PLANNING COMMISSION MEETING TUESDAY, June 11, 2024 6:00 P.M. Council Chambers 40 W MAIN ST, NEWARK, OH 43055

AGENDA

- 1. CALL TO ORDER
- 2. APPROVAL OF MINUTES FOR THE May 14, 2024 PLANNING COMMISSION MEETING

PUBLIC HEARING

3. ZONING CHANGE FOR 417 GARFIELD AVE., Newark, Ohio

Application Number: PC-24-13

Owner: MID OHIO PROPERTY MANAGEMENT LLC

Applicant: JAMES R. HOEKSTRA

Current Zoning: SINGLE-FAMILY RESIDENCE, RH – HIGH DENSITY

Proposed Zoning: TFR – TWO-FAMILY RESIDENCE

4. ZONING CHANGE FOR 842 JEWETT AVE., Newark, Ohio

Application Number: PC-24-19

Owner: KEVIN R. HALL Applicant: KEVIN R. HALL

Current Zoning: Single-Family Residence, RH – HIGH DENSITY

Proposed Zoning: GC - GENERAL COMMERCIAL

OLD BUSINESS

There is none this meeting.

NEW BUSINESS

There is none this meeting.

MISCELLANEOUS – ADMINISTRATIVE APPROVALS

There are none this meeting.

THE NEXT SCHEDULED PLANNING COMMISSION MEETING WILL BE HELD ON TUESDAY, JULY 9, 2024, 6:00 P.M. THE DEADLINE FOR AGENDA ITEM SUBMITTAL IS MONDAY, JUNE 17, 2024 4:30 P.M.

BY:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 417 GARFIELD AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID# 054-196872-00.000, FROM THAT OF SINGLE-FAMILY RESIDENCE RH – HIGH DENSITY DISTRICT TO TFR – TWO-FAMILY RESIDENCE DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for change of zoning classification has been filed with the Office of the Engineer and with the Clerk of this Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, Council shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing, which hearing shall constitute a second reading of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from SINGLE-FAMILY RESIDENCE RH – HIGH DENSITY DISTRICT TO TFR – TWO-FAMILY RESIDENCE DISTRICT, Zoning Code of the City of Newark.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become effective at the earliest time permitted by Section 4.07 of the Charter of the City of Newark, Ohio.

Passed this	day of	, 20	
		PRESIDENT OF COUNCIL	
ATTEST:Clerk of C	Council		
DATE FILED WITH	MAYOR:		
DATE APPROVED	BY MAYOR:		
MAYOR			
FORM APPROVED: Director of Law			
DESCRIPTION APPROVED: Brian Morehead, Engineer			
		. 5	

Prepared by the Office of the Director of Law



Planning Commission c/o Engineering Dept. 40 West Main St, 2nd Floor Néwark, Ohio 43055 (740) 670-7727 (740)349-5911 Fax

City of Newark Planning Commission Zoning District Change Application

CITY OF NEWARK, OHIO | PLANNING COMMISSION

District Establishment (Newly Annexed) The Managment (Pelephone: 740 - 403 - 766) E-mail: 170 P117 L L C C G M M L C C C C C C C C C C C C C C C C C					
TY MANAGMEN Jelephone: 740-403-76 E-mail/170/11722C CEMAIL (OM)					
_					
_					
Zip: 45058 Fax:					
I would prefer to have agendas mailed rather than e-mailed Applicant/Representative					
Same as above Telephone: 403-716Z					
E-mail:					
Zip: Fax:					
And the control of th					
I would prefer to have agendas mailed rather than e-mailed □ Property Location					
Street Address: 417 CARFIKIN AVE, NIKWAKK OH 43055					
Number of Acres: 0, 2790					
Property Platted? Yes ☑ No □					
ussification (Zoning Code 08-33, see www.newarkohio.net)					
Proposed Zoning District:					
 □ AD Agricultural □ CD Conservation □ CSI Church School Institutional □ DC Downtown □ GB General Business □ GC General Commercial □ GI General Industrial □ GO General Office □ HB High Intensity Business □ LB Limited Intensity Business □ LC Limited Commercial □ LI Limited Industrial □ LO Limited Office □ MB Medium Intensity Business □ MFC Multi-Family Condo □ MFH Multi-Family High Rise □ MFR Multi-Family Residence □ Overlay Historic □ Planned Unit Development □ RMH Single-Family Residence Manufactured Home □ Single-Family Residence (Circle one) RS-Suburban RL-Low Density RM-Medium Density RH-High Density □ RZL Single-Family Residence Zero Lot Line □ SFC Single-Family Condo 					

