

# The O·C·E·O·A Enforcer

The Newsletter of the Ohio Code Enforcement Officials Association

First Quarter, 2007

## SPOTLIGHT

Mediation

By: Barb McGilvray

## CITATIONS

How Dayton Does It

**Mike Dugan**, Conservation Supervisor with the City of Dayton, will be with us at 10:00 am to discuss The City of Dayton's procedures for issuing Citations.

Mike has 28 years with the City of Dayton, 8 as an inspector 20 as a supervisor. Certified as Building Inspector, 1 & 2 family dwelling inspector, Property Maintenance Inspector SMSgt 445th Airlift Wing, Wright-Patterson AFB, Ohio, Support Flight Section Chief 28 years.

Mike will explain Dayton's Revised Code of General Ordinances as they pertain to violations for which citations can be issued. He will list the various types of violation that are subject to the issuance of citations as opposed to writing legal orders.

## EMINENT DOMAIN, ENTERING VACANT PROPERTIES, SUMMARY ABATEMENT and CAR TOWING ORDINANCES

Attorney, **Paul Goldberg**, will be with us to educate us on all of these subjects. Eminent domain, entering vacant properties, summary abatement ( 24 hour after service of notice) , legality of the City of Oregon's 3 day car towing ordinance.

Paul is well qualified to lead us in the right direction. Paul earned his Bachelor of Sciences Degree from Ohio University in 1969. He went on to obtain his Master of Arts Degree from the University of Toledo in 1972 and obtained his JD from the University of Oregon in 1977.

Paul is currently active in private law practice with the firm of GOLDBERG, WURSTER, HAYS as well as serving the City of Oregon as their Law Director since 1991.

## Regrettably, Fees Are Increasing

As mentioned in the November Enforcer, none of us like fee increases. For several years we have held off all rate hikes, but find the amounts charged last year to be insufficient to cover our expenses. In 2006 it cost us a couple bucks more per person to run our quarterly meetings than the \$25.00 we charged. The new meeting registration fee, starting with the February 2007 meeting is \$30.00 for each meeting.

Likewise, due to increases in printing and postage fees and the general cost of running the organization, the 2007 annual individual membership fees are now \$25.00 per person. Agency memberships are now \$250.00 for the year. This increase is reflected in the enclosed renewal notice.

Any concerns with the rate increases should be addressed to Don Tate at don.tate@ketteringoh.org or 937-296-2423. Membership status or renewal questions may be directed to Denver Williams at denver.williams@ci.dayton.oh.us or 937-333-3916.

## WE NEED YOUR E-MAIL ADDRESS

We have had great success keeping in touch with members via e-mail. We have been able to send requests for assistance to a large number of members and receive extremely valuable input from our very knowledgeable members in very short order.

With every e-mail we send we notice there are many e-mail addresses that are no longer valid. If you think we have your e-mail address but haven't been receiving the e-mail version of the Enforcer and Meeting Notices, please let us know and we'll see .

*Renew  
Your Membership  
or Join  
Today*

that we get your e-mail address entered into the database or corrected, if that is the problem.

We do not share your e-mail address with anyone. If you wish to have members reply directly to you when you submit a question we are willing to include your e-mail otherwise we ask replies to come through the association and we don't give out your e-mail address.

## Annual Meeting and Elections February 22, 2007

The Board of Trustees (the board) and officers will be elected by the membership at the annual meeting of OCEOA. The annual election meeting will start at 9:45 am. A slate of nominees will be presented at the meeting; however **nominations to the board must be made by the membership on or before Thursday, February 15, 2007 and will not be taken from the floor.** Submit nominations for the Board of Trustees by sending them via e-mail to Don Tate at don.tate@ketteringoh.org or via USPS to Don Tate, City of Kettering, 3600 Shroyer Road, Kettering, OH 45429. Please include a short biography for the nominee. If the nominee is someone other than yourself, please receive their permission prior to submission.

### 2007 OCEOA Meeting Dates

- February 22, 2007 •
- May 17, 2007 •
- August 16, 2007 •
- November 15, 2007 •

All meetings will be held at the  
Midwest Hotel & Conference Center  
on Sinclair Road in Columbus,  
Toll Free Phone No. 1-877-609-6086

**Federal Rulemaking Re:  
Sprinklers in Nursing Homes  
Health and Human Services Proposed  
Rule CMS-3191-P**

Dear ICC Member/Stakeholder:

The Federal Department of Health and Human Services has proposed a rule that would require all existing long term care facilities (primarily nursing homes) to install sprinkler systems. The agency is seeking public input on its decision to adopt this retroactive requirement. This week we ask you to send your own brief comments on this issue to the Department of Health and Human Services and to your Congressional representatives.

ICC completely supports this initiative to protect the most frail and vulnerable members of our members of our society, however, the federal agency unfortunately has overlooked the impact that state and local jurisdictions have had on the safety of this population. State and local governments that adopt and enforce the I-Codes and the predecessors to the I-Codes preceded the federal government in

requiring sprinkler systems in these occupancies by over two decades. To omit that fact from the discussion inappropriately minimizes the fundamental effect that you have had on the level of safety in your community.

Please use this link [Comment Site](#) to our web-based system to review prepared comments and to add your input to this proposed rulemaking. I also ask you use this link: [E-Mail to Congress](#) to conveniently review a draft letter and send your own message of concern to Congress.

Thank you,

Sara Yerkes, Senior Vice President  
Government Relations Department  
International Code Council  
500 New Jersey Avenue, N.W.,  
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888-422-7233

**ANNOUNCEMENT**

The Ohio Manufactured Homes Commission voted to temporarily suspend the effective date for the implementation of OMHC inspections. They will be posting further updates as they are made available. In the mean time they strongly encourage Building Departments to continue with their existing procedures as regards the installation of manufactured homes within the State. Please see their website for further details.

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Ohio Manufactured Homes  
Commission  
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You can now download the meeting registration form and copies of the Enforcer by typing [meetings.oceoa.org](http://meetings.oceoa.org) where you would normally enter a URL address. Notice you do **not** need to include a www, doing so will prevent you from reaching the files. Need help? Call 937-333-3916.

The Enforcer is published by the Ohio Code Enforcement Officials Association. Submissions to this publication are welcome and may be made to Denver Williams, City of Dayton, 371 W. Second Street, Room 324, Dayton, Ohio 45402 or faxed to 937-333-4294 or via e-mail at [Denver.Williams@ci.dayton.oh.us](mailto:Denver.Williams@ci.dayton.oh.us)

Visit our website at [www.oceoa.org](http://www.oceoa.org)

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