

ORDINANCE NO.: 30-2010

VILLAGE OF SILVER LAKE

INTRODUCED BY: The Administration

AN ORDINANCE ESTABLISHING THE SILVER LAKE SHADE TREE COMMISSION AS AN ADVISORY BOARD TO THE PARK BOARD TO PROMOTE THE REGULATION AND CONTROL OF THE PLANTING AND MAINTENANCE OF TREES AND SHRUBS ON VILLAGE OWNED OR CONTROLLED PROPERTY, AND DECLARING AN EMERGENCY.

WHEREAS, this Council finds that the planting and maintenance of trees and shrubs on Village controlled property would be better served and the public better protected by the establishment of a village Shade tree Commission as an advisory board to the Park Board.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Silver Lake, County of Summit and State of Ohio:

Section 1. That the Silver Lake Shade Tree Commission be, and the same is, hereby established, and the statement of policy and purpose, composition and organization, and duties of the Commission are hereby enacted as follows:

(A) POLICY.

It shall be the policy of the village to regulate and control the planting, transplanting, maintenance and protection of trees and shrubs on village owned or controlled property in the Village in order to eliminate and guard against dangerous conditions that may cause property damage or result in injury to persons while using the streets, alleys, sidewalks or property of the Village; to promote and enhance the beauty and general welfare of the village; to prevent damage to any public sewer or water main, street, sidewalk or other public property; to protect trees and shrubs located in public areas from undesirable and unsafe planting, removal, treatment and maintenance practices; and guard all trees and shrubs within the Village against the spread of disease or pests.

(B) ESTABLISHMENT OF COMMISSION; MEMBERSHIP.

A commission, to be known as the Silver Lake Shade Tree Commission ("the Commission"), is hereby created as an advisory board to the Silver Lake Park Board ("Park Board"). The Commission shall consist of up to five members who shall be residents of the Village. The Park Board, with the approval of Council, shall appoint the Commission. One of the members of the Commission shall be trained or experienced as a landscape horticulturist, if available. The Tree Committee Chairman of the Park Board shall also be the Shade Tree Commission Chairperson. No compensation shall be paid to members of the Commission.

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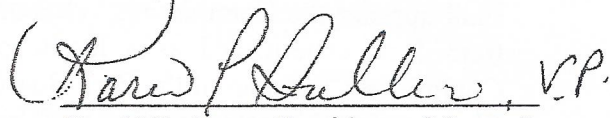
(C) DUTIES OF COMMISSION.

- (1) To study, investigate, plan, advise, report and recommend to the Park Board any action, program, plan or legislation that the Commission shall find or determine to be necessary or advisable for the care, preservation, trimming, planting, removal or disposition of trees and shrubs in public ways, streets and alleys.
- (2) To assist the Park Board and the residents of the Village in the dissemination of news and information regarding the selection, planting and maintenance of trees within the corporate limits, whether the same are on private or public property, and to make recommendations to the Park Board from time to time, as to desirable legislation concerning the tree program and activities for the Village.
- (3) To provide regular and special meetings at which the subject of trees insofar as it relates to the village may be discussed by the members of the Commission, officers and personnel of the Village and all others interested in the tree program; and
- (4) To study and recommend to the Park Board a Master Street Tree and Shrub Plan for the Village.

Section 2. That it is 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 the Council and of 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 3. WHEREFORE, this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, convenience and welfare of the Village of Silver Lake and the inhabitants thereof, for the reason that immediate needs of the Village must be addressed by the subject Commission, and provided it receives the necessary affirmative votes as required by the Village Charter, 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 period allowed by law.

PASSED: May 3, 2010


Gerald P. Jones, President of Council

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APPROVED AS TO FORM:



Robert W. Heydorn, Solicitor

ATTEST:


Teresa M. Spohn, Clerk-Treasurer

APPROVED: May 4, 2010
Date


Bernie Hovey, Mayor

Silver Lake, Ohio 5-4-2010
I, hereby certify that Resolution or Ordinance
No. 30-2010 was published by title or in
full in the local newspaper, or designated by
Council resolution on the date or dates of
5-4-2010

Clerk of Council