

The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio, met in regular session at 7:00 p.m., on the 11 th day of December, 2012, at the Colerain Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the following members present:

Dennis P. Deters, Jeffrey F. Ritter, Melinda Rinehart

Mr./Ms. Deters introduced the following resolution and moved its adoption:

RESOLUTION NO. 71-12

RESOLUTION FOR DEMOLITION OF THE PROPERTY AT 2619 WILSON AVENUE

WHEREAS, Ohio Revised Code §505.86 provides that, at least thirty days prior to providing for the removal, repair, or securance of any building or structure which has been declared insecure, unsafe, or structurally defective by the Township Fire Prevention Officer, or by the Hamilton County Building Department, or has been declared unfit for human habitation by the Hamilton County General Health District, the Board of Trustees shall notify the owner of the land and any holders of liens of record upon the land; and

WHEREAS, the structure at 2619 Wilson Ave., in Colerain Township, was found to be structurally unsafe and insecure by the Colerain Township Fire Department on July 12, 2012 due to fire damage; and

WHEREAS, a hearing was held on November 13, 2012, before the Board of Trustees of Colerain Township, at which all witnesses were duly sworn, gave testimony and presented evidence to the Board that the property is unfit for human habitation, insecure and structurally defective; and

WHEREAS, the owner of the land and any and all lien holders of record upon the land were given thirty days notice of the November 13, 2012 hearing as required by R.C. §505.86; and

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

1. The Board specifically finds based on the evidence and testimony presented by duly sworn witnesses at its hearing on November 13, 2012, that the conditions found at 2619 Wilson Ave., constitute a structurally unsafe and insecure building as defined within the meaning of Ohio Revised Code §505.86, and is unfit for human habitation, and that all owners and lienholders of the land were given proper notice of at least thirty days as required by R.C. §505.86; and
2. That the Colerain Township Board of Trustees hereby orders the owners and/or lienholders of said property to demolish the building thereon within 30 days from the November 13, 2012 hearing whereby they were given notice. If said building is not demolished by the said owners, or if no agreement for removal, repair or abatement of conditions on the property is reached between the Township and the owners and

lienholders of record within thirty days after November 13, 2012, or if no appeal of the Board's decision is filed on or before December 13, 2012, the Zoning Inspector shall cause the building to be demolished, 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 §505.86.

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 this Resolution shall be effective at the earliest date allowed by law.

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

Vote Record: Mr. Deters Aye, Mr. Ritter Aye, Ms. Rinehart Aye

ADOPTED this 11th day of December, 2012.

BOARD OF TRUSTEES:

[Signature]
Dennis F. Deters, Trustee

[Signature]
Jeffrey F. Ritter, Trustee

[Signature]
Melinda Rinehart, Trustee

ATTEST:

[Signature]
Heather E. Harlow,
Fiscal Officer

Resolution prepared by and approved as to form:

[Signature]
Lawrence E. Barbieri (0027106)
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 11th day of December, 2012.



Heather E. Harlow,
Colerain Township Fiscal Officer