

STATUTORY RESOLUTION NO. 15 - 2010

**RESOLUTION OF THE
BOARD OF TOWNSHIP TRUSTEES,
WEST CHESTER TOWNSHIP, BUTLER COUNTY, OHIO**

**RESOLUTION DECLARING THE NECESSITY
OF LEVYING A CONTINUING REPLACEMENT TAX IN EXCESS OF THE TEN-MILL
LIMITATION AND REQUESTING THE COUNTY AUDITOR TO CERTIFY
MATTERS IN CONNECTION THEREWITH**

WHEREAS, the electors of the Township approved a continuing levy of 4.5 mills and a continuing levy of 2.5 mills during the May and November elections of 2001, respectively (collectively, hereinafter the "Original Levies"), each such Original Levy for the Township's benefit;

WHEREAS, pursuant to Section 5705.19(J) of the Ohio Revised Code, the Original Levies were enacted for the purpose of the payment of salaries of permanent police personnel, including the payment of the police officer employer's contribution required under Section 742.33 of the Ohio Revised Code or providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of a police department in West Chester Township, Butler County, Ohio (collectively, hereinafter the "Purposes");

WHEREAS, the Original Levies were first placed on the tax list and duplicate in the year 2001;

WHEREAS, pursuant to Section 5705.192 of the Ohio Revised Code the Township proposes to replace the two existing Original Levies by combining them into one continuing replacement levy (the "Replacement Levy"), at a rate equal to the combined tax rate of the Original Levies;

WHEREAS, because the amount of taxes that may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount of revenue to provide for the necessary requirements of the West Chester Township Police Department, this Board of Township Trustees anticipates levying the Replacement Levy; and

WHEREAS, pursuant to Section 5705.03 of the Ohio Revised Code this Board of Township Trustees is required to certify to the County Auditor a Resolution requesting the County Auditor to certify certain matters in connection with such a tax levy.

NOW THEREFORE, BE IT RESOLVED, that the West Chester Township Board of Trustees does hereby agree:

SECTION 1. That pursuant to the provisions of Sections 5705.19(J) and 5705.192 of the Ohio Revised Code, it is necessary that the Replacement Levy be levied in excess of the ten-mill limitation for the Township's benefit and for the Purposes at a rate not exceeding 7.0 mills for each one dollar of valuation, which is equal to the combined rate of the Original Levies, for a continuing period of time

commencing with a levy on the duplicate of the current tax year, 2010, such levy to replace the Original Levies.


SECTION 2. That the question of the passage of the Replacement Levy shall be submitted to the electors of the Township at an election to be held on November 2, 2010. If approved by the electors, the Replacement Levy shall first be placed upon the tax list and duplicate for the current tax year, 2010, for first collection in calendar year 2011 and shall thereafter be levied for a continuous period of time.

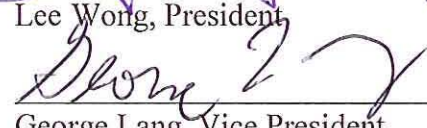
SECTION 3. That pursuant to Section 5705.03 of the Ohio Revised Code, the County Auditor is hereby requested to certify to this Board the total current tax valuation of the Township and the dollar amount of revenue that would be generated by the number of mills specified in SECTION 1 hereof for the Replacement Levy, and the Fiscal Officer of this Board be and is hereby directed to certify forthwith a copy of this Resolution to the County Auditor at the earliest possible time so that said County Auditor may certify such matters in accordance with such Section 5705.03.

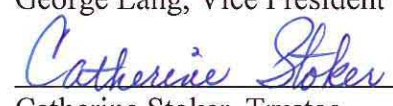
SECTION 4. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. Pursuant to Section 5705.19 of the Ohio Revised Code, this Resolution shall become effective upon passage.

Adopted the 22nd day of June, 2010

 Lee Wong, President **Yes**


 George Lang, Vice President **No**

 Catherine Stoker, Trustee **YES**

ATTEST:


Patricia Williams, Fiscal Officer

APPROVED AS TO FORM:


Donald L. Crain, Law Director

CERTIFICATE OF ESTIMATED PROPERTY TAX REVENUE

(Use this form when a taxing authority certifies a millage rate and requests the revenue produced by that rate.)

The county auditor of Butler County, Ohio, does hereby certify the following:

1. On June 23, 2010, the taxing authority of the West Chester Township certified a copy of its resolution or ordinance adopted June 22, 2010, requesting the county auditor to certify the current tax valuation of the subdivision and the amount of revenue that would be produced by Seven (7.0) mills, to levy a tax outside the ten-mill limitation for the purpose of the payment of salaries of permanent police personnel, including the payment of the police officer employer's contribution required under Section 742.33 of the Revised Code or providing and maintaining motor vehicles, communications, and other equipment used directly in the operation of a police department in West Chester Township, Butler County, Ohio, pursuant to Revised Code Section 5705.19(J), to be placed on the ballot at the November 2, 2010, election. The levy type is replacement.
2. The estimated property tax revenue that will be produced by the stated millage, assuming the tax valuation of the subdivision remains constant throughout the life of the levy, is calculated to be \$14,951,594.
3. The total tax valuation of the subdivision used in calculating the estimated property tax revenue is \$1,960,570,490.



Auditor's signature

June 23, 2010

Date

Instructions

1. "Total tax valuation" includes the taxable value of all real property in the subdivision as indicated on the tax list most recently certified for collection and estimates of the taxable value of personal and public utility personal property for the first year the levy will be collected as set forth on the worksheets prescribed in conjunction with this form. If the subdivision is located in more than one county, the home county auditor (where the greatest taxable value of the subdivision is located) shall obtain the assistance of the other county auditors to establish the total tax valuation of the subdivision.
2. For purposes of this certification, "subdivision" includes any agency, board, commission or other authority authorized to request a taxing authority to submit a tax levy on its behalf.
3. "Levy type" includes the following: (1) additional, (2) renewal, (3) renewal with an increase, (4) renewal with a decrease, (5) replacement, (6) replacement with an increase and (7) replacement with a decrease levies.
4. Please file this certificate with the subdivision as soon as possible, so the taxing authority can pass a resolution to proceed not later than 90 days before the election.

**WEST CHESTER TOWNSHIP
PROPOSED TAX LEVY**

A majority affirmative vote
is necessary for passage

A replacement of a tax for the benefit of West Chester Township, Butler County, Ohio FOR THE PURPOSE OF THE PAYMENT OF SALARIES OF PERMANENT POLICE PERSONNEL, INCLUDING THE PAYMENT OF THE POLICE OFFICER EMPLOYER'S CONTRIBUTION REQUIRED UNDER SECTION 742.33 OF THE REVISED CODE OR PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS, AND OTHER EQUIPMENT USED DIRECTLY IN THE OPERATION OF A POLICE DEPARTMENT IN WEST CHESTER TOWNSHIP, BUTLER COUNTY, OHIO, at a rate not exceeding 7.0 mills for each one dollar (\$1.00) of valuation, which amounts to seventy cents (\$.70) for each one hundred dollars (\$100.00) in valuation, that will be levied for a continuous period of time commencing in 2010, first due in calendar year 2011.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY