Api II 17, 2023

Agenda

Lord's Prayer Pledge of Allegiance

9:15 a.m. Regional Finalist History Bee Winner – Jude Miller II – Welty Middle School 9:30 a.m. Harold Booth – Residents Living Near The Proposed New Homeless Shelter Have Concerns

Approve Minutes

Approve Before/After Expenditures

Approve Supplemental Appropriation (1)

Approve Advertisement - New Box Truck - Juvenile Court

Pay Bills

Other Business

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION WEDNESDAY, THE 19th DAY OF APRIL, 2023 WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl Kristin Zemis Greg Ress

Commissioner Chris Abbuhl presiding.

The Lord's Prayer was said. The Pledge of Allegiance was said.

RESOLUTION (579-2023) APPROVE MINUTES

It was moved by Commissioner Zemis, seconded by Commissioner Ress, to approve the minutes from the April 17, 2023 meeting as written.

VOTE:

Chris Abbuhl, yes; Kristin Zemis, yes;

Greg Ress, yes;

RESOLUTION (580-2023) BEFORE/AFTER EXPENDITURES

It was moved by Commissioner Zemis, seconded by Commissioner Ress to approve the following before/after expenditures:

| VENDOR | OFFICE | AMOUNT |
|----------------------------------|-------------------|------------|
| WebstaurantStore | Sheriff's Office | \$6,258.39 |
| Voto Manufacturing Sales Company | Engineer's Office | \$160.22 |
| Advance Auto Parts | Engineer's Office | \$118.98 |

VOTE:

Chris Abbuhl, yes;

Kristin Zemis, yes; Greg Ress, yes;

RESOLUTION (581-2023) SUPPLEMENTAL APPROPRIATIONS

It was moved by Commissioner Ress, seconded by Commissioner Zemis, to approve the following supplemental appropriations:

| DEPARTMENT | FROM | ТО | AMOUNT | REASON |
|------------|----------|----------|------------|-----------------------------------|
| Recorder | E-1610- | E-1610- | \$2,505.10 | Needed to replace old index guide |
| | S085-S10 | S085-S02 | | charts - 14 sets 1946- 1991 |

VOTE:

Chris Abbuhl, yes; Kristin Zemis, yes; Greg Ress, yes;

RESOLUTION (582-2023) ADVERTISE – BIDS – BOX TRUCK – JUVENILE COURT

It was moved by Commissioner Zemis, seconded by Commissioner Ress, to approve the advertisement for bids for a box truck to store and deliver non-perishable food, as requested by Sylvia Argento, Juvenile/Probate Court Administrator.

ADVERTISEMENT FOR BID:

Sealed bids will be received at the Office of the Clerk of the Board of County Commissioners of Tuscarawas County, 125 East High Avenue, New Philadelphia, OH 44663 until Wednesday, May 1, 2023 @ 2:30 p.m. for the purchase of the vehicle listed below. Specifications and bid sheets can be obtained at no cost at www.co.tuscarawas.oh.us/Commissioners

Vehicle Purchase

The Tuscarawas County Juvenile Court (TCJC) is securing bids for a Box Truck to store and deliver non-perishable food. The truck will be backed up to a warehouse loading dock, and pallets of food will be loaded into the back of the truck with a forklift.

All bids must be in a sealed envelope marked "Box Truck Bid."

The Commissioners have the right to reject any or all bids and to waive any informalities or irregularities in the bids received.

Submission Guidelines

The Tuscarawas County Juvenile Court is a tax-exempt entity. Our tax-exempt Certificate will be provided to the awarded bidder.

Bid price should include installation, Delivery and Warranty. Electronic bids will not be accepted.

BY ORDER OF THE TUSCARWAS COUNTY COMMISSIONERS:

CHRIS ABBUHL KRISTIN ZEMIS GREG RESS

ATTENT: Rhonda Jordan, Clerk

Publish: The Times Reporter on April 25, 2023

www.co.tuscarawas.oh.us/Commissioners

Bid Tabulation will be posted on above website upon award of bid.

