



**BOARD OF COUNTY COMMISSIONERS  
WARREN COUNTY, OHIO**

**406 Justice Drive, Lebanon, Ohio 45036**

**[www.co.warren.oh.us](http://www.co.warren.oh.us)**

**[commissioners@co.warren.oh.us](mailto:commissioners@co.warren.oh.us)**

*Telephone (513) 695-1250*

*Facsimile (513) 695-2054*

**TOM GROSSMANN**

**SHANNON JONES**

**DAVID G. YOUNG**

**GENERAL SESSION AGENDA**

*November 9, 2023*

- #1                      *Clerk — General*
- #2            5:00            *PUBLIC HEARING— Continuation of Rezoning Application of  
Redwood USA to Rezone 63.812 Acres from “MXU-C” with Interstate  
Highway Overlay to “MXU-C” with PUD Overlay*

**The Board of Commissioners’ public meetings can now be streamed live at [Warren County Board of Commissioners - YouTube](#)**

APPROVE REQUISITIONS AND AUTHORIZE COUNTY ADMINISTRATOR TO SIGN DOCUMENTS RELATIVE THERETO

BE IT RESOLVED, to approve requisitions as listed in the attached document and authorize Tiffany Zindel, County Administrator, to sign on behalf of this Board of County Commissioners.

M. moved for adoption of the foregoing resolution being seconded by M. Upon call of the roll, the following vote resulted:

M  
M  
M

Resolution adopted this    day of    2023.

BOARD OF COUNTY COMMISSIONERS

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Tina Osborne, Clerk

/tao

cc:

Commissioners' file

**REQUISITIONS**

<b>Department</b>	<b>Vendor Name</b>	<b>Description</b>	<b>Amount</b>
ENG	IPROJECTSOLUTIONS LLC	ENG I-PLAN SYSTEM - MAPROOM	\$ 13,100.00
AUD	WOOLPERT INC	AUD WOOLPERT/EAGLEVIEW IMAGERY	\$ 103,339.17
CSV	BEECH ACRES PARENTING CENTER	REUNIFICATION, PREVENTION & EN	\$ 2,500.00

11/9/2023 APPROVED:

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Tiffany Zindel, County Administrator

**CONSENT AGENDA\***

*November 9, 2023*

**PERSONNEL**

1. *Rescind Resolution #23-1322 authorizing the hiring of Marquita Hoskins within Children Services*
2. *Accept resignation of Laney Foster within Children Services*
3. *Approve end of 365- day probationary period and approve a pay increase for Joseph Staudt within Children Services and Nick Vearil within W/S*

**GENERAL**

4. *Rescind Resolution #22-1804 authorizing the County Administrator to sign the Optum Rx Transparency Reporting Addendum*
5. *Advertise for Bids for the 2024 Water Treatment Chemicals Project within W/S*
6. *Approve contract with Beech Acres relative to reunification, enhanced visitation, and preservation services on behalf of Children Services*
7. *Authorize disposal of obsolete courtroom recording system within Common Pleas*

**FINANCIAL**

8. *Approve appropriation adjustments within Commissioners', Clerk of Courts, County Court, Garage, Building and Zoning, Telecommunications, Dog and Kennel, Prosecutor, Juvenile Court, Children Services, and Water Revenue*

*\*Please contact the Commissioners' Office at (513) 695-1250 for additional information or questions on any of the items listed on the Consent Agenda*



**REQUEST FOR AUTHORIZATION TO ATTEND ASSOCIATION MEETING,  
CONVENTION OR TRAINING SEMINAR/SESSION**

This form is to be completed by Department Head/Elected Official requesting authorization to attend an Association Meeting or Convention or Training Seminar/Session sponsored by an Association as required by O.R.C. Section 325.20. Additionally, authorization is required for any training seminar/session held more than 250 miles from county campus;

BARNEY WRIGHT, TREAS.  
\*NAME OF ATTENDEE: DAVID SWIGART, CH. REP. TRBAS, MARK ADLAN, AUDITOR, CHRISTOPHER WATKINS, ASSIST. PROS. ATTY, DAVID FURNBELL, PROS. ATTY DEPARTMENT: TREASURER  
\*POSITION: \_\_\_\_\_ DATE: \_\_\_\_\_

REQUEST FOR AUTHORIZATION FOR THE ABOVE-NAMED EMPLOYEE/ELECTED OFFICIAL TO ATTEND THE FOLLOWING:

ASSOCIATION MEETING CONVENTION ASSOCIATION SPONSORED TRAINING SEMINAR/SESSION  
TRAINING MORE THAN 250 MILES

PURPOSE: S.W. DISTRICT TREASURERS ASSOC ANNUAL mtg.

LOCATION: COIDEN LAMB, LEBANON, OHIO 45036

DATE(S): THURSDAY, DECEMBER 7th, 2003

TYPE OF TRAVEL: (Check one)

AIRLINE STAFF CAR PRIVATE VEHICLE OTHER

LODGING:

ESTIMATED COST OF TRIP: \$50.00 @ 5 people = \$250.00

I CERTIFY THAT DIRECTION HAS BEEN GIVEN TO ALL EMPLOYEES ATTENDING THIS FUNCTION, THAT IT IS EXPECTED OF THEM TO ATTEND APPLICABLE SESSIONS.

DEPARTMENT HEAD/ELECTED OFFICIAL REQUESTING AUTHORIZATION:

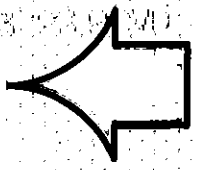
Barney Wright 10/3/23  
Signature/Title Date

BOARD OF COMMISSIONERS' APPROVAL:

\_\_\_\_\_  
Commissioner Date  
\_\_\_\_\_  
Commissioner Date  
\_\_\_\_\_  
Commissioner Date

\*If additional employees will be attending the Association Meeting, Convention or Training Seminar/Session please list names and positions here:

\_\_\_\_\_





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CONVENTION OR TRAINING SEMINAR/SESSION**

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\*NAME OF ATTENDEE: Krystal Powell DEPARTMENT: BOCC

\*POSITION: Deputy Clerk DATE: 11/8/23

REQUEST FOR AUTHORIZATION FOR THE ABOVE-NAMED EMPLOYEE/ELECTED OFFICIAL TO ATTEND THE FOLLOWING:

ASSOCIATION MEETING  CONVENTION  ASSOCIATION SPONSORED TRAINING SEMINAR/SESSION   
TRAINING MORE THAN 250 MILES

PURPOSE:

CCAO Winter Conference

LOCATION:

Columbus, Ohio

DATE(S): 12/7/23

TYPE OF TRAVEL: (Check one)

AIRLINE  STAFF CAR  PRIVATE VEHICLE  OTHER

LODGING: N/A

ESTIMATED COST OF TRIP: \$450 One-Day Registration + \$82.90 mileage

I CERTIFY THAT DIRECTION HAS BEEN GIVEN TO ALL EMPLOYEES ATTENDING THIS FUNCTION, THAT IT IS EXPECTED OF THEM TO ATTEND APPLICABLE SESSIONS.

DEPARTMENT HEAD/ELECTED OFFICIAL REQUESTING AUTHORIZATION:

*Anna Osborne* 11/8/23  
Signature/Title Date

BOARD OF COMMISSIONERS' APPROVAL:

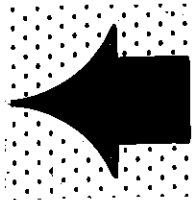
\_\_\_\_\_  
Commissioner Date

\_\_\_\_\_  
Commissioner Date

\_\_\_\_\_  
Commissioner Date

\*If additional employees will be attending the Association Meeting, Convention or Training Seminar/Session please list names and positions here:

\_\_\_\_\_





**REQUEST FOR AUTHORIZATION TO ATTEND ASSOCIATION MEETING,  
CONVENTION OR TRAINING SEMINAR/SESSION**

This form is to be completed by Department Head/Elected Official requesting authorization to attend an Association Meeting or Convention or Training Seminar/Session sponsored by an Association as required by O.R.C. Section 325.20. Additionally, authorization is required for any training seminar/session held more than 250 miles from county campus;

\*NAME OF ATTENDEE: Shannon Jones DEPARTMENT: BOCC

\*POSITION: Commissioner DATE: 11/7/23

REQUEST FOR AUTHORIZATION FOR THE ABOVE-NAMED EMPLOYEE/ELECTED OFFICIAL TO ATTEND THE FOLLOWING:

ASSOCIATION MEETING  CONVENTION ASSOCIATION SPONSORED TRAINING SEMINAR/SESSION  
TRAINING MORE THAN 250 MILES

PURPOSE:

NACo Annual Legislative Conference

LOCATION:

Washinton DC

DATE(S): February 10-13, 2024

TYPE OF TRAVEL: (Check one)

AIRLINE  STAFF CAR PRIVATE VEHICLE OTHER

LODGING: Nearby Hotel

ESTIMATED COST OF TRIP: \$2000

I CERTIFY THAT DIRECTION HAS BEEN GIVEN TO ALL EMPLOYEES ATTENDING THIS FUNCTION, THAT IT IS EXPECTED OF THEM TO ATTEND APPLICABLE SESSIONS.

DEPARTMENT HEAD/ELECTED OFFICIAL REQUESTING AUTHORIZATION:

*[Signature]* 11-8-23  
Signature/Title Date

BOARD OF COMMISSIONERS' APPROVAL:

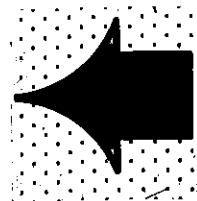
\_\_\_\_\_  
Commissioner Date

\_\_\_\_\_  
Commissioner Date

\_\_\_\_\_  
Commissioner Date

\*If additional employees will be attending the Association Meeting, Convention or Training Seminar/Session please list names and positions here:

Candace Miller, Commissioners' Aide



**BOARD OF COUNTY COMMISSIONERS  
WARREN COUNTY, OHIO**

# Resolution

Number 23-1111

Adopted Date August 29, 2023

CONTINUE PUBLIC HEARING FOR REZONING APPLICATION OF GREG THURMAN (REDWOOD USA), AGENT TO REZONE APPROXIMATELY 63.812 ACRES FROM "MXU-C" MIXED USE CENTER WITH INTERSTATE HIGHWAY OVERLAY TO "MXU-C" MIXED USE CENTER WITH PLANNED UNIT DEVELOPMENT OVERLAY IN UNION TOWNSHIP


BE IT RESOLVED, to continue the public hearing for the rezoning application of Greg Thurman (Redwood, USA), agent for McCabe-Columbia #1 LLC and McCabe-Columbia #3 LLC, Owners of record (Case # 2023-05) to rezone approximately 63.812 acres (Parcel ID 12-07-351-001, 12-07-301-002, 12-13-400-003, and 12-13-400-004) located along Columbia Road in Union Township from 'MXU-C' Mixed Use Center with Interstate Highway Overlay to "MXU-C" Mixed Use Center with a Planned Unit Development Overlay; said public hearing to be continued to Thursday, September 28, 2023, at 5:00 p.m.

