

Etna Township Regular Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held _____ September 2nd, _____ 2008
20 _____

The Etna Township Board of Trustees met on Tuesday September 2nd, 2008 in the Etna Township Hall for the purpose of conducting a regular meeting. The meeting was called to order at 7:01 p.m. by President Knapp. Randy Snider led the prayer and the pledge of allegiance was recited. Roll call showed Jeff Johnson, Paul George, Dick Knapp, and Tina Taylor present.

Jeff Johnson moved to move Item C under Old Business to Item A. Dick Knapp seconded and the vote in favor was unanimous.

Paul George moved to adopt the agenda. Jeff Johnson seconded and the vote in favor unanimous.

Paul George moved to approve the August 19th, 2008 regular meeting minutes. Jeff Johnson seconded and the vote in favor was unanimous.

Paul George moved to approve the August 27th, 2008 special meeting minutes. Jeff Johnson seconded and the vote in favor was unanimous.

Public Comments

Roger Digel-Barrett 533 Ballman Road recommends naming the park after Joe Schaff.

Karen Swearingin 13244 Heimbürger Road recommends naming the park after Joe Schaff.

Edgar Tague 10621 York Road recommends naming the park after Joe Schaff.

Frank Gamble 7436 National Road recommends naming the park after Joe Schaff.

Rhonda Stout 9501 York Road recommends naming the park after Joe Schaff.

Alice Beougher 13255 National Road recommends naming the park after Joe Schaff.

Mary Campbell 136 Pebble Creek Drive recommends leaving the park named High Point with a plaque to recognize Joe Schaff's memory.

Betty Warner Duncan would like to have a plaque in memory of Lyman Terrill who donated the land for the park.

Randy Snider 7347 National Road discussed land in the past that has been named after individuals. He would like the park to be named after Joe Schaff.

Mark Schaff 7461 National Road thanked Freddie Latella for recommending having the park renamed after Joe Schaff.

Earl Warner 345 Needles Drive feels it should remain Highpoint Park, Joe Schaff named it this.

Mark Schaff 7461 National Road stated his father was born here on the farm and the family has always been in Etna.

Interviews for Board of Zoning Appeals open positions

Dick Knapp read the letter of interest from Leo Haley who had a prior commit with work and could not attend.

Roger Digel-Barrett has previously served on the Comprehensive Plan committee and was on the Board of Zoning Appeals for one term. He felt when he previously served on the board his journalism experience was an asset to the Board. He is applying for the alternate position.

Gilbert Guttentag was in attendance but did not address the board.

Claudette VanDyne is currently an alternate on the Board of Zoning Appeals and is currently serving on the Comprehensive Plan committee and JEDZ Board. She has been an alternate for a year and a half and would like to serve as a permanent member.

Phil Chew's term will expire December 31, 2011.

Jeff Johnson asked if there is a conflict to have a husband on the Zoning Commission and a wife on the Board of Zoning Appeals. They are two different boards. Jeff Johnson stated when he came to the meetings he would try to come to the meetings without visiting the location or discussing the hearings prior to the meetings. Claudette VanDyne stated before she sits in on any hearing she researches the property and cases. She wants to know exactly what is being presented to her so she can visualize what is being presented as evidence so she can make an educated decision on the hearing. Paul George stated most of the hearings are from the Zoning Inspector and not from the Zoning Commission. They are not aware of any reasons this would be a conflict of interest.

Resolution 08-09-02-03: Dick Knapp moved to appoint Claudette VanDyne to the unexpired term of Philip Chew (Previously Jeff Johnson) Paul George seconded and the vote in favor was unanimous.

Resolution 08-09-02-04: Paul George moved to appoint Roger Digel-Barrett to the alternate position on the Board of Zoning Appeals. Jeff Johnson seconded and the vote in favor was unanimous.

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Regular Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held September 2nd, 2008
20

Old Business

Discussion regarding renaming High Point Park

Dick Knapp discussed the prior meetings and testimony. Dick Knapp would support the park being named after Joe Schaff and also discussed Doctor Watkins and the High School being named after him.

Paul George knew Joe Schaff and felt that he would not want to be a part of the conflict over the renaming of the park. Paul also referenced the pages of signatures that want the park to remain High Point Park.

Jeff Johnson stated he attended the park meetings with Joe. Joe Schaff picked out the name High Point Park. Joe did not want the park named after him at that time. He would like a plaque to honor Joe. He personally does not like buildings named after people. He feels this issue is dividing the township.

Resolution 08-09-02-05: Jeff Johnson moved to have the park committee to come up with a sign or an Archway as an entrance into the park right outside of the township hall named High Point Park in large letter with Joe Schaff's name at the bottom in smaller letters. Paul George seconded. Discussion: The volunteer Park Committee will come up with a design and present this back to the board, High Point Park in memory of Joseph Schaff either a plaque of something that would show memory to Joe Schaff. The Trustees will approve what is decided upon. Dick Knapp discussed Lyman Terrill and the County Seat and possible naming the meeting room or something to give recognition to Lyman Terrill. The vote in favor was unanimous.

