

MEDINA CITY COUNCIL  
Monday, August 26, 2019

**Opening:**

Medina City Council met in regular, open session on Monday, August 26, 2019. The meeting was called to order at 7:30 p.m. by President of Council John Coyne and led in the Pledge of Allegiance by Eagle Scout Nick Maleski from Troop 508 at Medina Presbyterian Church.

**Roll Call:**

The roll was called with the following members of Council present J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, B. Lamb and P. Rose.

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Patrick Patton, Nino Piccoli, Chief Kinney, Chief Painter, Mike Wright, Kimberly Marshall, Janson Wehrley and Jonathon Mendel.

**Minutes:**

Mr. Shields moved that the minutes from the regular meeting on July 8th, 2019, and Special meetings on July 22<sup>nd</sup> and July 31<sup>st</sup>, 2019 as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yea votes of D. Simpson, B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose and J. Shields.

**Reports of Standing Committees:**

Finance Committee: Mr. Coyne stated the Finance Committee met prior to the Council meeting this evening and will meet again in two weeks.

Health, Safety & Sanitation Committee: Mr. Simpson stated that he and Mr. Dirham attended the LST Advisory Committee last week and is hopeful all will be actively promoting the EMS Levy that will be on the ballot in November.

Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb stated he has two items in Special Legislation that will be brought up in the next two weeks and one is a proposal to improve the legislation on demolition, and the second is the upgrade of the Comprehensive Plan.

Streets & Sidewalks Committee: Mr. Heffinger had no report.

Water & Utilities Committee: Mr. Starcher had no report.

Emerging Technologies Committee: Mr. Rose is looking to schedule a meeting for some time in September.

**Requests for Council Action:**

**Finance Committee**

19-131-8/26 – Budget Amendments

19-132-8/26 – Amend S&B Code – Chief Probation Officer Pay Grade  
Establish Deputy Chief Probation Officer & Pay Grade

19-133-8/26 – Adopt Job Description – Chief Probation Officer

- 19-134-8/26 – Adopt Job Description – Building Custodian (Muni Court)
- 19-135-8/26 – Approve Capital Improvement Plan MCRC & Expenditure
- 19-136-8/26 – Increase P.O. #2019-0489 – Signal Service Co. – Street Dept.
- 19-137-8/26 – State Bid Purchase – 2020 Chevrolet Malibu – Police
- 19-138-8/26 – Approve HPB Historic Landmark Designation – 205 S. Prospect Street
- 19-139-8/26 – PY18 CHIP Private Rehab – 3877 Miller Dr. Brunswick
- 19-140-8/26 – Then & Now – 87 Circle Drive Private Rehab PY18 CHIP
- 19-141-8/26 – Authorize Formation of Energy Special Improvement District, Project and  
Levying Special Assessments
- 19-142-8/26 – Grant Application – Ohio Public Works Commission
- 19-143-8/26 – Approve ODOT Bridge Inspection Program
- 19-144-8/26 – Delta Airport Consultants – Task Order #1
- 19-145-8/26 – Expenditure Over \$15,000 – GameTime – Playground Equipment
- 19-146-8/26 – Approve Mayor’s Pledge – NRPA 10 Minute Walk Campaign
- 19-147-8/26 – Increase Expenditure – Coopers Leading Edge – Sanitation
- 19-148-8/26 – Bids, South Court Water Tower Improvement Project (Job #1060)
- 19-149-8/26 – City Hall Parking Deck – Materials Testing & Inspection (Job #1030)
- 19-150-8/26 – PY18 CHIP Private Rehab – 33 Circle Drive

**Reports of Municipal Officers:**

**Dennis Hanwell, Mayor,** reported

- 1) Welcome back Council!
- 2) Parking Deck - Construction of parking deck south of Medina City hall will commence the week of Labor Day. Available long term lots are at the southeast corner of West Liberty and South Elmwood; lot on west side of 200 block of South Elmwood (between Smith and Washington); as well as at the existing parking deck behind Common Pleas Courts. The project will last at minimum until early 2020.
- 3) Farmers Market each Saturday on the Square 9 a.m. to 1 p.m. until mid-October.
- 4) State of the City will be presented to the Medina Chamber of Commerce on Tuesday, September 3<sup>rd</sup> at 11:30 a.m. at Williams on the Lake. Tickets available from Medina Chamber. I will then present the State of the City to City Council on September 9<sup>th</sup> between Finance Committee and Council, likely at 6:30 p.m. After both presentations, it will be available on You Tube, the City website, and Medina TV channels and portal.
- 5) Annual India Festival USA will be held Saturday September 14 at Independence High School from 10 a.m. to 7 p.m., 6001 Archwood Road, Independence, OH. Public is welcome and events and activities are free, other than food/drink items. I will be presenting a proclamation on behalf of our City.
- 6) Happy 41st Anniversary to my lovely wife, Chris!

**Keith Dirham, Finance,** stated for his first time ever he recently received an initiative petition and then a referendum petition, and quite an education from the Law Department on the process for those. They were both held for 10 days by the Finance Department then taken to the Board of Elections and in both cases the Board of Elections returned results and has kept Council apprised by email that there were not sufficient signatures.

Medina City Council  
August 26, 2019

Councilman Simpson mentioned the levy for the Emergency Medical Service. The Levy is termed EMS - we call it LST. The levy that the City is asking for - Council voted to put it on the ballot this fall - is a renewal and increase. The reason for the increase is this levy has not been increased in 20 years and with the property tax levy we do not get inflationary increases on the collections and actually collections are less now than they were 20 years ago because the state has changed some things with the property tax. Costs have increased substantially for the Life Support Team, some of the equipment they use is a lot more expensive. The trucks are more expensive as well as the equipment in them. It's a wonderful organization to have, they are very good and recently awarded Gold Plus by the American Heart Association. Keith hopes that all will support this levy.

**Greg Huber, Law Director**, had no report.

**Chief Kinney, Police Department**, stated they had their National Night out on August 6<sup>th</sup> and it went well. The Chief thanked Target for co-sponsoring it, along with the Police Department, as well as their public safety partners that attended Police, Fire and EMS.

They have implemented their new CAD/RMS program – Computer Aided Dispatch / Records Management System and this project has been worked on for probably more than 2 years. They are working through some of the bugs and hiccups, but it is going smoothly so far.

They have filled their final Police Officer vacancy and hired Matthew Witthuhn, a Brunswick resident. He started the OSP academy on Monday and will be out in several months to begin his field training.

**Kimberly Marshall, Economic Development Director**, stated on Friday, August 23<sup>rd</sup> she had the honor of taking part in the AI Root Company 150<sup>th</sup> Anniversary celebration. There are less than 3% of companies that hit 5 year generation family-owned at 150 years, so that is quite an accomplishment. Root Company put Medina on the map.

Ribbon cuttings are set for September 20<sup>th</sup> and it is going to be a full day with six events starting at 10 a.m. with Echelon Independent Living at 635 N. Huntington St., 11 a.m. A New Leaf Massage and Wellness retail business at 1075 S. Court St. Suite 200, 1 p.m. Par-Take Kitchen grand opening at 236 N. State Road, 2 p.m. the Hope Recovery Community, a non-profit is moving into the 200 Highland Drive location, 3 p.m. the Bumble Bee Village expansion project at 725 N. Court St., 4 p.m. the Medina Summit Battered Women's Center and Rape Crisis Center a non-profit that is moving to 696 E. Washington Street. She stated she will be taking the month of October off from Ribbon Cuttings, but they are going to be working on rolling out their Made in Medina County Manufacturing Expo which will be held on Friday, October 4<sup>th</sup>. Keynote speaker is John Ratzenburger who is an actor and manufacturing advocate, "Cliff the Mailman" from Cheers. There are currently 55 manufacturing companies registered to participate. If you would like to see John Ratzenburger the tickets are \$40 and can be purchased at [www.madeinMedinaCounty.com](http://www.madeinMedinaCounty.com) and that includes breakfast.

