

ORDINANCE NO.: 2009-4 (Amended March 24, 2009)
SPONSOR: MAYOR NORTON
INTRODUCED: FEBRUARY 24, 2009

PUB. SAFETY

AN ORDINANCE AMENDING SECTION 432.36 OF GREEN'S CODIFIED ORDINANCES REGARDING SHORTCUTTING ACROSS PROPERTY, AND DECLARING AN EMERGENCY.

WHEREAS, Green Codified Ordinance Section 432.36 forbids an operator of a motor vehicle from entering upon private property for the sole purpose of driving across the property between abutting streets or other public ways; and

WHEREAS, the City of Green has designed and is now planning the construction of the roundabout at the intersection of Steese Road and Massillon Road; and

WHEREAS, the City is the owner of property located on the southwest corner of Steese Road and Massillon Road, more generally known as Fire Station #1 and the location of City Council Chambers and the Income Tax Division; and

WHEREAS, as a result of the Roundabout Project, Chief Calderone has expressed concerns about the potential dangers and hazards caused by motor vehicles shortcutting through City property to get from Massillon Road to Steese Road, or from Steese Road to Massillon Road; and

WHEREAS, the City believes it is in the best interest of its health, safety, and welfare to amend Section 432.36 of its Codified Ordinances to prevent shortcutting across public property as well as private property.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

Section 432.36 of Green's Codified Ordinances is amended as follows:

432.36 SHORTCUTTING ACROSS PRIVATE AND/OR PRIVATE PUBLIC PROPERTY.

No operator of a motor vehicle shall enter upon private **OR PUBLIC** property for the sole purpose of driving across such property, between abutting streets or other public ways thereof. The failure to stop on such property in connection with or in furtherance of the objects of enterprise or activities being conducted on the property shall constitute prima facie evidence of the violation.

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed 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 at the earliest time allowed by law.

ADOPTED: MARCH 24, 2009

Molly Stevens
Molly Stevens, Clerk

Christine Croce
~~Dave France, Council President~~
Christine Croce,
Acting President.

APPROVED: MARCH 24, 2009

Richard G. Norton
Richard G. Norton, Mayor

ENACTED EFFECTIVE: MARCH 24, 2009

COPIED Sheriff
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ON ROLL CALL: Colopy -yca Croce -yca France absent Manwaring -yca
Reed -yca Ridgeway -absent Smole -yca Adopted 5-0

Suburbanite publication on MARCH 29 and April 5, 2009

Molly Stevens
Molly Stevens, Clerk

3/17/2009 4:56 PM Approved as to form and content by Stephen J. Pruneski, Law Director SP 3/17/09