

RECORD OF PROCEEDINGS

Minutes of

Etna Township Board of Zoning Appeals

Meeting

DAYTON LEGAL BLANK CO. FORM NO. 1014B

November 24,

2009

Held

19

The Board of Zoning Appeals met in the Etna Township Community Center on November 24, 2009 for the purpose of conducting a special meeting. The meeting was recorded for the township record. The meeting was called to order at 5:15 p.m. by Chairman Goll with the following members present: Michelle Weber, Rick Cox, David Goll, Cheri Rogers, and Claudette VanDyne. Dallas Maynard and Roger Digel-Barrett were in attendance for the record.

David Goll presented information from an Ohio Township Association Seminar on the Role and Function of the Board of Zoning Appeals to the board members. The packet regarding Conflict of Interest and Ethical Considerations will be added to the Board of Zoning Appeals Welcome Packet for new members.

The Board of Zoning Appeals discussed Use Variances and Area Variances. Eric Fox with the Licking County Prosecutor's office stated both variances need to be in the Zoning Resolution. The amendment to the Zoning Resolution would have to be addressed through the Zoning Commission. The Zoning Commission is the recommending body and the Trustees are the statutory body.

Eric Fox stated conditional use permits go with the land and this is the opinion of the Licking County Prosecutor's Office. If the conditional use went with the property owner then the use could move with the property owner to different properties in the township.

Conditional Use criteria must be in the Zoning Resolution. For conditions regarding portable restrooms it could be general like sanitation. Eric Fox recommended being cautious with mandatory conditions.

Eric Fox stated that the Board of Zoning Appeals did not need to revisit previous cases.

Eric Fox recommended removing Section 527 Expiration of Conditional Use Permit from the Zoning Resolution.

Eric Fox stated with conditional uses the Board of Zoning Appeals does not have to grant the request for the conditional use.

Eric Fox explained the four parts to the Junk Motor Vehicle options. 505.173 Junk Motor Vehicle Ohio Revised Code does not go through Zoning but goes through court. The only option that may come before the Board of Zoning Appeals is an appeal of the Zoning Inspectors Violation. Eric Fox suggested a letter with all four parts but the process Chris Harkness is currently using is fine.

Eric Fox stated Etna Township can reference the Licking County Subdivision Regulations as conditions.

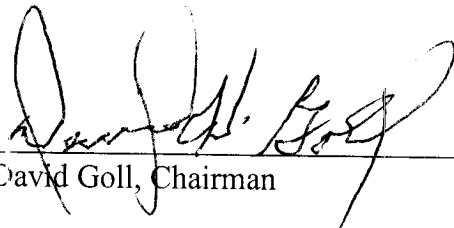
Rick Cox moved to adjourn at 6:21 p.m. Cheri Rogers seconded. Roll call: Michelle Weber, yes; Rick Cox, yes; David Goll, yes; Cheri Rogers, yes; and Claudette VanDyne, yes. Motion passed 5-0.

Approved as read 2/2/10

Approved as corrected/amended _____



Laura Brown, Clerk



David Goll, Chairman