

February 15, 2024

SERVICE COMMITTEE

February 20, 2024

*Committee and Council Meetings can be viewed by accessing YouTube or Facebook
Following Finance Committee*

Council Chambers

AGENDA

1. Consider **Ordinance No. 24-09** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 15 MESSIMER DRIVE AND 55 SCHAFFNER DRIVE, CITY OF NEWARK, LICKING COUNTY , OHIO, PARCEL TAX ID #054-216684-00.000 AND PARCEL TAX ID #054-216684-00.003 FROM THAT OF GO- GENERAL OFFICE AND MFH- MULTI-FAMILY HIGH RISE ZONING DISTRICT TO MFR-MULTI-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO
2. Consider **Ordinance No. 24-10** AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 359 THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID#054-216606-00.000 FROM THAT OF SINGLE FAMILY RESIDENCE - RL - LOW DENSITY DISTRICT TO AD- AGRICULTURAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO
3. Consider **Resolution No. 24-19** A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACTS, SUBJECT TO THE APPROPRIATION OF FUNDS, FOR VARIOUS CONSTRUCTION PROJECTS.
4. Other items at the discretion of the Chair

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 15 MESSIMER DRIVE AND 55 SCHAFFNER DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216684-00.000 AND PARCEL TAX ID #054-216684-00.003 FROM THAT OF GO – GENERAL OFFICE AND MFH – MULTI-FAMILY HIGH RISE ZONING 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 GO – GENERAL OFFICE AND MFH – MULTI-FAMILY HIGH RISE ZONING 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

DESCRIPTION
APPROVED For Zoning Purposes
By Kevin T. Blaine 2/5/2024
Div. of Engineering
City of Newark, Ohio

DESCRIPTION FOR A 1.498 ACRE TRACT

Situated in the State of Ohio, County of Licking, City of Newark, Third Quarter of Township 2, Range 12, United States Military Lands and being 0.625 acre tract (Parcel Number 054-216684-01.000) of a 4.01 acre tract conveyed to Licking Memorial Hospital Instrument Number 199004120005803 and being 0.873 acres of a 2.322 acre tract (Parcel Number 054-216684-00.003) as conveyed to Licking Memorial Health Systems as in Instrument Number 200711280030483; all references being to those of record in the Recorder's Office, Licking County, Ohio, said **1.498 acre tract** more particularly bounded and described as follows:

Beginning at a 5/8" rebar found at the southeastern corner of said 4.01 acre tract, the southwestern corner of the Schaffner Drive as recorded in Plat Book 13, Page 117, northwest corner of a 1.449 acre tract as conveyed to Licking Memorial Health Systems in Instrument Number 200711280030483;

Thence across said 2.322 acre tract Instrument Number 200711280030483 the following (3) courses and distances;

South 3°21'20" West, 158.54 feet to an iron pin set;

South 10°32'42" West, 31.85 feet to an iron pin set;

North 86°35'02" West, 196.32 feet to an iron pin set;

Thence, **North 3°21'20" East, 369.76 feet** along the easterly line of a 4.726 acre tract as conveyed to MIMG XVII McMillen Woods LLC in Instrument Number 201104120007038 to an iron pin set, passing an iron pin set at 190.15 feet;


Thence, **South 63°03'43" East, 218.56 feet** with what represents a new line along said 4.01 acre tract to an iron pin set, in the westerly Right-of-Way line of Schaffner Drive;

Thence, **South 3°21'20" West, 92.38 feet** along the westerly Right-of-Way line of said Schaffner Drive to the **Point of Beginning** and **containing 1.498 acres** more or less according to a survey made by Verdantas in October of 2023;

The bearings in the above description are based on the Ohio State Plane Coordinates System, North Zone, NAD83.

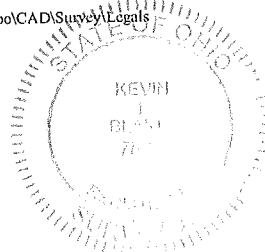
All iron pins set are 5/8-inch diameter rebar by 30-inch length with red identification caps marked "VERDANTAS, 7830".

Subject to all valid and existing easements, restrictions and conditions of record.


Kevin T. Blaine, P.S.
Surveyor No. 7830

October 10, 2023

Z:\Project Files\KA-LZ\LickingDis\18921 - LCBDD Lot Split Combo\CAD\Survey\Legals



ORDINANCE NO. 24-10

BY: _____

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 359 THORNWOOD DRIVE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-216606-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE – RL – LOW DENSITY DISTRICT TO AD – AGRICULTURAL 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 – RL – LOW DENSITY DISTRICT TO AD - AGRICULTURAL 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____.

