

**Florence Township Trustees
Regular Meeting Minutes
Dec. 16th, 2009, 8am**

The Florence Township Trustees held their regular meeting on Dec. 16th, 2009 at the Florence Township Office complex. It is located at 11011 Chapel St., Birmingham, Ohio. The following trustees were present:

Orville Sayler
John Krumwiede
Ray "Skip" Halliwell

Meeting was opened with the Pledge.

MOTION: Motion was made and seconded by John to approve the minutes from the 12-2-09 meeting.

Old Business

Clerk read into record two letters from Butler Rd. Residents complaining about Mr. Warholic and his property. LaVerne Fields was acting as spokesperson for the group. She makes a complaint in regards to a dirt bike path, removing trees from neighbor's yards and taking a boulder from a neighbor's property. She also had complaints about a pond on the property that overflows. In addition to a business and oversized accessory building that she alleges the Trustees and Zoning Inspector should have not let him build. They demand an agreement be signed by Mr. Warholic. They demand he no longer employ anyone. They demand the building be demploished down to 20' height; fix the overflow problem with the pond and plant shrubs, trees to hide the accessory building.

In response to the allegations made by Mrs. Fields, Dave Gulyas (Zoning Inspector) read from O.R.C.

519.21 Powers not conferred on township zoning commission by chapter.

Division (B) of this section confers no power on any township zoning commission, board of township trustees, or board of zoning appeals to regulate agriculture, **buildings or structures**, and dairying and animal and poultry husbandry on lots greater than five acres. ** The Entire section can be read on The Ohio Revised Code Website.*

He further states this has been past practice that the township does not regulate buildings on lots of more than 5 acres. He also states the pond, missing trees and boulders are not a Township issues and need to be addressed by another agency or a civil matter.

Mr. Don Killenger was there from the Health Dept. He reports he is working with Mr. Warholic on connecting the minimal discharge from his accessory building to his home sewage system.

Trustees repeat O.R.C. 519.21 and are awaiting an official opinion from Erie Co. Prosecutors Office.

Post Office Update – John reports he has spoken to the owner and he reports the lease for the Post Office is set to expire in 2013. The owner is in negotiations to extend the lease for an additional 5 years.

New Business

Clerk reports it is time to get a plan together for 2010 road projects. Trustees will begin the process.

Resolution 2009-29

Motion is made by Orville and seconded by John to accept the mileage the township is maintaining as 29.38 miles. Roll call: all 'ayes. Motion approved.

Clerk reports she has received a letter from Zoning Secretary Mary Morog, that Board of Zoning appeals Board member, John Loufman plans to resign at the meeting in Jan.

Green Rd. Drainage Project- Motion is made by John and seconded by Skip to pay \$57,933.28 to Haynes Construction for completion of the project. Roll call: all 'ayes. Motion passes.

Trustee Reports

Skip there was a complaint of rats on a property in the township. He will look into the matter.

John reports salt barn building is being repaired.

Fire

Chief Bill Rennie reports Engineers office has shut down part Green Rd. (near Ward Rd.)

Special guest from the Ohio Plan presents the 2010 Insurance plan for the Township. He explained any changes from current year's policy to next years.

Motion: Motion was made by John and seconded by Skip to continue coverage through the Ohio Plan. Roll call: all 'ayes. Motion passes.

Orville makes the motion to adjourn regular meeting and move into Special Public Hearing regarding Wind Turbines. It is seconded by Skip. Roll call: all 'ayes.

General	141,694.59
Motor Vehicle	4,431.27
Gasoline	60,748.53
Road & Bridge	44,377.22
Cemetery	10,140.80
Fire	30,271.19
Fire (Equip)	67,495.55
Green Rd.	0