



Ohio Revised Code

Section 940.20 Notice of hearing on proposed improvement.

Effective: March 24, 2021

Legislation: House Bill 340 - 133rd General Assembly

(A) At least twenty-one days prior to the date established for the view, the board of supervisors of a soil and water conservation district shall send a written notice of the view and the hearing to all landowners within the area to be benefited by the proposed improvement and to the board of county commissioners and the county engineer. The board shall ensure that the notice contains all of the following:

- (1) The date, time, and location for the view and the subsequent hearing;
- (2) A description of the proposed improvement and its location as stated in the petition, a map indicating the location of the proposed improvement or information on where to access the map, and an explanation of how to obtain additional information or ask questions about the proposed improvement;
- (3) A statement that all costs of engineering, construction, and future maintenance will be assessed to the benefiting parcels of land;
- (4) A statement that a landowner may file, not more than twenty-one days after the date of the view, an amendment to the original petition that expands the length of the proposed improvement, provided that the amendment does not expand the area to be benefited by the proposed improvement;
- (5) A statement that any landowner receiving the notice may comment on the proposed improvement in writing before or in person at the hearing on the petition;
- (6) The address at which to file an amendment to the petition or submit written comments on the proposed improvement.

(B) The board shall notify all landowners that are adjacent to the proposed improvement either by certified mail or, if the board has record of an internet identifier of record associated with such a



landowner, by ordinary mail and by that internet identifier of record, and shall notify all others by certified mail or first class mailings. The written notice shall have the words "Legal Notice" printed in plain view on the face of the envelope or, in the case of service by an internet identifier of record, in conspicuous typeface at the top of the notice.

(C) The board shall invite to the view and the hearing the staff of the soil and water conservation district and the staff of the natural resources conservation service in the United States department of agriculture that is involved with the district together with any other people that the board considers to be necessary to the proceedings.

(D) As used in this section, "internet identifier of record" has the same meaning as in section 9.312 of the Revised Code.