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CA Prior 6/16/26
1st R 6/16/26
2nd R SP. Com. 6/17/26
3rd R SP. Com. 6/23/26
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO.: 11541-2026

INDRODUCED BY: MAYOR ORCUTT

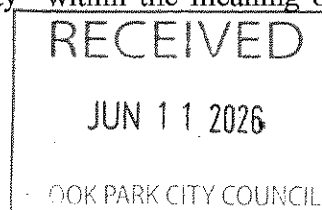
DETERMINING THAT A PETITION TO ESTABLISH THE BROOK PARK NEW COMMUNITY AUTHORITY IS SUFFICIENT AND COMPLIES WITH THE REQUIREMENTS OF SECTION 349.03 OF THE OHIO REVISED CODE IN FORM AND SUBSTANCE; SETTING THE TIME AND PLACE FOR A HEARING ON THE PETITION AND AUTHORIZING THE NOTICE BY PUBLICATION OF SUCH HEARING; AND DECLARING AN EMERGENCY.

WHEREAS, HSG BP Development, LLC, in its capacity as a “developer” within the meaning of Revised Code Section 349.01(E) (the “Developer”), plans to establish a new community development program for the purposes of encouraging and supporting well-balanced and diversified land use patterns within the territory of the City of Brook Park, Ohio (“City”), including facilities for the conduct of commercial, residential, cultural, educational, and recreational activities, all as described in Revised Code Chapter 349; and

WHEREAS, on [June 12], 2026 the Developer submitted to the Council of the City (“Council”), through its Clerk, pursuant to Revised Code Section 349.03, a Petition for Establishment of the Brook Park New Community Authority as a New Community Authority under Chapter 349 of the Ohio Revised Code (the “Petition”), a copy of which Petition is on file with the City; and

WHEREAS, the new community district, as described in the Petition (the “District”), is located entirely within the municipal corporate boundaries of the City, a municipal corporation, and this Council, as the legislative authority of the City, is therefore the organizational board of commissioners for purposes of this Petition; and

WHEREAS, this Council, as the organizational board of commissioners for the Petition under Revised Code Section 349.01(F), is the legislative authority of the City, and the City is the only “proximate community” within the meaning of Revised Code Section 349.01(M) for the Petition; and



WHEREAS, this Council has reviewed the Petition, and by this Ordinance desires to legislatively determine, pursuant to Revised Code Section 349.03, that the Petition complies with the requirements of that section as to form and substance; pursuant to Revised Code Section 349.03, to set the time and place of a hearing on the Petition; and further pursuant to Revised Code Section 349.03, authorize the notice by publication of the hearing on the Petition; and

WHEREAS, this Ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department and it is necessary that this Ordinance take effect immediately upon its adoption in order to facilitate development in a timely manner and for the immediate preservation of public peace, property, health and safety.

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

Section 1. This Council hereby acknowledges and determines that, pursuant to Revised Code Section 349.01(F)(3), it is the “organizational board of commissioners” for the Petition for all purposes of Revised Code Chapter 349.

Section 2. This Council has examined the Petition and finds and determines that the Petition is sufficient and complies with the requirements of Revised Code Section 349.03 in form and substance.

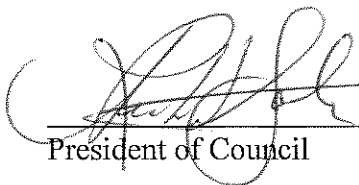
Section 3. Pursuant to Revised Code Section 349.03, this Council hereby determines to hold a hearing on the Petition on [July 15], 2026 at 17400 Holland Road, Brook Park, Ohio 44142, at [7:00 p.m.], and this Council hereby authorizes the Clerk of Council, the Mayor, or a designee thereof to cause notice of the hearing to be published once a week for three consecutive weeks, or as provided in Revised Code Section 7.16, in a newspaper of general circulation within Cuyahoga County, Ohio, pursuant to Revised Code Section 349.03(A).

Section 4. It is hereby found and determined that all formal actions of the Council concerning and relating to the adoption of this Ordinance were passed in an open meeting of this Council, and that all deliberations of the 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 R.C. Section 121.22.

Section 5. For the reasons set forth in the last preamble hereto, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City; provided this Ordinance receive the affirmative vote of at least five (5) members elected to Council, it shall take effect immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

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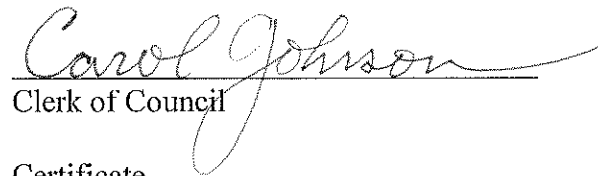
PASSED: June 23, 2026



President of Council

ATTEST:

APPROVED



Clerk of Council



Mayor

Certificate

APPROVED AS TO FORM:



Law Director

CERTIFICATE

The undersigned, Clerk of the Council of the City of Brook Park, Ohio, hereby certifies that the foregoing is a true and correct copy of Ordinance Number 11541-2024, passed by the Council of the City of Brook Park, Ohio on the 23 day of June, 2026].



Clerk of Council

	Yea	Nay
Gonzalez	☒	☐
Mencini	☒	☐
Roberts	☒	☐
Scott	☒	☐
McCorkle	☒	☐
Reindexter	<u>excused</u>	☐
Dufour	☒	☐