

**As Re-Referred by the House Rules and Reference Committee**

**135th General Assembly**

**Regular Session**

**2023-2024**

**Sub. H. B. No. 315**

**Representatives Hall, Seitz**

**Cosponsors: Representatives Stoltzfus, Stein, Dobos, Creech, Schmidt,  
Carruthers, Abrams, Johnson, Williams, Brennan**

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**A BILL**

To amend sections 349.01, 349.03, 349.14, 501.07, 1  
503.162, 503.40, 503.41, 503.42, 503.43, 503.44, 2  
503.47, 503.48, 503.49, 503.50, 504.02, 504.03, 3  
504.12, 504.121, 504.122, 504.123, 504.124, 4  
504.126, 504.21, 505.07, 505.10, 505.17, 505.26, 5  
505.264, 505.28, 505.37, 505.373, 505.55, 6  
505.73, 505.75, 505.76, 505.82, 505.86, 505.87, 7  
505.871, 507.05, 511.03, 511.04, 511.12, 511.21, 8  
515.01, 515.04, 517.07, 517.073, 517.12, 517.22, 9  
519.06, 519.08, 519.09, 519.12, 519.15, 519.99, 10  
521.03, 971.12, 971.99, 4503.16, 4504.18, 11  
4504.181, 5549.21, 5571.011, 5571.20, 5573.02, 12  
5573.10, 5575.01, 5575.02, and 5579.05; to 13  
amend, for the purpose of adopting a new section 14  
number as indicated in parentheses, section 15  
504.126 (504.125); to enact sections 503.411, 16  
503.54, 511.51, 511.52, and 511.53; and to 17  
repeal sections 503.45, 503.46, 504.125, 511.01, 18  
and 511.02 of the Revised Code to make various 19  
township law changes and to make an 20  
appropriation. 21

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 349.01, 349.03, 349.14, 501.07, 22  
503.162, 503.40, 503.41, 503.42, 503.43, 503.44, 503.47, 503.48, 23  
503.49, 503.50, 504.02, 504.03, 504.12, 504.121, 504.122, 24  
504.123, 504.124, 504.126, 504.21, 505.07, 505.10, 505.17, 25  
505.26, 505.264, 505.28, 505.37, 505.373, 505.55, 505.73, 26  
505.75, 505.76, 505.82, 505.86, 505.87, 505.871, 507.05, 511.03, 27  
511.04, 511.12, 511.21, 515.01, 515.04, 517.07, 517.073, 517.12, 28  
517.22, 519.06, 519.08, 519.09, 519.12, 519.15, 519.99, 521.03, 29  
971.12, 971.99, 4503.16, 4504.18, 4504.181, 5549.21, 5571.011, 30  
5571.20, 5573.02, 5573.10, 5575.01, 5575.02, and 5579.05 be 31  
amended; section 504.126 (504.125) be amended for the purpose of 32  
adopting a new section number as indicated in parentheses; and 33  
sections 503.411, 503.54, 511.51, 511.52, and 511.53 of the 34  
Revised Code be enacted to read as follows: 35

**Sec. 349.01.** As used in this chapter: 36

(A) "New community" means a community or development of 37  
property in relation to an existing community planned so that 38  
the resulting community includes facilities for the conduct of 39  
industrial, commercial, residential, cultural, educational, and 40  
recreational activities, and designed in accordance with 41  
planning concepts for the placement of utility, open space, and 42  
other supportive facilities. 43

(B) "New community development program" means a program 44  
for the development of a new community characterized by well- 45  
balanced and diversified land use patterns and which includes 46  
land acquisition and land development, the acquisition, 47  
construction, operation, and maintenance of community 48

facilities, and the provision of services authorized in this 49  
chapter. 50

A new community development program may take into account 51  
any existing community in relation to which a new community is 52  
developed for purposes of being characterized by well-balanced 53  
and diversified land use patterns. 54

(C) "New community district" means the area of land 55  
described by the developer in the petition as set forth in 56  
division (A) of section 349.03 of the Revised Code for 57  
development as a new community and any lands added to the 58  
district by amendment of the resolution establishing the 59  
community authority. 60

(D) "New community authority" means a body corporate and 61  
politic in this state, established pursuant to section 349.03 of 62  
the Revised Code and governed by a board of trustees as provided 63  
in section 349.04 of the Revised Code. 64

(E) "Developer" means any person, organized for carrying 65  
out a new community development program who owns or controls, 66  
through leases of at least seventy-five years' duration, 67  
options, or contracts to purchase, the land within a new 68  
community district, or any municipal corporation, township, 69  
county, or port authority that owns the land within a new 70  
community district, or has the ability to acquire such land, 71  
either by voluntary acquisition or condemnation in order to 72  
eliminate slum, blighted, and deteriorated or deteriorating 73  
areas and to prevent the recurrence thereof. "Developer" may 74  
also mean a person, municipal corporation, township, county, or 75  
port authority that controls land within a new community 76  
district through leases of at least seventy-five years' 77  
duration. "Developer" includes a lessor that continues to own 78

and control land for purposes of this chapter pursuant to leases	79
with a ninety-nine-year renewable term, so long as all of the	80
following apply:	81
(1) The developer's new community district consists of at	82
least five leases described in this section.	83
(2) The leases are subject to forfeiture for all of the	84
following:	85
(a) Failing to pay taxes and assessments;	86
(b) Failing to pay an annual fee of up to one per cent of	87
rent for sanitary purposes and improvements made to streets;	88
(c) Failing to keep the premises as required by sanitary	89
and police regulations of the developer.	90
(3) The new community authority is established on or	91
before December 31, 2024.	92
(F) "Organizational board of commissioners" means any of	93
the following:	94
(1) For a new community district that is located in only	95
one county, the board of county commissioners of that county;	96
(2) For a new community district that is located in more	97
than one county, a board consisting of the members of the board	98
of county commissioners of each of the counties in which the	99
district is located, provided that action of the board shall	100
require a majority vote of the members of each separate board of	101
county commissioners;	102
(3) For a new community district that is located entirely	103
within the boundaries of a municipal corporation or for a new	104
community district where more than half of the new community	105

district is located within the boundaries of the most populous 106  
municipal corporation of a county, the legislative authority of 107  
the municipal corporation; 108

(4) For a new community district that is comprised 109  
entirely of unincorporated territory within the boundaries of a 110  
township with a population of at least five thousand, and 111  
located in a county with a population of at least two hundred 112  
thousand and not more than four hundred thousand, the board of 113  
township trustees of the township; 114

(5) In the event that more than one body meets the 115  
definitions set forth in divisions (F)(1) to (4) of this 116  
section, "organizational board of commissioners" means the 117  
organizational board of commissioners with which the original 118  
petition was filed or another body meeting the definitions set 119  
forth in divisions (F)(1) to (4) of this section appointed in a 120  
resolution adopted by the organizational board of commissioners 121  
with which the original petition was filed. 122

(G) "Land acquisition" means the acquisition of real 123  
property and interests in real property as part of a new 124  
community development program. 125

(H) "Land development" means the process of clearing and 126  
grading land, making, installing, or constructing water 127  
distribution systems, sewers, sewage collection systems, steam, 128  
gas, and electric lines, roads, streets, curbs, gutters, 129  
sidewalks, storm drainage facilities, and other installations or 130  
work, whether within or without the new community district, and 131  
the construction of community facilities. 132

(I) "Community facilities" means all real property, 133  
buildings, structures, or other facilities, including related 134

fixtures, equipment, and furnishings, to be owned, operated, 135  
financed, constructed, and maintained under this chapter or in 136  
furtherance of community activities, whether within or without 137  
the new community district, including public, community, 138  
village, neighborhood, or town buildings, centers and plazas, 139  
auditoriums, child care centers, recreation halls, educational 140  
facilities, health care facilities including hospital facilities 141  
as defined in section 140.01 of the Revised Code, 142  
telecommunications facilities, including all facilities 143  
necessary to provide telecommunications service as defined in 144  
section 4927.01 of the Revised Code, recreational facilities, 145  
natural resource facilities, including parks and other open 146  
space land, lakes and streams, cultural facilities, community 147  
streets and off-street parking facilities, pathway and bikeway 148  
systems, pedestrian underpasses and overpasses, lighting 149  
facilities, design amenities, or other community facilities, and 150  
buildings needed in connection with water supply or sewage 151  
disposal installations, or energy facilities including those for 152  
renewable or sustainable energy sources, and steam, gas, or 153  
electric lines or installation. 154

(J) "Cost" as applied to a new community development 155  
program means all costs related to land acquisition and land 156  
development, the acquisition, construction, maintenance, and 157  
operation of community facilities and offices of the community 158  
authority, and of providing furnishings and equipment therefor, 159  
financing charges including interest prior to and during 160  
construction and for the duration of the new community 161  
development program, planning expenses, engineering expenses, 162  
administrative expenses including working capital, and all other 163  
expenses necessary and incident to the carrying forward of the 164  
new community development program. 165

(K) "Income source" means any and all sources of income to 166  
the community authority, including community development charges 167  
of which the new community authority is the beneficiary as 168  
provided in section 349.07 of the Revised Code, rentals, user 169  
fees and other charges received by the new community authority, 170  
any gift or grant received, any moneys received from any funds 171  
invested by or on behalf of the new community authority, and 172  
proceeds from the sale or lease of land and community 173  
facilities. 174

(L) "Community development charge" means: 175

(1) A dollar amount which shall be determined on the basis 176  
of the assessed valuation of real property or interests in real 177  
property in a new community district, the income of the 178  
residents of such property subject to such charge under section 179  
349.07 of the Revised Code, if such property is devoted to 180  
residential uses or to the profits, gross receipts, or other 181  
revenues of any business including, but not limited to, rentals 182  
received from leases of real property located in the district, a 183  
uniform or other fee on each parcel of such real property in a 184  
new community district, or any combination of the foregoing 185  
bases. 186

(2) If a new community authority imposes a community 187  
development charge determined on the basis of rentals received 188  
from leases of real property, improvements of any real property 189  
located in the new community district and subject to that charge 190  
may not be exempted from taxation under section 5709.40, 191  
5709.41, 5709.45, 5709.48, 5709.73, or 5709.78 of the Revised 192  
Code. 193

(M) "Proximate community" means the following: 194

(1) For a new community district other than a new 195  
community district described in division (M) (2), (3), or (4) of 196  
this section, any city that, as of the date of filing of the 197  
petition under section 349.03 of the Revised Code, is the city 198  
with the greatest population located in the county in which the 199  
proposed new community district is located, is the city with the 200  
greatest population located in an adjoining county if any 201  
portion of such city is within five miles of any part of the 202  
boundaries of such district, or exercises extraterritorial 203  
subdivision authority under section 711.09 of the Revised Code 204  
with respect to any part of such district. 205

(2) A municipal corporation in which, at the time of 206  
filing the petition under section 349.03 of the Revised Code, 207  
any portion of the proposed new community district is located. 208

(3) For a new community district other than a new 209  
community district described in division (M) (2) or (4) of this 210  
section, if at the time of filing the petition under section 211  
349.03 of the Revised Code, more than one-half of the proposed 212  
district is contained within a joint economic development 213  
district created under sections 715.70 to 715.83 of the Revised 214  
Code, the township containing the greatest portion of the 215  
territory of the joint economic development district. 216

(4) For a new community district other than a new 217  
community district described in division (M) (2) or (3) of this 218  
section, if at the time of filing the petition under section 219  
343.03 of the Revised Code the proposed new community district 220  
is comprised entirely of unincorporated territory within the 221  
boundaries of a township with a population of five thousand, and 222  
located in a county with a population of at least two hundred 223  
thousand and not more than four hundred thousand, the township 224



in which the proposed new community district is located. 225

(N) "Community activities" means cultural, educational, 226  
governmental, recreational, residential, industrial, commercial, 227  
distribution and research activities, or any combination 228  
thereof. 229

**Sec. 349.03.** (A) Proceedings for the organization of a new 230  
community authority shall be initiated by a petition filed by 231  
the developer in the office of the clerk of an organizational 232  
board of commissioners determined based on where the territory 233  
of the proposed new community district is located. Such petition 234  
shall be signed by the developer and may be signed by each 235  
proximate community. The legislative authorities of each such 236  
proximate community shall act in behalf of such community. Such 237  
petition shall contain: 238

(1) The name of the proposed new community authority; 239

(2) The address where the principal office of the 240  
authority will be located or the manner in which the location 241  
will be selected; 242

(3) A map and a full and accurate description of the 243  
boundaries of the new community district together with a 244  
description of the properties within such boundaries, if any, 245  
which will not be included in the new community district. 246

(4) A statement setting forth the zoning regulations 247  
proposed for zoning the area within the boundaries of the new 248  
community district for comprehensive development as a new 249  
community, and if the area has been zoned for such development, 250  
a certified copy of the applicable zoning regulations therefor; 251

(5) A current plan indicating the proposed development 252  
program for the new community district, the land acquisition and 253

land development activities, community facilities, services 254  
proposed to be undertaken by the new community authority under 255  
such program, the proposed method of financing such activities 256  
and services, including a description of the bases, timing, and 257  
manner of collecting any proposed community development charges, 258  
and the projected total residential population of, and 259  
employment within, the new community; 260

(6) A suggested number of members, consistent with section 261  
349.04 of the Revised Code, for the board of trustees; 262

(7) A preliminary economic feasibility analysis, including 263  
the area development pattern and demand, location and proposed 264  
new community district size, present and future socio-economic 265  
conditions, public services provision, financial plan, and the 266  
developer's management capability; 267

(8) A statement that the development will comply with all 268  
applicable environmental laws and regulations. 269

Upon the filing of such petition, the organizational board 270  
of commissioners shall determine whether such petition complies 271  
with the requirements of this section as to form and substance. 272  
The board in subsequent proceedings may at any time permit the 273  
petition to be amended in form and substance to conform to the 274  
facts by correcting any errors in the description of the 275  
proposed new community district or in any other particular. 276

Upon the determination of the organizational board of 277  
commissioners that a sufficient petition has been filed in 278  
accordance with this section, the board shall fix the time and 279  
place of a hearing on the petition for the establishment of the 280  
proposed new community authority. Such hearing shall be held not 281  
less than ninety-five nor more than one hundred fifteen days 282

after the petition filing date, except that if the petition has 283  
been signed by all proximate communities or if the 284  
organizational board of commissioners is the legislative 285  
authority of the only proximate community for the proposed new 286  
community district, such hearing shall be held not less than 287  
thirty nor more than forty-five days after the petition filing 288  
date. The clerk of the organizational board of commissioners 289  
shall give notice thereof by publication once each week for 290  
three consecutive weeks, or as provided in section 7.16 of the 291  
Revised Code, in a newspaper of general circulation in any 292  
county of which a portion is within the proposed new community 293  
district. Except where the organizational board of commissioners 294  
is the legislative authority of the only proximate community for 295  
the proposed new community district, such clerk shall also give 296  
written notice of the date, time, and place of the hearing and 297  
furnish a certified copy of the petition to the clerk of the 298  
legislative authority of each proximate community which has not 299  
signed such petition. Except where the organizational board of 300  
commissioners is the legislative authority of the only proximate 301  
community for the proposed new community district, in the event 302  
that the legislative authority of a proximate community which 303  
did not sign the petition does not approve by ordinance, 304  
resolution, or motion the establishment of the proposed new 305  
community authority and does not deliver such ordinance, 306  
resolution, or motion to the clerk of the organizational board 307  
of commissioners within ninety days following the date of the 308  
first publication of the notice of the public hearing, the 309  
organizational board of commissioners shall cancel such public 310  
hearing and terminate the proceedings for the establishment of 311  
the new community authority. 312

Upon the hearing, if the organizational board of 313

commissioners determines by resolution that the proposed new 314  
community district will be conducive to the public health, 315  
safety, convenience, and welfare, and is intended to result in 316  
the development of a new community, the board shall by its 317  
resolution, declare the new community authority to be organized 318  
and a body politic and corporate with the corporate name 319  
designated in the resolution, and define the boundary of the new 320  
community district. In addition, the resolution shall provide 321  
the method of selecting the board of trustees of the new 322  
community authority and fix the surety for their bonds in 323  
accordance with section 349.04 of the Revised Code. 324

If the organizational board of commissioners finds that 325  
the establishment of the district will not be conducive to the 326  
public health, safety, convenience, or welfare, or is not 327  
intended to result in the development of a new community, it 328  
shall reject the petition thereby terminating the proceedings 329  
for the establishment of the new community authority. 330

(B) (1) At any time after the creation of a new community 331  
authority, the developer may file an application with the clerk 332  
of the organizational board of commissioners with which the 333  
original petition was filed, or the organizational board of 334  
commissioners appointed pursuant to division (F) (5) of section 335  
349.01 of the Revised Code, setting forth a general description 336  
of territory it desires to add or to delete from such district, 337  
that such change will be conducive to the public health, safety, 338  
convenience, and welfare, and will be consistent with the 339  
development of a new community and will not jeopardize the plan 340  
of the new community. 341

(2) If the territory to be added or deleted from a new 342  
community district meets the criteria described in either 343

division (F) (3) or (4) of section 349.01 of the Revised Code, 344  
and the original petition was not filed with the legislative 345  
authority of the municipal corporation or the board of township 346  
trustees of the township ~~organizational board of commissioners~~ 347  
described in those divisions, the developer shall also file a 348  
copy of the application to the clerk of that ~~municipal~~ 349  
legislative authority or township ~~organizational board of~~ 350  
~~commissioners~~ fiscal officer. A ~~municipal or township~~ 351  
~~organizational board of commissioners~~ that receives an 352  
~~application under division (B) (2) of this section~~ is the acting 353  
~~organizational board of commissioners for the purposes of~~ 354  
~~division (B) (4) of this section~~. Otherwise, the ~~organizational~~ 355  
~~board of commissioners with which the original petition was~~ 356  
~~filed~~ is the acting ~~organizational board of commissioners for~~ 357  
~~the purposes of that division.~~ 358

(3) If the developer is not a municipal corporation, port 359  
authority, or county, all of such an addition to such a district 360  
shall be owned by, or under the control through leases of at 361  
least seventy-five years' duration, options, or contracts to 362  
purchase, of the developer. 363

(4) Upon the filing of the application, the ~~acting~~ 364  
organizational board of commissioners shall follow the same 365  
procedure as required by this section in relation to the 366  
original petition for the establishment of the proposed new 367  
community. The ~~acting~~ organizational board of commissioners also 368  
may determine by resolution to add territory to such district, 369  
provided that the owner or other person who controls such 370  
territory through leases of at least forty years' duration, 371  
options, or contracts to purchase files a written consent to the 372  
addition of such territory with the clerk of the ~~acting~~ 373  
organizational board of commissioners, and ~~neither~~ the developer 374

~~nor, if applicable, the organizational board of commissioners~~ 375  
~~with which the original petition was filed objects~~ does not 376  
object to the addition of such territory by filing a written 377  
objection with the clerk of the ~~acting~~ organizational board of 378  
commissioners before the adoption of the resolution adding such 379  
territory to the district. The ~~acting~~ organizational board of 380  
commissioners shall follow the same procedure as required by 381  
this section in relation to the original petition for the 382  
establishment of the proposed new community when adopting such a 383  
resolution. 384

(C) If all or any part of the new community district is 385  
annexed to one or more existing municipal corporations, their 386  
legislative authorities may appoint persons to replace any 387  
appointed citizen member of the board of trustees. The number of 388  
such trustees to be replaced by the municipal corporation shall 389  
be the number, rounded to the lowest integer, bearing the 390  
proportionate relationship to the number of existing appointed 391  
citizen members as the acreage of the new community district 392  
within such municipal corporation bears to the total acreage of 393  
the new community district. If any such municipal corporation 394  
chooses to replace an appointed citizen member, it shall do so 395  
by ordinance, the term of the trustee being replaced shall 396  
terminate thirty days from the date of passage of such 397  
ordinance, and the trustee to be replaced shall be determined by 398  
lot. Each newly appointed member shall assume the term of the 399  
member's predecessor. 400

**Sec. 349.14.** Except as provided in section 349.03 of the 401  
Revised Code, or as otherwise provided in a resolution adopted 402  
by the organizational board of commissioners of a new community 403  
authority, a new community authority organized under this 404  
chapter may be dissolved only on the vote of a majority of the 405

voters of the new community district at a special election 406  
called by the board of trustees on the question of dissolution. 407  
Such an election may be called only after the board has 408  
determined that the new community development program has been 409  
completed, when no community authority bonds or notes are 410  
outstanding, and other legal indebtedness of the authority has 411  
been discharged or provided for, and only after there has been 412  
filed with the board of trustees a petition requesting such 413  
election, signed by a number of qualified electors residing in 414  
the new community district equal to not less than eight per cent 415  
of the total vote cast for all candidates for governor in the 416  
new community district at the most recent general election at 417  
which a governor was elected. If a majority of the votes cast 418  
favor dissolution, the board of trustees shall, by resolution, 419  
declare the authority dissolved and thereupon the community 420  
authority shall be dissolved. A certified copy of the resolution 421  
shall, within fifteen days after its adoption, be filed with the 422  
clerk of the organizational board of commissioners ~~with which~~ 423  
~~the original petition for the organization of the new community~~ 424  
~~authority was filed and with the clerk of any other~~ 425  
~~organizational board of commissioners where territory of the new~~ 426  
~~community district was located.~~ 427

Upon dissolution of a new community authority, the powers 428  
thereof shall cease to exist. Any property of the new community 429  
authority shall vest with a municipal corporation, county, or 430  
township in which that property is located or with the developer 431  
of the new community authority or the developer's designee, all 432  
as provided in a resolution adopted by the organizational board 433  
of commissioners. Any vesting of property in a municipal 434  
corporation, township, or county shall be subject to acceptance 435  
of the property by resolution of the legislative authority of 436

the municipal corporation, board of township trustees, or board 437  
of county commissioners, as applicable. If the legislative 438  
authority of a municipal corporation, board of township 439  
trustees, or board of county commissioners declines to accept 440  
the property, the property vests with the developer or the 441  
developer's designee. Any funds of the community authority at 442  
the time of dissolution shall be transferred to the municipal 443  
corporation and county or township, as provided in a resolution, 444  
in which the new community district is located in the proportion 445  
to the assessed valuation of taxable real property of the new 446  
community authority within such municipal corporation and 447  
township or county as said valuation appears on the current 448  
assessment rolls. 449

**Sec. 501.07.** Lands described in division (A) of section 450  
501.06 of the Revised Code shall continue to be leased under the 451  
terms granted until such time as the lease may expire. At the 452  
time of expiration, subject to section 501.04 of the Revised 453  
Code, the land may be leased again by the board of education of 454  
the school district for whose benefit the land has been 455  
allocated or be offered for sale by public auction or by the 456  
receipt of sealed bids with the sale awarded by the school board 457  
to the highest bidder. Prior to the offering of these lands for 458  
sale, the school board shall have an appraisal made of these 459  
lands by at least two disinterested appraisers. Notification of 460  
the sale of these lands, including the minerals in or on these 461  
or other lands, shall be advertised once a week for two 462  
consecutive weeks, ~~or as provided in section 7.16 of the Revised~~ 463  
~~Code, in~~ using at least one of the following methods: 464

(A) In a newspaper of general circulation in the county in 465  
which the land is located; 466



<u>(B) On the official public notice web site established</u>	467
<u>under section 125.182 of the Revised Code;</u>	468
<u>(C) On the web site and social media account of the</u>	469
<u>township. No-</u>	470
<u>No bids</u> shall be accepted for less than the appraised	471
value of the land.	472
<b>Sec. 503.162.</b> (A) After certification of a resolution as	473
provided in section 503.161 of the Revised Code, the board of	474
elections shall submit the question of whether the township's	475
name shall be changed to the electors of the unincorporated area	476
of the township in accordance with division (C) of that section,	477
and the ballot language shall be substantially as follows:	478
"Shall the township of _____ (name) change its name	479
to _____ (proposed name)?	480
_____ For name change	481
_____ Against name change"	482
(B) (1) At least forty-five days before the election on	483
this question, the board of township trustees shall <del>provide</del>	484
<u>publish notice</u> of the election and an explanation of the	485
proposed name change <del>in a newspaper of general circulation in</del>	486
<del>the township</del> once a week for two consecutive weeks <del>or as</del>	487
<del>provided in section 7.16 of the Revised Code</del> <u>using at least one</u>	488
<u>of the following methods:</u>	489
<u>(a) In a newspaper of general circulation in the township;</u>	490
<u>(b) On the official public notice web site established</u>	491
<u>under section 125.182 of the Revised Code;</u>	492
<u>(c) On the web site and social media account of the</u>	493

township. ~~The~~ 494

The board of township trustees shall post the notice and 495  
explanation in five conspicuous places in the unincorporated 496  
area of the township. 497

(2) If the board of elections operates and maintains a web 498  
site, notice of the election and an explanation of the proposed 499  
name change shall be posted on that web site for at least thirty 500  
days before the election on this question. 501

(C) If a majority of the votes cast on the proposition of 502  
changing the township's name is in the affirmative, the name 503  
change is adopted and becomes effective ninety days after the 504  
board of elections certifies the election results to the fiscal 505  
officer of the township. Upon receipt of the certification of 506  
the election results from the board of elections, the fiscal 507  
officer of the township shall send a copy of that certification 508  
to the secretary of state. 509

(D) A change in the name of a township shall not alter the 510  
rights or liabilities of the township as previously named. 511

**Sec. 503.40.** As used in sections 503.40 to 503.49 of the 512  
Revised Code: 513

(A) "Massage therapy" ~~means any method of exerting~~ 514  
~~pressure on, stroking, kneading, rubbing, tapping, pounding,~~ 515  
~~vibrating, or stimulating the external soft tissue of the body~~ 516  
~~with the hands, or with the aid of any mechanical or electrical~~ 517  
~~apparatus or appliance has the same meaning as in section~~ 518  
4731.04 of the Revised Code. 519

(B) "Massage establishment" means any fixed place of 520  
business where ~~a person offers massages~~ massage therapy is 521  
provided: 522

- (1) In exchange for anything of value; or 523
- (2) In connection with the provision of another legitimate 524  
service. 525
- (C) ~~"Masseur" or "masseuse"~~ "Massage therapist" means any 526  
~~individual person who performs massages at a massage-~~ 527  
~~establishment~~ massage therapy. 528
- (D) ~~"Sexual or genital area" includes the genitalia, pubic-~~ 529  
~~area, anus, perineum of any person, and the breasts of a-~~ 530  
~~female~~ "Registration" means to provide information to the board 531  
of township trustees to indicate the location of the 532  
establishment, the names of individuals employed there, and 533  
evidence of current state licensure or student status of anyone 534  
providing massage therapy at the establishment as provided in 535  
division (A) of section 503.411 of the Revised Code. 536
- Sec. 503.41.** (A) A board of township trustees, by 537  
resolution, may regulate ~~and require the registration of~~ massage 538  
establishments ~~and their employees~~ within the unincorporated 539  
territory of the township and may require the registration of 540  
persons performing massage therapy at the massage 541  
establishments. In accordance with sections 503.40 to 503.49 of 542  
the Revised Code, for ~~that purpose~~ those purposes, the board, by 543  
a majority vote of all members, may adopt, amend, administer, 544  
and enforce such establishment regulations and registration 545  
requirements within the unincorporated territory of the 546  
township. 547
- (B) A board may adopt establishment regulations, 548  
registration requirements, and amendments under this section 549  
only after public hearing at not fewer than two regular sessions 550  
of the board. The board shall ~~cause to be published in a-~~ 551

~~newspaper of general circulation in the township, or as provided~~ 552  
~~in section 7.16 of the Revised Code, publish~~ notice of the 553  
public hearings, including the time, date, and place, once a 554  
week for two weeks immediately preceding the hearings using at 555  
least one of the following methods: 556

(1) In a newspaper of general circulation in the township; 557

(2) On the official public notice web site established 558  
under section 125.182 of the Revised Code; 559

(3) On the web site and social media account of the 560  
township. The 561

The board shall make available proposed establishment 562  
regulations, registration requirements, or amendments to the 563  
public at the office of the board. 564

~~(C) Regulations~~ Establishment regulations, registration 565  
requirements, or amendments adopted by the board are effective 566  
thirty days after the date of adoption unless, within thirty 567  
days after the adoption of the regulations, requirements, or 568  
amendments, the township fiscal officer receives a petition, 569  
signed by a number of qualified electors residing in the 570  
unincorporated area of the township equal to not less than ten 571  
per cent of the total vote cast for all candidates for governor 572  
in the area at the most recent general election at which a 573  
governor was elected, requesting the board to submit the 574  
regulations, requirements, or amendments to the electors of the 575  
area for approval or rejection at the next primary or general 576  
election occurring at least ninety days after the board receives 577  
the petition. 578

No establishment regulation, registration requirement, or 579  
amendment for which the referendum vote has been requested is 580

effective unless a majority of the votes cast on the issue is in favor of the regulation, requirement, or amendment. Upon certification by the board of elections that a majority of the votes cast on the issue was in favor of the regulation, requirement, or amendment, the regulation, requirement, or amendment takes immediate effect.

