notice to correct any such violation within the prescribed time frame.

(3) Immediately revoke a permit where it is determined that the violation constitutes a serious or significant threat to the health, safety, or general welfare of the public. Such revocation may be served verbally, or in writing.

(4) Order the immediate correction of any violation occurring on any public sidewalk or street, City property, or within the public domain. Such order may be served verbally or in writing.

(b) Additionally, if the operator of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck is required to obtain a permit, approval, or letter of authority by the State of Ohio, County of Hamilton, or other governing authority and such permit, approval, or letter of authority is revoked thereby, notice of such revocation must be provided to the City Manager within forty eight (48) hours of the receipt thereof by the owner, operator, or a duly authorized agent thereof. At the sole discretion of the City Manager, the Special Use Permit issued by the City of Wyoming may also be revoked as a result of the revocation of the permit, approval, or letter of authority by any other governing authority.

(c) With the exception of Section [1188.13\(a\) \(3\)](#) and Section [1188.13\(a\) \(4\)](#), all notices shall be in writing and the owner or operator shall be given a reasonable amount of time to comply with such notice. For purposes of this chapter, a reasonable amount of

time shall be not less than twenty-four hours. Notices shall be given or mailed to the owner or operator or an agent thereof or they may be posted in a conspicuous place on the premises.

1188.14 APPEALS OF PERMIT REJECTION OR REVOCATION.

(a) In the event that the initial application for a Special Use Permit to operate a Temporary Outdoor Dining Facility, Transient Business, or Food Truck is denied by the City Manager, or in the event that a renewal request is denied, or in the event that a valid permit is revoked by the City Manager all pursuant to this chapter, the owner/operator of such Temporary Outdoor Dining Facility, Transient Business, or Food Truck may appeal the decision of the City Manager to the Board of Zoning Appeals. The appeal will be heard by the Board of Zoning Appeals at a regularly scheduled meeting and at its earliest convenience. The decision of the City Manager not to renew an existing permit or to revoke a valid permit shall prohibit the continued operation of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck unless and until such decision is overturned by the Board of Zoning Appeals.

(b) The Board of Zoning Appeals may impose any additional conditions that will, in its opinion, adequately ensure that the purpose of Section [1188.01](#) are fully met.

Section 3. That Section 1171.03(g) of the Codified Ordinances is hereby amended as follows:

1171.03 PROHIBITED USES.

In addition to the uses not expressly permitted in Section [1171.02](#), no building or premises shall be used for the following purposes:

...

(g) Transient stands, vehicles, trailers, temporary buildings, grills, barbeque pits, and similar items where products, goods, items, or services are sold or offered for sale when such products, goods, items, or services are not owned and operated by the owner of the primary business legally operating on the premises unless such transient stand, vehicle, trailer, temporary building, grill, barbeque pit, or similar items is associated with a civic event, or is otherwise operating under a Special Use Permit in accordance with Chapter 1188.

Section 4. This ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING,
OHIO, THIS 16TH DAY OF NOVEMBER, 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

ORDINANCE NO. _____-2020

ORDINANCE AMENDING CHAPTER 1188 AND SECTION 1171.03(g) OF THE PLANNING AND ZONING CODE PERTAINING TO OUTDOOR DINING, TRANSIENT BUSINESSES, AND FOOD TRUCKS.

WHEREAS, the City of Wyoming Planning Commission has reviewed the provisions of the Planning and Zoning Code relating to outdoor dining and has determined that such provisions must be amended and updated in order to address additional types of food vendor operations and transient businesses; and

WHEREAS, at its August 3, 2020 meeting, the Planning Commission voted to recommend amendments to Chapter 1188 and Section 1171.03(g) of the Codified Ordinances in order to more comprehensively regulate outdoor dining, mobile food trucks, and transient businesses; and

WHEREAS, the City of Wyoming conducted a public hearing on October 19, 2020 to consider the proposed amendments to the Planning and Zoning Code as required by Section 1101.09 of the Codified Ordinances;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. The title of Chapter 1188 of the Codified Ordinances is amended to read as follows:

CHAPTER 1188 TEMPORARY OUTDOOR DINING, TRANSIENT BUSINESSES, AND FOOD TRUCKS

Section 2. That Chapter 1188 is hereby amended and restated as follows:

1188.01 PURPOSE.

The purpose of this chapter is to authorize and permit appropriate ~~periodic~~ temporary outdoor dining, transient business, and food truck activities that are operated by, or in conjunction with, business owners having permanent places of business located within the City of Wyoming. ~~who attain and~~ Operators of such facilities must satisfy the established criteria and standards adopted by the City of Wyoming, while ~~at the same time~~, ensuring the protection of the health, safety, and welfare of the patrons of such businesses, the neighboring property owners, and the general public, and ensuring ~~that~~ the values of the adjoining properties are not diminished by the temporary operation of the Outdoor Dining Facilities, Transient Businesses, or Food Trucks. ~~through the establishment of, and compliance with, reasonable and appropriate standards.~~

1188.02 DEFINITIONS.

(a) "City Manager". For purposes of this chapter, whenever the title of City Manager is used, it shall mean the City Manager of the City of Wyoming or the City Manager's designee.

(b) "Food Truck". Shall refer to any individual, corporation, partnership or other entity which sells food or beverages to the public from a temporary, mobile, motorized vehicle or non-motorized wagon or trailer, which is designed to be readily moveable.

(c) "Temporary Outdoor Dining Facility". A defined outdoor area used for a period not exceeding one year that is approved for purposes of preparing, serving, and/or consuming food and/or beverages and which is operated by a restaurant or other commercial establishment including a bakery, pastry shop, ice cream shop, butcher shop, or other similar use, which has a permanent place of business within the City of Wyoming, and which facility is located on the City owned sidewalk or other property within the City right-of-way that is adjacent to such restaurant or commercial establishment.

(d) "Transient Business". Shall refer to any exhibition and sale of goods, wares, or merchandise to the public from a temporary, mobile, motorized vehicle which is designed to be readily moveable.

1188.03 COMPLIANCE WITH THE CODE.

(a) No person, firm, partnership, or corporation shall, without first obtaining a permit from the City of Wyoming in accordance with this chapter; operate a Temporary Outdoor Dining Facility, Transient Business, or Food Truck as defined in Section 1188.02 ~~(b)~~.

(b) A Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be considered a permitted use, by special permit, when located on City owned property including the streets, sidewalks, and other property within the City rights-of-way.

(c) A Transient Business or Food Truck shall be considered a permitted use, by special permit, when located on private property that is used as a permanent location for a place of business.

1188.04 REVIEW PROCEDURES AND INSPECTION.

(a) The process for reviewing and approving or rejecting the initial application for a Special Use Permit for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be as follows:

- (1) The City Manager shall review the application within ten working days of the receipt thereof to determine the completeness of the application.
- (2) If the application is found to be incomplete, the applicant will be so advised and asked to submit the necessary information. Upon receipt thereof, the City Manager will review such complete application in conformance with the following.
- (3) If the application is determined to be complete, the City Manager shall, within ten working

days: inspect the premises for purposes of determining the appropriateness of the site being considered; determine if the application complies with the applicable provisions of the Zoning Code; determine the potential impact of the proposal on the surrounding neighborhood; and, determine if the application is otherwise in compliance with this chapter.

(b) A Special Use Permit for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck may be granted by the City Manager if, after reviewing the application required herein, the City Manager determines that the proposed operation conforms with the applicable provisions of the Zoning Code, has little or no physical or visual impact on the surrounding neighborhood, and meets the conditions set forth in this chapter.

(c) Alternatively, the City Manager may refer the application to the Architectural Review Board and/or the Planning Commission for review, comment, and recommendation. The Architectural Review Board and/or the Planning Commission shall make a recommendation to the City Manager as to the appropriateness of the proposed use and may also recommend that modifications be made to the application that, in its/their judgment, ensure that the operation of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck will not negatively impact the surrounding neighborhood and/or the community or that otherwise ensure conformance with the objectives of Section [1188.01](#).

(1) Additional time shall be afforded to the City Manager to obtain input from the Architectural Review Board and/or the Planning Commission if so needed.

(d) If, based on the review of the application and any input from the Architectural Review Board and/or the Planning Commission, it is the opinion of the City Manager that the proposed Temporary Outdoor Dining Facility, Transient Business, or Food Truck fails to comply with the applicable provisions of the Zoning Code, or if it is determined that the use will have a significant physical or visual impact on the surrounding neighborhood, or if the application fails to meet the requirements of this Chapter, the City Manager shall deny the Special Use Permit.

1188.05 SUBMISSION REQUIREMENTS, REGULATIONS AND CRITERIA.

(a) When applying for a Special Use Permit for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck, that are operated by, or in conjunction with, business owners having permanent places of business located within the City of Wyoming, the following specific information must be supplied:

(1) A detailed explanation of the type of service(s) that will be provided, e.g., food preparation, consumption, etc. and the type(s) of consumable products that will be prepared or offered.

(2) The proposed date(s) and hours that the ~~Temporary Outdoor Dining Facility~~ will be in operation.

(3) Written approval from the owner of the permanent City of Wyoming business which the temporary operation is associated with, if other than the applicant.

(34) The methods that will be utilized to control litter and ensure proper sanitation. Disposal of grease, waste water, or grey water into sanitary sewers, storm sewers, dumpsters, etc. is prohibited.

(45) The proposed methods that will be implemented to control insects and vermin.

(56) Any existing or proposed temporary or permanent buffering and/or screening.

(67) If the Temporary Outdoor Dining Facility, Transient Business, or Food Truck will be located on, or occupy any area of the public sidewalk, street, or otherwise be within the City right-of-way, the owner must provide an insurance policy acceptable to the City of Wyoming naming the City of Wyoming as an additional insured.

(78) A site plan and layout clearly indicating the size and location of the area to be used, the proposed placement of any tables, chairs, and/or other items that will be used, and the location and width of all aisles. If the proposal involves the use of any public sidewalk, ~~property, or area~~, adequate room for pedestrian traffic must be provided. A minimum clear and unobstructed width of 5' shall be provided and maintained on all public sidewalks for pedestrians. No public sidewalk or means of egress from any building or driveway shall be blocked or obstructed. ~~by any such Temporary Outdoor Dining Facility.~~ If the proposal involves the use of parking spaces, whether on street or off street, the location and number of spaces must be specified.

(89) Written confirmation that all vehicles, tables, chairs, or other items used in conjunction with the Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be placed indoors or otherwise removed from the area on a daily basis. No items shall be permitted to remain on the public sidewalk or other City property in excess of thirty minutes prior to or after the event unless otherwise approved.

(910) Written confirmation that the applicant has contacted and received approval from, or will receive approval from, the Hamilton County Board of Health, the Ohio Department of Liquor Control, and/or any other regulatory agency or agencies as so required.

(1011) Any items such as fencing, fire extinguishers, food covers, canopies, or other items, objects, supplies, materials, or fixtures that have been mandated by any other regulatory authority that will be used in conjunction with the Temporary Outdoor Dining Facility, Transient Business, or Food Truck. ~~which items used in conjunction with the Temporary Outdoor Dining Facility~~ Such items shall be free from defect, graffiti, and otherwise in good and sound condition.

1188.06 TIME FRAMES/EXPIRATION.

A permit may be requested that will allow the operation of a Temporary Outdoor Dining Facility, Transient Business, or Food Truck for a period of up to one year for the date(s) and time specified in the approved permit. A Transient Business or Food Truck may operate for up to fifty-two days per year in the City of Wyoming, and no more than seven consecutive days in a single location. The permit shall expire on December 31, of the year in which it was issued.

1188.07 PERMIT RENEWAL.

(a) A request for the renewal of a current permit shall be submitted to the City Manager a minimum of fifteen days prior to the expiration thereof. The request shall be made for a period not to exceed one year and all permit renewals shall expire on December 31, of the year for which they are issued. All such requests must include the

following information:

- (1) A statement and relevant information indicating that the operation has been conducted in accordance with the terms, conditions, and provisions of the current permit.
 - (2) Any information pertaining to any City of Wyoming, Hamilton County Board of Health, Ohio Department of Liquor Control violation(s) for which the owner or operator of the Temporary Outdoor Dining Facility had been made aware of or had been cited for within the previous twelve month period when such Code violation(s) related specifically to the operation of the Temporary Outdoor Dining Facility. Any and all actions that had been taken by the owner or operator to address the violation(s).
- (b) If the City Manager finds that the operation of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck has complied with the terms, conditions, and provisions of the permit and that any and all Code violations received within the previous 12 months have been adequately and appropriately resolved, the City Manager shall renew the permit upon receipt of the permit fee.
- (c) A permit shall not be renewed unless and until it is determined that the Temporary Outdoor Dining Facility, Transient Business, or Food Truck has been operated in accordance with the terms and conditions of the existing permit.
- (d) The applicant may however request changes to the permit in accordance with Section [1188.08](#).

1188.08 CHANGES.

Any changes to an existing Temporary Outdoor Dining, Transient Business, or Food Truck Operation must be approved prior to their implementation. Any such change being considered must be submitted to the City Manager in accordance with Section [1188.04](#). If, in the opinion of the City Manager, the changes are consistent with the overall concept and design of the existing permit, and have little or no physical or visual impact on the surrounding neighborhood, the City Manager may approve the change. If however, it is the opinion of the City Manager that the proposed change is not consistent with the foregoing, the application shall be forwarded to the Planning Commission and/or the Architectural Review Board for review and recommendation.

1188.09 SERVICE OF ALCOHOLIC BEVERAGES.

Service of alcoholic beverages shall be in accordance with the laws of the State of Ohio Department of Liquor Control and such use shall not adversely impact the surrounding neighborhood.

1188.10 PERMIT FEE.

The fee for a Temporary Outdoor Dining Facility, Transient Business, or Food Truck shall be established by City Council and included in the list of fees adopted annually thereby.

1188.11 COMPLIANCE WITH OTHER LAWS.

Prior to commencing the operation of any Temporary Outdoor Dining Facility, Transient Business, or Food Truck that has been approved by the City of Wyoming, the operator shall first obtain any other necessary permits and/or approvals from the appropriate governing authorities as may be required.

1188.12 EXEMPT OPERATIONS.

The provisions and requirements of this chapter shall not apply to special events such as festivals and similar activities conducted on the premises of religious institutions or public schools, nor shall they apply to events sponsored by the City of Wyoming that are located on property owned or otherwise controlled by the City. Nor shall they apply to what is commonly referred to as a refreshment stand that is operated for less than six hours during daylight hours during the months of May through September by a minor child under the supervision of a parent or guardian of such minor child when such refreshment stand is operated on or near the property on which the residence of such minor child is located provided that such refreshment stand shall not interfere with, or otherwise hinder vehicular or pedestrian traffic.

1188.13 REVOCATION OF PERMIT.

The City Manager shall have the authority to:

(a) (1) Order the correction of any condition that constitutes a violation of this chapter or any other provision of any law or regulation adopted or enforced by the City of Wyoming.

(2) Revoke a permit when the owner or operator of such Temporary Outdoor Dining Facility,

Transient Business, or Food Truck fails to comply with the written notice to correct any such violation within the prescribed time frame.

