

RESOLUTION NO. 69-2017 (PD)

By Council Member Dunbar

A Resolution authorizing the City Manager to enter into a lease agreement with Dos Neighbors LLC (dba Bottle House) to expand their outdoor dining at 2050 Lee Road; and declaring an emergency.

WHEREAS, Dos Neighbors LLC (dba Bottle House), has indicated its interest in leasing a portion of the City's public right of way to expand their outdoor dining to allow for additional spacing as shown in Exhibit A; and

WHEREAS, the City has determined that said property is not presently used for municipal purposes and does not anticipate that it will be needed for a future municipal purpose; and

WHEREAS, this Council has determined expanding outdoor dining at the Bottle House at 2050 Lee Road is in the best interests of the City and its residents.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The City Manager be, and she is hereby, authorized to execute a lease agreement and all necessary documents with Dos Neighbors LLC (dba Bottle House) for the lease of approximately 30 square feet of city property as shown in the drawing attached hereto as Exhibit A and incorporated herein by reference. The purpose of the lease shall be to expand outdoor dining at 2050 Lee Road and shall be for Six- Five Dollars (\$65) per year for a term of five (5) years. The lease agreement shall contain such other terms as recommended by the City Manager and Director of Law and shall be approved, as to form, by the Director of Law.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to meet contractual deadlines during the construction season. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

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CHERYL L. STEPHENS, Mayor  
President of the Council

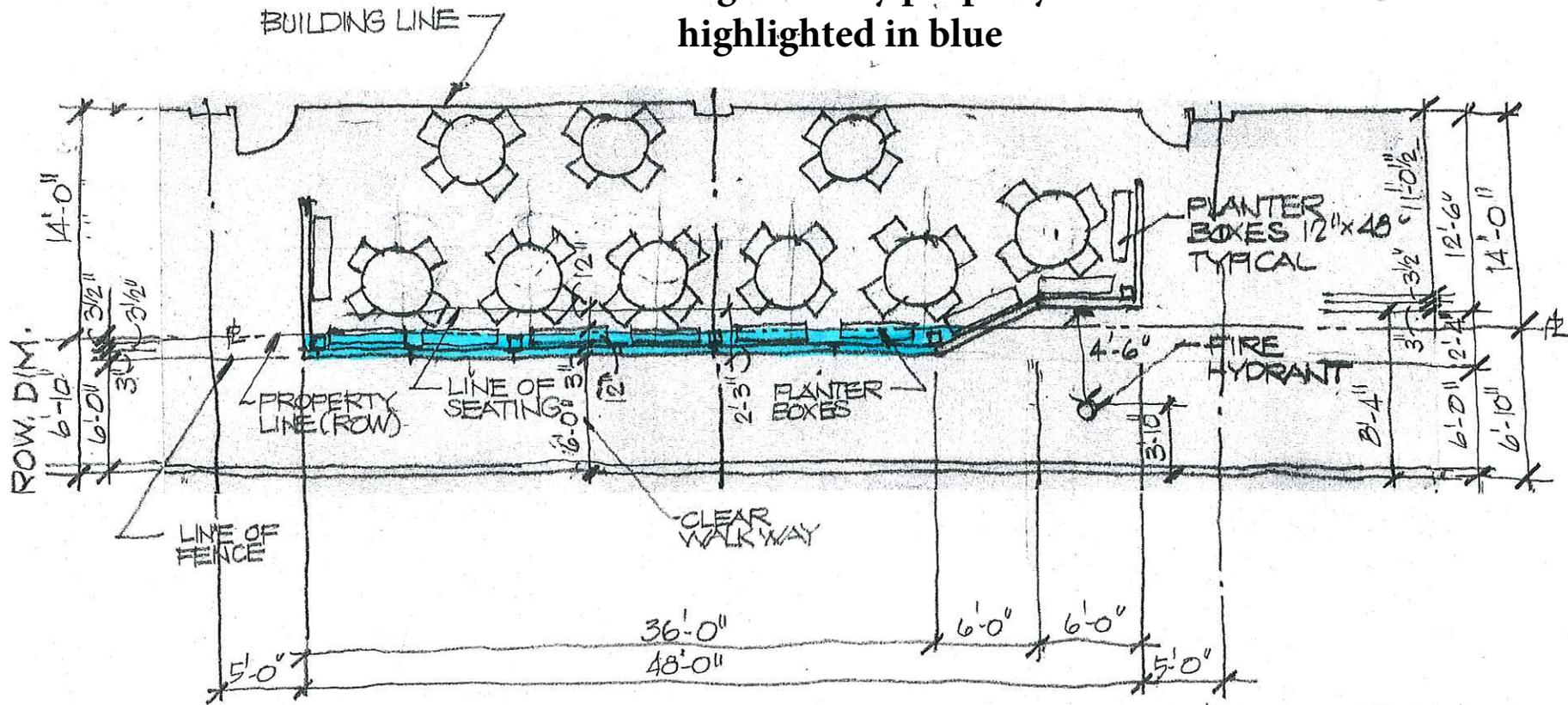
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LAURIE SABIN  
Clerk of Council

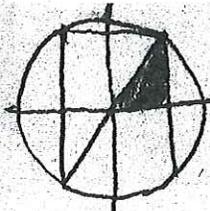
PASSED: June 5, 2017

# Exhibit A

Right of way property  
highlighted in blue



SEATING & ROW PLAN  
1/8" = 1'-0"



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SERVICES, LLC**

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**BOTTLE HOUSE PATIO 2.1 OF 4**

LEE ROAD @ WASHINGTON BLVD.  
CLEVELAND HTS., OHIO

5/3/17  
5/5/17