

COUNCIL AGENDA

July 5, 2023

Committee and Council Meetings can be viewed by accessing YouTube

Council Chambers
7:00 P.M.

ROLL CALL

INVOCATION – Mr. Harris

PLEDGE OF ALLEGIANCE

CAUCUS

MINUTES of June 20, 2023

APPOINTMENTS

There are none this meeting.

REPORTS OF STANDING COMMITTEES

Finance

Service

Economic Development

Capital Improvements

REPORTS FROM CITY OFFICIALS

There are none this meeting

COMMUNICATIONS

Cpt. David Geist, USARMY NG OHARNG - Dedication Ceremony for the First Lieutenant James G. Miller Armory, 13 July at 1pm 1297 Hollar Lane, Newark, Ohio

PUBLIC HEARING

23-07 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 882 WEIANT AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID#054-226500-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE - RH - HIGH DENSITY DISTRICT TO MFR - MULTI-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

Upon consideration of the information presented, the following actions are recommended by the Planning Commission:

1. The zoning classification for the parcel at 882 Weiant Avenue shall remain Single Family Residence RH - High Density District. Ordinance 23-07 is not recommended for passage and approval by Council.

23-08 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 281 ELMWOOD AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-278850-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE - RH - HIGH DENSITY DISTRICT TO TFR-TWO-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

Upon consideration of the information presented, the following actions are recommended by the Planning Commission:

1. The zoning classification for the parcels at 281 Elmwood Avenue shall be changed to TFR Two-Family Residence. Ordinance 23-08 is recommended for passage and approval by Council.

COMMENTS FROM CITIZENS

ORDINANCES ON SECOND READING

There are none this meeting

ORDINANCES ON FIRST READING

23-17 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 235 EAST MAIN STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID#054-205116.00.000 AND PARCEL TAX ID#054-204636.00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE RH-HIGH DENSITY DISTRICT TO MB MEDIUM INTENSITY BUSINESS DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

23-18 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1975 CHERRY VALLEY ROAD, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID#054-216642.00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE RH-HIGH DENSITY DISTRICT TO MFH MULTI-FAMILY HIGH RISE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

23-19 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS WEST MAIN STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID#054-216636.00.000 FROM THAT OF GC GENERAL COMMERCIAL DISTRICT TO MFH MULTI-FAMILY HIGH RISE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

23-20 AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO,

PARCEL TAX ID#054-216654.00.000 FROM THAT OF GC GENERAL COMMERCIAL DISTRICT TO MFH MULTI-FAMILY HIGH RISE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO

23-21 AN ORDINANCE CREATING A DOWNTOWN NEWARK TAX INCREMENT FINANCING INCENTIVE DISTRICT1 AND DOWNTOWN NEWARK TAX INCREMENT FINANCING DISTRICT 2; DECLARING IMPROVEMENTS TO THE PARCELS WITHIN THE INCENTIVE DISTRICTS TO BE A PUBLIC PURPOSE AND EXEMPT FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THOSE SERVICE PAYMENTS; SPECIFYING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT DIRECTLY BENEFIT THE PARCEL, AND DECLARING AN EMERGENCY

23-22 AN ORDINANCE AMENDING PORTIONS OF THE CURRENT ARTICLES OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO ADOPTED MAY 5, 2009 BY ORDINANCE 08-33A AND IMPLEMENTING ADDITIONAL ARTICLES OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO

RESOLUTIONS ON SECOND READING

23-54 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 SUPPLY REVOLVING LOAN ACCOUNT AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF LEAD SERVICE LINE REPLACEMENT PROJECT #4 AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN

23-56 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE AGREEMENT WITH STRONG TOWER CHRISTIAN MEDIA

23-57 A RESOLUTION AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY NOW OWNED BY THE CITY OF NEWARK, OHIO TO NEWARK DEVELOPMENT PARTNERS AS ITS AGENT FOR INDUSTRIAL, COMMERCIAL, DISTRIBUTION AND RESEARCH

23-59 A RESOLUTION IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF A COMMUNITY REINVESTMENT AREA IN THE CITY OF NEWARK, OHIO; AND RELATED AUTHORIZATIONS

RESOLUTIONS ON FIRST READING

23-60 A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITHOUT COMPETITIVE BIDDING FOR THE PURCHASE OF BODY-WORN CAMERAS WITHIN THE DIVISION OF POLICE AND DECLARING AN EMERGENCY.

23-62 EXP APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$75,000.00 -CDBG Recreational Supplies Reddington Road Park) (\$100,000.00, - Additional Funding for Biosolids reuse-new contract price increase) (\$195,875.00-Salt Barn as required by Ohio EPA Stormwater permit)(\$59,336.00 -To cover the costs of minor home repair work for low-moderate income homeowners in the City of Newark) (\$32,740.00-(CCA 2.0 ODRC New Grant 1st Half of FY 2024 7/1/2023-12/31/2023)(\$51,909.00 -CCA 2.0 ODRC New grant 1st Half of FY 2024 7/1/2023-12/31/2023) (\$64,258.69 -CCA 2.0 ODRC New Grant 1st Half of FY 2024 7/1/2023-12/31/2023) (Disappropriation -\$17,963.18)(Disappropriation- \$2,964.32)

23-63 APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$50,000.00 -Representation for Employment Actions)

23-64 CI APPROPRIATING MONIES FOR THE CURRENT EXPENSES OF THE MUNICIPAL CORPORATION (\$59,875.00 -Contingency)

COMMENTS FROM CITIZENS

MISCELLANEOUS

ADJOURNMENT

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 882 WEIANT AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-226500-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE – RH – HIGH DENSITY 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 SINGLE-FAMILY RESIDENCE – RH – HIGH DENSITY 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

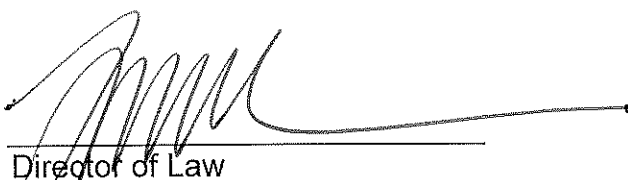
ATTEST: _____
Clerk of Council

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

BY: _____

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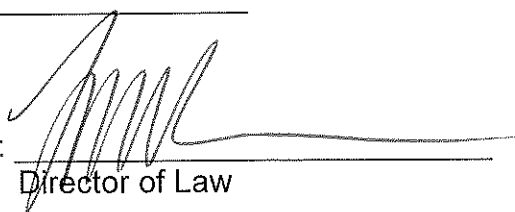
PRESIDENT OF COUNCIL

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

BY: _____

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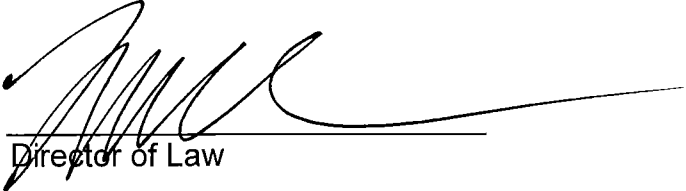
PRESIDENT OF COUNCIL

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

ORDINANCE NO. 23-18

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 1975 CHERRY VALLEY ROAD, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216642.00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE RH-HIGH DENSITY DISTRICT TO MFH MULTI-FAMILY HIGH RISE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

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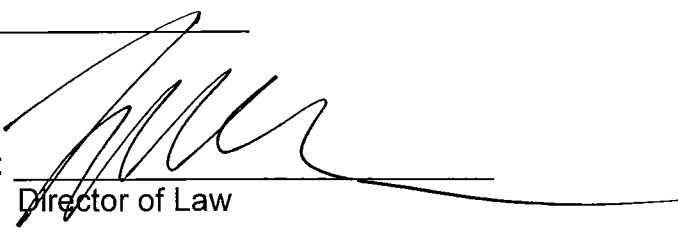
PRESIDENT OF COUNCIL

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

ORDINANCE NO. 23-19

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS WEST MAIN STREET, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216636.00.000 FROM THAT OF GC GENERAL COMMERCIAL DISTRICT TO MFH MULTI-FAMILY HIGH RISE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

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

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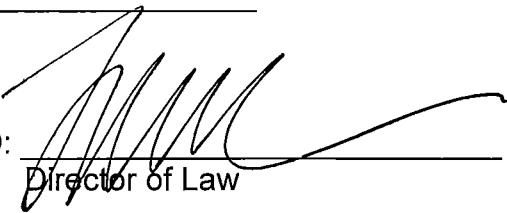
PRESIDENT OF COUNCIL

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

ORDINANCE NO. 23-20

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216654.00.000 FROM THAT OF GC GENERAL COMMERCIAL DISTRICT TO MFH MULTI-FAMILY HIGH RISE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

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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

ORDINANCE NO. 23-21

BY: _____

AN ORDINANCE CREATING A DOWNTOWN NEWARK TAX INCREMENT FINANCING INCENTIVE DISTRICT 1 AND DOWNTOWN NEWARK TAX INCREMENT FINANCING DISTRICT 2; DECLARING IMPROVEMENTS TO THE PARCELS WITHIN THE INCENTIVE DISTRICTS TO BE A PUBLIC PURPOSE AND EXEMPT FROM REAL PROPERTY TAXATION; REQUIRING THE OWNERS OF THOSE PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF THOSE SERVICE PAYMENTS; SPECIFYING THE PUBLIC INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT DIRECTLY BENEFIT THE PARCEL, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Sections 5709.40, 5709.42 and 5709.43 (collectively, the "Tax Increment Financing TIF Statutes") authorize a City Council, by ordinance, to declare the improvement to each parcel of real property to be a public purpose and exempt from taxation, require the owner of each parcel to make service payments in lieu of taxes, establish a redevelopment tax equivalent fund for the deposit of those service payments to be used to make payments to school districts affected by that exemption from taxation or to pay costs of constructing or repairing the public infrastructure improvements benefiting the parcels subject to that exemption from taxation, and specify public infrastructure improvements made or to be made or in the process of being made that directly benefit, or that once made will directly benefit, each parcel; and

WHEREAS, Ohio Revised Code Section 5709.40 (A) (5) permits a municipal corporation to adopt a TIF ordinance in an "Incentive district", which means an area not more than three hundred acres in size enclosed by a continuous boundary in which a project is being, or will be, undertaken, and at least fifty-one per cent of the residents of the district have incomes of less than eighty per cent of the median income of residents of the political subdivision in which the district is located, as determined in the same manner specified under section 119(b) of the "Housing and Community Development Act of 1974," 88 Stat. 633, 42 U.S.C. 5318, as amended, and; at least twenty per cent of the people residing in the district live at or below the poverty level as defined in the federal Housing and Community Development Act of 1974, 42 U.S.C. 5301, as amended, and regulations adopted pursuant to that act; and

WHEREAS, the Ohio Revised Code Section 5709.40 (C)(1) permits the legislative authority of a municipal corporation to adopt an ordinance creating an incentive district, delineate the boundary of the proposed district and specifically identify each parcel within the district, and declaring improvements to parcels within the district to be a public purpose unless the population of the municipal corporation exceeds twenty-five thousand, as shown by the most recent federal decennial census or includes a parcel that has been exempted from taxation under Ohio Rev. Code Sec. 5709.40 (B) or that is or has been within another district created under this division, and

permits the municipal corporation to adopt an ordinance that creates an incentive district if the sum of the taxable value of real property in the proposed district for the preceding tax year and the taxable value of all real property in the municipal corporation that would have been taxable in the preceding year were it not for the fact that the property was in an existing incentive district and therefore exempt from taxation exceeds twenty-five per cent of the taxable value of real property in the municipal corporation for the preceding tax year; and

WHEREAS, the Newark, Ohio City Council has determined to create the Downtown Newark Tax Incentive District 1 (the "Incentive District 1"), and the Downtown Newark Tax Incentive District 2 (the "Incentive District 2") the boundaries of which will be coextensive with the boundaries of, and will include, the parcels of real property specifically identified and depicted in **EXHIBIT A** attached hereto (as currently or subsequently configured, the "Parcels", with each of those parcels referred to herein individually as a "Parcel"); and

