

**RECORD OF PROCEEDINGS
MINUTES OF EMERGENCY MEETING
OCTOBER 29TH, 2013**

The Medina Township Board of Trustees held an emergency meeting on October 29th, 2013. Chairman Todd called the meeting to order at 9:50 pm with the following Trustees in attendance: Michael D. Todd, Ray Jarrett and Ken DeMichael. Also in attendance was the Road Foreman, the Township Secretary and the general public.

Mr. Todd explained that the reason for the meeting was to discuss potential litigation and/or concerns related to logging activities taking place along the north branch of the Rocky River, specifically a parcel owned by Tim and Anna Myers. It is an 18.29 acre parcel. Mr. Todd printed out a parcel plat from the Fish and Wildlife Service and printed out a copy of the Freshwater Emergent Wetland that is contained on the lot. Mr. DeMichael and Mr. Miller checked out the logging operation and said it didn't look like they were logging in the wetlands. Mr. Jarrett said there is a considerable amount of logging that is stacked along the Remsen Road entrance to the property.

Mr. Todd said the potential conflict is, if it's not in the wetland it is not controlled by the Township and a person can log all the trees they want. If it creates flooding downstream that is not governed by the Soil and Water Conservation District because they deal specifically with soils. Mr. Todd has met with Commissioner Hambley to discuss the County putting something in place to preserve the water streams in the County and to make sure the wetlands throughout the County are preserved. Commissioner Hambley said he would present it to the other Commissioners.

Ron Kuharik (3405 Nichols Road) said the owner is aware of the wetlands. Mr. Kuharik feels his property would be compromised and his house will be washed away if the trees are cut.

Arthur DeThomas (3395 Nichols Road) said he bought the house because of the land. He can stand in his backyard and watch the deer. He said his yard also gets flooded and if they continue cutting the trees he is going to sell his house.

Angel Abshire (3405 Nichols Road) is concerned that the owner intends to reclaim the property by laying traps and baits to bring wildlife and then using the property as a hunting range.

Bud Preston (3378 Old Weymouth Road) worries about the flooding on Mr. Kuharik's property. Mr. Preston's job is to write songs for communities and he uses Mr. Myers property to record birds and sounds. He feels that when Mr. Myers bought the property on the river he should have realized that his decisions might affect the community.

Ethan Lydon (3355 Old Weymouth Road) said the logging of the trees will have a massive impact on the property and he also heard there may be a hunting range.

Mr. Todd said the property is not geared for hunting and it would be considered agriculture.

Mr. Miller, Road Foreman, said Mr. Myers plan is to plant 200 black walnut trees.

Lawrence Puljic (2930 Remsen Road) said he is raping the property and should be stopped. Mr. Puljic has called the EPA, the Army Corps of Engineers, The Soil Conservation and the Gazette.

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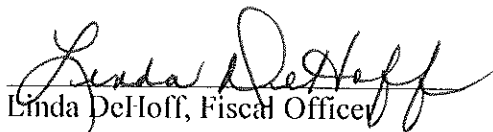
Mr. Todd said we, as a Board can't do anything if it is not a public cause of action. If it relates to the wetlands we or somebody can do something. There is always the alternative, you can approach the property owner and buy out their interest in that property by way of a conservation easement. The solution really lies with the County.

Arthur DeThomas said if he can't get flood insurance and something happens what does he do?

Mr. Todd said Mr. Miller and Mr. DeMichael saw signs put on the trees that say don't cut the trees and that was trespassing. He asked that everyone remain above board because when things get contentious it brings out the worst in people. Mr. Jarrett said there is a no trespassing sign posted.

Mr. Todd said the course of action would be to have Mark Yurick research it and draft a letter. Mr. DeMichael asked if the letter can be done tomorrow before the logging is complete. Mr. Todd said we can ask to have it done and then it can be hand delivered. Mr. Todd said they will do what they can.

Mr. Todd motioned to adjourn the meeting at 10:44 pm. Mr. Jarrett seconded the motion. Voting aye thereon: Mr. Todd, Mr. Jarrett and Mr. DeMichael.


Linda DeHoff, Fiscal Officer


Michael D. Todd, Chairman


Ray Jarrett, Vice-Chairman


Ken DeMichael, Trustee