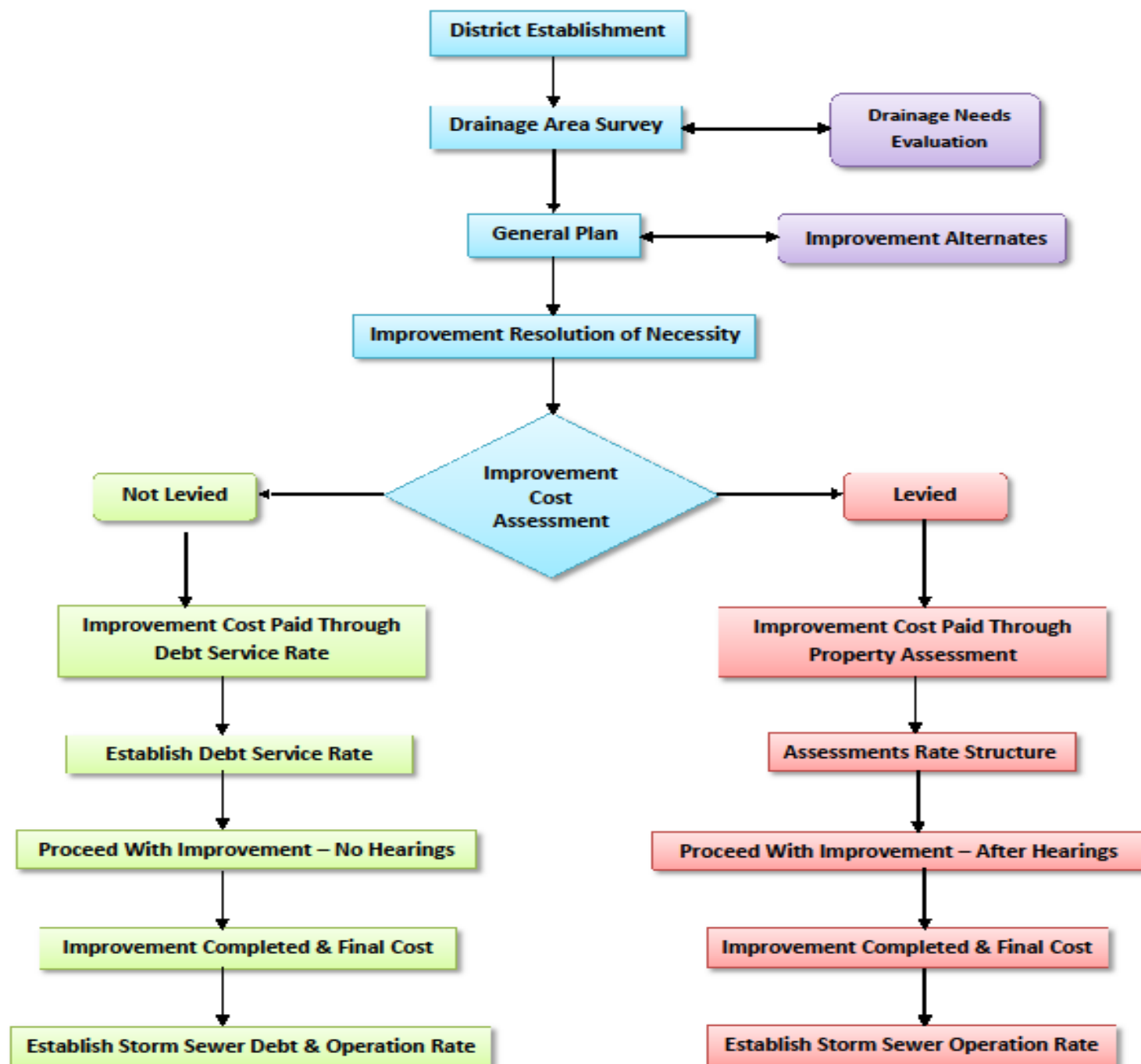


**FULTON COUNTY
STORM SEWER DISTRICT
CLINTON/GERMAN TOWNSHIP
PUBLIC INFORMATIONAL MEETING
PETTISVILLE – AUGUST 26, 2014**

ORC 6117 - County Sewer Outline

- **Definition – ORC 6117.01**
- **Establishment of District – ORC 6117.01**
- **Drainage Area Survey – ORC 6117.011**
- **General Plan – ORC 6117.06**
- **Resolution of Necessity – ORC 6117.06**
- **Special Assessment / Not Levied – ORC 6117.06**
- **Special Assessment / Levied – ORC 6117.06**
- **Proceed with Construction – ORC 6117.07**
- **Appeal – ORC 6117.09**