(D) The board shall make available establishment regulations and registration requirements it adopts or amends to the public at the office of the board and shall cause to be published once a notice of the availability of the regulations ~~in a newspaper of general circulation in the township~~ and requirements, within ten days after their adoption or amendment, using at least one of the following methods:

(1) In a newspaper of general circulation in the township;

(2) On the official public notice web site established under section 125.182 of the Revised Code;

(3) On the web site and social media account of the township.

(E) Nothing in sections 503.40 to 503.49 of the Revised Code shall be construed to allow a board of township trustees to license any massage therapist or otherwise regulate the practice of any limited branch of medicine specified in section 4731.15 of the Revised Code or the practice of providing therapeutic massage by a licensed physician, a licensed podiatrist, a licensed chiropractor, ~~a licensed podiatrist~~, a licensed nurse, or any other licensed health professional. ~~As~~

As used in this division, "licensed" means licensed, certified, or registered to practice in this state.

(F) If a township adopts establishment regulations to

require the registration of massage establishments and their 610  
employees, the township shall comply with Chapter 4796. of the 611  
Revised Code. 612

Sec. 503.411. If a board of township trustees has adopted 613  
a resolution under section 503.41 of the Revised Code to 614  
regulate massage establishments, all of the following apply: 615

(A) The massage establishment regulations may include a 616  
requirement that all massage therapy performed in a massage 617  
establishment be performed by a person who meets one or more of 618  
the following conditions and that does not exclude any such 619  
person: 620

(1) Is licensed by the state cosmetology and barber board, 621  
or its predecessors or successors, and provides massage therapy 622  
as a portion of, and incidental to, barber services in 623  
accordance with Chapter 4709. of the Revised Code or cosmetology 624  
services in accordance with Chapter 4713. of the Revised Code; 625

(2) Is licensed by the board of nursing, or its 626  
predecessors or successors, and provides massage therapy as a 627  
portion of, and incidental to, nursing services in accordance 628  
with Chapter 4723. of the Revised Code; 629

(3) Is licensed by the state medical board, or its 630  
predecessors or successors, and provides massage therapy as a 631  
portion of, and incidental to, medical services in accordance 632  
with Chapter 4730. or 4731. of the Revised Code or acupuncture 633  
in accordance with Chapter 4762. of the Revised Code; 634

(4) Is licensed by the state chiropractic board, or its 635  
predecessors or successors, and provides massage therapy as a 636  
portion of, and incidental to, chiropractic services in 637  
accordance with Chapter 4734. of the Revised Code; 638

(5) Is licensed by the state medical board, or its 639  
predecessors or successors, as a massage therapist in accordance 640  
with Chapter 4731. of the Revised Code; 641

(6) Is licensed by the Ohio occupational therapy, physical 642  
therapy, and athletic trainers board, or its predecessors or 643  
successors, and provides massage therapy as a portion of, and 644  
incidental to, services provided as an occupational therapist, 645  
physical therapist, or athletic trainer in accordance with 646  
Chapter 4755. of the Revised Code; 647

(7) Is enrolled and regularly and actively participating 648  
in a program of study to achieve the training necessary to 649  
obtain the massage therapist license specified in division (A) 650  
(5) of this section and the program of study is in good standing 651  
as determined by the state medical board. 652

(B) If a board of township trustees has adopted a 653  
resolution as described in division (A) of this section, no 654  
person shall knowingly act as a massage therapist for a massage 655  
establishment located in the unincorporated area of the township 656  
without first having obtained a license from a board specified 657  
in division (A) of this section or without being a student as 658  
provided in division (A) (7) of this section. 659

(C) The massage establishment regulations may include any 660  
of the following: 661

(1) A requirement that the massage establishment fully 662  
comply with any applicable zoning resolution and amendments to 663  
the resolution that are adopted by the board under Chapter 519. 664  
of the Revised Code; 665

(2) Designated hours as prohibited hours of operation; 666

(3) The prohibitions set forth in division (B) of section 667

503.42 of the Revised Code; 668

(4) Any other regulation considered by the board to be 669  
necessary for the health, safety, and welfare of the township 670  
residents, subject to division (E) of section 503.41 of the 671  
Revised Code. 672

**Sec. 503.42.** If a board of township trustees has adopted a 673  
resolution under section 503.41 of the Revised Code that 674  
includes a permit requirement to operate a massage 675  
establishment: 676

(A) No person shall ~~engage in, conduct or carry on, or~~ 677  
~~permit to be engaged in, conducted or carried on in the~~ 678  
~~unincorporated areas of the township, the operation of~~ operate a 679  
massage establishment in the unincorporated areas of a township 680  
without first having obtained a permit from the board of 681  
township trustees as provided in section 503.43 of the Revised 682  
Code. 683

(B) ~~No individual shall act as a masseur or masseuse for a~~ 684  
~~massage establishment located in the unincorporated areas of the~~ 685  
~~township without first having obtained a license from the board~~ 686  
~~of township trustees as provided in section 503.45 of the~~ 687  
~~Revised Code.~~ 688

~~(C)~~ No owner or operator of a massage establishment 689  
located in the unincorporated ~~areas~~ area of the township shall 690  
knowingly do any of the following: 691

(1) Employ an unlicensed masseur or masseuse as a massage 692  
therapist a person who does not meet one of the criteria listed 693  
in division (A) of section 503.411 of the Revised Code; 694

(2) Refuse to allow appropriate state or local 695  
authorities, including police officers, access to the massage 696



establishment for any health or safety inspection conducted 697  
pursuant to a massage establishment regulation or massage 698  
therapist registration requirement adopted by the township under 699  
section 503.41 of the Revised Code; 700

(3) Operate during the hours designated as prohibited 701  
hours of operation by the board of township trustees; 702

(4) Employ any person under the age of eighteen. 703

~~(D) No person employed in a massage establishment located 704  
in the unincorporated area of the township shall knowingly do 705  
any of the following in the performance of duties at the massage 706  
establishment: 707~~

~~(1) Place his or her hand upon, touch with any part of his 708  
or her body, fondle in any manner, or massage the sexual or 709  
genital area of any other person; 710~~

~~(2) Perform, offer, or agree to perform any act which 711  
would require the touching of the sexual or genital area of any 712  
other person; 713~~

~~(3) Touch, offer, or agree to touch the sexual or genital 714  
area of any other person with any mechanical or electrical 715  
apparatus or appliance; 716~~

~~(4) Wear unclean clothing, no clothing, transparent 717  
clothing, or clothing that otherwise reveals the sexual or 718  
genital areas of the masseur or masseuse; 719~~

~~(5) Uncover or allow the sexual or genital area of any 720  
other person to be uncovered while providing massages. 721~~

~~(E) No licensed masseur or masseuse shall accept or 722  
continue employment at a massage establishment that does not 723  
have a current, valid permit issued by the board of township 724~~

~~trustees.~~ 725

**Sec. 503.43.** If a board of township trustees has adopted a 726  
resolution under section 503.41 of the Revised Code that 727  
includes a permit requirement to operate a massage 728  
establishment, the application for a permit to operate a massage 729  
establishment shall be made to the board and shall include the 730  
following: 731

(A) An initial, nonrefundable filing fee of two hundred 732  
fifty dollars and an annual nonrefundable renewal fee of one 733  
hundred twenty-five dollars; 734

(B) A health and safety report of an inspection of the 735  
premises performed within thirty days of the application to 736  
determine compliance with applicable health and safety codes, 737  
which inspection appropriate state or local authorities acting 738  
pursuant to an agreement with the board shall perform; 739

(C) The full name and address of any person applying for a 740  
permit, including any partner or limited partner of a 741  
partnership applicant, any officer or director of a corporate 742  
applicant, and any stock holder holding more than two per cent 743  
of the stock of a corporate applicant having less than a total 744  
of fifty employees or any stock holder holding more than twenty- 745  
five per cent of the stock of a corporate applicant having more 746  
than a total of fifty employees, the date of birth ~~and social-~~ 747  
~~security number~~ of each individual, and the federal 748  
identification number of any partnership or corporation; 749

(D) Authorization for an investigation into the criminal 750  
record of any person applying for a permit; 751

(E) Proof that the massage establishment fully complies 752  
with any applicable zoning resolution and amendments to the 753

resolution adopted by the board under Chapter 519. of the 754  
Revised Code; 755

(F) Any other information determined by the board to be 756  
necessary for the health, safety, and welfare of the township 757  
residents, subject to division (E) of section 503.41 of the 758  
Revised Code. 759

A permit issued under this section to a massage 760  
establishment shall expire one year after the date of issuance, 761  
except that no massage establishment shall be required to 762  
discontinue business because of the failure of the board to act 763  
on a renewal application filed in a timely manner and pending 764  
before the board on the expiration date of the establishment's 765  
permit. Each permit shall contain the name of the applicant, the 766  
address of the massage establishment, and the expiration date of 767  
the permit. 768

**Sec. 503.44.** If a board of township trustees has adopted a 769  
resolution under section 503.41 of the Revised Code that 770  
includes a permit requirement to operate a massage 771  
establishment, it shall deny any application for a permit to 772  
operate a massage establishment or revoke, at any time, a 773  
previously issued permit, for any of the following reasons: 774

(A) Falsification of any of the information required for 775  
the application or failure to fully complete the application; 776

(B) Failure to cooperate with any required health or 777  
safety inspection; 778

(C) Any one of the persons named on the application is 779  
under the age of eighteen; 780

(D) Any one of the persons named on the application has 781  
been convicted of or pleaded guilty to any violation of Chapter 782

2907. of the Revised Code, or any violation of any municipal ordinance that is substantially equivalent to any offense contained in Chapter 2907. of the Revised Code, within five years preceding the application;

~~(E) Any masseur or masseuse employed at the licensed message establishment has been convicted of or pleaded guilty to a violation of division (D) of section 503.42 of the Revised Code.~~

**Sec. 503.47.** If a board of township trustees has adopted a resolution under section 503.41 of the Revised Code that includes a permit requirement to operate a message establishment, the regulations adopted for that purpose may require any of the following:

(A) A message establishment to display its current permit in an area open to the public;

~~(B) Each massager~~ A message establishment to display the massager's license message therapists' licenses to practice at all times in the areas of the message establishment where the licensee is providing massages message therapy is provided;

(C) Massage establishments to undergo periodic health and safety inspections to determine continual compliance with applicable health and safety codes;

~~(D) Massagers to undergo periodic physical examinations performed by a licensed physician, a physician assistant, a clinical nurse specialist, a certified nurse practitioner, or a certified nurse midwife certifying that the massager continues to be free from communicable diseases;~~

~~(E)~~ Any other requirement reasonably thought necessary by the board for the health, safety, and welfare of township

residents, subject to division (E) of section 503.41 of the 812  
Revised Code. 813

**Sec. 503.48.** A board of township trustees acting under 814  
sections 503.40 to 503.49 of the Revised Code that has adopted a 815  
resolution under section 503.41 of the Revised Code need not 816  
hold any hearing in connection with an order denying or revoking 817  
a permit to operate a massage establishment ~~or masseur or~~ 818  
~~masseuse license~~. The board shall maintain a complete record of 819  
each proceeding and shall notify the applicant in writing of its 820  
order. Any person adversely affected by an order of the board 821  
denying or revoking a permit to operate a massage establishment 822  
~~or masseur or masseuse license~~ may appeal from the order of the 823  
board to the court of common pleas of the county in which the 824  
township is located, ~~the place of business of the permit holder~~ 825  
~~is located, or the person is a resident~~. The appeal shall be in 826  
accordance with Chapter 2506. of the Revised Code. 827

**Sec. 503.49.** If a board of township trustees has adopted a 828  
resolution under section 503.41 of the Revised Code that 829  
includes a permit requirement to operate a massage 830  
establishment, the board shall deposit the fees collected by the 831  
township for massage establishment permits ~~and masseur and~~ 832  
~~masseuse licenses~~ in the township general fund and first use the 833  
fees for the cost of administering and enforcing massage 834  
establishment regulations and massage therapist registration 835  
requirements adopted under section 503.41 of the Revised Code. 836

**Sec. 503.50.** (A) Whoever violates division (A) ~~or (B)~~ of 837  
section 503.42 of the Revised Code is guilty of a misdemeanor of 838  
the first degree. 839

(B) Whoever violates division (B) of section 503.411 or 840  
division (C), (D), or (E) (B) of section 503.42 of the Revised 841

Code is guilty of a misdemeanor of the third degree. 842

Sec. 503.54. (A) As used in this section: 843

(1) "Admission" means the right or privilege to enter into 844  
any place. 845

(2) "Qualifying township" means a township that has all or 846  
any part of a qualifying event venue within its boundaries. 847

(3) "Qualifying event venue" means a theater, concert 848  
hall, entertainment venue, or similar space for hosting 849  
performances or events that meets both of the following 850  
requirements: 851

(a) The venue has a capacity of at least two thousand 852  
attendees; 853

(b) The venue, and the land on which it is situated, is 854  
exempt from property taxation. 855

(B) For the purposes of providing revenue for police, 856  
fire, and emergency medical services and of paying the costs of 857  
administering the fee, the legislative authority of a qualifying 858  
township may, by resolution, impose a fee upon the sale of 859  
admission to any qualifying event venue in the township. 860

(C) The resolution shall state that the fee does not apply 861  
to amounts paid for admission to any of the following: 862

(1) A county fairground; 863

(2) Events or activities sponsored by the state or a 864  
political subdivision, including any city, local, or exempted 865  
village school district; 866

(3) Events or activities wherein the charge for admission 867  
is ten dollars or less. 868

(D) The rate of a fee imposed under this section shall 869  
equal a fixed amount per admission, but shall not exceed one 870  
dollar per admission. Every person receiving any payment for a 871  
sale on which a fee is imposed under this section shall collect 872  
the amount of the fee from the person making the admission 873  
payment and remit the fee to the qualifying township in the 874  
manner and at the times prescribed by the regulations adopted by 875  
the board of township trustees. 876

(E) The resolution shall state that the fee shall be 877  
referred to as a "protect and serve charge." Before adopting the 878  
resolution, the board of township trustees shall conduct two 879  
public hearings on the resolution, the second hearing to be not 880  
less than three nor more than ten days after the first. Notice 881  
of the date, time, and place of such hearings shall be given by 882  
publication in a newspaper of general circulation in the 883  
township or as provided in section 7.16 of the Revised Code once 884  
a week on the same day of the week for two consecutive weeks, 885  
the second publication being not less than ten nor more than 886  
thirty days before the first hearing. 887

No resolution under this section shall become effective 888  
sooner than thirty days following its adoption, and such 889  
resolution is subject to a referendum in the same manner, except 890  
as to the form of the petition, as provided in division (H) of 891  
section 519.12 of the Revised Code for a proposed amendment to a 892  
township zoning resolution. In addition, a petition under this 893  
section shall be governed by the rules specified in section 894  
3501.38 of the Revised Code. No resolution imposing a fee under 895  
this section for which a referendum vote has been requested 896  
shall go into effect unless approved by a majority of those 897  
voting upon it. 898

(F) The legislative authority of a qualifying township 899  
imposing a fee pursuant to this section shall establish all 900  
regulations necessary to provide for the administration of the 901  
fee. The regulations shall provide, after deducting the real and 902  
actual costs of administering the fee, that the revenue be used 903  
exclusively for providing police, fire, and emergency medical 904  
services within the township. 905

(G) A fee imposed pursuant to this section continues in 906  
effect until repealed by resolution adopted by the board of 907  
township trustees. 908

**Sec. 504.02.** (A) After certification of a resolution as 909  
provided in division (A) of section 504.01 of the Revised Code, 910  
the board of elections shall submit the question of whether to 911  
adopt a limited home rule government to the electors of the 912  
unincorporated area of the township, and the ballot language 913  
shall be substantially as follows: 914

"Shall the township of \_\_\_\_\_ (name) adopt a limited 915  
home rule government, under which government the board of 916  
township trustees, by resolution, may exercise limited powers of 917  
local self-government and limited police powers? 918

\_\_\_\_\_ For adoption of a limited home rule government 919

\_\_\_\_\_ Against adoption of a limited home rule government" 920

(B) (1) At least forty-five days before the election on 921  
this question, the board of township trustees shall have notice 922  
of the election and a description of the proposed limited home 923  
rule government published ~~in a newspaper of general circulation~~ 924  
~~in the township~~ once a week for two consecutive weeks ~~or as~~ 925  
~~provided in section 7.16 of the Revised Code, and~~ using at 926  
least one of the following methods: 927



<u>(a) In a newspaper of general circulation in the township;</u>	928
<u>(b) On the official public notice web site established</u> <u>under section 125.182 of the Revised Code;</u>	929 930
<u>(c) On the web site and social media account of the</u> <u>township.</u>	931 932
<u>The board</u> shall have the notice and description posted in	933
five conspicuous places in the unincorporated area of the	934
township.	935
(2) If a board of elections operates and maintains a web	936
site, notice of the election and a description of the proposed	937
limited home rule government shall be posted on that web site	938
for at least thirty days before the election on this question.	939
(C) If a majority of the votes cast on the proposition of	940
adopting a limited home rule government is in the affirmative,	941
that government is adopted and becomes the government of the	942
township on the first day of January immediately following the	943
election.	944
<b>Sec. 504.03.</b> (A) (1) If a limited home rule government is	945
adopted pursuant to section 504.02 of the Revised Code, it shall	946
remain in effect for at least three years except as otherwise	947
provided in division (B) of this section. At the end of that	948
period, if the board of township trustees determines that that	949
government is not in the best interests of the township, it may	950
adopt a resolution causing the board of elections to submit to	951
the electors of the unincorporated area of the township the	952
question of whether the township should continue the limited	953
home rule government. The question shall be voted upon at the	954
next general election occurring at least ninety days after the	955
certification of the resolution to the board of elections. After	956

certification of the resolution, the board of elections shall 957  
submit the question to the electors of the unincorporated area 958  
of the township, and the ballot language shall be substantially 959  
as follows: 960

"Shall the township of \_\_\_\_\_ (name) continue the 961  
limited home rule government under which it is operating? 962

\_\_\_\_\_ For continuation of the limited home rule government 963

\_\_\_\_\_ Against continuation of the limited home rule government" 964

(2) (a) At least forty-five days before the election on the 965  
question of continuing the limited home rule government, the 966  
board of township trustees shall have notice of the election 967  
~~published in a newspaper of general circulation in the township~~ 968  
~~once a week for two consecutive weeks or as provided in section~~ 969  
~~7.16 of the Revised Code, and~~ using at least one of the 970  
following methods: 971

(i) In a newspaper of general circulation in the township; 972

(ii) On the official public notice web site established 973  
under section 125.182 of the Revised Code; 974

(iii) On the web site and social media account of the 975  
township 976

The board shall have the notice posted in five conspicuous 977  
places in the unincorporated area of the township. 978

(b) If a board of elections operates and maintains a web 979  
site, notice of the election shall be posted on that web site 980  
for at least thirty days before the election on the question of 981  
continuing the limited home rule government. 982

(B) The electors of a township that has adopted a limited 983

home rule government may propose at any time by initiative 984  
petition, in accordance with section 504.14 of the Revised Code, 985  
a resolution submitting to the electors in the unincorporated 986  
area of the township, in an election, the question set forth in 987  
division (A) (1) of this section. 988

(C) If a majority of the votes cast under division (A) or 989  
(B) of this section on the proposition of continuing the limited 990  
home rule government is in the negative, that government is 991  
terminated effective on the first day of January immediately 992  
following the election, and a limited home rule government shall 993  
not be adopted in the unincorporated area of the township 994  
pursuant to section 504.02 of the Revised Code for at least 995  
three years after that date. 996

(D) If a limited home rule government is terminated under 997  
this section, the board of township trustees immediately shall 998  
adopt a resolution repealing all resolutions adopted pursuant to 999  
this chapter that are not authorized by any other section of the 1000  
Revised Code outside this chapter, effective on the first day of 1001  
January immediately following the election described in division 1002  
(A) or (B) of this section. However, no resolution adopted under 1003  
this division shall affect or impair the obligations of the 1004  
township under any security issued or contracts entered into by 1005  
the township in connection with the financing of any water 1006  
supply facility or sewer improvement under sections 504.18 to 1007  
504.20 of the Revised Code or the authority of the township to 1008  
collect or enforce any assessments or other revenues 1009  
constituting security for or source of payments of debt service 1010  
charges of those securities. 1011

(E) Upon the termination of a limited home rule government 1012  
under this section, if the township had converted its board of 1013

township trustees to a five-member board before September 26, 1014  
2003, the current board member who received the lowest number of 1015  
votes of the current board members who were elected at the most 1016  
recent election for township trustees, and the current board 1017  
member who received the lowest number of votes of the current 1018  
board members who were elected at the second most recent 1019  
election for township trustees, shall cease to be township 1020  
trustees on the date that the limited home rule government 1021  
terminates. Their offices likewise shall cease to exist at that 1022  
time, and the board shall continue as a three-member board as 1023  
provided in section 505.01 of the Revised Code. 1024

**Sec. 504.12.** No resolution and no section or numbered or 1025  
lettered division of a section shall be revised or amended 1026  
unless the new resolution contains the entire resolution, 1027  
section, or division as revised or amended, and the resolution, 1028  
section, or division so amended shall be repealed. This 1029  
requirement does not prevent the amendment of a resolution by 1030  
the addition of a new section, or division, and in this case the 1031  
full text of the former resolution need not be set forth, nor 1032  
does this section prevent repeals by implication. Except in the 1033  
case of a codification or recodification of resolutions, a 1034  
separate vote shall be taken on each resolution proposed to be 1035  
amended. Resolutions that have been introduced and have received 1036  
their first reading or their first and second readings, but have 1037  
not been voted on for passage, may be amended or revised by a 1038  
majority vote of the members of the board of township trustees, 1039  
and the amended or revised resolution need not receive 1040  
additional readings. 1041

The board of township trustees of a limited home rule 1042  
township may revise, codify, and publish in book form the 1043  
resolutions of the township in the manner provided in section 1044

504.123 of the Revised Code. Resolutions adopted by the board 1045  
shall be published in the manner provided by sections 504.121, 1046  
504.122, 504.124, and 504.125, ~~and 504.126~~ of the Revised Code. 1047

The procedures provided in this section and sections 1048  
504.121 to ~~504.126~~ 504.125 of the Revised Code apply only to 1049  
resolutions adopted pursuant to a township's limited home rule 1050  
powers as authorized by this chapter. 1051

**Sec. 504.121.** (A) A succinct summary of each resolution, 1052  
of all notices to bidders for the construction of public 1053  
improvements and notices of the sale of bonds, and of all 1054  
statements, orders, proclamations, notices, and reports required 1055  
by law or resolution to be published, shall be published ~~in~~ 1056  
using at least one of the following methods: 1057

(1) In a newspaper of general circulation in the township; 1058

(2) On the official public notice web site established 1059  
under section 125.182 of the Revised Code; 1060

