

The Madison County Board of Zoning Appeals met on the above date at 9:00 A.M. with, Mary Jane Baker, Chairperson, presiding.

Members Present: John Simmermon, Bill Hobbs, Rick Durham, and Amanda Bousman.

Also Present: Tim Westerfield, Planner, Jeff Graham, Attorney, and Elizabeth Bruns, Board Secretary.

Members Absent: Mary Jane Baker

CURRENT BUSINESS

1. Prayer
2. Pledge of Allegiance
3. Roll call taken with Mary Jane Baker and Director Newman being absent.
4. Vice Chairman Hobbs asked if there were any concerns with the minutes of the May 27, 2014 meeting, no concerns expressed. Member Simmermon made a motion to approve, seconded by Member Durham. **May 2014 Minutes Approved.**

NEW BUSINESS

1. Petition: 2014-SU-002 & 2014-V-006
Address: 00 W 1000 North, Alexandria
Location: South side of 1000 North between 800 West and 900 West.
Petitioner: Horvath Communications
Land Owners: Carolyn Hall
Zoning: CR
Request: Special Use to allow a cell tower in a CR zoning district and a Variance for maximum structure height.

Mr. Westerfield presented the Staff Report for both the Special Use and the Variance. He indicated that they would be willing to let us place an antenna on their tower if the structure had the space at the time of the request. He indicated that there is a need for better service in the area and the problem is an overload on their existing towers.

Tim Norton – Norton Acquisitions on behalf of Horvath Communications and Verizon Wireless. My address is 241N. Pennsylvania, Suite 300, Indpls., IN 46204. Mr. Norton provided propagation maps. The problem that they have is there is so much usage in the area the existing towers can't keep up, which makes you drop calls or not be able to obtain service. Our towers are engineered that if they were to fail they would collapse straight down like a telescope with different sections collapsing into the larger sections. Even in Hurricane Katrina if you look at the photos our towers withstood the storm and were still standing. We would be willing to share our tower with the County provided there is space available at the time they request it.

Debra Moser, 8284 West 1000 North, Elwood. I own the property just east of the 40 acres and across the street and my sister owns property over to P street. We are the only two people on the street, my house faces to the west and that is what I will see looking out my front door. We are concerned with our property values.

Kim Whitkamper, 8493 W. 1000 North (directly west of proposed site). We do have lightening strikes and wind that knocks out power poles. The quickest they restore our power is 28 hours. We are the only two homes on this transmission line and we don't want anything to possibly fall on the power line and are afraid that the towers could. I am also concerned with the swarms of birds that she is afraid this tower will bring.

Daryl Whitkamper, 8493 W 1000 North, it seems that this is going to be staring us right in the face.

Pat Manship, County Surveyor, expressed interest in making sure that the County's Emergency Management can have access to this tower if needed. Mr. Manship stated that he had concerns with the airport having the option to reopen and us approving the tower sight.

Carolyn Hall, 406 Mulberry Street, Frankton. My brother use to live in that house and I always had a concern with a plane hitting the home and I think a tower will be a benefit to them not hitting the home if the airport did reopen.

Member Simmermon made a motion, seconded by Member Durham to approve Petition 2014-SU-002 per Staff's Finding of Facts and for the betterment of the community. Vote was unanimous in favor of the motion. **Petition 2014-SU-002 approved.**

Member Simmermon made a motion, seconded by Member Durham, to approve Petition 2014-V-006 per Staff's Finding of Facts, and for the betterment of the community. Vote was unanimous in favor of the motion. **Petition 2014-V-006 approved.**

2. Petition: 2014-SU-003 & 2014-V-007
Address: 00 W 1000 North, Alexandria
Location: South side of 1300 North, west side of 800 West.
Petitioner: Horvath Communications
Land Owners: David Schleinkofer
Zoning: CR
Request: Special Use to allow a cell tower in a CR zoning district and a Variance for maximum structure height.

Mr. Westerfield stated that this special use and variance is very similar to the one that we just heard the only difference is the location and the tower height of 195 feet.

Tim Norton – Norton Acquisitions on behalf of Horvath Communications and Verizon Wireless. My address is 241N. Pennsylvania, Suite 300, Indpls., IN 46204. This truly

is the replica of what we have requested on the Petition we just received approval on. I am happy to answer any questions you may have.

Member Durham made a motion, seconded by Member Bousman to approve Petition 2014-SU-003 per Staff's Finding of Facts. Vote was unanimous in favor of the motion. **Petition 2014-SU-003 approved.**

Member Durham made a motion, seconded by Member Durham, to approve Petition 2014-V-006 per Staff's Recommendations. Vote was unanimous in favor of the motion. **Petition 2014-V-007 approved.**

- 3. Petition: 2014-V-008
- Address: 13557 North 100 West, Alexandria
- Location: W side of 100 West, approximately .38 of a mile s of 1400 North
- Petitioner: Gary & Debra Allen
- Land Owners: Gary & Debra Allen
- Zoning: AG
- Request: Variances for 2 residential wind towers to exceed the maximum structure height.

Mr. Westerfield, Planner, presented the Staff Report and then asked that this be continued until next month as no representation for the Petitioner is present.

Attorney Graham stated that this can be heard if we choose.

Member Durham made a motion to continue Petition 2014-V-008 until the next meeting. Member Simmermon seconded the motion. **Petition 2014-V-008 Continued.**

MISCELLANEOUS: None Presented

Member Hobbs commented that we are getting a lot of cell tower variances all requesting a tower height higher than what the Ordinance allows and I would suggest that the Planning Department revisit this with the Planning Commission Board.

Member Durham made a motion to adjourn, seconded by Member Bousman.

ADJOURNMENT: 10:04:49

Mary Jane Baker, Chairman

Elizabeth Bruns, Board Secretary