

The Madison County Board of Zoning Appeals met on the above date at 9:00 A.M. with, Mary Jane Baker, Chairperson, presiding.

Members Present: Mary Jane Baker, John Simmermon (arriving at 9:02:21), Bill Hobbs, and Rick Durham.

Also Present: Brad Newman, Planning Director, Jeff Graham, Attorney, and Elizabeth Bruns, Board Secretary.

Members Absent: Rex Etchison

CURRENT BUSINESS

1. Prayer by Member
2. Pledge of Allegiance
3. Roll call taken with one Member Absent, and one arriving after roll call.

NEW BUSINESS

1. **Petition:** 2013-V-019
Address: South side of 1000 S., 449.30 feet west from centerline of 750 W.
Location: South side of 1000 S., 449.30 feet west from centerline of 750 W.
Petitioner: Charles & Barbara Claus
Zoning: CR
Request: Variance to build an accessory structure prior to a residential dwelling

Petitioner's contractor called the office, October 21, 2013, and indicated that their public notices were not sent by the 11th of October, and asked to be tabled until the November meeting. Mrs. Claus stood up and told the Board that she mailed the notices, it was determined that this Petition could not be heard as this office did not receive proof of noticing 3 days prior to the meeting.

Member Durham made a motion to continue this Petition until the November meeting. Member Hobbs seconded the motion. **Petition 2013-V-019 Continued.**

2. **Petition:** 2013-V-020
Address: 7075 South 50 West, Pendleton
Location: West side of 50 West, south of SR 36
Petitioner: Mark Harvey
Zoning: CR
Request: Variance to grant relief of the minimum side setback from 25' to 7'.

Director Newman presented his staff report with a favorable recommendation.

Mark Harvey – 7075 South 50 West, Pendleton stated that stupidity kept him from getting a permit.

Linda Snyder Crossley – 7365 South 50 West, Pendleton, stated that this is a conundrum problem; this building is already under roof.

Member Simmermon made a motion to approve Petition 2013-V-020 per staff's recommendations and with the stipulation that this building must never be used as a business or have diesel engines in it. Member Durham seconded the motion. Roll call taken and vote was unanimous in favor of the motion. **2013-V-020 Approved with Conditions.**

3. 2013-V-002 Roberta Jordan requesting an extension for the demolition of the old home. Recorded Commitment states 60 days from the completion of the new home. Certificate of Occupancy issued August 1, 2013.

Roberta Jordan – 1290 S 500 West, Pendleton. We are asking for an extension to remove the old home from our property. The estimates that we are receiving are higher than we expected, so we are tearing it down ourselves. We would like to have until Spring to finish the demolition.

Member Simmermon stated that he feels that is too much time, and made a motion to grant an extension until December 31, 2013. Member Hobbs seconded the motion. Vote was unanimous in favor of the motion. **Extension Granted to December 31, 2013.**

4. 2010-SU-001 Nutrition 101 – Expansion of facility.

Cory Peter – 4791 W 900 South, Pendleton, explained that they are hoping to expand in the near future, and is looking for direction.

Director Newman stated that there are several meetings and requirements that would need to be met prior to the issuance of a building permit.

MISCELLANEOUS – None Presented

Adjournment: 9:45:37 A.M.

Mary Jane Baker, Chairman

Elizabeth Bruns, Board Secretary