

**CITY OF EDGEWOOD
COUNCIL MEETING MINUTES
February 4, 2019
6:30 PM**

CALL TO ORDER – Mayor Link called the meeting of the Edgewood City Council to order at 6:30 PM in the council chambers of the Edgewood City Building. The following council members were present: Ben Barlage, Dale Henson, Joe Messmer, Jeff Schreiber, Rob Thelen, Tony Ward and Kim Wolking. Also, in attendance were City Administrator Brian Dehner, City Clerk Belinda Nitschke and City Attorney Frank Wichmann.

INVOCATION AND PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA – Approved

APPROVAL OF MINUTES – January 21, 2019 Council Meeting Minutes – Mr. Messmer made a motion to adopt the January 21, 2019 minutes as written; second by Mr. Henson. **Motion passed: 7 ayes – 0 nays.**

REPORT/PRESENTATIONS –

Mayors Report –

- House Legislature representatives will be meeting with the public at 10 am at Beechwood Schools on February 16th.
- February 13, 2019 is City Day/City Night in Frankfort, KY to meet with legislators.
- KLC will be at City Day/City Night to discuss CERS and retirement issues.

Staff Reports – Council reviewed reports from the following staff members: City Administrator, City Clerk, Fire/EMS, General Services – thank you and good job on the snow removal, Police, and Recreation.

CITIZENS DESIRING RECOGNITION ON LEGISLATIVE MATTERS NOT ON THE AGENDA – Today is Government day – Corinne Bosley, DHHS, Ava Bruns, DHHS, Gabe Thelen, DHHS students were present at the meeting.

UNFINISHED BUSINESS – Short-term Rental Discussion

City Attorney, Frank Wichmann and CAO, Brian Dehner discussed the research of short-term rentals. Mr. Wichmann stated that after reviewing the current zoning laws that the property at 369 Marie Lane precludes short-term rentals. The zoning regulations divide the city into different zones based on uses allowed in those zones, i.e., residential, retail, industrial, etc. as a permitted use. Marie Lane is designated as a R-1 zone – Single Family Residential zone. In Mr. Wichmann's opinion, a short-term rental does not conform to the definition of a permitted use and is therefore prohibited. Mr. Dehner believes this property was not in compliance with our current ordinances therefore the city does not need to take further action since it is prohibited. Mr. Wichmann stated that the research was based on the initial complaint at 369 Marie Lane. Mr. Messmer stated that there were four reasons that Mr. Wichmann stated that the use is prohibited. Mr. Dehner stated that the owners at 369 Marie will be notified that they are not in compliance with the zoning regulations and they will need to come into compliance. Mr. Ward stated that he has spoken with many residents and has found no one in favor of short-term rentals and Mr. Ward is not in favor of moving forward.

Julie Feagan, 3122 Hergott, Edgewood, KY – Mrs. Feagan asked about occupational licenses for renters and whether short-term rentals will be allowed in the business zones. Mr. Wichmann stated that they only reviewed the R-1 zones. Mr. Dehner asked if anyone would like the city to review an issue to please contact the city regarding the request. Mayor Link stated that the majority of the city is residential but along Dixie Highway and Barnwood Drive are commercial.

David Zimmer, 1848 Conway Hills Drive, Hebron, KY – Mr. Zimmer asked Mr. Wichmann for clarification of uses of R-1 zones. Mr. Zimmer asked whether rentals were allowed in R-1 zones and Mr. Wichmann stated that yes long-term rentals were allowed. Mr. Zimmer asked if the zoning defined rentals as long-term and Mr. Wichmann stated no it did not. Mr. Zimmer asked if small home-owned businesses are allowed in R-1? Mr. Wichmann stated they are as long as they meet the definition of home occupation and part of the requirement is that the amount of the area that is designated for business use is 25% of each floor. Mr. Dehner also stated that another requirement is that the homeowner occupy the residence. Mr. Zimmer stated that they applied for an occupational license. Mr. Zimmer appreciated the council's candor.

NEW BUSINESS – Mr. Henson made a **motion** to cancel the February 18, 2019 council meeting; second by Mrs. Wolking. **Motion passed: 7 ayes – 0 nays.**

ORDINANCES, MUNICIPAL ORDERS, AND RESOLUTIONS – **Ordinance 2019-01-01** Annual Codification – 2nd reading. Mr. Wichmann read the ordinance: **AN ORDINANCE OF THE CITY OF EDGEWOOD, IN KENTON COUNTY, KENTUCKY, ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES OF THE CITY OF EDGEWOOD, KENTUCKY.** Mr. Henson made a **motion** to adopt Ordinance 2019-01-01; second by Mr. Messmer. **Motion Passed 7 ayes – 0 nays.**

Ordinance 2019-01-02 Closing a portion of Dudley Road – 2nd reading. Mr. Wichmann read the ordinance: **AN ORDINANCE OF THE CITY OF EDGEWOOD IN KENTON COUNTY, KENTUCKY, CLOSING A PORTION OF THE RIGHT OF WAY OF DUDLEY ROAD TO PUBLIC USE, EXCEPT FOR EASEMENTS AND FRANCHISES THEREIN FOR UTILITIES.** Mr. Barlage made a **motion** to adopt Ordinance 2019-01-02; second by Mr. Thelen. **Motion Passed 7 ayes – 0 nays.**

ANNOUNCEMENTS

- Vase Painting at the Senior Center – February 12th from 6:30 – 8:30 - \$30/per person, register online
- Snow Tubing at Perfect North – February 18th; 1-3 pm \$20 per person – must pre-register online.
- Senior Expo – Senior Center – March 14th 2-4pm – all Seniors are welcome.

ADJOURNMENT

Mr. Thelen made a **motion** to adjourn at 7:15 p.m.; second by Mr. Schreiver. **Motion passed: 7 ayes – 0 nays.**

Attest:



Belinda Nitschke, City Clerk



Mayor John D. Link

Date passed:

3/4/19