

**REGULAR SESSION DECEMBER 4, 2023**

This day the Board of Morrow County Commissioners met in their office at 80 North Walnut St., Ste. A, Mt. Gilead, Ohio with the following members present: Mr. Abraham, Mr. Mason and Mr. Siegfried.

County Staff: Jamie Brucker, Director of Operations

Public in attendance: Joe Carroll, Airport

The meeting was opened with prayer and pledge of allegiance to the flag, and then called to order by Mr. Abraham who then proceeded with the business at hand. The following matters came before the Board for their consideration and approval.

**IN THE MATTER OF  
APPROVAL OF THE MINUTES  
OF REGULAR SESSION OF NOVEMBER 29, 2023: 23-R-912**

Mr. Siegfried made a motion to approve the minutes of regular session of November 29, 2023, as recorded in the Commissioners Journal # 50.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
APPROVAL OF BILLS FOR PAYMENT: 23-R-913**

Mr. Abraham made a motion to approve payment of bills numbered 1 through 126 submitted by the Morrow County Auditor’s office.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
PAY-INS: 23-R-914**

The following pay-ins were made to Conni McChesney, Morrow County Auditor:

- Receipt Batch #3919 Payments received from Chesterville customers for sewer fund 5159 \$1,477.13
  - Payments received from Johnsville customers for sewer fund 5100 \$60.00
  - Payments received from Ketterman customers for sewer fund 5121 \$56.00
  - Payments received from Somoco customers for sewer fund 5110 \$1,975.98
- Receipt Batch #3924 Payments received from Chesterville customers for sewer fund 5159 \$452.53
  - Payments received from Johnsville customers for sewer fund 5100 \$300.00
  - Payments received from Ketterman customers for sewer fund 5121 \$112.00
  - Payments received from Somoco customers for sewer fund 5110 \$115.96
- Receipt #233350 Payment from JFS for December Building Lease and Maintenance 2072-1070-470802 \$22,643.42
- Receipt Batch #3927 Payments received from Chesterville customers for sewer fund 5159 \$60.00
  - Payments received from Johnsville customers for sewer fund 5100 \$35.00
  - Payments received from Ketterman customers for sewer fund 5121 \$56.00
- Receipt Batch #3928 Payments received from Chesterville customers for sewer fund 5159 \$300.00
  - Payments received from Johnsville customers for sewer fund 5100 \$300.00
  - Payments received from Somoco customers for sewer fund 5110 \$139.89
- Receipt #233341 Payment from Morrow Co Services for Older Citizens for December insurance premium 7222-7777-740100 \$4,655.74.

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – JOB AND FAMILY  
SERVICES FUND 2101 CSEA: 23-A-179**

At the request of Sundie Brown, Director, a motion was made by Mr. Mason to appropriate from the unappropriated certified monies to the following account:

2101-1010-530310	CSEA Professional Services	\$5,434.43
------------------	----------------------------	------------

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – GENERAL FUND,  
CORONER AND COMMISSIONERS: 23-A-180**

At the request of Whitney smith, Assistant Clerk, a motion was made by Mr. Abraham to appropriate from the unappropriated certified monies to the following account to pay Montgomery County Coroner invoice and fuel bill:

1000-0014-530300	Purchased Services	\$3,462.00
1000-0101-530365	Fuel	\$24.34

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
TRANSFER OF FUNDS – JOB AND FAMILY SERVICES FUND 2121 COUNCIL ON  
GOVERNMENT: 23-T-191**

At the request of Sundie Brown, Director, a motion was made by Mr. Siegfried to approve the following transfer of funds:

\*\*Reason – appropriation needed for FCFC Coordinator costs as approved by the Council  
From 2121-1053-530310 COG Strong Families Safe Communities Professional & Technical Services to 2121-1111-530310 COG FCFC Professional & Technical Services in the amount of \$6,600.00

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
TRANSFER OF FUNDS – ENGINEER’S FUND 2202: 23-T-192**

At the request of Bart Dennison, Morrow County Engineer, a motion was made by Mr. Mason to approve the following transfer of funds:

\*\*Reason – additional funds needed for end of year payroll  
From 2202-2002-510230 Workers Comp to 2202-2002-510213 Medicare in the amount of \$1,000.00

Mr. Abraham duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
APPROVAL TO PLACE .50 MILL, FIVE YEAR TAX LEVY ON THE MARCH 19, 2024  
PRIMARY ELECTION BALLOT FOR OSU EXTENSION PROGRAMS: 23-R-915**

Mr. Siegfried made a motion to approve the adoption of the following resolution for placement of levy on ballot for OSU Extension:

**RESOLUTION**

**WHEREAS**, the Morrow County OSU Extension Office has certified to the Morrow County Commissioners pursuant to Section 3335.37 and 5705.19(w) of the Ohio Revised Code that the estimated amount of money necessary to meet the current expenses of the OSU extension programs will not be forthcoming to the Morrow County OSU extension office because the taxes within the ten-mill limitation will be insufficient;

**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. The Board of Commissioners of Morrow County, two-thirds of all members elected thereto concurring, has determined that it is necessary to levy a tax in excess of the ten-mill limitation for the purpose of providing programs and services, pursuant to Section 3335.37 of the Ohio

Revised Code, and that it is in need of tax income at a rate of not exceeding (.50) mill for each \$1 of taxable value, which amounts to \$18 for each \$100,000 of the county’s appraised value for five (5) years commencing in 2024, first due in calendar year 2025, which levy is a renewal levy; and

- 2. Said levy, if approved, shall be placed upon the tax list for the current year in compliance with Revised Code Section 5705.34 after the May settlement next succeeding the election and shall be for tax years 2024, 2025, 2026, 2027 and 2028.
- 3. The Clerk of the Board hereby is directed to certify a copy of this Resolution to the Board of Elections, Morrow County, Ohio, prior to ninety (90) days before the next Primary Election and to notify said Board of Elections to cause notice of the election; and
- 4. The question of levying said tax shall be submitted to the electors of said Morrow County at the Primary Election to be held at the usual voting places within said Morrow County on the 19<sup>th</sup> day of March 2024.
- 5. Said levy shall be extended on the next annual tax list of Morrow County OSU Extension Office for the current year if more than fifty percent (50%) of the electors voting thereon vote in favor thereof.
- 6. It is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were adopted at an open meeting of this Board and that all deliberations of this Board or any of its committees that resulted in such formal action were in meetings open to the public and comply with all legal requirements including Section 121.22 of the Ohio Revised Code.

Date of Passage: December 4, 2023

MORROW COUNTY BOARD OF COMMISSIONERS

s/Tim Abraham

s/Tim Siegfried

s/Jon Mason

Attest: s/Cheryl Heacock

Approved: s/Thomas J. Smith, Morrow County Prosecutor

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
APPROVAL OF AGREEMENT FOR IMPLEMENTATION MORROW COUNTY  
RECYCLING LITTER PREVENTION OFFICE 2024 AND APPROVAL FOR CHAIRMAN TO  
SIGN: 23-R-916**

Mr. Mason made a motion to approve the following Agreement for Implementation Morrow County Recycling Litter Prevention Office 2024 and approval for Chairman Tim D. Abraham to sign:

**AGREEMENT FOR IMPLEMENTATION  
Morrow County Recycling Litter Prevention Office  
2024**

This agreement made the 4<sup>th</sup> day of December 2023, executed in multiple copies, each copy to constitute an original, by and between the Board of Directors of Delaware, Knox, Marion, Morrow Joint Solid Waste Management District (the “District” or “DKMM”) with offices at 619 West Marion Road, Suite 107, Mount Gilead, Ohio 43338, and the Board of Commissioners of Morrow County, Ohio (the “Morrow Board”), with its principal office located at 80 N. Walnut Street, Mount Gilead, Ohio 43338.

WITNESSETH:

WHEREAS, the District was formed in accordance with 3734.52 of the Ohio Revised Code (ORC) as a joint four-county solid waste management district.

WHEREAS, the amended solid waste management plan for the District was approved on July 30, 2019.

WHEREAS, ORC 3734.52 and the approved solid waste management plan, as amended, allows the District to enter into contracts with its member counties within the District for the purpose of providing

assistance as outlined in the approved plan, as amended, for the District under the allowable funding guidelines of Chapter 6 and as detailed programs in Appendix I of the amended plan.

WHEREAS, Chapter 6 and Appendix I of the solid waste management plan for the District provides for assistance to the Counties to assist and encourage the establishment of recycling drop-off centers, source reduction activities, education and awareness in the residential/commercial sector, participation in the District's special collection programs, the District's promotion of electronics recycling, market development, and business/industrial education and awareness.

