

Zoning Commission

October 12th

2011

ATTENDING:

Larry Schrader
Bill Arnold
John Yeargin
Janelle Albertoni

Jeff Childers (Voting Alternate)
David Vartenuk (Alternate)
Jim Demboski
Jim Albertoni

The meeting was called to order by Mr. Schrader at 7:45 p.m.

Mr. Albertoni asked to begin the meeting with a recommendation to remove the barking dog portion on page 197 from the resolution, not even the sheriff will enforce the item.

Mr. Schrader asked what can we really do if the resident has 5 acres and listed as agricultural with 5 dogs, does a resident have any type of recourse? Since it is an item from the Ohio Revised Code we cannot remove it. Mr. Arnold added that a disgruntled resident can take the matter to civil court.

Mr. Albertoni said this came up from an issue arising from the kennel on Etter Road. One of the neighbors is a KSU professor who wrote a nice 2-page letter noting his concerns for his property and this business. Mr. Albertoni pointed out that there is nothing the township can do to enforce the resolution on the barking dog matter.

Mr. Yeargin said he went to a meeting at the Mogadore Senior Roundtable concerning dogs, cats & other critters. They said that the dog warden is the agency responsible for enforcing dog issues. Mr. Yeargin doesn't believe we should remove it from the resolution, but have the resident use the item to get the dog warden enforce the rules.

Mr. Schrader added that he agreed with Mr. Yeargin. It is in the appendix on page 199 SEC E and page 197 item #3 refers to the warden as Mr. Yeargin said. Mr. Albertoni please check with Mr. Meduri.

Mr. Albertoni said he is getting complaints about the noise the drillers are making during their 24/7 schedule. One last item Rufener filed an appeal with the Supreme Court to use the entire property on his sand & gravel permit. We did get rules they must abide by, and they are staying inside the stakes at this time.

Mr. Schrader said he heard we had a few new homes going up, it is good to see new construction. Mr. Albertoni said it is mostly new garages.

Mr. Schrader mentioned that during the last meeting Mr. Monroe submitted information about ATV's running on private property, along with public property. Maybe we can discuss this at the next meeting.

Mr. Yeargin said he looked into this matter further and it turns out it is a Civil enforced matter by the police or Sherriff's Department, not a zoning issue.

Mr. Childers believes we should make a public ruling on the matter since it was presented as a concern to the commission.

Mr. Yeargin made a motion that after careful review of the information presented we as a commission cannot make changes to the resolution concerning ATV's because it is not a zoning issue. The motion was seconded by Mr. Childers, all of the commission members voted in favor of the motion.

Mr. Schrader asked if anyone had anything else to bring to the table. The next meeting will be held on the 9th November 2011 at 7:00 P.M.

The motion to adjourn was presented by Mr. Arnold and seconded by Mr. Childers. The motion to adjourn carried with all of the commission members voting in favor. Meeting adjourned at 8:13 P.M.

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Larry Schrader - Chairman

Adam Bey – Zoning Com. Sec.

During a meeting held on the 9th of November 2011 a motion was made to approve these minutes after substituting dog for animal in the fourth paragraph by Mr. Arnold, seconded by Mr. Yeargin. Mr. Duma abstained and the rest of the commission members voted in favor of approving the minutes.