

BOARD OF TRUSTEES  
KARL B. SCHULTZ  
KENDAL A. TRACY  
MARY MAKLEY WOLFF



ADMINISTRATION  
248-3725  
248-3730 (FAX)  
COMMUNITY DEVELOPMENT  
248-3731  
SERVICE DEPARTMENT  
248-3728  
POLICE DEPARTMENT  
248-3721  
FIRE / EMS  
248-3700  
PARKS / RECREATION  
248-3727

FISCAL OFFICER  
ERIC C. FERRY

ADMINISTRATOR  
JEFFREY A. WRIGHT

MIAMI TOWNSHIP  
6101 MEIJER DRIVE • MILFORD, OH 45150-2189

## RESOLUTION 2015-56

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Center on October 5, 2015 with the following members present: Mary Makley Wolff, Karl Schultz and Ken Tracy

MR. TRACY made a motion to adopt the following Resolution:

### **RESOLUTION DECLARING AN EMERGENCY TO EXIST AND AUTHORIZING THE REMOVAL OF SNOW AND ICE FROM UNDEDICATED ROADS IN ACCORDANCE WITH REVISED CODE SECTION 505.82**

WHEREAS, there currently exists in Miami Township an emergency condition requiring the use of Township resources to remove snow and ice from the undedicated roads in the township in which the owner(s) of the undedicated road(s) has not provided for removal of snow and ice; and

WHEREAS, said emergency constitutes an immediate danger to the health, safety and welfare of the inhabitants of the township.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Section 505.82 of the Ohio Revised Code, as follows:

- SECTION 1: An emergency is hereby declared, arising from the obstruction by snow and ice on certain undedicated road(s) in the township.
- SECTION 2: The Township Service Director shall cause such road(s) to be cleared, and shall keep a record of the costs incurred and submit the same to the Board of Trustees. An equitable charge shall be imposed on the owner(s) of the road for such services, in an amount sufficient to recover the costs incurred by the township.
- SECTION 3: Prior to clearing the road, the Township Fiscal Officer or Service Director shall give, or make a good faith effort to give, oral notice to the owner of road(s) the intention of the township to clear the road(s) and impose a service charge for the removal of snow and ice.

SECTION 4: When the service charge is determined and imposed, the Township Fiscal Officer shall notify the owner in writing of the amount of the charge, and certify the charge to the Clermont County Auditor, to be placed on a special tax duplicate and collected as other taxes and returned to the township general fund.

SECTION 5. Pursuant to Section 505.82 of the Ohio Revised Code, this Resolution shall remain in effect from October 5, 2015 through April 5, 2016.

SECTION 6: That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

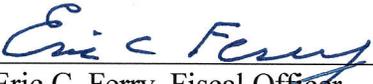
SECTION 7: This Resolution shall take effect at the earliest period allowed by law.

MR. SCHULTZ seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

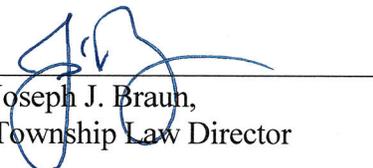
Ms. Wolff	<u>AYE</u>
Mr. Schultz	<u>AYE</u>
Mr. Tracy	<u>AYE</u>

Resolution 2015-56 adopted October 5, 2015

ATTEST:

  
Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:

  
Joseph J. Braun,  
Township Law Director

CERTIFICATION

I, Eric C. Ferry, Fiscal Officer of Miami Township, do hereby certify that the foregoing is taken and copied from the Record of the Proceedings of Miami Township; that the same has been compared by me with the Resolution of said Record and that it is a true and correct copy thereof.

  
Eric C. Ferry, Fiscal Officer