WHEREAS, this Council has determined to provide for the construction of the public infrastructure improvements described in **EXHIBIT B** attached hereto (the "Public Infrastructure Improvements"), which, once made, will directly benefit the Property; and

WHEREAS, the City Engineer has certified to the City that Incentive District 1 and Incentive District 2 are each less than 300 acres in size and enclosed by a contiguous boundary, as described in **EXHIBIT C** attached hereto; and

WHEREAS, the per capita income of Newark is \$27,845, which is 74% of the US per capita income of \$39,638 as of the 2016 American Community Survey making it a distressed area; and

WHEREAS, the poverty rate of Newark is 16.8% which is 30% higher than the US poverty rate of 11.6% making it a distressed area; and

WHEREAS, the Board of Education of the Newark City School District (the "School District"), has approved this Ordinance and waived their right to future notice as prescribed in Sections 5709.40(D)(3) of the Ohio Revised Code; and

WHEREAS, the Licking County Commissioners have certified this legislation by way of resolution _____ and approve the term of the exemption period proposed under the TIF; and

WHEREAS, the City conducted a public hearing on July 17, 2023 on this proposed ordinance, and notice has been given of the public hearing and the proposed ordinance by first class mail to every real property owner whose property is located within the boundaries of the proposed incentive district that is the subject of the proposed ordinance pursuant to section 5709.40(C)(2)(a) of the Revised Code; and

WHEREAS, this matter is declared to be an emergency for the immediate preservation of the public peace, health, safety, or welfare of the citizens of Newark in order to meet the project and contractor deadlines.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newark, Licking County, State of Ohio, that:

Section 1. Incentive District Projects: Creation of Incentive District. This Council finds and determines that forthcoming construction projects, including the renovation of the Historic Newark Arcade and a potential future development of the area known locally as the “Old Advocate Building,” will place additional demand on the Public Infrastructure Improvements. These multi-use plans include residential, commercial, and retail components which will significantly expand the City’s infrastructure needs and necessitate the construction of an off-street parking facility. This Council further finds that the sum of the taxable value of real property in the Incentive District for tax year 2022 and the taxable value of all real property in the City that would have been taxable in tax year 2022 were it not for the fact that the property was in an existing incentive district and therefore exemption from taxation, does not exceed twenty-five percent of the taxable value of real property within the City for tax year 2022. Pursuant to the TIF Statutes, this Council creates Incentive District 1 and Incentive District 2, the boundaries of which are coextensive with the boundaries of, and include, the Parcels specifically identified and depicted in **EXHIBIT A**.

Section 2. Public Infrastructure Improvements. This Council designates the Public Infrastructure Improvements described in **EXHIBIT B** attached hereto, and any other public infrastructure improvements hereafter designated by ordinance, as public infrastructure improvements made, to be made or in the process of being made by the City that benefit or serve, or that once made will benefit or serve, the Parcels.

Section 3. Authorization of Tax Exemption: Life of Incentive District. Pursuant to and in accordance with the provisions of Section 5709.40(C) of the Ohio Revised Code, this Council hereby declares that seventy-five percent 75% of the increase in assessed value of each Parcel subsequent to the effective date of this Ordinance (which increase in assessed value is hereinafter referred to as the "Improvement," as defined in Section 5709.40(A) of the Ohio Revised Code) is a public purpose and exempt from taxation for a period coextensive with the life of Incentive District 1 and Incentive District 2. The life of Incentive District 1 and Incentive District 2 commences with the first tax year that begins after the effective date of this Ordinance and in which an Improvement attributable to a new structure would first appear on the tax list and duplicate of real and public utility property for any Parcel within Incentive District 1 and Incentive District 2 were it not for the exemption granted in this Ordinance and ends on the earlier of (a) 30 years after such commencement or (b) the date on which the City can no longer require service payments in lieu of taxes, all in accordance with the requirements of the TIF Statutes. The City agrees that if the costs of financing the public infrastructure improvements are paid off prior to the TIF being in place for 30 years it will cancel the remaining years of Incentive District 1 and Incentive District 2. Notwithstanding any other provision of this Ordinance, the exemption granted pursuant to this Section 3 and the payment obligations established pursuant to Section 4 of this Ordinance are subject and subordinate to any tax exemption applicable to the Improvement approved by the City pursuant to Sections 3735.65 through 3735.70 of the Ohio Revised Code.

Section 4. Service Payments and Property Tax Rollback Payments. Subject to any tax exemption applicable to the Improvement approved by the City pursuant to Sections 3735.65 through 3735.70 of the Ohio Revised Code, and pursuant to Section 5709.42 of the Ohio Revised Code, the owner of each Parcel is hereby required to make annual service payments in lieu of taxes with respect

to the Improvement to that Parcel to the Treasurer of Licking County, Ohio (the "County Treasurer") on or before the final dates for payment of real property taxes. Each service payment in lieu of taxes, including any penalties and interest at the then current rate established for real property taxes (collectively, the "Service Payments"), will be charged and collected in the same manner and in the same amount as the real property taxes that would have been charged and payable against the Improvement if it were not exempt from taxation pursuant to Section 3 of this Ordinance. The Service Payments, and any other payments with respect to each Improvement that are received by the County Treasurer in connection with the reduction required by Sections 319.302, 321.24, 323.152 and 323.156 of the Ohio Revised Code, as the same may be amended from time to time, or any successor provisions thereto as the same may be amended from time to time (the "Property Tax Rollback Payments"), will be deposited and distributed in accordance with Section 6 of this Ordinance.

Section 5. TIF Fund. This City Council establishes, pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.43, the Downtown Newark Incentive District Municipal Public Improvement Tax Increment Equivalent Fund (the "TIF Fund"). The TIF Fund shall be maintained in the custody of the City and shall receive all distributions to be made to the City pursuant to Section 6 of this Ordinance. Those Service Payments and Property Tax Rollback Payments received by the City with respect to the Improvement of each Parcel and so deposited pursuant to Ohio Revised Code Section 5709.42 shall be used solely for the purposes authorized in the TIF Statutes or this Ordinance (as it may be amended or supplemented). The TIF Fund shall remain in existence so long as such Service Payments and Property Tax Rollback Payments are collected and used for the aforesaid purposes, after which time the TIF Fund shall be dissolved and any incidental surplus funds remaining therein transferred to the City's General Fund, all in accordance with Ohio Revised Code Section 5709.43.

Section 6. Distribution of Service Payments and Property Tax Rollback Payments. Pursuant to the TIF Statutes, the County Treasurer is requested to distribute the Service Payments and the Property Tax Rollback Payments to the City for deposit into the TIF Fund to be used to pay costs of the Public Infrastructure Improvements. All distributions required under this Section 6 are to be made at the same time and in the same manner as real property tax distributions.

Section 7. Non-Discriminatory Hiring Policy. In accordance with Section 5709.823 of the Ohio Revised Code, this Board hereby determines that no employer located upon the Parcel shall deny any individual employment based solely on the basis of race, religion, sex, disability, color, national origin or ancestry.

Section 8. Further Authorizations. This Council hereby authorizes and directs any of the Mayor, Safety-Service Director, Law Director and City Auditor or other appropriate officers of the City, to make such arrangements as are necessary and proper for collection of the Service Payments. This Council further hereby authorizes and directs the Mayor, Safety-Service Director, Law Director and City Auditor or other appropriate officers of the City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Ordinance.

Section 9. Filings with Ohio Development Services Agency. Pursuant to Section 5709.40(I) of the Ohio Revised Code, the Clerk of this Council is hereby directed to deliver a copy

of this Ordinance to the Director of the Ohio Department of Development within fifteen (15) days after its effective date. Further, and on or before March 31 of each year that the Exemption set forth in this Ordinance remains in effect, an authorized officer of the City shall prepare and submit to the Director of Development of the State of Ohio the status report required under Ohio Revised Code Section 5709.40(I).

Section 10. Tax Incentive Review Council. The Tax Incentive Review Council established by the County shall review annually all exemptions from taxation resulting from the declarations set forth in this Ordinance and any other such matters as may properly come before that Council, all in accordance with Section 5709.85 of the Ohio Revised Code.

Section 11. Open Meetings. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law, including Section 121.22 of the Ohio Revised Code.

Section 12. Effective Date. This matter is declared to be an emergency for the immediate preservation of the public peace, health, safety, or welfare of the citizens of Newark in order to meet the project and contractor deadlines. This Ordinance shall be in full force and effect immediately upon its adoption.

ADOPTED THIS _____ DAY OF _____, 2023.

PRESIDENT OF COUNCIL

ATTEST:

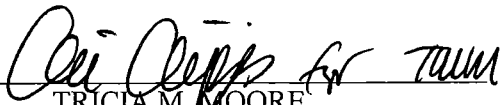
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

APPROVED AS TO FORM:



TRICIA M. MOORE
DIRECTOR OF LAW

TIF DISTRICT 1 PARCELS

<u>054-201828-00.000</u>	<u>054-202914-00.000</u>	<u>054-205776-00.000</u>	<u>054-203478-00.000</u>	<u>054-202752-00.000</u>	<u>054-207954-00.000</u>
<u>054-211692-00.000</u>	<u>054-202866-00.000</u>	<u>054-207948-00.000</u>	<u>054-215166-00.000</u>	<u>054-202752-00.001</u>	<u>054-206748-00.000</u>
<u>054-216066-00.000</u>	<u>054-202308-00.000</u>	<u>054-203358-00.000</u>	<u>054-202590-00.000</u>	<u>054-202320-00.000</u>	<u>054-214638-00.000</u>
<u>054-202134-00.000</u>	<u>054-201678-00.000</u>	<u>054-202986-00.000</u>	<u>054-202560-00.000</u>	<u>054-201474-00.000</u>	<u>054-206388-00.000</u>
<u>054-209070-00.000</u>	<u>054-212880-00.000</u>	<u>054-202992-00.000</u>	<u>054-202098-00.000</u>	<u>054-202428-00.000</u>	<u>054-216576-00.000</u>
<u>054-282048-00.001</u>	<u>054-201750-00.000</u>	<u>054-203424-00.000</u>	<u>054-203310-00.001</u>	<u>054-187012-00.000</u>	<u>054-205278-00.000</u>
<u>054-203256-00.000</u>	<u>054-201444-00.000</u>	<u>054-211050-00.000</u>	<u>054-202200-00.000</u>	<u>054-202182-00.000</u>	<u>054-205290-00.000</u>
<u>054-201780-00.000</u>	<u>054-202254-00.000</u>	<u>054-213522-00.000</u>	<u>054-202056-00.000</u>	<u>054-211284-00.000</u>	<u>054-208560-00.000</u>
<u>054-282048-00.004</u>	<u>054-202260-00.000</u>	<u>054-209772-00.000</u>	<u>054-202188-00.000</u>	<u>054-202338-00.000</u>	<u>054-207450-00.000</u>
<u>054-203556-00.000</u>	<u>054-202266-00.000</u>	<u>054-211776-00.000</u>	<u>054-208152-00.000</u>	<u>054-202344-00.000</u>	<u>054-216582-00.000</u>
<u>054-202152-00.000</u>	<u>054-202524-00.000</u>	<u>054-203130-00.000</u>	<u>054-284362-30.000</u>	<u>054-214224-00.000</u>	<u>054-208164-00.000</u>
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<u>054-203142-00.000</u>	<u>054-201768-00.000</u>	<u>054-201096-00.000</u>	<u>054-202746-00.000</u>	<u>054-210756-00.000</u>	<u>054-215346-00.000</u>
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<u>054-214470-00.000</u>	<u>054-202674-00.000</u>	<u>054-202176-00.000</u>	<u>054-202098-00.000</u>	<u>054-204150-00.000</u>	<u>054-210876-00.000</u>
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054-206148-00.000	054-204438-00.000	054-204024-00.000	054-211116-00.000	054-210606-00.000	054-214518-00.000
054-204786-00.000	054-215586-00.000	054-213204-00.000	054-203022-00.000	054-209436-00.000	054-209274-00.000
054-212280-00.000	054-210138-00.000	054-212148-00.000	054-203040-00.000	054-212928-00.000	054-209628-00.000
054-210864-00.000	054-204930-00.000	054-206316-00.000	054-282098-05.000	054-204288-00.000	054-206712-00.000
054-206544-00.000	054-214452-00.000	054-214962-00.000	054-204606-00.000	054-211566-00.000	054-206700-00.000
054-206550-00.000	054-208866-00.001	054-207216-00.000	054-208104-00.000	054-209796-00.000	054-206706-00.000
054-211140-00.000	054-214248-00.000	054-215850-00.000	054-204300-00.000	054-209856-00.000	054-214374-00.000
054-205968-00.000	054-214866-00.000	054-203010-00.000	054-206880-00.000	054-204066-00.000	
054-208170-00.000	054-214416-00.000	054-203004-00.000	054-186880-00.000	054-215982-00.000	
054-204030-00.000	054-208722-00.000	054-203082-00.000	054-206220-00.000	054-209736-00.000	
054-210510-00.000	054-210936-00.000	054-204126-00.000	054-210396-00.000	054-212088-00.000	
054-207984-00.000	054-205356-00.000	054-207246-00.000	054-201132-00.000	054-209016-00.000	
054-208344-00.000	054-214656-00.000	054-204660-00.000	054-215334-00.001	054-204918-00.000	
054-207078-00.000	054-206646-00.000	054-204654-00.000	054-209688-00.000	054-216114-00.000	

