

LAGRANGE COUNTY BOARD OF ZONING APPEALS
SEPTEMBER 21ST, 2021

THE LAGRANGE COUNTY BOARD OF ZONING APPEALS MET IN REGULAR SESSION ON **TUESDAY, SEPTEMBER 21ST, 2021 AT 7:00P.M.** IN THE LAGRANGE COUNTY COMMISSIONERS ROOM AT THE COUNTY OFFICE BUILDING

CALL TO ORDER: Tyler Young called the meeting to order at 7:00 p.m.

ROLL CALL: Philip Bieberich, Lynn Bowen, Tyler Young, Nick Wilson & Jim Bugg.

ADOPT AGENDA: Lynn Bowen made a motion to adopt the agenda, pending the McKowen petition number be changed from 21-LUV-38 to 21-CU-7. Nick Wilson seconded the motion. A vote was taken, motion carried.

MINUTES OF PREVIOUS MEETING: Lynn Bowen made a motion to approve the previous minutes, pending the name change from Jim Young to Jim Bugg. Nick Wilson seconded the motion. A vote was taken, motion carried.

COMMUNICATIONS: None.

NEW BUSINESS

DEVELOPMENTAL VARIANCE

(Public Hearing)

GREWE, RANDALL ~ By: Randall Grewe (21-V-35): Van Buren Twp., Sect. 07, T38N R08E, zoned L-1. Located East of 1195 W 805 N, Shishewana. Application is for a proposed 6' tall fence in the L-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Randall Grewe, 1195 W 805 N, Shishewana, was present as the petitioner and explained the reason for the variance.

Tyler Young asked if there was anyone in favor of the petition. No others appeared in favor of the petition. Mr. Young asked if anyone would like to remonstrate against the petition. No remonstrators appeared.

The public hearing was subsequently closed.

The board discussed the petition.

Lynn Bowen made a motion to have the fence torn down no later than sixty (60) days, if petition is denied.

A roll call vote was taken:

Developmental Standard Variance

1. The Approval will not injurious to the public health, safety and general welfare of the community.

The proposal is for a six (6) foot fence in an L-1 zone to provide privacy for Petitioner's side yard. The location of the fence, in the side yard of the property, does not pose any risk to the public. The proposed fence will not interfere with travel on the adjacent roadway.

2. The use and value of the area adjacent to the property included in the variance **will be** affected in a substantially adverse manner.

The fence height and location, as proposed, will unreasonably interfere with the use and enjoyment of neighboring property owners in the L-1 zone. The new fence may also affect the property values of neighboring landowners present and future. No remonstrators appeared.

3. The strict application of the terms of the zoning ordinance **will not** result in practical difficulties in the use of the property.

Strict application would not prevent Petitioner from having a fence at the subject property and the continued use and/or utilization of said property for residential purposes.

4. The variance granted **is not** the minimum necessary and **does** correct a hardship caused by an owner, previous or present, of the property.

The proposed height of the fence of six (6) feet, rather than the allowed four (4) feet, is not the minimum necessary. The Petitioner, by proposing/selecting the subject fence height, has created its own hardship.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has not met its burden of proof and hereby denies the variance as requested.

(Public Hearing)

STEPHENSON, MICHAEL ~ By: Michael Stephenson (21-V-44): Milford Twp., Sect. 22, T36N R11E, zoned L-1. Located at 9750 E 520 S, Wolcottville. Application is for a proposed 8.7' and 4' side yard setbacks for a new residence and the air conditioner to be placed within 4' of side property line in the L-1 Zoning District.

Phil Bieberich reclude himself from this petition.

Michael Stephenson, 9750 E 520 S, Wolcottville, was present as the petitioner and explained the reason for the variance to the board.

Tyler Young asked if there was anyone in favor of the petition. No others appeared in favor of the petition. Mr. Young asked if anyone would like to remonstrate against the petition. No remonstrators appeared.

The public hearing was subsequently closed.

The board discussed the petition.

