# FRENCHTOWN CHARTER TOWNSHIP ZONING BOARD OF APPEALS MEETING MINUTES WEDNESDAY January 12, 2022

Meeting was called to order at 7 PM

**ROLL CALL:** Rick Kull Fred Calkins

Mark Adrian Matt Rimel

Greg Ernst-ZBA Alternate

**Absent:** RJ Hoppert

# Also present:

Joseph Lehmann, Building Official Cindy Allor, Recording Secretary Mr. Kowalczyk Chris Maragos Mr. and Mrs. Conley 3 Citizens

The Pledge of Allegiance was said by members and attendees.

# **ITEM NO. 1 Appoint Chairman for Meeting**

# **MOTION**

Moved By: Rick Kull Supported By: Greg Ernst MUC

A motion was made to re-elect Fred Calkins as Chairman for 2022 year.

# ITEM NO.2 Election of Officers for the 2022 year

# **MOTION**

Moved By: Rick Kull Supported By: Mark Adrain MUC

A motion was made to re-elect current slate of officers.

# ITEM NO.3 Appoint substitute for tonight's meeting

## MOTION

Moved By: Matt Rimel

Supported By: Rick Kull

MUC

A motion was made to appoint Mark Adrian for Secretary for tonight's meeting in Mr. Hoppert's absence.

# ITEM NO.4 APPROVE MINUTES OF December 8, 2021, Meeting

#### MOTION

Moved By: Matt Rimel

Supported By: Mark Adrian

MUC

A motion to accept the December 8, 2021, minutes as presented.

Mr. Adrian read the legal notice published in the Monroe Evening News on December 23, 2021.

<u>ITEM NO.5</u> Richard Kowalczyk regarding ID# 07 018 511 60 which is located at 4992 Post Road NEWPORT, MI 48166-9661. The Applicant requests variance from requirements of Township Zoning Ordinance No. 200, Section 7.03.13(b) to be able to have a private use airfield that is not located on a major thoroughfare.

Mr. Kowalczyk presented his case and answered any questions. Mr. Kowalczyk stated he began seeking approvals from the FAA and DTE 2 years ago and is hoping the variance to be granted.

Building Official Joseph Lehmann provided the Board clarity on the definition of major thoroughfare as it is intended in the Frenchtown Charter Township Ordinance.

# MOTION

Moved By: Rick Kull

Supported By: Mark Adrian

MUC

A motion was made to open the public hearing.

There were no comments from the public.

#### **MOTION**

Moved By: Mark Adrian

Supported By: Matt Rimel

MUC

A motion was made to close the public hearing.

#### MOTION

Moved By: Rick Kull Supported By: Mark Adrian MUC

A motion was made to grant the variance as requested for the reason that it does meet the requirements of Article 31.

Roll call vote: Mark Adrian- Y Rick Kull- Y Fred Calkins- Y Matt Rimel-Y Ernst Y

5-YES votes 0 -NO votes MUC

The variance as granted is only valid for the period of 1 year, expiring on January 12, 2022.

<u>ITEM NO.6</u> David Lorton regarding ID# 07 033 020 00 which is located on N. Dixie Hwy Monroe, MI 48162. The Applicant requests a variance from the required 150 ft. minimum lot width in a C-3 Zoning District specified in Article 21 Schedule of Regulations of the Frenchtown Charter Zoning Ordinance No. 200.

Chairman Calkins read the variance requested.

Tyler Burdough (Mid-State Engineering) presented the case and answered any questions on behalf of Mr. Lorton, who was not present.

Board members stated an operating business in this area would be a positive for the community. Members noted loitering complaints filed in the past may even decrease with the operating business location.

Mr. Burdough stated planned operation as Monday through Friday 7AM until 7PM to comply with the local noise Ordinance.

## **MOTION**

Moved By: Rick Kull Supported By: Mark Adrian MUC

A motion was made to open the public hearing.

There were no comments from the public.

#### **MOTION**

Moved By: Mark Adrian Supported By: Fred Calkins MUC

A motion was made to close the public hearing.

