



Regular Council Meeting
Tuesday, October 19, 2021 - 6:30 PM
AGENDA

1. Call to Order
2. Roll Call
3. Invocation - Ms. Hendren
4. Pledge of Allegiance
5. Action on Minutes
 - a. October 5, 2021 Regular
 - b. October 6, 2021 Special meeting
6. Citizen comments on matters not on the agenda
7. Council Committee reports
 - a. **Planning & Zoning:** Met 10/12/21; Next 10/26/21 @ 6:30 pm Council Chambers
 - b. **Safety & Service:** Met 10/5/21 Combo w/ Council & Finance; Next 11/3/21 @ 5:00 pm Council Chambers
 - c. **Finance:** Met 10/5/21 Combo w/ Council & Safety Service; Next 11/16/2021 @ 5:00 pm Council Chambers
 - d. **Economic Development:** Met 10/7/21; Next 11/4/21 @ 10:00 am Admin conference room
 - e. **Park & Rec:** Met 10/14/21; Next scheduled 11/11/21 is Veterans Day - Reschedule?
 - f. **Tree Commission:** Met 9/28/21; Next 10/26/2021 @ 5:00 pm Council Chambers
 - g. **Events Committee:** Next 10/26/21 @ 5:00 pm Admin conference room
8. Director Reports
 - a. Police Chief
 - b. Finance Director
9. Tabled Legislation
 - a. **ORDINANCE 07-2021** AN ORDINANCE ADOPTING WAGE AND SALARY STRUCTURES FOR THE VILLAGE OF JOHNSTOWN
 - b. **ORDINANCE 34-2021** AN ORDINANCE AMENDING CHAPTER 1183 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES
10. Public Hearings of Legislation
 - a. **ORDINANCE 41-2021** AN ORDINANCE AMENDING ORDINANCE 34-20, THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO APPROVE

NECESSARY CHANGES OF APPROPRIATIONS

- b. **ORDINANCE 42-2021** AN ORDINANCE AMENDING CHAPTER 1187 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES
- c. **RESOLUTION 2021-42** A RESOLUTION ADOPTING THE LICKING COUNTY COUNTYWIDE ALL NATURAL HAZARDS MITIGATION PLAN
- d. **RESOLUTION 2021-43** RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM THE STATE INFRASTRUCTURE BANK AND AUTHORIZING THE VILLAGE MANAGER TO ACT ON BEHALF OF THE VILLAGE OF JOHNSTOWN IN ALL MATTERS RELATING TO THE APPLICATION
- e. **RESOLUTION 2021-44** RESOLUTION APPOINTING MEMBERS TO THE JOHNSTOWN DESIGN REVIEW BOARD
- f. **RESOLUTION 2021-45** A RESOLUTION TO AMEND THE DESIGN REVIEW DISTRICTS AND STANDARDS

11. Introduction of Legislation

- a. **ORDINANCE 43-2021** AN ORDINANCE AMENDING CHAPTER 1121 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES
- b. **ORDINANCE 44-2021** AN ORDINANCE AMENDING CHAPTERS 1155, 1157, 1167, 1169 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES
- c. **ORDINANCE 45-2021** AN ORDINANCE AMENDING CHAPTERS 1142, 1143, 1145, 1147, 1149, 1151 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

12. Other Business

13. Executive Session to consider the employment of a public employee

14. Adjourn

Next Council Meeting Wednesday, November 3, 2021



Regular Council
Tuesday, October 5, 2021 - 5:00 PM
MINUTES

1. Call to Order

Mayor Chip Dutcher called to Order the Village of Johnstown Regular Council Meeting for October 5, 2021 at 5:03 PM.

2. Roll Call

Present - Mayor Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest
Absent - None

Staff present - Jim Lenner - Village Manager, Jack Liggett - Assistant Village Manager, Abe Haroon - Chief of Police, Dana Steffan - Finance Director, Bailey Klimchak - Village Planner, Jim Blair - Zoning Inspector, Teresa Monroe - Clerk of Council

Public present - James Weaver, David Cool

3. Invocation - Mayor Dutcher

4. Pledge of Allegiance

5. Work Session Budget 2022

a. Agenda

Safety Service Considerations

American Legion request for alcohol at Legion sponsored events

- Currently members are allowed to consume alcohol on the premises but they would like to sell beer at bingo. Some members expressed opinions.
- Ask Law Director opinion.

Traffic signs for Concord Crossing East

- Have to get the signs installed

Trash contract / Renewal or Rebid

- James Weaver from Local Waste was present for questions from council.
- **Motion:** Mr. Lee moved to go forward with a recommendation to council to extend

the contract with Local Waste; Mr. Block seconded and all were in favor.
Motion passed 3-0

Budget 2022 - CIP Project Considerations

Overview of Current Budget Draft

- Assumptions already input
- Specific callouts before discussion

General Fund CIP Project Lists Review

- Jersey Street Grant Application
- Street Sealing Priority List; Jack Liggett provided
- Discussion on hiring a part-time employee for service department, particular person in mind would also perform light maintenance on village vehicles. **Motion:** Mr. Lee moved consideration of the employee to Finance Committee; Ms. Robertson seconded and all were in favor. Motion passed 3-0
- Future Project Savings (LD & 37 Roundabout, 2025 ODOT Rte 37 Paving, etc)

Enterprise Funds Project Lists Review

- Water Dept; loop everything into the plant construction.
- Sewer Dept
- Street Dept

Police Department General Fund CIP Requests - Chief

Federal ARPA Balance

- Current Projects & Unassigned Monies from Traunch 1
- Expected Date of Traunch 2 Disbursement

Other Business

1. Discussion on adding \$2,000 to the budget for visual examples in the zoning code draft for signs. **Motion:** Mr. Lee moved to approve; Mr. Block seconded. Full council vote, motion passed 7-0

6. Recess

Mr. Lee moved for a recess at 6:26 pm; Ms. Robertson seconded and all were in favor. Council returned to session at 6:40 pm.

7. Action on Minutes

a. September 21, 2021

ACTION: Benjamin Lee moved to Approve as written; Cheryl Robertson seconded and the vote was as follows:
AYES: Marvin Block, Ben Lee, Cheryl Robertson, Mayor Dutcher, Sharon Hendren, Carol Van Deest, Doug Lehner
NOES: None
ABSTAIN: None

Passed 7 - 0

8. Citizen comments on matters not on the agenda

There were no comments by the public.

9. Council Committee reports

a. **Planning & Zoning:** Met 9/28/21; Next 10/12/21 @ 6:30 pm Council Chambers
Applications for Variance and COA approved for New River. Work session continued on zoning code draft, signs.

b. **Safety & Service:** 10/5/21 combo; Next 11/3/21 @ 5:00 pm Council Chambers
Conversation with Local Waste Representative on renewal of contract for another three years at a ten percent increase with all previous items to carry over; recommendation to council on renewal approved 3-0 by committee. Committee chair requested a vote by full council to move forward with preparing a resolution to renew the contract.

ACTION: Benjamin Lee moved; Doug Lehner seconded and the vote was as follows:
AYES: Ben Lee, Cheryl Robertson, Mayor Dutcher, Sharon Hendren, Carol Van Deest, Doug Lehner, Marvin Block
NOES: None
ABSTAIN: None

Passed 7 - 0

c. **Finance:** 10/5/21 combo; Next 10/19/21 @ 5:00 pm Council Chambers
Budget 2022; began CIP item review with Safety and Service.

d. **Economic Development:** Met 9/16/21 updated last time; Next 10/7/21 @ 10:00 am Admin conference room

e. **Park & Rec:** 9/9/21 canceled; Next 10/14/21 @ 10:00 am Admin conference room

f. **Personnel Board of Review:** Met 9/29/21

Reviewed applicants for Design Review Board, decision to appoint all five. Legislation on council agenda tonight to allow two members of the board to live outside the village municipal limit, must reside in Monroe Township.

10. Director Reports

a. Service Department: Water, Sewer, Street

Jack Liggett reviewed reports for Water, Sewer and Street departments.

Highlighted hydrant flushing details. Thanked Council for approving the additional employee for hot patching, it has made a difference keeping it manned at least three days per week. Mr. Lee asked if there was any danger of running out of time for getting asphalt down on Oregon Street. Mr. Liggett said he continues working to keep all village paving projects on schedule; in a normal winter plants should be open until mid-November but is always weather dependent.

11. Tabled Legislation

a. **ORDINANCE 07-2021** AN ORDINANCE ADOPTING WAGE AND SALARY STRUCTURES FOR THE VILLAGE OF JOHNSTOWN

New version attached. Will keep tabled for review and bring up next meeting.

b. **ORDINANCE 34-2021** AN ORDINANCE AMENDING CHAPTER 1183 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

Not ready; to remain tabled.

12. Public Hearings of Legislation

a. **ORDINANCE 39-2021** AN ORDINANCE AMENDING CHAPTER 1155 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

Second reading. Ordinance edited to change hotel and motel use from Permitted to Conditional.

Mr. Lee addressed definition, referenced 1121.02 a35 and definitions with regard to the bed tax.

Public Hearing:

1. Ryan Green; 408 Sunset Dr. - Planning Commission Chairman

- Appreciates the conditional use, thinks these projects are something that should come before zoning and design review giving as much oversight as possible on these types of projects in GCC-1.
- Need to have discussion on Boutique hotels, Airbnb's, VRBO etc.; businesses that could skirt the edge of legality. Need to have something in there to make sure they

are catching it.

Jim Lenner discussed framework to address in residential as well.

ACTION: Carol Van Deest moved to Approve as edited; Mayor Dutcher seconded and the vote was as follows:
AYES: Cheryl Robertson, Mayor Dutcher, Sharon Hendren, Carol Van Deest, Doug Lehner, Marvin Block, Ben Lee
NOES: None
ABSTAIN: None

Passed 7 – 0

- b. **ORDINANCE 40-2021** AN ORDINANCE SETTING THE COSTS FOR THE CERTIFICATE OF REGISTRATION FEE AND THE CONSTRUCTION PERMIT FEES FOR THE RIGHT-OF-WAY PROGRAM AND DECLARING AN EMERGENCY

ACTION: Benjamin Lee moved to waive second reading; Cheryl Robertson seconded and the vote was as follows:
AYES: Mayor Dutcher, Sharon Hendren, Carol Van Deest, Doug Lehner, Marvin Block, Ben Lee, Cheryl Robertson
NOES: None
ABSTAIN: None

Passed 7 - 0

Village Right of Way consultant prepares all of the registration and permit fees based on information we give him; this is an annual resolution used to invoice all utilities.

Public Hearing: There were no comments either for against the legislation.

ACTION: Benjamin Lee moved to Approve Ordinance 40-2021; Cheryl Robertson seconded and the vote was as follows:
AYES: Sharon Hendren, Carol Van Deest, Doug Lehner, Marvin Block, Ben Lee, Cheryl Robertson, Mayor Dutcher
NOES: None
ABSTAIN: None

Passed 7 – 0

- c. **RESOLUTION 2021-40** A RESOLUTION AUTHORIZING THE VILLAGE MANAGER 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

Noted editorial correction to Sections one and two, will be the Village Manager or Assistant authorizing the contracts.

This authorizes submission of application for OPWC funds for East Jersey Street.

Public Hearing: There were no comments either for against the legislation.

ACTION: Carol Van Deest moved to Approve as edited; Ben Lee seconded and the vote was as follows:
AYES: Carol Van Deest, Doug Lehner, Marvin Block, Ben Lee, Cheryl Robertson, Mayor Dutcher, Sharon Hendren
NOES: None
ABSTAIN: None

Passed 7 - 0

13. Introduction of Legislation

- a. **ORDINANCE 41-2021** AN ORDINANCE AMENDING ORDINANCE 34-20, THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS

Appropriation for additional personnel cost, salaries and fringe benefits that are not currently in the budget to get us to the end of the year. Public Hearing October 19, 2021

- b. **ORDINANCE 42-2021** AN ORDINANCE AMENDING CHAPTER 1187 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

Amendment to allow two members of the Design Review Board to reside outside the Johnstown municipal limit but within Monroe Township. Public Hearing October 19, 2021

14. Other Business

1. Mr. Lenner said Mike Eltringham with the American Legion has Veteran banners; the village has agreed to hang additional hardware for more banners, AEP has blessed using their poles. Council in favor of continuing banners on US 62 toward Kroger for the most visibility.
2. Mr. Lenner said Medical Marijuana Dispensary applications are back open and in a lottery, he has received requests from two companies but has informed them that the village purposefully did not include dispensaries previously, discussed the application deadline; no desire to allow dispensaries was expressed by Council.
3. Mobility Hub was in Columbus Business First, other articles will come out on New River and general village progress.
4. Transportation Improvement District (TID) meets October 13th to discuss taking on an infrastructure improvement project downtown at US 62 and 37.

5. Discussion on signal timing at US 62 and 37; timing still being “tweaked”.
6. Ms. Klimchak updated that the gates for the dog park should be delivered any day, hoping to get in by the end of the week and also to have the oak trimmed.
7. Reminder of tomorrow’s Special Council meeting at 6:00 pm.
8. Meet the Candidates Night scheduled for October 25, 2021 at 6:30 pm in Council chambers.

15. Adjourn

ACTION: Mayor Dutcher moved to Adjourn; Ms. Van Deest seconded and all were in favor.

AYES: Mayor Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Ben Lee, Sharon Hendren, Carol Van Deest

NOES: None

ABSTAIN: None

Passed 7 - 0

Meeting adjourned at 7:40 pm

Next Council Meeting October 19, 2021



Special Council
Wednesday, October 6, 2021 - 6:00 PM
MINUTES

1. Call to Order

Mayor Chip Dutcher called to Order the Village of Johnstown Special Council Meeting for October 6, 2021 at 6:11 PM.

2. Roll Call

Present - Mayor Chip Dutcher, Cheryl Robertson, Doug Lehner, Marvin Block, Benjamin Lee, Sharon Hendren, Carol Van Deest
Absent - None

Staff present - Jim Lenner - Village Manager, Teresa Monroe - Clerk of Council

Public present - Rick Platt (Port Authority), John Jarvis (New River Electrical)

3. Public Hearings of Legislation

- a. **RESOLUTION 2021-41** A RESOLUTION AUTHORIZING THE VILLAGE OF JOHNSTOWN TO ENTER INTO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH NEW RIVER ELECTRICAL CORPORATION, PURSUANT TO SECTION 3735.671 OF THE OHIO REVISED CODE

Public Hearing: There were no comments by the public either for or against the legislation.