A roll call vote was taken:

Developmental Standard Variance

1. The Approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is for the construction of a new residence on Petitioner's existing lot. The new residence would meet the road side setback and would not pose any unnecessary risk on the general public.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed new residence would be aesthetically pleasing and it may increase neighboring property values. The proposed home location does not interfere with the lake views or the use and enjoyment of neighboring property owners.

3. The strict application of the terms of the zoning ordinance **will not** result in practical difficulties in the use of the property.

That Petitioner would be able to construct a new residence on the property within the required setbacks. Petitioner could also find an alternate location on the subject property in which to place the air conditioner.

4. The variance granted **is not** the minimum necessary and **does** correct a hardship caused by an owner, previous or present, of the property.

The Petitioner's proposal is not the minimum necessary. The Petitioner, by proposing the new residence in the subject location and of this size and scope, has created its own hardship as it could be constructed without the need for a variance.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has not met its burden of proof and hereby denies the variance as requested.

(Public Hearing)

POWERS, SHAUN & CHELSEA ~ By: Bob Buescher Homes (21-V-46) Johnson Twp., Sect. 26, T36N R10E, zoned L-1. Located at 6155 S 455 E, Wolcottville. Application is for proposed two (2) 7' side yard setbacks, 37' lakeside setback and the generator and air conditioner to be placed within 3' of side property line in the L-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Bob Buescher, 13427 Lurrey Pass, Ft. Wayne, was present on behalf of the petitioner & explained the reason for the variance. Chelsea Powers, 6155 S 455 E, Wolcottville, was also present as the petitioner and had letters from surrounding property owners who were in favor of this petition.

Tyler Young asked if there was anyone else in favor of the petition.

Mr. Young asked if anyone would like to remonstrate against the petition. No remonstrators appeared.

The public hearing was subsequently closed.

The board discussed the petition.

A roll call vote was taken:

Developmental Standard Variance

1. The Approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is for the construction of a new residence on Petitioners' existing lot with a variance to place a generator and an air conditioner unit within the side yard setback. The proposed location of the air conditioner and generator would not pose any unnecessary risk on the general public.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed new residence would be aesthetically pleasing and it may increase neighboring property values. The air conditioner and generator would not affect the neighboring property owners in any discernable way. No remonstrators appeared.

3. The strict application of the terms of the zoning ordinance **will not** result in practical difficulties in the use of the property.

That Petitioners could construct the new residence on the property and relocate the proposed air conditioner and generator units within the required setbacks. Petitioners' property has sufficient space to locate the air conditioner and generator without the need for the variance requested.

4. The variance granted **is not** the minimum necessary and **does** correct a hardship caused by an owner, previous or present, of the property.

The Petitioner's proposal is not the minimum necessary. The Petitioners, by proposing to locate the air conditioner unit and generator within the side yard setback have created their own hardship, as it could be placed in an alternate location without the need for a variance.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has not met its burden of proof and hereby denies the variance as requested.

Developmental Standard Variance

1. The Approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is to construct a new residence on the Petitioners' lakeside lot. The proposed new home meets the roadside setback and does not cause any risk to the surrounding public, nor does it affect travel and sight on the roadway.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed new residence will not substantially interfere or intrude on the use and enjoyment of adjacent property owners. The new residence, as proposed, will be further away from the lakeside of the property than the existing home, thereby not interfering with neighboring landowners' lake view. No remonstrators appeared.

3. The strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the property.

Strict application of the zoning ordinance requirements would prevent Petitioners from constructing a residence on the lot given the size, width and layout of said lot. Given the size and layout of the subject property, it would be difficult and/or impractical to construct a new home on the lot without the variance requested.

4. The variance granted is the minimum necessary and does not correct a hardship caused by an owner, previous or present, of the property.

The proposed structure is minimally intrusive to neighboring properties and does not interfere with the use and enjoyment of the lake. The new residence, as proposed, is reasonably sized considering the size and layout of the.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has met its burden of proof and hereby approves the variance as requested.

(Public Hearing)

SCHINDLER, FRY ~ By: Fry Schindler (21-V-48) Johnson Twp., Sect. 26, T36N R10E, zoned L-1. Located at 4955 E 640 S, Wolcottville. Application is for proposed 28' roadside setback and 1' side yard setback for an existing shed in the L-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Fry Schindler, 4955 E 640 S, Wolcottville, was present as the petitioner and explained the reason for the variance, stating the shed was built by the previous owners.

