

MEDINA CITY COUNCIL

Monday, April 13, 2020

Note: The April 13, 2020 meeting of the Medina City Council was conducted as a remote meeting pursuant to H.B. #197.

Public Hearing:

To consider the rezoning of 1088 S. Court Street from R-3, High Density Residential to C-S Commercial Service.

For: Mr. Mendel stated this went through the Planning Commission on February 13th 2020, after reviewing they recommended the rezoning. The Finance committee reviewed it on February 24th, 2020 and minimum of 30 day notice for public hearing.

Justin Eddy from Tucker Ellis, representing Trillium Creek LLC., stated they have been here several times for rezoning and is not going to restate all the previous classifications. He feels their request is to bring this property to conformance with the surrounding area. This property sits as the only residential property in this section of South Court Street along that corridor and the ongoing commercial development has affected the applicant's ability to utilize it for any of the permitted and conditionally permitted uses in the R-3 zoning classification. This property satisfies all those standards outlined in a commercial corridor and would be complimentary to the uses in that area. He spoke of the traffic concerns of the Pinewood Residents and closed with his stating his gratitude towards the Medina City Council and said he appreciates their accommodations during this Covid-19 crisis.

Against: Mr. Shields read a statement from the Pinewood Condominium Association, as follows:

When the issue of rezoning the lot at 1088 S. Court St. first came up last April, the Pinewood Condominium Association's major objection to any commercial use of that lot was the increase in traffic congestion and concern for motorists' safety. We have since provided Council with empirical reasons for our opposition. We have repeatedly asked for a traffic study of the area and have expressed our concerns about traffic safety to officials at Key Bank.

Another commercial driveway in the two tenths of a mile south of Sturbridge to newly developing Mast Parkway would be hazardous to motorists as well as residents on Pinewood and Hartford Dr. A driveway would be at the crest of a rise which obstructs the view of oncoming northbound traffic on S. Court and would be only about 100 feet from Pinewood and opposite Hartford.

We are gratified that our concerns are shared by Mayor Hanwell, the County Commissioners and Montville Township Trustees. They have all asked ODOT to do a comprehensive analysis of traffic on Route 3 south to I-76. We believe it would be irresponsible to consider this rezoning until the results of the traffic study are available.

In his letter to ODOT the Mayor pointed out that Route 3 at the south end of Medina, due to its limited lanes and numerous points of ingress and egress "provides significant safety concerns for the motoring public as well as our safety forces". In short there are too many driveways too close together.

We were shocked that after initially refusing a rezoning request, the Planning Commission recommended approval of the C-S status. The C-S rezoning is not a compromise. It will still permit uses that would generate more traffic and result in an eighth commercial driveway in a narrow, heavily traveled area of S. Court.

While the Planning Director made no recommendation at the planning commission meeting,

the City Law Director recommended that the Planning Commission approve the C-S rezoning request. Has the Law Director provided Council with the basis for his recommendation? If so, what is it? You must not approve this rezoning just to avoid litigation or to limit the City's liability.

Our concern is the dangerous and immediate impact an eighth commercial driveway in this narrow, short stretch of S. Court St. would have on the thousands of motorists and this narrow, short stretch of S. Court St. would have on the thousands of motorists and passengers who use this busy corridor daily, as well as on our dedicated safety forces, when accidents or medical incidents occur. Their safety far outweighs any plan to put a commercial entity on that property. We urge you to follow the comprehensive plan and show your commitment to the general welfare of the citizens of Medina and ensure the safe and prosperous future of this historic City. Reject this rezoning request.

Public Hearing Closed at 7:42 p.m.

Opening:

Medina City Council met in regular, open session on Monday, April 13th, 2020. The remote meeting was called to order at 7:42 p.m. by President of Council John Coyne who led in the Pledge of Allegiance.

President John Coyne explained they are trying something new due to the Coronavirus pandemic and are asking members to communicate with them via Facebook or email for questions you may have rather than attend the meetings for your safety and ours.

Roll Call:

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

Also present were the following members of the Administration: Mayor Dennis Hanwell, Keith Dirham, Greg Huber, Patrick Patton, Nino Piccoli, Chief Kinney, Jansen Wehrley, Kathy Patton, Kimberly Marshall, Dan Gladish, and Jonathan Mendel.

Minutes:

Mr. Shields moved that the minutes from the regular meeting on March 23rd, 2020 as prepared and submitted by the Clerk be approved. The roll was called and the motion passed by the yeas of J. Shields, D. Simpson, J. Coyne, E. Heffinger, B. Lamb, and P. Rose.

Reports of Standing Committees:

Finance Committee: Mr. Coyne stated they meet prior to this virtual Council meeting and had a lot of discussion items on the agenda.

Health, Safety & Sanitation Committee: Mr. Simpson encouraged residents to get on the city website and listen to updates by our Mayor Hanwell on what the city is doing and following the state and federal guidelines that are placed before him. There is no scheduled meeting at this time.

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Public Properties Committee: Mr. Shields had no report.

Special Legislation Committee: Mr. Lamb had no report.

Streets & Sidewalks Committee: Mr. Heffinger has no meeting scheduled but reported that the South Broadway Reconstruction Project officially starts tomorrow and will be closed until October.

Water & Utilities Committee: Mrs. Hazeltine had no report.

Emerging Technologies Committee: Mr. Rose had no report.

Requests for Council Action:

Finance Committee

20-077-4/13 – Budget Amendments

20-078-4/13 – Consider How to Handle Water Disconnects, etc. after Ord. 62-20 expires

20-079-4/13 – Bids - 2020/2021 Equipment and General Pavement Services

20-080-4/13 – General Liability Insurance Renewal

20-081-4/13 – 2020 Remote Technology Grant Project – Municipal Court

20-082-4/13 – Agreement w/ Cunningham & Associates – Spring Grove and N. Broadway Bridge Replacement

20-083-4/13 – Task Order #4 – Delta Airport Consultants – Remark Airfield

20-084-4/13 – Collective Bargaining Agreement – Ohio Patrolmen's Benevolent Association for Patrol Officers, Sergeants and Communication Officers

20-085-4/13 – Pandemic Relief for Seniors & At Risk City Residents

Reports of Municipal Officers:

A. Dennis Hanwell, Mayor, reported Covid-19 Press release review - City Hall will have limited access effective immediately. Appointments will be required to meet with staff. Any items that may be submitted electronically or mailed are preferred. We will have a box or bin in vestibules at both entrances to leave mail for any city department. We will distribute. Also have utility drops at Medina Municipal Court lot. If emergency and access needed without appointment, numbers will be posted at inner city hall doors to call office and ask for immediate help. Essential services to constituents will be maintained, but some services deferred- ex. fence permits, pool permits, etc. to limit exposure of public to staff and vice versa. We apologize for any inconvenience, but want to keep all safe and stop the spread of the virus. Thank Medina City Schools for sharing laptops during their closure with city to permit operations from home for some staff members. Videos on city website, www.medinaoh.org for businesses and residents on local recommendations during COVID-19 pandemic.

