

# MINUTES OF THE ROOTSTOWN TOWNSHIP TRUSTEES

## July 26, 2016

The regular meeting of the Rootstown Township Trustees opened at 5:30 p.m. on July 26, 2016. Those in attendance were Trustees Linda Hankins, Joe Paulus and David McIntyre, JoAnn Townend, Fiscal Officer, Fire Chief Charles Palmer, Road Superintendent Bill Hahn, Zoning Inspector Mark Tirpak, Zoning Administrative Assistant Jordan Michael and Trustees Administrative Assistant Julie Gonzales.

**Resolution No. 2016-131** – Motion was made by Dave McIntyre and seconded by Joe Paulus to accept the minutes of July 12, 2016. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, yea, Dave McIntyre, yea.

**Resolution No. 2016-132** – Motion was made by Joe Paulus and seconded by Dave McIntyre to accept the minutes of July 14, 2016. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, yea, Dave McIntyre, yea.

### **ROAD SUPERINTENDENT REPORT**

Bill recommended the tires be replaced on the dump trucks.

**Resolution No. 2016-133** – Motion was made by Dave McIntyre and seconded by Joe Paulus to purchase ten (10) tires for the dump trucks from Ziegler Tire in an amount not to exceed \$3,870.00. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, yea, Dave McIntyre, yea.

The cab mounts on the 2004 Chevy dump truck are rotting. It is out of service at this time.

The crew repaired the water pump on the roadside mower. The cost was \$250.00.

The chip and seal project will begin at the end of the week.

### **Cemetery**

There were no funerals since the last meeting.

### **Park**

The fence is up at the park.

Bill spoke to Don Black of the Operators Union and they informed him they will begin September 1<sup>st</sup> in accordance to the storm water prevention plan approved by the Ohio EPA.

The volunteers from Community Bible Church (CBC) put new playground mulch at the park and started staining the picnic tables. Julie will send them a thank you note.

Bill said Sequoia at NEOMED will be doing a community service type project in the near future.

Bill will be attending the August 3<sup>rd</sup> meeting regarding the grant money for Harvest Hills. Bill has copies available of the park plan. Jordan will scan and email it to Linda. Bill also gave Mr. Wise a copy of the plan, per his request.

A homeowner contacted Joe regarding a utility pole on Lynn Road by John Smith Road that a truck pulled loose. The homeowner contacted First Energy and AT&T and neither claimed the pole to replace. Bill will take a look to see if there is a number on it. It could be AT&T's pole.

### **FIRE CHIEF REPORT**

Chief Palmer informed the Trustees that the water meter was replaced at the fire station. During this process the second floor flooded in the bunk room. The water came down through the ceiling tiles on the first floor damaging the ceiling and walls. The insurance company is working on the repairs. Chief Palmer gave the Trustees the damage estimate from the public adjuster. The total damage is estimated to be \$15,774.00.

The trucks go for their annual pump testing in Suffield. This evaluation is required each year for ISO and NFPA.

The new air packs should arrive in two weeks. The FEMA Grant will pay for a portion.

Chief Palmer gave the Trustees a copy of the operating budget YTD. They have spent 57% of their appropriated funding.

### **ZONING INSPECTOR REPORT**

There were four (4) permits issued.

1 – House	1 – Addition
1 – Demo	1 – Fence

**Resolution No. 2016-134** – Motion was made by Joe Paulus and seconded by Dave McIntyre that the Trustees does not authorize the Zoning Department to accept or review any permit applications from Donphil Holdings Company and/or at address 5192 Tallmadge Road in Rootstown Township, until all outstanding permit fees from Donphil Holdings Company are paid to the Township in full. The Zoning Department shall not act upon any applications submitted for this property until the Township has received payment for all previous zoning permits. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, yea, Dave McIntyre, yea.

**Resolution No. 2016-135** – Motion was made by Dave McIntyre and seconded by Linda Hankins that pertaining to the Marsh Creek barrier; the Rootstown Township Board of Zoning Appeals originally approved the development site plan, and any modifications shall be heard before the same board. The Village of Marsh Creek Condominium Association wants to modify the intersection of two private roads; they shall apply for a Conditional Use Permit to request approval from the Rootstown Board of Zoning Appeals. Failure to do so will result in legal action. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, abstained, Dave McIntyre, yea.

