

AGENDA

DATE: SEPTEMBER 17, 2001

PLACE: COUNCIL CHAMBERS

TIME: 7:30 P.M.

**THERE ARE TWO PUBLIC HEARINGS TONIGHT
PROPOSED AMENDMENT TO CITY ZONING CODE
HOME OCCUPATIONS (no ordinance yet) 6:30 PM
ORDINANCE NO. 200 - 2001 7:15 PM**

1. ROLL CALL
2. INVOCATION COUNCILMAN 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

ORDINANCE NO. 203 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*Susp 9-0
Pass 9-0*
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the transfer and the release of easements and rights-of-way for public road, highway and travel purposes. This transfer to the City of Massillon of 1.385 acres of real state is known by the U.S. Government as EBS of Tracts Nos. Parcel- Tract B: Parcel 61B- Tract 72, and declaring and emergency.

ORDINANCE NO. 204- 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

*1st Rd
Susp 9-0
Pass 8-1*
AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio to enter into an agreement for the purchase of property known as the west half of Lot #2571 in the City of Massillon, Stark County, Ohio, which is currently owned by Frankie Layfield and Sandra Riffill, and declaring and emergency.

ORDINANCE NO. 205- 2001 BY: SEWER AND WASTE COMMITTEE

*Susp 9-0
Pass 9-0*
AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio to prepare plans and specifications, advertise for and receive sealed bids and enter into a contract , upon award and approval of the Board of Control, with the lowest and best bidder for laboratory services at the Wastewater Treatment Plant in the City Of Massillon, and declaring an emergency.

ORDINANCE NO. 206 -2001 BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

1st
AN ORDINANCE Amending Section 2(D) OCCUPATION LIST OF CLASS TILES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No.127 - 1997 by repealing Section 2(D) OCCUPATION LISTS OF CLASS TILES- WASTEWATER TREATMENT DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TILES - WASTEWATER TREATMENT DEPARTMENT in the City of Massillon, Ohio. and declaring and emergency

SEPTEMBER 17, 2001

ORDINANCE NO. 207- 2001 BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to submit applications for Ohio Public Works Commission Funding for various projects for the year 2002 and to execute said contracts when approved, and declaring an emergency.

ORDINANCE NO. 208 - 2001 BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the Police Pension Fund, Fire Pension Fund, Wastewater Treatment Fund, General Fund, Restaurant License Fund, and the Home Health Fund for the year ending December 31, 2001, and declaring an emergency.

RESOLUTION NO. 22 - 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

A RESOLUTION agreeing to participate in the Stark County Cooperative Salt Purchasing Program.

7. UNFINISHED BUSINESS

8. PETITIONS AND GENERAL COMMUNICATIONS

A). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM STADIUM OF MASSILLON INC., DBA STADIUM, 2700 ERIE STREET., MASSILLON, OHIO 44647, TO RONALD P. WIGAL INC., DBA NEW STADIUM, 2700 ERIE STREET S. MASSILLON, OHIO, 44647.

B). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM APPLE AMERICAN LIMITED, PARTNERSHIP OF OHIO, DBA APPLEBEES, 32 MASSILLON MARKETPLACE DR SW., MASSILLON, OHIO, 44647, TO APPLE OHIO LLC, DBA APPLEBEES, 32 MASSILLON MARKETPLACE DR SW, MASSILLON, OHIO, 44647.

C). LETTER OHIO DIVISION OF LIQUOR CONTROL REGARDING A TRANSFER OF LIQUOR LICENSE FROM DEBORAH A KNEPPER, DBA TRACKS, 522 THIRD ST SE 1ST FL, MASSILLON, OHIO, 44646, TO D R D OF MASSILLON INC., DBA TRACKS 522 THIRD ST SE 1ST FL, MASSILLON, OHIO 44646

9. BILLS, ACCOUNTS AND CLAIMS

10. REPORTS FROM CITY OFFICIALS

A). MAYOR SUBMITS MONTHLY REPORT FOR AUGUST - 2001

B). POLICE CHIEF SUBMITS MONTHLY REPORT FOR AUGUST- 2001

C). FIRE CHIEF SUBMITS MONTHLY REPORT FOR AUGUST - 2001

D). TREASURER SUBMITS MONTHLY REPORT FOR AUGUST - 2001

11. REPORTS OF COMMITTEES
12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBERS
13. CALL OF THE CALENDAR
14. THIRD READING ORDINANCES AND RESOLUTIONS

Pass
ORDINANCE NO. 187- 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of a certain public alley, and declaring an emergency.

Pass
ORDINANCE NO. 188- 2001 BY: STREETS, HIGHWAYS, TRAFFIC & SAFETY COMM

AN ORDINANCE vacating a portion of a certain public alley, and declaring an emergency.

*Tabled
Indef*
ORDINANCE NO. 197 - 2001 BY: HEALTH, WELFARE & BUILDING REG. COMMITTEE

AN ORDINANCE amending Section 1313.02(d) "Definitions" of CHAPTER 1313 "ELECTRICAL CODE" of the Codified Ordinances of the City of Massillon, by adding a new paragraph to Section 1313.02(d) "Definitions" of CHAPTER 1313 ELECTRICAL CODE" of the Codified Ordinances of the City of Massillon, and declaring an emergency.

15. SECOND READING ORDINANCES AND RESOLUTIONS

*Susp
9-0
Pass
9-0*
ORDINANCE NO. 200 - 2001 BY: COMMUNITY DEVELOPMENT & ANNEXATION COMM

AN ORDINANCE authorizing the amendment and reissuance of the City of Massillon, Ohio Adjustable Rate Industrial Development Revenue Bonds, Series 2000 (A.R.E. Inc. Project) previously issued for the purpose of making a loan to assist A.R.E. Inc. in the financing of costs of a "Project" within the meaning of Chapter 165, Ohio Revised Code; authorizing the execution and delivery of a first amendment to loan agreement and a first supplemental trust indenture relating to the bonds; and authorizing the execution and delivery of certain other documents and actions in connection with the issuance of such bonds, 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: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

passed

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 203 - 2001

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio, to accept the transfer and the release of easements and rights-of-way for public road, highway and travel purposes. This transfer to the City of Massillon of 1.385 acres of real state is known by the U.S. Government as EBS of Tracts Nos. Parcel-Tract B; Parcel 61B-Tract B; and Parcel 72, and declaring and 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 it to be necessary in the public health, safety and welfare to authorize the Director of Public Service and Safety of the City of Massillon to accept the transfer and the release to the City of Massillon of easements and rights-of-way for public road, highway and travel purposes. This transfer of 1.385 acres of real state is known by the U.S. Government as EBS of Tracts Nos. Parcel-Tract B; Parcel 61B-Tract B; and Parcel 72, and declaring and emergency.

Section 2:

The Director of Public Service and Safety is authorized to accept transfer and the release to the City of Massillon of easements and rights-of-way for public road, highway and travel purposes. This transfer of 1.385 acres of real state is known by the U.S. Government as EBS of Tracts Nos. Parcel-Tract B; Parcel 61B-Tract B; and Parcel 72, and. upon the execution and approval the said Director of Public Service and Safety is further authorized to execute and approve all necessary documents to expedite the acceptance of property and release of easement from the U.S. Government.

Section 3:

It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4:

This Ordinance is hereby 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 the acquisition of the real estate is necessary for further development within the downtown area of the City of Massillon for the completion of the Lincoln Centre Phase III 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

NUE S.W.

N WAY WEST

WATER AVE.

N

Federal Ave

Item 3

Item 2

Item 1

SEE DISPOSAL NOTE NO. 4
FIRST STREET N.W.

PROPOSED STORM SEWER
61 Tr. C
SEE DISPOSAL NOTE NO. 2

CD 10 Tr. B PROPOSED
WATER MAIN

CD 10 Tr. A

CD 10 Tr. B

CD 10 Tr. C

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DATE: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 204 - 2001

passed

BY: COMMUNITY DEVELOPMENT & ANNEXATION COMMITTEE

TITLE: AN ORDINANCE authorizing and directing the Director of Public Service and Safety of the City of Massillon, Ohio to enter into an agreement for the purchase of property known as the west half of Lot #2571 in the City of Massillon, Stark County, Ohio, which is currently owned by Frankie Layfield and Sandra Riffill, and declaring an emergency.

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

Section 1:

The real property owned by Frankie Layfield and Sandra Riffill, and known as the west half of Lot #2571 in the City of Massillon, is needed for the completion of Lincoln Centre Phase III Project.

Section 2:

The Director of Public Service and Safety is authorized to enter into an agreement to purchase the above described real estate for Seventy-Five Thousand Dollars (\$ 75,000.00) and upon the execution and approval the said Director of Public Service and Safety is further authorized to execute and approve all necessary documents to expedite the purchase of said real estate.

Section 3:

The City Auditor of the City of Massillon is hereby authorized to pay the purchase price of Seventy-Five Thousand Dollars (\$75,000.00).

Section 4:

It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5:

This Ordinance is hereby 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 the acquisition of the real estate is necessary for further development within the downtown area of the City of Massillon for the completion of the Lincoln Centre Phase III . 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



THORNE

50'

50'

2571

2568

2567

2572

2573

20' alley

105' 14"

73.43'

73.57'

134.74'

17.50'

164.39'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

16.64'

62.55'

56.94'

134.74'

134.74'

134.74'

134.74'

134.74'

134.74'

DATE: SEPTEMBER 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

passed
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 205 - 2001

BY: SEWER AND WASTE COMMITTEE

TITLE: AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to prepare plans and specifications, advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for laboratory services at the Wastewater Treatment Plant in the City of Massillon, 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 it to be necessary in the public health, safety and welfare to prepare plans and specification, advertise for and receive sealed bids and enter into a contract, upon award and approval of the Board of Control, with the lowest and best bidder for laboratory services at the Wastewater Treatment Plant in the City of Massillon.

