Board of Trustees
Karl B. Schultz
Kendal A. Tracy
Mary Makley Wolff

Fiscal Officer
Eric C. Ferry

Administrator
Larry Fronk

Miami Township
6101 Meijer Drive • Milford, OH 45150-2189

Administration
248-3725
248-3730 (FAX)
Community Development
248-3731
Service Department
248-3728
Police Department
248-3721
Fire / EMS
248-3700
Parks / Recreation
248-3727

RESOLUTION 2014 - 48

The Board of Trustees of Miami Township, Clermont County, Ohio met in regular session at the Miami Township Civic Building on October14, 2014 with the following members present:, Ken Tracy, Mary Makley Wolff and Karl Schultz.

___MS. WOLFF___ made a motion to adopt the following Resolution:

DESIGNATING AUTHORITY REGARDING THE DECLARATION OF A SNOW EMERGENCY AUTHORIZATION IN THE TOWNSHIP AND DISPENSING WITH A SECOND READING AND DECLARING AN EMERGENCY

WHEREAS, Ohio Revised Code Section 505.17(A) provides the Board of Trustees of Miami Township (the "Board") with the authority to make regulations and orders as are necessary to control all vehicle parking within the Township; and

WHEREAS, Ohio Revised Code Section 505.17(A) provides the Board with the authority to adopt a general snow-emergency authorization, allowing the Chair of the Board, or some other person designated herein, to issue an order declaring a snow emergency, and limiting or prohibiting parking on any Township street or road during the snow emergency; and

WHEREAS, Ohio Revised Code Section 505.17(A) provides that any snow emergency authorization shall specify the weather conditions under which a snow emergency may be declared; and

WHEREAS, Ohio Revised Code Section 505.17(E) provides that any person who violates a regulation or order adopted in accordance with R.C. 505.17(A) is guilty of a minor misdemeanor; and

WHEREAS, Ohio Revised Code Section505.17(D) provides the Board, or its designated agent, with the authority to order into storage any vehicle parking in violation of a regulation or order adopted in accordance with R.C. 505.17(A); and

WHEREAS, the Board has determined that the decision to declare a snow emergency authorization in the Township is in the best interest of public safety and welfare and that it often needs to be made with little time to convene a meeting of the Board and is based on current and evolving weather conditions at that time which can rapidly change from forecasted projections;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Miami Township, Clermont County, Ohio by authority of Section 505.17 of the Ohio Revised Code, as follows:

SECTION 1: The Board hereby authorizes the President of the Board to issue an order declaring a snow emergency and limiting or prohibiting parking on any Township street or road.

SECTION 2: The Board further authorizes the Township Administrator, with the advice and consent of the Service Director, Police Chief and Fire Chief to declare a snow emergency in the Township when, the Chair of the Board is unavailable, or in their opinion, road and weather conditions warrant such a declaration being made to better allow for snow removal to occur in the Township.

SECTION 3: This Resolution shall remain in effect from October 14, 2014 to September 31, 2015.

SECTION 4: The weather conditions under which a snow emergency may be declared are as follows:

Snow Emergency Classifications

Level 1: Roadways are hazardous with blowing and drifting snow. Roads may also be icy. Motorists are urged to drive very cautiously.

Level 2: Roadways are hazardous with blowing and drifting snow. Roads may also be very ice. Only those who feel it is necessary to drive should be out on the roads. Contact your employer to see if you should report to work. Motorists should use extreme caution.

Level 3: All roadways are closed to non-emergency personnel. No one should be driving during these conditions unless it is absolutely necessary to travel or a personal emergency exists. All employees should contact their employer to see if they should report to work. Those traveling on the roads may subject themselves to arrest.

SECTION 5: That parking shall be regulated on all Township streets or roads during a snow emergency;

SECTION 6: Parking is prohibited on all Township roads and road right-of-ways during the snow level 1 emergency or greater.

SECTION 7: Any order issued in accordance with this authorization shall become effective two (2) hours after an announcement is made to the local new media; and,

SECTION 8: The fines levied and collected under this resolution shall be paid into the Township general revenue fund; and,

SECTION 9: The Board hereby designates the Township Service Department Director to be its agent for the purposes of ordering into storage any vehicle parked in violation of this resolution; and,

SECTION 10: The Township Fiscal Officer is hereby directed to publish the following:

In accordance with Miami Township Board of Trustees Resolution 2014-48 adopted October 14, 2014, the Chair of the Board of Trustees, or their designee, is authorized to issue an order declaring a snow emergency, and limiting or prohibiting parking on any township street or highway where permanent signs giving notice are properly posted.

SECTION 11: The Township Fiscal Officer is hereby directed to publish the aforementioned notice once a week for three consecutive weeks as follows:

Week 1: October 23, 2014

Week 2: October 30, 2014

Week 3: November 6, 2014

SECTION 12: The Township Fiscal Officer is hereby directed to post this resolution in five conspicuous public places in Miami Township for a period of thirty (30) days;

SECTION 13: This Resolution is declared to be an emergency measure necessary for the preservation of the health, safety and well-being of the residents of the Township for the reason that an emergency situation exists whereby decisions regarding these matters need to be made often with little notice and under changing circumstances as winter weather is approaching.

SECTION 14: That this Board hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 15: This Resolution shall take effect at the earliest period allowed by law.

First Reading:	October 14, 2014
Second Reading:	Dispensed with
Effective:	October 14, 2014

MR. SCHULTZ seconded the motion to adopt the Resolution. On the roll call being called the vote resulted as follows:

Mr. Tracy	AYE
Ms. Wolff	AYE
Mr. Schultz	AYE

Resolution 2014-48 adopted October 14, 2014

ATTEST:

Eric C. Ferry, Fiscal Officer

APPROVED AS TO FORM:

Joseph J. Braun,
Township Law Director

CERTIFICATION OF FUNDS

I hereby certify that at the time of making of this certification the amount required to meet the obligations set forth in this Resolution has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.

Eric C. Ferry
Fiscal Officer, Miami Township