

The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio, met in regular session at 5:30 p.m., on the 14th day of June, 2016 at the Colerain Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the following members present:

Michael Inderhees, Greg Insko, Jeffrey F. Ritter

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

RESOLUTION NO. 2016-16

RESOLUTION DECLARING NUISANCE AND ORDERING ABATEMENT

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

	<u>Address</u>	<u>Book-Page-Parcel No.</u>		
3268	AINSWORTH DR	510	0102	0121
9895	ARBORWOOD DR	510	0112	0102
2908	ATWATER DR	510	0052	0338
2574	BELHAVEN DR	510	0061	0311
8154	BLANCHETTA DR	510	0071	0145
9428	BREHM RD	510	0240	0107
9203	BURGESS DR	510	0054	0132
2430	CHOPIN DR	510	0053	0118
3397	COLEEN DR	510	0102	0239
9124	COOGAN DR	510	0053	0021
3177	CREST RD	510	0024	0036
3120	DESHLER DR	510	0052	0483
3222	DESHLER DR	510	0102	0164
2467	ECLIPSE CT	510	0062	0035
9643	GIBRALTER DR	510	0052	0101
10876	GOSLING RD	510	0260	0081
2445	GROSVENOR DR	510	0043	0075
8268	HASKELL DR	510	0061	0264
8276	HASKELL DR	510	0061	0263
10210	HAWKHURST DR	510	0043	0275
2848	HOUSTON RD	510	0024	0188
3050	HYANNIS DR	510	0052	0215
2350	IMPALA DR	510	0032	0360
7010	KING JAMES CT	510	0213	0192
2982	LAVERNE DR	510	0052	0173
3150	LAVERNE DR	510	0052	0232
7681	LIVINGSTON RD	510	0211	0016
9924	LORALINDA DR	510	0112	0203
3373	MARCH TERRACE	510	0081	0323
2511	MARIPOSA ST	510	0051	0023
2180	MILES RD	510	0044	0267
2983	MONTEZUMA DR	510	0054	0383

2557	NIAGARA ST	510	0051	0343
2659	NIAGARA ST	510	0051	0270
3108	NIAGARA ST	510	0052	0441
3111	NIAGARA ST	510	0052	0392
3418	NIAGARA ST	510	0102	0045
2601	ONTARIO ST	510	0051	0179
9115	ORANGEWOOD DR	510	0053	0114
10929	PENARTH DR	510	0034	0165
7670	PIPPIN RD	510	0072	0071
8285	PIPPIN RD	510	0061	0254
10127	POTTINGER RD	510	0113	0289
2345	ROOSEVELT AV	510	0031	0483
9040	ROUND TOP RD	510	0104	0143
2711	ROYAL GLEN DR	510	0071	0318
2482	SCHON DR	510	0044	0039
2489	SCHON DR	510	0044	0030
2641	TOPEKA ST	510	0051	0225
12000	WESTERLY DR	510	0011	0354

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

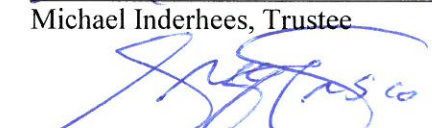
Vote Record: Mr. Inderhees Aye, Mr. Insko Aye, Mr. Ritter Aye

ADOPTED this 14th day of June, 2016.

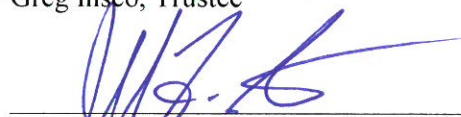
BOARD OF TRUSTEES:



Michael Inderhees, Trustee

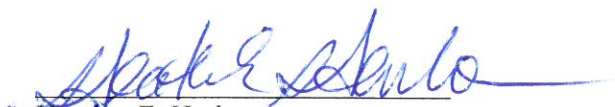


Greg Insko, Trustee

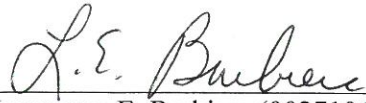


Jeffrey Ritter, Trustee

ATTEST:




Heather E. Harlow,
Colerain Township Fiscal Officer
Resolution prepared by and approved as to form:



Lawrence E. Barbieri (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 14th day of June, 2016.



Heather E. Harlow
Colerain Township Fiscal Officer