

JACKSON TOWNSHIP BOARD OF TRUSTEES, STARK COUNTY, OHIO

RESOLUTION

RESOLUTION NO. 23-085

ADOPTED: 4-11-23

SUBJECT: Amended Use of Yard Waste Drop Off Area Legislation

The Board of Trustees of Jackson Township, Stark County, Ohio, met in regular session on the 11th day of April, 2023 with the following members present:

Todd J. Hawke
John E. Pizzino
Justin B. Hardesty

Trustee HAWKE moved for the adoption of the following resolution:

WHEREAS, the Use of Yard Waste Drop Off Area Legislation was previously adopted on August 23, 2004 (recorded as 04-094; Home Rule Legislation 10) and;

BE IT RESOLVED THAT pursuant to Ohio Revised Code Sections 504.04 (A)(1) and (2), and 504.05, we hereby amend, adopt, and approve the attached Amended Use of Yard Waste Drop Off Area Legislation, effective 30 days from the enactment of this Resolution and request the Fiscal Officer publish the attached Notice of this Resolution.

BE IT FURTHER RESOLVED, those sections of Home Rule Legislation 10 which have not been amended as provided for herein, shall remain in full force and effect, a copy of which is attached to and made a part of this resolution, which shall supersede all previous resolutions.

BE IT FURTHER RESOLVED THAT the Board of Trustees by a majority vote hereby dispense with the requirement that this resolution be read on two separate days, and authorize the adoption of a resolution upon its first reading.

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

Mr. Hawke YES
Mr. Pizzino YES
Mr. Hardesty YES

The foregoing is a true and correct counterpart of Resolution Number 23-085, duly adopted on April 11, 2023 and filed with me as the Township Fiscal Officer on April 12, 2023.


Randy Gonzalez, Fiscal Officer

The foregoing resolution is approved as to form:


Michael B. Vaccaro, Law Director

NOTICE

Notice is hereby given that the Board of Trustees of Jackson Township, Stark County, Ohio, by Resolution No. 23-???, adopted the following resolution effective May 11, 2023:

BE IT RESOLVED THAT pursuant to Ohio Revised Code Sections 504.04 (A)(1) and (2), and 504.05, we hereby amend, adopt, and approve the attached Amended Use of Yard Waste Drop Off Area Legislation, effective 30 days from the enactment of this Resolution.

These Rules and Regulations may be found at www.jacksontwp.com.

Notice is further given that a complete text of the above resolution of the Jackson Township Board of Trustees may be obtained or inspected at the Office of the Township Fiscal Officer, 5735 Wales Avenue NW, Jackson Township, Ohio from 8:00 a.m. to 4:30 p.m., Monday through Friday. All other revisions, codifications, recodifications, or rearrangement of resolutions was done pursuant to ORC Chapter 504.

This advertisement is also posted on the state public notice web site (www.publicnoticesohio.com) established under section 125.182 of the Revised Code and on the Jackson Township web site (www.jacksontwp.com).

**BY THE ORDER OF THE BOARD OF JACKSON TOWNSHIP TRUSTEES
STARK COUNTY, OHIO**

Mary Smith, Legal Assistant, 5735 Wales Avenue NW, Massillon, OH 44646, 330-832-2918 ext. 2115, msmith@jacksontwp.com

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JACKSON TOWNSHIP, STARK COUNTY, OHIO

REGULATIONS GOVERNING THE YARD DEBRIS/WASTE DROP-OFF SITE

Section 100. DEFINITIONS.

