

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 500**

**Representative Carfagna**

**Cosponsors: Representatives Arndt, Hambley, Hill, Lang, LaTourette, Patton,  
Schaffer, Seitz, Stein, Ginter**

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**A BILL**

To amend sections 303.21, 349.03, 505.01, 505.04, 1  
505.38, 505.482, 507.11, 513.07, 513.071, 2  
517.30, 519.04, 519.07, 519.12, 519.13, 519.15, 3  
519.21, 1509.07, 3375.121, 3501.021, 3709.03, 4  
5541.04, 5553.04, 5705.121, 5705.19, 5709.73, 5  
and 5709.75, to enact section 503.58, and to 6  
repeal sections 711.25, 711.26, and 711.27 of 7  
the Revised Code to make various changes to 8  
township law. 9

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

**Section 1.** That sections 303.21, 349.03, 505.01, 505.04, 10  
505.38, 505.482, 507.11, 513.07, 513.071, 517.30, 519.04, 11  
519.07, 519.12, 519.13, 519.15, 519.21, 1509.07, 3375.121, 12  
3501.021, 3709.03, 5541.04, 5553.04, 5705.121, 5705.19, 5709.73, 13  
and 5709.75 be amended and section 503.58 of the Revised Code be 14  
enacted to read as follows: 15

**Sec. 303.21.** (A) Except as otherwise provided in division 16  
(B) of this section, sections 303.01 to 303.25 of the Revised 17  
Code do not confer any power on any county rural zoning 18

commission, board of county commissioners, or board of zoning 19  
appeals to prohibit the use of any land for agricultural 20  
purposes or the construction or use of buildings or structures 21  
incident to the use for agricultural purposes of the land on 22  
which such buildings or structures are located, including 23  
buildings or structures that are used primarily for vinting and 24  
selling wine and that are located on land any part of which is 25  
used for viticulture, and no zoning certificate shall be 26  
required for any such building or structure. 27

(B) A county zoning resolution, or an amendment to such 28  
resolution, may in any platted subdivision, including, but not 29  
limited to those approved under section 711.05, 711.09, or 30  
711.10 of the Revised Code, or in any area consisting of fifteen 31  
or more lots approved under section 711.131 of the Revised Code 32  
that are contiguous to one another, or some of which are 33  
contiguous to one another and adjacent to one side of a 34  
dedicated public road, and the balance of which are contiguous 35  
to one another and adjacent to the opposite side of the same 36  
dedicated public road regulate: 37

(1) Agriculture on lots of one acre or less; 38

(2) Buildings or structures incident to the use of land 39  
for agricultural purposes on lots greater than one acre but not 40  
greater than five acres by: set back building lines; height; and 41  
size; 42

(3) Dairying and animal and poultry husbandry on lots 43  
greater than one acre but not greater than five acres when at 44  
least thirty-five per cent of the lots in the subdivision are 45  
developed with at least one building, structure, or improvement 46  
that is subject to real property taxation or that is subject to 47  
the tax on manufactured and mobile homes under section 4503.06 48

of the Revised Code. After thirty-five per cent of the lots are 49  
so developed, dairying and animal and poultry husbandry shall be 50  
considered nonconforming use of land and buildings or structures 51  
pursuant to section 303.19 of the Revised Code. 52

Division (B) of this section confers no power on any 53  
county rural zoning commission, board of county commissioners, 54  
or board of zoning appeals to regulate agriculture, buildings or 55  
structures, and dairying and animal and poultry husbandry on 56  
lots greater than five acres. 57

(C) Such sections confer no power on any board of county 58  
commissioners, county rural zoning commission, or board of 59  
zoning appeals to prohibit in a district zoned for agricultural, 60  
industrial, residential, or commercial uses, the use of any land 61  
for: 62

(1) A farm market where fifty per cent or more of the 63  
gross income received from the market is derived from produce 64  
raised on farms owned or operated by the market operator in a 65  
normal crop year. However, a board of county commissioners, as 66  
provided in section 303.02 of the Revised Code, may regulate 67  
such factors pertaining to farm markets as size of the 68  
structure, size of parking areas that may be required, set back 69  
building lines, and egress or ingress, where such regulation is 70  
necessary to protect the public health and safety. 71

(2) Biodiesel production, biomass energy production, or 72  
electric or heat energy production if the land on which the 73  
production facility is located qualifies as land devoted 74  
exclusively to agricultural use under sections 5713.30 to 75  
5713.37 of the Revised Code for real property tax purposes. As 76  
used in division (C) (2) of this section, "biodiesel," "biomass 77  
energy," and "electric or heat energy" have the same meanings as 78

in section 5713.30 of the Revised Code. 79

(3) Biologically derived methane gas production if the 80  
land on which the production facility is located qualifies as 81  
land devoted exclusively to agricultural use under sections 82  
5713.30 to 5713.37 of the Revised Code for real property tax 83  
purposes and if the facility that produces the biologically 84  
derived methane gas does not produce more than seventeen million 85  
sixty thousand seven hundred ten British thermal units, five 86  
megawatts, or both. 87

(4) Agritourism. However, a board of county commissioners, 88  
as provided in section 303.02 of the Revised Code, may regulate 89  
such factors pertaining to agritourism, except farm markets as 90  
described in division (C) (1) of this section, as size of a 91  
structure used primarily for agritourism, size of parking areas 92  
that may be required, setback building lines for structures used 93  
primarily for agritourism, and egress or ingress where such 94  
regulation is necessary to protect public health and safety. 95

Nothing in division (C) (4) of this section confers power 96  
on a county zoning commission, board of county commissioners, or 97  
board of zoning appeals to require any parking area to be 98  
improved in any manner, including requirements governing 99  
drainage, parking area base, parking area paving, or any other 100  
improvement. 101

Nothing in division (C) (4) of this section confers power 102  
on a county zoning commission, board of county commissioners, or 103  
board of zoning appeals to prohibit the use of any land or the 104  
construction or use of buildings or structures that are used 105  
primarily for vinting and selling wine that are located on land 106  
any part of which is used for viticulture as provided in 107  
division (A) of this section. 108

(D) (1) As used in division (C) (3) of this section, 109  
"biologically derived methane gas" has the same meaning as in 110  
section 5713.30 of the Revised Code. 111

(2) As used in division (C) (4) of this section, 112  
"agritourism" has the same meaning as in section 901.80 of the 113  
Revised Code. 114

**Sec. 349.03.** (A) Proceedings for the organization of a new 115  
community authority shall be initiated by a petition filed by 116  
the developer in the office of the clerk of the organizational 117  
board of commissioners. Such petition shall be signed by the 118  
developer and may be signed by each proximate city. The 119  
legislative authorities of each such proximate city shall act in 120  
behalf of such city. Such petition shall contain: 121

(1) The name of the proposed new community authority; 122

(2) The address where the principal office of the 123  
authority will be located or the manner in which the location 124  
will be selected; 125

(3) A map and a full and accurate description of the 126  
boundaries of the new community district together with a 127  
description of the properties within such boundaries, if any, 128  
which will not be included in the new community district. 129

The total acreage included in such district ~~shall not be~~ 130  
~~less than one thousand acres, all of which acreage shall be~~ 131  
owned by, or under the control through leases of at least 132  
seventy-five years' duration, options, or contracts to purchase, 133  
of the developer, if the developer is a private entity, unless 134  
one of the following applies: 135

(a) The district is wholly contained within municipal 136  
corporations. 137

(b) More than one-half of the proposed district is, at the 138  
time of filing the petition under this section, contained within 139  
a joint economic development district created under sections 140  
715.70 to 715.83 of the Revised Code. 141

(4) A statement setting forth the zoning regulations 142  
proposed for zoning the area within the boundaries of the new 143  
community district for comprehensive development as a new 144  
community, and if the area has been zoned for such development, 145  
a certified copy of the applicable zoning regulations therefor; 146

(5) A current plan indicating the proposed development 147  
program for the new community district, the land acquisition and 148  
land development activities, community facilities, services 149  
proposed to be undertaken by the new community authority under 150  
such program, the proposed method of financing such activities 151  
and services, including a description of the bases, timing, and 152  
manner of collecting any proposed community development charges, 153  
and the projected total residential population of, and 154  
employment within, the new community; 155

(6) A suggested number of members, consistent with section 156  
349.04 of the Revised Code, for the board of trustees; 157

(7) A preliminary economic feasibility analysis, including 158  
the area development pattern and demand, location and proposed 159  
new community district size, present and future socio-economic 160  
conditions, public services provision, financial plan, and the 161  
developer's management capability; 162

(8) A statement that the development will comply with all 163  
applicable environmental laws and regulations. 164

Upon the filing of such petition, the organizational board 165  
of commissioners shall determine whether such petition complies 166

with the requirements of this section as to form and substance. 167  
The board in subsequent proceedings may at any time permit the 168  
petition to be amended in form and substance to conform to the 169  
facts by correcting any errors in the description of the 170  
proposed new community district or in any other particular. 171

Upon the determination of the organizational board of 172  
commissioners that a sufficient petition has been filed in 173  
accordance with this section, the board shall fix the time and 174  
place of a hearing on the petition for the establishment of the 175  
proposed new community authority. Such hearing shall be held not 176  
less than ninety-five nor more than one hundred fifteen days 177  
after the petition filing date, except that if the petition has 178  
been signed by all proximate cities or if the organizational 179  
board of commissioners is the legislative authority of the only 180  
proximate city for the proposed new community district, such 181  
hearing shall be held not less than thirty nor more than forty- 182  
five days after the petition filing date. The clerk of the 183  
organizational board of commissioners with which the petition 184  
was filed shall give notice thereof by publication once each 185  
week for three consecutive weeks, or as provided in section 7.16 186  
of the Revised Code, in a newspaper of general circulation in 187  
any county of which a portion is within the proposed new 188  
community district. Except where the organizational board of 189  
commissioners is the legislative authority of the only proximate 190  
city for the proposed new community district, such clerk shall 191  
also give written notice of the date, time, and place of the 192  
hearing and furnish a certified copy of the petition to the 193  
clerk of the legislative authority of each proximate city which 194  
has not signed such petition. Except where the organizational 195  
board of commissioners is the legislative authority of the only 196  
proximate city for the proposed new community district, in the 197

event that the legislative authority of a proximate city which 198  
did not sign the petition does not approve by ordinance, 199  
resolution, or motion the establishment of the proposed new 200  
community authority and does not deliver such ordinance, 201  
resolution, or motion to the clerk of the organizational board 202  
of commissioners with which the petition was filed within ninety 203  
days following the date of the first publication of the notice 204  
of the public hearing, the organizational board of commissioners 205  
shall cancel such public hearing and terminate the proceedings 206  
for the establishment of the new community authority. 207

Upon the hearing, if the organizational board of 208  
commissioners determines by resolution that the proposed new 209  
community district will be conducive to the public health, 210  
safety, convenience, and welfare, and is intended to result in 211  
the development of a new community, the board shall by its 212  
resolution, declare the new community authority to be organized 213  
and a body politic and corporate with the corporate name 214  
designated in the resolution, and define the boundary of the new 215  
community district. In addition, the resolution shall provide 216  
the method of selecting the board of trustees of the new 217  
community authority and fix the surety for their bonds in 218  
accordance with section 349.04 of the Revised Code. 219

If the organizational board of commissioners finds that 220  
the establishment of the district will not be conducive to the 221  
public health, safety, convenience, or welfare, or is not 222  
intended to result in the development of a new community, it 223  
shall reject the petition thereby terminating the proceedings 224  
for the establishment of the new community authority. 225

(B) At any time after the creation of a new community 226  
authority, the developer may file an application with the clerk 227



of the organizational board of commissioners with which the 228  
original petition was filed, setting forth a general description 229  
of territory it desires to add or to delete from such district, 230  
that such change will be conducive to the public health, safety, 231  
convenience, and welfare, and will be consistent with the 232  
development of a new community and will not jeopardize the plan 233  
of the new community. If the developer is not a municipal 234  
corporation, port authority, or county, all of such an addition 235  
to such a district shall be owned by, or under the control 236  
through leases of at least seventy-five years' duration, 237  
options, or contracts to purchase, of the developer. Upon the 238  
filing of the application, the organizational board of 239  
commissioners shall follow the same procedure as required by 240  
this section in relation to the petition for the establishment 241  
of the proposed new community. 242

(C) If all or any part of the new community district is 243  
annexed to one or more existing municipal corporations, their 244  
legislative authorities may appoint persons to replace any 245  
appointed citizen member of the board of trustees. The number of 246  
such trustees to be replaced by the municipal corporation shall 247  
be the number, rounded to the lowest integer, bearing the 248  
proportionate relationship to the number of existing appointed 249  
citizen members as the acreage of the new community district 250  
within such municipal corporation bears to the total acreage of 251  
the new community district. If any such municipal corporation 252  
chooses to replace an appointed citizen member, it shall do so 253  
by ordinance, the term of the trustee being replaced shall 254  
terminate thirty days from the date of passage of such 255  
ordinance, and the trustee to be replaced shall be determined by 256  
lot. Each newly appointed member shall assume the term of the 257  
member's predecessor. 258

<u>Sec. 503.58. (A) As used in this section, "admission"</u>	259
<u>means the right or privilege to enter into any place.</u>	260
<u>(B) For the purpose of providing revenue for general</u>	261
<u>township operations, capital improvements, and other expenses of</u>	262
<u>the township, a board of township trustees may, by resolution,</u>	263
<u>levy a tax upon all of the following:</u>	264
<u>(1) Amounts paid for admission to any place, including</u>	265
<u>parking lots and facilities, located in the township;</u>	266
<u>(2) Amounts paid for tickets or cards of admission to</u>	267
<u>theaters, operas, and other places of amusement located in the</u>	268
<u>township, sold at places other than the ticket offices of such</u>	269
<u>places, over and above the amounts representing the established</u>	270
<u>price therefor at such ticket offices;</u>	271
<u>(3) Amounts paid for admission to any public performance</u>	272
<u>at any roof garden, cabaret, or other similar entertainment</u>	273
<u>venue located in the township, in which the charge for admission</u>	274
<u>is a service or cover charge.</u>	275
<u>(C) The resolution shall state the purpose for which the</u>	276
<u>tax is levied and that the tax shall not apply to amounts paid</u>	277
<u>for admission to any of the following:</u>	278
<u>(1) A county fairground;</u>	279
<u>(2) Events or activities sponsored by a nonprofit</u>	280
<u>organization that is exempt from federal income taxation under</u>	281
<u>section 501(a) and described in section 501(c) (3) of the</u>	282
<u>Internal Revenue Code, provided that all receipts from the event</u>	283
<u>or activity are devoted exclusively for the use of the</u>	284
<u>organization;</u>	285
<u>(3) Events or activities sponsored by the state or a</u>	286

political subdivision, unless the state or political subdivision 287  
agrees that the tax shall apply to the event or activity. 288

(D) The rate of a tax levied under this section shall not 289  
exceed five per cent of the admission charge. Every person 290  
receiving any payment on which a tax is levied under this 291  
section shall collect the amount of the tax from the person 292  
making the admission payment and remit the tax to the township 293  
in the manner and at the times prescribed by the regulations 294  
adopted by the board of township trustees. 295

(E) Before adopting any resolution under this section, the 296  
board of township trustees shall conduct two public hearings on 297  
the resolution, the second hearing to be not less than three nor 298  
more than ten days after the first. Notice of the date, time, 299  
and place of such hearings shall be given by publication in a 300  
newspaper of general circulation in the township or as provided 301  
in section 7.16 of the Revised Code once a week on the same day 302  
of the week for two consecutive weeks, the second publication 303  
being not less than ten nor more than thirty days before the 304  
first hearing. 305

