

Sellersburg Board of Zoning Appeals

July 16, 2018

The minutes as written are not verbatim from the meeting.

Call to Order:

President Vincent C. Thacker, Jr. called the meeting of the Sellersburg Board of Zoning Appeals to order at 6:01pm at Sellersburg Town Hall, 316 East Utica St on July 16, 2018.

Roll Call:

Members present: President Vincent C. Thacker, Jr., Vice-President Francis A. Conroy, Members Dennis V. Amos, Charles Popp, and Randall W. Mobley. Also present was BZA attorney Jacob Elder.

Approval of Minutes:

Minutes from the June 18, 2018 regular meeting and the July 10, 2018 Special meeting were presented for approval. Randall Mobley motions to approve the June 18, 2018 regular and the July 10, 2018 Special meeting minutes as submitted, seconded by Charles Popp. 5- aye, 0- nay. Motion is approved unanimously.

Unfinished Business: - None

New Business:

Petition # 0718-001 for variance at 9850 Highway 60, Sellersburg, IN 47172

Motion by Francis Conroy and second by Randall Mobley to close regular meeting at 6:04pm. 5- aye, 0- nay

Motion by Francis Conroy and second by Dennis Amos to open public hearing on Petition # 0718-001 at 6:05pm. 5- aye, 0- nay

Property owners John and Judith Fromme presents their request for the variance and answers questions from the board. Attorney Elder and President Vincent Thacker requested proof that proper notices had been posted. Those documents were provided by Ms. Fromme.

The Frommes have inherited several pieces of farm equipment including a tractor and implements and need a pole barn to store all of the pieces. They also want to store their vehicles and provide work space for hobbies. They stated there would be no commercial activities in the building. The maximum square footage of a separate building in the zoning ordinance is 864. The pole barn requested square footage 1,944. After all questions were asked and answered, President Thacker asked if there were any questions or comments from the public. There were none.

Upon request by President Thacker, there was a motion by Charles Popp, seconded by Francis Conroy to close the public meeting at 6:16pm. 5- aye, 0- nay

Motion by Randall Mobley and seconded by Francis Conroy reopen BZA meeting at 6:16pm. 5- aye, 0- nay

After discussion by board members and reading the 3 items required by statute that need to be considered, there was a consensus of the board members that the petition should be approved. The 3 items to be considered are:

- A determination that the variance will not be injurious to the health, safety and welfare of the community, and
- A determination that the variance will not have substantial adverse effect on any neighboring or adjacent property owners, and
- A determination that the strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the property.

A motion by Randall Mobley to approve all three items was made, seconded by Francis Conroy. 5- aye, 0- nay

Findings of facts:

- 1) The structure would be away from people.
- 2) No objections from the neighbors or public.

- 3) Large property.
- 4) All items considered together
- 5) The petition was approved.

Adjourn:

Motion to adjourn by Charles Popp. Francis Conroy seconded. Motion approved 5-aye, 0-nay. Meeting adjourned by President Vincent C Thacker, Jr at 6:30pm.

Vincent C. Thacker, Jr. President

Francis A. Conroy, Vice President

Dennis V. Amos, Member

Randall W. Mobley, Member

Charles E. Popp, Member

Attest: