The Board of Trustees of Danbury Township, County of Ottawa, Ohio, met in a regular meeting session at 7:00 p.m., on March 11, 2015, at the Danbury Township Hall, 5972 E. Port Clinton Road, Marblehead, Ohio 43440, with the following members present:

Ms. Dianne Rozak; Mr. Charles Scott, Mr. David Hirt

Ms. Rozak introduced the following resolution and moved its adoption:

RESOLUTION NO. 05-2015

RESOLUTION TO PROCEED WITH THE REMOVAL OF THE UNSAFE, INSECURE AND STRUCTURALLY DEFECTIVE STRUCTURE FROM THE PROPERTY LOCATED AT 1049 ENGLEBECK ROAD, DANBURY TOWNSHIP, OTTAWA COUNTY, OHIO

PREAMBLE

WHEREAS, on or about January 20, 2015, the Danbury Township Board of Trustees ("Board") received a letter dated January 8, 2015, from the Ottawa County Chief Building Official regarding the structure located on the property at 1049 Englebeck Road (the "Structure"), Marblehead, Ohio (PIN# 0141127915083000) in the unincorporated area of Danbury Township (the "Township"), Ottawa County, Ohio (the "Property);

WHEREAS, in the January 8, 2015 letter, the Ottawa County Chief Building Official found the Structure to be insecure and unsafe pursuant to Section 505.86 of the Ohio Revised Code, with the east side of the home having been removed, the basement exposed and doors and windows not secured or missing; and

WHEREAS, on or about February 12, 2015, the Board sent the owners of the Property, Douglas and Frank Stevens ("Owners"), a courtesy notice that the January 8, 2015 letter from the Ottawa County Chief Building Official was received and that the Property was being investigated by the Township for the possibility of exercising their authority in Ohio Revised Code Section 505.86 on what corrective measure should be taken with regard to the Structure, including the possibility of demolition; and

WHEREAS, on or about February 26, 2015, the Board sent notice via certified mail to the Owners of the Property, and lienholders of record, that the Board would be providing them an opportunity during its regular meeting on March 11, 2015, to be heard and provide any information as to why the Structure should not be removed; and

WHEREAS, during said hearing, March 11, 2015, owner(s), Douglas Stevens ~~and Frank Stevens,~~ was present and entered into agreement with the Board, by this Resolution, that he would make arrangements to remove the Structure by demolition, and that the demolition would occur on or before May 11, 2015; and

WHEREAS, if the Owners fail to remove the structure or make arrangements for such corrective measures by May 11, 2015, then pursuant to Section 505.86 of the Ohio Revised Code, it is the Board's intention and the Board is authorized to remove the structurally defective, insecure and unsafe structure thirty (30) days after May 11, 2015; and

WHEREAS, it is in the best interest of the Township and its residents to proceed under Section 505.86 of the Ohio Revised Code in order to remove the structurally defective, insecure and unsafe conditions of the Structure on the Property.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Trustees of Danbury Township, Ottawa County, Ohio hereby determines that the property owned by Douglas and Frank Stevens, located at 1049 Englebeck Road (PIN# 0141127915083000), in Danbury Township, Ottawa County, Ohio contains a Structure that is structurally defective, insecure and unsafe pursuant to Section 505.86 of the Ohio Revised Code, and orders the following actions:

Section 1: The Board orders the Owners of the Property to remove the Structure on or before May 11, 2015.

Section 2: If the Structure is not removed by May 11, 2015, the Board authorizes the Zoning Inspector to enter into a contract thirty (30) days after such date, with a suitable person and/or entity to have the Structure removed at a cost not to exceed $8,000.00.

Section 3: The Board hereby directs and orders that all expenses incurred in the removal of the Structure shall be paid from the unappropriated monies in the Township's general fund.

Section 4. The Fiscal Officer shall report all expenses that the Township incurs in the removal of the Structure to the Auditor of Ottawa County, Ohio for entry upon the tax duplicate as a lien upon the Property and for collection and reimbursement of the Township's general fund as provided in Section 505.86 of the Ohio Revised Code.

Section 5. The Board 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 that resulted in formal actions were taken in meetings open to the public, in compliance with all legal requirements, including but not limited to, Ohio Revised Code Section 121.22, except as otherwise permitted thereby.

This Resolution shall take effect and be in force from or after the earliest period allowed by law.

