



# CITY OF RUSHVILLE

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Rushville, Indiana 46173  
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## MINUTES FOR THE SPECIAL MEETING OF THE RUSHVILLE BOARD OF ZONING APPEALS

September 26, 2018

6:00P.M.

Call to Order: The Rushville Board of Zoning Appeals met on the above date and time at the Rushville Council Chambers at 270 West 15th Street, Rushville, Indiana. Chairman Joe Rathz called the meeting to order at 6:00pm.

ROLL CALL: Phil Brashaber, Jack Harmon, Jeff Houser, Jean Kopf, and Joe Rathz.

Deputy Director Carmen Clark and Attorney Grant Reeves were also in attendance.

### **Findings of Fact:**

**18-AA-01:** Andrew McCormick, 123 South Harrison Street.

Attorney Reeves said there were a few minor edits that he made 45 minutes ago. There were lower case changed to upper case and a few formatting issues. Mr. Reeves sent a copy to Mr. Sumerford. Mr. Sumerford wanted some clarification of the date of removal from the premises. Mr. Thayer came along to bring up the point to the board. Chairman Rathz stated that the public hearing is closed.

Mr. Sumerford said that as of January 28, 2013 all but one trailer was removed. But on the flip side of that Mr. Thayer had ownership since 1999 and there were 2 or more. Chairman Rathz said the board is not saying there was a lapse before that date. Mr. Reeves stated there is nothing to contradict that before January 28, 2013. Mr. Reeves said a footnote can be placed in the Findings of Fact stating such.

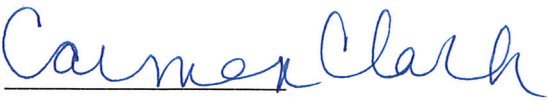
Mr. Sumerford also questioned the date of the rezone since we have no maps. Chairman Rathz explained the 2006 ordinance and map was the earliest we know of the zoning change. Chairman Rathz said I know that for a fact because I wrote the ordinance and the map.

Chairman Rathz explained the board can make a motion to accept, deny or make a footnote.

Mr. Harmon made a motion to accept the revised findings of fact as presented with the added footnote as requested by the petitioner's counsel. Mr. Brashaber seconded the motion. All in favor. Motion carried.

ADJOURN: Mr. Brashaber made a motion to adjourn. Mrs. Kopf seconded the motion. Meeting adjourned at 6:12pm.

  
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Joe Rathz, Chairman

  
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Carmen Clark, Secretary