Board of Trustees
Karl B. Schultz
Kendal A. Tracy
Mary Makley Wolff

Fiscal Officer
Eric C. Ferry

Administrator
Jeffrey A. Wright

Miami Township
6101 Meijer Drive • Milford, 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 2019-35

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Building on October 15, 2019 with the following members present: Karl Schutlz, Ken Tracy and Mary Makley Wolff.

A motion was made to adopt the following Resolution:

RESOLUTION AUTHORIZING THE ABATEMENT, CONTROL OR REMOVAL OF VEGETATION, GARBAGE, RUBBISH, OR DEBRIS AND DECLARING AN EMERGENCY

WHEREAS, a Board of Trustees may provide for the abatement, control, or removal of vegetation, garbage, rubbish or other debris from land in a Township, if the Board determines that the owner's maintenance of such vegetation, garbage, rubbish or other debris constitutes a nuisance; and

WHEREAS, the Miami Township Community Development Department has investigated the condition of the properties listed in Exhibit A; and

WHEREAS, the Miami Township Community Development Department has documented the existence of non-maintained vegetation and/or the accumulation of garbage, rubbish, or other debris (collectively "rubbish") on these properties and recommends to the Board that the existence of said vegetation and/or rubbish constitutes a nuisance; and

WHEREAS, the owner(s) of the aforementioned properties have received detailed documentation with specifications of the non-maintained vegetation and/or items of rubbish that were to have been removed; and

WHEREAS, the owner(s) of record of the aforementioned properties have failed to remove the non-maintained vegetation and/or rubbish; or such efforts have been insufficient and therefore substantial nuisance conditions still remain; and

WHEREAS, the owner(s) of record and lienholder(s) of the aforementioned properties will be advised prior to the cutting and removal of the non-maintained vegetation and/or rubbish by Miami Township as authorized herein and will be given yet further opportunity to remedy the non-maintained vegetation and/or rubbish prior to action by Miami Township.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Section 505.87 of the Ohio Revised Code, as follows:

SECTION 1. The non-maintained vegetation and/or rubbish located on the properties listed in Exhibit A are declared a nuisance.

SECTION 2. The Board of Trustees orders the removal of the non-maintained vegetation and/or rubbish located on the properties listed in Exhibit A.

SECTION 3. The Board of Trustees gives notice to the owner(s) of record and lienholder(s) that the removal of the vegetation and/or rubbish located at the listed properties will occur no sooner than seven days after giving notice required under Ohio Revised Code Section 505.87(B).

SECTION 4. The cost of the removal of the vegetation and/or rubbish shall be assessed to the owner(s) of record and the county auditor shall place the costs upon the tax duplicate. The costs are a lien upon such lands from and after the date of entry. The costs shall be collected as other taxes and returned to the Township general fund.

SECTION 5. The Township Administrator is authorized to execute any agreement between the owner(s) of the aforementioned properties and Board of Trustees that is permitted pursuant to Section 505.87 of the Ohio Revised Code.

SECTION 6. The Board dispenses 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 7. The Board 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 8. 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 for the reason that an emergency situation exists whereby certain derelict properties are creating an imminent threat to public health and/or safety.

SECTION 9: This Resolution shall take effect at the earliest period allowed by law.

First Reading:	October 15, 2019
Second Reading:	N/A
Effective:	October 15, 2019

The motion was seconded, and the resolution was adopted.

Resolution 2019-35 adopted October 15, 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

EXHIBIT A

ADDRESS	PARCEL ID #
5625 Day Dr	184013.013
1230 SR 131	184020.004A