(3) On the web site and social media account of the 1061  
township. Proof- 1062

Proof of the publication ~~and required circulation of any~~ 1063  
~~newspaper used as a medium of publication as provided by this~~ 1064  
~~section~~ shall be made by affidavit of the proprietor of the 1065  
newspaper or operator of the official public notice web site, as 1066  
applicable, and shall be filed with the fiscal officer of the 1067  
township. If publication is made by posting on the township web 1068  
site or social media account, the township fiscal officer shall 1069  
cause proof of the publication to be created, and maintain the 1070  
proof. 1071

(B) The publication shall contain notice that the complete 1072  
text of each such resolution may be obtained or viewed at the 1073

office of the fiscal officer of the township and may be viewed 1074  
at any other location designated by the board of township 1075  
trustees. The township law director or the county prosecuting 1076  
attorney, as applicable, shall review the summary of a 1077  
resolution published under this section before forwarding it to 1078  
the fiscal officer for publication, to ensure the summary is 1079  
legally accurate and sufficient. 1080

(C) Upon publication of a summary of a resolution in 1081  
accordance with this section, the fiscal officer of the township 1082  
shall supply a copy of the complete text of each such resolution 1083  
to any person, upon request, and may charge a reasonable fee, 1084  
set by the board of township trustees, for each copy supplied. 1085  
The fiscal officer of the township shall post a copy of the text 1086  
at the fiscal officer's office and at every other location 1087  
designated by the board of township trustees. 1088

**Sec. 504.122.** The publication required in section 504.121 1089  
of the Revised Code shall be for the following times: 1090

(A) Summaries of resolutions, and proclamations of 1091  
elections, once a week for two consecutive weeks ~~or as provided~~ 1092  
~~in section 7.16 of the Revised Code;~~ 1093

(B) Notices, not less than two nor more than four 1094  
consecutive weeks ~~or as provided in section 7.16 of the Revised~~ 1095  
~~Code;~~ 1096

(C) All other matters shall be published once. 1097

**Sec. 504.123.** When resolutions are revised, codified, 1098  
rearranged, published in book form, and certified as correct by 1099  
the fiscal officer of the township and the township 1100  
administrator, such publication shall be a sufficient 1101  
publication, and the resolutions so published, under appropriate 1102

titles, chapters, and sections, shall be held the same in law as 1103  
though they had been published in ~~a newspaper~~ accordance with 1104  
section 731.21 of the Revised Code. A new resolution so 1105  
published in book form, a summary of which has not been 1106  
published as required by sections 504.121 and 504.122 of the 1107  
Revised Code, and which contains entirely new matter, shall be 1108  
published as required by such sections. If such revision or 1109  
codification is made by a township and contains new matter, it 1110  
shall be a sufficient publication of such codification, 1111  
including the new matter, to publish, in the manner required by 1112  
such sections, a notice of the enactment of such codifying 1113  
resolution, containing the title of the resolution and a summary 1114  
of the new matters covered by it. Such revision and codification 1115  
may be made under appropriate titles, chapters, and sections and 1116  
in one resolution containing one or more subjects. 1117

Except as provided by this section, a succinct summary of 1118  
all resolutions, including emergency resolutions, shall be 1119  
published in accordance with section 504.121 of the Revised 1120  
Code. 1121

**Sec. 504.124.** Immediately after the expiration of the 1122  
period of publication of summaries of resolutions required by 1123  
section 504.122 of the Revised Code, the fiscal officer of the 1124  
township shall enter on the record of resolutions, in a blank to 1125  
be left for such purpose under the recorded resolution, a 1126  
certificate stating in which ~~newspaper~~ manner and on what dates 1127  
such publication was made, and shall sign the fiscal officer's 1128  
name thereto officially. Such certificate shall be prima-facie 1129  
evidence that legal publication of the summary of the resolution 1130  
was made. 1131

**Sec. ~~504.126~~ 504.125.** It is a sufficient defense to any 1132

suit or prosecution under a resolution, to show that no 1133  
publication or posting was made as required by sections 504.121 1134  
to ~~504.125~~504.124 of the Revised Code. 1135

**Sec. 504.21.** (A) The board of township trustees of a 1136  
township that has adopted a limited home rule government may, 1137  
for the unincorporated territory in the township, adopt, amend, 1138  
and rescind rules establishing technically feasible and 1139  
economically reasonable standards to achieve a level of 1140  
management and conservation practices that will abate wind or 1141  
water erosion of the soil or abate the degradation of the waters 1142  
of the state by soil sediment in conjunction with land grading, 1143  
excavating, filling, or other soil disturbing activities on land 1144  
used or being developed in the township for nonfarm commercial, 1145  
industrial, residential, or other nonfarm purposes, and 1146  
establish criteria for determination of the acceptability of 1147  
those management and conservation practices. The rules shall be 1148  
designed to implement the applicable areawide waste treatment 1149  
management plan prepared under section 208 of the "Federal Water 1150  
Pollution Control Act," 86 Stat. 816 (1972), 33 U.S.C.A. 1228, 1151  
as amended, and to implement phase II of the storm water program 1152  
of the national pollutant discharge elimination system 1153  
established in 40 C.F.R. Part 122. The rules to implement phase 1154  
II of the storm water program of the national pollutant 1155  
discharge elimination system shall not be inconsistent with, 1156  
more stringent than, or broader in scope than the rules or 1157  
regulations adopted by the environmental protection agency under 1158  
40 C.F.R. Part 122. The rules adopted under this section shall 1159  
not apply inside the limits of municipal corporations, to lands 1160  
being used in a strip mine operation as defined in section 1161  
1513.01 of the Revised Code, or to land being used in a surface 1162  
mine operation as defined in section 1514.01 of the Revised 1163



Code. 1164

The rules adopted under this section may require persons 1165  
to file plans governing erosion control, sediment control, and 1166  
water management before clearing, grading, excavating, filling, 1167  
or otherwise wholly or partially disturbing one or more 1168  
contiguous acres of land owned by one person or operated as one 1169  
development unit for the construction of nonfarm buildings, 1170  
structures, utilities, recreational areas, or other similar 1171  
nonfarm uses. If the rules require plans to be filed, the rules 1172  
shall do all of the following: 1173

(1) Designate the board itself, its employees, or another 1174  
agency or official to review and approve or disapprove the 1175  
plans; 1176

(2) Establish procedures and criteria for the review and 1177  
approval or disapproval of the plans; 1178

(3) Require the designated entity to issue a permit to a 1179  
person for the clearing, grading, excavating, filling, or other 1180  
project for which plans are approved and to deny a permit to a 1181  
person whose plans have been disapproved; 1182

(4) Establish procedures for the issuance of the permits; 1183

(5) Establish procedures under which a person may appeal 1184  
the denial of a permit. 1185

Areas of less than one contiguous acre shall not be exempt 1186  
from compliance with other provisions of this section or rules 1187  
adopted under this section. The rules adopted under this section 1188  
may impose reasonable filing fees for plan review, permit 1189  
processing, and field inspections. 1190

No permit or plan shall be required for a public highway, 1191

transportation, or drainage improvement or maintenance project 1192  
undertaken by a government agency or political subdivision in 1193  
accordance with a statement of its standard sediment control 1194  
policies that is approved by the board or the chief of the 1195  
division of soil and water resources in the department of 1196  
natural resources. 1197

(B) Rules or amendments may be adopted under this section 1198  
only after public hearings at not fewer than two regular 1199  
sessions of the board of township trustees. The board shall 1200  
~~cause to be published, in a newspaper of general circulation in~~ 1201  
~~the township,~~ publish notice of the public hearings, including 1202  
time, date, and place, once a week for two weeks immediately 1203  
preceding the hearings, ~~or as provided in section 7.16 of the~~ 1204  
~~Revised Code~~ using at least one of the following methods: 1205

(1) In a newspaper of general circulation in the township; 1206

(2) On the official public notice web site established 1207  
under section 125.182 of the Revised Code; 1208

(3) On the web site and social media account of the 1209  
township. ~~The~~ 1210

The proposed rules or amendments shall be made available 1211  
by the board to the public at the board office or other location 1212  
indicated in the notice. The rules or amendments shall take 1213  
effect on the thirty-first day following the date of their 1214  
adoption. 1215

(C) The board of township trustees may employ personnel to 1216  
assist in the administration of this section and the rules 1217  
adopted under it. The board also, if the action does not 1218  
conflict with the rules, may delegate duties to review sediment 1219  
control and water management plans to its employees, and may 1220

enter into agreements with one or more political subdivisions, 1221  
other township officials, or other government agencies, in any 1222  
combination, in order to obtain reviews and comments on plans 1223  
governing erosion control, sediment control, and water 1224  
management or to obtain other services for the administration of 1225  
the rules adopted under this section. 1226

(D) The board of township trustees or any duly authorized 1227  
representative of the board may, upon identification to the 1228  
owner or person in charge, enter any land upon obtaining 1229  
agreement with the owner, tenant, or manager of the land in 1230  
order to determine whether there is compliance with the rules 1231  
adopted under this section. If the board or its duly authorized 1232  
representative is unable to obtain such an agreement, the board 1233  
or representative may apply for, and a judge of the court of 1234  
common pleas for the county where the land is located may issue, 1235  
an appropriate inspection warrant as necessary to achieve the 1236  
purposes of this section. 1237

(E) (1) If the board of township trustees or its duly 1238  
authorized representative determines that a violation of the 1239  
rules adopted under this section exists, the board or 1240  
representative may issue an immediate stop work order if the 1241  
violator failed to obtain any federal, state, or local permit 1242  
necessary for sediment and erosion control, earth movement, 1243  
clearing, or cut and fill activity. In addition, if the board or 1244  
representative determines such a rule violation exists, 1245  
regardless of whether or not the violator has obtained the 1246  
proper permits, the board or representative may authorize the 1247  
issuance of a notice of violation. If, after a period of not 1248  
less than thirty days has elapsed following the issuance of the 1249  
notice of violation, the violation continues, the board or its 1250  
duly authorized representative shall issue a second notice of 1251

violation. Except as provided in division (E) (3) of this 1252  
section, if, after a period of not less than fifteen days has 1253  
elapsed following the issuance of the second notice of 1254  
violation, the violation continues, the board or its duly 1255  
authorized representative may issue a stop work order after 1256  
first obtaining the written approval of the prosecuting attorney 1257  
of the county in which the township is located if, in the 1258  
opinion of the prosecuting attorney, the violation is egregious. 1259

Once a stop work order is issued, the board or its duly 1260  
authorized representative shall request, in writing, the 1261  
prosecuting attorney to seek an injunction or other appropriate 1262  
relief in the court of common pleas to abate excessive erosion 1263  
or sedimentation and secure compliance with the rules adopted 1264  
under this section. If the prosecuting attorney seeks an 1265  
injunction or other appropriate relief, then, in granting 1266  
relief, the court of common pleas may order the construction of 1267  
sediment control improvements or implementation of other control 1268  
measures and may assess a civil fine of not less than one 1269  
hundred or more than five hundred dollars. Each day of violation 1270  
of a rule or stop work order issued under this section shall be 1271  
considered a separate violation subject to a civil fine. 1272

(2) The person to whom a stop work order is issued under 1273  
this section may appeal the order to the court of common pleas 1274  
of the county in which it was issued, seeking any equitable or 1275  
other appropriate relief from that order. 1276

(3) No stop work order shall be issued under this section 1277  
against any public highway, transportation, or drainage 1278  
improvement or maintenance project undertaken by a government 1279  
agency or political subdivision in accordance with a statement 1280  
of its standard sediment control policies that is approved by 1281

the board or the chief of the division of soil and water 1282  
resources in the department of natural resources. 1283

(F) No person shall violate any rule adopted or order 1284  
issued under this section. Notwithstanding division (E) of this 1285  
section, if the board of township trustees determines that a 1286  
violation of any rule adopted or administrative order issued 1287  
under this section exists, the board may request, in writing, 1288  
the prosecuting attorney of the county in which the township is 1289  
located, to seek an injunction or other appropriate relief in 1290  
the court of common pleas to abate excessive erosion or 1291  
sedimentation and secure compliance with the rules or order. In 1292  
granting relief, the court of common pleas may order the 1293  
construction of sediment control improvements or implementation 1294  
of other control measures and may assess a civil fine of not 1295  
less than one hundred or more than five hundred dollars. Each 1296  
day of violation of a rule adopted or administrative order 1297  
issued under this section shall be considered a separate 1298  
violation subject to a civil fine. 1299

**Sec. 505.07.** Notwithstanding any contrary provision in 1300  
another section of the Revised Code, section 519.12 of the 1301  
Revised Code, or any vote of the electors on a petition for 1302  
zoning referendum, a township may settle any court action by a 1303  
consent decree or court-approved settlement agreement which may 1304  
include an agreement to rezone any property involved in the 1305  
action as provided in the decree or court-approved settlement 1306  
agreement without following the procedures in section 519.12 of 1307  
the Revised Code and also may include township approval of a 1308  
development plan for any property involved in the action as 1309  
provided in the decree or court-approved settlement agreement, 1310  
provided that the court makes specific findings of fact that 1311  
notice has been properly made pursuant to this section and the 1312

consent decree or court-approved settlement agreement is fair 1313  
and reasonable. 1314

If the subject of the consent decree or court-approved 1315  
settlement agreement involves a zoning issue subject to 1316  
referendum under section 519.12 of the Revised Code, the board 1317  
of township trustees shall publish notice of their intent to 1318  
meet and consider and take action on the decree or court- 1319  
approved settlement agreement and the date and time of the 1320  
meeting ~~in a newspaper of general circulation in the township at~~ 1321  
least fifteen days before the meeting, using at least one of the 1322  
following methods: 1323

(A) In a newspaper of general circulation in the township; 1324

(B) On the official public notice web site established 1325  
under section 125.182 of the Revised Code; 1326

(C) On the web site and social media account of the 1327  
township. The 1328

The board shall permit members of the public to express 1329  
their objections to the consent decree or court-approved 1330  
settlement agreement at the meeting. Copies of the proposed 1331  
consent decree or court-approved settlement agreement shall be 1332  
available to the public at the township fiscal officer's office 1333  
during normal business hours. 1334

At least ten days prior to the submission of a proposed 1335  
consent decree or settlement agreement to the court for its 1336  
review and consideration, the plaintiff in the action involving 1337  
the consent decree or settlement agreement shall publish a 1338  
notice that shall include the caption of the case, the case 1339  
number, and the court in which the consent decree or settlement 1340  
agreement will be filed, the intention of the parties in the 1341

action to file a consent decree or settlement agreement, and, 1342  
when applicable, a description of the real property involved and 1343  
the proposed change in zoning or permitted use, in a newspaper 1344  
of general circulation in the township. 1345

**Sec. 505.10.** (A) The board of township trustees may 1346  
accept, on behalf of the township, the donation by bequest, 1347  
devise, deed of gift, or otherwise, of any real or personal 1348  
property for any township use. When the township has property, 1349  
including motor vehicles, road machinery, equipment, and tools, 1350  
that the board, by resolution, finds is not needed for public 1351  
use, is obsolete, or is unfit for the use for which it was 1352  
acquired, the board may sell and convey that property or 1353  
otherwise dispose of it in accordance with this section. Except 1354  
as otherwise provided in sections 505.08, 505.101, and 505.102 1355  
of the Revised Code, the sale or other disposition of unneeded, 1356  
obsolete, or unfit-for-use property shall be made in accordance 1357  
with one of the following: 1358

(1) If the fair market value of property to be sold is, in 1359  
the opinion of the board, in excess of two thousand five hundred 1360  
dollars, the sale shall be by public auction or by sealed bid to 1361  
the highest bidder. The board shall publish notice of the time, 1362  
place, and manner of the sale once a week for two weeks ~~in using~~ 1363  
at least one of the following methods: 1364

(a) In a newspaper published, or of general circulation, 1365  
in the township, and; 1366

(b) On the official public notice web site established 1367  
under section 125.182 of the Revised Code; 1368

(c) On the web site and social media account of the 1369  
township. 1370

The board shall post a typewritten or printed notice of 1371  
the time, place, and manner of the sale in the office of the 1372  
board for at least ten days prior to the sale. The board may 1373  
also cause notice to be inserted in trade papers or other 1374  
publications designated by it or to be distributed by electronic 1375  
means, including posting the notice on the board's internet web 1376  
site. ~~If the board posts the notice on its web site, it may~~ 1377  
~~eliminate the second notice otherwise required to be published~~ 1378  
~~in a newspaper published or of general circulation in the~~ 1379  
~~township, provided that the first notice published in such~~ 1380  
~~newspaper meets all of the following requirements:~~ 1381

~~(a) It is published at least two weeks before the sale of~~ 1382  
~~the property.~~ 1383

~~(b) It includes a statement that the notice is posted on~~ 1384  
~~the board's internet web site.~~ 1385

~~(c) It includes the internet address of the board's~~ 1386  
~~internet web site.~~ 1387

~~(d) It includes instructions describing how the notice may~~ 1388  
~~be accessed on the board's internet web site.~~ 1389

If the board conducts the sale of the property by sealed 1390  
bid, the form of the bid shall be as prescribed by the board, 1391  
and each bid shall contain the name of the person submitting it. 1392  
Bids received shall be opened and tabulated at the time stated 1393  
in the published and posted notices. The property shall be sold 1394  
to the highest bidder, except that the board may reject all bids 1395  
and hold another sale, by public auction or sealed bid, in the 1396  
manner prescribed by this section. 1397

(2) If the fair market value of property to be sold is, in 1398  
the opinion of the board, two thousand five hundred dollars or 1399



less, the board may do either of the following: 1400

(a) Sell the property by private sale, without 1401  
advertisement or public notification; 1402

(b) Donate the property to an eligible nonprofit 1403  
organization that is located in this state and is exempt from 1404  
federal income taxation pursuant to 26 U.S.C. 501(a) and (c) (3). 1405

Before donating property, the nonprofit organization shall 1406  
provide the board evidence that the organization is located in 1407  
this state and is exempt from federal income taxation pursuant 1408  
to 26 U.S.C. 501(a) and (c) (3). 1409

(3) If the board finds, by resolution, that the township 1410  
has motor vehicles, road machinery, equipment, or tools that are 1411  
not needed or are unfit for public use, and the board wishes to 1412  
sell the motor vehicles, road machinery, equipment, or tools to 1413  
the person or firm from which it proposes to purchase other 1414  
motor vehicles, road machinery, equipment, or tools, the board 1415  
may offer to sell the motor vehicles, road machinery, equipment, 1416  
or tools to that person or firm, and to have the selling price 1417  
credited to the person or firm against the purchase price of 1418  
other motor vehicles, road machinery, equipment, or tools. 1419

(4) If the board advertises for bids for the sale of new 1420  
motor vehicles, road machinery, equipment, or tools to the 1421  
township, it may include in the same advertisement a notice of 1422  
the willingness of the board to accept bids for the purchase of 1423  
township-owned motor vehicles, road machinery, equipment, or 1424  
tools that are obsolete or not needed for public use, and to 1425  
have the amount of those bids subtracted from the selling price 1426  
of the new motor vehicles, road machinery, equipment, or tools, 1427  
as a means of determining the lowest responsible bidder. 1428

(5) When a township has title to real property, the board 1429  
of township trustees, by resolution, may authorize the transfer 1430  
and conveyance of that property to any other political 1431  
subdivision of the state upon such terms as are agreed to 1432  
between the board and the legislative authority of that 1433  
political subdivision. 1434

(6) When a township has title to real property and the 1435  
board of township trustees wishes to sell or otherwise transfer 1436  
the property, the board, upon a unanimous vote of its members 1437  
and by resolution, may authorize the transfer and conveyance of 1438  
that real property to any person upon whatever terms are agreed 1439  
to between the board and that person. 1440

(7) If the board of township trustees determines that 1441  
township personal property is not needed for public use, or is 1442  
obsolete or unfit for the use for which it was acquired, and 1443  
that the property has no value, the board may discard or salvage 1444  
that property. 1445

(B) When the board has offered property at public auction 1446  
under this section and has not received an acceptable offer, the 1447  
board, by resolution, may enter into a contract, without 1448  
advertising or bidding, for the sale of that property. The 1449  
resolution shall specify a minimum acceptable price and the 1450  
minimum acceptable terms for the contract. The minimum 1451  
acceptable price shall not be lower than the minimum price 1452  
established for the public auction. 1453

(C) Members of the board shall consult with the Ohio 1454  
ethics commission and comply with the provisions of Chapters 1455  
102. and 2921. of the Revised Code, with respect to any sale or 1456  
donation under division (A)(2) of this section to a nonprofit 1457  
organization of which a township trustee, any member of the 1458

township trustee's family, or any business associate of the 1459  
township trustee is a trustee, officer, board member, or 1460  
employee. 1461

(D) Notwithstanding anything to the contrary in division 1462  
(A) or (B) of this section and regardless of the property's 1463  
value, the board may sell personal property, including motor 1464  
vehicles, road machinery, equipment, tools, or supplies, that is 1465  
not needed for public use, is obsolete, or is unfit for the use 1466  
for which it was acquired, by internet auction. The board shall 1467  
adopt, during each calendar year, a resolution expressing its 1468  
intent to sell that property by internet auction. The resolution 1469  
shall include a description of how the auctions will be 1470  
conducted and shall specify the number of days for bidding on 1471  
the property, which shall be no less than ten days, including 1472  
Saturdays, Sundays, and legal holidays. The resolution shall 1473  
indicate whether the township will conduct the auction or the 1474  
board will contract with a representative to conduct the auction 1475  
and shall establish the general terms and conditions of sale. If 1476  
a representative is known when the resolution is adopted, the 1477  
resolution shall provide contact information such as the 1478  
representative's name, address, and telephone number. 1479

After adoption of the resolution, the board shall publish, ~~7~~ 1480  
~~in a newspaper of general circulation in the township,~~ notice of 1481  
its intent to sell unneeded, obsolete, or unfit-for-use township 1482  
personal property by internet auction, using at least one of the 1483  
following methods: 1484

(1) In a newspaper of general circulation in the township; 1485

(2) On the official public notice web site established 1486  
under section 125.182 of the Revised Code; 1487

(3) On the web site and social media account of the 1488  
township. The 1489

The notice shall include a summary of the information 1490  
provided in the resolution and shall be published at least 1491  
twice. A similar notice also shall be posted continually 1492  
throughout the calendar year in a conspicuous place in the 1493  
board's office. The board may also cause notice to be inserted 1494  
in trade papers or other publications designated by it or to be 1495  
distributed by electronic means, including posting the notice on 1496  
the board's internet web site. ~~If the board posts the notice on~~ 1497  
~~its web site, it may eliminate the second notice otherwise~~ 1498  
~~required to be published in a newspaper of general circulation~~ 1499  
~~in the township, provided that the first notice published in~~ 1500  
~~such newspaper meets all of the following requirements:~~ 1501

~~(1) It is published at least two weeks before the internet~~ 1502  
~~auction begins.~~ 1503

~~(2) It includes a statement that the notice is posted on~~ 1504  
~~the board's internet web site.~~ 1505

~~(3) It includes the internet address of the board's~~ 1506  
~~internet web site.~~ 1507

~~(4) It includes instructions describing how the notice may~~ 1508  
~~be accessed on the board's internet web site.~~ 1509

When property is to be sold by internet auction, the board 1510  
or its representative may establish a minimum price that will be 1511  
accepted for specific items and may establish any other terms 1512  
and conditions for the particular sale, including requirements 1513  
for pick-up or delivery, method of payment, and sales tax. This 1514  
type of information shall be provided on the internet at the 1515  
time of the auction and may be provided before that time upon 1516

request, after the terms and conditions have been determined by 1517  
the board or its representative. 1518

**Sec. 505.17.** (A) Except in a township or portion of a 1519  
township that is within the limits of a municipal corporation, 1520  
the board of township trustees may make regulations and orders 1521  
as are necessary to control passenger car, motorcycle, and 1522  
internal combustion engine noise, as permitted under section 1523  
4513.221 of the Revised Code, and all vehicle parking in the 1524  
township. This authorization includes, among other powers, the 1525  
power to regulate parking on established roadways proximate to 1526  
buildings on private property as necessary to provide access to 1527  
the property by public safety vehicles and equipment, if the 1528  
property is used for commercial purposes, the public is 1529  
permitted to use the parking area, and accommodation for more 1530  
than ten motor vehicles is provided, and the power to authorize 1531  
the issuance of orders limiting or prohibiting parking on any 1532  
township street or highway during a snow emergency declared 1533  
pursuant to a snow-emergency authorization adopted under this 1534  
division. All such regulations and orders shall be subject to 1535  
the limitations, restrictions, and exceptions in sections 1536  
4511.01 to 4511.76 and 4513.02 to 4513.37 of the Revised Code. 1537

A board of township trustees may adopt a general snow- 1538  
emergency authorization, which becomes effective under division 1539  
(B) (1) of this section, allowing the president of the board or 1540  
some other person specified in the authorization to issue an 1541  
order declaring a snow emergency and limiting or prohibiting 1542  
parking on any township street or highway during the snow 1543  
emergency. Any such order becomes effective under division (B) 1544  
(2) of this section. Each general snow-emergency authorization 1545  
adopted under this division shall specify the weather conditions 1546  
under which a snow emergency may be declared in that township. 1547

(B) (1) All regulations and orders, including any snow-emergency authorization established by the board under this section, except for an order declaring a snow emergency as provided in division (B) (2) of this section, shall be posted by the township fiscal officer in five conspicuous public places in the township for thirty days before becoming effective, and shall be published ~~in a newspaper of general circulation in the township~~ for three consecutive weeks ~~or as provided in section 7.16 of the Revised Code~~ using at least one of the following methods:

(a) In a newspaper of general circulation in the township;

(b) On the official public notice web site established under section 125.182 of the Revised Code;

(c) On the web site and social media account of the township. ~~In~~

In addition to these requirements, no general snow-emergency authorization shall become effective until permanent signs giving notice that parking is limited or prohibited during a snow emergency are properly posted, in accordance with any applicable standards adopted by the department of transportation, along streets or highways specified in the authorization.