Tyler Young asked if there was anyone in favor of the petition. Bill Wissman, 4935 E 640 S, Wolcottville, was in favor of the petition.

The public hearing was subsequently closed.

The board discussed the petition.

A roll call vote was taken:

Developmental Standard Variance

1. The Approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is to relocate an existing shed on Petitioner's property. The shed will be moved further from the roadway than it currently exists, thereby not obstructing the view on the

roadway. The proposed location will not have a negative effect on the general public and does not pose any risk to the public.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed shed location has been moved in order to get the structure further away from the road and should have minimal effect on neighboring landowners. The proximity to the side yard property line could affect the use and value of the neighboring property owner's land, however, no remonstrators appeared.

3. The strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the property.

Strict application would prevent Petitioner from continued use of the existing shed. The Petitioner does not possess sufficient space on the subject property to locate the auxiliary structure at the required setback, without the need of the variance requested.

4. The variance granted **is not** the minimum necessary and **does** correct a hardship caused by an owner, previous or present, of the property.

The proposed location of the auxiliary structure and the reduction from the required 10' side yard setback down to the proposed 1 foot is not the minimum necessary. The existing shed was never in compliance and the purported hardship was caused by the previous owner.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has not met its burden of proof and hereby denies the variance as requested.

(Public Hearing)

JYN REAL ESTATE, LLC ~ JESS PERFORMANCE, LLC ~ By: Gary Potts (Professional Permits) (21-V-49) Newbury Twp., Sect. 21, T37N R08E, zoned B-3. Located at 0935 N 1000 W, Shipshewana. Application is for exceeding the square footage of signage allowed on the property by the addition of a wall sign on the front of the building in a B-3 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Gary Potts, Professional Permits, was present on behalf of the petitioner and explained the reason for the variance to the board.

Tyler Young asked if there was anyone in favor of the petition. No others appeared in favor of the petition. Mr. Young asked if anyone would like to remonstrate against the petition. No remonstrators appeared.

The public hearing was subsequently closed.

The board discussed the site plan at length, expressing their concerns about the site.

Lynn Bowen made a motion to table the petition until the next available agenda so the petitioner can attend the hearing. Phil Bieberich seconded the motion.

A roll call vote was taken, motion carried.

(Public Hearing)

STOUT, MATTHEW & STEPHANIE ~ By: Matthew Stout (21-V-50): Johnson Twp., Sect. 18, T36N R10E, zoned L-1. Located at 4705 S 050 E, Wolcottville. Application is for a proposed 1.5' and 2' side yard setback for a raised concrete patio and pergola in the L-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Matthew Stout, 2312 Longleaf Dr. Fort Wayne, was present as the petitioner and explained the reason for the variance, stating he would like to change the petition to 4' side yard setbacks on both sides instead of the original proposed 2' and 1.5'.

Tyler Young asked if there was anyone in favor of the petition. Gary Crabill, 6825 Balmoral Dr. Fort Wayne, spoke in favor of this petition. Mr. Young asked if anyone would like to remonstrate against the petition.

The public hearing was subsequently closed.

The board discussed the petition.

A roll call vote was taken:

Developmental Standard Variance

1. The Approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is to construct a raised concrete patio on the lakeside of Petitioner's property to blend with the existing porch area. The proposed raised patio poses no safety concerns or risk to the public and/or the general welfare of the community.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed raised patio will not substantially interfere or intrude on the use and enjoyment of adjacent property owners. The new patio, as proposed, does not unreasonably encroach on the lakeside of the property and is in line with neighboring decks/structures, thereby not interfering with neighboring landowners' lake view. No remonstrators appeared.

3. The strict application of the terms of the zoning ordinance will result in practical difficulties in the use of the property.

Strict application would prevent Petitioner from constructing the proposed patio on the lakeside of the property. Given the size and layout of the subject property, it would be difficult and/or impractical to construct the patio or relocate it on the lot in order to meet the setback requirements.

