

Melissa Mullins Mischke asked Mr. Gulab if he could give her an approximate width on the driveway.

Mr. Gulab said that the driveway is twelve feet wide and its gravel. Mr. Gulab said that if it needs to be larger, there is space to do that.

Melissa Mullins Mischke said that one of her concerns is the ingress to the back of the property for emergency vehicles and firetrucks so they can actually access it and turn around and get back out.

Mr. Gulab said that the tress on the north side of the structure will be removed and there will be twenty-five feet of adequate space. Mr. Gulab said that they're on the north side of the building.

Board members speaking amongst themselves.

Glen Minich asked if the septic is to the west.

Mr. Gulab said that the septic is in the rear of the home. Mr. Gulab said that it would be to the west.

Mr. Gulab said that the well is in the front – it's on the south side of the home and that is why they don't actually access the rear of the property from the front.

Dwayne Hogan asked if there are any remonstrators here this evening for Petition No. 2.

Dwayne Hogan asked if there are any other questions, or comments from the board.

Glen Minich said that he's going to rely on the wide access from the rear of the property. Glen asked shouldn't there be some sort of a drive towards that.

Mr. Gulab said that there really is no access to the rear of the yard as far as a permanent driveway as it exists now. Mr. Gulab said that the driveway will actually be extended the width of the garage that is existing. Mr. Gulab said that if it needs to actually extend twelve feet to the north of the new garage in order to make better access, they certainly can add that twelve feet of gravel driveway.

Dwayne Hogan said that we would be more comfortable if you had that there just in case we'd have to get somebody back there.

Mr. Gulab said that he agrees with that because it would make it easier for himself to enter and exit the garage. Mr. Gulab said that he didn't draw any type of driveway on this drawing that he presented to the board.

Glen Minich told Mr. Gulab that he's encroaching on the neighbor because you angled the building, rather than run it perpendicular to it.

the notice that was published in the newspaper and it reads as a variance/special exception. Attorney Biege said he thinks that since it's a variance he thinks the publication is adequate.

Attorney Biege said that he would suggest that he asks that he amends his petition to make it a petition for a variance from developmental standards. Attorney Biege said that if you look at the spirit of the statute, all those factors are contained within the notices that were sent, as well as the newspaper publication.

Dwayne Hogan asked if that would be accurate and correct.

Attorney Biege said that it's not exact, but he thinks that it satisfies the statutory requirements of the ordinance.

Attorney Biege asked Mr. Nichols if he wishes to amend his petition to clarify that this is a petition from developmental standards.

Mr. Nichols stated yes.

Dwayne Hogan asked for name and address for the record.

Darren Nichols, 6097 S. 500 W., Union Mills, Indiana.

Dwayne Hogan asked Mr. Nichols what he would like to do this evening.

Mr. Nichols said that he would like to split a parcel without having the two-hundred (200') feet of road frontage that is necessary to construct a home. Mr. Nichols said that he and his wife would like to build in a beautiful location behind his mom's house.

Dwayne Hogan asked if there are any remonstrators here this evening for Petition No. 1.

Dwayne Hogan asked if there are any questions, or comments from the board.

Glen Minich said that he went out there and the only comment his has is that he thinks that we could redraw this just to make it a little closer to our standard of two-hundred (200') feet. Glen told Mr. Nichols said that he also knows that he owns the property to the north of this home with the barn. Glen asked if that is something that you would want more attached to the home site.

Ms. Nichols stated yes.

Mr. Nichols said that they were really hoping to try to pull her property line where the split is now and it's just south of her property.

Mr. Nichols is up at the bench going over the site plan with the board members.

Dwayne Hogan asked if there are any other questions, comments, or concerns.

Dwayne Hogan asked the pleasure of the board.

Glen Minich made a Motion that the Petition for a variance for developmental standards for Kathleen Nichols and Darren Nichols to split a ten acre parcel into two, having approximately one-hundred forty to one-hundred fifty feet of road frontage on the southern parcel and the other parcel having significant road frontage be granted. This property is located at 6097 S. 500 W., Union Mills, In, Noble Twp., zoned Ag.

Candice Nelson and Melissa Mullins Mischke seconded.

Dwayne Hogan asked if there are any other questions, comments, or concerns.

