

**RICHFIELD TOWNSHIP
LUCAS COUNTY, OHIO
BOARD OF RICHFIELD TOWNSHIP TRUSTEES
REGULAR MEETING MINUTES**

July 16th, 2012

The regular meeting of the Richfield Township Trustees was called to order by Donald Eisel at 7:00 p.m. at the Maintenance Building, 3951 Washburn Rd., Berkey, Ohio. All present were asked to rise for the Pledge of Allegiance.

ROLL CALL: Trustee
Chairman: Donald Eisel – present
Vice Chairman: Arthur Nevers – present
John Hassen- present

ADMINISTRATIVE REPORTS:

The Fiscal Officer provided copies of the minutes from the July 2nd meeting, current Cash Summary Report, June Bank Reconciliation and Pending Warrants Report.

READING AND APPROVAL OF MINUTES:

John Hassen made a motion to approve the July 16th, 2012 minutes as presented. Arthur Nevers seconded the motion. Roll call: Hassen –yes, Eisel-yes, Nevers-yes. Motion approved.

PRESENTATION OF THE BILLS:

The attached listings of warrants (7544-7596) were presented for approval:

Arthur Nevers made a motion to approve payment of the attached listing of invoices and the corresponding pending warrants. Donald Eisel seconded the motion. Roll call: Hassen-yes, Eisel-yes, Nevers-yes. Motion approved.

PUBLIC COMMENTS:

Mr. Carter stated in 1995 he built his home, it was peaceful and quiet until the Roadhouse started operating in a non-conforming capacity. He further stated he had to call the sheriff due to the noise recently. Mr. Carter would like the Trustees to act on this destruction of peace in the township. He further questioned if the ORC covers noise, Trustee Nevers advised the ORC does have a noise ordinance. Trustee Eisel stated it was general opinion of the Township residents that they did not want a noise ordinance. Mr. Carter feels that nobody in this township would like to live next to the noise coming from the Roadhouse.

Mr. Curtis, BZA Alternate member stated since he was not able to vote at the hearing he decided to give testimony. He further stated the zoning resolution book has clauses in there that could go either direction; there are gray areas in several sections based on how you interpret.

Trustee Nevers recited 9.1 in the zoning book concerning non-conforming properties. Mr. Curtis stated he is aware of 9.1, further stating permits were issued in the past to Mr. Kadri setting precedence. You have past practices in place. He further stated he feels everyone in the community should be treated fairly whether it is new and up to code or hundred years old that doesn't fit the changes. People should be given equal consideration when they are trying to improve their properties.

Mr. Kadri stated he received a variance for the kitchen eight years ago, which was approved by the BZA and Trustees.

Mr. Kadri stated he did not hide anything and the previous Zoning Inspector Ron Tillman had told him he did not need a permit for a patio. The patio and bar has been there for eight years.

Terry Bettinger, Chairman of BZA asked for the opinion of the Trustees on the zoning resolutions. He furthermore asked for guidance from the Trustees.

Trustee Eisel advised it was up to the Board of Zoning Appeals to make a decision on the recent BZA case. Further stating they should follow the rules of the zoning resolution.

Trustee Nevers stated they should follow the zoning book of resolutions, procedures and policies.

Trustee Hassen stated they should follow the zoning resolution rules and regulations. Further stating it is up to the BZA to make a decision on the appeals case.

Mr. Bettinger requested a copy of the CD from the BZA meeting.

Mr. Bettinger requested the fire inspection report for the Roadhouse patio from Chief Tate. He further requested to have a Lucas County Sherriff at the BZA hearing when they reconvene. He will not run the meeting without the Lucas County Sherriff.

Mr. Meyer questioned how much Trustee Nevers received for his trip to Colorado. Mr. Nevers replied it was approximately \$377.00. Mr. Meyers requested Mr. Nevers return the money to the township three times, Mr. Nevers explained the Trustees approved the expenses and it is in our township employee policy.

Mr. Meyer further questioned the expenditures in 2011 for township liability insurance for the four checks that he noted on the reports. The Fiscal Officer explained those checks were voided, indicated by an X after the check on the financial reports; further explaining on occasion the printer will not work correctly and the checks have to be voided. After issuing the check to Brooks insurance the Trustees voted to go with Hylant Insurance.

Mr. Rosinski requested a copy of CD from the BZA meeting.

Mr. Rosinski questioned the Trustees if it was true the Trustees have nothing to do with the BZA. He further stated he felt it was inappropriate for a Trustee to express his opinion at the BZA hearing, feeling this is an ethics issue. Mr. Hassen stated he is entitled to his own opinion and he has no authority over the BZA.

Mr. Kadri stated he did not feel the case should be discussed at the Trustee meeting; further stating John Borell advised the Trustees have nothing to do with the BZA.

FIRE:

Chief Tate submitted invoices for repair of the generator on Engine 59 and for the cabinet frame in the kitchen.

ZONING:

The July zoning minutes were read.

Mr. Smith reported that he was notified by the Sylvania Court that letters mailed to the owner of 10919 Central Avenue had exceeded the Statute of Limitations. He further advised the Trustees would have to pass a resolution again to remove the junk vehicles and debris on the property; the charges would then be placed on his taxes. Trustee Eisel and Mr. Smith will schedule a visit with Mr. Stoll to advise him of the above.

Mr. Smith reported the permit to build a convenience and cigar store at 9980 W. Central has expired. Mr. Smith will contact the owner by mail regarding the expiration.

Paul Andre contacted Mr. Smith regarding a proposed pond at 3424 Kilburn Road. The owner has elected to build a pool rather than a pond.

NEW BUSINESS:

Trustee Hassen stated a portion of Miller Road will be sealed this week.

Trustee Eisel stated they will be running natural gas down Central Avenue; further discussion was held on the cost.

OLD BUSINESS:

Trustee Eisel will check on the progress of the town hall roof; there was a mistake in the order of the materials.

PUBLIC NOTICE:

The following information can be viewed on the Richfield Township website at: www.richfieldtownshiplucascounty.com.

1. Trustee minutes
2. Zoning minutes

3. Zoning including: fees, applications, complaint forms, and the zoning book.
4. Meeting dates and times
5. Contact information for Trustees, Zoning Board and Board of Zoning Appeals.
6. Wolfinger Cemetery information including cemetery fees and rules & regulations.
7. Fire and Rescue
8. Town hall rental rules and fees
9. Roads and Maintenance
10. Rubbish Contractor information for garbage pickup
11. Community Links.

There being no further business Arthur Nevers made a motion to adjourn at 8:00 p.m., which was seconded by John Hassen. Roll call: Hassen-yes, Eisel-yes, Nevers-yes. Motion approved.

Richfield Township Fiscal Officer

