

Mr. Doug Price called for the public hearing to be reconvened at 8:00 pm.

Mr. Paul Price made a motion to untable Article XXI – General Development Standards and Article XXIII – Landscaping and begin further discussion. Mr. Earl Lehner seconded. All voting yes the motion passed.

Mr. Cooperider discussed the following issues from the Zoning Commission Board with the Trustees:

*** Article XXI – General Development Standards**

21.01(a) Dimensions

The Trustees have changed this Section to read as follows:

“FR-1 is exempt from aiseways”

21.02 (c) Driveways

The Zoning Commission Board would like to see the first sentence stay in which says, “All driveways serving parking lots for five (5) or more vehicles shall be served by a driveway not less than twenty (20) feet in width but adequate in width to permit easy access to parking spaces.” They agree that the rest of the paragraph can be taken out.

The Trustees have changed Article XXI – General Development Standards – Section 21.01(c) to read as follows:

“All driveways serving parking lots for five (5) or more vehicles shall be served by a driveway not less than twenty (20) feet in width but adequate in width to permit easy access to parking spaces. All driveways and sight distances shall be approved by the Delaware County Engineers Office.”

21.02(d) Parking Area Location

The Trustees left this section as is but added the following to the end of the paragraph: “or as approved on final development plan.”

Classification of Roads

The Zoning Commission Board recommended doing away with Class C roads and changing the setback on Class C roads from 100 feet to 130 feet.

The Trustees have changed Class C roads to 130 feet.

21.14 Home Occupation

No change.

*** Article XXIII – Landscaping**

23.03(l) Landscaping for Service Structures

No Change

Mr. Earl Lehner moved to approve Article XXI as amended. Mr. Paul Price seconded. All voting yes, the motion passed.

Mr. Paul Price moved to approve Article XXIII with no changes. Mr. Earl Lehner seconded. All voting yes, the motion passed.

Mr. Earl Lehner moved to adjourn out of the Public Hearing. Mr. Paul Price seconded. All voting yes, the motion passed.

The regular meeting was called to order by Chairman, Doug Price at 8:15 p.m. at the Troy Township Hall, 4293 U. S. Route 23 North, Delaware, Ohio 43015 with Trustee's Doug Price, Paul Price, and Earl Lehner, Fiscal Officer, Pam Starling, Zoning and Trustee Secretary, Kelly Williams, and Zoning Inspector, Charlie Cooperider, all being present.

Mr. Doug Price led those in attendance in the Pledge of Allegiance to the Flag.

The agenda for tonight's meeting was reviewed and amended as follows: Old Business: 1:) Preservation Parks; and 2:) Kelly McMaster culvert. New Business: 1:) OTARMA Property and Liability Insurance; 2:) EPA Watershed – permit process; 3:) Thank you to Mr. Cooperider and Mr. Starling for assistance with snow removal; 4:) Estimate for tree removal on Penry Road; 5:) Court of Appeals decision; and 6:) 2008 Road Improvement Program.

Mr. Earl Lehner moved to approve the agenda as amended. Mr. Paul Price seconded. All voting yes, the motion passed.

OPEN COMMENTS

Mr. Roger Schuette was present and discussed the Fifth District Court of Appeals decision with the Trustees. Mr. Doug Price handed out a packet to the Trustees and the Fiscal Officer regarding information Mr. Schuette had researched regarding a Public Utility. The Prosecuting Attorney's Office is researching this issue further.

Mr. Eldon Johnston from the Delaware County Engineer's Office was present to remind the Trustees that our 2008 Road Improvement Program decision on the roads we want included is due Thursday, March 20, 2008. We informed him that we had not received the final estimate and Mr. Johnston will check with Mr. Ungaschick to get a copy to Doug Price for processing before Thursday.

Mr. Johnston told the Trustees that Mr. Ungaschick is going to look at Penry Road regarding chip and seal before putting leveling on. Leveling seals the cracks.

Mr. Johnston informed the Trustees that Brown Township received approval to improve and upgrade Kelly McMaster Road to U.S. 42.

Mr. Johnston also reminded the Trustees that the Ohio Utilities Protection Services asked that all Townships call them prior to installing any signs. They want to make sure no one hits utility lines. Our Trustees always call prior to putting up signs.

ZONING REPORT BY ZONING INSPECTOR

Mr. Cooperider, Zoning Inspector, had four phone calls.

MINUTES

The Chairman dispensed with the reading of the minutes of the February 18, 2008 public hearing and regular meeting. Copies were available.

Mr. Doug Price had an amendment to page 1, paragraph 11, 3rd sentence. "Mr. Doug Price did not know if they wanted to mention the specific **allowable** items."

Mr. Cooperider had an amendment to page 2, open comments, 4th paragraph, Mr. James Mong, 1st sentence. "Mr. James Mong was present and notified the Trustees that the **City of Delaware, Public Works**, has been..."