(2) Pursuant to the adoption of a snow-emergency authorization under this section, an order declaring a snow emergency becomes effective two hours after the president of the board or the other person specified in the general snow-emergency authorization makes an announcement of a snow emergency to the local news media. The president or other specified person shall request the local news media to announce

that a snow emergency has been declared, the time the 1577  
declaration will go into effect, and whether the snow emergency 1578  
will remain in effect for a specified period of time or 1579  
indefinitely until canceled by a subsequent announcement to the 1580  
local news media by the president or other specified person. 1581

(C) Such regulations and orders may be enforced where 1582  
traffic control devices conforming to section 4511.09 of the 1583  
Revised Code are prominently displayed. Parking regulations 1584  
authorized by this section do not apply to any state highway 1585  
unless the parking regulations are approved by the director of 1586  
transportation. 1587

(D) A board of township trustees or its designated agent 1588  
may order into storage any vehicle parked in violation of a 1589  
township parking regulation or order, if the violation is not 1590  
one that is required to be handled pursuant to Chapter 4521. of 1591  
the Revised Code. The owner or any lienholder of a vehicle 1592  
ordered into storage may claim the vehicle upon presentation of 1593  
proof of ownership, which may be evidenced by a certificate of 1594  
title to the vehicle, and payment of all expenses, charges, and 1595  
fines incurred as a result of the parking violation and removal 1596  
and storage of the vehicle. 1597

(E) Whoever violates any regulation or order adopted 1598  
pursuant to this section is guilty of a minor misdemeanor, 1599  
unless the township has enacted a regulation pursuant to 1600  
division (A) of section 4521.02 of the Revised Code, that 1601  
specifies that the violation shall not be considered a criminal 1602  
offense and shall be handled pursuant to Chapter 4521. of the 1603  
Revised Code. Fines levied and collected under this section 1604  
shall be paid into the township general revenue fund. 1605

**Sec. 505.26.** The board of township trustees may purchase, 1606

appropriate, construct, enlarge, improve, rebuild, repair, 1607  
furnish, and equip a township hall, a township park, public 1608  
library buildings, and bridges and viaducts over streets, 1609  
streams, railroads, or other places where an overhead roadway or 1610  
footway is necessary, and such board may acquire sites by lease 1611  
or otherwise for any of such improvements, including lands and 1612  
buildings for recreational purposes. 1613

The board of township trustees, not for purposes of 1614  
recreation, but for the purposes of protecting and preserving 1615  
the natural, scenic, open, or wooded condition of land, water, 1616  
or wetlands against modification or encroachment resulting from 1617  
occupation, development, or other use, may acquire, other than 1618  
by appropriation, an ownership interest in land, water, or 1619  
wetlands, and may restore and maintain land, water, or wetlands 1620  
in which it has such an interest. 1621

If sufficient space for township offices is not available, 1622  
the board of township trustees may purchase, lease, or 1623  
construct, and furnish, equip, and maintain office space. When 1624  
such offices are to be provided by construction, a site upon 1625  
which to erect such offices may be acquired by purchase, lease 1626  
for twenty-five years or longer, or otherwise. The cost of 1627  
providing such office space shall be paid out of funds in the 1628  
township treasury. If sufficient funds are not available the 1629  
board shall proceed as provided in sections ~~511.01 to 511.03~~ and 1630  
511.04 of the Revised Code. 1631

**Sec. 505.264.** (A) As used in this section, "energy 1632  
conservation measure" means an installation or modification of 1633  
an installation in, or remodeling of, an existing building, to 1634  
reduce energy consumption. It includes the following: 1635

(1) Insulation of the building structure and of systems 1636



within the building;	1637
(2) Storm windows and doors, multiglazed windows and	1638
doors, heat-absorbing or heat-reflective glazed and coated	1639
window and door systems, additional glazing, reductions in glass	1640
area, and other window and door system modifications that reduce	1641
energy consumption;	1642
(3) Automatic energy control systems;	1643
(4) Heating, ventilating, or air conditioning system	1644
modifications or replacements;	1645
(5) Caulking and weatherstripping;	1646
(6) Replacement or modification of lighting fixtures to	1647
increase the energy efficiency of the system without increasing	1648
the overall illumination of a facility, unless an increase in	1649
illumination is necessary to conform to the applicable state or	1650
local building code for the proposed lighting system;	1651
(7) Energy recovery systems;	1652
(8) Cogeneration systems that produce steam or forms of	1653
energy such as heat, as well as electricity, for use primarily	1654
within a building or complex of buildings;	1655
(9) Any other modification, installation, or remodeling	1656
approved by the board of township trustees as an energy	1657
conservation measure.	1658
(B) For the purpose of evaluating township buildings for	1659
energy conservation measures, a township may contract with an	1660
architect, professional engineer, energy services company,	1661
contractor, or other person experienced in the design and	1662
implementation of energy conservation measures for a report that	1663
analyzes the buildings' energy needs and presents	1664

recommendations for building installations, modifications of 1665  
existing installations, or building remodeling that would 1666  
significantly reduce energy consumption in the buildings owned 1667  
by that township. The report shall include estimates of all 1668  
costs of the installations, modifications, or remodeling, 1669  
including costs of design, engineering, installation, 1670  
maintenance, and repairs, and estimates of the amounts by which 1671  
energy consumption could be reduced. 1672

(C) A township desiring to implement energy conservation 1673  
measures may proceed under either of the following methods: 1674

(1) Using a report or any part of a report prepared under 1675  
division (B) of this section, advertise for bids and comply with 1676  
the bidding procedures set forth in sections 307.86 to 307.92 of 1677  
the Revised Code; 1678

(2) Request proposals from at least three vendors for the 1679  
implementation of energy conservation measures. ~~Prior to~~ Before 1680  
sending any installer of energy conservation measures a copy of 1681  
any such request, the township shall advertise its intent to 1682  
request proposals for the installation of energy conservation 1683  
measures ~~in a newspaper of general circulation in the township~~ 1684  
~~once a week for two consecutive weeks or as provided in section~~ 1685  
~~7.16 of the Revised Code~~ using at least one of the following 1686  
methods: 1687

(a) In a newspaper of general circulation in the township; 1688

(b) On the official public notice web site established 1689  
under section 125.182 of the Revised Code; 1690

(c) On the web site and social media account of the 1691  
township. The 1692

The notice shall state that the township intends to 1693

request proposals for the installation of energy conservation 1694  
measures; indicate the date, which shall be at least ten days 1695  
after the second publication, on which the request for proposals 1696  
will be mailed to installers of energy conservation measures; 1697  
and state that any installer of energy conservation measures 1698  
interested in receiving the request for proposal shall submit 1699  
written notice to the township not later than noon of the day on 1700  
which the request for proposal will be mailed. 1701

Upon receiving the proposals, the township shall analyze 1702  
them and select the proposal or proposals most likely to result 1703  
in the greatest energy savings considering the cost of the 1704  
project and the township's ability to pay for the improvements 1705  
with current revenues or by financing the improvements. The 1706  
awarding of a contract to install energy conservation measures 1707  
under division (C) (2) of this section shall be conditioned upon 1708  
a finding by the township that the amount of money spent on 1709  
energy savings measures is not likely to exceed the amount of 1710  
money the township would save in energy and operating costs over 1711  
ten years or a lesser period as determined by the township or, 1712  
in the case of contracts for cogeneration systems, over five 1713  
years or a lesser period as determined by the township. Nothing 1714  
in this section prohibits a township from rejecting all 1715  
proposals or from selecting more than one proposal. 1716

(D) A board of township trustees may enter into an 1717  
installment payment contract for the purchase and installation 1718  
of energy conservation measures. Any provisions of those 1719  
installment payment contracts that deal with interest charges 1720  
and financing terms shall not be subject to the competitive 1721  
bidding procedures of section 307.86 of the Revised Code. Unless 1722  
otherwise approved by a resolution of the board, an installment 1723  
payment contract entered into by a board of township trustees 1724

under this section shall require the board to contract in 1725  
accordance with the procedures set forth in section 307.86 of 1726  
the Revised Code for the installation, modification, or 1727  
remodeling of energy conservation measures pursuant to this 1728  
section. 1729

(E) The board may issue securities of the township 1730  
specifying the terms of the purchase and securing the deferred 1731  
payments, payable at the times provided and bearing interest at 1732  
a rate not exceeding the rate determined as provided in section 1733  
9.95 of the Revised Code. The maximum maturity of the securities 1734  
shall be as provided in division (B) (7) (g) of section 133.20 of 1735  
the Revised Code. The securities may contain an option for 1736  
prepayment and shall not be subject to Chapter 133. of the 1737  
Revised Code. Revenues derived from local taxes or otherwise, 1738  
for the purpose of conserving energy or for defraying the 1739  
current operating expenses of the township, may be applied to 1740  
the payment of interest and the retirement of the securities. 1741  
The securities may be sold at private sale or given to the 1742  
contractor under the installment payment contract authorized by 1743  
division (D) of this section. 1744

(F) Debt incurred under this section shall not be included 1745  
in the calculation of the net indebtedness of a township under 1746  
section 133.09 of the Revised Code. 1747

**Sec. 505.28.** The board of township trustees may create a 1748  
waste disposal district under sections 505.27 to 505.33 of the 1749  
Revised Code, by a unanimous vote of the board and give notice 1750  
thereof by ~~a publication in~~ using at least one of the following 1751  
methods: 1752

(A) In a newspaper of general circulation in the township; 1753

(B) On the official public notice web site established 1754  
under section 125.182 of the Revised Code; 1755

(C) On the web site and social media account of the 1756  
township. If, 1757

If, within thirty days after such publication, a protest 1758  
petition is filed with the board, signed by at least fifty per 1759  
cent of the electors residing in the district, the act of the 1760  
board in creating such district shall be void. If a petition is 1761  
filed with the board asking for the creation of such a district 1762  
in the township, accompanied by a map clearly showing the 1763  
boundaries of such district, and signed by at least sixty-five 1764  
per cent of the electors residing therein, with addresses of 1765  
such signers, the board shall, within sixty days, create such a 1766  
district. 1767

Each district shall be given a name, and the entire cost 1768  
of any necessary equipment and labor shall be apportioned 1769  
against each district by the respective boards. 1770

**Sec. 505.37.** (A) The board of township trustees may 1771  
establish all necessary rules to guard against the occurrence of 1772  
fires and to protect the property and lives of the citizens 1773  
against damage and accidents, and may, ~~with the approval of the~~ 1774  
~~specifications by the prosecuting attorney or, if the township~~ 1775  
~~has adopted limited home rule government under Chapter 504. of~~ 1776  
~~the Revised Code, with the approval of the specifications by the~~ 1777  
~~township's law director,~~ purchase, lease, lease with an option 1778  
to purchase, or otherwise provide any fire apparatus, mechanical 1779  
resuscitators, underwater rescue and recovery equipment, or 1780  
other fire equipment, appliances, materials, fire hydrants, and 1781  
water supply for fire-fighting and fire and rescue purposes that 1782  
seems advisable to the board. The board shall provide for the 1783

care and maintenance of such fire equipment, and, for these 1784  
purposes, may purchase, lease, lease with an option to purchase, 1785  
or construct and maintain necessary buildings, and it may 1786  
establish and maintain lines of fire-alarm communications within 1787  
the limits of the township. The board may employ one or more 1788  
persons to maintain and operate such fire equipment, or it may 1789  
enter into an agreement with a volunteer fire company for the 1790  
use and operation of the equipment. The board may compensate the 1791  
members of a volunteer fire company on any basis and in any 1792  
amount that it considers equitable. 1793

When the estimated cost to purchase fire apparatus, 1794  
mechanical resuscitators, underwater rescue and recovery 1795  
equipment, or other fire equipment, appliances, materials, fire 1796  
hydrants, buildings, or fire-alarm communications equipment or 1797  
services exceeds the amount specified in section 9.17 of the 1798  
Revised Code, the contract shall be let by competitive bidding. 1799  
No purchase or other transaction subject to this section shall 1800  
be divided into component parts in order to avoid the 1801  
requirements of this section. When competitive bidding is 1802  
required, the board shall advertise once a week for not less 1803  
than two consecutive weeks in using at least one of the 1804  
following methods: 1805

(1) In a newspaper of general circulation within the 1806  
township; 1807

(2) On the official public notice web site established 1808  
under section 125.182 of the Revised Code; 1809

(3) On the web site and social media account of the 1810  
township. ~~The~~ 1811

The board may also cause notice to be inserted in trade 1812

papers or other publications designated by it or to be 1813  
distributed by electronic means, including posting the notice on 1814  
the board's internet web site. ~~If the board posts the notice on~~ 1815  
~~its web site, it may eliminate the second notice otherwise~~ 1816  
~~required to be published in a newspaper of general circulation~~ 1817  
~~within the township, provided that the first notice published in~~ 1818  
~~such newspaper meets all of the following requirements:~~ 1819

~~(1) It is published at least two weeks before the opening~~ 1820  
~~of bids.~~ 1821

~~(2) It includes a statement that the notice is posted on~~ 1822  
~~the board's internet web site.~~ 1823

~~(3) It includes the internet address of the board's~~ 1824  
~~internet web site.~~ 1825

~~(4) It includes instructions describing how the notice may~~ 1826  
~~be accessed on the board's internet web site.~~ 1827

The advertisement shall include the time, date, and place 1828  
where the clerk of the township, or the clerk's designee, will 1829  
read bids publicly. The time, date, and place of bid openings 1830  
may be extended to a later date by the board of township 1831  
trustees, provided that written or oral notice of the change 1832  
shall be given to all persons who have received or requested 1833  
specifications not later than ninety-six hours prior to the 1834  
original time and date fixed for the opening. The board may 1835  
reject all the bids or accept the lowest and best bid, provided 1836  
that the successful bidder meets the requirements of section 1837  
153.54 of the Revised Code when the contract is for the 1838  
construction, demolition, alteration, repair, or reconstruction 1839  
of an improvement. 1840

(B) The boards of township trustees of any two or more 1841

townships, or the legislative authorities of any two or more 1842  
political subdivisions, or any combination of these, may, 1843  
through joint action, unite in the joint purchase, lease, lease 1844  
with an option to purchase, maintenance, use, and operation of 1845  
fire equipment described in division (A) of this section, or for 1846  
any other purpose designated in sections 505.37 to 505.42 of the 1847  
Revised Code, and may prorate the expense of the joint action on 1848  
any terms that are mutually agreed upon. 1849

(C) The board of township trustees of any township may, by 1850  
resolution, whenever it is expedient and necessary to guard 1851  
against the occurrence of fires or to protect the property and 1852  
lives of the citizens against damages resulting from their 1853  
occurrence, create a fire district of any portions of the 1854  
township that it considers necessary. The board may purchase, 1855  
lease, lease with an option to purchase, or otherwise provide 1856  
any fire apparatus, mechanical resuscitators, underwater rescue 1857  
and recovery equipment, or other fire equipment, appliances, 1858  
materials, fire hydrants, and water supply for fire-fighting and 1859  
fire and rescue purposes, or may contract for the fire 1860  
protection for the fire district as provided in section 9.60 of 1861  
the Revised Code. The fire district so created shall be given a 1862  
separate name by which it shall be known. 1863

Additional unincorporated territory of the township may be 1864  
added to a fire district upon the board's adoption of a 1865  
resolution authorizing the addition. A municipal corporation, or 1866  
a portion of a municipal corporation, that is within or 1867  
adjoining the township may be added to a fire district upon the 1868  
board's adoption of a resolution authorizing the addition and 1869  
the municipal legislative authority's adoption of a resolution 1870  
or ordinance requesting the addition of the municipal 1871  
corporation or a portion of the municipal corporation to the 1872



fire district. 1873

If the township fire district imposes a tax, additional 1874  
unincorporated territory of the township or a municipal 1875  
corporation or a portion of a municipal corporation that is 1876  
within or adjoining the township shall become part of the fire 1877  
district only after all of the following have occurred: 1878

(1) Adoption by the board of township trustees of a 1879  
resolution approving the expansion of the territorial limits of 1880  
the district and, if the resolution proposes to add a municipal 1881  
corporation or a portion of a municipal corporation, adoption by 1882  
the municipal legislative authority of a resolution or ordinance 1883  
requesting the addition of the municipal corporation or a 1884  
portion of the municipal corporation to the district; 1885

(2) Adoption by the board of township trustees of a 1886  
resolution recommending the extension of the tax to the 1887  
additional territory; 1888

(3) The board requests and obtains from the county auditor 1889  
the information required for a tax levy under section 5705.03 of 1890  
the Revised Code, in the manner prescribed in that section, 1891  
except that the levy's annual collections shall be estimated 1892  
assuming that the additional territory has been added to the 1893  
fire district. 1894

(4) Approval of the tax by the electors of the territory 1895  
proposed for addition to the district. 1896

Each resolution of the board adopted under division (C) (2) 1897  
of this section shall state the name of the fire district, a 1898  
description of the territory to be added, the rate, expressed in 1899  
mills for each one dollar of taxable value, the estimated 1900  
effective rate, expressed in dollars for each one hundred 1901

thousand dollars of the county auditor's appraised value, and 1902  
termination date of the tax, which shall be the rate, estimated 1903  
effective rate, and termination date of the tax currently in 1904  
effect in the fire district. 1905

The board of trustees shall certify each resolution 1906  
adopted under division (C) (2) of this section and the county 1907  
auditor's certification under division (C) (3) of this section to 1908  
the board of elections in accordance with section 5705.19 of the 1909  
Revised Code. The election required under division (C) (4) of 1910  
this section shall be held, canvassed, and certified in the 1911  
manner provided for the submission of tax levies under section 1912  
5705.25 of the Revised Code, except that the question appearing 1913  
on the ballot shall read: 1914

"Shall the territory within \_\_\_\_\_ 1915  
(description of the proposed territory to be added) be added to 1916  
\_\_\_\_\_ (name) fire district, and a property 1917  
tax, that the county auditor estimates will collect \$ \_\_\_\_\_ 1918  
annually, at a rate not exceeding \_\_\_\_\_ mills for each \$1 of 1919  
taxable value, which amounts to \$ \_\_\_\_\_ (here insert 1920  
estimated effective rate) for each \$100,000 of the county 1921  
auditor's appraised value, be in effect for \_\_\_\_\_ (here 1922  
insert the number of years the tax is to be in effect or "a 1923  
continuing period of time," as applicable)?" 1924

If the question is approved by at least a majority of the 1925  
electors voting on it, the joinder shall be effective as of the 1926  
first day of July of the year following approval, and on that 1927  
date, the township fire district tax shall be extended to the 1928  
taxable property within the territory that has been added. If 1929  
the territory that has been added is a municipal corporation or 1930  
portion thereof and if it had adopted a tax levy for fire 1931

purposes, the levy is terminated on the effective date of the 1932  
joinder in the area of the municipal corporation added to the 1933  
district. 1934

Any municipal corporation may withdraw from a township 1935  
fire district created under division (C) of this section by the 1936  
adoption by the municipal legislative authority of a resolution 1937  
or ordinance ordering withdrawal. On the first day of July of 1938  
the year following the adoption of the resolution or ordinance 1939  
of withdrawal, the withdrawing municipal corporation or the 1940  
portion thereof ceases to be a part of the district, and the 1941  
power of the fire district to levy a tax upon taxable property 1942  
in the withdrawing municipal corporation or the portion thereof 1943  
terminates, except that the fire district shall continue to levy 1944  
and collect taxes for the payment of indebtedness within the 1945  
territory of the fire district as it was composed at the time 1946  
the indebtedness was incurred. 1947

Upon the withdrawal of any municipal corporation from a 1948  
township fire district created under division (C) of this 1949  
section, the county auditor shall ascertain, apportion, and 1950  
order a division of the funds on hand, moneys and taxes in the 1951  
process of collection except for taxes levied for the payment of 1952  
indebtedness, credits, and real and personal property, either in 1953  
money or in kind, on the basis of the valuation of the 1954  
respective tax duplicates of the withdrawing municipal 1955  
corporation and the remaining territory of the fire district. 1956

A board of township trustees may remove unincorporated 1957  
territory of the township from the fire district upon the 1958  
adoption of a resolution authorizing the removal. On the first 1959  
day of July of the year following the adoption of the 1960  
resolution, the unincorporated township territory described in 1961

the resolution ceases to be a part of the district, and the 1962  
power of the fire district to levy a tax upon taxable property 1963  
in that territory terminates, except that the fire district 1964  
shall continue to levy and collect taxes for the payment of 1965  
indebtedness within the territory of the fire district as it was 1966  
composed at the time the indebtedness was incurred. 1967

As used in this section, "the county auditor's appraised 1968  
value" and "estimated effective rate" have the same meanings as 1969  
in section 5705.01 of the Revised Code. 1970

(D) The board of township trustees of any township, the 1971  
board of fire district trustees of a fire district created under 1972  
section 505.371 of the Revised Code, or the legislative 1973  
authority of any municipal corporation may purchase, lease, or 1974  
lease with an option to purchase the necessary fire equipment 1975  
described in division (A) of this section, buildings, and sites 1976  
for the township, fire district, or municipal corporation and 1977  
issue securities for that purpose with maximum maturities as 1978  
provided in section 133.20 of the Revised Code. The board of 1979  
township trustees, board of fire district trustees, or 1980  
legislative authority may also construct any buildings necessary 1981  
to house fire equipment and issue securities for that purpose 1982  
with maximum maturities as provided in section 133.20 of the 1983  
Revised Code. 1984

The board of township trustees, board of fire district 1985  
trustees, or legislative authority may issue the securities of 1986  
the township, fire district, or municipal corporation, signed by 1987  
the board or designated officer of the municipal corporation and 1988  
attested by the signature of the township fiscal officer, fire 1989  
district clerk, or municipal clerk, covering any deferred 1990  
payments and payable at the times provided, which securities 1991

shall bear interest not to exceed the rate determined as 1992  
provided in section 9.95 of the Revised Code, and shall not be 1993  
subject to Chapter 133. of the Revised Code. The legislation 1994  
authorizing the issuance of the securities shall provide for 1995  
levying and collecting annually by taxation, amounts sufficient 1996  
to pay the interest on and principal of the securities. The 1997  
securities shall be offered for sale on the open market or given 1998  
to the vendor or contractor if no sale is made. 1999

Section 505.40 of the Revised Code does not apply to any 2000  
securities issued, or any lease with an option to purchase 2001  
entered into, in accordance with this division. 2002

(E) A board of township trustees of any township or a 2003  
board of fire district trustees of a fire district created under 2004  
section 505.371 of the Revised Code may purchase a policy or 2005  
policies of liability insurance for the officers, employees, and 2006  
appointees of the fire department, fire district, or joint fire 2007  
district governed by the board that includes personal injury 2008  
liability coverage as to the civil liability of those officers, 2009  
employees, and appointees for false arrest, detention, or 2010  
imprisonment, malicious prosecution, libel, slander, defamation 2011  
or other violation of the right of privacy, wrongful entry or 2012  
eviction, or other invasion of the right of private occupancy, 2013  
arising out of the performance of their duties. 2014

When a board of township trustees cannot, by deed of gift 2015  
or by purchase and upon terms it considers reasonable, procure 2016  
land for a township fire station that is needed in order to 2017  
respond in reasonable time to a fire or medical emergency, the 2018  
board may appropriate land for that purpose under sections 2019  
163.01 to 163.22 of the Revised Code. If it is necessary to 2020  
acquire additional adjacent land for enlarging or improving the 2021

fire station, the board may purchase, appropriate, or accept a deed of gift for the land for these purposes.

(F) As used in this division, "emergency medical service organization" has the same meaning as in section 4766.01 of the Revised Code.

A board of township trustees, by adoption of an appropriate resolution, may choose to have the state board of emergency medical, fire, and transportation services license any emergency medical service organization it operates. If the board adopts such a resolution, Chapter 4766. of the Revised Code, except for sections 4766.06 and 4766.99 of the Revised Code, applies to the organization. All rules adopted under the applicable sections of that chapter also apply to the organization. A board of township trustees, by adoption of an appropriate resolution, may remove its emergency medical service organization from the jurisdiction of the state board of emergency medical, fire, and transportation services.

**Sec. 505.373.** The board of township trustees may, by resolution, adopt by incorporation by reference a standard code pertaining to fire, fire hazards, and fire prevention prepared and promulgated by the state or any department, board, or other agency of the state, or any such code prepared and promulgated by a public or private organization that publishes a model or standard code.

