

**MINUTES
BROWN COUNTY BOARD OF ZONING APPEALS
COUNTY OFFICE BUILDING
DECEMBER 21, 2016
WEDNESDAY, 6:00 P.M.**

ROLL CALL:

Lamond Martin, President called the meeting to order at 6:00 p.m. Members present were Jane Gore, Lamond Martin, Peggy Thompson, Darla Brown and John Dillberger. Also present were Christine Ritzmann, Director, Ora Roberts, Secretary. Absent was David Schilling, Attorney.

APPROVAL OF MINUTES:

Ms. Brown moved to approve the November 16, 2016 BZA minutes. Mr. Dillberger seconded the motion. A voice vote was taken. All were in favor.

OLD BUSINESS:

Mr. Martin asked to reverse the order of business since Ms. Marcotte is not present. Mr. Dillberger moved to reverse the order. Ms. Gore seconded the motion. A voice vote was taken. All were in favor.

1) 16-SE-16 MARY MARCOTTE, PETITIONER.

The petitioner is requesting a special exception for a tourist home. The property is located at 1663 Clay Lick Road in Washington Township.

Ms. Ritzmann read the staff report. Mr. Martin asked what road the driveway comes off of. Ms. Ritzmann responded by saying the driveway comes out on Clay Lick Road. Ms. Gore asked how many green cards were returned. Ms. Ritzmann commented that 8 of 11 cards were returned.

Mr. Martin opened the public hearing.

Those speaking in favor. There were no speakers

BZA

Page two

December 21, 2016

Those speaking in opposition:

Sandy Cain is concerned about the water situation. She explained that they are on the same spring and the water has not tested well.

Marcus Cain likes knowing his neighbors and is concerned about strangers being on the property. He commented that he likes the peace and quiet.

Rusty Alderdice likes knowing his neighbors and is concerned about the well situation. He is concerned about the water table going down.

Sherrell Helmerich is concerned about the water. He also like the peace and quiet of the neighborhood.

Gary Roberts is concerned about the water situation and the risk of the well running dry in the summer.

Bonnie Alderdice asked if the petitioner owns the property. Ms. Marcotte said they have not purchased the home yet.

Mr. Martin asked the neighbors about when FEMA tested their wells after the 2008 flood, if they were approximately the same depth. The neighbors responded that they were pretty close. Ms. Gore asked if they drink the water. The neighbors responded by saying no.

Petitioner:

Mary Marcotte commented that she got the water test and the test came back clear. Ms. Marcotte commented that the septic will accommodate a maximum of 6 people. She explained that she and her husband love Brown County and eventually want to move here.

Ms. Gore asked if the Marcotte's other property is a tourist rental. Ms. Marcotte responded by saying yes.

BZA
Page three
December 21, 2016

Brenda Roberts asked how much interaction will Ms. Marcotte have with the renters. Ms. Marcotte commented that she wants to be in Brown County more and have more interaction.

Mr. Martin closed the public hearing and moved the meeting back to the Board. Ms. Gore commented that she has concerns for the neighbors. Mr. Martin is concerned about the wells running dry. Ms. Thompson commented that her child has severe kidney problems because of Ecoli. Mr. Dillberger is concerned about the quality and supply of the water.

Mr. Dillberger moved to deny the petition. Ms. Gore seconded the motion. A roll call vote was taken. The motion was approved with a unanimous vote of 5-0.

Jane Gore	yes	Darla Brown	yes
John Dillberger	yes	Peggy Thompson	yes
Lamond Martin	yes		

NEW BUSINESS:

1) 16-SE-18 HERBERT AND NANCY BROWN, PETITIONERS.

The petitioners are requesting a special exception to amend their Private Recreational Development. The property is located at 606 Mount Liberty Road in Washington township.

Ms. Ritzmann read the staff report.

Mr. Martin opened the public hearing.
Those speaking in favor. There were no speakers.

Those speaking in opposition. There were no speakers.

Mr. Martin closed the public hearing and moved the meeting back to the Board.

BZA
Page four
December 21, 2016

Mr. Dillberger moved to approve the petition. Ms. Gore seconded the motion. A roll call vote was taken. The motion passed with a 5-0 vote.

Peggy Thompson	yes	Darla Brown	yes
Lamond Martin	yes	Jane Gore	yes
John Dillberger	yes		

DISCUSSION ITEMS:

Ms. Ritzmann commented that a settlement was reached on the Farabaugh case. Ms. Brown asked how much was decided. Ms. Ritzmann commented that \$4000 was agreed upon along with a permanent injunction.

Mr. Dillberger asked if that covered the costs. Ms. Ritzmann commented that it barely covered the costs.

ANNOUNCEMENTS AND INSPECTORS REPORTS:

ADJOURNMENT:

Mr. Dillberger moved to adjourn the meeting. Ms. Brown seconded the motion. The meeting was adjourned at 6:50 pm.

Lamond Martin, President

Ora Roberts Secretary