

1 BEFORE THE ORANGE TOWNSHIP
2 BOARD OF ZONING APPEALS
3 - - -
4 :
5 In the Matter of: :
6 Public Hearing - :
7 Conditional Use :
8 Applications, :
9 Variance Applications. :
10 :
11 - - -
12 PROCEEDINGS
13 before Members of the Orange Township Board of
14 Zoning Members; Chairman Kelvin Trefz,
15 Vice-Chair Sue D. Ross, Joe Pax, Stacey Neff,
16 and Steve Totzke held at Orange Township Hall,
17 Moffett Room, 1680 East Orange Road, Lewis
18 Center, Ohio, called at 6:00 p.m. on Thursday,
19 August 21, 2025.
20 Also Present:
21 Eric Gayetsky,
22 Senior Zoning Officer,
23 Philip Ambler,
24 Zoning Compliance Officer,
25 Julia E. Donnan, Esquire
26 Brosius, Johnson & Griggs, LLC.
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2 P R O C E E D I N G S

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4 CHAIRMAN TREFZ: It's 6:00 by my
5 watch. I'll bring this BZA meeting to order.

6 MR. GAYETSKY: Okay. I'll take
7 roll. Do you want to do roll call?

8 CHAIRMAN TREFZ: Yes, thank you.

9 MR. GAYETSKY: I'll start with Mr.
10 Trefz.

11 Mr. Trefz.

12 CHAIRMAN TREFZ: Here.

13 MR. GAYETSKY: Ms. Ross.

14 VICE-CHAIR ROSS: Here.

15 MR. GAYETSKY: Mr. Pax.

16 MR. PAX: Here.

17 MR. GAYETSKY: Ms. Neff.

18 MS. NEFF: Here.

19 MR. GAYETSKY: And Mr. Totzke.

20 MR. TOTZKE: Here.

21 CHAIRMAN TREFZ: Now, anyone who
22 intends to testify, please raise your right
23 hand and be sworn.

24 Do you solemnly swear that the

1 testimony you shall hear shall be the truth,
2 the whole truth, and nothing but the truth; if
3 so state, I do.

4 AUDIENCE: "I do."

5 CHAIRMAN TREFZ: And then when you
6 come up and it's your turn to offer testimony,
7 please state your full name, address, and
8 affirm that you've been sworn in. Thank you.
9 Eric.

10 MR. GAYETSKY: Alright. Good
11 evening, Members of the Board of Zoning
12 Appeals. We have a full Board tonight. And
13 we have one item of business. It's a new item
14 on the Agenda. I'm sure you've had a chance
15 to review, but we have a Staff Report prepared
16 for everybody to familiarize with the case and
17 provide details on that. Following my Staff
18 Report, we will go into the applicant's
19 portion of the meeting. They can give their
20 remarks and presentation. And then following
21 that, we will have a session of public
22 comment.

23 So, I will begin with that Staff
24 Report. So, this case is under Case No.

1 VA-CU-25-16. This is for the property at 1385
2 Franklin Street in Lewis Center. This is a
3 property owned by Paul and Aimee Tout. Their
4 agent is Nathan D. Painter.

5 The summary of this request is,
6 the applicant is seeking a continuation of a
7 Conditional Use from Section 7.04(a) for an
8 existing business for boarding and training
9 dogs located across three parcels north of
10 Franklin Street and at the corner of First
11 Street. The site is currently owned by Aimee
12 and Paul Tout. Also, the applicant is
13 requesting two Area Variances, one from
14 Section 7.04(a) to allow for the use of more
15 than 50% of the floor space of an accessory
16 building by the home occupation and to allow
17 more than three non-resident employees.

18 So, a little context for your
19 awareness. Originally, the previous property
20 owner applied for a Conditional Use Permit
21 under 07-0308 for home occupation for a dog
22 training business known as Acme Canine. This
23 was approved on June 14th, 2007, subject to
24 the conditions that: No. 1, the sign will be

1 no larger than 6 square feet, No. 2, the top
2 of the sign shall not be higher than 4 feet
3 from finished grade, and No. 3, there shall be
4 no outdoor kennels.

5 Subsequently, following the
6 current owner/applicant Paul and Aimee Tout
7 applied for a Conditional Use from Section
8 24.03 for the business Passion Fours Paws to
9 construct a 20 by 30 foot addition, 600 square
10 feet, adding to the living space of the home.
11 And this request was approved on September
12 17th, 2020. The addition, which included
13 basement area below first floor enclosed
14 living space was approved through Zoning
15 Permit 20200280 on September 23rd, 2020.

16 As a note, while Conditional Use
17 for a dog kennel and boarding business was
18 approved in 2007, the owners had since
19 changed. And since no specific condition was
20 made for the business to run with the land,
21 the current owners are required to reapply for
22 the continuation of the Conditional Use, as
23 per Section 7.04.

24 Into the next portion of the

1 report, the surrounding area in all four
2 directions around this property the Zoning
3 District is Farm Residential District. This
4 is Old Lewis Center Village. And then the
5 land uses are all Single Family Homes in all
6 four directions.

7 For your other context, aerial
8 view zoomed out, you see that's along Lewis
9 Center. And you see where U.S. 23 is in
10 relation. And then, for the much more
11 zoomed-in version, this shows both the
12 Franklin Street and that first street
13 intersection. This is a corner parcel. It's
14 also stretching across three total parcels, as
15 far as both the dwelling and the accessory
16 structure and a fenced area to the west of
17 that.

18 Alright. For the Staff Review
19 portion, as stated earlier, this is a
20 Conditional Use request along with two Area
21 Variances. So to begin with, this is a
22 continuation request for that Conditional Use
23 from Section 7.04(a) of the Orange Township
24 Zoning Resolution, which states, "Home

1 occupations conducted by a resident of a
2 permitted dwelling subject to the following
3 restrictions." No. 1, the home occupation
4 shall be carried out on solely within the
5 confines of the residential structures and
6 architecturally compatible accessory
7 buildings, which are customarily associated
8 with the residential use and character of the
9 neighborhood. The applicant indicated the
10 operation will take place within the accessory
11 structure, which is 30 by 40 on the property.

12 No. 2, only one sign, not larger
13 than 6 square feet and 4 feet in height above
14 grade of the surrounding yard, may be erected
15 advertising the home occupation. The sign may
16 be located at eye level, if mounted flat
17 against a building. The sign shall be a
18 design compatible with the residential
19 character and shall not be animated or
20 lighted. There is an existing wall sign
21 beside the business entrance, which you will
22 see later attached in this report.

23 For No. 3, the home occupation
24 shall occupy not more than 20% of the total

1 floor area of the dwelling unit, or 50% of the
2 combined floor space in any garage or
3 accessory building. The applicant indicated
4 the accessory structure is 1,200 square feet
5 to be utilized for the home occupation, and it
6 is to be used in its entirety. This
7 represents a 100% occupation of the dwelling
8 unit, which exceeds the requirement by 600
9 square feet. As referenced above, this
10 represents a 100% variance request.

11 For No. 4, no more than three
12 non-resident employees shall work on said
13 premises. The applicant indicated that up to
14 eight non-resident employees will work on the
15 premises, exceeding this standard by five
16 employees. As referenced above, this
17 represents a roughly 167% variance request.

18 No. 5, services may be rendered on
19 premises or elsewhere. All services would
20 take place on location.

21 No. 6, all parking demands created
22 by the conduct of the home occupation shall be
23 met off street, and other than in a front
24 yard. Off-street parking may be permitted in

1 a side or rear yard, but shall not be located
2 any closer to this street than the required
3 setback line. The required number of
4 off-street parking spaces shall equal the
5 spaces required for the residential use plus
6 those required for the commercial use, which
7 constitutes the home occupation. If no
8 parking requirement is given for a particular
9 home occupation, the parking requirements for
10 the most similar commercial use shall be used
11 in order to calculate the required minimum
12 number of spaces. The applicant has
13 designated a parking area off street that
14 allows clients to park safely without
15 obstructing traffic on public roads or
16 interfere with the surrounding traffic
17 patterns. And photos of that are included as
18 well later in this report.

19 No. 7, no equipment, process, or
20 storage associated with the home occupation
21 shall create odors, noise, vibration, glare,
22 electrical interference or other nuisance
23 detectable or normal sense off the lot. All
24 activities, materials, and equipment

1 associated with the business shall be totally
2 maintained within a building. In the case of
3 electrical interference, no equipment or
4 process shall create visual or audible
5 interference in any radio or television
6 receivers or other audio appliances used off
7 the premises, or cause fluctuation in line
8 voltage off the premises. No equipment,
9 process or storage associated with a home
10 occupation shall create any fire explosion
11 hazard or involve the storage or use of
12 hazardous materials in any concentration
13 greater than what would normally be found in a
14 dwelling containing a home with no home
15 occupation. The applicant noted in their
16 application that the proposed use would not
17 create excessive noise, fumes, smoke or other
18 nuisances associated with the business.

19 No. 8, waste materials, solid or
20 liquid, shall not be created on the premises
21 at a level greater than normal to the
22 residential use, unless provisions for the
23 disposition of said wastes are acceptable to
24 the Delaware County Department of Health and

1 do not create a burden on adjoining property.
2 In their application, the applicant indicates
3 that the proposed use will operate within
4 applicable health and safety regulations.

5 No. 9, no activity shall be
6 conducted or permitted which creates a
7 nuisance to neighboring properties. The
8 applicant noted in their application that the
9 proposed use will not pose any hazards to
10 nearby residences. The operational hours are
11 designed to minimize potential disturbances to
12 the surrounding area. So that was our
13 Conditional Use Standards.

14 And next will be the Area
15 Variances. So Area Variance from Section
16 7.04(a)(3) of the Orange Township Zoning
17 Resolution: The home occupation shall occupy
18 not more than 20% of the total floor area of
19 the dwelling unit or 50% of the combined floor
20 space in any garage or accessory building.
21 The applicants indicated their request to use
22 100% of the 30 foot by 40 foot, 1,200 square
23 foot accessory building, along the west side
24 of the home when up to 50% is permitted. The

1 applicants also state in their application
2 that there is no feasible way to consolidate
3 the business to 50% of the space and utilize
4 the other 50% in a meaningful way. This is a
5 100% variance request.

6 Area Variance No. 2, it's from
7 Section 7.04(a)(4) of the Orange Township
8 Zoning Resolution: No more than three
9 non-resident employees shall work on said
10 premises. The applicant indicated that there
11 will be eight non-resident employees, with the
12 understanding that shifts will be limited to
13 not more than three non-resident employees,
14 except for staff training meeting when all
15 employees may be present. The request for
16 eight non-resident employees is also based on
17 the fact that some employees are part time,
18 which is three currently, and some are full
19 time, which is three currently, and some staff
20 are also seasonal. This flexibility would
21 accommodate a rotating schedule or multiple
22 shifts throughout the day, while keeping
23 on-site activity consistent within the intent
24 of the zoning regulation. This does exceed the

1 standard by five employees; therefore,
2 represents a roughly 167% variance request.

3 The following portion of the
4 report is the Exhibits. It will give you a
5 better idea of the layout of the site. This
6 is a slightly zoomed-in version showing the
7 overhead aerial. And going on to the next
8 Exhibit, it's a comparison contrast to show
9 2021 prior to the home, the living space
10 addition, the layout of all three parcels.
11 And you can see that addition in 2024 on the
12 northeast side. Just a few more of the
13 diagrams showing that Exhibit with the
14 proposed 20 by 30 addition. This is Exhibit
15 4. It's the Floor Plan showing the first
16 floor. Exhibit 5 is the basement area.

17 And then finally, move to the site
18 photos here. The top photo is the completed
19 addition, again, 600 square foot living space
20 with basement. This is the corner of First
21 Street and Franklin Street. Just another
22 image of the addition from the side. And then
23 the photo on the bottom shows the parking area
24 with the fence that is associated with the

1 home business, just to give you an idea of
2 that layout. The next photos are of the
3 accessory building, and it includes a sign
4 next to the main entrance. We took a more
5 zoomed-in photo for you to see the design
6 there. And then the last photo is just
7 looking down the street, just a general street
8 view image for more of your familiarity and
9 context in this neighborhood.

10 So, the last two portions are
11 Technical Agency Review and Criteria for
12 Consideration. So there were no comments
13 needed -- or given by the Fire Department as a
14 an inspection. It is not required for this
15 type of home occupation. So, finally the
16 factors listed out as we've gone through and
17 example Motions for your reference. So I'm
18 happy to go through any questions, elaborate
19 or clarify what we have covered in the report.
20 Please feel free at this time.

21 MS. NEFF: Eric, can you explain
22 why this didn't stay with the property, the
23 previous variance?

24 MR. GAYETSKY: So because of the

1 fact that ownership changed, the way that our
2 Zoning Resolution is written, it requires a
3 re-application to continue, essentially, the
4 Conditional Use that was previously granted.
5 So the new owners coming in triggered that
6 requirement.

7 MS. NEFF: Okay. Thank you.

8 CHAIRMAN TREFZ: Anybody else?
9 Thank you, Eric.

10 MR. GAYETSKY: Uh-huh.

11 CHAIRMAN TREFZ: Would the
12 applicant like to say something?

13 MR. PAINTER: Yes, sir. Good
14 evening. My name is Nathan Painter. I'm the
15 attorney for the applicant, Aimee and Paul
16 Tout. I have been sworn in. My address is
17 5029 Cemetery Road, Hilliard, Ohio.

18 I had the privilege one time
19 sitting on one of these Board of Zoning
20 Appeals. I have now presented in front of
21 these Board of Zoning Appeals as an attorney
22 probably for the last 15 years. And when I
23 come before these Boards, usually we're
24 dealing with can we have a property set back

1 for a pool or for a deck, or whatever. I can
2 hardly in my recollection ever remembering
3 coming before a Board and saying, hey, my
4 clients have their livelihood on the line
5 because they need a variance. And that's what
6 we're here tonight to kind of put it into the
7 proper perspective of what we're asking for
8 tonight. It's yes, it's Conditional Use.
9 Yes, it's Variances, but it is Aimee and
10 Paul's livelihood and business that we are
11 asking you for your help here tonight.

12 I don't think we can stress enough
13 that at this site there has been this type of
14 operation for the last 18 years. And the
15 accessory building that they're asking for a
16 variance has been used at 100% since 2012,
17 which is now 13 years, but that building that
18 they're asking for the variance for 100% use
19 of has been used as 100% for the last 13
20 years. Can you go a couple slides in?

21 I'm going to have Aimee and Paul
22 kind of come up here in a second and tell you
23 about their business. I kind of want to go
24 through a few things here real quick to answer

1 some of the questions that Ms. Neff maybe had
2 had here a little bit. And then, because of
3 the gravity of the situation, after Paul, and
4 I get done speaking here, Paul and Aimee get
5 done speaking, I want to go through the
6 technical elements real quick, just so I can
7 make the record, if that's okay.

8 As alluded to earlier, the prior
9 owner started this business at this site in
10 2007. She was granted Conditional Use for a
11 home occupation dog training business known as
12 Acme Canine. The accessory structure that
13 we're asking for the variance here was built
14 in 2012 and has been used for the business
15 operation since then. I have looked, and I
16 believe my clients, I do not believe that
17 that -- the Township ever gave approval that
18 or was ever sought for that, or was denied
19 that.

20 In 2016, Aimee was hired and began
21 working at the at Acme. And then 2017 Aimee
22 and Paul had the opportunity to buy the
23 operations, and they renamed it Passion Four
24 Paws. These are young folks. They had no

1 idea that they had to get any zoning re-ups or
2 any variance or whatever. She was working for
3 an operation that was continuously operating,
4 would not being bothered by the Township was
5 expanding, and they thought everything was
6 hunky dory. And they bought the business and
7 they continued to operate it.

8 In 2020, as alluded to, Aimee and
9 Paul did an expansion on their home, because
10 their home is right next to it. Their kids
11 are living next to this building. It really
12 is a home occupation building -- or home
13 occupation. In that application, before this
14 BZA Board, it lists that they are running --
15 have a home occupation. It says as a dog
16 boarding facility. At that BZA hearing it was
17 approved, their structure was approved. No
18 questions were raised about them running their
19 operations at that time by the BZA.

20 In 2022, I would note, in July
21 2022 your current Zoning Resolution went into
22 effect. Then in 2023, Paul discussed -- had
23 some discussions with the Township about the
24 Conditional Use, and they were advised at that

1 time that the Conditional Use Permit was in
2 full effect. It wasn't until June of this
3 year that the Township came back and said,
4 hey, because of this, I believe because of the
5 Zoning Resolution change, they do need to
6 apply for a Conditional Use and for the
7 Variances, so that's why we're here tonight.

8 I will note that the location of
9 the residence is at 1385 Franklin Street is
10 your FR-1 Zoning, Agricultural Zoning, is also
11 in the Old Lewis Center of your Comp Plan.

12 Pursuant to your Code, to the
13 Zoning Resolution, or 7.01, the purpose of
14 FR-1 Zoning is to use -- the use of
15 appropriate lands for continued agricultural
16 purposes. I went and looked, the raising and
17 caring for dogs has been declared under Ohio
18 Law as an agricultural purpose. Specifically
19 it is as animal husbandry under 519.01 of the
20 Ohio Revised Code, agriculture includes the
21 care and raising of livestock and under 955.03
22 livestock includes dogs.

23 And there's a case Harris versus
24 Roots, Township that specifically stated that

1 the raising of dogs is an agricultural
2 activity in Ohio. And recently, in a case out
3 of Trumbull County, they actually said a
4 rescue operations of dogs is an operation that
5 falls within the agricultural exception and is
6 an agriculture activity.

7 I will note, as you may know,
8 because we're under Township law, the
9 Townships are kind of handcuffed by Statute to
10 what you can and cannot do to regulate
11 agricultural activity. And I would submit
12 that the use, because it is an agriculture
13 activity, is permitted, and that this Township
14 cannot deny them to use it for agricultural
15 purposes. It can regulate, but cannot deny
16 the use of regular cultural purposes under
17 Ohio Law.

18 Just, like I said, I needed to
19 make my record. If you have any questions as
20 to those legal terms, I'd be more than happy
21 to answer them. With that, I'm going to turn
22 it over to Aimee and Paul to kind of probably
23 get to the meat of this and what their
24 operations are about, why they need the

1 different variances. And I'll come back up
2 here and go through all the technical
3 analysis. So with that, I'll turn it over to
4 Paul and Aimee.

5 MR. TOUT: Hi, everyone. My name
6 is Paul Tout, 1385 Franklin Street, Lewis
7 Center, 43035. And I'm sworn in.

8 MS. TOUT: Hi. I am Amy Tout,
9 1385 Franklin Street, Lewis Center. And I am
10 sworn in.

11 MR. TOUT: You saw, probably at
12 the very beginning of the slide show, some
13 pictures of our family. Eric, if you don't
14 mind, if you could go the second slide, and I
15 think, I just need to walk through the
16 business a little bit.

17 MR. GAYETSKY: Yeah, Phil will do
18 that.

19 MR. TOUT: And also, I'm not sure
20 of the format. If you all have questions,
21 please stop us.

22 CHAIRMAN TREFZ: We will.

23 MR. TOUT: Like however you want
24 to interrupt and we will answer your

1 questions.

2 MS. TOUT: And also, please give
3 me some grace. I'm not used to speaking in
4 this, so if I seem a little nervous, just look
5 past it. Okay.

6 So, of course, a little bit about
7 our family, as you've heard, we've been
8 residents of Orange Township since 2017. We
9 moved here with our little family. It was
10 just Maddie at the time. And we purchased the
11 home with the business attached. And in our
12 home, we have four daughters aging from one
13 through nine, so it's very busy. I work --
14 well, I guess I work from home. I operate the
15 business and I stay home with my girls. And
16 Paul also works from home for McGraw Hill. We
17 also have some two-legged -- four-legged
18 family members as well. We have our Lena, our
19 Clementine and our Ozzy, as well as a guinea
20 pig and a rabbit.

21 So, our business, Passion Four
22 Paws, it was formed with the purpose of
23 bridging the communication gap between humans
24 and their beloved pets, specifically dogs. We

1 also aim and strive to help dogs become calm,
2 composed and confident creatures in our homes.
3 We provide boarding and training services
4 where the dogs come to stay with us for
5 multiple weeks. We build a foundation of
6 training. We give them confidence. We teach
7 behavior modification. We work very closely
8 with the owners to make sure that transitions
9 well to home. We also provide a puppy
10 exclusive doggy daycare called Pub Academy.
11 That is where puppies get to run their energy
12 out, get to learn foundational skills, great
13 training, potty training, all that fun stuff.
14 We also offer private lessons. As a perk for
15 training with us, you get to board at my
16 facility, vacations, holidays, things like
17 that.

18 And you know, the facility is
19 about a 1,200 square foot building attached to
20 our home. It has 12 kennels. It has three
21 outside yards, all of which are fenced and
22 with a six-foot privacy fencing. Our
23 staffing, we have an average of six employees,
24 which fluctuates depending on seasonally and

1 things like that. I like to keep two to three
2 on site at all times for safety and also to
3 help maintain and work through the training of
4 these dogs in the neighborhood. We like to
5 schedule in staggered shifts. There's
6 collaboration, communication between staff
7 members, and it really helps run the operation
8 effectively.

9 So he, Nathan, did a great job at
10 speaking to the timeline. I don't know if you
11 have anything else to add to that part.

12 MR. TOUT: Not really. We can go
13 to the next one, and then Amy is going to give
14 you a little kind of virtual tour of the
15 facility.

16 MS. TOUT: So, the next couple of
17 slides are just some pictures of inside the
18 facility. On the left is labeled 1. It is
19 when you first walk in the door, as you can
20 tell, it's a pretty homey feel. There's a
21 kitchenette. There a little desk for staff to
22 take notes. There's some cubbies with some
23 dog toys in there. And right there is a
24 laundry room area, and that white board is

1 just the what's on tap for training today.
2 And of course, there's Miss Bell practicing
3 her calm, composed behavioral skills on that
4 cot right there. Slide number two -- or
5 Picture No. 2 is what we call our quiet side
6 kennels. These are where our dogs are board,
7 where they have decompression time, calm time,
8 so on and so forth. Slide No. 3 on the left,
9 that's what we call our training room. It is
10 a multi-purpose room. We use it for our puppy
11 daycare training sessions. We'll do some
12 private lessons in there, occasionally a
13 social hour. That's kind of what that room is
14 used for. And then that little doggy drawer
15 in the back wall there connects to No. 4,
16 which is what we call our gravel yard, that's
17 a fully pea gravel space for dogs to play,
18 socialize. And when you're in the training
19 room, you can come and go from that area as
20 you please. And then lastly, that's just a
21 snapshot of a backyard, that you can only go
22 through the door right there, so. And it's
23 all fully fenced outside.

24 MS. NEFF: Is the backyard for

1 your family, or for family and dogs?

2 MS. TOUT: No. That's a doggy
3 backyard.

4 MS. NEFF: That's the doggy piece.

5 MS. TOUT: Which on the other side
6 of the fence line is our family's backyard.

7 MS. NEFF: Okay. Okay.

8 MS. TOUT: There's three yards.
9 We typically use two of the three, and then we
10 form little play groups for the dogs that tend
11 to be same size and tend to seem to be getting
12 along together, friends, honestly. This is a
13 Floor Plan of the structure, and those numbers
14 correspond to where the photos were taken, or
15 the approximate, like, view of the photos that
16 we just went through. The picture of the
17 backyard isn't labeled here, but it would be
18 up, right, looking down. You can see those
19 rectangles are the 12 raised Mason kennels
20 that we have. These have plumbing underneath
21 them. There's a floor drain. The finished
22 floor is like what you'd find on the textured
23 garage floor, like with the flex in it, and
24 that wraps up on the bottom of the kennels on

1 the training room side. So these are not
2 movable. And you know, just, I have thought
3 about how to reconfigure this space and try to
4 get it to the 50% and I can't imagine how to
5 do that. It's purpose built to provide great
6 care for dogs, and it just isn't really good
7 for anything other than that in this current
8 configuration.

9 MS. TOUT: So, the next couple
10 slides are going to be discussing our staffing
11 and why we're looking for this Area Variance
12 for the staff. And I didn't feel I could do
13 that without telling you a little bit about
14 the staff I currently have now. So I have six
15 staff members right now. I'm just going to
16 kind of go through them quickly and briefly.

17 I have Tiarra. She's actually
18 here tonight. She's right there. She's a
19 full-time trainer. She's certified. She leads
20 our immersion programs. She also currently
21 babysits my children, so to say that I trust
22 her is an understatement, like. And I'm very
23 particular about my staff. You know, they're
24 working in close quarters with my dogs, with

1 my kids in my home, so they better pass that
2 test.

3 Then I also have Miss Rachel.
4 She's a part-time trainer. She started with
5 me, actually, in 2022, as an office manager,
6 expressed an interest in dog training and went
7 through her certification process, as I was
8 her -- under me earned a Passion Four Paws,
9 rather, as their mentor. So we helped her get
10 through that, and now she is one of my
11 part-time dog trainers.

12 I have Carrie. She is also full
13 time. She also received her certification
14 through CATCH Training Program while she was
15 under my employ. She heads my puppy daycare
16 program.

17 I have Aiden. He's a full-time
18 kennel specialist or a senior specialist. He
19 is currently a college student, but work is
20 very important to him. He's got a very
21 awesome work ethic. He is working full time,
22 going to school full time, pursuing a career
23 as a plumber. He is wonderful. He's great
24 with the dogs. He helps Paul with so many

1 handyman projects, and he's just a wonderful
2 addition to our home.

3 Olivia, she started with me in
4 2020. She has also earned her dog training
5 and certification. She actually went through
6 a Passion Four Paws Scholarship Program to
7 help her get that certification. And she
8 works for me part time and she works part time
9 at the vet office that we also have a lovely
10 symbiotic relationship with in Orange
11 Township.

12 And then there's Miranda. She's
13 actually been with me since before I was
14 Passion Four Paws. She worked at Acme Canine.
15 She trained me to be a kennel manager. She
16 stayed when I shifted over to Passion Four
17 Paws. She's been working for me ever since.
18 But she's actually currently pursuing a career
19 in dog grooming, which I'm helping her
20 facilitate as well, so.

21 That's a little bit about who I
22 have on staff with me and why they're so
23 important and so crucial to me and to Passion
24 Four Paws.

1 On that same token, this slide is
2 just a little bit of like a run through of how
3 our day operates and how the staffing shift is
4 staggered. We have an opener come in at 6:30.
5 On the weekends it is often me there. During
6 the weekdays, I have my Pub Academy -- had
7 Carrie come in and do that opening for me.
8 7:30-8:00, we have another trainer come on
9 shift. The names here are just an example.
10 It's dependent on their schedule and
11 availability. She comes on shift. She will
12 get right in to starting on the training and
13 getting those puppies out to play for their
14 first play group of the day. They're very
15 anxious to get started.

16 And then after that, I'll have
17 another staggered shift with another trainer
18 coming in. She'll do one-on-ones with the
19 emergence. She'll work on our social media,
20 kind of head that aspect of things, maybe some
21 trainer emails, so on and so forth. By then,
22 one of my trainers is typically clocking out
23 to go to their other job, and so then there's
24 the two trainers left on staff, with me being

1 right next door.

2 At around 12:30, I typically come
3 over when my little one takes her nap. I will
4 come over, touch base with the trainers; how
5 can I help, what do you need? Give me the
6 lowdown on the dogs. And then I'll sit and
7 I'll work in the office, do some emails,
8 client relations, business operations, all of
9 those behind-the-scenes fun stuff.

10 At 1:00 we have our specialist
11 clocks in. That's, you know, the Aidens,
12 where they will take care of the cleaning.
13 They will start dog walks. They will do
14 little play groups with the boarding dogs,
15 kind of do that side of things. And then
16 right after, about an hour or so after the
17 specialist clocks in, my earlier trainer will
18 clock out. Her day is over. Her six-hour
19 shift is done. A couple hours later, our
20 eight-hour trainer, full-time trainer, she
21 will clock out as well, leaving one specialist
22 on staff. When it's busier, sometimes there's
23 two, just depends, and me and Paul on call,
24 especially when there's just one employee over

1 at the building.

2 At 9:00, we are lights out and
3 good night for the day. So that's kind of,
4 you know, a day in the life at Passion Four
5 Paws. And then we, you know, do that 364 more
6 days of the year.

7 MR. TOUT: On the next slide, if
8 you don't mind. Okay. So, why more than
9 three employees? The facility is open about
10 100 hours per week, and we want to have two or
11 three people there at all times, including one
12 of us, much of the time, right. And at three
13 employees, all full-time, it's 120 hours, that
14 leaves 80 to 180 hours for Aimee to work.
15 There's no flexibility for illness, vacation,
16 no coverage, no ability to handle when there's
17 an emergency, no ability to handle when
18 someone leaves for another opportunity. We've
19 had people leave to become nurses, zoologists,
20 business owners, moms, right, so it happens.
21 And then at five, that's adding two part-time
22 above the three. We're at 160 to 180 hours.
23 This is kind of the threshold for, like, what
24 we can make work, and we work a lot in that

1 scenario, if it's possible.

2 There's still -- there's no shift
3 overlap. So one person is leaving right as
4 another person is coming. They don't have
5 time to connect. There's no culture. There's
6 no collaboration. No teamwork. It's not a
7 play -- you're working alone all the time.
8 You better really love the dogs because you're
9 not going to see people, right. And we don't
10 want that. We want the trainers to
11 collaborate and sharpen each other.

12 It's also, in that case, still
13 difficult to handle departures. And Aimee and
14 I don't take vacations. We've been there
15 before, right. At six is where you start to
16 turn the corner. At six is what we have now.
17 We did take a vacation recently, finally.

18 MS. TOUT: Yes, just a couple days
19 ago.

20 MR. TOUT: And Aimee focuses on
21 mentorship, running the business, clients,
22 kind of quality control, right. And we're
23 fully staffed for that two-person minimum.
24 There's teamwork, there's time off. We're

1 able to navigate when somebody leaves. At
2 seven, it's an alternate kind of strategy
3 where everyone is part time. We don't have
4 any full-timers. We've been in that boat
5 before, too. We can keep things going with
6 seven without making any major changes to how
7 we operate the business.

8 And the reason we're asking for
9 eight is because I want to ask you for
10 something that I know I can truthfully commit
11 to forever. We don't have any plans to need
12 more than that. Eight gives us the
13 flexibility to take on the apprenticeship, the
14 person who is trying to become a dog trainer,
15 the neighbor whose kids is a student looking
16 for a job part time. It lets us do those
17 things while still maintaining the commitment
18 to it, right. So that's the why more than
19 three employees.

20 And if you're ready, I think we're
21 going to walk through some of the operational
22 processes that will just tell you how we run
23 this business.

24 MS. TOUT: Okay. So Eric did a

1 great job of summarizing the parking, but I
2 just wanted to go a little bit more in detail
3 about that operational aspect of our business.

4 We do have dedicated off-street
5 parking right there in those lovely red boxes.
6 It is -- there's a limestone gravel parking
7 area. It's very common for the -- most of my
8 neighbors have that, that type of parking
9 area. It's safe for paws, et cetera.

10 We have specific time windows for
11 drop off and pick up. There's a lot of
12 reasons for this, as well as the parking
13 reasons. From 7:30 a.m. to 9:00 a.m. and 4:30
14 to 6:30 p.m. there's a curbside pick up and
15 drop off window. People come in, they park.
16 They call us, hey, I'm here for Bell. Okay,
17 we'll bring her right out. We bring her out,
18 and then they go on their merry way. We've
19 had people there, you know, anywhere from one
20 to five minutes max. The average is probably
21 about three minutes where there's somebody
22 parked in the spot, you know.

