

A G E N D A
MASSILLON PLANNING COMMISSION
MAY 13, 1992 7:30 P.M.
MASSILLON CITY COUNCIL CHAMBERS

1. Approval of the Minutes for the Commission meeting of March 11, 1992.
2. Petitions and Requests

Rezoning Request - Valerie-Carlyle Annexation

Location: Valerie Avenue, N.E., and Carlyle Street, N.E., north of Hankins Road, N.E. This area, 67.091 acres in size, was recently annexed to the City from Perry Township. The City is requesting that this area be rezoned from Perry Township zoning to R-4 One Family Residential, R-3 One Family Residential, R-T Two Family Residential, and A-1 Agricultural as indicated on the attached map.

Alley Vacation

Location: A 15 foot wide alley, presently unopened, lying between Walnut Road, S.W., and Overlook Avenue, S.W., and running in a north/south direction between 14th Street, S.W., and Niles Street, S.W. The specific request is to vacate that portion of the alley from the south right-of-way line of Walnut Road, S.W., to the north right-of-way line of Overlook Avenue, S.W., a distance of 656 feet. This request has been submitted by Suzanne Huff.

3. Other Business

MARCH 11, 1992

The Massillon Planning Commission met in regular session on March 11, 1992, at 4:30 P.M. in Massillon City Council Chambers. The following were present:

Chairman Fred Wilson
Bill Hamit
James Johnson
Dr. Dale E. Hart
Michael Loudiana

Robert Wagoner
Aane Aaby
Marilyn Frazier

The first item on the Agenda was approval of the minutes of the February 12, 1992 meeting. Dr. Hart moved for approval, seconded by Michael Loudiana, motion carried.

The next item was under Old Business.

Chapter 741, Massillon Code - Oil and Gas Wells

City Council has introduced legislation to enact new regulations regarding the drilling of oil and gas wells. Because the Planning Commission will be granted certain powers and responsibilities under the proposed ordinance, it is being submitted for Commission review and recommendation.

Mr. Aaby made the presentation. He remarked that this ordinance will replace the one that is now in effect but which will require more control and regulation. He also distributed a copy of a newspaper article which appeared in the current issue of Cities and Villages Magazine. Ohio Supreme Court decided on January 15, 1992, that a Newbury Township, Geauga County zoning resolution among other things, drilling an oil and gas well in a residential district was preempted by State law and is therefore invalid and unenforceable.

