

ATTICA TOWNSHIP
MINUTES OF THE
ZONING BOARD OF APPEALS
APRIL 27, 2023

At a meeting of the Attica Township Zoning Board of Appeals held on the 27th day of April, 2023 at the Attica Township Hall, 4350 Peppermill Road, Attica, MI, 48412. Chairman Kent Gierman opened the meeting at 6:30 p.m. The following members were present: Patty Clendenan, Kent Gierman and Dale Zehr. Absent: Fackler and Thayer. Also, present: Attorney Mike Gildner, Planner Alex Hritcu and the public per sign in sheet attached.

Approve minutes of the April 20, 2023 ZBA meeting:

MOTION by Clendenan, seconded by Zehr to approve the April, 20, 2023 ZBA meeting minutes as presented. A vote was taken. Ayes: All; Nays: None. Absent: Two (Thayer and Zehr). **MOTION CARRIED.**

1. Public Hearing:

Chairman Gierman opened the Public Hearing at 6:32 p.m. to consider the request submitted by TeleSite Wireless, Inc. for Verizon Wireless, (with permission from property owner Terry Wayne Crisan) for a variance from the Zoning Ordinance, 4.52.2E, to erect a cell tower that does not meet the fall radius setback on the south property line. The property is located at 2145 S. Lake Pleasant Road, Attica, MI 48412. (Parcel ID # 44-003-027-202-10).

Attorney Robert Bell, representing Verizon Wireless, distributed propagation maps to the ZBA members and explained the laws regarding erecting cell towers, how locations for cell towers are determined, how cell towers work and how a cell tower falls if there is a catastrophic event.

Members of the Public asked questioned and gave their views.

After questions from the Zoning Board of Appeals members, and input from the public, Chairman Gierman closed the Public Hearing at 7:04 p.m.

ZBA Decision – Request by TeleSite Wireless, Inc.:

Request of by TeleSite Wireless, Inc. for Verizon Wireless, (with permission from property owner Terry Wayne Crisan) for a variance from the Zoning Ordinance, 4.52.2E, to erect a cell tower that does not meet the fall radius setback

on the south property line. The property is located at 2145 S. Lake Pleasant Road, Attica, MI 48412. (Parcel ID # 44-003-027-202-10).

MOTION by Zehr, seconded by Clendenan, to approve the requested variance from the Zoning Ordinance, 4.52.2E, to erect a cell tower, at 2145 S. Lake Pleasant Road, Attica, MI 48412 (Parcel ID #44-003-027-020-10), that does not meet the fall radius setback on the south property line, due to the finding of fact that here are unique circumstances pertaining to certain footprint needed to place a cell tower and that the cell tower will provide better cell service accessibility to the township residents. A roll call vote was taken. Zehr: Aye; Clendenan: Aye and Gierman: Aye. Ayes: All. Nays: None. Absent: Two (Thayer and Fackler). **MOTION CARRIED.**

There being no further business before the Zoning Board of Appeals, **MOTION** by Zehr, seconded by Clendenan to adjourn the meeting at 7:09 p.m. A vote was taken. Ayes: All; Nays: None. Absent: Two (Thayer and Fackler). **MOTION CARRIED.**

Kent Gierman
ZBA Chairperson

Valerie Schultz
Recording Secretary