
**SPRINGFIELD TOWNSHIP
BOARD OF TRUSTEES
APRIL 27, 2023
MINUTES**

The Springfield Township Board of Trustees held a meeting on Thursday, April 27, 2023 at 6:00 p.m. at the Springfield Township Town Hall, 2459 Canfield Road, Akron, Ohio 44312.

The meeting was called to order by Dean Young.

PLEDGE OF ALLEGIANCE

ROLL CALL

Patty Price, Secretary, called the roll: Mrs. Chapman (here); Mr. Young (here); Mr. DiLauro (here); Mr. Spickard (absent).

ADM 094-23 Joe DiLauro: I move to dispense with reading of the minutes and approve the minutes to date. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ADM 095-23 Joe DiLauro: I move to approve payment of bills and payroll as prepared by the fiscal officer, subject to audit. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

FISCAL 096-23 Joe DiLauro: I move to approve the Supplemental Appropriations budget for 2023 per the attached "Exhibit A" as prepared by the Fiscal Officer and submit to the Summit County Fiscal Office. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

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FISCAL 097-23 Joe DiLauro: I move to approve the Reallocation of Appropriations per the attached "Exhibit B" for proper documentation of expenditures. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ADM 098-23 Joe DiLauro: I move to approve the invoice from Public Entity Risk Services of Ohio (PERSO) in the amount of \$10,000.00 and paid to OTARMA from fund line 1000-110-380. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

ADM 099-23 Joe DiLauro: I move to approve the SIB Loan payment of \$7,633.36 from Ohio Department of Transportation and paid from fund 1000-760-730-2914. Seconded by Kellie Chapman. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

NUISANCE ABATEMENT –529 James Ave

Dean Young: Is there anyone present representing this property. No one was present. A condition on this property exists as a nuisance. Notice was sent to the property owner (Patricia Molnar) regarding this matter. I am going to ask Jessica Breth, our Zoning Administrator, for a report regarding this property. If the Board agrees a nuisance still exists, a motion will be made for a certain date to correct the issue at our Board meeting on May 11, 2023.

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NUISANCE ABATEMENT – 1025 Onondago Trail

Dean Young: Is there anyone present representing this property. No one was present.

Dean Young: We will proceed in the same manner as stated above. Notice was sent to the property owner (Sareth Phok). We have had no response. I am going to ask Jessica Breth, our Zoning Administrator, for a report regarding this property. If the Board agrees a nuisance still exists, a motion will be made for a certain date to correct the issue at our Board meeting on May 11, 2023.

NUISANCE ABATEMENT – 1840 Orchard Lane

Dean Young: Is there anyone present representing this property.

Joe Long was present representing the property.

Dean Young: I would like to ask who is the owner of this property?

Joe Long: My grandfather, John Long, 4627 Chrisman Road, Akron, Ohio 44312.

Dean Young: What have you done regarding this matter?

Joe Long: I work 15 hours a day. I am trying to address what I can. The Ford Ranger that is still there runs, I just have no plate on it. My property is only 85' wide. There isn't much room to park many vehicles in driveway.

Dean Young: There seems to be all kinds of material on the property.

Joe Long: Some has already been removed. I am trying to build a fence.

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Dean Young: I understand from Mrs. Chapman that she has been working with you since August.

Joe Long: The EPA has fined me \$10,000.

Dean Young: Have you paid that fine?

Joe Long: No.

Dean Young: This property constitutes a nuisance. We will notify your grandfather. The pain of removal of the material will fall on your grandfather. If the material is not removed, we will have to have a company come in and remove all of it. Any questions?

Joe Long: No, I have until May 31st.

Dean Young: No, this letter says March 31st. You are already late. We are going to act on it in two weeks, May 11, 2023. Are you going to have that done by May 11th?

Joe Long: I will try.

Dean Young: Under procedure legally, we will be entitled to act upon this issue at our next meeting, May 11, 2023.

POLICE 100-23: Kellie Chapman: I move to approve the retirement of Sergeant Eric East effective June 1, 2023. Sgt. East started as a Reserve Officer in September of 1995, He was promoted to full time January of 1997 and promoted to Sergeant November 2006. Sgt. East currently serves as the Department PIO Officer and

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previously served on the Metro SWAT Team for 4 1/2 years. Sgt. East will be honored for his 28 years of service to Springfield Township at the May 25, 2023 Trustee Meeting. The Board recognizes and thanks Sergeant East for his many years of dedicated service to Springfield Township. Seconded by Dean Young. Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro (yes).

PUBLIC COMMENT

Joshua Monk, 2108 Manor Road, Uniontown, Ohio. The reason I am here is to talk to you about flooding on my property and my neighbors. An individual has been putting in dirt to stop the normal flow of water and has caused it to back up. They started moving dirt September, 2022. I cannot use my property because of water back up. Cannot drive my truck back to my garage. Cannot get my motorcycle out of garage.

Dean Young: I think this is a matter of private liability, and you should contact Summit County Soil & Water.

Joshua Monk: That is what I was trying to find out.

Dean Young: I assume you have had contact to property owner with no avail.

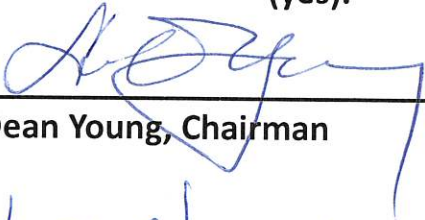
Joshua Monk: Correct.

ANNOUNCEMENTS

Joe DiLauro: Steak on the Lake, May 13th, 6-9 pm, at the Center on the Lake, \$50 person, \$90 Couple.

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ADM 101-23 **Dean Young: I move to adjourn. Seconded by Joe DiLauro.
Roll Call: Mrs. Chapman (yes); Mr. Young (yes); Mr. DiLauro
(yes).**



Dean Young, Chairman



Joe DiLauro, Vice Chairman



Kellie Chapman, Trustee

(absent)
Michael Spickard, Fiscal Officer

**Minutes prepared by
Patty Price, Secretary
04272023botmin**

"EXHIBIT A"
THE TOWNSHIP OF SPRINGFIELD
SUMMIT COUNTY, OHIO
SUPPLEMENTAL APPROPRIATIONS
MOTION NO. 0% -2023

<u>1000 General</u>	<u>Fund Line</u>	<u>Purpose</u>	<u>Amount</u>
	1000-110-380-0000	Insurance and Bonding	\$10,000.00
	1000-930-930-0000	Contingencies	\$20,000.00

"EXHIBIT B"

THE TOWNSHIP OF SPRINGFIELD

SUMMIT COUNTY, OHIO

REALLOCATION OF APPROPRIATIONS

MOTION NO. 097 -2023

2111 FIRE DISTRICT

From Fund Line

2111-230-230-0000 (Workers Compensation)

To Fund Line

2111-220-314-0000 (Tax collection Fees)

Amount

\$16,000.00

NUISANCE PROPERTY STANDARDS AND PROCEDURES

VEGETATION, GARBAGE, REFUSE AND OTHER DEBRIS

ORC 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 owner's maintenance of such vegetation, garbage, refuse and other debris constitutes a nuisance. The materials contemplated for regulation by this policy are separated into two primary topics of vegetation and refuse/debris and are defined and described on the attached lists. The policy to be followed in the administration of the legislation is as follows:

1. Upon receipt of the a complaint or determination by the Zoning Administrator that the public safety or health is being affected, a Zoning Inspector shall make an onsite inspection of the property and prepare a written report with a supporting description of the material contemplated by this policy, photographs and other documentation.
2. Where a written report has been prepared as a result of a complaint, Zoning Inspector shall send a notice to the property owner which provides the property owner with a **seven (7)** day period from the letter mailing date to address with the Zoning Inspector the contents of the written report before the filing of the report with the Board of Trustees as required in subparagraph 3.
3. After conclusion of the **seven (7)** day period described in subparagraph 2, the Zoning Inspector shall file the written report with the Board of Trustees along with any information supplied by the property owner for the Board of Trustees' determination of whether the questioned material is covered by this policy and further whether the accumulation or storage of this material constitutes a nuisance. Factors to be considered by the Board of Trustees in determining whether a covered material is a nuisance are:
 - A. A matter that endangers life or health, or;
 - B. Obstructs the reasonable and comfortable use of surrounding properties. This is a community standard decision where the average property owner's sensitivities would be the guide in reaching this decision. The determined sensitivity level must be balanced against the regulated property owner's interest in the free use of their land. The nuisance standard is also relative according to the type of property owner being regulated, the surrounding property uses (residential, rural, commercial, industrial) and the character and extent of the potential interference with the use of surrounding properties.
4. If the Board of Trustees determines that the subject material is contemplated by this policy and also constitutes a nuisance, a notice to abate the nuisance shall be sent to the owner of the land by certified mail if the owner is a resident of the township or is a nonresident whose address is known, and by certified mail to lien holders of record; alternatively if the owner is a resident of the township or is a nonresident whose address is known, the board may give notice to the owner by causing any of its agents or employees to post the notice on the principal structure on the land and to photograph that posted notice with a camera capable of recording the date of the photograph on it. If the owner's address is unknown and cannot reasonably be obtained, it is sufficient to publish the notice once in a newspaper of general circulation in the township. The owner of the land or holders of liens of record upon the land may enter into an agreement with the Board of Township Trustees providing for either party to the agreement to perform the abatement, control, or removal before the time the Board is required to provide for the abatement, control, or removal with the owner.
5. After the completion of the notification period required in subparagraph 4, if the Owner of the land has failed to abate, control or remove the vegetation, refuse or debris constituting a nuisance, the Board

of Trustees shall provide for the abatement, control, or removal of the nuisance unless the Board of Trustees has entered into an agreement with the owner of record or the holders of liens of record upon the real estate to perform the abatement, control removal of the nuisance. In order to abate, control, or remove said vegetation, refuse or debris, the Board of Trustees may employ the necessary labor, materials, and equipment to perform the task.

6. The Board of Trustees shall approve all expenses so incurred and said expenses shall be paid from the Townships general fund with monies not otherwise appropriated. A report shall be prepared and filed with the county auditor summarizing the above expenses, which said expenses, when allowed, shall be entered upon the tax duplicate, by the county auditor.

VEGETATION LIST

1. Dead grass and plant material piled such that it emits objectionable and foul odors or presents a haven for rodents
2. Any vegetation, which presents a sight distance safety hazard to motorists using either public or private streets or driveways.
3. Any vegetation, which, because of its characteristics of growth, spreads onto adjacent property and cannot be controlled
4. High grass and/or weeds in excess of 8 inches on any lot or parcel less than 3 acres in size.

REFUSE/DEBRIS/GARBAGE LIST

- A. **Wrecked, junk and/or abandoned motor vehicles** on private property with or without the permission of the property owner that are not in a completely enclosed building.
 1. A motor vehicle that is extremely damaged including but not limited to any of the following:
 - a. Missing wheels
 - b. Missing tires
 - c. Missing body parts
 - d. Missing motors
 - e. Missing transmissions
 - f. Deflated tires
 - g. Broken or missing windows
 - h. Abandoned
- B. **Discarded and/or dismantled motor vehicle materials or parts**
 1. Discarded and/or dismantled motor vehicle parts including but not limited to any of the following:
 2. Used building materials
 - a. Motor vehicle motors or engines
 - b. Motor vehicle doors, windows or body parts
 - c. Motor vehicle tires
 - d. Motor vehicle mufflers
 - e. Motor vehicle tailpipes
 - f. Motor vehicle transmissions
 - g. Motor vehicle frames and/or axles
 - h. Motor vehicle radiators

C. Discarded or used materials

1. Discarded or salvaged scrap metals
2. Used building materials
 - a. Used lumber
 - b. Used doors
 - c. Used gutters
 - d. Used windows
 - e. Used roof shingles
 - f. Used insulation
 - g. Used aluminum and/or vinyl siding
3. Glass
4. Plastic
5. Iron
6. Paper
7. Rags
8. Cordage
9. Barrels
10. Tires
11. Cardboard
12. Cloth
13. Styrofoam

D. Household or industrial appliances, such as but not limited to the following:

1. Ovens
2. Stoves
3. Refrigerators
4. Furniture
5. Washers
6. Dryers
7. Heating and air conditioning units
8. Computers
9. Hot water tanks

Sections A, B, C, and D do not apply to a junkyard or automobile wrecking yard defined and operating in compliance with the Township Zoning Resolution.

E. Garbage

1. Any garbage, including, but not limited to, food and/or organic waste. Section E does not apply to a sanitary landfill as defined and operating in compliance with the Township Zoning Resolution.

Section 505.87 | Abatement, control, or removal of vegetation, garbage, refuse, and other debris.