054-216318-00.000	054-210486-00.000	054-214752-00.000	054-214404-00.000	054-204552-00.000	
054-214536-00.000	054-205998-00.000	054-211056-00.000	054-209940-00.000	054-203808-00.000	

TIF DISTRICT 2 PARCELS

<u>054-201762-00.000</u>	<u>054-264408-00.000</u>	<u>054-275454-00.000</u>	<u>054-275046-00.000</u>	<u>054-261438-00.000</u>	<u>054-281562-00.001</u>
<u>054-206556-00.000</u>	<u>054-264504-00.000</u>	<u>054-275472-00.000</u>	<u>054-279096-00.000</u>	<u>054-261438-01.000</u>	<u>054-277146-00.000</u>
<u>054-203364-00.000</u>	<u>054-264978-00.001</u>	<u>054-275850-00.000</u>	<u>054-273366-00.000</u>	<u>054-261438-00.000</u>	<u>054-280764-00.000</u>
<u>054-201882-00.000</u>	<u>054-202008-00.000</u>	<u>054-281232-00.000</u>	<u>054-281070-00.000</u>	<u>054-268812-00.000</u>	<u>054-281832-00.000</u>
<u>054-202662-00.000</u>	<u>054-186508-00.000</u>	<u>054-274926-00.000</u>	<u>054-279900-00.000</u>	<u>054-268812-00.000</u>	<u>054-274704-00.000</u>
<u>054-186868-00.000</u>	<u>054-208284-00.000</u>	<u>054-280914-00.000</u>	<u>054-279114-00.000</u>	<u>054-269772-00.000</u>	<u>054-281274-00.000</u>
<u>054-202536-00.000</u>	<u>054-186536-00.000</u>	<u>054-279600-00.000</u>	<u>054-271740-00.000</u>	<u>054-269772-00.000</u>	<u>054-276798-00.000</u>
<u>054-202884-00.000</u>	<u>054-202800-00.000</u>	<u>054-271728-00.000</u>	<u>054-281970-00.000</u>	<u>054-268560-00.000</u>	<u>054-270078-00.000</u>
<u>054-212880-00.000</u>	<u>054-245410-00.000</u>	<u>054-280122-00.000</u>	<u>054-272364-00.000</u>	<u>054-202812-00.000</u>	<u>054-267646-00.000</u>
<u>054-186802-00.000</u>	<u>054-202800-00.000</u>	<u>054-275988-00.000</u>	<u>054-281106-00.000</u>	<u>054-201564-00.000</u>	<u>054-270804-00.000</u>
<u>054-202308-00.000</u>	<u>054-186982-00.000</u>	<u>054-276924-00.000</u>	<u>054-278916-00.000</u>	<u>054-202920-00.000</u>	<u>054-274782-00.000</u>
<u>054-202476-00.001</u>	<u>054-201180-00.000</u>	<u>054-274812-00.000</u>	<u>054-274710-00.000</u>	<u>054-264708-00.001</u>	<u>054-273246-00.000</u>
<u>054-202770-00.000</u>	<u>054-208974-00.000</u>	<u>054-277410-00.000</u>	<u>054-279942-00.000</u>	<u>054-268914-00.000</u>	<u>054-273486-00.000</u>
<u>054-202476-00.001</u>	<u>054-186980-00.000</u>	<u>054-276456-00.000</u>	<u>054-271818-00.000</u>	<u>054-186518-00.000</u>	<u>054-274290-00.000</u>
<u>054-202770-00.000</u>	<u>054-268272-00.000</u>	<u>054-279060-00.000</u>	<u>054-273600-00.000</u>	<u>054-201564-00.000</u>	<u>054-272142-00.000</u>
<u>054-203430-00.000</u>	<u>054-201756-00.000</u>	<u>054-278850-00.000</u>	<u>054-270582-00.000</u>	<u>054-202812-00.000</u>	<u>054-280524-00.000</u>
<u>054-203430-00.001</u>	<u>054-263670-00.000</u>	<u>054-278178-00.000</u>	<u>054-279828-00.000</u>	<u>054-202920-00.000</u>	<u>054-275622-00.000</u>
<u>054-203430-00.002</u>	<u>054-186908-00.000</u>	<u>054-278190-00.000</u>	<u>054-270672-00.000</u>	<u>054-253242-00.001</u>	<u>054-276372-00.000</u>
<u>054-203430-</u>	<u>054-203982-</u>	<u>054-278184-</u>	<u>054-276384-</u>	<u>054-264708-</u>	<u>054-271572-</u>

<u>00.003</u>	<u>00.000</u>	<u>00.000</u>	<u>00.000</u>	<u>00.001</u>	<u>00.000</u>
<u>054-203430-00.004</u>	<u>054-208704-00.000</u>	<u>054-276888-00.000</u>	<u>054-279978-00.000</u>	<u>054-268914-00.000</u>	<u>054-278172-00.000</u>
<u>054-203430-00.005</u>	<u>054-211488-00.000</u>	<u>054-279612-00.000</u>	<u>054-279792-00.000</u>	<u>054-276120-00.000</u>	<u>054-273288-00.000</u>
<u>054-203430-00.006</u>	<u>054-215016-00.000</u>	<u>054-271992-00.000</u>	<u>054-278784-00.000</u>	<u>054-279384-00.000</u>	<u>054-273318-00.000</u>
<u>054-203430-00.007</u>	<u>054-210798-00.000</u>	<u>054-275394-00.000</u>	<u>054-270654-00.000</u>	<u>054-277848-00.000</u>	<u>054-274920-00.000</u>
<u>054-203430-00.000</u>	<u>054-215022-00.000</u>	<u>054-277476-00.000</u>	<u>054-277056-00.000</u>	<u>054-281586-00.000</u>	<u>054-279432-00.000</u>
<u>054-203430-00.001</u>	<u>054-215130-00.000</u>	<u>054-281550-00.000</u>	<u>054-279918-00.000</u>	<u>054-272766-00.000</u>	<u>054-278274-00.000</u>
<u>054-203430-00.002</u>	<u>054-202644-00.000</u>	<u>054-279360-00.000</u>	<u>054-276984-00.000</u>	<u>054-278202-00.000</u>	<u>054-280452-00.000</u>
<u>054-203430-00.003</u>	<u>054-203976-00.000</u>	<u>054-273660-00.000</u>	<u>054-273162-00.000</u>	<u>054-277920-00.000</u>	<u>054-270516-00.000</u>
<u>054-203430-00.004</u>	<u>054-202050-00.000</u>	<u>054-279426-00.000</u>	<u>054-270222-00.000</u>	<u>054-279570-00.000</u>	<u>054-270942-00.000</u>
<u>054-203430-00.005</u>	<u>054-202380-00.000</u>	<u>054-272370-00.000</u>	<u>054-276282-00.000</u>	<u>054-277656-00.000</u>	<u>054-270942-00.003</u>
<u>054-203430-00.006</u>	<u>054-202776-00.000</u>	<u>054-274212-00.000</u>	<u>054-276660-00.000</u>	<u>054-279108-00.000</u>	<u>054-270942-00.008</u>
<u>054-203430-00.007</u>	<u>054-259530-00.001</u>	<u>054-277878-00.000</u>	<u>054-274452-00.000</u>	<u>054-279102-00.000</u>	<u>054-270942-00.010</u>
<u>054-186500-00.000</u>	<u>054-276786-00.000</u>	<u>054-275562-00.000</u>	<u>054-277596-00.000</u>	<u>054-271566-00.000</u>	<u>054-278802-00.000</u>
<u>054-202506-00.000</u>	<u>054-273570-00.000</u>	<u>054-277896-00.000</u>	<u>054-276522-00.000</u>	<u>054-279810-00.000</u>	<u>054-279168-00.000</u>
<u>054-202614-00.000</u>	<u>054-271218-00.000</u>	<u>054-279666-00.000</u>	<u>054-272178-00.000</u>	<u>054-279816-00.000</u>	<u>054-281316-00.000</u>
<u>054-202614-00.000</u>	<u>054-271734-00.000</u>	<u>054-273654-00.000</u>	<u>054-274668-00.000</u>	<u>054-274200-00.000</u>	<u>054-272412-00.000</u>
<u>054-202476-00.000</u>	<u>054-271914-00.000</u>	<u>054-273876-00.000</u>	<u>054-282024-00.000</u>	<u>054-274020-00.000</u>	<u>054-279912-00.000</u>
<u>054-202476-00.000</u>	<u>054-272508-00.000</u>	<u>054-281022-00.000</u>	<u>054-275334-00.000</u>	<u>054-278736-00.000</u>	<u>054-273072-00.000</u>
<u>054-201258-00.000</u>	<u>054-280368-00.000</u>	<u>054-277116-00.000</u>	<u>054-272160-00.000</u>	<u>054-280938-00.000</u>	<u>054-278904-00.000</u>
<u>054-201768-00.000</u>	<u>054-279354-00.000</u>	<u>054-273126-00.000</u>	<u>054-275166-00.000</u>	<u>054-274524-00.000</u>	<u>054-280338-00.000</u>
<u>054-200994-00.000</u>	<u>054-270630-00.000</u>	<u>054-278742-00.000</u>	<u>054-275724-00.000</u>	<u>054-277716-00.000</u>	<u>054-280002-00.000</u>
<u>054-200964-00.000</u>	<u>054-272460-00.000</u>	<u>054-277728-00.000</u>	<u>054-278784-00.001</u>	<u>054-276768-00.000</u>	<u>054-272922-00.000</u>