**Jonathan Mendel, Planning Community Director**, had no report.

**Chief Painter, Fire Department**, had no report.

**Mike Wright, Recreation Center Director,** Welcome back council members.

Just a reminder for the public that this will be the Memorial Pools last weekend. We will be open Saturday, Sunday, and Monday (Labor Day) 11 a.m. – 7 p.m., pending the weather of course. I want to thank the community for their continued patronage and patience throughout the pool season. It was another great year serving the community and we look forward to having many more.

The next scheduled Rec Advisory Board meeting will be Thursday, September 19th, at 7:30 a.m. at the Recreation Center.

**Jansen Wehrley, Parks and Recreation Director,** Mr. Wehrley congratulated Nick Maleski on attaining the rank of Eagle Scout - he did a wonderful project in the park system and appreciates his contribution.

Jansen thanked the Medina Sunrise Rotary for their donation of \$21,000.00 to install a new playground at Memorial Park and are hoping to start the project this fall weather permitting. Splashpads will close September 3<sup>rd</sup>, 2019 for maintenance while they put a new computer in at Fred Greenwood Park and do some concrete work at Ray Mellert Park.

**Dan Gladish, Building Official,** absent.

**Patrick Patton, City Engineer,** stated the Mayor mentioned the City Hall Parking Deck Project which starts next week. Another project that is starting next week that will affect the residents is the South Elmwood Bridge and that is scheduled to start Tuesday, September 3<sup>rd</sup> and requires a closure in that area and will be in effect for 75 days. It will be closed in all four directions and detours will be set up.

**Nino Piccoli, Service Director,** stated in addition to Mr. Patton's closure they are contemplating closing South Elmwood between Washington and Smith for resurfacing and that will be during while the bridge is being worked on.

Street crews have been painting, mowing the right of way, performing catch basin repair and concrete repair throughout the city, and still following up with the high grass violations and will continue to do so during the growing season.

### **Notices, Communications and Petitions**

#### **Liquor Permit:**

Mr. Shields moved not to object to the issuance of a D5L permit to Carnivore Meats LLC, 320 S. Court St., suite 100, Medina. Motion seconded by Mr. Simpson and approved by the yea votes of B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields and D. Simpson.

#### **Liquor Permit:**

Mr. Shields moved not to object to the transfer of a C-1 and C-2 permit from WJF Investment Corporation dba Medina Marathon 429 S. Court to MGJJ LLC, dba Medina Marathon, 429 S. Court St., Medina. Motion seconded by Mr. Simpson and approved by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson and B. Starcher.

**Unfinished Business:**

There was none.

**Introduction of Visitors:**

Mike Ryan resides at 155 Roshon Dr. His question tonight is about something the residents have been complaining about for some time now and Council has not acted on and that is the deer population in this community. When will Council address the situation? Who is going to make sure we are not going to have coyote problems that usually follows an over population of deer? Mr. Ryan spoke of monetary value from damage to properties and insurance costs due to accidents caused by the deer. Can Council commit to this issue before moving onto other social issues?

Mr. Wehrley stated towards the end of 2014, they presented a Deer Management Plan to Council and identified 5 things that they were going to start keeping track of because there is a difference in perception of what is a problem and what is not a problem amongst residents. They are collecting trend data that includes deer/vehicle accidents, carcass pickup, spot light counts of the deer in October and November during peak rut and off peak rut to visually identify deer in specific locations that are predetermined by the park staff, and recording that. They are also keeping track of formal deer complaints that come into the office. Jansen stated he would like to talk to Mr. Ryan about that. They have a program that is outlined on the Medina website as well as technical guidance that is provided for the city residents, it was compiled from information that was given to them by the Ohio Division of Wildlife on how to manage deer on your own property because there needs to be commitment from the residents to help deter deer from their property, to stop feeding the deer in the city and work together as a community to come up with a consensus on what should be done and what shouldn't be done. The most important thing that we are doing now that we weren't doing in the past is collecting all this data so that when we do identify that there is an issue and we go to the state if we have to go to the state to get a permit for whether it be culling or controlled bow hunting, they have to have data that supports that.

