

special The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio, met in session at 4:30 p.m., on the 31st day of July, 2017 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. Inderhees introduced the following resolution and moved its adoption:

RESOLUTION NO. 35-17

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>
9895 Arborwood	510 – 0112 – 0102
8273 Brownsway	510 – 0063 – 0187
3222 Deshler	510 – 0052 – 0486
3261 Donnybrook	510 – 0104 - 0060
9832 Dunraven	510 – 0041 - 0229
12166 Glencrest	510 – 0102 – 1066
3320 Greenbush	510 – 0013 - 0136
9810 Greenriver	510 – 0044 - 0315
3036 Hyannis	510 – 0052 - 0214
3050 Hyannis	510 – 0052 – 0215
2630 Impala	510 – 0032 - 0162
2982 Laverne	510 – 0052 – 0173
2949 Laverne	510 – 0052 - 0168
7681 Livingston	510 – 0211 - 0016
3353 New Bridge	510 – 0081 – 0147
11295 Melissa	510 – 0023 - 0185
10262 Menominee	510 – 0042 – 0233
2524 Niagara	510 – 0051 - 0354
10217 October	510 – 0113 – 0157
2550 Ontario	510 – 0051 - 0200
9033 Oranewood	510 – 0053 – 0064
3553 Ripplegrove	510 – 0101 - 0107
8440 Royal Heights	510 – 0061 – 0166
2863 Spruceway	510 – 0013 – 0081
Kroger Property: Yellowstone and Springdale Rd.	510 – 0103 - 0262

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. INSO 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 31st day of July, 2017.

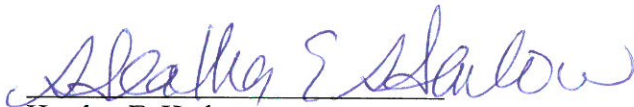
BOARD OF TRUSTEES:


Michael Inderhees, Trustee

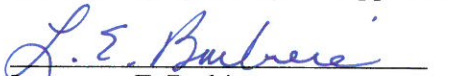

Greg Insko, Trustee


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 31st day of July, 2017.


Heather E. Harlow
Colerain Township Fiscal Officer