

RESOLUTION 2023-26

**A RESOLUTION DECLARING THE PROPERTY LOCATED AT 208 CARRIAGE LANE A
NUISANCE WITHIN THE VILLAGE OF SWANTON AND AUTHORIZING THE ABATEMENT
OF NUISANCE PROPERTY BY THE VILLAGE OF SWANTON, AND DECLARING AN
EMERGENCY**

WHEREAS, the property located at 208 Carriage Lane was inspected by the Village of Swanton, as provided under Section 92.03 of the Swanton Village Code of Ordinances, and has been found to be in violation of Sections 92.02 of the Swanton Village Code of Ordinances.

NOW THEREFORE BE IT RESOLVED, by the Council of the Village of Swanton, Fulton County, Ohio, three-fourths of the members elected thereto concurring and as follows:

Section One: That the property located at 208 Carriage Lane is in violation of Sections 92.02 and 92.02 of the Swanton Village Code of Ordinances and is declared to be a nuisance as enumerated in Section of the Swanton Village Code of Ordinances.

Section Two: The Council of the Village of Swanton hereby directs the owner, occupant, or person in charge of such land within ten (10) days to abate such nuisance *by removing garbage, refuse, debris and junk*. Upon the failure or refusal to comply with such abatement order, the Village Administrator is authorized to abate such nuisance and may employ the necessary labor to perform the abatement of this nuisance as specified under Section 92.07 of the Swanton Village Code of Ordinances.

Section Three: Upon abatement of the nuisance, the Council of the Village of Swanton shall make a written statement of the charges for all of the services necessary to abate the nuisance including, but not limited to, the amounts paid for labor, the fees incurred by the officers serving the notices, and a proper description of the premises. The amounts expended therefore to be a valid claim against such owner or occupant and charged as a lien upon such land to be recovered by the Village of Swanton as provided under Section 92.07 of the Swanton Village Code of Ordinances.

Section Four. That it is found and determined that all formal actions of this Village Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Village Council, and that all deliberations of this Village Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section Five. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the village peace, health and safety; wherefore this ordinance shall be in full force and effective immediately upon passage.

Motion to Suspend the Rules and adopt as an Emergency

Moved: Councilman Pilliod Second: Councilman Kania YEAS: 6 NAYS: 0

Vote on Passage

Moved: Councilman Disbrow Second: Councilman Kania YEAS: 6 NAYS: 0

Date of Passage: October 10, 2023



Neil Toeppe, Mayor

Attest:

I, Holden Benfield, Fiscal Officer of the Village of Swanton, do hereby certify that this is a true and accurate copy of Resolution 2023-26, passed on October 10, 2023.



Holden Benfield, Fiscal Officer