

Bond Case Briefs

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MUNICIPAL ORDINANCE - OHIO

State ex rel. Morrison v. Beck Energy Corp.

Supreme Court of Ohio - February 17, 2015 - N.E.3d - 2015 -Ohio- 485

City filed complaint seeking injunctive relief against energy company, which had obtained permit from Department of Natural Resources (DNR) to drill oil and gas well within city, alleging that company violated multiple city ordinances. The Court of Common Pleas granted injunctive relief prohibiting company from drilling until it complied with all local ordinances. Company appealed. The Court of Appeals reversed and remanded. City appealed, and the Supreme Court accepted jurisdiction.

The Supreme Court of Ohio held that:

- Ordinances violated Home Rule Amendment;
- Ordinances were an exercise of police power;
- Statewide oil and gas drilling statute was general law; and
- Ordinances conflicted with statute.