

**RESOLUTION 2019 - 04**

**SUGAR BUSH KNOLLS "DOCKS" ORDINANCE**

In order to protect the lakes and waterways within the Village of Sugar Bush Knolls, the Village Council hereby adopts the following resolution which shall henceforth be known as "**Sugar Bush Knolls "Docks" Ordinance**," shall be codified as 902.03 in the Village Ordinances.

**WHEREAS**, the Village Council of Sugar Bush Knolls desires to protect and promote the health of all of its citizens; and

**WHEREAS**, the Village Council of Sugar Bush Knolls desires to promote the health and safety of its lakes within the Village of Sugar Bush Knolls; and

**WHEREAS**, regulating the size, number, and location of docks on the Lakes of Sugar Bush Knolls will not only protect the health and safety of its citizens, but also protect the health and safety of the lakes of Sugar Bush Knolls;

**NOW THEREFORE**, be it ordained by the Council of the Village of Sugar Bush Knolls, Portage County, Ohio, at least a majority of all members elected thereto concurring, hereby approves the following Ordinance:

**SECTION ONE**: The Village Council creates and enacts Village Ordinance 902.03 as described more fully in the attached Exhibit A.

**SECTION TWO**: Any existing ordinances, or parts thereof, in conflict with this ordinance are hereby repealed.

**SECTION THREE**: 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 this Council, and any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including the Ohio Revised Code.

**SECTION FOUR**: The first reading of this ordinance occurred at the April 8, 2019 regular Village Council meeting. The second reading of this ordinance occurred at the May 13, 2019 regular Village Council meeting. This ordinance was approved at the June 10, 2019 regular Village Council meeting and is effective thirty (30) days after it has been adopted by the Village Council.

PASSED:

JUNE 10, 2019

Date

John C. ...  
Mayor

ATTEST:

Willie ...

Clerk of Council

I hereby certify that Resolution No. 2019-4 was duly enacted this 10<sup>th</sup> day of June, 2019, by the Council of the Village of Sugar Bush Knolls, Ohio.

Willie ...  
Clerk of Council

Exhibit "A"

**Sugar Bush Knolls "Docks" Ordinance**

902.03 The lakes and waterways in Sugar Bush Knolls shall be regulated as follows:

A. DOCKS -- Any person, corporation, or entity that has received a permit from the Village of Sugar Bush Knolls in accordance with Village Code 902.01(D) may install a dock in or on an aquifer subject to the following conditions:

- (1) The docks must be constructed on the resident's property but, subject to subparagraph (4), may extend over the water.
- (2) The dock must be walking surface and hand railings only (i.e. no canopies).
- (3) The length of the dock parallel to the shoreline shall not exceed 22 feet.
- (4) The width of the dock perpendicular to the shoreline shall be a minimum of three (3) feet and a maximum of nine (9) feet, extending up to six (6) feet over the water.
- (5) Only fixed docks are allowed.
- (6) Docks may NOT be constructed with creosote or penta-treated lumber materials
- (7) Plans and specifications must be submitted to the Village of Sugar Bush Knolls Planning Commission for review and approval before initiating new construction, replacements, modifications, or repairs that alter the basic construction. Repairs that do not alter the basic construction of a structure do not require submission

(B) Penalty: Any person, corporation or entity violating any provision of this Ordinance shall be fined not more than \$1,000 for each offense and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. Such sum may be recovered in a civil action brought in the Court of Common Pleas in this County by the Village Solicitor in the name of the Village of Sugar Bush Knolls.