No resolution under this section shall become effective 306  
sooner than thirty days following its adoption, and such 307  
resolution is subject to a referendum in the same manner, except 308  
as to the form of the petition, as provided in division (H) of 309  
section 519.12 of the Revised Code for a proposed amendment to a 310  
township zoning resolution. In addition, a petition under this 311  
section shall be governed by the rules specified in section 312  
3501.38 of the Revised Code. No resolution levying a tax under 313  
this section for which a referendum vote has been requested 314  
shall go into effect unless approved by a majority of those 315  
voting upon it. 316

(F) The legislative authority of a township levying a tax 317  
pursuant to this section shall establish all regulations 318  
necessary to provide for the administration of the tax. The 319  
regulations may prescribe the time for payment of the tax, and 320  
may provide for the imposition of a penalty or interest, or 321  
both, for late payments, provided that the penalty does not 322  
exceed ten per cent of the amount of tax due, and the rate at 323  
which interest accrues does not exceed the rate per annum 324  
prescribed pursuant to section 5703.47 of the Revised Code. 325

(G) A tax levied pursuant to this section shall continue 326  
in effect until repealed by resolution adopted by the board of 327  
township trustees. 328

**Sec. 505.01.** In each township there shall be a board of 329  
township trustees consisting of three members. Two of such 330  
trustees shall be elected at the general election in nineteen 331  
forty-nine and quadrennially thereafter, in each township, who 332  
shall hold office for a term of four years, commencing on the 333  
first day of January next after their election. The third 334  
trustee shall be elected at the general election in nineteen 335  
fifty-one and quadrennially thereafter, in each township, who 336  
shall hold office for a term of four years, commencing on the 337  
first day of January next after ~~his~~ the person's election. 338

At the first meeting of the board each calender year, the 339  
board shall select one of its members to serve as chairperson 340  
for a term of one year. If the position of chairperson becomes 341  
vacant, the board shall select one of its members to preside. 342

**Sec. 505.04.** The board of township trustees shall make an 343  
inventory on the second Monday of January, each year, of all the 344  
materials, machinery, tools, and other township supplies in its 345  
possession. The inventory shall be a public record and ~~shall be~~ 346

~~made in duplicate, one copy of which shall be filed with the~~ 347  
~~fiscal officer of the board and one copy with the county~~ 348  
~~engineer township.~~ 349

**Sec. 505.38.** (A) In each township or fire district that 350  
has a fire department, the head of the department shall be a 351  
fire chief, appointed by the board of township trustees, except 352  
that, in a joint fire district, the fire chief shall be 353  
appointed by the board of fire district trustees. Neither this 354  
section nor any other section of the Revised Code requires, or 355  
shall be construed to require, that the fire chief be a resident 356  
of the township or fire district. 357

The board shall provide for the employment of firefighters 358  
as it considers best and shall fix their compensation. No person 359  
shall be appointed as a permanent full-time paid member, whose 360  
duties include fire fighting, of the fire department of any 361  
township or fire district unless that person has received a 362  
certificate issued under former section 3303.07 or section 363  
4765.55 of the Revised Code evidencing satisfactory completion 364  
of a firefighter training program. Those appointees shall 365  
continue in office until removed from office as provided by 366  
sections 733.35 to 733.39 of the Revised Code. To initiate 367  
removal proceedings, and for that purpose, the board shall 368  
designate the fire chief or a ~~private citizen~~ legal counsel to 369  
investigate the conduct and prepare the necessary charges in 370  
conformity with those sections. 371

In case of the removal of a fire chief or any member of 372  
the fire department of a township or fire district, an appeal 373  
may be had from the decision of the board to the court of common 374  
pleas of the county in which the township or fire district fire 375  
department is situated to determine the sufficiency of the cause 376

of removal. The appeal from the findings of the board shall be 377  
taken within ten days. 378

No person who is appointed as a volunteer firefighter of 379  
the fire department of any township or fire district shall 380  
remain in that position unless either of the following applies: 381

(1) Within one year of the appointment, the person has 382  
received a certificate issued under former section 3303.07 of 383  
the Revised Code or section 4765.55 of the Revised Code 384  
evidencing satisfactory completion of a firefighter training 385  
program. 386

(2) The person began serving as a permanent full-time paid 387  
firefighter with the fire department of a city or village prior 388  
to July 2, 1970, or as a volunteer firefighter with the fire 389  
department of a city, village, or other township or fire 390  
district prior to July 2, 1979, and receives a certificate 391  
issued under division (C) (3) of section 4765.55 of the Revised 392  
Code. 393

No person shall receive an appointment under this section, 394  
in the case of a volunteer firefighter, unless the person has, 395  
not more than sixty days prior to receiving the appointment, 396  
passed a physical examination, given by a licensed physician, a 397  
physician assistant, a clinical nurse specialist, a certified 398  
nurse practitioner, or a certified nurse-midwife, showing that 399  
the person meets the physical requirements necessary to perform 400  
the duties of the position to which the person is appointed as 401  
established by the board of township trustees having 402  
jurisdiction over the appointment. The appointing authority, 403  
prior to making an appointment, shall file with the Ohio police 404  
and fire pension fund or the local volunteer fire fighters' 405  
dependents fund board a copy of the report or findings of that 406

licensed physician, physician assistant, clinical nurse 407  
specialist, certified nurse practitioner, or certified nurse- 408  
midwife. The professional fee for the physical examination shall 409  
be paid for by the board of township trustees. 410

(B) In each township not having a fire department, the 411  
board of township trustees shall appoint a fire prevention 412  
officer who shall exercise all of the duties of a fire chief 413  
except those involving the maintenance and operation of fire 414  
apparatus. The board may appoint one or more deputy fire 415  
prevention officers who shall exercise the duties assigned by 416  
the fire prevention officer. 417

The board may fix the compensation for the fire prevention 418  
officer and the fire prevention officer's deputies as it 419  
considers best. The board shall appoint each fire prevention 420  
officer and deputy for a one-year term. An appointee may be 421  
reappointed at the end of a term to another one-year term. Any 422  
appointee may be removed from office during a term as provided 423  
by sections 733.35 to 733.39 of the Revised Code. Section 505.45 424  
of the Revised Code extends to those officers. 425

(C) (1) Division (A) of this section does not apply to any 426  
township that has a population of ten thousand or more persons 427  
residing within the township and outside of any municipal 428  
corporation, that has its own fire department employing ten or 429  
more full-time paid employees, and that has a civil service 430  
commission established under division (B) of section 124.40 of 431  
the Revised Code. The township shall comply with the procedures 432  
for the employment, promotion, and discharge of firefighters 433  
provided by Chapter 124. of the Revised Code, except as 434  
otherwise provided in divisions (C) (2) and (3) of this section. 435

(2) The board of township trustees of the township may 436

appoint the fire chief, and any person so appointed shall be in 437  
the unclassified service under section 124.11 of the Revised 438  
Code and shall serve at the pleasure of the board. Neither this 439  
section nor any other section of the Revised Code requires, or 440  
shall be construed to require, that the fire chief be a resident 441  
of the township. A person who is appointed fire chief under 442  
these conditions and who is removed by the board or resigns from 443  
the position is entitled to return to the classified service in 444  
the township fire department in the position held just prior to 445  
the appointment as fire chief. 446

(3) The appointing authority of an urban township, as 447  
defined in section 504.01 of the Revised Code, may appoint to a 448  
vacant position any one of the three highest scorers on the 449  
eligible list for a promotional examination. 450

(4) The board of township trustees shall determine the 451  
number of personnel required and establish salary schedules and 452  
conditions of employment not in conflict with Chapter 124. of 453  
the Revised Code. 454

(5) No person shall receive an original appointment as a 455  
permanent full-time paid member of the fire department of the 456  
township described in this division unless the person has 457  
received a certificate issued under former section 3303.07 or 458  
section 4765.55 of the Revised Code evidencing the satisfactory 459  
completion of a firefighter training program. 460

(6) Persons employed as firefighters in the township 461  
described in this division on the date a civil service 462  
commission is appointed pursuant to division (B) of section 463  
124.40 of the Revised Code, without being required to pass a 464  
competitive examination or a firefighter training program, shall 465  
retain their employment and any rank previously granted them by 466



action of the board of township trustees or otherwise, but those 467  
persons are eligible for promotion only by compliance with 468  
Chapter 124. of the Revised Code. 469

**Sec. 505.482.** (A) The boards of township trustees of any 470  
two or more contiguous townships, or the boards of township 471  
trustees of one or more contiguous townships and the legislative 472  
authorities of one or more contiguous municipal corporations, 473  
whether or not within the same county, by adoption of a joint 474  
resolution by a majority favorable vote of each such board and 475  
of the members of the legislative authority of each such 476  
municipal corporation, may form themselves into a joint police 477  
district comprising all or any part of the townships or 478  
municipal corporations as are mutually agreed upon. The 479  
governing body of the joint police district shall be a joint 480  
police district board, which shall include either all of the 481  
township trustees of each township and all of the members of the 482  
legislative authority of each municipal corporation in the 483  
district, as agreed to and established in the joint resolution 484  
creating the joint police district; or an odd number of members 485  
as agreed to and established in the joint resolution, as long as 486  
the members are representatives from each board of township 487  
trustees of each township and from the legislative authority of 488  
each municipal corporation in the joint police district. 489

(B) The joint police district board shall organize within 490  
thirty days after the favorable vote by the last board of 491  
township trustees or the members of the legislative authority of 492  
the last municipal corporation joining itself into the joint 493  
police district board. The ~~president~~chairperson of the board of 494  
township trustees of the most populous participating township or 495  
the legislative authority of the most populous participating 496  
municipal corporation shall give notice of the time and place of 497

organization to each pending member of the joint police district board, as established in the joint resolution. Such notice shall be signed and shall be sent by certified mail to each such pending member of the board at least five days prior to the organization meeting, which meeting shall be held in one of the participating townships or municipal corporations. Two-thirds of the joint police district board members constitutes a quorum. The members of the joint police district board shall, at the organization meeting, proceed with the election of a president, a secretary, and a treasurer, and such other officers as they consider necessary and proper, and shall transact such other business as properly comes before the board.

(C) In the formation of a joint police district, such action may be taken by or on behalf of part of a township, by excluding that portion of the township lying within a municipal corporation. The joint police district board may exercise the same powers as are granted to a board of township trustees in the operation of a township police district under sections 505.49 to 505.55 of the Revised Code, including, but not limited to, the power to employ, train, and discipline personnel, to acquire equipment and buildings, to levy a tax, to issue bonds and notes, and to dissolve the district.

**Sec. 507.11.** (A) The board of township trustees may authorize, by resolution, township officers and employees to incur obligations of ~~two ten thousand five hundred~~ dollars or less on behalf of the township, or it may authorize, by resolution, the township administrator to so authorize township officers and employees. The obligations incurred on behalf of the township by a township officer or employee acting pursuant to any such resolution shall be subsequently approved by the adoption of a formal resolution of the board of township

trustees. 529

(B) (1) No money belonging to the township shall be paid 530  
out, except upon an order signed by at least two of the township 531  
trustees, and countersigned by the township fiscal officer. 532

(2) As provided in division (E) of section 9.37 of the 533  
Revised Code, and notwithstanding division (B) (1) of this 534  
section, a board of township trustees may adopt a resolution 535  
authorizing the payment of lawful obligations of the township by 536  
direct deposit of funds by electronic transfer in accordance 537  
with section 9.37 of the Revised Code. 538

**Sec. 513.07.** The boards of township trustees of any two or 539  
more contiguous townships, whether or not within the same 540  
county, may, by a two-thirds favorable vote of each such board, 541  
form themselves into a joint township district hospital board 542  
for the purpose of establishing, constructing, and maintaining a 543  
joint township district general hospital or other hospital 544  
facilities as defined in section 140.01 of the Revised Code, and 545  
such townships shall be a part of a joint township hospital 546  
district. 547

Such joint township district hospital board shall organize 548  
within thirty days after the favorable vote by the last board of 549  
trustees joining itself into the joint township district 550  
hospital board. The ~~president~~ chairperson of the board of 551  
township trustees of the most populous township participating 552  
shall give notice of the time and place of organization to each 553  
member of the board of township trustees of each township 554  
comprising the district. Such notice shall be signed by the 555  
~~president~~ chairperson of the board of township trustees of the 556  
most populous township comprising the district, and shall be 557  
sent by registered mail to each member of the board of township 558

trustees of the townships affected, at least five days prior to 559  
such organization meeting, which meeting shall be held in one of 560  
the participating townships. All members of the board of 561  
township trustees of the townships so participating shall 562  
comprise the joint township district hospital board. Two-thirds 563  
of all the township trustees of the townships constituting such 564  
district constitutes a quorum. Such members of the boards of 565  
township trustees shall, at the organization meeting of such 566  
joint township district hospital board, proceed with the 567  
election of a president, a secretary, and a treasurer, and such 568  
other officers as they deem proper and necessary, and shall 569  
transact such other business as properly comes before such 570  
board. 571

In the formation of such a hospital district, such action 572  
may be taken by or on behalf of part of a township, by excluding 573  
that portion of the township lying within a municipal 574  
corporation. 575

**Sec. 513.071.** A municipal corporation which is not at the 576  
time part of a joint township hospital district may, by a two- 577  
thirds favorable vote of its legislative authority, participate 578  
in the formation of a joint township district hospital board 579  
pursuant to section 513.07 of the Revised Code if it is 580  
contiguous to another municipal corporation contemplated to be 581  
included in the district, or contiguous to, or partly but not 582  
wholly within, a township contemplated to be included in the 583  
district, or may become a part of an established joint township 584  
hospital district pursuant to sections 513.11 and 513.18 of the 585  
Revised Code if it is contiguous to the district, or to a 586  
township or municipal corporation contiguous to the district 587  
which will at the same time become part of such district. So 588  
long as such municipal corporation remains a part of such 589

district, it may not be included, as part of a township, in 590  
another joint township hospital district, but the remainder of 591  
such township may become part of a joint township hospital 592  
district pursuant to section 513.07, 513.11, or 513.18 of the 593  
Revised Code. Each such municipal corporation shall be 594  
represented on the joint township district hospital board by the 595  
presiding officer of its legislative authority, who shall act as 596  
~~president~~ chairperson of a board of township trustees for the 597  
purposes of section 513.07 of the Revised Code, and by two 598  
members of such legislative authority to be appointed from time 599  
to time by the legislative authority and to serve for such term 600  
or terms as it prescribes. For the purpose of such 601  
representation such presiding officer and members shall be 602  
considered as a board of township trustees; but for all other 603  
purposes of sections 513.07 to 513.18, inclusive, of the Revised 604  
Code, the legislative authority shall be considered as the board 605  
of township trustees and shall perform the duties imposed on 606  
that board by such sections. 607

Any indebtedness incurred by a joint township hospital 608  
district shall not constitute an indebtedness of any municipal 609  
corporation or any township. 610

Where a municipal corporation as a part of a township is 611  
territorially a part of a joint township hospital district and 612  
thereafter its corporate limits are made identical with those of 613  
a township, such municipal corporation shall as a township 614  
remain a part of such joint township hospital district and shall 615  
be bound by all agreements or obligations theretofore or 616  
thereafter entered into or assumed, and the taxable property 617  
therein shall be subject to all tax levies, including tax levies 618  
for bonds of the joint township hospital district, theretofore 619  
or thereafter imposed by the district pursuant to sections 620

513.07 to 513.18, inclusive, of the Revised Code. Such municipal corporation shall be entitled, as a new and separate township, to representation on the joint township district hospital board in the same manner as is provided in this section when a joint township district hospital board in the same manner as is provided in this section when a joint township hospital district is formed.

