

COUNCIL AGENDA

March 7, 2022

Committee and Council Meetings can be viewed by accessing YouTube

*** Due to COVID the meeting location is subject to change based on the current situation*

Council Chambers
7:00 P.M.

ROLL CALL

INVOCATION – Mark Labutis

PLEDGE OF ALLEGIANCE – Maicen Lewis, 4th grade, St. Francis de Sales

CAUCUS

MINUTES of February 22, 2022

APPOINTMENTS

REPORTS OF STANDING COMMITTEES

Finance

Service

Economic Development

REPORTS FROM CITY OFFICIALS

Clerk of Licking County Municipal Court, Marcia J. Phelps – 2021 Annual Report

Mayor Hall – PROCLAMATION – DEVELOPMENTAL DISABILITIES AWARENESS MONTH

COMMUNICATIONS

Roger Loomis, Water Administrator – properties being sent to lien for past due water, sewer and storm water bills in the amount of \$8,153.58

COMMENTS FROM CITIZENS

ORDINANCES ON SECOND READING

There are none this meeting

ORDINANCES ON FIRST READING

22-04 TO PROVIDE FOR THE ISSUANCE OF NOT TO EXCEED \$1,125,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CHURCH STREET AREA IMPROVEMENTS AND REPAIR, INCLUDING ELECTRICAL, SIDEWALK, STREET AND STREETScape, AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

22-05 TO PROVIDE FOR THE ISSUANCE OF \$550,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING A PORTION OF THE CITY'S COST FOR HORNS HILL ROAD SANITARY SEWER PROJECT IMPROVEMENTS, AND DECLARING AN EMERGENCY

22-06 TO PROVIDE FOR THE ISSUANCE OF \$500,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTION OF THE STREAMBANK PROTECTION PROJECT, INCLUDING REPLACEMENT OF THE SHEET PILE DAM ON Raccoon Creek, SITE PREPARATION AND ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY

22-07 AN ORDINANCE CONSOLIDATING THREE BOND ANTICIPATION NOTE ISSUES OF THE CITY OF NEWARK, OHIO AND DECLARING AN EMERGENCY

22-08 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS MULTIPLE PARCELS ON HUDSON AVENUE, ELMWOOD AVENUE AND MT. VERNON ROAD BETWEEN SR 16 AND ST. CLAIR/HOOVER STREETS (SEE ATTACHED EXHIBIT 1), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF CSI-CHURCH SCHOOL INSTITUTIONAL; GO – GENERAL OFFICE; LB – LIMITED INTENSITY BUSINESS; MB – MEDIUM INTENSITY BUSINESS; MFR – MULTI-FAMILY RESIDENCE; SINGLE FAMILY RESIDENCE – RH – HIGH DENSITY AND TRF – TWO –FAMILY RESIDENCE DISTRICTS TO DC – DOWNTOWN DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

22-09 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1303 LOG POND DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID # 054-269904.00.000 (ZONING CHANGE OF ONLY 3.648 ACRES) FROM THAT OF GB – GENERAL BUSINESS DISTRICT TO MFR – MULTI-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

22-10 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 170 RIVERVIEW DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID # 054-276750-00.000 AND 054-270288-

00.000 FROM THAT OF GB – GENERAL BUSINESS DISTRICT TO MFR – MULTI-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

RESOLUTIONS ON SECOND READING

22-08 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES (SOUTH SECOND STREET INTERCEPTOR PROJECT) AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

22-09 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$1,904.00 -Money received in 2021 from the Mental Health & Recovery for Licking & Knox Counties) (\$9,000.00 - Req. Appropriation of funds received from Licking County ODMAP Demonstration Project used to enhance & promote real time overdose data and surveillance)

22-10 CI APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$16,286.50 - Lowering Device is 30-40 years old, Tent & Frame is 12 years old, Jumping Jack is used for tamping graves) (\$15,000 - TJ Evans Trail Reddington Rd to steel truss bridge at SR 16 Berm work – split cost with Park District) (\$7,604.75 -Rooftop Unit Cherry Valley Rd Crime Lab)

22-11 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.

22-13 The project consists of the construction of a single lane roundabout at the 4th Street (S.R. 13) / West Main Street (C.R. 132) intersection, including walkway, curb ramps, drainage, lighting, signage, pavement markings, and landscaping, lying within the City of Newark

RESOLUTIONS ON FIRST READING

22-14 Exp APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

22-15 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM.

22-16 A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR AN AWARD OF FISCAL YEAR 2022-2023 FUNDING UNDER THE OHIO EMS TRAINING AND EQUIPMENT GRANT PROGRAM.

22-17 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT BIDS AND SELL CERTAIN SURPLUS PERSONAL PROPERTY NOW OWNED BY THE CITY OF NEWARK, OHIO, AND DECLARING THAT SUCH PROPERTY IS NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

22-18 A RESOLUTION IN SUPPORT OF THE APPLICATION FOR AN OHIO HISTORIC PRESERVATION TAX CREDIT TO BE FILED BY HACR PARTNERS, LLC FOR THE REHABILITATION OF 169 HUDSON AVENUE, NEWARK, OHIO AND DECLARING AN EMERGENCY

22-19 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

CITY OF NEWARK, OHIO

ORDINANCE NO. 22-04

TO PROVIDE FOR THE ISSUANCE OF NOT TO EXCEED \$1,125,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CHURCH STREET AREA IMPROVEMENTS AND REPAIR, INCLUDING ELECTRICAL, SIDEWALK, STREET AND STREETScape, AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, the fiscal officer of the City of Newark has heretofore estimated that the life of the project hereinafter described is at least five (5) years, and certified that the maximum maturity of the bonds issued therefor is twenty (20) years, and of the notes to be issued in anticipation thereof as twenty (20) years; and

WHEREAS, outstanding notes are about to mature.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newark (hereinafter called the "City" or the "Municipality"), Licking County, Ohio:

SECTION 1. That it is necessary to issue bonds in the principal amount of not to exceed \$1,125,000 for the purpose of paying the cost of Church Street Area improvements and repair, including electrical, sidewalk, street and streetscape, and all necessary appurtenances thereto. Said bonds shall be dated approximately March 1, 2023, shall bear interest at the rate now estimated at five per centum (5.00%) per annum and shall mature in substantially equal annual or semiannual installments over a period not exceeding twenty (20) years after their issuance.

SECTION 2. That it is hereby determined that renewal notes (hereinafter called the "Notes") in the principal amount of not to exceed \$1,125,000 shall be issued in anticipation of the issuance of said bonds.

SECTION 3. That the Notes shall be dated their date of issuance, shall bear interest at a rate of interest not to exceed four per centum (4.00%) per annum, without further action of this Council, to be evidenced by the execution and delivery of the Notes as herein provided, payable at maturity, and until the principal sum is paid, shall mature within one (1) year of their dated date, and shall be of the denominations of \$100,000 and integral multiples thereof, with one Note in the denomination of \$25,000 plus an otherwise authorized denomination; and shall be sold only to sophisticated investors.

SECTION 4. That for purposes of this ordinance, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the notes may be transferred only through a book entry, and (ii) physical note certificates in fully registered form are issued only to the Depository or its nominee as registered owner, with the notes "immobilized" to the custody of the Depository, and the book entry maintained by others than this Council is the record that identifies the owners of beneficial interests in those notes and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry system to record ownership of beneficial interests in notes or principal and interest, and to effect transfers of notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

"Ordinance" means this ordinance.

All or any portion of the notes may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such notes, notwithstanding any other provision of this Ordinance. If and as long as a book entry system is utilized with respect to any of such notes: (i) there shall be a single note of each maturity; (ii) those notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of notes in book entry form shall have no right to receive notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any notes in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (v) the notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by this Council. Debt service charges on notes in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in this Council's agreement with the Depository to the Depository or its authorized representative (i) in the case of interest, on each interest payment date, and (ii) in all other cases, upon presentation and surrender of notes as provided in this Ordinance.

The paying agent and registrar (the "Paying Agent and Registrar") may, with the approval of this Council, enter into an agreement with the beneficial owner or registered owner of any note in the custody of a Depository providing for making all payments to that owner of principal and interest on that note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Ordinance, without prior presentation or surrender of the note, upon any conditions which shall be satisfactory to the Paying Agent and Registrar and to this Council. That payment in any event shall be made to the person who is the registered owner of that note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent and Registrar shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent and Registrar, to any other paying agents for the notes and to this Council. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor is authorized and directed without further action of this Council to execute, acknowledge and deliver, in the name of and on behalf of this Council, a blanket letter agreement between this Council and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the notes to the Depository for use in a book entry system, and to take all other actions the City Auditor deems appropriate in issuing the notes under a book entry system.

If any Depository determines not to continue to act as Depository for the notes for use in a book entry system, this Council and the Paying Agent and Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this Ordinance. If this Council and the Paying Agent and Registrar do not or are unable to do so, this Council and the Paying Agent and Registrar, after the Paying Agent and Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the notes from the Depository and authenticate and deliver note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive notes), if the event is not the result of action or inaction by this Council or the Paying Agent and Registrar, of those persons requesting such issuance.

SECTION 5. That the Notes shall be executed by the Mayor and City Auditor, provided that one of such signatures may be a facsimile signature, and may bear the seal of the Municipality. The Notes shall be designated "Church Street Area Improvement Bond Anticipation Notes" and shall be payable at the office of a financial institution approved by the City Auditor and shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this Ordinance and the City Charter.

SECTION 6. That the Notes shall be sold by the City Auditor to Hilltop Securities Inc., Powell, Ohio, such sale to be made at not less than par and accrued interest. The City Auditor is authorized to execute a certificate awarding the notes with terms conforming to the terms of this Ordinance. The proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest received by the City shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law.

SECTION 7. That the Notes shall be the full general obligations of the Municipality, and the full faith, credit and revenue of the Municipality are hereby pledged for the prompt payment of the same. The par value received from the sale of bonds anticipated by the Notes, and any excess fund resulting from the issuance of the Notes, shall to the extent necessary be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 8. That during the period while the Notes run there shall be levied upon all of the taxable property in the Municipality within applicable limitations, in addition to all other taxes, a direct tax annually, not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the Notes, or the bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that if bonds or renewal notes are authorized and issued, or available revenues of the City are appropriated and applied to the payment of the Notes (the anticipated repayment revenues), to that extent, said tax need not be levied.

SECTION 9. That this Council, for and on behalf of the City of Newark, hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, and take such other action as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder. The City Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the Municipality, on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 regulations thereunder.

The Notes are hereby deemed designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 10. That the Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

SECTION 11. That 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 all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 12. That this Ordinance is hereby declared to be an emergency measure for the preservation of the public peace, health, safety and welfare of the inhabitants of the City to promptly proceed with renewal of outstanding notes, therefore, this Ordinance shall take effect immediately upon its passage and approval by the Mayor.

PASSED: February _____, 2022

Presiding Officer

ATTEST:

Clerk of Council

Date filed with Mayor: _____

Date approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

Prepared By: Dinsmore & Shohl LLP

23951534

CERTIFICATE

The undersigned hereby certifies the foregoing to be a true and correct copy of Ordinance No. _____.

Clerk of Council

CERTIFICATE

I hereby certify that a copy of the foregoing Ordinance was filed with the County Auditor, County of Licking, Ohio, on February _____, 2022.

Clerk of Council

RECEIPT

The undersigned hereby acknowledges receipt of a copy of the foregoing ordinance.

City Auditor

Dated: February _____, 2022

23251534

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Newark, Ohio, met in regular session, at _____ p.m., on the _____ day of February, 2022, at _____, Newark, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

TO PROVIDE FOR THE ISSUANCE OF NOT TO EXCEED \$1,125,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CHURCH STREET AREA IMPROVEMENTS AND REPAIR, INCLUDING ELECTRICAL, SIDEWALK, STREET AND STREETScape, AND ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

_____ moved to suspend the rule requiring an ordinance or resolution of a general or permanent nature to be read on three different days.

_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

AYES:

NAYS:

_____ then moved that Ordinance No. _____ be passed as read.

_____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

AYES:

NAYS:

The ordinance was declared passed February _____, 2022.

CERTIFICATE

The undersigned, Clerk of Council of said City, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the Council of said City, held on the _____ day of February, 2022, to the extent pertinent to consideration and passage of the above-entitled legislation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF
BONDS AND BOND ANTICIPATION NOTES

The undersigned, being the fiscal officer of the City of Newark, Ohio, within the meaning of Section 133.01 of the Revised Code of Ohio, hereby certifies that the estimated life of the improvements financed with the proceeds of the sale of not to exceed \$1,125,000 of notes, for the purpose of paying the cost of Church Street Area improvements and repair, including electrical, sidewalk, street and streetscape, and all necessary appurtenances thereto; and that the maximum maturity of said bonds in anticipation of which the notes are issued, in accordance with Section 133.20 of the Revised Code of Ohio, is not less than 20 years, which is my estimate of the useful life of the improvements, and the maximum maturity of notes issued in anticipation thereof is twenty (20) years.

IN WITNESS WHEREOF, I have hereunto set my hand, this _____ day of February, 2022.

City Auditor

CERTIFICATE OF MEMBERSHIP

The undersigned, City Auditor of the City of Newark, Ohio, hereby certifies that the following were the officers and members of Council during the period proceedings were taken authorizing the issuance of not to exceed \$1,125,000 Church Street Area Improvement Bond Anticipation Notes:

(Please Type Names Here)

Mayor	_____
City Auditor	_____
Treasurer	_____
Director of Safety	_____
Director of Public Service	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Director of Law	_____

City Auditor

TRANSCRIPT CERTIFICATE

The undersigned, Clerk of Council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligations.

Clerk of Council

CITY OF NEWARK, OHIO

ORDINANCE NO. 22-05

TO PROVIDE FOR THE ISSUANCE OF \$550,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING A PORTION OF THE CITY'S COST FOR HORNS HILL ROAD SANITARY SEWER PROJECT IMPROVEMENTS, AND DECLARING AN EMERGENCY.

WHEREAS, the Fiscal Officer of the City of Newark has heretofore estimated that the life of the project hereinafter described is at least five (5) years, and certified that the maximum maturity of the bonds issued therefore is twenty (20) years, and of the notes to be issued in anticipation thereof as twenty (20) years.

WHEREAS, outstanding bond anticipation notes in the principal amount of \$550,000 are about to mature and shall be renewed in a reduced amount.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newark (hereinafter called the "City"), Licking County, Ohio:

SECTION 1. That it is necessary to issue bonds of the City in the principal amount of not to exceed \$550,000 for the purpose of paying a portion of the City's cost, and a portion of the property owners' cost in anticipation of the levy and collection of special assessments for Horns Hill Road Sanitary Sewer Project improvements. Said bonds shall be dated approximately March 1, 2023, shall bear interest at the rate now estimated at five per centum (5%) per annum and shall mature in substantially equal annual or semiannual installments over a period not exceeding twenty (20) years after their issuance.

SECTION 2. That it is hereby determined that notes (hereinafter called the "Notes") in the principal amount of not to exceed \$550,000 shall be issued in anticipation of the issuance of said bonds.

SECTION 3. That the Notes shall be dated their date of issuance, shall bear interest at a rate of interest not to exceed four per centum (4.00%) per annum, without further action of this Council, to be evidenced by the execution and delivery of the Notes as herein provided, payable at maturity, and until the principal sum is paid, shall mature within one year of their dated date, and shall be of the such number and denomination as may be requested by the purchaser, provided all Notes shall be issued in minimum denominations of at least \$100,000 or integral multiples thereof, with one note in the denomination of \$50,000 plus an otherwise authorized denomination, and shall be sold only to sophisticated investors.

SECTION 4. That the Notes shall be executed by the Mayor and the City Auditor, provided that such signatures may be facsimile signatures, and may bear the seal of the City. The Notes shall be designated "Horns Hill Road Sanitary Sewer Project Improvement Bond Anticipation Notes" and shall be payable at the office of a financial institution approved by the City Auditor and shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this ordinance and the City Charter. The Notes may be issued under a book entry only system. That for purposes of this ordinance, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical note certificates in fully registered form are issued only to the Depository or its nominee as registered owner, with the Notes "immobilized" to the custody of the Depository, and the book entry maintained by others than this Council is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Notes or principal and interest, and to effect transfers

of Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

"Ordinance" means this ordinance.