Mr. Hirt seconded the Resolution, and the roll being called upon the question of its adoption, the vote resulted as follows:

Vote Record: Ms. Rozak Yes Mr. Scott Yes Mr. Hirt Yes

ADOPTED this 11th day of March, 2015.

Attest: Shelley J Stamer
Fiscal Officer

Board of Trustees
Danbury Township
Ottawa County, Ohio

Dianne M. Rozak

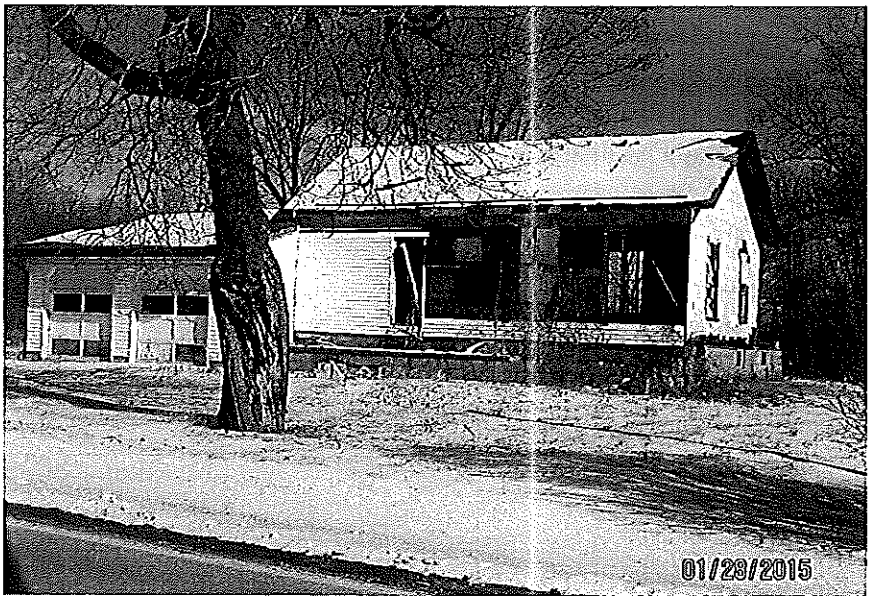
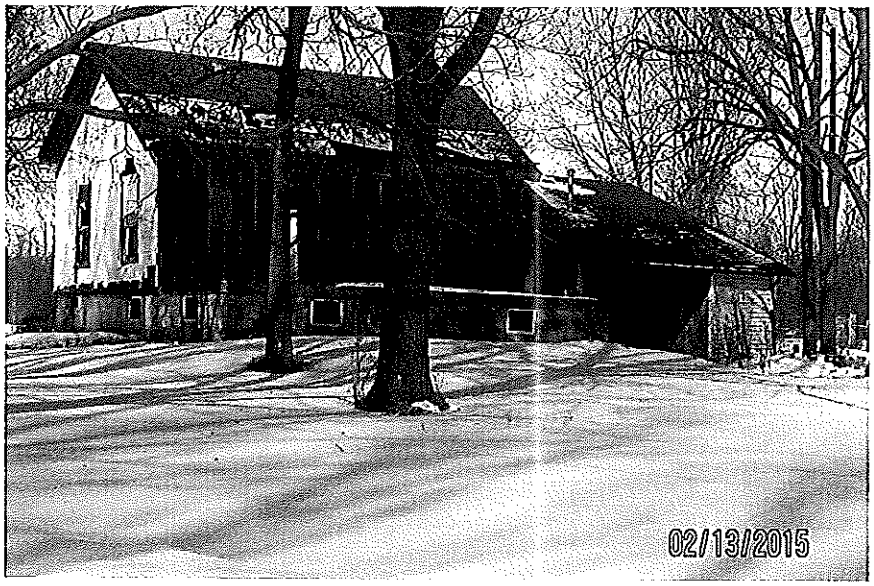
Charles B. Scott

David M. Hirt

AUTHENTICATION

IT IS HEREBY CERTIFIED that the foregoing is a true and correct transcript of a resolution duly passed by this Board of Trustees in session this 11th day of March, 2015 and filed with the Danbury Township Fiscal Officer.

Shelley Seamon

Shelley Seamon
Danbury Township Fiscal Officer

1049 Englebeck Road
(PIN# 0141127915083000)