

**MINUTES OF A REGULAR MEETING OF
THE BOARD OF ZONING APPEALS
OF THE CITY OF JASPER, INDIANA, AND PUBLIC HEARING
November 1, 2023**

The Board of Zoning Appeals met on Wednesday, November 1, 2023. Notice was given in compliance with Indiana's Open Meeting Law.

CALL TO ORDER

Chairman Anthony Seng called the meeting to order at 6:30 p.m.

ROLL CALL

	In person	By Zoom	Absent
Chairman Anthony Seng	✓	—	—
Secretary Dan Buck	✓	—	—
Julie Dutchess	✓	—	—
Blake Krueger	✓	—	—
Dennis Tedrow	✓	—	—
City Attorney Renee Kabrick	✓	—	—
Director of C.D./Planning Josh Gunselman	✓	—	—

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

APPROVAL OF THE MINUTES

Minutes of the October 4, 2023, regular meeting were reviewed. Dan Buck made a motion to approve the minutes. Julie Dutchess seconded it. Motion carried 5-0.

STATEMENT

Chairman Anthony Seng read the following statement. "We are now ready to begin the public hearing scheduled for this evening. With respect to tonight's meeting and public hearings, we are hereby incorporating by reference into the record of tonight's meeting and public hearings, City of Jasper Ordinance Number 2016-30, entitled "Unified Development Ordinance of the City of Jasper, Indiana and its jurisdictional area" and any and all amendments thereto, and the City of Jasper Comprehensive Plan. Pursuant to Article V, Sections 2, 3 and 4 of the BZA rules of procedure, presentation by a Petitioner shall be limited to 15 minutes. The Call for remonstrators shall be limited to 20 minutes; with individuals limited to no more than 5 minutes at the Chairman's discretion. Such time limits may be increased by a majority vote of the board members present."

NEW BUSINESS

Southwestern Indiana Child Advocacy Center Coalition, Inc., as owner and as petitioner for a variance from 16.08.06 aka Chapter 8 Signage, Standards for Agricultural and Residential Districts, to allow two post and panel signs in an R3 zone.

Tammy Lampert, Executive Director, Southwestern Indiana Child Advocacy Center was present on behalf of a variance petition filed to allow two post and panel directional signs at 505 W Fifth Street. Ms. Lampert noted the signs would be 3 ft. by 3 ft. in size and would comply with the proposed post and panel signs suggested for 2024 Unified Development Ordinance revisions. She explained that the signs are needed for guidance to the appropriate entrance as well as assist with the confidentiality of the visitors.

After further discussion, Chairman Seng asked if there were remonstrators present. As there were none, Dan Buck made a motion to close the public hearing. Blake Krueger seconded it. The motion carried 5-0. Dan Buck then made a motion to approve the variance allowing two post and panel signs. Dennis Tedrow seconded it. The motion carried 5 -0.

KK Washington Properties LLC, as owner and petitioner, for a variance from 16.04.12.C aka Chapter 4 Districts, Neighborhood Business (B3), District Standards (Allowance), of the City of Jasper's Unified Development Ordinance to allow a minimum front setback less than the required 40 feet and a Variance pursuant to 16.07.10 aka Chapter 7 Development Standards, Accessory Structures to allow an accessory canopy structure forward of the front building line in the front setback

Brad Eckerle, Brosmer Land Surveying and Engineering was present on behalf of KK Washington Properties LLC, requesting a variance that would allow the front setback for the future gas station canopy to be less than the required 40 feet and also a variance allowing an accessory structure (canopy) to be in front of the primary building. Mr. Eckerle noted that all gas stations in Jasper have a canopy covering the fuel pumps in front of the primary building.

Chairman Seng asked if there were remonstrators present. As there were none, Dan Buck made a motion to close the public hearing. Blake Krueger seconded it. The motion carried 5-0. After further discussion, Dan Buck then made a motion to approve the variance to allow a minimum front setback less than the required 40 feet. Blake Krueger seconded it. The motion carried 5-0. Dan Buck also made a motion to allow an accessory canopy structure forward of the front building line. Dennis Tedrow seconded the motion. The motion carried 5-0.

Port of Jasper, as petitioner, and Port of Jasper Properties LLC for a variance from 16.08.7.D aka Chapter 8 Signage, Section 8.7 Standards for Business (Except B2), Industrial, and Conservation Park Districts, of the City of Jasper's Unified Development Ordinance to allow a poly/pylon sign to exceed the maximum surface area and minimum height

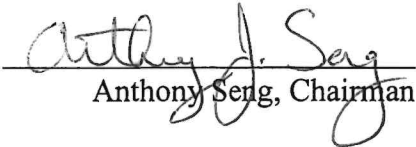
Brad Eckerle, Brosmer Land Surveying and Engineering was present on behalf of Port of Jasper LLC. John Ruhe, owner of Port of Jasper LLC was also in attendance. Mr. Eckerle stated that a variance was required due to an update to the sign to conform to contractual advertising requirements of the business.

Mr. Eckerle noted that the current sign has been in place for more than 30 years and the location and size of the sign does not impact sight visibility requirements.

After further discussion, Chairman Seng asked if there were remonstrators present. As there were none, Dan Buck made a motion to close the public hearing. Dennis Tedrow seconded it. The motion carried 5-0. Dan Buck made a motion to allow the pole/pylon sign to exceed the maximum surface area and the minimum height. Blake Krueger seconded it. Motion carried 5-0.

ADJOURNMENT

With no further discussion, Dan Buck made a motion to adjourn the meeting, seconded by Julie Dutchess. Motion carried 5-0, and the meeting adjourned at 7:00 p.m.


Anthony Seng, Chairman

Attest:


~~Dan Buck, Secretary~~
D. Blake Krueger

Recording Secretary, Becki Moorman