

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO

CITY OF GAHANNA,	:	
Plaintiff,	:	
v	:	CASE NUMBER 84CV-10-5986
THE CLAYCRAFT CO., ET AL,	:	ASSIGNED TO JUDGE WILLIAMS
Defendants,	:	

ORDER AND JUDGMENT ENTRY

This matter came on for hearing this 19th day of October, 1984, upon the motion of the Plaintiff for a temporary restraining order, all named parties and their respective counsel being present. Upon review of the testimony, affidavits and exhibits submitted, statements of counsel, and for good cause shown, the Court finds that this Court has subject matter jurisdiction and personal jurisdiction over all parties to this action, except the Ohio Environmental Protection Agency, which the Court finds is not a proper party before this Court pursuant to Chapter 3745, Ohio Revised Code.

It is therefore ORDERED:

1. Defendant Beaver Excavation Company may immediately begin its planned operations.
2. The Franklin County Board of Health shall monitor and inspect operations at the Bedford landfill site on a regular basis.

The Court being duly advised on this matter hereby further ORDERS that the solid and other waste material removed from the closed New Columbus Landfill and transported to the Bedford Sanitary Landfill pursuant to the project known as 746 (1984) R-104-12.41 is to be covered at the Bedford site in an on-going, continuous, methodical, practical, regular manner in order to prevent the creation of a potential nuisance.

Costs are taxed to the Plaintiff, no record.

Frederick T. Williams
 FREDERICK T. WILLIAMS, JUDGE