

# TOWN of MIDDLEFIELD, CONNECTICUT



Office of the First Selectman

March 6, 2023

## **RE: Update on Tires located at 198 Ross Rd**

On December 21, 2022, the CT Superior Court issued an injunction, Order #418032, against the defendants located at 198 Ross Road ordering the defendants to remove the tires by March 1, 2023. The defendants have failed to comply. The Town of Middlefield is now granted the authority under the Court's injunction to enter the property and dispose of the tires.

On March 6, 2023, the Town of Middlefield will exercise our authority under the CT Superior Court Order to remove tires from the property located at 198 Ross Rd, Middlefield. The tires present a health hazard, an environmental hazard, and are in violation of zoning.

Order #418032 requires the defendants to reimburse the town for all costs associated with removal. Prior to issuance of the court order, the property ownership has transferred to a bank by strict foreclosure. On Monday, March 6, 2023, the Court will consider adding the bank as a defendant. In addition, in early January, the town began levying fines of \$150 per day against the new owners. At the conclusion of the clean-up, the town will pursue additional legal action to enforce the fine against the bank.

The injunction further provides that any additional tires may not be brought on the site and we have been informed that violation of this order can result in arrest and confiscation of the vehicle used to carry the tires on-site.

Sincerely,

*Robert C. Yamartino*

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