DESCRIPTION APPROVED JARED N. KNERR LICKING COUNTY ENGINEER

Approved By JW Sep 22, 2022 0212120123A254108000 0212120123A254109000

TRANSFERRED

Sep 22, 2022 Michael L. Smith LICKING COUNTY AUDITOR SEC 319.902 COMPLIED WITH MICHAEL L. SMITH By: TG 240.00

9/22/2022 InstrID:202209220023090 Pages:2 F: \$34.00 Bryan A. Long 9:27 AM T20220024596 Licking County Recorder

AMBASSADOR TITLE MAILBOX 19782

GENERAL WARRANTY DEED* (See Sections 5302.05 and 5302.06 of Ohio Revised Code)

C.J.W. Limited, an Ohio Limited Liability Company, organized and existing under the laws of the State of Ohio, for valuable consideration paid, grants, with general warranty covenants, to Mid Ohio Property Management, LLC, an Ohio Limited Liability Company, the following **REAL PROPERTY:**

Situated in the State of Ohio, County of Licking, and in the City of Newark and being further described as follows:

PARCEL NO. 1: Being Inlot Thirty-Eight Hundred Sixty-Four (3864) in Augustus H. Heisey's Addition tot he City of Newark, Ohio, according to a plat thereof recorded in Volume 3, page 254, of the Records of Plat in the Recorder's Office of said County.

PARCEL NO. 2: Being Inlot Thirty-Eight Hundred Sixty-Five (3865) in Augustus H. Heisey's Addition tot he City of Newark, Ohio, according to a plat thereof recorded in Volume 3, page 254, of the Records of Plat in the Recorder's Office of said County.

Parcel No: 054-196872-00.000

Property Address: 417 Garfield Avenue, Newark, OH 43055

EXCEPT real estate taxes and special assessments, if any, which grantors and grantees respectively shall pay pro-rata, as estimated to and from the date of closing and SUBJECT to restrictions, easements, rights of way and leases of record.

Prior Instrument Reference: Instrument #200207230027116 of the Records of Licking County, Ohio.

C.J.W. Limited, an Ohio Limited Liability Company, grantor has caused its name to be subscribed hereto by William E. Hoekstra, Member, thereunto duly authorized by its Members.

Dly. of Engineering

City of Newark, Ohio

Executed on this 20th day of September, 2022.

C.J.W. Limited,

an Ohio Limited Liability Company

by: William E. Hoekstra, Member

State of Ohio, County of Licking, ss:

This is an acknowledgement clause. No oath or affirmation was administered to the signer:

Before me, a Notary Public in and for said County and State, personally appeared William E. Hoekstra, Member of C.J.W. Limited, an Ohio Limited Liability Company, whose identity was known or proven to me and who did sign the foregoing instrument and acknowledge the signing hereof to be his voluntary act and deed.

IN TESTIMONY THEREOF, I have hereunto set my hand and official seal at Newark, Ohio, this 20th day of September, 2022.

Notary Public

KONNIE C WARTH

Notary Public, State of Ohlo

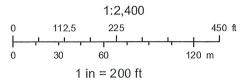
My Commission Expires 09-09-2028



Proposed Zoning Change - 417 Garfield Ave



April 5, 2024



Interstates

Municipal Corporations

Licking County Auditor GIS Other Road Type

Interstate/US/State Route

Sales - 2023

0

Sales - 2024

BY: PWS

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY, GENERALLY DESCRIBED AS 842 JEWETT AVENUE, CITY OF NEWARK, LICKING COUNTY, OHIO, PARCEL TAX ID #054-219432-00.000, 054-219468-00.000, 054-219486-00.000, 054-219402-00.000 AND 054-219408-00.000 FROM THAT OF SINGLE-FAMILY RESIDENCE — RH-HIGH DENSITY ZONING DISTRICT TO GC — GENERAL COMMERCIAL DISTRICT, ZONING CODE OF THE CITY OF NEWARK, OHIO.

WHEREAS, an application for zoning classification has been filed with Council; and

WHEREAS, pursuant to Article 4.12 of the Charter of the City of Newark, Ohio, this ordinance shall be referred to the Planning Commission immediately after its first reading; and

WHEREAS, the Planning Commission shall hold a public hearing upon such application and the Clerk of Council shall cause notice of such hearing to be publicized one time at least seven (7) days prior to the date of such public hearing; and

WHEREAS, upon the return of the ordinance to Council by the Planning Commission, council shall cause a second reading to be made of this ordinance and shall take such action as is appropriate pursuant to Article 4.12 of the Charter of the City of Newark, Ohio.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, AND STATE OF OHIO, THAT:

Section 1: The zoning map as established by Ordinance 08-33 (A) is hereby revised by changing the zoning classification for the following described property from SINGLE-FAMILY RESIDENCE – RH-HIGH DENSITY ZONING DISTRICT TO GC – GENERAL COMMERCIAL DISTRICT, Zoning Code of the City of Newark.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Section 2: Pursuant to Article 4.12(C) of the Charter of the City of Newark, Ohio, a vote of at least six (6) members shall be necessary to adopt or defeat the ordinance in the event the Planning Commission has recommended approval or has made no recommendation. An affirmative vote of at least seven (7) Council members shall be necessary to adopt a zoning ordinance that the Planning Commission has recommended against approval.

Section 3: The Newark Planning Commission is hereby authorized and directed to make the change described herein on the aforementioned zoning map.

Section 4: This ordinance shall become Section 4.07 of the Charter of the City of Ne	effective at the earliest time permitted by ewark, Ohio.			
Passed this day of	, 20			
PR	ESIDENT OF COUNCIL			
ATTEST: Clerk of Council	-			
DATE FILED WITH MAYOR:				
DATE APPROVED BY MAYOR:				
MAYOR				
FORM APPROVED:				
DESCRIPTION APPROVED:Brian Morehead, Engineer				
Prepared by the Office of the Director of Law				



Planning Commission c/o Engineering Dept. 40 West Main St, 2nd Floor Newark, Ohio 43055 (740) 670-7727 (740)349-5911 Fax

City of Newark Planning Commission Zoning District Change Application

Zoning File #_ PC Application # C-34 Date Received: 4-12-2
Received by: Amount Due:\$300.00 Paid By: (circle one) Check # Receipt # 162909

