

OPEN

Trustee Reville called the meeting to order at 7:00 P.M.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

PLEDGE OF ALLEGIANCE

PRESENTATION TO WES DOBBINS - TASK FORCE OFFICER OF THE YEAR

The Trustees Honored Wes Dobbins for being named Task Force Officer of the Year from the U.S Northern District of Ohio.

PROCLAMATION

WHEREAS the Northern Ohio Violent Fugitive Task Force is a collaborative, district-wide law enforcement effort spearheaded by the U.S. Marshals Service that is dedicated to the pursuit, apprehension, and successful prosecution of violent adult fugitives across the Northern District of Ohio with outstanding state and federal felony warrants; and,

WHEREAS this task force was formed in direct support of [Project Safe Neighborhoods](#) to join the nationwide commitment to reduce gun crime in America by networking existing local programs that target gun crime and providing those programs with additional tools necessary to be successful; and

WHEREAS one of our own, Wes Dobbins, who has served the Northfield Center Township community for years as a Summit County Deputy Sheriff, has been honored with being named the Task Force Officer of the Year from the US Marshals Northern District of Ohio.

NOW THEREFORE BE IT RESOLVED that the Northfield Center Township Board of Trustees congratulates Wes Dobbins on this well-deserved honor and thank him for helping to make Northfield Center Township and all Northeast Ohio, a safer place to live and work.

Regular Portion of Business Meeting-

TRUSTEES DISCUSSION ON THE PUBLIC HEARING HELD SEPTEMBER 7- to Add to Section 130, Definitions, Chickens and Chicken Coop/Henhouse. **No Changes.**

Add to Section 310.09 Personal Backyard Hen Flocks in a Platted Subdivision, A: **Changes:** Delete: A one-time nonrefundable permit fee shall be required at the time of application. Add: The permit shall be a renewable annual permit. Change: A maximum of ~~three (3)~~ six (6) chickens may be permitted on each residential lot less than one acre in size.

and 2) Add to Section 130, Definitions, Food Establishments and Mobile Food Vehicles; Add to Section 310.12 Residential District Regarding Mobile Food Vehicles Regulations. **No Changes**

The Chair Requests Resolution 21/10-A-04 A to APPROVE ADDING TO SECTION 130, DEFINITIONS, CHICKENS AND CHICKEN COOP/HENHOUSE; TO ADD TO SECTION 310.09 PERSONAL BACKYARD HEN FLOCKS IN A PLATTED SUBDIVISION; AND TO ADD TO SECTION 130, DEFINITIONS, FOOD ESTABLISHMENTS AND MOBILE FOOD VEHICLES; AND TO ADD TO SECTION 310.12 RESIDENTAL DISTRICT, MOBILE FOOD VEHICLES REGULATIONS AS SUBMITTED.

Paul Buescher moves.

Russell Mazzola second.

Deliberation from the Board of Trustees

Regarding the permit fee and renewables, Trustee Mazzola asked how it will be tracked. Trustee Reville thought it would be done the same as it is with the Air BnB's, manually done. The reason it is changing from 3 chickens to 6 chickens is from the information the Zoning Commission received from the State of Ohio. Chickens are sold in packets of six to discourage apartment or condo dwellers from raising chickens.

Trustee Mazzola said the lot sizes say less than one acre minimum in size, but there is no minimum acreage. Trustee Mazzola asked how big the lots in Rolling Brooke were. Trustee Reville answered they have 20,000 square foot lots.

Trustee Buescher said the Trustees can give an initial okay (for chickens in a platted subdivision) but the Homeowners Association has the final say.

It was asked what the fee would be. Trustee Reville said the Board of Trustees will establish the fee.

Trustee Buescher asked if the mobile food vehicles legislation include ice cream trucks. He was answered in the negative. The full text amendments are attached at the end of the minutes.

Discussion centered on inspection of the property if complaints are lodged to the zoning inspector or Summit County Health Department. All discussion is on tape and on file.

