

PC Minutes

Tuesday February 23, 2016

Chairman Spisak called the meeting to order at 6:07 and took roll call.

After announcing the public hearing on PC Application SPR1-2016, Chairman Spisak recused himself and turned the gavel over to Vice-Chairman Dowling.

Mr. Dowling asked if the applicant was present and to please step forward and explain the application.

Charles Hauber from Summit Metro Parks stepped forward and explained that the application is for the detailed landscaping around the entrance to Silver Creek Park's North Cross Country Course. The parking lot was previously approved. Mr. Hauber then introduced Nick Moskos, SMP Chief of Planning, to the commission. Mr. Dowling asked Mr. Moskos to explain the asphalted and landscaped areas.

Mr. Moskos explained how the proper culling of existing trees and planting of some varieties will provide both shade and visual pleasure without affecting the natural environment. Details were discussed of the additional buffering put into place for the consideration of the neighbors on the west side of Medina Line Road. An area for 88 parking spaces will be asphalted and an overflow lot will be gravel. It was noted that most events require to be completed by dark and both entrances are gated when the park is closed.

After discussion by the Board Members, it was moved by Mr. Peter ^{son} ~~man~~ and seconded by Ms. Stimac to approve SPR1-2016. Roll call: Mr. Peter ^{son} ~~man~~ – yea, Ms. Stimac – yea, Mr. Dowling yea.

Old Business:

Pools – nothing back from administration. It has been observed that there are pools have been installed without fencing in the city.

Fowl and Animals – Chairman Spisak distributed copies of Springfield Township's ordinances, which addresses chickens, roosters and other animals. Also, a copy from a website that highlights backyard chicken ordinances was distributed. Many cities ban roosters, but allow hens. Discussion was held on boundaries, population density, acres, zoning districts and permitting. Roosters' crowing and animals off their property appear to be the biggest issues with chickens. Reasonable control and containment of animals is the overall purpose. Mr. Dowling offered to compile a draft of what an ordinance should address.

Drones – Chairman Spisak stated that federal and state regulations concerning drones are slow in forming. Ms. Stimac expressed concerns of drones with cameras flying around playgrounds. Chairman Spisak asked if the Parks Board has addressed drones and model aircraft in city parks. She replied that she would ask for that board's input at an upcoming meeting. Also, Mr. Stimac said she would try to get

some input from the Norton school teacher who had drones fly over the school's construction site as a class project.

New Business: Election of PC Chair and Vice-Chair

Mr. Dowling nominated Mr. Spisak as Chair for 2016-2017 yr. Seconded by Mr. Peterman
Vote was unanimous, with Mr. Spisak abstaining

Mr. Peterman nominated Mr. Dowling as Vice-chair. Seconded by Ms. Stimac
Vote was unanimous, with Mr. Dowling abstaining.

Consideration of Minutes from Tuesday, January 12, 2016:

No corrections noted. Moved for approval by Mr. Dowling and seconded by Mr. Peterman.
Vote was unanimous.

SDW (MRS)

Meeting adjourned 6:57 pm.



Planning Commission Chair/Vice-Chairman



Planning Commission Vice-Chair/Member

11/8/16
Date

*** ORIGINAL SIGNED DOCUMENTS ON FILE WITH THE CLERK OF COUNCIL ***



CITY OF NORTON

4060 Columbia Woods Drive
Norton, Ohio 44203

Offices: 330-825-7815 Fax: 330-825-3104
Website: www.cityofnorton.org

Mayor Mike Zita

PLANNING COMMISSION AGENDA

Tuesday, February 23, 6:00pm

COUNCIL CHAMBERS
SAFETY ADMINISTRATION BUILDING

I. ROLL CALL

II. PUBLIC MEETING APPLICATION(S):

PC Application SPR1-2016
Site Plan Review
Summit Metro Parks – Owner
Silver Creek Metro Park
~ LANDSCAPING ~
North Cross Country Course – Phase I
Charles Hauber – Construction Supervisor
4325 S. Medina Line Road
Parcel Number – 4604964 / 4604965
[Proposed Landscaping]

III. OLD BUSINESS: Pools
Fowl: Chickens/Roosters/Ducks/Pigeons
Animals: Goats/Horses/Dogs/Cats
Drones

V. NEW BUSINESS: Election of Chairman and Vice Chairman

VI. CONSIDERATION OF MINUTES: Tuesday, January 12, 2016

VII. ADJOURNMENT: Next meeting scheduled for Tuesday, February 23, 2016

E-Mail:

Mayor
Boards Secretary
Fire Chief
Law Director

Administrative Officer
Clerk of Council
Police Chief
Comm. Dev. Dir.

