



Berkshire Township Zoning Board of Appeals Meeting

May 18, 2022

Call to Order: Chairman Bruce Denton called the meeting to order at 7:00 p.m.

Determination of a Quorum/Roll Call: Members present were Alicia Robson, Bruce Denton, James Spurrier and Ellen Ebe. Also present were Zoning Inspector David Weade, Board Clerk Chris Sharlike, and Court Reporter Maria Jones.

Motion to approve the minutes: A motion to approve the April 20, 2022 minutes was made by Alicia Robson and seconded by James Spurrier. Vote: Alicia Robson – yes, Bruce Denton – yes, James Spurrier – yes, Ellen Ebe – yes. Motion carried.

Announcements:

- Chris Sharlike was welcomed as the new Board Clerk

Continuance from prior Meeting:

- **Application #22-078 Carol Nye Variance request for side yard setback continued from the April meeting**

Zoning Inspector Weade explained that an official vote is needed on the application. He spoke with the applicant two weeks ago and extended the opportunity for her to attend tonight's meeting with a revised plan. Chairman Denton observed that Ms. Nye was not in attendance. The board discussed the application and noted that the applicant did not seem inclined to modify the plan.

A motion was made by James Spurrier to deny request #22-078 by Carol Nye, initially heard on April 20, 2022. The motion was seconded by Ellen Ebe. A vote was begun with Alicia Robson voting yes. The vote was halted when the applicant, Carol Nye, arrived at the meeting at 7:12 p.m.

The applicant was sworn in and re-presented her case for the variance. Chairman Denton expressed appreciation that the applicant had returned to review her application and hear from the board, but that the board's responsibility is to adhere to the standards set by the township. As the applicant had not revised the variance application, Chairman Denton explained that a motion to deny the application had already been made and a vote was in progress.

The vote continued: Bruce Denton – yes, James Spurrier – yes, Ellen Ebe – yes. Motion carried.

New Business:

- Zoning Inspector Weade presented the proposed Zoning Appeals Board Hearing Procedure.
 1. All those who wish to speak shall be sworn in.
 2. Zoning Officer shall present staff report with any additional information
 3. Applicant shall present their application request
 4. Board members may ask initial questions of the applicant

5. Public shall have their opportunity to ask questions or make brief statements. A time limit of three (3) minutes will be allowed for each person so all may have a chance to speak. The chairman may limit repetitive debate. The chairman reserves the right to close the public participation when he determines the public has had ample time.
6. After the public participation period, no further discussion by the public will be allowed.
7. The board members will have the final time for questions and discussion. The time allowed will be at the discretion of the chairman.
8. Some type of action by the board will be requested by the chairman if necessary.

A motion was made by James Spurrier to adopt the proposed Zoning Appeals Board Hearing Procedure with the exception of rule number 8. Seconded by Ellen Ebe. Vote: Alicia Robson – yes, Bruce Denton – yes, James Spurrier – yes, Ellen Ebe – yes. Motion carried.

- Zoning Inspector Weade announced that board member Alicia Robson has requested to resign immediately for personal reasons. Board members expressed appreciation for Alicia and thanked her for her service to the township. The Trustees will be advertising for a new board member.

Adjournment: motion to adjourn made by Alicia Robson and seconded by Bruce Denton. Vote: Alicia Robson – yes, Bruce Denton – yes, James Spurrier – yes, Ellen Ebe – yes. Motion carried and the meeting was adjourned at 7:34 p.m.

Berkshire Township Zoning Inspector

Berkshire Township Board Clerk

Date _____

Berkshire Township
Board of Zoning Appeals Members