

TOWN OF LONG BEACH
ADVISORY PLAN COMMISSION
MEETING MINUTES 10-16-17

1. Call to order

The meeting was called to order at 7:04 p.m.

2. Roll Call

Members in attendance: Pete Byvoets, Mike Gorman, Rich Jercich, Bob LeMay, Nick Meyer, Doug Wickstrom

Absent members: Erin Connelly

3. Approval of Minutes

Pete Jercich motioned, seconded by Doug Wickstrom, to approve the regular meeting minutes from September 18, 2017. Motion carried, six in favor.

Committee Reports

Nick Meyer reported from the APC Town Beautification Subcommittee on the following items:

b. Signage

Beatification has moved meetings to immediately prior to this meeting.

Jane Neulieb spoke. The size and wording of the sign was discussed, specifically the wording "Welcome To." On behalf of Beatification Committee, Jane suggested simply "Long Beach" as more classical wording. Nick Meyer said the current size of the sign is too large and will be scaled back to 75% of the original size. Nick will forward the latest e-mail to the beatification committee. .

The letters of the sign would be back lit."1927" would not be back lit..

The Moore Road sign will be half the size of the Karwick sign. The Long Beach Civic Association has indicated willingness to pay for both, but would like to first see how much the Karwick sign will cost.

Jane Neulieb will look into setting up a meeting with the Civic Association to discuss the wording of the sign.

a. Stop 24 Improvements

A bidder for demolition of the pump house structure was selected at last Town Council meeting. An open house meeting will be held October 28, 2017 from 9:30-10:30. Global Engineering will be present to report on update. The Committee should hear on whether the grant was approved at the local level on Wednesday of this week.

Old Business

1. Toter Ordinance – Review of draft copy changes suggested by attorneys

Bob LeMay explained there is a new and old version of ordinance. A couple changes were made in the new version. In the attorney's new version, the toters could potentially sit out for 3 days/ week. This was deemed unacceptable. The range of time they can sit out will be from 12:00 p.m. the night before to 12:00 p.m. on the day of pickup as it was before. The attorneys were concerned about the ordinance mandating a structure. This was not felt to be the case. The APC decided the foremost issue is toters not being pulled back away from the street. Toters being stored in side setbacks was briefly discussed. The old ordinance mentioned homeowner's going to the Building Commissioner for instruction on the best location to place a toter if the rules spelled out in the ordinance cannot be met. Other issues included construction debris, the limitation of the ordinance to just the residential district, and penalties.

The attorneys effort on the new version of ordinance was to simplify. The commission thinks the attorneys did not include all the wording in the new version because they were unaware of all the background.

A meeting will be set up in two weeks to communicate with the attorneys. No more than three Board members may be present otherwise it will be a public meeting. Bob LeMay and Doug Wickstrom will be part of the meeting. The goal will be to get something finished and set for public hearing at next APC meeting.

2. Beach Protection Overlay District Amendment – Review of draft copy changes suggested by attorneys

Bob LeMay explained there is a new and old version of ordinance. Bob explained this ordinance will also need a meeting with the attorneys to work on new version of ordinance. The attorneys need to understand out what the APC is trying to accomplish, concerning beach protection in the coastal overlay zoning district. Also the need for a coastal engineer needs to be clarified. Nick Meyer is willing to offer time and sit down with Attorneys to work on the ordinance.

Mike Gorman described the overall goal is to regulate all construction north of Lake Shore Drive. It was not just about shoreline, it is a zone. Bob LeMay agreed.

The Board and Nathan Vis discussed a standard seawall. Pete Byvoets is in favor of a standard that need not be certified by a coastal engineer. Without a standard, the Town has no say on what kind of seawall can be built if it is within 106.6. Mike Gorman would not agree to support a standard for shoreline protective structure as being the middle ground between protection of the property and beach preservation. The scope needs to be clarified. Nick Meyer thinks there are

not any ordinances or clear language for seawalls and it would be wise to have professionally licensed expert look at those cases, not just the Building Commission making seawall decisions. Bob LeMay thinks the shoreline needs to be protected but properties also need protection.

Bob LeMay mentioned the option to have homeowner pay for coastal engineer. Nick Meyer is not confident there are coastal engineers in Indiana. Bob stated that we can find engineers at smaller firms in neighboring states. Nathan Vis reached out to SAGE but got no response.

The Commission outlined options for the process if someone wants to go beyond the standard. Mike Gorman discussed needing a standard somewhat as DNR suggests, and above the standard the homeowner would have to bring in a coastal engineer. Vegetation alone should be the standard. If homeowner wants to exceed vegetation, the homeowner must demonstrate they need it.

Bob LeMay would like to set standard at low level of protection, then require each property to bring in coastal engineer. Doug Wickstrom thinks this could lead to situation where homeowner could put in more than what is needed. Doug thinks the standard should be as low as possible and a coastal engineer is needed in each location. It would also need to be reviewed by Town's coastal engineer. If this model is used, the cost of review could be paid for by applicant. Nathan Vis stated this would be at BZA level. Nick Meyer thinks every homeowner would take it to that level. Nathan Vis summarized goal of taking framework and working to develop framework.

The Board will keep the current version of ordinance on the website. After revisions are made the new version will replace the old version. The new posting would serve as announcement for anyone to make additional comments.

Mike Gorman mentioned the APC posting items to the website in a more timely manner, especially trying to get the agenda posted as many days as possible prior to meetings.

3. Parking Ordinance – Changes made to previous draft copy made by Joy Schmidt

The Ordinance goes directly to Town Counsel because it is not a zoning ordinance. APC can still comment on ordinance. The 12 hour period for RV or jet ski to be on property was discussed. Board suggested changing it to 24 hours. Mike Gorman will supply Joy Schmidt with additional comments.

Nathan Vis and Ethan Lowe have both looked at ordinance. Nathan asked Joy to send the file in word format.

Public Hearings - None

New Business - None

Closing Matters

1. Next regular APC meeting will be 11/20/17 at 7 p.m. in the Town Hall.

2. Adjournment

Motion to adjourn by Pete Byvoets, seconded by Rich Jercich. The meeting unanimously adjourned at 9:03 p.m.

Minutes Approved by:

APC Chairman Robert Lemay

Minutes Approved by:

APC Secretary Margaret Collins
