

COMMISSIONERS JOURNAL NO. 43 - DELAWARE COUNTY
MINUTES FROM REGULAR MEETING HELD JUNE 14, 2002

THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY MET IN A JOINT SESSION WITH
THE UNION COUNTY COMMISSIONERS ON THIS DATE WITH THE FOLLOWING MEMBERS
PRESENT:

Present: Donald Wuertz (Absent), Deborah Martin, James D. Ward

Mr. Fraser, Union County Commissioner (Absent)
Mr. McCarthy, Union County Commissioner
Mr. Mitchell, Union County Commissioner

RESOLUTION NO. 02-775

IN THE MATTER OF ORGANIZING A JOINT BOARD TO ADDRESS THE DITCH PETITION
REQUEST OF DONALD W. WILSON AND OTHERS:

It was moved by Mr. Mitchell, seconded by Mr. Ward to approve the following:

Whereas, ORC 6133.06 requires that upon receipt of a Ditch Petition the clerk of the Board of Commissioners of the county with whom the petition is filed shall call a joint meeting of the boards of county commissioners of all the counties interested within thirty days after the filing of the petition for the purpose of organizing the joint board, and

Whereas, ORC 6133.04 required that on the date fixed by the clerk of the board of county commissioners with whom the petition was filed , the boards of county commissioners from each of the counties affected by a proposed joint county improvement shall organize a joint board of commissioners by electing one of their number president, and

Whereas, the clerk of the board of county commissioners of the county in which the petition is filed shall act as clerk of the joint board and shall enter the findings of the joint board in the journal of the board of county commissioners of his/her county, shall do all things required to be done by the clerk, and shall make the final record of the improvement in his/her county,

Therefore Be It Resolved, On June 14, 2002, the Delaware County Commissioners and the Union County Commissioners met and established a joint Board to address the Ditch Petition Request of Donald W. Wilson and Others, and

Further Be It Resolved, Donald E. Wuertz, Delaware County Commissioner is elected President of the Joint Board.

Vote:	Mr. Fraser, Union County Commissioner	Absent
	Mr. McCarthy, Union County Commissioner	Aye
	Mr. Mitchell, Union County Commissioner	Aye
	Mrs. Martin, Delaware County Commissioner	Aye
	Mr. Wuertz, Delaware County Commissioner	Absent
	Mr. Ward, Delaware County Commissioner	Aye

RESOLUTION NO. 02-776

IN THE MATTER OF SETTING DATE AND TIME FOR VIEWING AND PUBLIC HEARING FOR
CONSIDERATION OF A DITCH PETITION FILED BY DONALD WILSON AND OTHERS:

It was moved by Mr. Mitchell, seconded by Mr. Ward to approve the following:

WHEREAS, on this 14 day of June 2002, the Clerk of the Board of the Delaware County Commissioners gave notice to the Joint Board of Delaware and Union Counties, on the filing with her of a petition signed by Donald Wilson and others to:

Generally improve both surface and subsurface drainage on the unnamed water course as described below:

Commencing in Scioto Township in the south right of way of Mills Road on the Donald & Gladys Wilson parcel continuing north through the Mills Road right of way onto the Sandra Rosso Parcel, continuing north and west onto the Henry Lowe property, to a good and sufficient outlet.

Repair and or replacement of subsurface drainage mains and also remove sediment brush, trees and any other obstructions from the path of the surface drainage, to a good and sufficient outlet.

WHEREAS, the proper bond has been filed with the Delaware County clerk, approved, conditioned for the payment of costs of notices, plus any other incidental expenses, except the cost incurred by the Delaware County Engineer in making his preliminary reports, if the prayer of this petition is not granted, or if the petition is for any cause

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dismissed, unless the Joint Board decides to pay the Delaware County Engineer’s cost from the bond in accordance with Section 6131.09 of the Revised Code;

THEREFORE, BE IT RESOLVED, BY THE Joint Board of Delaware and Union County Commissioners, that the 8th day of July, 2002, at 1:30 PM commencing at 8350 Mills Road, be and the same is hereby fixed as the time and place for the view thereon, and

BE IT FURTHER RESOLVED, That the 5th day of August, 2002, at 7:30 P.M. at the Office of the Board of Delaware County Commissioners, 101 North Sandusky Street, Delaware, Ohio be and the same is hereby fixed as the time and place for the first hearing on the petition, and

BE IT FURTHER RESOLVED, That notice of said view and hearing be given, as required by law.

Vote:	Mr. Fraser, Union County Commissioner	Absent
	Mr. McCarthy, Union County Commissioner	Aye
	Mr. Mitchell, Union County Commissioner	Aye
	Mrs. Martin, Delaware County Commissioner	Aye
	Mr. Wuertz, Delaware County Commissioner	Absent
	Mr. Ward, Delaware County Commissioner	Aye

There being no further business the meeting adjourned.

Deborah B. Martin

James D. Ward

Donald E. Wuertz

Letha George, Clerk to the Commissioners