Mr. Grossmann moved for adoption of the foregoing resolution being seconded by Mr. Young. Upon call of the roll, the following vote resulted:

Mrs. Jones – yea  
Mr. Young – yea  
Mr. Grossmann – yea

Resolution adopted this 29<sup>th</sup> day of August 2023.

BOARD OF COUNTY COMMISSIONERS



Tina Osborne, Clerk

tao/

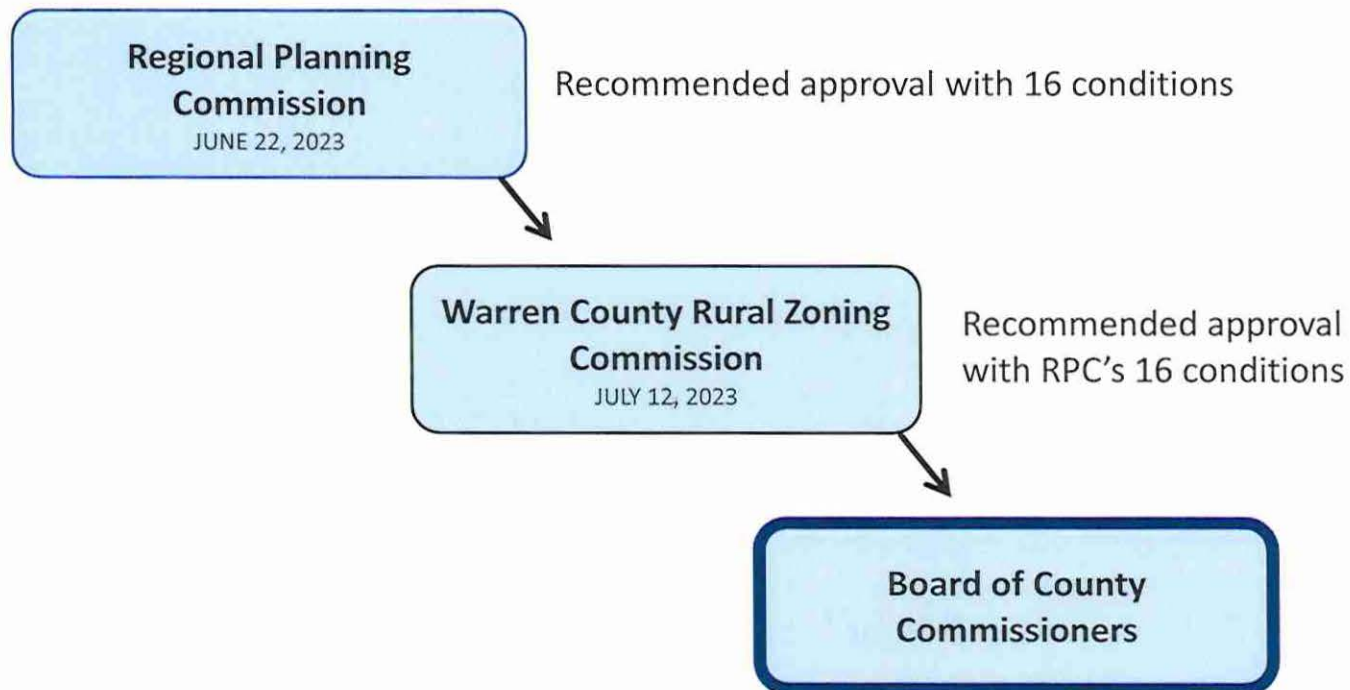
cc: RPC  
RZC  
Rezoning file  
Property Owner  
Agent  
Township Trustees



PP EXHIBIT #1 CASE #	2023-05	
APPLICANT/OWNER/AGENT	McCabe-Columbia #1 LLC & McCabe-Columbia #3 LLC	
TOWNSHIP	UNION	
PROPERTY LOCATION	ADDRESS	4915 Columbia Road
	PIN	12-07-351-001, 12-07-301-002, 12-13-400-003, & 12-13-400-004
PROPERTY SIZE	63.812 acres	
CURRENT ZONING DISTRICT	"MXU-C" MIXED USE CENTER w/ IHO (Interstate Highway Overlay)	
FUTURE LAND USE MAP (FLUM) DESIGNATION	1. MULTI-FAMILY RESIDENTIAL 2. OFFICE	
EXISTING LAND USE	Vacant / Single Family Dwellings	
ZONING REQUESTED	MXU-C PUD Overlay	
ISSUE FOR CONSIDERATION	REZONE from "MXU-C" MIXED USE CENTER ZONE to MXU-C PUD Overlay	

# Rezoning Process

2023-05





# Aerial Map

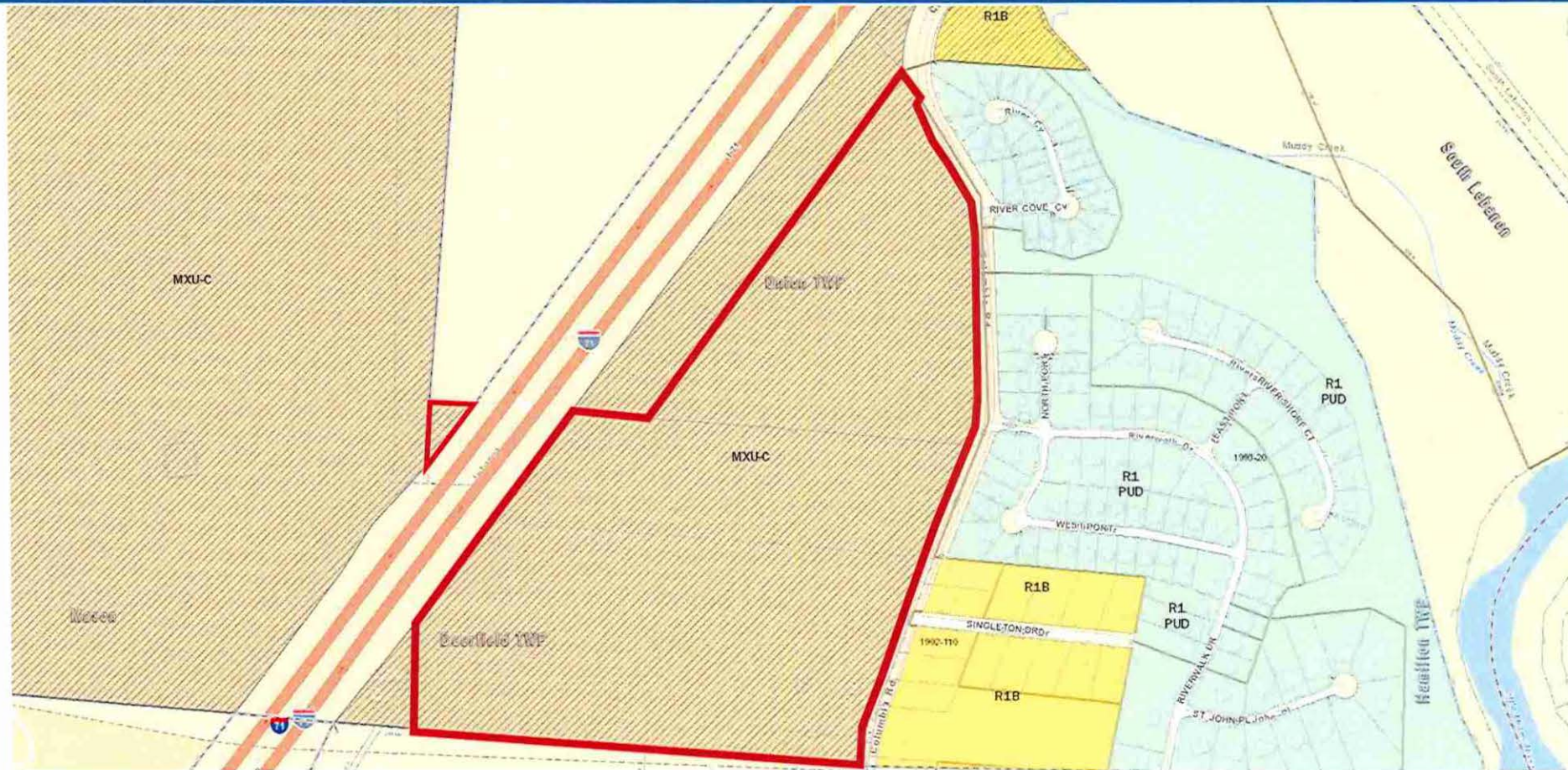
2023-05





# Current Zoning Mixed Use Center IHO

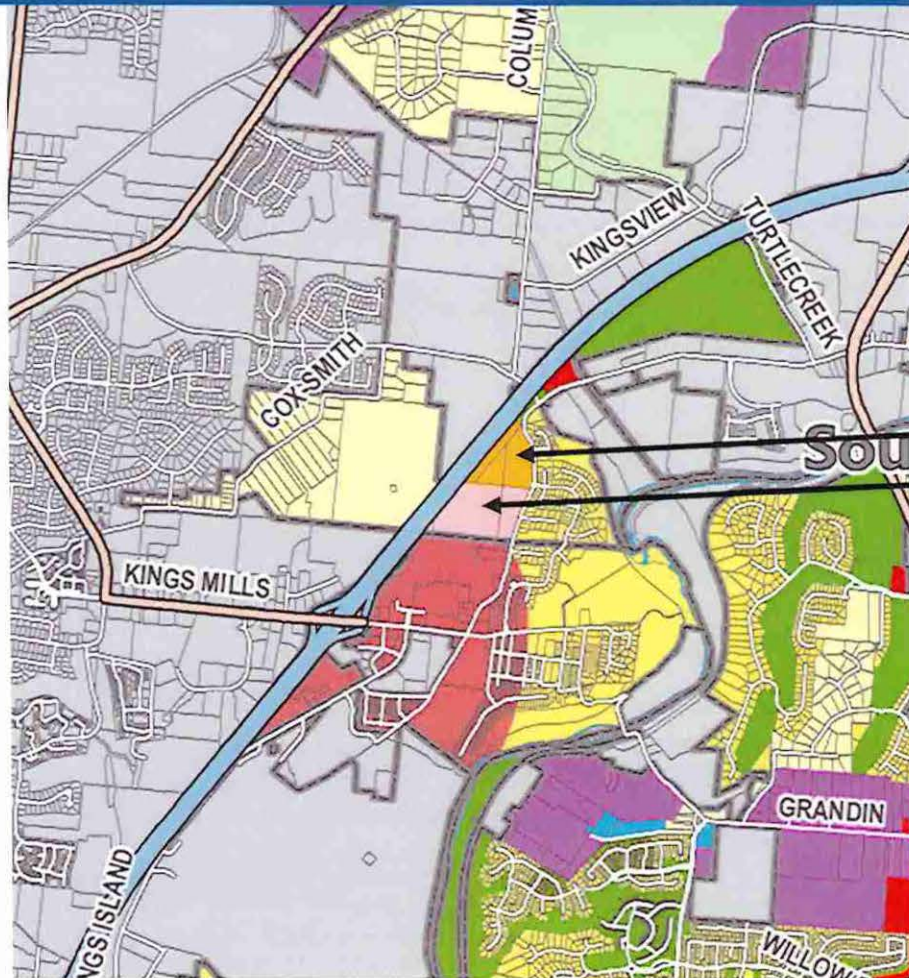
2023-05






# Future Land Use

2023-05



## Legend

### Future Land Uses

-  Agricultural-Rural Residential
-  Commercial
-  Industrial
-  Mixed-Use Neighborhood
-  Multi-Family Residential
-  Office
-  Protection Area
-  Public-Semi-Public

