



ROSS TOWNSHIP RESOLUTION

RESOLUTION NUMBER 2014-055

**RESOLUTION DECLARING A NUISANCE FOR ACCUMULATED DEBRIS,
EXCESSIVE VEGETATION AND THE EXISTENCE OF AN INSECURE, UNSAFE OR
STRUCTURALLY DEFECTIVE BUILDINGS AT 1877 ROSS HANOVER ROAD;
ORDERING SAID STRUCTURES TO BE SECURED AND THE NUISANCE BE
ABATED AND CERTIFYING ABATEMENT EXPENSES TO THE BUTLER COUNTY
AUDITOR FOR ASSESSMENT**

WHEREAS, Section 505.86(B) of the Ohio Revised Code authorizes the Board of Trustees to provide for the removal, repair or securance of buildings or other structures in the township that have been declared insecure, unsafe or structurally defective by any authority responsible under O.R.C. Chapter 3781; and

WHEREAS, Section 505.87 of the Ohio Revised Code authorizes the Board of Trustees to abate, control or remove vegetation, garbage, refuse or other debris determined to constitute a nuisance ("nuisance" or "nuisance conditions"); and

WHEREAS, the Ross Township Administrator has received information concerning accumulated debris, excessive vegetation and two unsecured structures located at the premises known as 1877 Ross Hanover Road; and

WHEREAS, the Ross Township Administrator has inspected the subject premises and the Ross Township Board of Trustees has determined that it contains accumulated debris, excessive vegetation and two unsecured structures; and

WHEREAS, the Ross Township Board of Trustees has adopted Resolution Number 2011-012, amended at Resolution Number 2011-081 which sets policy and procedure guidance for handling the abatement, control or remove vegetation, garbage, refuse or other debris determined to constitute a nuisance; and the removal, repair or securance of buildings or other structures in the township that have been declared insecure, unsafe or structurally defective by any authority responsible under O.R.C. Chapter 3781.

BE IT RESOLVED by the Board of Trustees of Ross Township, Butler County, Ohio, pursuant to Section 505.86(B) and Section 505.87 of the Revised Code, as follows:

SECTION 1-A:

That based upon the evidence presented the Board of Trustees finds that two building located on the premises known as 1877 Ross Hanover Road, premises also known as K4610-002-000-003 of the Butler County Auditor's Tax Plats; constitutes an insecure, unsafe or structurally defective buildings as defined by an authority responsible under O.R.C. Chapter 3781 and as such is detrimental to the health, safety and general welfare of all persons who live, work or own property within Ross Township and that the accumulated debris and excessive vegetation constitutes a nuisance and as such is detrimental to the health, safety and general welfare of all persons who live, work or own property within Ross Township and accordingly is hereby declared a nuisance.

SECTION 1-B:

That the Ross Township Administrator is hereby directed to immediately secure of said structure(s) in accordance with Section 505.86(B) and Chapter 3781 of the Ohio Revised Code and Resolution Number 2011-012, amended at Resolution Number 2011-081 of the Ross Township Board of Trustees.

SECTION 1-C:

That the Ross Township Administrator is hereby directed to abate the nuisance in full compliance with Section 505.87 and Section 505.871 of the Ohio Revised Code including but not limited to notice to the owner and record lien holders that the owner is to remove all accumulated debris; cut and remove all excessive vegetation and remove any junk motor vehicle within the time specified and that upon the owner's failure to failure to comply with this resolution, the Board of Trustees will provide for the abatement of the nuisance and that any expenses incurred by the Board of Trustees will be assessed to the owner's property.

SECTION 1-D:

That the Township Administrator be, and hereby is directed and authorized to take all other and further action necessary to certify and submit the expenses incurred by the Township for the abatement, repair and/or the removal of said structure(s); including a 10% administration services fee; to the Township Fiscal Officer.

SECTION 1-E:

That, upon the completion of Section 1-B, Section 1-C and Section 1-D of this Resolution; the Township Fiscal Officer forward a certified copy of this Resolution along with the certified expenses incurred by the Township for the securance,

abatement, repair and/or the removal of said structure(s), to the Butler County Auditor, for assessment in accordance with the provisions of this Resolution, to be entered upon the tax duplicate of the subject property as a lien upon the land on the date of entry, to be collected as other taxes and returned to the Township and placed in the Township's General Fund.

SECTION 2:

This resolution shall take effect on August 7, 2014 upon the filing of this resolution with the Ross Township Fiscal Officer.

SECTION 3:

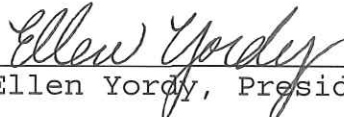
It is hereby determined that all formal actions of the Board of Trustees relating to their adoption of this Resolution were taken in an open meeting of the Board of Trustees and that all deliberations of such Board of Trustees were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCTION AND VOTE RECORD:

Trustee Yordy introduced the foregoing Resolution and moved its adoption, Trustee Wurzelbacher seconded the Motion. The roll being called upon the question of adoption of the Resolution by the Township Fiscal Officer, the vote resulted as follows:

Trustees: Willsey Absent Wurzelbacher AYE Yordy AYE

Adopted at the meeting of the Board of Trustees this 7th day of August, 2014.



Ellen Yordy, President

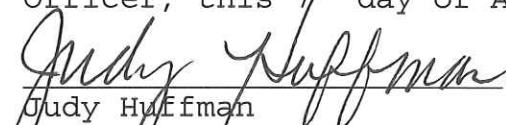
Thomas Willsey, Vice President



Raymond Wurzelbacher, Trustee

AUTHENTICATION

This is to certify that this resolution was duly adopted by the Board of Trustees, and filed with the Ross Township Fiscal Officer, this 7th day of August, 2014.



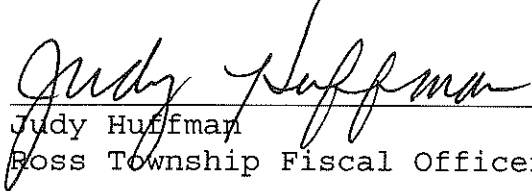
Judy Huffman
Ross Township Fiscal Officer

CERTIFICATE AS TO COPY,
ORIGINAL ON FILE

STATE OF OHIO, COUNTY OF BUTLER, SS:

I, Judy Huffman, Fiscal Officer of the Board of Township Trustees of Ross Township, in said county, and in whose custody the Files and Records of said Board are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original Resolution now on file with said Board, that the foregoing has been compared by me with said original and copied from the original document, and that the same is a true and correct copy thereof.

This 7th day of August, 2014.



Judy Huffman
Ross Township Fiscal Officer

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