

CITY OF BROOK PARK, OHIO

ORDINANCE NO: ~~8792-2001~~ 11295-2022

INTRODUCED BY: COUNCILMAN SCOTT

AN ORDINANCE AMENDING SECTIONS 105.02, 105.03, 105.04 AND 105.05 OF THE CODIFIED ORDINANCES RELATING TO WARDS AND BOUNDARIES OF THE CITY, PURSUANT TO SECTION 17.07 OF THE BROOK PARK CITY CHARTER, AND DECLARING AN EMERGENCY

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: Sections 105.02, 105.03, 105.04, and 105.05 of the Codified Ordinances, enacted by Ordinance 7605-1991, passed June 18, 1991, and as amended by Ordinance 8792-2001, passed July 10, 2001, reading as follows:

SECTION 105.02 WARD ONE BOUNDARIES

The boundaries of Ward One are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and being bounded and described as follows:

Beginning at the southwesterly corporation corner, being also the intersection of a westerly prolongation of the centerline of Sheldon Road and the east branch of Rocky River;

Thence easterly along the westerly prolongation and along the centerline of Sheldon Road, which is also the south corporation line of the City to its intersection with the centerline of Edgehurst Drive;

Thence northerly along the centerline of Edgehurst Drive to its intersection with the centerline of Southway Drive;

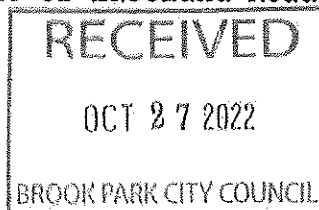
Thence westerly along the centerline of Southway Drive to the centerline of Lockhaven Drive;

Thence northerly along the centerline of Lockhaven Drive to the centerline of Birchcroft Drive;

Thence westerly along the centerline of Birchcroft Drive to its intersection with the centerline of Fry Road;

Thence northerly along the centerline of Fry Road to its intersection with the centerline of Holland Road;

Thence westerly along the centerline of Holland Road to its intersection with the centerline of Eastland Road;



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Thence northerly along the centerline of Eastland Road to its intersection with the corporation line, being also the westerly line of State Route 237;

Thence westerly and northerly along the irregular corporation line between the City and the City of Cleveland as established in the 1997 Settlement Agreement between the City and the City of Cleveland to its intersection with the westerly corporation line of the City of Cleveland;

Thence northerly along the westerly corporation line between the City and the City of Cleveland to its intersection with the south corporation line of the City of Fairview Park, which is also the westerly prolongation of the northerly corporation line of the City;

Thence westerly along the north corporation line of the City to its intersection with the west corporation line of the City;

Thence southerly along the west corporation line of the City and along the east branch of Rocky River to the place of Beginning.

SECTION 105.03 WARD TWO BOUNDARIES

The boundaries of Ward Two are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and being bounded and described as follows:

Beginning at the intersection of the centerline of Sheldon Road and the centerline of Edgehurst Drive;

Thence northerly along the centerline of Edgehurst Drive to its intersection with the centerline of Southway Drive;

Thence westerly along the centerline of Southway Drive to the centerline of Lockhaven Drive;

Thence northerly along the centerline of Lockhaven Drive to the centerline of Birchcroft Drive;

Thence westerly along the centerline of Birchcroft Drive to its intersection with the centerline of Fry Road;

Thence northerly along the centerline of Fry Road to its intersection with the centerline of Holland Road;

Thence westerly along the centerline of Holland Road to its intersection with the centerline of Eastland Road;

Thence northerly along the centerline of Eastland Road to its intersection with the corporation line, being also the westerly line of State Route 237;

Thence northeasterly along the corporation line between the City and the City of Cleveland, being also the westerly line of State Route 237, to its intersection with the centerline of Five Points Road;

Thence easterly along the centerline of Five Points Road to a point where its name changes to Snow Road;

Thence continuing easterly along the centerline of Snow Road to its intersection with the centerline of Delores Boulevard;

Thence southerly along the centerline of Delores Boulevard to its intersection with the intersection of Sylvia Drive;

Thence easterly along the centerline of Sylvia Drive to its intersection with the centerline of Michael Drive;

Thence southwesterly along the centerline of Michael Drive to its intersection with the centerline of Holland Road;

Thence easterly along the centerline of Holland Road to its intersection with the centerline of Elmdale Road;

Thence southerly along the centerline of Elmdale Road to its intersection with the centerline of Park Drive;

Thence westerly along the centerline of Park Drive to its intersection with the centerline of Middlebrook Boulevard;

Thence southerly along the centerline of Middlebrook Boulevard to its intersection with the southerly corporation line of the City and the City of Middleburg Heights;

Thence westerly along the corporation line to the place of beginning.

SECTION 105.04 WARD THREE BOUNDARIES

The boundaries of Ward Three are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga, State of Ohio and being bounded and described as follows:

Beginning at the intersection of the centerline of Five Points Road and the corporation line between the City and the City of Cleveland, being also the westerly line of State Route 237;

Thence easterly along the centerline of Five Points Road to a point where its name changes to Snow Road;

Thence continuing easterly along the centerline of Snow Road to its intersection with the centerline of Delores Boulevard;

Thence southerly along the centerline of Delores Boulevard to its intersection with the centerline of Sylvia Drive;

Thence easterly along the centerline of Sylvia Drive to its intersection with the centerline of Morrow Drive;

Thence north along the centerline of Morrow Drive to its intersection with the centerline of Fayette Boulevard;

Thence west along the centerline of Fayette Boulevard to its intersection with the centerline of Smith Road;

Thence north along the centerline of Smith Road to its intersection with the centerline of Snow Road;

Thence easterly along the centerline of Snow Road to its intersection with the centerline of West 130th Street, being also a point in the east corporation line between the City and the City of Parma;

Thence north along the easterly corporation line, being also the centerline of West 130th Street or a prolongation thereof, to the intersection with the centerline of Brookpark Road, also being the northwesterly corner of the corporate limits of the City of Parma;

Thence easterly along the centerline of Brookpark Road also being the corporation line between the City and the City of Parma to the centerline of West 130th Street;

Thence along the following courses being the corporation line between the City and the City of Cleveland;

Northerly along the centerline of West 130th Street to its intersection with the southerly limited access line of Interstate 480 which is also the northeast corner of the corporate limits of the City;

Westerly along the irregular southerly limited access line of Interstate 480 to its intersection with the eastbound high speed track of the Norfolk Southern Railway Corporation tracks;

Southwesterly along the Norfolk Southern Railway track to the centerline of Brookpark Road;

Westerly along the centerline of Brookpark Road to its intersection with the centerline of Rocky River Drive;

Southerly along the prolongation of the centerline of Rocky River Drive approximately 204 feet to a point;

Easterly to a point on the westerly line of the Cleveland Transit System Property;

Southwesterly along the west line of the Cleveland Transit System Property to a point;

Northwest across State Route 237 to a point on the westerly right-of-way line thereof;

Southwesterly along said State Route 237 right-of-way line to the place of beginning.

SECTION 105.05 WARD FOUR BOUNDARIES

The boundaries of Ward Four are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga, State of Ohio and being bounded and described as follows:

Beginning at the intersection of the centerline of West 130th Street and the centerline of Snow Road, being also a point in the easterly corporation line between the City and the City of Parma;

Thence westerly along the southerly corporation line between the City and the City of Middleburg Heights to an intersection with a southerly prolongation of the centerline of Middlebrook Boulevard;

Thence northerly along a prolongation of and along the centerline of Middlebrook Boulevard to an intersection with the centerline of Park Drive;

Thence easterly along the centerline of park Drive to an intersection with the centerline of Elmdale Road;

Thence northerly along the centerline of Elmdale Road to an intersection with the centerline of Holland Road;

Thence westerly along the centerline of Holland Road to an intersection with the centerline of Michael Drive;

Thence northerly along the centerline of Michael Drive to its intersection with the centerline of Sylvia Drive;

Thence westerly along the centerline of Sylvia Drive to its intersection with the centerline of Morrow Road;

Thence northerly along the centerline of Morrow Road to its intersection with the centerline of Fayette Boulevard;

Thence westerly along the centerline of Fayette Boulevard to its intersection with the centerline of Smith Road;

Thence northerly along the centerline of Smith Road to its intersection with the centerline of Snow Road;

Thence easterly along the centerline of Snow Road to the place of beginning.