After the adoption of the code by the board, a notice clearly identifying the code, stating the purpose of the code, and stating that a complete copy of the code is on file with the township fiscal officer for inspection by the public and also on file in the law library of the county in which the township is located and that the fiscal officer has copies available for

distribution to the public at cost, shall be posted by the 2052  
fiscal officer in five conspicuous places in the township for 2053  
thirty days before becoming effective. The notice required by 2054  
this section shall also be published ~~in a newspaper of general~~ 2055  
~~circulation in the township~~ once a week for three consecutive 2056  
weeks ~~or as provided in section 7.16 of the Revised Code~~ using at 2057  
least one of the following methods: 2058

(A) In a newspaper of general circulation within the 2059  
township; 2060

(B) On the official public notice web site established 2061  
under section 125.182 of the Revised Code; 2062

(C) On the web site and social media account of the 2063  
township. If 2064

If the adopting township amends or deletes any provision 2065  
of the code, the notice shall contain a brief summary of the 2066  
deletion or amendment. 2067

If the agency that originally promulgated or published the 2068  
code thereafter amends the code, any township that has adopted 2069  
the code pursuant to this section may adopt the amendment or 2070  
change by incorporation by reference in the same manner as 2071  
provided for adoption of the original code. 2072

**Sec. 505.55.** In the event that need for a township police 2073  
district ceases to exist, the township trustees by a two-thirds 2074  
vote of the board shall adopt a resolution specifying the date 2075  
that the township police district shall cease to exist and 2076  
provide for the disposal of all property belonging to the 2077  
district by public sale. Such sale must be by public auction and 2078  
upon notice thereof being published once a week for three weeks 2079  
~~in~~ using at least one of the following methods: 2080

(A) In a newspaper of general circulation in such township 2081  
or as provided in section 7.16 of the Revised Code; 2082

(B) On the official public notice web site established 2083  
under section 125.182 of the Revised Code; 2084

(C) On the web site and social media account of the 2085  
township. The 2086

The last of such publications shall be made at least five 2087  
days before the date of the sale. Any moneys remaining after the 2088  
dissolution of the district or received from the public sale of 2089  
property shall be paid into the treasury of the township and may 2090  
be expended for any public purpose when duly authorized by the 2091  
township board of trustees. 2092

**Sec. 505.73.** (A) The board of township trustees may, by 2093  
resolution, adopt by incorporation by reference, administer, and 2094  
enforce within the unincorporated area of the township an 2095  
existing structures code pertaining to the repair and continued 2096  
maintenance of structures and the premises of those structures. 2097  
For that purpose, the board shall adopt any model or standard 2098  
code prepared and promulgated by this state, any department, 2099  
board, or agency of this state, or any public or private 2100  
organization that publishes a recognized model or standard code 2101  
on the subject. The board shall ensure that the code adopted 2102  
governs subject matter not addressed by the state residential 2103  
building code and that it is fully compatible with the state 2104  
residential and nonresidential building codes the board of 2105  
building standards adopts pursuant to section 3781.10 of the 2106  
Revised Code. 2107

(B) The board shall assign the duties of administering and 2108  
enforcing the existing structures code to a township officer or 2109



employee who is trained and qualified for those duties and shall 2110  
establish by resolution the minimum qualifications necessary to 2111  
perform those duties. 2112

(C) (1) After the board adopts an existing structures code, 2113  
the township fiscal officer shall post a notice that clearly 2114  
identifies the code, states the code's purpose, and states that 2115  
a complete copy of the code is on file for inspection by the 2116  
public with the fiscal officer and in the county law library and 2117  
that the fiscal officer has copies available for distribution to 2118  
the public at cost. 2119

(2) The township fiscal officer shall post the notice in 2120  
five conspicuous places in the township for thirty days before 2121  
the code becomes effective and shall publish the notice ~~in a~~ 2122  
~~newspaper of general circulation in the township~~ for three 2123  
consecutive weeks ~~or as provided in section 7.16 of the Revised~~ 2124  
~~Code~~ using at least one of the following methods: 2125

(a) In a newspaper of general circulation within the 2126  
township; 2127

(b) On the official public notice web site established 2128  
under section 125.182 of the Revised Code; 2129

(c) On the web site and social media account of the 2130  
township. ~~If~~ 2131

If the adopting township amends or deletes any provision 2132  
of the code, the notice shall contain a brief summary of the 2133  
deletion or amendment. 2134

(D) If the agency that originally promulgated or published 2135  
the existing structures code amends the code, the board may 2136  
adopt the amendment or change by incorporation by reference in 2137  
the manner provided for the adoption of the original code. 2138

Sec. 505.75. (A) (1) A board of township trustees may adopt 2139  
local residential building regulations governing residential 2140  
buildings as defined in section 3781.06 of the Revised Code. No 2141  
regulation shall differ from the state residential building code 2142  
unless the regulation addresses subject matter not addressed by 2143  
the state residential building code or is adopted pursuant to 2144  
section 3781.01 of the Revised Code. 2145

(2) The board may adopt regulations that are necessary for 2146  
participation in the national flood insurance program and that 2147  
do not conflict with the residential and nonresidential building 2148  
codes, governing the prohibition, location, erection, 2149  
construction, or floodproofing of new buildings or structures, 2150  
or substantial improvements to existing buildings or structures, 2151  
in unincorporated territory within flood hazard areas identified 2152  
under the "Flood Disaster Protection Act of 1973," 87 Stat. 975, 2153  
42 U.S.C.A. 4002, as amended, including, but not limited to, 2154  
residential, commercial, or industrial buildings or structures. 2155

(B) (1) Regulations or amendments to regulations may be 2156  
adopted under this section only after a public ~~hearings~~ hearing 2157  
at not fewer than two regular or special sessions of the board 2158  
of township trustees and upon an affirmative vote of all members 2159  
of the board. The board shall cause notice of a public hearing 2160  
to be published ~~in a newspaper of general circulation in the~~ 2161  
~~township~~ once a week for two weeks immediately preceding a 2162  
hearing, ~~except that if the board posts the hearing notice on~~ 2163  
~~the board's internet site, the board need publish only one~~ 2164  
~~notice of the hearing in a newspaper of general circulation if~~ 2165  
~~that newspaper notice includes that internet site and a~~ 2166  
~~statement that the notice is also posted on the internet site~~ 2167  
using at least one of the following methods: 2168

<u>(a) In a newspaper of general circulation within the</u>	2169
<u>township;</u>	2170
<u>(b) On the official public notice web site established</u>	2171
<u>under section 125.182 of the Revised Code;</u>	2172
<u>(c) On the web site and social media account of the</u>	2173
<u>township. <del>Any</del></u>	2174
<u>Any</u> notice the board publishes or posts shall include the	2175
time, date, and place of the public hearing.	2176
(2) The proposed regulations shall be made available to	2177
the public at the board office.	2178
(C) (1) The board of township trustees may create a	2179
building department and employ personnel it determines necessary	2180
to administer and enforce any local residential building	2181
regulations or existing structures code the board adopts	2182
pursuant to this section. The building department may enforce	2183
state residential and nonresidential building codes the board of	2184
building standards establishes pursuant to Chapter 3781. of the	2185
Revised Code if the department is certified pursuant to section	2186
3781.10 of the Revised Code to enforce those codes. Upon	2187
certification of the building department under section 3781.10	2188
of the Revised Code, the board <u>of</u> township <u>trustees</u> may direct	2189
the building department to exercise enforcement authority and to	2190
accept and approve plans pursuant to sections 3781.03 and	2191
3791.04 of the Revised Code for the classes of buildings for	2192
which the building department and personnel are certified.	2193
(2) To administer and enforce any local residential	2194
building regulations, or existing structures code and the state	2195
residential and nonresidential building codes, the board <u>of</u>	2196
<u>township trustees</u> may create, establish, fill, and fix the	2197

compensation of the position of township building inspector to 2198  
serve as the chief administrative officer of the building 2199  
department. In lieu of creating the position of township 2200  
building inspector, the board may assign the duties of the 2201  
inspector to an existing township officer who is certified 2202  
pursuant to division (E) of section 3781.10 of the Revised Code. 2203

(D) (1) The board of township trustees may enter into a 2204  
contract with any other township, any municipal corporation, or 2205  
a board of county commissioners for the other township, 2206  
municipal corporation, or board of county commissioners to 2207  
administer and enforce local residential building regulations or 2208  
existing structures code in the township or to enforce the state 2209  
residential and nonresidential building codes in the township if 2210  
the building department of the other township, municipal 2211  
corporation, or county is certified to enforce those codes. 2212

(2) Any ~~any~~ other township, any municipal corporation, or 2213  
a board of county commissioners may contract with a board of 2214  
township trustees to administer and enforce local building 2215  
regulations or an existing structures code in the other 2216  
township, the municipal corporation, or the county and, if 2217  
certified, to enforce the state residential and nonresidential 2218  
building codes in the other township, the municipal corporation, 2219  
or the unincorporated areas of the county. 2220

**Sec. 505.76.** Local residential building regulations a 2221  
board of township trustees adopts under section 505.75 of the 2222  
Revised Code and an existing structures code the board adopts 2223  
pursuant to section 505.73 of the Revised Code shall be made 2224  
available to the public at the office of the board, and the 2225  
section headings and numbers and a notice of the availability of 2226  
the regulations shall be published ~~in at least one newspaper of~~ 2227

~~general townshipwide circulation~~ within ten days after their 2228  
adoption or amendment using at least one of the following 2229  
methods: 2230

(A) In a newspaper of general circulation within the 2231  
township; 2232

(B) On the official public notice web site established 2233  
under section 125.182 of the Revised Code; 2234

(C) On the web site and social media account of the 2235  
township. 2236

**Sec. 505.82.** (A) If a board of township trustees by a 2237  
unanimous vote or, in the event of the unavoidable absence of 2238  
one trustee, by an affirmative vote of two trustees adopts a 2239  
resolution declaring that an emergency exists that threatens 2240  
life or property within the unincorporated territory of the 2241  
township or that such an emergency is imminent, including an 2242  
emergency due to a natural disaster, civil unrest, cyber attack, 2243  
or the derailment of a train, the board may exercise the powers 2244  
described in divisions (A) (1) and (2) and (B) of this section 2245  
during the emergency for a period of time not exceeding six 2246  
months following the adoption of the resolution. The resolution 2247  
shall state the specific time period for which the emergency 2248  
powers are in effect. 2249

(1) If an owner of an undedicated road or stream bank in 2250  
the unincorporated territory of the township has not provided 2251  
for the removal of snow, ice, debris, or other obstructions from 2252  
the road or bank, the board may provide for that removal. Prior 2253  
to providing for the removal, the board shall give, or make a 2254  
good faith attempt to give, oral notice to the owner or owners 2255  
of the road or bank of the board's intent to clear the road or 2256

bank and to impose a service charge for doing so. The board 2257  
shall establish just and equitable service charges for the 2258  
removal to be paid, except as provided in division (B) of this 2259  
section, by the owners of the road or bank. 2260

The board shall keep a record of the costs incurred by the 2261  
township in removing snow, ice, debris, or other obstructions 2262  
from the road or bank. The service charges shall be based on 2263  
these costs and shall be in an amount sufficient to recover 2264  
these costs. If there is more than one owner of the road or 2265  
bank, the board, except as provided in division (B) of this 2266  
section, shall allocate the service charges among the owners on 2267  
an equitable basis. The board shall notify, in writing, each 2268  
owner of the road or bank of the amount of the service charges 2269  
and shall certify the charges to the county auditor. The service 2270  
charges shall constitute a lien upon the property. The auditor 2271  
shall place the service charges on a special duplicate to be 2272  
collected as other taxes and returned to the township general 2273  
fund. 2274

(2) The board may contract for the immediate acquisition, 2275  
replacement, or repair of equipment needed for the emergency 2276  
situation, without following the competitive bidding 2277  
requirements of section 5549.21 or any other section of the 2278  
Revised Code. 2279

(B) In lieu of collecting service charges from owners for 2280  
the removal of snow or ice from an undedicated road by the board 2281  
of township trustees as provided in division (A) (1) of this 2282  
section, the board may enter into a contract with a developer 2283  
whereby the developer agrees to pay the service charges for the 2284  
snow and ice removal instead of the owners. 2285

(C) The removal of snow, ice, debris, or other 2286

obstructions from an undedicated road by a board of township trustees acting pursuant to a resolution adopted under division (A) of this section does not constitute approval or acceptance of the undedicated road.

(D) As used in this section, "undedicated road" means a road that has not been approved and accepted by the board of county commissioners and is not a part of the state, county, or township road systems as provided in section 5535.01 of the Revised Code.

(E) Nothing in this section shall be construed to waive the requirement under section 1547.82 of the Revised Code that approval of plans be obtained from the director of natural resources or the director's representative prior to modifying or causing the modification of the channel of any watercourse in a wild, scenic, or recreational river area outside the limits of a municipal corporation.

**Sec. 505.86.** (A) As used in this section:

"Party in interest" means an owner of record of the real property on which the building or structure is located, and includes a holder of a legal or equitable lien of record on the real property or the building or other structure.

"Total cost" means any costs incurred due to the use of employees, materials, or equipment of the township, any costs arising out of contracts for labor, materials, or equipment, and costs of service of notice or publication required under this section.

(B) A board of township trustees, by resolution, may provide for the removal, repair, or securance of buildings or other structures in the township that have been declared

insecure, unsafe, or structurally defective by any fire 2316  
department under contract with the township or by the county 2317  
building department or other authority responsible under Chapter 2318  
3781. of the Revised Code for the enforcement of building 2319  
regulations or the performance of building inspections in the 2320  
township, or buildings or other structures that have been 2321  
declared to be in a condition dangerous to life or health, or 2322  
unfit for human habitation by the board of health of the general 2323  
health district of which the township is a part. 2324

At least thirty days before the removal, repair, or 2325  
securance of any insecure, unsafe, or structurally defective 2326  
building or other structure, the board of township trustees 2327  
shall give notice by certified mail, return receipt requested, 2328  
to each party in interest of its intention with respect to the 2329  
removal, repair, or securance of an insecure, unsafe, or 2330  
structurally defective or unfit building or other structure. 2331

If the address of a party in interest is unknown and 2332  
cannot reasonably be obtained, it is sufficient to publish the 2333  
notice once in using at least one of the following methods: 2334

(1) In a newspaper of general circulation in the township; 2335

(2) On the official public notice web site established 2336  
under section 125.182 of the Revised Code; 2337

(3) On the web site and social media account of the 2338  
township. 2339

(C) (1) If the board of trustees, in a resolution adopted 2340  
under this section, pursues action to remove any insecure, 2341  
unsafe, or structurally defective building or other structure, 2342  
the notice shall include a statement informing the parties in 2343  
interest that each party in interest is entitled to a hearing if 2344



the party in interest requests a hearing in writing within 2345  
twenty days after the notice was mailed. The written request for 2346  
a hearing shall be made to the township fiscal officer. 2347

(2) If a party in interest timely requests a hearing, the 2348  
board shall set the date, time, and place for the hearing and 2349  
notify the party in interest by certified mail, return receipt 2350  
requested. The date set for the hearing shall be within fifteen 2351  
days, but not earlier than seven days, after the party in 2352  
interest has requested a hearing, unless otherwise agreed to by 2353  
both the board and the party in interest. The hearing shall be 2354  
recorded by stenographic or electronic means. 2355

(3) The board shall make an order deciding the matter not 2356  
later than thirty days after a hearing, or not later than thirty 2357  
days after mailing notice to the parties in interest if no party 2358  
in interest requested a hearing. The order may dismiss the 2359  
matter or direct the removal, repair, or securance of the 2360  
building or other structure. At any time, a party in interest 2361  
may consent to an order. 2362

(4) A party in interest who requested and participated in 2363  
a hearing, and who is adversely affected by the order of the 2364  
board, may appeal the order under section 2506.01 of the Revised 2365  
Code. 2366

(D) At any time, a party in interest may enter into an 2367  
agreement with the board of township trustees to perform the 2368  
removal, repair, or securance of the insecure, unsafe, or 2369  
structurally defective or unfit building or other structure. 2370

(E) If an emergency exists, as determined by the board, 2371  
notice may be given other than by certified mail and less than 2372  
thirty days before the removal, repair, or securance. 2373

(F) The total cost of removing, repairing, or securing 2374  
buildings or other structures that have been declared insecure, 2375  
unsafe, structurally defective, or unfit for human habitation, 2376  
or of making emergency corrections of hazardous conditions, when 2377  
approved by the board, shall be paid out of the township general 2378  
fund from moneys not otherwise appropriated, except that, if the 2379  
costs incurred exceed five hundred dollars, the board may borrow 2380  
moneys from a financial institution to pay for the costs in 2381  
whole or in part. 2382

The total cost may be collected by either of the following 2383  
methods: 2384

(1) The board may have the fiscal officer of the township 2385  
certify the total costs, together with a proper description of 2386  
the lands to the county auditor who shall place the costs upon 2387  
the tax duplicate. The costs are a lien upon the lands from and 2388  
after the date of entry. The costs shall be returned to the 2389  
township and placed in the township's general fund. 2390

(2) The board may commence a civil action to recover the 2391  
total costs from the owner of record of the real property on 2392  
which the building or structure is located. 2393

(G) Any board of township trustees may, whenever a policy 2394  
or policies of insurance are in force providing coverage against 2395  
the peril of fire on a building or structure and the loss agreed 2396  
to between the named insured or insureds and the company or 2397  
companies is more than five thousand dollars and equals or 2398  
exceeds sixty per cent of the aggregate limits of liability on 2399  
all fire policies covering the building or structure on the 2400  
property, accept security payments and follow the procedures of 2401  
divisions (C) and (D) of section 3929.86 of the Revised Code. 2402

**Sec. 505.87.** (A) A board of township trustees may provide 2403  
for the abatement, control, or removal of vegetation, garbage, 2404  
refuse, and other debris from land in the township, if the board 2405  
determines that the owner's maintenance of that vegetation, 2406  
garbage, refuse, or other debris constitutes a nuisance. 2407

(B) At least seven days before providing for the 2408  
abatement, control, or removal of any vegetation, garbage, 2409  
refuse, or other debris, the board of township trustees shall 2410  
notify the owner of the land and any holders of liens of record 2411  
upon the land that: 2412

(1) The owner is ordered to abate, control, or remove the 2413  
vegetation, garbage, refuse, or other debris, the owner's 2414  
maintenance of which has been determined by the board to be a 2415  
nuisance; 2416

(2) If that vegetation, garbage, refuse, or other debris 2417  
is not abated, controlled, or removed, or if provision for its 2418  
abatement, control, or removal is not made, within seven days, 2419  
the board shall provide for the abatement, control, or removal, 2420  
and any costs incurred by the board in performing that task 2421  
shall be entered upon the tax duplicate and become a lien upon 2422  
the land from the date of entry. 2423

The board shall send the notice to the owner of the land 2424  
by certified mail if the owner is a resident of the township or 2425  
is a nonresident whose address is known, and by certified mail 2426  
to lienholders of record; alternatively, if the owner is a 2427  
resident of the township or is a nonresident whose address is 2428  
known, the board may give notice to the owner by causing any of 2429  
its agents or employees to post the notice on the principal 2430  
structure on the land and to photograph that posted notice with 2431  
a camera capable of recording the date of the photograph on it. 2432

If the owner's address is unknown and cannot reasonably be 2433  
obtained, it is sufficient to publish the notice once ~~in~~ using 2434  
at least one of the following methods: 2435

(a) In a newspaper of general circulation in the township; 2436

(b) On the official public notice web site established 2437  
under section 125.182 of the Revised Code; 2438

(c) On the web site and social media account of the 2439  
township. 2440

(C) If a board of township trustees determines within 2441  
twelve consecutive months after a prior nuisance determination 2442  
that the same owner's maintenance of vegetation, garbage, 2443  
refuse, or other debris on the same land in the township 2444  
constitutes a nuisance, at least four days before providing for 2445  
the abatement, control, or removal of any vegetation, garbage, 2446  
refuse, or other debris, the board shall give notice of the 2447  
subsequent nuisance determination to the owner of the land and 2448  
to any holders of liens of record upon the land as follows: 2449

(1) The board shall send written notice by first class 2450  
mail to the owner of the land and to any lienholders of record. 2451  
Failure of delivery of the notice shall not invalidate any 2452  
action to abate, control, or remove the nuisance. Alternatively, 2453  
the board may give notice to the owner by causing any of its 2454  
agents or employees to post the notice on the principal 2455  
structure on the land and to photograph that posted notice with 2456  
a camera capable of recording the date of the photograph on it. 2457

(2) If the owner's address is unknown and cannot 2458  
reasonably be obtained, it is sufficient to post the notice on 2459  
the board of township trustee's internet web site for four 2460  
consecutive days, or to post the notice in a conspicuous 2461

location in the board's office for four consecutive days if the 2462  
board does not maintain an internet web site. 2463

(D) The owner of the land or holders of liens of record 2464  
upon the land may enter into an agreement with the board of 2465  
township trustees providing for either party to the agreement to 2466  
perform the abatement, control, or removal before the time the 2467  
board is required to provide for the abatement, control, or 2468  
removal under division (E) of this section. 2469

(E) If, within seven days after notice is given under 2470  
division (B) of this section, or within four days after notice 2471  
is given under division (C) of this section, the owner of the 2472  
land fails to abate, control, or remove the vegetation, garbage, 2473  
refuse, or other debris, or no agreement for its abatement, 2474  
control, or removal is entered into under division (D) of this 2475  
section, the board of township trustees shall provide for the 2476  
abatement, control, or removal and may employ the necessary 2477  
labor, materials, and equipment to perform the task. All costs 2478  
incurred, when approved by the board, shall be paid out of the 2479  
township general fund from moneys not otherwise appropriated, 2480  
except that if the costs incurred exceed five hundred dollars, 2481  
the board may borrow moneys from a financial institution to pay 2482  
for the costs in whole or in part. 2483

(F) The board of township trustees shall make a written 2484  
report to the county auditor of the board's action under this 2485  
section. The board shall include in the report a proper 2486  
description of the premises and a statement of all costs 2487  
incurred in providing for the abatement, control, or removal of 2488  
any vegetation, garbage, refuse, or other debris as provided in 2489  
division (E) of this section, including the board's charges for 2490  
its services, the costs incurred in providing notice, any fees 2491

or interest paid to borrow moneys, and the amount paid for 2492  
labor, materials, and equipment. The county auditor shall place 2493  
the costs upon the tax duplicate. The costs are a lien upon the 2494  
land from and after the date of the entry. The costs shall be 2495  
returned to the township and placed in the township's general 2496  
fund. 2497

**Sec. 505.871.** (A) A board of township trustees may 2498  
provide, by resolution, for the removal of any vehicle in the 2499  
unincorporated territory of the township that the board 2500  
determines is a junk motor vehicle, as defined in section 2501  
505.173 of the Revised Code. 2502

(B) If a junk motor vehicle is located on public property, 2503  
the board of township trustees may provide in the resolution for 2504  
the immediate removal of the vehicle. 2505

(C) (1) If a junk motor vehicle is located on private 2506  
property, the board of township trustees may provide in the 2507  
resolution for the removal of the vehicle not sooner than 2508  
fourteen days after the board serves written notice of its 2509  
intention to remove or cause the removal of the vehicle on the 2510  
owner of the land and any holders of liens of record on the 2511  
land. 2512

(2) The notice provided under this division shall 2513  
generally describe the vehicle to be removed and indicate all of 2514  
the following: 2515

(a) The board has determined that the vehicle is a junk 2516  
motor vehicle. 2517

(b) If the owner of the land fails to remove the vehicle 2518  
within fourteen days after service of the notice, the board may 2519  
remove or cause the removal of the vehicle. 2520

(c) Any costs the board incurs in removing or causing the removal of the vehicle may be entered upon the tax duplicate and become a lien upon the land from the date of entry.

(3) The board shall serve the notice under this division by sending it by certified mail, return receipt requested, to the owner of the land, if the owner resides in the unincorporated territory of the township or if the owner resides outside the unincorporated territory of the township and the owner's address is known or ascertainable through an exercise of reasonable diligence. The board also shall send notice in such manner to any holders of liens of record on the land. If a notice sent by certified mail is refused or unclaimed, or if an owner's address is unknown and cannot reasonably be ascertained by an exercise of reasonable diligence, the board shall publish the notice once ~~in a newspaper of general circulation in the township~~ before the removal of the vehicle, ~~and, if~~ using at least one of the following methods:

(a) In a newspaper of general circulation within the township;

(b) On the official public notice web site established under section 125.182 of the Revised Code;

(c) On the web site and social media account of the township.

If the land contains any structures, the board also shall post the notice on the principal structure on the land.

