

**PUBLIC HEARING**  
**AUSTINTOWN TOWNSHIP TRUSTEES**  
October 24, 2016

In accordance with Section 519.12 of the Ohio Revised Code, the Austintown Township Trustees held a public hearing on Monday, October 24, 2016, at the Austintown Township Administration Building, 82 Ohltown Road, Austintown, Ohio, for final determination of amendment request 2016-08-Z.

The following Trustees were in attendance:

Kenneth A. Carano - Chairman  
James C. Davis – Vice-Chairman  
Rick Stauffer – Trustee

The Public Hearing was opened at 1:00 P.M.

Court Reporter in attendance, complete transcript taken of the hearing.

Mr. Carano gave the following statement:

The Public Hearing before the Austintown Township Board of Trustees for October 24, 2016 is now in session. Let the record show that under the provisions of Ohio Revised Code 519.12, notice of this hearing has been given in one newspaper of general circulation in the Township at least ten (10) days before the date of this hearing and notice was given by first class mail to property owners of interest.

After a reading of the legal notice and the recommendations of the Mahoning County Planning Commission and the Austintown Township Zoning Commission, the Board of Trustees will first hear testimony from the applicant, than all testimony in support of the proposed amendment, then all testimony against the amendment. If testimony is offered against the request, the applicant will be given a short rebuttal opportunity. All testimony and questions are to be directed to the Board of Trustees.

We ask that only one person speak at a time. Prior to testifying you must state your name and address.

When all testimony has been given, the Board of Trustees will act by motion upon the recommendations of the Austintown Zoning Commission.

**AMENDMENT 2016-08-Z**

James A. and Corrine S. Weaver, 6595 Silica Road, Austintown, Ohio, 44515, requests the rezoning of approximately 13.84 acres from three (3) parcels of land containing a combined total of 17.123 acres, Lot Nos. 1 & 3, Arne Plat No. 1, Parcels Nos. 48-086-0-

017 and 48-086-0-019, and Parcel 48-086-0-014, a portion of Tract 6, Silica Road, Austintown Township, from Industrial I-2 Districts to Agricultural-Suburban Estate Residential (A-SER) Districts to begin 200 feet south of the front (Silica Road) property lines. Said properties are further described as follows:

Lot No. 1, Arne Plat No. 1, Parcel No. 48-086-0-017 is located on the south side of Silica Road, approximately 1,510 feet west of the Silica Road-Victoria Road intersection, is irregular in shape, has a frontage of 186.81 feet on Silica Road and a depth of 300 feet at the west side property line; and is zoned as a Business B-2 District for a depth of 200 feet with the southerly remainder zoned and an Industrial I-2 District.

Parcel 48-086-0-014, a portion of Tract 6, is located on the south side of Silica Road, approximately 1,982 feet west of the Silica Road-Victoria Road intersection, is irregular in shape, has a frontage of 60 feet on Silica Road and a mean depth of 1900 feet; and is zoned as a Business B-2 District for a depth of 200 feet with the southerly remainder zoned and an Industrial I-2 District and the westerly 50 feet zoned as an Agricultural-Suburban Estate Residential (A-SER) District.

Lot No. 3, Arne Plat No. 1, Parcel No. 48-086-0-019 is located on the south side of Silica Road, approximately 2,044 feet west of the Silica Road-Victoria Road intersection, is irregular in shape, has a frontage of 154.99 feet on Silica Road and a depth of 225.01 feet at the east side property line; and is zoned as a Business B-2 District for a depth of 200 feet with the southerly remainder zoned and an Industrial I-2 District and the westerly 50 feet zoned as a Residence R-1 District for a depth of 150 feet and the remaining westerly 50 feet of the southwesterly portion of the lot zoned as an Agricultural-Suburban Estate Residential (A-SER) District in Austintown Township, Mahoning County, State of Ohio.

Zoning Inspector Crivelli stated the following:

**MAHONING COUNTY PLANNING COMMISSION:** Recommended **APPROVAL** of the request per the agenda (September 27, 2016).

**AUSTINTOWN TOWNSHIP ZONING COMMISSION:** Motion by Atty. Price to accept the recommendation of the Mahoning County Planning Commission and recommend **APPROVAL** of the request to Agricultural-Suburban Estate Residential (A-SER) Districts.

Seconded by Mr. Hendricks.

Roll Call Vote: Atty. Price – Yes; Mr. Hendricks – Yes; Mrs. Sovik – Yes; Mr. Marstellar – Yes; and Mr. Latone - Yes.

Zoning Inspector Crivelli referenced the applicant's letter of request dated August 11, 2016 into the case record, a plat mat submitted with the letter, the minutes from the

zoning commission public hearing, the case mailing list, and four plat maps prepared by the zoning office.

James Weaver, 6595 Silica Road, stated he has resided at this location for 28 years. He doesn't see any further industrial uses on the west side of the bike path and the neighbors are in support of the request.

Mr. Stauffer referenced his testimony to the zoning commission regarding a ravine. Mr. Weaver stated the ravine starts at the bike trail and is about 300 feet back. The ravine is very steep. A box culvert to cross the ravine has an estimated costs of about \$40,000.00. There are hunting stands on the property. He purchased the property at auction from the Arne estate.

Zoning Inspector Crivelli advised Mr. Weaver that the stream is subject to the riparian regulations and if in the future he should decide to place a culvert it will require zoning review and approval.

No one else in attendance to speak in favor of the request.

No one in attendance to speak against the request.

**2016-08-Z-Weaver:** Mr. Davis made a motion to accept the recommendation of the Austintown Township Zoning Commission and **APPROVE** the request to Agricultural-Suburban Estate Residential (A-SER) Districts beginning 200 feet south of the front (Silica Road) property lines.

Seconded by Mr. Stauffer.

Roll Call Vote: Mr. Stauffer – Yes; Mr. Carano – Yes; and Mr. Davis – Yes.

Motion by Mr. Davis to adjourn the public hearing.

Seconded by Mr. Stauffer.

Roll Call Vote: Mr. Carano – Yes; Mr. Stauffer – Yes; and Mr. Davis – Yes.

There being nothing further to come before the Trustees, the public hearing was adjourned at 12:10 P.M.

AUSTINTOWN TOWNSHIP TRUSTEES

Darren L. Crivelli, Zoning Inspector

APPROVED: \_\_\_\_\_  
Ken Carano – Chairman

DATE: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
Laura L. Wolfe, Fiscal Officer

DATE: \_\_\_\_\_