

## **RESOLUTION NO. 13-2022**

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**Resolution authorizing the acceptance of the proposed agreed judgment entry resolving West Chester Township's discovery case against Felix Do regarding the operation of a boarding house at 8007 Kennesaw Drive**

**WHEREAS**, Ohio Revised Code 519.24 empowers West Chester Township (the "Township") to prevent, prosecute, and abate violations of the Township's Zoning Resolution;

**WHEREAS**, the property located at 8007 Kennesaw Drive, West Chester, Ohio, 45069 Road (the "Property") has been the subject of multiple resident complaints since March 2021 regarding transient guests staying at the Property, loud noise, and parking issues;

**WHEREAS**, the Property is located in a R-1A district and cannot be used as a boarding house or AirBNB under the Township's zoning resolution;

**WHEREAS**, the Township filed suit for discovery to obtain information regarding how the Property was being used in violation of the Zoning Resolution (the "Discovery Case");

**WHEREAS**, since the Township filed the Discovery Case, the owner has agreed to cease using the Property as a boarding house or AirBNB;

**WHEREAS**, the Board of Trustees has determined that it is in the best interests of the public health, safety and welfare to enter into the Agreed Judgment Entry, attached as Exhibit A, as a resolution to the Discovery Case;

**NOW THEREFORE, BE IT RESOLVED** that on the basis of the above actions and findings, the West Chester Township Board of Trustees:

**SECTION 1.** That the Board of Trustees does hereby authorize the Township's legal counsel to sign the Agreed Judgment Entry in substantially the same form as the attached Exhibit A, on behalf of the Township, and to sign any other documents necessary to effectuate the settlement.

Adopted this 24<sup>th</sup> day of May, 2022.



Mark S. Welch, Chair



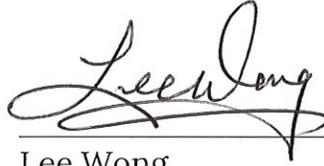
Yes/No



Ann Becker, Vice Chair



Yes/No



Lee Wong



Yes/No

**ATTEST:**



Bruce Jones, Fiscal Officer

**APPROVED AS TO FORM:**



Donald L. Crain, Law Director

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