23 And there is also additional
24 parking on site, if needed. Staff meetings,

1 when we have family in town, we have some home
2 spots that we dedicate that we can use. We
3 only have two vehicles. We have multiple
4 spots on our side as well, if necessary. But
5 for day-to-day operations it's not. I have
6 never really had the need for that. So that's
7 just a quick little summary of our parking
8 scenario, so.

9 MS. NEFF: Where do your employees
10 park?

11 MS. TOUT: They park in those
12 spots?

13 MS. NEFF: Okay.

14 MS. TOUT: Yeah. Typically, we
15 found in a small facility, we don't have very
16 many clients dropping off at one time. It's
17 two or three, actually, one to two, and then
18 they just move along. Okay.

19 MR. PAX: Excuse me. I noticed on
20 your plan there is gravel parking or an area
21 there on the east side of your property. Is
22 that also used for -- is that deliveries or
23 for just storage, or is that parking also?
24 It's a scratch gravel looking.

1 MR. TOUT: I mean, it is for
2 parking. Like, we do park there sometimes.
3 That's not the primary place that we use to
4 park for the business. When we have family in
5 town, but that is what you mentioned, you
6 know, we've had furniture delivered there.
7 We've had lawn maintenance crews parked there
8 with the trailer because it's like one long
9 continuous spot, easy access to the yards.

10 MR. PAX: Okay. Understood. Can
11 go back just one slide, please. Thank you.
12 Okay. So five spaces there.

13 MS. TOUT: Uh-huh.

14 MR. PAX: Okay. So again, it's to
15 the point bringing the question about parking
16 for employees. That's the primary concern
17 that I was -- in reviewing the application I'm
18 also curious about and ways of addressing that
19 from -- if you do have the shift and you've
20 got to parking there until they leave, et
21 cetera, where they may be able to park.
22 That's really the genesis of the question on
23 that east area.

24 MS. TOUT: Sure.

1 MR. PAX: Okay. Because it is
2 short-term. Especially when someone's making
3 a transition or in leaving their shift, that
4 person can leave, and then they could pull
5 back up there and move into that space, for
6 instance.

7 MS. TOUT: Sure, absolutely.

8 MR. PAX: Just as long as they're
9 not blocking the road, et cetera, that kind of
10 thing. So that's very important. That space
11 is valuable commodity really and for that
12 interest. So I did want to verify what that
13 was and that it is always open in there.

14 MS. TOUT: Sure. And that's the
15 beauty of that pick up, drop off window,
16 because I only have that one employee and then
17 that second one that shows up amidst the drop
18 off and pick up window in the morning. So we
19 still have those at least three spots for the
20 employees -- excuse me, for the clients to
21 park. And then by the time my third employee
22 is coming in, pick up and drop off is over.
23 So that's no longer -- the clients are no
24 longer coming in to park so they just kind of

1 pull right in. Same thing for p.m., it works.
2 It just -- it just works. We've never -- very
3 rarely do we ever need to use our personal
4 side for overflow parking, but we do have it,
5 if we need to utilize it.

6 MR. PAX: Thank you.

7 MR. TOUT: We weren't sure what
8 you all would consider as reasonable parking.
9 We can fit 11 cars on dedicated travel parking
10 off the street. There are three, on the east
11 side we have three spaces effectively in front
12 of our house, as well as five in front of the
13 business.

14 MS. NEFF: And two of those are
15 taken up by your own vehicle?

16 MR. TOUT: Two of them, yes.

17 MS. TOUT: Yes.

18 MS. NEFF: Okay. Thank you. So
19 nine extra.

20 MS. TOUT: Correct.

21 MR. TOUT: Well, three. the Jeep
22 is ours, too, actually. We're trying to sell
23 it.

24 MS. TOUT: Okay. So, as you would

1 imagine, dogs come with cleaning, and I take
2 that to the utmost importance for so many
3 reasons, smell, illness, care of the animals,
4 that it has to be cleaned. So the first thing
5 aligned with that is the products we use. I
6 use Kennelsol. I spend thousands and
7 thousands of dollars a year on Kennelsol.
8 There are cheaper alternatives. I don't want
9 to use them. Kennelsol was recommended to me
10 at the very beginning from my cousin, who is a
11 veterinarian up in Sandusky, and it is
12 something I've used since. It is a cleaner,
13 disinfectant, deodorizer. It kills
14 everything. And it's safe, non-toxic. Once
15 it dries, it's completely safe. Even if not,
16 there's no harsh fumes, and it is a non-toxic
17 product.

18 And then, along with that, our
19 cleaning schedule, anything a dog touches
20 during the day, at the end of the day, is
21 cleaned and disinfected with that product,
22 kennels, floors, walls, doorknobs, you name
23 it. It's disinfected and cleaned with that
24 product. Daily, two times per shift, at

1 least, we are doing poop patrol, often more
2 than that, but there are two designated
3 checklist items per shift that they must check
4 off for poop patrol. It goes in a closed,
5 regular residential trash can, and then gets
6 taken out to our normal Rumpke residential
7 trash cans and goes with the trash on Fridays.
8 You know, weekly we do filters, drains,
9 appliances, deep cleaning of outdoor, as well
10 as some deeper cleaning of the kennels and the
11 indoor spaces. So that's my cleanliness for
12 cost.

13 Okay. With dogs also comes noise,
14 right. Well, our little Old Lewis Center
15 Village is kind of a loud area in general. We
16 live right next to a train. We've provided a
17 lovely, little infographic for you about the
18 decibels that each of these items create. You
19 know, they were right by Lewis Center Road.
20 There's a railroad crossing, as I mentioned.
21 You know, most of our neighbors have dogs, and
22 actually several of them are our clients. We
23 are a training facility, so I would not be a
24 very good training facility if my dogs were

1 non-stop, incessantly barking. We do not just
2 yell, shut up, be quiet, like, you know, and
3 go about our day and let them do it. No, we
4 have commands. We teach them quiet please,
5 settle, redirection tactics, techniques, all
6 the things to make sure -- they are dogs, they
7 are going to bark, of course, right, but we
8 keep it to a limited amount, as possible. So,
9 that is my little operations slide.

10 MR. TOUT: This is just a map in
11 the Delaware County Auditor kind of comparing
12 where we are versus these other sources of
13 noise. So yeah, on the east side, on the
14 right side, the line within 100 feet from the
15 railroad tracks versus the top side 100 feet
16 from Lewis Center Road. The inner circle
17 there is within 100 feet of our actual
18 building, and the outer circle is within 100
19 feet of our yards. So those are the nearby
20 properties in there. Also, they're relative
21 proximity to those other businesses.

22 I think that we align strongly
23 with the Comprehensive Land Use Plan for
24 Orange Township. There's a number of quotes

1 in there about the economic development and
2 prioritizing small businesses,
3 entrepreneurship, wanting to encourage
4 residents that live and work in Orange
5 Township. I also believe that we fit the
6 definition and the intent for Sub Area 15 Old
7 Lewis Center, specifically saying the
8 rehabilitation and reuse of existing
9 structures, which that's what we're here to
10 do. We want to formalize the use of that
11 existing structure. And then I also see
12 evidence that the community also supports the
13 presence of small business here, evidenced by
14 the Public Survey Report Data in that land use
15 plan, where there's a desire to retain small
16 businesses.

17 MS. TOUT: I'm just going to touch
18 base briefly on our community value and
19 resident feedback. We've been dog training
20 for -- we've done this dog training for
21 hundreds of clients in the neighborhood in the
22 last eight to nine years. We've helped young
23 adults thrive in animal careers, pursue
24 careers when maybe there wasn't one. We've

1 partnered with local rescues in -- I think
2 that you guys have it with you as well.
3 There's some letters of support from Stop the
4 Suffering Animal Rescue that I've worked with
5 for years now. You know, through both taking
6 care of litters of puppies, rescuing,
7 rehabilitating, behavioral assessments,
8 working with a discounted rate for adoptees,
9 we are truly the definition of the homegrown
10 small business.

11 And then on these next couple
12 slides, there's some quotes from letters of
13 support from both our neighbors and clients,
14 which I believe was also shared with you guys.
15 I don't think I need to spend the time to read
16 it. We also have quite a few neighbors and
17 clients here for support as well, so yeah.

18 MR. TOUT: The last slide it's
19 just a summary of what we're asking. We want
20 to continue our home occupation. We're local,
21 family-owned small business that we're
22 operating attached to our home. We want to
23 use 100% of that space for the business.
24 That's what it's built for. We'd like to have

1 the permission to have up to eight
2 non-resident employers, so that we can have
3 that staffing model that lets us deliver the
4 best possible product that we can, lets people
5 have the work/life balance that people want to
6 work there. Thank you.

7 CHAIRMAN TREFZ: Thank you.

8 MS. TOUT: Thank you.

9 MR. PAINTER: If I may just run
10 through the faculties real quick for the
11 record and answer any questions. With respect
12 to the Conditional Use, it is our position
13 that the elements in Section 28.07(d) are met
14 the Conditional Use. One, that the proposed
15 use is, in fact, a Conditional Use is
16 established under the district. It is. The
17 Farm Residential District does allow home
18 occupation under 7.04(a) of the Orange
19 Township Zoning Resolution. Factor 2, the
20 proposed uses of such a nature is designed to
21 be constructed, operated, maintained in such a
22 manner as to be harmonious and appropriate the
23 existing intended character of the general
24 vicinity, and its such use will not change the

1 central character of the same area.

2 As I've noted, this business has
3 been in operation since at least 2007. The
4 accessory building has been there for 2012 and
5 been used as a dog train facility. I think
6 it's hard to say that a change now to not
7 allow them to let it continue would change
8 somehow the essential character of the
9 neighborhood. And again, as I noted before,
10 dog training is a form of agriculture activity
11 under the State of Ohio's definition.

12 The proposed use will not be
13 hazardous or disturbing to existing or future
14 neighboring uses. No. The property is kept
15 clean, as Aimee has gone through it. There is
16 a maintenance schedule to keep that place
17 clean. They take great measures to ensure
18 that their operations do not create a
19 hazardous to their neighbors. There have been
20 no physical injuries caused to their neighbor
21 or third-parties by any of the dogs in the
22 applicants' control. And I will note that the
23 applicants have in place commercial liability
24 insurance.

1 4, The proposed use will serve
2 adequately -- is served adequately by a
3 essential public facilities. Yes. It has
4 water, police, fire and whatnot. 5, the
5 proposed use will not involve uses,
6 activities, processes, materials or conditions
7 that will be detrimental to any persons or
8 property by reason of excessive production of
9 traffic, noise, smoke, fumes, glares or odors.
10 Again, no. Client meets this element, does
11 not create any unpleasant or detriment impact
12 to persons or residents in the area. There is
13 some barking with the dogs, but as Paul noted,
14 they are in what 200 feet of a major railroad
15 line that creates a lot more noise.

16 The proposed use will have
17 vehicular approaches to the property, which
18 was so designed as not to create interference
19 with traffic on surrounding public
20 thoroughfare. We've talked about the parking.
21 I believe the staff has noted that there's
22 been no impact on people being able to get it
23 in and out in that area due to traffic
24 associated -- the minimal traffic associated

1 with the applicants use. And again, the
2 proposed use will be consistent with the
3 objectives of the Zoning Resolution. Again,
4 it is an agricultural activity they are
5 engaged in. And the Orange Township
6 Comprehensive Plan, I think Paul did a really
7 good job of demonstrating how it is in line
8 with the Comprehensive Plan, especially in
9 this area, the Old Liberty Town Street --
10 Lewis Center, especially the Foster
11 entrepreneurship and encourage small
12 businesses.

13 With respect to the variances, I
14 mean, we have to admit that they are asking
15 for 100% use, which is more than the 50% of
16 the accessory building the Code allows and
17 more than the three employees. As to the
18 building, that building is specifically
19 designed to be used for the operations that
20 they're using it in dog training. It was
21 built in 2012 it has been used as a dog
22 training facility since then, without any
23 interruption or concern until now from the
24 Township. It has its own HVAC system. It has

1 its own central air. It has plumbing. It is
2 designed specifically for what these folks do.
3 They have underground plumbing, that to
4 redesign this would be an extraordinary,
5 exorbitant cost that they frankly probably
6 cannot afford to rehab. The variance will not
7 be contrary to the public interest. Again,
8 it is -- dog training is something that the
9 public does need. We are seeing drastically
10 rising trends in pet ownership in the United
11 States. We've gone -- and with that comes the
12 need to people to know how to handle their
13 dogs appropriately and these folks provide
14 that service. They're providing service to
15 many clients here in Orange Township. They do
16 tremendous work with dog non-profit dog rescue
17 organizations. And again, 100% of the
18 accessory building has been used in the dog
19 training facility since it was built by the
20 previous owner.

21 I will note, too, I don't think
22 the pictures do a great job. If you look at
23 that facility from the ground, it has the same
24 color, same roof, shingles, whatever, it

1 blends in as if it's part of their house. You
2 would not know it was there except for the
3 sign, and whatever. And all these activities
4 are internal to that building.

5 Like I said, the variance is
6 justified due to special conditions. Again,
7 there is no other efficient use of the space
8 in its current form, and the space would need
9 to be significantly overhauled for any use and
10 it's an expense that the applicants most
11 likely could not afford. With respect to the
12 employees, I will just note back to their
13 presentation that they've done a tremendous
14 job, I think, of laying out why they need the
15 variance for their employees.

16 And the literal enforcement of the
17 Resolution will result in practical
18 difficulties. It will. Again, if it is -- if
19 they cannot use more than 50% of their
20 accessory of this building, they cannot
21 operate. They cannot use the rest of that
22 building for any purpose other than for a dog
23 training facility. They will go out of
24 business if they can't use this facility to

1 its max, as it was designed to do. I don't
2 know how much more of practical difficulty you
3 can get to than that.

4 Whether the property in question
5 will yield a reasonable return without the
6 beneficial use -- without the variance.
7 Again, no. If they don't have the variance,
8 they will not get a reasonable return on their
9 property. Yes, the variance is substantial.
10 I'm not going to run from that issue. That's
11 a factor not in our favor. But again, I think
12 all the other factors weigh in granting the
13 variance. Whether essential care of the
14 neighborhood would change or be substantially
15 altered. Again, no. This has been there, as
16 I said, ad nauseam. It's been there for over
17 18 years now. The accessory building has been
18 there since 2012. The look of the building,
19 accessory building blends with the
20 neighborhood, blends in with the house.
21 There's no evidence that adjoining properties
22 would suffer any substantial detriment having
23 that accessory building there. Whether
24 property owner purchased the property with

1 knowledge of the zoning restriction. As they
2 testified to they did not. When Aimee was
3 working there she was -- when she bought it,
4 it was being used as a dog training facility,
5 with an accessory building having been built
6 and used at that time. And whether the
7 property owner's predicament feasibly can be
8 obviated through some method other than a
9 variance. No. The accessory building is
10 built specifically and intentionally as a
11 dedicated dog training facility.

12 With that, I'd be more than happy
13 to answer any of your questions. I do
14 appreciate your time for hearing this
15 important matter, and we do ask that the
16 Conditional Use and the Variances be granted
17 for these folks. Otherwise, it would be --
18 have a arbitrary impact on these folks and
19 would probably ruin their business. Thank you
20 for your time.

21 MS. DONNAN: Sorry. One
22 housekeeping item, Mr. Painter, do you have a
23 spare copy of the presentation that can be
24 given to the Court Reporter?

1 MR. PAINTER: Yes.

2 MS. DONNAN: Would you like to
3 label that as, like, an Exhibit?

4 MR. PAINTER: I will mark this as
5 Exhibit 1 and hand it to the Court Reporter.

6 MS. DONNAN: Thank you.

7 MR. TOTZKE: I guess, I one
8 question. On the whole Agricultural Use, I
9 want to make sure I'm understanding right,
10 like, what we're trying to say.

