

RECORD OF RESOLUTIONS

Resolution No. _____ Passed _____, 20____

RESOLUTION 2010-15

THE UNION TOWNSHIP BOARD OF TRUSTEES
RESOLUTION AUTHORIZING THE ABATEMENT, CONTROL OR
REMOVAL OF VEGETATION, GARBAGE, REFUSE OR DEBRIS

The Union Township Board of Trustees, Clermont County, Ohio met in regular session on

June 24, 2010, with the following members present:

- Robert McGee
- Matthew Beamer
- Timothy Donnellon

MR. MCGEE moved to adopt the following resolution:

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

WHEREAS, the Union Township Planning Department has investigated the condition and documented vegetation, garbage, refuse, and other debris determined to constitute a nuisance through the use of date-stamped photographic evidence, as presented in Exhibit

“A” as an attachment to this Resolution, for the following properties:

Address	Auditor’s Parcel ID # (PIN)
4447 Dogwood Drive, Batavia, OH 45103	41-41-41.-057B
4447 Glen Willow Drive, Batavia, OH 45103	41-42-42.-001
4690 Galaxy Lane, Cincinnati, OH 45244	41-42-31D-073
489 Roney Lane, Cincinnati, OH 45244	41-32-13A-174.
4350 Terrace Drive, Batavia, OH 45103	41-42-45C-037
4361 Beechmont Drive, Cincinnati, OH 45244	41-42-44F-116
478 Odin Drive, Cincinnati, OH 45244	41-41-45D-209
473 Odin Drive, Cincinnati, OH 45244	41-41-45D-143
4628 Vermona Drive, Cincinnati, OH 45245	41-41-02B-078
4769 Shephard Road, Batavia, OH 45103	41-31-07B-050

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WHEREAS, the Union Township Planning Department has inspected and reviewed the condition of the properties specified herein and has determined that non-maintained vegetation is in fact present on the above-referenced properties and has further recommended to the Union Township Board of Trustees that the existence of said vegetation on the above-referenced properties constitutes a nuisance, and;

WHEREAS, the owner(s) of record of the aforementioned properties have not responded to requests made by the Union Township Planning Department to remove the vegetation,

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Union Township, Clermont County, Ohio, by authority of Chapter 504 and Section 505.87 of the Ohio Revised Code, as follows:

SECTION 1. The vegetation located at above-referenced properties is declared a nuisance.

SECTION 2. The Union Township Board of Trustees hereby orders the removal of vegetation located at the above-referenced properties.

SECTION 3. The Board of Trustees hereby gives notice to the owner(s) of record that the removal of vegetation will occur no sooner than July 6, 2010, and the owner(s) of record may enter into an agreement with the board to perform the removal of vegetation.

SECTION 4. The cost of the removal of the vegetation 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, or his appointed representative, is hereby 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. That this resolution is hereby declared to be an emergency measure pursuant to Section 504.11 of the Ohio Revised Code, necessary for the immediate preservation of the public health, safety, or welfare of Union Township, in order to control the noxious vegetation at the above-listed properties.

SECTION 7. 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.

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Dayton Legal Blank, Inc., Form No. 30045

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BE IT FURTHER RESOLVED that this resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the status as a Limited Home Rule Township.

BE IT FURTHER RESOLVED that this Board upon majority vote does hereby dispense with the requirement that this resolution be read on two separate days, and hereby authorizes the adoption of this resolution upon its first reading.

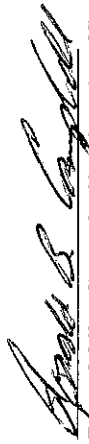
MR. BEAMER seconded the resolution and upon roll call the vote was as follows:

MR. McGEE - AYE

MR. BEAMER - AYE

MR. DONNELLO - AYE

ATTEST:


Ronald B. Campbell, Fiscal Officer


6/24/2010
Date

I, Ronald B. Campbell, Fiscal Officer of Union Township, hereby certify, as official custodian of the records of Union Township, Clermont County, Ohio that the foregoing is taken and copied from the Record of Proceedings of Union Township and that the same is a true and accurate copy of the original on file in the township hall at 4350 Aicholtz Road, Cincinnati, Ohio.

Ronald B. Campbell, Fiscal Officer

Date

Approved as to form:


Lawrence E. Barbieri
Union Township Law Director

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