B. New Parking Deck/TIF- The new parking deck being erected was supplemented by a \$1 million dollar capital grant from the State of Ohio due to historical downtown and numerous events and activities that draw visitors from broad region. The deck costs about

\$3.8 million, so the city is loaning or fronting the remaining \$2.8 million. The city established a Tax Increment Finance District for areas adjacent and surrounding parking deck. This means that as new development occurs (like the old Chamber property at SW corner of W. Friendship and N. Court), the taxes paid for the property improvements will be reimbursed to the city until our \$2.8 million investment is repaid. So in the end, the city will own a \$3.8 million parking deck with no city money used. With limited ability to building new homes in city due to limited lots, to help increase income tax base the city is focusing on industrial expansions and new employers, increase in commercial, retail and restaurants, as well as condensed housing like apartments, town houses, etc. to help tax base.

- C. Save the Courthouse group** - Asking for signatures to prohibit city from spending any monies on design or construction of combined Common Pleas/Municipal Court facility on the Square. This action will not “save” any courthouse, it will simply make it impossible for the city to collaborate with Medina County to save tax dollars by working with the county. In essence, the engineering, design, and construction will have to happen twice- once for Common Pleas and once for Medina Municipal Court for two buildings with couple blocks of one another. More concerning, is that the efficiencies of a combined Courthouse for Common Pleas and Medina Municipal operations will be forever lost. These include, but are not limited to, shared hallways and restrooms, shared elevators, shared security entrance, and shared meeting rooms. If city is restricted from taking part in the project as a result of this petition, the county intends to go along with their project without us and still remove the 1969 Common Pleas Courthouse once the new court facility is built and ready to move it. This will leave the city with only option of building a separate Municipal Court facility elsewhere. The Council, Administration and Municipal Judge Gary Werner all support the combined facility and feel the saving of tax dollars for county and city constituents as a result of this collaborative effort.
- D. Tornado-** Strong storm and winds caused extreme damage in city to numerous homes and businesses. One resident was injured when tree crashed through house. Staff were called out late Tuesday, April 7th and worked through the night blocking streets, cutting trees out of the roads, and assisting utility companies after trees were removed from live power lines. All staff in city assisted in some manner. The city was also offered help from the cities of Brunswick and Wadsworth, Medina County, and ODOT. We worked the storm damage cleanup from Tuesday evening through Friday for two shifts each day. Well done by all staff involved.

Keith Dirham, Finance Director, reported the tax deadline for municipal taxes has been pushed back to the July 15th to match with the IRS and State deadlines. City Hall is open with limited access to limit spread of the virus. We are available to take payments over the phone and when necessary you can be escorted in and take payments in person as well. Water shutoffs have been temporarily suspended but we ask everyone to pay your water bill as you are able because the charges have not been suspended just the suspensions have and we will collect those funds eventually. Council will be acting on working out how to handle disconnections when this is eventually over and what to do with penalties.

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Greg Huber, Law Director, had no report.

Chief Kinney, Police Department, had no report.

Kimberly Marshall, Economic Development Director, reported Since the COVID Pandemic hit, they have been busy communicating with businesses and companies via phone and email to check on them and offer assistance from the city and answer as many questions as possible pertaining to programs that are available to them.

She stated she has been attending as many webinars and conference calls with various economic development groups and organizations and our state and federal elected officials to keep informed with what is happening and passing information along accordingly.

One of the questions that I get asked frequently is what strategy does the State of Ohio have in place to start opening businesses back up. She asked that question to the Lt. Governor via an Ohio Economic Development Association webinar call last week. His reply was the State of Ohio is in the process of developing a plan and they have formed an Economic Advisory Board comprised of company leaders across the State of Ohio that represent a variety of industry sectors. This group is being led by Frank Sullivan, Chairman and CEO of RPM right here in Medina County. The key to opening businesses will be when do we see a peak of COVID Cases in Ohio and when do we start to see a reduction as they are trying to not overwhelm our healthcare system.

Ohio Governor Mike DeWine also announced the establishment of the Ohio Manufacturing Alliance to Fight COVID-19.

The collaborative public-private partnership will coordinate efforts to provide healthcare workers and first responders with the personal protective equipment (PPE). The alliance includes: Ohio Manufacturers' Association, Ohio Hospital Association, Ohio Manufacturing Extension Partnership, Manufacturing Advocacy and Growth Network, nursing home organizations, JobsOhio, Ohio Department of Administrative Services, Ohio Development Services Agency, and the Ohio Department of Health. The alliance is working to identify and match the critical needs of Ohio's healthcare system with companies willing and able to repurpose production to meet those needs.

Manufacturers that can help should visit RepurposingProject.com for more information. We have shared this information locally and are working with several companies that are converting their operations to make Personal Protective Equipment. One example in the city is Fire-Dex. They are a manufacturer of turnout gear for firefighters, and they are now making reusable gowns for healthcare heroes. Fire-Dex is in the process of manufacturing the gown and aims to make 100,000 in the next few months.

We also are working with Spray Products to convert to making an aerosol hand sanitizer spray. We were able to help get them connected to the FDA for this approval and we thank our federal legislators for their assistance with making this happen in a timely fashion.

Additionally, some of our small businesses like Fabric Obsession and Yasna Tailoring are making fabric facemasks and selling them on Facebook and their websites.

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Also, for anyone that is looking for employment, we encourage them to go to the www.worklocal.net website and we also are trying to highlight these job opportunities in our weekly newsletter and our FB page.

Jonathan Mendel, Planning Community Director, had no report.

Chief Painter, Fire Department, was absent and had no report.

Mike Wright, Rec. Center Director, was absent and had no report.

Jansen Wehrley, Parks and Recreation Director, Stated all city parks are open and they are continuing to ask all park users to maintain social distancing even while playing tennis. Basketball courts are closed. Refer to the city web page for further notice.

He spoke of all the collaborative efforts with the clean up after the storm on Tuesday, it was truly amazing to see our teams come together to serve our residents as quickly as possible.

The Forestry Department will be working on their spring tree planting soon, you may see some trees laying in the tree lawns around town we plan on planting about 55 trees throughout and are mostly replacements.

Dan Gladish, Building Official, reported due to the social distancing requirements they have made some temporary changes to the Building Department plan review and building permit approval process. Most applications and approvals, about 80% of them, can be handled by email or over the phone. Payments can be made over the phone with a credit card. All applications are available on the city website. The Building Department is still open to the public by appointment or by coming to city hall – once inside the lobby call us for assistance. The storm damage information from last Tuesdays' storm both the Fire and Building Department visited 45 sites with moderate to severe structural damage, 35 residential including 15 with trees through the roofs and ten commercial.

Patrick Patton, City Engineer, added to what Eric Heffinger stated on the South Broadway Reconstruction project that it begins tomorrow and reminded the residents the road will be closed to through traffic until the end of the project in October. Due to certain circumstances they were unable to hold a public meeting or open house like they typically do.

