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248-3727

MIAMI TOWNSHIP
6101 MEIJER DRIVE • MILFORD, OH 45150-2189

RESOLUTION 2019-04

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Building on February 19, 2019 with the following members present: Karl Schultz, Ken Tracy and Mary Makley Wolff.

A motion was made to adopt the following Resolution:

RESOLUTION AMENDING THE MIAMI TOWNSHIP, CLERMONT COUNTY, OHIO, PROPERTY MAINTENANCE CODE AND DISPENSING WITH THE SECOND READING

WHEREAS, Section 505.73 of the Ohio Revised Code authorizes a board of township trustees, by resolution, to adopt, administer, and enforce within the unincorporated area of the township an existing structures code pertaining to the repair and continued maintenance of structures and premises; and

WHEREAS, the Miami Township Board of Trustees (“Board”) adopted “The BOCA National Property Maintenance Code, Fifth Edition, 1996” as published by the Building Officials and Code Administrators International, Inc. as the Miami Township, Clermont County, Ohio Property Maintenance Code, for the control of structures and premises as authorized by Resolution 99-36 (“BOCA Code”); and

WHEREAS, the Board on March 15, 2016 adopted by Resolution 2016-17 an amended and revised update of the BOCA Code (“2016 Code”); and

WHEREAS, the Board on September 26, 2017 adopted by Resolution 2017-40 an amended and revised update of the 2016 Code which is currently in effect and governing the maintenance of properties and buildings within Miami Township (“2017 Code”); and

WHEREAS, the Board desires to amend the 2017 Code to add restrictions to parking in front yards for certain residential lots.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio, by authority of its home rule power and Chapter 504 and Section 505.73 of the Ohio Revised Code as follows:

SECTION 1: That this Board does hereby amend and revise the 2017 Code to add the following subsection:

302.9 Restriction on lawn parking.

In platted residential subdivisions, on lots containing an area of two acres or less, off street parking forward of the house shall be confined to approved parking and drive surfaces and may not occur on lawn, dirt, mulch or similar areas if forward of the house. This subsection does not apply to temporary activity such as active loading or unloading, or an ongoing special event such as a party. This subsection does not regulate parking in the street right of way. If necessary, the Community Development Director shall determine the area of the approved parking and drive surfaces.

SECTION 2: That certain typographical or grammatical errors are contained in the 2017 Code and are revised to the following:

Chapter 2 Definitions, Section 202 General Definitions, under the definition of Public Nuisance in paragraph/numeral two and after the word "well" change the "." to a ",", and,

Chapter 3 General Requirements, Section 302 Exterior Property Areas, under Section 302.8, after the word "outside" add the word "may."

SECTION 3: That existing Section 302.9 Defacement of Property be renumbered to Section 302.10.

SECTION 4: That the Township Fiscal Officer shall provide notice of this amendment to the 2017 Code as specified in Section 505.73 of the Ohio Revised Code.

SECTION 5: That 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 6: 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.

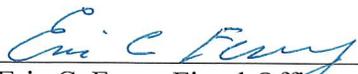
SECTION 7: This Resolution shall take effect at the earliest period allowed by law.

First Reading:	<u>February 19, 2019</u>
Second Reading:	<u>Dispensed with</u>
Effective:	<u>March 21, 2019</u>

This motion was seconded, and the resolution was adopted.

Resolution 2019-04 adopted February 19, 2019.

ATTEST:


Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:


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 C. Ferry, Fiscal Officer