All approved. Motion carried 5-0.

2. The Petition for Maxfield Gulab for a Variance of Developmental Standards to construct an attached garage (30'x50') with a breezeway with side setback of twelve (12') feet on the south side and twenty-three (23') feet on the north side instead of the required thirty (30') feet. This property is located at 14402 S. Highway 421, Wanatah, IN, Cass Twp., zoned Agricultural on one point six 1.6 acres of land.

Attorney Biege said that notice is adequate.

Dwayne Hogan asked for name and address for the record.

Max Gulab, 14402 S. US Highway 421, Wanatah, Indiana.

Dwayne Hogan asked Mr. Gulab what he would like to do this evening.

Mr. Gulab said that he would like to build an attached garage to his existing home; the structure would be 30 x 50 with a breezeway making it one structure.

Dwayne Hogan asked Mr. Gulab if that is on one point six acres.

Mr. Gulab stated yes.

Dwayne Hogan asked if there are any questions from the board.

Glen Minich told Mr. Gulab that he has some very big trees there. Glen asked if he's trying to work around them.

Mr. Gulab said that the trees will be removed during construction. Mr. Gulab said that he didn't want to proceed with that if he wasn't going to get the variance.

Mr. Gulab said that is for the ease of entering and leaving the property.

Candice Nelson made a Motion that we approve the Petition for Maxwell Gulab for a variance of development standards to construct an attached 30x50 garage with breezeway with a side setback of twelve feet on the south side and twenty-three feet on the north side instead of the required thirty feet on the property located at 14402 S. Highway 421, Wanatah, IN, zoned Ag. on one point six acres of land.

Wally Pritz seconded.

Dwayne Hogan asked if there are any questions or concerns from the board.

Melissa Mullins Mischke said that she is just going to go on the record saying that she's kind of concerned about the proximity to the next parcel and the width of the drive area.

Mr. Gulab asked if that is the parcel to the north, or to the south.

Melissa Mullins Mischke said the north.

Mr. Gulab said that the gentlemen that owns that has eighteen acres and is zoned Ag. Mr. Gulab said that it's a farm and it's actually a soybean and corn farm. Mr. Gulab said that if anything ever actually has to go that way it will sink immediately. Mr. Gulab said that it would not make it anywhere.

Voting Aye: Candice Nelson, Dwayne Hogan and Wally Pritz

Voting Nay: Glen Minich and Melissa Mullins Mischke

Motion carried 3-2.

3. The Petition for a Special Exception for Jason & Ann Higley to raise ten (10) or fewer chickens at their residence, being housed in a chicken coup in a fenced area in the back yard. This property is located at 208 S. Longshore Drive, Walkerton, IN, Lincoln Twp., zoned R1B.

Attorney Biege said that he doesn't see one for Tristine Perkins.

Attorney Biege said that he found it.

Attorney Biege said that notice is adequate. Attorney Biege said that this petition is similar to the one previously in that it is labeled as a Petition for special exception, but this is really a variance for use. Attorney Biege said once again, publication reads variance/special exception and it is substantially in compliance with the code.

Dwayne Hogan asked for name and address for the record.

Jason Higley, 208 S. Longshore Drive, Walkerton, Indiana.

Dwayne Hogan asked Mr. Higley what he would like to do this evening.

Mr. Higley said that he wants to get permission to raise a few chickens on his property.

Dwayne Hogan asked what the chickens will be for.

Mr. Higley said eggs.

Dwayne Hogan asked if it would be for 4-H.

Mr. Higley said possibly 4-H; he has three young daughters at home.

Dwayne Hogan asked Mr. Higley where the chickens were going to be housed.

Mr. Higley said that he's looking to build a 16x20 structure that is not all chicken coup. Mr. Higley said that he's looking at a 6x16 fenced in area.

Mr. Higley said that he marked this out on his property.

Melissa Mullins Mischke asked Mr. Higley to come up to the bench and mark out the area where he's going to have this.

Mr. Higley is up at the bench going over the site plan with the board members.

Melissa Mullins Mischke asked Mr. Higley how many acres he has.

Mr. Higley said that it is under a half of acre.

Glen Minich said that he thinks that the space would be more than adequate for ten chickens.

Glen Minich said that Mr. Higley didn't ask for a third building on this lot and he's talking about building a new building.

Annemarie Polan asked how many buildings.

Glen Minich said that this building would be three and that wasn't mentioned in the petition.

Attorney Biege said that he's reading the petition and it says raising ten or fewer chickens being housed in a 16x20 building in a fenced area in the back section of the yard. Attorney Biege said same thing is on the notice of publication. Attorney Biege said that he thinks that we would be okay if you amend this. Attorney Biege said that it doesn't specifically say construction ----

Dwayne Hogan said that the first one should be amended to be variance of use right of the bat. He needs to request for a variance use.

Attorney Biege asked Mr. Higley if he wishes to amend the Petition to make a request for variance from use.

Mr. Higley stated yes.

Attorney Biege asked Mr. Higley if he wishes to amend his Petition to include the building of structure, which would be a variance from developmental standards.

Mr. Higley stated yes.

Melissa Mullins Mischke asked Mr. Higley if he was planning on having any roosters in this group, or only hens.

Mr. Higley said only hens; he doesn't want roosters.

Dwayne Hogan asked if there are any other questions, or concerns of the board.

Glen Minich said that he has proposed that this new barn is going to be ten feet from the rear of his lot and he doesn't think that fits in the standard either. Glen said that he thinks that he needs to have more distance from the property.

Attorney Biege said that we have a couple other issues. Attorney Biege said that the setback is twenty-five feet from the rear and Section 14.02 of the code which sets out the .02 chickens also requires that a barn or structure be setback at least one-hundred feet from the lot line in any adjacent residentially zoned lot.

Attorney Biege said that we have to have a waiver of variance of one-hundred feet, he doesn't think that we are close on those.

Dwayne Hogan asked if there are any remonstrators here this evening for Petition #3.

Annemarie Polan, Building Commissioner is up at the bench going over the twenty-five foot setback with attorney Biege.

Attorney Biege said that Anne corrected him and its ten feet from the rear lot line on an accessory building.

Annemarie Polan, Building Commissioner, told Mr. Higley that one of his neighbors came in to see her today and she is worried about chickens being on the lot because she's trying to sell her lots next door. Annemarie said that she was crying over this and she herself doesn't care if he has lions and tigers and they were very nice people to her and she didn't want to hurt them in anyway. Annemarie said that she's worried her lots might not sell if there are chickens there.

Dwayne Hogan asked Annemarie if she's the current resident owner of the house next door.

Annemarie Polan, Building Commissioner, said that she doesn't live there. Annemarie said that they're vacant lots and she lives in La Porte.

Glen Minich asked if that is the vacant lot to the north.

Annemarie Polan stated yes.

Glen Minich said that is kind of a wooded lot and it had some litter amongst it.

Annemarie Polan said that you never know how long somethings going to be on the market, or who the buyers going to be, but she's worried about it not selling, but she's worried about hurting them too. Annemarie told the board that she was kind of emotional today.

Dwayne Hogan asked Annemarie for her name.

Annemarie Polan said Irena Collette.

Glen Minich asked Annemarie if this is a buildable lot.

Annemarie Polan stated yes.

Dwayne Hogan asked for next remonstrator.

Linda Menzel, 206 Fairview Drive, Walkerton, Indiana. Ms. Menzel said that she is the secretary of South Town Beach Association and she has talked to several members of our Beach Property Owners Association and they've concerns about the chickens being there and concerned about it becoming commercial, or worried about the fact that this is right across the street from our beach, which we have families going there --- we know that chickens will attract fox and coyotes and they would like to eliminate that, plus this is a residential area.

Ms. Menzel said that she did talk to somebody this morning who does raise chickens and she said that chickens produce at least one egg a day if there are no roosters. Ms. Menzel said that to her ten chickens is an awful lot of chickens for a small family.

Dwayne Hogan asked if there are any other remonstrators here for this petition.

Michael Tomal, 219 Lakeside Drive, Walkerton, Indiana and he's also a member of South Town Beach Association and Trustee for the land trust for the beach. Mr. Tomal said that his concerns are the same with Ms. Menzel. Mr. Tomal said that this is right across from a recreational area and he wouldn't want all of a sudden a chicken coup to develop into a larger enterprise; you have the wind changing and you have smell coming across the family picnic.

Dwayne Hogan asked if there are any other remonstrators here this evening.

Dwayne Hogan asked if there are any other questions, or comments from the board.

Wally Pritz said that he would like to question the remonstrators in reference to assurance that there aren't any coyotes or fox there at this time.

Ms. Menzel said that every now and then she will see a fox; she's never seen a coyote, but she doesn't know how close they're to the homes.

Wally Pritz said that there is no possible way that he could go commercial with ten chickens without coming back to the board. Wally said that the location where he's going to put the 16x20 is so distant and clear to the back and opposite corner where this lady has this lot and he doesn't think it would affect this lot for resale. Wally said that this is his opinion and he wants this on record.

Mr. Higley said that he's looking at having four or five a year in the spring and four or five more so there is always rotation.

Glen Minich said that he thinks that if we could assure the property owners this isn't going to be a commercial operation and he limits it, Glen said he thinks it's good to have a chicken yard for daily turn out. Glen said he thinks that if it is done right, it could be attractive and it certainly shouldn't be a nuisance to the neighbor.

Dwayne Hogan asked if there are any other questions or concerns of the board.

Candice Nelson told Mr. Higley that she doesn't have a problem with what he's doing, but her personal thing is if she was in a residential area, she wouldn't want to be bothered with chickens. Candice said that when you buy residential you buy it for residential and it doesn't seem like there is enough space. Ms. Nelson said that people came before for chickens to help their children with responsibility, but she just wants to put on the record that she understands the surrounding home owners concerns also.

Dwayne Hogan asked if there are any other questions.

Glen Minich said that there are so many issues here that it almost should be refiled. Glen said that we're asking for a third building; we're asking for a variance for developmental standards because of the chickens. Glen said that he's just unsure if we should move forward, or should we re-file. Glen said that he would like to hear from Doug on that.

Attorney Biege said that he doesn't necessarily need to refile. Attorney Biege said that he can amend his petition and re-notice and we can set it for another meeting. Attorney Biege said that he doesn't think that we have to dismiss this. The board can certainly instruct him if he wishes to amend his petition and we can hear it another day after new notice is given on each variance he's requesting.

Dwayne Hogan said that it would make it cleaner.

Attorney Biege said that we have so many variances that we're asking for at this point. Attorney Biege said that we can table this, allow him time to make his own individual decision as to whether he wants to amend, and re-notice to come back before the board.

Glen Minich told Mr. Higley that normally when you come in and do this, the girls want a picture of the lot where the building is going; all those things.

Annemarie Polan, Building Commissioner, said that she wasn't here when he came up, but she thinks that the girl who took it in because he met the setbacks, it didn't dawn on her that it was more than one building on that lot and he had come for the chickens. Annemarie said that it got over looked on her part.

Attorney Biege said let's be clear, it's not the responsibility of the Building Commissioner's Office to determine what should be requested. Attorney Biege said that is the petitioner's responsibility.

Glen Minich said that our responsibility is to show them the code and a third building is a variance that needs to be asked for.

Glen Minich said that he will make a Motion to table this until it can be refiled in more detail what is being asked for.

Attorney Biege said that he would should suggest that we use language amended rather than be re-filed.

Glen Minich said amend.

Dwayne Hogan asked for a second.

Melissa Mullins Mischke seconded.

Dwayne Hogan asked if there are any questions, or concerns.

Annemarie Polan, Building Commissioner, asked attorney Biege if he would send out two different notices, or the one with the building and the chickens.

Attorney Biege said that he can put it all in the same petition and send one notice. Attorney Biege said that he has to make sure he has each variance that he's requesting in the petition.

Mr. Higley said that he does have two sheds on the property right now and one of those sheds is coming down.

Annemarie Polan, Building Commissioner, asked Mr. Higley the size of the shed.

Mr. Higley said it's 10x10.

Annemarie Polan, Building Commissioner told Mr. Higley that he doesn't need a permit for that shed and it's not counted as one.

Annemarie Polan, Building Commissioner, asked Mr. Higley if there is a garage or any other buildings besides the house and the shed.

Mr. Higley said that there is a house and a 10x16 shed.

