

Pride ~ Progress ~ Possibilities

**Riverside Municipal Building
5200 Springfield Street, Suite 100
Riverside, Ohio 45431**

May 4, 2023

Council Meeting

6:00 P.M.

City Council

PETER J. WILLIAMS, MAYOR

**MIKE DENNING
APRIL FRANKLIN
BRENDA FRY
ZACHARY JOSEPH
SARA LOMMATZSCH
JESSE MAXFIELD**

Josh Rauch, City Manager

Katie Lewallen, Clerk of Council

Calendar for year 2023 (United States)



January

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Council meetings in aubergine.

Work sessions in pale yellow.

Jan 1 • New Year's Day
Jan 2 • 'New Year's Day' day off
Jan 16 • Martin Luther King Jr. Day
Feb 20 • Presidents' Day
May 29 • Memorial Day

Jun 19 • Juneteenth
Jul 4 • Independence Day
Sep 4 • Labor Day
Oct 9 • Columbus Day
Nov 10 • 'Veterans Day' day off

Nov 11 • Veterans Day
Nov 23 • Thanksgiving Day
Dec 25 • Christmas Day

AGENDA

Please place all cell phones in silent mode before the meeting begins.

RIVERSIDE CITY COUNCIL

**Riverside Administrative Offices
5200 Springfield Street, Suite 100
Riverside, Ohio 45431**

**Thursday, May 4, 2023
Business Meeting 6:00 P.M.**

- 1) CALL TO ORDER
- 2) ROLL CALL
- 3) EXCUSE ABSENT MEMBERS
- 4) ADDITIONS OR CORRECTIONS TO AGENDA
- 5) APPROVAL OF AGENDA
- 6) PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE
- 7) PRESENTATION: Dayton Metro Library Updates, Adam Schwiebert – Government Relations Director
- 8) PROCLAMATION: Municipal Clerks Week, April 30 – May 6, 2023
- 9) MINUTES – Approval of minutes from the April 13, 2023, council work session and the April 20, 2023, council business meeting.
- 10) ACCEPTANCE OF CITIZEN PETITIONS
- 11) DEPARTMENT UPDATES:
 - A) Finance Department
 - B) Administration Department
 - C) Community Development Department
 - D) City Manager Report
- 12) PUBLIC COMMENT ON AGENDA ITEMS
- 13) OLD BUSINESS
 - A) ORDINANCES

*If you need special accommodations to attend this meeting,
please notify the City of Riverside at least 72 hours in advance by calling 937.233.1801.*

- I) **Ordinance No. 23-O-826** – An ordinance amending Chapter 1109 Zoning Development Standards of the Unified Development Ordinance (UDO) of the City of Riverside, Ohio. (2nd reading, public hearing, adoption)
- II) **Ordinance No. 23-O-828** – An ordinance amending the annual salary for the Mayor and Council Members of the City of Riverside, Ohio. (2nd reading, public hearing, adoption)

14) NEW BUSINESS

A) RESOLUTIONS

- I) **Resolution No. 23-R-2842** – A resolution declaring the necessity of assessing numerous real property parcels located in the City of Riverside, Ohio for various types of curb, gutter, and sidewalk repairs.
- II) **Resolution No. 23-R-2843** – A resolution by the Riverside City Council authorizing the assessment of delinquent charges for the cutting and removal of weeds, vegetation, grass and/or debris to be placed on the Montgomery County Property Tax Duplicate.
- III) **Resolution No. 23-R-2844** – A resolution adopting a technical correction to Resolution No. 10-R-1450 to clarify the treatment of multiple unit residential dwellings.
- IV) **Resolution No. 23-R-2845** – A resolution adopting a technical correction to Resolution No. 10-R-1451 to clarify the treatment of multiple unit residential dwellings.

15) PUBLIC COMMENT ON NON-AGENDA ITEMS

16) COUNCIL MEMBER COMMENTS

17) ADJOURNMENT

MINUTES

CALL TO ORDER: Mayor Williams called the Riverside, Ohio City Council Work Session to order at 6:01 pm at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

PLEDGE OF ALLEGIANCE: Mayor Williams led the pledge of allegiance.

ROLL CALL: Council attendance was as follows: Mr. Denning, present; Mrs. Franklin, present; Ms. Fry, present; Mr. Joseph, present; Ms. Lommatzsch, present; Mr. Maxfield, present; and Mayor Williams, present.

Staff present was as follows: Josh Rauch, City Manager; Kathy Bartlett, Public Service Director; Nia Holt, Zoning Administrator; and Katie Lewallen, Clerk of Council.

EXCUSE ABSENT MEMBERS: No members were absent.

ADDITIONS OR CORRECTIONS TO AGENDA: No changes were made to the agenda.

APPROVAL OF AGENDA: Deputy Mayor Lommatzsch moved, seconded by Mr. Joseph, to approve the agenda as presented. All were favor. **Motion carried.**

WORK SESSION ITEMS:

I. Council/Mayor Salary – Mr. Rauch stated since they are unable to index the rate of pay, he has brought forward an ordinance that adjusts their rate of pay according to the inflation adjustments they ran through the Bureau of Labor Statistics. This will take salaries from \$4,000/year for council members to \$8,000/year and the salary from \$6,000/year for mayor to \$12,000/year. This is similar to what peer communities around them have done. The draft language includes text to codify the ordinance within the City of Riverside Codified Ordinances under the Administrative Code referencing the Charter in the event down the road there is question as to how the change in salaries were adjusted. This will be brought forward at the next council meeting. These salaries will go into effect with next elections of each council seat.

II. Table of Organization – Mr. Rauch stated that he has come before them three or four times already with the Table of Organization ordinance that lists out specific position titles, the authorized strength (number of positions) they are allowed to hire up to, the appropriated strength (what there is budgeted for), and a min-max pay range. They have experienced a couple of departures recently, and he is in the midst of restructuring wanting to move and rearrange how some positions report to other positions, possibly invent some new positions, and restructure parts of the organization. He would like to hire an HR Manager as soon as possible as that has been underserved. There are also some positions in public services that are being discussed with Ms. Bartlett. He stated he could continue to bring them an ordinance and continue what

they are doing, but this produces some delay in the process as he cannot hire until the ordinance becomes effective. He prefers to repeal this Table of Organization ordinance as they already have oversight as part of the budget process giving him authority to hire personnel. He cannot exceed this without asking them for more budget money. He added that they are also in the middle of the Class Comp study, and he will bring them a formalized report for them to approve on what their compensation philosophy will be. In the meantime, if they allow the repeal this will allow him to hire personnel and restructure at the speed of business. He stated there is no requirement to adopt a Table of Organization ordinance per the Charter or Administrative Code; it has just been a standard of practice by the council. He wants to repeal this as an emergency given where they are with the need to fill an HR position, especially with other reorganization he would like to do.

Ms. Fry asked if they would still maintain pay ranges for the City. Mr. Rauch stated they would, and the Class Comp will help them establish new pay ranges. Once the study is concluded, and they have the new ranges, he would like to bring them a resolution that lays out Class A, Class B, etc... and then label what class each job falls into. Ms. Fry stated when they approve the budget they would have within that how many personnel are in each position and what the funds pay for. Mr. Rauch stated he intends to have for them within the budget where he can show a staffing table for each department that breaks apart the personnel cost. He plans to put in the budget the dollar figure and the number of positions are connected.

Mr. Joseph has stated he has been for this. He asked with the Class Comp study how that will impact their unions. Mr. Rauch stated they have deliberately structured the Class Comp study to look at every position in the city because they are about to start labor negotiations with each of the unions. He does not want to prejudge the conversations at this point. He doesn't know what that is going to look like, but the intention is to share with the unions the results of the study. This is what they will be using to index on the administrative side; they will carry the same findings into the labor negotiations. But, each one of those will be its own labor negotiation process with a give and take. Mr. Joseph asked if he was looking to have three different columns of positions or more along the lines of a pay scale. Mr. Rauch stated it was more like a pay scale; it depends on the deliverable they get from Clemans; they have not asked them to reinvent a civil service schedule. It is more for what the market rate is for a position and the high and low rate of that position. He added they can have a work session on this as he intends to come to them for a compensation philosophy, where they would like to pay within the range for a position. Mr. Joseph stated that the pay range only covers what they make and not all the other factors like sick time, vacation, insurance, etc... Mr. Rauch stated he did not want to get too far ahead of the Class Comp study. He stated he will prepare the ordinance to repeal and bring it to them at the next meeting.

III. Rohrer Park Structure – Mr. Rauch stated that Rohrer Park Structure building is at a total loss due to the recent fire. The shell could be salvaged, but working with insurance there are two options. First, they will pay them \$250,000 to put the structure back to exactly what was there; or, they will pay them \$210,000 with no obligation to restore the structure. They can apply these funds to another facility or amenity for the park. He recommends they take the money and demolish the structure. They will earmark or reserve those funds for future improvements at Rohrer Park as they had a number of issues with the prior facility as far as break ins. The last time they had a sports use at the facility was about five years ago. Mrs. Franklin stated she agreed with Ms. Fry's comment last week to take the money and find something more functional that works for that neighborhood. Mr. Rauch stated they will reserve the funds and possibly have a future conversation with the Parks and Recreation board and/or Health and Safety commission about what is the best use for that park. Ms. Fry asked what the timetable for that discussion looks like. Mr. Rauch stated they take this to the parks and recreation board the next time they meet and introduce this. Over the long term, they would take the structure down, which will be between \$10,000 - \$20,000. This would leave them with roughly \$175,000 to reserve for a future amenity or improvement at the park. This is something they may want to contemplate as a capital budget. He also wants to reinvent their capital budget process, too, so they have a lot of 'red meat' to plug into that budget process this year. They can have immediate conversation on how to proceed and carry it over into the budget process.

IV. Revised Source Water Protection Code - Ms. Holt introduced Sarah Holod, Wellfield Protection Specialist for Public Health Dayton & Montgomery County, who has been working with the city on the water protection overlay, and now a water protection overlay text amendment. Ms. Holod presented information regarding the Source Water Protection area and it being a national and international model. It is used by the OEPA as a significant case study on how to develop and use a successful source water protection program. The goal of the Source Water Protection Program (SWPP) is to protect and preserve the groundwater resources that supply this region with our source of drinking water. She presented the history of the SWPP and the 1987 Sherwin Williams Fire that sparked initiative for the SWPP. In 1988, the Ohio EPA designated Dayton's well fields as groundwater under the influence recognizing that ground water and surface water interact. This provided additional resources on how they can better regulate and implement groundwater protection strategies. In 2013, the EPA required additional mandates for a water protection overlay. She provided information about the Great Miami Aquifer stating the glacial activity created a sand and gravel aquifer, which is extremely porous and permeable allowing rainwater or contaminants to infiltrate at a rapid rate. It is federally designated as a sole source aquifer as it supplies at least 50 percent of the drinking water consumed in the area overlying the aquifer and may have no alternative drinking water source(s) that could physically, legally, and economically supply all those who depend on the aquifer for drinking water. She stated it serves over 400,000 residents and hold over 1.5 trillion gallons. She presented the new SWPP map.

The protection strategies are extended to businesses in this area making them available for incentives and risk reduction opportunities. She stated the WP Overlay and related revisions satisfies the OEPA's requirements for implementing mandated protective strategies while ensuring the program remains current. The last revision was in 1990. She stated it is important to know and regulate who is going to use the land above the sensitive area. They need to know what will be stored there, the toxicity level, and how Riverside benefits from the business there. She stated once water is contaminated it is difficult and costly to remediate along with chances for re-use decreasing. The amendments enhance the existing program with a multi-barrier approach, additional staff, technical consulting services, and increased groundwater monitoring capabilities. The SWPP was written to promote groundwater risk reduction while encouraging economic development.

Mayor Williams asked if this has been approved by the planning commission. Ms. Holt confirmed that it has. She added that they spent a lot of time finding the balance between protecting groundwater and protecting local businesses. Once approved, the city will send out a letter to businesses letting them know they are in the source water protection area. She stated there are benefits businesses can go to; there is a special box they can get that the fire department is the only one that has a key to it. It is expensive, but the Source Water Fund Board can pay for that. Getting businesses connected to resources where it may be costly, they can find funding for them. Mr. Rauch stated the SWP people are an asset to them. Unlike other communities in the metro, Riverside sits on top of the wells and that increases the complexity and often times difficulty of things like nuisance abatement, property maintenance problems, or illegal activities. He stated that Ms. Holod and her team have been a tremendous help for them along with the relationship with the city and Ms. Holt. He added they are very comfortable with what they will be bringing to them in the near future. Deputy Mayor Lommatzsch stated as they are approving this it is a good time to put information out to the community online and explain some of the Do's and Don'ts of what people should and should not be doing. Ms. Holt stated they have spoken to partners in Dayton as there are resources out there they can put on their website. There are also signs they can get that say, "Entering Sensitive Groundwater Area", and these signs can be paid for by the Fund Board. Mayor Williams stated the Fund Board makes it all worth it because many times people may look at environmental regulations and think they are trying to tell them what they can't do, but they are actually telling them they can help them get there with resources and not put them out. It will also help to educate the business community that this program is critical and get them connected to resources. Discussion continued on the importance of updates and educating the public.

Ms. Fry asked if the change is extending from the red line to the green area. Ms. Holt stated that the water protection area is made up of two areas: the water resource area, and the water protection area. The water protection area is more regulated with restrictions on land use. Ms. Holod does regular inspections in the area. This is the red

line. The WR is the green line that is still monitored. They can ask those businesses there to give them an inventory of the chemicals they have and request inspection, but it is not as strictly regulated. They have regulations on the books for the red area. They are changing the language to be more consistent with the area from Wellfield Protection Overlay into Water Protection Overlay. They are changing some prohibited uses like adding truck terminals as a prohibited use. They are also allowing variances to try and have a balance between the business community and protecting the aquifer. If a business wants to increase their chemicals, they have to first apply to the city, and if they don't like their answer, they must go to the Fund Board to make their case, but they have to have the science behind why they can't have that amount of chemicals on their property. She added that the boundaries did change last year, and the city adopted it. Ms. Holod stated they added the green space. Ms. Fry stated they are now adopting the land use. Ms. Holt stated that was correct.

V. Revised Property Maintenance Code Update – Ms. Holt stated they have worked with Raftelis and their property maintenance staff to conduct a comprehensive review of the City's Property Maintenance Code (Chapter 1331 and 1343). They have been pushing hard the past few years to address property maintenance uses and concerns that residents have. Their hands have been tied by some of the restrictions in the code. Research was looked at in peer cities as well. City staff also reviewed sidewalk standards from other communities in the region to update Chapter 1341. She stated they found that about a third of their violations are repeat offenders. Grass and trash are more than 50 percent of the cases. The new code objectives identify what some of the property maintenance situations are, what is being in compliance and out of compliance with the code, what enforcement mechanisms bring properties into compliance with community standards and aligning sidewalk and curb regulations with current standards in the UDO and clearly stated ODOT requirements for sidewalk construction. She reviewed the key changes: consolidation of Chapter 1331 Property Maintenance Code and 1343 Nuisance Abatement, revision of noxious weeds and vegetation notification requirements, adding a repeat violator section, adding trailers under the Junk and Inoperable Vehicles Section and clarifying such, adding the ODOT standard to the sidewalk and curb section, and clearly identifying who waives the sidewalk requirement by consistently making it planning commissions decision. Mr. Rauch stated the entire revision will be in the packet for the council's review. The legal team and another firm is looking at it as well. They are trying to tighten up their processes. The two chapters talk about a lot of the same things so they are trying to smooth it all out so there is one consistent process. This is fair to the public and not trying to confuse the code but rather trying to clean it up. Mayor Williams asked when it comes to them will it come to them to adopt into Chapter 1331 or 1343 or will it become its own chapter. Mr. Rauch stated they will have an ordinance repealing Chapters 1331 and 1343 and replaces it with a new Chapter 1331 with the revised language. They will take it all out and put a new chapter back in.

VI. CRA Technical Correction for Central and South CRAs – Mr. Rauch stated they have three CRAs: north, central, and south. This is a tool that amounts to a property tax abatement for qualified developments (commercial, residential, industrial, etc...). The districts have already been created, but they have to cut an agreement with any entity that wants to participate in that program. He presented the map of where these districts are. The districts do not overlap with city boundaries at present. He wants to bring a technical correction to them in May that will take the northern CRA and align boundaries better. One example is the proposed development at Union Schoolhouse, which is not in a CRA, but they are interested in participating in one. The second technical correction is in the current draft of the CRA language, it is a bit fuzzy with respect to multi-unit development. In October 2020, council adopted a correction to clarify that for the central district, but they want to have consistency for the other two CRAs as well and create that definition needed for consistency. The process for that is a resolution that would modify the boundaries and adopt the language changes for a new definition.

VII. Development Incentive Requests – Mr. Rauch stated that they have had two requests from developers regarding pursuing CRAs. The first is the proposed Redwood Development at 7544 Union Schoolhouse Road. The estimated impact of the development is a \$15 million investment. The developer in order to bring that development to life has to make some investments related to public infrastructure. One of the biggest is there is a sewer line that goes through there that would need to be relocated in order to accommodate the layout that they'd like to go for to help hit the density requirements and put units on the property. There is also a conservation easement at play, which is adjacent to a wetland. There's also some roadway right of way cleanup that needs to be done as well as utility poles. The estimated cost of making those improvements to those utilities is about \$1.5 million so about 10% of the project. When they look at a request like that, they are trying to think through what procedurally the policy about whether to grant that is. It is, of course, up to council, but the first question he asks is are there any real obstacles to this process-wise or procedure-wise. In order to actually calculate a CRA, they look at the change in property tax value from before and after and then abating a certain cost of that that would go back to the developer. They are not going to know what the potential change or property tax value is until they have a final site plan or a site plan that's very close to final. He stated that the developer is working in that direction so they're continuing to do that homework. The other process obstacle here is that this parcel is not in any CRA at the moment and so in order for them to qualify for one the city would have to change those boundaries as discussed earlier. Mayor Williams asked if altering the boundaries of the CRA council's discretion. Mr. Rauch stated he believed that it was but will verify the process. He believes they adopt a resolution that expands the boundaries set, then notify the Ohio Department of Development of those changes. Mayor Williams stated that they would be changing both the boundaries and the text of the existing CRA. Mr. Rauch stated that was correct. He recommends doing that even if they don't proceed with any incentives with developers just to be consistent for all of the CRAs.

Mr. Rauch stated that for the proposed Redwood development itself the developer's request is that it involve having to move some public utilities, so there is a public expense connection there. The other side of this is that this is infrastructure that the city will not have to own or take care of. They are planned to be private roads. If the city were to accommodate this incentive request, then they would be providing the developer with a funding stream that that they could use to improve the utilities, and the city does not have to take care of the utilities after that. It will be their responsibility. It is relatively low risk. It is not a firm recommendation at this point; he is just sharing the information and something they may be able to entertain. They still need a final site plan to see what it would look like. He cannot tell them right now what it would take to get to this \$1.5 million; he does not know the rate and term needed to get there. They will continue to work on that. The other factor is that this parcel is in the Fairborn School District and is a consideration that council may want to think about as the process moves forward. A brief discussion was held on revenue and how it impacts the school districts.

Mr. Rauch stated they can have discussions with the developer at a future work session should council choose. Mr. Denning stated that if they do this deal, then it will only last 10 years meaning if they collect \$1.2 million that is all they will get, but if they collect \$1.8 million that is to their benefit. Mr. Rauch stated that was correct. That is the difference between a CRA and a TIF. If they did a TIF, they could come up with a separate agreement to redirect the dollars, but a CRA is a straight abatement to them. Mr. Denning stated the magic is determining what the time frame is to get them what they are asking for. Mr. Rauch stated that is what they will work out with the developer. Discussion continued on funding at 75 percent and what entities will get on the development versus no development.

Mr. Joseph asked if they should think of what the schools, what the county, what the city's fiscal impact for those houses are that additional infrastructure build is and to try to net zero and then just wait ten years then to actually start raking in more than what they have before. Mr. Rauch asked him if he was asking can they calculate effectively what the total cost of service is. Mr. Joseph asked for a ballpark figure on how much the county, the schools, and the city be impacted by new development. Then, they would use that to determine when they will cut even after "x" amount of time and wait that period out to get more money. Mayor Williams stated the drawback to him is the way the state law is written and the way they would go about establishing one of the agreements is based on percentages. For example, if the city gave the developer above 75% of any increase in value over a 10 year period, then they would have to give the school board in question fair warning, and they would have to agree to it. If they stay at 75% or below all they have to do is inform Fairborn that they are going to give this tax break. The only hurdle is that whatever number they might come up with internally, it doesn't mean it's going to automatically jive with what it is the state set up with standards for getting everybody's approval. Mr. Rauch stated they had already discussed with the developer the city not wanting to take on added expenses of roads.

Discussion continued on the cost of progress. Mr. Rauch stated when information is more solidified he will bring it back to them.

Mr. Rauch stated the developer who wants to put in multi-family units by Glendean has also requested a CRA or some tax incentive. They do not have any information from the developer as of yet to compare like they did with Redwood. He does not know how much they would need or how that could offset any infrastructure. However, the developer wants to dedicate the infrastructure to the city, which he thinks materially changes the conversation. This is not as cut and dry as a private development. They will see what it amounts to. If council is interested in this developer, he can schedule that, but at this point he does not recommend it as they do not have a lot of information.

VIII. Stormwater Utility Fee Update – Ms. Bartlett stated that their next step is to put together a storm water policy manual that has to include everything that is in the storm water ordinance. She will meet with the city’s engineering firm, CMT, to start the process. Their deadline for that is July 2023. The manual will have information and forms on how to get credit back, rain barrels, and different situations. Mr. Rauch stated he has procured the utility billing module from SSI that he is targeting for second quarter to have that configured. They are following the calendar he laid out last year. He has some preliminary calculations about potential rates and how they can be structured. They will look at the storm water plan generated years ago and the estimated capital costs. They will add some inflation factors as that was from 2016. As they are reorganizing, they will look at what the operating and personnel costs they are going to dedicate to storm water work and how much they can recover through the fee. He may not have a recommendation until December 2023 or even January 2024. They need time to build the operating infrastructure to figure out much they need to collect.

COUNCIL MEMBER COMMENTS: Mr. Denning thanked the fire department for showing up at the Jaycee’s Easter Egg Hunt and doing their part. This is their 43rd year for the event.

ADJOURNMENT: Deputy Mayor Lommatzsch moved, seconded by Mr. Maxfield, to adjourn. All were in favor. The meeting adjourned at 7:15 pm.

Peter J. Williams, Mayor

Clerk of Council

CALL TO ORDER: Mayor Williams called the Riverside, Ohio, City Council Meeting to order at 6:00 p.m. at the Riverside Administrative Offices located at 5200 Springfield Street, Suite 100, Riverside, Ohio, 45431.

