

**RESOLUTIONS ADOPTED  
APRIL 21, 2015**

- 2015-39 SET PUBLIC HEARING – MENTOR AVENUE (KALLAY PROPERTY)
- 2015-40 SET PUBLIC HEARING – LAKESHORE BLVD.
- 2015-41 AMENDMENT OF LANGUAGE TO SECTION 6.16 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION
- 2015-42 AMENDMENT OF LANGUAGE TO SECTION 6.19 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION
- 2015-43 RESOLUTION TO TABLE THE DECISION TO AMEND THE LANGUAGE TO SECTION 22 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION
- 2015-44 RESOLUTION DENYING THE AMENDMENT OF LANGUAGE TO SECTION 29 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION
- 2015-45 RENEWAL OF TOWNSHIP VISION INSURANCE
- 2015-46 SET SPECIAL MEETING FOR APRIL 28, 2015

**MINUTES**

The Board of Painesville Township Trustees met for a regular meeting at 7:50 p.m. on Tuesday, April 21, 2015 at 55 Nye Road. Present: Trustees Gabe Cicconetti, Chuck Hillier, Josh Pennock, Fiscal Officer Michael A. Patriarca, Legal Adviser Werner G. Barthol and Administrator Michael Manary.

Various topics, agenda items and departmental matters were brought before the board including the approval of minutes from the previous meeting.

**PUBLIC HEARING - FILE #15-ZC-02, #15-ZC-03, #15-ZC-04 and #15-ZC-05**

The Trustees held as an agenda item, a public hearing to consider proposed text amendments to Sections 6.16, 6.19, 22.04, 22.06 and 29 of the Painesville Township Zoning Resolution. The Lake County Planning Commission recommended against approving text changes in 15-ZC-02; recommended approving text changes with modifications in 15-ZC-03; and recommended approval of text changes for 15-ZC-04 and 15-ZC-05. The Painesville Township Zoning Commission recommended approval of text changes for 15-ZC-02, 15-ZC-04 and 15-ZC-05 and recommended approval with modifications to text change for 15-ZC-03. Beth Knezevich spoke in favor of the text change to Section 29 for case 15-ZC-2015. There being no further discussion, the public hearing was closed and Resolutions 2015-41, 2015-42, 2015-43 and 2015-44 were adopted.

**SUMMARY OF WORK SESSION:**

Administrator Michael Manary summarized the work session noting the following:

- Chief Whittaker gave an update on vehicles and his budget.
- Service Director Bill Thompson indicated he was obtaining quotes for a generator for the service department; he stated that the shared services agreement was working well and that drain pipes were installed at the corner of Pontiac and Sycamore in preparation of the park that is being built this summer by the Lake County Land Bank.
- Zoning Inspector Rich Constantine discussed hiring a part time zoning assistant and gave an update on the proposed zoning text amendments.

**OLD BUSINESS:** None

**NEW BUSINESS:** None

**DEPARTMENT REPORTS:**

- FIRE: Chief Whittaker has applied for several grants and should find out in the next few months if they have been awarded any of them.
- ZONING: Rich Constantine discussed the differences between R1 and an FPUD in the township regarding the open spaces. A conversation ensued regarding the upcoming map change request on the Kallay property on May 5<sup>th</sup>.

**BILLS PAID**

Various bills, payroll and related disbursements were presented, examined and approved for payment.

**RESOLUTIONS ADOPTED**

The following resolutions were introduced by motion for adoption, seconded and discussed as appropriate, then voted by roll-call ballot. Trustees Gabe Cicconetti, Chuck Hillier and Josh Pennock each voted AYE, for unanimous approval except for Resolution 2015-43 which was tabled and 2015-44 which was denied.

- 2015-39 SET PUBLIC HEARING – MENTOR AVENUE (KALLAY PROPERTY)

WHEREAS, the Painesville Township Trustees have received certification that the Painesville Township Zoning Commission has made recommendation on a certain proposed zoning map change for the property located on Mentor Avenue including permanent parcel nos. 11-A-013-0-00-001-0, 11-A-013-0-00-002-0 and 11-A-013-0-00-003-0.

NOW, THEREFORE BE IT RESOLVED, We, the Painesville Township Trustees, hereby set as an agenda item for our regular meeting on May 5, 2015, a public hearing to consider a zoning map change for parcels 11-A-013-0-00-001-0, 11-A-013-0-00-002-0 and 11-A-013-0-00-003-0 by applicant Eye-Will Development, Inc. requesting all three parcels currently zoned B-1/R-1 to FPUD zoning.

