



# ROSS TOWNSHIP RESOLUTION NUMBER 2016-028

## RESOLUTION DECLARING A NUISANCE FOR ACCUMULATED DEBRIS, EXCESSIVE VEGETATION AND/OR JUNK MOTOR VEHICLE AT 4150 HAMILTON CLEVES ROAD

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, Section 505.871 of the Ohio Revised Code authorizes the Board of Trustees to provide for the removal of junk motor vehicles from public or private property in the Township (“junk motor vehicles”); and

WHEREAS, the Ross Township Administrator has received information concerning accumulated debris, excessive vegetation or junk motor vehicle(s) located at 4150 Hamilton Cleves 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 or junk motor vehicle(s);

**BE IT RESOLVED** by the Board of Trustees of Ross Township, Butler County, Ohio, pursuant to Section 505.87 and Section 505.871 of the Revised Code, as follows:

### **SECTION 1-A:**

That based upon the evidence presented the Board of Trustees finds that the accumulated debris, excessive vegetation or junk motor vehicle(s) located at the premises known as 4150 Hamilton Cleves Road, premises also known as K4610-033-000-063 of the Butler County Auditor’s Tax Plats 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 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 2:**

This resolution shall take effect on May 19, 2016 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 Wurzelbacher introduced the foregoing Resolution and moved its adoption, Trustee Yordy 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 Ross Township Board of Trustees this 19<sup>th</sup> day of May, 2016.

Raymond Wurzelbacher  
Raymond Wurzelbacher, President

Ellen Yordy  
Ellen Yordy, Vice President

ABSENT  
Thomas Willsey, 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 19<sup>th</sup> day of May, 2016.

Judy Huffman  
Judy Huffman  
Ross Township Fiscal Officer

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