

**TROY TOWNSHIP, DELAWARE COUNTY**  
**Regular Meeting Minutes – 8:00 PM**  
**Monday, August 19, 2024**

**Call to Order and Roll Call**

Trustees; Troy Morris, Doug Price, Earl Lehner

In addition; Fiscal Officer Tracy Parsons, Zoning Inspector Richard Lehner, Assistant Zoning Inspector Michael Endsley, Cemetery Sexton Dale Woods

Also in attendance; Chris Betts, Assistant Prosecuting Attorney and Lee Ann Forgave, Assistant Prosecuting Attorney

**Approval of Agenda**

Trustee Morris moved to approve the agenda for August 19, 2024. Trustee Lehner made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.

**Approval of Minutes**

- Trustee Lehner made a motion to approve the July 15, 2024, Regular Meeting Minutes. Trustee Morris made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.
- Trustee Morris made a motion to approve the July 18, 2024, Special Meeting Minutes. Trustee Lehner made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.

**Open Comments**

Kim Jones spoke on behalf of her mother, Judy Kidwell, about their property at 242 Kidwell Dr. She requested to vacate the private drive that connects with the Burrey subdivision and borders her property. Trustee Price will consult the Engineer's office and Chris Betts from the Prosecutor's office.

Dale Lipps, resident from Hills-Miller Rd., expressed concerns about his property being next to the Addison development. He received an unpostmarked notice about adding another lane that would require a 10-foot easement on his property. He asked the Township if they planned to pursue eminent domain. The Trustee's said they have no such plans. Mr. Lipps indicated that he spoke to the County and they indicated that they have no plans as well to do this.

Additionally, Mr. Lipps asked about the possibility of installing a ground-mounted solar system. He was informed that such systems are not permitted in the Township and he could apply for a variance.

Trustee Price informed the Board that during the Zoning Commission meeting last Wednesday, a vote was taken and approved that the Township should not permit cultivation, processing, dispensing, or retailing of marijuana for either medical or recreational purposes. Chris Betts, from the Delaware County Prosecutor's office, explained that the final decision is not within the Zoning Commission's authority but rather up to the Board. Chris noted that according to the Ohio Revised Code, we can restrict or ban both medical and adult recreational use of marijuana.

All discussions or decisions were tabled to allow for further research on the new cannabis and marijuana laws.

Chris Betts reported that a recent survey revealed the Township owns the property where the Church and cemetery are located. This information was previously unknown by the Township. The church transferred these properties to the Township Trustees in 1906. Following the discovery, Trustee Price consulted with Chris, who advised that this is now an asset the Township must protect. The Township should approach the Church about renting or selling the property at fair market value. Chris recommended appointing a person to manage these discussions.

Trustee Lehner made a motion to appoint Trustee Price as the point person to manage the discussion regarding the property with the Church. Trustee Morris made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.

The survey additionally identified a propane tank, which is not owned by the Township but situated on Township property. Trustee Price will reach out to the owner of the tank and ask for it to be removed.

### **Zoning Department**

#### **Richard Lehner, Zoning Inspector**

##### Permits

- New house; Buttermilk Hill Rd.
- Ag Permit; Horseshoe Rd.
- Ag Permit; Hanover Rd.

##### Zoning Meeting

- Attended zoning meeting.

##### Various questions and inquiries:

- Answered question on fencing for horses.

#### **Michael Endsley, Assistant Zoning Inspector**

##### Permits:

- Wrote accessory building permit for 1086 Case Rd

##### Nuisance letters:

- 2003 Penry Rd and another one to 2015 Penry Rd for lack of mowing along driveway.
- 2684 Panhandle Rd for storage containers on the property.
- Sent second letter to homeowner at 175 Downing Rd for lack of mowing.

##### BZA:

- 448 Irwin Rd scheduled for August 8th – appeal was granted.

##### Various questions and inquiries:

- Investigating 375 Irwin Rd which is an abandoned home. Awaiting guidance from Prosecutors Office.
- No update from Delaware Health Dept for letter to 1266 Hanover Rd Lot T1.

### **Trustee Reports; Earl Lehner, Troy Morris, Doug Price**

- Reviewed Trustee reports attached to the minutes.

### **Cemetery Report:**

- Reviewed Cemetery Sexton report.
- Spencer's headstone has been moved.
- Assisted with gathering information for cemetery grant. Awaiting on decision.
- Spoke to two families about purchasing plots.
- Inquiry made about a headstone that is sinking and needs elevated. The owner will buy stone and Dale will assist in putting the stone under the base.

### **Fire District Report: Earl Lehner**

- Met on July 31, 2024
- Change doors and locks at Coover Rd. station.
- Fourteen air bottles tested and passed.
- Six new part-time hires; most came with training.
- 337 pump test and passed.
- A special meeting was held for operating levy; requested 5.5 mills.

### **Approval of Financial Reports**

- Approve payment of warrants for July 15, 2024, through August 19, 2024.
- Approve bank reconciliation for July 2024.
- Approve the following financials for August 2024:
  - Fund Summary
  - Appropriations Summary
  - Revenue Summary
  - Payroll Summary
- Trustee Morris made a motion to approve the financial reports and to approve pending purchase orders, warrants, and payment vouchers. Trustee Lehner made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.
- Trustee Morris made a motion to sell cemetery plots; Section P, Lot 19, Grave 5, to Rhonda Crump. Trustee Lehner made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.

### **Old Business:**

Trustee Price gave an update that the speed limit was reduced on Buttermilk Hill Rd to forty-five mph. Signs will be put up over the next few days.

Trustee Price provided an update on the drainage issues on Hills Miller Road: Trustee Price had a meeting with Tom Homan, the retiring City Manager and Paul Brake, the new City Manager of Delaware. Out of the fifty residents between the city limits and Troy Road, thirty-eight of them are connected to city water. The city staff will further investigate the situation, considering a potential annexation for those with city water connections. The Township has decided to postpone allocating funds for the ditch problem until these decisions are finalized.



**ADJOURNMENT:**

\*There being no further business to come before the board. Trustee Morris motioned to adjourn the meeting at 9:03 PM. Trustee Lehner made a second on the motion. Roll Call Vote: All Voting Yes. The Motion Passed.

**BOARD OF TRUSTEES  
TROY TOWNSHIP, DELAWARE, OHIO**

Doug Price, Chair

Doug Price

Earl Lehner Trustee

Earl Lehner

Troy Morris, Trustee

Troy Morris

Attest: Fiscal Officer, Tracy Parsons

Tracy Parsons