



Berkshire Township Zoning Board Meeting

November 5, 2020

The meeting was called to order by Chairman Kerr. Roll call. Those present were Matt Allen, Damita Peery, Jon Kerr, Andy Kerr, and alternate Eric Johnson who was filling in for Austin Slattery. Others in attendance were Tyler Lane, prosecutor's office and Sara Clark, court reporter. Damita Peery made the motion to approve the July 9, 2020 meeting minutes with 6 grammatical corrections. Motion seconded by Jon Kerr. Motion passed.

Public hearing. Application #20-205 filed by Cheshire Woods Estates and eleven property owners. The list of property owners is attached. The application is presented by Joshua Osborne, President of the home owner's association. Their request is to amend the final development plan for Cheshire Woods (application # 04-002) for the on-site sewer lots in the Cheshire Woods Estates area. Their request is to delete the requirement of 'A six-foot asphalt bike/walking path to be installed on one side of the street. Also the natural paths included on the plan around the pond area of Cheshire Woods area.

Discussion. Andy Kerr discussed the general questions about the legal matters involving this application.

This application is for just those property owners who are listed. Those property owners not included in the application will still be required to conform under the original application for Cheshire Woods. Tyler Lane defined why each individual is applying as a group.

Jon Kerr asked to review the specific language of the paths.

Eric Johnson asked for verification of the actual lot numbers affected.

Chairman Kerr opened the meeting up to public participation. Susan Lauer expressed concerns for safety without the paths and the effects on property values. Other neighbor comments were they did not know they were required to install the paths. It was mentioned that there are sidewalks in the small lot area for walking. Discussion was because the original developer did not include the paths in the submission to the Delaware County Engineers office they were never designed. The location of the path would have to be on private property. After 30 minutes Chairman Kerr closed the public discussion. He asked for any further discussion or action by the board. Andy Kerr made the motion to approve application #20-205 to amend the final development plan for Cheshire Woods (Application #04-002) approved in 2004. The amendment was to remove "A six-foot asphalt bike/walking path to be installed on one side of the street for the on-site sewer lots." Also, to remove the language of natural paths only in the pond area in the Cheshire Woods Estates area.

Motion was seconded by Damita Peery. Motion passed 5-0.

At this time the chairman asked David Weade for an update on the Northlake Preserve and the Northlake Woods developments. General discussion followed. Last item for discussion was the public open house held by the township to discuss possible changes in the current zoning code. Data is being analyzed and will be used in future meetings on the subject.

Chairman Kerr seeing no further business asked for a motion to adjourn. Motion was made by Andy Kerr, seconded by Jon Kerr. Vote 5-0.

David Weade

Zoning Inspector