Zoning Inspector
Council
Municipal Engineer

Board of Appeals
Finance Director
Planning Commission

Summit Co Health Dept
Media (ABJ, BH, WSL)

cc: File
02/25/16

<http://www.backyardchickens.com/atype/3/Laws/tag/ohio-ordinances/page/10>

Lakewood-A Ohio Chicken Ordinance Created 4/30/11 by LarryPQ

Lakewood-A Ohio Chicken Ordinance Are Chickens Allowed in this location No Max Chickens Allowed Roosters Allowed No Permit Required No Coop Restrictions City/Organization Contact name Additional Information 505.18 CERTAIN ANIMALS PROHIBITED. (a) No person shall knowingly keep, maintain or have in his possession or under his control within the City any dangerous or carnivorous wild animal or reptile, any vicious domesticated animal, or any other animal or reptile, with vicious or dangerous propensities, except to the extent that an exemption may be... read more

Hudson Ohio Chicken Ordinance Created 3/7/11 by johncampanelli

Hudson Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed No maximum Roosters Allowed No Permit Required No Coop Restrictions Coop must be at least 100 feet away from neighbors' dwellings City/Organization Contact name City of Hudson, Town Hall, 27 E. Main St., Hudson, Ohio 44236 330-650-1799; info@hudson.oh.us Additional Information Poultry/fowl falls into the category of \"animals\" in the codified ordinances. Those ordinances outline the rules of animal housing and prohibit excessive noise, other nuisances and animals running free.... read more

Montgomery Ohio Chicken Ordinance Created 12/17/10 by valereee

Montgomery Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed 6 Roosters Allowed No Permit Required No Coop Restrictions Coops and enclosures must not be visible from the street, must be screened from neighboring properties by fencing or landscaping, and must adhere to setbacks and property maintenance codes. City/Organization Contact name Cheryl Hilvert, city manager 10101 Montgomery Rd Montgomery, OH 45242 (513) 891-2424 Additional Information New Ordinance #13-2009 states that: 1. Chapter 150.03 of the Land Usage Code shall be... read more

Carlisle Township Ohio Chicken Ordinance Created 7/24/10 by spoggy

Carlisle Township Ohio Chicken Ordinance Are Chickens Allowed in this location No Max Chickens Allowed Roosters Allowed No Permit Required No Coop Restrictions City/Organization Contact name Carlisle Township: Star Seman, Zoning Inspector phone: 440-458-4700 Additional Information This applies to Platted Subdivisions in Carlisle Township. Ohio Revised Code, Chapter V, Title 519.21, Paragraph B, sub-Paragraph 3 states the following: \"Dairying and animal and poultry husbandry on lots greater than one acre but not greater than five acres when at least thirty-five per... read more

Strongsville Ohio Chicken Ordinance Created 6/6/10 by drmeyses236

Strongsville Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed Roosters Allowed Yes Permit Required No Coop Restrictions (4) Keep animals other than cattle, poultry or fowl, swine, sheep or goats in an enclosure without wholesome exercise and change of air, nor feed cows on food that produces impure or unwholesome milk; City/Organization Contact name Thomas P. Perciak Mayor phone 440-580-3100 www.strongsville.org Additional Information 618.05 CRUELTY TO ANIMALS 618.06 SALE, DISPLAY, COLORING OR OFFERING OF LIVE ANIMALS. 618.07... read more

Franklin County Ohio Chicken Ordinance Created 5/30/10 by frequently_lucid

Franklin County Ohio Chicken Ordinance Are Chickens Allowed in this location No Max Chickens Allowed Roosters Allowed No Permit Required No Coop Restrictions City/Organization Contact name Paul Eberts or

Joe Bailey, zoning inspectors, 614-462-3094 Additional Information Zoning ordinance 110.011 prohibits poultry husbandry and poultry production, as agricultural use, on lots under 1 acre in unincorporated Franklin County. Platted lots between 1 and 5 acres are also prohibited – see the code for their definition of "platted". Both zoning inspectors consider even 1 chicken... read more

