

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Trustees Special Meeting

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 10148

Held July 29, 2021

The Etna Township Board of Trustees met on July 29, 2021, in the Etna Township Administration Building for the purpose of conducting a special meeting. The meeting was called to order at 5:00 p.m. by President Carlisle. Jeff Johnson led the invocation and John Carlisle led The Pledge of Allegiance. Roll call showed Trustees Jeff Johnson, Randy Foor, John Carlisle, and Fiscal Officer Walter Rogers present.

Trustee Johnson moved to adopt the agenda as presented. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Trustee Carlisle moved to adopt the May 15th Etna Township Trustees regular meeting minutes as presented. The motion was seconded by Trustee Foor. The roll was as follows: Johnson, abstained; Foor, yes; and Carlisle, yes; motion passed.

Trustee Carlisle moved to adopt the June 1st Etna Township Trustees regular meeting minutes as presented. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Trustee Carlisle moved to adopt the June 8th special meeting minutes as presented. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Trustee Carlisle moved to adopt the June 19th regular meeting minutes as presented. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Public Comments –

Mark Evans of 91 Olde North Church Road discussed the block parties and temporary closing of public streets and asked who the Trustee was to contact. Trustee Carlisle stated the Trustees have received an opinion from the Licking County Prosecutor's office regarding the language of permanently closing the road. Mr. Evans requested more notice regarding Special Meetings since the Trustees are not streaming the meetings. Trustee Carlisle stated he is the point person to contact regarding the temporary closing of a township road and this question has been asked and the township is waiting for a response from the Prosecutor's office. Regarding the calling of the Special Meeting Mr. Carlisle was not aware of the need for a special meeting prior to yesterday.

Executive Session

Trustee Carlisle moved to go into executive session at 5:07 p.m. per O.R.C. 121.22 (G) (3) Conferences with an attorney for the public body concerning disputes involving the public body that are the subject of pending or imminent court action. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote. Drew Piersall with Zashin and Rich was invited into the executive session.

Trustee Johnson moved to come out of executive session at 5:23 p.m. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Trustee Foor moved that Etna Township Board of Trustees engage in services with Zashin and Rich for general law matters and other matters as directed. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Old Business

Hull and Associates – Duncan Drive

Trustee Carlisle reported that the Licking County Planning Commission has approved the removal of the pork chop at Duncan Drive and York Road. The township originally approved up to \$5,000 dollars to Hull and Associates to provide engineering services for this removal. The cost for the services was more because of requirements by the Licking County Planning Commission.

Trustee Carlisle moves to increase that amount not to exceed \$12,000 dollars. The motion was seconded by Trustee Foor and the motion passed by unanimous affirmative vote.

JBW Properties for parcels 010-016854-00.000, 010-016872-00.000, and 010-016866-00.000 from Planned Mixed-Use Development District to Planned Mixed-Use Development District (PMUD).

Mike Shannon on behalf of the applicant distributed updated site plans to the Trustees which has the lots numbered along with a red line version of the updated text. There are one hundred and thirty-two lots. The common and natural space has been modified to give access to Etna Township on page two of the text with the Homeowner's Association maintaining. The Trustees would like this open space to be deeded to the township.

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Skip Weiler discussed the open space areas and confirmed which areas the township wanted deeded to the township with the Homeowner's Association maintaining the areas. The language will be modified to reflect his request.

Mike Shannon reviewed all the modifications that were requested during the previous meeting. Under permitted uses in the Residential Use Areas for Home Occupation the reference to the section in the Zoning Resolution will be added. Under the Residential Density one hundred and thirty-one will be updated to one hundred and thirty-two lots. In the sentence "A minimum of 95% of the dwelling units will have basements" will be modified to "residential units will have basements." The Street Lighting section will be reworded to reflect what the township requires and will be located out of the township road right-of-way. Regarding the Buffering Zone to the South the perimeter buffer is lots 25 thru 27 and lots 28 thru 33. The reference to IP through out the plan is referring to "Illustrative Plan". The Holophane Granville will be added to the Street Lighting language on page 18. The Trustees provided the NAICS Codes that need to be removed.

The text will be updated and this item will be placed back on the Trustees agenda at that time.

New Business

Broyles Final Development Plan

Trustee Carlisle provided the history regarding the Broyles Development. The Trustees denied the Final Development Plan because the developer wanted to use the midway access into the Broyles Development as a construction access as well as an emergency access. That was not the original intent of the approved development. The township was sued by the developer. The township negotiated with the developer and this will now only be an emergency access during construction only and will be returned to grass after construction. There will be no construction traffic permitted on this access.

Resolution 21-07-29-01: Trustee Carlisle moved "Resolution to approve the Final Development Plan and Development Agreement for Broyles Farm" as presented. The motion was seconded by Trustee Johnson. Discussion: This is the new layout and will be the Final Development Plan the reference to Preliminary Plan on the drawing is for Licking County prepared by Hull Job Number WCX001. The plan was reviewed with the residents present. The Homeowner's Association will maintain the open space. The motion passed by unanimous affirmative vote.

Resolution 21-07-29-02: Trustee Carlisle move to approve the "Development Agreement by and between the Etna Township Board of Trustees and Wilcox Communities, LLC for a clubhouse, fitness center, and/or swimming pool for the Broyles Farm Subdivision located at Refugee Road in the vicinity of Smoke Road, Etna Township, Licking County, Ohio" on this 29th day of July. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.

Trustee Johnson moved to pay the bills as presented. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Executive Session

Trustee Carlisle moved to go into executive session at 6:23 p.m. per O.R.C. 121.22 (G)(8) To consider confidential information related to the marketing, specific strategy, or for negotiations with other political subdivisions respecting requests for economic development assistance. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Trustee Carlisle moved to come out of executive session at 6:52 p.m. The motion was seconded by Trustee Foor and passed by unanimous affirmative vote.

Trustee Foor moved to adjourn at 6:52 p.m. The motion was seconded by Trustee Johnson and passed by unanimous affirmative vote.


John Carlisle, President


Walter Rogers, Fiscal Officer

All the resolutions as presented are on file with the Fiscal Officer.