

**RECORD OF PROCEEDINGS
VILLAGE OF PENINSULA PLANNING COMMISSION
June 1, 2020 Via Zoom Meeting**

Call to Order: The Meeting was called to order by Chairperson Walters at 7:00 p.m.

Roll Call:

Chairperson Karen Walters - Present
Kevin Royer - Present
Mayor Daniel Schneider, Jr. - Present
Council Representative Chris Weigand - Present
Greg Canda - Present

Others Present: Village Solicitor Brad Bryan and Planning Consultant Rita McMahon

Consideration of Minutes:

February 24, 2020 Planning Commission Meeting Minutes

A motion was made by Ms. Walters and seconded by Mr. Royer to approve the February 24, 2020 Planning Commission Meeting Minutes.

Roll Call Vote: Mayor Schneider, yes; Ms. Walters, yes; Mr. Royer, yes; Mr. Weigand, yes; Mr. Canda, yes. The Minutes were approved.

Citizens Participation:

Richard Slocum & Kathy Bertsch of 1563 East Mill Street expressed their feelings that the Wastewater Committee PowerPoint and the thirty day comment period was not sufficiently noticed to the public. They felt the PowerPoint should have been posted at the Village posting places and mailed to all Village residents. Ms. Bertsch stated she is concerned the Wastewater PowerPoint is being called a 'Final Document' with community input when it seems that a large portion of the community was not aware of it. She feels more should have been done to engage the citizens on this topic.

Mr. Bryan stated the PowerPoint and the public comment period were discussed at meetings that were properly noticed and open to the public. The PowerPoint and comment period were posted on the Village website and referenced in the Your Community News. He stated the Wastewater Committee made a recommendation to Council that it simply authorize the Mayor and/or Solicitor to request information and documents from the County about the terms under which the County would consider providing a centralized sewer system to a portion of the Village. No decision to enter into any agreements with the County or build a central sewer system is being made at this point.

Ms. Walters commented, two years ago the Planning Commission did weigh in with a recommendation to Council that the Village move forward with a central sewer system. Since the Planning Commission is charged with recommending the location of municipal facilities, if a centralized system is the chosen course, the Planning Commission will have to reexamine where the central treatment plant will be located.

Mayor's Report: Mayor Schneider reported the Village hired a Zoning Officer, Charles Hemming. The Mayor advised a general zoning checklist for both the Zoning Officer and the residents is being created to help streamline the process, along with a revised fee schedule. The Riverview Road Bridge sustained significant damage after a recent storm. The County is clearing the debris and should have a repair time assessment completed soon. The financial responsibility for the clean-up and repair lies with the County. The Mayor stated he asked the County for repair and upkeep help on Stine Road, which is designated as a County road.

Council Liaison Report: Mr. Weigand stated Council has held 3 Zoom meetings since the last Planning Commission Meeting, and Council passed the Subdivision Regulations.

Mr. Royer asked about the status of the Army Corps violation matter. Mr. Bryan stated the Village recently received an additional 30 day extension from the Army Corps. The Village is trying to work with the Conservancy, CVNP, and other stakeholders to come up with a safe and affordable solution that aligns with the property owners' and stakeholders' future goals for the river, surrounding property, Akron-Peninsula Road, and nearby eroding hillside.

Old Business:

Zoning Code Chapter 1129: Landscaping, Screening, and Planting.

Ms. McMahon reviewed the minor changes made to Zoning Code Chapter 1129 at the request of the Commission at the February 24, 2020 meeting.

A motion was made by Ms. Walters and seconded by Mr. Canda to recommend approval of Zoning Code Chapter 1129 as amended.

Roll Call Vote: Mayor Schneider, yes; Ms. Walters, yes; Mr. Royer, yes; Mr. Weigand, yes; Mr. Canda, yes. The motion was approved.

New Business:

Zoning Code Chapter 1133: Signs.

Ms. McMahon stated a 2015 United States Supreme Court ruling relative to signs directed how municipalities can regulate signs throughout the United States. That ruling prohibited regulating signs based upon their content. Ms. McMahon removed the word 'ideological' in Chapter 1133 and noticed a missing table heading. A few other minor adjustments were made. It was determined that Mr. Bryan would check into the original sign ordinance legislation to determine what should be contained in the missing heading. The Commission decided to review and vote on the amendments to this Sign Ordinance Chapter at the next Planning Commission meeting once that information is obtained.

Zoning Code Chapter 1137: Performance Standards.

Ms. McMahon stated she made several adjustments to this chapter. Instead of fully outlining air quality standards in this Chapter, since the standards are constantly being updated by the State and federal governments, those standards were removed and replaced with a reference to the standards set forth in the Clean Air Act. Ms. McMahon also

made adjustments to the Noise section. Similar additions were made to sections pertaining to Lighting (1137.08) and Noxious Odors; Filthy Accumulations; Polluting and Diverting Watercourses (1137.09).

A motion was made by Mr. Canda and seconded by Mr. Royer to recommend approval of Zoning Code Chapter 1137 as amended.

Roll Call Vote: Mayor Schneider, yes; Ms. Walters, yes; Mr. Royer, yes; Mr. Weigand, yes; Mr. Canda, yes. The motion was approved.

Zoning Code Chapter 1145: Administration and Enforcement.

Ms. McMahon outlined a few minor changes that were made to this Chapter, including the word change from Clerk-Treasurer to Fiscal Officer.

A motion was made by Mayor Schneider and seconded by Mr. Weigand to recommend approval of Zoning Code Chapter 1145 as amended.

Roll Call Vote: Mayor Schneider, yes; Ms. Walters, yes; Mr. Royer, yes; Mr. Weigand, yes; Mr. Canda, yes. The motion was approved.

Zoning Code Chapter 1101: Title, Purpose, and Application

Ms. McMahon stated the Long-Range Plan supports the purpose of Chapter 1101, and this Ordinance will replace Ordinance 2005-0711-03 as amended.

A motion was made by Mr. Canda and seconded by Mr. Royer to recommend approval of Zoning Code Chapter 1101 as amended.

Roll Call Vote: Mayor Schneider, yes; Ms. Walters, yes; Mr. Royer, yes; Mr. Weigand, yes; Mr. Canda, yes. The motion was approved.

Due to the lateness of the hour, the Commission decided to continue discussions on the additional items on the agenda until next month's meeting.

Adjournment: Mr. Weigand made a motion to adjourn that was seconded by Ms. Walters. All were in favor of the motion; none were opposed. The meeting was adjourned at 9:01 p.m.

Karen Walters, Chairperson

Date

Karen Walters

August 31, 2020