

**PAINESVILLE TOWNSHIP
BOARD OF ZONING APPEALS
MEETING MINUTES**

Tuesday, November 9, 2021

Painesville Township Office 55 Nye Rd. Painesville Twp., OH, 44077

Present: Dave Enzerra, Ken Sullivan, Randy VanBuren, Dave Lindrose, Tom Hill
Absent: None
Zoning Inspector: Harley DeLeon
Legal Counsel: Jason Hartzell

Chairman Tom Hill called the meeting to order at 6:30 P.M. The Pledge of Allegiance was recited. A roll call revealed that a quorum was present. Legal Advisor Jason Hartzell swore in persons who were present to speak, and intended to testify during the public hearing.

Public Hearing:

- **Case 2021-0010-BZA :**

Applicant Thomas Fence Co INC submitted a Variance Application for property located at 1037 Riverside Dr. (PPN 11-A-018-A-00-003-0). The request is to allow the installation of 32 lineal feet of 8' tall chain link gates in violation of Section 6.14(B)(3).

Chairman saw no error in the Zoning Inspector requiring a Variance Request.

David Spaw spoke in favor of the request.

Mr. Spaw stated that he would like to install a gate and privacy of sight on the rear of his building going diagonally across his driveway for security purposes. Mr. Spaw stated that there had been issues prior to trespassing and dumping behind the property. Mr. Spaw continued that the eight (8) foot is needed because the road is two (2) feet higher than the property.

Chairman needed clarification where behind the property the dumping was taking place.

Mr. Spaw stated beyond a crushed stone pad behind the property is a drop off of fifteen (15) to twenty (20) feet, where the dumping was taking place.

Chairman needed clarification for what the property was being used for, if it was a residence.

Mr. Spaw stated that the property was not his residence, but was being used as a shop and storage. Mr. Spaw continued that there have been add ons to the building to home an RV, explaining the driveway to the rear of the property.

Ken Sullivan reminded the Board that variances had been passed previously for the property.

Dave Lindrose needed clarification on what type of privacy ribbon will be installed.

Mr. Spaw replied that a type of mesh tarp should blend color wise with the building.

Dave Lindrose needed clarification from an overview of the property provided with the application, where the gate will be installed.

Mr. Spaw pointed out the gate on the overview.

There was no one present to speak against the request.

Chairman asked the Board if there were any more questions. Hearing none, Chairman asked the Board to make a motion.

Ken Sullivan asked Zoning Inspector Harley DeLeon if there were any issues the Board needed to take into consideration.

Zoning Inspector Harley DeLeon replied no.

Ken Sullivan made a motion to approve **Case 2021-0010-BZA**.

Dave Enzerra seconded.

Roll Call: Sullivan; Aye, Lindrose; Aye, Enzerra; Aye, VanBuren; Aye, Chairman; Aye.

Motion carried.

Chairman explained how to journalize the case to the applicant.

The applicant agreed to journalize the case.

Randy VanBuren made a motion to journalize **Case 2021-0010-BZA**. Dave Lindrose seconded.

Roll Call: Enzerra; Aye, VanBuren; Aye, Lindrose; Aye, Sullivan; Aye, Chairman; Aye.

Motion carried.

Chairman asked Zoning Inspector Harley DeLeon how long she needed to process the application.

Harley DeLeon replied she would have the application processed the next day.

Regular Meeting:

Vice-Chairman asked if the Board had any edits to the September 14, 2021 Meeting Minutes. Hearing none.

Vice-Chairman asked the Board to make a motion to approve the **September 14, 2021 Meeting Minutes**.

Dave Lindrose made the motion to approve the **September 14, 2021 Meeting Minutes** as submitted.

Randy VanBuren seconded.

Roll Call: Lindrose; Aye, Sullivan; Aye, VanBuren; Aye, Enzerra; Aye, Chairman; Aye.

Motion carried.

Vice-Chairman asked if the Board had any edits to the October 12, 2021 Meeting Minutes. Hearing none.

Vice-Chairman asked the Board to make a motion to approve the **October 12, 2021 Meeting Minutes**.

Ken Sullivan made the motion to approve the **October 12, 2021 Meeting Minutes** as submitted.

Dave Enzerra seconded.

Randy VanBuren and Tom Hill needed clarification from Legal Advisor Jason Hartzell, if the Board needed to abstain from voting if absent from the meeting that the minutes were being approved for.

Legal Advisor Jason Hartzell replied no, they could vote to approve the Meeting Minutes.

Tom Hill had abstained from the **September 14, 2021 Meeting Minutes** approval, and for the record was changing his vote to Aye.

Roll Call: VanBuren; Aye, Enzerra; Aye, Sullivan; Aye, Lindrose; Aye, Chairman; Aye.
Motion carried.

Old Business: None

New Business:

Zoning Inspector Harley DeLeon let the Board know there may be a Variance for the December Meeting, but did not have any more information at the time. Harley DeLeon continued that the Trustees have decided to make the Assistant Zoning Inspector position from a part time position, to a full time position.

Chairman adjourned the meeting at 6:45 P.M.

Next official meeting date is Tuesday, December 14, 2021.

Respectfully submitted,



Tom Hill, Chairman



Rachel Muro, Secretary