Future Land Use for Warren County Comprehensive Plan 2012

Future Land Use for Union Township Comprehensive Plan 2015

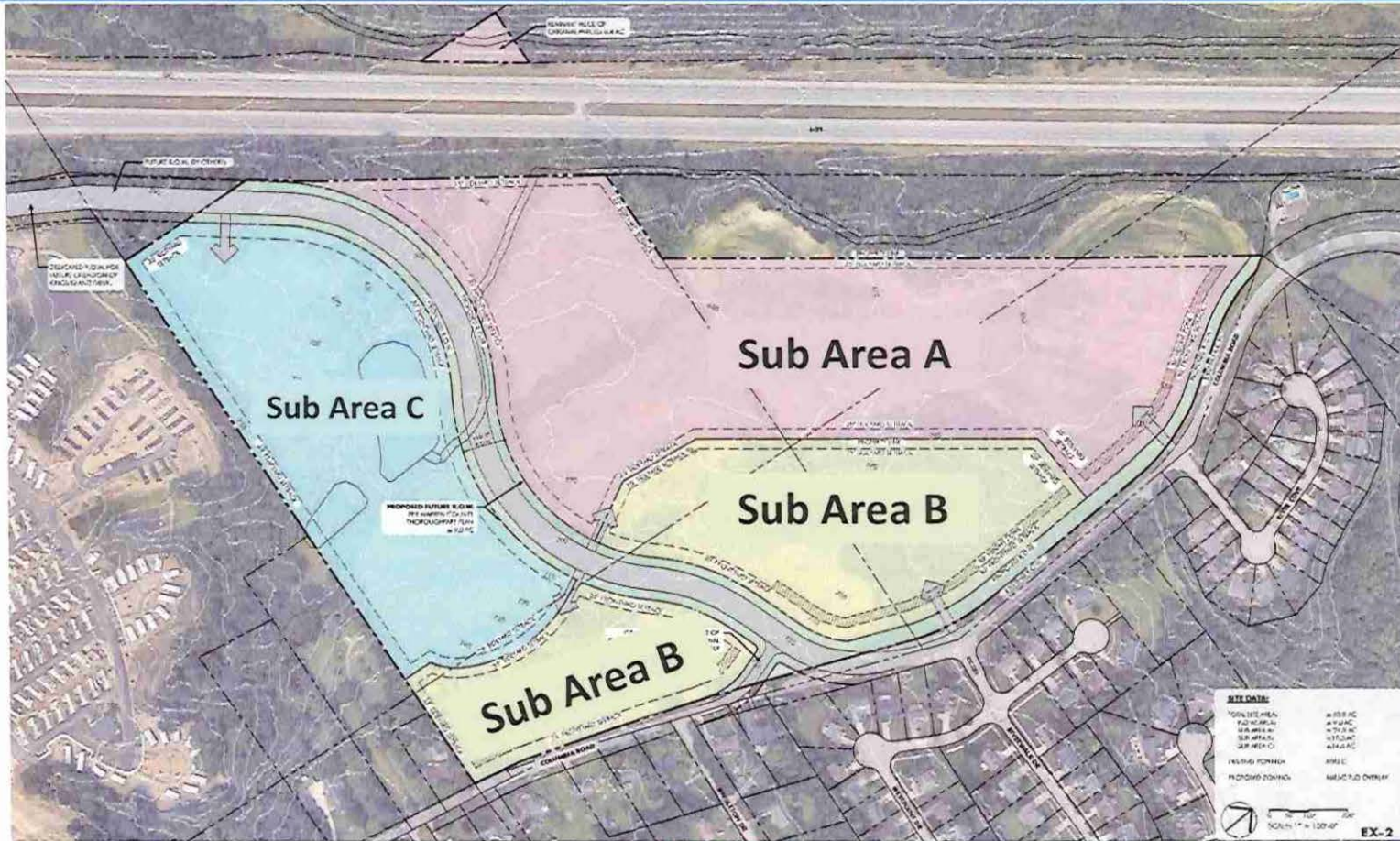






# Subarea Plan

2023-05





# Proposed Concept Plan

2023-05





# Proposed Concept Plan

## Sub Area A

- 24.5 Acres
- 134 Dwellings (Rental Units)
- 5.46 Units Per Acre
- 1 Story Attached Dwellings
- 4-5 Units Per Building
- Attached 2 Car Garages

## Sub Areas B & C Future Development



# Proposal

2023-05

**USES:** Multi-family Residential, Assisted Living, Independent Living, Institutional Care Facility, Townhomes

**DENSITY:** 9.41 Units Per Acre

**MAXIMUM NUMBER of UNITS: 512**

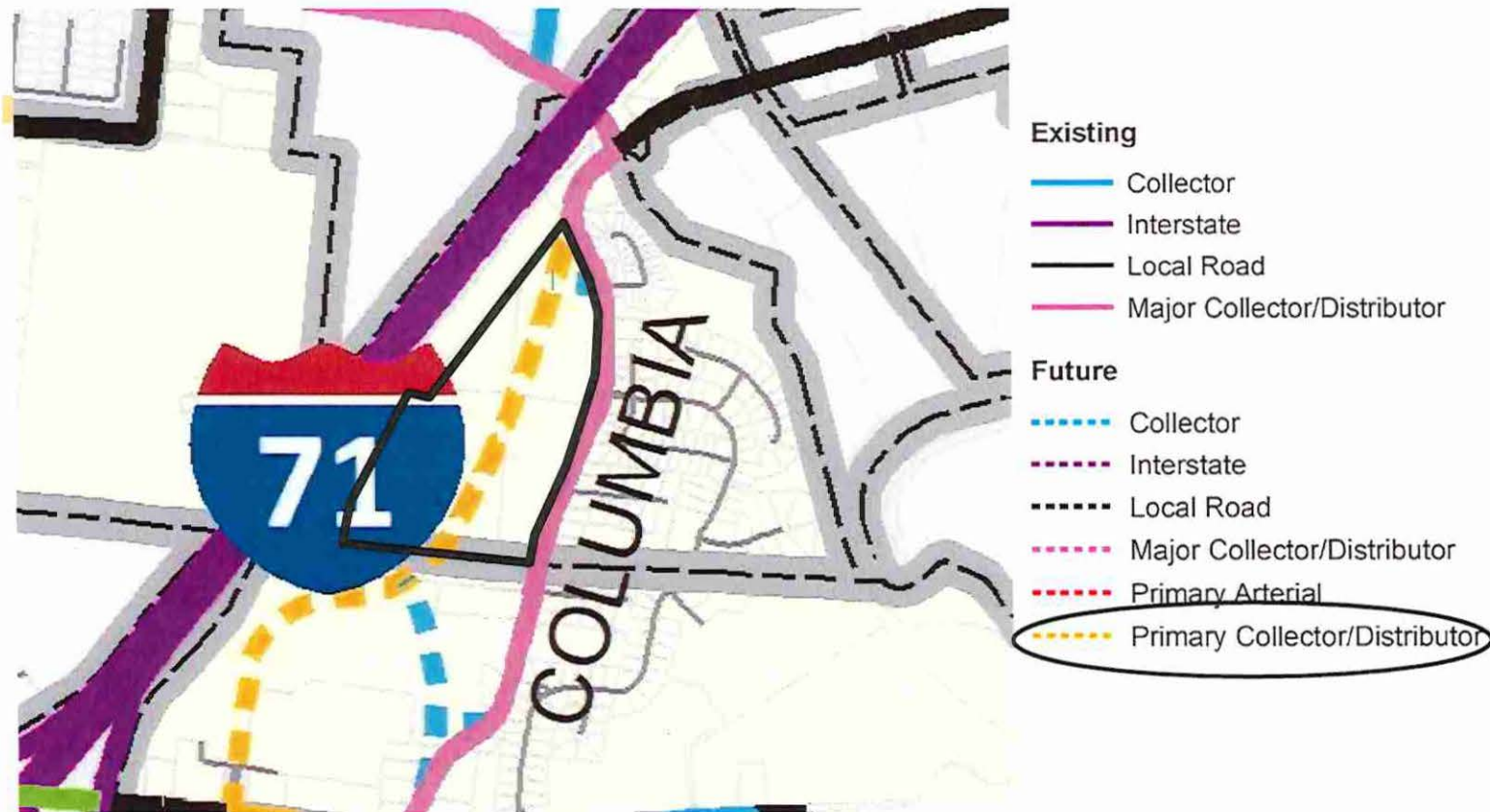
**MAXIMUM HEIGHT:** 40 feet

**Vary the timing of COMMERCIAL USES, from Section: 2.407.5 (B). Sub Area A will be developed first and does not include commercial uses.**



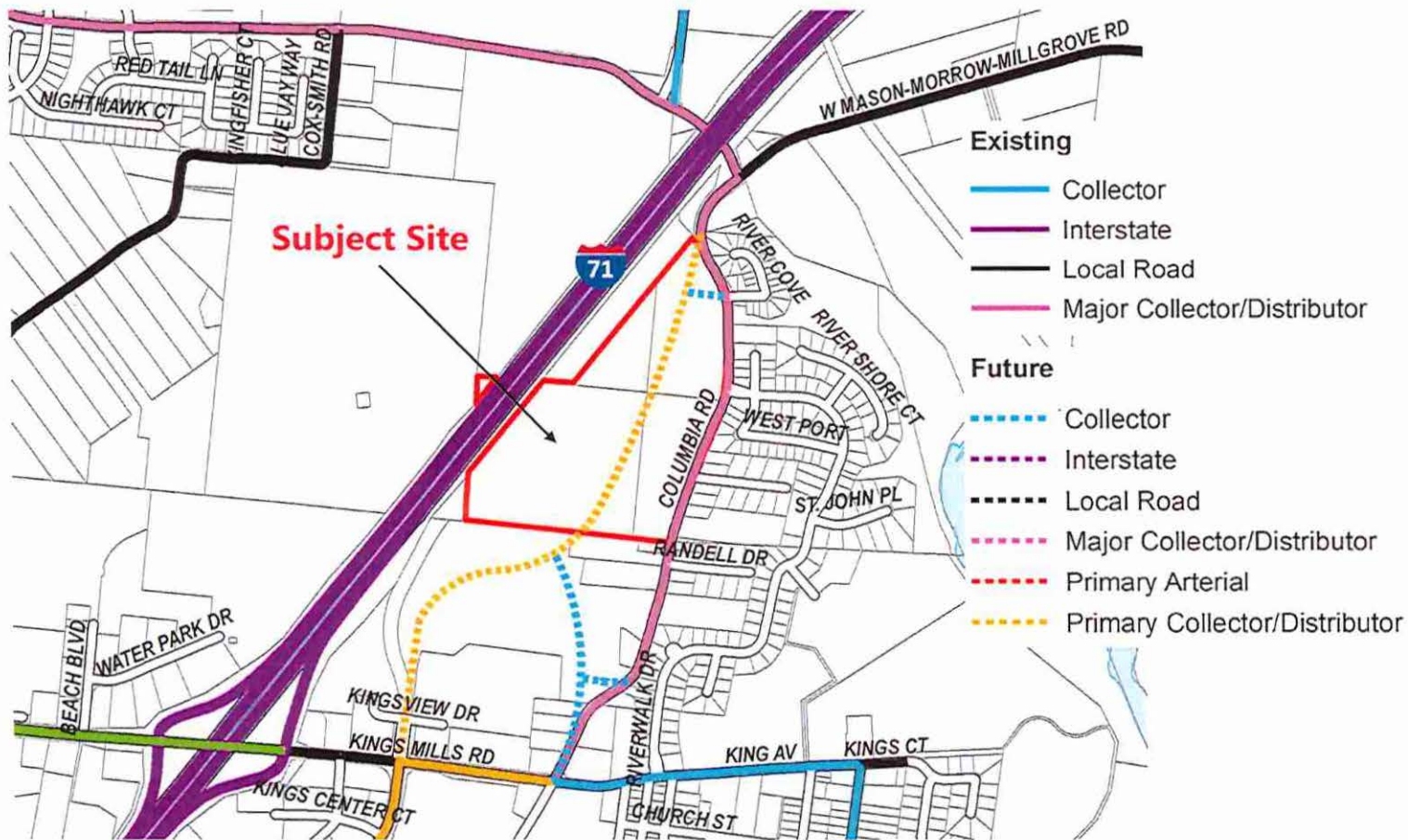
# Thoroughfare Plan

2023-05



# Thoroughfare Plan - Current

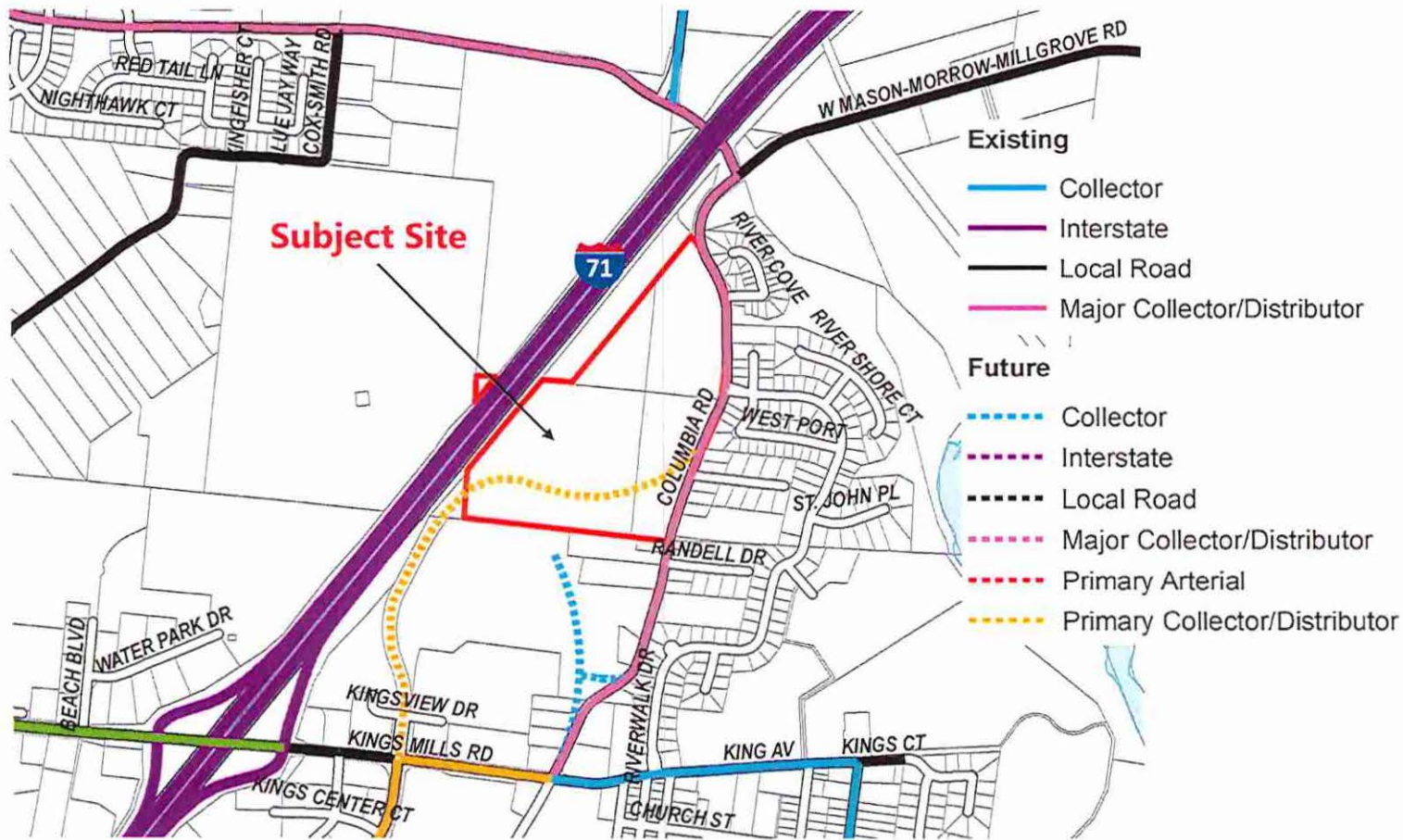
2023-05





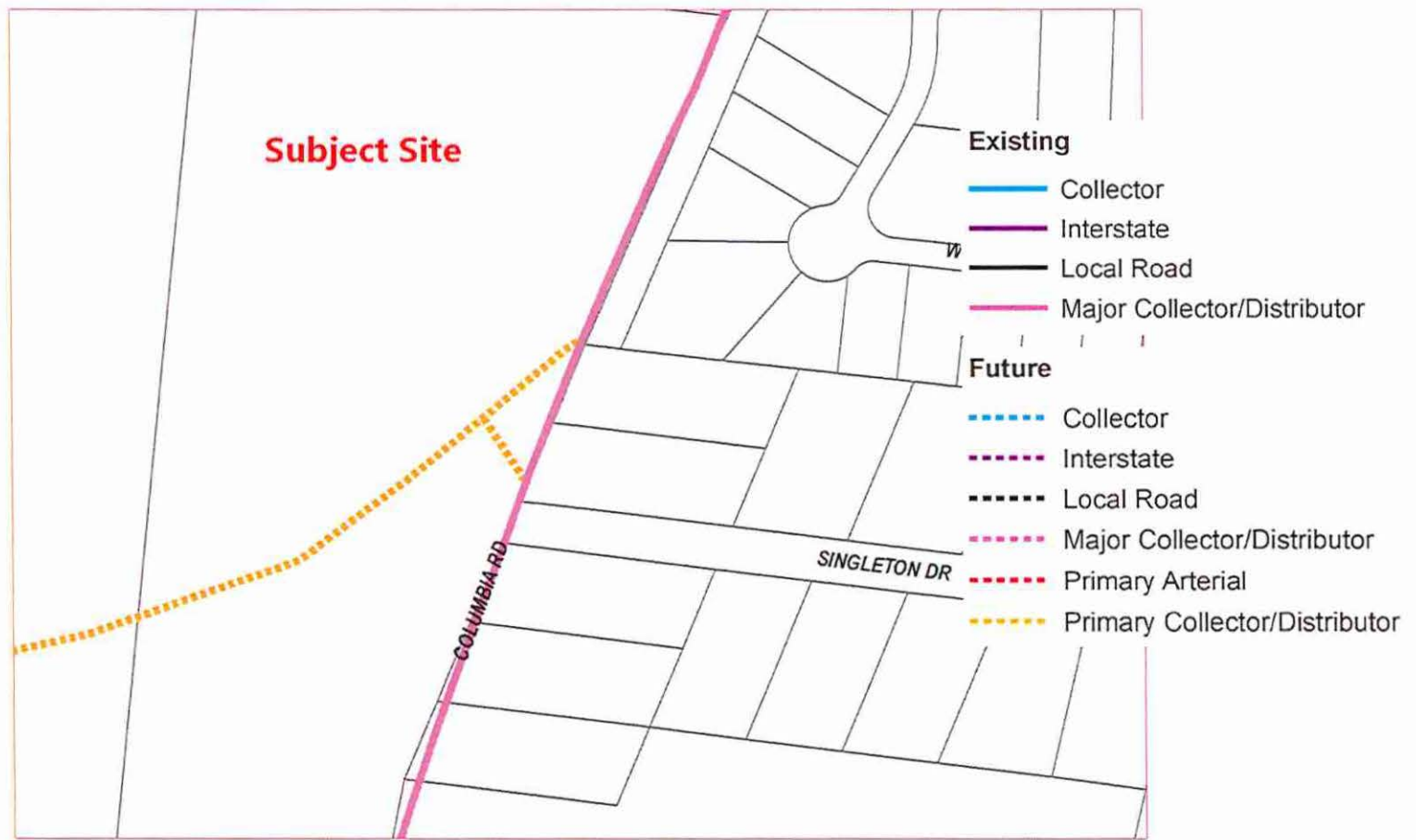
# Thoroughfare Plan - Proposed

2023-05



# Thoroughfare Plan - Proposed

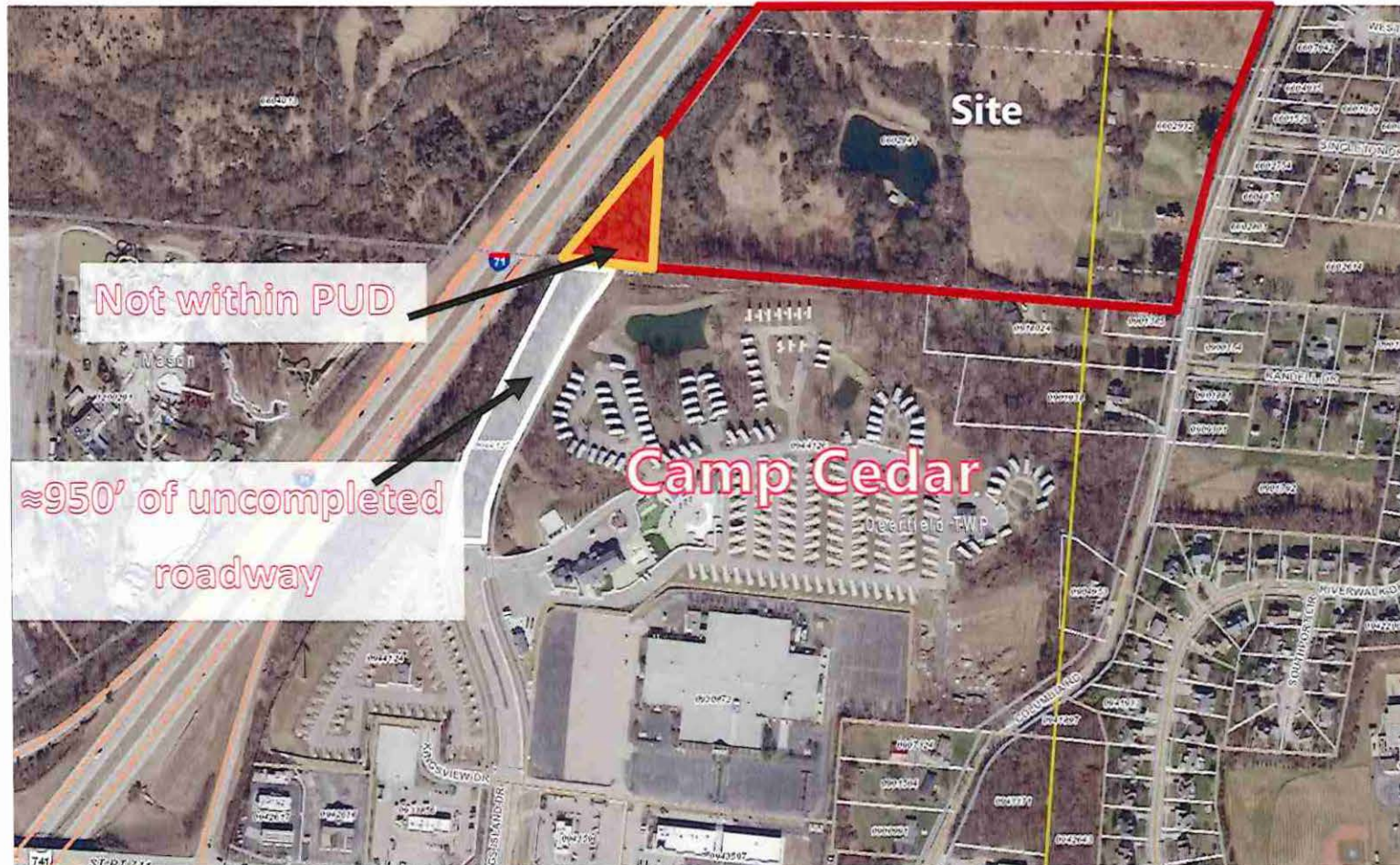
2023-05





# Surrounding Road Network

2023-05





# Zoning Comparison

2023-05

	Current Zoning Standard	Proposed PUD Standard
Parking Dimensions	10'x18'	9'x18'
Minimum Dwelling Size – Multi-Family	960 square feet	600 square feet
Maximum Number of Units Per Building	12 units	36 units
Density – Mixed-Use Development	8 units per acre – integrated development (432 units).	9.41 units per acre – total site (512 units).
Density – Conventional Development	1 unit per acre (54 units).	9.41 units per acre – total site.
Commercial Development	Required prior to residential development	After residential development



# Zoning Comparison

2023-05

	Current Zoning Standard	Proposed PUD Standard
Density – Mixed-Use Development	8 units per acre – integrated development (432 units).	9.41 units per acre – total site (512 units).

## 2.507.1 Density and Intensity for Overlay PUDs

(B) Density and Intensity Increases: The BOCC may vary the density to Overlay PUDs by not **more than twenty percent (20%)** in consideration of:

- (1) The amount, location, and proposed use of common or secondary open space.
- (2) The location and physical characteristics of the site of the proposed planned development.
- (3) The location, design, and type of dwelling units. – *Warren County Zoning Code*

**432 Units + 86 Units (20%) = 518 Potential Units**

# Warren County Water & Sewer Recommendation

## WARREN COUNTY WATER & SEWER DEPARTMENT

CHRIS G. BRAUSCH, P.E.  
COUNTY SANITARY ENGINEER

TO: Ryan Cook  
FROM: Chris Brausch  
DATE: June 15, 2023  
Re: Redwood at Columbia Road  
Planned Unit Development Stage 1  
Union Township

The Warren County Water & Sewer Department has reviewed the PUD Stage 1 plan that includes a maximum of 512 residential dwelling units to be located on 63.81 acres. The development includes a mixture of attached single story and multistory apartments, Adult Group Homes and Institutional Care Facilities (including Assisted Living, memory Care, and Independent Living). The following are our comments with respect to water and sanitary sewer service to the property:


1. Warren County water service is available to the property from a 10-inch ductile iron waterline that extends along Columbia Road from the southern property line to a point 1,100 feet north of Randell Drive. Service is also available at the north side of the property from the 10-inch ductile iron waterline along Columbia Road that extends from River Cove Drive to a fire hydrant 560 feet north of the roadway. The developer shall provide a redundant looped water service by connecting to the waterlines at both locations.

Sufficient pressure and capacity are available to serve the proposed development. The static water pressure near this location ranges between 110 to 140 pounds per square inch. Fire protection flow measurements taken from nearby hydrants resulted in 1,150 gallons per minute.

Due to the high pressures at this location, the development will be required to install pressure reducing valves within the buildings. The development will also be required to install Reduced Pressure Principle Backflow Prevention Assemblies that conform to Warren County Standards.

2. The existing sanitary sewer collection system lacks sufficient capacity to serve the proposed development. Enclosed is a 2017 study conducted by the department that outlines the limitations of the infrastructure. Should the Developer proceed forward with this project they shall be required to update the engineering study and construct all required collection system improvements to the satisfaction of the Water & Sewer Department.

Please contact the Water & Sewer Department with questions or comments.

  
Chris G. Brausch, P.E.  
County Sanitary Engineer

  
Tiffany Zindel  
County Administrator

cc: Zindel, Russell, Wojcik

P. O. BOX 530 ■ 406 JUSTICE DR. ■ LEBANON, OH 45036  