NOW, THEREFORE, in consideration of the mutual promises, covenants and agreements contained herein, and other good and valuable consideration, the receipt and adequacy of which is acknowledged herein, the parties hereby agree as follows:

1. Agreement  
 The District agrees to contract with the Board of County Commissioners the amount of funds as set forth \$71,710.00 for fulfillment of obligations listed in Exhibit #1. A maximum of \$15,000 can be utilized for fringe benefits, additional fringe expenses must be covered by the Board of County Commissioners. A minimum of \$12,000 must be utilized for programmatic expenses. All monies shall be maintained in a separate fund.  
  
 The expenditure of all funds must be detailed on the annual program report.
2. Term  
 The term of this agreement shall commence on January 1, 2024 and terminate on December 31, 2024.
3. Payments  
 The District shall disburse the contract amount of \$71,710.00, subject to availability, in three payments as described: 50% January; 25% April; 25% July.

s/DKMM Solid Waste District Chair

s/Morrow County Commissioners President

\*\*A complete copy of this agreement will be on file with the Morrow County Commissioner's Office.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham..., "yea"

**IN THE MATTER OF  
 APPROVAL TO ADVERTISE TIME & PLACE FOR PUBLIC HEARING CONCERNING  
 2024 COUNTY BUDGET APPROPRIATIONS: 23-R-917**

Mr. Abraham made a motion to approve advertising the following notice for a public hearing on the 2024 county budget appropriations:

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that the Board of Morrow County Commissioners will hold a public hearing on December 27, 2023 at 11:00 a.m. for the purpose of County Budget Appropriations for 2024.

The hearing will take place in the Morrow County Commissioner's Hearing Room, 80 North Walnut Street, Mt. Gilead, Ohio.

The residents of Morrow County are invited to attend the hearing and/or provide written or oral comments or questions concerning the entire budget for 2024.

**BY ORDER OF THE BOARD OF MORROW COUNTY COMMISSIONERS**

Advertise: Morrow County Sentinel, December 13 and December 20, 2023 and morrowcountyohio.gov

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., "yea" ..,Mr. Mason..., "yea" .., Mr. Abraham..., "yea"

**IN THE MATTER OF  
 LEASE AGREEMENT WITH DKMM JOINT SOLID WASTE DISTRICT: 23-R-918**

WHEREAS, on September 13, 2023, the Morrow County Commissioners approved a lease agreement with the Board of Directors of the DKMM Joint Solid Waste District to lease approx. 532

square feet of space at 619 W. Marion Road, Mt. Gilead to begin January 1, 2024, rental fee of \$500 per month; and

**WHEREAS**, the occupancy of the space will actually take place today, December 4, 2023; and

**WHEREAS**, to compensate for the month of December 2023, the Morrow County Commissioners have agreed to the additional amount of \$250.00.

**THEREFORE**, Mr. Siegfried made a motion to approve the compensation from DKMM for the month of December 2023 to be \$250.00 for the leased space referenced in the lease agreement passed on September 13, 2023.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
 APPROVAL OF SPECIAL EVENT VENUE-RENTAL AGREEMENT BY AND BETWEEN  
 FOUR SEASONS BARN, LTD AND MORROW COUNTY COURT OF COMMON PLEAS  
 AND THE MORROW COUNTY MUNICIPAL COURT AND APPROVAL FOR  
 COMMISSIONERS CHAIRMAN TO SIGN: 23-R-919**

Mr. Siegfried made a motion to approve the special event venue-rental agreement by and between Four Seasons Barn, Ltd and Morrow County Court of Common Pleas and the Morrow County Municipal Court and approval for Commissioners Chairman Tim Abraham to sign.

**FOUR SEASONS BARN  
 3310 Township Road 155, Cardington, OH 43315  
 SPECIAL EVENT VENUE-RENTAL AGREEMENT**

This agreement made and entered into 1/1/2024 by and between Four Seasons Barn, Ltd and the Morrow County Court of Common and the Morrow County Municipal Court (CLIENT(S)), collectively referred to as the “PARTIES”;

WHEREAS. The CLIENT(S) desires to hold Court proceedings on agreed upon schedule (date) and reserving the venue from agreed upon schedule to December 31, 2025 (date) at Four Seasons Barn.

WHEREAS, Four Seasons Barn, Ltd herein referred to as Four Seasons Barn, whose business address 3310 Township Road 155, Cardington, OH 43315, operated on 25 acres. Four Seasons Barn hereby grants the CLIENT(S) a revocable license for the temporary use of the barn and grounds, as set forth herein (“Property”) for the purpose of conducting jury trials and/or related Court proceedings (“event”).

THEREFORE, in consideration of Four Seasons Barn permitting the use of the PROPERTY, and for other good valuable consideration, the PARTIES hereto agree as follows:

**VENUE RENTAL FEES**

Rental Fee: **\$450.00/day**

- a) Check is accepted payment method. There is a \$35.00 fee for any bounced checks.
- b) Payments will be made by the 5<sup>th</sup> of the following month for the month prior dates used.

**CANCELLATIONS**

- a) Should a trial be scheduled and a reservation request be made by another party on the schedule date(s), Four Seasons Barn shall contact and inform the Court. The Court shall then provide Four Seasons Barn an update on the status of the trial that is scheduled. If a trial is cancelled and Four Seasons Barn turned away other business for that day, the rental fee will still be incurred and paid.
- b) If a trial is cancelled and Four Seasons Barn did not turn away other business for that day, the rental fee will not be charged.

**OUTDOOR LOCATION**

- a) Property regulations: All additional large items brought on the PROPERTY will need to be approved by Four Seasons Barn.
- b) Children: Children are not permitted on the PROPERTY unsupervised.

- c) Property: Four Seasons Barn is occasionally going to undergo upgrades, renovations, and repairs. Four Seasons Barn cannot guarantee the conditions of the PROPERTY will match those of previous visits by CLIENT(S), though every effort will be made to minimize disruptions. Four Seasons Barn acknowledges that CLIENTS minimum requirements include, but are not limited to, the ability to facilitate social distancing, substantial parking, use of the bridal and groom suites, adequate restroom facilities, electricity, use of mixer and televisions, and other amenities necessary to conduct a trial/Court proceeding, and the absence of construction/renovation/repair noise that would interfere with CLIENTS need for a clear record of its proceedings. If for some reason the PROPERTY is compromised in an unexpected way (e.g. fire, tornado) and is not suitable to host the event, Four Seasons Barn reserves the right to cancel. All money paid by CLIENT and received by Four Seasons Barn will be returned in full.

#### AMENDMENT

This agreement may be modified or amended if the amendment is made in writing and signed by all parties. The clients, individually and independent of each other, reserve the right to modify this agreement.

#### APPLICABLE LAW

This agreement shall be governed by the laws of the State of Ohio.

#### RULES AND REGULATIONS

The following is a list of rules and regulations to be upheld by CLIENT(S), which includes CLIENTS and VENDORS who are involved in planning and execution of a special event on the PROPERTY of Four Seasons Barn.

- a) Food Services: Four Seasons Barn will not prepare or handle food for the event, and there, is not liable for any incidents occurring from improperly handled food. CLIENT(S) agree to abide by all Morrow County Department of Public Health and Safety rules, laws, and regulations regarding food service. If a vendor without the required licensing and insurance provides service or food for the event, the CLIENT(S) further understands they are liable for any foodborne illness, choking, allergic reaction, or similar incident.
- b) Insurance: Any VENDOR of goods and services should maintain General Liability Insurance (any VENDOR serving alcohol shall also maintain Liquor Liability Insurance). Such insurance shall name Four Seasons Barn as additional insured, and a certificate of insurance with an endorsement must be provided sixty (60) days prior to event. A 24-hour Liability policy must be provided by the CLIENTS also naming Four Seasons Barn as additional insured, and a certificate of insurance with an endorsement must be provided prior to the event.
- c) Illegal Substances: Except when brought in as evidence as part of proceedings, hearings, trials, etc., no illegal substances, including but not limited to all illicit drugs and alcohol, shall be present.
- d) Smoking: Ashtrays will be provided and smoking permitted only at the designated locations. No smoking is allowed in any of the buildings including but not limited to the barn.
- e) Pond: No boats, rafts, or vessels of any type are allowed in the pond. No swimming, boating, or wading are allowed in the pond. No objects of any kind are allowed to be placed or tossed into the pond.
- f) Tables/Chairs: Tables and chairs will be provided for up to 300 guests. Banquet tables and cake/dessert table will also be provided.
- g) Clean Up: PROPERTY must be clean of all personal items, rental linens must be placed in designated bags and all trash needs to be placed in appropriate dumpsters or trash cans. Tables and floor cleared of all trash.

#### TERMINATION OF AGREEMENT

Either of the parties may cancel this rental agreement by providing Four Seasons Barn with a written notice of at least 30 days in advance.

#### SIGNATURES

Each signature affixed below indicates that the undersigned:

- a) Reads and understands this Rental Agreement
- b) Agrees to abide by this Rental Agreement
- c) Is unaware of any condition that prevents this agreement from being followed

Approved as To Form:

s/Morrow County Prosecuting Attorney

**Party Receiving Services:**

Client(s), or agent of client(s) who is financially responsible for all of the above.

s/Robert Hickson Jr., Morrow County Court of Common Pleas

s/Tim Abraham, Morrow County Board of Commissioners

s/Four Seasons Barn, Inc.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
APPROVAL TO RECESS SESSION: 23-R-920**

Mr. Abraham made a motion to recess session at 9:13 a.m.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF  
APPROVAL TO RETURN TO REGULAR SESSION: 23-R-921**

Mr. Abraham made a motion to return to regular session at 10:00 a.m.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**10:00 a.m. Floodplain Regulations Public Hearing #2 and Final**

**IN THE MATTER OF  
APPROVAL TO AMEND MORROW COUNTY FLOOD DAMAGE  
REDUCTION REGULATIONS: 23-R-922**

**WHEREAS**, the Board of Morrow County Commissioners held two public hearings, the first on November 27, 2023 and the second on December 4, 2023, concerning the following amendment to the Morrow County Flood Damage Reduction Regulations:

Text printing in red is the amended text or amended by being crossed out:

MORROW COUNTY  
FLOOD PLAIN  
REDUCTION  
REGULATIONS

Adopted September 29, 2004  
(Amended)

**SECTION 1.0: GENERAL PROVISIONS**

**1.6 Basis for Establishing the Areas of Special Flood Hazard**

For the purposes of these regulations, the following studies and/or maps are adopted:

A. **Flood Insurance Rate Map (FIRM) and Flood Insurance Study (FIS) for Morrow County, Ohio and Unincorporated Areas both effective January 11<sup>th</sup>, 2024.** ~~Federal Emergency Management Agency Flood Insurance Rate Map for Morrow County, Ohio Unincorporated Areas dated April 1, 1992.~~

C. Any hydrologic and hydraulic engineering analysis authored by a registered Professional Engineer in the State of Ohio, which has been approved by Morrow County as required by

Section 4.3 Subdivisions and Large Scale Developments. Any revisions to the aforementioned maps and/or studies are hereby adopted by reference and declared to be a part of these regulations. Such maps and/or studies are on file at the **Planning and Zoning Office 80 North Walnut Street Suite C, Mt. Gilead, Ohio 43338.**

~~Morrow County Planning Office, 48 East High Street, Mount Gilead, Ohio.~~

## SECTION 2.0: DEFINITIONS

### **Flood Protection Elevation**

The Flood Protection Elevation, or FPE, is the base flood elevation **plus 2 (two) feet of freeboard.** In areas where no base flood elevations exist from any authoritative source, the flood protection elevation can be historical flood elevations, or base flood elevations determined and/or approved by the flood plain administrator.

## SECTION 3.0: ADMINISTRATION

### **3.1 Designation of the Floodplain Administrator**

The ~~Morrow County Commissioners~~ **Director of Planning and Zoning and/or their designee is** hereby appointed to administer and implement these regulations and are referred to herein as the Floodplain Administrator.

### **3.4 Application Required**

F. All floodplain development permit applications shall be accompanied by a permit application fee set in the schedule of fees adopted by ~~the Morrow County Commissioners.~~

### **3.10 Map Maintenance Activities**

#### B. Right to submit new technical data

The floodplain administrator may request changes to any of the information shown on an effective map that does not impact floodplain or floodway delineations or base flood elevations, such as labeling or planimetric details. Such a submission shall include appropriate supporting documentation made in writing by the **Chairman of the County Board of Commissioners** Morrow County Commissioners and may be submitted at any time.

## SECTION 4.0: USE AND DEVELOPMENT STANDARDS FOR FLOOD HAZARD REDUCTION

The following use and development standards apply to development wholly within, partially within or in contact with any special flood hazard area as established in Section 1.6 or 3.11(A):

### **4.1 Use Regulations**

#### B. Prohibited Uses

~~Private water supply systems in all special flood hazard areas identified by FEMA, permitted under Section 3701 of the Ohio Revised Code.~~

~~Infectious waste treatment facilities in all special flood hazard areas, permitted under Section 3734 of the Ohio Revised Code.~~

1. **Storage or processing of materials that are hazardous, flammable, or explosive in the identified special flood hazard area.**
2. **Storage of material or equipment that, in time of flooding could become buoyant and pose an obstruction to flow in identified floodway areas.**

