

***FULTON COUNTY
BOARD OF ZONING APPEALS***

FULTON COUNTY OFFICE BUILDING
COMMISSIONERS/COUNCIL ROOM
WEDNESDAY, NOVEMBER 10, 2021
7:00 P.M.

CALL TO ORDER

BOARD OF ZONING APPEALS MINUTES FOR:

OCTOBER 13, 2021

OLD BUSINESS:

Clayton Howes (#13-0401)
Randy & Ruth Grimm (#153-0707)
Mark Kneller (#89-0809)
Edward Strack (#108-0110)
Paul Burkholder (#549-0319)
Daniel Brubaker (#210064)

NEW BUSINESS:

Mark Butler (#210819)

PLAN DIRECTOR REPORT

PUBLIC COMMENTS

BOARD COMMENTS

ADJOURNMENT

FULTON COUNTY BOARD OF ZONING APPEALS
OCTOBER 13, 2021

FULTON COUNTY
BOARD OF ZONING APPEALS

WEDNESDAY, OCTOBER 13, 2021

7:00 P.M.

COMMISSIONERS/COUNCIL ROOM

CALL TO ORDER

BOARD OF ZONING APPEALS MINUTES FOR:
SEPTEMBER 8, 2021

OLD BUSINESS:

NEW BUSINESS:

Phillip Imhoff (#210747)
Rochester IN BTS (#210774)
Selena Hartman (#210777)
Angel Skidmore (#210809)

PLAN DIRECTOR REPORT

PUBLIC COMMENTS

BOARD COMMENTS

ADJOURNMENT

**FULTON COUNTY BOARD OF ZONING APPEALS
OCTOBER 13, 2021**

The Fulton County Board of Zoning Appeals met on Wednesday the 13th day of October 2021, at 7:00 P.M. in the Commissioners/Council Room located in the Fulton County Office Building. Vice-Chairperson, Barry Baldwin called the meeting to order at 7:00 P.M. The following members were present: Phil Miller, Seth Wilson and Barry Baldwin. Also in attendance were: Executive Director, Heather Redinger and Administrative Secretary, Kim Gard

It is duly noted that Board Attorney, Andy Perkins, Debbie Barts and Scott Hizer were absent.

IN RE: MINUTES

September 8, 2021

Vice-Chairperson, Barry Baldwin, asked for any additions, deletions or corrections to be made to the September 8, 2021 minutes. Phil Miller moved to approve the September 8, 2021 Fulton County Board of Zoning Appeals minutes as written Seth Wilson seconded the motion. Motion carried as follows: Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

It is duly noted Debbie Barts arrived at 7:03pm

IN RE: NEW BUSINESS

Phillip Imhoff (#210747)

Phillip Imhoff (#210747) is requesting a Development Standard Variance of 150' off of the minimum lot width and no maximum lot depth for the purpose of a split, on property located at 4326 E 700 N, Rochester, IN within the Agricultural (AG) District.

Mr. Imhoff is also requesting a development standard variance of 25' off of the side yard setback, for the purpose of a barn, on property located at 4240 E 700 N, Rochester, IN within the Agricultural (AG) District.

In the AG district the minimum lot width is 200' and the maximum lot depth is three (3) times the lot width. Mr. Imhoff purchased 4326 E 700 N, which currently consists of a 5.73 acre tract and 76.5 acre tract. He would like to resurvey the parcel in its entirety and create a new parcel of approximately 15 acres, with the existing dwelling. The proposed lot would have only 50' of lot width and exceed the maximum lot depth. The remaining approximate 67 acre tract would be in compliance. Therefore, a request of 150' off of the minimum lot width and no maximum lot depth is being requested.

Mr. Imhoff would like to construct a pole barn on his property which would sit less than one (1') foot off of the existing property line. In the AG district the side yard setback for an accessory structure is the height of the structure of 25' whichever less is. Mr. Imhoff will be adding approximately 30' to his eastern property line, once the survey of the property mentioned above (4326 E 700 N) is completed. Therefore, a variance of 25' off of the side yard is being requested.

Barry asked petitioner if they had anything else to add.

They did not at this time.

Barry then asked for any Board questions or comments.

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Being none, he then entertained a motion to open public hearing. Debbie Barts moved to open public hearing. Seth Wilson seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.
Barry Baldwin asked if anyone would like to speak in favor or opposed the petition.

