

BOARD OF TRUSTEES  
MARY MAKLEY WOLFF  
KENDAL A. TRACY  
MARK C. SCHULTE

FISCAL OFFICER  
ERIC C. FERRY

ADMINISTRATOR  
PUBLIC SAFETY DIRECTOR  
STEPHEN M. KELLY



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513-248-3725  
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COMMUNITY DEVELOPMENT  
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RECREATION  
513-248-3727

## MIAMI TOWNSHIP

6101 MEIJER DRIVE • MILFORD, OH 45150-2189

### RESOLUTION 2024-019

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Center on May 13, 2024, with the following members present: Mark Schulte, Ken Tracy and Mary Makley Wolff.

A motion was made to adopt the following Resolution:

**RESOLUTION SUPPORTING THE VACATION OF A SECTION OF  
LOCUST AVENUE DISPENSING WITH A SECOND READING,  
AND DECLARING AN EMERGENCY.**

**WHEREAS**, a portion of Locust Avenue in the Epworth Park neighborhood designated on the Atlases of Clermont County, Ohio, as Miami Township (the “Township”) roads have never been opened as part of the Township Road system; and

**WHEREAS**, the road is not carried as a part of the Township road system on the Clermont County Engineer’s certificate of Township roads for which the Township received distributions from the Gasoline Tax fund; and

**WHEREAS**, the road has been abandoned and have never been used by the general public for public purposes; and

**WHEREAS**, the Board of County Commissioners have been petitioned by an abutting property owner to vacate a section of Locust Avenue in the Epworth Park neighborhood pursuant to Section 5553.045 of the Ohio Revised Code and have requested the Board of Trustees of Miami Township to adopt a Resolution supporting the road vacating request.

**NOW THEREFORE BE IT RESOLVED** by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Chapter 504 of the Ohio Revised Code, as follows:

**SECTION 1:** That the Miami Township Board of Trustees supports the vacating of a portion of Locust Avenue in the Epworth Park neighborhood, as described in the legal description and plat on the attached Exhibit A which is incorporated herein by reference.

**SECTION 2:** That the Township Fiscal Officer shall certify a copy of this Resolution to the Board of County Commissioners of Clermont County, Ohio, with the request to proceed immediately pursuant to Section 5553.045 of the Ohio Revised Code to vacate said roads or portions thereof.

**SECTION 3:** The Board does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code, and authorizes the adoption of this Resolution upon its first reading.

**SECTION 3:** 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 4:** This Resolution shall take effect at the earliest period allowed by law.

**SECTION 5:** This Resolution is declared to be an emergency measure necessary for the preservation of the health, safety and well-being of the residents of the Township and for the reason to allow for the prompt vacation of the designated street for the benefit the Township.

First Reading: May 13, 2024  
Second Reading: Dispensed with  
Effective: May 13, 2024

Trustee V. Tracy made the Motion and it was seconded by M. Schulte. On the roll call being called the vote resulted as follows:

Mr. Schulte	<u>✓</u>
Mr. Tracy	<u>✓</u>
Ms. Wolff	<u>✓</u>

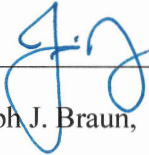
Resolution 2024-019 was adopted May 13, 2024.

**ATTEST:**



Eric C. Ferry, Fiscal Officer

**APPROVED AS TO FORM:**

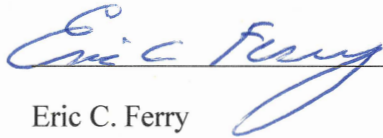


Joseph J. Braun,

Township Law Director

**CERTIFICATION OF FUNDS**

I hereby certify that at the time of making of this certification the amount required to meet the obligations set forth in this Resolution has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.



Eric C. Ferry

Fiscal Officer, Miami Township