Annemarie Polan, Building Commissioner, told Mr. Higley that he's allowed to have his home of course and one extra building, which is the 10x16; the 10x10 is not counted and the second one you will need a variance for.

Dwayne Hogan said that we have a Motion and a second.

All approved. Motion carried 5-0. Matter tabled to May 19th, 2015, at 6:00 p.m.

4. The Petition for a Special Exception for Rick and Lynn Moore for training, selling and buying of firearms and shooting range. Business will be run out of home until such time existing barn can be converted into sales location with a 8x10 unlit sign. Mr. Moore applied for his ATF through the State of Indiana. This property is located at 9521 S. 900 W., Wanatah, IN, Clinton Twp., zoned Agricultural on 3.55 acres.

Attorney Biege said that notice is adequate.

Dwayne Hogan asked for name and address for the record.

Rick Moore, 9251 S. 900 W., Wanatah, Indiana.

Dwayne Hogan asked Mr. Moore what he would like to do this evening.

Mr. Moore said that he has applied for his federal firearms license and he'd like to obtain permission to have a firearms business based out of his home and then he would also like the variance to include at a later date converting the barn into a possible sales, location and training location; Mr. Moore said that behind that barn he would like to have permission to have a shooting range.

Dwayne Hogan asked Mr. Moore if all that has been applied for and asked for in the notice.

Attorney Biege said it was.

Dwayne Hogan asked Mr. Moore when he applied for his ATF.

Mr. Moore said that he's mailing the application tomorrow; it's quite extensive and he finished his finger prints today and he had to wait on some paperwork from the ATF. Mr. Moore said that package will be sent to ATF tomorrow. Mr. Moore said that he has given the required copy to the Sheriff today.

Glen Minich said that he has a question about the range. Glen said that it says that you have 3.5 acres, but then it shows the range. Glen asked Mr. Moore if he owns the lots behind him

Mr. Moore said that it is all woods and he doesn't own that. Mr. Moore said that he owns 3.55 and the other is forty-nine acres of woods behind him.

Glen Minich asked Mr. Moore how long would his range be.

Mr. Moore said that it's three-hundred thirty nine feet deep -- the lot; the shooting range would be fifty yards -- it would start in the back of the barn and go out fifty yards and then they would put a berm that would be an adequate stop and it would be ten plus feet high with side walls that wrap around and ten feet thick with dirt and cement.

Dwayne Hogan asked how many locations --- how many targets he would have in there.

Mr. Moore said that he will have probably four or five spots.

Mr. Moore said that it will not be an enclosed range; the goal would be ultimately to have off the back of the barn open with individual rolling doors so that you would be sitting inside, but the edge of the barn would be where you shoot out from.

Dwayne Hogan asked Mr. Moore if there is a name for this business.

Mr. Moore said that they do have an LLC; Moore Firearms LLC and they also have applied for trade names; they have the Gun Barn and Moore Firearms Academy. Mr. Moore said that those are trade names under Moore Firearms, LLC.

Glen Minich said with speaking with our attorney here, Mr. Minich said that we're questioning exactly who is going to be the authority on this berm – this back drop that is being shot into. Glen said that he has no qualifications in deciding that and according to Doug he thinks the board is the group that has to come up with specification, or find somebody – there's nothing in our code that would tell us what to do.

Attorney Biege said that he thinks that there is two components to it. Attorney Biege said first what is to be built, and he thinks that has to be laid out with some specificity; the board can require housing plans or soil test. Attorney Biege said that he really thinks a drawing that sets out the specifics on the construction device would be appropriate. Attorney Biege said secondly, that could affirm to the board that is in fact a safe structure. Attorney Biege said that he checked the Indiana Code and it really leaves it up to local governmental authorities, but we obviously don't have any in our zoning code what is appropriate a berm. Attorney Biege said that we have to enforce that somehow, so we have to establish what's safe and what's not.

Mr. Moore said that you can hire someone who will plan a range for you and he's not wanting to do that because of the expense. Mr. Moore said that if that is required of him he would probably amend his petition not to include the range.

Attorney Biege told Mr. Moore that he can always come back and ask for a range at a later date, whether it's indoors or outdoors – and just for future reference if and when you do so, there has to be some kind of public standard out there.

