

Chairman J. Calabro called the August 12, 2020 Board of Zoning Appeals Special Meeting to order at ~~6:30~~ 6:43 p.m.

Ch. Calabro noted that this meeting is being taped for transcription purposes only and the written minutes and attachments, if any, will serve as the official record of this meeting.

Ch. Calabro stated that any Board member that has any monetary interest or has a conflict including exparte communication should disclose at this time.

Roll found: Calabro, Hoop, Zeleznak, Mainzer, Budd. In the audience: Alternate Schaefer, Trustee Schulte, and ~~Zoning Inspector Wilson.~~

Ch. Calabro stated that out of an abundance of caution, and under the current circumstances, the meeting is being conducted following the rules of social distancing and the meeting will be conducted as briefly and to the point as possible, and it would be appreciated if audience members could keep comments to the point and pertinent to this meeting.

Ch. Calabro stated that the purpose of this special meeting is to reopen the Public Hearing held on July 22, 2020 and to amend a motion that was made and approved at the said Public Hearing. Specifically, it is regarding the Sumodi Public Hearing of July 22, 2020. At that hearing there were two variances requested and granted. However, the second variance was granted incorrectly. The motion for the second variance was made by Mr. Hoop seconded by Mr. Zeleznak by and voted on by the entire Board and passed 5 to 0. Although the motion was written down correctly by Mr. Hoop, when it was read out loud, the two critical numbers were transposed. Therefore, a variance of 16' was granted instead of 34'. We are here this evening to amend the second variance as it was granted and make a new correct motion, as it initially was meant to be, and then vote on it.

Ch. Calabro stated that we are not here this evening to discuss the reasons to grant or not grant this variance. This was already done at the public hearing of July 22, 2020. We will not be repeating the same information. Again we are here this evening to amend the previous incorrect motion and make a new motion and vote on it as we did at the public hearing of July 22, 2020. At this point if there is any new and only new information or testimony that needs to be considered for this variance, we will hear it and consider it now. Otherwise I would like to ask for a motion from Mr. Hoop.

*See page 3*  
Ch. Calabro asked Mr. Hoop to make a motion for the second variance for a rear yard setback requested by Mr. Sumodi.

Mr. Hoop made a motion to approve a variance (AP0244) submitted by applicant John Sumodi, property owner of 1824 West Drive, Hinckley, Ohio (Permanent Parcel 01603D15063) requesting a variance to construct a new home at the stated address that does not meet the minimum rear yard setback of 50 feet, the proposed setback would be 16 feet asking for a variance of 34 feet.

The motion was seconded by *Zeleznak*.

Ch. Calabro stated that any person adversely affected by a decision of the Board of Zoning Appeals may appeal to the Court of Common Pleas of Medina County on the ground the decision was unreasonable or unlawful and will have 30 days from the date of this meeting to appeal.

Ch. Calabro explained the voting process to the applicant as follows: Yes, simple majority with a quorum present is in favor of the applicant and a No, simple majority, or a tie vote denies the applicant's request. If the vote is favorable to the applicant, the applicant has one year from the date of the hearing to begin construction or to act on the approved request.

Ch. Calabro asked for a vote.

Vote: Ch. Calabro - (yes/no), Hoop - (yes/no), Zeleznak - (yes/no), Mainzer - (yes/no), Budd - (yes/no)

Ch. Calabro stated that the second variance for the rear yard setback was granted/denied 5 - 0.

Ch. Calabro stated again that the applicant has one year from the date of this hearing to begin construction or act upon the approved request and anyone adversely affected has 30 days from the date of this hearing to file suit.

The Board of Zoning Appeals Decision form was signed and a copy given to the applicant.

Ch. Calabro asked for a motion to close the July 22, 2020 Public Hearing and adjourn this Special Meeting. Mainzer moved and Budd seconded. 5 - 0 in favor.

The August 12, 2020 Board of Zoning Appeals Special Meeting adjourned at 7:02 p.m.

Minutes by: Judi Stupka, Recording Secretary


Minutes Approved: 8/12, 2020

  
Josephine Calabro, Chairperson

  
Jeff Hoop, Vice-Chairperson

  
Dave Zeleznak, Member

  
Julie Mainzer, Member

  
Bill Budd, Member

correspondence was submitted by adjoining property owner Zorine Sokolov

Ch. Calabro allowed Scott and hisa Rushworth to approach and they submitted correspondence and proceeded to begin discussion of said correspondence. Ch. Calabro stated the information they wished to discuss was not new information and their next step would be the appeal process.

JS 8/12/20

Ⓜ 8-12-2020

Ⓜ 8/12/2020

JVB 8/12/2020

Ⓜ 8/17/2020