

## Florence Township Trustees

### Regular Meeting Minutes

3-17-2010, 8am

The Florence Township Trustees held their regular meeting on March 17<sup>th</sup>, 2010 at 8 am. It was held at the Florence Township Office Complex located at 11011 Chapel St., Birmingham, Ohio. The following trustees were present:

John Krumwiede

Raymond "Skip" Halliwell

Orville Saylor

The meeting was opened with the Pledge of Allegiance.

**MOTION:** Skip makes the motion to accept the minutes from the 3-3-2010 meeting. It was seconded by Orville. Roll call: all 'ayes. Minutes approved.

#### Old Business

Clerk reports she has received Attorney General Opinion 2010-009 in regards to a townships ability to regulate building and structures on lots greater than 5 acres.

**"In Conclusion, it is my opinion, and you are hereby advised that R.C. 519.21 (B) does not prohibit the board of trustees of non-home rule township from using its zoning powers under R.C. Chapter 519 to regulate the construction and use of buildings and structures on lots greater than five acres when the buildings and structures are not incident to the use for agricultural purposes of the land on which the building and structures are located. " – Richard Cordray, Ohio Attorney General**

Clerk also read into record a letter submitted by Laverne Fields. She requests an urgent "Cease and Desist" order be issued to TurboTron Inc. located at 12520 Butler Rd. She alleges the business is still running. She brings up Article 5.1 in the Florence Township Zoning Resolution Book. It calls for a fine of not more than \$500 per diem each and every day an offense occurs.

She also states Mr. Warholic has suggested a meeting between the two parties without the Trustees. They have ignored his request.

In response, the trustees state while the letter may not have had the specific words "cease and desist" in it – it did say essentially the same thing as he had to be in compliance with the zoning code as of March 1<sup>st</sup>, 2010. They also state trustees cannot level a fine against anyone – that is for a judge to decide. The case has been handed over to prosecutor's office and has to be handled through them at this point. Skip explains as now it is in the court system – things tend to move slowly and won't be resolved quickly.

There was discussion on the recent attorney general opinion regarding the accessory building on Mr. Warholic's property.

Clerk reports O.R.C. 505.17 that was passed by Resolution 2009-22 in October of 2009 has to be run as a legal ad and posted within the township. She will forward a draft to Prosecutor's office for approval then run the ad as required.

Clerk reports the computer is having some problems. She has a teleconference with tech support from the auditor's office this afternoon to discover the problem.

#### Trustees Report

New truck is not ready to be picked up as yet.

Audience participation: Ian from The Erie Co. Health Dept came to introduce himself. He is a sanitary aide and will be working with the trustees on any issues that may arise in the township. He reports a house on Rt. 113 has excessive trash and may need some intervention.

Skip makes the motion to adjourn. It is seconded by John. Roll call: all 'ayes. Meeting adjourned.

General	\$117,852.75
Motor Vehicle	2,257.02
Gasoline	52,101.82
Road & Bridge	15,163.99
Cemetery	10,140.80
Fire	11,127.99
Fire (Equip)	43,868.60