VOTE: Chris Abbuhl, yes;

Kristin Zemis, yes; Greg Ress, yes;

It was moved by Commissioner Ress, seconded by Commissioner Zemis, to approve payment for the following bills:

Meeting Date - April 19, 2023

| Commissioners | | | |
|------------------------------------|-------------------------|--------------|-------------|
| AEP | Electric Utility | \$5,007.62 | |
| AEP | Electric Utility | \$24.60 | |
| AEP | Electric Utility | \$2,255.12 | |
| ComDoc | Contract & Overage | \$66.28 | |
| Dawson Security & Home Automation | Apr-Jun 2023 Services | \$135.00 | |
| Fenton Bros Electric Inc | Supplies | \$99.11 | |
| Frontier | Services | \$598.00 | |
| Iron Mountain | Services | \$35.45 | |
| Jeff Wallick LLC | Repair | \$16,700.00 | |
| Lowes Business Acct | Supplies | \$315.68 | |
| | | • | \$25,236.86 |
| Dog & Kennel | | | |
| Humble Creatures Vet Clinic | Services | \$76.00 | |
| Humble Creatures Vet Clinic | Services | \$335.00 | |
| Parkway Auto Group | Service | \$43.20 | |
| Twin City Vet Clinic | Supplies | \$690.50 | |
| | | | \$1,144.70 |
| Engineer | | | |
| Ag-Pro Ohio LLC | Supplies | \$67.08 | |
| Asphalt Materials, Inc | Material | \$14,301.49 | |
| Cargill Inc | Material | \$9,386.07 | |
| Cargill Inc | Material | \$27,250.38 | |
| Contech Engineered Solutions LLC | Materials | \$18,000.00 | |
| Dover Brake Inc | Parts | \$60.66 | |
| First Communications | Service | \$21.84 | |
| Holmes Rental Station Inc | Equipment Rental | \$280.00 | |
| McLean Co | Parts | \$718.92 | |
| Pfeiffer Equipment Co LLC | Repair | \$150.00 | |
| Piedmont Gas | Gas Utility | \$170.23 | |
| Summers Rubber Co | Parts | \$534.86 | |
| Tusc Co Wtr & Swr Dept | Services | \$43.36 | |
| Voto Mfg Sales Co | Supplies/Equipment | \$18,900.86 | |
| Ziegler Bolt & Nut House | Supplies | \$126.55 | |
| Ziegler Tire | Tires | \$1,627.37 | |
| | | | \$91,639.67 |
| | | | |
| | | | |
| JFS | | | |
| Access Tusc Transit | March 2023 Services | \$4,213.50 | |
| Access Tusc Transit | March 2023 Services | \$25,048.00 | |
| Action NOW Serviecs | Services | \$55.00 | |
| Advantage Family Outreach/Et Al | March 2023 Services | \$311,396.41 | |
| Blooms Printing Inc | Fraud Banners | \$1,150.00 | |
| Business Card | Mthly Subscriptions | \$403.21 | |
| David & Erma Miller | FC Trans | \$32.40 | |
| Goodwill Ind of Greater Cleveland | Training | \$3,676.50 | |
| Horizons of Tusc & Carr | Services | \$1,277.92 | |
| Horizons of Tusc & Carr | Services | \$13,604.69 | |
| John C Reed | Kinship | \$660.00 | |
| Kaylee Shalosky | Travel Reimbursement | \$125.82 | |
| | | | |

