

**BOARD OF TRUSTEES
JEFFERSON TOWNSHIP, MONTGOMERY COUNTY, OHIO**

RESOLUTION NO 24-167

**THE JEFFERSON TOWNSHIP BOARD OF TRUSTEES ESTABLISHES PENALTIES AND FEES FOR
ZONING VIOLATIONS IN CONJUNCTION WITH ZONING CODE RESOLUTION 16-18 & 17-073**

The Board of Trustees of Jefferson Township, Montgomery County, Ohio met in regular meeting on August 21st at 7:00 pm at the Township Offices located at 580 Calumet Lane, Dayton, Ohio with the following members present:

	M. Michael McLaughlin (✓)	Sheila Back (✓)	Oscar Young ()
Moved by:	McLaughlin (✓)	Back ()	Young ()
Second by:	McLaughlin ()	Back (✓)	Young ()

WITNESSETH,

WHEREAS, the Township has previously adopted Zoning Code Resolution 16-84 & 17-073, which outlines the general framework and regulations for zoning within the Township; and

WHEREAS, it is necessary to establish specific penalties and fees for zoning violations to ensure effective enforcement and compliance with zoning regulations;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF TRUSTEES OF JEFFERSON TOWNSHIP, MONTGOMERY COUNTY, OHIO, AS FOLLOWS:

Section 1. Adoption of Penalties and Fees

The Township Board of Trustees hereby adopts the following penalties and fees for zoning violations, as detailed below:

- **General Penalties:**
 - **Warning Notice:** A written warning notice will be issued upon the first instance of a zoning violation, outlining the nature of the violation, corrective actions required, and a deadline for compliance.
 - **First Offense:** A fine of \$100 to \$500.
 - **Second Offense (within 12 months):** A fine of \$500 to \$1,000.
 - **Third Offense and Subsequent (within 12 months):** A fine of \$1,000 every 15 days until the violation is resolved.
- **Fees for Processing and Compliance:**
 - **Administrative Fee:** A non-refundable administrative fee of \$50 for processing each zoning violation notice.
 - **Reinspection Fee:** A reinspection fee of \$100 for subsequent inspections required to verify compliance.
 - **Compliance Plan Fee:** An additional fee of \$150 for reviewing and approving required compliance plans.
- **Additional Costs:**
 - **Legal Fees:** The responsible party will be liable for all legal costs incurred by the Township if legal action is required.

- **Abatement Costs:** Costs incurred by the Township for corrective action taken to remedy the violation, including labor, materials, and administrative expenses, will be charged to the property owner or responsible party.
- **Appeals Process:**
 - Property owners or responsible parties may appeal penalties and fees by submitting a written appeal to the Zoning Board of Appeals within 30 days of receiving the violation notice.
- **Payment and Enforcement:**
 - Penalties, fees, and abatement costs are due within 30 days of the issuance of the final order or invoice. Failure to pay may result in additional enforcement actions, including liens on the property or other legal remedies.

Section 2. Implementation

The Township Administrator is hereby directed to implement these penalties and fees as set forth in this resolution and to update the Township's official records accordingly.

Section 3. Severability

If any section, clause, or provision of this resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining provisions.

1.

The vote was as follows:

M. Michael McLaughlin

Yes No Abstain

Sheila Back

Yes No Abstain

Oscar Young

Yes No Abstain

Adopted: 21st day of August 2024

Signed by:

M. Michael McLaughlin, President

Sheila Back, Vice President

Oscar Young, Trustee

Attest to Trustees Signatures:

Charlene Chattams, Fiscal Officer