

CITY OF CLAYTON, OHIO

RESOLUTION NO. R - 02 - 21 - 12

A RESOLUTION DECLARING THE NECESSITY OF REPAIRING AND/OR REMOVING AND REPLACING CURBS, GUTTERS, SIDEWALKS, AND DRIVEWAY APPROACHES WITHIN THE CITY OF CLAYTON, OHIO RELATIVE TO THE PROPERTIES IDENTIFIED ON THE ATTACHED EXHIBIT A

WHEREAS, the City staff has heretofore studied the need to repair and/or remove and replace curbs, gutters, sidewalks, and driveway approaches within the areas identified on the attached **Exhibit A**; and

WHEREAS, a list of properties requiring repair and/or removal and replacement of curbs, gutters, sidewalks, and driveway approaches is appended hereto as **Exhibit A** and was filed with the Clerk of Council; and

WHEREAS, this Council with and upon recommendation of staff has reviewed and hereby approves the general plans, specifications and estimate of cost to repair and/or remove and replace the above referenced curbs, gutters, sidewalks, and driveway approaches which plans, specifications and estimate of cost were filed with the Clerk of Council; and

WHEREAS, such curbs, gutters, sidewalks, and driveway approaches as are identified on the list of properties appended hereto as **Exhibit A** and filed with the Clerk of Council shall be repaired and/or removed and replaced by the respective property owners after service of notice upon said property owners in accordance with the law and in accordance with the plans and specifications filed with the Clerk of Council; and

WHEREAS, in the event said curbs, gutters, sidewalks, and driveway approaches are not repaired and/or removed and replaced by the respective property owners after service of notice upon said property owners by **April 12, 2021** and in accordance with the plans and specifications filed with the Clerk of Council, the municipal corporation will cause such repair and/or removal and replacement to occur and assess the cost thereof against the lots and lands abutting thereon.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Clayton, Ohio:

1. That this Council hereby declares it necessary for the preservation and promotion of the public health and welfare, for the reasons set forth in the preambles hereof, for the property owners identified on the attached listing to repair and/or remove and replace the curbs, gutters, sidewalks, and driveway approaches abutting their properties in accordance with the plans and specifications filed with the Clerk of Council.

2. The listing of properties subject to this Resolution of Necessity are appended hereto as **Exhibit A** and are described and set out in the plans, specifications, and estimate of cost, which are on file in the Clayton Government Center, 6996 Taywood Road, Englewood, Ohio, 45322 where they may be examined and which plans, specifications, and estimate of cost, are hereby

approved.

3. That the total cost of repair and/or removal and replacement of all of the curbs, gutters, sidewalks, and driveway approaches on the appended list is estimated to be 3,703 linear feet not to exceed \$40.00 per linear foot. And \$12.00 a square foot for approach repair.

4. That Notice of the passage of this Resolution of Necessity and the filing of the plans, specifications and cost estimate shall be served upon the owners of the lots or parcels of land identified on the list appended hereto by certified mail addressed to such owner at his/her last known address or to the address to which tax bills are sent.

5. That in the event said curbs, gutters, sidewalks, and driveway approaches are not repaired and/or removed and replaced by the respective property owners after service of notice upon said property owners and prior to **April 12, 2021** in accordance with the plans and specifications filed with the Clerk of Council, the municipal corporation will cause such repair and/or removal and replacement to occur and assess the cost thereof against the lots and lands abutting thereon.

6. That this Council hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Council, and that all deliberations of this Council, 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.

ADOPTED BY COUNCIL ON FEBRUARY 4, 2021.

AUTHENTICATION:



Mayor (Presiding Officer of Council)



Clerk of Council

APPROVED AS TO FORM:



Law Director

CERTIFICATION

State of Ohio, County of Montgomery, ss.

I, Barbara Seim, Clerk of Council of the City of Clayton, Ohio, do hereby certify that the foregoing is taken and copied from the Record of Proceedings of said City of Clayton, Ohio; that the same has been compared by me with the Resolution on said Record and that it is a true and correct copy thereof.

Witness my signature this 4th day of February, 2021.


Clerk of Council

CERTIFICATION OF PUBLICATION

This shall certify that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper

Brookville Star

Date of publication

February 10, 2021


Clerk

Owner Last Name	Owner First Name	Address	Parcel ID
Brown	Jerry or Tracey	1135 Westbrook Rd	M60 25011 0001
Dayvenia Chesney	Natia Hill or	1145 Westbrook Rd	M60 25011 0002
Johnson	Deneicka	1155 Westbrook Rd	M60 25011 0003
Schmaus	David or Susan	1165 Westbrook Rd	M60 25011 0004
Nartker	Robert	1175 Westbrook Rd	M60 25011 0005
Potts-Gales	Dana	1185 Westbrook Rd	M60 25011 0006
Cordelia Penn	Sharon Babb or	1195 Westbrook Rd	M60 25011 0007
Peterson	Linda	1205 Westbrook Rd	M60 25011 0008
Hickey	Michael	1215 Westbrook Rd	M60 25011 0009
Welch	Steven or Bobbie	6030 Rangeview Dr	M60 25402 0006
Rex Residential Property		6031 Rangeview Dr	M60 25402 0007
Willis	Jon or Chatona	1255 Westbrook Rd	M60 25001 0021
Jackson	Clarence or Krystal	1265 Westbrook Rd	M60 25001 0022
Cano	David or Kristine	1275 Westbrook Rd	M60 25001 0023
Alexander	Randell or Janet	1285 Westbrook Rd	M60 25001 0024
Shock	Barbara	1295 Westbrook Rd	M60 25001 0025
Vicki Ray	Angela Didier or	1305 Westbrook Rd	M60 25001 0026
Ng	William	1315 Westbrook Rd	M60 25001 0027
Harris	Raenae or Joseph	1325 Westbrook Rd	M60 25001 0028
Peterson	Linda	1335 Westbrook Rd	M60 25001 0029
Thaxton	Eugene or Linda	1345 Westbrook Rd	M60 25001 0030
Pitts	Anthony	6000 Freeport Dr	M60 25001 0031
Oninku	Rebecca	1401 Westbrook Rd	M60 25002 0004
Fultz	Rebecca	1415 Westbrook Rd	M60 25002 0006
Flora	Marlyn or Marleah	1501 Westbrook Rd	M60116416 0067
Ureta	Luis	1511 Westbrook Rd	M60116416 0068
Montgomery	Matthew or Sheila	1517 Westbrook Rd	M60116416 0034
Smith	David	1525 Westbrook Rd	M60116416 0004
Smith	David	1525 Westbrook Rd	M60116416 0005
Schuman	Nicholas	7370 Taywood Rd	M60 03107 0081
Kent	Michael or Christine	3550 Artistic Ct	M60 28508 0011
Buchanan	Dennis or Bonni	3540 Artistic Ct	M60 28508 0010
Bell	Mark or Jennifer	3520 Artistic Ct	M60 28508 0009
MKC Home Management LLC		3510 Artistic Ct	M60 28508 0008
Schrodi	Virginia	3500 Artistic Ct	M60 28508 0007
Harris	James or Antoinette	3501 Artistic Ct	M60 28508 0006
Quincy	Kenneth	3511 Artistic Ct	M60 28508 0005
Few	Royce or Debra	3521 Artistic Ct	M60 28508 0004
Gress	Daniel or Cynthia	3541 Artistic Ct	M60 28508 0003
Johnson	Dewey or Doris	3551 Artistic Ct	M60 28508 0002
Hoops	Lyle or Kathleen	3571 Artistic Ct	M60 28508 0001
Burton	Joshua	7426 Taywood Rd	M60 03107 0079
Edmonds	Audrey	3601 Honeybrook Ave	M60 25308 0013
King	Anita	6607 Caldero Ct	M60 25308 0012
Hickman	Steven or Randi	6613 Caldero Ct	M60 25308 0011
Walker	Jennifer or Troy	6619 Caldero Ct	M60 25308 0010
Lee	Jimmy	6625 Caldero Ct	M60 25308 0009
James	Wayne or Nichole	6631 Caldero Ct	M60 25308 0008
Schauer	George	6636 Caldero Ct	M60 25308 0007
Gorretta	John or Karen	6630 Caldero Ct	M60 25308 0006
Gorretta	John or Theresa	6624 Caldero Ct	M60 25308 0005

