

Service Committee Minutes

Honorable Council
City of Newark, Ohio
January 31, 2017

The Service Committee met in Council Chambers on Monday January 30, 2017 following the Finance Committee with these members in attendance:

Jeff Rath
Bill Cost Jr.
Mark Fraizer

Carol Floyd
Ryan Bubb

We wish to report:

1. **Resolution No. 17- 05** authorizing and directing the Director of Public Service of the City of Newark, Ohio to enter into a contract without competitive bidding for the rebuild and re-installation of one screening unit at the City of Newark Wastewater Treatment Plant was considered.

Brian Morehead- this is to replace the bar screens at the Wastewater Treatment Plant. They were last constructed in 2000 and are now 16 years old damaged and in the need of being replaced. They actually will need to be reconstructed more than anything. The Parkson Corporation was the original manufacturer of the equipment and they are the sole provider for any parts and services so we would like to waive the bidding and contract with them directly in order to get the screens reconstructed.

Motion by Mrs. Floyd to send to full Council, second by Mr. Cost

Mr. Fraizer- reading through the documents it says that we did some upgrades in 2000 and this is to clean up the filter system, is this the only filter system we have there that does this or is there duplicate.

Darrin Wise- there are two this is one that got damaged and needs rebuilt. These normally need rebuilt every 10-15 years. We tried to repair it but it keeps re-breaking itself.

Mr. Fraizer- is the other one in good shape?

Darrin Wise- yes

Mr. Fraizer- how long do you think the other one will last?

Darrin Wise- I am hoping another 10 years.

Motion passed by a vote of 5-0.

2. **Ordinance No. 17-03** authorizing and directing the Director of Public Safety for the City of Newark, Ohio, to release the liens previously placed on the properties located at and known as 244, 247, and 249 Lawrence Street, Newark, Ohio, and all other property maintenance liens placed on properties owned by Darrell Ellis prior to December 22, 2014 was considered.

Director Baum- this is what I understand to be a previously agreed upon deal to facilitate a sale.

Motion by Mr. Bubb to send to full Council, second by Mr. Fraizer

Motion passed by a vote of 5-0.

3. **Ordinance No. 17-04** amending Article 6: general regulations; Article 7: non-conforming uses, buildings / structures, lots; article 86: accessory structures; Article 88: fences, walls and similar structures; Article 115: public & private swimming pools of the Zoning Code of the City of Newark, Ohio was considered.

Brian Morehead- these are changes to 5 of the 6 sections of the zoning code that we have been dealing with over the last 6 years or so and based on that we created the ordinance here before you. We don't have changes to the sign ordinance at this time; we have some more work to do on that. We will bundle those changes up and bring them to you at another time.

Mrs. Floyd- in Article 115 it talks about private pools and it says temporary pools such as inflatable, metal frame pools installed seasonably are exempt from this zoning ordinance. I remember there was a pool once in my Ward that was fairly high and didn't have a fence around it or anything is that exempt now? I was called by someone who was afraid kids could get up in there and fall in and drown.

Brian Morehead- what we are targeting are those short blow up pools that you can buy at Wal-Mart. They are hard to meet any setback requirements because they can be moved all over the lot pretty easily. Anything with a great depth of 24" is a pool but we have not been requiring any fencing or ladder requirements on those short temporary pools.

Mr. Rath- when you say short temporary pools do you mean those that are 24" or less in depth?

Brian Morehead- that is what the inflatable pools are, yes.

Mr. Rath- a pool with metal sides 4 feet deep

Brian Morehead- those are structures that you're not going to take down in the fall and put back up in the spring time so regulations would be in effect for that. Those

require the fencing and the ladder restrictions.

Mr. Cost- would there be any diameter limits? I know they aren't very deep and you're talking about kiddie pools.

Brian Morehead- we took this verbiage from a couple of other communities zoning codes. We felt that it was probably appropriate for what we were doing also. Those type of pools pop up overnight and they are really hard to track in the first place and getting the ladder and fencing requirements is nearly impossible since they go up and then back down. We thought about stating a diameter.

Mr. Cost- what about those little fish ponds people have in their back yard?

Brian Morehead- we don't regulate those.

Mr. Rath- I would like to see a depth requirement opposed to a diameter requirement. I think 2 foot is ample personally.

Mr. Marmie- a majority of those temporary pools are over two foot. There are some that are three foot and some of them are even four feet. They are usually not greater than 8-10 feet in diameter because the size can't support that kind of water. There probably are pools that will be manufactured this year that we don't even know the dimensions of.

Brian Morehead- yes that is an issue

Mr. Fraizer- in 6.15 what was the previous language? Is there something that you are trying to solve with that?

Brian Morehead- there is no previous language for that one it is a new section. It is a question that we have had come up several times.

Mr. Fraizer- which is researching previous easements and who is responsible for it, is that what the question is?

Brian Morehead- the responsibility for finding out what easement is on your property are the property owners, it's not for the zoning department to do a title search on your property. If you have a gas line on your property and put a shed on top of it then the gas company needs to come in and replace it, it is the responsibility of the homeowner to know that line is there. If we issue you a permit for a shed it is on you to know that there is a gas line there you'd be installing it over.

Motion by Mrs. Floyd to send to full Council, second by Mr. Bubb

Motion passed by a vote of 5-0.