Hiram Township Ohio Chicken Ordinance Created 5/5/10 by LarryPQ

Hiram Township Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed none Roosters Allowed Yes Permit Required No Coop Restrictions Proximity, noise, sanitation, zoning restrictions apply. City/Organization Contact name Hiram Township Zoning Inspector Jason Garey P.O. Box 1827 Hiram, OH 44234 330-569-7182 Additional Information Section 203-1 Uses Exempt from Regulations A. Agricultural Uses Nothing contained in these regulations shall prohibit the use of any land for agricultural purpose or the construction or use of buildings or... read more

Chardon Ohio Chicken Ordinance Created 4/29/10 by Coopa Cabana

Chardon Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed No limit given Roosters Allowed No Permit Required No Coop Restrictions Can't be kept within 50ft of the margin of any street, or within 50ft of someone else's house City/Organization Contact name City of Chardon, OH: 440-286-2600 Additional Information Chapter 505.01 states regarding DOGS AND OTHER ANIMALS RUNNING AT LARGE: (a) No person being the owner or having charge of cats, cattle, sheep, geese, ducks, turkeys, chickens or other fowl or animals shall permit them to run at... read more

Miamisburg Ohio Chicken Ordinance Created 4/29/10 by chicksnchooks

Miamisburg Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed No limit given Roosters Allowed No Permit Required No Coop Restrictions No coop restrictions given City/Organization Contact name Unknown Additional Information As long as you follow these rules, you can keep chickens: Chapter 618.02 ANIMALS RUNNING AT LARGE. (a) No person, being the owner of or having charge of horses, mules, cattle, sheep, goats, swine, dogs, geese or other fowl or animals, shall permit them to run at large upon any public way or upon the land of... read more

Mansfield Ohio Chicken Ordinance Created 3/27/10 by LarryPQ

Mansfield Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed Roosters Allowed yes Permit Required no Coop Restrictions Must be more than one City/Organization Contact name Law Director and Civil Division City of Mansfield, Ohio 30 North Diamond Street, 8th Floor Mansfield, Ohio 44902 Phone: (419) 755-9659 Fax: 419-755-9697 E-mail: Law Director\@s Mailbox Additional Information 505.02 RESTRICTING THE KEEPING OF CERTAIN ANIMALS. (a) Fowl. No person... read more

Delaware Ohio Chicken Ordinance Created 3/17/10 by LarryPQ

Delaware Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed ZONING/ACRERAGE RESTRICTIONS APPLY Roosters Allowed No Permit Required No Coop Restrictions City/Organization Contact name City of Delaware City Manager is Tom Homan #(740)203-1010 Additional Information Ordinance 505.16 Any person who is the owner or has charge of any horses, mules, cattle, sheep, goats, swine or fowl shall provide a clean and dry shelter of such size as to permit an adequate bedding and feeding area. Animals housed in such shelter shall have direct access... read more

Medina Ohio Chicken Ordinance

Created 3/16/10 by 1lpock

Medina Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed Not Specified Roosters Allowed No Permit Required No Coop Restrictions None Specified City/Organization Contact name 135 North Elmwood Ave. Medina, OH 44256 (330)723-3287 Additional Information 505.12 COLORING RABBITS OR BABY POULTRY; SALE OR DISPLAY OF POULTRY. (a) No person shall dye or otherwise color any rabbit or baby poultry, including, but not limited to, chicks and ducklings. No person shall sell, offer for sale, expose for sale, raffle or give away any... read more

Cincinnati Ohio Chicken Ordinance

Created 3/16/10 by 1lpock

Cincinnati Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed Not Specified Roosters Allowed No Permit Required No Coop Restrictions Manure cleaned out daily City/Organization Contact name Cincinnati, OH 801 Plum Street Room 150 Cincinnati, OH 45202 (513)352-3243 www.cincinnati-oh.gov Additional Information Sec. 701-35. - Care of Fowl Confined in Crates. No person shall confine any fowl in a crate, box, or other receptacle in a cramped or unnatural position or shall overcrowd any crate, box or other receptacle with fowl or fail to... read more

Columbus-A Ohio Chicken Ordinance

Created 3/16/10 by LarryPQ

Columbus-A Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed Not Specified Roosters Allowed No Permit Required No Coop Restrictions Coop must be 100 ft. from street line. City/Organization Contact name Columbus Code of Ordinances 90 West Broad; Room 247 Columbus, OH 43215 Additional Information Must have "impervious floor of tile, vinyl flooring, livestock mats, treated wood, etc." and must be covered City/Organization Contact name: Aaron K. Messer DVM, RS 240 Parsons Avenue Columbus, Ohio 43215-5331 Phone: (614) 645-6748 / Fax:... read more

