

ATTICA TOWNSHIP
MINUTES OF THE
ZONING BOARD OF APPEALS

September 12, 2013

At a meeting of the Attica Township Zoning Board of Appeals held on the 12th day of September, 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.

The meeting was called to order at 6:30 p.m. by Chairperson Kent Gierman.

The Board having reviewed the last meeting minutes of May 21st, 2013 and there being no corrections, additions or deletions:

MOTION by Lacey, seconded by Eisenhardt to approve the May 21st, 2013 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 **Alfred Ochadleus** to be granted a variance for a rear setback, mean height and square footage variance to permit the replacement of an existing accessory building with a new accessory building.

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

3201 Newark Road, Attica, MI 48412 in Section 19 of Attica Township, Michigan

Mr. Ochadleus requested his variance mean height variance request be amended from 17.33 feet to 18 feet to utilize a 5/12 scissors truss as recommended by the truss company and to amend the square footage variance request from 2,220 square feet to 2,240 square feet for material utilization. Mr. Ochadleus explained that in 1979 the State of Michigan took 60 acres of his property to build the rest area on I-69. Mr. Ochadleus is requesting a variance to build the pole barn 2 feet from the property line because the state's acquisition of Mr. Ochadleus's property left the existing poll building 8 inches from the property line. Mr. Ochadleus stated that a row of pine trees blocks the view. There was discussion

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

MOTION by Thayer, seconded by Lacey to approve the variance request by Alfred Ochadleus to replace an existing accessory building with a rear set back of 2 feet, 18 feet mean height and 2,240 square feet building size due to the hardship caused by the State of Michigan taking his land 30 years ago and the state being unwilling to sell him any of his

property back and denied his request to purchase 50 feet behind his property 18 months ago. A roll call vote was taken. Winslow: Aye; Lacey: Aye; Eisenhardt: Aye; Thayer: Aye and Gierman: Aye. Ayes: All; Nays: None. **MOTION CARRIED.**

There being no further business before the Zoning Board of Appeals, **MOTION** by Lacey, seconded by Winslow to adjourn the meeting at 6:42 p.m. A vote was taken. Ayes: All; Nays: None. **MOTION CARRIED.**

Kent Gierman, Chairperson

Valerie Schultz, Recording Secretary