ROLL CALL: Council attendance was as follows: Mr. Denning, present; Mrs. Franklin, present; Ms. Fry, present; Mr. Joseph, present; Ms. Lommatzsch, present; Mr. Maxfield, present; and Mayor Williams, present.

Staff present was as follows: Josh Rauch, City Manager; Frank Robinson, Police Chief; Dan Stitzel, Fire Chief; Kathy Bartlett, Public Service Director; Kim Baker, Finance Administrator; Dalma Grandjean, Law Director; and Katie Lewallen, Clerk of Council.

EXCUSE ABSENT MEMBERS: No members were absent.

ADDITIONS OR CORRECTIONS TO THE AGENDA: An amended agenda was presented adding Resolution No. 23-R-2841.

APPROVAL OF AGENDA: Mr. Joseph moved, seconded by Mr. Maxfield, to approve the agenda. All were in favor. **Motion carried.**

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE: Mayor Williams led the pledge of allegiance.

MINUTES: Deputy Mayor Lommatzsch moved, seconded by Mrs. Franklin, to approve the minutes of the April 6, 2023, council business meeting. All were in favor. **Motion carried.**

WRITTEN CITIZEN PETITIONS: Mayor Williams stated that any citizen wishing to speak should fill out a petition form and turn it in to the clerk.

DEPARTMENT UPDATES:

A) Police Department – Chief Robinson stated that Officer Brookshire gave a presentation at St. Helen’s school to all classes and parent-teacher conferences on Internet Safety, E-cigs, and dab safety issues for tweens. There have been some recent issues, and they wanted to get safety information out as soon as possible. He stated that Officer Toscani went to Merrytime Daycare to do some safety training including camera placement and lots. A physical assessment was given this past Saturday to two officer candidates, one passed, the other did not. There is also one lateral officer in the process. They will be doing interviews next Thursday. Their candidate numbers are low right now, but Huber Heights is experiencing the same thing. There is a resolution tonight for a donation of a pick-up truck by Germain Ford for use by the School Resource Officer. Major Jackson and Officer Toscani spearheaded getting this. He stated that

there is a drug box in the police lobby year round; they are participating in the DEA drug takeback this Saturday from 10 am – 2 pm. Anything dropped off during that time on Saturday, the police will drop off to the DEA themselves. All the others that are collected cannot be given to them as this is just a one day takeback done in pounds. He explained that pills are hard to get rid of as they are not easy to destroy. He stated they are working on the Flock cameras. Two are already installed with 13 more to go. He stated that he has had a great time working with Chief Stitzel and wishes him well.

Deputy Mayor Lommatzsch stated there has been expressed concern about the speeding on Spinning Road as it is an alternate route to Woodman, which is currently under some construction. She stated that is a neighborhood and people are trying to back out of their driveways, but cars are flying down the hill. She stated she watched cars coming down the hill at fast speeds at Marblehead and Spinning. She is concerned someone will get hurt. Chief Robinson stated he and the city manager have already discussed this and have a plan in place. They already have the counter out there that also keeps track of speeds. They will then determine the best time for patrol to be out there. They also have a speed trailer they can put out. He reminded them that they only have three people working each shift. There are four shifts with three people working each one; they average over 50 calls each day. He stated he is not making excuses just that it is not easy to get police out there. They are going to use the STEP grant to bring officers in to do some overtime and extra patrol. Deputy Mayor Lommatzsch stated it would be nice to issue some tickets along there and get people's attention because someone will get hurt. As they come over the hill with that grade, drivers who don't normally travel that area may not realize they are in a neighborhood where people are trying to exit their driveways.

Mayor Williams stated he was appreciative of Officer Brookshire coming out to the school. All three of his sons received a talk from him and got three different topics. The message is one they need to hear. Kids may tune out their parents, but Officer Brookshire did a wonderful job connecting with the kids. He stated he was glad Officer Toscani became the school resource officer and is an ambassador for the city in the schools reaching young people. Officer Brookshire is another officer that shows people in our community how they help. It is great for kids to hear from other adults that they trust. Officer Brookshire has earned that trust in a very short time. He thanked the city manager and police chief for making that talk happen at St. Helen's in response to things happening in the world. Chief Robinson stated that both Officer Toscani and Officer Brookshire connect very well with the students.

B) Fire Department – Mr. Rauch stated this is Chief Stitzel's last report for the city. Chief Stitzel stated he is working to get everything transitioned over to the battalion chiefs, so nothing falls through the cracks. He stated it was a hard decision and that he was not looking for this opportunity; it was presented to him. After discussion with his family, they decided it was what would be best for them. He starts in a week. He will

miss all of them and appreciates all they have done and supported the fire department. The crews are also appreciative. He stated the crews are completing their annual EMS protocol evaluations. As mentioned last year, Engine 6 needs its pump rebuilt and parts have come in so it will be out of service for a couple of months. They knew this was coming so they prepared for it financially and encumbered funds to cover it. The new Medic 5 chassis has been delivered to Horton, and they will start to build on it in two weeks. It will be delivered to them in mid-August. Once that is in, the medic fleet will be more resilient and stronger. The other medic and generator that council has approved have been ordered. He is trying to get as many things cleaned up, so there is not a lot to do. He is assigning things to the right battalion chiefs so there aren't any interruptions.

Mr. Maxfield thanked Chief Stitzel for his service and wished him well. Other council members added their thanks. Mr. Denning thanked Chief Stitzel for all he has done in taking the fire department to the next level. Chief Stitzel stated it has been an honor and privilege to serve this community. Mr. Joseph expressed his appreciation and stated that the City of Franklin is getting a huge asset to their city. Mayor Williams stated that he took office right before Covid hit, and what public service and public safety had to encounter and the way they navigated through is nothing short of amazing. It was reflected in the way the community feels about both Chief Stitzel and Chief Robinson and how they run the safety services and how they asked the voters to increase their taxes to support their services. It was overwhelming and an endorsement of what they have done and continue to do. That type of result comes from good leadership. He added the City of Franklin is getting a first class individual and firefighter.

C) Public Service Department – Ms. Bartlett stated they started the right of way acquisition process for one parcel on the Spinning Phase 2 Project at the intersection of Burkhardt and Spinning. They did the final inspection of the US 35 widening finished up last fall. They had a part to make it make sure it was acceptable since it is now the responsibility of Riverside to maintain. She attended the MVRPC Technical Advisory Committee this morning. She stated that contractors have been working on punch list for items on Lynnhaven and Meyer. School zone flashing lights are now fully installed and activated on Valley Street. She added that they have hauled 86 truck loads of salt to Dayton for storage for the summer. They are running the street sweeper in the northern half of the city. She stated that the asphalt box is back as it had been out for repair. They have gotten a little behind on pothole patching because patching with Permapatch®, the cold patch, is not economical and does not last. The box is back, and they can get hot asphalt. They put over eight tons of asphalt on the streets just this week. They will continue with that and maybe work some overtime to get caught up.

Deputy Mayor Lommatzsch stated they are doing a great job with keeping the parks looking wonderful.

D) City Manager Report – Mr. Rauch stated he attended the DDC Fly-In to Washington D.C. earlier this week. He feels it was productive and was acquainted with Senator Vance’s staff. They were able to discuss the road projects that wanted to do near the base. He built some close relationships with colleagues regionally and neighboring cities. They will see what happens over the next couple of months. He will continue to build those relationships as they are a player at the table when it comes to the region and the base. He stated that Chief Stitzel was a real asset when he came on as city manager during a time that was pivotal to the city. He stated Dan has been forthcoming and stated they all work together as a team. He thanked him for his service and stated he knows he will do great things there. He has left a golden standard for what they need to look for in a fire chief.

PUBLIC COMMENT ON AGENDA ITEMS: Mayor Williams stated that no one turned in a form to speak on agenda items.

OLD BUSINESS

A. ORDINANCES

- I) **Ordinance No. 23-O-824 – An ordinance approving the Plan Of Operation and Governance for the Sustainable Ohio Public Energy Council (“SOPEC”) Electric Aggregation Program, for the purpose of jointly establishing and implementing an Electric Aggregation Program. (2nd reading, public hearing, adoption)**

Mr. Denning moved, seconded by Mrs. Franklin, to approve the second reading of Ordinance No. 23-O-824. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing at 6:24 pm. No one came forward to speak. Mayor Williams closed the public hearing at 6:25 pm.

Roll call: Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, yes; Mr. Joseph, yes; Ms. Lommatzsch, yes; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

- II) **Ordinance No. 23-O-825 – An ordinance approving the Plan Of Operation and Governance for the Sustainable Ohio Public Energy Council (“SOPEC”) Natural Gas Aggregation Program, for the purpose of jointly establishing and implementing a Natural Gas Aggregation Program. (2nd reading, public hearing, adoption)**

Mr. Denning moved, seconded by Mr. Joseph, to approve the second reading of Ordinance No. 23-O-825. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing at 6:26 pm. No one came forward to speak. Mayor Williams closed the public hearing at 6:26 pm.

Roll call: Mr. Denning, yes; Mr. Joseph, yes; Mrs. Franklin, yes; Ms. Fry, yes; Ms. Lommatzsch, yes; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

NEW BUSINESS

A. ORDINANCES

- I) **Ordinance No. 23-O-826 – An ordinance amending Chapter 1109 Zoning Development Standards of the Unified Development Ordinance (UDO) of the City of Riverside, Ohio. (1st reading)**

Mr. Rauch stated this ordinance is recommended by the Planning Commissions and contains patch work with respect to the UDO and minor text adjustments to help them move forward.

Deputy Mayor Lommatzsch moved, seconded by Mr. Denning, to approve the first reading of Ordinance No. 23-O-826. The clerk read the ordinance by title only.

Roll call: Ms. Lommatzsch, yes; Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, yes; Mr. Joseph, yes; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

- II) **Ordinance No. 23-O-827 – An ordinance to repeal Ordinance No. 23-O-819, passed February 16, 2023, and declaring an emergency. (1st and 2nd reading, public hearing, adoption)**

Mr. Rauch stated this ordinance repeals the Table of Organization as an exhibit in the ordinances. The principle reason for the emergency request is to hire a human resources manager, which is a critical need for the organization, and it is in the best interest to do so as quickly as possible. He cannot do that until the Table of Organization is either repealed or amended.

Mr. Denning moved, seconded by Mrs. Franklin, to approve the first reading of Ordinance No. 23-O-827. The clerk read the ordinance by title only.

Roll call: Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, yes; Mr. Joseph, yes; Ms. Lommatzsch, yes; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

Mrs. Franklin moved, seconded by Mr. Denning, to suspend the rule that dictate the number of days between the first and second readings.

Roll call: Mrs. Franklin, yes; Mr. Denning, yes; Ms. Fry, yes; Mr. Joseph, yes; Ms. Lommatzsch, yes; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

Mr. Maxfield moved, seconded by Mr. Joseph, to approve the second reading of Ordinance No. 23-O-827. The clerk read the ordinance by title only.

Mayor Williams opened the public hearing at 6:30 pm. No one came forward to speak. Mayor Williams closed the public hearing at 6:31 pm.

Roll call: Mr. Maxfield, yes; Mr. Joseph, yes; Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, yes; Ms. Lommatzsch, yes; and Mayor Williams, yes. **Motion carried.**

III) Ordinance No. 23-O-828 – An ordinance amending the annual salary for the Mayor and Council Members of the City of Riverside, Ohio. (1st reading)

Mr. Joseph moved, seconded by Mrs. Franklin, to approve the first reading of Ordinance No. 23-O-828. The clerk read the ordinance by title only.

Ms. Fry stated that she is planning to vote no. The basis of her reservation is that while it is a fair salary, the timing is just off. She is aware that they don't have a road levy for residential roads and from her perspective that anything done that might undercut the faith of the citizens in council. She believes the timing could be better.

Roll call: Mr. Joseph, no; Mrs. Franklin, yes; Mr. Denning, no; Ms. Fry, no; Ms. Lommatzsch, no; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion failed.**

A. RESOLUTIONS

I) Resolution No. 23-R-2838 - A resolution declaring miscellaneous Public Service Department equipment to be surplus and no longer needed for city purposes and authorizing its sale by sealed bid, a broker, direct sale to a public entity, or auction.

Deputy Mayor Lommatzsch moved, seconded by Mrs. Franklin moved, to approve Resolution No. 23-R-2838.

All were in favor. **Motion carried.**

II) Resolution No. 23-R-2839 – A resolution authorizing the city manager of the City of Riverside, OH, to enter into preliminary consent legislation with the Ohio Department of Transportation for the rehabilitation of Spinning Road Phase 2 (Eastman to Burkhardt).

Deputy Mayor Lommatzsch moved, seconded by Mr. Joseph, to approve Resolution No. 23-R-2839.

All were in favor. **Motion carried.**

III) Resolution No. 23-R-2840 – A resolution authorizing the City to join the Sustainable Ohio Public Energy Council (“SOPEC”).

Mr. Rauch stated this resolution is the final piece they need in order to actually join SOPEC. The ordinances establish the aggregation program; this resolution allows them to become members of SOPEC as an organization.

Mr. Denning moved, seconded by Mrs. Franklin, to approve Resolution No. 23-R-2840.

All were in favor. **Motion carried.**

IV) Resolution No. 23-R-2841 – A resolution authorizing the city manager to enter into an agreement with Germain Ford for the temporary donation of a F-150 for a period of four years for the use of the School Resource Officer.

Mr. Joseph moved, seconded by Mrs. Franklin, to approve Resolution No. 23-R-2841.

Ms. Fry thanked the city manager and the law director for reviewing the memorandum and embedding it. She would not be comfortable with a large donation to the police department without the parameters that have been included. It allows them to accept this graciously. Discussion was held on how it will be identified as both a police vehicle and a donated Germain Ford vehicle.

All were in favor. **Motion carried.**

PUBLIC COMMENT ON NON-AGENDA ITEMS: No one came forward to comment.

COUNCIL MEMBER COMMENTS: Ms. Fry stated there is a blood drive on Monday. She stated they are low on registered donors as many people are on spring break or vacation. There are four more spots to hit the goal, but it would be nice to go above and beyond to replenish the blood supply. Anyone can sign up by going to donortime.com and search for City of Riverside. She added that April is Child Abuse Awareness and Prevention month, Sexual Assault Awareness and Prevention month, and Autism Acceptance month. She stated they all point to violence in the community, violence against children, in relationships, violations of the person, and with regards to autism a lot of the acceptance points to the kind of aggression directed towards people who are different. It is important that when thinking of child abuse or sexual assault, people tend to think of extreme cases. However, violence begins in the home with very little things.

Evidence points to the violent actors in the community started in the home. They should take a moment to think of the small ways that may have been inherited on ways of dealing with children or the opposite gender and look for ways to move the violence from everyday actions. The more they can make people less tolerant of violence, the more they can move the needle on these issues.

Deputy Mayor Lommatzsch stated for the first time in 20 years in donating blood she received an email from them thanking her and telling her where her blood went, Kettering Medical Center. She thinks that is wonderful knowing where it went.

Mayor Williams encouraged everyone who is able to vote to do so; the school levy, Issue 12, is on the ballot. Early voting is open now. There are a number of polling stations in the city and where to vote can be found on the Montgomery County Board of Elections website. He stated this has been something he is personally involved in and thanked the people who invited him to be a part of the effort. There is a need for strong schools in the community as Mad River Local is the largest school district in the community as well as largest employer in the community. Everyone benefits by supporting the schools whether they have a child in school or not. He stated the community is getting a lot of things done with roadways getting done, new businesses, a new Kroger. It would be a shame to not continue that momentum with Issue 12. The last levy the Mad River schools passed was in 2011. It was to last only five years, but they were able to through good financial stewardship continue that level until now. It is time to ask the community for support. Mad River Local spends less per pupil than the state average, and they pay less on staff than the state average. He encouraged everyone to vote if they can on May 2, 2023, and to vote early, if possible. He stated that April is also the month of the military child. Earlier this month, Beverly Gardens had a special visitor celebrating military children, the First Lady. He found out last week that St. Helen's is the newest purple star school in the state of Ohio. That means in Riverside every one of the Mad River Local Schools, every grade school, middle school, and high school is purple star status. St. Helen's has joined those ranks and Carroll high school is in those ranks. He stated this community supports military families through their schools better than any community in Ohio. It is a credit to how the community values these families. It isn't just a person who serves; it is the family that serves. He is glad they are in a city where those children's needs are being met academically and socially. This sets Ohio apart from many other parts of the country. This does not go unnoticed.

Mr. Denning motioned, seconded by Mrs. Franklin, to bring back Ordinance No. 23-O-828 for reconsideration. He stated they are allowed to bring back legislation as long as it is from a person who was on the prevailing side.

Roll call: Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, no; Mr. Joseph, no; Ms. Lommatzsch, no; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

Thursday, April 20, 2023

Mr. Denning motioned, seconded by Mrs. Franklin, to approve the first reading of the reconsidered Ordinance No. 23-O-828. The clerk read the ordinance by title only.

Roll call: Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, no; Mr. Joseph, no; Ms. Lommatzsch, no; Mr. Maxfield, yes; and Mayor Williams, yes. **Motion carried.**

EXECUTIVE SESSION: Mr. Denning moved, seconded by Mrs. Franklin Mr. Denning, to go into Executive Session for the following: 103.01(1) Unless the City employee or official requests a public hearing; to consider the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a city employee or official or the investigation of charges or complaints against a City employee or official; and 103.01(3) Conferences with any attorney representing the City as counsel, concerning disputes involving the City, its council, boards, commissions, officials and employees that are the subject of pending or imminent court action or discussions of any matters which are properly covered under the attorney-client privilege as recognized by the law of Ohio. Roll call went as follows: Mr. Denning, yes; Mrs. Franklin, yes; Ms. Fry, yes; Mr. Joseph, yes; Ms. Lommatzsch, yes; Mr. Maxfield, yes; and Mayor Williams, yes. Council went into executive session at 6:54 pm.

RECONVENE: Council reconvened at 7:13 pm.

ADJOURNMENT: Mrs. Franklin moved, seconded by Mr. Denning, to adjourn. All were in favor. **Motion carried.** The meeting adjourned at 7:13 pm.

Peter J. Williams, Mayor

Clerk of Council

CITY COUNCIL CALENDAR

2023 COUNCIL CALENDAR

April 6, 2023

- Monthly Update: Finance, Administration, Community Development, and CM Report
- Proclamations: Fair Housing Month; National Arab American Heritage Month
- Ordinance: Codification of Riverside Code (2nd reading)
- Ordinance: Supplemental (2nd reading)
- Ordinance: Electric Aggregation Plan of Governance (1st reading)
- Ordinance: Natural Gas Aggregation Plan of Governance (1st reading)
- Resolution: Medic Purchase
- Resolution: Flock Camera Grant Implementation
- Resolution: Electrical Service for WP
- Resolution: Generator Purchase
- Executive Session: Litigation, Personnel, Property

April 13, 2023 – Work Session

- Council/Mayor Salary
- Table of Organization
- Revised Source Water Protection Code Update
- Revised Property Maintenance Code Update
- CRA Technical Correction for Central and South CRAs
- Development Incentive Requests
- Rohrer Park Pavilion

April 20, 2023

- Monthly Update: Police, Fire, Public Services, and CM Report
- Ordinance: Electric Aggregation Plan of Governance (2nd reading)
- Ordinance: Natural Gas Aggregation Plan of Governance (2nd reading)
- Ordinance: Water Protection Overlay District Amendment (1st reading)
- Ordinance: Elected Official Salaries (1st reading)
- Ordinance: TO Changes
- Resolution: SOPEC
- Resolution: Surplus Property
- Resolution: Spinning Road Participatory ODOT

May 4, 2023

- Monthly Update: Finance, Administration, Community Development, and CM Report
- Presentation: Dayton Metro Library, Adam Schwiebert – Government Relations Director
- Ordinance: Elected Official Salaries (2nd reading)
- Ordinance: Water Protection Overlay District Amendment (2nd reading)
- Resolution: Grass Assessment (Tom)
- Resolution: Necessity for Assessments (Lynnhaven/Meyer Curb/Gutter)
- Resolution: Technical Correction to Central CRA
- Resolution: Technical Correction to Southern CRA

2023 COUNCIL CALENDAR

May 11, 2023 – Work Session

- Mad River Peewee Football Agreement
- Shellabarger Park Use Agreements
- Stormwater Utility Fee Update
- Land Use Plan Update (MKSK)

May 18, 2023

- Monthly Update: Police, Fire, Public Services, and CM Report
- Proclamation: Mental Health Awareness Month
- Resolution: Code Violations Assessment
- Executive Session: Property

June 1, 2023

- Monthly Update: Finance, Administration, Community Development, and CM Report
- Ordinance: Supplemental (1st Reading)
- Resolution: 2023 Crack Seal (Kathy)
- Resolution: 2023 Paint Striping (Kathy)

June 8, 2023 – Work Session

June 15, 2023

- Monthly Update: Police, Fire, Public Services, and CM Report
- Ordinance: Supplemental (2nd Reading)
- Resolution: Street Lighting (Chris)

July 13, 2023 – Work Session

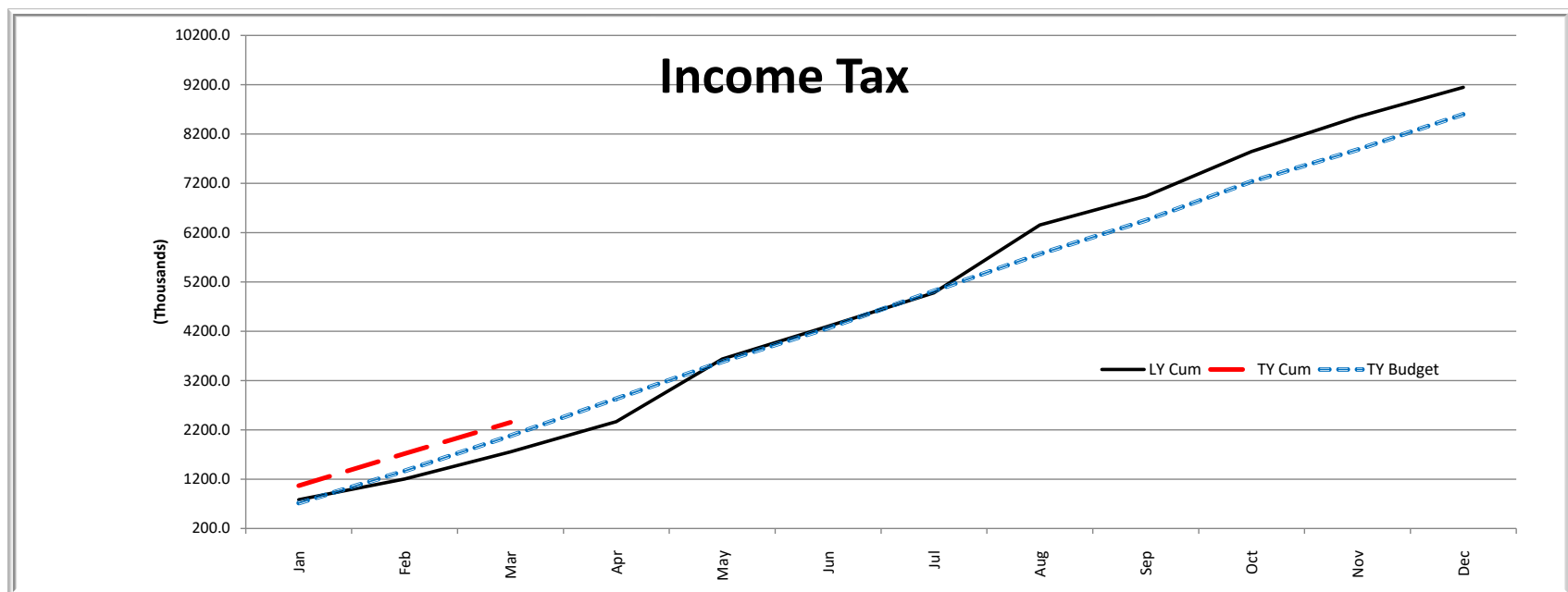
July 20, 2023

- Monthly Update: Finance, Administration, Community Development, and CM Report

August 3, 2023

- Monthly Update: Police, Fire, Public Services, and CM Report
- Ordinance: Street Lighting (1st Reading)
- Ordinance: Development Procedures Update (1st reading)