ARE HEREBY AMENDED TO READ:

SECTION 105.02 WARD ONE BOUNDARIES

The boundaries of Ward One are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and is further bounded and described as follows:

Beginning at the intersection of the centerline of Engle Road and the centerline of Snow Road;

Course 1 Thence Southerly, along the centerline of Engle Road, to the intersection with the centerline of Holland Road;

Course 2 Thence Easterly, along the centerline of Holland Road, to the intersection with the centerline of Delores Boulevard;

Course 3 Thence Southerly, along the centerline of Delores Boulevard, to the intersection with the centerline of Southway Drive;

Course 4 Thence Westerly, along the centerline of Southway Drive, to the intersection with the centerline of Fry Road;

Course 5 Thence Southerly, along the centerline of Fry Road, to the intersection with the centerline of Sheldon Road;

Course 6 Thence Westerly, along the centerline of Sheldon Road, also known as the Southerly Corporation line for the City of Brook Park and the

Northerly Corporation line for the City of Middleburgh Heights, and being also the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Berea, to an angle point;

- Course 7 Thence in a Northerly direction, along the centerline of the Eastern Branch of the Rocky River, also known as the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the Township of Olmsted, to an angle point;
- Course 8 Thence in a Northwesterly direction, along the corporation line between the Northwesterly Corporation line for the City of Brook Park and the Southeasterly Corporation line for the City of North Olmsted, to an angle point;
- Course 9 Thence in a Westerly direction, along the corporation line between the Northerly Corporation line for the City of Brook Park and the Southerly Corporation line for the City of Fairview Park, to an angle point;
- Course 10 Thence in a Southwesterly direction, along the along Westerly boundary of Census Tract 1381.10 from the 2020 Census, also known as Westerly Corporation line for the City of Cleveland and the Easterly Corporation line for the City of Brook Park, to an angle point;
- Course 11 Thence in a Easterly direction, along the along Southerly boundary of Census Tract 1381.10 from the 2020 Census, also known as Southerly Corporation line for the City of Cleveland and the Northerly Corporation line for the City of Brook Park, to an angle point;
- Course 12 Thence in a Northeasterly direction, along the along Easterly boundary of Census Tract 1381.10 from the 2020 Census, also known as Easterly Corporation line for the City of Cleveland and the Westerly Corporation line for the City of Brook Park, to the intersection of the centerline of Ohio 237 and the centerline of Snow Road;
- Course 13 Thence Easterly, along the centerline of Snow Road, to the place of beginning as determined for

use in the City of Brook Park Ward purposes.

SECTION 105.03 WARD TWO BOUNDARIES

The boundaries of Ward Two are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and is further bounded and described as follows:

Beginning at the intersection of the centerline of Snow Road and the centerline of Smith Road;

- Course 1 Thence Southerly, along the centerline of Smith Road, to the intersection with the centerline of Sylvia Drive;
- Course 2 Thence Easterly, along the centerline of Sylvia Drive, to the intersection with the centerline of Michael Drive;
- Course 3 Thence Southwesterly, along the centerline of Michael Drive, to the intersection with the Holland Drive, also known the Southwesterly corner of Census Block 2000 in Census Tract 1381.09 from the 2020 Census;
- Course 4 Thence Easterly, along the Southerly boundary of Census Block 2000 in Census Tract 1381.09, to an angle point;
- Course 5 Thence Southwesterly, along northwesterly boundary of Census Block 1003 in Census Tract 1381.10 from the 2020 Census, to an angle point;
- Course 6 Thence Northerly, along the centerline of Smith Road, also known as the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the City of Middleburgh Heights, to the intersection with the centerline of Sheldon Road;
- Course 7 Thence Westerly, along the centerline of Sheldon Road, also known as the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Middleburgh Heights, to the intersection with the centerline of Fry Road;

- Course 8 Thence Northerly, along the centerline of Fry Road, to the intersection with the centerline of Southway Drive;
- Course 9 Thence Westerly, along the centerline of Southway Drive, to the intersection with the centerline of Delores Boulevard;
- Course 10 Thence Northerly, along the centerline of Delores Boulevard, to the intersection with the centerline of Holland Road;
- Course 11 Thence Westerly, along the centerline of Holland Road, to the intersection with the centerline of Engle Road;
- Course 12 Thence Northerly, along the centerline of Engle Road, to the intersection with the centerline of Snow Road;
- Course 13 Thence Westerly, along the centerline of Snow Road, to the place of beginning as determined for use in the City of Brook Park Ward purposes.

