

**RESOLUTION NO. 2000-41**

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**RESOLUTION AUTHORIZING BUTLER COUNTY COMMISSIONERS  
TO DESIGNATE WEST CHESTER TOWNSHIP AS A  
LIMITED AUTHORITY ENTERPRISE ZONE**

**WHEREAS**, the Ohio Enterprise Zone Act (the "Act"), under Ohio Revised Code Section 5709.61 through 5709.69 has authorized counties, with the consent and agreement of affected municipalities and townships therein, to designate areas as Enterprise Zones and to execute agreements with certain enterprises for the purpose of establishing, expanding, renovating or occupying facilities and hiring new employees and preserving jobs within said Zones in exchange for specified local tax incentives granted by the county; and

**WHEREAS**, the Township Trustees of West Chester Township ("The Trustees") upon due consideration desire to implement said Act and to designate an Enterprise Zone within the boundaries of West Chester Township ("The Township") to promote the economic welfare of said Township; and

**WHEREAS**, it is necessary for the Trustees to formally request from the County Commissioners of Butler County, Ohio ("The Board") the inclusion of the Township in an Enterprise Zone proposal and to include such a resolution in a petition to the director of the Department of Development of the State of Ohio to certify the area described as such a Zone; and

**WHEREAS**, the Trustees find and determine that designation of the Zone pursuant to the Ohio Revised Code Section 5709.63 will promote the economic welfare of the residents of the Township by creating new jobs and retaining and preserving existing jobs and employment opportunities within such areas and is in the best interest of said Township; and

**WHEREAS**, the Trustees understand that the Board of County Commissioners is required by law to administer all Enterprise Zones and agreements with the County and will therefore appoint a designee to be responsible for:

- 1) the establishment and operation of the Tax Incentive Review Council as specified in Ohio Revised Code Section 5709.85;
- 2) to ensure that the Enterprise Zone agreements contain the information required in Ohio Revised Code Section 5709.632, including but not limited to a description of the project, the amount to be invested, the number of jobs created and/or retained, the annual new payroll associated with these jobs, and the specific percentage and term of the tax exemptions being granted toward real and/or personal property;
- 3) to forward copies of all Enterprise Zone Agreements to both the Ohio Department of Development and the Ohio Department of Taxation within fifteen days after the agreement is entered into, as specified in the Ohio Revised Code;
- 4) to notify affected school boards of proposed projects a minimum of fourteen (14) days prior to formal local legislative consideration and to include comments by the school boards as a part of the review process as required under Ohio Revised Code Section 5709.83;
- 5) to maintain a centralized record of all aspects of the Zone, including copies of the agreements, a list of the members of the Tax Incentive Review Council, and a summary of the Tax Incentive Review Council's annual review of each agreement; and



6) to submit a comprehensive annual report of the status of all Enterprise Zone activities on or before March 31 of each year pursuant to Section 5709.68.

**WHEREAS**, the Trustees are requesting designation of an Enterprise Zone which includes all or part of the Township area and meets the population, boundary and distress requirements to be certified as an Enterprise Zone under Section 5709.632.

**WHEREAS**, the Trustees request from the Board of County Commissioners the power and duty to negotiate Enterprise Zone Agreements as permitted in Ohio Revised Code Section 5709.632 and that the Trustees agree to negotiate agreements and to assist the Board of County Commissioners in the administration of the Enterprise Zone and will approve all agreements before submitting agreements to the Board of County Commissioners for approval; and

**WHEREAS**, the Trustees hereby agree to the establishment of a Tax Incentive Review Council or councils pursuant to Ohio Revised Code Section 5709.85 and will appoint two representatives to said Council within sixty days after the state development director certifies the Zone.

**WHEREAS**, the Zone as proposed will be the only Enterprise Zone in the Township; and

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees hereby authorize the County to include the portion of the Township described in Exhibit A in the Enterprise Zone; and

**BE IT FURTHER RESOLVED**, that the Clerk of the Board of County Commissioners, of Butler County, Ohio is hereby authorized to include this resolution in the petition to the Director of the Department of the State of Ohio.

Adopted the 19<sup>th</sup> day of December, 2000

**ATTEST:**

Patricia Williams  
Patricia Williams, Township Clerk

Jose Alvarez Yes  
Jose Alvarez

David Tacosik Yes  
David Tacosik

Catherine Stoker Yes  
Catherine Stoker

**APPROVED AS TO FORM:**

Donald L. Crain  
Donald L. Crain, Law Director

December 5, 2000	First Reading
Date	
	Emergency Reading
Date	
December 19, 2000	Second Reading
Date	
12/26/00 <i>Journal News</i>	First Publication
Date and Newspaper	(After Approval)
12/27/00 <i>Pulse Journal</i>	
Date and Newspaper	
1/2/01 <i>Journal News</i>	Second Publication
Date and Newspaper	(After Approval)
1/3/01 <i>Pulse Journal</i>	
Date and Newspaper	
<i>Patricia Williams</i> 1/9/01	Certificate of Publication
Clerk Signature & Date	



# OHIO DEPARTMENT OF DEVELOPMENT

Bob Taft  
Governor

Joseph C. Robertson  
Interim Director

January 19, 2001

The Honorable Robert Wolpert  
Mayor, City of Fairfield  
Fairfield Municipal Building  
Fairfield, OH 45014

Dear Mayor Wolpert:

Please find enclosed confirmation of amended certification for Ohio's Enterprise Zone Program, pursuant to Ohio Revised Code Section 5709.632 (A) (3). The confirmed zone includes the area within the City of Fairfield and Westchester Township as designated by the Butler County Board of Commissioners. This certification was effective December 22, 2000.

Please do not hesitate to contact Carrie Richards Manno of the Ohio Department of Development at (614) 752-9690 if there are further questions.

Sincerely,

Daryl P. Hennessy  
Manager  
Office of Tax Incentives

Enclosure

C: Kay Rogers  
Jose Alvarez  
Charles Furmon  
Alan Hutchinson  
Larry McDonough  
John Pennell  
Joseph Lupo  
John Boehner  
Mike DeWine  
George Voinovich



# OHIO DEPARTMENT OF DEVELOPMENT

C. Lee Johnson  
Director

Bob Taft  
Governor

## OHIO'S ENTERPRISE ZONE PROGRAM

BUTLER COUNTY/CITY of FAIRFIELD and WEST CHESTER TOWNSHIP

### AMENDED CERTIFICATION - ZONE No. 168C

Upon examination of (a) the "Petition for Zone Certification" on behalf of West Chester Township authorized by the Butler County Board of Commissioners on December 20, 2000; (b) a certified copy of Enterprise Zone Resolution No. 00-12-2095 adopted by the Butler County Board of Commissioners on December 14, 2000; (c) a certified copy of Enterprise Zone Resolution No. 2000-41 adopted West Chester Township on December 19, 2000; (d) a written description of the area designated as the proposed zone; (e) a map of the proposed zone; and (f) a review of the findings of the staff of this Department, I have determined that the area so designated meets the requirements of Ohio Revised Code Section 5709.61 (A) (3). This zone was previously certified by the Director of Development on May 2, 1990 and amended on May 18, 1998.

Accordingly, pursuant to Ohio Revised Code Section 5709.632 (A) (3), I hereby recertify the area within the city of Fairfield and West Chester Township as designated by the Butler County Board of Commissioners as an Enterprise Zone.

Executed at Columbus, Ohio this 22<sup>nd</sup> day of December 2000.

C. Lee Johnson, Director  
Ohio Department of Development