

Held SEPTEMBER 25, 2012

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The Public Hearing of the Saybrook Board of Trustees to consider a proposed amendment to the Saybrook Township Zoning Resolution was called to order at 7:00 P.M. by Chairperson Norman Jepson, with Trustee Jane Hawn-Jackson, Fiscal Officer Joyce Crease, Zoning Inspector Robert Vaughn, Zoning Appeals Member Dean Moore (arrived at approximately 7:05 pm) and Road Superintendent Marc Pope (arrived at 7:15 pm) and were in attendance at the Saybrook Township Administrative Offices, 7247 Center Road, Saybrook Township, Ohio 44004. Trustee Robert Brobst was not present, therefore no vote will be reflected for him.

The following minutes reflect action taken by this Board. The recording of this meeting is on file at the Administrative Office. More detailed information can be obtained by listening to it at our office (job 146).

Zoning Inspector Vaughn stated that this public hearing is being held pursuant to Section 519.14 and 519.15 of the Ohio Revised Code and Section 546 of the Saybrook Township Zoning Resolution. The matter is before the Board for proposed Text Amendments to Article 10, Section 1002, Private Swimming Pools, Item 3.

The Trustees cannot adopt the proposed changes in Article 2, Definitions, Swimming Pool because it was not advertised before the September 7, 2012 Zoning Commission's Public Hearing.

Other than Dean Moore there were no members of the public present so no testimony was taken in support or opposition to the Amendment.

Discussion took place on the requirements if there is a deck connected to the pool.

#1 Jane Hawn-Jackson moved resolution, seconded by Norman Jepson the following:

~~SAYBROOK TOWNSHIP, ASHTABULA COUNTY, OHIO
RESOLUTION TO AMEND THE 1987 SAYBROOK TOWNSHIP ZONING
RESOLUTION ARTICLE 10, SUPPLEMENTARY DISTRICT REGULATION,
SECTION 1002, PRIVATE SWIMMING POOLS, ITEM 3~~

~~WHEREAS, the Saybrook Township Board of Trustees wish to protect the health, safety, and welfare of the residents of Saybrook Township through the Township Zoning Regulations~~

~~WHEREAS, the Ashtabula County Planning Commission adopted A Resolution Recommending a modified approval of a text Amendment to the Saybrook Township Zoning Resolution to Amend Article 10, Section 1002 (3) Private Swimming Pool Barriers, and~~

~~WHEREAS, the Saybrook Township Zoning Commission conducted a public hearing and adopted the Ashtabula County Planning Commission Resolution Recommending a modified approval of a text Amendment to the Saybrook Township Zoning Resolution to Amend Article 10, Section 1002 (3) Private Swimming Pool Barriers,~~

~~WHEREAS, The Ohio residential swimming pool fencing/barriers safety is regulated by the 2009 International Residential Code, and~~

~~WHEREAS, the Saybrook Township Board of Trustees desires to amend the 1987 AMENDMENT TO THE SAYBROOK TOWNSHIP ZONING REGULATION, SECTION 1002, PRIVATE SWIMMING POOLS, Item 3, to, "The structure is not to include a pond, lake or open tank intended primarily for swimming, not wading and that every swimming pool with or without a pool deck (except those four (4) feet or higher above the surrounding ground with retractable steps or ladders) shall be completely enclosed by a fence or wall of sturdy construction not less than four (4)~~

Minutes of **RECORD OF PROCEEDINGS** Meeting
SAYBROOK TOWNSHIP TRUSTEES PUBLIC HEARING

DAYTON LEGAL BLANK, INC., FORM NO. 10148

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feet in height. Such fence or wall must effectively prevent a child from crawling or otherwise passing through or under it. Fence or wall must be maintained in good condition with a gate and locking device. No landlord or occupant of any property shall use or permit to be used any swimming pool, nor fill or allow any swimming pool to be filled with water, until the fence required under this section has been constructed and the pool area secured and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outwards away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is less than fifty four inches (54") from the bottom of the gate; and (a) the release mechanism shall be located on the pool side of the gate at least three inches (3") below the top of the gate and (b) the gate and barrier shall not have an opening greater than a half inch (1/2") within eighteen inches (18") of the release mechanism. Spas and hot tubs with approved labeled safety covers conforming to A.S.T.M. F1346-91 are exempt from the barrier requirements.

