

BOARD OF TRUSTEES  
KARL B. SCHULTZ  
KENDAL A. TRACY  
MARY MAKLEY WOLFF

FISCAL OFFICER  
ERIC C. FERRY

ADMINISTRATOR  
JEFFREY A. WRIGHT



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

## MIAMI TOWNSHIP

6101 MEIJER DRIVE • MIAMI TOWNSHIP, OH 45150-2189

### RESOLUTION 2018-04

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Building on February 20, 2018 with the following members present: Mary Makley Wolff and Karl Schultz.

#### **RESOLUTION AUTHORIZING THE ABATEMENT, CONTROL OR REMOVAL OF VEGETATION, GARBAGE, RUBBISH, OR DEBRIS AND DISPENSING WITH THE SECOND READING.**

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 record and lienholder(s) of the aforementioned properties have received detailed documentation with exact specifications of the items of rubbish that were to have been removed in the form of a Notice of Property Maintenance Violation; and

WHEREAS, the owner(s) of record and lienholder(s) of the aforementioned properties were advised if the rubbish was not removed that the matter would be referred to the Board of Trustees in order for the property to be declared a public nuisance; and

WHEREAS, the owner(s) of record and lienholder(s) of the aforementioned properties failed to respond to requests made by the Miami Township Community Development Department to remove the vegetation and/or rubbish, or such efforts have been insufficient, and/or such Notice was appealed and the Notice of Violation was affirmed, and therefore substantial nuisance conditions still remain.

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 rubbish located on the listed properties in Exhibit A are declared a nuisance.
- SECTION 2. The Board of Trustees hereby orders the removal of the rubbish located on the properties listed in Exhibit A.
- SECTION 3. The Board of Trustees hereby gives notice to the owner(s) of record and lienholders 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 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: February 20, 2018  
Second Reading: Dispensed with  
Effective: February 20, 2018

This motion was seconded and the resolution was adopted.

Resolution 2018-04 adopted February 20, 2018

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

Vacant structure  
527 Asbury Avenue

PARCEL ID #

171432B236, 171432B237, 171432B238,  
171432B239, 171432B240, 171432B241,  
171432B242, 171432B243, 171432B244

Occupied  
5640 Betty Lane  
6119 Doe Court

184020A048  
185408C065