

2600 Easton St. NE
Canton, OH 44721

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June 2, 09

SPECIAL MEETING

ATTENDANCE:

Pamela Bossart, Albert Leno, Lisa Campbell, Steve Peroz and Jo Ellen Reikowski.

FISCAL OFFICER PRO TEM:

#09-237 Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to appoint Jo Ellen Reikowski as Fiscal Officer Pro Tem.
Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

OPENING:

The Special Meeting was called to order at 12:05 p.m. by Vice-Chairman Leno who dispensed with the pledge of allegiance.

ZONING:

- 1. Nuisance Abatements
- #09-238 a) 4692 Magnolia Avenue NE
Motion by Member Bossart,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 4692 Magnolia Avenue NE, Stark County, Ohio (Parcel #52-01934) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning Director was sent May 21, 2009 **and returned "Unable to Forward"; and**
WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:
- 1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
 - 2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
 - 3. Instruct and authorize the Plain Township Fiscal Officer to prepare and publish notice of this decision by publication in a newspaper of general circulation within Plain Township.
- Seconded by Member Leno.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.
- #09-239 b) 2910 Shortridge Avenue NE

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Motion by Member Bossart,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 2910 Shortridge Avneue NE, Stark County, Ohio (Parcel #52-00186) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning **Director was sent May 26, 2009 and returned “Unable to Forward”;** and

WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. Trash and/or debris constitutes a nuisance under Ohio Revised Code Section 505.87, and
3. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
4. Instruct and authorize the Plain Township Fiscal Officer to prepare and publish notice of this decision by publication in a newspaper of general circulation within Plain Township.

Seconded by Member Leno.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-240

c)

1314 30th Street NE

Motion by Member Bossart,
WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 1314 30th Street NE, Stark County, Ohio (Parcel #52-02325) and
WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning **Director was sent May 26, 2009 and returned “Unable to Forward”;** and

WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Instruct and authorize the Plain Township Fiscal Officer to prepare and publish notice of this decision by publication in a newspaper of general circulation within Plain Township.

Seconded by Member Leno.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

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#09-241

d) 1600 32nd Street NE
 Motion by Member Bossart,
 WHEREAS, Ohio Revised Code Section 505.87 authorizes the Board of Trustees to provide for the abatement, control, or removal of vegetation, garbage, refuse, and other debris from land in the Township if the Board determines that the property owners maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance; and
 WHEREAS, a complaint was filed and processed regarding a nuisance property condition at 1600 32nd Street NE, Stark County, Ohio (Parcel #52-07463) and
 WHEREAS, a certified notice providing the property owner with seven (7) days to address the matter with the Zoning **Director was sent May 26, 2009 and returned “Unable to Forward”; and**
 WHEREAS, the Zoning Director has provided evidence of a nuisance condition on the property;
 NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio that:

1. High grass and/or weeds constitutes a nuisance under Ohio Revised Code Section 505.87, and
2. The nuisance shall be abated, controlled, or removed according to the procedures outlined in ORC Section 505.87, and
3. Instruct and authorize the Plain Township Fiscal Officer to prepare and publish notice of this decision by publication in a newspaper of general circulation within Plain Township.

Seconded by Member Leno.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

2. Nuisance Payments
 a) 2117 Blake Avenue NW
 Motion by Member Leno,
 WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2117 Blake Avenue NW (Parcel #52-10835) to abate the nuisance on this property (Resolution #09-181) on May 12, 2009; and
 WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$355.19; and
 WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$262.30;
 NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$617.49 to **be placed on the property owner’s tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-243

b) 4565 Brookhaven Circle NE

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Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 4565 Brookhaven Circle NE (Parcel #52-02589) to abate the nuisance on this property (Resolution #09-182) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$578.16; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$260.70;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$838.86 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-244 c)

2446 Cathy Drive NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2446 Cathy Drive NE (Parcel #52-07395) to abate the nuisance on this property (Resolution #09-183) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$82.20;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$82.20 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-245 d)

3726 Dauphin Drive NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3726 Dauphin Drive NE (Parcel #52-07185) to abate the nuisance on this property (Resolution #09-184) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$406.84; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$117.00;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$523.84 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-246 e)

2748 Englewood Drive NE

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Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2748 Englewood Drive NE (Parcel #52-02537) to abate the nuisance on this property (Resolution #09-185) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$488.48; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$266.30;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$754.78 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-247 f)

7813 Market Avenue N
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 7813 Makret Avenue N (Parcel #52-00960) to abate the nuisance on this property (Resolution #09-186) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$89.40;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$89.40 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-248 g)

3681 Northern Street NE
Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3681 Northern Street NE (Parcel #52-07010) to abate the nuisance on this property (Resolution #09-187) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$367.95;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$367.95 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.
Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-249 h)

1905 Red Coach Road NW

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Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark
County, Ohio has given notice to the owner of property located
at 1905 Red Coach Road NW (Parcel #52-06244) to abate the
nuisance on this property (Resolution #09-188) on May 12,
2009; and
WHEREAS, the Plain Township Board of Trustees incurred
costs for services and notification in the amount of \$87.80;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain
Township Board of Trustees, Stark County, Ohio to instruct the
Fiscal Officer to forward to the Stark County Auditor the
Report To County Auditor of Township Action Regarding
Abatement of a Nuisance certifying the total cost of \$87.80 to
be placed on the property **owner's tax duplicate**.

