

**MINUTES of the GRANT COUNTY  
AREA BOARD OF ZONING APPEALS**

**June 3, 2019**

**A PUBLIC HEARING OF THE GRANT COUNTY BOARD OF ZONING APPEALS** was held on Monday, June 3, 2019, at 6:00 P.M. on the first floor of the Grant County Office Complex at 401 South Adams Street, Marion, Indiana.

The following members were present: Ed Hartman, Bill Johnson, Rex Maynard, Bob Monroe, Ron Howe and Lois Jones, Chairperson. Chip Long was not present.

Staff present: Larry Strange, Executive Director; Bruce Elliott, Attorney; and Brenda Harrison.

Lois Jones brought the meeting to order with the Pledge of Allegiance and a moment of silence.

Rex Maynard motioned to approve the minutes from May 6, 2019, Bob Monroe seconded. All voting members present voted yes, with the exception of Bill Johnson who abstained. Motion carried.

Larry Strange explained the process by which board members would complete findings of fact following each docket. He then went over the findings of fact from the May 6<sup>th</sup> meeting. Ron Howe made the motion to approve the findings of fact and Rex Maynard 2<sup>nd</sup>. All voting members present voted yes, with the exception of Bill Johnson who abstained. Motion carried.

Larry Strange went over the rules and procedures.

**PUBLIC HEARING(S)**

**Docket:** 06BZAV-19 (**Public Hearing**)

**Name:** Martin & Carol Rice

**Address:** 4225 Frances Slocum Trail, Marion

**Zoning District:** Agriculture (AG)

**Legal Description:** Being 1.29 acres more or less and located in the Southeast Quarter of Section 16 in Pleasant Township.

**Request:** To allow an accessory building to be 5' from the south property line instead of the required 18'.

Larry Strange introduced the request and provided an overview.

Sara Byers represented the property owner for the petition and answered questions from the board.

No one spoke in opposition.

The public hearing was closed.

**Motion:** Bob Monroe moved to approve Docket #06BZAV-19 to allow an accessory building to be 5' from the south property line instead of the required 18', and Ed Hartman seconded. Members Ed Hartman, Rex Maynard, Ron Howe, and Bob Monroe voted yes; Bill Johnson & Lois Jones voted no - motion carried.

**Docket:** 07BZAV-19 (**Public Hearing**)      **Name:** Richard Miller

**Address:** 943 E Main Street, Fairmount

**Zoning District:** Residential-3 (R3)

**Legal Description:** Being Lots 18, 19, 20, & 21 of Manufacturer's Gas Land & Improvement Company's South Side Addition to the Town of Fairmount and located in the Northwest Quarter of Section 32 in Fairmount Township.

**Request:** To allow an accessory building to be 5' from the north property line instead of the required 9'.

Larry Strange introduced the request and provided an overview.

Keith Miller represented his father, Richard Miller the owner of the property, for the petition and answered questions from the board.

No one spoke in opposition.

The public hearing was closed.

**Motion:** Bob Monroe moved to approve Docket #07BZAV-19 to allow an accessory building to be 5' from the north property line instead of the required 9'. Rex Maynard seconded. Members Ed Hartman, Ron Howe, Rex Maynard, and Bob Monroe voted yes, Bill Johnson voted no; motion carried.

**Docket:** 05SP-19 (**Public Hearing**)      **Name:** Rebecca Stimax-Verizon

**Address:** 9099 E 100 S, Marion

**Zoning District:** Agriculture (AG)

**Legal Description:** Being 160 acres more or less located in the Southwest Quarter of Section 10 in Monroe Township.

**Request:** To allow for a cell tower to be on the property.

Larry Strange introduced the request and provided an overview.

Russell Brown of Clark, Quinn, Moses, Scott & Grahn, LLP, represented the petitioner Verizon, regarding the petition and answered questions from the board.

No one spoke in opposition.

The public hearing was closed.

**Motion:** Bill Johnson moved to approve Docket #05SP-19 to allow a cell tower on property zoned Agriculture. Ed Hartman seconded. All voting members present voted yes; motion carried.

**Docket:** 08BZAV-19 (Public Hearing)

**Name:** Rebecca Stimax-Verizon

**Address:** 9099 E 100 S, Marion

**Zoning District:** Agriculture (AG)

**Legal Description:** Being 160 acres more or less located in the Southwest Quarter of Section 10 in Monroe Township.

**Request:** To allow a cell tower to be 246' from the west (SR 5) property line instead of the required 398'.

Larry Strange introduced the request and provided an overview.

Russell Brown of Clark, Quinn, Moses, Scott & Grahn, LLP, represented the petitioner Verizon, regarding the petition and answered questions from the board.

No one spoke in opposition.

The public hearing was closed.

**Motion:** Rex Maynard moved to approve Docket #08BZAV-19 to allow a cell tower to be 246' from the west property line instead of the required 398' on property zoned Agriculture. Bill Johnson seconded. All voting members present voted yes; motion carried.

#### OTHER BUSINESS

Larry Strange stated that he had badges for each of the members for identification and explained that they would have to sign for them. He explained that when members leave the board they will have to return the badge.

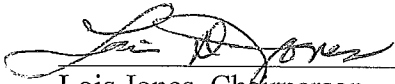
Bruce Elliott stated that the court had remanded the findings of fact on the Junior Stone case back to the board and they needed to be completed by June 30. After discussion the board agreed to hold a special meeting on June 17 at 6:00 PM in the council chambers.

#### OPEN PUBLIC FORUM

There were no members of the public to speak on general issues.

## ADJOURNMENT

There being no other business, meeting adjourned at 7:23 PM.

  
Lois Jones, Chairperson