11 MS. DONNAN: Yeah. So can I give
12 some -- And Mr. --

13 MR. TOTZKE: Totzke.

14 MS. DONNAN: Mr. Totzke, I'm Julie
15 Donnan. I'm an attorney for Brosius, Johnson
16 and Griggs. Our office represents the
17 Township. It's nice to meet you. It's my
18 understanding you're an alternate. And
19 congratulations and condolences on that.
20 (Laughter.)

21 MR. TOTZKE: Nice to meet you.

22 MS. DONNAN: So, a couple things.
23 So agriculture and zoning for townships is a
24 -- I think we could probably teach an hour

1 long seminar on that, at least. What I will
2 say is township's abilities to regulate
3 Agricultural Uses is incredibly limited. That
4 being said, it is Revised Code 519.21(b)(1)
5 does permit the Township to regulate
6 Agricultural Uses on property that is less
7 than an acre. Your Zoning Resolution is
8 consistent with that. And so while kennels
9 and dog rescues are Agricultural Uses, the
10 Township does have the ability to regulate.
11 If this property was five acres, we probably
12 would not be in here and we would not be
13 having this discussion. Does that answer your
14 question?

15 MR. TOTZKE: Yes, thank you.

16 MS. DONNAN: Wonderful. I do want
17 to provide one additional clarifying item. In
18 terms of, and this goes back to Ms. Neff's
19 question at the beginning of the hearing, with
20 respect to why we are here at all. So, the
21 current Zoning Resolution, and I had Eric pull
22 up the Zoning Resolution that was in place at
23 the time the 2007 Conditional Use was
24 approved, the language is consistent. This is

1 7.04 in the Resolution that was effective of
2 May 17th, 2007. And the specific language
3 says, "Unless a Conditional Use Permit
4 specifically provides that the grant shall be
5 permanent and run with the land, the sale or
6 conveyance of the land or structure, wherein
7 the same is located or upon the same as
8 granted shall void the Conditional Use Permit,
9 and the subsequent owners or agent shall be
10 required to reapply for the continuation or
11 modification of such uses to the BZA." So,
12 just wanted to at least clarify that's the
13 language that was in the Code at the time the
14 initial Conditional Use was approved, and that
15 language is still in your Resolution today.
16 So, again, the only reason that we are here is
17 because the property changed hands and no one
18 really was aware of it until recently.

19 MS. NEFF: So that being said,
20 does that mean, if it is approved tonight and
21 they sell it, the same thing again?

22 MS. DONNAN: The default is that
23 the Conditional Use Permit would expire. The
24 Board -- part of Conditional Uses is you have

1 the ability to apply additional conditions to
2 those uses in your approval, so that's
3 something to consider. What I will say, just
4 to kind of give some context on Conditional
5 Use Permits, it's not uncommon that they
6 expire when property changes hands. It's a
7 reason to basically make sure that, you know,
8 it's like a temperature check, just to make
9 sure all right, has you know -- this use was
10 approved 20 years ago, if you've sold the
11 property, are we still acting consistent with
12 what was initially approved? Do we need to
13 modify that approval? Do we need to update?
14 Do we need to bring you back to center? That
15 type of thing.

16 MS. NEFF: Thank you.

17 MR. PAX: I guess I have one
18 question regarding the accessory building
19 also. So, that piece of -- it is attached,
20 physically attached to your residence? Is
21 there a breezeway, or is that --

22 MS. TOUT: Yes, there is.

23 There's -- it's our residence, a connector,
24 like a small connector room and then the

1 kennel.

2 MR. PAX: Okay.

3 MS. TOUT: Or the training
4 facility.

5 MR. PAX: So, Eric, you had
6 mentioned that the Fire Department had no
7 concerns at all. I mean, it's one thing when
8 it was a residence -- that's a residence
9 that's, there's limited on public interest
10 from my Fire Department on that. But when
11 you're talking about a public structure, is
12 that -- I just wanted to understand and make
13 sure there is still control, or at least
14 oversight of that building, since it's being
15 used for commercial purposes.

16 MR. GAYETSKY: Yeah, our
17 conversation did entail this being the type of
18 business that deals with dog boarding, and it
19 was in that context that they stated that it
20 does not require any kind of an inspection.
21 It does not require any kind of follow up by
22 their department, versus other types of home
23 occupations we've talked about here before,
24 daycares, among some others, would by

1 comparison require them to go in and perform
2 those inspections. So, it was -- a
3 distinction was made when we made sure to
4 touch base with the Fire Department and they
5 concluded that this type of business does not
6 require their presence or inspection.

7 MR. PAX: Thank you. I just
8 wanted to clarify that.

9 MS. DONNAN: And I would suspect
10 when the accessory structure was built several
11 years ago, at that point, that's when I would
12 suspect that the Fire Department did go out
13 and inspect, and obviously, the Building
14 Department inspected, that type of thing.

15 MR. PAX: Thank you.

16 CHAIRMAN TREFZ: Any other
17 questions? Okay. If we're done quizzing
18 Staff and owners, are there other people in
19 the audience that wish to testify?

20 MR. YATES: Yes. My name is Trent
21 Yates, and I swore in earlier. And I'm
22 currently -- as soon as I get done speaking,
23 I'm going to go clean your school system. I
24 took two hours of personal time to keep your

1 schools clean. Okay.

2 CHAIRMAN TREFZ: What address are
3 you at?

4 MR. YATES: 1384 Franklin Street.

5 CHAIRMAN TREFZ: Thank you.

6 MR. YATES: Not 1385, 1384. I'm
7 directly across the street. I could give you
8 more history than anybody spoke tonight about
9 the dog businesses in the history. Okay.
10 I've resided in Lewis Center for 30 years.
11 And I've seen Acme Canine, Laura Packets,
12 start the business, and I've lived it all.
13 And there hasn't been a problem with either
14 owner. Okay. The Township didn't have a
15 problem. I didn't have a problem. If anybody
16 should have had a problem, I'm 50 feet away
17 from this business. Okay. From the center of
18 the road, my house was less than 25 feet.
19 Same with their site. Okay. Am I dog lover?
20 Yes, I've got dogs. Do they bark? Yes. But
21 that's not why I'm here. I'm here to support
22 all the business owners, small business
23 owners, whether it would be Whits over the
24 railroad track, whether it be the barber shop,

1 whether it would be any business, you know, in
2 Evans Farms, you know, I support those. I
3 want to see people succeed. And if we don't,
4 you know, give them the permission to keep
5 doing what they've been doing for the last 19
6 years, then we're not doing our part in the
7 Township, you know. We want to support these
8 people, and that's what I want to do. And I
9 support the school system. I support you
10 guys, you know.

11 And I just will read, oh, an email
12 that I sent in to you, because it goes deeper
13 than, you know, they do a lot of caring about
14 their neighbors and the concerns, you know.
15 If you hear a dog barking, that was my dogs.
16 You guys got the wrong people.

17 MS. TOUT: He's not lying.

18 MR. YATES: I've got five dogs.
19 Two of them are my daughters. Okay. These
20 are big dogs and stuff. So, I'm not, you
21 know, saying that all dogs will bark and
22 stuff. And it's not annoying to me, you know.
23 It's like my own dogs annoy me sometimes.

24 My name is Trent Yates. I

1 currently am a neighbor of Passion Four Paws,
2 which I know them both best by Aimee and Paul
3 Tout. I've lived across in my house for 30
4 years plus at 1384 Franklin Street, which is
5 directly across from the business owners.

6 I can't say enough nice things
7 about them as people. You know, it goes
8 further than the business. Okay. I'm writing
9 this to the Township to just show my sincere
10 gratitude to have them as my neighbors and
11 business owners across the street. I value
12 them as neighbors, and also of the community.
13 They also they're -- Aimee constantly, and
14 Paul, too, but they all constantly demonstrate
15 their thoughtfulness, their respect and their
16 professionalism in every aspect of running
17 their business.

18 Okay. They consistently make sure
19 that the dogs are under their care and well
20 supervised. Waste is picked up each and every
21 time. I would be amazed if anybody ever said
22 that they left something. They better look a
23 little bit further, whether that's coyote or
24 that cat or something. Okay. But they better

1 do DNA on that stuff, you know, it's like.
2 They also make sure that each and every
3 neighbor in the berg that we live in, you
4 know, they give them all the same respect.
5 Now, whether all the neighbors, you know, take
6 that, that's not my life, you know. I
7 don't -- I have my own concerns, and I've got
8 better things to worry about.

9 Okay. If we want to look out at
10 the end of the Franklin Street and look at the
11 railroad trash that's sitting down there, and
12 I've gotta look at that every day, if I want
13 to look at the traffic coming down from the
14 railroad tracks to the roundabout that we just
15 cost, you know, those are my concerns, not
16 this. This is something to me that I think
17 that we just need to hopefully grant them the
18 permission to keep doing what they've done for
19 the last 19 years. Speaking was not one of my
20 pluses, one of them in school.

21 CHAIRMAN TREFZ: You're fine.

22 MR. YATES: But no, thank you
23 guys. And you know, I don't have any problems
24 or concerns with the business, with the

1 neighborhood, my neighbors, or anything.

2 CHAIRMAN TREFZ: Thank you.

3 MS. NEFF: Thank you.

4 MR. YATES: And I apologize, I do
5 have to leave and go clean.

6 CHAIRMAN TREFZ: Thanks.

7 MS. NEFF: Thank you for doing
8 that.

9 CHAIRMAN TREFZ: Ma'am.

10 MS. KOONS: Hi, there. I've never
11 been to a zoning committee meeting, so
12 anything I do wrong, let me know. I'm Barb
13 Koons. My address is 5497 Catalpa Drive, and
14 I have been sworn in. I have been a resident
15 of Orange Township for 24 years, so you have
16 me beat. Oh, he left. I've been walking dogs
17 in this Township, my dogs, for 24 years, and I
18 cannot tell you how much we need this service.

19 I'm here as a former client, and
20 I'm a former client of Passion Four Paws
21 because they did such a good job, we don't
22 need them anymore. We used all their
23 services, boarding, training, doggy daycare.

24 When we were just down to daycare,

1 after a lot of training, my third dog was,
2 yeah, need a lot of help, I'd gone through
3 multiple trainers. I felt like Aimee was just
4 a Godsend when we found her, and when we just
5 used the daycare, because we have dogs that
6 would like me to be a sled dog owner but I
7 don't know how to do sled dogs, so they needed
8 a lot of energy, outlets during the day, she
9 got to the point that she, I'm not going to
10 get your words right, but said, you can keep
11 bringing them, but they just play with each
12 other. I'm taking your money. I don't think
13 you need us. So I was like, wow, thanks. I
14 built a fence and that was great. I would use
15 her in a second anytime we need to board.

16 But I also volunteer for the
17 Delaware area -- or Delaware Humane Society.
18 And behavior problems are probably the number
19 one reason dogs end up in there. And again, I
20 have been attacked by a neighbor's dog walking
21 my dog that's always on a leash. I just feel
22 like this is an incredible service to the
23 community. I'm sorry I'm emotional. She
24 saved our dog because I didn't know if the two

1 of them were going to be able to live
2 together. So I just want to support them.
3 Thank you.

4 MS. TOUT: Thank you.

5 CHAIRMAN TREFZ: Thank you.

6 Ma'am.

7 MS. PRESTON: Hi. My name is Jane
8 Preston. I live at 6202 First Street. I have
9 been sworn in. Our backyards touch. I can
10 see everything that goes on in their backyard.
11 I can see the kennel. I can hear every peep.
12 They're great neighbors. They run an
13 excellent business. They're kind. Their
14 workers are kind with the dogs. There's no
15 screaming or yelling. When the dogs bark,
16 which they will do, just a few minutes they
17 come out and they calm them, very pleasant.
18 They're out there with them playing with them.
19 When they walk the dogs and train them, their
20 people are calm. They always pick up after
21 the dogs.

22 They're just really great
23 neighbors. We talk. If there is any issue at
24 all, I call Aimee and say, hey, is everything

1 okay? You know, they're just some of the best
2 neighbors we've ever had.

3 CHAIRMAN TREFZ: Thank you.

4 Ma'am.

5 MS. HILL: I don't talk in front
6 of people either. But I am a full-time
7 trainer for Aimee. I started -- I'm going to
8 cry, so.

9 VICE-CHAIR ROSS: Can we have your
10 name and your address?

11 MS. HAILE: Yes. Tiarra Haile,
12 5758 Highpoint Lane, Lewis Center, 43035.
13 I've been in sworn in.

14 Okay. I started with Aimee,
15 actually, last year. And during that time of
16 my life I was not doing the best. I didn't do
17 right by her and she -- I left and then I came
18 back earlier this year and I said, hey, I've
19 worked on myself and I really want to get back
20 to what I love to do. And she took me back in
21 a heartbeat. Even to this day, the things
22 that I struggled with before she helps me.
23 Without a doubt there is nothing but support
24 from her. And she's made it clear that even

1 if I wasn't her employee, she would still be
2 that friend for me.

3 Not to mention one of my dogs is
4 only my dog because of Aimee. She partners
5 with Stop the Suffering. And I met a little
6 dog named Zoe, little white dog, lots of
7 trauma. She was shut down, shaking in a
8 crate. And if you see videos of her now,
9 she's running through a doggy pool and
10 splashing around and being this big, very bit
11 personality. I would not have her without
12 Aimee and Zoe would not be where she's at
13 without this business.

14 So, I don't know anything about
15 zoning. I know that I do my part to keep it
16 clean and keep it safe and happy for the dogs
17 and for the people around us, but I do know
18 about dogs. And I know that without her,
19 there would be lots of dogs that before me and
20 during my time there, that wouldn't be where
21 they are now without her. And I think any
22 animal lover would understand that and would
23 appreciate that for sure. So, thank you guys.

24 CHAIRMAN TREFZ: Thank you. Yes,

1 I thought I saw your hand, but I wasn't sure.

2 MS. BANAL: You did. Hi, Lisa
3 Banal, 3130 Arctic Avenue. And I have been
4 sworn in.

5 I don't know the Touts outside of,
6 like, you know, emails to the business, or,
7 you know, my dogs have been to training and
8 daycare, so I don't know them personally, but
9 like more of a professional capacity. It's
10 been amazing.

11 My two dogs started there in 2021,
12 some basic training. They've spent countless
13 holidays there boarding over the past few
14 years. And then, more recently, have done
15 three- and four-week immersion programs. I
16 feel incredibly grateful as a, you know, a
17 local homeowner, to have somebody so close
18 that, you know, my dogs were able to stay
19 close to home, get the training they needed.

20 I can now walk through the
21 neighborhood without them being complete
22 maniacs, and the kids can walk them now
23 through the neighborhood without them being
24 complete maniacs. So just very lucky to have

1 a great small business here in Lewis Center.

2 Thank you.

3 CHAIRMAN TREFZ: Thank you.

4 Anyone else?

5 MS. PAWLIKOWSKI: We were here.

6 But we haven't been sworn in, so does that
7 matter?

8 MS. NEFF: Yep. We'll take care
9 of that.

10 MS. PAWLIKOWSKI: My name is Amy
11 Pawlikowski. I'm at 1104 Evadell. And I have
12 been sworn in. This is my first time
13 attending a Zoning meeting. This is eye
14 opening and very educational, so I'm glad that
15 I came tonight.

16 I am a small business owner in
17 Orange Township, and I'm also a customer of
18 Passion Four Paws. I don't even believe that
19 I noticed it was a dog boarding facility when
20 I drove through the cute little Lewis Center
21 Village the first time. I truly believe that
22 small businesses make a community, and when
23 you have owners of those businesses that care
24 for the community and are doing everything the

1 right way, that's just, you know, the icing on
2 the cake, right. We're lucky. We're grateful
3 that we have a lot of small businesses in
4 Orange Township that fit into those
5 categories.