Mr. Lamb complimented the Parks Director because this issue, which was frequently brought to our attention during Ward Meetings, went through Special Legislation in 2014 and was looked into in depth based on the things we could do and the things we can't do. The City of Medina has more park land per capita than any other city in the State of Ohio.

Mr. Simpson stated that Mr. Ryan is not the only resident that has brought this to Council's attention, and it is kind of unfair to say that we have been inactive, because they have been doing things. Dennie Simpson tries to tell residents that these are not Medina's deer, these are the State of Ohio deer and as the Park Director stated, there are processes that you have to go through the State to get a permit. There is no gun fire allowed in the city limits of Medina including bow hunting. You can contact your state legislators, the surrounding states of Ohio have more than one week of deer hunting in November.

Mr. Rose stated they do have a pending matter on Special Legislation for feeding deer and he would ask right now that we bring that up to the next Special Legislation meeting so we can discuss it and start moving this in a direction here.

Caroline Shriner resides at 5134 Bronson St. she spoke of Bronson St. losing its stigma, housing prices are rising. The Foundry is located right in the middle of a neighborhood and she would like an explanation as to how a full bar and brewery and the need for parking and consequential traffic fits into a residential neighborhood. She spoke of conditional zoning. Caroline asked for right turn only signs on Bronson and Foundry, there are three day care centers on the street. More police presence is needed. She questioned if the noise ordinances and street parking will be enforced with the karting operation expansion.

**Introduction and Consideration of Ordinances and Resolutions:**

**Res. 117-19:**

**A Resolution congratulating Nicholas Xavier Maleski on attaining the rank of Eagle Scout.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 117-19, seconded by Mr. Simpson. Nick stated he built bat houses for his Eagle project. Mr. Dirham stated this was the first time in his ten years here that someone had the same Eagle project that he did, Keith built Bat Houses back in 1992 for his Eagle project and put them up in the parks but they've all since fallen apart and he is glad there are new ones. The roll was called and Ordinance/Resolution No. 117-19 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne.

**Ord. 118-19:**

**An Ordinance authorizing the expenditure to Chippewa Roofing, LLC for costs related to emergency repairs of the City Garage roof.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 118-19, seconded by Mr. Simpson. Mr. Piccoli stated while they were having some HVAC work performed at the city garage, contractors discovered some areas at the edge of the roof line were failing significantly and this ordinance will allow for those repairs and prevent further damage to decking as well as the insulation. The roll was called and Ordinance/Resolution No. 118-19 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne and E. Heffinger.

**Ord. 119-19:**

**An Ordinance authorizing the expenditure to Main Street Lighting for costs related to repairs and replacement of street luminaries within the Historic District.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 119-19, seconded by Mr. Simpson. Nino stated that the Street Department has identified ten street lights within the historic district that are in need of replacement. Some have been removed to date for safety reasons and the others will be removed upon replacement. The lights that are within one block of the square are eligible for the reimbursement under the capital improvement grant. The roll was called and Ordinance/Resolution No. 119-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, E. Heffinger and B. Lamb.

**Ord. 120-19:**

**An Ordinance rezoning the property at 1088 S. Court from R-3, High Density Residential to C-3, General Commercial.**

**\*Tabled**

**Ord. 121-19:**

**An Ordinance authorizing the purchase of one (1) 2020 Freightliner 114SD Rear Load Refuse Truck from Bell Equipment Company to be used by the Sanitation Department.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 121-19, seconded by Mr. Simpson. Mr. Piccoli stated the truck replacement is for a 2004 rear load truck. They are purchasing the 2020 Freightliner through the state bid process. The roll was called and Ordinance/Resolution No. 121-19 passed by the yea votes of B. Starcher, J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields and D. Simpson.