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-250 i)

3223 Regent Avenue NE

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark
County, Ohio has given notice to the owner of property located
at 3223 Regent Avenue NE (Parcel #52-032204) to abate the
nuisance on this property (Resolution #09-189) on May 12,
2009; and

WHEREAS, the Plain Township Board of Trustees provided for
said abatement through the services of Plain Township
Maintenance Department at a cost of \$685.27; and

WHEREAS, the Plain Township Board of Trustees incurred
costs for services and notification in the amount of \$232.70;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain
Township Board of Trustees, Stark County, Ohio to instruct the
Fiscal Officer to forward to the Stark County Auditor the
Report To County Auditor of Township Action Regarding
Abatement of a Nuisance certifying the total cost of \$917.97 to
be placed on the property **owner's tax duplicate**.

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-251 j)

1450 Skyway Street NE

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark
County, Ohio has given notice to the owner of property located
at 1450 Skyway Street NE (Parcel #52-06452) to abate the
nuisance on this property (Resolution #09-190) on May 12,
2009; and

WHEREAS, the Plain Township Board of Trustees provided for
said abatement through the services of Plain Township
Maintenance Department at a cost of \$464.08; and

WHEREAS, the Plain Township Board of Trustees incurred
costs for services and notification in the amount of \$101.80;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain
Township Board of Trustees, Stark County, Ohio to instruct the
Fiscal Officer to forward to the Stark County Auditor the
Report To County Auditor of Township Action Regarding
Abatement of a Nuisance certifying the total cost of \$565.88 to
be placed on the property **owner's tax duplicate**.

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-252 k)

2230 Whipple Avenue NW

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Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2230 Whipple Avenue NW (Parcel #52-16570) to abate the nuisance on this property (Resolution #09-191) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$288.30;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$288.30 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-253

l)

2020 26th Street NE

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2020 26th Street NE (Parcel #52-07630) to abate the nuisance on this property (Resolution #09-192) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$338.42; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$113.00;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$451.42 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-254

m)

2315 26th Street NE

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2315 26th Street NE (Parcel #52-03509) to abate the nuisance on this property (Resolution #09-193) on May 12, 2009; and
WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$244.67; and
WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$243.90;
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$488.57 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-255

n)

2701 26th Street NE

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Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2701 26th Street NE (Parcel #52-04114) to abate the nuisance on this property (Resolution #09-194) on May 12, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$271.75; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$232.70; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$504.45 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-256 o)

3141 26th Street NE

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3141 26th Street NE (Parcel #52-15260) to abate the nuisance on this property (Resolution #09-195) on May 12, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$368.53; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$225.50; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$594.03 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-257 p)

2702 31st Street NE

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2702 31st Street NE (Parcel #52-07138) to abate the nuisance on this property (Resolution #09-196) on May 12, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$441.93; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$101.80; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$543.73 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-258 q)

3015 31st Street NE

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Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 3015 31st Street NE (Parcel #52-08237) to abate the nuisance on this property (Resolution #09-197) on May 12, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$421.51; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$215.90; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$637.41 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

#09-259

r)

2343 41st Street NW

Motion by Member Leno,
WHEREAS, the Plain Township Board of Trustees, Stark County, Ohio has given notice to the owner of property located at 2343 41st Street NW (Parcel #52-04334) to abate the nuisance on this property (Resolution #09-198) on May 12, 2009; and WHEREAS, the Plain Township Board of Trustees provided for said abatement through the services of Plain Township Maintenance Department at a cost of \$377.07; and WHEREAS, the Plain Township Board of Trustees incurred costs for services and notification in the amount of \$234.30; NOW, THEREFORE, BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to instruct the Fiscal Officer to forward to the Stark County Auditor the Report To County Auditor of Township Action Regarding Abatement of a Nuisance certifying the total cost of \$611.37 to **be placed on the property owner's tax duplicate.**

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

ADJOURNMENT:

#09-260

Motion by Member Leno,
BE IT HEREBY RESOLVED by the Plain Township Board of Trustees, Stark County, Ohio to adjourn at 12:14 p.m.

Seconded by Member Bossart.

Vote: Member Bossart, yes; Member Leno, yes; Chairman Giavasis, Absent.

Absent

Pamela S. Bossart
Trustee

Louis P. Giavasis
Trustee

Albert P. Leno, II
Trustee

ATTEST: _____
Jo Ellen Reikowski
Fiscal Officer Pro-Tem