2015-40 SET PUBLIC HEARING – LAKESHORE BLVD.

WHEREAS, the Painesville Township Trustees have received certification that the Painesville Township Zoning Commission has made recommendation on a certain proposed zoning map change for the property located at 503 Lakeshore Blvd., permanent parcel no. 11-B-066-G-00-042-0.

NOW, THEREFORE BE IT RESOLVED, We, the Painesville Township Trustees, hereby set as an agenda item for our regular meeting on May 5, 2015, a public hearing to consider a zoning map change for parcel no. 11-B-066-G-00-042-0 by applicant James A. & Christine Hogan, Tr requesting parcel currently zoned B-2/R-1 to I-1 zoning.

2015-41 AMENDMENT OF LANGUAGE TO SECTION 6.16 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION

WHEREAS, the Trustees have considered the recommendations of the Painesville Township Zoning Commission and the Lake County Planning Commission and have held a public hearing.

NOW THEREFORE BE IT RESOLVED that We, the Painesville Township Trustees, adopt the recommendation of the Painesville Township Zoning Commission to amend Section 6.16 of the Painesville Township Zoning Resolution effective thirty days hence (May 21, 2015) as follows:

**Add to Section 6.16**

6.16 Outdoor Lighting: All Districts

A. Exterior lighting of buildings and/or parking and driveway areas shall be positioned so as not to emit light onto neighboring properties or road right-of-ways.

B. Lighting shall be directed and/or shielded downward or in such a manner as to prevent distraction and glare. Such lighting control measures shall be taken to avoid negative impacts of misdirected light upon persons on public or adjoining private properties.

2015-42 AMENDMENT OF LANGUAGE TO SECTION 6.19 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION

WHEREAS, the Trustees have considered the recommendations of the Painesville Township Zoning Commission and the Lake County Planning Commission and have held a public hearing.

NOW THEREFORE BE IT RESOLVED that We, the Painesville Township Trustees, adopt the recommendation of the Painesville Township Zoning Commission to amend Section 6.19 of the Painesville Township Zoning Resolution effective thirty days hence (May 21, 2015) as follows:

6.19 Donation Bins (Clothing Recycling Bins/Drop Boxes-Paper Recycling Bins)

**Definitions:**

Clothing Donation Bins/Drop Boxes – A closed metal or wooden container having an opening through which new or used clothing, shoes, purses, belts and other wearing apparel can be deposited and stored until pickup by the authorized registrant.

Paper Recycling Bins – A closed metal container used to hold newspapers, catalogs, magazines, junk mail and other household paper including phone books and cardboard before they are transported to recycling centers. Recycling bins are designed to be easily recognizable and are generally marked with slogans promoting recycling on a green and yellow background.

**Requirements:**

1. Non-residential, commercial and community service premises devoted to non-profit purposes and/or religious organizations are permitted to have clothing donation bins/drop boxes and paper recycling bins.
2. The clothing and/or paper recycling bin(s) shall be located so as to not interfere with pedestrian and vehicular circulation, required setbacks, landscaping, parking or any other requirements that may be imposed as part of the plan approval for the premises and all bins shall be placed on a concrete or pavement surface.
3. The clothing donation bins/drop boxes shall be of the type that are enclosed by use of a receiving door and locked so that the contents of the bin(s) may not be accessed by anyone other than those responsible for retrieval of the contents. Each bin shall not cover an area in excess of five (5) feet by five (5) feet nor be more than six (6) feet in height.
4. The paper recycling bins shall have either heavy plastic or metal lids so that they can be accessed easily by those depositing materials or retrieving the contents and which lids must remain closed when the contents are not being accessed. Each bin shall not be larger than six (6) feet by six (6) feet.
5. The clothing bins/drop boxes and/or paper recycling bins must be regularly emptied of their contents so that they do not overflow or have their contents strewn around the adjoining area. Articles intended for deposit in the receptacles which are strewn around the adjoining area shall constitute a zoning violation.

- 6. A zoning permit will be required for each clothing donation bin/drop box and paper recycling bin. The zoning certificate will only be granted when it is determined by the Zoning Inspector that:
  - 1. The bins(s) are for use by a duly registered non-profit organization,
  - 2. The proper type of bin is being used as described in this section,
  - 3. The bins are properly located on the site,
  - 4. A letter of permission from the property owner is submitted with the application,
  - 5. The name, address and phone number of the non-profit or religious organization is displayed prominently on each bin and
  - 6. No more than three (3) zoning certificates will be issued per parcel of property and no zoning certificate will be issued for containers proposed to be placed on an otherwise vacant parcel.
- 7. If any bin(s) are placed without a zoning permit or an inspection reveals that such bin(s) are not in compliance with this section, enforcement and penalties will take place as provided in the Resolution.

