

**BOARD OF ZONING APPEALS**

**November 9, 2009**

**7:45 P.M.**

Chairman Jim Smith called the Board of Zoning Appeals meeting to order at 7:45 P.M.

The following members were present: Donna Wendt Elliott, Mayor Conley, Scott Gluth and Chairman Jim Smith. Anne Risch was absent.

Also in attendance were Robert Pauley, Village Administrator/Zoning Administrator, Cindy Garber, Secretary to the BZA, Pastor David Ritchie, (Representing St. Boniface Church) and Mr. Kevin Hesselbart, 208 W. Ottawa St.

A motion was made by Mayor Conley and seconded by Donna Wendt-Elliott to approve the minutes from the October 12, 2009 meeting. On roll call vote, all were in favor of said motion. Motion carried.

Discussion was done to consider the request for a Conditional Use permit for the expansion of a parking lot in an R3 Residential District requested by St. Boniface Church, at 210 W. Ottawa St.

Administrator Pauley did not receive any written correspondence, but did receive a call from Mrs. Kathy Hesselbart, 208 W. Ottawa St., her concern was the snow plowing, as the kids have a tendency to climb and play on the snow piles.

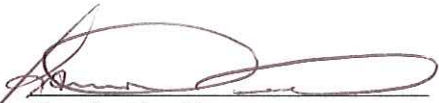
Mr. Scott Gluth added it sounds like the snow issue will resolved if they are going to plow it out and push it over to the playground beside the school, and the issue regarding vehicles getting too close to their structure, a fence will have to be installed in accordance with our zoning code.

Administrator Pauley said in this instance, it abuts against two residential properties; a fence will have to be installed on both sides (east and west) of the parking lot. Once the permit is issued, construction must start within one year from the issuance of the permit and must be complete within 2 1/2 years of the issued permit. The parking lot must also be paved.

Administrator Pauley indicated that an accurate survey strongly suggested. This Board does not weigh in on matters of encroachment between parties, that is a civil matter.

Donna Wendt-Elliott made a motion to grant the Conditional Use permit for the expansion of a parking lot in an R3 Residential District for St. Boniface Church, 210 W. Ottawa St. and Scott Gluth seconded the motion. On roll call vote all were in favor of said motion. Mayor Conley abstained from voting.

No further business, the meeting was adjourned at 7:54 P.M.

A handwritten signature in dark ink, appearing to read "Jim Smith", is written over a horizontal line. The signature is stylized with a large loop at the end.

Jim Smith, Chairman