4. The variance granted is the minimum necessary and does not correct a hardship caused by an owner, previous or present, of the property.

The proposed structure is minimally intrusive to neighboring properties and does not interfere with the use and enjoyment of the lake. The raised patio, as proposed, is reasonably

sized considering the size and layout of the lot and does not seek to encroach on the lake side of the property.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has met its burden of proof and hereby approves the variance as requested.

LAND USE VARIANCE

(Public Hearing)

HOCHSTETLER, DANNY ~ By: Danny Hochstetler/Hand to Plow Surveying (21-LUV-37): Bloomfield Twp., Sect. 23, T37N R10E, zoned A-1. Located at 0950 N 450 E, LaGrange. Application is for proposed commercial dog breeding facility with retail sales in an A-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Clayton Evans, Hand to Plow Surveying, was present on behalf of the petitioner and explained the reason for the variance to the board.

Tyler Young asked if there was anyone in favor of the petition.

Jerry Yoder, 1265 E 025 N, LaGrange, spoke in favor of the petition.

Victor Mendoza, 55 W. Washington St., Michigan, previous customer, spoke in favor of the petition.

A letter was read from a customer in New York who was in favor of this petition.

No others appeared in favor of the petition. Mr. Young asked if anyone would like to remonstrate against the petition.

The public hearing was subsequently closed.

The board discussed the petition at length.

Lynn Bowen made a motion for this petition to go to site plan review. Tyler Young seconded the motion.

A roll call vote was taken:

Land Use Variance

1. The approval will not be injurious to the public health, safety and general welfare of the community.

The proposed dog breeding facility is located in a remote area in the middle of a large parcel in an A-1 zoning district. The proposed site location is adequately suited for the proposed dog breeding operation and is adequately screened from the public. Petitioner has certificates with and will continue to comply with USDA, ICAW and Indiana Board of Health Licensing Requirements, ensuring safety precautions.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed facility will be located well off the road and away from any neighboring landowners, so as to not infringe on said neighboring landowners' use and enjoyment of their properties. The proposed location of the facility meets all required setback requirements. No remonstrators appeared.

3. The need for the variance arises from some condition peculiar to the property involved.

The geographical location of the property as it currently sits in an A-1 zone would prevent the Petitioners from operating this type of business with retail sales without the variance requested. The A-1 zone is the most appropriate location for a breeding facility and/or the housing of animals of this nature.

4. The strict application of the terms of the zoning ordinance will constitute an unnecessary hardship if applied to the property for which the variance is sought.

The Petitioners would be unable to operate their proposed dog breeding facility with retail sales at the subject property located in an A-1 zone. The retail component of their business will be by appointment/invitation only as the facility will not have regular hours for the public to come to said property.

5. The approval does not interfere substantially with the Comprehensive Plan.

The comprehensive plan encourages farming and livestock operations in A-1 zoning districts. The plan also encourages rural home-based businesses, such as the proposed dog breeding operation, and also encourages the housing and maintenance of animals in A-1 zones.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has met its burden of proof and hereby approves the variance subject to the following conditions: Petitioner must go through site plan review before the LaGrange County Plan Commission.

(Public Hearing)

McKOWEN, STEVEN & AMY ~ By: Steven McKowen (21-CU-07): Johnson Twp., Sect. 24, T36N R10E, zoned L-1. Located South of 5490 S 550 E (Parcel # 44-10-24-300-001.000-010). Application is for proposed mini-warehouse storage units in an A-1 Zoning District.

Tyler Young reclude himself from this petition.

Robbie Miller introduced the petition and reviewed the site plan.

Steve McKowen, 4935 E 580 S, Wolcottville, was present as the petitioner and explained the reason for the variance to the board. Mr. McKowen also presented a letter from Tom Markle who was in favor of the petition. Letters from Barb Mullhond & Danny Fey were also read who were in favor of the petition.

Nick Wilson asked if there was anyone else in favor of the petition. Mr. Wilson asked if anyone would like to remonstrate against the petition.

Zach Young, 5625 S 550 E, Wolcottville, remonstrated against this petition, expressing his concerns regarding increased traffic, light pollution, and decrease in property value.

