

The Board of Trustees of Colerain Township, County of Hamilton, State of Ohio, met in regular session at 6:00 p.m., on the 12th day of June, 2018, at the Colerain Township Administration Building, 4200 Springdale Road, Cincinnati, Ohio 45251, with the following members present:

Greg Insko, Raj Rajagopal, Dan Unger

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

RESOLUTION NO. 26-18

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>
9827 Allegheny	510-0041-0222-00
2671 Barthas	510-0061-0366-00
2722 Barthas	510-0061-0173-00
2848 Brampton	510-0041-0438-00
2870 Byrneside	510-0074-0035-00
9952 Capstan	510-0111-0182-00
9687 Cedarhurst	510-0052-0076-00
2430 Chopin	510-0053-0118-00
9959 Colerain	510-0111-0018-00
9790 Condor	510-0102-0294-00
2525 Cornwall	510-0053-0455-00
2528 Cornwall	510-0053-0466-00
9705 Dunraven	510-0041-0186-00
9743 Dunraven	510-0041-0192-00
9778 Dunraven	510-0041-0203-00
3555 Edvera	510-0091-0199-00
9600 Gibraltar	510-0052-0096-00
6730 Grange	510-0073-0228-00
3050 Hyannis	510-0052-0215-00
6628 July	510-0081-0328-00
7681 Livingston	510-0211-0016-00
9449 Loralinda	510-0052-0653-00
9808 Loralinda	510-0041-0024-00
9616 Marino	510-0052-0291-00
9655 Marino	510-0052-0283-00
6625 Newbridge	510-0081-0145-00
2762 Niagara	510-0052-0049-00
3227 Niagara	510-0102-0092-00
3380 Niagara	510-0102-0039-00
3429 Niagara	510-0102-0055-00
3484 Niagara	510-0112-0035-00
3047 Overdale	510-0024-0247-00
9997 Pippin	510-0044-0152-00
10955 Pippin	510-0034-0062-00
3777 Poole	510-0092-0029-00
10127 Pottinger	510-0113-0289-00

2345 Roosevelt	510-0031-0483-00
2464 Roosevelt	510-0031-0440-00
2474 Roosevelt	510-0031-0438-00
2557 Roosevelt	510-0031-0744-00
8292 Royal Heights	510-0061-0153-00
9740 Sacramento	510-0051-0122-00
9764 Sacramento	510-0051-0006-00
10745 Shipley	510-0032-0333-00
10752 Shipley	510-0032-0344-00
3271 Sienna	510-0123-0112-00
3214 Sovereign	510-0064-0130-00
2863 Spruceway	510-0013-0081-00
2641 Topeka	510-0051-0225-00
8750 Venus	510-0062-0011-00
3276 Warfield	510-0090-0107-00
2449 Wilson	510-0031-0329-00
2555 Wilson	510-0031-0188-00

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

Vote Record: Mr. Insko aye, Mr. Rajagopal aye, Mr. Unger aye

ADOPTED this 12th day of June, 2018.

BOARD OF TRUSTEES:

[Signature]
Greg Insko, Trustee

[Signature]
Raj Rajagopal, Trustee

[Signature]
Dan Unger, Trustee

ATTEST:

[Signature]
Heather E. Harlow,
Colerain Township 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 12th day of June, 2018.

[Signature]
Heather E. Harlow
Colerain Township Fiscal Officer