(3) Immediately revoke a permit where it is determined that the violation constitutes a serious or significant threat to the health, safety, or general welfare of the public. Such revocation may be served verbally, or in writing.

(4) Order the immediate correction of any violation occurring on any public sidewalk or street, City property, or within the public domain. Such order may be served verbally or in writing.

(b) Additionally, if the operator of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck is required to obtain a permit, approval, or letter of authority by the State of Ohio, County of Hamilton, or other governing authority and such permit, approval, or letter of authority is revoked thereby, notice of such revocation must be provided to the City Manager within forty eight (48) hours of the receipt thereof by the owner, operator, or a duly authorized agent thereof. At the sole discretion of the City Manager, the Special Use Permit issued by the City of Wyoming may also be revoked as a result of the revocation of the permit, approval, or letter of authority by any other governing authority.

(c) With the exception of Section [1188.13\(a\) \(3\)](#) and Section [1188.13\(a\) \(4\)](#), all notices shall be in writing and the owner or operator shall be given a reasonable amount of time to comply with such notice. For purposes of this chapter, a reasonable amount of

time shall be not less than twenty-four hours. Notices shall be given or mailed to the owner or operator or an agent thereof or they may be posted in a conspicuous place on the premises.

1188.14 APPEALS OF PERMIT REJECTION OR REVOCATION.

(a) In the event that the initial application for a Special Use Permit to operate a Temporary Outdoor Dining Facility, Transient Business, or Food Truck is denied by the City Manager, or in the event that a renewal request is denied, or in the event that a valid permit is revoked by the City Manager all pursuant to this chapter, the owner/operator of such Temporary Outdoor Dining Facility, Transient Business, or Food Truck may appeal the decision of the City Manager to the Board of Zoning Appeals. The appeal will be heard by the Board of Zoning Appeals at a regularly scheduled meeting and at its earliest convenience. The decision of the City Manager not to renew an existing permit or to revoke a valid permit shall prohibit the continued operation of the Temporary Outdoor Dining Facility, Transient Business, or Food Truck unless and until such decision is overturned by the Board of Zoning Appeals.

(b) The Board of Zoning Appeals may impose any additional conditions that will, in its opinion, adequately ensure that the purpose of Section [1188.01](#) are fully met.

Section 3. That Section 1171.03(g) of the Codified Ordinances is hereby amended as follows:

1171.03 PROHIBITED USES.

In addition to the uses not expressly permitted in Section [1171.02](#), no building or premises shall be used for the following purposes:

...

(g) Transient stands, vehicles, trailers, temporary buildings, grills, barbeque pits, and similar items where products, goods, items, or services are sold or offered for sale when such products, goods, items, or services are not owned and operated by the owner of the primary business legally operating on the premises unless such transient stand, vehicle, trailer, temporary building, grill, barbeque pit, or similar items is associated with a civic event, or is otherwise operating under a Special Use Permit in accordance with Chapter 1188.

Section 4. This ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING,
OHIO, THIS 16TH DAY OF NOVEMBER, 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

ORDINANCE NO. _____-2020

AN ORDINANCE AMENDING SECTION 351.14 (a) OF THE CODIFIED ORDINANCES OF THE CITY OF WYOMING PERTAINING TO RESTRICTED PARKING FOR CERTAIN VEHICLES

WHEREAS, City Council has approved amendments to Chapter 1188 of the Codified Ordinances of the City of Wyoming (“Codified Ordinances”) pertaining to temporary outdoor dining, transient businesses, and food trucks; and

WHEREAS, Section 351.14 of the Codified Ordinances must be amended in order to avoid a conflict with the amendments to Chapter 1188;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. Section 351.14(a) of the Codified Ordinances is hereby amended to read as follows:

351.14 RESTRICTED PARKING FOR CERTAIN VEHICLES.

(a) No person shall park a commercial vehicle, commercial car, semitrailer, commercial truck, commercial tractor or a noncommercial truck in excess of three-quarters ton carrying capacity or having storage in its bed regardless of size for more than two hours during the period of 6:00 p.m. and 6:00 a.m. daily on the public streets in the City, unless otherwise operating under a Special Use Permit in accordance with Chapter 1188.

Section 2. That Section 351.14 of the Codified Ordinances shall remain in full force and effect, save and except as amended by this ordinance.

Section 3. This ordinance shall go into effect the first date permitted by law.

PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING, OHIO, THIS 16th DAY OF NOVEMBER, 2020.

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

NOTICE OF PUBLIC HEARING

The Wyoming City Council will hold a public hearing on October 19, 2020 at 7:00 p.m. for the proposed 2021 Fees and Charges Schedule. The hearing will not take place in person due to the current public health concerns related to COVID-19. It will be accessible via ZOOM and will be live streamed on the City's Facebook page. For safety precautions, please email kzeilman@wyomingohio.gov for the ZOOM link. All interested parties are welcome to participate in this public hearing online. Individuals requiring special accommodations to participate should contact the City Building at least 72 hours prior to the meeting via phone at (513) 821-7600 or via email at customerservice@wyomingohio.gov.

Lynn Tetley
City Manager

Publish one time on September 23, 2020 in the Tri County Press

CITY OF WYOMING FIRE/EMS DEPARTMENT FEE SCHEDULE

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Wyoming EMS Runs		
BLS	650.00 + cost of supplies per run	
Advanced Life Support I	850.00 + cost of supplies per run	
Advanced Life Support II	950.00 + cost of supplies per run	
EMS Non Transport Fee	50.00	
Mileage Fee for EMS Transport for ALS and BLS	14.00 per mile	
Commercial Fire Inspection - Beyond First Reinspection	30.00	
Food Truck Fire-Safety Inspection		20.00
Fire Inspection for Child Care Providers - (Nursery Schools, Day Cares, Foster Homes)	30.00	
False Fire Alarm	50.00 for 2nd false alarm at a property with a \$50.00 increase for each additional false alarm thereafter	
CPR Training	35.00	40.00
First Aid Class	45.00	<i>updated 7/24/2020</i>

CITY OF WYOMING FINANCE FEE SCHEDULE

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Garage Sale Permit	10.00	
Bad Check Charge	45.00	
Copies	.05/copy after the first 25	
Non-Resident/Business Website Registration	50.00	
Door Knob Permit	50.00/yr	
Door to Door Solicitation Permit		
Base Application for 6 months	100.00	
Per Additional Agent for 6 months	50.00	
		<i>no changes 7/24/2020</i>

CITY OF WYOMING PUBLIC WORKS FEE SCHEDULE

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Small Cell Work Permit Application Fee	250.00	
Small Cell Collection Permit Application Fee	250.00	
Wireless Support Structure Permit Application Fee	250.00	
Attachment to Municipal Pole (Annual Charge)	200.00	
Waiver/Appeal Application Fee	250.00	
		<i>Updated 12/17/2019</i>

CITY OF WYOMING POLICE FEE SCHEDULE

	2020 Fee		Proposed 2021 Fee Change	
Police Reports - after the intial 25 copies	.05/copy after the first 25			
False Alarm Fee	30.00			
Security Detail	50.00 per hour			
Mayor's Court Costs/Fines	45.00/55.00/65.00 plus fines			
Alarm Permit Fee	25.00			
	<u>Resident</u>	<u>Non Resident</u>		
Background Check/Fingerprints BCI	29.00	40.00		
Background Check FBI	31.00	45.00		
Traffic Violations				
Speeding	150.00			
Speeding 2nd Offense in 24 Months	160.00			
Speeding in School Zone	170.00			
ACDA	155.00			
Seat Belt - Driver	75.00			
Seat Belt - Passenger	65.00			
Seat Belt - Child Restraint	105.00			
Yielding to Emergency Vehicle - Pedestrian	160.00			
Following Emergency Vehicle	180.00			
Approaching a Stationary PS Vehicle	215.00			
Vehicles Transporting Explosives	215.00			
Reckless Driving	180.00			
Operation Willful Wanton Disregard	215.00			
Drive Over Freshly Painted Lines	180.00			
Handicap Parking	255.00			
Permit Required Parking	145.00			
All Other Parking	35.00			
All Other Moving Traffic Violations	150.00			

CITY OF WYOMING POLICE FEE SCHEDULE (con't)

	<u>2020 Fee</u>		<u>Proposed 2021 Fee Change</u>	
Non Moving Violations	140.00			
Criminal Violations				
Hunting Prohibited	205.00			
Failure to Disperse	205.00			
Disorderly Conduct - Intoxicated	205.00			
Gift of Marijuana	205.00			
Drug Abuse	205.00			
Cultivation of Marijuana	205.00			
Littering	205.00			
Failure to Report a Crime or Death	205.00			
Failure to Aid Law Enforcement Officer	205.00			
Unlawful Display of Law Enforcement Emblem on a Motor Vehicle	205.00			
Purchase of Alcoholic Beverage by Minor	205.00			
Purchase/Sale of Low Alcohol Bev. to Minor	205.00			
Sale Permit Required	205.00			
Open Container	205.00			
Excavation Improvement and Driveways	205.00			
Loud Music	205.00			
All Other Criminal Violations	150.00			
				no changes 7/24/2020

CITY OF WYOMING WATER DEPARTMENT FEE SCHEDULE

	2020 Fee	Proposed 2021 Fee Change
Inside City Limits Rates		
Minimum Bill	700 cu. ft./\$45.05	700 cu. ft./\$45.95
Each additional 100 cu. ft.	6.43	6.56
Outside City Limits Rates		
Minimum Bill	700 cu. ft./\$56.31	700 cu. ft./\$57.44
Each additional 100 cu. ft.	8.05	8.20
Development Impact Fee	390.00	
Inside City Limits Rates		
3/4" Water Tap*	3,400.00	
1" Water Tap*	3,500.00	
1.5" Water Tap*	3,700.00	
2" Water Tap*	4,000.00	
<i>*water taps include meter and yoke</i>		
Outside City Limits Rates		
3/4" Water Tap*	4,250.00	
1" Water Tap*	4,375.00	
1.5" Water Tap*	4,625.00	
2" Water Tap*	5,000.00	
<i>*water taps include meter and yoke</i>		
Construction Water		
Within City Limits - New Residences	60.00	
Outside City Limits - New Residence	75.00	
Other Rates		
Penalty - added to unpaid balance	10%	
Shut off Penalty	15.00	
Shut off Charge	25.00	
Curb Stop 3/4" Ball Valve	120.00	
Curb Stop 1" Ball Valve	160.00	
Curb Box Repair Lid	25.00	

CITY OF WYOMING WATER DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee	Proposed 2021 Fee Change
20" Meter Box Lid for 24" to 36" Meter Box	250.00	
11 1/4" Meter Box Lid for 20" Meter Box	60.00	
Fire Hydrant Meter Rental Fee	1,100.00 deposit + 10.00 weekly charge + water usage at current rate	
Couplings		
1" Water Couplings	35.00	
3/4" Water Meter Couplings	30.00	
1/2" Water Meter Couplings	25.00	
Water Meters		
5/8" Water Meter	225.00	
3/4" Water Meter	270.00	
1" Water Meter	340.00	
1 1/2 " Water Meter	625.00	
2" Water Meter	750.00	
Entire Curb Box	80.00	
Unauthorized Fire Hydrant Use	100.00	
Water Meter Repairs		
Repair Damaged Meter Wire	25.00	
Repair of Damaged Meter Reading Wall Pad	30.00	
Repair of Damaged Meter Reading Pit Pad	45.00	
Yokes		
Yoke 5/8' x 3/4"	55.00	
Yoke 1"	70.00	
Meter Box Riser		
2 1/2" Meter Box Riser	65.00	
4" Meter Box Riser	95.00	
Meter Testing	50.00	

CITY OF WYOMING WATER DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee	Proposed 2021 Fee Change
Miscellaneous		
Service Order Fee	15.00	
Garden Plot Rental Fee	75.00	
		<i>Updated 9/3/2020</i>

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE

	2020 Fee	Proposed 2021 Fee Change
New Residences	450.00 + 9.50 each 1,000 cu. ft. + 1% state fee	
Additions	350.00 + 11.50 each 1,000 cu. ft. + 1% state fee	
Plan Revisions	65.00 + all consultant fees + 1% state fee for applicable projects	
Temporary Buildings	25.00 + 5.00 each 1,000 cu. ft.	
Accessory Buildings < 200 Sq. Ft.	75.00 + 5.00 each 1,000 cu. ft. or fraction thereof	
Accessory Buildings 200 Sq. Ft. or >	200.00 + 9.50 each 1,000 cu. ft. + 1% state fee	
Repair/Replacement/Alteration		
Up to \$1,000.00 in Project Costs	60.00 + 1% for state fee for applicable projects	
\$1,000.01 - \$5,000.00 in Project Costs	60.00 base + 5.00 per 1,000.00 of project value from 1,000.01 to \$5,000.00 + 1% for state fee for applicable projects	
\$5,000.01 and Up in Project Costs	80.00 base + 1.00 per 1,000.00 in project value thereafter + 1% for state fee for applicable projects	
Demolition Permit - Bldgs. Not in Historic District	50.00 base fee + 3.00 each 1,000 cu. ft. + 1% state fee	
Demolition & Alteration Permit - Bldgs. in the Historic District	250.00 + 3.00 each 1,000 cu. ft. + 1% for state fee for applicable projects	

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE (con't)		
	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Swimming Pools, Zoning Certificate		
Above Ground	70.00	
In Ground	200.00	
Fence Permit	55.00	
Sign Permit, Zoning Certificate		
If staff approved	50.00	
If ARB approved	100.00	
Public Excavation Permit	80.00	
Public Area Excavation Bond - Refundable (sidewalk and tree lawn areas)	350.00 + 2.00 per sq. ft. of excavation	
Public Area Excavation Bond - Refundable (when excavation is in the public street)	\$5,000.00 + 2.00 per sq. ft. of excavation	
Administrative Sur-Charge for Billing Fees for Sidewalk Repairs:		
Billing Up to \$199.99	10% of bill	
Billing \$200.00 and Up	20.00	
Use and Occupancy Permit	50.00 per unit	
Board of Appeals Hearings	200.00	
Development Plan Fee Residential		
Improvements with Project Value Up to \$10,000.00	100.00	
Improvements with Project Value > \$10,000.00	350.00 + 50.00 per dwelling unit + any City-incurred consultant fees	

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE (con't)

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Development Plan Fee Non Residential		
Improvements with Project Value Up to 10,000.00	100.00	
Improvements with Project Value > \$10,000.00	350.00 + 5.00 per 1,000 sq. ft. gross floor area + any City-incurred consultant fees	
Zoning Certificate (Multi Family Bldgs. > 3 Units and Commercial Projects)	65.00	75.00
Zoning Certificate Residential Projects: driveways, patios, freestanding decks, gazebos, site work, etc. up to \$1000.00 in Project Costs	60.00	
Zoning Certificate Residential Projects: driveways, patios, freestanding decks, gazebos, site work, etc. \$1001.00 to \$5000.00 in Project Costs	60.00 base + 5.00 per 1,000.00 project value from 1000.01 to 5000.00 for applicable projects	
Zoning Certificate Residential Projects: driveways, patios, freestanding decks, gazebos, site work, etc. \$5000.01 and Up in Project Costs	80.00 base + 1.00 per 1,000.00 project value above \$5,000.00 for applicable projects	
Temporary Outdoor Dining Permit Name Change - Food Truck/Transient Business	25.00 daily/50.00 annual	No change to Daily 100.00 annual
Special Use Permits		
Nursery School Permit	70.00/year	
Daycare Permit	100.00/year	
Bed and Breakfast Application Fee	490.00	500.00
Bed and Breakfast Annual Renewal	100.00/year	
Group Home Permit	100.00/year	