513-695-1377 ■ 513-925-1377 ■ 937-425-1377 ■ FAX 513-695-2995  
E-MAIL [waterdept@co.warren.oh.us](mailto:waterdept@co.warren.oh.us)

The Warren County Water & Sewer Department has reviewed the PUD Stage 1 plan that includes a maximum Of 512 residential dwelling units to be located on 63.81 acres. The development includes a mixture of attached single story and multistory apartments. Adult Group Homes and Institutional Care Facilities (including Assisted Living, memory Care, and Independent Living). The following are our comments with respect to water and sanitary sewer service to the property:

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Due to the high pressures at this location, the development will be required to install pressure reducing valves within buildings. The development will also be required to install Reduced Pressure Principle Backflow Prevention Assemblies that conform to Warren County Standards.

2. The existing sanitary sewer collection system lacks capacity to serve the proposed development. Enclosed is a 2017 study conducted by the department that outlines the limitations of the infrastructure. Should the Developer proceed forward with this project they shall be required to update the engineering study and construct all required collection system improvements to the satisfaction of the Water & Sewer Department.

**The existing sanitary sewer collection system lacks sufficient capacity to serve the proposed development.**

Recommend **approval** of the Columbia Road Redwood PUD Stage 1 to the Warren County Rural Zoning Commission, subject to the following conditions:

1. All plans and proposals of the applicant shall be made conditions of approval, unless modified by one of the following conditions.
2. Compliance with the Warren County Rural Zoning Code, Warren County Subdivision Regulations, and the adopted PUD Standards.



3. *A Traffic Impact Study (TIS) is required for the entire PUD, prior to PUD Stage 3 approval.* The developer shall comply with the guidelines of the TIS outlined by the WCEO and shall be conducted with the assumption that the roadway (Kings Island Drive) has not been connected. Any road improvements deemed necessary by the WCEO shall be installed by the developer.
4. An access permit for each sub-area shall be approved prior to PUD Stage 3.

# RZC & RPC Recommendations

2023-05

- At the time of zoning permit application approval of the 17th building, a second access road shall be constructed. The second access will be designed for emergency use only until PUD Stage 1 & 2 approval for Sub Areas B or C.



6. The road right-of-way for the Kings Island Drive extension shall be platted and dedicated for road right-of-way with the first Final Plat section. *The right-of-way shall be designed to include area sufficient to accommodate a roundabout at the intersection of Columbia Road and the future Kings Island Drive extension.*
7. Compliance with the requirements of the Union Township Fire Department for site access and circulation.
8. Prior to Preliminary Plan approval, the applicant shall receive the Warren County Engineer's Office review and approval for the site's internal private streets. Review and approval shall include, pavement and lane width, public utility easements, pavement material, and cross-section design. On-street parking is prohibited in Sub-area A.



9. Prior to PUD Stage 3 the applicant receives approval from the Warren County Engineer's Department for stormwater management design and facilities.
10. Compliance with the requirements of the Warren County Soil and Water Conservation District (SWCD).
11. Compliance with the requirements of the Warren County Water & Sewer Department (See Exhibit E). Any improvements deemed necessary by the Warren County Water & Sewer Department shall be installed by the developer.

12. All proposed common open spaces and improvements, and maintenance of such areas are ensured through an appropriate legal instrument to comply with Section: 308 Preliminary Plan Review and Approval (E), 7 and Section 325: Dedication Procedures of the Warren County Subdivision Regulations.