Being no one to speak in favor or opposed, he entertained a motion to close public hearing. Debbie Barts moved to close public hearing. Phil Miller seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

Being no further Board comments Barry entertained a motion. Debbie Barts moved to approve Phillip Imhoff (#210747) requesting a development standard variance of 25' off of the side yard setback, for the purpose of a barn, and a variance of 150' off of the minimum lot width and no maximum lot depth for the purpose of a split on properties located at 4240 & 4326 E 700 N, Rochester, IN within the Agricultural (AG) District. Phil Miller seconded the motion.

Administrative Secretary, Kim Gard conducted roll call vote.

Debbie Barts	Yea
Phil Miller	Yea
Seth Wilson	Yea
Barry Baldwin	Yea

Motion to approve Phillip Imhoff (#210747) requesting a development standard variance of 25' off of the side yard setback, for the purpose of a barn, and a variance of 150' off of the minimum lot width and no maximum lot depth for the purpose of a split on properties located at 4240 & 4326 E 700 N, Rochester, IN within the Agricultural (AG) District. Passed with four votes being in favor and no one opposed.

IN RE: NEW BUSINESS Rochester IN BTS Retail, LLC (#210774)

** All requests are contingent on an approved Zone Map Amendment request for the property to be rezoned to SR. The property is currently zoned industrial (IN). The property owner did not want the property rezoned, unless BTS can purchase the property for the proposed retail store. If the special exception and variance are approved, they will then go in front of the Plan Commission on October 25th to request the zone map amendment.

Rochester IN BTS Retail, LLC (#210774) is requesting a development standard variance of an additional 10% maximum lot coverage, and a special exception to allow a retail store, on property located at (009-102075-00) N Old US 31, Rochester IN., within Suburban Residential (SR) district.

In the SR district the maximum lot coverage is 30% of the lot area. BTS would like to construct a new retail store, with the new structure and parking areas, they would have approximately 40% of impervious surface. They are also requesting a special exception to allow a retail store in the SR district. Therefore, variances of an additional 10% of the maximum lot coverage and a special exception to allow a retail store is being requested.

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OCTOBER 13, 2021**

Heather stated she asked the Plan Commission their thoughts on a retail store being a permitted use or special exception in the IN district. The Board did not feel it was a fit in the IN and recommended the company request a zone map amendment, from IN to SR. She then stated when a zone map amendment is requested, it much be amended to an adjacent district. The only adjacent district is SR, and they allow a retail store, as a special excetion.

Barry asked petitioner if they had anything else to add.

Tom Callen a developer for Dollar General was present. He stated they are purposing a small 10,000sf building and would have approximately 8-12 employees. He also stated it's very common for a Dollar General to go in to a residential area. They will be cleaning up the lot, as well as putting up a fence as a buffer to the neighbors.

Whitney P., Chief civil engineer was also present, she stated they are purposing the drive access being on Lucas St., and the store does not generate much traffic. She also stated there will be one semi-truck delivery per week and few box truck deliveries.

Tom stated the land owner does not want the property rezoned, if Dollar General does not get the special exception approved.

Debbie Barts asked, why the entrance is on Lucas St, and not on Old US 31? She stated Lucas St has a lot of Semi-truck traffic.

Tom stated studies have shown the entrance off of Lucas St would be safer.

Barry stated there is a lot of traffic on Lucas St.

Debbie stated with all the semi traffic on Lucas St. it would be difficult for cars to get in and out safely.

Phil Miller stated this time of year traffic is increased because of the elevator and harvest.

Barry asked for any further Board questions or comments.

Barry Baldwin entertained a motion to open public hearing. Debbie Barts moved to open public hearing. Phil Miller seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

Barry Baldwin asked if anyone would like to speak in favor or opposed the petition.

Derek and Rhonda Hummel, 1648 Lucas St., they have lived there for 23 years, stated they were very concerned about the amount of traffic on Lucas St. They have been in contact with the sheriff department because speeding is a problem.

Jason Grube, owner of Rochester Metals, stated he had many concerns with the amount of semi traffic on Lucas St. and liability.

Phil Miller asked if they do ADT counts on the road to determine where the entrances will be.

**FULTON COUNTY BOARD OF ZONING APPEALS
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Tom said no generally we don't, entrances are based on layout, location and experience.

Whitney stated that they reached out to the highway/street department and they did not indicate any traffic problems with the entrance.

Seth asked how wide the property from US 31 to the northern boundary is.

Whitney stated 250' along Lucas and 241' along US 31.

Whitney stated again it is a safety thing, US 31 is a non-stop road where Lucas St there is a stop sign.

