

The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio, met in regular session at 5:30 p.m., on the 12th day of September, 2017 at the Colerain Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the following members present:

Michael Inderhees, Greg Insco, Jeffrey F. Ritter

Mr. Inderhees introduced the following resolution and moved its adoption:

RESOLUTION NO. 41-17

RESOLUTION DECLARING NUISANCE AND ORDERING ABATEMENT

WHEREAS Uncontrolled vegetation and/or refuse and debris were reported and determined to exist at the properties listed below:

<u>Address</u>	<u>Book-Page-Parcel No.</u>
3447 Alamosa	510-0112-0052
2387 Antares	510-0063-0339
9568 Amarillo	510-0051-0287
9895 Arborwood	510-0112-0102
2577 Berthbrook	510-0044-0099
2848 Brampton	510-0041-0438
9917 Capstan	510-0111-0150
Day Road	510-0170-0079
9832 Dunraven	510-0041-0229
9738 Gibraltar	510-0052-0331*
2982 Laverne	510-0052-0173
3082 Libra	510-0054-0236
2711 Lincoln	510-0031-0710
7681 Livingston	510-0212-0281
9935 Marino	510-0041-0043*
3353 Newbridge	510-0081-0147
2603 Niagara	510-0051-0368
2762 Niagara	510-0052-0049
10217 October	510-0113-0071
3777 Poole	510-0092-0029
10127 Pottinger	510-0113-0289
3410 Redskin	510-0112-0067
2856 Sheldon	510-0071-0118
10752 Shipley	510-0032-0344
3214 Sovereign	510-0064-0130
3456 Springdale	510-0102-0972
2870 Stout	510-0034-0038
9649 Weik	510-0330-0067
2762 Wheatfield	510-0041-0249
3037 Wheatfield	510-0041-0119

WHEREAS Ohio Revised Code Section 505.87 provides that, at least seven days prior to providing for the abatement, control or removal of any vegetation, garbage, refuse, or debris, the Board of Trustees shall notify the owner of the land and any holders of liens of record upon the land; and

WHEREAS Ohio Revised Code Section 505.87 provides that, if the Board of Trustees determines within twelve consecutive months after a prior nuisance determination that the same owner's maintenance of vegetation, garbage refuse, or other debris on the same land in the township constitutes a nuisance, at least four days prior to providing for the abatement, control or removal of the nuisance, the Board must send notice of the subsequent nuisance determination to the landowner and to any lienholders of record by first class mail; and

WHEREAS In accordance with Ohio Revised Code Section 505.87, the Township Trustees have the authority to contract to abate the nuisances and have the costs incurred assessed to the property tax bills; therefore

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Colerain Township, Hamilton County, Ohio, as follows:

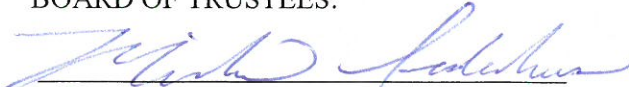
1. That this Board specifically finds and hereby determines that the uncontrolled growth of vegetation and/or the refuse and debris on each of the said properties listed above constitute a nuisance within the meaning of Ohio Revised Code Section 505.87, and the Board directs that notice of this action be given to owners of the said property and lienholders in the manner required by Ohio Revised Code Section 505.87;
2. That this Board hereby orders the owners of said property to remove and abate the nuisances within seven days after notice of this order is given to the owners and lienholders of record and within four days after notice of this order is given to the owners and lienholders of record for properties previously determined to be a nuisance. If said nuisances are not removed and abated by the said owners, or if no agreement for removal and abatement is reached between the Township and the owners and lienholders of record within four or seven days after notice is given, the Zoning Inspector shall cause the nuisances to be removed, and the Township shall notify the County Auditor to assess such cost plus administrative expense to the property tax bills for the said parcel, as provided in Ohio Revised Code Section 505.87;
3. That it is hereby found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action were taken in meetings open to the public, in compliance with all legal requirements including §121.22 of the Ohio Revised Code; and
4. That the Board by a majority vote hereby dispenses with the requirement that this Resolution be read on two separate days and hereby authorizes the adoption of the Resolution upon its first reading.
5. That this Resolution shall be effective at the earliest date allowed by law.

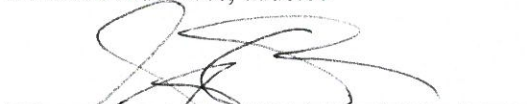
Mr. Ritter seconded the Resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:


Vote Record: Mr. Inderhees Aye, Mr. Insco Aye, Mr. Ritter Aye

ADOPTED this 12th day of September, 2017.


BOARD OF TRUSTEES:


Michael Inderhees, Trustee


Greg Insko, Trustee

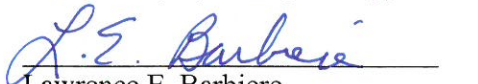

Jeffrey Ritter, Trustee

ATTEST:


Heather E. Harlow,

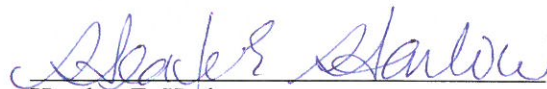
Colerain Township Fiscal Officer

Resolution prepared by and approved as to form:


Lawrence E. Barbieri,
5300 Socialville Foster Rd., Suite 200
Mason, OH 45040 (513) 583-4200
Colerain Township Law Director

AUTHENTICATION

This is to certify that this Resolution was duly passed and filed with the Colerain Township Fiscal Officer this 12th day of September, 2017.


Heather E. Harlow
Colerain Township Fiscal Officer