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE (con't)		
	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Property Cut Ups		
If approved administratively/does not create new bldg. lot	65.00	75.00
If referred to Planning Commission or if creates a new bldg. lot	150.00	200.00
Planned Unit Development Review	500.00 base + 50.00 per dwelling unit + any City-incurred consultant fees	1,000.00 base + 50.00 per dwelling unit + any City-incurred consultant fees
Subdivision Improvement Plan Fee	500.00 base + 50.00 per dwelling unit + any City-incurred consultant fees	1,000.00 base + 50.00 per dwelling unit + any City-incurred consultant fees
City and Zoning Maps		
18" x 24"	6.00	
36" x 50"	12.00	
Reinspection Fee After 2nd Failed Inspection	65.00	
Certificate of Completion for Zoning Only Projects	25.00	
Zoning Code Text Amendment		300.00
Zoning Classification/Zoning Map Change		300.00
Reduced Density Residential Overlay Plan Adoption or Change		300.00
Floodplain Development Permit		100.00

Updated 8/31/2020

CITY OF WYOMING CIVIC CENTER FEES SCHEDULE

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Friday-Sunday</u>	<u>Monday-Thursday</u>		<u>Friday-Sunday</u>	<u>Monday-Thursday</u>	
Main Hall						
Wyoming Resident	1,000.00	700.00				
Non Wyoming Resident	1,700.00	1,000.00				
Back 1/3 of Main Hall						
Wyoming Resident	325.00	225.00				
Non Wyoming Resident	410.00	250.00				
Civic Center Main Hall Add On Services	.50 -450.00 as set by City Manager					
Corral Room						
Wyoming Resident	180.00	170.00				
Non Wyoming Resident	240.00	225.00				
Civic Center Rental on City Observed Holiday	Add 30.00 per hour to any rental					
Civic Center Beverage Service						
Beverage prices	5.00-16.00 per person age 21+ as set by City Manager					
Bartender Gratuity	50.00 per bartender included with beverage service purchase					
Private Bowling League Rental - 13 weeks	2,340.00					
Cincinnati Lawn Bowling League	45.00 per hour					
	<u>Friday-Sunday</u>	<u>Monday-Thursday</u>		<u>Friday-Sunday</u>	<u>Monday-Thursday</u>	
Bowling Alley (only)-3 hour limit						
Wyoming Resident	275.00	250.00				
Non Wyoming Resident	380.00	335.00				

CITY OF WYOMING CIVIC CENTER FEES SCHEDULE (con't)

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Friday-Sunday</u>	<u>Monday-Thursday</u>		<u>Friday-Sunday</u>	<u>Monday-Thursday</u>	
Bowling Alleys and Corral Room - 3 hour limit						
Wyoming Resident	350.00	300.00				
Non Wyoming Resident	400.00	350.00				
	Resident	Non Resident		Resident	Non Resident	
Children's Bowl Parties - 2 hour limit						
Monday - Saturday	200.00	250.00				
Sunday	250.00	300.00				
Family Bowling Night	20.00 per family					
Open House Bowling Night	12.00 per child/6 per sibling					
Storage Locker/Yearly						
Small Locker	12.50					
Large Locker	25.00					
Wyoming Organizations Yearly Contract						
Woman's Club/per hour	35.00					
Junior Woman's Club/per hour	35.00					
Square Dancing/per hour	35.00					
Herb Society/per hour	35.00					
Recurrent Rental of Civic Center Per Hour	40.00					
Rental of Civic Center South Lawn Only (4 hrs.)						
Wyoming Resident				400.00	250.00	
Non Wyoming Resident				500.00	325.00	

CITY OF WYOMING CIVIC CENTER FEES SCHEDULE (con't)						
	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	Resident	Non Resident		Resident	Non Resident	
Daddy Daughter Dance, per couple	27.00	32.00				
Additonal Daughters	12.00					
CITY OF WYOMING CIVIC CENTER FEES SCHEDULE (con't)						
Son Sational Evening per couple	27.00	32.00				
Additional Sons	12.00					
Holiday One Stop Shop	25.00 per booth space					
Civic Center Marquee Sign Rental	20.00 per day/max 3 day prior to event					
						<i>Updated 7/27/2020</i>

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE

	2020 Fees			Proposed 2021 Fee Change		
	Member	Resident	Non Resident	Member	Resident	Non Resident
T-Ball	50.00	55.00	60.00			
Late Registration Fee	10.00	10.00	10.00			
Coach's Pitch	50.00	55.00	60.00			
Late Registration Fee	10.00	10.00	10.00			
Knothole	110.00	120.00	140.00			
Late Registration Fee	10.00	10.00	10.00			
Men's Softball	240.00 per team			250.00 per team		
Adult Soccer	200.00 per team					
Men's 40 & Over Recreational Basketball	35.00	40.00	45.00			
Late Registration Fee	10.00	10.00	10.00			
Men's 50 & Over Basketball	25.00	35.00	40.00	30.00	40.00	50.00
Late Registration Fee	10.00	10.00	10.00			
Men's Open Basketball League	\$225.00/team					
Adult Open League Annual Basketball (Men/Women)	Free	Free	30.00			
Girl's Softball						
8U	60.00	65.00	80.00	65.00	70.00	85.00
10 and Up	80.00	87.00	103.00	85.00	92.00	108.00
Youth Basketball 2 - 12	73.00	80.00	95.00			
Late Registration Fee	10.00	10.00	10.00			
Lacrosse						
Lacrosse Boys K-2	55.00	65.00	77.00			
Lacrosse Boys grades 3-4/Girls 2-4	85.00	95.00	107.00			
Lacrosse Boys /Girls grades 5-6 & Middle School	105.00	115.00	127.00			
Late Registration Fee (all ages)	25.00	25.00	25.00			

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>
CPYVL Volleyball	65.00	70.00	75.00			
Youth Soccer						
Grades 1 - 12	70.00	75.00	85.00			
Kindergarten (Dribblers)	40.00	44.00	52.00			
Pee Wee Soccer League	40.00	44.00	52.00			
Late Registration Fee - All Ages	10.00	10.00	10.00			
Middle School Golf	160.00	165.00	170.00			
Youth Wrestling	60.00	65.00	70.00			
Late Fee	10.00	10.00	10.00			
Youth Ultimate Frisbee				25.00	30.00	35.00
Sports and Mini Summer Camps	varies	varies	varies			
Fall Festival						
10' x 10' Space	40.00					
10' x 20' Space	60.00					
10' x 10' Covered Space	80.00					
Food Vendors	95.00					
Recreation Center Membership	<u>Resident</u>	<u>Non Resident</u>		<u>Resident</u>	<u>Non Resident</u>	
Family Membership	240.00	360.00				
Dual/Single Parent Membership	216.00	310.00				
Single Adult Membership	180.00	270.00				
Senior Couple	170.00	260.00				
Single Senior	125.00	208.00				
SilverSneakers/PRIME Child Add On	60.00	90.00				
Teen Membership	108.00	185.00				
College Summer Pass	80.00/3 mos.	95.00/3 mos.				

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee			Proposed 2021 Fee Change		
	Resident	Non Resident		Resident	Non Resident	
Recreation Center Daily Value Pass						
5 Punch Guest Pass	45.00	70.00				
10 Punch Guest Pass	80.00	90.00				
Corporate Membership	resident membership rates apply Rates vary based on membership classifications					
Dual Recreation Center/Aquatic Center Membership						
Family	465.00	670.00				
Dual/Single Parent Membership	395.00	525.00				
Single Adult Membership	315.00	445.00				
Senior Couple	285.00	415.00				
Single Senior	190.00	340.00				
Teen Membership	175.00	290.00				
Family Aquatic Center Membership						
Family	275.00	385.00				
Dual/Single Parent Membership	220.00	275.00				
Single Adult Membership	165.00	220.00				
Senior Couple	143.00	200.00				
Single Senior	83.00	165.00				
SilverSneakers/PRIME Child Add On	110.00	165.00				
Teen Membership	83.00	110.00				
Babysitter Pool Pass to Fam or Dual	75.00	75.00				
Family Aquatic Center Value Pass (12 for 10)						
Youth	60.00	100.00				
Adult	80.00	120.00				
Senior	60.00	100.00				

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee			Proposed 2021 Fee Change		
	Resident	Non Resident		Resident	Non Resident	
Family Aquatic Center General Admission						
Adult	8.00	12.00				
Children 3 to 17	6.00	10.00				
Seniors	6.00	10.00				
Twilight Hours (6:00 to 8:00 p.m.)	4.00	8.00				
Half Day When Pool Open 4:00 to 8:00 p.m.	4.00	8.00				
Family Aquatic Center Rental	Member	Non Member		Member	Non Member	
Pool Deck Rental Only - 2 hrs.	60.00	80.00				
Birthday Party Package 10 person min.	140.00	160.00				
Additional Charge Per Child over 10	3.00	8.00				
Private Rental (2.5 hours)	1,000.00	1,200.00				
Concession Stand Staffing During Private Event (2 hrs.)		200.00				
	Resident	Non Resident		Resident	Non Resident	
WFAC Group Sales (groups of 20 or more)/per person	5.00	5.00				
	Member	Non Member		Member	Non Member	
Pre School Plunge Ages 6 and under	Free	4.00				
Swim Team						
Per Swimmer	80.00	135.00				
Each Additional Family Member	70.00	125.00				
Summer Day Camp						
Per Day	41.00	45.00	49.00			
5 Day Registration	185.00	203.00	221.00			
One time per family registration fee	45.00	45.00	55.00			
Late Fee	15.00	15.00	15.00			

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee			Proposed 2021 Fee Change		
	Member	Resident	Non Resident	Member	Resident	Non Resident
Toddler Open Gym	Free	3.00	5.00			
School's Out/ Winter Break Camp						
Per day	\$41.00	\$45.00	\$49.00			
Enrichment Programs	55.00	60.00	65.00			
Enriching Kids Better Babysitter	90.00	95.00	100.00			
Enriching Kids Home Alone	60.00	65.00	70.00			
Martial Arts Tai Chi	28.00	34.00	40.00			
Group Fitness Classes	6.00	10.00	12.00			
Fitness Class Membership - Monthly	55.00	65.00	70.00			
Fitness Punch Pass						
5 punches	30.00	40.00	50.00			
10 punches	50.00	80.00	100.00			
Personal Train/Teen Train/Fitness Assessments	varies \$10.00-\$660.00					
Conference Room Hourly Rental Rate	Free	Free	50.00			
Multi-Purpose Room Hourly Rental Rate	75.00	75.00	85.00			
Recreation Center Gymnasium Hourly Rental	40.00	45.00	65.00			
800 Oak, City Building Gym Hourly Rental Fee	35.00	40.00	55.00			
Studio A Hourly Rental Rate	25.00	30.00	n/a			
Studio A Hourly Rental for Contractors w/ Rec Ctr	30.00					
Studio Rental Recurrent Hourly Rental Rate (60%)	15.00	18.00	n/a			
Studio A Rental Recurrent Hrly. Rental Rate Contractor (60%)	18.00					

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>
Studio B Hourly Rental Rate	15.00	15.00	20.00			
Studio B Hourly Rental Rate Contractor	20.00					
Studio B Recurrent Hourly Rental Rate (60%)	12.00					
Private Team Facility User Fee Per Season	250.00	300.00	350.00			
Turf Field Hourly Rate for Light Use	40.00			50.00		
Turf Field Hourly Rental Rate	40.00	40.00	55.00	50.00	50.00	60.00
Turf Field Hourly Rental Rate for Organization/Commercial	100.00					
Turf Field Scoreboard Rental for 2 hours	50.00					
Turf Block Rental Rate				1,100.00	1,100.00	1,800.00
36 hours				600.00	600.00	1,000.00
20 hours				300.00	300.00	500.00
10 hours						
Processing Cancellation/Transfer Fee	5.00					

updated 9/24/2020

ORDINANCE NO. _____ - 2020

ORDINANCE ADOPTING REVISED FEES AND CHARGES FOR 2021

WHEREAS, the Council of the City of Wyoming reviews on a regular basis the current fees and charges which it utilizes relative to certain services which it provides to the residents of the City of Wyoming and other individuals; and

WHEREAS, it has come to the attention of the City of Wyoming, Ohio, that certain fees charged as hereinafter enumerated in Exhibit "A" hereof are not in line with the costs incurred to handle the administration expenses incurred by the City of Wyoming in operating or administering such program;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WYOMING, OHIO:

Section 1. The City Council of the City of Wyoming hereby approves the fee schedule changes attached hereto as Exhibit "A" for the fiscal year beginning January 1, 2021.

PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING, OHIO THIS _____ DAY OF _____ 2020.