Barry Baldwin entertained a motion to close public hearing. Debbie Barts moved to close public hearing. Phil Miller seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

Barry asked for any Board comments.

Being no further Board comments Barry entertained a motion. Debbie Barts moved to approve Rochester IN BTS Retail, LLC (#210774) is requesting a development standard variance of an additional 10% maximum lot coverage, and a special exception to allow a retail store, on property located at (009-102075-00) N Old US 31, Rochester IN., within Suburban Residential (SR) district. Phil Miller seconded the motion.

Administrative Secretary, Kim Gard conducted roll call vote.

Debbie Barts	Yea
Phil Miller	Yea
Seth Wilson	Yea
Barry Baldwin	Yea

Motion to approve Rochester IN BTS Retail, LLC (#210774) is requesting a development standard variance of an additional 10% maximum lot coverage, and a special exception to allow a retail store, on property located at (009-102075-00) N Old US 31, Rochester IN., within Suburban Residential (SR) district. Passed with four votes being in favor and no one opposed.

IN RE: NEW BUSINESS

Selena Hartman (#210777)

Selena Hartman (#210777) is requesting a development standard variance of 150' off of the minimum lot width, for the purpose of a split, located at (013-102040-00) 800 W, Kewanna IN., within Agriculture (AG) district

In the AG district the minimum lot width is 200'. Mrs. Hartman would like to split her lot, but will not be able to maintain 200' width throughout. There is a section on north side of the lot that will be approximately 50' wide. Therefore, variances of 150' off of the minimum lot with is being requested.

Barry asked petitioner if they had anything else to add. They did not at this time.

Barry then asked for any Board questions or comments. Being none, he entertained a motion to open public hearing. Debbie Barts moved to open public hearing. Phil Miller seconded the motion. Motion

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carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

Barry Baldwin asked if anyone would like to speak in favor or opposed the petition.

Being no one to speak.

Barry Baldwin entertained a motion to close public hearing. Debbie Barts moved to close public hearing. Seth Wilson seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

Barry then asked for any Board questions or comments.

Being no further Board comments Barry entertained a motion. Phil Miller moved to approve Selena Hartman (#210777) is requesting a development standard variance of 150' off of the minimum lot width, for the purpose of a split, located at (013-102040-00) 800 W, Kewanna IN., within Agriculture (AG) district. Seth Wilson seconded the motion.

Administrative Secretary, Kim Gard conducted roll call vote.

Debbie Barts	Yea
Phil Miller	Yea
Seth Wilson	Yea
Barry Baldwin	Yea

Motion to approve Selena Hartman (#210777) is requesting a development standard variance of 150' off of the minimum lot width, for the purpose of a split, located at (013-102040-00) 800 W, Kewanna IN., within Agriculture (AG) district. Passed with four votes being in favor and no one opposed.

IN RE: NEW BUSINESS

Angel Skidmore (#210809)

Angel Skidmore (#210809) is requesting a development standard variance of 19' off of the front yard setback for the purpose of a detached garage on property located at 1751 N 375 E, Rochester IN., within the Agriculture (AG) district

In the AG district the front yard setback is 50' off of the right of way. Mrs. Skidmore would like to construct a 20'x24' detached garage that will sit approximately 31' from the road right of way. Therefore, variances of 19' off of the front yard setback is being requested.

Barry asked petitioner if they had anything else to add.

They did not at this time.

Barry then asked for any Board questions or comments. Being none, he entertained a motion to open public hearing. Debbie Barts moved to open public hearing. Seth Wilson seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

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Barry Baldwin asked if anyone would like to speak in favor or opposed the petition.

Being no one to speak.

Barry Baldwin entertained a motion to close public hearing. Debbie Barts moved to close public hearing. Phil Miller seconded the motion. Motion carried as follows: Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

Barry then asked for any Board questions or comments.

Being no further Board comments Barry entertained a motion. Debbie Barts moved to approve Angel Skidmore (#210809) is requesting a development standard variance of 19' off of the front yard setback for the purpose of a detached garage on property located at 1751 N 375 E, Rochester IN., within the Agriculture (AG) district. Phil Miller seconded the motion.

Administrative Secretary, Kim Gard conducted roll call vote.

Debbie Barts	Yea
Phil Miller	Yea
Seth Wilson	Yea
Barry Baldwin	Yea

Motion to approve Angel Skidmore (#210809) is requesting a development standard variance of 19' off of the front yard setback for the purpose of a detached garage on property located at 1751 N 375 E, Rochester IN., within the Agriculture (AG) district. Passed with four votes being in favor and no one opposed.