Mr. Paul Price moved to approve the February 18, 2008 public hearing minutes as amended. Mr. Doug Price seconded. All voting yes, the motion passed.

Mr. Paul Price moved to approve the February 18, 2008 regular meeting minutes as amended. Mr. Doug Price seconded. All voting yes, the motion passed.

TRUSTEE REPORTS

Mr. Paul Price submitted the following report:

2/19/08 – Replaced safety reflector sign at blowout on Section Line Road. Attended County Township Association Meeting.

2/20/08 – Attended Railroad Task Force meeting.

2/21/08 – Talked to Radnor Township about blowout on Section Line Road. They will pay \$1,200.00 towards repair of blowout.

2/28/08 – Guardrail on north side of Hills Miller Road at Red Cross building has been improved and extended by the county.

3/17/08 – Checked price of power washer at Tractor Supply Company.

Mr. Doug Price submitted the following report:

3/4/08 – Cut up a tree that fell onto Penry Road from the ice.

3/6/08 – Spoke with Ryan Mraz at the Engineers Office about the Kelly McMaster Road culvert. We need to speak with the Wurm's and Thompson's about getting a 10' permanent easement and a 15'

temporary easement. Also, I may have misspoken about the \$41,000 estimate at the last meeting, the \$41,000 is the culvert cost which the county may cover, the townships cost may be an additional \$41,000.

3/11/08 – Received the third mower back from Parrott's.

3/13/08 – Spoke with Robert Tong of 121 Stonebrook Drive about a garbage truck tearing up the cul-de-sac and about piling snow in his bushes.

Plowed and salted roads 11 days since last meeting and pulled a girl out of the ditch.

Mr. Earl Lehner submitted the following report:

Had the recycle bin 23 days until it was full in January.

Contacted Bumpy Rhoads about blowout.

Plowed roads and ice control

CEMETERY REPORT

Mr. Doug Price reported that the last mower is back from Parrotts Implement. He will talk to Clarence Fraley from Associated Trenching about the leak in the water line.

FIRE DISTRICT

Mr. Earl Lehner reported that they have contract negotiations with Mr. McCall to be the architect for the new satellite facility. The new Kubota is in. They revisited the contract for the new engine. \$366,637.00 is a reduction in price because they took off some items they didn't think they needed. They are looking into an EMS grant to purchase two automatic electronic defibrillators.

FISCAL OFFICER'S BUSINESS

The Fiscal Officer presented the cash journal for the month of March as of the date of this meeting and certified that the amounts required to meet the obligations has been appropriated and were in the treasury.

Mr. Earl Lehner moved and Mr. Paul Price seconded that funds be released to pay the pending warrants. All voting yes, the motion passed.

Correspondence:

- Grassroots Clippings March 2008

OLD BUSINESS

Pesticide Training – Mr. Paul Price reported that anyone who sprays pesticide must attend the training. The training is March 28th and Monday, April 14, 2008 in Reynoldsburg. The phone

number is 614-292-4070 for more information.

Bureau of Worker's Compensation Conference – The conference is April 1 – 3, 2008 at the Convention Center in Columbus, Ohio.

Preservation Parks – Mr. Paul Price discussed information he had regarding grants for parks.

North Section Line Road Culvert in Radnor Township – Mr. Earl Lehner will contact Bumpy Rhoads regarding an estimate for the repair. He will also talk to the County Prosecuting Attorney about getting a legal document for the property owner to sign allowing the Township to be on the property to fix the culvert.

Mr. Paul Price moved to allow Mr. Earl Lehner to contract with Bumpy Rhoads to repair the North Section Line Road culvert if his estimate is below \$2,634.16, if it is not then the trustees will contract with the County to have it repaired. The contract should state that it is to be completed by June 1, 2008 tentatively by both entities. Seconded by Mr. Earl Lehner. All voting yes, the motion passed.

Kelly McMaster culvert – This was covered in open comments. The only other item is that the Trustees need to contact the residents affected about easements and right-of-ways.

NEW BUSINESS

Teachers Protective Mutual Life Insurance Company – Take off the cancer plans for the Trustees and the Fiscal Officer and add disability income for Mr. Doug Price and Mr. Paul Price.

Onsite LLC – Alcohol and Drug Testing Program. This is only for our Trustees who drive the big truck. This is a random drug testing program.

Ohio Township Association Risk Management Authority – Mr. Paul Price informed the board that a representative of the Ohio Township Association is interested in attending another meeting and speaking about their property and liability program. This is not something we are interested in so the Fiscal Officer asked Mr. Paul Price to let them know that we are not interested at this time.

