



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

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

***www.co.warren.oh.us***

***commissioners@co.warren.oh.us***

*Telephone (513) 695-1250*

*(513) 420-4250*

*(513) 925-1250*

*(513) 783-4993*

*(937) 425-1250*

*Facsimile (513) 695-2999*

***C. MICHAEL KILBURN***

***PAT ARNOLD SOUTH***

***DAVID G. YOUNG***

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

**MINUTES: Regular Session--May 31, 2005**

The Board met in regular session pursuant to adjournment of the May 26, 2005, meeting.

Pat Arnold South - absent

David G. Young - present

C. Michael Kilburn - present

Tina Davis, Clerk – present

- 05-768      A resolution was adopted to initiate Amendments to the Warren County Rural Zoning Code to add Chapter 21.2 (Mineral Extraction M-EX Zone Regulations).  
Vote: Unanimous
- 05-769      A resolution was adopted to Suspend Billing of \$12 Fee to Property Owners associated with the Warren County Stormwater Management District.  
Vote: Unanimous
- 05-770      A resolution was adopted to authorize payment of Bills. Vote: Unanimous
- 05-771      A resolution was adopted to Rescind Resolution #05-710 which authorized the hiring of Kristina Hughes, Emergency Communications Operator within the Warren County Emergency Services Department. Vote: Unanimous
- 05-772      A resolution was adopted to approve the Donation of 0.6198 acre Tract on Little Miami Wastewater Treatment Plant Parcel to ODOT for Ham/WAR 22/3-19.00/0.00 (US Route 22) Widening Project. Vote: Unanimous

- 05-773 A resolution was adopted to approve Emergency Repair of the ODOR Scrubber at the Lower Little Miami Wastewater Treatment Plant. Vote: Unanimous
- 05-774 A resolution was adopted to approve and enter into a PRC Contract between the Warren County Commissioners on behalf of the Warren County Department of Human Services and Warren County Board of MRDD. Vote: Unanimous
- 05-775 A resolution was adopted to approve Emergency Repair of Well #4 at the Sod Farm Well Field. Vote: Unanimous
- 05-776 A resolution was adopted to approve and enter into a Contract between the Warren County Commissioners on behalf of the Warren County Department of Human Services and Warren County Educational Service Center. Vote: Unanimous
- 05-777 A resolution was adopted to approve and authorize a Grant Application for Victims Assistance Funds on behalf of the Warren County Prosecutor's Office. Vote: Unanimous
- 05-778 A resolution was adopted to approve a Bond Reduction for Glenridge III, LLC., for completion of improvements in Glenridge, Section 3B, in Clearcreek Township. Vote: Unanimous
- 05-779 A resolution was adopted to approve a Bond Reduction for Traditions Investments-Deerfield, Ltd., for completion of improvements in Chestnut Hill Phase Two, Block A, in Deerfield Township. Vote: Unanimous
- 05-780 A resolution was adopted to approve Bond Reduction for Traditions Investments-Deerfield, Ltd., for completion of improvements in Chestnut Hill Phase One, in Deerfield Township. Vote: Unanimous
- 05-781 A resolution was adopted to approve Appropriation Adjustments from Commissioners Fund #101-1110 Prosecutor's Office Fund #101-1150 and Clerk of Courts Fund #101-1260. Vote: Unanimous
- 05-782 A resolution was adopted to approve an Appropriation Adjustment within the Workforce Investment Act Fund #258. Vote: Unanimous
- 05-783 A resolution was adopted to approve Operational Transfer from MR/DD Fund #205 into Fund #204 and an Appropriation Adjustment within Child Support Enforcement Fund #263. Vote: Unanimous
- 05-784 A resolution was adopted to approve Appropriation Adjustments from Commissioners Fund #101-1110 into Data Processing Fund #101-1403. Vote: Unanimous

05-785            A resolution was adopted to Set and Advertise Public Hearing #2 to designate projects Warren County intends to fund for the FY 2005 Community Development Block Grant (CDBG) Formula Program. Vote: Unanimous

#### DISCUSSIONS

---

Janet Thede, South Lebanon resident, was present to formally request the Board to initiate and follow through with creating and implementing a mineral extraction zone, which excludes processing.

Commissioner Kilburn stated the need to protect the precious natural resource (gravel), which the proposed amendment to the rural zoning code does.

Bruce McGary, Chief Deputy Prosecutor, suggested sending the proposed text with staff comments to the Rural Zoning Commission.

Bob Craig, Regional Planning Commission, reviewed the history of the Mineral Extraction zone and certain items in the draft amendment that would need to be discussed during the text amendment process.

Commissioner Kilburn stated his preference to get the language the way they prefer it prior to initiating a text amendments.

Commissioner Young suggested that staff takes the documents and make the suggested changes and present the final document to the Board.

Mr. McGary suggested to the Board that they incorporate a secondary containment procedure into the proposed text.

Upon discussion, the Board resolved (Resolution #05-768) to initiate a text amendment to the Warren County Rural Zoning Code to add Chapter 21.2 (Mineral Extraction M-EX Zone Regulations).

---

Jerry Michael, Michael Insurance Planning, was present along with representatives from Custom Design Benefits to review progress and statistics for the first quarter of 2005.

Neil Tunison, County Engineer, was present for a work session relative to Stormwater management.

Commissioner Kilburn read comments from Commissioner South who could not be present today stating her opinion that this \$12 fee is not fair to the citizens.

Commissioner Kilburn stated his desire to request new subdivisions to build to a 50 or 100-year flood requirements rather than implement this Stormwater fee. He stated his desire for the new growth that is causing the Stormwater problems to fix them, not government at the expense of existing citizens.

Mr. Tunison explain the reason for the legislation and stated that it is actually the Commissioners' policy, not his.

Upon discussion, Mr. Kilburn moved to rescind the Stormwater management plan and start all over with the process. The motion died for the lack of a second.

Commissioner Young stated his feeling that the \$12 fee proposing to be collected is not the solution. He stated his desire for the collection of the fee to be placed on hold for six months to one year. He then stated his desire to review the amount of money collected from the fee paid at the time a building permit is issued to evaluate is that amount is adequate to provide Stormwater management.

Upon further discussion, the Board resolved (Resolution #05-769) to suspend billing of \$12 fee to property owners associated with the Warren County Stormwater Management District.

---

Charlie Miller, native of Warren County, was present to state his complaint with the Harlan Township Trustees relative to the policy implemented at Edwardsville Cemetery to have flowers removed from the cemetery and not allow anything except tombstones.

---

Upon motion the meeting was adjourned.

---

Pat Arnold South, President

---

C. Michael Kilburn

---

David G. Young

I hereby certify that the foregoing is a true and correct copy of the minutes of the meeting of the Board of County Commissioners held on May 31, 2005, in compliance with Section 121.22 O.R.C.

---

Tina Davis, Clerk  
Board of County Commissioners  
Warren County, Ohio