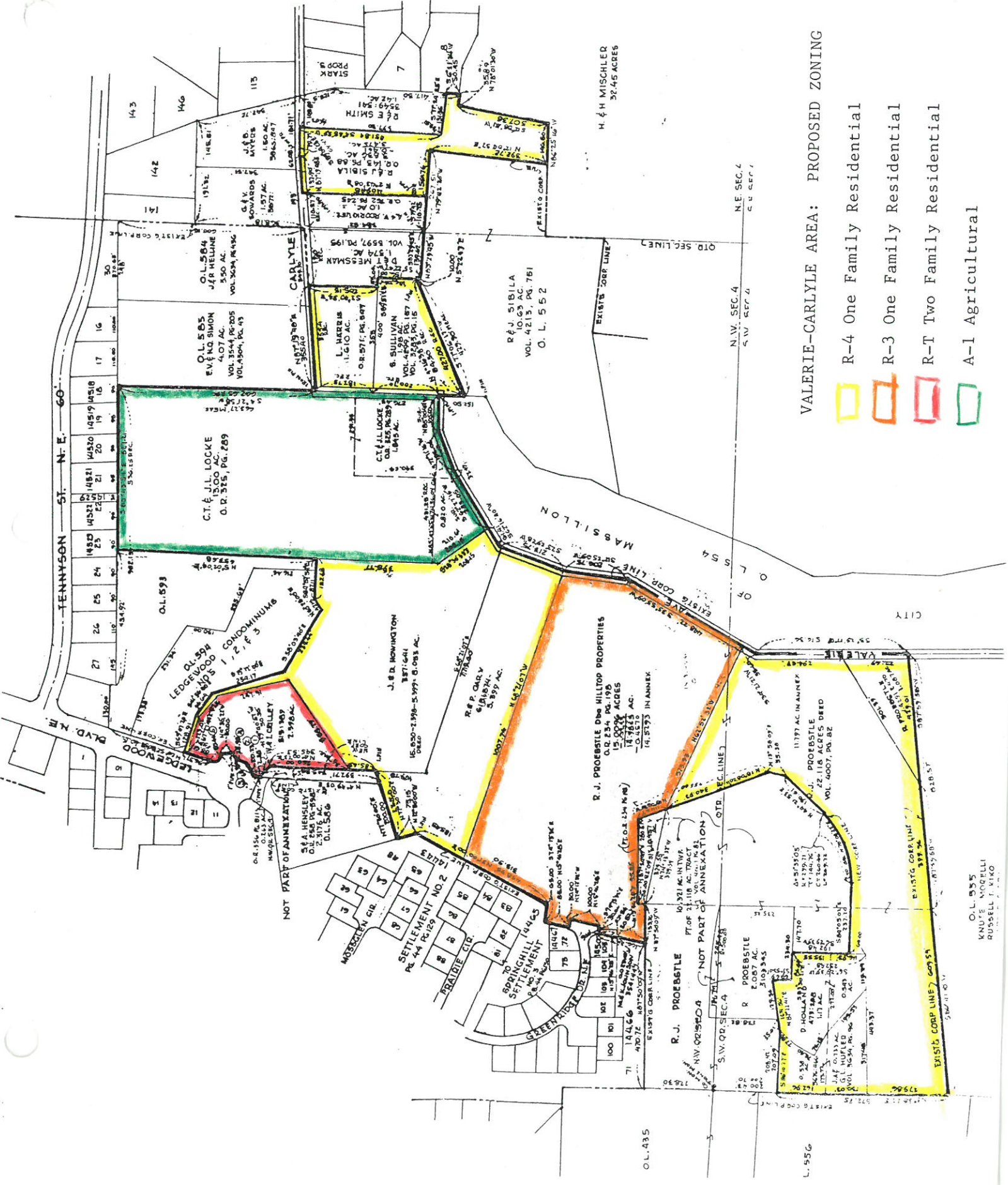
After discussion, the Commission agreed that Township legislative powers are restricted under the State Constitution, so that perhaps this ruling is not strictly applicable to the City's proposed ordinance. Based on this information, Bill Hamit recommended approval providing the legislation is legally enforceable. The motion was seconded by Dr. Hart and unanimously carried.

There being no further discussion before the Commission, the meeting adjourned at 4:50 P.M.

Respectfully submitted:


Marilyn E. Frazier
Clerk

Approval:



VALERIE-CARLYLE AREA: PROPOSED ZONING

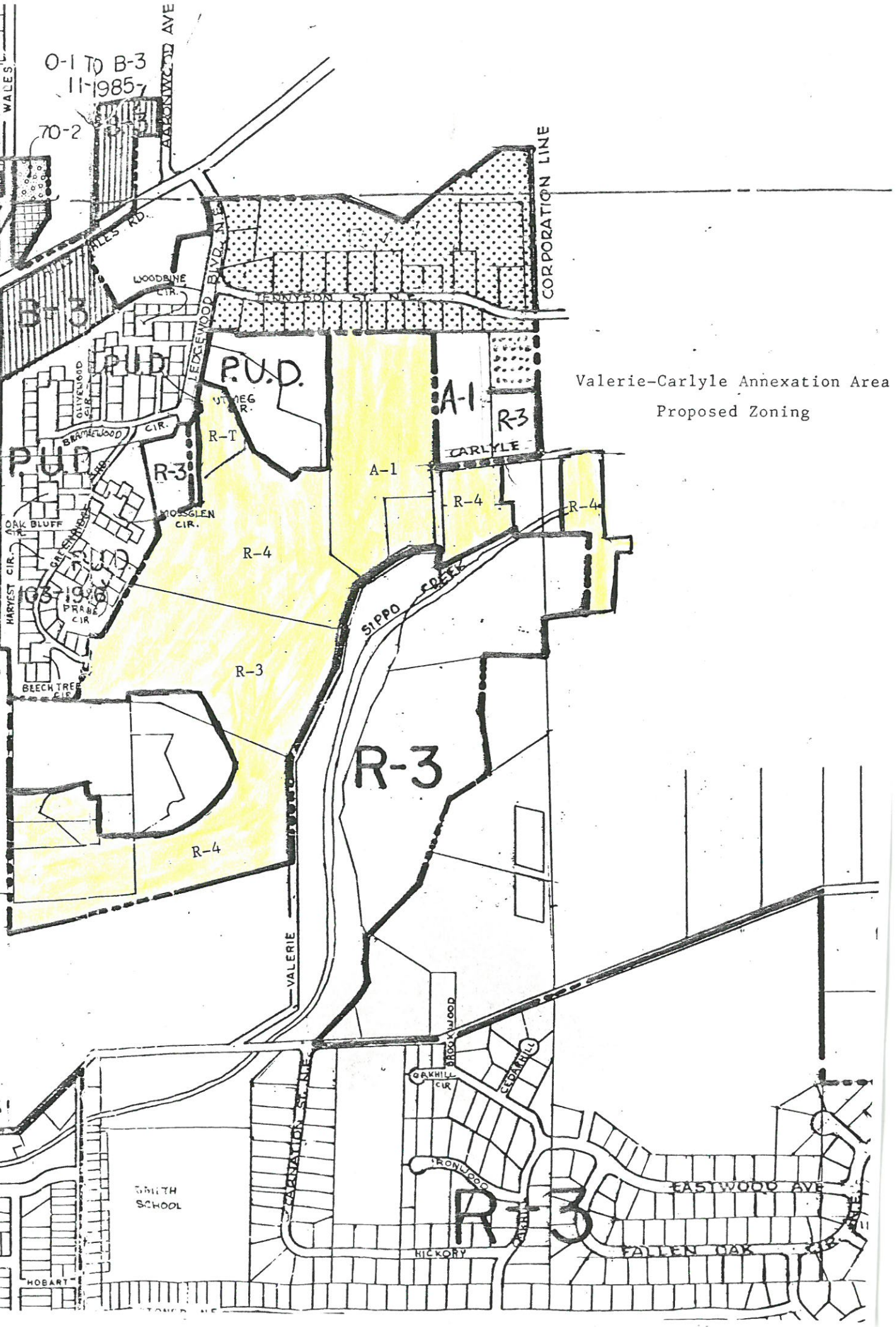
- R-4 One Family Residential
- R-3 One Family Residential
- R-T Two Family Residential
- A-1 Agricultural

O.L. 555
KNUTE MOELLER
RUSSELL T. KIKO

0-1 TO B-3
11-1985

77-9

70-2



Valerie-Carlyle Annexation Area
Proposed Zoning

1984

R-3

77-1

SMITH
SCHOOL

HOBART

HICKORY

OAKHILL
CIR

IRONWOOD

BROOKWOOD

VALERIE

SIPPO CREEK

R-4

R-3

R-4

R-3

R-4

R-3

R-4

R-3

R-4

R-3

R-4

R-3

R-4

Valley Rd S.W.

C.H. HENSLEY
3169:504

50'

74	4773	4746	4745
75	4772	4747	4744
76	4771	4748	4743
77	4770	4749	4742
78	4769	4750	4741
79	4768	4751	4740
80	4767	4752	4739
81	4766	4753	4738
82	4765	4754	4737
83	4764	4755	4736
84	4763	4756	4735
85	4762	4757	4734
86	4761	4758	4733
87	4760	4759	4732

50'

S.W.

ST.

14TH

ALLEY
VACATION



Overlook Ave. S.W.

50'

891	8969
892	8970
893	8971
894	8972
895	8973

8951	8929
8952	8930
8953	8931
8954	8932
8955	8933

8911	8889
8912	8890
8913	8891
8914	8892
8915	8893

50'