Mr. Moore asked if he could provide a public standard, would that be sufficient.

Attorney Biege told Mr. Moore he could draw it himself, it doesn't have to be no engineer. Attorney Biege said that is some direction for the board -- something the board can reference, from a third party that says, yah, this is safe for this use. Attorney Biege said that rifle and pistols are two different stories.

Wally Pritz said that he thinks that you could probably get some good advice and drawing from DNR, or any of those entities that could give you exactly what you need.

Melissa Mullins Mischke asked Mr. Moore what kind of hours he's considering.

Mr. Moore said that at this point, they've on their application, one business day that is set to make their inspection and have a time frame as well. Mr. Moore said a lot of their sales will be internet sales and gun show sales, and then appointment only sales for now until they get established. Mr. Moore said that is what they submitted to the ATF was Wednesdays from 2:00 p.m. to 5:00 p.m. and that met their requirement for hours of operation. Mr. Moore said that they need to be able to stop by and inspect and they want a set time of three hours for a week.

Melissa Mullins Mischke asked Mr. Moore what he would anticipate his actual hours of operation being.

Mr. Moore said that initially that would be it. Mr. Moore said that right now they are just doing a lot of training and he's training constantly.

Dwayne Hogan asked Mr. Moore if he will be using this facility for training as well.

Mr. Moore stated yes.

Dwayne Hogan asked what those hours would be.

Mr. Moore said that right now their trainings are usually on Saturdays just to accommodate people's work schedule. Mr. Moore said that they usually do training on Saturdays from 8:00 a.m. to 5:00 p.m. Mr. Moore said that some classes are two days, so they will do a Friday and Saturday for training. Mr. Moore said that when they do the Indiana Hunter Head, they would probably do some evening classes as well.

Glen Minich told Annemarie that he knows that she did write on the report that there really weren't that many homes, but just driving around, there were several homes in the immediate area. Glen said that he thinks the gun fire is going to be a disturbance especially early on Saturdays -- weekends. Glen said that he's kind of concerned about the range thing overall just because the depth of the lot.

Annemarie Polan, Building Commissioner, said that when she went out there she saw all of the room and the trees. Annemarie said that she didn't know how long the firing range is going to be.

Mr. Moore said that the depth of the lot behind him -- the next house is about a mile and a half away.

Glen Minich said that he knows that we don't have any remonstrators here, but we always have to be kind of advocate for those people for some reason who don't come. Glen told Mr. Moore that the lot due south of him, there was a big wind storm and you guys lost a lot of trees and limbs. Glen said that looks to him an ideal home site that somebody else is probably putting a home up.

Mr. Moore said that's not going to happen. Mr. Moore said that thirty-nine acres was bought by the Hagenows and they farm that.

Attorney Biege said that you can't presume you may own it now, but you don't know what they will do in the future. Attorney Biege said that we can't presume that it's always going to be a woods. Attorney Biege said that we can only isolate our decision to the amount of real estate that is here.

Attorney Biege asked Mr. Moore if he's going to be firing during training.

Mr. Moore stated that they do.

Attorney Biege told Mr. Moore that if he's going to train, it's going to be a gun range.

Mr. Moore said that gun range isn't required for training. Mr. Moore said that he shoots on his property now.

Attorney Biege told Mr. Moore that he's bringing members of the public to his property to fire firearms.

Mr. Moore said correct.

Melissa Mullins Mischke said that she is kind of concerned just about all of the things that we still have up in the air – the size of the berm – the length of the shooting range itself. Melissa said that when she asked about the hours of operation, you said we're going to do training on this day, and then maybe on evenings, and maybe by appointment. Melissa said that she is inclined to table this until at least next month where you can gather some additional information and really sit down and think about what hours you would have training, because when we make the motion to deny or approve, we want to include the business hours that you might actually have so we can give flexibility should it get approved. Melissa said right now if she would presume that we would say yes to it we really wouldn't know the hours. Melissa told Mr. Moore that she wants him to really put some thought into that and some of those areas of clarification.

Mr. Moore said that the reason he says that is because he doesn't want the board to think if he says his hours would be Monday through Saturday from 8:00 a.m. to 5:00 p.m. Mr. Moore said that eventually that is his goal for Monday through Saturday and no Sunday hours. Mr. Moore said that would be a Monday through Saturday shop from 8:00 in the morning until 6:00 in the evening. Mr. Moore said that would be the maximum.