EPA Watershed – ****PUBLIC NOTICE OHO00001**** Construction Storm Water Located within Portions of the Olentangy River Watershed

On March 14, 2008, the Director of the Environmental Protection Agency will issue a draft alternative general permit for the regulation of Storm Water Discharges Associated with Construction Activity Located within Portions of the Olentangy River Watershed. The draft permit will be issued as a final action unless the Director revises the draft after consideration of the record of a public hearing or written comments, or upon disapproval by the Administrator of the U.S. Environmental Protection Agency. Any person may submit comments on the draft permit and administrative record.

The alternative general permit for storm water discharges associated with construction activity located within portions of the Olentangy River watershed (Permit No. OHCO00001) has been developed to address storm water issues associated with construction activity specific for the Olentangy River watershed. This is the second draft of this permit to be public noticed. This draft

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permit contains significant changes to the original draft permit that was public noticed on March 12, 2007. The draft permit would cover portions of the Olentangy River watershed, identified by 14-digit Hydrologic Unit Codes (HUC-14), and would authorize storm water discharges from construction activity disturbing one or more acres. Also, the permit would authorize some discharges that are not entirely storm water (such as trench dewatering), as well as storm water discharges from on-site concrete and asphalt batch plants. The permit identifies who can apply to be covered, how an entity obtains coverage and how a permittee terminates coverage. The permit contains requirements for permittees to prepare, submit for approval and implement storm water pollution prevention plans (SWP3s). The SWP3 is the permittee's plan to minimize contamination of storm water that will be discharged to surface waters from the site. The permit also contains riparian setback requirements with mitigation options if intrusions within delineated setbacks are necessary.

The public notice, associated fact sheet and general permit may be viewed over the internet at <http://www.epa.state.oh.us/dsw/storm/>. Copies are also available for inspection at the Ohio Environmental Protection Agency-Central Office, Division of Surface Water, 50 West Town Street, Suite 700, Columbus, Ohio, between the hours of 8:00 AM and 5:00 PM, Monday through Friday. Copies may also be obtained by contacting Jason Fyffe at 614-728-1793 or via email at jason.fyffe@epa.state.oh.us.

The processing of this general permit and associated Notices of Intent for coverage is and will be done, respectively, in accordance with Ohio's antidegradation rule, Ohio Administrative Code (OAC) 3745-1-05, and NPDES general permit rules, OAC 3745-38. An Ohio EPA public hearing to accept comments on the draft general permit has been scheduled for 6:00 PM on April 30, 2008 at Dempsey Middle School, 599 Pennsylvania Avenue, Delaware, Ohio 43015. The public hearing will end when everyone in attendance has had an opportunity to provide comments related to the draft general permit.

Snow removal during blizzard – The Trustees thank Mr. Cooperider and Mr. Larry Starling for helping with snow removal of Kelly McMaster and Case Road during the blizzard on the 7th and 8th of March, 2008. It was greatly appreciated.

2008 Road Improvement Program – We have not received the final estimate of the program from the County Engineer's Office. Mr. Eldon Johnston will get a copy from Jerry Ungaschick at the County Engineer's Office and contact Mr. Doug Price immediately because it is due Thursday, March 20, 2008.

Mr. Earl Lehner moved to approve the county estimate of the 2008 Road Improvement Program if it is \$90,000.00 or less. If it is more then the Trustees will call a special meeting to decide which roads to proceed with. Mr. Paul Price seconded. All voting yes, the motion passed.

There is a tree that fell on Penry Road during the ice storm and it is a hazard. The resident would like the wood that is left after the rest of the tree is removed. Mr. Doug Price received an estimate from James Tree Service of \$395.00 and they would take the stump down to the ground.

Due to public safety issues Mr. Earl Lehner moved to have James Tree Service cut down the tree at 1160 Penry Road that fell during the ice storm and to have them leave the wood for the resident. Mr. Paul Price seconded. All voting yes, the motion passed.

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Township parking lot – The township parking lot is in need of gravel. It gets so muddy when it rains and the recycle bin could be put on a concrete slab. This will be put on the agenda for the next meeting and discussed further.

Power Washer – Mr. Paul Price reported that he saw electric ones from \$75.00 to \$300.00 and Tractor Supply Company has a gas one for \$400.00 with \$50.00 off this weekend.

Mr. Earl Lehner moved to approve that Mr. Paul Price can purchase the gas power washer at Tractor Supply Company at a price not to exceed \$400.00. Mr. Doug Price seconded. All voting yes, the motion passed.

Mr. Earl Lehner moved to adjourn. Mr. Paul Price seconded. All voting yes, the motion passed.

The next Troy Township Trustee meeting is Monday, April 21, 2008 at 8:00 p.m.

Doug Price, Chairman

Paul Price, Vice Chairman

Earl Lehner, Trustee

Attest: Pam Starling, Fiscal Officer

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