



# Planning Commission Memorandum

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**To:** Karla Richards, Clerk of Council  
**From:** Pat Ryan, Interim Boards & Commissions Secretary *PR*  
**Date:** 3-24-2010  
**Re:** Approved/Signed Planning Commission Minutes:  
Tuesday, March 9, 2010

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Attached you will find a copy of the approved/signed Planning Commission minutes from Tuesday, March 9, 2010.

The original document has been forwarded to, and will be on file with the Clerk of Council as the official record.

**E-mail:** Mayor (per Admin. Sec.)  
Administrative Officer  
Finance Director  
Planning Commission  
Fire Chief  
Council  
Engineer  
Capital One  
Supt. of Building & Zoning

**Cc:** PC File/App. File  
Posting

**City of Norton**  
**PLANNING COMMISSION**  
Tuesday, March 9, 2010

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The Planning Commission of the City of Norton, Ohio, convened for a public meeting in Council Chambers at the Safety Administration Building. Chairman Spisak called the meeting to order at 6:00p.m.

**I. ATTENDANCE:**

**PRESENT:** Mark Spisak, Ralph Dowling, Todd Houser, John Conklin, Janet Jacobs

**ABSENT:**

**ALSO PRESENT:** Pat Ryan, Zoning Inspector

**II. PUBLIC APPLICATIONS:**

- A) Application AG2-2010  
Agricultural District Classification Renewal  
James and Danusia Casteel, Owners  
Regarding property at 4441 Johnson Road  
PPN 4601541 and PPN 4607489  
[To renew an Agricultural District Classification]**

Chairman Spisak introduced Application AG2-2010. The Applicants were not present. The Commission members discussed the property in question and Chairman Spisak stated it has been farmed for many years and the owners also have horses and possibly other animals. Chairman Spisak asked if there were any other comments from the Commission members. There were none. **Chairman Spisak made a motion to approve Application AG2-2010 regarding Agricultural District Classification renewal for the property at 4441 Johnson Road. Mr. Conklin seconded. ROLL: Mr. Dowling-Yes, Mr. Conklin-Yes, Ms. Jacobs-Yes, Mr. Houser-Yes, Mr. Spisak-Yes. Motion to approve passed 5-0.**

Chairman Spisak announced the topic of a moratorium on new Internet Café Sweepstake Businesses to allow the Commission time to draft text and Council time to review and vote. There was discussion on where regulations may be placed. Ms. Ryan stated she was reviewing the Skill-Based Amusement Arcade Chapter to see if this was a good fit. If so, it would make them a Conditional Use allowing the Board of Building and Zoning Appeals the ability to add additional conditions as necessary. Chairman Spisak asked if there has been anything on the State level regarding these. Ms. Ryan stated she has not seen anything at this point. Mr. Dowling stated there is cash paid out at these businesses and Springfield Township has about 12 Internet Cafes on Canton Road and asked if Springfield had any regulations. Ms. Ryan stated she did not think they had anything. The Commission discussed the business operation and how they pay the winnings. Mr. Dowling stated he has had discussions with people who go to the establishments regarding the difference between a game of chance and a game of skill. The Commission felt a moratorium would be beneficial to allow time to

complete text for Council. Chairman Spisak asked if there was any more discussion. Being none Chairman Spisak called for a motion. **Mr. Conklin made a motion to approve a Resolution of Support for a six (6) month Moratorium on the establishment of new Internet Café Sweepstake Businesses in the City of Norton. Ms. Jacobs seconded. ROLL: Mr. Dowling-Yes, Mr. Conklin-Yes, Ms. Jacobs-Yes, Mr. Houser-Yes, Mr. Spisak-Yes. Motion to approve passed 5-0.**

### III. OLD BUSINESS:

Chairman Spisak asked if there was any Old Business. There was none.

### IV. NEW BUSINESS:

Chairman Spisak asked if there was any New Business. Ms. Ryan stated the Commission may be looking at revising Chapter 660.07 and/or Section 1297 regarding vehicle storage. They will be minor changes or clarifications. Ms. Ryan stated Section 1297 deals only with storage in residential areas and Chapter 660.07 pertains to motor vehicles, which may not cover non-motorized trailers, etc. Mr. Dowling asked how we would look at a business like Spartan Rubber who has numerous trailers on the property. Ms. Ryan stated it would depend on the business and if the trailers were ancillary to the business and if the Planning Commission approved the business then these chapters would probably not affect those areas.