Section 2:

The Director of Public Service and Safety of the City of Massillon, Ohio, is hereby authorized and directed to prepare plans and specifications, advertise for and receive sealed bids and to enter into contract, upon award and approval by the Board of Control, with the lowest and best bidder, as authorized in Section I of this Ordinance.

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary to enter advertise for bids and enter into contract for laboratory services as the present contract expires on September 21, 2001. 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: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

*1st reading
2nd reading 10/1/01
Tabled 10/15/01*
LEGISLATIVE DEPARTMENT

ORDINANCE NO. 206 - 2001

BY: RULES, COURTS AND CIVIL SERVICE COMMITTEE

TITLE: AN ORDINANCE amending Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No. 127 - 1997 by repealing Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT, and enacting a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT 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:

Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby repealed.

Section 2:

That a new Section 2(D) OCCUPATION LIST OF CLASS TITLES - WASTEWATER TREATMENT DEPARTMENT of Ordinance No. 127 - 1997 be and is hereby enacted and shall read as follows:

(SEE ATTACHMENT 'A' PAGE 7; AND INSERT IN THE SALARY ORDINANCE 127 - 1997)

Section 3:

That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the community and for the additional reason that the provisions hereby enacted are immediately necessary to employ additional personnel within the Wastewater Treatment Department to comply with the EPA Requirements. 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

CLASS GRADE	SCHEDULE	DEPARTMENT & TITLE DESCRIPTION
		<u>RECREATION DEPT. CONT.</u>
	SE	Laborer-1
	SE	Laborer-2
	SE	Laborer-3
	SE	Laborer-4
	SE	Laborer-5
	SE	Laborer-6
		<u>SOLID WASTE</u> 620
22S	SU UN	Operations Superintendent (Split 1/3)
17S	SU UN	Collection Department Chief (Split 1/2)
15S	SU UN	Collection Department Chief (Split 1/2)
15S	SU UN	Collection/Data Center (Split 1/3)
12S	CL	Collection Clerk Administrator
11S	CL	Collection Clerk Administrator
8S	CL	Billing Clerk
7S	UN	Account Clerk II Typist
6S	UN	Account Clerk I
18H	SU CL	Solid Waste Superintendent
16H	A	Sanitation Group Leader
14H	A	Refuse Collection Foreman
12H	A	Truck Driver
11H	A	Laborer II
10H	A	Storekeeper (Split 1/2)
9H	A	Laborer I
6H	A	Clerk-Dispatcher I
3H	A	Clerk-Dispatcher
1H	A	Temporary Labor
		<u>PART TIME/TEMPORARY/SEASONAL</u>
	MS	*Clerk
		<u>WASTEWATER TREATMENT</u> 610 - 615
29S	SU UN	*City Engineer/Sanitary Engineer
27S	SU UN	Manager
22S	SU CL	Operations Superintendent
22S	SU CL	Maintenance Superintendent
26S	CL	Asst. City Engineer/Sen. Collection Sys. Egr. II
24S	CL	Asst. City Engineer/Sen. Collection Sys. Egr. I
24S	CL	Senior Collection System Engineer.
22S	CL	Collection System Engineer
20S	CL	Industrial Pretreatment Coordinator
20S	SU CL	Maintenance Supervisor
20S	SU CL	Construction Superintendent
20S	UN	Design Superintendent

CONTINUED.....

DATE: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

*1st reading
passed 10/1/01*

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 207 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to submit applications for Ohio Public Works Commission Funding for various projects for the year 2002 and to execute said contracts when approved, 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 it to be necessary and in the public health, safety and welfare to authorize the Mayor of the City of Massillon, Ohio, to submit applications for Ohio Public Works Commission Funding for various projects for the year 2002, and to execute said contracts when approved.

Section 2:

That the Mayor of the City of Massillon, Ohio, is hereby authorized and directed to submit applications for the 2002 Ohio Public Works Commission Funding for various projects for the year 2002, and to execute said contracts when approved. Said projects shall be as follows:

1. Lincoln Way West Rehabilitation (Grant)
(from the west side of viaduct to 27th Street N.W.)
2. Springhill Allotment Rehabilitation (Grant)
3. Arena District Rehabilitation (Combination Grant & Loan)
4. Noble Place N.W. Rehabilitation (Loan)
(from Gordon Avenue S.W. to Lincoln Way West)
5. Brookfield Ditch Rehabilitation (Grant)
(between Gordon Avenue S.W. and Lincoln Way West)

Section 3:

This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the health, safety and welfare of the community and for the additional reason that it is necessary to submit the various projects in order to receive Ohio Public Works Funding. 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: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 208 - 2001

BY: FINANCE COMMITTEE

TITLE: AN ORDINANCE making certain appropriations from the unappropriated balance of the Police Pension Fund, Fire Pension Fund, Wastewater Treatment Fund, General Fund, Restaurant License Fund, and the Home Health Fund 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 Police Pension Fund for the year ending December 31, 2001, the following:

\$50,000.00 to an account entitled "Police Pension Fund" 1209.305.2240

Section 2:

There be and hereby is appropriated from the unappropriated balance of the Fire Pension Fund for the year ending December 31, 2001, the following:

\$48,000.00 to an account entitled "Fire Pension" 1210.325.2240

Section 3:

There be and hereby is appropriated from the unappropriated balance of the Wastewater Treatment Fund for the year ending December 31, 2001, the following:

\$ 50,000.00 to an account entitled "Administrative Expense" 2101.610.2377

Section 4:

There be and hereby is appropriated from the unappropriated balance of the General Fund for the year ending December 31, 2001, the following:

\$41,000.00 to an account entitled "Engineering Salary" 1100.405.2110

Section 5:

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

\$ 2,500.00 to an account entitled "Supplies" 1211.720.2410

Section 6:

There be and hereby is appropriated from the unappropriated balance of the Home Health Fund for the year ending December 31, 2001, the following:

\$ 2,500.00 to an account entitled "Supplies" 1235.705.2410

Section 7:

This Ordinance is hereby declared to be an emergency measure, for the efficient operation of the various departments of the City of Massillon 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

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

APPROVED: _____
FRANCIS H. CICCHINELLI, JR, MAYOR

DATE: September 17, 2001

CLERK: SHARON HOWELL

passed

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

RESOLUTION NO. 22 - 2001

BY : STREETS, HIGHWAYS, TRAFFIC & SAFETY COMMITTEE

TITLE: A RESOLUTION agreeing to participate in the Stark County Cooperative Salt Purchasing Program.

WHEREAS : It is for the public convenience and welfare of the City of Massillon and the Board of Stark County Commissioners to participate in the benefits of joint cooperative purchasing of highway rock salt pursuant to the statutory authority contained in Ohio Revised Code Sections 9.48 and 307.15;and

WHEREAS : The Stark County Engineer shall publicly bid the purchase of highway rock salt for the County and Participating municipalities annually.

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

Section 1:

That the City of Massillon hereby approves the joint cooperative purchasing of highway rock salt by the Stark County Engineer's Office on an annual basis. Said authority to continue from year to year until specifically withdrawn by further Resolution of this Council.

Section 2:

That this Resolution 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: September 17, 2001

CLERK: SHARON HOWELL

155
CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

2nd - 10/1/01
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 23 - 2001

Tabled 10/15/01

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on September 13th, 2001 wherein the Zoning Board of Appeals denied a variance to reduce the front and rear yard setbacks on the property located at 932 14th Street S.E. and known as Lot No. 16118 in the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, the Massillon Zoning Board of Appeals on September 13th, 2001 denied a variance to reduce the front and rear yard setbacks on the property located at 932 14th Street S.E. and known as Lot No. 16118 in the City of Massillon, Ohio, and

WHEREAS, on September 14th, 2001, a Notice of Appeal pursuant to Section 1129.09 of the Massillon Zoning Code was filed with the Clerk of Council by Mr. Eldon Glick, appealing the decision in Case No. 1018 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 September 13th, 2001 in Case No. 1018, in regards to reduce the front and rear yard setbacks on property located at 932 14th Street N.E., Lot No. 16118 in the City of 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. Wherefore, 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

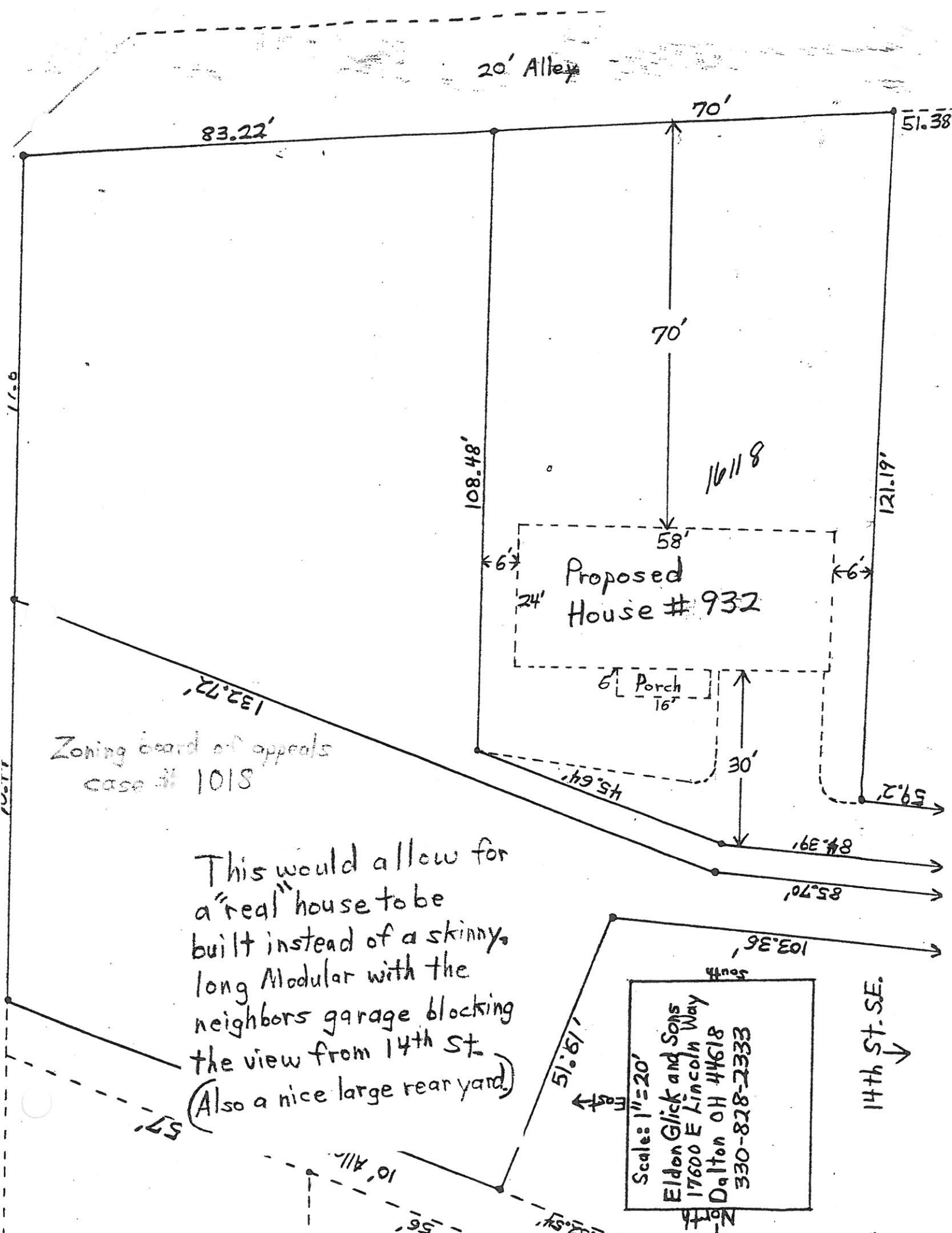
Dear Glen Gamber - chairman, 9/14/01
or Sharen Howell - Clerk

I am appealing to Council to approve
the variance that was requested Case
1018 to reduce the front and
rear yard setbacks from 25'-30' to
6' because of these lots being
Flag shaped with only a few feet
accessible to 14th St

This was approved by ordinance 166-2000
on Aug. 21st, 2000 when I replatted
these lots and installed a 8" sewer
extension with laterals to the 3
proposed houses on parcel #2, 3, and 4.

Please let me know ASAP if this
could be presented for this coming up
meeting Mon. night Thank you!

Edna Hick - 330-828-2333



20' Alley

83.22'

70'

51.38'

70'

108.48'

16118

121.19'

Proposed House #932

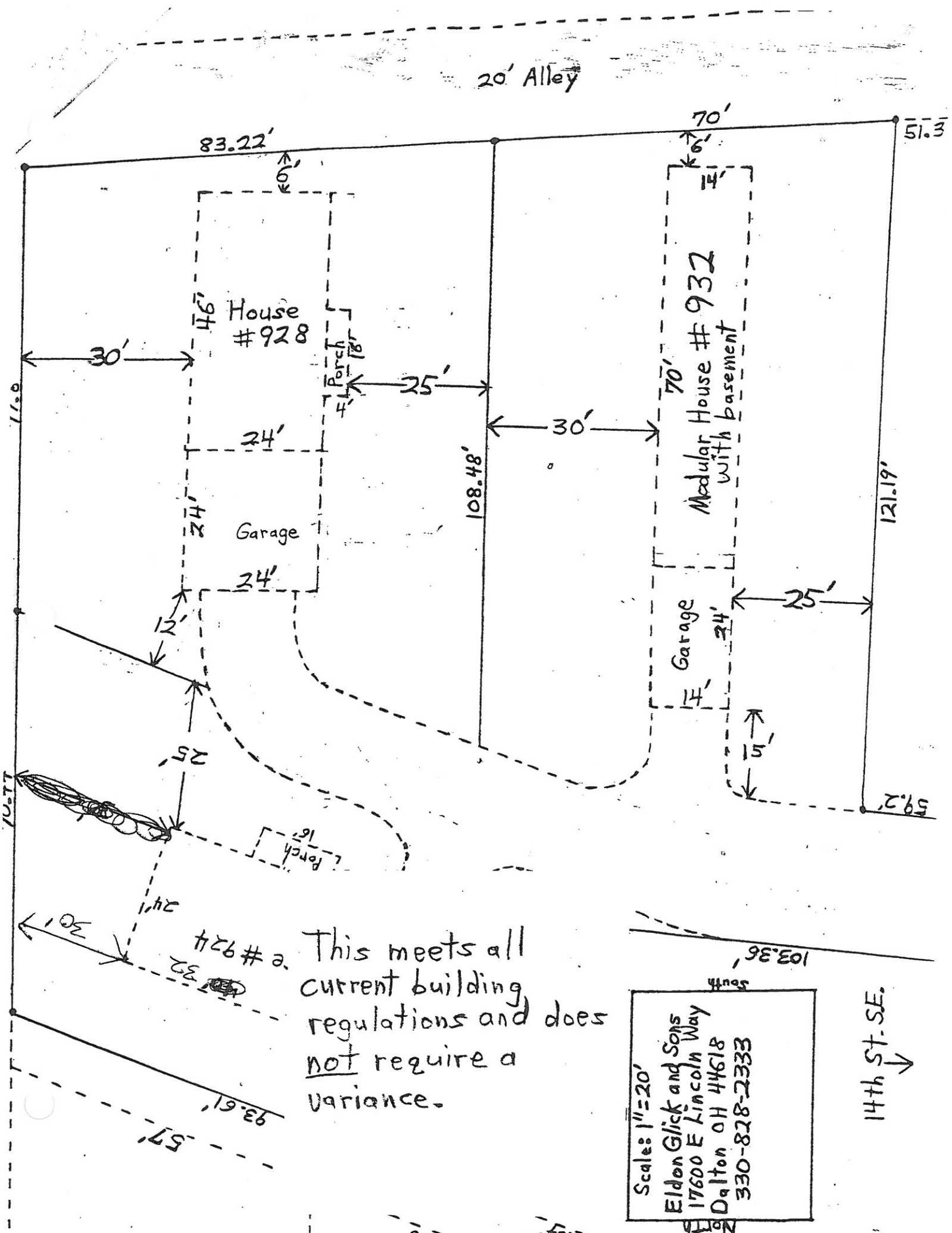
Porch 16'

Zoning board of appeals case # 1018

This would allow for a "real" house to be built instead of a skinny, long Modular with the neighbors garage blocking the view from 14th St. (Also a nice large rear yard)

Scale: 1"=20'
Eldon Glick and Sons
17600 E Lincoln Way
Dalton OH 44618
330-828-2333

14th St. SE.