Sarah Kuntz	Martin Christian or	6618 Caldero Ct	M60 25308 0004
Van Ausdal	Deborah	6612 Caldero Ct	M60 25308 0003
Styles	Michael or Pamela	6600 Caldero Ct	M60 25308 0002
Dull	Rebecca	42 Salem St	M60 00205 0014
Wardle	Carol or Lee	32 E Salem St	M60 00204 0001
Wardle	Carol or Lee	12 W Salem St	M60 00204 0002
Wardle	Carol or Lee	2 W Salem St	M60 00204 0003
Stalcup	Charles or Nancy	4 W Salem St	M60 00204 0005
Woodrow	Douglas	20 W Salem St	M60 00204 0006
Wells	Kenneth	38 W Salem St	M60 00204 0007
Lucas	Jesse	6255 Garber Rd	M60 25315 0008
Long	Paul or Rhonda	3718 Willow Creek Dr	M60 25315 0007
Kemp	Valerie	3742 Willow Creek Dr	M60 25315 0006
Mitchell	Dale or Penny	3760 Willow Creek Dr	M60 25315 0005
Kramer	Bruce	3778 Willow Creek Dr	M60 25315 0004
Savory	Ronald	3796 Willow Creek Dr	M60 25315 0003
Glaser	Stacey	3808 Willow Creek Dr	M60 25315 0002
Hefferson	Jay or Kelly	3834 Willow Creek Dr	M60 25315 0001
Pahren	Robert or Linda	3848 Willow Creek Dr	M60 25314 0014
Garlikov	Mark or Janet	3900 Willow Creek Dr	M60 25314 0013
Pierce-Aaron	Leangela	3918 Willow Creek Dr	M60 25314 0012
McElfresh	Rodney	3938 Willow Creek Dr	M60 25314 0011
Simms	Kenneth	3954 Willow Creek Dr	M60 25314 0010
Bunting	Samuel or Nichole	3968 Willow Creek Dr	M60 25314 0009
McDonald	Irvin	3980 Willow Creek Dr	M60 25314 0008
Goit	Zachary or Michelle	4010 Willow Creek Dr	M60 25314 0007
Adler	Jeffery or Erica	6388 Rangeview Dr	M60 25318 0001
Reyes	Mayra or Javier	4049 Willow Creek Dr	M60 25318 0002
Shaeffer	Steven or Michelle	4011 Willow Creek Dr	M60 25314 0006
Marks	James or Patricia	6400 Brushwood Ct	M60 25314 0005
Burke	Harold or Debra	3951 Willow Creek Dr	M60 25314 0004
Isaac	William	3935 Willow Creek Dr	M60 25314 0003
Fogarty	Edward or Beth	3913 Willow Creek Dr	M60 25314 0002
Davell	Constantine or Phyllis	6401 Noranda Dr	M60 25314 0001
Zechar	Michelle	6400 Noranda Dr	M60 25314 0015
Phelps	Lucy	3837 Willow Creek Dr	M60 25315 0018
Perry	Jason	3823 Willow Creek Dr	M60 25315 0017
McCauley	Patrick or Sarah	3811 Willow Creek Dr	M60 25315 0016
Wright	Thomas or Terral	3801 Willow Creek Dr	M60 25315 0015
Eilerman	Dale or Rosemary	3797 Willow Creek Dr	M60 25315 0014
Grubaugh	Kenneth or Pamela	3781 Willow Creek Dr	M60 25315 0013
Morris	Norman or Diane	3755 Willow Creek Dr	M60 25315 0012
Walden	Brian or Ashley	3735 Willow Creek Dr	M60 25315 0011
Hawkins	Rhyane	3703 Willow Creek Dr	M60 25315 0010
Savina Hills Estates		Old Salem & Dominican	M60 28515 0013
Savina Hills Estates		Old Salem & Dominican	M60 28515 0014