

## Greensburg Board of Zoning Appeals Meeting

07/05/2022 7:00 PM

Chris opened with introduction of new Board members Dick Glaser and Ken Dornich. Mayor Marsh welcomed them to the Board.

Chris asked for nominations for president of the BZA. Phil nominated Alan for president and Dick seconded. Alan was elected unanimously.

Chris asked for nominations for vice-president. Alan nominated Phil and Ken seconded. Phil was elected unanimously.

Called to order by President Alan

The Pledge of Allegiance was recited

Voice Roll taken-members Roy Middendorf, Phil Deiwert, Dick Glaser, Ken Dornich and Alan Campbell all present.

Also present was City Attorney Chris Stephen and Building/Code Official Sarah Hamer.

Alan asked that those in attendance fill in a voluntary anonymous survey to comply with the Title VI of the Civil Rights Act of 1964.

Minutes from 02/01/2022 were read. Roy moved and Phil seconded to approve as submitted. They were approved unanimously.

There was no old business.

New business:

1-Sarah presented request for variance for front yard setback of 12-15 ft. for house to be constructed at 212 W. Scoby St. Greensburg from Tom and Karen Stricker who were in attendance. The Strickers wanted to be more in line with neighbor's houses. Chris explained the necessary requirements for giving okay to a request.

There were no adjacent property owners present.

Roy moved and Phil seconded to approve the request. It passed 5-0.

2-Brian Spencer 518 Lisa Lane returned to have BZA denial of his request to build a carport on 02/01/2022 overturned.

Chris noted he had represented Mr. Spencer in the past in other situations and asked if anyone had any fear of a conflict of interest in this request.

There was no fear of conflict of interest expressed by anyone.

Mr. Spencer was instructed to remove the carport based on the 02/01/2022 BZA decision. He did not and even added further "improvements".

His counsel Ethan Runnebohm presented his case to have the previous decision overturned. Cited was his physical disability and need to get to his vehicle in bad weather to get to work. He/they feel Indiana Law was not followed.

1-Utilities were not affected.

2-Adjacent property values would not be devalued.

3-Significant injury could be sustained if building removed.

Chris asked if city right of way would be encroached.

Mr. Spencer constructed the carport on an old pad and assumed it was okay.

Mr. Spencer apologized for construction without city ordinance approval.

Roy moved and Dick seconded to table the decision until a survey (which Mr.

Spencer agreed to provide) in order to establish the property line and to

obtain a realtor study to establish if adjacent properties would be devalued.

It passed 5-0.

Meeting was adjourned by President Alan at 8:00 PM.

  
Secretary

  
Chairperson