

Special Session of Village Council

May 31, 2022; 6:00 pm

Call to Order

The Special Session of Council was called to order by Mayor York Bryant. The meeting was opened with the Pledge of Allegiance.

Roll Call

Roll Call was completed by Solicitor, John Kaspar. The following members were present.

Mitchell Fisher
Jim Frederick
Rebecca Isaacs-Niemesh

Mike McKeehan
Jessica Smothers
Ben Steiner

Notes from May 3, 2022 Special Session of Village Council regarding changes to the current version of the Zoning Code (Option 4) were handed out for this meeting.

Review and updates from last meeting:

1. **JUNK.** Section 527 (page 93) Junk

Take out ***These can be approved as a conditional use*** (on both paragraphs)

Under reminder of penalties discussed last time that the magistrate needs to be made aware, we must be sure to discuss this with him.

2. Campers/Boats (page 75-76). UPDATED

Current wording in Option 4 (p.76) is:

1. *In any residentially zoned district(s) and any single, two family or multifamily dwellings located in a commercial or industrial zoned district, such recreational vehicle(s), recreational trailer, etc. are permitted to be parked on driveway or stored in the side yard or rear yard. Recreational vehicles shall not be parked in the public right of way and shall not block vehicle site lines or overlap/block sidewalk.*
2. *Such recreational vehicle parked or stored shall not have a fixed connection to electricity, gas, water or sanitary sewer facilities, and no person shall occupy any recreational vehicle or motor home or camper for more than 72 hours.*
3. *Such items must be at least 3 feet from any lot line while items are parked or stored in a side or back yard.*
4. *No more than 2 recreational vehicle may be parked at a residential lot at any given time.*
5. *Such recreational vehicle (camper/boat) shall have a valid registration/license plate, tires must be inflated and the vehicle must be movable and operational.*

3. Parking along Main Street (page 75) UPDATED

Get rid of the contents of A and just have B move to A and so on and add D.

2. Commercial Districts then reads:

A. Commercial vehicles must be parked in the rear of the building and not on the roadway.

B. Parking of semi-trailers is permitted in a commercial district or commercial area only in specified loading and unloading zones.

C. For any residential home in a commercial district, no commercial vehicles (over ¾ ton), including commercial tractors, trucks, buses, manufactured homes and semi-trailers, shall be parked or stored on any property other than in a completely enclosed building, except those commercial vehicles conveying the necessary tools, materials and equipment to a premises where labor using such tools, materials and equipment is to be performed during the actual time of parking. Other exceptions include making pickups or deliveries, parked at a repair shop receiving service or providing emergency services.

D. No commercial vehicle may be parked in public parking areas unless performing work on said property but for no longer than 8 consecutive hours.

New info for this meeting:

Animals (page 88): currently states no more than 4 dogs or 4 cats.

Pg. 116 G of Salem Township wording regarding “nuisance” animals.

Suggestion of 10 feet instead of 30 feet from the property line.

Penalties (page 214 & 215)

2 options – currently \$250 a day or

- Alternate option - \$100 for 30 days and then \$1,000 for the second 30 days and then \$5,000 every subsequent 30 days. Every time the fine changes a new notice must be given stating the new fines.
- Alternate option approved and agreed upon.
- Take out the last paragraph.

CBD and Adult Entertainment establishments – pages 95/96/97

Solicitor gave advice regarding time, place and manner as to what can be stated regarding these matters.

CBD and Adult Entertainment – both 1,000 feet from anything zoned residential areas.

Question regarding rehab facilities and mental health facilities. Same wording as CBD & Adult Entertainment? Overall thought is yes.

Building height limits (page 39) – Downtown business 18 foot first floor, 12 foot second, 12 foot third and 12 foot fourth. The idea is to mimic the look of the old time Main street look.

If more than 4 floors must file for a variance.

Add a horizontal line for historical.

Agricultural overlay (page 4 item C) – the feeding or sheltering of animal livestock or poultry in penned or closures within 100 feet of any residential building or property line – crossing out zoning district.

Executive Session – requested by Solicitor Kaspar to consider the purchase of property for public purposes; and to conference with the Solicitor for the Village concerning disputes involving the Village that are the subject of pending or imminent court action.

Motion to adjourn to executive session made by Isaacs-Niemesh; second by Steiner.
Motion to return to regular session made by Frederick; second by Steiner.

Adjournment

Motion by Frederick to adjourn; second by Fischer. All ye.

Tina Powell, Clerk of Council
& Fiscal Officer

York Bryant, Mayor