

**Town of Porter  
Plan Commission  
Meeting Minutes  
April 21, 2010**

**A. The meeting was called to order at 7:30 p.m.**

**B. Pledge of Allegiance**

**C. Roll Call / Determination of Quorum**

Present: Mrs. Bollinger, Mr. Keiser, Mr. Eriksson, Mr. Stinson, Mr. Elwood, Mr. Bell and Mr. Timm

Absent: none

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

**D. Consideration of Minutes of Previous Meeting**

Motion to accept the February 17, 2010 meeting minutes was made by Mr. Bell; second by Mr. Elwood. Motion approved via voice approval.

**E. Audience Participation**

None

**F. New Business/Public Hearing**

*Application for Minor Subdivision Approval made by Richard E. Scott and Robert E. Scott for the property located at 21 Dune Forest Trail in Porter (PC 10-01).*

Richard Scott was present at the meeting to present his application to the Commission. He would like to subdivide the property so he and his brother can take care of their mother's final expenses. He mentioned that his parents were pretty much always Porter residents.

Glen Kracht was also present to give explanation of the survey. Because the property is zoned R-1 (which was a surprise to the applicant and the surveyor) Mr. Kracht had to do some finagling to get the lots larger.

Mr. Timm asked what the plans were for the existing house. Mr. Scott said that they hope to sell the house to pay for his mother's expenses.

Mr. Mandon mentioned that because it is one "fill-in" lot that it then becomes a different case. He feels that the new plan makes the lots larger than they were.

Public Hearing opened at 7:43 p.m.

No one spoke for or against the application for Minor Subdivision Approval.

Mr. Bell asked about the sewer. It is regular sewer with well water.

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Mr. Lyp gave his legal advice on the change of lot lines, etc. He believes it would be improper for the Commission to vote on this because the applicant presented a new set of plans at the meeting.

Mr. Kracht mentioned that he would not be opposed to reverting back to the original plan presented before the Public Hearing since the buyer of the property would have to come back for a variance before building on the lots.

Public Hearing was closed 8:00 p.m.

Motion to grant the application was made by Mr. Eriksson; second by Mrs. Bollinger.  
Motion passed 7 – 0.

Mrs. Bollinger – yes  
Mr. Keiser – yes  
Mr. Eriksson – yes  
Mr. Stinson – yes  
Mr. Elwood – yes  
Mr. Bell – yes  
Mr. Timm – yes

The petitioner was notified that any future development of Lot A will require certain variances from the BZA.

**G. Old Business and Matters Tabled**

None

**H. Preliminary Hearing**

None

**I. Public Hearing**

None

**J. Finding of Fact**

None

**K. Comments from Plan Commission Attorney**

Mr. Lyp mentioned that the court ruled against the Plan Commission in the Hunter's Glen Issue. He gave a brief explanation of the action he plans to take.

**L. Comments from Plan Commission Secretary**

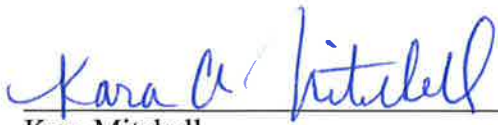
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None

**M. Adjournment**

Motion to adjourn the meeting was made by Mr. Keiser; second by Mr. Stinson. The Commission stood in adjournment at approximately 8:06 p.m.

  
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Ken Timm  
Chairman

  
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Kara Mitchell  
Secretary