

Nita Hanson

From: Nita Hanson
Sent: Wednesday, May 24, 2023 4:48 PM
To: Mark Evans
Cc: Rozland McKee; Jeff Johnson; Austin Lecklider; Linda Nicodemus
Subject: RE: 13246 Palmer Rd - Driveway extensions
Attachments: ConflictsOfInterestWhatShouldIKnow.pdf; InfoSheet8-Property.pdf

Mark – In response to residents’ complaints of flooding on Palmer Road, Soil and Water (our partner in stormwater management) participated in the long meeting with the various residents on site at their residences, and in the field and ditch. Soil and Water gave advice to the residents at 13246 Palmer Road on what could be done to address the flooding issues, and educated those residents about the problems that are occurring because their property abuts the roadside ditch which is intended to handle the stormwater run off from the road, and those pollutants. There were a number of factors contributing to the flooding in the ditches. The natural flow of water was impeded in several areas. At 13246, overgrown plants and trees prevented the water from flowing to the natural swale. Soil and Water addressed with 13246 the importance that the driveway expansion (at the time with stones) increased the impediment to the natural flow of water to the ditch. Thus, the recommendation that the stones be removed to be equal to ground level, not above it. In addition, the residents discussed laying stones along the edge of the driveway adjacent to the drainage ditch. Soil & Water discussed the need for a perforated pipe underneath the stones (and discussed the base, cloth covering, etc.) so as not to increase the impediment of the natural flow of water which may contribute to flooding at 13246; and, may also contribute to the other parcels along that stretch of Palmer Road. 13246 expressed his desire not to remove all of the trees and foliage in the ditch. A perforated pipe drain under the gravel adjacent to the ditch and swale, will allow for water absorption to the edge to the property into the swale.

Sometime after this education session which you attended in your capacity as a Trustee, the resident at 13246 met with John Singleton and discussed requirements for a concrete driveway extension where the stone extension currently existed. Presumably, this is the “assistance” that you indicated you were providing in your professional capacity with Litcon Construction (see below.) It is this inquiry and assistance that lead to the concern that there is an appearance of conflict of interest. It is this appearance of conflict of interest that lead to the request that you not attend this type of meeting that includes Soil & Water or its agents.

The meeting with US Fish and Wildlife tomorrow at the Smoke Road property is more properly attended by Roz McKee since she is the trustee over the Township parks. Frankly, there would be no need for any Trustee to attend the meeting(s) since I will be there and provide a complete report.

I have attached a couple of information sheets published by the Ethics Commission. I hope they are helpful to explain the issues that have drawn concerns. I’m sure that I have misstated any concerns by Linda Nicodemus, she will correct me.

Nita L. Hanson
Administrator, Etna Township



740.927.7717 Town Hall
740.814.9365 Cell

From: Mark Evans <mevans@etnatownship.com>
Sent: Tuesday, May 23, 2023 6:53 PM
To: Nita Hanson <nhanson@etnatownship.com>
Cc: Rozland McKee <rmckee@etnatownship.com>; Jeff Johnson <jjohnson@etnatownship.com>; Austin Lecklider <ALecklider@lickingcounty.gov>; Linda Nicodemus <lindanicodemus@lickingswcd.com>
Subject: Re: 13246 Palmer Rd - Driveway extensions

Nita,

The resident, as part of my neighborhood, asked for my assistance in the driveway extension which he started well before any efforts by the township in addressing the flooding. It has nothing to do with flooding or the efforts with Soil and Water.

The homeowner stated he needed the gravel pulled back and dug down due to "requirements". Again, nothing to do with flooding.

The homeowner stated Mr. Singleton told him the gravel had to be level with the soil on the east side and that a pipe had to be installed under the gravel on the west side for the extension. Again, nothing to do with the flooding on Palmer. Both requirements do not make sense for a simple driveway extension.

My question was what were the requirements since they were not part of our zoning. Mr. Singleton stated it was Soil and Water requirements but failed expound on those when asked.

I do not believe you are describing the situation properly to those you have discussed this with.

I will be attending the fish and wildlife meeting Thursday as a park pond has absolutely nothing to do with any driveway extension in my neighborhood.

I am not proceeding with any physical assistance for the neighbor at this time. I'm confident there is no conflict but will consider submitting a request for review.

Sincerely,

Mark Evans
Etna Township Board of Trustees

Committed to Serving Residents and Restoring Proper Administration to the Township

614.831.1600 Cell
mevans@etnatownship.com

81 Liberty Street
PO Box 188
Etna, OH 43018-0188

From: Mark Evans <mevans@etnatownship.com>
Sent: Wednesday, May 24, 2023 10:45 PM
To: Nita Hanson <nhanson@etnatownship.com>
Subject: Re: 13246 Palmer Rd - Driveway extensions

Nita,

Regarding the meeting at the pond, I will be in attendance. Per your job description, YOU are over all departments and employees. Mrs. McKee is no longer over parks.

