

# September 26, 2006

September 26, 2006 7:00 P.M.

The Salem Township Board of Trustees met September 26, 2006 in regular session at the Township Hall for the purpose of transacting the business of the Township. Chairman Dick Kilburn called the meeting to order at 7:00 P.M. with members Rob Glancy and Dick Dare present.

Others present were Bill Harrison, Richard Bierley, Lee Short, Donald Lynch and Fred LaFollette.

The minutes were read and approved and posted in the township hall.

## Cemetery Update

9/14/06 Charles Trainer Sec 3 Lot 63 NW Corner

9/21/06 William Mac Kelly Sec 5 Lot 120 NE Corner

9/27/06 Lavone Crowe Sec 4 Lot 301 #2 SW Corner

## Zoning - Donald Lynch property

Donald Lynch was present to check on the status of the information from ODOT regarding the fence he wants to construct around his property. Richard had a copy of a letter that Christine Hilbert at ODOT had sent to Mr. Lynch explaining the regulations that must be followed to meet Ohio Revised Code. In the letter it states that the right of way along his frontage is 33 feet from the centerline of US 22. They asked him to either remove the fence posts that he has already installed, or hire a licensed surveyor to determine the exact location of the right-of-way along US 22. There was a brief discussion with Mr. Lynch trying to work out the logistics of what he can and cannot do with the fence. He still wants to get a permit for the fence and put it up. He stated it would be temporary. He is trying to get the bus running and will sell it then. He said he has gotten rid of 30-40% of the "stuff" for which he was cited. Lee Short mentioned that the fence code reads that a fence cannot be over 6 ft. high or less than 4 ft. Lee also told him if he doesn't agree with that, he could go to the zoning board of appeals to ask for a higher limit.

The trustees told him he would be able to put up a 6 ft fence as long as it's out of the ODOT dictated right-of-way. They questioned him as to why he would want to put up a 6 ft fence that would not hide some of his junk and he would still be in violation. It would not solve his problem. He stated he wanted to sell as much as possible and cut back on the business.

## Zoning Office

Richard reported he had inspected the Miracle building last Thursday. There are no rides in the building, only a truck and some miscellaneous items. Mr. Miracle would still like to put equipment in the barn, but he is looking for another place to store his equipment.

Richard has received a complaint about the property at 2290 St. Rt. 123. He said that now all vehicles except for one have been removed. Rob Glancy suggested to Richard that when someone is in violation, he needs to move forward with the process rather than giving them chance after chance to clean up their property. It was mentioned that in the case where there are renters on a property, the citation would go to the property owner.

#### Catholic Cemetery Transfer

The cemetery transfer was brought up. Debbie sent a letter to the Archdiocese that the prosecutor's office drafted, but has not received a reply yet.

#### Roads

Fred reported that he received a check from an insurance company for Duke Energy towards the damages on Waynesville Road. The check was in the amount of \$3,950.00. The condition of Trovillo Road was discussed. Fred stated he was afraid the hillside is sliding down. Jeff Jones is supposed to look at it. Currently there is a big bump in the road and the hillside does keep moving down. It was decided that the crew could put black top on both sides of the bump for now. It was mentioned that the road might have to become one-way.

#### Fire Department

Fred turned in the resignation of part time paid employee Dustin Bierley. He is planning on returning to school full time. Dick Kilburn made a motion to accept the resignation from Dustin Bierley. Rob Glancy seconded the motion.

Vote: Kilburn, yea Glancy, yea Dare, yea

Next Fred reported that Justin Cormany had resigned his full time position and return to a part time paid employee. He did not like the supervisory part of the full time job nor the reports required.

Rob Glancy made a motion to allow Justin Cormany to resign from the full time position and return to a part time paid status. Dick Dare seconded the motion.

Vote: Glancy, yea Dare, yea Kilburn, yea

#### Miscellaneous Matters

Rob Glancy asked if Pete Christiansen is still working on his property. Richard told him that Pete has done a lot of work on removing the junk and is preparing to move.

Regarding the Samples request, Richard has talked to them a little about the Disabilities Act. Their lawyer is looking into difference possibilities and so is Bruce McGary.

#### Fiscal Business

##### Appropriation Modification

Debbie requested the board approve the following appropriation modification:

Increase 23B03 Contracts \$35,000 Decrease 23A04 Equipment \$35,000

Dick Dare made a motion to pass Resolution 06-0926 approving the modifications to the appropriation for the Permissive Fund as requested by the Fiscal Officer. Dick Kilburn seconded the motion.

Vote: Dare, yea Kilburn, yea Glancy, yea

Approval to pay bills

The clerk presented checks # 4142 through #4205 which totaled \$121,841.42

The board examined the bills that were presented for payment and Dick Dare made a motion to pay the bills as presented. Dick Kilburn seconded the motion.

Vote: Dare, yea Kilburn, yea Glancy, yea

Receipts

For this reporting period the fiscal officer deposited receipts in the amount of \$337,105.71

This amount included receipts #5436 through #5462.

With no further business to come before the board, Dick Dare made a motion to adjourn the meeting at 7:45 P.M. Dick Kilburn seconded the motion.

Vote: Dare, yea Kilburn, yea Glancy, yea