### **4.4 Residential Structures**

D. New construction and substantial improvement of any residential structure, including manufactured homes, shall have the lowest flood, including basement, elevated to or above the flood protection elevation. **Where flood protection data is not available, the structure shall have the lowest floor, including basement, elevated at least two feet above the highest adjacent natural grade.**

### **4.5 Nonresidential Structures**

**C. Where flood protection elevation data are not available, the structure shall have the lowest floor, including basement, elevated at least two feet above the highest adjacent natural grade.**

### **4.9 Assurance of Flood Carrying Capacity**

Pursuant to the purpose and methods of reducing flood damage stated in these regulations, the following additional standards are adopted to assure that the reduction of the flood carrying capacity of watercourses is minimized:

#### A. Development in Floodways



2. Development in floodway areas causing increases in the base flood elevation may be permitted provided the applicant completes all of the following:

- e. Concurrence of the **Chairman of the Board of County Commissioners** ~~Morrow County Commissioners~~ and the Chief Executive Officer of any other communities impacted by the proposed actions.

**4.10 Fill**

The following standards apply to all fill activities in special flood hazard areas:

**E. Storage of material or equipment not otherwise prohibited in Section 4.1 (B) shall be firmly anchored to prevent flotation.**

**SECTION 5.0: APPEALS AND VARIANCES**

**5.1 Appeals Board Established**

A. The Morrow County **Appeals Board is hereby appointed to serve as the Appeals Board for these regulations as established by the Morrow County code Section.** ~~Commissioners shall appoint an Appeals Board. The members shall serve two (2) year terms after which time they shall be reappointed or replaced by the Morrow County Commissioners. Each member shall serve until his/her successor is appointed.~~

**B. Records of the Appeals Board shall be kept and filed in the Planning and Zoning Office 80 North Walnut Street Suite C, Mt. Gilead, Ohio 43338.** ~~A chairperson shall be elected by the members of the Appeal Board. Meetings of the Appeals Board shall be held as needed and shall be held at the call of the Chairperson, or in his absence, the Acting Chairperson. All meetings of the Appeals Board shall be open to the public except that the board may deliberate in executive sessions as part of quasi-judicial hearings in accordance with law. The Appeals Board shall keep minutes of its proceedings showing the vote of each member upon each question and shall keep records of all official actions. Records of the Appeals Board shall be kept by the Morrow County Commissioners.~~

**THEREFORE**, Mr. Abraham made a motion to approve this day, December 4, 2023, amending the Morrow County Flood Plain Reduction Regulations, adopted September 29, 2004, Resolution 04-R-455, amending sections as listed above, as requested by the Ohio Department of Natural Resources.

Mr. Siegfried duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF APPROVAL TO RECESS SESSION: 23-R-923**

Mr. Abraham made a motion to recess session at 10:02 a.m.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF APPROVAL TO RETURN TO REGULAR SESSION: 23-R-924**

Mr. Abraham made a motion to return to regular session at 2:39 p.m.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham..., “yea”

**IN THE MATTER OF APPROPRIATION OF UNAPPROPRIATED CERTIFIED MONIES – CLERK OF COURTS TITLE FUND 2415: 23-A-181**

At the request of Sheri Clever, Clerk of Courts, a motion was made by Mr. Siegfried to appropriate from the unappropriated certified monies for Joan Vac Pay to the following account:

2415-4313-510120	Employee Wages	\$2,160.48
------------------	----------------	------------

Mr. Abraham duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham.., “yea”

**IN THE MATTER OF  
APPROVAL FOR CHAIRMAN TO SIGN ACCEPTANCE LETTER FOR PROJECT  
MORROW MEADOWS DEVELOPMENT INC. – CARDINAL COMMONS: 23-R-925**

Mr. Siegfried made a motion to approve Chairman Tim Abraham to sign acceptance letter for project Morrow Meadows Development Inc. – Cardinal Commons contingent upon a Permit To Install (PTI) issued by the OEPA.

Mr. Mason duly seconded this motion.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham.., “yea”

There being no further matters to bring before the board, a motion to adjourn was made by Mr. Abraham and duly seconded by Mr. Siegfried.

Roll Call Vote: ..,Mr. Siegfried..., “yea” ..,Mr. Mason..., “yea” .., Mr. Abraham.., “yea”

We hereby certify the foregoing to be true and correct.

\_\_\_\_\_  
CHAIRMAN

\_\_\_\_\_

\_\_\_\_\_  
CLERK

\_\_\_\_\_

\_\_\_\_\_  
ASSISTANT CLERK

\_\_\_\_\_  
MORROW COUNTY COMMISSIONERS