Storm Sewer District

ORC 6117.01 – Definition

Storm Sewer & Drainage Facilities

- Storm Drainage/Runoff
- Collection
- Pumping
- Treatment
- Control/Storage
- Disposal

Storm Sewer District

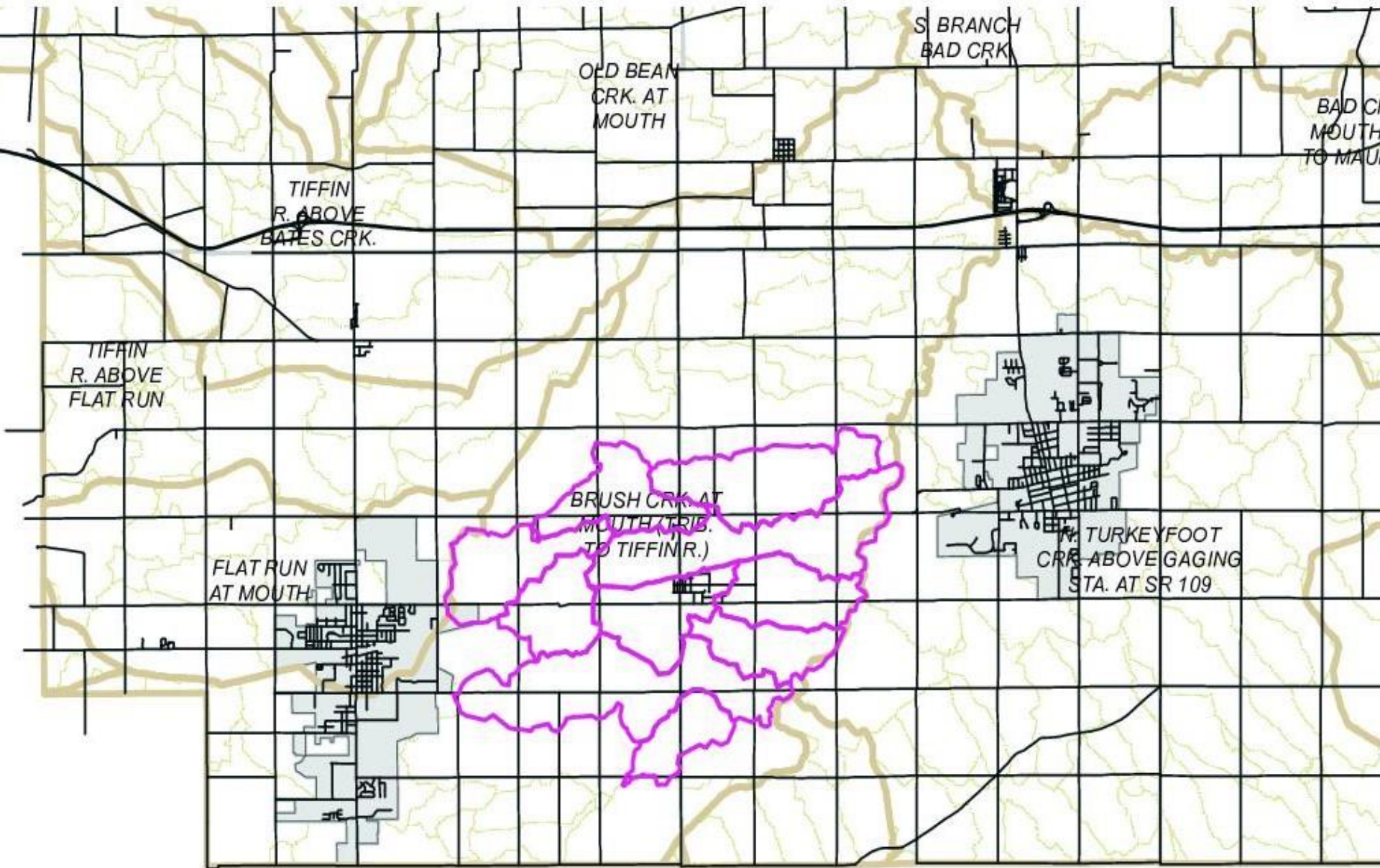
ORC 6117.01 – Establishment of District

For the purpose of preserving and promoting the public health and welfare, the Board of County Commissioners may lay out, establish, operate and maintain sewer district(s).

Storm Sewer District

ORC 6117.011 – Drainage Area Survey

- Survey of drainage facilities being contemplated.
- Adopt resolution declaring purpose and necessity.
- Survey includes drawings, plans, specifications, cost estimate, assessment rolls, facts, material, data, reports, and other information.
- Determine whether or not to assess for the cost of the survey, depending on the work involved.



TIFFIN
R. ABOVE
BATES CRK.

OLD BEAN
CRK. AT
MOUTH

S BRANCH
BAD CRK.

BAD CR.
MOUTH
TO MAU

TIFFIN
R. ABOVE
FLAT RUN

FLAT RUN
AT MOUTH

BRUSH CRK. AT
MOUTH (TRIB.
TO TIFFIN R.)

TURKEYFOOT
CRK. ABOVE GAGING
STA. AT SR 109

BRUSH CRK AT
MOUTH (TRIB-
TO TIFFIN R.)

N TURKEYFOOT
CRK ABOVE GAGING
STA AT SR 109

VAN HUYING
CRK. (TRIB TO
OBERHAUS CRK.)

0 0.5 1 2 Miles

Pettisville 4 Section Parcels



DRAWN BY P-O-GIS & BARRIS

Storm Sewer District

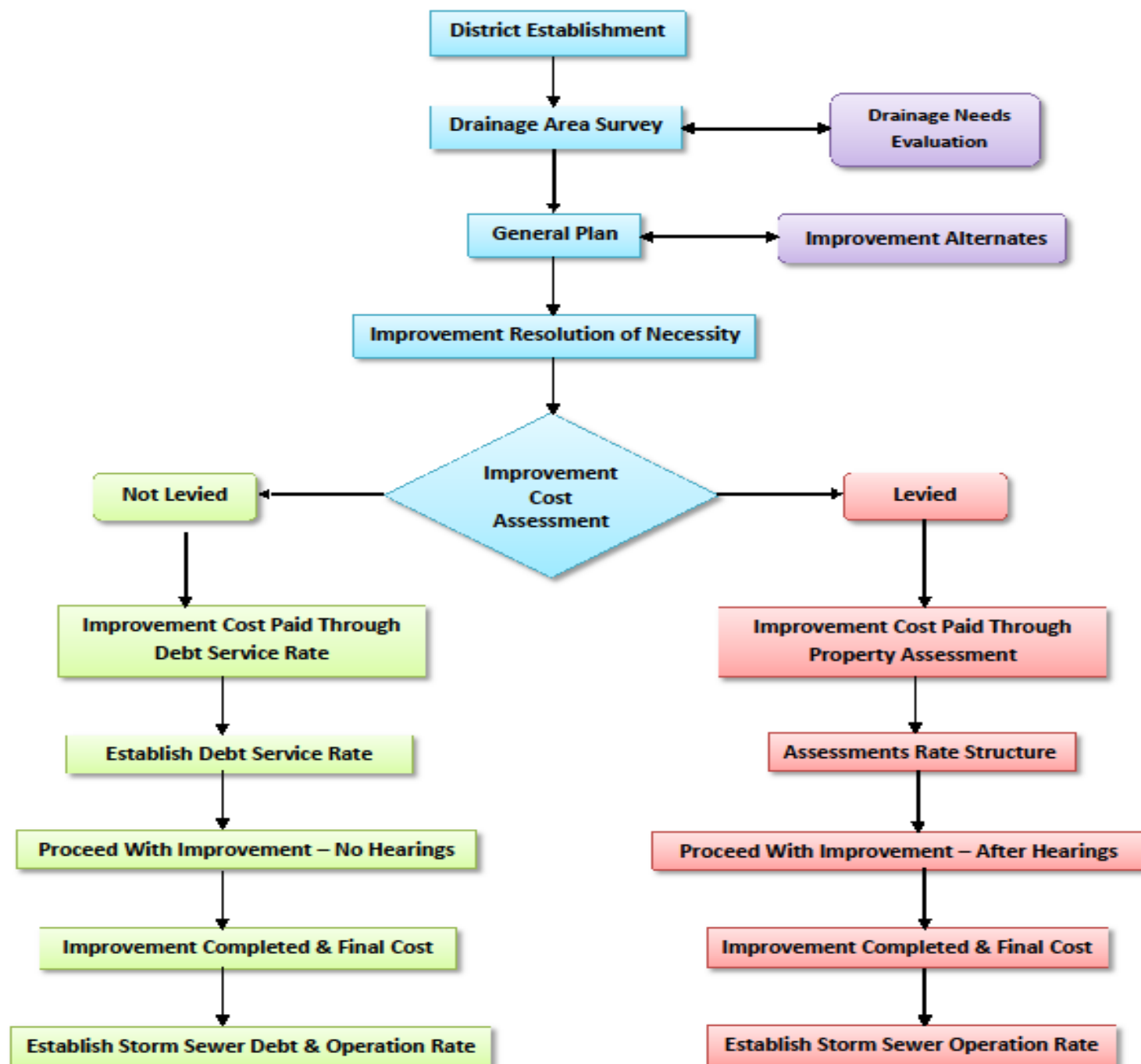
ORC 6117.06 – General Plan

