

Chairman J. Calabro called the April 28, 2021 Board of Zoning Appeals continued Public Hearing for Pride One to order at 7:00 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 attendance either present or virtually were Alternate Schaefer, Trustees Kalina and Augustine and Zoning Inspector Wilson.

Ch. Calabro stated that Alternate Wolny continues to be recused from this hearing and is not present this evening in that capacity.

The Recording Secretary read the legal ad.

Ch. Calabro stated that evidence and testimony must be pertinent to the hearing. It is the Chairman's discretion to limit personal comments, personal attacks, opinions and/or repetitious statements or testimony or evidence previously given. Disruptive persons will lose the right to remain at this hearing. Personal attacks will not be tolerated.

Ch. Calabro stated that this is a continuation of the hearing for a request submitted by applicant Pride One Construction on behalf of Emil Wolny Properties, LLC and Hinckley Land Ltd., property owners of W. 130<sup>th</sup> property and Center Road property, Hinckley, Ohio requesting a Conditional Use Permit for a new Senior Citizen Residential Facility at said properties.

Ch. Calabro stated that this Board is continuing the public hearing of March 24, 2021 that was tabled and further discussion and actions were deferred until this evening. Ch. Calabro stated that at the March 24, 2021 continued Public Hearing the two variances which were requested by the applicant were denied by the Board of Zoning Appeals by a vote of 5-0.

Ch. Calabro stated that the applicant has paid a continuance fee to continue the public hearing for Pride One to May 26, 2021.

Ch. Calabro asked if the applicant would like to speak.

Mr. Ben Weinerman from Pride One was in the audience virtually and was sworn in accordingly by Ch. Calabro.

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Mr. Weinerman stated that their revised plans couldn't be submitted by the deadline and they would like to continue the meeting until next month.

Ch. Calabro asked if they could submit their plans by May 3, 2021 and Mr. Weinerman asked if they could have until May 6 or 7, 2021 to submit the plans.

Ch. Calabro explained that the plans had to be reviewed by different agencies and this would require considerable time, especially if considerable changes had been made they may need to go back to Medina County Planning for review. That is why the plans would need to be submitted in a timely manner. Ch. Calabro asked if Mr. Weinerman could submit the plans by May 4.

Mr. Weinerman stated they would submit their revised plans by May 4 at the latest.

Ch. Calabro stated that the Public Hearing for Pride One will be continued until May 26, 2021 at 7:00 p.m.

Ch. Calabro asked for a motion to continue the Public Hearing for Pride One until May 26, 2021 at 7:00 p.m. Mr. Zeleznak moved and Mr. Budd seconded. All were in favor.

Ch. Calabro asked if there was anything else.

Mr. Budd stated that on February 1, 2021 he received an email from Brian Richter, Medina County Prosecutor, explaining the procedures for the consideration of a Conditional Use Permit. Mr. Budd stated the email read the BZA has the duty to consider whether or not the conditional zoning certificate is appropriate and what if any conditions could be placed on the project/certificate. Mr. Budd stated he would like the opportunity to get Mr. Richter's explanation on that statement. Mr. Budd stated that he hasn't been through this before so he is requesting Mr. Richter's explanation, if possible.

Ch. Calabro stated that maybe the Board can ask Mr. Richter to send them something or possibly attend a regular meeting.

Mr. Budd stated he would also like to get Mr. Richter's interpretation of what conditions are appropriate, just to understand the process better so they can be sure the Board is complying.

Ch. Calabro stated they can get the information to Mr. Richter.

Ch. Calabro asked if there was anything else.

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Trustee Kalina gave the Board an update on Zoning Commission members and what the Zoning Commission has been discussing. Ch. Calabro thanked Trustee Kalina for the updates.

Ch. Calabro stated the next public hearing will be May 26, 2021 at 7:00 p.m.

Ch. Calabro asked for a motion to adjourn the Public Hearing. Ms. Mainzer moved and Mr. Budd seconded. All were in favor.

The April 28, 2021 Board of Zoning Appeals continued Public Hearing adjourned at 7:17 p.m.

Minutes by: Judi Stupka, Recording Secretary

Minutes Approved: \_\_\_\_\_, 2021

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Josephine Calabro, Chairperson

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Jeff Hoop, Vice-Chairperson

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Dave Zeleznak, Member

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Julie Mainzer, Member

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Bill Budd, Member