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger., City Solicitor

CITY OF WYOMING FIRE/EMS DEPARTMENT FEE SCHEDULE

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Wyoming EMS Runs		
BLS	650.00 + cost of supplies per run	
Advanced Life Support I	850.00 + cost of supplies per run	
Advanced Life Support II	950.00 + cost of supplies per run	
EMS Non Transport Fee	50.00	
Mileage Fee for EMS Transport for ALS and BLS	14.00 per mile	
Commercial Fire Inspection - Beyond First Reinspection	30.00	
Food Truck Fire-Safety Inspection		20.00
Fire Inspection for Child Care Providers - (Nursery Schools, Day Cares, Foster Homes)	30.00	
False Fire Alarm	50.00 for 2nd false alarm at a property with a \$50.00 increase for each additional false alarm thereafter	
CPR Training	35.00	40.00
First Aid Class	45.00	<i>updated 7/24/2020</i>

CITY OF WYOMING FINANCE FEE SCHEDULE

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Garage Sale Permit	10.00	
Bad Check Charge	45.00	
Copies	.05/copy after the first 25	
Non-Resident/Business Website Registration	50.00	
Door Knob Permit	50.00/yr	
Door to Door Solicitation Permit		
Base Application for 6 months	100.00	
Per Additional Agent for 6 months	50.00	
		<i>no changes 7/24/2020</i>

CITY OF WYOMING PUBLIC WORKS FEE SCHEDULE

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Small Cell Work Permit Application Fee	250.00	
Small Cell Collection Permit Application Fee	250.00	
Wireless Support Structure Permit Application Fee	250.00	
Attachment to Municipal Pole (Annual Charge)	200.00	
Waiver/Appeal Application Fee	250.00	
		<i>Updated 12/17/2019</i>

CITY OF WYOMING POLICE FEE SCHEDULE

	<u>2020 Fee</u>		<u>Proposed 2021 Fee Change</u>	
Police Reports - after the intial 25 copies	.05/copy after the first 25			
False Alarm Fee	30.00			
Security Detail	50.00 per hour			
Mayor's Court Costs/Fines	45.00/55.00/65.00 plus fines			
Alarm Permit Fee	25.00			
	<u>Resident</u>	<u>Non Resident</u>		
Background Check/Fingerprints BCI	29.00	40.00		
Background Check FBI	31.00	45.00		
Traffic Violations				
Speeding	150.00			
Speeding 2nd Offense in 24 Months	160.00			
Speeding in School Zone	170.00			
ACDA	155.00			
Seat Belt - Driver	75.00			
Seat Belt - Passenger	65.00			
Seat Belt - Child Restraint	105.00			
Yielding to Emergency Vehicle - Pedestrian	160.00			
Following Emergency Vehicle	180.00			
Approaching a Stationary PS Vehicle	215.00			
Vehicles Transporting Explosives	215.00			
Reckless Driving	180.00			
Operation Willful Wanton Disregard	215.00			
Drive Over Freshly Painted Lines	180.00			
Handicap Parking	255.00			
Permit Required Parking	145.00			
All Other Parking	35.00			
All Other Moving Traffic Violations	150.00			

CITY OF WYOMING POLICE FEE SCHEDULE (con't)

	<u>2020 Fee</u>		<u>Proposed 2021 Fee Change</u>	
Non Moving Violations	140.00			
Criminal Violations				
Hunting Prohibited	205.00			
Failure to Disperse	205.00			
Disorderly Conduct - Intoxicated	205.00			
Gift of Marijuana	205.00			
Drug Abuse	205.00			
Cultivation of Marijuana	205.00			
Littering	205.00			
Failure to Report a Crime or Death	205.00			
Failure to Aid Law Enforcement Officer	205.00			
Unlawful Display of Law Enforcement Emblem on a Motor Vehicle	205.00			
Purchase of Alcoholic Beverage by Minor	205.00			
Purchase/Sale of Low Alcohol Bev. to Minor	205.00			
Sale Permit Required	205.00			
Open Container	205.00			
Excavation Improvement and Driveways	205.00			
Loud Music	205.00			
All Other Criminal Violations	150.00			
				no changes 7/24/2020

CITY OF WYOMING WATER DEPARTMENT FEE SCHEDULE

	2020 Fee	Proposed 2021 Fee Change
Inside City Limits Rates		
Minimum Bill	700 cu. ft./\$45.05	700 cu. ft./\$45.95
Each additional 100 cu. ft.	6.43	6.56
Outside City Limits Rates		
Minimum Bill	700 cu. ft./\$56.31	700 cu. ft./\$57.44
Each additional 100 cu. ft.	8.05	8.20
Development Impact Fee	390.00	
Inside City Limits Rates		
3/4" Water Tap*	3,400.00	
1" Water Tap*	3,500.00	
1.5" Water Tap*	3,700.00	
2" Water Tap*	4,000.00	
<i>*water taps include meter and yoke</i>		
Outside City Limits Rates		
3/4" Water Tap*	4,250.00	
1" Water Tap*	4,375.00	
1.5" Water Tap*	4,625.00	
2" Water Tap*	5,000.00	
<i>*water taps include meter and yoke</i>		
Construction Water		
Within City Limits - New Residences	60.00	
Outside City Limits - New Residence	75.00	
Other Rates		
Penalty - added to unpaid balance	10%	
Shut off Penalty	15.00	
Shut off Charge	25.00	
Curb Stop 3/4" Ball Valve	120.00	
Curb Stop 1" Ball Valve	160.00	
Curb Box Repair Lid	25.00	

CITY OF WYOMING WATER DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee	Proposed 2021 Fee Change
20" Meter Box Lid for 24" to 36" Meter Box	250.00	
11 1/4" Meter Box Lid for 20" Meter Box	60.00	
Fire Hydrant Meter Rental Fee	1,100.00 deposit + 10.00 weekly charge + water usage at current rate	
Couplings		
1" Water Couplings	35.00	
3/4" Water Meter Couplings	30.00	
1/2" Water Meter Couplings	25.00	
Water Meters		
5/8" Water Meter	225.00	
3/4" Water Meter	270.00	
1" Water Meter	340.00	
1 1/2 " Water Meter	625.00	
2" Water Meter	750.00	
Entire Curb Box	80.00	
Unauthorized Fire Hydrant Use	100.00	
Water Meter Repairs		
Repair Damaged Meter Wire	25.00	
Repair of Damaged Meter Reading Wall Pad	30.00	
Repair of Damaged Meter Reading Pit Pad	45.00	
Yokes		
Yoke 5/8' x 3/4"	55.00	
Yoke 1"	70.00	
Meter Box Riser		
2 1/2" Meter Box Riser	65.00	
4" Meter Box Riser	95.00	
Meter Testing	50.00	

CITY OF WYOMING WATER DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee	Proposed 2021 Fee Change
Miscellaneous		
Service Order Fee	15.00	
Garden Plot Rental Fee	75.00	
		<i>Updated 9/3/2020</i>

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE

	2020 Fee	Proposed 2021 Fee Change
New Residences	450.00 + 9.50 each 1,000 cu. ft. + 1% state fee	
Additions	350.00 + 11.50 each 1,000 cu. ft. + 1% state fee	
Plan Revisions	65.00 + all consultant fees + 1% state fee for applicable projects	
Temporary Buildings	25.00 + 5.00 each 1,000 cu. ft.	
Accessory Buildings < 200 Sq. Ft.	75.00 + 5.00 each 1,000 cu. ft. or fraction thereof	
Accessory Buildings 200 Sq. Ft. or >	200.00 + 9.50 each 1,000 cu. ft. + 1% state fee	
Repair/Replacement/Alteration		
Up to \$1,000.00 in Project Costs	60.00 + 1% for state fee for applicable projects	
\$1,000.01 - \$5,000.00 in Project Costs	60.00 base + 5.00 per 1,000.00 of project value from 1,000.01 to \$5,000.00 + 1% for state fee for applicable projects	
\$5,000.01 and Up in Project Costs	80.00 base + 1.00 per 1,000.00 in project value thereafter + 1% for state fee for applicable projects	
Demolition Permit - Bldgs. Not in Historic District	50.00 base fee + 3.00 each 1,000 cu. ft. + 1% state fee	
Demolition & Alteration Permit - Bldgs. in the Historic District	250.00 + 3.00 each 1,000 cu. ft. + 1% for state fee for applicable projects	

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE (con't)		
	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Swimming Pools, Zoning Certificate		
Above Ground	70.00	
In Ground	200.00	
Fence Permit	55.00	
Sign Permit, Zoning Certificate		
If staff approved	50.00	
If ARB approved	100.00	
Public Excavation Permit	80.00	
Public Area Excavation Bond - Refundable (sidewalk and tree lawn areas)	350.00 + 2.00 per sq. ft. of excavation	
Public Area Excavation Bond - Refundable (when excavation is in the public street)	\$5,000.00 + 2.00 per sq. ft. of excavation	
Administrative Sur-Charge for Billing Fees for Sidewalk Repairs:		
Billing Up to \$199.99	10% of bill	
Billing \$200.00 and Up	20.00	
Use and Occupancy Permit	50.00 per unit	
Board of Appeals Hearings	200.00	
Development Plan Fee Residential		
Improvements with Project Value Up to \$10,000.00	100.00	
Improvements with Project Value > \$10,000.00	350.00 + 50.00 per dwelling unit + any City-incurred consultant fees	

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE (con't)

	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Development Plan Fee Non Residential		
Improvements with Project Value Up to 10,000.00	100.00	
Improvements with Project Value > \$10,000.00	350.00 + 5.00 per 1,000 sq. ft. gross floor area + any City-incurred consultant fees	
Zoning Certificate (Multi Family Bldgs. > 3 Units and Commercial Projects)	65.00	75.00
Zoning Certificate Residential Projects: driveways, patios, freestanding decks, gazebos, site work, etc. up to \$1000.00 in Project Costs	60.00	
Zoning Certificate Residential Projects: driveways, patios, freestanding decks, gazebos, site work, etc. \$1001.00 to \$5000.00 in Project Costs	60.00 base + 5.00 per 1,000.00 project value from 1000.01 to 5000.00 for applicable projects	
Zoning Certificate Residential Projects: driveways, patios, freestanding decks, gazebos, site work, etc.\$5000.01 and Up in Project Costs	80.00 base + 1.00 per 1,000.00 project value above \$5,000.00 for applicable projects	
Temporary Outdoor Dining Permit Name Change - Food Truck/Transient Business	25.00 daily/50.00 annual	No change to Daily 100.00 annual
Special Use Permits		
Nursery School Permit	70.00/year	
Daycare Permit	100.00/year	
Bed and Breakfast Application Fee	490.00	500.00
Bed and Breakfast Annual Renewal	100.00/year	
Group Home Permit	100.00/year	

CITY OF WYOMING BUILDING DEPARTMENT FEES SCHEDULE (con't)		
	<u>2020 Fee</u>	<u>Proposed 2021 Fee Change</u>
Property Cut Ups		
If approved administratively/does not create new bldg. lot	65.00	75.00
If referred to Planning Commission or if creates a new bldg. lot	150.00	200.00
Planned Unit Development Review	500.00 base + 50.00 per dwelling unit + any City-incurred consultant fees	1,000.00 base + 50.00 per dwelling unit + any City-incurred consultant fees
Subdivision Improvement Plan Fee	500.00 base + 50.00 per dwelling unit + any City-incurred consultant fees	1,000.00 base + 50.00 per dwelling unit + any City-incurred consultant fees
City and Zoning Maps		
18" x 24"	6.00	
36" x 50"	12.00	
Reinspection Fee After 2nd Failed Inspection	65.00	
Certificate of Completion for Zoning Only Projects	25.00	
Zoning Code Text Amendment		300.00
Zoning Classification/Zoning Map Change		300.00
Reduced Density Residential Overlay Plan Adoption or Change		300.00
Floodplain Development Permit		100.00

Updated 8/31/2020

CITY OF WYOMING CIVIC CENTER FEES SCHEDULE

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Friday-Sunday</u>	<u>Monday-Thursday</u>		<u>Friday-Sunday</u>	<u>Monday-Thursday</u>	
Main Hall						
Wyoming Resident	1,000.00	700.00				
Non Wyoming Resident	1,700.00	1,000.00				
Back 1/3 of Main Hall						
Wyoming Resident	325.00	225.00				
Non Wyoming Resident	410.00	250.00				
Civic Center Main Hall Add On Services	.50 -450.00 as set by City Manager					
Corral Room						
Wyoming Resident	180.00	170.00				
Non Wyoming Resident	240.00	225.00				
Civic Center Rental on City Observed Holiday	Add 30.00 per hour to any rental					
Civic Center Beverage Service						
Beverage prices	5.00-16.00 per person age 21+ as set by City Manager					
Bartender Gratuity	50.00 per bartender included with beverage service purchase					
Private Bowling League Rental - 13 weeks	2,340.00					
Cincinnati Lawn Bowling League	45.00 per hour					
	<u>Friday-Sunday</u>	<u>Monday-Thursday</u>		<u>Friday-Sunday</u>	<u>Monday-Thursday</u>	
Bowling Alley (only)-3 hour limit						
Wyoming Resident	275.00	250.00				
Non Wyoming Resident	380.00	335.00				

CITY OF WYOMING CIVIC CENTER FEES SCHEDULE (con't)

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Friday-Sunday</u>	<u>Monday-Thursday</u>		<u>Friday-Sunday</u>	<u>Monday-Thursday</u>	
Bowling Alleys and Corral Room - 3 hour limit						
Wyoming Resident	350.00	300.00				
Non Wyoming Resident	400.00	350.00				
	Resident	Non Resident		Resident	Non Resident	
Children's Bowl Parties - 2 hour limit						
Monday - Saturday	200.00	250.00				
Sunday	250.00	300.00				
Family Bowling Night	20.00 per family					
Open House Bowling Night	12.00 per child/6 per sibling					
Storage Locker/Yearly						
Small Locker	12.50					
Large Locker	25.00					
Wyoming Organizations Yearly Contract						
Woman's Club/per hour	35.00					
Junior Woman's Club/per hour	35.00					
Square Dancing/per hour	35.00					
Herb Society/per hour	35.00					
Recurrent Rental of Civic Center Per Hour	40.00					
Rental of Civic Center South Lawn Only (4 hrs.)						
Wyoming Resident				400.00	250.00	
Non Wyoming Resident				500.00	325.00	

CITY OF WYOMING CIVIC CENTER FEES SCHEDULE (con't)						
	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	Resident	Non Resident		Resident	Non Resident	
Daddy Daughter Dance, per couple	27.00	32.00				
Additonal Daughters	12.00					
CITY OF WYOMING CIVIC CENTER FEES SCHEDULE (con't)						
Son Sational Evening per couple	27.00	32.00				
Additional Sons	12.00					
Holiday One Stop Shop	25.00 per booth space					
Civic Center Marquee Sign Rental	20.00 per day/max 3 day prior to event					
						<i>Updated 7/27/2020</i>

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE

	2020 Fees			Proposed 2021 Fee Change		
	Member	Resident	Non Resident	Member	Resident	Non Resident
T-Ball	50.00	55.00	60.00			
Late Registration Fee	10.00	10.00	10.00			
Coach's Pitch	50.00	55.00	60.00			
Late Registration Fee	10.00	10.00	10.00			
Knothole	110.00	120.00	140.00			
Late Registration Fee	10.00	10.00	10.00			
Men's Softball	240.00 per team			250.00 per team		
Adult Soccer	200.00 per team					
Men's 40 & Over Recreational Basketball	35.00	40.00	45.00			
Late Registration Fee	10.00	10.00	10.00			
Men's 50 & Over Basketball	25.00	35.00	40.00	30.00	40.00	50.00
Late Registration Fee	10.00	10.00	10.00			
Men's Open Basketball League	\$225.00/team					
Adult Open League Annual Basketball (Men/Women)	Free	Free	30.00			
Girl's Softball						
8U	60.00	65.00	80.00	65.00	70.00	85.00
10 and Up	80.00	87.00	103.00	85.00	92.00	108.00
Youth Basketball 2 - 12	73.00	80.00	95.00			
Late Registration Fee	10.00	10.00	10.00			
Lacrosse						
Lacrosse Boys K-2	55.00	65.00	77.00			
Lacrosse Boys grades 3-4/Girls 2-4	85.00	95.00	107.00			
Lacrosse Boys /Girls grades 5-6 & Middle School	105.00	115.00	127.00			
Late Registration Fee (all ages)	25.00	25.00	25.00			

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>
CPYVL Volleyball	65.00	70.00	75.00			
Youth Soccer						
Grades 1 - 12	70.00	75.00	85.00			
Kindergarten (Dribblers)	40.00	44.00	52.00			
Pee Wee Soccer League	40.00	44.00	52.00			
Late Registration Fee - All Ages	10.00	10.00	10.00			
Middle School Golf	160.00	165.00	170.00			
Youth Wrestling	60.00	65.00	70.00			
Late Fee	10.00	10.00	10.00			
Youth Ultimate Frisbee				25.00	30.00	35.00
Sports and Mini Summer Camps	varies	varies	varies			
Fall Festival						
10' x 10' Space	40.00					
10' x 20' Space	60.00					
10' x 10' Covered Space	80.00					
Food Vendors	95.00					
Recreation Center Membership	<u>Resident</u>	<u>Non Resident</u>		<u>Resident</u>	<u>Non Resident</u>	
Family Membership	240.00	360.00				
Dual/Single Parent Membership	216.00	310.00				
Single Adult Membership	180.00	270.00				
Senior Couple	170.00	260.00				
Single Senior	125.00	208.00				
SilverSneakers/PRIME Child Add On	60.00	90.00				
Teen Membership	108.00	185.00				
College Summer Pass	80.00/3 mos.	95.00/3 mos.				

