

**PERRY TOWNSHIP BOARD OF TRUSTEES, STARK COUNTY, OHIO**

**RESOLUTION**

**RESOLUTION NO.** 2022-07

**ADOPTED:** April 5, 2022

**SUBJECT: Snow Emergency/Snow Parking Ban**

The Board of Trustees of Perry Township, Stark County, Ohio met in regular session on the 5th day of April, 2022 with the following members present.

Lisa Nelligan  
Matt Miller  
Ralph DeChiara

Trustee Nelligan moved for the adoption of the following resolution:

WHEREAS, a general snow emergency authorization for purposes of regulating parking of vehicles on township streets during snow emergencies is necessary to protect the health, safety and welfare of residents in this area; and

WHEREAS, regulation of parking on township streets during snow emergencies is necessary in order to expedite clearing and/or treating of snow or ice upon township streets by township vehicles; and

WHEREAS, such authorization and regulation is permitted by Ohio Revised Code Section 505.17 and Section 4521.02;

**NOW THEREFORE, BE IT RESOLVED THAT:**

**Section 1.** Parking during a snow emergency, as defined herein, upon any township street on which traffic control devices are posted in accordance with Section 1, Paragraph C of this Resolution, is prohibited. Traffic control devices indicating the existence of snow emergency regulations shall be erected at all entrances to township subdivisions at locations to be determined by the Perry Township Road Superintendent. For purposes of this Resolution, a snow emergency is hereby defined as a condition existing in all or parts of the township whereby snow has accumulated or expected to accumulate to a depth of two or more inches upon township streets and creates a condition requiring snow removal or treatment by township trucks, plows, or other vehicles.

- A. The provisions of this Resolution shall be in effect from and after two hours following the declaring of a snow emergency by the Perry Township Road Superintendent, Township Administrator, or a Township Trustee, and by making of an announcement of such emergency to the local news media, requesting that the local news media announce that such an emergency has been declared, specifying the hour the declaration will go into effect; and indicating whether the snow emergency will remain in effect for a specified period of time or indefinitely until canceled by a subsequent announcement to the local news media by the Perry Township Road Superintendent, the Township Administrator, or a Township Trustee

- B. Traffic control devices conforming to Section 4511.09 of the Ohio Revised Code shall be prominently displayed for purposes of enforcing provisions of this Resolution.
- C. The Township Fiscal Officer shall cause a copy of this Resolution to be posted in five conspicuous places in the township for a period of 30 days, and a copy of this Resolution shall be published in a newspaper of general circulation in the township for three consecutive weeks. Permanent signs giving notice that parking is limited or prohibited during a snow emergency shall be properly posted in accordance with standards adopted by the Ohio Department of Transportation.
- D. The Perry Township Road Superintendent or his/her designee, Township Administrator, or a Township Trustee may order into storage any vehicle parked in violation of this Resolution. The owner or any lien holder of a vehicle ordered into storage may claim the vehicle upon presentation of proof of ownership, which may be shown by a certificate of title to the vehicle, and payment of all expenses, charges, and fines incurred as a result of the parking violation and removal and storage of the vehicle.

Section 2. No persons violating any regulation or order adopted pursuant to this Resolution shall be charged with a criminal offense and no person shall be arrested as a result of the commission of such violation.

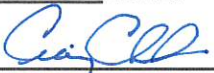
Section 3. Whoever violates any regulation or order adopted pursuant to this Resolution shall be fined Fifty Dollars (\$50.00). Failure to pay said fine within 7 days of its issuance will result in an additional fine of Twenty-Five Dollars (for a total fine of \$75.00). Failure to pay said fine within fourteen days of its issuance will result in an additional fine of Twenty-Four Dollars (for a total fine of \$99.00).

Section 4. Fines levied and collected under this Resolution shall be paid into the Township General Revenue Fund.

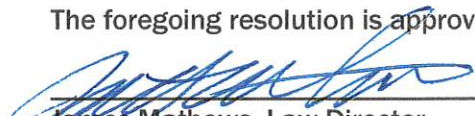
Trustee Miller seconded the motion and upon roll call the vote resulted as follows:

|                |            |
|----------------|------------|
| Lisa Nelligan  | <u>YES</u> |
| Matt Miller    | <u>YES</u> |
| Ralph DeChiara | <u>YES</u> |

The foregoing is a true and correct counterpart of Resolution Number 2022-07, duly adopted on April 5, 2022 and filed with me as the Township Fiscal Officer on April 5 2022.

  
\_\_\_\_\_  
Craig Chessler, Fiscal Officer

The foregoing resolution is approved as to form:

  
\_\_\_\_\_  
James Mathews, Law Director

NELLIGAN - L  
MILLER - M  
DEChiara - R



Perry Township Board of Trustees

April 5, 2022

Work Session 6:00pm

Regular Meeting 7:00PM

Pledge of Allegiance

Welcome/Invited Guests

1. 6:00pm 2022 Road Paving Discussion

Excused Absence: None

Additions/Deletions to Agenda-Roll Call by Department *Fire - Yes*

Communication/Announcements

1. Perry Township Yard Waste Site opened March 9, 2022 - Hours of Operation are Monday, Wednesday & Saturday from 8am to 4pm
2. Spring Clean Up Day~ Saturday- April 23<sup>rd</sup> 2022 at Road Department 1500 Jackson Ave. S.W. Massillon Details at [www.perrytwp.com](http://www.perrytwp.com) & Perry FB page
3. Perry Rotary Easter Egg Hunt~ Sat. April 16<sup>th</sup> from 10am to 12pm at the PHS Wellness Center. View flyer at [www.perrytwp.com](http://www.perrytwp.com)
4. Wreaths Across America Mobile trailer Friday May 6<sup>th</sup> 2022 Sponsored By Perry Rotary and displayed at PHS 3737 13<sup>th</sup> St. S.W. Massillon 9am to 5pm The exhibit is FOC.
5. Ohio Division of Liquor Control~ Transfer from Canton Pizza Inc. DBA Pizza Hut 4526 W. Tuscarawas Perry Twp. Canton to SFR X Holdings LLC DBA Pizza Hut of same address. Responses must be postmarked no later than 04/25/22.

Public Speaks on Agenda Item Up for Action

Department Agenda Items (Informational/Action Items)

Administration

Administrator Martin

1. Consider MOU as submitted by Mr. Perry Ballinger of the Massillon Amateur Radio Club ?  
Motion L 2<sup>nd</sup> M Vote: 3-0
2. Consider FMLA request of employee "A"  
Motion L 2<sup>nd</sup> M Vote: 3-0
3. Consider accepting the Yard Waste Grant program from Stark Tuscarawas Wayne Joint Solid Waste Management District in the amount of \$26,785  
Motion L 2<sup>nd</sup> M Vote: 3-0



Road & Parks Department

Road & Parks Sup. John Masalko

1. Consider Payment of Waste Management Invoice in the amount of \$8,298.00 *TO BE PAID\* FROM ARPA FUNDS*  
Motion L 2<sup>nd</sup> M Vote: 3-0

Zoning

Zoning Inspector Whytsell

1. Consider Request for 2022- Mowing Contract Motion L 2<sup>nd</sup> R Vote: 3-0  
*3-Contractors*
2. Consider Board Approval to declare a public nuisance 2825 Chadwick St. N.W. Massillon 44646  
Motion L 2<sup>nd</sup> R Vote: 3-0
3. Consider Board Approval to declare a public nuisance 4250 Greenford St. S.W. Massillon 44646  
Motion L 2<sup>nd</sup> M Vote: 3-0
4. Consider Board Approval to declare a public nuisance 3432 Lincoln Way E. Massillon 44646  
Motion L 2<sup>nd</sup> R Vote: 3-0

*Numbered Resolution*

Police Department/None

Chief Pomesky

Fire Department

Chief Sedlock

1. Consider the resignation of Taylor Dryden Motion L 2<sup>nd</sup> M Vote: 3-0 *EFF 3-21-22*
2. Consider hiring Tyler Merchand pending test results of his physical *EFF: Receipt of results*  
Motion L 2<sup>nd</sup> R Vote: 3-0
3. Air Gas agreement *motion:*                      2<sup>nd</sup>                      Vote: NO VOTE

*Numbered Resolution*

Law Director Updates

Law Director Mathews

- \* 1. Consider adopting "Snow Ban resolution Motion L 2<sup>nd</sup> M Vote: 3-0

Fiscal Officer Report (informational/action items)

Fiscal Officer Chessler

1. Consider Pending Warrants  
Week ending 03/15/22 for bills in the amount of \$58,420.83 and week ending 03/22/22 for bills and payroll in the amount of \$296,292.00 and week ending 03/29/22 for bills in the amount of \$129,551.34 for a combined total of \$484,264.17 Motion L 2<sup>nd</sup> R Vote: 3-0
2. Consider Bank Reconciliations for 01/2022 Motion L 2<sup>nd</sup> M Vote: 3-0
3. Consider accepting 03/01/22 regular meeting minutes, 03/15/22 work session minutes and 03/15/22 regular meeting minutes Motion L 2<sup>nd</sup> M Vote: 3-0

*February, 2022*

Board of Trustees Updates-Roll Call

Board of Trustees

Trustee Miller

*"Commit to*

1. Consider Perry Township News Magazine status update  
Motion M 2<sup>nd</sup> L Vote: 3-0

*CANTON DATA Print - Postage"  
# 37837.55*

Public Speaks

Executive Sessions

*\* Numbered Resolution*



1. ORC 121.22 (G) (1) to discuss hiring and personnel matters to include the Board and Law Director Motion L 2<sup>nd</sup> R Time in 8:03 Time out \_\_\_\_\_
2. ORC 121.22 (G) (3) conference with legal counsel concerning imminent or pending court action to include the Board, Law Director and Administrator Motion \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_ Time in \_\_\_\_\_ Time out \_\_\_\_\_
3. ORC 121.22 (G) (1) to discuss compensation to include the Board, Law Director and Administrator Motion \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_ Time in \_\_\_\_\_ Time out \_\_\_\_\_

Motion to adjourn

M - \_\_\_\_\_

S - \_\_\_\_\_

Vote - \_\_\_\_\_

Time: \_\_\_\_\_

### Public Speaks

① Steve Summers 642 Burnside, Operation Clean Sweep

② Dorothy Hamilton 4045 Richmond St. N. Navarre.  
↳ Water problem

③ Jim Blythe 1996 Master Point  
- Spot Enforcement