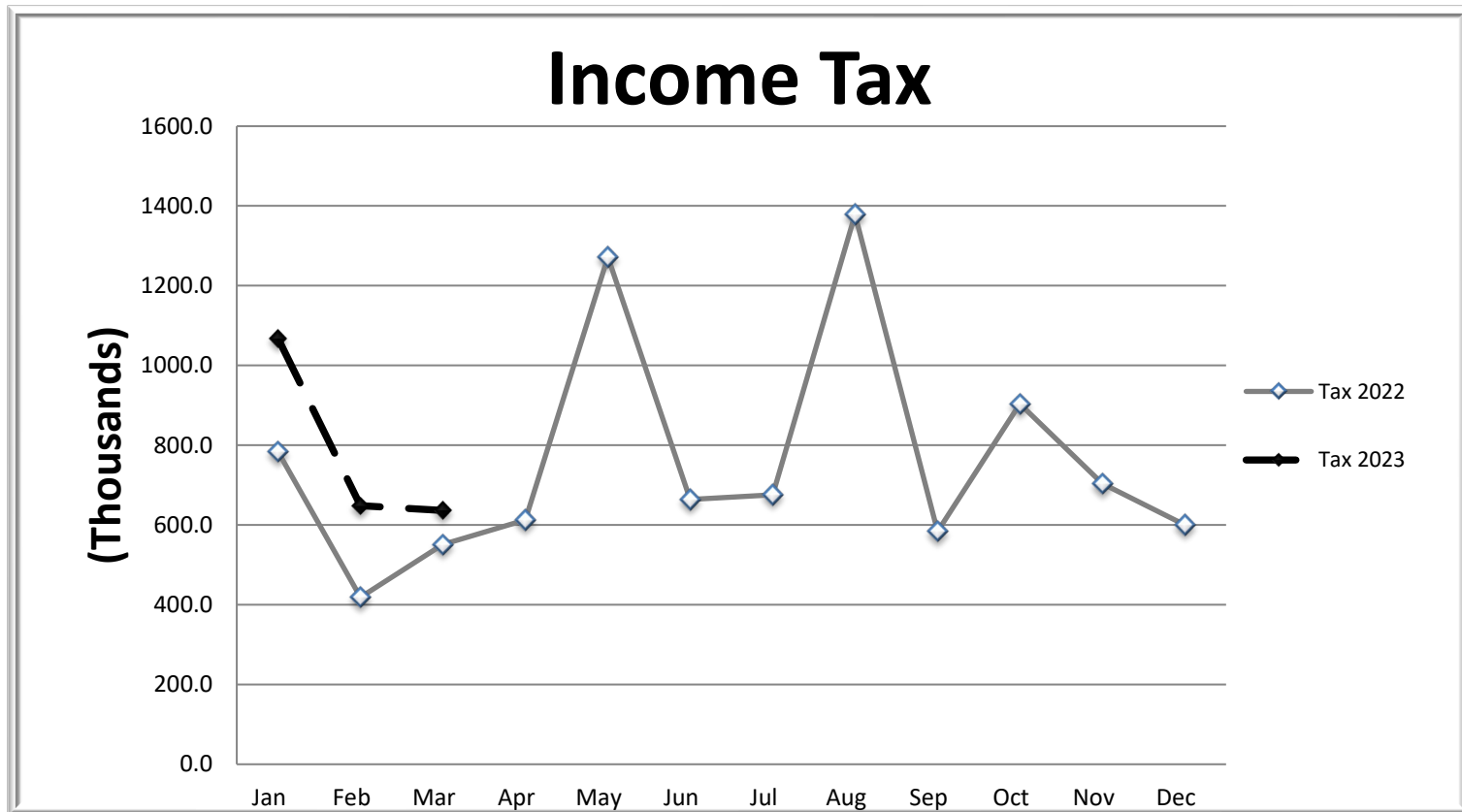
FINANCIAL REPORT



Month	Target	Tax 2022	Tax 2023	LY Cum	TY Cum	TY Budget	Variance
Jan	716.7	783.7	1068.0	783.7	1068.0	716.7	\$351.34
Feb	648.4	418.7	648.3	1202.4	1716.3	1365.1	\$351.23
Mar	716.7	550.7	636.4	1753.1	2352.7	2081.8	\$270.93
Apr	750.8	612.9		2366.0		2832.6	
May	750.8	1272.0		3638.0		3583.4	
Jun	682.5	664.1		4302.1		4265.9	
Jul	750.8	675.6		4977.7		5016.7	
Aug	750.8	1378.4		6356.1		5767.5	
Sep	682.5	583.7		6939.8		6450.0	
Oct	784.9	903.8		7843.6		7234.9	
Nov	648.4	703.6		8547.2		7883.3	
Dec	716.7	600.1		9147.3		8600.0	
YTD	8,600.0	9,147.3	2,352.7				

Values in 1,000s

Riverside Income Tax



LEGISLATION

MEETING DATE: May 4, 2023

AGENDA ITEM: Old Business

TO: Riverside City Council

FROM: Nia Holt, Zoning Administrator

SUBJECT: Ordinance No. 23-O-826 – An ordinance amending Chapter 1109 Zoning Development Standards of the Unified Development Ordinance (UDO) of the City of Riverside, Ohio.

EXPLANATION:

The City of Dayton developed and implemented the Source Water Protection Program (SWPP) through a 1985 Memorandum of Understanding with the Ohio EPA. In 1989, Mad River Township (now the City of Riverside) became a member of the SWPP. The City of Riverside adopted the original Wellfield Protection (WP) Overlay in 2017, as part of a series of text amendments. The goal of creating the overlay district and the corresponding regulations was to protect the region's groundwater supply against contamination.

The WP Overlay covers the 1-year time of travel boundary (areas closest to the wells). The name of the overlay will be changed from *Wellfield Protection* to *Water Protection* to remain consistent with the terminology used throughout the region. The City of Dayton and Harrison Township have undertaken recent revisions to their Water Protection regulations. The proposed text amendment builds on the current regulations while modeling language from both communities and tailoring the regulations to suit the City of Riverside. The proposed revisions support the businesses located in the Source Water Protection Area while protecting the ground water. The new language also aligns with the Comprehensive Land Use Plan.

RECOMMENDATION

It is respectfully recommended that the Mayor and City Council approve the attached ordinance.

FISCAL IMPACT

None

SOURCE OF FUNDS

N/A

23-O-826

AN ORDINANCE AMENDING CHAPTER 1109 ZONING DEVELOPMENT STANDARDS OF THE UNIFIED DEVELOPMENT ORDINANCES (UDO) OF THE CITY OF RIVERSIDE, OHIO.

WHEREAS, the City of Riverside Planning Commission has recommended amending the Unified Development Ordinance Chapter 1109 Zoning Development Standards and adding a section for the Water Protection (WP) Overlay District; and

WHEREAS, the Planning Commission has held at least one public hearing thereon, after notice of the time and place thereof had been given as required by law; and

WHEREAS, the Council of the City of Riverside, Ohio, has held a public hearing thereon after notice of the time and place thereof had been given as required by law.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RIVERSIDE, STATE OF OHIO:

Section 1: That Chapter 1109 Zoning Development Standards of the Unified Development Ordinances be amended as stated in “Exhibit A” of this Ordinance.

Section 2: This Ordinance shall take effect and be in full force from and after the earliest date allowed by law.

PASSED THIS DAY OF _____.

APPROVED:

MAYOR

ATTEST:

CLERK

CERTIFICATE OF THE CLERK

I, _____, Clerk of the City of Riverside, Ohio, do hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance No. 23-O-826 passed by the Riverside City Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day _____.

CLERK

1109.05 - Overlay zoning district standards.

A. *Mixed Use.*

1. *Purpose.* The Mixed Use Overlay District is meant to encourage medium density mixed use development with a required above grade residential or office component, pedestrian friendly site design, and an urban street character, in order to increase pedestrian traffic, reduce vehicular traffic, promote innovative use of space, promote energy efficient design, conserve land, and accommodate a range of compatible land uses through appropriate site design. Mixed Use Overlay Districts are intended to provide areas in which a variety of housing types exist among neighborhood serving commercial and institutional uses and employment opportunities.

The Mixed Use Overlay District encourages the development of compact, pedestrian scaled, mixed use neighborhoods and commercial centers. It is also intended to help advance revitalization initiatives along commercial corridors and recognizes the market demand for new residential and commercial development within compact, pedestrian friendly districts. Mixed Use zoning is intended to work in conjunction with the proactive development of pocket parks and plazas, open spaces, and the creation of public spaces within the districts. Mixed Use zoning can support commercial corridor redevelopment plans and urban design guidelines or standards that require high quality development that is consistent with the character of the district. It specifically discourages those uses that promote a strip center development pattern, promote idle land and over parking, and detract from the image enhancement intentions of this district. A Mixed Use Overlay District may overlay several base districts. The Mixed Use Overlay Districts include Residential and Business.

2. *Permitted Land Uses.* The uses permitted in each underlying district are limited to the boundaries of that district, and the regulations of the underlying district shall govern, except where additional uses are expressly allowed under this section.
3. *Description and Intent.*
 - a. The intent of the Mixed Use Overlay Districts is to permit the coordinated development and redevelopment on larger sites in order to achieve the following:
 - 1) Flexibility in the regulation of land development allowing for higher quality of design through innovation in land use, variety in design, layout, and type of structures.

- 2) Provide the opportunity to mix compatible uses.
 - 3) Protect significant natural features which the property owner and City of Riverside wish to preserve.
 - 4) Allow clustering of residential units to preserve common open space and natural features.
 - 5) Ensure compatibility of design and function between neighboring properties.
 - 6) Promote efficient provision of public services, utilities and transportation facilities.
 - 7) Provide convenient vehicular access throughout the development and minimizing adverse traffic impacts.
 - 8) Provide complete non-motorized circulation to, from and within developments.
 - 9) Provide adequate housing and employment.
 - 10) Encourage development of convenient recreational facilities as an integral part of residential developments.
 - 11) Ensure various land uses and building bulk will relate to each other and to adjoining existing and planned uses in such a way that they will be compatible, with no material adverse impact of one use on another.
 - 12) Encourage development and redevelopment that is consistent with the goals stated within the City of Riverside Comprehensive Plan.
 - 13) Eliminate or reduce the degree of nonconforming uses or structures.
- b. These Overlay regulations are not intended to be used for circumventing the more specific standards and requirements of this Ordinance, or the planning upon which they are based. Rather, these provisions are intended to result in development that is substantially consistent with the zoning requirements as generally applied to the proposed uses, but with specific modifications that, in the judgment of the City of Riverside, assure superior quality. If this improved quality is not clearly apparent upon City of Riverside review, a site shall not qualify for the modifications allowable under this chapter.
4. *Types of Mixed Use Overlay Districts.*
- a. *Neighborhood Transitional Overlay District.*
- 1) *Uses.* A Neighborhood Transitional Overlay District shall include a mixture of uses that are considered to be consistent with the Comprehensive Plan. A minimum of 60 percent of the Neighborhood Transitional Overlay District area shall be occupied by residential or recreational uses. The remainder of

district shall contain business uses.

- 2) *Dimensional Requirements.* Except as may otherwise be permitted by this chapter, all area and bulk dimensional standards shall comply with those of the respective zoning district. Any regulatory modification shall be approved through a finding that the deviation shall result in a higher quality of development than would be possible using standard zoning requirements.
- 3) *Parking.* To encourage a true integration of mixed uses and improved efficiency in land use, an overlap in parking requirements may be permitted between uses that have alternating peak parking demands or where the mixture of uses on a site would result in multipurpose trips.
- 4) To encourage flexibility and creativity consistent with the intent of the Mixed Use Overlay District, specific departures may be permitted from the requirements of the Zoning Ordinance. Any regulatory modification shall be approved through a finding that the deviation shall result in a higher quality of development than would be possible using standard zoning requirements.

b. *Heavy Commerce Overlay District.*

- 1) *Uses.* A minimum of 60 percent of the area of the site, exclusive of public rights-of-way, shall contain commercial, retail, service, and office uses including areas required for setbacks, storm water facilities, and parking associated with those uses. The remainder of the site may contain industrial uses.
- 2) *Driveway Access and Circulation.*
 - A) Access to the commercial uses shall be limited to one major entrance along any arterial road, excluding an entrance designed solely for truck traffic. Additional access points shall only be considered if spaced at least 500 feet apart and a traffic impact study demonstrates overall traffic operations and safety will be improved.
 - B) Main access points shall be spaced from existing signalized intersections to ensure proper spacing and efficient flow of traffic if the main access point is signalized in the future.
 - C) The site design shall direct traffic flow to use the main access points. Stacking or queuing depth at site access points shall be sufficient to accommodate expected peak hour volumes without conflict to

inbound or internal circulation. Interior drives shall provide circulation between uses.

- 3) *Dimensional Requirements.* Except as may otherwise be permitted by this chapter, all area and bulk dimensional standards shall comply with those of the respective zoning district. Any regulatory modification shall be approved through a finding that the deviation shall result in a higher quality of development than would be possible using standard zoning requirements.
- 4) *Parking.* To encourage a true integration of mixed uses and improved efficiency in land use, an overlap in parking requirements may be permitted between uses that have alternating peak parking demands or where the mixture of uses on a site would result in multipurpose trips.

To encourage flexibility and creativity consistent with the intent of the Mixed Use Overlay District, specific departures may be permitted from the requirements of the Zoning Ordinance. Any regulatory modification shall be approved through a finding that the deviation shall result in a higher quality of development than would be possible using standard zoning requirements.

~~c. *Well Field Protection (WP) Overlay District.*~~

- ~~1) *Preamble.* The "WP" Well Field Protection Overlay District is designed to safeguard the public health, safety and welfare of citizens and institutions that are customers of public water supplies by regulating the land use and the storage, handling, use and/or production of regulated substances within the well field protection areas, adjacent to any existing or proposed public wells, within the City of Riverside. The intent of this designation is to protect the region's potable water supply against contamination.~~
- ~~2) *Applicability of Well Field Protection Overlay District to Underlying Zoning Districts.* The provisions of this zoning overlay district shall be applicable to all lands shown as being located within the boundaries of the "WP" Well Field Protection Overlay District on the zoning map and shall be supplemental to the regulations of the underlying zoning district. Where the requirements of this zoning overlay district are in conflict with the regulations of the underlying district, the more restrictive regulations shall apply.~~
- ~~3) *Determination of Applicability.* It shall be the responsibility of any person~~

~~owning real property and/or owning or operating a business within Riverside to make a determination of the applicability of this zoning overlay district as it pertains to the property and/or business under his/her ownership or operation and his/her failure to do shall not excuse any violations of this zoning overlay district.~~

- ~~4) *Permitted Principal Uses.* The permitted principal uses allowed within the "WP" Well Field Protection Overlay District shall be those of the underlying zoning district, provided they meet all requirements of this overlay zoning district. Uses not specifically mentioned are not permitted.~~
- ~~5) *Permitted Accessory Uses.* The accessory uses allowed within the "WP" Well Field Protection Overlay District shall be those of the underlying zoning district, provided they meet all requirements of this overlay zoning district. Uses not specifically mentioned are not permitted.~~
- ~~6) *Conditional Uses.* The following conditional uses subject to approval in accordance with Section 1105.09.F:
 - ~~A) The conditional uses allowed within the "WP" Well Field Protection Overlay District shall be those of the underlying zoning district, provided they meet all requirements of this zoning overlay district in addition to any applicable requirements established for the underlying zoning district.~~
 - ~~B) Mineral excavation, extraction, mining, or processing of sand, gravel, limestone, or other minerals in accordance with the following:
 - ~~(1) All applicable provisions of Section 1109.05.B.10. and the approval of an excavation and facilities plan that includes, but is not limited to:
 - ~~(a) An existing site plan with topographic detail at two foot contour intervals, all planimetric information, depth to groundwater and floodplain characteristics where applicable.~~
 - ~~(b) The proposed extent and depth of excavations.~~
 - ~~(c) Slope angle of excavation walls (any final slopes shall be at the angle of repose for the remaining material).~~
 - ~~(d) Use and disposition of the soils and/or overburden from the excavations including a landscaping and vegetation plan to stabilize any disturbed material.~~~~~~~~

~~(e) Surface Drainage Plan:~~

- ~~i. Drainage into on site excavations from proximate off site transportation facilities such as roadways and roadbeds and off site watercourses is prohibited unless the applicant provides a plan which otherwise protects the excavations from offsite waterborne regulated substances.~~
- ~~ii. The final on site grading shall minimize all surface drainage into the excavations.~~

~~(f) A post excavation and operation land use plan.~~

~~(g) A security plan. Unauthorized access shall be strictly prohibited as long as any excavations remain on site.~~

~~7) *Specific Prohibited Uses.* Sanitary waste facility, sanitary waste processing facility, hazardous waste facility, hazardous waste processing facility, landfills, landfills composed of demolition debris and dry wells and underground storage tanks are prohibited within the "WP" Well Field Protection Overlay District.~~

~~8) *Groundwater Protection Standards.*~~

~~A) *Regulated substances maximum quantities.* Use of regulated substances in conjunction with permitted and conditional uses in this zoning overlay district shall be limited as follows:~~

- ~~(1) *Aggregate of Regulated Substances.* The aggregate of regulated substances in use may not exceed 20 gallons or 160 pounds at any time.~~
- ~~(2) A limited exclusion from the provisions of Section 1109.05.A.4.c.8)A)(1) is authorized for onsite storage of a maximum one year supply of regulated substances which are agricultural chemicals to be used for routine on site agricultural operations provided such substances are stored in standard approved packaging and such substances are applied to cropland under Best Management Practices as indicated by soil tests, the Ohio State University Cooperative Extension Service, the Soil and Water Conservation District and label directions approved by the United States Environmental Protection Agency and the Ohio Department of Agriculture. This limited exclusion also applies to the application of agricultural chemicals to cropland where such chemicals are brought in from locations outside of the Well Field Protection Overlay District. This provision does not exempt such agricultural~~

~~chemicals either stored on site or brought in from other locations from the inventory reporting, spill reporting and underground storage protection requirements of the Well Field Protection Overlay District.~~

~~B) *Limited exclusions to quantity restrictions.* Limited exclusions from the provisions of Section 1109.05.A.4.c.8)A)(1) are authorized for:~~

~~(1) *Non-routine Maintenance or Repair of Property or Equipment.* The use of regulated substances under this exclusion shall be limited to:~~

~~The aggregate of regulated substances in use may not exceed 50 gallons or 400 pounds at any time.~~

~~(2) *Medical and Research Laboratory Use.* Excluded regulated substances shall be stored, handled or used in containers not to exceed five gallons or 40 pounds of each substance and the aggregate inventory of regulated substances shall not exceed 250 gallons or 2,000 pounds.~~

~~(3) *Cleaning Agents.* Excluded regulated substances which are cleaning agents shall be packaged for personal or household use or be present in the same form and concentration as a product packaged for use by the general public. The aggregate inventory of such cleaning agents shall not exceed 200 gallons or 1,600 pounds at any time. In no case shall regulated substances claimed under this exclusion include chlorinated solvents and non-chlorinated solvents which are capable of being derived from petroleum or coal tar.~~

~~C) *Underground accessory storage of fuel and lubricants.* With the exception of residential use of heating fuels, the underground storage of fuel and lubricants for vehicle operations and fuel for building and/or process heating in conjunction with permitted principal and conditional uses in this zoning overlay district shall be secondarily contained and monitored.~~

~~D) *Nonconforming uses:*~~

~~(1) *Underground Storage Tanks.* Notwithstanding other provisions in this section, nonconforming uses in this zoning overlay district presently using underground storage tanks for fuel and lubricants for vehicle operations and fuel for building and/or process heating shall be permitted to replace existing tanks with those constructed~~

~~as per the specifications of subsection D)(1) hereof and not exceeding the capacity of existing tanks. Replacement of underground tanks for regulated substances other than the above-noted fuels and lubricants are not permitted.~~

~~(2) *Substitutions of Nonconforming Uses.* As part of the findings required under Section 1103.13, the Board of Zoning Appeals shall use the total maximum daily inventory and the facility hazard potential rating to assist in the determination of intensity of a use within this zoning overlay district. No substitutions of a nonconforming use shall be permitted which results in an increase in the total maximum daily inventory or an increase in the facility hazard potential rating on a parcel within this zoning overlay district.~~

~~(3) The Director of Planning and Program Management shall determine the intensity of each use within this district utilizing the total maximum daily inventory and the facility hazard potential rating. The two values shall be derived from the regulated substance activity inventory report(s) submitted by an existing or proposed new business in accordance with Section 1111.09.Y., and data collected through inspections. No existing use shall handle an amount of regulated substances in excess of its total maximum daily inventory, or a type and quantity of regulated substances of such hazard that the facility hazard potential rating assigned to the facility is exceeded.~~

~~9) *Temporary Businesses in the Well Field Protection Overlay District.* No temporary business shall be permitted in the Well Field Protection Overlay District that would result in the sum of the regulated substances being handled by all of the uses on the zoning lot to exceed the zoning lot's Total Maximum Daily Inventory, or to be of a type and quantity of regulated substances of such hazard that the facility hazard potential rating assigned to the zoning lot is exceeded.~~

~~10) *Extraction of Minerals:*~~

~~A) Additional Information to be Submitted for Certificate of Zoning Compliance. Two copies of the following additional information shall be submitted with any application for a zoning permit or a conditional use permit:~~

~~(1) Name of the owner or owners of land from which removal is to be~~

~~made;~~

- ~~(2) Name of the applicant making request for such a permit;~~
- ~~(3) Name of the person or corporation conducting the actual mining operations;~~
- ~~(4) Location, description and size of the area from which the removal is to be made;~~
- ~~(5) Location of the processing plant to be used and any accessory or kindred operations that may be utilized in connection with the operation of the processing plant by the mining processor or any other firm, person or corporation. The processing plant shall be located as to minimize the problems of dust, dirt and noise, insofar as reasonably possible;~~
- ~~(6) Type of resources or materials to be removed;~~
- ~~(7) Proposed method of removal and whether or not blasting or other use of explosives will be required;~~
- ~~(8) General description of the equipment to be used; and~~
- ~~(9) Method of rehabilitation and reclamation of the mined out area, including a grading plan showing existing contours in the area to be excavated and the proposed future contours showing the topography of the area after completion. Such plan shall include the surrounding area within 500 feet of the property boundary line, drawn to an appropriate scale with contour lines at intervals of five feet or less.~~

~~B) Development Standards.~~

- ~~(1) No mining of sand and gravel shall be carried on, or any stockpile placed closer than 50 feet to any property line, or such greater distance as specified by the Board of Zoning Appeals, where such is deemed necessary for the protection of adjacent property, except that this distance requirement may be reduced by the written consent of the owners of abutting property, but in any such event, adequate lateral support shall be provided for such abutting property.~~
- ~~(2) In the event that the site of the mining operation is adjacent to the right of way of any public street or road, no part of such operation shall take place closer than 50 feet to the nearest line of such right of way, except as may otherwise be provided by Ohio R.C.~~

~~4153.11.~~

- ~~(3) Any excavated area adjacent to a right of way of any public street or road shall be back filled for a distance of 150 feet from the right of way line.~~
- ~~(4) Fencing or other suitable barrier, including the planting of multiflora rose, shall be erected and maintained around the entire site or portions thereof where, in the opinion of the Board, such fencing or barrier is necessary for the protection of the public safety and shall be of a type specified by the Board.~~
- ~~(5) All equipment and machinery shall be operated and maintained in such manner as to minimize dust, noise and vibration. Access roads shall be maintained in a dust free condition by surfacing or other treatment as may be specified by the Board.~~
- ~~(6) Quarrying shall not be carried out closer than 300 feet to any adjoining property line unless the written consent of the adjoining property owner has first been obtained.~~
- ~~(7) The Board is authorized to impose such requirements with respect to providing adequate barriers as it may feel necessary to protect the public safety.~~

~~C) *Rehabilitation Requirements.* All mined out areas shall, within a reasonable length of time, be reclaimed and rehabilitated and the Board of Zoning Appeals, at its discretion, may fix a bond in a reasonable amount to assure that such rehabilitation and reclamation will be carried out. The Board shall be guided by the following standards with respect to rehabilitation and reclamation of mined out areas:~~

- ~~(1) All excavation shall be made either to a water producing depth, such depth to be not less than five feet below the water mark, or shall be graded or back filled with non-noxious, noncombustible and nonflammable solids, to secure:~~
 - ~~(a) That the excavated area shall not collect and permit to remain therein, stagnant water; or,~~
 - ~~(b) That the surface of such area which is not permanently submerged is graded or back filled as necessary so as to reduce the peaks and depressions thereof so as to produce a gently rolling surface that will minimize erosion due to rainfall and which will be in substantial conformity to the adjoining land~~

~~area.~~

- ~~(2) The banks of all sand and gravel excavations in a water producing excavation, and to the pit bottom in a dry operation, shall be sloped to the water line, at a slope which will not be less than three feet horizontal to one foot vertical and said banks shall be restored with vegetation in a manner set forth in Section 1109.05.~~
- ~~(3) Vegetation shall be restored by the spreading of sufficient soil and by appropriate seeding of grasses or planting of shrubs and trees in all parts of said mining area where the same is not submerged under water.~~
- ~~(4) Proper drainage shall be provided for the mined out area.~~
- ~~(5) All equipment and structures shall be removed from the mined out area within six months of the completion of the mining therefrom.~~
- ~~(6) The Board may impose such other reasonable conditions and restrictions as it may deem necessary for the protection of the public and to encourage the mining and processing of the sand and gravel from the authorized area.~~
- ~~(7) Due to the inherent difficulties in reclaiming and rehabilitating areas from which stone has been quarried, the Board is hereby empowered, in the issuance of a conditional use permit for quarrying operations, to impose such reasonable standards for reclamation as may be necessary to protect the public interest, without unduly restricting the operations of the mine owner.~~

1109.07 – Water Protection (WP) Overlay District

- A. *Preamble.* The Source Water Protection Area is comprised of two Well Field Protection Districts: the Well Head Operation (WO) Districts and the Water Protection Overlay (WP) District. The "WP" Water Protection Overlay District is designed to safeguard the public health, safety and welfare of citizens and institutions that are customers of any protected public water supplies by regulating the land use and the storage, handling, use and/or production of Regulated Substances. The aerial extent of the overlay district is described as the land within the well field protection areas and adjacent to any existing or proposed public wells within the City of Riverside. The intent of this designation is to protect the region's potable water supply against contamination.
- B. *Applicability of Well Field Protection Overlay Area to Underlying Zoning Districts.* The provisions of this zoning overlay district shall be applicable to all lands shown as being located within the boundaries of the "WP" Water Protection Overlay Area on the zoning map and shall be supplemental to the regulations of the underlying zoning district. Where the requirements of this zoning overlay district are in conflict with the regulations of the underlying district, the more restrictive regulations shall apply. All documented costs incurred in the administration and enforcement of this ordinance shall be passed on the property owner.
- C. *Determination of Applicability.* It shall be the responsibility of any person owning real property and/or owning or operating a business within the City of Riverside to make a determination of the applicability of this zoning overlay district as it pertains to the property and/or business under his/her ownership or operation and his/her failure to do shall not excuse any violations of this zoning overlay district.
- D. *Definitions.*
1. **Administrator** - Shall be the Zoning Administrator and any technical consultants or agencies authorized by the **City Manager** to assist in administration and enforcement of the provisions of this ordinance.
 2. **Aquifer** - A glacial formation, group of glacial formations, or part of a glacial formation that contains enough saturated permeable material to yield significant quantities of water.
 3. **Conforming Use Site(s)** – A land use which is restricted in the use, storage, handling and/or production of no more than 160 pounds or 20 gallons of Regulated Substances.
 4. **Direct Recharge Area** - That portion of a drainage basin in which water infiltrating vertically from the surface will intercept the water table.
 5. **Drainage** - the orderly removal of excess water from the surface of land through improved natural channels or constructed ditches and through shaping of the land.
 6. **Handle** – to place, deposit, store, process, use, produce, dispose of, transport, or release Regulated Substances; or permit Regulated Substances to be placed, deposited, stored, processed, used, produced, disposed or, transported or released.
 7. **Health Hazard** – Posing any of the following hazardous effects: acute toxicity (any route of exposure); skin corrosion or irritation; serious eye damage or eye irritation; respiratory or skin sensitization; germ cell mutagenicity; carcinogenicity; reproductive toxicity; specific target organ toxicity (single or repeated exposure); or aspiration hazard.
 8. **Nonconforming Use Site(s)** – Land, parcels, and/or lots with a TMDI greater than 160 pounds and/or 20 gallons of regulated substances.
 9. **Owner and/or Operator** - Any person who occupies, owns, leases, operates, controls, or supervises real property, a business, facility, building, structure or installation within the Source Water Protection Area. Including person(s) that hold the fee simple title to property and person(s) who have acquired any interest in the property by contract, purchase, or otherwise. This includes but is not limited to any part owner, lessee, or licensee.

- 10. Potable Water** - Water that is satisfactory for drinking, culinary and domestic purposes, meeting current drinking water standards.
- 11. Protected Public Water Supply** - A public water system which serves at least fifteen (15) service connections used by year-round residents or regularly services at least twenty-five (25) year-round residents and having a one-year capture area defined through appropriate hydrologic study.
- 12. Recharge Lagoon** - A body of water designed and maintained by man to add water to the groundwater at a rate greater than that occurring naturally.
- 13. Regulated Substance(s)** - Substances to be regulated, hereinafter referred to as Regulated Substances, are chemicals and mixtures of chemicals which are health hazards. Regulated Substances include, but are not limited to, the following:
 - a. Hazardous substances as defined in §101 of the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S. C. § 9601 and in any regulations issued under such Act.
 - b. Any source material, special nuclear material, or byproduct material as defined in the Atomic Energy Act, 42 U.S.C. §2011 et seq., and in any regulations issued under such act.
 - c. Chemicals for which there is scientific evidence that acute or chronic health effects may result from exposure including carcinogens, toxic and highly toxic agents, reproductive toxins, irritants, corrosives, sensitizers, hepatotoxins, nephrotoxins, neurotoxins, agents which act on the hematopoietic system, and agents which damage the lungs, skin, eyes, or mucous membranes.
 - d. Mixtures of chemicals and substances for which the U.S. Environmental Protection Agency has concluded, pursuant to §5 Toxic Substances Control Act, 15 U.S.C. §2605 (or regulations issued under said Act), that the manufacture, processing, distribution, use, or disposal thereof presents or will present an unreasonable risk of injury to health or the environment.
 - e. Mixtures of chemicals which have not been tested as a whole, but which contain any chemical which has been determined to be a health hazard and which comprises one (1) percent or greater of the composition on a weight per unit weight basis, and mixtures of chemicals which include a carcinogen if the concentration of the carcinogen in the mixture is one tenth of one (0.1) percent or greater of the composition on a weight per unit weight basis.
 - f. Ingredients of mixtures prepared within the "WP" Well Field Protection Overlay Area in cases where such ingredients are health hazards but comprise less than one tenth of one (0.1) percent of the mixture (on a weight per unit weight basis) if carcinogenic, of less than one (1.0) percent of the mixture (on a weight per unit weight basis) if non-carcinogenic.
 - g. Petroleum and non-solid petroleum derivatives(except non-PCB dielectric fluids) such as crude oil or any fraction thereof, natural gas liquids, liquefied natural gas, or synthetic gas useable for fuel.
 - h. Substances that are active ingredients in any pesticide regulated under the Federal Insecticide, Fungicide, and Rodenticide Act, 7 U.S.C. § 136 et seq.
- 14. Regulated Substance Activity Inventory Report (RSAIR)** – A report submitted by Owner and/or Operator for a parcel(s) or lot(s) in the Source Water Protection Area on a bi-annual basis that includes the Owner and/or Operator's contact information and provides details on the types and amounts of Regulated Substances handled on the site.
- 15. Spill Prevention and Response Plan** – A plan that describes how Regulated Substances will be handled at the site. In addition to a site diagram, the plan includes but is not limited to a description of the storage, use, employee training, engineering controls, spill response equipment, emergency response plan, spill cleanup, disposal, and reposting for the Regulated

Substances.

- 16. The Source Water Protection Area (SWPA)** - The Source Water Protection Area is comprised of two Source Water Protection Districts: the Well Head Operation District (WO) and the Water Protection Overlay District (WP). This regulated area also includes land within the one (1) year capture area. The SWPA was formerly known as the Well Field Protection District.
 - 1) **Water Protection (WP) Overlay District** – The regulated area around the public water supply well fields, delineated by the one-year capture area.
 - 2) **Water Resource Area (WR)** - A geographical area between the Water Protection Overlay Area and the five-year time of travel boundary, as shown in the attached map.
- 17. Total Maximum Daily Inventory (TMDI)** – A value, in pounds, that is established as the largest quantity of Regulated Substances that a parcel(s) and/or lot(s) is permitted to handle at any one time.
- 18. Travel Time Contour** - A locus of points from which water takes an equal amount of time to reach a given destination such as a well or well field.
- 19. Underground Storage Tank** - One or combination of tanks (including underground pipes connected thereto) which is used to contain an accumulation of Regulated Substances and the volume of which (including the volume of underground pipes connected thereto) is ten (10) percent or more beneath the surface of the ground. Flow-through process tanks and tanks situated in an underground area (such as basement, tunnel, or vault upon or above the surface of a floor are excluded from the definition of underground storage tanks. Tanks shall comply with the requirements of the Ohio Administrative Code, §1301: 7-9.
- 20. Well Field** - A tract of land that contains a number of wells for supplying water.
- 21. Zone of Influence** - A zone delineated by iso-travel time contours around well fields. The zone is calculated, based on the rate of movements of groundwaters in the vicinity of wells with an allowance for the dispersion of a pollutant entering into and moving with the groundwater.
- E. *Permitted Principal Uses.* The permitted principal uses allowed within the "WP" Water Protection Overlay Area shall be those of the underlying zoning district, provided they meet all requirements of this overlay zoning district. Uses not specifically mentioned are not permitted.
- F. *Permitted Accessory Uses.* The accessory uses allowed within the "WP" Water Protection Overlay District shall be those of the underlying zoning district, provided they meet all requirements of this overlay zoning district. Uses not specifically mentioned are not permitted.
- G. *Specific Prohibited Uses.* The following land uses are prohibited in the Water Protection (WP) Overlay:
 1. Dry Wells
 2. Grade and fill sites
 3. Underground storage tanks.
 - a. With the exception of residential use of heating fuels, the underground storage of fuel and lubricants for vehicle operations and fuel for building and/or process heating in conjunction with permitted principal and conditional uses in this zoning overlay district shall be secondarily contained and monitored. Such installation shall be subject to approval by the Administrator or their designee.
 4. Construction and demolition waste facility
 5. Sanitary waste facility and/or sanitary waste processing facility
 6. Hazardous waste facility and/or hazardous waste process facility

7. The manufacturing of acetylene, cement, gypsum or plaster of Paris, chlorine, corrosive acid or fertilizer, insecticides, poisons, explosives, paper and pulp, paint, lacquer, petroleum products except the molding of plastic into goods, coal products, and radioactive materials
8. Smelting, animal slaughtering, and oil refining
9. Any use of chlorinated and/or perfluorinated compounds (e.g. dry cleaners)
10. Bulk fuels storage facility
11. Class I, II, III, IV, & VI underground injection wells
12. Concentrated animal feeding facility
13. Hazardous liquid pipeline facility
14. Gas Stations or Vehicle Fueling facilities with Underground Storage Tanks
15. Junkyards, including vehicle crushing
16. Manufacturing, chemical
17. Manufacturing, extraction, mixing, or warehousing of Pharmaceuticals and Personal Care Products (PPCP)
18. Manure storage and/or treatment facility
19. Plating
20. Recycling collection facility – both large and small collection facilities
21. Recycling processing facility, indoor and outdoor
22. Salt piles unless stored inside structures with an impermeable floor
23. Sand, limestone, shale, clay, and gravel operations
24. Self-Storage facility
25. Truck Terminals

H. *Conditional Uses*. The following conditional uses subject to approval in accordance with Section 1105.09.G:

1. The conditional uses allowed within the "WP" Water Protection Overlay Area shall be those of the underlying zoning district, provided they meet all requirements of this zoning overlay district in addition to any applicable requirements established for the underlying zoning district.
2. *Mineral Extraction*. Mineral excavation, extraction, mining, or processing of sand, gravel, limestone, or other minerals in accordance with the following:
 - a. All applicable provisions of this Section and the approval of an excavation and facilities plan that includes, but is not limited to:
 - 1) An existing site plan with topographic detail at two (2) foot contour intervals, all planimetric information, depth to groundwater and floodplain characteristics where applicable.
 - 2) The proposed extent and depth of excavations.
 - 3) Slope angle of excavation walls (any final slopes shall be at the angle of repose for the remaining material).
 - 4) Use and disposition of the soils and/or overburden from the excavations including a landscaping and vegetation plan to stabilize any disturbed material
 - 5) Surface Drainage Plan:

- (a) Drainage into onsite excavations from proximate off site transportation facilities such as roadways and roadbeds and off site watercourses is prohibited unless the applicant provides a plan which otherwise protects the excavations from offsite waterborne regulated substances.
 - (b) The final on site grading shall minimize all surface drainage into the excavations.
 - 6) A post excavation and operation land use plan.
 - 7) A security plan. Unauthorized access shall be strictly prohibited as long as any excavations remain on site.
- b. *Additional Information to be Submitted for Conditional Approval.* One copy of the following additional information and a digital copy shall be submitted with any application for a conditional use permit:
 - 1) Name of the owner or owners of land from which removal is to be made;
 - 2) Name of the applicant making request for such a permit;
 - 3) Name of the person or corporation conducting the actual mining operations;
 - 4) Location, description and size of the area from which the removal is to be made;
 - 5) Location of the processing plant to be used and any accessory or kindred operations that may be utilized in connection with the operation of the processing plant by the mining processor or any other firm, person or corporation. The processing plant shall be located as to minimize the problems of dust, dirt and noise, insofar as reasonably possible;
 - 6) Type of resources or materials to be removed;
 - 7) Proposed method of removal and whether or not blasting or other use of explosives will be required;
 - 8) General description of the equipment to be used; and
 - 9) Method of rehabilitation and reclamation of the mined out area, including a grading plan showing existing contours in the area to be excavated and the proposed future contours showing the topography of the area after completion. Such plan shall include the surrounding area within 500 feet of the property boundary line, drawn to an appropriate scale with contour lines at intervals of five feet or less.
- I. *Existing Land Uses.* All legal uses located within the 'WP' area, shall be conforming or nonconforming as defined in Part D and are responsible for supplying a Regulated Substance Activity Inventory Report (RSAIR) as required by the TMDI (determined by peak business cycle). Existing uses and TMDI, in combination with "Hazard Potential Rating" shall run with the land and be administered in conformance with all other applicable nonconforming provisions of this zoning ordinance and the Ohio Revised Code.
- J. *Variances to Increase Established TMDI in the Source Water Protection Districts.*
 - c. Variances to increase established TMDI shall be regulated pursuant to Section 1105.15.C.
 - d. Variances to increase TMDI in connection with a prohibited use as enumerated in Section 7 shall be prohibited. Due to the greatest potential for contamination of the region's potable water supply, variances to increase established TMDI within the Miami

Well Field shall be prohibited.

- e. A reduction in TMDI shall not require a variance.
- f. *Application.* An application for a variance to increase established TMDI within the Water Protection Overlay (WP) District may be obtained through the City of Riverside's offices. The applicant shall provide all information requested on the application as well as the application fee.
 - i. The Administrator may require a pre-application meeting with the applicant prior to receiving the application. However, no opinions, suggestions, or recommendations discussed may be relied upon by the applicant as a guarantee of subsequent approval or disapproval of the application
 - ii. . Within five (5) days of receiving an application in the proper form and payment of the application fee, the Administrator may provide copies of the application to the TRC. Copies of the application may also be sent to Dayton Water Department, Montgomery County Public Health, Huber Heights, Harrison Township, and/or Wright Patterson Air Force Base.
- g. *Standards for Variance.* No variance to increase established TMDI within the WP Overlay District shall be granted unless the Administrator determines that the variance will not pose a significant risk to the contamination of groundwater. In order to obtain such a variance, the applicant must prove all of the following by clear and convincing evidence:
 - i. The granting of the variance will not adversely affect the City's well fields or the ability of government water services to be safely delivered and thereby adversely affect the public health, safety or general welfare;
 - ii. Risk to the Source Water Protection Area posed by the requested variance is negated through proper engineering controls and a Spill Prevention and Response Plan;
 - iii. The increase the TMDI is in response to changes in the market and/or need to increase production, provided that all other methods to respond to changes in the market and/or to increase production without exceeding the TMDI or reported Regulated Substances have been exhausted;
 - iv. The granting of the variance will not adversely affect the rights of adjacent property owners or residents;
 - v. The variance will be consistent with the general spirit and intent of the Zoning Code and the Source Water Protection Program; and
 - vi. The variance sought is the minimum that will afford relief to the applicant
- h. *Risk Screening.* For a variance request to increase TMDI, the Administrator, or a designated representative, shall evaluate the request using its risk screening methodology. The results of the screening will be used in reviewing and evaluating the request for a variance in addition to the standards listed in Subsection e.
- i. *Appeals.* Any person adversely affected by any requirement, decision, or determination made by the Administrator, or a designated representative, in the administration or enforcement of Part J of this ordinance may appeal to the Source Water Protection Fund Board. Such appeal shall be made within ten (10) days from the date of the

action appealed from by filing an appeal application. The property owner and/or operator shall demonstrate increasing the TMDI would not result in an increase risk to the aquifer and/or ground water through a written proposal to the Administrator at least 30 days prior to the Source Water Protection Fund Board meeting.

K. *Groundwater Protection Standards. TMDI for Regulated Substances* . Use of Regulated Substances in conjunction with permitted and conditional uses in this zoning overlay district shall be limited as follows:

1. *Limited Exclusions*. A limited exclusion from the provisions of this ordinance is authorized for onsite storage of a maximum one year supply of Regulated Substances which are agricultural chemicals to be used for routine on site agricultural operations provided such substances are stored in standard approved packaging and such substances are applied to cropland under Best Management Practices as indicated by soil tests, the Ohio State University Cooperative Extension Service, the Soil and Water Conservation District and label directions approved by the United States Environmental Protection Agency and the Ohio Department of Agriculture. This limited exclusion also applies to the application of agricultural chemicals to cropland where such chemicals are brought in from locations outside of the Water Protection Overlay Area. This provision does not exempt such agricultural chemicals either stored on site or brought in from other locations from the inventory reporting, spill reporting and underground storage protection requirements of the Water Protection Overlay Area.
2. *Limited exclusions to quantity restrictions*. Limited exclusions from the provisions of this ordinance are authorized for Confirming Use Sites:
 - a. *Routine Category*. Regulated Substances associated with routine daily operations, including routine maintenance. The use, storage, handling and/or production of Regulated Substances under this exclusion shall be limited to 160 pounds or 20 gallons at any time.
 - b. *Non-routine Maintenance or Repair of Property or Equipment*. Regulated Substances for the non-routine maintenance or repair of property. The use, storage, handling and/or production of Regulated Substances under this exclusion shall be limited to 50 gallons or 400 pounds at any time.
 - c. *Medical and Research Laboratory Use*. Excluded Regulated Substances for medical and research laboratory purposes, shall be stored, handled or used in containers not to exceed 5 gallons or 40 pounds of each substance and the aggregate inventory of Regulated Substances shall not exceed 250 gallons or 2,000 pounds.
 - d. *Cleaning Agents*. Excluded Regulated Substances which are cleaning agents shall be packaged for personal or household use or be present in the same form and concentration as a product packaged for use by the general public. The aggregate inventory of such cleaning agents shall not exceed 1,600 pounds or 200 gallons at any time. In no case shall Regulated Substances claimed under this exclusion include chlorinated solvents and non-chlorinated solvents which are capable of being derived from petroleum or coal tar.
 - e. *Construction Materials*. Regulated Substances associated with construction for which a permit has been issued, paving or the pouring of concrete shall be excluded from regulation while present on the construction site provided such Regulated Substances do not pose a real and present danger of contaminating surface and/or ground water.
 - f. *Office Supplies*. Office supplies that are used solely for the operation of on-site administrative offices, provided such supplies are prepackaged in a form ready for use.

