

The Board of Trustees of Danbury Township, County of Ottawa, Ohio, met in a regular meeting session at 7:00 p.m., on January 8, 2020, at the Danbury Township Hall, 5972 E. Port Clinton Road, Marblehead, Ohio 43440, with the following members present:

Ms. Dianne Rozak; Mr. John Paul Dress, Mr. David Hirt

MS. ROZAK introduced the following resolution and moved its adoption:

**RESOLUTION NO. Q\ - 2020**

**RESOLUTION TO PROCEED WITH THE REMOVAL OF THE UNSAFE, INSECURE AND STRUCTURALLY DEFECTIVE STRUCTURE FROM THE PROPERTY LOCATED AT 7857 E. HARBOR ROAD, DANBURY TOWNSHIP, OTTAWA COUNTY, OHIO**

**PREAMBLE**

**WHEREAS**, on or about November 15, 2019, the Board sent the owners of the Property, Ronald Karns ("Owner(s)"), a courtesy notice 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 house structure (the "Structure"), including the possibility of demolition, located on the property at 7857 E. Harbor Road, Danbury Township, Ottawa County, Marblehead, Ohio 43440 (PIN# 0142088034267000) (the "Property") in the unincorporated area of Danbury Township (the "Township"), Ottawa County, Ohio; and

**WHEREAS**, on or about November 22, 2019, the Board received a letter from the Danbury Township Fire Chief finding the Structure to be unsafe and on the Fire Departments "Do Not Enter" list for firefighters entry; and

**WHEREAS**, on or about December 12, 2019, the Board sent notice via certified mail to the Owner of the Property, and lienholders of record, that the Board would be providing them an opportunity during its regular meeting on January 8, 2020, to be heard and provide any information as to why the Structure should not be removed; and

**WHEREAS**, during said hearing, January 8, 2020, owner(s), Ronald Karns, 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 April 7, 2020; and

**WHEREAS**, if the Owner(s) fail to remove the structure or make arrangements for such corrective measures by April 7, 2020, 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 April 7, 2020; 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 Ronald Karns, located at 7857 E. Harbor Road, Danbury Township, Ottawa County, Marblehead, Ohio 43440 (PIN# 0142088034267000), 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 April 7, 2020.

**Section 2:** If the Structure is not removed by April 7, 2020, 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 \$5,000.00.

**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. Dress 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. Dress YES Mr. Hirt YES

ADOPTED this 8<sup>th</sup> day of January, 2020.

Attesty

Carolyn Adams  
Fiscal Officer  
Carolyn Adams

Board of Trustees  
Danbury Township  
Ottawa County, Ohio

Dianne M. Rozak  
Dianne M. Rozak

John Paul Dress  
John Paul Dress

David M. Hirt  
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 8<sup>th</sup> day of January, 2020 and filed with the Danbury Township Fiscal Officer.

Carolyn Adams  
Carolyn Adams  
Danbury Township Fiscal Officer