

7:30 -
+ Aubrey - Absent
- Excused - Mother died yesterday

AGENDA

DATE: JANUARY 16, 2001
PLACE: COUNCIL CHAMBERS
TIME: 7:30 P.M.

THERE ARE NO PUBLIC HEARINGS TONIGHT

1. ROLL CALL
2. INVOCATION - COUNCILMAN PAUL LAMBERT
3. PLEDGE OF ALLEGIANCE
4. READING OF THE JOURNAL
5. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA
6. INTRODUCTION OF ORDINANCES AND RESOLUTIONS

- ADD ORD 15 to Agenda

ORDINANCE NO. 7 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp. 8-0
Pass 8-0*
AN ORDINANCE accepting the Final Plat for Autumn Ridge Estates Phase IV, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 8 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp. 8-0
Pass 8-0*
AN ORDINANCE accepting the Final Plat for Autumn Ridge Estates Phase V, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

ORDINANCE NO. 9 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp. 8-0
Pass 8-0*
AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio, and declaring an emergency.

ORDINANCE NO. 10 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp. 8-0
Pass 8-0*
AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Townships, and declaring an emergency.

ORDINANCE NO. 11 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp. 8-0
Pass 8-0*
AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Townships, and declaring an emergency.

ORDINANCE NO. 12 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

*Susp. 8-0
Pass 8-0*
AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement with the State of Ohio Department of Transportation for the usage of State Route 21 for the detour of I-77, and declaring an emergency.

JANUARY 16, 2001

ORDINANCE NO. 13 - 2001 BY: FINANCE COMMITTEE

*Susp 8-0
Poss 8-0*
AN ORDINANCE making certain appropriations from the unappropriated balance of the Community Development Block Grant Program Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, and declaring an emergency.

ORDINANCE NO. 14 - 2001 BY: FINANCE COMMITTEE

*Susp 8-0
PRD 8-0*
AN ORDINANCE making certain transfers in the 2001 appropriation from The Legends Golf Fund to the Bond Retirement Legends Fund, of the City of Massillon, Ohio, and declaring an emergency.

ORD 15-2001
RESOLUTION NO. 3 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp 8-0
PRD 8-0
1st Reading*
A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on December 14th wherein the Zoning Board of Appeals approved a variance for setbacks to a vacant lot located at Woodland Ave., S.E. and known as Lot No. 11418 in the City of Massillon, Ohio, and declaring an emergency

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

Approved 8-0
A). MAYOR SUBMITS BOARDS AND COMMISSIONS FOR APPROVAL FOR 2001

B). MAYOR SUBMITS MONTHLY REPORT FOR DECEMBER - 2000

C). POLICE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER - 2000

D). FIRE CHIEF SUBMITS MONTHLY REPORT FOR DECEMBER - 2000

E). TREASURER SUBMITS MONTHLY REPORT FOR DECEMBER - 2000

*1-29-2000 @ 5:00 pm
Park & Rec - presentation @ 5:30 pm*
11. REPORTS OF COMMITTEES

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS

13. CALL OF THE CALENDAR

Tabled 2001 (2-5-01)
ORDINANCE NO. 233 - 2000 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of Houston Street S.W., and declaring an emergency

14. THIRD READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 265 - 2000 BY: FINANCE COMMITTEE

AN ORDINANCE imposing an additional municipal motor vehicle license fee pursuant to Section 4504.17 of the Ohio Revised Code, and declaring an emergency.

NOTING Tabled TO MARCH 5, 2001 - BRYAN (8-0)

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 1 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

2-5 @ 7:00pm - P.H.

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from R-2 Single Family Residential to RM-1 Multiple Family Residential.

ORDINANCE NO. 2 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

2-5 @ 7:15pm - P.H.

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from Perry Township to Massillon Zoning, and declaring an emergency.

ORDINANCE NO. 3 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

2-5 @ 7:20pm P.H.

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from Perry Township to Massillon Zoning, and declaring an emergency.

ORDINANCE NO. 4 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

2-5 @ 7:25pm P.H.

AN ORDINANCE amending Section 1151.02 of the Massillon Code rezoning a certain tract of land from Tuscarawas Township to Massillon Zoning, and declaring an emergency

RESOLUTION NO. 1 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

unneeded 2/3 per sec 4 - since did not need 30 days

A RESOLUTION declaring the intention of the City of Massillon, Ohio to appropriate property within the corporate limits pursuant to the authority in CHAPTER 719 of the Ohio Revised Code, and declaring the necessity to acquire property for the purpose of redevelopment.