Nino Piccoli, Service Director, Nino acknowledged his staff – Jansen Wehrley the Parks Director, Sanitation Superintendent John Lengacher, Street Supervisors Bill Davis and Andre Goe. A special thanks to all of the Service crews - Sanitation making multiple passes through the city picking up trash and special routes for storm debris.

Street & Water crews at one point had 10 residential streets and 2 State roads closed with barricades. They assisted Sanitation and Forestry crews with chippers, Jansen had all of his available staff cutting/chipping trees out of the roadways and right-of-ways. Thanks to the tornado, the yard waste program began early. Wednesday, April 8th to date from

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their calculations, they picked up 600 yards/120 tons and doesn't include the chipper material from Jansen's staff.

Notices, Communications and petitions:

Unfinished Business:

Introduction of Visitors:

Introduction and Consideration of Ordinances and Resolutions:

Mr. Shields moved to suspend the Rules requiring three readings on the following ordinances and resolutions, seconded by Mr. Simpson: Ord. 64-20, Ord. 65-20, Ord. 66-20, Ord. 67-20, Ord. 68-20, Ord. 69-20, Ord. 70-20 and Ord. 71-20, Ord. 72-20, Ord. 73-20, Ord. 74-20. The roll was called and the motion to suspend passed by the yeas votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

Ord. 064-20:

An Ordinance amending Chapter 1331 and Chapter 1331.01 of the Codified Ordinances of the City of Medina, Ohio relative to the new Residential Code of Ohio for One-, Two- and Three-Family Dwellings. Mr. Shields moved for the adoption of Ordinance/Resolution No. 064-20, seconded by Mr. Simpson. Mr. Gladish reported the State of Ohio recently adopted a new version of the Residential Building Code. Because the City of Medina is a certified department they are required to follow and adopt this new code. The roll was called and Ordinance/Resolution No. 064-20 passed by the yeas votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 065-20:

An Ordinance amending Section 1333.01 of the Codified Ordinances of the City of Medina, Ohio relative to the adoption of the 2017 National Electric Code. Mr. Shields moved for the adoption of Ordinance/Resolution No. 065-20, seconded by Mr. Simpson. Mr. Gladish reported that the State of Ohio recently adopted a new version of the National Electric Code for residential projects and because the City of Medina is a state certified department they are required to follow and adopt this code. The roll was called and Ordinance/Resolution No. 065-20 passed by the yeas votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 066-20:

An Ordinance authorizing the Law Director to prepare the necessary documentation for the transfer of City Lot 9106 containing 4.9791 acres and City Lot 9107 containing 36.1792 acres of land to the Medina City Development Corporation (CIC).

*Tabled due to not having specific information included in the ordinance in regards to the payback to the City of Medina.

Ord. 067-20:

An Ordinance amending Ordinance No. 129-17, passed September 11, 2011, relative to an amendment to the Fire Service Contract between the City of Medina and Medina Township.

Mr. Shields moved for the adoption of Ordinance/Resolution No. 067-20, seconded by Mr. Simpson. Mayor Hanwell stated the City of Medina entered into a fire contract midyear with Medina Township and because it was entered in midyear it would end July 31, 2020 and they would like to extend it to the end of the 2020 year. The roll was called and Ordinance/Resolution No. 067-20 passed by the yeas votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

Ord. 068-20:

An Ordinance authorizing the purchase of one (1) 2020 Chevy Malibu from Ganley of Aurora for the Police Department. Mr. Shields moved for the adoption of Ordinance/Resolution No. 068-20, seconded by Mr. Simpson. Chief Kinney stated this is a state bid vehicle for the Detective Bureau. The roll was called and Ordinance/Resolution No. 068-20 passed by the yeas votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Ord. 069-20:

An Ordinance authorizing the Mayor to enter into a Contract with the Ohio Regional Development Corporation for the administration of the PY 2020 Community Housing Impact and Preservation (CHIP) Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 069-20, seconded by Mr. Simpson. Mr. Mendel stated this is to execute a contract with Ohio Regional Development Corporation to be our professional consultant for the administration of a future PY2020 CHIP program in partnership with the City of Brunswick. Emergency clause is requested due to application deadline. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 069-20, seconded by Mr. Simpson. The roll was called on adding the emergency clause and was approved by the yeas votes of D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields. The roll was called and Ordinance/Resolution No. 069-20 passed by the yeas votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose.

Ord. 070-20:

An Ordinance amending Ordinance No. 187-19, passed November 25, 2019. (Amendments to 2020 Budget – 2020 Carryforward) Mr. Shields moved for the adoption of Ordinance/Resolution No. 070-20, seconded by Mr. Simpson. Mr. Dirham stated these are appropriations from 2019 from the departments that didn't spend them. The roll was called and Ordinance/Resolution No. 070-20 passed by the yeas votes of J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, and D. Simpson.

Ord. 071-20:

An Ordinance amending Ord. No. 004-20, passed January 13, 2020, relative to bids and awarding a contract for the 2020 Concrete Pavement General Services Program. Mr. Shields moved for the adoption of Ordinance/Resolution No. 071-20, seconded by Mr. Simpson. Mr. Patton stated this is their annual program used primarily for the Sidewalk Repair Program. After putting together the program they realized they needed an increase, total \$160,000.00. The roll was called and Ordinance/Resolution No. 071-20 passed by the yeas votes of J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, and J. Coyne.

Ord. 072-20:

An Ordinance authorizing the Mayor to advertise for competitive bids and to award a contract to the successful bidder for the Public Square Mid-Block Crossing Project. Mr. Shields moved for the adoption of Ordinance/Resolution No. 072-20, seconded by Mr. Simpson. Mr. Patton stated this project will produce an improvement to pedestrian safety at the four mid-block crossings in the Square. Primarily funded through a state grant. The roll was called and Ordinance/Resolution No. 072-20 passed by the yea votes of E. Heffinger, B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, and J. Hazeltine.

Ord. 073-20:

An Ordinance amending Ordinance No. 187-19, passed November 25, 2019. (Amendments to 2020 Budget) Mr. Shields moved for the adoption of Ordinance/Resolution No. 073-20, seconded by Mr. Simpson. Mr. Dirham stated this is a grant that they received and they need to appropriate the money in order to spend it. The roll was called and Ordinance/Resolution No. 073-20 passed by the yea votes of B. Lamb, P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, and E. Heffinger.

Ord. 074-20:

An Ordinance authorizing the Mayor to enter into an Agreement with USI Insurance Services, LLC for the City's Property and General Liability Insurance for the period of April 1, 2020 through March 31, 2021. Mr. Shields moved for the adoption of Ordinance/Resolution No. 074-20, seconded by Mr. Simpson. Mr. Shields moved that the emergency clause be added to Ordinance/Resolution No. 074-20, seconded by Mr. Simpson. The Mayor stated they had to bind the old contract in order to carry it over until they can get this passed. Emergency clause is needed due to them getting it to us so late. Increases are due to market trend and general liability and property. The roll was called on adding the emergency clause and was approved by the yea votes of J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, and P. Rose. The roll was called and Ordinance/Resolution No. 074-20 passed by the yea votes of P. Rose, J. Shields, D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, and B. Lamb.

