

City of Norton
PLANNING COMMISSION
Tuesday, August 23, 2011

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 6:02 p.m.

I. ATTENDANCE:

PRESENT: Mark Spisak, Ralph Dowling, John Conklin, Janet Jacobs, and Richard Easterling

ALSO PRESENT: Russ Arters, Supt. of Bldg. & Zoning

II. PUBLIC APPLICATIONS:

Chairman Spisak announced the continuation of the Public Meeting for

Application SPR5-2011
Major Site Plan Review
Wadsworth 1 LLC/Dave Whyte, Owner
Jim Gamble, Agent
Regarding property known as:
3112 Barber Rd/PPN 4608588
Proposing an Entertainment Device Arcade/Internet Café in this facility
(Tabled from 8/09/11)

Chairman Spisak announced that the City received correspondence (letter dated 9/23/11) from Michael Callahan, the applicant's attorney, requesting that this application be tabled until the next meeting. The request to table was due to vacation schedule conflicts and his inability to get the parties together.

Chairman Spisak moved to table SPR5-2011 until September 13, 2011 by PC Resolution number 26-2011; seconded by Mr. Ralph Dowling. ROLL CALL: Chairman Spisak-Yes; Mr. Dowling-Yes; Mr. John Conklin- No; Mr. Richard Easterling-Yes; and Ms. Janet Jacobs-Yes. The motion carried 4-1-0.

There was discussion regarding the application. Mr. Conklin's descending vote was because he wonders how long this will go on. Mr. Dowling wondered what the time line was due to this application being tabled over and over, he wondered if the limit was six months. He remembered that Johnson Road Church had tabled their application, he asked Mr. Russ Arters, Superintendent of Building and Zoning, if there were any limitations. Mr. Arters said none that he was aware of. Chairman Spisak commented he thought it was one year. Mr. Dowling wonders if they are just postponing, because they do not want to pay another \$300.00 to file this again.

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; there was none.

IV. CONSIDERATION OF MINUTES:

Chairman Spisak moved on to consider the first set of minutes for January 25, 2011. Chairman Spisak commented that there was one typo he found, but that had been corrected. He asked if there were any other corrections. Hearing none, **Chairman Spisak moved to accept the minutes for January 25, 2011. Ms Jacobs seconded the motion. ROLL CALL: Chairman Spisak – Yes; Ms. Jacobs-Yes; Mr. Dowling – Yes; Mr. Conklin – Abstain; and Mr. Easterling –Abstain. The motion carried 3–0-2.**

Chairman Spisak moved to the second set of minutes to consider, those of February 8, 2011. He asked if there were any other corrections; no one spoke. **Chairman Spisak moved to accept the minutes for February 8, 2011. Mr. Dowling seconded the motion. ROLL CALL: Chairman Spisak – Yes; Mr. Dowling – Yes; Ms. Jacobs - Abstain; Mr. Conklin – Yes; and Mr. Easterling – Abstain. The motion carried 3–0-2.**

V. ADJOURNMENT:

Chairman Spisak said the next meeting would be September 13, 2011 at 6:00 PM.

With no further business before the Commission, the Chairman adjourned the meeting at 6:08 PM



Planning Commission Chair/
Vice-Chair



Planning Commission Vice-Chair/
Member

12/13/11
Date

PLANNING COMMISSION RESOLUTION

Tuesday, August 23, 2011

PC RESOLUTION NO.: 26 - 2011

RE: Application SPR5-2011
Major Site Plan Review
Wadsworth 1 LLC/Dave Whyte, Owner
Jim Gamble, Agent
Regarding property known as:
3112 Barber Rd/PPN 4608588
[Proposing an Entertainment Device Arcade/Internet Café in this facility]

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

TABLED BY APPLICANT'S REQUEST
UNTIL 9/13/11

Vote on Motion: FOR 4 AGAINST 1 ABSTAIN

Therefore PC Resolution No. 26 - 2011 has been:

APPROVED DENIED TABLED X

This resolution shall be sent to:

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



Planning Commission Chair/Vice-Chair



Planning Commission Vice-Chair/Member

8/23/11

Date

CALLAHAN, GREVEN, RILLEY & SINN L.L.C.

ATTORNEYS AT LAW
137 S. Main Street • Suite 300
Akron, Ohio 44308
330.376.9260 • Fax 330.376.9307

Michael T. Callahan
John W. Greven

Scott A. Riley
Jonathan T. Sinn

August 23, 2011

Via Fax to (330) 825-3104

Mr. Russ Arters
Building & Zoning Inspector
City of Norton

Re: My Client: Jim Gamble

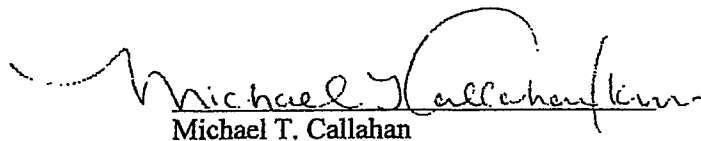
Dear Russ:

On behalf of my client, we are again requesting that this matter be tabled until the next meeting. Due to vacation schedules, the parties are still working to negotiate an acceptable agreement.

Should you need anything further, please do not hesitate to call.

Sincerely,

Callahan, Greven, Riley & Sinn, LLC


Michael T. Callahan

MTC/kmm