All or any portion of the Notes may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such Notes, notwithstanding any other provision of this Ordinance. If and as long as a book entry system is utilized with respect to any of such Notes: (i) there shall be a single Note of each maturity; (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of Notes in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by this Council. Debt service charges on Notes in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in this Council's agreement with the Depository to the Depository or its authorized representative (i) in the case of interest, on each interest payment date, and (ii) in all other cases, upon presentation and surrender of Notes as provided in this Ordinance.

The paying agent and registrar (the "Paying Agent and Registrar") may, with the approval of this Council, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Paying Agent and Registrar and to this Council. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent and Registrar shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent and Registrar, to any other paying agents for the Notes and to this Council. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor is authorized and directed without further action of this Council to execute, acknowledge and deliver, in the name of and on behalf of this Council, a blanket letter agreement between this Council and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Notes to the Depository for use in a book entry system, and to take all other actions the City Auditor deems appropriate in issuing the Notes under a book entry system.

If any Depository determines not to continue to act as Depository for the Notes for use in a book entry system, this Council and the Paying Agent and Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this Ordinance. If this Council and the Paying Agent and Registrar do not or are unable to do so, this Council and the Paying Agent and Registrar, after the Paying Agent and Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver Note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Notes), if the event is not the result of action or inaction by this Council or the Paying Agent and Registrar, of those persons requesting such issuance.

SECTION 5. That the Notes shall be executed by the Mayor and City Auditor, provided that one of such signatures may be a facsimile signature, and may bear the seal of the City. The Notes shall be designated "Horns Hill Road Sanitary Sewer Project Improvement Bond Anticipation Notes" and shall be payable at the office of a financial institution approved by the City Auditor and shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this Ordinance and the City Charter.

SECTION 6. That the Notes shall be sold by the City Auditor to the original purchaser as evidenced by the execution of a Certificate of Award (the "Certificate of Award") which the City Auditor is hereby authorized to sign on behalf of the City, such sale to be made at not less than par and accrued interest. The Certificate of Award shall state the interest rate and the dated date for the Notes. The proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest received by the City shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law.

SECTION 7. That the Notes shall be the full general obligations of the City, and the full faith, credit and revenue of the City are hereby pledged for the prompt payment of the same. The par value received from the sale of bonds anticipated by the Notes, and any excess fund resulting from the issuance of the Notes, shall to the extent necessary be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 8. That during the period while the Notes run there shall be levied upon all of the taxable property in the City within applicable limitations, in addition to all other taxes, a direct tax annually, not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the Notes, or the bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that if bonds or renewal Notes are authorized and issued, or surplus City revenues are appropriated and applied to the payment of the Notes (the anticipated repayment revenues), to that extent, said tax need not be levied.

SECTION 9. That this Council, for and on behalf of the City of Newark, hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, and take such other action as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder. The City Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the City, on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 regulations thereunder.

The Notes are hereby deemed designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 10. That the Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

SECTION 11. That 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 all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 12. That this Ordinance is hereby declared to be an emergency measure for the preservation of the public peace, health, safety and welfare of the inhabitants of the City to provide for timely payment of outstanding notes, this Ordinance shall take effect immediately upon its passage and approval by the Mayor.

PASSED: February _____, 2022

Presiding Officer

ATTEST:

Clerk of Council

Date filed with Mayor: _____

Date approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

23951534

CERTIFICATE

The undersigned hereby certifies the foregoing to be a true and correct copy of Ordinance
No. _____.

Clerk of Council

CERTIFICATE

I hereby certify that a copy of the foregoing Ordinance was filed with the County
Auditor, County of Licking, Ohio, on February _____, 2022.

Clerk of Council

RECEIPT

The undersigned hereby acknowledges receipt of a copy of the foregoing ordinance.

County Auditor
Licking County, Ohio

Dated: February _____, 2022

23951534

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Newark, Ohio, met in regular session, at _____ p.m., on the _____ day of February, 2022, at _____, Newark, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

TO PROVIDE FOR THE ISSUANCE OF \$550,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING A PORTION OF THE CITY'S COST FOR HORNS HILL ROAD SANITARY SEWER PROJECT IMPROVEMENTS, AND DECLARING AN EMERGENCY.

_____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. _____ seconded the motion and, the roll being called upon the question, the votes resulted as follows:

AYES:

NAYS:

_____ then moved that Ordinance No. _____ be passed. _____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

AYES:

NAYS:

The ordinance was declared passed February _____, 2022.

CERTIFICATE

The undersigned, Clerk of Council of said City, hereby certifies that the foregoing is a true and correct extract from the minutes of the meetings of the Council of said City, held on the _____ day of February, 2022, to the extent pertinent to consideration and passage of the above-entitled legislation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF
BONDS AND BOND ANTICIPATION NOTES

The undersigned, being the City Auditor of the City of Newark, Ohio, hereby certifies that the life of the proposed Horns Hill Road Sanitary Sewer Project Improvements is at least five (5) years and that estimated life of the improvements financed with the proceeds of the sale of not to exceed \$550,000 of notes, for the purpose of paying a portion of the City's cost for Horns Hill Road Sanitary Sewer Project improvements, is at least twenty (20) years and that the maximum maturity of bonds issued for said purpose, in accordance with Section 133.20 of the Ohio Revised Code, is twenty (20) years and the maximum maturity of notes issued in anticipation thereof is twenty (20) years.

IN WITNESS THEREOF, I have hereunto set my hand this _____ day of February, 2022.

City Auditor

CERTIFICATE OF MEMBERSHIP

The undersigned, City Auditor of the City of Newark, Ohio, hereby certifies that the following were the officers and members of Council during the period proceedings were taken authorizing the issuance of not to exceed \$550,000 Horns Hill Road Sanitary Sewer Project Improvement Bond Anticipation Notes:

(Please Type Names Here)

Mayor	_____
City Auditor	_____
Treasurer	_____
Director of Safety	_____
Director of Public Service	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Director of Law	_____

City Auditor

TRANSCRIPT CERTIFICATE

The undersigned, Clerk of Council of said City, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligations.

Clerk of Council

CITY OF NEWARK, OHIO

ORDINANCE NO. 22-06

TO PROVIDE FOR THE ISSUANCE OF \$500,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTION OF THE STREAMBANK PROTECTION PROJECT, INCLUDING REPLACEMENT OF THE SHEET PILE DAM ON RACCOON CREEK, SITE PREPARATION AND ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY.

WHEREAS, the Fiscal Officer of the City of Newark has heretofore estimated that the life of the project hereinafter described is at least five (5) years, and certified that the maximum maturity of the bonds issued therefore is twenty (20) years, and of the notes to be issued in anticipation thereof as fifteen (15) years.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newark (hereinafter called the "Municipality"), Licking County, Ohio, a majority of the members elected thereto concurring:

SECTION 1. That it is necessary to issue bonds of the Municipality in the principal amount of not to exceed \$500,000 for the purpose of paying the cost of construction of the Streambank Protection Project, including replacement of the sheet pile dam on Raccoon Creek, site preparation and all necessary appurtenances, including costs of issuance. Said bonds shall be dated approximately March 1, 2023, shall bear interest at the rate now estimated at five per centum (5%) per annum and shall mature in substantially equal annual or semiannual installments over a period not exceeding twenty (20) years after their issuance.

SECTION 2. That it is hereby determined that notes (hereinafter called the "Notes") in the principal amount of not to exceed \$500,000 shall be issued in anticipation of the issuance of said bonds.

SECTION 3. That the Notes shall be dated their date of issuance, shall bear interest at a rate of interest not to exceed four per centum (4.00%) per annum, without further action of this Council, to be evidenced by the execution and delivery of the Notes as herein provided, payable at maturity, and until the principal sum is paid, shall mature not more than one year from date of issuance, and shall be of the such number and denomination as may be requested by the purchaser, provided all Notes shall be issued in denominations of \$100,000 or integral multiples thereof, and shall be sold only to sophisticated investors.

SECTION 4. That the Notes shall be executed by the Mayor and the City Auditor, provided that such signatures may be facsimile signatures, and may bear the seal of the Municipality. The Notes shall be designated "Streambank Protection Project Bond Anticipation Notes" and shall be payable at the office of a financial institution approved by the City Auditor and shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this ordinance and the City Charter. The Notes may be issued under a book entry only system. That for purposes of this ordinance, the following terms shall have the following meanings:

"Book entry form" or "book entry system" means a form or system under which (i) the beneficial right to payment of principal of and interest on the Notes may be transferred only through a book entry, and (ii) physical note certificates in fully registered form are issued only to the Depository or its nominee as registered owner, with the Notes "immobilized" to the custody of the Depository, and the book entry maintained by others than this Council is the record that identifies the owners of beneficial interests in those Notes and that principal and interest.

"Depository" means any securities depository that is a clearing agency under federal law operating and maintaining, together with its Participants or otherwise, a book entry system to record ownership of beneficial interests in Notes or principal and interest, and to effect transfers

of Notes, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company), New York, New York.

"Participant" means any participant contracting with a Depository under a book entry system and includes security brokers and dealers, banks and trust companies, and clearing corporations.

"Ordinance" means this ordinance.

All or any portion of the Notes may be initially issued to a Depository for use in a book entry system, and the provisions of this Section shall apply to such Notes, notwithstanding any other provision of this Ordinance. If and as long as a book entry system is utilized with respect to any of such Notes: (i) there shall be a single Note of each maturity; (ii) those Notes shall be registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository; (iii) the beneficial owners of Notes in book entry form shall have no right to receive Notes in the form of physical securities or certificates; (iv) ownership of beneficial interests in any Notes in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (v) the Notes as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by this Council. Debt service charges on Notes in book entry form registered in the name of a Depository or its nominee shall be payable in the manner provided in this Council's agreement with the Depository to the Depository or its authorized representative (i) in the case of interest, on each interest payment date, and (ii) in all other cases, upon presentation and surrender of Notes as provided in this Ordinance.

The paying agent and registrar (the "Paying Agent and Registrar") may, with the approval of this Council, enter into an agreement with the beneficial owner or registered owner of any Note in the custody of a Depository providing for making all payments to that owner of principal and interest on that Note or any portion thereof (other than any payment of the entire unpaid principal amount thereof) at a place and in a manner (including wire transfer of federal funds) other than as provided in this Ordinance, without prior presentation or surrender of the Note, upon any conditions which shall be satisfactory to the Paying Agent and Registrar and to this Council. That payment in any event shall be made to the person who is the registered owner of that Note on the date that principal is due, or, with respect to the payment of interest, as of the applicable date agreed upon as the case may be. The Paying Agent and Registrar shall furnish a copy of each of those agreements, certified to be correct by the Paying Agent and Registrar, to any other paying agents for the Notes and to this Council. Any payment of principal or interest pursuant to such an agreement shall constitute payment thereof pursuant to, and for all purposes of, this Ordinance.

The City Auditor is authorized and directed without further action of this Council to execute, acknowledge and deliver, in the name of and on behalf of this Council, a blanket letter agreement between this Council and The Depository Trust Company, as Depository, to be delivered in connection with the issuance of the Notes to the Depository for use in a book entry system, and to take all other actions the City Auditor deems appropriate in issuing the Notes under a book entry system.

If any Depository determines not to continue to act as Depository for the Notes for use in a book entry system, this Council and the Paying Agent and Registrar may attempt to establish a securities depository/book entry relationship with another qualified Depository under this Ordinance. If this Council and the Paying Agent and Registrar do not or are unable to do so, this Council and the Paying Agent and Registrar, after the Paying Agent and Registrar has made provision for notification of the beneficial owners by the then Depository, shall permit withdrawal of the Notes from the Depository and authenticate and deliver Note certificates in fully registered form to the assigns of the Depository or its nominee, all at the cost and expense (including costs of printing definitive Notes), if the event is not the result of action or inaction by this Council or the Paying Agent and Registrar, of those persons requesting such issuance.

SECTION 5. That the Notes shall be executed by the Mayor and City Auditor, provided that one of such signatures may be a facsimile signature, and may bear the seal of the Municipality. The Notes shall be payable at the office of a financial institution approved by the City Auditor and shall express upon their faces the purpose for which they are issued and that they are issued in pursuance of this Ordinance and the City Charter.

SECTION 6. That the Notes shall be sold by the City Auditor to Hilltop Securities Inc. as evidenced by the execution of a Certificate of Award (the "Certificate of Award"), which the City Auditor is hereby authorized to sign on behalf of the City, such sale to be made at not less than par and accrued interest. The Certificate of Award shall state the interest rate and the dated date for the Notes. The proceeds from such sale, except any premium or accrued interest thereon, shall be paid into the proper fund and used for the purpose aforesaid and for no other purpose, and for which purpose said proceeds are hereby appropriated. Any premium and accrued interest received by the City shall be transferred to the bond retirement fund to be applied to the payment of principal and interest of the Notes in the manner provided by law.

SECTION 7. That the Notes shall be the full general obligations of the Municipality, and the full faith, credit and revenue of the Municipality are hereby pledged for the prompt payment of the same. The par value received from the sale of bonds anticipated by the Notes, and any excess funds resulting from the issuance of the Notes, shall to the extent necessary be used only for the retirement of the Notes at maturity, together with interest thereon and is hereby pledged for such purpose.

SECTION 8. That during the period while the Notes run there shall be levied upon all of the taxable property in the Municipality within applicable limitations, in addition to all other taxes, a direct tax annually, not less than that which would have been levied if bonds had been issued without the prior issue of the Notes; said tax shall be and is hereby ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers in the same manner and at the same time that taxes for general purposes for each of said years are certified, extended and collected. Said tax shall be placed before and in preference to all other items and for the full amount thereof.

The funds derived from said tax levy hereby required shall be placed in a separate and distinct fund and, together with interest collected on the same, shall be irrevocably pledged for the payment of the principal and interest of the Notes, or the bonds in anticipation of which they are issued, when and as the same fall due; provided, however, that if bonds or renewal Notes are authorized and issued, or surplus City revenues are appropriated and applied to the payment of the Notes (the anticipated repayment revenues), to that extent, said tax need not be levied.

SECTION 9. That this Council, for and on behalf of the City of Newark, hereby covenants that it will restrict the use of the proceeds of the Notes hereby authorized in such manner and to such extent, if any, and take such other action as may be necessary, after taking into account reasonable expectations at the time the debt is incurred, so that they will not constitute obligations the interest on which is subject to federal income taxation or "arbitrage bonds" under Sections 103(b)(2) and 148 of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations prescribed thereunder. The City Auditor or any other officer having responsibility with respect to the issuance of the Notes is authorized and directed to give an appropriate certificate on behalf of the Municipality, on the date of delivery of the Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 regulations thereunder.

The Notes are hereby deemed designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 10. That the Clerk of Council is hereby directed to forward a certified copy of this Ordinance to the County Auditor.

SECTION 11. That 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 all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 12. That this ordinance is hereby declared to be an emergency measure for the presentation of the public peace, health, safety and welfare of the inhabitants of the City to promptly construct the improvements. Therefore, this Ordinance shall take effect immediately upon its passage and approval by the Mayor.

PASSED: February _____, 2022

Presiding Officer

ATTEST:

Clerk of Council

Date filed with Mayor: _____

Date approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

23951534

CERTIFICATE

The undersigned hereby certifies the foregoing to be a true and correct copy of Ordinance
No. _____.

Clerk of Council

CERTIFICATE

I hereby certify that a copy of the foregoing Ordinance was filed with the County
Auditor, County of Licking, Ohio, on February ____, 2022.

Clerk of Council

RECEIPT

The undersigned hereby acknowledges receipt of a copy of the foregoing ordinance.

County Auditor
Licking County, Ohio

Dated: February ____, 2022

23951534

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Newark, Ohio, met in regular session, at _____ p.m., on the _____ day of February, 2022, at _____, Newark, Ohio, with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

TO PROVIDE FOR THE ISSUANCE OF \$500,000 OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTION OF THE STREAMBANK PROTECTION PROJECT, INCLUDING REPLACEMENT OF THE SHEET PILE DAM ON RACCOON CREEK, SITE PREPARATION AND ALL NECESSARY APPURTENANCES, AND DECLARING AN EMERGENCY.

_____ moved to suspend the rule requiring each ordinance or resolution to be read on three different days. _____ seconded the motion and, the roll being called upon the question, the votes resulted as follows:

AYES:

NAYS:

_____ then moved that Ordinance No. _____ be passed. _____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

AYES:

NAYS:

The ordinance was declared passed February _____, 2022.

CERTIFICATE

The undersigned, Clerk of Council of said City, hereby certifies that the foregoing is a true and correct extract from the minutes of the meetings of the Council of said City, held on the _____ day of February, 2022, to the extent pertinent to consideration and passage of the above-entitled legislation.

Clerk of Council

CERTIFICATE AS TO MAXIMUM MATURITY OF
BONDS AND BOND ANTICIPATION NOTES

The undersigned, being the City Auditor of the City of Newark, Ohio, hereby certifies that the life of the proposed project is at least five (5) years and that estimated life of the improvements financed with the proceeds of the sale of not to exceed \$500,000 of notes, for the purpose of paying the cost of construction of the Streambank Protection Project, including replacement of the sheet pile dam on Raccoon Creek, site preparation and all necessary appurtenances, including costs of issuance, is at least twenty (20) years and that the maximum maturity of bonds issued for said purpose, in accordance with Section 133.20 of the Ohio Revised Code, is twenty (20) years and the maximum maturity of notes issued in anticipation thereof is fifteen (15) years.

IN WITNESS THEREOF, I have hereunto set my hand this ____ day of February, 2022.

City Auditor

CERTIFICATE OF MEMBERSHIP

The undersigned, City Auditor of the City of Newark, Ohio, hereby certifies that the following were the officers and members of council during the period proceedings were taken authorizing the issuance of not to exceed \$500,000 Streambank Protection Project Bond Anticipation Notes:

(Please Type Names Here)

- Mayor _____
- City Auditor _____
- Treasurer _____
- Director of Safety _____
- Director of Public Service _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Member of Council _____
- Director of Law _____

City Auditor

TRANSCRIPT CERTIFICATE

The undersigned, Clerk of Council of said municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified obligations.

Clerk of Council

CITY OF NEWARK, OHIO

ORDINANCE NO. 22-07

AN ORDINANCE CONSOLIDATING THREE BOND
ANTICIPATION NOTE ISSUES OF THE CITY OF
NEWARK, OHIO AND DECLARING AN EMERGENCY

WHEREAS, this Council of the City of Newark, Ohio has passed three Ordinances (collectively, the "Note Ordinances"), which authorized three bond anticipation note issues in an aggregate principal amount of \$2,175,000 (collectively, the "Notes") as follows: (1) \$1,125,000 Church Street Area Improvement Bond Anticipation Notes; (2) \$550,000 Horns Hill Road Sanitary Sewer Project Improvement Bond Anticipation Notes; and (3) \$500,000 Streambank Protection Project Bond Anticipation Notes; and

WHEREAS, this Council desires to consolidate the three issues of Notes into a single bond anticipation note issue to achieve certain cost savings;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newark (hereinafter called the "City"), County of Licking, Ohio, two-thirds of the members elected thereto concurring:

SECTION 1. That, pursuant to the provisions of Section 133.30 of the Ohio Revised Code (the "Revised Code"), the three separate issues of Notes shall be consolidated into a single issue, which shall be known as "Various Purpose General Obligation Bond Anticipation Notes, Series 2022" (the "2022 Notes").

SECTION 2. That the 2022 Notes shall be issued in said maximum principal sum of \$2,175,000 for the above-described purposes under authority of the general laws of the State of Ohio, particularly the Uniform Public Securities Law of the Revised Code. The provisions of the Note Ordinances are incorporated herein by reference. The 2022 Notes shall be issued in authorized denominations of \$100,000, with one note in the denomination of \$75,000 plus an otherwise authorized denomination, and shall be sold only to sophisticated investors.

SECTION 3. That the proceeds of the sale of the 2022 Notes shall be apportioned, deposited and credited in accordance with Section 133.32 of the Revised Code, to the respective purposes and funds in accordance with the amounts of each of the issues of Notes authorized by the appropriate Note Ordinance.

SECTION 4. The City covenants that it will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on the 2022 Notes under Section 103(a) of the Internal Revenue Code of 1986, as amended (the "Code"). The City will not directly or indirectly use or permit the use of any proceeds of the 2022 Notes or any other funds of the City, or take or omit to take any action that would cause the 2022 Notes to be "arbitrage bonds" within the meaning of Sections 103(b)(2) and 148 of the Code. To that end, the City will comply with all requirements of Sections 103(b)(2) and 148 of the Code to the extent applicable to the 2022 Notes. In the event that at any time the City is of the opinion that for purposes of this Section 4 it is necessary to restrict or limit the yield on the investment of any moneys, the City shall take such action as may be necessary. The Council of the City, or any other officer having responsibility with respect to the issuance of the 2022 Notes, is authorized and directed to give an appropriate certificate on behalf of the City, on the date of delivery of said 2022 Notes for inclusion in the transcript of proceedings, setting forth the facts, estimates and circumstances and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Sections 103(b)(2) and 148 and regulations thereunder, and to execute and deliver on behalf of the City an IRS Form 8038-G in connection with the issuance of the 2022 Notes.

The 2022 Notes are hereby deemed designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

SECTION 5. That the Clerk of Council is hereby directed to forward a copy of this ordinance and the Note Ordinances to the County Auditor.

SECTION 6. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were passed in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 7. That this Ordinance is declared to be an emergency measure for the preservation of the public peace, health, safety and welfare of the inhabitants of the City, in order to timely pay outstanding notes. Therefore, this Ordinance shall take effect immediately upon its passage and approval by the Mayor.

PASSED February _____, 2022

Presiding Officer

ATTEST:

Clerk of Council

Date filed with Mayor: _____

Date approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

Prepared By: Dinsmore & Shohl LLP

23951534

CERTIFICATE

The undersigned hereby certifies that the foregoing is a true and correct copy of Ordinance No. _____.

Clerk of Council

CERTIFICATE

The undersigned hereby certifies that a copy of the foregoing ordinance was certified this day to the County Auditor.

Clerk of Council

Dated: February _____, 2022

RECEIPT

The undersigned hereby acknowledges receipt of a certified copy of the foregoing ordinance.

County Auditor
Licking County, Ohio

Dated: February _____, 2022

23951534

EXTRACT FROM MINUTES OF MEETING

The Council of the City of Newark, Ohio, met in regular session at _____ p.m. on the ____ day of February, 2022, at _____, Newark, Ohio with the following members present:

There was presented and read to Council Ordinance No. _____, entitled:

AN ORDINANCE CONSOLIDATING THREE BOND ANTICIPATION NOTE ISSUES OF THE CITY OF NEWARK, OHIO AND DECLARING AN EMERGENCY

_____ moved to suspend the rule requiring each ordinance or resolution to be read on different days. _____ seconded the motion and, the roll being called on the question, the vote resulted as follows:

AYES:

NAYS:

_____ then moved that Ordinance No. _____ be adopted. _____ seconded the motion and, the roll being called upon the question, the vote resulted as follows:

AYES:

NAYS:

The Ordinance was declared passed February _____, 2022.

CERTIFICATE

The undersigned, Clerk of Council, hereby certifies that the foregoing is a true and correct extract from the minutes of a meeting of the Council of said City, held on the ____ day of February, 2022, to the extent pertinent to consideration and adoption of the above-entitled legislation.

Clerk of Council

CERTIFICATE OF MEMBERSHIP

The undersigned, City Auditor of the City of Newark, County of Licking, Ohio, hereby certifies that the following were the officers and members of Council during the period proceedings were taken authorizing the issuance of \$2,175,000 Various Purpose General Obligation Bond Anticipation Notes:

(Please Type Names Here)

Mayor	_____
City Auditor	_____
Treasurer	_____
Director of Safety	_____
Director of Public Service	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Member of Council	_____
Director of Law	_____

City Auditor

TRANSCRIPT CERTIFICATE

The undersigned, Clerk of Council of said Municipality, hereby certifies that the following is a true and complete transcript of all proceedings relating to the authorization and issuance of the above-identified Obligation.

Clerk of Council

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS MULTIPLE PARCELS ON HUDSON AVENUE, ELMWOOD AVENUE AND MT. VERNON ROAD BETWEEN SR 16 AND ST. CLAIR/HOOVER STREETS (SEE ATTACHED EXHIBIT 1), CITY OF NEWARK, LICKING COUNTY, OHIO, FROM THAT OF CSI – CHURCH SCHOOL INSTITUTIONAL; GO – GENERAL OFFICE; LB – LIMITED INTENSITY BUSINESS; MB – MEDIUM INTENSITY BUSINESS; MFR – MULTI-FAMILY RESIDENCE; SINGLE FAMILY RESIDENCE – RH – HIGH DENSITY AND TRF – TWO-FAMILY RESIDENCE DISTRICTS TO DC - DOWNTOWN DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from CSI – CHURCH SCHOOL INSTITUTIONAL; GO – GENERAL OFFICE; LB – LIMITED INTENSITY BUSINESS; MB – MEDIUM INTENSITY BUSINESS; MFR – MULTI-FAMILY RESIDENCE; SINGLE FAMILY RESIDENCE – RH – HIGH DENSITY AND TRF – TWO-FAMILY RESIDENCE DISTRICTS TO DC - DOWNTOWN DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no

recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 20__.

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: 
Director of Law

DESCRIPTION APPROVED: _____
Brian Morehead, Engineer

Prepared by the Office of the Director of Law

NOTICE OF HEARING

Notice is hereby given that the Newark City Council shall at a later date to be determined and announced hereafter, take action upon Ordinance No. _____. Said Ordinance accepts a proposed amendment to the Zoning Map attached to Ordinance 08-33 (A) which would allow the change of zoning classification of certain real property, generally described as multiple parcels on Hudson Avenue, Elmwood Avenue and Mt. Vernon Road between SR 16 and St. Clair/Hoover Streets (see attached Exhibit 1), City of Newark, Licking County, Ohio. The amendment would change the zoning of the property from CSI – Church School Institutional; GO – General Office; LB – Limited Intensity Business; MB – Medium Intensity Business; MFR – Multi-Family Residence; Single Family Residence – RH – High Density and TFR – Two-Family Residence Districts to DC - Downtown District, Zoning Code of the City of Newark, Ohio.

The text or a copy of the text of such Ordinance, together with a copy of Ordinance 08-33 (A) and the Zoning Map attached thereto, and the maps, plans, and reports submitted by the Newark Planning Commission relative to said zoning are on file, for public examination, in the office of the Clerk of Newark City Council, 40 West Main Street, Newark, Ohio.

Notice is further given that a public hearing on said Ordinance shall be held before the Newark City Council during the meeting of Council which begins at 7:00 p.m. on _____, at which time and place any interested person may be heard.

BY ORDER OF THE CITY COUNCIL OF NEWARK, OHIO.

JANINE PAUL
Clerk of Council

TO THE ADVOCATE

Please publish the foregoing Notice of Hearing one day only, to wit: on _____.

JANINE PAUL
Clerk of Council

	PARCEL NUMBER	FIRST NAME	LAST NAME	PHYSICAL ADDRESS
1	5427337800000	SHIELDS PAUL G	BAUM ELLIOT C	9-17 WYOMING ST
2	5426575200000	EDITH IRENE	BERNARDO	221 MT VERNON RD
3	5427881400000	CHARLES T-CO-TR	BODLE	176 ELMWOOD AVE
4	5428140600001	ROBERT C	CALLENDER	204 HUDSON AVE
5	5427004800000	LARRY L	CAMPBELL	231 HUDSON AVE
6	5427603600000	VICKY M	CHRISTIANSEN	172 HUDSON AVE
7	5426083800000	ASHLEY C	CLARK	207 MT VERNON RD
8	5427475200000		COMMUNITY DEVELOPMENT - NEWARK - CITY OF	191 HUDSON AVE
9	5427347400000		COMMUNITY REDEVELOPMENT PARTNERS L L C	200 HUDSON AVE
10	5427033000000	RAYMOND T	COOKSEY	180 HUDSON AVE
11	5426995200000	RAYMOND T & LORI J	COOKSEY	176 HUDSON AVE
12	5427883200000	NATALIE	COST	175 ELMWOOD AVE
13	5427585000000	GERALD	DEPALMO	209 ELMWOOD AVE
14	5428077000000	GERALD	DEPALMO	199 ELMWOOD AVE
15	5428129800000	GERALD P	DEPALMO	204 MT VERNON RD
16	5427492600000	GERALD	DEPALMO	223 ELMWOOD AVE
17	5427156600000	GERALD P	DEPALMO	222 MT VERNON RD
18	5428054200000	GERALD P	DEPALMO	218 MT VERNON RD
19	5427522600000	GERALD P	DEPALMO	210 MT VERNON RD
20	5428041000000	DIANA	DUNLAP	223 HUDSON AVE
21	5426665200000		ELESS INC	231 MT VERNON RD
22	5426868600000		ELESS INC	229 MT VERNON RD
23	5427820200000	STEVEN SETH	ELLIOTT	176 MT VERNON RD
24	5427712800000		EXTREME TALENTS LLC	164 ELMWOOD AVE
25	5428044000000		EXTREME TALENTS LLC	166 ELMWOOD AVE
26	5427910200000	CAROL A	FLOYD	198 MT VERNON RD
27	5427759600000	MYRTLE	FRAZIER	203-205 HUDSON AVE
28	5427909000000	DANIEL A	GHILONI	219 HUDSON AVE
29	5428091400000	MARGARET	GHILONI	226 ELMWOOD AVE
30	5427249600000	GREGORY	GLANCY	192-194 HUDSON AVE
31	5427136800000	GREGORY E	GLANCY	196 HUDSON AVE
32	5428003200000	LINDA L	HUDSON	183 ELMWOOD AVE
33	5426997000000	KERBY D & MARY B	HUTCHINS	220 HUDSON AVE
34	5427022800000		J & K INVESTMENTS PROPERTIES OF CENTRAL OHIO LL	166 HUDSON AVE
35	5427547200000		JAV PROPERTIES	205-207 ELMWOOD AVE
36	5427667800000		JLH REALTY LLC	187 ELMWOOD AVE
37	5427649200000	BARB	KASEMAN	197 HUDSON AVE
38	5427882600000	BETH A	LAUGHERY	169 ELMWOOD AVE
39	5427609600000	GARY A & SONDR	LOWE	192 ELMWOOD AVE
40	5427171000000	GARY A & SONDR	LOWE	184 ELMWOOD AVE
41	5428142400000		LOWRYS MOWING & BUSHHOGGING	188-190 HUDSON AVE
42	5427057600000	ERIC N & PRISCILLA A	MCKEE	234 MT VERNON RD
43	5426071200000	JOSEPH D	MCNEAL JR	185 MT VERNON RD
44	5428134000000	AMBERLYN S	MURPHY	214-218 HUDSON AVE
45	5428140600000	AMBERLYN S	MURPHY	210 HUDSON AVE
46	5428020000000		NDP-HUDSON LLC	181 HUDSON AVE
47	5427017400000		NDP-HUDSON LLC	177 HUDSON AVE
48	5418654800000		NDP-HUDSON LLC	169 HUDSON AVE
49	5427015000001		NDP-HUDSON LLC	173 HUDSON AVE
50	5427479400000		NDP-HUDSON LLC	185 HUDSON AVE
51	5427366600000		NDP-HUDSON LLC	172 ELMWOOD AVE
52	5428117800000		NDP-HUDSON LLC	168 ELMWOOD AVE
53	5427765600000		NEWARK - CITY OF	188 MT VERNON RD
54	5426180400000		NEWARK - CITY OF	191 MT VERNON RD
55	5426504400000		NEWARK - CITY OF	213 MT VERNON RD
56	5427792000000		NEWARK - CITY OF	182 MT VERNON RD
57	5427957000000		NEWARK - CITY OF	184 MT VERNON RD
58	5427765600000		NEWARK - CITY OF	188 MT VERNON RD
59	5427410400000		NUMBER - 232 HUDSON L L C	232 HUDSON AVE
60	5428032600000	SON	OBRIEN	177 ELMWOOD AVE
61	5426069400000	RANDY L	PATRICK	195 MT VERNON RD