IN RE: PLAN DIRECTOR REPORT

Being no further business to come in front of the Board of Zoning Appeals, Barry Baldwin, entertained a motion to adjourn the October 13, 2021 Fulton County Board of Zoning Appeals meeting. Debbie Barts moved to adjourn the October 13, 2021 Fulton County Board of Zoning Appeals meeting at 8:20 P.M. Phil Miller seconded the motion. Motion carried as follows Debbie Barts, Phil Miller, Seth Wilson and Barry Baldwin being in favor and no one opposing.

FULTON COUNTY BOARD OF ZONING APPEALS

ATTEST: _____
Kim Gard, Administrative Secretary

**Docket #13-0401
Clayton Howes
Special Exception
1 Action**

Clayton Howes is requesting a renewal of his special exception, granted on May 9th, 2001 for a temporary second dwelling unit on his property located in the Ag District, 12518 E 300 S, Akron, IN 46910.

Mr. Howes petition was granted with the following conditions:

- 1) Mr. Howes is required to obtain a Location Improvement Permit and a Building Permit for the placement of the mobile home; and
 - 2) the mobile home is never used as a rental unit; and
 - 3) the mobile home be utilized as a dwelling for no one except Mrs. Hazel Howes; and
 - 4) the mobile home is removed after Mrs. Hazel Howes no longer utilizes it as a dwelling.
 - 5) The special exception is renewed every two years
-

The Plan Commission Office has not been made aware of any changes in the situation.



Docket #153-0707
Randy & Ruth Grimm
Special Exception
Renewal

Randy & Ruth Grimm are requesting a renewal of the special exception granted for a temporary second dwelling their property located at 1098 W 500 N, within the Ag District on July 11th, 2007. The temporary second dwelling was to be utilized by John & Donna Grimm.

Randy & Ruth Grimm were granted their request upon these conditions:

- 1) Randy & Ruth Grimm are required to meet the regulations stipulated by the Fulton County Zoning Ordinance, the Fulton County Building Code, and the Fulton County Health Department prior to the placement of the temporary home; and
- 2) the temporary home is never used as a rental unit; and
- 3) the temporary home be utilized as a dwelling for no one except John & Donna Grimm; and
- 4) the temporary home is removed after John & Donna Grimm no longer utilizes it as a dwelling; and
- 5) the temporary home is either removed or a renewal requested every two years .

The Plan Commission has not been informed of any changes. It is the Plan Directors recommendation to approve the renewal with original conditions.



10-21-2021

Docket #89-0809
Mark Kneller
Special Exception
Renewal

Mark Kneller is requesting a renewal of the special exception granted for a temporary second dwelling their property located at 959 N 1000 E, Akron, within the Ag District on October 14, 2009. The temporary dwelling is a singlewide mobile home to be utilized by Mr. Calvin Kneller and his immediate family.

Mr. Kneller was granted the request upon these conditions:

- 1) Mark Kneller is required to meet the regulations stipulated by the Fulton County Zoning Ordinance, the Fulton County Building Code, and the Fulton County Health Department prior to the placement of the temporary home; and
- 2) the temporary home is never used as a rental unit; and
- 3) the temporary home be utilized as a dwelling for no one except Calvin Kneller and his immediate family; and
- 4) the temporary home is removed after Calvin Kneller and his immediate family no longer utilizes it as a dwelling; and
- 5) the temporary home is either removed or a renewal requested every two years .

The Plan Commission Office has not been informed of any changes. It is the Plan Directors recommendation to approve the request with original conditions.

Docket #108-0110
Edward Strack
Development Standard Variance
& Special Exception
Re-evaluation and renewal

Mr. Strack is requesting a renewal of the three development standard variances he was granted on March 10, 2010. Which consisted of a variance off the Fulton County Ordinance to be allowed to keep two (2) cargo containers on his property, as well as, 33' off of the front yard for the purpose of the placement of the containers, on property located at 9399 Prairie Street, Rochester, within the Agricultural (AG) District, approximately 0.36 acres.

Mr. Strack's requests were approved with the condition that it is re-evaluated and renewed yearly.

Mr. Strack is also requesting a renewal for a special exception for a hardship dwelling, as well as, a variance of 788 sf off of the minimum main floor area for the purpose of the hardship dwelling, in the AG District located at 9399 Prairie, Rochester, IN. with the following condition:

This request was granted with the condition that it is re-evaluated and renewed yearly.



