

# MINUTES OF THE SHAWNEE COUNTY BOARD OF ZONING APPEALS

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Monday, December 12, 2011  
Shawnee County Annex  
6:00 PM

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**Roll Call and Announcement of Hearing Procedure:** Mr. Bortz, Chairman, called the meeting to order and suspended the hearing procedure as everyone present was familiar with the hearing procedure. He also announced the Board of Zoning Appeals would convene first and after adjournment they would convene as the Planning Commission.

**Members Present:** Dave Macfee, Brian Jacques, Chris Bortz, Patrick Tryon, Nancy Johnson, Christi McKenzie and Lynn Marolf. With all members present a quorum was established and the meeting was called to order.

**Members Absent:** None.

**Staff Present:** Barry T. Beagle, Planning Director, Gloria Obregon, Administrative Assistant and Aimee Betzen, Assistant County Counselor.

**Approval of the November 14, 2011 Public Meeting Minutes:** Ms. Johnson moved for Approval of the November 14, 2011 Board of Zoning Appeals minutes, second by Mr. Jacques and with a unanimous voice vote the minutes were Approved.

**Communications:** Mr. Beagle distributed to the Board an email received from Mr. Kurt Young on behalf of East Side Baptist Church requesting a one month continuance.

**Ex Parte Communication by Members of the Commission:** There were no Ex Parte communications expressed by members of the Commission.

**Declaration of Conflict of Interest by Members of the Commission or Staff:** No declaration of conflict of interest was expressed by members of the board or staff.

## **Public Hearing:**

1. **VR11/04 by East Side Baptist** requesting a variance to increase the maximum sign allowance for a church sign on property located at 4425 SE 29<sup>th</sup> Street in Tecumseh Township.

Mr. Beagle referenced that Mr. Young's email indicated that the church had now retained legal counsel to advise them on their request for a sign variance and to review the merits of the Religious Land Use and Institutionalized Persons Act (RLUIPA) as applied to their request. To give their counsel time to adequately review the church's request, the church is formally requesting a one-month continuance.

Mr. Beagle stated he has no objection to the continuance and encouraged the board to continue the request to their January 9, 2011, board meeting.

Ms. Johnson moved to Continue for one month, second by Mr. Jacques and with a vote of **(7-0-0)** the variance was **Continued** to the January 9, 2011 public hearing.

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**Adjournment:**

Ms. Johnson moved for adjournment of the meeting, second by Mr. McKenzie and with a unanimous voice vote the Board of Zoning Appeals adjourned.