- After establishment of sewer district.
- Prepare general plan of drainage.
- Plan includes existing drainage facilities; prevention/replacement facilities; additional drainage facilities; or prevention/replacement facilities.
- Plan includes drawings, plans, specifications, cost estimate, assessment rolls, facts, material, data, reports, and other information.
- Determine whether or not to assess for the cost of the plan, depending on the work involved.

Storm Sewer District

ORC 6117.06 – Resolution of Necessity

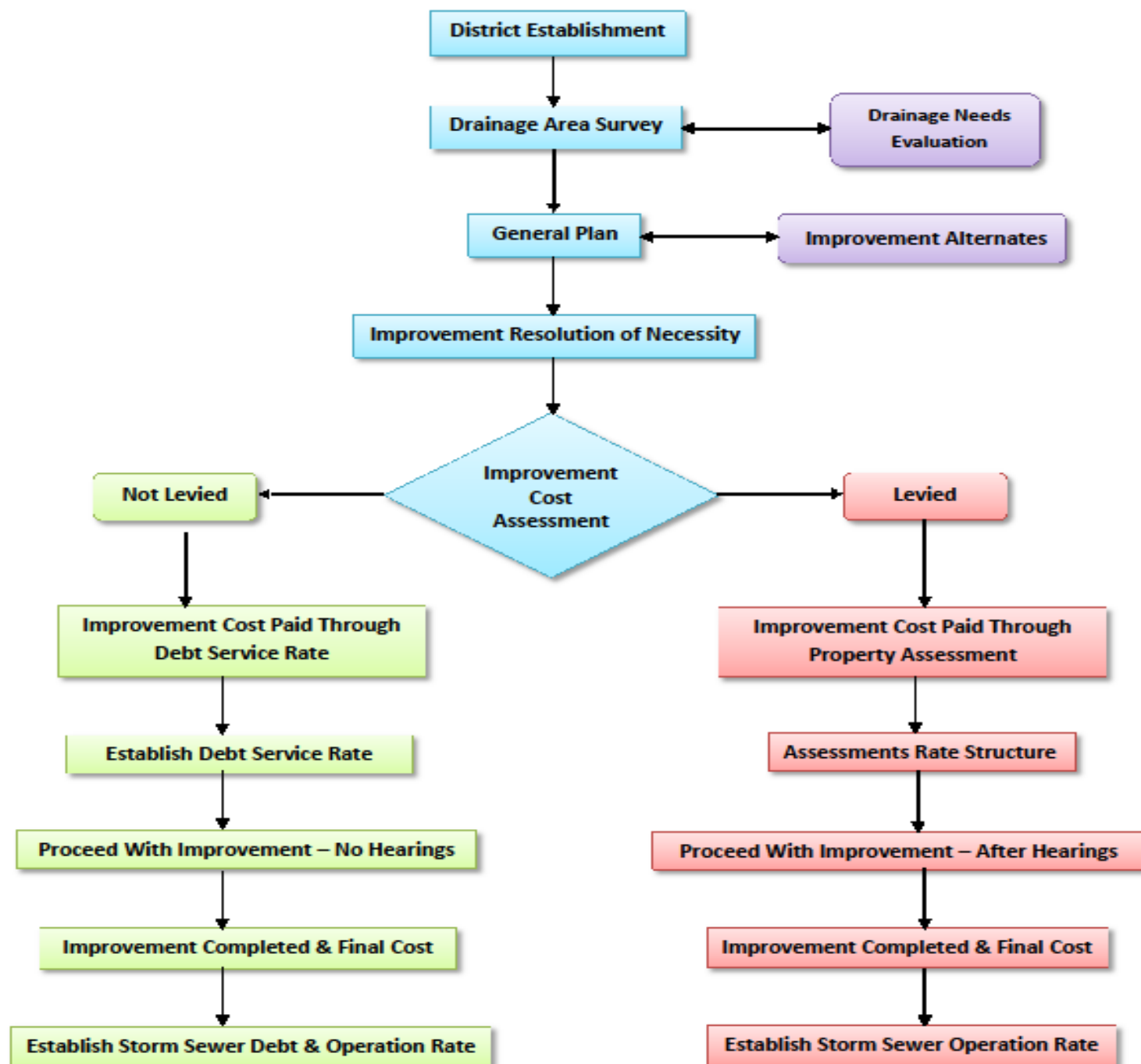
- After general plan completion.
- Adopt resolution describing the improvement being acquired or constructed including its nature, location, route, and termini.
- Declare improvement is necessary for the preservation and promotion of the public health and welfare.
- Determine whether or not special assessments are to be levied/collected to pay for the improvement.



