

**BOARD OF TRUSTEES
JEFFERSON TOWNSHIP, MONTGOMERY COUNTY, OHIO
RESOLUTION NO. 25-097**

**THE JEFFERSON TOWNSHIP BOARD OF TRUSTEES AMENDS TITLE XVIII OF THE JEFFERSON TOWNSHIP
ORDINANCE CODE TO PROHIBIT THE PLACEMENT OF GRASS CLIPPINGS AND YARD WASTE ON PUBLIC
ROADWAYS, AND TO ESTABLISH ENFORCEMENT PENALTIES.**

The Board of Trustees of Jefferson Township, Montgomery County, Ohio, met in a regular meeting on July 16, 2025, at 12:00 pm at the Township Offices located at 1 Business Park Dr., Dayton, Ohio, with the following members present:

Oscar Young (☒) Sheila Back (☒) M. Michael McLaughlin (☒)

Moved by: Young (☒) Back (☒) McLaughlin (☐)
Second by Young (☒) Back (☐) McLaughlin (☐)

WITNESSETH

WHEREAS, the Board of Trustees of Jefferson Township, Montgomery County, Ohio, has home rule authority pursuant to Ohio Revised Code (ORC) Chapter 504 to enact local regulations promoting the health, safety, and welfare of Township residents; and

WHEREAS, under ORC §§ 505.17, 505.173, 5571.02, and 504.04, the Township is authorized to manage the public right-of-way, prevent obstructions to storm drainage and road safety, and abate nuisances that interfere with the free and safe use of public infrastructure; and

WHEREAS, the Board finds that the sweeping, blowing, or depositing of grass clippings and yard waste onto Township roadways, sidewalks, and storm drains presents hazards to motorists and bicyclists, contributes to clogged drains and flooding, and constitutes a preventable nuisance; and

WHEREAS, Title XVIII of the Jefferson Township Ordinance Code, entitled "Right-of-Way Management and Roadway Safety," currently regulates unauthorized uses and obstructions but does not expressly prohibit the deposit of yard waste on public roads; and

WHEREAS, the Board desires to amend the Ordinance Code to add **Section 1809 – Grass and Yard Waste Obstruction**, to explicitly prohibit such actions and authorize local enforcement, cost recovery, and penalties, while allowing an exception for Township-designated leaf collection periods;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Jefferson Township, Montgomery County, Ohio, that:

SECTION 1. Ordinance Code Amendment

Title XVIII of the Jefferson Township Ordinance Code is hereby amended to add **Section 1809 – Grass and Yard Waste Obstruction**, which shall read as follows:

Resolution 25-097

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Section 1809 – Grass and Yard Waste Obstruction

1809.01 Purpose

To protect the safety and cleanliness of public roads and rights-of-way by prohibiting the placement of grass clippings and yard waste that interfere with stormwater drainage, motor vehicle safety, or public maintenance operations.

1809.02 Prohibited Conduct

No person shall sweep, blow, rake, or deposit grass clippings, leaves, or yard debris onto any public street, roadway, sidewalk, drainage ditch, or public right-of-way within Jefferson Township. This prohibition includes the intentional or negligent discharge of yard waste from a mower or landscaping device into the roadway.

Exception:

This prohibition shall not apply to the placement of **loose leaves** along the curb or roadside during a **Township-designated leaf collection period**, as published annually by the Road Department. Leaves must be placed in accordance with all Township guidelines and must not be mixed with grass clippings or other yard waste.

1809.03 Enforcement and Penalties

Violations of this section shall be enforced by the Township Code Enforcement Officer, Road Department Supervisor, or other authorized Township personnel. Penalties for violations shall be assessed as follows:

- **First Offense:** Civil fine of **\$250**
- **Second Offense:** Civil fine of **\$500**
- **Third Offense and Subsequent Violations:** Civil fine of **\$1,000** per occurrence

Each day the violation remains uncorrected may be considered a separate offense.

1809.04 Abatement and Cost Recovery

If the responsible party fails to remove the yard waste within the time specified in the notice, the Township may abate the obstruction and recover all associated labor, equipment, and administrative costs. Such costs may be certified to the Montgomery County Auditor and assessed as a lien on the property pursuant to ORC §505.87.

1809.05 Criminal Referral

Willful, repeat, or hazardous violations may be referred to the Montgomery County Prosecutor for prosecution as a **minor misdemeanor** under ORC §3767.13 or ORC §2909.07 (criminal mischief).

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1809.06 Appeals

Any party receiving a citation or abatement notice under this section may appeal in writing to the Township Administrator within ten (10) business days of issuance. If unresolved, a hearing may be scheduled before the Board of Trustees.

SECTION 2. Effective Date

This Resolution shall become effective immediately upon adoption and shall be incorporated into the next update of the Jefferson Township Ordinance Code.

The vote was as follows:

Oscar Young

☒ Yes

No

Abstain

Sheila Back

☒ Yes

No

Abstain

M. Michael McLaughlin

Yes

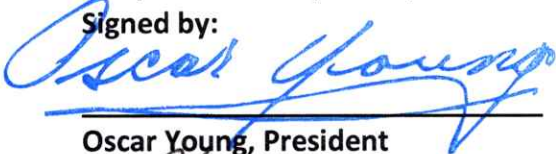
No

Abstain

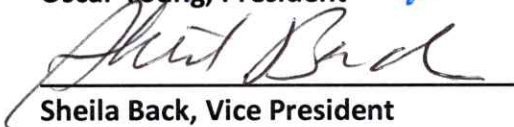
Absent

Adopted: 16TH day of July 2025

Signed by:



Oscar Young, President



Sheila Back, Vice President

M. Michael McLaughlin, Trustee



Attest to Trustees Signatures:

Charlene Chattams, Fiscal Officer