

The Board of Trustees of Danbury Township, County of Ottawa, Ohio, met in a regular meeting session at 6:00 p.m., on June 26, 2024, 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. Dress introduced the following resolution and moved its adoption:

RESOLUTION NO. 12 – 2024 - B

RESOLUTION TO MODIFY PREVIOUS TRUSTEE RESOLUTION 12-2024 REGARDING THE REMOVAL OF THE DEBRIS OF AN UNSAFE, INSECURE AND STRUCTURALLY DEFECTIVE STRUCTURE ON THE PROPERTY LOCATED AT 5275 E. PORT CLINTON EASTERN ROAD, DANBURY TOWNSHIP, OTTAWA COUNTY, OHIO

PREAMBLE

WHEREAS, on May 21, 2024, the Board of Trustees (the “Board”) adopted Resolution 12-2024 determining that the property owned by Scott & Alice Orshoski (“Owner(s)”), located at 5275 E. Port Clinton Eastern Road, Port Clinton, Ohio (PIN# 0140051300377000), in Danbury Township, Ottawa County, Ohio (the “Property) contained a 40’ x 50’ barn structure (the “Structure”) that was structurally defective, insecure and unsafe pursuant to Section 505.86 of the Ohio Revised Code, and

WHEREAS, said Resolution recognized that the on or about May 16, 2024, the Owners voluntarily razed part of the Structure and began clean-up and removal of the Structure’s debris, and

WHEREAS, in accordance with Ohio Revised Code Section 505.87, the Board determined that the material and debris from the Structure’s demolition constituted a nuisance, and

WHEREAS, Section 1 of Resolution 12-2024, ordered the Owner(s) of the Property to execute and complete the removal of the remaining debris on the Property from the Structure’s demolition and restore the area by planting grass on or before June 30, 2024; and

WHEREAS, Section 3 of Resolution 12-2024, authorized the Zoning Inspector to enter into a contract after said deadline in Section 1 should the Owner fail to execute and complete the removal of the remaining debris and planting of grass, by the said date, at a cost not to exceed \$5,000.00 with the Ed Burdue Co., LLC, and

WHEREAS, at the June 26, 2024, Trustee regular meeting, the Owner, Scott & Alice Orshoski attended and were present at the meeting. They expressed that they have entered into contract with see below to remove the remaining debris from the property and requested additional time to complete the clean-up.

Possible Jeff Wadsworth or Dave Shrock

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED THAT:

The Board of Trustees of Danbury Township, Ottawa County, Ohio hereby agrees to extend additional time to the Owners, Scott & Alice Orshoski, to remove the remaining debris from the structurally defective 40’ x 50’ Barn Structure’s demolition located at 5275 E. Port Clinton Eastern Road, Port Clinton, Ohio (PIN# 0140051300377000), pursuant to Section 505.87 of the Ohio Revised Code, hereby ordering the following actions:

Section 1: The Board orders the Owner(s) of the Property to remove the remaining debris on the property from the Structure and to restore the area by planting grass on or before July 26, 2024

- Section 2:** The remaining debris on the property from the demolished Structure includes, but is not limited to; removal of wood beams, woods planks, hay and straw, and other material that was inside the said Structure; and
- Section 3:** If the Owner fails to execute and complete the removal of the remaining debris and planting of grass, by July 26, 2024, the Board authorizes the Zoning Inspector to enter into a contract after said date, with a suitable person and/or entity to have the remaining debris removed and to restore the area by planting grass at a cost not to exceed \$5,000.00 with the Ed Burdue Co., LLC.
- Section 4:** The Board hereby directs and orders that all expenses incurred in the removal of the Structures debris and to restore the area by planting grass shall be paid from the unappropriated monies in the Township's general fund.
- Section 5.** The Fiscal Officer shall report all expenses that the Township incurs in the removal of the Structure's debris and to restore the area by planting grass 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 505.87 of the Ohio Revised Code.
- Section 6.** 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:

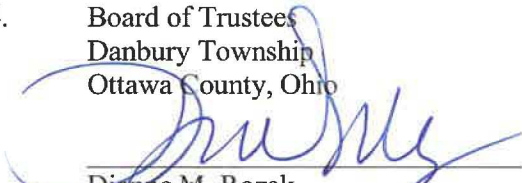
Vote Record: Ms. Rozak - Yes; Mr. Dress - Yes; Mr. Hirt - Yes

ADOPTED this 26th day of June, 2024.

Board of Trustees
Danbury Township
Ottawa County, Ohio

Attest:


Fiscal Officer
Brinkley Paul


Dianne M. Rozak


John Paul Dress


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 26th day of June, 2024 and filed with the Danbury Township Fiscal Officer.


Brinkley Paul

OWNER ACKNOWLEDGEMENT

Now comes the Owner of 5275 E. Port Clinton Eastern Road, Port Clinton, Ohio (PIN# 0140051300377000) who freely and voluntarily was present and participated in said hearing, and acknowledges the agreements set forth in this Resolution on this 26th day of June, 2024 and agrees to abide by the stipulations set-in and by the dates established.

Scott Orshoski, Owner



Alice Orshoski, Owner