**Ord. 122-19:**

**An Ordinance authorizing the Mayor to accept four (4) Easements necessary for the West Smith Road Reconstruction, Phase 3 Project.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 122-19, seconded by Mr. Simpson. Mr. Patton stated in order to complete the reconstruction on West Smith Road between Commerce Drive and Lake Rd. they had to acquire 4 easements and the property owners did grant those to them. The roll was called and Ordinance/Resolution No. 122-19 passed by the yea votes of J. Coyne, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson and B. Starcher.

**Ord. 123-19:**

**An Ordinance amending and expanding Medina Parking District No. 1.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 123-19, seconded by Mr. Simpson. Mr. Mendel stated as they've been going along and looking at redevelopment and expansion of this district and what has now been dubbed the South Town Neighborhood, south of Smith Road, basically Huntington to Lafayette to Broadway, to incorporate that area into the parking district as well to facilitate redevelopment and reuse of the properties in that area and then it would be exempted from the minimum parking requirements of the zoning code. The roll was called and Ordinance/Resolution No. 123-19 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher and J. Coyne.

**Ord. 124-19:**

**An Ordinance amending Ordinance No. 195-19, passed December 10, 2018. (Amendments to 2019 Budget)** Mr. Shields moved for the adoption of Ordinance/Resolution No. 124-19, seconded by Mr. Simpson. Mr. Dirham stated the first amendment is to appropriate the funds that were donated to the city from the Cleveland Area Mountain Bike Association, the second item is for an E-Ticket parking system. The police did not anticipate this change, there was a new ruling they can't use the chalk anymore so that is why they need this new equipment to do that. The next two are sales from the Bicentennial and finally there is a donation from the Medina Sunrise Rotary. The roll was called and Ordinance/Resolution No. 124-19 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne and E. Heffinger.

**Ord. 125-19:**

**An Ordinance of the Council of the City of Medina, Ohio, certifying that when a municipal obligation was incurred sums were lawfully appropriated in the funds to satisfy the obligation and sufficient sums currently exist to satisfy this obligation.** Mr. Shields moved for the adoption of Ordinance/Resolution No. 125-19, seconded by Mr. Simpson. Mr. Shields moved

that the emergency clause be added to Ordinance/Resolution No. 125-19, seconded by Mr. Simpson. Mr. Dirham stated this is for an air conditioner repair that is through the CHIP program and as Mr. Mendel explained at the Finance meeting it is being done by then and now and the emergency clause because it was already done it was an emergency repair. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, B. Starcher J. Coyne, E. Heffinger, B. Lamb and P. Rose. The roll was called and Ordinance/Resolution No. 125-19 passed by the yea votes of P. Rose, J. Shields, D. Simpson, B. Starcher, J. Coyne, E. Heffinger and B. Lamb.

**Council Comments:**

Mr. Simpson stated this time of the year he is always on his soap box to get people out there to register to vote. The other soap box is the way we treat each other, so many things lately that have happened nationally that in his opinion are inappropriate comments from some of our leaders, there is too much bullying going on, too much negative comments, we should just treat everybody with respect. You have to respect the other person's opinion, you don't have to agree with it but you have respect their opinion and just try to be kind to one another.

Mr. Heffinger stated it was an absolutely beautiful weekend to be outside and they had two great events happening here, the first was on Friday night at the Community Garden behind the Court House Parking Garage on East Liberty officially opened. It's been a very busy summer for the group Sustain ED which is a dedicated group that likes to get to work and in over four months' time they came up with the idea of fund money with the help of the city and commissioners they were able to get land and build a garden for the city to use.

Medina Fest happened this weekend, it was absolutely packed and he feels our events are through the roof amazing here. Main Street Medina is doing a brilliant job running them and he wanted to complement them and our businesses that continue to bring more and more people into our beautiful community. He and Mr. Wright worked at the city table answering questions.

Mr. Starcher stated Tuesday, September 3<sup>rd</sup> there is a Ward 1 & Ward 2 meeting for residents to meet with City Council and Administration of the City to express any concerns you have to learn what is going on. Meeting will be held at Sydney Fenn Elementary School at 7 p.m.

He congratulated Chief Kinney and the Police Department and Medina County Drug Task Force on executing four arrest warrants over the weekend on Foundry Street for drug charges. Great job on keeping our neighborhood safe.

On Friday, August 16<sup>th</sup> Mr. Starcher stated he attended a great event on Bronson Street with Pastor Ruffin from the 2<sup>nd</sup> Baptist Church called Rev Up Your School Year and was co-hosted by High Voltage Kart Racing.

Mr. Shields spoke of another fine event the Farmer's Market on Saturdays but there is also a mid-week Farmer's Market that is moving to the south town cruise-in on Tuesday nights from 4pm-8pm which is the former Hawkins Market and will be there through September 24<sup>th</sup>, 2019.



Medina City Council  
August 26, 2019

Mr. Rose congratulated Nick on attaining Eagle Scout ranking.

Mr. Rose stated while on council break he had opportunity to speak with many residents and was surprised at the number of people who have just moved into town in the last say twenty four months or so. It was quite an eye-opener. They moved here for any number of reasons and he welcomes all of them. They all commented on how well the city is run and how we got where we are.

Mr. Lamb thanked Councilmen Rose and Simpson for mentioning being kind to others because he is not sure how many public bodies when having an opportunity to speak, take time just to ask people to be nice to one another.

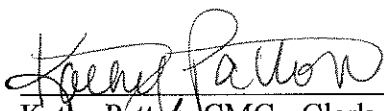
Bill pointed out to Nick that he was not a Boy Scout he was an Indian Guide, his father was a Boy Scout, and what struck him was even when his father was in his 80's he would talk about the fact that he had achieved the rank of Eagle Scout and that's how much it meant to him. He feels it really speaks not only to your desire to do good and do for the community, but it speaks right to the root of your character and he is proud of him.

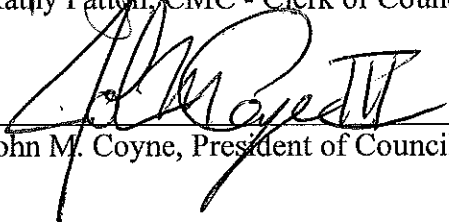
Bill stated he attended the ceremony for the 150<sup>th</sup> anniversary of AI Root Company. He stated Mrs. Marshall did a great job organizing these programs and putting them together involving federal and state officials and even a few local officials. It was a wonderful event and speaks well of the city's relationship to the businesses and an understanding of just how important these businesses are to the economy of the city and the welfare.

Mr. Coyne appreciates everyone's hard work even during the time off there was a lot going on and now they are back at it again and looking forward to a productive fall.

**Adjournment:**

There being no further business before Council, the meeting adjourned at 8:14 p.m.

  
\_\_\_\_\_  
Kathy Patton, CMC - Clerk of Council

  
\_\_\_\_\_  
John M. Coyne, President of Council

## FOUNDRY

8/26/19 Council  
Caroline Scheiner

I moved here in 1988 and bought my house for \$18,000.00 on Bronson Street. I bought it because it was old, I wanted to restore a house & this one needed help and the price was less than my car. Coming from Moreland Hills, I could not understand why the house was so low. People soon told me it was mainly because of the bar on the corner of Foundry and Bronson, since closed, but the stigma of the bar had deteriorated the entire neighborhood. It's been a long journey, but Bronson Street is losing this stigma. At least half a dozen homes that had been rentals have gone back to owner occupied and home prices have risen to a high of \$133,000 with several selling for over \$100,000. One also sold on Foundry for \$117,000.

Now I found out on facebook the the old Foundry, now a place for karting is expanding to include a full bar and a brewery. I was told not to be concerned because this is a different clientele as if yuppies and people with a few dollars in their pocket do not experience the same effects from alcohol as do poor people.

