



**CITY OF HUBER HEIGHTS  
STATE OF OHIO  
City Council Meeting  
Regular Session  
November 22, 2021  
7:00 P.M.**

**City Hall - Council Chambers - 6131 Taylorsville Road**

1. **Call The Meeting To Order - Mayor Jeff Gore**
2. **Invocation - Rabbi Leibel Agar Of The Beth Jacob Synagogue At 7020 North Main Street, Dayton, Ohio**
3. **Pledge Of Allegiance**
4. **Roll Call**
5. **Approval Of Minutes**
6. **Special Presentations/Announcements**
  - A. **Mayoral Proclamation Presentation To Mrs. Lu Dale – Mayor Jeff Gore**
  - B. **Huber Heights Ordinance Review Commission Final Report Presentation - Huber Heights Ordinance Review Commission**
  - C. **Huber Heights Ordinance Review Commission Mayoral Proclamation Presentation - Mayor Jeff Gore**
7. **Citizens Comments**
8. **Citizens Registered to Speak on Agenda Items**
9. **City Manager Report**

10. **Pending Business**

- A. An Ordinance Amending Certain Sections Of Part Nine, Streets And Public Services Code, Of The City Code Of Huber Heights.  
(second reading)
- B. An Ordinance For Making Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2022 And Ending December 31, 2022.  
(second reading)

11. **New Business**

**CITY COUNCIL**

**Anthony Rodgers, Clerk of Council**

- A. A Motion To Reappoint Darius Smith To The Citizens Water And Sewer Advisory Board To A Term Expiring January 1, 2025.
- B. A Motion To Reappoint Arrick Richardson To The Culture And Diversity Citizen Action Commission To A Term Expiring December 31, 2024.
- C. A Motion To Reappoint Tom Istvan To The Military And Veterans Commission To A Term Expiring December 31, 2024.
- D. A Motion To Reappoint Sheila Ballard And Donna Hess To The Property Maintenance Review Board To A Term Expiring December 31, 2024.
- E. A Resolution Authorizing The City Of Huber Heights To Renew An Agreement With Pickrel Schaeffer & Ebeling For Legal Services As Law Director For The City Of Huber Heights, Ohio For The Time Period Of January 1, 2022 Through December 31, 2022.  
(first reading)
- F. A Resolution Authorizing The City Manager To Enter Into A Contract With The Montgomery County Public Defender Commission To Provide Statutorily Required Legal Counsel To Indigent Persons For Fiscal Year 2022.  
(first reading)
- G. An Ordinance Amending Certain Sections Of Part Thirteen, Building Code, Of The City Code Of Huber Heights.  
(first reading)
- H. A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-34. The Applicant Is The Annex Group. The Applicant Is Requesting Approval Of A Rezoning To Planned Residential And A Basic Development Plan For Property Located At 6502 Old Troy Pike And Further Described As Parcel Number P70 04004 0003 On The Montgomery County Auditor's Map.

- I. A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-35. The Applicant Is DDC Management. The Applicant Is Requesting Approval Of A Rezoning And A Basic Development Plan For Property Located At Chambersburg Road And Further Described As Parcel Number P70 04008 0004 On The Montgomery County Auditor's Map.
- J. A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-37. The Applicant Is Megan Prather. The Applicant Is Requesting Approval Of A Rezoning To Planned Mixed Use And A Combined Basic And Detailed Development Plan For Property Located At 6119 Brandt Pike And Further Described As Parcel Number P70 03912 0088 On The Montgomery County Auditor's Map.
- K. A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-40. The Applicant Is Daniel Greene. The Applicant Is Requesting Approval Of A Rezoning From B-1 (Commercial) To PR (Planned Residential District) For Property Located At 4270 Murdock Avenue And Further Described As Parcel Number P70 00201 0063 On The Montgomery County Auditor's Map.

#### **ADMINISTRATION**

**Bryan Chodkowski, Acting City Manager**

- L. An Ordinance To Approve A Rezoning To Planned Residential And A Basic Development Plan For The Property Located At 6502 Old Troy Pike And Further Identified As Parcel Number P70 04004 0003 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-34).  
(first reading)
- M. An Ordinance To Approve A Rezoning To Planned Residential And A Basic Development Plan For The Property Located At Chambersburg Road And Further Identified As Parcel Numbers P70 04008 0004 And P70 04008 0006 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-35).  
(first reading)
- N. An Ordinance To Approve A Rezoning To Planned Mixed Use And A Combined Basic And Detailed Development Plan For The Property Located At 6119 Brandt Pike And Further Identified As Parcel Number P70 03912 0088 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-37).  
(first reading)
- O. An Ordinance To Approve A Rezoning From B-1 (Commercial) To PR (Planned Residential District) For The Property Located At 4270 Murdock Avenue And Further Identified As Parcel Number P70 00201 0063 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-40).  
(first reading)
- P. A Resolution Authorizing The Purchase Of Employee Health Insurance Services For The City Of Huber Heights For Fiscal Year 2022 And Waiving The Competitive Bidding Requirements.  
(first reading)

- Q. A Resolution Establishing And/Or Amending The City Of Huber Heights Organizational Chart And Authorizing The New Personnel Staffing Levels As Detailed Below.  
(first reading)
- R. A Resolution Establishing And/Or Amending The Salary Ranges And Wage Levels For Employees Of The City Of Huber Heights, Ohio.  
(first reading)
- S. An Ordinance Authorizing Transfers Between Various Funds Of The City Of Huber Heights, Ohio And Amending Ordinance No. 2020-O-2453 By Making Supplemental Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2021 And Ending December 31, 2021.  
(first reading)
- T. A Resolution Authorizing The City Manager To Enter Into Change Orders With Respect To The Construction Of The Huber Heights Veterans Memorial Project.  
(first reading)
- U. A Resolution Authorizing The City Manager To Enter Into That Certain Fourth Amendment To The Grant Of Public Access Easement Agreement Originally Entered Into Between The City And DEC Land Co I, LLC On February 1, 2008 As Amended.  
(first reading)
- V. A Resolution Authorizing The City Manager To Enter Into Necessary Agreements And Make Necessary Purchases Of Goods And Services With Certain Vendors And Suppliers For The Purchase, Maintenance And Service Of Equipment, Professional Services, And Miscellaneous Operating Expenses By Various Departments And Divisions Of The City Of Huber Heights For Fiscal Year 2022 And Waiving The Competitive Bidding Requirements.  
(first reading)
- W. A Resolution Authorizing The City Manager To Purchase Various Goods And Services Required For The Ongoing Needs Of The Public Works Division For Fiscal Year 2022 And Waiving The Competitive Bidding Requirements.  
(first reading)
- X. A Resolution Authorizing The City Manager To Enter Into A Contract For Abandoning The Jonetta Street Pump Station And Extending The Sanitary Sewer And Waiving The Formal Bidding Requirements.  
(first reading)

12. **City Official Reports and Comments**

13. **Executive Session**

14. **Adjournment**



AI-8005

**Special Presentations/Announcements    A.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Mayoral Proclamation Presentation - Lu Dale

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** None

**Date(s) of Committee Review:** N/A

**Audio-Visual Needs:** None

**Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:** N/A

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**Agenda Item Description or Legislation Title**

Mayoral Proclamation Presentation To Mrs. Lu Dale – Mayor Jeff Gore

**Purpose and Background**

Mayor Jeff Gore will present a proclamation to Mrs. Lu Dale to acknowledge her lifelong contributions to cultural and diversity issues and service to the Huber Heights community. This recognition proclamation was a recommendation of the Huber Heights Culture and Diversity Citizen Action Commission.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

Proclamation

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# City of Huber Heights Mayoral Proclamation

## SPECIAL RECOGNITION FOR SIGNIFICANT ACHIEVEMENT

**WHEREAS**, the City of Huber Heights wishes to express its sincere appreciation for the dedicated and distinguished lifelong service of Mrs. Lu Dale at the recommendation of the Culture and Diversity Citizen Action Commission; and

**WHEREAS**, Mrs. Dale retired from the Huber Heights City Schools with 32 years of service, was Chair of the Weisenborn Junior High School Counseling Department, created the Dr. Martin Luther King Holiday celebration for Huber Heights, created heritage programs within Huber Heights City Schools, organized the Black Awareness Club under racial duress, taught and counseled in Europe for 10 years at Kaiserslautern American High School in Germany, and served as a member of the Huber Heights Board of Education; and

**WHEREAS**, Mrs. Dale is certified in race relations, received a Bachelor of Science degree from Central State University, a Masters of Arts degree from Ball State University, and completed postgraduate work at Wright State University and the University of Dayton; and

**WHEREAS**, Mrs. Dale served as a member of the Huber Heights City Council representing Ward I from January, 2012 through December, 2015, served as the City's first African American Vice Mayor in 2015, and was a dynamic leader and an integral part of numerous achievements of the City of Huber Heights; and

**NOW, THEREFORE**, I, Jeff Gore, Mayor of the City of Huber Heights, Ohio do hereby extend our very best wishes for health, happiness, and continued success to:

**Mrs. Lucille Dale**

**BE IT FURTHER RESOLVED**, that this recognition is sealed by presenting to this honored individual a key to the City of Huber Heights as a token of our esteem.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of the City of Huber Heights to be affixed this twenty-second day of November in the Year of Our Lord, Two Thousand and Twenty-One.

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JEFF GORE  
MAYOR

AI-8003

**Special Presentations/Announcements    B.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Ordinance Review Commission Final Report Presentation

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** None

**Date(s) of Committee Review:** N/A

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/** N/A

**Resolution No.:**

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**Agenda Item Description or Legislation Title**

Huber Heights Ordinance Review Commission Final Report Presentation - Huber Heights Ordinance Review Commission

**Purpose and Background**

The Ordinance Review Commission has completed the work of the commission after meeting regularly from October, 2020 through October, 2021. The Ordinance Review Commission will provide a presentation and final report detailing the work and recommendations of the commission.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

2021 ORC Final Report  
Presentation

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**City of Huber Heights  
Ordinance Review Commission Final Report  
November 22, 2021**

**Ordinance Review Commission City Charter Requirements:**

Section 5.08(D) of the Huber Heights City Charter outlines the requirements to establish an Ordinance Review Commission:

*Within two (2) years after the adoption of this charter, and at least every ten (10) years thereafter, the Council shall appoint an Ordinance Review Commission of not less than seven (7) electors of the City. It shall be the duty of the Commission to review the City Code, if one exists, and other ordinances or resolutions of the City, and to make recommendations to the Council for the elimination or revision of provisions of the City Code and other ordinances and resolutions which may, in the opinion of the Commission, have outlived their usefulness or practicality. The Commission shall submit its report to Council within one (1) year after its appointment. The Council may take any action, in its discretion, as it deems warranted with respect to the recommendations of the Commission.*

**Ordinance Review Commission Membership and Process:**

A Huber Heights Ordinance Review Commission was established by the Huber Heights City Council in October, 2020, consisting of James Ellis, Chair; Glenn Otto, Vice Chair; Jonathan Fannin; Joseph Hendrix; Brian Kitchen; Jerry Wamsley; and Don Webb. The Ordinance Review Commission held its first meeting October 21, 2020. The Ordinance Review Commission held monthly open public meetings from October, 2020 through October, 2021 and detailed minutes of these meetings were maintained by the Clerk of Council. The work of the previous 2010-2011 Ordinance Review Commission's work was reviewed and discussed. The Ordinance Review Commission began a systematic review of the Huber Height Codified Ordinances by section from the beginning of the Huber Heights City Code. An approach was adopted in which all members of the Ordinance Review Commission would review the same sections of the Huber Heights Codified Ordinances between meetings. Appropriate City Staff, responsible for oversight of the relevant sections of the City Code, were also asked to review these sections and provide comments, input and recommendations. At the subsequent meetings, the comments, input, and recommendations from the Ordinance Review Commission members and City Staff were discussed and decisions made on which items to submit for consideration for review and/or action by the City Council. All sections of the Huber Heights City Code were reviewed and the recommendations for City Council consideration were passed along to the City Council at the conclusion of the Ordinance Review Commission's work. Additionally, summarized logs of all of the City of Huber Heights Resolutions and Ordinances were reviewed by the Ordinance Review Commission from 1981 to 2021.

### **Ordinance Review Commission Recommendations:**

The number of recommendations identified by the Ordinance Review Commission for City Council consideration for each Part of the City Code was as follows:

Part One - Administrative Code	21
Part Three - Traffic Code	4
Part Five - General Offense Code	12
Part Seven - Business Regulation Code	4
Part Nine - Streets and Public Services Code	21
Part Eleven - Planning and Zoning Code	13
Part Thirteen - Building Code	3
Part Fifteen - Fire Prevention Code	3

A detailed listing of all of these Ordinance Review Commission recommendations, actions taken, and the current status of the recommendations is attached to this report in Appendix A.

Since these recommendations were submitted for City Council consideration after the completion of the work of the Ordinance Review Commission, the Huber Heights City Council has adopted or is in the process of adopting seven (7) City Ordinances during 2021 covering many of these recommendations. The recommendations for Part Eleven – Planning and Zoning Code are being sent to the Planning Commission for review per the City Charter prior to being submitted to the City Council.

### **Ordinance Review Commission General Comments:**

Several recommendations were identified which would have contributed significantly to the work of the Ordinance Review Commission and should be considered for future Ordinance Review Commissions. The first recommendation is for the City Manager to direct City Staff to actively review relevant sections of the City Code in order to provide informed recommendations for changes to the City Code to the Ordinance Review Commission as part of the review process. The second recommendation is for the City Manager to direct City Staff to be present at the meetings of the Ordinance Review Commission when relevant sections of the City Code for respective departments/divisions are being reviewed. There was no City Staff attendance at any meeting of the Ordinance Review Commission during the review process.

### **Ordinance Review Commission Acknowledgements:**

The Ordinance Review Commission wishes to acknowledge the contributions of specific City Staff and others. Among those are:

Jim Bell – Finance Director  
Russ Bergman – City Engineer  
Scott Falkowski – Interim City Manager  
Mike Gray – Public Works Manager  
Josh King – Parks Manager  
Katie Knisley – Human Resources Director  
Keith Knisley – Fire Chief  
Mark Lightner – Police Chief

Gerald McDonald – Pickrel, Schaeffer & Ebeling – Law Director  
Karen Powell – Deputy Clerk of Council  
Anthony Rodgers – Clerk of Council  
Residents of the City of Huber Heights

Particular acknowledgements to Anthony Rodgers, Clerk of Council, whose superb organizational skills and detailed work kept the work on track; and to Glenn Otto and James Ellis, current and previous Ordinance Review Commission members, who provided valuable insights on how to proceed during deliberations.

Respectfully submitted,

Mr. James Ellis  
Ordinance Review Commission Chair

APPENDIX A

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART ONE - ADMINISTRATIVE CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
101.02 General Definitions	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review general definitions to ensure the definitions are current with Ohio Revised Code. Law Director to determine if statement needs to be added regarding automatic updates as definitions are changed in the Ohio Revised Code. Law Director to determine if definition for “officer” should be added. Law Director reviewed section and made suggestions for changes to several definitions which were approved as a recommendation for update by the ORC at the 12/16/20 meeting. Law Director determined that a statement regarding automatic updates as definitions are changed in the Ohio Revised Code was not needed. Law Director determined a definition for “officer” was not needed. ORC concurred with these determinations at 12/16/20 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
101.03 Rules of Construction	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director to review section for changes. Law Director reviewed section for changes and determined that no changes were needed for this section.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
101.99 General Penalty	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director to review last sentence of the section to determine if what constitutes a “day” needs to be defined. Law Director reviewed section for changes and determined that no changes were needed for this section.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
103 City Flag	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <b>X Add</b> <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council had planned to add City flag legislation to City Code for codification by Municode. There was never any legislation adopting the City flag; only a motion passed by City Council. ORC concurred with adding it to the City Code at 01/20/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
105 Wards	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>The entire chapter needs to be rewritten and revised after receipt of 2020 U.S. Census data. City Council to determine process for the ward redrawing/redistricting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM/CITY COUNCIL WILL REVISE CITY WARDS BASED ON 2020 U.S. CENSUS DATA</b></p>

107.01 Dates – Primary Elections	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review section to determine if clarification is needed that the City’s primary elections are held on the same date established for conducting primary elections in the State of Ohio. Law Director reviewed section and made suggestions for changes to language in section which were approved as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
109 State of Emergency	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>The entire chapter needs to be reviewed to ensure that it is adequate and appropriate for the current times. In 109.01 – the number of people that constitute an emergency needs reviewed. In 109.02 – the “designee” language needs reviewed. In 109.03 – the list of powers needs reviewed. In 109.04 – the penalty needs reviewed. Law Director reviewed sections for changes and made suggestions for changes. The ORC approved suggestions for changes in Sections 109.01, 109.02, 109.04, and 109.05 as a recommendation for update by the ORC at the 12/16/20 meeting. The ORC did not approve suggestions for changes in Section 109.03 at the 12/16/20 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
109.07 Control of Public Utilities	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review section to determine if control of public utilities should be limited to the Mayor or if some other hierarchy should be established for the purposes of this section. Law Director reviewed Section 109.07 for changes and made suggestions for changes. The ORC approved suggestions for changes in Sections 109.07 as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
125.02 Assistant Clerk of Council	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to rewrite section to change references to Assistant Clerk of Council to Deputy Clerk of Council and to change “a hourly” to “an hourly”. The ORC approved suggestions for changes in Sections 125.02 as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
125.03 Information – Public Reports	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director to review section to determine appropriateness of “may” or “shall” and clarifying the purpose of this section and the types of information to be provided. Law Director reviewed Section 125.03 and recommended against making any changes to section. ORC requested more background information and history at 12/16/20 and 01/20/21 meetings. No information was found in search. The ORC recommended making no changes to Section 125.03 at the 2/17/21 meeting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
131.03 Computer	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review section for changes. Law Director reviewed Section 131.03 for changes and made suggestions for changes. The ORC approved suggestions for changes in Sections 131.03 as a</p>



Programming			recommendation for update by the ORC at the 12/16/20 meeting. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE
All Sections/ 131.06 Fees	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review all sections as to use of the term “designee” as in 131.06. and to determine if “designee” should be defined in definitions. Law Director reviewed use of term “designee” throughout the City Code. The ORC approved suggestion for adding proposed definition for “designee” to the definitions section of the City Code as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p><b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
131.09 Mailbox Replacement	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to consult with City Staff to determine if any updates are needed to policy. Multiple requests to City Staff have been made for clarification with no response. Public Works Manager provided feedback on policy. The ORC approved suggestions for increasing the reimbursement amount to \$35 and to adding an additional statement to the certification on the form at the 2/17/21 meeting.</p> <p><b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
141.01 Bonds	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to consult with City Staff to determine if any updates are needed to amount of bonds. Finance Director recommended rewriting section with information from Human Resources Director using City’s umbrella insurance policy for bonds. The ORC approved rewrite of the section as recommended at the 01/20/21 meeting.</p> <p><b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
141.07 Deferred Compensation	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review section for changes. Law Director reviewed Section 141.07 for changes. The ORC approved suggestion for adding proposed language from Law Director as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p><b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
145.04 Thoroughfare Plan	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Clerk of Council to consult with City Staff to determine if any updates are needed to the Thoroughfare Plan. The City Engineer reviewed this section and determined no changes were needed for this section. The ORC determined that no changes were needed for this section at the 01/20/21 meeting.</p> <p><b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM</p>
149 Parks and Recreation	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to rewrite section to change terms for the Parks and Recreation Board from four years to three years. The ORC approved suggestions for changes in Sections 149 as a recommendation for update by the ORC at the 12/16/20 meeting.</p>

Board			Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE
155.03 Public Records Commission	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to rewrite section to change “outline” to “outlined”. The ORC approved suggestions for changes in Sections 155.03 as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
163 Arts and Beautification Commission	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to rewrite section to change terms the Arts and Beautification Commission from four years to three years and to change requirement that 2/3 of members have to be residents of the City to all members have to be residents of the City. The ORC approved suggestions for changes in Sections 163 as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
166 Board of Tax Appeals	11/18/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to rewrite section to change name to Board of Tax Review and to add other information regarding the Board of Tax Review as needed. The ORC approved suggestions for changes in Sections 166 as a recommendation for update by the ORC at the 12/16/20 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
All Sections Boards and Commissions	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review all section dealing with City boards and commissions to determine if provisions ensuring compliance with the Board and Commission Handbook and the Open Meetings Act (including committees/subcommittees) should be included in the City Code and in the enabling legislation creating the boards/commissions. The ORC approved a recommendation that compliance with the Board and Commission Handbook and the Open Meetings Act should be incorporated as a requirement for City boards/commissions in the legislation approving an updated Board and Commission Handbook at the 01/20/21 meeting.</p> <p>Status: INCORPORATING INTO ORC RECOMMENDATIONS</p>
171 Bidding and Purchasing	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review all sections to determine basis for requiring an estimated cost in advance of a competitively bid project to assess whether this provision could be amended. The ORC approved recommendations for changes in Sections 171 for update at the 01/20/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
171.03 (b) Advertising	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 171.03(b) to determine if any changes should be made to advertising requirements or methods of advertising (i.e., online methods). The ORC approved recommendations for changes in Sections 171.03(b) for update at the 01/20/21 meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</p>
171.08	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise	<p>Law Director to review Section 171.08 to determine if changes are needed to address and formalize</p>

Inspection		<input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>the steps to be taken if something is not in conformity with a contract or specifications so everyone is operating under the same set of rules. Law Director reviewed section for changes and the ORC determined that no changes were needed for this section at the 01/20/21 meeting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
171.09 Cooperative Purchases	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to correct typographical error in first sentence by removing “another”. City Staff to review list of cooperative purchasing programs for changes or updates. Finance Director reviewed section for changes and the ORC determined that no changes other than correcting the typographical error were needed for this section at the 01/20/21 meeting</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
175.03 Deferments/ Waivers	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director to review Section 175.03 to determine if the 15-day period for a property owner to apply for a deferment or waiver of an assessment is in the notices sent to residents to make them aware of the right to petition Council or the City and to determine how residents know when the 15-day period has started. Law Director reviewed section and did not recommend any changes. The ORC requested information from City Staff regarding the frequency of applications for deferment/waiver and for a copy of the referenced Exhibit A/application form. City Staff provided the ORC with the statistics on the frequency of applications for deferment/waiver. City Staff are still trying to locate a copy of the referenced Exhibit A/application form. The ORC determined that no changes were needed for this section at the 03/17/21 meeting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
175.06 Alternate Assessment Procedures	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to correct typographical errors identified in Section 175.06 by the Law Director and the ORC. Law Director to review Section 175.04 as it compares to Section 175.06 (see minutes) for any changes. City Staff to review application process and materials. Finance Director reviewed section and did not recommend any further changes. City Engineer to review Section for any changes needed. City Engineer reviewed section for changes and the ORC determined that no changes other than correcting the typographical errors were needed for this section at the 03/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>
177.01 Applicant Obligation For Extra	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director and City Staff to review Section 177.01 for any changes and to determine if extra costs are being passed on to the applicant. Law Director and City Staff reviewed section for changes and the ORC determined that no changes were needed for this section at the 01/20/21 meeting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>

Expenses			
179 Funds	12/16/20	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Staff to review Chapter 179 for any changes and to determine if the list and titles of the funds are complete, the order of the listed funds is appropriate or can be changed, and the consistency of the titles/numbers by fund (see minutes). Law Director and Finance Director reviewed section and the Finance Director did recommend changes to this section. The ORC approved recommendations for changes in Sections 179 for update at the 01/20/21 meeting. The ORC asked if the Finance Director could add the fund numbers and better organize this section. The ORC approved recommendations for adding the fund numbers to better organize Section 179 at the 03/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ONE</b></p>

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART THREE - TRAFFIC CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
303.08 Impounding Of Vehicles; Notice And Redemption	01/20/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 303.08(a) versus Section 305.02 in reference to the term “street” (see minutes). Law Director to determine if there is a definition for “highway”. Clerk of Council to get information regarding City’s towing contract. ORC reviewed towing contract and information from Law Director. ORC concurred with correcting the Ohio Revised Code citation in Section 301.42(a) by changing citation from Section 4511.01(B) to Section 4511.01(BB) at the 2/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THREE</b></p>
331.44 Driving On Brandt Pike Busway	01/20/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>City Engineer (in consultation with RTA) to determine exact location of Brandt Pike Busway and to determine if this section needs to be changes or removed entirely. City Engineer recommends removing Section 331.44 entirely from the City Code. ORC recommended removing Section 331.44 entirely from the City Code at the 3/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THREE</b></p>
337.25 Air Cleaner Required	01/20/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review this section to determine purpose and why violation of this section is criminalized. Law Director reviewed and found no corresponding state or federal counterpart and no citations under this provision. ORC requested that Law Director sanction ORC recommendation for removing Section 337.25 entirely from the City Code. Law Director, City Manager, and Police Chief recommended removing Section 337.25 entirely from the City Code. ORC recommended removing Section 337.25 entirely from the City Code at the 3/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THREE</b></p>
343 Golf Carts	01/20/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review this section to determine if requirement for front and back license plates on golf carts needs to be changed in light of Ohio Revised Code changes to license plate requirements. ORC recommended removing the requirement for front plates on golf carts from Section 343 at the 2/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THREE</b></p>
351.18 Nonmotorized	01/20/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Clerk of Council to gather information from local communities to see how this prohibition is handled in other communities. Clerk of Council gathered requested information and shared with ORC for</p>

Vehicles Not To Be Parked On Streets		<input checked="" type="checkbox"/> <b>No Further Action Needed</b>	discussion. ORC determined that no changes were needed for this section at the 2/17/21 ORC meeting. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
Parking Vehicles On Residential Properties	01/20/21	<input type="checkbox"/> <b>Repeal</b> <input type="checkbox"/> <b>Rescind</b> <input type="checkbox"/> <b>Amend/Revise</b> <input type="checkbox"/> <b>Add</b> <input type="checkbox"/> <b>Needs Law Director Review</b> <input checked="" type="checkbox"/> <b>No Further Action Needed</b>	ORC to discuss parking of vehicles on residential properties during review of Planning and Zoning Code. ORC discussed during review of Planning and Zoning Code. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
351.23 Leaving Motor Vehicles On Private Or Public Property	01/20/21	<input type="checkbox"/> <b>Repeal</b> <input type="checkbox"/> <b>Rescind</b> <input type="checkbox"/> <b>Amend/Revise</b> <input type="checkbox"/> <b>Add</b> <input type="checkbox"/> <b>Needs Law Director Review</b> <input checked="" type="checkbox"/> <b>No Further Action Needed</b>	Law Director to review this section to determine why it is the only section in this chapter that has a penalty specified. Law Director reviewed Section 351.23 and said this section was added at the request of the Police Chief in 2010 to deal with problem vehicles. Police Chief and City Manager to review this section regarding the penalty section. City Staff reviewed section and do not recommend any changes to this section. ORC determined that no changes were needed for this section at the 4/21/21 ORC meeting. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
353 Civil Infractions Violations Bureau	01/20/21	<input type="checkbox"/> <b>Repeal</b> <input type="checkbox"/> <b>Rescind</b> <input type="checkbox"/> <b>Amend/Revise</b> <input type="checkbox"/> <b>Add</b> <input type="checkbox"/> <b>Needs Law Director Review</b> <input checked="" type="checkbox"/> <b>No Further Action Needed</b>	Law Director and City Staff to review this section to determine if this provision is being utilized or if it is any longer necessary. Law Director reviewed Section 353 and said the Civil Infractions Violations Bureau still exists and is utilized. ORC determined that no changes were needed for this section at the 2/17/21 ORC meeting. Clerk of Council to request parking violation statistics and information for the ORC. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART FIVE – GENERAL OFFENSES CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
505 Animals	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director to review Section 505 to determine if it should be restructured to move all definitions to the beginning of Section 505 and to reorder Section 505 to make it flow from the general to the specific in content (see minutes). Law Director reviewed Section 505 and saw no reason for restructuring Section 505. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
505.01(e) Montgomery County Animal Resource Center	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>City Staff to determine if Montgomery County Animal Resource Center Trap, Neuter and Return Program is still in effect or if this section needs to be modified or removed. City Staff verified that program is still in effect. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
505.01(a) Dogs, Cats And Other Animals Running At Large	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director to review this section to determine if an exception for the City's dog park should be added to this section (see minutes). Law Director reviewed Section 505.01(a) and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
505.04 Abandoning Animals	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director review this section and determined there were incorrect Ohio Revised Code citations in Sections 505.04(a) and 505.04(b). ORC recommended correcting these citations at the 2/17/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</b></p>
505.10/505.14 Animal Bites/ Dangerous	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director reviewed these sections and determined these sections are in the Ohio Revised Code but are quite different than the City Code. Law Director recommended changing these sections to mirror the Ohio Revised Code. ORC recommended changing these sections to mirror the Ohio</p>



Dogs			Revised Code at the 2/17/21 meeting. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE
505.11 Presumption Of Animal Owner, Keeper Or Harborer	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director reviewed this section and suggested that ORC may want to consider adding a direct prohibition on feeding feral cats to the City Code. ORC requested that the Law Director draft language for Section 505.11 to add a direct prohibition on feeding feral cats at the 2/17/21 meeting. Law Director provided draft language for Section 505.11 to add a direct prohibition on feeding feral cats. ORC recommended adding the draft language to Section 505.11 to add a direct prohibition on feeding feral cats at the 3/17/21 ORC meeting.</p> <p><b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
509.08 Disturbing The Peace	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>City Engineer recommended changing “weekdays” to “Monday through Saturday” in Section 509.08(b)(10). ORC recommended revisions proposed by City Engineer to Section 509.08(b)(10) at the 8/18/21 ORC meeting. ORC discussed Section 509.08 again after a resident complaint on this issue at a City Council Meeting at the 9/15/21 ORC meeting. ORC recommended City Staff look at Section 509.08 further and rescinded the recommendation the commission made previously to accept the City Engineer’s proposed changes to Section 509.08 regarding Saturdays at the 9/15/21 ORC meeting. ORC decided to take no further action regarding Section 509.08 at the 10/20/21 ORC meeting.</p> <p><b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM</p>
509.10 Motor Vehicle Noise Control	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review the American National Standards Institute reference in Section 509.10(a) and the addition of golf carts to the list of vehicles in Section 509.10(a)(4) to determine if any changes are needed to this section (see minutes). Law Director reviewed Section 509.10 and recommended revisions to Section 509.10. ORC recommended revisions proposed by Law Director to Section 509.10 at the 4/21/21 ORC meeting.</p> <p><b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE</p>
509.12 Barking Or Howling Dogs	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director to cross reference this section with Ohio Revised Code to determine if any changes related to debarking dogs are needed to this section. Law Director reviewed Section 509.12 and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 3/17/21 ORC meeting.</p> <p><b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM</p>
509.13 Admission Of	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review the American National Standards Institute reference in Section 509.13) to determine if any changes are needed to this section (see minutes). Law Director reviewed Section</p>



Evidence		<input checked="" type="checkbox"/> No Further Action Needed	509.13 and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 4/21/21 ORC meeting. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
511.02 Curfew	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	Law Director to Section 511.02 to determine if correct days and times are spelled out for curfew periods (see minutes). Law Director reviewed Section 511.02 and saw no need for changes to this section. ORC determined that no changes were needed for this section at the 8/18/21 ORC meeting. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
521.06 Duty To Keep Sidewalks In Repair And Clean	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director/City Staff had provided suggested changes to this section for consideration by ORC. ORC had some questions about the suggested changes (see minutes). Law Director and City Staff to review the questions from ORC and determine if any additional changes to this section are needed. Law Director and City Staff reviewed Section 521.06 and recommended Section 521.06(F)(2) be changed to read “within those 30 days” and not “10 days” as the section currently reads and to remove the references to curbs and gutters totally from Section 521.06. ORC recommended approval of the proposed changes to this section at the 3/17/21 ORC meeting. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE
521.081 Littering And Deposit Of Garbage And Trash	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Staff to review the questions regarding fees and service of notice from ORC and determine if any changes to this section are needed (see minutes). Law Director and City Staff reviewed Section 521.081 and recommended changes to Section 521.081(h). ORC recommended approval of the proposed changes to this section at the 3/17/21 ORC meeting. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE
521.082(c) Residential Solid Waste Collection And Disposal	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Clerk of Council to correct typographical error in this section to change “remove Waster Material”. to “remove Waste Material”. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE
521.10 Duty To Cut Weeds And Grass	02/17/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Staff to review the questions regarding section organization, typographical error, and noticing from ORC and determine if any changes to this section are needed (see minutes). Law Director and City Staff reviewed Section 521.10 and recommended changes to Section 521.10. ORC recommended approval of the proposed changes to this section at the 3/17/21 ORC meeting. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIVE

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART SEVEN – BUSINESS REGULATION CODE - WORKSHEET**

[illegible]

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART NINE – STREETS AND PUBLIC SERVICES CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
903.02(f) Permit Required For Excavation And Construction	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 903.02(f) to correct a typographical error from “my file” to “may file”. ORC recommended correcting this typographical error at the 4/21/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
903.04 911.04 915.03 Various Sections	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Engineer to review Sections 903.04, 911.04, and 915.03 for consistency in standards and requirements (see minutes). City Engineer recommended revisions to Sections 903.04, 911.04, and 915.03. ORC approved suggestions for changes in Sections 903.04, 911.04, and 915.03 (see minutes) as recommendations for update by the ORC at the 6/16/21 meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
911.02(e) Duty To Repair And Clean Sidewalks And Curbs	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 911.02(e) to correct typographical errors from “is” to “are” in two places in the first sentence. ORC recommended correcting these typographical errors at the 4/21/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
919 Street Lighting Assessment Procedure	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and Finance Director to review Sections 919.01, 919.02, and 919.03 for changes to remove Clerk of Council from process and to clarify the determination of property owners in the street lighting assessment districts (see minutes). Law Director recommended revisions to Chapter 919 to change “affected property owners” to “members of the proposed lighting district”. ORC approved suggestions for changes in Chapter 919 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
920.07	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise	Law Director and City Engineer to review Section 920.07 for consistency in process and for appeals

Appeals		<input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>(see minutes). Law Director and City Engineer proposed conflicting recommendations which were not fully discussed by the ORC at the 6/16/21 ORC meeting. The ORC discussed again at 8/18/21 ORC meeting and requested the Law Director review again along with City Engineer's comments and proposed recommended changes to Section 920.07 (see minutes). Law Director and City Engineer reviewed Section 920.07 again and recommended the changes proposed by Law Director to Section 920.07 (see minutes). ORC approved proposed changes to Section 920.07 as a recommendation for update by the ORC at the 9/15/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
921.04.10 Appeals	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 921.04.10 for consistency in process and for appeals (see minutes). Law Director and City Engineer proposed conflicting recommendations which were not fully discussed by the ORC at the 6/16/21 ORC meeting. The ORC discussed again at 8/18/21 ORC meeting and requested the Law Director review again along with City Engineer's comments and proposed recommended changes to Section 921.04.10 (see minutes). Law Director and City Engineer reviewed Section 921.04.10 again and recommended the changes proposed by Law Director to Section 920.07 (see minutes). ORC approved proposed changes to Section 920.04.10 as a recommendation for update by the ORC at the 9/15/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
922.02(c) 922.03 Various Sections	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 922.02(c) for clarification on stormwater charges (see minutes). ORC recommended a change to Section 922.03 in definition of "County" to remove reference to Greene County and to correct a typographical error from "situate" to "situated". Law Director and the City Engineer concurred with the recommended revisions to Section 922.02(c) and Section 922.03. ORC approved suggestions for changes in Section 922.02(c) and Section 922.03 (see minutes) as recommendations for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
922.13(c) Permits And Plan Review	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 922.13(c) for clarification (see minutes). Law Director and the City Engineer concurred with the recommended revision to Section 922.13(c). ORC approved suggestions for the change in Section 922.13(c) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
922.30(b) Adjustment Of	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 922.30(b) to determine if it should read "application" instead of "appeal" because that is what the City Manager is reviewing (see minutes).</p>

Service Charge			Law Director and the City Engineer provided recommended revisions to Section 922.30(b). ORC approved suggestion to change “appeal” to “application for adjustment” in Section 922.30(b) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.03 Waste To Be Discharged In Sanitary Sewer	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 923.03 to determine if type of waste needs to be updated and to update name of treatment facility (see minutes). City Engineer provided recommended revisions to Section 923.03. ORC approved suggestion for revision to Section 923.03 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.04 Sewer Use And Pretreatment	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 923.04 to consider recommended changes, correct typographical errors, and to ensure correct references (see minutes). Law Director and the City Engineer provided recommended revisions to Section 923.04. ORC approved suggestions for revisions in Section 923.04 with the exception of the suggested revision to paragraph (a) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Paragraph (a) will be reviewed again by Law Director. Law Director reviewed Paragraph (a) again and recommended the phrase “cause any of the following” be deleted in its entirety and a colon placed after the phrase, “which in whole or part.”. ORC approved suggestion for revision to Paragraph (a) (see minutes) as a recommendation for update by the ORC at the 7/21/21 meeting <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.08(g)(1) Billing And Delinquent Accounts	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	The ORC recommended changing “man-made pond” to “artificial pond” in Section 923.08(g)(1). City Engineer recommended adding “swimming pool” to Section 923.08(g)(1). ORC approved these revisions in Section 923.08(g)(1) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.10 Complaints And Appeals	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 923.10 to consider recommended changes (see minutes). Law Director and the City Engineer provided recommended revisions to Section 923.10. ORC approved the suggestion for the revision to Section 923.10(a) with thirty days (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. The ORC also approved the suggestion for the revision to Section 923.10(b) with “ten business days” (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>

924.01 Definitions	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 924.01 to consider recommended changes and to ensure correct references (see minutes). Law Director provided a recommended revision to Section 924.01 regarding “the Act”. ORC approved the suggestion for the revision to Section 924.01 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
925 Sewer Districts Generally	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and City Engineer to review Chapter 925 to determine if this is an accurate and complete listing of the sewer districts in the City (see minutes). Law Direct and City Engineer reviewed Chapter 925 and determined this is an accurate and complete listing of the sewer districts in the City.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
929.38 Billing Complaints	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 929.38 to determine if any changes are needed to process and appeal process (see minutes). Law Director and City Engineer provided recommended revisions to Section 929.38. ORC approved the suggestion for the revision to Section 929.38 to use the Law Director’s recommended language with sixty days in Section 929.38(a) and to change the wording to “ten business days” in Section 929.38(b) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
931 Water Distribution Districts	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and City Engineer to review Chapter 931 to determine if this is an accurate and complete listing of the water districts in the City (see minutes). Law Direct and City Engineer reviewed Chapter 931 and determined this is an accurate and complete listing of the water districts in the City.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
932.07 Types Of Protection Required	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 932.07 to determine if any changes or updates are needed (see minutes). Law Direct and City Engineer provided recommended revisions to Section 932.07. ORC approved the suggestion for the revision to Section 932.07 to change the spelling of “Principle” in “Reduced Pressure Principal Backflow Preventer” as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
935.02 Legal Analysis	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>ORC recommended a change to Section 935.02 to remove, “The legal analysis is very simple.” ORC recommended correcting this typographical error at the 4/21/21 ORC meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>

943.02 Definitions	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Staff recommended a change to Section 943.02 to define, “Parks and Recreation Division Manager shall mean the Parks Manager.” Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
943.04 Park Facilities	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Parks Manager to review Section 943.04 to update list of City parks, including changes for City Dog Park, Dial Park, etc. (see minutes). The Parks Manager provided a current list of City parks. ORC recommended updating the list of City parks in Section 943.04 with this information at the 8/18/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
945 Competitive Video Service Authorizations	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	Law Director to review Chapter 945 for any revisions or changes (see minutes). Law Director reviewed Chapter 945 and determined no changes are needed to Chapter 945. Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b>
950.05(a)(3) Plans	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended correcting a typographical error in Section 950.05(a)(3) to change “mayor” to “major”. ORC recommended correcting this typographical error at the 4/21/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
951 Engineering Related Fees	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Engineer to review Chapter 951 for any revisions or changes (see minutes). City Engineer reviewed Chapter 951 and recommended proposed updates to the engineering fees to match the current engineering fees. ORC recommended the proposed revisions to Chapter 951 at the 6/16/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>



**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART ELEVEN – PLANNING AND ZONING CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
1103.01(a) Interpretation Of Terms Or Words	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director to review Section 1103.01(a) to determine if the definition of “person” includes a “limited liability company” (see minutes). Law Director reviewed Section 1103.01(a) and determined no changes are needed.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
1103.39 Person	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 1103.39 to determine if the definition of “person” is consistent with definition of “person” in Section 1103.01(a) (see minutes). Law Director reviewed and made suggestions for revisions. ORC recommended deleting the Section 1103.39 reference to the definition of “person”. ORC approved the suggested revisions as a recommendation for update by the ORC at the 7/21/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</b></p>
1103.54(c) Thoroughfare, Street Or Road	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>ORC recommended a change to Section 1103.54(c) to correct a typographical error from “principle” to “principal”. ORC recommended correcting this typographical error at the 6/16/21 ORC meeting.</p> <p>O</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</b></p>
1109.09 Horizontal Alignment/ 1109.10 Vertical Alignment	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	<p>Law Director and City Engineer to review Section 1109.09 and Section 1109.10 to determine if the AASHTO reference are up to date and valid (see minutes). Law Director reviewed Section 1109.09 and Section 1109.10 and determined no changes are needed.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
1109.12 Special Street Types	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <b>X Amend/Revise</b> <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 1109.12 to determine if gated streets need to be included in this section (see minutes). Law Director reviewed Section 1109.12 and determined no changes are needed. City Engineer reviewed Section 1109.12 and recommended adding a new paragraph (e) to Section 1109.12 (see minutes). ORC recommended making revision to add the proposed paragraph (e) at the 8/18/21 ORC meeting.</p>



			Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN
1109.15 Sidewalks	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	Law Director and Interim City Manager to review Section 1109.15 to determine if sidewalks should be required on both sides of streets in this section (see minutes). Law Director and City Staff reviewed Section 1109.15 and determined no changes are needed. Status: NO FURTHER ACTION NEEDED ON THIS ITEM
1113.05(f) Building Site Improvements	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 1113.05(f) to remove the word “himself”. ORC recommended making this revision at the 6/16/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN
1117.04 Schedule Of Fees, Charges And Expenses	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	Interim City Manager to review Section 1117.04 to determine if any changes are needed to the fee schedule in this section (see minutes). Law Director and City Staff reviewed Section 1117.04 and determined no changes are needed. Status: NO FURTHER ACTION NEEDED ON THIS ITEM
1117.99(b) Penalty	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director to review Section 1117.99(b) to determine if the reference to Ohio R.C. 711.12 needs updated (see minutes). Law Director reviewed Section 1117.99(b) and recommended removing Section 1117.99(b). ORC recommended making this revision at the 7/21/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN
1121.02 Fee Schedule	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	Interim City Manager to review Section 1121.02 to determine if any changes are needed to the fee schedule in this section (see minutes). City Staff reviewed Section 1121.02 and determined no changes are needed. Status: NO FURTHER ACTION NEEDED ON THIS ITEM
1121.07 When Effective	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director to review Section 1121.07 to determine if any changes are needed or if Section 1121.07 can be removed (see minutes). Law Director reviewed Section 1121.07 and recommended removing Section 1121.07. ORC recommended making this revision at the 7/21/21 ORC meeting. Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN
1123.25 Carport	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	Law Director to review Section 1123.25 to determine if any changes are needed (see minutes). Law Director reviewed Section 1123.25 and offered feedback. ORC recommended Law Director review Section 1123.25 again (see minutes). City Staff reviewed Section 1123.25 and determined no changes are needed. Status: NO FURTHER ACTION NEEDED ON THIS ITEM
1123.53 Home	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and Interim City Manager to review Section 1123.53 to determine if any changes are needed and to address relevance to Section 1123.01 and Section 1123.02 (see minutes). Law

Occupation		<input checked="" type="checkbox"/> No Further Action Needed	Director and City Staff reviewed Section 1123.53 and advised that revisions to Section 1123.53 will be handled outside of the ORC process. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
1123.951(j)(2) Sexually Oriented Businesses	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director to review Section 1123.951(j)(2) to see if change to definition is recommended consistent with similar change made to Business Regulations Code (see minutes). Law Director reviewed Section 1123.951(j)(2) and recommended change to definition consistent with similar change made to Business Regulations Code. ORC recommended making this revision at the 7/21/21 ORC meeting. <b>Status:</b> INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN
1123.127 Public Water Supply	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	Law Director to review Section 1123.127 to determine if any changes are needed to the water companies referenced in this section (see minutes). Law Director reviewed Section 1123.127 and advised that revisions to Section 1123.127 were not needed. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
1125.02 Zoning Certificates And Occupancy Permits	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	Law Director and Interim City Manager to review Section 1125.02 to determine if changes are needed and to address the term “substantial” (see minutes). Law Director reviewed Section 1125.02 and advised that revisions to Section 1125.02 were not needed. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
1127.03(c)(4) Powers	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	Law Director to review Section 1127.03(c)(4) to determine if any changes or updates are needed and to see how other communities address this issue (see minutes). Law Director reviewed Section 1127.03(c)(4) and offered feedback. ORC recommended Law Director review Section 1127.03(c)(4) again (see minutes). After additional review, Law Director advised that revisions to Section 1127.03(c)(4) were not recommended. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
1141.01 Districts	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	Law Director and Interim City Manager to review Section 1141.01 to determine if any changes or updates are needed to the list of districts (i.e., Brandt Pike Revitalization Overlay District) (see minutes). Law Director reviewed Section 1141.01 and offered feedback. ORC recommended Law Director review Section 1141.01 again (see minutes). Law Director and City Staff reviewed Section 1141.01 and advised that revisions to Section 1141.01 were not needed. <b>Status:</b> NO FURTHER ACTION NEEDED ON THIS ITEM
1156.03(k)	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise	Law Director and Interim City Manager to review Section 1156.03(c)(k) to determine if any changes

Site Development Regulations		<input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>or updates are needed (see minutes). Law Director and City Staff reviewed Section 1156.03(k) and advised that revisions to Section 1156.03(k) were not needed.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
1160.06 Groundwater Protection Standards	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and Interim City Manager to review Section 1160.06 to determine if any changes or updates are needed (see minutes). Law Director and City Staff reviewed Section 1160.06 and advised that revisions to Section 1160.06 were not needed.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
Prior To 1172	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Interim City Manager to review text prior to Chapter 1172 to determine if any changes or updates are needed regarding types of utilities and to determine why this section does not have any numerical designation (see minutes). ORC recommended making proposed changes to the placement/codification of these standards in the City Code at the 8/18/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</p>
1172.01 Principal Permitted Uses	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>ORC recommended a change to Section 1172.01 to correct a typographical error from “complimentary” to “complementary”. ORC recommended correcting this typographical error at the 7/21/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</p>
1175.02 Permitted Uses	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>ORC recommended a change to Section 1175.02 to correct a typographical error from “principle” to “principal”. ORC recommended correcting this typographical error at the 7/21/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</p>
1181.12 Outdoor Retail Sales And Displays	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Interim City Manager to review Section 1181.12(b)(5) and Section 1181.12(b)(8) to determine if any changes or updates are needed (see minutes). City Staff concurred with proposed changes to Section 1181.12(b)(5) and Section 1181.12(b)(7) and recommended leaving Section 1181.12(b)(8) unchanged. ORC recommended a change to Section 1181.12(b)(7) to correct wording from “consume” to “utilize”. ORC recommended making proposed changes to Section 1181.12(b)(5) and Section 1181.12(b)(7) at the 8/18/21 ORC meeting.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</p>
1181.20(a) Building Materials For Dwellings/ 1181.24(b)(1)(A)	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and Interim City Manager to review Section 1181.20(a) and Section 1181.24(b)(1)(A) to answer questions posed by the ORC (see minutes). City Staff recommended addressing this Section 1181.20 through the Planning Commission and the City Council to expedite action. ORC concurred with this recommendation at the 8/18/21 ORC meeting.</p> <p>Status: PLANNING COMMISSION AND CITY COUNCIL TO ADDRESS ISSUE/NO FURTHER ACTION</p>

Commercial Building Design Standards			NEEDED ON THIS ITEM
1185.02 Off-Street Parking Standards	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Interim City Manager to review Section 1185.02 to answer questions posed by the ORC (see minutes). ORC requested that City Staff review Section 1185.02 again due to confusion over this item (see minutes) at the 8/18/21 ORC meeting. Law Director and Interim City Manager reviewed Section 1185.02 again and the Interim City Manager gave a recommended definition for “hard surface”. ORC recommended making proposed changes to Section 1185.02 at the 9/15/21 ORC meeting and requested that City Staff review the City Code to ensure consistency in the definition.</p> <p>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</p>
1189.09(1) Signs For Property Offered For Sale Or Rent	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Interim City Manager to review Section 1189.09(1) to answer questions posed by the ORC (see minutes). ORC requested that City Staff review Section 1189.09(1) again due to confusion over this item (see minutes) at the 8/18/21 ORC meeting. The ORC reviewed Section 1189.01(1) again at the 9/15/21 ORC meeting and expressed dissatisfaction with the response from City Staff and Law Director. ORC requested that City Staff and Law Director review Section 1189.09(1) again (see minutes). City Staff and Law Director reviewed Section 1189.09(1) again and recommended no changes. ORC concurred with this recommendation at the 10/20/21 ORC meeting.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>
1193 Trailers, Trucks, Recreational Vehicles, Boats, Farm Or Construction Equipment	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Clerk of Council to discuss Chapter 1193 with Mayor to consider it as an agenda item for Council Work Session (see minutes). ORC to highlight Chapter 1193 as a recommendation for ORC final report. ORC recommended referring Chapter 1193 and this issue to the City Council to address at the 8/18/21 ORC meeting.</p> <p>Status: CITY COUNCIL TO ADDRESS ISSUE/NO FURTHER ACTION NEEDED ON THIS ITEM</p>
1194.09 Expiration And Renewal Of Permit	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and Interim City Manager to review Section 1194.09 to determine if any changes or updates are needed (see minutes). Law Director and City Staff reviewed Section 1194.09 and advised that revisions to Section 1194.09 were not needed.</p> <p>Status: NO FURTHER ACTION NEEDED ON THIS ITEM</p>

1199.07 Basis For Establishing The Areas Of Special Flood Hazard	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and Interim City Manager to review Section 1199.07 to determine if any changes or updates are needed (see minutes). Law Director and City Staff reviewed Section 1199.07 and recommended removing references to Greene County. ORC recommended making proposed changes to Section 1199.07 at the 8/18/21 ORC meeting. <b>Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART ELEVEN</b>
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**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART THIRTEEN – BUILDING CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
1313.05 Maintenance Of Accessory Structures	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Interim City Manager to review Section 1313.05 to determine if any changes or updates are needed (see minutes). Reference back to similar discussion in Part Eleven for consistency purposes (see minutes). ORC recommends that if the terms are interchangeable, then this issue should be clarified in the definition sections in Part Eleven and Part Thirteen. ORC recommends that this issue be reviewed again by the Law Director and the Interim City Manager (see minutes). Law Director and Interim City Manager proposed only using the term “accessory structure” in the City Code and removing references to other terms. ORC approved the suggested revisions to Section 1313.05 as a recommendation for update by the ORC at the 9/15/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THIRTEEN</b></p>
1313.06 Right Of Entry	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 1313.06 to determine if any changes or updates are needed (see minutes). The Law Director concurs with changing “enter such property” to “enter upon such property” in Section 1313.06. ORC approved the suggested revision to Section 1313.06 as a recommendation for update by the ORC at the 8/18/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THIRTEEN</b></p>
1313.09 Hearings	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 1313.09 to determine if any changes or updates are needed (see minutes). The Law Director proposed revisions to Section 1313.06 (see minutes). ORC approved the suggested revision to Section 1313.09 as a recommendation for update by the ORC at the 8/18/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THIRTEEN</b></p>

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART FIFTEEN – FIRE PREVENTION CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
1517.06 Notice Of Violation	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Fire Chief to review Section 1517.06 to determine if any changes or updates are needed (see minutes). Law Director and Fire Chief reviewed Section 1517.06 and determined no changes were needed. ORC concerned about who gets cited if a violation is not corrected and requested that the Law Director and Fire Chief review Section 1517.06 again (see minutes). Law Director and Fire Chief reviewed Section 1517.06 again and determined no changes were needed. Jim Ellis recommended revising Section 1517.06 to read, “The written notice of violation of the Ohio Fire Code shall be served on the owner or the owner’s duly authorized agent and on the occupant or other person responsible for the conditions under violation.” ORC recommended the proposed revisions at the 10/20/21 ORC meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIFTEEN</b></p>
1517.08 Stop Work And Remedial Orders	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Fire Chief to review Section 1517.08 to determine if any changes or updates are needed (see minutes). Law Director and Fire Chief reviewed Section 1517.08 and determined no changes were needed. ORC concerned about who gets cited if a violation is not corrected and requested that the Law Director and Fire Chief review Section 1517.08 again (see minutes). Law Director and Fire Chief reviewed Section 1517.08 again and determined no changes were needed. Jim Ellis recommended revising Section 1517.08 to read, “The stop work order shall be in writing and shall be given to the owner of the property involved, or to the owner’s duly authorized agent, or to the person doing the work and to the occupant or other person responsible for the conditions under violation.” ORC recommended the proposed revisions at the 10/20/21 ORC meeting</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIFTEEN</b></p>
1517.09 Right Of Appeal	08/18/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Fire Chief to review Section 1517.09 to determine if any changes or updates are needed (see minutes). Law Director and Fire Chief reviewed Section 1517.09 and concurred with recommendations for changes to Section 1517.09. ORC recommended the proposed revisions at the 9/15/21 ORC meeting.</p>

			Status: INCORPORATING INTO REVISIONS LEGISLATION FOR PART FIFTEEN
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**Huber Heights  
Ordinance Review Commission  
Final Report Presentation  
November 22, 2021**



# Why An Ordinance Review Commission?

## **Huber Heights City Charter Section 5.08(D):**

- *“Within two (2) years after the adoption of this charter, and at least every ten (10) years thereafter, the Council shall appoint an Ordinance Review Commission of not less than seven (7) electors of the City. It shall be the duty of the Commission to review the City Code, if one exists, and other ordinances or resolutions of the City, and to make recommendations to the Council for the elimination or revision of provisions of the City code and other ordinances and resolutions which may, in the opinion of the Commission, have outlived their usefulness or practicality. The Commission shall submit its report to Council within one (1) year after its appointment. The Council may take any action, in its discretion, as it deems warranted with respect to the recommendations of the Commission.”*

# **Ordinance Review Commission Activity**

- **City Council selected ORC Members –  
July - September, 2020.**
- **ORC held first meeting on October 21, 2020.**
- **Reviewed 2010 - 2011 ORC procedures and findings.**
- **Established review approach for ORC.**
- **Held monthly meetings of ORC.**
- **Reviewed ORC Member input.**
- **Reviewed City Staff feedback.**
- **Consolidated recommendations.**
- **Submitted recommendations to the City Council.**
- **ORC held final meeting on October 20, 2021.**

# **Ordinance Review Commission Findings**

## **Recommendations for each Part of the Huber Heights City Code:**

- |  |           |
|--|-----------|
| • Part One – Administrative Code               | 21        |
| • Part Three – Traffic Code                    | 4         |
| • Part Five – General Offense Code             | 12        |
| • Part Seven – Business Regulation Code        | 4         |
| • Part Nine – Streets and Public Services Code | 21        |
| • Part Eleven – Planning and Zoning Code       | 13        |
| • Part Thirteen – Building Code                | 3         |
| • Part Fifteen – Fire Prevention Code          | 3         |
| • <u>Total Recommendations:</u>                | <u>81</u> |
- Four ordinances with various recommendations have already been adopted by the City Council as a result of the recommendations submitted by the Commission. Three additional ordinances with various recommendations are in the review process by the City Council. The various recommendations for Part Eleven – Planning and Zoning Code – have been sent to the Planning Commission for review and adoption.

# City Staff Contributors

- **Jim Bell – Finance Director**
- **Russ Bergman – City Engineer**
- **Scott Falkowski – Interim City Manager**
- **Mike Gray – Public Works Manager**
- **Josh King – Parks Manager**
- **Katie Knisley – Human Resources Director**
- **Keith Knisley – Fire Chief**
- **Mark Lightner – Police Chief**
- **Gerald McDonald – Pickrel, Schaeffer & Ebeling – Law Director**
- **Karen Powell – Deputy Clerk of Council**
- **Anthony Rodgers – Clerk of Council**
- **Residents of the City of Huber Heights**

# Special Acknowledgements

- **Anthony Rodgers – Staff Liaison for the ORC – Organizational skills and detailed work for the ORC.**
- **Jim Ellis and Glenn Otto – Previous ORC Members – Valuable insights from previous experience and in deliberations.**

# **Ordinance Review Commission Members**

- **Jim Ellis, Chair**
- **Glenn Otto, Vice Chair**
- **Jonathan Fannin**
- **Joseph Hendrix**
- **Brian Kitchen**
- **Jerry Wamsley**
- **Don Webb**

AI-8004

**Special Presentations/Announcements C.**

**City Council Meeting**

**City Council**

**Meeting Date:** 11/22/2021  
Ordinance Review Commission - Mayoral Proclamation Presentation  
**Submitted By:** Anthony Rodgers  
**Department:** City Council  
**Council Committee Review?:** None  
**Date(s) of Committee Review:** N/A  
**Audio-Visual Needs:** None **Emergency Legislation?:** No  
**Motion/Ordinance/Resolution No.:** N/A

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**Agenda Item Description or Legislation Title**

Huber Heights Ordinance Review Commission Mayoral Proclamation Presentation - Mayor Jeff Gore

**Purpose and Background**

The Ordinance Review Commission has completed the work of the commission after meeting regularly from October, 2020 through October, 2021. Mayor Gore will be presenting proclamations and City coins to the members of the 2020-2021 Ordinance Review Commission to acknowledge and thank the commission members for their work and volunteer contributions. A sample of the proclamation to be presented to each member of the commission is attached.

The members of the 2020-2021 Ordinance Review Commission included Jim Ellis, Jonathan Fannin, Joseph Hendrix, Brian Kitchen, Glenn Otto, Jerry Wamsley, and Don Webb.

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**Fiscal Impact**

**Source of Funds:** N/A  
**Cost:** N/A  
**Recurring Cost? (Yes/No):** N/A  
**Funds Available in Current Budget? (Yes/No):** N/A  
**Financial Implications:**

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**Attachments**

Proclamation

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# City of Huber Heights Mayoral Proclamation SPECIAL RECOGNITION

**WHEREAS**, the Huber Heights Ordinance Review Commission is appointed by the City Council at least every ten years per the City Charter to review the City Code and the other ordinances and resolutions of the City; and

**WHEREAS**, the Ordinance Review Commission makes recommendations to the City Council for the elimination or revision of provisions of the City Code and other ordinances or resolutions which may have outlived their usefulness or practicality; and

**WHEREAS**, the work of the members of the Ordinance Review Commission and the City Staff through this process has resulted in substantial and significant changes and improvements to the City Code that will enhance the provision of City services and the quality of life in Huber Heights; and

**WHEREAS**, the City Council of Huber Heights wishes to express its sincere appreciation for the dedicated volunteer service of Don Webb as a member of the Ordinance Review Commission from October, 2020 through October, 2021.

**NOW, THEREFORE**, I, Jeff Gore, Mayor of the City of Huber Heights, Ohio do hereby extend our very best wishes for health, happiness, and continued success to:

## **Don Webb** **Ordinance Review Commission**

**BE IT FURTHER RESOLVED**, that this recognition is sealed by presenting to this honored individual a City Of Huber Heights coin as a token of our esteem.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Seal of the City of Huber Heights to be affixed this twenty-second day of November in the Year of Our Lord, Two Thousand and Twenty-One.

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JEFF GORE  
MAYOR

AI-7972

Pending Business    A.  
City Council

**City Council Meeting**

**Meeting Date:** 11/22/2021

Ordinance Review Commission Recommendations - City Code Amendments - Part Nine - Streets and Public Services Code

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/01/2021

**Audio-Visual Needs:** None

**Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

An Ordinance Amending Certain Sections Of Part Nine, Streets And Public Services Code, Of The City Code Of Huber Heights.  
(second reading)

**Purpose and Background**

This agenda item is to review and approve the recommendations for amendments to Part Nine - Streets and Public Services Code of the City Code made by the Ordinance Review Commission.as outlined in the attached ordinance.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

ORC Worksheet - Part Nine - Streets and Public Services Code  
Ordinance

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**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART NINE – STREETS AND PUBLIC SERVICES CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
903.02(f) Permit Required For Excavation And Construction	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 903.02(f) to correct a typographical error from “my file” to “may file”. ORC recommended correcting this typographical error at the 4/21/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
903.04 911.04 915.03 Various Sections	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Engineer to review Sections 903.04, 911.04, and 915.03 for consistency in standards and requirements (see minutes). City Engineer recommended revisions to Sections 903.04, 911.04, and 915.03. ORC approved suggestions for changes in Sections 903.04, 911.04, and 915.03 (see minutes) as recommendations for update by the ORC at the 6/16/21 meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
911.02(e) Duty To Repair And Clean Sidewalks And Curbs	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended a change to Section 911.02(e) to correct typographical errors from “is” to “are” in two places in the first sentence. ORC recommended correcting these typographical errors at the 4/21/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
919 Street Lighting Assessment Procedure	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and Finance Director to review Sections 919.01, 919.02, and 919.03 for changes to remove Clerk of Council from process and to clarify the determination of property owners in the street lighting assessment districts (see minutes). Law Director recommended revisions to Chapter 919 to change “affected property owners” to “members of the proposed lighting district”. ORC approved suggestions for changes in Chapter 919 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
920.07	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise	Law Director and City Engineer to review Section 920.07 for consistency in process and for appeals

Appeals		<input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>(see minutes). Law Director and City Engineer proposed conflicting recommendations which were not fully discussed by the ORC at the 6/16/21 ORC meeting. The ORC discussed again at 8/18/21 ORC meeting and requested the Law Director review again along with City Engineer's comments and proposed recommended changes to Section 920.07 (see minutes). Law Director and City Engineer reviewed Section 920.07 again and recommended the changes proposed by Law Director to Section 920.07 (see minutes). ORC approved proposed changes to Section 920.07 as a recommendation for update by the ORC at the 9/15/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
921.04.10 Appeals	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 921.04.10 for consistency in process and for appeals (see minutes). Law Director and City Engineer proposed conflicting recommendations which were not fully discussed by the ORC at the 6/16/21 ORC meeting. The ORC discussed again at 8/18/21 ORC meeting and requested the Law Director review again along with City Engineer's comments and proposed recommended changes to Section 921.04.10 (see minutes). Law Director and City Engineer reviewed Section 921.04.10 again and recommended the changes proposed by Law Director to Section 920.07 (see minutes). ORC approved proposed changes to Section 920.04.10 as a recommendation for update by the ORC at the 9/15/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
922.02(c) 922.03 Various Sections	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 922.02(c) for clarification on stormwater charges (see minutes). ORC recommended a change to Section 922.03 in definition of "County" to remove reference to Greene County and to correct a typographical error from "situate" to "situated". Law Director and the City Engineer concurred with the recommended revisions to Section 922.02(c) and Section 922.03. ORC approved suggestions for changes in Section 922.02(c) and Section 922.03 (see minutes) as recommendations for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
922.13(c) Permits And Plan Review	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 922.13(c) for clarification (see minutes). Law Director and the City Engineer concurred with the recommended revision to Section 922.13(c). ORC approved suggestions for the change in Section 922.13(c) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
922.30(b) Adjustment Of	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 922.30(b) to determine if it should read "application" instead of "appeal" because that is what the City Manager is reviewing (see minutes).</p>

Service Charge			Law Director and the City Engineer provided recommended revisions to Section 922.30(b). ORC approved suggestion to change “appeal” to “application for adjustment” in Section 922.30(b) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.03 Waste To Be Discharged In Sanitary Sewer	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 923.03 to determine if type of waste needs to be updated and to update name of treatment facility (see minutes). City Engineer provided recommended revisions to Section 923.03. ORC approved suggestion for revision to Section 923.03 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.04 Sewer Use And Pretreatment	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 923.04 to consider recommended changes, correct typographical errors, and to ensure correct references (see minutes). Law Director and the City Engineer provided recommended revisions to Section 923.04. ORC approved suggestions for revisions in Section 923.04 with the exception of the suggested revision to paragraph (a) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. Paragraph (a) will be reviewed again by Law Director. Law Director reviewed Paragraph (a) again and recommended the phrase “cause any of the following” be deleted in its entirety and a colon placed after the phrase, “which in whole or part.”. ORC approved suggestion for revision to Paragraph (a) (see minutes) as a recommendation for update by the ORC at the 7/21/21 meeting <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.08(g)(1) Billing And Delinquent Accounts	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	The ORC recommended changing “man-made pond” to “artificial pond” in Section 923.08(g)(1). City Engineer recommended adding “swimming pool” to Section 923.08(g)(1). ORC approved these revisions in Section 923.08(g)(1) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
923.10 Complaints And Appeals	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Law Director and City Engineer to review Section 923.10 to consider recommended changes (see minutes). Law Director and the City Engineer provided recommended revisions to Section 923.10. ORC approved the suggestion for the revision to Section 923.10(a) with thirty days (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. The ORC also approved the suggestion for the revision to Section 923.10(b) with “ten business days” (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting. <b>Status:</b> <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>

924.01 Definitions	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 924.01 to consider recommended changes and to ensure correct references (see minutes). Law Director provided a recommended revision to Section 924.01 regarding “the Act”. ORC approved the suggestion for the revision to Section 924.01 (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
925 Sewer Districts Generally	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and City Engineer to review Chapter 925 to determine if this is an accurate and complete listing of the sewer districts in the City (see minutes). Law Direct and City Engineer reviewed Chapter 925 and determined this is an accurate and complete listing of the sewer districts in the City.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
929.38 Billing Complaints	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 929.38 to determine if any changes are needed to process and appeal process (see minutes). Law Director and City Engineer provided recommended revisions to Section 929.38. ORC approved the suggestion for the revision to Section 929.38 to use the Law Director’s recommended language with sixty days in Section 929.38(a) and to change the wording to “ten business days” in Section 929.38(b) (see minutes) as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
931 Water Distribution Districts	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <input checked="" type="checkbox"/> No Further Action Needed	<p>Law Director and City Engineer to review Chapter 931 to determine if this is an accurate and complete listing of the water districts in the City (see minutes). Law Direct and City Engineer reviewed Chapter 931 and determined this is an accurate and complete listing of the water districts in the City.</p> <p>Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b></p>
932.07 Types Of Protection Required	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and City Engineer to review Section 932.07 to determine if any changes or updates are needed (see minutes). Law Direct and City Engineer provided recommended revisions to Section 932.07. ORC approved the suggestion for the revision to Section 932.07 to change the spelling of “Principle” in “Reduced Pressure Principal Backflow Preventer” as a recommendation for update by the ORC at the 6/16/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>
935.02 Legal Analysis	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>ORC recommended a change to Section 935.02 to remove, “The legal analysis is very simple.” ORC recommended correcting this typographical error at the 4/21/21 ORC meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b></p>

943.02 Definitions	06/16/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Staff recommended a change to Section 943.02 to define, “Parks and Recreation Division Manager shall mean the Parks Manager.” Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
943.04 Park Facilities	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	Parks Manager to review Section 943.04 to update list of City parks, including changes for City Dog Park, Dial Park, etc. (see minutes). The Parks Manager provided a current list of City parks. ORC recommended updating the list of City parks in Section 943.04 with this information at the 8/18/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
945 Competitive Video Service Authorizations	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review <b>X No Further Action Needed</b>	Law Director to review Chapter 945 for any revisions or changes (see minutes). Law Director reviewed Chapter 945 and determined no changes are needed to Chapter 945. Status: <b>NO FURTHER ACTION NEEDED ON THIS ITEM</b>
950.05(a)(3) Plans	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	ORC recommended correcting a typographical error in Section 950.05(a)(3) to change “mayor” to “major”. ORC recommended correcting this typographical error at the 4/21/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>
951 Engineering Related Fees	04/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	City Engineer to review Chapter 951 for any revisions or changes (see minutes). City Engineer reviewed Chapter 951 and recommended proposed updates to the engineering fees to match the current engineering fees. ORC recommended the proposed revisions to Chapter 951 at the 6/16/21 ORC meeting. Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART NINE</b>



CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING CERTAIN SECTIONS OF PART NINE, STREETS AND PUBLIC SERVICES CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, as part of the Ordinance Review Commission process, the Ordinance Review Commission has identified provisions within the Streets and Public Services Code that require updating or other changes; and

WHEREAS, the City Council has determined that revisions in Chapters 903, 911, 915, 919, 920, 921, 922, 923, 924, 929, 932, 935, 943, 950 and 951 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Nine, Streets and Public Services Code, Chapter 903 – Construction And Improvements In Public Right-Of-Way, Section 903.02(f) – Permit Required For Excavation Or Construction is hereby amended to read as follows:

**903.02 – Permit required for excavation or construction.**

- (f) Any party aggrieved by the penalty imposed herein ~~may~~ file a written appeal to the City Manager within ten days of the date of the imposition of the Civil Penalty under the same process as set forth in Section 920.07 of this Code.

Section 2. Part Nine, Streets and Public Services Code, Chapter 903 – Construction And Improvements In Public Right-Of-Way, Section 903.04(a) – Permit Application; Driveway Limitations; Permit Refusal; Specific Applicant is hereby amended to read as follows:

**903.04 – Permit application; driveway limitations; permit refusal; specific applicant.**

- (a) The person, firm, corporation, or political subdivision or any other legal entity recognized under the laws of the state of Ohio, desiring to exercise any license or privilege for which a permit is required by this chapter, shall make application in writing to the City Engineer or his duly authorized representative on the standard City permit form, setting forth the privilege desired. Such application shall be accompanied by a plat or drawing when required, showing the details of the improvement, together with the location in the street or other public place where the privilege is desired, with reference to street and lot lines and the dimensions of the portion of the public way to be used; provided however, that no privilege shall be granted for the construction or maintenance of a driveway apron over or through any gutter, curb or sidewalk which is more than 25 feet in width at the back edge of the sidewalk, nor shall any driveway opening be made within 40 feet ~~of the~~ from the end of the radial portion of any curb at a street intersection, nor shall a permit be granted for any driveway to be constructed over or through a sidewalk in such manner that the surface of the sidewalk shall be slanted or inclined at the point of the driveway other than the slope and alignment shown on the City's standard drawings, except when a variance is authorized by the City Engineer or his duly authorized representative in writing and notation of same on the permit.

Section 3. Part Nine, Streets and Public Services Code, Chapter 911 – Repair And Maintenance Of Curbs, Sidewalks And Driveways, Section 911.04 – Rules And Regulations By Director is hereby amended to read as follows:



#### **911.04 – Rules and regulations by director.**

The Director of Public Service is hereby authorized to adopt, promulgate, amend and enforce such administrative rules and regulations as may be necessary to execute and enforce the provisions of this chapter and is further specifically authorized and empowered to fix and establish, in compliance with the Building Code and adopted specifications, the thickness, width, materials and specifications of sidewalks, driveways and curbing to be installed, altered or repaired within the limits of any public street and the manner of performing any work relating to the matters referred to in this chapter. Such rules and regulations shall be kept on file and open to public inspection in the office of the Director and shall be published in the same manner as City ordinances. No driveway shall be constructed or reconstructed if the nearest edge of such driveway is less than ~~65 feet from the intersecting curb line on the stopside of any main thoroughfare~~ 40 feet from the end of the radial portion of any curb at a street intersection.

Section 4. Part Nine, Streets and Public Services Code, Chapter 915 –Driveway Access Policy, Section 915.03(e) – Design Regulations is hereby amended to read as follows:

#### **915.03 – Design regulations.**

- (e) *Location of Driveways at Roadway Intersections.* New driveways shall not begin closer to an existing street intersection than that 40 feet ~~from a stop bar or crosswalk on residential intersections~~ from the end of the radial portion of any curb at a street intersection. The City Engineer shall evaluate requests for location of driveways of other uses than residential by considering traffic volumes, type of land use, pavement width, lane usage, sight distance restrictions, etc.

Section 5. Part Nine, Streets and Public Services Code, Chapter 911 – Repair And Maintenance Of Curbs, Sidewalks And Driveways, Section 911.02(e) – Duty To Repair And Clean Sidewalks And Curbs is hereby amended to read as follows:

#### **911.02 – Duty to repair and clean sidewalks and curbs.**

- (e) Concrete sidewalks that ~~is~~ are located in front of a zoned residential property and ~~is~~ are designated by the City as a Bikepath ~~is~~ are to be repaired or replaced by the City when such repairs are selected or required by the City. A City Bikepath is defined as an eight foot wide concrete sidewalk located within the street right-of-way and is part of a designated path that is to be used for bicycles or pedestrians. It is located outside the traveled way and physically separate from motorized vehicular traffic. The Bikepath also may be used by skaters, joggers, users of manual and motorized wheelchairs, and other authorized motorized and non-motorized users.