6 So I just feel like driving out
7 small businesses that are doing things the
8 right way can lead to the demise of an area.
9 It can lead to the loss of our property
10 values. And I truly believe that having
11 amenities close to our home helps with those,
12 the community and the property values and
13 everything. I don't want to have to drive
14 across the county to get my rescue dog
15 trained, or, you know, pick up food, or, you
16 know, get my car washed, or go to the dentist.
17 And I feel that we're blessed there, too.

18 So, I just feel like it's doing --
19 it's about doing the right thing. And if the
20 neighbors are saying that they, you know, love
21 the business, love the family, I just don't
22 see what adding red tape to things, how that
23 does any good, so.

24 And yes, my rescue dog Casey is a

1 client of Passion Four Paws. She lives her
2 best life in that backyard, I'll put it that
3 way. I'm kind of just baffled. I understand
4 the Continual Use changeover. I actually like
5 that, because if a business did sell and you
6 wanted to make sure they were doing those same
7 things, that's great.

8 All kinds of noises and complaints
9 in residential areas from we've mentioned the
10 train. I've heard more coyotes here than I
11 did growing up on 80 acres. Residential dogs
12 that people don't care for and should probably
13 take to Passion Four Paws, barking endlessly.
14 We now have fireworks. I guess for me, I'm
15 more concerned about our inaccessible trails,
16 dangerous roads and monstrous dirt piles that
17 I have to stare at, so. I'll end with that.

18 CHAIRMAN TREFZ: Thank you. Next.
19 Yes, in the back. I can't see over there, so.

20 MS. BELL: Thank you. Good
21 evening, Board. Appreciate your time and the
22 work you do on behalf of the Township that's
23 unseen and sometimes seen, but --

24 MS. NEFF: Name and address.

1 MS. BELL: Oh, I didn't give that.
2 I have been sworn in. For the record, my name
3 is Carol Bell. I am a 22-year resident of
4 Orange Township.

5 CHAIRMAN TREFZ: Address.

6 MS. BELL: I'm getting there. I
7 live at 3399 McCammon Chase Drive in Lewis
8 Center. Orange Township is a place we've
9 chosen time after time to live. I never
10 aspire to live in any other place. I
11 absolutely love this Township.

12 I'm here to express my full and
13 unwavering support for Passion Four Paws.
14 They care for my two dogs. And I -- these are
15 my first dogs ever. I've had terrible
16 experiences growing up with dogs growing up so
17 I've been terrified of dogs, but I have them
18 because of my kids. Make sure you understand.
19 They care for mostly Wilbie. And before
20 telling you why I need you to understand why
21 Passion Four Paws is so important, they are
22 very -- I want you to understand that they are
23 very niche and they are very different than
24 any place I've ever seen.

1 I'm going to be honest, I pay a
2 lot, I get a lot, and it's worth it. They set
3 a high bar for their dogs. It is simply not
4 possible to find another facility that does
5 what they do. When you see those pictures --
6 I was looking at the inside and hearing you,
7 everything was entirely -- it wasn't
8 hyperbole. There wasn't anything -- the
9 building really is that clean. I've only been
10 in there once and they really do zip you in
11 and out of the parking lot. I appreciate
12 that.

13 And at any rate, this is all a
14 good thing. In my own application, my own dog
15 had -- prior to being accepted to Passion Four
16 Paws, my dog had to complete an intensive
17 training and obedience program with them. He
18 had to pass before being accepted for care.
19 So, you know, this is not for the faint of
20 heart. It has to be a truly obedient dog.

21 But their training does not end
22 there. It's reinforced with every visit.
23 They are responsibly staffed, and I know
24 they're seeking more. It sounds wonderful.

1 Their staff is professional, respectful,
2 cheerful. I've never had any other experience,
3 and that's a real credit to Aimee and to the
4 small business. And they've shown very little
5 turnover, if any, in my memory. It's really
6 remarkable as a result the staff and the dogs,
7 the families and the community.

8 Now regarding me personally and
9 how Passion Four Paws how that all translates
10 to me and my family. My dog is supported and
11 has been important to me because he has a big
12 job in our home. He has been a part of some
13 difficult times for my family. Specifically,
14 he was an obedient and tremendous support
15 throughout the years that I cared for my
16 mother-in-law through her Alzheimer's. I was
17 her sole caregiver. And I volunteered to do
18 that. I have a wonderful mother-in-law.
19 She's amazing.

20 Fast forward, Wilbie has been
21 there through my cancer and complication.
22 Through it all, I'm sorry, through it all the
23 care and stability Passion Four Paws provided
24 in every way, especially the constant training

1 and reinforcement so that I could have an
2 obedient dog at home. I will never find the
3 words or the appropriate thanks to all of you.
4 But I did find their unseen support through
5 Wilbie. Why? Because what they do in the
6 very unique way in which they do it.

7 Aimee and Paul, I know that you
8 are not aware of how your services have
9 impacted our family. When people take their
10 dogs home, they go home to a lot of things.
11 That's what my dogs went through, Alzheimer's,
12 cancer, brain surgery, a lot of different
13 things. And I thank you for being with us,
14 and I hope you will relate that to your staff
15 what's that's meant to us. Thank you for
16 considering my personal testimony. And thank
17 you again for the work that you all do on
18 behalf of all of us in Orange Township.

19 CHAIRMAN TREFZ: Thank you.

20 Should we come up one at a time?
21 But we both reside at the same residence.

22 CHAIRMAN TREFZ: Well, hang on,
23 have you been sworn in?

24 MR. KERNS: My name is Ryan Kerns.

1 This is Tiffanie Kerns.

2 CHAIRMAN TREFZ: Okay. Raise your
3 right hand. Do you solemnly swear that the
4 testimony you shall give shall be the truth,
5 the whole truth, and nothing but the truth; if
6 so, state I do.

7 MR. & MRS. KERNS: I do.

8 CHAIRMAN TREFZ: Okay. So we have
9 your names. We need your address. And we're
10 ready to go.

11 MR. KERNS: So, we're husband and
12 wife. We reside at 6229 First Street. It's
13 represented there on the corner directly
14 across from Aimee and Paul. You can see the
15 red car and the black SUV. That's our
16 property. We moved in February of 2024, and
17 I've been a long time resident in and out of
18 Orange Township myself prior to our marriage,
19 and moved into this location. So, my wife and
20 I prepared a statement. We emailed it in, but
21 she's going to take it from here and read our
22 point of view.

23 MS. KERNS: I'd just like to read
24 it just to make sure that it goes on the

1 record, so. I'm just going to read it
2 verbatim how it was sent.

3 I'm writing this email in support
4 of Aimee Tout and her family regarding their
5 business Passion Four Paws. I'm their
6 neighbor, Tiffanie Kerns, and included on this
7 is my husband as well on this email. It is
8 based on behalf of both of us as well as our
9 family.

10 Their business is a fabulous
11 addition to our neighborhood and poses
12 absolutely zero problems for us or our
13 community. Living right next door in the
14 direct proximity to their business, we have
15 zero negative remarks or complaints. And
16 considering how close we live, if anyone were
17 to have any need or right to complain about
18 their business, it would be us; however, that
19 is not the case. They conduct themselves in a
20 professional and friendly manner, as do their
21 staff. For the longest time, I didn't even
22 realize they owned a pet-related business,
23 because that is how well behaved the dogs and
24 clients are. I did notice dogs being walked

1 when we first moved here, but I didn't
2 recognize any difference in their behavior,
3 demeanor than any regular pet owner walking
4 their dog. I just thought it was a lot of
5 dogs in the neighborhood. And just running
6 people waving and smiling, I was like I love
7 this place, so.

8 They're friendly. The dogs are
9 well trained. They clean up after the
10 animals, and everything runs smoothly. I am
11 glad to have them as neighbors, and I am happy
12 to be supportive of the American dream, which
13 is for a family-ran business to thrive. I
14 truly hope this letter will be taken into
15 consideration for their support and a desire
16 to see them continue on and be a part of our
17 local economy and community.

18 And then I just wanted to say one
19 more thing on the record as well is, and so
20 many people have said this, but you can't say
21 enough about them as people. She was, I
22 think, when we first moved in, maybe nine
23 months pregnant, came over and baked us banana
24 nut bread and brought it over. And, you know,

1 it's like she has a million things going on.
2 She's a mom, a business owner, and she still
3 made time to welcome her neighbors. And
4 they're just fantastic people. I love the
5 community that we live in. I think it would
6 be a shame to see that business go because
7 again, when we're sitting out on our front
8 porch, and keep in mind we do have indoor and
9 outdoor cats, even our cats aren't afraid of
10 the dogs walking by, you know. They want to
11 interact with them even. And it's just, it's
12 just a friendly, joyful community, just seeing
13 everybody walking around and smiling.

14 And a lot of people that you heard
15 from tonight are neighbors, and we all support
16 them. I'd be hard pressed to understand why
17 anyone wouldn't be supportive of them. If you
18 saw their little girls, it would melt your
19 heart. They're the sweetest things. My son
20 is seven years old and he likes to -- they let
21 him go on walks with them around the block,
22 and they're just wonderful, loving people.

23 And I know they're -- if they are
24 the way they are with us with their clients,

1 then they deserve to be in this community. So
2 I really hope that you'll help them be able to
3 succeed and allow them to thrive. Thank you.

4 CHAIRMAN TREFZ: Thank you.

5 MR. KERNS: I have those same
6 sediments, so thank you.

7 CHAIRMAN TREFZ: Thank you.

8 MS. HUNN: We haven't been sworn
9 in. May we be?

10 CHAIRMAN TREFZ: Yes. Raise your
11 right hand. Do you solemnly swear that the
12 testimony you shall give shall be the truth,
13 the whole truth, and nothing but the truth; if
14 so, state I do.

15 MR. AND MRS. HUNN: I do.

16 CHAIRMAN TREFZ: And then state
17 your names and your address.

18 MR. HUNN: Sure. Andrew Hunn,
19 5959 North Road, Lewis Center.

20 MS. HUNN: Ashley Hunn, same
21 address. Do I need to say it again? We're
22 good, okay.

23 MR. HUNN: We know Aimee and Paul
24 because our daughters became best friends at

1 preschool, and we knew them a long time before
2 we ever got our second pet. We had a dog
3 previously. And just within the last six
4 months, we got a puppy. We've been to their
5 home before we had a dog, and I actually had
6 to call my wife because I didn't know where to
7 park because I was looking for a kennel to
8 identify the house. That's like how well it
9 blends in. We've been in their house previous
10 to having our puppy and I failed to notice
11 that there was a kennel next door. So even
12 inside their own home that I've been in, it's
13 hard to pick up on. I'm a very particular
14 person, to put it lightly.

15 We've been using them as trainers
16 for our puppy for like the last three months,
17 I believe.

18 MS. HUNN: We've really needed it.

19 MR. HUNN: We've really needed it
20 with Lily. She's an Irish Terrier. We drop
21 her off in the morning. We pick her up in the
22 afternoon. I'm a stay-at-home dad. We don't
23 need to use their services. I am home. And
24 I've raised a dog myself without training

1 before, and we take her there because when we
2 don't take her in the morning to Pup Academy,
3 she mopes around the house all day long. She
4 annoys me. And when I drop her off in the
5 morning in my big truck, she launches herself
6 out of the truck to get into the building. So
7 it's painfully apparent that they know that
8 what they're doing.

9 Like I said, mentioned, we were
10 friends before we even had a puppy, and failed
11 to notice that they had any impact on the
12 surrounding area, as all of their neighbors
13 have attested to. And we are 100 yards up the
14 street on North Road from them, so.

15 MS. HUNN: We love that it's
16 close. And everything they shared with how
17 they run their business is true, like, quick
18 drop offs, quick pickups. Our dog has learned
19 so much.

20 MR. HUNN: I've gone a drop off
21 before, and the trainers have come out and
22 collected my dog because they see me pull up
23 on the security cameras. Like before I can
24 literally text them to come get my dog, they

1 are coming out the door to get my dog.

2 MS. HUNN: Right. So we're
3 thankful for their business in this community.
4 We also love Orange Townships, like a lot of
5 us here, and so love to support a lot of like
6 women-led businesses, like, she's a sheron to
7 me, like, she is a mom of four daughters and
8 also runs this excellent business. So we hope
9 that you'll support them. Thank you.

10 MR. HUNN: Thank you.

11 CHAIRMAN TREFZ: Thank you.

12 MS. BRINER: Hi. My name is Mary
13 Briner. I have been sworn in. I'm at 7700
14 Pinehill Road. I'm actually a client. I was
15 a client of Acme Canine before it became
16 Passion Four Paws. Different set of dogs.
17 Those dogs are now gone, and I actually have a
18 new set of -- well, there were two other sets
19 of dogs, but I have a new set of dogs. And I
20 just got -- we just got a puppy. And so I'm
21 very thankful that this business is in this
22 local community because, like somebody else
23 said, to find another situation like this one,
24 I'm going to have to go to Gahanna or

1 Worthington or some place much farther away.

2 I hope that you can support them
3 and grant their variance because they do
4 provide a great service. I actually work at
5 home, so it's going to be really convenient
6 for me when my dog is going to go to the Pup
7 Academy in a week, that I can drop her off and
8 pick her up and be ten minutes from my house.
9 So please, hope that you support them and
10 grant their variance as they requested.
11 Appreciate it.

12 CHAIRMAN TREFZ: Thank you.
13 Somebody else has their hand up. Yes, ma'am.

14 MR. WICKLINE: Hi. I'm Teresa
15 Wickline. And I'm sworn in. And I live at
16 1354 Church Street. And I've been a resident
17 of the community for 60 years, almost in that
18 specific place most of the time where I live
19 now.

20 I do have some concerns. I have
21 spoken with Aimee and I've spoken with some of
22 her employees. The business does reactionary
23 training off of our dogs, and they will stand
24 like on the street by our yard and wait until

1 they can get control of those dogs and get
2 them to sit. And I've asked them nicely
3 several times to, you know, go on and conduct
4 it somewhere else. We love dogs, too, but
5 using our dogs for reactionary training is
6 just upsetting.

7 One of the conversations that I
8 had with Aimee was they were using property to
9 cut through to take shortcuts in through
10 people's yards. And one of the things that
11 she had said, well, these are alleys in the
12 community, so, you know, we're about to cut
13 through there. As far as I know, those alleys
14 were closed a few years ago, and never have we
15 used them just to walk them with property
16 lines, especially when there's like a yard
17 here or here, there's no road, there's no
18 nothing. We maintain those. We consider
19 those our yards.

20 Back over, I think it was during
21 the summer maybe, it's been a few months back,
22 there was an incident where one of their
23 workers were walking. They cut across the
24 front of the church yard and they walked

1 through the front of someone else's yard, and
2 their dog was out. Now for -- that dog was
3 not on the leash. The dog that they were
4 leading was on a leash, and the dogs got into
5 it. I'm not sure, but I think the dog that
6 they were leading ended up dying. I'm not
7 100% sure.

8 MS. TOUT: She's a client, still a
9 client.

10 MS. WICKLINE: Well, okay. Well,
11 their dog was put down, the other dog that was
12 in their yard, they had to have that dog put
13 down. I can't help but wonder if you weren't
14 walking across their front yard and through
15 the church parking lot, I mean, maybe that
16 wouldn't have happened.

17 My concern is, I did send a video
18 with some pictures and stuff earlier, my
19 concern was one of the dogs that they're
20 specifically talking about, which the dogs
21 named I think is Chase, they were talking
22 about its aggression issues and stuff, part of
23 that video was filmed in my yard about 20 feet
24 into my yard. So they do not stay like in

1 specific areas, like, in the kennel area.
2 It's just not done. There are times when
3 there are five, six people walking dogs in the
4 evenings around the neighborhood. We do not
5 have sidewalks. There was barely room for one
6 car to get through. If the trash truck or the
7 busses are going through, we're all like
8 sitting until, you know, that's finished.