A notice sent by certified mail shall be deemed to be served for purposes of this section on the date it was received as indicated by the date on a signed return receipt. A notice given by publication shall be deemed to be served for purposes

of this section on the date of the newspaper publication, date 2550  
of the notice first being published on the official public 2551  
notice web site, or date of the notice first being posted on the 2552  
township's web site and social media account. 2553

(D) The board of township trustees may cause the removal 2554  
or may employ the labor, materials, and equipment necessary to 2555  
remove a junk motor vehicle under this section. All costs 2556  
incurred in removing or causing the removal of a junk motor 2557  
vehicle, when approved by the board, shall be paid out of the 2558  
township general fund from moneys not otherwise appropriated, 2559  
except that if the costs exceed five hundred dollars, the board 2560  
may borrow moneys from a financial institution to pay the costs 2561  
in whole or in part. 2562

(E) The board of township trustees may utilize any lawful 2563  
means to collect the costs incurred in removing or causing the 2564  
removal of a junk motor vehicle under this section, including 2565  
any fees or interest paid to borrow moneys under division (D) of 2566  
this section. The board may direct the township fiscal officer 2567  
to certify the costs and a description of the land to the county 2568  
auditor. The county auditor shall place the costs upon the tax 2569  
duplicate. The costs are a lien upon the land from and after the 2570  
date of entry. The costs shall be returned to the township and 2571  
placed in the township's general fund. 2572

(F) (1) As used in this division: 2573

(a) "Motor vehicle salvage dealer" has the same meaning as 2574  
in section 4738.01 of the Revised Code. 2575

(b) "Scrap metal processing facility" has the same meaning 2576  
as in section 4737.05 of the Revised Code. 2577

(2) Notwithstanding section 4513.63 of the Revised Code, 2578



if a junk motor vehicle is removed and disposed of in accordance 2579  
with this section, the clerk of courts of the county shall issue 2580  
a salvage certificate of title for that junk motor vehicle to a 2581  
motor vehicle salvage dealer licensed pursuant to Chapter 4738. 2582  
of the Revised Code or a scrap metal processing facility 2583  
licensed pursuant to sections 4737.05 to 4737.12 of the Revised 2584  
Code if all of the following conditions are satisfied: 2585

(a) The board of township trustees has entered into a 2586  
contract with the motor vehicle salvage dealer or scrap metal 2587  
processing facility for the disposal or removal of the junk 2588  
motor vehicle in accordance with section 505.85 of the Revised 2589  
Code. 2590

(b) The fiscal officer for the board of township trustees 2591  
executes in triplicate an affidavit prescribed by the registrar 2592  
of motor vehicles describing the junk motor vehicle and the 2593  
manner of removal or disposal and certifying that all 2594  
requirements of this section and the notice and records search 2595  
requirements of section 4505.101 of the Revised Code have been 2596  
satisfied. 2597

(c) The board of township trustees retains the original 2598  
affidavit for the board's records and furnishes the remaining 2599  
two copies of the affidavit to the motor vehicle salvage dealer 2600  
or scrap metal processing facility. 2601

(d) The motor vehicle salvage dealer or scrap metal 2602  
processing facility presents one copy of the affidavit to the 2603  
clerk. 2604

(3) The clerk shall issue the salvage certificate of 2605  
title, free and clear of all liens and encumbrances, not later 2606  
than thirty days after the motor vehicle salvage dealer or scrap 2607

metal processing facility presents the affidavit pursuant to 2608  
division (F) (2) of this section. 2609

(G) Notwithstanding section 4513.65 of the Revised Code, 2610  
but subject to division (H) (2) of this section, any collector's 2611  
vehicle that meets the definition of a junk motor vehicle is 2612  
subject to removal under this section. 2613

(H) (1) Nothing in this section affects the authority of a 2614  
board of township trustees to adopt and enforce resolutions 2615  
under section 505.173 of the Revised Code to regulate the 2616  
storage of junk motor vehicles on private or public property in 2617  
the unincorporated territory of the township. 2618

(2) A resolution adopted under this section is subject to 2619  
the same restrictions specified in division (A) of section 2620  
505.173 of the Revised Code for resolutions adopted under that 2621  
section. 2622

**Sec. 507.05.** The township fiscal officer shall, in 2623  
addition to the books for the record of the proceedings of the 2624  
board of township trustees, be provided by the township with a 2625  
book for the record of township roads, ~~a book for the record of~~ 2626  
~~marks and brands,~~ and a book for the record of official oaths 2627  
and bonds of township officers. 2628

**Sec. 511.03.** ~~After an affirmative vote in an election held~~ 2629  
~~under sections 511.01 and 511.02 of the Revised Code, the~~ If, in 2630  
a township, a town hall is to be built, improved, enlarged, or 2631  
removed at a cost greater than the amount specified in section 2632  
9.17 of the Revised Code, the board of township trustees may 2633  
make all contracts necessary for the purchase of a site, and the 2634  
erection, improvement, or enlargement of such building. The 2635  
board shall levy the necessary tax, which, in any year, shall 2636

not exceed four mills on the dollar valuation. Such tax shall 2637  
not be levied for more than seven years. In anticipation of the 2638  
collection of taxes, the board may borrow money and issue bonds 2639  
for the whole or any part of such work, which bonds shall not 2640  
bear interest to exceed the rate provided in section 9.95 of the 2641  
Revised Code payable annually. 2642

The board shall have control of any town hall belonging to 2643  
the township, and it may rent or lease all or part of any hall, 2644  
lodge, or recreational facility belonging to the township, to 2645  
any person or organization under terms the board considers 2646  
proper, for which all rent shall be paid in advance or fully 2647  
secured. In establishing the terms of any rental agreement or 2648  
lease pursuant to this section, the board of township trustees 2649  
may give preference to persons who are residents of or 2650  
organizations that are headquartered in the township or that are 2651  
charitable or fraternal in nature. All persons or organizations 2652  
shall be treated on a like or similar basis, and no 2653  
differentiation shall be made on the basis of race, color, 2654  
religion, national origin, sex, or political affiliation. The 2655  
rents received for such facilities may be used for their repair 2656  
or improvement, and any balance shall be used for general 2657  
township purposes. 2658

**Sec. 511.04.** The board of township trustees, whenever it 2659  
has ~~been authorized by an affirmative vote,~~contracted to 2660  
purchase a site and erect thereon a town hall, and suitable 2661  
lands cannot be procured by contract for such purpose on 2662  
reasonable terms, may appropriate land therefor, not to exceed 2663  
one acre, by proceedings in accordance with sections 163.01 to 2664  
163.22 of the Revised Code. 2665

**Sec. 511.12.** The board of township trustees may prepare 2666

plans and specifications and make contracts for the construction 2667  
and erection of a memorial building, monument, statue, or 2668  
memorial, for the purposes specified and within the amount 2669  
authorized by section 511.08 of the Revised Code. If the total 2670  
estimated cost of the construction and erection exceeds the 2671  
amount specified in section 9.17 of the Revised Code, the 2672  
contract shall be let by competitive bidding. If the estimated 2673  
cost is the amount specified in section 9.17 of the Revised Code 2674  
or less, competitive bidding may be required at the board's 2675  
discretion. In making contracts under this section, the board 2676  
shall be governed as follows: 2677

(A) Contracts for construction when competitive bidding is 2678  
required shall be based upon detailed plans, specifications, 2679  
forms of bids, and estimates of cost, adopted by the board. 2680

(B) Contracts shall be made in writing upon concurrence of 2681  
a majority of the members of the board, and shall be signed by 2682  
at least two of the members and by the contractor. If 2683  
competitive bidding is required, no contract shall be made or 2684  
signed until an advertisement has been ~~placed in a newspaper,~~ 2685  
~~published or of general circulation in the township,~~ at least 2686  
twice using at least one of the following methods: 2687

(1) In a newspaper of general circulation within the 2688  
township; 2689

(2) On the official public notice web site established 2690  
under section 125.182 of the Revised Code; 2691

(3) On the web site and social media account of the 2692  
township. The 2693

The board may also cause notice to be inserted in trade 2694  
papers or other publications designated by it or to be 2695

~~distributed by electronic means, including posting the notice on the board's internet web site. If the board posts the notice on its web site, it may eliminate the second notice otherwise required to be published in a newspaper published or of general circulation in the township, provided that the first notice published in such newspaper meets all of the following requirements:~~ 2696  
2697  
2698  
2699  
2700  
2701  
2702

~~(1) It is published at least two weeks before the opening of bids.~~ 2703  
2704

~~(2) It includes a statement that the notice is posted on the board's internet web site.~~ 2705  
2706

~~(3) It includes the internet address of the board's internet web site.~~ 2707  
2708

~~(4) It includes instructions describing how the notice may be accessed on the board's internet web site.~~ 2709  
2710

(C) No contract shall be let by competitive bidding except to the lowest and best bidder, who shall meet the requirements of section 153.54 of the Revised Code. 2711  
2712  
2713

(D) When, in the opinion of the board, it becomes necessary in the prosecution of such work to make alterations or modifications in any contract, the alterations or modifications shall be made only by order of the board, and that order shall be of no effect until the price to be paid for the work or materials under the altered or modified contract has been agreed upon in writing and signed by the contractor and at least two members of the board. 2714  
2715  
2716  
2717  
2718  
2719  
2720  
2721

(E) No contract or alteration or modification of it shall be valid unless made in the manner provided in this section. 2722  
2723

(F) No project subject to this section shall be divided 2724  
into component parts, separate projects, or separate items of 2725  
work in order to avoid the requirements of this section. 2726

**Sec. 511.21.** Upon the filing of the report of the board of 2727  
park commissioners as provided by section 511.20 of the Revised 2728  
Code, the board of township trustees shall direct the township 2729  
fiscal officer to give thirty days' notice, by posting in five 2730  
public places in the township and by publication ~~in using at~~ 2731  
least one or more newspapers of the following methods: 2732

(A) In a newspaper of general circulation in the township, 2733  
; 2734

(B) On the official public notice web site established 2735  
under section 125.182 of the Revised Code; 2736

(C) On the web site and social media account of the 2737  
township. 2738

The notice shall state that an election will be held at 2739  
the next general election to determine whether one or more 2740  
public parks are to be established within the township, and the 2741  
estimated cost of the land recommended for that purpose. 2742

**Sec. 511.51.** (A) A board of township trustees by 2743  
resolution may establish a township preservation commission. The 2744  
commission shall consist of seven members appointed by the board 2745  
of township trustees. Initially, two members shall serve a term 2746  
of one year, two members shall serve a term of two years, and 2747  
three members shall serve a term of three years. All subsequent 2748  
terms shall be for a period of three years. The board of 2749  
township trustees shall appoint members to fill vacancies caused 2750  
by death, resignation, or removal for the unexpired term. 2751  
Members shall serve without compensation. 2752

(B) Not later than thirty days after the appointment of 2753  
all initial members by the board of township trustees, the 2754  
commission shall meet and select a chairperson and vice- 2755  
chairperson. The commission shall adopt rules of procedure, 2756  
which shall be approved by resolution of the board of township 2757  
trustees. Four members shall be required for official action and 2758  
constitute a quorum. The commission shall take official action 2759  
only by a vote of a majority of the members voting on the 2760  
question on the table, during a public meeting open to the 2761  
public. A record of proceedings shall be maintained and 2762  
available for inspection. 2763

(C) Not later than six months after the appointment of all 2764  
initial members by the board of township trustees, the 2765  
commission shall adopt procedures and guidelines by which the 2766  
commission shall perform the duties enumerated under section 2767  
511.52 of the Revised Code, which shall be approved by the board 2768  
of township trustees. 2769

**Sec. 511.52.** A township preservation commission has the 2770  
following duties: 2771

(A) Promote the importance of historic preservation 2772  
throughout the unincorporated territory of the township; 2773

(B) Maintain a register of historic properties located 2774  
within the unincorporated territory of the township. Upon 2775  
recommendation of the commission, the board of township trustees 2776  
by resolution may designate appropriate properties as registered 2777  
properties; 2778

(C) Protect the unique historical and architectural 2779  
character of registered properties and promote the conservation 2780  
of the registered properties by considering applications, and 2781

issuing certificates, for exterior alterations at registered 2782  
properties. 2783

**Sec. 511.53.** Within the unincorporated territory of a 2784  
township that has established a township preservation commission 2785  
under section 511.51 of the Revised Code, no person may alter 2786  
the exterior of a registered property without first obtaining 2787  
from the commission a certificate under division (C) of section 2788  
511.52 of the Revised Code. 2789

**Sec. 515.01.** The board of township trustees may provide 2790  
artificial lights for any road, highway, public place, or 2791  
building under its supervision or control, or for any territory 2792  
within the township and outside the boundaries of any municipal 2793  
corporation, when the board determines that the public safety or 2794  
welfare requires that the road, highway, public place, building, 2795  
or territory shall be lighted. The lighting may be procured 2796  
either by the township installing a lighting system or by 2797  
contracting with any person or corporation to furnish lights. 2798

If lights are furnished under contract, the contract may 2799  
provide that the equipment employed may be owned by the township 2800  
or by the person or corporation supplying the lights. 2801

If the board determines to procure lighting by contract 2802  
and the total estimated cost of the contract exceeds the amount 2803  
specified in section 9.17 of the Revised Code, the board shall 2804  
prepare plans and specifications for the lighting equipment and 2805  
shall, for two weeks, advertise for bids for furnishing the 2806  
lighting equipment, either by posting the advertisement in three 2807  
conspicuous places in the township or by publication of the 2808  
advertisement once a week, for two consecutive weeks, ~~in~~ using 2809  
at least one of the following methods: 2810



<u>(A) In a newspaper of general circulation in the township;</u>	2811
<u>(B) On the official public notice web site established</u>	2812
<u>under section 125.182 of the Revised Code;</u>	2813
<u>(C) On the web site and social media account of the</u>	2814
<u>township. Any</u>	2815
<u>Any</u> such contract for lighting shall be made with the	2816
lowest and best bidder.	2817
The board may also cause notice to be inserted in trade	2818
papers or other publications designated by it or to be	2819
distributed by electronic means, <del>including posting the notice on</del>	2820
<del>the board's internet web site. If the board posts the notice on</del>	2821
<del>its web site, it may eliminate the second notice otherwise</del>	2822
<del>required to be published in a newspaper of general circulation</del>	2823
<del>in the township, provided that the first notice published in</del>	2824
<del>such newspaper meets all of the following requirements:</del>	2825
<del>(A) It is published at least two weeks before the opening</del>	2826
<del>of bids.</del>	2827
<del>(B) It includes a statement that the notice is posted on</del>	2828
<del>the board's internet web site.</del>	2829
<del>(C) It includes the internet address of the board's</del>	2830
<del>internet web site.</del>	2831
<del>(D) It includes instructions describing how the notice may</del>	2832
<del>be accessed on the board's internet web site.</del>	2833
No lighting contract awarded by the board shall be made to	2834
cover a period of more than twenty years. The cost of installing	2835
and operating any lighting system or any light furnished under	2836
contract shall be paid from the general fund of the township	2837
treasury.	2838

No procurement subject to this section shall be divided 2839  
into component parts, separate projects, or separate items of 2840  
work in order to avoid the requirements of this section. 2841

**Sec. 515.04.** The township fiscal officer shall fix a day, 2842  
not more than thirty days from the date of notice to the board 2843  
of township trustees, for the hearing of the petition authorized 2844  
by section 515.02 or 515.16 of the Revised Code. The township 2845  
fiscal officer or the fiscal officer's designee shall prepare 2846  
and deliver to any of the petitioners a notice in writing 2847  
directed to the lot and land owners and to the corporations, 2848  
either public or private, affected by the improvement. The 2849  
notice shall set forth the substance, pendency, and prayer of 2850  
the petition and the time and place of the hearing on it. 2851

A copy of the notice shall be served upon each lot or land 2852  
owner or left at the lot or land owner's usual place of 2853  
residence, and upon an officer or agent of each corporation 2854  
having its place of business in the district or area, at least 2855  
fifteen days before the date set for the hearing. On or before 2856  
the day of the hearing, the person serving the notice shall make 2857  
return on it, under oath, of the time and manner of service and 2858  
shall file the return with the township fiscal officer. 2859

The township fiscal officer or the fiscal officer's 2860  
designee shall give the notice to each nonresident lot or land 2861  
owner, by publication once, ~~in a newspaper of general~~ 2862  
~~circulation in the county in which the district or area is~~ 2863  
~~situated,~~ at least two weeks before the day set for hearing, 2864  
using at least one of the following methods: 2865

(A) In a newspaper of general circulation in the county in 2866  
which the district or area is situated; 2867

(B) On the official public notice web site established 2868  
under section 125.182 of the Revised Code; 2869

(C) On the web site and social media account of the 2870  
township. The 2871

The notice shall be verified by affidavit of the printer 2872  
or other person knowing the fact and shall be filed with the 2873  
township fiscal officer or the fiscal officer's designee on or 2874  
before the day of hearing. No further notice of the petition or 2875  
the proceedings under it shall thereafter be required. 2876

**Sec. 517.07.** ~~Upon~~ (A) Upon application, the board of 2877  
township trustees shall sell at a reasonable price the number of 2878  
lots as public wants demand for burial purposes. Purchasers of 2879  
lots or other interment rights, upon complying with the terms of 2880  
sale, may receive deeds for the lots or rights which the board 2881  
shall execute. The township fiscal officer shall record each 2882  
deed in a book the township keeps for that purpose or with the 2883  
county recorder under section 317.08 of the Revised Code. The 2884  
expense of recording shall be paid by the person receiving the 2885  
deed. Upon the application of a head of a family living in the 2886  
township, the board shall, without charge, make and deliver to 2887  
the applicant a deed for a suitable lot or right for the 2888  
interment of the applicant's family, if, in the opinion of the 2889  
board and by reason of the circumstances of the family, the 2890  
payment would be oppressive. 2891

(B) The terms of sale and any deed for lots executed after 2892  
July 24, 1986, for an entombment, including a mausoleum, 2893  
columbarium, or other interment right executed on or after 2894  
September 29, 2015, may include the following requirements: 2895

~~(A)~~ (1) The grantee shall provide to the board of township 2896

trustees, in writing, a list of the names and addresses of the 2897  
persons to whom the grantee's property would pass by intestate 2898  
succession. 2899

~~(B)~~ (2) The grantee shall notify the board in writing of 2900  
any subsequent changes in the name or address of any persons to 2901  
whom property would descend. 2902

~~(C)~~ (3) Any person who receives a township cemetery lot or 2903  
right by gift, inheritance, or any other means other than the 2904  
original conveyance shall, within one year after receiving the 2905  
interest, give written notice of the person's name and address 2906  
to the board having control of the cemetery, and shall notify 2907  
the board of any subsequent changes in the person's name or 2908  
address. 2909

(C) The terms of sale and any deed for any lots or rights 2910  
executed in compliance with the notification requirements set 2911  
forth in ~~divisions (A), division (B), and (C)~~ of this section 2912  
shall state that the board of township trustees shall have right 2913  
of reentry to the cemetery lot or right if the notification 2914  
requirements are not met. At least ninety days before 2915  
establishing reentry, the board shall publish a notice on the 2916  
board's internet web site, if applicable, and shall send a 2917  
notice by certified mail to the last known owner at the owner's 2918  
last known address to inform the owner that the owner's interest 2919  
in the lot or right will cease unless the notification 2920  
requirements are met. If the owner's address is unknown and 2921  
cannot reasonably be obtained, it is sufficient to publish the 2922  
notice once in using at least one of the following methods: 2923

(1) In a newspaper of general circulation in the county; 2924

(2) On the official public notice web site established 2925

under section 125.182 of the Revised Code; 2926

(3) On the web site and social media account of the 2927  
township. In- 2928

In order to establish reentry, the board shall pass a 2929  
resolution stating that the conditions of the sale or of the 2930  
deed have not been fulfilled, and that the board reclaims its 2931  
interest in the lot or right. 2932

(D) The board may limit the terms of sale or the deed for 2933  
a cemetery lot or right by specifying that the owner, a member 2934  
of the owner's family, or an owner's descendant must use the 2935  
lot, tomb, including a mausoleum, or columbarium, or at least a 2936  
portion of the lot, tomb, including a mausoleum, or columbarium, 2937  
within a specified time period. The board may specify this time 2938  
period to be at least twenty but not more than fifty years, with 2939  
right of renewal provided at no cost. At least ninety days 2940  
before the termination date for use of the cemetery lot, tomb, 2941  
including a mausoleum, or columbarium, the board shall publish a 2942  
notice on the board's internet web site, if applicable, and 2943  
shall send a notice to the owner to inform the owner that the 2944  
owner's interest in the lot or right will cease on the 2945  
termination date unless the owner contracts for renewal by that 2946  
date. The board shall send the notice by certified mail to the 2947  
owner if the owner is a resident of the township or is a 2948  
nonresident whose address is known. If the owner's address is 2949  
unknown and cannot reasonably be obtained, it is sufficient to 2950  
publish the notice once in-using at least one of the following 2951  
methods: 2952

(1) In a newspaper of general circulation in the county; 2953

(2) On the official public notice web site established 2954

under section 125.182 of the Revised Code; 2955

(3) On the web site and social media account of the 2956  
township. 2957

The terms of sale and any deed for lots or rights conveyed 2958  
with a termination date shall state that the board shall have 2959  
right of reentry to the lot or right at the end of the specified 2960  
time period if the lot, tomb, including a mausoleum, or 2961  
columbarium, is not used within this time period or renewed for 2962  
an extended period. In order to establish reentry, the board 2963  
shall pass a resolution stating that the conditions of the sale 2964  
or of the deed have not been fulfilled, and that the board 2965  
reclaims its interest in the lot or right. The board shall 2966  
compensate owners of unused lots or rights who do not renew the 2967  
terms of sale or the deed by offering to pay the owner eighty 2968  
per cent of the purchase price or to provide another available 2969  
lot or right, as applicable, at no additional cost. The board 2970  
may repurchase any cemetery lot or right from its owner at any 2971  
time at a price that is mutually agreed upon by the board and 2972  
the owner. 2973

**Sec. 517.073.** (A) The board of township trustees may 2974  
reenter a lot for which the terms of sale or deed was executed 2975  
before July 24, 1986, or an entombment, including a mausoleum, 2976  
columbarium, or other interment right for which the terms of 2977  
sale or deed was executed before September 29, 2015, if the 2978  
board determines the lot or right is unused and adopts a 2979  
resolution creating a procedure for right of reentry in 2980  
accordance with this section. The resolution shall state that 2981  
the board of township trustees has the right of reentry to the 2982  
cemetery lot or right purchased before July 24, 1986, or before 2983  
September 29, 2015. At least one hundred eighty days before 2984

reentering a lot or right, the board shall publish a notice on 2985  
the board's internet web site, if applicable, and shall send a 2986  
notice by certified mail to the last known owner at the owner's 2987  
last known address to inform the owner that the owner's interest 2988  
in the lot or right will cease unless the owner or owner's heir 2989  
responds by that date. If the owner's address is unknown and 2990  
cannot be obtained reasonably, it is sufficient to publish the 2991  
notice once ~~in~~ using at least one of the following methods: 2992

(1) In a newspaper of general circulation in the county; 2993

(2) On the official public notice web site established 2994  
under section 125.182 of the Revised Code; 2995

(3) On the web site and social media account of the 2996  
township. 2997

(B) If the owner responds by the specified date, the 2998  
township shall offer the owner all of the following: 2999

(1) To continue the owner's interest in the lot or right; 3000

(2) To compensate the owner by paying the owner eighty per 3001  
cent of the owner's original purchase price; or 3002

(3) To compensate the owner by providing the owner an 3003  
available lot or right, as applicable. 3004

To establish reentry, the board shall pass a resolution 3005  
stating that the owner has not responded by the specified date 3006  
or has opted to receive other compensation, and that the board 3007  
reclaims its interest in the lot or right. The board may 3008  
repurchase a cemetery lot or right from its owner at any time at 3009  
a price that is mutually agreed upon by the board and the owner. 3010

~~(B)~~ (C) At least one hundred eighty days before a 3011  
termination date for use of a cemetery lot for which the terms 3012

of sale or deed was executed before July 24, 1986, and contained 3013  
a termination date, or an entombment, including a mausoleum or 3014  
columbarium, for which the terms of sale or deed was executed 3015  
before September 29, 2015, and contained a termination date, the 3016  
board shall publish a notice on the board's internet web site, 3017  
if applicable, and shall send a notice to the owner of an unused 3018  
lot or right to inform the owner that the owner's interest in 3019  
the lot or right will cease on the termination date unless the 3020  
owner or owner's heir responds by that date. The board shall 3021  
send the notice by certified mail to the owner if the owner is a 3022  
resident of the township or is a nonresident whose address is 3023  
known. If the owner's address is unknown and cannot reasonably 3024  
be obtained, it is sufficient to publish the notice once ~~in~~ 3025  
using at least one of the following methods: 3026

(1) In a newspaper of general circulation in the county; 3027

(2) On the official public notice web site established 3028  
under section 125.182 of the Revised Code; 3029

(3) On the web site and social media account of the 3030  
township. 3031

(D) If the owner responds by the termination date, the 3032  
township shall offer the owner all of the following: 3033

(1) To contract for renewal; 3034

(2) To compensate the owner by paying the owner eighty per 3035  
cent of the owner's original purchase price; or 3036

(3) To compensate the owner by providing the owner an 3037  
available lot or right, as applicable. 3038

In order to establish reentry, the board shall pass a 3039  
resolution stating that because of the lack of response to 3040



notice that provided a termination date or because the owner 3041  
opted to receive other compensation, the board reclaims its 3042  
interest in the lot or right. The board may repurchase a 3043  
cemetery lot or right for which there is a termination date from 3044  
its owner at any time at a price that is mutually agreed upon by 3045  
the board and the owner. 3046

**Sec. 517.12.** The board of township trustees may make rules 3047  
specifying the times when cemeteries under its control shall be 3048  
closed to the public. The board shall cause the rules to be 3049  
published once a week for two consecutive weeks in using at 3050  
least one of the following methods: 3051

(A) In a newspaper of general circulation within the 3052  
township or as provided in section 7.16 of the Revised Code, and 3053  
i 3054

(B) On the official public notice web site established 3055  
under section 125.182 of the Revised Code; 3056

(C) On the web site and social media account of the 3057  
township. 3058

The board also may post appropriate notice in the township 3059  
as considered necessary. 3060

The purposes of such rules shall be to assure a reasonable 3061  
time of access to the cemeteries in view of the differences in 3062  
attendance anticipated from past experience as to each, to 3063  
exclude attendance at times when no proper purposes could 3064  
normally be expected, to permit exceptions to the normal hours 3065  
of access on reasonable request with adequate reason provided, 3066  
and to facilitate the task of protecting the premises from 3067  
vandalism, desecration, and other improper usage. 3068

Whoever violates these rules is guilty of a minor 3069

misdemeanor. 3070

**Sec. 517.22.** The board of township trustees or the 3071  
trustees or directors of a cemetery association, ~~after notice~~ 3072  
~~has first been given in a newspaper of general circulation in~~ 3073  
~~the county,~~ may dispose of, at public sale, and convey any 3074  
cemetery under their control that they have determined to 3075  
discontinue as burial grounds, ~~but possession after notice has~~ 3076  
first been given using at least one of the following methods: 3077

(A) In a newspaper of general circulation in the county; 3078

(B) On the official public notice web site established 3079  
under section 125.182 of the Revised Code; 3080

(C) On the web site and social media account of the 3081  
township. 3082

Possession of the cemetery shall not be given to a grantee 3083  
until after the remains buried in that cemetery, together with 3084  
stones and monuments, have been removed as provided by section 3085  
517.21 of the Revised Code. 3086

**Sec. 519.06.** Before certifying its recommendations of a 3087  
zoning plan to the board of township trustees, the township 3088  
zoning commission shall hold at least one public hearing, notice 3089  
of which shall be given by one publication ~~in one or more~~ 3090  
~~newspapers of general circulation in the township~~ at least 3091  
thirty days before the date of such hearing, using at least one 3092  
of the following methods: 3093

(A) In one or more newspapers of general circulation in 3094  
the township; 3095

(B) On the official public notice web site established 3096  
under section 125.182 of the Revised Code; 3097

(C) On the web site and social media account of the 3098  
township. The 3099

The notice shall state the place and time at which the 3100  
text and maps of the proposed zoning resolution may be examined. 3101

**Sec. 519.08.** After receiving the certification of a zoning 3102  
plan from the township zoning commission, and before adoption of 3103  
any zoning resolution, the board of township trustees shall hold 3104  
a public hearing on the resolution, at least thirty days' notice 3105  
of the time and place of which shall be given by one publication 3106  
in using at least one of the following methods: 3107

(A) In a newspaper of general circulation in the township; 3108

(B) On the official public notice web site established 3109  
under section 125.182 of the Revised Code; 3110

(C) On the web site and social media account of the 3111  
township. 3112

**Sec. 519.09.** No change in or departure from the text or 3113  
maps, as certified by the township zoning commission, shall be 3114  
made by the board of township trustees unless it is first 3115  
resubmitted to the commission for approval, disapproval, or 3116  
suggestions. Upon receipt of the recommendations of the township 3117  
rural zoning commission regarding the proposed changes, the 3118  
board of township trustees shall hold a second public hearing, 3119  
at least ten days notice of the time and place of which shall be 3120  
given by one publication in using at least one of the following 3121  
methods: 3122

(A) In one or more newspapers of general circulation in 3123  
the township affected; 3124

(B) On the official public notice web site established 3125

under section 125.182 of the Revised Code; 3126

(C) On the web site and social media account of the 3127  
township. If 3128

If such changes are disapproved by the zoning commission, 3129  
the provision so disapproved must receive the favorable vote of 3130  
the entire membership of the board of township trustees in order 3131  
to be adopted. 3132

**Sec. 519.12.** (A) (1) Amendments to the zoning resolution 3133  
may be initiated by motion of the township zoning commission, by 3134  
the passage of a resolution by the board of township trustees, 3135  
or by the filing of an application by one or more of the owners 3136  
or lessees of property within the area proposed to be changed or 3137  
affected by the proposed amendment with the township zoning 3138  
commission. The board of township trustees may require that the 3139  
owner or lessee of property filing an application to amend the 3140  
zoning resolution pay a fee to defray the cost of advertising, 3141  
mailing, filing with the county recorder, and other expenses. If 3142  
the board of township trustees requires such a fee, it shall be 3143  
required generally, for each application. The board of township 3144  
trustees, upon the passage of such a resolution, shall certify 3145  
it to the township zoning commission. 3146

(2) Upon the adoption of a motion by the township zoning 3147  
commission, the certification of a resolution by the board of 3148  
township trustees to the commission, or the filing of an 3149  
application by property owners or lessees as described in 3150  
division (A) (1) of this section with the commission, the 3151  
commission shall set a date for a public hearing, which date 3152  
shall not be less than twenty nor more than forty days from the 3153  
date of the certification of such a resolution, the date of 3154  
adoption of such a motion, or the date of the filing of such an 3155

application. Notice of the hearing shall be given by the 3156  
commission by one publication ~~in one or more newspapers of~~ 3157  
~~general circulation in the township~~ at least ten days before the 3158  
date of the hearing using at least one of the following methods: 3159

(a) In one or more newspapers of general circulation in 3160  
the township; 3161

(b) On the official public notice web site established 3162  
under section 125.182 of the Revised Code; 3163

(c) On the web site and social media account of the 3164  
township. 3165

(B) If the proposed amendment intends to rezone or 3166  
redistrict ten or fewer parcels of land, as listed on the county 3167  
auditor's current tax list, written notice of the hearing shall 3168  
be mailed by the township zoning commission, by first class 3169  
mail, at least ten days before the date of the public hearing to 3170  
all owners of property within and contiguous to and directly 3171  
across the street from the area proposed to be rezoned or 3172  
redistricted to the addresses of those owners appearing on the 3173  
county auditor's current tax list. The failure of delivery of 3174  
that notice shall not invalidate any such amendment. 3175

(C) If the proposed amendment intends to rezone or 3176  
redistrict ten or fewer parcels of land as listed on the county 3177  
auditor's current tax list, the published and mailed notices 3178  
shall set forth the time, date, and place of the public hearing 3179  
and include all of the following: 3180

(1) The name of the township zoning commission that will 3181  
be conducting the hearing; 3182

(2) A statement indicating that the motion, resolution, or 3183  
application is an amendment to the zoning resolution; 3184

(3) A list of the addresses of all properties to be rezoned or redistricted by the proposed amendment and of the names of owners of those properties, as they appear on the county auditor's current tax list;

(4) The present zoning classification of property named in the proposed amendment and the proposed zoning classification of that property;

(5) The time and place where the motion, resolution, or application proposing to amend the zoning resolution will be available for examination for a period of at least ten days prior to the hearing;

(6) The name of the person responsible for giving notice of the hearing by publication, by mail, or by both publication and mail;

(7) A statement that, after the conclusion of the hearing, the matter will be submitted to the board of township trustees for its action;

(8) Any other information requested by the commission.

