

Town of Porter
Board of Zoning Appeals
Meeting Minutes
January 17, 2007

A. The meeting was called to order at 7:03 p.m.

B. Pledge of Allegiance

C. Roll Call / Determination of Quorum

Present: Mr. Bell, Mr. Huyser, and Mr. Snyder

Absent: Mr. Stinson (due to illness)

Also present was Mrs. Mitchell, Mr. Mandon and Mr. Lyp

D. Consideration of Minutes of Previous Meeting

Motion to approve the minutes of the December 20, 2006 regular meeting was made by Mr. Bell; second by Mr. Huyser. Motion approved by voice approval.

E. Audience Participation

None

F. New Business

Motion to nominate Mr. Snyder for the office of President of the BZA was made by Mr. Bell; second made by Mr. Huyser. Motion passed by voice approval.

Motion to nominate Mr. Bell as Vice-President of the BZA was made by Mr. Huyser; second made by Mr. Snyder. Motion passed by voice approval.

Motion to nominate Kara Mitchell as the Secretary for the BZA was made by Mr. Bell; second by Mr. Huyser. Motion passed by voice approval.

G. Old Business and Matters Tabled

Application for use variance made by Greg Shelton for the property located at the junction of I-94 and U.S. Highway 20 in Porter.

Mr. Mandon told the Board the applicant's attorney had contacted him that afternoon. He would like to delay the issue once again because details have still not been worked out. They have not yet come up with a proposal. Mr. Mandon would like to talk about it at TAC again on the first Wednesday in February. The attorney does seem to want to come to an agreement on the issue. Mr. Mandon suggested that the matter be tabled until the next meeting.

Mr. Lyp stated that if the proposal they do come up with is consistent or less than what was brought up at the Public Hearing everything should be fine. However, if there are too many changes there may need to be another Public Hearing.

Mr. Mandon does think the proposal will be less than what the applicant originally asked for.

Motion to table the application was made by Mr. Bell; second by Mr. Huyser. Motion passed via voice approval.

H. Preliminary Hearing

None

I. Public Hearing

Application for variance made by J & L Bell, Ltd., LLC for the property located at 1300 Woodlawn Avenue in Porter.

Due to lack of quorum the scheduled Public Hearing was tabled.

Motion to table the Public Hearing until the February meeting was made by Mr. Huyser; second made by Mr. Snyder. Motion passed via voice approval.

J. Finding of Fact

None

K. Update from Board of Zoning Attorney

Mr. Lyp gave an update on the Dines case. The judge ruled in favor of the Town of Porter and upheld the decision of the Porter building commissioner. Ms. Brueckheimer is not sure if the building permit is expired or not. She said that she would check in to it.

L. Requests from Board of Zoning Appeals Secretary

None

M. Adjournment

Meeting was adjourned at 7:14 p.m.

Bruce Snyder
Chairman

Kara Mitchell
Secretary