

Beech Grove Board of Zoning Appeals
June 1, 2011
Meeting Minutes

John Corbin called the meeting to order at 1:06 p.m.

ROLL CALL: Attending were Board members Julie Weaver, John Corbin, Rick Greenfield and Robert Maloof. Also in attendance was Linda Ahlbrand of the Indianapolis Division of Planning, Deputy City Attorney Tricia Leminger and Deputy Clerk Treasurer Heather Brown.

READING OF MINUTES: The May minutes were approved with an amendment.

RULES OF PROCEDURE: Tricia Leminger read the rules of procedure and swore in those giving testimony at the meeting.

UNFINISHED BUSINESS: John Corbin stated that the issue of this meeting is whether or not the homeowners received a notice and whether or not the Board will rescind the previous decision.

Petitioner Michele France of 242 S. 4th Avenue stated that she submitted all of her documents to Ms. Sarah Kincaid for notification.

No questions from the Board

Ronette Spurgeon presented a petition that was signed by surrounding property owners signifying they did not receive notification and that they wanted to see the variance rescinded.

Kathy Sturdevant of 243 S. 5th stated that she did not receive notice for the variance.

Ms. Stultz stated that she was not sure she received notice but was aware of what was going on.

Teresa Romine stated that she did not receive notification; only received notification for a 2009 parking rezoning issue.

Linda Ahlbrand of Indianapolis DMD stated that the 2010-UVB-005 was originally on the docket for June 2010; upon site visit there was no placard on the property which is one of the requirements. Ms. Ahlbrand suggested that the hearing be continued to July due to lack of notice. Ms. Ahlbrand cannot attest to the verification of notice; this is done through the Beech Grove office. Ms. Ahlbrand recalled that Ms. Kincaid stated that the proper notice was provided.

The Board was presented a map that showed the houses surrounding 242 S. 4th. The residents who stated that they did not receive notice circled their houses on the map as to where they live in conjunction to 242 S. 4th Avenue.

Ronette Spurgeon spoke again on the fact that certain houses were outside the boundary for getting notification. John Corbin replied that the minimum is 2 houses deep or 660 feet, they can send out more, but have to meet the minimum.

Michele France spoke again stating that she and her husband own the house, not the school. Ms. France felt she did everything that was needed to be done to file the variance.

Rick Greenfield asked for proof of the affidavit that shows that proper notice was sent out. Ms. France could not provide any evidence of such papers; she gave everything to Ms. Kincaid. John Corbin confirmed that the Board has no record of the affidavit.

Ms. France was asked to confirm that 242 S. 4th was where the remonstrators say it is on the map they provided. Ms. France confirmed the location as highlighted on the map.

John Corbin made a motion to affirm the decision on July 7, 2010 2010-UVB-005; Julie Weaver seconded the motion, motion indecisive.

Julie Weaver made a motion to affirm the decision for 2010-UVB-005. Tricia Leminger stated that this is the same motion made that was voted indecisive; therefore a new motion needs to be made.

John Corbin made a motion to rescind the variance allowing a 30-day period to come back to the Board for a final variance; Bob Maloof seconded the motion, motion approved.

Linda Ahlbrand suggested that this be docketed for the July hearing. She will provide addresses, staff report and the legal notice to the petitioner. Beech Grove will provide the placard for the property and the newspaper notice.

SPECIAL REQUESTS: None

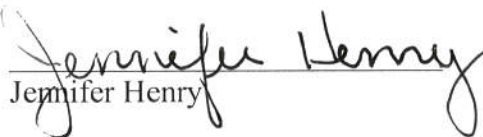
CONTINUED PETITIONS: None

NEW PETITIONS: None

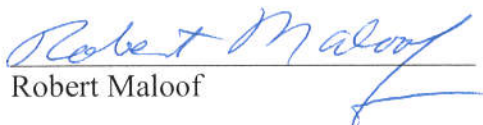
MISC: None

The next meeting will be on July 6, 2011 at 1p.m.

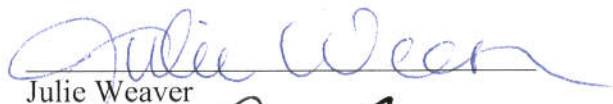
ADJOURNMENT: John Corbin adjourned the meeting at 2:04 p.m.


Jennifer Henry

Rick Greenfield


Robert Maloof

John Corbin


Julie Weaver


Chris Duffer, Secretary