

RESOLUTION NO. 2016 - 147

**A RESOLUTION APPROVING A SITE PLAN FOR THE MARCH FIRST
MANUFACTURING DEVELOPMENT IN SYCAMORE TOWNSHIP AND DISPENSING
WITH THE SECOND READING**

WHEREAS, application (the “Application”) was made by Kevin Kluener of March First Manufacturing LLC (the “Applicant”) on behalf of Contingent Holdings LLC (the “Owner”) for a major adjustment to a Planned Unit Development and approval of a site plan for the real property located at 7885 East Kemper Road, Sycamore Township, Ohio, being Auditor’s Parcel No. 600-0013-0121-00 (the “Real Property”) in Case Number 2016-10MA; and

WHEREAS, the Real Property is located in the “FF”- Planned Light Industrial District; and

WHEREAS, the proposed use of the Real Property requires that the Owners and Applicant obtain approval of the major adjustment to the planned unit development and approval of the site plan; and

WHEREAS, on September 12, 2016, after proper notice having been given, the Sycamore Township Zoning Commission held a public hearing to consider the application for the major adjustment and site plan approval for the Real Property contained within the Application for Case Number 2016-10MA; and

WHEREAS, on September 12, 2016, the Sycamore Township Zoning Commission recommended approval with conditions of the site plan for the Real Property included in Case Number 2016-10MA; and

WHEREAS, on October 6, 2016, after proper notice having been given, the Board of Township Trustees of Sycamore Township held a public hearing to consider the Application for the major adjustment and site plan approval for the Real Property;

NOW THEREFORE, BE IT RESOLVED, by the Board of Township Trustees of Sycamore Township, State of Ohio:

SECTION 1. Subject to the conditions contained on the attached Exhibit A, the site plans, specifications, and renderings submitted in the Application made by the Applicant for the Real Property included in Case Number 2016-10MA and presented to the Board of Township Trustees at its public hearing and meeting held on October 6, 2016 are hereby approved.

SECTION 2. Any use and improvements made to the Real Property which is the subject of this Resolution shall be constructed in strict compliance with the plans, specifications, and renderings submitted in Case Number 2016-10MA,

including the conditions set forth on the attached Exhibit A and the plans and drawings submitted on October 6, 2016 as approved by this Resolution.

SECTION 3.

No Zoning Certificate shall be issued by the Zoning Administrator until:

- A) a Zoning Compliance Plan in compliance with this Resolution has been received and approved by the Zoning Administrator;
- B) all documents submitted for zoning certificates are fully coordinated and consistent with the approved Zoning Compliance Plan;

No building permit for actual construction shall be issued by the Hamilton County Building Commissioner before a Zoning Certificate is received from the Zoning Administrator.

SECTION 4.

No Final Zoning Certificate shall be issued by the Zoning Administrator until the development complies with all requirements contained in this Resolution and the Zoning Compliance Plan and, unless waived by the Zoning Administrator, the following documents are received and approved by the Zoning Administrator:

- A) a summary report from the Hamilton County Engineer certifying that the approved plans and specifications for roadway and access improvements, either on-site or off-site, have been completely implemented, and that required rights-of-way have been dedicated;
- B) a summary report from the developer's registered engineer or surveyor as required by and addressed to the Hamilton County Director of Public Works Department certifying that the approved plans and specifications for storm drainage improvements have been completely implemented; the Director of Public Works shall inform the Zoning Administrator when such letter is received and approved;
- C) a summary report from the Metropolitan Sewer District or Hamilton County Board of Health certifying that the approved plans and specifications for sanitary sewer and waste water treatment have been completely implemented;
- D) a summary report from the registered landscape architect who prepared the plan, certifying completion of the landscape plan, and soil erosion and sedimentation control measures as specified on the approved plan and noting any deviations and the reasons for such deviations;
- E) a summary report from the Sycamore Township Fire Chief certifying that the approved plan and specifications for fire prevention and control have been completely implemented, and
- F) a summary report from the applicant's registered engineer, surveyor or attorney certifying that required easements for access, utilities, or other purposes have been recorded in the Office of the Hamilton County Recorder.

SECTION 5.

All aspects of the development of the Real Property including, but not limited to, drainage, property improvements, lighting, landscaping, and ground cover, as set forth in the plans, specifications, covenants, conditions, requirements and limitations of the Zoning Compliance Plan and contained in this Resolution shall be continually maintained by the owner of the property. Any failure to so maintain the development shall be considered a violation of the Sycamore Township Zoning Resolution and shall be subject to all penalties and remedies thereunder.

SECTION 6.

The Trustees of Sycamore Township upon at least a majority vote do hereby dispense with any requirement that this resolution be read on two separate days, and hereby authorize the adoption of this resolution upon its first reading.

SECTION 7.

This Resolution shall take effect on the earliest date allowed by law.

VOTE RECORD:

Mr. Bishop AYE

Mr. Connor AYE

Mr. Weidman ABSENT

Passed at a meeting of the Board of Township Trustees of Sycamore Township this 18th day of October, 2016.

Absent
Thomas J. Weidman, President

Cliff W. Bishop
Cliff W. Bishop, Vice President

Dennis W. Connor
Dennis W. Connor, Trustee

AUTHENTICATION

This is to certify that this Resolution was duly passed and filed with the Sycamore Township Fiscal Officer, this 18th day of October, 2016.

Robert C. Porter, III
Robert C. Porter, III, Fiscal Officer
Sycamore Township, Ohio

APPROVED AS TO FORM:

R. Douglas Miller
R. Douglas Miller, Law Director

EXHIBIT A

1. The grain hopper bin shall be setback a minimum of six (6) feet from any other structure and a minimum of three (3) feet from any property line.
2. The grain hopper bin shall be screened as shown on the plans submitted.
3. A landscaping plan compliant with the Sycamore Township zoning resolution and indicating buffering along Goldcoast Drive shall be submitted and approved by staff prior to the issuance of a Zoning Certificate.
4. No telecommunication towers shall be permitted on the site.