3. *Underground Storage Tanks on Nonconforming Use Sites.* Notwithstanding other provisions in this section, nonconforming use sites in this zoning overlay district presently using underground storage tanks for fuel and lubricants for vehicle operations and fuel for building and/or process heating shall be permitted to replace existing tanks within twelve (12) months from the time the original tank is removed. The operator shall notify the Administrator at least sixty (60) days before the existing tank is removed.
 - a. The replacement tanks shall be secondarily contained, monitored, and not exceed the capacity of existing tanks.
 - b. The replacement tanks shall be aboveground storage tanks. Gas Stations and Car Washes are exempted from this provision.
 - c. Replacement of underground tanks for Regulated Substances other than the above noted fuels and lubricants are not permitted.

L. Temporary and Discontinued Uses in the Water Protection Overlay District .

1. *Temporary Uses.* No temporary use shall be permitted in the Water Protection Overlay Area that would result in the sum of the Regulated Substances being handled by all of the uses on the lot to exceed the lot's TMDI, or to be of a type and quantity of Regulated Substances of such hazard that the facility hazard potential rating assigned to the parcel is exceeded.
2. *Discontinued Uses.*
 - a. Except in the case of a seasonal discontinuation of operation, in the event any nonresidential property either becomes unoccupied or discontinues operation for a period of ninety (90) consecutive days or longer, the owner or operator shall remove all Regulated Substances and excluded and exempted substances from the property other than those used exclusively for heating, cooling, and providing electrical lighting for the premises. The removal of all Regulated Substances and excluded and exempted substances from such a property must occur within one hundred and fifty (150) days from the date the property first became unoccupied, or operations ceased or were discontinued. The owner or operator shall secure the Regulated Substances and excluded and exempted substances on the property until such time as they have been removed. The owner or operator shall notify the Administrator in writing of the date of the cessation or discontinuation of operation or the property becoming unoccupied no later than twenty-one (21) days from the day upon which operation actually ceases or discontinues or the property becomes unoccupied, and such notification shall include the owner's name, phone number, and address, and the operator's name, phone number, and new address.
 - b. Without regard to any other provisions of the codified ordinances of the City of Riverside, Ohio, if a nonconforming use is discontinued or a nonconforming building or structure is vacant on a nonconforming use site and remains so for a continuous period of six (6) months or more within any 12-month period, the Regulated Substances on the former nonconforming use, building, or structure shall not exceed the TMDI limits for conforming use sites.
 1. *Removal of Regulated Substances.* Any nonresidential use of property that becomes unoccupied or has discontinued operation for a period of ninety (90) consecutive days or more shall remove all Regulated Substances from the property upon which it is located one hundred and fifty (150) days from the date the property first became unoccupied, or operations ceased or were discontinued. The removal of Regulated Substances shall be the responsibility of the property owner. Failure to remove all Regulated Substances in

accordance with this ordinance or other applicable State Laws, may result in the City of Riverside taking any and all action necessary to safely remove the Regulated Substances at the property owner's expense.

2. *Extension of Discontinued Uses.* At any time, the Administrator may for good cause grant an extension to the above stated timeframes upon the submittal of a written request from the applicant. The written statement must include a detailed reason for the request for an extension and new timeline for continued operations and/or removal of Regulated Substances. The extension granted shall not exceed six (6) months.

M. *Development Standards.*

1. *Technical Consultants.* Upon application for a Zoning Permit, Development application, and/or Conditional Use application for a use within the "WP" Water Protection Overlay District, the Administrator may employ such technical expertise as needed to ensure compliance with the provisions of this Section. All documented costs incurred in the compliance review process shall be passed through to the applicant and shall be in addition to those fees normally charged by the City of Riverside to review a Zoning Permit, Development application, and/or Conditional Use application.
2. No mining of sand and gravel shall be carried on, or any stockpile placed closer than 50 feet to any property line, or such greater distance as specified by the Administrator, where such is deemed necessary for the protection of adjacent property, except that this distance requirement may be reduced by the written consent of the owners of abutting property, but in any such event, adequate lateral support shall be provided for such abutting property. A copy of the written statement granting the adjoining property owner's consent must be submitted to the Administrator and kept on file.
3. In the event that the site of the mining operation is adjacent to the right-of-way of any public street or road, no part of such operation shall take place closer than 50 feet to the nearest line of such right-of-way, except as may otherwise be provided by Ohio R.C. 4153.11.
4. Any excavated area adjacent to a right-of-way of any public street or road shall be back filled for a distance of 150 feet from the right-of-way line.
5. Fencing or other suitable barrier, including the planting of multiflora rose, shall be erected and maintained around the entire site or portions thereof where, in the opinion of the Administrator, such fencing or barrier is necessary for the protection of the public safety and shall be of a type specified by the Administrator.
6. All equipment and machinery shall be operated and maintained in such manner as to minimize dust, noise and vibration. Access roads shall be maintained in a dust free condition by surfacing or other treatment as may be specified by the Public Service Department Director.
7. Quarrying shall not be carried out closer than 300 feet to any adjoining property line unless the written consent of the adjoining property owner has first been obtained. A copy of the written statement granting the adjoining property owner's consent must be submitted to the Administrator and kept on file.
8. The Administrator is authorized to impose such requirements with respect to providing adequate barriers as it may feel necessary to protect the public safety.

N. *Rehabilitation Requirements.* All mined out areas shall, within a reasonable length of time, be reclaimed and rehabilitated and the City of Riverside, at its discretion, may fix a bond in a reasonable amount to assure that such rehabilitation and reclamation will be carried out. The Administrator shall be guided by the following standards with respect to rehabilitation and reclamation of mined out areas:

1. All excavation shall be made either to a water producing depth, such depth to be not less than five feet below the water mark, or shall be graded or back filled with non-noxious, noncombustible and nonflammable solids, to secure:
 - a. That the excavated area shall not collect and permit to remain therein, stagnant water; or,
 - b. That the surface of such area which is not permanently submerged is graded or back filled as necessary so as to reduce the peaks and depressions thereof so as to produce a gently rolling surface that will minimize erosion due to rainfall and which will be in substantial conformity to the adjoining land area.
2. The banks of all sand and gravel excavations in a water producing excavation, and to the pit bottom in a dry operation, shall be sloped to the water line, at a slope which will not be less than three (3) feet horizontal to one (1) foot vertical and said banks shall be restored with vegetation in a manner set forth in Section 1113.07.
3. Vegetation shall be restored by the spreading of sufficient soil and by appropriate seeding of grasses or planting of shrubs and trees in all parts of said mining area where the same is not submerged under water.
4. Proper drainage shall be provided for the mined out area.
5. All equipment and structures shall be removed from the mined out area within six (6) months of the completion of the mining there from.
6. The Administrator may impose such other reasonable conditions and restrictions as it may deem necessary for the protection of the public and to encourage the mining and processing of the sand and gravel from the authorized area.
7. Due to the inherent difficulties in reclaiming and rehabilitating areas from which stone has been quarried, the Administrator hereby empowered, in the issuance of a conditional use permit for quarrying operations, to impose such reasonable standards for reclamation as may be necessary to protect the public interest, without unduly restricting the operations of the mine owner.

O. Reporting Requirements

1. *Regulated Substance Activity Inventory (RSAIR)*

a. *Applicability:*

- 1) *Existing Land Use.* Except as provided in Section 1109.05.H.1.b any owner or occupant of any land in the Water Protection Overlay District which has a non-residential use at the effective date of this ordinance, shall file a Regulated Substance Activity Inventory Report with the Administrator. Said report shall be filed within one hundred and eighty (180) days of the effective date of this ordinance and at twenty-four (24) month intervals thereafter. A copy of the report shall be provided to the occupant if different than the owner.
- 2) *New Land Use.* Except as provided in Section 1109.05.H.1.b any owner or occupant of any new land use in the Water Protection Overlay District shall file a Regulated Substance Activity Inventory Report prior to receipt of a Certificate of Zoning Occupancy and at twenty-four (24) month intervals following the date of occupancy.
- 3) Where a person owns, operates or occupies more than one location within the Water Protection Overlay District, Regulated Substance Activity Reports shall be made for each location.

b. *Exclusions to Activity Inventory Reporting*

- 1) Any exclusion set forth in this paragraph shall apply provided that said exclusion does not substantially increase any risk or hazard to the public health, aquifer, water supply, wells or well fields; and provided further that any spill, leak, discharge or mishandling shall be subject to the provision of this ordinance. Any exclusions granted herein shall not remove or limit the liability and responsibility of any person or activity involved.
- 2) A limited exclusion from Regulated Substance Activity Inventory reporting is hereby authorized for incidental uses of Regulated Substances provided the uses are limited to categories outlined in Part K
- 3) An exclusion from Regulated Substance Activity Inventory Reporting is hereby authorized for the transportation of Regulated Substances through the Water Protection Overlay District provided that the transporting vehicle is in compliance with applicable local, state and federal laws and regulations, and provided that the Regulated Substance is fueling the transporting vehicle or the transporting vehicle is in continuous transit, making delivery, or is stopped for a period of time not to exceed seventy-two (72) hours.
- 4) *Motor Vehicle Fuels.* Regulated Substances contained in an inoperable Motor Vehicles or watercraft shall not be exempt. Except as provided in Part K, the contents of the tanker portion of a tanker trailer are not excluded from reporting.
- 5) A limited exclusion from Regulated Substance Activity Inventory Reporting is hereby authorized for owners and occupants of single or two-family residences provided, however, the storage and use of Regulated Substances as identified in Part K are related to the maintenance of the residence or vehicles under control of the occupant and provided waste Regulated Substances are appropriately disposed of to a permitted solid waste facility or a permitted publicly owned wastewater treatment works.

P. SPILLS, LEAKS OR DISCHARGES

1. *Notification.* Any person with direct knowledge of a spill, leak or discharge of a Regulated Substance within the Water Protection Overlay District shall, if such spill, leak or discharge escapes containment, contacts a non-impervious ground surface and is not immediately and completely remediated, give notice to the City of Riverside Fire Dispatcher, within thirty (30) minutes of such spill. The notification shall include at a minimum, the location of the incident, name and telephone number, date and time thereof, type of substance(s), concentration and volume, and control or corrective action taken. Such notification shall in no way alleviate other local, state, and federal reporting obligations as required by law.
2. *Liability.* Any entity or person who spills, leaks or discharges said substance(s) shall be liable for any reasonable expense, loss or damages incurred by the City of Riverside in response to such an incident, in addition to the amount of any fines imposed on account thereof under Ohio and Federal law; said entity or person shall document and maintain sufficient records so as to reflect accurately the circumstances related to any such incident and develop and implement procedures to substantially eliminate the likelihood of recurrence of such spills, leaks or discharges as soon as practicable following the incident, but no later than one hundred and eighty (180) days after the incident.
3. *Posting.* City of Riverside shall post signs inconspicuous places advising transporters of Regulated Substances of notification procedures in the event of a spill or accidental discharge.

Q. FALSIFYING INFORMATION. No person shall make any false statement, representation, or certification

in any report or other document filed or required to be maintained pursuant to this Ordinance.

R. ENFORCEMENT.

1. The Administrator shall determine the intensity of each use within this district utilizing the TMDI and the facility hazard potential rating. The two values shall be derived from the Regulated Substance activity inventory report(s) submitted by an existing or proposed new land use in accordance with Part S, and data collected through inspections. No existing use shall handle an amount of Regulated Substances in excess of its TMDI, or a type and quantity of Regulated Substances of such hazard that the facility hazard potential rating assigned to the facility is exceeded.
2. *Application.* If any activity or use of Regulated Substance is deemed by the Administrator to be in violation of this ordinance or poses a real and present danger of contaminating surface and/or ground water which would normally enter the public water supply, in accordance with Section 1103.15 or other applicable Local, State, and Federal Laws, the Administrator is authorized to:
 - a. Cause cessation of said activity or use of the Regulated Substance;
 - b. Require the provision of administrative controls and/or facilities sufficient to mitigate said danger; and/or
 - c. Cause the provision of pollution control and/or abatement activities.
 - d. Assess fines against in person who fails to comply with this ordinance in accordance with Section 1103.99.
3. *Considerations.* When considering the exercise of any of the above authorities or actions, the Administrator shall notify and consult with the designated representative of the affected water supply to determine what measures need to be taken to ensure the public water supply is reasonably and adequately protected from contamination for the present and the future. The Administrator may take into consideration any evidence represented by the entity regarding cost effectiveness and the economic effectiveness and the economic impact imposed by the requirements or actions.
4. Any violation of this ordinance is hereby declared to be a public nuisance. In addition to any other relief provide by Unified Development Ordinance, the Law Director may apply to a court of competent jurisdiction for an injunction to prohibit any violation or threatened violation of this ordinance. The Law Director may also sue for monetary damages on behalf of the City.

S. HAZARD POTENTIAL RANKING SYSTEM. In order to assess the risk for potential groundwater contamination, a hazard ranking has been developed for various activities categorized by their Standard Industrial Classification (SIC) code. This ranking is based on the kinds of materials commonly associated with each use looking only at the most critical hydrologic factor.

1. *Table 1 - Hazard Potential by Land Use**: Table 1 lists the site hazard potential by land use activity on a scale of 1 - 9, with 1 being a low hazard and 9 a very high hazard. This rating is based on the intrinsic hazards posed by different land uses and is related to the materials commonly used or stored on the site or the types and amounts of wastes commonly discharged.
2. *Table 2 - Hazard Potential by Material**: Table 2 lists the hazard potential determined on the basis of materials known to be used, stored, or disposed of at a specific site.

*If the two tables referenced above indicate different site hazard potential ratings for the SIC-coded land use activity and the materials found on-site, the higher of the two scores is the rating for the site.

Table 1 Contaminant Hazard Potential Ranking Classified by Source		
SIC No.	Description of Waste Source	Hazard Potential Initial Rating
01	Agricultural Production-Crops	1 - 2
02	Agricultural Production- Livestock 021..... Livestock, except Dairy, Poultry and Animal Specialties 024.....Dairy Farms..... 025.....Poultry and Eggs..... 027.....Animal Specialties..... 029.....General Farms, Primarily Livestock.....	3; 5 for Feedlots 4 4 2 - 4 2
10	Metal Mining 101.....Iron Ores..... 102.....Copper Ores..... 103.....Lead and Zinc Ores..... 104.....Gold and Silver Ores..... 105.....Bauxite and Other Aluminum Ores..... 106.....Ferroalloy Ores Except Vanadium..... 108.....Metal Mining Services..... 1092.....Mercury Ore..... 1094.....Uranium-Radium-Vanadium Ores..... 1099.....Metal Ores Not Elsewhere Classified....	4 6 5 6 5 5 4 6 7 5
11	Anthracite Mining.....	7
12	Bituminous Coal and Lignite Mining.....	7
13	Oil and Gas Extraction 131 Crude Petroleum and Natural Gas..... 132.....Natural Gas Liquids..... 1381.....Drilling Oil and Gas Wells..... 1382.....Oil & Gas Field Exploration Services... 1389.....Oil & Gas Field Services Not Elsewhere Classified.....	7 7 6 1 Variable, Depending on Activity
14	Mining & Quarrying of Non-Metallic Minerals, Except Fuels	

	141.....Dimension Store..... 142.....Crushed & Broken Stone, Including..... Rip-Rap 144.....Sand & Gravel..... 145.....Clay, Ceramic & Refractory Minerals.... 147.....Chemical & Fertilizer Mineral Mining... 148.....Nonmetallic Minerals Services..... 149.....Miscellaneous Nonmetallic Minerals, Except Fuels	2 2 2 2 - 5 4 - 7 1 - 7 2 - 5
16	Construction Other than Building Construction 1629....Heavy Construction, not Elsewhere..... Classified (Dredging, Especially in Salt Water)	4
20	Food and Kindred Products 201.....Meat Products..... 202.....Dairy Products..... 203..... Canned & Preserved Fruits & Vegetables. 204.....Grain Mill Products..... 205.....Bakery Products..... 206.....Sugar & Confectionery Products..... 207.....Fats & Oils..... 208.....Beverages..... 209.....Miscellaneous Food Preparation &..... Kindred Products	3 2 4 2 2 2 3 2 - 5 2
22	Textile Mill Products, All Except Listed Below 223.....Broad Woven Fabric Mills Wool..... (including dying & finishing) 226.....Dying & Finishing Textiles, Except..... Wool Fabrics & Knit Goods 2295.....Coated Fabrics, not Rubberized.....	6 6 6
24	Lumber & Wood Products Except Furniture 241.....Logging Camps & Logging Contractors.... 242.....Sawmills & Planing Mills..... 2435.....Hardwood Veneer & Plywood..... 2436.....Softwood Veneer & Plywood..... 2439. ... Structural Wood Members not Elsewhere.. Classified (laminated wood-glue)	2 2 4 4 3

	2491.....Wood Preserving..... 2492..... Particle Board..... 2499.....Wood Products, not Elsewhere..... Classified 241.....Logging Camps & Logging Contractors.... 242.....Sawmills & Planing Mills..... 2435.....Hardwood Veneer & Plywood..... 2436.....Softwood Veneer & Plywood..... 2439. ... Structural Wood Members not Elsewhere.. Classified (laminated wood-glue) 2491.....Wood Preserving..... 2492.....Particle Board..... 2499.....Wood Products, not Elsewhere Classified	5 4 2 - 5 2 2 4 4 3 5 4 2 - 5
26	Paper & Allied Product 261.....Pulp Mills..... 262.....Paper Mills Except Building Mills 263.....Paperboard Mills.....	 6 6 6
28	Chemicals & Allied Products 2812.....Alkalis & Chlorine..... 2813.....Industrial Gases..... 2816.....Inorganic Pigments..... 2819.....Industrial Inorganic Chemicals, not... Elsewhere Classified 2821.....Plastic Materials, Synthetic Resins.... & Nonvulcanizable Elastomers 2822.....Synthetic Rubber (Vulcanizable..... Elastomers) 2823.....Cellulose Man-Made Fibers..... 2824.....Synthetic Organic Fibers, Except Cellulosic 2831.....Biological Products..... 2833.....Medicinal Chemicals & Botanical Products..... 2834.....Pharmaceutical Preparations..... 2841.....Soap & Other Detergents, Except Specialty Cleaners 2842.....Specialty Cleaning, Polishing, &..... Sanitation Preparation 2843.....Surface Active Agents, Finishing..... Agents, Sulfonated Oils & Assistants 2844.....Perfumes, Cosmetics & Other Toilet.....	 7 - 9 - 3 - 8 3 - 9 6 - 8 6 - 8 6 - 8 6 - 8 6 - 9 3 - 8 6 - 9 4 - 6 3 - 8 6 - 8

	Preparations 2851.....Paints, Varnishes, Lacquers, Enamels.. & Allied Products 2861.....Gum & Wood Chemicals..... 2865.....Cyclic (coal tar) Crudes, & Cyclic..... Intermediates, Dyes & Organic Pigments (Lakes and Toners) 2869.....Industrial Organic Chemicals not..... Elsewhere Listed 2873.....Nitrogenous Fertilizers..... 2874.....Phosphatic Fertilizers..... 2875.....Fertilizer Mixing Only..... 2879.....Pesticides & Agricultural Chemicals.... not Elsewhere Listed 2891.....Adhesives & Sealants..... 2892.....Explosives..... 2893.....Printing Ink..... 2895.....Carbon Black..... 2899.....Chemicals & Chemical Preparations,..... not Elsewhere Listed	3 – 6 5 – 8 5 – 8 6 – 9 3 – 9 7 – 8 7 – 8 5 5 – 9 5 - 8 6 - 9 2 - 5 1 - 3 3 - 9
29	Petroleum Refining & Related Industries 291.....Petroleum Refining..... 295.....Paving & Roofing Materials..... 299.....Misc. Petroleum & Coal Products.....	 8 7 7
30	Leather & Leather Products 311 Remaining Three-Digit Codes.....	Leather Tanning & Finishing. 8 1 - 3
31	Rubber & Miscellaneous Plastics Products 301.....Tires & Inner Tubes..... 302.....Rubber & Plastic Footwear..... 303.....Reclaimed Rubber..... 304.....Rubber & Plastic Hose & Belting..... 306.....Fabricated Rubber Products, not..... Elsewhere Classified	 6 6 6 4 4
32	Primary Metal Industries (Except as. ... 3 Noted Below)	

	3312....Blast Furnaces, Steel Works, and Rolling & Finishing Mills..... 333.....Primary Smelting & Refining of Nonferrous Metals.....	6 7
33	Fabricated Metal Products, Except. 5 Machinery & Transportation Equipment (Except as Noted Below) 347.....Coating, Engraving & Allied Services... 3482.....Small Arms Ammunition..... 3483.....Ammunition, Except for Small Arms..... not Elsewhere Classified 3489.....Ordnance and Accessories..... not Elsewhere Classified 349.....Misc. Fabricated Metal Products.....	 8 7 7 7 3 - 6
34	Machinery, Except Electrical.....	5 - 7
35	Electrical & Electronic Machinery, Equipment & Supplies (Except as Note Below) 3391....Storage Batteries. 3692....Primary Batteries, Dry & Wet.	 8 8
36	Transportation Equipment.....	5 - 8
37	Measuring, Analyzing, & Controlling..... Instruments; Photographic, Medical, & Optical Goods; Watches & Clocks (Except as Noted Below) 386.....Photographic Equipment & Supplies.....	 4 - 6 7
38	Misc. Manufacturing Industries.....	3 - 7
39	Electric, Gas & Sanitary Services 491.....Electric Services..... 492.....Gas Production & Distribution..... 494.....Water Supply.....	 3 - 5 3 2

	4952.....Sewage Systems.....	2 - 5
	4953.....Refuse Systems (Landfills).....	5 - 9
	496.....Steam Supply.....	2 - 4

Table 2 - Contaminant Hazard Potential Ranking – Classified by Type		
Description of Chemical Class	Hazard Potential Initial Rating	Class ID Number
Solids		
Ferrous Metals	1-4	1100
Non-Ferrous Metals	1-7	1200
Resins, Plastics, and Rubbers	2	1300
Wood and Paper Materials (except as noted below)	2	1400
Bark	4	1401
Textiles and Related Fibers	2	1500
Inert Materials (except as noted below)	2	1600
Sulfide Mineral – Bearing Mine Tailings	6	1601
Slag & Other Combustion Residues	5	1602
Rubble, Construction, & Demolition Mixed Waste	3	1603
Animal Processing Wastes (except as noted below)	2-4	1700
Processed Skins, Hides, and Leathers	6	1701
Dairy Wastes	4	1702
Live Animal Wastes – Raw Manures (Feedlots)	5	1703
Composts of Animal Waste	2-4	1704
Dead Animals	5	1705
Edible Fruit and Vegetable Remains-Putrescibles	2-3	1800
Liquids		
Organic Chemicals (must be chemically classified)		2000
Aliphatic (Fatty) Acids	3-5	2001
Aromatic (Benzene) Acids	7-8	2002
Resin Acids	--	2003
Alcohols	5-7	2004
Aliphatic Hydrocarbons (petroleum derivatives)	4-6	2005
Aromatic Hydrocarbons (benzene derivatives)	6-8	2006
Sulfonated Hydrocarbons	7-8	2007
Halogenated Hydrocarbons	7-9	2008
Alkaloids	7-9	2009
Aliphatic Amines & their salts	1-4	2010
Anilines	6-8	2011

Table 2 - Contaminant Hazard Potential Ranking – Classified by Type		
Description of Chemical Class	Hazard Potential Initial Rating	Class ID Number
Pyridines	2-6	2012
Phenols	7-9	2013
Aldehydes	6-8	2014
Ketones	6-8	2015
Organic Sulfur Compounds (Sulfides, Mercaptans)	7-9	2016
Organometallic Compounds	7-9	2017
Cyanides	7-9	2018
Thiocyanides	2-6	2019
Sterols		2020
Sugars & Cellulose	1-4	2021
Esters	6-8	2022
Inorganic Chemicals (Must be Chemically Classified)		2100
Mineral & Metal Acids	5-8	2101
Mineral & Metal Bases	5-8	2102
Metal Salts, Including Heavy Metals	6-9	2103
Oxides	5-8	2104
Sulfides	5-8	2105
Carbon or Graphite	1-3	2106
Other Chemical Process Wastes Not Previously List (Must be Chemically Classified)		2200
Inks	2-5	2201
Dyes	3-8	2202
Paints	5-8	2203
Adhesives	5-8	2204
Pharmaceutical Wastes	6-9	2205
Petrochemical Wastes	7-9	2206
Metal Treatment Wastes	7-9	2207
Solvents	6-9	2208
Agricultural Chemicals (Pesticides, Herbicides, Fungicides, etc.)	7-9	2209
Waxes & Tars	4-7	2210
Fermentation & Culture Wastes	2-5	2211
Oils, Including Gasoline, Fuel Oil, etc.	5-8	2212
Soaps & Detergents	4-6	2213
Other Organic and Inorganic Chemicals	2-9	2214
Includes Radioactive Wastes	4-8	2215
Conventional Treatment Process Municipal Sludges		2300
From Biological Sewage Treatment	4-8	2301

Table 2 - Contaminant Hazard Potential Ranking – Classified by Type		
Description of Chemical Class	Hazard Potential Initial Rating	Class ID Number
From Water Treatment & Conditioning Plants (must be chemically classified)	2-5	2302
<p>For individual material ranking, refer to solubility-toxicity tables prepared by Versar, Inc. for the Environmental Protection Agency (Source: MDNR, June 1980.)</p> <p>Source: WMSRDC. A Pollutant Nature Sampling Plan for Groundwater Contamination in Region 14 (Muskegon, MI: West Michigan Shoreline Regional Development Commission, November 1980.)</p>		



MEETING DATE: May 4, 2023

AGENDA ITEM: Old Business

TO: Riverside City Council

FROM: Josh Rauch, City Manager

SUBJECT: Ordinance No. 23-O-828 - An ordinance amending the annual salary for the Mayor and the Council Members of the City of Riverside, OH.