Mr. Conklin asked for a clarification on where recreational vehicles can be stored on a residential property. Ms. Ryan stated they can be stored in the rear or side yards.

Mr. Conklin asked for the current status on the Community Center. Ms. Ryan stated the Fire Department used the Center for the one weekend until they relocated to their current temporary location on Norton Avenue so the Center is now back to normal.

Mr. Conklin asked about the new Fire Station site and the information they are waiting on. Ms. Ryan stated she did not know the specifics but the building is being shifted on the site to the east. Ms. Ryan referred them to Mr. Ryland or Mr. Arters. Mr. Conklin asked if there would be any further action required from the Commission. Ms. Ryan stated she did not believe so. Chairman Spisak stated they approved the Site Plan Review contingent upon determination of the stream or ditch and they are still waiting for this. Mr. Dowling asked if there was a code requirement on filling or securing open basement areas on a demolition site to prevent any hazards. Ms. Ryan stated she was not sure.

Chairman Spisak asked if there was any other New Business. There was none.

### V. MINUTES:

Chairman Spisak asked if there were any corrections to the minutes from February 23, 2010. Chairman Spisak noted on page 3, the fifth line down it should be "and that the facility..." and 2 lines further down it should be pursued not perused. Also on page 2, where Ms. Dawson was asked when she would open, it should read March 1<sup>st</sup>. Ms. Ryan stated the tape was not clear so she would put March in parenthesis. Chairman Spisak called for a motion. **Ms. Jacobs made a motion to approve the minutes from February 23, 2010 as corrected. Mr. Houser seconded. ROLL: Mr. Dowling-Yes, Mr. Conklin-Yes, Ms. Jacobs-Yes, Mr. Houser-Yes, Mr. Spisak-Yes. Motion to approve passed 5-0.**

**VI. ADJOURNMENT:**

Chairman Spisak announced the next meeting is scheduled for Tuesday, March 23, 2010, at 6:00 p.m. With no further business before the Commission, Chairman adjourned the meeting at 6:43pm.

  
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Planning Commission Chair/Vice-Chair

  
\_\_\_\_\_  
Planning Commission Vice-Chair/Member

  
\_\_\_\_\_  
Interim Secretary

3/23/2010  
Date



**CITY OF NORTON  
PLANNING COMMISSION  
RESOLUTION**

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March 9, 2010

PC RESOLUTION NO.: 4 – 2010

Re:      **Application AG2-2010  
Renewal of an Agricultural District Classification  
James and Danusia Casteel, Owners  
Regarding property at 4441 Johnson Road/PPN's 4601541 and 4607489  
[To Renew an Agricultural District Classification]**

The Planning Commission does hereby make the following recommendations on the above Application:

Approve as presented.

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Vote on Motion: FOR 5 AGAINST 0 ABSTAIN     

Therefore PC Resolution No. 4-2010 has been:

APPROVED  DENIED  TABLED

This resolution shall be sent to:

Administration for  it's action or for  it's information, and  
Council for  it's action or for  it's information.

  
\_\_\_\_\_  
Planning Commission Chair/Vice-Chair

  
\_\_\_\_\_  
Planning Commission Vice-Chair/Member

3/9/2010  
Date

**RESOLUTION  
PLANNING COMMISSION**

March 9, 2010

PC RESOLUTION NO.: 5 – 2010

RE: Resolution of Support  
[To support a 6 month moratorium on new  
Internet Café Sweepstake Businesses in the City of Norton]

The Planning Commission does hereby make the following recommendations on the above Application:

To place a six (6) month Moratorium on the establishment of new Internet Café Sweepstake businesses in  
the City of Norton thus allowing time to draft and adopt regulations for such use.

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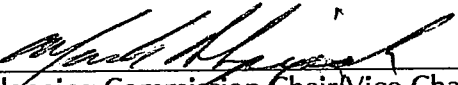
Vote on Motion: FOR 5 AGAINST 0 ABSTAIN \_\_\_\_\_


Therefore PC Resolution No. 5-2010 has been:

APPROVED ✓ DENIED \_\_\_\_\_ TABLED \_\_\_\_\_

This resolution shall be sent to:

Administration for \_\_\_\_\_ it's action or for X it's information, and  
Council for X it's action or for \_\_\_\_\_ it's information.

  
\_\_\_\_\_  
Planning Commission Chair/Vice-Chair

  
\_\_\_\_\_  
Planning Commission Vice-Chair/Member

3/9/2010  
Date