Section 6. Part Nine, Streets and Public Services Code, Chapter 919 – Street Lighting Assessment Procedure, Section 919.01(b) – Procedure is hereby amended to read as follows:

#### **919.01 – Procedure.**

- (b) The Clerk of Council shall cause the publication of the resolution of necessity in a newspaper of general circulation, once a week for two consecutive weeks within the City and shall also mail notice of the passage of the resolution to all ~~affected property owners~~ members of the proposed lighting district by regular mail at their last known tax mailing address.

Section 7. Part Nine, Streets and Public Services Code, Chapter 920 – Utility Structures, Section 920.07 – Appeals is hereby amended to read as follows:

#### **920.07 – Denial/Revocation; Appeals.**

~~The City Engineer's decision to deny a Permit may be appealed to the City Manager. All appeals on a denial of a Permit must be made in writing within ten calendar days from the date of the action being appealed. If the City Engineer issues a denial of a Permit, the City Engineer shall notify the applicant in writing of the denial, suspension or revocation, including the grounds therefor, within three business days of such decision. If a notice of appeal is timely received by the City Manager, the City Manager shall notify the respondent within three business days of the receipt of the request for appeal of a hearing date to be within 21 days. The respondent may appear and be heard in person, or by his/her attorney, in opposition to the decision and do any of the following:~~

- ~~(a) Present his/her positions, arguments and contentions;~~
- ~~(b) Offer and examine witnesses and present evidence in support;~~
- ~~(c) Cross-examine witnesses purporting to refute respondent's position, arguments and contentions;~~
- ~~(d) Offer evidence to refute evidence and testimony offered in opposition to his/her position, arguments and contentions; and~~
- ~~(e) Offer any such evidence into the record.~~

~~The City Manager shall render a decision within five business days after the hearing.~~

(a) The following are grounds for revocation or denial of a permit:

- (1) The intentional provision of materially misleading information by the applicant (the provision of information is considered "intentional" where the applicant was aware of the inaccuracies or could have discovered the inaccuracies with reasonable diligence);
- (2) The failure to comply with any condition of approval, order, or other applicable law, rule, or regulation;
- (3) The utility structure as proposed or installed is otherwise not in compliance with the provisions of this Chapter
- (4) The subject site or use is otherwise not in compliance due to incomplete work or projects, or is not in compliance due to unperformed or slow to perform work as part of an open permit.

(b) The City Engineer's decision to deny or revoke a Permit may be appealed to the City Manager. All appeals must be in writing and submitted within ten (10) calendar days from the date of the action being appealed. If the City Engineer issues a denial or revocation of a Permit, the City Engineer shall notify the applicant in writing including the grounds therefor, within three (3) business days of such decision. If a notice of appeal is timely received by the City Manager, the City Manager shall notify the respondent within three (3) business days of the receipt of the request for appeal of a hearing date to be within twenty-one (21) days.

(c) At any properly scheduled appeal, the respondent may appear and be heard in person, or by his/her attorney, in opposition to the decision and do any of the following:

- (1) Present his/her positions, arguments and contentions;
- (2) Offer and examine witnesses and present evidence in support;
- (3) Cross-examine witnesses purporting to refute respondent's position, arguments and contentions;
- (4) Offer evidence to refute evidence and testimony offered in opposition to his/her position, arguments and contentions; and
- (5) Offer any such evidence into the record.

The City Manager shall render a decision within five (5) business days after the hearing.

Section 8. Part Nine, Streets and Public Services Code, Chapter 921 – Utilities, Section 921.04.10 – Appeals is hereby amended to read as follows:

#### **921.04.10 – Appeals.**

The City Engineer's decision to deny or revoke a Permit may be appealed to the City Manager. All appeals on a denial of a Permit must be made in writing within ten (10) calendar days from the date of the action being appealed. If the City Engineer issues a

denial or revocation of a Permit, the City Engineer shall notify the applicant in writing ~~of the denial, suspension or revocation,~~ including the grounds therefor, within three (3) business days of such decision. If a notice of appeal is timely received by the City Manager, the City Manager shall notify the respondent within three (3) business days of the receipt of the request for appeal of a hearing date to be within twenty-one (21) business days. The respondent may appear and be heard in person, or by his/her attorney, in opposition to the decision and do any of the following:

- (1) Present his/her positions, arguments and contentions;
- (2) Offer and examine witnesses and present evidence in support;
- (3) Cross-examine witnesses purporting to refute respondent's position, arguments and contentions;
- (4) Offer evidence to refute evidence and testimony offered in opposition to his/her position, arguments and contentions; and
- (5) Offer any such evidence into the record.

The City Manager shall render a decision within five (5) business days after the hearing.

Section 9. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.02.(c) – Stormwater Charge Generally is hereby amended to read as follows:

**922.02 – Stormwater charge generally.**

- (c) The City's Storm drainage service charges shall be fair and reasonable and bear a substantial relationship to the cost of providing service and Facilities. ~~All~~ Single family residential properties shall pay the same Stormwater service charges. Charges for non-residential properties within the City shall be calculated based on the relationship that the total Impervious Surface (as defined in Section 922.03) for such parcel bears to the average Impervious Surface area of residential homes within the City as defined in Section 922.26.

Section 10. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.03 – Definitions is hereby amended to read as follows:

**922.03 Definitions.**

*County* means Montgomery County; or Miami County; ~~or Greene County~~ and means the county where the applicable part of the City is situatedd.

Section 11. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.13(c) – Permits And Plan Review is hereby amended to read as follows:

**922.13 – Permits and plan review.**

- (c) Plans for all improvements made within the City that require Stormwater Facilities or changes or alterations to existing Stormwater Facilities must be submitted to the City Manager or his designee for review and approval. Plans and applications may be submitted directly to the City Manager or his designee or through the building permit process. All improvements must conform to the provisions of this chapter or rules or regulations promulgated hereunder and the master plan. The City Manager, or his designee shall have 30 days after the date of application to review each plan submitted. ~~Plans that are not approved may be resubmitted.~~ Plans that are not approved may be resubmitted after revisions are made. No permit shall be issued until a plan is approved or the need for a permit is waived by the City Manager or his designee.

Section 12. Part Nine, Streets and Public Services Code, Chapter 922 – Stormwater Management Code, Section 922.30(b) – Adjustment Of Service Charge is hereby amended to read as follows:

**922.30 – Adjustment of service charge.**

- (b) The City Manager or his designee shall have 30 days to investigate the matter. The City Manager or the City Manager's designee shall timely review and rule upon the appeal application for adjustment.

Section 13. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.03 –Waste To Be Discharged In Sanitary Sewer is hereby amended to read as follows:

**923.03 – Waste to be discharged in sanitary sewer.**

All water-borne waste from toilets, lavatories, bathtubs, showers, laundry tubs, washing machines, refrigeration drips, soda fountains, drinking fountains, sinks, basement and garage floor drains (with the use of grease traps) shall be discharged into the sanitary sewer system. Any other waste will be permitted only upon written authorization from the City and the Miami Conservancy District Tri-Cities Authority or the then-current owner of the North Regional Wastewater Treatment Plant (NRWTP).

Section 14. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.04 – Sewer Use And Pretreatment; Penalties For Violations is hereby amended to read as follows:

**923.04 – Sewer use and pretreatment; penalties for violations.**

- (a) *General Prohibitions.* No person shall discharge to any of the City's sanitary sewer facilities any substances or wastes which in whole or in part, ~~cause any of the following~~:
- (1) Receives on-site treatment through a septic tank or leach field;
  - (2) Create a fire or explosion hazard;
  - (3) Contain corrosive properties, that is in no case shall discharges have a pH lower than 6.0 or greater than 10.0;
  - (4) Cause obstruction or other interference;
  - (5) Constitute a slugload;
  - (6) Contain heat in amounts which will accelerate the formation of excessive amounts of hydrogen sulfide;
  - (7) Inhibit sampling efforts;
  - (8) Endanger monitoring or maintenance personnel;
  - (9) Inhibit biological activity in the wastewater treatment facilities, that is, a discharge of 140 degrees Fahrenheit or greater may be prohibited;
  - (10) Contain noxious, malodorous gas or substance which creates a public nuisance or hazard;
  - (11) Contain radioactive wastes in harmful quantities;
  - (12) Contain nonshredded garbage;
  - (13) Contain any odor or color producing substances exceeding limits;
  - (14) Cause the North Regional Wastewater Treatment Plant (NRWTP) effluent or residues, sludges, or scums to be unsuitable for reclamation and reuse or interfere with sludge disposal practices;
  - (15) Cause the NRWTP to violate any of its NPDES permit limits or requirements or otherwise pass-through the facility;
  - (16) Contain any heavy metals or other substances which violate the Federal General Pretreatment Regulations (40 CFR 403)
- (b) *Federal Categorical Pretreatment Standards.*
- (1) No person shall discharge to any of City's sanitary sewer facilities, wastewaters containing substances subject to an applicable Federal Categorical Pretreatment Standard promulgated by EPA in excess of the limit prescribed in such applicable pretreatment standards.
  - (2) The General Pretreatment Regulations (40 CFR 403) effective November 16, 1988 and as printed in the Federal Register in October 17, 1999, Part IV or as amended are applicable to this section, including reporting and compliance schedule, sampling parameters, violation notices, etc.
  - (3) Sanitary rules and regulations as adopted by this chapter are hereby amended to include the following sections and subjects:

- A. Definition of Significant Industrial User - 40 CFR 403.3(t).
  - B. Submittal of Significant Industrial User List - 40 CFR 403.8(f)(6).
  - C. Industrial User Notification of Status - 40 CFR 403.8(f)(2)(iii).
  - D. Fire and Explosivity Prohibition - 40 CFR 403.5(b)(1).
  - E. Oil and Grease Prohibition - 40 CFR 403.5(b)(6).
  - F. Reactivity and Fume Toxicity - 40 CFR 403.5(b)(7).
  - G. Trucked and Hauled Waste - 40 CFR 403.5(b)(8).
  - H. Local Limits Development and Enforcement - 40 CFR 403.5(c)(1).
  - I. Control Mechanisms - 40 CFR 403.8(f)(1)(iii).
  - J. Inspection and Sampling - 40 CFR 403.8(f)(2)(v).
  - K. Spills and Batch Discharges - 40 CFR 403.8(f)(2)(v).
  - L. Annual Publication of Industrial Users in Significant Violation - 40 CFR 403.8(f)(2)(vii).
  - M. Enforcement Responses Plans - 40 CFR 403.8(f)(5).
  - N. Semi-Annual Significant Industrial User Self Monitoring - 40 CFR 403.12(h).
  - O. Hazardous Waste Notification Requirements - 40 CFR 403.12(p)(1).
  - P. Notification of Changes in Discharge Including Hazardous Wastes - 40 CFR 403.12(j).
  - Q. Toxicity Testing - 40 CFR 122.21(j)(1-3).
  - R. Local Limit Evaluation - 40 CFR 122.21(j)(4).
- (4) In addition~~at~~ to the application of the above rules and regulations, the following sections and subjects shall also be applicable:
- A. Baseline Monitoring Report and 90-day Compliance Report Section 2(G)(1).
  - B. Administrative Orders to Users - Section 2(L)(3).
  - C. Administrative Fines - Section 2(L)(3)(f).
  - D. Authorized Representative - Section 2(G)(3).
  - E. Certification Statement - Section 2(G)(4).
  - F. General Rewording of Ambiguous or Unclear Sections of Document.

A copy of the full document as amended is on file in the office of the Clerk of Council and is incorporated herein by reference.

- (c) *Recovery of Costs Incurred by the City.* Any user violating any of the provisions of these rules and regulations, or who discharges or causes a discharge that produces a deposit or obstruction, or causes damage to or impairs the City wastewater facility shall be liable to the City for any expense, loss, or damage caused by such violation or discharge. The City shall bill the user for the cost incurred by the City for any cleaning, repair, or replacement work caused by the violation or discharge. Refusal to pay the assessed costs shall constitute a violation of these rules and regulations.
- (d) *Penalties for Violations.*
- (1) Whoever violates or continues to violate any provision of these rules and regulations, or whoever violates or continues to violate any provisions of these rules and regulations beyond the time limit for compliance set forth in the order, notice of violation or compliance schedule established by the City Manager, shall be subject to the following:
- A. The first violation shall constitute a third degree misdemeanor punishable by a fine of up to \$500.00 and/or up to 60 days in jail. Each subsequent violation of the same provision by the same offender shall constitute a misdemeanor of the first degree punishable by a fine of up to \$1,000.00 and/or up to six months in jail. If the subsequent violation is a continuing one, each day of such violation shall constitute a separate violation.
  - B. The property may be subject to disconnection from the City's wastewater facilities.

Section 15. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.08(g) – Billing And Delinquent Accounts is hereby amended to read as follows:

**923.08 – Billing and delinquent accounts.**

- (g) *Sewer Rebate for Filling of a Pond, Lake, Swimming Pool, or Other Similar Basin.*



- (1) Customer may receive a rebate for the sanitary sewer charges incurred as a result of filling an ~~an man-made artificial~~ pond, lake, swimming pool, or other similar basin that will retain water provided the following conditions are met; and
  - A. The sanitary service charges are based on water usage and it is proven to the City that the water usage includes water distributed to fill an ~~an man-made artificial~~ pond, lake, swimming pool, or other similar basin (~~excluding a swimming pool~~) that will retain water; and
  - B. The sanitary service charges are based on water usage where such water usage constitutes the only discharge to the sanitary sewer and such water usage is metered; and
  - C. The water distributed to fill an ~~an man-made artificial~~ pond, lake, swimming pool, or other similar basin that will retain water does not result in discharge of the water into the wastewater system.
- (2) The customer requesting the rebate must show to the City that the water usage that is listed on a bill received by the customer was for the filling of the pond, lake, swimming pool, or other similar basin and the amount of water used to fill the pond, lake, swimming pool, or other similar basin. Customer shall provide City with the dimensions of the pond, lake, swimming pool, or other similar basin and any design specifications from an architect, engineer or contractor showing the volume of the pond, lake, swimming pool, or other basin to be filled.

Section 16. Part Nine, Streets and Public Services Code, Chapter 923 – Sanitary Sewers, Section 923.10 – Complaints And Appeals is hereby amended to read as follows:

#### **923.10 – Complaints and appeals.**

- (a) Customers who are not satisfied with the resolution to a billing complaint may appeal in writing to the Citizen's Water and Sewer Advisory Board as appointed by Council. Such appeals must be filed within thirty (30) days of the date of the bill being appealed. Such appeals, to be considered by the Board, shall include at a minimum the name, address and phone number of the complainant (for use during business hours), a discussion of the facts of the case, any related documentation, and in all cases, the basis for the bill adjustment request. The customer shall receive notice of the Board meeting at least ten days prior to the meeting. Notice shall be by ordinary mail to the address shown on the appeal. The Board shall render a decision on the complaint. The Board's decision shall be final unless appealed to Council.
- (b) Any person, feeling aggrieved by a decision of the Board may appeal such decision to Council by notifying the Clerk of Council in writing within ten (10) business days after receiving notice of the decision of the Board. Notice will be deemed to have been received by a customer on the date of the Board meeting if the customer attends the meeting. Otherwise, notice will be deemed to have been received by a customer on the date that someone at the residence of the customer signs for the notice. Such notice shall contain the grounds for appeal. Council shall render a final decision.

Section 17. Part Nine, Streets and Public Services Code, Chapter 924 – Industrial Pretreatment Program, Section 924.01 – Definitions is hereby amended to read as follows:

#### **924.01 – Definitions.**

*New source* means any building, structure, facility or installation from which there is or may be a discharge of pollutants, the construction of which commenced after the publication of proposed pretreatment standards under Section 307(c) of the Federal Water Pollution Control Act which will be applicable to such source if such standards are thereafter promulgated in accordance with that section provided that:

- (1) The building, structure, facility or installation is constructed at a site at which no other source is located; or

- (2) The building, structure, facility, or installation totally replaces the process or production equipment that causes the discharge of pollutants at an existing source: or
- (3) The production or wastewater generating processes of the building, Structure, facility or installation are substantially independent of an existing source at the same site.

Section 18. Part Nine, Streets and Public Services Code, Chapter 929 – Water Distribution, Section 929.38 – Billing Complaints is hereby amended to read as follows:

**929.38 – Billing complaints.**

- (a) Customers who are not satisfied with the resolution to a billing complaint may appeal in writing to the Citizen's Water and Sewer Advisory Board as appointed by Council. Such appeals must be filed within sixty (60) days of the date of the bill being appealed. Such appeals, to be considered by the Board, shall include at a minimum the name, address and phone number of the complainant (for use during business hours), a discussion of the facts of the case, any related documentation, and in all cases, the basis for the bill adjustment request. The customer shall receive notice of the Board meeting at least ten days prior to the meeting. Notice shall be by ordinary mail to the address shown on the appeal. The Board shall render a decision on the complaint. The Board's decision shall be final unless appealed to Council.
- (b) Any person, feeling aggrieved by a decision of the Board may appeal such decision to Council by notifying the Clerk of Council in writing within ten (10) business days after receiving notice of the decision of the Board. Notice will be deemed to have been received by a customer on the date of the Board meeting if the customer attends the meeting. Otherwise, notice will be deemed to have been received by a customer on the date that someone at the residence of the customer signs for the notice. Such notice shall contain the grounds for appeal. Council shall render a final decision.

Section 19. Part Nine, Streets and Public Services Code, Chapter 932 – Backflow Prevention Control And Cross Contamination Elimination Rules And Regulations, Section 932.07 – Type Of Protection Required is hereby amended to read as follows:

**932.07 – Type of protection required.**

- (a) The type of protection required under Section 932.06(b), shall depend upon the degree of hazard which exists as follows:
  - (1) A required air-gap separation and an approved reduced pressure principle backflow prevention device shall be maintained where a public water system may be contaminated with substances that could cause a severe health hazard;
  - (2) A required air-gap separation shall be maintained or an approved reduced pressure principle backflow prevention device shall be maintained where a public water system may be contaminated with any substance that could cause a system or health hazard or a pollution hazard.
- (b) The type of protection required under subsection (c) hereof shall be a required air-gap separation or an approved interchangeable connection.
- (c) Where an auxiliary water system is used as a secondary source of water for a fire protection system, the provisions of subsection (b) hereof for a required air-gap separation or an approved interchangeable connection may be waived by the City Manager or his designee and the OEPA provided:
  - (1) At premises where the auxiliary water system may be contaminated with substances that could cause a system or health hazard, a public water system or a potable consumer's water system shall be protected against backflow by installation of an approved reduced pressure principle backflow prevention device;
  - (2) At all other premises, a public water system or a potable consumer's water system shall be protected against backflow by installation of an approved reduced pressure principle backflow prevent device;

- (3) A public water system or a potable consumer's water system shall be the primary source of water for the fire protection system;
  - (4) The fire protection system shall be normally filled with water from a public water system or a potable consumer's water system;
  - (5) The water in the fire protection system shall be used for fire protection only, with no other use of water from the fire protection system downstream from the approved backflow prevent device.
- (d) *Type Of Backflow Protection Required.* Domestic and Commercial Water Services. An approved backflow prevention device shall be installed on each domestic water service connection to the following types of facilities unless the City Manager or his designee determines that no real or potential health, pollution, or system hazard to public water system exists.

Abbreviations used in this chapter are as follows:

A.G.—Air Gap Separation per Section 932.02.

R.P.—Reduced Pressure ~~Principal Principle~~ Backflow Preventer.

Type Of Facility	Minimum Type of Protection
Breweries, Distilleries, Bottling Plants	R.P.
Car Wash with Recycling System and/or Wax Eductor	R.P.
Chemical Plants	R.P.
Dairies	R.P.
Health Care Facilities	R.P.
Fertilizer Plants	R.P.
Film Laboratory and Processing Plant	R.P.
Food or Beverage Plant	R.P.
Laboratories	R.P.
Laundries and Dry Cleaning Plants	R.P.
Machine Tool Plant(Health or System Hazard)	R.P.
Machine Tool Plant (Pollution Hazard)	R.P.
Metal Processing Plant (Health or System Hazard)	R.P.
Metal Processing Plant (Pollution Hazard)	R.P.
Metal Plating Plant	R.P.
Morgues or Mortuaries	R.P.
Packing Houses or Rendering Plants	R.P.
Paper Products Plant	R.P.
Petroleum Processing Plant	R.P.
Petroleum Storage Yard (Health or System Hazard)	R.P.
Petroleum Storage Yards (Pollution Hazard)	R.P.
Pharmaceutical or Cosmetic Plant	R.P.
Power Plants	R.P.
Radioactive Material Plant	R.P.
Restaurants, with Soap Eductors and/or Industrial type Disposal	R.P.
Sand and Gravel Plants	R.P.
Schools with Laboratories with Acid Wastes	R.P.
Sprinkling or Irrigation System	R.P.
Swimming Pools With Pipe Filled Line	R.P.
Sewage Treatment Plants	R.P.
Sewage Pumping Stations	R.P.
Veterinary Establishments	R.P.

In addition to and including those types of facilities listed above, an approved backflow prevention device of the type designated shall be installed on each domestic water service connection to any premises containing the following real or potential hazards.



Premises having an auxiliary water system not connected to public water system	R.P.
Premises having a water storage tank, reservoir, pond, or similar appurtenance	R.P.
Premises having a steam boiler, cooling system, or hot water heating system where chemical water conditioners are used	R.P.
Premises having submerged inlets to equipment	R.P.
Premises having self-draining yard hydrants, fountains, hose boxes or similar devices presenting a health hazard (chemicals storage plants, tank farms, bulk storage yard)	R.P.
Premises having self-draining yard hydrants, fountains, hose boxes or similar devices presenting a pollution hazard (parks, play fields, cemeteries)	R.P.

- (e) *Type Of Backflow Protection Required.* Fire Protection Service. An approved double check valve assembly device or the use of a reduced pressure principle backflow prevention device shall be installed on each fire protection service to any premises unless the City Manager or his designee determines that no real or potential health, pollution, or system hazard to the public water system exists. The double check assembly device shall meet all of the following requirements before it can be approved by the City of Huber Heights Engineering Division or its authorized purveyor and the Fire Department:
- (1) Water from downstream side of the double check valve assembly device shall be used for fire protection only;
  - (2) There shall be no regular use of water downstream from the double check valve assembly device other for fire system make-up water;
  - (3) The fire system shall be filled with water from the public water supply only;
  - (4) The public water supply must be the primary source of water for fighting fires;
  - (5) The water system must contain no additives; provided, however, where the fire protection system contains any of the following components, a reduced pressure principle backflow prevention device shall be installed between such component and the rest of the water system so as to isolate such component from the rest of the water supply:
    - A. Auxiliary Water System;
    - B. Anti-freeze Legs;
    - C. Covered Gravity or Pressure Storage Tanks; or
    - D. Uncovered Storage Tanks or Reservoirs.
- (f) The Huber Heights Fire Department shall maintain a current record of all double check valve assembly devices which are a part of the fire sprinkler system connected to the Huber Heights' public water system.

Section 20. Part Nine, Streets and Public Services Code, Chapter 935 – Ditch And Stream Work By City Forces, Section 935.02 – Legal Analysis is hereby amended to read as follows:

**935.02 – Legal analysis.**

The legal analysis ~~is very simple. It~~ shall involve determination of whether or not the easement of right-of-way exists on the land where the waterway cleaning is contemplated.

Section 21. Part Nine, Streets and Public Services Code, Chapter 943 – City Parks, Section 943.02 – Definitions is hereby amended to read as follows:

**943.02 – Definitions.**

*Parks and Recreation Division Manager* shall mean the City Parks Manager ~~or such other person appointed by City Council.~~

Section 22. Part Nine, Streets and Public Services Code, Chapter 943 – City Parks, Section 943.04(a) – Parks Facilities is hereby amended to read as follows:

#### 943.04 – Park facilities.

- (a) The City Parks include but are not limited to the following:
- (1) Thomas A. Cloud Memorial Park: The City park located on Brandt Pike south of Kittridge Road shall now and hereafter be known as Thomas A. Cloud Memorial Park.
  - (2) Herbert C. Huber Community Park: The City park located on Chambersburg Road east of Old Troy Pike shall now and hereafter be known as Herbert C. Huber Community Park.
  - (3) Cottonwood Park: The City park located on Fishburg Road east of Brandt Pike shall now and hereafter be known as Cottonwood Park.
  - (4) Shullgate Park: The City park located on Shull Road east of Old Troy Pike shall now and hereafter be known as Shullgate Park.
  - (5) Belle Plain Park: The City park located on Belle Plain Drive west of Bellefontaine Road shall now and hereafter be known as Belle Plain Park.
  - (6) Twin Creeks Park: The City park located on Leston Avenue between Lambeth Drive and Harshmanville Road shall now and hereafter be known as Twin Creeks Park.
  - (7) Rip Rap Park: The City park located on Rip Rap Road north of Chambersburg Road shall now and hereafter be known as Rip Rap Park.
  - (8) Gary Sherman Park: The City park located at the end of John Geiger Way shall now and hereafter be known as Gary Sherman Park.
  - (9) Canal Locks Park: The City park located on Endicott Road south of Fishburg Road shall now and hereafter be known as Canal Locks Park.
  - (10) Falls Creek Park: The City park located on Dial Drive north of Longford Road shall now and hereafter be known as Falls Creek Park.
  - (11) Miami Villa Park: The City park located on Rip Rap Road south of Chambersburg Road shall now and hereafter be known as Miami Villa Park.
  - (12) ~~Wildview Park~~ Huber Heights Community Center: The City park and community center located on ~~Wildview Drive~~ Powell Road west of ~~Dial Drive~~ Old Troy Pike shall now and hereafter be known as ~~Wildview Park~~ the Huber Heights Community Center.
  - (13) Monita Fields Park: The City park located on Fishburg Road east of Old Troy Pike shall now and hereafter be known as Monita Fields Park.
  - (14) ~~Menlo~~/Kittyhawk Park: The City park located on Seaman Drive south of Fishburg Road shall now and hereafter be known as ~~Menlo~~/Kittyhawk Park.
  - (15) Flyer Field at Kittyhawk Park: The City dog park located on Seaman Drive south of Fishburg Road shall now and hereafter be known as Flyer Field at Kittyhawk Park.
  - (16) Dial Park: The City park located on Dial Drive shall now and hereafter be known as Dial Park.
  - (17) The Recreation Complex at The Heights: The City park that includes the Kroger Aquatic Center at The Heights and the Eichelberger Amphitheater at The Heights located on Brandt Pike north of Shull Road shall now and hereafter be known as The Recreation Complex at The Heights.

Section 23. Part Nine, Streets and Public Services Code, Chapter 950 – Grading Permits, Section 950.05(a)(3) – Plans is hereby amended to read as follows:

#### 950.05 – Plans.

- (a) (3) A chronological construction schedule for ~~may~~major land disturbance activities;

Section 24. Part Nine, Streets and Public Services Code, Chapter 951 – Engineering Related Fees, Section 950.05(a)(3) – Plans is hereby amended to read as follows:

#### 951.01 – Fee schedule.

Council shall establish a schedule of fees, charges and expenses, for items related to the Engineering Department. The following fees are established by Council:

MISCELLANEOUS

Reproduction Costs:

8.5" x 11" (per page) - \$0.~~100~~5  
24" x 36" (per page) - \$1.00

Map Printouts:

8.5" x 11" or 8.5" x 14" (per page) - \$~~0.10~~3.00  
11" x 17" (per page) - \$~~0.10~~5.00  
24" x 36" (per page) - \$~~1.00~~10.00  
36" x 48" (per page) - \$~~1.50~~15.00

Large Format Copies (Scan and Print):

Black and White 24" x 36" (per page) - \$~~1.00~~5.00  
Black and White 'E' size 36" x 48" - \$~~1.50~~10.00  
Color 24" x 36" (per page) - \$~~1.00~~10.00  
Color 'E' size 36" x 48" - \$~~1.50~~15.00

Ortho-Rectified Aerial Photography:

Per section (tile) - \$25.00  
Full City of Huber Heights Map - \$25.00  
GIS Digital Data Layers (per layer) - \$15.00

Engineering Services:

Inspection Fee for Water, Sanitary and Storm Sewer Lines - \$3.50 per linear foot  
Inspection Fee for Water and Sanitary Service Laterals - \$75.00 per lateral  
Work Within Right-of-Way Permit - \$30.00  
Demolition Permit - \$40.00  
Grading/Site Work - \$100 per acre, plus \$25.00 inspection fee  
Engineering Review Fees - 0.5% (0.005) of Approved Engineers Estimate for Public Improvements  
Site Plan Re-Inspection Fee after second Inspection - \$30.00

Water Tap-in Fees		Sanitary Sewer Tap-in Fees	
Type	Fee	Type	Fee
5/8" and 3/4"	\$750.00	5/8" and 3/4"	\$450.00
1"	\$1,400.00	1"	\$900.00
1.5"	\$2,500.00	1.5"	\$1,700.00
2"	\$3,750.00	2"	\$2,750.00
3"	\$7,500.00	3"	\$5,500.00
4"	\$12,000.00	4"	\$8,500.00
6"	\$23,000.00	6"	\$16,500.00
8"	\$36,000.00	8"	\$25,500.00

Section 25. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 26. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-7973

Pending Business B.  
City Manager

**City Council Meeting**

**Meeting Date:** 11/22/2021

2022 City Budget

**Submitted By:** Jim Bell

**Department:** Finance

**Division:** Accounting

**Council Committee Review?:** Council Work  
Session

**Date(s) of Committee Review:** 11/01/2021 and 11/16/2021

**Audio-Visual Needs:** None

**Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

An Ordinance For Making Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2022 And Ending December 31, 2022.  
(second reading)

**Purpose and Background**

The initial draft of the 2022 City Budget is included. The 2022 Budget for the General Fund, Fire Fund and Parks and Recreation Fund are balanced. The Police Fund and Local Street Operating Fund are structurally balanced (current carryover fund balances cover any excess spending in 2022). The first draft of the 2022 City Budget totals \$99,306,797 for all funds. The 2022 General Fund Budget totals \$13,182,200.

The proposed 2022 Appropriations Ordinance is attached as well as the 2022 Expenditure Budget summary and history of expenses for each fund. Also attached are the detailed revenue estimates for 2021 and 2022 in addition to actual revenues for previous years for each fund.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

There is no fiscal impact on the current budget since this is the proposed 2022 Budget.

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**Attachments**

2022 Revenue Budget Estimates

2022 Expense Budget Summary

Presentation

Ordinance

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**ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS**

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ Incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>GENERAL FUND</b>										
101.000.4100	CITY INCOME TAX	\$6,303,018	\$6,613,276	\$6,501,639	\$7,178,812	\$7,075,647	\$6,507,593	\$7,794,532	1,286,939	19.78%
101.000.4201	REAL PROPERTY TAX	\$777,854	\$783,178	\$796,572	\$834,841	\$830,077	\$926,410	\$1,081,304	154,894	16.72%
101.000.4202	TANGIBLE PROPERTY TAX	\$54	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4203	PUBLIC UTILITY PROPERTY TAX	\$18,944	\$21,935	\$21,935	\$23,238	\$24,977	\$25,000	\$25,500	500	2.00%
101.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4209	PAYMENT IN LIEU OF TAXES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4211	HOTEL/MOTEL TAX	\$175,677	\$184,107	\$177,427	\$223,628	\$120,009	\$109,096	\$175,000	65,904	60.41%
101.000.4240	CRA SERVICE PAYMENT - WATERSTONE	\$0	\$0	\$0	\$51,617	\$187,666	\$187,666	\$187,666	-	0.00%
101.000.4241	CRA SERVICE PAYMENT - DANBURY	\$0	\$0	\$0	\$0	\$84,036	\$136,220	\$136,220	-	0.00%
101.000.4242	CRA SERVICE PAYMENT - PARKVIEW	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4243	CRA SERVICE PAYMENT - REDWOOD	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
	CRA SERVICE PAYMENT - DANBURY II	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4301	LOCAL GOVERNMENT-STATE	\$28,608	\$10,378	\$0	\$66,914	\$147,108	\$168,000	\$168,000	-	0.00%
101.000.4305	HOMESTEAD (ROLLBACK)	\$121,903	\$121,413	\$125,153	\$125,195	\$124,904	\$118,935	\$118,659	(276)	-0.23%
101.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4307	UTILITY DEREG REIMBURSEMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4308	LIQUOR PERMITS	\$38,925	\$35,314	\$39,456	\$38,581	\$7,505	\$38,000	\$25,000	(13,000)	-34.21%
101.000.4309	OTHER LICENSE/FEES	\$450	\$0	\$600	\$0	\$150	\$500	\$500	-	0.00%
101.000.4311	LOCAL GOVERNMENT-COUNTY	\$415,490	\$423,133	\$440,284	\$458,360	\$457,956	\$408,229	\$475,000	66,771	16.36%
101.000.4314	CIGARETTE TAX	\$1,332	\$1,237	\$1,291	\$1,304	\$487	\$1,300	\$1,300	-	0.00%
101.000.4315	ESTATE TAX	\$1,421	\$76	\$10	\$17	\$0	\$0	\$0	-	---
101.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4325	RZEDB INTEREST REBATE	\$134,788	\$130,978	\$124,997	\$118,879	\$112,598	\$110,000	\$100,000	(10,000)	-9.09%
101.000.4326	LOCAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4327	MONT. COUNTY LAND BANK GRANT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4401	WEED ASSESSMENTS	\$57,062	\$51,141	\$44,286	\$21,335	\$43,693	\$40,000	\$25,000	(15,000)	-37.50%
101.000.4402	PROPERTY MAINTENANCE ASSESSMENTS	\$903	\$2,136	\$0	\$0	\$1,594	\$1,200	\$1,200	-	0.00%
101.000.4491	OTHER ASSESSMENTS	\$17,930	\$32,875	\$29,101	\$16,787	\$11,224	\$20,000	\$15,000	(5,000)	-25.00%
101.000.4501	DISPATCH FEES	\$349,876	\$361,864	\$370,900	\$381,192	\$389,665	\$399,714	\$409,707	9,993	2.50%
101.000.4502	EMS FEES	\$1,133,152	\$1,276,339	\$1,239,273	\$1,369,122	\$1,366,027	\$1,400,000	\$1,400,000	-	0.00%
101.000.4503	C & DD TIPPING FEE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4504	FIRE INSPECTION PERMITS	\$75	\$150	\$125	\$25	\$25	\$200	\$200	-	0.00%
101.000.4505	FALSE ALARM FEES	\$0	\$5,950	\$9,275	\$0	\$0	\$0	\$0	-	---
101.000.4506	CPR CLASS FEES	\$5,505	\$2,952	\$2,287	\$2,125	\$673	\$2,000	\$2,000	-	0.00%
101.000.4508	NEIGHBORHOOD WATCH SIGN FEE	\$0	\$0	\$35	\$0	\$0	\$35	\$35	-	0.00%
101.000.4509	CIVIL WEDDING FEES	\$1,100	\$1,300	\$1,550	\$1,500	\$900	\$1,500	\$1,000	(500)	-33.33%
101.000.4513	RENTAL FEES	\$21,633	\$32,360	\$41,912	\$30,166	\$29,106	\$29,106	\$29,106	-	0.00%
101.000.4590	CONTRACT INSPECTION FEES	\$682	\$69,092	\$9,899	\$13,957	\$5,586	\$15,000	\$7,000	(8,000)	-53.33%
101.000.4601	ORDINANCE FINES	\$41,070	\$38,939	\$37,779	\$36,997	\$29,142	\$37,000	\$37,000	-	0.00%
101.000.4611	CABLE FRANCHISE FEES	\$498,603	\$447,306	\$464,617	\$468,961	\$479,960	\$480,000	\$480,000	-	0.00%
101.000.4612	DOG LICENSES	\$10,842	\$8,146	\$7,263	\$7,660	\$9,233	\$8,500	\$8,500	-	0.00%
101.000.4621	ZONING FEES	\$99,792	\$90,279	\$95,121	\$99,745	\$69,229	\$85,000	\$85,000	-	0.00%
101.000.4622	GRADING PERMITS	\$522	\$5,709	\$4,267	\$6,837	\$1,646	\$5,000	\$2,500	(2,500)	-50.00%
101.000.4701	INTEREST INCOME	\$229,307	\$359,777	\$481,583	\$711,702	\$533,679	\$444,550	\$311,185	(133,365)	-30.00%
101.000.4820	CITY ANNIVERSARY ITEMS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4830	COMMISSIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4880	LAND REUTILIZATION	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4881	HUMANITARIAN RELIEF FUND	\$0	\$0	\$0	\$7,180	\$0	\$0	\$0	-	---
101.000.4882	MILITARY HONOR BANNER PROGRAM	\$0	\$0	\$0	\$1,320	\$1,980	\$2,000	\$2,500	500	25.00%
101.000.4883	VETERANS MEMORIAL PROJECT	\$0	\$0	\$0	\$8,272	\$0	\$0	\$5,000	5,000	---
101.000.4890	AUCTION PROCEEDS (moved to 4909 and 4910)	\$2,120	\$26,268	\$38,610	\$14,754	\$0	\$0	\$0	-	---
101.000.4891	REFUNDS	\$15,478	\$113,526	\$79,572	\$37,788	\$882,232	\$25,000	\$25,000	-	0.00%
101.000.4892	REIMBURSEMENTS	\$2,768	\$1,913	\$2,829	\$2,503	\$3,218	\$3,000	\$3,000	-	0.00%
101.000.4893	DONATIONS	\$8,250	\$5,750	\$11,002	\$5,000	\$0	\$10,000	\$5,000	(5,000)	-50.00%
101.000.4894	COURT REIMBURSEMENTS	\$74,128	\$59,498	\$83,404	\$44,266	\$84,000	\$85,680	\$85,680	-	0.00%



**ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS**

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
101.000.4898	UNCLAIMED MONEY	\$108	\$1,206	\$298	\$655	\$0	\$1,000	\$500	(500)	-50.00%
101.000.4899	MISCELLANEOUS REVENUE	\$1,696	\$1,386	\$3,120	\$2,112	\$1,397	\$2,000	\$2,000	-	0.00%
101.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$2,038,012	\$0	\$0	-	---
101.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$1,265,943	\$0	\$8,030	\$20,000	\$20,000	-	0.00%
101.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$376	\$5,000	\$5,000	-	0.00%
101.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$1,706	\$0	\$0	-	---
101.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$43,818	\$43,253	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4922	ADVANCES FROM SPECIAL REVENUE	\$13,001	\$519,320	\$250,000	\$0	\$0	\$0	\$17,000	17,000	---
101.000.4923	ADVANCES FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$260,000	\$50,000	\$0	\$153,750	\$2,633,250	\$0	\$20,000	20,000	---
101.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4926	ADVANCES FROM INTERNAL SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4927	ADVANCES FROM TRUSTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.000.4928	ADVANCES FROM AGENCY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
101.330.4513	RENTAL FEES	\$1,540	\$3,000	\$25	\$1,655	\$0	\$3,000	\$3,000	-	0.00%
101.330.4514	FARMERS MARKET FEES	\$0	\$0	\$0	\$0	\$2,230	\$4,000	\$5,500	1,500	37.50%
101.330.4893	DONATIONS	\$1,550	\$3,400	\$900	\$2,350	\$3,500	\$3,500	\$6,000	2,500	71.43%
101.700.4911	OP TRANS FROM GENERAL FUND - TRANS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 101</b>		<b>\$10,910,977</b>	<b>\$11,939,859</b>	<b>\$12,804,338</b>	<b>\$12,571,104</b>	<b>\$17,804,433</b>	<b>\$11,869,934</b>	<b>\$13,308,294</b>	<b>1,438,360</b>	<b>12.12%</b>
	<b>MOTOR VEHICLE</b>									
202.000.4313	VEHICLE LICENSE TAX	\$266,478	\$262,776	\$276,805	\$279,898	\$301,358	\$293,893	\$332,247	38,354	13.05%
202.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
202.000.4701	INTEREST INCOME	\$1,044	\$2,239	\$3,517	\$5,490	\$4,891	\$3,200	\$2,400	(800)	-25.00%
202.000.4891	REFUNDS	\$140	\$921	\$1,197	\$1,516	\$3,000	\$1,000	\$1,000	-	0.00%
202.000.4892	REIMBURSEMENTS	\$139	\$162	\$161	\$738	\$429	\$150	\$150	-	0.00%
202.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
202.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
202.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 202</b>		<b>\$267,801</b>	<b>\$266,097</b>	<b>\$281,680</b>	<b>\$287,642</b>	<b>\$309,678</b>	<b>\$298,243</b>	<b>\$335,797</b>	<b>37,554</b>	<b>12.59%</b>
	<b>GASOLINE TAX</b>									
203.000.4302	GASOLINE TAX	\$807,807	\$829,671	\$1,304,359	\$1,615,490	\$2,011,747	\$2,100,000	\$2,260,198	160,198	7.63%
203.000.4303	MUNICIPAL CENTS PER GALLON	\$424,749	\$438,103	\$0	\$0	\$0	\$0	\$0	-	---
203.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
203.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$40,000	\$40,000	\$0	(40,000)	-100.00%
203.000.4411	SIDEWALK ASSESSMENTS	\$243	\$243	\$494	\$364	\$475	\$365	\$365	-	0.00%
203.000.4421	STREET ASSESSMENTS	\$1,708	\$1,708	\$3,131	\$2,398	\$3,025	\$2,400	\$2,400	-	0.00%
203.000.4701	INTEREST INCOME	\$8,799	\$17,051	\$19,938	\$23,506	\$27,247	\$16,455	\$7,800	(8,655)	-52.60%
203.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
203.000.4891	REFUNDS	\$392	\$2,572	\$3,306	\$4,215	\$8,480	\$3,500	\$3,500	-	0.00%
203.000.4892	REIMBURSEMENTS	\$3,448	\$394	\$872	\$2,169	\$599	\$500	\$500	-	0.00%
203.000.4899	MISCELLANEOUS REVENUE	\$2,074	\$3,498	\$4,553	\$1,329	\$1,442	\$2,000	\$2,000	-	0.00%
203.000.4909	SALE OF FIXED ASSETS	\$4,921	\$0	\$0	\$0	\$0	\$0	\$0	-	---
203.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
203.000.4912	OP TRANS FROM SPECIAL REVENUE - TR	\$0	\$0	\$0	\$0	\$317	\$317	\$0	(317)	-100.00%
203.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$772,657	\$1,186,832	\$748,973	\$1,039,144	\$848,851	\$616,000	\$0	(616,000)	-100.00%
<b>TOTAL FUND 203</b>		<b>\$2,026,798</b>	<b>\$2,480,072</b>	<b>\$2,085,627</b>	<b>\$2,688,614</b>	<b>\$2,942,182</b>	<b>\$2,781,537</b>	<b>\$2,276,763</b>	<b>(504,774)</b>	<b>-18.15%</b>
	<b>LIGHTING DISTRICT</b>									
207.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
207.000.4431	LIGHTING ASSESSMENTS	\$323,341	\$321,097	\$329,941	\$330,039	\$329,447	\$330,000	\$330,000	-	0.00%
207.000.4891	REFUNDS	\$17	\$114	\$140	\$123	\$315	\$100	\$100	-	0.00%
207.000.4892	REIMBURSEMENTS	\$9	\$8	\$6	\$24	\$11	\$8	\$8	-	0.00%
<b>TOTAL FUND 207</b>		<b>\$323,367</b>	<b>\$321,219</b>	<b>\$330,088</b>	<b>\$330,187</b>	<b>\$329,772</b>	<b>\$330,108</b>	<b>\$330,108</b>	<b>-</b>	<b>0.00%</b>

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>POLICE</b>										
209.000.4100	CITY INCOME TAX	\$5,328,662	\$5,602,433	\$5,512,632	\$6,084,083	\$6,000,671	\$5,515,221	\$6,610,339	1,095,118	19.86%
209.000.4201	REAL PROPERTY TAX	\$957,526	\$939,381	\$931,327	\$979,061	\$963,422	\$1,095,003	\$1,120,787	25,784	2.35%
209.000.4202	TANGIBLE PROPERTY TAX	\$198	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4203	PUBLIC UTILITY PROPERTY TAX	\$69,541	\$80,793	\$80,531	\$85,441	\$91,852	\$92,000	\$94,000	2,000	2.17%
209.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4305	HOMESTEAD (ROLLBACK)	\$143,634	\$143,124	\$140,507	\$140,516	\$139,516	\$133,490	\$138,500	5,010	3.75%
209.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4307	UTILITY DEREG REIMBURSEMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4321	FEDERAL GRANTS	\$3,172	\$3,680	\$0	\$2,833	\$6,722	\$3,000	\$3,000	-	0.00%
209.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4324	PRIVATE GRANTS	\$0	\$500	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4512	ACTIVITY FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4599	OTHER CHARGES FOR SERVICES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4701	INTEREST INCOME	\$0	\$0	\$196	\$141	\$98	\$100	\$100	-	0.00%
209.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4891	REFUNDS	\$10,730	\$60,654	\$70,563	\$88,391	\$147,983	\$50,000	\$50,000	-	0.00%
209.000.4892	REIMBURSEMENTS	\$27,011	\$42,352	\$35,498	\$123,483	\$153,066	\$90,000	\$90,000	-	0.00%
209.000.4893	DONATIONS	\$4,030	\$1,400	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4895	SECURITY REIMBURSEMENTS	\$6,797	\$6,224	\$8,875	\$3,747	\$6,884	\$5,000	\$5,000	-	0.00%
209.000.4899	MISCELLANEOUS REVENUE	\$886	\$561	\$424	\$378	\$256	\$400	\$400	-	0.00%
209.000.4906	LEASE PROCEEDS	\$0	\$0	\$172,435	\$0	\$0	\$0	\$0	-	---
209.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
209.000.4911	OP TRANS FROM GENERAL FUND	\$550,000	\$400,000	\$800,000	\$500,000	\$700,000	\$919,000	\$769,000	(150,000)	-16.32%
209.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$627,605	\$0	\$0	-	---
209.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 209</b>		<b>\$7,102,186</b>	<b>\$7,281,101</b>	<b>\$7,752,987</b>	<b>\$8,008,073</b>	<b>\$8,838,074</b>	<b>\$7,903,214</b>	<b>\$8,881,126</b>	<b>977,912</b>	<b>12.37%</b>
<b>FIRE</b>										
210.000.4100	CITY INCOME TAX	\$2,012,280	\$2,119,831	\$2,087,724	\$2,301,837	\$2,272,802	\$2,086,615	\$2,503,718	417,103	19.99%
210.000.4201	REAL PROPERTY TAX	\$816,280	\$790,246	\$794,368	\$834,433	\$821,414	\$927,940	\$949,695	21,755	2.34%
210.000.4202	TANGIBLE PROPERTY TAX	\$155	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4203	PUBLIC UTILITY PROPERTY TAX	\$54,242	\$63,018	\$62,814	\$66,644	\$71,644	\$71,650	\$73,500	1,850	2.58%
210.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4305	HOMESTEAD (ROLLBACK)	\$123,368	\$122,882	\$120,589	\$120,597	\$119,738	\$114,567	\$119,500	4,933	4.31%
210.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4307	UTILITY DEREG REIMBURSEMENT	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4324	PRIVATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4330	COVID-19	\$0	\$0	\$0	\$0	\$34,322	\$0	\$0	-	---
210.000.4513	RENTAL FEES	\$1,644	\$1,644	\$1,644	\$1,644	\$1,644	\$1,644	\$1,644	-	0.00%
210.000.4701	INTEREST INCOME	\$0	\$0	\$27	\$54	\$37	\$37	\$37	-	0.00%
210.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4891	REFUNDS	\$8,436	\$50,815	\$62,909	\$69,496	\$138,496	\$60,000	\$60,000	-	0.00%
210.000.4892	REIMBURSEMENTS	\$6,106	\$6,791	\$4,815	\$3,404	\$6,567	\$5,000	\$5,000	-	0.00%
210.000.4893	DONATIONS	\$25,000	\$27,550	\$0	\$1,750	\$3,850	\$5,000	\$5,000	-	0.00%
210.000.4895	SECURITY REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4909	SALE OF FIXED ASSETS	\$14,000	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4911	OP TRANS FROM GENERAL FUND	\$3,500,000	\$3,900,000	\$4,069,882	\$3,800,000	\$4,550,000	\$3,636,112	\$4,950,000	1,313,888	36.13%
210.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$34,936	\$41,289	\$17,245	\$1,458,404	\$0	\$0	-	---
210.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
210.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$25,000	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 210</b>		<b>\$6,586,511</b>	<b>\$7,117,712</b>	<b>\$7,246,081</b>	<b>\$7,217,103</b>	<b>\$9,478,918</b>	<b>\$6,908,565</b>	<b>\$8,668,094</b>	<b>1,759,530</b>	<b>25.47%</b>



ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>DRUG ENFORCEMENT</b>										
211.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
211.000.4601	ORDINANCE FINES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
211.000.4602	FEDERAL FORFEITURES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
211.000.4603	STATE FORFEITURES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
211.000.4604	DRUG FINES	\$1,405	\$2,573	\$780	\$1,109	\$2,033	\$2,000	\$1,500	(500)	-25.00%
211.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
211.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 211</b>		<b>\$1,405</b>	<b>\$2,573</b>	<b>\$780</b>	<b>\$1,109</b>	<b>\$2,033</b>	<b>\$2,000</b>	<b>\$1,500</b>	<b>(500)</b>	<b>-25.00%</b>
<b>LAW ENFORCEMENT</b>										
212.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
212.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
212.000.4601	ORDINANCE FINES	\$1,425	\$1,903	\$1,053	\$1,138	\$3,235	\$1,000	\$3,000	2,000	200.00%
212.000.4602	FEDERAL FORFEITURES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
212.000.4603	STATE FORFEITURES	\$9,558	\$32,546	\$560	\$14,438	\$67,020	\$5,000	\$15,000	10,000	200.00%
212.000.4605	PARKING FINES	\$615	\$525	\$495	\$2,815	\$1,140	\$500	\$1,100	600	120.00%
212.000.4890	AUCTION PROCEEDS	\$748	\$2,033	\$11,706	\$1,182	\$0	\$0	\$0	-	---
212.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
212.000.4892	REIMBURSEMENTS	\$0	\$916	\$2,251	\$245	\$39	\$1,000	\$1,000	-	0.00%
212.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
212.000.4899	MISCELLANEOUS REVENUE	\$140	\$105	\$35	\$140	\$0	\$100	\$100	-	0.00%
212.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
212.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$220	\$2,000	\$2,000	-	0.00%
<b>TOTAL FUND 212</b>		<b>\$12,486</b>	<b>\$38,028</b>	<b>\$16,100</b>	<b>\$19,958</b>	<b>\$71,653</b>	<b>\$9,600</b>	<b>\$22,200</b>	<b>12,600</b>	<b>131.25%</b>
<b>STATE HIGHWAY MAINTENANCE</b>										
214.000.4302	GASOLINE TAX	\$65,498	\$67,271	\$105,759	\$130,986	\$163,115	\$170,400	\$183,259	12,859	7.55%
214.000.4303	MUNICIPAL CENTS PER GALLON	\$34,439	\$35,522	\$0	\$0	\$0	\$0	\$0	-	---
214.000.4313	VEHICLE LICENSE TAX	\$21,606	\$21,306	\$22,444	\$22,694	\$24,434	\$24,000	\$26,939	2,939	12.25%
214.000.4411	SIDEWALK ASSESSMENTS	\$479	\$479	\$479	\$484	\$479	\$480	\$485	5	1.04%
214.000.4421	STREET ASSESSMENTS	\$3,060	\$3,060	\$3,060	\$3,063	\$3,060	\$3,060	\$3,127	67	2.19%
214.000.4701	INTEREST INCOME	\$1,926	\$2,083	\$2,893	\$2,797	\$2,412	\$1,700	\$780	(920)	-54.12%
214.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
214.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$961,988	\$0	\$0	-	---
214.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 214</b>		<b>\$127,008</b>	<b>\$129,721</b>	<b>\$134,634</b>	<b>\$160,023</b>	<b>\$1,155,488</b>	<b>\$199,640</b>	<b>\$214,590</b>	<b>14,950</b>	<b>7.49%</b>
<b>COUNTY PERMISSIVE TAX</b>										
216.000.4313	VEHICLE LICENSE TAX	\$91,430	\$92,561	\$92,694	\$92,573	\$91,285	\$94,000	\$101,491	7,491	7.97%
216.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
216.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 216</b>		<b>\$91,430</b>	<b>\$92,561</b>	<b>\$92,694</b>	<b>\$92,573</b>	<b>\$91,285</b>	<b>\$94,000</b>	<b>\$101,491</b>	<b>7,491</b>	<b>7.97%</b>
<b>CITY PERMISSIVE TAX</b>										
217.000.4313	VEHICLE LICENSE TAX	\$214,540	\$224,157	\$245,997	\$255,091	\$262,720	\$260,000	\$300,132	40,132	15.44%
<b>TOTAL FUND 217</b>		<b>\$214,540</b>	<b>\$224,157</b>	<b>\$245,997</b>	<b>\$255,091</b>	<b>\$262,720</b>	<b>\$260,000</b>	<b>\$300,132</b>	<b>40,132</b>	<b>15.44%</b>

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

	2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>PARK &amp; RECREATION</b>									
218.000.4322	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4323	\$0	\$9,766	\$0	\$24,974	\$0	\$0	\$107,000	107,000	---
218.000.4324	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4510	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4511	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4512	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4513	\$22,485	\$11,475	\$12,363	\$2,400	\$15,391	\$14,400	\$14,400	-	0.00%
218.000.4800	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4802	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4804	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4808	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4809	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4890	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4891	\$394	\$2,567	\$1,444	\$2,088	\$3,805	\$2,000	\$2,000	-	0.00%
218.000.4892	\$168	\$100	\$406	\$185	\$363	\$200	\$200	-	0.00%
218.000.4893	\$0	\$0	\$0	\$4,710	\$0	\$0	\$0	-	---
218.000.4899	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4906	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4909	\$5,001	\$5,000	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4911	\$294,346	\$472,881	\$800,000	\$500,000	\$490,359	\$270,000	\$0	(270,000)	-100.00%
218.000.4912	\$0	\$0	\$0	\$0	\$51,160	\$0	\$1,548,000	1,548,000	---
218.000.4913	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4914	\$0	\$2,325	\$0	\$0	\$0	\$0	\$0	-	---
218.000.4921	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.213.4513	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.216.4893	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4830	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4840	\$42,000	\$37,500	\$40,000	\$38,500	\$35,000	\$40,000	\$40,000	-	0.00%
218.218.4891	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4892	\$0	\$0	\$42	\$0	\$0	\$0	\$0	-	---
218.218.4893	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4899	\$7,852	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4911	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4915	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.218.4921	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
218.219.4840	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	\$200,000	-	0.00%
218.219.4891	\$0	\$0	\$2,203	\$2,401	\$1,243	\$2,000	\$2,000	-	0.00%
218.219.4892	\$0	\$0	\$195	-\$752	-\$1,121	\$0	\$0	-	---
218.219.4899	\$368,577	\$757,936	\$777,837	\$1,183,933	\$48,134	\$550,000	\$800,000	250,000	45.45%
<b>TOTAL FUND 218</b>	<b>\$940,822</b>	<b>\$1,499,551</b>	<b>\$1,834,490</b>	<b>\$1,958,439</b>	<b>\$844,333</b>	<b>\$1,078,600</b>	<b>\$2,713,600</b>	<b>1,635,000</b>	<b>151.59%</b>
<b>Nature Works Grant</b>									
219.000.4322	\$0	\$19,320	\$0	\$0	\$0	\$0	\$0	-	---
219.000.4323	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
219.000.4911	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
219.000.4921	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 219</b>	<b>\$0</b>	<b>\$19,320</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>COMMUNITY DEVELOPMENT BLOCK GR</b>									
222.000.4321	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
222.000.4322	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
222.000.4323	\$0	\$0	\$0	\$0	\$0	\$17,000	\$17,000	-	0.00%
222.000.4899	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
222.000.4911	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
222.000.4921	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 222</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$17,000</b>	<b>\$17,000</b>	<b>-</b>	<b>0.00%</b>

## ESTIMATED REVENUE BUDGET WORKSHEET CITY OF HUBER HEIGHTS

[illegible]

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>Mont Co TIF MPITIE Fund</b>										
240.000.4201	REAL PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
240.000.4220	PILT MONT CTY TIF	\$1,454,672	\$2,512,436	\$1,428,294	\$1,845,413	\$1,872,542	\$1,845,413	\$2,005,167	159,754	8.66%
240.000.4305	HOMESTEAD (ROLLBACK)	\$293	\$112	\$154	\$151	\$151	\$0	\$0	-	---
240.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
240.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
240.000.4922	ADVANCES FROM SPECIAL REVENUE	\$146,000	\$421,000	\$146,000	\$145,450	\$145,425	\$145,425	\$145,425	-	0.00%
240.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$1,261,852	\$534,854	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 240</b>		<b>\$2,862,817</b>	<b>\$3,468,401</b>	<b>\$1,574,448</b>	<b>\$1,991,015</b>	<b>\$2,018,117</b>	<b>\$1,990,838</b>	<b>\$2,150,592</b>	<b>159,754</b>	<b>8.02%</b>
<b>FIREFIGHTERS ASSISTANCE GRANT</b>										
241.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
241.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
241.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
241.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
241.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
241.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
241.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 241</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>LAW ENFORCEMENT ASSISTANCE</b>										
242.000.4322	STATE GRANTS	\$0	\$10,560	\$16,400	\$0	\$0	\$0	\$0	-	---
242.000.4891	REFUNDS	\$325	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 242</b>		<b>\$325</b>	<b>\$10,560</b>	<b>\$16,400</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>MIAMI CO. TIF - Non-DEC</b>										
243.000.4225	MIAMI CO. TIF, SECT 1, A29	\$0	\$0	\$0	\$0	\$0	\$0	\$8,803	8,803	---
243.000.4226	MIAMI CO. TIF, SECT 2, P48	\$501,716	\$666,221	\$21,112	\$141,024	\$495,258	\$501,684	\$705,467	203,783	40.62%
243.000.4227	MIAMI CO. TIF, SECT 3,	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
243.000.4305	HOMESTEAD (ROLLBACK)	\$63,522	\$81,159	\$105,832	\$120,188	\$155,272	\$155,272	\$186,909	31,637	20.38%
243.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
243.000.4922	ADVANCES FROM SPECIAL REVENUE	\$784,694	\$1,448,042	\$0	\$0	\$141,500	\$135,149	\$139,814	4,665	3.45%
243.000.4925	ADVANCES FROM ENTERPRISE	\$28,050	\$1,555,719	\$0	\$0	\$141,500	\$135,149	\$0	(135,149)	-100.00%
<b>TOTAL FUND 243</b>		<b>\$1,377,982</b>	<b>\$3,751,142</b>	<b>\$126,944</b>	<b>\$261,212</b>	<b>\$933,529</b>	<b>\$927,254</b>	<b>\$1,040,993</b>	<b>113,739</b>	<b>12.27%</b>
<b>MIAMI CO. TIF - DEC Only</b>										
244.000.4225	MIAMI CO. TIF, SECT 1, A29	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
244.000.4226	MIAMI CO. TIF, SECT 2, P48	\$0	\$0	\$901,693	\$928,320	\$932,354	\$925,928	\$925,928	-	0.00%
244.000.4227	MIAMI CO. TIF, SECT 3,	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
244.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
244.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
244.000.4922	ADVANCES FROM SPECIAL REVENUE	\$276,256	\$313,203	\$0	\$0	\$0	\$0	\$0	-	---
244.000.4925	ADVANCES FROM ENTERPRISE	\$486,000	\$600,333	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 244</b>		<b>\$762,256</b>	<b>\$913,536</b>	<b>\$901,693</b>	<b>\$928,320</b>	<b>\$932,354</b>	<b>\$925,928</b>	<b>\$925,928</b>	<b>-</b>	<b>0.00%</b>
<b>MIAMI CO. WEST TIF (TRIMBLE)</b>										
245.000.4228	PILT MIAMI COUNTY WEST TIF	\$134,406	\$132,164	\$139,839	\$139,210	\$140,460	\$140,460	\$139,210	(1,250)	-0.89%
245.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
245.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
245.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
245.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 245</b>		<b>\$134,406</b>	<b>\$132,164</b>	<b>\$139,839</b>	<b>\$139,210</b>	<b>\$140,460</b>	<b>\$140,460</b>	<b>\$139,210</b>	<b>(1,250)</b>	<b>-0.89%</b>



ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>MONT. CO. CENTRAL TIF (FAMILY DOLLAR)</b>										
246.000.4221	PILT MONT. COUNTY CENTRAL TIF	\$0	\$0	\$0	\$0	\$10,953	\$10,000	\$11,611	1,611	16.11%
246.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
246.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
246.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
246.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 246</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$10,953</b>	<b>\$10,000</b>	<b>\$11,611</b>	<b>1,611</b>	<b>16.11%</b>
<b>MONT. CO. SOUTH TIF (ALCORE)</b>										
247.000.4222	PILT MONT. COUNTY SOUTH TIF	\$0	\$0	\$564,734	\$155,895	\$153,598	\$153,600	\$147,831	(5,769)	-3.76%
247.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
247.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
247.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
247.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 247</b>		<b>\$0</b>	<b>\$0</b>	<b>\$564,734</b>	<b>\$155,895</b>	<b>\$153,598</b>	<b>\$153,600</b>	<b>\$147,831</b>	<b>(5,769)</b>	<b>-3.76%</b>
<b>MIAMI CO. NORTH FIREHOUSE TIF</b>										
248.000.4229	PILT MIAMI COUNTY NORTH FIRE TIF	\$0	\$6,052	\$61,233	\$61,156	\$60,130	\$60,130	\$60,130	-	0.00%
248.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
248.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
248.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
248.000.4925	ADVANCES FROM ENTERPRISE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 248</b>		<b>\$0</b>	<b>\$6,052</b>	<b>\$61,233</b>	<b>\$61,156</b>	<b>\$60,130</b>	<b>\$60,130</b>	<b>\$60,130</b>	<b>-</b>	<b>0.00%</b>
<b>MONT. CO. LEXINGTON PLACE TIF</b>										
249.000.4223	PILT MONT. CO. LEXINGTON PLACE TIF	\$0	\$0	\$0	\$0	\$0	\$215,991	\$230,000	14,009	6.49%
249.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$21,838	\$22,000	162	0.74%
		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 249</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$237,829</b>	<b>\$252,000</b>	<b>14,171</b>	<b>5.96%</b>
<b>ENTERPRISE ZONE ADMIN</b>										
250.000.4629	ADMINISTRATIVE FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 250</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>FEDERAL GRANTS FEMA</b>										
251.000.4321	FEDERAL GRANTS FEMA	\$0	\$34,936	\$41,289	\$17,245	\$44,911	\$0	\$0	-	---
<b>TOTAL FUND 251</b>		<b>\$0</b>	<b>\$34,936</b>	<b>\$41,289</b>	<b>\$17,245</b>	<b>\$44,911</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>CORONAVIRUS RELIEF</b>										
290.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$2,233,905	\$0	\$0	-	---
290.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$102	\$0	\$0	-	---
<b>TOTAL FUND 290</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$2,234,007</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>AMERICAN RESCUE PLAN ACT</b>										
291.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$1,998,336	\$1,998,336	0	0.00%
		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 291</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,998,336</b>	<b>\$1,998,336</b>	<b>0</b>	<b>0.00%</b>
<b>SHUTTERED VENUE OPERATORS GRANT</b>										
292.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$3,846,703	\$1,925,200	(1,921,503)	-49.95%
		\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 292</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,846,703</b>	<b>\$1,925,200</b>	<b>(1,921,503)</b>	<b>-49.95%</b>

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>SPECIAL ASSESSMENT BOND RETIRE</b>										
305.000.4411	SIDEWALK ASSESSMENTS	\$568	\$568	\$568	\$568	\$568	\$568	\$568	-	0.00%
305.000.4421	STREET ASSESSMENTS	\$719,459	\$631,493	\$701,967	\$736,712	\$789,075	\$788,000	\$940,000	152,000	19.29%
305.000.4441	WATER & SEWER ASSESSMENTS	\$27,854	\$31,406	\$12,103	\$20,157	\$18,867	\$16,500	\$18,000	1,500	9.09%
305.000.4522	TAP-IN FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4891	REFUNDS	\$0	\$0	\$2,290	\$0	\$0	\$0	\$0	-	---
305.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4901	GO BOND PROCEEDS	\$0	\$5,495,000	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4902	REVENUE BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4904	ACCRUED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4905	PREMIUM OF BOND SALES	\$0	\$827,308	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4908	LOAN PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4912	OP TRANS FROM SPECIAL REVENUE	\$596,000	\$584,700	\$277,100	\$292,000	\$252,540	\$202,000	\$91,000	(111,000)	-54.95%
305.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$28,000	\$28,000	\$28,000	\$26,000	\$10,000	\$18,800	\$0	(18,800)	-100.00%
305.000.4916	OP TRANS FROM INTERNAL SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4917	OP TRANS FROM TRUSTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4918	OP TRANS FROM AGENCY	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
305.000.4922	ADVANCE FROM SPECIAL REVENUE	\$0	\$0	\$158,200	\$147,600	\$141,805	\$206,350	\$249,460	43,110	20.89%
305.000.4925	ADVANCE FROM ENTERPRISE	\$0	\$0	\$158,300	\$147,600	\$145,800	\$148,350	\$109,470	(38,880)	-26.21%
<b>TOTAL FUND 305</b>		<b>\$1,371,880</b>	<b>\$7,598,475</b>	<b>\$1,338,528</b>	<b>\$1,370,637</b>	<b>\$1,358,655</b>	<b>\$1,380,568</b>	<b>\$1,408,498</b>	<b>27,930</b>	<b>2.02%</b>
<b>GENERAL OBLIGATION BOND RETIRE</b>										
308.000.4201	REAL PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4202	TANGIBLE PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4203	PUBLIC UTILITY PROPERTY TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4204	TRAILER TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4305	HOMESTEAD (ROLLBACK)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4306	10M EXEMPT TAX	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4421	STREET ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4513	RENTAL FEES	\$135,936	\$135,936	\$107,616	\$135,936	\$0	\$0	\$0	-	---
308.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4891	REFUNDS	\$0	\$0	\$960	\$0	\$0	\$0	\$0	-	---
308.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4901	GO BOND PROCEEDS	\$0	\$1,715,000	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4904	ACCRUED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4905	PREMIUM OF BOND SALES	\$0	\$300,581	\$0	\$0	\$1,891	\$0	\$0	-	---
308.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4911	OP TRANS FROM GENERAL FUND	\$33,000	\$28,000	\$32,000	\$0	\$51,000	\$271,702	\$323,887	52,185	19.21%
308.000.4912	OP TRANS FROM SPECIAL REVENUE	\$1,384,300	\$1,626,320	\$2,364,275	\$2,237,195	\$2,329,500	\$2,296,898	\$2,708,964	412,066	17.94%
308.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
308.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$174,000	\$172,000	\$172,644	\$0	\$0	\$0	\$0	-	---
308.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$81,000	\$78,500	\$75,000	\$67,000	\$78,000	\$74,000	\$73,000	(1,000)	-1.35%
<b>TOTAL FUND 308</b>		<b>\$1,808,236</b>	<b>\$4,056,337</b>	<b>\$2,752,495</b>	<b>\$2,440,131</b>	<b>\$2,460,391</b>	<b>\$2,642,600</b>	<b>\$3,105,851</b>	<b>463,251</b>	<b>17.53%</b>

ESTIMATED REVENUE BUDGET WORKSHEET CITY OF HUBER HEIGHTS		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
CAPITAL IMPROVEMENTS										
406.000.4213	9-1-1 WIRELESS FEES	\$186,120	\$186,923	\$199,392	\$243,054	\$204,502	\$180,000	\$180,000	-	0.00%
406.000.4312	PERMISSIVE TAX-COUNTY	\$0	\$564,179	\$180,000	\$98,125	\$0	\$0	\$0	-	---
406.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4322	STATE GRANTS	\$0	\$489,378	\$340,606	\$611,047	\$53,138	\$0	\$0	-	---
406.000.4323	COUNTY GRANTS	\$0	\$50,000	\$82,564	\$0	\$0	\$0	\$0	-	---
406.000.4411	SIDEWALK ASSESSMENTS	\$129,276	\$144,606	\$132,187	\$130,000	\$121,327	\$130,000	\$130,000	-	0.00%
406.000.4421	STREET ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4441	WATER & SEWER ASSESSMENTS	\$9,255	\$12,392	\$10,176	\$10,176	\$10,204	\$10,176	\$10,176	-	0.00%
406.000.4513	RENTAL FEES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4891	REFUNDS	\$327	\$226	\$277	\$0	\$2,535	\$0	\$0	-	---
406.000.4892	REIMBURSEMENTS	\$18,301	\$120	\$12,494	\$0	\$78	\$0	\$0	-	---
406.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$75,000	\$0	\$75,000	\$75,000	-	0.00%
406.000.4901	GO BOND PROCEEDS	\$0	\$9,843,916	\$0	\$0	\$0	\$7,655,000	\$0	(7,655,000)	-100.00%
406.000.4903	NOTE PROCEEDS	\$19,048,300	\$8,000,000	\$7,900,000	\$0	\$0	\$1,500,000	\$0	(1,500,000)	-100.00%
406.000.4905	PREMIUM OF BOND SALES	\$221,831	\$249,340	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4908	SIB LOAN PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4909	SALE OF FIXED ASSETS	\$121,440	\$595,581	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4911	OP TRANS FROM GENERAL FUND	\$587,350	\$45,690	\$45,690	\$45,690	\$45,690	\$45,690	\$45,690	-	0.00%
406.000.4912	OP TRANS FROM SPECIAL REVENUE	\$305,165	\$1,196,405	\$1,470,210	\$1,178,265	\$1,314,910	\$968,040	\$929,285	(38,755)	-4.00%
406.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
406.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$421,493	\$361,655	\$0	\$0	\$0	-	---
406.000.4921	ADVANCES FROM GENERAL FUND	\$24,900	\$0	\$0	\$0	\$1,000,000	\$0	\$0	-	---
406.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$75,466	\$563,507	\$0	\$116,000	\$0	\$0	-	---
406.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$0	\$332	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 406		\$20,652,264	\$21,454,121	\$11,358,827	\$2,752,912	\$2,868,284	\$10,563,806	\$1,370,051	(9,193,755)	-87.03%
TED - TRANSFORMATIVE ECONOMIC DEVELOPMENT										
410.000.4513	RENTAL FEES	\$0	\$0	\$0	\$0	\$67,242	\$0	\$200,000	200,000	---
410.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$128,656	\$0	\$0	-	---
410.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$3,750,000	\$11,555,000	\$11,974,500	\$11,974,500	-	0.00%
410.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$31,172	\$0	\$0	-	---
410.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$189,383	\$300,000	\$0	\$3,753,000	3,753,000	---
410.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$1,265,943	\$0	\$0	\$0	-	---
410.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$2,602,000	\$0	\$0	-	---
TOTAL FUND 410		\$0	\$0	\$0	\$5,205,326	\$14,684,069	\$11,974,500	\$15,927,500	3,953,000	33.01%