EXPLANATION

This legislation will allow the council to amend the annual salaries of the mayor and council members and place this ability to do so within the Administrative code.

RECOMMENDATION

It is respectfully recommended that the Mayor and City Council approve the attached legislation.

FISCAL IMPACT

SOURCE OF FUNDS

EXHIBITS

AN ORDINANCE AMENDING THE ANNUAL SALARY FOR THE MAYOR AND COUNCIL MEMBERS OF THE CITY OF RIVERSIDE, OHIO.

WHEREAS, Section 4.06 of the Charter states that salary changes of council Members and the Mayor shall be established by ordinance; and

WHEREAS, Section 4.06 of the Charter states that no ordinance increasing the salaries of the Council Members and/or Mayor shall become effective until the commencement of the terms of council members elected at the next regular municipal election, provided that such election follows the adoption of such ordinance by at least six months; and

WHEREAS, it has been determined to establish an amended salary for the Council Members and the Mayor, and to have this amended amount and a periodic review codified into the City of Riverside Codified Ordinances Chapter 111 – Council, Section 111.03 Council Salaries as indicated in Exhibit A; and

WHEREAS, since the creation of the City of Riverside and the Charter there has been no increase to the salary of the Council Members and the Mayor; and

WHEREAS, due to the volume of work caused by the growth of the city, the rising living costs, the need to establish salaries equal to the salaries of the Council Members and Mayor of cities of comparable size, and the need to attract qualified persons, it is deemed desirable and necessary to increase the compensation of the Council Members and the Mayor.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RIVERSIDE, STATE OF OHIO:

Section 1: That effective January 1, 2024, the annual salary of the Mayor shall be \$12,000, payable monthly; and the annual salary of Council Members elected in 2023, shall be \$8,000, payable monthly.

Section 2: That effective January 1, 2026, the annual salary of the Council Members elected in 2025, shall be \$8,000, payable monthly.

Section 3: That Council shall review the compensation of the Mayor and Council Members no later than March of odd numbered years.

Section 4: That the Clerk of Council forward a certified copy of this Ordinance to the City Manager and Finance Director.

23-O-828

Section 5: This Ordinance shall take effect and be in force from and after the earliest date allowed by law.

PASSED THIS DAY OF _____.

APPROVED:

MAYOR

ATTEST:

CLERK

CERTIFICATE OF THE CLERK

I, _____, Clerk of the City of Riverside, Ohio, do hereby certify that the foregoing Resolution is a true and correct copy of Resolution No. 23-O-828 passed by the Riverside City Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day

CLERK

MEETING DATE: May 4, 2023

AGENDA ITEM: New Business

TO: Riverside City Council

FROM: Josh Rauch, City Manager

SUBJECT: Resolution 23-R-2842 – A resolution declaring the necessity of assessing numerous real property parcels located in the City of Riverside, Ohio for various types of curb, gutter, and sidewalk repairs.

EXPLANATION

The attached legislation enables the City to collect assessments for curb, gutter, sidewalk, driveway, and related work for the Eastman, Lynnhaven, and Meyer repaving projects. Residents were notified of the necessity of this work prior to construction in 2022, and mailings at that time provided estimated construction amounts. Since that time, repaving and reconstruction work has been completed.

The total amount to be recovered by levying this assessment is approximately \$671,000.

This resolution and its Exhibit provide a detailed breakout of costs assessed by parcel. Each parcel is assessed according to applicable policies and state laws.

This resolution follows similar past practice and applicable Council policies to recover the costs of curb, gutter, and sidewalk infrastructure.

RECOMMENDATION

It is respectfully recommended that the Mayor and City Council approve the attached legislation

FISCAL IMPACT

Approximately \$671,000 will be assessed to property parcels in the project areas and recovered over the next several years along with property tax payments.

This represents a form of revenue to the City to recover costs already spent associated with the Eastman, Lynnhaven, and Meyer projects.

SOURCE OF FUNDS

N/A

EXHIBITS

Resolution

Exhibit A – Assessment Breakout

A RESOLUTION DECLARING THE NECESSITY OF ASSESSING NUMEROUS REAL PROPERTY PARCELS LOCATED IN THE CITY OF RIVERSIDE, OHIO FOR VARIOUS TYPES OF CURB, GUTTER, AND SIDEWALK REPAIRS.

WHEREAS, Section 729.01 of the Ohio Revised Code grants municipalities the power to require the repair of curbs, gutters, and sidewalks within the city by the owners of lots or lands abutting thereon; and

WHEREAS, the City Manager and the Public Service Director do report the need for repair of curbs and gutters in various areas of the city.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RIVERSIDE, MONTGOMERY COUNTY, OHIO:

Section 1: That it was necessary to make improvements to certain streets in the City of Riverside, Ohio by repair of curbs, gutters, sidewalks, and driveway approaches in association with planned public street paving and that such parcels are listed in Exhibit "A" which is attached to and made a part of this Resolution by such physical attachment as well as by the doctrine of incorporation by reference.

Section 2: That said streets were improved by various curb, gutter, and driveway approach repairs and installation performed as part of a street paving project by a city selected contractor during the period from January 1, 2022, through November 30, 2022.

Section 3: It is hereby determined and declared that said improvement was conducive to the public health, safety, convenience and welfare of said City and the inhabitants thereof.

Section 4: That the total cost of the improvements, heretofore prepared and estimated at \$670,985 is now on file in the office of the Director of Finance.

Section 5: The cost of said improvements includes tear out, repair, and installation of curbs, gutters, sidewalks, and driveway approaches; printing, serving and publishing notices, resolutions and ordinances; interest; the costs incurred in connection with the preparation, levy and collection of the special assessments; expenses of legal services, including obtaining and approving legal opinions; together with all other necessary expenditures.

Section 6: That the whole cost of said improvement will be assessed to property owners as described in Exhibit A.

Section 7: That the City Manager be and he is hereby authorized and directed to prepare and file or cause to be prepared and filed in the office of the Director of Finance the estimated assessments of the cost of the

23-R-2842

improvement described in this Resolution. Such estimated assessments shall be based upon the estimate of cost of said improvement now on file in the office of the Director of Finance and shall be prepared pursuant to the provisions of this Resolution. When such estimated assessments have been so filed, said Director of Finance or authorized appointee shall cause notice of the adoption of this Resolution and filing of said estimated assessments to be given to owners of all lots and lands to be assessed as provided in Sections 729.02 and 729.07 of the Revised Code.

Section 8: That the assessments shall be paid and collected annually over an assessment period in the same manner and times as taxes are paid and collected as provided by law.

Section 9: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED THIS DAY OF _____.

APPROVED:

MAYOR

ATTEST:

CLERK

CERTIFICATE OF THE CLERK

I, _____, Clerk of the City of Riverside, Ohio, do hereby certify that the foregoing Resolution is a true and correct copy of Resolution No. 23-R-2842 passed by the Riverside City Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day

CLERK

2022 Paving Project- Assessment to Residents

Eastman Lynnhaven Meyer

23-R-2833												3.55%	(%,yr,Cost,0,0)	5.00%	5
Address	Parcel ID	LF Curb Replaced	Cost of Curb Replaced	Apron Replaced SY	Cost of Apron Replaced	Sidewalk Replaced SF	Cost of Sidewalk Replaced	Trees Removed	Cost of Tree Removed	Total Repair Amount	Amount Paid	Calc Annual Pmt	County Admin Charge	Annual Assessed Charge	
100 Atwood	139 01012 0022	63	\$2,142.00	0	\$0.00	192	\$2,910.22	1.5	\$2,250.00	\$7,302.22		\$1,619.60	\$80.98	\$1,700.58	
101 Atwood	139 01012 0016	66.5	\$2,261.00	0	\$0.00	382.99	\$5,769.86		\$0.00	\$8,030.86		\$1,781.21	\$89.06	\$1,870.27	
2440 Bonnieview	139 01014 0034	65	\$2,210.00	0	\$0.00	146	\$2,212.98		\$0.00	\$4,422.98		\$981.00	\$49.05	\$1,030.05	
4841 Bonnieview	139 01011 0004	110	\$3,740.00	0	\$0.00	172	\$2,607.07	1	\$1,500.00	\$7,847.07		\$1,740.44	\$87.02	\$1,827.46	
4842 Bonnieview	139 01011 0005	135	\$4,590.00	0	\$0.00	0	\$0.00		\$0.00	\$4,590.00		\$1,018.04	\$50.90	\$1,068.94	
4815 Crestview Rd	139 01008 0005	94	\$3,196.00	0	\$0.00	340	\$5,153.52		\$0.00	\$8,349.52		\$1,851.88	\$92.59	\$1,944.47	
4818 Crestview Rd	139 01008 0001	130	\$4,420.00	16.33	\$1,646.61	414	\$6,275.17		\$0.00	\$12,341.78		\$2,737.35	\$136.87	\$2,874.22	
4848 Conway Rd	139 01007 0020	86	\$2,924.00	16.33	\$1,646.61	32	\$485.04		\$0.00	\$5,055.65		\$1,121.32	\$56.07	\$1,177.39	
4849 Conway Rd	139 01006 0009	15	\$510.00	0	\$0.00	40	\$606.30		\$0.00	\$1,116.30		\$247.59	\$12.38	\$259.97	
2423 Eden Lane	139 01021 0016	66	\$2,244.00	0	\$0.00	220	\$3,334.63		\$0.00	\$5,578.63		\$1,237.31	\$61.87	\$1,299.18	
2424 Eden Lane	139 01021 0017	55	\$1,870.00	0	\$0.00	184	\$2,788.96	2	\$3,000.00	\$7,658.96		\$1,698.72	\$84.94	\$1,783.66	
2424 Fenwick Court	139 01014 0016	69.5	\$2,363.00	0	\$0.00	15	\$227.36		\$0.00	\$2,590.36		\$574.53	\$28.73	\$603.26	
2201 Hazelton Ave	139 01019 0039	125	\$4,250.00	3	\$302.50	40	\$606.30	1	\$1,500.00	\$6,658.80		\$1,476.89	\$73.84	\$1,550.73	
2206 Hazelton Ave	139 01019 0024	114	\$3,876.00	20.89	\$2,106.41	416	\$6,305.48		\$0.00	\$12,287.89		\$2,725.39	\$136.27	\$2,861.66	
8 Lynnhaven Dr	139 01012 0009	49	\$1,666.00	9.38	\$945.82	0	\$0.00		\$0.00	\$2,611.82		\$579.29	\$28.96	\$608.25	
14 Lynnhaven Dr	139 01012 0008	57	\$1,938.00	16.02	\$1,615.35	92.5	\$1,402.06		\$0.00	\$4,955.41		\$1,099.09	\$54.95	\$1,154.04	
15 Lynnhaven Dr	139 01012 0012	141	\$4,794.00	5.7	\$574.75	198	\$3,001.17		\$0.00	\$8,369.92		\$1,856.41	\$92.82	\$1,949.23	
20 Lynnhaven Dr	139 01012 0007	69	\$2,346.00	6.73	\$678.61	0	\$0.00		\$0.00	\$3,024.61		\$670.84	\$33.54	\$704.38	
25 Lynnhaven Dr	139 01012 0013	67	\$2,278.00	10.88	\$1,097.07	168	\$2,546.44	1	\$1,500.00	\$7,421.51		\$1,646.05	\$82.30	\$1,728.35	
26 Lynnhaven Dr	139 01012 0006	71	\$2,414.00	2	\$201.67	160.36	\$2,430.64		\$0.00	\$5,046.31		\$1,119.25	\$55.96	\$1,175.21	
31 Lynnhaven Dr	139 01012 0014	66	\$2,244.00	10	\$1,008.33	56	\$848.81		\$0.00	\$4,101.15		\$909.61	\$45.48	\$955.09	
32 Lynnhaven Dr	139 01012 0005	69	\$2,346.00	3.73	\$376.11	34.32	\$520.20		\$0.00	\$3,242.31		\$719.13	\$35.96	\$755.09	
37 Lynnhaven Dr	139 01012 0015	70	\$2,380.00	13.77	\$1,388.48	186	\$2,819.28	0.5	\$750.00	\$7,337.75		\$1,627.48	\$81.37	\$1,708.85	
38 Lynnhaven Dr	139 01012 0004	70	\$2,380.00	13.96	\$1,407.63	81	\$1,227.75		\$0.00	\$5,015.38		\$1,112.39	\$55.62	\$1,168.01	
44 Lynnhaven Dr	139 01012 0003	55	\$1,870.00	1.44	\$145.20	49.88	\$756.05		\$0.00	\$2,771.25		\$614.65	\$30.73	\$645.38	
50 Lynnhaven Dr	139 01012 0002	72	\$2,448.00	13.31	\$1,342.09	40	\$606.30		\$0.00	\$4,396.39		\$975.10	\$48.75	\$1,023.85	
56 Lynnhaven Dr	139 01012 0001	70	\$2,380.00	14.86	\$1,498.38	20.68	\$313.46		\$0.00	\$4,191.84		\$929.73	\$46.49	\$976.22	
59 Lynnhaven Dr	139 01013 0018	78	\$2,652.00	14	\$1,411.67	184	\$2,788.96		\$0.00	\$6,852.63		\$1,519.88	\$75.99	\$1,595.87	
62 Lynnhaven Dr	139 01013 0007	71	\$2,414.00	6.22	\$627.18	95.32	\$1,444.80		\$0.00	\$4,485.99		\$994.97	\$49.75	\$1,044.72	
67 Lynnhaven Dr	139 01013 0019	70	\$2,380.00	0	\$0.00	0	\$0.00		\$0.00	\$2,380.00		\$527.87	\$26.39	\$554.26	
68 Lynnhaven Dr	139 01013 0006	71	\$2,414.00	10.49	\$1,057.74	39	\$591.14		\$0.00	\$4,062.88		\$901.13	\$45.06	\$946.19	
73 Lynnhaven Dr	139 01013 0020	68	\$2,312.00	5.33	\$537.44	0	\$0.00		\$0.00	\$2,849.44		\$631.99	\$31.60	\$663.59	
74 Lynnhaven Dr	139 01013 0005	67	\$2,278.00	10.49	\$1,057.74	100	\$1,515.74		\$0.00	\$4,851.48		\$1,076.04	\$53.80	\$1,129.84	
77 Lynnhaven Dr	139 01013 0021	111	\$3,774.00	15.88	\$1,601.23	192	\$2,910.22		\$0.00	\$8,285.46		\$1,837.67	\$91.88	\$1,929.55	
80 Lynnhaven Dr	139 01013 0004	67	\$2,278.00	0	\$0.00	0	\$0.00		\$0.00	\$2,278.00		\$505.25	\$25.26	\$530.51	
100 Lynnhaven Dr	139 01013 0003	65	\$2,210.00	0	\$0.00	112	\$1,697.63		\$0.00	\$3,907.63		\$866.69	\$43.33	\$910.02	
101 Lynnhaven Dr	139 01013 0035	105	\$3,570.00	14.88	\$1,500.40	262	\$3,971.24	2	\$3,000.00	\$12,041.64		\$2,670.78	\$133.54	\$2,804.32	
106 Lynnhaven Dr	139 01013 0002	69	\$2,346.00	1.56	\$157.30	84	\$1,273.22		\$0.00	\$3,776.52		\$837.61	\$41.88	\$879.49	
110 Lynnhaven Dr	139 01013 0001	68	\$2,312.00	13.47	\$1,358.23	156	\$2,364.56		\$0.00	\$6,034.78		\$1,338.48	\$66.92	\$1,405.40	
111 Lynnhaven Dr	139 01013 0036	111	\$3,774.00	6.11	\$616.09	0	\$0.00		\$0.00	\$4,390.09		\$973.70	\$48.69	\$1,022.39	
116 Lynnhaven Dr	139 01014 0011	46	\$1,564.00	10.63	\$1,071.86	0	\$0.00		\$0.00	\$2,635.86		\$584.62	\$29.23	\$613.85	
120 Lynnhaven Dr	139 01014 0010	67	\$2,278.00	1.5	\$151.25	104	\$1,576.37		\$0.00	\$4,005.62		\$888.43	\$44.42	\$932.85	
125 Lynnhaven Dr	139 01014 0017	74	\$2,516.00	0	\$0.00	96	\$1,455.11	1	\$1,500.00	\$5,471.11		\$1,213.47	\$60.67	\$1,274.14	
126 Lynnhaven Dr	139 01014 0009	68	\$2,312.00	10.75	\$1,083.96	20.62	\$312.55		\$0.00	\$3,708.50		\$822.53	\$41.13	\$863.66	
130 Lynnhaven Dr	139 01014 0008	67	\$2,278.00	6	\$605.00	152	\$2,303.93	1	\$1,500.00	\$6,686.93		\$1,483.13	\$74.16	\$1,557.29	
131 Lynnhaven Dr	139 01014 0018	79	\$2,686.00	3.11	\$313.59	66	\$1,000.39		\$0.00	\$3,999.98		\$887.18	\$44.36	\$931.54	
136 Lynnhaven Dr	139 01014 0007	70	\$2,380.00	2.55	\$257.13	160	\$2,425.19		\$0.00	\$5,062.31		\$1,122.80	\$56.14	\$1,178.94	
137 Lynnhaven Dr	139 01014 0019	115	\$3,910.00	0	\$0.00	144	\$2,182.67		\$0.00	\$6,092.67		\$1,351.32	\$67.57	\$1,418.89	
142 Lynnhaven Dr	139 01014 0006	66	\$2,244.00	10.42	\$1,050.68	20	\$303.15		\$0.00	\$3,597.83		\$797.98	\$39.90	\$837.88	
148 Lynnhaven Dr	139 01014 0005	53	\$1,802.00	1.55	\$156.29	71	\$1,076.18		\$0.00	\$3,034.47		\$673.03	\$33.65	\$706.68	
152 Lynnhaven Dr	139 01014 0004	67	\$2,278.00	1.66	\$167.38	0	\$0.00		\$0.00	\$2,445.38		\$542.37	\$27.12	\$569.49	
155 Lynnhaven Dr	139 01014 0035	79	\$2,686.00	11.55	\$1,164.63	190	\$2,879.91	1	\$1,500.00	\$8,230.53		\$1,825.49	\$91.27	\$1,916.76	
156 Lynnhaven Dr	139 01014 0003	68	\$2,312.00	3.33	\$335.78	0	\$0.00		\$0.00	\$2,647.78		\$587.26	\$29.36	\$616.62	
160 Lynnhaven Dr	139 01014 0002	67	\$2,278.00	1.5	\$151.25	150	\$2,273.61	1	\$1,500.00	\$6,202.86		\$1,375.76	\$68.79	\$1,444.55	
161 Lynnhaven Dr	139 01014 0036	68	\$2,312.00	21.77	\$2,195.14	16	\$242.52		\$0.00	\$4,749.66		\$1,053.45	\$52.67	\$1,106.12	
164 Lynnhaven Dr	139 01014 0001	68	\$2,312.00	27.22	\$2,744.68	12	\$181.89		\$0.00	\$5,238.57		\$1,161.89	\$58.09	\$1,219.98	
167 Lynnhaven Dr	139 01020 0031	60	\$2,040.00	15.11	\$1,523.59	198	\$3,001.17		\$0.00	\$6,564.76		\$1,456.03	\$72.80	\$1,528.83	
168 Lynnhaven Dr	139 01020 0050	52	\$1,768.00	1.5	\$151.25	8	\$121.26		\$0.00	\$2,040.51		\$452.57	\$22.63	\$475.20	
171 Lynnhaven Dr	139 01020 0032	63	\$2,142.00	12.44	\$1,254.37	200	\$3,031.48		\$0.00	\$6,427.85		\$1,425.67	\$71.28	\$1,496.95	
172 Lynnhaven Dr	139 01020 0049	52	\$1,768.00	2.88	\$290.40	104	\$1,576.37		\$0.00	\$3,634.77		\$806.17	\$40.31	\$846.48	
176 Lynnhaven Dr	139 01020 0048	52	\$1,768.00	14.44	\$1,456.03	20	\$303.15		\$0.00	\$3,527.18		\$782.31	\$39.12	\$821.43	
177 Lynnhaven Dr	139 01020 0033	61	\$2,074.00	16											

