



Regular Council Meeting
Tuesday, July 18, 2023 - 6:30 PM
AGENDA

1. Call to Order
2. Roll Call
3. Invocation - Father Stephen Smith, Church of the Ascension
4. Pledge of Allegiance
5. Action on Minutes
 - a. May 3, 2023
 - b. May 16, 2023 Special
 - c. May 16, 2023 Regular
 - d. June 6, 2023
6. Citizen comments on matters not on the agenda
7. Council Committee reports
 - a. **Planning & Zoning:** 7/11/23 cancelled; Next 7/25/23 @ 6:30 pm Council Chambers
 - b. **Design Review Board:** 7/11/23 cancelled; Next 7/25/23 @ 5:30 pm council chambers
 - c. **Safety & Service:** Next 8/1/23 @ 5:00 pm admin conference room
 - d. **Finance:** 7/18/23; Next Special 8/1/23 and Regular 8/15/23 at 5:00pm admin conference room
 - e. **Park & Rec:** 7/10/23 cancelled; Next 8/7/23 @ 1:00 pm Admin conference room
 - f. **Events Committee:** Met 7/6/23, 7/12/23, 7/17/23; Next TBD
8. Director Reports
 - a. Police Chief
 - b. City Manager
9. Tabled Legislation - None
10. Public Hearings of Legislation - None
11. Introduction of Legislation
 - a. **ORDINANCE 13-2023** AN ORDINANCE ESTABLISHING CHAPTER 1132 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES
12. Other Business
13. Executive Session to consider the purchase of property
14. Adjourn

Next Council Meeting August 1, 2023



Regular Council
Wednesday, May 3, 2023 - 6:30 PM
MINUTES

1. Call to Order

Mayor Donald Barnard called to Order the City of Johnstown Regular Council Meeting for May 3, 2023 at 6:34 PM.

2. Roll Call

Present - Mayor Donald Barnard, Jon Merriman, Ryan Green, Nicole Shook, Bob Orsini, Charlie Campbell

Absent - Sharon Hendren

Staff present - Sean Staneart - Acting City Manager, Jack Liggett - Service Director, Rusty Smart - Chief of Police, Rick Fitch - Chief Wastewater Operator, Daniel Swick - Street Superintendent, Thad Boggs - Frost Brown Todd, Ben Lee - Planning & Zoning, Jesse Coppel - Planning & Zoning, Teresa Monroe - Clerk of Council

Public present - Pastor Matthew Van Winkle, Wes Kobel, Al Dolezal, Jamie Hartsough, Glenn Ronkin, Cindi Duke, Trevor Traphagen, Chris Hermann

3. Invocation - Pastor Matt Van Winkle; Johnstown United Methodist Church

4. Pledge of Allegiance

5. Action on Minutes

a. March 7, 2023

ACTION: Donald Barnard moved to approve; Nicole Shook seconded and the vote was as follows:

AYES: Charlie Campbell, Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green

NOES: None

ABSTAIN: None

Passed 6 - 0

6. Mayor Proclamation

a. Arbor Day 2023

Mayor Barnard read the Proclamation for Arbor Day 2023.

7. Citizen comments on matters not on the agenda

There were no comments

8. Council Committee reports

- a. **Planning & Zoning:** Met 4/20/23 Special and 4/25/23 Regular; Next 5/9/23 @ 6:30 pm Council Chambers
Discussion on the Planned Development District.
- b. **Design Review Board:** Next 5/9/23 @ 5:00 pm Council Chambers
- c. **Finance:** 5/3/23; Next 5/16/23 @ 5:00 pm Admin Conference Room
Discussion on speed limit and loading zone, conversations continuing to maximize safety.
- d. **Safety & Service:** 5/3/23; Next 6/6/23 @ 5:30 pm Admin Conference Room
- e. **Park & Rec:** 5/1/23 @ 1:00 pm; Next 6/5/23 @ 1:00 pm Admin conference room
Discussion on the Miles Estate, in the judge's hands now, no decision yet. Discussion on grant money for the amphitheater and splash pad and how long the money is good for.
- f. **Tree Commission:** Met 4/25/23; Next 5/23/23 @ 5:00 pm Council Chambers
Agreement on trees at the fire house.
- g. **Economic Development:** Next TBD
- h. **Events Committee:** Next TBD

9. Director Reports

- a. Service Departments: Water, Sewer, Street, Service Director
Jack Liggett, Rick Fitch and Daniel Swick highlighted items in their director's reports.
- b. City Manager
Full report next time but provided quick updates; Mr. Staneart attended the AEP transmission line meeting, and a delay in delivery of May's water bills is expected due to some technical trouble with reads, staff is working with Zenner.

10. Tabled Legislation

- a. **ORDINANCE 17-2022** AN ORDINANCE ADOPTING WAGE AND SALARY STRUCTURES FOR THE CITY OF JOHNSTOWN. Tabled September 27, 2022
Legislation remains tabled.

11. Public Hearings of Legislation

- a. **RESOLUTION 2023-14** A RESOLUTION TO APPOINT A CITY PROSECUTOR FOR THE BALANCE OF YEAR 2023
Chief Smart said that City Prosecutor Mark Gardner has retired and he and others have recommended Jody Richter to replace him, Chief Smart said he believes she will be a good fit for the city. The cost will increase by one quarter percent.

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

ACTION: Bob Orsini moved to approve; Donald Barnard seconded and the vote was as follows:
AYES: Charlie Campbell, Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green
NOES: None
ABSTAIN: None

Passed 6 - 0

12. Other Business

Mayor Barnard moved to amend the agenda, so they can wait for appropriate personnel to arrive, moving "Other Business" to item 12 ahead of "Introduction of Legislation"; Bob Orsini seconded and all were in favor. Motion passed 6-0

1. Mayor Barnard said that similar to "adopt a highway", asked if council would like to "adopt the downtown district" to get together and pick up trash periodically to keep the downtown looking nice. It was asked when this would commence, Mr. Barnard said he could get a schedule together and send out.

13. Executive Session to Consider the Compensation of a Public Employee

ACTION: Donald Barnard moved to consider the compensation of a public employee, with members of council, city manager and city attorney by phone; Jon Merriman seconded and the vote was as follows:
AYES: Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Charlie Campbell
NOES: None
ABSTAIN: None

Passed 6 - 0

City Council entered Executive Session at 7:07 pm and returned to Regular Session at 7:13 pm

14. Introduction of Legislation

a. **ORDINANCE 07-2023** AN ORDINANCE ESTABLISHING CHAPTER 1164 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES

Trevor Traphagen with MKSK said they have been engaged by the city to look at the Comprehensive Plan, and as part of that, they have been asked to look at a Planned Development (PD) District. This is in response to the immediate and mounting pressure for development in this part of the world, and all of the secondary uses that come along with that. Trevor reviewed the first steps followed to complete this document, added that this is not a new zoning district, it is a custom-tailored development regulation for a specific piece of property and explained the PD review process. Chris Hermann added that this is for land that is not in Johnstown today and this also does not stop an adjacent property owner that

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has less than 350 acres from asking to annex into Johnstown.

This will not replace or change any current code, it adds another tool to Johnstown's toolbox. Sean Staneart said this could define Johnstown as a master planning community rather than parcel by parcel, and allow us to really think about roadway systems and utilize other infrastructure. Conversations on decisions behind the 350 acre qualification and different scenarios, questions answered.

Council members to review and provide feedback or edits to staff; Public Hearing and vote on May 16, 2023.

15. Executive Session to consider the purchase of property

16. Executive Session to consider imminent court action

ACTION: Mayor Barnard moved to enter executive sessions to consider the purchase of property and to consider imminent court action, with members of council, City Manager and Law Director. no action to follow; Jon Merriman seconded and the vote was as follows:

AYES: Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Charlie Campbell, Nicole Shook

NOES: None

ABSTAIN: None

Passed 6 - 0

Council entered Executive Session at 8:10 pm and returned to Regular Session at 9:48 pm.

17. Adjourn

With no further business, the meeting adjourned at 9:48 pm.

Next Council Meeting May 16, 2023



Special Council
Tuesday, May 16, 2023 - 5:45 PM
MINUTES

1. Call to Order

Mayor Barnard called to Order the City of Johnstown Special Council Meeting for May 16, 2023 at 5:53 PM.

2. Roll Call

Present - Mayor Donald Barnard, Jon Merriman, Nicole Shook, Bob Orsini

Absent - Charlie Campbell (absent at roll call, arrived at 6:01 pm), Sharon Hendren (absent at roll call, arrived at 6:26,

Staff present - Sean Staneart - Acting City Manager, Jack Liggett - Service Director, Rusty Smart - Chief of Police, Teresa Monroe - Clerk of Council

Public present - David Delande

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

ACTION: Mayor Barnard moved to enter executive session to consider the employment of a public employee; Bob Orsini seconded and the vote was as follows:

AYES: Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green

NOES: None

ABSTAIN: None

Passed 5 - 0

Council entered Executive Session at 5:54 pm.

Charlie Campbell arrived (6:01 pm)

Sharon Hendren arrived (6:26 pm)

Council returned to Regular Session at 7:00 pm

4. Other Business

None

5. Adjourn

ACTION: Mayor Barnard moved to adjourn; Jon Merriman seconded and all were in favor.

AYES: Donald Barnard, Jon Merriman, Ryan Green, Nicole Shook, Bob Orsini, Charlie Campbell, Sharon Hendren

NOES: None

ABSTAIN: None

Passed 7 - 0

The meeting adjourned at 7:00 pm



Regular Council
Tuesday, May 16, 2023 - 6:30 PM
MINUTES

1. Call to Order

Mayor Donald Barnard called to Order the City of Johnstown Regular Council Meeting for May 16, 2023 at 7:01 PM.

2. Roll Call

Present - Mayor Barnard, Jon Merriman, Sharon Hendren, Charlie Campbell, Nicole Shook, Bob Orsini, Ryan Green
Absent - None

Staff present - Sean Staneart - Acting City Manager, Jack Liggett - Service Director, Rusty Smart - Chief of Police, Thadeus Boggs - Frost Brown Todd, Ben Lee - Planning Commission, Teresa Monroe - Clerk of Council

Public present - Adam Wheeler, Barbara Knoepfler, Mary Wiswell, Bill Mitchell, Al Dolezal, Sabrina Baker, David Delande, Wes Kobel, Glenn Ronken, David S, Tom Hart, Rick Platt, Mary Cool, Chris Hermann

3. Invocation - Father Stephen Smith, Church of the Ascension

4. Pledge of Allegiance

5. Citizen comments on matters not on the agenda

Prior to opening for public comments, Mayor Barnard recognized Peace Officers Memorial Day and Police Week with a reading and shared letters sent to him from the public.

1. Bill Mitchell

- Read a list of questions he had on Ordinance 07-2023, Chapter 1164 Planned Development (PD) District. Mayor Barnard said the questions would not be answered now but would be addressed during the public hearing on the Ordinance during the meeting.

6. Council Committee reports

- Planning & Zoning:** Met 5/9/23; Next 5/23/23 @ 6:30 pm Council Chambers
Variance tabled at the applicants request.
- Design Review Board:** Met 5/9/23; Next TBD
- Safety & Service:** Met 5/3/23; Next 6/6/23 @ 5:00 pm Admin conference room
- Finance:** 5/16/2023; Next Special 6/6/23 and Regular 6/20/23 both @ 5:00 pm Admin conference room

Spoke to the financial advisor at 5/3 Bank on the city investments, will meet with them quarterly.

- e. **Park & Rec:** Next 6/5/23 @ 1:00 pm Admin conference room
- f. **Events Committee:** Met 5/11/23; Next TBD
Fireworks planning is well under way for 2023. Continuing to put out information on the James mobile mammography unit coming to Johnstown in June. The committee hopes to provide another mental health roundtable in the fall.
- g. **Tree Commission:** Update; x2 trees planted at the Dog Park; Next meeting TBD

7. Director Reports

- a. Police Chief
Chief Smart reviewed his report included in the packet.
- b. City Manager Sean Staneart provided a verbal report to Council

Chris Hermann with MKSK was present for an update on the Comprehensive Plan. Review began with the "Framework Plan", which looks at land uses outside of the city limit but within the school district. The plan will be provided to council for review; they recommend that be adopted as a policy document and a piece of the Comprehensive Plan. Stakeholder meetings will be held to talk about Johnstown specific issues. This is not a zoning district plan, this will be a guiding document for future land uses. A key piece is to figure out how to continue to grow the economic base of Johnstown and to help provide it with the revenue to do the things it is trying to do and preserve the community heritage.

8. Tabled Legislation

- a. **ORDINANCE 17-2022** AN ORDINANCE ADOPTING WAGE AND SALARY STRUCTURES FOR THE CITY OF JOHNSTOWN. Tabled September 27, 2022
Remains tabled, under review in Finance Committee.

9. Public Hearings of Legislation

- a. **ORDINANCE 07-2023** AN ORDINANCE ESTABLISHING CHAPTER 1164 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES. Second reading

Thadeus Boggs with Frost Brown Todd reviewed revisions to sections 1164.02 (f) and 1164.06 (j); additional, in-depth discussion on 1164.06 (k) and the configuration of the Administrative Board of Review (ABR).

Public Hearing

1. Bill Mitchell

- Inquired about the 350 acre requirement. Mr. Staneart said that if you want to annex into Johnstown, you do not need 350 acres. If you want to annex into

Johnstown through the PD district zoning, that would require 350 acres. Discussion on the need to be contiguous to a city boundary in order to request annexation and options for requesting which zoning the property could come in under. Questions and discussion on expiration of the zoning.

2. Tom Hart

- Said he is a Zoning Attorney and Development Lawyer with twenty-five years of experience. Commended the city for considering a planned district but should consider lowering the three hundred-fifty acre threshold, this will only support the biggest market players with a largest projects. He named some examples of projects he considers very worthwhile with much less acreage; said there are projects that the market will not bring with this type of threshold. Mr. Hart said he believes Johnstown is taking a positive step, but there are a lot of other projects and he respectfully requests they consider his comments.

Mayor Barnard said that when Intel came, it was a shock to the citizens of Johnstown, many didn't want it, many are happy with some of the impacts, but the majority do not want to lose our rural identity. He said for him, he is not chasing the fast dollar to grow Johnstown into Grandview or Dublin, he wants Johnstown to stay Johnstown and the 350 acres will give our small staff what they can handle. There are also limited resources, water is a major player in this game, there are many other water companies wanting to come into our area, we have to set our boundaries and secure Johnstown borders, we have to do this the right way or we lose all control.

Tom Hart said that a lot of good things can happen on ten, twenty or two hundred acres that the city might want to consider.

Jon Merriman said this is only a tool to control our growth at a pace we can comfortably manage it. He said they want to grow the town for the constituents in such a way that they don't give away all resources and they get the look that they are looking for to start, to continue to grow. Until we know what Johnstown really is and the citizens tell us what they want, it is not fair for all to just come on in.

3. Bill Baker

- Asked if there was already 350 acres ready to develop. Mayor Barnard said no.
- Asked if the city had water and sewer capacity now for 350 acres. Mr. Merriman said it would depend on the use they wanted. Some examples were discussed.

Chris Hermann with MKSK addressed the 350 acre requirement; he said that is the requirement now because that is the situation we are in now, with services and staff. We want to be able to plan effectively for the resources we have right now and regulations we have at this point, and for it to be big enough that we can concentrate on getting it right. As we continue to work the Comprehensive Plan process and get some things under our belt, the requirement could come down and we could expand this opportunity to more areas.

Sean Staneart said there is a limitation on our water and sewer capacity, at this point, they are looking to add to that capacity but it takes time and money. The practice they are trying to put into place is that of master planning because most of the growth seen will be from annexation, we will be building infrastructure as it comes and it is much easier to plan for 350 acres, it will be a broader development plan and a much larger parcel also with better opportunity for usable green space. He added that for the annexation piece, we are trying to stretch our borders strategically and that 350 acres allows us to capture a tremendous amount of property strategically and place our resources in a way that allows us to maximize them. Our school system is a huge component to every conversation they have, being able to secure the school district boundaries will serve us well, you cannot have a successful city without a successful school system.

Bob Orsini asked Mr. Staneart to explain the impacts of a non-municipal water provider coming into the township. Mr. Staneart said there are many scenarios; one is that this would no longer be a conversation for this body, if we are no longer the water and sewer provider, there is no need for them to annex into the city and township zoning has greater potential for multi-family. Mr. Orsini said he wanted it to be known that when township water and services are available, you don't get the control, oversight and planned development that you would have. Without control of some of these potential areas, population centers would build right around our town, it is critical that we manage our resources carefully and do the best we can for the folks currently living here and any that will move here, to control those areas so that we don't end up with a mass of unplanned, uncontrolled growth.

Tom Hart said that his client seeks annexation to Johnstown with their 210 acres for the very reason Mr. Orsini just explained. Mr. Orsini said he was speaking in general. Mr. Hart said they understand municipal zoning and the desire to control the border and that is what they want, they want to be in Johnstown, that is why they are here.

4. Ben Lee

- 1164.09 (a) noted the "may" should read as "shall"

Mr. Boggs reviewed and discussed all edits to Chapter 1164 with council for accuracy and said if there is agreement, the motion would be to adopt the amendments presented and discussed. Mayor Barnard asked if there was a motion.

ACTION:	Jon Merriman moved to adopt ordinance 07-2023 with the amendments reviewed; Sharon Hendren seconded and the vote was as follows:
AYES:	Charlie Campbell, Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren
NOES:	None
ABSTAIN:	None

Passed 7 - 0

b. **RESOLUTION 2023-15** A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPOINT A DIRECTOR OF FINANCE

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The City Charter requires the appointment of the Finance Director to be approved by council. Mayor Barnard said it is council's desire to hire Mr. David Delande.

ACTION: Nicole Shook moved to approve David Delande; Charlie Campbell seconded and the vote was as follows:
AYES: Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren, Charlie Campbell
NOES: None
ABSTAIN: None

Passed 7 - 0

10. Introduction of Legislation

- a. **ORDINANCE 08-2023** AN ORDINANCE AMENDING ORDINANCE 22-2022, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS
Mr. Staneart said there are still some engineering costs associated with a project from last year and carrying that over into this year, we need to reappropriate funds. The recommendation from the Finance Department is to take those out of the Permissive Motor Vehicle License Tax Fund. This amends the original appropriation ordinance to allow this to be paid out of that account. Public Hearing and vote on June 6, 2023.
- b. **ORDINANCE 09-2023** AN ORDINANCE AMENDING ORDINANCE 22-2022, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS
Mr. Staneart said this appropriates funds for the Public Relation firm hired by the city, funds will come from the line item appropriated for the manager's salary. Public Hearing and vote on June 6, 2023.

11. Other Business

No other business.

12. Executive Session to consider the purchase of property

ACTION: Donald Barnard moved to enter executive session to consider the purchase of public property, with members of council, city manager ; Bob Orsini seconded and the vote was as follows:
AYES: Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren, Charlie Campbell, Nicole Shook
NOES: None
ABSTAIN: None

Passed 7 - 0

Council called for a short recess then entered Executive Session at 9:45 pm and returned to Regular Session at 10:20 pm.

13. Adjourn

With no action following Executive Session, the meeting was adjourned at 10:20 pm

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Next Council Meeting June 6, 2023



Regular Council
Tuesday, June 6, 2023 - 6:30 PM
MINUTES

1. Call to Order

Mayor Donald Barnard called to Order the City of Johnstown Regular Council Meeting for June 6, 2023 at 6:35 PM.

2. Roll Call

Present - Mayor Donald Barnard, Jon Merriman, Sharon Hendren, Ryan Green, Nicole Shook, Bob Orsini, Charlie Campbell
Absent - None

Staff present - Sean Staneart - Acting City Manager, Jack Liggett - Service Director, Rusty Smart - Chief of Police, David Delande - Finance Director, Terry Nichols - Water Superintendent, Rick Fitch - Wastewater Superintendent, Daniel Swick - Street Superintendent, Teresa Monroe - Clerk of Council

Public present - Sabrina Baker, Phil Baker, W...M..., T...M..., (sign in not legible), Larry Griffin, Steve Dyer, Coach McD., Barbara Knoepfler, Mary Wiswell, Wes Kobel, Jamie Hartsough, Susan Cullen, Kelly Arledge

3. Invocation - Pastor Larry Griffin, Johnstown Baptist Church

4. Pledge of Allegiance

5. Mayor Proclamation - 2023 Johnstown Softball

Mayor Barnard read a proclamation and presented it to the Johnstown Softball Team. City Council offered congratulations to the team on their historic season.

6. Action on Minutes

a. March 21, 2023

ACTION: Bob Orsini moved to approve as written; Nicole Shook seconded and the vote was as follows:

AYES: Charlie Campbell, Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren

NOES: None

ABSTAIN: None

Passed 7 - 0

7. Johnstown Can Non-Profit update

Steve Dyer and Susan Cullen provided an update on their upcoming 5K event June 10, 2023.

8. KWA Public Relations - Kelly Arledge updates

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Kelly Arledge with KWA Public Relations was engaged by the City of Johnstown in May to start enhancing city communication. Ms. Arledge provided updates to City Council on planned changes to the city website and social media presence, enhanced communication such as an electronic city newsletter and surveys to gather input.

9. Citizen comments on matters not on the agenda

No comments

10. Council Committee reports

a. **Planning & Zoning:** 5/23/23 Cancelled; Next 6/13/23 @ 6:30 pm Council Chambers

b. **Design Review Board:** Next TBD

c. **Safety & Service:** 6/6/23; Next 7/5/23 @ 5:00 pm Admin conference room
No new developments, discussed different opportunities such as signage to increase safety in town, the 25 mph zone has been extended through town to Jersey Street.

d. **Finance:** 6/6/23 Special; Next 6/20/23 @ 5:00 pm Admin conference room
No updates to pass along for tonight.

e. **Economic Development:** Net TBD

f. **Park & Rec:** 6/5/23 Cancelled; Next TBD

g. **Tree Commission:** Next TBD

h. **Events Committee:** Next TBD

11. Director Reports

a. Service Departments: Water, Sewer, Street, Service Director
Terry Nichols, Rick Fitch, Daniel Swick and Jack Liggett reviewed their reports (included with the packet) and answered council member questions.

Mayor Barnard asked about the status of the traffic signal at Wendy's. Daniel Swick said they continue to wait on parts and cabinets. Pulte is working to get the traffic light in at Bigelow, no date provided at this time.

Discussion on the newly installed hand rail in front of McDonalds.

b. City Manager
No report at this time.

12. Tabled Legislation

- a. **ORDINANCE 17-2022** AN ORDINANCE ADOPTING WAGE AND SALARY STRUCTURES FOR THE CITY OF JOHNSTOWN. Tabled September 27, 2022
Still under review, remains tabled

13. Public Hearings of Legislation

- a. **ORDINANCE 08-2023** AN ORDINANCE AMENDING ORDINANCE 22-2022, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS
Appropriation to increase engineer fees. No debate by council.

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

ACTION: Mayor Barnard moved to approve; Nicole Shook seconded and the vote was as follows:
AYES: Charlie Campbell, Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren
NOES: None
ABSTAIN: None

Passed 7 - 0

- b. **ORDINANCE 09-2023** AN ORDINANCE AMENDING ORDINANCE 22-2022, THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF JOHNSTOWN TO APPROVE NECESSARY CHANGES OF APPROPRIATIONS
Funds appropriated to the City Manager salary during budget that are not currently being paid out will be appropriated for the new public relations firm engaged by the city; no debate by council.

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

ACTION: Nicole Shook moved to approve; Donald Barnard seconded and the vote was as follows:
AYES: Nicole Shook, Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren, Charlie Campbell
NOES: None
ABSTAIN: None

Passed 7 - 0

14. Introduction of Legislation

- a. **ORDINANCE 10-2023** AN ORDINANCE AMENDING CHAPTER 1164 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES
Chapter 1164 which was adopted in May. Sean Staneart explained some necessary edits

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needed in the ordinance. Edits to common space and green space requirements, as well as NCA requirements. **Public Hearing and vote June 20, 2023.**

15. Other Business

1. Discussion on Certificate of Appropriateness (COA) applications for Minor Environmental Changes (existing construction - new roofs, solar panels, siding etc.) versus Major Environmental Changes (new construction, existing home addition etc.). Major changes that appear before the Design Review Board have a fee of \$300.00; Minor changes only require review by the City Manager and the ordinance does not state a separate fee. Mr. Staneart said they are not difficult to review but the applications are becoming frequent and they are taking more of his and staffs time. He asks for Council direction on specifying a fee for these applications, currently they are not charging for the Minor Changes.

MOTION: Bob Orsini moved for resolution to charge a \$100.00 non-refundable fee for a minor change Certificate of Appropriateness; Donald Barnard seconded

Mayor Barnard opened the floor to the public:

Public Hearing:

1. Phil Baker

- Thinks \$100.00 is too much. In the storm a few weeks ago, they lost their roof, they had insurance on it, but he had to come up with \$1500.00 and then if he lived in the city, he would have to come up with another \$100.00, a lot of people don't have that kind of money. He said he thinks \$50.00 would be reasonable for something minor.

Mr. Orsini said he would like to see the approval and oversight moved to the Zoning Inspector, the manager can always review it. He recommends \$100 - \$150 that would cover review and a trip to inspect. Mr. Green said he would not want to hinder anyone from doing basic maintenance on their house or making an improvement, he would like to see landscaping not to be included, they could definitely work on the ordinance wording. Mr. Orsini said the problem is that the Codified Ordinance is too broad, after further discussion he is not in favor of the fee. Mayor Barnard said that he thinks this ordinance needs to be looked at further.

ACTION: Mr. Orsini withdrew his motion.

Mr. Campbell said he would like to see the Planning Commission review the ordinance and agreed that \$100.00 was steep, especially for someone making multiple property improvements. Mr. Staneart said this would fall under design review. Council referred to the Design Review Board.

2. Mayor Barnard said regarding the previous council discussion on members cleaning up the downtown, the date chosen is June 11th, Sunday at 1:00 pm, the day after the 5K.

16. Executive Session to consider the purchase of property

Mayor Barnard said this is to consider the purchase of property and will only require members of council and the City Manager. There will be no action to follow.

ACTION: Bob Orsini moved to enter Executive Session to consider the purchase of property; Jon Merriman seconded and the vote was as follows:
AYES: Bob Orsini, Jon Merriman, Mayor Barnard, Ryan Green, Sharon Hendren, Charlie Campbell, Nicole Shook
NOES: None
ABSTAIN: None

Passed 7 - 0

Council entered Executive Session at 7:40 pm. Return to Regular Session not recorded.

17. Adjourn

With no further business or action the meeting adjourned, time not recorded.

Next Council Meeting June 20, 2023



Director's Report June 2023

Training

State-mandated continued professional training (CPT):

- Ohio School Threat Assessment, Arrest, Search, and Seizure, Legal Updates.

Department training Single Officer Response to Active Threat (SORAT) training.

Officer Hatfield completed 4 hours Civilian Response to Active Shooter Events (CRASE) training.

Officer Fox completed 24 hours of Driving Instructor training.

Officer Fife & Officer Hoar completed 40 hours of Crisis Intervention Team (CIT) training.

Social Media

Facebook

People reached: 318,466

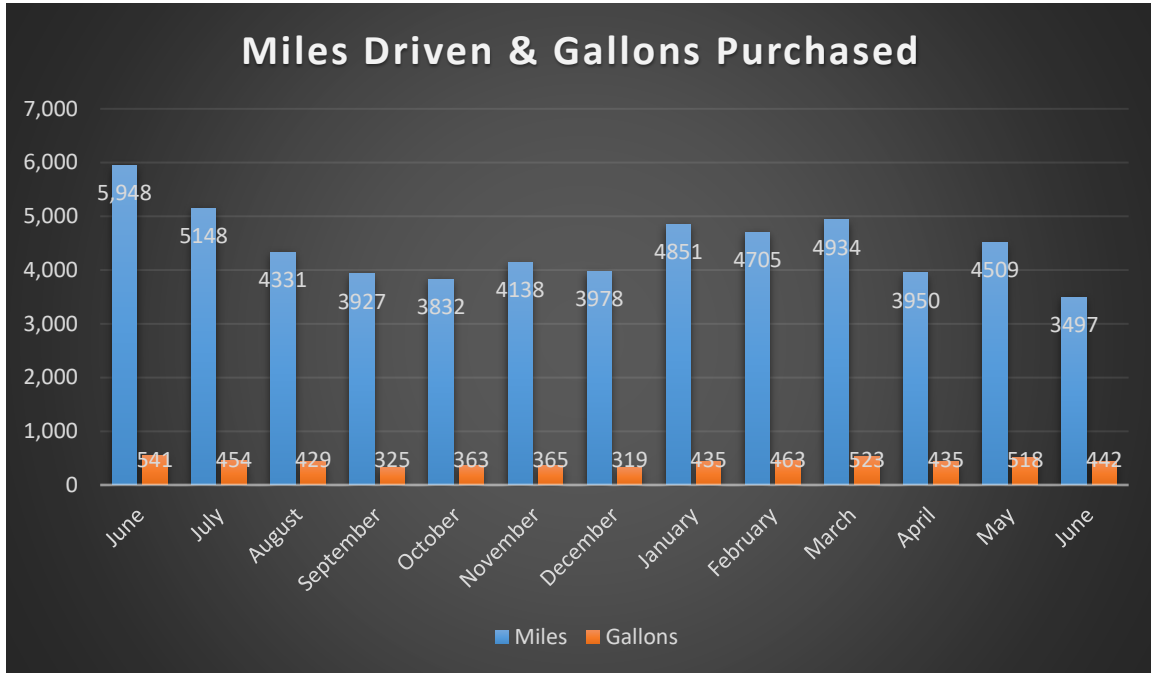
Post engagements: 28,894

New Followers: 223

Total Followers: 6,441

New Followers in last 12 months: 896

Fuel & Miles



Fleet

All marked patrol cars drove a total of 4,509 miles within the City of Johnstown.

1. Idling time: 299 hours
2. Total engine on time: 494 hours
3. Engine off: 904 hours
4. Each officer drove 26 miles per shift. The daily average driving time for a vehicle was 1 hour 27 minutes.

Other Information

Final Patch selection has been determined and in the fall, officers will start wearing the new department patch.



Chief Smart started attending a day camp at Hope Valley just outside of Newark called Heroes for Hope. The mission of this program is to close the gap between our youth, the community, and our first responder heroes. The police department partnered to provide opportunities for our youth to experience personal focused time with a positive mentor. The program's long-term goals are centered around helping our youth make positive life choices, implementing healthy coping habits, and trusting and learning from our first responders. Activities include fishing, basketball, nature exploration, archery, yoga, games, crafts, wellness activities, and first-aid, all while focusing on self-care, communication, and leadership skills.



Statistics

	2022						2023													
	JUL	AUG/SEPT	OCT	NOV	DEC	TOTAL	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL	
Vehicle Accident	9	21	11	12	9	62	12	10	8	7	8	10							55	
Theft	4	21	5	7	6	43	3	8	7	5	7	2							32	
Domestic Violence	7	16	14	6	5	48	5	5	2	3	5	3							23	
Assault	1	2	2	1	0	6	0	0	5	0	1	1							7	
OVI	0	3	0	0	2	5	1	0	1	2	0	0							4	
Burglary Alarm	16	50	11	25	17	119	11	7	10	8	18	8							62	
Vandalism	2	18	5	3	0	28	1	3	2	2	2	0							10	
Juvenile Complaint	1	9	3	2	0	15	0	1	4	4	2	3							14	
Trespassing	1	6	0	3	0	10	3	1	4	0	3	2							13	
Other Agency Assist	10	22	2	10	5	49	3	6	4	3	3	4							23	
Warrant	1	2	1	2	2	8	6	2	1	1	1	1							12	
Overdose	0	4	0	2	1	7	0	2	0	2	1	1							6	
Suicide Threat	2	10	1	0	0	13	1	2	1	2	1	0							7	
911 Hang Up/Misdial	31	70	29	30	38	198	41	26	21	36	53	45							222	
Arrest	3	15	2	1	5	26	8	3	2	3	1	1							18	
Traffic Stop	93	94	47	34	31	299	66	65	106	76	89	76							478	
Citations	26	52	27	16	14	135	43	44	61	46	46	40							280	

2023 Accident Statistics

	DATE	LOCATION	NON INJURY	INJURY	UNOCCUPIED	HIT SKIP	CAD #
1	1/5/2023	W COSHOCTON ST @ 211 W COSHOCTON ST	X				2300007
2	1/5/2023	S MAIN ST/W PRATT ST		X			2300010
3	1/7/2023	N MAIN ST @ 8 N MAIN ST	X			X	2300014
4	1/7/2023	N MAIN ST /W COSHOCTON ST	X				2300020
5	1/11/2023	S MAIN ST/CONCORD RD		X			2300026
6	1/12/2023	S MAIN ST/CHAMBERS WAY	X				2300028
7	1/17/2023	W COSHOCTON ST/CLARK DR	X				2300034
8	1/21/2023	E COSHOCTON ST/SPORTSMAN CLUB RD	X				2300039
9	1/22/2023	NORTHVIEW DR @ 64 NORTHVIEW DR	X				2300040
10	1/24/2023	W COSHOCTON ST @ 233 W COSHOCTON ST	X				2300041
11	1/26/2023	SUNSET DR @ 186 SUNSET DR	X				2300043
12	1/28/2023	W COSHOCTON ST/N MAIN ST	X				2300048
12			10	2	0	1	

1	2/2/2023	N MAIN ST/E COSHOCTON ST	X				2023-312
2	2/2/2023	S MAIN ST/E COLLEGE AV	X				2023-315
3	2/3/2023	N MAIN ST/W COSHOCTON ST	X				2023-328
4	2/5/2023	W COSHOCTON ST/CLARK DR	X			X	2023-336
5	2/8/2023	POST OFFICE ALLEY @ 53 S KASSON ST	X				2023-357
6	2/12/2023	800 W COSHOCTON ST	X			X	2023-391
7	2/15/2023	E COSHOCTON ST @ 95 E COSHOCTON ST	X				2023-412
8	2/22/2023	W COSHOCTON ST/WOODGATE CT		X			2023-483
9	2/22/2023	W COSHOCTON ST/MEADOW LN	X				2023-484
10	2/27/2023	E COSHOCTON ST/N MAIN ST	X				2023-539
10			9	1	0	2	

	DATE	LOCATION	NON INJURY	INJURY	UNOCCUPIED	HIT SKIP	CAD #
1	3/2/2023	S MAIN ST @ 65 S MAIN ST	X			X	2023-565
2	3/9/2023	211 W COSHOCTON ST		X			2023-632
3	3/13/2023	W COSHOCTON ST @ 708 W COSHOCTON ST	X				2023-673
4	3/13/2023	W COSHOCTON ST @ BENEDICT DR	X				2023-528
5	3/15/2023	N OREGON ST @ E MAPLE ST	X				2023-693
6	3/20/2023	S MAIN ST @ E COSHOCTON ST	X				2023-770
7	3/21/2023	N MAIN ST @ W COSHOCTON ST	X				2023-777
8	3/23/2023	725 W COSHOCTON ST			X	X	2023-788
8			6	1	1	2	

1	4/2/2023	W COSHOCTON ST @ CLARK DR		X			2023-899
2	4/6/2023	BIGELOW DR @ 125	X		X		2023-935
3	4/8/2023	W COSHOCTON ST @ S MAIN ST	X				2023-963
4	4/14/2023	8 N MAIN ST	X				2023-1018
5	4/16/2023	E COSHOCTON ST @ 129	X				2023-774
6	4/20/2023	W COSHOCTON ST @ S MAIN ST	X				2023-1078
7	4/21/2023	S KASSON ST @ E COLLEGE AVE	X				2023-1087
7			6	1	1	0	

1	5/8/2023	W COSHOCTON ST @ N OREGON ST	X				2023-1241
2	5/9/2023	S MAIN ST @ E COSHOCTON ST	X				2023-1253
3	5/11/2023	S KASSON ST @ 132	X				2023-1284
4	5/17/2023	FOX DR @ RED FOX CT	X				2023-1349
5	5/19/2023	S MAIN ST @ 16	X				2023-1373
6	5/20/2023	E COLLEGE AVE @ S KASSON ST	X				2023-1392
7	5/25/2023	W COSHOCTON ST @ S WILLIAMS ST	X				2023-1480
8	5/30/2023	W COSHOCTON ST @ N OREGON ST	X				2023-1541
8			8	0	0	0	

	DATE	LOCATION	NON INJURY	INJURY	UNOCUPIED	HIT SKIP	CAD #
1	6/3/2023	W JERSEY @ 146	X				2023-1576
2	6/5/2023	W COSHOCTON ST @ N MAIN ST	X				2023-1593
3	6/11/2023	N MAIN ST @ W COSHOCTON ST	X				2023-1652
4	6/12/2023	800 W COSHOCTON ST	X			X	2023-1671
5	6/14/2023	W COSHOCTON ST @ 907	X				2023-1696
6	6/14/2023	E COSHOCTON ST @ POST OFC ALLEY	X				2023-1689
7	6/17/2023	W COSHOCTON ST @ N MAIN ST	X				2023-1725
8	6/23/2023	495 E COSHOCTON ST	X				2023-1795
9	6/26/2023	E COSHOCTON ST @ N MAIN ST	X				2023-1840
10	6/29/2023	W COLLEGE AV @ S OREGON ST	X				2023-1859
10			10	0	0	1	



ACTING CITY MANAGER REPORT

JULY 18TH, 2023

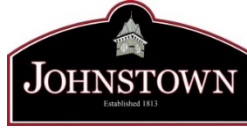
1. **Utility Billing** --- Fully integrated with utility billing system Muni-link.
2. **NCA, TIF's & CRA** --- Met with the school on July 10th for a high level discussion and will meet again on the 25th to work on the specific financial items.
3. **Annexation** – County Commissioners approved a resolution for 285-acre annexation.
4. **MKSK Comprehensive Plan** – Should see a resolution to amend our current comprehensive plan within the next few weeks. This would not be the overall adoption just a piece, which will help move the proposed annexed area forward.
5. **HR** – We have moved through our first block of HR hours. We will be contracting for another block unless Council would direct otherwise.
6. **LCATS** – I would like to have Matt Hill attend a safety and service meeting to discuss local infrastructure improvements.
7. **Union Negotiations** – Final documents are being drafted for review and formal adoption from each respective party.
8. **Code Enforcement**- Terry currently has a very full workload due to the time of year. He maintains a positive attitude as he works through the learning process.
9. **Design Review Board** – They had a very full agenda for the last few meetings.
10. **Johnstown Water Partnership** -- continuing to have conversations with other municipalities in the area to collaboratively work together in solving the Regional Water & Sewer needs. Have had multiple meetings over the last several weeks to move this concept into a reality.
11. **Parks and Recreation** –
 - Splash pad 250,000 and Amphitheater 150,000 funding update.
 - Would like to update our current Parks and Greenways plan that was done in 2017. This can help guide the city to identify future greenspace opportunities and current park redevelopment strategies.

12. Traffic signalization projects –

- Leafy Dell Signal — push back 1 year will likely start in 2026, traffic agreement has been signed with Coughlin
- State Route 62 will be resurfaced in 2023.
- Bigelow Dr. traffic signal – new performance bond, and request to install traffic light this construction season from Pulte.

Respectfully Submitted,
Sean Staneart
Interim City Manager

CITY OF JOHNSTOWN



ORDINANCE 13-2023

AN ORDINANCE ESTABLISHING CHAPTER 1132 OF THE CITY OF JOHNSTOWN CODIFIED ORDINANCES

WHEREAS, Chapter 1132, Temporary Uses, is intended to establish regulations for uses of private property that are temporary in nature.; and

WHEREAS, these provisions place restrictions on the duration of the temporary use, location and development standards, and application and review standards; and

WHEREAS The intent of these regulations is to ensure that the temporary use does not adversely impact permanent or permitted-by-right uses of the same or neighboring properties; and

WHEREAS, the City of Johnstown Council desires to adopt Chapter 1132, Temporary Uses, as attached; and

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

Section 1. That Chapter 1132, Temporary Uses, is established as attached to this ordinance.

Section 2. It is found and determined that all formal actions of this City Council concerning and relating to the recommendation of adoption of this Ordinance were approved in an open meeting of this City 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 City OF JOHNSTOWN.

Date of Introduction: July 18, 2023

Public Hearing/Vote: August 1, 2023

Effective:

By: _____

Donald Barnard, Mayor

ATTEST TO:

APPROVED AS TO FORM:

Teresa Monroe, Clerk of Council

Yazan S. Ashrawi, Law Director

CHAPTER 1132

Temporary Uses

- 1132.01 Purpose and Intent
- 1132.02 Definitions
- 1132.03 Applicability
- 1132.04 Permit Required
- 1132.05 Duration of Temporary Uses
- 1132.06 Procedures
- 1132.07 Review Procedures
- 1132.08 Development Standards, Generally
- 1132.09 Allowable Temporary Uses

1132.01 PURPOSE AND INTENT

- (a) The purpose of this chapter is to establish regulations for uses of private property that are temporary in nature. These provisions place restrictions on the duration of the temporary use, location and development standards, and application and review standards. The intent of these regulations is to ensure that the temporary use does not adversely impact permanent or permitted-by-right uses of the same or neighboring properties. Furthermore, the purpose of these temporary use regulations is to:
 - (1) Allow review by elected and appointed officials to ensure all necessary conditions are applied to maintain a harmonious environment within the City of Johnstown.
 - (2) Maintain life, health, safety and welfare of surrounding properties and persons interacting with the temporary use.
 - (3) Review mitigation measures to minimize impacts to mobility (vehicles, bicycles, pedestrians) and surrounding properties.
 - (4) Ensure temporary uses and activities are consistent with the purpose and intent of the city's comprehensive plan and codified ordinances of Johnstown, Ohio.

1132.02 DEFINITIONS

- (a) *"Temporary Use"* - means a use or structure on improved or unimproved real estate which is of a short-term nature or fixed duration, which do not require permanent construction and which are approved with a specific time limit in which said use may be conducted.

1132.03 APPLICABILITY

- (a) The regulations of this chapter apply to the temporary use of property within all city zoning districts.

1132.04 PERMIT REQUIRED

- (a) Except as otherwise provided in this zoning code, the temporary uses listed in this chapter shall require the issuance of a Temporary Use Permit (TUP) from the designated approving authority prior to establishment of the use. The process for accepting, reviewing, and approving or denying a TUP shall be as described in Chapter 1132.06 – Procedures.
- (b) Applicants seeking a TUP for a time period longer than otherwise allowed by this chapter may submit an application for a Conditional Use Permit (CUP) for said activity provided the proposed use complies with all other relevant development and operational standards (other than time duration) for the use as provided in this chapter. Any request for a CUP shall be processed in accordance with Chapter 1131 of these regulations.

1132.05 DURATION OF TEMPORARY USES

- (a) The applicant for a TUP, as part of the application, must specify the time needed to conduct the proposed temporary use. City Council, in their sole discretion, may condition the approval of a TUP to align with the timing needs of the proposed temporary use.
- (b) The duration of a TUP shall not exceed six (6) months from the approval of the TUP unless extended by City Council for up to an additional six (6) months. In no case shall a TUP be active for more than twelve (12) months from the initial approval date.