**Sec. 517.30.** A board of township trustees may erect a suitable monument to commemorate the members of the armed forces who died in the service of the United States or of this state. The board, by a majority vote, may appropriate and expend not more than ~~five~~fifty thousand dollars from township funds for the purpose of erecting the monument, according to plans and specifications furnished or approved by the board.

**Sec. 519.04.** (A) The board of township trustees of any township proceeding under sections 519.01 to 519.99 of the Revised Code, shall create and establish a township zoning commission. The commission shall be composed of five members who reside in the unincorporated area of the township, to be appointed by the board. The board of township trustees may appoint two alternate members to the township zoning commission, for terms to be determined by the board of township trustees. An alternate member shall take the place of an absent regular member at any meeting of the township zoning commission, according to procedures prescribed by resolution by the board of township trustees. An alternate member shall meet the same appointment criteria as a regular member. When attending a meeting on behalf of an absent member, the alternate member may vote on any matter on which the absent member is authorized to vote. The terms of the regular members shall be of such length and so arranged that the term of one member will expire each

year. Where there is a county or regional planning commission 652  
the board may appoint qualified members of such commission to 653  
serve on the township zoning commission. Each regular or 654  
alternate member shall serve until the member's successor is 655  
appointed and qualified. 656

(B) Members of the zoning commission shall be removable 657  
for nonperformance of duty, misconduct in office, or other cause 658  
by the board, upon written charges being filed with the board, 659  
after a public hearing has been held regarding ~~such the~~ charges, 660  
and after a copy of the charges has been served upon the member 661  
so charged at least ten days ~~prior to~~ before the hearing, either 662  
personally, by registered mail, or by leaving ~~such the~~ copy at 663  
the member's usual place of residence. The hearing shall occur 664  
within sixty days after the charges are filed. The member shall 665  
be given an opportunity to be heard and answer ~~such the~~ charges. 666  
Upon the approval of a majority of the board of township 667  
trustees, the member may be suspended from participating as a 668  
member of the zoning commission during the period of up to sixty 669  
days before the pending hearing on the removal. Vacancies shall 670  
be filled by the board and shall be for the unexpired term. A 671  
suspension authorized by this section is not a vacancy for 672  
purposes of this section. 673

(C) The decision of the board of township trustees 674  
regarding the suspension or removal may be appealed under 675  
Chapter 2506. of the Revised Code. 676

**Sec. 519.07.** Following the hearing provided for in section 677  
519.06 of the Revised Code the township zoning commission ~~shall~~ 678  
may submit the proposed zoning resolution, including text and 679  
maps, to the county or regional planning commission of the 680  
county or district in which the township is located, if there is 681

such a commission, for approval, disapproval, or suggestions. 682

~~The~~ If the township zoning commission submits the proposed 683  
zoning resolution to the planning commission, approval of the 684  
planning commission shall be conclusively presumed unless, 685  
within twenty days after receiving the proposed zoning 686  
resolution, it notifies the zoning commission to the contrary. 687

~~In the event~~ If the township zoning commission submits the 688  
proposed zoning resolution to the planning commission and the 689  
planning commission disapproves of the proposed zoning 690  
resolution or suggests any material change, the zoning 691  
commission shall hold a public hearing on the resolution, due 692  
notice of which shall be given as provided in section 519.06 of 693  
the Revised Code. ~~When~~ 694

When the zoning commission has completed its 695  
recommendations for a zoning plan it shall certify the plan to 696  
the board of township trustees. 697

**Sec. 519.12.** (A) (1) Amendments to the zoning resolution 698  
may be initiated by motion of the township zoning commission, by 699  
the passage of a resolution by the board of township trustees, 700  
or by the filing of an application by one or more of the owners 701  
or lessees of property within the area proposed to be changed or 702  
affected by the proposed amendment with the township zoning 703  
commission. The board of township trustees may require that the 704  
owner or lessee of property filing an application to amend the 705  
zoning resolution pay a fee to defray the cost of advertising, 706  
mailing, filing with the county recorder, and other expenses. If 707  
the board of township trustees requires such a fee, it shall be 708  
required generally, for each application. The board of township 709  
trustees, upon the passage of such a resolution, shall certify 710  
it to the township zoning commission. 711



(2) Upon the adoption of a motion by the township zoning 712  
commission, the certification of a resolution by the board of 713  
township trustees to the commission, or the filing of an 714  
application by property owners or lessees as described in 715  
division (A)(1) of this section with the commission, the 716  
commission shall set a date for a public hearing, which date 717  
shall not be less than twenty nor more than forty days from the 718  
date of the certification of such a resolution, the date of 719  
adoption of such a motion, or the date of the filing of such an 720  
application. Notice of the hearing shall be given by the 721  
commission by one publication in one or more newspapers of 722  
general circulation in the township at least ten days before the 723  
date of the hearing. 724

(B) If the proposed amendment intends to rezone or 725  
redistrict ten or fewer parcels of land, as listed on the county 726  
auditor's current tax list, written notice of the hearing shall 727  
be mailed by the township zoning commission, by first class 728  
mail, at least ten days before the date of the public hearing to 729  
all owners of property within and contiguous to and directly 730  
across the street from the area proposed to be rezoned or 731  
redistricted to the addresses of those owners appearing on the 732  
county auditor's current tax list. The failure of delivery of 733  
that notice shall not invalidate any such amendment. 734

(C) If the proposed amendment intends to rezone or 735  
redistrict ten or fewer parcels of land as listed on the county 736  
auditor's current tax list, the published and mailed notices 737  
shall set forth the time, date, and place of the public hearing 738  
and include all of the following: 739

(1) The name of the township zoning commission that will 740  
be conducting the hearing; 741

- (2) A statement indicating that the motion, resolution, or application is an amendment to the zoning resolution; 742  
743
- (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; 744  
745  
746  
747
- (4) The present zoning classification of property named in the proposed amendment and the proposed zoning classification of that property; 748  
749  
750
- (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; 751  
752  
753  
754
- (6) The name of the person responsible for giving notice of the hearing by publication, by mail, or by both publication and mail; 755  
756  
757
- (7) A statement that, after the conclusion of the hearing, the matter will be submitted to the board of township trustees for its action; 758  
759  
760
- (8) Any other information requested by the commission. 761
- (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: 762  
763  
764  
765  
766
- (1) The name of the township zoning commission that will be conducting the hearing on the proposed amendment; 767  
768
- (2) A statement indicating that the motion, application, 769

or resolution is an amendment to the zoning resolution; 770

(3) The time and place where the text and maps of the 771  
proposed amendment will be available for examination for a 772  
period of at least ten days prior to the hearing; 773

(4) The name of the person responsible for giving notice 774  
of the hearing by publication; 775

(5) A statement that, after the conclusion of the hearing, 776  
the matter will be submitted to the board of township trustees 777  
for its action; 778

(6) Any other information requested by the commission. 779

(E) Within five days after the adoption of the motion 780  
described in division (A) of this section, the certification of 781  
the resolution described in division (A) of this section, or the 782  
filing of the application described in division (A) of this 783  
section, the township zoning commission ~~shall~~ may transmit a 784  
copy of it together with text and map pertaining to it to the 785  
county or regional planning commission, if there is such a 786  
commission, for approval, disapproval, or suggestions. 787

~~The county or regional~~ If the township zoning commission 788  
transmits the proposed amendment to the planning commission, the 789  
planning commission shall recommend the approval or denial of 790  
the proposed amendment or the approval of some modification of 791  
it and shall submit its recommendation to the township zoning 792  
commission. The recommendation shall be considered at the public 793  
hearing held by the township zoning commission on the proposed 794  
amendment. 795

The township zoning commission, within thirty days after 796  
the hearing, shall recommend the approval or denial of the 797  
proposed amendment, or the approval of some modification of it, 798

and submit that recommendation together with the motion, 799  
application, or resolution involved, the text and map pertaining 800  
to the proposed amendment, and the recommendation of the county 801  
or regional planning commission if any on it to the board of 802  
township trustees. 803

The board of township trustees, upon receipt of that 804  
recommendation, shall set a time for a public hearing on the 805  
proposed amendment, which date shall not be more than thirty 806  
days from the date of the receipt of that recommendation. Notice 807  
of the hearing shall be given by the board by one publication in 808  
one or more newspapers of general circulation in the township, 809  
at least ten days before the date of the hearing. 810

(F) If the proposed amendment intends to rezone or 811  
redistrict ten or fewer parcels of land as listed on the county 812  
auditor's current tax list, the published notice shall set forth 813  
the time, date, and place of the public hearing and include all 814  
of the following: 815

(1) The name of the board of township trustees that will 816  
be conducting the hearing; 817

(2) A statement indicating that the motion, application, 818  
or resolution is an amendment to the zoning resolution; 819

(3) A list of the addresses of all properties to be 820  
rezoned or redistricted by the proposed amendment and of the 821  
names of owners of those properties, as they appear on the 822  
county auditor's current tax list; 823

(4) The present zoning classification of property named in 824  
the proposed amendment and the proposed zoning classification of 825  
that property; 826

(5) The time and place where the motion, application, or 827

resolution proposing to amend the zoning resolution will be 828  
available for examination for a period of at least ten days 829  
prior to the hearing; 830

(6) The name of the person responsible for giving notice 831  
of the hearing by publication, by mail, or by both publication 832  
and mail; 833

(7) Any other information requested by the board. 834

(G) If the proposed amendment alters the text of the 835  
zoning resolution, or rezones or redistricts more than ten 836  
parcels of land as listed on the county auditor's current tax 837  
list, the published notice shall set forth the time, date, and 838  
place of the public hearing and include all of the following: 839

(1) The name of the board of township trustees that will 840  
be conducting the hearing on the proposed amendment; 841

(2) A statement indicating that the motion, application, 842  
or resolution is an amendment to the zoning resolution; 843

(3) The time and place where the text and maps of the 844  
proposed amendment will be available for examination for a 845  
period of at least ten days prior to the hearing; 846

(4) The name of the person responsible for giving notice 847  
of the hearing by publication; 848

(5) Any other information requested by the board. 849

(H) Within twenty days after its public hearing, the board 850  
of township trustees shall either adopt or deny the 851  
recommendations of the township zoning commission or adopt some 852  
modification of them. If the board denies or modifies the 853  
commission's recommendations, a majority vote of the board shall 854  
be required. 855

The proposed amendment, if adopted by the board, shall 856  
become effective in thirty days after the date of its adoption, 857  
unless, within thirty days after the adoption, there is 858  
presented to the board of township trustees a petition, signed 859  
by a number of registered electors residing in the 860  
unincorporated area of the township or part of that 861  
unincorporated area included in the zoning plan equal to not 862  
less than eight per cent of the total vote cast for all 863  
candidates for governor in that area at the most recent general 864  
election at which a governor was elected, requesting the board 865  
of township trustees to submit the amendment to the electors of 866  
that area for approval or rejection at a special election to be 867  
held on the day of the next primary or general election that 868  
occurs at least ninety days after the petition is filed. Each 869  
part of this petition shall contain the number and the full and 870  
correct title, if any, of the zoning amendment resolution, 871  
motion, or application, furnishing the name by which the 872  
amendment is known and a brief summary of its contents. In 873  
addition to meeting the requirements of this section, each 874  
petition shall be governed by the rules specified in section 875  
3501.38 of the Revised Code. 876

The form of a petition calling for a zoning referendum and 877  
the statement of the circulator shall be substantially as 878  
follows: 879

"PETITION FOR ZONING REFERENDUM 880

(if the proposal is identified by a particular name or number, 881  
or both, these should be inserted here) ..... 882

A proposal to amend the zoning map of the unincorporated 883  
area of ..... Township, ..... County, Ohio, 884  
adopted .....(date)..... (followed by brief summary of the 885

proposal).	886
To the Board of Township Trustees of .....	887
Township, ..... County, Ohio:	888
	889
We, the undersigned, being electors residing in the	890
unincorporated area of ..... Township,	891
included within the ..... Township Zoning Plan, equal to	892
not less than eight per cent of the total vote cast for all	893
candidates for governor in the area at the preceding general	894
election at which a governor was elected, request the Board of	895
Township Trustees to submit this amendment of the zoning	896
resolution to the electors of ..... Township	897
residing within the unincorporated area of the township included	898
in the ..... Township Zoning Resolution, for	899
approval or rejection at a special election to be held on the	900
day of the primary or general election to be held on .....	901
(date)....., pursuant to section 519.12 of the Revised Code.	902
Street Address Date of	903
Signature or R.F.D. Township Precinct County Signing	904
	905
	906
STATEMENT OF CIRCULATOR	907
I, .....(name of circulator)....., declare under	908
penalty of election falsification that I am an elector of the	909
state of Ohio and reside at the address appearing below my	910
signature; that I am the circulator of the foregoing part	911
petition containing .....(number)..... signatures; that I	912
have witnessed the affixing of every signature; that all signers	913

were to the best of my knowledge and belief qualified to sign; 914  
and that every signature is to the best of my knowledge and 915  
belief the signature of the person whose signature it purports 916  
to be or of an attorney in fact acting pursuant to section 917  
3501.382 of the Revised Code. 918

(Signature of circulator) 920

921

(Address of circulator's permanent 922

residence in this state) 923

924

(City, village, or township, 925

and zip code) 926

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A 927  
FELONY OF THE FIFTH DEGREE." 928

The petition shall be filed with the board of township 929  
trustees and shall be accompanied by an appropriate map of the 930  
area affected by the zoning proposal. Within two weeks after 931  
receiving a petition filed under this section, the board of 932  
township trustees shall certify the petition to the board of 933  
elections. A petition filed under this section shall be 934  
certified to the board of elections not less than ninety days 935  
prior to the election at which the question is to be voted upon. 936

The board of elections shall determine the sufficiency and 937  
validity of each petition certified to it by a board of township 938  
trustees under this section. If the board of elections 939  
determines that a petition is sufficient and valid, the question 940



shall be voted upon at a special election to be held on the day 941  
of the next primary or general election that occurs at least 942  
ninety days after the date the petition is filed with the board 943  
of township trustees, regardless of whether any election will be 944  
held to nominate or elect candidates on that day. 945

No amendment for which such a referendum vote has been 946  
requested shall be put into effect unless a majority of the vote 947  
cast on the issue is in favor of the amendment. Upon 948  
certification by the board of elections that the amendment has 949  
been approved by the voters, it shall take immediate effect. 950

Within five working days after an amendment's effective 951  
date, the board of township trustees shall file the text and 952  
maps of the amendment in the office of the county recorder and 953  
with ~~the any~~ county or regional planning commission, ~~if one~~ 954  
exists that provided a recommendation. 955

The failure to file any amendment, or any text and maps, 956  
or duplicates of any of these documents, with the office of the 957  
county recorder or the county or regional planning commission as 958  
required by this section does not invalidate the amendment and 959  
is not grounds for an appeal of any decision of the board of 960  
zoning appeals. 961

**Sec. 519.13. (A)** In any township which adopts zoning 962  
regulations the board of township trustees shall appoint a 963  
township board of zoning appeals composed of five members who 964  
shall be residents of the unincorporated territory in the 965  
township included in the area zoned. The board of township 966  
trustees may appoint two alternate members to the township board 967  
of zoning appeals, for terms to be determined by the board of 968  
township trustees. An alternate member shall take the place of 969  
an absent regular member at any meeting of the board of zoning 970

appeals, according to procedures prescribed by resolution by the board of township trustees. An alternate member shall meet the same appointment criteria as a regular member. When attending a meeting on behalf of an absent member, the alternate member may vote on any matter on which the absent member is authorized to vote. The terms of all regular members shall be of such length and so arranged that the term of one member will expire each year. Each regular or alternate member shall serve until the member's successor is appointed and qualified.