Lloyd Lalone, 5720 S 550 E, Wolcottville, remonstrated against this petition, expressing his concerns regarding the presented traffic flow, drainage issues, and the potential for this property becoming an auction facility.

Troy Heingartner, 7530 E 620 S, Wolcottville, remonstrated against the petition, expressing his concerns regarding the foot traffic, golf carts, trespassing, decrease in privacy, and drainage issues.

Charles Heiny, 4915 E 640 S, Wolcottville, remonstrated again the petition, expressing his concerns regarding the project not being in a good location and the petition being publicized as a Land

Use Variance rather than a Conditional Use Variance. Mr. Heiny also presented the sign in sheet from the Adam's Lake Association meeting that was held prior to this hearing.

Tony Feichter, 5860 S 550 E, Wolcottville, remonstrated against the petition, expressing his concerns regarding the size of the project.

Richard Mink, 6146 S 520 E, Wolcottville, remonstrated against the petition and read a letter expressing his concerns regarding impaired drivers from the winery and children's safety.

Al Longsenkamp, 4825 E 640 S, Wolcottville, remonstrated against the petition, expressing his concerns regarding vandalism and increase in crime.

Ed Mertens, 5090 E 580 S, Wolcottville, remonstrated against the petition, expressing his concerns regarding the grain issue not being solved.

Tammy Lalone, 5720 S 550 E, Wolcottville, remonstrated against the petition, expressing her concerns regarding the traffic and the school bus route traffic.

Several other letters were sent in to the Plan Commission office expressing similar concerns that were addressed verbally. Copies of these letters were presented to the board.

Mr. McKowen responded to the concerns, stating the lighting can be on a timer and during hours of operation.

The public hearing was subsequently closed.

The board discussed the petition at length. Dustin Glick, Plan Commission Attorney, stated that the winery and farmer's market is a permitted use in the A-1 zoning district.

Lynn Bowen made a motion for the following conditions: 1) This use, 2) this owner, and 3) maximum of four (4) 40x200 sq. ft. units. Phil Bieberich seconded the motion.

Phile Bieberich made a motion to table the petition until the seven (7) criteria for a Conditional Use Variance are met. Lynn Bowen seconded the motion.

A roll call vote was taken, motion carried.

(Public Hearing)

TRI-COUNTY LAND TRUSTEE CORPORATION/ MILLER, PAUL ~ By: Paul Miller (21-LUV-39): Clearspring Twp., Sect. 11, T36N R09E, zoned A-1. Located at 3890 S 150 W, LaGrange. Application is for a proposed charcoal manufacturing facility in an A-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Clayton Evans, Hand to Plow Surveying, was present on behalf of the petitioner and explained the reason for the variance to the board. Paul Miller, 3890 S 150 W, LaGrange, was also present as the petitioner.

Tyler Young asked if there was anyone in favor of the petition.

Mr. Young asked if anyone would like to remonstrate against the petition.

The public hearing was subsequently closed.

The board discussed the petition.

A roll call vote was taken:

Land Use Variance

1. The approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is to operate a charcoal manufacturing facility in an A-1 zone. The proposed site is located in a remote area with minimal neighbors. The property provides for adequate driveway and turnaround for deliveries.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The proposed business location is located well off the roadway and away from any adjacent properties and/or landowners. The proposed facility meets all required setbacks. The operation should have a minimal effect on the neighboring landowners' use and enjoyment of their properties. The type of business will not have significant traffic and will not maintain retail sales. No remonstrators appeared.

3. The need for the variance arises from some condition peculiar to the property involved

The unique characteristics and the geographical location of the property, as it currently sits in an A-1 zone, would prevent the Petitioner from operating its charcoal manufacturing business at said location and place a limitation on the property's usefulness.

4. The strict application of the terms of the zoning ordinance will constitute an unnecessary hardship if applied to the property for which the variance is sought.

Petitioner would be prohibited from operating its charcoal manufacturing business at this location without the requested variance, requiring Petitioner to find another suitable location away from his home.

