

CITY OF RUSHVILLE



330 N. Main Street, Suite 200
Rushville, Indiana 46173
(765) 932-3735

MINUTES FOR THE MEETING OF THE RUSHVILLE BOARD OF ZONING APPEALS

October 16, 2019
7:00P.M.

Call to Order: The Rushville Board of Zoning Appeals met on the above date and time at the Rushville Council Chambers at 330 N. Main Street, Suite 200, Rushville, Indiana. Chairman Joe Rathz called the meeting to order at 7:22pm.

ROLL CALL: Phil Brashaber, Dan Hedrick, Jeff Houser, and Joe Rathz.

Jean Kopf was absent.

Deputy Director Carmen Clark, Attorney Grant Reeves and Consultant Shelly Wakefield were also in attendance.

MINUTES: Mr. Houser made a motion to approve the August 21st minutes as presented. Mr. Brashaber seconded the motion. All in favor. Motion carried.

Old Business: Findings of Fact:

19-V-15: Mr. Houser made a motion to approve the Findings of Fact for Changing Footprints, located at 310 N. Julian Street. Mr. Brashaber seconded the motion. All in favor. Motion carried.

New Business:

19-V-16: Jason Bates, is seeking a variance from Article III, Section B, #4 (b)(ii) to reduce the side setback to 4 feet from the required 10 feet for placement of a portable garage. The property is located at 221 E. Willard Avenue and is zoned R-1, Single-Family Residential.

Jason Clark, attorney with McNeely Stephens in Shelbyville, spoke on behalf of Mr. Bates. Chairman Rathz swore him in before his testimony. Mr. Bates is requesting the side setback to be 4 feet from the required 10 feet so there will still be access to the garage with the placement of the portable garage.

Public Hearing: No one spoke at this time.

Mr. Brashaber made a motion to approve 19-V-16 as presented for a 4 foot side setback for placement of a portable garage at 221 E. Willard Avenue.

1. This will not be injurious to the public. It is appropriate for the area and is portable and can be removed in the future.
2. The use and value will not be adverse. The need is for additional storage and is being placed in front of an existing garage.

3. Yes. There would be a safety issue when backing car out if structure placed in accordance with the ordinance.

Mr. Houser seconded the motion. All in favor. Motion carried.

19-V-17, 19-V-18 & 19-V-19: Rush County Community Foundation, 117 N. Main Street withdrew the petitions for an electronic message board.

REPORTS:

Deputy Director: No report.

Attorney: Mr. Reeves reported to the board that the McCormick case oral arguments will be in Decatur County on Friday, October 18th at 1pm.

Consultant: No report.

ADJOURNMENT: Mr. Brashaber made a motion to adjourn the meeting. Mr. Houser seconded the motion. All in favor. Meeting adjourned at 7: 30pm.



Joe Rathz, Chairman



Carmen Clark, Secretary