

**AGENDA FOR
THE PERRY TOWNSHIP BOARD OF TRUSTEES
NUISANCE ABATEMENT HEARING
January 17, 2020 AT 10:00 am**

CALL TO ORDER BY:

ROLL CALL: MEARS WYNNE HARTSHORN

VISITORS:

CASE # 2020-01:

Property Owner: Timothy Mitchel Settle
Address of Violation: 11803 Wolf Creek Pike, Brookville, OH 45309
Parcel ID: L55 02702 0098 **Acreage:** 4.902 **Zoning Classification:** RA
Legal Notice published: No

OPENING ADDRESS:

THE PURPOSE OF THIS PUBLIC HEARING: To determine if a nuisance violation exist on this property, as defined in O.R.C. Section 505.87 and, as adopted in Perry Township Resolution #11-72.

Nuisance Definition: A nuisance condition may be determined to exist if vegetation, garbage, refuse or other debris is kept in such a manner that causes damage, annoyance, inconvenience, blight, and/or affects the health, safety and welfare of adjacent residents or properties.

Finding of Facts:

October 24, 2019 Verbal complaint received regarding the junk & debris at 11803 Wolf Creek Pike, Brookville OH.

October 24, 2019 Property pictures taken from the road, by the Perry Township Zoning Administrator. The property is in violation of Perry Township resolution 11-72.

October 25, 2019 Courtesy Notice sent by regular mail to the property owner along with a copy of Perry Township resolution 11-72, giving the property owner until **November 4, 2019** to take care of the problem.

October 31, 2019 The property owner Timothy Settle, came into the Perry Township Offices stating that he received the courtesy notification and asked for an extension to take care of cleaning up the property. The reasons for the extension was asked for is because 1) The property owner works 3 jobs 2) The property owner is still cleaning up from the tornado 3) Daylight Savings Time.

The Property Owner and the Zoning Administrator agreed to an extension until December 31, 2019.

November 12, 2019 The Zoning Administrator reported in the monthly Trustee meeting that an extension until December 31, 2019 to clean up the property was given. After the meeting a Perry Township resident advised the Zoning Administrator that he would be willing to haul the huge pile of scrap metal for the property owner.

November 14, 2019 A letter was sent to the property owner at 11803 Wolf Creek Pike, Brookville, OH via regular mail advising that a Perry Township resident is willing to haul the huge pile of scrap metal and to contact the Perry Township Zoning Administrator if willing to accept the help.

December 10, 2019 The property owner has not contacted the Zoning Administrator to accept the help.

December 30, 2019 The property owner came to the Township Offices requesting another extension stating that there is not enough daylight and that he has cleaned up the property some. The Zoning Administrator denied the request and advised the property owner of the nuisance abatement process.

January 15, 2020 Pictures taken of the progress

Notice of Nuisance Abatement hearing scheduled for **January 17, 2020** mailed regular and certified mail to the property owner on **January 3, 2020** along with pictures taken on October 24, 2019

OPEN FOR DISCUSSION AND REVIEW

REQUEST FOR PUBLIC’S OPINION

MOTION TO CLOSE PUBLIC PORTION OF THE HEARING.

MOTION: **Second:**

DECISION OF THE BOARD OF TRUSTEES:

MOTION: **Second:**

ROLL CALL Jason Hartshorn Missy Mears Mindi Wynne

MOTION TO ADJOURN: **Second:**

ROLL CALL Jason Hartshorn Missy Mears Mindi Wynne

Time: _____