RESOLUTION NO. 2 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

2ND - Ready

A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on December 14th, 2000 wherein the Zoning Board of Appeals denied a variance to operate a business as it relates to property owned by Robert F. and Kay L. Eckenrode and known as Lot No. 15069, located at 2175 Cyprus Drive S.E., in the City of Massillon, Ohio, and declaring an emergency.

16. NEW AND MISCELLANEOUS BUSINESS

17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA

18. ADJOURNMENT

**SHARON HOWELL
COUNCIL CLERK**

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS


LEGISLATIVE DEPARTMENT

ORDINANCE NO. 7 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat for Autumn Ridge Estates Phase IV, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Final Plat for Autumn Ridge Estates Phase IV in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted and that the dedication to public use of the streets and alleys thereon shown, be, and the same is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held December 13th, 2000. The undertaking given by the owners for improvement of streets and now on file with the City Engineer is approved. The description of Autumn Ridge Estates Phase V is as follows:

Being Known as Part of Out Lot 502, a 8.400 acre parcel located between 29th Street N.W. and Ford Street N.W. This plat creates a total of 24 R-2 Single Family Residential lots. Autumnal Avenue N.W. shall be dedicated as a City street.

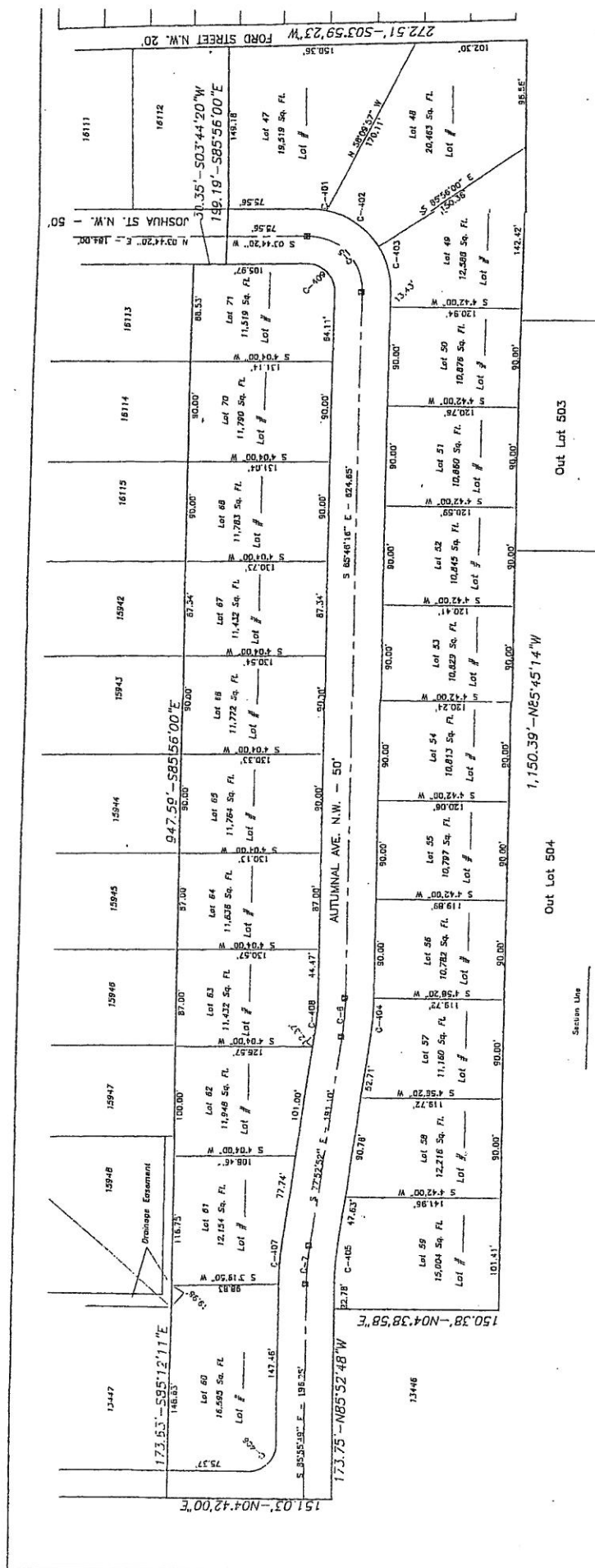
Section 2:

This Ordinance is declared to be an emergency measure for the reason that said plat is urgently needed for the development of this area and for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

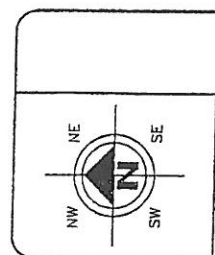
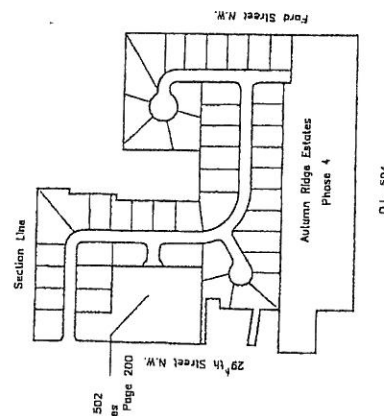
APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: Nov. 2000	DATE: Nov. 2000
Autumn Ridge Estates Phase IV	

ACREAGE SUMMARY

LOTS =	6.900 Ac.
ROADS =	1.500 Ac.
<u>TOTAL =</u>	<u>8.400 Ac.</u>



DATE: January 16, 2001 CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

Passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 8 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE accepting the Final Plat for Autumn Ridge Estates Phase V, in the City of Massillon, Stark County, Ohio, presently on file in the office of the City Engineer, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Final Plat for Autumn Ridge Estates Phase V in the City of Massillon, Stark County, Ohio, presently on file in the Office of the City Engineer, is hereby approved and accepted and that the dedication to public use of the streets and alleys thereon shown, be, and the same is hereby accepted and confirmed. This plat was approved by the Planning Commission at a meeting held December 13th, 2000. The undertaking given by the owners for improvement of streets and now on file with the City Engineer is approved. The description of Autumn Ridge Estates Phase V is as follows:

Being Known as Part of Out Lot 502, a 2.816 acre parcel located between 29th Street N.W. and Ford Street N.W. This plat creates a total of 8 R-2 Single Family Residential lots. Davis Circle N.W. shall be dedicated as a City street.

Section 2:

This Ordinance is declared to be an emergency measure for the reason that said plat is urgently needed for the development of this area and for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

29th Street N.W. - 50' R/W

S 85°42'27" E - 410.12'

Gordon Ave. N.W. - 50' R/W

N 85°42'27" W

95.18'

C-106

Lot 20

10,235 Sq. Ft.

Lot #

120.98'

S 85°18'00" E

87.50'

Lot 21

10,629 Sq. Ft.

Lot #

121.97'

S 85°18'00" E

87.50'

Lot 22

10,715 Sq. Ft.

Lot #

122.96'

S 85°18'00" E

87.70'

Lot 22

10,845 Sq. Ft.

Lot #

123.94'

N 85°38'32" W - 173.59' MEAS.

(175' REC.)

LOT 13451

3/4" PIPE

100.34'

LOT 13450

S 85°46'58" E - 173.29' MEAS.

(175' REC.)

30.00'

N 4°42'00" E

25.00'

25.00'

319.44'

344.44' - N 85°46'58" W

15750

15751

15752

15753

15754

15755

15756

15757

15758

15937

15938

15951

15939

S 85°42'27" E - 193.46'

Lot 15

15,922 Sq. Ft.

Lot #

Lot 14

15,446 Sq. Ft.

Lot #

20' SEWER/

DRAINAGE EASEMENT

125.20'

N 85°42'27" W

25.26'

21.75'

1" PIPE

Lot 13

13,543 Sq. Ft.

Lot #

1" PIPE

149.98'

N 04°48'54" E - 149.98' MEAS.

181.87'

S 45°11'35" W

1" PIPE

Lot 12

14,285 Sq. Ft.

Lot #

Davis Cir. N.W. - 50' R/W

Lot 15

15,922 Sq. Ft.

Lot #

128.38'

S 04°03'17" W

34.30'

S 85°42'27" E

50.00'

53°49'01" W

140.00' - N 85°42'27" W

158.57' - S 4°03'17" W

159.52'

N 85°42'27" W

34.30'

C-203

C-202

C-201

C-504

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DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 9 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that it is necessary to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon. The contract for services shall not exceed Thirteen Thousand Dollars (\$13,000.00).

Section 2:

The Mayor of the City of Massillon is hereby authorized to enter into a contract with Stark County Regional Planning Commission for Housing Rehabilitation Services in the City of Massillon, Ohio.

Section 3:

Upon delivery of the aforesaid agreement, the Director of Public Service and Safety is hereby authorized to issue vouchers to the Auditor of the City of Massillon, Ohio, directing prompt payment for said agreement and the City Auditor is authorized and directed to honor and pay said vouchers.

Section 4:

This Ordinance is declared to be an emergency measure immediately necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is needed to assist the City of Massillon in its Housing Rehabilitation Program. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

ATTEST: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 10 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Townships, and declaring an emergency.

WHEREAS, Massillon Township was erected to conform with the corporation limits of the City of Massillon, Stark County, Ohio by the Board of County Commissioners on August 19, 1963, and

WHEREAS, the corporation limits of the City of Massillon, Ohio, have been enlarged since the erection of said Massillon Township, through the annexation of one tract of land comprising a part of Perry Township, and

WHEREAS, these annexed lands are still shown as a part of Perry Township and the County Commissioners must amend the boundaries.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that the corporation limits of the City of Massillon includes one tract of land which is part of Perry Township, Stark County, Ohio, and that it will be in the public interest of the City to have the boundaries of said Perry Township changed by excluding this tract of land from said Perry Township and adding this one tract of land to Massillon Township within the corporation limits of the City.

Section 2:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07 Ohio Revised Code, to change the Township boundaries of Perry Township and Massillon Township, all in Stark County, Ohio, by excluding from said Perry Townships and by adding to said Massillon Township the respective areas thereof which are presently located within the corporation limits of the City of Massillon, Ohio, which areas are described as follows:

Known as and being Part of the Northwest Quarter Section 33 of Perry Township, Stark County, Ohio and being further described as follows:

Beginning at the Southeast corner of the Northwest Quarter Section 33, Perry Township;
Thence along the southerly line of said Quarter Section N 82°43'00" W and along the existing City of Massillon Corporation Line, Stark County, Ohio, a distance of 775.41' to a point; Thence N 07°31'10" E, along the westerly line of Out Lot 753 in the City of Massillon, Ohio, a distance of 55.05' to a point, said point being the true place of beginning of the Tract herein described;

Thence N 67°45'56" E, along the easterly line of a Tract of land currently or previously owned by the Sterilite Corporation of Ohio as recorded in Official Records Imaging Number 96012674 in Stark County, Ohio, and along the existing City of Massillon Corporation Line, a distance of 133.38' to a point;

Thence following said Sterilite Tract and existing City of Massillon Corporation Line the following course:

A curve to the left having a chord bearing of N 37°30'22" E, a chord length of 196.53', a central angle of 60°31'09" and a arc distance of 205.97' to a point;

Thence N 07°14'45" E, a distance of 1167.05' to a point;

Thence a curve to the left having a chord bearing of N 05°15'11" W, a chord length of 116.87', a central angle of 24°59'53" and a arc distance of 117.80' to a point;

Thence N 84°15'36" W, a distance of 182.70' to a point;

Thence S 07°31'10" W, a distance of 1511.76' to a point, said point also being the true place of beginning containing 6.984 acres, more or less, in the Northwest Quarter Section 33 Perry Township.

Petitioners have attached hereto and made a part of this petition a map showing the accurate boundaries of the territory sought to be annexed marked "Map of territory to be annexed to the City of Massillon."

Section 3:

Attached hereto and made a part of this Ordinance is a map covering the tract of land described in Section 2 of this Ordinance.

Section 4:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07, Ohio Revised Code, to add the one tract of land described in Section 2 of this Ordinance to Massillon Township, Stark County, Ohio.

Section 5:

Upon passage of this Ordinance the Clerk of Council is directed to forward a certified copy thereof and the attached map, together with an authenticated copy of the proceedings relating thereto, to the Board of County Commissioners of Stark County, Ohio.