~~NOW, THEREFORE, BE IT RESOLVED THAT THE SAYBROOK TOWNSHIP BOARD OF TRUSTEES AMEND THE SAYBROOK TOWNSHIP ZONING REGULATION, SECTION 1002, PRIVATE SWIMMING POOLS, Item 3, to "The structure is not to include a pond, lake or open tank intended primarily for swimming, not wading and that every swimming pool with or without a pool deck (except those four (4) feet or higher above the surrounding ground with retractable steps or ladder) shall be completely enclosed by a fence or wall of sturdy construction not less than four (4) feet in height. Such fence or wall must effectively prevent a child from crawling or otherwise passing through or under it. Fence or wall must be maintained in good condition with a gate and locking device. No landlord or occupant of any property shall use or permit to be used any swimming pool, nor fill or allow any swimming pool to be filled with water, until the fence required under this section has been constructed and the pool area secured and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outwards away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is less than fifty four inches (54") from the bottom of the gate; and (a) the release mechanism shall be located on the pool side of the gate at least three inches (3") below the top of the gate and (b) the gate and barrier shall not have an opening greater than a half inch (1/2") within eighteen inches (18") of the release mechanism. Spas and hot tubs with approved labeled safety covers conforming to A.S.T.M. F1346-91 are exempt from the barrier requirements.~~

(Amended as shown below)

Roll Call Voting: Jane Hawn-Jackson Yes
Norman Jepson Yes

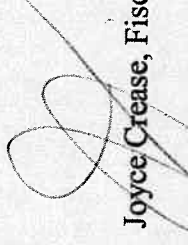
#2 Jane Hawn-Jackson moved, seconded by Norman Jepson to adjourn the meeting at approximately 7:20 pm.

Voting: Jane Hawn-Jackson Yes
Norman Jepson Yes

The meeting was adjourned.



Norman Jepson, Chairperson



Joyce Crease, Fiscal Officer

RESOLUTION TO AMEND THE 1987 SAYBROOK TOWNSHIP ZONING RESOLUTION ARTICLE 10, SUPPLEMENTARY DISTRICT REGULATION, SECTION 1002, PRIVATE SWIMMING POOLS, ITEM 3

WHEREAS, the Saybrook Township Board of Trustees wish to protect the health, safety and welfare of the residents of Saybrook Township through the Township

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Zoning Regulations; and

WHEREAS, the Saybrook Township Board of Trustees initiated an amendment to the Zoning Resolution by passing a resolution on July 24, 2012; and

WHEREAS, the Saybrook Township Board of Trustees certified that proposed amendment to the Saybrook Township Zoning Commission on July 24, 2012; and

WHEREAS, the Saybrook Township Zoning Commission transmitted a copy of the proposed amendment to the Ashtabula County Planning Commission on July 31, 2012; and

WHEREAS, the Ashtabula County Planning Commission recommended a modification of the proposed amendment on August 20, 2012; and

WHEREAS, the Saybrook Township Zoning Commission, following proper notice to the public, held a public hearing on the proposed amendment on September 7, 2012; and

WHEREAS, the Saybrook Township Zoning Commission approved the Ashtabula County Planning Commission's modified amendment on September 7, 2012; and

WHEREAS, the Saybrook Township Zoning Commission submitted their recommendation to the Saybrook Township Trustees on September 7, 2012; and

WHEREAS, the Saybrook Township Board of Trustees, following proper notice to the public, held a public hearing on the proposed amendment on September 25, 2012; and

WHEREAS, the Saybrook Township Board of Trustees, by majority vote, adopted a further modification of the proposed amendment on September 25, 2012; and

NOW THEREFORE BE IT RESOLVED that the Saybrook Township Board of Trustees approve the following proposed amendment language to Article 10, Section 1002(3) Private Swimming Pool Barriers:

The structure is not to include a pond, lake or open tank intended primarily for swimming, not wading and that every swimming pool with or without a pool deck (except those four (4) feet or higher above the surrounding ground with retractable steps or ladder) shall be completely enclosed by a fence or wall of sturdy construction not less than four (4) feet in height. Such fence or wall must effectively prevent a child from crawling or otherwise passing through or under it. Fence or wall must be maintained in good condition with a gate and locking device. No landlord or occupant of any property shall use or permit to be used any swimming pool, nor fill or allow any swimming pool to be filled with water, until the fence required under this section has been constructed and the pool area secured and shall be equipped to accommodate a locking device. Pedestrian access gates shall open outwards away from the pool and shall be self-closing and have a self-latching device. Gates other than pedestrian access gates shall have a self-latching device. Where the release mechanism of the self-latching device is less than fifty four inches (54") from the bottom of the gate; (a) release mechanism shall be located on the pool side of the gate at least three inches (3") below the top of the gate and (b) the gate and barrier shall not have an opening greater than a half inch (1/2") within eighteen inches (18") of the release mechanism. Spas and hot tubs with approved labeled safety covers conforming to A.S.T.M. F1346-91 are exempt from the barrier requirements.