

RECORD OF PROCEEDINGS
Village of Peninsula
PLANNING COMMISSION

Held: September 26, 2016

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to look at the documentation that was received, hear from the Solicitor on what the Village responsibilities are. Mr. Mazur agreed.

Solicitor Bryan stated that he and Ms. Booth had been working since Tuesday to gain some information, but still have some questions. It was agreed that the issue needs more consideration and investigation. Ms. Booth stated that the document was dated August 1st and needs to be replied to within 60 days. The Solicitor stated that the applicant is claiming it is 60 days, but it is his understanding that if it is a new installation at a new location there is a 150-day deadline under the Federal Law. But the Solicitor needs to do more research to fully understand the issue. There was further discussion. The Solicitor stated that a public notice would be posted at least 24 hours prior to meeting.

Mr. Slocum asked if the Village has jurisdiction over this issue and the Solicitor stated that it is his understanding that it would be in the Village right-of-way, which the Village has control of. Mr. Kevin Brecht of Mobilitie stated that he could address the timeline issue to alleviate some of the concerns. Mr. Kaplan suggested that the Solicitor and Ms. Booth step out with Mr. Brecht to discuss the issue.

Ms. Walters asked if there was any more Citizens' Participation. Greg Canda stated that there was a discussion regarding storm water, if it would be a Planning Commission consideration or Council? The Mayor clarified that Mr. Canda had contacted him regarding Riverview Rd. since quite a few families were affected by the last rain. The Mayor and the Service Dept. men looked at it. What has happened is residents have planted grass up to the road, which is 4" higher than the catch basin. The Service Dept. men will cut the road-right-of-way down to where water will run off the road and go to the drain. There was further discussion regarding the recent "rain events".

Mr. Mazur thanked Larry Bell for painting all the street markers within the Village.

MAYOR'S REPORT

Nothing.

PLANNING COMMISSION PARTICIPATION

LONG RANGE PLAN SUB-COMMITTEE REPORT:

Mr. Kaplan stated that the group is trying to meet, but are not finding a date that works.

Mr. Kaplan spoke with the company that created the first LRP, and they stated they would be interested in creating it again at the cost of about \$6,000. Therefore, they will be looking for a new vendor or doing it in house.

WOODRIDGE INTERMEDIATE SCHOOL SUB-COMMITTEE REPORT:

The Mayor stated that the Committee has not met. Ms. Holody reported that Council motioned for the Solicitor to draft a Cooperative Agreement with the school.

WW RFQ EVALUATION COMMITTEE UPDATE:

Ms. Holody reported that the Committee interviewed 3 firms and based on qualifications chose Stantec out of Cleveland. The Committee will be meeting next week.

Mr. Kaplan stated he did not think that the WWAC has done enough to inform the public. He stated that a letter should be sent to everyone in the WW District inviting them to meet and discuss the WW project. Ms. Walters stated that she agreed, but the whole Village should be invited. A lengthy discussion ensued. It was agreed that a public presentation would take place.

MOTION: TO HOLD A PUBLIC ENGAGEMENT MEETING TO INFORM THE PUBLIC OF THE PROGRESS THAT HAS BEEN MADE SINCE THE LAST PUBLIC MEETING AND HOLD THE MEETING IN THE NEXT 30 DAYS.

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CALL TO ORDER: The Village of Peninsula Planning Commission convened from 7:00 p.m. to p.m. 8:30 p.m. in the Peninsula Village Hall. Karen Walters called the meeting to order with the following members and visitors present

ROLL CALL:

| | |
|----------------------|---------|
| Karen Walters | Present |
| Douglas Mayer, Mayor | Present |
| Michael Matusz | Absent |
| Michael Kaplan | Present |
| Joe Mazur | Present |

OTHERS PRESENT

Brad Bryan, Elizabeth Workman, Richard Slocum, Larry Bell, Mary Booth, Mark Anson, Sean Hensley, Amy Frank-Hensley, Greg Canda, Dee Holody, Kevin Brecht

CITIZENS PARTICIPATION

Dick Slocum stated that possibly others present were concerned, as he was about the proposed cellphone tower proposed for the corner of Mill and Locust. The Mayor stated that there was someone present to speak on the issue and asked Mr. Slocum to hold his questions. Mr. Kaplan stated that it was not on the agenda for tonight's meeting and objected to the topic being discussed. Ms. Walters stated that she did not know anything about the tower. Mr. Kaplan stated that an email was sent out this afternoon and was the first that Planning had heard about the tower. Mr. Slocum stated that some of the residents present had heard that it had been known by someone in the Village for weeks or months. Mr. Slocum stated that there are questions like: Do we have a choice? What is the process? Are other sites being considered? Does the Park have an opinion? Ms. Booth stated that the Village is on a deadline. Mr. Kaplan stated that he doesn't know anything and does not want to make judgements about anything. Mr. Kaplan stated that there is a rumor that the Village was notified August 1 and it is now September 26. Mr. Kaplan stated that he would like:

1. Look at the paperwork
2. Have it on the agenda
3. Have a discussion with colleagues
4. Open it to the community
5. Get input
6. Study it
7. Make an intelligent decision

Ms. Booth asked if it could be brought up under New Business.

The Mayor stated that he received the report the beginning of August and gave it to Ms. Booth at the September 20th meeting. The Solicitor stated that he and Ms. Booth had been looking into the issue since the 20th, but agreed that it was not on the agenda. Mayor Mayer asked if it was okay to have the representative speak on what he is proposing under the Mayor's report. Mr. Kaplan stated that he opposes. He stated that when the application was received a copy should have been sent out to Council, the Solicitor and the Chair of the Planning Commission. Mr. Mazur asked where the document has been. The Mayor stated that he had the document. Mr. Mazur asked if there was a reason it did not go to the groups Mr. Kaplan mentioned. The Mayor stated that he was looking at it trying to understand it and then when he did not understand it spoke to a representative who told him more about the deadline and that is when he handed it over to Ms. Booth and Solicitor Bryan. Solicitor Bryan stated that he understood that the issue was being sprung on the Planning Commission and did not expect anyone to make a decision, but asked if this was an opportunity to gather information and become more knowledgeable on the issue. Mr. Kaplan stated that he preferred 10/03/16

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Moved by Mr. Kaplan, seconded by Mr. Mazur.

Call for discussion: No response.

Votes were: Douglas Mayer, aye; Karen Walters, aye; Michael Kaplan, aye; Michael Matusz, absent.

Motion passed with 4 votes

(Motion 20-2016)

MOTION: TO APPROVE MINUTES OF THE AUGUST 22, 2016 MEETING IN FINAL FORM.

Moved by Ms. Walters, seconded by Mr. Kaplan.

Call for discussion: No response.

Votes were: Douglas Mayer, aye; Karen Walters, aye; Michael Kaplan, aye; Michael Matusz, absent; Joe

Mazur, aye **Motion passed with 4 votes**

(Motion 21-2016)

OLD BUSINESS

Planning Commission discussed the APA Cleveland Planning & Zoning Workshop being held on 11/4/16.

MOTION: FOR THE VILLAGE TO PAY FOR THE PLANNING COMMISSION MEMBERS TO ATTEND THE APA CLEVELAND PLANNING & ZONING WORKSHOP IF THERE IS A BUDGET.

Moved by Mr. Kaplan, seconded by Ms. Walters.

Call for discussion: No response.

Votes were: Douglas Mayer, aye; Karen Walters, aye; Michael Kaplan, aye; Michael Matusz, absent; Joe

Mazur, aye **Motion passed with 4 votes**

(Motion 22-2016)

NEW BUSINESS

Solicitor Bryan reported that he and Ms. Booth spoke with Mr. Brecht of Mobilitie, and he has agreed to withdraw the application. It will be resubmitted very soon. He will confirm in writing once it is withdrawn. That will allow time to decide how the Village will proceed. Mr. Kaplan expressed the Commission's appreciation of Mr. Brecht's professionalism and thanked him for his cooperation in moving this application process. Solicitor Bryan agreed.

The Commission discussed the Summit County Land Bank Community Meeting being held 9/27/16. The Mayor will attend the meeting.

MOTION: TO ADJOURN.

Moved by Mr. Kaplan, seconded by Ms. Walters.

Call for discussion: No response.

Votes were: Douglas Mayer, aye; Karen Walters, aye; Michael Kaplan, aye; Michael Matusz, absent; Joe

Mazur, aye **Motion passed with 4 votes**

(Motion 23-2016)

Respectfully submitted:

 11/28/2016
Karen Walters, Chair Date

 10/24/16
John D. Stiegel, Fiscal Officer Date

The Village of Peninsula's next regular meeting of Planning Commission will be held October 24, 2016 at 7:00 pm at the Village Hall 1582 Main Street, Peninsula, Ohio, 44264. (Corner of Akron-Peninsula Road and State Route 303)

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10/03/16