SECTION 105.04 WARD THREE BOUNDARIES

The boundaries of Ward Three are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and is further bounded and described as follows:

- Beginning at the intersection of the centerline of West 130th Street and the centerline of Brookpark Road;
- Course 1 Thence Westerly, along the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Parma, being also the centerline of Brookpark Road, to an angle point;
- Course 2 Thence Southerly, along the Easterly Corporation line for the City of Brook Park and the Westerly Corporation line for the City of Parma, and passing the major roadway of Hummel Road, to the intersection with the centerline of Snow Road;
- Course 3 Thence Westerly, along the centerline of Snow

Road, to the intersection with the centerline of Michael Drive;

- Course 4 Thence Southerly, along the centerline of Michael Drive, to the intersection with the centerline of Sylvia Drive;
- Course 5 Thence Westerly, along the centerline of Sylvia Drive, to the intersection with the centerline of Smith Road;
- Course 6 Thence Northerly, along the centerline of Smith Road, to the intersection with the centerline of Snow Road;
- Course 7 Thence Westerly, along the centerline of Snow Road, to the intersection with the centerline of Ohio Route 237;
- Course 8 Thence Northeasterly, along the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the City of Cleveland, to an angle point;
- Course 9 Thence Northerly, along the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Cleveland, to an angle point;
- Course 10 Thence Westerly, along the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the City of Cleveland, to an angle point;
- Course 11 Thence Northwesterly, along the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the City of Cleveland, to an angle point;
- Course 12 Thence Easterly, along the Northerly Corporation line for the City of Brook Park and the Southerly Corporation line for the City of Cleveland, to an angle point;
- Course 13 Thence Northwesterly, along the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the City of Cleveland, to an angle point;

Course 14 Thence Easterly, along the Northerly Corporation line for the City of Brook Park and the Southerly Corporation line for the City of Cleveland, to an angle point;

Course 15 Thence Northwesterly, along the Westerly Corporation line for the City of Brook Park and the Easterly Corporation line for the City of Cleveland, to an angle point;

Course 16 Thence Easterly, along the Northerly Corporation line for the City of Brook Park and the Southerly Corporation line for the City of Cleveland, to an angle point;

SECTION 105.05 WARD FOUR BOUNDARIES

The boundaries of Ward Four are fixed as follows:

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and is further bounded and described as follows:

Beginning at the intersection of the centerline of West 130th Street and the centerline of Snow Road;

Course 1 Thence Southerly, along the centerline of West 130th Street, being also a between the Easterly Corporation line between the City of Brook Park and the Westerly Corporation line of the City of Parma, and being also a corporation line between the Easterly Corporation line between the City of Brook Park and the Westerly Corporation line of the City of Parma Heights and passing the major roadway of Holland Road, to the intersection with the centerline of Sheldon Road;

Course 2 Thence Westerly, along the centerline of Sheldon Road, to the intersection with centerline of Caryn Drive;

Course 3 Thence Southwesterly, along the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Middleburgh Heights, to an angle point;

- Course 4 Thence Northwesterly, along the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Middleburgh Heights, to an angle point;
- Course 5 Thence Southwesterly, along the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Middleburgh Heights, to an angle point;
- Course 6 Thence Westerly, along the Southerly Corporation line for the City of Brook Park and the Northerly Corporation line for the City of Middleburgh Heights, to an angle point;
- Course 7 Thence Northerly, along westerly boundary of Census Block 1003 in Census Tract 1381.10 from the 2020 Census, to an angle point;
- Course 8 Thence Northwesterly, along the northwesterly boundary of Census Block 1003 in Census Tract 1381.10 from the 2020 Census, to the intersection with the Southwesterly corner of Census Block 2000 in Census Tract 1381.09; being also the centerline of Holland Road;
- Course 9 Thence Westerly, along the Southerly border of Census Block 2000 in Census Tract 1381.09, being also the centerline of Holland Road, to the intersection with the centerline of Michael Drive;
- Course 10 Thence Northerly, along the centerline of Michael Drive, to the intersection with the centerline of Snow Road;
- Course 11 Thence Easterly, along the centerline of Snow Road, to the place of beginning as determined for use in the City of Brook Park Ward purposes.

Section 2: Sections 105.02, 105.03, 105.04, and 105.05 of the Codified Ordinances, enacted by Ordinance 7605-1991, passed June 18, 1991, and as amended by Ordinance 8792-2001, passed July 10, 2001, are hereby repealed. Maps are attached as Exhibits "1" "2", "3", "4" and "5".

Section 3: The Council of the City of Brook Park does hereby request the Cuyahoga County Board of Elections to implement the redistricting of the Ward Boundaries in the City of Brook Park to allow adequate time for candidates desiring to file in upcoming elections.

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all 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, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that Section 17.07 of the Brook Park Charter requires mandatory redistricting, therefore, provided this ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED:

November 4, 2022

M. P. Kachis
PRESIDENT OF COUNCIL

ATTEST:

Carol Johnson
Clerk of Council

APPROVED:

Ed M. Best
MAYOR

11-1-22
DATE

CERTIFICATE

Carol Johnson, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance Resolution

No. 11295-2022
passed on the 1 day of November
20, 22 by said council.

Carol Johnson
Clerk of Council

I, Carol Johnson, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at five of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

commencing

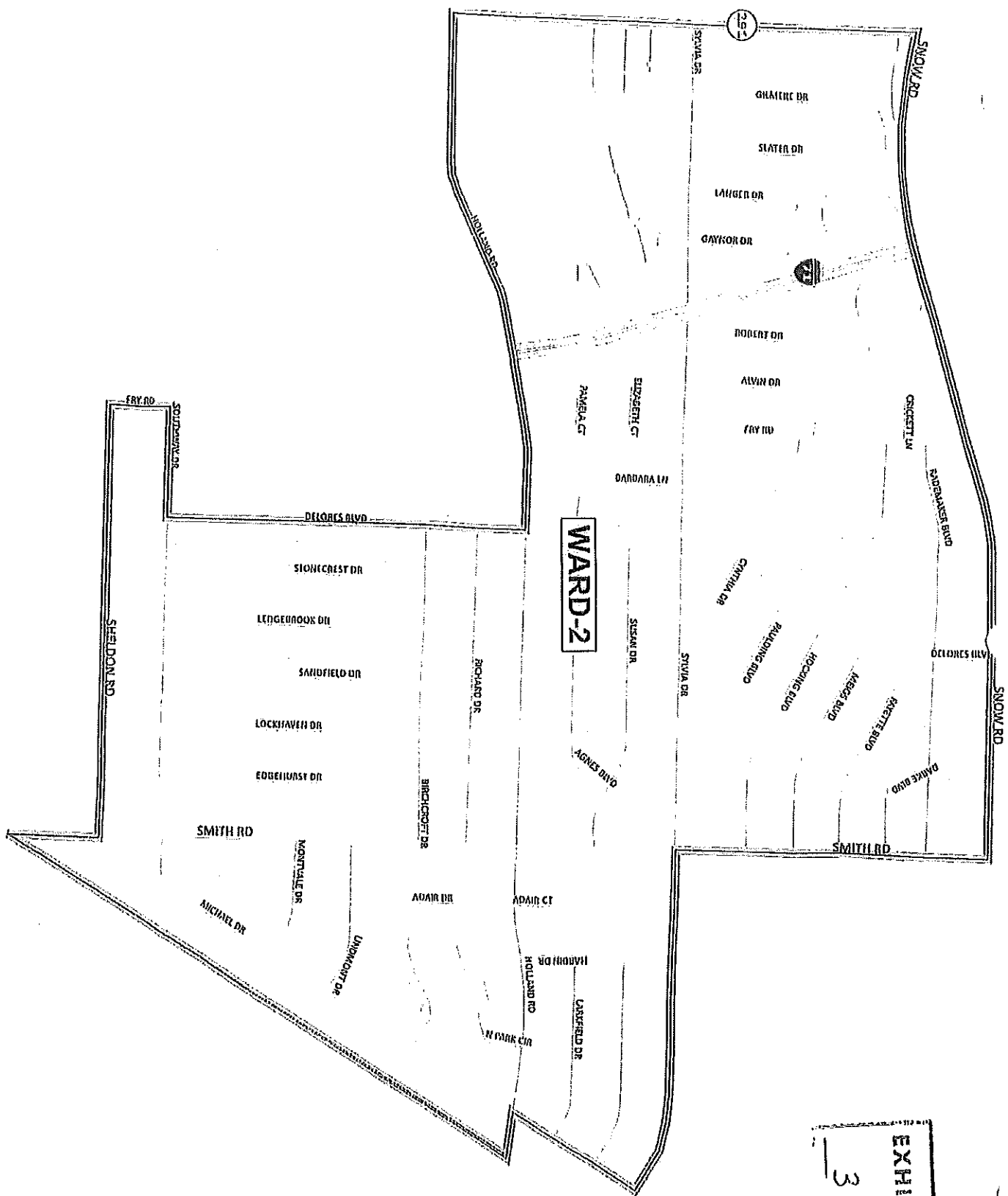
November 3, 2022

Carol Johnson
CAROL JOHNSON
Clerk of Council

	Yea	Nay
Troyer	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Mencini	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Roberts	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Scott	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Coyne	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Poindexter	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Salvatore	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS

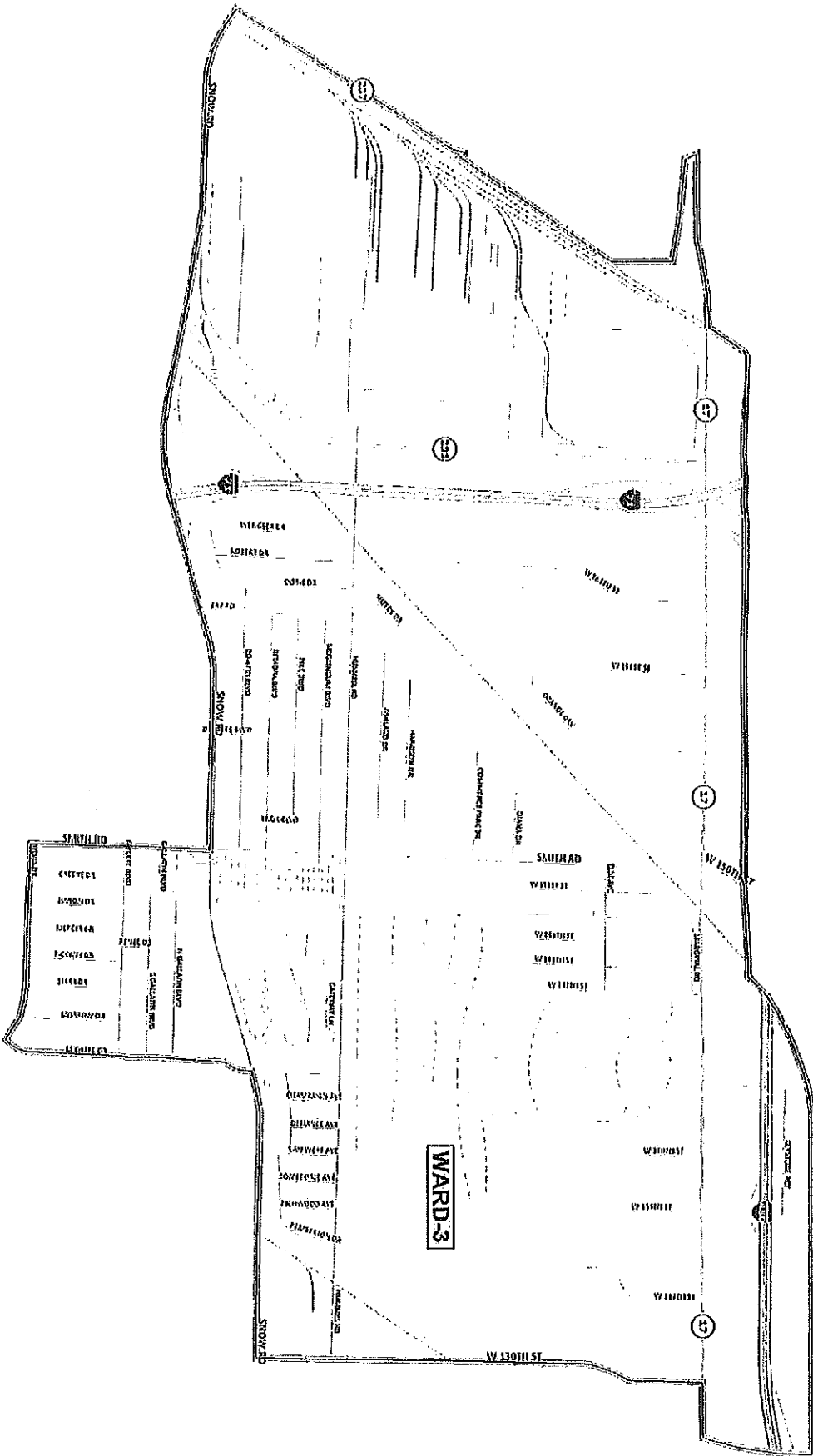
[Signature]
DIRECTOR OF LAW

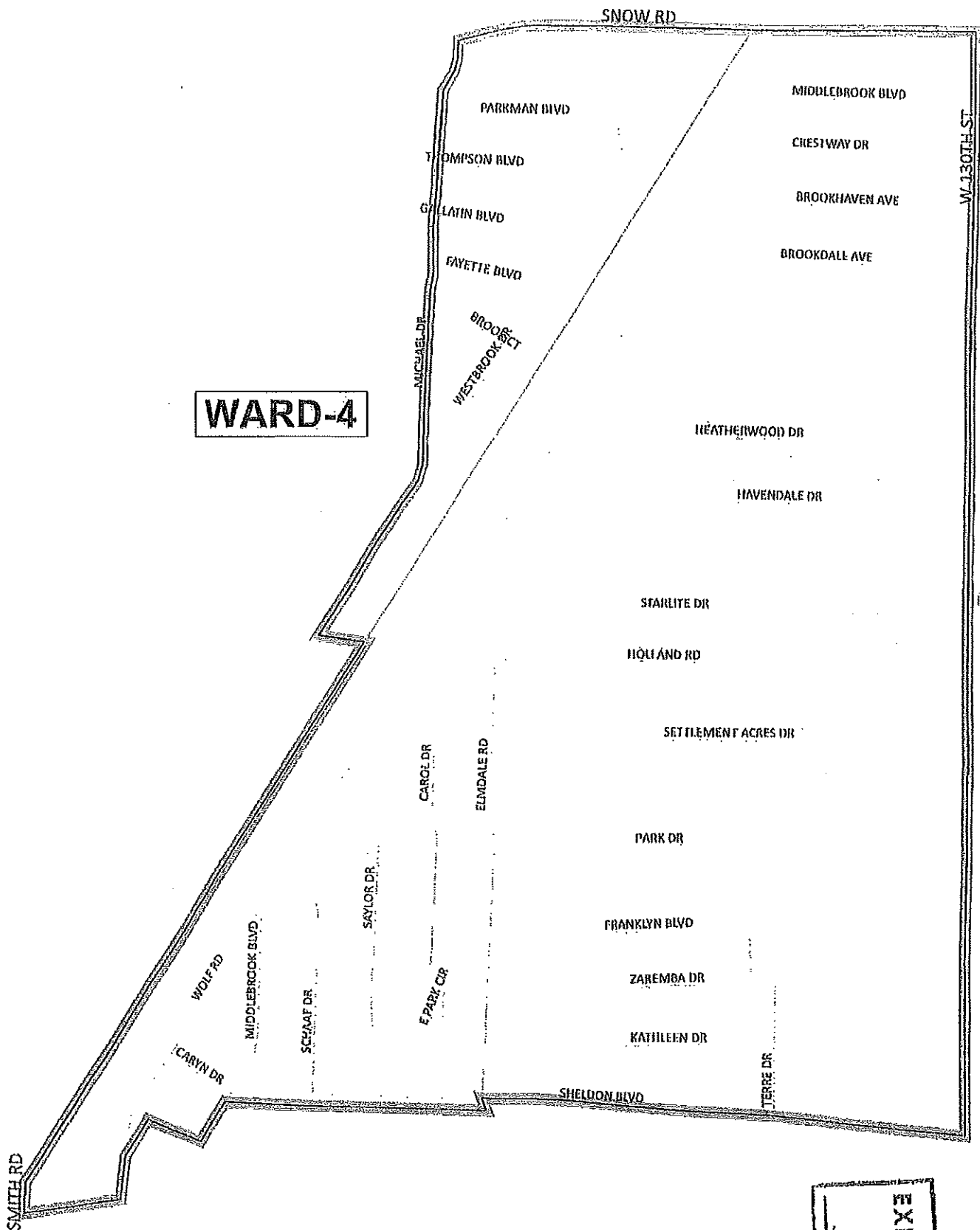


EXHIBIT

EXHIBIT

4





WARD-4

EXHIBIT
5