

Bond Case Briefs

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REFERENDA - OHIO

State ex rel. Valentine v. Schoen

Supreme Court of Ohio - September 6, 2024 - N.E.3d - 2024 WL 4100090 - 2024-Ohio-3439

Referendum petitioner sought a writ of mandamus to compel board of elections to place zoning referendum on general election ballot.

The Supreme Court held that petitioner failed to comply with appropriate-map requirement of statute governing township-zoning referendum petitions.

Referendum petitioner, who objected to township's zoning amendment that allowed property to be used as a tow lot and for vehicle storage, failed to comply with appropriate-map requirement of statute governing township-zoning referendum petitions, although petitioner claimed he received inaccurate map from township; petitioner submitted a map with referendum petition that outlined the approximately nine-acre area that property owner originally requested be rezoned, not the smaller portion that the board of township trustees voted to rezone, and no evidence indicated the board approved the map as reflecting the zoning amendment it approved.