With no further discussion, Trustee Reville called for the roll.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

DEPARTMENT HEAD REPORTS

Sheriff – the deputy from the Sheriff’s office began saying that the numbers in the report are not accurate. The only issue is Mr. Figler and the property with his cars. Mr. Figler has a letter from the court that was sent to the captain. Captain Joseph is retiring, as is Lt. Sanchez. There are a lot of retirements going on.

Trustee Reville asked if the letter from Mr. Figler could be emailed to the administrator to send to the attorneys.

The fire hydrant caps that were taken were found in a nearby pond. Apparently, the caps on the hydrants were not tightened after a training with junior firefighters. Twelve of the twenty-one were found in the creeks.

Fire Chief – Chief Ripley clarified that the hydrants are usable without the caps. He reported 47 squad calls and 11 fire calls for the month of September in Northfield Center. He said the 11 fire calls were not necessarily fires. The fire calls were for installing alarms for the elderly and miscellaneous alarm drops. District wide, there were 347 calls and 12 mutual aid calls outside the district.

As a token of appreciation, Chief Ripley presented to the trustees, 12-ounce tumblers for acknowledging the fire district’s centennial and for passing the 15-year contract. Included were challenge pins for each trustee. The tumblers and pins were donated by Spitzer Chevrolet.

Service Department -Interim Service director Frank Buehner reported that three additional culvert pipes were replaced, six driveway culverts were flushed, three additional ditches were cleaned, 14 areas of roadway were cut out and patched. Referring the stolen signs on Oakmont, Frank asked that residents report it as soon as possible. Frank expressed thanks to Northfield Village for the loan of their pallet jack for the electronics waste collection. He also thanked Paul Buescher for his donation of aluminum wiring.

Trustee Reville asked Frank about the striping request. Frank answered he was not able to get it done through the county this year. The reason for the request is because it was always striped in front of the island and residents called, asking for it.

Zoning Inspector Report – Assistant Zoning Inspector Judy Flauto reported that:

- 480 W Twinsburg Road, the basement was abated and the debris cleaned up by Butcher & Sons.
- 9097 Pleasantview-trees were cut.
- 89 N Oakmont, the grass has been cleaned up – new owners rented a brush hog.
- 7789 Crestwood – certified letter sent to Mr. Figler with a 10-day deadline to respond.
- 165 Hazel is up for Sheriff’s sale on November 5, 2021
- Kenwick – four letters went out for dead trees. All but one so far has complied.
- BZA will hold three public hearings on October 28 for 38 E Aurora Road – variance for a sign; Learning Ladder Gymnastics – conditional use permit; and Gram’s Goodies – variance for retail business in a residential area.

Attorney Brian Bremer with Roetzel and Andress is working with zoning personnel reviewing the outstanding violation files.

County Engineer – Eugene Wilson was present to report that:

- Highland Road bridge is on schedule. They still must paint the beams under the bridge, which should take three weeks. Firm date opening on November 15.
- Twinsburg Road is backed up due to construction personnel with COVID. It should close October 11 for two weeks. The trustees asked if Twinsburg Road could be delayed closing until November 15. Eugene said he would ask.
- The traffic signal at Olde Eight and Twinsburg is ready to be installed after they receive the equipment.
- The county’s whole striping projects were delayed.

Trustee Reville said they talked to the Charles at the engineer's office about widening Olde Eight. Eugene said he had not heard of that. He asked Eugene if he could find out the status. Eugene said he was told they were not going to widen the road, but just expand the berm two feet on each side.

Trustee Reville asked about Beechwood Avenue and the question to the county engineer about closing off Beechwood. Eugene Wilson said they sent it to the county prosecutor. The administrator said she spoke with County Prosecutor Marv Evans, who said that Beechwood can not be closed. The trustees asked her to have Marv Evans send his opinion in writing.

Township Administrator reported that:

- The Office of Budget and Management changed the deadline to report the American Rescue Act projects from October 31, 2021, to April 30, 2022.
- The Veterans Administration representatives will be at the Emergency Assistance Center on the third Friday of every month to enroll veterans for medical benefits and to answer questions about benefits. The information will be placed on the website.
- The Emergency Assistance Center is holding a free Halloween party this Saturday at 115 Aurora Road. Participants are asked to donate canned food items.
- The 28th Annual Community Expo is scheduled Saturday, November 13 from 9 a.m. to 3:30 p.m.
- Received an invitation to attend Macedonia's Fire District Centennial celebration on Wednesday, October 6, at 6:00 p.m. at Macedonia's Fire Department.

COMMITTEE REPORTS

Communications – No report.

Parks and Recreation- Mr. Rick Patz reported:

- Beacon Hills Park sports courts will be closed on Halloween weekend. Cables will be locked.
- Winter closing of Beacon Hills sports courts will be between November 1st and November 15th.
- Game Time switched the dark color equipment to light color equipment.

Stormwater Management – No report.

Safety Services – No report.

PUBLIC COMMENTS – Comments will be limited to Township residents and must relate to the items included in this Agenda and limited to less than five (5) minutes.

Mr. Rick Patz, 103 Kenwick Drive, addressed the condition of the recent paving job by Melway in the Wicks development. He advised the county engineer's rep to not pay the company. There is water laying the center in the fissures. Eugene Wilson said he will speak with the project manager first thing in the morning who will get together with the road superintendent.

Mr. Patz asked if the county does crack sealing for the township. Mr. Wilson said it is up to the Township to request it. Mr. Wilson said the county engineer holds a meeting in January or February, inviting all the townships to attend. At that time, township officials tell the engineer the projects they need, and the engineer incorporates it into a bid package.

Trustee Mazzola said we should be planning next year's projects now.

Mr. Ed Boeing, 8077 Olde Eight Road, said he still has questions on the chickens. He asked the effective date of the text amendment. He was answered, 30 days.

Mr. Boeing said it looks like an open-ended situation. Trustee Reville said Mr. Boeing is more than welcome to speak to the zoning commission. They meet the second Monday of the month. Mr. Boeing asked if there is any way to put this up for a vote in an election. The administrator said he had thirty days to file an administrative appeal. Trustee Reville said he doesn't have anything to appeal. The question would have to be presented to legal.

Mr. Boeing asked the inspection frequency and about the permit fee. Trustee Reville said the trustees will set a fee amount and an inspection process. It should follow the same procedure for violation notices. Trustee Reville said it was a tough decision. People love them or hate them. All discussion is on tape and on file.

Mr. Sam Morgante, 9604 Olde Eight Road, asked what the results of the Army Corps wetland delineation's study were. He was answered that the results just came in today and the township received a pre-Jurisdiction Delineation letter. The three identified wetlands are: two are Category 1 and the other is a modified Category 2.

Mr. Morgante questioned the request for Judy Flauto and if we are moving her from part-time to fulltime at the same rate of pay. He felt that it was discriminating. The administrator answered that Judy would be receiving full health benefits, vacation time, sick time, and paid holidays. Her current hourly rate would remain the same until wage adjustments are made in 2022.

Judy Flauto said she was more than happy to go full-time. It was for personal reasons that she asked to receive benefits and change of status with the Township, especially with the workload.

Mr. Morgante asked when the service department director is going to go from an interim position to a permanent position. He said the interim position has been in effect for nine months. He was answered that was to be determined.

Maggie Boeing, 8077 Olde Eight Road, asked if the chicken change to the platted subdivision has been voted upon and passed. Trustee Reville said we passed the recommendation .

Mrs. Boeing said she is in a platted area and doesn't want chickens to the left or right or to the back of her property. She could not understand that people living in a platted area would think that is okay. "I have to think about my property values. And at the time when selling my house, and prospective buyers come out and they see chicken coops and chickens. Gentlemen, I am speechless."

MOTIONS/RESOLUTIONS

Consent Agenda

All matters under the Consent Agenda area considered by the Board of Trustees to be routine and will be enacted by one motion.

Any Trustee may remove an item from the Consent Agenda by request. No second is required for removal of an item. Items removed for separate discussion will be considered after the motion to approve the Consent Agenda.