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee			Proposed 2021 Fee Change		
	Resident	Non Resident		Resident	Non Resident	
Recreation Center Daily Value Pass						
5 Punch Guest Pass	45.00	70.00				
10 Punch Guest Pass	80.00	90.00				
Corporate Membership	resident membership rates apply Rates vary based on membership classifications					
Dual Recreation Center/Aquatic Center Membership						
Family	465.00	670.00				
Dual/Single Parent Membership	395.00	525.00				
Single Adult Membership	315.00	445.00				
Senior Couple	285.00	415.00				
Single Senior	190.00	340.00				
Teen Membership	175.00	290.00				
Family Aquatic Center Membership						
Family	275.00	385.00				
Dual/Single Parent Membership	220.00	275.00				
Single Adult Membership	165.00	220.00				
Senior Couple	143.00	200.00				
Single Senior	83.00	165.00				
SilverSneakers/PRIME Child Add On	110.00	165.00				
Teen Membership	83.00	110.00				
Babysitter Pool Pass to Fam or Dual	75.00	75.00				
Family Aquatic Center Value Pass (12 for 10)						
Youth	60.00	100.00				
Adult	80.00	120.00				
Senior	60.00	100.00				

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee			Proposed 2021 Fee Change		
	<u>Resident</u>	<u>Non Resident</u>		<u>Resident</u>	<u>Non Resident</u>	
Family Aquatic Center General Admission						
Adult	8.00	12.00				
Children 3 to 17	6.00	10.00				
Seniors	6.00	10.00				
Twilight Hours (6:00 to 8:00 p.m.)	4.00	8.00				
Half Day When Pool Open 4:00 to 8:00 p.m.	4.00	8.00				
Family Aquatic Center Rental	<u>Member</u>	<u>Non Member</u>		<u>Member</u>	<u>Non Member</u>	
Pool Deck Rental Only - 2 hrs.	60.00	80.00				
Birthday Party Package 10 person min.	140.00	160.00				
Additional Charge Per Child over 10	3.00	8.00				
Private Rental (2.5 hours)	1,000.00	1,200.00				
Concession Stand Staffing During Private Event (2 hrs.)	200.00					
	<u>Resident</u>	<u>Non Resident</u>		<u>Resident</u>	<u>Non Resident</u>	
WFAC Group Sales (groups of 20 or more)/per person	5.00	5.00				
	<u>Member</u>	<u>Non Member</u>		<u>Member</u>	<u>Non Member</u>	
Pre School Plunge Ages 6 and under	Free	4.00				
Swim Team						
Per Swimmer	80.00	135.00				
Each Additional Family Member	70.00	125.00				
Summer Day Camp						
Per Day	41.00	45.00	49.00			
5 Day Registration	185.00	203.00	221.00			
One time per family registration fee	45.00	45.00	55.00			
Late Fee	15.00	15.00	15.00			

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	2020 Fee			Proposed 2021 Fee Change		
	Member	Resident	Non Resident	Member	Resident	Non Resident
Toddler Open Gym	Free	3.00	5.00			
School's Out/ Winter Break Camp						
Per day	\$41.00	\$45.00	\$49.00			
Enrichment Programs	55.00	60.00	65.00			
Enriching Kids Better Babysitter	90.00	95.00	100.00			
Enriching Kids Home Alone	60.00	65.00	70.00			
Martial Arts Tai Chi	28.00	34.00	40.00			
Group Fitness Classes	6.00	10.00	12.00			
Fitness Class Membership - Monthly	55.00	65.00	70.00			
Fitness Punch Pass						
5 punches	30.00	40.00	50.00			
10 punches	50.00	80.00	100.00			
Personal Train/Teen Train/Fitness Assessments	varies \$10.00-\$660.00					
Conference Room Hourly Rental Rate	Free	Free	50.00			
Multi-Purpose Room Hourly Rental Rate	75.00	75.00	85.00			
Recreation Center Gymnasium Hourly Rental	40.00	45.00	65.00			
800 Oak, City Building Gym Hourly Rental Fee	35.00	40.00	55.00			
Studio A Hourly Rental Rate	25.00	30.00	n/a			
Studio A Hourly Rental for Contractors w/ Rec Ctr	30.00					
Studio Rental Recurrent Hourly Rental Rate (60%)	15.00	18.00	n/a			
Studio A Rental Recurrent Hrly. Rental Rate Contractor (60%)	18.00					

CITY OF WYOMING RECREATION DEPARTMENT FEE SCHEDULE (con't)

	<u>2020 Fee</u>			<u>Proposed 2021 Fee Change</u>		
	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>	<u>Member</u>	<u>Resident</u>	<u>Non Resident</u>
Studio B Hourly Rental Rate	15.00	15.00	20.00			
Studio B Hourly Rental Rate Contractor	20.00					
Studio B Recurrent Hourly Rental Rate (60%)	12.00					
Private Team Facility User Fee Per Season	250.00	300.00	350.00			
Turf Field Hourly Rate for Light Use	40.00			50.00		
Turf Field Hourly Rental Rate	40.00	40.00	55.00	50.00	50.00	60.00
Turf Field Hourly Rental Rate for Organization/Commercial	100.00					
Turf Field Scoreboard Rental for 2 hours	50.00					
Turf Block Rental Rate				1,100.00	1,100.00	1,800.00
36 hours				600.00	600.00	1,000.00
20 hours				300.00	300.00	500.00
10 hours						
Processing Cancellation/Transfer Fee	5.00					

updated 9/24/2020

CITY OF WYOMING



THIRD QUARTER REPORT 2020 BUDGET

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INTRODUCTION

Attached is the overview of the financial status of the 2020 budget based on nine months of actual revenue collections and projections. This report categorizes the City of Wyoming's funds as either Major or Non-Major. For purposes of this report only, Major Funds are the General Fund, Recreation Fund, Capital Improvement Fund, Equipment Replacement Fund, and the Waterworks Revenue Fund. These five funds were deemed Major Funds because they receive the majority of the City's revenue, expend the majority of the City's cash resources, or are of particular importance to City Council and residents. The remaining funds can be located in the Non-Major Fund section of this report.

Detailed in each section are descriptions of each fund and an analysis of the revenues and expenditures posted to date. Actual receipts (revenues) and payments (expenditures) are compared to the adopted budget to assess potential overages/shortages in budgeted line items. Comparisons with figures from last fiscal year are included to indicate the differences by year, since budgeting techniques remain relatively uniform from one fiscal year to the next.

CASH MANAGEMENT

Cash temporarily idle during the quarter was invested in demand deposits, Money Market Funds, Federal Government Securities, Commercial Paper, Banker's Acceptance, and the State Treasurer's Investment Pool (Star Ohio). The City earned \$72,949 on all investments during the first nine months of 2020. As of September 30, 2020, the cash resources per the City's cashbook were divided as follows:

Cash Resource	09/30/2020	%
Govt. Agencies	4,893,153	42.4
Cash	6,084,057	52.7
Commercial Paper	0	0.0
Star Ohio	6,396	0.1
Money Market	299,603	2.6
Demand Deposit	<u>259,508</u>	2.2
	<u>11,542,717</u>	<u>100.0</u>

QUARTERLY HIGHLIGHTS

During the past nine (9) months, a number of significant events have transpired in the City.

- Municipal Income Tax receipts for the third quarter of 2020 were \$5,507,340 compared to \$5,564,289 in the third quarter of 2019. This is a 1.0% decrease over actual 2019 collections. Income tax receipts continue to stay on budget for 2020. However, a decline is anticipated in 2021 due to the economic downturn.
- Real Estate Taxes of \$2,960,247 were received in 2020 and compares to \$3,130,852 collected in 2019. Again, the decline is partially due to the change in the property tax due date. It is still unknown how the current economic state will impact property tax receipts.

MAJOR FUNDS

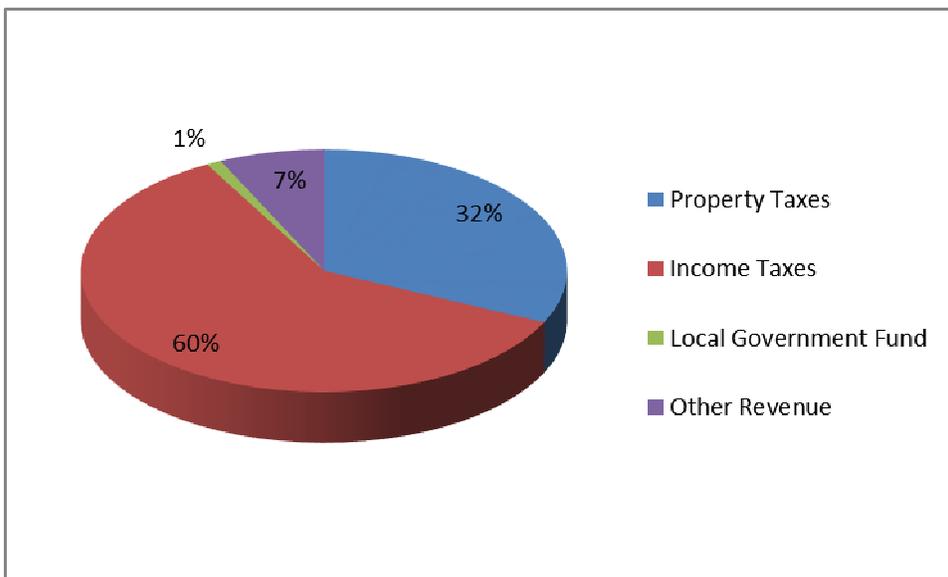
General Fund

Fund Description

The General Fund is the general operating fund of the City of Wyoming. It is used to account for all financial resources except those required by law or contract to be accounted for in another fund.

Revenues

During the first nine (9) months, \$9,165,209 was received. This represents 88.8% of total General Fund Revenues estimated for the 2020 budget.



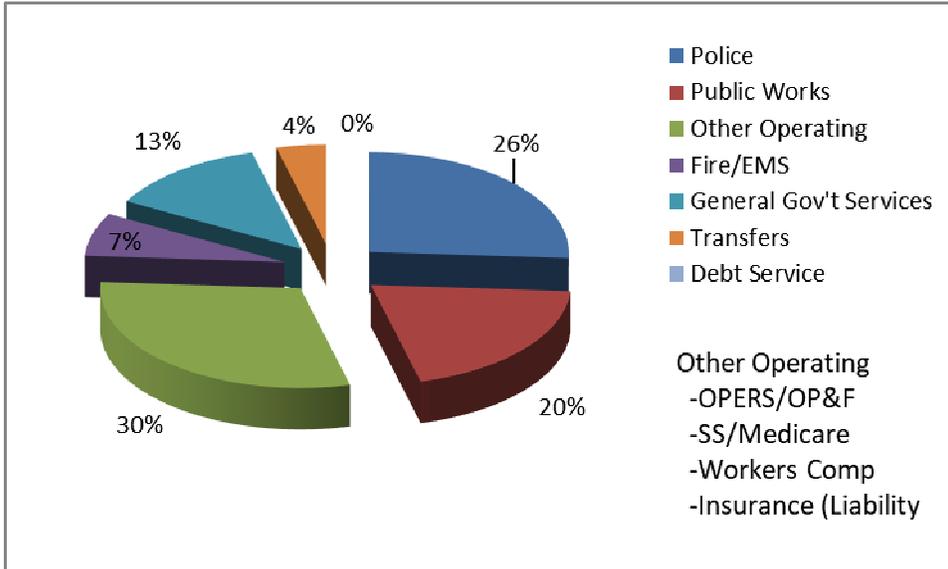
The following General Fund Revenues require further explanation.

- **Property Taxes.** Property taxes of \$2,960,247 was received in 2020 compared to \$3,130,852 in 2019. It is still unknown how the current economic state will impact property tax receipts.
- **City Income Tax.** Income Tax receipts of \$5,507,340 are 88.8% of estimated revenues and compares to \$5,564,289 received through the first nine months of 2019. This is a decrease of \$56,949 or 1.0% from last year's receipts. Income tax receipts are continually monitored to identify any downturn due to COVID-19. To date, income tax receipts have continued to stay on target for the 2020 Budget. However, a decline is anticipated in 2021 due to the economic downturn and impact of COVID-19.
- **Local Government Fund.** The City received \$95,637 or 83.8% of budget during the first nine months of 2020 which is on target for the budgeted amount. There is an anticipated decline in LGF revenue in 2021.
- **Charges for Services.** Charges for Services generated \$114,107 in revenue which includes payments of \$78,630 by participating communities for EMS services. Also included in the Charges for Services category are charges for copies and bad check charges that generated \$82 of revenue, Background checks generated \$14,499. Other services include Gasoline Sales \$2,523, and Police Security \$10,150.
- **Permits.** Building Permits generate the majority of "Permits" revenue with fees of \$27,254 compared to \$26,432 in 2019.
- **Court Costs.** \$50,499 received for Court Costs and Fines/Forfeitures in 2020 compared to \$107,076 received during the first nine months of 2019.
- **Interest on Investments.** Total year-to-date General Fund investments are \$53,787 or 77.9% of estimated revenue compared to \$53,085 received through the first nine months of 2019.
 - Interest rates for Certificates of Deposits invested last year and coming due in 2020 have an average interest rate of 1.55% compared to 2.10% during 2019.
 - The Star Ohio rate is currently 0.55% compared to 2.58% at the end of first half of 2019. Investments in Star Ohio generated \$35 through the first half of 2020.
 - The City of Wyoming's investments with Raymond James are working to maximize returns in a conservative manner. Investments include agencies, commercial paper, banker acceptance, and money market funds. Maturities vary, ranging from 30 days to 730 days. Most investments mature within two years. Interest earnings in this program have generated \$53,052 for the General Fund through September 30, 2020.
- **Miscellaneous Income.** Miscellaneous income includes the half year Warner Cable Franchise Fee payment of \$50,762, rental income of \$14,200. Other miscellaneous items include Rumpke stickers of \$11,163, and telephone franchise fees of \$31,586.

Expenditures

During the first nine months of 2020, \$5,736,843 was expended. This represents 53.6% of total General Fund Expenditures estimated for the 2020 budget and compares to 36.8% expended during the first nine months of 2019.