(D) If the proposed amendment alters the text of the zoning resolution, or rezones or redistricts more than ten parcels of land as listed on the county auditor's current tax list, the published notice shall set forth the time, date, and place of the public hearing and include all of the following:

(1) The name of the township zoning commission that will be conducting the hearing on the proposed amendment;

(2) A statement indicating that the motion, application, or resolution is an amendment to the zoning resolution;

(3) The time and place where the text and maps of the

proposed amendment will be available for examination for a 3213  
period of at least ten days prior to the hearing; 3214

(4) The name of the person responsible for giving notice 3215  
of the hearing by publication; 3216

(5) A statement that, after the conclusion of the hearing, 3217  
the matter will be submitted to the board of township trustees 3218  
for its action; 3219

(6) Any other information requested by the commission. 3220

(E) (1) (a) Except as provided in division (E) (1) (b) of this 3221  
section, within five days after the adoption of the motion 3222  
described in division (A) of this section, the certification of 3223  
the resolution described in division (A) of this section, or the 3224  
filing of the application described in division (A) of this 3225  
section, the township zoning commission shall transmit a copy of 3226  
it together with text and map pertaining to it to the county or 3227  
regional planning commission, if there is such a commission, for 3228  
approval, disapproval, or suggestions. 3229

The county or regional planning commission shall recommend 3230  
the approval or denial of the proposed amendment or the approval 3231  
of some modification of it and shall submit its recommendation 3232  
to the township zoning commission. The recommendation shall be 3233  
considered at the public hearing held by the township zoning 3234  
commission on the proposed amendment. 3235

(b) The township zoning commission of a township that has 3236  
adopted a limited home rule government under Chapter 504. of the 3237  
Revised Code is not subject to division (E) (1) (a) of this 3238  
section but may choose to comply with division (E) (1) (a) of this 3239  
section. 3240

(2) The township zoning commission, within thirty days 3241

after the hearing, shall recommend the approval or denial of the 3242  
proposed amendment, or the approval of some modification of it, 3243  
and submit that recommendation together with the motion, 3244  
application, or resolution involved, the text and map pertaining 3245  
to the proposed amendment, and the recommendation of the county 3246  
or regional planning commission on it to the board of township 3247  
trustees. 3248

(3) The board of township trustees, upon receipt of that 3249  
recommendation, shall set a time for a public hearing on the 3250  
proposed amendment, which date shall not be more than thirty 3251  
days from the date of the receipt of that recommendation. Notice 3252  
of the hearing shall be given by the board by one publication ~~in~~ 3253  
~~one or more newspapers of general circulation in the township,~~ 3254  
at least ten days before the date of the hearing using at least 3255  
one of the following methods: 3256

(a) In one or more newspapers of general circulation in 3257  
the township; 3258

(b) On the official public notice web site established 3259  
under section 125.182 of the Revised Code; 3260

(c) On the web site and social media account of the 3261  
township. 3262

(F) If the proposed amendment intends to rezone or 3263  
redistrict ten or fewer parcels of land as listed on the county 3264  
auditor's current tax list, the published notice shall set forth 3265  
the time, date, and place of the public hearing and include all 3266  
of the following: 3267

(1) The name of the board of township trustees that will 3268  
be conducting the hearing; 3269

(2) A statement indicating that the motion, application, 3270



or resolution is an amendment to the zoning resolution;	3271
(3) A list of the addresses of all properties to be rezoned or redistricted by the proposed amendment and of the names of owners of those properties, as they appear on the county auditor's current tax list;	3272 3273 3274 3275
(4) The present zoning classification of property named in the proposed amendment and the proposed zoning classification of that property;	3276 3277 3278
(5) The time and place where the motion, application, or resolution proposing to amend the zoning resolution will be available for examination for a period of at least ten days prior to the hearing;	3279 3280 3281 3282
(6) The name of the person responsible for giving notice of the hearing by publication, by mail, or by both publication and mail;	3283 3284 3285
(7) Any other information requested by the board.	3286
(G) If the proposed amendment alters the text of the zoning resolution, or rezones or redistricts more than ten parcels of land as listed on the county auditor's current tax list, the published notice shall set forth the time, date, and place of the public hearing and include all of the following:	3287 3288 3289 3290 3291
(1) The name of the board of township trustees that will be conducting the hearing on the proposed amendment;	3292 3293
(2) A statement indicating that the motion, application, or resolution is an amendment to the zoning resolution;	3294 3295
(3) The time and place where the text and maps of the proposed amendment will be available for examination for a period of at least ten days prior to the hearing;	3296 3297 3298

(4) The name of the person responsible for giving notice 3299  
of the hearing by publication; 3300

(5) Any other information requested by the board. 3301

(H) Within twenty days after its public hearing, the board 3302  
of township trustees shall either adopt or deny the 3303  
recommendations of the township zoning commission or adopt some 3304  
modification of them. If the board denies or modifies the 3305  
commission's recommendations, a majority vote of the board shall 3306  
be required. 3307

The proposed amendment, if adopted by the board, shall 3308  
become effective in thirty days after the date of its adoption, 3309  
unless, within thirty days after the adoption, there is 3310  
presented to the board of township trustees a petition, signed 3311  
by a number of registered electors residing in the 3312  
unincorporated area of the township or part of that 3313  
unincorporated area included in the zoning plan equal to not 3314  
less than fifteen per cent of the total vote cast for all 3315  
candidates for governor in that area at the most recent general 3316  
election at which a governor was elected, requesting the board 3317  
of township trustees to submit the amendment to the electors of 3318  
that area for approval or rejection at a special election to be 3319  
held on the day of the next primary or general election that 3320  
occurs at least ninety days after the petition is filed. Each 3321  
part of this petition shall contain the number and the full and 3322  
correct title, if any, of the zoning amendment resolution, 3323  
motion, or application, furnishing the name by which the 3324  
amendment is known and a brief summary of its contents. In 3325  
addition to meeting the requirements of this section, each 3326  
petition shall be governed by the rules specified in section 3327  
3501.38 of the Revised Code. 3328

The form of a petition calling for a zoning referendum and 3329  
the statement of the circulator shall be substantially as 3330  
follows: 3331

"PETITION FOR ZONING REFERENDUM 3332

(if the proposal is identified by a particular name or 3333  
number, or both, these should be inserted here) 3334  
\_\_\_\_\_ 3335

A proposal to amend the zoning map of the unincorporated 3336  
area of \_\_\_\_\_ Township, \_\_\_\_\_ County, Ohio, 3337  
adopted \_\_\_\_ (date) \_\_\_\_ (followed by brief summary of the 3338  
proposal). 3339

To the Board of Township Trustees of \_\_\_\_\_ 3340  
Township, \_\_\_\_\_ County, Ohio: 3341

We, the undersigned, being electors residing in the 3342  
unincorporated area of \_\_\_\_\_ Township, 3343  
included within the \_\_\_\_\_ Township Zoning Plan, equal to 3344  
not less than fifteen per cent of the total vote cast for all 3345  
candidates for governor in the area at the preceding general 3346  
election at which a governor was elected, request the Board of 3347  
Township Trustees to submit this amendment of the zoning 3348  
resolution to the electors of \_\_\_\_\_ Township 3349  
residing within the unincorporated area of the township included 3350  
in the \_\_\_\_\_ Township Zoning Resolution, for 3351  
approval or rejection at a special election to be held on the 3352  
day of the primary or general election to be held on 3353  
\_\_\_\_ (date) \_\_\_\_, pursuant to section 519.12 of the Revised 3354  
Code. 3355

Street Address	Date of	3356
Signature or R.F.D.	Township Precinct County Signing	3357

\_\_\_\_\_ 3358  
\_\_\_\_\_ 3359  
\_\_\_\_\_ 3360

STATEMENT OF CIRCULATOR 3361

I, \_\_\_\_\_ (name of circulator) \_\_\_\_\_, declare 3362  
under penalty of election falsification that I am an elector of 3363  
the state of Ohio and reside at the address appearing below my 3364  
signature; that I am the circulator of the foregoing part 3365  
petition containing \_\_\_\_\_ (number) \_\_\_\_\_ signatures; that I 3366  
have witnessed the affixing of every signature; that all signers 3367  
were to the best of my knowledge and belief qualified to sign; 3368  
and that every signature is to the best of my knowledge and 3369  
belief the signature of the person whose signature it purports 3370  
to be or of an attorney in fact acting pursuant to section 3371  
3501.382 of the Revised Code. 3372

\_\_\_\_\_ 3373

(Signature of circulator) 3374

\_\_\_\_\_ 3375

(Address of circulator's permanent 3376  
residence in this state) 3377

\_\_\_\_\_ 3378

(City, village, or township, 3379  
and zip code) 3380

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 3381  
FELONY OF THE FIFTH DEGREE." 3382

The petition shall be filed with the board of township 3383

trustees and shall be accompanied by an appropriate map of the 3384  
area affected by the zoning proposal. Within two weeks after 3385  
receiving a petition filed under this section, the board of 3386  
township trustees shall certify the petition to the board of 3387  
elections. A petition filed under this section shall be 3388  
certified to the board of elections not less than ninety days 3389  
prior to the election at which the question is to be voted upon. 3390

The board of elections shall determine the sufficiency and 3391  
validity of each petition certified to it by a board of township 3392  
trustees under this section. If the board of elections 3393  
determines that a petition is sufficient and valid, the question 3394  
shall be voted upon at a special election to be held on the day 3395  
of the next primary or general election that occurs at least 3396  
ninety days after the date the petition is filed with the board 3397  
of township trustees, regardless of whether any election will be 3398  
held to nominate or elect candidates on that day. 3399

No amendment for which such a referendum vote has been 3400  
requested shall be put into effect unless a majority of the vote 3401  
cast on the issue is in favor of the amendment. Upon 3402  
certification by the board of elections that the amendment has 3403  
been approved by the voters, it shall take immediate effect. 3404

Within five working days after an amendment's effective 3405  
date, the board of township trustees shall file the text and 3406  
maps of the amendment in the office of the county recorder and 3407  
with the county or regional planning commission, if one exists. 3408

The failure to file any amendment, or any text and maps, 3409  
or duplicates of any of these documents, with the office of the 3410  
county recorder or the county or regional planning commission as 3411  
required by this section does not invalidate the amendment and 3412  
is not grounds for an appeal of any decision of the board of 3413

zoning appeals. 3414

**Sec. 519.15.** The township board of zoning appeals shall 3415  
organize and adopt rules in accordance with the zoning 3416  
resolution. Meetings of the board of zoning appeals shall be 3417  
held at the call of the chairperson, and at such other times as 3418  
the board determines. The chairperson, or in the chairperson's 3419  
absence the acting chairperson, may administer oaths, and the 3420  
board of zoning appeals may compel the attendance of witnesses. 3421  
All meetings of the board of zoning appeals shall be open to the 3422  
public. The board of zoning appeals shall keep minutes of its 3423  
proceedings showing the vote of each regular or alternate member 3424  
upon each question, or, if absent or failing to vote, indicating 3425  
such fact, and shall keep records of its examinations and other 3426  
official actions, all of which shall be immediately filed in the 3427  
office of the board of township trustees and be a public record. 3428

Appeals to the board of zoning appeals may be taken by any 3429  
person aggrieved or by any officer of the township affected by 3430  
any decision of the administrative officer. Such appeal shall be 3431  
taken within twenty days after the decision by filing, with the 3432  
officer from whom the appeal is taken and with the board of 3433  
zoning appeals, a notice of appeal specifying the grounds. The 3434  
officer from whom the appeal is taken shall transmit to the 3435  
board of zoning appeals all the papers constituting the record 3436  
upon which the action appealed from was taken. 3437

The board of zoning appeals shall fix a reasonable time 3438  
for the public hearing of the appeal, give at least ten days' 3439  
notice in writing to the parties in interest, give publish 3440  
notice of such public hearing ~~by one publication in one or more~~ 3441  
~~newspapers of general circulation in the county~~ at least ten 3442  
days before the date of such hearing, ~~and~~ using at least one of 3443

the following methods: 3444

(A) In one or more newspapers of general circulation in 3445  
the county; 3446

(B) On the official public notice web site established 3447  
under section 125.182 of the Revised Code; 3448

(C) On the web site and social media account of the 3449  
township. 3450

The board shall decide the appeal within a reasonable time 3451  
after it is submitted. Upon the hearing, any person may appear 3452  
in person or by attorney. 3453

The board of township trustees may require a person making 3454  
an appeal to pay a fee to defray the cost of advertising, 3455  
mailing, and other expenses. 3456

**Sec. 519.99.** Whoever violates sections 519.01 to 519.25 of 3457  
the Revised Code shall be ~~fined~~assessed a civil fine of not 3458  
more than five hundred dollars for each offense. The fine shall 3459  
be collected by filing a civil action in the court of common 3460  
pleas in the county where the property at issue is located. The 3461  
complaint may combine a cause of action for collection of civil 3462  
finest under this section with a cause of action for injunction, 3463  
abatement, mandamus, or other appropriate relief under section 3464  
519.24 of the Revised Code. Each day the violation continues 3465  
from the date of a judgment granting relief under this section 3466  
shall constitute a separate offense. 3467

**Sec. 521.03.** On receiving a petition filed under section 3468  
521.02 of the Revised Code, or at the request of the board of 3469  
township trustees, the township fiscal officer shall fix a time, 3470  
not more than thirty days after the date of giving notice of the 3471  
filing to the board or the date of receiving the request from 3472

the board, and place for a hearing on the issue of repair or 3473  
maintenance of the tiles. The township fiscal officer shall 3474  
prepare a notice in writing directed to the lot and land owners 3475  
and to the corporations, either public or private, affected by 3476  
the improvement. The notice shall set forth the substance of the 3477  
petition or board request, and the time and place of the hearing 3478  
on it. 3479

If the hearing is to be held in response to a petition, 3480  
the township fiscal officer shall deliver a copy of the notice 3481  
to any of the petitioners, who shall see that the notice is 3482  
served on each lot or land owner or left at the lot or land 3483  
owner's usual place of residence, and served on an officer or 3484  
agent of each corporation affected by the improvement, at least 3485  
fifteen days before the date set for the hearing. If the hearing 3486  
is to be held at the request of the board, the board shall see 3487  
that the notice is so served. On or before the day of the 3488  
hearing, the person serving the notice shall certify, under 3489  
oath, the time and manner of service, and shall file this 3490  
certification with the township fiscal officer. 3491

The township fiscal officer shall give notice of the 3492  
hearing to each nonresident lot or land owner, by publication 3493  
once, ~~in a newspaper of general circulation in the county in~~ 3494  
~~which the township is situated,~~ at least two weeks before the 3495  
day set for the hearing, using at least one of the following 3496  
methods: 3497

(A) In a newspaper of general circulation in the county in 3498  
which the township is situated; 3499

(B) On the official public notice web site established 3500  
under section 125.182 of the Revised Code; 3501



(C) On the web site and social media account of the 3502  
township. This 3503

This notice shall be verified by affidavit of the printer 3504  
or other person knowing the fact, and shall be filed with the 3505  
township fiscal officer on or before the day of the hearing. No 3506  
further notice of the petition or the proceedings under it shall 3507  
thereafter be required. 3508

**Sec. 971.12.** (A) If either owner fails to build or 3509  
maintain in good repair the portion of a partition fence 3510  
assigned to the owner under section 971.09 of the Revised Code, 3511  
the board of township trustees, upon the application of the 3512  
aggrieved owner, shall award the contract to the lowest 3513  
responsible bidder agreeing to furnish the labor and material, 3514  
and build or maintain the fence according to the specifications 3515  
proposed by the board, after advertising for bids once a week 3516  
for two consecutive weeks in using at least one of the following 3517  
methods: 3518

(1) In a newspaper of general circulation in the county in 3519  
which the township is situated; 3520

(2) On the official public notice web site established 3521  
under section 125.182 of the Revised Code; 3522

(3) On the web site and social media account of the 3523  
township. 3524

(B) The board may also cause notice to be inserted in 3525  
trade papers or other publications designated by it or to be 3526  
distributed by electronic means, including posting the notice on 3527  
the board's internet web site. If the board posts the notice on 3528  
its web site, it may eliminate the second notice otherwise 3529  
required to be published in a newspaper of general circulation 3530

~~in the county, provided that the first notice published in such newspaper meets all of the following requirements:~~ 3531  
3532

~~(1) It is published at least two weeks before the opening of bids.~~ 3533  
3534

~~(2) It includes a statement that the notice is posted on the board's internet web site.~~ 3535  
3536

~~(3) It includes the internet address of the board's internet web site.~~ 3537  
3538

~~(4) It includes instructions describing how the notice may be accessed on the board's internet web site.~~ 3539  
3540

~~(B)~~ (C) If no bids are received from responsible bidders as provided in this section, the trustees shall procure labor and materials at prevailing rates and cause the fence to be constructed or maintained. 3541  
3542  
3543  
3544

~~(C)~~ (D) No person shall obstruct or interfere with anyone lawfully engaged in construction or maintenance of a partition fence or in the performance of any other act described in this section. 3545  
3546  
3547  
3548

**Sec. 971.99.** (A) Except as otherwise provided in division (B), (C), or (D) of this section, whoever violates division (B) of section 971.08 or division ~~(C)~~ (D) of section 971.12 of the Revised Code is guilty of a misdemeanor of the third degree. 3549  
3550  
3551  
3552

(B) Whoever violates division (B) of section 971.08 or division ~~(C)~~ (D) of section 971.12 of the Revised Code is guilty of a misdemeanor of the second degree if, in committing the offense, the violator made a threat of physical harm to the person that was building or maintaining a partition fence. 3553  
3554  
3555  
3556  
3557

(C) Whoever violates division (B) of section 971.08 or 3558

division ~~(C)~~(D) of section 971.12 of the Revised Code is guilty 3559  
of a misdemeanor of the first degree if, in committing the 3560  
offense, the violator caused physical harm to the person that 3561  
was building or maintaining a partition fence. 3562

(D) Whoever violates division (B) of section 971.08 or 3563  
division ~~(C)~~(D) of section 971.12 of the Revised Code is guilty 3564  
of a felony of the fifth degree if, in committing the offense, 3565  
the violator caused serious physical harm or death to the person 3566  
that was building or maintaining a partition fence. 3567

(E) Prosecution for a violation of division (B) of section 3568  
971.08 or division ~~(C)~~(D) of section 971.12 of the Revised Code 3569  
does not preclude prosecution for a violation of any other 3570  
section of the Revised Code. One or more acts, a series of acts, 3571  
or a course of behavior that can be prosecuted under this 3572  
section or any other section of the Revised Code may be 3573  
prosecuted under this section, the other section, or both 3574  
sections. 3575

**Sec. 4503.16.** As used in this section, "original owner" 3576  
includes, with respect to any motor vehicle owned by the federal 3577  
government and loaned to the state or any of its political 3578  
subdivisions for use in a federal program, the state or the 3579  
political subdivision to which the motor vehicle has been loaned 3580  
and in the name of which the vehicle is registered. 3581

Title to motor vehicles acquired by the state or any of 3582  
its political subdivisions, whether used for either governmental 3583  
or proprietary functions, shall be registered. Motor vehicles 3584  
owned by the federal government and loaned to the state or any 3585  
of its political subdivisions for use in a federal program shall 3586  
be registered in the name of the state or political subdivision 3587  
without the presentation of a certificate of title or other 3588

evidence of ownership as required by section 4503.10 of the Revised Code, when the registrar is satisfied that the motor vehicles are on loan from the federal government and are being used exclusively in a federal program. Such vehicles that have been registered and that are used exclusively in the performance of the governmental or proprietary functions of the state or any political subdivision thereof shall not be subject to charge of any kind; but this provision does not exempt the operation of such vehicles from any other provision of Chapters 4501., 4503, 4505., 4507., 4509., 4511., 4515., and 4517. of the Revised Code, and the penal laws relating to them.

The registrar of motor vehicles shall accept any application to register a motor vehicle owned by the federal government that may be made by any officer, department, or agent of such government.

The registrar shall issue permanent license plates for motor vehicles acquired by the state or any of its political subdivisions, or loaned to the state or any of its political subdivisions by the federal government for use in a federal program, which have been registered and that are used exclusively in the performance of the governmental or proprietary functions of the state or any political subdivision thereof, or are used exclusively in a federal program. With respect to permanent license plates issued for motor vehicles owned and used by a township for governmental or proprietary functions, such license plates shall display upon them the term "township" in bold letters.