Organizational Items:

1. The Chair requests a Motion to approve/or dispense with the reading of the minutes of the Trustees Regular Meeting of September 7, 2021, and the Trustees Special Meetings of September 14, 2021, September 23, 2021, and Special Meeting of September 27, 2021.
2. The Chair requests a Motion to authorize the Fiscal Officer to draw current warrants/vouchers totaling \$130,575.35 to meet expenditures.
3. The Chair requests a Motion to acknowledge receipt of the Bank Reconciliations for the month of September 2021, received October 4, 2021.
4. The Chair requests a Motion to approve the Purchase Order for Payment No. 3 to Infinity Construction Co. Inc in the amount of \$45,368.19 to be drawn from General Fund 01-B-03 New Buildings.

Chair requests a motion to approve all items on the consent agenda.

Paul Buescher moves; Russell Mazzola second.

Trustee Mazzola asked the administrator if she reviewed the payment application to Infinity. She answered in the affirmative and said all the attachments were included in their packets.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-B to: Accept the Amounts and Rates as Determined by the Summit County Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the Auditor.

Russell Mazzola moves; Paul Buescher second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-C to: Establish a Video Service Provider Fee to be Paid by Any Video Service Provider Offering Video Service in the Township.

Atlantic Broadband has purchased Wide Open West (WOW) cable television services and will take over in January. As such, the township is entitled to receive a five percent (5%) cable service provider fee (used to be called franchise fees) from any cable service in the Township. The five percent is only toward cable television sales, not internet sales. The township does not charge Community Focus, because they provide a community service. The cable provider service fee of five percent would go into the General Fund. The fiscal officer will send a certified

Paul Buescher moves; Russell Mazzola second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-D to: Retain the Services of Danjen Striping LLC. Cost: \$375.00.

Russell Mazzola moves; Paul Buescher second.

The striping is for Rolling Brooke.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-E to: Retain the Services of Mid-Ohio Asphalt & Concrete Inc. Cost: \$19,900. To repave: 5,000 square foot section of Brookpoint Circle; 300 square foot section of Brookfield Lane; 1,800 square foot section of Pin Oak Circle; and 2,250 square foot section of Pleasantview.

Paul Buescher moves; Russell Mazzola second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-F to: Appoint Judy Flauto Fulltime Effective December 27, 2021.

Russell Mazzola moves; Paul Buescher second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-G to: Adopt a Speed Calming Device Policy and To Purchase Speed Humps at a cost Not to Exceed \$6,000.

Trustee Reville said this is an issue, we looked at Beechwood and asked if the administrator checked prices. She answered in the affirmative and gave the trustees the printouts. Trustee Reville said they would not go in this year.

Frank Buehner said they would need at least two pieces to create a lane as a speed hump. There is a policy that the trustees will adopt to determine which streets would get speed humps.

The trustees were asked how many streets will get speed humps. It was answered that there is no easy answer as to the streets that will get them. They will not go in this year.

Paul Buescher moves; Russell Mazzola second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The Chair requests Resolution 21/10-04-H to: Retain Neid's Garden Center to Assist the Service Department in the Annual Leaf Collection Program at a Cost of \$33,750.00.

Trustee Reville said he had a lot of questions on the request. He asked Frank Buehner what the township would get for that price. Frank Buehner answered they would supply two trucks with three personnel. Trustee Reville said he would like to schedule a workshop next week on Tuesday to discuss the leaf collection program.

Russell Mazzola moves to TABLE; Paul Buescher second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

FISCAL OFFICER REPORTS AND COMMENTS -No report.

TRUSTEES REPORTS AND COMMENTS

Trustee Mazzola said he and his team met with Infinity and the meeting went well. Still working through the renderings. Trustee Mazzola said they may go with glass doors for the fire bays. They also reviewed the interior finishes for the office areas.

THE CHAIR REQUESTS A MOTION FOR ADJOURNMENT

Paul Buescher moves; Russell Mazzola second.

Roll Call: Paul G. Buescher, Aye; Russell F. Mazzola, Aye; and Richard H. Reville, Aye.

The meeting adjourned at 8:31 p.m.

