

**Long Beach Board of Zoning Appeals
Regular Meeting
Long Beach Town Hall**

March 10, 2015

The Long Beach BZA's Regular meeting was held today.
Rich Crain called the meeting to order at 7:00 p.m.

Board members present:

Rich Crain, James Dehner, Alan Hill, Peter Kelly, and Mary Lou McFadden

Approval of minutes:

Motion made by Alan Hill and seconded by James Dehner to approve the February, 2015 minutes of the regular meeting. No questions voiced over the motion. Roll call vote taken: all Ayes, motion carries. The Board unanimously approved the minutes of the February 2015 regular meeting.

New Business

Nomination of Peter Kelly for Vice Chairman by Mary Lou McFadden and seconded by Alan Hill. Unanimously approved. A motion was made by Jim Dehner to nominate Mary Lou McFadden for Secretary. It was seconded by Alan Hill. Unanimously approved

Old Business:

Official continuation of public hearing for Mark J. Roberts LLC case located at 1604 Lakeshore Drive. Mr. Thomas Godfrey proceeded with questions from the last meeting regarding the septic system. He talked about them looking into the septic system located on the west lot. They contacted the former owner of the property to see if they knew where the septic tank was located. They also contacted every septic system cleaning system in the area but were unsuccessful in finding who might have pumped it out, etc. They called the Board of Health who did not have a record of it either. The house was demolished in 2005. The land is too frozen at this time to get a sample, but it only makes sense where they have previously stated the septic system was probably located. Paul Reilly then had some handouts of the land with the house. There was also a discussion of the proposed septic system. Please see attachments.

Peter Kelly also asked about the sea wall. Please note that in the February meeting Jim Dehner had had that some question. It is not known if there is one. Sean Kazmarek of 1535 Lakeshore Drive brought up the sea wall and his recollection. Mr. Reilly says that there isn't any seawall. Alan Hill talked about the pilings that were installed in the early 1930s. (Corp of Engineer Sea Wall) He doesn't think that the pilings went past the house called "The Boat" which would be east of this property.

His second question is paragraph number 3- it should read the south portion of the land and not the north. Correction was made on the petition by the Attorney – Julie Paulson

Julie Paulson brought up the fact that we are not discussing a sea wall granting today.

Rich Crain stated in this petition that they are not asking for anything else but a variance for the septic system. Mr. Reilly stated that is correct.

Peter Kelly brought up future petitions and Julie Paulson responded that we are not setting a precedent and that we would look at each on its own merit.

Rich Crain says that our Attorney has asked if he can get some testimony from the Petitioner that the lot is platted and encompasses the area where they wish to place the septic system for the two lots. Thomas Godfrey says that they do have it platted.

A motion was made by Mary Lou McFadden to close the public portion of the meeting and adopt the findings. Jim Dehner seconded. Unanimously approved.

The Long Beach Advisory Board of Zoning Appeals Findings and Decision of Petition No. 15-01 and Petition No. 15-02 was read in full. These are for both lots. Please see attached Petitions:

A vote was taken as follows:

Peter Kelley – Nay
Alan Hill – Yes
Rich Crain – Yes
Jim Dehner – Yes
Mary Lou McFadden – Yes
Motion is carried.

No new business

A motion was made by Mary Lou McFadden at 7:25 p.m. to close the meeting. Alan Hill seconded it.

Next meeting is scheduled for April 14th only if there is a petition for us, if not, we will not have a meeting.

A handwritten signature in cursive script that reads "Richard A. Crain". The signature is written in black ink and is positioned at the bottom of the page.