Three financial centers comprise approximately 76% of the total General Fund Expenditures: Police, Public Works, and Other Operating Costs. These three expended \$4,377,963 during the first nine months of 2020.



With 75% of the fiscal year complete, expenditures are under the 2020 budgeted amount. However, the following General Fund Expenditures require further explanation:

- **Public Works.** Expenditures include the fees of \$478,532 paid to Rumpke for contract services and recycling.
- **Police.** Salary and Wages comprise over 75% of the total budget for the police department.
- **Other Operating Costs.** Expenditures include pension payments and worker's compensation. Payments made in the first half of 2020 include \$88,551 for liability insurance and \$142,673 for Workers' Compensation.

**GENERAL FUND
STATEMENT OF REVENUE AND EXPENDITURES
THIRD QUARTER 2020**

	2019 ACTUAL YTD JUNE 30	2020 ACTUAL YTD JUNE 30	2020 TOTAL BUDGET	2020 % of BUDGET
REVENUES:				
General Property Tax	3,130,852	2,960,247	3,060,000	96.74%
City Income Tax	5,564,289	5,507,340	6,200,000	88.83%
Local Government Fund	79,180	95,637	114,047	83.86%
Estate Tax	-	-	-	
Cigarette/Liquor	6,453	42	4,550	0.92%
Charges for Services	107,772	114,107	157,300	72.54%
Permits	26,432	27,254	30,155	90.38%
Court Costs/Fines/Forfeits	107,076	50,499	147,680	34.19%
Interest on Investments	53,085	53,787	69,000	77.95%
Miscellaneous	348,856	356,297	537,887	66.24%
Total Revenues	9,423,996	9,165,209	10,320,619	88.80%
EXPENDITURES				
Legislative	6,514	18,692	13,955	133.95%
Communications	124,224	103,235	180,052	57.34%
Administrative	192,115	202,021	288,166	70.11%
Legal	31,399	51,930	72,000	72.13%
Finance	218,020	219,857	296,353	74.19%
Community Development	142,904	143,288	218,050	65.71%
Mayor's Court	43,593	38,119	65,281	58.39%
Police	1,527,413	1,441,445	2,151,660	66.99%
Fire/EMS	364,114	394,856	584,600	67.54%
Public Works	1,098,032	1,078,682	1,585,869	68.02%
Facilities	189,694	117,990	264,500	44.61%
Other Operating Costs	1,889,361	1,701,726	2,202,429	77.27%
Transfers Out	2,126,901	225,000	1,392,292	16.16%
Debt Service	159,360	-	1,394,941	0.00%
Total Expenditures	8,113,643	5,736,843	10,710,148	53.56%

2020 total budget expenditures include \$169,564 in carryover encumbrances from 2019.

Recreation Fund

Fund Description

The Recreation Fund accounts for the City of Wyoming's operation of recreation programs. Revenues are derived from recreation fees, memberships, admissions, etc. Expenditures include personnel and operating expenses.

Revenues

Receipts in this fund include Recreation Department, Civic Center, Family Aquatic Center, Community Events, and Parks & Fields based recreational programs. During the first nine months of 2020, \$314,350 was received, which represents 31.91% of total Recreation Fund Revenues estimated for the 2020 budget. Recreation revenue is down significantly compared to 2019. It is down \$526,249 in 2020 compared to the same period in 2019.

- **Highest Program Revenue Sources.** Soccer at \$23,572, Baseball at \$9,150, Bowling at \$19,513 and Lacrosse at \$17,462 in revenue through September 30, 2020.
- **Other high revenue sources.** School Out/Winter Break at \$6,997, Girls Softball at \$3,513 Pee Wee Soccer at \$2,440, T Ball at \$2,165, Civic Center Special Events at \$2,741.
- **Other significant programs.** Coach's Pitch at \$1,505, Personal Training at \$19,840.
- **Memberships.** Fitness memberships received \$52,542 in revenue, which represents 32.8% of the anticipated budget in 2020. Membership sales for the Aquatic Center generated \$4,344 in 2020.
- **Rentals.** To date 2020 rental income includes Civic Center rentals of \$30,750, Fitness Rentals of \$5,967, and Beverage Sales of \$11,471.
- **Youth Basketball, Men's Competitive Basketball, Men's Non-Competitive Basketball.** The majority of the revenue for a season is collected in the fourth quarter while the majority of the expenditures for a season are paid during the first quarter.
- **Group Fitness Classes.** Members have the option to purchase a punch card to be used for several classes. The revenue from this punch card is posted to a separate account. There are no fees associated with the punch card. However, the instructor fees are deducted from the program selected. Fitness classes generated \$15,470 in revenue during the first half of 2020.
- **Volleyball.** The majority of the revenue for a season occurs during the second and third quarter.

Expenditures

The following chart shows revenues and direct costs for various recreational programs. General overhead charges for recreational expenditures, such as personnel costs, utilities, and facility supplies, are not included. Due to significant reductions in Recreation Fund expenditures in response to COVID-19, comparisons to prior periods will not provide useful data.

RECREATION FUND
STATEMENT OF REVENUE AND EXPENDITURES
THIRD QUARTER 2020

	2019 ACTUAL <u>YTD JUNE 30</u>	2020 ACTUAL <u>YTD JUNE 30</u>	2020 TOTAL <u>BUDGET</u>	2020 % of <u>BUDGET</u>
REVENUES:				
Recreation Department	472,638	168,292	575,824	29.23%
Civic Center Department	117,403	66,538	139,500	47.70%
Aquatic Center	171,014	4,469	177,500	2.52%
Community Events	-	-	-	
Parks & Fields	<u>79,544</u>	<u>75,051</u>	<u>92,377</u>	81.24%
 Total Revenues	 <u>840,599</u>	 <u>314,350</u>	 <u>985,201</u>	 31.91%
EXPENDITURES				
Recreation Department				
Personnel	346,828	231,280	481,885	47.99%
Other	222,480	194,661	278,441	69.91%
Civic Center Department				
Personnel	61,017	54,273	126,024	43.07%
Other	52,628	33,885	60,668	55.85%
Aquatic Center				
Personnel	-	-	-	
Other	260,409	22,759	271,775	8.37%
Community Events				
Personnel	-	-	-	
Other	-	-	-	
Parks & Fields				
Personnel	20,400	22,424	37,834	59.27%
Other	45,436	9,519	51,690	18.42%
 Total Expenditures	 <u>1,009,198</u>	 <u>568,802</u>	 <u>1,308,317</u>	 43.48%

2020 total budget expenditures include \$4,790 in carryover encumbrances from 2019.

Capital Improvement Fund

Fund Description

The Capital Improvement Fund accounts for various capital projects financed by governmental funds.

Revenues

During the first nine months of 2020, \$1,374,020 was received in revenue. This represents 34.1% of total Capital Improvement Fund Revenues estimated for the 2020 budget.

- **Mulch Donations.** \$1,100 was received to date in 2020. Delivery of the mulch is free; however residents may donate in appreciation of the services and product provided to them.
- **Springfield Pike Construction.** Grant proceeds received in the amount of \$931,858 and OPWC loan proceeds of \$164,718.
- **ODNR Grant.** Grant proceeds for Kattelmann Improvements in the amount of \$266,544.

Expenditures

During the first nine months, \$2,514,415 was expended. This represents 53.7% of total Capital Improvement Fund Expenditures estimated for the 2020 budget.

- **Debt Service.** First half payments of \$174,772 was made to OPWC for loans on the Chisholm Trail, Wilmuth/Worthington, and Hilltop/Circlewood projects.
- **Springfield Pike Construction.** Grant expenditures in the amount of \$931,858 and OPWC loan expenditures in the amount of \$164,718.
- **Kattelmann Property Improvements.** Expenditures in the amount of \$1,131,564.
- **Sidewalk Repairs.** Expenditures in the amount of \$111,504.

**CAPITAL IMPROVEMENT FUND
STATEMENT OF REVENUE
THIRD QUARTER 2020**

	2019 ACTUAL YTD JUNE 30	2020 ACTUAL YTD JUNE 30	2020 TOTAL BUDGET	2020 % of BUDGET
REVENUES:				
Mulch Donations	1,385	1,100	2,000	55.00%
Grants	1,112,190	-	-	
ODNR Kattelmann Improvements	-	266,544	456,549	58.38%
OPWC Grant Vermont St	-	-	-	
Clean Ohio Fund Grant	-	-	-	
Springfield Pike Grant	3,486,834	931,858	-	
OPWC Ritchie/Garden Circle	235,628	-	-	
OPWC Loan SFP Construction	-	164,718	-	
Huntington Kattelmann Bond	-	-	1,875,000	
Reimbursements	-	9,800	-	
Transfer from General Fund	775,360	-	1,704,941	
Total Revenues	5,611,397	1,374,020	4,038,490	34.02%

**CAPITAL IMPROVEMENT FUND
STATEMENT OF EXPENDITURES
THIRD QUARTER 2020**

	2019 ACTUAL YTD JUNE 30	2020 ACTUAL YTD JUNE 30	2020 TOTAL BUDGET	2020 % of BUDGET
EXPENDITURES				
Sidewalk Repairs	250	111,504	100,000	111.50%
Tennis Court Improvements	44,027	-	-	
Street Improvements	161,253	-	-	
Congress Run Traffic Improvements	14,650	-	-	
Village Green Improvements	-	-	50,000	
Promenade Parking Lot Engineering	-	-	-	
Millsdale Street Reconstruction	-	-	160,000	0.00%
Kattelmann Property Improvements	-	1,131,564	2,475,000	45.72%
Chisholm Park Improvements	35,440	-	43,650	
CDBG Community Gardens	133,080	-	-	
OPWC Grant Ritchie/Garden Circle	1,128,374	-	-	
Civic Center Updates	41	-	-	
OPWC Loan SFP Construction	-	164,718	-	
Springfield Pike Grant	3,486,834	931,858	-	
OPWC Loan Vermont St Reconstruction	-	-	-	
CDBG Grant Civic Center Updates	-	-	-	
Debt	189,558	174,772	1,853,490	9.43%
Transfers/Advance Repay	-	-	-	
Total Expenditures	5,193,507	2,514,415	4,682,140	53.70%

2020 total budget expenditures include \$138,914 in carryover encumbrances from 2019.

Equipment Replacement Fund

Fund Description

The Equipment Replacement Fund was established to fund the acquisition and replacement of equipment. This fund does not generate any revenue and is financed by transfers from other funds. Expenditures are monies expended for the purchase of major pieces of equipment.

Revenues

Transfers from the General and Waterworks Revenue Funds finance this fund.

Expenditures

During the first nine months of 2020, \$359,913 was expended. This represents 47.8% of total Equipment Replacement Fund Expenditures estimated for the 2020 budget.

- **Police.** Expenses amounted to \$25,686 in the first nine months of 2020.
- **Public Works.** Expenses amounted to \$291,270 in the first nine months of 2020.
- **Fire/EMS.** Expenses amounted to \$6,800 in 2020
- **Recreation.** Expenses totaled \$14,229 in 2020.
- **Computer.** Expenses totaled \$21,928 in the first nine months of 2020.

**EQUIPMENT REPLACEMENT FUND
STATEMENT OF REVENUES AND EXPENDITURES
THIRD QUARTER 2020**

	2019 ACTUAL <u>YTD JUNE 30</u>	2020 ACTUAL <u>YTD JUNE 30</u>	2020 TOTAL <u>BUDGET</u>	2020 % of <u>BUDGET</u>
REVENUES:				
General Fund	360,901	-	484,904	
WaterWorks Fund	68,190	-	8,661	
Advance Repay	-	-	79,888	
Sale of Asset	5,610	283	-	
Grant	-	10,000	-	
	<u>434,701</u>	<u>10,283</u>	<u>573,453</u>	1.79%
EXPENDITURES				
Administration	-	-	10,000	
Police	60,907	25,686	100,570	25.54%
Fire/EMS	-	6,800	36,200	18.78%
Public Works	116,568	291,270	390,678	74.56%
Recreation	52,365	14,229	144,400	9.85%
Waterworks	23,855	-	41,325	
Civic Center	-	-	-	
Finance	-	-	-	
Community Development	-	-	-	
Computer	799	21,928	30,503	71.89%
Traffic	-	-	-	
	<u>254,494</u>	<u>359,913</u>	<u>753,676</u>	47.75%

2020 total budget expenditures include \$18,933 in carryover encumbrances from 2019.

Waterworks Revenue Fund

Fund Description

The Waterworks Revenue Fund accounts for all operations of the City of Wyoming's water plant. Revenues include the sale of metered water, meters, penalties, disconnecting fees, etc. Expenses are comprised of personnel and operating costs.

Revenues

During the first nine months of 2020, \$1,460,549 was received. This represents 71.2% of total Waterworks Revenue Fund receipts estimated for the 2020 budget and compares to 64.8% received during the first nine months of 2019.

- **Water Receipts.** Water Receipts total \$1,355,275 or 75.9% of anticipated water sales.
- **Penalties/Turnoffs/Repairs.** \$30,768 in penalties/turnoffs/repairs has been received, which is a 59.1% of the budgeted amount for 2020.
- **Lease Payments.** Lease payments of \$17,250 were received in the first nine months of 2020.
- **Interest.** A portion of all interest earnings is applied to the Water Revenue Fund in order to account for the water-related funds included in the available funds used for investment purposes. Consequently, at the end of each month, the percentage of water-related funds in relation to total funds available is determined. Interest income is then distributed between the General Fund and the Water Revenue Fund according to the percentage. During the first nine months of 2020, \$6,442 in revenue has been received.

Expenses

During the first nine months of 2020, \$926,674 was expended. This represents 43.22% of total Waterworks Revenue Fund Expenditures estimated for the 2020 budget and compares to 61.1% expended during the first six months of 2019.

With 75% of the fiscal year complete, expenditures are as expected.

**WATERWORKS REVENUE FUND
STATEMENT OF REVENUE AND EXPENDITURES
THIRD QUARTER 2020**

	2019 ACTUAL <u>YTD JUNE 30</u>	2020 ACTUAL <u>YTD JUNE 30</u>	2020 TOTAL <u>BUDGET</u>	2020 % of <u>BUDGET</u>
REVENUES:				
Sale of Water	1,246,609	1,355,275	1,783,460	75.99%
Special Assessment	2,126	662	1,000	66.23%
New Services	-	4,430	3,000	147.68%
Penalties/Turnoffs/Repairs	38,534	30,768	52,100	59.06%
Lease Payments	15,525	17,250	23,325	73.95%
Garden Plot Fee	4,950	2,325	-	
Interest	5,916	6,442	7,000	92.02%
Hydrant permit	1,100	2,200	-	
Reimbursements	23,226	41,196	16,455	250.36%
Transfer from Sewer Fund	-	-	164,000	
Total Revenues	<u>1,337,987</u>	<u>1,460,549</u>	<u>2,050,340</u>	71.23%
EXPENDITURES				
Personnel	351,414	358,699	519,126	69.10%
Other	332,084	403,920	599,375	67.39%
Transfers Out	652,834	164,055	1,025,784	15.99%
Total Expenditures	<u>1,336,332</u>	<u>926,674</u>	<u>2,144,285</u>	43.22%

2020 total budget expenditures include \$60,360 in carryover encumbrances from 2019.

NON-MAJOR FUNDS

Street Construction Fund

Fund Description

The Street Construction Fund is required by the Ohio Revised Code to account for that portion of the state gasoline tax and motor vehicle registration fees designated for maintenance of streets within the City of Wyoming.

Revenues

Year-to-date receipts of \$394,083 reflect 71.8% of anticipated revenue. Gasoline tax receipts of \$287,333 (70.4%) and County/City license fees of \$69,601 (77.3%) reflect collection of the \$5.00 license taxes levied by Hamilton County and the City of Wyoming. Auto license fees of \$31,480 (69.9%) are at anticipated levels.

Ohio Revised Code mandates that interest derived from a motor vehicle license tax or fuel tax must follow the principal. Through the first nine months of 2020, \$5,547 in revenue has been received.

Expenditures

Total Expenses for the first nine months of 2020 were \$228,313 or 40.8% of budget compared to \$650,623 in the first nine months of 2019. Expenditures include \$92,565 in personnel costs, \$54,595 in Duke Energy charges for the City's traffic and street lights, and \$20,781 in street supplies.

State Highway Fund

Fund Description

The State Highway Fund is required by the Ohio Revised Code to account for that portion of the state gasoline tax and motor vehicle registration fees designated for maintenance of state highways (Springfield Pike) within the City of Wyoming. Seven point five percent of state gasoline and auto license taxes are allocated to this fund.

Revenues

This fund accounts for 7.5% of total monies received in the Street Construction Fund. This revenue is earmarked for repair and maintenance of Springfield Pike. Year-to-date receipts of \$32,801 reflect 71.2% of anticipated revenue.

Ohio Revised Code mandates that interest derived from a motor vehicle license tax or fuel tax must follow the principal. Through the first nine months of 2020, \$1,308 in interest revenue has been received.

Expenditures

Total expenditures were \$12,023 during the first nine months of 2020. Expenditures include \$9,016 in personnel costs, \$1,147 reflect street/traffic light service and supplies for Springfield Pike.

Law Enforcement Trust Fund

Fund Description

The Law Enforcement Trust Fund provides a trust for receipts awaiting official court orders to be forfeited to the appropriate organization or individual pursuant to Ohio Revised Code Section 2933.43. Such funds are acquired through police seizures during arrests and criminal investigations.

Revenues

No revenue was received in the first nine months of 2020.

Expenditures

No expenditures are anticipated in 2020.

Criminal Activity Trust Fund

Fund Description

The Criminal Activity Trust Fund enables the City of Wyoming to retain proceeds from the sale of contraband obtained by the Police Department through property seizures. Under State law, disbursements may be made from this fund only to pay the costs of investigations, technical training, matching funds for federal grants or other appropriate law enforcement purposes.

Revenues

No revenues are anticipated in 2020.

Expenditures

No expenditures are anticipated in 2020.

Drug Offender Fines Fund

Fund Description

The Drug Offender Fines Fund accounts for monies acquired through mandatory fines imposed on felony drug traffic offenders and forfeited bail monies.

Revenues

No revenue was received in the first nine months of 2020.

Expenditures

No expenditures are anticipated in 2020.

DUI Enforcement Fund

Fund Description

The DUI Enforcement Fund accounts for fines imposed upon DUI offenders. Under State law, disbursements may be made from this fund for law enforcement purposes related to informing the public of laws governing the operation of a motor vehicle while under the influence of alcohol.

Revenues

\$185 in revenue was received in the first nine months of 2020.

Expenditures

No expenditures are anticipated in 2020.

Mayor's Court Computer Fund

Fund Description

The Mayor's Court Computer Fund accounts for the \$10.00 assessment, approved by the State of Ohio, placed on all Mayors' Court fines. This additional assessment is to be used for the purchase of equipment, supplies and consulting services for the updating and maintenance of the Mayor's Court computer system.

Revenues

Revenue in the amount of \$4,972 was received through the first nine months of 2020.

Expenditures

Expenditures through the first nine months of 2020 were \$5,425.

FEMA Grant Fund

Fund Description

The FEMA Grant Fund provides for the administration of the funds received by FEMA.

Revenues

The City received \$8,653 in revenue in the first nine months of 2020.

Expenditures

There were \$6,460 in expenditures in the first nine months of 2020.

OPWC Loan Fund

Fund Description

The OPWC Loan Fund was established to account for resources applied to the repayment of the outstanding debt obligation.

Revenues

A transfer from the Waterworks Revenue Fund finances this fund.

Expenditures

Only annual principal and interest payments, payable in June and December, are documented in this fund.

Waterworks Capital Improvement Fund

Fund Description

The Waterworks Capital Improvement Fund accounts for various capital projects financed by the Waterworks Revenue Fund.

Revenues

In addition to an annual transfer from the Waterworks Revenue Fund, this fund records revenue received from tap-in fees. During the first nine months of 2020, \$131,278 in revenue was received.

Expenditures

There were \$70,973 in Waterworks CIP expenditures in the first nine months of 2020. These expenditures include the principal and interest payment of various purpose bonds and OPWC loans. The annual principal and interest payments are payable in May and November.

Retirement Reserve Fund

Fund Description

The Retirement Reserve Fund was established to reserve funds for the liability associated with retirement benefits. Upon retirement, employees are paid for two-thirds of their unused, accumulated sick leave up to the maximum amount as defined in the personnel ordinance and/or union contracts. This fund does not generate any revenue and is financed by transfers from the General and Waterworks Fund.

Revenues

Transfers from the General and Waterworks Revenue Funds finance this fund.

Expenditures

There were \$34,325 in expenditures in the first nine months of 2020. This expenditure was for a Public Works employee retirement.

Health/Life Insurance Reserve Fund

Fund Description

The Health/Life Insurance Reserve Fund was established to set aside revenue for payment of claims and the general administration of the health and life coverage provided to City employees.

Revenues

Transfers from the General and Waterworks Revenue Funds finance this fund. In 2020, the City recorded \$405,985 or 66.1% of budgeted revenue for 2020.

Expenditures

Expenditures cover payments of claims, premiums and administrative costs of City provided Health and Life coverage for City employees. Year-to-date expenditures include payments on carry-over encumbrances from 2019. Expenditures are higher than anticipated during the first nine months of 2020.

Sewer Agency Fund

Fund Description

The Sewer Agency Fund accounts for all revenue collected for the Metropolitan Sewer District (MSD) for provisions of sewer service to the citizens of Wyoming and to record sewer service charges paid to MSD.

Revenues

Receipts of \$1,738,163 represent 74.3% of total anticipated revenue. The Board of Hamilton County Commissioners last approved a 6.0% sewer rate increase effective January, 2015.

Expenditures

Sewer expenditures (based upon water usage) are as expected for the first nine months of 2020. This fund serves as a pass-through for the Metropolitan Sewer District. The City of Wyoming retains a 7% processing fee for this service.

**NON-MAJOR FUNDS
STATEMENT OF REVENUE AND EXPENDITURES
THIRD QUARTER 2020**

	2019 ACTUAL YTD JUNE 30	2020 ACTUAL YTD JUNE 30	2020 TOTAL BUDGET	2020 % of BUDGET
REVENUES:				
Street Construction Fund	816,525	394,083	549,000	71.78%
State Highway Fund	26,354	32,801	46,100	71.15%
Law Enforcement Fund	500	-	-	
Criminal Activity Fund	1,340	-	-	
Drug Offender Fines Fund	-	-	-	
DUI Enforcement Fund	54	185	-	
Mayor's Court Computer Fund	11,235	4,972	14,000	35.51%
FEMA Grant Fund	-	8,653	13,338	64.88%
Local Coronavirus Relief Fund		174,901		
Water Capital Improvement Fund	547,817	131,278	422,969	31.04%
Water Plant Improvement Fund	6,885	5,866	7,000	83.80%
Retirement Reserve Fund	-	-	-	
Health/Life Insurance Fund	1,244,519	405,985	614,000	66.12%
Sewer Agency Fund	1,759,028	1,738,163	2,340,464	74.27%
Total Revenues	4,414,258	2,896,887	4,006,871	72.30%
EXPENDITURES				
Street Construction Fund	650,623	228,313	559,944	40.77%
State Highway Fund	18,025	12,023	32,327	37.19%
Law Enforcement Fund	100	-	-	
DUI Enforcement Fund	-	-	-	
Mayor's Court Computer Fund	3,103	5,425	10,710	50.66%
FEMA Grant Fund	-	6,460	23,338	27.68%
Public Facility Note Fund	-	-	-	
Local Coronavirus Relief Fund	-	2,194	174,900	1.25%
Compton Water Rehabilitation Fund	-	-	-	
OPWC Loan Fund	178,005	-	356,010	
Water Capital Improvement Fund	517,850	70,973	422,969	16.78%
Water Plant Improvement Fund	-	-	7,250	
Green Areas Trust	-	-	-	
Retirement Reserve Fund	-	34,325	34,551	99.35%
Health/Life Insurance Fund	1,128,770	592,329	661,989	89.48%
Sewer Agency Fund	1,606,020	1,611,402	2,324,588	69.32%
Total Expenditures	4,102,496	2,563,444	4,608,576	55.62%

2020 total budget expenditures include \$64,411 in carryover encumbrances from 2019.

Statement of Cash Flows						
City of Wyoming						
For the Nine Month Period Ended September 30, 2020						
	General	Street Construct	State Highway	Recreation	Equipment Replace	Capital Improve
Cash Inflows from Outside Sources:						
Income Taxes	5,507,340					
Property Taxes	3,130,852					
Estate Taxes						
Grants	19,944					1,198,402
Donations	2,066					1,100
Rental Income	14,200					
Intergovernmental Receipts	95,679	388,414	31,493			
Loan Proceeds						164,718
Bond Expense Reimbursement						
Charges for Services	114,107			314,350		
Fines, Licenses & Permits	77,753					
Special Assessments						
Investment Earnings	53,787	5,547	1,308			
Miscellaneous	149,481	123			10,283	9,800
Transfers/Advance-In						
Total Inflows	9,165,209	394,083	32,801	314,350	10,283	1,374,020
Cash Outflows:						
Capital Outlay					359,913	2,339,643
Debt Service						174,772
Debt Preparation Costs						
Parks, Recreation, Leisure				568,802		
Police	1,441,445					
Other Operating Costs	1,701,726					
Public Works	1,078,682					
WaterWorks						
Fire/EMS	394,856					
Facilities	117,990					
Administration	202,021					
Finance	219,857					
Legal	51,930					
Community Planning & Zoning	143,288					
Legislative	18,692					
Communications	103,235					
Economic Development						
Mayor's Court	38,119					
Transportation		228,313	12,023			
Property Purchase						
Other Non-operating costs						
Pending Rec'b/Payable	16,114	702	-42	773		
Transfers/Advance-Out	225,000					
Total Outflows	5,752,955	229,015	11,981	569,575	359,913	2,514,415
Change in Fund Balance	3,412,254	165,068	20,820	-255,225	-349,630	-1,140,395
Fund Balance Begin of Period	1,608,224	664,747	166,736	390,093	1,218,106	2,699,088
Fund Balance End of Period	5,020,478	829,816	187,556	134,868	868,476	1,558,694
Encumbrances	230,732	30,081	2,441	15,196	2,990	780,370
Unencumbered Fund Balance	4,789,746	799,735	185,115	119,672	865,486	778,324

ORDINANCE NO. _____-2020

AN ORDINANCE ESTABLISHING CHAPTER 377 OF THE CODIFIED ORDINANCES OF THE CITY OF WYOMING ENTITLED “GOLF CARTS AND UTILITY VEHICLES.”

WHEREAS, Section 4511.215 of the Ohio Revised Code authorizes municipalities to adopt regulations that would permit and regulate the operation of golf carts and utility vehicles on public roads within its jurisdiction; and

WHEREAS, the Council of the City of Wyoming desires to permit and regulate the operation of golf carts and utility vehicles on public roads in the City of Wyoming;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. That a new Chapter 377 of the Codified Ordinances of the City of Wyoming is hereby adopted as follows:

CHAPTER 377: GOLF CARTS AND UTILITY VEHICLES

377.01 DEFINITIONS

As used in this chapter:

- (a) “Golf cart” is defined as an under-speed vehicle powered by gas or electricity and is the type of vehicle typically operated on a golf course with an attainable speed in one mile on a paved level surface of not more than twenty miles per hour and with a gross vehicle weight rating less than three thousand pounds. O.R.C. 4501.01(B).
- (b) “Operator” means any person who operates or is in actual physical control of a golf cart or utility vehicle. O.R.C. 4501.01(B).
- (c) “Owner” means any person, firm or corporation, other than a lien holder or dealer, having title to a golf cart or other right to possession thereof. O.R.C. 4501.01(X).
- (d) “Utility Vehicle” means a self-propelled vehicle designed with a bed, principally for the purpose of transporting material or cargo in connection with construction, agricultural, forestry, grounds maintenance, lawn and garden, materials handling, or similar activities. O.R.C. 4501.01(VV).

377.02 EQUIPMENT

In addition to any rules or regulations promulgated by the Ohio Director of Public Safety, golf carts and utility vehicles operated on the public roadways within the City of Wyoming, Ohio, shall have a minimum of the following functional equipment thereon:

- (1) Operational rear tail lights
- (2) Operational brake lights
- (3) Two operational head lights white or clear in color
- (4) A rearview mirror
- (5) Operational directional/ turn signals
- (6) Operational horn
- (7) A light to illuminate the rear license plate and make the plate legible from a distance of 50 feet
- (8) Operational seat belts (one per occupant)
- (9) A windshield
- (10) Adequate brakes and braking system
- (11) Appropriate tires that are free of major bumps, bulges, breaks, or any condition that would be cause for unsafe conditions

377.03 LICENSING REQUIREMENTS OF OPERATOR

The operator of a golf cart or utility vehicle on public roadways in the City of Wyoming shall have a valid driver's license and be at least 16 years of age.

377.04 INSURANCE REQUIREMENTS OF OWNER AND OPERATOR

- (a) The owner of a golf cart or utility vehicle that is driven on public roadways in the City of Wyoming shall carry liability insurance thereon as requirement by Section 4509.101(A)(1) of the Ohio Revised Code.
- (b) The operator of a golf cart or utility vehicle that is driven on public roadways in the City of Wyoming shall have in his or her position proof of insurance while operating the vehicle.

377.05 INSPECTION REQUIREMENTS

- (a) No person shall operate a golf cart or utility vehicle on any public road or public property in the City of Wyoming unless the vehicle has first passed an inspection by the Chief of Police or his designee for compliance with the State of Ohio's requirements applicable to such vehicles and with the requirements of this Ordinance.
- (b) The owner of the golf cart or utility vehicle shall provide proof of insurance at the time of the inspection.
- (c) After completing inspection of the golf cart or utility vehicle, the Chief of Police or his designee shall provide the owner of the vehicle with a Certificate of Inspection if all required equipment is verified to be in place and operational. This certificate along with other title evidence (notarized bill of sale) may be presented to the Clerk of Courts Title Office in order to obtain a Certificate of Title. The Wyoming Police

Department shall keep and maintain a record of all golf carts and utility vehicles that have been inspected.