Richard H. Reville, Chair

Andy LaGuardia, Fiscal Officer

ATTACHMENTS:

Add the following new definitions to Section 130 "Definitions".

Chicken: A domestic fowl, Gallus domesticus , a type of bird kept on a farm for eggs or its meat.

Chicken Coop/ Hen House: A building where female chickens are kept.

Add the following as the **NEW Section 310.09**, making the current section 310.09 into 310.10, etc.

310.09 " Personal Backyard Hen Flocks in a Platted Development"

310.09 For the purpose of this section a Chicken, Gallus domesticus, refers only to a female chicken. Chickens are also referred to as "Backyard hens" are allowed in conjunction with a single-family dwelling by permit and subject to the performance standards and development criteria set forth herein.

A. A permit is required to ensure compliance with performance standards and development criteria. The application for permit must be submitted to the Northfield Zoning Inspector prior to placement of any chickens on the property. A one time nonrefundable permit fee shall be required at the time of application. **The permit shall be a renewable annual permit.** Upon satisfactory completion and submission of an application as determined by the Zoning Inspector and payment of a permit fee, as determined by the Northfield Township Trustees, the Zoning Inspector shall issue the permit. **A maximum of three (3) ~~six (6)~~ chickens** may be permitted on each residential lot less than one acre in size. If the lot is larger than one acre one additional chicken may be permitted per each additional 21,780 square feet over one acre. The aforementioned land requirements are the gross area of the premises harboring such chickens and include areas used by the resident for residential or other purposes, in addition to keeping of the chickens, subject to the following performance standards and development criteria.

1. Chickens shall be kept within the enclosed coop or other enclosure at all times. A coop is herein defined as a covered house, structure, or room that will provide chickens with shelter from weather and with a roosting area protected from predators. A fenced or wired area or run is required in conjunction with a coop to provide an outside exercise area for the chickens.
2. The coop shall be adequately screened from the neighbors' view using an opaque fence and or a continuous landscaped screen.
3. Any chicken coop and fenced enclosure shall be located in the rear yard of the property. No coop, enclosure or chickens shall be allowed in any front or side yard, lots with no rear yard shall be excluded from the setback restrictions.
4. A building permit shall be required for a chicken coop or other enclosure exceeding one hundred (100) square feet in area. A chicken coop is considered an accessory structure and is subject to the regulations concerning accessory structures.
5. The coop or enclosure shall be covered and ventilated. Any areas designated for containing chickens shall be completely secured from predators, including openings, ventilation holes, door, and gates.
6. The coop shall provide a minimum of three (3) square feet per chicken and be of sufficient size to afford free movement of the chickens. The coop may not be taller than five feet measured from the natural grade and must be easily accessible for cleaning and maintenance.
7. All stored feed shall be kept in a rodent and predator proof container.
8. Chickens may not be kept on duplex, triplex, or in multifamily properties.
9. No ducks, geese, turkeys, peafowl, pheasants, quail, male chickens/roosters or any other poultry or fowl are allowed under these provisions.
10. The slaughtering of chickens on the premises is prohibited.
11. Chickens shall be kept for personal use only. The selling of chickens, chicken eggs, chicken manure, and the breeding of chickens for commercial purpose is prohibited.
12. Chickens shall not be permitted to trespass on neighboring properties, be

released or set free and shall be kept within a coop or enclosure at all times.

13. Chicken coops and enclosures shall be maintained in a clean and sanitary condition at all times. Chicken shall not be permitted to create a nuisance consisting of odor noise or pests or contribute to any other nuisance condition.
14. All chicken coops or enclosures shall meet the setbacks for principal buildings pursuant to the Northfield Center Zoning Regulations. Chicken manure and other refuse shall be removed from the coop and associated structures and shall be properly and lawfully disposed of, or composted.
 - B. No animal including a dog or cat that kills a chicken shall for that reason alone be considered a dangerous and/or aggressive animal.
 - C. Chickens that are no longer wanted by their owners shall not be released and chicken coop shall be removed.
 - D. As a condition of the issuance of a permit, a permit holder consents to the inspection of his or her property upon complaint to the Northfield Zoning Inspector or The Summit County Health Department as related to chickens/backyard hens.
 - E. This section shall not change the right granted to properties zoned as Agriculture.