	PARCEL NUMBER	FIRST NAME	LAST NAME	PHYSICAL ADDRESS
62	5427009600000		PERIHELION OHIO LLC	215 HUDSON AVE
63	5427346800000		PERIHELION OHIO LLC	207 HUDSON AVE
64	5427403800000	CHARLES E-JR	QUICK	191 ELMWOOD AVE
65	5426843400000	CHRISTOPHER	RAMSEY	183 MT VERNON RD
66	5428123200000		RAVEUX PROPERTIES L L C	217 ELMWOOD AVE
67	5427545400000	ROBERT C	ROMINE TR	204 ELMWOOD AVE
68	5427993000000		SAX 2 LLC	188 ELMWOOD AVE
69	5426775600000		SAX 3 LLC	215 MT VERNON RD
70	5427711600000		SAX 1 LLC	196-198 ELMWOOD AVE
71	5427976800000	JOHN & AMY	SHAW	215 ELMWOOD AVE
72	5428087200000		SPECIALTY HOMES LLC	194 ELMWOOD AVE
73	5427763200000	KAY	SPIRES	195 ELMWOOD AVE
74	5427910800000		TSBM HOLDINGS LLC	192 MT VERNON RD
75	5427760200000		TSBM HOLDINGS LLC	199 HUDSON AVE
76	5426956200000		URBAN DEVELOPMENT CO OF OHIO LTD	223 MT VERNON RD
77	5426829000000		URBAN DEVELOPMENT COMPANY OF OHIO LTD	181 MT VERNON RD
78	5427288000000	KONNIE C-TR	WARTH	228 HUDSON AVE
79	5427434400000		WELLS FARGO BANK NA	200 ELMWOOD AVE
80	5427561600000	CHRISTINE S-TR	WHITE	200 MT VERNON RD
81	5428146600000	CHRISTINE S-TR	WHITE	201 ELMWOOD AVE
82	5425944000000	PAUL	WRIGHT	203 MT VERNON RD

Parcels & Addresses

APPROVED FOR ZONING PURPOSES
 By *[Signature]* 2/9/2022
 Div. of Engineering
 City of Newark, Ohio



Planning Commission
 c/o Engineering Department
 40 West Main St, 2nd Floor
 Newark, Ohio 43055
 (740) 670-7727
 (740)349-5911 Fax

City of Newark
Planning Commission
Zoning District Change Application
www.newarkohio.net/government/boards-commissions/planning-commission

Office Use Only
 Zoning File # N/A
 PC Application # PC-22-04
 Date Received: 1/24/22
 Received by: P/NeMP
 Amount Due: \$100.00 NC
 Paid By: (circle one)
 Check # Cash
 Receipt #

Rev 2/13

<input checked="" type="checkbox"/> District Change		<input type="checkbox"/> District Establishment (Newly Annexed)	
Owner			
Property Owner: Multiple Property Owners – See attached list of parcels and owners		Telephone:	
Address:		E-mail:	
City:	State:	Zip:	Fax:
I would prefer to have agendas mailed rather than e-mailed <input type="checkbox"/>			
Applicant/Representative			
Representative: Newark City Planning Commission		Same as above <input type="checkbox"/>	Telephone: 740-670-7727
Address: 40 West Main Street		E-mail: engadmin@newarkohio.net	
City: Newark	State: Ohio	Zip: 43055	Fax:
I would prefer to have agendas mailed rather than e-mailed <input type="checkbox"/>			
Property Location			
Street Address: Multiple parcels on Hudson Ave, Elmwood Ave, and Mt Vernon Rd, between SR 16 and St Clair / Hoover Street			
Parcel Tax ID #: See attached list		Number of Acres:	
Lot Number: (if applicable)		Property Platted? Yes <input type="checkbox"/> No <input type="checkbox"/>	
District Classification (Zoning Code 08-33, see www.newarkohio.net)			
Present Zoning District:		Proposed Zoning District:	
<input type="checkbox"/> AD Agricultural <input type="checkbox"/> CD Conservation <input checked="" type="checkbox"/> CSI Church School Institutional <input type="checkbox"/> DC Downtown <input type="checkbox"/> GB General Business <input type="checkbox"/> GC General Commercial <input type="checkbox"/> GI General Industrial <input checked="" type="checkbox"/> GO General Office <input type="checkbox"/> HB High Intensity Business <input checked="" type="checkbox"/> LB Limited Intensity Business <input type="checkbox"/> LC Limited Commercial <input type="checkbox"/> LI Limited Industrial <input type="checkbox"/> LO Limited Office <input checked="" type="checkbox"/> MB Medium Intensity Business <input type="checkbox"/> MFC Multi-Family Condo <input type="checkbox"/> MFH Multi-Family High Rise <input checked="" type="checkbox"/> MFR Multi-Family Residence <input type="checkbox"/> Overlay Historic <input type="checkbox"/> Planned Unit Development <input type="checkbox"/> RMH Single-Family Residence Manufactured Home <input checked="" type="checkbox"/> Single-Family Residence (Circle one) RS-Suburban RL-Low Density RM-Medium Density <u>RH-High Density</u> <input type="checkbox"/> RZL Single-Family Residence Zero Lot Line <input type="checkbox"/> SFC Single-Family Condo <input checked="" type="checkbox"/> TFR Two-Family Residence		<input type="checkbox"/> AD Agricultural <input type="checkbox"/> CD Conservation <input type="checkbox"/> CSI Church School Institutional <input checked="" type="checkbox"/> DC Downtown <input type="checkbox"/> GB General Business <input type="checkbox"/> GC General Commercial <input type="checkbox"/> GI General Industrial <input type="checkbox"/> GO General Office <input type="checkbox"/> HB High Intensity Business <input type="checkbox"/> LB Limited Intensity Business <input type="checkbox"/> LC Limited Commercial <input type="checkbox"/> LI Limited Industrial <input type="checkbox"/> LO Limited Office <input type="checkbox"/> MB Medium Intensity Business <input type="checkbox"/> MFC Multi-Family Condo <input type="checkbox"/> MFH Multi-Family High Rise <input type="checkbox"/> MFR Multi-Family Residence <input type="checkbox"/> Overlay Historic <input type="checkbox"/> Planned Unit Development <input type="checkbox"/> RMH Single-Family Residence Manufactured Home <input type="checkbox"/> Single-Family Residence (Circle one) RS-Suburban RL-Low Density RM-Medium Density RH-High Density <input type="checkbox"/> RZL Single-Family Residence Zero Lot Line <input type="checkbox"/> SFC Single-Family Condo <input type="checkbox"/> TFR Two-Family Residence	

Property Use

Present Use:

CSI, GO, LB, MB, MFR, RH and TFR Districts

Proposed Use: DC District

Additional Comments

Reason For Request:

Expansion of the Downtown Commercial District to allow a greater variety of mixed-use development of these parcels in the future.

Required Documentation and Process Overview

- Original Application Form – must contain notarized signature of the property owner
- Tax Map and Auditor's Parcel Numbers for the parcels to be re-zoned. Contact the Licking County Engineer's Office for a tax map or visit <http://www.lcounty.com/Treasurer> to print out Real Estate Tax parcel information and a parcel map. Licking County Engineer's Office is located at 20 South 2nd St (3rd Floor) Newark, OH 43055 (740) 670-5280.
- Legal Description of parcels to be re-zoned. (typically a survey description or valid deed description)
Note: Legal Description must be reviewed and stamped approved by the Newark City Engineering Department
- A drawing or map showing the location of all buildings on the parcels. (A current Google aerial photo is acceptable.)
- Application Fee of \$100.00, cash or check. Make check payable to "City of Newark".
- Call the Newark City Engineering/Zoning Department to schedule a Zoning and Legal Description Review. Newark City Engineering/Zoning Department is located at 40 W. Main Street (2nd Floor) Newark, OH 43055 (740) 670-7727
Note: an Engineering/ Zoning Authorization Signature is required on this application. See below.
- Submit all application materials to the Newark City Engineering/Zoning Department for inclusion on a Planning Commission Agenda.
- Attend the Planning Commission Meetings and Council Meetings held in Newark City Council Chambers, 40 W. Main Street (1st Floor) throughout the process. The process typically takes 3 -4 months to complete.
Note: be prepared to answer Planning Commission and Council Member's questions regarding your application

Owner Acknowledgement

I hereby certify that the information provided in this application is true and factual to the best of my knowledge.

Property Owner Signature:

[Handwritten Signature]

Date

2/9/2022

Sworn and subscribed before me this

10th

day of

February

, 20

22

My Commission Expires:

5/11/2024

Notary Public

[Handwritten Signature]

Engineering/Zoning Authorization – Office Use Only

Approved

Denied

Approved with Conditions

Representative Signature

[Handwritten Signature]

Date

2/10/2022

Comments/Conditions:

Planning Commission Recommendation to Council – Office Use Only

Approved

Denied

Approved with Conditions
(See Letter of Recommendation)

Planning Director Signature:

Date

Conditions:

After Planning Commission Recommendation:

- Contact the Clerk of Council regarding Council Public Hearing Date and Final Vote. Clerk of Council's Office is located at 40 W Main St (2nd Floor) Newark, OH 43055 (740) 670-7516.



Legend

- Building Outlines
- PARCFIS

CLINTON ST

W-MONING-ST

HUDSON AVE

ELMWOOD AVE

W-ST-CLAIR ST

MT-VERNON RD

CHESTNUT ST

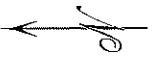
HOOPER ST

HIGH ST

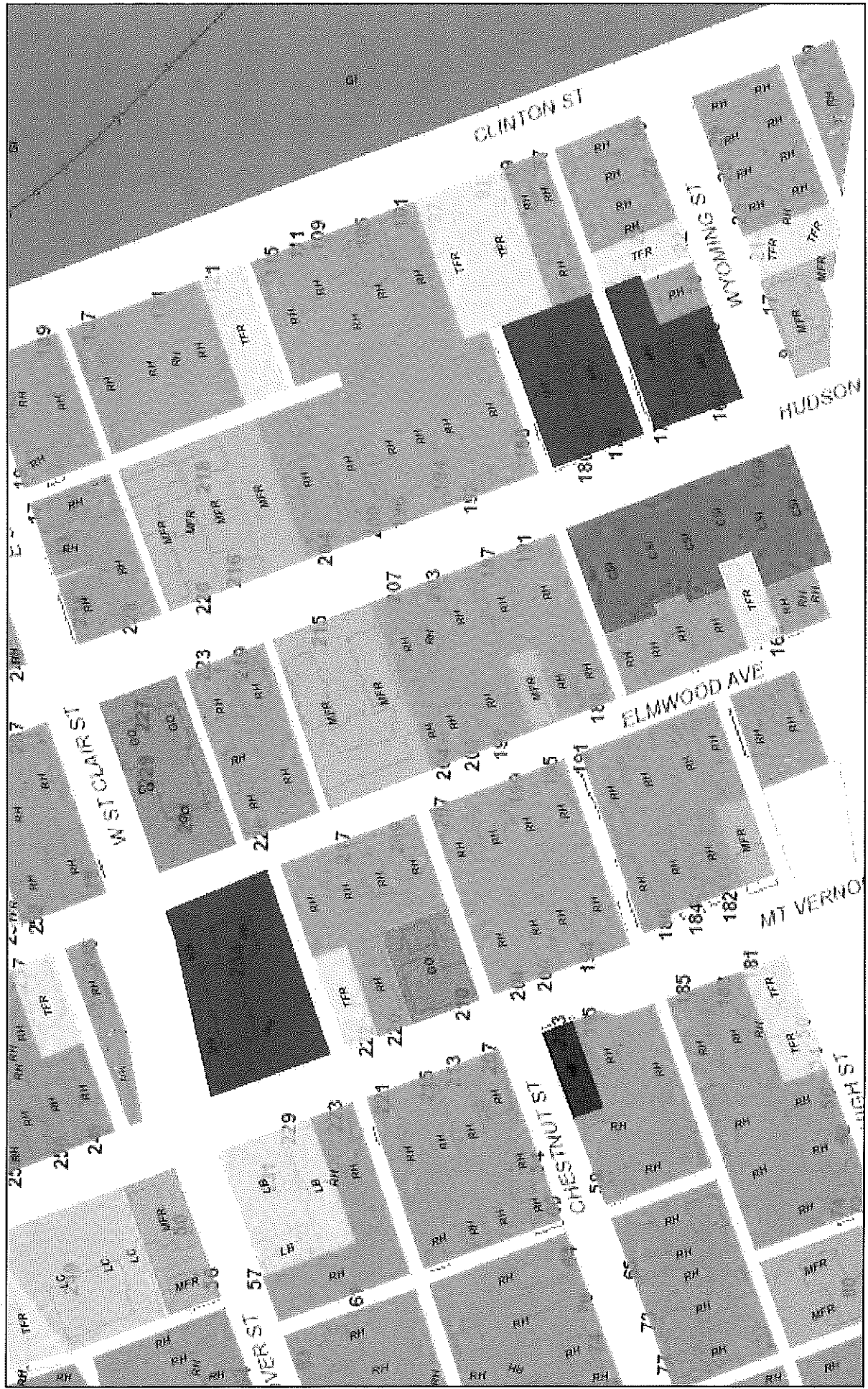
1 inch = 125 feet

JANUARY 20, 2022

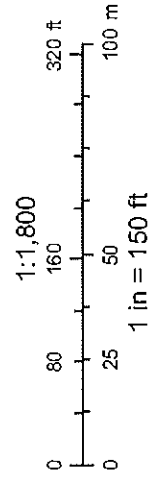
**HUDSON
CORRIDOR**



STATE-ROUTE 16-RAMP



January 25, 2022



ORDINANCE NO. 22-09

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1303 LOG POND DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID # 054-269904.00.000 (ZONING CHANGE OF ONLY 3.648 ACRES) FROM THAT OF GB – GENERAL BUSINESS DISTRICT TO MFR – MULTI-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from GB – GENERAL BUSINESS DISTRICT TO MFR – MULTI-FAMILY RESIDENCE DISTRICT, Zoning Code of the City of Newark.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 20__.

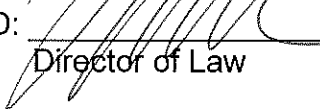
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:  _____
Director of Law

DESCRIPTION APPROVED: _____
Brian Morehead, Engineer

Prepared by the Office of the Director of Law

NOTICE OF HEARING

Notice is hereby given that the Newark City Council shall at a later date to be determined and announced hereafter, take action upon Ordinance No. _____. Said Ordinance accepts a proposed amendment to the Zoning Map attached to Ordinance 08-33 (A) which would allow the change of zoning classification of certain real property, generally described as 1303 Log Pond Drive, City of Newark, Licking County, Ohio, Parcel Tax Id #054-269904.00.000 (zoning change of only 3.648 acres). The amendment would change the zoning of the property from GB – General Business District, to MFR – Multi-Family Residence District, Zoning Code of the City of Newark, Ohio.

The text or a copy of the text of such Ordinance, together with a copy of Ordinance 08-33 (A) and the Zoning Map attached thereto, and the maps, plans, and reports submitted by the Newark Planning Commission relative to said zoning are on file, for public examination, in the office of the Clerk of Newark City Council, 40 West Main Street, Newark, Ohio.

Notice is further given that a public hearing on said Ordinance shall be held before the Newark City Council during the meeting of Council which begins at 7:00 p.m. on _____, at which time and place any interested person may be heard.

BY ORDER OF THE CITY COUNCIL OF NEWARK, OHIO.

JANINE PAUL
Clerk of Council

TO THE ADVOCATE

Please publish the foregoing Notice of Hearing one day only, to wit: on
_____.

JANINE PAUL
Clerk of Council



Planning Commission
 c/o Engineering Department
 40 West Main St, 2nd Floor
 Newark, Ohio 43055
 (740) 670-7727
 (740)349-5911 Fax

City of Newark
Planning Commission
Zoning District Change Application
www.newarkohio.net/government/boards-commissions/planning-commission

Office Use Only
 Zoning File # _____
 PC Application # PC-22-01
 Date Received: 2/1/22
 Received by: P. Kemp
 Amount Due: \$100.00
 Paid By: (circle one)
 Check # 27704 Cash
 Receipt # 53715

Rev 2/13

<input checked="" type="checkbox"/> District Change		<input type="checkbox"/> District Establishment (Newly Annexed)	
Owner			
Property Owner: ERIC W. SKIPPER		Telephone: 843-425-6786	
Address: 7794 KINGS COLLEGE AVE APT 453		E-mail: ewskipper@gmail.com	
City: GERMANTOWN	State: TN	Zip: 38138	Fax:
I would prefer to have agendas mailed rather than e-mailed <input type="checkbox"/>			
Applicant/Representative			
Representative: JOHN ROUSH		Same as above <input type="checkbox"/>	Telephone: 614-206-2778
Address: 13375 NATIONAL RD. SW, SUITE D		E-mail: JOHN@EXPRESSWASHCONCEPTS.COM	
City: REYNOLDSBURG	State: OH	Zip: 43068	Fax:
I would prefer to have agendas mailed rather than e-mailed <input type="checkbox"/>			
Property Location			
Street Address: 1303 LOG POND DR.			
Parcel Tax ID #: 054-269904-00.000		Number of Acres: 5.138 (ZONING CHANGE OF ONLY 3.648 AC)	
Lot Number: (if applicable) 8		Property Platted? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
District Classification (Zoning Code 08-33, see www.newarkohio.net)			
Present Zoning District: <input type="checkbox"/> AD Agricultural <input type="checkbox"/> CD Conservation <input type="checkbox"/> CSI Church School Institutional <input type="checkbox"/> DC Downtown <input checked="" type="checkbox"/> GB General Business <input type="checkbox"/> GC General Commercial <input type="checkbox"/> GI General Industrial <input type="checkbox"/> GO General Office <input type="checkbox"/> HB High Intensity Business <input type="checkbox"/> LB Limited Intensity Business <input type="checkbox"/> LC Limited Commercial <input type="checkbox"/> LI Limited Industrial <input type="checkbox"/> LO Limited Office <input type="checkbox"/> MB Medium Intensity Business <input type="checkbox"/> MFC Multi-Family Condo <input type="checkbox"/> MFH Multi-Family High Rise <input type="checkbox"/> MFR Multi-Family Residence <input type="checkbox"/> Overlay Historic <input type="checkbox"/> Planned Unit Development <input type="checkbox"/> RMH Single-Family Residence Manufactured Home <input type="checkbox"/> Single-Family Residence (Circle one) RS-Suburban RL-Low Density RM-Medium Density RH-High Density <input type="checkbox"/> RZL Single-Family Residence Zero Lot Line <input type="checkbox"/> SFC Single-Family Condo <input type="checkbox"/> TFR Two-Family Residence		Proposed Zoning District: <input type="checkbox"/> AD Agricultural <input type="checkbox"/> CD Conservation <input type="checkbox"/> CSI Church School Institutional <input type="checkbox"/> DC Downtown <input type="checkbox"/> GB General Business <input type="checkbox"/> GC General Commercial <input type="checkbox"/> GI General Industrial <input type="checkbox"/> GO General Office <input type="checkbox"/> HB High Intensity Business <input type="checkbox"/> LB Limited Intensity Business <input type="checkbox"/> LC Limited Commercial <input type="checkbox"/> LI Limited Industrial <input type="checkbox"/> LO Limited Office <input type="checkbox"/> MB Medium Intensity Business <input type="checkbox"/> MFC Multi-Family Condo <input type="checkbox"/> MFH Multi-Family High Rise <input checked="" type="checkbox"/> MFR Multi-Family Residence <input type="checkbox"/> Overlay Historic <input type="checkbox"/> Planned Unit Development <input type="checkbox"/> RMH Single-Family Residence Manufactured Home <input type="checkbox"/> Single-Family Residence (Circle one) RS-Suburban RL-Low Density RM-Medium Density RH-High Density <input type="checkbox"/> RZL Single-Family Residence Zero Lot Line <input type="checkbox"/> SFC Single-Family Condo <input type="checkbox"/> TFR Two-Family Residence	

Flood: A/AE

PC-22-07

Property Use

Present Use: OPEN FIELD, GRASS/VEGETATION

Proposed Use: MULTI-FAMILY APARTMENTS

Additional Comments

Reason For Request: THE PROPOSED ZONING CHANGE WILL MATCH THE MFR ZONING OF THE ADJACENT PROPERTY, TO THE WEST, CURRENTLY UNDER DEVELOPMENT FOR 3 STORY APARTMENTS (THE LP, PHASE 1). THIS REQUEST WOULD ALLOW FOR A PHASE 2 OF THE LP APARTMENTS, AS SHOWN IN THE ATTACHED EXHIBIT. ZONING CHANGE IS FOR ONLY 3.648 ACRES OF THE ORIGINAL 5.138 ACRES. REMAINING 1.49 ACRES TO BE EXLUDED FROM THIS REQUEST.

Required Documentation and Process Overview

- Original Application Form - must contain notarized signature of the property owner
Tax Map and Auditor's Parcel Numbers for the parcels to be re-zoned. Contact the Licking County Engineer's Office for a tax map or visit http://www.lcounty.com/Treasurer_ to print out Real Estate Tax parcel information and a parcel map.
Legal Description of parcels to be re-zoned. (typically a survey description or valid deed description)
A drawing or map showing the location of all buildings on the parcels. (A current Google aerial photo is acceptable.)
Application Fee of \$100.00, cash or check. Make check payable to "City of Newark".
Call the Newark City Engineering/Zoning Department to schedule a Zoning and Legal Description Review.
Submit all application materials to the Newark City Engineering/Zoning Department for inclusion on a Planning Commission Agenda.
Attend the Planning Commission Meetings and Council Meetings held in Newark City Council Chambers, 40 W. Main Street (1st Floor) throughout the process.

Owner Acknowledgement

I hereby certify that the information provided in this application is true and factual to the best of my knowledge.

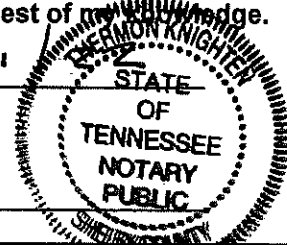
Property Owner Signature: [Signature]

Date 2/1

Sworn and subscribed before me this 1 day of FEBRUARY, 2022

My Commission Expires: 4/15/24

[Signature] Notary Public



Engineering/Zoning Authorization - Office Use Only

Approved [checked] Denied [] Approved with Conditions []

Representative Signature [Signature]

Date 2/9/2022

Comments/Conditions:

Planning Commission Recommendation to Council - Office Use Only

Approved [] Denied [] Approved with Conditions [] (See Letter of Recommendation)

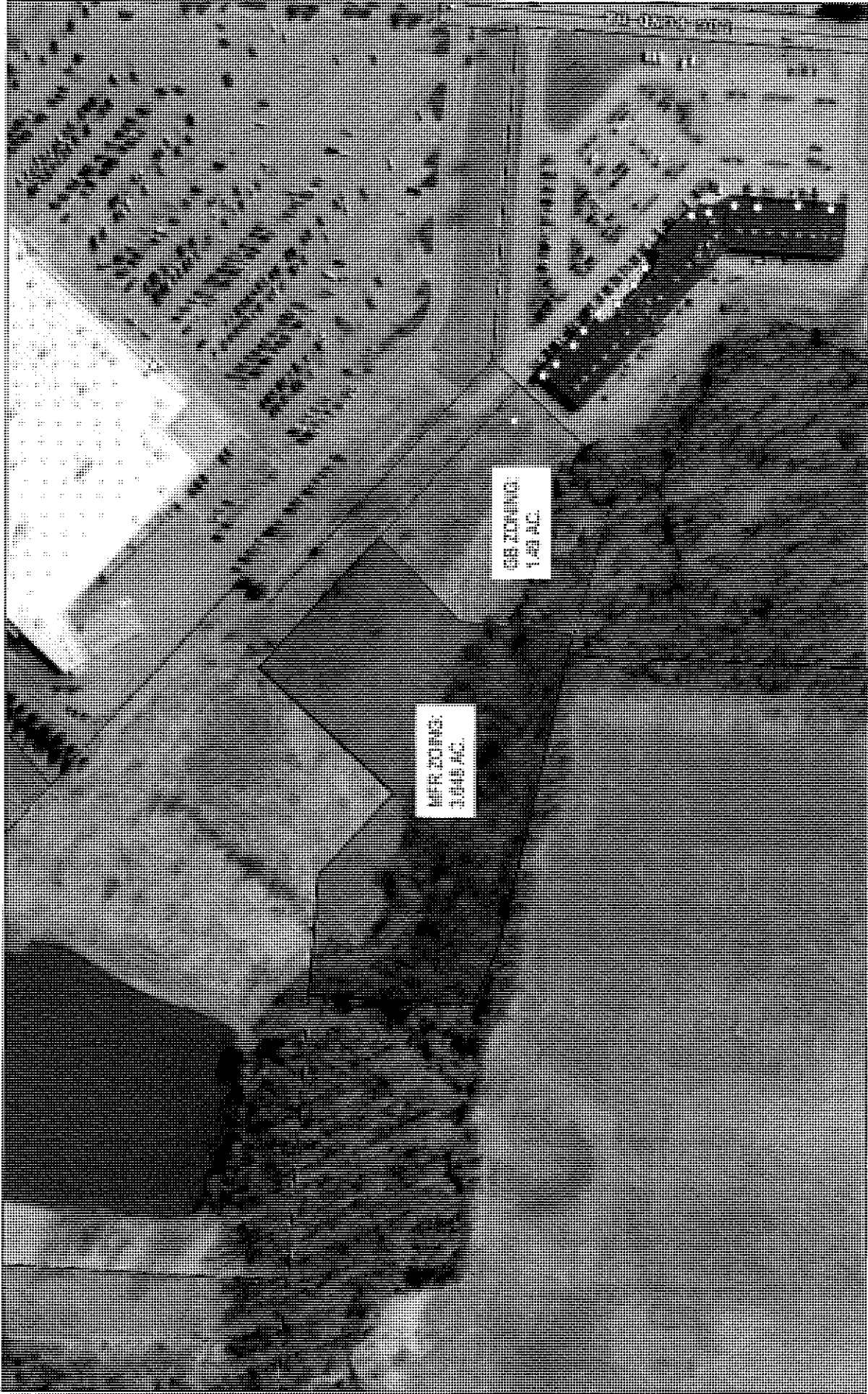
Planning Director Signature:

Date

Conditions:

- After Planning Commission Recommendation:
Contact the Clerk of Council regarding Council Public Hearing Date and Final Vote.
Clerk of Council's Office is located at 40 W Main St (2nd Floor) Newark, OH 43055 (740) 670-7516.

OnTrac Property Map



January 27, 2022



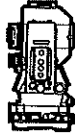
Centerline Labels

- Street Number Only
- Sales - 2022
- Owner Name & Acres
- Interstate/US/State Route
- County Road

- Township Road
- Other Road Type
- Driveway
- Interstates
- Municipal Corporations
- Jurisdictional Townships

Licking County Auditor GIS

LICKING COUNTY TAX MAP



S.A. ENGLAND SURVEYING
 Professional Land Surveying
 P.O. Box 1770
 Buckeye Lake, Ohio 43008



E-mail: www.surveyohio.com

Phone: 740-323-0644

Fax: 740-323-0272

Ohio Phone: 1-800-551-5844

Legal Description

Tract B: 3.648 Acres

Part Eric W. Skipper Parcel: Instrument No. 2021-11100034525

Situated in the City of Newark, County of Licking, State of Ohio, and being a part of Lots 2 & Lot 8 in the Second Quarter, Township 2N, Range 12W, of the United States Military Lands, and being more particularly described as follows;

Being a Survey of a part of a 5.138 Acre parcel conveyed to Eric W. Skipper, as recorded in Instrument No. 2021-11100034525, in the Licking County Deed Records, and being all of P.P.N. 054-269904-00.000, and further described as follows;

Commencing for reference at a 5/8" o.d. iron pin found marking the Northwest corner of Log Pond Drive (45' Wide) Dedication, as recorded in Plat Book 17, Page 291, and being the Northeast corner of a parcel conveyed to PWREI Log Pond, LLC, as recorded in Instrument No. 2015-03260005641;

Thence, N 88°31'08" W 452.03 feet with the North line of said parcel conveyed to PWREI Log Pond, LLC, to a 5/8" o.d. iron pin found on the East line of a 9.727 Acre parcel conveyed to Shanghi Enterprises, LLC, as recorded in Instrument No. 2020-12170034718;

Thence, S 39°54'39" W 50.00 feet continuing with the boundary of said parcel conveyed to PWREI Log Pond, LLC, the same being the boundary of said parcel conveyed to Shanghi Enterprises, Inc., to an iron pin set, marking the Northeast corner of said parcel conveyed to Skipper of which this description is a part;

Thence, N 50°05'24" W 279.16 feet with the North line of said parcel conveyed to Skipper, of which this description is a part, the same being the South line of said parcel conveyed to Shanghi Enterprises, Inc., to an iron pin set, and being the **PRINCIPLE PLACE OF BEGINNING** of the 3.648 Acre parcel herein to be described;

Thence with a line across said parcel conveyed to Skipper, of which this description is a part, with the following two (2) courses and distances:

- 1) S 39°54'36" W 149.71 feet to an iron pin set;
- 2) S 12°08'40" W 159.56 feet to an iron pin set on the South line thereof, and being on the North line of a 10.039 Acre parcel conveyed to Newark Area Soccer Association, Inc., as recorded in Instrument No. 2020-12220035204, and passing over an iron pin set at 60.00 feet;

Thence, N 77°51'20" W 20.00 feet with the North line of said parcel conveyed to Newark Area Soccer Association, Inc., the same being the South line of said parcel conveyed to Skipper of which this description is a part, to an "inaccessible point" at the Northeast corner of a parcel conveyed to T.J. Evans Foundation, as recorded in Deed Book 782, Page 872;

Thence with the South line of said parcel conveyed to Skipper, of which this description is a part, the same being the boundary of said parcel conveyed to T. J. Evans Foundation, with the following three (3) courses and distances:

- 1) N 79°30'24" W 398.77 feet to an inaccessible point;
- 2) N 70°32'08" W 93.02 feet to an inaccessible point;
- 3) N 00°27'19" E 226.37 feet to a 5/8" o.d. iron pin found on the South line of said parcel conveyed to Shanghi Enterprises, LLC, and passing over a 5/8" o.d. iron pin found at 13.41 feet;

Thence with the North line of said parcel conveyed to Skipper, of which this description is a part, the same being the South line of said Shanghi Enterprises, LLC, with the following four (4) courses and distances:

- 1) S 88°56'20" E 165.00 feet to an iron pin set;
- 2) S 50°05'24" E 150.00 feet to an iron pin set;
- 3) N 39°54'36" E 250.26 feet to an iron pin set;
- 4) S 50°05'24" E 243.23 feet to the **PRINCIPLE PLACE OF BEGINNING**.

Association

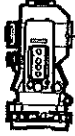
APPROVED

FOR ZONING PURPOSES

BY

[Signature]

Div. of Engineering
 City of Newark, Ohio



S.A. ENGLAND SURVEYING

Professional Land Surveying
P.O. Box 1770
Buckeye Lake, Ohio 43008



E-mail: www.surveyohio.com

Phone: 740-323-0644

Fax: 740-323-0272

Ohio Phone: 1-800-551-5844

Said parcel as surveyed contains 3.648 Acres, more or less, and is subject to all legal easements, right of ways, zoning restrictions, and ordinances of record.

Subject to the Flood Zone 'AE' Plain, as per Community Panel No. 39089C0333J, dated March 16, 2015, of the FEMA Maps of this area.

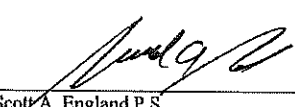
The bearings of the above description are based on the South line of Lot 2, as being N 88°56'20" W, and is an assumed Meridian used to denote angles only.

All iron pins set are 5/8" o.d. iron pins 30" long with red caps labeled "S.A. ENGLAND #S-7452".

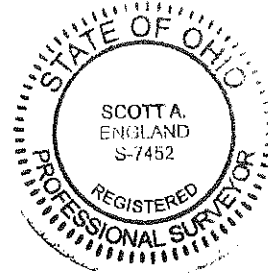
The above description was prepared by S.A. England Surveying, under the direct supervision of Scott A. England, Ohio Registered Surveyor #S-7452 in December of 2018 and August of 2021.

Dated 2/1/22

Job No. 3717-21LI-TractB



Scott A. England P.S.
Ohio Registered Surveyor #7452



Plat of Survey

City of Newark, County of Licking, State of Ohio, part Lot 2 & Lot 8 of the Second Quarter, Section 2, Township 2N, Range 12W, of the United States Military Lands.

PROPERTY LOCATION:

Situated in the City of Newark, County of Licking, State of Ohio, and being part of Lot 2 & Lot 8 in the Second Quarter, Section 2, Township 2N, Range 12W, of the United States Military Lands.

Being a Survey of a 5.138 Acre parcel conveyed to Eric W. Skipper, as recorded in Instrument No. 2021-11100034525 the Licking County Deed Records, and being all of Auditor's P.P.N. 054-269904-00.000.

Subject to the Flood Zone 'AE' Plain, as per Community Panel No. 39089C03331, dated March 16, 2015, of the FEMA Maps of this area.

Shangiti Enterprises, LLC
9.727 Acres
Instrument No. 2020-12170034718

LOT 2
LOT 8

S 88°56'20" E 165.00'
N 00°27'19" E 226.37'
N 70°32'08" W 93.02'
N 79°30'24" W 398.77'
N 12°08'40" E 159.56'
N 39°54'36" E 230.26'
S 50°05'24" E 243.23'
N 39°54'36" E 149.71'
N 39°54'36" E 183.05'
S 39°54'39" W 233.05'
N 88°31'08" W 452.03'

Tract 'B'
3.648 Acres

Eric W. Skipper
5.138 Acres
Instrument No. 2021-11100034525

Tract 'A'
1.490 Acres

P.W.R.E.T. Log Pond, LLC
5.649 Acres
Instrument No. 2015-03260005641

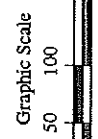
Newark Area Soccer Association, Inc.
10.039 Acres
Instrument No. 2020-12220035204

T.J. Evans Foundation
93.423 Acres
Deed Book 782, Page 872

P.O.C.: IRON PIN FOUND AT NW CORNER
LOG POND DRIVE (45' Wide)
DEDICATION (P.B.17, Page 291)

LEGEND

- - 3/4" o.d. Iron Pipe Found
- ⊙ - 5/8" x 30" long reinforcing bars w/ red cap stamped "S.A. England #S-7452"
- - 5/8" o.d. Iron Pin Found
- △ - Mag Nail Set



BASIS OF BEARING
The bearings of this plat are based on the South line of Lot 2, as being N 88°56'20" W, and is an assumed Meridian used to denote angles only.

PREPARED BY:
S.A. ENGLAND SURVEYING
Professional Land Surveying
P.O. Box 1770
Buckeye Lake, Ohio 43008
PHONE: 740-323-0644
email: saengland@surveyohio.com

I hereby certify that an actual survey of the premises was made, and that this plat is correct to the best of my knowledge.

Date 2/1/21
Scott A. England, P.S.
Ohio Registered Surveyor #S-7452

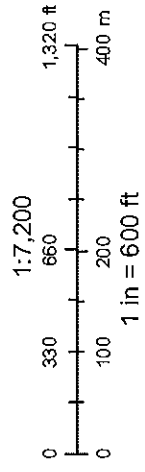




Proposed Zoning Change - 1303 Log Pond Dr



February 10, 2022



ORDINANCE NO. 22-10

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 170 RIVERVIEW DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-276750-00.000 AND # 054-270288-00.000 FROM THAT OF GB – GENERAL BUSINESS DISTRICT TO MFR – MULTI-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from GB – GENERAL BUSINESS DISTRICT TO MFR – MULTI-FAMILY RESIDENCE DISTRICT, Zoning Code of the City of Newark.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 20__.

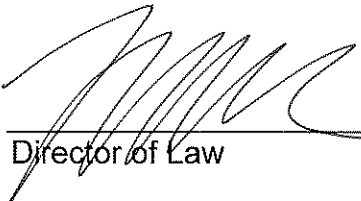
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: 
Director of Law

DESCRIPTION APPROVED: _____
Brian Morehead, Engineer

Prepared by the Office of the Director of Law

NOTICE OF HEARING

Notice is hereby given that the Newark City Council shall at a later date to be determined and announced hereafter, take action upon Ordinance No. _____. Said Ordinance accepts a proposed amendment to the Zoning Map attached to Ordinance 08-33 (A) which would allow the change of zoning classification of certain real property, generally described as 170 Riverview Drive, City of Newark, Licking County, Ohio, Parcel Tax Id #054-276750-00.000 and 054-270288-00.000. The amendment would change the zoning of the property from GB – General Business District, to MFR – Multi-Family Residence District, Zoning Code of the City of Newark, Ohio.

The text or a copy of the text of such Ordinance, together with a copy of Ordinance 08-33 (A) and the Zoning Map attached thereto, and the maps, plans, and reports submitted by the Newark Planning Commission relative to said zoning are on file, for public examination, in the office of the Clerk of Newark City Council, 40 West Main Street, Newark, Ohio.

Notice is further given that a public hearing on said Ordinance shall be held before the Newark City Council during the meeting of Council which begins at 7:00 p.m. on _____, at which time and place any interested person may be heard.

BY ORDER OF THE CITY COUNCIL OF NEWARK, OHIO.

JANINE PAUL
Clerk of Council

TO THE ADVOCATE

Please publish the foregoing Notice of Hearing one day only, to wit: on
_____.

JANINE PAUL
Clerk of Council



Planning Commission
 c/o Engineering Department
 40 West Main St, 2nd Floor
 Newark, Ohio 43055
 (740) 670-7727
 (740)349-5911 Fax

City of Newark
Planning Commission
Zoning District Change Application
www.newarkohio.net/government/boards-commissions/planning-commission

Office Use Only
 Zoning File # _____
 PC Application # PC-22-08
 Date Received: 2-2-22
 Received by: [Signature]
 Amount Due: \$100.00
 Paid By: (circle one)
 Check # 125 Cash
 Receipt # 537123

Rev 2/13

<input checked="" type="checkbox"/> District Change		<input type="checkbox"/> District Establishment (Newly Annexed)	
Owner			
Property Owner: SokoMac Investments, LLC		Telephone: (860)490-4822	
Address: 5019 Clancy CT		E-mail: conradsokolowski@yahoo.com	
City: Columbus	State: Ohio	Zip: 43230	Fax:
I would prefer to have agendas mailed rather than e-mailed <input type="checkbox"/>			
Applicant/Representative			
Representative: Conrad Sokolowski		Same as above <input checked="" type="checkbox"/>	Telephone: (860)490-4822
Address: 5019 Clancy CT		E-mail: conradsokolowski@yahoo.com	
City: Columbus	State: Ohio	Zip: 43230	Fax:
I would prefer to have agendas mailed rather than e-mailed <input type="checkbox"/>			
Property Location			
Street Address: 170 Riverview Dr Newark OH 43055			
Parcel Tax ID #: 064-276750-00.000 & 064-270288-00.000		Number of Acres: 1.67	
Lot Number: (if applicable) 29 & 30		Property Platted? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> (Two Parcel Lot)	
District Classification <small>(Zoning Code 08-33, see www.newarkohio.net)</small>			
Present Zoning District: <input type="checkbox"/> AD Agricultural <input type="checkbox"/> CD Conservation <input type="checkbox"/> CSI Church School Institutional <input type="checkbox"/> DC Downtown <input checked="" type="checkbox"/> GB General Business <input type="checkbox"/> GC General Commercial <input type="checkbox"/> GI General Industrial <input type="checkbox"/> GO General Office <input type="checkbox"/> HB High Intensity Business <input type="checkbox"/> LB Limited Intensity Business <input type="checkbox"/> LC Limited Commercial <input type="checkbox"/> LI Limited Industrial <input type="checkbox"/> LO Limited Office <input type="checkbox"/> MB Medium Intensity Business <input type="checkbox"/> MFC Multi-Family Condo <input type="checkbox"/> MFH Multi-Family High Rise <input type="checkbox"/> MFR Multi-Family Residence <input type="checkbox"/> Overlay Historic <input type="checkbox"/> Planned Unit Development <input type="checkbox"/> RMH Single-Family Residence Manufactured Home <input type="checkbox"/> Single-Family Residence (Circle one) <small>RS-Suburban RL-Low Density RM-Medium Density RH-High Density</small> <input type="checkbox"/> RZL Single-Family Residence Zero Lot Line <input type="checkbox"/> SFC Single-Family Condo <input type="checkbox"/> TFR Two-Family Residence		Proposed Zoning District: <input type="checkbox"/> AD Agricultural <input type="checkbox"/> CD Conservation <input type="checkbox"/> CSI Church School Institutional <input type="checkbox"/> DC Downtown <input type="checkbox"/> GB General Business <input type="checkbox"/> GC General Commercial <input type="checkbox"/> GI General Industrial <input type="checkbox"/> GO General Office <input type="checkbox"/> HB High Intensity Business <input type="checkbox"/> LB Limited Intensity Business <input type="checkbox"/> LC Limited Commercial <input type="checkbox"/> LI Limited Industrial <input type="checkbox"/> LO Limited Office <input type="checkbox"/> MB Medium Intensity Business <input type="checkbox"/> MFC Multi-Family Condo <input type="checkbox"/> MFH Multi-Family High Rise <input checked="" type="checkbox"/> MFR Multi-Family Residence <input type="checkbox"/> Overlay Historic <input type="checkbox"/> Planned Unit Development <input type="checkbox"/> RMH Single-Family Residence Manufactured Home <input type="checkbox"/> Single-Family Residence (Circle one) <small>RS-Suburban RL-Low Density RM-Medium Density RH-High Density</small> <input type="checkbox"/> RZL Single-Family Residence Zero Lot Line <input type="checkbox"/> SFC Single-Family Condo <input type="checkbox"/> TFR Two-Family Residence	

Flood: A/AE

Property Use

Present Use: Vacant Lots

Proposed Use: Two-Story Multi Family Residence 24-30 units

Additional Comments

Reason For Request:

As rezoning is required to construct multi-residence structure, which neighbors and owners are highly in favor of as opposed to a business establishment.

Required Documentation and Process Overview

- Original Application Form, Tax Map and Auditor's Parcel Numbers, Legal Description of parcels, A drawing or map showing the location of all buildings, Application Fee of \$100.00, Call the Newark City Engineering/Zoning Department, Submit all application materials, Attend the Planning Commission Meetings and Council Meetings.

Owner Acknowledgement

I hereby certify that the information provided in this application is true and factual to the best of my knowledge.

Property Owner Signature: [Signature] Date February 1, 2022. Sworn and subscribed before me this 1st day of February, 2022. My Commission Expires: May 8, 2023. Notary Public Dawn M. Griffin.

Engineering/Zoning Authorization - Office Use Only

Approved [x] Denied [] Approved with Conditions []

Representative Signature: [Signature] Date: 2/8/2022

Comments/Conditions:

Planning Commission Recommendation to Council - Office Use Only

Approved [] Denied [] Approved with Conditions [] (See Letter of Recommendation)

Planning Director Signature: Date:

Conditions:

After Planning Commission Recommendation:

- Contact the Clerk of Council regarding Council Public Hearing Date and Final Vote. Clerk of Council's Office is located at 40 W Main St (2nd Floor) Newark, OH 43055 (740) 670-7516.

DESCRIPTION APPROVED
JARED N. KNERR
LICKING COUNTY ENGINEER

TRANSFERRED

Oct 26, 2021
Michael L. Smith
LICKING COUNTY AUDITOR
SEC 318.902 COMPLIED WITH
MICHAEL L. SMITH
By: CR 180.00

Approved By JW Oct 26, 2021

02121194804093012000

02121194804093011000

InstrID:202110260032745	10/26/2021
Pages:2	F: \$34.00 2:35 PM
Bryan A. Long	T20210032215
Licking County Recorder	

GENERAL WARRANTY DEED

JASON R. OFFENBAKER, married to **MISTI OFFENBAKER**, for valuable consideration paid, grants, with general warranty covenants to **SOKOMAC INVESTMENTS, LLC, AN OHIO LIMITED LIABILITY COMPANY**, the following real property:

Situated in the State of Ohio, County of Licking: Being Lot Numbers 29 and 30 in Stephan's Riverview Addition to the City of Newark, Ohio, according to the Plat of said Addition recorded in Volume 4, at Pg. 93-94, of the Plat records of Licking County, Ohio, to which reference is here had and made for Greater Certainty of description.

Tax Mailing Address: 5019 Clancy Ct., Gahanna, OH 43230

Subject to restrictions contained on the plat, deed, covenants, conditions, and restrictions, or other documents noted in a Title Search Report.

Permanent Parcel Number: 054-270288-00.000 & 054-276750-00.000

Prior Instrument Reference: 201712220028146

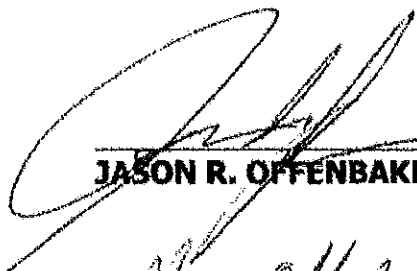
Property Address: 170 Riverview Drive, Newark, OH 43055

LEGAL Description

DISSEMINATION
APPROVED FOR ZONING PURPOSES
by *Bryan A. Long*
Div. of Engineering
City of Newark, Ohio

MISTI OFFENBAKER, spouse of **JASON R. OFFENBAKER**, releases all rights of dower therein.

Executed by **JASON R. OFFENBAKER** and **MISTI OFFENBAKER**, the 25th day of OCTOBER, 2021.



JASON R. OFFENBAKER

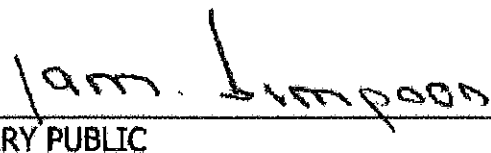


MISTI OFFENBAKER

State of Ohio
County of Delaware

This is an acknowledgment clause. No oath or affirmation was administered to the signer.

The foregoing instrument was acknowledged before me this 25th day of OCTOBER, 2021 by **JASON R. OFFENBAKER** and **MISTI OFFENBAKER**.



NOTARY PUBLIC

This document was prepared by:
Matt W. Trivelli
Sandhu Law Group, LLC
1213 Prospect Ave., STE 300
Cleveland, OH 44115
(216) 373-1001
2021-10-0631-158756

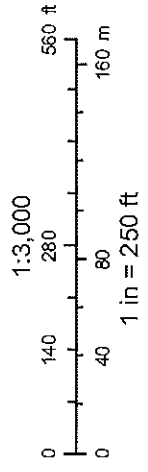


James P. Simpson
Notary Public, State of Ohio
My Commission Expires 03/07/2026

Proposed Zoning Change - 170 Riverview Dr



February 8, 2022

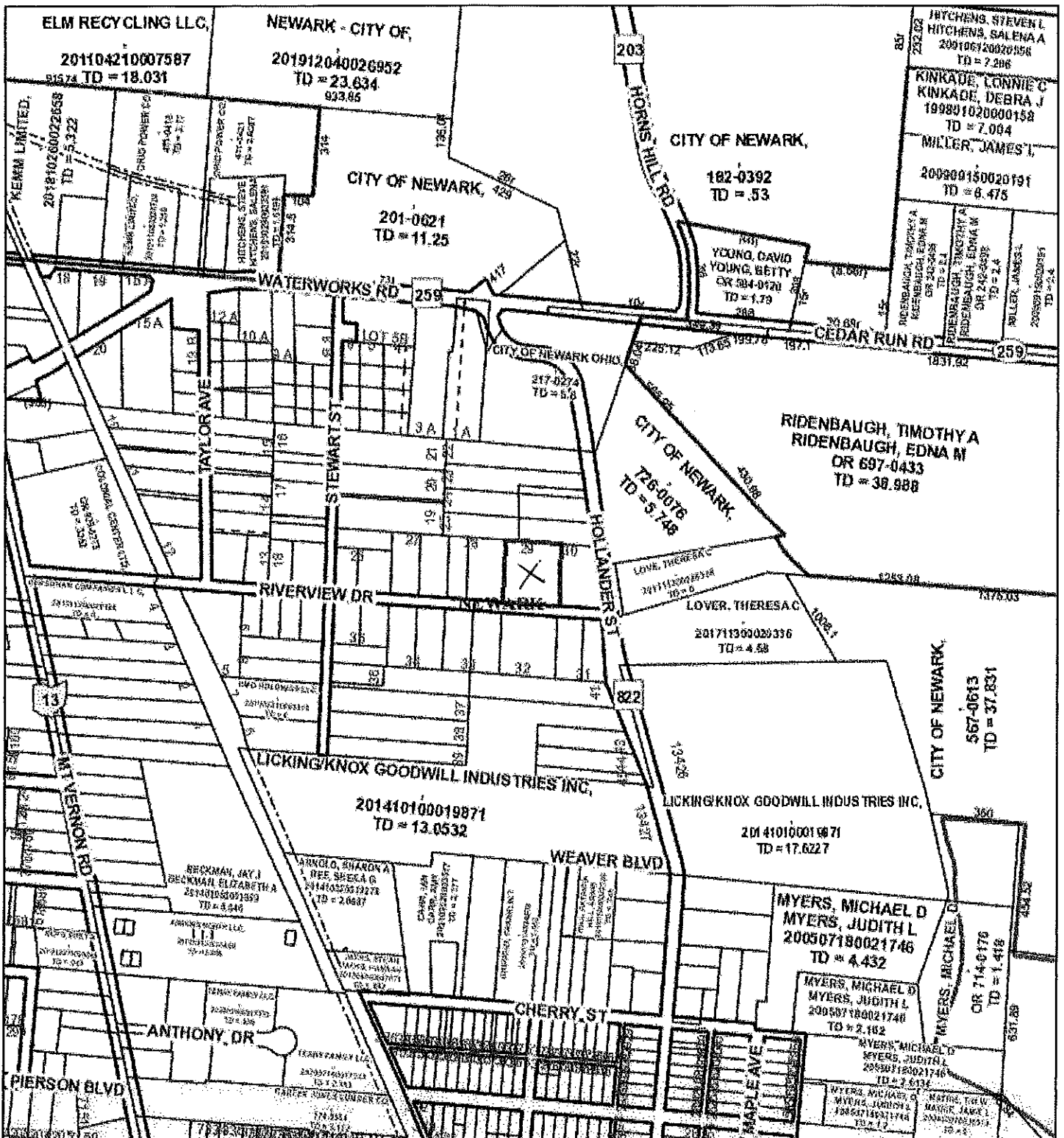


LOT#29

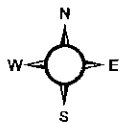
Address		
N/A SOKOMAC INVESTMENTS LLC -- 170 RIVERVIEW DR		
Engineer's Pin	Owner	Auditor's PIN
02121194804093012000	N/A SOKOMAC INVESTMENTS	054-270288-00.000
Tax Acreage	Deed Acreage	Official Record
0	0	202110260032745

Parcel# 054-270288-00.000

LOT #29



February 1, 2022



LICKING COUNTY TAX MAP

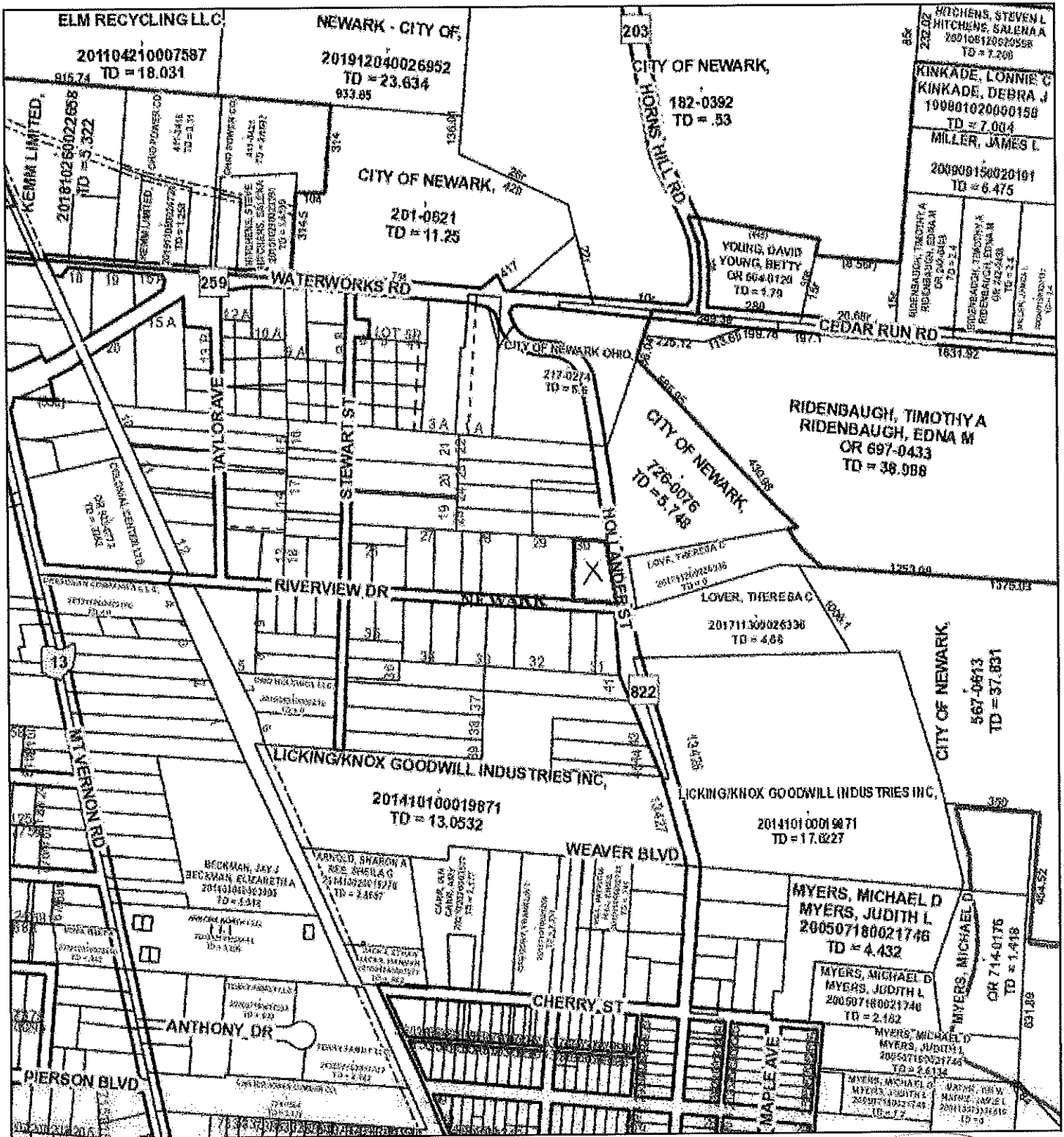
Property Report

LOT #36

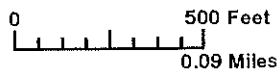
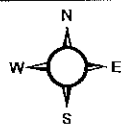
Address		
N/A KOKOMAC INVESTMENTS LLC -- 170 RIVERVIEW DR		
Engineer's Pin	Owner	Auditor's PIN
02121194804093011000	N/A KOKOMAC INVESTMENTS	054-276750-00.000
Tax Acreage	Deed Acreage	Official Record
0	0	202110260032745

Parcel # 054-276750-00.000

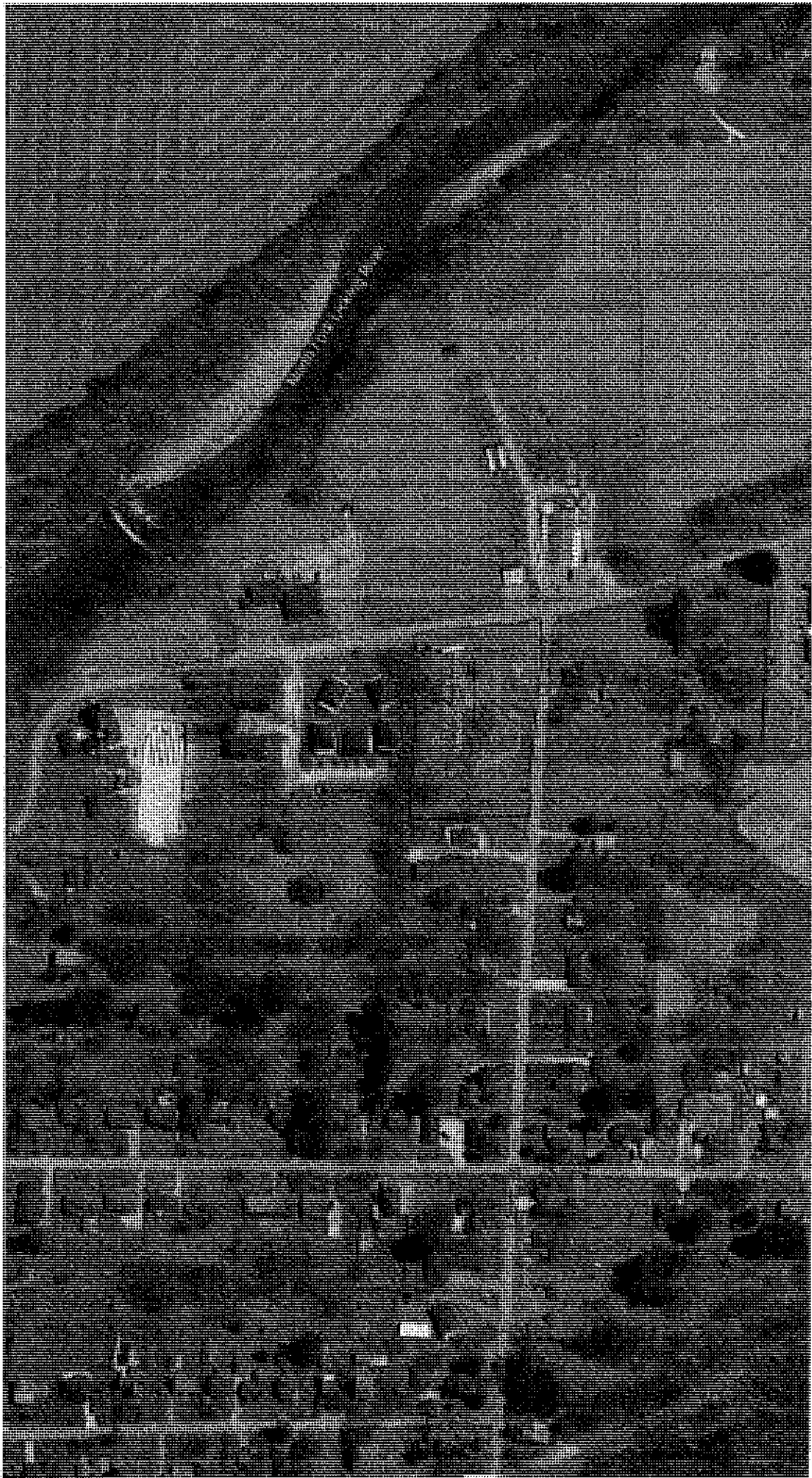
LOT #30



February 1, 2022



LICKING COUNTY TAX MAP



AERIAL VIEW #1

SITE STUDY - CONCEPT "E"

JANUARY 31, 2022

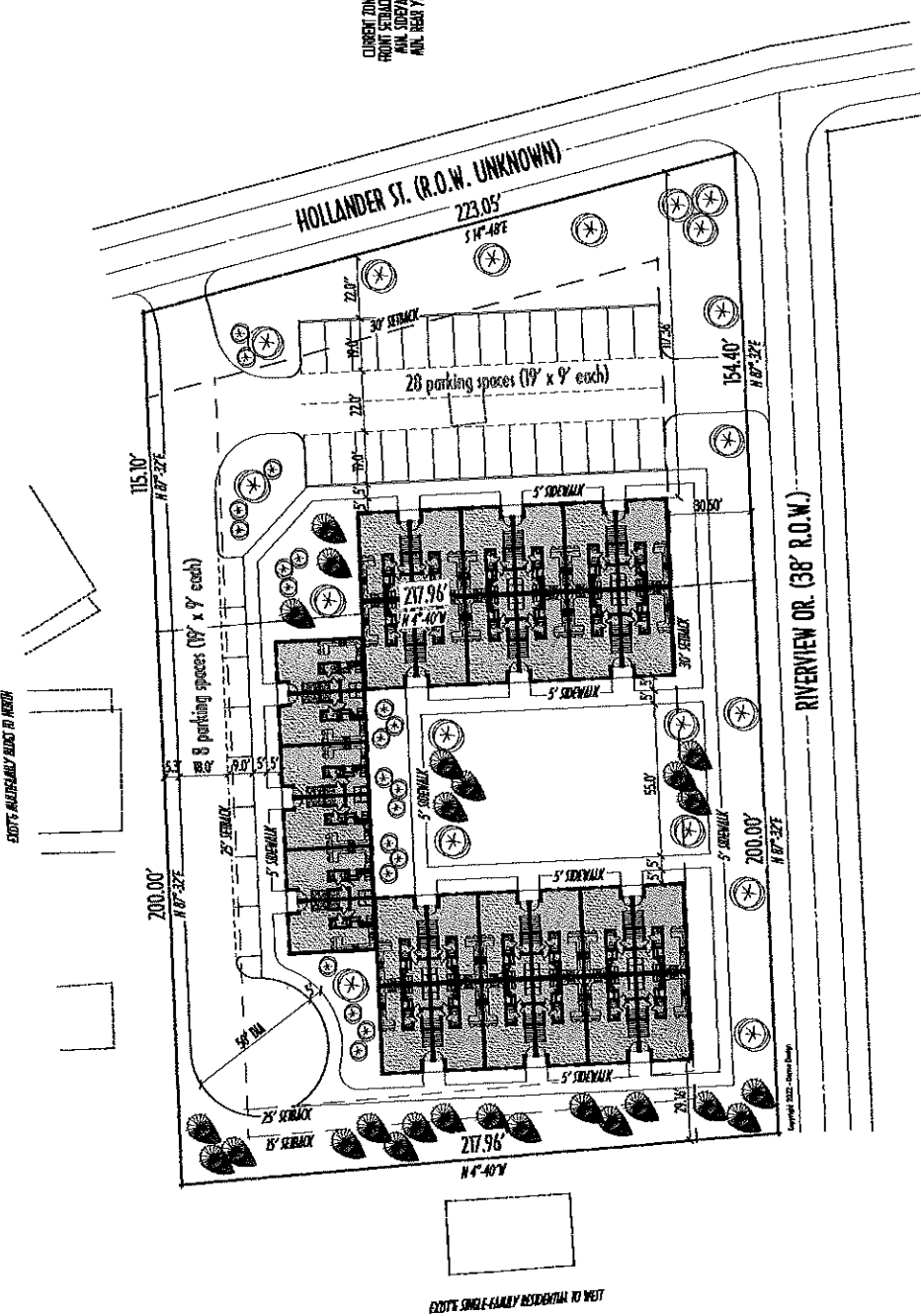
SCALE: 1" = 40'-0"

770 RIVERVIEW DRIVE
 PARCELS 4054-270288-00-000 &
 PARCELS 4054-270289-00-000
 CITY OF WYVAHOCK
 LACKING COUNTY OHIO

OB - GENERAL BUSINESS DISTRICT
 30' 30'

CURRENT ZONING:
 FRONT SETBACKS:
 SIDE SETBACKS:
 REAR SETBACKS:

TOTAL OF 2 TWO-STORY BUILDINGS (2) 6 UNIT IN-LINE & (2) 12 UNIT BACK-TO-BACK
 30 TOTAL RESIDENTIAL UNITS (ONLY 1 & 2 BEDROOMS, I.B.D.)
 36 STANDARD PARKING UNITS (WILL NEED TO INCLUDE H/V/C SPACES AT SOME POINT)
 LANDSCAPING SHOWN FOR REFERENCE ONLY - FINAL LANDSCAPE DESIGN I.B.D. BY OTHERS
 SIDEWALKS / HARDSCAPE SHOWN FOR REFERENCE ONLY - FINAL DESIGN I.B.D. BY OTHERS



-Proposed Structure -
 (Approximate)

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE OF THE CITY OF NEWARK, OHIO TO APPLY FOR, ACCEPT AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES (SOUTH SECOND STREET INTERCEPTOR PROJECT) AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

WHEREAS, the City of Newark operates a Wastewater Collection System and has an NPDES permit which requires compliance to be maintained; and,

WHEREAS, an update of the system is needed in order to maintain efficient and cost effective operation of the collection system; and,

WHEREAS, the construction of these improvements are necessary in order to comply with requirements of Ohio EPA and our Long-Term Control Plan; and,

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; and,

WHEREAS, the Public Service Committee of the Newark City Council met on February 7, 2022 and unanimously approved submission of the legislation for full council consideration.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The Director of Public Service is hereby authorized and directed to apply for a WPCLF loan, sign all documents for and enter into a Water Pollution Control Loan Fund Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning, design and/or construction of wastewater facilities on behalf of the City of Newark, Ohio.

