

**Town of Porter  
Plan Commission  
Meeting Minutes  
September 20, 2006**

**A. The meeting was called to order at 8:15 p.m.**

**B. Pledge of Allegiance**

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

Present: Mr. Timm, Mrs. Snyder, Mr. Eriksson, Ms. Brueckheimer, and Mr. Bell

Absent: Mr. Childress and Mr. Stinson

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

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

Motion to approve the minutes of the August 16, 2006 regular meeting was made by Mr. Eriksson; second by Mr. Timm. Motion carried via voice approval 5 – 0.

**E. Audience Participation**

None

**F. Old Business and Matters Tabled**

None

**G. New Business**

None

**H. Preliminary Hearing**

**I. Public Hearing**

*Application for vacation of alley made by Susan Brandstetter, Russell Brandstetter, and Hugo Brandstetter, for the property located at Lake Wood Trail in Porter.*

Attorney Clay Patton from Gordon A. Etzler and Associates was in attendance representing Susan Brandstetter (who was also in attendance). Mr. Patton briefly stated the purpose for his client's application to vacate the alley. He feels the alley has no use and never will have a use. Mr. Patton passed out pictures of the alley to the Commission members.

The Public Hearing was opened at 8:43 p.m.

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No one spoke on behalf of the application.

Mr. Tom DeMass of 3001 State Street in Porter stated that he was neither for nor against the application. He just wanted to ask the Commission to be fair in its decision. His petition was denied earlier in the year.

The Public Hearing was closed at 8:46 p.m.

Mr. Mandon commented on the application. He feels that the alley is an “asset” to the town and that there is no real need to vacate the alley. Susan Brandstetter responded to his comments by stating that she would like the alley closed so that the topography (a ravine) could speak for itself.

Mr. Eriksson also stated that he felt the Commission needed to be fair in its decision.

Motion to send the above application to the Town Council with unfavorable recommendation was made by Mr. Eriksson; second by Mr. Timm. Motion passed 5 – 0.

**K. Finding of Fact**

None

**L. Comments from Plan Commission Attorney**

Mr. Lyp informed the Commission that the Barbarossa matter is still pending. He said that he has filed an objection to litigation.

**M. Comments from Plan Commission Secretary**

None

**N. Adjournment**

Meeting was adjourned at 9:00 p.m.

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Lorain Bell  
Chairman

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Kara Mitchell  
Secretary