Akron Ohio Chicken Ordinance

Created 3/16/10 by 1lpock

Akron Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed Not Specified Roosters Allowed No Permit Required No Coop Restrictions Must be at least 100 feet away from any home. City/Organization Contact name City Council Office (330)375-2256 Additional Information 92.18 A.No person shall keep chickens or other poultry in any dwelling or within one hundred feet thereof. 92.06 Coloring rabbits and baby poultry--Sale or display. No person shall dye or otherwise color any rabbit or baby poultry, including, but not limited to,... read more

Brunswick Ohio Chicken Ordinance

Created 3/16/10 by bcmfarmsllc

Brunswick Ohio Chicken Ordinance *** 2013JUN06- Brunswick City is trying to band chickens and/or limit your number and placing a no rooster ordinance together. If your concered please email me at BCMFARMS@GMAIL.COM or call me at 330-551-3002 *** Next hearing is at JULY 11TH 530pm engineering dept in city hall and hope to see some of you there to address the city from taking are birds. I will please help support are rights and notify any new media about coming to the hearing! Are Chickens Allowed in this... read more

Cleveland Ohio Chicken Ordinance

Created 3/16/10 by babymakes6

Cleveland Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed one per 800 S.F. or 6 per standard residential lot Roosters Allowed Yes Permit Required No Coop Restrictions D. Coops and Cages. All animals shall be provided with a covered, predator-proof coop or

cage or other shelter that is thoroughly ventilated, designed to be easily accessed and cleaned, and of sufficient size to permit free movement of the animals exclusive of areas used for storage of materials or vehicles. The total area of all coops or cages on a lot shall not be... read more

Dayton Ohio Chicken Ordinance

Created 3/16/10 by LarryPQ

Dayton Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed ZONING RESTRICTIONS APPLY Roosters Allowed No Permit Required No Coop Restrictions Yes- Cleanliness is an issue City/Organization Contact name Additional Information ZONING RESTRICTIONS APPLY-- In general, property must be agricultural Ordinance 92, section 18: A. Fowl. No person shall keep chickens or other poultry in any dwelling or within one hundred feet thereof. http://www.animallaw.info/statutes/stusohodakron_dayton.htm#s18 Link for more... read more

Toledo Ohio Chicken Ordinance

Created 3/16/10 by babymakes6

Toledo Ohio Chicken Ordinance Are Chickens Allowed in this location Yes Max Chickens Allowed no limit specified Roosters Allowed Yes Permit Required No Coop Restrictions none City/Organization Contact name One Government Center Toledo, Ohio 43604 Official website: www.ci.toledo.oh.us Additional Information 505.07 (4) (4) no person shall: Keep animals other than cattle, poultry or fowl, swine, sheep or goats in an enclosure without wholesome exercise and change of air, nor feed cows on food that produces impure or unwholesome milk; Link for more... read more

505.01 DOGS AND OTHER ANIMALS RUNNING AT LARGE; GRAZING. (a) No person being the owner or having charge of any horses, mules, cattle, sheep, goats, swine, geese or any other animals shall permit the same to run at large upon any street or public place, or upon any enclosed or unenclosed land of another person, or cause such animals to be herded, kept or detained within the City for the purpose of grazing the same on premises other than those owned or occupied by the owner or keeper of such animals. (Ord. 65-37. Passed 3-1-65.)

(b) No person being the owner of or having charge of any dog, whether wearing a registration tag or not, shall permit it to run at large upon any public place or upon the premises of another. No owner, keeper or harbinger of any female dog shall permit such dog to go beyond the premises of such owner or keeper at any time such dog is in heat, unless such dog is properly on leash. The owner or keeper of every dog shall at all times keep such dog either confined upon the premises of the owner or keeper, or under reasonable control of some person. (ORC 955.22)

(c) The running at large of any such animal in or upon any of the places mentioned in this section is prima-facie evidence that it is running at large in violation of this section. (ORC 951.02)

(d) Whoever violates this section is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for each subsequent offense. (ORC 955.99(D))

505.08 NUISANCE CONDITIONS PROHIBITED. (a) No person shall keep or harbor any animal or fowl in the Municipality so as to create noxious, or offensive odors or unsanitary conditions which are a menace to the health, comfort or safety of the public.

(b) No person having possession of real property in the City of Springfield shall permit the "mass feeding" of animals on real property occupied by that person in the City of Springfield. "Mass feeding" occurs when cat, dog, or pet food or other edible material attractive to animals is left out of doors where it is readily accessible to feral cats, stray dogs, rodents, vermin and other species capable of carrying disease.