9 I love the fact of what you're
10 doing, however, there are issues, you know, if
11 you're going to keep the business in your
12 little area. And you do not always know what
13 your workers are doing. You are not with
14 them. You have a lot of younger people. You
15 have people that have been asked to get out of
16 people's yards and they're like, you know,
17 we --

18 MS. DONNAN: Ma'am, I'm sorry,
19 please direct your comments to the Board.
20 Thank you.

21 CHAIRMAN TREFZ: Ma'am.

22 MS. WICKLINE: Okay. We have
23 asked them, you know, please don't do that,
24 please stay out of the yard. One person told

1 us they brought the dogs over by the lawn
2 mower. And they said, you need to take the
3 dog away because the dogs could possibly get
4 hurt. And then, is that going to be my fault,
5 is it going to be your fault? She said, well,
6 that's what we're told to do. It's like a
7 reactionary training. So there have been
8 issues.

9 I have no problem with the
10 business being there; however, it needs to
11 stay in that area and not come out where the
12 rest of us are. I just don't feel like that's
13 okay. My dogs do react, but they're my dogs.
14 They're, you know, they're staying in their
15 yard. Like I said, I don't care if the
16 business is there, but I think it needs to
17 stay in there.

18 As far as expanding it, if you
19 can't keep the dogs that you have now in
20 there, what are you going to do with expanding
21 it even further? So I'm just not sure. I'm
22 not 100% sure. Maybe I didn't understand the
23 scheduling and stuff that they have presented,
24 but that -- if what I saw was right, that

1 doesn't go along with what I've seen. Like I
2 said, I don't care if the business is there,
3 but the business needs to stay within that
4 area.

5 I recently -- I was talking to
6 Lisa Knapp also and she was telling me that
7 one thing that they did not do for the permit
8 that was granted to the last -- to Acme Canine
9 is she said that everything that they talked
10 about and the stipulations and everything that
11 were supposed to be for the business, she said
12 that there needs to be a vote on that and it
13 needs to make sure that the that everything
14 that is set forth is on record. So, like, for
15 instance, if there's only, like, so many
16 workers or so many cars or so many people, so
17 many dogs or not walking in a specific area or
18 staying in that area, no matter what it is, I
19 guess it needs to be on record.

20 And then my question is also, if
21 we do do this, who is going to be in charge of
22 making sure that all of the rules are
23 followed? Who do we come to if there are
24 further issues? Because when after June, when

1 all this went down, things have changed.
2 We've barely seen the dogs. I'm not sure if
3 they're in, you know, their area. I think
4 they're being taken to other places, whatever.
5 I don't care.

6 My issues were exactly what I
7 said. But since then, we haven't had that
8 problem. Some of the pictures and stuff that
9 I sent over that was after June, and some of
10 the videos and pictures were taken directly
11 off of their website, Facebook and such.

12 But, you know, like I said, I do
13 not care if the business is there, but I'd
14 like it to be kept in that area. And I never
15 want to see dog walkers standing in front of
16 my house because my dogs are barking and, you
17 know, waiting to get those dogs calmed down.
18 That's just not okay. That's disturbing my
19 peace, disturbing the dog's peace. And I get
20 it that I'm one person. I know some other
21 people have issues with it, too, but that's
22 not okay.

23 MS. DONNAN: Ma'am, if I may,
24 because you mentioned the photos and earlier

1 you mentioned the videos. So just so the
2 Board is aware, I believe you emailed several
3 videos and photos to Staff.

4 MS. WICKLINE: Right.

5 MS. DONNAN: In order for that
6 information to be reflected in the record,
7 would you like to go through some of those so
8 that way the Board has an understanding of
9 when you say there's a video, there's a photo,
10 that they know what information you're
11 referring to?

12 MS. WICKLINE: Yes, that's fine.
13 And like I said, too, most of the pictures I
14 was told by Lisa Knapp in particular to make
15 sure that I took pictures and recorded stuff
16 so I would have stuff when I came in. But
17 like I said, at that point things have kind of
18 slowed down with the people in the area.

19 But a lot of the pictures show
20 that the dogs are walking on the roads.
21 They're sitting on the roads. They're laying
22 in the roads. They're doing training, so it's
23 not just confined.

24 MS. DONNAN: I'm so sorry, just

1 because this is, I mean, if you can be
2 specific with respect to the photos that are
3 on the screen, what's going on, that will help
4 with respect to the record.

5 MS. WICKLINE: Okay.

6 MS. DONNAN: So is there a
7 particular photo I can highlight?

8 VICE-CHAIR ROSS: Just go through
9 them one at a time.

10 MR. PAX: Well, I'm trying to --
11 what road are we even on?

12 CHAIRMAN TREFZ: Just go -- yeah.

13 MS. WICKLINE: Those pictures that
14 look similar to that one is dog walkers going
15 down Church Street in front of my house. Like
16 I said, this is after June when the Township
17 had gotten involved. That's one of the other
18 dog walkers who had been sitting in front of
19 the church, in front of my house, but by the
20 time I got up there, she was had moved on.

21 There's another dog walker on
22 Church Street. And this is Chase. This is
23 the dog that I was speaking of. That I think
24 there's a video on the one of these. I'm not

1 sure if that's it, but they talk -- it's a
2 video off of their website. They talk about
3 his aggression issues. And the video ends in
4 my yard with the dog laying about 20 feet into
5 my yard.

6 (Playing video) That's my yard.
7 And this is videos pulled from their
8 website -- oh, actually, pictures. And these
9 are all just showing that they're not just in
10 that area, in that fenced-in area. These are
11 all over the neighborhood.

12 MS. NEFF: Do the residents use
13 the roads in that area to walk their dogs,
14 too?

15 MS. WICKLINE: Not to this extend.
16 It's kind of hard also when there are dogs --

17 AUDIENCE: Yes, they do. Yes,
18 they do.

19 MS. DONNAN: Excuse me, everyone.
20 In addition to this being a hearing, we have a
21 Court Reporter here. There can only be one
22 person at a time speaking. The applicant will
23 have the opportunity for rebuttal after public
24 comment is concluded, but thank you. Only one

1 person at a time.

2 MS. WICKLINE: That is the church
3 steps across the street from my house, which
4 we do a lot of training on. And as I was
5 saying before, yes, people do walk their dogs.
6 It's usually not five, six dog trainers at a
7 time walking different dogs. But yes, people
8 do need to utilize it. I never said that
9 they did not.

10 VICE-CHAIR ROSS: Could you
11 clarify for me where you live in relation to
12 their home and business?

13 MS. WICKLINE: I live on the next
14 street over, the back street, which is Church
15 Street.

16 CHAIRMAN TREFZ: Yeah.

17 MS. NEFF: And where's the green?

18 CHAIRMAN TREFZ: The green and
19 then you come down and it's Church Street.

20 MR. GAYETSKY: And that distance
21 is about 350 feet from the edge of the
22 properties, 350.

23 MS. NEFF: Can you guys remind me,
24 how many employees -- do you have five or six

1 employees on staff at any time?

2 MS. TOUT: No.

3 MR. TOUT: We have six total, so
4 it's three on a given shift.

5 MS. TOUT: So we have staff
6 meetings that, you know, where we do -- we
7 don't walk dogs or anything like that.

8 CHAIRMAN TREFZ: Did you get that
9 since they weren't at a mic?

10 COURT REPORTER: Yes.

11 CHAIRMAN TREFZ: Okay.

12 MS. NEFF: I also wanted to
13 clarify, we're not talking about expanding the
14 business. We're talking about, you know,
15 adding employees and continuing the business,
16 correct?

17 MS. DONNAN: Correct.

18 MS. NEFF: Okay.

19 MS. DONNAN: And renewing the
20 Conditional Use.

21 MS. NEFF: Okay. But not
22 expanding anything?

23 MS. DONNAN: Correct.

24 MS. WICKLINE: And it was my

1 understanding that the employees, or did I
2 misunderstand that the employees leave around
3 5:00 or 6:00? I don't know if I
4 misunderstood.

5 MS. NEFF: I think she said all
6 but one.

7 CHAIRMAN TREFZ: They leave at
8 different times, but yeah.

9 MS. WICKLINE: Okay.

10 MS. NEFF: So there's one
11 employee, I think, it said from 5:00 to
12 9:00ish.

13 MS. TOUT: Am I okay to speak?

14 VICE-CHAIR ROSS: Just at the mic.

15 CHAIRMAN TREFZ: Yeah, you should
16 be at the mic and you'll have a minute to do
17 that.

18 MS. TOUT: Okay. They can finish
19 and then I'll answer all questions.

20 VICE-CHAIR ROSS: While you're,
21 ma'am, I just want to make sure I understand
22 it correctly. You said that there were a lot
23 of these issues and that you spoke to them in
24 June. And then it sounded like you said that

1 those were no longer an issue.

2 MS. WICKLINE: I have not seen
3 many dog walkers on our street in our area. I
4 really don't pay much attention unless I'm
5 driving down Franklin Street.

6 VICE-CHAIR ROSS: Okay. So she
7 actually responded to your complaint, and
8 there's not a problem?

9 MS. WICKLINE: She responded to
10 Orange Township.

11 VICE-CHAIR ROSS: Okay.

12 MS. WICKLINE: She did not respond
13 to me. she responded to Orange Township.

14 MS. NEFF: Bet your issues have
15 been resolved for the last three months?

16 MS. WICKLINE: Yes. Since
17 sometime in June, yeah, July. Yes.

18 MS. NEFF: Okay.

19 VICE-CHAIR ROSS: Thank you.

20 MS. WICKLINE: And that was one of
21 things that I wanted to make sure that
22 whatever happens, like I said, I don't care
23 that the dog place is there, that doesn't
24 bother me. I don't have any issues with that.

1 We love dogs, too. But I want to make sure
2 that when the vote is taken, somehow all of
3 this is in writing and there's some type of --
4 so this doesn't happen again, so don't have
5 all these dogs walking around doing training
6 off of other people's dogs.

7 They don't need to be -- like I
8 said, they were in my yard. I can't speak for
9 everyone else. I do know that the church, he
10 has asked several times who the dog, you know,
11 who the people were that were cutting across
12 his lawn with the dogs.

13 MS. NEFF: Is he here tonight?

14 MS. WICKLINE: He is Not. They
15 have kids that play out there almost every
16 night during the summer, so I think that was
17 one of the questions, why he was asking that,
18 but I have not talked to him about that for a
19 while.

20 VICE-CHAIR ROSS: So it sounds as
21 though you think there should be conditions,
22 if there's an approval, you think that there
23 should be conditions. And what conditions do
24 you think are reasonable to address your

1 issues?

2 MS. WICKLINE: I think there needs
3 to be operating parameters. And I think there
4 needs to be, like, a limit to how many people
5 are walking dogs, where they're walking dogs
6 at, if they're using other people's dogs to do
7 reactionary training. I don't think that they
8 should be using any of the residents unless
9 they have their permission, or their dogs in
10 any way, their yards, anything.

11 VICE-CHAIR ROSS: And I don't want
12 lengthen -- I don't mean to ask so many
13 questions. I'm just trying to understand. I
14 don't know what reactionary training is. And
15 I don't know -- what were they doing to your
16 dogs -- what were they doing on your property,
17 outside your property that you think was
18 reactionary training?

19 MS. WICKLINE: Well, they
20 specifically told me they were doing
21 reactionary training, one of her workers did,
22 and I knew what they were doing, but I did not
23 know what it was called, but that's what they
24 called it. Because my dogs are barking,

1 they're trying to get their dog not to
2 respond, so they will stay there until they
3 get that dog under control, possibly sit,
4 whatever.

5 MS. NEFF: A lot of people call it
6 socializing your dog, too.

7 VICE-CHAIR ROSS: Okay. I'm a cat
8 person, so.

9 MS. NEFF: That's okay.

10 CHAIRMAN TREFZ: So when someone
11 is walking a dog past your property, your dog
12 is out?

13 MS. WICKLINE: Sometimes.

14 CHAIRMAN TREFZ: And does your dog
15 react the same to anyone walking a dog past or
16 just the ones from the facility?

17 MS. WICKLINE: It depends on who
18 the dog is. I mean, there are dogs that --
19 there are other dogs in the neighborhood that
20 they don't react to, but it's more the point
21 that they're sitting there using my dogs for
22 the training. That's my issue.

23 CHAIRMAN TREFZ: Okay. And it's a
24 public street, so anyone can walk a dog

1 anywhere, right?

2 MS. WICKLINE: Right. But can
3 they sit there in front of our house?

4 CHAIRMAN TREFZ: I didn't say
5 that. I just -- I was trying to get
6 everything on an even keel.

7 MS. WICKLINE: Right. No --
8 right, I understand that. But also keep in
9 mind, when you have like multiple dog walkers
10 and stuff walking in the neighborhood, we do
11 not have sidewalks, there's no room for two
12 cars to pass, there are issues with that, so
13 that's --

14 CHAIRMAN TREFZ: How is that
15 different than the three of us walking our
16 dogs in the neighborhood?

17 MS. WICKLINE: Well, we wouldn't
18 be using my dogs for reactionary training,
19 standing in front of them for 15 to 20
20 minutes.

21 CHAIRMAN TREFZ: Okay. But just
22 walking the dog is not the issue.

23 MS. NEFF: It's the sitting in
24 front of their house.

1 CHAIRMAN TREFZ: It's the sitting
2 or interacting between?

3 MR. PAX: Training.

4 MS. WICKLINE: Right.

5 CHAIRMAN TREFZ: Okay.

6 MS. WICKLINE: Well, like they
7 said, they told me that they were using my
8 dogs for reactionary training. That was their
9 words from one of their workers, which I
10 understand that. I knew that's what they were
11 doing. I did not know that that's what it was
12 called, but --

13 VICE-CHAIR ROSS: But they're no
14 longer doing that now?

15 MS. WICKLINE: No. I've barely
16 seen them, so.

17 CHAIRMAN TREFZ: Okay.

18 MS. NEFF: So your concern is that
19 they would start doing it again? It feels
20 like everything that what you had an issue
21 with has been resolved.

22 MS. WICKLINE: Yes. But I want to
23 make sure that what I was told by the other
24 Board is they told me the rules were not

1 written out and enforced, that that needed to
2 be done, not just okay, here's your
3 Conditional Use Permit, this is what you're
4 telling us we're going to do and we all
5 believe that and know that.

6 Somehow, which I don't know what
7 happened as far as I know when Acme closed, I
8 know when she moved in, somehow things changed
9 quite a bit. We went from in the first
10 meeting there were a lot of rules and stuff
11 that was set up. Sometimes she followed them,
12 sometimes she didn't, but it wasn't this
13 great. It wasn't to this extent. It wasn't a
14 huge burden to have that going on outside your
15 house. Now there are some days where in the
16 past where it's been going on like all day
17 long.

18 MS. NEFF: So, what is it?

19 MS. WICKLINE: Dogs walking.
20 They'll be like in our driveway. Like I said,
21 I showed pictures in our yard.

22 MS. NEFF: But this was before
23 June?

24 MS. WICKLINE: This was before

1 June.

2 CHAIRMAN TREFZ: Okay. And you
3 mentioned a list of things. Do you have a
4 copy of that list, or what was it?

5 MS. NEFF: You referenced multiple
6 things, but I'm only hearing one thing, so I'm
7 just trying to be clear on --

8 MS. WICKLINE: A list for what was
9 set aside for the last permit, a list -- which
10 list are you speaking about?

11 CHAIRMAN TREFZ: Well, I don't
12 know.

13 MS. NEFF: Yeah, you're
14 referencing multiple things you have issues
15 with, but we're only hearing you say one.

16 MS. WICKLINE: No, that was -- I
17 just want to make sure that whatever
18 stipulations is set aside for them, if you
19 grant a permit, that those are kept. And what
20 I would like, like I said, limited interaction
21 with the dogs that are walking through the
22 neighborhood. The dogs obviously go there
23 because they have behavioral issues. I'm not
24 sure why we need to be incorporated into that.

1 Like I said, the one dog in my yard underneath
2 my tree about 20 feet and 15 feet and 20 feet.

3 VICE-CHAIR ROSS: Well, I hope
4 you'll understand that we can only set
5 conditions that we can actually have our
6 Zoning Department enforce, and there's certain
7 things they can enforce and certain things
8 they can't.

9 MS. NEFF: So I don't think we can
10 tell them not to use public property. I mean,
11 I'm sure you can tell them they can't be on
12 your property.

13 CHAIRMAN TREFZ: Yeah. But how
14 much leeway do we have to write things in, and
15 if those were written in earlier, shouldn't we
16 have a copy of that?

17 MS. NEFF: Yeah, that's why I was
18 looking through here.

19 MS. DONNAN: So, what I will say
20 is -- and we've had this conversation for
21 Conditional Use.

22 CHAIRMAN TREFZ: Yeah.

23 MS. DONNAN: If you approve an
24 application and you want a condition in

1 addition, or something that's in addition to
2 that application, you need to include that in
3 your Motion. And correct me if I'm wrong, but
4 I believe what you were saying is maybe there
5 were some representations made at the 2007
6 application that weren't necessarily followed
7 through with or that type of thing.

8 MS. WICKLINE: Right. And there
9 was no Motion made is what I was told on what
10 the conditions were supposed to be.

11 MS. DONNAN: So a Motion would
12 have been made, because otherwise the
13 application would not have been approved. But
14 obviously, if something is not included as a
15 condition in that Motion, then the Township
16 doesn't have the ability to enforce. And I
17 know we've -- earlier we talked about a few
18 possible conditions, and certainly, I think
19 after public comment and after the applicants
20 had an opportunity to discuss, if the Board is
21 leaning towards approval, we can absolutely
22 have a conversation about any potential
23 conditions, lawful conditions, and that type
24 of thing.

1 VICE-CHAIR ROSS: And when it was
2 approved for the last owner, there were three
3 conditions and they were part of the Motion.

4 MS. DONNAN: Correct.

5 VICE-CHAIR ROSS: Would those
6 three conditions continue on with this
7 application, or would they have to be
8 restated?

9 MS. DONNAN: Just to be clear, I'd
10 probably restate them.

11 MS. NEFF: What were they?

12 MR. PAINTER: And just, if I may,
13 I think I know what you're referencing. There
14 was three conditions put into the initial
15 application approval. It was one that the
16 sign be no larger than 6 square feet. The top
17 of the sign be no higher than 4 feet from the
18 finished grade, and there be no outdoor
19 kennels. Those are three conditions put on
20 the Condition Use back in 2027 -- I'm sorry,
21 2007.

22 MS. NEFF: That's what I was
23 looking for, thank you.

24 MS. DONNAN: In the Staff Report,

1 I think it's under history of the property.

2 MS. PAINTER: Correct. And I
3 think it can be handled through different law.
4 But you know, our clients are willing -- my
5 clients are willing to stipulate in the
6 approval they will not go onto property unless
7 they have permission. I think that kind of
8 goes without saying, but if it needs to be
9 said, we're happy to include that.

10 CHAIRMAN TREFZ: Yeah.

11 MS. NEFF: And in part of your
12 employee training maybe something like that.

13 VICE-CHAIR ROSS: And can I
14 clarify with you, Eric, since there are no
15 sidewalks there and it's a small road, how
16 much of the grass that runs along the side of
17 the road is private property and how much of
18 it is easement that is for the public to walk
19 in?

20 MR. GAYETSKY: Yeah, I'd have to
21 --

22 VICE-CHAIR ROSS: That would be a
23 good thing to clarify.

24 MR. GAYETSKY: I'd have to look at

1 the measurements, since we actually have not
2 taken any of the tools from the Auditor's
3 site. And even those tools are not going to
4 be precise. They're going to be
5 approximations.

6 CHAIRMAN TREFZ: Well, if you look
7 at what's on there, this is from the Auditor's
8 office, right?

9 MR. GAYETSKY: Yes.

10 CHAIRMAN TREFZ: And you can see
11 the property line is roughly a car's width,
12 which is 8 feet into the grass, so --

13 MS. NEFF: Into the grass. So
14 that means people can walk in that piece of
15 grass at the end of your property.

16 CHAIRMAN TREFZ: Well, but I'm
17 saying, you don't own --

18 VICE-CHAIR ROSS: But that at
19 least lets us know.

20 CHAIRMAN TREFZ: Well,
21 technically, you own to the middle of the
22 road.

23 MS. NEFF: You do, but people are
24 allowed to use it.

1 CHAIRMAN TREFZ: But you don't
2 have access to the first 10 feet or more
3 because you've got the middle line of the
4 road, you've got the edge of the road, and
5 then you've got where your property easement
6 -- or is that the term right?

7 MR. GAYETSKY: Right-of-way.

8 CHAIRMAN TREFZ: Right-of-way.
9 Thank you. I knew I was screwing that up.

10 MS. NEFF: So how many feet is
11 that?

12 CHAIRMAN TREFZ: I'm guessing
13 that's 15 feet.

14 MS. NEFF: Well, he's just
15 measuring it.

16 UNKNOWN SPEAKER: 9.75 feet from
17 there to there.

18 MR. PAX: He's saying 9 feet.

19 MS. NEFF: Nine feet. So it's
20 almost 10 feet.

21 CHAIRMAN TREFZ: Yeah.

22 MR. PAX: That makes sense. It's
23 about the parking width you were talking
24 about.

1 MR. TOTZKE: So they have their
2 right to walk their dog on those first nine
3 feet night.

4 MS. NEFF: Or get off if there's a
5 car coming.

6 MR. TOTZKE: Right.

7 MR. PAX: Right, if their property
8 line is there.

9 CHAIRMAN TREFZ: Yeah. And cars
10 go in that just to pass because I've been on
11 that road.

12 MS. NEFF: Yeah.

13 CHAIRMAN TREFZ: There's not room
14 for two cars.

15 MS. NEFF: I don't think that we
16 can put in the condition that, you know, you
17 can't -- people can't walk into your easement.
18 And I'm guessing that they're going to not be
19 on your property any more going forward.

20 MS. TOUT: That is correct.

21 CHAIRMAN TREFZ: Or anyone's
22 property.

23 MS. NEFF: Yes, without
24 permission.

1 CHAIRMAN TREFZ: Anything else,
2 ma'am?

3 MS. WICKLINE: No.

4 CHAIRMAN TREFZ: Alright. Thank
5 you.

6 MS. WICKLINE: Thank you.

7 CHAIRMAN TREFZ: We have other
8 audience.

9 MR. LACRONE: My name is Fred
10 LaCrone, 1425 Church Street. I've been sworn
11 in.

12 I'm at the other end of Church
13 Street, and dogs may walk through my yard.
14 They walk down the street. Cars go down the
15 street. I submit that because you're Zoning,
16 we have other businesses back there that have
17 all kind of truck traffic, trailers, cars in
18 and out all the time, or a building that's two
19 stories tall that got built. That's not an
20 issue. We have other barking dogs that have
21 been barking for three years that the dog
22 warden, the Sheriff has been out, they still
23 continue to bark, but their business, not a
24 problem. People walking on the street with

1 their dogs. We got loose -- we got dogs that
2 bark at the rabbits, bark at the -- you know,
3 what are they barking at?

4 CHAIRMAN TREFZ: Yeah.

5 MR. LACRONE: Why is it an
6 issue? They're training, you know, they may
7 make a mistake and may go in somebody's yard.
8 They may drop one and they pick it up, you
9 know, that's just the way it works. We've
10 been there a long time, too, and even though
11 one of our dogs came from there, their
12 location, and if there was a mistake made, I'm
13 sure they corrected it.

14 But all the dog walking people
15 I've seen, if they walk in the grass it's
16 probably because it's a hot day. They know
17 better to walk in the street, so they stop.
18 We got more problems with traffic from said
19 cars flying up and down the street, trucks
20 and pickups and dragging stuff back and forth
21 than we do with dogs.

22 CHAIRMAN TREFZ: Okay.

23 MR. LACRONE: Other than that, on
24 behalf of everything else as far as being a

1 community and everything else, but whatever
2 the issue that came before to start this whole
3 ball rolling is just non-existent.

4 CHAIRMAN TREFZ: Thank you.

5 MS. NEFF: Thank you.

6 MS. KERNS: Can I add one more
7 thing to the record?

8 MS. NEFF: Yes.

9 MS. KERNS: So I wanted to just
10 make sure --

11 CHAIRMAN TREFZ: Name, address and
12 you've been sworn in.

13 MS. KERNS: Sorry. Tiffany Kerns,
14 6629 First Street, Lewis Center, 43035. I
15 have been sworn in today.

16 I just wanted to add to the record
17 that there are a lot of pet owners on that
18 street. So I think it would be really hard
19 for us to say if anybody walking around the
20 block was, you now, their business in
21 particular, because I've been there a
22 year-and-a-half, and like I said, I was kind
23 of like, wow, there's a lot of dogs in this
24 neighborhood.

1 But I'm telling you, a lot of them
2 truly are our neighbors so I'm going to just
3 kind of walk through that with you. Trent
4 mentioned that he has five dogs at his house.
5 The people across the street from me have a
6 dog. The people two doors down have a German
7 Shepherd, who has gotten out, you know, and so
8 I personally met that dog and interacted with
9 it. I believe that you guys have a dog.

10 AUDIENCE: Two.

11 MS. KERNS: Yeah, yeah. So they
12 have two dogs. Now, keep in mind, you saw the
13 streets, this was not a ton of houses, but I'd
14 say probably 50% of the people in the
15 neighborhood have a dog. Heather, who also
16 left about the same time as Trent, she has a
17 dog and I see her walking her dog.

18 AUDIENCE: It might even be 100%
19 everybody has a dog.

20 MS. KERNS: Yeah, I mean, almost
21 everybody on the entire block, several blocks,
22 has a dog. So I think it'd be hard to just
23 pinpoint any pet problems to one particular
24 person or business. And again, I haven't

1 noticed anything. And I want to also add to
2 the record that I'm home pretty much 24/7
3 because I work from home, as does my husband,
4 so we're there all the time and so we can kind
5 of take note of these things. And we're porch
6 people and we're out -- and I'm always out
7 gardening so I'm always interacting with
8 people as they pass by.

9 CHAIRMAN TREFZ: Okay. Thank you.

10 AUDIENCE: You mentioned the Pit
11 Bull that won't shut up, isn't he across from
12 your house?

13 MS. NEFF: Sorry. You guys can't
14 speak unless you're at the podium.

15 CHAIRMAN TREFZ: We need you at
16 the podium when you speak.

17 MS. NEFF: I mean, in my
18 neighborhood -- well, and we used to do foster
19 work so we had a lot of dogs. It's not
20 uncommon to do reactivity training like that
21 as a regular person, not just a professional.

22 CHAIRMAN TREFZ: Okay. Anyone
23 else?

24 AUDIENCE: Yeah --

1 MR. PAX: Personally I'm not
2 comfortable --

3 CHAIRMAN TREFZ: Sorry. No,
4 you're fine. I went over you. I'm sorry.

5 MR. PAX: I did want to go on the
6 record to say I don't feel comfortable in
7 making any type of judgment or requirement
8 towards the approval of the Conditional Use of
9 this application because of whether they're
10 going to throttle and do proper conditional
11 reactionary training with the dogs in their
12 care.

13 MS. NEFF: Because that's not what
14 is here.

15 MR. PAX: Correct.

16 MS. NEFF: It's not what's before
17 us.

18 MR. PAX: It's what Sue mentioned
19 earlier, it's our purview and our
20 responsibility to what the Zoning Department
21 is mandating for our control. It seems, I
22 think frankly, the business owner hearing
23 those concerns, a deliberate strategy to
24 mitigate it.

1 MS. NEFF: Yep. And training and
2 communication.

3 MR. PAX: And training, as a
4 long-term owner and professional respect that
5 I'm hearing from the residents, I think that
6 is sufficient.

7 MS. NEFF: Absolutely.

8 MR. PAX: That it's been heard.
9 It's in public record. And it's just
10 something that can be abated. It does not
11 need to be regulated and through any type of
12 action by our Board, frankly. That's my
13 opinion.

14 CHAIRMAN TREFZ: Sir, name.

15 MR. LACRONE: 1425 Church Street
16 again.

17 CHAIRMAN TREFZ: And you've been
18 sworn in.

19 MR. LACRONE: Fred LaCrone. I've
20 been sworn in. With the 2007 property change,
21 why didn't Township notify them that it had to
22 be renewed or gone through again?

23 CHAIRMAN TREFZ: I cannot --

24 MS. DONNAN: Yeah, the burden is

1 on the property owner to make sure that their
2 property is in compliance. And it likely was
3 just something that the when the sale happened
4 nobody really thought about.

5 MS. NEFF: And so it wasn't
6 noticed til the complaint?

7 MS. DONNAN: Correct.

8 MR. GAYETSKY: Correct.

9 MR. LACRONE: Right, that's what
10 I'd like to say. Probably, you know, I don't
11 know what the word is, but frivolous, I guess.
12 Is that the word?

13 CHAIRMAN TREFZ: Well, that's a
14 word that you used, yes. I can compare this
15 to the homeowner who sells their house, who
16 built a deck without a permit across lines,
17 and it's the next homeowner's responsibility
18 to fix that issue.

19 MS. NEFF: Their problem.

20 CHAIRMAN TREFZ: Because that
21 homeowner got away with it, if you will, so.
22 I can't go backwards in time, although, some
23 days I wish I could. Alright. Thank you.
24 Anyone else from the audience? Yes, ma'am.

1 MS. KOONS: I don't want to drag
2 this out. I'll just add one more thing. Barb
3 Koons, 5497 Catalpa Drive. And I've been
4 sworn in.

5 When I said I had a lot of
6 problems with this dog and I brought her to
7 Aimee, I'm a little worried it got
8 mischaracterized by something someone else
9 said. My dog was not aggressive. I never saw
10 an aggressive dog there. My dog pulled. I
11 got tendon damage because she wanted to go
12 faster than I could possibly go. She was not
13 aggressive. I've never seen an aggressive
14 dog. I just want to go on record that making
15 sure it was characterized correctly.

16 CHAIRMAN TREFZ: Okay. Thank you.
17 Anyone else? Okay. Applicants, would you
18 like to respond to anything that's been said
19 by the public?

20 MR. TOUT: We're happy to walk
21 through those videos and the pictures and
22 explain where those were. That they were
23 predominantly on Franklin Street. They are
24 our normal training methods and normal walking

1 dogs around the neighborhood. If it's
2 helpful, we can do that. I don't want to
3 waste your time, right.

4 I can also speak to the dog attack
5 incident. I personally left my work-at-home
6 day to go get that dog and take them to the
7 vet. And they did survive. And that client
8 still brings their dog to us.

9 And as a small business owner, as
10 any business owner, there's some amount of
11 being dynamic. Things change. You have to
12 adapt. We had to adapt during Covid. We had
13 to adapt when she was in the hospital for a
14 month, when we were about to have a baby. A
15 lot of things happened.

16 One of the things that has
17 happened is we don't go on the block of Church
18 Street and Center Street anymore. And we will
19 likely continue to do that, but I am happy to
20 state on the record that we will respect other
21 people's properties. We will not go on other
22 people's properties, unless they've invited us
23 to do so, and we will specifically avoid that
24 corner lot.

1 MS. NEFF: With the dog incident,
2 were there any fines or anything on your part?

3 MR. TOUT: That case is the public
4 record, but the dog --

5 MR. PAINTER: It's public record.
6 That dog was labeled a vicious dog and had to
7 be put down, the dog that attacked their dog.