13. Submit an updated Concept Plan prior to the Board of County Commissioner's meeting that identifies:
  - a. Where the rear, side, and street setbacks apply for each sub-area.
  - b. A phasing plan that illustrates the first phase including the associated constructed road network.
  - c. A conceptual illustration of the required open space (Section: 2.5.7.5) for Sub-area A.
  - d. Concepts for a compatible transition between the single-family residential uses along Columbia Road.

## RZC & RPC Recommendations

2023-05

14. The revised PUD Standards submitted as Exhibit D are adopted as the PUD Development Standards adding a maximum gross density of 9.41 units per residential acre with a maximum of 512 units.
15. Submit updated PUD Development Standards that clearly state the non-residential uses permitted in each Sub-areas B & C.
16. Any development in Sub Areas B & C shall receive PUD Stage 1 approval.

# Recommendation – Kings Local School District

August 23, 2023

Dear Kings Community,

Over the years, our school district has experienced growth in student enrollment. While this growth is a testament to the quality of education we offer and the strong sense of community within our District, it has also presented us with several challenges; the most pressing of which is the overcrowding of our school buildings. The current student population continues to put extreme pressure on the physical capabilities of our school district. The administrative team and teachers are doing the best they can to provide learning spaces based on the needs of the students.

Earlier in the Spring of 2023, the Kings Board of Education hired a company, Cropper GIS Consulting to complete a building capacity study, demographic study, and a building utilization forecast. In May 2023, Cropper representatives toured each one of our facilities, met with building administrators to understand how space is being utilized, collected floor plans of all buildings, and took inventory of available classrooms and spaces for individual instruction to assess our capacities and utilization.

Matthew Cropper, Founder and President of Cropper GIS gave a presentation on the findings of the studies to the Kings Board on May 16 on August 8, 2023. According to his presentations, the following bullet points are some of the highlights:

- **5 of 6 primary buildings are overcrowded now with over a 105% utilization rate.**
- KHS is currently operating at 134% and CIS is at 124% utilization, respectively.
- **KHS is currently over capacity by almost 400 students.**
- There are currently more students in grades 1-6 than in 7-12.
- The smallest enrollment is in two grade levels; the current Juniors and Seniors.



## Recommendation – Kings Local School District

The overcrowding issue has led to several concerns:

- Lack of effective classroom space, and inadequate lunchroom, gymnasium, and other core facility space.
- Use of non-traditional space for teachers without a classroom. i.e.- the lobby of KJH, closets, server rooms, and storage rooms.
- Lunch schedules, makeshift classrooms, and parking issues are notable pain points.

*“You need to address the needs of the students living here now. Overcrowding exists and it’s not going to get any better.” Mathew Cropper, Cropper GIS.*

We encourage you to review the following information:

- Capacity and Building Utilization Fact Sheet and Overcrowding Impact

## Recommendation – Kings Local School District

We encourage you to review the following information:

- [Capacity and Building Utilization Fact Sheet and Overcrowding Impact](#)
- [Kings Local - District-Resources - Facilities Information – This link contains all of the Cropper GIS Board presentations and PowerPoint presentations.](#)

The Kings Board of Education and District Administration are committed to providing the best possible education for every student in our district. We recognize the challenges posed by our growth, and we're committed to working collaboratively with the community to explore solutions that will enable us to continue delivering excellence in education.

Over the coming weeks, we will be engaging the community in ways to address the overcrowding throughout the district. I am confident that by all working together, we will create learning environments our students deserve.

Thank you for being an integral part of our vibrant and evolving community. Your support, engagement, and partnership are what make our District truly exceptional.

Sincerely,  
Greg Sears  
Mr. Greg Sears  
Superintendent of Schools  
[gsears@kingslocal.net](mailto:gsears@kingslocal.net)



ANY  
QUESTIONS?



## Rezoning Criteria

**1.304.5 Decision-Making Determination Considerations:** The approving authority shall review the proposed Zoning Amendment in the interest of public health and safety, as well as the public convenience, comfort, prosperity, or general welfare, as applicable, by considering the following factors:

- A. Is the proposed amendment consistent with the purposes and intent of this Zoning Code?
- B. Does the proposed amendment deviate from the suggestions of the Warren County Comprehensive Plan?
- C. Is the proposed amendment justified because of changed or changing conditions of the surrounding area since the time the current zoning designation for the property was established, and has assumptions on, capital investments, road locations, population trends, land committed to development, density, use, or other elements changed to justify the amendment?
- D. Is the proposed zoning compatible with the present zoning, nearby uses, and the character of the surrounding area?

**1.304.5 Decision-Making Determination Considerations:**

- E. Is the site suitable for the uses to which it has been restricted, or does the current zoning deprive the site of all economically viable uses?
- F. How long has the property remained vacant as zoned and is it zoned different from an adjacent properties?
- G. Are there available sites elsewhere in the County that are already zoned for the proposed use?
- H. Are public central sanitary sewer, stormwater facilities, roads and other public facilities available and do they have adequate capacity to serve allowable uses?
- I. Will approval of this amendment result in existing land uses, parcels, or structures becoming non-conforming or somehow result in conflict with any provision, restriction, or requirement of this code?



## **PUD STAGE 1 REVIEW CRITERIA - 1.305.6 Review Criteria:**

A. **PUD Stage 1:** In determining whether a PUD Stage 1 application or IHO PUD Stage 2 application filed pursuant to this Code shall be approved or recommended for approval, the RZC as applicable, and the BOCC shall consider the following review criteria, if applicable, but no single criteria controls, nor must all criteria support the decision:

- 1) The proposed PUD would not be detrimental to public health, safety, and general welfare and in general results in a better development of uses permitted on the site than would otherwise be possible;
- 2) Whether modifications of the zoning or other regulations are warranted by the innovative design of the PUD Plan;
- 3) Consistency with adopted objectives and policies of the County and townships related to land use; development; comprehensive plans; area plans; and other plans



- 4) Compatibility with and adequate protection of surrounding property and the adequacy of the provisions for visual and acoustical privacy and the proposed use(s) will not develop hazards and/or nuisances, nor have negative impact on the environment and the public health and safety, or general public welfare;
- 5) Provisions proposed for: vehicular access, parking, loading, and circulation; pedestrian access and circulation; essential services in the form of utilities or other facilities; and drainage runoff and soil erosion control are sufficient or proposed for improvement to support the proposed use(s);
- 6) (The need for separation of vehicular, pedestrian, and/or bicycle traffic lanes; clear and safe internal traffic patterns; the provision of connections to adjacent properties; and traffic mitigation measures.
- 7) The necessity for active and passive recreational facilities (greenways, sidewalks, and other pedestrian/bicycle circulation networks).

- 8) Impact to public services and infrastructure, and whether the proposed development is served adequately and efficiently by essential public facilities and services which are in existence or are planned;
- 9) Whether significant scenic or historic features, are adequately conserved;
- 10) Preservation of open space, natural and cultural areas and whether the development includes an appropriate amount of, and appropriate access to, dedicated open space;
- 11) Placement of structures on most suitable sites with consideration of topography, soils, vegetation, slope, etc.
- 12) The effectiveness of landscaping, buffers, and planting along public rights-of-way, open space/recreational areas, and the overall perimeter of the project.

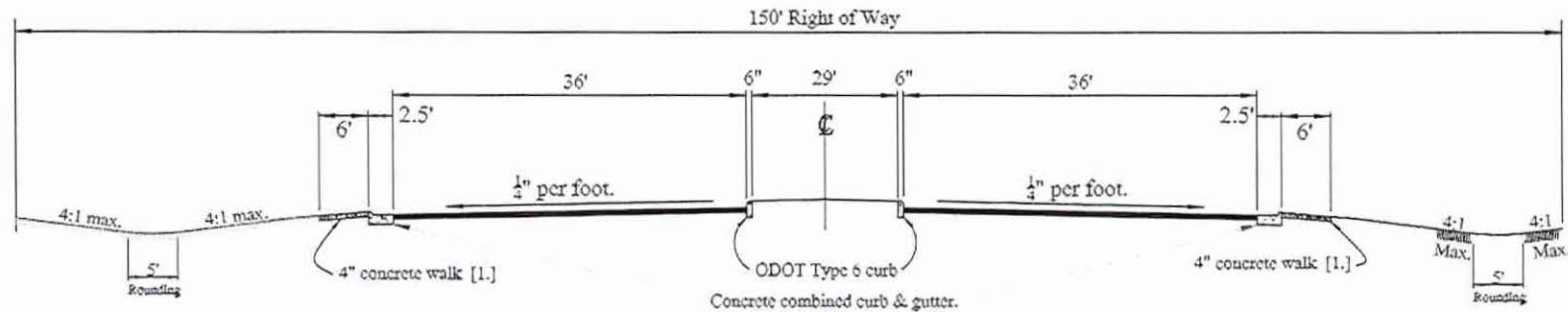
## Zoning Amendments

**1.304.3 Public Notification:** Except for text and map amendments, effecting more than ten (10) parcels, the following notifications shall be required:

- (A) The Zoning Inspector shall post a sign on the subject property of the application, stating the public process, the public hearing time, location, and date.
- (B) Written notice of the hearing shall be mailed by the Approving Authority, by first class mail, at least ten days before the date of the public hearing to **all owners of property within five hundred (500) feet** from the parcel lines of each property that is the subject of the public hearing, to the addresses of the owners appearing on the County Auditor's current tax list. The failure of delivery of the written notice SHALL NOT delay or postpone any such public hearing, and shall not invalidate any action taken at such public hearing. - *Warren County Zoning Code*



FIGURE A.5  
Typical Section, Primary Collector/Distributor



NOTES:

[1.] As per Pathway Map/Subdivision Regulations.

In accordance with a preliminary design by the Ohio Department of Transportation, the Right-of-Way width required on State Route 63 from Union Road to State Route 741 is on file at the Warren County Map Room, Survey Volume 148, Plat No. 58. The State/Federal design process will determine the typical section.



