

**ACTION REPORT**  
**Board of Zoning Appeals**  
**FEBRUARY 15, 2011**  
**7:00pm**

**I. Call to order and pledge**

**II. Introduction of Board members**

Members present: Nancy Plesnarski, Scott Kilgore, John McRae, Gary Wills, Todd Chernik

**III. Approval of December meeting minutes**

Motion to approve: Todd Chernik

2<sup>nd</sup>: John McRae

Vote: 4-0, 1 abstained; Motion approved

**IV. Public Hearing**

- **V10-013**, 13610 Hopewell Road, Steve Laboda

Request(s):

- To allow encroachment in to the 50' stream buffer (Article 20-568.16)

Motion to **withdraw**: Todd Chernik

2<sup>nd</sup>: Scott Kilgore

Vote: 5-0, Motion **approved**

- **V11-001**, 735 Brickwood Lane, Mark Kubik

Request(s):

- To allow an attached garage to encroach in to the minimum side yard (Article 64.416.c.1)

Motion to **approve with conditions**: John McRae

Conditions:

- Approval per submitted site plan,
- Materials for the addition shall match the existing house.

2<sup>nd</sup>: Scott Kilgore

Vote: 5-0, Motion **approved**

- **V11-002**, 2845 Bethany Bend, Bethany High School, Doug Armstrong

Request(s):

- To allow encroachment in to the 50' stream buffer (Article 20-568.16)

Motion to **approve with conditions**: Scott Kilgore

Conditions:

- Prior to permitting, applicant must demonstrate that impact has been mitigated.

- If variance is granted, applicant must provide additional erosion and sediment measures at impact areas and keep the duration of exposure to a minimum.
- Prior to permitting, applicant must adjust impact areas on plan to include all disturbances and provide a barrier (such as a temporary chain link fence) to entry into the protected areas.
- All retaining walls shall be faced with or constructed of stone, brick or decorative concrete modular block. If any retaining wall equals or exceeds three feet in height, a continuous evergreen planting shall be required adjacent to it.
- Tree save areas shown around practice field shall not be disturbed.

2<sup>nd</sup>: John McRae

Vote: 5-0, Motion **approved**

**V. Other business--none**

**VI. Adjournment**