

1 the BZA for 2022.

2 The next item of business to come before the board is
3 the approval of the last meeting's minutes. Since there is
4 not a quorum of board member who were present at said
meeting, this line item will be carried forward on the
agenda for the next meeting.

5 The next item of business to come before the board is
6 the updating and revamping of the application for the Board
of Zoning Appeals. Planning Assistant Aaron Borngraber
7 walked the board members through the proposed changes,
8 noting that the biggest change or addition is the
requirement for notifications to owners/parcels within 300
9 feet of the property requesting BZA approval for projects.
Other items of addition or change are electronic copy and
10 PDF format of maps, site plan, concept plan, survey for new
construction, and written description of the project,
11 proposed findings and order. Mr. Borngraber went into
length about the use of Beacon for property location,
12 description, and finding 300-foot radius owners, and Beacon
being able to provide printed mailing labels for
notification and return notifications.

13 Counsel Hale gave the Board his feelings about the
14 changes stemming from his lengthy service as an attorney in
this area of work -- he noted that the additional cost of
15 notifications might be brought up to him by attorneys, or
others, and his feeling is that small, extra cost is worth
it. Counsel Hale also delved into the issue of attorneys
16 signing on behalf of their clients, and possible pitfalls in
that regard. Mr. Borngraber discussed pages 3 and 4 and
17 page 5, steps, processes, and deadlines. Getting all the
information to the staff is important, and this application
18 will help get the information to the staff and make it
easier for board members to understand what is being asked
19 for by petitioners. Discussion ensued regarding the use of
the application, finding information, and transparency.

20 Discussion was also had that the Planning Department
21 staff are requesting authority to make formatting and other
minor, non-substantive, changes to the form as they go along
22 from time to time, month to month, and year to year.
Counsel Hale again states that he firmly believes that the
23 property owner signs, or they have to sign a power of
attorney. Board Member Klinder asks questions about the
24 300-foot rule.

25 Chairman Zimmer called for public comment, there being
none, public portion of the meeting was closed.

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2 Motion made by Board Member Jackson that the board
3 adopt the 300-foot radius buffer notification list rule.
4 Seconded by Board Member Klinder.

5 Roll call vote was taken as follows:

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7 Ricky Jackson
8 Fred Klinder
9 Deb Vance
10 Lawrence Zimmer

11 With a roll call vote of all ayes and no nays, the
12 motion carried.

13 It was moved by Board Member Klinder, seconded by Board
14 Member Jackson, to approve the proposed draft application
15 and allow staff to legally make non-substantive changes as
16 necessary to the application.

17 Roll call vote was taken as follows:

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19 Ricky Jackson
20 Fred Klinder
21 Deb Vance
22 Lawrence Zimmer

23 With a roll call vote of all ayes and no nays, the
24 motion carried. The final document will be sent over by the
25 Planning Department to the board members in the next few
days.

Chairman Zimmer calls for board member comments. Board
Member Klinder brought forward his displeasure with the way
the double-track work is making it very difficult and
inconvenient to get around town, noting that he knows "the
horse is already out of the barn," but he is still concerned
with the railroad's closing of Pine Street; also making note
of six months ago Tilden Ave. was closed, and remains closed
to this day, stating that the railroad isn't in a hurry to
fix that crossing on Tilden. Referring to the double-track
project, he states, "We've given them too much authority,"
but we ought to do whatever we can to modify those changes.

There being no further comments, the meeting was
closed. Next meeting date is May 10th, 2022, at 6:00 p.m.
in the Council Chambers of City Hall.

Richy v Jackson
Michigan City BZA SECRETARY

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