Council Comments:

Mr. Coyne stated on behalf of council thanked the first responders and frontline workers at the hospitals. It's a very risky job knowing you are exposed to a deadly virus. He sends prayers to anyone who lost a loved one or is taking care of someone that is sick.

Mr. Heffinger echoed what Mr. Coyne stated and added he is grateful for our city workers that handled the cleanup from the tornado last week.

Mr. Simpson echoed the same and stated our staff always comes together to make things work. Thanks to Ohio Edison for getting the power back on for the city residents. He listens to the Governor every day and it sounds like we are flattening the curve on this pandemic and hopefully will be back to something close to normal soon. God Bless everybody. Our lives will be changed forever!

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Mrs. Hazeltine echoed what everyone else stated and spoke of the aftermath of the F1 Tornado. She also spoke of mental health, this is a totally unprecedented time and it's hard, it's ok to be depressed at this time. There is nothing to be ashamed about. She will post links on her FB council page for resources you can use during this time.

Mr. Rose echoed the sentiments in regards to the frontline workers. God Bless every one of them. Mr. Rose spoke of available jobs right here in Medina, the state website has over 40,000 jobs posted. Places are hiring.

Mr. Shields reiterated what everyone stated about the storm cleanup from our city employees after the tornado.

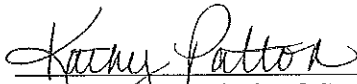
Mr. Lamb stated Medina always does a great job even in the most difficult of circumstances.

Executive Session: (imminent litigation)

It was moved by Mr. Shields and seconded by Mr. Simpson to enter into Executive Session at 8:36 p.m. to include the Mayor and Law Director for conferences with the City's Law Director concerning disputes involving the City which are the subject of pending or imminent court action. The roll was called and motion passed by D. Simpson, J. Coyne, J. Hazeltine, E. Heffinger, B. Lamb, P. Rose, and J. Shields.

Adjournment:

There being no further business before Council, the meeting adjourned at 8:38 p.m.



Kathy Patton, Clerk of Council



John M. Coyne, President of Council

4-13-20
Public Hearing

Pinewood Condominium Association Statement
Rezoning Request for 1088 S. Court St. to C-S Zoning
Public Meeting before Medina City Council
April 13, 2020

When the issue of rezoning the lot at 1088 S. Court St. first came up last April, the Pinewood Condominium Association's major objection to any commercial use of that lot was the increase in traffic congestion and concern for motorists' safety. We have since provided Council with empirical reasons for our opposition. We have repeatedly asked for a traffic study of the area and have expressed our concerns about traffic safety to officials at Key Bank.

Another commercial driveway in the two-tenths of a mile south of Sturbridge to newly developing Mast Parkway, would be hazardous to motorists as well as residents on Pinewood and Hartford Dr. A driveway would be at the crest of a rise which obstructs the view of oncoming northbound traffic on S. Court and would be only about 100 feet from Pinewood and opposite Hartford.

We are gratified that our concerns are shared by Mayor Hanwell, the County Commissioners and Montville Township Trustees. They have all asked ODOT to do a comprehensive analysis of traffic on Route 3 south to I-76. We believe it would be irresponsible to consider this rezoning until the results of the traffic study are available.

In his letter to ODOT the Mayor pointed out that Route 3 at the south end of Medina, due to its limited lanes and numerous points of ingress and egress, "provides significant safety concerns for the motoring public as well as our safety forces". In short there are too many driveways too close together.

We were shocked that after initially refusing a rezoning request, the Planning Commission recommended approval of the C-S status. The C-S rezoning is not a compromise. It will still permit uses that would generate more traffic and result in an eighth commercial driveway in a narrow, heavily traveled area of S. Court.

While the Planning Director made no recommendation at the planning commission meeting, the City Law Director recommended that the Planning Commission approve the C-S rezoning request. Has the Law Director provided Council with the basis for his recommendation? If so, what is it? You must not approve this rezoning just to avoid litigation or to limit the City's liability.

Our concern is the dangerous and immediate impact an eighth commercial driveway in this narrow, short stretch of S. Court St. would have on the thousands of motorists and passengers who use this busy corridor daily, as well as on our dedicated safety forces when accidents or medical incidents occur. Their safety far outweighs any plan to put a commercial entity on that property.

We urge you to follow the comprehensive plan and show your commitment to the general welfare of the citizens of Medina and ensure the safe and prosperous future of this historic City. Reject this rezoning request.

Kathy Patton

4-13-20

Public Hrg.

From: Thomas Horvath <thphoto2@hotmail.com>
Sent: Friday, April 10, 2020 8:57 AM
To: Kathy Patton
Subject: S. Court Rezoning

Importance: High

To Medina Council Members

We are very concerned that rezoning of the lot at 1088 S. Court St. for any commercial use would create a dangerous traffic hazard for the 64 home owners and residents in the Pinewood Development at 1070 S. Court St. and for the thousands of motorists who use Route 3 daily.

Rezoning would result in another commercial driveway in a very short stretch of S. Court now served by 7 busy commercial drives. A new drive would be dangerous. It would be at the peak of a hill that obstructs the view of oncoming northbound traffic. For example, it is not unusual for multiple drivers to be attempting to enter South Court street from the numerous commercial driveways. Also, it is not uncommon to have drivers exiting from the ice cream shop, the veterinary office, Pinewood Drive on the east side of S. Court and one or more drivers attempting to also enter S. Court from driveways on the west side of the street. Often times drivers neglect to use turn signals to indicate their intentions to other drivers. This situation exists while traffic, which at times is very congested, continues to proceed at speed. Adding another commercial driveway to further complicate egress and traffic flow from the 7 commercial driveways already in place would certainly put all drivers and pedestrians at higher risk for accidents and injuries.

We ask that you recognize this very important safety issue and vote no on the pending rezoning request. The danger has been highlighted by Mayor/Safety Director Hanwell as a corridor that "provides significant safety concerns for the motoring public as well as our safety forces" due to its limited lanes and numerous business driveways.

Council must act in the interests of the citizens and visitors to Medina and vote against any commercial rezoning at 1088 S. Court St.

Respectfully Submitted,

Thomas and Nancy Horvath
Medina

4-13-20
Public Hrg

Medina City Council Members,

I urge you to vote no on the rezoning of the .96 acre parcel at 1088 S. Court St or, at a minimum, continue your vote until ODOT has completed and submitted its findings on the traffic study for Rt. 3. Here are some of the very sound reasons for this request:

The City of Medina Comprehensive Plan calls for this to remain residential. This plan is in currently the only one in effect.

The rezoning is unnecessary. As stated by the Board of Zoning Appeals, the owner currently has a viable, long operating use for the 2 existing nonconforming buildings on this property, record storage and property maintenance.

