

**SCIOTO TOWNSHIP TRUSTEES
RECORDING OF PROCEEDINGS
January 14, 2022**

SPECIAL MEETING PROCEEDINGS SUMMARY:

The trustees of Scioto Township met in special session, Friday, January 14, 2022 at 9:36 am at the Township Hall, 3737 Ostrander Rd., Ostrander, OH 43061. Board members present were Ralph Moseley and Sandra Stults. Doug Loudenslager participated via electronic media and did not cast any votes. Fiscal Officer, Kathy Melvin was not present.

ADOPTION OF RESOLUTIONS:

Trustee Stults moved to adoption Resolution 01-14-2022-01 in the matter of abatement of the property at 2752 SR 257 South, Ostrander. Trustee Moseley seconded the motion. The roll call vote: Ms. Stults-yes, Mr. Moseley-yes, and Mr. Loudenslager-absent. The motion passed with 2-yes and 0-no votes.

Trustee Stults moved to adoption Resolution 01-14-2022-02 in the matter of abatement of the property at 5591 SR 37 W, Ostrander, Ohio. Trustee Moseley seconded the motion. The roll call vote: Ms. Stults-yes, Mr. Moseley-yes, and Mr. Loudenslager-absent. The motion passed with 2-yes and 0-no votes.

The meeting was adjourned at 9:45.

Sandra Stults

Ralph Moseley

Douglas W. Loudenslager

Certified by: _____
Doug Loudenslager

**BOARD OF TRUSTEES
SCIOTO TOWNSHIP
DELAWARE COUNTY, OHIO**

DATE: 01-14-2022

RESOLUTION NO. 01-14-2022-2

**ORDER TO ABATE DANGEROUS PROPERTY CONDITIONS,
PURSUANT TO R.C. § 505.86, ON REAL PROPERTY LOCATED AT:
5591 STATE ROUTE 37 WEST
OSTRANDER, OHIO 43061
(DELAWARE CO. PIN #20040001083000)**

PREAMBLE

WHEREAS, the Board of Trustees, Scioto Township, Delaware County, Ohio (“Board”) met on December 1, 2021 and approved Resolution 12-01-2021-2 (“Resolution”), which is hereby incorporated by this reference as if fully written herein; and,

WHEREAS, the Resolution declared the unoccupied residential structure (“Structure”) located on the real property located at 5591 STATE ROUTE 37 WEST OSTRANDER, OHIO 43061 (DELAWARE CO. PIN #20040001083000) (“Property”) to be a nuisance; and,

WHEREAS, the Resolution further declared that the Board intends to provide for the removal, repair, or securance of the Structure; and,

WHEREAS, the Board provided a letter titled ‘Notice Pursuant to R.C. § 505.86’ (“Notice”) of its intent to provide for the removal, repair, or securance of the Structure to the Parties in Interest, which is hereby incorporated by this reference as if fully written herein; and,

WHEREAS, pursuant to R.C. § 505.86(C)(1), such Notice included a statement informing the Parties in Interest they were entitled to a hearing if the Parties in Interest requested a hearing in writing within twenty (20) days after the Notice was mailed; and,

WHEREAS, the Notice was mailed via certified and regular mailing to the Parties in Interest on 12-17-2021, 2021; and,

WHEREAS, the Board did not receive a request for a hearing from the Parties in Interest; and,

WHEREAS, the condition of the Structure remains unchanged from its condition on January 7, 2021 and, as a result, the Structure continues to constitute a nuisance; and,

WHEREAS, pursuant to R.C. § 505.86(C)(3), the Board now desires to make an order deciding the matter.

RESOLUTION

NOW THEREFORE, BE IT RESOLVED, as follows:

A. As used in this Resolution:

1. "Party(ies) in Interest" means an owner of record of the Property on which the Structure is located, and includes a holder of a legal or equitable lien of record on the Property and/or Structure.
2. "Total Cost" means any costs incurred due to the use of employees, materials, or equipment of the Board, any costs arising out of contracts for labor, materials, or equipment, and costs of service of notice or publication required under R.C. § 505.86.

B. The Board hereby makes the following order (**AS IDENTIFIED BY A CHECKMARK**):

The Board **AFFIRMS** its prior declaration in the Resolution that the Structure is a nuisance and, pursuant to R.C. § 505.86, **ORDERS REMOVAL** of the Structure. The Board shall contract for labor, materials, and/or equipment for the removal of the Structure and Trustee Loudenslager is hereby appointed and authorized to locate a contractor to perform such work and to negotiate a contract with such contractor for such work. Any contract for such work shall be brought before the Board for approval.

The Board **AFFIRMS** its prior declaration in the Resolution that the Structure is a nuisance and, pursuant to R.C. § 505.86, **ORDERS REPAIR** of the Structure. The Board shall contract for labor, materials, and/or equipment for repair of the Structure and Trustee _____ is hereby appointed and authorized to locate a contractor to perform such work and to negotiate a contract with such contractor for such work. Any contract for such work shall be brought before the Board for approval.

The Board **AFFIRMS** its prior declaration in the Resolution that the Structure is a nuisance and, pursuant to R.C. § 505.86, **ORDERS SECURANCE** of the Structure. The Board shall contract for labor, materials, and/or equipment for securing the Structure and Trustee _____ is hereby appointed and authorized to locate a contractor to perform such work and to negotiate a contract with such contractor for such work. Any contract for such work shall be brought before the Board for approval.

- The Board **RESCINDS** its prior declaration in the Resolution that the Structure is a nuisance and, pursuant to R.C. § 505.86, **DISMISSES** this matter.

AND (ONLY IF IDENTIFIED BY CHECKMARK)

- The Parties in Interest, pursuant to R.C. § 505.86(C)(3) hereby affix its signature below and knowingly, intelligently, and voluntarily consent to the above order of the Board **REMOVING / REPAIRING / SECURING (circle as applicable)** the Structure.

Party in Interest

Party in Interest

ALTERNATIVE RESOLUTION (ONLY IF IDENTIFIED BY CHECKMARK)

- In lieu of the Board deciding this matter and pursuant to R.C. § 505.86(D), the Parties in Interest hereby affix its signature below and knowingly, intelligently, and voluntarily agree with the Board to perform the **REMOVAL / REPAIR / SECURANCE (circle as applicable)** of the Structure. Such work shall be fully completed and acceptable to Code Compliance and the Board by _____, 2022.

Party in Interest

Party in Interest

- C. The Total Cost may be collected by the Board by either of the following methods:
1. The Board may have the Fiscal Officer certify the Total Costs, together with a proper description of the Property to the Delaware County Auditor who shall place the costs upon the tax duplicate. The costs are a lien upon the Property from and after the date of entry.
 2. The Board may commence a civil action to recover the Total Costs from the owner of record of the Property.
- D. The Total Cost of removing, repairing, or securing the Structure, when performed by the Board or by a contractor on behalf of the Board, when approved by the Board, shall be paid out of the Township general fund from moneys not otherwise appropriated, except that, if the costs incurred exceed five hundred dollars (\$500), the Board may borrow moneys from a financial institution to pay for the costs in whole or in part.


E. All formal actions of this Board concerning and relating to the passage of this Resolution were adopted in an open meeting of the Board, and all deliberations of this Board and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including R.C. § 121.22.

F. This Resolution shall be in full force and effect immediately upon adoption.

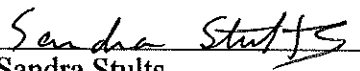
Voted on and signed this 14 day of January, 2022 in Scioto Township, Delaware County, Ohio.

**BOARD OF TRUSTEES OF
SCIOTO TOWNSHIP,
DELAWARE COUNTY, OHIO**

Doug Loudenslager
Trustee



Ralph Moseley
Trustee

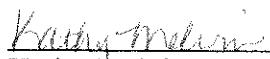


Sandra Stults
Trustee

State of Ohio :
Delaware County :

I, the undersigned Fiscal Officer of Scioto Township, Delaware County, Ohio, hereby certify that the foregoing Resolution No. 01-14-2022-2 is taken and copied from the record of proceedings of the Board of Trustees of Scioto Township, Delaware County, Ohio, and that it has been compared by me with the resolution on the record and is a true copy. Further, I certify that the adoption of such resolution occurred in an open meeting held in compliance with R.C. § 121.22.

Date: 1-14-2022



Kathy Melvin
Scioto Township Fiscal Officer
Delaware County, Ohio