

September 13, 2016

ZONING BOARD OF APPEALS MEETING

Present: Timothy Morgan, Chairman  
Richard Hegmann  
C. Douglas Whelan  
Andrew Borden, Village Attorney  
Michael Borth, Code Enforcement Officer

Absent: Roberta Lobur  
David Pann

The Zoning Board of Appeals met on this date at 7:01 P.M. to hear the application of:

Kyle and Julie Jones came before the Board to request a side yard and rear yard variance for a shed on their property located at 7 Sylvan Parkway.

Chairman Morgan called Mr. and Mrs. Kyle Jones to the table

The Secretary read the proof of publication and requested the proof of required signatures and notifications of the neighbors within 200 feet of 7 Sylvan Parkway. Signatures were submitted.

Chairman Morgan asked Code Enforcement Officer Borth to explain the Jones's project to the Board. Mr. Borth stated that the 12' x 20' shed will be located in the back corner of the property 3' from the side yard setback and 5' from the rear yard setback running north to south on the property. The Village of Akron Code requires a 10' rear yard setback and a 5' side yard setback in an R-1 zone. Also due to the close proximity of the shed to the side yard line, Code Enforcement Officer Borth stated that the side of the shed will have to be fire rated. The shed would be sided to match the house

on the property and it would have two large swinging doors for access. After a brief discussion the Board agreed to approve the project.

RESOLUTION duly moved by C. Douglas Whelan and seconded by Richard Hegmann to approve the application of Kyle and Julie Jones for a 3' side and a 5' rear yard variance to build a 12' x 20' shed on the property known as 7 Sylvan Parkway as long as the shed sits north to south and the side sitting 3' from the property line is fire rated.

Adopted:	Timothy Morgan	- Aye
	Richard Hegmann	- Aye
	C. Douglas Whelan	- Aye

David Glian for a Renewal of a Special Use Permit required under Chapter 165 of the Code of the Village of Akron to allow operation of a Vehicle Repair Shop and or Vehicle Storage at the property located at 27 Jackson Street.

Chairman Morgan called Mr. Glian to the table

The Secretary read the proof of publication and requested the proof of required signatures and notifications of the neighbors within 200 feet of 27 Jackson Street. Signatures were submitted. Also submitted was a letter from resident John Harsch from 14 Jackson Street stating that he had no problems or concerns with the permit extension and that the building looks good and is much improved from the old highway garage.

Chairman Morgan asked Code Enforcement Officer Borth to update the Board on this Special Use Permit. Mr. Borth reported that the Village Code States a business located in the Limited Industrial Zone (I-1) shall obtain a Special Use Permit. Mr. Borth stated that Mr. Glian's Special Use Permit will expire as of September 30, 2016 and would recommend extending his permit due to no complaints or violations in the last year, however, it would include original conditions of: outside area maintained in a clean and orderly manner, yearly inspection of oil separator and building permits submitted for each new tenant. After a short discussion regarding length of new the permit the Board agreed to a 3 year extension.

RESOLUTION duly moved by Richard Hegmann and seconded by C. Douglas Whelan to approve the 3 year extension of the Special Use Permit to David Glian of 27 Jackson Street to operate a vehicle repair shop and or vehicle storage with the expiration date of September 30, 2019 with the following conditions: outside area maintained in a clean and orderly

manner, yearly inspection of oil separator and building permits submitted for each new tenant.

Adopted: Timothy Morgan - Aye  
Richard Hegmann - Aye  
C. Douglas Whelan - Aye

Michael Ross from Ross Funeral Home of Akron, LLC for a Renewal of a Special Use Permit required under Chapter 165 of the Code of the Village of Akron to allow operation of a Funeral Home at 10 Eckerson Avenue

Chairman Morgan called Mr. Ross to the table

The Secretary read the proof of publication and requested the proof of required signatures and notifications of the neighbors within 200 feet of 10 Eckerson Avenue. Signatures were submitted

Chairman Morgan asked Code Enforcement Officer Borth to update the Board on this Special Use Permit. Mr. Borth reported that the Village Code states a business located in the General Industrial Zone shall obtain a Special Use Permit. Mr. Borth stated that Mr. Ross's Special Use Permit will expire on September 30, 2016 and would recommend extending the permit due to no complaints or violations during this past year. Mr. Ross stated that he is still renting to own the property and hopes within the next 3 years the purchase will be complete. Presently J.P. Lombardo Holdings, LLC is the property owner. After a short discussion regarding length of new the permit the Board agreed to a 3 year extension.

RESOLUTION duly moved by Richard Hegmann and seconded by C. Douglas Whelan to approve the 3 year extension of the Special Use Permit to Michael Ross and property owner J.P. Lombardo Holdings, LLC at 10 Eckerson Avenue to operate a Funeral Home with an expiration date of September 30, 2019.

Adopted: Timothy Morgan - Aye  
Richard Hegmann - Aye  
C. Douglas Whelan - Aye

On the motion of C. Douglas Whelan and seconded by Richard Hegmann at 7:25 P.M. this meeting was ADJOURNED.