

The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio, met in regular session at 5:30 p.m., on the 10th day of January, 2017, 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. 2 -17

**RESOLUTION RESTRICTING PARKING MOTOR VEHICLES, TRAILERS
AND WATERCRAFT ON FRONT LAWNS**

WHEREAS, The Board of Trustees has determined that the parking of motor vehicles, trailers and watercraft on front yards creates an undesirable appearance within the Township; and

WHEREAS, for the purposes of this resolution, Colerain Township applies the following definitions as well as definitions included in the Colerain Zoning Resolution to be utilized in addressing and enforcing the parking of motor vehicles, trailers and watercraft on front yards:

“Driveway” - means a private way, other than a street or alley, which provides access to one lot of record for the use of vehicles or pedestrians.

“Front yard” - means a yard extending across the front of a lot between the side lot lines and being the minimum horizontal distance between the street lines and the main building or any projection thereof, other than the projection of the usual steps or entranceway. See Figure 16- in the Colerain Zoning Resolution. However, for purposes of this resolution, where a lot is located at the intersection of two or more streets, the front yard shall, *in addition*, include that space on the lot extending the full width or length of the lot and situated between the street line and sideline of the main building on the lot.

“Motor vehicle” - means any vehicle, including, that is propelled or drawn by power other than muscular power or power collected from overhead electric trolley wires, whether operable or not, and includes, but is not limited to, an automobile, mobile home, recreational vehicle, bus, motorized bicycle, truck, pickup truck, truck tractor, van, wrecker or road construction or maintenance equipment or machinery.

“Trailer” - means any vehicle, open or enclosed, without motive power that is designed or used for carrying property or persons wholly on its own structure and for being drawn by a motor vehicle, and includes any such vehicle that is formed by or operated as a combination of a semitrailer and a vehicle of the dolly type such as that commonly known as a trailer dolly, and a vehicle that is designed and used exclusively to transport a boat between a place of storage and a marina, or in and around a marina, when drawn or towed on a public road or highway.

“Watercraft” - means any contrivance used or designated for navigation and the transport of persons or property on water and includes, but is not limited to, any boat, raft, vessel, canoe, ship, motor vessel, motorboat or rowboat.

WHEREAS, the parking of motor vehicles, trailers and watercraft in front yard areas is not only aesthetically displeasing, but it also decreases the sales value of properties, and negatively impacts the property value of other residents; and

WHEREAS, Section 504.4 of the Ohio Revised Code allows the Board of Trustees to adopt or establish rules that are not in conflict with general laws.

WHEREAS, a resolution preventing the parking of motor vehicles, trailers and watercraft on front yards creates in the residential areas of Colerain Township will further the Township’s goals of ensuring the public peace, health, safety, and welfare of its citizens and benefit the residents of Colerain Township as a whole.

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

1 That no person shall park, or allow to be parked, on property they own or control, a motor vehicle, trailer or watercraft in a front yard of any property in a residential area, other than on the paved driveway and in compliance with §13.6 and §13.7 of the Colerain Township Zoning Resolution.

2. Whoever violates this resolution is guilty of a minor misdemeanor, and each subsequent day constitutes a separate violation.

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. This Resolution shall take effect on the earliest date permitted 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. Insko Aye, Mr. Inderhees Aye

ADOPTED this 10th day of January, 2017.

BOARD OF TRUSTEES:

J.F. Ritter
Jeffrey F. Ritter, Trustee

Greg Insko
Greg Insko, Trustee

Michael Inderhees
Michael Inderhees, Trustee

ATTEST:

Heather E. Harlow
Heather E. Harlow,
Fiscal Officer

Resolution prepared by and approved as to form:

L.E. Barbieri
Lawrence E. Barbieri (0027106)
Scott A. Sollmann (0081467)
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 10th day of January, 2017.

Heather E. Harlow
Heather E. Harlow,
Colerain Township Fiscal Officer