

**BLUE ASH BOARD OF SITE ARRANGEMENT**

**JULY 9, 2007**

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**ITEM 1. – MEETING CALLED TO ORDER**

Chairman Paul Collett called the regular meeting of the Board of Site Arrangement to order at 7:52 p.m. on Monday, July 9, 2007.

MEMBERS PRESENT: Paul Collett, Jr., Tom Adamec, John Berry, Julie Brook and Marc Sirkin

ALSO PRESENT: Assistant Community Development Director Dan Johnson, Administrative Clerk Traci Smith and interested citizens

**ITEM 2. – APPROVAL OF MINUTES**

The Board waived the reading of the minutes of June 11, 2007. Marc Sirkin asked for clarification of the motion for Item 3 as he thought it was suggested, not mandated, to put an awning on the south elevation that would extend over the windows and front entry door. Paul Collett said the applicant agreed to do it and was included as part of the conditions.

DECISION: Julie Brook moved, John Berry seconded the motion to approve the regular meeting minutes of June 11, 2007. A voice vote was taken. All members present voted aye. Motion carried.

**ITEM 3. – 4851 MYERDALE DRIVE – Lowell Herchline**

Approval of a fence in the front yard on a corner lot in an R-2 district

PRESENT: Lowell Herchline, Applicant

Lowell Herchline explained that his home is situated on the corner of Myerdale and Kenwood Rd. He would like to install a split-rail fence, with wire behind it, along his property on the Kenwood Road side. The type of wire has not yet been determined; however, Paul Collett suggested vinyl or other material that would not rust. He will also leave 2 to 3-feet between the fence and berm to allow for mowing.

DECISION: Julie Brook moved, Tom Adamec seconded to grant approval to allow the applicant to install a new 3-rail split rail fence with wire mesh around the west portion of the property in the front yard area adjacent to Kenwood Road at 4851 Myerdale Drive per submission. A roll call vote was taken. All members present voted aye. Motion carried.

**ITEM 4. – MISCELLANEOUS BUSINESS**

Dan Johnson updated the Board on the conversation he had with the City Solicitor regarding visiting sites before the meetings. There were concerns regarding liability should someone get hurt while on private property. Our attorney was going to consult with others in his office, so Mr. Johnson did not have a complete answer. However, his first inclination would be that we should not be going on private property even if it means the property cannot be visually seen in advance and that it would be the responsibility of the applicant to provide enough information to make a decision in their favor. Paul Collett said that it was agreed to by Board members that the site should be visited in preparation for the meeting. Mr. Johnson said he will research the matter further.

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John Berry had emailed a sample motion template to Dan Johnson. Mr. Johnson thought it could be useful.

Dan Johnson confirmed from the Board members that they would like to continue receiving information regarding Ohio Planning Conferences and Ohio Planning Partnership newsletters.

Paul Collett said he noticed that the driveway at 4895 Brasher has been dramatically increased and there fresh gravel has been put down. Dan Johnson will investigate.

John Berry asked for clarification of the Board's obligation or authority to enforce deed restrictions or subdivision covenants. Dan Johnson said the Board has no responsibility to enforce private regulations, but that it may choose to make such conditions of approval if they are related to the matter of the application or appeal.

John Berry said on a corner on Kenwood Road there is repeatedly cars for sale mostly parked on the driveway, but also parked in the grass. Dan Johnson advised he is streamlining the enforcement procedure for these types of violations and will be sending letters. Mr. Johnson said he is working on a test case for this right now.

**ITEM 5. – ADJOURNMENT**

DECISION: There being no further business, John Berry moved, Tom Adamec seconded to adjourn the meeting. A voice vote was taken. All members present voted aye. The meeting was adjourned at 8:16 p.m.

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Paul Collett, Chairman

MINUTES RECORDED BY:

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Traci Smith, Administrative Clerk