

The Madison County Board of Zoning Appeals met on the above date at 9:00 A.M. with, John Randall, Jr., Chairman, presiding.

Members Present: Bill Maxwell, John Randall, Jr., Mary Jane Baker, and Shirley Aubrey.

Members Absent: Bill Hobbs.

Also Present: Michael Hershman, Executive Director, Judy King, Plan Reviewer, Gerald Shine, Jr., Attorney, and Beverly Guignet, Secretary.

## **CURRENT BUSINESS**

1. Roll call was taken and one member, Bill Hobbs was absent.
2. The minutes of the preceding meetings were distributed to each member prior to the meeting. Mr. Maxwell made a motion to approve the minutes with the corrections as stated. Miss. Baker seconded the motion. The vote was unanimous in favor of the motion.

### **New Business**

1. **Petition #448 of Eulalia May Revocable Trust and Travis May Credit Trust, Kaleaia Paschal, Trustee, landowner, and Michael E. and Rhonda M. Utter, contract buyers, for a special use to allow livestock.** This property is zoned "R2" and is located on the north side of Co. Rd. 500N approx. 1/3 mile west of St. Rd. 9 in Lafayette Twp. and containing 75 acres, more or less.

Mike Autter, land purchaser, Betty Land, Realtor and Thomas Beeman, Attorney were present representing this petition.

Mr. Hershman said, house and fields characterize the surrounding area. The site is a farm with a house.

The property contains 75 acres. The property has been sold contingent upon the ability to put livestock on the property.

Thomas Beeman said, my office is at, 33 W 19<sup>th</sup> Street, Suite 200. I am here representing the two trust, which are the owners of this property.

The potential buyer of the land wishes to have horses for 4H and some cattle. That's why we are here today because this is not a permitted use in the present zoning.

Mike Autter, 1266 W 1025S, Green Castle, IN.

Mr. Autter said, we have four horses right now and down the road we would like to have some cattle. My daughter is in 4H and the horses are for her. I also grow hay. I want to keep this as agricultural ground.

The back part is being leased for crops and I would like to keep it that way until I decide how many cattle I would like to have.

Betty Lane, Realtor informed the board this is a nice piece of ground and there has always been animals there.

Chris Hartley, 183 W 500N told the board her only concern was drainage and that she would like to see the retention pond stay.

John Mitchell, 194 W 500N told the board he just wanted to know if the ground is changing zoning and if someone else purchases the ground could they put livestock in. Other than that he had no problem with their request for livestock.

Mr. Mitchell was informed the zoning would not change if this is granted and if any one else wanted something there they would have to go through the same process.

Sue Morgan, Lafayette Township Trustee was present.

Mrs. Morgan informed the board this ground has always been used as agricultural ground and she would like to see it kept that way. And to have 75 acres zoned as residential when it's clear it was being used as agricultural was not very good planning.

There were no remonstrators present.

Mr. Maxwell said, I would move to approve Petition #448 of Eulalia May Revocable Trust and Travis May Credit Trust, Kaleaia Paschal, Trustee, landowner, and Michael E. and Rhonda M. Utter, contract buyers, for a special use to allow livestock. It would not be injurious to the public health, safety, morals and general welfare of the community. It's not going to depreciate the value of the adjoining properties. It's pretty well within the zoning character of the district and the Comprehensive Plan.

Mrs. Aubrey seconded the motion.

The vote was unanimous in favor of the motion. **Petition #448 of Eulalia May Revocable Trust and Travis May Credit Trust, Kaleaia Paschal, Trustee, landowner, and Michael E. and Rhonda M. Utter, contract buyers, for a special use to allow livestock was approved.**

## 2. Miscellaneous

Election of Officers:

Mr. Randall turned the meeting over to Mike Hershman for nomination of officers for 2006.

Mr. Hershman asked for nominations for Chairman of the board.

Mrs. Aubrey said, I nominate Mary Jane Baker for Chairman of the board.

Mr. Randall seconded the motion. The vote was unanimous in favor of the motion.

Mr. Maxwell moved to close the nominations, seconded by Mr. Randall. Vote was unanimous in favor of the motion.

Mary Jane Baker will be Chairman of the Board of Zoning Appeals for 2006.

Mr. Hershman asked for nominations for Vice Chairman of the board.

Mr. Maxwell said, I nominate John Randall for Vice Chairman of the board.

Mr. Aubrey seconded the motion. The vote was unanimous in favor of the motion.

Mr. Maxwell moved to close the nominations, seconded by Ms. Baker. Vote was unanimous in favor of the motion.

John Randall will be Vice Chairman of the Board of Zoning Appeals for 2006.

Mr. Hershman asked for nominations for secretary of the board.

Mr. Maxwell said, I nominate Beverly Guignet for Secretary of the board.

Mr. Aubrey seconded the motion. The vote was unanimous in favor of the motion.

Mr. Maxwell moved to close the nominations, seconded by Ms. Baker. Vote was unanimous in favor of the motion.

Beverly Guignet will be Secretary of the Board of Zoning Appeals for 2006.

Mr. Hershman asked for nominations for legal council for the board.

Mr. Maxwell said, I nominate Jerry Shine for attorney for the board.

Mrs. Aubrey seconded the motion. The vote was unanimous in favor of the motion.

Mrs. Aubrey moved to close the nominations, seconded by Ms. Baker. Vote was unanimous in favor of the motion.

Jerry Shine will be Attorney for the Board of Zoning Appeals for 2006.

Mr. Maxwell made a motion, seconded by Ms. Baker to adjourn. The vote was unanimous in favor of the motion.

Adjournment: 9:31:44 A.M.

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John Randall, Jr., Chairman

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Beverly Guignet, Secretary