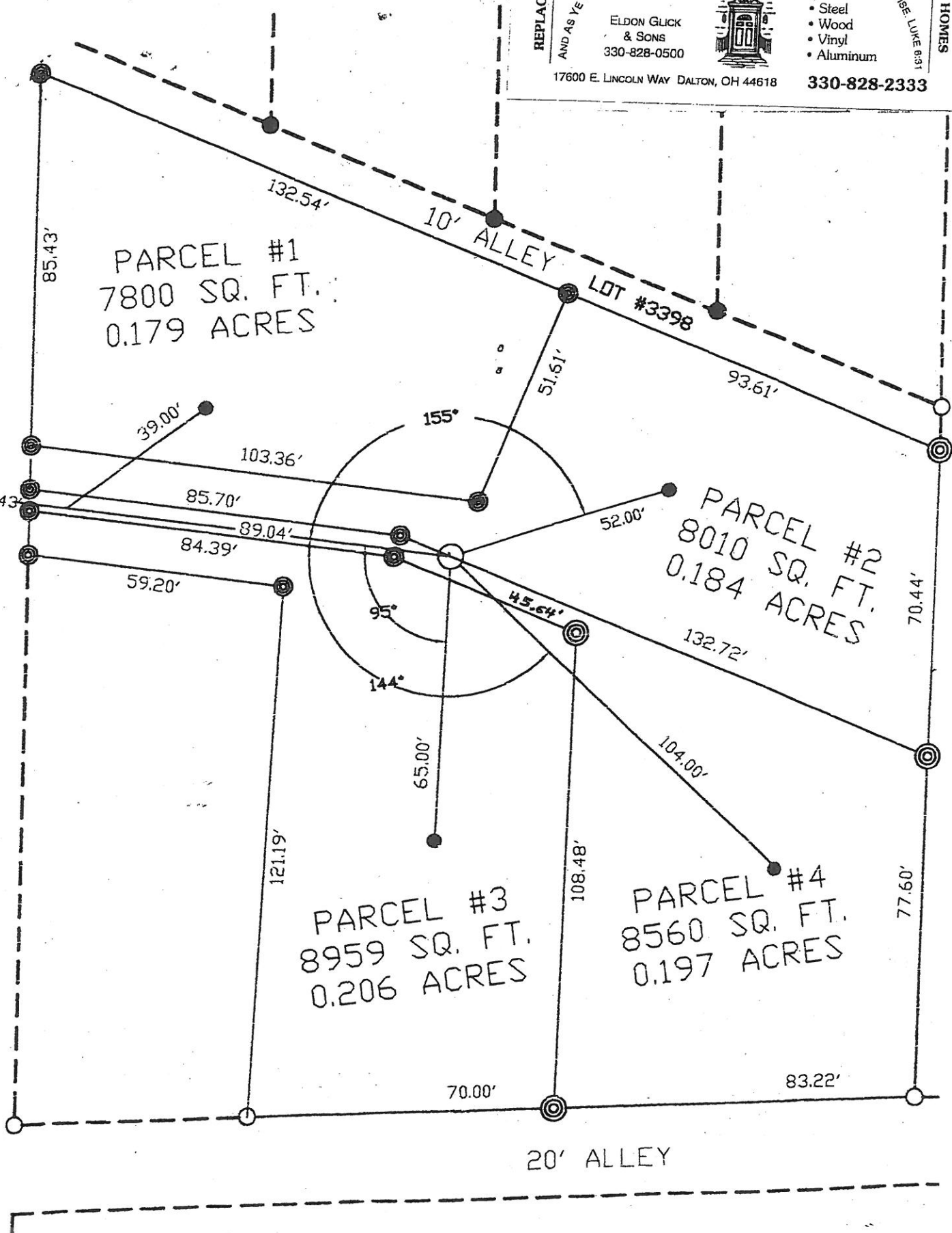


This meets all current building regulations and does not require a Variance.

Scale: 1"=20'

Eldon Glick and Sons
17600 E Lincoln Way
Dalton OH 44618
330-828-2333

14 TH STREET S.E.



PATIO DOORS ENTRANCE DOORS STORM DOORS

GLICK'S SERVICE
and
INSTALLATIONS

REPLACEMENT WINDOWS

AND AS YE WOULD THAT MEN SHOULD DO TO YOU, DO YE ALSO TO THEM LIKEWISE LUKE 6:31

ELDON GLICK & SONS
330-828-0500

17600 E. LINCOLN WAY DALTON, OH 44618

330-828-2333

CUSTOM BUILT HOMES

- Steel
- Wood
- Vinyl
- Aluminum

BEARING
CENTERLINE
BEARING N 07°40'00" E
AS RECORDED IN O.L.R. 2000007310

ul Manson - 832-7817

50 Starbrook St. NW

ing Council at large

len Gamber - 837-0389 - chairman

10 Overlook Ave

laren Howell - 830-1734 - clerk

loria - 832-2556

NALAI & SAN

PAR

O.I

CITY OF MASS
ST.

REPLAT OF LOT #3397

KNOWN AS BEING A PART OF LOT 1337 IN THE CITY OF MASSILLON
I, THE UNDERSIGNED OWNER(S) OF THE LAND SHOWN HEREON
ASSENT TO AND ADOPT THIS LOT SPLIT OF THE SAME AND AGREE
THAT THE SAME WAS BY/OWN FREE ACT AND DEED INDIVIDUALLY.

WITNESSES:

OWNER

OWNER

OWNER

OWNER

OWNER

OWNER

OWNER

OWNER

COUNTY OF OHIO

STATE OF OHIO

COUNTY OF OHIO

STATE OF OHIO

COUNTY OF OHIO

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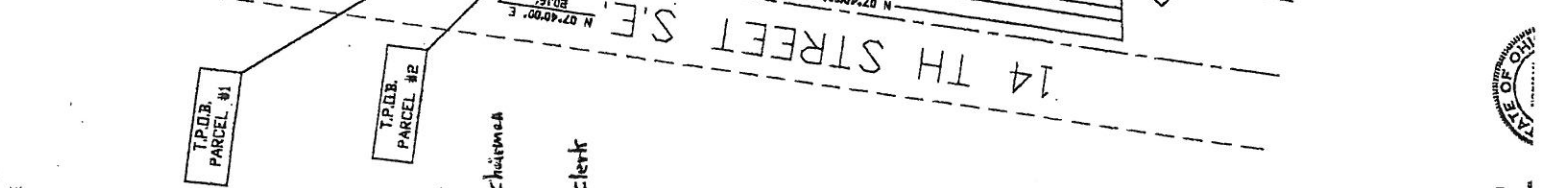
STATE OF OHIO

COUNTY OF OHIO

STATE OF OHIO

COUNTY OF OHIO

STATE OF OHIO



I HEREBY CERTIFY THIS PLAT ACCURATELY
REPRESENTS A SURVEY MADE UNDER MY SUPERVISION
IN ACCORDANCE WITH THE MINIMUM STANDARDS FOR
SURVEYING PRACTICE IN THE STATE OF OHIO

CITY PLANNING COMMISSION
APPROVED BY THE PLANNING COMMISSION OF THE CITY OF MASSILLON
MEETING HELD JULY 14th, 2000
Chairman
Secretary

MASSILLON CITY COUNCIL
ACCEPTED BY THE CITY COUNCIL OF MASSILLON, OHIO, BY ORDINANCE
PASSED THIS 21st DAY OF August, 2000
Clerk
Council President

CITY ENGINEER
I HEREBY APPROVE THIS PLAT AND ASSIGN LOT NUMBERS SHOWN
James J. Benke
CITY ENGINEER

COUNTY AUDITOR
ENTERED FOR TRANSFER THIS 30th DAY OF August, 2000
James J. Benke
COUNTY AUDITOR

COUNTY RECORDER
RECEIVED FOR RECORD THIS 30th DAY OF August, 2000
RECORDED IN VOL. 67, PAGE 145 THIS 30th DAY OF August, 2000
James J. Benke
COUNTY RECORDER

DATE: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

2nd - 10/1/01
LEGISLATIVE DEPARTMENT

Tabled 10/15/01

RESOLUTION NO. 24 - 2001

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on September 13th, 2001 wherein the Zoning Board of Appeals denied a variance to reduce the front yard setbacks on the property located at 924 14th Street S.E. and known as Lot No. 16117 in the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, the Massillon Zoning Board of Appeals on September 13th, 2001 denied a variance to reduce the front yard setbacks on the property located at 924 14th Street S.E. and known as Lot No. 16117 in the City of Massillon, Ohio, and

WHEREAS, on September 14th, 2001, a Notice of Appeal pursuant to Section 1129.09 of the Massillon Zoning Code was filed with the Clerk of Council by Mr. Eldon Glick, appealing the decision in Case No. 1019 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 September 13th, 2001 in Case No. 1019, in regards to reduce the front yard setbacks on property located at 924 14th Street N.E., Lot No. 16117 in the City of 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. Wherefore, 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

Dear Glen Gamber - chairman, 9/14/01
or Sharon Howell - Clerk

I am appealing to Council to approve
the variance that was requested Case
1019 to reduce the front

yard setbacks from 25' to
5' because of these lots being
Flag shaped with only a few feet
accessible to 14th St.

This was approved by ordinance 166-2000
on Aug. 21st, 2000 when I replatted
these lots and installed a 8" sewer
extension with laterals to the 3
proposed houses on parcel #2, 3, and 4.

Please let me know ASAP if this
could be presented for this coming up
meeting Mon. night. Thankyou!