They say a kiosk now, but what later? When considering this rezoning you must take into account any and all potential uses that a district has to offer. Even the C-S allows for high traffic uses. This is our objection – traffic and safety.

A no vote is in the best interest for the health safety and welfare of the residents, safety forces, visitors and their passengers who live near or travel this route.

It is unsafe. There is just 875' between the intersections of Sturbridge and Hartford. The stretch has 2 residential streets and 6 commercial access drives, many serving multiple businesses on one property. Between Sturbridge and Mast Parkway the distance is less than 1,500' with 2 residential streets and 1 residential/commercial street (Mast), 10 access drives, again many of these drives serve multiple businesses. The attached 2019 ODOT traffic crash report clearly shows this area already has a significant amount of accidents and injuries throughout a 7 day week.

Wooster Pike/S. Court is a major corridor leading to the economic heart of the City from the I-76/US224 and I-71 freeways. Turning onto S. Court traffic, especially in this area, is already congested, perilous and frustrating. Bottlenecks and hazardous access points will impact residents, deter visitors and ultimately hurt businesses.

Conditions will only worsen. Ignoring the traffic concerns and road pattern now will only complicate a solution later. The cross access remedy utilized between businesses on North Court will not work on South Court due to the depth of the parcels. In short, you will always have these access points. Don't add to the problem.

If the ODOT study calls for a road widening in the Township up to the city boundary the city will be dealing with a bottleneck at the city limits. To widen this stretch of road between the city limits and Sturbridge additional right of way will be needed thus making the 1088 parcel even smaller and any new commercial more than likely, in some ways, nonconforming. This is not good planning. Wait to see the ODOT findings and then you will know what the City needs to do to relieve the hazards.

The city has already approved major development on Mast drive which will add more traffic as will any future development in the Township.

If this rezoning is approved and a commercial use is established it can't be undone. Why not get all the data to make an informed decision? The County, Montville Township and Mayor Hanwell recognize the issues and want this data from the State. Refer to the 4 letters submitted into the record.

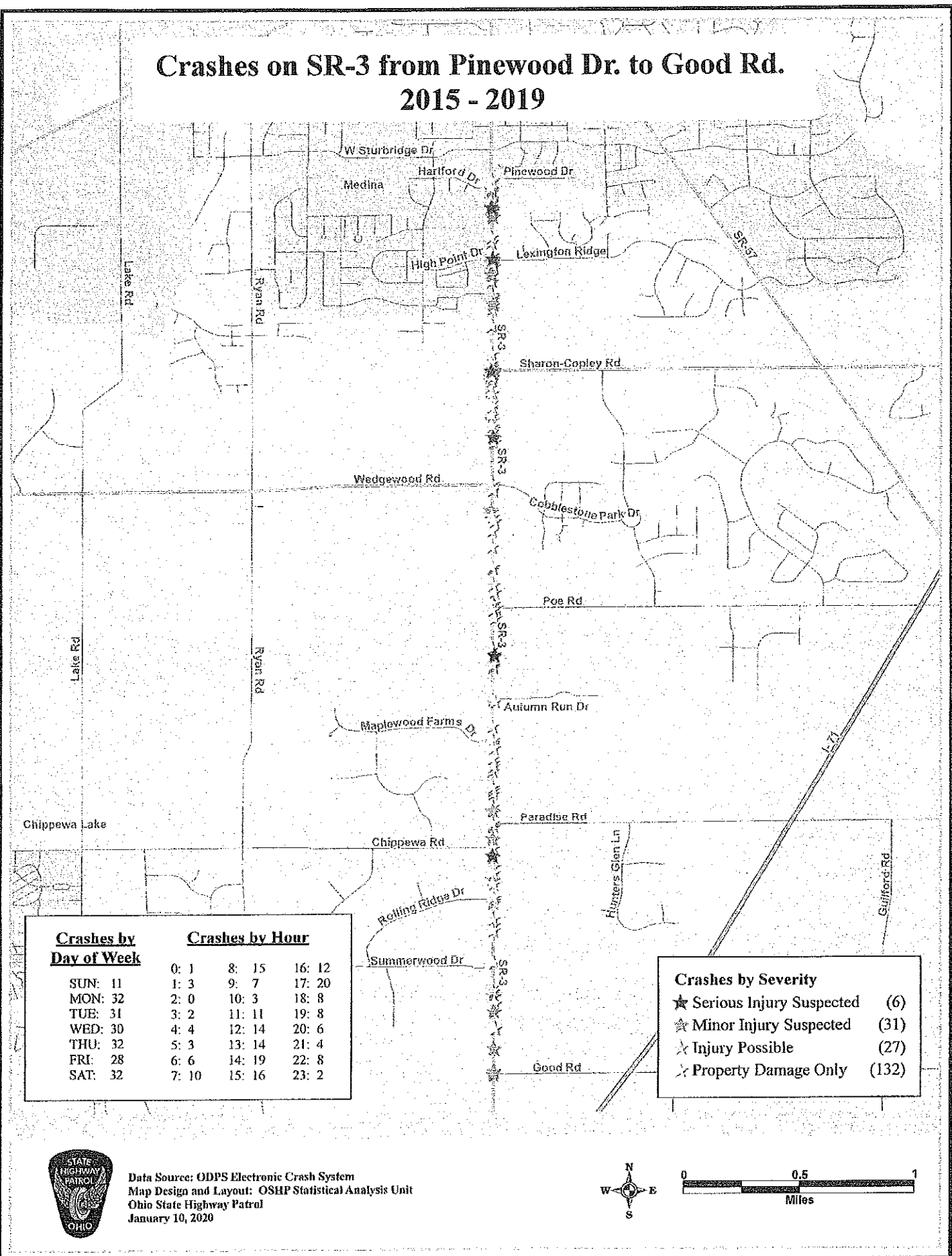
Good planning looks to the future and if Council permits this property to develop commercially now you are being shortsighted. Please get all the data, consider all the issues of how this change may impact this area, the residents, their safety, the overall economic health of the City and the property values of the adjacent residential neighborhoods that support this city with their tax dollars. Everything hinges on your decision. It is your civic responsibility to protect general health safety and welfare of the residents of Medina – do that now by denying this rezoning.

This is not just about one small parcel wanting a bank kiosk, this is about the future and safety.

Respectfully,

Patricia Ryan
4254 Sharon Copley Road
Medina, OH 44256

Crashes on SR-3 from Pinewood Dr. to Good Rd. 2015 - 2019



Crashes by Day of Week

SUN: 11
 MON: 32
 TUE: 31
 WED: 30
 THU: 32
 FRI: 28
 SAT: 32

Crashes by Hour

0: 1	8: 15	16: 12
1: 3	9: 7	17: 20
2: 0	10: 3	18: 8
3: 2	11: 11	19: 8
4: 4	12: 14	20: 6
5: 3	13: 14	21: 4
6: 6	14: 19	22: 8
7: 10	15: 16	23: 2

Crashes by Severity

- ★ Serious Injury Suspected (6)
- ☆ Minor Injury Suspected (31)
- △ Injury Possible (27)
- ✕ Property Damage Only (132)



Data Source: ODPS Electronic Crash System
 Map Design and Layout: OSHP Statistical Analysis Unit
 Ohio State Highway Patrol
 January 10, 2020





Ohio State Highway Patrol

Office of Planning - Statistical Analysis Unit



Crashes by Severity and Year SR-3 from Pinewood Dr. to Good Rd.