CITY OF HUBER HEIGHTS		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
421.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4908	LOAN PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$250,000	\$0	(250,000)	-100.00%
421.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$400,000	\$0	\$0	-	---
421.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$28,163	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$146,934	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
421.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$500,000	\$0	\$0	-	---
421.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$199,903	\$0	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 421		\$516,190	\$375,000	\$199,903	\$0	\$900,000	\$500,000	\$0	(500,000)	-100.00%
ED/GE CAPITAL IMPROVEMENT										
427.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4323	COUNTY GRANTS	\$125,000	\$0	\$0	\$153,750	\$31,250	\$20,000	\$20,000	-	0.00%
427.000.4421	STREET ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
427.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$125,000	\$80,000	\$0	\$0	\$0	\$0	-	---
TOTAL FUND 427		\$125,000	\$125,000	\$80,000	\$153,750	\$31,250	\$20,000	\$20,000	-	0.00%
FIRE CAPITAL/EQUIPMENT										
431.000.4100	CITY INCOME TAX	\$353,589	\$370,786	\$364,388	\$402,740	\$396,589	\$365,084	\$436,882	71,798	19.67%
431.000.4101	CITY INCOME TAX - FIRE STATION	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4322	STATE GRANTS	\$0	\$8,444	\$0	\$0	\$3,448	\$0	\$0	-	---
431.000.4701	INTEREST INCOME	\$0	\$0	\$5	\$9	\$6	\$6	\$6	-	0.00%
431.000.4891	REFUNDS	\$0	\$0	\$4	\$0	\$0	\$0	\$0	-	0.00%
431.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4893	DONATIONS	\$5,000	\$0	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4906	LEASE PROCEEDS	\$0	\$489,500	\$0	\$0	\$0	\$265,000	\$265,000	-	0.00%
431.000.4909	SALE OF FIXED ASSETS	\$0	\$1,310	\$0	\$4,500	\$0	\$0	\$0	-	---
431.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$60,000	\$60,000	\$65,900	\$59,550	(6,350)	-9.64%
431.000.4922	ADVANCES FROM SPECIAL REVENUE	\$0	\$25,000	\$0	\$0	\$0	\$0	\$0	-	---
431.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$431,178	\$16,141	\$216,846	\$0	\$0	\$0	-	---
TOTAL FUND 431		\$358,589	\$1,326,219	\$380,537	\$684,095	\$460,043	\$695,990	\$761,438	65,448	9.40%
LOCAL STREET CAPITAL IMPROVEME										
433.000.4100	CITY INCOME TAX	\$1,559,383	\$1,637,807	\$1,610,805	\$1,778,698	\$1,753,316	\$1,612,390	\$1,931,453	319,063	19.79%
433.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
433.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$70,000	\$0	\$0	\$0	-	---
433.000.4701	INTEREST INCOME	\$0	\$0	\$20	\$41	\$29	\$25	\$25	-	0.00%
433.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
433.000.4891	REFUNDS	\$0	\$0	\$7	\$4,507	\$0	\$0	\$0	-	---
433.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
433.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
433.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
433.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---



ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
433.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	—
433.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$0	\$0	\$199,903	\$0	\$0	\$0	\$0	-	—
TOTAL FUND 433		\$1,559,383	\$1,637,807	\$1,810,735	\$1,853,246	\$1,753,344	\$1,612,415	\$1,931,478	319,063	19.79%

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ Incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>FEDERAL EQUITY SHARING</b>										
434.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
434.000.4602	FEDERAL FORFEITURES	\$42,265	\$11,341	\$16,074	\$73,588	\$25,059	\$20,000	\$20,000	-	0.00%
434.000.4701	INTEREST INCOME	\$783	\$959	\$597	\$1,485	\$1,537	\$800	\$800	-	0.00%
434.000.4909	SALE OF FIXED ASSETS	\$11,200	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 434</b>		<b>\$54,248</b>	<b>\$12,300</b>	<b>\$16,671</b>	<b>\$75,073</b>	<b>\$26,596</b>	<b>\$20,800</b>	<b>\$20,800</b>	<b>-</b>	<b>0.00%</b>
<b>LOCAL LAW ENF BLK GRANT</b>										
435.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
435.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
435.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
435.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
435.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 435</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>ASSISTANCE TO FF GRANT</b>										
436.000.4321	FEDERAL GRANTS	\$0	\$431,819	\$0	\$216,846	\$0	\$0	\$0	-	---
436.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
436.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$58,681	\$0	\$21,684	\$0	\$0	\$0	\$0	-	---
436.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
436.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$431,178	\$0	\$216,846	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 436</b>		<b>\$489,859</b>	<b>\$431,819</b>	<b>\$238,530</b>	<b>\$216,846</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>ENERGY CONSERV GRANT</b>										
437.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
437.000.4701	INTEREST INCOME	\$13	\$20	\$25	\$36	\$26	\$20	\$20	-	0.00%
437.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 437</b>		<b>\$13</b>	<b>\$20</b>	<b>\$25</b>	<b>\$36</b>	<b>\$26</b>	<b>\$20</b>	<b>\$20</b>	<b>-</b>	<b>0.00%</b>
<b>PAE ACQUISITION</b>										
450.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
450.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
450.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 450</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>CARRIAGE TRAILS INFRASTRUCTURE</b>										
454.000.4701	INTEREST INCOME	\$1	\$9	\$9	\$21	\$7	\$10	\$10	-	0.00%
454.000.4891	REFUNDS	\$168	\$0	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4901	GO BOND PROCEEDS	\$0	\$10,162,017	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4903	NOTE PROCEEDS	\$8,688,900	\$0	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4905	PREMIUM OF BOND SALES	\$93,771	\$305,538	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4908	SIB LOAN PROCEEDS	\$0	\$0	\$0	\$1,039,144	\$693,851	\$717,185	\$500,000	(217,185)	-30.28%
454.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4912	OP TRANSFER FROM SPECIAL REVENUE	\$0	\$2,257,270	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4913	OP TRANSFER FROM DEBT SERVICE	\$0	\$27,948	\$0	\$0	\$0	\$0	\$0	-	---
454.000.4922	ADVANCES FROM SPECIAL REVENUE	\$184,000	\$0	\$0	\$2,381,000	\$640,000	\$0	\$0	-	---
454.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$1,299,000	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 454</b>		<b>\$10,265,841</b>	<b>\$12,752,781</b>	<b>\$9</b>	<b>\$3,420,165</b>	<b>\$1,333,858</b>	<b>\$717,195</b>	<b>\$500,010</b>	<b>(217,185)</b>	<b>-30.28%</b>

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>WATER FUND</b>										
501.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4441	WATER & SEWER ASSESSMENTS	\$3,674	\$5,160	\$3,337	\$2,009	\$7,475	\$3,337	\$2,700	(637)	-19.09%
501.000.4513	RENTAL FEES	\$5,915	\$5,915	\$5,895	\$5,265	\$3,721	\$5,915	\$5,915	-	0.00%
501.000.4520	WATER CHARGES	\$4,338,659	\$4,369,613	\$4,441,432	\$5,244,777	\$6,027,331	\$6,208,151	\$6,332,314	124,163	2.00%
501.000.4522	TAP-IN FEES	\$181,750	\$142,650	\$170,400	\$166,500	\$183,400	\$150,000	\$180,000	30,000	20.00%
501.000.4523	CONTRIBUTIONS IN CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4590	CONTRACT INSPECTION FEES	\$4,333	\$96,100	\$47,159	\$74,892	\$37,610	\$45,000	\$35,000	(10,000)	-22.22%
501.000.4599	OTHER CHARGES FOR SERVICES	\$78,623	\$88,503	\$95,936	\$103,904	\$77,964	\$90,000	\$75,000	(15,000)	-16.67%
501.000.4701	INTEREST INCOME	\$39,808	\$46,661	\$68,195	\$71,472	\$60,341	\$40,000	\$30,000	(10,000)	-25.00%
501.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$77	\$0	\$0	\$0	-	---
501.000.4891	REFUNDS	\$18,378	\$22,505	-\$20,022	-\$2,991	\$35,618	\$8,000	\$8,000	-	0.00%
501.000.4892	REIMBURSEMENTS	\$9,468	\$7,554	\$11,773	\$26,802	\$3,128	\$8,000	\$8,000	-	0.00%
501.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4899	MISCELLANEOUS REVENUE	\$339	\$0	\$0	\$261	\$0	\$200	\$200	-	0.00%
501.000.4908	LOAN PROCEEDS	\$0	\$0	\$2,255,292	\$7,442,653	\$5,242,291	\$1,500,000	\$0	(1,500,000)	-100.00%
501.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$0	\$122,460	\$82,609	\$0	\$0	-	---
501.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$328,455	\$844,842	\$0	\$0	\$0	\$0	\$0	-	---
501.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 501</b>		<b>\$5,009,401</b>	<b>\$5,629,503</b>	<b>\$7,079,396</b>	<b>\$13,258,080</b>	<b>\$11,761,487</b>	<b>\$8,058,603</b>	<b>\$6,677,129</b>	<b>(1,381,474)</b>	<b>-17.14%</b>
<b>WATER CONSTRUCTION FUND</b>										
502.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4902	REVENUE BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4907	CAPITALIZED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
502.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 502</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>WATER R &amp; I FUND</b>										
503.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
503.000.4701	INTEREST INCOME	\$2,894	\$4,293	\$6,413	\$9,077	\$6,711	\$5,500	\$5,500	-	0.00%
503.000.4892	REIMBURSEMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
503.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
503.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$72,000	\$72,000	\$72,000	\$72,000	\$72,000	\$72,000	\$24,000	(48,000)	-66.67%
<b>TOTAL FUND 503</b>		<b>\$74,894</b>	<b>\$76,293</b>	<b>\$78,413</b>	<b>\$81,077</b>	<b>\$78,711</b>	<b>\$77,500</b>	<b>\$29,500</b>	<b>(48,000)</b>	<b>-61.94%</b>
<b>WATER UTILITY RESERVE</b>										
504.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4322	STATE GRANTS	\$0	\$0	\$0	\$0	\$250,000	\$0	\$200,000	200,000	---
504.000.4441	WATER & SEWER ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4701	INTEREST INCOME	\$24,597	\$27,488	\$30,801	\$51,110	\$27,338	\$28,000	\$18,000	(10,000)	-35.71%
504.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4909	SALE OF FIXED ASSETS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$3,821,672	3,821,672	---
504.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$54,000	\$2,894,272	\$7,614,189	\$5,103,733	\$1,070,000	\$1,570,000	500,000	46.73%
504.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
504.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 504</b>		<b>\$24,597</b>	<b>\$81,488</b>	<b>\$2,925,073</b>	<b>\$7,665,300</b>	<b>\$5,381,071</b>	<b>\$1,098,000</b>	<b>\$5,609,672</b>	<b>4,511,672</b>	<b>410.90%</b>

ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>WATER BOND SERVICE</b>										
505.000.4701	INTEREST INCOME	\$5,977	\$437	\$1,950	\$2,816	\$429	\$1,700	\$1,700	-	0.00%
505.000.4891	REFUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4902	REVENUE BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4904	ACCRUED INTEREST	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4905	PREMIUM OF BOND SALES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4913	OP TRANS FROM DEBT SERVICE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
505.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$1,842,263	\$1,762,902	\$1,751,074	\$1,750,598	\$1,782,953	\$1,959,408	\$1,315,000	(644,408)	-32.89%
<b>TOTAL FUND 505</b>		<b>\$1,848,240</b>	<b>\$1,763,339</b>	<b>\$1,753,024</b>	<b>\$1,753,414</b>	<b>\$1,783,382</b>	<b>\$1,961,108</b>	<b>\$1,316,700</b>	<b>(644,408)</b>	<b>-32.86%</b>
<b>WATER BOND RESERVE</b>										
506.000.4701	INTEREST INCOME	\$128	\$561	\$3,074	\$4,743	\$945	\$900	\$900	-	0.00%
506.000.4901	GO BOND PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 506</b>		<b>\$128</b>	<b>\$561</b>	<b>\$3,074</b>	<b>\$4,743</b>	<b>\$945</b>	<b>\$900</b>	<b>\$900</b>	<b>-</b>	<b>0.00%</b>
<b>SEWER FUND</b>										
551.000.4441	WATER & SEWER ASSESSMENTS	\$55,480	\$19,939	\$34,228	\$33,310	\$33,376	\$34,000	\$35,000	1,000	2.94%
551.000.4521	SEWER CHARGES	\$3,820,593	\$3,861,273	\$3,933,379	\$4,083,975	\$4,074,076	\$4,100,000	\$4,100,000	-	0.00%
551.000.4522	TAP-IN FEES	\$109,450	\$82,300	\$99,650	\$100,350	\$109,750	\$90,000	\$115,000	25,000	27.78%
551.000.4523	CONTRIBUTIONS IN CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4590	CONTRACT INSPECTION FEES	\$0	\$77,447	\$48,239	\$72,354	\$45,022	\$50,000	\$40,000	(10,000)	-20.00%
551.000.4599	OTHER CHARGES FOR SERVICES	(\$10,122)	(\$7,300)	(\$6,841)	(\$14,444)	(\$13,029)	\$0	\$0	-	---
551.000.4701	INTEREST INCOME	\$58,473	\$80,040	\$123,405	\$161,808	\$176,238	\$105,000	\$75,000	(30,000)	-28.57%
551.000.4890	AUCTION PROCEEDS	\$66	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4891	REFUNDS	\$576	\$8,546	\$4,548	\$6,179	\$10,256	\$5,000	\$5,000	-	0.00%
551.000.4892	REIMBURSEMENTS/ I & I FUNDS FROM TCA	\$3,566	\$6,639	\$4,351	\$9,472	\$5,814	\$3,500	\$3,500	-	0.00%
551.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4909	SALE OF FIXED ASSETS - CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4910	SALE OF FIXED ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
551.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$466,815	\$803,955	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 551</b>		<b>\$4,504,897</b>	<b>\$4,932,838</b>	<b>\$4,240,960</b>	<b>\$4,453,004</b>	<b>\$4,441,502</b>	<b>\$4,387,500</b>	<b>\$4,373,500</b>	<b>(14,000)</b>	<b>-0.32%</b>
<b>SEWER ACQ/CAPITAL</b>										
552.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
552.000.4701	INTEREST INCOME	\$5,152	\$5,616	\$7,098	\$17,203	\$5,771	\$10,000	\$5,000	(5,000)	-50.00%
552.000.4892	REIMBURSEMENTS/ I & I FUNDS FROM TCA	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
552.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
552.000.4903	NOTE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
552.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
552.000.4915	OP TRANS FROM ENTERPRISE FUNDS	\$0	\$0	\$282,500	\$959,000	\$644,834	\$150,834	\$4,382,167	4,231,333	2805.29%
552.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
552.000.4925	ADVANCES FROM ENTERPRISE FUNDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 552</b>		<b>\$5,152</b>	<b>\$5,616</b>	<b>\$289,598</b>	<b>\$976,203</b>	<b>\$650,605</b>	<b>\$160,834</b>	<b>\$4,387,167</b>	<b>4,226,333</b>	<b>2627.76%</b>



ESTIMATED REVENUE BUDGET WORKSHEET  
CITY OF HUBER HEIGHTS

		2016 Actual Revenue	2017 Actual Revenue	2018 Actual Revenue	2019 Actual Revenue	2020 Actual Revenue	2021 Estimated Revenue	2022 Estimated Revenue	\$ incr / (decr) 2022-2021	% incr / (decr) 2022-2021
<b>STORM WATER MANAGEMENT</b>										
571.000.4323	COUNTY GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4442	COUNTY STORM WATER ASSESSMENTS	\$4,594	\$3,861	\$3,823	\$2,094	\$3,643	\$3,000	\$3,000	-	0.00%
571.000.4491	OTHER ASSESSMENTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4530	STORMWATER CHARGES	\$576,722	\$581,743	\$593,006	\$600,610	\$599,201	\$615,000	\$615,000	-	0.00%
571.000.4590	CONTRACT INSPECTION FEES	\$0	\$85,652	\$51,298	\$48,124	\$48,729	\$50,000	\$35,000	(15,000)	-30.00%
571.000.4701	INTEREST INCOME	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4890	AUCTION PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4891	REFUNDS	\$360	\$2,870	\$2,815	\$3,198	\$5,955	\$2,500	\$2,500	-	0.00%
571.000.4892	REIMBURSEMENTS	\$3,054	\$2,510	\$4,530	\$4,552	\$2,476	\$2,000	\$2,000	-	0.00%
571.000.4906	LEASE PROCEEDS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4909	SALE OF CAPITAL ASSETS - CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4910	SALE OF CAPITAL ASSETS - NON-CAPITAL	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4912	OP TRANS FROM SPECIAL REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4914	OP TRANS FROM CAPITAL PROJECTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
571.000.4924	ADVANCES FROM CAPITAL PROJECTS	\$308,180	\$545,432	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 571</b>		<b>\$892,910</b>	<b>\$1,222,068</b>	<b>\$655,472</b>	<b>\$658,578</b>	<b>\$660,005</b>	<b>\$672,500</b>	<b>\$657,500</b>	<b>(15,000)</b>	<b>-2.23%</b>
<b>RECREATION ACTIVITY CENTER</b>										
590.000.4830	COMMISSIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
590.000.4840	MARKETING REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
590.000.4893	DONATIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
590.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
590.000.4911	OP TRANS FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
590.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 590</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>FIRE INSURANCE</b>										
723.000.4896	ESCROW/DEPOSITS	\$6,181	\$24,010	\$0	\$44,000	\$0	\$0	\$0	-	---
<b>TOTAL FUND 723</b>		<b>\$6,181</b>	<b>\$24,010</b>	<b>\$0</b>	<b>\$44,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>UNCLAIMED MONEY</b>										
732.000.4898	UNCLAIMED MONEY	\$271	\$492	\$3,434	\$2,378	\$0	\$0	\$0	-	---
732.000.4917	OP TRANS FROM TRUSTS	\$0	\$11,247	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 732</b>		<b>\$271.41</b>	<b>\$11,739.07</b>	<b>\$3,434.32</b>	<b>\$2,378.40</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>-</b>	<b>---</b>
<b>PRC-DC AGENCY</b>										
801.000.4321	FEDERAL GRANTS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
801.000.4899	MISCELLANEOUS REVENUE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
801.000.4921	ADVANCES FROM GENERAL FUND	\$0	\$0	\$0	\$0	\$0	\$0	\$0	-	---
<b>TOTAL FUND 801</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>-</b>	<b>---</b>
<b>CASH SURETY</b>										
802.000.4896	ESCROW/DEPOSITS	\$225,056	\$145,400	\$299,000	\$306,500	\$130,500	\$225,000	\$225,000	-	0.00%
<b>TOTAL FUND 802</b>		<b>\$225,056</b>	<b>\$145,400</b>	<b>\$299,000</b>	<b>\$306,500</b>	<b>\$130,500</b>	<b>\$225,000</b>	<b>\$225,000</b>	<b>-</b>	<b>0.00%</b>
<b>TOTAL ALL FUNDS</b>										
		<b>\$86,243,023</b>	<b>\$105,469,809</b>	<b>\$73,788,296</b>	<b>\$86,783,471</b>	<b>\$101,661,713</b>	<b>\$90,857,620</b>	<b>\$96,588,323</b>	<b>5,730,704</b>	<b>6.31%</b>
		\$86,243,023.31	\$105,472,809.00	\$73,788,321.00	\$86,785,126.00	\$82,452,925.00	\$84,743,229.00	\$88,764,338.00	4,021,109	
		\$0.00	\$3,000.41	\$25.30	\$1,655.37	(\$19,208,788.34)	(\$6,114,390.66)	(\$7,823,985.26)	1,709,595	

**CITY OF HUBER HEIGHTS**  
**YTD for Period Ending: September 30, 2021**

	2016 ACTUAL	2017 ACTUAL	2018 ACTUAL	2019 ACTUAL	2020 ACTUAL	2021 ORIGINAL BUDGET	2021 REVISED BUDGET 9/30/2021	2021 EXPENDED 9/30/2021	2022 CITY MGR'S REQUEST	%Chg Revised
GENERAL FUND (101)	9,826,164	10,020,105	11,098,155	11,952,959	16,804,881	11,601,153	13,624,861	7,257,830	13,182,200	(3.25)
MOTOR VEHICLE (202)	198,299	226,380	246,138	247,780	253,997	282,317	283,556	174,446	286,419	1.01
GASOLINE TAX (203)	1,300,782	2,206,697	1,948,519	3,734,254	3,476,026	1,978,881	1,982,184	1,223,409	2,429,046	22.54
LIGHTING DISTRICT (207)	314,330	379,408	311,300	318,386	317,210	363,300	430,159	345,170	389,900	(9.36)
POLICE (209)	7,455,179	7,486,158	7,964,539	8,191,865	8,232,879	8,831,243	8,829,443	5,873,241	9,059,140	2.60
FIRE (210)	6,997,877	7,153,906	7,502,904	7,642,510	7,658,111	8,709,350	8,786,501	5,636,968	8,667,950	(1.35)
DRUG ENFORCEMENT (211)	0	3,785	0	9,232	0	3,127	3,127	2,001	4,558	45.76
LAW ENFORCEMENT (212)	21,591	14,344	44,399	10,147	19,686	84,682	84,682	53,657	50,749	(40.07)
STATE HIGHWAY MAINTENANCE (214)	183,302	158,100	30,971	329,806	1,195,228	219,550	219,550	30,818	120,750	(45.00)
COUNTY PERMISSIVE TAX (216)	138,000	124,000	85,100	79,000	70,000	72,000	72,000	0	0	(100.00)
CITY PERMISSIVE TAX (217)	245,000	217,982	192,000	195,000	199,145	130,000	130,000	0	91,000	(30.00)
PARKS & RECREATION (218)	1,154,670	1,734,688	1,710,925	1,417,261	1,765,446	1,429,229	3,051,039	2,277,885	1,808,929	(40.71)
NATUREWORKS (219)	25,760	19,320	0	0	0	0	0	0	0	--
COMMUNITY DEVELOPMENT BLOCK GRANT (222)	13,001	0	0	0	0	17,000	176,500	0	17,000	(90.37)
LOCAL STREET OPERATING (226)	2,021,614	2,104,926	2,393,302	2,140,456	1,916,077	2,248,156	2,256,725	1,507,803	2,901,536	28.57
BYRNE MEMORIAL GRANT (238)	0	685	0	0	0	35	35	0	36	2.86
MONTGOMERY COUNTY TIF (240)	865,319	2,857,733	1,982,562	1,491,079	1,920,802	2,198,930	2,713,305	1,955,379	2,196,875	(19.03)
FIREFIGHTERS ASSISTANCE GRANT (241)	0	0	0	0	0	0	0	0	0	--
LAW ENFORCEMENT ASSISTANCE GRANT (242)	3,617	1,201	20,273	6,383	0	1,270	1,270	1,106	163	(87.17)
MIAMI COUNTY TIF (243)	820,385	3,013,678	1,111,580	950,235	904,890	669,370	669,370	19,039	539,362	(19.42)
MIAMI COUNTY TIF DEC (244)	762,256	913,536	901,693	928,320	932,354	925,928	925,928	0	924,202	(0.19)
MIAMI COUNTY WEST TIF (245)	1,815	156,764	276,880	71,868	131,978	148,300	148,300	1,452	139,500	(5.93)
MONTGOMERY COUNTY CENTRAL TIF (246)	0	0	0	0	122	0	10,000	9,583	50,000	400.00
MONTGOMERY COUNTY SOUTH TIF (247)	0	0	119,728	496,371	147,036	45,000	45,000	32,047	119,000	164.44
MIAMI COUNTY NORTH FIREHOUSE TIF (248)	0	81	823	60,821	60,847	66,900	66,900	622	60,550	(9.49)
MONTGOMERY COUNTY LEXINGTON PLACE TIF (249)	0	0	0	0	0	0	162,410	2,410	204,000	25.61
ENTERPRISE ZONE (250)	0	0	0	0	0	0	0	0	0	--
FEMA (251)	0	34,936	41,289	17,245	44,911	0	56,651	56,651	0	(100.00)
CORONAVIRUS RELIEF (290)	0	0	0	0	2,234,007	0	0	0	0	--
AMERICAN RESCUE PLAN ACT (291)	0	0	0	0	0	0	175,000	0	3,821,672	2083.81
SHUTTERED VENUE OPERATING GRANT (292)	0	0	0	0	0	0	0	0	1,925,200	--
SPECIAL ASSESSMENT BOND (305)	1,252,425	1,339,575	7,596,606	1,308,564	1,255,814	1,348,400	1,348,400	278,237	1,254,300	(6.98)
GENERAL OBLIGATION BOND (308)	1,804,689	2,060,136	4,662,855	2,488,615	2,477,227	2,466,500	9,856,325	712,574	2,866,000	(70.92)
CAPITAL IMPROVEMENTS (406)	19,283,123	21,658,979	11,018,370	2,930,329	3,103,141	10,311,947	10,288,032	9,090,518	1,634,060	(84.12)
TRANSFORMATIVE ECON. DEV. (410)	0	0	0	3,948,784	14,948,155	11,988,325	12,358,325	364,281	12,326,800	(0.26)
ISSUE 2 (421)	1,237,105	399,227	199,903	0	900,333	500,000	500,000	0	0	0.00
CAPITAL EQUIPMENT (424)	0	0	0	0	0	0	0	0	0	--
ED/GE CAPITAL IMPROVEMENT (427)	260,000	50,000	80,000	228,750	31,250	20,000	20,000	0	20,000	0.00
FIRE CAPITAL/EQUIPMENT (431)	1,425,127	938,660	865,769	431,006	958,941	735,425	1,161,871	504,406	2,039,100	75.50
LOCAL STREET CAPITAL IMPROVEMENT (433)	1,945,417	1,832,833	1,649,468	1,671,153	1,581,870	1,582,445	1,582,445	1,562,955	1,582,000	(0.03)
FEDERAL EQUITY SHARING PROGRAM (434)	60,712	67,589	27,007	9,913	18,094	97,844	97,844	71,251	44,183	(54.84)
LOCAL LAW ENFORCEMENT BLOCK GRANT (435)	0	0	0	0	0	0	0	0	0	--
FIREFIGHTERS ASSISTANCE GRANT (436)	489,859	431,178	255,002	216,846	0	0	220,928	205,543	0	(100.00)
ENERGY CONSERVATION GRANT (437)	0	0	0	0	0	1,802	1,802	0	10/27/2021 1,808	0.33

**CITY OF HUBER HEIGHTS**  
**YTD for Period Ending: September 30, 2021**

	2016 ACTUAL	2017 ACTUAL	2018 ACTUAL	2019 ACTUAL	2020 ACTUAL	2021 ORIGINAL BUDGET	2021 REVISED BUDGET 9/30/2021	2021 EXPENDED 9/30/2021	2022 CITY MGR'S REQUEST	%Chg Revised
PUBLIC ACCESS EASEMENT ACQUISITION (450)	0	0	0	0	0	0	0	0	0	--
CARRIAGE TRAILS INFRASTRUCTURE (454)	10,153,735	13,565,755	0	3,420,144	1,333,851	0	648,006	38,004	0	(100.00)
WATER FUND (501)	5,307,626	5,353,896	7,795,303	12,734,499	10,480,355	7,723,769	8,585,041	5,636,493	8,487,259	(1.14)
WATER CONSTRUCTION FUND (502)	85,081	0	0	0	0	0	0	0	0	--
WATER R & I FUND (503)	22,571	15,833	12,500	18,098	19,809	65,834	65,834	61,967	72,167	9.62
WATER UTILITY RESERVE (504)	124,710	1,496,549	3,483,051	12,507,621	139,984	1,070,000	1,505,000	1,162,941	4,570,000	203.65
WATER BOND SERVICE (505)	1,761,628	1,769,123	1,761,085	1,772,798	1,793,878	1,809,800	1,809,800	244,704	1,210,400	(33.12)
WATER BOND RESERVE (506)	0	0	0	0	0	0	0	0	0	--
SEWER FUND (551)	4,090,845	3,936,271	3,192,885	3,877,243	3,761,232	3,604,648	4,645,632	3,206,077	8,861,292	90.74
SEWER ACQUISITION (552)	34,656	290,507	386,366	911,125	688,631	150,834	430,834	96,966	4,382,167	917.14
STORM WATER MANAGEMENT (571)	824,517	1,229,405	759,272	749,211	554,015	660,094	680,199	404,962	718,991	5.70
RECREATION ACTIVITY CENTER (590)	0	0	0	0	0	0	0	0	0	--
FIRE INSURANCE (723)	9,481	32,106	0	0	44,000	3,151	3,151	0	3,151	0.00
UNCLAIMED MONIES (732)	184	1,206	1,833	655	0	18,382	18,382	0	18,382	0.00
PRC-DC AGENCY (801)	0	0	0	0	0	0	0	0	0	--
CASH SURETY (802)	213,000	154,899	232,500	344,000	131,556	225,000	225,000	107,000	225,000	0.00
<b>TOTALS:</b>	<b>82,735,451</b>	<b>95,452,140</b>	<b>81,962,854</b>	<b>89,860,330</b>	<b>92,507,767</b>	<b>84,409,921</b>	<b>100,957,347</b>	<b>50,210,396</b>	<b>99,306,797</b>	<b>(1.63)</b>

# City of Huber Heights 2022 Budget Presentation



# The Budget Process

2022 Budget Process began in May 2021 with the preparation of the City's Annual Capital Improvements Plan and "Tax Budget", then ends with the approval of the "2022 City Budget" in 4<sup>th</sup> Quarter 2021.

**May 2021** - 2022-2026 Capital Improvements Plan presented to City Council.

**June 2021** – 2022 Tax Budget passed by City Council.

**July 2021** – 2022 Tax Budget filed with County Auditors of Montgomery and Miami County

**Aug 2021** - The County Budget Commission certifies Property Tax rates.

**Sept 2021** City accepts the Rates as determined by the County Budget Commission.

# 2021 Budget Status Check

City Operations are constantly evaluated with the goal of delivering City Services in the most efficient and cost-effective way possible.

Operations remain on or under budget.

Strong revenue position:

- COVID impacts were minimal

- COVID aid obtained

Increase in Bond Rating in 2021

On target with the 2025 Plan

# 2022 Budget Timeline

**August** – Budgetary goals discussed with City Manager & Dept Heads

**September** – Bryan & Jim met with all Dept Heads to finalize 2022 requests

**October** – Preview of upcoming 2022 Budget and request input from City Council

**November** – Council Work Session meeting for review and discussion of 2022 Budget

**November** – City Council meeting for first reading

# Budget Basics

Available Resources are appropriated within the “General Fund” and 52 other separate “Funds”

Funds can best be summarized as follows:

**“Operating Funds”** - Funds account for the City’s primary operating functions

**“Enterprise Funds”** - Funds associated with Water, Sewer and Storm Water

**“Other Funds”** – Capital, Debt Service, and Other Restricted Funds

Primary City programs and services:

Police, Fire, Streets, Parks and Rec., and General Government Operations

# 2022 Budget Overview

## **Strong and stable financial condition**

Projected Fund Balance Growth:

General, Motor Vehicle, Fire, Parks

Projected Fund Balance Reductions:

Gas Tax, Police, Streets, Water, Sewer, Storm

# Budget Elements

- “Other” Restricted Funds
  - **TED Fund** used for targeted economic development initiatives
    - Revenue from sale of land proceeds
  - New funds created for pointed one-time revenues
    - **ARPA** and **Shuttered Venue Grant**

# Budget Elements

## Budget Level of Detail

- **Personnel Costs**
- **Other O & M - includes Materials, Supplies & Contractual Operating Expenses**
- **Capital Expenditures**
- **Debt Service**
- **Transfers, Advances and Subsidies to Other Funds**

# Employee Numbers

Department	Full Time	Part Time	Total
Fire	56	4	60
Police	59	2	61
Communications	15	0	15
Streets / Rec	25	8	33
Governmental	35	19	54
Totals			223



# Personnel Costs

Personnel line item of budget:

Salary, health care, benefits, employment taxes

Costs allocated to Fund & Dept where services performed

Police & Firefighters allocated to only one Fund

Most employees allocated to several Funds

- Finance, Tax, Engineering, IT, Public Works

# 2022 Personnel Cost Assumptions

All currently occupied positions are full funded

- no attrition assumed

Proposed budget includes 2.5% annual salary increases

- CBAs are approved through 12/31/22

Health care cost increase estimated to be 19%

# Revenues

- Over 100 Revenue accounts
- Rolled up into
  - Taxes
  - Intergovernmental (Fed, State, County monies)
  - Assessments
  - Fees/Charges
  - Fines
  - Interest
  - Debt Proceeds

# General Fund Budget Summary

General Fund - Revenues	
Income Tax	\$7,794,532
Property Tax	\$1,225,463
Fed State Local	\$2,795,707
Other	\$1,453,592
Return of Advance	\$37,000
Total	\$13,308,294

General Fund - Expenses	
Salaries	\$2,743,500
Fringes	\$1,251,900
O/M	\$2,842,323
Capital	\$60,000
Debt Service	\$196,000
Transfers/Adv	\$6,088,477
Total	\$13,182,200

# Income Tax Distribution

Fund	2019	2020	2021 est.	2022 est.
General	\$7,178,812	\$7,075,646	\$7,627,593	\$7,794,532
Fire	\$2,301,837	\$2,272,802	\$2,451,615	\$2,503,718
Fire Capital	\$402,740	\$396,589	\$428,084	\$436,882
Police	\$6,084,083	\$6,000,671	\$6,485,221	\$6,610,339
Local Street Operating	\$2,223,323	\$2,191,596	\$2,375,442	\$2,414,262
Local Street Capital	\$1,778,698	\$1,753,316	\$1,887,390	\$1,931,453
Total	\$19,969,493	\$19,690,620	\$21,255,345	\$21,691,186

# 2022 Budget Summary

- A Legally Balanced Budget is one which has resources available to cover anticipated expenses.
- A Structurally Balanced Budget is one which has annual revenues that equal or exceed the annual anticipated expenses
- The 2022 Budget is a Legally Balanced Budget  
The General Fund is Structurally Balanced

## 2022 Budget Summary

All Revenues

• \$96,588,322

All Expenses

• \$99,306,797

NET

• -\$2,718,475



HUBER  
HEIGHTS  
*Come Grow With Us!*

# 2022 Budget Expense Distribution

<b>Personnel</b>	<b>25%</b>
<b>Operations</b>	<b>17%</b>
<b>Capital</b>	<b>15%</b>
<b>Debt</b>	<b>20%</b>
<b>Transfers/Advances</b>	<b>23%</b>



# 2022 Budget Summary

Leverage our **strong & stable financial position** for long-term gains

- Manage funds to cement new bond rating for debt
- Reduce debt as appropriate
- Commitment to new Public Works facility

Ensures resources for supporting our 2025 Plan

- Income Tax Levies expire in 2024 and 2025

# CITY OF HUBER HEIGHTS

## STATE OF OHIO

### ORDINANCE NO. 2021-O-

FOR MAKING APPROPRIATIONS FOR EXPENSES OF THE CITY OF HUBER HEIGHTS, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2022.

BE IT ORDAINED by the City Council of the City of Huber Heights, Ohio:

That to provide for the current expenses and other expenditures of the City of Huber Heights for the fiscal year ending December 31, 2022, the following sums be and are hereby appropriated from the monies in the Treasury of the City of Huber Heights and from the sum certified by the County Auditor to be received from taxation and from other sources.

#### **Section 1. That there be appropriated from the 101 - General Fund:**

a)	<b>Dispatch:</b>	
	Personnel	1,242,600
	Operations and Capital	84,995
	TOTAL	1,327,595
b)	<b>Lighting:</b>	
	Operations and Capital	43,000
	TOTAL	43,000
c)	<b>Economic Development:</b>	
	Personnel	231,100
	Operations and Capital	311,850
	TOTAL	542,950
d)	<b>Planning &amp; Development:</b>	
	Personnel	491,700
	Operations and Capital	158,400
	TOTAL	650,100
e)	<b>Engineering:</b>	
	Personnel	0
	Operations and Capital	0
	TOTAL	0
f)	<b>Community Services:</b>	
	Personnel	0
	Operations and Capital	52,500
	TOTAL	52,500
g)	<b>Central Services:</b>	
	Personnel	0
	Operations and Capital	568,983
	TOTAL	568,983
h)	<b>Mayor:</b>	
	Personnel	14,200
	Operations and Capital	22,000
	TOTAL	36,200

Section 1 (con'td). That there be appropriated from the 101 - General Fund

i)	<b>Council:</b>		
	Personnel	326,000	
	Operations and Capital	97,500	
	TOTAL		423,500
j)	<b>Management:</b>		
	Personnel	182,700	
	Operations and Capital	38,770	
	TOTAL		221,470
k)	<b>Accounting:</b>		
	Personnel	336,300	
	Operations and Capital	183,625	
	TOTAL		519,925
l)	<b>Taxation:</b>		
	Personnel	656,000	
	Operations and Capital	185,355	
	TOTAL		841,355
m)	<b>Legal:</b>		
	Operations and Capital	345,000	
	TOTAL		345,000
n)	<b>Information Technology:</b>		
	Personnel	158,900	
	Operations and Capital	278,580	
	TOTAL		437,480
o)	<b>Human Resources:</b>		
	Personnel	247,800	
	Operations and Capital	375,500	
	TOTAL		623,300
p)	<b>Buildings and Grounds</b>		
	Personnel	64,300	
	Operations and Capital	132,000	
	TOTAL		196,300
q)	<b>Court:</b>		
	Personnel	43,800	
	Operations and Capital	24,265	
	TOTAL		68,065
r)	<b>Non-Departmental</b>		
	Debt Service	196,000	
	Transfers	6,088,477	
	Advances	0	
	TOTAL		6,284,477
<b>GENERAL FUND TOTAL</b>			<b>13,182,200</b>

**Section 2. That there be appropriated from the 202 - Motor Vehicle Fund:**

a)	<b>Streets</b>	
	Personnel	191,000
	Operations and Capital	<u>62,579</u>
	TOTAL	253,579
b)	<b>Non-Departmental</b>	
	Debt Service	0
	Transfers	0
	Advances	<u>32,840</u>
	TOTAL	32,840
	<b>MOTOR VEHICLE FUND TOTAL</b>	<u><u>286,419</u></u>

**Section 3. That there be appropriated from the 203 - Gasoline Tax Fund:**

a)	<b>Engineering</b>	
	Operations and Capital	<u>65,000</u>
	TOTAL	65,000
b)	<b>Streets</b>	
	Personnel	531,400
	Operations and Capital	<u>1,074,407</u>
	TOTAL	1,605,807
c)	<b>Non-Departmental</b>	
	Debt	13,000
	Transfers	320,000
	Advances	<u>425,239</u>
	TOTAL	758,239
	<b>GASOLINE TAX FUND TOTAL</b>	<u><u>2,429,046</u></u>

**Section 4. That there be appropriated from the 207 - Lighting District Fund:**

	Personnel	41,900
	Operations and Capital	<u>348,000</u>
	<b>LIGHTING DISTRICT FUND TOTAL</b>	<u><u>389,900</u></u>

**Section 5. That there be appropriated from the 209 –Police Fund:**

a)	<b>Police</b>	
	Personnel	8,030,400
	Operations and Capital	<u>754,620</u>
	TOTAL	8,785,020
b)	<b>Management</b>	
	Personnel	22,100
	Operations and Capital	<u>0</u>
	TOTAL	22,100
c)	<b>Non-Departmental</b>	
	Debt Service	217,100
	Transfers	34,920
	Advances	<u>0</u>
	TOTAL	252,020
	<b>POLICE FUND TOTAL</b>	<u><u>9,059,140</u></u>

**Section 6. That there be appropriated from the 210 - Fire Fund:**

a)	<b>Fire</b>	
	Personnel	7,908,100
	Operations and Capital	<u>729,990</u>
	TOTAL	8,638,090
b)	<b>Management</b>	
	Personnel	22,100
	Operations and Capital	<u>0</u>
	TOTAL	22,100
c)	<b>Non-Departmental</b>	
	Debt Service	0
	Transfers	7,760
	Advances	<u>0</u>
	TOTAL	7,760
	<b>FIRE FUND TOTAL</b>	<u><u>8,667,950</u></u>

**Section 7. That there be appropriated from the 211 - Drug Enforcement Fund:**

	Operations and Capital	<u>4,558</u>
	<b>DRUG ENFORCEMENT FUND TOTAL</b>	<u><u>4,558</u></u>

**Section 8. That there be appropriated from the 212 - Law Enforcement Fund:**

	Operations and Capital	<u>50,749</u>
	<b>LAW ENFORCEMENT FUND TOTAL</b>	<u><u>50,749</u></u>

**Section 9. That there be appropriated from the 214 - State Highway Maintenance Fund:**

a)	Operations and Capital	44,750
	TOTAL	44,750
b)	<b>Non-Departmental</b>	
	Debt Service	76,000
	Transfers	0
	Advance	0
	TOTAL	76,000
	<b>STATE HIGHWAY MNT FUND TOTAL</b>	<b>120,750</b>

**Section 10. That there be appropriated from the 216 - County Permissive Fund:**

	Transfers	0
	Advances	0
	<b>COUNTY PERMISSIVE FUND TOTAL</b>	<b>0</b>

**Section 11. That there be appropriated from the 217 - City Permissive Fund:**

	Transfers	91,000
	Advances	0
	<b>CITY PERMISSIVE FUND TOTAL</b>	<b>91,000</b>

**Section 12. That there be appropriated from the 218 - Parks & Recreation Fund:**

a)	<b>Senior Center:</b>	
	Personnel	32,100
	Operations and Capital	27,440
	TOTAL	59,540
b)	<b>Park &amp; Recreation:</b>	
	Personnel	278,000
	Operations and Capital	920,159
	TOTAL	1,198,159
c)	<b>Aquatic Center:</b>	
	Operations and Capital	132,380
	TOTAL	132,380
d)	<b>Music Center:</b>	
	Personnel	34,000
	Operations and Capital	384,850
	TOTAL	418,850
e)	<b>Non-Departmental</b>	
	Advances	0
	TOTAL	0
	<b>PARKS &amp; RECREATION FUND TOTAL</b>	<b>1,808,929</b>

**Section 13. That there be appropriated from the 219 - NatureWorks Grant Fund:**

Operations and Capital	0
Advances:	0
<b>NATUREWORKS GRANT FUND TOTAL</b>	<b>0</b>

**Section 14. That there be appropriated from the 222 – CDBG Fund:**

Operations and Capital	0
Advances:	17,000
<b>CDBG FUND TOTAL</b>	<b>17,000</b>

**Section 15. That there be appropriated from the 226 - Local Street Operating Fund:**

a) <b>Streets</b>	
Personnel	1,399,500
Operations and Capital	845,886
TOTAL	2,245,386
b) <b>Police</b>	
Personnel	0
TOTAL	0
c) <b>Engineering:</b>	
Personnel	121,100
TOTAL	121,100
d) <b>Management:</b>	
Personnel	76,700
TOTAL	76,700
e) <b>Finance:</b>	
Personnel	44,200
Operations and Capital	20,300
TOTAL	64,500
f) <b>Tax:</b>	
Personnel	190,800
TOTAL	190,800
g) <b>Information Technology:</b>	
Personnel	27,700
TOTAL	27,700
h) <b>Non-Departmental</b>	
Debt Service	90,000
Transfers	8,730
Advances	76,620
TOTAL	175,350
<b>LOCAL STREET OPER. FUND TOTAL</b>	<b>2,901,536</b>

**Section 16. That there be appropriated from the 238 - Byrne Memorial Grant Fund:**

Operations and Capital	36
<b>BYRNE MEM. GRANT FUND TOTAL</b>	<b>36</b>

**Section 17. That there be appropriated from the 240 – Montgomery County TIF Fund:**

a) <b>Finance:</b>	
--------------------	--

	Operations and Capital	1,010,000
	TOTAL	1,010,000
b)	<b>Non-Departmental</b>	
	Debt Service:	0
	Transfers:	1,186,875
	Advances:	0
	TOTAL	1,186,875
	<b>MONTGOMERY CO. TIF FUND TOTAL</b>	<b>2,196,875</b>

**Section 18. That there be appropriated from the 242 - Law Enforcement Assistance Grant Fund:**

	Operations and Capital	163
	<b>LAW ENF. ASST. GRANT FUND TOTAL</b>	<b>163</b>

**Section 19. That there be appropriated from the 243 – Miami County TIF Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	23,300
	TOTAL	23,300
b)	<b>Non-Departmental</b>	
	Transfers:	516,062
	Advances:	0
	TOTAL	516,062
	<b>MIAMI CO. TIF FUND TOTAL</b>	<b>539,362</b>

**Section 20. That there be appropriated from the 244 – Miami County TIF (DEC) Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	0
	TOTAL	0
b)	<b>Non-Departmental</b>	
	Transfers:	924,202
	Advances:	0
	TOTAL	924,202
	<b>MIAMI CO. TIF (DEC) FUND TOTAL</b>	<b>924,202</b>



**Section 21. That there be appropriated from the 245 – Miami County West TIF Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	<u>2,000</u>
	TOTAL	2,000
b)	<b>Non-Departmental</b>	
	Transfers:	137,500
	Advances:	<u>0</u>
	TOTAL	137,500
	<b>MIAMI CO. WEST TIF FUND TOTAL</b>	<u><u>139,500</u></u>

**Section 22. That there be appropriated from the 246 – Montgomery County Central TIF Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	<u>10,000</u>
	TOTAL	10,000
b)	<b>Non-Departmental</b>	
	Transfers:	40,000
	Advances:	<u>0</u>
	TOTAL	40,000
	<b>MONT CO. CENTRAL TIF FUND TOTAL</b>	<u><u>50,000</u></u>

**Section 23. That there be appropriated from the 247 – Montgomery County South TIF Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	<u>34,000</u>
	TOTAL	34,000
b)	<b>Non-Departmental</b>	
	Transfers:	85,000
	Advances:	<u>0</u>
	TOTAL	85,000
	<b>MONT CO. SOUTH TIF FUND TOTAL</b>	<u><u>119,000</u></u>

**Section 24. That there be appropriated from the 248 – Miami County North Firehouse TIF Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	<u>1,000</u>
	TOTAL	1,000
b)	<b>Non-Departmental</b>	
	Transfers:	59,550
	Advances:	<u>0</u>
	TOTAL	59,550
	<b>MIAMI CO. NORTH TIF FUND TOTAL</b>	<u><u>60,550</u></u>

**Section 25. That there be appropriated from the 249 – Montgomery County Lexington Place TIF Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	204,000
	TOTAL	204,000
b)	<b>Non-Departmental</b>	
	Transfers:	0
	Advances:	0
	TOTAL	0
	<b>MONT CO. LEX. PL TIF FUND TOTAL</b>	<b>204,000</b>

**Section 26. That there be appropriated from the 291 – American Rescue Plan Act Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	0
	TOTAL	0
b)	<b>Non-Departmental</b>	
	Transfers:	3,821,672
	Advances:	0
	TOTAL	3,821,672
	<b>ARPA FUND TOTAL</b>	<b>3,821,672</b>

**Section 27. That there be appropriated from the 292 – Shuttered Venue Operating Grant Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	0
	TOTAL	0
b)	<b>Non-Departmental</b>	
	Transfers:	1,925,200
	Advances:	0
	TOTAL	1,925,200
	<b>SVOG FUND TOTAL</b>	<b>1,925,200</b>

**Section 28. That there be appropriated from the 305 - Special Assessment Bond Retirement Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	70,000
	TOTAL	70,000
b)	<b>Non-Departmental</b>	
	Debt Service	1,184,300
	TOTAL	1,184,300
	<b>S.A. BOND RETIREMT FUND TOTAL</b>	<b>1,254,300</b>

**Section 29. That there be appropriated from the 308 - Bond Retirement Fund:**

a)	<b>Finance:</b>	
	Operations and Capital	1,000
	TOTAL	1,000
b)	<b>Non-Departmental</b>	
	Debt Service	2,865,000
	TOTAL	2,865,000
	<b>G.O. BOND RETIREMT FUND TOTAL</b>	<b>2,866,000</b>

**Section 30. That there be appropriated from the 406 - Capital Improvement Fund:**

a)	<b>Dispatch</b>	
	Personnel	236,700
	TOTAL	236,700
b)	<b>Finance:</b>	
	Personnel	42,000
	TOTAL	42,000
c)	<b>Capital</b>	
	Operations and Capital	837,000
	TOTAL	837,000
d)	<b>Non-Departmental</b>	
	Debt Service	518,360
	Transfers	0
	Advances	0
	TOTAL	518,360
	<b>CAPITAL IMPROVEMENT FUND TOTAL</b>	<b>1,634,060</b>

**Section 31. That there be appropriated from the 410 - Transformative Economic Development Fund:**

a)	<b>Economic Development:</b>	
	Operations and Capital	176,500
	TOTAL	176,500
b)	<b>Non-Departmental</b>	
	Debt	12,150,300
	Transfers	0
	TOTAL	12,150,300
	<b>T.E.D. FUND TOTAL</b>	<b>12,326,800</b>

**Section 32. That there be appropriated from the 421 - Issue 2 Fund:**

a)	<b>Capital</b>	
	Operations and Capital	0
	TOTAL	0
b)	<b>Non-Departmental</b>	
	Transfers	0
	Advances	0
	TOTAL	0
	<b>ISSUE 2 FUND TOTAL</b>	<b>0</b>

**Section 33. That there be appropriated from the 427 - ED/GE Capital Improvement Fund:**

a)	<b>Capital</b>	
	Operations and Capital	0
	TOTAL	0
b)	<b>Non-Departmental</b>	
	Transfers	0
	Advances	20,000
	TOTAL	20,000
	<b>ED/GE CAPITAL IMPR. FUND TOTAL</b>	<b>20,000</b>

**Section 34. That there be appropriated from the 431 - Fire Capital/Equipment Fund:**

a)	<b>Fire:</b>	
	Operations and Capital	1,601,000
	TOTAL	1,601,000
b)	<b>Finance:</b>	
	Operations and Capital	3,700
	TOTAL	3,700
c)	<b>Non-Departmental</b>	
	Debt Service	434,400
	Transfers	0
	TOTAL	434,400
	<b>FIRE CAPITAL/EQUIP. FUND TOTAL</b>	<b>2,039,100</b>

**Section 35. That there be appropriated from the 433 - Local Street Capital Fund:**

a)	<b>Street Capital:</b>	
	Operations and Capital	1,565,000
	TOTAL	1,565,000
b)	<b>Finance:</b>	
	Operations and Capital	17,000
	TOTAL	17,000
c)	<b>Non-Departmental</b>	
	Advances	0
	TOTAL	0
	<b>LOCAL STREET CAPITAL FUND TOTAL</b>	<b>1,582,000</b>

**Section 36. That there be appropriated from the 434 - Federal Equity Sharing Program Fund:**

Operations and Capital	44,183
<b>FEDERAL EQUITY FUND TOTAL</b>	<b>44,183</b>

**Section 37. That there be appropriated from the 436 - Firefighter's Assistance Grant Fund:**

a) <b>Fire:</b>	
Operations and Capital	0
TOTAL	0
b) <b>Non-Departmental</b>	
Advances	0
TOTAL	0
<b>FF ASST. GRANT FUND TOTAL</b>	<b>0</b>

**Section 38. That there be appropriated from the 437 - Energy Conservation Grant Fund:**

Operations and Capital	1,808
<b>ENERGY CONS. GRANT FUND TOTAL</b>	<b>1,808</b>

**Section 39. That there be appropriated from the 454 - Carriage Trails Infrastructure Fund:**

a) <b>Capital</b>	
Operations and Capital	0
TOTAL	0
b) <b>Non-Departmental</b>	
Debt Service	0
Advances	0
TOTAL	0
<b>CARRIAGE TRAILS INFR. FUND TOTAL</b>	<b>0</b>

**Section 40. That there be appropriated from the 501 - Water Fund:**

a)	<b>Engineering:</b>	
	Personnel	219,800
	Operations and Capital	<u>3,552,088</u>
	TOTAL	3,771,888
b)	<b>Fire:</b>	
	Personnel	<u>30,500</u>
	TOTAL	30,500
c)	<b>Management:</b>	
	Personnel	<u>197,400</u>
	TOTAL	197,400
d)	<b>Finance:</b>	
	Personnel	155,300
	Operations and Capital	<u>27,471</u>
	TOTAL	182,771
e)	<b>Information Technology:</b>	
	Personnel	<u>66,100</u>
	TOTAL	66,100
f)	<b>Non-Departmental</b>	
	Debt Service	1,307,700
	Transfers	2,909,000
	Advances	<u>21,900</u>
	TOTAL	4,238,600
	<b>WATER FUND TOTAL</b>	<u><u>8,487,259</u></u>

**Section 41. That there be appropriated from the 503 - Renewal & Improvement Fund:**

	Operations and Capital	<u>72,167</u>
	<b>WATER R&amp;I FUND TOTAL</b>	<u><u>72,167</u></u>

**Section 42. That there be appropriated from the 504 - Water Utility Reserve Fund:**

a)	<b>Capital</b>	
	Operations and Capital	<u>4,570,000</u>
	TOTAL	4,570,000
b)	<b>Non-Departmental</b>	
	Debt Service	0
	Advances	<u>0</u>
	TOTAL	0
	<b>WATER UTILITY RES. FUND TOTAL</b>	<u><u>4,570,000</u></u>

**Section 43. That there be appropriated from the 505 - Water Bond Service Fund:**

a)	<b>Capital</b>	
	Operations and Capital	5,000
	TOTAL	5,000
b)	<b>Non-Departmental</b>	
	Debt Service	1,205,400
	Transfers	0
	TOTAL	1,205,400
	<b>WATER BOND SERVICE FUND TOTAL</b>	<b>1,210,400</b>

**Section 44. That there be appropriated from the 551 - Sewer Fund:**

a)	<b>Engineering:</b>	
	Personnel	219,800
	Operations and Capital	3,670,895
	TOTAL	3,890,695
b)	<b>Management:</b>	
	Personnel	197,400
	TOTAL	197,400
c)	<b>Finance:</b>	
	Personnel	155,300
	Operations and Capital	21,000
	TOTAL	176,300
d)	<b>Information Technology:</b>	
	Personnel	66,100
	TOTAL	66,100
e)	<b>Non-Departmental</b>	
	Debt Service	20,900
	Transfers	4,455,167
	Advances	54,730
	TOTAL	4,530,797
	<b>SEWER FUND TOTAL</b>	<b>8,861,292</b>

**Section 45. That there be appropriated from the 552 - Sewer Acquisition/Capital Fund:**

	Operations and Capital	4,382,167
	<b>SEWER ACQ./CAPITAL FUND TOTAL</b>	<b>4,382,167</b>

**Section 46. That there be appropriated from the 571 - Storm Water Management Fund:**

a)	<b>Engineering:</b>		
	Personnel	63,600	
	Operations and Capital	<u>0</u>	
	TOTAL	63,600	
b)	<b>Streets:</b>		
	Personnel	269,700	
	Operations and Capital	<u>124,450</u>	
	TOTAL	394,150	
c)	<b>Management:</b>		
	Personnel	<u>51,500</u>	
	TOTAL	51,500	
d)	<b>Finance:</b>		
	Operations and Capital	<u>0</u>	
	TOTAL	0	
e)	<b>Capital:</b>		
	Operations and Capital	<u>176,901</u>	
	TOTAL	176,901	
f)	<b>Non-Departmental:</b>		
	Transfers	0	
	Advances	<u>32,840</u>	
	TOTAL	32,840	
	<b>STORM WATER FUND TOTAL</b>	<u><u>718,991</u></u>	

**Section 47. That there be appropriated from the 723 - Fire Insurance Fund:**

a)	<b>Capital</b>		
	Operations and Capital	<u>3,151</u>	
	TOTAL	3,151	
b)	<b>Non-Departmental</b>		
	Transfers	0	
	Advances	<u>0</u>	
	TOTAL	0	
	<b>FIRE INSURANCE FUND TOTAL</b>	<u><u>3,151</u></u>	

**Section 48. That there be appropriated from the 732 - Unclaimed Money Fund:**

	Operations and Capital	<u>18,382</u>	
	<b>UNCLAIMED MONEY FUND TOTAL</b>	<u><u>18,382</u></u>	

**Section 49. That there be appropriated from the 802 - Cash Surety Fund:**

	Operations and Capital	<u>225,000</u>	
	<b>CASH SURETY FUND TOTAL</b>	<u><u>225,000</u></u>	

<b>The Total of All Appropriations Shall Be:</b>	<u><u>99,306,797</u></u>
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Section 50. The Director of Finance shall have authority to move money from one line item to another within the General or within any other fund upon written direction from the City Manager, and without need of additional legislation.

Section 51. The Director of Finance is hereby authorized to draw checks on the City Treasury for payment from any of the foregoing appropriations upon receiving certificates and invoices therefore, approved by authorized officers of the City; provided that no checks shall be drawn or paid for salaries, wages, or other payments except as shall be authorized in accordance with law or ordinance.

Section 52. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 53. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_Yeas; \_\_\_\_\_Nays.

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8021

**New Business    A.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Citizens Water and Sewer Board Reappointment - D. Smith

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Motion To Reappoint Darius Smith To The Citizens Water And Sewer Advisory Board To A Term Expiring January 1, 2025.

**Purpose and Background**

City Staff recommend the reappointment of Darius Smith to the Citizens Water and Sewer Advisory Board for a term ending January 1, 2025. The current terms expire on January 1, 2022.

An updated background check was not completed for Mr. Smith due to the recent nature of his initial appointment with a previously completed background check.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-8022

**New Business    B.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Culture and Diversity Citizen Action Commission Reappointment - A. Richardson

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Motion To Reappoint Arrick Richardson To The Culture And Diversity Citizen Action Commission To A Term Expiring December 31, 2024.

**Purpose and Background**

City Staff recommend the reappointment of Arrick Richardson to the Culture and Diversity Citizen Action Commission for a term ending December 31, 2024. The current terms expire on December 31, 2021.

An updated background check was not completed for Mr. Richardson due to the recent nature of his initial appointment with a previously completed background check.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-8023

**New Business C.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Military and Veterans Commission Reappointment - T. Istvan

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Motion To Reappoint Tom Istvan To The Military And Veterans Commission To A Term Expiring December 31, 2024.

**Purpose and Background**

City Staff recommend the reappointment of Tom Istvan to the Military and Veterans Commission for a term ending December 31, 2024. The current terms expire on December 31, 2021.

An updated background check was not completed for Mr. Istvan due to the recent nature of his initial appointment with a previously completed background check.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-8024

**New Business     D.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Property Maintenance Review Board Reappointments - S. Ballard/D. Hess

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Motion To Reappoint Sheila Ballard And Donna Hess To The Property Maintenance Review Board To A Term Expiring December 31, 2024.

**Purpose and Background**

City Staff recommend the reappointment of Sheila Ballard and Donna Hess to the Property Maintenance Review Board for a term ending December 31, 2024. Their current term expires on December 31, 2020.

Updated background checks for Ms. Ballard and Ms. Hess were completed by with Human Resources.

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-8019

**New Business    E.  
City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

2022 Law Director Contract

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

---

**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Of Huber Heights To Renew An Agreement With Pickrel Schaeffer & Ebeling For Legal Services As Law Director For The City Of Huber Heights, Ohio For The Time Period Of January 1, 2022 Through December 31, 2022.  
(first reading)

**Purpose and Background**

This agenda item is to discuss the contract renewal for City Law Director, Gerald McDonald. The current contract terminates on December 31, 2021 (see attached). The 2022 proposed contract retains the rates and terms of the current 2021 contract for prosecutor services and the 2022 proposed contract retains the terms and increases the rates by \$10 per hour for other legal services.

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

Resolution

Exhibit A

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY OF HUBER HEIGHTS TO RENEW AN AGREEMENT WITH PICKREL SCHAEFFER & EBELING FOR LEGAL SERVICES AS LAW DIRECTOR FOR THE CITY OF HUBER HEIGHTS, OHIO FOR THE TIME PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2022.

WHEREAS, the law firm of Pickrel Schaeffer and Ebeling has been serving as law director for the City of Huber Heights since October 31, 2003; and

WHEREAS, Council desires to renew the relationship for an additional year.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. By an affirmative vote of City Council, the Mayor is directed to execute on behalf of the City of Huber Heights a contract substantially upon the same provisions contained in the attached as set forth in Exhibit A appointing Pickrel, Schaeffer & Ebeling as legal counsel for the City and designating Gerald L. McDonald as Law Director for the period of January 1, 2022 through December 31, 2022.

Section 2. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**EXHIBIT A**  
**LAW DIRECTOR CONTRACT**

This Contract is entered into this \_\_\_\_ day of December, 2021, by and between the City of Huber Heights, OHIO, an Ohio municipal corporation ("HUBER HEIGHTS"), 6131 Taylorsville Road, Huber Heights, Ohio 45424, and PICKREL, SCHAEFFER & EBELING CO., L.P.A. ("PSE"), 2700 Stratacache Tower, Dayton, Ohio 45423.

WHEREAS, the law firm of Pickrel, Schaeffer and Ebeling ("PSE") has been serving as the Law Director for the City of Huber Heights since October 31, 2003; and

WHEREAS, the Law Director shall serve as the chief legal advisor to Council, the City Manager, and all City departments, divisions, offices and other agencies, boards or commissions; and

WHEREAS, the City Council wishes to renew the contract with the law firm of PSE as the Law Director to represent the City in all legal proceedings and to perform any other duties prescribed in the City Charter;

NOW THEREFORE, for valuable consideration, receipt of which is hereby acknowledged, and for the mutual covenants herein below set forth, the parties agree as follows:

1. PSE shall provide all legal services at the rates set forth in Addendum A.
2. PSE shall designate GERALD L. MCDONALD as the City Attorney/Law Director for the City of Huber Heights, Ohio and GERALD L. MCDONALD shall act in that capacity for and on behalf of HUBER HEIGHTS.
3. It is understood by the parties hereto that legal services provided by PSE, may be accomplished through an individual attorney or attorneys or paralegals and staff other than the designated City Attorney/Law Director. The decision to use attorneys or other staff at PSE to provide legal services shall be made by the City Attorney/Law Director. It is understood that in making this decision the attorney or other staff providing such legal services to HUBER HEIGHTS will be under the supervision of the City Attorney/Law Director, and the City Attorney/Law Director shall advise the City Council and the City Manager of the fact that another attorney has been assigned the particular project. It is anticipated that the City shall have direct access to other attorney and staff at PSE, as agreed to by the City and Law Director.
4. No legal services shall be performed by PSE for HUBER HEIGHTS except as authorized by the City Charter and City Council, or as requested by the City Manager and Senior City Administrators. The City Council shall be responsible for the administration and management of the Law Director. The primary contact shall be through the City Council. The City Council shall be consulted on all administrative matters involving the Law Director. Conflicts of interest shall be resolved between PSE and Council.
5. The term of this Contract shall commence on January 1, 2022 and shall run through December 31, 2022. This Contract may be renewed by the mutual agreement of HUBER



HEIGHTS and PSE for additional one-year periods, commencing January 1, through December 31, of each subsequent year. The term of this Contract and the renewal of this Contract are subject to the rights of terminations set forth in paragraph 6. The billing rates set forth in the PSE Response may be renegotiated at the time of each renewal.

6. This Contract may be terminated by HUBER HEIGHTS at any time for any reason by giving thirty (30) days prior written notice to PSE of its intent to terminate. In terminating this Contract, the City may require that PSE continue to provide legal services for a period greater than thirty (30) days as determined in the sole discretion of HUBER HEIGHTS for the billing rate set forth in Addendum A. Notwithstanding the right of termination by HUBER HEIGHTS as herein set forth, PSE upon receipt of notice of termination shall continue to provide appropriate legal services to HUBER HEIGHTS as required by those ethical standards applicable to practicing lawyers in the State of Ohio. PSE shall have the same right of termination, as HUBER HEIGHTS except PSE shall give HUBER HEIGHTS sixty (60) day prior written notice of its intent to terminate.

7. In addition to the duties as Law Director, PSE shall provide legal representation to City by representing the City in all prosecutions under City ordinances and State statutes in Miami County Municipal Court. PSE shall provide such service and devote such time as is necessary in order to represent the City effectively on: all Huber Heights ordinance violations filed in Miami County Municipal Court, District Court; preliminary hearings/prosecution of Ohio Revised Code ordinances occurring in the City that are heard in Miami County Municipal Court; and driver license suspension hearings for Huber Heights citizen heard in Miami County Municipal Court. PSE shall also provide, upon request, reasonable reports from time to time as to the number and type of cases handled, attorneys involved, number of cases tried as opposed to those disposed of by agreement, etc., as may be reasonably requested by the City. The cost for such criminal prosecution services shall not exceed \$4,500 annually. This not to exceed amount does not include costs for preparing legal briefs and preparation for appellate arguments on cases that may be appealed to the Court of Appeals or to the Supreme Court. Katrina Wahl and Matthew Sorg shall retain the designation as "City Prosecutors" on behalf of the Law Firm and shall be the primary contacts with the City's Police Division. The Law Firm may have other attorneys provide services from time to time. PSE shall give HUBER HEIGHTS thirty (30) day prior written notice of its intent to designate a new City Attorney/Law Director or City Prosecutor.

8. All notices, requests, demands and other communications hereunder shall be in writing and shall be deemed to have been given when delivered personally or when deposited in the United States mail, certified and with proper postage prepaid and return receipt requested, addressed as follows:

AS TO PSE:  
Gerald McDonald  
Pickrel Schaeffer & Ebeling  
2700 Stratacache Tower  
Dayton, Ohio 45423

AS TO HUBER HEIGHTS:  
Mayor Jeff Gore  
City Council  
City of Huber Heights  
6131 Taylorsville Road  
Huber Heights, Ohio 45424

IN WITNESS WHEREOF, the parties set their hands hereto on the day and date first written above.

WITNESSES:

City of Huber Heights, Ohio

\_\_\_\_\_  
Name

\_\_\_\_\_  
Jeff Gore, Mayor

\_\_\_\_\_  
Printed Name

Pickrel, Schaeffer & Ebeling, LPA

\_\_\_\_\_  
Name

\_\_\_\_\_  
Michael Sandner, President

\_\_\_\_\_  
Printed Name

Addendum A  
to Law Director Contract 2022

All services rendered by PSE lawyers shall be at the rate of \$175.00 per hour.  
Paralegal Fees shall be at the rate of \$95.00 per hour.

AI-8020

**New Business     F.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

2022 Montgomery County Public Defender Agreement

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Manager To Enter Into A Contract With The Montgomery County Public Defender Commission To Provide Statutorily Required Legal Counsel To Indigent Persons For Fiscal Year 2022.  
(first reading)

**Purpose and Background**

This legislation is to approve the annual renewal of the Montgomery County Public Defender's contract for 2022. The 2022 rate for these services will be \$228.41 per case.

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**Fiscal Impact**

**Source of Funds:** Legal Budget  
**Cost:** \$228.41 per case  
**Recurring Cost? (Yes/No):** Yes  
**Funds Available in Current Budget? (Yes/No):** Yes  
**Financial Implications:**

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**Attachments**

Resolution  
Exhibit A

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE MONTGOMERY COUNTY PUBLIC DEFENDER COMMISSION TO PROVIDE STATUTORILY REQUIRED LEGAL COUNSEL TO INDIGENT PERSONS FOR FISCAL YEAR 2022.

WHEREAS, the City of Huber Heights has responsibilities under the laws of Ohio and of the United States of America to provide legal counsel to indigent persons charged with loss of liberty offense in the Municipal Court; and

WHEREAS, in furtherance of the execution of such legal responsibilities, the City desires to utilize the Montgomery County Public Defender Commission to provide legal counsel to the City's indigent citizens charged under the City Code and prosecuted in Montgomery County courts.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into a contract for Montgomery County Public Defender Services for 2022 attached hereto as Exhibit A which shall be approved by the Law Director.

Section 2. The City Finance Director is authorized to pay the Montgomery County Public Defender Commission the compensation set forth in the contract at the time of signing the contract.

Section 3. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**AGREEMENT FOR INDIGENT DEFENSE SERVICES  
IN MUNICIPAL COURT**

This Agreement is entered into by and between the Montgomery County Public Defender Commission and the Montgomery County Public Defender Office, with a mailing address of 117 South Main Street, 4<sup>th</sup> Floor, Dayton, Ohio 45422, (hereinafter referred to as the "COUNTY"), and the city of Huber Heights, with a mailing address of 6131 Taylorsville Road, Huber Heights, Ohio 45424 (hereinafter referred to as the "CITY").

WHEREAS, the CITY of Huber Heights recognizes its responsibility under the laws of the State of Ohio and of the United States of America to provide legal counsel to indigent persons charged with a violation of a City ordinance for which the penalty or any possible adjudication includes the potential loss of liberty, and

WHEREAS, Montgomery County has adopted a program whereby a Public Defender Commission has been formed and has appointed a Public Defender and if there is a conflict, then the court will appoint assigned counsel attorneys.

WHEREAS, the COUNTY Public Defender Commission pursuant to Ohio Revised Code §120.14 and §120.16 may enter into a contract with a municipal corporation whereby the County provides legal representation to indigent adults charged with a violation of an ordinance of a municipal corporation for which the penalty or possible adjudication includes the potential loss of liberty and under which the municipal corporation shall pay the COUNTY for these services.

WHEREAS, the contracts must contain terms in conformance with Ohio Administrative Code 120-1-09 and the parties must follow the Ohio Public Defender Commission standards and guidelines and the COUNTY Maximum Fee Schedule for Appointed Counsel, in order for the COUNTY to obtain reimbursement for indigent defense costs pursuant to Ohio Revised Code §120.18, §120.33 and §120.35, and pay the CITY its appropriate share if such has not already been calculated into the formula to determine compensation, and

NOW THEREFORE, the parties do mutually agree to bind themselves as follows:

**1. REPRESENTATION**

- 1.1 The COUNTY, on behalf of the CITY, agrees to provide legal representation in Municipal Court on or after the commencement date and during the term of this agreement in cases where the defendant is indigent and charged with the commission of an offense or act which is in violation of a CITY ordinance and for which the penalty or any possible adjudication includes the potential loss of liberty.



- 1.2 Indigency shall be determined in accordance with the standards of indigency and other rules and guidelines established by the Ohio Public Defender Commission and the State Public Defender, pursuant to Ohio Revised Code §120.03 and Ohio Administrative Code §120-1-03.

In addition to indigency determination, all rules, standards and guidelines issued by the Office of the Ohio Public Defender and Ohio Public Defender Commission shall be followed.

- 1.3 A major purpose of this agreement is to enable the COUNTY and CITY to obtain partial reimbursement of its costs to have the County Public Defender or appointed counsel in conflict situations, provide legal representation in Montgomery County Municipal Court for indigent adults charged with any violation of CITY ordinance for which the penalty or any possible adjudication includes the potential loss of liberty. Any question regarding terms or performance of this agreement should be resolved in favor of obtaining this result.

## **2. COMPENSATION**

- 2.1 CITY agrees to pay the COUNTY as follows:

- A. The City will pay the Public Defender the sum of \$228.41 (two hundred twenty-eight dollars and forty-one cents) per case for which the Public Defender provides representation;
- B. A case shall be counted as any matter in which the City initially charges an indigent person under a City ordinance for which jail is a possible sentence and for which the Public Defender provides representation past the initial arraignment. Matters that have multiple City ordinance charges under one case number shall be counted as one case. Where a case has both ordinance charges and Ohio Revised Code charges, the municipality will be billed for the case whenever the ordinance is the highest degree charge or ties for the highest degree. Matters that are pled and sentenced at the initial arraignment shall be counted as .25 (one quarter) case. Matters that are reopened as the result of revocations, show causes, capiases, or for other reasons shall be counted as .20 (one fifth) case. There shall be no charge for the appeal of a case;
- C. The Public Defender shall issue a monthly invoice for the prior month's services and the City shall pay said invoice within 30 (thirty) days of receipt;
- D. In addition to the payments for the Public Defender services, in conflict situations, where assigned counsel is appointed, the COUNTY will bill



the CITY monthly for the municipal code violation cases the COUNTY paid in any particular month, based on qualifying attorney vouchers, less the amount the COUNTY is reimbursed by the State under the then current reimbursement rate. The COUNTY will issue an invoice to the CITY and the CITY will have 30 days to pay from date of receipt.

- 2.2 Reimbursement by the municipal corporation for representation of such indigent persons, whether by contractual amount or a fee schedule, shall not exceed the fee schedule in effect and adopted by the Montgomery County Commissioners.

### **3. DURATION OF CONTRACT AND TERMINATION**

- 3.1 The term of this agreement shall be for one year, January 1, 2022 to December 31, 2022 (OPTIONAL: This contract may be renewed for additional one-year terms upon proper resolution of each entity agreeing to the one-year extension and proper appropriation of funding for the new year. Copies of the resolutions are to be sent to the Ohio Public Defender, 250 East Broad Street, Suite 1400, Columbus, Ohio 43215).
- 3.2 If COUNTY or CITY shall fail to fulfill in a reasonable, timely and proper manner its obligations under this agreement or if either party shall substantially violate any of the covenants, agreements or stipulations of this agreement, then the aggrieved party shall hereupon have the right to terminate this agreement by giving written notice to the other party of such termination and specifying an effective date thereof at least thirty (30) days before the effective date of said termination. Termination by either party shall not constitute a waiver of any other right or remedy it may have in law or in equity for breach of this agreement by the other party.
- 3.3 Written notice shall be considered furnished when it is sent by Certified Mail; return receipt requested or in hand delivered.
- 3.4 This agreement is automatically canceled, without requirement of notice, if any payment required by Section 2.1 of this agreement is not made within 60 days of the date on which it is due.

### **4. TERMS OF AGREEMENT**

- 4.1 Indigency and client eligibility for representation under this agreement shall be determined in conformity with the standards of indigency and other rules and standards established by the Ohio Public Defender Commission and the State Public Defender.



