

SAGAMORE HILLS TOWNSHIP – PUBLIC HEARING

Monday, May 9, 2011 – media notified

The public hearing was called to order by Chair Snell at 6:00 pm. R/C Barrett-present; Hunt-present; Snell-present; Fiscal Officer Gale-present.

Dr. David Koncal and Dwight Chasar were present.

The purpose of the public hearing was to discuss text amendments to the Sagamore Hills Zoning text which have been reviewed by the Sagamore Hills Township Zoning Commission and the Summit County Planning Commission. The amendments include text for: Kiddie Amusement Parks, Internet Cafes, Hydronic Heaters, and sign regulations. The hearing notification appeared under Legal Notice in the April 27, 2011 issue of the News Leader and was posted on the Sagamore Hills Township website.

Kiddie Amusement Parks was the first issue discussed.

Section 5. Commercial District Part B, is hereby amended as follows:
25. Kiddie Amusement Parks, is deleted in its entirety

Section 2. Definitions, the following definitions are deleted in their entirety:
2.11 Aquatic Amusement Park
2.12 Aquatic Recreational Park
2.42 Kiddie Amusement Park
2.43 Kiddie Amusement Ride

Mrs. Snell made a motion to amend the Zoning Code as stated above. Seconded by Mr. Barrett. R/C Vote: all in favor.

Sign Regulations were discussed next.

Section 15. Sign Regulations of the Zoning Code, is hereby amended as follows:
15.2 Permitted Signs, Subsection B "R" District, Subsection 3, add new second paragraph as follows:
One temporary sign, not exceeding twenty (20) square feet in size, may be displayed on the premises and shall be limited to a display period of thirty (30) days. The temporary sign location must be approved by the Zoning Inspector, but in no case shall the sign be displayed above the roof line of the building. No more than three (3) temporary signs per year shall be permitted. Such sign shall be located no closer than fifteen (15) feet from any street right-of-way line. No fee shall be required, but a cash deposit of \$50.00 shall be made with the Zoning Inspector by any individual or organization wishing to display the sign. Such cash deposit shall be refundable upon the removal of the sign and supporting materials. Upon failure to remove the sign within the allotted period the cash deposit shall be forfeited to the Township to defray the cost of removing the sign.

These changes have no effect on commercial areas. Mrs. Snell made a motion to amend the Zoning Code as stated above. Seconded by Mr. Hunt. R/C Vote: all in favor.

Internet Cafes were discussed next.

Section 2. Definitions, add to Section 2 as amended:
Internet Sweepstakes Café and Internet Business Center typically sell prepaid cards, where customer with the prepaid card is provided onsite computer time where the customer can win prizes ranging from, but not limited to, more internet time to payouts of cash. The payouts are randomly awarded rather than based on skill.

- Section 5. Commercial, Subsection B - Conditionally permitted uses: add as amended
25. Internet Sweepstakes Café subject to approval of the site plan as follows:
 - a. An Internet Sweepstakes Café shall only be located no closer than one thousand (1,000) feet from a school, church or a business with a liquor license.

Mrs. Snell made a motion to amend the Zoning Code as stated above. Seconded by Mr. Hunt. R/C Vote: all in favor.

Dr. Koncal commented that anything that is not in the Zoning Book, is not permitted in the Township. However if a higher authority, like the County or the State, has implemented a regulation and that code is not on the Township books, the "not on the books" rule does not apply.

Hydronic Heaters was discussed last.

Section 2. Definitions, add to Section 2:

Outdoor wood-fired boiler (OWB) or outdoor wood-fired hydronic heater or outdoor wood heater or outdoor wood burning furnace means a fuel burning device specified by the manufacturer for outside installation and designated to heat interior building space and/or water via the distribution, typically through pipes, of a fluid heated by the device, typically water or a water/antifreeze mixture.

Section 3. Residential District, add to Section 3:

- B. Conditionally permitted uses,
 11. Outdoor wood-fired boilers - PROHIBITED

Section 5. Commercial, add to Section 5:

- B. Conditionally permitted uses,
 25. Outdoor wood-fired boilers - PROHIBITED

Section 6. Industrial, add to Section 6:

- B. Conditionally permitted uses,
 2. Outdoor wood-fired boilers - PROHIBITED

Mrs. Snell made a motion to amend the Zoning Code as stated above. Seconded by Mr. Barrett. R/C Vote: all in favor.

The amendments shall become effective 30 days after the date of the hearing or at the earliest date allowed by law.

There was no further business. Chair Snell moved to adjourn at 6:48 pm. Seconded by Mr. Hunt. R/C Vote: all in favor.