(B) Members shall be removable for the same causes and in the same manner and may be suspended as provided by section 519.04 of the Revised Code. The decision of the board of township trustees regarding the suspension or removal may be appealed under Chapter 2506. of the Revised Code. Vacancies shall be filled by the board of township trustees and shall be for the unexpired term. A suspension authorized by section 519.04 of the Revised Code is not a vacancy for purposes of this section. The members may be allowed their expenses, or such compensation, or both, as the board of township trustees may approve and provide.

(C) The board of zoning appeals may, within the limits of the moneys appropriated by the board of township trustees for the purpose, employ such executive, professional, technical, and other assistants as it considers necessary.

**Sec. 519.15.** The township board of zoning appeals shall organize and adopt rules in accordance with the zoning resolution. Meetings of the board of zoning appeals shall be held at the call of the chairperson, and at such other times as the board determines. The chairperson, or in the chairperson's absence the acting chairperson, may administer oaths, and the

board of zoning appeals may compel the attendance of witnesses. 1001  
All meetings of the board of zoning appeals shall be open to the 1002  
public. The board of zoning appeals shall keep minutes of its 1003  
proceedings showing the vote of each regular or alternate member 1004  
upon each question, or, if absent or failing to vote, indicating 1005  
such fact, and shall keep records of its examinations and other 1006  
official actions, all of which shall be immediately filed in the 1007  
office of the board of township trustees and be a public record. 1008

Appeals to the board of zoning appeals may be taken by any 1009  
person aggrieved or by any officer of the township affected by 1010  
any decision of the administrative officer. Such appeal shall be 1011  
taken within twenty days after the decision by filing, with the 1012  
officer from whom the appeal is taken and with the board of 1013  
zoning appeals, a notice of appeal specifying the grounds. The 1014  
officer from whom the appeal is taken shall transmit to the 1015  
board of zoning appeals all the papers constituting the record 1016  
upon which the action appealed from was taken. 1017

The board of zoning appeals shall fix a reasonable time 1018  
for the public hearing of the appeal, give at least ten days' 1019  
notice in writing to the parties in interest, give notice of 1020  
such public hearing by one publication in one or more newspapers 1021  
of general circulation in the county at least ten days before 1022  
the date of such hearing, and decide the appeal within a 1023  
reasonable time after it is submitted. Upon the hearing, any 1024  
person may appear in person or by attorney. 1025

The board of township trustees may require a person making 1026  
an appeal to pay a fee to defray the cost of advertising, 1027  
mailing, and other expenses. 1028

**Sec. 519.21.** (A) Except as otherwise provided in divisions 1029  
(B) and (D) of this section, sections 519.02 to 519.25 of the 1030

Revised Code confer no power on any township zoning commission, 1031  
board of township trustees, or board of zoning appeals to 1032  
prohibit the use of any land for agricultural purposes or the 1033  
construction or use of buildings or structures incident to the 1034  
use for agricultural purposes of the land on which such 1035  
buildings or structures are located, including buildings or 1036  
structures that are used primarily for vinting and selling wine 1037  
and that are located on land any part of which is used for 1038  
viticulture, and no zoning certificate shall be required for any 1039  
such building or structure. 1040

(B) A township zoning resolution, or an amendment to such 1041  
resolution, may in any platted subdivision, including, but not 1042  
limited to those approved under section 711.05, 711.09, or 1043  
711.10 of the Revised Code, or in any area consisting of fifteen 1044  
or more lots approved under section 711.131 of the Revised Code 1045  
that are contiguous to one another, or some of which are 1046  
contiguous to one another and adjacent to one side of a 1047  
dedicated public road, and the balance of which are contiguous 1048  
to one another and adjacent to the opposite side of the same 1049  
dedicated public road regulate: 1050

(1) Agriculture on lots of one acre or less; 1051

(2) Buildings or structures incident to the use of land 1052  
for agricultural purposes on lots greater than one acre but not 1053  
greater than five acres by: set back building lines; height; and 1054  
size; 1055

(3) Dairying and animal and poultry husbandry on lots 1056  
greater than one acre but not greater than five acres when at 1057  
least thirty-five per cent of the lots in the subdivision are 1058  
developed with at least one building, structure, or improvement 1059  
that is subject to real property taxation or that is subject to 1060

the tax on manufactured and mobile homes under section 4503.06 1061  
of the Revised Code. After thirty-five per cent of the lots are 1062  
so developed, dairying and animal and poultry husbandry shall be 1063  
considered nonconforming use of land and buildings or structures 1064  
pursuant to section 519.19 of the Revised Code. 1065

Division (B) of this section confers no power on any 1066  
township zoning commission, board of township trustees, or board 1067  
of zoning appeals to regulate agriculture, buildings or 1068  
structures, and dairying and animal and poultry husbandry on 1069  
lots greater than five acres. 1070

(C) Such sections confer no power on any township zoning 1071  
commission, board of township trustees, or board of zoning 1072  
appeals to prohibit in a district zoned for agricultural, 1073  
industrial, residential, or commercial uses, the use of any land 1074  
for: 1075

(1) A farm market where fifty per cent or more of the 1076  
gross income received from the market is derived from produce 1077  
raised on farms owned or operated by the market operator in a 1078  
normal crop year. However, a board of township trustees, as 1079  
provided in section 519.02 of the Revised Code, may regulate 1080  
such factors pertaining to farm markets as size of the 1081  
structure, size of parking areas that may be required, set back 1082  
building lines, and egress or ingress, where such regulation is 1083  
necessary to protect the public health and safety. 1084

(2) Biodiesel production, biomass energy production, or 1085  
electric or heat energy production if the land on which the 1086  
production facility is located qualifies as land devoted 1087  
exclusively to agricultural use under sections 5713.30 to 1088  
5713.37 of the Revised Code for real property tax purposes. As 1089  
used in division (C)(2) of this section, "biodiesel," "biomass 1090

energy," and "electric or heat energy" have the same meanings as 1091  
in section 5713.30 of the Revised Code. 1092

(3) Biologically derived methane gas production if the 1093  
land on which the production facility is located qualifies as 1094  
land devoted exclusively to agricultural use under sections 1095  
5713.30 to 5713.37 of the Revised Code for real property tax 1096  
purposes and if the facility that produces the biologically 1097  
derived methane gas does not produce more than seventeen million 1098  
sixty thousand seven hundred ten British thermal units, five 1099  
megawatts, or both. 1100

(4) Agritourism. However, a board of township trustees, as 1101  
provided in section 519.02 of the Revised Code, may regulate 1102  
such factors pertaining to agritourism, except farm markets as 1103  
described in division (C)(1) of this section, as size of a 1104  
structure used primarily for agritourism, size of parking areas 1105  
that may be required, setback building lines for structures used 1106  
primarily for agritourism, and egress or ingress where such 1107  
regulation is necessary to protect public health and safety. 1108

Nothing in division (C)(4) of this section confers power 1109  
on a township zoning commission, board of township trustees, or 1110  
board of zoning appeals to require any parking area to be 1111  
improved in any manner, including requirements governing 1112  
drainage, parking area base, parking area paving, or any other 1113  
improvement. 1114

Nothing in division (C)(4) of this section confers power 1115  
on a township zoning commission, board of township trustees, or 1116  
board of zoning appeals to prohibit the use of any land or the 1117  
construction or use of buildings or structures that are used 1118  
primarily for vinting and selling wine that are located on land 1119  
any part of which is used for viticulture as provided in 1120

division (A) of this section. 1121

(D) Nothing in this section prohibits a township zoning 1122  
commission, board of township trustees, or board of zoning 1123  
appeals from regulating the location of medical marijuana 1124  
cultivators, processors, or retail dispensaries or from 1125  
prohibiting such cultivators, processors, or dispensaries from 1126  
being located in the unincorporated territory of the township. 1127

~~(D)~~(E) (1) As used in division (C) (3) of this section, 1128  
"biologically derived methane gas" has the same meaning as in 1129  
section 5713.30 of the Revised Code. 1130

(2) As used in division (C) (4) of this section, 1131  
"agritourism" has the same meaning as in section 901.80 of the 1132  
Revised Code. 1133

**Sec. 1509.07.** (A) (1) (a) Except as provided in division (A) 1134  
(1) (b) or (A) (2) of this section, an owner of any well, except 1135  
an exempt Mississippian well or an exempt domestic well, shall 1136  
obtain liability insurance coverage from a company authorized or 1137  
approved to do business in this state in an amount of not less 1138  
than one million dollars bodily injury coverage and property 1139  
damage coverage to pay damages for injury to persons or damage 1140  
to property caused by the drilling, operation, or plugging of 1141  
all the owner's wells in this state. However, if any well is 1142  
located within an urbanized area, the owner shall obtain 1143  
liability insurance coverage in an amount of not less than three 1144  
million dollars for bodily injury coverage and property damage 1145  
coverage to pay damages for injury to persons or damage to 1146  
property caused by the drilling, operation, or plugging of all 1147  
of the owner's wells in this state. 1148

(b) A board of county commissioners of a county that is an 1149

owner of a well or a board of township trustees of a township 1150  
that is an owner of a well may elect to satisfy the liability 1151  
coverage requirements specified in division (A)(1)(a) of this 1152  
section by participating in a joint self-insurance pool in 1153  
accordance with the requirements established under section 1154  
2744.081 of the Revised Code. Nothing in division (A)(1)(b) of 1155  
this section shall be construed to allow an entity, other than a 1156  
county or township, to participate in a joint self-insurance 1157  
pool to satisfy the liability coverage requirements specified in 1158  
division (A)(1)(a) of this section. 1159

(2) An owner of a horizontal well shall obtain liability 1160  
insurance coverage from an insurer authorized to write such 1161  
insurance in this state or from an insurer approved to write 1162  
such insurance in this state under section 3905.33 of the 1163  
Revised Code in an amount of not less than five million dollars 1164  
bodily injury coverage and property damage coverage to pay 1165  
damages for injury to persons or damage to property caused by 1166  
the production operations of all the owner's wells in this 1167  
state. The insurance policy shall include a reasonable level of 1168  
coverage available for an environmental endorsement. 1169

(3) An owner shall maintain the coverage required under 1170  
division (A)(1) or (2) of this section until all the owner's 1171  
wells are plugged and abandoned or are transferred to an owner 1172  
who has obtained insurance as required under this section and 1173  
who is not under a notice of material and substantial violation 1174  
or under a suspension order. The owner shall provide proof of 1175  
liability insurance coverage to the chief of the division of oil 1176  
and gas resources management upon request. Upon failure of the 1177  
owner to provide that proof when requested, the chief may order 1178  
the suspension of any outstanding permits and operations of the 1179  
owner until the owner provides proof of the required insurance 1180



coverage. 1181

(B) (1) Except as otherwise provided in this section, an 1182  
owner of any well, before being issued a permit under section 1183  
1509.06 of the Revised Code or before operating or producing 1184  
from a well, shall execute and file with the division of oil and 1185  
gas resources management a surety bond conditioned on compliance 1186  
with the restoration requirements of section 1509.072, the 1187  
plugging requirements of section 1509.12, the permit provisions 1188  
of section 1509.13 of the Revised Code, and all rules and orders 1189  
of the chief relating thereto, in an amount set by rule of the 1190  
chief. 1191

(2) The owner may deposit with the chief, instead of a 1192  
surety bond, cash in an amount equal to the surety bond as 1193  
prescribed pursuant to this section or negotiable certificates 1194  
of deposit or irrevocable letters of credit, issued by any bank 1195  
organized or transacting business in this state, having a cash 1196  
value equal to or greater than the amount of the surety bond as 1197  
prescribed pursuant to this section. Cash or certificates of 1198  
deposit shall be deposited upon the same terms as those upon 1199  
which surety bonds may be deposited. If certificates of deposit 1200  
are deposited with the chief instead of a surety bond, the chief 1201  
shall require the bank that issued any such certificate to 1202  
pledge securities of a cash value equal to the amount of the 1203  
certificate that is in excess of the amount insured by any of 1204  
the agencies and instrumentalities created under the "Federal 1205  
Deposit Insurance Act," 64 Stat. 873 (1950), 12 U.S.C. 1811, as 1206  
amended, and regulations adopted under it, including at least 1207  
the federal deposit insurance corporation. The securities shall 1208  
be security for the repayment of the certificate of deposit. 1209

Immediately upon a deposit of cash, certificates of 1210

deposit, or letters of credit with the chief, the chief shall 1211  
deliver them to the treasurer of state who shall hold them in 1212  
trust for the purposes for which they have been deposited. 1213

(3) Instead of a surety bond, the chief may accept proof 1214  
of financial responsibility consisting of a sworn financial 1215  
statement showing a net financial worth within this state equal 1216  
to twice the amount of the bond for which it substitutes and, as 1217  
may be required by the chief, a list of producing properties of 1218  
the owner within this state or other evidence showing ability 1219  
and intent to comply with the law and rules concerning 1220  
restoration and plugging that may be required by rule of the 1221  
chief. The owner of an exempt Mississippian well is not required 1222  
to file scheduled updates of the financial documents, but shall 1223  
file updates of those documents if requested to do so by the 1224  
chief. The owner of a nonexempt Mississippian well shall file 1225  
updates of the financial documents in accordance with a schedule 1226  
established by rule of the chief. The chief, upon determining 1227  
that an owner for whom the chief has accepted proof of financial 1228  
responsibility instead of bond cannot demonstrate financial 1229  
responsibility, shall order that the owner execute and file a 1230  
bond or deposit cash, certificates of deposit, or irrevocable 1231  
letters of credit as required by this section for the wells 1232  
specified in the order within ten days of receipt of the order. 1233  
If the order is not complied with, all wells of the owner that 1234  
are specified in the order and for which no bond is filed or 1235  
cash, certificates of deposit, or letters of credit are 1236  
deposited shall be plugged. No owner shall fail or refuse to 1237  
plug such a well. Each day on which such a well remains 1238  
unplugged thereafter constitutes a separate offense. 1239

(4) The surety bond provided for in this section shall be 1240  
executed by a surety company authorized to do business in this 1241

state. 1242

The chief shall not approve any bond until it is 1243  
personally signed and acknowledged by both principal and surety, 1244  
or as to either by the principal's or surety's attorney in fact, 1245  
with a certified copy of the power of attorney attached thereto. 1246  
The chief shall not approve a bond unless there is attached a 1247  
certificate of the superintendent of insurance that the company 1248  
is authorized to transact a fidelity and surety business in this 1249  
state. 1250

All bonds shall be given in a form to be prescribed by the 1251  
chief and shall run to the state as obligee. 1252

(5) An owner of an exempt Mississippian well or an exempt 1253  
domestic well, in lieu of filing a surety bond, cash in an 1254  
amount equal to the surety bond, certificates of deposit, 1255  
irrevocable letters of credit, or a sworn financial statement, 1256  
may file a one-time fee of fifty dollars, which shall be 1257  
deposited in the oil and gas well plugging fund created in 1258  
section 1509.071 of the Revised Code. 1259

(C) An owner, operator, producer, or other person shall 1260  
not operate a well or produce from a well at any time if the 1261  
owner, operator, producer, or other person has not satisfied the 1262  
requirements established in this section. 1263

**Sec. 3375.121.** (A) In any municipal corporation, not 1264  
located in a county library district, that has a population of 1265  
not less than twenty-five thousand, and within which there is 1266  
not located a main library of a township, municipal, school 1267  
district, association, or county free public library, a library 1268  
district may be created by a resolution adopted by the 1269  
legislative authority of that municipal corporation. No such 1270

resolution shall be adopted after one year from June 20, 1977. 1271  
Upon the adoption of the resolution, any branches of an existing 1272  
library that are located in that municipal corporation shall 1273  
become the property of the municipal library district created. 1274

