

# SMITHTON ZONING BOARD

## ZONING BOARD HEARING

August 23, 2021

7:30pm

Lowery Variance 500 Cortner Drive

MINUTES

The hearing was called to order at 7:30pm by Chairman Lori Rodriguez.

Zoning Board members present were: Tom Incrocci, Dale Becherer, Tom Schanherr, Leo Simbuger, and Julie York. Also present were Chairman Lori Rodriguez, Zoning Administrator and Engineer Scott Saeger, Deputy Zoning Administrator Michelle Schlarman, and Attorney Carmen Durso. Board member Jesse Carlton was absent.

Chairman Rodriguez asked for a motion to approve the meeting minutes from July 26, 2021-Johnson. A motion was made by Tom Incrocci and seconded by Dale Becherer to approve the minutes from July 26, 2021. All were in favor. Motion was granted.

Deputy Zoning Administrator Michelle Schlarman read the notice as published in the Freeburg Tribune.

Chairman Lori Rodriguez read the letter sent to surrounding residents and the list of those residents.

The applicant and residents who wished to speak were sworn in by Deputy Administrator Michelle Schlarman.

John and Kristine Lowery explained to the Board that they would like an 8-foot side set back variance to install a fence in their yard. They stated that if they follow the Ordinance guidelines their yard would be greatly diminished because the fence line would be along the edge of their patio cover. They would like to have their fence in line with the neighbors which would also have more curb appeal.

Engineer Saeger stated that the neighbors to the East received a variance for their fence.

The Lowery's were asked what type of fence they wanted, if they knew their property lines, and if they would be willing to remove the fence if any utility work needed to be done. The Lowery's were not aware of how to search for the pins to locate the corners of their property, but they

would use that information to find the property lines. They would like a vinyl fence but haven't decided on a 4' or 6' foot height. They would be willing to pay the costs and remove the fence if it is in an easement and utility work need to be done.

Tom Incrocci made a motion which was seconded by Dale Becherer to approve the eight-foot variance for a side setback for fence placement at 500 Cortner Drive. Roll call was taken: Tom Incrocci, yes; Dale Becherer, yes; Tom Schanherr, yes; Leo Simburger, yes; Julie York, yes; Jesse Carlton, absent. Motion was granted.

The meeting proceeded to the second hearing at 7:54pm.