

DAYTON LEGAL BLANK, INC., FORM NO. 10148

October 3,

2012

Held _____ 20 _____

Article 10 – Private Swimming Pools

The Etna Township Zoning Commission met on October 3, 2012 in the Etna Township Administration Building for the purpose of conducting a regular meeting. The meeting was audio recorded for the township records. The meeting was called to order at 7:01 p.m. by Chairman Essex. The Pledge of Allegiance was recited. Roll call showed the following members present: Randy Snider, Freddie Latella, Robert Essex, Gil Guttentag, and clerk Laura Brown. Trent Stepp was absent and alternate Mike Kerner was present.

Gil Guttentag moved to adopt the agenda. The motion was seconded by Freddie Latella and passed without objection.

Zoning Commission Announcements and Comments – None

Gil Guttentag moved to waive the public reading and to approve the minutes from the September 5, 2012 meeting. The motion was seconded by Randy Snider and passed without objection.

Public Hearing – Article 10 – Supplementary District Regulations, Section 1002 (B) Private Swimming Pools

Freddie Latella moved to open the public hearing on Article 10 – Supplementary District Regulations, Section 1002 (B) Private Swimming Pools at 7:09 p.m. Gil Guttentag seconded the motion with the roll call as follows: Randy Snider, yes; Freddie Latella, yes; Robert Essex, yes; and Gil Guttentag, yes; the motion passed 4-0.

The text amendment is to add the word “Front” into the current text. It would read as follows: It may not be closer than ten (10) feet to any property line or infringe upon any front yard setback.

The Licking County Planning Commission recommends conditionally approving the text amendment. Chris Harkness explained the conditions regarding the property draining onto other properties. The recommendation is to add language prohibiting drained pool water from entering onto adjacent properties. The Licking County Planning Commission is a non-binding recommendation.

The draining of the water is a civil matter not a zoning issue.

Chris Harkness recommends approving without the draining issues. It would be difficult to enforce. The water would drain which at the time it is draining would be a violation but by the time it could be enforced it would be an abated violation. If the water that was drained damages the neighboring property it would then be a civil lawsuit not a zoning violation.

Tracy Sharpless of Cumberland Trails discussed the pool he is looking into using salt instead of chlorine. The neighboring jurisdictions have 5 to 7 feet setbacks.

Mike Kerner has a relative that installs pools whom has never had to deal with a regulation like this.

Freddie Latella moved to close the public hearing at 7:44 p.m. Randy Snider seconded the motion with the roll call as follows: Randy Snider, yes; Freddie Latella, yes; Robert Essex, yes; and Gil Guttentag, yes; the motion passed 4-0.

Gil Guttentag moved to recommend to the Board of Trustees to approve the text amendment to Article 10 –Supplementary District Regulations, Section 1002 (B) Private Swimming Pools to add the word “Front”. The motion was seconded by Randy Snider. Discussion: The text will now read “It may not be closer than ten (10) feet to any property line or infringe upon any **front** yard setback.” The roll call was as follows: Randy Snider, yes; Freddie Latella, yes; Robert Essex, yes; and Gil Guttentag, yes; the motion passed 4-0.

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Pet/Animal Regulations

Chris Harkness reported on the Trustees meeting regarding the pet regulations. He has forwarded the information onto the Trustees.

This issue will be discussed at a later time.

Well field Protection District – Chris Harkness reported that the Licking County Prosecutor’s office has found a regulation to protect this by the Board of Trustees. At this time the Zoning Commission will not have to add any text amendments at this time.

Public Comments –

Mike Kerner discussed planting trees under power lines. He read from the Comprehensive Plan and would like the Zoning Commission to look into this issue. The trees can cause electric outages when a storm causes a tree limb to break.

Chris Harkness will discuss the tree issue with the Board of Trustees.

Freddie Latella moved to adjourn at 8:05 p.m. The motion was seconded by Randy Snider and passed without objection.

Approved Nov. 7, 2012

Approved as corrected/amended _____

Laura Brown

Laura Brown, Clerk

Robert Essex

Robert Essex, Chairman