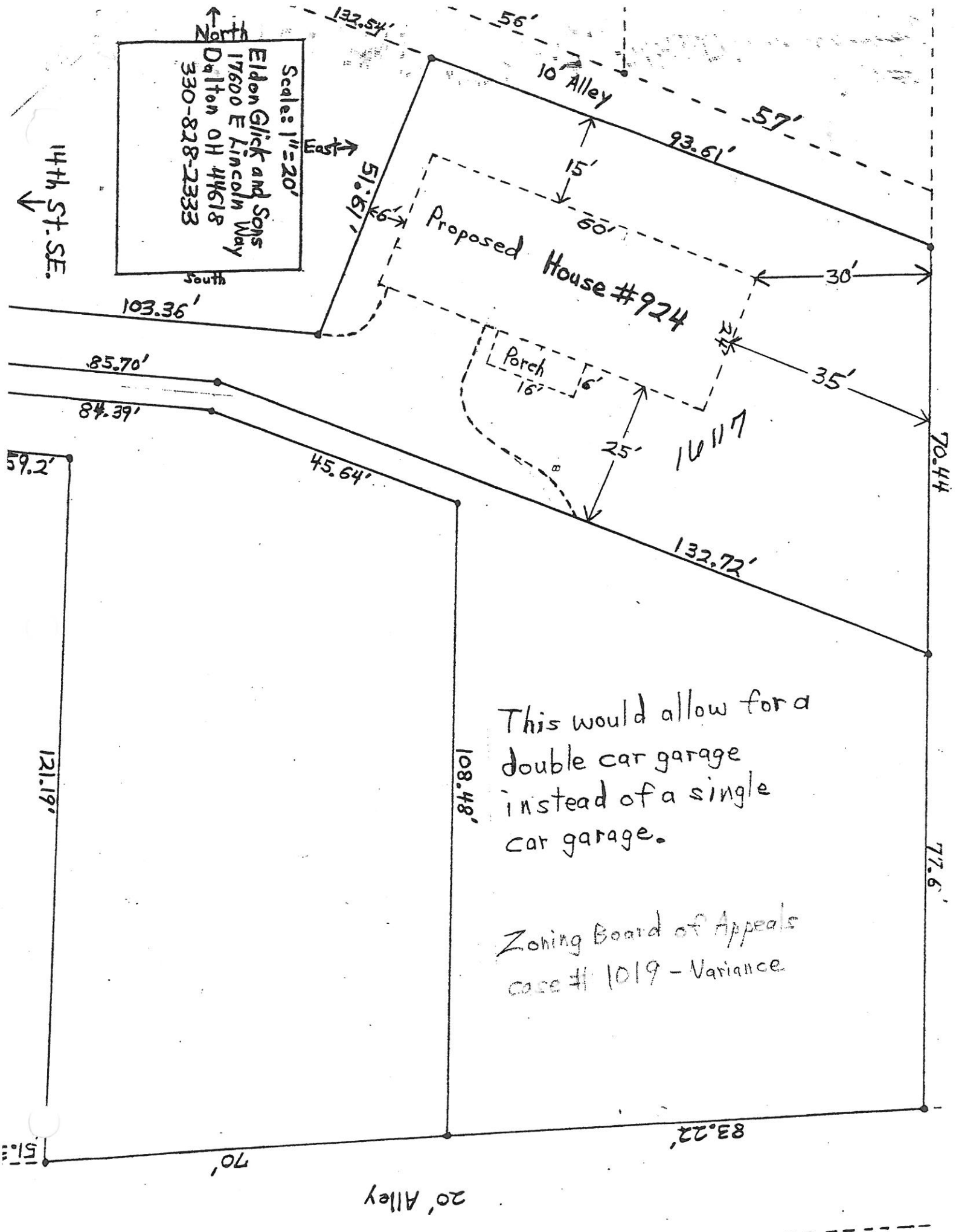
Ellen Hick - 330-828-2333

North
Eldon Glick and Sons
17600 E Lincoln Way
Dalton OH 44618
330-828-2333

Scale: 1"=20'

East

14th St. SE.

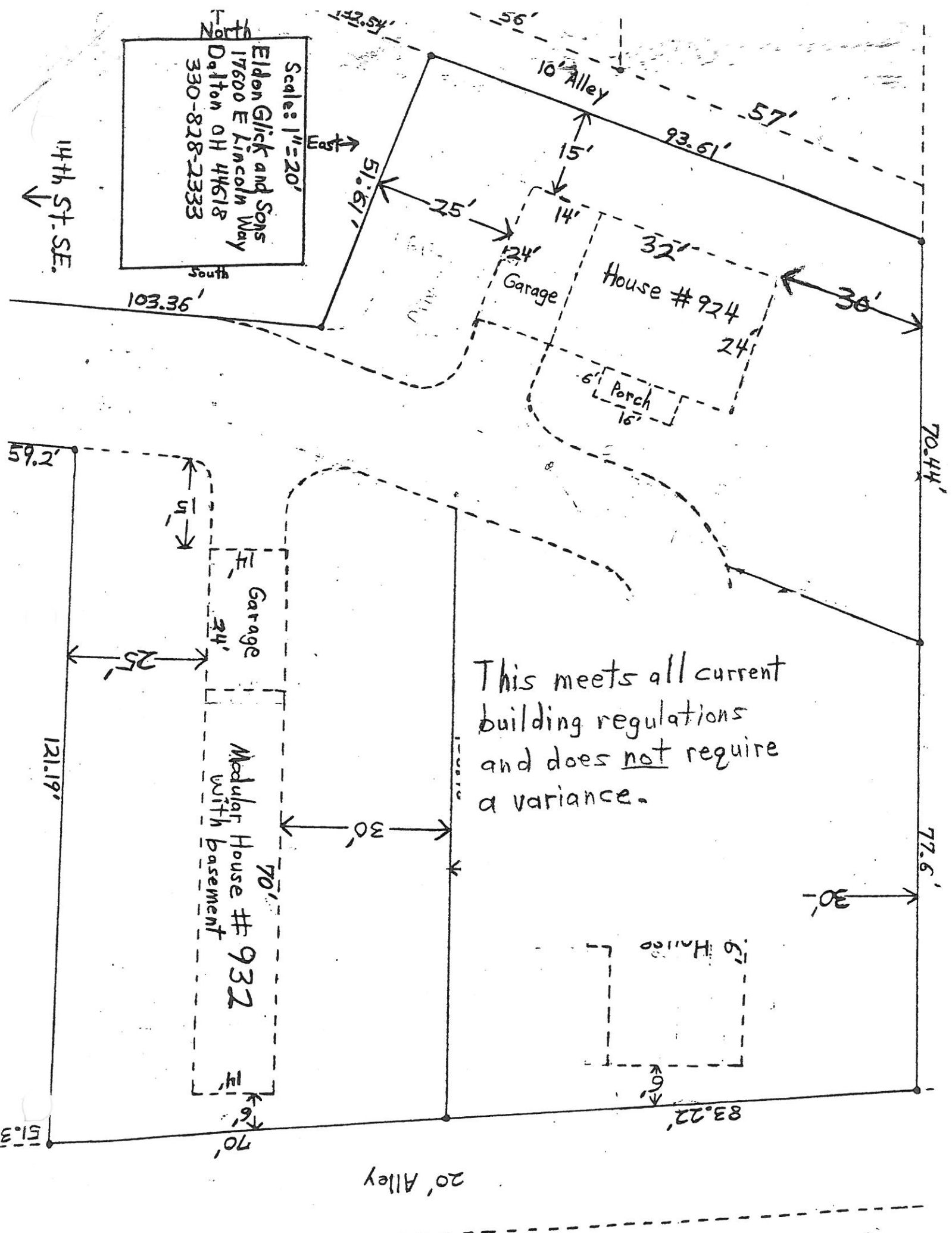


This would allow for a
double car garage
instead of a single
car garage.

Zoning Board of Appeals
case # 1019 - Variance

Scale: 1"=20'
 Elden Glick and Sons
 17600 E Lincoln Way
 Dalton OH 44618
 330-828-2333

14th St. SE.
 ↓



This meets all current
 building regulations
 and does not require
 a variance.