No debate by Council

ACTION: Mayor Dutcher moved to Approve; seconded by Ms. Van Deest, Ms. Hendren, Ms. Robertson, Mr. Lee, Mr. Block, Mr. Lehner and the vote was as follows:

AYES: Doug Lehner, Marvin Block, Ben Lee, Cheryl Robertson, Mayor Dutcher, Sharon Hendren, Carol Van Deest

NOES: None

ABSTAIN: None

Passed 7 - 0

Mayor Dutcher thanked New River and the Port Authority.

4. Other Business

No further business.

5. Adjourn

ACTION: Carol Van Deest moved to Adjourn; Cheryl Robertson seconded and the vote was as follows:

AYES: Marvin Block, Ben Lee, Cheryl Robertson, Mayor Dutcher, Sharon Hendren, Carol Van Deest, Doug Lehner

NOES: None

ABSTAIN: None

Passed 7 - 0

Meeting adjourned at 6:15 pm

Next Council Meeting October 19, 2021



1813

JOHNSTOWN POLICE DEPARTMENT



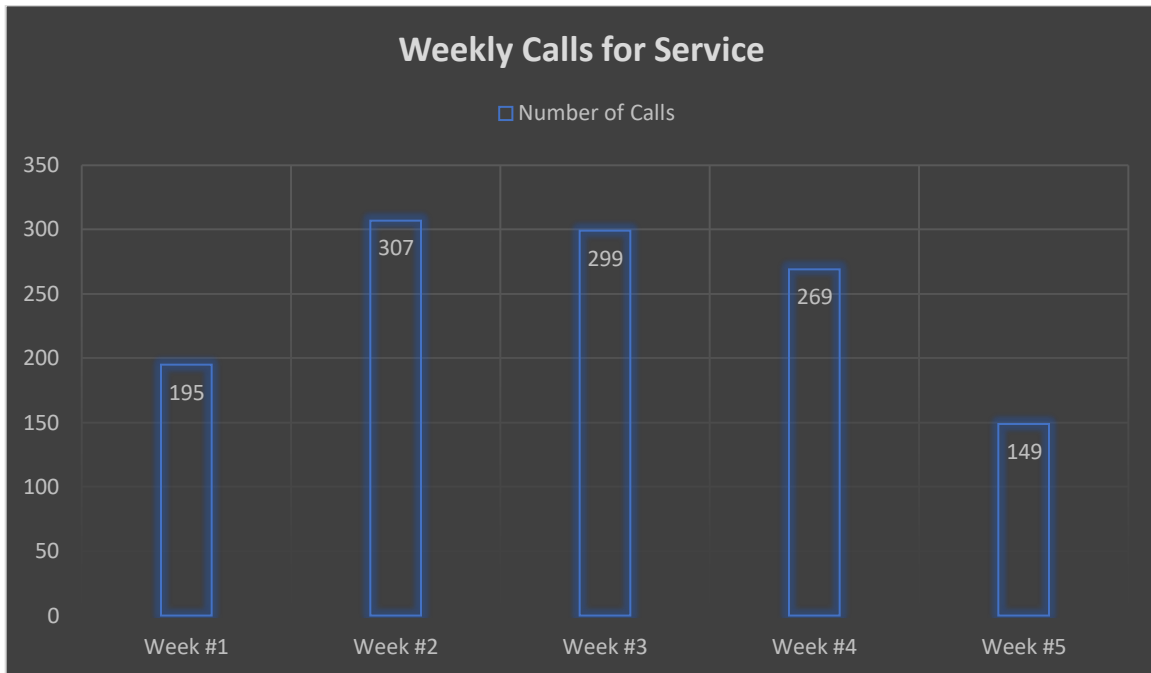
REPORT

CHIEF'S

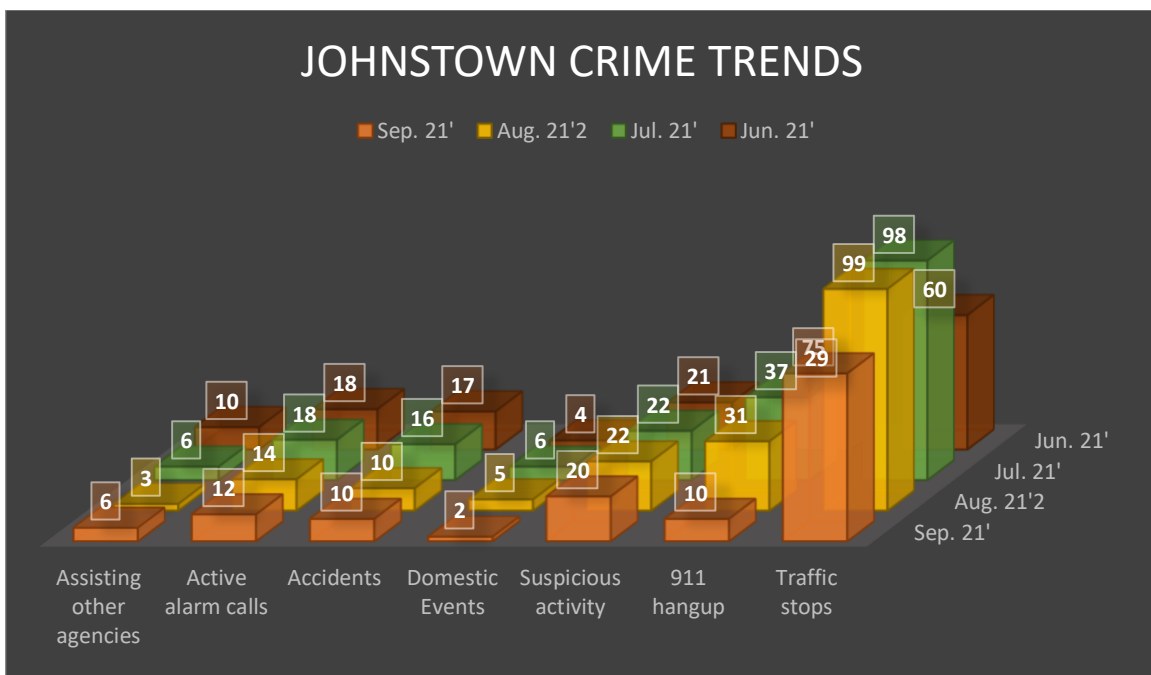
WELCOMES YOU
Established 1813

SEPTEMBER 2021

CRIME STATISTICS



- 1,219 CALLS FOR SERVICE
- 978 ACTIVE HOURS ON SERVICE CALLS
- 48 MINUTES AVERAGE PER EVENT
- 720 TOTAL HOURS IN THE MONTH SEPTEMBER



JOHNSTOWN

JTWN

Calls for Service: 09/01/2021 Through 09/30/2021

10-ASSIST OTHER UNIT	6
12B-BURGLARY ALARM	12
15-WARRANT	1
2-NON INJURY ACCIDENT	10
20V-VERBAL DOMESTIC	2
4-INJURY ACCIDENT	2
60-SUSPICIOUS PERSON	7
60A-SUSPICIOUS VEHICLE	13
91-911 HANGUP	5
91A-911 MISDIAL	5
TRAFFIC STOP	75
Total	138

CRIME MAP (SEPTEMBER 2021)

The below map shows where officers took written reports in Johnstown. To protect the reporting parties, only pins with the corresponding report numbers are displayed on the map.

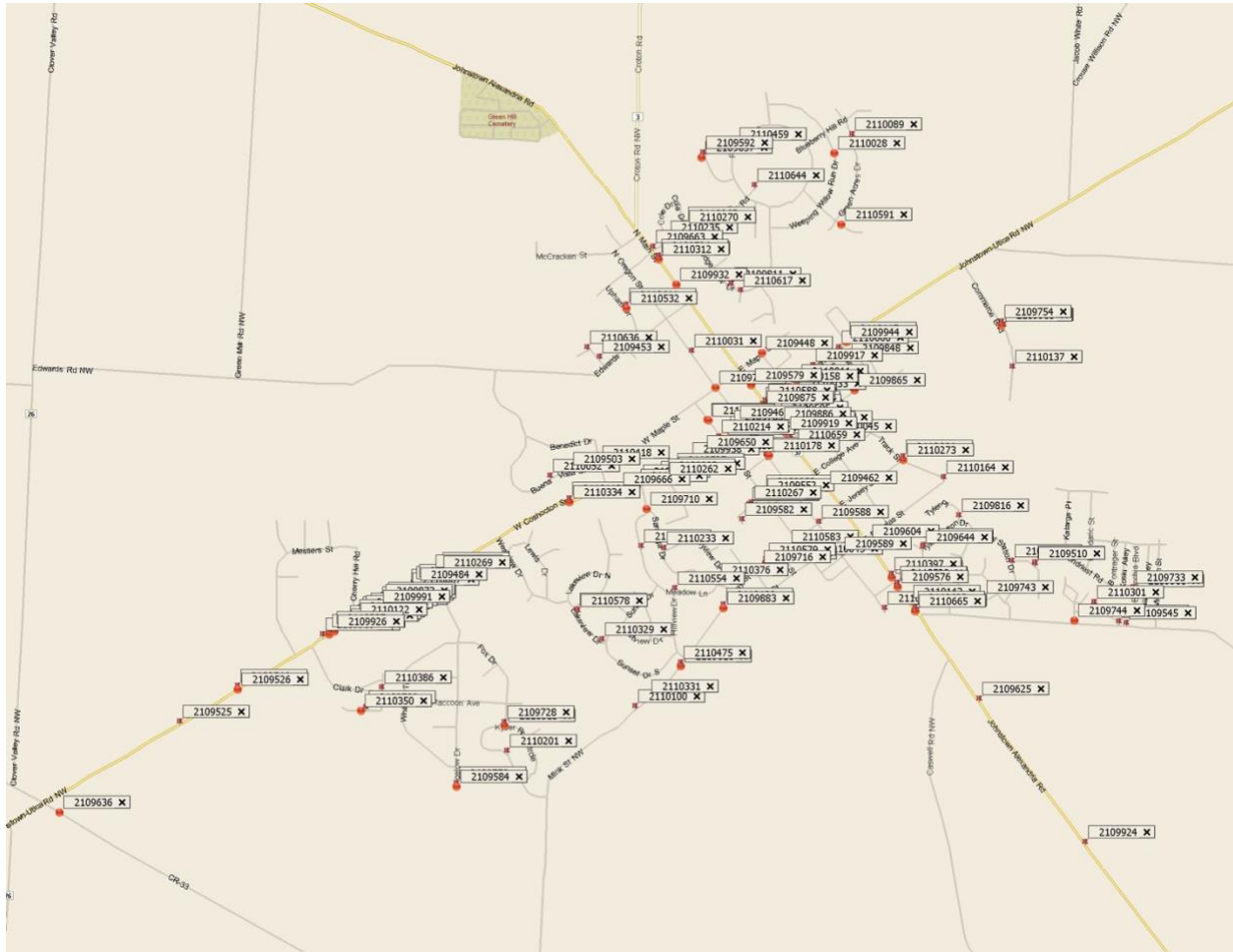
Officers took twenty-three (26) reports in August 2021. Seven (9) resulted in arrests.

Holding facility consideration: There have been twenty-four (33) arrests made in 2021.



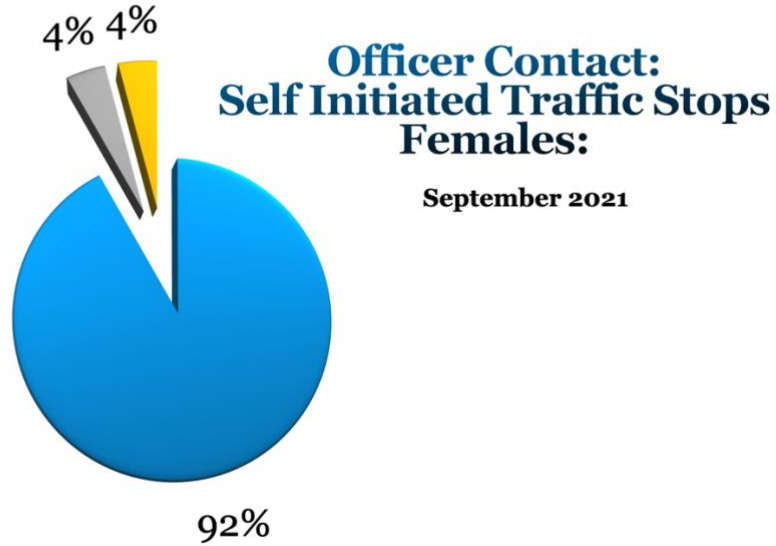
CALL MAP (SEPTEMBER 2021)

The following map displays the location of all events in Johnstown (1219.)

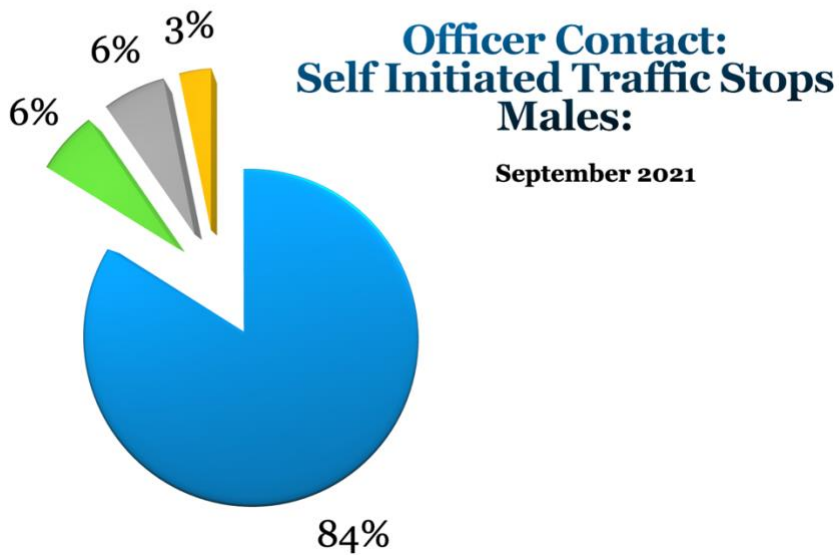


TRAFFIC STOPS

● White Female ● Black Female ● Hispanic Female
● Asian Female ● Other Female



● White Male ● Black Male ● Hispanic Male
● Asian Male ● Other Male



TRAINING

Monthly Department Training:

Officers received training in AMBER Alert. Officers are now more knowledgeable about when to report and what guidelines to follow when missing/abducted kids are involved. The training was free of charge and was performed by the State of Ohio. The training lasted three (3) hours.