10-21-2021

Docket #549-0319
Paul Burkholder
Special Exception
Renewal

Paul Burkholder is requesting a renewal of the special exception granted to operate a kennel, on property located at, 4090 E 300 N, Rochester, within the Ag District, 10 acres, on April 10, 2019.

Mr. Burkholder was granted the request upon these conditions:

- 1) Approved for the existing 10 dogs, with possibility of expansion after a two (2) year review.

The Plan Commission Office has not been informed of any changes. It is the Plan Directors recommendation to approve the request with original conditions.





Docket #210064
Daniel Brubaker
Development Standard Variance

Mr. Brubaker (#210064) is requesting a Development Standard Variance off of the recreational vehicle codes, to allow a recreational vehicle on-site without a primary structure, on property located at 7569 W 600 N, Culver, IN within the Agricultural (AG) District.

In the AG district recreational vehicles are not allowed to be parked on a parcel without a primary structure. Mr. Brubaker has a recreational vehicle on site he utilizes while he is maintaining and developing the property for future plans of home construction. Therefore a variance off of recreational vehicle codes, is being requested.

The request is for a Development Standard Variance off of the recreational vehicle codes, to allow a recreational vehicle on-site without a primary structure, on property located at 7569 W 600 N, Culver, IN within the Agricultural (AG) District.



10-21-2021

Docket #210819
Mark Butler
Development Standard Variance

Mr. Butler (#210819) is requesting a Development Standard Variance of 9' off of the front yard setback, for the purpose of a carport, on property located at 6465 S Sunset Blvd, Macy, IN within the Lake Residential (R3) District.

In the R3 district the minimum front yard setback is 10'. Mr. Butler has a carport that sits less than 1' off of his front property line. Therefore, a 9' variance off of the front yard setback is being requested.

The request is for a Development Standard Variance of 9' off of the front yard setback, for the purpose of a carport, on property located at 6465 S Sunset Blvd, Macy, IN within the Lake Residential (R3) District.

October 8, 2021

Dear Planning Commissioners of Fulton County,

First and foremost, I would like to apologize for my lack of knowledge when it came to erecting our carport six years ago. I had no idea that we needed a permit for a moveable structure. I certainly didn't know the required distance.

Take living is tight living, and many of the homes and garages are less than 10' from the road. But the fact is, I wasn't thinking about any of that.

My Mom passed away from Cancer in 2014. The second biggest decision she made after my dad died, was this carport (first one was a Cadillac). The new owner of our homeplace (Oklahoma) gave me the carport. So, a friend and our son dismantled it; the friend stored and delivered it the next spring. That summer, Chris Mappin, our next-door neighbor to the south of us, helped my husband erect it. This was 2015.

I promise you, all I was thinking about was how much my mom would like the idea

of using her carport to store our boat for the winter. She drove here every year (until she was 81) for the summer. She loved Niyona Lake and loved the boat rides. No how, No way were we trying to get over on the County.

I thank you for your time, and I appreciate the opportunity to come before the planning commission. I pray you will take this Variance into consideration, and allow our carport to stay.

Sincerely,
Janice Butler
6465 S Sunset Blvd
Marey IN 46951
765-469-3295
butler.janice.k@gmail.com

FILED

OCT 25 2021

**Fulton County
Plan Commission**

October 2, 2021

Fulton County Board of Zoning Appeals
Plan Commission Office
125 E9th St. Suite 012
Rochester IN 46975

To Whom It May Concern,

I am writing this letter in response to the Notice I received regarding my neighbors, Mark and Janice Butler. It is my understanding that a complaint was filed against them by a disgruntled neighbor. Randy Johnson's complaint to this Board is in regards to a carport the Butler's erected over 6 years ago. I am the neighbor directly south of them where the carport sits. I have no issues with this carport being there. In fact, I helped Mark set it up! If I had issues with it, I would have said something then, and I definitely would not have helped them install it. I have parked under it myself. They have let my friends and family park next to it and under it.

Randy Johnson's sole purpose is to retaliate against Mark Butler. Mark is on the Nyona-Mud Lake Conservancy Board, and there is a group of people that do not agree with the Board's decision making. The leader of this group, Randy Johnson, has done everything in his power to discredit the members of the Conservancy Board because they were not receptive to his demands. So, now he is attacking them personally.