Ohio Revised Code / Title 5 Townships / Chapter 505 Trustees

Effective: April 12, 2021 Latest Legislation: House Bill 444 - 133rd General Assembly

(A) A board of township trustees may 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 owner's maintenance of that vegetation, garbage, refuse, or other debris constitutes a nuisance.

(B) At least seven days before providing for the abatement, control, or removal of any vegetation, garbage, refuse, or other debris, the board of township trustees shall notify the owner of the land and any holders of liens of record upon the land that:

(1) The owner is ordered to abate, control, or remove the vegetation, garbage, refuse, or other debris, the owner's maintenance of which has been determined by the board to be a nuisance;

(2) If that vegetation, garbage, refuse, or other debris is not abated, controlled, or removed, or if provision for its abatement, control, or removal is not made, within seven days, the board shall provide for the abatement, control, or removal, and any costs incurred by the board in performing that task shall be entered upon the tax duplicate and become a lien upon the land from the date of entry.

The board shall send the notice to the owner of the land by certified mail if the owner is a resident of the township or is a nonresident whose address is known, and by certified mail to lienholders of record; alternatively, if the owner is a resident of the township or is a nonresident whose address is known, the board may give notice to the owner by causing any of its agents or employees to post the notice on the principal structure on the land and to

photograph that posted notice with a camera capable of recording the date of the photograph on it. If the owner's address is unknown and cannot reasonably be obtained, it is sufficient to publish the notice once in a newspaper of general circulation in the township.

(C) If a board of township trustees determines within twelve consecutive months after a prior nuisance determination that the same owner's maintenance of vegetation, garbage, refuse, or other debris on the same land in the township constitutes a nuisance, at least four days before providing for the abatement, control, or removal of any vegetation, garbage, refuse, or other debris, the board shall give notice of the subsequent nuisance determination to the owner of the land and to any holders of liens of record upon the land as follows:

(1) The board shall send written notice by first class mail to the owner of the land and to any lienholders of record. Failure of delivery of the notice shall not invalidate any action to abate, control, or remove the nuisance. Alternatively, the board may give notice to the owner by causing any of its agents or employees to post the notice on the principal structure on the land and to photograph that posted notice with a camera capable of recording the date of the photograph on it.

(2) If the owner's address is unknown and cannot reasonably be obtained, it is sufficient to post the notice on the board of township trustee's internet web site for four consecutive days, or to post the notice in a conspicuous location in the board's office for four consecutive days if the board does not maintain an internet web site.

(D) The owner of the land or holders of liens of record upon the land may enter into an agreement with the board of township trustees providing for either party to the agreement to perform the abatement, control, or removal before the time the board is required to provide for the abatement, control, or removal under division (E) of this section.

(E) If, within seven days after notice is given under division (B) of this section, or within four days after notice is given under division (C) of this section, the owner of the land fails to

abate, control, or remove the vegetation, garbage, refuse, or other debris, or no agreement for its abatement, control, or removal is entered into under division (D) of this section, the board of township trustees shall provide for the abatement, control, or removal and may employ the necessary labor, materials, and equipment to perform the task. All costs incurred, when approved by the board, shall be paid out of the township general fund from moneys not otherwise appropriated, except that if the costs incurred exceed five hundred dollars, the board may borrow moneys from a financial institution to pay for the costs in whole or in part.

(F) The board of township trustees shall make a written report to the county auditor of the board's action under this section. The board shall include in the report a proper description of the premises and a statement of all costs incurred in providing for the abatement, control, or removal of any vegetation, garbage, refuse, or other debris as provided in division (E) of this section, including the board's charges for its services, the costs incurred in providing notice, any fees or interest paid to borrow moneys, and the amount paid for labor, materials, and equipment. The county auditor shall place the costs upon the tax duplicate. The costs are a lien upon the land from and after the date of the entry. The costs shall be returned to the township and placed in the township's general fund.

Available Versions of this Section

June 18, 2010 – House Bill 393 - 128th General Assembly

April 12, 2021 – Amended by House Bill 444 - 133rd General Assembly

SIGN IN SHEET

Please Print

NAME	ADDRESS
JOSHUA + VANESSA MONK	2128 MANOR RD. UNIONTOWN, OH
Dore & Sherry Chapman	Canton Rd