

The Board of Madison Township Trustees in and for Madison Township, Lake County, Ohio, met this day in Regular Session with the following members present:

Mr. Anderson, Mr. Gauntner, Mr. Wayman

Mr. Anderson presented the following Resolution and moved its adoption:

A RESOLUTION PROHIBITING PARKING MOTOR VEHICLES AND TRAILERS ON TOWNSHIP ROADS IN THE UNINCORPORATED AREA OF MADISON TOWNSHIP

WHEREAS, THE Ohio Revised Code, Section 505.17(A), has granted upon townships the authority to adopt regulations and orders as are necessary to address motor vehicle parking in the unincorporated areas of a township. This authorization includes, among other powers, the power to regulate parking on established roadways proximate to buildings on private property as necessary to provide access to the property by public safety vehicles and equipment., and

WHEREAS, the Board of Madison Township Trustees, Lake County, Ohio desires to exercise its authority to regulate parking on roads within the unincorporated area of Madison Township pursuant to Ohio Revised Code 505.17(A), and ORC 4521.02; and

WHEREAS, the Board of Madison Township Trustees has determined that the public safety and welfare would be best served by regulations prohibiting parking on roads within the unincorporated areas of Madison Township.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MADISON TOWNSHIP TRUSTEES THAT:

SECTION 1. The Board of Madison Township Trustees, Lake County, Ohio under the authority granted in Ohio Revised Code 505.17(A) hereby prohibit parking for more than a twenty-four (24) hour period of all types of motor vehicles (licensed or unlicensed), trailers, or equipment capable of transporting individuals on roadways within the unincorporated areas of the township.

SECTION 2. Parking shall be prohibited as follows:

1. Parking is prohibited on the fire hydrant side of any road.
2. Parking is prohibited on tree lawns within the road right-of-way.
3. Parking is prohibited within fifty (50) feet of any intersection or crosswalk.
4. Parking is prohibited in front of any public or private driveway.
5. Parking is prohibited in front of any mailbox.
6. Parking is prohibited alongside or opposite any street excavation.
7. Parking is prohibited within any portion of a cul-de-sac.
8. Parking is prohibited on all Madison Township maintained roads when snowfall accumulation exceeds two (2) inches in depth.
9. Violation of this resolution constitutes a minor misdemeanor carrying such penalties as provided therefore by the Ohio Revised Code. Fines levied and collected under Ohio Revised Code Section 505.17(A) shall be paid into the township general revenue fund.

SECTION 3. In accordance with Ohio Revised Code Section 4521.02 a violation of this parking resolution shall not be considered a criminal offense for any purpose. An individual who commits a parking violation shall not be arrested as a result of the commission of the violation. Such

violation shall be handled pursuant to section 4521.02 of the Ohio Revised Code. An individual guilty of violating this parking resolution will be fined in accordance with the fine scheduled established by Painesville Municipal Court the court of jurisdiction in its schedule of fines pursuant to Traffic Rule 13(c) for a substantively comparable violation. No fine adopted or additional penalty prescribed pursuant to this resolution shall exceed one hundred fifty dollars (\$150.00) plus cost and other administrative charges per violation. Failure to remove a vehicle or trailer in violation of this resolution may result in impoundment or immobilization of the vehicle or trailer found standing or parked in violation of this resolution. The owner of a vehicle or trailer impounded under this resolution shall post a bond or deposit cash in an amount required by the towing company impounding said vehicle or trailer to obtain release of the vehicle or trailer. In no case shall that bond or cash deposit exceed one thousand dollars (\$1,000.00) to obtain the release of the vehicle or trailer. An individual ticketed for violating this resolution must remove said vehicle or trailer from the township street within twenty-four hours (24) of receiving a parking violation ticket. Failure to do so within the prescribed time will constitute a second violation of this parking resolution.

SECTION 4. This parking resolution applies to roads in the unincorporated areas of Madison Township.

SECTION 5. That it is found and determined that all formal actions of this Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board and that all deliberations of this Board and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6. This Resolution shall take effect and be in force at the earliest period allowed by law.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Sarah Hamercheck, Fiscal Officer, Tim Brown, Township Administrator, Troy Hagar, Police Chief, Lieutenant Elizabeth Kirk, MTPD, Paul Cook, Service Department Supervisor, Max Ungers Zoning Inspector, Chris Bernard, Asst. Zoning Inspector, Gary Pasqualone, Solicitor, and Painesville Municipal Court.

Mr. Gauntner seconded the motion to adopt the Resolution.

ROLL CALL: Mr. Anderson: Yes

Mr. Gauntner: Yes

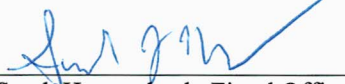
Mr. Wayman: Yes

Resolution Adopted
Sarah Hamercheck, Fiscal Officer

Fiscal Officer's Certification:

I, Sarah Hamercheck duly elected Fiscal Officer of Madison Township, Lake County, Ohio, do hereby certify that this is a true and accurate copy of a resolution adopted by the Board of Madison Township Trustees on April 25, 2024.

WITNESS MY HAND this 25th day of April 2024, in Madison Township, Lake County, Ohio.



Sarah Hamercheck, Fiscal Officer
Madison Township, Lake County, Ohio