Rev 8/13				
☆ District Change	☐ District Establishment (Newly Annexed)	☐ District Establishment (Newly Annexed)		
Owner				
Property Owner: Kwin R HA	Telephone: 740 403-4	o Col I		
Address: P.O. BOX 805	E-mail: Canal rents & amail: con			
City: Newark State: Oh	Zip: 43058 Fax:			
I would prefer to have agendas mailed rather than e	1,000			
	licant/Representative			
Representative:	Same as above Telephone:			
Address:	E-mail:			
City: State:	Zip: Fax:			
I would prefer to have agendas mailed rather than e	e-mailed □ Flood'. X			
q	Property Location			
Street Address: 842 Jewett ove	Newsark Oh 43055.			
(== 0 COC	86 (40- Number of Acres: 576			
	468) Property Platted? Yes Ø No □			
	strict Classification (Zoning Code 08-33, see www.newarkohio.net)		
Present Zoning District:	Proposed Zoning District:			
☐ AD Agricultural	☐ AD Agricultural			
☐ CD Conservation☐ CSI Church School Institutional	☐ CD Conservation☐ CSI Church School Institutional	**		
DC Downtown	□ DC Downtown			
☐ GB General Business	☐ GB General Business			
☐ GC General Commercial				
☐ Gl General Industrial		☐ GI General Industrial		
☐ GO General Office	☐ GO General Office			
│	☐ HB High Intensity Business☐ LB Limited Intensity Business			
☐ LC Limited Commercial	LC Limited Commercial			
☐ LI Limited Industrial	☐ LI Limited Industrial			
☐ LO Limited Office	☐ LO Limited Office			
☐ MB Medium Intensity Business	☐ MB Medium Intensity Business			
☐ MFC Multi-Family Condo	☐ MFC Multi-Family Condo			
☐ MFH Multi-Family High Rise	☐ MFH Multi-Family High Rise	2.7		
☐ MFR Multi-Family Residence	☐ MFR Multi-Family Residence ☐ Overlay Historic			
☐ Overlay Historic☐ Planned Unit Development	│			
☐ RMH Single-Family Residence Manufactured Ho				
Single-Family Residence (Circle one)	☐ Single-Family Residence (Circle one)			
RS-Suburban RL-Low Density RM-Medium Density RH-Hi	ligh Density RS-Suburban RL-Low Density RM-Medium Density RH-High Den	sity		
☐ RZL Single-Family Residence Zero Lot Line	☐ RZL Single-Family Residence Zero Lot Line			
☐ SFC Single-Family Condo	☐ SFC Single-Family Condo			
☐ TFR Two-Family Residence	∐ IFK IWo-⊦amily Kesidence	☐ TFR Two-Family Residence		

Zoning File #

PC-24-19
PC Application #

Property Use				
Present Use: STORAGE	Proposed Use: 54.2, 10			
	Contracting Building Frades, business			
Additional Co	omments			
Reason For Request:	minicitus)			
, , , , , , , , , , , , , , , , , , , ,				
Required Documentation a	and Process Overview			
Complete Application Form – must include the notarized signature of the property owner. If a notarized signature is not present, attach an Authorization Letter from the property owner, giving the Representative permission to act on his/her behalf.				
☐ Obtain a Tax Map and Auditor's Parcel Numbers of the parcels to be re-zoned				
Note: Tax Maps can be provided by the Engineering Department during the Engineering Review. Obtain a Legal Description of parcels to be re-zoned. (typically a survey description or valid deed description)				
Note: Legal Description must be reviewed and stamped approved during the Engineering Review.				
Obtain a Parcel Drawing or Map showing the location of all buildings on the parcels Note: Aerial maps can be provided by the Engineering Department during the Engineering Review.				
☐ Call the Newark City Engineering Department to schedule an Engineering Review				
Newark City Engineering Department - 40 W. Main Street (2nd Floor). (740) 670-7727 Note: The Engineering/ Zoning Authorization Signature must be obtained prior to Application processing-See Office Use below.				
Submit Application and required documentation Newark City Engineering Department - 40 W. Main Street (2nd FI	loorl			
Note: A \$300 Application Fee must accompany this Application. Ma				
Attend the Planning Commission Meetings and Council Meetin Newark City Council Chambers, 40 W. Main Street (1st Floor).	ngs			
Note: be prepared to answer Planning Commission and Council Mer	mbers' questions regarding your application			
Owner Acknow				
I hereby certify that the information provided in this application	on is true and factual to the best of my knowledge.			
Property Owner Signature:	Date: 4-12-24			
Sworn and subscribed before me this 1340 day of April	JADE DEBOLT			
My Commission Expires: \(\square\ 30 \) \(\lambda \) \(\lambda \) \(\lambda \)	Notary Public State of Ohic			
Notary Public My Comm. Exp.				
Engineering/Zoning Authoriz				
Approved Denied	Approved with Conditions □			
Engineering Signature:	Date: 4/30/2024			
Comments/Conditions: Desgussian populary for zavine purposes.				
Planning Commission Recommendation to Council – Office Use Only				
Approved ☐ Denied ☐				
Planning Director Signature:	Date:			
Conditions:				
After Planning Commission Recommendation:				
☐ Contact the Clerk of Council regarding Council Public Hearing a Clerk of Council's Office 40 W Main St (2nd Floor-Mayor's Office)				

