

**Town of Porter
Board of Zoning Appeals
Meeting Minutes
November 16, 2011**

A. The meeting was called to order at 6:33 p.m.

B. Pledge of Allegiance

C. Roll Call / Determination of Quorum

Present: Mr. Bell, Mr. Stinson , Ms. Nelson, and Mr. Timm

Absent: Mr. Huyser

Also present were: Ms. Frost, Mr. Keiser, Mrs. Mitchell, and Mr. Mandon

D. Consideration of Minutes of Previous Meeting

Motion to accept the October 19, 2011 minutes was made by Mr. Bell; second by Mr. Timm. Motion passed 4 – 0 via voice approval.

E. Audience Participation

None

F. Old Business and Matters Tabled

Application for variance for front yard fence made by Douglas Leicht for the property located at 110 Wagner Road in Porter (BZA 07-11).

The applicant addressed the Board with a request to amend his current application and if that is not possible to start his application over. His also asked that the filing fee be waived because of the error with the previous application.

The Board informed him that he will need to re notify his neighbors of the Public Hearing to be held in December. The Board decided that the applicant could indeed amend his application and no re-filing fee would be necessary.

Motion to accept the amended application and set it for Public Hearing at the December meeting was made by Mr. Bell; second by Mr. Timm. Motion passed 4 – 0.

Mr. Bell – yes
Mr. Timm – yes
Ms. Nelson – yes
Mr. Stinson – yes

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G. Preliminary Hearing

None

H. Public Hearing

Application for variance for “additional accessory structure which would be located 3.5ft. from property line inside fence and 8.5 ft. from garage” made by David and Renee Fronczak for the property located at 895 Waverly Road in Porter (BZA 08-11).

Dave Fronczak addressed the Board and gave a brief summation of the variance he is requesting.

The Public Hearing opened at 6:49 p.m.

Paulene Poparad asked for clarity about the side yard setback.

The Public Hearing was closed at 6:51 p.m.

Motion to approve the variance was made by Mr. Bell; second by Mr. Timm. Motion passed 4 – 0.

Mr. Bell – yes
Mr. Timm – yes
Ms. Nelson – yes
Mr. Stinson – yes

I. Finding of Fact

Ms. Frost read to the Board the Finding of Fact for the Fronczak application.

Motion to adopt the finding of Fact made by Ms. Nelson; second by Mr. Timm. Motion passed 4 – 0.

Mr. Bell – yes
Mr. Timm – yes
Ms. Nelson – yes
Mr. Stinson – yes

I. Update from the Board of Zoning Appeals Attorney

None

J. Update from the Board of Zoning Appeals Secretary

None

K. Adjournment

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Motion to adjourn the meeting was made by Mr. Bell; second by Mr. Timm. The meeting was adjourned at approximately 7:00 p.m.


Henry Huyser
President


GREG STINSON
VICE PRESIDENT


Kara Mitchell
Secretary