

SCHEDULE A

To: Owner:
Barbara A. Winstead
8115 Forest Road
Cincinnati, OH 45244

And Lienholders of Record:

Hon. Dusty Rhodes, Hamilton County Auditor
Hon. Robert A. Goering, Hamilton County Treasurer
County Administration Building, Cincinnati, OH 45202

Bank of New York Trust Company NA, Trustee
8950 Cypress Waters Boulevard
Coppell, TX 75019

Re: Uncut tall grass/weeds
and debris
Hamilton County Auditor's Parcel
No(s). 500-0111-0003-00

Resolution Date: July 18, 2019 Notice Date: July 19, 2019
Prior Resolutions: NO. 19-0530-04

You are hereby notified that the Board of Township Trustees of Anderson Township ("Board") has passed the enclosed Resolution, providing for notice to you that you are ordered to abate, control, or remove the vegetation, garbage, refuse or debris described as follows, the owner's or owners' maintenance of which on the above-referenced land has been determined by the Board to be a subsequent nuisance within the meaning of Section 505.87(C) of the Revised Code:

Tall grass and weeds located in the front yard.

If you do not do so within four (4) days, then the Board will provide for such abatement, control, or removal, and any expenses incurred by the Board in performing that task shall be entered upon the tax duplicate and become a lien upon the land upon which such vegetation, garbage, refuse or debris is located from the date of entry.

By Order of the Board of Township Trustees of Anderson Township

Bradley S. Bowers 
Anderson Township Planning and Zoning Department

BOARD OF TOWNSHIP TRUSTEES
ANDERSON TOWNSHIP
HAMILTON COUNTY, OHIO

The Board of Township Trustees met in regular session at 6:00p.m. this 18th day of July, 2019, with the following members present:

Joshua S. Gerth
Robin D. Stone
Andrew S. Pappas

Mr. Pappas introduced the following resolution and moved its passage:

RESOLUTION NO. 19-0718-02

**RESOLUTION DETERMINING EXISTENCE OF SUBSEQUENT NUISANCE ON
LAND OWNED BY BARBARA A. WINSTEAD, LOCATED AT 8115 FOREST ROAD,
IN ANDERSON TOWNSHIP, AND PROVIDING FOR NOTICE AND REMEDIATION
(ORC SECTION 505.87(C))**

WHEREAS, this Board has hereto determined in the Resolution(s) identified on Schedule A hereto (which by this reference is incorporated herein) that failure of Barbara A. Winstead, the owner or owners of record (the "Owner") of land located at 8115 Forest Road, in Anderson Township, Hamilton County, Ohio, and further identified on Schedule A (the "Property"), to maintain the Property and abate, control, or remove vegetation, garbage, refuse, or other debris on the Property as described on Schedule A constitutes a nuisance within the meaning of Section 505.87 of the Revised Code; and

WHEREAS, the Owner has continued to fail to abate, control, or remove said vegetation, garbage, refuse, or other debris from the Property; and

WHEREAS, this date is within 12 consecutive months of passage by this Board of the most recent Resolution listed on Schedule A, all of which Resolutions have determined the existence of a nuisance on the Property;

Now, therefore, the Board of Township Trustees of Anderson Township, Hamilton County, Ohio (the "Township"), hereby resolves that:

Section 1. Maintenance of the vegetation, garbage, refuse, or other debris by the Owner on the Property, as specified in Schedule A, is hereby determined to constitute a *subsequent* nuisance within the meaning of Section 505.87(C) of the Revised Code.

Section 2. This Board orders that notice of the subsequent nuisance (the "Notice") be given to the Owner and to any holders of liens of record upon the land (the "Lienholders") in accordance with Section 505.87 (C) of the Revised Code, by sending written notice in the form of Schedule A by first class mail to the Owner and to any Lienholder. Failure of delivery of the Notice shall not invalidate any action to abate, control, or remove the nuisance. In addition, this Board orders that the Anderson Township Planning and Zoning Department shall cause a copy of the Notice to be posted on the principal structure on the Property and shall photograph that posted Notice with a camera capable of recording the date of the photograph on it.

Section 3. If the Owner's address is unknown and cannot reasonably be obtained, it shall be sufficient to post the Notice on the Township's website for four consecutive days.

Section 4. If, within four days of providing the Notice to the Owner and Lienholders as aforesaid, the Owner and/or the Lienholders fail to abate, control, or remove the vegetation, garbage, refuse or debris, and fail to enter into an agreement with this Board to provide for the abatement, control, or removal thereof, then the Anderson Township Planning and Zoning Department, on behalf of this Board, shall provide for such abatement, control, or removal and, on behalf of this Board, may employ the necessary labor, materials, and equipment to perform the task. The expenses to be incurred in that regard, in an amount not to exceed ____, are hereby authorized and appropriated to be paid from the Anderson Township General Fund from monies not otherwise appropriated.

Section 5. This Board hereby finds and determines that all formal actions of this Board concerning and relating to the passage of this resolution were taken in open meetings of this Board, and that all deliberations of this Board and of any of its committees that resulted in such formal actions were taken in meetings open to the public, in compliance with all legal requirements, including (without implied limitation) Section 121.22 of the Revised Code, except as otherwise permitted thereby.

Ms. Stone seconded the motion, and the roll being called upon the question of passage, the vote resulted as follows:

Mr. Gerth yes Ms. Stone yes Mr. Pappas yes

CERTIFICATIONS

The undersigned, duly elected and acting Fiscal Officer of Anderson Township (County of Hamilton), Ohio, hereby certifies that the foregoing is a true copy of a Resolution duly passed at a regular meeting of the Board of Township Trustees of said Township on the 18th day of July, 2019, together with a true record of the roll call vote thereon, and that said Resolution has been duly entered upon the Journal of said Township.

Further, it is hereby certified that the moneys required to meet the obligations of Anderson Township (County of Hamilton), Ohio, under the foregoing Resolution during the remainder of the year 2019 have been lawfully appropriated by the Board of Township Trustees for such purpose and are in the treasury or in the process of collection to the credit of an appropriate fund, free from any previous encumbrances. This certificate is given in compliance with Sections 5705.41 and 5705.44 of the Revised Code.

This 18th day of July, 2019.



Kenneth G. Dietz
Fiscal Officer