Additionally, I was the only trustee who showed the proper concern and interest in addressing the pond issues. Mrs. McKee repeatedly ignored the issues not only after being repeatedly brought to the board's attention, but for over a year as the trustee over the park at that point.

I understand Mrs. McKee has the desire to keep control of everything but that is not proper.

The reason I need to attend these matters which I bring up is because it has been demonstrated that requested information is not being properly communicated. Proper updates are not being given. Requests to be copied on Immunizations are being ignored. These are serious issues.

Again, I will be attending at 10am tomorrow. I will see you there. I alerted Adam also of the meeting.

Sincerely,

Mark Evans
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On May 24, 2023, at 4:47 PM, Nita Hanson <nhanson@etnatownship.com> wrote:

Mark – In response to residents' complaints of flooding on Palmer Road, Soil and Water (our partner in stormwater management) participated in the long meeting with the various residents on site at their residences, and in the field and ditch. Soil and Water gave advice to the residents at 13246 Palmer Road on what could be done to address the flooding issues, and educated those residents about the problems that are occurring because their property abuts the roadside ditch which is intended to handle the stormwater run off from the road, and those pollutants. There were a number of factors contributing to the flooding in the ditches. The natural flow of water was impeded in several areas. At 13246, overgrown plants and trees prevented the water from flowing to the natural swale. Soil and Water addressed with 13246 the importance that the driveway expansion (at the time with stones) increased the impediment to the natural flow of water to the ditch. Thus, the recommendation that the stones be removed to be equal to ground level, not above it. In addition, the residents discussed laying

.ownship.com

On May 23, 2023, at 5:08 PM, Nita Hanson <nhanson@etnatownship.com> wrote:

Mark – John forwarded your email below. As it happens, Linda Nicodemus was at Town Hall today for a meeting to discuss the MS4, and our obligations to the partnership with Soil and Water, and the other member townships. I asked Linda about your question, and to whom it should be addressed. She expressed grave concern that you may have a pecuniary interest in remediation measures that are suggested by her and her office in flooding meetings. Linda said that you can no longer attend any meetings related to flooding issues that involve Soil and Water or its related entities. They will have to be attended by another Trustee. I did not ask specifically, but I would take that to include the meeting with US Fish and Wildlife at the Smoke Road property.

In addition, Carolyn Carnes was in our meeting. She suggested that out of an abundance of caution, you should obtain an advisory opinion from the Ohio Ethics Commission about the potential conflict of interest if you attend any flooding meetings, or take any action on behalf of the Township as it relates to flooding issues because of your excavation and concrete business.

If you prefer, I can send a request to the Ethics Commission on this issue, but it is likely better coming from you.

Nita L. Hanson
Administrator, Etna Township



740.927.7717 Town Hall
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From: John Singleton <etnatwpzoning@etnatownship.com>
Sent: Tuesday, May 23, 2023 4:38 PM
To: Nita Hanson <nhanson@etnatownship.com>
Subject: FW: 13246 Palmer Rd - Driveway extensions

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From: John Singleton <etnatwpzoning@etnatownship.com>
Sent: Tuesday, May 23, 2023 4:38 PM
To: Nita Hanson <nhanson@etnatownship.com>
Subject: FW: 13246 Palmer Rd - Driveway extensions

<image002.jpg>

From: Mark Evans <mevans@litconllc.com>
Sent: Monday, May 22, 2023 1:39 PM
To: John Singleton <etnatwpzoning@etnatownship.com>
Subject: Re: 13246 Palmer Rd - Driveway extensions

Please expound on those requirements or do I have to contact soil and water?

I would think you could detail the requirements if you were stating this to the homeowner.

Sincerely,

Mark Evans
President
Litcon Construction Services LLC
Litcon Consulting
Litcon Construction

614.831.1600 cell
855.588.5300 office

mevans@litconllc.com
litconllc.com

On May 22, 2023, at 1:14 PM, John Singleton <etnatwpzoning@etnatownship.com> wrote:

Both of those requirements are from Soil & Water.
<image002.jpg>

From: Mark Evans <mevans@litconllc.com>
Sent: Monday, May 22, 2023 1:12 PM
To: John Singleton <etnatwpzoning@etnatownship.com>
Subject: 13246 Palmer Rd - Driveway extensions

I am working with the homeowner in modifying the gravel areas.

The homeowner stated the following:

1. Etna Township zoning stated a pipe needs to be installed on the 10'x45' area to the west of the existing driveway.
2. The 21'x32' area to the east of the existing concrete driveway needs to be level with the soil/grass.

I would think you could detail the requirements if you were stating this to the homeowner.

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Please indicate why a pipe needs to be installed on #1 and what are the requirements if so needed.

Regarding #2, is there an actual requirement that the gravel be level with surrounding soil? If so, please include the applicable zoning section/reference.

If there is a requirement for surfaces to be level, there is a proposal to add soil adjacent to the existing gravel. Please indicate if there are any prohibitions to this.

Thank you.

Sincerely,

Mark Evans
President
Litcon Construction Services LLC
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John Singleton
Zoning Inspector
Etna Township



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Office - 740-927-7717
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