

SPECIAL MEETING DECEMBER 6, 1989

The meeting was called to order at 7:30 p.m. by Cliff White, chairman.

Members present were Cliff White, Carol Post, Maria Foerster, Tim Courtney and Harold Scharrer.

Also present were Patsy Cribbens, William Ivey, William Dillon, MaryAnn Gust, Helen Mitchell, and Jim Totten.

Previous meeting minutes were approved as read.

Legal notice was published in the Saginaw News on December 1, 1989.

Application for variance was read by secretary Harold Scharrer.

William Ivey, II, the attorney for Curtis and Patsy Cribbens stated some of the past history of the property and how the situation developed.

William Dillon, the attorney for Frank Kerns, stated that he is not opposed to the application for variance. If the variance is granted, their lawsuit would be terminated.

MaryAnn Gust was concerned with water problems with one pump supplying two residences and as to whom is caretaker to whom.

Letter from Ruth Morse was received and read. Contents of the letter were entered into the minutes as chairman requested.

Chairman Cliff White's decision was that the caretaking portion of the appeal is not the Board of Appeals job and this decision must be made by the planning commission. The Board of Appeals authority rests only in deciding the splitting of a lot into two pieces.

Discussion continued on minimum lot size as described in section 1304 of the zoning ordinance.

Maria Foerster felt that our guidelines as members of the board of appeals did not allow us to split the property. The board felt that this is a self created situation.

Motion by Tim Courtney to deny the variance as requested because it would be setting a precedent in splitting a lot into two sub-standard lots or one standard and one sub-standard lot. Seconded by Maria Foerster. Motion carried unanimously.

Meeting adjourned at 8:45 p.m.

Harold Scharrer, secretary
Board of Appeals