| Lighthouse Family Center Ltd | FACES/Evaluation | \$400.00 | |
|--|----------------------|----------------|--|
| Staples Business Credit | Supplies | \$308.22 | |
| The Julia Page Family Center | Driving School | \$325.00 | |
| Timothy & Jacqueline McDonnell | FC Reimb | \$125.74 | |
| Treasurer, State of Ohio | Fingerprinting | \$796.75 | |
| US Postal Service | Postage | \$2,500.00 | |
| VEIT, Inc | Copier Contract | \$516.83 | |
| | | , | \$366,615.99 |
| Juvenile/Probate | | | and the state of t |
| Xerox | Copier lease | \$14.64 | |
| Xerox | Copier lease | \$14.64 | |
| Xerox | Copier lease | \$14.64 | |
| | | | \$43.92 |
| Public Defender | | | |
| Blasenhauer Plmbng & Htng | Services | \$2,440.00 | |
| Charter Communications | Services | \$255.57 | |
| Charter Communications | Services | \$52.23 | |
| City of NP Wtr Dept | Services | \$55.45 | |
| CSEA | CAC Utilities | \$112.24 | |
| Diversified Engineering | Services | \$4,882.75 | |
| Dominion Energy | Gas Utility | \$527.24 | |
| Lisa Caldwell | Travel Reimbursement | \$75.00 | |
| Pitney Bowes | Services | \$62.82 | |
| Reserve Account | Postage | \$1,000.00 | |
| Stutzman Lawn & Landscaping | Services | \$66.00 | |
| Wells Fargo Financial Leasing Inc | Copier Contract | \$45.00 | |
| Zashin & Rich Co LPA | Services | \$126.00 | |
| | | | \$9,700.30 |
| Sheriff | | | |
| Diamond Drugs Inc | Supplies | \$6,443.40 | |
| Diamond Drugs Inc | Supplies | \$6,566.39 | |
| Diamond Drugs Inc | Supplies | \$138.71 | |
| Hall Public Safety Upfitters | Equipment | \$62.03 | |
| John's Sweeper Service | Repair | \$31.55 | |
| New Philadelphia Fire Dept | Services | \$182.00 | |
| Ohio Peace Officer Training Academy | Training | \$800.00 | |
| Protegis Fire & Safety | Equipment | \$325.00 | |
| Steel Valley Portable X-Ray Service | Services | \$200.00 | |
| | | | \$14,749.08 |
| Water & Sewer | | | |
| AEP | Electric Utility | \$129.86 | |
| AEP | Electric Utility | \$83.61 | |
| Amerilube Ewusiak Enterprises Inc | Supplies | \$50.96 | |
| Frontier | Service | \$334.16 | |
| Frontier | Service | \$44.50 | |
| Hungerford & Terry | Services | \$450.00 | |
| Ohio Light Truck Parts | Equipment | \$2,537.85 | |
| Twin City Water & Sewer District | Services | \$5,395.36 | |
| Wright & Sons | Fuel | \$4,640.72 | |
| | | | \$13,667.02 |
| | | CDANG | |
| | | GRAND TOTAL | \$522,797.54 |
| | | IOIAL | 4522,757.54 |
| VOTE: Chris Abbuhl, yes; Kristin Zemis, yes: | | | |

Kristin Zemis, yes; Greg Ress, yes;

asked him how he got involved in the History Bee. Jude stated he got started at school and he had to take a test to advance on. I went to regionals and I won both the History and Geography and decided to only compete in the History Bee in Arlington, VA in June. Commissioner Abbuhl asked Jude what the difference was between a History Bee and a Spelling Bee? Jude said a History Bee is like a game show. You are asked questions and have to push your buzzer to answer. There are 30 questions and you have to answer 5 correctly to move one. The topic can be related to anything that relates to some kind of history. Commissioner Abbuhl had a question for Jude. Commissioner Abbuhl and Commissioner Zemis participated in a spelling Bee with sixth graders a few years back and it was down to Commissioner Zemis and Commissioner Abbuhl to win. Commissioner Abbuhl was given the word G-E-K-E-L-U-K-P-E-C-H-I-N-K. Commissioner Abbuhl asked if Jude knew what Native American word for a town in Tuscarawas County did this stand for? Jude answered Gnadenhutten. Commissioner Abbuhl stated very, very close. It is Newcomerstown. Gekelukpechink means new comer. Mr. Abbuhl asked Jude who he brought with him today.