Section 2: That the dedicated source of repayment will be user charges.

Section 3: This resolution shall become effective at the earliest time permitted in accordance with Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____ 2022.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

Resolution No. 22-09

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$1,904.00 (Money received in 2021 from the Mental Health & Recovery for Licking & Knox Counties)

100.116.5319	Misc Supplies	1,904.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$9,000.00 (Req. Appropriation of funds received from Licking County ODMAP Demonstration Project used to enhance & promote real time overdose data and surveillance)

100.204.5331	Equipment & Supplies	9,000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2022.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Aroved as to form Director of Law _____

Resolution No.22-10

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$16,286.50 (Lowering Device is 30-40 years old, Tent & Frame is 12 years old, Jumping Jack is used for tamping graves)

335.432.5271	15'X15' steel frame tent, top 4 sides	7,152.00
335.432.5271	Imperial Stainless steel lowering device	3,758.30
335.432.5271	2496 HD Composite Mats	1,249.20
335.432.5271	Jumping Jack Tamper 3.50HP	4,127.00

Section 2. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$15,000 (TJ Evans Trail Reddington Rd to stele truss bridge at SR 16 Berm work – split cost with Park District)

335.121.5271	Maint/Buildings & Grounds	15,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 335 Capital Improvement Fund, in the amount of \$7,604.75 (Rooftop Unit Cherry Valley Rd Crime Lab)

335.121.5271	Maint/Buildings & Grounds	7,604.75
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2021.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____, _____

RESOLUTION NO: 22-11

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.

WHEREAS, it is necessary to perform various construction projects in the City of Newark to enhance the convenience, safety, and general well being of the citizens of the City; and,

WHEREAS, the Service Committee of Council considered and authorized the submittal of this legislation during its February 7, 2022, meeting; and,

WHEREAS, the Newark City Engineer is preparing specifications and estimates for cost for the proposed projects and will file the same with the Director of Public Service.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, THAT:

Section 1: The Director of Public Service is hereby authorized and directed to advertise for bids and enter into contracts, subject to the appropriation of funds, for the following projects in accordance with the specifications and cost estimates for same to be filed in the Public Service Director's office.

1. 2022 Annual Street Maintenance Projects
2. 2022 Annual Concrete Maintenance – Concrete ADA Curb Ramp Projects
3. OPWC/SCIP- East Church St. Streetscape and Alley Improvements
4. Stormwater Utility – Small Drainage Projects
5. Fleek Avenue Storm Sewer Repair at North Fork Licking River
6. Lou & Gib Reese Ice Arena – Roof Repair / Replacement

Section 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Adopted this _____ day of _____, 2022.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved By: _____
Law Director

Prepared by the Division of Engineering.

BY: _____

Resolution No. 22-13

(ODOT Resolution No. 20-36)

PID No. 111088

FINAL RESOLUTION

The following Final Resolution enacted by the City of **Newark**, Ohio, hereinafter referred to as the Legislative Authority/Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the **18th day of May, 2020**, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of the construction of a single lane roundabout at the 4th Street (S.R. 13) / West Main Street (C.R. 132) intersection, including walkway, curb ramps, drainage, lighting, signage, pavement markings, and landscaping, lying within the City of Newark; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement within the city limits, less the amount of Federal-Aid funds set aside by the Director of Transportation for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation.

The share of the cost of the LPA is now estimated in the amount of **Seven Hundred Fifteen Thousand Seven Hundred Thirty and - - - 00/100 Dollars (\$715,730.00)**, but said estimated amount is to be adjusted in order that the LPA's ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

WHEREAS, The Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, The LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, be it resolved:

- I. That the estimated sum of **Seven Hundred Fifteen Thousand Seven Hundred Thirty and - - - 00/100 Dollars, (\$715,730.00)** is hereby appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the Treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.
- II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.
- III. That the LPA enter into a contract with the State, and that **Service Director** be, and is hereby authorized to execute said contract, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.
- IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

This is to certify that we have compared the foregoing copy of Resolution 22-13 with the original record thereof, found in the record of the proceedings of the LPA, and which Resolution 22-13 was duly passed by the LPA on the _____ day of _____, 2022, and that the same is a true and correct copy of the record of said Resolution and the action of said LPA thereon.

We further certify that said Resolution and the action of said LPA thereon is recorded in the Office of the Clerk of Council of the City of Newark, Ohio.

Legislative Authority of the
City of **Newark**, Ohio

Service Director

Adopted the _____ day of _____, 2022.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved By: _____
Law Director

Prepared by ODOT and the Clerk of Council.

Resolution No. 22-14 Expedite

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 295 JAG Fund, in the amount of \$6,782.00 (Law Enforcement Supplies)

295.194.5312	Law Enforcement Supplies	6,782.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 231 Adult Probation Fund, in the amount of \$5,000.00 (Needed for Grant management Fee for Kevin Saad to manage the JRIG Grant)

231.236.5111	Salaries & Wages	5,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$1,529.00 (Money paid to the Probation Dept from defendants to replace parts of SCRAM unit, or whole SCRAM units. Vogelsang-\$12.00, Varns – Partial Payment- \$117.00 and McCarty – paid in full - \$1,400.00)

100.116.5312	Law Enforcement Supplies	1,529.00
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Section 4. There is hereby an appropriation of the unappropriated balance of the 100 General Fund, in the amount of \$35,000.00 (Transfer Cash to Street Fund to cover contracted price for road salt)

100.111.5901221	OPT	35,000.00
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Section 5. There is hereby an appropriation of the unappropriated balance of the 221 Street/Traffic Fund, in the amount of \$35,000.00 (Road Salt)

221.302.5306	Road Salt	35,000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2022.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____ -

RESOLUTION NO. 22-15

BY _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT PROGRAM.

WHEREAS, the Bulletproof Vest Partnership Grant Act of 1998 was signed as law (Public Law 105-181). The purpose of the Act is to save the lives of law enforcement officers by helping States and local units of government and tribal governments equip their law enforcement officers with armor vests.

WHEREAS, The City of Newark was informed by the United States Department of Justice, Bureau of Justice Assistance that it is eligible to receive reimbursement for 50% of the total cost for the purchase of bulletproof vests for law enforcement personnel.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, THAT:

Section 1: The Mayor is authorized to take whatever action is legally available to attain funding in the best interest of the City and its participation in available crime reduction and improvement of public safety funding programs

Section 2: The Mayor is designated as the authorizing official to enter into a reimbursement agreement with the United States Department of Justice, Bureau of Justice Assistance, to administer the Bulletproof Vest Partnership Grant Program and accept said funds.

Section 3: This Resolution shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

ADOPTED THIS _____ DAY OF _____, 2022

PRESIDENT OF COUNCIL

ATTEST, CLERK OF COUNCIL

DATE FILED WITH THE MAYOR

DATE APPROVED BY MAYOR

MAYOR

FORM APPROVED BY DIRECTOR OF LAW

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RESOLUTION 22-16

BY _____

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF NEWARK TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF PUBLIC SAFETY FOR AN AWARD OF FISCAL YEAR 2022-2023 FUNDING UNDER THE OHIO EMS TRAINING AND EQUIPMENT GRANT PROGRAM.

WHEREAS, The Ohio Department of Public Safety provides funding for the costs of emergency medical training and equipment; and,

WHEREAS, The City of Newark is eligible to apply for an award of fiscal year 2022-2023 funds; and,

WHEREAS, each unit of local government receiving funds under the Ohio EMS Training and Equipment Grant Program must establish a special revenue fund into which all payments received by the unit of local government under the Ohio EMS Training and Equipment Grant Program are deposited, and it is necessary to establish a special revenue account for that purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

- Section 1. In furtherance of the directives established herein, the Mayor is authorized to take whatever action is legally available to attain such funding in the best interest of the City and its participation in available emergency medical training programs.
- Section 2. The Mayor is designated as the authorizing official to enter into an agreement with the Ohio Department of Public Safety, to administer the grant program and accept said funds when they become available.
- Section 3. There is hereby established a special revenue fund to be know as the Ohio EMS training and equipment fund. The Auditor is authorized and directed to deposit all receipts from the Ohio Department of Public Safety EMS Training and Equipment Grant Program into this fund. Monies deposited into this fund are to be used solely for the purposes of funding stated in the Ohio EMS Training and Equipment Grant Program.
- Section 4. This Resolution shall become effective upon the earliest date permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

ADOPTED THE _____ DAY OF _____, 2022

_____, PRESIDENT OF COUNCIL

ATTEST _____, CLERK OF COUNCIL

DATE FILED WITH MAYOR _____

DATE APPROVED BY MAYOR _____

APPROVED BY MAYOR _____

FORM APPROVED: _____, DIRECTOR OF LAW

RESOLUTION NO: 22-17

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ACCEPT BIDS AND SELL CERTAIN SURPLUS PERSONAL PROPERTY NOW OWNED BY THE CITY OF NEWARK, OHIO, AND DECLARING THAT SUCH PROPERTY IS NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

WHEREAS, The City of Newark, Ohio, currently owns various items of personal property which are either obsolete or no longer needed for any municipal purpose; and,

WHEREAS, The City of Newark desires to sell the subject property to the highest bidder pursuant to The Ohio Revised Code, Section 721.15; and,

WHEREAS, this matter was considered in regular session by the Service Committee who voted to refer the same to full Council for consideration.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, THAT:

Section 1: The Director of Public Service is hereby authorized to advertise and sell the items of personal property listed in the attached Exhibit "A" incorporated herein by reference.

Section 2: The sale shall take place Saturday, April 23, 2022. Advertisement of one time weekly for two consecutive weeks shall appear in a newspaper of general circulation in Newark, Ohio. The advertisement shall include any and all minimum bid conditions expected to be met prior to acceptance and shall include language indicating that the City of Newark may reject any and all bids if such minimum bid conditions are not satisfied or for any other reason determined by The Director of Public Service. The sale of such property shall be to the highest bidder.

Section 3: Council hereby declares the subject personal property listed in the attached Exhibit "A" as incorporated herein to be either obsolete or no longer be needed by the City of Newark, Ohio, for any municipal purpose.

Section 4: This Resolution shall take effect immediately as emergency legislation pursuant to Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 2022.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

Prepared by the Department of Public Service.

RESOLUTION NO. 22-18

**A RESOLUTION IN SUPPORT OF THE APPLICATION
FOR AN OHIO HISTORIC PRESERVATION TAX CREDIT
TO BE FILED BY HACR PARTNERS, LLC
FOR THE REHABILITATION OF
169 HUDSON AVENUE, NEWARK, OHIO AND DECLARING AN EMERGENCY**

WHEREAS, the Ohio Historic Preservation Tax Credit Program provides a state tax credit of up to 25 percent of qualified expenditures incurred in restoring historical buildings in Ohio communities;

WHEREAS, the Ohio Department of Development administers the Ohio Historic Tax Credit Program for qualified historic preservation projects;

WHEREAS, HACR Partners, LLC desires to apply for a tax credit for rehabilitation of the historic building known as First Church of Christ, Scientist, located at 169 Hudson Avenue, Newark, Ohio, which has been vacant and in a decaying state for many years;

WHEREAS, this Council has identified this project as a high priority preservation project due to the unusable condition of the historic building and its venerable history in our community and prominent location in the Hudson Avenue Historic District; and

WHEREAS, this Council is supportive of the rehabilitation efforts of HACR Partners, LLC and others in the Hudson Avenue Historic District and fully supports the application to be filed for HACR Partners, LLC for tax credits through the Ohio Historic Preservation Tax Credit Program.

WHEREAS, this Council has identified this project as a high priority preservation project in the Hudson Avenue Historical District, it is in the best interests of the City, to promote the health, safety and welfare of the citizens of Newark to allow HACR Partners, LLC to apply for said tax credit prior to the imminent deadline, therefore declaring this an emergency.

NOW, THEREFORE, BE IT RESOLVED by the duly elected Council of the City of Newark, Ohio as follows:

SECTION ONE: That the City of Newark, Ohio fully supports the application to the Ohio Department of Development to be filed on behalf of HACR Partners, LLC for an Ohio Historic Preservation Tax Credit for the rehabilitation project involving the historic building known as First Church of Christ, Scientist located at 169 Hudson Avenue, Newark, Ohio and encourages the Ohio Department of Development to consider such application favorably in light of the unique nature of the project and its contribution to the enhancement of the Hudson Avenue Historic District.

SECTION TWO: An emergency is declared to exist to preserve the health, safety and welfare of the citizens of Newark and the historic First Church of Christ building in order to permit HACR Partners, LLC, to apply for the Ohio Historic Preservation Tax Credit Program for preservation of said building prior to the imminent filing deadline. Therefore, this Ordinance shall be effective immediately as provided in Article 4.07 of the Charter of the City of Newark.

ADOPTED this _____ day _____, 2022.

President of Council

ATTEST: _____
Clerk of Council

Date filed with Mayor: _____

Date approved by Mayor: _____

Mayor

Approved as to form: _____
Tricia M. Moore
Director of Law

Resolution No. 22-19

BY: _____

A RESOLUTION APPROPRIATING MONIES FOR CURRENT EXPENSES OF THE MUNICIPAL CORPORATION

WHEREAS, to properly, efficiently and expeditiously conduct business of the City of Newark in the best interest of its citizens, there is an immediate requirement for a certain financial transaction as indicated.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO.

Section 1. There is hereby an appropriation of the unappropriated balance of the 220 COVID-19 ARP Fund, in the amount of \$60,000.00 (City Website Project)

220.100.5238	Services General	60,000.00
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This resolution is a measure providing for an appropriation for current expenses of the municipal corporation; it shall go into effect pursuant to Section 4.07 of the Charter of the City of Newark, Ohio.

Adopted this _____ day of _____, 2022.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Aroved as to form Director of Law _____