# **MOTION**

Moved By: Matt Rimel Supported By: Rick Kull MUC

A motion was made to grant the variance as requested for the reason that it does meet the requirements of Article 31.

Roll call vote: Mark Adrian- Y Rick Kull- Y Fred Calkins- Y Matt Rimel-Y Greg Ernst-Y

5-YES votes 0 -NO votes MUC

The variance as granted is only valid for the period of 1 year, expiring on January 12, 2022.

<u>ITEM NO.7</u> Chris Maragos regarding ID# 07 079 021 00 which is located at 1910 N. Telegraph Road Monroe, MI 48162. The Applicant requests a variance from requirements of Township Zoning Ordinance No. 200, Section 16.03.15(c) to be able to locate their automobile vacuums in the side yard.

Chairman Calkins read the variance requested.

Alec West presented the case and answered any questions on behalf of Mr. Maragos, who was present.

There were no comments from the public.

## MOTION

Moved By: Rick Kull Supported By: Mark Adrian MUC

A motion was made to open the public hearing.

## **MOTION**

Moved By: Rick Kull Supported By: Fred Calkins MUC

A motion was made to close the public hearing.

## **MOTION**

Moved By: Matt Rimel Supported By: Greg Ernst

A motion was made to grant the variance as requested for the reason that it does meet the requirements of Article 31.

Roll call vote: Mark Adrian- Y Rick Kull- Y Fred Calkins- Y Matt Rimel-Y Ernst-Y-

5-YES votes 0 -NO votes MUC

The variance as granted is only valid for the period of 1 year, expiring on January 12, 2022.

<u>ITEM NO.8</u> Steven and Patricia Conley regarding ID# 07 927 477 00 which is located at 4338 Sixth Street, Monroe, MI 48162. The Applicant requests a variance from the requirements of Township Zoning Ordinance No. 200, Section 4.07.5(b) to construct a front porch that exceeds the maximum allowable 36 sq. ft. in area.

Chairman Calkins read the variance requested.

Dan Kennedy (family friend, builder) presented the case and answered any questions on behalf of Mr. and Mrs. Conley who were both present.

Mr. Kennedy stated that if the Board is concerned with the possibility of the porch being enclosed one day and used as living space the Conley's are willing to state this will never occur and record such a stipulation.

Chairman Calkins stated he would feel more comfortable with approving a new deck 10X24, not the proposed 12X24, the 10X24 would still be larger than the previous 10x20, and not encroach on the front yard setback. Calkins remarked other decks in the area are 6-8 feet, this proposed deck would be 12 ft.

There were no comments from the public.

## **MOTION**

Moved By: Mark Adrian Supported By: Greg Ernst MUC

A motion was made to open the public hearing.

#### **MOTION**

Moved By: Fred Calkins Supported By: Mark Adrian MUC

A motion was made to close the public hearing.

#### MOTION

Moved By: Rick Kull Supported By: Matt Rimel

A motion was made to grant the variance as requested for the reason that it does meet the requirements of Article 31.

Roll call vote: Mark Adrian- Y Rick Kull- Y Fred Calkins- N Matt Rimel-Y Ernst-Y

4-YES votes 1-NO vote MC

The variance as granted is only valid for the period of 1 year, expiring on January 12, 2022.

# **ITEM NO.9 OLD BUSINESS**

None to report

# **ITEM NO.10 NEW BUSINESS**

None to report

# **ITEM NO. 11 BOARD COMMENTS**

Township Board member Mr. Rimel gave an update for 3237 Oakwood. He stated at the time this case was heard by the Township Board member Collins inquired if new owner Mr. Johnson needed more time to complete renovations, he replied he did not. Mr. Rimel stated the Township Board plans to move forward with demolition process when the time comes.

# **ITEM NO.12 ADJOURNMENT**

Moved By: Fred Calkins Supported By: Rick Kull MUC

A motion was made to adjourn the meeting.

Meeting adjourned at 7:47PM