New Townhall Community Center update

The groundbreaking ceremony is going to be September 15th at 5:00 p.m. Dick Knapp discussed the tentative agenda, finger foods possible being donated, tents, and special meeting agenda. This will be open to the community, it is their building.

Public Hearing

Amendment to the zoning resolution to replace Article 10 – Supplementary District Regulation

Paul George moved to open the public hearing at 7:49p.m. Jeff Johnson seconded and the motion in favor was unanimous.

Dick Knapp reviewed the timeline and read from the Licking County Staff Report and recommendation from the Planning Commission recommending to conditionally approving the proposed text amendment with recommendations. Chris Harkness, Zoning Administrator submitted a letter regarding the current Section 1005 Parking and Storage of Certain Vehicles requesting it remain in the Article 10 text amendment. If this section is removed the Zoning Department will have no enforcement authority. This is the current language in the Zoning Resolution now. The Zoning Commission was going to restructure this language and add it to Article 11. This recommendation was discussed with the Chairman of the Zoning Commission.

Paul George discussed the deed restrictions in the residential areas. It was discussed in the rural areas having the ability to park the vehicles in their side yards.

Public Comments

Jim VanDyne 7173 Refugee Road has concerns regarding this section remaining in the Zoning Resolution and current residents in the township in violation. What about the storage in side yards. The Zoning Commission as a board voted to remove this section from Article 10.

Gil Guttentag 70 Runkle Drive asked what a nuisance is. He stated it is a subjective word cannot be used in law and suggested using a different word that defines what a nuisance is.

Roger Digel-Barrett 533 Ballman Road discussed the word nuisance and suggested defining it public nuisance and referencing the Blacks Law Dictionary. He also suggested language if there is room in the side yard it that it is permitted.

Neil Ingle 70 Trail East does not agree that the subdivision has deed restrictions and the township does not enforce the law and feels it is not fair that residents in a subdivision have to take their own money to have the rule enforced. The township can not have double standards. Neil Ingle discussed a house in Cumberland Trail and a trailer that is being left on the road for landscaping equipment. The property owner has built up his backyard and now all his water is running off his backyard to another property owner's backyard and would define this as a nuisance.

Gil Guttentag 70 Runkle Drive suggested when it comes to subdivisions township rules apply and the deed restrictions can be more restrictive. The township will enforce their Zoning Laws as they apply. The subdivision will handle their deed restrictions beyond the zoning regulations.

Jim VanDyne 7173 Refugee Rd recommended recessing the public hearing and sending this back to the Zoning Commission for discussion as a board.

Jeff Johnson moved to recess the public hearing for Article 10 and take the idea back to the Zoning Commission. Paul George seconded and the vote in favor was unanimous.

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Regular Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

September 2nd,

2008

20

Article 16 Sections 1602, 1606, and 1607

Paul George moved to open the public hearing for Article 16 at 8:24 p.m. Jeff Johnson seconded and the vote in favor was unanimous.

Dick Knapp reviewed the time frame of the text amendment. He read from the Licking County Planning Commission and Staff Report that recommended approval of the text amendment with conditions.

No public comments.

Paul George moved to close the public hearing at 8:31 p.m. Jeff Johnson seconded and the vote in favor was unanimous.

Resolution 08-09-02-06: Paul George moved to approve the changes to Article 16-Buffering, Landscaping, and Resource Preservation in Sections 1602, 1606, and 1607 including Tables 16A and 16B along with figures 16A, 16B and 16C. Jeff Johnson seconded and the vote in favor was unanimous.

Parking Regulations Dick Knapp is waiting for feedback from the Cumberland Trail Homeowner's Association.

Appointment for JEDZ II Board Members: The timeline has been extended and will be discussed in the future.

New Business

Dick Knapp moved to approve State Representative Dan Dodd town meeting on October 6th from 6:00 – 7:00 p.m. at Etna Township Hall and Mark VanBuren with the date to be determined and it will not conflict with other meetings. Paul George seconded and the vote in favor was unanimous.

Road Report

Mike Waller will provide report next meeting.

Dick Knapp moved to approve vacation day for Mike Waller for August 29th, 2008. Jeff Johnson seconded and the vote in favor was unanimous.

Paul George moved to approve 4 hours for Chris Harkness for Wednesday morning on September 3rd for dental appointment. Jeff Johnson seconded and the vote in favor was unanimous.