2015-43 RESOLUTION TO TABLE THE DECISION TO AMEND THE LANGUAGE TO SECTION 22 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION

WHEREAS, the Trustees have considered the recommendations of the Painesville Township Zoning Commission and the Lake County Planning Commission and have held a public hearing.

NOW THEREFORE BE IT RESOLVED that We, the Painesville Township Trustees, have tabled the decision regarding adopting zoning text changes to Section 22.04 and 22.06 of the Painesville Township Zoning Resolution. Such decision to be made no later than May 11, 2015 (20 days from the date of the public hearing which took place on April 21, 2015).

2015-44 RESOLUTION DENYING THE AMENDMENT OF LANGUAGE TO SECTION 29 OF THE PAINESVILLE TOWNSHIP ZONING RESOLUTION

WHEREAS, the Trustees have considered the recommendations of the Painesville Township Zoning Commission and the Lake County Planning Commission and have held a public hearing.

NOW THEREFORE BE IT RESOLVED that We, the Painesville Township Trustees, have denied the zoning text change request to Section 29 of the Painesville Township Zoning Resolution.

2015-45 RENEWAL OF TOWNSHIP VISION INSURANCE

RESOLVED, We, The Painesville Township Trustees do hereby authorize the renewal of the vision insurance plan with VSP.

2015-46 SET SPECIAL MEETING FOR APRIL 28, 2015

Resolved, We the Painesville Township Board of Trustees hereby set a special meeting to be held on April 28, 2015 at 9:00 a.m. to discuss land development.

ADJOURNMENT

On a motion made, seconded and carried by three votes of AYE, the Trustees duly adjourned the meeting.

  
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Gabe Cicconetti, Chairman

  
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Michael A. Patriarca, Fiscal Officer