1132.06 PROCEDURES

- (a) Application. All applicants for a TUP must submit a completed application (including all required submittals), along with applicable fees, for review by the City of Johnstown. TUP applications are available at the City Clerk's office.
- (b) Fees. Prior to any review by Johnstown staff or officials or commencement of any temporary use, payment must be submitted to the City of Johnstown. A fee schedule is maintained by the city and is available at the City Clerk's office.
- (c) Application Submittal Requirements. In addition to the application and fee, the items listed below, at a minimum, shall be submitted to aid in the review of the request by the City of Johnstown. Additional submittal materials are encouraged to assist in the review of the request by the City of Johnstown. Minimum submittal requirements for a TUP are as follows:
 - (1) A site plan, drawn to scale, illustrating the location of proposed structures, parking areas, ingress/egress for vehicles and pedestrians, setbacks from all property boundaries, and where materials will be staged/stored.
 - (2) Plans/specifications for any temporary structures including utility connection points (as applicable).
 - (3) Topography map indicating contours as well as any water bodies or intermittent streams and/or stands of trees. Any planned grading must be indicated on this map, as well as any changes or obstructions to water flow.

- (4) Specifications/photographs of materials that will be used to prepare the site for temporary use including, but not limited to, vehicular/pedestrian circulation materials, visual screening products, lighting, access control, and site security.
 - (5) Signed owners' authorization form allowing the applicant to utilize said property for the intended temporary use and timeframe.
 - (6) For undeveloped sites, proof of performance bond (or ability to secure at time of approval) to return the site to original condition prior to the commencement of the temporary use.
- (d) Review Process. See Chapter 1132.07 for review and approval procedures.

1132.07 REVIEW PROCESS

The City Manager, or their designee(s), shall review the request and provide a recommendation to City Council within ten (10) business days of receipt of a completed application for a TUP. The City Manager, or designee(s), shall provide a written recommendation to the City Council for review and rendering of a decision. This written recommendation from staff to City Council shall clearly state any conditions of approval or reasons for denial. The City Council, at their next regularly scheduled meeting may approve, approve with conditions, or deny the request for a TUP.

- (a) Findings. The City Manager, or their designee, shall recommend to approve, approve with conditions, or deny a TUP after making all of the findings below. If the City Manager, or their designee, does not make all of these findings, he or she shall recommend denial of the TUP.
- (1) The establishment, maintenance, and operation of the use will not, under the circumstances of the particular case, be detrimental to the health, safety, or general welfare of persons residing or working in the neighborhood of the proposed use.
 - (2) The use, as described and conditionally approved, will not be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the city.
 - (3) Approved measures for the removal of the use and site restoration have been required to ensure that no changes to the site would limit the range of potential permanent uses otherwise allowed by this zoning code.
- (b) Conditions. In approving a TUP, the City Council may impose conditions to ensure that the required findings can be made. Such conditions may include but shall not be limited to the following:
- (1) Measures to minimize impacts on adjacent uses, such as buffers and screening, stormwater run-off best management practices, hours of operation, lighting requirements, and/or parking measures.
 - (2) Property maintenance requirements to ensure that each site occupied by a temporary use shall be cleaned of debris, litter, or any other evidence of the temporary use upon completion or removal of the use.
 - (3) Appropriate performance guarantees/security may be required before initiation of the use to ensure proper cleanup after the use is finished.

- (4) Other conditions of approval deemed reasonable and necessary to ensure that the approval complies with the findings above.

1132.08 DEVELOPMENT STANDARDS, GENERALLY

- (a) Each use granted a TUP shall comply with all applicable regulations and development standards outlined in the city's Codified Ordinances. In addition to the temporary use-specific requirements established in this chapter, all temporary uses must adhere to the regulations established below:
 - (1) Measures for removal of the temporary use and site restoration, to ensure that no changes to the site would limit the range of potential permanent uses otherwise allowed by the existing zoning.
 - (2) Limitation on the duration of approved temporary structures to a maximum of one year, so that temporary structures do not become permanent structures.
 - (3) General site order and maintenance.
 - (4) Other requirements as appropriate to minimize any adverse impacts of the use.

1132.09 ALLOWABLE TEMPORARY USES

The temporary uses listed below may only be established after first obtaining a valid (TUP). Uses that do not fall within the categories defined below shall comply with the use and development regulations and permit requirements that otherwise apply to the property.

(a) Construction Yard – Off Site.

- (1) *Definition:* A "Construction Yard – Off Site" is a parcel, or portion thereof, that is used for the temporary storage of materials, vehicles, and/or equipment related to a construction project that is not located on the same parcel. An example of a Construction Yard – Off Site is a parcel utilized to store materials and equipment to support infrastructure improvements within or adjacent to public rights-of-way which lack sufficient space to store these goods without impeding vehicular and pedestrian traffic and/or creating public safety concerns.
- (2) *Allowable Zoning Districts:* A Construction Yard – Off Site is only allowable as a temporary use within the General Community Commercial (GCC-2), Light Manufacturing (LM), and Planned Development (PD) zoning districts (so long as the governing PD district allows for Temporary Uses in the approving zoning text).
- (3) *Development Standards.* The minimum standards necessary for a Construction Yard – Off Site are as follows:
 - a. Setbacks. Front: forty (40) feet
Side: twenty-five (25) feet
Rear: twenty-five (25) feet
 - b. Screening. All Construction Yard – Off Site uses must be enclosed by a fence a minimum of six (6) feet in height fitted with screening panels to block views of materials and equipment within the site to the general public. The screening material shall be kept in good order and securely attached to the fence through the duration of the TUP.

- c. Ingress/Egress. Unless otherwise required by Fire/EMS access, a Construction Yard – Off Site shall have one access point, equipped with a gate or other access management device. This entry point shall be set back far enough from the adjacent sidewalk or roadway so that vehicles waiting to enter the site do not impede traffic flow on the adjacent sidewalk or roadway.
- d. Where stabilized pavement does not exist, gravel or other stabilization systems must be used to stabilize storage and vehicular circulation areas in order to control erosion of soils, prevent permanent site damage, and minimize dirt and debris leaving the site of the temporary use.