Water & Sewer Report - David Goll provided the water and sewer report along with minutes. The minutes will be available in the Trustees routing mailbox. David Goll reported they have applied for Issue I money for upgrading the York Road pump station and to do away with the Columbia Road pump station. If this is approved the work will be done in 2010. The water and sewer department will commit to 25% which is 100 thousand dollars. They have already provided the engineering for part of this amount. They are applying for 529 thousand in 0% loan money and 400 thousand in grant money for York Road and for Columbia Road 15 thousand which some has been spent in engineering and 72 thousand in loan and 212 thousand in grant money.

The City of Reynoldsburg is meeting with Don Rector regarding Summit Road. Dick Knapp stated the County Commissioners were going to support the project. The Commissioners have concerns regarding annexation and Southwest Water and Sewer.

JEDZ Report – Paul George reported \$104,481.00 in the fund at this time.

Dick Knapp read the documents needing approved - To participate and to apply for Palmer Road for 25.1% is \$117,791.79. The fiscal officer will also have to certify that amount.

Resolution 08-09-02-01: Dick Knapp moved to authorize Dick Knapp, Trustee to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or local transportation improvement program(s) and to execute contracts as required. Whereas, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and Whereas, the Etna Township Board of Trustees are planning to make capital improvements to Palmer Road Resurfacing, and Whereas, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs, NOW THEREFORE, BE IT RESOLVED by Etna Township Board of Trustees :
Section 1: The President/Road Superintendent, Dick Knapp is hereby authorized to apply to the OPWC for funds as described above. Section 2: The President/Road Superintendent, Dick Knapp is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance. Paul George seconded and the vote in favor was unanimous.

Dick Knapp discussed the salt bids. Last year the township paid \$47.84/ton and used over 600 tons. The township also used sand grit. The bid this year is \$86.45/ton and the township submitted for 800 tons. Some entities were not even quoted a bid and the township is fortunate to have been given a bid. Part of the agreement is accepting the bid is the township must use the entire 800 tons. The township can sell salt to another entity.

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Regular Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held September 2nd, 2008
20

Resolution 08-09-02-07: Paul George moved to give Dick Knapp the authority to sign the contract (Salt) and send it in. Jeff Johnson seconded and the vote in favor was unanimous.

Parks and Recreation – The bulletin board should be delivered tomorrow. The event over Labor Day in the park looked to be a success.

Other Meetings – Paul George reported Chief Weber is supposed to meet with the residents on Spikerush Court and Paul will follow-up.

Correspondence

- City of Reynoldsburg OPWC Grant Application
- Ohio Township Association News
- Kenneth Oswalt Ohio Line Fence Law
- The Ohio State University Ohio Line Fence Law
- Board of Election JEDZ Election
- Licking Memorial Community Connection
- Williams Scotsman solicitation (Storage units)
- Ohio Township Association Grassroots Clippings Newsletter
- Time Warner Cable Today Publication
- Flag Lady advertisement
- Ohio Department of Public Safety License Tax Statistics for July 2008
- Internet Corporation Listing Service Solicitation for domain name submission to establish search engines

Fiscal Officer Report

FISCAL OFFICER'S REPORT SEPTEMBER 1, 2008

	Receipts	Expenditures
General Fund	137,978.22	236,859.02
MV License Tax	14.12	25.18
Gasoline Tax	8,888.00	84,855.69
Road & Bridge Fund	87,000.00	36,281.51
Special Assessment	0.00	268.04
Misc. Special	0.00	0.00
Misc. Debt	0.00	2,740.43
Total	233,880.34	361,029.87

Funds Total August 31, 2008 - \$1,151,873.87

Resolution 08-09-02-02: Paul George moved to transfer \$15,500 from the miscellaneous fund into medical hospitalization account under the General Fund. Jeff Johnson seconded and the vote in favor was unanimous.

Public Comments

Jim VanDyne 7173 Refugee Road requested the Zoning Inspector to attend the Zoning Commission meeting.

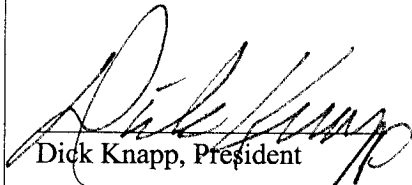
Mark Schaff 7461 National Road feels the Trustees job is conflict resolution and he appreciations their hard work with conflict resolution. Mark also discussed the 2010 census and getting the new address from the new developments so the township will get the benefits from the census. By 2009 the 2010 census is set in concrete and they will not change anything. Mark Schaff has contacts at the State level if the township needs them.

Dick Knapp stated he and Laura Brown attended some meeting and the Licking County Planning Commission is supposed to be organizing the 2010 Census. Dick Knapp will follow-up tomorrow.

Claudette VanDyne 7173 Refugee Road stated Carol Costlow presented that part of the census went to Reynoldsburg.

Paul George moved to pay bills. Jeff Johnson seconded and the vote in favor was unanimous.

Paul George moved to adjourn at 9:29 p.m. Jeff Johnson seconded and the vote in favor was unanimous.


 Dick Knapp, President


 Tina Taylor, Fiscal-Officer