Individual officer training:

Officer Hargraves attended the Field Training Officer (FTO) course for forty (40) hours and is not a certified FTO. JPD now has

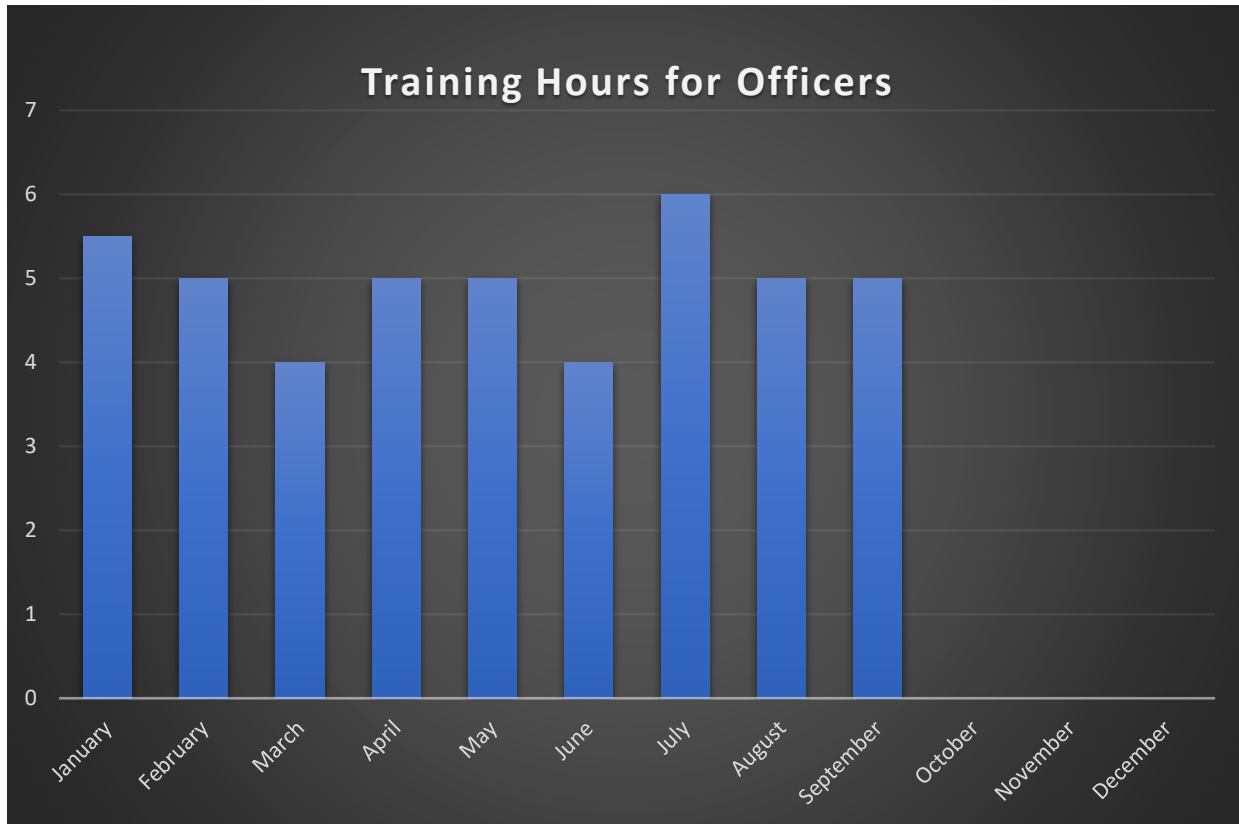
Officer Pacha completed a twenty-four (24) hour block in rifle qualification (instructor level course.)

Sergeant Hatfield attended Digital DNA for sixteen (16) hours.

Deputy Chief Smart and Sergeant Hatfield attended a sixteen (16) hour course in internal affairs training.

PoliceOne Academy training:

In addition to the above, officers completed two (2) one-hour training blocks in Missing Persons, and Career Professionalism. Total officers received five (5) hours of training individually in September 2021.



MEDIA / SOCIAL MEDIA

Facebook (September 16, 2021 – October 13, 2021)

People reached: 7,833
Post engagements: 1699
Page likes: 127
Page Followers: 29

End of Report-

Prepared and submitted by:

Chief Ibrahim Y. Haroon, MBA CLEE



**Finance Director's Report to Council
October 19th, 2021**

1. Tax Revenue. Total Income Tax revenue collected through September 2021 was \$1,975,569. This represents 87% of 2021 Budgeted Income Tax revenue of \$2,270,400, and a 22.4% increase from 2020 collections for the same period.

The largest source of the Village's income tax revenue, withholding taxes derived from individuals working in Johnstown, increased 23.5%, individual returns increased 17.8%, and business net profits increased 49.3% as compared to the same period in 2020.

The table below illustrates the Village's September YTD income tax revenue from 2017 through 2021. All three categories are at their highest levels in Johnstown history:

	2017	2018	2019	2020	2021
Withholding	\$ 715,925	\$ 768,382	\$ 838,260	\$ 858,547	\$ 1,060,433
Individual	\$ 518,068	\$ 623,689	\$ 692,822	\$ 624,888	\$ 736,005
Net Profit	\$ 158,524	\$ 120,224	\$ 126,194	\$ 119,971	\$ 179,131
Total	\$ 1,392,517	\$ 1,512,295	\$ 1,657,276	\$ 1,603,406	\$ 1,975,569

Withholding taxes have increased every year from 2015-2021; this can be attributed to an increase in the number of jobs and increased pay rates in Johnstown.

Individual income tax collections continue to rise, despite the effects of the COVID-19 pandemic.

The **2021 Net Profit** revenue is at its highest. Key businesses driving this increase include Atrium, Washington Auto Parts, M G Abbott Inc, and CRC Metal Products.

2. Revenues and Expenditures. See attached spreadsheets for 2021 year-to-date revenue collections and expenditures.

Notes on Revenue:

General Fund – Real Estate Tax – Total collections exceed budget by \$39k, and we will receive an additional \$17k from the State before year-end (likely in October).

General Fund, Shared Taxes – The current expectation for total receipts is \$103,394, surpassing the \$85,000 budgeted amount.

General Fund, Permits, Fines & Licenses –Zoning permits collected YTD are \$59,683 (\$30,000 budgeted for the year) due to the many New Build zoning fees collected thus far, as well as a \$19,100 preliminary plot application for Concord Rd area.

General Fund, Interest – Year-to-date interest revenue is low due to losses in Q1, offset slightly by small gains in Q2.

General Fund, Misc – \$15,000 was donated in June for the Mobility hub concept. \$18,000 was received for goods sold on online auction throughout the year. We are expecting a \$10,000 donation in Q3 from the Energy Co-op as part of their commitment to granting \$30k over three years for the trailhead shelter house project.

Street Construction / State Highway Funds – Both are slightly lower than budget due to the loss of revenues for the Gasoline tax as a result of COVID-19 and its impacts on travel. In 2020 we budgeted \$300,000 and received \$267,454, a shortfall of \$32,546. The 2021 budgeted amount is also \$300,000. At this time, we are projecting a shortfall of \$26,000 in 2021 for the Gasoline Excise Tax. Motor Vehicle Registration revenue was budgeted at \$96,750 in 2021. Currently we are projecting a surplus of \$21,500. With community growth, new homes & residents, we will likely see this line continue to increase in the future. Note that the General Fund will be supplementing Fund 2011 with \$90,000 to help pay salaries and other expenses this year.

Right-of-Way Fund should begin to see revenues from our utility providers in the coming months.

5101 Water Operating YTD collections include a \$60,000 contract payment from New Day Farms. Without this payment, our collections are 92% of budget. Water rents continue to be higher than normal, which is likely due to new residents moving into the newly built homes and lawn watering. It is apparent that the water/sewer rate allocation needs to be revisited, which will be discussed at the Finance Committee meeting on 10/19.

5201 Sewer Operating same comment as above referring to higher than normal usage. Note that bulk sewer hauling receipts were reclassified from this fund to Sewer Enterprise Improvements in September. These receipts will be posted directly to Sewer Enterprise Improvements going forward.

Water/Sewer Improvements Funds have each collected >100% of their respective budgets due to ninety-five (95) new homes & one (1) new commercial building permitted YTD. Each new build home brings in \$7,400 into the Water Improvements Fund, and \$7,400 into the Sewer Improvements Fund. New Day Farms has also paid \$199,880 in bulk sewer hauling YTD. Note that these payments were reclassified to this fund from Sewer Operating Fund in September. They will be posted directly to Sewer Enterprise Improvements going forward.

Water/Sewer Debt Service Funds the allocation of these payments (along with the Operating payments) will be revisited and discussed at 10/19 Finance Committee meeting.

Enterprise Deposit Fund has collected >100% of its annual budget due to the high number of new homes permitted this year.

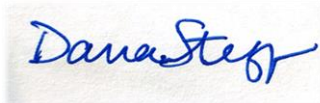
Notes on Expense:

General Fund, Economic Development has \$30,000 remaining for the CIC contributions (2020 & 2021). An application for tax exemption under IRS Code 501(c)(4) was submitted in September; notice of acceptance has not been received yet.

General Fund, Legislative Activities is 87% spent as a result of legal fees. An appropriation will be necessary before year-end (on tonight's agenda).

3. Conversion to GAAP Financials. As a city, we are required present our financials based on generally accepted accounting principles (GAAP basis). Currently, our financials are presented on the cash basis. The difference between these two bases is quite significant, it would be extremely difficult & time-consuming to do so on my own. There are accounting firms that specialize in such a conversion, and I have interviewed two separate firms. I plan to discuss options/costs with the Finance Committee on 10/19. Note that our audit costs will also increase significantly. This conversion is required to happen for the 2021 Financial Statements even though we became city-certified late in 2021.
4. Asset Valuation. As part of the conversion to GAAP Financials, our capital assets (roadways, infrastructure, capital equipment, etc.) must be valued and presented on a Balance Sheet. I have a quote from one Asset company and hope to have another soon. Assets must be valued as of 1/1/2021 even though we did not get our city certification until later in 2021.

Respectfully Submitted,

A handwritten signature in blue ink that reads "Dana Steffan". The signature is fluid and cursive, with the first name "Dana" and last name "Steffan" clearly distinguishable.

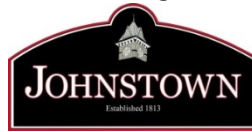
Dana Steffan, CPA
Finance & Human Resources Director

	A	B	C	D	E	J
1	Village of Johnstown Financial Report Revenues					
2						
3						
4						
5	<i>as of 9/30/2021</i>					
6				2021	Actual	
7	A/C	Sub-Fund		Expected Revenues	Revenues	
8	1000	Real Estate Tax		\$ 265,000	\$ 304,090	114.75%
9	1000	Income Tax		\$ 2,270,400	\$ 1,975,569	87.01%
10	1000	Shared Taxes		\$ 90,300	\$ 69,225	76.66%
11	1000	Charges for Services		\$ 150	\$ 265	176.67%
12	1000	Permits, Fines, & Licenses		\$ 228,700	\$ 180,791	79.05%
13	1000	Interest		\$ 25,000	\$ 595	2.38%
14	1000	Miscellaneous		\$ 28,000	\$ 37,962	135.58%
15	1000	Other Financing Sources		\$ -	\$ 4,486	
16	1000	Total General Fund		\$ 2,907,550	\$ 2,572,983	88.49%
17						
18	2011	Total Street Construction & Repair		\$ 462,810	\$ 278,399	60.15%
19						
20	2021	State Highway & Improvement		\$ 23,940	\$ 16,805	70.19%
21						
24	2901	Mayor's Court - Computer		\$ 1,000	\$ 770	77.00%
25						
26	2906	Restricted Police Grants		\$ 2,000	\$ 7,181	359.03%
27						
28	2907	Right-of-Way Fund		\$ 30,000	\$ 2,864	9.55%
29						
32	5101	Water Operating		\$ 639,750	\$ 648,814	101.42%
33						
34	5201	Sewer Operating		\$ 833,750	\$ 516,985	62.01%
35						
36	5701	Water Replacements & Improvements		\$ 308,000	\$ 711,240	230.92%
37						
38	5702	Sewer Replacements & Improvements		\$ 370,000	\$ 1,158,575	313.13%
39						
40	5721	Water Debt Service		\$ 430,000	\$ 429,739	99.94%
41						
42	5722	Sewer Debt Service		\$ 414,000	\$ 286,054	69.10%
43						
44	5781	Enterprise Deposit		\$ 40,500	\$ 62,767	154.98%
45						
48	9904	Mayor's Court		\$ 80,000	\$ 48,429	60.54%
49						
50		TOTAL ALL FUNDS		\$ 6,543,300	\$ 6,741,603	103.03%

	A	B	C	D	E	J
1	Village of Johnstown Financial Report					
2						
3	Expenditures					
4						
5	<i>as of</i>	9/30/2021				
6				2021	Actual	
7	A/C	Sub-Fund		Appropriations	Expenditures	
8	110	Police		\$ 1,272,447	\$ 930,646	73.14%
9	130	Street Lighting		\$ 65,000	\$ 46,757	71.93%
10	210	Public Health		\$ 19,500	\$ 18,729	96.04%
11	310	Recreation Department		\$ 38,450	\$ 24,673	64.17%
12	410	Zoning		\$ 154,382	\$ 111,765	72.40%
13	490	Economic Development		\$ 42,000	\$ 12,000	28.57%
14	710	Administration		\$ 512,091	\$ 294,294	57.47%
15	715	Legislative Activities		\$ 123,665	\$ 109,478	88.53%
16	720	Mayors Court		\$ 95,513	\$ 64,060	67.07%
17	725	Finance Department		\$ 84,301	\$ 69,185	82.07%
18	730	Lands & Buildings		\$ 108,200	\$ 96,901	89.56%
19	740	County Auditor (Property Tax Collection)		\$ 6,000	\$ 4,850	80.84%
20	745	State Auditor		\$ -	\$ -	#DIV/0!
21	755/760	Income Tax Administration		\$ 72,000	\$ 57,947	80.48%
22		Other Uses of Funds & Transfers		\$ 716,900	\$ 577,209	80.51%
23	1000	Total General Fund		\$ 3,310,449	\$ 2,418,494	73.06%
24						
25		Street Maintenance & Repair				
26		Street Cleaning, Snow Removal				
27		Traffic Signs & Signals				
28		Sidewalks (Capital outlay)				
29	2011	Total Street Construction & Repair		\$ 516,013	\$ 345,612	66.98%
30						
31		State Highway Maintenance				
32		Street Cleaning, Snow & Removal				
33		Traffic Signs & Signals				
34	2021	State Highway & Improvement		\$ 22,500	\$ 9,890	43.96%
41						
42	2901	Mayor's Court Computer		\$ 1,000	\$ 953	95.28%
45						
46	2903	Budget Stabilization Fund		\$ 60,000	\$ 22,587	37.65%
47						
50	2905	Leafy Dell Traffic Improvement Fund		\$ 31,781	\$ 31,781	100.00%
51						
54	2907	Right of Way Fund		\$ 9,000	\$ 5,910	65.67%
55						
58	3101	Debt Service Fund		\$ 490,000	\$ 100,394	20.49%
59						
60	4901	Capital Projects		\$ 1,863,808	\$ 748,095	40.14%
61						

	A	B	C	D	E	J
1	Village of Johnstown Financial Report					
2						
3	Expenditures					
4						
5	<i>as of</i>	9/30/2021				
6				2021	Actual	
7	A/C	Sub-Fund		Appropriations	Expenditures	
62	4902	Capital Projects - US62		\$ 153,400	\$ 478	0.31%
63						
64	5101	Water Operating		\$ 837,003	\$ 586,938	70.12%
65						
66	5201	Sewer Operating		\$ 954,429	\$ 623,250	65.30%
67						
68	5701	Water Replacements & Improvements		\$ 4,452,623	\$ 1,342,745	30.16%
69						
70	5702	Sewer Replacements & Improvements		\$ 2,603,320	\$ 391,954	15.06%
71						
72	5721	Water Debt Service		\$ 396,600	\$ 139,336	35.13%
73						
74	5722	Sewer Debt Service		\$ 481,500	\$ 202,621	42.08%
75						
76	5781	Enterprise Deposit		\$ 36,000	\$ 33,954	94.32%
77						
80	9904	Mayor's Court		\$ 85,000	\$ 52,270	61.49%
81						
82		TOTAL ALL FUNDS		\$ 16,304,427	\$ 7,061,748	43.31%

VILLAGE OF JOHNSTOWN



ORDINANCE 07-2021

AN ORDINANCE ADOPTING WAGE AND SALARY STRUCTURES FOR THE VILLAGE OF JOHNSTOWN

WHEREAS, Section 3.01 of the Village Charter provides Council with the power to set forth wage and salary structures for all classified and unclassified positions within the Village;

WHEREAS, Council has determined, upon recommendation of the Village Manager, that the wage and salary structures should be adopted by Ordinance;

NOW, THEREFORE, be it ordained by the Council for the VILLAGE OF JOHNSTOWN, Licking County, Ohio, as follows:

Section One. That wage and salary structures for employees is hereby adopted as follows:

DEPARTMENT/POSITION	Hourly/Salary	Minimum	Maximum
Administrative			
Village Manager	Contract		
Assistant Village Manager	Salary	58,200.00	115,000.00
Administrative Assistant—PT	Hourly	13.50	21.00
Executive Assistant	Hourly	15.00	24.00
Clerk of Council	Salary	40,000.00	60,000.00
Finance Department			
Finance Director	Salary	55,000.00	108,700.00
Account Payable Clerk—PT	Hourly	13.50	20.00
Utility Billing Clerk—FT	Hourly	14.50	21.00
Utility Billing Clerk—PT	Hourly	13.50	20.00
Development Department			
Economic Development Director	Salary	55,000.00	108,700.00
Planner	Salary	48,000.00	78,900.00
Zoning Inspector	Salary	35,000.00	60,000.00
Zoning Inspector—PT	Hourly	13.50	21.00
Human Resources			
Human Resources Director	Salary	55,000.00	108,700.00
Police Department			
Chief	Salary	55,000.00	108,700.00
Deputy Chief	Salary	48,000.00	78,900.00
Sergeant	Hourly	31.63	37.36
Patrolman—FT	Hourly	20.47	33.04

Patrolman—PT	Hourly	20.47	33.04
Dispatcher—FT	Hourly	14.50	23.00
Dispatcher—PT	Hourly	14.50	18.50
Mayors Court Clerk	Hourly	15.00	24.00
Public Service Department			
Chief Street Supervisor	Salary	55,000.00	108,700.00
Chief Wastewater Operator	Salary	55,000.00	108,700.00
Chief Water Operator	Salary	55,000.00	108,700.00
Utility Operator Class III	Hourly	31.63	37.36
Utility Operator Class II	Hourly	25.50	35.00
Utility Operator Class I	Hourly	20.47	29.50
Utility Laborer	Hourly	16.00	25.00
Utility Laborer – PT	Hourly	15.50	20.50

FT – Full time

PT – part time

Section Two. The Village Manager has the authority to establish a pay rate and change an employee's compensation within the wage structure based upon Village Finances, an employee's level of education and performance, attendance, certification/licensure, knowledge, skills and abilities, variety and scope of responsibilities, physical and mental demands and other such attributes the Village Manager considers necessary for the position.

Section Three. All prior legislations, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereof.

Section Four. It is found and determined that all formal actions of Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that meetings of any of its committees that resulted in such formal action where meetings are open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

By: _____

Introduction/First Reading: February 16, 2021

Public Hearing/Vote:

Effective Date:

Mayor Chip Dutcher

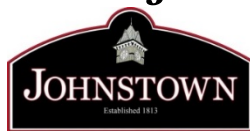
ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

VILLAGE OF JOHNSTOWN



ORDINANCE 34-2021

AN ORDINANCE AMENDING CHAPTER 1183 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

WHEREAS, Chapter 1183 of the Village of Johnstown Codified Ordinances (the “Codified Ordinances”) governs landscaping in the Village of Johnstown; and

WHEREAS, The Village of Johnstown would like to establish tree preservation rules to promote public health, safety, and general welfare of all residents and visitors; and

WHEREAS, preservation, replacement, and planting of trees lessens air pollution, intercepts airborne particulate matter, reduces noise and light glare, moderates air temperature, moderates storm water runoff, reduces erosion and sedimentation, maintains wildlife habitats, provides visual screening, provides natural shading, protects property values, and enhances the natural beauty of Johnstown; and

WHEREAS, By a 4-0 vote at the July 27, 2021 meeting, the Tree Commission voted in favor of forwarding this Ordinance to the Planning and Zoning Commission for consideration; and

WHEREAS, By a 4-0 vote at the August 10, 2021 meeting, the Planning and Zoning Commission voted in favor of forwarding this Ordinance to Council for consideration; and

WHEREAS, after review of all uses, the Council of the Village of Johnstown desires to amend Codified Ordinance Chapter 1183 Contents.

NOW THEREFORE, be it ordained by the Council of the VILLAGE OF JOHNSTOWN, Licking County, Ohio as follows:

Section 1. That Chapter 1183 is amended; additions are *italicized*.

Section 2. It is found and determined that all formal actions of this Village Council concerning and relating to the recommendation of adoption of this Ordinance were approved in an open meeting of this Village Council and that meetings resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction: August 17, 2021

Public Hearing/Vote:

Effective:

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director

DRAFT

Chapter 1183

Landscaping

1183.01 PURPOSE.

The purpose of these landscaping, open space and natural feature requirements is to promote and protect the public health, safety and welfare through the preservation of the environment by recognizing the vital importance of tree growth, green space and sensitive environmental features in the ecological system. It is further the purpose of this section to specifically encourage the preservation and replacement of major trees removed in the course of land development, and to encourage the effective utilization of landscaping as a buffer between particular land uses, and to minimize noise, air and/or visual pollution and artificial light glare. (Ord. 22-2010. Passed 11-16-10.)

1183.02 DEFINITIONS

As utilized in this section, the following words and phrases shall have the meaning ascribed herein:

- a) *"Caliper" is the diameter of the trunk of trees measured in inches at breast height, or four and one half feet above ground.*
- b) *"Canopy Tree" means a large tree which provides canopy over streets and other areas, both paved and unpaved. At maturity, such a canopy tree will achieve a canopy spread of forty or more feet in diameter.*
- c) *"Crown" means the upper mass or head of a tree.*
- d) *"Cultivar" means a cultivated variety of plant material grown for its special form and characteristics.*
- e) *"Heavily Wooded Site" means a site which has an existing tree canopy coverage prior to development of sixty percent (60%) or greater.*
- f) "Landscaping" means the use of trees, shrubs, grass, ground covers and other plant materials.
- g) "Major tree" means a living tree with a trunk diameter of not less than six (6) inches, measured twenty-four (24) inches above ground level.
- h) "Opacity" means the state of being impervious to rays of light measured by observation of any two (2) square yard area lying between two (2) and ten (10) feet from the ground.
- i) *"Registered Professional" means a registered landscape architect or other allied landscape professional, such as an arborist, horticulturist, nurseryman, or forester, certified in their respective field and with experience in plant materials and proper planting design.*
- j) *"Two Growing Seasons" means two full summer seasons, with summer ending on September 30 of every year.*

1183.03 PRESERVATION OF NATURAL FEATURES

- a) Good faith effort shall be made to preserve natural vegetation areas. Streets, lots, structures and parking areas shall be laid out to avoid unnecessary destruction of heavily wooded areas or outstanding tree specimens.
- b) If an area is determined to be a wetland, it shall be preserved or mitigated in compliance with Federal regulations.
- c) All streams with a drainage area greater than 50 acres and their riparian corridors shall be preserved. The corridor width shall be a minimum of 100 feet, with at least 25 feet on each side of the centerline of the stream.
- d) Floodplain areas should be incorporated into the open spaces and are encouraged to be made publicly accessible.

(Ord. 22-2010. Passed 11-16-10.)

1183.04 PRESERVATION OF TREES AND WOODED AREAS.

- a) *All major trees shall be preserved unless exempted, as follows: the City Arborist as designee of the Village Manager may approve the cutting down, removal or destruction of a major tree when the tree interferes with the proper development of a lot, provided that the lot is the subject of application for approval of a zoning certificate, a site plan, a development plan, a variance, or a conditional use permit and one of the following applies:*
 - 1. *The tree will be located within a public right-of-way or easement.*
 - 2. *The tree is located within the area to be covered by proposed structures or within twelve feet from the perimeter of structures, and the proposed structures cannot be located in a manner to avoid removal of the tree at the same time permitting desirable and logical development of the lot.*
 - 3. *The tree will be located within a proposed driveway designed to service a single-family home.*
 - 4. *The tree is damaged, diseased or a safety hazard.*
 - 5. *The tree is an undesirable species in its present location.*
- b) *Preservation of Wooded Areas. When preparing and reviewing subdivision plans and landscaping plans, good faith effort shall be made to preserve natural vegetation areas. Streets, lots, structures and parking areas shall be laid out to avoid the unnecessary destruction of heavily wooded areas or outstanding tree specimens. Developers of land are encouraged to designate heavily wooded areas as park reserves.*

1183.05 TREE REPLACEMENT.

- a) *During the course of development of a single lot or a subdivision, excepting for heavily wooded sites, the developer or owner shall be required to replace major trees removed pursuant to Section 1183.04 in accordance with the following schedule with trees having a trunk diameter of at least three inches, measured six inches above the ground level:*
 - 1. *Major trees having a trunk diameter up to twelve inches are to be replaced on a two-for-one basis;*

2. Major trees having a trunk diameter of twelve inches up to eighteen inches are to be replaced on a three-for-one basis;
 3. Major trees having a trunk diameter of eighteen inches up to twenty-four inches are to be replaced on a four-for-one basis;
 4. Major trees having a trunk diameter of twenty-four inches up to thirty inches are to be replaced on a five-for-one basis; and
 5. Major trees having a trunk diameter of thirty inches and over are to be replaced on a six-for-one basis; and
- b) *Replacement Schedule for Heavily Wooded Sites.* In lieu of the provisions in Section 1183.05(a) above, the developer or owner of a heavily wooded site shall, during the course of development, be required to retain or replace major trees pursuant to Section 945.05 in accordance with the following provisions:
1. A minimum of forty percent (40%) of the development site shall remain under canopy coverage.
 2. At the conclusion of development and installation of landscaping, a sufficient number of large canopy trees shall have been planted or retained so as to return the development site to the percentage of canopy coverage existing prior to development. The canopy coverage shall be achieved over a thirty year period.
 - i. For calculation purposes, a canopy tree will achieve a canopy spread at maturity of forty feet (40') or more in diameter--a radius of twenty feet (20') or more. The canopy coverage for one mature tree will be πr^2 or $3.1416(20)^2 = 1,257$ square feet. Total canopy coverage on one acre is equal to $43,560/1257 = 35$ large canopy trees per acre.
 - ii. The requirement for tree canopy coverage shall be considered as being in addition to any other landscaping required.
 3. Replacement canopy trees shall have a trunk diameter at planting of at least three inches, measured six inches above the ground level.
 4. In the event that the developer or owner of a heavily wooded site is unable to plant the number of trees required to achieve the canopy outlined above, said developer or owner shall replace such trees in compliance with (c) below.
- c) *Where it is impractical or not feasible to replace all of the trees on the affected lot or within the affected subdivision, staff may approve one, or any combination of, the following alternatives as a means of meeting the tree replacement requirements:*
1. Replace as many trees as is practical on the affected lot;
 2. Replace as many trees as is practical within this affected subdivision phase;
 3. Replace as many trees as is practical within the affected subdivision;
 4. For those trees that cannot be replaced through steps one through three above, the developer or owner shall be required to replace the trees elsewhere in the City; or
 5. Pay a fee per tree in accordance with the Memorial Tree Fund adopted by the City Council to support the City's effort to plant and replace trees. The calculated cost will cover both the tree and the cost of planting.

6. *Use larger caliper replacement trees to achieve a planting of equal or greater value with fewer numbers. This option would require approval of the Planning Commission.*
- d) *Failure to replace a major tree as required by subsection (a) or a canopy tree as required by subsection (b) hereof within one year of the approval of the application referred to in Section 1183.04 is a violation of the Codified Ordinance, subject to the penalties described in Section 1183.99.*

1183.06 PROCEDURE.

- a) *Any person seeking a zoning certificate, a variance, a conditional use permit, subdivision plat approval, development plan approval or site plan approval, shall file with his application a landscaping plan prepared by a registered professional, which, by plot plan and description shall include:*
 1. *The present location and size of all major trees, with a designation of major trees sought to be removed. In the case of a heavily wooded site, a recent aerial photo, or other format acceptable to the Zoning Inspector, delineating the existing canopy coverage and the canopy coverage to be removed may be required in lieu of the above.*
 2. *The location, size and description of landscaping materials proposed to be placed on the lot in order to comply with this chapter.*
 3. *The location and size of any structures presently on the lot, and those proposed to be placed on the lot.*
 4. *The proposed location and description of screening proposed to be placed on the lot in order to comply with this chapter.*
- b) *The City XXX shall either approve or disapprove a landscape plan for any conditional use permit, subdivision plat, development plan or site plan application.*
- c) *The City XXX shall either approve or disapprove all landscaping plans submitted as part of a Zoning Certificate application within 30 days of their filing. On reviewing the application and receiving suggestions or recommendations from the Zoning Inspector, the applicant may agree to modify his application including the plans and specifications submitted. The Zoning Certificate will not be issued until plans reflecting the agreed upon changes are submitted to the Zoning Inspector. An applicant may appeal a decision of the City Arborist disapproving his landscaping plan to the Planning and Zoning Commission. Notice of appeal must be filed with the City Clerk within 15 days after the decision of the Arborist is provided to the applicant.*
- d) *No variance, zoning certificate, development plan approval, site plan approval or conditional use permit shall be granted or issued until final approval of the landscaping plan.*

In the event of failure to install the required landscaping, written notice shall be served to the property owner. Such notice shall state that the failure to install the landscaping as required shall result in the forfeiture of approval and that such failure shall be deemed an implied consent for the City to cause said landscape to be installed.

1183.07 STREET TREE REQUIREMENTS.

The planting of trees along roadways for all new development shall be according to the following Street Tree Requirements:

- a) Deciduous canopy trees (street trees) shall be planted no less than 24 feet and no more than 36 feet on center unless otherwise approved by the Village Engineer.
- b) Street trees must be planted in the tree lawn, between the sidewalk or leisure trail and the road pavement. Tree lawns shall be a minimum width of six feet.
- c) Street trees shall be a minimum of three (3) inches caliper (trunk diameter at 4.5 feet above the ground).
- d) Any tree on the list of undesirable species in Section [1183.09](#) shall not be planted as street trees.
- e) Street trees shall be located so that a twenty-five (25) foot sight triangle is maintained at street intersections.
- f) Street trees shall be located not less than ten (10) feet from fire hydrants, street lights, and/or utility poles.
- g) The developer/owner shall be required to maintain all street trees for a period of two (2) years after the tree is planted and to replace any tree which dies within such two (2) year period.
- h) Street trees should be of the same genus and species planted continuously along the length of each street.
- i) No person shall, as a normal practice, top any tree within the public right-of-way. "Topping" means the severe cutting back of limbs within the tree's crown to such a degree so as to remove the normal canopy or disfigure the tree.
- j) Street tree limbs extending over a sidewalk shall be trimmed to such an extent that no portion of the same shall be less than seven (7) feet above the sidewalk. Tree limbs extending over streets shall be trimmed so that no portion of the same shall interfere with the normal flow of traffic.
- k) The Village, or any licensed utility, shall have the right to but will not be required to plant, prune, maintain and remove trees, plants, and shrubs within the established right-of-way lines of all streets, highways, and alleys as may be necessary to ensure public safety, enhance the symmetry and beauty of such public grounds, or remove such trees as may be injurious to sewers, electric power lines, gas lines, water lines or other public improvements.
- l) No person shall, by any type of construction, reduce the area of a tree lawn within the street right-of-way.
- m) On all properties within the Downtown area, to avoid interference with pedestrian traffic, only approved street trees may be planted. Such trees shall conform to the size, spacing, and placement of similar trees already in place on adjacent and nearby properties. In addition to the approved street trees, tree wells may also contain flowers or other ground cover plantings.

(Ord. 22-2010. Passed 11-16-10.)

1183.08 LANDSCAPING SCREENING.

- a) Screening of Service Areas. For commercial, industrial, office, institutional and multiple-family uses, all areas used for service, loading and unloading activities shall be screened on those portions of the lot which abut districts where residences are a permitted use. Screening shall consist of walls, landscaped earthen mounds, fences, natural vegetation or an acceptable combination of these elements, provided that screening must be at least seven (7) feet in height. Natural vegetation screening shall have a minimum opaqueness of seventy-five percent (75%) during full foliage. The use of year-round vegetation, such as pines or evergreens, is encouraged. Vegetation shall be planted no closer than three (3) feet to any property line.
- b) Screening of Trash Receptacles. For commercial, industrial, office, institutional, and multiple-family uses, all trash and garbage container systems shall be screened or enclosed by walls, fences, or natural vegetation to screen them from view. Container systems shall not be located in front yards, and shall conform to the side and rear yard pavement setbacks in the applicable zoning district. The height of such screening shall be at least six (6) feet in height. Natural vegetation shall have a maximum opaqueness of seventy-five percent (75%) at full foliage. The use of year-round vegetation, such as pines and evergreens, is encouraged.
- c) Buffering and Screening Requirements. For commercial, industrial, office and institutional uses which abut districts where residences are a permitted use, a buffer zone with a minimum width of 25 feet should be created. Such screening within the buffer zone shall consist of natural vegetation planted no closer than three (3) feet to any property line. Natural vegetation shall have an opaqueness of seventy-five percent (75%) during full foliage and shall be a variety which will attain at a minimum ten (10) feet in height within five (5) years of planting.
- d) Maintenance of Shrubbery and Hedges. No shrubbery or hedge shall be planted, in any district, in such a manner that any portion of growth extends beyond the property line. The owner or occupant of property on which there is shrubbery, hedges, or trees so located as to affect the vision of drivers on adjacent streets shall keep shrubbery and hedges trimmed to a maximum of thirty (30) inches in height, and keep trees trimmed so as to avoid creating traffic hazards.
- e) Minimum Trees. The following minimums are required, based upon total ground coverage of structures and vehicular use areas:
 - 1. Up to 20,000 square feet: A minimum of one tree per 5,000 square feet of ground coverage and a total tree planting equal to one inch in tree trunk size for every 2,000 square feet of ground coverage.
 - 2. Between 20,000 and 50,000 square feet: A minimum of one tree for every 5,000 square feet of ground coverage and a total tree planting equal to ten inches plus one-half inch in tree trunk size for every 2,000 square feet over 20,000 feet in ground coverage.
 - 3. Over 50,000 square feet: A minimum of one tree for every 5,000 square feet of ground coverage and a total tree planting equal to twenty-five inches plus one-

half inch in tree trunk size for every 4,000 square feet over 50,000 square feet in ground coverage.

(Ord. 22-2010. Passed 11-16-10.)

1183.09 PARKING LOT LANDSCAPING.

(a) Parking Lot Islands.

(1) Large, unbroken expanses of parking lot shall be avoided. Large lots should be separated into a series of smaller interconnected lots separated by peninsulas or islands. No individual landscape area shall be smaller than 350 square feet.

(2) For each 100 square feet, or fraction thereof, of parking area, a minimum total of five square feet of landscaped area shall be provided.

(3) Parking areas should contain a minimum of one deciduous canopy tree for every ten parking spaces.

(4) Trees used in parking lot islands shall have a clear trunk of at least five feet above the ground, and the remaining areas shall be landscaped with shrubs, or ground cover, not to exceed two feet in height.

(b) Buffering. Parking lots shall be screened from primary streets, residential areas, and open space by a 3.5-foot minimum height evergreen hedge or masonry wall, or combination of wall and plantings.

(Ord. 22-2010. Passed 11-16-10.)

1183.10 LANDSCAPE MATERIALS.

Landscape materials utilized in meeting requirements of this section should complement the form of existing trees and plantings, as well as the general design and architecture of the developed area. The type of sun or shade should be considered in selecting plant materials. Artificial plants are prohibited. All landscape materials shall be living plants and shall meet the following requirements:

- a) Quality. All plant material shall conform to the standards of the American Association of Nurserymen and shall have passed any inspections required under state regulations.
- b) Type. Added landscape elements shall observe and respect the size, placement, character and type of such materials employed on adjacent or nearby properties.
- c) Deciduous Trees. Trees which normally shed their leaves in the fall shall be species having an average mature crown spread of greater than fifteen (15) feet and having trunks which can be maintained with over five (5) feet of clear wood in areas where visibility is required, except at vehicular use intersections where the clear wood requirement shall be eight (8) feet. A minimum of ten (10) feet overall height, or a minimum caliper (trunk diameter as measured six inches above ground) of at least two (2) inches immediately after planting shall be required. Trees of undesirable species, as listed in Section [1183.07](#) are prohibited.

- d) Evergreen Trees. Evergreen trees shall be a minimum of five (5) feet high with a minimum caliper of one and one-half (1 1/2) inches immediately after planting.
- e) Shrubs and Hedges. Shrubs shall be planted at least two (2) feet in average height when planted and shall conform to opacity and other requirements within four (4) years after planting.
- f) Vines. Vines shall be at least twelve (12) inches high at planting and generally used in conjunction with walls or fences.
- g) Grass or Ground Cover. Grass of the fescue (Gramineae) or bluegrass (Poaceae) family shall be planted in species normally grown as permanent lawns, and may be sodded or seeded. In swales or other areas, reducing net or suitable mulch shall be used; nurse grass shall be sown for immediate protection until complete coverage otherwise is achieved. In certain cases, ground cover consisting of rocks, pebbles, sand or similar materials may be approved.
- h) Maintenance and Installation. All landscaping materials shall be installed in a sound and competent manner, according to accepted, good construction and planting procedures. The owner of the property shall be responsible for the continued proper maintenance of all landscaping materials, and shall keep them in a proper, neat and orderly appearance, free of refuse and debris at all times. All unhealthy or dead plant material installed pursuant to this section shall be replaced within one (1) year.

(Ord. 22-2010. Passed 11-16-10.)

1183.11 WET AND DRY STORMWATER BASINS.

The following regulations shall apply to the design of wet and dry stormwater basins:

- a) Wet and dry stormwater basins shall be designed by a Engineer in conjunction with a professional engineer to ensure that the basins have a natural shape and are graded and planted in an attractive manner.
- b) Wet and dry stormwater basins shall be designed in compliance with the ODNR Rainwater and Land Development Manual, latest edition, to meet water quality requirements.
- c) For safety, maintenance, and aesthetic purposes, wet and dry stormwater basins shall have side slopes (above normal pool elevation) that are generally no steeper than 6:1 and no more gradual than 20:1 (horizontal:vertical).
- d) The use of fountains and other plainly visible aeration devices shall be subject to the approval of the Village Engineer.
- e) Landscape treatments at the perimeter of wet and dry stormwater basins shall be designed either with maintained turf to the pond's edge or a naturalized planting of native landscape material, subject to approval of the Village Engineer. The landscape plantings shall be in large masses and drifts, and shall not include decorative landscape boulders, large mulch beds, or specimen plantings. Under no circumstances shall the landscape design conflict with any of the safety, maintenance, or engineering requirements set forth in the Codified Ordinances or reference documents.

- f) Temporary on-site wet or dry stormwater basins shall not be subject to the regulations in divisions (a), (b), (c) and (e) of this section. Temporary basins shall either be removed or replaced with a permanent basin prior to acceptance of infrastructure improvements when installed as part of new subdivisions or completion of the final engineering punch list in the case of single site developments. The time frame in which to install a permanent basin may be extended for good cause by the Village Manager or his designee. In the case of a time extension, a performance bond must be provided to the Village in an amount to cover removal of the temporary basin and installation of the permanent basin. State and Federal safety and engineering regulations apply to all temporary ponds.

(Ord. 22-2010. Passed 11-16-10.)

1183.12 UNDESIRABLE SPECIES.

- a) In meeting the planting and maintenance requirements of this chapter, the following species of trees shall be considered undesirable species, and shall not be utilized.
1. Box-Elder (*Acer negundo*). (Breakage and insect pests)
 2. Silver Maple (*Acer saccharinum*). (Breakage; surface roots)
 3. Catalpa (*Catalpa speciosa*). (Messy flowers and seed pods; insect pests)
 4. Tulip Tree (*Liriodendrum tulipifera*). (Insect pests; leaves drop in dry periods)
 5. Mulberry (*Morus alba*). (Fruit objectionable on street)
 6. Poplars (all kinds) (*Populus*). (Breakage; insect pests, disease-prone)
 7. Willows (all kinds) (*Salix*). (Breakage; insect and disease-prone; surface roots)
 8. Siberian Elm (*Ulmus pumila*). (Breakage)
- b) No tree planting may interfere with any public utility.

(Ord. 22-2010. Passed 11-16-10.)

1183.13 FENCES.

All landscaping requirements must be in agreement with Chapter [1185](#).

(Ord. 22-2010. Passed 11-16-10.)

1183.99 PENALTY.

Whoever violates any provision of this chapter shall be guilty of a minor misdemeanor and shall be fined not more than one thousand dollars (\$1000.00). Each day that such violation continues shall constitute a separate offense.

AGENDA REPORT

VILLAGE COUNCIL
AUGUST 17, 2021



AGENDA ITEM

Ordinance 34-2021, Amending Chapter 1183

PREPARER(S)

Bailey Klimchak, Village Planner

RECOMMENDED ACTION

Approve

HISTORY

The proposed amendment to Chapter 1183 establishes rules and procedures for tree preservation within Johnstown. As the community grows and new buildings are constructed, the Village would like to place an importance on trees. Part of this is preserving major trees that provide many benefits to the community. The proposed amendment provides rules on preservation of major trees and a replacement schedule for those trees if there is no way to preserve them. The proposed preservation program will be implemented for new developments and construction. The Tree Commission and Planning and Zoning Commission recommended the amendment to Council.

SUMMARY

Authority: Village charter, Chapter 4

Urgency: Low

Relation to Other Actions: None

FISCAL IMPACT

None

ADDITIONAL MATERIAL

None

ATTACHMENTS

None

VILLAGE OF JOHNSTOWN



ORDINANCE 41-2021

**AN ORDINANCE AMENDING ORDINANCE 34-20,
THE ANNUAL APPROPRIATION ORDINANCE OF THE VILLAGE OF JOHNSTOWN TO APPROVE
NECESSARY CHANGES OF APPROPRIATIONS**

WHEREAS, the Council of the Village of Johnstown adopted its annual appropriations for 2021 on December 8, 2020; and

WHEREAS, the Council of the Village of Johnstown desires to increase appropriations in multiple funds to pay the costs necessary for personnel and contractual services; and

WHEREAS, the costs of medical premiums and health reimbursement account payments were higher than expected at the time the budget was prepared; and

WHEREAS, the cost of legal representation has been underestimated due to unexpected litigation; and

WHEREAS, the net effect on the finances of the Village of Johnstown will be increased appropriations of **\$189,000.00**; and

WHEREAS, the General, Street Maintenance, Water Operating and Sewer Operating Fund balances are sufficient to cover these appropriations.

Section One. That the appropriations for the General, Street Maintenance, Water Operating and Sewer Operating Funds that were set forth in Ordinance 34-20, adopted by the Council of the Village of Johnstown, State of Ohio, on December 8, 2020, be hereby amended to read as follows:

Appropriations for General Fund 1000

Police Department - Personnel Costs	\$ 60,000.00
Zoning Department – Personnel Costs	\$ 10,000.00
Administrative Department – Personnel Costs	\$ 10,000.00
Finance Department – Personnel Costs	\$ 10,000.00
<u>Legislative Activities – Contractual Services</u>	<u>\$ 40,000.00</u>
NET EFFECT on General Fund 1000	\$ 130,000.00

Appropriations for Street Maintenance Fund 2011

Personnel Costs	\$ 3,000.00
NET EFFECT on Street Maintenance Fund 2011	\$ 3,000.00

Appropriations for Water Operating Fund 5101

Personnel Costs	\$ 13,000.00
NET EFFECT on Water Operating Fund 5101	\$ 13,000.00

Appropriations for Sewer Operating Fund 5201

Personnel Costs	\$ 43,000.00
NET EFFECT on Sewer Operating Fund 5201	\$ 43,000.00

Section Two. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that meetings of any of its committees that resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction: October 5th, 2021
Public Hearing/Vote: October 19th, 2021
Effective Date:

BY: _____

Mayor Chip Dutcher

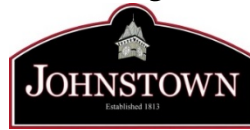
ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

VILLAGE OF JOHNSTOWN



ORDINANCE 42-2021

AN ORDINANCE AMENDING CHAPTER 1187 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

WHEREAS, Section 1187.05 of the Village of Johnstown Codified Ordinances (the “Codified Ordinances”) governs Review and Approval Authority for Design Review Administration and Regulations

WHEREAS, at the September 29, 2021 meeting, the Personnel Board of Review voted unanimously to amend residency requirements for the Design Review Board and recommends approval by Village Council; and

WHEREAS, the Council of the Village of Johnstown desires to amend Codified Ordinance Section 1187.05 to allow up to two members of the Design Review Board to live outside of the Johnstown municipal limits, but must reside within Monroe Township; and

NOW THEREFORE, be it ordained by the Council of the VILLAGE OF JOHNSTOWN, Licking County, Ohio as follows:

Section 1. That Section 1187.05 is amended; deletions are ~~struck~~; additions are *italicized*

1187.05 REVIEW AND APPROVAL AUTHORITY.

The Design Review Board is hereby established to carry out the duties and functions of TITLE NINE. The Design Review Board shall consist of five members. All five members shall be appointed by City Council. *At least three members must be residents of the Village of Johnstown, two members may reside outside of the Johnstown municipal limit but must reside within Monroe Township.* All members shall be appointed by Council for terms of four years. Initial term lengths shall be staggered so as to provide continuity of membership on the Board. Terms shall begin thirty (30) days after enactment of this legislation. Any member appointed to fill a vacancy occurring prior to the expiration of the term for which his/her predecessor was appointed shall hold office for the remainder of the term.

(a) Duties and Responsibilities. The Design Review Board shall review Certificate of Appropriateness and Design Plan applications in accordance with this section. The Design Review Board shall also perform any other duties outlined in this code. It shall also be the duty of the Design Review Board:

- (1) To protect property rights and values;
- (2) To enhance the built environment, make reports, hold public meetings/hearings and perform all other duties as may be prescribed by Licking County, the Ohio Revised Code (ORC) and this code;
- (3) To review development proposals as required by this code; and

(4) To provide recommendations to the City Council on issues that the Council may refer to the Commission.

(b) Rules of Procedure. The following Rules of Procedure shall be followed:

(1) Quorum Requirement. A quorum of three (3) members, which may include one or more of the “standing alternates”, is required to render any decision. A majority of those voting shall prevail.

(2) Conduct of Meetings. To implement the purpose of this DRB, certain procedures shall be adopted to include, but not be limited to, a regularly scheduled meeting attended by members of the DRB. Written meeting reviews setting forth decision and findings shall be made. These records shall be preserved as part of the official proceedings for each development proposal. Lastly, the DRB shall generally follow “Robert’s Rules of Order” and may prepare and adopt supplemental procedural rules, subject to the approval of the City Council, that will ensure the accomplishment of the stated purpose and promote the efficiency and effectiveness of the design review process.

Section 2. It is found and determined that all formal actions of this Village Council concerning and relating to the recommendation of adoption of this Ordinance were approved in an open meeting of this Village Council and that meetings resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction: October 5, 2021

Public Hearing/Vote: October 19, 2021

Effective:

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director



RESOLUTION 2021-42

A RESOLUTION ADOPTING THE LICKING COUNTY COUNTYWIDE ALL NATURAL HAZARDS MITIGATION PLAN

WHEREAS, the citizens and property within the Village of Johnstown have historically been subjected to the effects of natural hazards and manmade hazard events that pose threats to lives and cause damages to property; and

WHEREAS, the Village of Johnstown desires to seek ways to mitigate the risks from known natural hazards, reducing the impact on people and property; and

WHEREAS, the Licking County Countywide All Natural Hazards Mitigation Plan has been updated after over a year of work by government organizations and participating jurisdictions; and

WHEREAS, Licking County and all jurisdictions within have been charged by the Federal Emergency Management Agency with the responsibility of developing a hazard mitigation plan aimed at reducing the community's vulnerability to natural hazards; and

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop a Natural Hazards Mitigation Plan in order to receive future Hazard Mitigation Grant Program Funds; and

WHEREAS, it is the intent of the Village of Johnstown to fulfill this obligation and show support for the importance of mitigation in Licking County;

NOW, THEREFORE, be it resolved that the Village of Johnstown hereby adopts the Licking County Countywide All Natural Hazards Mitigation Plan as the Village of Johnstown's Hazard Mitigation Plan and resolves to take official action as may be reasonably necessary to carry out the strategies outlined within the Plan.

Section 1. Village Council hereby authorizes adoption of the Licking County Countywide All Natural Hazards Mitigation Plan.

Section 2. It is found and determined that all formal actions of this Village Council concerning and relating to the recommendation of adoption of this Resolution were approved in an open meeting of this Village Council and that meetings of any of its committees that resulted in such formal action were meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction/Public Hearing/Vote: October 19, 2021

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

DRAFT



Licking County Emergency
Management Agency

Director: Sean Grady
Deputy Director: John Wieber

Phone: (740) 522-9032

EMAPR@lcounty.com

783 Irving Wick Dr. West
Heath, Ohio 43056

What do I need to do?

The Licking County Board of Commissioners and the administration of each participating jurisdiction need to do the following:

- Adopt the plan by formal resolution (sample resolution wording is provided with this fact sheet).
- Complete the adoption process by 10-1-2021.
- Send the signed adoption resolution to John Wieber via U.S. Mail, or email at JWieber@lcounty.com

Your adoption resolution will become a part of the final version of the plan, showing your commitment to hazard mitigation in Licking County and ensuring you are eligible for federal mitigation grants in the future.

Please contact the Licking County Emergency Management Agency with any questions or concerns.



It's time to adopt the Mitigation Plan

It is time to adopt the Licking County Mitigation Plan!

The Licking County Countywide All Natural Hazards Mitigation Plan was completed by the Licking County Emergency Management Agency with a committee of multi-disciplinary subject matter experts from across the county alongside representatives from each participating jurisdiction.

This plan is designed to serve as a guide to local jurisdictions on efforts to mitigate the loss of life and property from natural hazards faced by Licking County.

The plan contains details on

hazards and possible strategies to reduce their impacts.

Each jurisdiction was invited to participate by creating mitigation projects individualized to meet the specific needs of each jurisdiction in Licking County.

The Mitigation Plan has been approved by the Ohio Emergency Management Agency and the Federal Emergency Management Agency and now must be adopted by each participating jurisdiction in Licking County.

This plan must be adopted by formal resolution voted on by the governing body of each

jurisdiction in order to meet applicable legal requirements.

Adoption of this plan ensures your jurisdiction is eligible to receive federal mitigation grant dollars as they become available.

Were it not for your participation in the County plan, each jurisdiction would be required to complete its own mitigation plan to receive funds.

We thank you in advance for your participation with us as we finalize this important plan.

What does 'adoption' really mean?

Adoption of the Licking County Countywide All Natural Hazards Mitigation Plan is critical and means:

- Your jurisdiction is in compliance with the Disaster Mitigation Act of 2000 (DMA2K). DMA2K requires local jurisdictions adopt the plan in order to be

eligible to receive federal mitigation grant funds.

- Your jurisdiction has the opportunity to advocate for the plan, encourage mitigation, and implement building standards for hazard areas in your jurisdiction.

- Your jurisdiction values mitigation by supporting the mitigation projects created in your jurisdiction.

Adoption does not mean you agree to take any actions or fund any projects identified in the plan. This plan serves as a guide to mitigation actions and is in no way a mandate to act.



RESOLUTION

**IN THE MATTER OF ADOPTING THE LICKING COUNTY COUNTYWIDE ALL
NATURAL HAZARD MITIGATION PLAN**

WHEREAS, the citizens and property within Licking County have historically been subjected to the effects of natural hazards and manmade hazard events that pose threats to lives and cause damages to property; and,

WHEREAS, Licking County desires to seek ways to mitigate the risks from known natural hazards, reducing the impact on people and property; and,

WHEREAS, the Licking County Countywide All Natural Hazards Mitigation Plan has been updated after over a year of work by government organizations and participating jurisdictions; and,

WHEREAS, Licking County and all jurisdictions within have been charged by the Federal Emergency Management Agency with the responsibility of developing a hazard mitigation plan aimed at reducing the community's vulnerability to natural hazards; and,

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop a Natural Hazards Mitigation Plan in order to receive future Hazard Mitigation Grant Program Funds; and,

WHEREAS, it is the intent of Licking County to fulfill this obligation and show support for the importance of mitigation in Licking County; **NOW, THEREFORE**,

BE IT RESOLVED by the Board of County Commissioners, County of Licking, State of Ohio:

That we do hereby adopt the Licking County Countywide All Natural Hazards Mitigation Plan as the County's Hazard Mitigation Plan and resolve to take official action as may be reasonably necessary to carry out the strategies outlined within the Plan.

Motion by **BUBB** seconded by **BLACK**
that the resolution be adopted was carried by the following vote:
YEAS:  *  * 
NAYS: * * *

CC: Michael L. Smith, Auditor
Sean Grady, HS/EMA/911 Director

FILE
John Wieber, Deputy Director

Duane H. Flowers
Rick Black
Timothy E. Bubb

Adopted: September 9, 2021

Beverly Adzic
Beverly Adzic, Clerk/Administrator

AGENDA REPORT

VILLAGE COUNCIL
OCTOBER 19, 2021



AGENDA ITEM

RESOLUTION 2021-42

A RESOLUTION ADOPTING THE LICKING COUNTY COUNTYWIDE ALL NATURAL HAZARDS MITIGATION PLAN

PREPARER(S)

Teresa Monroe, Clerk of Council

RECOMMENDED ACTION

Approval

HISTORY

The Village was invited by Licking County Emergency Management to pass legislation adopting the Licking Countywide All Natural Hazards Mitigation Plan (CANHMP) making us eligible to apply for federal hazard mitigation grant dollars in the event of natural disaster.

SUMMARY

Authority:

Urgency: Passage upon introduction is requested as there is limited time to formally adopt the plan and forward approval by legislation to LCEMA.

Relation to Other Actions:

FISCAL IMPACT

Current Budget: None

Future Budget: No payment required; opportunity to apply for grant dollars if needed in the future.

ADDITIONAL MATERIAL

Mitigation Plan Link

<https://www.dropbox.com/s/4g83gdv3xxekl3o/Licking%20County%20CANHMP%20Final.docx?dl=0>

PDF or printed copy available upon request

ATTACHMENTS

1. Mitigation Adoption Factsheet from Licking County
2. Adopted Resolution from Licking County



RESOLUTION 2021-43

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM THE STATE INFRASTRUCTURE BANK AND AUTHORIZING THE VILLAGE MANAGER TO ACT ON BEHALF OF THE VILLAGE OF JOHNSTOWN IN ALL MATTERS RELATING TO THE APPLICATION

WHEREAS, The Ohio Department of Transportation maintains a direct loan and bond financing program, authorized under the Ohio Revised Code, Chapter 5531, for the purpose of developing transportation facilities throughout Ohio; and

WHEREAS, Village Council previously approved Resolution 2020-37 for a loan from the State Infrastructure Bank in the amount of \$505,000.00 to be used for roadway safety improvements; and

WHEREAS, the new estimate including contingencies is \$1,900,000. Funding in the amount of \$500,000 from 629 funds, \$100,000 from Jobs and Commerce and \$505,000 for the original SIB loan; and

WHEREAS, Village Council deems it proper and in the best interest of the Village of Johnstown to apply for additional funds from the State Infrastructure Bank in the amount of \$800,000.00 to be used for roadway safety improvements; and

WHEREAS, the Village of Johnstown is qualified to apply for and obtain financial assistance from the State Infrastructure Bank for this purpose; and

WHEREAS, the Economic Development Committee and Finance Committee has recommended the Village of Johnstown apply for State Infrastructure Bank loan; and

NOW THEREFORE, BE IT RESOLVED by THE VILLAGE OF JOHNSTOWN

Section 1: The Village Manager is hereby authorized to execute an application for financial assistance from the State Infrastructure Bank and to submit the application, together with all required documentation, to the Ohio Department of Transportation for consideration.

Section 2: The Village Manager is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Date of Introduction/Public Hearing/Vote: October 19, 2021

By: _____

Chip Dutcher Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

AGENDA REPORT

VILLAGE COUNCIL
OCTOBER 19, 2021



AGENDA ITEM

RESOLUTION 2021-43

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM THE STATE INFRASTRUCTURE BANK AND AUTHORIZING THE VILLAGE MANAGER TO ACT ON BEHALF OF THE VILLAGE OF JOHNSTOWN IN ALL MATTERS RELATING TO THE APPLICATION

PREPARER(S)

Teresa Monroe, Clerk of Council

RECOMMENDED ACTION

Approval

HISTORY

The Village previously approved Resolution 2020-37 authorization to apply for a loan from the State Infrastructure Bank in the amount of \$505,000 to be used for roadway safety improvements.

Hull Engineering states the new estimate including contingencies is \$1,900,000. They have identified \$1,105,000 in outside funding (\$500K from 629 funds, \$100K from Jobs and Commerce, and \$505K for the original SIB loan). Recommendation is a new SIB request for additional \$800,000.

Hull said with SIB, if you don't use it, you don't have to draw it, so it's usually ok to ask for slightly more than is needed. In this case, we are asking for almost exactly what is needed if the contingency is used.

A resolution from council is needed to request the increase in the SIB loan.

SUMMARY

Authority: ORC Chapter 5531

Urgency: Request passage upon introduction

Relation to Other Actions: Law Director is working on a legal opinion for both the original SIB loan as well as the request for increase in funds.

FISCAL IMPACT

Current Budget: Defer to Finance Director/Village Manager

Future Budget: Defer to Finance Director/Village Manager

ATTACHMENTS



RESOLUTION 2021-44

**RESOLUTION APPOINTING MEMBERS TO THE JOHNSTOWN
DESIGN REVIEW BOARD**

WHEREAS, Section 1187.05 of the Village of Johnstown Codified Ordinances (the “Codified Ordinances”) governs Review and Approval Authority for Design Review Administration and Regulations

WHEREAS, Section 1187.05 specifies the Design Review Board shall consist of five members appointed by City Council; and

WHEREAS, at the September 29, 2021 meeting, the Personnel Board of Review voted unanimously on the appointment of five applicants; and

WHEREAS, all members shall be appointed by Council for terms of four years. Initial term lengths shall be staggered to provide continuity of membership on the Board. Terms shall begin thirty (30) days after enactment of this legislation.; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Johnstown, State of Ohio:

Section 1. The following members are hereby appointed to four-year terms

Cheryl Robertson
Josh Harrison
Heather Green

Section 2. The following members are hereby appointed to three-year terms

Nathaniel Ashbrook
Candice Evans

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of 'this Resolution were adopted in an open meeting of this Council and that meetings of any of its committees that resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction/Public Hearing/Vote: October 19, 2021

Res 2021-44

By: _____

Mayor Chip Dutcher

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan Ashrawi, Law Director

DRAFT

AGENDA REPORT

VILLAGE COUNCIL
OCTOBER 19, 2021



AGENDA ITEM

RESOLUTION 2021-44

RESOLUTION APPOINTING MEMBERS TO THE JOHNSTOWN
DESIGN REVIEW BOARD

PREPARER(S)

Teresa Monroe, Clerk of Council

RECOMMENDED ACTION

Appointments/Approval

HISTORY

The Village sought applicants for the Design Review Board. On September 29, 2021 the Personnel Board of Review met to review applications received and provided recommendations to Council.

Ordinance 42-2021 introduced on October 5th amends Chapter 1187 to allow up to two members of the board to reside outside of the municipal limit but within Monroe Township.

SUMMARY

Authority: Chapter 1187.05

Urgency: None

Relation to Other Actions: Passage of Ordinance 42-2021 necessary

FISCAL IMPACT

Current Budget: No impact

Future Budget: No impact

ATTACHMENTS



RESOLUTION 2021-45

A RESOLUTION TO AMEND THE DESIGN REVIEW DISTRICTS AND STANDARDS

WHEREAS, the purpose of the Design Review Districts and Standards is to provide direction and guidance to Village agencies, other public agencies, private individuals, and organizations as they prepare detailed plans for future growth and development in Johnstown; and

WHEREAS, the Village adopted the Design Review Districts and Standards on June 15, 2021; and

WHEREAS, this resolution would amend the map on page 8 of the document to change the area included in the Corridor District on the Design Review Overlay District map; and

WHEREAS, at the October 12, 2021 Planning and Zoning meeting, the Commission voted in favor of forwarding to Village Council for review by a vote of 3-2.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF JOHNSTOWN, COUNTY OF LICKING, STATE OF OHIO; A MAJORITY OF THE MEMBERS CONCURRING THAT:

Section 1: That the Design Review Districts and Standards is hereby amended to with the following map



Section 2: It is found and determined that all formal actions of this Village Council, concerning and relating to the recommendation of adoption of this Resolution, were approved in an open meeting of this Village Council, and that meetings resulted in such formal action where meetings were open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Charter for the VILLAGE OF JOHNSTOWN.

Introduction/Public Hearing/Vote: October 19, 2021

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe
Clerk of Council

Yazan Ashrawi
Law Director

AGENDA REPORT

VILLAGE COUNCIL
OCTOBER 19, 2021



AGENDA ITEM

Resolution 2021-45, Amending the Design Review Districts and Standards

PREPARER(S)

Bailey Klimchak, Village Planner

RECOMMENDED ACTION

Approve

HISTORY

Resolution 2021-45 would amend the Design Review Overlay map, located on page 8. The corridor district currently extends south on US 62 to the Village limit. However, the speed limit from the Kroger shopping center on is 55 mph. The high speed limit is in direct contrast to the goal of the Corridor District, which calls for structures to be located closer to the road and for a more walkable environment. Amending the map and the limits of the Corridor district would make development safer in the area with faster traffic.

SUMMARY

Authority: Village Ordinances

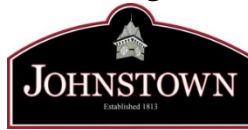
Urgency: None

Relation to Other Actions:

FISCAL IMPACT

ADDITIONAL MATERIAL

ATTACHMENTS



ORDINANCE 43-2021

**AN ORDINANCE AMENDING CHAPTER 1121 OF THE VILLAGE OF JOHNSTOWN
CODIFIED ORDINANCES**

WHEREAS, Section 1121.02 of the Village of Johnstown Codified Ordinances (the “Codified Ordinances”) defines specific words within Part Eleven, the Planning and Zoning Code; and

WHEREAS, at the October 5, 2021 meeting, the Village Council voted to amend Section 1155.03 to conditionally permit hotel and motel facilities in the General Community Commercial 1 (GCC-1) district; and

WHEREAS, following the recommendation of Council, the Planning and Zoning Commission reviewed the definition of hotels at their October 12, 2021 meeting; and

WHEREAS, the Planning and Zoning Commission recommended amending the hotel definition and adding a definition of transient accommodations to Section 1121. 02 for Council consideration by a vote of 5-0.

NOW THEREFORE, be it ordained by the Council of the VILLAGE OF JOHNSTOWN, Licking County, Ohio as follows:

Section 1. That Section 1121.02 (35) is amended; deletions are ~~struck~~; additions are *italicized*

1121.02 SPECIFIC WORDS DEFINED.

~~(35) "Hotel", "motor hotel" or "inn" means a building or part of a building in which lodging or boarding and lodging are provided for compensation on a temporary basis. This does not include a multi-family dwelling wherein a person or family resides with intent to dwell therein.~~

(35) “Hotel” means every establishment kept, used, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered to guest(s), in which five (5) or more rooms are used for the accommodation of such guests, whether such rooms are in one (1) or several structures. The term "Hotel" shall include "Motel".

Section 2. That Section 1121.02 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

(90) Transient accommodations means every establishment kept, used, maintained, advertised or held out to the public to be a place where sleeping accommodations are offered to guests in which four (4) or fewer rooms are used for the accommodation of such guests, whether such rooms are in one (1) or several structures.

Section 3. It is found and determined that all formal actions of this Village Council concerning and relating to the recommendation of adoption of this Ordinance were approved in an open meeting of this Village Council and that meetings resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction: October 19, 2021

Public Hearing/Vote: November 3, 2021

Effective:

By: _____

Chip Dutcher, Mayor

| ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director

AGENDA REPORT

VILLAGE COUNCIL
OCTOBER 19, 2021



AGENDA ITEM

Ordinance 43-2021, Amending Chapter 1121

PREPARER(S)

Bailey Klimchak, Village Planner

RECOMMENDED ACTION

Approve

HISTORY

The proposed amendment to Chapter 1121 amends the definition of hotels and adds a definition for transient hotels. Council passed an ordinance at the October 5 meeting that conditionally allowed hotels in the General Community Commercial 1 (GCC-1) district. At that time, it was recommended that Planning and Zoning review the definition of hotels in Section 1121 and make updates to that definition based on hotel and hospitality industry changes over the last few years. The hotel definition has been updated to better reflect the Ohio Revised code, which defines hotels based on a number of rooms (5). The definition for transient accommodations was added to address the gap between facilities with 0-4 rooms. A following ordinance clarifies where these facilities are conditionally permitted and where they are not permitted within the Village.

SUMMARY

Authority: Village charter, Chapter 4

Urgency: Medium

Relation to Other Actions: Ordinance 39-2021, Ordinance 44-2021

FISCAL IMPACT

None

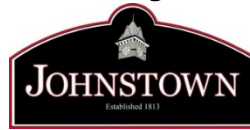
ADDITIONAL MATERIAL

None

ATTACHMENTS

None

VILLAGE OF JOHNSTOWN



ORDINANCE 44-2021

AN ORDINANCE AMENDING CHAPTERS 1155, 1157, 1167, 1169 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

WHEREAS, Sections 1155.03, 1157.03, 1167.03, and 1169.03 of the Village of Johnstown Codified Ordinances (the “Codified Ordinances”) governs Conditional Uses within the General Community Commercial 1 (GCC-1) district, General Community Commercial 2 (GCC-2) district, Village Center (VC) district, and Village Commercial district; and

WHEREAS, Ordinance 43-2021 amends the definition for hotels and added a definition for transient accommodations to Section 1121 of the Codified Ordinances; and

WHEREAS, Ordinance 44-2021 would add transient accommodations to the list of conditional uses within the GCC-1 district and would add hotels and transient accommodations as conditional uses to the GCC-2, VC, and Village Commercial districts; and

WHEREAS, the Planning and Zoning Commission recommended Ordinance 44-2021 for Council consideration by a vote of 5-0 at the October 12, 2021 meeting.

NOW THEREFORE, be it ordained by the Council of the VILLAGE OF JOHNSTOWN, Licking County, Ohio as follows:

Section 1. That Section 1155.03 is amended; deletions are ~~struck~~; additions are *italicized*

1155.03 CONDITIONAL USES.

The following uses shall be permitted in the GCC-1 District, subject to approval by the Planning and Zoning Commission in accordance with Chapter 1131:

- a) Fast food and carry-out operations, providing that such uses are in association with and in conjunction with eating establishments with on-site, sit-down dining facilities.
- b) Second story and multi-family and single family dwelling units located in commercial structures.
- c) Retail motor vehicle fuel sales.
- d) Hotels ~~and motel facilities~~ *Transient Accommodations*.

Section 2. That Section 1157.03 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1157.03 CONDITIONAL USES.

The following use shall be allowed in the GCC-2 District, subject to the approval of the Planning and Zoning Commission in accordance with Chapter 1131:

- a) Multi-family dwelling structures up to eight units per gross acre, provided that such housing otherwise complies with Section 1151.04 and provided that such housing meets the following additional requirements:
 - 1. Public frontage shall not exceed 100 feet; and
 - 2. All buildings must be set back at least 400 feet from the main public street where the primary entry point of the project is or will be established.
- b) Nursing Home.
- c) Assisted Living Facility.
- d) Retail motor vehicle fuel sales.
- e) *Hotels and Transient Accommodations.*

Section 3. That Section 1167.03 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1167.03 CONDITIONAL USE.

- a) One-family detached dwelling.
- b) *Hotels and Transient Accommodations.*

Section 4. That Section 1169.03 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1169.03 CONDITIONAL USES.

The following uses shall be conditional uses within the Village Commercial District:

- a) Hotel and motel facilities. Hotels, motels and other boarding facilities, including bed and breakfasts as not otherwise noted in this section.
- b) Recreation centers.
- c) Parking lots. Stand-alone parking lots not in conjunction with other permitted and/or conditional Village Commercial District uses.
- d) Funeral Homes
- e) Nursing Home
- f) *Hotels and Transient Accommodations.*

Section 5. It is found and determined that all formal actions of this Village Council concerning and relating to the recommendation of adoption of this Ordinance were approved in an open meeting of this Village Council and that meetings resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction: October 19, 2021

Public Hearing/Vote: November 3, 2021

Effective:

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director

DRAFT

AGENDA REPORT

VILLAGE COUNCIL
OCTOBER 19, 2021



AGENDA ITEM

Ordinance 44-2021, Amending Sections 1155, 1157, 1167, 1169

Ordinance 45-2021, Amending Sections 1142, 1143, 1145, 1147, 1149, 1151

PREPARER(S)

Bailey Klimchak, Village Planner

RECOMMENDED ACTION

Approve

HISTORY

Ordinance 44-2021 would amend Sections 1155, 1157, 1167, and 1169 to add hotels and transient accommodations to the list of conditional uses in each district. Ordinance 45-2021 would amend Sections 1142, 1143, 1145, 1147, 1149, and 1151 to prohibit hotels and transient accommodations in residential districts. Council passed an ordinance at the October 5 meeting that conditionally allowed hotels in the General Community Commercial 1 (GCC-1) district. At that time, it was recommended that Planning and Zoning review the definition of hotels in Section 1121 and make updates to that definition based on hotel and hospitality industry changes over the last few years. Ordinance 43-2021 updates the hotel definition and creates a definition for transient accommodations.