Severity	2015	2016	2017	2018	2019	Total
Fatal	0	0	0	0	0	0
Serious Injury Suspected	2	0	2	1	1	6
Minor Injury Suspected	7	9	5	3	7	31
Injury Possible	7	7	7	1	5	27
Property Damage Only	24	26	38	27	17	132
Total	40	42	52	32	30	196

Crashes by Month and Year SR-3 from Pinewood Dr. to Good Rd.

Month	2015	2016	2017	2018	2019	Total
Jan	4	0	3	1	2	10
Feb	3	2	1	3	4	13
Mar	1	0	6	6	1	14
Apr	3	2	2	2	2	11
May	7	5	4	0	1	17
Jun	2	4	9	2	6	23
Jul	1	2	6	2	0	11
Aug	1	3	2	2	3	11
Sep	0	6	4	3	1	14
Oct	4	4	5	3	3	19
Nov	6	9	6	3	4	28
Dec	8	5	4	5	3	25
Total	40	42	52	32	30	196

Crashes by Day of Week and Year SR-3 from Pinewood Dr. to Good Rd.

Day of Week	2015	2016	2017	2018	2019	Total
Sun	2	5	1	2	1	11
Mon	2	6	13	5	6	32
Tue	8	6	6	7	4	31
Wed	8	6	4	3	9	30
Thu	5	6	13	4	4	32
Fri	7	7	9	3	2	28
Sat	8	6	6	8	4	32
Total	40	42	52	32	30	196



Ohio State Highway Patrol

Office of Planning - Statistical Analysis Unit



Crashes by Hour and Year SR-3 from Pinewood Dr. to Good Rd.

Hour	2015	2016	2017	2018	2019	Total
12:00 - 12:59 AM	0	0	0	1	0	1
1:00 - 1:59 AM	1	0	0	1	1	3
2:00 - 2:59 AM	0	0	0	0	0	0
3:00 - 3:59 AM	1	0	1	0	0	2
4:00 - 4:59 AM	1	1	1	1	0	4
5:00 - 5:59 AM	0	0	1	2	0	3
6:00 - 6:59 AM	0	1	2	2	1	6
7:00 - 7:59 AM	2	3	4	0	1	10
8:00 - 8:59 AM	2	6	3	2	2	15
9:00 - 9:59 AM	1	1	1	1	3	7
10:00 - 10:59 AM	1	1	0	1	0	3
11:00 - 11:59 AM	3	2	3	0	3	11
12:00 - 12:59 PM	5	1	3	5	0	14
1:00 - 1:59 PM	4	2	4	0	4	14
2:00 - 2:59 PM	1	2	10	3	3	19
3:00 - 3:59 PM	6	3	1	3	3	16
4:00 - 4:59 PM	1	3	6	2	0	12
5:00 - 5:59 PM	5	5	5	4	1	20
6:00 - 6:59 PM	1	0	2	1	4	8
7:00 - 7:59 PM	1	4	2	0	1	8
8:00 - 8:59 PM	3	1	0	2	0	6
9:00 - 9:59 PM	1	0	1	0	2	4
10:00 - 10:59 PM	0	5	1	1	1	8
11:00 - 11:59 PM	0	1	1	0	0	2
Total	40	42	52	32	30	196



Ohio State Highway Patrol

Office of Planning - Statistical Analysis Unit



Crashes by Hour and Day of Week SR-3 from Pinewood Dr. to Good Rd.

Hour	Sun	Mon	Tue	Wed	Thu	Fri	Sat	Total
12:00 - 12:59 AM	0	0	0	0	1	0	0	1
1:00 - 1:59 AM	0	1	1	0	0	0	1	3
2:00 - 2:59 AM	0	0	0	0	0	0	0	0
3:00 - 3:59 AM	0	0	1	0	0	0	1	2
4:00 - 4:59 AM	0	0	1	1	2	0	0	4
5:00 - 5:59 AM	0	2	1	0	0	0	0	3
6:00 - 6:59 AM	0	3	0	2	0	1	0	6
7:00 - 7:59 AM	0	1	2	1	3	3	0	10
8:00 - 8:59 AM	0	4	2	1	0	2	6	15
9:00 - 9:59 AM	1	1	1	3	1	0	0	7
10:00 - 10:59 AM	0	0	0	0	0	1	2	3
11:00 - 11:59 AM	0	1	2	2	4	1	1	11
12:00 - 12:59 PM	2	2	3	1	1	0	5	14
1:00 - 1:59 PM	3	1	2	1	1	3	3	14
2:00 - 2:59 PM	0	4	1	3	5	3	3	19
3:00 - 3:59 PM	1	0	8	1	2	3	1	16
4:00 - 4:59 PM	1	2	1	3	4	0	1	12
5:00 - 5:59 PM	1	3	2	4	3	5	2	20
6:00 - 6:59 PM	0	1	1	4	0	0	2	8
7:00 - 7:59 PM	0	3	1	1	0	3	0	8
8:00 - 8:59 PM	2	1	0	0	0	2	1	6
9:00 - 9:59 PM	0	0	0	0	1	1	2	4
10:00 - 10:59 PM	0	2	0	2	4	0	0	8
11:00 - 11:59 PM	0	0	1	0	0	0	1	2
Total	11	32	31	30	32	28	32	196

Pinewood Condominium Association Statement
Rezoning Request for 1088 S. Court St. to C-S Zoning
Public Meeting before Medina City Council
April 13, 2020

4-13-20
Public Hrg

When the issue of rezoning the lot at 1088 S. Court St. first came up last April, the Pinewood Condominium Association's major objection to any commercial use of that lot was the increase in traffic congestion and concern for motorists' safety. We have since provided Council with empirical reasons for our opposition. We have repeatedly asked for a traffic study of the area and have expressed our concerns about traffic safety to officials at Key Bank.

Another commercial driveway in the two-tenths of a mile south of Sturbridge to newly developing Mast Parkway, would be hazardous to motorists as well as residents on Pinewood and Hartford Dr. A driveway would be at the crest of a rise which obstructs the view of oncoming northbound traffic on S. Court and would be only about 100 feet from Pinewood and opposite Hartford.

We are gratified that our concerns are shared by Mayor Hanwell, the County Commissioners and Montville Township Trustees. They have all asked ODOT to do a comprehensive analysis of traffic on Route 3 south to I-76. We believe it would be irresponsible to consider this rezoning until the results of the traffic study are available.

In his letter to ODOT the Mayor pointed out that Route 3 at the south end of Medina, due to its limited lanes and numerous points of ingress and egress, "provides significant safety concerns for the motoring public as well as our safety forces". In short there are too many driveways too close together.

We were shocked that after initially refusing a rezoning request, the Planning Commission recommended approval of the C-S status. The C-S rezoning is not a compromise. It will still permit uses that would generate more traffic and result in an eighth commercial driveway in a narrow, heavily traveled area of S. Court.

While the Planning Director made no recommendation at the planning commission meeting, the City Law Director recommended that the Planning Commission approve the C-S rezoning request. Has the Law Director provided Council with the basis for his recommendation? If so, what is it? You must not approve this rezoning just to avoid litigation or to limit the City's liability.

Our concern is the dangerous and immediate impact an eighth commercial driveway in this narrow, short stretch of S. Court St. would have on the thousands of motorists and passengers who use this busy corridor daily, as well as on our dedicated safety forces when accidents or medical incidents occur. Their safety far outweighs any plan to put a commercial entity on that property.

We urge you to follow the comprehensive plan and show your commitment to the general welfare of the citizens of Medina and ensure the safe and prosperous future of this historic City. Reject this rezoning request.

Trustees

Sally Albrecht
Ron Bischof
Jeff Brandon

Fiscal Officer

Mary Pawlowski



Planning & Zoning Director

Paul Jeffers

Service Director

Chris Kosman

Safety Service Director

Terry Grice, Police Chief

Phone Admin Bldg:

330-725-8313

Fax: 330-722-6716

Montville Township, Medina County
6665 Wadsworth Rd, Medina, OH 44256

Website:

Montvilletwp.org

April 13, 2020

4-13-20
Public Htg.

ODOT District 3

Mr. Bob Weaver, District Deputy Director

906 Clark Avenue

Ashland, OH 44805

Dear Mr. Weaver,

It was nice meeting you in Cleveland at the recent NOACA meeting. On behalf of the Montville Township Board of Trustees, I wanted to reach out to you regarding a continuing problem pertaining to our Township. Our Township has experienced significant residential growth over the last twenty years. With the increase in population; 2000 Census – 5,410, anticipated 2020 Census between 12,500-14,000, we are seeing more businesses desiring to locate in our Township. Our Board of Trustees recognizes the economic development potential and benefits associated with the continued growth.

The SR 3 corridor is located within our Township and is a vital component to our continued growth. Situated between the Historic Medina Square to the north and Interstate 76 to the south, the area is positioned to develop. It is one of only two commercially zoned corridors within the Township, the other being SR 18; which as you know is on target to be widened due to its growth. Recently, several potential businesses interested in locating to the corridor have decided not to invest here because of the additional turn lane requirements by ODOT. The additional required road improvements proved to be too costly for the businesses, therefore making their investment here unfeasible.

Our Board of Trustees understands the importance of access management policies to the state routes, as a means to provide safe ingress/egress to the road. Our concern, however, is that these requirements appear to be hindering valuable economic development in our Township. Furthermore, and just as important, the corridor is slowly being improved in piecemeal fashion, creating undesirable roadway geometry with variable pavement transitions and a shifting centerline (based on the location of the development on either side of SR 3). Present businesses such as McDonalds, Drug Mart and Redwood Apartments have met ODOT's requirements for additional acceleration and deceleration lanes resulting in a strange, serpentine look for the road. More configurations such as these may pose a confusing and

possibly dangerous driving pattern for the motoring public even if future businesses are willing and able to commit to the additional expense of said turn lanes. Our concern is that without further study and proper corridor planning, multiple closely spaced turn lanes for individual businesses will result; when in the long-term it may had been more prudent to develop a continuous center two-way left turn lane or some other consistent and safer roadway geometry. We may be losing potential development now only to discover that an additional middle left turn lane would have been a more appropriate solution to the corridor.

The Montville Township Board of Trustees would like to propose that ODOT complete a traffic study for the SR 3 corridor to determine both current and long-term needs of the corridor. Included in that Study, we would appreciate ODOT's assistance in identifying funding opportunities that could be used to complete any recommended improvements that come out of the Study. Finally, we would also appreciate that the Department consider our Township's Comprehensive Plan when conducting this Study. A copy of this plan can be provided upon request.

Sincerely,

Jeff Brandon, Trustee
Montville Township Board of Trustees

Trustees

Sally Albrecht
Ron Bischof
Jeff Brandon

Fiscal Officer

Mary Pawlowski

Planning & Zoning Director

Paul Jeffers

Service Director

Chris Kosman

Safety Service Director

Terry Grice, Police Chief



Montville Township, Medina County
Administration

Board of Zoning Appeals

Allen Biehl
Rebecca Molnar
Donna Watkins
Ted Lesiak
Mike Rubino
Cheryl Heinly
Amanda Dillon

Zoning Commission

Alan Piatek
John Vujevich
David Wetzel
Mary Pawlowski
Justin Carr
Brad Novotny

4-13-20
Public Hrg.

February 11, 2020

Ohio Department of Transportation
Central Office
1980 West Broad Street
Columbus, OH 43223

Re: Boyerts Agritourism and Event Center
7716 Wooster Pike, Montville Township, Medina County Ohio

Dear Madam and/or Sir,

Montville Township Trustees, in support of business growth and opportunities along State Route 3 (Wooster Pike) write this letter on behalf of the Boyert's Agritourism operation proposed at 7716 Wooster Pike, Seville, OH 44273. The agritourism business will offer culture and community based entertainment and educational events that support the characteristic of Montville Township and the surrounding area.

The Township is aware of the pending road improvement requirements addressed by ODOT and has met with District 3 to discuss the funding possibilities for an updated corridor study for SR3, Wooster Pike. The funding and study, if funding is available, is a long term process with the ultimate solution of widening the road way to include a center left turn lane a much longer process. Through the course of this valued research and analysis, Montville Township Trustees ask that the panel overseeing the variance request for ODOT use their best efforts in making a safe and thought out decision.

Thank you for your time and consideration in this matter. Please feel free to contact Montville Township Trustees for any additional information or concerns.

Sincerely,

Sally Albrecht
Montville Township Trustee Chair

April 9, 2020

DIRECT DIAL 216.696.5676 | justin.eddy@tuckerellis.com

VIA EMAIL

Kathy Patton
Clerk of Council
City of Medina
Email: kpatton@medinaoh.org

Re: 1088 S. Court Street (the "Property") – Support for Zoning Map Amendment

Dear Ms. Patton:

As you know, the undersigned and the law firm of Tucker Ellis LLP represent Trillium Creek, LLC ("Trillium"), a property owner and taxpayer in the City of Medina, in connection with Trillium's application for a rezoning of the Property from R-3, High Density Urban Residential to C-S, Commercial Services District. In connection with the public hearing of this matter before City Council on April 13, 2020, we request that the below statement be read into the record in lieu of our in-person appearance at the public hearing, in the event I am unable to appear virtually. If that happens, and there are questions at the meeting, I am available on my cell at 216-406-6072. Our statement is as follows:

Dear Members of City Council:

First, I'd like to thank you all for your patience and thoughtfulness throughout this process, particularly the work of Councilman Shields in facilitating discussions between Trillium and the residents of the Pinewood Development. We are optimistic that Trillium's action in amending its request to the least intense commercial zoning classification is a positive resolution for all parties involved, including the Pinewood residents.