**Columbia Road is identified as a primary collector/ distributor.**

**PUD Standards:**

**UNION TOWNSHIP COLUMBIA ROAD OVERLAY PLANNED UNIT DEVELOPMENT  
DEVELOPMENT TEXT  
UNION TOWNSHIP, WARREN COUNTY, OHIO  
JULY 12, 2023**

Applicant:

Redwood USA LLC  
Gregory Thurman, VP of Acquisitions  
7007 East Pleasant Valley Road  
Independence, OH 44131  
513-458-9810

Outside Consultants:

POD Design  
Land Planning/Landscape Architecture  
Todd Foley, Principal  
100 Northwoods Blvd, Suite A  
Columbus OH, 43235  
614-360-3055

CESO  
Civil Engineering  
Mark Belmont, Director of Civil Engineering  
175 Montrose West Ave, Suite 400  
Akron, OH 44321  
330-396-5678

Goodhue Consulting, Inc.  
Traffic Consultant  
Paul Goodhue, P.E., PTOE  
937-271-7778

## PUD Standards:

### UNION TOWNSHIP COLUMBIA RD OVERLAY PLANNED UNIT DEVELOPMENT DEVELOPMENT TEXT

#### 1. APPLICABILITY:

Unless otherwise stated, development within Union Township Columbia Road Overlay PUD shall be governed entirely by these provisions (Development Text) and the provisions of the Warren County Rural Zoning Code, Warren County, Ohio, which are in effect at the time of issuance of any development order. All standards and concepts imposed herein or as represented on the PUD Stage 1 Concept Plan are a part of the regulations which will govern how the PUD may be developed. Any standards found in the Warren County Rural Zoning Code that are not modified, varied or addressed by this PUD document shall continue to apply to the PUD Site. These standards apply to the 63.812 acre site (Development Property).

#### 2. STREETS:

The developers will work with the Warren County Engineer's Office and Union Township representatives to incorporate the design, timing, and construction of the primary collector/distributor public road, illustrated on EX-3 and identified on the Warren County Thoroughfare Plan. The design, phasing, and construction of the proposed improvements shall be reviewed and receive approval by the Warren County Engineer's Office. All streets within subareas A, B, and C will be private streets.

#### 3. GENERAL DEVELOPMENT STANDARDS & REGULATIONS FOR ALL SUB-AREAS

- a. **Purpose and Intent:** To create a mixed-use development with common streetscape, signage, lighting, and pedestrian amenities that are compatible throughout the Development. The Development Property is intended to be developed by multiple end users across the three subareas shown on EX-2, Subarea Plan. Residential uses may occur prior to the commercial uses. Subareas may be developed in phases.
- b. **Definitions.** Unless specified, the definition of all terms shall be the same as defined in the Warren County Rural Zoning Code in effect at the time of zoning permit application.

##### 1. Dwelling Unit

A residential use building or portion therein containing one (1) or more rooms used, designed, or intended for occupancy as a single household unit, in providing complete permanent facilities per all applicable Code requirements for living, sleeping, cooking, eating, bathing, washing, and sanitation. Sleeping rooms are regulated as Dwelling Units and included in the density of the PUD.



## PUD Standards:

c. **Permitted Uses.** The following uses shall be permitted:

**Subarea A:**

Attached single-story apartment dwellings;  
Model homes and sales offices;  
Home occupation uses, Class 1;  
Accessory structures associated with a residential use; and  
Publicly or privately owned parks and open spaces.

**Subarea B:**

Apartment buildings;  
Townhouses;  
Clubhouse/community building and accessory buildings;  
Model homes and sales offices;  
Home occupation uses, Class 1;  
Accessory structures associated with a residential use;  
Publicly or privately owned parks and open spaces; and  
Other uses not identified may be permitted through a revised PUD Stage 1 process.

**Subarea C:**

Adult Group Homes and Institutional Care Facilities (including Assisted Living, Memory Care, and Independent Living);  
Apartment buildings (Single story and multi-story);  
Townhouses;  
Clubhouse/community building and accessory buildings associated with the residential use;  
Model homes and sales offices;  
Home occupation uses, Class 1;  
Publicly or privately owned parks and open spaces; and  
Other uses not identified may be permitted through a revised PUD Stage 1 process.

## PUD Standards:

### d. Prohibited Uses:

The following uses shall be prohibited in all subareas. All uses identified in Section 2.407.4 of Mixed Use Center Zone Regulations and all other uses not identified in Section 3c are prohibited.

e. **Density:** There shall be a maximum of 512 residential dwellings with a gross maximum density of 9.41 dwelling units per residential acreage. The Adult Group Homes, Institutional Care Facilities, Independent Living, Assisted Living, etc. count toward the maximum gross residential density calculation.

- I. Attached single-story apartment dwellings shall be in configurations of 2 dwellings to 8 dwellings per building.
- II. Sub Area A density shall not exceed 134 dwelling units.
- III. Multiple-family apartment buildings (single-story and multi-story) shall be in configurations of 2 dwellings to 36 dwellings per building.
- IV. Sub Areas B & C shall not exceed 10 units per acre (gross density).

### f. Setbacks: All setbacks shown on EX-2 Subarea Plan.

- I. **Public Road Setback** – There shall be a minimum pavement and building setback of 35 feet as measured from the road right-of-way.
- II. **Rear Yard Setback** – Sub Areas A and C shall have a minimum pavement and building setback of 35 feet. At grade, patios shall be permitted to encroach up to 8 feet and eaves shall be permitted to encroach up to 2 feet into the minimum rear yard setback.
- III. **Side Yard Setback** – 25 feet. At grade, patios shall be permitted to encroach up to 8 feet and eaves shall be permitted to encroach up to 2 feet into the minimum side yard setback.

### g. Access & Parking

- I. **Access** – Primary vehicular access shall be provided from Columbia Road and the future Primary collector/distributor public road in the general location shown on Exhibit C, EX-3 Concept Plan. Access points illustrated on Exhibit C, EX-3 Concept Plan are subject to be reviewed by the Warren County Engineer's Office.
- II. **Parking** - Shall be in conformance with section 3.307 Schedule of required parking by use in Warren County Rural Zoning Code unless otherwise noted.
- III. **Parking dimensions** – Parking stall dimensions shall be a minimum of 9 feet wide by 18 feet length.

## PUD Standards:

- h. Landscaping & Screening.** All landscaping and screening shall be installed by the developer of each subarea and shall meet the requirements of the current Warren County Rural Zoning Code. Landscaped buffers shall be placed along frontages adjacent to Columbia Road right-of-way and beyond the Public Utility Easement. Details of the landscaping plan shall be reviewed at PUD Stage 2.
- i. Lighting.** All lighting shall be installed by the developer of each subarea and shall meet the requirements of the current Warren County Rural Zoning Code.
- j. Signage.** All signage shall be installed by the developer of each subarea and shall meet the requirements of current Warren County Rural Zoning Code.
- k. Building Standards.**

  - i. Maximum Residential Building Height:** 3 stories not to exceed 40 feet and measured in accordance with the Warren County Rural Zoning Code.
  - ii. Transitional Zone:** Portions of Subarea A & B that are directly adjacent to Columbia Road ROW shall have a maximum of two (2) stories, not to exceed 35 feet in height. This transitional zone is applicable for the first 25 feet beyond the front yard setback.
  - iii. Minimum Dwelling Square Footage:** Subarea B & C – One bedroom dwellings: 600 square feet. Multiple bedroom dwellings shall meet the requirements of the Warren County Rural Zoning Code.
- l. Open Space:**

Each phase of the development shall provide 20% open space in compliance with Section 2.507.5 Open Space Standards for Overlay PUDs. Open Space design for Sub Areas B & C will be determined at a revised PUD Stage 1 process.



### **Definitions from the WCRZC:**

**Sleeping Room:** A room within a residential dwelling that functions as a separate space used for living and sleeping, but not for cooking and eating purposes.

**Dwelling Unit:** A residential use building or portion therein containing one (1) or more rooms used, designed, or intended for occupancy as a single household unit, in **providing complete permanent facilities** per all applicable Code requirements for living, sleeping, **cooking**, eating, bathing, washing, and sanitation.

### **Definition from Redwood PUD Standards**

**Dwelling Unit:** A residential use building or portion therein containing one (1) or more rooms used, designed, or intended for occupancy as a single household unit, in providing complete permanent facilities per all applicable Code requirements for living, sleeping, cooking, eating, bathing, washing, and sanitation. **Sleeping rooms are regulated as Dwelling Units** and included in the density of the PUD.

**PUD Standards for Redwood Housing Density:**

- I. Attached single-story apartment dwellings shall be in configurations of 2 dwellings to 8 dwellings per building.
- II. Sub Area A density shall not exceed 134 dwelling units.
- III. Multiple-family apartment buildings (single-story and multi-story) shall be in configurations of 2 dwellings to 36 dwellings per building.
- IV. Sub Areas B & C shall not exceed 10 units per acre (gross density).

## **Notable Resident Concerns:**

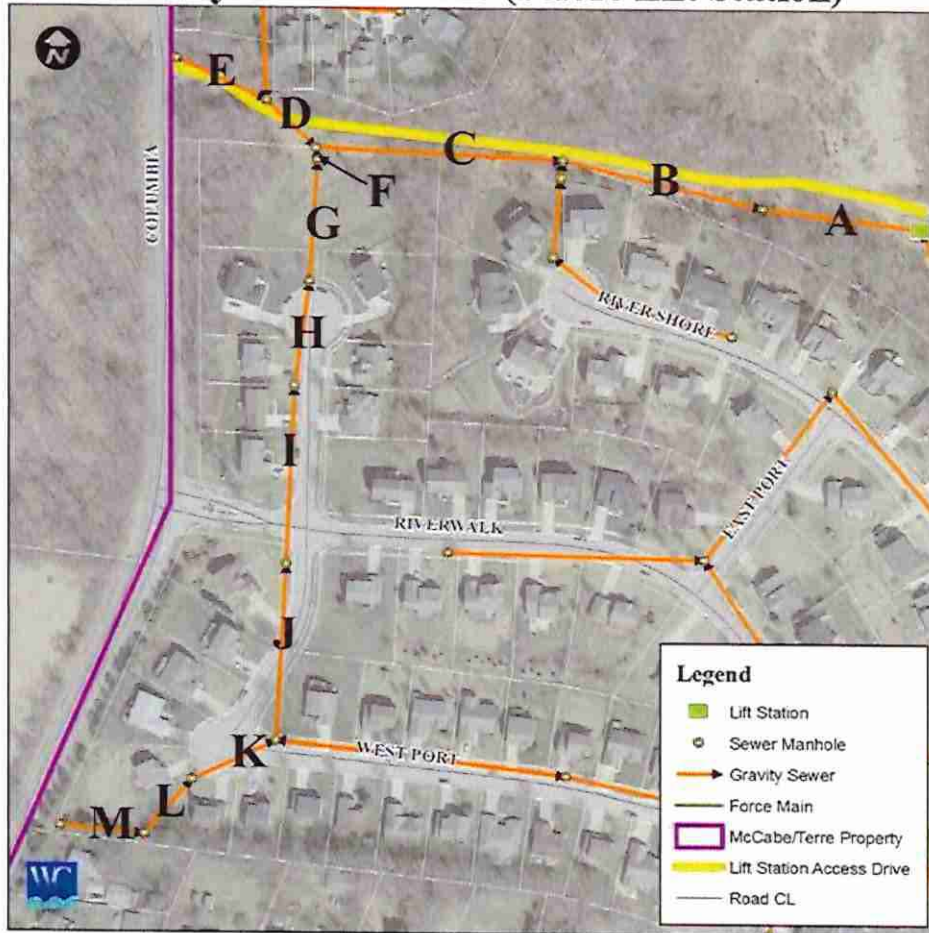
- Stormwater runoff
- Setback
- Buffer to existing residential uses
- Building height
- Added traffic on Columbia
- Cannot leave driveway and/or subdivision quickly
- Overcrowding in schools
- Pedestrian safety
- Environmental concerns