SUMMARY

Authority: Village charter, Chapter 4

Urgency: Low

Relation to Other Actions: Ordinance 39-2021, Ordinance 43-2021

FISCAL IMPACT

None

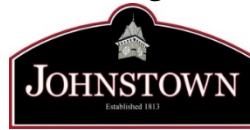
ADDITIONAL MATERIAL

None

ATTACHMENTS

None

VILLAGE OF JOHNSTOWN



ORDINANCE 45-2021

AN ORDINANCE AMENDING CHAPTERS 1142, 1143, 1145, 1147, 1149, 1151 OF THE VILLAGE OF JOHNSTOWN CODIFIED ORDINANCES

WHEREAS, Sections 1142.04, 1143.04, 1145.04, 1147.04, 1149.04 and 1151.04 of the Village of Johnstown Codified Ordinances (the “Codified Ordinances”) governs Additional District Development Standards within the Rural Residential (RR) district, Suburban Residential 1 (SR-1) district, Suburban Residential 2 (SR-2) district, Urban Residential 1 (UR-1) district, Urban Residential 2 (UR-2) district, and Multiple Family Residential (AR-1) district ; and

WHEREAS, Ordinance 43-2021 amends the definition for hotels and added a definition for transient accommodations to Section 1121 of the Codified Ordinances; and

WHEREAS, Ordinance 45-2021 hereby prohibit hotels and transient accommodations in the RR, SR-1, SR-2, UR-1, UR-2, and AR-1 districts; and

WHEREAS, the Planning and Zoning Commission recommended Ordinance 45-2021 for Council consideration by a vote of 5-0 at the October 12, 2021 meeting.

NOW THEREFORE, be it ordained by the Council of the VILLAGE OF JOHNSTOWN, Licking County, Ohio as follows:

Section 1. That Section 1142.04 is amended; deletions are ~~struck~~; additions are *italicized*

1142.04 ADDITIONAL DISTRICT DEVELOPMENT STANDARDS.

In addition to the provisions of Title Seven of this Part Eleven, the following standards for arrangement and development of the land and buildings are applicable in the RR District:

a) Lot Requirements.

1. Each lot shall consist of not less than three acres
2. Each lot shall have a minimum width of 150 feet or more at the front line of the dwelling, and such lot shall have access to and abut on a public right-of-way for a distance of seventy (70) feet or more.
3. Each lot shall have a front setback of seventy-five (75) feet or more.
4. For buildings, there shall be a rear yard of not more than twenty percent (20%) or more of the lot depth, except that a rear yard of more than fifty (50) feet shall not be required.
5. For dwellings or associated accessory buildings there shall be a total of side yards of twenty-five (25) feet or more with a minimum of eight feet on one side. For a conditional use there shall be a side yard of not less than twenty-five (25) feet, except when a larger side yard is required for such use.

b) Building Requirements.

1. No dwelling structure shall exceed thirty feet in height. Maximum height for other structures shall not exceed a safe height as determined by the Fire Chief and as reviewed and accepted by the Planning and Zoning Commission.
2. Dwellings shall have a total living area of not less than the minimum set forth below:
 - A. Single-story dwellings - 1,700 square feet;
 - B. Two-story dwellings - 2,000 square feet;
 - C. One and one-half-story dwellings - 1,100 square feet ground level, 700 square feet additional level
 - D. Bi-level, split-level - 1,900 square feet
3. Roof pitches shall be a minimum of 7/12 unless a lower pitch is appropriate for the architectural style. Front facing gables exceeding 10/12 pitch are strongly encouraged for most house styles.

c) *Hotels and transient accommodations are prohibited.*

Section 2. That Section 1143.04 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1143.04 ADDITIONAL DISTRICT DEVELOPMENT STANDARDS.

In addition to the provisions of Title Seven of this Part Eleven, the following standards for arrangement and development of land and buildings are required in the Suburban Residential District SR-1. (Ord. 1983-20. Passed 8-16-83.)

a) Lot Requirements.

1. Except as otherwise provided in this Zoning Ordinance, each lot shall consist of not less than 20,000 square feet.
2. Each lot shall have a minimum width of ninety-five feet at the front line of the dwelling or other permitted structure closest to a publicly dedicated right-of-way. Each lot shall have access to and abut on such public right-of-way for a distance of eighty-five feet or more, except that, when such right-of-way is other than a straight line the chord distance may be reduced to sixty feet.
3. Each lot shall have a front setback of not less than thirty-five feet.
4. Each lot shall have a rear setback of not less than thirty feet.
5. For permitted structures there shall be a total side setback of twenty feet or more with a minimum of ten feet on one side. For conditional use structures there shall be a side setback on each side of the structure of twenty-five feet or more.
6. Permitted and conditional uses shall not cover the lot by more than thirty percent (30%).

b) Building Requirements.

1. No dwelling shall exceed thirty feet in height. Maximum height for other structures shall not exceed a safe height as determined by the Fire Chief and reviewed and approved by the Planning and Zoning Commission.
2. Dwellings shall have a total living area of not less than the minimum set forth below:
 - A. Single-story dwellings - 1,700 square feet;
 - B. Two-story dwellings - 2,000 square feet;

- C. One and one-half story dwellings - 1,100 square feet ground level, 700 square feet additional level;
- D. Bilevel, split-level -1,900 square feet.
- E. Roof pitches shall be a minimum of 7/12 unless a lower pitch is appropriate for the architectural style. Front-facing gables exceeding 10/12 pitch are strongly encouraged for most house styles.

d) *Hotels and transient accommodations are prohibited.*

Section 3. That Section 1145.04 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1145.04 ADDITIONAL DISTRICT DEVELOPMENT STANDARDS.

In addition to the provisions of Title Seven of this Part Eleven, the following standards for arrangement and development of land and buildings are required in the Suburban Residential District SR-2. (Ord. 1983-20. Passed 8-16-83.)

a) Lot Requirements.

- 1. Except as otherwise provided in this Zoning Ordinance, each lot shall consist of not less than 13,500 square feet.
- 2. Each lot shall have a minimum width of eighty-five feet at the front line of the dwelling or other permitted structure closest to a publicly dedicated right-of-way. Each lot shall have access to and abut on such public right-of-way for a distance of seventy-five feet or more, except that, when such right-of-way is other than a straight line the chord distance may be reduced to fifty-five feet.
- 3. Each lot shall have a front setback of not less than thirty feet.
- 4. Each lot shall have a rear setback of not less than thirty feet.
- 5. For permitted structures there shall be a total side setback of twenty feet or more with a minimum of ten feet on one side. For conditional use structures there shall be a side setback on each side of the structure of twenty-five feet or more.
- 6. Permitted and conditional uses shall not cover the lot by more than thirty percent (30%).

b) Building Requirements.

- 1. No dwelling shall exceed thirty feet in height. Maximum height for other structures shall not exceed a safe height as determined by the Fire Chief and reviewed and approved by the Planning and Zoning Commission.
- 2. Dwellings shall have a total living area of not less than the minimum set forth below:
 - A. Single-story dwellings - 1,600 square feet;
 - B. Two-story dwellings - 1,800 square feet;
 - C. One and one-half story dwellings - 1,000 square feet ground level, 600 square feet additional level;
 - D. Bilevel, split-level - 1,750 square feet.
 - E. Roof pitches shall be a minimum of 7/12 unless a lower pitch is appropriate for the architectural style. Front-facing gables exceeding 10/12 pitch are strongly encouraged for most house styles.

c) *Hotels and transient accommodations are prohibited.*

Section 4. That Section 1147.04 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1147.04 ADDITIONAL DISTRICT DEVELOPMENT STANDARDS.

In addition to the provisions of Title Seven of this Part Eleven, the following standards for arrangements and development of land and buildings are required in the UR-1 District:

a) Lot Requirements.

1. Each lot shall consist of not less than 9,500 square feet;
2. Each lot shall have a minimum width of seventy feet at the front line of the dwelling or other permitted structure closest to a publicly dedicated right-of-way. Each lot shall have access to and abut on such public right-of-way for a distance of seventy feet, except that, when such right-of-way is other than a straight line the chord distance may be reduced to fifty-five feet;
3. Each lot shall have a front setback of not less than thirty-five feet;
4. Each lot shall have a rear setback of not less than twenty-five feet;
5. For permitted structures there shall be a total side setback of not less than sixteen feet with a minimum of seven and one-half feet on one side. For conditional use structures there shall be a side setback on each side of the structure of twenty-five feet or more.
6. Permitted and conditional structures shall not cover the lot by more than thirty percent (30%).

b) Building Requirements.

1. No dwelling shall exceed thirty feet in height. Maximum height for other structures shall not exceed a safe height as determined by the Fire Chief and reviewed and approved by the Planning and Zoning Commission.
2. Dwellings shall have a total living area of not less than the minimum set forth below:
 - A. Single-story dwellings - 1,400 square feet;
 - B. Two-story dwellings - 1,600 square feet;
 - C. One and one-half story - 1,000 square feet ground level, 400 square feet for each additional level;
 - D. Bilevel dwelling - 1,600 square feet.
 - E. Roof pitches shall be a minimum of 7/12 unless a lower pitch is appropriate for the architectural style. Front-facing gables exceeding 10/12 pitch are strongly encouraged for most house styles.

c) *Hotels and transient accommodations are prohibited.*

Section 5. That Section 1149.04 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1149.04 ADDITIONAL DISTRICT DEVELOPMENT STANDARDS.

In addition to the provisions of Title Seven of this Part Eleven, the following standards for arrangement and development of land and buildings are required in the UR-2 District:

a) Lot Requirements.

1. Each lot shall consist of not less than 7,500 square feet;

2. Each lot shall have a minimum width of fifty-five feet at the front line of the dwelling or other permitted structure closest to a publicly dedicated right-of-way. Each lot shall have access to and abut on such public right-of-way for a distance of fifty-five feet, except that, when such right-of-way is other than a straight line the chord distance may be reduced to forty-five feet;
 3. Each lot shall have a front setback of not less than thirty feet;
 4. Each lot shall have a rear setback of not less than twenty-five feet;
 5. For permitted structures there shall be a total side setback of not less than fifteen feet with a minimum of seven and one-half feet on one side. For conditional use structures there shall be a side setback on each side of the structure of twenty-five feet or more;
 6. Permitted and conditional structures shall not cover the lot by more than thirty-five percent (35%).
- b) Building Requirements.
1. No dwelling shall exceed thirty feet in height. Maximum height for other structures shall not exceed a safe height as determined by the Fire Chief and reviewed by the Planning and Zoning Commission.
 2. Dwellings shall have a total living area of not less than the minimums set forth below:
 - A. Single-story dwellings - 1,250 square feet;
 - B. Two-story dwelling - 1,500 square feet;
 - C. One and one-half story bilevel, or split-level - 1,000 square feet ground level, 400 square feet for each additional level;
 - D. Bilevel dwelling - 1,500 square feet.
 - E. Roof pitches shall be a minimum of 7/12 unless a lower pitch is appropriate for the architectural style. Front-facing gables exceeding 10/12 pitch are strongly encouraged for most house styles.
- c) *Hotels and transient accommodations are prohibited.*

Section 6. That Section 1151.04 is amended to add the following definition; deletions are ~~struck~~; additions are *italicized*

1151.04 ADDITIONAL DISTRICT DEVELOPMENT STANDARDS.

In addition to the provisions of Title Seven of this Part Eleven, the following standards for arrangement and development of the land and buildings are applicable in the AR-1 District:

- a) Lot Requirements.
1. Each lot shall consist of not less than 10,000 square feet. The lot area shall be allocated to the following unit types in any combination not to exceed the lot size one bedroom, 1,500 square feet; two bedrooms, 2,000 square feet and three bedrooms or more, 2,500 square feet;
 2. Each lot shall have a minimum width of eighty feet at the front line of the dwelling or other permitted structure closest to a publicly dedicated right-of-way. Each lot shall have access to and abut on such public right-of-way for a distance of not less than eighty feet, except that, when the right-of-way upon which such fronts is other than a straight line the chord distance may be reduced to sixty-five feet;
 3. Each lot shall have a front setback of not less than twenty-five feet;

4. Each lot shall have a rear setback of not less than twenty-five feet;
5. For permitted structures there shall be a total side setback of not less than twenty-five feet with a minimum of ten feet on one side. For conditional use structures there shall be a side setback on each side of the structure of twelve feet or more;
6. Permitted and conditional structures shall not cover the lot by more than thirty-five percent (35%). Pavement shall not cover the lot by more than twenty percent (20%).

b) Building Requirements.

1. No dwelling shall exceed thirty feet in height. Maximum height for other structures shall not exceed a safe height as determined by the Fire Chief and reviewed and approved by the Planning and Zoning Commission;
2. Dwellings may contain any combination of one, two or three or more bedroom units provided each unit contains the following minimum amounts of living area:
 - A. One bedroom - 700 square feet.
 - B. Two bedrooms - 800 square feet.
 - C. Three bedrooms - 1,000 square feet.
 - D. Efficiency unit - 600 square feet.
 - E. Roof pitches shall be a minimum of 7/12 unless a lower pitch is appropriate for the architectural style. Front-facing gables exceeding 10/12 pitch are strongly encouraged for most house styles.
3. When there are two or more buildings located on a single lot, the minimum distance between opposite walls shall be twelve feet for facing walls with no windows or doors. If one or both of the walls facing each other have windows or other wall openings the minimum distance between such walls shall be equal to one and one-half times the height of the higher building.

c) Site Requirements.

1. A traffic and parking system plan shall be required that details points of ingress and egress into the property, parking areas with the number of parking spaces, access drives and pedestrian walkways, shown. The plan shall be so designed to minimize conflict points between pedestrian and vehicular movements.
2. Outdoor trash container systems shall be sufficient to prevent any overflow and screening shall be provided to enclose such containers and hide them from view.
3. Storm drainage and runoff collection shall be sufficient to prevent any standing water.
4. Minimizing the number of curb cuts within the lot frontage and joint curb cuts between adjacent uses are encouraged, therefore the minimum distance between curb cuts shall be 120 feet and such curb cut shall be no more than thirty-five feet.
5. Lots of greater than two and one-half acres shall contain at least one fire hydrant for every additional three-quarter acres over two and one-half initial acres.
6. For each 15,000 square feet of bedroom area, in any combination, there shall be a 5,000 square foot of open space, exclusive of any yard requirements. Such open space shall be landscaped with natural vegetation and may include outdoor recreational facilities.

d) *Hotels and transient accommodations are prohibited.*

Section 7. It is found and determined that all formal actions of this Village Council concerning and relating to the recommendation of adoption of this Ordinance were approved in an open meeting of this Village Council and that meetings resulted in such formal action where meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and the Charter for the VILLAGE OF JOHNSTOWN.

Date of Introduction: October 19, 2021

Public Hearing/Vote: November 3, 2021

Effective:

By: _____

Chip Dutcher, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director