

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 10148

Etna Township Board of Zoning Appeals

Held

June 5,

2007

The Adjudicatory hearing was called to order by Chairman Goll at 6:00 p.m. on June 5, 2007 at the Etna Township Hall. The meeting was audio taped and for township records. Mrs. Weber, Mr. Cox, Mr. Goll, Mrs. Rogers, Mr. Chew, and clerk Laura Brown were present.

The purpose of the hearing was to render a decision from the May 21, 2007 hearing concerning appeal 3824 regarding the Zoning Inspector's decision that a zoning permit can not be amended and appeal 3876 regarding the revocations of zoning permit number 3517 that were submitted by Scott Hayes representing Freda, William, and Barbara Langel for the property located at 8941 Hazelton-Etna Road, Pataskala, Ohio.

Regarding Appeal 3824

Cheri Rogers asked if there was any discussion.

Cheri Rogers moved to approve the appeal based on section 309 of the Etna Township zoning regulations that zoning permits or certificates of occupancy issued on the basis of plans and applications approved by the zoning inspector authorize only the use, and arrangement set forth in such approved plans and applications or amendments thereto. In her opinion this regulation states that amendments can be made to building plans as long as those plans were approved. The appeal was to challenge the Zoning Inspector's decision that no amendments could be made. Rick Cox seconded. Roll call: Michelle Weber, yes; Rick Cox, yes; David Goll, yes; Cheri Rogers, yes; and Philip Chew, yes. Motion passed 5-0.

Appeal 3824 was approved.

Regarding Appeal 3876

Philip Chew moved to approve appeal 3876. He stated that permit number 3517 was properly issued based on the interpretation of the zoning inspector at the time the permit was filed. The applicant modified the plans of permit 3517 to comply and remedy issues of zoning compliance as documented by the current zoning inspector and therefore did not warrant the revocation of permit number 3517. All plans, applications, and amendments must continue to stay in compliance with the Etna Township zoning resolution. The applicant will submit a full set of compliant plans dated within two weeks of the final order of this appeal; these plans will then be considered the official plans for permit number 3517 as of the submission date. Rick Cox seconded. Michelle Weber, yes; Rick Cox, yes; David Goll, yes; Cheri Rogers, yes; and Philip Chew, yes. Motion passed 5-0.

The final order and minutes of both appeals will be approved at the June 26th, 2007 meeting.

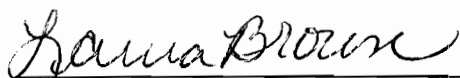
Rick Cox motioned to adjourn the meeting. Cheri Rogers seconded Roll Call: Michelle Weber, yes; Rick Cox, yes; David Goll, yes; Cheri Rogers, yes; and Philip Chew, yes. Motion passed 5-0.

Meeting closed at 6.05 p.m.

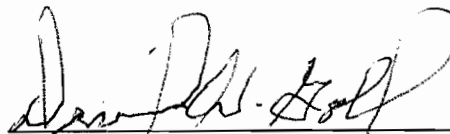
Approved as read

June 26, 2007

Approved as corrected/amended _____



Laura Brown, Clerk



David Goll, Chairman

Final Order Mailed: faxed to Hayes & Meyer