14 TH STREET S.E.

PATIO DOORS ENTRANCE DOORS STORM DOORS

REPLACEMENT WINDOWS

GLICK'S SERVICE and INSTALLATIONS

ELDON GLICK
& SONS
330-828-0500

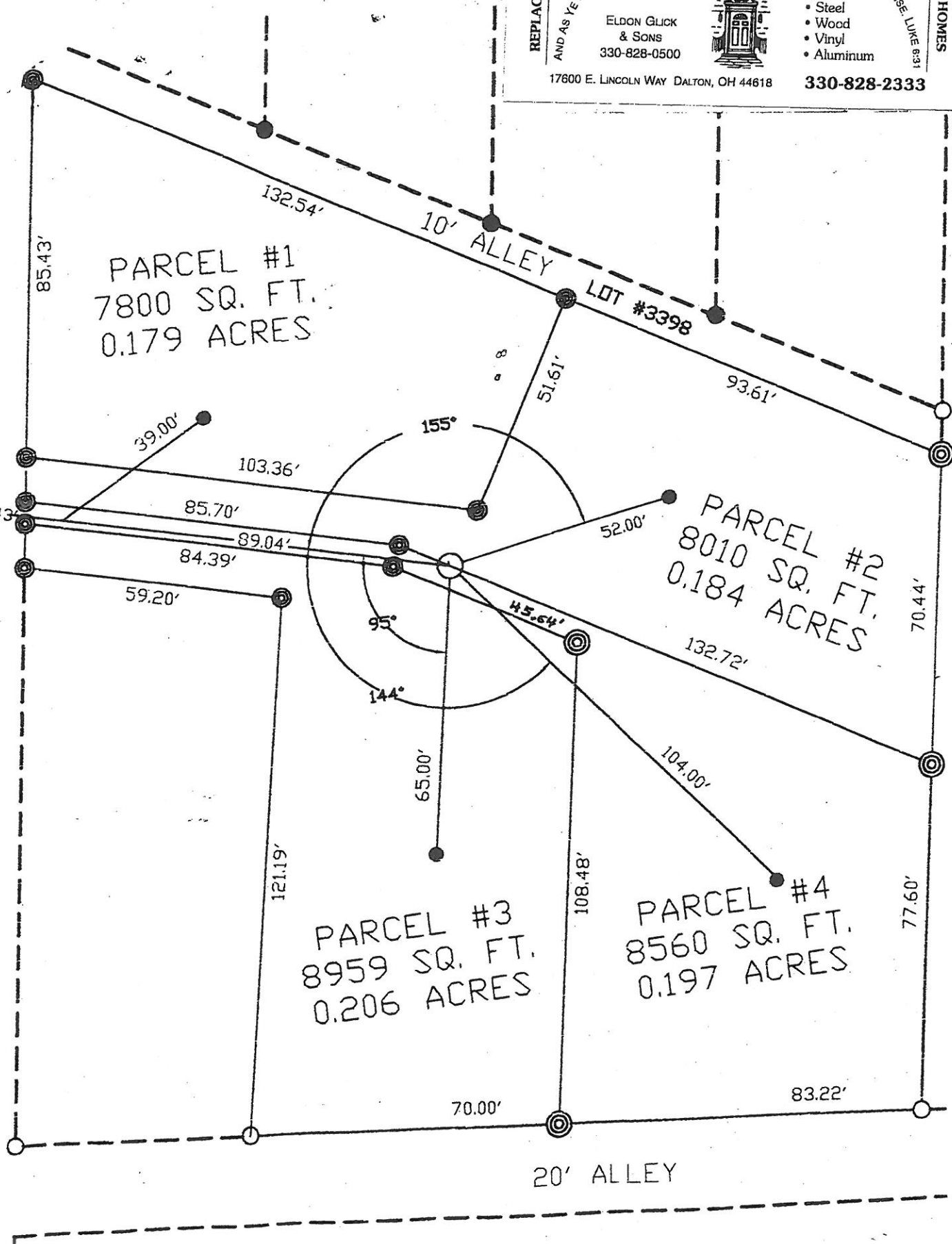


- Steel
- Wood
- Vinyl
- Aluminum

17600 E. LINCOLN WAY DALTON, OH 44618

330-828-2333

CUSTOM BUILT HOMES



BEARING IS
CENTERLINE OF 14TH STREET SE
BEARING N 07°40'00" E
AS REQUIRED IN D. L. R. 2000007310

Manion - 832-7817

Starbrook St. NW

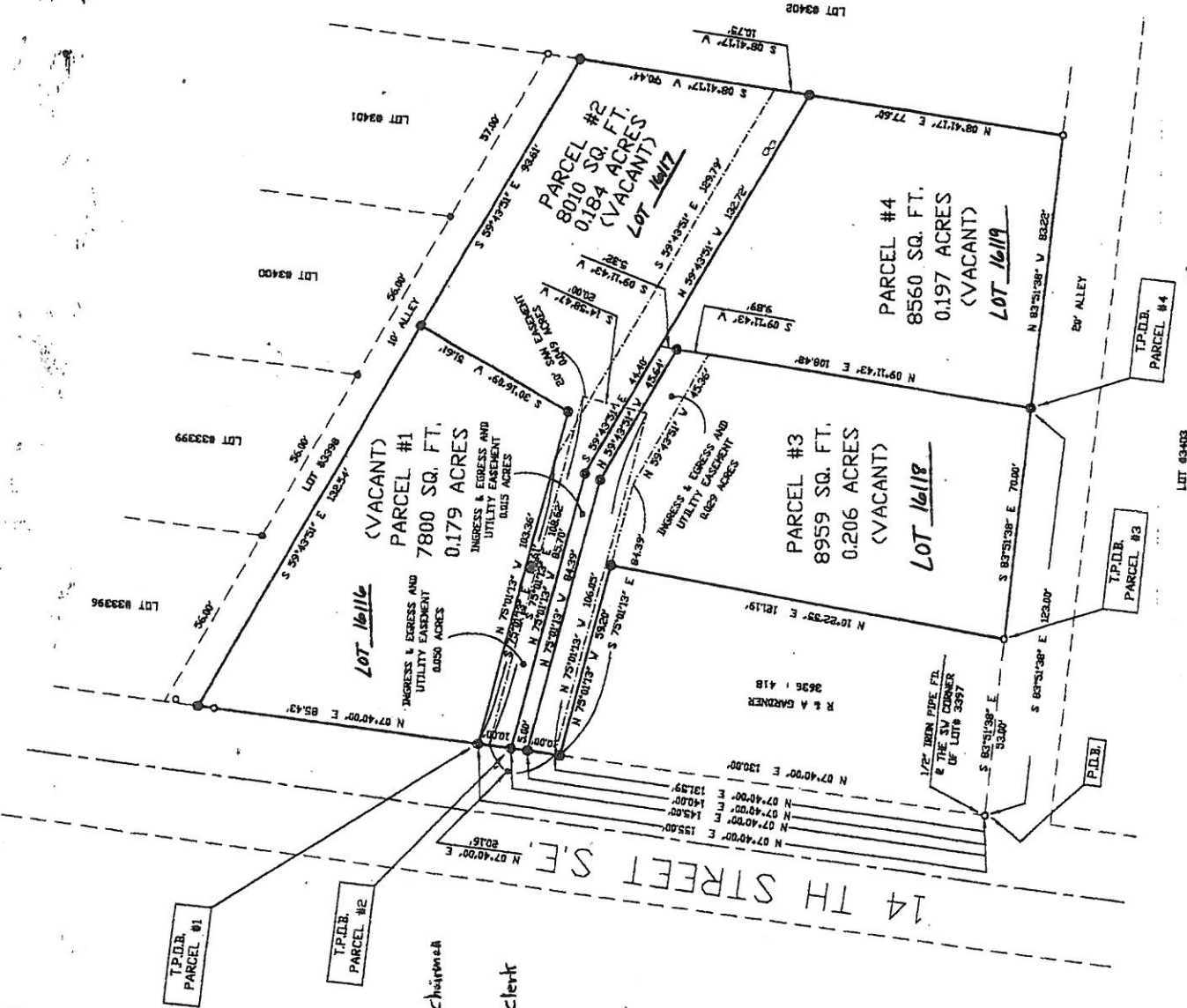
Council at large

Gamber - 837-0389 - chairman

Overlook Ave

Iron Howell - 830-1734 - clerk

oria - 832-2556



TP.D.B. PARCEL #1

TP.D.B. PARCEL #2

P.D.B.

TP.D.B. PARCEL #3

TP.D.B. PARCEL #4

I HEREBY CERTIFY THIS PLAT ACCURATELY REPRESENTS A SURVEY MADE UNDER MY SUPERVISION IN ACCORDANCE WITH THE MINIMUM STANDARDS FOR



REPLAT OF LOT #3397

KNOWN AS BEING A PART OF LOT 3397 IN THE CITY OF MASSILLON
THE UNDERSIGNED OWNERS OF THE LAND SHOWN HEREON
ASSENT TO AND ADOPT THIS LOT SPLIT OF THE SAME AND ACKNOWLEDGE
THAT THE SAME WAS BY/OUR FREE ACT AND DEED INDIVIDUALLY

WITNESSES

OTHER

STATE OF OHIO
COUNTY OF STARK

BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND ST
APPEARED THE ABOVE SIGNED OWNERS OF THE LAND SHOWN ON
THEIR FREE ACT AND DEED INDIVIDUALLY AND IN TESTIMONY WHEREIN
HEREIN SUBSCRIBED MY HAND AND AFFIXED MY OFFICIAL SEAL

THIS 30TH DAY OF August, 2009.

Notary Public

MY COMMISSION EXPIRES 4-18-02

CITY PLANNING COMMISSION

APPROVED BY THE PLANNING COMMISSION OF THE CITY OF MASSILLON
MEETING HELD JUNE 17/09, 2009.

James J. Benkos, Secretary

MASSILLON CITY COUNCIL

ACCEPTED BY THE CITY COUNCIL OF MASSILLON, OHIO, BY ORDINANCE
PASSED THIS 21ST DAY OF August, 2009.

James J. Benkos, Clerk

CITY ENGINEER

I HEREBY APPROVE THIS PLAT AND ASSURE LOT NUMBERS SHOWN

James J. Benkos, City Engineer

JAMES J. BENKOS

COUNTY AUDITOR

ENTERED FOR TRANSFER THIS 30TH DAY OF August, 2009

James J. Benkos, County Auditor

COUNTY RECORDER

RECEIVED FOR RECORD THIS 30TH DAY OF August, 2009
RECORDED IN VOL. 67, PAGE 145, THIS 30TH DAY OF J

Chris Thompson, County Recorder

DATE: September 17, 2001

CLERK: SHARON HOWELL

CITY OF MASSILLON, OHIO

COUNCIL CHAMBERS

jud - 10/1/01
LEGISLATIVE DEPARTMENT

RESOLUTION NO. 25 - 2001

Tabled 10/15/01

BY: COMMUNITY DEVELOPMENT AND ANNEXATION COMMITTEE

TITLE: A RESOLUTION reversing the decision of the Massillon Zoning Board of Appeals made on September 13th, 2001 wherein the Zoning Board of Appeals denied a variance to reduce the front and rear yard setbacks on the property located at 928 14th Street S.E. and known as Lot No. 16119 in the City of Massillon, Ohio, and declaring an emergency.

WHEREAS, the Massillon Zoning Board of Appeals on September 13th, 2001 denied a variance to reduce the front and rear yard setbacks on the property located at 928 14th Street S.E. and known as Lot No. 16119 in the City of Massillon, Ohio, and

WHEREAS, on September 14th, 2001, a Notice of Appeal pursuant to Section 1129.09 of the Massillon Zoning Code was filed with the Clerk of Council by Mr. Eldon Glick, appealing the decision in Case No. 1017 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 September 13th, 2001 in Case No. 1017, in regards to reduce the front and rear yard setbacks on property located at 928 14th Street N.E., Lot No. 16119 in the City of 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. Wherefore, this Resolution shall be in full force and effect immediately from and after passage and approval by the Mayor.

