



RESOLUTION NO.: 06-01-08

The Board of Trustees of Canton Township, Stark County, Ohio met in a Regular Meeting on the 3rd day of June, 2008, at 7:00 P.M., with the following members present:

James Wilcox

Christopher Nichols

William Smith

Mr. Smith moved the adoption of the following resolution:

WHEREAS, pursuant to Ohio Revised Code Section 955.221 the Canton Township Board of Trustees is permitted to adopt a resolution concerning the ownership, keeping or harboring of dogs, the restraint of dogs, dogs as a public nuisance and dogs as a threat to public health, safety and welfare, except when engaged in the field and hunting, or training for hunting and when the County Commissioners have not adopted resolutions to control dogs within the unincorporated areas of the county; and

WHEREAS, the Stark County Board of Commissioners has not adopted any resolution or regulations to control dogs within the unincorporated areas of Canton Township and, pursuant to Section 955 .221 (B) (2) of the Ohio Revised Code this Board determines that the persons who permit dogs to bark, yowl, or yelp for continuous periods of time are causing annoyance and disturbance to residents of the unincorporated areas of Canton Township, Stark County and these dogs are public nuisances and are a threat to public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED that pursuant to Ohio Revised Code Section 955.221 (B) (2) that this Board has determined that the persons who permit dogs to bark, yowl, or yelp for continuous periods of time are causing annoyance and disturbance to residents of the unincorporated areas of Canton Township and such dogs are a public nuisance and are a threat to public health, safety and welfare;

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Board of Trustees for Canton Township, Stark County, Ohio, to adopt the following regulations:

1. No person shall keep or proximately harbor any dog within the unincorporated areas of Canton Township that, by frequent and habitual barking, yowling, or yelping, creates

unreasonably loud and disturbing new ways of such a character, intensity and duration as to disturb the public health, safety and welfare of Canton Township residents.

2. The keeping or harboring of a dog shall include any person who allows the dog to habitually remain, lodge, or feed within any dwelling, building, yard or enclosure that the person owns, occupies, leases or rents.
3. The frequent and habitual barking, howling or yelping of a dog shall be defined as any continuous period of time that exceeds fifteen (15) minutes in duration during the nighttime hours or thirty (30) minutes in duration during the daytime hours.
4. This prohibition shall not apply to the use of any dog that is lawfully engaged in hunting or training for hunting and win a company by a licensed hunter. However, such dogs at all times and in all other respects shall be subject to this resolution, unless actually in the field in engaged in hunting or in legitimate training for such purpose.
5. Whoever violates this resolution is guilty of a minor misdemeanor. Each day of continued violation constitutes a separate offense. Fines levied and collected for violation of this resolution shall be distributed by the Clerk of the Canton Municipal Court in accordance with Section 190 1.31 (Ave.) of the Ohio Revised Code, to the treasury of the Canton Township General Find, all as is provided in Section 95 5.99(I) of the Ohio Revised Code.
6. A copy of this resolution shall be certified by the Canton Township Fiscal Officer to the Clerk of the Canton Municipal Court.

Mr. Nichols seconded the motion and upon roll call, the vote resulted as follows:

JAMES WILCOX	<u>Absent</u>
WILLIAM SMITH	<u>YES</u>
CHRISTOPHER NICHOLS	<u>YES</u>

ADOPTED: June 03, 2008.


Instr: 200805060025936 06/06/2008
P: 3 of 3 F: \$36.00
Rick Campbell 12:44PM RESL
Stark County Recorder T20080022424

CERTIFICATE OF CLERK

State of Ohio)
) ss:
County of Stark)

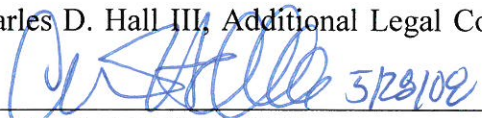
I, Ron Smith, Fiscal Officer and Clerk of the Board of Trustees of Canton Township, Stark County, Ohio, in whose custody and control the files and records of said Board are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original resolution now on file, and that the foregoing has been compared by me with said original resolution, and that the same is a true and correct copy thereof.

WITNESS my signature this 03rd day of June, 2008.



Ron Smith, Fiscal Officer and
Clerk of the Board of Trustees of
Canton Township, Stark County, Ohio

Approved as to form and legal sufficiency by Charles D. Hall III, Additional Legal Counsel to the Canton Township Board of Trustees.



Charles D. Hall III (0017316)

Canton Township Board of Trustees
4711 Central Avenue S.E.
Canton, OH 44707

Stark County Sheriff Dept
Attn: Rick Perez
4500 Atlantic Blvd NE
Canton, OH 44705

copy mailed 06/06/2008

