

RESOLUTION NO. 13-2017 (PD)

By Council Member Dunbar

A Resolution authorizing the City Manager to enter into a lease agreement with Boss Dog Brewing Co., LLC, to expand its outdoor dining at 2179 Lee Road, Cleveland Heights; and declaring an emergency.

WHEREAS, this Council has agreed to use Community Development Block Grant funds to loan Boss Dog Brewing Co., LLC, funds under its Commercial Revolving Loan Fund Program to assist in the establishment of a full service brewpub at 2179 Lee Road, Cleveland Heights; and

WHEREAS, Boss Dog Brewing Co., LLC, has a lease agreement for the building and property at 2179 Lee Road; and

WHEREAS, Boss Dog Brewing Co., LLC, has indicated its interest in leasing a portion of city property adjacent to the proposed brewpub to expand its outdoor dining as show in Exhibit A; and

WHEREAS, this Council 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.

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 Boss Dog Brewing Co., LLC, for the lease 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 the outdoor dining at 2179 Lee Road and shall be Two Thousand Dollars (\$2,000) 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

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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.

CHERYL L. STEPHENS, Mayor
President of the Council

MITCH MICHALEC
Acting Clerk of Council

PASSED: February 6, 2017

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EXHIBIT A

PRELIMINARY
NOT FOR
CONSTRUCTION

SEAL

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PROJECT:

**BOSS DOG
BREWERY**
2179 LEE RD
CLEVELAND HEIGHTS, OH 44118

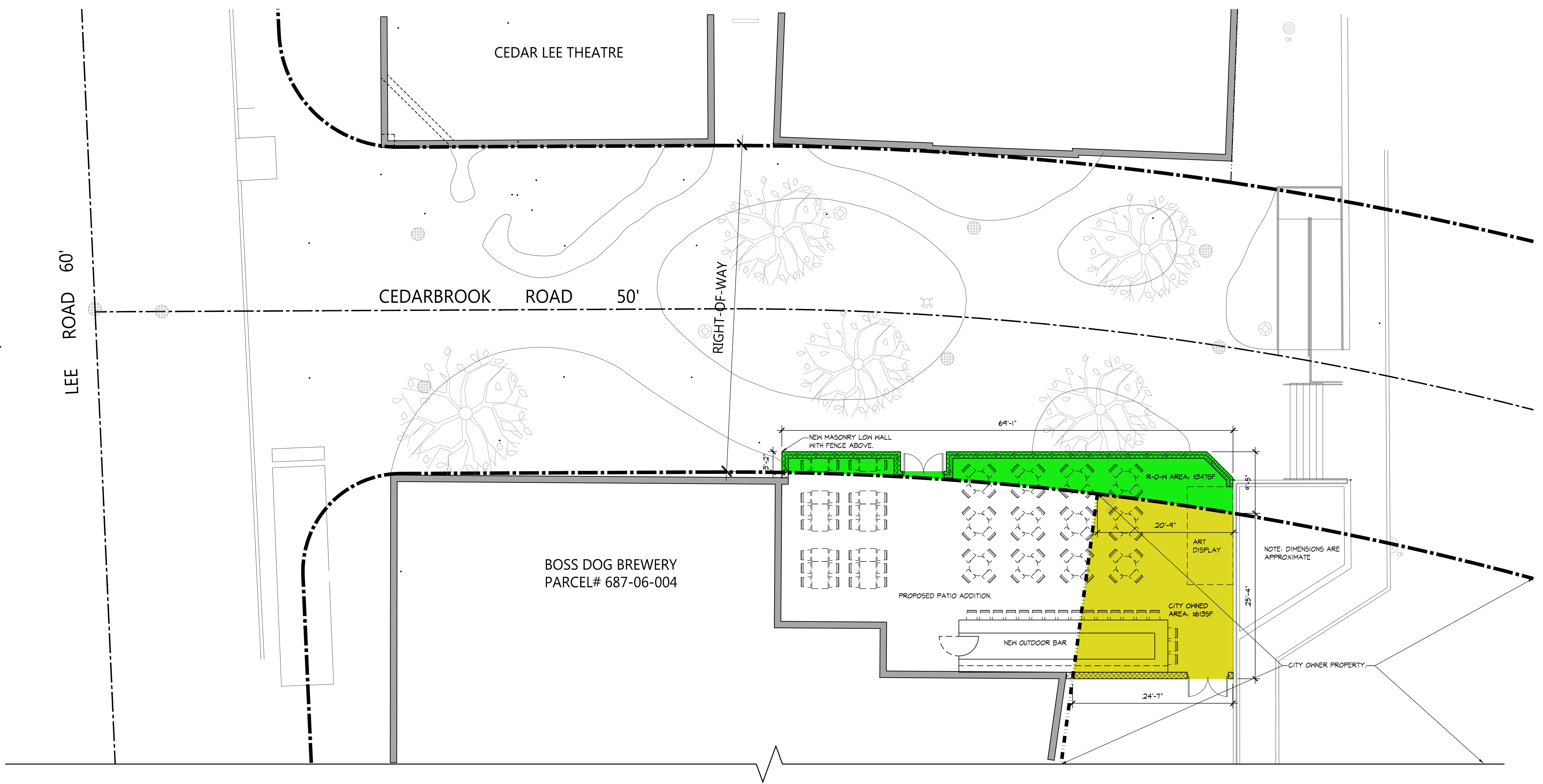
MARK: ISSUE: DATE:
REVIEW: 11/17/16

PROJECT #: 16025.01
DRAWN BY: MC CHECKED BY: BT

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DRAWING TITLE:
PROPOSED SITE PLAN

SHEET #:
A0.01



PRELIMINARY SITE PLAN

1/8" = 1'-0"

NOTE:
THIS SITE PLAN IS DIAGRAMMATICAL AND SHALL NOT BE CONSTRUED AS AN ACTUAL SURVEY.