09-14-01P02:33 RCVD

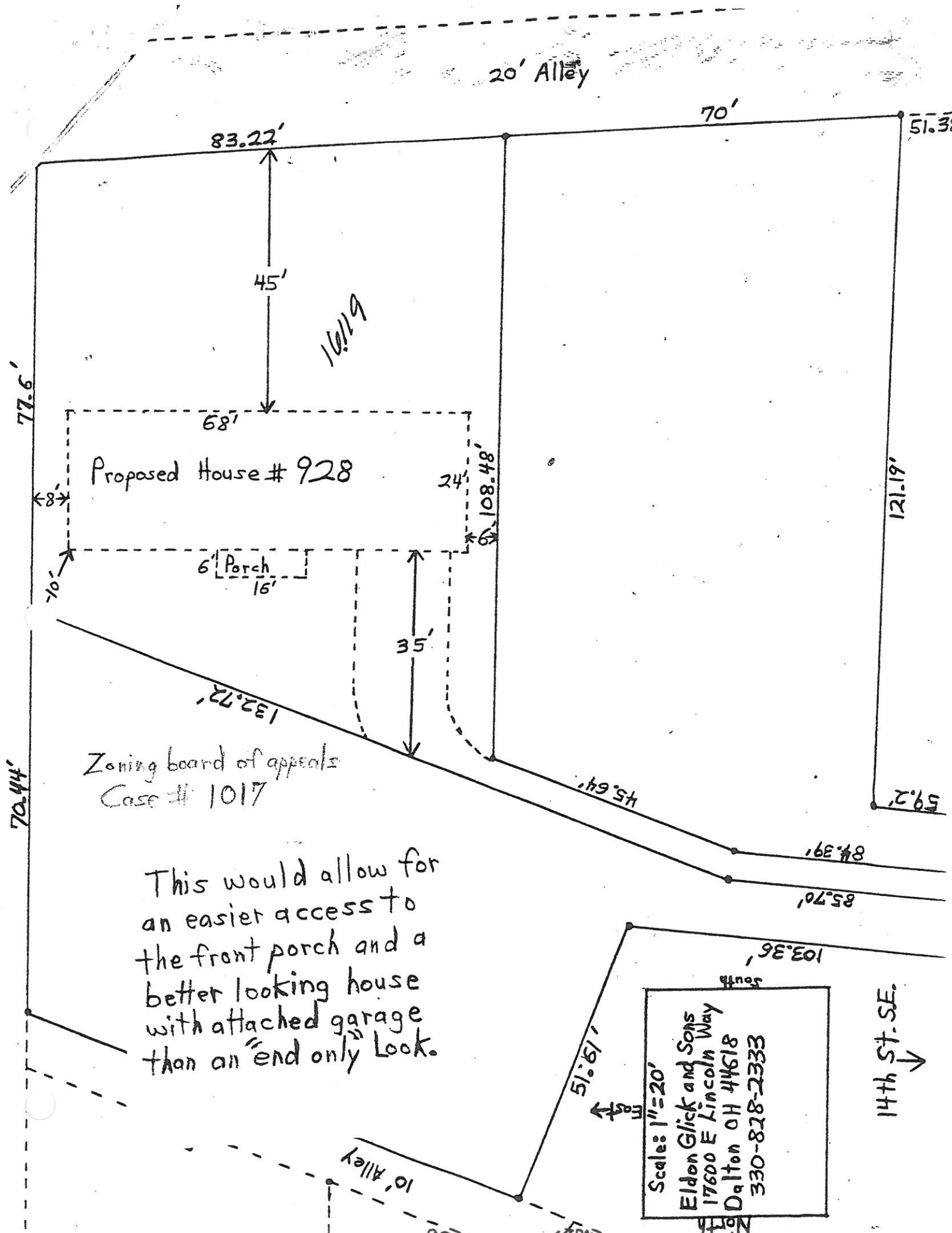
Dear Glen Gamber - Chairman, 9/14/01
or Sharon Howell - Clerk

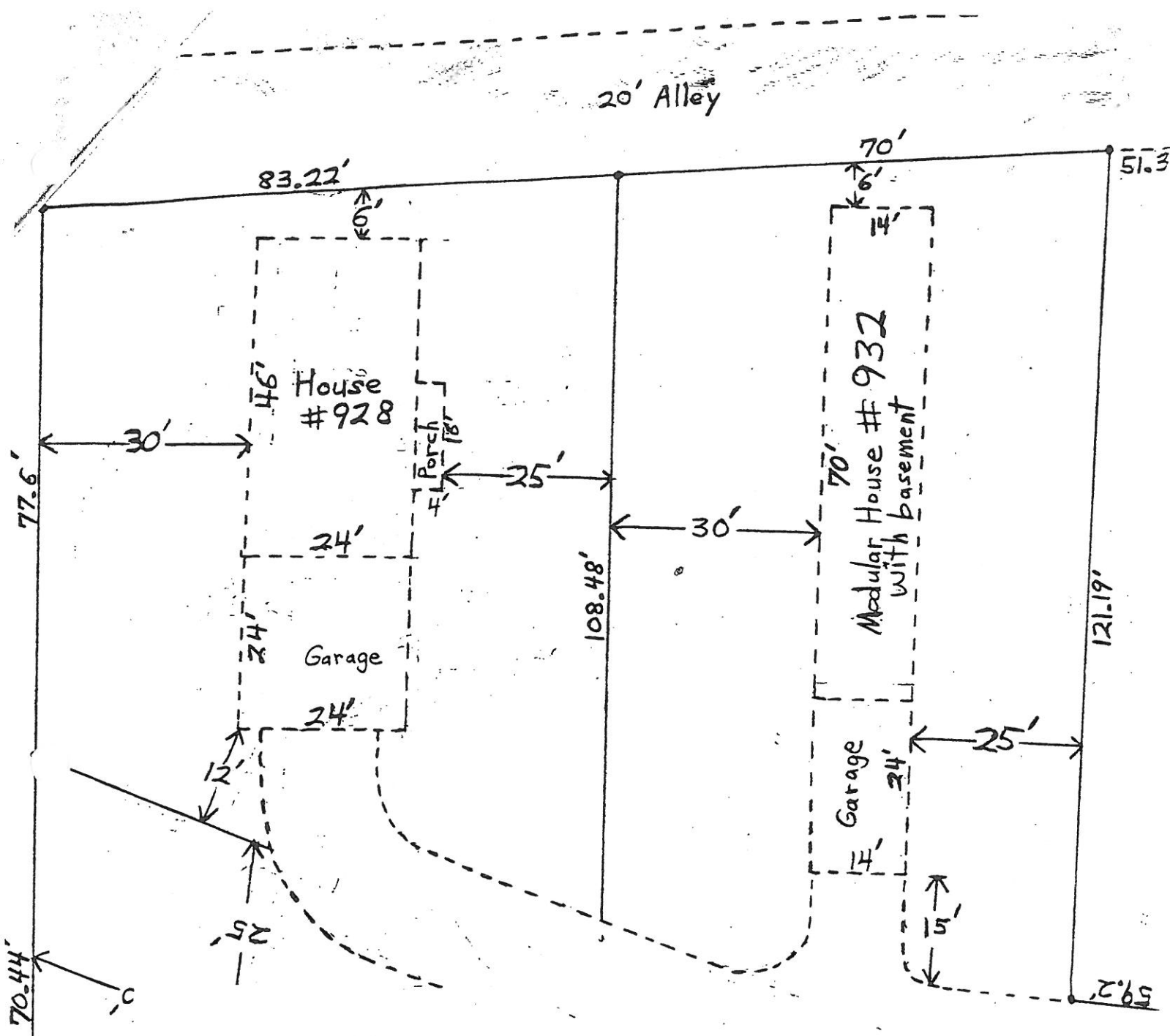
I am appealing to Council to approve
the variance that was requested Case
#1017 to reduce the front and
rear yard setbacks from 25'-30' to
6-8' because of these lots being
Flag shaped with only a few feet
accessible to 14th St.

This was approved by ordinance 166-2000
on Aug. 21st, 2000 when I replatted
these lots and installed a 8" sewer
extension with laterals to the 3
proposed houses on parcel #2, 3, and 4.

Please let me know ASAP if this
could be presented for this coming up
meeting Mon. night. Thankyou!

Edna Glick - 330-828-2333





This meets all current building regulations and does not require a variance.

Scale: 1"=20'
 Eldon Glick and Sons
 17600 E Lincoln Way
 Dalton OH 44618
 330-828-2333