(c) It shall not be a violation of subsection (b) of this section to: (1) Permit cat, dog, pet food or other edible material attractive to animals to be left out of doors if A. The material is in a sealed container, B. The material is in an unsealed container for the sole purpose of feeding the occupant's domestic pets, during daylight hours for a period not exceeding four consecutive hours, or C. The material is in a container suspended above the ground for the feeding of birds or squirrels. (2) Engage in the mass feeding of animals as part of a licensed kennel operation on a lot zoned for such purpose.

(d) Whoever violates subsections (a) or (b) of this section is guilty of a minor misdemeanor. If the offender has been previously convicted of a violation of any provision of this section, a subsequent violation of any provision of this chapter shall be a misdemeanor of the fourth degree.

(e) A violation of subsections (a) or (b) of this section may constitute a "public nuisance" as defined in Section 1323.01(i) and subject to the procedures and provisions of Chapter 1323 of the Springfield Codified Ordinances. (Ord. 08-97. Passed 4-8-08.)

1735.01 KEEPING HOGS PROHIBITED WITHOUT CONSENT. No person shall keep any hog within the City, except with the written consent of the Health Commissioner and upon such terms and conditions as he may prescribe. (1969 Code Sec. 835.01)

505.09 BARKING OR HOWLING ANIMALS OR FOWL. (a) No person shall keep or harbor any animal or fowl which howls or barks, or omits audible sounds which are unreasonably loud or disturbing and which are of such a character, intensity and duration as to disturb the peace and quiet of the neighborhood or to be detrimental to the life and health of any individual. (Ord. 67-235. Passed 11-27-67.)

(b) Whoever violates this section is guilty of a minor misdemeanor.

505.13 DANGEROUS WILD ANIMALS AND RESTRICTED SNAKES. (a) For purposes of this section, "dangerous wild animal" and "restricted snake" have the same meanings as set forth in Ohio R.C. 935.01.

(b) (1) Except for a restricted snake specified in Ohio R.C. 935.01(L)(1), no person shall sell or offer for sale at auction a dangerous wild animal or restricted snake. (2) Except for a microchip removed for purposes of a medical emergency by a veterinarian that is qualified to provide veterinary care to the dangerous wild animal, no person shall knowingly remove a microchip that is implanted in a dangerous wild animal as required in Ohio R.C. 935.04. (3) No person that possesses a dangerous wild animal or restricted snake shall fail to post and display any of the following: A. On each cage in which a dangerous wild animal is confined, signs warning the public that a dangerous wild animal is confined in the cage; B. At each entrance to the property where a dangerous wild animal is confined, a sign warning the public that a dangerous wild animal is on the property; C. On each container in which a restricted snake is confined, a sign warning the public that a restricted snake is in the container; D. At the main entrance to each structure where a restricted snake is confined, a sign warning the public that a restricted snake is in the structure; E. On a vehicle that is used to transport a dangerous wild animal or restricted snake, a sign warning that a dangerous wild animal or restricted snake, as applicable, is in the vehicle. The signs shall comply with standards established in rules adopted by the State Director of Agriculture. (4) No person shall allow a dangerous wild animal or restricted snake to roam off the property where it is confined. (5) No person shall remove any teeth or claws from a dangerous wild animal or restricted snake, as applicable, unless determined to be medically necessary by a veterinarian. (ORC 935.18)

(c) Whoever violates this section is guilty of a misdemeanor of the first degree on the first offense. On a second or subsequent offense, such person is guilty of a felony and shall be prosecuted under appropriate State law. (ORC 935.99)

AUDIENCE ATTENDANCE

The following individuals were present and wished to speak at the Meeting of the Planning Commission, BZA, Park and/or Civil Service Board held on:

Tuesday, Feb 23, 2016
(Date - Year)

PC BZA PARK CIVIL SVC.

PLEASE PRINT:

| <u>NAME:</u> | <u>STREET ADDRESS:</u> (NO P.O. BOX) | <u>CITY & ZIP CODE:</u> |
|---|---|-----------------------------|
| <i>Summit Metro Parks</i> CHARLES HAUBER | 975 TREATY LINE RD | ALTON OH 44313 |
| NICK MOSKOS SUMMIT METRO PARKS | 975 TREATY LINE RD | ALTON OH 44313 |
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* A SIGNED ORIGINAL OF THIS DOCUMENTATION SHALL BE FILED WITH THE CLERK OF COUNCIL *