

BOSTON TOWNSHIP Board of Zoning Appeals Meeting – Tuesday October 26, 2023

Present: Jerry Ritch, Ron Summers, Jay Littler, Dave Calaway, Paul Kaczmariski

Zoning Inspector: Mike Anderson

Trustee: Randy Bergdorf

Other:

Call Meeting to Order 6:30 pm, Paul

Paul volunteers to take minutes in the absence of a Zoning Secretary.

Motion to make Ron acting chair by Paul, 2nd by Dave. Vote, all in favor.

Motion to approve September BZA Minutes by Paul, 2nd by Dave. Vote, all in favor.

Zoning Inspector Report, Mike Anderson

Items of note:

- 5115 Akron-Cleveland Road, MBWG Landscaping Company, conversation continues regarding accessory building built on site without zoning certificate or building permit. Accessory building is built closer to property lines than allowable. Property is two parcels under common ownership, building appears to straddle parcels
 - ***Variance application submission is expected with a potential date for a hearing in November.***
 - ***Review penalties for zoning violations, 905.03.***
 - ***Seek counsel from AI regarding assessment of penalty fees under the resolution.***
 - ***Should parcels be combined?***
- 5069 Akron-Cleveland Road, Village Market, installation retail gasoline sales.
 - ***No additional or new information available.***
- 5352 Akron-Cleveland Road, Storage Zone, new storage building on site.
 - ***Project on hold, owner assessing budget, no additional or new information available.***
- 5374 Akron-Cleveland Road, new storage buildings.
 - ***Construction is in process, existing building on site demolished with permit.***
- 100, 140 Kendall Park Road, Lot split proposal.
 - ***Owner working through county offices, Summit County Departments, Soils and Water, Engineers, Health to determine viability.***
- 5650 Akron-Cleveland Road, new accessory storage building, 4000 square feet.
 - ***Application received, requires review by both board per BTZR 711.1, expected review meeting in November.***

- **Seek clarification with Zoning Commission if a public hearing is required for a site plan review for a permitted use pursuant to 711.1.**
- 5347 Akron-Cleveland Road, Earth and Wood, Billboard Application, Accessory Building hoop structure on storage containers.
 - **Billboard application was denied.**
 - **Owner asserts accessory structure is a temporary structure exempt for permitting requirements, Mike is looking further into this and corresponding with the owner.**
- Mike is receiving inquiries of potential uses for multiple properties along Akron-Cleveland Road.

Discussion Zoning Commission Review items.

- Provide a definition of a 'Temporary Structure'.
- Is a public hearing required for a site plan review of a permitted use pursuant to 711.1?
- The site plan review process is outlined in under 805 of the Conditional Zoning Certificates, is clarification needed for permitted uses, should this be a separate section?

Trustee comments

Trustees seek to fill board alternate positions.

Motion to adjourn by Ron, 2nd by Paul, Vote, all in favor.

Meeting adjourned 7:40 pm, minutes taken by Paul Kaczmariski

Approvals:



Ron Summers

Acting Chairperson



Paul Kaczmariski

Acting Secretary