These regulations shall not supersede any Homeowners Association rules

Add the following definitions to Chapter 130 -Definitions:

FOOD ESTABLISHMENT: A business operation that prepares and serves food and/or beverage items for sale either by cash or credit or donations for human consumption on or off the premises.

MOBILE FOOD VEHICLE. A motorized or bicycle powered vehicle or trailer equipped to enable the cooking or preparation of food items for consumption, shall include cooked or processed items that may have been previously prepared, packaged or prepared on site, ice beverages (hot or cold), or any ingredient intended for use or sale in whole or part for human consumption. This definition includes but is not limited to, mobile food kitchens, pushcarts vendors, bicycle cart vendors, mobile food trucks/trailers and coffee vehicles. This definition does not apply to "meals on wheels" program vehicles or home food delivery services.

Add a new Section, Section 310.12 to Chapter 310 "Residential District Regulations":

310.12

Mobile Food Vehicle Regulations

310.12. No person or entity shall conduct or dispense food or beverages from a Mobile Food Vehicle unless a permit for such vehicles is in effect and conspicuously displayed as provided by Section 310.12 and has complied with Section 630.04 for Temporary Conditional Zoning Certificate for Seasonal sales.

. Application: An application for a permit shall be made on forms through the Northfield Center Zoning Inspectors

B. Information Required: Each completed application must include the following.

1. The name of the business and its individual owner(s).
2. The mailing address of the business and mobile phone and e-mail address of the operator(s).
3. The types of food and beverages to be dispensed from the vehicle.
4. Verification that the Mobile Food Vehicle has passed all necessary inspections required by the County Health Department with jurisdiction over such Mobile Food Vehicle.
5. A certificate of insurance evidencing commercial General liability coverage in the minimum amount of \$ _____ dollars (.) in the aggregate
In a form acceptable to the Township and naming Northfield Center Township as an additional insured.
6. A completed Mobile Food Truck/Trailer Checklist Inspection completed by the Fire Department
7. Written permission from the property owner in order to operate on private property.

**NORTHFIELD CENTER TOWNSHIP BOARD OF TRUSTEE
REGULAR MEETING**

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8. Any power sources must be depicted on the site plan and must meet all applicable electrical code standards.
9. The mobile food truck operator must provide the Township with a site plan of the property depicting the exact location of the vehicle and reflecting how traffic and pedestrian movement will be monitored.
10. Any additional information that the Township may add.
 - C. The application fee shall be \$_____ for the year and all permits shall expire on December 31 of the year issued.
 - D. The issuance of a permit does not grant or entitle the exclusive use of a location to the mobile food vehicle permit holder or convey continuing and ongoing access to a location if such location is on public property.
 - E. A permit issued pursuant to the Chapter shall not be transferrable; and any attempt to assign; sell, lend, lease or in any manner transfer such permit shall be void.

Add a new Section, Section 310.13 to Chapter 310 "Residential District Regulations":
310. 13v Mobile Food Vehicle Location and Operator 310.13. No person shall operate a vehicle/trailer within Northfield Center Township unless they first obtained a permit and are operating in conformance with these regulations.