- 4.2 The Ohio Public Defender Office has established caseload standards as stated in Ohio Administrative Code. The Montgomery County Public Defender Office will maintain caseload requirements as set forth in Ohio Administrative Code (§120-1-07(B)).
- 4.3 Recognizing that the requests for reimbursements must be received by the State Public Defender in a timely manner, the Montgomery County Municipal Court Clerk shall promptly notify the COUNTY of the Municipal ordinance cases completed and pending in any month.
- 4.4 After approval, the County Auditor shall thereafter, process the fees and expenses approved by the Court in accordance with the procedure set forth in Ohio Revised Code §120.33.
- 4.5 There shall be no discrimination against any employee who is employed in the work covered by this agreement or against any application for such employment because of the race, color, religion, sex, age, handicap or national origin. This provision shall apply to, but not be limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, raises of pay or other forms of compensation, and selection for training, including apprenticeship. The COUNTY shall insert a similar provision in any subcontract for services covered by this agreement.
- 4.6 No personnel of the parties or member of the governing body of any locality or other public official or employee of any such locality in which, or relating to which, the work under this Agreement is being carried out; and who exercises any functions or responsibilities in connection with the review or approval of the understanding or carrying out of any such work, shall, prior to the completion of said work, voluntarily acquire any personal interest, direct or indirect, which is incompatible or in conflict with the discharge and fulfillment of his or her functions and responsibilities with respect to the carrying out of said work.

## **5. MODIFICATION**

- 5.1 This contract may not be amended orally.
- 5.2 This contract may be amended only by written addendum, signed and executed by the parties named herein, or their successors.

IN WITNESS WHEREOF, the parties have hereunto set their hands.

THE CITY OF HUBER HEIGHTS, OHIO


MONTGOMERY COUNTY  
PUBLIC DEFENDER COMMISSION

BY: \_\_\_\_\_  
ROBERT SCHOMMER  
City Manager

BY: \_\_\_\_\_  
DIANNE F. MARX  
Chairman

APPROVED AS TO FORM:

BY: \_\_\_\_\_  
GERALD MCDONALD  
Legal Counsel

BY:  \_\_\_\_\_  
THERESA HAIRE  
Montgomery County  
Public Defender

AI-8025

**New Business    G.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Ordinance Review Commission Recommendations - City Code Amendments - Part Thirteen - Building Code

**Submitted By:** Anthony Rodgers

**Department:** City Council

**Council Committee Review?:** Council      **Date(s) of Committee Review:** 11/16/2021  
Work  
Session

**Audio-Visual Needs:** None      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

An Ordinance Amending Certain Sections Of Part Thirteen, Building Code, Of The City Code Of Huber Heights.  
(first reading)

**Purpose and Background**

This agenda item is to review and approve the recommendations for amendments to Part Thirteen - Building Code of the City Code made by the Ordinance Review Commission as outlined in the attached ordinance.

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

ORC Worksheet - Part Thirteen - Building Code  
Ordinance

---

**CITY OF HUBER HEIGHTS**  
**ORDINANCE REVIEW COMMISSION**  
**PART THIRTEEN – BUILDING CODE - WORKSHEET**

Legislation/ Code Section	Date of Review/ Action	Action Taken	Notes
1313.05 Maintenance Of Accessory Structures	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director and Interim City Manager to review Section 1313.05 to determine if any changes or updates are needed (see minutes). Reference back to similar discussion in Part Eleven for consistency purposes (see minutes). ORC recommends that if the terms are interchangeable, then this issue should be clarified in the definition sections in Part Eleven and Part Thirteen. ORC recommends that this issue be reviewed again by the Law Director and the Interim City Manager (see minutes). Law Director and Interim City Manager proposed only using the term “accessory structure” in the City Code and removing references to other terms. ORC approved the suggested revisions to Section 1313.05 as a recommendation for update by the ORC at the 9/15/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THIRTEEN</b></p>
1313.06 Right Of Entry	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 1313.06 to determine if any changes or updates are needed (see minutes). The Law Director concurs with changing “enter such property” to “enter upon such property” in Section 1313.06. ORC approved the suggested revision to Section 1313.06 as a recommendation for update by the ORC at the 8/18/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THIRTEEN</b></p>
1313.09 Hearings	07/21/21	<input type="checkbox"/> Repeal <input type="checkbox"/> Rescind <input checked="" type="checkbox"/> Amend/Revise <input type="checkbox"/> Add <input type="checkbox"/> Needs Law Director Review	<p>Law Director to review Section 1313.09 to determine if any changes or updates are needed (see minutes). The Law Director proposed revisions to Section 1313.06 (see minutes). ORC approved the suggested revision to Section 1313.09 as a recommendation for update by the ORC at the 8/18/21 meeting.</p> <p>Status: <b>INCORPORATING INTO REVISIONS LEGISLATION FOR PART THIRTEEN</b></p>



CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

AMENDING CERTAIN SECTIONS OF PART THIRTEEN, BUILDING CODE, OF THE CITY CODE OF HUBER HEIGHTS.

WHEREAS, the citizens of Huber Heights require City codified ordinances that are current, up to date, and reflect the current practices and processes of the City; and

WHEREAS, as part of the Ordinance Review Commission process, the Ordinance Review Commission has identified provisions within the Building Code that require updating or other changes; and

WHEREAS, the City Council has determined that revisions in Chapter 1313 are necessary to enhance the effective and efficient delivery of municipal services.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Part Thirteen, Building Code, Chapter 1313 – Property Maintenance Code, Section 1313.06 – Right Of Entry is hereby amended to read as follows:

**1313.06 - Right of entry.**

Whenever necessary for the purpose of enforcing the provisions of the Property Maintenance Code or whenever there exists any cause for investigation of a complaint or suspected violation, the Code Official or his designee may enter upon such property at all reasonable times to inspect the same or to perform any duty imposed on the Code Official by the Code, provided that if such property be occupied he shall first present proper credentials and request entry. If no response is received to the request for entry, the Code Official or his designee shall leave notice reasonably calculated to advise of impending inspection and the means by which the City may be contacted with regard to such inspection. If no objection is made to the City, the Code Official or his designee shall proceed with the inspection as stated in the notice. If such entry is refused, the Code Official or his designee shall have recourse to every remedy at law to effect such entry.

Section 2. Part Thirteen, Building Code, Chapter 1313 – Property Maintenance Code, Section 1313.09 – Hearings is hereby amended to read as follows:

**1313.09 - Hearings.**

If a hearing is properly requested under 1313.08 ~~the property owner files~~ for either an appeal or a review, a hearing before the Property Maintenance Review Board will be scheduled and a notice of such hearing duly advertised in the local newspaper. A filing fee of \$30.00 shall be charged the applicant for appeals. No filing fee shall be charged for reviews. It is emphasized that formal appeals would only be submitted for challenges to the staff's interpretation that a violation actually exists.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-7960

**New Business     H.  
City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-34 - Rezoning and Basic Development Plan - The Annex Group - 6502 Old Troy Pike - Public Hearing

**Submitted By:** Geri Hoskins

**Department:** Planning **Division:** Planning

**Council Committee Review?:** Council **Date(s) of Committee Review:** 11/16/2021  
Work  
Session

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:** N/A

---

**Agenda Item Description or Legislation Title**

A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-34. The Applicant Is The Annex Group. The Applicant Is Requesting Approval Of A Rezoning To Planned Residential And A Basic Development Plan For Property Located At 6502 Old Troy Pike And Further Described As Parcel Number P70 04004 0003 On The Montgomery County Auditor's Map.

**Purpose and Background**

The applicant, The Annex Group, is requesting a Rezoning To Planned Residential (PR) And A Basic Development Plan for 20.0 acres for the construction of 216 multi-family units (ZC 21-34).

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-7962

**New Business** I.

**City Council Meeting**

**City Council**

**Meeting Date:** 11/22/2021

ZC 21-35 - Rezoning and Basic Development Plan - DDC Management - Chambersburg Road - Public Hearing

**Submitted By:** Geri Hoskins

**Department:** Planning

**Division:** Planning

**Council Committee Review?:** Council  
Work  
Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:** N/A

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**Agenda Item Description or Legislation Title**

A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-35. The Applicant Is DDC Management. The Applicant Is Requesting Approval Of A Rezoning And A Basic Development Plan For Property Located At Chambersburg Road And Further Described As Parcel Number P70 04008 0004 On The Montgomery County Auditor's Map.

**Purpose and Background**

The applicant, DDC Management, is requesting a Rezoning to Planned Residential and Approval of a Basic Development Plan for a residential subdivision (ZC 21-35).

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-7964

**New Business J.  
City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-37 - Rezoning and Combined Basic And Detailed Development Plan - Megan Prather - 6119 Brandt Pike - Public Hearing

**Submitted By:** Geri Hoskins

**Department:** Planning **Division:** Planning

**Council Committee Review?:** Council **Date(s) of Committee Review:** 11/16/2021  
Work  
Session

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:** N/A

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**Agenda Item Description or Legislation Title**

A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-37. The Applicant Is Megan Prather. The Applicant Is Requesting Approval Of A Rezoning To Planned Mixed Use And A Combined Basic And Detailed Development Plan For Property Located At 6119 Brandt Pike And Further Described As Parcel Number P70 03912 0088 On The Montgomery County Auditor's Map.

**Purpose and Background**

The applicant, Megan Prather, is requesting a Rezoning To Planned Mixed Use And A Combined Basic and Detailed Development Plan for 1.0 acres at 6119 Brandt Pike for Dogtown (ZC 21-37).

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-7966

**New Business     K.**  
**City Council**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-40 - Rezoning - Daniel Greene - 4270 Murdock Avenue - Public Hearing

**Submitted By:** Geri Hoskins

**Department:** Planning

**Division:** Planning

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:** N/A

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**Agenda Item Description or Legislation Title**

A Public Hearing Scheduled For November 22, 2021 By The Huber Heights City Council For Zoning Case 21-40. The Applicant Is Daniel Greene. The Applicant Is Requesting Approval Of A Rezoning From B-1 (Commercial) To PR (Planned Residential District) For Property Located At 4270 Murdock Avenue And Further Described As Parcel Number P70 00201 0063 On The Montgomery County Auditor's Map.

**Purpose and Background**

The applicant, Daniel Greene, is requesting a Rezoning From B-1 (Commercial) to PR (Planned Residential District) at 4270 Murdock Avenue (ZC 21-40).

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

*No file(s) attached.*

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AI-8015

**New Business**     **L.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-34 - The Annex Group - 6502 Old Troy Pike - Rezoning/Basic Development Plan

**Submitted By:** Geri Hoskins

**Department:** Planning

**Division:** Planning

**Council Committee Review?:** Council  
Work  
Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** SmartBoard     **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

---

**Agenda Item Description or Legislation Title**

An Ordinance To Approve A Rezoning To Planned Residential And A Basic Development Plan For The Property Located At 6502 Old Troy Pike And Further Identified As Parcel Number P70 04004 0003 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-34).  
(first reading)

**Purpose and Background**

The applicant, the Annex Group is requesting approval of a Rezoning to Planned Residential and a Basic Development Plan for 20.0 acres at the northeast corner of Old Troy Pike and Chambersburg Road at 6503 Old Troy Pike (ZC 21-34).

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

Drawings  
Elevations  
Traffic Impact Study  
Fire Assessment  
Staff Report  
Decision Record  
Minutes  
Ordinance

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Drawing name: K:\ND\_LDEV\170096004\_The Annex Group\_Huber Heights\_OH\2 Design\CADD\planSheets\Basic Development Plans\00.0 - TITLE SHEET.dwg 00.0 Oct 01, 2021 2:57pm by: Nathan Barr  
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Indiana Utilities Protection Service



# BASIC DEVELOPMENT PLANS

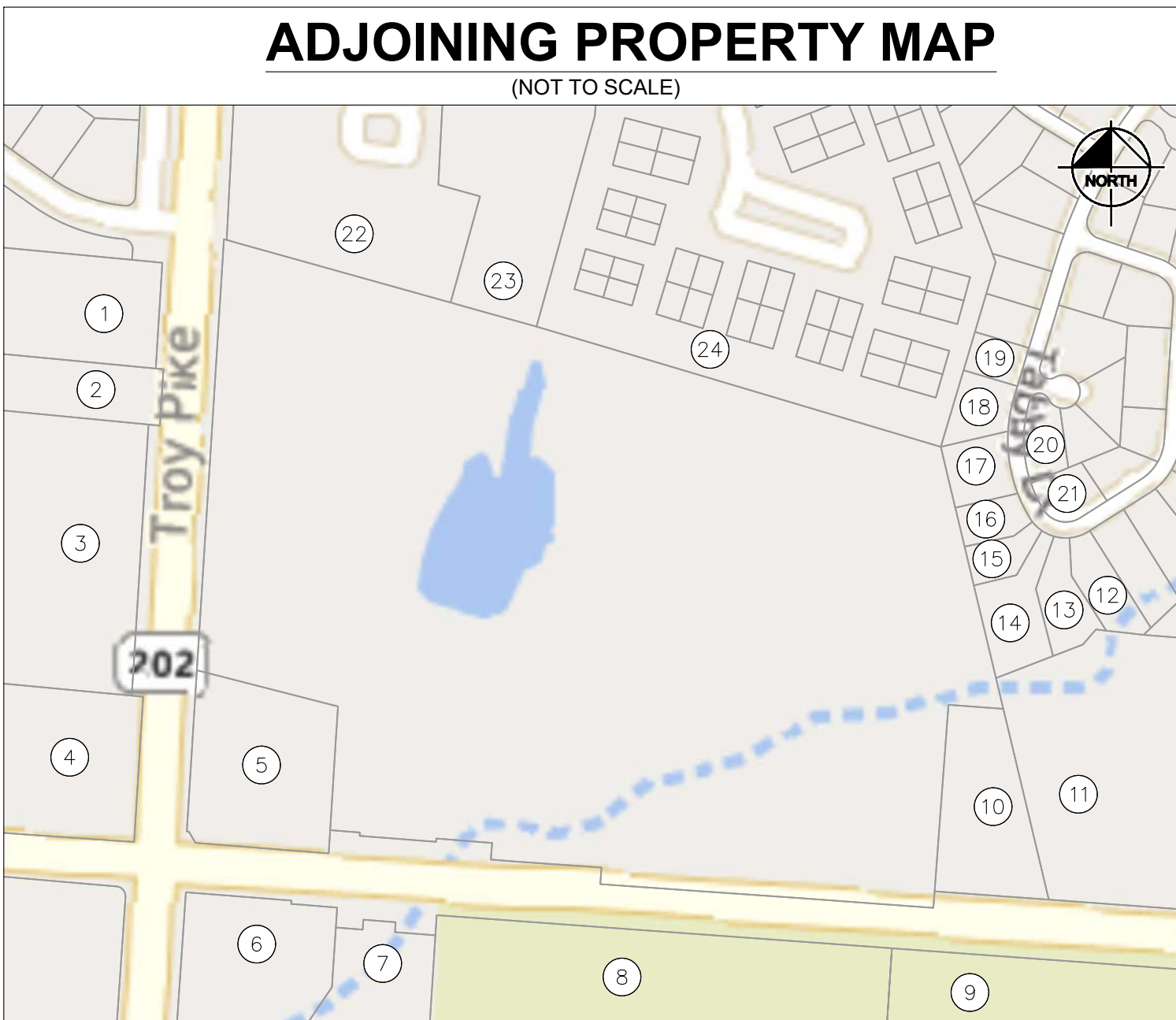
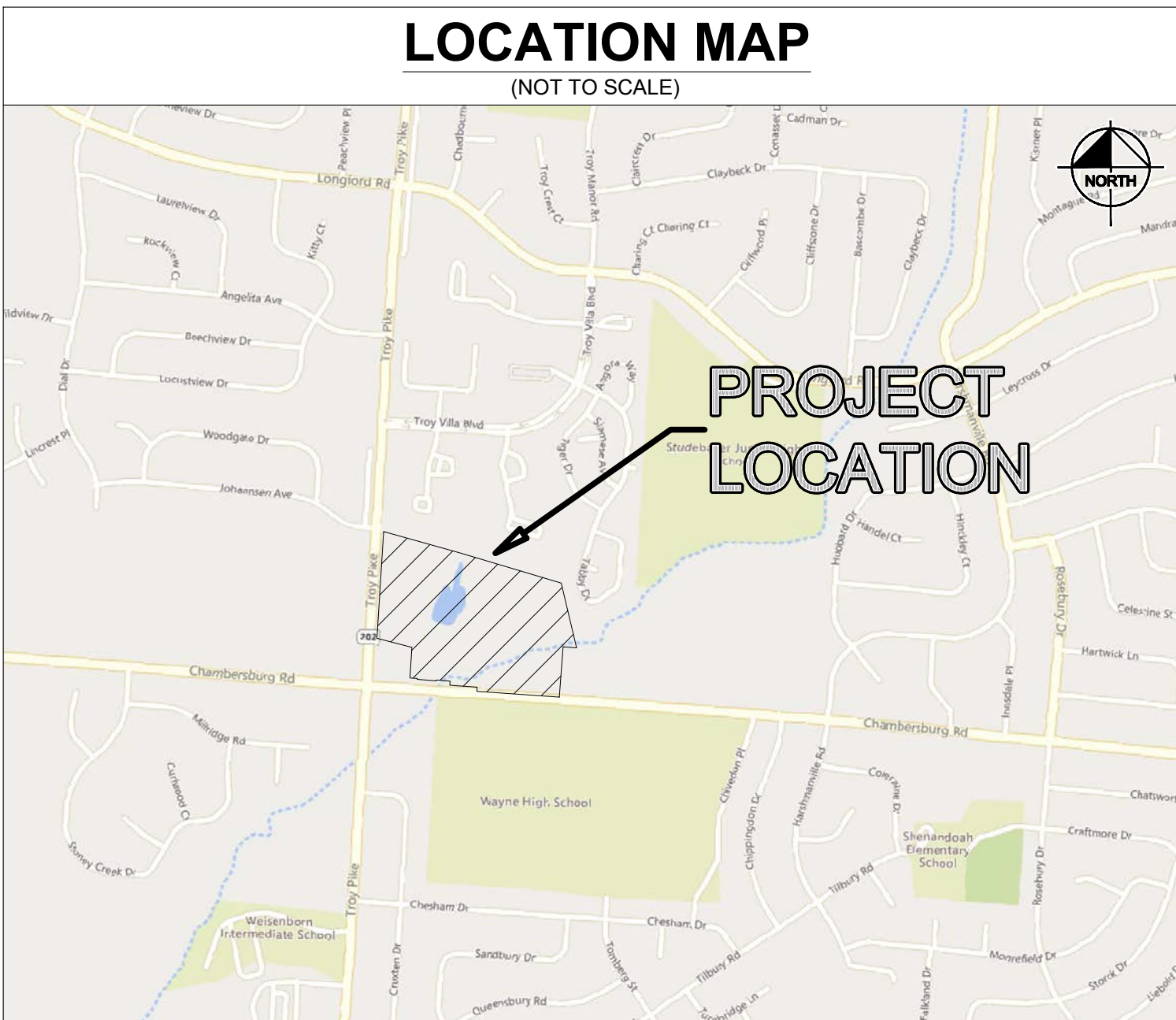
## UNION AT CHAMBERSBURG

### NEC OF CHAMBERSBURG RD. & OLD TROY PIKE

### HUBER HEIGHTS, OH 45424

Sheet List Table	
Sheet Number	Sheet Title
C0.0	TITLE SHEET
C2.0	EXISTING CONDITIONS PLAN
C3.0	SITE PLAN
C5.0	STORMWATER MANAGEMENT PLAN
C6.0	UTILITY PLAN

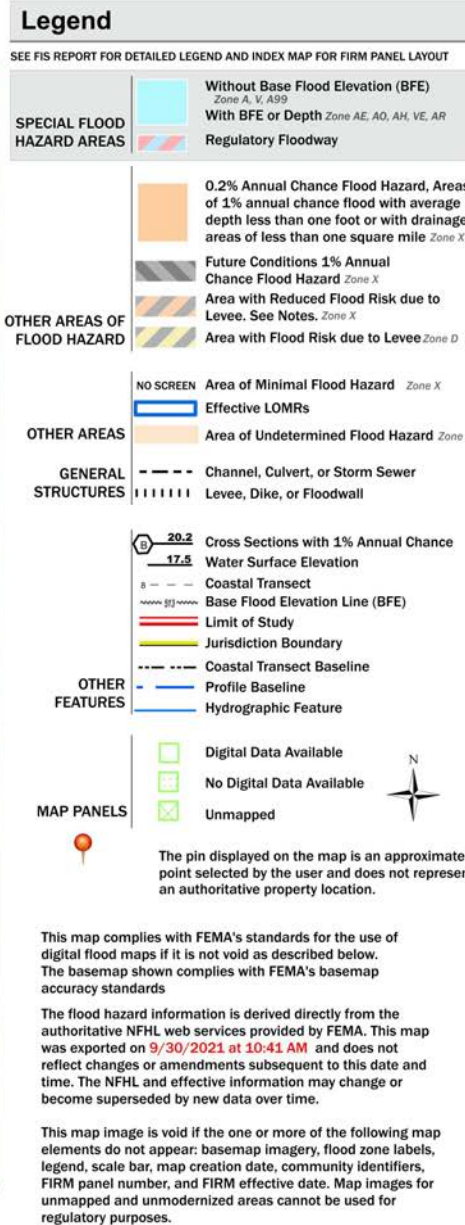
PROJECT TEAM				
ROLE	COMPANY	ADDRESS	PHONE NUMBER	CONTACT
DEVELOPER/OWNER	THE ANNEX GROUP	409 MASSACHUSETTS AVE., STE. 300 INDIANAPOLIS, IN 46204	(317) 607-4835	TYLER KNOX
CIVIL ENGINEER	KIMLEY-HORN & ASSOCIATES, INC.	250 E. 96TH ST., STE 580, INDIANAPOLIS, IN 46240	(317) 218-9560	MIKE TIMKO, P.E.
ENVIRONMENTAL ENGINEER	CARDNO	3901 INDUSTRIAL BLVD., INDIANAPOLIS, IN 46254	(317) 388-1982	BEN HARVEY PWS, CPESC
LANDSCAPE ARCHITECT	KIMLEY-HORN & ASSOCIATES, INC.	250 E. 96TH ST., STE 580, INDIANAPOLIS, IN 46240	(317) 218-9560	MICHELLE DYER, PLA, CLARB
LAND SURVEYOR	BERDING SURVEYING	741 MAIN ST., MILFORD, OH 45150	(513) 831-5505	TIM SCHWOEPPE, PS



#### MONTGOMERY COUNTY

CONSTRUCTION OF 6 MULTI-FAMILY BUILDINGS EACH ±13,800 SF FOR THE ANNEX GROUP ON ±19.48 AC. PROJECT IS IN THE CITY OF HUBER HEIGHTS, MONTGOMERY COUNTY, OHIO

#### National Flood Hazard Layer FIRMette



#### ADJOINING PROPERTY OWNERS

KEYNOTE	OWNER	ADDRESS
1	MORTON TED R	4867 CHAMBERSBURG RD, DAYTON, OH 45424
2	KENNEDY KELLY S	4 ADAIR AVE, DAYTON, OH 45405
3	LILY PHILLIPS FOR HARRY + SILVIA FROMSTA	860 SOUTHWICK CIR, DAYTON, OH 45459
4	MALONJAO ADAM	1480 N. 2200 W., SALT LAKE CITY, UT 84116
5	ANNARINO CHARLES M	5117 CHAMBERSBURG RD., DAYTON, OH 45424
6	EMRO MARKETING CO C/O PROPERTY TAX RECORDS	539 S. MAIN ST., FINDLAY, OH 45840
7	HUBER HEIGHTS CITY SCHOOLS	5954 LONGFORD RD., HUBER HEIGHTS, OH 45424
8	HUBER HEIGHTS CITY SCHOOLS	5954 LONGFORD RD., HUBER HEIGHTS, OH 45424
9	HUBER HEIGHTS CITY SCHOOLS	5954 LONGFORD RD., HUBER HEIGHTS, OH 45424
10	WILDA E ISHMAEL	5123 CHAMBERSBURG RD., DAYTON, OH 45424
11	DEXTER MICHAEL L AND TAMRA G	5173 CHAMBERSBURG RD., DAYTON, OH 45424
12	ANDERSON CALVIN L AND DESIREE JENI	6683 TABBY DR., DAYTON, OH 45424
13	NOBLE JOY K	6691 TABBY DR., DAYTON, OH 45424
14	BAILEY CHRISTOPHER S	6699 TABBY DR., DAYTON, OH 45424
15	MORRIS DWIGHT E	6707 TABBY DR., DAYTON, OH 45424
16	JOAN C NOBLE	6715 TABBY DR., DAYTON, OH 45424
17	CROWN PROPERTIES GROUP LLC	7940 N. MAIN ST., DAYTON, OH 45415
18	LOPEZ RAMON A	6731 TABBY DR., DAYTON, OH 45424
19	VINEBROOK HOMES LLC	3500 PARK CENTER DR. STE. 100, DAYTON, OH 45414
20	SMITH KEVIN D	6726 TABBY DR., DAYTON, OH 45424
21	WACHTER MITCHELL J	6690 TABBY DR., DAYTON, OH 45424
22	VINEBROOK HOMES, LLC	3500 PARK CENTER DR. STE 100, DAYTON, OH 45414
23	VINEBROOK HOMES, LLC	3500 PARK CENTER DR. STE 100, DAYTON, OH 45414
24	MONDAY VILLAS PROPERTY OWNERS ASSOCIATION	5800 TROY VILLA BLVD, DAYTON, OH 45424

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250 EAST 96TH STREET, SUITE 580,  
INDIANAPOLIS, IN 46240  
WWW.KIMLEY-HORN.COM

SCALE: AS NOTED  
DESIGNED BY: MJT  
DRAWN BY: NJB  
CHECKED BY: MJT

NOT APPROVED FOR CONSTRUCTION

ANNEX

TITLE SHEET

UNION AT  
CHAMBERSBURG  
BASIC DEVELOPMENT  
PLANS

ORIGINAL ISSUE:  
10/1/2021  
KHA PROJECT NO.  
170096004

SHEET NUMBER

C0.0

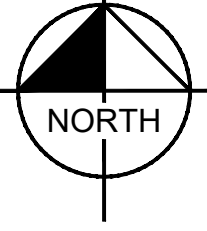




Drawing name: K:\IND\_LEV\170096004\_The Annex Group-Fuser Heights\04\2 Design\CADD\plan\sheet\Basic Development Plans\C2.0 - EXISTING CONDITIONS & DEMO PLAN.dwg C2.0 Oct 01, 2021 2:57pm by: Nathan Barr  
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Indiana Utilities Protection Service

**Call 811**  
before you dig

  
NORTH

GRAPHIC SCALE IN FEET  
0 25' 50' 100'

ORIGINAL ISSUE: 10/1/2021		NO.		DATE		BY	
KHA PROJECT NO. 170096004		REVISIONS		DATE		BY	
SHEET NUMBER		C2.0					

NOT APPROVED FOR CONSTRUCTION

SCALE: AS NOTED  
DESIGNED BY: MJT  
DRAWN BY: NJB  
CHECKED BY: MJT

**Kimley»Horn**  
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250 EAST 96TH STREET, SUITE 550,  
INDIANAPOLIS, IN 46240  
WWW.KIMLEY-HORN.COM



EXISTING CONDITIONS PLAN

UNION AT CHAMBERSBURG BASIC DEVELOPMENT PLANS









Indiana Utilities Protection Service

**Call 811**  
before you dig

NORTH

GRAPHIC SCALE IN FEET  
0 25' 50' 100'

**GRADING LEGEND**

TC XXX.XX

BC XXX.XX

FINISHED GRADE SPOT ELEVATION

FL XXX.XX

ME XXX.XX

TOP OF CURB / BOTTOM OF CURB SPOT ELEVATION

FL XXX.XX

ME XXX.XX

ME XXX.XX

FF XXX.XX

FF XXX.XX

FG XXX.XX

FG XXX.XX

TW XXX.XX

TW XXX.XX

SW XXX.XX

SW XXX.XX

R XXX.XX

R XXX.XX

STR XX

STR XX

STR XX

STR XX

INV XXX.XX

620

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**GRADING NOTES**

1. CONTRACTOR TO VERIFY ALL EXISTING TOPOGRAPHY AND STRUCTURES ON THE SITE AND IMMEDIATELY NOTIFY THE ENGINEER OF ANY DISCREPANCIES PRIOR TO STARTING WORK.

2. ALL PAVEMENT SPOT GRADE ELEVATIONS AND RIM ELEVATIONS WITHIN OR ALONG CURB AND GUTTER REFER TO EDGE OF PAVEMENT ELEVATIONS UNLESS OTHERWISE NOTED.

3. ALL ELEVATIONS SHOWN DEPICT FINISHED GRADE OR EDGE OF PAVEMENT UNLESS OTHERWISE NOTED. GENERAL CONTRACTOR TO COORDINATE WITH EXCAVATION, LANDSCAPE AND PAVING SUBCONTRACTORS REGARDING TOPSOIL THICKNESS FOR LANDSCAPE AREAS AND PAVEMENT SECTION THICKNESS FOR PAVED AREAS TO PROPERLY ENSURE ADEQUATE CUT TO ESTABLISH SUBGRADE ELEVATIONS.

4. NO EARTHEN SLOPE SHALL BE GREATER THAN 3:1, UNLESS OTHERWISE NOTED.

5. MAXIMUM SLOPE IN ACCESSIBLE PARKING SPACES AND LOADING ZONES SHALL NOT EXCEED 2.0% IN ALL DIRECTIONS.

6. MAXIMUM RUNNING SLOPE SHALL NOT EXCEED 5% AND CROSS SLOPE SHALL NOT EXCEED 2% ON ALL SIDEWALKS AND ACCESSIBLE ROUTES UNLESS OTHERWISE NOTED.

7. WHEN NATURAL FLOW OF DRAINAGE IS AWAY FROM CURB, CONTRACTOR TO INSTALL REVERSE GUTTER PITCH.

8. MATCH EXISTING ELEVATIONS AT THE PROPERTY LIMITS.

9. ALL STOOPS OR PEDESTRIAN EGRESS POINTS FROM THE BUILDING(S) SHALL BE NO GREATER THAN 2% FOR THE FIRST 5'.

WEST POND DESIGN	
EXISTING WEST BASIN AREA	3.87 ACRES
PROPOSED WEST BASIN AREA	4.54 ACRES
EXISTING PERVIOUS AREA	3.46 ACRES
EXISTING IMPERVIOUS AREA	0.41 ACRES
PROPOSED PERVIOUS AREA	1.92 ACRES
PROPOSED IMPERVIOUS AREA	2.62 ACRES

EAST POND DESIGN	
EXISTING EAST BASIN AREA	6.78 ACRES
PROPOSED EAST BASIN AREA	7.63 ACRES
EXISTING PERVIOUS AREA	6.71 ACRES
EXISTING IMPERVIOUS AREA	0.07 ACRES
PROPOSED PERVIOUS AREA	2.52 ACRES
PROPOSED IMPERVIOUS AREA	5.11 ACRES

NOTE: WATER QUALITY TO BE TREATED BY PROPOSED PONDS. PART OF THE EXISTING RUNOFF TO THE EXISTING POND WILL BE DIRECTED TO THE PROPOSED PONDS. NO IMPERVIOUS AREAS WERE ADDED TO THE EXISTING WET POND DRAINAGE BASIN.

AS NOTED

DESIGNED BY MJT

DRAWN BY: NJB

CHECKED BY: MJT

SCALE:

DESIGNED BY MJT

DRAWN BY: NJB

CHECKED BY: MJT

NO.

DATE

BY

Kimley»Horn

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250 EAST 96TH STREET, SUITE 580,  
INDIANAPOLIS, IN 46240  
WWW.KIMLEY-HORN.COM

annex

TH

STORMWATER  
MANAGEMENT  
PLAN

UNION AT  
CHAMBERSBURG  
BASIC DEVELOPMENT  
PLANS

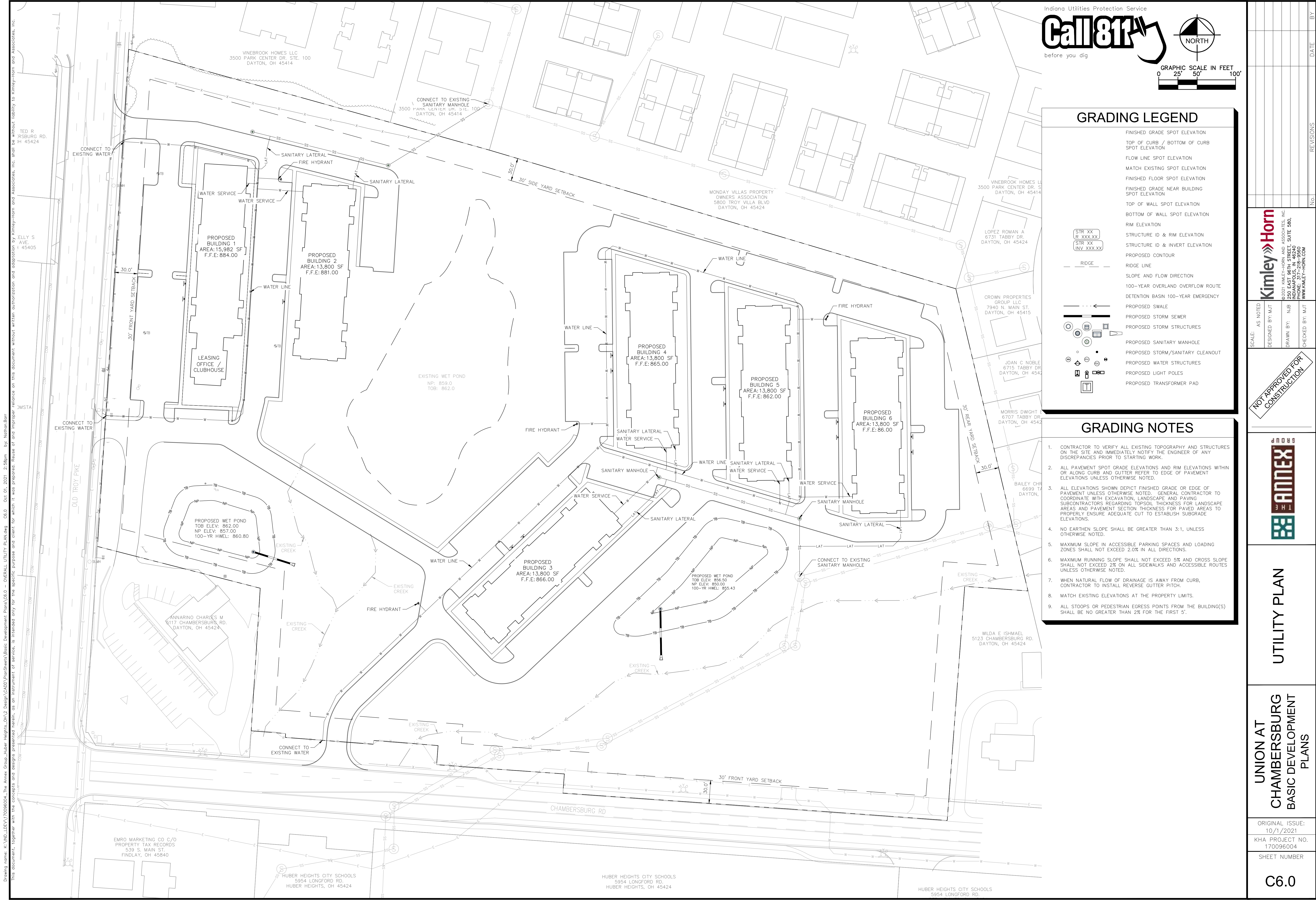
ORIGINAL ISSUE:  
10/1/2021

KHA PROJECT NO.  
170096004

SHEET NUMBER

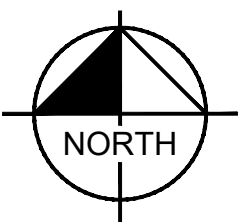
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GRAPHIC SCALE IN FEET  
0 25' 50' 100'

## GRADING LEGEND

STR XX  
R XXX.XX  
STR XX  
INV XXX.XX

— RIDGE —

— PROPOSED SWALE —

— PROPOSED STORM SEWER —

— PROPOSED STORM STRUCTURES —

— PROPOSED SANITARY MANHOLE —

— PROPOSED STORM/SANITARY CLEANOUT —

— PROPOSED WATER STRUCTURES —

— PROPOSED LIGHT POLES —

— PROPOSED TRANSFORMER PAD —

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SCALE: AS NOTED  
DESIGNED BY: MJT  
DRAWN BY: NJB  
CHECKED BY: MJT

NOT APPROVED FOR CONSTRUCTION

**Annex**

UTILITY PLAN

UNION AT  
CHAMBERSBURG  
BASIC DEVELOPMENT  
PLANS

ORIGINAL ISSUE:

10/1/2021

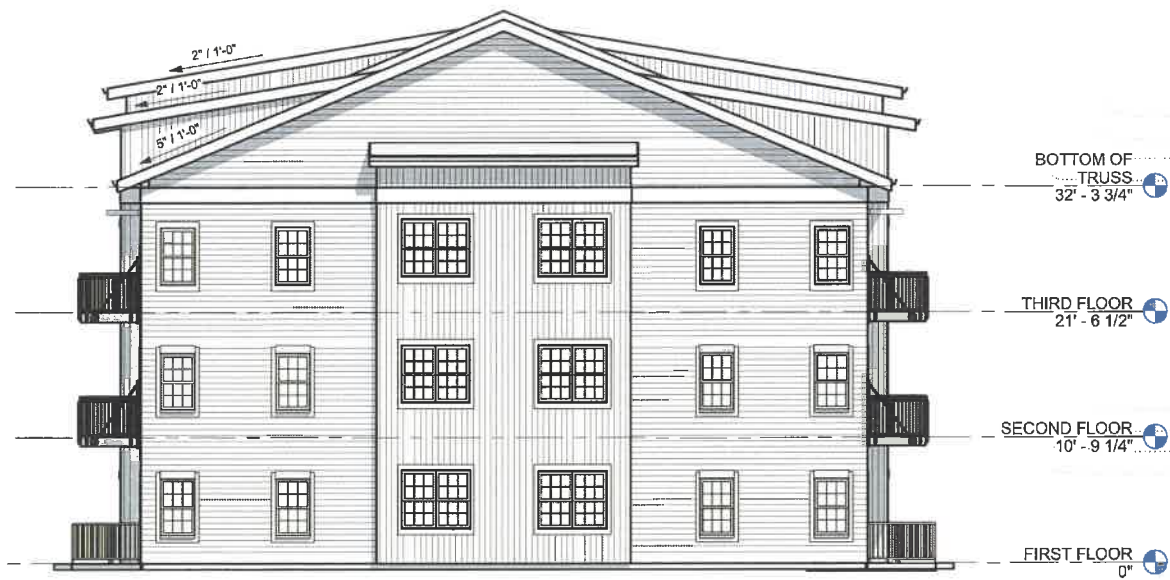
KHA PROJECT NO.

170096004

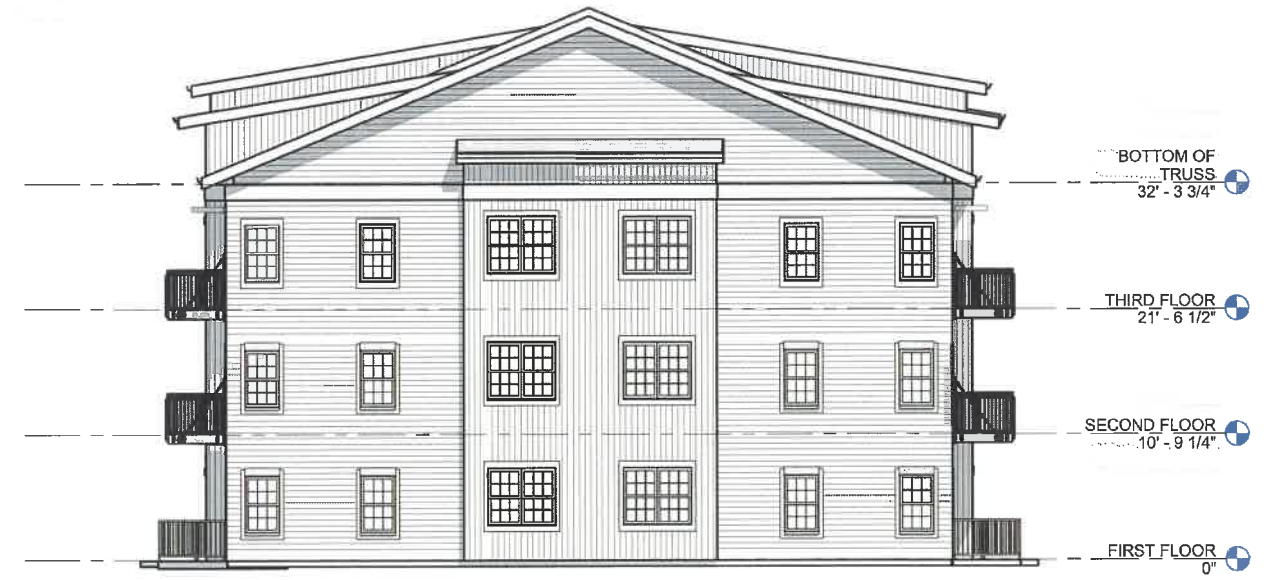
SHEET NUMBER

C6.0





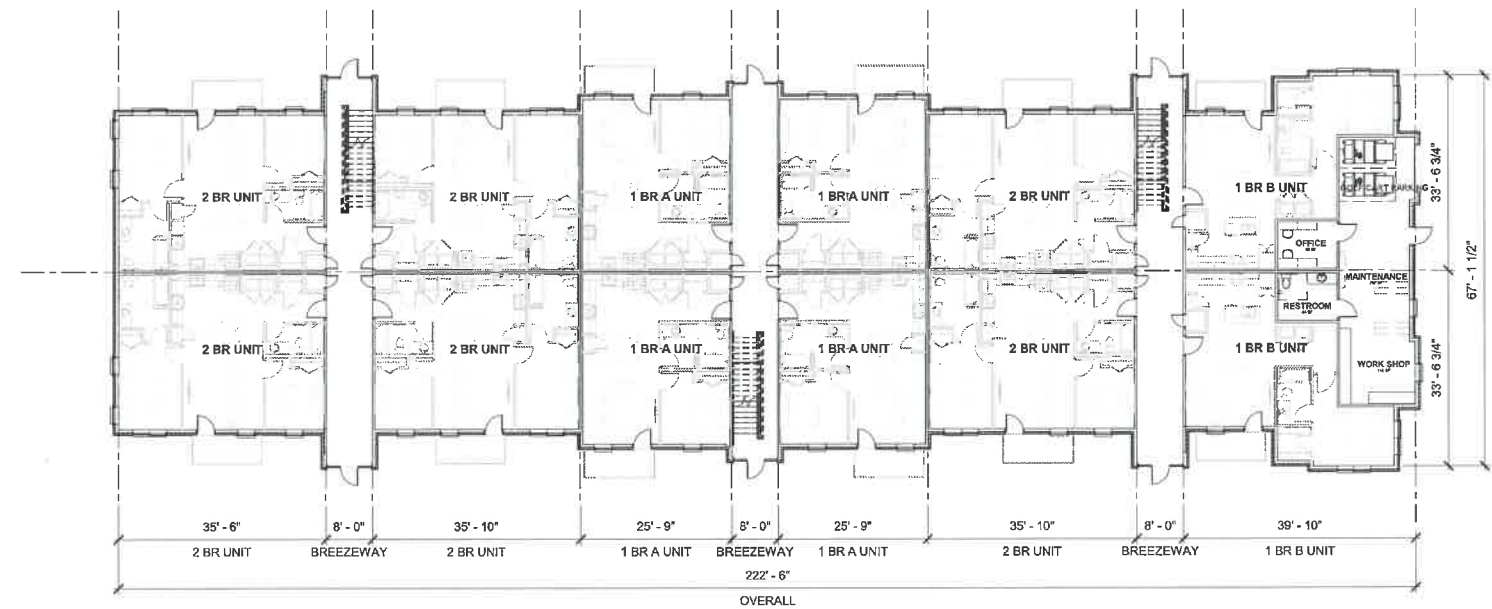
3 SIDE ELEVATION 2  
1/8" = 1'-0"



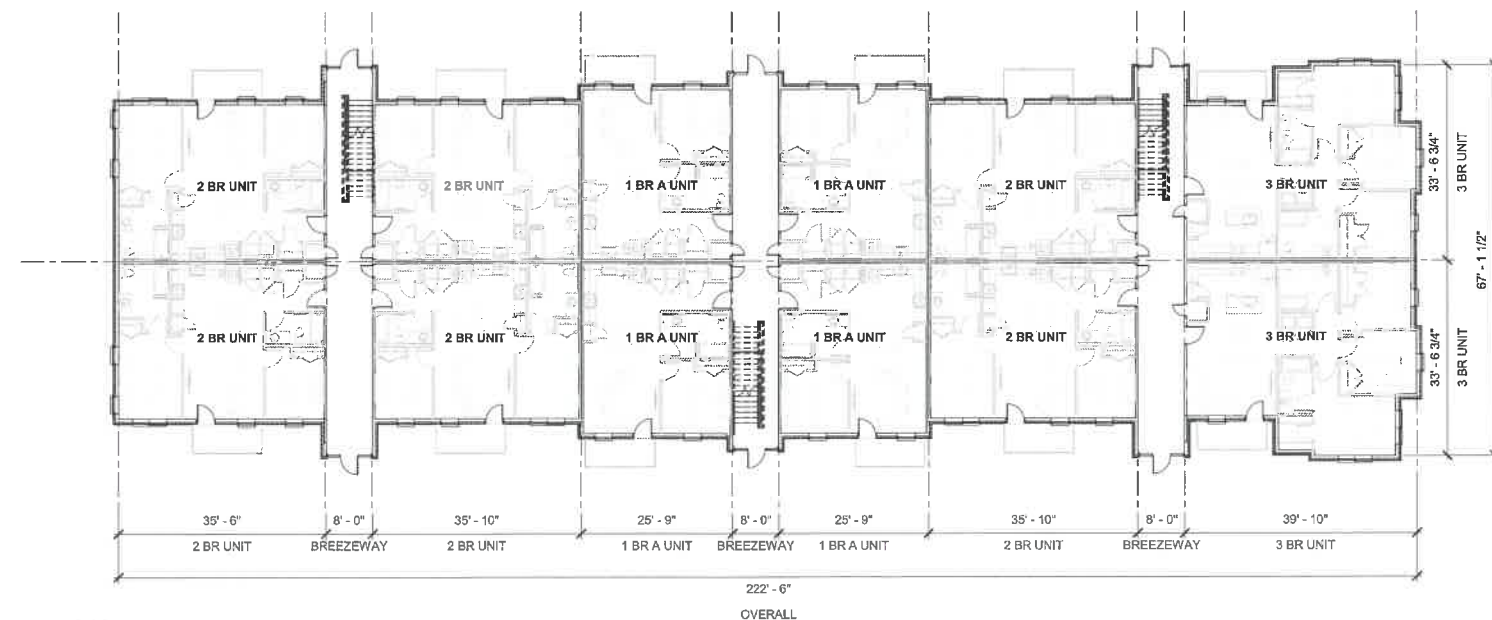
2 SIDE ELEVATION 1  
1/8" = 1'-0"



1 FRONT/REAR ELEVATION  
1/8" = 1'-0"

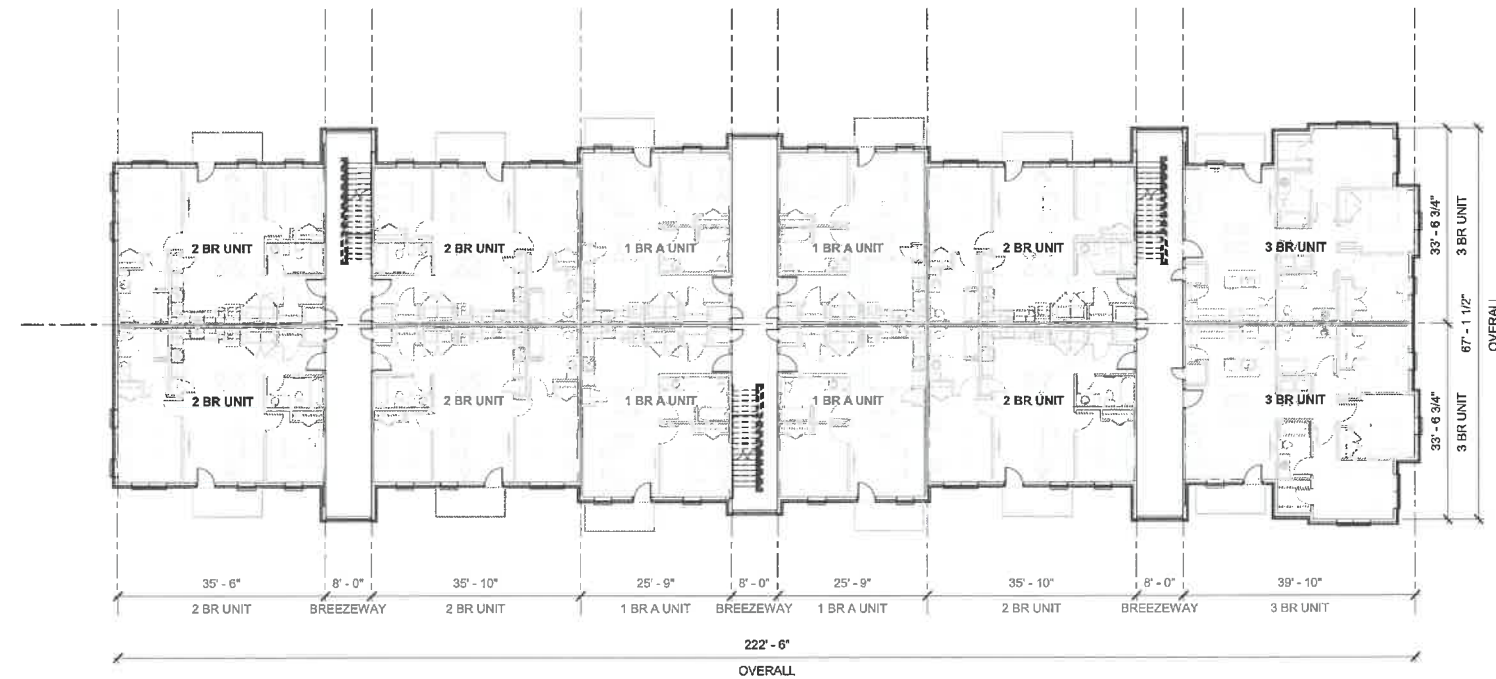


3 FIRST FLOOR BUILDING PLAN WITH MAINTENANCE  
1/16" = 1'-0"

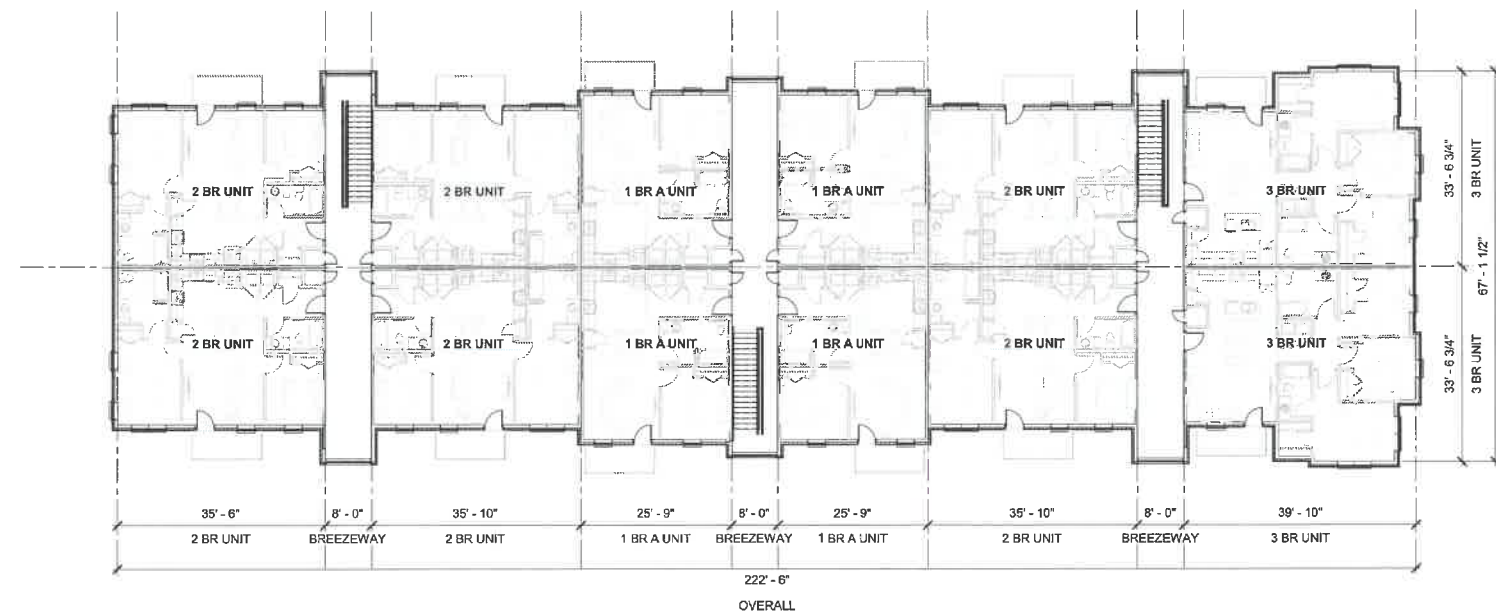


1 TYPICAL FIRST FLOOR BUILDING PLAN  
1/16" = 1'-0"

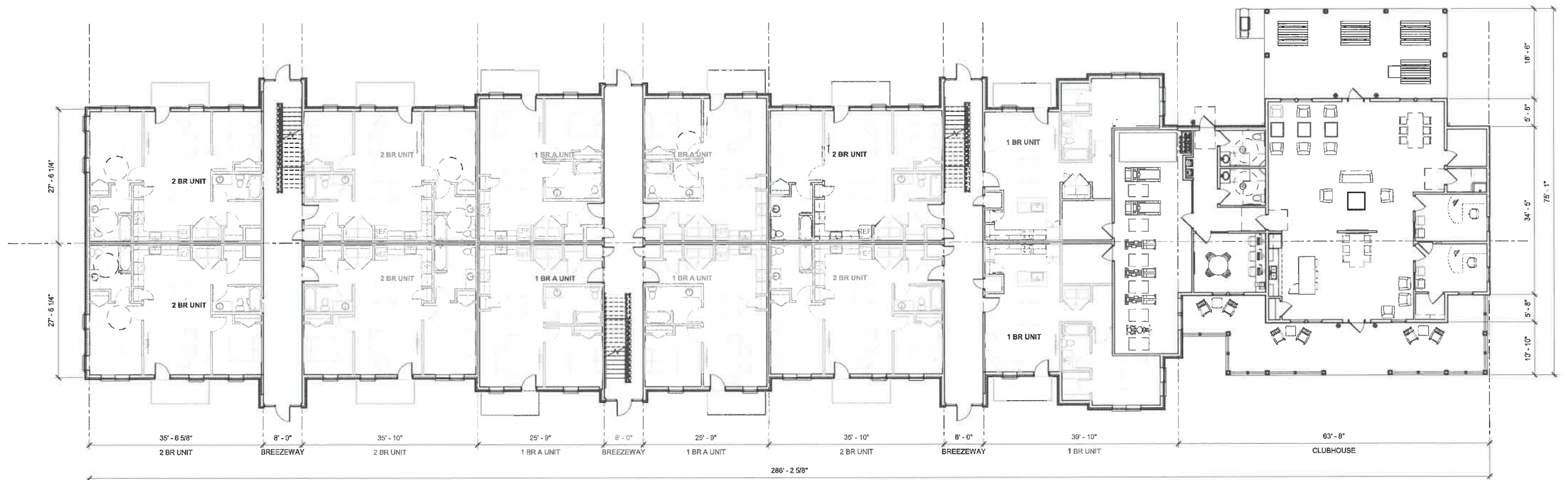




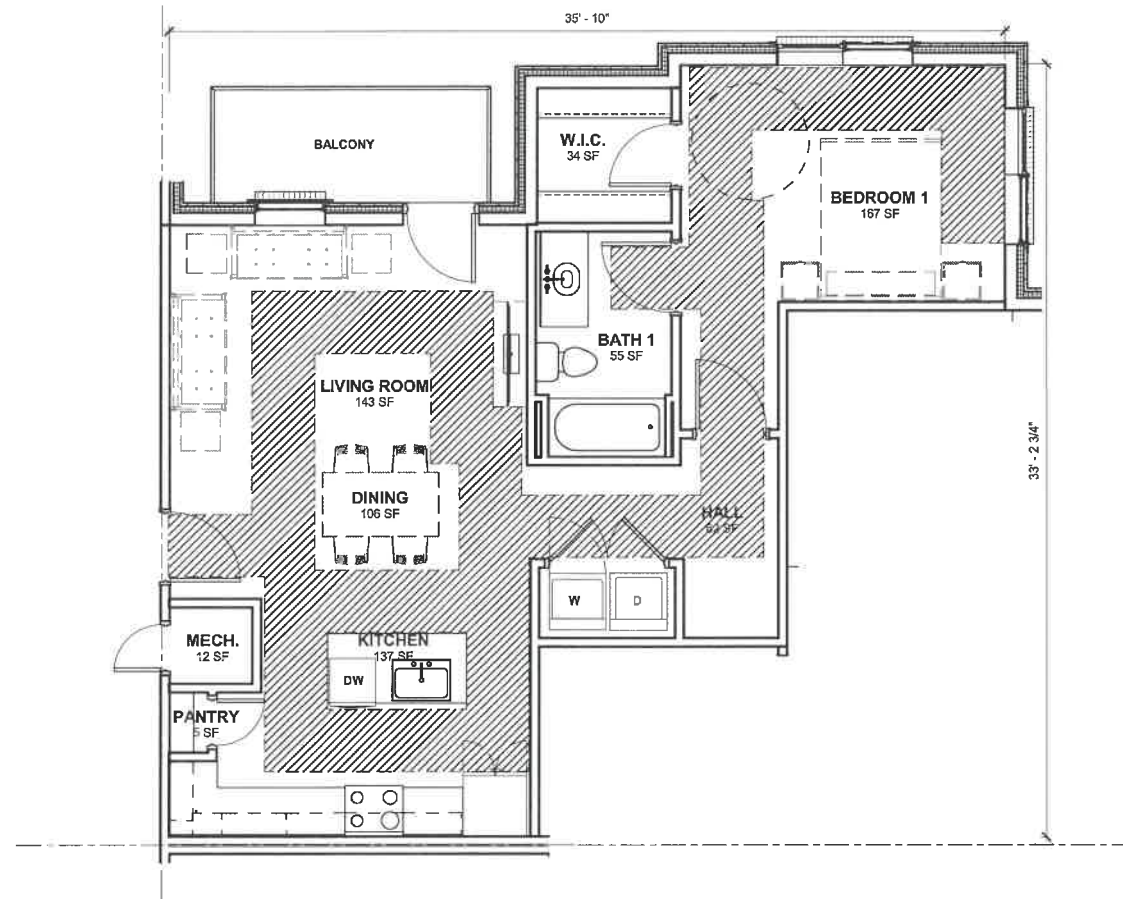
**2 TYPICAL THIRD FLOOR BUILDING PLAN**  
1/16" = 1'-0"



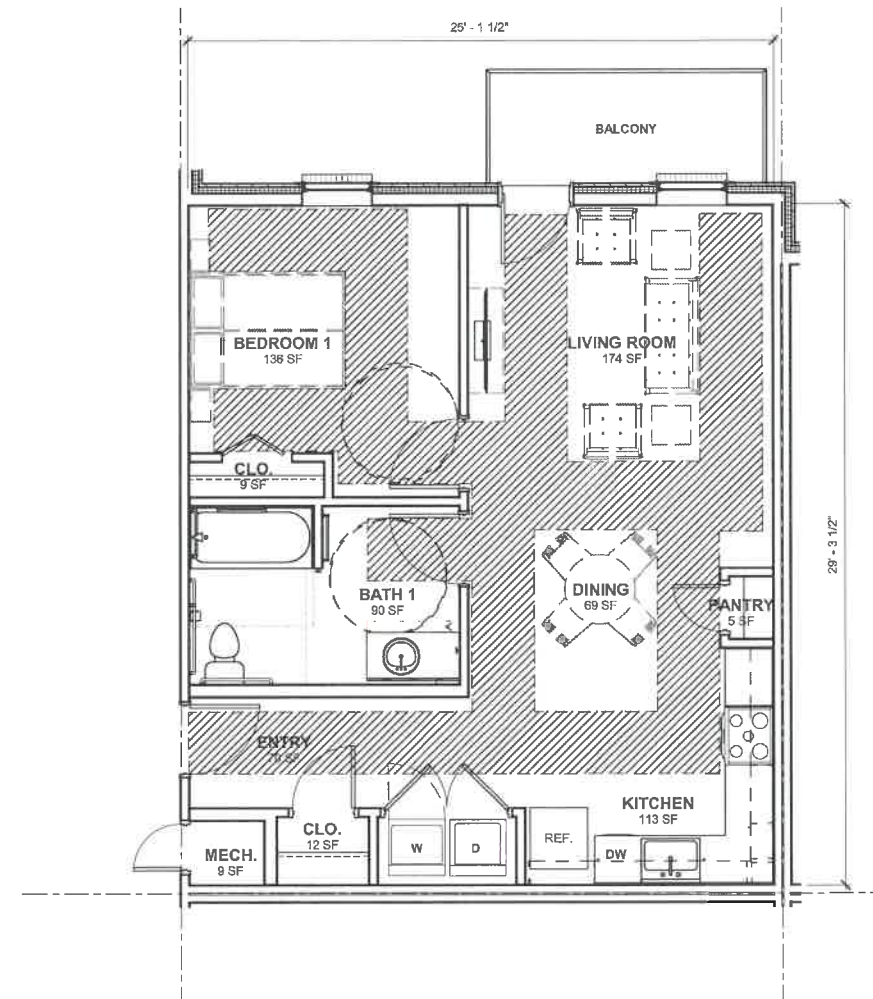
**1 TYPICAL SECOND FLOOR BUILDING PLAN**  
1/16" = 1'-0"



1 FIRST FLOOR BUILDING PLAN WITH CLUBHOUSE  
3/32" = 1'-0"



2 1 BR 1 BA B ENLARGED UNIT PLAN  
1/4" = 1'-0"

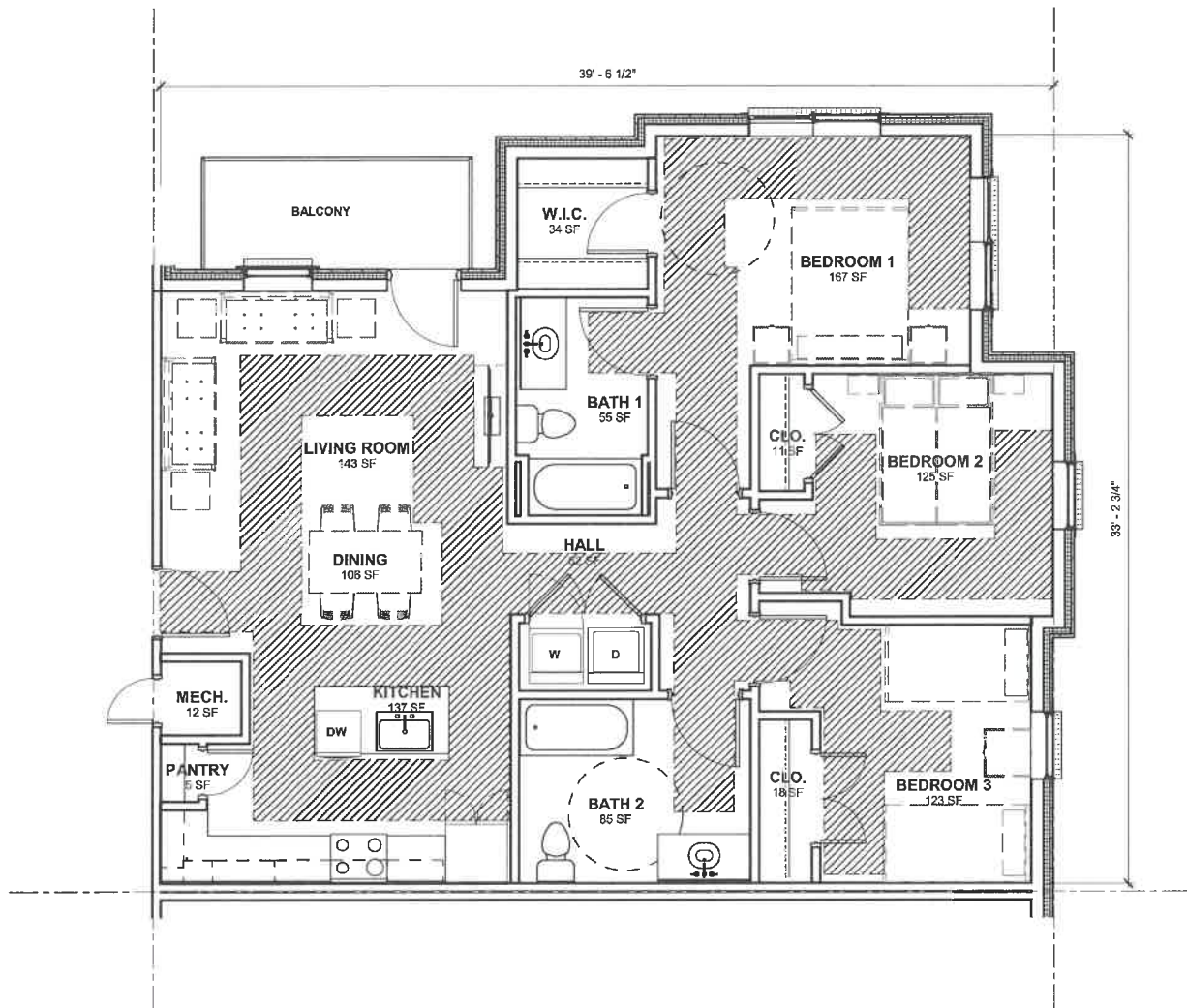


1 1 BR 1 BA A ENLARGED UNIT PLAN  
1/4" = 1'-0"

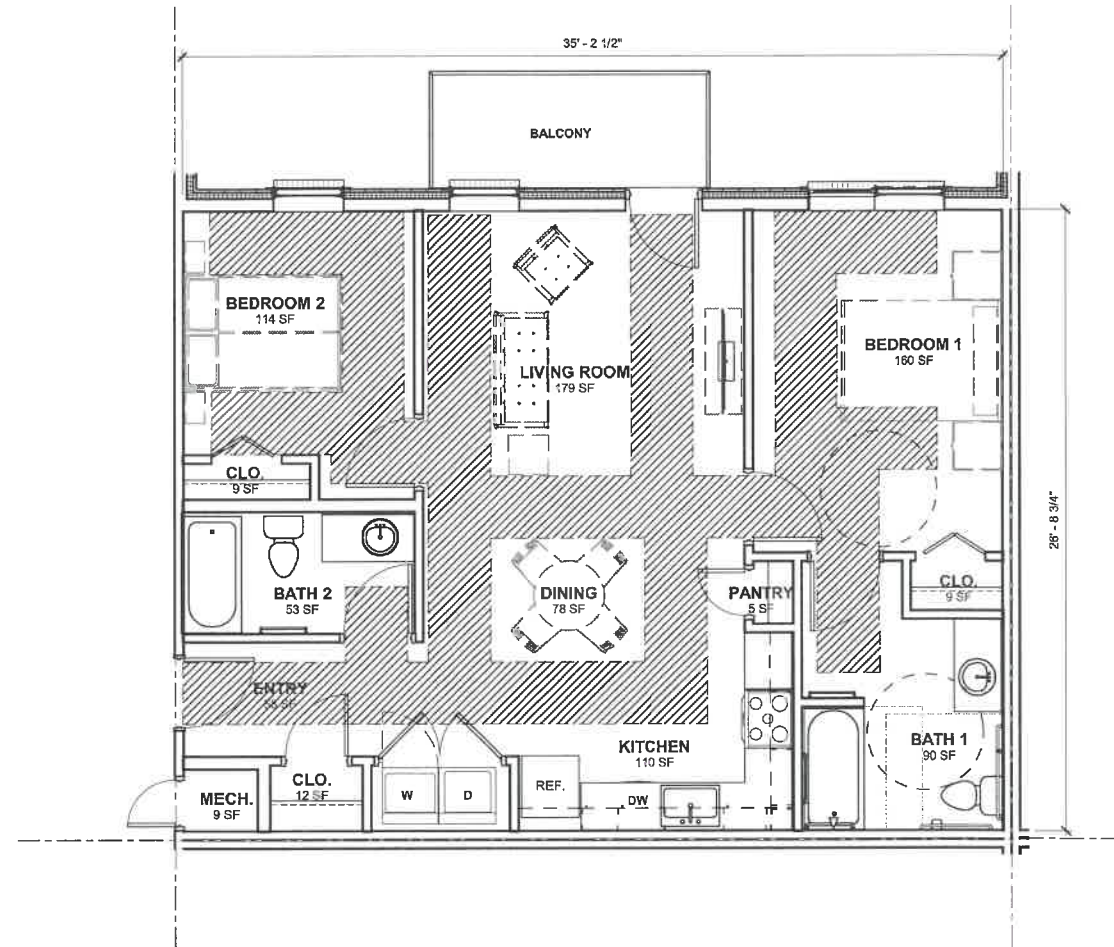
32" CLEAR FLOOR SPACE

LEGEND  
1/8" = 1'-0"





2 3BR 2BA ENLARGED UNIT PLAN  
1/4" = 1'-0"



1 2BR 2BA ENLARGED UNIT PLAN  
1/4" = 1'-0"

32" CLEAR FLOOR SPACE

LEGEND  
1/8" = 1'-0"



Unit Tabulation

Unit Type - Typical	1-BR	2-BR	3BR	Total
Building type 1				
Level 1	4	6	2	12
Level 2	4	6	2	12
Level 3	4	6	2	12
Units per building	12	18	6	36
QTY of Bldgs	4			
	48	72	24	144
RQAW Recommended Unit Count	48	72	24	144

Unit Type - Clubhouse & Maintenance	1-BR	2-BR	3BR	Total
Building type 1				
Level 1	6	6	0	12
Level 2	4	6	2	12
Level 3	4	6	2	12
Units per building	14	18	4	36
QTY of Bldgs	2			
	28	36	8	72
RQAW Recommended Unit Count	28	36	8	72

Grand Totals	76	108	32	216
--------------	----	-----	----	-----

1st floor									
2		2	1		1	2			3
2		2	1		1	2			3

2nd floor									
2		2	1		1	2			3
2		2	1		1	2			3

3rd floor									
2		2	1		1	2			3
2		2	1		1	2			3

2		2	1		1	2			1
2		2	1		1	2			1

2nd floor									
2		2	1		1	2			3
2		2	1		1	2			3

3rd floor									
2		2	1		1	2			3
2		2	1		1	2			3

# UNION AT CHAMBERSBURG

## *Traffic Impact Study*

Huber Heights, Ohio

October 2021

Prepared for:  
**The Annex Group**

Prepared by:

**Kimley»Horn**



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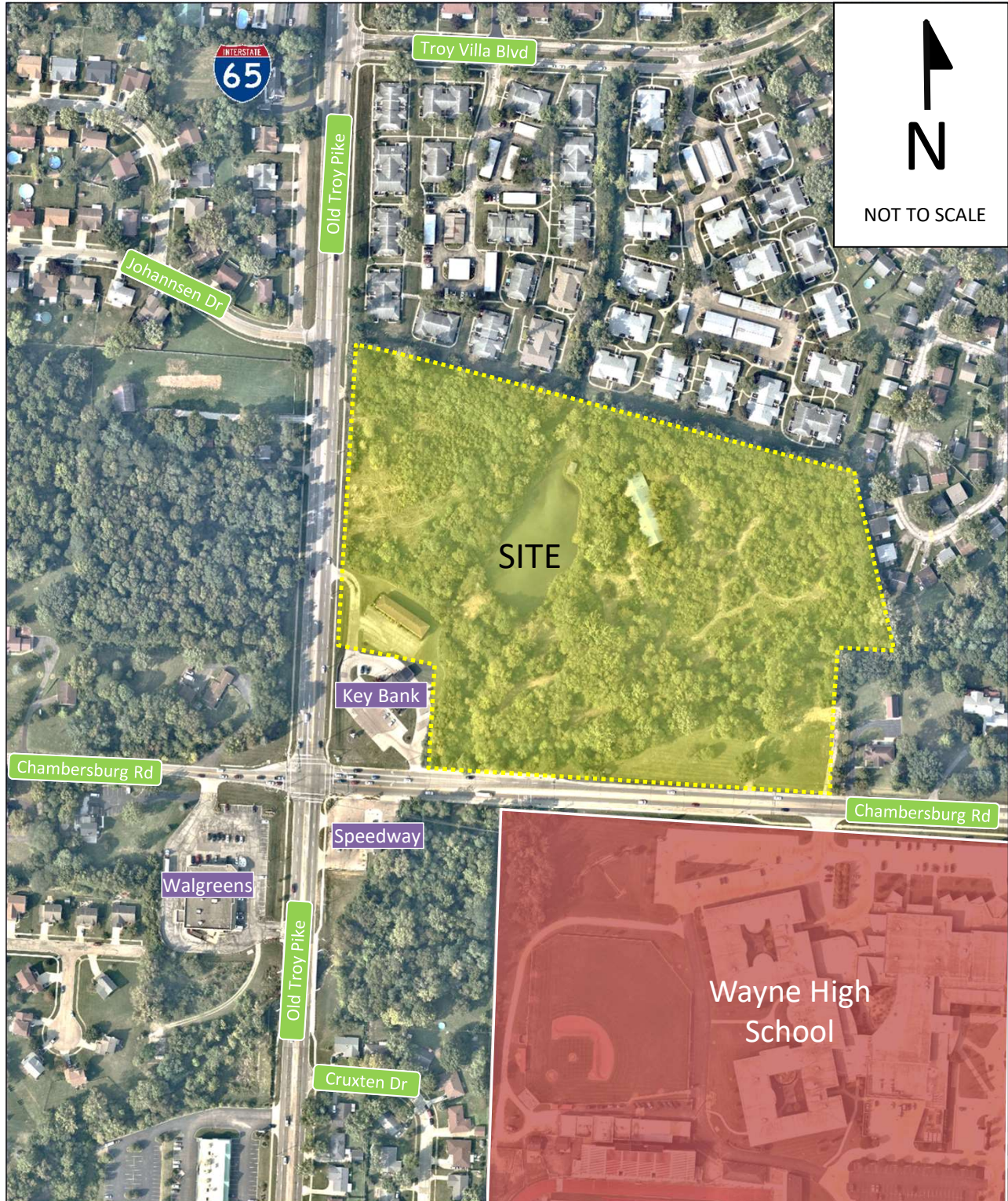
## INTRODUCTION

Kimley-Horn and Associates, Inc. (Kimley-Horn) was retained by the Annex Group to perform a traffic impact study for a proposed multifamily development called “Union at Chambersburg”. The proposed 19.5-acre site, illustrated in **Figure 1**, is generally located north of Chambersburg Road and east of Old Troy Pike in Huber Heights, Ohio. The existing site has a vacant office building just north of the bank on the northeast corner of Old Troy Pike and Chambersburg Road intersection. The rest of the property is a wooded lot with another existing structure on the rear of the property just east of the existing wet pond. Neither this structure nor the office building will remain with this project.

