

ATTICA TOWNSHIP  
MINUTES OF THE  
ZONING BOARD OF APPEALS

May 15, 2013

At a meeting of the Attica Township Zoning Board of Appeals held on the 15<sup>th</sup> day of May, 2013 at the Attica Township Hall, 4350 Peppermill Road, Attica, MI, 48412, the following members were present: Carol Eisenhardt, William Winslow, Elaine Thayer, Richard Lacey and Kent Gierman. Absent: None. Also present: Attorney Gildner and the public per the attached sheet.

The meeting was called to order at 6:33 p.m. by Chairperson Kent Gierman.

The Board having reviewed the last meeting minutes of September 13<sup>th</sup>, 2012 and there being no corrections, additions or deletions:

**MOTION** by Thayer, seconded by Lacey to approve the September 13<sup>th</sup>, 2012 Zoning Board of Appeal minutes. A vote was taken. Ayes: All; Nays: None. **MOTION CARRIED.**

Chairperson Gierman opened the meeting to consider the request of **Rick Windle and Marta Windle** to be granted a variance under Article 3, Section 3.1.1 of the Attica Township Zoning Ordinance, in order to move an existing accessory building, which must be moved, five feet from the property line.

Land situated in the Township of Attica, Lapeer County, Michigan, described as:

3398 Newark Road, Attica, MI 48412 Davis Road, between Five Lakes Road and Force Road, in Section 30 of Attica Township, Michigan

There was discussion of the Zoning Board of Appeal members, Attorney Gildner and resident Manuel Vallejo (the accessory building is on Mr. Vallejo's property). Chairman Gierman stated that he went out to the Windle's property to inspect the site where the accessory building now sits and the site it is proposed to be moved to. Chairman Gierman stated that the building of the accessory building on the neighbor's property was an honest mistake and the proposed site is the only practical spot on the property to move it to. Mr. Vallejo asked if the proposed site of the accessory building five feet from the property line would have affect him negatively in any way in the future. Attorney Gildner stated that it would not.

There being no further comments from the Zoning Board of Appeals:

**MOTION** by Winslow, seconded by Thayer to grant a 15 foot variance request under Article 3, Section 3.1.1of the Attica Township Zoning Ordinance by

Rick Windle and Marta Windle in order to move an existing accessory building, which must be moved, five feet from the property line. After determination that this is not a self-created hardship, inasmuch as there is no other practical site on the property to relocate the accessory building a roll call vote was taken. Lacey: Aye; Eisenhardt: Aye; Thayer: Aye; Gierman: Aye and Winslow: Aye. Ayes: All; Nays: None. **MOTION CARRIED.**

There being no further business before the Zoning Board of Appeals, **MOTION** by Lacey, seconded by Eisenhardt to adjourn the meeting at 6:45 p.m. A vote was taken. Ayes: All; Nays: None. **MOTION CARRIED.**

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Kent Gierman, Chairperson

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Valerie Schultz, Recording Secretary