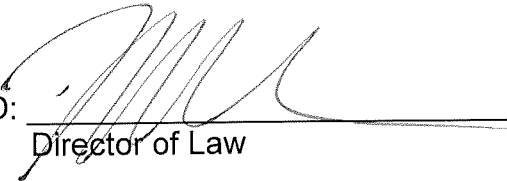
PRESIDENT OF COUNCIL

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

DESCRIPTION APPROVED
JARED N. KNERR
LICKING COUNTY ENGINEER

Approved By BS Feb 08, 2023
0213NK00500000041000

TRANSFERRED

Feb 08, 2023
Michael L. Smith
LICKING COUNTY AUDITOR
SEC 319.902 COMPLIED WITH
MICHAEL L. SMITH
By: SLM 1740.00

InstrID:202302080002347	2/8/2023
Pages:3	F: \$42.00 2:55 PM
Bryan A. Long	T20230003179
Licking County Recorder	

GENERAL WARRANTY DEED
(Survivorship)

Virginia J. Stone nka Virginia J. Hallenbeck, married (Grantor), of Licking County, Ohio, for valuable consideration paid, grants, with general warranty covenants to **Ryan Binning and Jessica L. Binning, husband and wife, for their joint lives, remainder to the survivor of them (Grantees)**, whose tax mailing address is: Ruoff Mortgage, 1700 Magnavox Way, Suite 220, Ft. Wayne, IN 46804, the following real property:

Situated in the State of Ohio, County of Licking, City of Newark and being part of Lot No. 1, 4th Quarter, Township 2, Range 13, USML and bounded and described as follows:

Beginning at a point which is the northwest corner of Lot No. 1;

Thence South 3° 08' 52" West, along the west line of said Lot No. 1, and passing an iron pin at 25.00 feet, 1044.00 feet to a point marked by an iron pin,

Thence South 86° 02' 05" East 231.28 feet to a point marked by an iron pin, said point being the true place of beginning;

Thence North 3° 08' 52" East 548.83 feet to a point marked by an iron pin;

Thence South 86° 02' 40" East, and passing iron pins at 396.32 feet, 620.94 feet, 715.35 feet to a point marked by an iron pin;

Thence South 03° 02' 57" West 200.13 feet to a point marked by an iron pin;

Thence South 86° 01' 20" East, and passing an iron pin at 248.93 feet, 276.01 feet to a point in the centerline of Thornwood Drive;

Thence South 2° 49' 07" West 348.82 feet, along said centerline of Thornwood Drive, to a point;

Thence North 86° 02' 05" West, and passing an iron pin at 25.00 feet, 993.72 feet to the true place of beginning, containing 11.235 acres, more or less.

This description prepared by Richard E. Kohn, Registered Surveyor No. 4626.

Subject to all legal highways, easements, restrictions and right of ways of record.

More commonly known as: 359 Thornwood Drive SW., Newark, OH 43056

Permanent parcel ID #054-216606-00.000

Subject, however, to: (a) taxes and assessments which are not yet due and payable, (b) restrictions and easements, if any, contained of record for said premises, and (c) dedicated streets and highways, (d) zoning ordinances, and (e) all coal, oil, gas and other mineral rights and interest previously transferred or reserved of record, subject to all of which this conveyance is made.

Prior Instrument Reference: Instrument Number 200003030006818, Licking County, Ohio.

David Hallenbeck, spouse of the Grantor, Virginia J. Stone nka Virginia J. Hallenbeck, releases all dower rights therein.

DESCRIPTION
APPROVED *FOR ZONING PURPOSES*
By *Tom R. [Signature]* *2/5/24*
Div. of Engineering
City of Newark, Ohio

RESOLUTION NO: 24-19

BY: _____

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

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

WHEREAS, the Service Committee of Council considered and authorized the submittal of this legislation during its February 20, 2024, meeting; and,

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

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

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

1. 2024 Annual Street Maintenance Projects
2. 2023-24 Annual Concrete Maintenance – Concrete ADA Curb Ramp and Sidewalk Projects
3. Waterworks Road – Horns Hill Road Roundabout
4. Waterworks Dam Spillway Project
5. Waterworks Road Bridge Repairs over North Fork Licking River
6. Stormwater Utility – Small Drainage Projects
7. Riverside Drive Bridge Replacement

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

Adopted this _____ day of _____, 2024.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved By: _____
Law Director

Prepared by the Division of Engineering.

City of Newark
Division of Engineering

MEMORANDUM

TO : Service Committee
FROM : Brian Morehead, City Engineer
DATE : 13 February 2024
RE : Committee Agenda for 2/20/2024

Please allow time on your next agenda to discuss submitting legislation to Council for the following items:

- 1) Legislation to permit bidding and enter into contract for the following projects:
 - a) 2024 Street Maintenance Projects, funded with State Gas Tax funds, License Plate Permissive Tax funds and Capital Improvement funds. The project is planned to begin in Summer 2024 with completion by Fall 2024.
 - b) 2023-24 Concrete Maintenance – Curb Ramps & Sidewalks, using CDBG and Capital Improvements funds. The project will be planned to begin in Summer/Fall 2024 with completion by Spring 2025.
 - c) Waterworks Road – Horns Hill Road Roundabout & Waterworks Dam Spillway. These projects are being designed now to be built in conjunction with each other. We expect bidding in March/April 2024 with completion by September 2024.
 - d) Waterworks Road Bridge Repairs over North Fork Licking River - This project is designed, and we expect bidding in late Fall 2024 with completion by Summer 2025.
 - e) Stormwater Utility - Small Drainage Projects – projects in various neighborhoods that have identified drainage or erosion issues, mostly extensions of piping or grading to correct the problems, planning for the next projects are underway.
 - f) Riverside Drive Bridge / Culvert Replacement – This is a project that will be funded jointly with Owens Corning. The project is planned to begin in Summer 2024 with completion by Fall 2024.

Please let me know if you have any further questions before the meeting.

cc: David Rhodes, Service Director
Roger Loomis – Brandon Fox, Utilities Administrator
Lindsey Brighton, Storm Water Utility
City Engineer
Files 202401, 202302, 202403, 202217, 202220, 202331