208 Lynnhaven Dr	139 01020 0040	51	\$1,734.00	2.05	\$206.71	0	\$0.00		\$0.00	\$1,940.71		\$430.44	\$21.52	\$451.96
211 Lynnhaven Dr	139 01021 0015	60	\$2,040.00	1.88	\$189.57	0	\$0.00	1	\$1,500.00	\$3,729.57		\$827.20	\$41.36	\$868.56
212 Lynnhaven Dr	139 01021 0027	52	\$1,768.00	4	\$403.33	40	\$606.30		\$0.00	\$2,777.63		\$616.06	\$30.80	\$646.86
216 Lynnhaven Dr	139 01021 0026	51	\$1,734.00	1.44	\$145.20	40	\$606.30		\$0.00	\$2,485.50		\$551.27	\$27.56	\$578.83
220 Lynnhaven Dr	139 01021 0025	36	\$1,224.00	2.33	\$234.94	98	\$1,485.43		\$0.00	\$2,944.37		\$653.05	\$32.65	\$685.70
300 Lynnhaven Dr	139 01021 0024	53	\$1,802.00	6	\$605.00	100	\$1,515.74		\$0.00	\$3,922.74		\$870.04	\$43.50	\$913.54
306 Lynnhaven Dr	139 01021 0023	52	\$1,768.00	1.55	\$156.29	104	\$1,576.37		\$0.00	\$3,500.66		\$776.43	\$38.82	\$815.25
307 Lynnhaven Dr	139 01021 0018	69	\$2,346.00	12.88	\$1,298.73	138	\$2,091.72	1	\$1,500.00	\$7,236.46		\$1,605.01	\$80.25	\$1,685.26
310 Lynnhaven Dr	139 01021 0022	52	\$1,768.00	3.11	\$313.59	80	\$1,212.59		\$0.00	\$3,294.18		\$730.63	\$36.53	\$767.16
314 Lynnhaven Dr	139 01021 0021	51	\$1,734.00	1.55	\$156.29	20	\$303.15		\$0.00	\$2,193.44		\$486.49	\$24.32	\$510.81
315 Lynnhaven Dr	139 01021 0019	134.5	\$4,573.00	22	\$2,218.33	178	\$2,698.02		\$0.00	\$9,489.35		\$2,104.69	\$105.23	\$2,209.92
320 Lynnhaven Dr	139 01021 0020	63	\$2,142.00	0	\$0.00	234	\$3,546.83	1	\$1,500.00	\$7,188.83		\$1,594.45	\$79.72	\$1,674.17
78 Meyer Ave	139 01012 0010	66	\$2,244.00	0	\$0.00	20	\$303.15		\$0.00	\$2,547.15		\$564.94	\$28.25	\$593.19
100 Meyer Ave	139 01012 0011	149	\$5,066.00	14.11	\$1,422.76	236	\$3,577.15		\$0.00	\$10,065.91		\$2,232.57	\$111.63	\$2,344.20
103 Meyer Ave	139 01007 0021	61	\$2,074.00	7.67	\$773.39	136	\$2,061.41	1	\$1,500.00	\$6,408.80		\$1,421.44	\$71.07	\$1,492.51
104 Meyer Ave	139 01012 0021	92	\$3,128.00	1.33	\$134.11	32	\$485.04		\$0.00	\$3,747.15		\$831.10	\$41.55	\$872.65
105 Meyer Ave	139 01007 0022	63	\$2,142.00	12.44	\$1,254.37	140	\$2,122.04		\$0.00	\$5,518.40		\$1,223.95	\$61.20	\$1,285.15
108 Meyer Ave	139 01012 0020	67	\$2,278.00	12	\$1,210.00	188	\$2,849.59		\$0.00	\$6,337.59		\$1,405.65	\$70.28	\$1,475.93
109 Meyer Ave	139 01007 0023	67	\$2,278.00	12.11	\$1,221.09	124	\$1,879.52		\$0.00	\$5,378.61		\$1,192.95	\$59.65	\$1,252.60
112 Meyer Ave	139 01012 0024	73	\$2,482.00	17.61	\$1,775.68	224	\$3,395.26		\$0.00	\$7,652.93		\$1,697.38	\$84.87	\$1,782.25
113 Meyer Ave	139 01007 0024	64	\$2,176.00	13.22	\$1,333.02	82	\$1,242.91		\$0.00	\$4,751.92		\$1,053.95	\$52.70	\$1,106.65
116 Meyer Ave	139 01012 0023	64	\$2,176.00	12.56	\$1,266.47	212	\$3,213.37		\$0.00	\$6,655.84		\$1,476.23	\$73.81	\$1,550.04
117 Meyer Ave	139 01008 0014	66	\$2,244.00	16.33	\$1,646.61	0	\$0.00		\$0.00	\$3,890.61		\$862.92	\$43.15	\$906.07
120 Meyer Ave	139 01012 0019	66	\$2,244.00	11.56	\$1,165.63	184	\$2,788.96		\$0.00	\$6,198.60		\$1,374.82	\$68.74	\$1,443.56
121 Meyer Ave	139 01008 0013	66	\$2,244.00	12.11	\$1,221.09	114	\$1,727.94		\$0.00	\$5,193.04		\$1,151.79	\$57.59	\$1,209.38
124 Meyer Ave	139 01013 0017	69	\$2,346.00	6.33	\$638.28	144	\$2,182.67		\$0.00	\$5,166.94		\$1,146.00	\$57.30	\$1,203.30
125 Meyer Ave	139 01008 0012	68	\$2,312.00	8.56	\$863.13	0	\$0.00		\$0.00	\$3,175.13		\$704.23	\$35.21	\$739.44
128 Meyer Ave	139 01013 0016	68	\$2,312.00	1.89	\$190.58	42	\$636.61		\$0.00	\$3,139.19		\$696.26	\$34.81	\$731.07
129 Meyer Ave	139 01008 0011	66	\$2,244.00	15.44	\$1,556.87	106	\$1,606.69		\$0.00	\$5,407.55		\$1,199.37	\$59.97	\$1,259.34
132 Meyer Ave	139 01013 0015	66	\$2,244.00	17.22	\$1,736.35	108	\$1,637.00		\$0.00	\$5,617.35		\$1,245.90	\$62.30	\$1,308.20
133 Meyer Ave	139 01008 0010	68	\$2,312.00	15.44	\$1,556.87	52	\$788.19		\$0.00	\$4,657.05		\$1,032.91	\$51.65	\$1,084.56
136 Meyer Ave	139 01013 0014	67	\$2,278.00	12.44	\$1,254.37	32	\$485.04		\$0.00	\$4,017.40		\$891.04	\$44.55	\$935.59
137 Meyer Ave	139 01008 0009	63	\$2,142.00	16.89	\$1,703.08	98	\$1,485.43		\$0.00	\$5,330.50		\$1,182.28	\$59.11	\$1,241.39
140 Meyer Ave	139 01013 0013	87	\$2,958.00	0	\$0.00	0	\$0.00		\$0.00	\$2,958.00		\$656.07	\$32.80	\$688.87
141 Meyer Ave	139 01008 0008	68	\$2,312.00	11.89	\$1,198.91	94	\$1,424.80		\$0.00	\$4,935.70		\$1,094.72	\$54.74	\$1,149.46
144 Meyer Ave	139 01013 0026	109	\$3,706.00	6.78	\$683.65	430	\$6,517.69		\$0.00	\$10,907.34		\$2,419.19	\$120.96	\$2,540.15
145 Meyer Ave	139 01008 0007	52	\$1,768.00	11.56	\$1,165.63	76	\$1,151.96		\$0.00	\$4,085.60		\$906.17	\$45.31	\$951.48
149 Meyer Ave	139 01008 0006	72	\$2,448.00	7.67	\$773.39	148	\$2,243.30		\$0.00	\$5,464.69		\$1,212.04	\$60.60	\$1,272.64
176 Meyer Ave	139 01011 0001	60	\$2,040.00	19.44	\$1,960.20	148	\$2,243.30		\$0.00	\$6,243.50		\$1,384.78	\$69.24	\$1,454.02
202 Meyer Ave	139 01011 0002	47	\$1,598.00	18.11	\$1,826.09	156	\$2,364.56	1	\$1,500.00	\$7,288.65		\$1,616.59	\$80.83	\$1,697.42
214 Meyer Ave	139 01011 0003	77	\$2,618.00	11.33	\$1,142.44	270	\$4,092.50		\$0.00	\$7,852.94		\$1,741.74	\$87.09	\$1,828.83
252 Meyer Ave	139 01019 0043	101	\$3,434.00	12.78	\$1,288.65	0	\$0.00		\$0.00	\$4,722.65		\$1,047.46	\$52.37	\$1,099.83
264 Meyer Ave	139 01019 0042	150	\$5,100.00	8.67	\$874.23	0	\$0.00		\$0.00	\$5,974.23		\$1,325.05	\$66.25	\$1,391.30
310 Meyer Ave	139 01019 0023	88	\$2,992.00	3.11	\$313.59	216	\$3,274.00		\$0.00	\$6,579.59		\$1,459.32	\$72.97	\$1,532.29
318 Meyer Ave	139 01019 0020	90	\$3,060.00	6.05	\$610.04	284	\$4,304.70		\$0.00	\$7,974.75		\$1,768.76	\$88.44	\$1,857.20
328 Meyer Ave	139 01019 0017	87	\$2,958.00	6.83	\$688.69	112	\$1,697.63		\$0.00	\$5,344.32		\$1,185.34	\$59.27	\$1,244.61
336 Meyer Ave	139 01019 0015	68	\$2,312.00	1.72	\$173.43	100	\$1,515.74	1	\$1,500.00	\$5,501.17		\$1,220.13	\$61.01	\$1,281.14
2 Valentine Dr	139 01020 0002	69	\$2,346.00	0	\$0.00	20	\$303.15	1	\$1,500.00	\$4,149.15		\$920.26	\$46.01	\$966.27
4318 Eastman Ave	139101406 0055	0	\$0.00	6	\$605.00	0	\$0.00		\$0.00	\$605.00		\$134.19	\$6.71	\$140.90
4320 Eastman Ave	139101406 0056	0	\$0.00	12.56	\$1,266.47	0	\$0.00		\$0.00	\$1,266.47		\$280.90	\$14.04	\$294.94
4322 Eastman Ave	139101406 0057	0	\$0.00	10.56	\$1,064.80	0	\$0.00		\$0.00	\$1,064.80		\$236.17	\$11.81	\$247.98
4324 Eastman Ave	139101406 0058	0	\$0.00	12	\$1,210.00	0	\$0.00		\$0.00	\$1,210.00		\$268.37	\$13.42	\$281.79
4336 Eastman Ave	39101406 0059-60	0	\$0.00	8	\$806.67	0	\$0.00		\$0.00	\$806.67		\$178.91	\$8.95	\$187.86
4410 Eastman Ave	139101407 0044	0	\$0.00	11.33	\$1,142.44	0	\$0.00		\$0.00	\$1,142.44		\$253.39	\$12.67	\$266.06
4414 Eastman Ave	139101407 0046	0	\$0.00	9.56	\$963.97	0	\$0.00		\$0.00	\$963.97		\$213.80	\$10.69	\$224.49
5001 Eastman Ave	139 00902 0028	0	\$0.00	0	\$0.00	56	\$3,834.82		\$0.00	\$3,834.82		\$850.55	\$42.53	\$893.08
5175 Eastman Ave	139 01118 0014	12	\$408.00	0	\$0.00	66	\$1,000.39		\$0.00	\$1,408.39		\$312.37	\$15.62	\$327.99
5217 Eastman Ave	139 01118 0012	32	\$1,088.00	0	\$0.00	0	\$0.00		\$0.00	\$1,088.00		\$241.31	\$12.07	\$253.38
5229 Eastman Ave	139 01118 0011	0	\$0.00	2.22	\$223.85	45	\$682.08		\$0.00	\$905.93		\$200.93	\$10.05	\$210.98
5231 Eastman Ave	139 01119 0001	42	\$1,428.00	16.1	\$1,623.42	187	\$2,834.44		\$0.00	\$5,885.85		\$1,305.45	\$65.27	\$1,370.72
5271 Eastman Ave	139 01119 0026	16	\$544.00	0	\$0.00	0	\$0.00		\$0.00	\$544.00		\$120.66	\$6.03	\$126.69
5281 Eastman Ave	139 01119 0027	11	\$374.00	0	\$0.00	0	\$0.00		\$0.00	\$374.00		\$82.95	\$4.15	\$87.10
5291 Eastman Ave	139 01119 0028	19	\$646.00	0	\$0.00	111	\$1,682.47		\$0.00	\$2,328.47		\$516.44	\$25.82	\$542.26
5299 Eastman Ave	139 01119 0029	0	\$0.00	0	\$0.00	118	\$1,788.57		\$0.00	\$1,788.57		\$396.70	\$19.83	\$416.53
5311 Eastman Ave	139 01119 0031	19	\$646.00	0	\$0.00	91	\$1,379.32		\$0.00	\$2,025.32		\$449.21	\$22.46	\$471.67
5331 Eastman Ave	139 01119 0032	17	\$578.00	0	\$0.00	95	\$1,439.95		\$0.00	\$2,017.95		\$447.57	\$22.38	\$469.95
5341 Eastman Ave	139 01207 0009	0	\$0.00	0	\$0.00	148	\$2,243.30		\$0.00	\$2,243.30		\$497.55	\$24.88	\$522.43
5351 Eastman Ave	139 01207 0010	6	\$204.00	0	\$0.00	77	\$1,167.12		\$0.00	\$1,371.12		\$304.11	\$15.21	\$319.32
5361 Eastman Ave	139 01207 0011	5	\$170.00	0	\$0.00	140	\$2,122.04		\$0.00	\$2,292.04		\$508.36	\$25.42	\$533.78
5401 Eastman Ave	139 01207 0012	20	\$680.00	0	\$0.00	130	\$1,970.46		\$0.00	\$2,650.46		\$587.86	\$29.39	\$617.25
999 Spinning Rd	139 01207 0013-14	45	\$1,530.00	13.33	\$1,344.11		\$848.81		\$0.00	\$3,722.92		\$825.73	\$41.29	\$867.02

\$304,317.00

\$110,530.48

\$223,137.38

\$670,984.86

\$148,821.15

\$156,262.17



MEETING DATE: May 4, 2023

AGENDA ITEM: New Business

TO: Riverside City Council

FROM: Tom Garrett, Finance Director

SUBJECT: Resolution No. 23-R-2843 – Authorizing the assessment of delinquent charges for the cutting and removal of weeds, vegetation, grass and debris to be placed on the Montgomery County Property Tax Duplicate.

EXPLANATION:

Assesses property owners to recoup expenditures already paid by the City and to collect unpaid abatement penalties.

RECOMMENDATION

It is respectfully recommended that the Mayor and City Council approve the attached resolution.

FISCAL IMPACT

Seeks to recoup expenses previously paid plus imposed penalties.

SOURCE OF FUNDS

N/A

EXHIBITS

See attached Resolution and Exhibit.

23-R-2843

A RESOLUTION BY THE RIVERSIDE CITY COUNCIL AUTHORIZING THE ASSESSMENT OF DELINQUENT CHARGES FOR THE CUTTING AND REMOVAL OF WEEDS, VEGETATION, GRASS AND/OR DEBRIS TO BE PLACED ON THE MONTGOMERY COUNTY PROPERTY TAX DUPLICATE.

WHEREAS, the owner(s) of properties indexed on the list that is attached (Exhibit A) hereto and made a part of this Resolution being lots along various streets in the municipality, have been provided with written notice to cut and remove weeds, vegetation, grass and/or other debris; and

WHEREAS, the owner(s) of properties indexed on the list that is attached hereto (Exhibit A) and made a part of this Resolution being lots along various streets in the municipality have failed to comply with said notices and the City of Riverside then caused said cutting and removal of weeds, vegetation grass and/or other debris; and

WHEREAS, all expenses and costs received were paid out of Municipal funds; and

WHEREAS, these delinquent charges can be recovered by certification to the Montgomery County Auditor's Office for placement on the next property tax duplicate of the owner(s) of said property.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RIVERSIDE, STATE OF OHIO:

Section 1: That the City Manager is hereby authorized to certify delinquent charges in the amount of \$61,744.19, which does not include the 5% fee charged by the Auditor, to the Montgomery County Auditor for placement on the property tax duplicate of the owner(s) of the properties indexed on the list that is attached and made a part hereof, being lots along various streets in the municipality.

Section 2: That this Resolution shall take effect and be in full force from and after the date of its passage.

PASSED THIS DAY OF _____.

APPROVED:

MAYOR

ATTEST:

CLERK

23-R-2843

CERTIFICATE OF THE CLERK

I, _____, Clerk of the City of Riverside, Ohio, do hereby certify that the foregoing Resolution is a true and correct copy of Resolution No. 23-R-2843 passed by the Riverside City Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day _____.

CLERK



Parcel ID	County Code	Tax Year	Number Street	Amount
I39 00109 0002	31500	2023	905 Glendean	\$245.00
I39 00112 0033	31500	2023	5165 Northcliff	\$340.00
I39 00118 0001	31500	2023	4357 Byesville	\$245.00
I39 00118 0022	31500	2023	4368 Byesville	\$245.00
I39 00118 0022	31500	2023	4368 Byesville	\$245.00
I39 00120 0022	31500	2023	4731 Byesville	\$245.00
I39 00120 0022	31500	2023	4731 Byesville	\$245.00
I39 00120 0022	31500	2023	4731 Byesville	\$4,813.66
I39 00120 0032	31500	2023	4720 Byesville	\$477.70
I39 00120 0032	31500	2023	4720 Byesville	\$1,826.84
I39 00120 0032	31500	2023	4720 Byesville	\$245.00
I39 00120 0081	31500	2023	4544 Derwent	\$948.78
I39 00121 0043	31500	2023	4420 Fairpark	\$278.85
I39 00122 0048	31500	2023	4546 Fair Park	\$245.00
I39 00123 0028	31500	2023	4766 Airway	\$245.00
I39 00402 0045	31500	2023	4318 Arrowrock	\$245.00
I39 00417 0001	31500	2023	1929 Harshman	\$245.00
I39 00417 0001	31500	2023	1929 Harshman	\$245.00
I39 00507 0015	31500	2023	41 Ingleside	\$2,528.44
I39 00511 0001	31500	2023	3318 Old Troy	\$444.20
I39 00513 0006	31500	2023	3223 Carlton	\$245.00
I39 00513 0006	31500	2023	3223 Carlton	\$245.00
I39 00515 0073	31500	2023	338 Ingleside	\$245.00
I39 00519 0005	31500	2023	3555 Lane Garden	\$340.00
I39 00604 0047	31500	2023	300 Trunk	\$245.00
I39 00605 0003	31500	2023	714 Haldeman	\$245.00
I39 00606 0015	31500	2023	612 Haldeman	\$245.00
I39 00609 0029	31500	2023	627 Home Crest	\$245.00
I39 00609 0042	31500	2023	2224 Brandt	\$245.00
I39 00611 0003	31500	2023	609 Dawes	\$245.00
I39 00611 0003	31500	2023	609 Dawes	\$316.70
I39 00616 0006	31500	2023	900 Beatrice	\$2,540.00
I39 00616 0069	31500	2023	340 Marjorie	\$351.10
I39 00618 0089	31500	2023	321 Marjorie	\$245.00
I39 00618 0089	31500	2023	321 Marjorie	\$245.00
I39 00704 0006	31500	2023	525 Lorella	\$245.00
I39 00704 0046	31500	2023	601 Prince Albert	\$245.00
I39 00704 0046	31500	2023	601 Prince Albert	\$245.00
I39 00704 0047	31500	2023	603 Prince Albert	\$245.00
I39 00704 0047	31500	2023	603 Prince Albert	\$245.00
I39 00704 0047	31500	2023	603 Prince Albert	\$280.85
I39 00706 0038	31500	2023	613 Aspen	\$245.00
I39 00706 0038	31500	2023	613 Aspen	\$375.85
I39 00706 0042	31500	2023	627 Aspen	\$245.00
I39 00706 0042	31500	2023	627 Aspen	\$245.00
I39 00706 0053	31500	2023	634 Wynora	\$245.00
I39 00707 0005	31500	2023	2339 Guernsey Dell	\$245.00



Parcel ID	County Code	Tax Year	Number Street	Amount
I39 00707 0005	31500	2023	2339 Guernsey Dell	\$245.00
I39 00707 0020	31500	2023	2350 Forest Home	\$297.50
I39 00707 0020	31500	2023	2350 Forest Home	\$245.00
I39 00707 0020	31500	2023	2350 Forest Home	\$245.00
I39 00708 0032	31500	2023	410 Prince Albert	\$245.00
I39 00708 0032	31500	2023	410 Prince Albert	\$245.00
I39 00708 0033	31500	2023	412 Prince Albert	\$245.00
I39 00708 0033	31500	2023	412 Prince Albert	\$245.00
I39 00708 0033	31500	2023	412 Prince Albert	\$1,852.20
I39 00708 0039	31500	2023	824 Sagamore	\$456.40
I39 00708 0040	31500	2023	816 Sagamore	\$245.00
I39 00708 0040	31500	2023	816 Sagamore	\$245.00
I39 00711 0063	31500	2023	Bushnell	\$245.00
I39 00711 0063	31500	2023	2353 Bushnell	\$245.00
I39 00713 0065	31500	2023	2456 Forest Home	\$350.00
I39 00713 0065	31500	2023	2456 Forest Home	\$245.00
I39 00713 0065	31500	2023	2456 Forest Home	\$5,583.00
I39 00713 0065	31500	2023	2456 Forest Home	\$245.00
I39 00714 0013	31500	2023	2413 Valley Pike	\$918.40
I39 00714 0013	31500	2023	2413 Valley Pike	\$245.00
I39 00714 0016	31500	2023	2401 Valley Pike	\$245.00
I39 00714 0016	31500	2023	2401 Valley Pike	\$245.00
I39 00714 0041	31500	2023	2449 Rondowa	\$245.00
I39 00718 0007	31500	2023	2428 Valley Pike	\$245.00
I39 00718 0007	31500	2023	2428 Valley Pike	\$245.00
I39 00718 0027	31500	2023	2412 Warrendale	\$3,401.77
I39 00812 0003	31500	2023	4911 Troy Pike	\$466.70
I39 00907 0056	31500	2023	5584 Barrett	\$245.00
I39 00907 0056	31500	2023	5584 Barrett	\$316.70
I39 00912 0004	31500	2023	467 Merwin	\$245.00
I39 00912 0004	31500	2023	467 Merwin	\$245.00
I39 00913 0019	31500	2023	456 Twinning	\$245.00
I39 00916 0016	31500	2023	5449 Burkhardt	\$245.00
I39 01002 0042	31500	2023	Barksdale	\$245.00
I39 01002 0046	31500	2023	4412 Airway	\$245.00
I39 01002 0046	31500	2023	4412 Airway	\$245.00
I39 01003 0043	31500	2023	4535 Glen Martin	\$245.00
I39 01003 0043	31500	2023	4535 Glen Martin	\$245.00
I39 01005 0022	31500	2023	115 Hayden	\$245.00
I39 01005 0022	31500	2023	115 Hayden	\$388.40
I39 01005 0022	31500	2023	115 Hayden	\$245.00
I39 01005 0022	31500	2023	115 Hayden	\$280.85
I39 01009 0003	31500	2023	134 Ellington	\$446.10
I39 01014 0006	31500	2023	142 Lynnhaven	\$245.00
I39 01015 0017	31500	2023	4990 Bayside	\$245.00
I39 01019 0038	31500	2023	2211 Hazelton	\$461.40
I39 01020 0049	31500	2023	172 Lynnhaven	\$245.00



Parcel ID	County Code	Tax Year	Number Street	Amount
I39 01021 0017	31500	2023	2424 Eden	\$245.00
I39 01021 0020	31500	2023	Lynnhaven	\$245.00
I39 01022 0007	31500	2023	4861 Burkhardt	\$2,004.10
I39 01022 0007	31500	2023	4861 Burkhardt	\$280.00
I39 01104 0021	31500	2023	494 Pandora	\$245.00
I39 01115 0011	31500	2023	5190 Underwood	\$952.80
I39 01206 0023	31500	2023	5299 Viewland	\$245.00
I39 01206 0023	31500	2023	5299 Viewland	\$245.00
I39101404 0043	31500	2023	1304 Sanford	\$440.70
I39101406 0051	31500	2023	4300 Eastman	\$245.00
I39101407 0039	31500	2023	4409 Richland	\$245.00
I39101410 0052	31500	2023	1360 Obie	\$245.00
I39101411 0025	31500	2023	1318 Mayapple	\$235.00
I39101411 0025	31500	2023	1318 Mayapple	\$245.00
I39101411 0025	31500	2023	1318 Mayapple	\$278.40
I39101502 0010	31500	2023	1298 Woodman	\$245.00
I39101602 0001	31500	2023	4032 Linden	\$625.00
I39101602 0001	31500	2023	4032 Linden	\$4,385.30
I39101602 0003	31500	2023	Linden	\$192.50
I39101602 0003	31500	2023	Linden	\$197.50
I39101602 0009	31500	2023	Linden	\$192.50
I39101602 0009	31500	2023	Linden	\$197.50
I39401317 0043	31500	2023	1230 Gridley	\$245.00
I39401317 0043	31500	2023	1230 Gridley	\$245.00
I39401317 0051	31500	2023	1215 Ringwalt	\$245.00
I39401317 0051	31500	2023	1215 Ringwalt	\$245.00
I39401318 0018	31500	2023	1158 Jeanette	\$245.00
I39401318 0018	31500	2023	1158 Jeanette	\$590.50
				\$61,744.19



MEETING DATE: May 4, 2023

AGENDA ITEM: New Business

TO: Riverside City Council

FROM: Lori Minnich, Economic Development Specialist

SUBJECT: Resolution No. A resolution adopting a technical correction to Resolution No. 10-R-1450 to clarify the treatment of multiple unit residential dwellings.