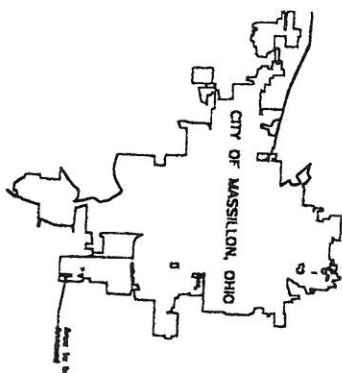
Section 6:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of this community and for the further reason that the timely resolution of its subject matter is essential for making the boundary lines of Massillon Township conform with the corporation lines of the City of Massillon, Ohio. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

[illegible]

Number of Study Participants	1,000	Index
Number of Control Groups	1,000	Index
Number of Treatment Groups	1,000	Index

Date, Day, Location: 21 May 1998, 11:00 AM, 11:00 AM, 11:00 AM

[illegible]

11-1-19

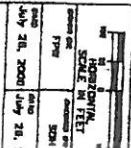
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1

Remembering in What _____ Page _____ Why _____ day _____

day of _____ 1975

Annexation Map
Pl. of N.W. Qtr. Sec. 33
Perry Township
Stark County, Ohio



REVISIONS:	
DATE	DESCRIPTION

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SHAKOJOI, DWIG

Form 10-1

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 11 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE petitioning the Board of County Commissioners of Stark County, Ohio, for a change in the township lines of Massillon and Perry Townships, and declaring an emergency.

WHEREAS, Massillon Township was erected to conform with the corporation limits of the City of Massillon, Stark County, Ohio by the Board of County Commissioners on August 19, 1963, and

WHEREAS, the corporation limits of the City of Massillon, Ohio, have been enlarged since the erection of said Massillon Township, through the annexation of one tract of land comprising a part of Perry Township, and

WHEREAS, these annexed lands are still shown as a part of Perry Township and the County Commissioners must amend the boundaries.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon, Ohio, hereby finds that the corporation limits of the City of Massillon includes one tract of land which is part of Perry Township, Stark County, Ohio, and that it will be in the public interest of the City to have the boundaries of said Perry Township changed by excluding this tract of land from said Perry Township and adding this one tract of land to Massillon Township within the corporation limits of the City.

Section 2:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07 Ohio Revised Code, to change the Township boundaries of Perry Township and Massillon Township, all in Stark County, Ohio, by excluding from said Perry Townships and by adding to said Massillon Township the respective areas thereof which are presently located within the corporation limits of the City of Massillon, Ohio, which areas are described as follows:

Situated in the township of Perry, County of Stark, and State of Ohio, and known as being part of the Southwest Quarter of Section 6, Township 10, (Perry), Range 9, and more fully bounded and described as follows:

Beginning for reference at a point marking the Southwest Corner of the Southwest Quarter of Section 6, Perry Township;

Thence S 84°52'00" E, along the south line of said section a distance of 92.40 feet to a point, said point being in the centerline of Earl Road;

Thence, continuing along said centerline on a bearing of N 43°12'00" E a distance of 167.00 feet to a point; said point being the true place of beginning for the tract of land herein described;

Thence, continuing along centerline of Earl Road on a bearing of N 43°12'00" E, a distance of 453.80 feet to a point;

Thence, on a bearing of S 46°48'00" E, a distance of 625.80 feet to a point;

Thence, on a bearing of S 05°15'00" E, a distance of 104.60 feet to a point; said point being on the South line of Section 6, Perry Township;

Thence, along said section line, on a bearing of N 84°52'00" W, a distance of 499.18 feet to a point;

Thence, on a bearing of N 60°38'00" W, a distance of 320.38' to a point, said point being the true place of beginning and containing 4.92 acres of land, more or less.

The above described tract of land to be annexed is as compiled by deeds of record and record plats by the City of Massillon Engineering Department.

Section 3:

Attached hereto and made a part of this Ordinance is a map covering the tract of land described in Section 2 of this Ordinance.

Section 4:

The Board of County Commissioners of Stark County, Ohio, are hereby petitioned under the authority of Section 503.07, Ohio Revised Code, to add the one tract of land described in Section 2 of this Ordinance to Massillon Township, Stark County, Ohio.

Section 5:

Upon passage of this Ordinance the Clerk of Council is directed to forward a certified copy thereof and the attached map, together with an authenticated copy of the proceedings relating thereto, to the Board of County Commissioners of Stark County, Ohio.