**Concerns stated on the July 12<sup>th</sup> RZC Meeting.**

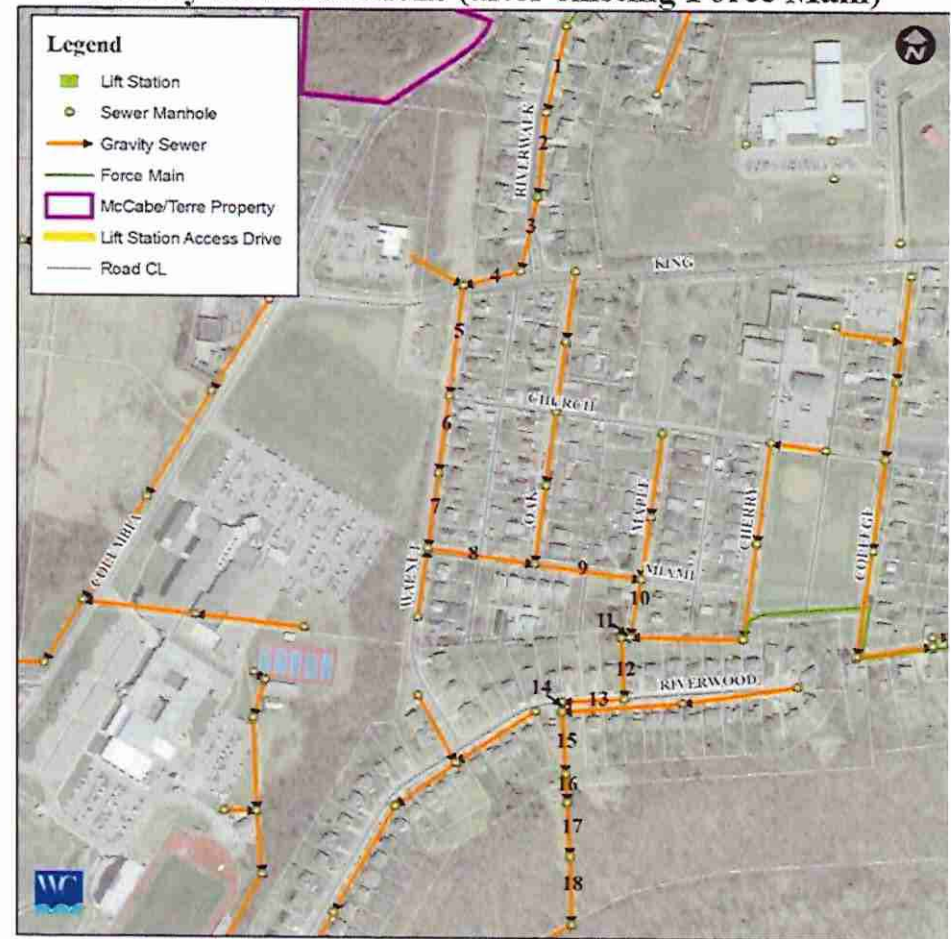




**FIGURE A1**  
Gravity Sewer Sections (before Lift Station)



**FIGURE A2**  
Gravity Sewer Sections (after existing Force Main)





**Application for Zoning Map Amendment**

Non-Commercial \_\_\_ Commercial \_\_\_ PUD X

- 1) Owner (s)/Lessee(s) Name(s): McCabe-Columbia #1 LLC & McCabe-Columbia #3 LLC  
Phone: See attachment E-mail: See attachment  
Address: 4915 Columbia Road, Mason OH 45040
- 2) Property location / Address: COLUMBIA RD, MASON 45040  
Parcel Id # see attachment Township: Union
- 3) Current Use Agriculture/Vacant/Residences Proposed Use M i x e d U s e
- 4) Request Zoning to change to: MXU-C w/ Overlay PUD from: MXU-C
- 5) Property Description: Total Acreage: 63.812 Public Road Frontage (feet): ±2,564'
- 6) Are there any Variances to the Zoning Regulations being requested? Yes:  No:
- 7) Abbreviated Application Requirements (See Section 1.304.2):

- Applicant must meet with the Zoning Inspector and Staff Planner before submitting application
- Legal description / Deed (obtain in Recorder's Office 406 Justice Drive, Rm 237, or log onto <https://www.warrencountyrecorder.com>)
- Applicant must be present at the Public Hearing
- 4 identical aerial maps and 1 digital copy showing the area to be amended
- Statement of how the proposed Rezoning relates to the Warren County Comprehensive Plan.
- Location of natural features (i.e. ponds, water ways, wetlands, trees six-inch diameter or larger, etc.) shown on plot

- 8) Application requires compliance with the following in order for the Application to be complete:
  - Applicant must complete the attached Temporary License/Right of Entry (Page 2).
  - If Applicant is a corporation, Limited Liability Company or organized otherwise, corporate capacity must be stated

Owner(s)/Lessee(s) Name(s): Karen Hogan; Mike McCabe; The Daniel G. Taggart, LLC

Owner(s)/Lessee(s) Signature(s): JANIS HEIDEL Janis Heidel Date: 6/1/2023

Karen Hogan; Mike McCabe 6/2/23  
McCabe-Columbia #1 LLC & McCabe-Columbia #3 LLC

I/We do hereby acknowledge that I/We have reviewed the attached Application completed and signed by the Applicant, and do hereby authorize Greg Thurman (Redwood USA) as Applicant to file and proceed with this Application for a zoning map amendment concerning My/Our property listed above.

JUN 5 2023

ZONING INSPECTION

July 12 23 @ 6:30

MRT 6/5/23



1. PARCEL ID# 1207351001
  - a. OWNER NAME: McCabe-Columbia #1 LLC
    - i. CONTACT #1 – Karen Hogan, 513-772-4598, [davekaren@gmail.com](mailto:davekaren@gmail.com)
    - ii. CONTACT #2 – Mike McCabe, 513-616-3345, [wolcott7333@gmail.com](mailto:wolcott7333@gmail.com)
    - iii. CONTACT #3 – Janis Heigel, The Daniel G. Taggart, LLC, [tmproppatrick3@gmail.com](mailto:tmproppatrick3@gmail.com)
    - iv. ADDRESS: 4915 Columbia Road, Mason OH 45040
  - b. PROPERTY ADDRESS: 4915 Columbia Rd, Mason 45040
  - c. TOWNSHIP: Union
  - d. CURRENT USE: general farm
  - e. PROPOSED USE: multi-family residential
  - f. REQUEST ZONING CHANGE TO: Overlay PUD
  - g. PROPERTY DESCRIPTION: TOTAL ACREAGE: 11.928
    - i. PUBLIC ROAD FRONTAGE: ± 1,190'
2. PARCEL ID# 1207301002
  - a. OWNER NAME: McCabe-Columbia #3 LLC
    - i. CONTACT #1 – Karen Hogan, 513-772-4598, [davekaren@gmail.com](mailto:davekaren@gmail.com)
    - ii. CONTACT #2 – Mike McCabe, 513-616-3345, [wolcott7333@gmail.com](mailto:wolcott7333@gmail.com)
    - iii. CONTACT #3 – Janis Heigel, The Daniel G. Taggart, LLC, [tmproppatrick3@gmail.com](mailto:tmproppatrick3@gmail.com)
    - iv. ADDRESS: 4915 Columbia Road, Mason OH 45040
  - b. PROPERTY ADDRESS: Columbia Rd, Mason 45040
  - c. TOWNSHIP: Union
  - d. CURRENT USE: vacant land
  - e. PROPOSED USE: multi-family residential
  - f. REQUEST ZONING CHANGE TO: Overlay PUD
  - g. PROPERTY DESCRIPTION: TOTAL ACREAGE: 16.424
    - i. PUBLIC ROAD FRONTAGE: ± 1,374'
3. PARCEL ID# 1213400003
  - a. OWNER NAME: McCabe-Columbia #3 LLC
    - i. CONTACT #1 – Karen Hogan, 513-772-4598, [davekaren@gmail.com](mailto:davekaren@gmail.com)
    - ii. CONTACT #2 – Mike McCabe, 513-616-3345, [wolcott7333@gmail.com](mailto:wolcott7333@gmail.com)
    - iii. CONTACT #3 – Janis Heigel, The Daniel G. Taggart, LLC, [tmproppatrick3@gmail.com](mailto:tmproppatrick3@gmail.com)
    - iv. ADDRESS: 4915 Columbia Road, Mason OH 45040
  - b. PROPERTY ADDRESS: Columbia Rd, Mason 45040
  - c. TOWNSHIP: Union
  - d. CURRENT USE: vacant land
  - e. PROPOSED USE: multi-family residential
  - f. REQUEST ZONING CHANGE TO: Overlay PUD
  - g. PROPERTY DESCRIPTION: TOTAL ACREAGE: 4.52
    - i. PUBLIC ROAD FRONTAGE: n/a

RECEIVED

JUN 5 2023

ZONING INSPECTION

4. PARCEL ID# 1213400004

- a. OWNER NAME: McCabe-Columbia #1 LLC
  - i. CONTACT #1 – Karen Hogan, 513-772-4598, davekaren@gmail.com
  - ii. CONTACT #2 – Mike McCabe, 513-616-3345, [wolcott7333@gmail.com](mailto:wolcott7333@gmail.com)
  - iii. CONTACT #3 – Janis Heigel, The Daniel G. Taggart, LLC, [tmproppatrick3@gmail.com](mailto:tmproppatrick3@gmail.com)
  - iv. ADDRESS: 4915 Columbia Road, Mason OH 45040
- b. PROPERTY ADDRESS: 4917 Columbia Rd, Mason 45040
- c. TOWNSHIP: Union
- d. CURRENT USE: general farm
- e. PROPOSED USE: multi-family residential
- f. REQUEST ZONING CHANGE TO: Overlay PUD
- g. PROPERTY DESCRIPTION: TOTAL ACREAGE: 30.94
  - i. PUBLIC ROAD FRONTAGE: n/a

RECEIVED

JUN 5 2023

ZONING INSPECTION