

VILLAGE OF CENTERVILLE, OHIO

RESOLUTION NO. 4

DATE June 1, 1959

RESOLUTION DECLARING CERTAIN PROPERTY OWNED BY MARY Z. SCHLAFMAN, HEREINAFTER MORE FULLY DESCRIBED, IN THE VILLAGE OF CENTERVILLE, COUNTY OF MONTGOMERY, STATE OF OHIO, TO BE THE SITE OF A NUISANCE AND REQUIRING SAID OWNER TO ABATE SAID NUISANCE.

WHEREAS, the Council members have come upon information through police investigation and personal knowledge that certain activities have been conducted and are being conducted by strangers without the permission of the land owner on property owned by Mary Z. Schlafman, in the Village of Centerville, County of Montgomery, State of Ohio, immediately surrounding and including the quarry lake, which property is described as follows:

Property owned by Mary Z. Schlafman and acquired by deed recorded in Montgomery County Recorders Office in book 1894, page 487 from Clifford J. Schlafman and more fully described in the warranty deed recorded in Montgomery County Recorders Office, in book 1167, page 454, dated August 2, 1948 from Elgar and Elizabeth Z. Weaver; said property being two tracts consisting of 30.02 acres in Section 19, Town 2, Range 6 NRS., and 45 acres in Section 19, Town 2, Range 6 NRS. in the Village of Centerville, Montgomery County, Ohio.

WHEREAS, the Village Council has learned through police investigation that said area attracts many young people from Montgomery County and the surrounding areas who utilize the area immediately surrounding the lake as a "lover's lane"; and

WHEREAS, The Village Council has learned through police investigation that this area is a place where young people from the Montgomery County area arrange to determine the rivalries between opposing gangs in the nature of so-called "gang fights"; and

WHEREAS, such activities endanger the health and lives of the youth utilizing the area and if allowed and suffered to

to continue will result in bodily harm and property damage; and

WHEREAS, these young people are extremely noisy and vociferous in their activities, thereby disturbing the peace and quiet of the neighbors in the area; and

WHEREAS, the Village of Centerville is insufficiently equipped to constantly police this area and the said land owner has not adequately restricted and confined the area; and

WHEREAS, under the provisions of Section 715.44, of the Ohio Revised Code it is resolved by Council that this area has become a public nuisance and by the authority granted the Village of Centerville under said section 715.44 action must be taken to have this nuisance abated;

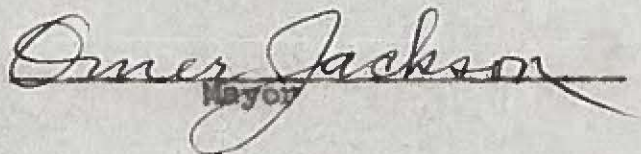
NOW, THEREFORE, BE IT RESOLVED:

SECTION I. That under the authority granted the Village Council of Centerville by Section 715.44 of the Ohio Revised Code, the foregoing described area is hereby declared to be a nuisance.

SECTION II. Under the authority granted the said Village Council by Section 715.44 of the Ohio Revised Code, the owner of the herein described property, Mary Z. Schlafman, is hereby ordered to abate the nuisance created by the activities aforesaid upon said property.

SECTION III. That the Clerk of the Village Council of the Village of Centerville shall direct the Village Marshal to personally serve upon the said Mary Z. Schlafman, a copy of this resolution along with instructions and explanations to convey the purport of this resolution.

APPROVED:


Mayor

Attested to:


Clerk-Treasurer of Council

C E R T I F I C A T E

I, KENNETH POFF, Clerk-Treasurer of the Village of Centerville, Ohio, do hereby certify that the foregoing is a true and correct copy of Resolution No. 4 passed by the Council of the Village of Centerville on the 1 day of June, 1959.

Kenneth E. Poff
Clerk-Treasurer