

**Town of Porter
Plan Commission
Meeting Minutes
September 21, 2016
5:30 p.m.**

- A. Meeting was called to order at 5:35 p.m.
- B. Pledge of Allegiance
- C. Roll Call/Determination of Quorum
 - Present: Eriksson, Wagner, Brueckheimer, Timm, Duffie
 - Also Present: Ms. Sufana, Mr. Mandon, Ms. Frost, Mr. Barry
 - Absent: Spanier, Waechter-Versaw
- D. Quorum-There are enough present for a quorum.
- E. Consideration of Minutes from August 17, 2016 meeting
 - Mr. Wagner made a motion to approve the minutes from the August 17, 2016 meeting, Mr. Timm seconded.
 - Motion approved 5-0
- F. Audience Participation-
- G. Old Business-
 - Paul Childress, 1035 Wagner Rd-requesting a rezone to operate a self-sufficient farm. Mr. Childress provided a rebuttal to the public hearing comments. Mr. Childress asks that the commission forward his request to the Town Council.
 - Ms. Brueckheimer stated she went out to the area several times to check on the noise from the wind turbines and she didn't hear any. She heard more noise from highway 20.
 - Mr. Timm also stated he was out there to check and didn't hear any noise. This property for 36 years has been an eye sore and all he sees is someone cleaning it up. Whether or not he goes to open space or stays R1 he can do the same thing except for the animals. He doesn't find anything bad out there.
 - Mr. Mandon it is true that methane gas is colorless and odorless the elements that go along with it are not. The issue here is primarily the animals and it is the number and the amount of setback from property lines.
 - Mr. Eriksson states he thinks it is a good thing he has a problem with the animals. He wouldn't have a problem if it wasn't for the animals.
 - Ms. Frost states that the zoning ordinance takes precedence with the animals. With the rezoning request you make a recommendation to the town council. The Indiana statute allow you as rezone request you can have a written commitment to put limitations on the animals. You would have to do a written commitment to make it binding.
 - Mr. Wagner made a motion to send a favorable recommendation to Town Council without exceeding the number of animals listed.
 - Mr. Wagner would like to withdraw his motion.

Ms. Brueckheimer made a motion to send a favorable recommendation to Town Council with the following exemption on the limited number of animals 2 cows, 4 beef cattle, up to 20 rabbits, up to 30 chicken, up to 10 turkeys, and 2 goats.

Mr. Timm seconded the motion.

Ms. Brueckheimer is amending her motion to add a 100-yard setback for the animals.

Mr. Timm seconded amendment

Brueckheimer, Timm, Duffie all voted yes. Wagner and Eriksson voted no.

Motion failed.

Mr. Wagner made a motion to send an unfavorable recommendation to the Town Council. Mr. Eriksson seconded the motion.

Brueckheimer, Timm, Duffie all voted no. Wagner and Eriksson voted yes.

Motion failed.

Mr. Timm made a motion to table until next meeting. Ms. Duffie seconded motion.

Motion passed 5-0

H. Preliminary Hearing-NONE

I. Public Hearing-NONE

J. Final Hearing-NONE

K. Findings of Fact-NONE

L. Other Business-

Update from Attorney-

Board Comments-

M. Mr. Wagner made a motion to adjourn meeting at 6:05 p.m. Ms. Brueckheimer seconded the motion.

Motion 5-0

The next regular meeting will be held on October 19, 2016

President

Date 10-19-16

Secretary

Date 10-19-16