

**AUGUST 5, 2019  
MINUTES OF SPECIAL COUNCIL MEETING  
PARMA CITY HALL COUNCIL CHAMBERS  
6:10 P.M.**

The Special Council Meeting was called to order by President of Council Sean P. Brennan presiding:

COUNCIL MEMBERS PRESENT:	ROY J. JECH DENNIS M. KISH DEBORAH LIME LARRY NAPOLI KRISTIN L. SABAN BRIAN BROCHETTI VITO DIPIERRO
COUNCIL MEMBERS EXCUSED:	MARK CASSELBERRY ALLAN DIVIS

Mr. Ramser – Mr. President the Roll of Council has been called, and I find a quorum of Council members present. The following officials and department heads were also present: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Deputy Auditor Mark Prok, Treasurer Tom Mastroianni, Service Director Brian Higgins, Safety Director Thomas Weinreich, Building Commissioner/City Engineer Paul Deichmann, Recreation Commissioner Mickey Vittardi, Economic Development Officer/Grant Writer Shelly Cullins, Tax Commissioner Mike Mason, Director of Public Housing Priscilla Pointer-Hicks and Clerk of Council Kenneth A. Ramser.

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**NOTICE OF SPECIAL COUNCIL MEETING NOTICE**

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**The State of Ohio )  
Cuyahoga County) ss: Clerk of Council Kenneth A. Ramser: Greetings  
City of Parma )**

WHEREAS, it appears that the public business of this City requires that the Council meet in Special Session to consider such business as may come before it, and,

WHEREAS, I have convened and do hereby convene said City Council to meet in Special Session on the 5<sup>th</sup> day of August, 2019, immediately following Public Hearing and Special Public Housing Meeting which will begin at 6:00 PM Eastern Daylight Savings Time, at the Council Chamber in said City, to consider such matters as may come before it as fully and completely as might be done in regular session of said Council: -

**COMMUNICATION:**

- Proposal to Vary for Chad Henderson 1791 Oaklawn Drive – refer to Planning Committee.
- Proposal to Vary for Dan Kozempa 2915 Grovewood Avenue – refer to Planning Committee.
- Proposal to Vary Anatoliy 4217 Walter Avenue – refer to Planning Committee

You are therefore commanded to summon: Mayor Tim DeGeeter, Service Director Brian Higgins, Safety Director Tom Weinreich, Law Director Timothy Dobeck, Treasurer Tom Mastroianni, Auditor Brian Day, Council President Sean P. Brennan, Brian Brochetti, Mark Casselberry, Roy J. Jech, Kristin L. Saban, Vito Dipierro, Allan Divis, Deborah Lime, Larry Napoli, Dennis M. Kish, and Lisa Beeble, Acting Clerk of said Council, to meet in Special Session as aforesaid for the purposes aforesaid.

Hereof fail not and have you then and there this Writ, with your return thereon in what manner you have executed the same.

In testimony whereof, I have hereunto set my hand and caused the Corporate seal of said City to be hereunto affixed, this 2<sup>nd</sup> day of August, 2019.

/seal/

/s/ Councilmen Jech, Napoli and Kish  
City of Parma COUNCILMEN JECH, NAPOLI AND KISH

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CERTIFICATE OF SERVICE  
NOTICE OF SPECIAL MEETING OF COUNCIL

I, Karen Jones, of the City of Parma, Ohio, do hereby certify that on August 2, 2019, I received the notices of a Special Meeting of Council, a copy of which is attached hereto, and that in accordance with the instructions given to me, I have served each person named in the notice with the notice by Electronic Mail (e-mail) with the notice on August 2, 2019, at 4:15 PM, which date and time is more than twelve hours prior to the time of the Special Meeting.

Signed Karen Jones  
Karen Jones, Deputy Clerk I  
City of Parma, Ohio.

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**DISPENSE WITH THE REGULAR ORDER OF BUSINESS**

Motion made by Councilwoman Lime seconded by Councilman Dipierro to dispense with the regular order of business and to waive the Rules of Council, at this time, in order to hold this Special Council Meeting. Motion carried.

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**LEGISLATIVE COMMENT**

No one wished to speak.