The municipal corporation and the board of trustees of the 1275  
public library maintaining any existing branches in that 1276  
municipal corporation shall forthwith take appropriate action 1277  
transferring all title and interest in all real and personal 1278  
property located in that municipal corporation in the name of 1279  
the library district maintaining those branches in that 1280  
municipal corporation to the municipal corporation adopting the 1281  
appropriate resolution. Upon transfer of all title and interest 1282  
in that property, the branches shall become a part of, and be 1283  
operated by, the board of library trustees appointed by the 1284  
legislative authority of the municipal corporation. 1285

(B) In any municipal corporation that has a population of 1286  
less than twenty-five thousand and that has not less than one 1287  
hundred thousand dollars available from a bequest for the 1288  
establishment of a municipal library, the legislative authority 1289  
of that municipal corporation may adopt, within one year after 1290  
June 20, 1977, a resolution creating a library district. Upon 1291  
the establishment of any such library district, the board of 1292  
trustees of any library operating a branch library in that 1293  
municipal corporation shall not be required to transfer any 1294  
property to the newly established library. 1295

(C) The board of library trustees of any library district 1296  
created under this section shall be composed of seven members. 1297  
Those trustees shall be appointed by the legislative authority 1298  
of the municipal corporation, to serve without compensation, for 1299  
a term of four years, but the initial term of the seventh 1300

trustee may be for the number of years set by the legislative 1301  
authority, not to exceed four years. Vacancies shall be filled 1302  
by like appointment for the unexpired term. This section does 1303  
not affect the term of any trustee appointed prior to January 1, 1304  
2013. A library district created under this section shall be 1305  
governed in accordance with and exercise the authority provided 1306  
for in sections 3375.32 to 3375.41 of the Revised Code. 1307

Notwithstanding any contrary provision of section 3.24 of 1308  
the Revised Code, the ~~president~~ chairperson of a board of 1309  
township trustees may administer the oath of office to a person 1310  
or persons representing the township on the board of library 1311  
trustees of any library district created under this section, 1312  
even if the geographical limits of the library district do not 1313  
fall within the geographical limits of the township. 1314

(D) Any library district created under this section is 1315  
eligible to participate in the proceeds of the county public 1316  
library fund in accordance with section 5705.28 of the Revised 1317  
Code. 1318

(E) A municipal corporation may establish and operate a 1319  
free public library regardless of whether the municipal 1320  
corporation is located in a county library district or school 1321  
library district, if all of the following conditions are met: 1322

(1) The facility in which the library is principally 1323  
located is transferred to the municipal corporation from the 1324  
county library district or school library district in which it 1325  
is located prior to January 1, 1996. 1326

(2) The population of the municipal corporation is less 1327  
than five hundred when the library is transferred from the 1328  
county library district or school library district to the 1329

municipal corporation. 1330

(3) The municipal corporation does not establish a 1331  
municipal library district under this section. 1332

(4) The library does not receive any proceeds from the 1333  
county public library fund under section 5747.48 of the Revised 1334  
Code. 1335

**Sec. 3501.021.** Notwithstanding any provision of the 1336  
Revised Code to the contrary, a political subdivision or other 1337  
entity that certifies a question or issue to a board of 1338  
elections for placement on the ballot ~~shall~~ may make that 1339  
certification in electronic or paper form. ~~A board of elections~~ 1340  
~~shall not accept such a certification in electronic form.~~ 1341

**Sec. 3709.03.** (A) There is hereby created in each general 1342  
health district a district advisory council. A council shall 1343  
consist of the president of the board of county commissioners, 1344  
the chief executive of each municipal corporation not 1345  
constituting a city health district, and the ~~president~~ 1346  
chairperson of the board of township trustees of each township. 1347  
The board of county commissioners, the legislative body of a 1348  
municipal corporation, and the board of township trustees of a 1349  
township may select an alternate from among themselves to serve 1350  
if the president, the chief executive, or the ~~president of the~~ 1351  
~~board of township trustees~~ chairperson is unable to attend any 1352  
meeting of the district advisory council. When attending a 1353  
meeting on behalf of a council member, the alternate may vote on 1354  
any matter on which the member is authorized to vote. 1355

The council shall organize by selecting a chair and 1356  
secretary from among its members. The council shall adopt bylaws 1357  
governing its meetings, the transaction of business, and voting 1358

procedures. 1359

The council shall meet annually in March at a place 1360  
determined by the chair and the health commissioner for the 1361  
purpose of electing the chair and the secretary, making 1362  
necessary appointments to the board of health, receiving and 1363  
considering the annual or special reports from the board of 1364  
health, and making recommendations to the board of health or to 1365  
the department of health in regard to matters for the betterment 1366  
of health and sanitation within the district or for needed 1367  
legislation. The secretary of the council shall notify the 1368  
district health commissioner and the director of health of the 1369  
proceedings of such meeting. 1370

Special meetings of the council shall be held on the order 1371  
of any of the following: 1372

(1) The director of health; 1373

(2) The board of health; 1374

(3) The lesser of five or a majority of district advisory 1375  
council members. 1376

The district health commissioner shall attend all meetings 1377  
of the council. 1378

(B) The district advisory council shall appoint five 1379  
members of the board of health, unless the board of health has 1380  
established a health district licensing council under section 1381  
3709.41 of the Revised Code, in which case, the district 1382  
advisory council shall appoint four members of the board of 1383  
health, and the health district licensing council shall appoint 1384  
one member of the board of health. At least one member of the 1385  
board of health shall be a physician. Appointments shall be made 1386  
with due regard to equal representation of all parts of the 1387

district. 1388

(C) If at an annual or special meeting at which a member 1389  
of the board of health is to be appointed fewer than a majority 1390  
of the members of the district council are present, the council, 1391  
by the majority vote of council members present, may organize an 1392  
executive committee to make the appointment. An executive 1393  
committee shall consist of five council members, including the 1394  
president of the board of county commissioners, the council 1395  
chair, the council secretary, and two additional council members 1396  
selected by majority affirmative vote of the council members 1397  
present at the meeting. The additional members selected shall 1398  
include one representative of municipal corporations in the 1399  
district that are not city health districts and one 1400  
representative of townships in the district. If an individual is 1401  
eligible for more than one position on the executive committee 1402  
due to holding a particular office, the individual shall fill 1403  
one position on the committee and the other position shall be 1404  
filled by a member selected by a majority affirmative vote of 1405  
the council members present at the meeting. A council member's 1406  
alternate for annual meetings may serve as the member's 1407  
alternate at meetings of the executive committee. 1408

Not later than thirty days after an executive committee is 1409  
organized, the committee shall meet and the council chair shall 1410  
present to the committee the matter of appointing a member of 1411  
the board of health. The committee shall appoint the board 1412  
member by majority affirmative vote. In the case of a combined 1413  
health district, the executive committee shall appoint only 1414  
members of the board of health that are to be appointed by the 1415  
district advisory council, unless the contract for 1416  
administration of health affairs in the combined district 1417  
provides otherwise. If a majority affirmative vote is not 1418



reached within thirty days after the executive committee is 1419  
organized, the director of health shall appoint the member of 1420  
the board of health under the authority conferred by section 1421  
3709.03 of the Revised Code. 1422

If the council fails to meet or appoint a member of the 1423  
board of health as required by this section or section 3709.02 1424  
of the Revised Code, the director of health may appoint the 1425  
member. 1426

**Sec. 5541.04.** (A) The board of county commissioners of any 1427  
county, on its own motion or on petition by a person owning a 1428  
lot in the unincorporated area of said county praying that the 1429  
name of a county or township road in the immediate vicinity of 1430  
such lot be changed, upon hearing, and upon being satisfied that 1431  
there is good cause for such a change of name, that it will not 1432  
be detrimental to the general interest, and that it should be 1433  
made, may, by resolution declare the change of the name of such 1434  
road. The board may include in one resolution the change of name 1435  
of more than one road. 1436

A copy of such resolution shall be certified to the county 1437  
engineer, the county recorder, and the county auditor, who shall 1438  
all change their records accordingly, but still retain in some 1439  
manner the old name of the road. 1440

(B) If, within sixty days after a petition is filed with a 1441  
board of county commissioners to change the name of a township 1442  
road, the board does not adopt a resolution either declaring the 1443  
name of the road changed as requested in the petition or 1444  
declaring that the name of the township road shall remain the 1445  
same, the name of the township road is changed, as requested in 1446  
the petition. 1447

The board of county commissioners shall submit notice that 1448  
the name of the township road has changed pursuant to this 1449  
division to the county engineer, the county recorder, and the 1450  
county auditor, who shall all change their records accordingly, 1451  
but still retain in some manner the old name of the road. 1452

**Sec. 5553.04.** ~~When~~ (A) Subject to division (B) of this 1453  
section, the board of county commissioners is of the opinion 1454  
that it will be for the public convenience or welfare to locate, 1455  
establish, alter, widen, straighten, vacate, or change the 1456  
direction of a public road, it shall so declare by resolution, 1457  
which resolution shall set forth the general route and termini 1458  
of the road, or part of the road, to be located, established, or 1459  
vacated, or the general manner in which the road is to be 1460  
altered, widened, or straightened, or the direction of the road 1461  
is to be changed. 1462

~~When~~ Subject to division (B) of this section, when a 1463  
petition, signed by at least twelve freeholders of the county 1464  
residing in the vicinity of the proposed improvement, or signed 1465  
by the owner of the right to mine coal lying under or adjacent 1466  
to the proposed improvement, is presented to the board 1467  
requesting the board to locate, establish, alter, widen, 1468  
straighten, vacate, or change the direction of a public road, 1469  
the board shall view the location of the proposed improvement, 1470  
and, if it is of the opinion that it will be for the public 1471  
convenience or welfare to make the improvement, it may proceed 1472  
to make the improvement as provided in sections 5553.04 to 1473  
5553.16 of the Revised Code. The petition shall set forth the 1474  
general route and termini of the road, or part of the road, to 1475  
be located, established, or vacated, or the general manner in 1476  
which the road is to be altered, widened, or straightened, or 1477  
the direction of the road is to be changed. When the board 1478

declares by resolution its intention to proceed with the 1479  
improvement, it also may provide in the resolution for the 1480  
establishment of an appropriate detour route or for the 1481  
temporary closing of the road to be improved. When the petition 1482  
presented to the board for a proposed improvement as provided in 1483  
this section is a petition signed by the owner of the right to 1484  
mine coal lying under or adjacent to the proposed improvement, 1485  
that petitioner shall pay the costs and expenses incurred by the 1486  
board in connection with the proceedings initiated by the 1487  
petition, and the costs and expenses of making the improvement 1488  
including compensation and damages, and including the cost of 1489  
relocation of any conduits, cables, wires, towers, poles, or 1490  
other equipment or appliances of any public utility or electric 1491  
cooperative as defined in section 4928.01 of the Revised Code, 1492  
located on, over, or under the portion of the road affected by 1493  
the improvement, and, on demand by the board, shall give bond to 1494  
the satisfaction of the board in the amount the board determines 1495  
to secure the payment of all of those costs and expenses. 1496

(B) A board of county commissioners shall not adopt a 1497  
resolution to vacate a public road that is a township road under 1498  
division (A) of this section unless the applicable board of 1499  
township trustees has adopted a resolution approving the 1500  
vacation. 1501

**Sec. 5705.121.** A municipal corporation may establish in 1502  
the manner provided by law a sanitary police pension fund, an 1503  
urban redevelopment tax increment equivalent fund, or a cemetery 1504  
fund. ~~A~~ 1505

A township may establish by law a cemetery fund. 1506

A township that levies a tax for the purpose described in 1507  
division (ZZ) of section 5705.19 of the Revised Code shall 1508

establish a general capital and infrastructure fund to which the 1509  
proceeds from that levy shall be credited. By resolution, the 1510  
board of township trustees may establish accounts within that 1511  
fund for any of the several particular purposes for which such 1512  
money may lawfully be spent, may eliminate such accounts when no 1513  
longer necessary or desirable, and may transfer money between 1514  
such accounts. Money in the fund may not be used to pay the 1515  
compensation of township officers or employees. 1516

**Sec. 5705.19.** This section does not apply to school 1517  
districts, county school financing districts, or lake facilities 1518  
authorities. 1519

The taxing authority of any subdivision at any time and in 1520  
any year, by vote of two-thirds of all the members of the taxing 1521  
authority, may declare by resolution and certify the resolution 1522  
to the board of elections not less than ninety days before the 1523  
election upon which it will be voted that the amount of taxes 1524  
that may be raised within the ten-mill limitation will be 1525  
insufficient to provide for the necessary requirements of the 1526  
subdivision and that it is necessary to levy a tax in excess of 1527  
that limitation for any of the following purposes: 1528

(A) For current expenses of the subdivision, except that 1529  
the total levy for current expenses of a detention facility 1530  
district or district organized under section 2151.65 of the 1531  
Revised Code shall not exceed two mills and that the total levy 1532  
for current expenses of a combined district organized under 1533  
sections 2151.65 and 2152.41 of the Revised Code shall not 1534  
exceed four mills; 1535

(B) For the payment of debt charges on certain described 1536  
bonds, notes, or certificates of indebtedness of the subdivision 1537  
issued subsequent to January 1, 1925; 1538

(C) For the debt charges on all bonds, notes, and	1539
certificates of indebtedness issued and authorized to be issued	1540
prior to January 1, 1925;	1541
(D) For a public library of, or supported by, the	1542
subdivision under whatever law organized or authorized to be	1543
supported;	1544
(E) For a municipal university, not to exceed two mills	1545
over the limitation of one mill prescribed in section 3349.13 of	1546
the Revised Code;	1547
(F) For the construction or acquisition of any specific	1548
permanent improvement or class of improvements that the taxing	1549
authority of the subdivision may include in a single bond issue;	1550
(G) For the general construction, reconstruction,	1551
resurfacing, and repair of streets, roads, and bridges in	1552
municipal corporations, counties, or townships;	1553
(H) For parks and recreational purposes;	1554
(I) For providing and maintaining fire apparatus,	1555
mechanical resuscitators, underwater rescue and recovery	1556
equipment, or other fire equipment and appliances, buildings and	1557
sites therefor, or sources of water supply and materials	1558
therefor, for the establishment and maintenance of lines of	1559
fire-alarm communications, for the payment of firefighting	1560
companies or permanent, part-time, or volunteer firefighting,	1561
emergency medical service, administrative, or communications	1562
personnel to operate the same, including the payment of any	1563
employer contributions required for such personnel under section	1564
145.48 or 742.34 of the Revised Code, for the purchase of	1565
ambulance equipment, for the provision of ambulance, paramedic,	1566
or other emergency medical services operated by a fire	1567

department or firefighting company, or for the payment of other 1568  
related costs; 1569

(J) For providing and maintaining motor vehicles, 1570  
communications, other equipment, buildings, and sites for such 1571  
buildings used directly in the operation of a police department, 1572  
for the payment of salaries of permanent or part-time police, 1573  
communications, or administrative personnel to operate the same, 1574  
including the payment of any employer contributions required for 1575  
such personnel under section 145.48 or 742.33 of the Revised 1576  
Code, for the payment of the costs incurred by townships as a 1577  
result of contracts made with other political subdivisions in 1578  
order to obtain police protection, for the provision of 1579  
ambulance or emergency medical services operated by a police 1580  
department, or for the payment of other related costs; 1581

(K) For the maintenance and operation of a county home or 1582  
detention facility; 1583

(L) For community developmental disabilities programs and 1584  
services pursuant to Chapter 5126. of the Revised Code, except 1585  
that such levies shall be subject to the procedures and 1586  
requirements of section 5705.222 of the Revised Code; 1587

(M) For regional planning; 1588

(N) For a county's share of the cost of maintaining and 1589  
operating schools, district detention facilities, forestry 1590  
camps, or other facilities, or any combination thereof, 1591  
established under section 2151.65 or 2152.41 of the Revised Code 1592  
or both of those sections; 1593

(O) For providing for flood defense, providing and 1594  
maintaining a flood wall or pumps, and other purposes to prevent 1595  
floods; 1596

(P) For maintaining and operating sewage disposal plants	1597
and facilities;	1598
(Q) For the purpose of purchasing, acquiring,	1599
constructing, enlarging, improving, equipping, repairing,	1600
maintaining, or operating, or any combination of the foregoing,	1601
a county transit system pursuant to sections 306.01 to 306.13 of	1602
the Revised Code, or of making any payment to a board of county	1603
commissioners operating a transit system or a county transit	1604
board pursuant to section 306.06 of the Revised Code;	1605
(R) For the subdivision's share of the cost of acquiring	1606
or constructing any schools, forestry camps, detention	1607
facilities, or other facilities, or any combination thereof,	1608
under section 2151.65 or 2152.41 of the Revised Code or both of	1609
those sections;	1610
(S) For the prevention, control, and abatement of air	1611
pollution;	1612
(T) For maintaining and operating cemeteries;	1613
(U) For providing ambulance service, emergency medical	1614
service, or both;	1615
(V) For providing for the collection and disposal of	1616
garbage or refuse, including yard waste;	1617
(W) For the payment of the police officer employers'	1618
contribution or the firefighter employers' contribution required	1619
under sections 742.33 and 742.34 of the Revised Code;	1620
(X) For the construction and maintenance of a drainage	1621
improvement pursuant to section 6131.52 of the Revised Code;	1622
(Y) For providing or maintaining senior citizens services	1623
or facilities as authorized by section 307.694, 307.85, 505.70,	1624

or 505.706 or division (EE) of section 717.01 of the Revised Code; 1625  
1626

(Z) For the provision and maintenance of zoological park services and facilities as authorized under section 307.76 of the Revised Code; 1627  
1628  
1629

(AA) For the maintenance and operation of a free public museum of art, science, or history; 1630  
1631

(BB) For the establishment and operation of a 9-1-1 system, as defined in section 128.01 of the Revised Code; 1632  
1633

(CC) For the purpose of acquiring, rehabilitating, or developing rail property or rail service. As used in this division, "rail property" and "rail service" have the same meanings as in section 4981.01 of the Revised Code. This division applies only to a county, township, or municipal corporation. 1634  
1635  
1636  
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1639

(DD) For the purpose of acquiring property for, constructing, operating, and maintaining community centers as provided for in section 755.16 of the Revised Code; 1640  
1641  
1642

(EE) For the creation and operation of an office or joint office of economic development, for any economic development purpose of the office, and to otherwise provide for the establishment and operation of a program of economic development pursuant to sections 307.07 and 307.64 of the Revised Code, or to the extent that the expenses of a county land reutilization corporation organized under Chapter 1724. of the Revised Code are found by the board of county commissioners to constitute the promotion of economic development, for the payment of such operations and expenses; 1643  
1644  
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1652

(FF) For the purpose of acquiring, establishing, 1653



constructing, improving, equipping, maintaining, or operating, 1654  
or any combination of the foregoing, a township airport, landing 1655  
field, or other air navigation facility pursuant to section 1656  
505.15 of the Revised Code; 1657

(GG) For the payment of costs incurred by a township as a 1658  
result of a contract made with a county pursuant to section 1659  
505.263 of the Revised Code in order to pay all or any part of 1660  
the cost of constructing, maintaining, repairing, or operating a 1661  
water supply improvement; 1662

(HH) For a board of township trustees to acquire, other 1663  
than by appropriation, an ownership interest in land, water, or 1664  
wetlands, or to restore or maintain land, water, or wetlands in 1665  
which the board has an ownership interest, not for purposes of 1666  
recreation, but for the purposes of protecting and preserving 1667  
the natural, scenic, open, or wooded condition of the land, 1668  
water, or wetlands against modification or encroachment 1669  
resulting from occupation, development, or other use, which may 1670  
be styled as protecting or preserving "greenspace" in the 1671  
resolution, notice of election, or ballot form. Except as 1672  
otherwise provided in this division, land is not acquired for 1673  
purposes of recreation, even if the land is used for 1674  
recreational purposes, so long as no building, structure, or 1675  
fixture used for recreational purposes is permanently attached 1676  
or affixed to the land. Except as otherwise provided in this 1677  
division, land that previously has been acquired in a township 1678  
for these greenspace purposes may subsequently be used for 1679  
recreational purposes if the board of township trustees adopts a 1680  
resolution approving that use and no building, structure, or 1681  
fixture used for recreational purposes is permanently attached 1682  
or affixed to the land. The authorization to use greenspace land 1683  
for recreational use does not apply to land located in a 1684

township that had a population, at the time it passed its first 1685  
greenspace levy, of more than thirty-eight thousand within a 1686  
county that had a population, at that time, of at least eight 1687  
hundred sixty thousand. 1688

(II) For the support by a county of a crime victim 1689  
assistance program that is provided and maintained by a county 1690  
agency or a private, nonprofit corporation or association under 1691  
section 307.62 of the Revised Code; 1692

(JJ) For any or all of the purposes set forth in divisions 1693  
(I) and (J) of this section. This division applies only to a 1694  
township. 1695

(KK) For a countywide public safety communications system 1696  
under section 307.63 of the Revised Code. This division applies 1697  
only to counties. 1698

(LL) For the support by a county of criminal justice 1699  
services under section 307.45 of the Revised Code; 1700

(MM) For the purpose of maintaining and operating a jail 1701  
or other detention facility as defined in section 2921.01 of the 1702  
Revised Code; 1703

(NN) For purchasing, maintaining, or improving, or any 1704  
combination of the foregoing, real estate on which to hold, and 1705  
the operating expenses of, agricultural fairs operated by a 1706  
county agricultural society or independent agricultural society 1707  
under Chapter 1711. of the Revised Code. This division applies 1708  
only to a county. 1709

(OO) For constructing, rehabilitating, repairing, or 1710  
maintaining sidewalks, walkways, trails, bicycle pathways, or 1711  
similar improvements, or acquiring ownership interests in land 1712  
necessary for the foregoing improvements; 1713

(PP) For both of the purposes set forth in divisions (G)	1714
and (OO) of this section.	1715
(QQ) For both of the purposes set forth in divisions (H)	1716
and (HH) of this section. This division applies only to a	1717
township.	1718
(RR) For the legislative authority of a municipal	1719
corporation, board of county commissioners of a county, or board	1720
of township trustees of a township to acquire agricultural	1721
easements, as defined in section 5301.67 of the Revised Code,	1722
and to supervise and enforce the easements.	1723
(SS) For both of the purposes set forth in divisions (BB)	1724
and (KK) of this section. This division applies only to a	1725
county.	1726
(TT) For the maintenance and operation of a facility that	1727
is organized in whole or in part to promote the sciences and	1728
natural history under section 307.761 of the Revised Code.	1729
(UU) For the creation and operation of a county land	1730
reutilization corporation and for any programs or activities of	1731
the corporation found by the board of directors of the	1732
corporation to be consistent with the purposes for which the	1733
corporation is organized;	1734
(VV) For construction and maintenance of improvements and	1735
expenses of soil and water conservation district programs under	1736
Chapter 940. of the Revised Code;	1737
(WW) For the OSU extension fund created under section	1738
3335.35 of the Revised Code for the purposes prescribed under	1739
section 3335.36 of the Revised Code for the benefit of the	1740
citizens of a county. This division applies only to a county.	1741

(XX) For a municipal corporation that withdraws or 1742  
proposes by resolution to withdraw from a regional transit 1743  
authority under section 306.55 of the Revised Code to provide 1744  
transportation services for the movement of persons within, 1745  
from, or to the municipal corporation; 1746

(YY) For any combination of the purposes specified in 1747  
divisions (NN), (VV), and (WW) of this section. This division 1748  
applies only to a county. 1749

(ZZ) For any combination of the following purposes: the 1750  
acquisition, construction, improvement, or maintenance of 1751  
buildings, equipment, and supplies for police, firefighting, or 1752  
emergency medical services; the construction, reconstruction, 1753  
resurfacing, or repair of streets, roads, and bridges; or for 1754  
general infrastructure projects. This division applies only to a 1755  
township. 1756

The resolution shall be confined to the purpose or 1757  
purposes described in one division of this section, to which the 1758  
revenue derived therefrom shall be applied. The existence in any 1759  
other division of this section of authority to levy a tax for 1760  
any part or all of the same purpose or purposes does not 1761  
preclude the use of such revenues for any part of the purpose or 1762  
purposes of the division under which the resolution is adopted. 1763

The resolution shall specify the amount of the increase in 1764  
rate that it is necessary to levy, the purpose of that increase 1765  
in rate, and the number of years during which the increase in 1766  
rate shall be in effect, which may or may not include a levy 1767  
upon the duplicate of the current year. The number of years may 1768  
be any number not exceeding five, except as follows: 1769

(1) When the additional rate is for the payment of debt 1770

charges, the increased rate shall be for the life of the 1771  
indebtedness. 1772

(2) When the additional rate is for any of the following, 1773  
the increased rate shall be for a continuing period of time: 1774

(a) For the current expenses for a detention facility 1775  
district, a district organized under section 2151.65 of the 1776  
Revised Code, or a combined district organized under sections 1777  
2151.65 and 2152.41 of the Revised Code; 1778

(b) For providing a county's share of the cost of 1779  
maintaining and operating schools, district detention 1780  
facilities, forestry camps, or other facilities, or any 1781  
combination thereof, established under section 2151.65 or 1782  
2152.41 of the Revised Code or under both of those sections. 1783

(3) When the additional rate is for either of the 1784  
following, the increased rate may be for a continuing period of 1785  
time: 1786

(a) For the purposes set forth in division (I), (J), (U), 1787  
or (KK) of this section; 1788

(b) For the maintenance and operation of a joint 1789  
recreation district. 1790

(4) When the increase is for the purpose or purposes set 1791  
forth in division (D), (G), (H), (T), (Z), (CC), or (PP) of this 1792  
section, the tax levy may be for any specified number of years 1793  
or for a continuing period of time, as set forth in the 1794  
resolution. 1795

(5) When the increase is for the purpose set forth in 1796  
division (ZZ) of this section, the tax levy may be for any 1797  
number of years not exceeding ten. 1798

A levy for one of the purposes set forth in division (G), (I), (J), or (U) of this section may be reduced pursuant to section 5705.261 or 5705.31 of the Revised Code. A levy for one of the purposes set forth in division (G), (I), (J), or (U) of this section may also be terminated or permanently reduced by the taxing authority if it adopts a resolution stating that the continuance of the levy is unnecessary and the levy shall be terminated or that the millage is excessive and the levy shall be decreased by a designated amount.

A resolution of a detention facility district, a district organized under section 2151.65 of the Revised Code, or a combined district organized under both sections 2151.65 and 2152.41 of the Revised Code may include both current expenses and other purposes, provided that the resolution shall apportion the annual rate of levy between the current expenses and the other purpose or purposes. The apportionment need not be the same for each year of the levy, but the respective portions of the rate actually levied each year for the current expenses and the other purpose or purposes shall be limited by the apportionment.

Whenever a board of county commissioners, acting either as the taxing authority of its county or as the taxing authority of a sewer district or subdistrict created under Chapter 6117. of the Revised Code, by resolution declares it necessary to levy a tax in excess of the ten-mill limitation for the purpose of constructing, improving, or extending sewage disposal plants or sewage systems, the tax may be in effect for any number of years not exceeding twenty, and the proceeds of the tax, notwithstanding the general provisions of this section, may be used to pay debt charges on any obligations issued and outstanding on behalf of the subdivision for the purposes

enumerated in this paragraph, provided that any such obligations 1830  
have been specifically described in the resolution. 1831

A resolution adopted by the legislative authority of a 1832  
municipal corporation that is for the purpose in division (XX) 1833  
of this section may be combined with the purpose provided in 1834  
section 306.55 of the Revised Code, by vote of two-thirds of all 1835  
members of the legislative authority. The legislative authority 1836  
may certify the resolution to the board of elections as a 1837  
combined question. The question appearing on the ballot shall be 1838  
as provided in section 5705.252 of the Revised Code. 1839

A levy for the purpose set forth in division (BB) of this 1840  
section may be imposed in all or a portion of the territory of a 1841  
subdivision. If the 9-1-1 system to be established and operated 1842  
with levy funds excludes territory located within the 1843  
subdivision, the resolution adopted under this section, or a 1844  
resolution proposing to renew such a levy that was imposed in 1845  
all of the territory of the subdivision, may describe the area 1846  
served or to be served by the system and specify that the 1847  
proposed tax would be imposed only in the areas receiving or to 1848  
receive the service. Upon passage of such a resolution, the 1849  
board of elections shall submit the question of the tax levy 1850  
only to those electors residing in the area or areas in which 1851  
the tax would be imposed. If the 9-1-1 system would serve the 1852  
entire subdivision, the resolution shall not exclude territory 1853  
from the tax levy. 1854

The resolution shall go into immediate effect upon its 1855  
passage, and no publication of the resolution is necessary other 1856  
than that provided for in the notice of election 1857

When the electors of a subdivision or, in the case of a 1858  
qualifying library levy for the support of a library association 1859

or private corporation, the electors of the association library 1860  
district or, in the case of a 9-1-1 system levy serving only a 1861  
portion of the territory of a subdivision, the electors of the 1862  
portion of the subdivision in which the levy would be imposed 1863  
have approved a tax levy under this section, the taxing 1864  
authority of the subdivision may anticipate a fraction of the 1865  
proceeds of the levy and issue anticipation notes in accordance 1866  
with section 5705.191 or 5705.193 of the Revised Code. 1867

**Sec. 5709.73.** (A) As used in this section and section 1868  
5709.74 of the Revised Code: 1869

(1) "Business day" means a day of the week excluding 1870  
Saturday, Sunday, and a legal holiday as defined in section 1.14 1871  
of the Revised Code. 1872

(2) "Further improvements" or "improvements" means the 1873  
increase in the assessed value of real property that would first 1874  
appear on the tax list and duplicate of real and public utility 1875  
property after the effective date of a resolution adopted under 1876  
this section were it not for the exemption granted by that 1877  
resolution. For purposes of division (B) of this section, 1878  
"improvements" do not include any property used or to be used 1879  
for residential purposes. For this purpose, "property that is 1880  
used or to be used for residential purposes" means property 1881  
that, as improved, is used or to be used for purposes that would 1882  
cause the tax commissioner to classify the property as 1883  
residential property in accordance with rules adopted by the 1884  
commissioner under section 5713.041 of the Revised Code. 1885

(3) "Housing renovation" means a project carried out for 1886  
residential purposes. 1887

(4) "Incentive district" has the same meaning as in 1888



section 5709.40 of the Revised Code, except that a blighted area 1889  
is in the unincorporated area of a township. 1890

(5) "Overlay" has the same meaning as in section 5709.40 1891  
of the Revised Code, except that the overlay is delineated by 1892  
the board of township trustees. 1893

(6) "Project" and "public infrastructure improvement" have 1894  
the same meanings as in section 5709.40 of the Revised Code. 1895

(B) A board of township trustees may, by unanimous vote, 1896  
adopt a resolution that declares to be a public purpose any 1897  
public infrastructure improvements made that are necessary for 1898  
the development of certain parcels of land located in the 1899  
unincorporated area of the township. Except with the approval 1900  
under division (D) of this section of the board of education of 1901  
each city, local, or exempted village school district within 1902  
which the improvements are located, the resolution may exempt 1903  
from real property taxation not more than seventy-five per cent 1904  
of further improvements to a parcel of land that directly 1905  
benefits from the public infrastructure improvements, for a 1906  
period of not more than ten years. The resolution shall specify 1907  
the percentage of the further improvements to be exempted and 1908  
the life of the exemption. 1909

