

## Service Committee Minutes

Honorable Council  
City of Newark, Ohio  
November 15, 2016

The Service Committee met in Council Chambers on Monday November 14, 2016 following the Finance Committee with these members in attendance:

Jeff Rath  
Bill Cost Jr.  
Curtis Johnson for Mark Fraizer

Carol Floyd  
Ryan Bubb

We wish to report:

1. Amendments to the Zoning Code were discussed.

**Brian Morehead, City Engineer-** once we can all come to an agreement as to what these changes should look like then the Law Director will draft a piece of legislation to include these items.

**Article 7-** the original code had it listed that if it was non-conforming or discontinued for a period of 24 months. Unfortunately we have no way of tracked 24 consecutive months on the use. The 24 months is irrelevant and there's no way to track it so we want to remove that. Once use has discontinued we want it to go back to the Board.

**Article 86 Accessory Structures-** this is for accessory structures, it is to make the set backs off of an alley on the rear and side of the lot equal.

**Article 88 Fences-** same idea with this article regarding fences and setbacks off of the lot, we want to make them equal.

**Article 115 Swimming Pools-** this gives a waiver to those inflatable or metal pools, small pools that are in back yards and temporary in nature. They are all over the place and we have not pursued any zoning regulations on those because they could be blown up one afternoon and taken down the next day.

**Mr. Rath-** voiced his concerns regarding liability and safety issues.

**Mr. Cost-** asked if it was possible to have a size restriction.

**Mrs. Floyd-** asked about the reference of pools being subject to the Property Maintenance Code and what that meant.

**Nate Strauch, Zoning Inspector-** explained the reference to the Property Maintenance Code meant that the pools had to be kept clean and sanitary, ladder secured when not in use. He stated because of how readily accessible they are and most people not realizing there is a permit required makes it more difficult to enforce.

**Article 135 Temporary Signs-** after some discussion regarding temporary signs a couple of months ago this is verbiage that the Law Director suggested.

**135.7-** allows two menu boards instead of one because a lot of drive thru's are doing dual lanes versus single. Hanging signs are now going to be approved by the Board of Zoning Appeals instead of the Service Director.

**135.8 Variable Message Signs-** these are the conditions the Board usually puts on these signs and these conditions were not in the original code. We would like to make them a part of the code so the Board won't have to act on the sign and add the following conditions.

**135.10 Off Premises Sign-** (billboard) the off premises sign location map was basically a city map that was developed back when the code was established. Over time things change, new roadways come into play and lots get combined. We would like to provide you with a map of the current map of where the off premises signs can be located with the updated roadways. Council will review this map periodically as changes in the city occur and make revisions to where off premises signs will be permitted.

**135.11 Post Signs-** may be on a pole as well.

**135.11 Promotional Signs-** these provisions came from the legislation that the Law Director drafted earlier in the year.

**Mr. Rath-** asked what happens if a nonprofit has the same event every week? The code reads they can't put it up earlier than 10 days prior and have to remove it 1 day after therefore it would seem the sign could be up all the time.

**Brian Morehead-** I would like to come back in a couple of weeks so if you had any comments or questions over the next week or so then have another discussion to finalize this and get it put into a piece of legislation. It would come before committee then to Council then to the Planning Commission and back to Council for a vote.

Jeff Rath, Chair