EXPLANATION

Resolution 10-R-1450 as adopted by Council May 20, 2010, treat residential construction with three or more housing units as “commercial or industrial property” within the Central Community Reinvestment Area. The technical correction will treat new and remodel construction with three or more housing units as ‘residential.’

The Technical Correction of 10-R-1450 will fulfill the expressed intent of Council that new or remodel construction, deemed eligible for a tax exemption, be classified as ‘residential’ or ‘commercial’ based on the zoning classification of the project and consistent with the Ohio Community Reinvestment Area program guidelines.

RECOMMENDATION

It is respectfully recommended that the Mayor and City Council approve the attached legislation.

FISCAL IMPACT

N/A

SOURCE OF FUNDS

N/A

EXHIBITS

Resolution

A RESOLUTION ADOPTING A TECHNICAL CORRECTION TO RESOLUTION 10-R-1450 TO CLARIFY THE TREATMENT OF MULTIPLE UNIT RESIDENTIAL DWELLINGS.

WHEREAS, in 2010, Council of the City of Riverside, Ohio (hereinafter "Council") approved Resolution 10-R-1450 (hereinafter "Resolution") to create the Central Community Reinvestment Area; and

WHEREAS, the Central Community Reinvestment Area was created to pursue all reasonable and legitimate incentive measures to assist and encourage development in those areas of the City which have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, in order to attract high quality residential development in the Central Community Reinvestment Area, it is necessary to adopt a technical correction to Resolution 10-R-1450, such that the Resolution will both be consistent with Ohio law and consistent with the express intent of Council that structures be classified as residential or commercial for abatement purposes based on the zoning classification of the structure; and

WHEREAS, currently under Section 4 of the Resolution, residential construction of single-family homes is eligible for an exemption as a residential property but residential dwellings with three (3) or more housing units are treated differently as "commercial or industrial property"; and

WHEREAS, Section 6 of the Resolution, however, indicates that (unless a structure is a mixed-use structure) "structures shall be classified as residential, or as commercial or industrial, by the classification of the use of the structure or remodeling under applicable zoning regulations"; and

WHEREAS, Section 6 is consistent with Ohio Revised Code Section 3735.66, which provides that "shall at all times be consistent with zoning restrictions applicable to the area;" and

WHEREAS, this technical correction will treat single-family, two-family, and residential dwellings with three (3) or more units the same based on the zoning of the structure, which is consistent with both Section 6 and Ohio Revised Code Section 3735.66 which state that classifications of multi-family residential is may be based upon the "applicable zoning regulations"; and

WHEREAS, this technical correction is consistent with City's goal of encouraging economic stability, maintaining real property values, and generating new employment opportunities, all to the benefit of the citizens of Riverside.

23-R-2844

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RIVERSIDE, STATE OF OHIO:

Section 1: That Section 4 of Resolution No. 10-R-1450 is hereby technically corrected, in part, to read as follows:

For residential property within the Central Community Reinvestment Area, a tax exemption on the increase in the assessed valuation resulting from improvements described in ORC Section 3537.67 shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer. All residential projects must include improvements to the primary dwelling in order to qualify for the Central Community Reinvestment Area Program.

Residential remodeling applications must be accompanied by expense receipts no more than one (1) year old that meet the cost requirement specified in Section 4 of this Resolution. Residential applications for new construction projects must be filed with the Housing Officer no later than six (6) months after receiving an occupancy permit.

The applicable residential exemptions are as follows:

b) Residential new construction of single-family homes for which the cost of construction, excluding the cost of the land, exceeds \$100,000 (one hundred thousand dollars) shall be eligible for an exemption of 75% (seventy-five percent) of the original added value of the structure for a period of ten (10) years.

c) For purposes of this program, residential dwellings with three (3) or more housing units **shall be considered residential property for purposes of the provisions of this program, provided that such structures are located in a residential zoning category, and shall be eligible for an exemption of 75% (seventy-five percent) of the original added value of the structure for a period of fifteen (15) years** ~~shall be considered commercial or industrial property and subject to the requirements of the applicable commercial/industrial provisions of the program.~~

Section 2: That 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

23-R-2844

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 ORC Section 121.22.

Section 3: That the purpose of the Resolution is to clarify the intent of Council that the classification of residential dwelling structures with three or more housing units for purposes of the tax exemptions offered in the Central Community Reinvestment Area has been and continues to be that such structures be classified consistent with the applicable zoning restrictions, such zoning restrictions being residential zoning categories in the Central Community Reinvestment Area. The technical corrections set forth in this Resolution apply with respect to structures completed both before and after the effective date of this Resolution. Therefore, the period for which an application may be filed with the Housing Officer for residential dwellings with three or more housing units shall be extended to allow projects that have previously been issued an occupancy permit within the past thirty-six (36) months.

Section 4: That this resolution shall take effect at the earliest opportunity allowed by law.

PASSED THIS DAY OF _____.

APPROVED:

MAYOR

ATTEST:

CLERK

CERTIFICATE OF THE CLERK

I, _____, Clerk of the City of Riverside, Ohio, do hereby certify that the foregoing Resolution is a true and correct copy of Resolution No. 23-R-2844 passed by the Riverside City Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day _____.

CLERK



MEETING DATE: May 4, 2023

AGENDA ITEM: New Business

TO: Riverside City Council

FROM: Lori Minnich, Economic Development Specialist

SUBJECT: Resolution No. 23-R-2845 – A resolution adopting a technical correction to Resolution No. 10-R-1451 to clarify the treatment of multiple unit residential dwellings.

EXPLANATION

Resolution 10-R-1451 as adopted by Council May 20, 2010, treat residential construction with three or more housing units as “commercial or industrial property” in the Southern Community Reinvestment Area. The technical correction will treat new and remodel construction with three or more housing units as ‘residential.’

The Technical Correction of 10-R-1451 will fulfill the expressed intent of Council that new or remodel construction, deemed eligible for a tax exemption, be classified as ‘residential’ or ‘commercial’ based on the zoning classification of the project and consistent with the Ohio Community Reinvestment Area program guidelines.

RECOMMENDATION

It is respectfully recommended that the Mayor and City Council approve the attached legislation.

FISCAL IMPACT

N/A

SOURCE OF FUNDS

N/A

EXHIBITS

Resolution

A RESOLUTION ADOPTING A TECHNICAL CORRECTION TO RESOLUTION 10-R-1451 TO CLARIFY THE TREATMENT OF MULTIPLE UNIT RESIDENTIAL DWELLINGS.

WHEREAS, in 2010, Council of the City of Riverside, Ohio (hereinafter "Council") approved Resolution 10-R-1451 (hereinafter "Resolution") to create the Southern Community Reinvestment Area; and

WHEREAS, the Southern Community Reinvestment Area was created to pursue all reasonable and legitimate incentive measures to assist and encourage development in those areas of the City which have not enjoyed reinvestment from remodeling or new construction; and

WHEREAS, in order to attract high quality residential development in the Southern Community Reinvestment Area, it is necessary to adopt a technical correction to Resolution 10-R-1451, such that the Resolution will both be consistent with Ohio law and consistent with the express intent of Council that structures be classified as residential or commercial for abatement purposes based on the zoning classification of the structure; and

WHEREAS, currently under Section 4 of the Resolution, residential construction of single-family homes is eligible for an exemption as a residential property but residential dwellings with three (3) or more housing units are treated differently as "commercial or industrial property"; and

WHEREAS, Section 6 of the Resolution, however, indicates that (unless a structure is a mixed-use structure) "structures shall be classified as residential, or as commercial or industrial, by the classification of the use of the structure or remodeling under applicable zoning regulations"; and

WHEREAS, Section 6 is consistent with Ohio Revised Code Section 3735.66, which provides that "shall at all times be consistent with zoning restrictions applicable to the area;" and

WHEREAS, this technical correction will treat single-family, two-family, and residential dwellings with three (3) or more units the same based on the zoning of the structure, which is consistent with both Section 6 and Ohio Revised Code Section 3735.66 which state that classifications of multi-family residential is may be based upon the "applicable zoning regulations"; and

WHEREAS, this technical correction is consistent with City's goal of encouraging economic stability, maintaining real property values, and generating new employment opportunities, all to the benefit of the citizens of Riverside.

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NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RIVERSIDE, STATE OF OHIO:

Section 1: That Section 4 of Resolution No. 10-R-1451 is hereby technically corrected, in part, to read as follows:

For residential property within the Southern Community Reinvestment Area, a tax exemption on the increase in the assessed valuation resulting from improvements described in ORC Section 3537.67 shall be granted upon proper application by the property owner and certification thereof by the designated Housing Officer. All residential projects must include improvements to the primary dwelling in order to qualify for the Southern Community Reinvestment Area Program.

Residential remodeling applications must be accompanied by expense receipts no more than one (1) year old that meet the cost requirement specified in Section 4 of this Resolution. Residential applications for new construction projects must be filed with the Housing Officer no later than six (6) months after receiving an occupancy permit.

The applicable residential exemptions are as follows:

b) Residential new construction of single-family homes for which the cost of construction, excluding the cost of the land, exceeds \$100,000 (one hundred thousand dollars) shall be eligible for an exemption of 75% (seventy-five percent) of the original added value of the structure for a period of ten (10) years.

c) For purposes of this program, residential dwellings with three (3) or more housing units **shall be considered residential property for purposes of the provisions of this program, provided that such structures are located in a residential zoning category, and shall be eligible for an exemption of 75% (seventy-five percent) of the original added value of the structure for a period of fifteen (15) years** ~~shall be considered commercial or industrial property and subject to the requirements of the applicable commercial/industrial provisions of the program.~~

Section 2: That 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

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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 ORC Section 121.22.

Section 3: That the purpose of the Resolution is to clarify the intent of Council that the classification of residential dwelling structures with three or more housing units for purposes of the tax exemptions offered in the Southern Community Reinvestment Area has been and continues to be that such structures be classified consistent with the applicable zoning restrictions, such zoning restrictions being residential zoning categories in the Southern Community Reinvestment Area. The technical corrections set forth in this Resolution apply with respect to structures completed both before and after the effective date of this Resolution. Therefore, the period for which an application may be filed with the Housing Officer for residential dwellings with three or more housing units shall be extended to allow projects that have previously been issued an occupancy permit within the past thirty-six (36) months.

Section 4: That this resolution shall take effect at the earliest opportunity allowed by law.

PASSED THIS DAY OF _____.

APPROVED:

MAYOR

ATTEST:

CLERK

CERTIFICATE OF THE CLERK

I, _____, Clerk of the City of Riverside, Ohio, do hereby certify that the foregoing Resolution is a true and correct copy of Resolution No. 23-R-2845 passed by the Riverside City Council on _____.

IN TESTIMONY WHEREOF, witness my hand and official seal this day _____.

CLERK

CITY MANAGER

PREVIOUS

UPDATES

MEMORANDUM

TO: Honorable Mayor and Councilmembers

FROM: Josh Rauch, City Manager

DATE: April 21, 2023

SUBJECT: Weekend Update

CC: Department Directors, City Clerk, Law Director

City Manager's Office

- The DDC regional fly-in was a successful trip. I had the opportunity to visit with Senator Vance's staff to discuss the Woodman/Springfield intersection and the Woodman corridor, which was productive. I also had the opportunity to visit with some colleagues from Wooldert who will be helping to lead our design process for the SS4A grant, and continued building relationships with our regional peers. We'll continue to keep a watchful eye on this year's federal budget process.
- A kickoff meeting for our Fire Chief search is scheduled for May 4th. I'll be in touch following that meeting with a more detailed timeline regarding the recruitment.
- I spoke with several Dayton Business Journal reporters this week regarding a Community Spotlight article which will be published in the coming months.

Administration

- **Council AV System-** Tech Advisors is working on quotes to replace the network switches that are part of the AV system and appear to be part of the problem. At the same time, we will be researching the cost of replacement of the entire system.

Community Development Department

- Oddbody's has been closed pursuant to an eviction proceeding and the City's nuisance enforcement activities. The property owner has asked Riverside PD to trespass anyone found inside the property.
- We notified the property owner at 700 Spinning (old Kroger) about illegal dumping and parking activities. The owner was responsive and indicated that action would be taken to remedy the issue promptly.
- Found new dumping at 4032 Linden today and was able to pull pictures of suspect and suspect vehicle. Crigler doing a dumping report.
- Another light measurement at 602 Woodman - all except south edge facing St. Helens access drive now in compliance. We will start fines if the final measurement is not in compliance within 10 days.
- Grass enforcement continues.

Finance Department

- Kim conducted SSI VIP training for staff this week.
- Kickoff calls with ClearGov took place, and Kim has begun a data pull/prep process to begin using the ClearGov system.
- Tom is doing well and we expect his return sometime in May.

Fire Department

- Working on transitioning my projects and duties to the Battalion Chiefs and orientation for BC Taylor.
- Crews are completing their protocol tests and skills evaluations.
- Engine 6 will be going in for the pump rebuild determined to be needed last fall. Parts have finally arrived.
- New medic 5 chassis has arrived at Horton is scheduled to be completed in early august.
- Completed all order forms for the 2024 Medic and replacement generator at station 6.

Police Department

- The flock cameras are continuing to be installed this week with a total of five cameras by the end of this week installed.
- Officer Brookshire went to St. Helens and gave a presentation to all classes as well as at parent teacher conferences on Internet, e-cig and Dab Safety for tweens.
- Toscani went over to Merry Time daycare and did safety training. General Security, Camera placement, locks etc...
- This past Saturday we did a physical assessment for 2 officer candidates. 1 pass. 1 fail, we do have 1 lateral in the process.
- Thank You to Germain Ford for offering to donate a pick-up truck to be used by the SRO. Thank you, Council, for accepting the donation.
- Although we have the drug box in our lobby year round we are participating in the DEA drug take back day which is this Saturday from 10 am to 2 pm at the Police Department Lobby.
- We submitted our Mid Year Drug Use Prevention Grant/this is the SRO grant. It was accepted and the final report is due in October.

Public Service Department

Engineering and Administration:

- Began Right of Way acquisition process for one parcel on Spinning Phase 2
- Attended meeting concerning a MSD development along Springfield
- Attended final inspection of the US 35 widening project
- Attended MVRPC TAC monthly meeting

Projects:

- Contractors have been working on punch list items on Lynnhaven & Meyer.
- School zone flashing lights are installed and activated on Valley St.
- Signal Conflict Motoring has been done on all City Intersections.



- New service truck has been delayed due vandalism at dealers.
- Springfield St West reconstruction is continuing with curb replacement.
- Olentangy Bridge replacement is continuing.
- We have been working with CMT engineering on 2023 Signal maintenance, Street lighting/Guardrail and Crack Sealing contracts.
- Approved and Inspected multiple right of way permits.
- Montgomery County watermain replacement is continuing around the Bayside area.

Crews:

- Hauled 86 truckloads of salt to Dayton for summer storage
- Completed winter/summer changeover for storage and equipment readiness
- Cleaned graffiti from RTA shelters
- Ran Street Sweeper in parts of Northern half of the City
- Picked up our asphalt box after completed repairs and applied over 8 tons of asphalt to streets addressing resident complaints
- Mowed all of the parks
- Made multiple sign repairs and installations
- Began storm drain inspections for cleaning and repairs in 2023 plats (first 20% of City over five years)
- Cleaned parks at beginning and end of the week
-

MEMORANDUM

TO: Honorable Mayor and Councilmembers
FROM: Josh Rauch, City Manager
DATE: April 28, 2023
SUBJECT: Weekend Update
CC: Department Directors, City Clerk, Law Director

City Manager's Office

- The HR Manager position has been posted on LinkedIn and the City website. Additional posts to professional organizations will continue next week. First review of resumes is May 5th.
- We submitted our draft grant agreement for the SS4A Woodman Corridor project to DOT this week. We hope to hear back from DOT/FHWA sometime in the next 30-45 days with a status update.
- Next Friday I'll be participating in the Bob Chiles Golf Classic in support of the Miami Valley Military Affairs Association. I'll push the Weekend Update out as usual (but it may go out on Thursday).

Administration

- **AV System Update** - TechAdvisors has provided staff with a quote for replacement of the network switch that is a component of the AV system. Once funds have been encumbered, staff will authorize the switch purchase. Staff also met with TechAdvisors on 4/27 to discuss creating a quote for replacing the entire AV system.
- **Classification and Compensation Study** - Clemans, Nelson has received a handful of responses to our wage survey. Staff will be reviewing the status of wage surveys next week and following up directly with jurisdictions that have not responded.

Community Development Department

- The City received 152 zoning permits during the first quarter of the year. There have been two (2) BZA applications and eight (8) Planning Commission applications submitted during Q1.
- The Public Nuisance notice for 1304 Ames Ave was sent out this week.
- Nia and Lori will start a two-week trial for Acta. This program is an Outlook add-on which helps staff curate templates for consistent communication with residents, contractors, business owners, and developers.
- MKSK has send a 4th draft of the Land Use Plan to Staff. Planning Commission plans to make a recommendation to City Council at the May 15th meeting.

Finance Department

- Initial mapping of our financial data is complete for the ClearGov budget/visualization system. Staff will be meeting with ClearGov to keep this project moving forward over the next several weeks.

Fire Department

- Congratulations to Chief Stitzel on his last day of service in Riverside, and best of luck to him in Franklin!
- Kickoff for the new Fire Chief recruitment will take place May 4th. Additional details to follow.
- Two structure fire calls this week – one at Riverside Senior Lofts (burnt food) and one on Thor due to a burned up couch. No injuries or fatalities.

Police Department

- Flock cameras are 80% installed.
- The Lexipol May Daily Training Bulletins went out.
- Complete 8 mandatory state policy updates and forward to the officers
- Interviews for police officer Thursday (two candidates)
- Donated a substantial number of bikes to a charity group called Bicycles For All.
- Several media request regarding closing of Oddbody's.
- Tech Advisors began switching the detectives to new laptop computers (will be able to work in-house or remotely)
- Officer Newton began phase three of the FTO program.
- Officers are participating in an OVI checkpoint tonight.

Public Service Department

Engineering/Administration:

- Attended monthly update meeting with Choice One
- Attended an example sidewalk policy meeting with Louisville
- Attended two meetings regarding the Glen Dean subdivision
- Attended a FHWA webinar on Transportation Redevelopment Zones
- Attended site plan meeting with Champion
- Planned for hiring two seasonal employees
- Made plans to move forward to replace Chad McBee
- Traffic Signal Maintenance Contract is advertised for bid
- Spinning Road Phase 1 plans were filed with ODOT in advance of bidding

Projects:

- All punch list items have been completed on Lynnhaven & Meyer except for hydro-seeding.
- Flock camera project is being installed in multiple locations around the City.
- Springfield St West reconstruction: working on installing sidewalks on the south side of the road.
- Bids have been received for the 2023 road striping project.



- Montgomery County watermain replacement is continuing around the Bayside area.
- Olentangy bridge replacement is continuing.
- Approved and Inspected multiple right of way permits.
- Residential tree trimming list is being distributed for quotes

Crews:

- Completed sweeping of all streets north part of city
- Hauled sweeping debris to the dump (approximately 8-10 dump truck loads)
- Made emergency temporary repair of a sink hole on Burkhardt and submitted OUPS locate request so that full permanent repair can be planned and made for next week
- Mowed the Right of Way areas throughout the city
- Completed some Right of Way line of sight tree trimming
- Applied 2 tons of asphalt
- Cleaned catch basins in Beverly Gardens plat as part of 2023 stormwater plan
- Made some equipment repairs
- Picked up some dead animals
- Cleaned parks at beginning and end of the week