



## City of Pataskala *Legislative Report to Council*

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### Legislative Report

#### June 19, 2017 Council Meeting

#### Unfinished Business

##### A. Ordinances

##### ➤ ORDINANCE 2017-4289 – 2<sup>ND</sup> READING – Supplemental Appropriation

This piece of legislation has been prepared, and is being respectfully submitted to Council for a 2<sup>nd</sup> reading at the June 19<sup>th</sup> Council meeting.

- *Section 1: Public Service Budget Reallocation* – The Public Service Director has identified a 2017 budget shortfall of approximately \$50,000 in third-party services (engineering, inspections, etc.) which will be needed in order to complete all planned road and road-related projects. Fortunately, due to the mild winter, the salt budget has more than enough capacity to cover the additional funding request. This appropriation request would reduce the salt budget (e.g., General Operating) in the Permissive Tax (205) fund, and increase the Contractual Service budget object. There would be no net impact to the 2017 budget, as the amount of the decrease matches the amount of the proposed increase.
- *Section 2: Taylor Road/Cleveland Road Trail* – The Ohio Department of Transportation recently notified the city that the cost of right-of-way (ROW) acquisition, originally estimated to be \$40,000, is now projected to cost \$66,500. Unfortunately, no appropriations for this project were provided for in the 2017 budget, as construction was not anticipated to occur until 2018. However, funding for the construction phase of the project was included in the 2018 capital improvement program and multi-year forecast.

## New Business

### A. Ordinances

➤ **ORDINANCE 2017-4288 – 1<sup>st</sup> READING**

Due to the lack of demolition regulations, the Planning and Zoning Department staff has created regulations for demolitions that apply to residential, commercial, and institutional buildings. The current code does not specifically address regulations for demolitions and the Planning and Zoning Department has been approving demolition permits as determined by the staff. The regulations would clearly outline what structures require a demolition permit and establish regulations for what is expected during and post demolition.

The following amendment would be the addition of Section 1221.06 DEMOLITIONS to Chapter 1221 GENERAL REGULATIONS, a definition of a demolition added to Chapter 1203 DEFINITIONS, and a revision of Section 1263.03 DEMOLITIONS from Chapter 1263 OLDE TOWN PATASKALA DISTRICT which contains regulations for landscaping after a demolition in the Olde Town District.

➤ **ORDINANCE 2017-4291 – 1<sup>st</sup> READING - An ordinance to amend Chapter 1203 and add Chapter 715 and Chapter 1299 to the Codified Ordinances of the City of Pataskala, and repeal all other ordinances and parts of the Ordinances in conflict therewith.**

Approval of this ordinance would establish the permitting and zoning regulations for medical marijuana cultivation and processing businesses in the city.

The amendment to Chapter 1203 is the addition of the definition of medical marijuana and medical marijuana entity.

Adoption of Chapter 715 would establish the process and requirements for acquiring a city issued license for a cultivation or processing business. The license process is multi-staged, and a summary is provided below.

- Provisional License
  - Approved by City Council
  - Requirements of application are included in the proposed CO 715
  - Valid for 1-year; will expire in 1-year if application for operating license not submitted
  - Non-refundable \$5,000 application fee
  
- Local Operating License
  - Approved by Council
  - Must have a valid Provisional License to apply

- Valid for 1-year
  - Can be revoked or suspended by Council action
  - Non-refundable \$5,000 application fee
  - Must be renewed annually by Council action
  - Requirements of application are included in the proposed CO 715
  - Must possess valid State of Ohio License
- Local Operating License Renewal
- Local Operating Licenses must be renewed annually
  - Renewal approved by City Council
  - Non-refundable \$5,000 application fee
  - Council may deny renewal

The proposed Chapter 1299 creates the zoning process for medical marijuana entities. This process is based on our current Planned Development District. This process would require anyone wanting to establish a medical marijuana cultivation or processing business in the City to rezone the property on which it will be located. The rezoning would follow our normal process of public hearing with the Planning Commission, public hearing with Council, and final approval by Council.

**Ordinance 2017-4291 would permit cultivation and processing businesses. If Council choose to proceed with permitting these two aspects of medical marijuana, the currently tabled Ordinance 2017-4285 should be amended by motion to remove the prohibition on cultivation and processing, leaving the prohibition on dispensaries in place.**

## B. Resolutions

- **RESOLUTION 2017- 046- A resolution to proceed with placing the issue on the ballot for a permanent 0.75 mills levy in excess of the ten-mill limitation for parks and recreation purposes.**

Approval of this resolution would authorize the placement of a 0.75 mill permanent levy or parks funding on the November 2017 ballot. The deadline to submit for the November ballot is August 9<sup>th</sup>. If Council chooses to approve, this language will be sent to the Licking County Board of Elections for review. If changes are requested, we will have the two meetings in July to address them. Based on our current tax valuation, the 0.75 mill levy would generate a little over \$252,000 annually.

- **RESOLUTION 2017-045 – A resolution authorizing and directing the City Administrator to execute a contract to purchase a new fully-equipped utility vehicle through the State of Ohio Competitive Purchasing Program.**

Approval of this resolution would result in the purchase of a utility vehicle that would be used by the Police Department. The department is receiving quotes through the Ohio Competitive Bidding program, through which this equipment be purchased. The 2017 budget includes funding for this utility vehicle. This resolution establishes a not to exceed amount of \$20,000.