(C) (1) A board of township trustees may adopt, by 1910  
unanimous vote, a resolution creating an incentive district and 1911  
declaring improvements to parcels within the district to be a 1912  
public purpose and, except as provided in division (C) (2) of 1913  
this section, exempt from taxation as provided in this section, 1914  
but no board of township trustees of a township that has a 1915  
population that exceeds twenty-five thousand, as shown by the 1916  
most recent federal decennial census, shall adopt a resolution 1917  
that creates an incentive district if the sum of the taxable 1918

value of real property in the proposed district for the 1919  
preceding tax year and the taxable value of all real property in 1920  
the township that would have been taxable in the preceding year 1921  
were it not for the fact that the property was in an existing 1922  
incentive district and therefore exempt from taxation exceeds 1923  
twenty-five per cent of the taxable value of real property in 1924  
the township for the preceding tax year. The district shall be 1925  
located within the unincorporated area of the township and shall 1926  
not include any territory that is included within a district 1927  
created under division (B) of section 5709.78 of the Revised 1928  
Code. The resolution shall delineate the boundary of the 1929  
proposed district and specifically identify each parcel within 1930  
the district. A proposed district may not include any parcel 1931  
that is or has been exempted from taxation under division (B) of 1932  
this section or that is or has been within another district 1933  
created under this division. A resolution may create more than 1934  
one such district, and more than one resolution may be adopted 1935  
under division (C) (1) of this section. 1936

(2) (a) Not later than thirty days prior to adopting a 1937  
resolution under division (C) (1) of this section, if the 1938  
township intends to apply for exemptions from taxation under 1939  
section 5709.911 of the Revised Code on behalf of owners of real 1940  
property located within the proposed incentive district, the 1941  
board shall conduct a public hearing on the proposed resolution. 1942  
Not later than thirty days prior to the public hearing, the 1943  
board shall give notice of the public hearing and the proposed 1944  
resolution by first class mail to every real property owner 1945  
whose property is located within the boundaries of the proposed 1946  
incentive district that is the subject of the proposed 1947  
resolution. The notice shall include a map of the proposed 1948  
incentive district on which the board of township trustees shall 1949

have delineated an overlay. The notice shall inform the property owner of the owner's right to exclude the owner's property from the incentive district if both of the following conditions are met:

(i) The owner's entire parcel of property will not be located within the overlay.

(ii) The owner has submitted a statement to the board of county commissioners of the county in which the parcel is located indicating the owner's intent to seek a tax exemption for improvements to the owner's parcel under division (A) or (B) of section 5709.78 of the Revised Code within the next five years.

When both of the preceding conditions are met, the owner may exclude the owner's property from the incentive district by submitting a written response in accordance with division (C) (2) (b) of this section. The notice also shall include information detailing the required contents of the response, the address to which the response may be mailed, and the deadline for submitting the response.

(b) Any owner of real property located within the boundaries of an incentive district proposed under division (C) (1) of this section who meets the conditions specified in divisions (C) (2) (a) (i) and (ii) of this section may exclude the property from the proposed incentive district by submitting a written response to the board not later than forty-five days after the postmark date on the notice required under division (C) (2) (a) of this section. The response shall include a copy of the statement submitted under division (C) (2) (a) (ii) of this section. The response shall be sent by first class mail or delivered in person at a public hearing held by the board under

division (C) (2) (a) of this section. The response shall conform 1980  
to any content requirements that may be established by the board 1981  
and included in the notice provided under division (C) (2) (a) of 1982  
this section. In the response, property owners may identify a 1983  
parcel by street address, by the manner in which it is 1984  
identified in the resolution, or by other means allowing the 1985  
identity of the parcel to be ascertained. 1986

(c) Before adopting a resolution under division (C) (1) of 1987  
this section, the board shall amend the resolution to exclude 1988  
any parcel for which a written response has been submitted under 1989  
division (C) (2) (b) of this section. A township shall not apply 1990  
for exemptions from taxation under section 5709.911 of the 1991  
Revised Code for any such parcel, and service payments may not 1992  
be required from the owner of the parcel. Improvements to a 1993  
parcel excluded from an incentive district under this division 1994  
may be exempted from taxation under division (B) of this section 1995  
pursuant to a resolution adopted under that division or under 1996  
any other section of the Revised Code under which the parcel 1997  
qualifies. 1998

(3) (a) A resolution adopted under division (C) (1) of this 1999  
section shall specify the life of the incentive district and the 2000  
percentage of the improvements to be exempted, shall designate 2001  
the public infrastructure improvements made, to be made, or in 2002  
the process of being made, that benefit or serve, or, once made, 2003  
will benefit or serve parcels in the district. The resolution 2004  
also shall identify one or more specific projects being, or to 2005  
be, undertaken in the district that place additional demand on 2006  
the public infrastructure improvements designated in the 2007  
resolution. The project identified may, but need not be, the 2008  
project under division (C) (3) (b) of this section that places 2009  
real property in use for commercial or industrial purposes. 2010

A resolution adopted under division (C) (1) of this section 2011  
on or after March 30, 2006, shall not designate police or fire 2012  
equipment as public infrastructure improvements, and, except as 2013  
provided in division (F) of this section, no service payment 2014  
provided for in section 5709.74 of the Revised Code and received 2015  
by the township under the resolution shall be used for police or 2016  
fire equipment. 2017

(b) A resolution adopted under division (C) (1) of this 2018  
section may authorize the use of service payments provided for 2019  
in section 5709.74 of the Revised Code for the purpose of 2020  
housing renovations within the incentive district, provided that 2021  
the resolution also designates public infrastructure 2022  
improvements that benefit or serve the district, and that a 2023  
project within the district places real property in use for 2024  
commercial or industrial purposes. Service payments may be used 2025  
to finance or support loans, deferred loans, and grants to 2026  
persons for the purpose of housing renovations within the 2027  
district. The resolution shall designate the parcels within the 2028  
district that are eligible for housing renovations. The 2029  
resolution shall state separately the amount or the percentages 2030  
of the expected aggregate service payments that are designated 2031  
for each public infrastructure improvement and for the purpose 2032  
of housing renovations. 2033

(4) Except with the approval of the board of education of 2034  
each city, local, or exempted village school district within the 2035  
territory of which the incentive district is or will be located, 2036  
and subject to division (E) of this section, the life of an 2037  
incentive district shall not exceed ten years, and the 2038  
percentage of improvements to be exempted shall not exceed 2039  
seventy-five per cent. With approval of the board of education, 2040  
the life of a district may be not more than thirty years, and 2041

the percentage of improvements to be exempted may be not more 2042  
than one hundred per cent. The approval of a board of education 2043  
shall be obtained in the manner provided in division (D) of this 2044  
section. 2045

(D) Improvements with respect to a parcel may be exempted 2046  
from taxation under division (B) of this section, and 2047  
improvements to parcels within an incentive district may be 2048  
exempted from taxation under division (C) of this section, for 2049  
up to ten years or, with the approval of the board of education 2050  
of the city, local, or exempted village school district within 2051  
which the parcel or district is located, for up to thirty years. 2052  
The percentage of the improvements exempted from taxation may, 2053  
with such approval, exceed seventy-five per cent, but shall not 2054  
exceed one hundred per cent. Not later than forty-five business 2055  
days prior to adopting a resolution under this section declaring 2056  
improvements to be a public purpose that is subject to approval 2057  
by a board of education under this division, the board of 2058  
township trustees shall deliver to the board of education a 2059  
notice stating its intent to adopt a resolution making that 2060  
declaration. The notice regarding improvements with respect to a 2061  
parcel under division (B) of this section shall identify the 2062  
parcels for which improvements are to be exempted from taxation, 2063  
provide an estimate of the true value in money of the 2064  
improvements, specify the period for which the improvements 2065  
would be exempted from taxation and the percentage of the 2066  
improvements that would be exempted, and indicate the date on 2067  
which the board of township trustees intends to adopt the 2068  
resolution. The notice regarding improvements made under 2069  
division (C) of this section to parcels within an incentive 2070  
district shall delineate the boundaries of the district, 2071  
specifically identify each parcel within the district, identify 2072

each anticipated improvement in the district, provide an 2073  
estimate of the true value in money of each such improvement, 2074  
specify the life of the district and the percentage of 2075  
improvements that would be exempted, and indicate the date on 2076  
which the board of township trustees intends to adopt the 2077  
resolution. The board of education, by resolution adopted by a 2078  
majority of the board, may approve the exemption for the period 2079  
or for the exemption percentage specified in the notice; may 2080  
disapprove the exemption for the number of years in excess of 2081  
ten, may disapprove the exemption for the percentage of the 2082  
improvements to be exempted in excess of seventy-five per cent, 2083  
or both; or may approve the exemption on the condition that the 2084  
board of township trustees and the board of education negotiate 2085  
an agreement providing for compensation to the school district 2086  
equal in value to a percentage of the amount of taxes exempted 2087  
in the eleventh and subsequent years of the exemption period or, 2088  
in the case of exemption percentages in excess of seventy-five 2089  
per cent, compensation equal in value to a percentage of the 2090  
taxes that would be payable on the portion of the improvements 2091  
in excess of seventy-five per cent were that portion to be 2092  
subject to taxation, or other mutually agreeable compensation. 2093

The board of education shall certify its resolution to the 2094  
board of township trustees not later than fourteen days prior to 2095  
the date the board of township trustees intends to adopt the 2096  
resolution as indicated in the notice. If the board of education 2097  
and the board of township trustees negotiate a mutually 2098  
acceptable compensation agreement, the resolution may declare 2099  
the improvements a public purpose for the number of years 2100  
specified in the resolution or, in the case of exemption 2101  
percentages in excess of seventy-five per cent, for the 2102  
exemption percentage specified in the resolution. In either 2103

case, if the board of education and the board of township trustees fail to negotiate a mutually acceptable compensation agreement, the resolution may declare the improvements a public purpose for not more than ten years, and shall not exempt more than seventy-five per cent of the improvements from taxation. If the board of education fails to certify a resolution to the board of township trustees within the time prescribed by this section, the board of township trustees thereupon may adopt the resolution and may declare the improvements a public purpose for up to thirty years or, in the case of exemption percentages proposed in excess of seventy-five per cent, for the exemption percentage specified in the resolution. The board of township trustees may adopt the resolution at any time after the board of education certifies its resolution approving the exemption to the board of township trustees, or, if the board of education approves the exemption on the condition that a mutually acceptable compensation agreement be negotiated, at any time after the compensation agreement is agreed to by the board of education and the board of township trustees. If a mutually acceptable compensation agreement is negotiated between the board of township trustees and the board of education, including agreements for payments in lieu of taxes under section 5709.74 of the Revised Code, the board of township trustees shall compensate the joint vocational school district within which the parcel or district is located at the same rate and under the same terms received by the city, local, or exempted village school district.

If a board of education has adopted a resolution waiving its right to approve exemptions from taxation under this section and the resolution remains in effect, approval of such exemptions by the board of education is not required under



division (D) of this section. If a board of education has 2135  
adopted a resolution allowing a board of township trustees to 2136  
deliver the notice required under division (D) of this section 2137  
fewer than forty-five business days prior to adoption of the 2138  
resolution by the board of township trustees, the board of 2139  
township trustees shall deliver the notice to the board of 2140  
education not later than the number of days prior to the 2141  
adoption as prescribed by the board of education in its 2142  
resolution. If a board of education adopts a resolution waiving 2143  
its right to approve exemptions or shortening the notification 2144  
period, the board of education shall certify a copy of the 2145  
resolution to the board of township trustees. If the board of 2146  
education rescinds the resolution, it shall certify notice of 2147  
the rescission to the board of township trustees. 2148

If the board of township trustees is not required by 2149  
division (D) of this section to notify the board of education of 2150  
the board of township trustees' intent to declare improvements 2151  
to be a public purpose, the board of township trustees shall 2152  
comply with the notice requirements imposed under section 2153  
5709.83 of the Revised Code before taking formal action to adopt 2154  
the resolution making that declaration, unless the board of 2155  
education has adopted a resolution under that section waiving 2156  
its right to receive the notice. 2157

(E) (1) If a proposed resolution under division (C) (1) of 2158  
this section exempts improvements with respect to a parcel 2159  
within an incentive district for more than ten years, or the 2160  
percentage of the improvement exempted from taxation exceeds 2161  
seventy-five per cent, not later than forty-five business days 2162  
prior to adopting the resolution the board of township trustees 2163  
shall deliver to the board of county commissioners of the county 2164  
within which the incentive district is or will be located a 2165

notice that states its intent to adopt a resolution creating an 2166  
incentive district. The notice shall include a copy of the 2167  
proposed resolution, identify the parcels for which improvements 2168  
are to be exempted from taxation, provide an estimate of the 2169  
true value in money of the improvements, specify the period of 2170  
time for which the improvements would be exempted from taxation, 2171  
specify the percentage of the improvements that would be 2172  
exempted from taxation, and indicate the date on which the board 2173  
of township trustees intends to adopt the resolution. 2174

(2) The board of county commissioners, by resolution 2175  
adopted by a majority of the board, may object to the exemption 2176  
for the number of years in excess of ten, may object to the 2177  
exemption for the percentage of the improvement to be exempted 2178  
in excess of seventy-five per cent, or both. If the board of 2179  
county commissioners objects, the board may negotiate a mutually 2180  
acceptable compensation agreement with the board of township 2181  
trustees. In no case shall the compensation provided to the 2182  
board of county commissioners exceed the property taxes foregone 2183  
due to the exemption. If the board of county commissioners 2184  
objects, and the board of county commissioners and board of 2185  
township trustees fail to negotiate a mutually acceptable 2186  
compensation agreement, the resolution adopted under division 2187  
(C) (1) of this section shall provide to the board of county 2188  
commissioners compensation in the eleventh and subsequent years 2189  
of the exemption period equal in value to not more than fifty 2190  
per cent of the taxes that would be payable to the county or, if 2191  
the board of county commissioner's objection includes an 2192  
objection to an exemption percentage in excess of seventy-five 2193  
per cent, compensation equal in value to not more than fifty per 2194  
cent of the taxes that would be payable to the county, on the 2195  
portion of the improvement in excess of seventy-five per cent, 2196

were that portion to be subject to taxation. The board of county commissioners shall certify its resolution to the board of township trustees not later than thirty days after receipt of the notice.

(3) If the board of county commissioners does not object or fails to certify its resolution objecting to an exemption within thirty days after receipt of the notice, the board of township trustees may adopt its resolution, and no compensation shall be provided to the board of county commissioners. If the board of county commissioners timely certifies its resolution objecting to the trustees' resolution, the board of township trustees may adopt its resolution at any time after a mutually acceptable compensation agreement is agreed to by the board of county commissioners and the board of township trustees, or, if no compensation agreement is negotiated, at any time after the board of township trustees agrees in the proposed resolution to provide compensation to the board of county commissioners of fifty per cent of the taxes that would be payable to the county in the eleventh and subsequent years of the exemption period or on the portion of the improvement in excess of seventy-five per cent, were that portion to be subject to taxation.

(F) Service payments in lieu of taxes that are attributable to any amount by which the effective tax rate of either a renewal levy with an increase or a replacement levy exceeds the effective tax rate of the levy renewed or replaced, or that are attributable to an additional levy, for a levy authorized by the voters for any of the following purposes on or after January 1, 2006, and which are provided pursuant to a resolution creating an incentive district under division (C)(1) of this section that is adopted on or after January 1, 2006, or a later date as specified in this division, shall be distributed

to the appropriate taxing authority as required under division 2228  
(C) of section 5709.74 of the Revised Code in an amount equal to 2229  
the amount of taxes from that additional levy or from the 2230  
increase in the effective tax rate of such renewal or 2231  
replacement levy that would have been payable to that taxing 2232  
authority from the following levies were it not for the 2233  
exemption authorized under division (C) of this section: 2234

(1) A tax levied under division (L) of section 5705.19 or 2235  
section 5705.191 or 5705.222 of the Revised Code for community 2236  
developmental disabilities programs and services pursuant to 2237  
Chapter 5126. of the Revised Code; 2238

(2) A tax levied under division (Y) of section 5705.19 of 2239  
the Revised Code for providing or maintaining senior citizens 2240  
services or facilities; 2241

(3) A tax levied under section 5705.22 of the Revised Code 2242  
for county hospitals; 2243

(4) A tax levied by a joint-county district or by a county 2244  
under section 5705.19, 5705.191, or 5705.221 of the Revised Code 2245  
for alcohol, drug addiction, and mental health services or 2246  
families; 2247

(5) A tax levied under section 5705.23 of the Revised Code 2248  
for library purposes; 2249

(6) A tax levied under section 5705.24 of the Revised Code 2250  
for the support of children services and the placement and care 2251  
of children; 2252

(7) A tax levied under division (Z) of section 5705.19 of 2253  
the Revised Code for the provision and maintenance of zoological 2254  
park services and facilities under section 307.76 of the Revised 2255  
Code; 2256

(8) A tax levied under section 511.27 or division (H) of section 5705.19 of the Revised Code for the support of township park districts; 2257  
2258  
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(9) A tax levied under division (A), (F), or (H) of section 5705.19 of the Revised Code for parks and recreational purposes of a joint recreation district organized pursuant to division (B) of section 755.14 of the Revised Code; 2260  
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(10) A tax levied under section 1545.20 or 1545.21 of the Revised Code for park district purposes; 2264  
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(11) A tax levied under section 5705.191 of the Revised Code for the purpose of making appropriations for public assistance; human or social services; public relief; public welfare; public health and hospitalization; and support of general hospitals; 2266  
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(12) A tax levied under section 3709.29 of the Revised Code for a general health district program; 2271  
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(13) A tax levied by a township under section 505.39, 505.51, or division (I), (J), (U), or (JJ) of section 5705.19 of the Revised Code for the purpose of funding fire, police, emergency medical, or ambulance services as described in those sections. Division (F) (13) of this section applies only to incentive districts created by a resolution adopted on or after the effective date of the amendment of this section by ...B... of the 132nd general assembly, and only if that resolution specifies that division (F) of this section shall apply to such a tax. 2273  
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(G) An exemption from taxation granted under this section commences with the tax year specified in the resolution so long as the year specified in the resolution commences after the 2283  
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effective date of the resolution. If the resolution specifies a 2286  
year commencing before the effective date of the resolution or 2287  
specifies no year whatsoever, the exemption commences with the 2288  
tax year in which an exempted improvement first appears on the 2289  
tax list and duplicate of real and public utility property and 2290  
that commences after the effective date of the resolution. In 2291  
lieu of stating a specific year, the resolution may provide that 2292  
the exemption commences in the tax year in which the value of an 2293  
improvement exceeds a specified amount or in which the 2294  
construction of one or more improvements is completed, provided 2295  
that such tax year commences after the effective date of the 2296  
resolution. With respect to the exemption of improvements to 2297  
parcels under division (B) of this section, the resolution may 2298  
allow for the exemption to commence in different tax years on a 2299  
parcel-by-parcel basis, with a separate exemption term specified 2300  
for each parcel. 2301

Except as otherwise provided in this division, the 2302  
exemption ends on the date specified in the resolution as the 2303  
date the improvement ceases to be a public purpose or the 2304  
incentive district expires, or ends on the date on which the 2305  
public infrastructure improvements and housing renovations are 2306  
paid in full from the township public improvement tax increment 2307  
equivalent fund established under section 5709.75 of the Revised 2308  
Code, whichever occurs first. The exemption of an improvement 2309  
with respect to a parcel or within an incentive district may end 2310  
on a later date, as specified in the resolution, if the board of 2311  
township trustees and the board of education of the city, local, 2312  
or exempted village school district within which the parcel or 2313  
district is located have entered into a compensation agreement 2314  
under section 5709.82 of the Revised Code with respect to the 2315  
improvement and the board of education has approved the term of 2316

the exemption under division (D) of this section, but in no case 2317  
shall the improvement be exempted from taxation for more than 2318  
thirty years. The board of township trustees may, by majority 2319  
vote, adopt a resolution permitting the township to enter into 2320  
such agreements as the board finds necessary or appropriate to 2321  
provide for the construction or undertaking of public 2322  
infrastructure improvements and housing renovations. Any 2323  
exemption shall be claimed and allowed in the same or a similar 2324  
manner as in the case of other real property exemptions. If an 2325  
exemption status changes during a tax year, the procedure for 2326  
the apportionment of the taxes for that year is the same as in 2327  
the case of other changes in tax exemption status during the 2328  
year. 2329

(H) The board of township trustees may issue the notes of 2330  
the township to finance all costs pertaining to the construction 2331  
or undertaking of public infrastructure improvements and housing 2332  
renovations made pursuant to this section. The notes shall be 2333  
signed by the board and attested by the signature of the 2334  
township fiscal officer, shall bear interest not to exceed the 2335  
rate provided in section 9.95 of the Revised Code, and are not 2336  
subject to Chapter 133. of the Revised Code. The resolution 2337  
authorizing the issuance of the notes shall pledge the funds of 2338  
the township public improvement tax increment equivalent fund 2339  
established pursuant to section 5709.75 of the Revised Code to 2340  
pay the interest on and principal of the notes. The notes, which 2341  
may contain a clause permitting prepayment at the option of the 2342  
board, shall be offered for sale on the open market or given to 2343  
the vendor or contractor if no sale is made. 2344

(I) The township, not later than fifteen days after the 2345  
adoption of a resolution under this section, shall submit to the 2346  
director of development services a copy of the resolution. On or 2347

before the thirty-first day of March of each year, the township 2348  
shall submit a status report to the director of development 2349  
services. The report shall indicate, in the manner prescribed by 2350  
the director, the progress of the project during each year that 2351  
the exemption remains in effect, including a summary of the 2352  
receipts from service payments in lieu of taxes; expenditures of 2353  
money from the fund created under section 5709.75 of the Revised 2354  
Code; a description of the public infrastructure improvements 2355  
and housing renovations financed with the expenditures; and a 2356  
quantitative summary of changes in private investment resulting 2357  
from each project. 2358

(J) Nothing in this section shall be construed to prohibit 2359  
a board of township trustees from declaring to be a public 2360  
purpose improvements with respect to more than one parcel. 2361

If a parcel is located in a new community district in 2362  
which the new community authority imposes a community 2363  
development charge on the basis of rentals received from leases 2364  
of real property as described in division (L) (2) of section 2365  
349.01 of the Revised Code, the parcel may not be exempted from 2366  
taxation under this section. 2367

(K) A board of township trustees that adopted a resolution 2368  
under this section prior to July 21, 1994, may amend that 2369  
resolution to include any additional public infrastructure 2370  
improvement. A board of township trustees that seeks by the 2371  
amendment to utilize money from its township public improvement 2372  
tax increment equivalent fund for land acquisition in aid of 2373  
industry, commerce, distribution, or research, demolition on 2374  
private property, or stormwater and flood remediation projects 2375  
may do so provided that the board currently is a party to a 2376  
hold-harmless agreement with the board of education of the city, 2377



local, or exempted village school district within the territory 2378  
of which are located the parcels that are subject to an 2379  
exemption. For the purposes of this division, a "hold-harmless 2380  
agreement" means an agreement under which the board of township 2381  
trustees agrees to compensate the school district for one 2382  
hundred per cent of the tax revenue that the school district 2383  
would have received from further improvements to parcels 2384  
designated in the resolution were it not for the exemption 2385  
granted by the resolution. 2386

(L) Notwithstanding the limitation prescribed by division 2387  
(D) of this section on the number of years that improvements to 2388  
a parcel or parcels may be exempted from taxation, a board of 2389  
trustees of a township with a population of fifteen thousand or 2390  
more may amend a resolution originally adopted under this 2391  
section before December 31, 1994, to extend the exemption of 2392  
improvements to the parcel or parcels included in such 2393  
resolution for an additional period not to exceed fifteen years. 2394  
The amendment shall not increase the percentage of improvements 2395  
to the parcel or parcels exempted from taxation. Before adopting 2396  
an amendment authorized under this division, the board of 2397  
township trustees shall obtain the approval of each board of 2398  
education of the city, local, or exempted village school 2399  
district within which the exempted parcels are located in the 2400  
manner required under division (D) of this section, except that 2401  
(1) the board of education may approve the exemption on the 2402  
condition that the board of township trustees and the board of 2403  
education negotiate an agreement providing for compensation to 2404  
the school district equal in value to the amount of taxes the 2405  
district forgoes in each year the exemption is extended pursuant 2406  
to this division or any other mutually agreeable compensation 2407  
and (2) if the board of education fails to certify a resolution 2408

approving the amendment to the board of township trustees within 2409  
the time prescribed by division (D) of this section, the board 2410  
of township trustees shall not adopt the amendment authorized 2411  
under this division. 2412

No approval under this division shall be required from a 2413  
board of education that has adopted a resolution waiving its 2414  
right to approve exemptions from taxation pursuant to division 2415  
(D) of this section. If the board of education has adopted such 2416  
a resolution, the board of township trustees shall comply with 2417  
the notice requirements imposed under section 5709.83 of the 2418  
Revised Code before taking formal action to adopt an amendment 2419  
authorized under this division unless the board of education has 2420  
adopted a resolution under that section waiving its right to 2421  
receive the notice. Not later than fourteen days before adopting 2422  
an amendment authorized under this division, the board of 2423  
township trustees shall deliver a notice identical to a notice 2424  
required under section 5709.83 of the Revised Code to the board 2425  
of county commissioners of each county in which the exempted 2426  
parcels are located. 2427

**Sec. 5709.75.** (A) Any township that receives service 2428  
payments in lieu of taxes under section 5709.74 of the Revised 2429  
Code shall establish a township public improvement tax increment 2430  
equivalent fund into which those payments shall be deposited. If 2431  
the board of township trustees has adopted a resolution under 2432  
division (C) of section 5709.73 of the Revised Code, the 2433  
township shall establish at least one account in that fund with 2434  
respect to resolutions adopted under division (B) of that 2435  
section, and one account with respect to each incentive district 2436  
created by a resolution adopted under division (C) of that 2437  
section. If a resolution adopted under division (C) of section 2438  
5709.73 of the Revised Code also authorizes the use of service 2439

payments for housing renovations within the incentive district, 2440  
the township shall establish separate accounts for the service 2441  
payments designated for public infrastructure improvements and 2442  
for the service payments authorized for the purpose of housing 2443  
renovations. 2444

(B) Except as otherwise provided in division (C) or (D) of 2445  
this section, money deposited in an account of the township 2446  
public improvement tax increment equivalent fund shall be used 2447  
by the township to pay the costs of public infrastructure 2448  
improvements designated in or the housing renovations authorized 2449  
by the resolution with respect to which the account is 2450  
established, including any interest on and principal of the 2451  
notes; in the case of an account established with respect to a 2452  
resolution adopted under division (C) of that section, money in 2453  
the account shall be used to finance the public infrastructure 2454  
improvements designated, or the housing renovations authorized, 2455  
for each incentive district created in the resolution. Money in 2456  
an account shall not be used to finance or support housing 2457  
renovations that take place after the incentive district has 2458  
expired. 2459

(C) (1) (a) A township may distribute money in such an 2460  
account to any school district in which the exempt property is 2461  
located in an amount not to exceed the amount of real property 2462  
taxes that such school district would have received from the 2463  
improvement if it were not exempt from taxation. The resolution 2464  
establishing the fund shall set forth the percentage of such 2465  
maximum amount that will be distributed to any affected school 2466  
district. 2467

(b) A township also may distribute money in such an 2468  
account as follows: 2469

(i) To a board of county commissioners, in the amount that 2470  
is owed to the board pursuant to division (E) of section 5709.73 2471  
of the Revised Code; 2472

(ii) To a county in accordance with section 5709.913 of 2473  
the Revised Code. 2474

(2) Money from an account in a township public improvement 2475  
tax increment equivalent fund may be distributed under division 2476  
(C)(1)(b) of this section, regardless of the date a resolution 2477  
was adopted under section 5709.73 of the Revised Code that 2478  
prompted the establishment of the account, even if the 2479  
resolution was adopted prior to March 30, 2006. 2480

(D) A board of township trustees that adopted a resolution 2481  
under section 5709.73 of the Revised Code and that, with respect 2482  
to property exempted under such a resolution, is party to a 2483  
hold-harmless or service agreement, may appropriate and expend 2484  
unencumbered money in the fund to pay current public safety 2485  
expenses of the township. A township appropriating and expending 2486  
money under this division shall reimburse the fund for the sum 2487  
so appropriated and expended not later than the day the 2488  
exemption granted under the resolution expires. For the purposes 2489  
of this division, a "hold-harmless agreement" is an agreement 2490  
with the board of education of a city, local, or exempted 2491  
village school district under which the board of township 2492  
trustees agrees to compensate the school district for one 2493  
hundred per cent of the tax revenue the school district would 2494  
have received from improvements to parcels designated in the 2495  
resolution were it not for the exemption granted by the 2496  
resolution. 2497

(E) A board of township trustees that adopted a resolution 2498  
under section 5709.73 of the Revised Code prior to July 21, 2499

1994, and that, with respect to property exempted under such 2500  
resolution, is a party to a hold-harmless or service agreement 2501  
with a board of education of a city, local, or exempted village 2502  
school district, within the territory of which such property is 2503  
located, may appropriate and expend unencumbered money in the 2504  
fund to pay current expenses for the continued maintenance of 2505  
public improvements or public infrastructure improvements 2506  
designated in that resolution, as such resolution has been 2507  
amended under division (K) of section 5709.73 of the Revised 2508  
Code. 2509

(F) Any unencumbered money remaining in the township 2510  
public improvement tax increment equivalent fund or an account 2511  
of that fund upon dissolution of the account or fund shall be 2512  
transferred to the general fund of the township. 2513

**Section 2.** That existing sections 303.21, 349.03, 505.01, 2514  
505.04, 505.38, 505.482, 507.11, 513.07, 513.071, 517.30, 2515  
519.04, 519.07, 519.12, 519.13, 519.15, 519.21, 1509.07, 2516  
3375.121, 3501.021, 3709.03, 5541.04, 5553.04, 5705.121, 2517  
5705.19, 5709.73, and 5709.75 and sections 711.25, 711.26, and 2518  
711.27 of the Revised Code are hereby repealed. 2519

**Section 3.** The General Assembly, applying the principle 2520  
stated in division (B) of section 1.52 of the Revised Code that 2521  
amendments are to be harmonized if reasonably capable of 2522  
simultaneous operation, finds that the following sections, 2523  
presented in this act as composites of the sections as amended 2524  
by the acts indicated, are the resulting versions of the 2525  
sections in effect before the effective date of the sections as 2526  
presented in this act: 2527

Section 519.21 of the Revised Code as amended by both Sub. 2528  
H.B. 523 and Sub. S.B. 75 of the 131st General Assembly. 2529

Section 5705.19 of the Revised Code as amended by Sub.	2530
H.B. 158, Am. Sub. H.B. 277, Sub. H.B. 413, and Am. Sub. H.B.	2531
483, all of the 131st General Assembly.	2532