

RESOLUTION 23-002

January 10, 2023

RESOLUTION TO AUTHORIZE THE HEALTH
COMMISSIONER TO ISSUE THE BOARD OF
HEALTH ORDERS (3-sewage)

WHEREAS, a Board of Health of a general health district may make such orders and regulations as are necessary for its own government, for the public health, the prevention or restriction of disease, and the prevention, abatement, or suppression of nuisances and lead hazards;

WHEREAS, a Board of Health of a general health district may issue orders to compel the owners, agents, assignees, occupants, or tenants of any lot, property, building, or structure to abate and remove any nuisance or lead hazards therein, and prosecute such persons for neglect or refusal to obey such orders;

WHEREAS, Franklin County Public Health staff investigate and verify public health complaints to determine if owners and/or responsible parties are in violation of Board of Health regulations;

WHEREAS, staff have concluded their investigation and determined that owners and/or responsible parties of the properties listed below continue to be in violation of Health Department regulations, and recommend that: the Board of Health issue orders to abate the violations; issue a citation pursuant to Revised Code Section 3707.02 and 3742.37; or refer the matter to the Franklin County Prosecutor or Municipal Law Director for injunctive action and/or the filing of a criminal citation pursuant to Revised Code Sections 3707.021 or 3709.211 or 3767.01(C) or 6111.04(A)(2) or 3707.01;

WHEREAS, pursuant to Revised Code Section 3718.09, the Board of Health may issue an enforcement order to any person to abate a violation of Revised Code Chapter 3718 or any rule adopted thereunder. If an order issued under this division is neglected or disregarded, the applicable Board of Health may proceed in accordance with Section 3707.02 of the Revised Code; and

WHEREAS, this resolution supports Environmental Health Division Strategic Goal #1 to connect environmental health work to social determinants of health, and Goal #3 of equitable policies and practices.

Now, therefore, upon motion of Board Member _____, second by Board Member _____;

BE IT RESOLVED BY THE FRANKLIN COUNTY BOARD OF HEALTH, BOARD MEMBERS:

1. That the Franklin County Board of Health adopts the staff recommendations regarding the condition of the properties described below, adopts the notices of violation issued to the owner or responsible party, if any, and ORDERS the abatement of the violations and/or conditions at the property, authorizing the Health Commissioner, as secretary to the Board of Health, to issue the ORDER(S), attached hereto and incorporated by reference, for the abatement of the nuisance conditions and/or violations at the below listed properties:
 - 2385 Chateau Street; Grove City, Ohio 43123; Jackson Township; Tax District 160, Parcel #000558; Roy F. Musick and Doris A. Musick (property owners)
 - 7784 Pontius Road; Groveport, Ohio 43125; Madison Township; Tax District 180, Parcel #004959; Brenda K. Marcum (property owner)
 - 2194 Aberdeen Avenue also known as 2564 Perdue Ave; Columbus, Ohio 43211; Mifflin Township; Tax District #190, Parcel #000589; Clearview Property Management

2. That the Franklin County Board of Health adopts the staff recommendations regarding the condition of the properties described below, adopts the notices of violation issued to the owner or responsible party, if any, and authorizes the Health Commissioners, as secretary to the Board of Health, to issue ORDER(S), attached hereto and incorporated by reference, for the abatement of the violations and/or nuisance conditions at the property, and refer the below listed properties, owners or responsible persons, to the Franklin County Prosecuting Attorney or applicable Municipal Law Director for injunctive relief or prosecution:
 - 2385 Chateau Street; Grove City, Ohio 43123; Jackson Township; Tax District 160, Parcel #000558; Roy F. Musick and Doris A. Musick (property owners)
 - 7784 Pontius Road; Groveport, Ohio 43125; Madison Township; Tax District 180, Parcel #004959; Brenda K. Marcum (property owner)
 - 2194 Aberdeen Avenue also known as 2564 Perdue Ave; Columbus, Ohio 43211; Mifflin Township; Tax District #190, Parcel #000589; Clearview Property Management

3. This resolution shall be in full force and effect from and immediately upon its adoption.

Voting Aye Thereon:

Board Members
Franklin County Board of Health

Voting Nay Thereon:

Board Members
Franklin County Board of Health