

BOARD OF TRUSTEES  
MARK SCHULTE  
KENDAL A. TRACY  
MARY MAKLEY WOLFF

FISCAL OFFICER  
ERIC C. FERRY

ADMINISTRATOR  
JEFFREY A. WRIGHT



## MIAMI TOWNSHIP

6101 MEIJER DRIVE • MIAMI TOWNSHIP, OH 45150-2189

ADMINISTRATION  
248-3725  
248-3730 (FAX)  
COMMUNITY DEVELOPMENT  
248-3731  
SERVICE DEPARTMENT  
248-3728  
POLICE DEPARTMENT  
248-3721  
FIRE/EMS  
248-3700  
PARKS / RECREATION  
248-3727

### RESOLUTION 2023-12

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Center on March 21, 2023, with the following members present: Mark Schulte, Ken Tracy and Mary Makley Wolff.

A motion was made to adopt the following Resolution:

**RESOLUTION SUPPORTING THE VACATION OF A SECTION OF RIVERSIDE AVENUE IN THE BRANCH HILL NEIGHBORHOOD, DISPENSING WITH THE SECOND READING AND DECLARING AN EMERGENCY**

**WHEREAS**, a portion of Riverside Avenue in the Branch Hill neighborhood designated on the Atlases of Clermont County, Ohio, as Miami Township (the “Township”) roads have never been opened as part of the Township Road system; and

**WHEREAS**, these roads are not carried as a part of the Township road system on the Clermont County Engineer’s certificate of Township roads for which the Township received distributions from the Gasoline Tax fund; and

**WHEREAS**, said roads have been abandoned and have never been used by the general public for public purposes; and

**WHEREAS**, the Board of County Commissioners have been petitioned by an abutting property owner to vacate a section Riverside Avenue in the Branch Hill neighborhood pursuant to Section 5553.045 of the Ohio Revised Code and have requested the Board of Trustees of Miami Township to adopt a Resolution supporting the road vacating request.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Chapter 504 of the Ohio Revised Code, as follows:

**SECTION 1:** That the Miami Township Board of Trustees supports the vacating of Riverside Avenue in the Branch Hill neighborhood, as described in the legal description and plat on the attached Exhibit incorporated herein by reference.

**SECTION 2:** That the Township Fiscal Officer shall certify a copy of this Resolution to the Board of County Commissioners of Clermont County, Ohio, with the request to proceed immediately pursuant to Section 5553.045 of the Ohio Revised Code to vacate said

roads or portions thereof.

**SECTION 3:** That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 4:** The Board does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code, and authorizes the adoption of this Resolution upon its first reading.

**SECTION 5:** This Resolution is declared to be an emergency measure necessary for the preservation of the health, safety and well-being of the residents of the Township and for the reason to allow for the prompt vacation of the designated streets for the approved subdivision development plan to be implemented at the earliest possible date to benefit the Township.

**SECTION 6:** This Resolution shall take effect at the earliest period allowed by law.

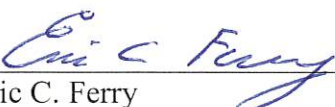
First Reading: March 21, 2023  
Second Reading: Dispensed with  
Effective: March 21, 2023

The motion was seconded, and the resolution was adopted.

Resolution 2023-12 adopted March 21, 2023.

ATTEST:

APPROVED AS TO FORM:

  
Eric C. Ferry  
Township Fiscal Officer

  
Joseph J. Braun  
Township Law Director

**CERTIFICATION**

I, Eric C. Ferry, Fiscal Officer of Miami Township, do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of Miami Township; that the same has been compared by me with the Resolution of said Record and that it is a true and correct copy thereof.

  
Eric Ferry, Fiscal Officer

**EXHIBIT A**

**See Attached Plat and Legal Description**

LANDSLALE SURVEYING, INC.  
 1008 MAIN STREET - (ST RT 28)  
 MIDDLETOWN, OHIO 45150 PHONE (614) 631-9970

Survey for  
**VACATION PLAT**  
 Anthony Cisteman  
 Branch Street

DATE: 9/19/2022  
 DRAWN BY: mlh  
 DRAWING NUMBER: 22-175C

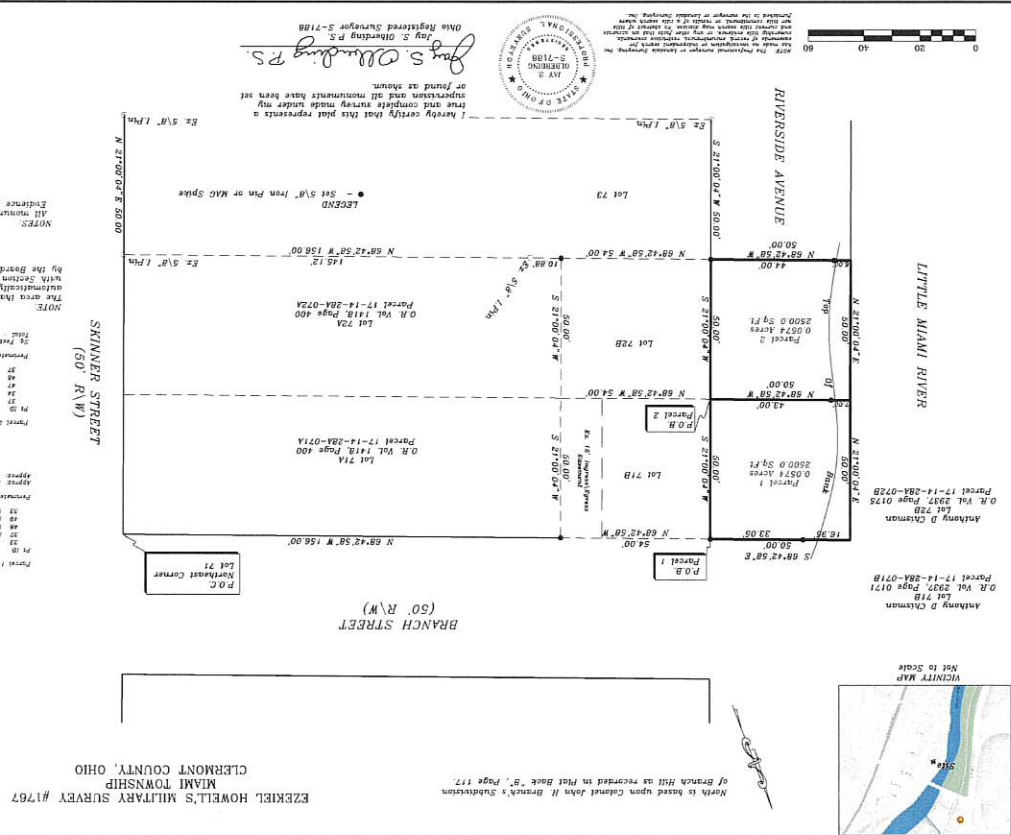
**NOTES:**  
 All monuments in good condition, unless otherwise noted.  
 Evidence general, this survey.  
 The area that is subject of this vacation of right-of-way shall automatically be deemed permanently utility easement in accordance with Section 5503.03 of the Ohio Revised Code upon the approval by the Board of County Commissioners of said location.  
 Easement for 50' R/W

**REFERENCE DOCUMENTS USED**  
 Survey  
 Control John H. Branch's Subdivision of Branch Hill, Plat Book "B", Page 117  
 Landslale Surveying Inc.  
 Plat Book "A", Page 94

**Parcel 1**  
 Anthony Cisteman  
 Parcel 17-14-28A-071B  
 O.R. Vol. 2337, Page 0171  
 Lot 71B  
 Anthony D. Cisteman  
 Parcel 17-14-28A-072B  
 O.R. Vol. 2337, Page 0172  
 Lot 71B

**Parcel 2**  
 Anthony Cisteman  
 Parcel 17-14-28A-071A  
 O.R. Vol. 2337, Page 0171  
 Lot 71A  
 Anthony D. Cisteman  
 Parcel 17-14-28A-072A  
 O.R. Vol. 2337, Page 0172  
 Lot 71A

**Parcel 3**  
 Anthony Cisteman  
 Parcel 17-14-28A-071C  
 O.R. Vol. 2337, Page 0171  
 Lot 71C  
 Anthony D. Cisteman  
 Parcel 17-14-28A-072C  
 O.R. Vol. 2337, Page 0172  
 Lot 71C



North is based upon Colonel John H. Branch's Subdivision of Branch Hill as recorded in Plat Book "B", Page 117.

Scale: 1" = 40'

