

CHAPTER 1486
Topsoil, Loam, Sand and Gravel Removal

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CROSS REFERENCES

Ohio Division of Soil and Water Conservation - see Ohio R.C. Ch. 1511
Soil and water conservation districts - see Ohio R.C. Ch. 1515
Parks and natural resources projects - see Ohio R.C. Ch. 1557
Erosion and sedimentation control - see P. & Z. Ch. 1224

1486.01 APPROVAL OF COUNCIL REQUIRED.

No person shall move out of the Village any soil, dirt, or any other similar substance, from land within the Village, which is the direct product of land development, land improvement or road building, without the approval of the Village Council.
(1974 Code §110.01)

1486.02 APPLICATION FOR APPROVAL.

(a) Except as provided in Section 1486.03(b), any person, firm, corporation or other entity desiring to remove topsoil, loam, sand, gravel or other substances from land located in any area within the Village, shall file with the Village Engineer and the Building Inspector a written application for permission to carry on such operations, which shall contain the following information:

- (1) The name and address of the applicant; in the case of a partnership, the name and address of each partner; in the case of a corporation, the names and addresses of its principal officers;

- (2) Where the applicant is not the owner, written consent for such operation by the owner;
- (3) A description of the land on which such operations are to take place; and
- (4) The method of removal to be employed, the time within which such work is to be commenced and completed, the depth to which such removal is to take place, the type of reseeded or replanting proposed, the method of drainage during operations and after completion, the topography of the land after removal, the proposed ultimate use of the land, and such other information as the Village Engineer and the Building Inspector may deem proper. Such application shall also contain a statement that the applicant will furnish a performance bond in the sum of five hundred dollars (\$500.00) per acre, or fraction thereof, in the event that the permit is granted.

(b) The Village Engineer and the Building Inspector shall forward copies of their report and recommendations to the Mayor and the Village Clerk/Treasurer for immediate exhibition to the Council.

(1974 Code §110.02)

1486.03 GRANTING OF PERMIT UPON HEARING; CONDITIONS; EXCEPTIONS FROM APPLICATION OF CHAPTER.

(a) If, upon a hearing, the Council determines that the granting of an application will not adversely affect the public health, safety and welfare, it shall grant the application with conditions relating to the method of removal, the term of the permit, the amount of such removal which may be permitted on the land, and the reseeded or replanting proposed, and such other conditions which the Council may deem necessary for the protection of the public health, safety and welfare, which conditions shall be made a part of the permit and constitute limitations thereon.

(b) This chapter shall not apply to the removal or excavation of topsoil, loam, sand, gravel or other substance which is only incidental to any work or construction for which a permit shall have been issued by the Building Inspector.

(1974 Code §110.03)

1486.04 ISSUANCE OF PERMIT; PERFORMANCE BOND REQUIRED; PERMIT FEE.

Upon the granting of a permit, the Council shall issue such permit upon the posting of a surety bond running to the Village, conditioned upon performance in accordance with its terms, in the amount of five hundred dollars (\$500.00) for each acre or fraction thereof, and upon payment of a permit fee in the amount of fifty dollars (\$50.00) per acre or fraction thereof. Such bond shall be approved by the Mayor. (1974 Code §110.04)

1486.05 VIOLATIONS.

No person shall violate or fail to comply with any of the provisions of this chapter or any term of any permit granted under authority of this chapter.

(1974 Code §110.99)

1486.99 PENALTY; EQUITABLE REMEDIES.

(a) Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a misdemeanor of the first degree and shall be fined not more than one thousand dollars (\$1,000) or imprisoned not more than six months, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues. (Adopting Ordinance)

(b) Notwithstanding the penalty provided in subsection (a) hereof, the Village may, without invoking such criminal procedure, institute and maintain any remedy provided by law or equity, including, but not limited to, remedies to enjoin or abate any violation. The institution of any criminal or civil proceedings by the Village shall in no way prohibit an owner specially damaged by the violation from seeking such remedies as the law or equity may provide.

(1974 Code §110.05)

1. The first part of the document discusses the importance of maintaining accurate records of all transactions.

2. It is essential to ensure that all entries are supported by appropriate documentation and receipts.

3. Regular audits should be conducted to verify the accuracy of the records and to identify any discrepancies.

4. The second part of the document outlines the procedures for handling cash and credit transactions.

5. All cash receipts should be recorded immediately and deposited in a secure bank account.

6. Credit sales should be recorded at the time of sale, and the corresponding receivables should be tracked.

7. The third part of the document provides guidelines for managing inventory and stock levels.

8. Inventory should be counted regularly to ensure that the recorded quantities match the actual quantities.

9. The fourth part of the document discusses the importance of maintaining accurate financial statements.

10. These statements should be prepared on a regular basis and reviewed by management to ensure their accuracy.

11. The final part of the document provides a summary of the key points discussed throughout the document.

12. It is hoped that these guidelines will help to improve the accuracy and reliability of the company's financial records.

13. Thank you for your attention and cooperation in implementing these procedures.

14. Sincerely,
[Signature]

15. [Name]
[Title]

16. [Address]
[City, State, Zip]

17. [Phone Number]
[Fax Number]

18. [Email Address]

19. [Website]

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