14th St. SE. ↓

14 TH STREET S.E.

PATIO DOORS ENTRANCE DOORS STORM DOORS

GLICK'S SERVICE
and
INSTALLATIONS

REPLACEMENT WINDOWS

AND AS YE WOULD THAT MEN SHOULD DO TO YOU, DO YE ALSO TO THEM LIKEWISE. LUKE 8:31

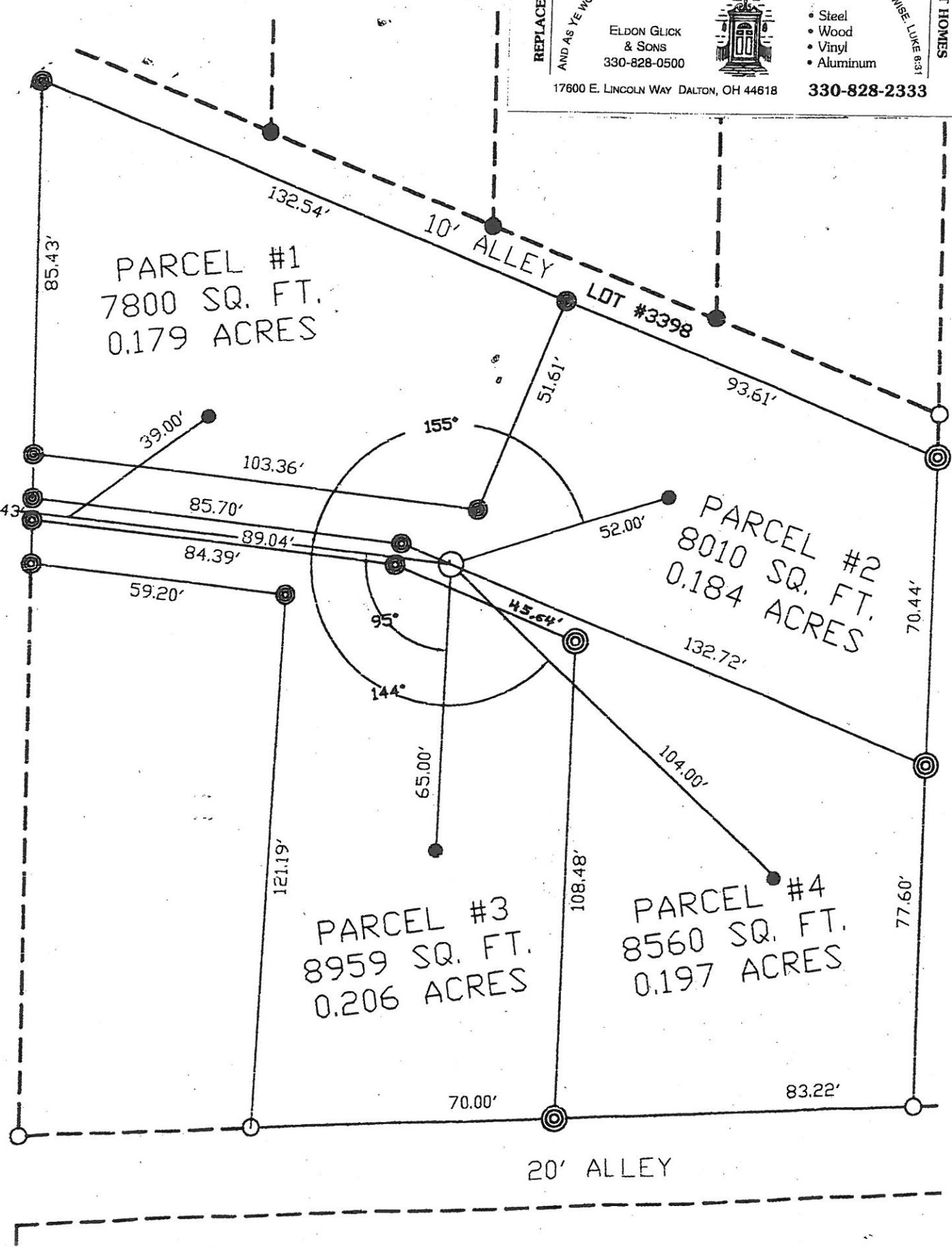
ELDON GLICK & SONS
330-828-0500

17600 E. LINCOLN WAY DALTON, OH 44618

330-828-2333

CUSTOM BUILT HOMES

- Steel
- Wood
- Vinyl
- Aluminum



BEARING SIS
 CENTERLINE OF 14 TH STREET SE
 BEARING 07°40'00" E
 AS REQUIRED IN O. I. R. 2000007210

Manion - 832-7817
 50 Starbrook St. NW
 Planning Council at large

Ken Gamber - 837-0389 - Chairman
 10 Overlook Ave
 Karen Howell - 830-1734 - Clerk
 Gloria - 832-2556

PLAT 8 SAN
 CITY OF MASS
 ST

PAF

O. I.

REPLAY OF LOT #3397

KNOWN AS BEING A PART OF LOT 3397 IN THE CITY OF MASSILLON
 (THE UNDERSIGNED OWNER(S) OF THE LAND SHOWN HEREON
 ASSENT TO AND ADOPT THIS LOT SPLIT OF THE SAME AND CERTIFY
 THAT THE SAME WAS BY/OUR FREE ACT AND DEED INDIVIDUALLY

WITNESSES

OWNER
 Michelle A. Kesteven
 Kristin J. St.
 Kevin J. St.

STATE OF OHIO
 COUNTY OF STARK

BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND ST
 APPEARED THE ABOVE SIGNED OWNERS OF THE LAND SHOWN ON
 THIS INSTRUMENT, WHOSE NAMES ARE SET FORTH IN THE FOREGOING INSTRUMENT
 THEIR RESPECTIVE CAPACITIES AND ACCORDING TO LAW, IN TESTIMONY WHEREOF
 HEREBY SUBSCRIBED MY HAND AND AFFIXED MY OFFICIAL SEAL
 THIS 30th DAY OF August, 2000.

NOTARY PUBLIC
 MY COMMISSION EXPIRES 4-11-02

CITY PLANNING COMMISSION

APPROVED BY THE PLANNING COMMISSION OF THE CITY OF MASSILLON
 MEETING HELD 10th DAY OF August, 2000

SECRETARY
 CHAIRMAN

MASSILLON CITY COUNCIL

ADOPTED BY THE CITY COUNCIL OF MASSILLON, OHIO, BY ORDINANCE
 PASSED THIS 31st DAY OF August, 2000

CLERK
 COUNCIL PRESIDENT

CITY ENGINEER

I HEREBY APPROVE THIS PLAT AND ASSIGN LOT NUMBERS SHOWN

CITY ENGINEER
 JAMES J. BENEVOLO

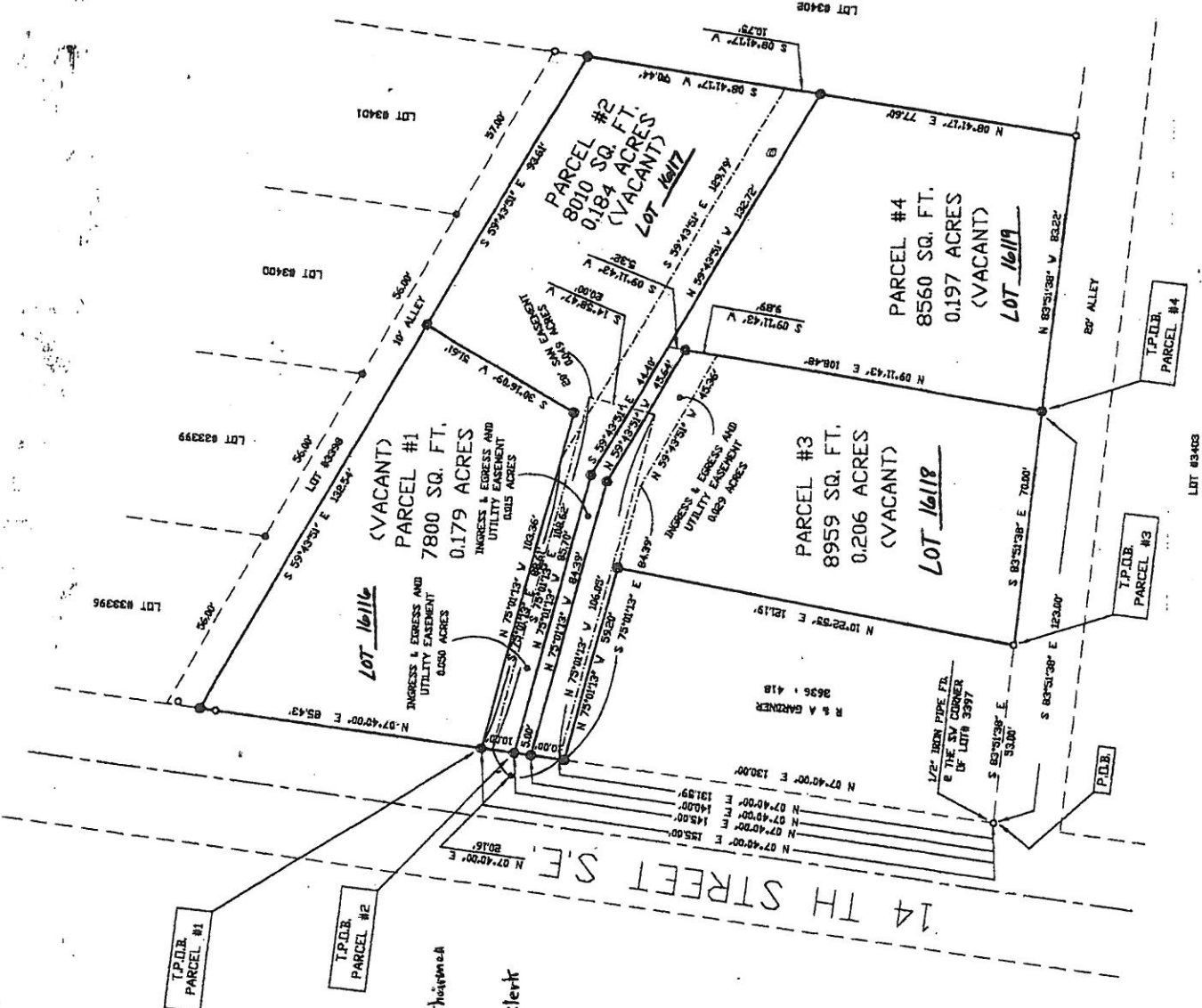
COUNTY AUDITOR

ENTERED FOR TRANSFER THIS 30th DAY OF August, 2000

COUNTY RECORDER
 RECEIVED FOR RECORD THIS 30th DAY OF August, 2000

RECORDED IN VOL 67 PAGE 145 THIS 30th DAY OF August, 2000

CITY OF MASSILLON



I HEREBY CERTIFY THIS PLAT ACCURATELY
 REPRESENTS A SURVEY MADE UNDER MY SUPERVISION
 IN ACCORDANCE WITH THE MINIMUM STANDARDS FOR
 SURVEYING PRACTICE AND THE PUBLIC RECORDS ACT