

**Nimishillen Township Board of Zoning Appeals
4422 Maplegrove NE, Louisville, Ohio 44641
Tuesday May 4, 2021 – 7:00 P.M.**

MINUTES

Board Members Present: Anthony “Tony” Mucci - Chairman
Pan Aslanides – Vice-Chairman
Randy Donaldson – Member
Randy Lombardi – Member
Jim Morris- Member
Kyle Fausnight- Alternate

Purpose: Conditional Permitted Use Application

The Nimishillen Township Board of Appeals will hold a public hearing on Tuesday, December 1, 2020 at 7:00 pm at the Nimishillen Township Fire Station 2 located at 4422 Maplegrove Ave NE, Louisville, Ohio 44641 at the Resident’s request to hear the following:

Call Hearing to Order:

Chairman Mucci opened the meeting by announcing the present members and the zoning officer. Mucci also greeted the patrons who came to the meeting to be heard and declared a mass swearing in of speakers and attendees.

Conditional Use Permit #504-21

Harry Kellermeier 6669 Paris Avenue, Louisville, Ohio 44641 coming forward to request a Home Occupation for a Federal Firearm Licensed (FFL) dealer. T. Mucci asked Harry K. to state his name. Harry K. determined his local location would be perfect for sales. He said the persons where he worked asked him to find firearms for them. He used to set up at sales but decided to start a business at home but with license from the ATF. The building will be monitored, also his business would be inspected. T. Mucci said the Board would have to approve the business. Randy Lombardi asked how the persons buy guns, Pan Aslanides asked if Harry K. was going to sell ammunition. Jim Morris asked if the fire chief was notified of the business. Pan Aslanides asked which building would be used for the business, Harry said it would be the white building in the front.

T. Mucci asked for more questions. Pan Aslanides said most businesses are in the home. T. Mucci said the building was already used for business. Pan Aslanides said we have never let persons use sheds for business. T. Mucci said some business in the township are in buildings. Mucci said the business would help in delivery of guns to customers. Pan Aslanides said he worried about expansion. Pan Aslanides worried about the word getting out about the business. Mucci reminded the Board the government already has laws for handling guns. Pan Aslanides said it doesn’t matter about the building, the rules applied for controlling the business. Pan Aslanides showed concerned about using accessory building for a business. Pan Aslanides reminded Harry K. the accessory building would be a change in procedure, but T. Mucci said Harry Kellermeier would only use the shop to warehouse the equipment. Pan Aslanides worried about email and online expansion. T. Mucci reminded the Board they could not limit the business. Mucci said Harry K. was getting an FFL which is different somewhat from a regular business. Kyle Fausnight stood

and gave report that if you by a gun outside the state, the seller could transfer the guns in-state through using an FFL. Pan said he was still concerned about the Home Occupation request by allowing the business into an accessory building. Kyle Fausnight said again it was only going to be used for storage. Zoning Inspector Shipman said business could not store resale equipment in accessory buildings for home occupations. Shipman asked if Harry Kellermeier would ever receive an invoice from a sale, Harry said no but he might sell a gun through shows if he found a good buy. Randy Lombardi asked about sales out of his house because it seemed okay, but store guns in the building. Shipman told the Board to look at the code for accessory building about all business should be in the house entirely. Mucci read the code. Shipman told the Board the code does not allow businesses to use the accessory building, yet. Mucci and Pan agreed the language would have to be written to allow conditions for the business. ATF rules would assert some control but not over local code. The business would have security, said H. Kellermeier. ATF rules required such security. Harry K. said he would not advertise the business from the home location. Mucci agreed. Shipman asked if Harry K. would get a business name. Harry K. said he was looking at a LLC. Mucci asked for a number for the permit, 504-21, said Shipman.

Chn. T. Mucci asked for Condition: NO SIGNS,

Motion to Ballot Vote: Randy Donaldson **Second:** Pan Aslanides seconded the motion

Ballot Vote:
Anthony “Tony” Mucci - Yes
Pan Aslanides - No
Randy Donaldson - Yes
Randy Lombardi – Yes
Jim Morris - Yes

Discussion: Mucci said good luck to Harry Kellermeier. Randy D. asked about Bud’s Corner building, Shipman said they purchased a permit.

Motion to Approve the Minutes from May 4, 2021- All voted Aye.

Adjournment:

Chairman Mucci declared the meeting to be finished. T. Mucci motioned to close the meeting and Randy Lombardi second the Motion.

Roll Call Vote:

Chairman - Anthony “Tony” Mucci – Yes
Vice-Chairman - Pan Aslanides - No
Mem- Randy Donaldson - Yes
Mem- Randy Lombardi – Yes
Mem- Jim Morris - Yes

Tony Mucci – Chairman
Nimishillen Township Board of Appeals

Pan Aslanides -Vice- Chairman
Nimishillen Township Board of Appeals