Section 6:

This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of this community and for the further reason that the timely resolution of its subject matter is essential for making the boundary lines of Massillon Township conform with the corporation lines of the City of Massillon, Ohio. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR



DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 12 - 2001

BY: STREET, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety to enter into an agreement with the State of Ohio Department of Transportation for the usage of State Route 21 for the detour of I-77, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon, Ohio, hereby determines that it would be in the best interest of the City of Massillon to enter into an agreement with the State of Ohio Department of Transportation for the usage of State Route 21 for the detour of I-77

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to enter into a contract agreement with the State of Ohio Department of Transportation for the usage of State Route 21 for the detour of I-77.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety, and welfare of the community, and for the reason that it is necessary that an agreement between the City of Massillon and ODOT be entered into for use of State Route 21 for the detour of I-77 Project. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO.13 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Community Development Block Grant Program Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

There be and hereby is appropriated from the unappropriated balance of the Community Development Block Grant Program Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, the following:

\$10,930.62 to an account entitled "Joe Sparma Center" 1203.845.2832

Section 2:

This Ordinance is hereby declared to be an emergency measure, for the reason that said vehicle is needed for the assist with the renovation of the gymnasium area of the Joe Sparma Community Center, and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 14 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain transfers in the 2001 appropriation from The Legends Golf Fund to the Bond Retirement Legends Fund, of the City of Massillon, Ohio, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

There be and hereby is transferred from the 2001 appropriation from The Legends Golf Fund to the Bond Retirement Legends Fund, of the City of Massillon, the following:

\$ 96,000.00 FROM: "Transfer To" 2104.920.2710
TO: "Transfer In - Debt" 1302.940.1860

Section 2:

This Ordinance is hereby declared to be an emergency measure, the reason for the emergency being that said funds are necessary for the interest payment on the bonds that were issued the operation of The Legends Golf Course and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO.15 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Restaurant License Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, and declaring an emergency.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

There be and hereby is appropriated from the unappropriated balance of the Restaurant License Fund of the City of Massillon, Ohio, for the year ending December 31, 2001, the following:

\$16,071.60 to an account entitled "Car Purchase" 1211.720.2510

Section 2:

This Ordinance is hereby declared to be an emergency measure, for the reason that said vehicle is needed for the assist in the Health Department, and for the preservation of the public health, safety and welfare of the community. Provided it receives the affirmative vote of two-thirds of the elected members to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR

DATE: January 16, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

2/5/01 - 2nd Reading
2/20/01 - Passed
LEGISLATIVE DEPARTMENT

COUNCIL CHAMBERS

RESOLUTION NO. 3 - 2001

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on December 14th, 2000 wherein the Zoning Board of Appeals approved a variance for setbacks to a vacant lot located at Woodland Ave., S.E. and known as Lot No. 11418 in the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, the Massillon Zoning Board of Appeals on December 14th, 2000 approved a variance for setbacks to a vacant lot located at Woodland Ave., S.E. and known as Lot No. 11418 in the City of Massillon, Ohio.

WHEREAS, on December 22nd, 2000, a Notice of Appeal pursuant to Section 1129.09 of the Massillon Zoning Code was filed with the Clerk of Council by Shahrokh Parhizgar, appealing a decision in Case No. 977 of the Massillon Zoning Board of Appeals.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section 1:

The Council of the City of Massillon, Ohio, deems it is in the best interest for proper community growth to reverse the decision of the Massillon Zoning Board of Appeals made on December 14th, 2000 in Case No. 9779, in regards to the setbacks of the vacant lot at Woodland Avenue S.E., Lot No. 11418 Massillon, Ohio.

Section 2:

This Resolution is declared to be an emergency measure in that the reversal of the decision of the Massillon Zoning Board of Appeals is essential for the proper community growth and hence immediately necessary for the preservation of the health, safety and welfare of the community. Therefore, this Resolution shall be in full force and effect immediately from and after passage and approval by the Mayor.

PASSED IN COUNCIL THIS _____ DAY OF _____ 2001

APPROVED: _____
SHARON HOWELL, CLERK OF COUNCIL DENNIS D. HARWIG, PRESIDENT

APPROVED: _____
FRANCIS H. CICCHINELLI, JR., MAYOR