Supposedly in Medina we do have "spot zoning". We are a City that has adopted a Comprehensive Plan and we have Zoning Laws. Certainly, this is not the type of community that puts bars and breweries in the middle of Residential Neighborhoods. The Foundry is still Zoned Industrial and as such karting is not an intended use. The business needed to and received a Conditional Zoning Permit. To expand and serve liquor, referred to in the application as "refreshments" they received a **second** Conditional Permit. They also received a Liquor License. I seem to remember everyone getting upset about Serenite applying for a liquor license in a facility where one used to be in an area zoned for such and everyone getting all upset, but two blocks north in a Residential area it is somehow ok.

Conditional Zoning needs to fit the following Standards:

1. *Will be harmonious with and in accordance with the general objectives or with any specific objectives of the Land Use and Thoroughfare Plan of current adoption;*
2. *Will be designed, constructed, operated and maintained so as to be harmonious and appropriate in appearance with the existing or intended character of the general vicinity and that such use will not change the essential character of the same area;*
3. *Will not be hazardous or disturbing to existing or future neighboring uses;*
4. *Will not be detrimental to property in the immediate vicinity or to the community as a whole.*
5. *Will be served adequately by essential by essential public facilities and services such as highways, streets, police and fire protection, (sic) drainage structures, refuse disposal and schools; or that the persons or agencies responsible for the establishment of the proposed use shall be able to provide such service adequately;*
6. *Will be in compliance with State, County and City regulations;*
7. *Will have vehicular approaches to the property which shall be so designated as not to create an interference with traffic or surrounding public streets or roads.*

I would simply like an explanation as to how a full bar and brewery and the need for parking and consequential traffic fits into a Residential Neighborhood.

Since this facility had prior uses as a foundry, and housed Henry Furnace and later an air conditioning manufacturer and now food is to be served at the facility and beer brewed and "refreshments" served, I would like to see a copy of the Phase I and Phase II EPA reports clearing it of any hazardous materials. I understand that years ago, refuse was dumped in the pond at the rear.

I would like to introduce for the Record just a few studies of alcohol being sold in residential neighborhoods. I really should not need to introduce

studies as common sense tells one that bars and breweries do not belong in the midst of a residential neighborhood. The "surprising" results are that where alcohol is served, there is crime and violence that follows. It may not even be in the same neighborhood where it is sold because the person travels to another bar or home. In addition, we have a Mayor and a Councilman who were both on our Police Force and, surely, they have personal knowledge about what follows where alcohol is served.

One of the reasons for Zoning is to protect Residential Neighborhoods and property values. When Citizens elect Public Officials we expect you to follow the Laws you have set forth. We also expect you to protect us and our property values. I realize as a Citizen I have been remiss in not attending Council and Committee Meetings. Silly me, I thought you would look after us.

There have been several instances recently where this Council has thrown the trust of it's Citizens , it's Comprehensive Plan and it's Zoning Laws to the wind in favor of commerce.

I realize that this project cannot be changed. If I were wealthy enough I would hire an attorney and at least get an injunction as I do not feel the City has met it's burden. I can, however, ask for some minimum considerations to try and make this a little more palatable and pray that what we all know will follow will not. This is what I am asking for:

1. "Right Turn Only" signs to be placed at Bronson and Foundry and at the south entrance/exit of the Foundry.
2. More Police presence as people exiting the facility speed down Bronson now. I cannot think what it will be like after they are drunk. **WE HAVE THREE DAYCARES ON THE STREET.** The children all play in the front yards now.
3. I have a listing I sold in South Euclid. The street runs east to west and is the first street north of Mayfield Road. Marc's put a

large plaza on the north side of Mayfield. There was a 8' high wall constructed to protect the integrity of the Residential Neighborhood to it's north. This is described as a Screening Condition in Medina Planning and Zoning Code, 1149.05, page 146. I would like the same consideration South Euclid gave its Residents given here in Medina. The tree planting does not work as several of the trees the Foundry planted when they first built the karting operation have died, been removed and not replaced. This is a fate that would happen if all you asked was for them to plant trees.

4. I question if the Noise Ordinances and Street Parking will be enforced.

Thank you for your time.

Caroline Scheiner  
534 Bronson Street  
Medina, OH 44256