

August 21, 2001

Held

This special meeting of the Colerain Township Board of Trustees was called to order at 4:33 p.m., Tuesday, August 21, 2001 by President Diana Lynn Rielage. The Board was in full attendance.

Mr. Corman motioned to appoint Mr. Foglesong acting clerk for the purpose of recording the minutes. Mr. Wolterman seconded the motion.

Mr. Corman	"Aye"
Mr. Wolterman	"Aye"
Mrs. Rielage	"Aye"

#### Continuation of Zoning Case #ZA 2001-02 – Old Savannah

Mr. Spriggs showed a slide presentation of photos of the site from this date.

Mr. Spriggs referred to Miss Bernard's proposal for additional landscaping.

Mr. Corman had a question for clarification on an application for change in plan.

Mr. Reuter responded with clarification that at the request from Mr. Meijerjohn for minor amendment to the final development plan, which was rejected by the Zoning Commission, a major amendment to the final development plan was submitted and therefore required the plan to go through the process.

Mr. Corman questioned if improvements or changes were made prior to submission of amendment to the final development plan. Response was affirmative.

Mr. Wolterman made a request of Miss Bernard to submit a reasonable landscape plan acceptable enough to approve the amended plan.

Mr. Wolterman commended further on the proposal by Miss Bernard. He requested an explanation of the rationale for the proposed landscape plan.

**McLeal Flores, 119 East Court Street, attorney for Miss Bernard** – requested an adequate green barrier between Old Savannah and Miss Bernard's property. As a result of development, an alleged undisturbed area was removed.

Miss Bernard hired a landscaper, Mr. Schroth of White Oak Environmentals Inc. and charged with providing an appropriate green barrier for original undisturbed area.

Mr. Spriggs in a previous meeting read a section of record of that meeting describing the required or suggested plantings for the area in question.

Mr. Flores stated that the purpose today is to discuss a reasonable green buffer.

Mr. Wolterman questioned Miss Bernard & Mr. Flores' agreement to a reasonable barrier.

Mr. Flores stated that a green barrier would provide a buffer and screening for Miss Bernard from the development and relocation of gazebo and the area listed as part C of Miss Bernard's map.

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Mr. Flores and Mr. Schroth of White Oak Environmentals presented such a plan for the areas in question.

**Mr. Jack Scott, attorney representing Mr. Meijerjohn** – suggested that current growth provides a barrier.

Mr. Scott stated that Miss Bernard's proposal exceeded the buffer the Zoning Commission recommended for area A and the area around gazebo, not area C.

Mr. Scott suggested the berm's ability to give lighting protection versus area of planting pines.

Mr. Scott presented a case addressing article 26 of the Zoning text. He stated that Mr. Meijerjohn followed a procedure of including the relocation of the gazebo in the amendment to the final development plan process.

Mrs. Rielage questioned comparing height and diameter of trees is a concern what will be the actual determination of coverage.

Mr. Wolterman stated that the decision by the Board should or could be based on an agreement made between the parties.

Counsels for the parties are to get back to the Board whether the parties have come to an agreement by Monday, August 27, 2001.

Mr. Corman gave further explanation of his previous point regarding the developer's failure to follow proper procedures for changes to the final development plan. He is troubled by the disregard for procedure.

A request was made for a special meeting to be set for ruling on the final development plan at 4:30 p.m. August 30, 2001.

Mr. Corman motioned to approve a special meeting for August 30, 2001 at 4:30 p.m. Mr. Wolterman seconded the motion.

Mr. Corman	"Aye"
Mr. Wolterman	"Aye"
Mrs. Rielage	"Aye"

Mr. Spriggs requested action from the Board regarding the proposal from Lowe's. Plantings and landscaping on Lowe's were submitted by Rosemary Smith and Mrs. Rielage.

Mrs. Rielage questioned the out buildings on the property.

Lowe's property ownership is in agreement to provide a letter approving the minor amendment. Lowe's has agreed to plant 10 trees to provide screening.

Mrs. Rielage stated that Lowe's is not maintaining current landscaping.

Lowe's request to the Board for their approval was to expand the fencing to a larger enclosure, surrounding the seasonal storage area.

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Mr. Corman motioned to approve the seasonal storage fence enclosure with the agreement to the plantings. Mr. Wolterman seconded the motion.

Mr. Corman "Aye"  
 Mr. Wolterman "Aye"  
 Mrs. Rielage "Aye"

Mr. Corman read Resolution #31-01 proclaiming August 25, 2001 Germania Day in Colerain Township.

Mr. Corman motioned to approve Resolution #31-01. Mr. Wolterman seconded the motion.

Mr. Corman "Aye"  
 Mr. Wolterman "Aye"  
 Mrs. Rielage "Aye"

Mr. Foglesong requested the following increase in appropriation: \$1,000,000.00 to line item 2111-760-750-000 to encumber the fire pumpers and the rescue truck.

Mr. Wolterman motioned to approve the appropriation increase. Mr. Corman seconded the motion.

Mr. Wolterman "Aye"  
 Mr. Corman "Aye"  
 Mrs. Rielage "Aye"

Mr. Foglesong requested the following appropriation adjustments:

Fire Department:

\$3,500.00	from	2111-220-599-0000	Other
\$2,000.00	to	2111-220-323-1020	Grounds Maintenance
\$1,500.00	to	2111-220-323-1021	Towing

General Fund:

\$2,000.00	from	1000-110-599-0000	Other
	to	1000-110-342-0000	Postage

Mr. Wolterman motioned to approve the appropriation adjustments. Mr. Corman seconded the motion.

Mr. Wolterman "Aye"  
 Mr. Corman "Aye"  
 Mrs. Rielage "Aye"

At 5:45 p.m., Mr. Corman motioned to adjourn into executive session to discuss discipline of a public employee. Mr. Wolterman seconded the motion.

Mr. Corman "Aye"  
 Mr. Wolterman "Aye"  
 Mrs. Rielage "Aye"

RECORD OF PROCEEDINGS

SPECIAL

Minutes of

Meeting

BARRETT BROTHERS, PUBLISHERS, SPRINGFIELD, OHIO

Form 6101

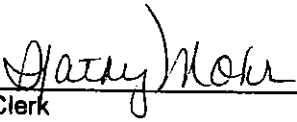
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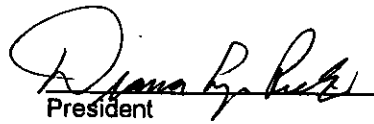
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The meeting reconvened at 6:06 p.m. with no action being taken on the stated purpose for executive session.

There being no further business to be brought before the Board, a motion to adjourn the meeting at 6:07 p.m. was made by Mr. Corman and seconded by Mr. Wolterman.

Mr. Corman	"Aye"
Mr. Wolterman	"Aye"
Mrs. Rielage	"Aye"

  
 Clerk

  
 President