Storm Sewer District

ORC 6117.06 – Special Assessment - Not Levied

- Assessments not levied/collected to pay for the improvement.
- Resolution of necessity authorizing the issuance or incurrence of public obligations for the improvement.
- Prepare plans, specifications and cost estimate.
- Proceed with the improvement without regard to the procedures of ORC 6117 Sections.
- Establish storm sewer debt service and operation rate.



Storm Sewer District

ORC 6117.06 – Special Assessment - Levied

- Assessments levied/collected to pay for the improvement.
- Proceed with the improvement as per ORC 6117 sections.
- Prepare plans, specifications, cost estimate and tentative assessment.
- Tentative assessment for information only.
- Approval of plans, specifications, cost estimate and tentative assessment.
- Establish storm sewer operation rate.

Storm Sewer District

ORC 6117.06 – Special Assessment Levied – Notification

- After approval of plans, specifications, estimate and assessment.
- Notice 24 days before adopting a resolution of necessity and to proceed:
 - First class or certified mail
 - Specify date of the adoption of the resolution
 - Contain a statement regarding improvement financing by special assessments
 - Contain a statement that an agricultural district may be established by filing an application with the county auditor
 - If any mail is returned then newspaper notice ten days before the adoption of the resolution

Storm Sewer District

ORC 6117.06 – Special Assessment Levied

- Adopt a resolution
 - Declaring improvement is necessary for the preservation and promotion of the public health and welfare.
 - Intent to assess cost against the benefited properties within the district.
 - Description of the boundaries of that part of the district to be assessed.
 - Designate a time and place for objections to the improvement, to the tentative assessment, or to the boundaries of the assessment district to be heard by the board.

Storm Sewer District

ORC 6117.06 – Special Assessment Levied

- Hearing
 - Notice of hearing published once a week for two consecutive weeks in newspaper of general circulation in the county.
 - Hearing shall be 24 days after the date of first hearing publication.
 - On or before the date of the second publication, send by first class or certified mail a copy of the notice to every owner of property to be assessed.
 - Notice set the time and place of the hearing, description of the improvement, assessment district area, and the place where the plans, specifications, estimate of cost, and tentative assessment are filed.

Storm Sewer District

ORC 6117.06 – Special Assessment Levied

- At the hearing, the board shall hear all parties whose properties are proposed to be assessed.
- Written objections to or endorsements of the proposed improvement shall be received by the board for a period of five days after the completion of the hearing.
- No action shall be taken by the board until after waiting period has elapsed.

ORC 6117.07 – Proceed with Improvement

- After the expiration of the 5-day period for the filing of written objections, the board may determine whether or not it will proceed with the improvement.
- Notice of the time and place of which the resolution to proceed with the improvement will be considered and given in writing to all persons who filed written objections.
- Notice shall contain the following language: "any person, firm, or corporation desiring to appeal from the final order or judgment of the board upon any of the questions mentioned in section 6117.09 of the Revised Code shall, on or before the date of the passage of the improvement resolution, give notice in writing of an intention to appeal, specifying therein the matters to be appealed from."

Storm Sewer District

ORC 6117.07 – Proceed with Improvement

- Adopt a resolution to be known as the improvement resolution.
- Declare the determination to proceed with the improvement.
- Appeal may be filed within ten days after the passage of the resolution to proceed with the improvement.

Storm Sewer District

ORC 6117.09 – Appeal

- Owner of property to be assessed may appeal to the probate court from the action of the board in determining to proceed with the improvement in regard to any of the following matters:
 - Necessity of improvement, including whether the cost of the improvement will exceed the benefits resulting therefrom.
 - Boundaries of the assessment district.
 - Apportionment of the assessment.
- Such appeal shall be effected within ten days after the passage of the resolution to proceed with the improvement.

Questions

Board of Fulton County Commissioners

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419-337-9255

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