The registrar shall also issue permanent license plates for all motor vehicles owned and registered by the federal government. Such permanent license plates if lost, stolen, or

destroyed, shall be replaced gratis with another permanent 3619  
number. 3620

Upon the transfer of ownership of a motor vehicle or 3621  
termination by the federal government of any loan of a motor 3622  
vehicle for which permanent license plates are issued, the 3623  
registration of such motor vehicle shall expire and the original 3624  
owner shall immediately remove such license plates from such 3625  
motor vehicle. Should the original owner at any time make 3626  
application for the registration of another motor vehicle, ~~he~~ 3627  
the original owner may file an application for transfer of 3628  
registration accompanied by the original certificate of 3629  
registration, for which there shall be no transfer fee. 3630

**Sec. 4504.18.** For the purpose of paying the costs and 3631  
expenses of enforcing and administering the tax provided for in 3632  
this section; for the construction, reconstruction, improvement, 3633  
maintenance, and repair of township roads, bridges, and 3634  
culverts; for purchasing, erecting, and maintaining traffic 3635  
signs, markers, lights, and signals; for purchasing road 3636  
machinery and equipment, and planning, constructing, and 3637  
maintaining suitable buildings to house such equipment; for 3638  
paying any costs apportioned to the township under section 3639  
4907.47 of the Revised Code; and to supplement revenue already 3640  
available for such purposes, the board of township trustees may 3641  
levy an annual license tax, in addition to the tax levied by 3642  
sections 4503.02, 4503.07, and 4503.18 of the Revised Code, upon 3643  
the operation of motor vehicles on the public roads and highways 3644  
in the unincorporated territory of the township. The tax shall 3645  
be at the rate of five dollars per motor vehicle on all motor 3646  
vehicles the owners of which reside in the unincorporated area 3647  
of the township and shall be in addition to the taxes at the 3648  
rates specified in sections 4503.04 and 4503.16 of the Revised 3649

Code, subject to reductions in the manner provided in section 3650  
4503.11 of the Revised Code and the exemptions provided in 3651  
sections 4503.16, 4503.17, 4503.171, 4503.41, and 4503.43 of the 3652  
Revised Code. 3653

Prior to the adoption of any resolution under this 3654  
section, the board of township trustees shall conduct two public 3655  
hearings thereon, the second hearing to be not less than three 3656  
nor more than ten days after the first. Notice of the date, 3657  
time, and place of such hearings shall be given by publication 3658  
~~in a newspaper of general circulation in the township or as~~ 3659  
~~provided in section 7.16 of the Revised Code,~~ once a week on the 3660  
same day of the week for two consecutive weeks, the second 3661  
publication being not less than ten nor more than thirty days 3662  
prior to the first hearing, using at least one of the following 3663  
methods: 3664

(A) In a newspaper of general circulation in the township; 3665

(B) On the official public notice web site established 3666  
under section 125.182 of the Revised Code; 3667

(C) On the web site and social media account of the 3668  
township. 3669

No resolution under this section shall become effective 3670  
sooner than thirty days following its adoption, and such 3671  
resolution is subject to a referendum in the same manner, except 3672  
as to the form of the petition, as provided in division (H) of 3673  
section 519.12 of the Revised Code for a proposed amendment to a 3674  
township zoning resolution. In addition, a petition under this 3675  
section shall be governed by the rules specified in section 3676  
3501.38 of the Revised Code. No resolution levying a tax under 3677  
this section for which a referendum vote has been requested 3678

shall go into effect unless approved by a majority of those 3679  
voting upon it. 3680

A township license tax levied under this section shall 3681  
continue in effect until repealed. 3682

**Sec. 4504.181.** (A) (1) The board of township trustees of a 3683  
township may, by resolution, levy an annual license tax upon the 3684  
operation of motor vehicles on the public roads and highways in 3685  
the unincorporated territory of the township for any authorized 3686  
purpose. A tax levied under this section is in addition to the 3687  
tax levied by sections 4503.02 and 4503.07 of the Revised Code 3688  
and any other tax levied under this chapter. The tax shall be at 3689  
the rate of five dollars per motor vehicle on all motor vehicles 3690  
the district of registration of which is located in the 3691  
unincorporated area of the township levying the tax, as defined 3692  
in section 4503.10 of the Revised Code. The rate of the tax is 3693  
in addition to the tax rates prescribed in sections 4503.04 and 3694  
4503.042 of the Revised Code and is subject to both of the 3695  
following: 3696

(a) The reductions in the manner provided in section 3697  
4503.11 of the Revised Code; 3698

(b) The exemptions provided in sections 4503.16, 4503.17, 3699  
4503.172, 4503.173, 4503.18, 4503.41, 4503.43, 4503.46, and 3700  
4503.571 of the Revised Code. 3701

(2) As used in division (A) (1) of this section, 3702  
"authorized purpose" means any of the following: 3703

(a) Paying the costs and expenses of enforcing and 3704  
administering the tax provided for in this section; 3705

(b) Paying for construction, reconstruction, improvement, 3706  
maintenance, and repair of township roads, bridges, and 3707

culverts;	3708
(c) Purchasing, erecting, and maintaining traffic signs, markers, lights, and signals;	3709 3710
(d) Purchasing road machinery and equipment, and planning, constructing, and maintaining suitable buildings to house such equipment;	3711 3712 3713
(e) Paying any costs apportioned to the township under section 4907.47 of the Revised Code;	3714 3715
(f) Supplementing revenue already available for the aforementioned purposes.	3716 3717
(B) Prior to the adoption of any resolution under this section, the board of township trustees shall conduct two public hearings on the resolution, the second hearing to be not less than three but not more than ten days after the first hearing. The board shall provide notice of the date, time, and place of both hearings by publication <del>in a newspaper of general</del> <del>circulation in the township, or as provided in section 7.16 of</del> <del>the Revised Code,</del> once a week on the same day of the week for two consecutive weeks <u>using at least one of the following</u> <u>publications:</u>	3718 3719 3720 3721 3722 3723 3724 3725 3726 3727
<u>(1) In a newspaper of general circulation in the township;</u>	3728
<u>(2) On the official public notice web site established</u> <u>under section 125.182 of the Revised Code;</u>	3729 3730
<u>(3) On the web site and social media account of the</u> <u>township. <del>The</del></u>	3731 3732
<u>The</u> second publication shall be not less than ten but not more than thirty days prior to the first hearing.	3733 3734



(C) No resolution adopted under this section shall become 3735  
effective sooner than thirty days following its adoption. A 3736  
resolution under this section is subject to a referendum in the 3737  
same manner, except as to the form of the petition, as provided 3738  
in division (H) of section 519.12 of the Revised Code for a 3739  
proposed amendment to a township zoning resolution. In addition, 3740  
a petition under this section shall be governed by the rules 3741  
specified in section 3501.38 of the Revised Code. 3742

No resolution levying a tax under this section for which a 3743  
referendum vote has been requested shall go into effect unless 3744  
approved by a majority of those voting upon it. 3745

(D) A township license tax levied under this section 3746  
continues in effect until repealed. 3747

**Sec. 5549.21.** The board of township trustees may purchase 3748  
or lease such machinery and tools as are necessary for use in 3749  
constructing, reconstructing, maintaining, and repairing roads 3750  
and culverts within the township, and shall provide suitable 3751  
places for housing and storing machinery and tools owned by the 3752  
township. It may purchase such material and employ such labor as 3753  
is necessary for carrying into effect this section, or it may 3754  
authorize the purchase or employment of such material and labor 3755  
by one of its number, or by the township highway superintendent, 3756  
at a price to be fixed by the board. All payments on account of 3757  
machinery, tools, material, and labor shall be made from the 3758  
township road fund or the township's general fund. Except as 3759  
otherwise provided in sections 505.08, 505.101, and 5513.01 of 3760  
the Revised Code, all purchases of materials, machinery, and 3761  
tools shall, if the amount involved exceeds the amount specified 3762  
in section 9.17 of the Revised Code, be made from the lowest 3763  
responsible bidder after advertisement, as provided in section 3764

5575.01 of the Revised Code. 3765

If, in compliance with section 505.10 of the Revised Code, 3766  
the board wishes to sell machinery, equipment, or tools owned by 3767  
the township to the person from whom it is to purchase other 3768  
machinery, equipment, or tools, the board may offer, if the 3769  
amount of the purchase alone involved does not exceed the amount 3770  
specified in section 9.17 of the Revised Code, to sell such 3771  
machinery, equipment, or tools and have the amount credited by 3772  
the vendor against the purchase of the other machinery, 3773  
equipment, or tools. If the purchase price of the other 3774  
machinery, equipment, or tools alone exceeds the amount 3775  
specified in section 9.17 of the Revised Code, the board may 3776  
give notice to the competitive bidders of its willingness to 3777  
accept offers for the purchase of the old machinery, equipment, 3778  
or tools, and those offers shall be subtracted from the selling 3779  
price of the other machinery, equipment, or tools as bid, in 3780  
determining the lowest responsible bidder. Notice of the 3781  
willingness of the board to accept offers for the purchase of 3782  
the old machinery, equipment, or tools shall be made as a part 3783  
of the advertisement for bids. 3784

**Sec. 5571.011.** If a person through whose land a public 3785  
road has been established which is under the jurisdiction of a 3786  
board of township trustees, desires to turn or change or 3787  
relocate such road or any part thereof through any part of the 3788  
person's land, the person may file a petition with such board of 3789  
township trustees setting forth briefly the particular change 3790  
desired. Upon receipt of such petition, the board of township 3791  
trustees shall give notice by publication once, not later than 3792  
two weeks ~~prior to~~ before the date which such board shall fix 3793  
for a hearing on such petition, ~~in using at least one of the~~ 3794  
following methods: 3795

(A) In a newspaper of general circulation in said 3796  
township, ~~stating~~; 3797

(B) On the official public notice web site established 3798  
under section 125.182 of the Revised Code; 3799

(C) On the web site and social media account of the 3800  
township. 3801

The notice shall state that such petition has been filed 3802  
and setting forth the change desired in such road and the date 3803  
and place of such hearing. 3804

Upon receipt of such a petition the board of township 3805  
trustees shall cause a competent engineer to make a survey of 3806  
the ground over which the road is proposed to be changed, and to 3807  
make a report in writing, together with a plat and survey of the 3808  
proposed change and the engineer's opinion as to its advantage 3809  
or disadvantage. The report of such engineer shall be filed with 3810  
the board prior to the hearing of such petition. 3811

At the hearing had on the petition the board of township 3812  
trustees may hear evidence for or against changing the road, and 3813  
if the board is satisfied that the proposed change will not 3814  
cause serious injury or disadvantage to the public, it may make 3815  
a finding of such fact in its journal and authorize the 3816  
petitioner to change such road in conformity with the prayer of 3817  
the petition. The board may grant the change as prayed for in 3818  
the petition, or it may order such change of the route of such 3819  
road as will, in its judgment, be for the best interest of the 3820  
public. 3821

Upon receiving satisfactory evidence that the road has 3822  
been changed as authorized by it, and opened to the legal width 3823  
and improved as required by it, the board of township trustees 3824

shall declare such new road a public highway and cause a record 3825  
thereof to be made and at the same time vacate so much of the 3826  
old road as is rendered unnecessary by the new road. The person 3827  
petitioning for such change shall in all cases pay all costs and 3828  
expenses in connection with the proceeding, as found and 3829  
determined by the board, and the expense of making such change, 3830  
including the cost of relocation of any conduits, cables, wires, 3831  
towers, poles or other equipment or appliances of any public 3832  
utility, located on, over or under such road. The petitioner 3833  
shall, on the filing of the petition for such change, give bond 3834  
to the satisfaction of the board in such amount as it determines 3835  
to secure payment of the costs of the proceeding and to cover 3836  
the expense of making the change asked for by the petition. 3837

**Sec. 5571.20.** (A) Except as otherwise provided in division 3838  
(D) of this section, a board of township trustees by resolution 3839  
may place a graveled or unimproved township road under its 3840  
jurisdiction that is not passable year-round or any portion of 3841  
such a road on nonmaintained status. Prior to adopting a 3842  
resolution that places a road on nonmaintained status, the board 3843  
shall hold at least two public hearings to allow for public 3844  
comment on the proposed resolution. The board, at special or 3845  
regular meetings, shall publicize the times and places of the 3846  
hearings by causing a notice to be published ~~in a newspaper of~~ 3847  
~~general circulation in the county in which the road is located~~ 3848  
at least ten days prior to the date of the first meeting using 3849  
at least one of the following methods: 3850

(1) In a newspaper of general circulation in the county in 3851  
which the road is located; 3852

(2) On the official public notice web site established 3853  
under section 125.182 of the Revised Code; 3854

(3) On the web site and social media account of the 3855  
township. If- 3856

If the township maintains a web site on the internet, the 3857  
same notice also shall be posted on the web site at least ten 3858  
days prior to the date of the first meeting. Upon adoption of 3859  
such a resolution, the board is not required to cause the road 3860  
to be dragged at any time, or to cut, destroy, or remove any 3861  
brush, weeds, briars, bushes, or thistles upon or along the 3862  
road, or to remove snow from the road, or to maintain or repair 3863  
the road in any manner. The board, in its discretion, may cause 3864  
any of these actions to be performed on or to a road that it has 3865  
placed on nonmaintained status. 3866

(B) Prior to adopting a resolution under division (A) of 3867  
this section, the board shall request the county engineer to 3868  
issue an advisory opinion regarding the consequences of placing 3869  
the road on nonmaintained status, including any impact such 3870  
action would have on adjoining property owners. A board may 3871  
adopt a resolution under division (A) of this section only after 3872  
the county engineer issues the advisory opinion and the county 3873  
engineer, in the advisory opinion, finds that placing the road 3874  
on nonmaintained status will not unduly adversely affect the 3875  
flow of motor vehicle traffic on that road or on any adjacent 3876  
road. 3877

(C) (1) A board may terminate the nonmaintained status of a 3878  
township road by adopting a resolution to that effect. If the 3879  
owner of land adjoining a road that has been placed on 3880  
nonmaintained status requests the board to terminate the 3881  
nonmaintained status of the road, the board, in its resolution 3882  
that terminates that nonmaintained status, may require the owner 3883  
to pay the costs of upgrading the road to locally adopted 3884

township standards. 3885

(2) If the owner of land adjoining a road that has been 3886  
placed on nonmaintained status upgrades the road to the 3887  
standards most recently certified by the county engineer for the 3888  
road, the board shall terminate the nonmaintained status of the 3889  
road and then shall maintain and repair the road according to 3890  
such standards. However, division (C)(2) of this section does 3891  
not apply to a road or portion of a road that, prior to being 3892  
placed on nonmaintained status, was not certified by the board 3893  
of township trustees to the director of transportation in 3894  
accordance with division (E) of section 4501.04 of the Revised 3895  
Code as mileage in the township used by and maintained for the 3896  
public. 3897

(3) The owner of land adjoining a road that was placed on 3898  
nonmaintained status prior to April 7, 2009, or land owner of 3899  
land whose only access to such a road is by easement may 3900  
petition the board for review of the nonmaintained status of the 3901  
road if the road provides the exclusive means for obtaining 3902  
access to the land. Upon receipt of a petition, the board shall 3903  
review the status of the road and shall terminate the 3904  
nonmaintained status if the board finds that the road provides 3905  
such exclusive means for obtaining access to the land. After 3906  
completing the review, the board shall adopt a resolution either 3907  
retaining or terminating the nonmaintained status of the road. 3908  
If the board terminates the nonmaintained status of a road under 3909  
division (C)(3) of this section, the board shall not require the 3910  
owner to pay the costs of upgrading, maintaining, or repairing 3911  
the road. However, division (C)(3) of this section does not 3912  
apply to a road or portion of a road that, prior to being placed 3913  
on nonmaintained status, was not certified by the board of 3914  
township trustees to the director in accordance with division 3915

(E) of section 4501.04 of the Revised Code as mileage in the township used by and maintained for the public.

(D) A graveled or unimproved road may not be placed on nonmaintained status if the road is the exclusive means for obtaining access to land that adjoins that road and the road is passable year-round.

(E) For purposes of this section, a road is passable year-round if a four-wheeled, two-wheel drive passenger motor vehicle can be driven on the road year-round, apart from seasonal conditions caused by weather-related events.

**Sec. 5573.02.** Upon the completion of the surveys, plans, profiles, cross sections, estimates, and specifications for a road improvement by the county engineer, the engineer shall transmit to the board of township trustees copies of the same. Except in cases of reconstruction or repair of roads, where no land or property is taken, the board shall then ~~cause to be published in a newspaper of general circulation within the township~~ publish, once a week for two consecutive weeks ~~or as provided in section 7.16 of the Revised Code~~, a notice using at least one of the following methods:

(A) In a newspaper of general circulation within the township;

(B) On the official public notice web site established under section 125.182 of the Revised Code;

(C) On the web site and social media account of the township.

The notice shall state that such improvement is to be made and that copies of the surveys, plans, profiles, cross sections, estimates, and specifications for it are on file with the board

for the inspection and examination of all persons interested. 3945

In the event that land or property is to be taken for such 3946  
improvement, proceedings shall be had in accordance with 3947  
sections 163.01 to 163.22 of the Revised Code. 3948

**Sec. 5573.10.** As soon as all questions of compensation and 3949  
damages have been determined for any road improvement, the 3950  
county engineer shall make, upon actual view, an estimated 3951  
assessment, upon the real estate to be charged, of such part of 3952  
the compensation, damages, and costs of such improvement as is 3953  
to be specially assessed. Such assessment shall be according to 3954  
the benefits which will result to the real estate. In making 3955  
such assessment the engineer may take into consideration any 3956  
previous special assessment made upon such real estate for road 3957  
improvements. 3958

The schedule for such assessments shall be filed with the 3959  
board of township trustees for the inspection of the persons 3960  
interested. Before adopting the estimated assessment, the board 3961  
shall publish a notice once each week for two consecutive weeks, ~~—~~ 3962  
~~in using at least one of the following methods:~~ 3963

(A) In a newspaper of general circulation within such 3964  
~~township or as provided in section 7.16 of the Revised Code,;~~ 3965

(B) On the official public notice web site established 3966  
under section 125.182 of the Revised Code; 3967

(C) On the web site and social media account of the 3968  
township. 3969

The notice shall state that such assessment has been made 3970  
and is on file with the board, and the date when objections will 3971  
be heard to such assessment. 3972



If any owner of property affected desires to make objections, the owner may file objections to such assessments, in writing, with the board, before the time of such hearing. If any objections are filed the board shall hear them and act as an equalizing board, and may change assessments if, in its opinion, any changes are necessary to make them just and equitable. The board shall approve and confirm assessments as reported by the engineer or modified by the board. Such assessments, when approved and confirmed, shall be a lien on the land chargeable therewith.

**Sec. 5575.01.** (A) In the maintenance and repair of roads, the board of township trustees may proceed either by contract or force account, but, unless the exemption specified in division (C) of this section applies, if the board wishes to proceed by force account, it first shall cause the county engineer to complete the force account assessment form developed by the auditor of state under section 117.16 of the Revised Code. Except as otherwise provided in sections 505.08 and 505.101 of the Revised Code, when the board proceeds by contract, the contract shall, if the amount involved exceeds one hundred five thousand dollars, be let by the board to the lowest responsible bidder after advertisement for bids once, not later than two weeks, prior to the date fixed for the letting of the contract, in using at least one of the following methods:

(1) In a newspaper of general circulation within the township;

(2) On the official public notice web site established under section 125.182 of the Revised Code;

(3) On the web site and social media account of the township. If

If the amount involved is one hundred five thousand 4003  
dollars or less, a contract may be let without competitive 4004  
bidding, or the work may be done by force account. Such a 4005  
contract shall be performed under the supervision of a member of 4006  
the board or the township road superintendent. 4007

(B) Before undertaking the construction or reconstruction 4008  
of a township road, the board shall cause to be made by the 4009  
county engineer an estimate of the cost of the work, which 4010  
estimate shall include labor, material, freight, fuel, hauling, 4011  
use of machinery and equipment, and all other items of cost. If 4012  
the board finds it in the best interest of the public, it may, 4013  
in lieu of constructing the road by contract, proceed to 4014  
construct the road by force account. Except as otherwise 4015  
provided under sections 505.08 and 505.101 of the Revised Code, 4016  
where the total estimated cost of the work exceeds thirty-five 4017  
thousand dollars per mile, the board shall invite and receive 4018  
competitive bids for furnishing all the labor, materials, and 4019  
equipment and doing the work, as provided in section 5575.02 of 4020  
the Revised Code, and shall consider and reject them before 4021  
ordering the work done by force account. When such bids are 4022  
received, considered, and rejected, and the work is done by 4023  
force account, the work shall be performed in compliance with 4024  
the plans and specifications upon which the bids were based. 4025

(C) Force account assessment forms are not required under 4026  
division (A) of this section for road maintenance or repair 4027  
projects or under division (B) of this section for road 4028  
construction or reconstruction projects of less than one-third 4029  
of the applicable force account limit. 4030

(D) On the first day of July of every year beginning in 4031  
2024, the threshold amounts established in divisions (A) and (B) 4032

of this section shall increase by an amount not to exceed the 4033  
lesser of five per cent, or the percentage amount of any 4034  
increase in the department of transportation's construction cost 4035  
index as annualized and totaled for the prior calendar year. The 4036  
director of transportation shall notify each appropriate county 4037  
engineer of the increased amount. 4038

(E) All force account work under this section shall be 4039  
done under the direction of a member of the board or the 4040  
township road superintendent. 4041

**Sec. 5575.02.** After the board of township trustees has 4042  
decided to proceed with a road improvement, it shall advertise 4043  
for bids once, not later than two weeks prior to the date fixed 4044  
for the letting of contracts, in using at least one of the 4045  
following methods: 4046

(A) In a newspaper of general circulation within the 4047  
township; 4048

(B) On the official public notice web site established 4049  
under section 125.182 of the Revised Code; 4050

(C) On the web site and social media account of the 4051  
township. Such- 4052

Such notice shall state that copies of the surveys, plans, 4053  
profiles, cross sections, and specifications for such 4054  
improvement are on file with the board, and the time within 4055  
which bids will be received. The board may let the work as a 4056  
whole or in convenient sections, as it determines. The contract 4057  
shall be awarded to the lowest and best bidder who meets the 4058  
requirements of section 153.54 of the Revised Code, and shall be 4059  
let upon the basis of lump sum bids, unless the board orders 4060  
that it be let upon the basis of unit price bids, in which event 4061

it shall be let upon such basis. 4062

The board is not required to provide notice of the project 4063  
cost estimate when advertising for bids under this section. 4064

**Sec. 5579.05.** (A) Upon receiving written information that 4065  
noxious weeds, wild parsnip, wild carrot, oxeye daisy, wild 4066  
mustard, or other harmful weeds are growing on land in a 4067  
township, other than land owned or managed by the department of 4068  
natural resources, or park land owned or managed by the state or 4069  
a political subdivision, the board of township trustees shall 4070  
notify the owner, lessee, agent, or tenant having charge of the 4071  
land of the receipt of the information and of the obligations 4072  
imposed by this section. Within five days after the notification 4073  
is given, the person notified shall cut or destroy the weeds or 4074  
show the board why there is no need for doing so. 4075

If the person in charge of the land is a resident of the 4076  
township or a nonresident whose address is known, the notice 4077  
shall be sent to ~~his~~ the resident's or nonresident's address by 4078  
certified mail. If the person's address is unknown, it is 4079  
sufficient to publish the notice once ~~in~~ using at least one of 4080  
the following methods: 4081

(1) In a newspaper of general circulation in the county; 4082

(2) On the official public notice web site established 4083  
under section 125.182 of the Revised Code; 4084

(3) On the web site and social media account of the 4085  
township. 4086

(B) Upon receiving information that wild parsnip, wild 4087  
carrot, oxeye daisy, wild mustard, or noxious weeds are growing 4088  
in a township on land owned or managed by the department of 4089  
natural resources, or on park land owned or managed by the state 4090

or a political subdivision, the board of township trustees shall 4091  
notify the county extension agent for the county in which the 4092  
township is located of the receipt of the information. Within 4093  
five days after the notification is given, the extension agent 4094  
shall meet in committee with a person designated for this 4095  
purpose by the governing authority of the land and, if the land 4096  
is within a soil and water conservation district, with a 4097  
supervisor of the district designated by the district 4098  
supervisors, to consider ways to deal with the problem, and 4099  
shall, within such five days, report the committee's findings 4100  
and recommendations to the board of township trustees. 4101

This section and sections 5579.06 and 5579.07 of the 4102  
Revised Code do not apply to persons subject to section 4959.11 4103  
of the Revised Code. 4104

**Section 2.** That existing sections 349.01, 349.03, 349.14, 4105  
501.07, 503.162, 503.40, 503.41, 503.42, 503.43, 503.44, 503.47, 4106  
503.48, 503.49, 503.50, 504.02, 504.03, 504.12, 504.121, 4107  
504.122, 504.123, 504.124, 504.126, 504.21, 505.07, 505.10, 4108  
505.17, 505.26, 505.264, 505.28, 505.37, 505.373, 505.55, 4109  
505.73, 505.75, 505.76, 505.82, 505.86, 505.87, 505.871, 507.05, 4110  
511.03, 511.04, 511.12, 511.21, 515.01, 515.04, 517.07, 517.073, 4111  
517.12, 517.22, 519.06, 519.08, 519.09, 519.12, 519.15, 519.99, 4112  
521.03, 971.12, 971.99, 4503.16, 4504.18, 4504.181, 5549.21, 4113  
5571.011, 5571.20, 5573.02, 5573.10, 5575.01, 5575.02, and 4114  
5579.05 of the Revised Code are hereby repealed. 4115

**Section 3.** That sections 503.45, 503.46, 504.125, 511.01, 4116  
and 511.02 of the Revised Code are hereby repealed. 4117

**Section 4.** All items in this act are hereby appropriated 4118  
as designated out of any moneys in the state treasury to the 4119  
credit of the designated fund. For all operating appropriations 4120

made in this act, those in the first column are for fiscal year 4121  
 2024 and those in the second column are for fiscal year 2025. 4122  
 The operating appropriations made in this act are in addition to 4123  
 any other operating appropriations made for these fiscal years. 4124

**Section 5.** 4125

4126

	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	General Revenue Fund				
C	GRF	195420	Housing Technical Assistance	\$1,500,000	\$1,500,000
D	TOTAL GRF General Revenue Fund			\$1,500,000	\$1,500,000
E	TOTAL ALL BUDGET FUND GROUPS			\$1,500,000	\$1,500,000

HOUSING TECHNICAL ASSISTANCE 4127

The foregoing appropriation item 195420, Housing Technical 4128  
 Assistance, shall be used to offer grants to political 4129  
 subdivisions, as defined by section 9.482 of the Revised Code, 4130  
 seeking to modernize regulations and processes tied to zoning 4131  
 efforts. 4132

**Section 6.** 4133

4134

	1	2	3	4	5
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A	FUN STATE BOARD OF EMBALMERS AND FUNERAL DIRECTORS			
B	General Revenue Fund			
C	GRF	881500	Indigent Burial and Cremation Support	\$1,000,000 \$1,000,000
D	TOTAL GRF General Revenue Fund			\$1,000,000 \$1,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$1,000,000 \$1,000,000

**Section 7.** Within the limits set forth in this act, the 4135  
Director of Budget and Management shall establish accounts 4136  
indicating the source and amount of funds for each appropriation 4137  
made in this act, and shall determine the manner in which 4138  
appropriation accounts shall be maintained. Expenditures from 4139  
operating appropriations contained in this act shall be 4140  
accounted for as though made in, and are subject to all 4141  
applicable provisions of, H.B. 33 of the 135th General Assembly. 4142

**Section 8.** The General Assembly, applying the principle 4143  
stated in division (B) of section 1.52 of the Revised Code that 4144  
amendments are to be harmonized if reasonably capable of 4145  
simultaneous operation, finds that the following sections, 4146  
presented in this act as composites of the sections as amended 4147  
by the acts indicated, are the resulting versions of the 4148  
sections in effect prior to the effective date of the sections 4149  
as presented in this act: 4150

Section 505.75 of the Revised Code as amended by both H.B. 4151  
175 and S.B. 115 of the 125th General Assembly. 4152

Section 971.07 (971.12) of the Revised Code as amended and 4153  
renumbered by H.B. 323 and as amended by S.B. 268, both of the 4154

127th General Assembly.

4155