Mark said the ZBA denied storage for Schumann Towing at their last meeting. They will be attending the Zoning Commission meeting to discuss this issue informally.

Jordan said permit fees will not be doubled until after a violation letter has been issued.

6:05 PM – Linda opened the Public Hearing  
Proposed Zoning Amendment  
Section 310.09C – Maximum Floor Area of Accessory Building and Structures

At the March 1, 2016 Zoning Commission meeting, a motion was passed unanimously to amend Section 310.09 CI of the zoning resolution.

**Resolution No. 2016-136** – Motion was made by Joe Paulus and seconded by Dave McIntyre to amend zoning amendment Section 310.09 CI – Maximum Floor Area of Accessory Building and Structures upon the recommendation of the Rootstown Zoning Commission as follows:

**Existing:**

- I. The combined total square footage of all detached residential accessory buildings and structures permitted to be constructed on a parcel shall not exceed the following percentages of the parcel's overall size:

	<u>Max. Foundation</u>	<u>Height</u>
a. 0 – to ½ acre -	450 sq ft	20'
b. over ½ to 1 acre -	600 sq ft	20'
c. over 1 to 2 acres -	900 sq ft	25''
d. over 2 to 5 acres -	1,200 sq ft	25'
e. over 5 acres -	2,000 sq ft	25'

**Proposed:**

- I. **The combined total square footage of all detached residential accessory building and structures permitted to be constructed on parcel shall not exceed the following percentages of the parcel's overall size:**

	<u>Max. Foundation</u>	<u>Height</u>
a. <b>0 – ½ acre -</b>	<b>5%</b>	<b>20'</b>
b. <b>over ½ to 1 acre -</b>	<b>4.25%</b>	<b>20'</b>
c. <b>over 1 to 2 acres -</b>	<b>3.5%</b>	<b>25'</b>
d. <b>over 2 to 5 acres -</b>	<b>2.75%</b>	<b>25'</b>
e. <b>over 5 acres -</b>	<b>2%</b>	<b>25''</b>

**Rationale:** To undo a previous amendment reducing the maximum size for detached accessory buildings, which was found to be unreasonably strict.

There were no comments or concerns from the public. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, yea, Dave McIntyre, yea.

The Public Hearing closed at 6:07 PM.

## **FISCAL OFFICER**

**Resolution No. 2016-137** - Motion by Joe Paulus and seconded by Dave McIntyre to pay bills on file with the Fiscal Officer. Upon roll call the vote as follows: Linda Hankins, yea, Joe Paulus, yea, Dave McIntyre, yea.

JoAnn received the approved to form JEDD resolution from Chris Meduri for the Board of Elections. This should be adopted at the next Township meeting. The deadline to submit to the Board of Elections is August 10<sup>th</sup>.

## **CITIZENS COMMENTS**

Mike Kerrigan said the JEDD meeting hosted by Woody Goodnight went well yesterday evening.

Ralph Paulus asked why the Trustees wish to take the JEDD issue to the ballot. Joe said they would like the citizens to have an input. Dave spoke to a lot of residents and they would like it to be on a ballot.

## **UNFINISHED BUSINESS**

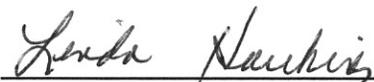
Joe received the final draft of the Comprehensive Land Use Plan (CLUP) and has emailed it to the Trustees. Joe said they received a lot of positive input from the community.

Linda said the Park Commission meeting will be August 11<sup>th</sup> at 7:00 PM at the Town Hall. Linda said she will also be attending a Regional Planning Meeting that same day. Dave said he has had some feedback regarding the Park Commission. They are confused as to what they should be doing. There are no by-laws in place and all decisions are to be made by the Trustees. Mark suggested the Commission prepare a park district overlay. Have items for the Zoning Commission to review. Linda will email Andrea, President of the Park Commission and have her add it to their agenda.

Dave asked the status of the survey presented by Ron Knapp of Muzzy Lake at the last Trustee meeting. Mark said the Zoning Commission has not had a meeting. Jordan emailed the survey to the members, so they are aware.

**Resolution No. 2016-138** - There being no further business before the Board of Trustees, Chairperson Hankins adjourned the meeting at 6:30 p.m.

Respectfully submitted,



Linda Hankins, Chairperson



JoAnn Townend, Fiscal Officer