

# **MINUTES - ZONING BOARD OF ADJUSTMENT**

September 17, 2013

1. CALL TO ORDER.

Chairmen Kent called the regular monthly meeting of the Marion Zoning Board of Adjustment to order at 7:00PM.

2. ROLL CALL.

Members Present: Kent, Roth, Sunderman

Members Absent: Kingery and Gibson

3. MINUTES.

Zoning Board of Adjustment – June 18, 2013

Motion by Sunderman, seconded by Roth to approve the June 18, 2013 meeting minutes as submitted. All "ayes" motion approved.

4. CONSENT CALENDAR.

- a. Motion to receive and file all correspondence from applicants and staff reports regarding variance requests on the September 17, 2013 Marion Zoning Board of Adjustment agenda.

Motion by Sunderman, seconded by Roth to receive and file all correspondence from applicants and staff reports.

5. APPEALS -

- a. Tim Gull, Metro Transmission, owner – 929 Blairs Ferry Road, Marion, Iowa- submitted an appeal to Section 176.31.8 of the Marion Code of Ordinances to allow for the continued existence and future use of an abandoned/non-conforming pole sign on the property.

ZBA Resolution No. 13-06 approving the variance request.

ZBA Resolution No. 13-06 denying the variance request.

Hockett presented the staff report regarding the proposed appeal. Hockett stated that the sign has not advertised a valid business in Marion in approximately 5 years. He explained that he had previously contacted Park Avenue Realty about the violation approximately 5 years ago, and flagged the sign for non-compliance. Due to in action on the sign Hockett notified the owner (Metro Transmissions) of the violation and the need to remove the sign or appeal the decision.

Tim Gull, 929 Blairs Ferry Road, indicated that he would like to retain use of the sign for the used car business on the same property. He was not aware of the previous violation of the previous owner. He indicated he would make improvements to the sign and would just need some additional time to correct the matter.

No other public comments for or against the proposed request.

Motion by Sunderman to recommend approval of ZBA Resolution No. 13-06 to allow the continued use of the sign subject to sign panels being replaced no later than May 31, 2014 and poles painted. The motion was seconded by Roth.

All "ayes" motion carried

6. ADJOURNMENT.

There being no additional business before the Marion Zoning Board of Adjustment Chairmen Kent adjourned the meeting at 7:43.

Respectfully Submitted,

Gordon Gibson, Secretary