

RESOLUTION NO. G2024-79

A RESOLUTION TO AUTHORIZE THE SETTLEMENT OF AN ADMINISTRATIVE APPEAL REGARDING LOVELAND PARK SUBDIVISION DECLARING AN EMERGENCY

WHEREAS, C.J. Carr applied for a zoning certificate related to the construction of a new home in the Loveland Park subdivision; and

WHEREAS, whereas, the application was denied; and

WHEREAS, C.J. Carr properly appealed such denial to the Symmes Township Board of Zoning Appeals (“BZA”); and

WHEREAS, after a hearing, the BZA upheld the denial; and

WHEREAS, C.J. Carr properly filed an administrative appeal related to such denial; and

WHEREAS, the parties have subsequently negotiated the terms of a Roadway Development Agreement that will resolve all outstanding issues with the pending administrative appeal; and

WHEREAS, Symmes Township Board of Trustees wishes to agree to the material terms of the proposed Roadway Development Agreement in order to resolve the administrative appeal.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF SYMMES TOWNSHIP, HAMILTON COUNTY, OHIO:

Section 1. That the Township Administrator of Symmes Township is authorized to accept and execute a Roadway Development Agreement substantially in the form of the agreement attached hereto as Exhibit A.

Section 2. That the Township Law Director is authorized to execute any documents necessary to effectuate the agreement and to resolve the pending administrative appeal.

Section 3. That it is found and determined that all formal actions of the Board of Trustees relating to the adoption of this resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements.

Section 4. This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety of Symmes Township, Hamilton County, Ohio and shall be effective immediately upon its adoption. The reason for the emergency is to ensure prompt resolution of the administrative appeal.

ADOPTED AUGUST 6, 2024 – RESOLUTION G2024-78

Vote Record: MS. LEIS ____ MR. BRYANT ____ MR. BECK ____

BOARD OF TRUSTEES:

Jodie L. Leis, President

Kenneth N. Bryant, Vice President

Philip J. Beck, Trustee

ATTEST:

Joseph C. Grossi, Fiscal Officer

APPROVED AS TO FORM:

Jeff Forbes, Law Director