<u>054-202674-00.001</u>	<u>054-272448-00.000</u>	<u>054-279510-00.000</u>	<u>054-279774-00.000</u>	<u>054-273834-00.000</u>	<u>054-280884-00.000</u>
<u>054-202674-00.002</u>	<u>054-272430-00.000</u>	<u>054-202416-00.000</u>	<u>054-280021-00.000</u>	<u>054-272208-00.000</u>	<u>054-277032-00.000</u>
<u>054-202674-00.003</u>	<u>054-272436-00.000</u>	<u>054-206442-00.000</u>	<u>054-281406-00.000</u>	<u>054-280098-00.000</u>	<u>054-275820-00.000</u>
<u>054-202674-00.004</u>	<u>054-273966-00.000</u>	<u>054-213768-00.000</u>	<u>054-276240-00.000</u>	<u>054-274398-00.000</u>	<u>054-273336-00.000</u>
<u>054-202674-00.005</u>	<u>054-273354-00.000</u>	<u>054-207708-00.000</u>	<u>054-276240-00.000</u>	<u>054-272022-00.000</u>	<u>054-273804-00.000</u>
<u>054-202674-00.006</u>	<u>054-272472-00.000</u>	<u>054-208014-00.000</u>	<u>054-201252-00.000</u>	<u>054-271446-00.000</u>	<u>054-273330-00.000</u>
<u>054-202854-00.000</u>	<u>054-272478-00.000</u>	<u>054-206430-00.000</u>	<u>054-206742-00.000</u>	<u>054-274008-00.000</u>	<u>054-277506-00.000</u>
<u>054-202452-00.001</u>	<u>054-276648-00.000</u>	<u>054-206298-00.000</u>	<u>054-206742-00.000</u>	<u>054-274002-00.000</u>	<u>054-272874-00.000</u>
<u>054-202452-00.001</u>	<u>054-281856-00.000</u>	<u>054-259446-00.000</u>	<u>054-212124-00.000</u>	<u>054-280608-00.000</u>	<u>054-273360-00.000</u>
<u>054-201900-00.000</u>	<u>054-272442-00.000</u>	<u>054-259740-00.000</u>	<u>054-212124-00.000</u>	<u>054-279534-00.000</u>	<u>054-281784-00.000</u>
<u>054-201210-00.000</u>	<u>054-274674-00.000</u>	<u>054-264918-00.000</u>	<u>054-270258-00.000</u>	<u>054-270120-00.000</u>	<u>054-277206-00.000</u>
<u>054-186616-00.000</u>	<u>054-275052-00.000</u>	<u>054-264390-00.000</u>	<u>054-279660-01.000</u>	<u>054-270006-00.000</u>	<u>054-271542-00.000</u>
<u>054-259668-00.000</u>	<u>054-276480-00.000</u>	<u>054-263682-00.000</u>	<u>054-270258-00.000</u>	<u>054-270186-00.000</u>	<u>054-280824-00.000</u>
<u>054-282084-01.000</u>	<u>054-273906-00.000</u>	<u>054-264384-00.000</u>	<u>054-279660-01.000</u>	<u>054-269958-00.000</u>	<u>054-273372-00.000</u>
<u>054-259524-00.000</u>	<u>054-281376-00.000</u>	<u>054-267546-00.000</u>	<u>054-201450-00.000</u>	<u>054-269964-00.000</u>	<u>054-274068-00.000</u>
<u>054-201582-00.000</u>	<u>054-278718-00.000</u>	<u>054-262428-00.000</u>	<u>054-201450-00.000</u>	<u>054-276084-00.000</u>	<u>054-277956-00.000</u>
<u>054-200970-00.000</u>	<u>054-280716-00.000</u>	<u>054-186626-00.000</u>	<u>054-208944-00.000</u>	<u>054-277266-00.000</u>	<u>054-273378-00.000</u>
<u>054-201570-00.000</u>	<u>054-276774-00.000</u>	<u>054-259758-00.000</u>	<u>054-201588-00.000</u>	<u>054-277272-00.000</u>	<u>054-280188-00.000</u>
<u>054-201576-00.000</u>	<u>054-274956-00.000</u>	<u>054-259716-00.000</u>	<u>054-201588-00.000</u>	<u>054-281904-00.000</u>	-
<u>054-201582-00.000</u>	<u>054-273252-00.000</u>	<u>054-186610-00.000</u>	<u>054-208944-00.000</u>	<u>054-277278-00.000</u>	-
<u>054-202650-00.000</u>	<u>054-275664-00.000</u>	<u>054-263688-00.000</u>	<u>054-259560-00.000</u>	<u>054-278658-00.000</u>	-
<u>054-203358-00.000</u>	<u>054-279624-00.000</u>	<u>054-186622-01.001</u>	<u>054-267792-00.000</u>	<u>054-275178-00.000</u>	-
<u>054-259770-00.000</u>	<u>054-272466-00.000</u>	<u>054-270228-00.000</u>	<u>054-259560-00.000</u>	<u>054-278790-00.000</u>	-

<u>054-265674-</u> <u>00.000</u>	<u>054-280440-</u> <u>00.000</u>	<u>054-274752-</u> <u>00.000</u>	<u>054-268554-</u> <u>00.000</u>	<u>054-275304-</u> <u>00.000</u>	-
<u>054-266670-</u> <u>00.000</u>	<u>054-280326-</u> <u>00.000</u>	<u>054-273468-</u> <u>00.000</u>	<u>054-261984-</u> <u>00.000</u>	<u>054-280362-</u> <u>00.000</u>	-
<u>054-186620-</u> <u>00.000</u>	<u>054-280032-</u> <u>00.000</u>	<u>054-270096-</u> <u>00.000</u>	<u>054-261984-</u> <u>00.000</u>	<u>054-274026-</u> <u>00.000</u>	-
<u>054-186622-</u> <u>00.000</u>	<u>054-271710-</u> <u>00.000</u>	<u>054-279090-</u> <u>00.000</u>	<u>054-261870-</u> <u>00.000</u>	<u>054-270942-</u> <u>00.001</u>	-
<u>054-263568-</u> <u>00.000</u>	<u>054-276678-</u> <u>00.000</u>	<u>054-269970-</u> <u>00.000</u>	<u>054-261870-</u> <u>00.000</u>	<u>054-272190-</u> <u>00.000</u>	-
-	<u>054-279930-</u> <u>00.000</u>	<u>054-280410-</u> <u>00.000</u>	<u>054-264288-</u> <u>00.000</u>	<u>054-279882-</u> <u>00.000</u>	-
-	<u>054-274038-</u> <u>00.000</u>	<u>054-272880-</u> <u>00.000</u>	<u>054-264288-</u> <u>00.000</u>	<u>054-277794-</u> <u>00.000</u>	-
-	<u>054-280770-</u> <u>00.000</u>	<u>054-281412-</u> <u>00.000</u>	<u>054-269214-</u> <u>00.000</u>	<u>054-271578-</u> <u>00.000</u>	-
-	<u>054-274344-</u> <u>00.000</u>	<u>054-279774-</u> <u>00.001</u>	<u>054-264396-</u> <u>00.000</u>	<u>054-272130-</u> <u>00.001</u>	-
-	<u>054-281466-</u> <u>00.000</u>	<u>054-275880-</u> <u>00.000</u>	<u>054-264396-</u> <u>00.000</u>	<u>054-272550-</u> <u>00.000</u>	-

EXHIBIT A
IDENTIFICATION AND MAP OF TIF DISTRICT 1 AND 2 PARCELS

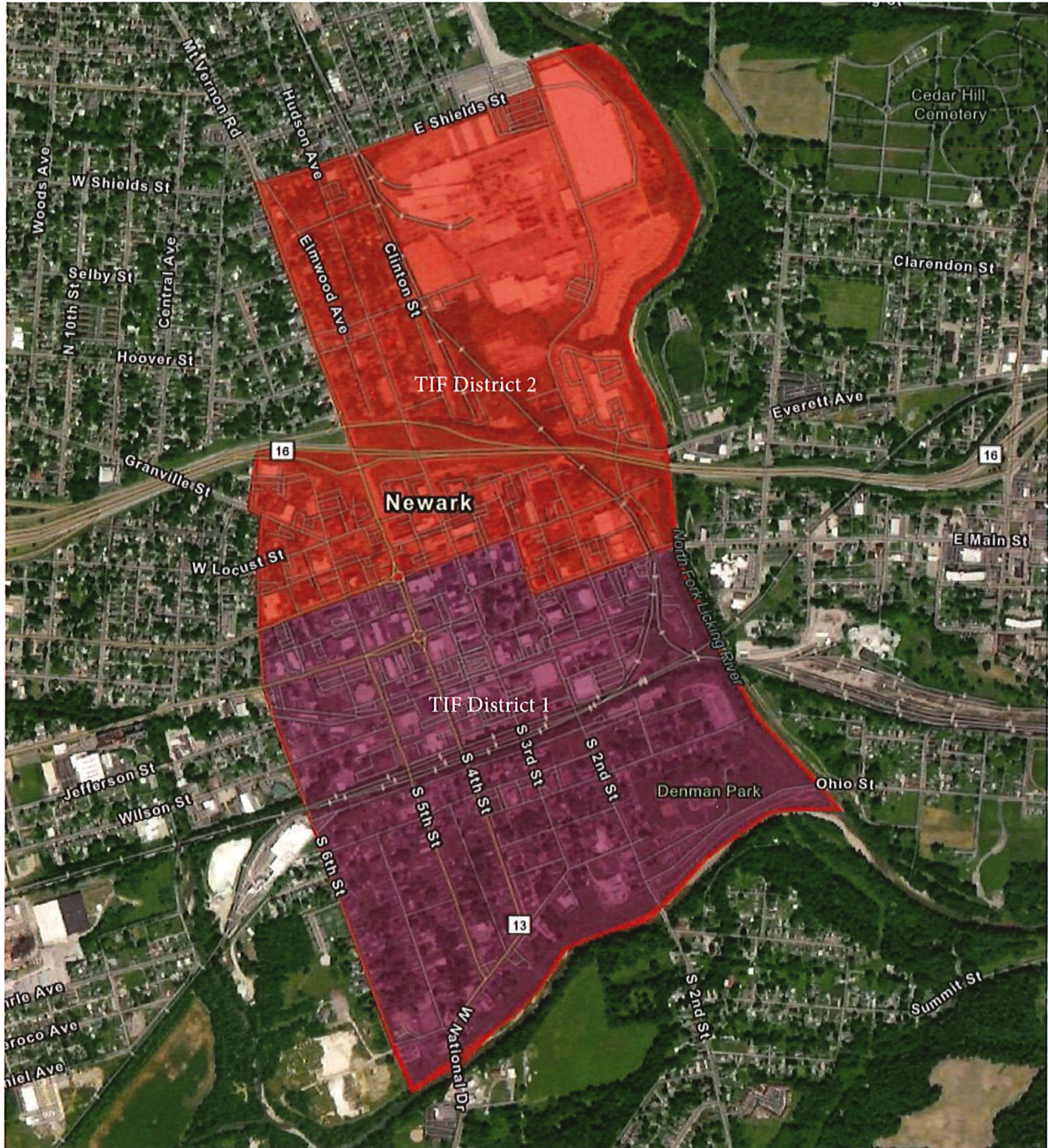


EXHIBIT B
TAX INCREMENT FINANCING DISTRICT
PUBLIC INFRASTRUCTURE IMPROVEMENTS

The Public Infrastructure Improvements include any of the following improvements that will directly benefit the District(s) and all related financing costs of those permanent improvements: includes, but is not limited to, public roads and highways; water and sewer lines; the continued maintenance of those public roads and highways and water and sewer lines; environmental remediation; land acquisition, including acquisition in aid of industry, commerce, distribution, or research; demolition, including demolition on private property when determined to be necessary for economic development purposes; stormwater and flood remediation projects, including such projects on private property when determined to be necessary for public health, safety, and welfare; the provision of gas, electric, and communications service facilities, including the provision of gas or electric service facilities owned by nongovernmental entities when such improvements are determined to be necessary for economic development purposes; the enhancement of public waterways through improvements that allow for greater public access; and off-street parking facilities, including those in which all or a portion of the parking spaces are reserved for specific uses when determined to be necessary for economic development purposes.

Exhibit C



740-670-7727

bmorehead@newarkohio.net

www.newarkohio.net

BRIAN MOREHEAD, PE
CITY ENGINEER

June 14, 2023

Law Director Tricia Moore
City of Newark, Ohio
40 West Main Street
Newark, Ohio 43055

**Re: Downtown TIF Tax Increment Financing District
Certification of Incentive Areas 1 & 2**

Dear Director Moore,

I have reviewed the documents submitted from you regarding the needed certification of the Downtown Newark TIF Incentive Districts 1 & 2. I compared these files against the mapping in our office to ensure their accuracy, since the documents you provided weren't generated in my office.

Based on my review and calculations, the Incentive District 1 measures approximately 299.0 acres, and Incentive District 2 measures approximately 294.5 acres. As a result, each of these districts are less than 300 acres in size and are enclosed by a contiguous boundary.

Respectfully,

A handwritten signature in black ink that reads "Brian R. Morehead".

Brian R. Morehead,
City of Newark Engineer

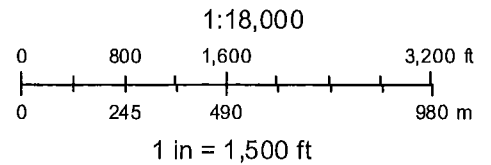


CC: Mark Mauter, Economic Development



June 14, 2023

- Street Centerlines: State/Federal
- Street Centerlines: County
- Street Centerlines: Township
- Street Centerlines: Municipal/Private
- Street Centerlines: Private
- RailRoads



ORDINANCE NO: 23-22

BY _____

AN ORDINANCE AMENDING PORTIONS OF THE CURRENT ARTICLES OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO ADOPTED MAY 5, 2009 BY ORDINANCE 08-33A AND IMPLEMENTING ADDITIONAL ARTICLES OF THE ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, the City of Newark by and through action of Newark City Council adopted a new Zoning Code on May 5, 2009 with the passage of Ordinance 08-33A; and,

WHEREAS, scrivener errors were contained in the existing Zoning Code; and

WHEREAS, changed circumstances in the City of Newark have created a need to revise the existing Zoning Code to address issues specific to future development and business regulations for the benefit of all and good zoning practice; and,

WHEREAS, this matter was considered by the Economic Development Committee of Council at a regularly scheduled meeting thereof and was passed on to the Planning Commission for public hearing and recommendation and then to full Council pursuant to Charter Article 4.12.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO THAT THE ZONING CODE OF THE CITY OF NEWARK, OHIO IS HEREBY AMENDED TO READ AS SET FORTH HEREIN

SECTION 1: *Article 4: Definitions* of the Zoning Code of the City of Newark, Ohio is hereby amended to read as follows:

ARTICLE 4
DEFINITIONS

DIVISION OF CODE ADMINISTRATION: The office of the City of Newark **or their designee** charged with the enforcement of the various codes regulating construction within the City of Newark.

DWELLING: Any building or portion thereof designed or used for residential purposes, but not including a tent, cabin, travel trailer, motor home, rooming house, hotel or motel. **Manufactured homes must comply with Ohio Revised Code 3781.184.**

DWELLING, SINGLE-FAMILY or ONE FAMILY: A building or portion thereof designed or used for residence purposes by one family or housekeeping unit.

FRONTAGE – WHERE MEASURED: The frontage of the lot shall be measured along the front property line, but may be modified in the case of ~~curvy-linear~~ **curvilinear** streets in accordance with Article 80 of this Code.

OBCI (OFFICE, BUSINESS, COMMERCIAL, INDUSTRIAL) DISTRICTS: When used in this Code, OBCI Districts shall include the following districts: LO, GO, LB, MB, HB, GB, LC, GC, DC, LI, GI and similar areas of a PUD.

PROW (PUBLIC RIGHT OF WAY): See PUBLIC WAY

ZONING INSPECTOR: The ~~Code Administrator~~ **Zoning Inspector** of the City of Newark, or his authorized representatives.

SECTION 2: *Article 7: Non-Conforming Uses, Buildings/Structures, Lots* of the Zoning Code of the City of Newark, Ohio is hereby amended to read as follows:

7.3.2 LOT AREA & SETBACKS

The following minimum requirements shall apply, except as provided in Article 80 and 82.

Use	Lot Area (sq. ft)	Lot Frontage (ft)	Front Yard ¹ (ft)	Side Yard (ft)	Rear Yard (ft)	Accessory Structures
Detached Single-Family Dwelling	None	40	25 20	6 1 & 1 1/2 stories	30	See Article 86
				8 2 or more stories		

(1) For a corner lot, the depth of the front yard on both streets shall be not less than that which is required in the district but in no case less than ~~25~~ 20 feet. For an interior lot, the required depth may be reduced to the depth of the adjacent building on either side but in no case less than 10 feet.

SECTION 3: *Article 26: MFR Multi-Family Residence District* of the Zoning Code of the City of Newark, Ohio is hereby amended to read as follows:

ARTICLE 26
MFR MULTI-FAMILY RESIDENCE DISTRICT

26.2 PERMITTED USES

1. **Single-Family dwellings.**
2. Two-Family dwellings and twin single dwellings as permitted and regulated in the TFR District.
3. Multi-Family dwellings for any number of families or housekeeping units.
4. Day Care in the home of the provider for not more than six.
5. Boarding house, bed and breakfasts, rooming house.
6. Public Parks.
7. Nursing homes and assisted living facilities.

26.8 LOT AREA & SETBACKS

The following minimum requirements shall apply, except as provided in Article 80 and 82. Structures permitted in the TFR district may follow the guidelines of the TFR district.

Use	Lot Area (Sq. Ft.)	Lot Frontage (ft)	Front Yard (ft)	Side Yard (ft)	Rear Yard (ft)
<u>Single Family</u>					
<u>1 & 1 ½ stories</u>	6,000	50	20	6	30
<u>2 stories</u>	6,000	50	20	8	30
<u>Multi-Family & Other Permitted Uses</u>					
1 & 1 ½ stories	12,000	75	25	15	45
2 & 2 ½ stories	12,000	75	25	17	45
3 or more stories	12,000	75	25	20	45

- 1 The lot area required per unit is determined by the table below, with a minimum lot area of 12,000 square feet for a multi-family, 11,000 square feet for a three-family, and 10,000 square feet for a two-family:

<u>Efficiency/ One Bdrm</u>	Two Bdrm	Three or more Bdrm
3111	3630	4356

SECTION 4: *Article 48: HB High Intensity Business District* of the Zoning Code of the City of Newark, Ohio is hereby amended to read as follows:

ARTICLE 48
HB HIGH INTENSITY BUSINESS DISTRICT

48.2 PERMITTED USES

1. Uses permitted in Section 46.2. (MB, LB, GO, CSI)
2. Entertainment, Recreation or Places of Assembly, including, but not limited to:
 1. Bowling Alley
 2. Pool Hall
 3. Movie theatre
 4. Skating rink
 5. Golf driving range or miniature golf
 6. Indoor or Outdoor recreation facilities
 7. Bingo Hall
 8. Fraternal Organization
 9. Swimming Pools
3. Hotels and motels
4. Tattoo shops
5. Greenhouses or Commercial nurseries
6. **Restaurant or other eating or drinking establishment**
7. Residential uses per Section 48.14
8. Flagpoles, television and radio antennas up to twenty-five feet in height
9. Recycle Collection Points

SECTION 5: *Article 60: DC DOWNTOWN DISTRICT* of the Zoning Code of the City of Newark, Ohio is hereby amended to read as follows:

ARTICLE 60
DC DOWNTOWN DISTRICT

60.3 PROHIBITED USES

Notwithstanding the provisions of Section 60.2 Permitted Uses, the following listed uses shall be prohibited in the DC Downtown District.

1. Automobile major repairs
2. Pawn Shops
3. Tattoo Shops

4. Truck and Heavy Vehicle Services
5. Medical marijuana dispensaries as defined at OAC 3796:1-1-01 (13)
6. Medical marijuana cultivators as defined at OAC 3796:1-1-01 (9)
7. Medical marijuana processors as defined at OAC 3796:1-1-01 (39)
8. **Vape and Tobacco Shops**

SECTION 6: *Article 86: Accessory Structures* of the Zoning Code of the City of Newark, Ohio, is hereby amended to read as follows:

ARTICLE 86
ACCESSORY STRUCTURES

86.7 SHIPPING CONTAINERS AND OTHER RELATED STRUCTURES

The use of property for the placement, use and storage of shipping containers shall be authorized only as follows:

- A. ***Permitted uses:*** Shipping containers are permitted in industrial, business, office and commercial zoning districts only, subject to the following conditions and restrictions:
 1. The shipping containers are used in the active transport of goods, wares or merchandise in support of a lawful principal use of the property.
 2. The shipping containers are placed or stored in areas depicted on an approved final site plan. Shipping containers placed or stored on a property for no longer than four months in a calendar year shall be exempt from site plan approval.
 3. The shipping containers must comply with development criteria relating to setbacks for principal buildings in the industrial zoning district and landscape buffer yards required under 64.8 and 66.8. Shipping containers placed or stored on a property for no longer than four months in a calendar year shall be exempt from the requirements for principal building setbacks and landscaping but shall be required to obtain a permit issued by the Zoning Inspector and comply with setbacks for accessory structures in the industrial zoning district. Notwithstanding anything to the contrary, setbacks for shipping containers shall be measured from all abutting streets, whether public or private.
 4. Shipping containers may be stacked in industrial zoning districts only, provided that the Board of Zoning Appeals first issues a conditional use permit for any new area of land used for stacking of shipping containers,

whether in connection with a new operation or expansion of an existing footprint of lawfully stacked shipping containers. Only block storage is permitted, so that the number of containers stacked vertically must be equaled or exceeded by the number of containers placed side-by-side. Additionally, the stacked containers shall comply with the Ohio Fire Prevention Code.

B. *Conditional uses:* Shipping containers shall be deemed conditional uses in the industrial zoning districts for (1) stacking of shipping containers on new areas of land, whether in connection with a newly approved operation or expansion of an existing footprint of lawfully stacked containers; or (2) location in an area designated for industrial use in an approved Planned Unit Development (“PUD”).

C. *Prohibited uses:* The use of property for the placement or storage of shipping containers is prohibited throughout the City as follows:

1. Any use, placement or storage of shipping containers that is not related to, or in support of, the active transport of goods, wares and merchandise.
2. Shipping containers may not be placed, stored, or used on property located in a PUD except in an industrial zoning designation or district, as the case may be, with a conditional use permit.
3. In no event shall shipping containers be placed, stored or use for any purpose on property zoned or used principally for residential purposes or property located in a conservation zoning district.
4. No shipping container shall be used as a residence or to support a residential use or home occupation.
5. No shipping container shall be placed on or otherwise block or restrict access to fire hydrants, fire lanes or required parking spaces.
6. No shipping container shall be used to store solid waste, as defined in Section 3734 of the Ohio Revised Code, unless approved as part of a lawful solid waste management facility.
7. No shipping containers shall be stacked other than in industrial zoning districts with a conditional use permit.

86.8 TEMPORARY STRUCTURES/STORAGE UNITS/PODS AND BINS

Any placement of a temporary storage unit, bin, structure or pod requires a temporary storage permit. The Zoning Inspector will issue such permit.

1. **Must be placed a minimum of five (5) feet from the property line, or on the driveway of the lot.**
2. **No temporary structure, storage unit, pod or bin located in a residential or mixed use district shall have dimensions greater than twenty (20) feet in length, eight (8) feet in height, or eight (8) feet in width.**
3. **Other than the required City Permit, no sign shall be attached to the temporary structure, storage unit, pod or bin except as authorized by the sign regulations set forth within Section 135 of the Zoning Code.**
4. **All temporary structures, storage units, pods or bins shall be maintained in a condition free from rust, peeling paint, and other visible forms of deterioration.**
5. **Temporary structures, storage units, pods or bins shall not encroach upon the right-of-way, neighboring property, sidewalk or be placed in the street.**
6. **Any permit issued will be valid for 30 days from the date of issuance. Only two permits may be issued per calendar year, provided that 90 days has expired between the issuance of the first permit and the second permit.**

SECTION 7: *Article 115: Public & Private Swimming Pools* of the Zoning Code of the City of Newark, Ohio, is hereby amended to read as follows:

ARTICLE 115
PUBLIC & PRIVATE SWIMMING POOLS

115.1 PURPOSE

The purpose of this Article is to provide requirements for the installation and siting of swimming pools.

1. Swimming Pools

A swimming pool as regulated by this Article shall be any in-ground or above-ground structure built to contain water for recreational purposes having a depth at any point greater than 24 inches. The provisions of this Article do not apply to swimming pools which are in a completely enclosed building. For purposes of this Article, **above ground** hot tubs, lakes, streams, channels, ponds, storm water detention or retention basins are not swimming pools.

SECTION 8: *Article 130: Landscaping, Buffering, Green Space* of the Zoning Code of the City of Newark, Ohio, is hereby amended to read as follows:

ARTICLE 130
LANDSCAPING, BUFFERING, GREEN SPACE

130.6 MINIMUM REQUIREMENTS OF VISUAL SCREENS AND LANDSCAPING

Types of Use or Each District Tree (feet) ⁵	Buffering ¹	Square Feet Minimum of Required		Minimum Caliper of Trees of Trees ^{3,4 &5}	Minimum OR Height of (inches) ⁵
		Green Space ²	Total Number		
CD District	RMH, CSI, OBCI, PUD	N/A	N/A	N/A	N/A
AD District	RMH, CSI, OBCI, PUD	N/A	N/A	N/A	N/A
R Districts	RMH, CSI, OBCI, PUD	N/A	N/A	N/A	N/A
Manufactured Home Park	CSI, OBCI, PUD	SEE	ARTICLE 20	SECTION 20.11	
Two or Multi Family Lot	CSI, OBCI, PUD	see 6 below	see 6 below	2	6
CSI	OBCI, PUD	see 7 below	1 per 5,000 sq. ft. of building area (min. of 3)	2	8
OBCI	N/A	see 7 below	1 per 5,000 sq. ft. of building area (min. of 3)	2	8
PUD	OBCI	SEE	ARTICLE 70	SECTION 70.21	

1. When a **proposed** use in a district in this second column is adjacent to a use or district in the first column, the use in this second column shall provide visual screening in accordance with Section 130.5 to buffer it from the use in the first column.
2. All green space shall be in the front or side yard in all districts except in a PUD.
3. All trees shall be in the front or side yard in all R-Districts and in the front yard in all CSI & OBCI Districts.
4. Any trees required to fulfill the buffering requirements of this Article shall not be counted in meeting the minimum tree requirements of this column.
5. At the time construction is completed the landscaping shall meet or exceed both the minimum number of trees and either the minimum caliper or the minimum height.
6. See Table 130.6.6

Table 130.6.6 Multi Family Tree and Green Space Requirements		
Unit number(s)	Square Feet of Green Space*	Number of Trees*
3	4500	5
4	add 500 per unit	add 1 per unit
beyond 4	add 500 per four units or fraction thereof	add 1 per four units or fraction thereof

* numbers in these columns are cumulative
 Example: 12 family = 8 trees and ~~10,000~~ 6,000 sq. ft. of green space.

7. See Table 130.6.7

Table 130.6.7 Non-Residential Tree & Green Space Requirements		
Building Area (square feet)	Ratio of Square Feet of Green Space to Square Feet of Building Area*	Resulting Square Feet of Green Space
Up to 5,000	1 to 1	1 to 5000
5,000 to 10,000	1 to 2	5,001 to 7,500
10,000 to 20,000	1 to 3	7,501 to 10,800
20,000 and above	1 to 4	10,800 plus balance above 20,000

* numbers in these columns are cumulative
Example: 60,000 sq. ft. bldg. = 20,800 sq. ft. green space.

SECTION 9: *Article 145.1 Zoning Inspector; 145.2.3: Inspector to Act Within 7 Days; Article 145.2.5: Fees; Article 145.6; Violations and Penalties; and 145.6.1 Fee Schedule for Non-Compliance Violations* of the Zoning Code of the City of Newark, Ohio, are hereby amended to read as follows:

ARTICLE 145
ADMINISTRATION

145.1 ZONING INSPECTOR

There is hereby established the office of Zoning Inspector ~~and~~ for the purpose of this Code. ~~The Code Administrator of the City of Newark is hereby designated as the Zoning Inspector.~~

145.2.3 INSPECTOR TO ACT WITHIN ~~7~~ 30 DAYS

The Zoning Inspector shall act upon all applications within ~~7 working days~~ **THIRTY (30) DAYS** after they are filed in full compliance with all the applicable requirements. He shall either issue a Zoning Certificate within ~~7 working days~~ **THIRTY (30)** working days or shall notify the applicant in writing of his denial of such Certificate and the reasons therefore. Failure to notify the applicant of either an approval or denial shall be considered a denial of a Zoning Certificate and entitles the applicant to appeals in accordance with Section 150.4, the applicant may consent to an extension of time for the Zoning Inspector to act.

145.2.5 FEEES

~~Fees shall be charged in accordance with orders and directions of Council.~~

**APPLICABLE FEE SCHEDULE FOR PERMITS, APPEALS, AND REVIEWS:
CHART A**

<u>ZONING PERMITS:</u>	<u>FEEES</u>
1. RESIDENTIAL (1, 2, & 3 FAMILY DWELLINGS)	
• NEW BUILD	225.00
• ADDITION	50.00
2. COMMERCIAL	
• NEW BUILD	500.00

- ADDITION 150.00
- 3. ACCESSORY STRUCTURES 30.00

SIGN PERMITS:

- 1. SIGN FACE AREA = 1 – 40 SQ FT 145.00
- 2. SIGN FACE AREA = 41 – 300 SQ FT 225.00

BOARD OF ZONING APPEALS

- 1. APPEAL/ VARIANCE
 - RESIDENTIAL (1 & 2 FAMILY DWELLINGS) 75.00
 - COMMERCIAL OR MULTI FAMILY DWELLINGS 200.00
- 2. OFF-PREMISE VARIABLE MESSAGE SIGN 150.00

PLANNING COMMISSION

- LOT SPLIT/COMBINATION/RE-PLAT 50.00
- ZONING DISTRICT CHANGES 300.00
- SITE PLAN REVIEW 0
- PLANNED UNIT DEVELOPMENT PRELIMINARY REVIEW 300.00
- PLANNED UNIT DEVELOPMENT FINAL REVIEW 300.00

DEMOLITION

- RESIDENTIAL 75.00
- COMMERCIAL 150.00
- ACCESSORY STRUCTURE 25.00

FLOOD PLAIN DEVELOPMENT

- FLOOD PLAIN DEVELOPMENT APPLICATION 50.00
- VARIANCE 200.00

MISCELLANEOUS

- CHANGE OF USE 0.00
- TEMPORARY STRUCTURE/STORAGE UNIT/POD/BIN PERMIT 30.00

145.6 VIOLATIONS AND PENALTIES

It shall be unlawful to locate, erect, construct, reconstruct, enlarge, change, maintain, or use any building or land in violation of any of the provisions of this Code or any amendment or supplement thereto. Any person, firm, or corporation, violating any of the provisions of this Code, ~~shall be deemed guilty of an unclassified misdemeanor and, upon conviction thereof, shall be fined not more than \$500.00. Each and every day during which such illegal location, erection, construction, reconstruction, enlargement, change, maintenance, or use continues, shall be deemed to be a separate offense.~~ shall be fined according to Section 145.6.1 of the Zoning Code. If the non-compliance violation is not remedied within the time given by the Zoning Inspector, failure to remedy said violation will result in a subsequent notice of non-compliance with increased penalties as listed in 145.6.1 of the Zoning Code. If the non-compliance violation is not remedied after a fourth notice of non-compliance has been issued, the person, firm, or corporation shall be found to be in violation of the zoning ordinance, a misdemeanor of the first degree and the offense shall be deemed a strict liability offense. This does not preclude the issuance of fees on the fifth and subsequent violations.

145.6.1 FEE SCHEDULE FOR NON-COMPLIANCE VIOLATIONS

1 ST NOTICE OF NON-COMPLIANCE	150.00
2 ND NOTICE OF NON-COMPLIANCE	250.00
3 RD AND SUBSEQUENT NOTICE OF NON-COMPLIANCE	500.00
FAILURE TO CALL FOR A SETBACK INSPECTION	150.00
FAILURE TO CALL FOR A FINAL INSPECTION	150.00
PERMIT APPLIED FOR AFTER START OF PROJECT	150.00

FINES FOR NON-COMPLIANCE MUST BE PAID IN FULL BEFORE A PERMIT WILL BE ISSUED OR AN INSPECTION CONDUCTED.

FINES THAT REMAIN UNPAID SHALL BE CHARGED AGAINST THE REAL ESTATE AT ISSUE AND SHALL BE A LIEN UPON SUCH REAL ESTATE FORWARDED TO THE COUNTY AUDITOR TO PLACE THE UNPAID FINE AMOUNT ONTO THE PROPERTY TAX BILL FOR THE FOLLOWING TAX CYCLE.

SECTION 10: *Article 150: Board of Zoning Appeals* of the Zoning Code of the City of Newark, Ohio, is hereby amended to read as follows:

ARTICLE 150
BOARD OF ZONING APPEALS

150.2 APPOINTMENT OF BOARD MEMBERS

~~The Board as constituted at the time of enactment of this Code shall continue in office.~~ The Board shall consist of five citizens of Newark appointed by the Mayor, with consent of Council, for terms of five years. Upon the vacancy of any of the five seats on the Board, the vacancy shall be filled in a like manner. Members of the Board shall be removed for cause, upon written charges being filed, by the Mayor and with the consent of Council.

150.2.1 APPOINTMENT OF ALTERNATE BOARD MEMBERS

A MAXIMUM OF THREE ALTERNATE BOARD MEMBERS MAY BE APPOINTED BY THE MAYOR, WITH CONSENT OF COUNCIL, FOR TERMS OF FIVE YEARS. VACANCIES SHALL BE FILLED IN A LIKE MANNER. ALL QUALIFICATIONS FOR BOARD MEMBERS AS WELL AS THE CAUSES AND PROCEDURES FOR REMOVAL OF BOARD MEMBERS APPLY TO ALTERNATE MEMBERS AS WELL.

ALTERNATE BOARD MEMBERS MAY HEAR APPEALS DURING THE ABSENCE OR DISQUALIFICATION OF A BOARD MEMBER.

150.4 APPEAL

150.4.1 APPEAL – WHEN, HOW AND BY WHOM

An appeal to the Board may be made by any person aggrieved or by any office, department, board, or bureau of the City affected by any decision of the Zoning Inspector. Such appeal shall be taken within 60 days after the decision, by filing with the Division of Code Administration a Notice of Appeal specifying the grounds thereof.

1. APPEAL FORM AND CONTENT

The Notice of Appeal shall be of a standard form, which shall be readily available upon request from the Division of Code Administration. Included with the application shall be an accurate listing of the names and tax mailing addresses of all property owners located within 200 feet of any portion of the property, which is in the subject of the appeal. Each application shall be accompanied by a

check, payable to the Treasurer of the City of Newark, or a cash payment, sufficient in amount to cover the cost of publishing, and mailing the notices of the hearing, but in no event shall it be less than ~~\$50.00 dollars~~ **\$75.00 dollars for residential (1 & 2 family dwellings) or \$200.00 dollars for commercial or multi-family dwellings**. The Zoning Inspector shall forthwith transmit to the Board all the papers constituting the record upon, which the action appealed from was taken.

2. ZONING INSPECTOR FAILURE TO ACT ON APPLICATION

When the Zoning Inspector fails to act on an application within the time limit described in Section 145.2.3, the applicant may submit a written request to the Division of Code Administration, requesting to be included on the Board's Agenda for the next available meeting. The applicant is not required to submit a Notice of Appeal, or pay any filing fees. Written notice by mail to property owners within two hundred feet shall not be required.

3. ZONING INSPECTOR FAILURE TO ACT ON REQUESTED INSPECTION

When the Zoning Inspector fails to act on a requested inspection within the time limit described in Section 145.4, the applicant may submit a written request to the Division of Code Administration, requesting to be included on the Board's Agenda for the next available meeting. The applicant is not required to submit a Notice of Appeal, or pay any filing fees. Written notice by mail to property owners within two hundred feet shall not be required.

4. RULING FOR NEW OFF-PREMISES VARIABLE MESSAGE PROJECTION SIGN

When an applicant applies for a new off-premises variable message projection sign, the applicant shall submit a completed Notice of Appeal. Each application shall be accompanied by a check, made payable to the Treasurer of the City of Newark, or a cash payment, in the amount of ~~\$25.00~~ **\$150.00 dollars**. Written notice by mail to property owners within two hundred feet shall not be required.

5. RULING FOR REPLACING EXISTING OFF-PREMISES SIGN WITH A NEW OFF-PREMISES VARIABLE MESSAGE PROJECTION SIGN

When an applicant applies to replace an existing off-premises sign with a new off-premises variable message projection sign, the applicant shall submit a completed Notice of Appeal form. Each application shall be accompanied by a check, made payable to the Treasurer of the City of Newark, or a cash payment, in the amount of ~~\$25.00~~ **\$150.00 dollars**. Written notice by mail to property owners within two hundred feet shall not be required.

SECTION 11: – *Article 155: District Changes and Regulation of Amendments* of the Zoning Code of the City of Newark, Ohio, is hereby amended as follows:

ARTICLE 155
DISTRICT CHANGES AND REGULATION OF AMENDMENTS

155.2 PROCEDURE FOR CHANGE

Applications for any change of district boundaries or classifications for a property or properties, or for any amendments to this Code shall follow these procedures:

1. A complete application shall be submitted to the office of the Service Director.
2. No later than ~~five~~ **ten** business days after receipt of the complete application, the Service Director shall forward the application to the Clerk of Council.
3. The Clerk shall forward the application to the Law Director to prepare the code. The Law Director shall prepare the Code and forward the Code and application to the Clerk.
4. The Clerk shall place the application on the agenda for the first reading before Council and for referral to the Planning Commission.
5. Within ~~five~~ **ten** business days, after its first reading before Council, the Clerk shall refer the application to the Planning Commission through the Service Director's office.
6. The Service Director's office shall schedule a public hearing on the agenda for the ~~next~~ Planning Commission ~~meeting~~, **not earlier than fifteen days after the first reading of Council.**
7. Planning commission shall hold at least one public hearing, with prior notice to the public being given by:
 1. Publication of notice in one newspaper of daily circulation in the City of Newark ~~4~~ **seven (7)** days prior to the public hearing, and
 2. In those instances where less than five separate property owners are involved in the change of District or classification, notification by U.S. Mail to all property owners within 300 feet of any property seeking such change of district or classification.
8. Planning Commission shall complete all Public Hearings within ~~30~~ **forty-five (45)** days after receiving the referral of the application from Council.
9. Planning Commission, following such procedures as Planning Commission may establish, shall within ~~30~~ **fifty-five (55)** days after the Public Hearing vote on a recommendation to be forwarded to Council. The Planning Commission shall recommend either approval as submitted, approval with modifications or restrictions, or denial.
10. Within five business days after Planning Commission's vote, the Planning Commission's written recommendation shall be forwarded to the Clerk of Council.
11. The Clerk of Council shall schedule at least one Public Hearing, with notice to the public to be published one time in a newspaper of daily circulation within the City at least seven days prior to the date of the public hearing. Such public hearing shall constitute the second reading of the proposed code.

12. Council shall complete all Public Hearings within 30 days after receipt of Planning Commission's written recommendation.
13. Within 60 days after receipt of Planning Commission's written recommendation, Council shall vote on the application. An affirmative vote of at least six council members shall be necessary to adopt or defeat a zoning ordinance as to which the Planning Commission has recommended approval as submitted or approval as modified or restricted. An affirmative vote of at least seven Council members shall be necessary to adopt a zoning ordinance which Planning Commission has recommended against.

SECTION 12: The Tables of Content of the Zoning Code of the City of Newark, Ohio, are hereby amended to reflect the modifications made by this Ordinance.

SECTION 13: All other sections of the Zoning Code of the City of Newark, Ohio, not specifically addressed within this Ordinance shall remain in full force and effect as written.

SECTION 14: This Ordinance shall take effect upon full compliance with the procedures set forth at Article 4.12 and then on the earliest date allowed by Article 4.07 of the Charter of the City of Newark and remain in full force and effect thereafter.

Passed this _____ day of _____, _____.

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

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 SUPPLY REVOLVING LOAN ACCOUNT AGREEMENT ON BEHALF OF THE CITY OF NEWARK FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF LEAD SERVICE LINE REPLACEMENT PROJECT #4 AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN.

WHEREAS, the City of Newark operates a Water Distribution System throughout the City; and,

WHEREAS, the distribution system has approximately 6,000 lead and/or galvanized water service lines; and,

WHEREAS, replacement of lead and galvanized service lines is a requirement of Ohio EPA in order to eliminate lead material and to maintain efficient and cost-effective operations of the system; and,

WHEREAS, the Ohio Water Supply 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 June 5, 2023 and 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 WSRLA loan, sign all documents for and enter into a Water Supply Revolving Loan Account Agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for planning, design and/or construction of water 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 _____, 2023.

PRESIDENT OF COUNCIL

ATTEST:
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

Prepared by the Division of Water and Wastewater

RESOLUTION NO. 23-56

BY: _____

A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE FOR THE CITY OF NEWARK, OHIO, TO ENTER INTO A LEASE AGREEMENT WITH STRONG TOWER CHRISTIAN MEDIA

WHEREAS, the City of Newark is the owner of real property located at 1250 Horns Hill Rd., Newark, Ohio, Parcel No. 054-186722-00.000, commonly referred to as Horns Hill Park; and,

WHEREAS, there is a radio communications tower located at Horns Hill Park, currently registered by the Federal Communications Commission as Antenna Structure Registration Number 1233564; and,

WHEREAS, the tower offers the opportunity for the City to earn additional revenue by leasing space for the placement of third-party antennas and communications equipment; and,

WHEREAS, it is the City's desire, in order to best utilize the existing tower, to enter into a lease agreement with Strong Tower Christian Media, and allow this company to place antennas, equipment, and other necessary appurtenances on the City's radio communications tower; and,

WHEREAS, execution of this lease agreement is necessary for this project to move forward.

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

SECTION ONE: The Director of Public Service is hereby authorized to enter into a lease agreement with Strong Tower Christian Media for the purpose of placing radio communications equipment and antennas on the City-owned radio communications tower located at Horns Hill Park.

SECTION TWO: This Resolution shall become effective at the earliest time permitted by Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 2023.

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED: _____
DIRECTOR OF LAW

Prepared by the Office of the Director of Law

RESOLUTION NO. 23-57

BY: _____

A RESOLUTION AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY NOW OWNED BY THE CITY OF NEWARK, OHIO TO NEWARK DEVELOPMENT PARTNERS AS ITS AGENT FOR INDUSTRIAL, COMMERCIAL, DISTRIBUTION, AND RESEARCH

WHEREAS, the City of Newark, Ohio currently owns various parcels of real property throughout the city which are of no value in their current state of development; and,

WHEREAS, the subject property, because of its size, location, and zoning restrictions, is not currently suitable for any municipal purpose; and,

WHEREAS, the City desires to convey the subject property to Newark Development Partners, a Community Improvement Corporation serving as the agent of the City of Newark for growth and development; and,

WHEREAS, the City of Newark and Newark Development Partners have entered into an Amended Designated Agency Agreement authorizing the transfer of real property owned by the City and controlling the manner in which such property may then be developed and/or transferred by Newark Development Partners and the manner in which any revenues generated from such development and transfer are to be disbursed; and,

WHEREAS, the conveyance of the subject real property would promote the general welfare and stabilize the neighborhood in question, assist in development, and promote the reclamation, rehabilitation, and reutilization of such real property; and,

WHEREAS, this matter was considered in regular session of 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, STATE OF OHIO, THAT:

SECTION ONE: The Director of Public Service is hereby authorized to convey the following listed parcel of real property located within the City of Newark to Newark Development Partners, a Community Development Corporation, pursuant to the terms and conditions of the Amended Designated Agency Agreement previously approved by this Council at Resolution 16-29:

ADDRESS
105 SOUTH FIFTH STREET
NEWARK, OHIO 43055

PARCEL NO.
054-204018-00.000

SECTION TWO: Council hereby declares the subject real property to no longer be needed by the City of Newark, Ohio for any municipal purpose and that the City's interests are best served by conveyance to Newark Development Partners subject to the agreed upon disbursement of and future revenues generated therefrom.

SECTION THREE: This Resolution shall become effective at the earliest date permitted pursuant to Article 4.07 of the Charter of the City of Newark, Ohio.

Passed this _____ day of _____, 2023.

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

DATE FILED WITH MAYOR: _____

DATE APPROVED BY MAYOR: _____

MAYOR

FORM APPROVED:  _____
Director of Law

Star Fed 3:00 May 22, 23

105 So 5th St.

Parcel # 054-204018.00.

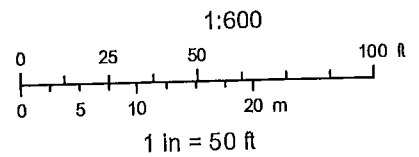


May 22, 2023

Street Labels

Hydrolines

- ArtificialPath; Connector; StreamRiver
- RailRoads
- County Mask
- Parcels
- Building Footprints



RESOLUTION NO. 23-59

A RESOLUTION IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF A COMMUNITY REINVESTMENT AREA IN THE CITY OF NEWARK, OHIO; AND RELATED AUTHORIZATIONS

WHEREAS, the Newark City Council adopted Resolution No. 92-109 establishing and designating a fifth community reinvestment area (“CRA #5”) in the City of Newark (the “City”); Resolution No. 95-46 amending the description of CRA #5; Resolution No. 01-11a amending and modifying the real property tax exemptions available within CRA #5; and Resolution No. 21-88 further modifying the real property tax exemptions available within CRA #5; and

WHEREAS, after the passage of Resolution No. 21-88, which was the third substantive amount of CRA #5 as described in Ohio Revised Code (“R.C.”) Section 3735.661, CRA #5 has no longer governed by the terms of Section 3 of Am. Sub. S.B. 19 of the 120th General Assembly; and

WHEREAS, as a result, it is necessary for this Council to reestablish CRA #5 under the current version of R.C. Sections 3735.65 through 3735.70 (the “Act”); and

WHEREAS, a survey of housing (the “Housing Survey”) of the area described and depicted in Exhibit A attached hereto and incorporated herein by this reference (the “Area”) has been prepared as required by R.C. Section 3735.66, a copy of which Housing Survey is on file with the City; and

WHEREAS, as noted in the Housing Survey, the Area is one in which housing facilities or structures of historical significance are located and new housing construction and repair of existing facilities or structures are discouraged; and

WHEREAS, this Council has determined that the construction of new structures and the remodeling of existing structures in the Area is a public purpose, and would encourage the creation and retention of employment opportunities and would benefit the overall economic health of the City; and

WHEREAS, the City desires to reestablish CRA #5 pursuant to the Act to encourage such development;

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

Section 1. Resolution Nos. 92-109, 95-46, 01-11a, and 21-88 are hereby repealed in their entirety and replaced with the terms of this Resolution.

Section 2. CRA #5 constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged.

Section 3. This Council hereby establishes CRA #5 pursuant to the Act, with boundaries as described and depicted in Exhibit A.

Section 4. Within CRA #5, the percentage of the tax exemption on the increase in the assessed valuation resulting from improvements to **commercial and industrial** real property and **the term of those exemptions shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring pursuant to R.C. Section 3735.67. The results of the negotiation as approved by this Council will be set in writing in a CRA Agreement as outlined in R.C. Section 3735.671. The maximum term and exemption percentage for commercial and/or industrial projects is as follows:**

- a. Up to, and including, fifteen (15) years, and up to, and including, one hundred percent (100%) for the remodeling of existing commercial and industrial facilities and upon which the **cost of remodeling is at least \$5,000**, as described in R.C. Section 3735.67, the term and percentage of which shall be **negotiated on a case-by-case basis in advance of remodeling occurring.**
- b. Up to, and including, fifteen (15) years, and up to, and including, one hundred percent (100%) for the **construction of new commercial or industrial facilities, the term and percentage of which shall be negotiated on a case-by-case basis in advance of construction occurring.**

For residential property located within CRA #5, a tax exemption on the increase in the assessed value resulting from the improvements as described in R.C. Section 3735.67 shall be granted upon application by the property owner and certification thereof by the designated Housing Officer (as defined herein) for the following periods:

- a. fifteen (15) years, for **residential remodeling containing 2 units or less** and upon which the cost of remodeling is **at least \$2,500**, as described in R.C. Section 3735.67, and with such exemption being one hundred percent (100%) for each of the fifteen (15) years.
- b. fifteen (15) years, for the construction of **new residential dwellings** within the community reinvestment area, as described in R.C. Section 3735.67, with such exemption being one hundred percent (100%) for each of the fifteen (15) years.

For the purposes of the above described eligible areas within the CRA, **structures exclusively used for residential purposes shall be classified as residential structures.**

If remodeling qualifies for an exemption, during the period of the exemption, the exempted percentage of the dollar amount of the increase in market value of the structure shall be exempt from real property taxation. If new construction qualifies for an exemption, during

the period of the exemption, the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located for the purpose of real property taxation.

Section 5. All commercial and industrial projects are required to comply with the state application fee requirements of R.C. Section 3735.672(C) and the local annual monitoring fee of one percent of the amount of taxes exempted under the agreement – a minimum of \$500 up to a maximum of \$2500 annually unless waived.

Section 6. To administer and implement the provisions of this Ordinance, the Director of Economic and Community Development (the “Director”) is designated as the Housing Officer as described in the Act.

Section 7. This Council has heretofore established a “Community Reinvestment Area Housing Council” (the “Housing Council”), which shall be the Housing Council responsible for making an annual inspection of the properties within CRA #5 for which an exemption has been granted under R.C. Section 3735.67. The Housing Council shall also hear appeals under R.C. Section 3735.70.

This Council has heretofore established a Tax Incentive Review Council (the “TIRC”), which TIRC shall review annually the compliance of all agreements involving the granting of exemptions for commercial or industrial real property improvements under R.C. Section 3735.671 and make written recommendations to the Council as to continuing, modifying or terminating said agreement based upon the performance of the agreement.

Section 8. The Director is hereby directed and authorized to send, by certified mail, one copy of this Resolution and the map attached hereto as Exhibit A upon adoption of this Resolution, as required by R.C. Section 3735.66. The Director is also hereby authorized to take any and all actions required by the Act for the establishment of CRA #5 consistent with the requirements of the Act and this Resolution. This Council hereby adopts the Housing Survey in the form currently on file with the Director.

Section 9. The Council hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Council, that all deliberations of this Council and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including R.C. Section 121.22.

Section 10. This Resolution shall take force and effect at the earliest time allowable under law.

Adopted this ____ day of _____, 2023

President of Council

Attest: _____
Clerk of Council

Date filed with the Mayor: _____

Date approved by the Mayor: _____

Mayor

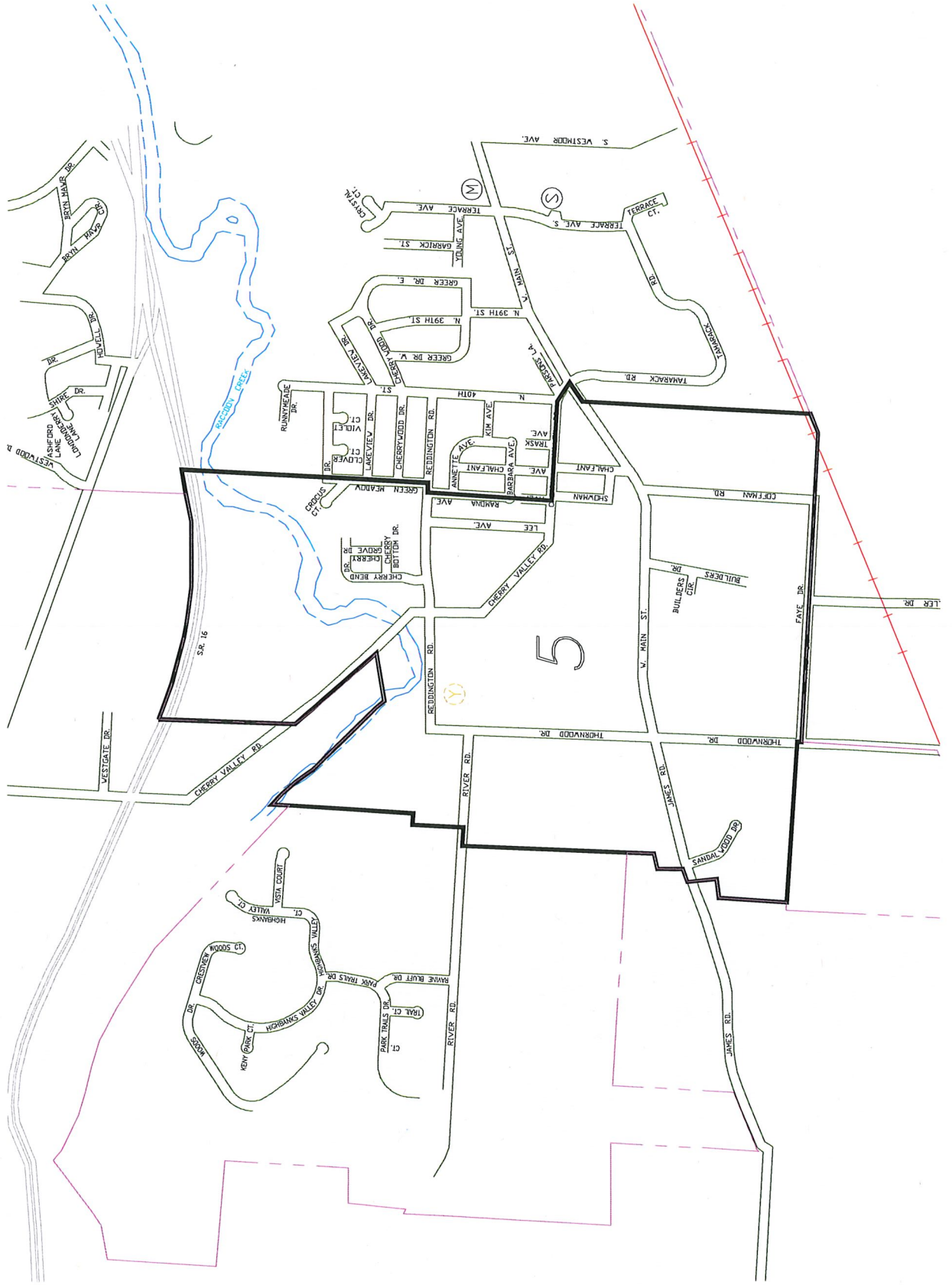
Form Approved: _____
Director of Law

EXHIBIT A

MAP OF CRA #5

(attached hereto)

COMMUNITY REINVESTMENT AREA # 5



RESOLUTION NO: 23-60

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITHOUT COMPETITIVE BIDDING FOR THE PURCHASE OF BODY-WORN CAMERAS WITHIN THE DIVISION OF POLICE AND DECLARING AN EMERGENCY.

WHEREAS, the City of Newark has an opportunity to purchase body-worn camera equipment at significant value to the City due to availability of grant funding; and,

WHEREAS, above conditions concerning the waiver of bidding apply to the current need of City of Newark Division of Police and considerations of interface and compatibility with the current equipment and operating systems in use by the police department; 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 negotiate and enter in contract for the purchase of body-worn cameras on behalf of the Newark Police Department, subject to the appropriation of funds.

Section 2: It is in the best interest of the City and its residents that competitive bidding not be required and it is hereby waived and the Director of Public Service is hereby authorized and directed to negotiate and enter directly into contract with the appropriate body-worn camera supplier.

Section 3: In order to preserve the safety of the citizens of Newark and preserve the public peace as well as meet grant funding deadlines, it is necessary for the purchase of body-worn camera equipment to be made immediately and without delay and, therefore, this Resolution is hereby deemed an emergency.

Section 4: Therefore, this Ordinance shall be effective immediately as provided in Article 4.07 of the Charter of the City of Newark.

Passed this _____ day of _____, 2023.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

Resolution No.23-62 Exp

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 \$75,000.00 (CDBG Recreational Supplies Reddington Road Park)

100.432.5314300	Recreational Supplies Reddington Rd Park CDBG	75,000.00
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Section 2. There is hereby an appropriation of the unappropriated balance of the 661 Sewer Dept. Fund, in the amount of \$100,000.00, (Additional Funding for Biosolids reuse-new contract price increase)

661.713.5241	Sludge Program	100,000.00
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Section 3. There is hereby an appropriation of the unappropriated balance of the 669 Storm Water Utility Fund, in the amount of \$195,875.00 (Salt Barn as required by Ohio EPA Stormwater permit)

669.169.5511	Building Improvement	195,875.00
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Section 4. There is hereby an appropriation of the unappropriated balance of the 260 CD Revolving Loan Fund, in the amount of \$59,336.00 (To cover the costs of minor home repair work for low-moderate income homeowners in the City of Newark)

260.601.5238000	General Services	59,336.00
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Section 5. There is hereby an appropriation of the unappropriated balance of the 231 Probation Grant Fund, in the amount of \$32,740.00 (CCA 2.0 ODRC New Grant 1st Half of FY 2024 7/1/2023-12/31/2023)

231.113.5111	Salaries	16,000.00
231.113.5230	Temporary Services	14,040.00
231.113.5118	Overtime	2,700.00

Section 6. There is hereby an appropriation of the unappropriated balance of the 231 Probation Grant Fund, in the amount of \$51,909.00 (CCA 2.0 ODRC New grant 1st Half of FY 2024 7/1/2023-12/31/2023)

231.113.5238	Service General	15,000.00
231.113.5312	Law Enforcement Supplies	30,212.00
231.113.5319	Misc Supplies	2,750.00
231.113.5220	Travel/Training	1,185.00
231.113.5300	Office Supplies	2,762.00

Section 7. There is hereby an appropriation of the unappropriated balance of the 231 probation Grant Fund, in the amount of \$64,258.69 (CCA 2.0 ODRC New Grant 1st Half of FY 2024 7/1/2023-12/31/2023)

231.113.5111	Salaries	46,799.24
231.113.5122	PERS	5,128.36
231.113.5123	Waived Insurance	4,200.00
231.113.5124	Health Insurance	4,094.28
231.113.5124400	Life Insurance	64.40
231.113.5124110	Dental Insurance	173.64
231.113.5126	Medicare	539.70
231.113.5127	Workers Comp	3,259.07

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 _____, 2023.

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.23-63

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 \$50,000.00 (Representation for Employment Actions

100.114.5238	Services General	50,000.00
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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 _____, 2023.

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.23-64 CI

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 \$59,875.00 (Contingency)

335.121.5299	Contingency	59,875.00
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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 _____, 2023.

President of Council _____

Attest Clerk of Council _____

Date filed with Mayor _____

Date approved by Mayor _____

Mayor _____

Approved as to form Director of Law _____, _____