

PERRYSBURG TOWNSHIP BOARD OF ZONING APPEALS
26609 Lime City Road
Perrysburg, OH 43551

February 17, 2009
PUBLIC HEARING

The Perrysburg Township Board of Zoning Appeals held a public hearing on February 17, 2009. Elsie Hetman called the meeting to order at 6:00 p.m. A roll call was taken.

MEMBERS PRESENT: Elsie Hetman, Bill Irwin, James Bennett, and Jeffry D. Justus.

MEMBERS ABSENT: Russell Sturgill, Russell R. Miller, and Bob Warnimont.

Mr. Garn said they have four members present out of the five. He wanted to know if they wanted to start off and have an election, because both the chairman and the vice chairman are absent. Ms. Hetman said yes. One of the members said he might want to explain it to the audience members who are present what that means.

Mr. Garn told the audience members that this is going to be a basic explanation. Normally there are five members sitting here as part of the BZA. They only have four members present this evening. On any hearing the applicant has to have, if you want to pass something, at least three members to pass it. So the best chance is three out of five, or the three out of four as it is now. If there were three members present, you would have to have all three in favor to pass on an application. If all three did not agree, then the application would not pass. So Mr. Abair, who is asking for the variance, has the option of requesting a continuance to the next month until they would have the possibility of five members present. So that's something that will take place for a decision.

They also have to have a decision here from the board members. Ms. Hetman is secretary, but both the chairman and the vice chairman are not here, so they have to have an election for someone to be interim chairman of the meeting to run the meeting. This comes before the hearings where everyone, if you want to testify or say anything, you have to be sworn in similar to a court hearing, and then they will go from there. And then there is a time when Mr. Abair would get to speak, and then there is a time when everybody else that is present would have a chance to speak.

Mr. Garn asked if that was a reasonable explanation that everybody can understand, and Ms. Hetman said yes.

Ms. Hetman said well, the first thing they have to do is nominate a chairman for the evening. Mr. Justus moved with a second by Mr. Bennett that Mr. Irwin be appointed acting chairman. Ms. Hetman said they have a first and a second. Mr. Abair asked if there was anything he needed to say about the continuance then, and Mr. Garn



said okay, after they have the election hearing so they can start the meeting. He said that won't take place until after they do the election and the minutes, for the approval of the minutes, and the meeting will start then. He said so they want a roll call vote, and a member said yes. A roll call vote was taken. Yes votes by Mr. Justus, Mr. Bennett, and Ms. Hetman. Mr. Irwin abstained. Motion carried 3-0-1. Mr. Irwin is the acting chairman.

Mr. Irwin took over the meeting and now called the February 17th BZA public hearing/meeting to order. He asked for a roll call. Mr. Garn asked if he wanted the roll call again, and Mr. Irwin said yes. The roll call was taken again.

APPROVAL OF THE 1/20/09 ORGANIZATIONAL MEETING MINUTES: Mr. Justus moved with a second by Mr. Bennett that the organizational minutes be approved. Mr. Irwin said it's been moved with a second that the organizational minutes be approved. A roll call vote was taken. Yes votes by Mr. Justus, Mr. Bennett, and Ms. Hetman. Mr. Irwin abstained. Motion carried 3-0-1.

APPROVAL OF THE 1/20/09 MEETING MINUTES: Mr. Irwin said the next item is to approve the January 20th regular meeting minutes. Mr. Justus moved with a second by Mr. Bennett to approve the regular meeting minutes. A roll call vote was taken. Yes votes by Mr. Justus, Mr. Bennett, and Ms. Hetman. Mr. Irwin abstained. Motion carried 3-0-1.

APPLICATION NUMBER 2009-6365, (VARIANCE).

Mr. Irwin said now is the time, sir. Mr. Abair said he apologizes, but he would rather ask for a continuance until they have all five. Mr. Irwin said okay. Mr. Garn said yes. Mr. Irwin said the minutes will recognize the fact that Mr. Abair requested a continuance to the March meeting for Application 2009-6365. Mr. Garn said obviously they will have to vote on it, and Mr. Irwin said yes. Mr. Garn said and this is at no expense to Mr. Abair, and Mr. Irwin said right. He then asked if they have a motion to continue this. Mr. Bennett moved with a second by Ms. Hetman to continue this application to the March meeting. A roll call vote was taken. Yes votes by Mr. Bennett, Ms. Hetman, Mr. Justus, and Mr. Irwin. Motion carried 4-0-0.

It was commented that Ms. Hetman is up. A member said they feel pretty confident that their Florida travelers will be back next month, and he asked if that was correct. Mr. Garn said correct. They are all out of state.

Mr. Irwin asked if there were any other items for discussion. It was commented no, nothing. Mr. Garn said no items for discussion. It was commented they need Ms. Hetman's motion.

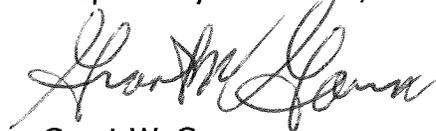
Ms. Hetman moved with a second by Mr. Irwin to adjourn the meeting. A roll call vote was taken. Yes votes by Ms. Hetman, Mr. Irwin, Mr. Bennett, and Mr. Justus. Motion carried 4-0-0. The meeting was adjourned at 6:10 p.m.

Ms. Hetman asked what is the date on that meeting so that the people present know. Mr. Garn said that meeting he believes is also on the 17th of March. Also at 6:00

p.m. It was commented that it is St. Patrick's Day. Ms. Hetman said well, it better be short then. Mr. Garn said yes, that's Tuesday, the 17th at 6:00 p.m., the same place.

Mr. Garn explained that he will not be sending out more notices. That has all been done. The advertising has been done. The sign will still be in there with just the change of date. But notices have been sent, they have all shown up, so they know about it. The mailed notices are mailed to any neighbor that is contiguous to or across the street from. So basically if they touch the property or they are right across from the property. And the notice was in the Sentinel Tribune for this meeting. But since this has taken place and it's a continuation, all notice has been given for it. So they will just continue on, and they will be the first hearing next month. And there will probably be some other hearings along with that. Because this group up here is a combination judge and jury, so you might as well have a full jury pool. He asked if they wanted to have any further discussion, because he is turning off the recorder. The meeting was concluded at this point.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Grant W. Garn".

Grant W. Garn,
Recording Secretary