Mr. Moore said that is what he would request because he doesn't want to come back.

Glen Minich said that he thinks the alternate that we could do, but along with what Doug said, he thinks that we would have to eliminate the training and the shooting range. Glen said that he thinks that if we move forward he thinks the best thing would be just the selling and buying of firearms and then you would have to come back with the appropriate site and requirements and be able to make us all be assured this was a safe environment for those surrounding property owners.

Wally Pritz said that he thinks that if he approaches the proper channel – ATF, or like he said the NRA, they would give him proper drawings and that you would need for the berm. Wally said that if he's going to sell firearms, Wally thinks that he should have the shooting range so he can

properly instruct any young person, any adult, any lady or gentlemen that would come to learn to shoot, he thinks that he should have that opportunity and not drag it out.

Glen Minich said that he's going to have to come up with the requirements for this berm and we don't have that here today. Glen said that the most we could do is table this, but by just moving forward with the buying and the selling at this time until he can come forward with the proper requirements for those berms and safety issues, we can at least get him moving in this direction.

Wally said that he would go for that.

Attorney Biege told Mr. Moore that his application is just pending until it's processed.

Mr. Moore said that will take about ninety days.

Attorney Biege said that we've time, because any approval here, is going to be contingent on the FTA. Attorney Biege asked Mr. Moore if he has a preference. Attorney Biege asked Mr. Moore if he would like to check out the berm before the permit is issued.

Mr. Moore asked if he would have to resend his letters and submit the notification.

Attorney Biege told Mr. Moore that if we table this tonight, you won't have to re-notice.

Mr. Moore asked if he just has to bring specifications. Mr. Moore said that he would prefer to do that.

Glen Minich asked Mr. Moore if he's going to build a building in the back.

Mr. Moore said that there is already a barn on the property and that is going to be converted into a location.

Dwayne Hogan asked if it would have bathrooms and running water.

Mr. Moore said that it would at some point.

Dwayne Hogan said that's another variance with the bathrooms.

Attorney Biege said that we table this tonight and you would have to file a separate petition on the bathroom in the barn and we can set it at the same time that we here this. Attorney Biege said technically it would be two different petitions.

Melissa Mullins Mischke told Mr. Moore with his hours of operation anticipated being Monday through Saturday from 8:00 a.m. to 6:00 p.m., when you come back think about what hours you would actually be actively shooting versus selling or training. Melissa said that there are neighbors, not right up on you, but sound travels and you might want to be aware of what times you're actually going to be doing the shooting.

Melissa Mullins Mischke made a Motion that we table this petition for Rick & Lynn Moore for training, selling and buying of firearms with a shooting range, located at 9251 S. 900 W., Wanatah, Lincoln Twp., zoned Ag. on 3.55 acres until the May 19th, 2015 meeting.

Candice Nelson seconded.

Dwayne Hogan asked if there are any other questions, comments, or concerns.

All approve. Motion carried 5-0.

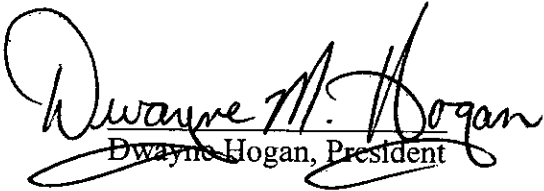
Dwayne Hogan asked if there is any other business this evening for the BZA.

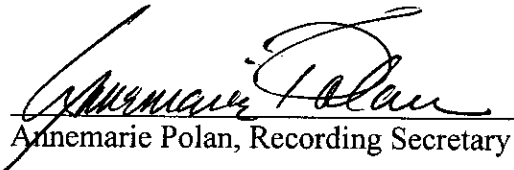
Attorney Biege said that the modifications that we're working on for the zoning ordinance is still in review with the Plan Commission.

Melissa Mullins Mischke made a Motion to adjourn. Glen Minich and Wally Pritz seconded.

All approved. Motion carried 5-0.

There being no further business, meeting adjourned at 7:15 p.m.


Dwayne M. Hogan, President


Annemarie Polan, Recording Secretary