

RECORD OF RESOLUTIONS

BEAR GRAPHICS 800-325-6094 FORM NO. 30045

Resolution No. 2023-24 Passed JULY 24, 2023

VILLAGE OF NAVARRE
STARK COUNTY, OHIO
RESOLUTION NO. 2023-24

RESOLUTION DECLARING 212 PARK STREET NW TO BE A PUBLIC
NUISANCE UNDER NAVARRE MUNICIPAL REGULATIONS, CHAPTER 153

Whereas, the Village of Navarre has issued the required certified and ordinary mail thirty written notice to the record owners (as listed on the website of the Stark County Auditor) of 212 Park Street NW, being Robert J. and Linda M. Palmer, in the Village of Navarre, Ohio, demanding that the property be brought into compliance with Secs. 153.05, 153.07, and 153.10 of the Village's property maintenance code, and into compliance with Sec. 98.01 being the Village's junk vehicle code, within thirty (30) days of such notice, and

Whereas, the Village's zoning inspector, James Neely personally spoke with the Palmers and advised them that they were in violation of the aforesaid sections of Navarre's Municipal Regulations, and

Whereas, the Palmers had until July 13, 2023 to take action to abate the aforesaid nuisances, and

Whereas, the aforesaid nuisances have not been abated as of July 24, 2023, and

Whereas, at the public Village Council meeting of July 24, 2023, Village Council was presented with substantial testimony and exhibits demonstrating that 212 Park Street NW is a public nuisance, with missing siding on the north side of the residence, the rear yard being filled with piles of debris, junk, used tires, pallets, wood shavings, broken concrete blocks, appliances, jugs of apparently used oil or other liquids, massive amounts of untrimmed vegetation, and three apparently inoperable and unlicensed motor vehicles,

Now Therefore, Village Council Resolves as follows –

Section 1 – That 212 Park Street NW, Navarre, Ohio is a public health nuisance, and a nuisance and danger to adjoining neighbors and property, and to those living and visiting Navarre.

Section 2 - That the Village of Navarre, through its zoning inspector, Village Administrator, and other public officials, may take such action as they deem fit to remediate and remove the piles of debris, junk, used tires, pallets, wood shaving, broken concrete blocks, appliances, jugs of apparently used oil or other liquids, untrimmed vegetation, and inoperable / unlicensed motor vehicles, for the protection of the public, and to charge the cost of same to owners of the property, to be placed as a recordable lien on the tax duplicate for 212 Park Street NW (Stark County parcel 1200067). Prior to undertaking such removal at the owners' expense, the Village zoning inspector shall provide the owners, by ordinary mail and by copy taped to the front door, with seven days' notice to hire a contractor to do all of the repair, removal, and other remediation before the Village does the same and taxes the cost as a recordable lien. Alternatively, the Village, at its sole option, may file a lawsuit in Common Pleas Court seeking injunctive relief and contempt and/or pursue prosecution under Secs. 98.01(E) and 153.26.

Section 3 – That if these owners come briefly into compliance, and then revert to substantive and unsanitary non-compliance, they shall come into compliance again within

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three days of receipt of written notice of a new violation from the Village, irrespective of the Village officer that delivers such notice. Failure to come back into compliance with such a written notice, in the sole good faith judgment of the Village zoning inspector, shall subject the owner to all of the remedies listed above in Section 2, without the necessity of Council passing a new resolution declaring the property to be a public nuisance.

Passed with sufficient votes on July 24, 2023 that three readings are not required.

APPROVED: Robert L. Benson
MAYOR Robert L. Benson

Attest: Kim L. Meek-Obed
FISCAL OFFICER Kim/L. Meek-Obed

I, Kim L. Meek-Obed, Fiscal Officer for the Village of Navarre, Ohio, do hereby certify that the forgoing is a true copy of Resolution 2023-24 duly passed and adopted by the Council of the Village of Navarre on the 24th day of July 2023 as compared by me with the original on file in my office.

Kim L. Meek-Obed

I, Kim L. Meek-Obed, Fiscal Officer for the Village of Navarre, Ohio, do hereby certify that there is no newspaper in said Village and that publication of the above Resolution was duly made by posting one copy thereof at the Village of Navarre's website, the Navarre Post Office and the Village Clean Laundromat and that said Resolution will remain posted for at least fifteen days thereafter.

Kim L. Meek-Obed