GENERAL WARRANTY DEED

(R.C. 5302.05 and 5302.06)

KNOW ALL MEN BY THESE PRESENTS, that Evelyn L. Winegardner, unmarried of Licking County, for valuable consideration paid, grant(s), with general warranty covenants, to Kevin R. Hall

whose tax mailing address is 4721 North Bounk, Buckeye Lake, OH 43008

the following real property situated in the City of Newark, County of Licking, State of Ohio:

Being Lots 296, 297, 298, 299 and 300, in Wells and Miller Park Addition to the City of Newark, as recorded in Volume 4, page 29, of the Plat Records of Licking County, Ohio. Each of the previous five lots are further described as including any and all right, title and interest in the following vacated allevs: The North half of the Vacated Alley, Ord #72-42 lying South of said lots. Also, the East half of the Vacated Alley, Ord. #81-12, lying West of Lot 300.

Parcel No.: 054-219432-00.000 and 054-219468-00.000 and 054-219486-00.000 and 054-219402-00.000 and 054-219408-00.000

Property Address: 842 Jewett Avenue, Newark, OH 43055

Prior Instrument Reference: Recorded in Instrument No. 202108270026080 and Instrument No. 201511120024605 Recorder's Office, Licking County, Ohio.

Except for the following and subject to all of which this conveyance is made: legal highways; zoning ordinances; real estate taxes and assessments which are now or may hereafter become a lien on said premises; covenants, conditions, restrictions and easements of record; and all coal, oil, gas, and other mineral rights and interests previously transferred or reserved of record.

Executed this 3th day of 1

, 2023,

Div. of Engineering City of Newark, Ohlo Grantor(s): Graynol. Windspense

Evelyn L. Winegardner by Alan J. Winegardner as Attorney In Fact

State of Ohio County of Licking

The foregoing instrument was acknowledged before me freely this \underline{Mach} 3rd

Alan J. Winegardner as attorney-in-fact for Evelyn L. Winegardner.

KRISTA A. PAUL

Notary Public, State of Ohio My Commission Expires February 4, 2025

Notary/Public:

Notary County/State: /

County Acting In: Commission Expires:

This instrument was prepared by:

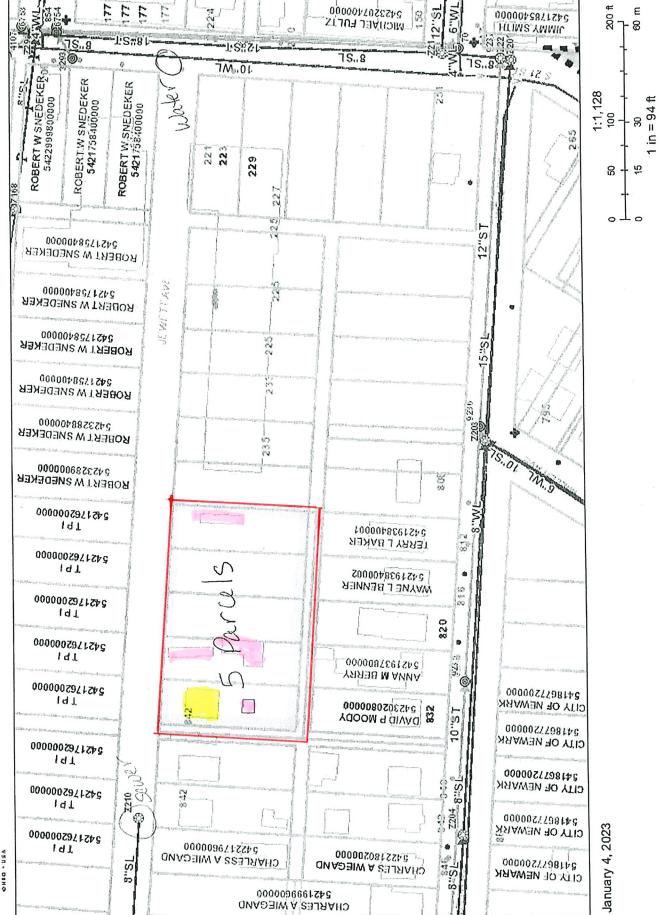
Theodore J. Bush, Esq.

809 White Pond Drive, Suite C

Akron, OH 44320

File Number: 2772383NE

NEWARK







842 JEWETT AVE MAY 24, 2024



► E Owner Name & Acres Senterline Labels w √ Street Number Only Sales - 2024

Interstate/US/State Route

Sales - 2023

0

Interstates Driveway 0.02 Miles Township Koad County Road 34 Feet

LICKING COUNTY TAX MAP

Municipal Corporations

Licking County Auditor GIS Other Road Type

Interstates

LICKING COUNTY TAX MAP

Driveway

=0 County road 47 Feet

► E Owner Name & Acres

Street Number Only

April 12, 2024

Senterline Labels

Sales - 2024 Sales - 2023

Municipal Corporations

Other Road Type

Licking County Auditor GIS

Township Road

Interstate/US/State Route





Ε

120

60 = 200

30

0

Planned Unit Developments

Current Township Borders

City Limits

Addresses

Parcels

GENERAL WARRANTY DEED

(R.C. 5302.05 and 5302.06)

KNOW ALL MEN BY THESE PRESENTS, that **Evelyn L. Winegardner**, **unmarried** of Licking County, for valuable consideration paid, grant(s), with general warranty covenants, to **Kevin R. Hall**

whose tax mailing address is 4721 North Bounk, Buckeye Lake, OH 43008

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Property Address: 842 Jewett Avenue, Newark, OH 43055

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Except for the following and subject to all of which this conveyance is made: legal highways; zoning ordinances; real estate taxes and assessments which are now or may hereafter become a lien on said premises; covenants, conditions, restrictions and easements of record; and all coal, oil, gas, and other mineral rights and interests previously transferred or reserved of record.

Executed this 3^{10} day of March, 2023.

APPROVED PLANSS

Div. of Engineering City of Newark, Ohio Grantor(s): Evanul. Wind Greener

Evelyn L. Winegardner by Alan J. Winegardner as Attorney In Fact

State of Ohio County of Licking

The foregoing instrument was acknowledged before me freely this Macch 3rd 2023 by Alan J. Winegardner as attorney-in-fact for Evelyn L. Winegardner.

OTARY PURE

KRISTA A. PAUL Notary Public, State of Ohio My Commission Expires February 4, 2025

Notary Public:

Notary County/State: /
County Acting In:

Commission Expires:

This instrument was prepared by: Theodore J. Bush, Esq. 809 White Pond Drive, Suite C Akron, OH 44320

File Number: 2772383NE

GENERAL WARRANTY DEED

(R.C. 5302.05 and 5302.06)

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Executed this 30 day of March , 202

Grantor(s): Waynol. Winseneonep

Evelyn L. Winegardner by Alan J. Winegardner as Attorney In Fact

State of Ohio County of Licking

The foregoing instrument was acknowledged before me freely this March 3rd 2023 by Alan J. Winegardner as attorney-in-fact for Evelyn L. Winegardner.

* PUBLO *

KRISTA A. PAUL Notary Public, State of Ohio My Commission Expires February 4, 2025

Notary Public:

Notary County/State: /
County Acting In:

Commission Expires:

This instrument was prepared by: Theodore J. Bush, Esq. 809 White Pond Drive, Suite C Akron, OH 44320

File Number: 2772383NE