

PERRY TOWNSHIP BOARD OF TRUSTEES, STARK COUNTY, OHIO
RESOLUTION

RESOLUTION NO. _____

ADOPTED: November 18, 2025

SUBJECT: Adoption of Local Non-Criminal Parking Regulations

The Board of Trustees of Perry Township, Stark County, Ohio ("Board") met in regular session on the 18 day of November, 2025, with the following members present:

Matt Miller
Lisa Nelligan
Ralph DeChiara

Trustee Miller moved for the adoption of the following resolution:

WHEREAS, the Board has elected to enforce local parking regulations for vehicles through the adoption of local parking restrictions in the Township as non-criminal violations; and

WHEREAS, it is deemed advisable to create such regulations for enforcement through a non-criminal parking violations bureau to expedite and simplify the processing of parking infractions in the Township.

NOW THEREFORE, BE IT RESOLVED THAT:

I. The Following are Prohibited, Non-Criminal Parking Infractions:

A. Prohibited Standing or Parking Places-General

No person shall stand or park a vehicle, except when necessary to avoid conflict with other traffic or to comply with the provisions of this Resolution or while obeying the directions of a police officer or a traffic control device, in any of the following places:

1. On a sidewalk (except a bicycle);
2. In front of a public or private driveway or within 2 ½ feet (30 inches) of such driveways;
3. Within an intersection;
4. Within ten (10) feet of a fire hydrant;
5. On a crosswalk;
6. Within twenty (20) feet of a crosswalk at an intersection or within twenty (20) feet of a crosswalk located within the block where a school is located during regular hours;
7. Within thirty (30) feet of, and upon the approach to, any flashing beacon stop sign or traffic control device;
8. Within fifty (50) feet of the nearest rail of a railroad crossing;
9. Within twenty (20) feet of a driveway entrance to any fire station and, on the side of the street opposite the entrance to any fire station, within seventy-five (75) feet of the entrance when it is properly posted with signs, or within a designated fire lane;
10. Alongside or opposite any street excavation or obstruction when such standing or parking would obstruct traffic;

11. Alongside any vehicle stopped or parked at the edge or curb of a street;
12. Upon any bridge or other elevated structure upon a street;
13. At any place where signs prohibit stopping, standing, or parking, or at any place in excess of the maximum time limited by signs;
14. Within one (1) foot of another parked vehicle;
15. Any other locations prohibited as provided for in the Ohio Revised Code, including but not limited to, any clearly marked handicapped parking space; unless the vehicle is being operated by or for the transport of a person with a disability that limits or impairs the ability to walk, or by or for a handicapped person, and the vehicle is displaying a valid removable windshield placard or special license plate;
16. On any street when parking is prohibited by a duly announced snow emergency;
17. Any place in a park except upon designated roadways and designated parking areas;
18. On private property without the property owner's consent.

B. Trailer/Semitrailer/POD/Dumpsters

1. No moving van, truck, trailer, or semitrailer shall be permitted to park along any township street other than to load and unload. Moving vans, trailers, and/or semitrailers parked for loading and unloading must be connected to a towing vehicle at all times.
2. No Portable Storage Unit (POD) or Dumpster shall be permitted to park along any township street other than to load and unload. Portable Storage Units (POD) and dumpsters so parked for loading and unloading must be connected to a towing vehicle at all times.

II. Direction of Parking:

A. Every vehicle stopped or parked upon a roadway where there is an adjacent curb shall be stopped or parked with the right hand wheels of such vehicle parallel with, and not more than twelve (12) inches from the right hand curb, unless it is impossible to approach so close to the curb, in such case, the stop shall be made as close to the curb as possible and only for the time necessary to discharge and receive passengers, or to load and unload merchandise. Provided, however, the Board may, by order, permit angle parking on any road under its jurisdiction.

B. The foregoing provisions shall be understood to limit parking on two-way streets to the right hand side. The Board may, by order or regulation, permit parking of vehicles with the left-hand wheels adjacent to and within twelve (12) inches of the left-hand curb of a one-way road.

C. No vehicle shall be stopped or parked on a road with the vehicle facing in a direction other than the direction of travel on that side of the road. Notwithstanding the provisions of the preceding sections, air compressors, tractors, trucks and other equipment, while being used in the construction, reconstruction, installation, repair or removal of facilities near, on over or under a street, may stop, stand or park where it is necessary in order to perform such work, provided proper warning signs are placed and maintained.

III. Parking Tickets:

A. The procedure for issuing parking tickets shall be governed by R.C. Section 4521.03 or other applicable Section in RC Chapter 4521, all of which are incorporated herein.

B. A person who is issued a parking ticket under this Resolution shall answer the parking ticket within ten (10) days of receipt thereof, in accordance with R.C. 4521.06.

IV. Registered Owner Prima Facie Liability:

In any hearing on a charge of illegally parking a vehicle, testimony that a vehicle bearing a certain license plate was found unlawfully parked as prohibited by the provisions of this parking regulation, and further testimony that the record of the Ohio Registrar of Motor Vehicles shows that the license plate was issued to the defendant, shall be prima-facie evidence that the vehicle, which was unlawfully parked, was so parked by the defendant. A certified registration copy, showing such fact, from the Registrar, shall be proof of such ownership.

V. Fines:

The following schedule of fines is hereby adopted:

A. The penalty for any violation of the provisions of this Resolution shall be a fine of \$75.00, except as set forth in Section V(B).

B. The penalty for any violation of the fire station and fire lane restrictions of this Resolution shall be a fine of \$100.00.

C. The penalty for any violation of the handicap accessible parking space restrictions of this Resolution shall be a fine of \$250.00.

VI. Definitions:

For purposes of this Resolution, the following definitions shall apply:

Bicycle. A bicycle is a device, other than a tricycle designed solely for use as a play vehicle by a child, propelled solely by human power upon which any person may ride having two tandem wheels, or one wheel in the front and two wheels in the rear, or two wheels in the front and one wheel in the rear, any of which is more than fourteen inches in diameter.

Driver or Operator. A driver or operator is any person who drives or is in actual physical control of a vehicle.

Dumpster. Any container designed or used for the collection and hauling of waste or debris, including but not limited to roll-off containers or boxes and bin containers.

Motorized Bicycle. A motorized bicycle is any vehicle having either two tandem wheels or one wheel in the front and two wheels in the rear, that is capable of being pedaled and is equipped with a helper motor of not more than fifty cubic centimeters piston displacement that produces no more

than one brake horsepower and is capable of propelling the vehicle at a speed of no greater than twenty miles per hour on a level surface.

Moving Van. A vehicle with an enclosed cargo space generally used for the moving of residential or commercial property from one location to another.

Parking. "Parking," "parked," or "park" means the stopping or standing of vehicles, whether or not occupied, other than temporarily for the purpose of and while actively engaged in loading or unloading merchandise or passengers.

Parking Infraction. "Parking infraction" means a violation of this Resolution that regulates the standing or parking of vehicles and that is authorized pursuant to section 505.17, 4511.07 and R.C. 4521.02 of the Revised Code.

Person. An individual, firm, partnership, association, joint venture, corporation, trust, or any other legal entity, including his, her or its agents.

Portable Storage Unit. Any container transported to a designated location for storage or moving purposes (typically known as PODS, MODS, etc.).

Public Way. An alley, avenue, boulevard, bridge, channel, ditch easement, expressway, freeway, highway, land, parkway, right-of-way, road, sidewalk, street, subway, tunnel, viaduct, walk or other ways in which the general public or a public entity has a right, or which are dedicated whether improved or not.

Street or Road. A public right-of-way which provides a public means of access to abutting property for motor vehicles.

Trailer. Any vehicle without motor power designed or used for carrying property or persons wholly on its own structure and for being drawn by a motor vehicle, and includes any such vehicle when formed by or operated as a combination of a semitrailer and a vehicle of the dolly type such as that commonly known as a trailer dolly, and a vehicle used to transport agricultural produce or agricultural production materials between a local place of storage or supply and the farm when drawn or towed on a public road or highway at a speed greater than 25 miles per hour, except a house trailer and travel trailer.

Vehicle. Vehicle has the same meaning as in R.C. 4511.01(A), per R.C. 4521.01(B); every device, including a bicycle, motorized bicycle, and an electric bicycle, in, upon, or by which any person or property may be transported or drawn upon a highway. "Vehicle" does not include any motorized wheelchair, any electric personal assistive mobility device, any low-speed micromobility device, any personal delivery device as defined in section 4511.513 of the Revised Code, any device that is moved by power collected from overhead electric trolley wires or that is used exclusively upon stationary rails or tracks, or any device that is moved by human power.

VII. Authority:

These regulations are adopted under the authority of R.C. 505.17 and R.C. 4521.02. Accordingly, a violation of these regulation shall not be considered a criminal offense for any purpose, a person who commits the violation or infraction shall not be arrested as a result of the commission of the violation, and the violation shall be handled pursuant to R.C. Chapter 4521.

Trustee Nelligan seconded the motion and upon roll call the vote resulted as follows:

Matt Miller	<u>yes</u>
Lisa Nelligan	<u>yes</u>
Ralph DeChiara	<u>yes</u>

CERTIFICATE

The State of Ohio, Stark County, ss.

This will serve as certification that the foregoing is taken and copied from the original now on file with the Perry Township Board of Trustees, that the foregoing has been compared by me with said original document, and that the same is a true and correct copy thereof.

WITNESS:



Signature

By Geraldine Colter

Date 11/19/25

FILING

Pursuant to R.C. 4521.04(B), a certified copy of this Resolution shall be filed with the Hon. Johnnie A. Maier, Jr., Clerk of Court, Massillon Municipal Court, Two James Duncan Plaza, Box 1040, Massillon, Ohio 44648.

The foregoing Resolution is approved as to form:



James Mathews, Law Director