- A. "Commercial lawn or tree service" means a person or business for hire who provides custom design landscapes, estate landscape management and grounds/yard maintenance services to include yard mowing, and tree trimming and removal services.
- B. "Commercial Real Estate" is real property located in the unincorporated or incorporated areas of the township which are in commercial and industrial zones as identified in the Jackson Township Zoning Resolution amended from time-to-time.
- C. "Corporate Owned" or "Rental Property" means a single family home, apartment, condominium and/or duplex used in business (for-profit or non-profit) that are purchased by the owner and inhabited by tenants governed by a lease or other type of rental agreement.
- D. "Deposit" means to throw, drop, discard, or place.
- E. "GVW" means the gross vehicle weight rating (GVWR), or gross vehicle mass (GVM) is the maximum operating weight/mass of a vehicle as specified by the manufacturer including the vehicle's chassis, body, engine, engine fluids, fuel, accessories, driver, passengers and cargo but excluding that of any trailers.
- F. "Litter" means garbage, trash, waste, rubbish, ashes, cans, bottles, wire, paper, cartons, boxes, automobile parts, furniture, glass, treated wood, construction grade materials or anything else of an unsightly or unsanitary nature.
- G. "Person" means an individual person, firms, partnerships, limited liability companies, or corporations, their agents, trustees, heirs or assigns.
- H. "Public property" includes any private property or public property open to the public for the conduct of business, the provision of a service, or upon the payment of a fee.
- I. "Resident" means an individual living in a single family home (owner occupied) in the unincorporated and incorporated areas of Jackson Township, Stark County, Ohio.

- J. "Yard debris/waste" means grass, grass clippings, bushes, shrubs, and clippings from bushes, shrubs, and tree or plant branches not larger than two (2") inches in diameter, and longer than four (4') feet.

Section 101. HOURS OF OPERATION.

- A. Hours of operation shall be established by the Jackson Township Board of Trustees and may vary due to seasonal needs of the community.

Section 102. PERMISSIBLE USE OF YARD DEBRIS/WASTE DROP-OFF SITE.

- A. Residents may bring properly sized yard waste from their township properties to the Jackson Township Yard Debris/Waste Drop-off site during established hours of operation, and deposit the yard waste in the designated drop-off area.
- B. Owners of commercial real estate, corporate owned housing and rental properties are not eligible to bring properly sized yard waste from their township properties to the Jackson Township Yard Debris/Waste Drop-off site.

Section 103. VIOLATIONS.

- A. Commercial lawn and/or commercial tree services (resident and non-resident) are prohibited from depositing yard waste and non-yard waste at the site.
- B. Commercial businesses, commercially labeled or unlabeled vehicles or vehicles in excess of 9500 (3/4 ton pick-up truck) GVW (resident and non-resident) are prohibited from depositing at the site. Trailers in excess of twelve (12) feet in length are prohibited from depositing at the site.
- C. No person, regardless of intent, shall deposit, litter or cause litter to be deposited on any public property or private property to include the following materials:
 - 1. Plastic bags (may be used for transport, but must be removed from site)
 - 2. cut trees
 - 3. logs
 - 4. stumps
 - 5. branches larger than three (3") inches in diameter, and longer than five(5') feet
 - 6. construction materials
 - 7. treated wood
 - 8. dirt
 - 9. stones

- D. No person, regardless of intent, shall deposit yard waste or cause yard waste to be deposited outside the designated drop-off area for yard waste

Section 104. PENALTY.

- A. Whoever violates this Legislation shall be issued a civil citation in the amount of five hundred dollars (\$500.00) on the first offense and a civil citation in the amount of one thousand dollars (\$1,000.00) for each subsequent offense under this Section. All fines collected for violation of this Resolution shall be paid into the General Fund.

Section 105. SEVERABILITY.

- A. If any of the provisions in any of the sections of the above legislation should be rendered invalid or unenforceable by the enactment of statutory law or by a Court of competent jurisdiction from whose final judgment or decree no appeals have been taken within the time provided thereof or by any administrative or executive official having authority to rule in the matter, such legislation, decision or ruling shall not affect the validity of the surviving portions of this legislation which shall remain in full force and effect as if such invalid portion thereof had not been included therein.

Section 106. EFFECTIVE DATE.

- A. This Legislation shall be effective thirty (30) days after passage by the Board of Trustees.