

**Town of Porter  
Board of Zoning Appeals  
Meeting Minutes  
November 16, 2022  
Porter Town Hall**

- A. Meeting was called to order at 5:30 p.m.
- B. Pledge of Allegiance
- C. Roll Call  
Present: Kremke, Eriksson, Albrecht-Mallinger, Huyser showed up after roll call  
Absent: Mr. Burge, Mr. Mandon  
Also, Present: Ms. Sufana, Mr. Barry, and Ms. Frost
- D. Quorum-There is enough present for a quorum.
- E. Consideration of Minutes from August 17, 2022  
Mr. Albrecht-Mallinger made a motion to approve the minutes of August 17, 2022 as written, Mr. Eriksson seconded.  
Motion approved 3-0.
- F. Audience Participation-NONE
- G. Old Business and Matters Tabled-NONE
- H. Preliminary Hearing-NONE
- I. Public Hearing –NONE
- J. Other Business-1000 Hokanson-Unsafe Building-Hearing on Building Standards Order-  
Mr. Barry stated that he issued a Building Standards Order to the owner of the property at 1000 Hokanson on October 28, 2022. He has been getting complaints about the house for years. The owner, Amy White, has been living in the garage and that is against town code. He tried to get in to see the house a few years ago and the owner would not allow that. There is a hole in the roof of house, weed overgrowth and poor upkeep of the property.

Ms. Frost stated that under the statute and the provisions in town code, the BZA is the designated review body for building standards orders. The board can either affirm the order, rescind the order, or modify the order. There is proposed form of order for this purpose and it also include a section for finding of facts.

The owner, Ms. White, was present and asked for clarification of the order. Mr. Barry, commenting to Ms. White, stated that there is a hole in the roof of the house, and it has

not been lived in for quite a while. She has been living in the garage but living in the garage is illegal. He let it go thru COVID but now people are calling and complaining again. He cannot let the situation continue and that is why he issued the order. He needs to get into the house and inspect it to fully determine what needs to be done.

Ms. White stated that she didn't realize her yard was overgrown. She stated that the lawn mower was broken. She stated that she is in the situation she is in because she is a single parent with three kids. After she received the order she reached out to some people to get help fixing things. She doesn't fully understand the different dates in the Order. Mr. Barry said we would like to see you get help. Ms. White commented that she did apply for Christmas in April a few years back and was not approved. Mr. Eriksson commented that there are resources available for assistance and they can help with identifying resources to see if they can give her some help. Mr. Barry commented to Ms. White that sometimes you have to ask for help. He needs to be able to look at the house with her permission to inspect it, if she won't give permission he will go to the courts to get it. Ms. White said she will permit inspection of the house and property. Mr. Kremke asked whether the inspection can occur by December 10. Ms. White stated she is agreeable to the permit inspection by December 10 but she is not sure when she will be home for Mr. Barry to inspect. Mr. Barry commented that he will come and inspect at a time she is available, even on a weekend if needed, so they can work on how to fix the issues.

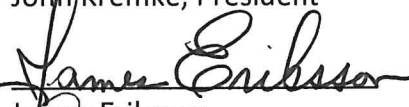
Mr. Albrecht-Mallinger made a motion to continue the hearing until the December BZA meeting subject to the understanding that Mr. Barry will access the property by December 10, 2022 to complete the inspection, Mr. Eriksson seconded motion. Ms. White agreed to the motion with the condition for inspection and agreed to come back to the meeting on December 21.  
Motion passed 4-0 with roll call vote.

Update from Attorney-NONE  
Board Comments-NONE


K. Adjournment- 5:53 pm

Mr. Eriksson made a motion to adjourn the meeting, Mr. Albrecht-Mallinger seconded the motion. Motion approved 4-0.

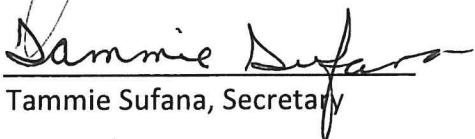
  
John Kremke, President

  
James Eriksson

  
Robert Albrecht-Mallinger

  
Henry Huyser, Vice President

  
Jim Burge

  
Tammie Sufana, Secretary