

RECORD OF PROCEEDINGS

Minutes of

Meeting

Etna Township Zoning Commission

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

May 17

2006
20

NAICS Codes & Fences

The Etna Township Zoning Commission met in the Etna Township Hall on May 17th, 2006 for the purpose of conducting a regular meeting. The meeting was audio taped for the township records.

The meeting was called to order at 7:00 p.m. by Chairman Kerner with the following members present: Mrs. Dunlap, Mr. Colburn, Mr. Van Dyne, Chairman Kerner, and Clerk Laura Brown. Mrs. Taylor absent.

Vince Colburn moved that we adopt the agenda with flexibility. Dunlap seconded. Motion passed without objection.

Announcements - Gary Burkholder stated that the text should be back from Don Brosius next week. The main issue is will the Trustees or the Zoning Commission have the final review. The Zoning Commission discussed Section 1008 and Section 1034 Fences and Hedges that was recessed at the Trustees meeting on May 16, 2006. The definition of the setback line was discussed in regards to the comma. Gary Burkholder likes the hedges but does not like fences in the front yard. Mike Kerner stated the easement is the homeowner and the utility not really the Zoning Commission. Gary Burkholder would like to see fences stay in structures and has concerns about the prosecutor's opinion in regards to fence materials. The definition for Accessory Building is under Building, Accessory. Gary Burkholder said for the record that this hard work is for the better of the township. Jim VanDyne stated the developers all have fences in the front entrances and are allowed. The set back modification will have to be separate. The text amendment the Trustees recessed can be modified and passed. The Zoning Commission will address the set back issue under new business.

Dick Knapp asked the Zoning Commission what the rationale was on the Skube rezoning. Mike Kerner stated it was 3-1 and he feels it is bad zoning. Dee Dunlap stated it was hard to tell the property owners they can not do it when the property next door is done that way and property down from them is zoned R-1. Dick Knapp asked if this will open up the flood gates for more home owners to do the same. Gary Burkholder does not feel we should rezone because the neighbor has it that way. Vince Colburn stated he was disappointed with the vote because the Zoning Commission has been so proactive and he feels it would be bad zoning. They were told to save their money. Jim VanDyne stated he would not vote for it now and Dee Dunlap stated she went out to look at the property and would vote differently now also.

Dick Knapp discussed his view on the square footage limitation text that the Trustees turned down. Dick Knapp and Mike Kerner are going to meet with Jerry Brems at Licking County Planning Commission to discuss limitation text. Dick Knapp discussed the possibility of having two districts one to limit square footage and one for the bigger buildings. The group discussed the possibility of annexation. Gary Burkholder stated he would have recessed the amendment if he had the chance to do it all over again. The Zoning Commission is divided on the seconded district.

Jim VanDyne moved to waive the public reading and to approve the minutes from the meeting on May 3, 2006. Dunlap seconded. Motion passed without objection.

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Held May 17 2006**Public Comments**

Tim Maynard of 5092 Deeds Road, Pataskala has a Crane Service/boom truck business. What zoning does he need in our township? The cranes will be stored and maintained on his property. He is currently on his cousin's property, Humphries. Does this fall under Fleet Storage, he currently has five trucks. M1 is manufacturing and GB is providing a service. It is not really spelled out and the closest thing is General Business. The Zoning Commission agreed with General Business.

Old Business

Jim VanDyne moved to send the text amendment to Article 2 – Definitions and to amend Section 910 General Business District (GB) to Licking County Planning Commission to add the NAICS codes as listed below. Dunlap Seconded. Roll call: motion passed 4-0.

Under Section 910 General Business general requirements to replace permitted uses and conditional uses section and to add NAICS Codes to Article 2 – Definitions as submitted below.

Article – 2 Definitions

NAICS: North American Industrial Classification System, 2002, for the United States, by the Executive Office of the President, Office of Management and Budget.

Article – 9 District Regulations**Section 910 General Business District (GB)**

Permitted uses, dimensional requirements, and other regulations of the GB, General Business District; the following regulations shall apply:

Permitted Uses: NAICS Codes and Titles**Wholesale Trade**

Codes	Titles
42	Wholesale Trade
423110	Automobile and Other Motor Vehicle Merchant Wholesalers
423120	Motor Vehicle Supplies and New Parts Merchant Wholesalers
423130	Tire and Tube Merchant Wholesalers
423140	Motor Vehicle Parts (Used) Merchant Wholesalers
423210	Furniture Merchant Wholesalers
423220	Home Furnishing Merchant Wholesalers
423310	Lumber, Plywood, Millwork, and Wood Panel Merchant Wholesalers
423320	Brick, Stone, and Related Construction Material Merchant Wholesalers
423330	Roofing, Siding, and Insulation Material Merchant Wholesalers
423390	Other Construction Material Merchant Wholesalers
423410	Photographic Equipment and Supplies Merchant Wholesalers
423420	Office Equipment Merchant Wholesalers
423430	Computer and Computer Peripheral Equipment and Software Merchant Wholesalers

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423440	Other Commercial Equipment Merchant Wholesalers
423450	Medical, Dental, and Hospital Equipment and Supplies Merchant Wholesalers
423460	Ophthalmic Goods Merchant Wholesalers
423490	Other Professional Equipment and Supplies Merchant Wholesalers
423510	Metal Service Centers and Other Metal Merchant Wholesalers
423520	Coal and Other Mineral and Ore Merchant Wholesalers
423610	Electrical Apparatus and Equipment, Wiring Supplies, and Related Equipment Merchant Wholesalers
423620	Electrical and Electronic Appliance, Television, and Radio Set Merchant Wholesalers
423690	Other Electronic Parts and Equipment Merchant Wholesalers
423710	Hardware Merchant Wholesalers
423720	Plumbing and Heating Equipment and Supplies (Hydronics) Merchant Wholesalers
423730	Warm Air Heating and Air-Conditioning Equipment and Supplies Merchant Wholesalers
423740	Refrigeration Equipment and Supplies Merchant Wholesalers
423810	Construction and Mining (except Oil Well) Machinery and Equipment Merchant Wholesalers
423820	Farm and Garden Machinery and Equipment Merchant Wholesalers
423830	Industrial Machinery and Equipment Merchant Wholesalers
423840	Industrial Supplies Merchant Wholesalers
423850	Service Establishment Equipment and Supplies Merchant Wholesalers
423860	Transportation Equipment and Supplies (except Motor Vehicle) Merchant Wholesalers
423910	Sporting and Recreational Goods and Supplies Merchant Wholesalers
423920	Toy and Hobby Goods and Supplies Merchant Wholesalers
423940	Jewelry, Watch, Precious Stone, and Precious Metal Merchant Wholesalers
423990	Other Miscellaneous Durable Goods Merchant Wholesalers
424110	Printing and Writing Paper Merchant Wholesalers
424120	Stationery and Office Supplies Merchant Wholesalers
424130	Industrial and Personal Service Paper Merchant Wholesalers
424210	Drugs and Druggists' Sundries Merchant Wholesalers
424310	Piece Goods, Notions, and Other Dry Goods Merchant Wholesalers
424320	Men's and Boys' Clothing and Furnishings Merchant Wholesalers
424330	Women's, Children's, and Infants' Clothing and Accessories Merchant Wholesalers
424340	Footwear Merchant Wholesalers
424410	General Line Grocery Merchant Wholesalers
424420	Packaged Frozen Food Merchant Wholesalers
424430	Dairy Product (except Dried or Canned) Merchant Wholesalers
424440	Poultry and Poultry Product Merchant Wholesalers

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424450	Confectionery Merchant Wholesalers
424460	Fish and Seafood Merchant Wholesalers
424470	Meat and Meat Product Merchant Wholesalers
424480	Fresh Fruit and Vegetable Merchant Wholesalers
424490	Other Grocery and Related Products Merchant Wholesalers
424510	Grain and Field Bean Merchant Wholesalers
424520	Livestock Merchant Wholesalers
424590	Other Farm Product Raw Material Merchant Wholesalers
424610	Plastics Materials and Basic Forms and Shapes Merchant Wholesalers
424690	Other Chemical and Allied Products Merchant Wholesalers
424810	Beer and Ale Merchant Wholesalers
424820	Wine and Distilled Alcoholic Beverage Merchant Wholesalers
424910	Farm Supplies Merchant Wholesalers
424920	Book, Periodical, and Newspaper Merchant Wholesalers
424930	Flower, Nursery Stock, and Florists' Supplies Merchant Wholesalers
424940	Tobacco and Tobacco Product Merchant Wholesalers
424990	Other Miscellaneous Nondurable Goods Merchant Wholesalers
425110	Business to Business Electronic Markets
425120	Wholesale Trade Agents and Brokers

Retail Trade

Codes	Titles
44-45	Retail Trade
441110	New Car Dealers
441120	Used Car Dealers
441210	Recreational Vehicle Dealers
441221	Motorcycle Dealers
441222	Boat Dealers
441229	All Other Motor Vehicle Dealers
441310	Automotive Parts and Accessories Stores
441320	Tire Dealers
442110	Furniture Stores
442210	Floor Covering Stores
442291	Window Treatment Stores

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442299	All Other Home Furnishings Stores
443111	Household Appliance Stores
443112	Radio, Television, and Other Electronics Stores
443120	Computer and Software Stores
443130	Camera and Photographic Supplies Stores
444110	Home Centers
444120	Paint and Wallpaper Stores
444130	Hardware Stores
444190	Other Building Material Dealers
444210	Outdoor Power Equipment Stores
444220	Nursery, Garden Center, and Farm Supply Stores
445110	Supermarkets and Other Grocery (except Convenience) Stores
445120	Convenience Stores
445210	Meat Markets
445220	Fish and Seafood Markets
445230	Fruit and Vegetable Markets
445291	Baked Goods Stores
445292	Confectionery and Nut Stores
445299	All Other Specialty Food Stores
445310	Beer, Wine, and Liquor Stores
446110	Pharmacies and Drug Stores
446120	Cosmetics, Beauty Supplies, and Perfume Stores
446130	Optical Goods Stores
446191	Food (Health) Supplement Stores
446199	All Other Health and Personal Care Stores
447110	Gasoline Stations with Convenience Stores
447190	Other Gasoline Stations
448110	Men's Clothing Stores
448120	Women's Clothing Stores
448130	Children's and Infants' Clothing Stores
448140	Family Clothing Stores
448150	Clothing Accessories Stores
448190	Other Clothing Stores
448210	Shoe Stores
448310	Jewelry Stores
448320	Luggage and Leather Goods Stores
451110	Sporting Goods Stores
451120	Hobby, Toy, and Game Stores
451130	Sewing, Needlework, and Piece Goods Stores
451140	Musical Instrument and Supplies Stores
451211	Book Stores

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451212	News Dealers and Newsstands
451220	Prerecorded Tape, Compact Disc, and Record Stores
452111	Department Stores (except Discount Department Stores)
452112	Discount Department Stores
452910	Warehouse Clubs and Supercenters
452990	All Other General Merchandise Stores
453110	Florists
453210	Office Supplies and Stationery Stores
453220	Gift, Novelty, and Souvenir Stores
453310	Used Merchandise Stores
453910	Pet and Pet Supplies Stores
453920	Art Dealers
453930	Manufactured (Mobile) Home Dealers
453991	Tobacco Stores
453998	All Other Miscellaneous Store Retailers (except Tobacco Stores)
454111	Electronic Shopping
454112	Electronic Auctions
454113	Mail-Order Houses
454210	Vending Machine Operators
454311	Heating Oil Dealers
454312	Liquefied Petroleum Gas (Bottled Gas) Dealers
454319	Other Fuel Dealers
454390	Other Direct Selling Establishments

Educational Services

Codes	Titles
61	Educational Services
611110	Elementary and Secondary Schools
611210	Junior Colleges
611310	Colleges, Universities, and Professional Schools
611410	Business and Secretarial Schools
611420	Computer Training
611430	Professional and Management Development Training
611511	Cosmetology and Barber Schools
611512	Flight Training
611513	Apprenticeship Training
611519	Other Technical and Trade Schools
611610	Fine Arts Schools
611620	Sports and Recreation Instruction
611630	Language Schools
611691	Exam Preparation and Tutoring

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611692	Automobile Driving Schools
611699	All Other Miscellaneous Schools and Instruction
611710	Educational Support Services

Accommodation and Food Services

Codes	Titles
72	Accommodation and Food Services
721110	Hotels (except Casino Hotels) and Motels
721120	Casino Hotels
721191	Bed-and-Breakfast Inns
721199	All Other Traveler Accommodation
722110	Full-Service Restaurants
722211	Limited-Service Restaurants
722212	Cafeterias
722213	Snack and Nonalcoholic Beverage Bars
722310	Food Service Contractors
722320	Caterers
722330	Mobile Food Services
722410	Drinking Places (Alcoholic Beverages)

Other Services

NOTE: The following services are permitted only if performed completely indoors.

Exception: Parking lots permitted under 812930 may be outdoors.

Codes	Titles
81	Other Services
811111	General Automotive Repair
811112	Automotive Exhaust System Repair
811113	Automotive Transmision Repair
811118	Other Automotive Mechanical and Electrical Repair and Maintenance
811121	Automotive Body, Paint, and Interior Repair and Maintenance
811122	Automotive Glass Replacement Shops
811191	Automotive Oil Change and Lubrication Shops
811192	Car Washes
811198	All Other Automotive Repair and Maintenance
811211	Consumer Electronics Repair and Maintenance
811212	Computer and Office Machine Repair and Maintenance
811213	Communication Equipment Repair and Maintenance
811219	Other Electronic and Precision Equipment Repair and Maintenance
811310	Commercial and Industrial Machinery and Equipment (except Automotive and Electronic) Repair and Maintenance
811411	Home and Garden Equipment Repair and Maintenance

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811412	Appliance Repair and Maintenance	
811420	Reupholstery and Furniture Repair	
811430	Footwear and Leather Goods Repair	
811490	Other Personal and Household Goods Repair and Maintenance	
812111	Barber Shops	
812112	Beauty Salons	
812113	Nail Salons	
812191	Diet and Weight Reducing Centers	
812199	Other Personal Care Services	
812210	Funeral Homes and Funeral Services	
812220	Cemeteries and Crematories	
812310	Coin-Operated Laundries and Drycleaners	
812320	Drycleaning and Laundry Services (except Coin-Operated)	
812331	Linen Supply	
812332	Industrial Launderers	
812910	Pet Care (except Veterinary) Services	
812921	Photofinishing Laboratories (except One-Hour)	
812922	One-Hour Photofinishing	
812930	Parking Lots and Garages	
812990	All Other Personal Services	
813110	Religious Organizations	
813211	Grantmaking Foundations	
813212	Voluntary Health Organizations	
813219	Other Grantmaking and Giving Services	
813311	Human Rights Organizations	
813312	Environment, Conservation and Wildlife Organizations	
813319	Other Social Advocacy Organizations	
813410	Civic and Social Organizations	
813910	Business Associations	
813920	Professional Organizations	
813930	Labor Unions and Similar Labor Organizations	
813940	Political Organizations	
813990	Other Similar Organizations (except Business, Professional, Labor, and Political Organizations)	
814110	Private Households	

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Codes	Titles
92	Public Administration
921110	Executive Offices
921120	Legislative Bodies
921130	Public Finance Activities
921140	Executive and Legislative Offices, Combined
921150	American Indian and Alaska Native Tribal Governments
921190	Other General Government Support
922110	Courts
922120	Police Protection
922130	Legal Counsel and Prosecution
922140	Correctional Institutions
922150	Parole Offices and Probation Offices
922160	Fire Protection
922190	Other Justice, Public Order, and Safety Activities
923110	Administration of Education Programs
923120	Administration of Public Health Programs
923130	Administration of Human Resource Programs (except Education, Public Health, and Veterans' Affairs Programs)
923140	Administration of Veterans' Affairs
924110	Administration of Air and Water Resource and Solid Waste Management Programs
924120	Administration of Conservation Programs
925110	Administration of Housing Programs
925120	Administration of Urban Planning and Community and Rural Development
926110	Administration of General Economic Programs
926120	Regulation and Administration of Transportation Programs
926130	Regulation and Administration of Communications, Electric, Gas, and Other Utilities
926140	Regulation of Agricultural Marketing and Commodities
926150	Regulation, Licensing, and Inspection of Miscellaneous Commercial Sectors
927110	Space Research and Technology
928110	National Security
928120	International Affairs

NOTE: Article -15 Adult Entertainment Facilities of the township zoning resolution.

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Conditionally Permitted Uses:

After obtaining a valid conditional use permit in accordance with Article 5, and other provisions of these regulations, the following uses may be conditionally permitted:

- A. Veterinary hospital clinic, kennel, and/or cattery.
- B. Marinas.
- C. Watercraft and/or recreational vehicle storage.
- D. Radio or television broadcasting station and towers, (applies to commercial stations and equipment only).
- E. Airports - heliports (private and governmental).
- F. Recreational and Vacation Camps (Except Campgrounds) (NAICS 721214)
- G. Commercial and public entertainment fields, but not restricted to baseball fields, pool halls, swimming pools, skating rinks, golf driving ranges, miniature golf, bowling alleys.
- H. Coin operated amusement devices if they are located more than fifteen hundred (1,500) feet from any school or religious building.
- I. Single family dwellings, limited by restrictions set forth in the R-2 District.
- J. Recyclable Material Merchant Wholesalers (NAICS 423930)
- K. Other Chemical and Allied Products Merchant Wholesalers (NAICS 424690)
- L. Paint Varnish, and Supplies Merchant Wholesalers (NAICS 424950)

Recessed from 8:30 – 8:40

The Zoning Commission discussed fences. The commission discussed setbacks, definitions, and the size of structures that should be allowed. The commission discussed the comma in the definition of structure. They discussed the size of garages and sheds. The Zoning Commission will think about the size of sheds allowed in the township.

Trustees: No fences in the front law, it is ok and not a safety issue if they are compliant with currently Zoning Resolution. Section 1008 the Trustees are going to modify. Check the set backs on 213 the big problem is accessory structures and buildings we will work on and discuss solutions at the next meeting.

Jim VanDyne moved to adjourn at 9:20 p.m. without objection.

Approved 6/21/06 Laura Brown
Laura Brown, Clerk

Approved as corrected/amended _____

Michael A Kerner
Mike Kerner, Chairman