

Resolution No. 12-05-03020
Resolved By the Board of County Commissioners of Butler County, Ohio, That

WHEREAS, based upon the increase in the number of abandoned or nonproductive real property within Butler County, the Board of County Commissioners has concluded that it is necessary to adopt and implement the procedures set forth in sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within Butler County; and

WHEREAS, the administration of the cities of Hamilton and Middletown have requested that the Board of County Commissioners direct that a county land reutilization corporation be organized under Chapter 1724. of the Revised Code to act on behalf of and cooperate with the county in exercising the powers and performing the duties of the county under Chapter 5722 of the Revised Code; and

WHEREAS, the administration of the cities of Hamilton and Middletown have represented that a county land reutilization corporation will provide tools not otherwise available to those cities to foster either the return of nonproductive land within their respective cities to tax revenue generating status or the devotion thereof to public use; and

WHEREAS, the administration of the cities of Hamilton and Middletown have represented that the cities are not requesting, at this time, any funding by the Board of a county land reutilization corporation and that the cities will each bear the costs of demolition, renovation, etc. of structures located on the nonproductive land necessary to foster either the return of nonproductive land within their respective cities to tax revenue generating status or the devotion thereof to public use; and

WHEREAS, any other municipal corporation or township within the county ("electing subdivision") may, upon the same terms and conditions, agree to cooperate with a county land reutilization corporation to foster either the return of nonproductive land within the electing subdivision's boundaries to tax revenue generating status or the devotion thereof to public use; and

WHEREAS, the Board is willing to direct the formation of a county land reutilization corporation on the condition that:

- a. The cities of Hamilton and Middletown, and any other electing subdivision desiring to cooperate with the county land reutilization corporation, shall each enter into an agreement to implement the procedures in sections 5722.02 to 5722.15 of the Revised Code within the boundaries of the applicable municipal corporation or township, respectively; and
- b. The Board and any electing subdivision(s) shall agree to evaluate after a reasonable time whether the county land reutilization corporation has been effective in facilitating the land reutilization efforts of the cities of Hamilton and Middletown, and any other electing subdivision(s), to determine whether the land reutilization corporation should continue its operations and whether the Board should provide funding for such corporation's activities as described in section 321.261(B) of the Revised Code.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Butler County that:

1. The existence of nonproductive land within Butler County is such as to necessitate the implementation of a land reutilization program to foster either the return of such nonproductive land to tax revenue generating status or the devotion thereof to public use.
2. The Board of County Commissioners hereby elects to adopt and implement the procedures set forth in sections 5722.02 to 5722.15 of the Revised Code to facilitate the effective reutilization of nonproductive land situated within Butler County.
3. The Board of County Commissioners hereby directs that a county land reutilization corporation be organized under Chapter 1724. of the Revised Code to act on behalf of and cooperate with the county in exercising the powers and performing the duties of the county under Chapter 5722 of the Revised Code, and hereby requests the County Treasurer and the Prosecuting Attorney to take such steps as are required to organize such corporation.
4. The Initial Articles of Incorporation, and Original Appointment of Statutory Agent, for the Butler County Land Reutilization Corporation are hereby approved.
5. Upon the adoption of this Resolution, the foreclosure, sale, management, and disposition of all nonproductive land situated within Butler County shall be governed by the procedures set forth in sections 5722.02 to 5722.15 of the Revised Code, and, in the case of a county land reutilization corporation, as authorized under Chapter 1724. of the Revised Code.
6. The Clerk of the Board shall promptly deliver certified copies of this resolution to the County Auditor, County Treasurer, and Prosecuting Attorney of Butler County.

Resolution No. 12-05-03020

Requestor : Roger Gates
Request Date: May 21, 2012

Commissioner Furmon moved for the adoption of the foregoing resolution.
Commissioner Dixon seconded the motion and upon call of the roll the vote resulted as follows:

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| Commissioner | Dixon | Yea |
| Commissioner | Carpenter | Nay |
| Commissioner | Furmon | Yea |

Adopted: May 24, 2012

Attest: *Nora K. Suttler* clerk

Attachments/Exhibits: