

**Town of Porter
Board of Zoning Appeals
Meeting Minutes
April 20, 2022
Porter Town Hall**

- A. Meeting was called to order at 5:32 p.m.
- B. Pledge of Allegiance
- C. Roll Call
Present: Kremke, Eriksson, Huyser, Albrecht-Mallinger
Absent: Mr. Burge
Also, Present: Ms. Sufana, Mr. Barry, Ms. Frost, and Mr. Mandon
- D. Quorum-There is enough present for a quorum.
- E. Consideration of Minutes from March 16, 2022
Mr. Eriksson made a motion to approve the minutes of March 16, 2022 as written, Mr. Huyser seconded.
Motion approved 3-0.
- F. Audience Participation-NONE
- G. Old Business and Matters Tabled-NONE
- H. Preliminary Hearing-
 - 1. Justine Maresca/Daniel Sable, 700 Woodlawn Ave, requesting a Developmental Standards Variance for a privacy fence in front yard and setback. Mr. Barry states old wire fence will come out and a vinyl one will replace it and it will also be 5 ft. off of lot line.

Mr. Huyser made a motion to set for public hearing at meeting May 18, 2022, Mr. Eriksson seconded. Motion passed 4-0 with roll call vote.
 - 2. Mary Lemons, 520 Michigami Tril, requesting a Developmental Standards Variance for a privacy fence in front yard and a setback. She has an invisible fence and her dog gets out, trouble with neighbors. Mr. Barry states there was another front yard setback that was approved-its is similar to 23rd and Wood St, wrought iron will blend in and be less obtrusive.
Mr. Kremke asks for Mrs. Lemons for review her findings of facts.

Mr. Huyser made a motion to set for public hearing at meeting May 18, 2022, Mr. Eriksson seconded. Motion passed 4-0 with roll call vote.

3. Candance VonTobel, 3027 State St, requesting a Developmental Standards Variance for a reduction of rear yard setback from 15' to 9', David Hiestand, atty representing Von Tobels, they are wanting to add a sunroom for southern exposure and some extra light. The addition will add needed space for family gatherings and add needed sunlight to the home. The existing legal non-conforming 7'10" setback may have been previously granted in 1992 but town records are lost for that year. Mr. Barry states the house sits at an angle and there are no minutes from 1992 about variance for property setbacks.

Mr. Huyser made a motion to set for public hearing at next meeting May 18, 2022 and Mr. Eriksson seconded. Motion passed 4-0 with roll call vote.

Mr. Albrecht-Mallinger is recusing himself from the vote next month.

I. Public Hearing-

1. Kayla Vargo, 1450 Waverly Rd, requesting a Use Variance for a in law suite for convenience of them having space of their own. Michael Machac, representing Ms. Vargo, states they are looking to build this livable space for his parents when they come to visit so they have their own space.

Public Hearing opened in prior meeting- there was no one in opposition of request. Jennifer Klug, 200 Franklin St, apt A this is a good thing for anyone who has elderly parents they should have a place to stay and be comfortable. She thinks it would be a good thing. Public hearing closed at 5:53 p.m.

Mr. Mandon provided a memo with conditions for petitioner and as long as they agree to them, he is recommending we approve.

Ms. Frost states item #1 you might want a written commitment that would have to be recorded and it will stay with property.

Mr. Kremke states they are just protecting neighbors.

Mr. Albrecht-Mallinger made a motion to approve including the seven conditions Mr. Mandon recommended with a written commitment for item #1, Mr. Huyser seconded. Motion passed 4-0 with roll call vote.

Findings of Facts- Mr. Huyser made a motion to approve the findings of facts as amended, Mr. Albrecht-Mallinger seconded. Motion passed 4-0 with roll call vote.


Other Business-NONE

Update from Attorney-nothing

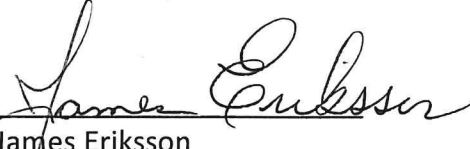
Board Comments-

L. Adjournment- 6:20 pm

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


John Kremke, President


Henry Huyser, Vice President


James Eriksson

Jim Burge

Robert Albrecht-Mallinger


Tammie Sufana, Secretary