5. The approval does not interfere substantially with the Comprehensive Plan

The comprehensive plan encourages rural family-based businesses and the proposed plan is not dissimilar from those in existence in the surrounding area. The comprehensive plan also encourages a diverse economy and promotes growth in the county economy with the small business owners.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has met its burden of proof and hereby approves the variance as requested.

(Public Hearing)

WAGONER, EDWARD ~ By: Edward Wagoner (21-LUV-42): Van Buren Twp., Sect. 18, T38N R08E, zoned L-1. Located at 11965 W 710 N, Middlebury. Application is for a proposed second accessory building in the L-1 Zoning District.

Robbie Miller introduced the petition and reviewed the site plan.

Ed Wagner, 11965 W 710 N, Middlebury, was present on behalf of the petitioner and explained the reason for the variance to the board.

Tyler Young asked if there was anyone in favor of the petition. Mary Corpe, 11955 W 710 N, Middlebury, spoke in favor of the petition. David Corpe, 11955 W 710 N, Middlebury, spoke in favor of the petition.

Mr. Young asked if anyone would like to remonstrate against the petition.

The public hearing was subsequently closed.

The board discussed the petition.

A roll call vote was taken:

Land Use Variance

1. The approval will not be injurious to the public health, safety and general welfare of the community.

The proposal is for the construction of a second auxiliary structure, located on a back lot zoned L-1. The variance requested does not interfere with neighboring properties and does not increase traffic or create hazardous situations to the public.

2. The use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner.

The new construction proposed would be aesthetically pleasing to neighboring properties and may also increase their value. Petitioner's back lot is of sufficient size to house the proposed auxiliary structure without encroaching on or interfering with neighboring landowners. The proposal meets all setback requirements. No remonstrators appeared.

3. The need for the variance arises from some condition peculiar to the property involved

The geographical location of the property, as it currently sits in an L-1 zone, would prevent the Petitioner from having the proposed auxiliary structure without the removal of the existing auxiliary structure located near Petitioner's residence.

4. The strict application of the terms of the zoning ordinance will constitute an unnecessary hardship if applied to the property for which the variance is sought.

Strict application would prevent Petitioner from building the auxiliary structure as proposed and utilizing the full potential of the property.

5. The approval does not interfere substantially with the Comprehensive Plan

The proposed variance and the proposed auxiliary structure requested is not in conflict with the comprehensive plan.

For all of the foregoing reasons, on this 21st day of September, 2021, the LaGrange County Board of Zoning Appeals finds the Petitioner has met its burden of proof and hereby approves the variance as requested.

OTHER BUSINESS: Robbie Miller stated that the deadlines from the June BZA meeting for Bontrager & Kelly petitions have been met. Mrs. Miller also explained to the board that the criteria for the Conditional Use Variance will be changed in the future.

ADJOURNMENT: Lynn Bowen made a motion to adjourn, Phil Bieberich seconded the motion. A vote was taken, motion carried. The meeting was adjourned at 10:10 p.m.

LAGRANGE COUNTY, INDIANA
ANTI-DISCRIMINATION NOTICE STATEMENT

The County of LaGrange does not illegally discriminate because of race, color, national origin, sex, religion, disability, or age with regards to admission, participation, or treatment in its facilities, programs, activities, or services, as required by Title III and Title VI of the American Civil Rights Act of 1964, the Americans with Disabilities Act of 1990, Title IX of the Education Amendments of 1972, the Age Discrimination Act of 1975, and their related statutes, regulations, and directives. The County has established an Anti-Discrimination Compliance Division to ensure compliance with these laws. If you would like more information concerning the provisions of these laws and about the rights provided thereby, or if you have a suggestion on how the County can better meet the needs of persons protected thereby, please contact the Division at 300 E. Factory St., LaGrange, IN 46761 or by telephone at (260)499-6352.

LAGRANGE COUNTY BOARD OF ZONING APPEALS

BY: _____
Tyler Young, President

BY: _____
Nick Wilson, Vice President

BY: _____
Lynn Bowen, Member

BY: _____
Jim Bugg, Member

BY: _____
Phil Bieberich, Member

BY: _____
Rich Sherman, Alternate Member

BY: _____
Freeman Miller, Alternate Member