The proposed multifamily residential development includes a total of 216 dwelling units, distributed equally across six residential buildings, each with 36 dwelling units. There are 3 access driveways proposed to serve the site – two along Old Troy Pike and one additional access provided along Chambersburg Road.

This report presents and documents the study methodology, summarizes data collection and development traffic characteristics, highlights the evaluation of traffic conditions on the study intersections and roadways, and identifies recommendations to address operational impacts and integrate the proposed multifamily development into the surrounding transportation system.







## Existing Conditions

Kimley-Horn conducted a review of the subject site and surrounding area to inventory relevant information pertaining to nearby land uses, inventory key transportation system characteristics, and document existing traffic control. This section of the report details information on these existing conditions.

## Area Land Uses

The Union at Chambersburg development site is mostly wooded with an existing wet pond in the center and has a couple buildings to be removed. The surrounding areas to the north, east, and west are all residential. Directly adjacent to the southwest corner of the site is a bank which will share an access drive along Old Troy Pike. Directly across Chambersburg Road to the south of the site is Wayne High School which has 3 access drives along the south side of Chambersburg Road.

## Roadway Characteristics

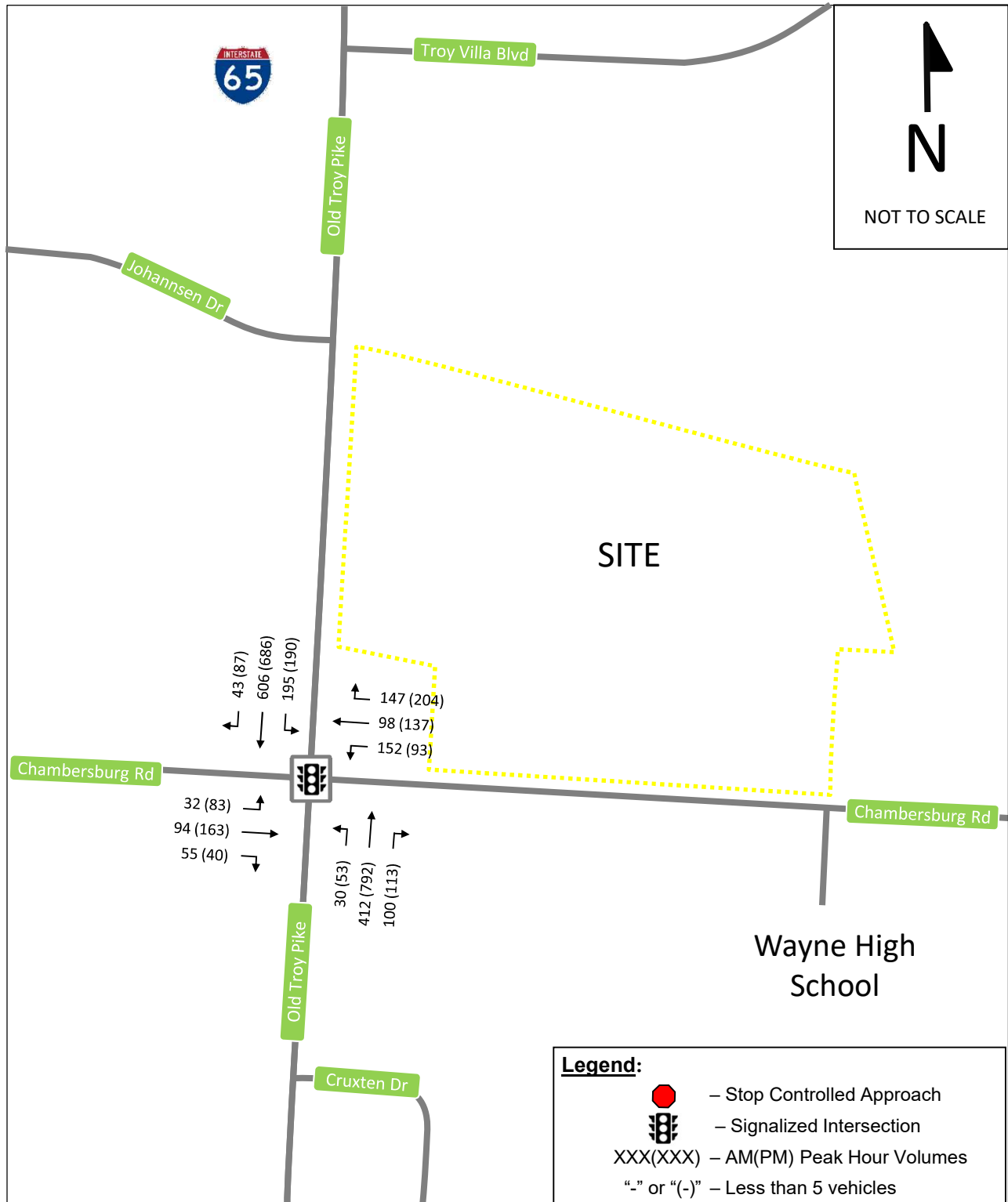
Interstate 70 and the Old Troy Pike interchange is over a mile north of the site, providing regional connectivity to Columbus (east) and Indianapolis (west). The subject site will be primarily served by Old Troy Pike and Chambersburg Road. General descriptions of these roadways are summarized below.

**Old Troy Pike** is a north-south arterial road located immediately west of the proposed site. Old Troy Pike provides two lanes of travel in each direction with a continuous center left turn lane. Old Troy Pike has a dedicated left-turn lane, thru lane, and shared thru and right-turn lane on both the northbound and southbound approaches to the Chambersburg Road intersection. The posted speed limit is 35 mph on Old Troy Pike, which is defined as a principal arterial road per the Ohio Department of Transportation (ODOT) functional classification map for Montgomery County.

**Chambersburg Road** is an east-west street located along the southern boundary of the proposed site. Chambersburg Road provides a single lane of travel in each direction with a continuous center left turn lane east of Old Troy Pike. The eastbound approach at the Old Troy Pike intersection has a short protected left turn lane and a shared thru/right turn lane. The westbound approach has a dedicated left turn, thru, and right turn lanes on Chambersburg Road. The posted speed limit is 35 mph on Chambersburg Road, which is defined as a minor arterial road per the ODOT's functional classification map for Montgomery County.

## Existing Traffic Volumes

The City of Huber Heights provided traffic count data for use in this traffic study. This data was collected on Thursday, March 22, 2018 and contained turning movement counts for the morning (7:15-8:15 AM) and evening (4:30-5:30 PM) peak hours, coinciding with the anticipated peak hours of traffic activity on the adjacent roadways and the proposed residential development. Existing peak hour vehicle traffic volumes are presented in **Figure 2**.



## Background Traffic Growth

Area background traffic was developed with consideration for regional traffic growth over time. In order to estimate the growth in the ambient levels of traffic in the study area, an annual growth rate was applied to existing traffic volumes in the study area.

It is anticipated that the development will be fully occupied by 2023; therefore Year 2023 was used as the analysis horizon for the future condition analysis. Based on a review of historic average annual daily traffic (AADT) volumes on Old Troy Pike (increasing over time) and Chambersburg Road (decreasing over time), a conservative overall annual growth rate of 1.5 percent was assumed and applied for a period of five years (Year 2018 to Year 2023) to the existing volumes in the study area in order to estimate an increase in future background traffic unrelated to the development or changes in traffic patterns. Projected Year 2023 background peak hour vehicle traffic volumes are presented in **Figure 3**.

## Background Traffic Adjustment

The Union at Chambersburg development plans to use the bank's existing access drive along Old Troy Pike. Additionally, the bank has another access drive approximately 200 feet east of Old Troy Pike along the north side of Chambersburg Road. The bank's traffic volumes are reflected in the traffic counts at the Old Troy Pike/Chambersburg Road intersection, but volumes at the site access driveways are not available. In order to estimate the number of trips generated by the bank at the existing access driveways, data published in the Institution of Transportation Engineers' (ITE) Trip Generation, Tenth Edition was referenced. Trip generation rates for a Drive-In Bank, similar to the existing Key Bank, are shown in **Table 1**. **Table 2** shows the calculated daily trips and peak hour volumes estimated for this bank.

**Table 1: ITE Trip Generation Data for the Existing Bank**

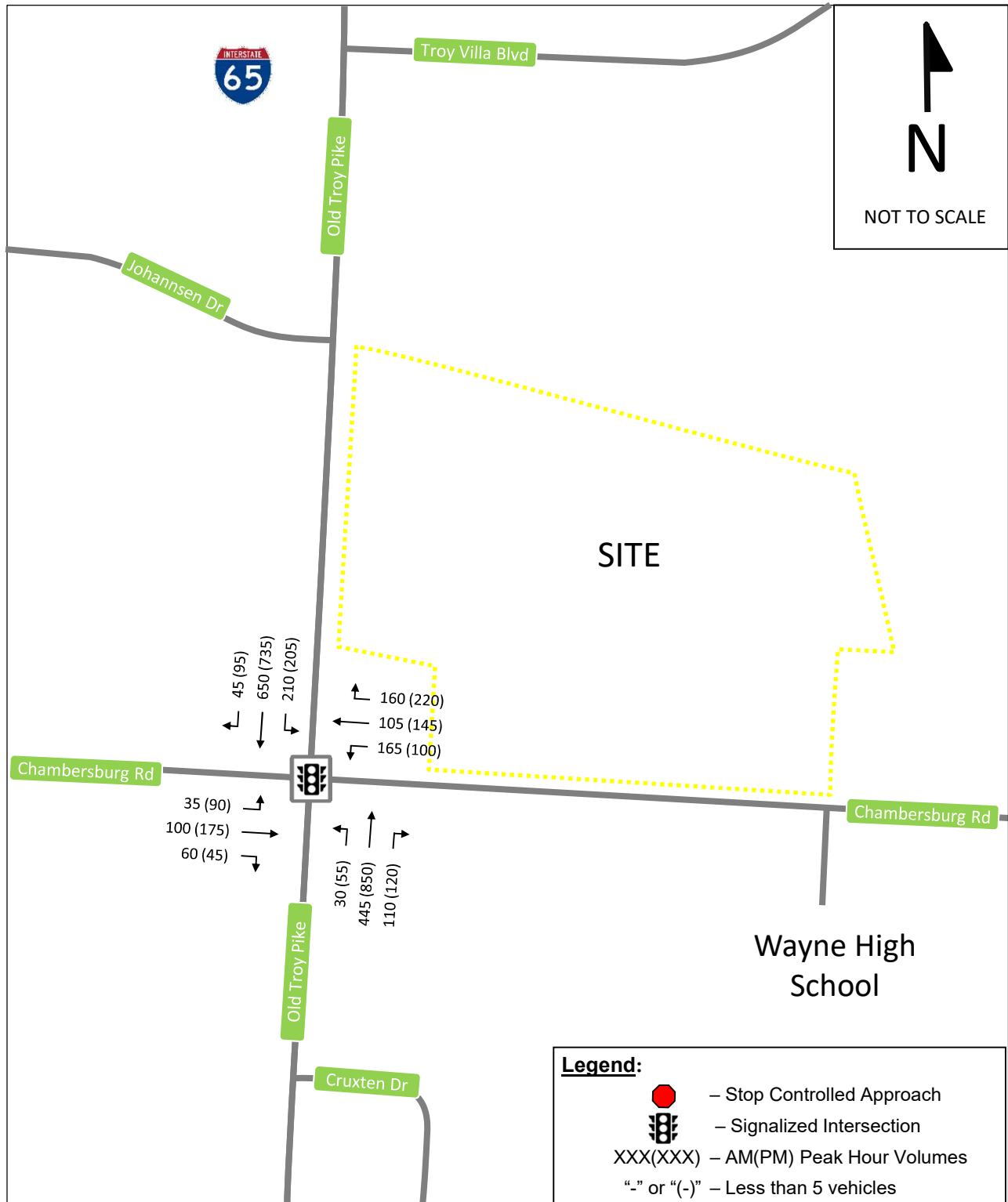
ITE Land Use	Unit	Weekday		
		Daily	AM Peak Hour	PM Peak Hour
Drive-in Bank (LUC 912))	Per 1,000 SF of GFA	100.03 Avg. Trips/Unit 50% in / 50% out	9.50 Avg. Trips/Unit 58% in / 42% out	20.45 Avg. Trips/Unit 50% in / 50% out

**Table 2: Existing Bank Trip Generation**

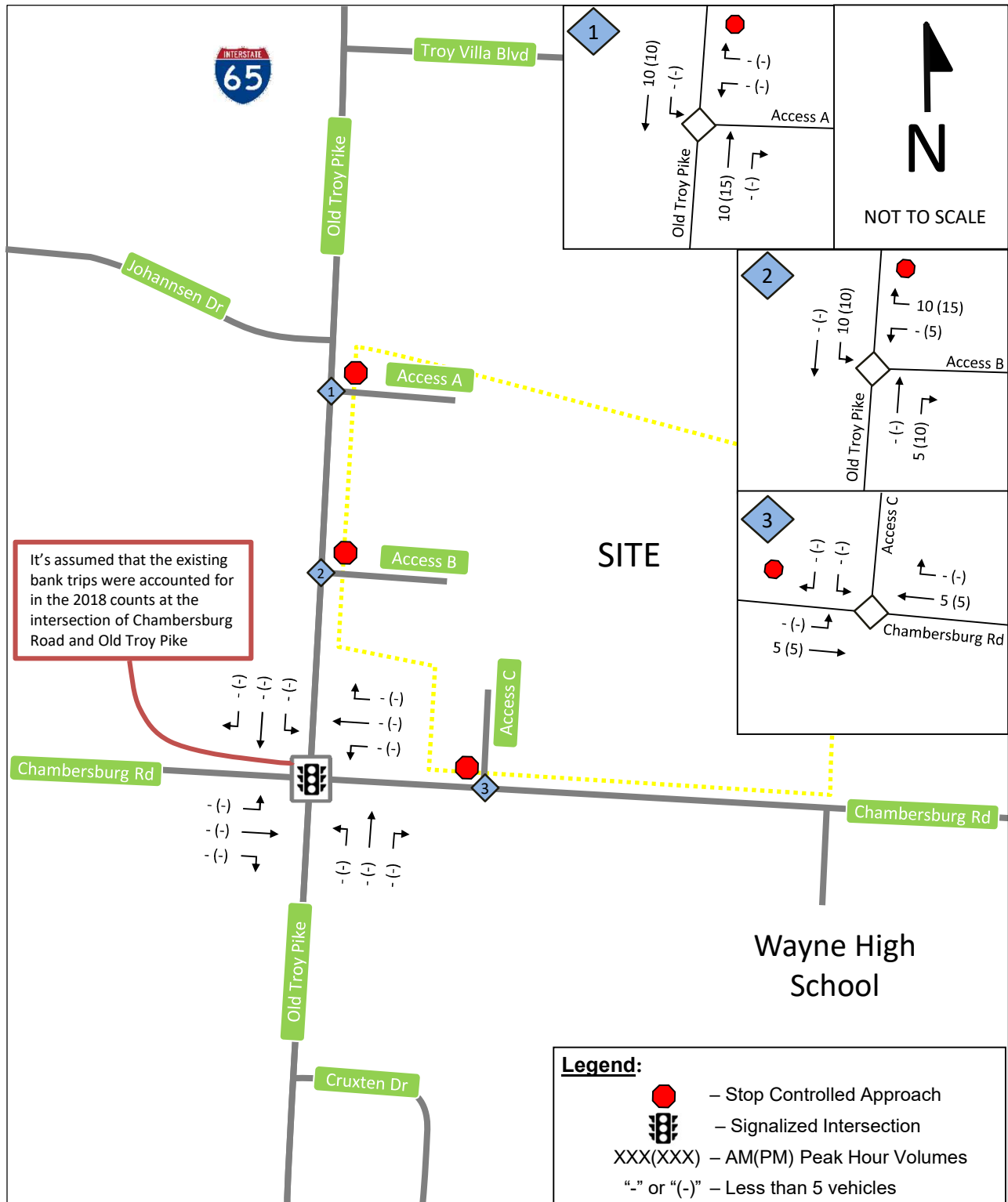
Land Use	Size	Weekday						
		Daily	AM Peak			PM Peak		
			In	Out	Total	In	Out	Total
Drive-in Bank (LUC 912)	~4,000 SF	400	25	15	20	40	40	80

Assuming half of the bank trips will use Access B on Old Troy Pike and the other half will use the existing access on Chambersburg Road, the estimated peak hour generated trips shown in Table 2 were assigned to the network. The bank trip adjustments to the peak hour turning movement

projections in Year 2023 are shown in **Figure 4**. It should be noted that no adjustments were applied at the signalized intersection of Old Troy Pike and Chambersburg Road as these trips are already accounted for in the existing volumes collected in 2018.







## DEVELOPMENT CHARACTERISTICS

This section of the report outlines key characteristics for the proposed multifamily development and estimates the site's trip generation and distribution on the study area street system during peak hours.

### Development Plan

The proposed development is a multifamily residential community on a 19.5-acre property. Access to the site is planned via two access drives on Old Troy Pike and an additional access drive on Chambersburg Road. The proposed site plan showing the access location and site layout is provided in the Appendix. The site is assumed to be built and occupied by 2023, which is the analysis horizon for this traffic study.

The proposed multifamily residential community will be comprised of the following characteristics:

#### Residential Units

Total Dwelling Units: 216 Dwelling Units (6 Buildings & 36 Units/Building)

#### Parking

Total Vehicle Parking: 322 Spaces (*incl. 14 ADA spaces*)

### Trip Generation

In order to calculate trips generated by the proposed development plan, data was referenced from ITE's Trip Generation, Tenth Edition. Trip generation rates for the ITE Land Use Code (LUC) corresponding to the proposed use are shown in **Table 3**. Per these assumptions, site-generated traffic projections are presented in **Table 4**.

**Table 3: ITE Trip Generation Data**

ITE Land Use	Unit	Weekday		
		Daily	AM Peak Hour	PM Peak Hour
Multifamily Housing (Mid-Rise) (LUC 221)	Per Dwelling Unit	5.44 Avg. Trips/Unit 50% in / 50% out	0.36 Avg. Trips/Unit 26% in / 74% out	0.44 Avg. Trips/Unit 61% in / 39% out

**Table 4: Site-Generated Traffic Projections**

Land Use	Size	Weekday						
		Daily	AM Peak			PM Peak		
			In	Out	Total	In	Out	Total
Multifamily Housing (Mid-Rise)	216 Units	1,175	20	60	80	50	45	95

The Union at Chambersburg multifamily development is estimated to generate 1,175 daily weekday trips. In the morning peak hour, an estimated 80 trips will arrive at or depart the site, while the afternoon is expected to generate 95 trips total.

## Directional Distribution

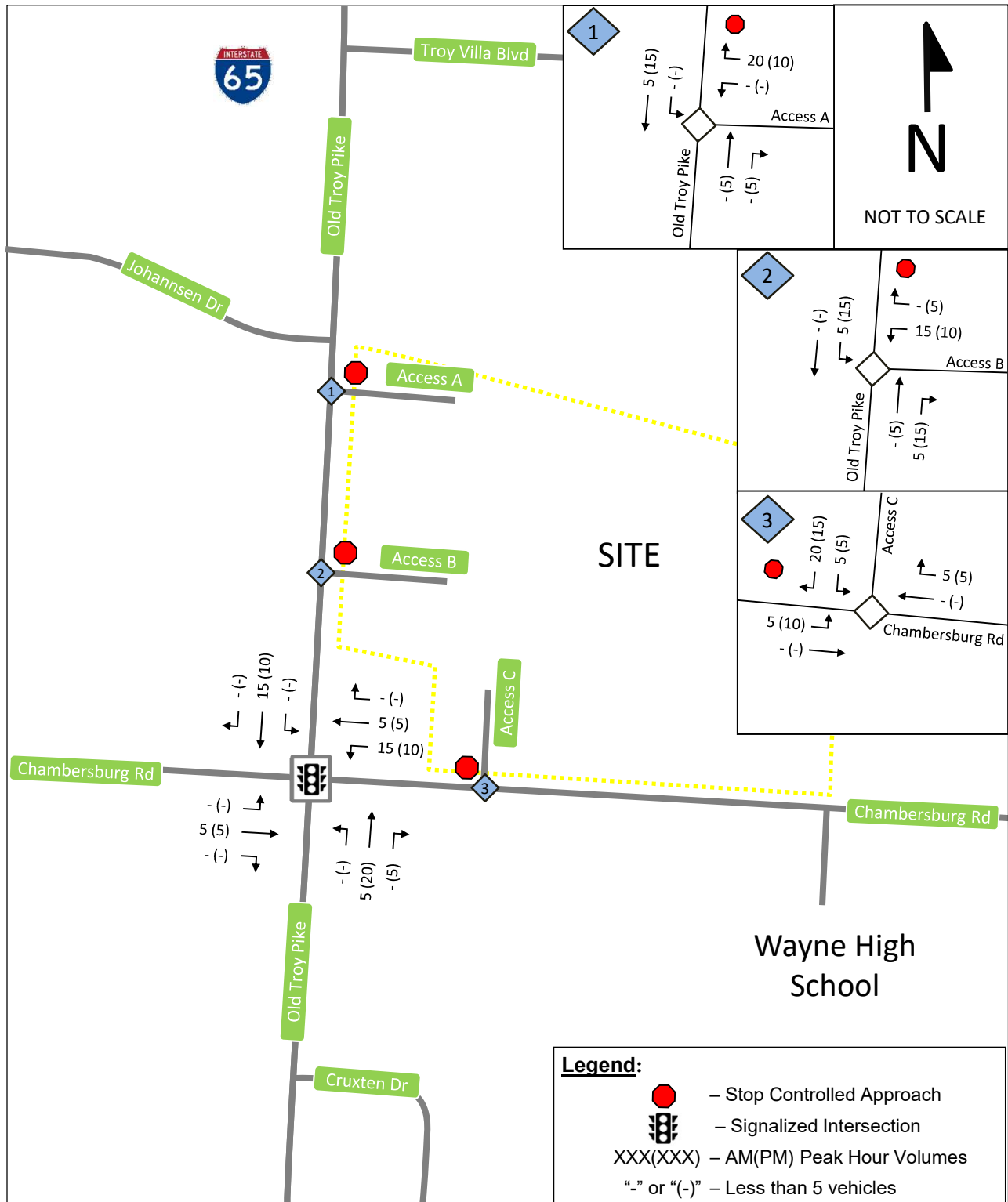
The estimated distribution of site-generated traffic on the surrounding roadway network as it approaches and departs the site is a function of several variables, such as site access locations, characteristics of the street system, the ease with which motorists can travel over various sections of the street system, key origins and destinations, and prevailing traffic volumes/patterns. As such, the directional distribution shown in **Table 5** presents the anticipated directional distribution from which vehicles will travel to and from the site.

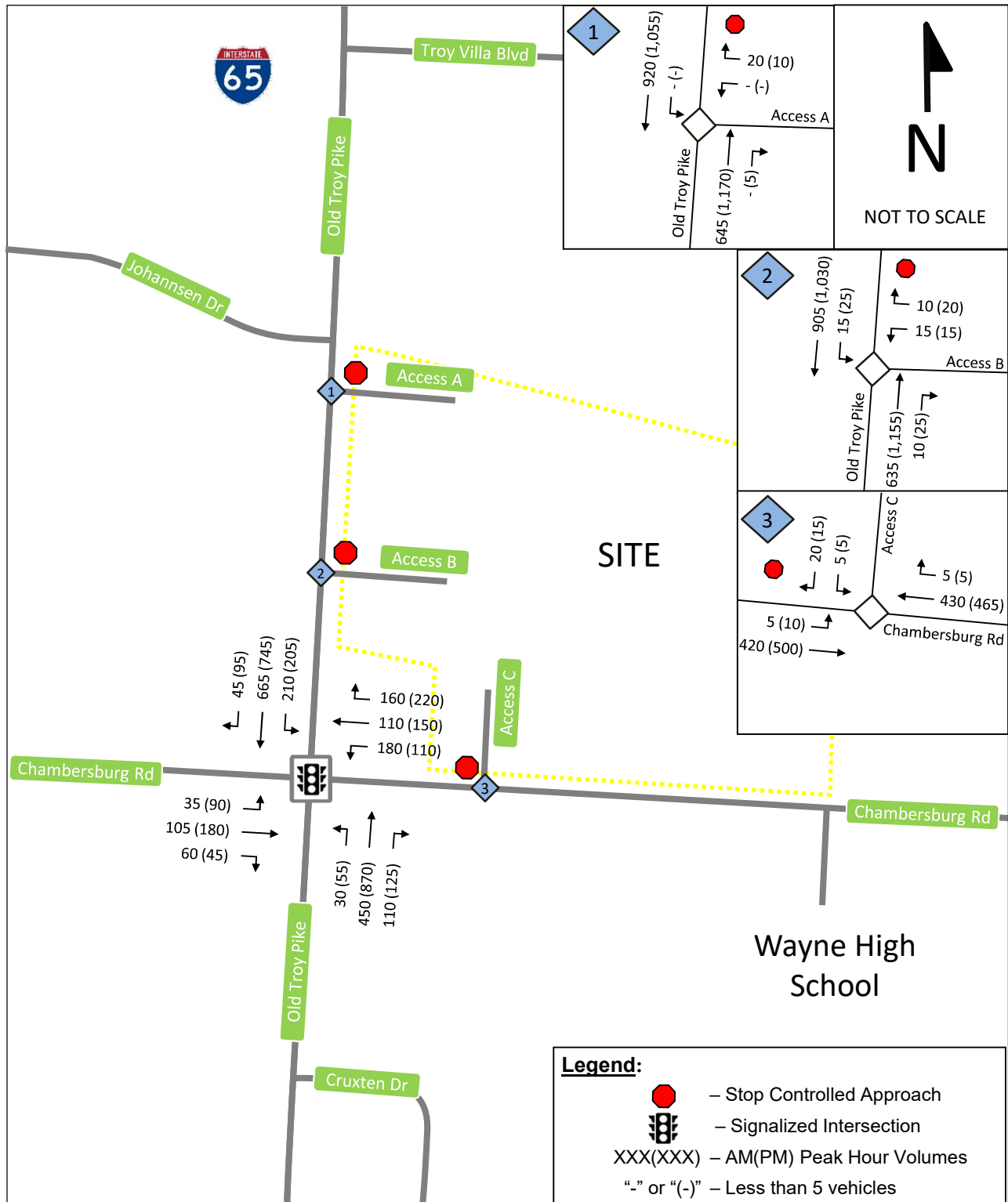
**Table 5: Estimated Trip Distribution**

Traveling to/from	Estimated Trip Distribution
North via Old Troy Pike	35%
South via Old Troy Pike	45%
East via Chambersburg Road	10%
West via Chambersburg Road	10%
Total	100%

## Site Traffic Assignment

The Union at Chambersburg development proposes three full access driveways to serve the site. These are identified as Access A and Access B (the existing northern and southern, respectively, bank access drives) on Old Troy Pike and Access C on Chambersburg Road. Based on the preceding directional distribution assumptions in conjunction with the estimated trip generation, the site trip assignments across the study area network are illustrated on **Figure 5**. The future traffic projections for Year 2023, including this development plan, is shown on **Figure 6**.







## ANALYSES

This section of the report provides an overview of the capacity analysis conducted for key intersections in the site vicinity under existing and future traffic conditions, evaluates site access conditions, and highlights recommended improvements to address identified issues.

### Capacity Analysis

Per INDOT standards, Synchro capacity software was used to evaluate existing and future operational conditions at the study intersections during the weekday peak hours. The capacity of an intersection quantifies its ability to accommodate traffic volumes and is expressed in terms of level of service (LOS), measured in average delay per vehicle. LOS grades range from A to F, with LOS A as the highest (best traffic flow and least delay), LOS E as saturated or at-capacity conditions, and LOS F as the lowest (oversaturated conditions). For the capacity analysis criteria, most review agencies consider acceptable conditions at LOS D or better.

The LOS grades shown below, which are provided in the Transportation Research Board's Highway Capacity Manual (HCM), quantify, and categorize the driver's discomfort, frustration, fuel consumption, and travel times experienced as a result of intersection control and the resulting traffic queuing. A detailed description of each LOS rating can be found in **Table 6**.

**Table 6: Level of Service Grading Descriptions<sup>1</sup>**

Level of Service	Description <sup>1</sup>
A	Minimal control delay: traffic operates at primarily free-flow conditions; unimpeded movement within traffic stream.
B	Minor control delay at signalized intersections; traffic operates at a fairly unimpeded level with slightly restricted movement within traffic stream.
C	Moderate control delay; movement within traffic stream more restricted than at LOS B; formation of queues contributes to lower average travel speeds.
D	Considerable control delay that may be substantially increased by small increases in flow; average travel speeds continue to decrease.
E	High control delay; average travel speed no more than 33 percent of free flow speed.
F	Extremely high control delay: extensive queuing and high volumes create exceedingly restricted traffic flow.

<sup>1</sup>Highway Capacity Manual, 6th Edition.

The range of control delay for each rating (as detailed in the HCM) is shown in **Table 7**. Because signalized intersections are expected to carry a larger volume of vehicles and stopping is required during red time, note that higher delays are tolerated for the corresponding LOS ratings.

**Table 7: Level of Service Grading Criteria<sup>1</sup>**

Level of Service	Average Control Delay (s/veh) at:	
	Unsignalized Intersections	Signalized Intersections
A	0 – 10	0 – 10
B	> 10 – 15	> 10 – 20
C	> 15 – 25	> 20 – 35
D	> 25 – 35	> 35 – 55
E	> 35 – 50	> 55 – 80
F <sup>2</sup>	> 50	> 80

<sup>1</sup>Highway Capacity Manual, 6<sup>th</sup> Edition

<sup>2</sup>All movements with a Volume to Capacity (v/c) ratio greater than 1 receive a rating of LOS F.

Synchro software was utilized to evaluate capacity of the study intersections (reported by approach and critical movements) for the weekday morning and evening peak hours. **Table 8** summarizes the capacity analysis results for existing traffic conditions and the future Year 2023 scenario without the proposed development (no-build). **Tables 9** summarizes the capacity analysis for the future Year 2023 scenario with the proposed development (build). Additional capacity analysis details for the study intersections are provided using HCM 6<sup>th</sup> Edition reports included in the Appendix.

**Table 8: Intersection Capacity Analysis for Existing Conditions and Future Year 2023 No-Build Conditions**

Intersection	Existing Conditions				Future 2023 No-Build Conditions			
	AM Peak		PM Peak		AM Peak		PM Peak	
	Delay (s/veh)	LOS	Delay (s/veh)	LOS	Delay (s/veh)	LOS	Delay (s/veh)	LOS
<i>Old Troy Pike / Chambersburg Rd</i> ★								
Eastbound	63	E	63	E	63	E	64	E
Westbound	59	E <sup>1</sup>	51	D	61	E <sup>1</sup>	52	D <sup>1</sup>
Northbound	44	D	46	D	46	D	49	D
Southbound	34	C	32	C	36	D	33	C
<i>Overall</i>	<i>45</i>	<i>D</i>	<i>44</i>	<i>D</i>	<i>46</i>	<i>D</i>	<i>46</i>	<i>D</i>

★ – Signalized Intersection

<sup>1</sup>Left-turn movement operates at LOS F.

**Table 9: Intersection Capacity Analysis for Future Year 2023 Build Conditions**

Intersection	Future (2023) Build Conditions			
	AM Peak		PM Peak	
	Delay (s/veh)	LOS	Delay (s/veh)	LOS
<i>Old Troy Pike / Chambersburg Rd</i> ★				
Eastbound	63	E	64	E
Westbound	64	E <sup>1</sup>	54	D <sup>1</sup>
Northbound	46	D	51	D
Southbound	36	D	34	C
Overall	47	D	47	D
<i>Old Troy Pike / Access A</i> △				
Westbound	11	B	15	C
Southbound (Left)	9	A	12	B
<i>Old Troy Pike / Access B</i> △				
Westbound	15	B	22	C
Southbound (Left)	9	A	12	B
<i>Chambersburg Road / Access C</i> △				
Eastbound (Left)	8	A	9	A
Southbound	11	B	11	B

★ – Signalized Intersection

△ – Minor-Leg Stop-Controlled Intersection

<sup>1</sup> Left-turn movement operates at LOS F.

## Capacity Analysis Results

### Existing Conditions

Under existing conditions, all approaches at the study intersections operate at LOS E or better in both peak periods. The Old Troy Pike approaches are expected to perform at an LOS D or better while the Chambersburg Road approaches are expected to perform at LOS E. The westbound left turn lane operates at an LOS F during the weekday morning peak hour. The 95<sup>th</sup> percentile queues for the westbound left turn lane and southbound left turn lanes exceed the available turn lane storages in the AM peak hour. The 95<sup>th</sup> percentile queues for the eastbound, northbound, and southbound left-turn lanes exceed the available turn lane storages in the PM peak hour.

### Future Conditions

Under projected future conditions without the Union at Chambersburg multifamily development, traffic conditions for the study intersection of Old Troy Pike and Chambersburg Road are expected to operate at a similar level of service as the existing conditions. The overall intersection delay is expected to increase by 1 second in the AM peak hour and 2 second in the PM peak hour, but still operate at an overall LOS D in both peak hours.

Under projected future conditions with the Union at Chambersburg multifamily development, traffic conditions for the study intersection of Old Troy Pike and Chambersburg Road are expected to operate at a similar level of service as the future Year 2023 No-Build condition. The overall

intersection is still expected to operate at an LOS D in both peak hours with additional incremental delay to each approach. The 95<sup>th</sup> percentile queues for the westbound left-turn lane also exceed the available turn lane storage in both peak hours. With the additional trips leaving Access C, the westbound left-turn lane queue increases by 1.3 vehicles in the AM and 0.9 vehicles in the PM. All other queues increase by less than one vehicle. It should be noted that the 95<sup>th</sup> percentile queue for the westbound left-turn lane is exceeded in the AM peak hour in the existing and future No-Build conditions.

In the future Year 2023 build conditions, all stop-controlled approaches at every site access drive are expected to operate at an LOS C or better.

### Queuing Analysis

SimTraffic software was used to analyze the queuing distances in the future Year 2023 Build Conditions to see if the westbound queues on Chambersburg Road and the southbound queues on Old Troy Pike will block the nearest site access locations.

In the AM peak hour, the analysis estimated that the 95<sup>th</sup> percentile queue on Chambersburg Road westbound approach at Old Troy Pike is 244 feet for the westbound left-turn lane and 204 feet for the westbound through lane. Although the westbound left-turn lane queue exceeds the available storage length, this queue does not block Access C and has a negligible impact on the westbound through lane. The estimated 95<sup>th</sup> percentile queue on Old Troy Pike for the southbound left turn lane is 202 feet in AM peak hour. The protected southbound left turn lane has a storage length of 130 feet and is blocked 9% of the time during the peak hour since the southbound thru lanes queue is 228 feet. While this southbound queue does not block Access B as there's approximately 380 feet available, an extension of the marked protected left turn lane should be considered to permit more vehicles to stack in the center left turn lane.

During the PM peak hour, the queuing analysis reflected similar results as the AM peak hour on Old Troy Pike. The southbound through lanes have a 95<sup>th</sup> percentile queue of 283 feet while the southbound left turn lane is 250 feet. The southbound left turn lane is blocked 20% of the time during the PM peak hour. The westbound queues on Chambersburg Road in the PM peak hour are similar to the AM peak hour. The left turn lane's 95<sup>th</sup> percentile queue is just 180 feet while the through lane is estimated at 218 feet. In the PM peak hour, the westbound left turn lane storage is block just 2% of the time from thru lane queues. There is approximately 100 feet between the end of the westbound queues and the intersection with Access C.

## SUMMARY

The proposed multifamily development plan for the Union at Chambersburg includes 216 dwelling units on a 19.5-acre site generally located north of Chambersburg Road and east of Old Troy Pike in Huber Heights, Ohio. Access to the proposed development would be provided via three access drives. Two access drives (Access A & B) are proposed along the east side of Old Troy Pike and an additional access drive (Access C) is planned along the north side of Chambersburg Road.

Based on a comparative analysis of the projected Year 2023 conditions with and without the proposed development, the changes in the average vehicle delay and levels of service are minimal, thus the proposed development is not expected to cause significant impact on area traffic operation. However, the design elements outlined below are recommended to address queuing issues:

- Old Troy Pike / Access A
  - No turn lane improvements are warranted on Old Troy Pike at this intersection.
  - Due to close proximity to the offset intersection with Johannsen Drive, this access is recommended to be limited to right-in/right-out movements only. All left-in and left-out movements from Old Troy Pike can be accommodated at Access B
- Old Troy Pike / Access B
  - No turn lane improvements are warranted on Old Troy Pike at this intersection.
  - The outbound lane on Access B is recommended to provide a single lane with shared left- and right-turn movements.
- Old Troy Pike / Chambersburg Road
  - The southbound left-turn lane is recommended, through re-striping, to be lengthened by 120 feet for a total storage length of 250 feet. This extended turn lane length would address existing queuing issues regardless of the proposed development.
- Chambersburg Road / Access C
  - No turn lane improvements are warranted on Chambersburg Road at this intersection.
  - The outbound lane on Access C is recommended to provide a single lane with shared left- and right-turn movements.

Regardless of the final configuration of the intersection geometrics, several additional items should be taken into consideration when preparing site and roadway improvement plans for the subject development. While vertical sight distance appears to be adequate and unobstructed within the study area, care should be taken with landscaping, signage, and monumentation at the site access locations to ensure that adequate horizontal sight distance is provided from the new stop bars. If alterations to the site plan or land use should occur, changes to the analysis provided within this traffic impact study may be needed.



## TECHNICAL APPENDIX

Proposed Site Plan

Existing (2018) Count Data

Existing (2018) Capacity Reports

Future (2023) No-Build Capacity Reports

Future (2023) Build Capacity Reports

Future (2023) Build Queuing Report from SimTraffic

## PROPOSED SITE PLAN







## **EXISTING (2018) COUNT DATA**

Provided by the City of Huber Heights from March 22, 2018

Old Troy Pike & Chamberburg Rd.  
Specific Hour Data

TEC Engineering, Inc.  
Turning Movement Counts  
PH: 937-435-8828

Thursday  
3/22/2018

	Chambersburg Rd. Eastbound					Chambersburg Rd. Westbound					Old Troy Pike Northbound					Old Troy Pike Southbound					
Start Time	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Left	Thru	Right	Peds	App. Total	Int. Total
7:15 AM	8	26	14	1	48	56	23	29	2	108	5	100	29	2	134	56	175	10	0	241	531
7:30 AM	5	30	9	0	44	46	18	43	1	107	10	132	44	0	186	80	174	12	0	266	603
7:45 AM	14	22	20	1	56	34	37	53	0	124	6	104	18	0	128	39	120	12	0	171	479
8:00 AM	5	16	12	0	33	16	20	22	0	58	9	76	9	0	94	20	137	9	0	166	351
Total	32	94	55	2	181	152	98	147	3	397	30	412	100	2	542	195	606	43	0	844	1964
PHF	0.57143	0.78333	0.6875		0.80804	0.67857	0.66216	0.6934		0.8004	0.75	0.7803	0.56818		0.72849	0.60938	0.86571	0.89583		0.79323	0.81426
HV%	6.3%	0.0%	7.3%		3.3%	5.3%	0.0%	4.8%		3.8%	3.3%	3.6%	10.0%		4.8%	0.5%	3.3%	0.0%		2.5%	3.5%
12:00 PM	8	31	8	0	47	22	28	25	0	75	4	102	21	0	127	27	123	10	0	160	409
12:15 PM	4	20	6	0	30	13	24	31	0	68	8	107	20	0	135	28	97	9	0	134	367
12:30 PM	9	25	4	1	38	26	29	53	0	108	8	104	16	1	128	33	125	10	0	168	442
12:45 PM	9	12	7	0	28	15	19	31	0	65	5	107	22	0	134	39	101	10	0	150	377
Total	30	88	25	1	143	76	100	140	0	316	25	420	79	1	524	127	446	39	0	612	1595
PHF	0.83333	0.70968	0.78125		0.76064	0.73077	0.86207	0.66038		0.73148	0.78125	0.98131	0.89773		0.97037	0.8141	0.892	0.975		0.91071	0.90215
HV%	0.0%	1.1%	0.0%		0.7%	5.3%	2.0%	0.7%		2.2%	8.0%	2.9%	3.8%		3.2%	0.0%	2.2%	10.3%		2.3%	2.4%
4:30 PM	19	41	9	0	69	31	34	50	2	115	12	183	25	2	220	48	182	25	1	255	659
4:45 PM	20	36	9	0	65	17	33	39	0	89	9	203	27	0	239	47	194	17	0	258	651
5:00 PM	18	44	10	0	72	24	38	59	1	121	15	193	31	0	239	40	151	18	0	209	641
5:15 PM	26	42	12	0	80	21	32	56	0	109	17	213	30	2	260	55	159	27	0	241	690
Total	83	163	40	0	286	93	137	204	3	434	53	792	113	4	958	190	686	87	1	963	2641
PHF	0.79808	0.92614	0.83333		0.89375	0.75	0.90132	0.86441		0.89669	0.77941	0.92958	0.91129		0.92115	0.86364	0.88402	0.80556		0.93314	0.95688
HV%	0.0%	0.0%	2.5%		0.3%	4.3%	0.0%	0.5%		1.2%	0.0%	1.3%	1.8%		1.3%	0.0%	1.0%	0.0%		0.7%	0.9%
5:30 PM	23	34	9	0	66	25	40	61	1	126	17	197	26	0	240	42	181	10	0	233	665
5:45 PM	22	34	7	0	63	29	30	52	0	111	13	165	37	0	215	68	170	12	0	250	639
6:00 PM	21	27	9	1	57	33	27	43	0	103	15	145	28	0	188	33	153	22	0	208	556
6:15 PM	16	22	12	0	50	17	13	54	0	84	9	145	22	0	176	53	128	21	0	202	512
Total	82	117	37	1	236	104	110	210	1	424	54	652	113	0	819	196	632	65	0	893	2372
PHF	0.8913	0.86029	0.77083		0.89394	0.78788	0.6875	0.86066		0.84127	0.79412	0.82741	0.76351		0.85313	0.72059	0.87293	0.73864		0.893	0.89173
HV%	0.0%	0.0%	0.0%		0.0%	3.8%	0.0%	0.0%		0.9%	0.0%	0.9%	3.5%		1.2%	0.5%	0.8%	0.0%		0.7%	0.8%
Total																					
PHF																					
HV%																					
Grand Total	227	462	157	4	846	425	445	701	7	1571	162	2276	405	7	2843	708	2370	234	1	3312	8572
Approach %	26.8%	54.6%	18.6%	-	-	27.1%	28.3%	44.6%	-	-	5.7%	80.1%	14.2%	-	-	21.4%	71.6%	7.1%	-	-	-
Total %	2.6%	5.4%	1.8%	-	9.9%	5.0%	5.2%	8.2%	-	18.3%	1.9%	26.6%	4.7%	-	33.2%	8.3%	27.6%	2.7%	-	38.6%	-
Lights	225	461	152	-	838	405	443	692	-	1540	159	2233	386	-	2778	706	2328	230	-	3264	8420
Lights %	26.6%	54.5%	18.0%	-	99.1%	25.8%	28.2%	44.0%	-	98.0%	5.6%	78.5%	13.6%	-	97.7%	21.3%	70.3%	6.9%	-	98.6%	98.2%
Other Vehicles	2	1	5	-	8	20	2	9	-	31	3	43	19	-	65	2	42	4	-	48	152
Other Vehicles %	0.2%	0.1%	0.6%	-	0.9%	1.3%	0.1%	0.6%	-	2.0%	0.1%	1.5%	0.7%	-	2.3%	0.1%	1.3%	0.1%	-	1.4%	1.8%
Pedestrians	-	-	-	4	-	-	-	-	7	-	-	-	-	7	-	-	-	-	1	-	-
Pedestrians %	-	-	-	21.1%	-	-	-	-	36.8%	-	-	-	-	36.8%	-	-	-	-	5.3%	-	-



## EXISTING (2018) CAPACITY REPORTS
























Weekday Morning Peak Hour

Weekday Evening Peak Hour

# HCM 6th Signalized Intersection Summary

## 100: Old Troy Pike & Chambersburg Road
























10/20/2021

												
Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	32	94	55	152	98	147	30	412	100	195	606	43
Future Volume (veh/h)	32	94	55	152	98	147	30	412	100	195	606	43
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		0.99	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach	No			No			No			No		
Adj Sat Flow, veh/h/ln	1811	1900	1796	1826	1900	1826	1856	1841	1752	1885	1856	1900
Adj Flow Rate, veh/h	40	116	68	188	121	181	37	509	123	241	748	53
Peak Hour Factor	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81
Percent Heavy Veh, %	6	0	7	5	0	5	3	4	10	1	3	0
Cap, veh/h	294	147	86	212	187	635	548	876	211	730	1333	94
Arrive On Green	0.13	0.13	0.13	0.09	0.10	0.10	0.23	0.31	0.31	0.31	0.40	0.40
Sat Flow, veh/h	1725	1121	657	1739	1900	1533	1767	2794	672	1795	3339	237
Grp Volume(v), veh/h	40	0	184	188	121	181	37	318	314	241	395	406
Grp Sat Flow(s),veh/h/ln	1725	0	1778	1739	1900	1533	1767	1749	1717	1795	1763	1813
Q Serve(g_s), s	0.0	0.0	14.0	10.8	8.6	0.0	0.0	21.3	21.5	0.0	24.3	24.3
Cycle Q Clear(g_c), s	0.0	0.0	14.0	10.8	8.6	0.0	0.0	21.3	21.5	0.0	24.3	24.3
Prop In Lane	1.00		0.37	1.00		1.00	1.00		0.39	1.00		0.13
Lane Grp Cap(c), veh/h	294	0	233	212	187	635	548	548	538	730	704	724
V/C Ratio(X)	0.14	0.00	0.79	0.89	0.65	0.29	0.07	0.58	0.58	0.33	0.56	0.56
Avail Cap(c_a), veh/h	294	0	431	258	542	921	548	548	538	730	704	724
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	52.3	0.0	59.0	61.1	60.8	27.5	29.6	40.3	40.4	28.1	32.5	32.6
Incr Delay (d2), s/veh	0.2	0.0	5.9	25.5	3.8	0.2	0.1	4.4	4.6	0.3	3.2	3.1
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(95%),veh/ln	2.3	0.0	10.9	12.7	7.7	7.4	1.5	15.0	14.9	9.7	16.3	16.7
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	52.5	0.0	64.9	86.6	64.5	27.7	29.7	44.7	45.0	28.4	35.8	35.7
LnGrp LOS	D	A	E	F	E	C	C	D	D	C	D	D
Approach Vol, veh/h	224		490				669				1042	
Approach Delay, s/veh	62.7		59.4				44.0				34.0	
Approach LOS	E		E				D				C	
Timer - Assigned Phs	1	2	3	4	5	6	7	8				
Phs Duration (G+Y+Rc), s	37.2	61.0	18.3	23.4	49.2	49.0	22.9	18.9				
Change Period (Y+Rc), s	5.4	5.1	5.4	5.1	5.4	5.1	5.4	5.1				
Max Green Setting (Gmax), s	12.6	55.9	16.6	33.9	24.6	43.9	10.6	39.9				
Max Q Clear Time (g_c+I1), s	2.0	26.3	12.8	16.0	2.0	23.5	2.0	10.6				
Green Ext Time (p_c), s	0.0	5.4	0.2	0.9	0.7	3.8	0.0	1.3				
Intersection Summary												
HCM 6th Ctrl Delay	44.6											
HCM 6th LOS	D											

# HCM 6th Signalized Intersection Summary

## 100: Old Troy Pike & Chambersburg Road

10/20/2021

												
Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	83	163	40	93	137	204	53	792	113	190	686	87
Future Volume (veh/h)	83	163	40	93	137	204	53	792	113	190	686	87
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		0.99	1.00		0.99	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach	No			No			No			No		
Adj Sat Flow, veh/h/ln	1900	1900	1856	1841	1900	1885	1900	1885	1870	1900	1885	1900
Adj Flow Rate, veh/h	93	183	45	103	152	227	58	861	123	204	738	94
Peak Hour Factor	0.89	0.89	0.89	0.90	0.90	0.90	0.92	0.92	0.92	0.93	0.93	0.93
Percent Heavy Veh, %	0	0	3	4	0	1	0	1	2	0	1	0
Cap, veh/h	227	218	54	137	209	637	576	1143	163	639	1390	177
Arrive On Green	0.09	0.15	0.15	0.05	0.11	0.11	0.22	0.36	0.36	0.29	0.44	0.44
Sat Flow, veh/h	1810	1473	362	1753	1900	1585	1810	3143	449	1810	3195	407
Grp Volume(v), veh/h	93	0	228	103	152	227	58	491	493	204	413	419
Grp Sat Flow(s),veh/h/ln	1810	0	1835	1753	1900	1585	1810	1791	1801	1810	1791	1811
Q Serve(g_s), s	1.2	0.0	16.9	3.9	10.8	0.0	0.0	33.6	33.6	2.6	23.7	23.8
Cycle Q Clear(g_c), s	1.2	0.0	16.9	3.9	10.8	0.0	0.0	33.6	33.6	2.6	23.7	23.8
Prop In Lane	1.00		0.20	1.00		1.00	1.00		0.25	1.00		0.22
Lane Grp Cap(c), veh/h	227	0	271	137	209	637	576	651	655	639	779	788
V/C Ratio(X)	0.41	0.00	0.84	0.75	0.73	0.36	0.10	0.75	0.75	0.32	0.53	0.53
Avail Cap(c_a), veh/h	227	0	457	184	474	858	576	651	655	639	779	788
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	58.2	0.0	58.1	64.2	60.3	29.4	26.5	39.0	39.0	33.1	29.1	29.1
Incr Delay (d2), s/veh	1.2	0.0	6.9	11.0	4.8	0.3	0.1	7.9	7.8	0.3	2.6	2.6
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(95%),veh/ln	5.6	0.0	13.1	7.2	9.3	9.2	2.3	22.6	22.7	8.8	16.1	16.2
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	59.4	0.0	65.0	75.2	65.1	29.8	26.6	46.9	46.9	33.4	31.6	31.6
LnGrp LOS	E	A	E	E	E	C	C	D	D	C	C	C
Approach Vol, veh/h	321		482				1042		1036			
Approach Delay, s/veh	63.3		50.6				45.8		32.0			
Approach LOS	E		D				D		C			
Timer - Assigned Phs	1	2	3	4	5	6	7	8				
Phs Duration (G+Y+Rc), s	35.9	66.0	12.3	25.8	45.9	56.0	17.6	20.5				
Change Period (Y+Rc), s	5.4	5.1	5.4	5.1	5.4	5.1	5.4	5.1				
Max Green Setting (Gmax), s	12.6	60.9	10.6	34.9	22.6	50.9	10.6	34.9				
Max Q Clear Time (g_c+I1), s	2.0	25.8	5.9	18.9	4.6	35.6	3.2	12.8				
Green Ext Time (p_c), s	0.1	5.9	0.1	1.1	0.5	5.6	0.1	1.5				
Intersection Summary												
HCM 6th Ctrl Delay	43.6											
HCM 6th LOS	D											

## **FUTURE (2023) NO-BUILD CAPACITY REPORTS**






















Weekday Morning Peak Hour

Weekday Evening Peak Hour

# HCM 6th Signalized Intersection Summary

## 100: Old Troy Pike & Chambersburg Road

10/20/2021























												
Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	35	100	60	165	105	160	30	445	110	210	650	45
Future Volume (veh/h)	35	100	60	165	105	160	30	445	110	210	650	45
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		0.99	1.00		0.99	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach	No			No			No			No		
Adj Sat Flow, veh/h/ln	1811	1900	1796	1826	1900	1826	1856	1841	1752	1885	1856	1900
Adj Flow Rate, veh/h	43	123	74	204	130	198	37	549	136	259	802	56
Peak Hour Factor	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81
Percent Heavy Veh, %	6	0	7	5	0	5	3	4	10	1	3	0
Cap, veh/h	307	149	90	227	187	616	511	870	215	690	1335	93
Arrive On Green	0.14	0.13	0.13	0.10	0.10	0.10	0.22	0.31	0.31	0.30	0.40	0.40
Sat Flow, veh/h	1725	1111	669	1739	1900	1533	1767	2776	685	1795	3343	233
Grp Volume(v), veh/h	43	0	197	204	130	198	37	345	340	259	423	435
Grp Sat Flow(s),veh/h/ln	1725	0	1780	1739	1900	1533	1767	1749	1712	1795	1763	1813
Q Serve(g_s), s	0.0	0.0	15.1	12.0	9.3	0.0	0.0	23.6	23.8	2.8	26.5	26.6
Cycle Q Clear(g_c), s	0.0	0.0	15.1	12.0	9.3	0.0	0.0	23.6	23.8	2.8	26.5	26.6
Prop In Lane	1.00		0.38	1.00		1.00	1.00		0.40	1.00		0.13
Lane Grp Cap(c), veh/h	307	0	239	227	187	616	511	548	537	690	704	724
V/C Ratio(X)	0.14	0.00	0.82	0.90	0.70	0.32	0.07	0.63	0.63	0.38	0.60	0.60
Avail Cap(c_a), veh/h	307	0	431	258	542	902	511	548	537	690	704	724
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	51.6	0.0	59.0	60.4	61.1	29.0	32.5	41.1	41.2	31.0	33.2	33.2
Incr Delay (d2), s/veh	0.2	0.0	7.0	28.7	4.6	0.3	0.1	5.4	5.6	0.3	3.8	3.7
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(95%),veh/ln	2.4	0.0	11.6	13.8	8.3	8.2	1.6	16.4	16.2	10.5	17.7	18.1
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	51.8	0.0	65.9	89.1	65.7	29.3	32.5	46.5	46.7	31.3	37.0	36.9
LnGrp LOS	D	A	E	F	E	C	C	D	D	C	D	D
Approach Vol, veh/h	240		532				722		1117			
Approach Delay, s/veh	63.4		61.1				45.9		35.6			
Approach LOS	E		E				D		D			
Timer - Assigned Phs	1	2	3	4	5	6	7	8				
Phs Duration (G+Y+Rc), s	35.5	61.0	19.6	23.9	47.5	49.0	24.6	18.9				
Change Period (Y+Rc), s	5.4	5.1	5.4	5.1	5.4	5.1	5.4	5.1				
Max Green Setting (Gmax), s	12.6	55.9	16.6	33.9	24.6	43.9	10.6	39.9				
Max Q Clear Time (g_c+I1), s	2.0	28.6	14.0	17.1	4.8	25.8	2.0	11.3				
Green Ext Time (p_c), s	0.0	5.8	0.1	0.9	0.7	4.0	0.0	1.4				
Intersection Summary												
HCM 6th Ctrl Delay	46.2											
HCM 6th LOS	D											



# HCM 6th Signalized Intersection Summary

## 100: Old Troy Pike & Chambersburg Road

10/20/2021

												
Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	90	175	45	100	145	220	55	850	120	205	735	95
Future Volume (veh/h)	90	175	45	100	145	220	55	850	120	205	735	95
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		0.99	1.00		0.99	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach	No			No			No			No		
Adj Sat Flow, veh/h/ln	1900	1900	1856	1841	1900	1885	1900	1885	1870	1900	1885	1900
Adj Flow Rate, veh/h	101	197	51	111	161	244	60	924	130	220	790	102
Peak Hour Factor	0.89	0.89	0.89	0.90	0.90	0.90	0.92	0.92	0.92	0.93	0.93	0.93
Percent Heavy Veh, %	0	0	3	4	0	1	0	1	2	0	1	0
Cap, veh/h	238	231	60	138	218	627	539	1145	161	602	1388	179
Arrive On Green	0.09	0.16	0.16	0.05	0.11	0.11	0.21	0.36	0.36	0.28	0.44	0.44
Sat Flow, veh/h	1810	1455	377	1753	1900	1585	1810	3150	443	1810	3190	412
Grp Volume(v), veh/h	101	0	248	111	161	244	60	525	529	220	444	448
Grp Sat Flow(s),veh/h/ln	1810	0	1832	1753	1900	1585	1810	1791	1803	1810	1791	1811
Q Serve(g_s), s	1.8	0.0	18.4	4.6	11.5	0.0	0.0	37.0	37.0	5.4	26.0	26.0
Cycle Q Clear(g_c), s	1.8	0.0	18.4	4.6	11.5	0.0	0.0	37.0	37.0	5.4	26.0	26.0
Prop In Lane	1.00		0.21	1.00		1.00	1.00		0.25	1.00		0.23
Lane Grp Cap(c), veh/h	238	0	290	138	218	627	539	651	655	602	779	788
V/C Ratio(X)	0.42	0.00	0.85	0.80	0.74	0.39	0.11	0.81	0.81	0.37	0.57	0.57
Avail Cap(c_a), veh/h	238	0	457	184	474	840	539	651	655	602	779	788
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	57.6	0.0	57.3	64.4	59.9	30.4	29.3	40.1	40.1	35.9	29.7	29.7
Incr Delay (d2), s/veh	1.2	0.0	9.1	17.0	4.8	0.4	0.1	10.3	10.3	0.4	3.0	3.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(95%),veh/ln	6.0	0.0	14.2	8.0	9.8	10.0	2.5	24.9	25.0	9.7	17.4	17.5
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	58.8	0.0	66.4	81.4	64.7	30.8	29.4	50.4	50.4	36.3	32.7	32.7
LnGrp LOS	E	A	E	F	E	C	C	D	D	D	C	C
Approach Vol, veh/h	349			516			1114			1112		
Approach Delay, s/veh	64.2			52.2			49.3			33.4		
Approach LOS	E			D			D			C		
Timer - Assigned Phs	1	2	3	4	5	6	7	8				
Phs Duration (G+Y+Rc), s	34.4	66.0	12.3	27.3	44.4	56.0	18.4	21.2				
Change Period (Y+Rc), s	5.4	5.1	5.4	5.1	5.4	5.1	5.4	5.1				
Max Green Setting (Gmax), s	12.6	60.9	10.6	34.9	22.6	50.9	10.6	34.9				
Max Q Clear Time (g_c+I1), s	2.0	28.0	6.6	20.4	7.4	39.0	3.8	13.5				
Green Ext Time (p_c), s	0.1	6.4	0.1	1.1	0.5	5.2	0.1	1.7				
Intersection Summary												
HCM 6th Ctrl Delay	45.7											
HCM 6th LOS	D											

## **FUTURE (2023) BUILD CAPACITY REPORTS**
























Weekday Morning Peak Hour




Weekday Evening Peak Hour

# HCM 6th Signalized Intersection Summary

## 100: Old Troy Pike & Chambersburg Road

10/20/2021




												
Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	35	105	60	180	110	160	30	450	110	210	665	45
Future Volume (veh/h)	35	105	60	180	110	160	30	450	110	210	665	45
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		0.99	1.00		0.99	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach	No			No			No			No		
Adj Sat Flow, veh/h/ln	1811	1900	1796	1826	1900	1826	1856	1841	1752	1885	1856	1900
Adj Flow Rate, veh/h	43	130	74	222	136	198	37	556	136	259	821	56
Peak Hour Factor	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81	0.81
Percent Heavy Veh, %	6	0	7	5	0	5	3	4	10	1	3	0
Cap, veh/h	324	157	89	244	193	600	482	873	213	664	1337	91
Arrive On Green	0.15	0.14	0.14	0.11	0.10	0.10	0.20	0.31	0.31	0.29	0.40	0.40
Sat Flow, veh/h	1725	1137	647	1739	1900	1534	1767	2784	678	1795	3348	228
Grp Volume(v), veh/h	43	0	204	222	136	198	37	349	343	259	432	445
Grp Sat Flow(s),veh/h/ln	1725	0	1784	1739	1900	1534	1767	1749	1713	1795	1763	1814
Q Serve(g_s), s	0.0	0.0	15.6	13.5	9.7	0.0	0.0	23.9	24.1	3.4	27.3	27.3
Cycle Q Clear(g_c), s	0.0	0.0	15.6	13.5	9.7	0.0	0.0	23.9	24.1	3.4	27.3	27.3
Prop In Lane	1.00		0.36	1.00		1.00	1.00		0.40	1.00		0.13
Lane Grp Cap(c), veh/h	324	0	246	244	193	600	482	548	537	664	704	724
V/C Ratio(X)	0.13	0.00	0.83	0.91	0.71	0.33	0.08	0.64	0.64	0.39	0.61	0.61
Avail Cap(c_a), veh/h	324	0	432	258	542	882	482	548	537	664	704	724
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	50.3	0.0	58.7	59.7	60.9	30.0	34.4	41.2	41.3	32.5	33.5	33.5
Incr Delay (d2), s/veh	0.2	0.0	7.0	32.1	4.7	0.3	0.1	5.5	5.7	0.4	4.0	3.9
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(95%),veh/ln	2.4	0.0	12.0	15.1	8.5	8.3	1.7	16.6	16.4	10.7	18.1	18.5
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	50.5	0.0	65.7	91.9	65.5	30.3	34.5	46.7	47.0	32.8	37.4	37.3
LnGrp LOS	D	A	E	F	E	C	C	D	D	C	D	D
Approach Vol, veh/h	247		556				729		1136			
Approach Delay, s/veh	63.1		63.5				46.2		36.4			
Approach LOS	E		E				D		D			
Timer - Assigned Phs	1	2	3	4	5	6	7	8				
Phs Duration (G+Y+Rc), s	33.6	61.0	20.9	24.4	45.6	49.0	26.1	19.3				
Change Period (Y+Rc), s	5.4	5.1	5.4	5.1	5.4	5.1	5.4	5.1				
Max Green Setting (Gmax), s	12.6	55.9	16.6	33.9	24.6	43.9	10.6	39.9				
Max Q Clear Time (g_c+I1), s	2.0	29.3	15.5	17.6	5.4	26.1	2.0	11.7				
Green Ext Time (p_c), s	0.0	5.9	0.1	1.0	0.7	4.0	0.0	1.4				
Intersection Summary												
HCM 6th Ctrl Delay	47.2											
HCM 6th LOS	D											

Intersection						
Int Delay, s/veh	0.1					
Movement	WBL	WBR	NBT	NBR	SBL	SBT
Lane Configurations						
Traffic Vol, veh/h	1	20	645	1	1	920
Future Vol, veh/h	1	20	645	1	1	920
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Stop	Stop	Free	Free	Free	Free
RT Channelized	-	None	-	None	-	None
Storage Length	0	-	-	-	-	-
Veh in Median Storage, #	0	-	0	-	-	0
Grade, %	0	-	0	-	-	0
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	1	22	701	1	1	1000

Major/Minor	Minor1	Major1	Major2		
Conflicting Flow All	1204	351	0	0	702
Stage 1	702	-	-	-	-
Stage 2	502	-	-	-	-
Critical Hdwy	6.84	6.94	-	-	4.14
Critical Hdwy Stg 1	5.84	-	-	-	-
Critical Hdwy Stg 2	5.84	-	-	-	-
Follow-up Hdwy	3.52	3.32	-	-	2.22
Pot Cap-1 Maneuver	177	645	-	-	891
Stage 1	453	-	-	-	-
Stage 2	573	-	-	-	-
Platoon blocked, %			-	-	-
Mov Cap-1 Maneuver	176	645	-	-	891
Mov Cap-2 Maneuver	309	-	-	-	-
Stage 1	453	-	-	-	-
Stage 2	571	-	-	-	-

Approach	WB	NB	SB
HCM Control Delay, s	11.1	0	0
HCM LOS	B		

Minor Lane/Major Mvmt	NBT	NBRWBLn1	SBL	SBT
Capacity (veh/h)	-	-	613	891
HCM Lane V/C Ratio	-	-	0.037	0.001
HCM Control Delay (s)	-	-	11.1	9
HCM Lane LOS	-	-	B	A
HCM 95th %tile Q(veh)	-	-	0.1	0

Intersection						
Int Delay, s/veh	0.3					
Movement	WBL	WBR	NBT	NBR	SBL	SBT
Lane Configurations						
Traffic Vol, veh/h	15	10	635	10	15	905
Future Vol, veh/h	15	10	635	10	15	905
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Stop	Stop	Free	Free	Free	Free
RT Channelized	-	None	-	None	-	None
Storage Length	0	-	-	-	-	-
Veh in Median Storage, #	0	-	0	-	-	0
Grade, %	0	-	0	-	-	0
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	16	11	690	11	16	984
Major/Minor	Minor1	Major1		Major2		
Conflicting Flow All	1220	351	0	0	701	0
Stage 1	696	-	-	-	-	-
Stage 2	524	-	-	-	-	-
Critical Hdwy	6.84	6.94	-	-	4.14	-
Critical Hdwy Stg 1	5.84	-	-	-	-	-
Critical Hdwy Stg 2	5.84	-	-	-	-	-
Follow-up Hdwy	3.52	3.32	-	-	2.22	-
Pot Cap-1 Maneuver	172	645	-	-	892	-
Stage 1	456	-	-	-	-	-
Stage 2	559	-	-	-	-	-
Platoon blocked, %			-	-		-
Mov Cap-1 Maneuver	165	645	-	-	892	-
Mov Cap-2 Maneuver	300	-	-	-	-	-
Stage 1	456	-	-	-	-	-
Stage 2	537	-	-	-	-	-
Approach	WB	NB		SB		
HCM Control Delay, s	15.1	0		0.1		
HCM LOS	C					
Minor Lane/Major Mvmt		NBT	NBRWBLn1	SBL	SBT	
Capacity (veh/h)		-	-	382	892	-
HCM Lane V/C Ratio		-	-	0.071	0.018	-
HCM Control Delay (s)		-	-	15.1	9.1	-
HCM Lane LOS		-	-	C	A	-
HCM 95th %tile Q(veh)		-	-	0.2	0.1	-






HCM 6th TWSC  
400: Chambersburg Road & Access C

10/20/2021

Intersection

Int Delay, s/veh 0.4

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Vol, veh/h	5	420	430	5	5	20
Future Vol, veh/h	5	420	430	5	5	20
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	-	-	-	100	0	-
Veh in Median Storage, #	-	0	0	-	0	-
Grade, %	-	0	0	-	0	-
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	5	457	467	5	5	22

Major/Minor	Major1	Major2	Minor2
Conflicting Flow All	472	0	937
Stage 1	-	-	470
Stage 2	-	-	467
Critical Hdwy	4.13	-	6.63
Critical Hdwy Stg 1	-	-	5.83
Critical Hdwy Stg 2	-	-	5.43
Follow-up Hdwy	2.219	-	3.519
Pot Cap-1 Maneuver	1088	-	278
Stage 1	-	-	596
Stage 2	-	-	630
Platoon blocked, %	-	-	-
Mov Cap-1 Maneuver	1088	-	276
Mov Cap-2 Maneuver	-	-	404
Stage 1	-	-	592
Stage 2	-	-	630
























Approach	EB	WB	SB
HCM Control Delay, s	0.1	0	10.8
HCM LOS			B




Minor Lane/Major Mvmt	EBL	EBT	WBT	WBR	SBLn1
Capacity (veh/h)	1088	-	-	-	650
HCM Lane V/C Ratio	0.005	-	-	-	0.042
HCM Control Delay (s)	8.3	0	-	-	10.8
HCM Lane LOS	A	A	-	-	B
HCM 95th %tile Q(veh)	0	-	-	-	0.1

# HCM 6th Signalized Intersection Summary

## 100: Old Troy Pike & Chambersburg Road




10/20/2021

												
Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	90	180	45	110	150	220	55	870	125	205	745	95
Future Volume (veh/h)	90	180	45	110	150	220	55	870	125	205	745	95
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		0.99	1.00		0.99	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach	No			No			No			No		
Adj Sat Flow, veh/h/ln	1900	1900	1856	1841	1900	1885	1900	1885	1870	1900	1885	1900
Adj Flow Rate, veh/h	101	202	51	122	167	244	60	946	136	220	801	102
Peak Hour Factor	0.89	0.89	0.89	0.90	0.90	0.90	0.92	0.92	0.92	0.93	0.93	0.93
Percent Heavy Veh, %	0	0	3	4	0	1	0	1	2	0	1	0
Cap, veh/h	245	236	59	145	224	622	524	1142	164	583	1390	177
Arrive On Green	0.10	0.16	0.16	0.05	0.12	0.12	0.20	0.36	0.36	0.27	0.44	0.44
Sat Flow, veh/h	1810	1464	370	1753	1900	1585	1810	3141	451	1810	3195	407
Grp Volume(v), veh/h	101	0	253	122	167	244	60	539	543	220	449	454
Grp Sat Flow(s),veh/h/ln	1810	0	1833	1753	1900	1585	1810	1791	1801	1810	1791	1811
Q Serve(g_s), s	1.7	0.0	18.8	5.5	11.9	0.0	0.0	38.4	38.4	6.1	26.5	26.5
Cycle Q Clear(g_c), s	1.7	0.0	18.8	5.5	11.9	0.0	0.0	38.4	38.4	6.1	26.5	26.5
Prop In Lane	1.00		0.20	1.00		1.00	1.00		0.25	1.00		0.22
Lane Grp Cap(c), veh/h	245	0	295	145	224	622	524	651	655	583	779	788
V/C Ratio(X)	0.41	0.00	0.86	0.84	0.74	0.39	0.11	0.83	0.83	0.38	0.58	0.58
Avail Cap(c_a), veh/h	245	0	457	184	474	830	524	651	655	583	779	788
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	57.1	0.0	57.2	64.1	59.7	30.7	30.2	40.6	40.6	37.1	29.8	29.8
Incr Delay (d2), s/veh	1.1	0.0	9.6	23.0	4.9	0.4	0.1	11.6	11.6	0.4	3.1	3.1
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(95%),veh/ln	6.0	0.0	14.5	8.9	10.0	10.0	2.6	25.9	26.0	9.9	17.6	17.8
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	58.2	0.0	66.8	87.2	64.5	31.2	30.3	52.2	52.1	37.5	32.9	32.9
LnGrp LOS	E	A	E	F	E	C	C	D	D	D	C	C
Approach Vol, veh/h	354		533				1142		1123			
Approach Delay, s/veh	64.3		54.4				51.0		33.8			
Approach LOS	E		D				D		C			
Timer - Assigned Phs	1	2	3	4	5	6	7	8				
Phs Duration (G+Y+Rc), s	33.5	66.0	12.9	27.6	43.5	56.0	18.9	21.6				
Change Period (Y+Rc), s	5.4	5.1	5.4	5.1	5.4	5.1	5.4	5.1				
Max Green Setting (Gmax), s	12.6	60.9	10.6	34.9	22.6	50.9	10.6	34.9				
Max Q Clear Time (g_c+I1), s	2.0	28.5	7.5	20.8	8.1	40.4	3.7	13.9				
Green Ext Time (p_c), s	0.1	6.5	0.1	1.1	0.5	5.0	0.1	1.7				
Intersection Summary												
HCM 6th Ctrl Delay	47.0											
HCM 6th LOS	D											

Intersection						
Int Delay, s/veh	0.1					
Movement	WBL	WBR	NBT	NBR	SBL	SBT
Lane Configurations						
Traffic Vol, veh/h	1	10	1170	5	1	1055
Future Vol, veh/h	1	10	1170	5	1	1055
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Stop	Stop	Free	Free	Free	Free
RT Channelized	-	None	-	None	-	None
Storage Length	0	-	-	-	-	-
Veh in Median Storage, #	0	-	0	-	-	0
Grade, %	0	-	0	-	-	0
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	1	11	1272	5	1	1147
Major/Minor	Minor1	Major1		Major2		
Conflicting Flow All	1851	639	0	0	1277	0
Stage 1	1275	-	-	-	-	-
Stage 2	576	-	-	-	-	-
Critical Hdwy	6.84	6.94	-	-	4.14	-
Critical Hdwy Stg 1	5.84	-	-	-	-	-
Critical Hdwy Stg 2	5.84	-	-	-	-	-
Follow-up Hdwy	3.52	3.32	-	-	2.22	-
Pot Cap-1 Maneuver	66	419	-	-	540	-
Stage 1	226	-	-	-	-	-
Stage 2	525	-	-	-	-	-
Platoon blocked, %			-	-		-
Mov Cap-1 Maneuver	66	419	-	-	540	-
Mov Cap-2 Maneuver	168	-	-	-	-	-
Stage 1	226	-	-	-	-	-
Stage 2	522	-	-	-	-	-
Approach	WB	NB		SB		
HCM Control Delay, s	15.1	0		0		
HCM LOS	C					
Minor Lane/Major Mvmt		NBT	NBRWBLn1	SBL	SBT	
Capacity (veh/h)		-	-	369	540	-
HCM Lane V/C Ratio		-	-	0.032	0.002	-
HCM Control Delay (s)		-	-	15.1	11.7	0
HCM Lane LOS		-	-	C	B	A
HCM 95th %tile Q(veh)		-	-	0.1	0	-

Intersection

Int Delay, s/veh 0.5

Movement	WBL	WBR	NBT	NBR	SBL	SBT
Lane Configurations						
Traffic Vol, veh/h	15	20	1155	25	25	1030
Future Vol, veh/h	15	20	1155	25	25	1030
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Stop	Stop	Free	Free	Free	Free
RT Channelized	-	None	-	None	-	None
Storage Length	0	-	-	-	-	-
Veh in Median Storage, #	0	-	0	-	-	0
Grade, %	0	-	0	-	-	0
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	16	22	1255	27	27	1120

Major/Minor	Minor1	Major1	Major2
Conflicting Flow All	1883	641	0
Stage 1	1269	-	-
Stage 2	614	-	-
Critical Hdwy	6.84	6.94	4.14
Critical Hdwy Stg 1	5.84	-	-
Critical Hdwy Stg 2	5.84	-	-
Follow-up Hdwy	3.52	3.32	2.22
Pot Cap-1 Maneuver	63	417	537
Stage 1	228	-	-
Stage 2	502	-	-
Platoon blocked, %		-	-
Mov Cap-1 Maneuver	55	417	537
Mov Cap-2 Maneuver	159	-	-
Stage 1	228	-	-
Stage 2	435	-	-

Approach	WB	NB	SB
HCM Control Delay, s	22.3	0	0.3
HCM LOS	C		




Minor Lane/Major Mvmt	NBT	NBRWBLn1	SBL	SBT
Capacity (veh/h)	-	-	246	537
HCM Lane V/C Ratio	-	-	0.155	0.051
HCM Control Delay (s)	-	-	22.3	12.1
HCM Lane LOS	-	-	C	B
HCM 95th %tile Q(veh)	-	-	0.5	0.2

HCM 6th TWSC  
400: Chambersburg Road & Access C

10/20/2021

Intersection

Int Delay, s/veh 0.3

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Vol, veh/h	10	500	465	5	5	15
Future Vol, veh/h	10	500	465	5	5	15
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	-	-	-	100	0	-
Veh in Median Storage, #	-	0	0	-	0	-
Grade, %	-	0	0	-	0	-
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	2	2	2	2	2	2
Mvmt Flow	11	543	505	5	5	16

Major/Minor	Major1	Major2	Minor2
Conflicting Flow All	510	0	0 1073 255
Stage 1	-	-	- 508 -
Stage 2	-	-	- 565 -
Critical Hdwy	4.13	-	- 6.63 6.93
Critical Hdwy Stg 1	-	-	- 5.83 -
Critical Hdwy Stg 2	-	-	- 5.43 -
Follow-up Hdwy	2.219	-	- 3.519 3.319
Pot Cap-1 Maneuver	1053	-	- 229 745
Stage 1	-	-	- 570 -
Stage 2	-	-	- 568 -
Platoon blocked, %	-	-	-
Mov Cap-1 Maneuver	1053	-	- 226 745
Mov Cap-2 Maneuver	-	-	- 361 -
Stage 1	-	-	- 561 -
Stage 2	-	-	- 568 -

Approach	EB	WB	SB
HCM Control Delay, s	0.2	0	11.3
HCM LOS			B

Minor Lane/Major Mvmt	EBL	EBT	WBT	WBR	SBLn1
Capacity (veh/h)	1053	-	-	-	589
HCM Lane V/C Ratio	0.01	-	-	-	0.037
HCM Control Delay (s)	8.5	0	-	-	11.3
HCM Lane LOS	A	A	-	-	B
HCM 95th %tile Q(veh)	0	-	-	-	0.1

## **FUTURE (2023) BUILD QUEUEING REPORTS FROM SIMTRAFFIC**

Weekday Morning Peak Hour

Weekday Evening Peak Hour



## Intersection: 100: Old Troy Pike &amp; Chambersburg Road

Movement	EB	EB	WB	WB	WB	NB	NB	NB	SB	SB	SB
Directions Served	L	TR	L	T	R	L	T	TR	L	T	TR
Maximum Queue (ft)	153	279	266	270	112	135	291	266	221	278	244
Average Queue (ft)	42	129	152	103	50	27	136	103	112	122	110
95th Queue (ft)	110	235	244	204	88	87	246	216	202	228	212
Link Distance (ft)		599		320	320		651	651		373	373
Upstream Blk Time (%)				0						0	
Queuing Penalty (veh)				0						0	
Storage Bay Dist (ft)	60		200			120			130		
Storage Blk Time (%)	4	36	6	1		0	13		9	6	
Queuing Penalty (veh)	6	13	8	1		0	4		33	13	

## Intersection: 200: Old Troy Pike &amp; Access A

Movement	WB	SB
Directions Served	LR	LT
Maximum Queue (ft)	37	16
Average Queue (ft)	16	1
95th Queue (ft)	41	10
Link Distance (ft)	171	466
Upstream Blk Time (%)		
Queuing Penalty (veh)		
Storage Bay Dist (ft)		
Storage Blk Time (%)		
Queuing Penalty (veh)		

## Intersection: 300: Old Troy Pike &amp; Access B

Movement	WB	SB	SB
Directions Served	LR	LT	T
Maximum Queue (ft)	48	100	25
Average Queue (ft)	19	12	1
95th Queue (ft)	45	57	19
Link Distance (ft)	175	336	336
Upstream Blk Time (%)			
Queuing Penalty (veh)			
Storage Bay Dist (ft)			
Storage Blk Time (%)			
Queuing Penalty (veh)			

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Intersection: 400: Chambersburg Road & Access C

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Movement	EB	WB	SB
Directions Served	LT	T	LR
Maximum Queue (ft)	23	6	35
Average Queue (ft)	1	0	17
95th Queue (ft)	15	6	42
Link Distance (ft)	320	1276	149
Upstream Blk Time (%)			
Queuing Penalty (veh)			
Storage Bay Dist (ft)			
Storage Blk Time (%)			
Queuing Penalty (veh)			

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Network Summary

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Network wide Queuing Penalty: 80

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## Intersection: 100: Old Troy Pike &amp; Chambersburg Road

Movement	EB	EB	WB	WB	WB	NB	NB	NB	SB	SB	SB
Directions Served	L	TR	L	T	R	L	T	TR	L	T	TR
Maximum Queue (ft)	160	401	206	252	160	219	468	435	229	318	287
Average Queue (ft)	90	194	100	126	72	68	271	244	147	167	153
95th Queue (ft)	177	334	180	218	132	184	417	384	240	283	258
Link Distance (ft)		599		320	320		651	651		373	373
Upstream Blk Time (%)										0	0
Queuing Penalty (veh)										0	0
Storage Bay Dist (ft)	60		200			120			130		
Storage Blk Time (%)	16	50	2	2		0	34		20	11	
Queuing Penalty (veh)	38	46	3	2		1	19		76	23	

## Intersection: 200: Old Troy Pike &amp; Access A

Movement	WB	SB	SB
Directions Served	LR	LT	T
Maximum Queue (ft)	32	34	19
Average Queue (ft)	10	1	1
95th Queue (ft)	34	22	19
Link Distance (ft)	171	466	466
Upstream Blk Time (%)			
Queuing Penalty (veh)			
Storage Bay Dist (ft)			
Storage Blk Time (%)			
Queuing Penalty (veh)			

## Intersection: 300: Old Troy Pike &amp; Access B

Movement	WB	NB	NB	SB	SB
Directions Served	LR	T	TR	LT	T
Maximum Queue (ft)	92	5	4	250	177
Average Queue (ft)	30	0	0	48	20
95th Queue (ft)	70	5	3	171	108
Link Distance (ft)	175	373	373	336	336
Upstream Blk Time (%)				0	
Queuing Penalty (veh)				0	
Storage Bay Dist (ft)					
Storage Blk Time (%)					
Queuing Penalty (veh)					

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Intersection: 400: Chambersburg Road & Access C

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Movement	EB	SB
Directions Served	LT	LR
Maximum Queue (ft)	64	39
Average Queue (ft)	6	16
95th Queue (ft)	33	41
Link Distance (ft)	320	149
Upstream Blk Time (%)		
Queuing Penalty (veh)		
Storage Bay Dist (ft)		
Storage Blk Time (%)		
Queuing Penalty (veh)		

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Network Summary

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Network wide Queuing Penalty: 209

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# Huber Heights Fire Division

**Inspections require two business days advance notice! (OAC)1301:7-7-09(A)(5)**

Occupancy Name:	Union at Chambersburg – Planning Commission		
Occupancy Address:	Old Troy Pike and Chambersburg Road		
Type of Permit:	HHP&D Site Plan		
Additional Permits:	Choose an item.		
Additional Permits:	Choose an item.		
MCBR BLD:	Not Yet Assigned	HH P&D:	
MCBR MEC:		HHFD Plan:	21-215
MCBR ELE:		HHFD Box:	2
REVIEWER:	Susong	DATE:	10/22/2021

## **Fire Department Comments:**

*The Huber Heights City Code Part 15 Refers to Fire Code Requirements and has adopted by reference OFC and IFC Appendices*

**These comments are based only on the proposed site work, fire department access and basic fire protection concept at this time. The proposed development will need to meet the requirements of the Ohio Fire Code 2017, Ohio Building Code 2017, and the Huber Heights Codified Ordinance. Based on the drawings provided the following requirements need to be met.**

- Please review requirements for fire service features in Ohio Fire Code (OFC), Rule 5.
- Fire apparatus access roads will need to comply with OFC 503 as well as the adopted appendices from the OFC (2017) and the Huber Heights Codified Ordinance (HHCO) Section 15.
- Additional access is required to the residential portion of project. Refer to OFC 503.1.2 and Appendix D106.1. **Corrected. Proposed drawing C3.0, dated 10/1/2021, shows access entries on Chambersburg Road and Old Troy Pike.**
- Buildings where the vertical distance between the grade plane and the highest roof surface exceeds 30 feet, shall be provided with approved aerial fire apparatus access roads. OFC Appendix D105.1. Refer to D105.2, D105.3 and D105.4 for additional requirements. **Aerial access for buildings 1,4 and 5 meets the requirements of D105 due to no parking along back sides. Aerial access for buildings 2,3 and 6 slightly exceeds the maximum**

**30 feet but will be accepted based on buildings being equipped with fire sprinklers systems. If buildings will not be sprinklered access will need to be adjusted.**

- Multi family residential developments with more than 200 dwelling units shall have two separate and approved fire access roads regardless of whether they are equipped with an approved automatic sprinkler system. OFC Appendix D106.2. **Proposed drawing C3.0, dated 10/1/2021, shows access entries on Chambersburg Road and Old Troy Pike.**
- The minimum drive width shall be 26 feet with fire hydrants. OFC Appendix D103.1. **Proposed drawing C3.0, dated 10/1/2021, shows roads to be 26 feet in width.**
- The turning radius for fire department access roads shall meet requirements for Huber Heights Fire Division (HHFD) vehicles. Contact HHFD to obtain information. OFC 503.2.4 and Appendix D103.3. **Turn radius shown on proposed drawing C3.0, dated 10/1/2021 appears to comply.**
- Fire department access roads shall not have dead ends over 150 feet without an approved turnaround. OFC 503.2.5 and Appendix D103.4. **Dead ends over 150 feet have been removed as shown on proposed drawing C3.0, dated 10/1/2021.**
- The water supply for fire protection shall meet the requirements of OFC 507 and Appendix B. Calculations and findings will need to be determined and provided. Water Main and hydrant extension sizes and spacing will also need to be shown in detail. Fire flow requirements shall be determined in accordance with Ohio Fire Code, Appendix B, Fire Flow Requirements for Buildings. Once the fire flow has been determined the minimum number of required fire hydrants can be confirmed. (Building Construction Classification and Square Footage will need to be determined first). **Fire flows have not been provided with this submittal and shall be determined before installation of underground mains.**
- Fire hydrant spacing shall also meet the requirements of HHCO 1521. **Hydrant spacing exceeds 300 feet, as required in accordance with HHCO 1521.06(c), in areas as shown on proposed drawing C6.0, dated 10/1/2021.**
- Buildings provided with fire sprinkler systems will need to have a fire department connection located within 75 feet of a fire hydrant in accordance with Huber Heights Codified Ordinance 1521.01(e). The connection shall be a 4" Storz fitting with a 30-degree turn-down. **Engineer/Architect shall determine if buildings will be required to be sprinklered.**

Please reference contact information below for questions or concerns with this document.

Plans reviewed by the Huber Heights Fire Division are reviewed with the intent they comply in **ALL** respects to this code, as prescribed in **SECTION (D) 104.1 of the 2017 Ohio Fire Code**. Any omissions or errors on the plans or in this review do not relieve the applicant of complying with **ALL** applicable requirements of this code. These plans have been reviewed for compliance with the Ohio Fire Code adopted by this jurisdiction. There may be other regulations applicable under local, state, or federal statutes and codes, which this department has no authority to enforce and therefore have not been evaluated as part of this plan review.



# Memorandum

Staff Report for Meeting of October 26, 2021

To: Huber Heights City Planning Commission  
From: Scott P. Falkowski, Assistant City Manager  
Date: October 15, 2021  
Subject: ZC 21-34 Basic Development Plan 6502 Old Troy Pike

Application dated October 4, 2021

Department of Planning and Development

City of Huber Heights

**APPLICANT/OWNER:** The Annex Group – Applicant  
Charles Annarino/Owner

**DEVELOPMENT NAME:** Union at Chambersburg

**ADDRESS/LOCATION:** 6502 Old Troy Pike

**ZONING/ACREAGE:** R-4 / 20

**EXISTING LAND USE:** Office and vacant

**ZONING  
ADJACENT LAND:** A, O-1, R-6, PP

**REQUEST:** The applicant requests approval for a Basic Development Plan for 20 acres for 216 multi-family units in a Planned Residential Development.

**ORIGINAL APPROVAL:**

**APPLICABLE HHCC:**

**CORRESPONDENCE:** In Favor – None Received  
In Opposition – None Received

**ATTACHMENTS:**

## **OVERVIEW:**

The applicant requests approval of a rezoning to Planned Residential and a Basic Development Plan for 20.0 acres at the northeast corner of Old Troy Pike and Chambersburg Road.

## **STAFF ANALYSIS AND RECOMMENDATION:**

The applicant is looking to develop 20 acres at the northeast corner of Old Troy Pike and Chambersburg Road. The current request is to rezone to PR Planned Residential for construction of 216 multi family units.

The request is for the following:

The City's Comprehensive Plan calls for this area to be Commercial Business.

Sanitary and water will connect into the City's public main system and is located on Old Troy Pike and Chambersburg Road. Drainage will be handled through a public storm sewer system including detention basins, following the City's Code for storm water drainage. Chambersburg Road shall be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan, including curbs and sidewalks. Two access points are proposed, one on Old Troy Pike and one on Chambersburg Road. The parking code for Multi-family residential is two spaces per dwelling unit. 322 parking spaces are proposed with 14 of those being ADA accessible.

Six buildings are proposed with 36 units in each building. The buildings are all three stories in height. The buildings are proposed to be all siding. Staff recommends that there be a minimum of 25% brick or stone.

The Zoning Code is as follows:

### CHAPTER 1172 - (PR) PLANNED RESIDENTIAL DISTRICT<sup>[42]</sup>

#### 1172.01 - Principal permitted uses.

The following principal uses are permitted, provided that they are approved as provided for in this chapter:

- (a) All residential uses permitted in all other chapters of the Zoning Ordinance such as: one family dwellings, two family dwellings, multiple family dwellings, including garden apartments, row houses, quadraminiums and condominiums;
- (b) Churches and other places of worship;
- (c) Colleges, primary and secondary schools under School Board or Parochial supervision, and public libraries;
- (d) Public recreation buildings, parks, playgrounds and athletic fields under School Board, Parochial, other governmental supervision or "homeowners association" supervision; and
- (e) Uses designed solely to serve in a complimentary way the needs of this District above.

#### 1172.02 - Accessory uses.

The following accessory uses are permitted:

- (a) Uses customarily incidental to all permitted uses; and
- (b) Temporary structures and uses required during construction in this District.

#### 1172.03 - Development standards.

Except when specifically modified herein, the provisions of Chapter 1181, "General Provisions", shall govern. In addition, the following development standards apply:

##### (a) *Minimum "PR" Land Area Requirement.*

- (1) A minimum of one acre shall be required.

##### (b) *Dwelling Unit Density—Five Dwelling Units.*

- (1) The average dwelling unit density for the entire district shall not exceed five dwelling units (DU) per acre.
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:
  - A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.

##### (c) *Dwelling Unit Density—Eight Dwelling Units.*

- (1) Dwelling unit density for the entire district shall not exceed eight dwelling units per acre of land on which dwellings are constructed. For example, if the entire district is three acres but dwellings are constructed on two acres only, dwelling unit density for the entire district shall not exceed 16 dwellings.
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side, and rear yards shall be those prescribed in the City approved detailed final development plans, except that:
  - A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.

##### (d) *Dwelling Unit Density—Twelve Dwelling Units.*

- (1) Dwelling unit density for the entire district shall not exceed 12 dwelling units per acre of land on which dwellings are constructed. For example, if the entire district is three acres but dwellings are constructed on two acres only, dwelling unit density for the entire district shall not exceed 24 dwellings.
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:
  - A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.
- (e) *Character of Neighborhood.* Use of the Planned Residential Zoning District for developments with a proposed dwelling unit density greater than five dwelling units per acre shall be considered only when the district is bounded at least on one side by R-5, R-6, R-7, O-1, B, I, or Planned Development Districts.

#### 1172.04 - Parking and loading.

- (a) The provisions of Chapter 1185, "Parking and Loading", shall apply, except that at least two permanently maintained parking spaces shall be provided for each family unit, except for detached single family dwellings.
- (b) Required parking spaces shall not be part of public thoroughfares, private roads leading to and serving the sites of the various uses in this district.

#### 1172.05 - Utilities.

The distribution systems for utilities are required to be underground.

#### 1171.05 - *Contents of basic development plan.*

- (a) *The basic development plan shall consist of at least the following information together with such other data and materials as may be required by the City:*
  - (1) *Site plan showing the actual shape and dimensions of the lot to be built upon or to be changed in its use together with the location of the existing and proposed structures with approximate square footages, number of stories including heights of structures;*
  - (2) *Typical elevation views of the front and side of each type of building;*
  - (3) *Planning location and dimensions of all proposed drives, service access road, sidewalks, and curb openings;*
  - (4) *Parking lot areas (show dimensions of a typical parking space), unloading areas, fire lanes and handicapped parking;*
  - (5) *Landscaping plan, walls and fences;*
  - (6) *Storm water detention and surface drainage;*
  - (7) *Exterior lighting plan;*
  - (8) *Vehicular circulation pattern;*

- (9) *Location and square footage of signs;*
  - (10) *Topographic survey; and*
  - (11) *Listing of proposed uses taken from the list of permitted and special uses of the PUD zoning district to which rezoning is being sought.*
- (b) *The Planning Commission shall schedule both the proposed rezoning and the issue of approval of the basic development plan for a combined public hearing, following which it shall make its recommendation indicating approval, approval with modification or disapproval.*

(Ord. 2006-O-1655, Passed 9-25-05)

*1171.06 - General standards for approval.*

*The Planning Commission shall review the application, prepared development plan and the facts presented at the hearing. The applicant shall have the burden of proof. No approval shall be given unless the Commission shall find by a preponderance of the evidence that such PUD on the proposed locations:*

- (a) *Is consistent with official thoroughfare plan, comprehensive development plan and other applicable plans and policies;*
- (b) *Could be substantially completed within the period of time specified in the schedule of development submitted by the developer;*
- (c) *Is accessible from public roads that are adequate to carry the traffic that shall be imposed upon them by the proposed development. Further, the streets and driveways on the site of the proposed development shall be adequate to serve the residents or occupants of the proposed development;*
- (d) *Shall not impose an undue burden on public services such as utilities, fire and police protection, and schools;*
- (e) *Contains such proposed covenants, easements and other provisions relating to the proposed development standards as may reasonably be required for the public health, safety and welfare;*
- (f) *Shall be landscaped or otherwise improved and the location and arrangement of structures, parking areas, walks, lighting and appurtenant facilities shall be compatible with the existing intended uses, and any part of a PUD not used for structures, parking and loading areas, or accessways;*
- (g) *Shall preserve natural features such as water courses, trees, and rock outcrops, to the degree possible, so that they can enhance the overall design of the PUD;*
- (h) *Is designed to take advantage of the existing land contours in order to provide satisfactory road gradients and suitable building lots and to facilitate the provision of proposed services;*

- (i) *Shall place underground all electric and telephone facilities, street light wiring and other wiring conduits and similar facilities in any development which is primarily designed for or occupied by dwellings, unless waived by the Commission because of technical reasons;*
- (j) *Shall not create excessive additional requirements at public cost of public facilities and services and shall not be detrimental to the economic welfare of the community;*
- (k) *Shall not involve uses, activities, processes, materials, equipment, and conditions of operation that shall be detrimental to any persons, property or the general welfare by reason of excessive production of traffic, noise, smoke, fumes, glare or odors; and*
- (l) *Rezoning of the land to the PUD District and approval of the development plan shall not adversely affect the public peace, health, morals, safety or welfare.*

*(Ord. 93-O-602, Passed 3-22-93)*

#### *1171.07 - Review and recommendations by planning commission.*

*The Planning Commission shall review the proposed PUD as presented in the application and basic development plan in terms of the standards in Section 1171.06 and the specific requirements as outlined in all Planned Unit Developments. The Commission shall hold a public hearing on the proposed PUD. At least ten days in advance of such hearing, notice of time and place of such hearing shall be published in a newspaper of general circulation in the City. Written notice of such hearing shall be mailed at least ten days before the public hearing to the owners of property located within 200 feet of the property proposed for the PUD. The Planning Commission shall make its recommendation, indicating approval, approval with modifications, or disapproval. If the Commission recommends approving rezoning of land to a PUD District and also approves a basic development plan for the area to be rezoned, it may impose upon that plan any additional requirements or conditions deemed appropriate by the Commission to ensure that the development shall meet the standards described in Section 1171.06 and shall comply with the intention and objectives of this Zoning Ordinance.*

*If the owner chooses to submit a combined development plan, the Planning Commission shall review the aspects of it constituting the basic development plan pursuant to the standards set out in Section 1171.06. The detailed development plan aspects shall be reviewed in the same manner as provided herein for review of detailed development plans.*

*(Ord. 93-O-602, Passed 3-22-93)*



*1171.08 - Action by council.*

*Council shall hold a public hearing for application for rezoning and approval of the basic development plan (or combined development plan) after receiving the proposal from the Planning Commission. At least 15 days' notice of the time and place of such public hearing shall be placed in a newspaper of general circulation in the City. Written notice of such hearing shall be mailed at least ten days before the public hearing to the owners of property located within 200 feet of the property proposed for the PUD. Council shall approve, reject or approve with modifications the rezoning and basic development plan in the same manner as other rezoning requests. If the applicant has chosen to submit a combined development plan, Council shall review the aspects of it constituting the basic development plan pursuant to the standards set out in Section 1171.06. If Council approves the basic development plan aspects of a combined development plan, the detailed development plan shall be deemed to be approved and no further action shall be required for the area covered by the combined development plan. If the basic development plan aspects of a combined development plan are modified, the combined development plan shall be changed in all aspects to meet that modification. The City staff in charge of plan review shall determine when the basic development plan or combined plan meets the modification required by Council.*

*(Ord. 93-O-602, Passed 3-22-93)*

*1171.11 - Changes in the basic and detailed development plans.*

*A PUD shall be developed only according to the approved and recorded detailed development plan and supporting data together with all recorded amendments and shall be binding on the applicants, their successors, grantees and assigns and shall limit and control the use of premises (including the internal use of buildings and structures) and location of structures in the PUD as set forth therein.*

- (a) Major Changes. Changes which alter the concept, uses or intent of the PUD including increases in the number of units per acre, change in location or amount of nonresidential land uses, more than 15 percent modification in proportion of housing types, significant redesign of roadways, utilities or drainage, may be approved only by submission of a new basic plan and supporting data in accordance with Sections 1171.03, 1171.04 and 1171.05.*
- (b) Minor Changes. The Zoning Officer recommends to the Planning Commission approval or disapproval of the minor changes in the PUD. Minor changes are defined as any change not defined as a major change.*

*(Ord. 89-O-339, Passed 2-6-89)*



## **Planning Commission Decision Record**

WHEREAS, on September 24, 2021, the applicant, The Annex Group, requested approval of a Basic Development Plan for property located at 6502 Old Troy Pike, Parcel Number P70-04004-0003 of the Montgomery County, Ohio Records (ZC 21-34); and

WHEREAS, on October 26, 2021, the Planning Commission did meet and fully discuss the details of the request.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission hereby recommended approval of the request.

Ms. Vargo moved to recommend approval of the request by the applicant, The Annex Group for a Basic Development Plan for property located at 6502 Old Troy Pike, Parcel Number P70-04004-0003 of the Montgomery County, Ohio Records (ZC 21-34) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021 with the following conditions:

1. The Basic Development Plan shall be the plans stamped received by the City of Huber Heights Planning Department on September 24, 2021.
2. A minimum of 25% of the surface area of the buildings shall be finished with brick or stone masonry products.
3. Chambersburg Road will be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan.
4. Prior to the issuance of a zoning permit, the applicant shall submit and receive approval of a Detailed Development Plan through the Planning Commission.
5. Applicant shall implement any recommendations from the Traffic Impact Study dated October, 2021.

ZC 21-34 – Decision Record

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Thomas, Mr. Jeffries, Ms. Vargo, and Mr. Walton. NAYS: None. Motion to recommend approval carried 5-0.

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Terry Walton, Chair  
Planning Commission

---

Date

Planning Commission Meeting  
October 26, 2021

being the 70-foot lots and 185 being the 51-foot lots. The seventy foot lots are all located at the exterior of the development. The proposal calls for 101.58 acres of open space, or 59.4% of the development. Staff recommends that a minimum of 25% of the surface area of the front façade shall be finished with brick or stone masonry products.

Ms. Vargo asked about 5 ft side setbacks, Mr. Falkowski said yes.

Mr. Jeffries asked about buffering, Mr. Falkowski said development agreement through the City. City to have park land.

Ryan Reed, DDC Management said area donated to the City, public park. Ms. Vargo asked how many phases, Ryan responded 4 phases, mixture in all phases.

Ms. Byrge asked any street lighting and Mr. Falkowski said standard AES lights or individual.

Mr. Hart asked HOA and average price. Ryan Reed said market mid 200s lower 300s and Mr. Falkowski said yes to HOA.

**Action**

Ms. Thomas moved to approve the request by the applicant, DDC MANAGEMENT, for approval of a Basic Development Plan for 172.5 acres property located at Chambersburg Road, Parcel Numbers P70-04048-0006 and P70-04008-0004, Villages of Westport, of the Montgomery County Ohio records (ZC 21-35) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record attached hereto.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Vargo, Ms. Thomas, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

**6. BASIC DEVELOPMENT PLAN - The applicant, THE ANNEX GROUP, is requesting approval of a Basic Development Plan for 20 acres for property located at 6502 Old Troy Pike for 216 multi-family units in a Planned Residential Development (ZC 21-34).**

Mr. Falkowski stated the applicant requests approval of a rezoning to Planned Residential and a Basic Development Plan for 20.0 acres at the northeast corner of Old Troy Pike and Chambersburg Road.

The applicant is looking to develop 20 acres at the northeast corner of Old Troy Pike and Chambersburg Road. The current request is to rezone to PR Planned Residential for construction of 216 multi-family units.

The City's Comprehensive Plan calls for this area to be Commercial Business.

Sanitary and water will connect into the City's public main system and is located on Old Troy Pike and Chambersburg Road. Drainage will be handled through a

Planning Commission Meeting  
October 26, 2021

public storm sewer system including detention basins, following the City's Code for storm water drainage. Chambersburg Road shall be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan, including curbs and sidewalks. Two access points are proposed, one on Old Troy Pike and one on Chambersburg Road. The parking code for Multi-family residential is two spaces per dwelling unit. 322 parking spaces are proposed with 14 of those being ADA accessible.

Six buildings are proposed with 36 units in each building. The buildings are all three stories in height. The buildings are proposed to be all siding. Staff recommends that there be a minimum of 25% brick or stone.

Mr. Falkowski said Traffic Impact Study came in over the weekend and did not make it into the packets. One recommendation is the southern access point be a right in right out access point.

Ms. Opp asked about right in right out and parking spaces and Mr. Falkowski said room to add more further away.

Ms. Thomas asked what will divide from the bank. Mr. Falkowski said detention basin and drive.

When it comes back for a Detailed Plan, they will have a landscaping plan as well.

Mr. Jeffries parking will be 10-ft-wide, and Mr. Falkowski said yes.

Tyler Knox said 65 1 bedroom, 106 2 bedroom, and 45 3 bedroom. 1.5 parking ratio – we can look into more parking spaces.

Ms. Byrge asked about handicap and Mr. Falkowski stated 10 ft wide with stripped area. Also asked about elevators and they do not.

Mr. Hart asked normal space size will be narrower and Mr. Falkowski said no 10 ft wide spaces.

Mr. Jeffries hesitant to vote without seeing the traffic impact study. Mr. Falkowski could add condition to Decision Record that they follow any recommendation from the Traffic Impact Study.

### **Action**

Ms. Vargo moved to approve the request by the applicant, THE ANNEX GROUP, for approval of a Basic Development Plan for 20 acres for property located at 6502 Old Troy Pike, Parcel Number P70-04004-0003 of the Montgomery County Ohio records (ZC 21-34) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record as amended.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Vargo, Ms. Thomas, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

TO APPROVE A REZONING TO PLANNED RESIDENTIAL AND A BASIC DEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 6502 OLD TROY PIKE AND FURTHER IDENTIFIED AS PARCEL NUMBER P70 04004 0003 ON THE MONTGOMERY COUNTY AUDITOR'S TAX MAP AND ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION (ZONING CASE 21-34).

WHEREAS, the citizens of Huber Heights require the efficient and orderly planning of land uses within the City; and

WHEREAS, the City Planning Commission has reviewed Zoning Case 21-34 and on October 26, 2021, recommended approval by a vote of 5-0 of the Rezoning to Planned Residential and a Basic Development Plan; and

WHEREAS, the City Council has considered the issue.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. The application requesting approval of a Rezoning to Planned Residential and a Basic Development Plan (Zoning Case 21-34) is hereby approved in accordance with the Planning Commission's recommendation and following conditions:

1. The Basic Development Plan shall be the plans stamped received by the City of Huber Heights Planning Department on September 24, 2021.
2. A minimum of 25% of the surface area of the buildings shall be finished with brick or stone masonry products.
3. Chambersburg Road will be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan.
4. Prior to the issuance of a zoning permit, the applicant shall submit and receive approval of a Detailed Development Plan through the Planning Commission.
5. Applicant shall implement any recommendation from the Traffic Impact Study dated October 2021.
6. Prior to the issuance of a zoning permit, the applicant shall enter into a PUD Agreement with the City for the purpose, but not the sole purpose, of establishing the development obligations of the applicant and requiring the submittal of a performance bond, cash bond, or letter of credit to insure the installation of landscaping as approved. The bond or letter of credit shall be in an amount equal to the applicant's estimate of the cost of installation as approved by the Planning Department and shall remain in effect until such time as the landscaping has been completed as determined by the Planning Department. Upon completion of the installation of landscaping as required by the approved landscape plan, the applicant may request release of the performance bond or letter of credit. Following an inspection by the Planning Department and upon determination by the department that the landscaping has been completed in accordance with the approved landscaping plan, 80% of the performance bond or letter of credit may be released. However, the performance bond or letter of credit will not be released until a maintenance bond lasting three growing seasons, or letter of credit equal to 20% of the initial performance bond or letter of credit to ensure maintenance of the landscaping, is submitted to and accepted by the Planning Department. The term of the maintenance bond shall be three growing seasons.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.



Section 3. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_ 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8016

**New Business     M.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-35 - DDC Management - Chambersburg Road - Rezoning/Basic Development Plan

**Submitted By:** Geri Hoskins

**Department:** Planning

**Division:** Planning

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

---

**Agenda Item Description or Legislation Title**

An Ordinance To Approve A Rezoning To Planned Residential And A Basic Development Plan For The Property Located At Chambersburg Road And Further Identified As Parcel Numbers P70 04008 0004 And P70 04008 0006 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-35).  
(first reading)

**Purpose and Background**

The applicant, DDC Management, is requesting approval of a Rezoning to Planned Residential (PR) and a Basic Development Plan for 172.5 acres on Chambersburg Road for a residential subdivision (ZC 21-35).

---

**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

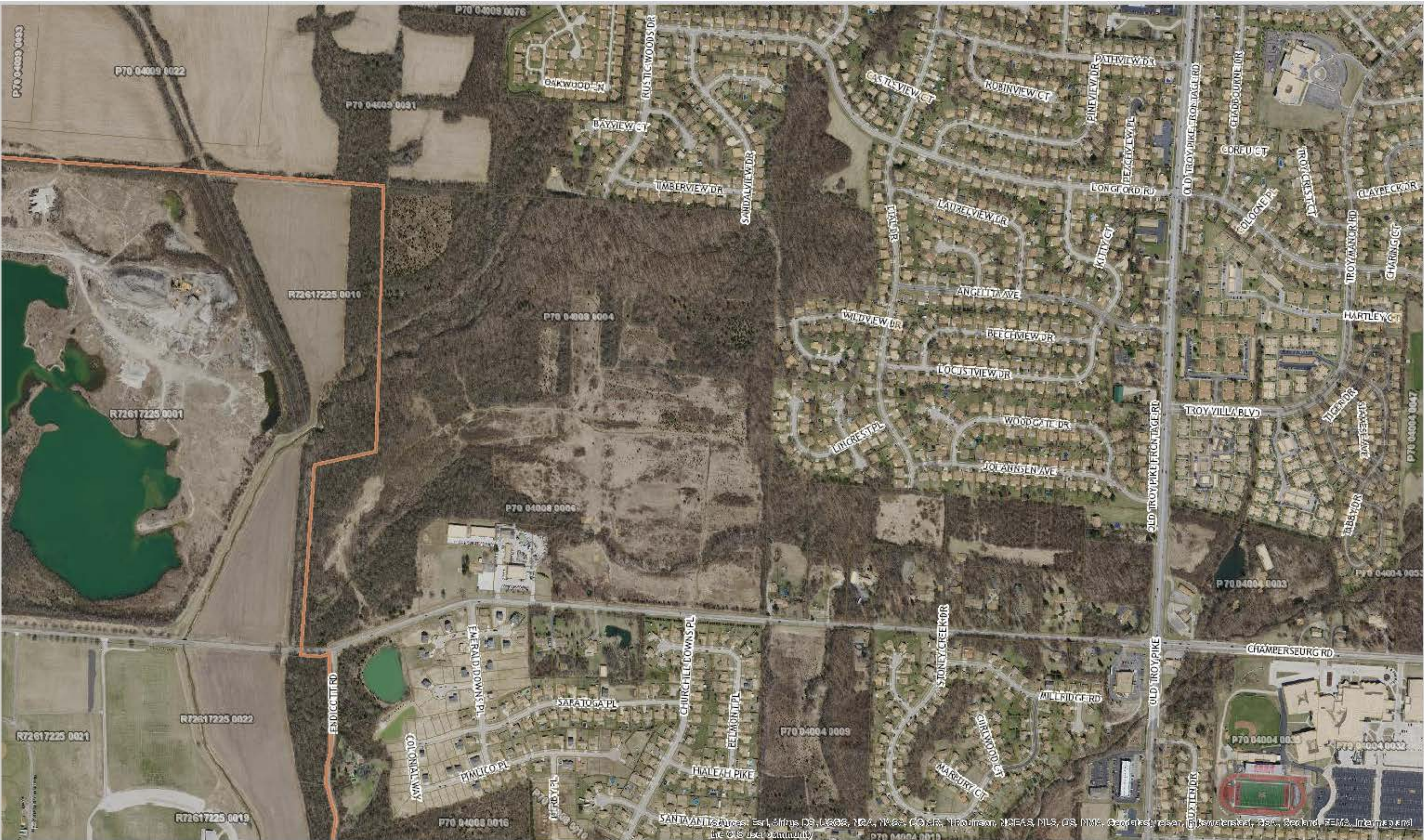
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**Attachments**

Map  
Drawings  
Fire Assessment  
Staff Report  
Decision Record  
Minutes  
Ordinance

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1 in = 752 ft

# City of Huber Heights

Date: 10/26/2021



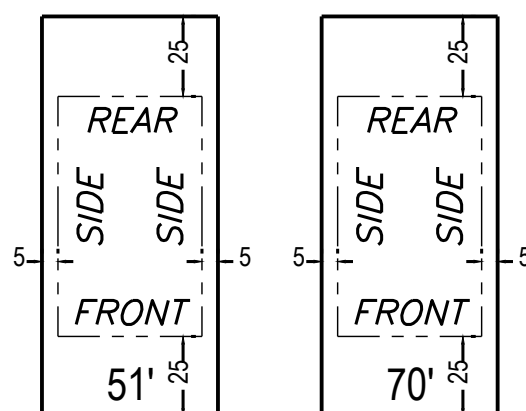


## NOTES

1. SANITARY TO BE TIED INTO CITY OF HUBER HEIGHTS SYSTEM
2. WATER TO BE INSTALLED AND CONNECTED TO CITY OF HUBER HEIGHTS SYSTEM
3. ELECTRIC TO BE SUPPLIED BY DAYTON POWER AND LIGHT CO.
4. ALL PUBLIC STREETS TO BE CONSTRUCTED ACCORDING TO STATE OF OHIO DEPARTMENT OF TRANSPORTATION "CONSTRUCTION AND MATERIAL SPECIFICATIONS" AT THE TIME OF ORIGINAL PRELIMINARY PLAT APPROVAL
5. PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT
6. CONCRETE WALK TO BE INSTALLED
7. STORM WATER MANAGEMENT TO COMPLY WITH CITY OF HUBER HEIGHTS STANDARDS AND THE OEPA
8. EXISTING ZONING: R-4B - RESIDENTIAL
9. PROPOSED ZONING: PR - PLANNED RESIDENTIAL
10. PROPOSED RIGHT OF WAY = 16.67 ACRES

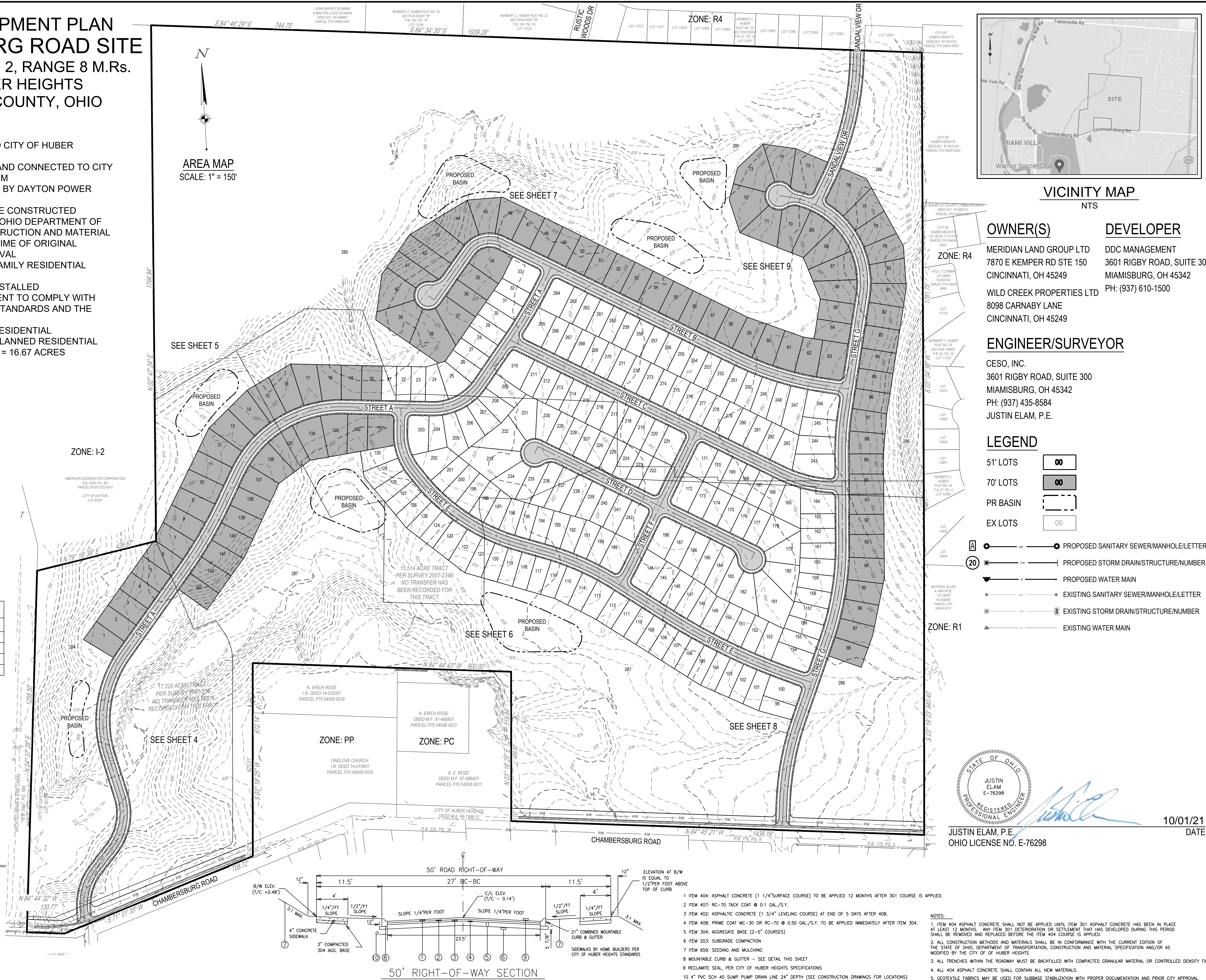
SHEET INDEX	
CIVIL	DESCRIPTION
1	TITLE SHEET
2	EXISTING CONDITIONS PLAN
3	EXISTING CONDITIONS PLAN
4	LAYOUT PLAN
5	LAYOUT PLAN
6	LAYOUT PLAN
7	LAYOUT PLAN
8	LAYOUT PLAN
9	LAYOUT PLAN
10	UTILITY PLAN
11	UTILITY PLAN
12	PRE DEV DRAINAGE PLAN
13	POST DEV DRAINAGE PLAN

SITE DATA TABLE	
OVERALL ACREAGE	171.00 ACRES
LOT COUNT	283
DENSITY	1.65 UNITS/ACRE
OPEN SPACE	101.58 AC (59.4%)
STREET LENGTH	12,415'



51' x 120' LOT    70' x 120' LOT

TYPICAL SINGLE FAMILY LOT

[illegible]

DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

# TITLE SHEET

ISSUE:	
PRELIMINARY PLAN	
DATE:	
10/01/2021	
JOB NO.:	758257
DESIGN:	JEE
DRAWN:	SJS
CHECKED:	JEE
SHEET NO.	
1	



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DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

# EXISTING CONDITIONS PLAN

ISSUE:  
PRELIMINARY PLAN

DATE:  
10/01/2021

JOB NO.:	758257
DESIGN:	JEE
DRAWN:	SJS
CHECKED:	JEE

SHEET NO.  
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DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

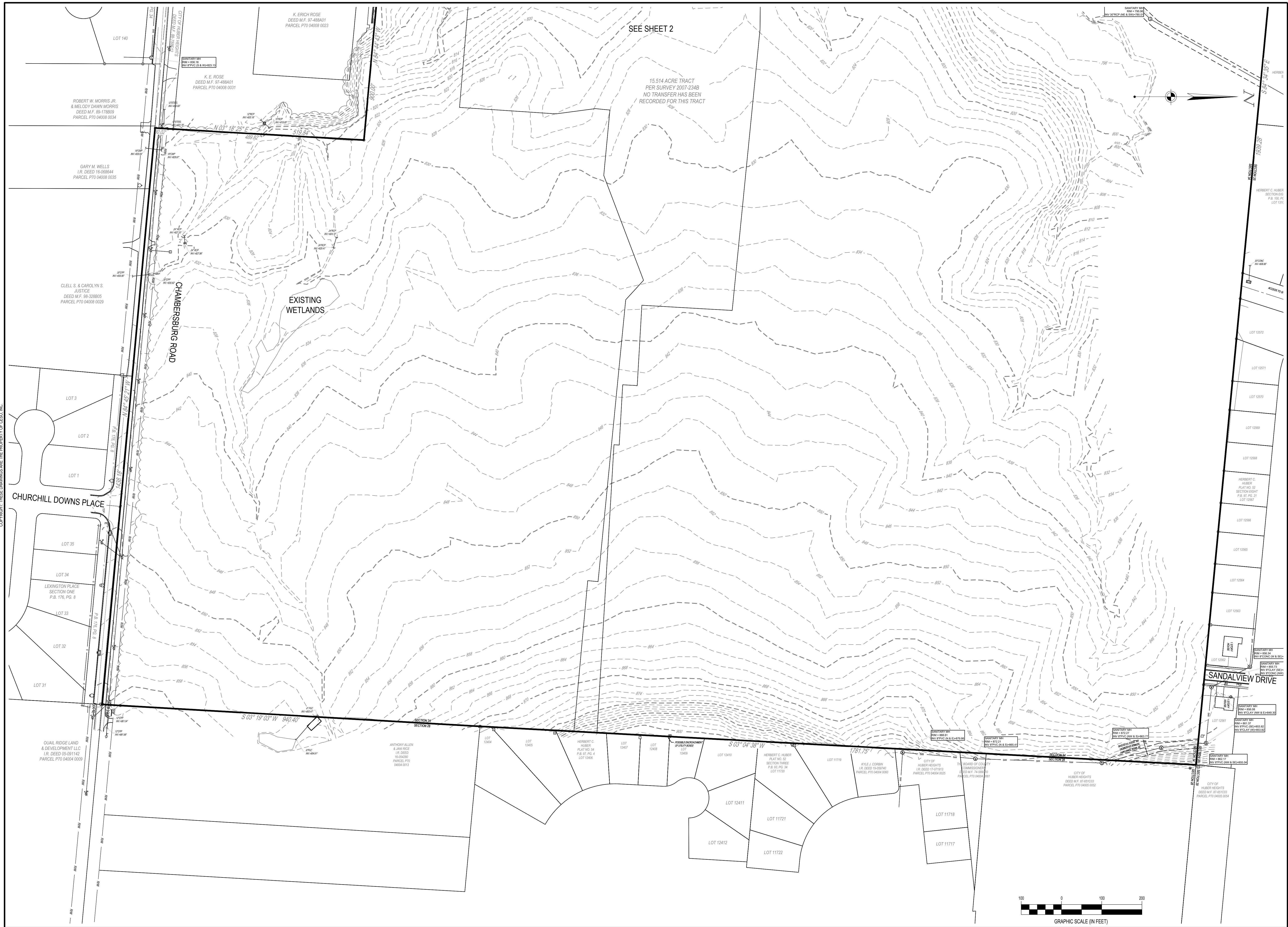
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ISSUE:  
PRELIMINARY PLAN

DATE:  
10/01/2021

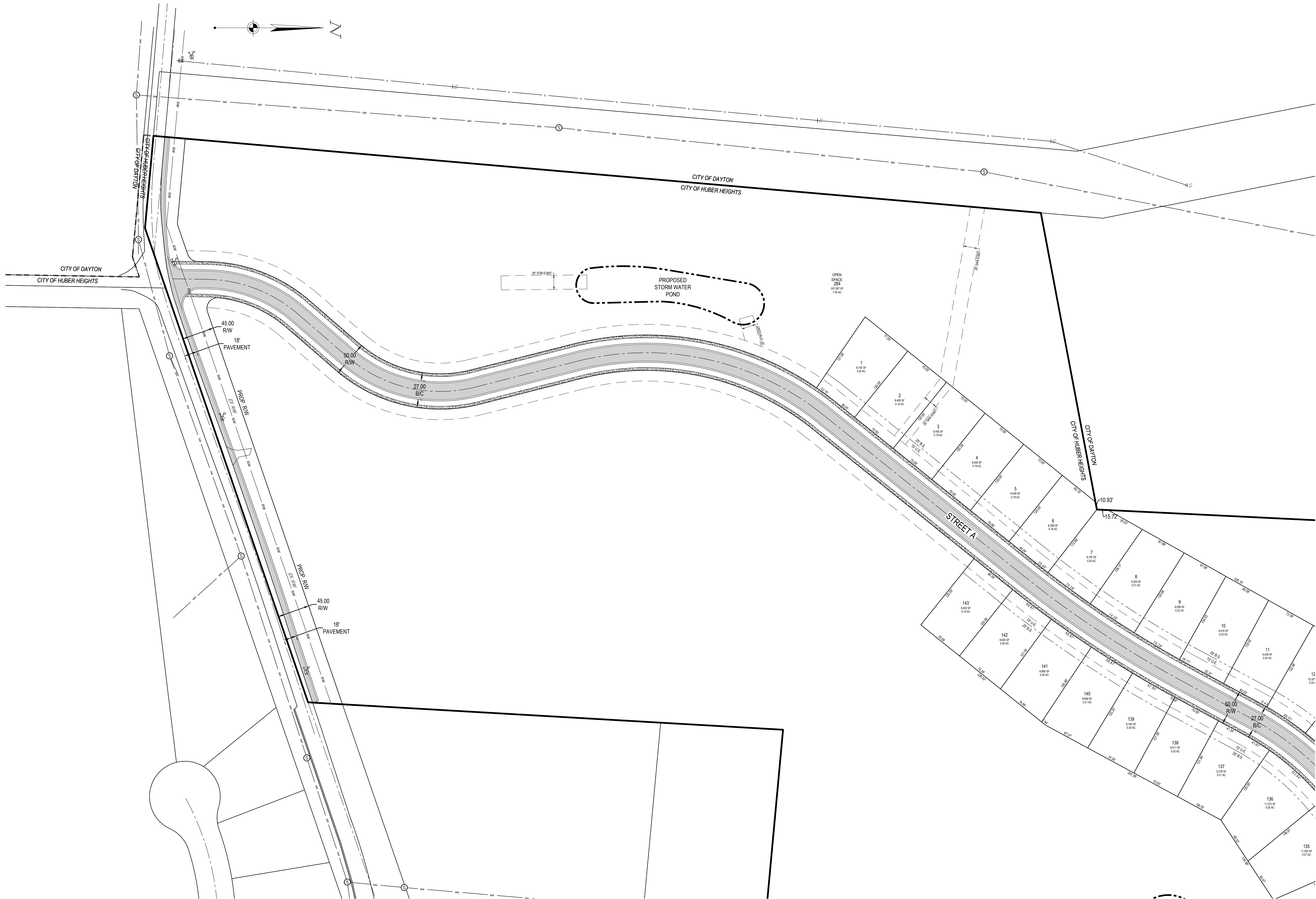
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3





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SEE SHEET 6

SEE SHEET 5



NO. DATE REVISION DESCRIPTION

DDC MANAGEMENT

# CHAMBERSBURG ROAD SITE PRELIMINARY

SPRINGFIELD, OHIO

## LAYOUT PLAN

ISSUE: PRELIMINARY PLAN	
DATE: 10/01/2021	
JOB NO.:	758257
DESIGN:	JEE
DRAWN:	SJS
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SHEET NO. 4	



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DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

## LAYOUT PLAN

ISSUE:  
PRELIMINARY PLAN

DATE:  
10/01/2021

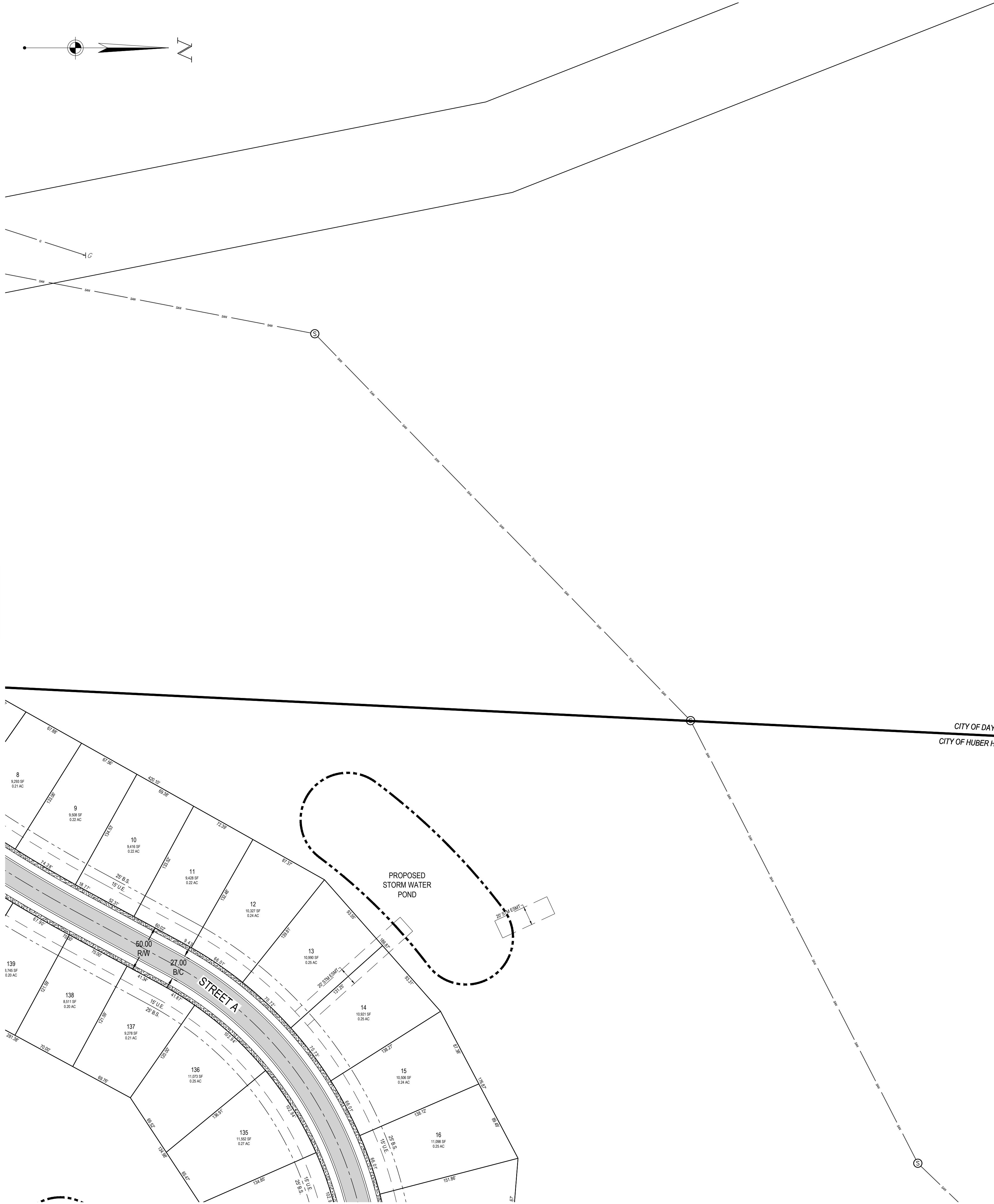
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5



GRAPHIC SCALE (IN FEET)

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SEE SHEET 4

SEE SHEET 7

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DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

## LAYOUT PLAN

ISSUE: PRELIMINARY PLAN	
DATE: 10/01/2021	
JOB NO.:	758257
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SHEET NO. 6	





NO. DATE REVISION DESCRIPTION

DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

LAYOUT PLAN

ISSUE: PRELIMINARY PLAN	
DATE: 10/01/2021	
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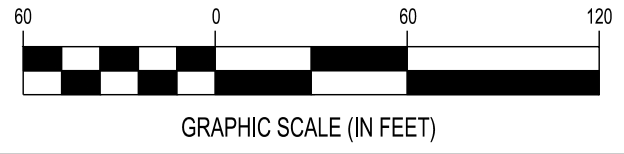


GRAPHIC SCALE (IN FEET)



SHEET NO.  
8

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SEE SHEET 8

SEE SHEET 7



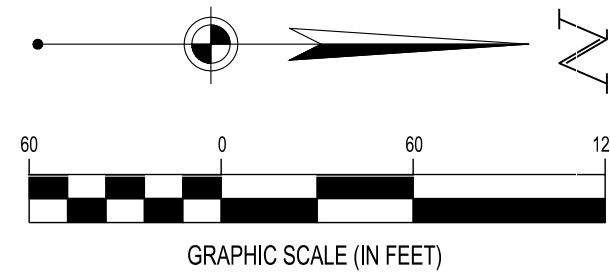
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DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

LAYOUT PLAN

ISSUE:  
PRELIMINARY PLAN  
DATE:  
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## SPRINGFIELD, OHIO

SHEET NO.  
10





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DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

## UTILITY PLAN

ISSUE:  
PRELIMINARY PLAN

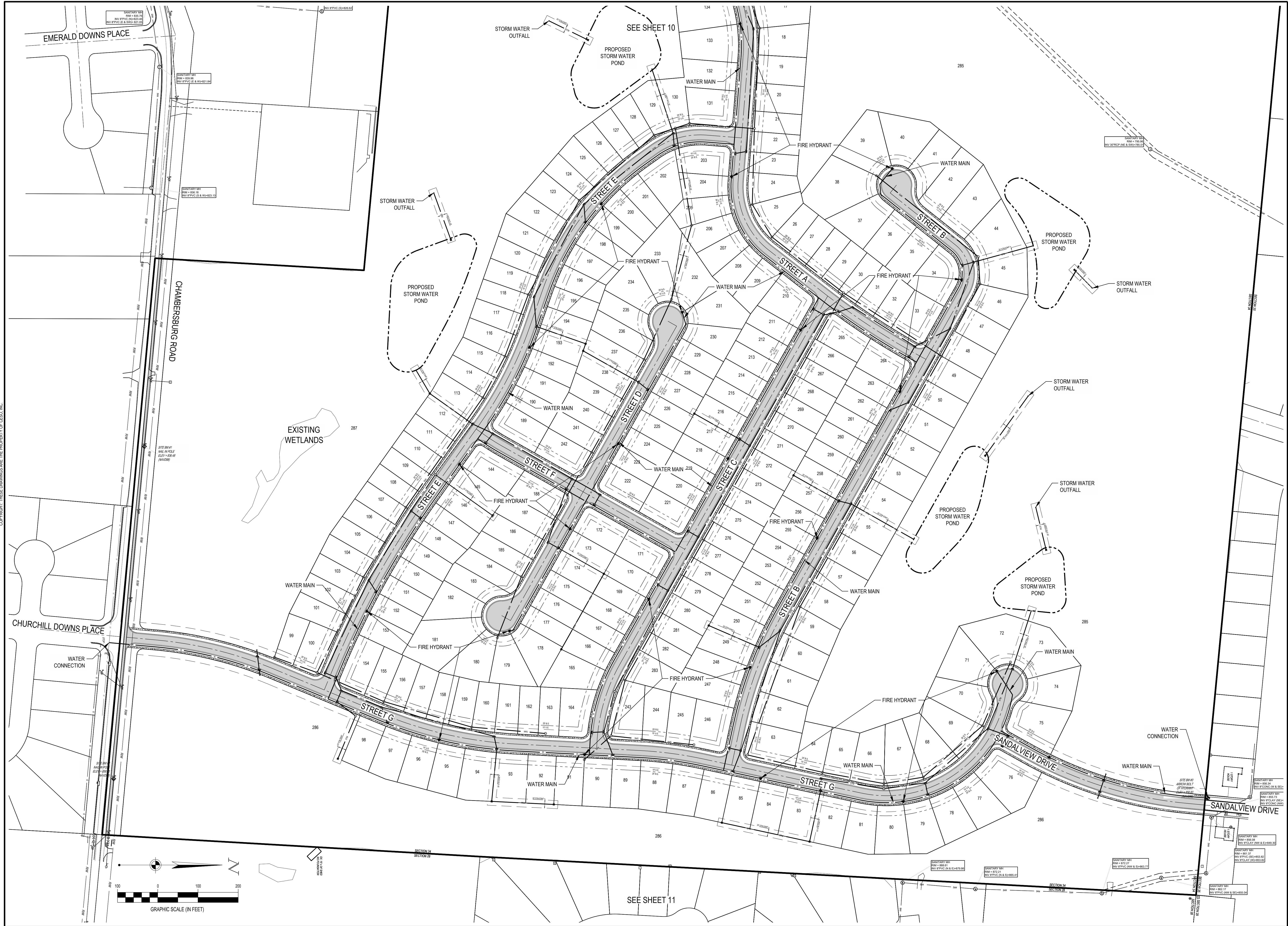
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11

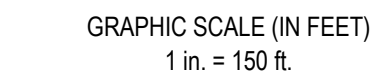






## SPRINGFIELD, OHIO

ISSUE: PRELIMINARY PLAN DATE: 10/01/2021	
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SHEET NO. 12	





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REVISION DESCRIPTION

NO. DATE

DDC MANAGEMENT  
CHAMBERSBURG ROAD  
SITE PRELIMINARY

SPRINGFIELD, OHIO

POST DEV  
DRAINAGE PLAN

ISSUE:  
PRELIMINARY PLAN  
DATE:  
10/01/2021  
JOB NO.: 758257  
DESIGN: JEE  
DRAWN: SJS  
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13





# Huber Heights Fire Division

**Inspections require two business days advance notice! (OAC)1301:7-7-09(A)(5)**

Occupancy Name:	Villages of Westport
Occupancy Address:	Chambersburg Road

Type of Permit:	HHP&D Site Plan
Additional Permits:	Choose an item.

MCBR BLD:	N/A	HH P&D:	N/A
MCBR MEC:	N/A	HHFD Plan:	21-214
MCBR ELE:	N/A	HHFD Box:	
REVIEWER:	Susong	DATE:	10/25/2021

## **Fire Department Comments:**

**The Huber Heights City Code Part 15 Refers to Fire Code Requirements and has adopted by reference OFC and IFC Appendices**

**These comments are based only on the proposed site work, fire department access and basic fire protection concept at this time. The proposed development will need to meet the requirements of the Ohio Fire Code 2017 and the Huber Heights Codified Ordinance. Based on the drawings provided the following requirements need to be met.**

### **Requirements:**

- Fire apparatus access roads will need to comply with OFC 503 as well as the adopted appendices from the OFC (2017) and the Huber Heights Codified Ordinance (HHCO) Section 15.
- Cul-de-sac measurements should be increased to comply with Ohio Fire Code, Appendix D. D103.1.
- **Fire Hydrants:** Hydrants shall be spaced no greater than 500 feet apart and within 400 feet from any opening in any building. Structure locations are not provided on current drawings so the 400 feet from any opening shall be confirmed during next phase. **Hydrant spacing exceeds 500 feet between the hydrant at Endicott and the next hydrant on Street A and hydrants on Street C. Please confirm locations.**
- In accordance with Huber Heights Codified Ordinance 1521.06 (b)(1), "The Fire Code Official shall make a determination if a double Storz hydrant is needed in residential areas with single family homes greater than 3600 square feet." If homes in this area exceed 3600 sq. ft. please advise.
- All new water mains and any existing water mains that are replaced shall be eight inches in diameter or greater in all one-, two- and three-family dwelling

areas and in multi-family areas or commercial areas. All water mains shall be sectionalized and looped when reasonably feasible and achievable. Dead end water mains shall only be permitted upon written approval from the Fire Official and City Engineer. Huber Heights Codified Ordinance 1519.01 - Water mains. ***Dead ends mains are shown at Endicott.***

- The minimum fire-flow and flow duration requirements for one- and two-family dwellings shall comply with Ohio Fire Code B105.1.

Please reference contact information below for questions or concerns with this document.

Plans reviewed by the Huber Heights Fire Division are reviewed with the intent they comply in **ALL** respects to this code, as prescribed in **SECTION (D) 104.1 of the 2011 Ohio Fire Code**. Any omissions or errors on the plans or in this review do not relieve the applicant of complying with **ALL** applicable requirements of this code. These plans have been reviewed for compliance with the Ohio Fire Code adopted by this jurisdiction. There may be other regulations applicable under local, state, or federal statutes and codes, which this department has no authority to enforce and therefore have not been evaluated as part of this plan review.



# Memorandum

Staff Report for Meeting of October 26, 2021

To: Huber Heights City Planning Commission  
From: Scott P. Falkowski, Assistant City Manager  
Date: October 15, 2021  
Subject: ZC 21-35 Basic Development Plan Villages of Westport

Application dated October 1, 2021

Department of Planning and Development

City of Huber Heights

**APPLICANT/OWNER:** DDC Management – Applicant  
Meridian Land Group LTD & Wild Creek Properties  
LTD/Owner

**DEVELOPMENT NAME:** Villages of Westport

**ADDRESS/LOCATION:** Chambersburg Road

**ZONING/ACREAGE:** / 172.5

**EXISTING LAND USE:** Vacant

**ZONING  
ADJACENT LAND:** PC, PP, R-1, R-4

**REQUEST:** The applicant requests approval for a Basic Development Plan for 172.5 acres for Villages of Westport, a Planned Residential Development.

**ORIGINAL APPROVAL:**

**APPLICABLE HHCC:**

**CORRESPONDENCE:** In Favor – None Received  
In Opposition – None Received

**ATTACHMENTS:**

## **OVERVIEW:**

The applicant requests approval of a Rezoning to Planned Residential and a Basic Development Plan for 172.5 acres on Chambersburg Road for a residential subdivision.

## **STAFF ANALYSIS AND RECOMMENDATION:**

The applicant is looking to develop 172.5 acres on the north side of Chambersburg Road. The intent is to build two hundred and eighty-three (283) residential lots. The request is to rezone to Planned Residential for this development.

The Zoning Code is as follows:

### CHAPTER 1172 - (PR) PLANNED RESIDENTIAL DISTRICT<sup>[42]</sup>

#### 1172.01 - Principal permitted uses.

The following principal uses are permitted, provided that they are approved as provided for in this chapter:

- (a) All residential uses permitted in all other chapters of the Zoning Ordinance such as: one family dwellings, two family dwellings, multiple family dwellings, including garden apartments, row houses, quadraminiums and condominiums;
- (b) Churches and other places of worship;
- (c) Colleges, primary and secondary schools under School Board or Parochial supervision, and public libraries;
- (d) Public recreation buildings, parks, playgrounds and athletic fields under School Board, Parochial, other governmental supervision or "homeowners association" supervision; and
- (e) Uses designed solely to serve in a complimentary way the needs of this District above.

#### 1172.02 - Accessory uses.

The following accessory uses are permitted:

- (a) Uses customarily incidental to all permitted uses; and
- (b) Temporary structures and uses required during construction in this District.

#### 1172.03 - Development standards.

Except when specifically modified herein, the provisions of Chapter 1181, "General Provisions", shall govern. In addition, the following development standards apply:

(a) *Minimum "PR" Land Area Requirement.*

- (1) A minimum of one acre shall be required.

(b) *Dwelling Unit Density—Five Dwelling Units.*

- (1) The average dwelling unit density for the entire district shall not exceed five dwelling units (DU) per acre.
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:
- A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.

(c) *Dwelling Unit Density—Eight Dwelling Units.*

- (1) Dwelling unit density for the entire district shall not exceed eight dwelling units per acre of land on which dwellings are constructed. For example, if the entire district is three acres but dwellings are constructed on two acres only, dwelling unit density for the entire district shall not exceed 16 dwellings.
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side, and rear yards shall be those prescribed in the City approved detailed final development plans, except that:
- A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.

(d) *Dwelling Unit Density—Twelve Dwelling Units.*

- (1) Dwelling unit density for the entire district shall not exceed 12 dwelling units per acre of land on which dwellings are constructed. For example, if the entire district is three acres but dwellings are constructed on two acres only, dwelling unit density for the entire district shall not exceed 24 dwellings.
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:
- A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.

- (e) *Character of Neighborhood.* Use of the Planned Residential Zoning District for developments with a proposed dwelling unit density greater than five dwelling units per acre shall be considered only when the district is bounded at least on one side by R-5, R-6, R-7, O-1, B, I, or Planned Development Districts.

1172.04 - Parking and loading.

- (a) The provisions of Chapter 1185, "Parking and Loading", shall apply, except that at least two permanently maintained parking spaces shall be provided for each family unit, except for detached single family dwellings.
- (b) Required parking spaces shall not be part of public thoroughfares, private roads leading to and serving the sites of the various uses in this district.

#### 1172.05 - Utilities.

The distribution systems for utilities are required to be underground.

The request is for the following:

The City's Comprehensive Plan calls for this area to be Single Family Residential with a maximum of 6 units per acre. The proposed density is 1.65 dwelling units per acre.

Sanitary and water will connect into the City's public main system. Water and sanitary are located along the perimeter of the property. Drainage will be handled through a public storm sewer system including detention basins, following the City's Code for storm water drainage. Chambersburg Road will be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan. All streets will be public with curb and sidewalk on both sides.

Two styles of lot are being proposed. All lots are proposed to have a minimum of 120 feet in depth, twenty five foot front yards, five foot side yards and twenty five foot rear yards. The two styles are fifty one foot minimum width lots and seventy foot minimum width lots. The total lots count is 283 lots, with 98 of them being the 70 foot lots and 185 being the 51 foot lots. The seventy foot lots are all located at the exterior of the development. The proposal calls for 101.58 acres of open space, or 59.4% of the development. Staff recommends that a minimum of 25% of the surface area of the front façade shall be finished with brick or stone masonry products.

#### 1171.05 - Contents of basic development plan.

- (a) *The basic development plan shall consist of at least the following information together with such other data and materials as may be required by the City:*
- (1) *Site plan showing the actual shape and dimensions of the lot to be built upon or to be changed in its use together with the location of the existing and proposed structures with approximate square footages, number of stories including heights of structures;*
  - (2) *Typical elevation views of the front and side of each type of building;*
  - (3) *Planning location and dimensions of all proposed drives, service access road, sidewalks, and curb openings;*
  - (4) *Parking lot areas (show dimensions of a typical parking space), unloading areas, fire lanes and handicapped parking;*
  - (5) *Landscaping plan, walls and fences;*
  - (6) *Storm water detention and surface drainage;*
  - (7) *Exterior lighting plan;*

- (8) *Vehicular circulation pattern;*
  - (9) *Location and square footage of signs;*
  - (10) *Topographic survey; and*
  - (11) *Listing of proposed uses taken from the list of permitted and special uses of the PUD zoning district to which rezoning is being sought.*
- (b) *The Planning Commission shall schedule both the proposed rezoning and the issue of approval of the basic development plan for a combined public hearing, following which it shall make its recommendation indicating approval, approval with modification or disapproval.*

*(Ord. 2006-O-1655, Passed 9-25-05)*

*1171.06 - General standards for approval.*

*The Planning Commission shall review the application, prepared development plan and the facts presented at the hearing. The applicant shall have the burden of proof. No approval shall be given unless the Commission shall find by a preponderance of the evidence that such PUD on the proposed locations:*

- (a) *Is consistent with official thoroughfare plan, comprehensive development plan and other applicable plans and policies;*
- (b) *Could be substantially completed within the period of time specified in the schedule of development submitted by the developer;*
- (c) *Is accessible from public roads that are adequate to carry the traffic that shall be imposed upon them by the proposed development. Further, the streets and driveways on the site of the proposed development shall be adequate to serve the residents or occupants of the proposed development;*
- (d) *Shall not impose an undue burden on public services such as utilities, fire and police protection, and schools;*
- (e) *Contains such proposed covenants, easements and other provisions relating to the proposed development standards as may reasonably be required for the public health, safety and welfare;*
- (f) *Shall be landscaped or otherwise improved and the location and arrangement of structures, parking areas, walks, lighting and appurtenant facilities shall be compatible with the existing intended uses, and any part of a PUD not used for structures, parking and loading areas, or accessways;*
- (g) *Shall preserve natural features such as water courses, trees, and rock outcrops, to the degree possible, so that they can enhance the overall design of the PUD;*
- (h) *Is designed to take advantage of the existing land contours in order to provide satisfactory road gradients and suitable building lots and to facilitate the provision of proposed services;*

- (i) *Shall place underground all electric and telephone facilities, street light wiring and other wiring conduits and similar facilities in any development which is primarily designed for or occupied by dwellings, unless waived by the Commission because of technical reasons;*
- (j) *Shall not create excessive additional requirements at public cost of public facilities and services and shall not be detrimental to the economic welfare of the community;*
- (k) *Shall not involve uses, activities, processes, materials, equipment, and conditions of operation that shall be detrimental to any persons, property or the general welfare by reason of excessive production of traffic, noise, smoke, fumes, glare or odors; and*
- (l) *Rezoning of the land to the PUD District and approval of the development plan shall not adversely affect the public peace, health, morals, safety or welfare.*

*(Ord. 93-O-602, Passed 3-22-93)*

*1171.07 - Review and recommendations by planning commission.*

*The Planning Commission shall review the proposed PUD as presented in the application and basic development plan in terms of the standards in Section 1171.06 and the specific requirements as outlined in all Planned Unit Developments. The Commission shall hold a public hearing on the proposed PUD. At least ten days in advance of such hearing, notice of time and place of such hearing shall be published in a newspaper of general circulation in the City. Written notice of such hearing shall be mailed at least ten days before the public hearing to the owners of property located within 200 feet of the property proposed for the PUD. The Planning Commission shall make its recommendation, indicating approval, approval with modifications, or disapproval. If the Commission recommends approving rezoning of land to a PUD District and also approves a basic development plan for the area to be rezoned, it may impose upon that plan any additional requirements or conditions deemed appropriate by the Commission to ensure that the development shall meet the standards described in Section 1171.06 and shall comply with the intention and objectives of this Zoning Ordinance.*

*If the owner chooses to submit a combined development plan, the Planning Commission shall review the aspects of it constituting the basic development plan pursuant to the standards set out in Section 1171.06. The detailed development plan aspects shall be reviewed in the same manner as provided herein for review of detailed development plans.*

*(Ord. 93-O-602, Passed 3-22-93)*



*1171.08 - Action by council.*

*Council shall hold a public hearing for application for rezoning and approval of the basic development plan (or combined development plan) after receiving the proposal from the Planning Commission. At least 15 days' notice of the time and place of such public hearing shall be placed in a newspaper of general circulation in the City. Written notice of such hearing shall be mailed at least ten days before the public hearing to the owners of property located within 200 feet of the property proposed for the PUD. Council shall approve, reject or approve with modifications the rezoning and basic development plan in the same manner as other rezoning requests. If the applicant has chosen to submit a combined development plan, Council shall review the aspects of it constituting the basic development plan pursuant to the standards set out in Section 1171.06. If Council approves the basic development plan aspects of a combined development plan, the detailed development plan shall be deemed to be approved and no further action shall be required for the area covered by the combined development plan. If the basic development plan aspects of a combined development plan are modified, the combined development plan shall be changed in all aspects to meet that modification. The City staff in charge of plan review shall determine when the basic development plan or combined plan meets the modification required by Council.*

*(Ord. 93-O-602, Passed 3-22-93)*

*1171.11 - Changes in the basic and detailed development plans.*

*A PUD shall be developed only according to the approved and recorded detailed development plan and supporting data together with all recorded amendments and shall be binding on the applicants, their successors, grantees and assigns and shall limit and control the use of premises (including the internal use of buildings and structures) and location of structures in the PUD as set forth therein.*

- (a) Major Changes. Changes which alter the concept, uses or intent of the PUD including increases in the number of units per acre, change in location or amount of nonresidential land uses, more than 15 percent modification in proportion of housing types, significant redesign of roadways, utilities or drainage, may be approved only by submission of a new basic plan and supporting data in accordance with Sections 1171.03, 1171.04 and 1171.05.*
- (b) Minor Changes. The Zoning Officer recommends to the Planning Commission approval or disapproval of the minor changes in the PUD. Minor changes are defined as any change not defined as a major change.*

*(Ord. 89-O-339, Passed 2-6-89)*



## **Planning Commission Decision Record**

WHEREAS, on October 1, 2021, the applicant, DDC Management, requested approval of a Basic Development Plan for property located at Chambersburg Road, Parcel Numbers P70-04008-0006 and P70-04008 0004 of the Montgomery County, Ohio Records (ZC 21-35); and

WHEREAS, on October 26, 2021, the Planning Commission did meet and fully discuss the details of the request.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission hereby recommended approval of the request.

Ms. Thomas moved to recommend approval of the request by the applicant, DDC Management for a Basic Development Plan for property located at Chambersburg Road, Parcel Numbers P70-04008-0006 and P70-04008 0004 of the Montgomery County, Ohio Records (ZC 21-35) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021 with the following conditions:

1. The Basic Development Plan for Village of Westport shall be the plans stamped received by the City of Huber Heights Planning Department on October 1, 2021.
2. The minimum setbacks shall be as follows: 25-foot front yard, 25-foot rear yard, 5-foot side yard.
3. A minimum of 25% of the surface area of the front façade shall be finished with brick or stone masonry products.
4. Minimum floor area shall be as follows: one story dwellings shall have a minimum floor area of 1,200 square feet and two-story dwellings shall have a minimum floor area of 1,600 square feet.

ZC 21-35 – Decision Record

5. Chambersburg Road will be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan.
6. Prior to the issuance of a zoning permit, the applicant shall submit and receive approval of a Detailed Development Plan through the Planning Commission.
7. A 20' preservation zone shall be placed along the East boundary line.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Vargo, Mr. Jeffries, Ms. Thomas, and Mr. Walton. NAYS: None. Motion to recommend approval carried 5-0.

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Terry Walton, Chair  
Planning Commission

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Date

Planning Commission Meeting  
October 26, 2021

Josh Mann - spoke to concerns with  
Doesn't want it in the neighborhood

Ms. Vargo asked about complaints against I70 paintball?  
How many Police Calls.

Mr. Walton asked if the commission had any other questions for staff. Ms. Vargo said a couple of things came up that she wasn't aware of. Camping wasn't part of the application. Nothing was said about pyrotechnics. I would want input from Fire. Discussion followed on tabling this issue for more information.

### **Action**

Ms. Vargo moved to table the request by the applicant, DARIN SCHMIDT, for approval A Basic Development Plan for 19.1 acres for an Airsoft and paintball facility for property located at 7860 Bellefontaine Road (ZC 21-36).

Seconded by Ms. Opp. Roll call showed: YEAS: Ms. Thomas, Ms. Opp, Mr. Jeffries, and Ms. Vargo. NAYS: Mr. Walton. Motion to table carried 4-1.

### **5. BASIC DEVELOPMENT PLAN - The applicant, DDC MANAGEMENT, is requesting approval of a Basic Development Plan for 172.5 acres property located at Chambersburg Road, Villages of Westport, a Planned Residential Development (ZC 21-35).**

Mr. Falkowski stated that the applicant requests approval of a Rezoning to Planned Residential and a Basic Development Plan for 172.5 acres on Chambersburg Road for a residential subdivision.

The applicant is looking to develop 172.5 acres on the north side of Chambersburg Road. The intent is to build two hundred and eighty-three (283) residential lots. The request is to rezone to Planned Residential for this development.

The City's Comprehensive Plan calls for this area to be Single Family Residential with a maximum of 6 units per acre. The proposed density is 1.65 dwelling units per acre.

Sanitary and water will connect into the City's public main system. Water and sanitary are located along the perimeter of the property. Drainage will be handled through a public storm sewer system including detention basins, following the City's Code for storm water drainage. Chambersburg Road will be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan. All streets will be public with curb and sidewalk on both sides.

Two styles of lot are being proposed. All lots are proposed to have a minimum of 120 feet in depth, twenty-five-foot front yards, five-foot side yards and twenty-five-foot rear yards. The two styles are fifty-one-foot minimum width lots and seventy- foot minimum width lots. The total lots count is 283 lots, with 98 of them

Planning Commission Meeting  
October 26, 2021

being the 70-foot lots and 185 being the 51-foot lots. The seventy foot lots are all located at the exterior of the development. The proposal calls for 101.58 acres of open space, or 59.4% of the development. Staff recommends that a minimum of 25% of the surface area of the front façade shall be finished with brick or stone masonry products.

Ms. Vargo asked about 5 ft side setbacks, Mr. Falkowski said yes.

Mr. Jeffries asked about buffering, Mr. Falkowski said development agreement through the City. City to have park land.

Ryan Reed, DDC Management said area donated to the City, public park. Ms. Vargo asked how many phases, Ryan responded 4 phases, mixture in all phases.

Ms. Byrge asked any street lighting and Mr. Falkowski said standard AES lights or individual.

Mr. Hart asked HOA and average price. Ryan Reed said market mid 200s lower 300s and Mr. Falkowski said yes to HOA.

**Action**

Ms. Thomas moved to approve the request by the applicant, DDC MANAGEMENT, for approval of a Basic Development Plan for 172.5 acres property located at Chambersburg Road, Parcel Numbers P70-04048-0006 and P70-04008-0004, Villages of Westport, of the Montgomery County Ohio records (ZC 21-35) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record attached hereto.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Vargo, Ms. Thomas, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

**6. BASIC DEVELOPMENT PLAN - The applicant, THE ANNEX GROUP, is requesting approval of a Basic Development Plan for 20 acres for property located at 6502 Old Troy Pike for 216 multi-family units in a Planned Residential Development (ZC 21-34).**

Mr. Falkowski stated the applicant requests approval of a rezoning to Planned Residential and a Basic Development Plan for 20.0 acres at the northeast corner of Old Troy Pike and Chambersburg Road.

The applicant is looking to develop 20 acres at the northeast corner of Old Troy Pike and Chambersburg Road. The current request is to rezone to PR Planned Residential for construction of 216 multi-family units.

The City's Comprehensive Plan calls for this area to be Commercial Business.

Sanitary and water will connect into the City's public main system and is located on Old Troy Pike and Chambersburg Road. Drainage will be handled through a

CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

TO APPROVE A REZONING TO PLANNED RESIDENTIAL AND A BASIC DEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT CHAMBERSBURG ROAD AND FURTHER IDENTIFIED AS PARCEL NUMBERS P70 04008 0004 AND P70 04008 0006 ON THE MONTGOMERY COUNTY AUDITOR'S TAX MAP AND ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION (ZONING CASE 21-35).

WHEREAS, the citizens of Huber Heights require the efficient and orderly planning of land uses within the City; and

WHEREAS, the City Planning Commission has reviewed Zoning Case 21-35 and on October 26, 2021, recommended approval by a vote of 5-0 of the Rezoning to Planned Residential and a Basic Development Plan; and

WHEREAS, the City Council has considered the issue.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. The application requesting approval of a Rezoning to Planned Residential and a Basic Development Plan (Zoning Case 21-35) is hereby approved in accordance with the Planning Commission's recommendation and following conditions:

1. The Basic Development Plan for Village of Westport shall be the plans stamped received by the City of Huber Heights Planning Department on October 1, 2021.
2. The minimum setbacks shall be as follows: 25-foot front yard, 25-foot rear yard, 5-foot side yard.
3. A minimum of 25% of the surface area of the front façade shall be finished with brick or stone masonry products.
4. Minimum floor area shall be as follows: one story dwellings shall have a minimum floor area of 1,200 square feet and two-story dwellings shall have a minimum floor area of 1,600 square feet.
5. Chambersburg Road will be improved to a forty-five (45) foot half right-of-way section per our City's Thoroughfare Plan.
6. Prior to the issuance of a Zoning permit, the applicant shall submit and receive approval of a Detailed Development Plan through the Planning Commission.
7. A 20' preservation zone shall be placed along the East boundary line.
8. Prior to the issuance of a zoning permit, the applicant shall enter into a PUD Agreement with the City for the purpose, but not the sole purpose, of establishing the development obligations of the applicant and requiring the submittal of a performance bond, cash bond, or letter of credit to insure the installation of landscaping as approved. The bond or letter of credit shall be in an amount equal to the applicant's estimate of the cost of installation as approved by the Planning Department and shall remain in effect until such time as the landscaping has been completed as determined by the Planning Department. Upon completion of the installation of landscaping as required by the approved landscape plan, the applicant may request release of the performance bond or letter of credit. Following an inspection by the Planning Department and upon determination by the department that the landscaping has been completed in accordance with the approved landscaping plan, 80% of the performance bond or letter of credit may be released. However, the performance bond or letter of credit will not be released until a maintenance bond lasting three growing seasons, or letter of credit equal to 20% of the initial performance bond or letter of credit to ensure maintenance of the landscaping, is submitted to and accepted by the Planning Department. The term of the maintenance bond shall be three growing seasons.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action



were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_ 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8017

**New Business     N.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-37 - Megan Prather - 6119 Brandt Pike - Rezoning/Basic and Detailed Development Plans

**Submitted By:** Geri Hoskins

**Department:** Planning

**Division:** Planning

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

An Ordinance To Approve A Rezoning To Planned Mixed Use And A Combined Basic And Detailed Development Plan For The Property Located At 6119 Brandt Pike And Further Identified As Parcel Number P70 03912 0088 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-37).  
(first reading)

**Purpose and Background**

The applicant, Megan Prather, requests approval of a rezoning to Planned Mixed Use and a Combined Basic and Detailed Development Plan for 1.0 acres at 6119 Brandt Pike for Dogtown (ZC 21-37).

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

Drawings

Fire Assessment

Staff Report

Decision Record

Minutes

Ordinance

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LEGAL DESCRIPTION

SITUATE IN THE CITY OF HUBER HEIGHTS, COUNTY OF MONTGOMERY, STATE OF OHIO, AND BEING LOCATED IN SECTION 22, TOWN 2, RANGE 8 M.R.S., AND BEING A TRACT OF LAND DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE CENTERLINE OF DAYTON BRANDT PIKE (SR 201) WITH THE CENTERLINE OF FISHBURG ROAD;

THENCE WITH THE CENTERLINE OF SAID DAYTON BRANDT PIKE, NORTH 17° 38' 40" EAST FOR 320.00 FEET;

THENCE NORTH 72° 21' 20" WEST FOR 45.00 FEET;

THENCE NORTH 72° 21' 20" WEST FOR 155.00 FEET;

THENCE SOUTH 17° 38' 40" WEST FOR 33.76 FEET;

THENCE NORTH 74° 31' 30" WEST FOR 18.92 FEET TO THE TRUE POINT OF BEGINNING OF THE PARCEL OF LAND TO BE DESCRIBED:

THENCE NORTH 74° 31' 30" WEST AT 13.81 FEET PASSING THE NORTHEAST CORNER OF LAND CONVEYED TO UNITED STATES POSTAL SERVICE BY DEED RECORDED IN MICROFICHE NO. 83-555 DO1 IN THE DEED RECORDS OF MONTGOMERY COUNTY, OHIO, IN ALL 213.81 FEET TO THE NORTHWEST CORNER OF SAID UNITED STATES POSTAL SERVICE LAND;

THENCE ON A TANGENT BEARING NORTH 32° 22' 55" EAST FOR 45.25 FEET;

THENCE ON A CURVE TO THE LEFT WITH A RADIUS OF 640.00 FEET FOR AN ARC DISTANCE OF 164.62 FEET (LONG CHORD BEARING NORTH 25° 00' 47.5" EAST FOR 164.17 FEET; CENTRAL ANGLE OF SAID CURVE BEING 14° 44' 15");

THENCE ON A TANGENT BEARING NORTH 17° 38' 40" EAST FOR 26.00 FEET;

THENCE SOUTH 72° 21' 20" EAST FOR 181.09 FEET;

THENCE ON A NEW DIVIDING LINE, SOUTH 17° 38' 40" WEST FOR 224.48 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 1.000 ACRES, MORE OR LESS.

PARKING CALCULATIONS

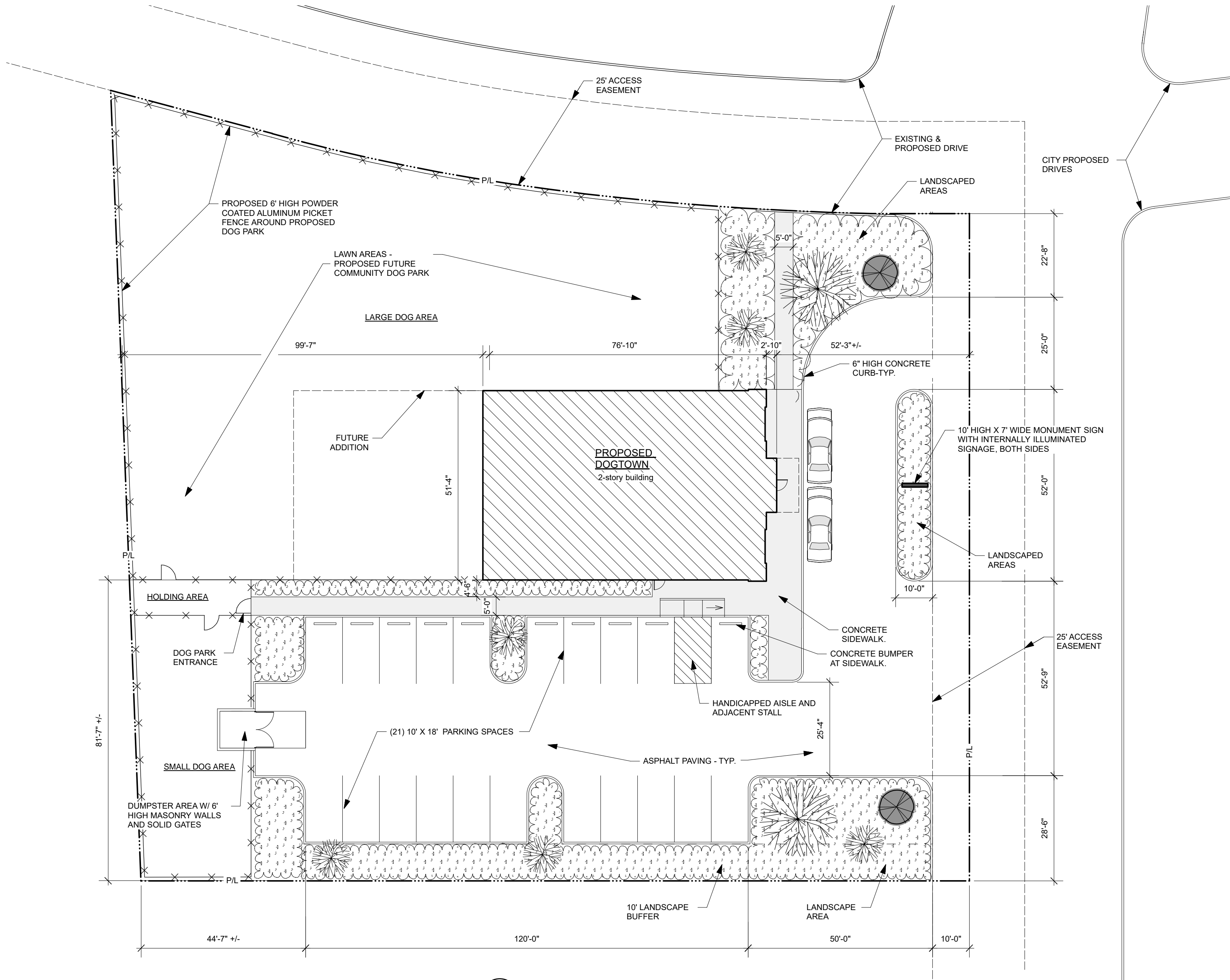
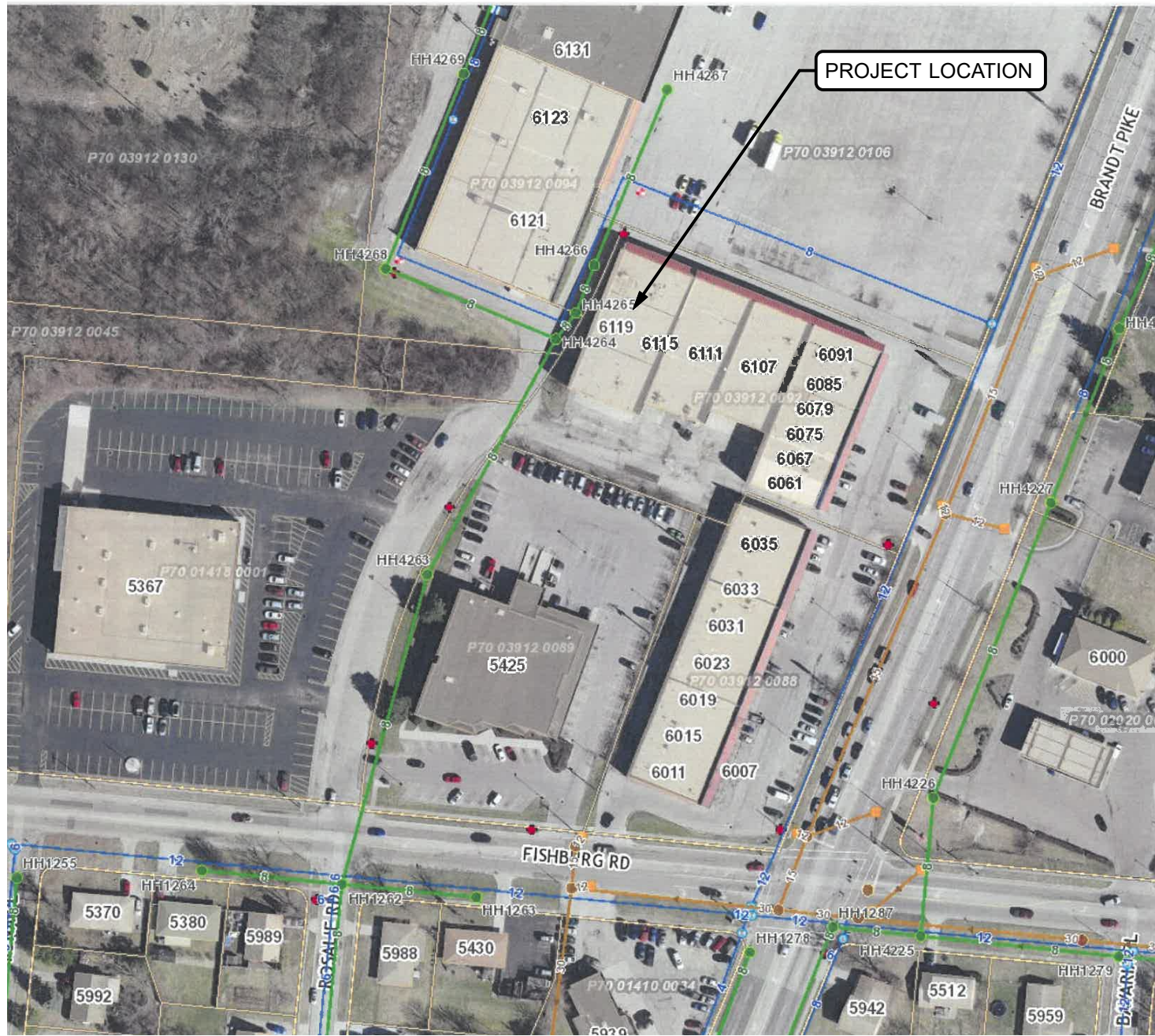
BASED ON BUSINESS USE - 1 SPACE PER 300 SF OF FLOOR AREA.

BUILDING AREA:	
FIRST FLOOR	3,810 SF
SECOND FLOOR	2,880 SF
TOTAL AREA	6,690 SF

PARKING SPACES REQUIRED: 23 SPACES

PER BRANDT PIKE REVITALIZATION OVERLAY DISTRICT REGULATIONS, SECTION 1180.09 E. UP TO 25% OF REQUIRED PARKING CAN BE REPLACED WITH LANDSCAPED AREA. TWO REQUIRED SPACES REPLACED WITH LANDSCAPED ISLANDS.

VINCINITY MAP  
NOT TO SCALE



SITE PLAN

1" = 20'-0"

NOTE: DRIVES SHOWN BEYOND SITE BOUNDARIES PER CITY PREPARED SITE DEVELOPMENT PLANS

DRAWING LIST

C1.0	PROPOSED SITE PLAN
C101	EXISTING SITE CONDITIONS PLAN
C102	SITE GRADING & UTILITY PLAN
A4.0	3D MODEL
A4.1	EXTERIOR ELEVATIONS

CITY OF HUBER HEIGHTS  
PLANNING COMMISSION  
SUBMITTAL  
(SEPTEMBER 17, 2021)

PROPOSED  
HUBER HEIGHTS  
DOGTOWN

6119 BRANDT PIKE, HUBER HEIGHTS, OH

ISSUE

REVISION

PLAN COMM. SUBMITTAL - 9/17/21

PROPOSED  
SITE PLAN

DRAWN BY: L. Johanson

CHECKED BY: TLJ

DATE:  
SEPTEMBER 17, 2021

C1.0

CIVIL  
IDE INC

9338 Cincinnati Columbus Rd.  
West Chester, Ohio 45241

CONSULTANTS

THEODORE  
ARCHITECT

JOHANSON

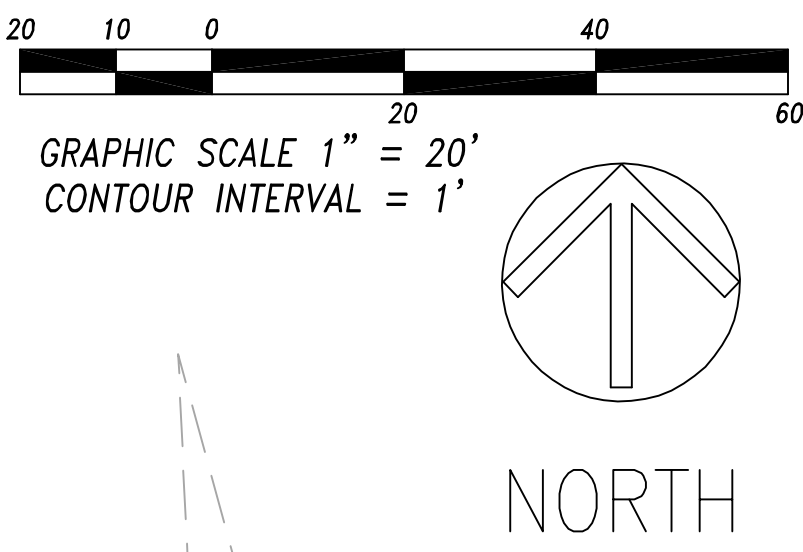
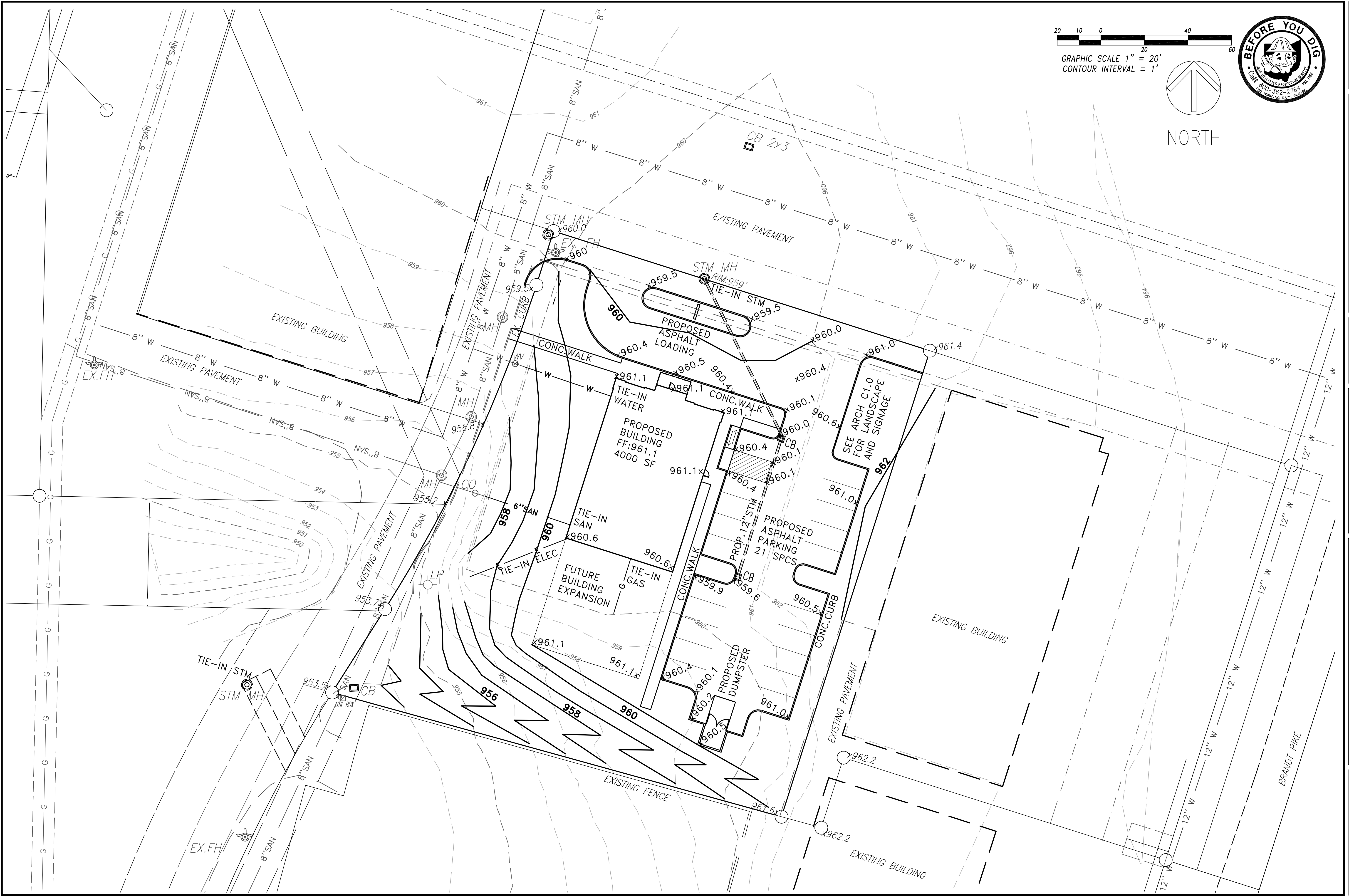
529 Mackin Avenue Cincinnati, Ohio 45229  
513-221-3007 www.tedjohansondesigns.com

THEODORE L. JOHANSON, LICENSE # 6808115  
EXPIRES 12/31/2021









938 CINCINNATI  
WEST CHESTER,  
OHIO 4241  
Tel: (613) 671-8144  
Fax: (613) 671-8150



Designed By:	T. FOSTER
Drawn By:	T. FOSTER
Checked By:	
Approved By:	

REVISIONS:

PROPOSED DOGTOWN  
HUBER HEIGHTS  
6119 BRANDT PIKE  
HUBER HEIGHTS, OHIO

SITE PLAN
Scale: 1" = 20'
Date: 9/17/21
Sheet 2 of 2
C-102
Project No. 21030A-60





3D VIEW  
NTS

DRAWING KEYNOTES

- 1. STUCCO (EXTERIOR INSULATED FINISH SYSTEM)
- 2. METAL CORNICE
- 3. FAUX BRICK EIFS OR CULTURED STONE ALTERNATE.
- 4. INTEGRAL COLOR MASONRY UNITS
- 5. METAL GUTTER AND DOWNSPOUTS
- 6. 10' +/- HIGH MONUMENT SIGN WITH FAUX BRICK OR CULTURED STONE FINISH AND STONE CAP.
- 7. PRE-FABRICATED METAL CANOPY
- 8. INTERNALLY ILLUMINATED SIGN

CONSULTANTS

THEODORE L. JOHANSON ARCHITECT  
539 McKelvie Avenue Cincinnati, OH 45220  
513-221-3807 www.tedjohansondesigns.com

JOHANSON

PROPOSED  
HUBER HEIGHTS  
DOGTOWN

6119 BRANDT PIKE, HUBER HEIGHTS, OH

ISSUE	REVISION
PLAN, COMM. SUBMITTAL - 9/17/21	

3D MODEL

DRAWN BY: t.johanson  
CHECKED BY: TLJ

DATE:  
SEPTEMBER 17, 2021

A4.0

THEODORE L. JOHANSON LICENSE # 886815  
EXPIRES 12/31/2021





1/8" = 1'-0"

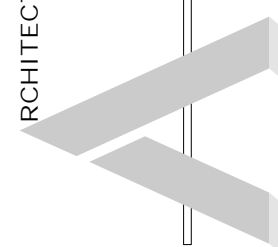
(SEE 3D VIEW FOR MATERIALS - TYP.)


$$1/8'' = 1'-0''$$

$$1/8" = 1'-0"$$

$$1/8'' = 1'-0''$$

THEODORE



JOHANSSON

**PROPOSED**  
**HUBER HEIGHTS**  
**DOGTOWN**

6119 BRANDT PIKE HUBER HEIGHTS OH

○ ISSUE    △ REVISION

☐ ISSUE    ☐ REVISION

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☐ PLAN. COMM. SUBMITTAL - 9/17/21

## EXTERIOR ELEVATIONS

DRAWN BY: t.johanson

DATE:  
SEPTEMBER 17, 2021

## A4.1

CONSULTANTS



# Huber Heights Fire Division

**Inspections require two business days advance notice! (OAC)1301:7-7-09(A)(5)**

Occupancy Name:	Dogtown		
Occupancy Address:	6119 Brandt Pike		
Type of Permit:	HHP&D Site Plan		
Additional Permits:	Choose an item.		
Additional Permits:	Choose an item.		
MCBR BLD:	Not Yet Assigned	HH P&D:	
MCBR MEC:		HHFD Plan:	21-218
MCBR ELE:		HHFD Box:	46
REVIEWER:	Susong	DATE:	10/20/2021

## **Fire Department Comments:**

*The Huber Heights City Code Part 15 Refers to Fire Code Requirements and has adopted by reference OFC and IFC Appendices*

- **Approval of site is subject to compliance with the following. Additional requirements for structure may arise during permitting process:**

### **Requirements: (Site Plan)**

- Proposed driveways are acceptable and appear to meet Ohio Fire Code requirements for turn radius.
- Proposed fencing shall not obstruct fire department access to building. Approved gates shall be provided, or fencing moved away from building. Locking devices for gates shall be approved by Huber Heights Fire Division.
- If building will be equipped with a fire sprinkler system at least one fire hydrant will be required within 75 feet of the Fire Department Connection for the sprinkler system. (Huber Heights Codified Ordinance 1521.01)
- A permit shall be obtained for construction from Montgomery County Building Regulations.

Please reference contact information below for questions or concerns with this document.

Plans reviewed by the Huber Heights Fire Division are reviewed with the intent they comply in **ALL** respects to this code, as prescribed in **SECTION (D) 104.1 of the 2017 Ohio Fire Code**. Any omissions or errors on the plans or in this review do not relieve the applicant of complying with **ALL** applicable requirements of this code. These plans have been reviewed for compliance with the Ohio Fire Code adopted by this jurisdiction. There may be other regulations applicable under local, state, or federal statutes and codes, which this department has no authority to enforce and therefore have not been evaluated as part of this plan review.

*Administrative Office: 7008 Brandt Pike Huber Heights, Ohio 45424  
Telephone: (937) 233 - 1564 Fax Number: (937) 233 - 4520*

# Memorandum

Staff Report for Meeting of October 26, 2021

To: Huber Heights City Planning Commission  
From: Scott P. Falkowski, Assistant City Manager  
Date: October 15, 2021  
Subject: ZC 21-37 Basic and Detailed Development Plan Dogtown 6119 Brandt Pike

Application dated September 17, 2021

Department of Planning and Development

City of Huber Heights

**APPLICANT/OWNER:** Megan Prather – Applicant/Owner

**DEVELOPMENT NAME:** Dogtown

**ADDRESS/LOCATION:** 6119 Brandt Pike

**ZONING/ACREAGE:** B-3 / 1.0 Acre

**EXISTING LAND USE:**

**ZONING**

**ADJACENT LAND:**

**REQUEST:** The applicant requests approval for a Basic and Detailed Development Plan for 1.0 acres for Dogtown.

**ORIGINAL APPROVAL:**

**APPLICABLE HHCC:**

**CORRESPONDENCE:** In Favor – None Received  
In Opposition – None Received

**ATTACHMENTS:**

## **OVERVIEW:**

The applicant requests approval of a rezoning to Planned Mixed Use and a combined Basic and Detailed Development Plan for 1.0 acres at 6119 Brandt Pike for Dogtown.

## **STAFF ANALYSIS AND RECOMMENDATION:**

The request is for the following:

The applicant requests approval of a rezoning to Planned Mixed Use and a combined Basic and Detailed Development Plan for 1.0 acres at 6119 Brandt Pike for Dogtown.

The City's Comprehensive Plan calls for this area to be Mixed Use B Town Center which includes commercial uses.

Sanitary and water will connect into the City's public main system at the edges of the development parcel. Drainage will be handled through a public storm sewer system which flows to an existing detention basin to the southwest. Twenty one parking spaces are proposed with two of those being ADA accessible. The proposal calls for ten foot wide spaces which matches the City's Zoning Code. A drop off area is located at the front of the building. The entrance comes off an existing access easement that leads to Brandt Pike and Fishburg Road. Lighting shall follow standard City Code. Landscaping is provided in all drive and parking islands and around the monument sign.

The building is made of brick, EIFS and integral color masonry units. The plan is for two stories. The total height of the building is 27 feet at the lobby and 24 feet throughout the rest of the building. Two outdoor areas are proposed for dog use. They are further away from any residential use than the current outside dog runs for the existing dog day care business in the shopping center. These areas are surrounded by six foot tall powder coated picket fences. The dumpster enclosure is proposed to at the rear and have masonry walls with a gate. The request is for a 10 foot high monument sign. Staff recommends the sign be limited to six feet tall and seventy five square feet total as per standard City code. One wall sign is proposed, which staff recommends to be a maximum of seventy five square feet in area.

The Zoning Code is as follows:

## ***CHAPTER 1179 (PM) PLANNED MIXED USE DISTRICT<sup>1</sup>***

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<sup>1</sup>Cross reference(s)—PUD General Provisions—See Ch. 1171; Planned Residential District—See Ch. 1172; Planned Office District—See Ch. 1173; Planned Public and Private Buildings and Grounds District—See Ch. 1174; Planned Commercial District—See Ch. 1176.



### **1179.01 Purpose.**

*The Planned Mixed-Use District (PM) is established to promote multi-use development where a citizen can work, shop, play, and live within a planned neighborhood. This planning concept allows uses that typically are separated by traditional zoning to be part of an overall multiple use design concept allowing each use to complement another. By permitting residential, commercial, office, and institutional uses in the same district with the proper use of landscaping, buffering, access points, and parking, a PM development can provide a well balanced community for residents, visitors, and employees and provide unique characteristics that traditional land use planning often neglects. The PM also promotes different land uses that may act as transitional zoning between conflicting land use zones.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

### **1179.02 Permitted uses.**

*The uses outlined as permitted uses in the (PR) Planned Residential District, (PO) Planned Office District, (PP) Planned Public and Private Buildings and Grounds District, and (PC) Planned Commercial District are principal uses permitted in the (PM) Planned Mixed Use District except as prohibited in this chapter.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

### **1179.03 Accessory uses.**

*The uses outlined as accessory uses in the (PR) Planned Residential District, (PO) Planned Office District, (PP) Planned Public and Private Buildings and Grounds District, and (PC) Planned Commercial District are accessory uses permitted in the (PM) Planned Mixed Use District except as prohibited in this chapter.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

### **1179.04 Special uses.**

*The following shall be permitted as special uses:*

- (a) Places of worship.*
- (b) Fraternal organizations, service clubs and other nonprofit organizations in accordance with the provisions of Chapter 1135. In addition to the criteria set forth in Chapter 1135, the parking requirements may have to be reviewed yearly as determined by the Planning Commission.*
- (c) Service stations and filling stations.*
- (d) Light manufacturing, compounding, processing, assembling, packaging or treatment of goods, materials, and products.*
- (e) Commercial printing and publishing.*

- (f) *Technical services and professional offices, including, but not limited to architects, engineers, surveyors, data processing facilities, testing laboratories and technical schools.*
- (g) *Any use the principal function of which is basic research, design and/or pilot or experimental product development or technical training.*
- (h) *Business and industrial service facilities.*
- (i) *Laboratories: experimental, film, testing, research, or engineering.*
- (j) *Computer-communications hardware assembly, testing and operation; development, testing, operation, and maintenance of software; and communications services and facilities that are incidental to the principal use.*
- (k) *Medical, dental, and optical manufacturing.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

#### **1179.05 Prohibited uses.**

*The following uses are specifically prohibited:*

- (a) *Bingo Establishments and Instant Bingo Facilities;*
- (b) *Kennels, unless as an accessory use to a veterinarian;*
- (c) *Cemeteries;*
- (d) *Airports;*
- (e) *Blacksmith shops;*
- (f) *Machine shops, sheet metal and commercial painting shops;*
- (g) *Lumber yards;*
- (h) *Establishments for display, hire, sale and repair of farm implements, semi-tractors, and semi-trailers;*
- (i) *Truck stops or service stations servicing and/or repairing semis, semi-tractors and semi-trailers;*
- (j) *Parking of semis, semi-tractors and semi-trailers except for the purposes of loading or unloading and located in a designated loading space for a reasonable length of time necessary to load or unload;*
- (k) *Sexually oriented businesses;*
- (l) *Outside storage except for trash containers or recycling containers that are screened as required by this chapter;*
- (m) *Above ground parking garages.*

*(Case 346; Ord. 2000-O-1159, Passed 1-10-00)*

### **1179.06 Development standards.**

*Except when specifically modified herein, the provisions of the Planning and Zoning Code shall govern. The following development standards apply to a PM development:*

- (a) Minimum Land Area Requirement. A minimum of 20 acres shall be required.*
- (b) Covenants. The developer of a PM development shall be required to submit a set of covenants or deed restrictions with the Basic Development Plan application that will outline, at a minimum, development standards and guidelines established in this chapter and any other requirements the developer and/or Planning Commission deems necessary. The Planning Commission may require additional or amended covenants as it deems necessary to ensure compliance with the Planning and Zoning Code and the Planned Mixed-Use District.*
- (c) Required Mix of Land Uses. A developer shall be required to provide a mix of land uses in a PM Development. At a minimum, at least two of the following uses are required in a PM Development: residential, commercial, office, institutional, and/or industrial.*
- (d) Site Planning.*
  - (1) The combination of different uses whether as part of one building or as part of the overall development shall be designed and developed so as not to create a nuisance by excessive noise, light, vibration, odor, or any other annoyances for any uses within the development or neighboring properties.*
  - (2) A PM development is to be designed so that buildings and structures are clustered and open space areas are preserved and maintained. Special care shall be given to protect preexisting natural features including, but not limited to, woodlands, ravines, streams, lakes, ponds, and/or flood plains. Impervious surface coverage, including, but not limited to, buildings, parking area, and accessways, shall not exceed 75 percent of the total development area. Therefore, 25 percent of the development area shall be reserved for green space.*
  - (3) The number of ingress and egress points onto the public streets shall be limited in order to reduce the number of traffic conflict points. Adequate and properly arranged facilities for internal pedestrian and traffic circulations shall be provided. The street and thoroughfare network shall be designed to minimize truck traffic through residential areas of the development.*
  - (4) Parking systems shall be designed so as to discourage single large unbroken paved lots for off-street parking and shall encourage smaller defined parking areas within the total parking system. Underground parking facilities are encouraged.*

- (5) *The development shall be designed to tie all the uses into one overall community and encourage walking, biking, running, and alternative modes of transportation. Developers are encouraged to incorporate bus stops, bikeways, walkways, and crosswalks into an overall thematic scheme for pedestrian traffic. Sidewalks shall be required except, in the case of a golf course or specific open space development, the Planning Commission may determine them to be unnecessary.*
- (6) *Any signs as proposed within this district, shall comply with Chapter 1189 "Signs". Additionally, a developer of a PM development shall develop and submit with the Detailed Development Plan application, a comprehensive set of graphic design criteria for signage in the development. This set of graphic design criteria for signage shall be approved by the Planning Commission and shall apply to all signage requests within the development. The criteria shall include, at a minimum, the sizes permitted (if different from Chapter 1189), colors permitted, materials permitted, typefaces permitted, type size permitted, and permitted illumination. Compliance with the on-site comprehensive graphics shall be verified by the Zoning Administrator during the sign permit review process.*
- (7) *Minimum lot area, frontage and setback requirements may be varied to allow greater flexibility in design. However, the following shall be used as a guideline for development:*
  - A. *With multiple buildings on a single property, entirely residential buildings shall be at least 15 feet from another entirely residential building and at least 50 feet from nonresidential or mixed-use buildings.*
  - B. *With multiple buildings on a single property, nonresidential buildings or mixed-use buildings shall be at least 20 feet or one-half the height of the taller building apart, whichever is greater from another nonresidential or mixed-use building.*
  - C. *All nonresidential buildings or mixed-use buildings shall be set back at least 50 feet or the height of the structure, whichever is greater, from any residential property or residential building, whichever is closer, and from the public right-of-way. This setback applies to multiple buildings on a single property, to development within a PM development, and where it abuts to adjacent property.*
- (8) *No maximum height restriction shall apply, except that the proposed development meets all Federal Aviation Administration (FAA), Dayton International Airport or Wright Patterson Air Force Base height or abatement requirements.*
- (9) *Common parking areas and accessways shall be lighted adequately with light fixtures that shall be designed to reflect light away from adjoining properties. Special attention will be given to protect entirely residential structures from light emitted from nonresidential land uses.*

- (10) Nonresidential uses shall have trash containers and/or receptacles (including recycling containers) placed to the rear of all structures and shall be screened or enclosed on four sides with opening doors for the purpose of trash removal. The placement of trash containers and/or receptacles in multi-family residential developments shall be as inconspicuous as possible. The use of a wooden or vinyl fence structure, earth mound, or wall with an opaqueness of 100 percent and a height of 12 inches above the top of the largest container is required.*
- (11) The architecture of nonresidential structures is encouraged to be unique yet similar in certain sections of the PM.*
- (12) The distribution systems for utilities are required to be underground.*
- (13) The use of privately owned open space and public dedicated park land is encouraged as part of a PM development. Privately owned open space shall be maintained by the developer or by a duly authorized owner's association.*
- (14) The use of chain link fencing is prohibited. Additionally, on an entirely residential property, no fencing shall be permitted in the front yard and, in the case of a corner lot, no fencing shall be permitted in the side yard with frontage to a public right-of-way. The covenants submitted by the developer shall establish the height requirements for fencing in the development. Fencing in a development shall be uniform in height in related use areas. On an entirely residential property, fence height shall not exceed six feet.*
- (15) With the submission of a Basic Development Plan application, the applicant is required to submit a phasing plan that details when certain sections of the development will commence construction and when the sections will be complete.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

#### **1179.07 Landscaping.**

*To protect and promote a harmonious development that ensures a functional and logical arrangement of mixed uses, the effective and efficient use of landscaping and buffering is required. Therefore, a PM development shall include the following landscaping and buffering:*

- (a) Development Landscaping. Within the PM development that is proposed, entirely residential buildings shall be screened from nonresidential and mixed-use buildings with a 20 foot wide buffer strip that includes a six foot high earth mound, wooden or vinyl fence, wall, landscaping and/or mixture thereof that shall maintain an opaqueness of at least 80 percent year around. Parking areas, accessways, or any impervious surfaces are prohibited within this buffer strip. If planted materials are used, the screen must achieve the required height, width, and opaqueness within two years of planting. The use of pre-*



*existing trees, natural features or amenities as part of this buffer is encouraged. The Planning Commission may approve some other arrangement of buffering if it determines that such an arrangement meets the intent of this requirement.*

- (b) Perimeter Landscaping. In a section of a PM development that contains nonresidential, mixed use, or multi-family buildings that abut a neighboring property with a single-family residential zoning designation or in a PM development section that contains an entirely residential section that abuts a neighboring property with a commercial, office, or multi-family zoning designation, the perimeter of the section of the PM development shall be screened with a 25 foot wide buffer strip that includes a six foot high earth mound, wooden or vinyl fence, wall, landscaping and/or mixture thereof that shall maintain an opaqueness of at least 80 percent year-round. Parking areas, accessways or an impervious surfaces are prohibited within this buffer strip. If planted materials are used, the screen must achieve the required height, width, and opaqueness within two years of planting. The use of pre-existing trees, natural features or amenities as part of this buffer is encouraged. The Planning Commission may approve some other arrangement of buffering if it determines that such an arrangement meets the intent of this requirement.*
- (c) Parking Lot Landscaping. All parking lots are required to have interior landscaped areas as outlined in Chapter 1185, "Parking and Loading".*
- (d) Street Tree Requirement. All frontage property within a PM development that abuts public rights-of-way and is developed with nonresidential, mixed use, and/or multi-family buildings is required to have one street tree per 40 feet of frontage planted just outside of the street right-of-way. Unless determined to be inappropriate by the City Engineer, street trees shall be planted at least four feet from the edge of the sidewalk on private property. All frontage property within a PM development along a major collector or better as defined by the Huber Heights Thoroughfare Plan, no matter what use, shall meet this requirement. The type of tree and size shall be proposed by the developer at the Detailed Development Plan application stage and approved by the Planning Commission. A list of appropriate trees with required caliper is available in the City Engineer's Office.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

#### **1179.08 Parking and loading.**

*The provisions of Chapter 1185, "Parking and Loading" shall apply, except that the off-street loading spaces and docks shall be provided with area, location and design appropriate to the needs of the development and specific uses within it, and the space designated for off-street loading shall not be used for off-street parking. Within the PM development, off-street loading areas shall be physically isolated and/or enclosed from residences in or adjacent to the PM Development. In all cases, off-street loading spaces and docks are prohibited in the front and side yards of any property.*

*(Case 346; Ord. 99-O-1199, Passed 3-22-99)*

### **1179.09 Planning commission/city council review.**

All requirements within this chapter are to be used as guidelines and may be varied as part of the Basic or Detailed Development Plan approval if it is determined that such deviation will not adversely affect neighboring properties or the community as a whole. Additionally, any variation of these requirements shall, in no case, change the overall plan and character of the proposed development.

(Case 346; Ord. 99-O-1199, Passed 3-22-99)

### **1171.05 - Contents of basic development plan.**

- (a) *The basic development plan shall consist of at least the following information together with such other data and materials as may be required by the City:*
- (1) *Site plan showing the actual shape and dimensions of the lot to be built upon or to be changed in its use together with the location of the existing and proposed structures with approximate square footages, number of stories including heights of structures;*
  - (2) *Typical elevation views of the front and side of each type of building;*
  - (3) *Planning location and dimensions of all proposed drives, service access road, sidewalks, and curb openings;*
  - (4) *Parking lot areas (show dimensions of a typical parking space), unloading areas, fire lanes and handicapped parking;*
  - (5) *Landscaping plan, walls and fences;*
  - (6) *Storm water detention and surface drainage;*
  - (7) *Exterior lighting plan;*
  - (8) *Vehicular circulation pattern;*
  - (9) *Location and square footage of signs;*
  - (10) *Topographic survey; and*
  - (11) *Listing of proposed uses taken from the list of permitted and special uses of the PUD zoning district to which rezoning is being sought.*
- (b) *The Planning Commission shall schedule both the proposed rezoning and the issue of approval of the basic development plan for a combined public hearing, following which it shall make its recommendation indicating approval, approval with modification or disapproval.*

(Ord. 2006-O-1655, Passed 9-25-05)

### **1171.06 - General standards for approval.**

*The Planning Commission shall review the application, prepared development plan and the facts presented at the hearing. The applicant shall have the burden of proof. No approval shall be given unless the Commission shall find by a preponderance of the evidence that such PUD on the proposed locations:*

- (a) Is consistent with official thoroughfare plan, comprehensive development plan and other applicable plans and policies;*
- (b) Could be substantially completed within the period of time specified in the schedule of development submitted by the developer;*
- (c) Is accessible from public roads that are adequate to carry the traffic that shall be imposed upon them by the proposed development. Further, the streets and driveways on the site of the proposed development shall be adequate to serve the residents or occupants of the proposed development;*
- (d) Shall not impose an undue burden on public services such as utilities, fire and police protection, and schools;*
- (e) Contains such proposed covenants, easements and other provisions relating to the proposed development standards as may reasonably be required for the public health, safety and welfare;*
- (f) Shall be landscaped or otherwise improved and the location and arrangement of structures, parking areas, walks, lighting and appurtenant facilities shall be compatible with the existing intended uses, and any part of a PUD not used for structures, parking and loading areas, or accessways;*
- (g) Shall preserve natural features such as water courses, trees, and rock outcrops, to the degree possible, so that they can enhance the overall design of the PUD;*
- (h) Is designed to take advantage of the existing land contours in order to provide satisfactory road gradients and suitable building lots and to facilitate the provision of proposed services;*
- (i) Shall place underground all electric and telephone facilities, streetlight wiring and other wiring conduits and similar facilities in any development which is primarily designed for or occupied by dwellings, unless waived by the Commission because of technical reasons;*
- (j) Shall not create excessive additional requirements at public cost of public facilities and services and shall not be detrimental to the economic welfare of the community;*
- (k) Shall not involve uses, activities, processes, materials, equipment, and conditions of operation that shall be detrimental to any persons, property or the general welfare by reason of excessive production of traffic, noise, smoke, fumes, glare or odors; and*
- (l) Rezoning of the land to the PUD District and approval of the development plan shall not adversely affect the public peace, health, morals, safety or welfare.*

*(Ord. 93-O-602, Passed 3-22-93)*

*1171.07 - Review and recommendations by planning commission.*

*The Planning Commission shall review the proposed PUD as presented in the application and basic development plan in terms of the standards in Section 1171.06 and the specific requirements as outlined in all Planned Unit Developments. The Commission shall hold a public hearing on the proposed PUD. At least ten days in advance of such hearing, notice of time and place of such hearing shall be published in a newspaper of general circulation in the City. Written notice of such hearing shall be mailed at least ten days before the public hearing to the owners of property located within 200 feet of the property proposed for the PUD. The Planning Commission shall make its recommendation, indicating approval, approval with modifications, or disapproval. If the Commission recommends approving rezoning of land to a PUD District and also approves a basic development plan for the area to be rezoned, it may impose upon that plan any additional requirements or conditions deemed appropriate by the Commission to ensure that the development shall meet the standards described in Section 1171.06 and shall comply with the intention and objectives of this Zoning Ordinance.*

*If the owner chooses to submit a combined development plan, the Planning Commission shall review the aspects of it constituting the basic development plan pursuant to the standards set out in Section 1171.06. The detailed development plan aspects shall be reviewed in the same manner as provided herein for review of detailed development plans.*

*(Ord. 93-O-602, Passed 3-22-93)*



#### *1171.08 - Action by council.*

*Council shall hold a public hearing for application for rezoning and approval of the basic development plan (or combined development plan) after receiving the proposal from the Planning Commission. At least 15 days' notice of the time and place of such public hearing shall be placed in a newspaper of general circulation in the City. Written notice of such hearing shall be mailed at least ten days before the public hearing to the owners of property located within 200 feet of the property proposed for the PUD. Council shall approve, reject or approve with modifications the rezoning and basic development plan in the same manner as other rezoning requests. If the applicant has chosen to submit a combined development plan, Council shall review the aspects of it constituting the basic development plan pursuant to the standards set out in Section 1171.06. If Council approves the basic development plan aspects of a combined development plan, the detailed development plan shall be deemed to be approved and no further action shall be required for the area covered by the combined development plan. If the basic development plan aspects of a combined development plan are modified, the combined development plan shall be changed in all aspects to meet that modification. The City staff in charge of plan review shall determine when the basic development plan or combined plan meets the modification required by Council.*

*(Ord. 93-O-602, Passed 3-22-93)*

#### *1171.11 - Changes in the basic and detailed development plans.*

*A PUD shall be developed only according to the approved and recorded detailed development plan and supporting data together with all recorded amendments and shall be binding on the applicants, their successors, grantees and assigns and shall limit and control the use of premises (including the internal use of buildings and structures) and location of structures in the PUD as set forth therein.*

- (a) Major Changes. Changes which alter the concept, uses or intent of the PUD including increases in the number of units per acre, change in location or amount of nonresidential land uses, more than 15 percent modification in proportion of housing types, significant redesign of roadways, utilities or drainage, may be approved only by submission of a new basic plan and supporting data in accordance with Sections 1171.03, 1171.04 and 1171.05.*
- (b) Minor Changes. The Zoning Officer recommends to the Planning Commission approval or disapproval of the minor changes in the PUD. Minor changes are defined as any change not defined as a major change.*

*(Ord. 89-O-339, Passed 2-6-89)*



## **Planning Commission Decision Record**

WHEREAS, on September 17, 2021, the applicant, Megan Prather, requested approval of a Basic and Detailed Development Plan for property located at 6119 Brandt Pike, (ZC 21-37); and

WHEREAS, on October 26, 2021, the Planning Commission did meet and fully discuss the details of the request.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission hereby recommended approval of the request.

Mr. Jeffries moved to recommend approval of the request by the applicant, Megan Prather for a Basic and Detailed Development Plan for property located at 6119 Brandt Pike, (ZC 21-37) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021 with the following conditions:

1. The Basic and Detailed Development Plan for Dogtown shall be the plans stamped received by the City of Huber Heights Planning Department on September 17, 2021.
2. Development ground signage shall have a maximum height of six (6) feet and shall be no larger than 75 square feet in total sign area.
3. The applicant shall receive final Engineering approval prior to a Zoning Certificate being issued.
4. The applicant shall address all Fire Division comments prior to a Zoning Certificate being issued.
5. Prior to the issuance of a zoning permit, the applicant shall enter into a PUD Agreement with the City for the purpose, but not the sole purpose, of establishing the development obligations of the applicant and

ZC 21-37 – Decision Record

requiring the submittal of a performance bond, cash bond, or letter of credit to insure the installation of landscaping as approved. The bond or letter of credit shall be in an amount equal to the applicant's estimate of the cost of installation as approved by the Planning Department and shall remain in effect until such time as the landscaping has been completed as determined by the Planning Department. Upon completion of the installation of landscaping as required by the approved landscape plan, the applicant may request release of the performance bond or letter of credit. Following an inspection by the Planning Department and upon determination by the department that the landscaping has been completed in accordance with the approved landscaping plan, 80% of the performance bond or letter of credit may be released. However, the performance bond or letter of credit will not be released until a maintenance bond lasting three growing seasons, or letter of credit equal to 20% of the initial performance bond or letter of credit to ensure maintenance of the landscaping, is submitted to and accepted by the Planning Department. The term of the maintenance bond shall be three growing seasons.

Seconded by Ms. Opp. Roll call showed: YEAS: Ms. Thomas, Ms. Vargo, Ms. Opp, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to recommend approval carried 5-0.

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Terry Walton, Chair  
Planning Commission

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Date

**Planning Commission  
October 26, 2021 Meeting  
City of Huber Heights**

- I. Chair Terry Walton called the meeting to order at approximately 6:03 p.m.
- II. Present at the meeting: Mr. Jeffries, Ms. Opp, Ms. Thomas, Ms. Vargo and Mr. Walton.

Members absent: None.

Staff Present: Scott Falkowski, Interim City Manager and Geri Hoskins, Planning & Zoning Administrative Secretary.

**III. Opening Remarks by the Chairman and Commissioners**

None.

**IV. Citizens Comments**

None.

**V. Swearing of Witnesses**

Mr. Walton explained the proceedings of tonight's meeting and administered the sworn oath to all persons wishing to speak or give testimony regarding items on the agenda. All persons present responded in the affirmative.

**VI. Pending Business**

None.

**VII. New Business**

- 1. **COMBINED BASIC AND DETAILED DEVELOPMENT PLAN - The applicant, MEGAN PRATHER, is requesting approval of a Combined Basic and Detailed Development Plan for 1.0 acres for property located at 6119 Brandt Pike, for Dogtown (ZC 21-37).**

Mr. Falkowski stated the request is for the following:

The applicant requests approval of a rezoning to Planned Mixed Use and a combined Basic and Detailed Development Plan for 1.0 acres at 6119 Brandt Pike for Dogtown.

The City's Comprehensive Plan calls for this area to be Mixed Use B Town Center which includes commercial uses.

Sanitary and water will connect into the City's public main system at the edges of the development parcel. Drainage will be handled through a public storm sewer

system which flows to an existing detention basin to the southwest. Twenty-one parking spaces are proposed with two of those being ADA accessible. The proposal calls for ten-foot-wide spaces which matches the City's Zoning Code. A drop off area is located at the front of the building. The entrance comes off an existing access easement that leads to Brandt Pike and Fishburg Road. Lighting shall follow standard City Code. Landscaping is provided in all drive and parking islands and around the monument sign.

The building is made of brick, EIFS and integral color masonry units. The plan is for two stories. The total height of the building is 27 feet at the lobby and 24 feet throughout the rest of the building. Two outdoor areas are proposed for dog use. They are further away from any residential use than the current outside dog runs for the existing dog day care business in the shopping center. These areas are surrounded by six-foot tall powder coated picket fences. The dumpster enclosure is proposed to at the rear and have masonry walls with a gate. The request is for a 10-foot-high monument sign. Staff recommends the sign be limited to six feet tall and seventy-five square feet total as per standard City code. One wall sign is proposed, which staff recommends to be a maximum of seventy-five square feet in area.

Timothy Foster said I just wanted to mention, there's not whole lot more I can add to the presentation that Mr. Falkowski gave. All I would mention is that the city recommendations related to the signage height and other things we're okay and can agree to those terms that were put in the resolution.

### **Action**

Ms. Jeffries moved to approve the request by the applicant MEGAN PRATHER, for the approval of a Basic and Detailed Development Plan for property located at 6119 Brandt Pike (ZC 21-37) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record attached thereto.

Seconded by Ms. Opp. Roll call showed: YEAS: Ms. Thomas, Ms. Vargo, Ms. Opp, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

## **2. REZONING - The applicant, DANIEL GREENE, is requesting approval of a Rezoning to Planned Residential for .3445 acres of property located at 4270 Murdock Avenue (ZC 21-40).**

Mr. Falkowski stated that the applicant requests rezoning from B-1 Commercial to PR Planned Residential District.

The applicant requests a lot combination of five parcels including 0.344-acres in order to utilize the property for its current use. This new parcel combines five 25-foot frontage lots which has existing buildings that cross said property lines. This cleans up the parcel into one ownership parcel. The property is zoned B-1 Commercial but has a residential house on the property and the owner would like to continue to have that use. A rezoning will be required of the newly combined parcel for the residential use. The rezoning will be to Planned Residential to allow for the current locations of all buildings on the site. No additional right-of-



CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

TO APPROVE A REZONING TO PLANNED MIXED USE AND A COMBINED BASIC AND DETAILED DEVELOPMENT PLAN FOR THE PROPERTY LOCATED AT 6119 BRANDT PIKE AND FURTHER IDENTIFIED AS PARCEL NUMBER P70 03912 0088 ON THE MONTGOMERY COUNTY AUDITOR'S TAX MAP AND ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION (ZONING CASE 21-37).

WHEREAS, the citizens of Huber Heights require the efficient and orderly planning of land uses within the City; and

WHEREAS, the City Planning Commission has reviewed Zoning Case 21-37 and on October 26, 2021, recommended approval by a vote of 5-0 of the Rezoning to Planned Mixed Use and a Basic and Detailed Development Plan; and

WHEREAS, the City Council has considered the issue.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. The application requesting approval of a Rezoning to Planned Mixed Use and a Basic and Detailed Development Plan (Zoning Case 21-37) is hereby approved in accordance with the Planning Commission's recommendation and following conditions:

1. The Basic and Detailed Development Plan for Dogtown shall be the plans stamped received by the City of Huber Heights Planning Department on September 17, 2021.
2. Development ground signage shall have a minimum height of six (6) feet and shall be no larger than 75 square feet in total sign area.
3. The applicant shall receive final Engineering approval prior to a Zoning Certificate being issued.
4. The applicant shall address all Fire Division comments prior to a Zoning Certificate being issued.
5. Prior to the issuance of a zoning permit, the applicant shall enter into a PUD Agreement with the City for the purpose, but not the sole purpose, of establishing the development obligations of the applicant and requiring the submittal of a performance bond, cash bond, or letter of credit to insure the installation of landscaping as approved. The bond or letter of credit shall be in an amount equal to the applicant's estimate of the cost of installation as approved by the Planning Department and shall remain in effect until such time as the landscaping has been completed as determined by the Planning Department. Upon completion of the installation of landscaping as required by the approved landscape plan, the applicant may request release of the performance bond or letter of credit. Following an inspection by the Planning Department and upon determination by the department that the landscaping has been completed in accordance with the approved landscaping plan, 80% of the performance bond or letter of credit may be released. However, the performance bond or letter of credit will not be released until a maintenance bond lasting three growing seasons, or letter of credit equal to 20% of the initial performance bond or letter of credit to ensure maintenance of the landscaping, is submitted to and accepted by the Planning Department. The term of the maintenance bond shall be three growing seasons.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_ 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8018

**New Business**     **O.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

ZC 21-40 - Daniel Greene - 4270 Murdock Avenue - Rezoning

**Submitted By:** Geri Hoskins

**Department:** Planning

**Division:** Planning

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** SmartBoard **Emergency Legislation?:**

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

An Ordinance To Approve A Rezoning From B-1 (Commercial) To PR (Planned Residential District) For The Property Located At 4270 Murdock Avenue And Further Identified As Parcel Number P70 00201 0063 On The Montgomery County Auditor's Tax Map And Accepting The Recommendation Of The Planning Commission (Zoning Case 21-40).  
(first reading)

**Purpose and Background**

The applicant, Daniel Greene, requests approval of Rezoning from B-1 (Commercial) to Planned Residential District (PR) for 4270 Murdock Avenue (ZC 21-40).

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

Map

Drawings

Staff Report

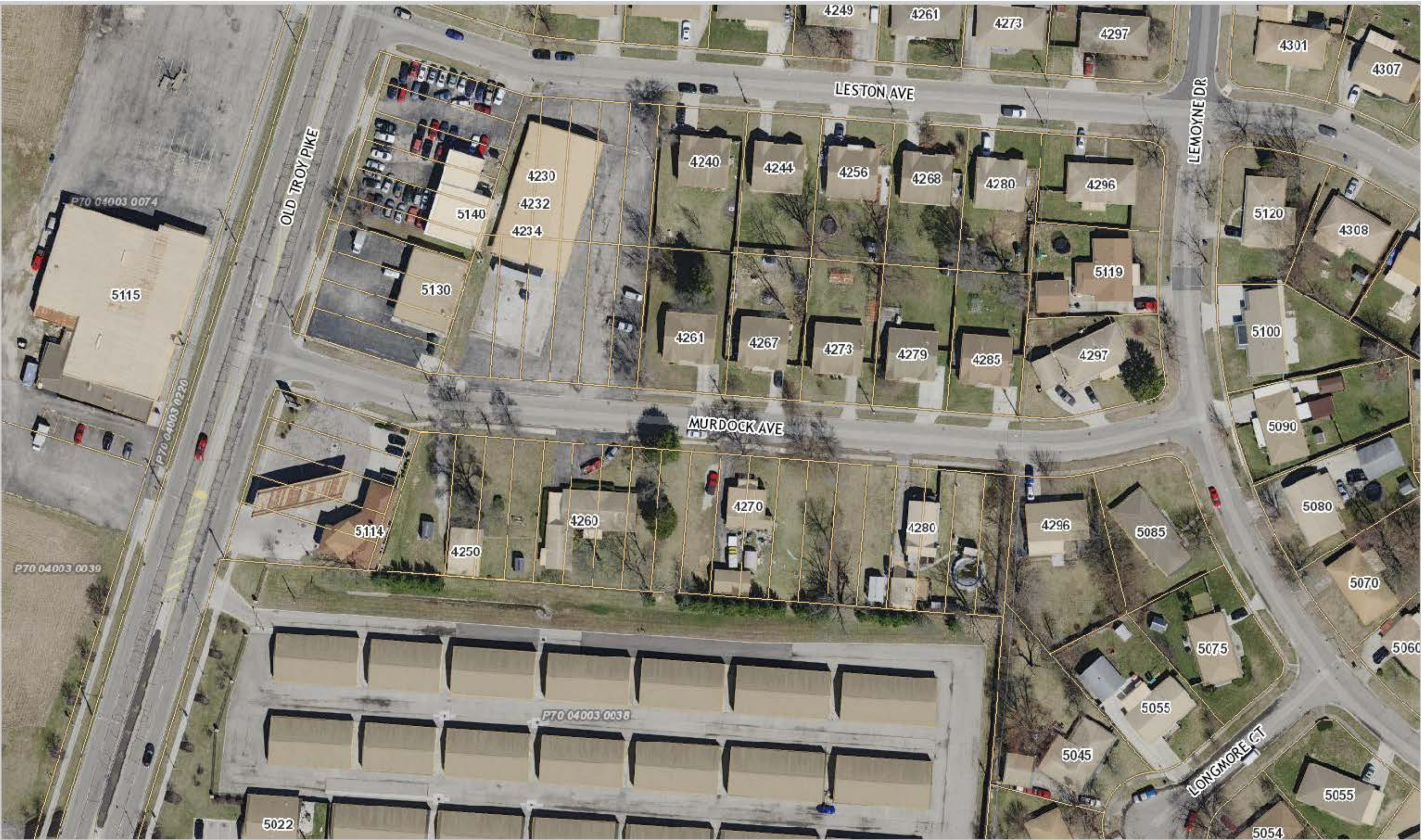
Decision Record

Minutes

Ordinance

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1 in = 94 ft

# City of Huber Heights

Date : 10/26/2021



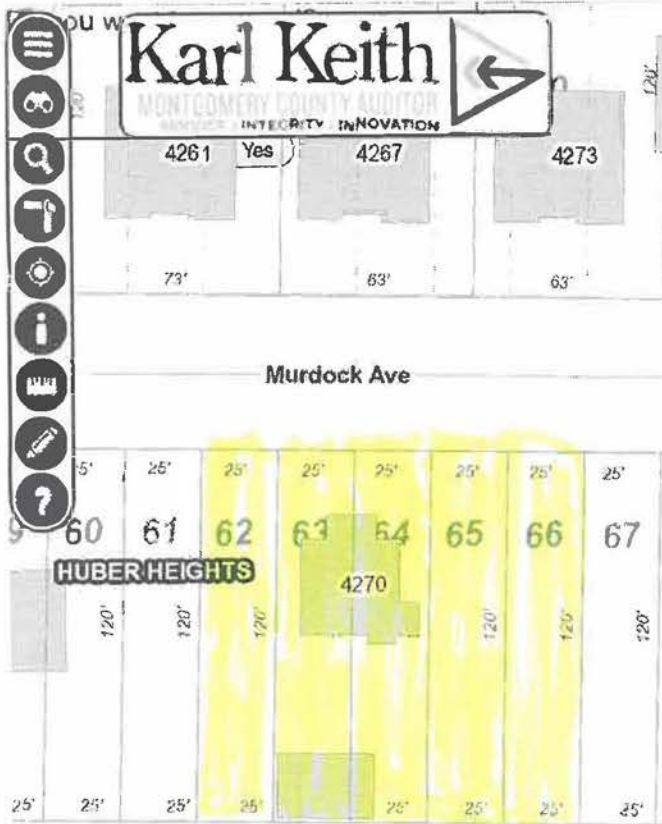


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# Memorandum

Staff Report for Meeting of October 26, 2021

To: Huber Heights City Planning Commission

From: Scott P. Falkowski, Assistant City Manager

Date: October 15, 2021

Subject: ZC 21-40 (Rezoning from B-1 Commercial to PR Planned Residential)  
.3445 Acres 4270 Murdock Avenue

Application dated September 9, 2021

Department of Planning and Development

City of Huber Heights

**APPLICANT/OWNER:** Daniel Greene – Applicant/Owner

**DEVELOPMENT NAME:** 4270 Murdock Avenue

**ADDRESS/LOCATION:** 4270 Murdock Avenue

**ZONING/ACREAGE:** B-1/0.344 acres

**EXISTING LAND USE:** Residential

**ZONING  
ADJACENT LAND:** R-4, B-1, PC

**REQUEST:** The applicant requests approval of a Rezoning to PR Planned Residential at 4270 Murdock Avenue.

**ORIGINAL APPROVAL:**

**APPLICABLE HHCC:**

**CORRESPONDENCE:** In Favor – None Received  
In Opposition – None Received

## **OVERVIEW:**

The applicant requests rezoning from B-1 Commercial to PR Planned Residential District.