- (d) No person shall operate a golf cart or utility vehicle on any public road or public property in the City of Wyoming without a Certificate of Title in his or her possession and a valid license plate bracketed to the rear of the vehicle.
- (e) Inspections shall be performed by appointment only. An inspection fee of \$25 shall be paid at the time of the inspection.

377.06 USAGE AND RESTRICTIONS

- (a) Any person who operates a golf cart or utility vehicle on any public roadway within the City shall obey all traffic rules applicable to vehicles, except no person shall operate a golf cart or utility vehicle on any public roadway where the speed limit is greater than 25 miles per hour except to cross at an intersection to traverse to a different City street or to access the closest local street or alleyway.
- (b) Occupants of golf carts or utility vehicles on any public roadway shall be seated at all times on the seat and buckled by the seat belt when the vehicle is in motion. Standing on any part of the vehicle while it is in motion is prohibited.
- (c) Any child who falls under the child restraint criteria set forth in Section 4511.81 is prohibited from being a passenger in a golf cart or utility vehicle operated on any City street.
- (d) No person shall operate golf cart or utility vehicle on sidewalks or shared-use paths.

377.99 PENALTY

Anyone who violates this ordinance shall be guilty of a minor misdemeanor. If, within one year of an offense, the offender previously has been convicted of or plead guilty to a previous violation of this ordinance, whoever violates this ordinance is guilty of a misdemeanor of the fourth degree. If, within one year of the offense, the offender previously has been convicted of two or more prior violations of this ordinance, whoever violates this ordinance is guilty of a misdemeanor of the third degree.

Section 2. This ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING, OHIO,
THIS ____ DAY OF _____ 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

ORDINANCE NO. _____-2020

AN ORDINANCE AMENDING SECTION 505.18 OF THE CODIFIED ORDINANCES OF THE CITY OF WYOMING PERTAINING TO THE KEEPING OF BEES

WHEREAS, Section 505.18 of the Codified Ordinances of the City of Wyoming (“Codified Ordinances”) regulates the keeping of bees in the City of Wyoming; and

WHEREAS, Council desires to amend Section 505.18 in order to provide for a variance process for individuals wishing to keep bees who do not meet the strict statutory requirements of the ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. Section 505.18 of the Codified Ordinances is hereby amended to add subsection (l) as follows:

(l) Any person seeking to keep bees are provided by this Section who does not meet the minimum requirements set forth herein may submit an application for a variance from the Board of Zoning Appeals.

(1) Upon receipt of a completed application for a variance, the Board of Zoning Appeals shall fix a reasonable time for the hearing to consider the request. The Board shall provide written notice by first class mail at least twenty days before the date of the public hearing to all property owners of property within and continuous to and directly across the street from the subject property.

(2) The Board of Zoning Appeals may vary the regulations of this Section as they apply to a particular property if it determines that such variance will be consistent with the intent of this Section and will not cause harm to neighboring properties or occupants. In making this determination the Board may consider the proximity of the proposed hives to neighboring properties, the applicant’s experience in beekeeping, the physical features of the subject property, and the number of proposed hives in relation to the total area of the subject property.

Section 2. That Section 505.18 of the Codified Ordinances shall remain in full force and effect, save and except as amended by this ordinance.

Section 3. This ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING,
OHIO, THIS ____ DAY OF _____, 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

ORDINANCE NO. _____-2020

AN ORDINANCE AMENDING SECTION 121.01 OF THE CODIFIED ORDINANCES OF THE CITY OF WYOMING PERTAINING TO THE RULES OF COUNCIL

WHEREAS, Council of the City of Wyoming conducts its meetings in accordance with Section 121.01 of the Codified Ordinances, entitled, “Rules of Council”; and

WHEREAS, Council desires to amend the Rules of Council to provide more specificity regarding the manner and process for conducting Council and committee meetings;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, HAMILTON COUNTY, OHIO:

Section 1. That Section 121.01 is hereby amended and restated as follows:

121.01 RULES OF COUNCIL.

(a) The Chair: Powers and Duties.

(1) Roll call. The Mayor, or in his or her absence, the Vice-Mayor, shall take the chair at the hour appointed for Council to meet, and shall immediately call the members to order. The roll shall then be called by the Clerk, who shall enter in the minutes of the meeting the names of the members present. In the absence of a quorum at the time appointed for a meeting, the members present may, by a majority vote, take a recess or recesses, and direct the Clerk to procure the attendance of absent members.

(2) Temporary ~~chairman~~ chairperson. In case of the absence of the Mayor and Vice-Mayor the Clerk shall call Council to order and call the roll of the members. If a quorum is found to be present, Council shall proceed to elect, by a majority vote of those present, a ~~chairman~~ chairperson of the meeting, to act until the Mayor or Vice-Mayor appears.

(3) Decision of the chair. The chair shall preserve decorum and decide all questions of order.

(4) Votes. All questions shall be stated and put by the chair and it shall not be in order for members to explain their votes during the call of the roll.

(5) Presiding officer; leaving chair. The presiding officer at a meeting may call any other member to take his or her place in the chair, but the substitution shall not extend beyond adjournment. “Presiding officer” means either the Mayor, Vice-Mayor or ~~chairman~~ chairperson of the meeting.

(6) Motions to be stated by chair; withdrawal. When a motion is made and seconded, it shall be stated by the chair before debate. Any member may demand that it be reduced to writing. A motion may not be withdrawn by the mover without the consent of the member seconding it.

(b) Members: Duties and Privileges.

(1) Addressing chair. Every member speaking to a question or making a motion, shall address the chair. Members addressing Council shall confine themselves to the question under debate and avoid personalities.

(2) Voting. Every member present when a question is put shall vote either yes, no or abstain.

(3) Division of a question. On demand of any member, a question under consideration covering two or more points, may be divided by the chair where the question admits of such division.

(4) Personal privilege. The right of a member to address Council on a question of personal privilege shall be limited to cases in which his or her integrity, character or motives are assailed, questioned or impugned.

(5) Excusal from attendance. No member shall be excused from attendance at a Council meeting, except upon roll call, and by a vote of the majority of the members present.

(6) Excusal during meeting. Any member desiring to be excused while Council is in session, shall obtain such permission from the chair.

(c) Order of Business.

(1) Council meetings.

A. The regular meeting of Council shall be held in the Council Chamber, commencing at 7:00 p.m. on the third Monday of each month; provided that whenever the third month is a legal holiday, the regular meeting shall be held on the following Tuesday at 7:00 p.m.: provided further that Council, may on motion, adopt a different day, hour or place for its regular meetings.

B. Council, following its election, shall hold an organizational meeting on the first day of December following such election.

(2) Consent Agenda. To expedite the conduct of business during meetings and in order to allocate more meeting time to the discussion of substantive issues, Council may use the consent agenda for items of routine financial, legal,

and administrative matters that require Council action. Any member of Council may request that an item be removed from the consent agenda and placed upon the regular agenda, and such request shall not require a second nor be subject to debate or vote.

(3) Reading of the minutes. At each meeting the reading of minutes of the preceding meeting may be corrected but the complete reading shall be dispensed with unless requested by a majority of the members of Council present.

(4) The agenda. Council shall transact its business in the following order:

- A. Roll call.
- B. Approval of Consent Agenda.
- C. Approval of the minutes, unless approved under the Consent Agenda.
- D. Special reports.
- E. Reports of standing committees.
- F. Reports of special committees.

G. Citizen participation. Any citizen desiring to speak on any issue not on the business agenda of Council shall be given an opportunity to speak. The amount of time granted to any individual shall be governed by the chair. All persons addressing Council shall provide his or her name and address in order to provide a complete and accurate record of proceedings. No anonymous communications shall be accepted by Council.

H. Business.

I. New business not otherwise on the agenda

J. Miscellaneous

L.I. Excusal of absent members.

(5) Special order. Any subject may be placed in a special order on the agenda of Council by the chair or by the consent of a majority of the members present.

(d) Committee of the Whole. The working business of Council shall be conducted at Committee of the Whole meetings. No legislation or other formal Council action shall be taken at a Committee of the Whole Meeting.

(1) Composition. The Committee of the Whole shall consist of all Councilmembers.

(2) The Chair. Powers and Duties.

(A) The Mayor, or in his or her absence, the Vice Mayor, shall preside over all Committee of the Whole Meetings.

(B) The Chair shall set the agenda for all Committee of the Whole Meetings in consultation with the City Manager. The Chair or City Manager may solicit input from Councilmembers for items to be placed on the agenda. Any three Councilmembers may compel an item be placed on the agenda.

(C) Decision of the Chair. The Chair shall preserve decorum and decide all questions of order.

(3) Public Participation. Committee of the Whole Meetings shall not include public participation. The Chair may, at his or her discretion, allow non-members of Council to address Council on certain agenda items if it will assist Council in assessing or understanding an agenda item.

(4) Supporting Documentation. Any documentation regarding items on the Agenda should be provided to all members of Council at least 48 hours prior to the Committee of the Whole meeting when possible.

~~(d)~~ (e) Committees.

(1) Appointment. The Mayor shall appoint all committees of Council.

(2) Standing committees. Standing committees shall consist of a ~~chairman~~ chairperson and two members. The Chair shall preside over the committee meeting, preserve decorum and decide all questions of order. The standing committees of Council and the responsibilities of the standing committees are as follows:

A. Finance Committee: Responsible for review and recommendation regarding matters involving the finances of the City.

B. Law Committee: Responsible for review and recommendation regarding legislation of the City.

C. Public Safety Committee: Responsible for review and recommendation regarding matters relating to public safety programs and activities of the City.

D. Streets and Roads Committee: Responsible for review and recommendation regarding matters relating to the public streets, roadways, alleys, state highways, private streets and public rights of way in the City.

E. Buildings and Equipment: Responsible for review and recommendation regarding matters relating to the buildings and equipment of the City.

(3) Special committees. The chair may, at its discretion or, upon action of Council, establish special committees of Council for a temporary time period. Special committees shall consist of not more than three members of Council and may be established for any purpose not in conflict with the responsibilities of standing committees.

(4) Limitations. The activities of standing and special committees are limited by Section 4.05 of the City Charter and may be further limited by act of Council.

(5) Reference to committees. The operating budget and the capital improvement budget shall be referred to appropriate committee for investigation and report. Any matters coming before Council may be referred to the appropriate committee at the discretion of the chair or upon motion approved by a majority of the members present.

(6) Meetings. Standing and special committees shall meet on call of the ~~chairman~~ chairperson or any two members. The meeting agenda shall be prepared by the Chair with input from the two other members. Committee meetings are intended to be working sessions and are not intended to include public participation as a matter of course. The Chair may, at his or her discretion, allow non-members of the committee to address the committee on certain agenda items if it will assist the committee in assessing or understanding an agenda item.

(7) Reports. The committees will study and report back to Council their findings and recommendations regarding any issue referred to the committees by Council. Reports are to be in writing. Minority reports are permitted.

(8) Relieving from further consideration. Upon motion, Council may, by a majority vote, relieve a standing or special committee of further consideration of a matter referred to it, and order the same placed on the agenda.

(e) Volunteer Boards and Commission Membership.

(1) On any board or commission that has representation by volunteers appointed by the City Council, volunteer membership shall be limited to serving on only one board or commission at the same time.

(f) General.

(1) Procedure in absence of rule. In the absence of a rule in this Section to govern a point of procedure, Robert's Rules of Order shall be followed. ~~the chair shall establish the rule.~~

(2) Tie vote. In case of a tie in votes on any proposal, the proposal shall be considered lost.

(3) Reconsideration. A motion to reconsider a proposal that has been acted upon favorably, must be made before adjournment of the session of Council at which the vote was taken. A motion to reconsider any other action taken by Council may be made no later than the next regular meeting of Council. A motion to reconsider may be made only by a member who voted with the prevailing side. A majority of the members present shall be sufficient for reconsideration of a vote. If a motion to reconsider is lost, it shall not again be entertained.

(4) Reading of ordinances. The first reading of an ordinance shall be for information. If there are objections to it, the question shall be:

"Shall the proposal be accepted?" Upon acceptance, reading of the ordinance shall be governed by the provision of the City Charter.

(5) Anonymous communications. Unsigned communications shall not be introduced in Council.

(6) Suspension of rule. Except as controlled by statute, any rule may be suspended by the votes of a majority of the members present without debate.

(7) Appointment terms. All Councilmanic appointments shall be limited to two consecutive terms, unless Council by a majority vote determines to waive such restriction.

(8) No City Endorsement. While members of Council are free to express their views or opinions, no individual member shall use city symbols or hold themselves out in any manner to imply the support or endorsement of City Council or the City of Wyoming as a whole on a particular issue without the express consent of the majority of members on City Council.

(9) Decorum. Members of Council shall represent the City in a professional manner while conducting city business. Disparaging comments about a specific member of Council's political affiliations or matters of a personal nature shall be ruled out of order by the chair of the meeting. This section is not intended to eliminate the disagreements or debate between members of Council on particular view, positions, or political and/or philosophical positions, or to infringe on any particular member of Council's First Amendment rights in their private or political capacities outside of city meetings.

Section 2. This ordinance shall go into effect the first date permitted by law.

**PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING,
OHIO, THIS _____ DAY OF _____, 2020.**

Thaddeus Hoffmeister, Mayor

ATTEST:

Clerk of Council

APPROVED AS TO FORM:

Emily Supinger, City Solicitor

ORDINANCE NO. _____ - 2020

ORDINANCE APPROPRIATING REVENUES WITHIN CERTAIN FUNDS, TRANSFERRING REVENUES FROM CERTAIN FUNDS AND TRANSFERRING CERTAIN FUNDS WITHIN DESIGNATED ACCOUNTS

WHEREAS, the City of Wyoming has received additional revenues in certain Funds, not originally appropriated, and which are necessary to cover additional expenses in said funds; and

WHEREAS, it is necessary in order to meet necessary expenses, in certain expenditure accounts to increase said transfers; and

WHEREAS, it is necessary to transfer certain funds of the City of Wyoming within certain budgetary accounts in order to balance said budgetary accounts, and thus more accurately reflect fiscal conditions;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WYOMING, OHIO:

Section 1. That there be, and hereby are appropriated the following additional revenues:

Fund	Additional Appropriation
Local Coronavirus Relief Fund	\$437,891

PASSED IN THE COUNCIL CHAMBERS OF THE CITY OF WYOMING, OHIO THIS 19th DAY OF OCTOBER, 2020.

Thaddeus Hoffmeister, Mayor

Attest:

Clerk of Council

Approved as to form:

Emily Supinger, City Solicitor

Transfers and Appropriations
OCTOBER 2020

Department	Description	Amount	From	Description	Explanation
Local Coronavirus Relief Fund					
332.332.52200	Supplies	\$ 437,891.00	Additional Appropriation		

Additional Appropriations Summary

Local Coronavirus Relief Fund	\$437,891.00
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