

PUBLIC HEARING  
**BOARD OF ZONING APPEALS**  
May 21, 2009

The Austintown Township Board of Zoning Appeals held a Public Hearing on Thursday, May 21, 2009, at the Township Building, 82 Ohltown Road, Austintown, Ohio, for consideration of Appeal Case 2009-10-A.

The following Board members were in attendance:

Mr. Robert Satterlee – Chairman  
Mr. Joe Koch – Vice Chairman  
Dr. Thomas Stellers  
Mrs. Dawn Owens  
Mr. William Glaros

Chair Satterlee opened the public hearing at 7:00 P.M. All testimony in the following cases given under oath or affirmation. Court Reporter in attendance, complete transcript taken of the hearing.

Motion by Dr. Stellers to **APPROVE** the minutes of the April 16, 2009 meeting. Seconded by Mrs. Ownes.

Roll call vote: Dr. Stellers – YES; Mrs. Owens – YES; Mr. Glaros – YES; Mr. Koch – Abstain; Satterlee – YES.

**APPEAL CASE 2009-10-A**

Donald P. Scott, Jr., 295 North Roanoke Avenue, Austintown, Ohio, 44515, appeals from the decision of the Austintown Township Zoning Inspector and requests a variance from the terms of Article VII-Residence R-2 District, Section 704 “Private Garages and Other Outbuildings,” of the Austintown Township Zoning Ordinance, as amended through May 24, 2007, to allow for construction of a shed measuring 8’ x 10’ to be placed at the easterly side property line. The minimum required side and rear yard setback for an accessory building is five (5) feet. Said property is zoned as a Residential R-2 District in Austintown Township, Mahoning County, State of Ohio.

Zoning Inspector Darren Crivelli read the applicant’s letter into the case record, referenced a site plan, two photographs, a consent form signed by abutting property owners, , a photograph and cost sheet of the proposed shed, the case mailing list, and two plat maps prepared by the Zoning Office.

Chairperson Satterlee stated the mailing list of those property owners notified for Case 2009-10-A would be incorporated into the case record.

Donald Scott, Sr., 295 North Roanoke Avenue, Austintown, Ohio 44515, stated his request is per the letter, he had a shed at this location for 30 years and it looked shabby. He tore it down and then visited zoning to secure a permit for the new shed and was advised of the placement requirements and is now requesting a variance.

Mr. Satterlee asked if Mr. Harris visited the property and suggested any other placement for the shed. Mr. Scott stated he met with Mr. Harris at his property but no other location could be located that would meet the setback requirements. Stated he is putting the shed in the exact location as the old shed. Stated the old shed was 8x8 and the proposed shed is 8x10 and is movable and will be placed on a sanitary easement.

Zoning Inspector Crivelli advised the Board that the Sanitary Engineer was included in the case mailing list and forwarded a copy of the site plan. The S.E. did not forward any comments to the zoning office prior to the hearing.

Mr. Koch asked if placement would be atop a manhole. Mr. Scott stated it would not to be placed over a manhole. The shed is built on skids and is made to be moved. It will be placed over gravel.

Mr. Glaros asked if the finish would match the house. Mr. Scott stated it would match the house.

No one else in attendance to speak for the request.

No one in attendance to speak against the request.

**2009-10-A – Donald Scott, Sr.**

Motion by Mr. Koch to approve the variance request as presented. Seconded by Mr. Glaros.

Roll call vote: Dr. Stellers – YES; Mr. Glaros – YES; Mrs. Owens – YES; Mr. Koch – YES; Mr. Satterlee – YES.

Zoning Inspector Crivelli distributed to the Board a letter from Atty. DiVecchio requesting an extension for Appeals Case 2009-09-A-Frank Adams and a letter of objection from residents living near the proposed game room. Zoning Inspector Crivelli also informed the Board that Atty. DeVicchio was advised to submit another filing fee to cover the legal notice, case mailing, and processing costs. The Board agreed that the applicant should submit a new filing fee.

There being nothing further to come before the Board, the meeting was adjourned at 7:20 P.M.

AUSTINTOWN BOARD OF ZONING APPEALS

DARREN L. CRIVELLI, ZONING INSPECTOR

APPROVED: \_\_\_\_\_  
ROBERT SATTERLEE, Chair

DATED: \_\_\_\_\_