

BOARD OF ZONING APPEALS
January 25, 2017

THE REGULAR MEETING OF THE GREENE COUNTY BOARD OF ZONING APPEALS WAS HELD ON WEDNESDAY, JANUARY 25, 2017 AT 7:30 P.M.

Those present were: Frank Morris, Vice-Chairman
 Bob Runkle, Member
 Lyle Durrer, Member

Those absent were: Richard Herring, Chairman
 Brent Wilson, Alternate Member

Staff present were: Bart Svoboda, Zoning Administrator
 Shawn Leake, Zoning Officer
 Dale Herring, Ex-Officio Member

CALL TO ORDER

The Vice-Chairman called the meeting to order.

PLEDGE OF ALLEGIANCE & PRAYER

Mr. Morris lead the Pledge of Allegiance and offered a prayer to begin the meeting.

DETERMINATION OF QUORUM

The Vice-Chairman asked Mr. Svoboda to determine a quorum by roll call.

Mr. Svoboda took roll and determined a quorum. He noted that Mr. Herring and Mr. Wilson were not present.

Mr. Svoboda informed the members that there is a vacancy on the Board and that the potential member is present in the audience but cannot serve until he is appointed by the court.

ELECTION OF OFFICERS

Mr. Svoboda explained that the Board could defer the election of Officers or any other business since there were only three members present.

There was discussion as to nominating someone who is not present and how to proceed if they do not wish to serve in the nominated capacity.

Mr. Durrer made a motion to defer the election of Officers to the next meeting.

Mr. Svoboda mentioned that the same thing could be done for the minutes if desired.

There was discussion regarding the approval of the minutes and whether or not to defer their approval in order to allow for input from the members who were not present.

There was discussion relating to the Vanderveer case and their appeal of the decision from last month.

Mr. Svoboda explained the appeal process, noting that the BZA is not a party to that process and that the Zoning Administrator and the appellant would appear in court. He suggested addressing the current business and discussing the appeal under Other Matters.

Mr. Durrer made a motion to defer the approval of the minutes until the next meeting.

Mr. Morris seconded the motion.

The vote was taken.

AYE

Mr. Runkle
Mr. Morris
Mr. Durrer

NAY

There was clarification and agreement that the motion included the deferral of the election of Officers and the approval of the minutes. The motion carried by a 3-0 vote.

PUBLIC HEARINGS

There were no public hearings scheduled.

OLD/NEW BUSINESS

There was no Old/New Business for discussion.

MINUTES

See the discussion above under Election of Officers.

OTHER MATTERS

Mr. Svoboda explained that the Board had requested some information previously and that the information had been provided at their seats tonight. He noted that he did not

print all of the case information but had provided a list of case law for them to review online. He reviewed the resource information with the Board.

Mr. Morris asked if Mr. Chandler will be able to provide training in the spring.

Mr. Svoboda stated that a date had not been determined but that he would stay in touch with Mr. Chandler.

Mr. Runkle mentioned that the bylaws read that the election of Officers takes place at the January meeting.

There was discussion as to how that would affect tonight's actions. It was determined that the election of Officers could be deferred.

Mr. Svoboda stated that there would likely be a meeting next month in order to act upon the minutes since that case is being appealed.

Mr. Morris asked if that appeal has been filed.

Mr. Svoboda stated that the appeal has been filed.

Mr. Morris asked if members would need to turn in items.

Mr. Svoboda stated that the writ was just received and that he would review it and let everyone know. He referred to the one that was at their seats from a different case and noted that it may be similar but was not sure what had been included in the request.

There was discussion regarding the likelihood of members being called to court and whether there would be legal representation for the members.

Mr. Svoboda stated that the effort will be made to determine attendance for the next meeting prior to the date of the meeting.

ADJOURNMENT

There being no further business, the meeting was adjourned.

Respectfully submitted,

Marsha Alley

Marsha Alley, Secretary

Richard Fleming 2/22/2017
BZA Chairman/Vice-Chairman Date