

The Board of Trustees of Sugarcreek Township, Greene County, Ohio, met in Special Session, July 19, 2010, at 10:00 am, at 2090 Ferry Road, Bellbrook, Ohio 45305.

1. Chairperson Nadine Daugherty called the meeting to order at 10:05 am with Mr. King, Mr. Pittman and Mrs. Daugherty being present.

2. Mr. Hodson called the roll with Board Members Nadine Daugherty, Mike Pittman and Dick King being present. Others present, in addition to Mr. Tiffany, who signed in were Robert Schroeder, Adam Panstingel, Friends of the Park District, Eric Partee, Little Miami Inc., Joe Harmon, Rhett Rohrer, Tom Miller, Greene County Prosecutors Office, Aaron Rourke, Rivers Unlimited, Bill Schieman, Sugarcreek Board of Zoning Commission and Bob Gable, Ohio Department of Natural Resources.

3. New Business

A round-table discussion was held to determine the reinstatement of the Little Miami River Overlay District into the recently revised Zoning Resolution. The discussion centered on legality and enforceability of those issues wishing to be included. Mr. Schieman passed out a white paper providing background on where we've been and where we are with a summation of the main legal issue facing the reinstatement of a LMR-OD in the Sugarcreek Township Zoning Resolution.

Mr. Miller gave a history of previous associated legal entanglements regarding Liberty Township in Delaware County and the resultant ruling and how it applied to current law. Mr. Miller also explained probable problem areas of enforcement and possible liabilities associated with this type of zoning regulation. Mr. Miller addressed many questions from those present.

Contribution of ideas, suggestions and input of personal knowledge from past experience and vocation was provided by all attendees.

In summary, many issues were yet to be resolved regarding content and legality, mainly those which might be construed as falling under general welfare type provisions. It was decided to let all parties in attendance take information regarding our previous Overlay District with them and to provide Cara KillKelley with their suggestions to pursue the implementation of a potentially enforceable Overlay District which could be again reviewed by Mr. Miller. The Trustees agreed to pass a Resolution, at tonight's Board meeting, stating their intent to initiate text amendments to the Sugarcreek Township Zoning Resolution relating to the protection and preservation of the little Miami River corridor pursuant to Section 519.12 of the Ohio Revised Code.

The meeting adjourned at 12:25 pm.

Theodore L. Hodson, Fiscal Officer

