

The Board of Trustees of Danbury Township, County of Ottawa, Ohio, met in a special meeting session at 6:00 p.m., on September 9, 2021, 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

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

RESOLUTION NO. 23 - 2021

RESOLUTION TO PROCEED WITH THE REMOVAL OF THE UNSAFE, INSECURE AND STRUCTURALLY DEFECTIVE STRUCTURES FROM THE PROPERTY LOCATED AT 8653 E. BAYSHORE ROAD, DANBURY TOWNSHIP, OTTAWA COUNTY, OHIO

PREAMBLE

WHEREAS, on or about July 15, 2021, the Board sent the Owner(s) of the Property, Jack Noggle & Eric Meister ("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 two house structures (the "Structures"), including the possibility of demolition, located on the property at 8653 E. Bayshore Road, Marblehead, Ohio (PIN# 0141123315022000) (the "Property") in the unincorporated area of Danbury Township (the "Township"), Ottawa County, Ohio; and

WHEREAS, on or about July 27, 2021, the Board sent notice via certified mail to the Owner(s) of the Property, and lienholders of record, that the Board would be providing them an opportunity during a special meeting on September 9, 2021, to be heard and provide any information as to why the Structures should not be repaired, secured, or removed; and

WHEREAS, on or about August 5, 2021, the Board received a letter from the Danbury Township Fire Inspector finding the rear structure partially removed and both structures to be unsafe; and

WHEREAS, on or about August 5, 2021, the Board received a letter from the Ottawa County Chief Building Official finding that both Structures were insecure and unsafe pursuant to Section 505.86 of the Ohio Revised Code; and

WHEREAS, during said hearing, September 9, 2021, Owner, Jack Noggle, was present and entered into agreement with the Board, by this Resolution, that they would make arrangements to remove the Structures located at 8653 E. Bayshore Road, Marblehead, Ohio; 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 Structures 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 Jack Noggle & Eric Meister, located at 8653 E. Bayshore Road, Marblehead, Ohio (PIN# 0141123315022000), in Danbury Township, Ottawa County, Ohio contains two house Structures that are 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 Owner(s) of the Property to remove both of the Structures on or before November 1, 2021.

Section 2: If the Structures are not removed by November 1, 2021, 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 Structures removed at a cost not to exceed \$7,500.00 and any costs related to asbestos removal if not already completed.

Section 3: The Board hereby directs and orders that all expenses incurred in the removal of the Structures 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 Structures 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. Ms. 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. Dress - Yes ; Mr. Hirt - Yes.

ADOPTED this 9th day of September, 2021.

Attest:

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

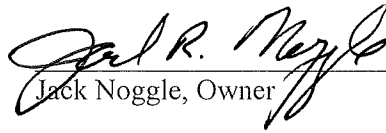
AUTHENTICATION

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 9th day of September, 2021 and filed with the Danbury Township Fiscal Officer.

Carolyn Adams
Carolyn Adams
Danbury Township Fiscal Officer

OWNER ACKNOWLEDGEMENT

Now comes the Owner(s) of 8653 E. Bayshore Road, Danbury Township, Ottawa County, Marblehead, Ohio 43440 (PIN# 0141123315022000) who freely and voluntarily were present and participated in said hearing, and acknowledge the agreements set forth in this Resolution on this 9th day of September, 2021 and agree to abide by the stipulations set-in and by the dates established.



Jack Noggle, Owner

Eric Meister, Owner