8 MS. NEFF: Okay.

9 MS. TOUT: To clarify, it was on
10 public property, where the dog got out of
11 their property.

12 MS. NEFF: Okay.

13 MS. TOUT: And the dog was being
14 --

15 MS. NEFF: I just wanted to make
16 sure there was nothing that you were found
17 liable or anything.

18 MS. TOUT: Correct.

19 MR. TOUT: Also, it's worth
20 noting, the employee was walking a 15-pound
21 dog and it was a 60-pound dog that got out and
22 viciously attacked it.

23 CHAIRMAN TREFZ: Yeah.

24 MS. NEFF: Thank you. Okay.

1 CHAIRMAN TREFZ: Questions of
2 anyone?

3 MR. TOTZKE: There's no Statute of
4 Limitations when like a continuation happens
5 for something like this?

6 MS. DONNAN: So if you -- if the
7 Board is ready to make a decision, we can walk
8 through conditions. If you would like -- if
9 you're not ready to make a decision tonight,
10 you could continue the application. Is that
11 what you're asking?

12 MR. TOTZKE: Well, I mean, like
13 with the deck situation, like no one is hurt
14 by a deck having to reapply. But like to the
15 attorney's point like their livelihood is at
16 stake and like having to go through all this
17 resubmission out of nowhere, I'm just trying
18 to understand like there's -- that's
19 completely unavoidable.

20 MS. DONNAN: Correct.

21 MR. TOTZKE: Okay. Thank you.

22 MS. DONNAN: I understand what
23 you're saying. Even though they should have
24 reapplied many years ago, the fact that they

1 haven't applied until now or reapplied, that
2 doesn't matter, there's no waiver or estoppel.
3 But certainly the fact that it has been
4 operating for quite some time and the Township
5 only recently received a complaint, that is
6 certainly something that the Board can take
7 into account when you -- if and when you make
8 your decision.

9 MR. TOTZKE: Thank you. That was
10 it, thank you.

11 CHAIRMAN TREFZ: Okay.

12 MS. NEFF: I'm good.

13 VICE-CHAIR ROSS: Well, I think it
14 would be appropriate for us to just when we
15 vote on this, if we vote to approve, that we
16 add back in the three conditions that were
17 there previously.

18 MR. PAX: Agree.

19 CHAIRMAN TREFZ: Yeah, I agree.

20 MS. DONNAN: Board, can I ask
21 something as well?

22 CHAIRMAN TREFZ: Yes.

23 MS. DONNAN: Because the applicant
24 at some point -- and I just want to clarify

1 and make sure that if the will of the Board is
2 approval, we just get as much on paper so
3 we're all good to go. I think the applicant,
4 I heard something about grooming, and just
5 want to make sure -- and it sounded like that
6 might be something that happens down the line,
7 if that's -- is that? No?

8 MR. PAINTER: No.

9 MS. TOUT: No.

10 MR. PAINTER: When I said
11 grooming, it was in the context of the stat --
12 the case law I went through.

13 MS. DONNAN: Okay. And I thought
14 maybe that she mentioned that someone was
15 maybe training for it.

16 MS. TOUT: Someone was training,
17 yeah.

18 MS. DONNAN: I just wanted to make
19 sure if you guys wanted that, I was going to
20 say let's add that as a condition.

21 MS. TOUT: One of my employees,
22 she works at a dog groomer. To clarify, one
23 of my employees, one of my long-term
24 employees, she's decided she wants to pursue a

1 career in dog grooming and she works at a dog
2 grooming facility. I do not provide dog
3 grooming services, but I'm helping her in the
4 sense of clientele base and things like that.

5 MS. DONNAN: Sure.

6 MS. NEFF: So you don't intend to
7 add that to your business?

8 MS. TOUT: Not in -- no.

9 MS. NEFF: Okay.

10 MS. DONNAN: Okay.

11 CHAIRMAN TREFZ: If they did add
12 that service, is that something they'd have to
13 come back to us?

14 MS. DONNAN: So what I would say
15 is, if you have any possibility or any thought
16 you might want to expand on that, let's get
17 that taken care of today, so that way --

18 MR. TOUT: Is the permit
19 conditioned to this -- like, how specific is
20 the use that we're going to define in the
21 proposed permit?

22 CHAIRMAN TREFZ: Down to the nit.
23 (Laughter.)

24 MS. DONNAN: No. Well, if --

1 MS. NEFF: It says dog kennel and
2 boarding business. So we could add grooming
3 to that, is that what you're saying, Julie?

4 MS. DONNAN: Correct. And the
5 application itself does reference other
6 ancillary uses and that type of thing. But
7 again, since something specific was
8 referenced, just in the event there were any
9 questions in the future, just trying to -- "an
10 ounce of prevention is worth a pound of cure"
11 type of thing.

12 MR. TOUT: I'll take the advice if
13 we're okay with putting that on there, but we
14 have no desire to.

15 MS. NEFF: Well, we're not giving
16 you advice. (Laughter.) It's just from the
17 feedback.

18 MR. TOUT: We don't have a desire
19 to have a dog grooming-focused business. But
20 the reality is, dogs get muddy, dogs get
21 washed. I'm not sure where you draw the line.
22 When do they stop being washed and when do
23 they start getting groomed? How big are the
24 scissors involved?

1 CHAIRMAN TREFZ: When you put
2 those little curly cues in their fur.
3 (Laughter.)

4 MR. TOUT: Okay. Yes.

5 MS. NEFF: This gentleman raise
6 his hand. Can we take public comment?

7 CHAIRMAN TREFZ: Sir -- can we
8 take public comment?

9 MR. LECRONE: I just have a
10 question, just a question.

11 CHAIRMAN TREFZ: Question to whom?

12 MR. LECRONE: The whole Board.

13 CHAIRMAN TREFZ: Okay.

14 MR. LECRONE: Fred LeCrone, 1425
15 Church Street. I've been sworn in.

16 Are you -- if you approve this, is
17 it just a continuation with the three
18 stipulations from years ago to continue as
19 they have been doing for the past, however
20 many years?

21 CHAIRMAN TREFZ: If we just had
22 those three conditions, yes. If we wanted to
23 add something like they could also do dog
24 grooming, then we would put that in at the

1 time we made the Motion.

2 MR. LECRONE: So, basically they
3 could just function like they have been?

4 CHAIRMAN TREFZ: Yeah.

5 VICE-CHAIR ROSS: If there is no
6 further comment, I'd like to make a Motion.

7 MR. PAX: Thank you.

8 CHAIRMAN TREFZ: Yeah.

9 MS. NEFF: Let's do it.

10 VICE-CHAIR ROSS: Based on the
11 factors that we consider and the testimony
12 received this evening, I moved to approve Case
13 No. VA-CU-25-16 for the property located at
14 1385 Franklin Street, Lewis Center, Ohio,
15 43035 seeking the continuation of a
16 Conditional Use from Section 7.04(a) of the
17 Orange Township Zoning Resolution to allow for
18 the operation of a home occupation, dog
19 kennel, grooming and boarding business known
20 as Passion Four Paws, as outlined in the
21 request above in an area zoned Farm
22 Residential District, (FR-1).

23 MR. PAX: Did you want to add the
24 three?

1 VICE-CHAIR ROSS: I'm sorry. With
2 the three following conditions.

3 MS. NEFF: And I'm sorry, you said
4 grooming in there, right?

5 CHAIRMAN TREFZ: She did.

6 VICE-CHAIR ROSS: I did. The
7 sign, No. 1, the sign shall be no larger than
8 6 square feet; No. 2, the top of the sign
9 shall be no higher than 4 feet from the
10 finished grave; and No. 3, there shall be no
11 outdoor kennels.

12 MS. NEFF: I second.

13 MR. GAYETSKY: Motion made by Ms.
14 Ross, seconded by Ms. Neff. Those voting:

15 Mr. Trefz.

16 CHAIRMAN TREFZ: Yes.

17 MR. GAYETSKY: Ms. Ross.

18 VICE-CHAIR ROSS: Yes.

19 MR. GAYETSKY: Mr. Pax.

20 MR. PAX: Yes.

21 MR. GAYETSKY: Ms. Neff.

22 MS. NEFF: Yes.

23 MR. GAYETSKY: And Mr. Totzke.

24 MR. TOTZKE: Yes.

1 MR. GAYETSKY: Variance is
2 approved.

3 (Audience applauds.)

4 MS. NEFF: Based on -- I'll do the
5 next one.

6 VICE-CHAIR ROSS: We still need to
7 go.

8 CHAIRMAN TREFZ: Yeah, I was going
9 to say, that's not all yet.

10 MS. NEFF: Based on these factors,
11 in relation to the Area Variance request,
12 based on these factors, I move to approve Case
13 No. VA-CU-25-16 for the property located at
14 1385 Franklin Street, Lewis Center, Ohio area
15 seeking an Area Variance from the Orange
16 Township Zoning Resolution Section 7.04(a)(3)
17 for a home occupation known as Passion Four
18 Paws, as outlined in the above report, to
19 exceed the maximum allowable business floor
20 area by 600 square feet for a total of 1,200
21 square feet in an existing 1,200 square foot
22 accessory building in an area zoned Farm
23 Residential District (FR-1).

24 CHAIRMAN TREFZ: I'll second.

1 MR. GAYETSKY: Okay. Motion made
2 by Ms. Neff, seconded by Mr. Trefz. Those
3 voting:

4 Mr. Trefz.

5 CHAIRMAN TREFZ: Yes.

6 MR. GAYETSKY: Ms. Ross.

7 VICE-CHAIR ROSS: Yes.

8 MR. GAYETSKY: Mr. Pax.

9 MR. PAX: Yes.

10 MR. GAYETSKY: Ms. Neff.

11 MS. NEFF: Yes.

12 MR. GAYETSKY: And Mr. Totzke.

13 MR. TOTZKE: Yes.

14 MR. GAYETSKY: Variance is

15 approved.

16 VICE-CHAIR ROSS: Okay. Based on
17 the factors and testimony received, I move to
18 approve Case No. VA-CU-25-16 for the property
19 located at 1385 Franklin Street, Lewis Center,
20 Ohio, 43035 seeking an Area Variance from the
21 Orange Township Zoning Resolution Section
22 7.04(a)(4) for a home occupation known as
23 Passion Four Paws, as outlined in the above
24 report, to exceed the maximum allowable number

1 of non-resident employees by five for a total
2 of eight employees in an area zoned Farm
3 Residential District (FR-1).

4 CHAIRMAN TREFZ: I'll second.

5 MR. GAYETSKY: Motion made by Ms.
6 Ross, seconded by Mr. Trefz. Those voting:

7 Mr. Trefz.

8 CHAIRMAN TREFZ: Yes.

9 MR. GAYETSKY: Ms. Ross.

10 VICE-CHAIR ROSS: Yes.

11 MR. GAYETSKY: Mr. Pax.

12 MR. PAX: Yes.

13 MR. GAYETSKY: Ms. Neff.

14 MS. NEFF: Yes.

15 MR. GAYETSKY: And Mr. Tetzke.

16 MR. TOTZKE: Yes.

17 MR. GAYETSKY: Variance is

18 approved.

19 CHAIRMAN TREFZ: And that's the
20 three.

21 MS. NEFF: Congratulations.

22 MR. TOUT: Thank you.

23 MS. TOUT: Thank you.

24 VICE-CHAIR ROSS: I'd just like to

1 thank you for a very thorough presentation.

2 MR. PAX: Yes, ditto.

3 CHAIRMAN TREFZ: Yes.

4 MS. TOUT: Sorry it took so long,
5 too.

6 MR. TOUT: Sorry it's eight years
7 too late.

8 - - -

9 MR. GAYETSKY: Well, that's all we
10 have for the New Business. We do have two
11 minutes for your consideration. I appreciate
12 several of you that provided me with comments.

13 MS. DONNAN: Ladies and gentlemen,
14 I'm so sorry.

15 MS. NEFF: Can you guys go out in
16 the hall. We just have a couple more things.
17 Congratulations.

18 MS. DONNAN: Thank you.

19 CHAIRMAN TREFZ: We have some
20 business.

21 MR. GAYETSKY: I guess the longest
22 standing of the minutes for your consideration
23 was May, and so again, I appreciate your
24 comments. Several of you provided some light

1 revisions, just a few different grammatical
2 things here and there, so we incorporated
3 those. We'll entertain a Motion for approval
4 of the May minutes.

5 VICE-CHAIR ROSS: I move that we
6 approve the minutes of May 15, 2025, as
7 amended.

8 CHAIRMAN TREFZ: I second.

9 MR. GAYETSKY: Motion made by Ms.
10 Ross, seconded by Mr. Trefz. Those voting:
11 Mr. Trefz.

12 CHAIRMAN TREFZ: Yes.

13 MR. GAYETSKY: Ms. Ross.

14 VICE-CHAIR ROSS: Yes.

15 MR. GAYETSKY: Mr. Pax.

16 MR. PAX: Yes.

17 MR. GAYETSKY: Ms. Neff.

18 MS. NEFF: Yes.

19 MR. GAYETSKY: And Mr. Totzke.

20 MR. TOTZKE: Abstain.

21 MR. GAYETSKY: Those are approved.

22 And for June.

23 CHAIRMAN TREFZ: I approve the
24 minutes of June 12, 2025, as amended for

1 approval.

2 MR. GAYETSKY: That was to make a
3 Motion?

4 CHAIRMAN TREFZ: Yeah.

5 VICE-CHAIR ROSS: I'll second the
6 Motion.

7 MR. GAYETSKY: Motion made by Mr.
8 Trefz, second by Ms. Ross. Those voting:

9 Mr. Trefz.

10 CHAIRMAN TREFZ: Yes.

11 MR. GAYETSKY: Ms. Ross.

12 VICE-CHAIR ROSS: Yes.

13 MR. GAYETSKY: Mr. Pax.

14 MR. PAX: Yes.

15 MR. GAYETSKY: Ms. Neff.

16 MS. NEFF: Abstain.

17 MR. GAYETSKY: And Mr. Totzke.

18 MR. TOTZKE: Abstain.

19 MR. GAYETSKY: Those minutes are
20 approved, as amended.

21 CHAIRMAN TREFZ: And we didn't
22 July, right?

23 MR. GAYETSKY: We do not have July
24 yet, so you will be receiving those shortly.

1 Yes. That is all I had for business tonight.
2 Unless anyone has anything else for the good
3 of the order.

4 Let me put one more plug in for
5 next week because we don't normally meet in
6 close succession, but we do have our meeting
7 for the Code Rewrite discussions, bringing you
8 up to speed, so we'll take some more of your
9 input next Thursday at 6:00.

10 MS. NEFF: Is this guy invited?

11 MR. GAYETSKY: So depending on the
12 need for someone to step in.

13 MS. NEFF: Oh, okay.

14 MR. GAYETSKY: So we may have all
15 regulars, but we will reach out accordingly if
16 that's warranted.

17 MS. NEFF: Okay.

18 MS. DONNAN: It also is a public
19 meeting, if you'd like to attend.

20 MS. NEFF: Ooh, be on the flip
21 side.

22 VICE-CHAIR ROSS: I move that we
23 adjourn.

24 MR. PAX: Yes.

1 MR. GAYETSKY: Alright.

2 CHAIRMAN TREFZ: Yeah, I'll

3 second.

4 MR. PAX: Second.

5 CHAIRMAN TREFZ: Yeah, second.

6 MR. TOTZKE: I'll third it.

7 CHAIRMAN TREFZ: We are adjourned.

8 (Thereupon, the proceedings

9 concluded at 8:46 p.m.)

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CERTIFICATE

The undersigned do hereby certify that the foregoing proceedings were digitally recorded, electronically transmitted, by Jennifer L. Koontz, and transcribed via audible playback, and that the foregoing transcript of such proceedings is a full, true and correct transcript of the proceedings as so recorded.

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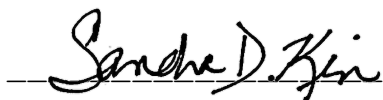
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