



# ROSS TOWNSHIP RESOLUTION NUMBER 2018-033

## RESOLUTION CERTIFYING DANGEROUS STRUCTURE OR NUISANCE VIOLATION ABATEMENT EXPENSES AT 2155 CARDINAL AVENUE AND 2678 MOELLER DRIVE TO THE COUNTY AUDITOR FOR ASSESSMENT

WHEREAS, Section 505.86 of the Ohio Revised Code authorizes the Board of Trustees to provide for the removal, repair or securance of buildings or other structures within the township that have been declared insecure, unsafe or structurally defective by an authority responsible under 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, 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, at Resolution No. 2011-012, the Board of Trustees adopted amended and restated violation enforcement procedures in connection with the investigation, enforcement and abatement of dangerous structures under R.C. 505.86, nuisance conditions under R.C. 505.87 and junk motor vehicles under R.C. 505.871, individually “violation” and collectively “violations”; and

WHEREAS, at Resolutions 2018-019 and 2018-025 the Board of Trustees ordered that the nuisance condition be abated at the premises known as 2155 Cardinal Avenue and 2678 Moeller Drive respectively, and directed the Ross Township Administrator to address the conditions of said properties by use of the Ross Township Violation Enforcement Procedures; and

WHEREAS, a written order calling for the abatement of the violations at the two subject premises was issued in accordance to law, and as the property owners failed to abate the violation in accordance with the conditions of said orders, the Township was required by law to abate the violations; and

WHEREAS, the Township incurred the following expenses in abating these violations:

2155 Cardinal Avenue		2678 Moeller Drive	
Contract Charges:	\$ 333.00	Contract Charges:	\$ 110.00
Admin Costs:	\$ <u>33.30</u>	Admin Costs:	\$ <u>11.00</u>
<b>TOTAL COST</b>	<b>\$ 366.30</b>	<b>TOTAL COST</b>	<b>\$ 121.00</b>

**BE IT RESOLVED**, by the Trustees of Ross Township, Butler County, Ohio, as follows:

**SECTION 1-A:**

That the following expenses incurred by the Township in abating the violation at the premises known as 2155 Cardinal Avenue, premises also known as K4620-064-000-257 and K4620-064-000-258 of the Butler County Auditor's Tax Plats, and in abating the violation at the premises known as 2678 Moeller Drive, premises also known as K4620-075-000-003 of the Butler County Auditor's Tax Plats, be submitted to the Butler County Auditor and 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 General Fund:

<b>2155 Cardinal Avenue</b>	<b>2678 Moeller Drive</b>
Contract Charges: \$ 333.00	Contract Charges: \$ 110.00
Admin Costs: \$ <u>33.30</u>	Admin Costs: \$ <u>11.00</u>
<b>TOTAL COST \$ 366.30*</b>	<b>TOTAL COST \$ 121.00</b>
<b>*(\$183.15 per parcel)</b>	

**SECTION 1-B:**

That the Township Administrator forward a certified copy of this Resolution to the County Auditor.

**SECTION 1-C:**

That the Township Administrator be, and hereby is authorized to take all other and further action necessary to certify the expenses to the Auditor for assessment in accordance with the provisions of this Resolution.

**SECTION 2:**

This resolution shall take effect on July 5, 2018 following the filing of this resolution with the Ross Township Fiscal Officer.

**SECTION 3:**

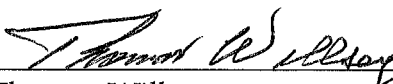
It is hereby determined that all formal actions of the Board of Trustees relating to the adoption of this Resolution were taken in an open meeting of the Board of Township Trustees and that all deliberations of such Board of Trustees were in meetings open to the public, in compliance with all legal requirements,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

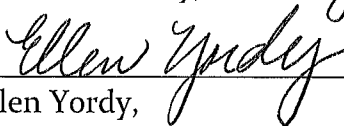
**INTRODUCTION AND VOTE RECORD:**

Trustee Willsey introduced the foregoing Resolution and moved its adoption, Trustee Yorck 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: Ballauer ABSENT Willsey AYE Yordy AYE

Adopted at the meeting of the Ross Township Board of Trustees this 5<sup>th</sup> day of July, 2018.

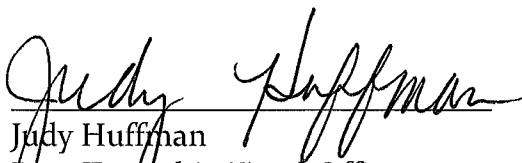
  
\_\_\_\_\_  
Thomas Willsey, President

  
\_\_\_\_\_  
Ellen Yordy, Vice President

\_\_\_\_\_  
Keith Ballauer, 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 5<sup>th</sup> day of July, 2018.

  
\_\_\_\_\_  
Judy Huffman  
Ross Township Fiscal Officer

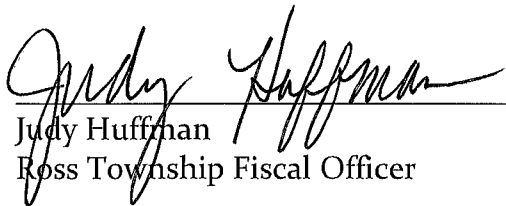
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**CERTIFICATE AS TO COPY,  
ORIGINAL ON FILE**

**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 5<sup>th</sup> day of July, 2018.

  
\_\_\_\_\_  
Judy Huffman  
Ross Township Fiscal Officer

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