## Payment Listing

4/8/2015 to 4/21/2015

Payment Advice #	Post Date	Transaction Date	Type	Vendor / Payee	Amount	Status
714-2015	04/10/2015	04/08/2015	CH	TIME WARNER CABLE	\$69.37	0
717-2015	04/20/2015	04/10/2015	CH	TIME WARNER CABLE	\$117.99	0
718-2015	04/20/2015	04/10/2015	CH	TIME WARNER CABLE	\$117.99	0
806-2015	04/14/2015	04/21/2015	CH	FIRSTMERIT BANK	\$56.67	0
51438	04/21/2015	04/21/2015	AW	AUTOZONE, INC.	\$969.33	0
51439	04/21/2015	04/21/2015	AW	AT&T	\$819.94	0
51440	04/21/2015	04/21/2015	AW	ATWELL'S POLICE & FIRE EQUIP. CO.	\$1,195.34	0
51441	04/21/2015	04/21/2015	AW	AIRGAS GREAT LAKES	\$542.73	0
51442	04/21/2015	04/21/2015	AW	BEST TRUCK EQUIPMENT, INC.	\$10.98	0
51443	04/21/2015	04/21/2015	AW	BOUND TREE MEDICAL, LLC	\$225.00	0
51444	04/21/2015	04/21/2015	AW	CITY OF PAINESVILLE (UTILITIES)	\$2,477.06	0
51445	04/21/2015	04/21/2015	AW	CHARDON OIL COMPANY	\$534.14	0
51446	04/21/2015	04/21/2015	AW	CONVOY TIRE AND SERVICE, INC.	\$22.50	0
51447	04/21/2015	04/21/2015	AW	CINTAS CORPORATION	\$287.37	0
51448	04/21/2015	04/21/2015	AW	ENVIRONMENTS 4 BUSINESS, LLC	\$732.39	0
51449	04/21/2015	04/21/2015	AW	FIRSTMERIT BANK	\$2,959.34	0
51450	04/21/2015	04/21/2015	AW	GEAUGA MEDICAL CENTER	\$155.00	0
51451	04/21/2015	04/21/2015	AW	HALLMARK EXCAVATING	\$175.00	0
51452	04/21/2015	04/21/2015	AW	JOUGHIN HARDWARE	\$69.48	0
51453	04/21/2015	04/21/2015	AW	KWIK KLEEN	\$53.50	0
51454	04/21/2015	04/21/2015	AW	LAKE COUNTY TELECOMMUNICATIONS DE	\$1,171.22	0
51455	04/21/2015	04/21/2015	AW	LAKE COUNTY CENTRAL PURCHASING	\$85.01	0
51456	04/21/2015	04/21/2015	AW	MAJOR TRUE VALUE HARDWARE	\$237.82	0
51457	04/21/2015	04/21/2015	AW	MONTAGE ENTERPRISES, INC.	\$222.00	0
51458	04/21/2015	04/21/2015	AW	MONROE TRUCK EQUIPMENT, INC.	\$234.19	0
51459	04/21/2015	04/21/2015	AW	MENTOR MFG	\$69.99	0
51460	04/21/2015	04/21/2015	AW	NAPA CHAGRIN VALLEY AUTO PARTS	\$1,173.16	0
51461	04/21/2015	04/21/2015	AW	MAJOR WASTE DISPOSAL SERVICES, INC	\$180.00	0
51462	04/21/2015	04/21/2015	AW	MENTOR RECYCLED LANDSCAPE MATERI	\$168.00	0
51463	04/21/2015	04/21/2015	AW	MARC GLASSMAN, INC.	\$29.66	0
51464	04/21/2015	04/21/2015	AW	OSBORNE CONCRETE & STONE CO.	\$262.40	0
51465	04/21/2015	04/21/2015	AW	SIEVERS CO.	\$419.85	0
51466	04/21/2015	04/21/2015	AW	THE ILLUMINATING COMPANY	\$11,357.58	0
51467	04/21/2015	04/21/2015	AW	TREASURER, STATE OF OHIO	\$924.00	0
51468	04/21/2015	04/21/2015	AW	SPOK, INC.	\$105.00	0
51469	04/21/2015	04/21/2015	AW	SPRINT	\$40.65	0
51470	04/21/2015	04/21/2015	AW	SPRINT	\$49.99	0
51471	04/21/2015	04/21/2015	AW	STAPLES ADVANTAGE	\$180.39	0
51472	04/21/2015	04/21/2015	AW	UNIQUE PAVING MATERIALS CORP.	\$232.00	0
51473	04/21/2015	04/21/2015	AW	WEED MAN LAKE COUNTY	\$205.00	0
51474	04/21/2015	04/21/2015	AW	WILLOUGHBY CONCRETE BUILDERS SUPI	\$561.00	0
51475	04/21/2015	04/21/2015	AW	WEBER DOOR CO. INC.	\$108.00	0
51476	04/21/2015	04/21/2015	AW	WITMER ASSOCIATES, INC.	\$54.39	0
51477	04/21/2015	04/21/2015	AW	ZEP MANUFACTURING CO.	\$166.36	0
51478	04/21/2015	04/21/2015	AW	LAKE HEALTH	\$1,562.00	0
51479	04/21/2015	04/21/2015	AW	SHERWIN-WILLIAMS	\$26.23	0
51480	04/21/2015	04/21/2015	AW	PROVISION IMPRESSIONS GROUP	\$407.60	0
51481	04/21/2015	04/21/2015	AW	LAKE COUNTY FIRE CHIEF'S ASSOCIATIOI	\$1,696.53	0
51482	04/21/2015	04/21/2015	AW	EMSAR MEDICAL REPAIR, INC.	\$851.10	0
51483	04/21/2015	04/21/2015	AW	ACTION DOOR	\$1,990.82	0
51484	04/21/2015	04/21/2015	AW	THE ILLUMINATING COMPANY	\$2,796.16	0
51485	04/21/2015	04/21/2015	AW	OHIO CAT	\$24.95	0
51486	04/21/2015	04/21/2015	AW	ACTIVE PLUMBING SUPPLY CO.	\$37.30	0
51487	04/21/2015	04/21/2015	AW	VERIZON WIRELESS	\$245.66	0
51488	04/21/2015	04/21/2015	AW	HUMANADENTAL INS. CO.	\$3,353.65	0
51489	04/21/2015	04/21/2015	AW	NEOPOST INC	\$657.00	0
51490	04/21/2015	04/21/2015	AW	MELZER'S FUEL SERVICE	\$3,915.97	0
51491	04/21/2015	04/21/2015	AW	PAINESVILLE ELEVATOR CO., INC.	\$388.84	0
51492	04/21/2015	04/21/2015	AW	FASTENAL	\$307.62	0
51493	04/21/2015	04/21/2015	AW	EJ USA, INC.	\$444.92	0
51494	04/21/2015	04/21/2015	AW	INDY EQUIPMENT & SUPPLY	\$2,005.20	0
Total Payments:					\$50,540.33	