

ZBA Meeting Minutes March 9, 2017

The March 2017 meeting of the ZBA was held on Thursday, March 9, beginning at 5:32 pm. Pledge of allegiance was recited, and chairman Arcaro asked for role call. Present were Mr. Arcaro, Mrs. Sherman, Mrs. Gates, and Mr. Naylor. Mr. McKenna was absent. Mrs. Gates made a motion to excuse Mr. McKenna, which was seconded by Mr. Naylor. Motion carried.

The January minutes stated Mr. Arcaro and Mrs. Sherman were absent, but Mrs. Gate pointed out that she was the only one absent. Also in case #02-2017, the minutes stated that Mr. McKenna made the motion to approve, but it was actually Mrs. Gates. Mrs. Gates made a motion to approve with changes, seconded by Mrs. Sherman. Motion carried. The December minutes had not been approved at the January meeting due to lack of quorum. The December minutes could not yet be approved for the same reason, but Mrs. Sherman stated that Mr. McKenna was running late. Motion to approve was tabled until later in the meeting.

- I. Case #03-2017, Mr. Robert Myers of 554 Center Road, parcel #12-313-00-068-02 was seeking a conditional use variance to operate Myers trapping from his home, located in a B2 district. Mr. Myers was sworn in and stated his intent for his business. He and his son had begun trapping groundhogs to help neighbors. As more neighbors utilized their service, they obtained a nuisance permit from the state of Ohio. Mrs. Myers also became certified with the state. They trap nuisance animals, such as skunks, raccoons and groundhogs, but are also adding nuisance goose removal. They are training a border collie for this purpose. They have been training the dog at the ball fields at CLYO to remove the hazard of aggressive geese towards children. Mr. Myers stated that animals trapped per state law have to be euthanized, with the exception of some animals that can be relocated with written permission by the property owner. They take euthanized animals to Geneva for proper disposal at an approved landfill, and requires a hazardous waste manifest. He stated they would only place a small sign from Vista print in their front yard. He said their son may eventually want to grow the business and become a licensed applicator to allow spraying pesticides.

Mr. Arcaro inquired what was included in the applicator portion. Mr. Myers said they didn't know, but it would be small quantities and they would not become a dealer. He said it could entail another building on the property, and Mrs. Sherman reminded him that another building would require another permit. He said certification would require training and certification through Ohio University and obtaining \$300,000 liability insurance. Mr. Arcaro added that if they wanted a bigger, more detailed sign down the road, a permit would be required for that as well. Chairman Arcaro asked if letters went out. Ms. Shubitowski stated they did and nothing was heard back from anyone. Mr. Myers submitted 2 letters from neighbors endorsing their services to be

placed in the record. Rex Allshouse, the neighbor on the corner of Daniels and Center was in attendance and was sworn in. He stated he had no objections, but had gotten the letter and was curious.

Mr. Arcaro asked for a motion to approve, which was given by Mrs. Sherman and seconded by Mr. Naylor. Mr. Arcaro then asked if there would be increased foot traffic to which Mr. Myers said there would not be. Role was called on the motion to approve, all were in favor. (Mr. McKenna had arrived at the meeting during testimony) Motion carried.

- II. Attention reverted to the December minutes, as a quorum could now be obtained with the arrival of Mr. McKenna. Mr. McKenna had gotten confused thinking the meeting was moved when a special meeting to be held on March 23 was announced. Role was called to approve, all able to vote were in approval.
- III. Mr. Arcaro asked Mr. Allshouse if he had public comment. Mr. Allshouse said he really just had questions regarding building a home on his lot across the street. Ms. Shubitowski stated she could give him the structure application after the meeting and stated what would have to be submitted with the application. Mr. Allshouse asked about approval of the septic system, and Ms. Shubitowski said that was done through the health department. Once permits were obtained from the city, permits would also have to be pulled from the county. Mr. Allshouse asked about size and height restrictions, and Ms. Shubitowski said size would depend on the zoning district, but she knew the west side of the road was in a different district, and would have to be reviewed in her office. Mrs. Gates added that submittal to the county was going to change at some point, requiring a signature from the zoning department and any conditions attached and approved by zoning. Mr. McKenna advised on considerations for a septic system. Mr. Arcaro and Mr. Naylor reiterated that the health department would have to determine need and feasibility.

Mr. Arcaro asked for a motion to adjourn, given by Mrs. Gates and seconded by Mrs. Sherman. Meeting adjourned at 5:56.

Patrick Arcaro, Chairman

Melanie Shubitowski, Clerk