- A. Persons conducting business from a mobile food vehicle on public or private property may conduct such business only in compliance with the following:
 1. They must provide to the Township a copy of the lease or written expressed consent from the property owner to use the business property on which they propose to operate or enter into a written agreement with the Township if the property location is on publicly owned property.
 2. The mobile food vehicle operator must maintain all refuse, trash, and litter from the operation of the business onto the private property and shall be responsible for properly disposing of such refuse, trash; and litter as would any business and shall not place it in any public trash container, or in any private container without proper permission.
- B. Persons conducting business from a mobile food vehicle on private property shall not be permitted to operate in the following manner:
 1. Vending may not obstruct the use of any street intersection or pedestrian crosswalk.
 2. Vending shall not impede the ingress or egress of any driveway.
 3. Vending shall not obstruct pedestrian space.
 4. Vending structures shall not be left unattended or stored at any time on the open vending site when vending is not taking place or during restricted hours of operation.
 5. Amplified sound or sound equipment or visual attractions such as balloons, streamers or flags or similar items is prohibited and shall not be used to draw attention to the Mobile Food Vehicle,
 6. Any and all signage must be contained on the private property. At no time shall any signage be placed in the public right-of-way,
 7. No mobile food vehicle operator shall provide any dining area, including but not limited to tables, chairs, booths, bar stools, benches, counters unless a proposal for such arrangement is submitted with the permit application and approved by the Township.
 8. Vendors shall be prohibited from traveling and operating in multiple locations in the Township during any 24-hour period.
- C. All operators are subject to the regulations and other requirements established by the by the Summit County Health Department
- D. Hours of operation shall be limited and designated by the Township and vendors shall be allotted thirty (30) minutes breakdown before and after the stated operation hours.
- E. No mobile food vehicles shall be located within fifty (50) feet from the front door of any existing food establishment. Distance shall be measured to the nearest public entrance for any indoor food court. The distance requirements herein may be waived if the Mobile Food Vehicle Vendor submits written approval to the Township from all food establishments referenced herein that are closer than fifty (50) feet that such food establishment does not object to the location of the mobile food vehicle.

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F. It shall be unlawful to operate a mobile food vehicle in or within one hundred and fifty (150) feet of any Primary or Secondary School. Distance shall be measured to the nearest lot line of the school campus.

G. The permit shall be subject to additional limitations on hours and days of operation that the Township determines are appropriate to prevent conflict with special events. Examples of such events include but are not limited to, construction, parades, sponsored marathons, and street closures due to licensed events. Mobile food vehicles shall be parked only on gravel or paved surfaces.

H. No mobile food vehicle shall use or maintain any outside sound amplifying equipment, Lights, noisemakers, or visual attractions such as balloons, streamers or flags or similar items to attract customers. A mobile food vehicle may use battery or generator-operated lights with appropriate protective shields for the purpose of illuminating merchandise, so long as it is not a distraction to passing motorists. The decision of such distraction shall be determined by the Summit County Sheriff.

I. No mobile food vehicle operating within the township shall cause congestion that impedes pedestrian traffic or interferes with the Township's use of any public rights-of-way, this shall include but is not limited to activity of customer queues accessory units, or signage that in any way invades or impairs access to adjacent parking, pedestrian, or vehicle traffic.

J. No mobile food vehicle shall make or solicit any sales to occupants of vehicles or engage in any activity which impedes vehicular traffic.

K. Mobile food vehicles shall be responsible to provide and maintain their own trash receptacles. Permittee shall contain all refuse; trash, and litter within the mobile food vehicle; or a small removable trash can maintained by the permittee and located adjacent to the mobile food vehicle in such manner as not to block or otherwise obstruct pedestrian or vehicular traffic, The permittee of the mobile food vehicle shall be responsible for properly disposing of such refuse, trash, and litter as would any business and shall not place it in any public trash container, or in any private container without proper permission.

L. Mobile food vehicles shall be responsible for proper disposal of wastewater and shall be prohibited from discharging any wastewater onto the ground or into storm sewers and sanitary sewer lines.

M. The proposed mobile food vehicle vending activity shall be responsible for complying with all applicable laws, including but not limited to the American with Disabilities Act.

N. Pushcarts shall have overhead protection, such as an umbrella, to cover the food area.

O. No mobile food vehicle shall have a drive-through service.

P. The decibels levels for any generator(s) used shall not exceed 80DBN the operator shall provide the manufactures' spec on decibels range generated by his particular generator.

Q. Temporary 24-hour Mobile Food Vehicle Permit:

1. Must comply with Regulation 310.12 and 310.13.
2. Issued by the Township Zoning Inspector.
3. Shall only be issued to the owner/operator three(3) times in a calendar year.
4. Temporary permit fee \$ _____.