Jude brought his Grandma & Grandpa, Cynthia & Kenneth Young, his dad, Phil Miller, his mom & step-dad, Ron & Amber McBride. Mr. Abbuhl stated Grandma had said she was pretty good and history and Jude stated she is not! Jude stated his dad gives him competition once in a while. Commissioner Zemis stated two of her children were on Academic Challenge Team in high school and wanted to know if this is the direction Jude is going towards? Jude stated he thinks he is going to do that. Commissioner Ress asked Jude when he would be going to Arlington, and Jude stated June 1-4.

The Clerk read the recognition onto the record.

RESOLUTION (584-2023) RECOGNITION – REGIONAL FINALIST HISTORY BEE WINNER – JUDE MILLER II

It was moved by Commissioner Ress, seconded by Commissioner Zemis to approve the following resolution of recognition for Jude Miller II for winning the National History Bee.

CONGRATULATIONS

Jude Miller, II

On behalf of Tuscarawas County Commissioners, we would like to extend to you a very big CONGRATULATIONS ON BEING A REGIONAL FINALIST at the International Academics Competition, Dayton.

You are an inspiration to Tuscarawas County and Welty Middle School, and have made your community very *proud!* Not only did you represent your county and your community, but you are moving on to compete in the National History Bee in Arlington, VA. We want to wish you all the best!!

You have proven yourself to be a very strong individual and leader. Words cannot express how proud of you we are. We want to wish you all the best for your future.

The Tuscarawas County Board of Commissioners, on behalf of the entire Tuscarawas County community, we congratulate you!

Chris Abbuhl

Kristin Zemis

Gree Ress

VOTE:

Chris Abbuhl, yes; Kristin Zemis, yes; Greg Ress, yes;

BRIGHTWOOD AREA RESIDENTS VOICE CONCERNS ABOUT NEW HOMELESS SHELTER:

Commissioner Abbuhl: Commissioner Abbuhl asked if anyone else was coming because we were only anticipating two people coming, but everyone is welcome. Commissioner Abbuhl read the following guidelines for participating in a Commissioners Meeting:

Public Comment

The Tuscarawas County Commissioners welcome and encourage citizens to be Involved and attend board meetings. It is our intent to ensure that the general public has the opportunity to be heard at any Tuscarawas County Commissioners Board meeting. The Chairperson may invite comments and input from members of the general public attending a regular or special meeting who did not schedule a request to address the board.

Public Comment is designed to gain input from the public and not for providing immediate responses by the Board. The Board will consider the public comments and any supporting materials provided by speakers.

Procedures for Addressing the Board

- If an individual is Interested In addressing the Board of Commissioners at a regular or special meeting they are to contact the Clerk of the board and schedule an appointment prior to the meeting date that they will be attending.
- Speakers are encouraged to provide the Board with a written copy of their comments and other appropriate supporting documentation prior to the meeting.
- Speakers should begin their comments by stating their name, topic of interest or concern.
- Speakers are expected to be courteous and professional. The President of the Board may terminate public comments that are offensive, profane, vulgar, defamatory or disruptive.
- If there are multiple speakers they will be heard In an order as determined by the President of the Board.
- Speakers have three (3) minutes each and must stop speaking promptly when signaled.
- An organization or group of individuals may sign up to speak by designating a spokesperson and one alternate who may speak only if the primary spokesperson is unable to attend and speak on behalf of the group.

Commissioner Abbuhl turned the floor over to the residents near Brightwood and the new proposed area for the homeless shelter.

There were several residents in attendance and each of them stated their concerns for the homeless shelter being so close to their homes.

The 3.7-acre site is located at Reiser Ave SE near Brightwood Road SE is the proposed area for the new homeless shelter which will house 15-20 females, 15-20 males and have 6 family units.

The residents of the Brightwood area and surrounding areas voiced the following concerns for the homeless shelter being built in this area:

- The past history that homeless shelters bring to areas is not good. The residents have kids, there are single women, and elderly and they do want this around them.
- The police presence is going to be an issue because the homeless shelter itself would be considered New Philadelphia, but Brightwood is in the Sheriff's district. Who would be responsible for any issues?
- There will be new issues that will be coming into the neighborhood; the building will be about 55 yards from homes. The city has side roads that can be patrolled. This area does not so there would really be no way to patrol and control encampments and things like that due to the wooded area, Brightside is dimly lit compared to New Philadelphia or Uhrichsville.
- There are already concerns with the Sheriff Department releasing prisoners at all different times of the day and night and they are trying to walk to Uhrichsville or New Philadelphia with no sidewalks and it is to dangerous and a long walk to either town.
- Drug use is a big concern with the homeless shelter being right off of an exit and then coming across needles and things like that in our woods and yards.
- The property along Mill Ave & 5th and 7th St would be better suited for this type of structure. It is water and sewer already and the residents would be close to work, places to eat and any services they would need. This is the Gradall area.
- There is also 17 acres where JOY was and the shelter would be good there also. It is not around any residential areas and the residents still have easy access to needed services.

- already allowing homeless people to make camps on his property. The Sheriff and Health Department have been called many times concerning this. People staying here go onto the properties of homeowners. There have been encampments, people coming up to doors and into garages scaring residents. There is now a shack sitting on the property that three men live in. A woman is living in a car and in the winter, put a propane tank outside of the car for heat.
- The few business owners that are in the Brightwood area are afraid that people will bother their customers or break into their businesses.
- This area is dimly lit because there are not sidewalks or services.
- The homeless shelter is going to be right across from a nursing home facility. There is very little if any kind of security in these types of places, elderly people usually can not defend themselves, and there are drugs in nursing homes.

The Commissioners advised the residents to attend their public meetings and get their concerns on record. They are attending the Goshen Township Meeting on April 19th, The Zoning Board meeting on May 9th, the Health Department Meeting and letters of support from the Commissioners will be sent to Friends of the Homeless, Zoning Board, Township, New Philadelphia City Council, and Health Department. The Commissioners made it clear that they have no say in how the Homeless Shelter is built, where it is built, or how much money is spent on it. It is important for the resident to show unity in their concerns. Commissioner Zemis commented on how civil, prepared and knowledgeable the whole group was today. People will listen to you when you present yourself this way. It is a difficult situation. As out community grows, we are going to have more pressures on our society. It is very important to attend these meetings and get your concerns out t here and learn t he facts. Commissioner Abbuhl stated we will get a letter written and use information that was presented today. Everyone signed in, and we will attach the sign in sheets to the letter and we will send it out to the Trustees, City of New Philadelphia, Zoning, Friends of the Homeless and Health Department.

The Commissioners thanked everyone for coming and wished them the best of luck in their future meetings.

aty NP Goshen Zye

Friends of the Homeless Site Proposal

Discussion Points

Location

Friends of the Homeless Facebook post made on December 5th, 2022 (exact quote):

"Friends of the Homeless would like to stay in New Philadelphia for many reasons, such as, we are walking distance to the courthouse, the probation department, 2 of the counties employment agencies, downtown businesses for our guests for employment and to the mental health/substance use provider."

Post asks for petition signatures based on this description

This post appears invalid with current suggested location

Distances from the locations mentioned (essential resources):

- Court House: 125 E High Ave, New Philadelphia, OH 44663 3.5 miles.
- Probation Department: 125 E High Ave, New Philadelphia, OH 44663 3.5 miles.
- Mancan: 100 S Broadway St, New Philadelphia, OH 44663 3.5 miles.
- Unemployment Office: 1260 Monroe St NW, New Philadelphia, OH 44663 5.4 miles.
- Pathway to Wellness: 119 2nd St NE, New Philadelphia, Oh 44663 3.4 miles.
- Tuscarawas County Public Library: 121 Fair Ave NW, New Philadelphia, OH 44663 3.7 miles. Central Business District (edge): 119 2nd St NE, New Philadelphia, Oh 44663 3.4 miles.
- Closest consistent sidewalks 2.3 miles.
- Uhrichsville, McCauley Drive 4.1 miles.
- Uhrichsville, edge of town 5.9 miles, as you can't walk on the four lane.

is it really helping the homeless to move this structure 3.5 miles away from every needed resource?

