

**The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio**, met in regular session at 5:30 p.m., on the 8<sup>th</sup> day of March, 2016, at the Colerain Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the following members present:

Jeffrey F. Ritter, Greg Insko, Michael Inderhees

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

**RESOLUTION NO. 13 -16**

**RESOLUTION AUTHORIZING THE RELEASE OF ALL TOWNSHIP LIENS, ASSESSMENTS, PENALTIES, AND INTEREST AGAINST 10271 OCTOBER DRIVE, CINCINNATI, OHIO, 45251, PARCEL NO. 510-0113-0157-00**

**WHEREAS**, Colerain Township received a complaint concerning overgrown grass and/or weeds that existed at 10217 October Drive, Parcel No. 510-0113-0157-00, on or about April 27, 2015, and the owner of such property, Martha Peak, was provided proper notice of such violation by the Township in May of 2015, and

**WHEREAS**, pursuant to Ohio Revised Code Section 505.87, the Board of Trustees passed Resolution No. 27-15 which declared 10217 October Drive, Parcel No. 510-0113-0157-00 as a nuisance on June 2, 2015, due to uncontrolled vegetation and/or refuse and debris that was reported and existed on such property that was not corrected following proper notice of such violation; and

**WHEREAS**, pursuant to Resolution No. 27-15, 10217 October Drive, Parcel No. 510-0113-0157-00, abatement of the aforementioned nuisance was ordered by the Board of Trustees of Colerain Township on June 2, 2015, due to the failure to cure such violation; and

**WHEREAS**, pursuant to Resolution No. 27-15, 10217 October Drive, Parcel No. 510-0113-0157-00, the Township abated the aforementioned nuisance on or about June 16, 2015, resulting in an assessment/invoice of \$865.20 being incurred by the Township for such abatement; and

**WHEREAS**, the Township again abated a nuisance of overgrown grass and/or weeds and uncontrolled vegetation and/or refuse and debris that was reported and existed on 10217 October Drive, Parcel No. 510-0113-0157-00, on or about August 25, 2015, resulting in another assessment/invoice of \$824.00 being incurred by the Township for such abatement; and

**WHEREAS**, the total amount of the assessments Colerain Township was able to obtain against the real property located at 10217 October Drive, Cincinnati, Ohio, 45251, Parcel No. 510-0113-0157-00 as a result of the cost of the above-referenced abatements was for \$1,689.40 which attached to the property for the 2015 tax year;

**WHEREAS**, unbeknownst to the Township, the transfer of 10217 October Drive, Parcel No. 510-0113-0157-00, from Martha Peak to Oakleaf Realty Company occurred on July 24, 2015, as detailed by the Hamilton County Auditor's Office; and

**WHEREAS**, in addition to the current lien/assessment totaling \$1,689.40, there may be also penalties and interest which have been assessed by the Hamilton County Auditor's office against the real property located at 10217 October Drive, Cincinnati, Ohio, 45251, Parcel No. 510-0113-0157-00 for the 2015 tax year with respect to delinquency in payment of the current lien/assessment that was recently due on February 1, 2016;

**NOW, THEREFORE, BE IT RESOLVED BY THE COLERAIN TOWNSHIP BOARD OF TRUSTEES, 3** members elected thereto concurring:

1. That Colerain Township agrees to release any current lien or assessment including, but not limited to, the above-referenced liens and assessments that are currently attached to the real property located at 10217 October Drive, Cincinnati, Ohio, 45251, Parcel No. 510-0113-0157-00 for the 2015 tax year. That Colerain Township agrees to release any and all penalties and interest which have accrued and will accrue with respect to any lien or assessment which are currently attached to the real property located at 10217 October Drive, Cincinnati, Ohio, 45251, Parcel No. 510-0113-0157-00 for the 2015 tax year.

2. That this resolution *only* relates to the aforementioned assessments that were incurred by the Township for abatements of nuisances at the aforementioned property for the 2015 year and does not in any way prohibit or preclude the Township from executing any future abatements of nuisances at this property or obtaining any future assessments with respect to this property located at 10217 October Drive, Cincinnati, Ohio, 45251, Parcel No. 510-0113-0157-00.

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, pursuant to Section 504.10 of the Ohio Revised Code, 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. Insco seconded the Resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

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

ADOPTED this 8th day of March, 2016.

BOARD OF TRUSTEES:

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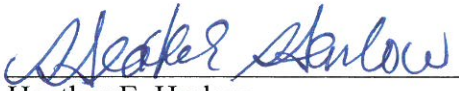


  
Jeffrey F. Ritter, Trustee

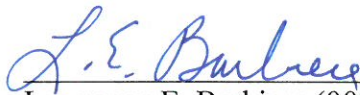
  
Greg Insko, Trustee

  
Michael Inderhees, Trustee

ATTEST:

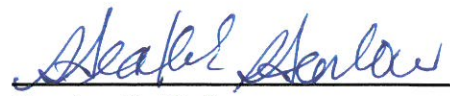
  
Heather E. Harlow,  
Fiscal Officer

Resolution prepared by and approved as to form:

  
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 8th day of March, 2016.

  
Heather E. Harlow,  
Colerain Township Fiscal Officer