## **STAFF ANALYSIS AND RECOMMENDATION:**

The applicant requests a lot combination of five parcels including 0.344-acres in order to utilize the property for its current use. This new parcel combines five 25-foot frontage lots which has existing buildings that cross said property lines. This cleans up the parcel into one ownership parcel. The property is zoned B-1 Commercial but has a residential house on the property and the owner would like to continue to have that use. A rezoning will be required of the newly combined parcel for the residential use. The rezoning will be to Planned Residential to allow for the current locations of all buildings on the site. No additional right-of-way was required with this split and rezoning. The surrounding uses at the area of the split are a combination of residential and commercial, so this use fits. No additional improvements are being requested with this application.

## **CHAPTER 1172 (PR) PLANNED RESIDENTIAL DISTRICT<sup>1</sup>**

### **1172.01 Principal permitted uses.**

*The following principal uses are permitted, provided that they are approved as provided for in this chapter:*

- (a) All residential uses permitted in all other chapters of the Zoning Ordinance such as: one family dwellings, two family dwellings, multiple family dwellings, including garden apartments, row houses, quadraminiums and condominiums;*
- (b) Churches and other places of worship;*
- (c) Colleges, primary and secondary schools under School Board or Parochial supervision, and public libraries;*
- (d) Public recreation buildings, parks, playgrounds and athletic fields under School Board, Parochial, other governmental supervision or "homeowners association" supervision; and*
- (e) Uses designed solely to serve in a complimentary way the needs of this District above.*

*(Ord. 89-O-339, Passed 2-6-89)*

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<sup>1</sup>Cross reference(s)—General provisions—See Ch. 1171.

### **1172.02 Accessory uses.**

*The following accessory uses are permitted:*

- (a) Uses customarily incidental to all permitted uses; and*
- (b) Temporary structures and uses required during construction in this District.*

*(Ord. 89-O-339, Passed 2-6-89; Ord. No. 2019-O-2398, § 1, 10-14-19)*

### **1172.03 Development standards.**

*Except when specifically modified herein, the provisions of Chapter 1181, "General Provisions", shall govern. In addition, the following development standards apply:*

- (a) Minimum "PR" Land Area Requirement.*

- (1) A minimum of one acre shall be required.*

- (b) Dwelling Unit Density—Five Dwelling Units.*

- (1) The average dwelling unit density for the entire district shall not exceed five dwelling units (DU) per acre.*
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:*
  - A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.*

- (c) Dwelling Unit Density—Eight Dwelling Units.*

- (1) Dwelling unit density for the entire district shall not exceed eight dwelling units per acre of land on which dwellings are constructed. For example, if the entire district is three acres but dwellings are constructed on two acres only, dwelling unit density for the entire district shall not exceed 16 dwellings.*
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:*
  - A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.*

- (d) Dwelling Unit Density—Twelve Dwelling Units.*

- (1) Dwelling unit density for the entire district shall not exceed 12 dwelling units per acre of land on which dwellings are constructed. For example, if the entire district is three acres but dwellings are constructed on two acres only, dwelling unit density for the entire district shall not exceed 24 dwellings.*
- (2) Minimum area standards such as individual lot size, frontage, setbacks, side and rear yards shall be those prescribed in the City approved detailed final development plans, except that:*
  - A. Lots for detached single family dwellings shall meet each of the standards set forth in Section 1147.04.*

- (e) Character of Neighborhood. Use of the Planned Residential Zoning District for developments with a proposed dwelling unit density greater than five*

*dwelling units per acre shall be considered only when the district is bounded at least on one side by R-5, R-6, R-7, O-1, B, I, or Planned Development Districts.*

*(Case 378, 6-17-76; Case 235, 7-11-94; Ord. 94-O-711, Passed 7-11-94; Ord. 2006-O-1664, Passed 10-23-06)*

**1172.04 Parking and loading.**

- (a) The provisions of Chapter 1185, "Parking and Loading", shall apply, except that at least two permanently maintained parking spaces shall be provided for each family unit, except for detached single family dwellings.*
- (b) Required parking spaces shall not be part of public thoroughfares, private roads leading to and serving the sites of the various uses in this district.*

*(Ord. 89-O-339, Passed 2-6-89)*

**1172.05 Utilities.**

*The distribution systems for utilities are required to be underground.*

*(Ord. 89-O-339, Passed 2-6-89)*



## **Planning Commission Decision Record**

WHEREAS, on September 9, 2021, the applicant, Daniel Greene, requested approval of a Rezoning from B-1 (Commercial) to PR (Planned Residential) for 0.3445 acres located at 4270 Murdock Avenue (ZC 21-40); and

WHEREAS, on October 26, 2021, the Planning Commission did meet and fully discuss the details of the request.

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission hereby recommended approval of the request.

Ms. Thomas moved to recommend approval of the request by the applicant, Daniel Greene, for a Rezoning from B-1 (Commercial) to PR (Planned Residential) for 0.3445 acres located at 4270 Murdock Avenue (ZC 21-40) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021 with the following conditions:

1. No additional improvements to the site are approved with this application.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Thomas, Mr. Jeffries, Ms. Thomas, and Mr. Walton. NAYS: None. Motion to recommend approval carried 5-0.

---

Terry Walton, Chair  
Planning Commission

---

Date



system which flows to an existing detention basin to the southwest. Twenty-one parking spaces are proposed with two of those being ADA accessible. The proposal calls for ten-foot-wide spaces which matches the City's Zoning Code. A drop off area is located at the front of the building. The entrance comes off an existing access easement that leads to Brandt Pike and Fishburg Road. Lighting shall follow standard City Code. Landscaping is provided in all drive and parking islands and around the monument sign.

The building is made of brick, EIFS and integral color masonry units. The plan is for two stories. The total height of the building is 27 feet at the lobby and 24 feet throughout the rest of the building. Two outdoor areas are proposed for dog use. They are further away from any residential use than the current outside dog runs for the existing dog day care business in the shopping center. These areas are surrounded by six-foot tall powder coated picket fences. The dumpster enclosure is proposed to at the rear and have masonry walls with a gate. The request is for a 10-foot-high monument sign. Staff recommends the sign be limited to six feet tall and seventy-five square feet total as per standard City code. One wall sign is proposed, which staff recommends to be a maximum of seventy-five square feet in area.

Timothy Foster said I just wanted to mention, there's not whole lot more I can add to the presentation that Mr. Falkowski gave. All I would mention is that the city recommendations related to the signage height and other things we're okay and can agree to those terms that were put in the resolution.

### **Action**

Ms. Jeffries moved to approve the request by the applicant MEGAN PRATHER, for the approval of a Basic and Detailed Development Plan for property located at 6119 Brandt Pike (ZC 21-37) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record attached thereto.

Seconded by Ms. Opp. Roll call showed: YEAS: Ms. Thomas, Ms. Vargo, Ms. Opp, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

## **2. REZONING - The applicant, DANIEL GREENE, is requesting approval of a Rezoning to Planned Residential for .3445 acres of property located at 4270 Murdock Avenue (ZC 21-40).**

Mr. Falkowski stated that the applicant requests rezoning from B-1 Commercial to PR Planned Residential District.

The applicant requests a lot combination of five parcels including 0.344-acres in order to utilize the property for its current use. This new parcel combines five 25-foot frontage lots which has existing buildings that cross said property lines. This cleans up the parcel into one ownership parcel. The property is zoned B-1 Commercial but has a residential house on the property and the owner would like to continue to have that use. A rezoning will be required of the newly combined parcel for the residential use. The rezoning will be to Planned Residential to allow for the current locations of all buildings on the site. No additional right-of-

way was required with this split and rezoning. The surrounding uses at the area of the split are a combination of residential and commercial, so this use fits. No additional improvements are being requested with this application.

Ms. Vargo asked will they be able to sell each house individually if the desired? Mr. Falkowski stated there are five lots that will be combined into one, but it is just one house.

**Action**

Ms. Thomas moved to approve the request by the applicant DANIEL GREEN, for the approval of a Rezoning from B1 Commercial to PR Planned Residential 4.3445 acres located at 4270 Murdock Avenue (ZC 21-40) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record attached hereto.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Vargo, Mr. Jeffries, Ms. Thomas, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

**3. LOT SPLIT - The applicant, DANIEL GREENE, is requesting approval of a Lot Split of .3445 acres (ZC 21-39).**

Mr. Falkowski stated the applicant requests a lot combination of five parcels including 0.344-acres in order to utilize the property for its current use. This new parcel combines five 25-foot frontage lots which has existing buildings that cross said property lines. This cleans up the parcel into one ownership parcel. The property is zoned B-1 Commercial but has a residential house on the property and the owner would like to continue to have that use. A rezoning will be required of the newly combined parcel for the residential use. The rezoning will be to Planned Residential to allow for the current locations of all buildings on the site. No additional right-of-way is required with this combination. No new improvements are being requested with this application.

**Action**

Ms. Thomas moved to approve the request by the applicant, DANIEL GREENE, for approval of a Lot Split of .3445 acres at 4270 Murdock Avenue (ZC 21-39) in accordance with the recommendation of Staff's Memorandum dated October 15, 2021, and the Planning Commission Decision Record attached hereto.

Seconded by Mr. Jeffries. Roll call showed: YEAS: Ms. Opp, Ms. Vargo, Ms. Thomas, Mr. Jeffries, and Mr. Walton. NAYS: None. Motion to approve carried 5-0.

**4. BASIC DEVELOPMENT PLAN - The applicant, DARIN SCHMIDT, is requesting approval of a Basic Development Plan for 19.1 acres for an Airsoft and Paintball facility for property located at 7860 Bellefontaine Road (ZC 21-36).**

CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

TO APPROVE A REZONING FROM B-1 (COMMERCIAL) TO PR (PLANNED RESIDENTIAL DISTRICT) FOR THE PROPERTY LOCATED AT 4270 MURDOCK AVENUE AND FURTHER IDENTIFIED AS PARCEL NUMBER P70 00201 0063 ON THE MONTGOMERY COUNTY AUDITOR'S TAX MAP AND ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION (ZONING CASE 21-40).

WHEREAS, the citizens of Huber Heights require the efficient and orderly planning of land uses within the City; and

WHEREAS, the City Planning Commission has reviewed Zoning Case 21-40 and on October 26, 2021, recommended approval by a vote of 5-0 of the Rezoning to Planned Mixed Use and a Basic and Detailed Development Plan; and

WHEREAS, the City Council has considered the issue.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. The application requesting approval of a Rezoning from B1 Commercial to PR Planned Residential District (Zoning Case 21-40) is hereby approved in accordance with the Planning Commission's recommendation and following conditions:

1. No additional improvements to the site are approved with this application.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_ 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8007

**New Business P.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

2022 City Employee Health Insurance

**Submitted By:** Katie Knisley

**Department:** Human Resources

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None  
**Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Authorizing The Purchase Of Employee Health Insurance Services For The City Of Huber Heights For Fiscal Year 2022 And Waiving The Competitive Bidding Requirements.  
(first reading)

**Purpose and Background**

The City currently provides medical, dental, vision and life insurance to all eligible employees of the City of Huber Heights. Renewal for health insurance is January 1, 2022. City Staff has worked with Marsh & McLennan Agency, the City's insurance agent, on the renewal process which is now complete. This legislation will authorize the City Manager to enter into agreements to purchase insurance from Anthem for medical; MetLife for dental and vision, and One America for life insurance for City of Huber Heights employees for the 2022 calendar year and allow for the contributions to be made to employees' Health Savings Accounts of \$3,000 and Health Reimbursement Accounts of \$4,000 for the 2022 calendar year.

---

**Fiscal Impact**

**Source of Funds:** Various Funds

**Cost:** \$3,500,000

**Recurring Cost? (Yes/No):** Yes

**Funds Available in Current Budget? (Yes/No):** No

**Financial Implications:**

The 2022 employee health insurance includes medical, dental, vision and life insurance; the cost listed is a not to exceed amount for 2022 insurance which includes contributions to the employees' HSA's and HRA's and will be budgeted for in 2022.

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**Attachments**

Resolution

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE PURCHASE OF EMPLOYEE HEALTH INSURANCE SERVICES FOR THE CITY OF HUBER HEIGHTS FOR FISCAL YEAR 2022 AND WAIVING THE COMPETITIVE BIDDING REQUIREMENTS.

WHEREAS, the City Council must authorize the provision of fringe benefits to City employees; and

WHEREAS, health insurance can be purchased effectively and efficiently through non-competitive procurement methods.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City hereby waives the competitive bidding requirement and authorizes the City Manager to enter into contracts to purchase employee health insurance related services necessary to provide the benefits described in the Employee Personnel Manual and/or collective bargaining agreements. The authorization shall include, but not be limited to the provision of medical and prescription drug, life, dental, and vision plans and up to a \$2,000 single/\$4,000 family annual City contribution to each participating employee's HSA and/or HRA account.

Section 2. The City Manager is authorized to enter into an agreement with Anthem for the City's group Medical Plan for Fiscal Year 2022.

Section 3. The City Manager is authorized to enter into an agreement with MetLife for Fiscal Year 2022 dental and vision insurance benefits, and One America for Fiscal Year 2022 life insurance benefits.

Section 4. The cost for the provision of such insurance benefits for the Fiscal Year 2022 shall not exceed \$3,500,000.00 without additional authorization by City Council.

Section 5. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 6. That this Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date



AI-8006

**New Business     Q.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

City Staffing Levels/Table of Organization

**Submitted By:** Katie Knisley

**Department:** Human Resources

**Council Committee Review?:** Council     **Date(s) of Committee Review:** 11/16/2021  
Work  
Session

**Audio-Visual Needs:** None     **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Establishing And/Or Amending The City Of Huber Heights Organizational Chart And Authorizing The New Personnel Staffing Levels As Detailed Below.  
(first reading)

**Purpose and Background**

This legislation authorizes the personnel staffing levels for all departments/divisions within the City of Huber Heights. Amendments to this legislation include the following:

- Changing the title of Tax Agent to Administrative Assistant I
- Adding a temporary Assistant Tax Administrator for transitional purposes
- Addition of one Tax Technician (total of six)
- Addition of one full-time Custodian
- Deletion of the three part-time/hourly Custodians
- Addition of one Accounting Generalist (total of two)

These amendments are currently recommended in the 2022 City Budget.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

Amendments are currently recommended in the 2022 Budget

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**Attachments**

Resolution

Table of Organization

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

ESTABLISHING AND/OR AMENDING THE CITY OF HUBER HEIGHTS ORGANIZATIONAL CHART AND AUTHORIZING THE NEW PERSONNEL STAFFING LEVELS AS DETAILED BELOW.

WHEREAS, the citizens of Huber Heights require the efficient and effective delivery of municipal services.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The attached organizational chart, personnel staffing levels, and position control numbers as established hereafter is hereby adopted and effective December 19, 2021.

Section 2. The authorized personnel staffing levels for the Clerk of Council are as follows.

<u>City Council</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Clerk of Council	1	504-101-2-2-01-F	50
Deputy Clerk of Council	1	504-202-1-2-01-F	25
Public Records Technician	1	504-213-1-2-01-P/H	20

Section 3. The authorized personnel staffing levels for the City Manager's Office are as follows:

<u>City Manager's Office</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
City Manager	1	505-100-2-2-01-F	80
Assistant City Manager of Public Services	1	505-117-2-2-01-F	75
Assistant City Manager of Administrative Services	1	505-117-2-2-01-F	75
Administrative Assistant III	1	505-209-2-2-01-F	25

Section 4. The authorized personnel staffing levels for the Department of Public Safety are as follows:

<u>Department of Public Safety</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Director of Public Safety	1	505-116-2-2-01-F	75

<u>Division of Fire</u>			
Fire Chief	1	102-401-2-2-01-F	70
Battalion Chief	4	102-403-1-1-01-- 04F	PS
Fire Lieutenant	10	102-404-1-1-01--10-F	Contract
Firefighter/Paramedic	39	102-405-1-1-01--39-F	Contract
Administrative Assistant III	2	102-200-1-2-01--02-F	25
Administrative Assistant I	1	102-200-1-2-01-P/H	10
Fire Inspector	1	102-501-1-2-01-F	30
Fire Inspector	3	102-501-1-2-01- 03-P/H	30
Fire-Prevention Manager/Plans Review	1	102-502-1-2-01-P/H	40
Fire Fleet/Facility Mgt. Clerk	1	102-503-1-2-01-P/H	10
Auxiliary \$1.00 per year	30	102-411-3-0-01--30-V	V
Chaplains – Fire	2	102-601-3-0-01--02-V	V
Medical Advisor	1	102-604-3-0-01-V	V

<u>Division of Police</u>			
Police Chief	1	101-406-2-2-01-F	70
Police Lieutenant	3	101-408-1-1-01--03-F	Contract
Police Sergeant	8	101-409-1-1-01--08-F	Contract
Police Officer	42	101-410-1-1-01--42-F	Contract

Administrative Assistant III	1	101-200-1-2-01-F	25
Police Accreditation Technician	1	101-515-1-1-01-F	30
Police Records Clerks	2	101-204-1-1-01--02-F	Contract
Police Evidence/Fleet Mgt. Clerk	2	101-205-1-2-02-P/H	25
Communications/Records Manager	1	101-611-2-1-01-F	45
Communications/Records Supervisor	1	101-613-1-1-01-F	35
Communications Officer	14	111-502-1-1-01-14-F	Contract
Chaplain – Police	3	101-601-3-0-01—03-V	V

Division of Code Enforcement

Code Enforcement Manager	1	310-621-2-1-01-F	45
Code Enforcement Officer II	1	310-513-1-1-01-01-F	35
Code Enforcement Officer I	4	310-513-1-2-01-04-P/H	25
Seasonal Laborer	2	310-305-1-2-01-02-S	S

Section 5. The authorized personnel staffing levels for the Department of Information Technology are as follows:

<u>Department of Information Technology</u>		<u>Position Control No.</u>	<u>Pay Grade</u>
Information Technology Director	1	509-105-2-2-01-F	60
Information Technology Systems Analyst	2	509-609-1-2-02-F	45
Information Technology Systems Analyst	1	509-609-1-2-01-P/H	45
GIS Technician	1	509-510-1-1-01-F	35

Section 6. The authorized personnel staffing levels for the Department of Finance are as follows:

<u>Department of Finance</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Director of Finance	1	506-102-2-2-01-F	65

Division of Accounting

Deputy Director of Finance	1	506-602-2-2-01-F	50
Accounting Generalist	2	506-603-2-2-02-F	40
Accounts Payable Technician	1	506-504-1-1-01-F	25
Payroll Technician	1	506-505-1-1-01-F	30
Account Technician	1	506-206-1-1-01 F	25

Division of Taxation

Tax Administrator	1	507-104-2-2-01-F	50
Assistant Tax Administrator	2	507-612-2-2-02-F	45
Tax Analyst	2	507-506-1-1-01--02-F	30
Tax Technician	6	507-507-1-1-01 -06-F	20
Administrative Assistant I	3	507-212-1-2-01- 03P/H	10

Section 7. The authorized personnel staffing levels for the Department of Public Services are as follows:

<u>Department of Public Services</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Director of Public Services	1	505-114-2-2-01-F	75

Division of Engineering

City Engineer	1	320-106-2-2-01-F	65
Assistant City Engineer	1	320-119-2-2-01-F	55
Civil Engineer	1	320-605-2-2-01-01-F	50
Engineering Technician	2	320-509-1-1- 02-F	35
Administrative Assistant III	1	320-200-1-2-01-F	25

Division of Public Works

Public Works Manager	1	401-108-2-2-01-F	60
Public Works Supervisor	1	401-109-1-1-01-F	50
Public Works Crew Leader	2	401-302-1-1-02-F	Contract

Vehicle & Equipment Mechanic	3	401-300-1-1-03-F	Contract
Maintenance Technician	20	401-301-1-1-20-F	Contract
Administrative Assistant III	1	401-200-1-2-01-F	25
Custodian	1	401-305-1-2-01-F	10
Custodian	1	401-305-1-2-01-P/H	10

Section 8. The authorized personnel staffing levels for the Department of Economic Development are as follows:

<u>Department of Economic Development</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Economic Development Director	1	305-111-2-2-01-F	60
Economic Development Coordinator	1	305-614-2-1-01-F	40
Community Engagement Specialist	1	305-615-2-1-01-F	40

Section 9. The authorized personnel staffing levels for the Department of Planning and Zoning are as follows:

<u>Department of Planning</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
City Planner	1	310-118-2-2-01-F	55
Administrative Assistant III	1	310-200-1-2-01-F	25
Administrative Assistant I	1	310-207-1-1-01-F	10
Administrative Assistant I	1	310-207-1-2-01-P/H	10

Section 10. The authorized personnel staffing levels for the Department of Human Resources are as follows:

<u>Department of Human Resources</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Human Resources Director	1	510-120-2-2-01-F	60
Human Resources Specialist	1	510-514-1-1-01-F	40
Human Resources Assistant	1	510-617-1-2-01-P/H	30

Section 11. The authorized personnel staffing levels for the Department of Parks and Recreation Facilities are as follows:

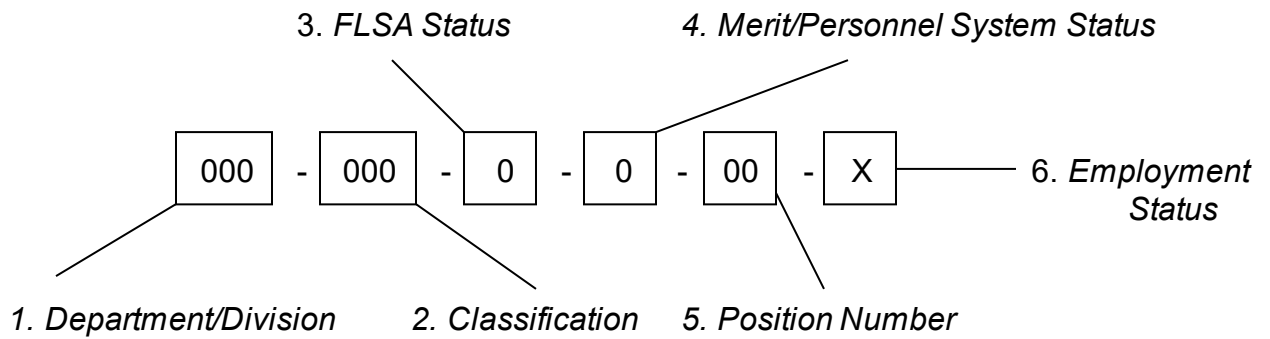
<u>Department of Parks and Recreation Facilities</u>	<u>No.</u>	<u>Position Control No.</u>	<u>Pay Grade</u>
Parks Manager	1	216-616-2-2-01-F	45
Senior Center Program Coordinator	1	215-110-2 -2 -01-P/H	25
Seasonal Laborer – Music Center	125	219-306-1-2-01--125-S	S
Seasonal Laborer	4	216-303-1-2-01--04-S	S

Section 12. Council further ratifies and affirms any and all previous legislation of Council that established, abolished or altered the functions and structures of any administrative department.

Section 13. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 14. That this Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Section 15. Position Control Number Explanation:



1. Department/Division: Number represents Fund Number in General Ledger:

101-Police	305-Economic Dev.	401-Public Works	507-Tax
102-Fire	310 Planning & Zoning	505-City Mgr.	509-I. T.
215-Senior Center	320-Engineering	506-Accounting	510-H.R
219 Parks & Recreation			

2. Classification: Number for classification or rank to which position is assigned, divided into defined series as shown below:

100-Administrative	300-Labor	500-Technical
200-Clerical	400-Sworn Safety	600-Professional

3. FLSA Status:

01-Non-exempt from minimum wage/overtime rules of FLSA (hourly)  
02-Exempt from minimum wage/overtime rules of FLSA (salaried)  
03-Unpaid Volunteer

4. Merit & Personnel System Status:

01-Position is in Non-exempt service of city per Section 8.02 of Charter  
02-Position is in Exempt service of city per Section 8.02 of Charter

5. Position Number:

Unique two-digit number for each employment position authorized by this Resolution.

6. Employment Status:

F-Full-time Position  
P-Part-time Position  
H-Hourly Position  
T-Temporary (created for specific time)  
S-Seasonal Position  
V-Volunteer Position

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date





- All employees are permanent / full time unless specified otherwise.  
 - (PT) = Part Time, (H) = Hourly Seasonal, (T) = Temporary, (V) = Volunteer, (S)=Seasonal

Contractor Relationship	_____	_____	_____	_____
Vacant Position	_____	_____	_____	_____

[illegible]

AI-8009

**New Business R.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

City Salary Ranges/Wage Levels

**Submitted By:** Katie Knisley

**Department:** Human Resources

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None  
**Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Establishing And/Or Amending The Salary Ranges And Wage Levels For Employees Of The City Of Huber Heights, Ohio.  
(first reading)

**Purpose and Background**

This legislation authorizes the salary ranges and wage levels for all non-bargaining employees of the City of Huber Heights for Fiscal Year 2022. Amendments to this legislation are the title change of Tax Agent to Administrative Assistant I, the addition of wage rates; this does not change the salary amounts, and the verbiage to identify the bi-weekly amount for part-time/hourly positions, working less than a 40-hr week in a 2080 work year, is a calculation of the annual wage rate multiplied by the number of hours worked.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

2022 Budget

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**Attachments**

Resolution

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

ESTABLISHING AND/OR AMENDING THE SALARY RANGES AND WAGE LEVELS FOR EMPLOYEES OF THE CITY OF HUBER HEIGHTS, OHIO.

WHEREAS, the citizens of Huber Heights require efficient and effective delivery of municipal services.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The pay ranges, compensation procedures, and administrative rules for non-bargaining employees as established hereafter shall be effective for the pay period beginning December 19, 2021 through the pay period ending December 17, 2022

Section 2. City Council shall be responsible for establishing the actual salaries for the City Manager, the Clerk of Council, and the Deputy Clerk of Council. The salary ranges of the City Manager, the Clerk of Council, and the Deputy Clerk of Council are set forth in the following plan document.

Section 3. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

**THE CITY OF HUBER HEIGHTS**

**PERFORMANCE COMPENSATION PLAN FOR NON-BARGAINING EMPLOYEES**

**1. Compensation Philosophy**

It is the city's philosophy to support and enhance organizational performance through a fair, objective, and equitable merit-based pay plan which will attract, retain, and motivate high performing non-bargaining employees.

**2. General Administrative Responsibilities**

The Human Resources Director, under the direction of the City Manager is responsible for the administration of the Performance Compensation Plan, including the processing of pay rate increases, the adjustment of pay for promotions, re-employments and reassignments, and the initiation of necessary revisions in pay ranges. The Human Resources Director is responsible for interpreting the application of the program to all pay issues which are not specifically covered by this ordinance, using the principles expressed herein as a policy guide.

**3. Plan Administration**

A. Market Surveys. The Human Resources Director shall conduct market surveys every three years or from time to time in order to collect updated comparable and competitive salary data, recommend revised pay structures and pay ranges as necessary, and recommend revised merit-based pay procedures. Such surveys and recommendations shall be conducted as positions become vacant, or upon request of a department/division head, or upon the initiation of the Human Resources Director when it is determined necessary for the effective administration of the Performance Compensation Plan.

- B. Structure Adjustments. Periodically, the Human Resources Director may recommend pay range adjustments to the City Manager in keeping with labor market trends, who in turn may make appropriate recommendations to City Council. Pay ranges (except for seasonal positions) shall include a minimum and maximum amount stated either as an annual salary or hourly rate.
- C. Assignment of Positions to Pay Ranges. The Human Resources Director shall be responsible for assigning each city employment position to a pay range based on market data and the City Manager's determination of the strategic value of positions and/or employees to the organization. Strategic value considerations may involve turnover, skill needs, attraction and retention issues, supply and demand for qualified applicants for particular positions, the impact of specific positions and employees on the organization's mission, and/or other relevant factors.

#### 4. **Applicability**

This resolution and Performance Compensation Plan shall apply to and is the sole authority for setting rates of pay for the following categories of positions and employees: All regular full-time, regular part-time, provisional full-time, provisional part-time, hourly, temporary, and seasonal employees of the City of Huber Heights, Ohio except: the Mayor; members of City Council, the City Law Director; and all employees who are members of a collective bargaining unit recognized by the State Employment Relations Board.

#### 5. **Positions and Pay Ranges**

<i>Pay Grade</i>	<i>Minimum Pay</i>	<i>Maximum Pay</i>
10	\$13.8268	\$20.5800
Custodian Administrative Assistant I Fire Fleet/Facility Management Clerk	\$28,759.74	\$42,806.40
20	\$16.7304	\$24.9000
Administrative Assistant II Public Records Technician Tax Technician	\$34,799.23	\$51,792.00
25	\$16.7686	\$27.3900
Account Technician Accounts Payable Technician Administrative Assistant III Deputy Clerk of Council Police Evidence/Fleet Management Clerk Senior Center Program Coordinator Code Enforcement Officer I	\$34,878.69	\$56,971.20
30	\$18.4463	\$30.1300
Police Accreditation Technician Payroll Technician Tax Analyst Fire Inspector Human Resources Assistant	\$38,368.30	\$62,670.40
35	\$19.3719	\$31.6440
GIS Technician Engineering Technician Code Enforcement Officer II Communications/Records Supervisor	\$40,293.55	\$65,819.52
40	\$21.3058	\$36.0900
Accounting Generalist Community Engagement Specialist Economic Development Coordinator Human Resources Specialist	\$44,316.06	\$75,067.20

Fire Prevention Manager/Plans Review		
45	\$23.4381	\$39.7000
Code Enforcement Manager Assistant Tax Administrator IT Systems Analyst Parks Manager Communications/Records Manager	\$48,751.25	\$82,576.00
50	\$25.7852	\$43.6800
Deputy Director of Finance Tax Administrator Public Works Supervisor Clerk of Council Civil Engineer	\$53,633.22	\$90,854.40
55	\$30.9422	\$52.4200
Assistant City Engineer City Planner	\$64,359.78	\$109,033.60
60	\$34.0331	\$57.6500
Human Resources Director IT Director Public Works Manager Economic Development Director	\$70,788.85	\$119,912.00
65	\$37.4381	\$63.4200
City Engineer Director of Finance	\$77,871.25	\$131,913.60
70	\$43.0579	\$72.9400
Fire Chief Police Chief	\$89,560.43	\$151,715.20
75	\$47.3637	\$80.2300
Assistant City Manager of Administrative Services Assistant City Manager of Public Services Director of Public Safety	\$98,516.50	\$166,878.40
80	\$52.0992	\$85.1000
City Manager	\$108,366.34	\$177,008.00

<i>Position</i>	<i>Minimum Pay</i>	<i>Mid-point Pay</i>	<i>Maximum Pay</i>
Seasonal Laborer	N/A	N/A	\$14.00
Public Safety (PS)			
	Step 1	Step 2	
Battalion Chief	2% below Step 2	14% above top step Fire Lieutenant	

Employees are paid bi-weekly on an hourly or salary basis. The bi-weekly pay rate for salaried employees is a calculation of the annual pay rate divided by 26 and the bi-weekly amount for hourly employees is a calculation of the annual pay rate divided by 2080 hours, to include those budget years with 27 pay periods. The bi-weekly amount for part-time/hourly



employees, working less than a 40-hour week in a 2080 work year, is a calculation of the annual pay rate multiplied by the number of hours worked.

## **6. Compensation Adjustments**

All of the following pay rate adjustments are subject to funding by City Council based upon the availability of funds and economic and budget projections and priorities.

- A. New Hires. Newly hired employees shall be hired at a rate of pay between the minimum and maximum of the applicable pay range. The exact pay rate shall be based on the employee's education, experience, knowledge, skills, and abilities. Prior to the making of a conditional offer of employment to a prospective new or newly promoted employee, the department/division head shall recommend a starting rate of pay which shall be forwarded to the Human Resources Manager for review and then to the City Manager for final action.
- B. Completion of Probation. Department/division heads may recommend a pay increase, not to exceed 2%, for newly hired or promoted employees upon the successful completion of probation or one year of employment. The department/division head should consider the employee's starting rate as related to their pay range, the pay of other employees in the position and in the employee's division, and the employee's performance in making this decision. Any such increase, upon approval by the City Manager, shall be paid from the division's regular payroll budget.
- C. Promotion. Employees who are promoted to positions with a higher level of duties and responsibilities shall be placed at a rate of pay between the minimum and maximum of the applicable pay range.
- D. Demotion. Employees who are demoted to positions with a lower level of duties and responsibilities because of less than satisfactory performance, failure to meet job requirements, or for disciplinary reasons shall be placed at the minimum of the new range, or receive a pay decrease not to exceed 10%, whichever results in the least loss of pay.
- E. Reassignment. Employees who are reassigned to positions with a lower pay grade through no fault of their own (i.e., reorganization, job abolishment, reduction-in-force, or market/technological factors, etc.), shall remain at their current rate of pay, or shall be placed at the maximum of the pay range, whichever is less. An employee who voluntarily requests and is granted a reassignment to a position with a lower pay grade will have their pay adjusted between the minimum and maximum of the lower pay grade.
- F. Temporary Upgrade to a Higher Position. Employees who are temporarily assigned (for a minimum of 7 consecutive calendar days) to perform all of the duties and assume all of the responsibilities of a position due to a position vacancy or an approved leave of absence of a position incumbent shall be receive a pay increase not to exceed 5%. Temporary upgrades shall be recommended to the Human Resources Manager and approved by the City Manager in advance.
- G. Modification of Pay Ranges. When a position's pay range is modified upward, based on market data and/or strategic value, and the position is occupied, the incumbent shall retain his/her existing pay rate or be placed at the minimum of the new pay range, whichever is greater. When a position's pay range is modified downward, and the position is occupied, the incumbent shall remain at his/her current rate of pay.
- H. Transfers. Employees who transfer to another job in an identical pay range or to an identical position in another division in the same pay range, there will be no change in the employee's rate of pay.
- I. Transitional and Paid Intern Positions: In cases deemed necessary and appropriate by the City Manager, an appointment to a position in the non-exempt service which is not yet vacated, but which position incumbent has provided the City Manager with a written notice of resignation or retirement on a date certain, which date is within 90 days following the date of such appointment. In cases deemed necessary and appropriate by the City Manager, an appointment of a student intern may be made based on skill, experience, and the scope of the project to be completed.

## 7. Compensation Increases

The compensation of each employee shall be reviewed annually by the department director/division manager, or Mayor and Council, for the purpose of determining which employees may be entitled to a performance-based increase. All personnel records, performance, and experience shall be considered in making recommendations with major emphasis placed on the evaluation. The City Manager or Mayor and Council is authorized to pay non-union employees a performance-based increase provided that said increase is within the approved salary range for the respective position. The performance-based increase may also be provided in the form of a bonus. The annual performance-based increase is determined upon the availability of funds and economic and budget projections and priorities.

Providing the Collective Bargaining Agreements receive an annual increase, the City shall adjust the compensation of all non-union employees, to include employees of the City Council, to reflect the same annual increase within the respective year.

To be eligible for a performance-based increase, an employee must be employed with at least six months of continuous service before the merit award date.

An employee whose pay is at the maximum of the compensation range may not be granted an increase that would cause the base compensation to exceed the maximum of the range for that position. The employee would continue to be eligible for an annual increase and performance bonus, with a lump sum increase based upon the percentage increase. The pay range, however, does not change until a new market study is conducted, every three years, and a recommendation is made to revise pay structures and pay ranges as necessary

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8026

**New Business     S.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Supplemental Appropriations

**Submitted By:** Jim Bell

**Department:** Finance     **Division:** Accounting

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None     **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

An Ordinance Authorizing Transfers Between Various Funds Of The City Of Huber Heights, Ohio And Amending Ordinance No. 2020-O-2453 By Making Supplemental Appropriations For Expenses Of The City Of Huber Heights, Ohio For The Period Beginning January 1, 2021 And Ending December 31, 2021.

(first reading)

**Purpose and Background**

The supplemental appropriations are for the following purposes:

- \$200,000 transfer from Gasoline Tax Fund to Carriage Trails Infrastructure Fund for Windbrooke Sect. 3-2 infrastructure.
- \$100,000 for the Jonetta Street pump station and sanitary sewer extension.

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**Fiscal Impact**

**Source of Funds:** Various Funds

**Cost:** \$300,000

**Recurring Cost? (Yes/No):** No

**Funds Available in Current Budget? (Yes/No):** Yes

**Financial Implications:**

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**Attachments**

Ordinance

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

ORDINANCE NO. 2021-O-

AUTHORIZING TRANSFERS BETWEEN VARIOUS FUNDS OF THE CITY OF HUBER HEIGHTS, OHIO AND AMENDING ORDINANCE NO. 2020-O-2453 BY MAKING SUPPLEMENTAL APPROPRIATIONS FOR EXPENSES OF THE CITY OF HUBER HEIGHTS, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.

WHEREAS, supplemental appropriations for expenses of the City of Huber Heights must be made for appropriations of funds for various 2021 operating and project funding.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Huber Heights, Ohio that:

Section 1. Authorization is hereby given to transfer certain monies up to amounts not exceeding those shown and for the purposes cited in Exhibit A, and such authorization applies to any and all such transfers necessary and effected after January 1, 2021.

Section 2. Ordinance No. 2020-O-2453 is hereby amended as shown in Exhibit B of this Ordinance.

Section 3. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

EXHIBIT A

<i>Transfer:</i>			
<u>Amount</u>	<u>Fund From</u>	<u>Fund To</u>	<u>Purpose</u>
\$200,000.00	203 Gasoline Tax	454 Carr. Trails	Roads for Windbrooke Sect 3-2



**EXHIBIT B**

AMENDING ORDINANCE NO. 2020-O-2453 BY MAKING APPROPRIATIONS FOR EXPENSES OF THE CITY OF HUBER HEIGHTS, OHIO FOR THE PERIOD BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021.

- 1) Section 3 of Ordinance No. 2020-O-2453 is hereby amended to reflect an increase in the appropriations of the 203 Gasoline Tax Fund, as follows:
  - a. Subsection c) Non-Departmental, Transfers of \$200,000.00
- 2) Section 36 of Ordinance No. 2020-O-2453 is hereby amended to reflect an increase in the appropriations of the 454 Carriage Trails Infrastructure Fund, as follows:
  - a. Subsection a) Capital, Operations and Capital of \$200,000.00
- 3) Section 42 of Ordinance No. 2020-O-2453 is hereby amended to reflect an increase in the appropriations of the 552 Sewer Acquisition/Capital Fund, Operations and Capital of \$100,000.00.

Gasoline Tax Fund	\$200,000.00
Carriage Trails Infrastructure Fund	\$200,000.00
Sewer Acquisition/Capital Fund	\$100,000.00

AI-8013

**New Business    T.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Huber Heights Veterans Memorial - Change Order

**Submitted By:** Scott Falkowski

**Department:** City Manager

**Council Committee Review?:** None      **Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

---

**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Manager To Enter Into Change Orders With Respect To The Construction Of The Huber Heights Veterans Memorial Project.  
(first reading)

**Purpose and Background**

At the final stages of construction, the contractor ran into subbase issues in the parking lot. The subbase needed replaced prior to the final asphalt course being placed. This work by Outdoor Enterprises would bring the final contract amount to \$912,185.63.

---

**Fiscal Impact**

**Source of Funds:** Veterans Memorial Project Fund

**Cost:** \$20,420.28

**Recurring Cost? (Yes/No):** No

**Funds Available in Current Budget? (Yes/No):** Yes

**Financial Implications:**

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**Attachments**

Change Order  
Resolution

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3655 W. State Rt. 571 Troy, OH 45373  
Phone: (937) 857-9400 Fax: (937) 857-9424

# Change Order

C/O Date: 10/7/2021

**Submitted To:** City of Huber Heights  
6131 Taylorsville Road  
Huber Heights, OH 45424

Veterans Memorial Thomas Cloud

**Attn:**

<b>C/O Number:</b>	4	<b>Change Order Summary</b>
<b>Job No.</b>	2094	parking lot undercut

Description	Amount
Undercut parking lot area 6,200 SF - see attached detail	20,420.28

---

Original Contract	\$	859,800.00
Previous Change Orders	\$	25,659.61
Revised Contract	\$	885,459.61
Current Change Order	\$	20,420.28
<b>New Contract Total</b>	<b>\$</b>	<b>905,879.89</b>

Additional Time to Complete

**New Completion Date:**

Authorized by: \_\_\_\_\_ Date: \_\_\_\_\_  
City of Huber Heights

CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO CHANGE ORDERS WITH RESPECT TO THE CONSTRUCTION OF THE HUBER HEIGHTS VETERANS MEMORIAL PROJECT.

WHEREAS, in the completion of the parking lot repaving for the Veterans Memorial Project at Thomas A. Cloud Park, the subbase was found to be in a state of disrepair and additional work was requested to replace said subbase; and

WHEREAS, City Council has reviewed the request and finds that it is legitimate, necessary, not excessive and proper.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. Council authorizes additional expenses being in the nature of change orders to the Outdoor Enterprises contract previously approved by Council in Resolution No. 2021-R-6964 for parking lot construction and costs for services previously incurred in an amount not to exceed \$20,420.28.

Section 2. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8014

**New Business**     **U.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Carriage Trails - Public Access Easement Agreement Amendment

**Submitted By:** Scott Falkowski

**Department:** City Manager

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Manager To Enter Into That Certain Fourth Amendment To The Grant Of Public Access Easement Agreement Originally Entered Into Between The City And DEC Land Co I, LLC On February 1, 2008 As Amended.  
(first reading)

**Purpose and Background**

The original Public Access Easement Agreement executed in 2008 set up 91.070 acres of public access easements and also set up the process for modification of those easements as the project is developed. The first amendment was executed in 2013 increasing the total area by 0.588 acres, reducing some areas by 3.978 acres, and increasing some areas by 4.566 acres. The second amendment in 2015 decreased the total area by 0.412 acres, reducing some areas by 3.768 acres, and increasing some areas by 3.356 acres. The revised total area was 91.246 acres. The third amendment increased the total area by 1.990 acres, reducing some areas by 8.299 acres, and increasing some areas by 10.289 acres. The revised total was 93.236 acres. This fourth amendment decreases the total area by 0.229 acres. The revised total is 93.007 acres. The agreement requires that the area be above 90.000 acres. These modifications are due to changes as each section comes forward in the Carriage Trails Subdivision.

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**Fiscal Impact**

**Source of Funds:** N/A

**Cost:** N/A

**Recurring Cost? (Yes/No):** N/A

**Funds Available in Current Budget? (Yes/No):** N/A

**Financial Implications:**

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**Attachments**

Swap Calculations  
Resolution  
Attachment A

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ORIGINAL PAE ACRES

C2 J1	15.874
C2 P2	0.304
C2 Q	0.729
D2 A	2.959
D2 B	8.478
D2 C	0.949
D2 D	1.585
D2 E	1.531
D2 F	15.290
D2 G	2.349
D2 H	2.071
D2 I	1.912
D2 J2	0.042
D2 J3	24.322
D2 K	0.482
D2 L	2.445
D2 M	0.438
D2 N	0.664
D2 O	8.561
D2 P1	0.085

91.07

SECTION

PHASE

AREA ID

PAE AREA SUBTRACTED w/ SWAP #1

PAE AREA ADDED w/ SWAP #1

02	01	J3	0.005
02	01 & 02	J1	3.526
04	01	J3	0.057
05	01	L	0.057
05	02	J3	0.248
15	04	B	0.085

3.978

08		K1	1.767
08		K2	0.398
09		F2	2.401

4.566

UPDATED PAE ACRES AFTER SWAP #1

91.658

<u>SECTION</u>	<u>PHASE</u>	<u>AREA ID</u>	<u>PAE AREA SUBTRACTED w/ SWAP #2</u>	<u>PAE AREA ADDED w/ SWAP #2</u>
		O	1.099	
		P1	0.085	
		P2	0.304	
		Q	0.729	
		J1	1.409	
		I	0.063	
		I	0.008	
		H	0.008	
		H	0.063	
			<b>3.768</b>	
13	01	Lot 536		0.879
13	01	Lot 551		1.682
13	02	Lot 636		0.795
				<b>3.356</b>

<u>UPDATED PAE ACRES AFTER SWAP #2</u>
<b>91.246</b>

<u>SECTION</u>	<u>PHASE</u>	<u>AREA ID</u>	<u>PAE AREA SUBTRACTED w/ SWAP #3</u>	<u>PAE AREA ADDED w/ SWAP #3</u>
08		J1 & J3	1.954	
08		J3	6.077	
08		K	0.268	
			<b>8.299</b>	
11	02	Part Lot 432		1.303
09	01	Part Lot 749		0.905
07	01	Part Lot 845		0.509
08	03	Part Lot 845		1.922
08	01	Part Lot 1301		1.234
05	02	Part Lots 750, 752 & 753		1.060
05	02	Part Lot 766		0.866
02	01	Part Lot 777		2.244
05	02	Part Lot 766		0.246
				<b>10.289</b>

<u>UPDATED PAE ACRES AFTER SWAP #3</u>
<b>93.236</b>

<u>SECTION</u>	<u>PHASE</u>	<u>AREA ID</u>	<u>PAE AREA SUBTRACTED w/ SWAP #4</u>	<u>PAE AREA ADDED w/ SWAP #4</u>
		O	0.229	
				0.229
				0.000

<u>UPDATED PAE ACRES AFTER SWAP #4</u>
93.007

CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO THAT CERTAIN FOURTH AMENDMENT TO THE GRANT OF PUBLIC ACCESS EASEMENT AGREEMENT ORIGINALLY ENTERED INTO BETWEEN THE CITY AND DEC LAND CO I, LLC ON FEBRUARY 1, 2008 AS AMENDED.

WHEREAS, City Council by Ordinance No. 2007-O-1722 authorized the City Manager to enter into that certain Grant of Public Easement Agreement between the City and DEC Land Co. I LLC (Agreement) providing for an approximately 90-acre public access easement running through Carriage Trails Subdivision being developed by DEC Land Co. I LLC; and

WHEREAS, City Council by Resolution No. 2013-R-5864, Resolution No. 2015-R-6297 and Resolution No. 2018-R-6682 authorized the City Manager to enter into the First Amendment to the Grant of Public Easement Agreement ("First Amendment"), the Second Amendment to the Grant of Public Easement Agreement ("Second Amendment") and the Third Amendment to the Grant of Public Easement Agreement ("Third Amendment") between the City and DEC Land Co. I LLC providing for minor adjustments to the approximately 90-acre public access easement running through Carriage Trails Subdivision being developed by DEC Land Co. I LLC; and

WHEREAS, since the First, Second and Third Amendments were entered into, there has been significant development in the Carriage Trails Subdivision requiring multiple minor realignments of the Access Easement to be able to accommodate development at the same time maintaining integrity of the Access Easement; and

WHEREAS, the Agreement provides for the possibility of minor amendments being needed to the legal description of the Access Easement as dictated by the vagaries of development.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. Council has been presented with requests for minor adjustments to the Access Easement, has determined that such requests are appropriate and within the terms of the Agreement and said First, Second and Third Amendments, and therefore authorizes the City Manager to enter into the Fourth Amendment to the Grant of Public Access Easement Agreement, a copy of which is attached hereto as Attachment A.

Section 2. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date



ATTACHMENT A

**FOURTH AMENDMENT TO THE GRANT OF  
PUBLIC ACCESS EASEMENT AGREEMENT**

This Fourth Amendment to the Grant of Public Access Easement Agreement (the “Fourth Amendment”) is executed by and between **DEC Land Co. I LLC** (the “Developer”) and the **City of Huber Heights, Ohio** (the “City”), to be effective \_\_\_\_\_, 2021.

WHEREAS, the Developer and the City entered into the Grant of Public Access Easement Agreement on February 1, 2008 (the “Agreement”), a First Amendment to the Grant of Public Access Easement Agreement on October 2, 2013 (the “First Amendment”), a Second Amendment to the Grant of Public Access Easement Agreement on or about November 25, 2018 (the “Second Amendment”) and a Third Amendment to the Grant of Public Access Easement Agreement effective October 31, 2018 (the “Third Amendment”). The First Amendment was recorded in the Miami County, Ohio Recorder’s Office on October 8, 2013, Instrument No. 2013OR-15555; the Second Amendment was recorded in the Miami County, Ohio Recorder’s Office on December 17, 2015, Instrument No. 2015OR-15258, and re-recorded on February 10, 2016, Instrument No. 2016OR-01648 to correct the prior instrument number; and the Third Amendment was recorded in the Miami County, Ohio Recorder’s Office on November 8, 2018, Instrument No. 2018OR-13802. The Developer and the City wish to further amend this Agreement;

WHEREAS, the Agreement provides for the amendment of the Agreement by the adding and subtraction of land as provided in Section 2.1 of the Agreement, which reads as follows:

“The Parties acknowledge and agree that: (i) the current depictions and legal descriptions of the Easement Area may be subject to change, from time to time, and that the Public Amenities actually developed within the Easement Area will be identified, in the course of development and construction of the Project Development, because of the uncertainties of the market and the exigencies of residential and commercial development processes; subject, however to the restrictions in the following paragraph on changes to the Easement Area and to the Public Amenities; (ii) that Developer must have latitude to revise the Easement Area and to determine the nature and timing of development of the Public Amenities as phases of the Project Development are commenced; and (iii) that any

resulting changes in the Easement Area will be documented in an amendment or amendments to this Agreement.

Developer acknowledges and agrees that no modifications shall be made to:

- (a) Any Public Amenities, once constructed; or
- (b) The Easement Area after December 20, 2012; or
- (c) The Easement Area if the result would be to decrease the acreage of the Easement Area below 90 acres.

Developer shall give City at least 15 business days prior written notice of any proposed changes to the Easement Area. The City shall review the proposed changes to ensure proper coordination of the relocated portions of the Easement Area with the remaining unchanged Easement Area. Unless the changes to the Easement Area are so substantial as to be contrary to the Development Agreement and this Agreement, the City shall approve the same. If Developer has not been notified by City within the 15-business-day notice period of its objection to Developer's proposed changes, the same shall be deemed approved by the City. All such changes to the Easement Area shall be at Developer's sole cost and expense."

WHEREAS, the Developer and the City wish to add land to and deduct land from the Easement Area.

NOW THEREFORE, the parties hereto agree as follows:

1. The Subtraction and Addition of Land. The Agreement provides that the parties may add or deduct from the Easement Area so long as the result would not decrease the acreage of the Easement Area below 90 acres. The Developer wishes to delete **0.229** acres, described in **Exhibit A**, from the Easement Area of the Agreement. The total acreage of the Easement Area shall exceed 90 acres after this subtraction.

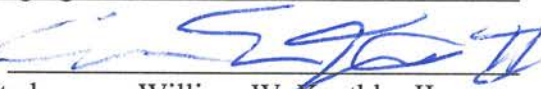
2. Executed Counterparts. This Fourth Amendment may be executed in several counterparts, each of which shall be deemed to constitute an original, but all which together shall constitute but one and the same instrument. It shall not be necessary in proving this Fourth Amendment to produce or account for more than one of those counterparts.

3. Continued Effect of Amended and Restated Public Access Easement Agreement. The parties agree that except as expressly amended hereby, the Agreement shall continue in full force and effect. The parties further agree that to the extent of any conflicts between this Fourth Amendment and the Agreement, this Fourth Amendment shall govern.

WITNESS WHEREOF, the parties have caused this Fourth Amendment to be executed in their respective names, by their duly authorized representative, all as of the date first above written.

**DEC LAND CO. I LLC**

By: Carriage Trails at The Heights LLC  
Its: Managing Member

By:   
Printed: William W. Keethler II  
Title: President

STATE OF OHIO :  
: SS.  
COUNTY OF FRANKLIN :

On this 9th day of November, 2021, before me a Notary Public personally appeared William W. Keethler II, President of Carriage Trails at The Heights LLC, an Ohio limited liability company, Managing Member of DEC Land Co. I LLC, an Ohio limited liability company, the authorized representative of DEC Land Co. I LLC, and acknowledged the execution of the foregoing instrument, and that the same is his voluntary act and deed on behalf of DEC Land Co. I LLC and the voluntary act and deed of DEC Land Co. I LLC.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the date and year aforesaid.



CASSANDRA L. RIEHLE  
Notary Public, State of Ohio  
My Commission Expires 08-16-2025

  
Notary Public

**CITY OF HUBER HEIGHTS, OHIO**

**Approved as to Form:**

By: \_\_\_\_\_

Printed: \_\_\_\_\_

Title: Interim City Manager

By: \_\_\_\_\_

Printed: Gerald McDonald

Title: Director of Law

STATE OF OHIO :  
: SS.  
COUNTY OF MONTGOMERY :

On this \_\_\_\_ day of \_\_\_\_\_, 2021, before me a Notary Public personally appeared the Interim City Manager, the authorized representative of the City of Huber Heights, Ohio, and acknowledged the execution of the foregoing instrument, and that the same is their voluntary act and deed on behalf of the City of Huber Heights, Ohio and the voluntary act and deed of the City of Huber Heights, Ohio.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the date and year aforesaid.

\_\_\_\_\_  
Notary Public

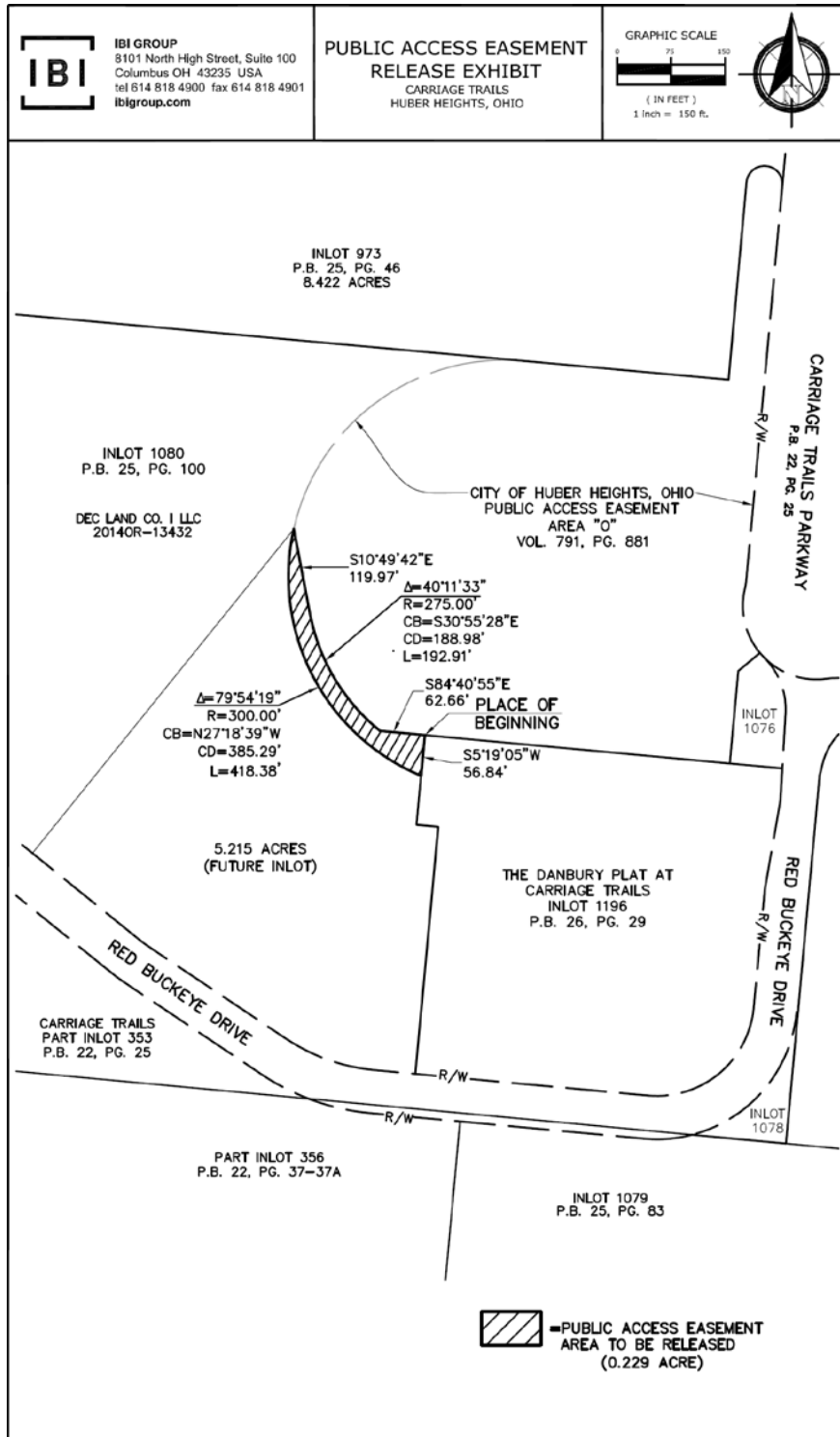
**FISCAL OFFICER'S CERTIFICATE**

The undersigned, Director of Finance of the City of Huber Heights, Ohio under the foregoing Fourth Amendment, certifies hereby that the monies required to meet the obligations of the City during the year 2021 under the foregoing Fourth Amendment have been appropriated lawfully for that purpose, and are in the Treasury of the City or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This Certificate is given in compliance with Sections 5705.41 and 5705.44, Ohio Revised Code.

Dated: \_\_\_\_\_, 2021

\_\_\_\_\_  
James Bell  
Director of Finance  
City of Huber Heights, Ohio

# Exhibit A



J:\20845\_CT\_6-2\_6-4\5.9 Drawings\basinfo\survey\PAE 2021\PAE INLOT 1080 EAST SIDE.dwg by:david.chiesa on 11/09/2021 @ 09:41:03 am ~IBI Group



EXHIBIT A  
DESCRIPTION OF PUBLIC ACCESS EASEMENT AREA "O"  
TO BE PARTIALLY RELEASED  
WEST OF CARRIAGE TRAILS PARKWAY  
NORTH OF RED BUCKEYE DRIVE  
HUBER HEIGHTS, OHIO

Situated in the State of Ohio, County of Miami, City of Huber Heights, being 0.229 acre of Public Access Easement Area "O" as described in a deed to the City of Huber Heights, Ohio, of record in Deed Volume 791, Page 881, located in Inlot 1080 as shown and delineated upon the plat "Dedication of Red Buckeye Drive Right-of Way and Easements" a subdivision of record in Plat Book 25, Page 100, all references herein being to the records of the Recorder's Office, Miami County, Ohio and being more particularly described as follows:

Beginning at the northwesterly corner of Inlot 1196, as shown and delineated upon the plat "The Danbury Plat at Carriage Trails" a subdivision of record in Plat Book 26, Page 29;

Thence South  $05^{\circ}19'05''$  West, along the westerly perimeter of said Inlot 1196, a distance of 56.84 feet to a point of intersection with said westerly perimeter and the perimeter of said Public Access Easement Area "O";

Thence along said perimeter of Public Access Easement Area "O" and through said Inlot 1080 with the arc of a non-tangent curve to the right having a radius of 300.00 feet, a central angle of  $79^{\circ}54'19''$ , an arc length of 418.38 feet, a chord of which bears North  $27^{\circ}18'39''$  West, a chord distance of 385.29 feet to a point;

Thence continuing through said Inlot 1080 and through Public Access Easement Area "O" the following courses:

1. South  $10^{\circ}49'42''$  East, a distance of 119.97 feet to a point of curvature;
2. With the arc of a curve to the left having a radius of 275.00 feet, a central angle of  $40^{\circ}11'33''$ , an arc length of 192.91 feet, the chord of which bears South  $30^{\circ}55'28''$  East, a chord distance of 188.98 feet to a point;
3. South  $84^{\circ}40'55''$  East, a distance of 62.66 feet to the place of beginning and containing 0.229 acre of land to be released from Public Access Easement Area "O".

Bearings herein are based on NAD 83 Ohio State Plane Coordinate System, Grid South Zone.

This description was prepared by IBI Group, Inc., Columbus, Ohio

AI-8010

**New Business V.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

2022 Annual Legislation - Various Departments/Divisions - Various Vendors

**Submitted By:** Jamie Frey

**Department:** City Manager

**Council Committee Review?:** Council Work Session  
**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None  
**Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Manager To Enter Into Necessary Agreements And Make Necessary Purchases Of Goods And Services With Certain Vendors And Suppliers For The Purchase, Maintenance And Service Of Equipment, Professional Services, And Miscellaneous Operating Expenses By Various Departments And Divisions Of The City Of Huber Heights For Fiscal Year 2022 And Waiving The Competitive Bidding Requirements.  
(first reading)

**Purpose and Background**

The continuous operation of various departments and divisions of the City rely on the purchase, maintenance and service of certain equipment and various departments and divisions of the City require certain professional services and miscellaneous operating expenses in order to perform necessary functions for the business of the City. All costs associated with the listed purchases and services are included in the operational budget for the respective departments and divisions for FY 2022. These purchases and services are needed effective January 1, 2022, in order to perform the day to day routine operations of various departments and divisions of the City.

---

**Fiscal Impact**

**Source of Funds:** Various Funds

**Cost:** \$2,633,500

**Recurring Cost? (Yes/No):** Yes

**Funds Available in Current Budget? (Yes/No):** Yes

**Financial Implications:**

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**Attachments**

Resolution

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO NECESSARY AGREEMENTS AND MAKE NECESSARY PURCHASES OF GOODS AND SERVICES WITH CERTAIN VENDORS AND SUPPLIERS FOR THE PURCHASE, MAINTENANCE AND SERVICE OF EQUIPMENT, PROFESSIONAL SERVICES, AND MISCELLANEOUS OPERATING EXPENSES BY VARIOUS DEPARTMENTS AND DIVISIONS OF THE CITY OF HUBER HEIGHTS FOR FISCAL YEAR 2022 AND WAIVING THE COMPETITIVE BIDDING REQUIREMENTS.

WHEREAS, the continuous operation of various departments and divisions of the City rely on the purchase, maintenance and service of certain equipment; and

WHEREAS, various departments and divisions of the City require certain professional services and miscellaneous operating expenses in order to perform necessary functions for the business of the City; and

WHEREAS, all costs associated with the listed purchases and services are included in the operational budget for the respective departments and divisions for Fiscal Year 2022; and

WHEREAS, these purchases and services are needed effective January 1, 2022 in order to perform the day to day routine operations of various departments and divisions of the City; and

WHEREAS, Chapter 171.12 allows Council to waive the competitive bidding procedures herein or approve alternate procedures whenever it deems it to be in the best interest of the City to do so.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into agreements and make necessary expenditures of funds with identified vendors and suppliers for the purchase, maintenance and service of equipment, professional services, and miscellaneous operating expenses by various departments and divisions of the City effective January 1, 2022, as follows:

- a. Columbia Building Company for professional office space leasing at a cost not to exceed \$57,000
- b. Plattenburg & Associates for professional financial audit services at a cost not to exceed \$65,000
- c. Squire, Patton, Boggs, LLC for professional financial legal and bond counsel services at a cost not to exceed \$200,000
- d. GTGis for GIS mapping maintenance and services for multiple divisions at a cost not to exceed \$65,000
- e. Bradley Payne Advisors, LLC, for City debt services at a cost not to exceed \$175,000
- f. Change Healthcare for EMS billing at a cost not to exceed \$90,000
- g. Phoenix Fire Safety Outfitters for Fire Division personnel protective clothing at a cost not to exceed \$50,000
- h. City of Dayton (Fire Department Garage) for maintenance and service of Fire apparatus at a cost not to exceed \$40,000
- i. Bound Tree Medical for EMS and pharmaceutical supplies at a cost not to exceed \$30,000
- j. Gall's Uniforms for general Fire Division personnel uniform purchases at a cost not to exceed \$20,000
- k. City of Riverside for prisoner transportation services at a cost not to exceed \$42,000
- l. A. E. David Company for the purchase of uniforms for the Police Division at a cost not to exceed \$48,500
- m. K. E. Rose for vehicle maintenance, parts and equipment for Police Division vehicles at a cost not to exceed \$100,000

- n. Montgomery County, Ohio, for prisoner housing, processing, medical testing, radio lease and maintenance and court parking at a cost not to exceed \$100,000
- o. Agile Networks for connectivity switch maintenance for phones and radios for the Police Division at a cost not to exceed \$32,000
- p. State of Ohio for Police LEADS, OVI tests and OPOTA training at a cost not to exceed \$100,000
- q. P&R Communications for police radio maintenance at a cost not to exceed \$150,000
- r. Civica CMI for financial and public safety applications at a cost not to exceed \$125,000
- s. ESO for Fire and EMS Software Maintenance at a cost not to exceed \$36,000
- t. Locution for automated Fire/EMS dispatching at a cost not to exceed \$28,000
- u. Motorola for dispatch console maintenance at a cost not to exceed \$60,000
- v. US Bank Equipment Finance for City-wide copier lease and maintenance at a cost not to exceed \$45,000
- w. Pickrel, Schaeffer & Ebeling for legal services at a cost not to exceed \$250,000
- x. Ryan L. Brunk for prosecution services in Montgomery County at a cost not to exceed \$90,000
- y. CDW-G for state-term contract computer and electronic equipment at a cost not to exceed \$80,000
- z. Newegg for computer and electronic equipment at a cost not to exceed \$40,000
- aa. Amazon for computer and electronic equipment at a cost not to exceed \$40,000
- bb. IT Savvy for computer and electronic equipment at a cost not to exceed \$40,000
- cc. MNJ Technologies for computer and electronic equipment not to exceed \$40,000
- dd. Stryker for cardiac monitor, cot and AED maintenance at a cost not to exceed \$33,000
- ee. Lakeshore IT Solutions at a cost not to exceed \$40,000
- ff. Enterprise Fleet Management at a cost not to exceed \$322,000

Section 2. Consistent with the provisions of the City Charter and the Huber Heights Codified Ordinances, the competitive bidding requirements are hereby waived.

Section 3. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
 \_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
 Clerk of Council

\_\_\_\_\_  
 Mayor

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Date

AI-8011

**New Business    W.  
City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

2022 Annual Legislation - Public Works Division - Various Goods and Services

**Submitted By:** Jamie Frey

**Department:** City Manager

**Council Committee Review?:** Council Work Session

**Date(s) of Committee Review:** 11/16/2021

**Audio-Visual Needs:** None                      **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Manager To Purchase Various Goods And Services Required For The Ongoing Needs Of The Public Works Division For Fiscal Year 2022 And Waiving The Competitive Bidding Requirements.  
(first reading)

**Purpose and Background**

This annual resolution is for the purchase of various goods and services that are necessary and critical to ongoing public service needs for the Public Works Division for 2022.

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**Fiscal Impact**

**Source of Funds:** Various Funds

**Cost:** \$910,000

**Recurring Cost? (Yes/No):** Yes

**Funds Available in Current Budget? (Yes/No):** Yes

**Financial Implications:**

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**Attachments**

Resolution

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CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2020-R-

AUTHORIZING THE CITY MANAGER TO PURCHASE VARIOUS GOODS AND SERVICES REQUIRED FOR THE ONGOING NEEDS OF THE PUBLIC WORKS DIVISION FOR FISCAL YEAR 2022 AND WAIVING THE COMPETITIVE BIDDING REQUIREMENTS.

WHEREAS, the City of Huber Heights needs to purchase various goods and services to maintain ongoing operations and provide for public service; and

WHEREAS, joint purchasing through cooperation with other governmental agencies results in the most competitive prices on many more of these standard items; and

WHEREAS, authorization for such purchases must be obtained before any such purchases can occur in Fiscal Year 2022.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to enter into a contract for the purchase of the following items in an amount not to exceed those indicated for each item during 2022:

Road Salt	\$250,000.00
Other Deicing Materials	\$25,000.00
Tires and Tubes	\$25,000.00
Traffic Paint and Glass Beads	\$55,000.00
Asphalt/Aggregate Material	\$30,000.00
Tree Services	\$25,000.00
Diesel Fuel	\$200,000.00
Gasoline	\$300,000.00

Section 2. The City Manager is hereby authorized to participate in joint purchasing with other governmental agencies for these items as previously authorized by the City Council.

Section 3. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

AI-8012

**New Business**    **X.**  
**City Manager**

**City Council Meeting**

**Meeting Date:** 11/22/2021

Jonetta Street Pump Station and Sanitary Sewer Extension - Award Contract

**Submitted By:** Hanane Eisentraut

**Department:** Engineering **Division:** Engineering

**Council Committee Review?:** Council **Date(s) of Committee Review:** 11/16/2021  
Work  
Session

**Audio-Visual Needs:** None **Emergency Legislation?:** No

**Motion/Ordinance/  
Resolution No.:**

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**Agenda Item Description or Legislation Title**

A Resolution Authorizing The City Manager To Enter Into A Contract For Abandoning The Jonetta Street Pump Station And Extending The Sanitary Sewer And Waiving The Formal Bidding Requirements.  
(first reading)

**Purpose and Background**

Two quotes were received for the Jonetta Street Pump Station and Sanitary Sewer Extension Project - Durst Brothers Excavating at a cost of \$82,450.00 and from C.G. Construction at a cost of \$114,100. A third contractor that was contacted did not provide any quote.

This project consists of abandoning in place the existing pump station and extending south an 8" sanitary sewer approximately 600 lineal feet into an existing manhole on Brandonview Court. This legislation will authorize the City Manager to enter into a contract for abandoning in place the Jonetta Street pump station and extending the sanitary sewer and waiving the formal bidding requirements. The Sanitary Sewer Fund will be utilized for the construction of this project.

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**Fiscal Impact**

**Source of Funds:** Sanitary Sewer Fund

**Cost:** \$100,000

**Recurring Cost? (Yes/No):** No

**Funds Available in Current Budget? (Yes/No):** Yes

**Financial Implications:**

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**Attachments**

Map  
Resolution

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1 in = 94 ft

City of Huber Heights

Date: 10/20/2021





CITY OF HUBER HEIGHTS  
STATE OF OHIO

RESOLUTION NO. 2021-R-

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT FOR ABANDONING THE JONETTA STREET PUMP STATION AND EXTENDING THE SANITARY SEWER AND WAIVING THE FORMAL BIDDING REQUIREMENTS.

WHEREAS, Council has determined to proceed with this project to abandon in place the existing pump station on Jonetta Street and extend the sanitary sewer south to an existing manhole on Brandonview Court; and

WHEREAS, the cost of the project will be in excess of \$25,000; and

WHEREAS, City Council may waive the competitive bidding procedures whenever it deems to be in the best interest of the City to do so as defined in Section 171.12 of the Codified Ordinances of Huber Heights.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Huber Heights, Ohio that:

Section 1. The City Manager is hereby authorized to contract with Durst Brothers Excavating for Jonetta Street Pump Station and Sanitary Sewer Extension Project at a cost not to exceed \$100,000.00.

Section 2. Consistent with the provisions of the City Charter and the Huber Heights Codified Ordinances, the competitive bidding requirements are hereby waived.

Section 3. 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 action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution shall go into effect upon its passage as provided by law and the Charter of the City of Huber Heights.

Passed by Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2021;  
\_\_\_\_\_ Yeas; \_\_\_\_\_ Nays.

Effective Date:

AUTHENTICATION:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date