

**RESOLUTION NO.08-18**

**A RESOLUTION GRANTING A CONDITIONAL USE PERMIT, PURSUANT TO SECTION 1123.03(a)(A) and SECTION 1123.03(a)(N) OF THE EAST CLEVELAND CODIFIED ORDINANCES, TO SHARON BELL OF YOUR CHILD, MY CHILD, 4 CHILDREN, TO OPERATE A DAYCARE, LOCATED AT 14070 EUCLID AVENUE, AND DECLARING AN EMERGENCY FOR THE PUBLIC WELFARE, HEALTH AND SAFETY.**

**Requested By: The Building and Housing Department  
Sponsored By: Joie N. Graham, Council President**

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**WHEREAS**, the Codified Ordinances of the City of East Cleveland: Part Eleven Zoning Ordinance regulates the use of property, buildings, structures and premises to ensure that buildings, structures and premises within a certain district conform to the regulations promulgated for that district unless the City deems that a variance or a conditional use permit is appropriate pursuant to the guidelines set forth in Chapter Section 1123.03(a)(A) and Section 1123.03(a) (N) of the City's Codified Ordinances; and

**WHEREAS**, the City's Board of Zoning Appeals is empowered to make recommendations to Council regarding the granting of conditional use permits, and

**WHEREAS**, Sharon Bell of Your Child, My Child, 4 Children has applied for a conditional use permit to operate a day care center, located at 14070 Euclid Avenue, East Cleveland, Ohio 44112; and

**WHEREAS**, the BZA recommends that Council grant Sharon Bell of Your Child, My Child, 4 Children a conditional use permit to operate a daycare center, located at 14070 Euclid Avenue, East Cleveland, Ohio 44112; and

**WHEREAS**, the fee for a conditional use permit is set at One Hundred Dollars (\$100.00); which is to be renewed annually pursuant to Section 1105.03 of the East Cleveland Codified Ordinances; and

**WHEREAS**, Council finds that express terms and conditions of Sharon Bell of Your Child, My Child, 4 Children's conditional use permit will ensure that the operation of the daycare center is in harmony with the general intent of the Zoning Ordinances, and secures the general welfare and substantial justice in the promotion of the public health, comfort, convenience and morals, safety and general welfare of the City as set forth in Codified Ordinance 1105.02; and

**WHEREAS**, this Resolution is declared to be an emergency for the public safety, health and welfare, allowing Sharon Bell of Your Child, My Child, 4 Children to move forward with compliance and permitting activities for its operations and expediting the provision of employment opportunities, services and revenue to the City.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of East Cleveland, Ohio, four-fifths (4/5) concurring:

**SECTION 1.** That Council hereby accepts the recommendation of the Board of Zoning Appeals and grants to Sharon Bell of Your Child, My Child, 4 Children a conditional use permit to operate a daycare center, located at 14070 Euclid Avenue, East Cleveland, OH 44112, provided that the daycare center complies with all the applicable local, state, and federal laws which regulate such facilities.

**SECTION 2.** That Council further directs that the permit expressly provide that said permit will expire and become void if the premises are not utilized for the conditional use granted, and further, that the permit notify the holder that an annual fee of \$100.00 is required to renew the permit, until such conditional use terminates.

**SECTION 3.** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

**SECTION 4.** This Resolution is hereby declared to be an emergency measure for the public safety, health and welfare, allowing Sharon Bell, Your Child, My Child, 4 Children to move forward with compliance and permitting activities for its operations and expediting the provision of employment opportunities, services and revenue to the City. Provided it receives the affirmative vote of four-fifths (4/5) of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

**PASSED: February 20, 2018**

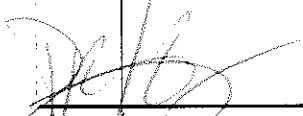


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JOIE GRAHAM  
PRESIDENT OF COUNCIL

Date: 2/20/18

ATTEST:



DR. KHADIJAH F. GUY  
CLERK OF COUNCIL

Date: 2/20/18

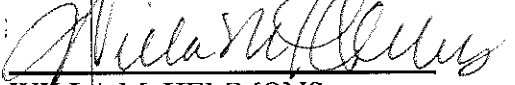
APPROVED:



BRANDON L. KING  
MAYOR

VETO: YES        NO       

APPROVED AS TO FORM:



WILLA M. HEMMONS  
DIRECTOR OF LAW

Date: 2/21/18

Emergency 2/20/18	First Read N/A	Second Read N/A
	<u>Yea</u>	<u>Nay</u>
Councilor Joie N. Graham	<u>x</u>	<u>      </u>
Councilor Ernest L. Smith	<u>x</u>	<u>      </u>
Councilor Nathaniel Martin	<u>x</u>	<u>      </u>
Councilor Barbara J. Thomas	<u>excused</u>	<u>      </u>
Councilor Timothy R. Austin	<u>x</u>	<u>      </u>