

Minutes of the Regular Meeting of the
Long Beach Board of Zoning Appeals Held Tuesday, March 12, 2013 at the
Long Beach Town Hall

The meeting was called to order with the following Board Members present:
Nick Landers, Cleo Brodsky, Rich Crane, Alan Hill and Peter Kelly.

A motion was made by Cleo Brodsky and seconded by Rich Crain to approve the minutes of the February 5, 2013 regular meeting of the Long Beach BZA. A voice vote was taken and all ayes and no nays, motion carried.

Old Business

Continuation of the Public Hearing for James A. Kujaca and Jane H. Kujaca of the Kujaca Living Trust for the property located at 1608 Lake Shore Drive, Long Beach, IN 46360.

Board Member Alan Hill asked Petitioner James Kujaca if the present house would be razed. Petitioner James Kujaca replied that no it would not be razed.

Chairman Nick Landers asked the Board for a motion. Cleo Brodsky moved to continue the hearing and talk to legal counsel. Motion seconded by Alan Hill. Roll call vote was taken. Hill, Kelly, Crane and Brodsky ayes, Landers nay. Motion carried.

Continuation of Public Hearing for John C. Osborne and Maureen G. Osborne, CoTrustees of the Osborne Revocable Family Trust for the property located at 2822 Lake Shore Drive, Long Beach, IN 46360.

Chairman asked for comments from Board. Alan Hill asked the petitioner to clarify.

Builder Tom Mc McCormick, representing the petitioners, declared that the top of the seawall, as of January 15, 2013 is 9' higher than the existing lake level.

Mr. Hill responded that the view protection is in question.

No further questions from the Board. Cleo Brodsky made a motion to accept petitioners request. Mr. Hill seconded the motion. Roll call vote was taken. Crane aye, Landers, Brodsky, Kelly and Hill nay. Motion failed.

Cleo Brodsky made an additional motion for an opportunity for Board Members to talk to counsel and draw up findings for Board's review. Motion seconded by Rich Crane. Roll call vote was taken. All ayes, no nay. Motion carried.

Public Hearing for Leslie V. Denvir, Trustee of the Leslie V. Denvir Living Trust for the property located at 2728 Lake Shore, Long Beach IN 46360.

Attorney Barry McDonnell presented petition. Two letters were presented supporting the petitioners' request. Mr. Denvir stated that he did not know that he required a variance to build the stairs. Chairman Nick Landers opened meeting for public comment. Two homeowners spoke in favor of petition, no comments opposed.

Chairman asked for comments from Board. Alan Hill asked about why storage compartment was necessary in stairway. Mr. Denvir replied that it was for beach items.

Mr. Hill reminded Mr. Denvir that the rules are the rules. Mr. Denvir replied that he "didn't know". Chairman Nick Landers asked the Board for a motion. Cleo Brodsky motioned to accept the petition. Rich Crane seconded. Mr. Landers, Mr. Crane and Ms. Brodsky voted aye, Mr. Hill and Mr. Kelly voted nay. Motion carried.

Cleo motioned to adjourn meeting. Alan seconded motion. A voice vote was taken and all ayes and no nays, motion carried. Meeting adjourned.