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**COMMUNICATIONS, PETITIONS AND CLAIMS**

The Parma Board of Zoning Appeals met on Tuesday, July 23, 2019 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE Applicant Chad Henderson, 1791 Oaklawn Dr. PPN is 445-30-054. After discussion Mr. Yurkiw made the following recommendation: "I make a motion to recommend to Council to grant to Chad Henderson, 1791 Oaklawn Dr., 44134 has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1153.03(d)(2)-SINGLE FAMILY HOUSE DISTRICTS-ACCESSORY USES AND BUILDING-REGULATIONS-PARKING OF RECREATIONAL VEHICLE. The proposal is to park 36' (corrected to 35 1/2') motor home on concrete drive in front of home at 1791 Oaklawn Drive. Any owner of recreational equipment may park or store such equipment, not in excess of 24' in overall length on property owned by him. This variance would result in allowing to store on concrete drive in front of residence a recreational equipment that is 12' (corrected to 11 1/2') more in overall length than Code allows. PPN is 445-30-054. I make this motion to recommend to Council to grant this variance with the stipulation that the vehicle (travel trailer) is parked from April 1 until October 31 (in the same year). With this variance being granted the essential character of the neighborhood would not be substantially altered and the adjoining properties would not suffer a substantial detriment as a result of this variance and also the spirit and intent behind the Zoning/Building requirements would be observed and substantial justice done by granting this variance." Mr. Mastrobuono second the motion. Mrs. Green, Mr. Yurkiw, Mastrobuono and Mr. O'Connor voted yes. To note, we will call it a recreational vehicle because that is what the Code states that it is – "recreational vehicle."

Mr. Brennan – Said Variance will be referred to the Planning Committee.

The Parma Board of Zoning Appeals met on Tuesday, July 23, 2019 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE Applicant Dan Kozemp a, 2915 Grovewood Ave. PPN is 444-10-155. After discussion Mr. Yurkiw made the following recommendation: "I make a motion to recommend to Council to grant to Dan Kozempa, 2915 Grovewood Ave., 44134 has requested a "AREA" Variance of the City of Parma Codified Ordinances of Section 1153.03 (a) – SINGLE FAMILY HOUSE DISTRICTS – ACCESSORY USES AND BUILDINGS. The proposal is to build new garage larger in area than Code permits at 2915 Grovewood Ave. Maximum size of garage permitted on lot size 40' x 135' (5,400 sq. ft. lot area) is 650 sq. ft. The proposed garage is 35' x 28' for 980 sq. ft. area. This variance would result in allowing 330 more sq. ft. in area for garage. The PPN is 444-10-155. I recommend this because the essential character of the neighborhood would not be substantially altered and the adjoining properties would not suffer a substantial detriment as a result of this variance and the spirit and intent behind the Zoning Board requirement would be observed and substantial justice be done by granting this variance." Mr. Mastrobuono second the motion. Mrs. Green, Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Mr. Brennan – Said Variance will be referred to the Planning Committee.

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The Parma Board of Zoning Appeals met on Tuesday, July 23, 2019 and PROPOSED TO "VARY, subject to the provisions of amended Ordinance 1127 .13 (confirmation or rejection by Council within forty days of the receipt of this notice) FOR THE Applicant Anatoliy Mishckuk, 4217 Walter Avenue. PPN 444-03-001. After discussion Mr. Yurkiw made the following recommendation: "I make a motion to recommend to Council to grant the variance stipulated as read to Anatoliy Mishckuk, 4217 Walter Ave., 44134 has requested an "Area" variance of the City of Parma Codified Ordinances of Section 1185.05(d) – HEIGHT REGULATIONS – HEIGHT DISTRICT EXCEPTIONS. The proposal is to build new detached garage 18'2" in height on property at 4217 Walter Avenue. An accessory building shall not exceed 15' in height at the highest point of the roof nor be more than one story in a residential district. This variance would result in allowing height of garage to be 3'2" more than allowed by Code. The PPN is 444-03-001. The stipulation is that the Applicant revises the plans to meet the building code and correct the building elevations to properly depict the change in grade and to include plans to meet the electrical code. I make this recommendation because the property owner's predicament cannot be obviated through any other method other than a variance and by granting the variance the spirit and intent behind the building/zoning requirement would be observed and substantial justice be done by granting this variance." Mr. Mastrobuono seconded the motion. Mrs. Green, Mr. Yurkiw, Mr. Mastrobuono and Mr. O'Connor voted yes.

Mr. Brennan – Said Variance will be referred to the Planning Committee.

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### **REPORT ON ABSENT OFFICIALS**

Motion made by Councilwoman Lime seconded by Councilman Jech to excuse Councilmen Divis and Casselberry. Motion carried.

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### **ADJOURNMENT**

Motion made by Councilwoman Saban seconded by Councilwoman Lime to adjourn said Special Council Meeting at 6:16 p.m. Motion carried.

**CERTIFICATION**

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify the above to be a true and correct copy of the Minutes from the Special Council Meeting held on Monday, August 5, 2019.

/s/ Kenneth A. Ramser

Kenneth A. Ramser  
Clerk of Council

/s/ Sean P. Brennan

Sean P. Brennan  
President of Council

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