As you likely recall, this is not the first time we have been before this body, as prior applications for rezoning to both C-3 and C-1 have been considered in some capacity by both Council and the Planning Commission. As it currently stands, the Planning Commission recommended the rezoning of the Property to the C-S classification at its meeting of February 13, 2020. Council is set to vote on this matter at its April 27, 2020 meeting.

I will attempt not to belabor the reasons justifying this rezoning, as they have all been presented to you on various occasions, and the over-arching reason justifying a shift from a residential to commercial zoning classification remains, regardless of the specific zoning district. In short, the C-S zoning classification brings the Property into conformance with the character of the surrounding area and allows the Property to be put to an economically productive use, while simultaneously addressing the concerns of the community that have been raised at prior meetings.

As the Pinewood residents have noted in our various meetings, South Court Street has become a commercial corridor. The properties along the west side of South Court Street all maintain a C-3 zoning classification. The properties to the north of the Property, while all maintaining an R-3 classification, are all commercially developed. In fact, none of the properties maintaining an R-3 classification along this portion of South Court Street (including the Property) are developed with residential uses. The property immediately to the south of the Property (located in Montville

Township), which previously contained single-family residences until it was determined that such uses were economically infeasible, is slated to be developed as an assisted living facility. There is additional commercial development planned to the south in Montville Township.

The Property sits as the only residentially-zoned property on this section of South Court Street, and the ongoing commercial development has rendered the permitted and conditionally permitted uses under the R-3 zoning classification economically infeasible. It is not simply that Property is more valuable with a C-S zoning classification, or less valuable without it. Rather, the Property is unsuitable to any of the permitted or conditionally permitted uses as currently zoned. A single-family residence at this location simply wouldn't sell for market value.

This is also an ideal location for the uses associated with the C-S zoning classification. Section 1133.01 of the Medina Codified Ordinances states that "[t]he C-S Commercial Service District is established to create an environment conducive to . . . limited business service activities." The proposed use will provide "limited business service activities" and is located on a major thoroughfare in an outlying location. Likewise, the Property's location in an existing commercial corridor renders this request insubstantial and in conformance with the general character of the neighborhood. In other words, the requested rezoning will conform the Property to the surrounding commercial uses, consistent with the general intent of the Code with respect to the ongoing development in this particular corridor.

There have been several concerns related to traffic that have been expressed by the Pinewood residents at previous meetings. We note that the proposed use is designed to capture existing traffic, as opposed to being a traffic generator. Indeed, the fact that South Court Street, like other commercial corridors, maintains high traffic counts relative to other corridors in the City in part informs KeyBank's desire to locate at the Property.

However, these concerns should be dealt with by the City through traffic control and roadway improvements and not through denying otherwise lawful rezoning requests. Ohio law recognizes that traffic control, while a legitimate government concern, is a secondary consideration in these matters where a proposed use is lawful given the character of the surrounding area.¹ Trillium does not dispute that the traffic on South Court Street is, at times, difficult, and that this traffic has an effect on residential uses. Indeed, part of the reason the Property is unsuitable for residential uses is the traffic generated by the adjacent commercial uses. Any supposed deleterious effects of traffic are felt equally—if not more so—by Trillium with respect to the use of the Property under the R-3 zoning classification.

Accordingly, we respectfully requests that the Property be rezoned under the C-S zoning classification.

In closing, I would like to commend the City and this Council for the flexibility and resolve shown in continuing to perform your duties during these difficult and uncertain times. On behalf of Trillium, we look forward to the possibility of an in-person meeting with Council on April 27th.

¹ *State ex rel. Killeen Realty Co. v. City of East Cleveland*, 169 Ohio St. 375, 386, 8 Ohio Op. 2d 409, 160 N.E.2d 1, 8 (1959). While "taking into account the rights of others and the needs of the community," zoning regulations must operate "to insure the greatest enjoyment and maximum use of one's land." *Ederer v. Board of Zoning Appeals*, 18 Ohio Misc. 143, 149, 47 Ohio Op. 2d 340, 248 N.E.2d 234 (C.P. 1969).

Sincerely;

TUCKER ELLIS LLP

A handwritten signature in black ink, appearing to read "Justin J. Eddy". The signature is stylized with a large initial "J" and "E".

Justin J. Eddy

JJE

cc: Aaron Funk (via email to afunk@tcoho.com)
Gregory A. Huber, Esq. (via email to gheber@gambit.net)

Kathy Patton

From: Eddy, Justin J. <Justin.Eddy@tuckerellis.com>
Sent: Thursday, April 9, 2020 3:55 PM
To: Kathy Patton
Cc: Aaron Funk (afunk@tcoho.com); Greg Huber
Subject: 1088 S. Court Street - Statement in Support of Rezoning
Attachments: Eddy to City Council re Rezoning Application 04-09-2020.pdf

Kathy – our statement in support of our request is attached. Please note that I intend to appear virtually as we discussed, and this should be read only in the event of technical difficulties. If that happens, I can be reached on my mobile (see below) if there are questions during the meeting. Thanks for making this accommodation.

Justin

Justin J. Eddy | Attorney | Tucker Ellis LLP
950 Main Avenue, Suite 1100 | Cleveland, OH 44113
Direct: 216-696-5676 | Fax: 216-592-5009 | Cell: 216-406-6072
Justin.eddy@tuckerellis.com
tuckerellis.com

This e-mail is sent by the law firm of Tucker Ellis LLP and may contain information that is privileged or confidential. If you are not the intended recipient, please delete the e-mail and notify us immediately by return email.

Lee C. Ross
57 Pinewood Drive
Medina, OH 44256

April 15, 2020

To the Mayor and Councilmen of the City of Medina:

I am a member and former board member of the Pinewood Condominium Association.

I have lived at my current address since September 1995 and previously resided in Montville Township from 1967 to 1995.

In 1967 Medina was experiencing rapid population and business growth. Much of that growth was along North Court Street in Medina a Medina Township. That growth generated many new businesses along that two-lane street, each with its own access to the main street. This generated so much traffic congestion and safety problems that many avoided the area and did their shopping elsewhere.

It took many years and millions of dollars for that problem to be finally addressed and corrected.

Now a similar growth is affecting the South Court Street area of Medina. In Montville Township there is ongoing residential and commercial development ongoing in Montville Township and along Route 3 from the Medina city line south. Two-lane Court Street south from Sturbridge to the city line is congested with many businesses, most with their own driveways, two residential streets and no turn lanes. It is time to recognize the resulting serious traffic issues.

I am requesting the council to put the welfare of the Medina community ahead of the business interests of a Montville Township based business and a large bank and defer any change in any zoning in the South Court St. area until a traffic study is complete and road conditions are changed to assure public safety.

Thank you for your service to our community and your consideration of this request.

Respectfully,

Lee C. Ross