Transportation to these resources? (Discussed below FOTH guidelines)

Are they expected to walk?

This property is in IV school district.

- 3.4 miles to the elementary school.
- 5.4 miles to the middle school.
- 12 miles to the high school.

How are parents getting to their kids?

Where are kids going to play?

 Surrounded by State Route 250, State Route 259 and E High, which all are heavily used. 259 leads into the Industrial Park, semis and traffic are constant. This is also an exit for KSU Tusc. Logically, does this site make sense based on the points made above?

Has a 3rd party city planner reviewed this as a valid location to build a shelter?

Has there been any impartial, expert opinion on the suggested site?

Is there an impartial engineering report on the current structure to deem it not fit for use?

If \$383,000.00 has been raised as claimed in the Times Reporter article, why can that not be used to upgrade the current building?

Friends of the Homeless Guidelines - Relative Points:

- 2) Length of stay: 40 days (short term) to 90 days (long term).
- Where do they go after?
- 19) Daily Activity: "Guests are expected to be out of the shelter most of the day, seeking employment, searching for housing, obtaining a skill, etc. Guests who are unemployed or under-employed are required to actively seek employment."
- Where are they going to go? No vehicles, no sidewalks to walk on and 3.5 miles from where the resources are to achieve these goals.
- 23) Transportation: "All rides are subject to the availability and approval of staff. Transportation services are limited in nature. Guests must sign up for rides at least 24 hours in advance unless receiving emergency approval from the case manager or director. Guests with Medicare/Medical insurance are expected to access transportation through their provider for all medical and counselling appointments. Shelter staff or volunteers may transport guests to work in certain geographic areas as approved by the staff up until the guests' first paycheck. Guests are then expected to access Horizons or other means for work transport."
- This indicates there is no consistent transportation plan and vehicles are limited. Walking will be the primary source of transportation and Ohio weather from October through mid April is still cold and rainy/snowing, making 3.5 miles not a feasible walking distance.

Zoning

Per the city maps, the lot is considered part of the Business District and is directly against the Industrial District and Corporation Limit. The below information is directly taken from the Complete Codified Ordinance of New Philadelphia.

Business District Objectives are stated as follows:

- a) To provide sufficient but not excessive land area for the business and commercial needs of the community.
- This is neither a business nor commercial need.
 - (b) To foster the continuation of existing business and commercial establishments and to provide appropriate space for their expansion and for development of new business and commercial establishments.
- The lot is a prime, commercially zoned location and the FOTH structure will not appear to foster the growth of business in the area. It is not creating new jobs and is exempt from paying property tax.
- (c) To encourage the tendency of business and commercial establishments to group in centers for the mutual advantage of such establishments and their customers.
- This does not appear to be an advantage or help to any existing business currently located in this area.
- (d) To prohibit development which would create detrimental or blighting influences upon the premises or the neighborhood or which would be incompatible or impair the enjoyment of neighboring premises.
- Known property value decrease with the construction of the FOTH structure, safety concerns, especially given the remote area at the edge of city limits.
- (e) To ensure the availability of suitable areas for business and commercial uses by discouraging unrelated uses in such areas.
- FOTH is unrelated to all of the businesses in the industrial park.
- (f) To promote in accordance with a well-considered plan, the most desirable and beneficial use of land and structures in order to stabilize and protect the character and value of land development within the City.
- With the information listed above and lack of research presented by FOTH, this cannot be considered an adequate location for a Homeless Shelter.

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1167.02 PERMITTED PRINCIPAL USES.

The following are the principal uses are permitted in Business Districts:

- (a) Offices: Administrative, professional, and service offices.
- FOTH does not fit these criteria.
- (b) Retail Sales: (1) The sale of food and beverages on premises and take out; (2) The sale of general merchandise; (3) The sale and leasing of new and used motor vehicles and recreational equipment; (4) The sale of nursery stock, garden supplies and equipment, monuments; (5) Wholesale offices and show rooms.
- FOTH does not fit these criteria.
- (c) Storage and Wholesale Facilities: Commercial storage of goods, supplies or equipment and the warehousing, wholesale marketing and distribution of such goods, supplies or equipment. Storage and wholesale facilities include warehouses; storage units; wholesale operations; moving and storage company offices and warehouses; commercial vehicle storage; building materials; brick and lumber varies.

- FOTH does not fit these criteria.
- (d) Services:
- (1) Personal services.
- (2) Custom workshops.
- (3) Laundry agencies and Laundromats.
- (4) Repair services and shops.
- (5) Gasoline stations (provided they meet the supplementary regulations established in Section 1167.07), automobile washing facilities.
- (6) Radio and television stations, transmittal towers, telephone exchanges and utility distribution substations.
- (7) Hotels and motels. FOTH does not fit these criteria. It is not a for-profit business.
- (8) Amusement and recreational facilities. FOTH does not fit these criteria.
- (9) Mortuaries.
- (10) Rental equipment and sales related to rental equipment. 2019 Replacement 69 Business District 1167.03
- (e) Civic: Churches and other places of worship, art galleries, museums, libraries, memorials, monuments, fraternal organizations, private clubs.
- FOTH does not fit this criteria or match any of the structures above.
- f) Recreational: Parks.
- FOTH does not fit these criteria.
- (g) Similar Principal Uses: Any other general commercial use not listed above determined as similar by the Board of Zoning Appeals in accordance with the standards set forth in Section 1153.05.

Addressed below.

- (h) Residential: (1) Single family; (2) Duplex; (3) Multi-family. (Ord. 21-99. Passed 5-24-99.)
- FOTH does not fit these criteria.

Current Conditional Uses Listed:

1167.14 PERMITTED CONDITIONAL USES LISTED.

The following uses may be located within business districts provided such use is conformed to all the regulations and requirements stated in Codified Ordinance Chapter 1167.

(a) Educational: Primary and secondary public schools, preschools, nonprofit, private or parochial schools, institutions of higher education, and including fraternity/sorority house or dormitory if located on the same property upon which the school is situated; auditoriums, gymnasiums and stadiums. (Ord. 5-2019. Passed 3-11-19.)

FOTH does not fit these criteria.

Determination of Similar Use Discussion:

"Any other general commercial use not listed above determined as similar by the Board of Zoning Appeals in accordance with the standards set forth in Section 1153.05."

Similar use is thought of as resembling or in the same basic nature as a use expressly authorized in the

Since we are solely discussing the business district, the following companies are in the surrounding business district area:

Red-D-Stor:

- This is a storage rental company. No similarity.

Tuscarawas County Art Guild:

- An art exhibition and educational center.
- While this is a 5013c, there is no similarity between the objectives or nature of the business between the Tusc. County Art Guild and the purposed FOTH structure.

Schoenbrunn Healthcare:

- This is a for-profit business, (not a 5013c) that specializes in Post-Hospital Rehabilitation and
- Care. No similarity.

 Residents are paying to be there, have designated transportation and are not left unattended.

RESOLUTION (585-2023) ADJOURN

It was moved by Commissioner Zemis, seconded by Commissioner Ress, to adjourn at 10:15 a.m. to meet in Regular session Monday, the 24th day of April, 2023.

VOTE:

Chris Abbuhl, yes;

Kristin Zemis, yes; Greg Ress, yes;

We hereby certify the above and foregoing to be a true and correct account of the proceedings as had by and before us on the day and year first written above.

Chris Abbuhl

Kristin Zemis

Greg Re

Attest: Rhonda Jordan, Clerk