



Zoning & Planning Commission Meeting
August 25, 2014

Call to Order:

Chair Dennis Gordon called the meeting to order at 7:02 p.m.

Pledge of Allegiance

Roll Call:

Present: Chair Gordon, Mayor Gene Sulzener, Rick Stallard, Pete Fontana, and Kieran O'Rourke

Approval of Minutes:

Rick Stallard made a motion to approve the minutes for the July 28, 2014, meeting. Pete Fontana seconded the motion. Three aye votes. Mayor Sulzener and Kieran O'Rourke abstained. The minutes were approved as written.

Privilege of the Floor:

Lynn Anna, resident of 12 Prospect Street presented a slide show of the flooding that is occurring on her property. Mrs. Anna believes the flooding is from the neighbors landscaping project of their property. The flooding started in 2008 right after the neighbor graded and landscaped their property at 8 Prospect. Mrs. Anna has not had prior flooding while residing at 12 Prospect for 38 years. Mrs. Anna stated the neighbors are aware of the problem and has not acknowledged the problem is from their property and that Mrs. Anna has a drainage issue. Mrs. Anna's finished basement has flooded two times and has cost \$30,000 in damages since 2008. Mrs. Anna showed that the flooding occurs if it's a quarter inch of rain or three inches of rain.

Mr. Pauley will look and see if The Village Zoning Ordinance Code covers the situation and allows for a citation. Mr. Pauley's advice was to have Mrs. Anna seek her own counsel and go for a Private Course of Action. Mr. Pauley explained that there is a statute of limitations. Mrs. Anna prefers not to take that route but will consider the advice.

The Commission did review Section 406.04 regarding grading and seeding and felt it did not apply. The Commissioners discussed with Mrs. Anna a few reasons for the flooding and some ideas for solutions with drain tile.

Zoning Inspector's Report:

No report given.

Economic Growth Report:

Mr. Stallard reported the Economic Development did not have a meeting. There is an active CRA for Blair Rubber. The Panther building is being aggressively marketed by Hershberger.

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New Business:

Chair Gordon announced he was sorry to hear that Kevin Bittaker, Zoning Inspector, has resigned his position. The Commission discussed qualifications and the process for hiring the new person. The Mayor will advertise the position.

Old & Pending Business:

Mr. Pauley informed the Commission that a variance request cannot be repeated. It must be for a different type variance if on the same property. The only other option for a denied variance would be to take the case to the Common Pleas Court.

Mayor Sulzener announced the Chippewa Watershed District will be working on maintenance, replacing and repairing drainage on the creek from Greenwich Road and heading south. As of this date, they have not placed the job for bid.

Mr. Stallard said that he will be working with Kathy Rhoads on the Historic Application and see if they can keep it moving forward.

Privilege of the Floor:

None.

Motion to adjourn by Mr. Stallard and seconded by Mr. Fontana. All were in favor. The meeting adjourned at 8:25 p.m.

Respectfully Submitted,



Dennis Gordon
Chairman