I guarantee you, Randy Johnson has passed by that same carport hundreds, if not thousands, of times over the past 6 years. So, now he's just complaining? As I said in my opening statement, this is nothing but retaliation against Mark Butler's position on the Conservancy Board at our lake. Randy Johnson's also done the same thing to another Board member, Jim Hansel.

I hope this Board can see through this retaliation tactic and approve the Butler's request for a Variance to their carport. I would be at this meeting standing right beside them, but I work second shift and therefore, unable to attend.

Sincerely,



Christopher Mappin

6483 S. Sunset Blvd

Macy, IN 46951

October 2, 2021

Fulton County Board of Zoning Appeals
Plan Commission Office
125 E9th St. Suite 012
Rochester IN 46975

To Whom It May Concern,

I am a neighbor of Mark and Jaice Butler. I live across from them at 6454 S Sunset Blvd. There has been a complaint filed against them regarding a carport they put up many years ago. I don't understand the complaint against them at this time, but I do want you to know I am fine with them having the carport. I probably am more affected than anyone, because I back out of my driveway. All I have to do is watch behind me and make sure I am clear of the carport.

I am for them obtaining a variance to keep their carport in place. They use it to store their boat in the winter, just like a lot of people around the lake. There is always limited space around a lake community, so they're just trying to make the most out of the space they have.

Thank you,

A handwritten signature in black ink, appearing to read "Gary Armstrong". The signature is fluid and cursive, with a long, sweeping tail on the final letter.

Gary Armstrong

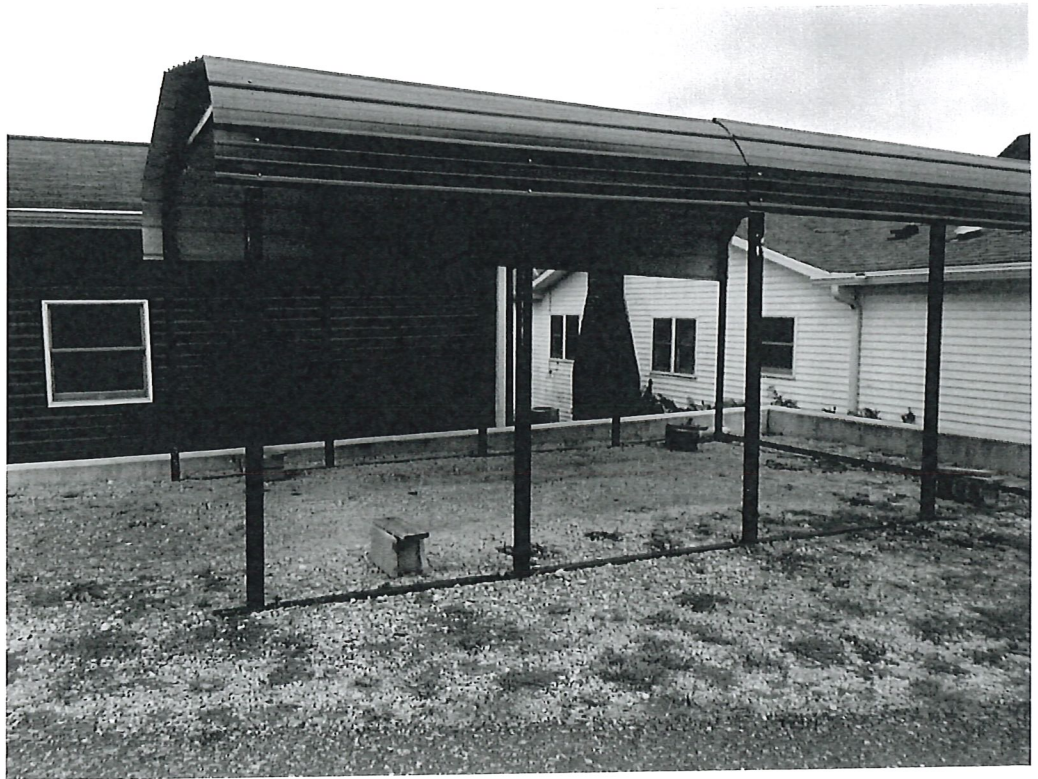
Mark Butler



Mark Butler



Pictures
by Mark Butler



October 5, 2021

To The Fulton County Plan Director:

Heather Redindger

I am writing this letter to you opposing to the variance request on the petition of Mark Butler (#210819) located at 6465 S Sunset Blvd. Macy, IN in the River Residential (R3) District.

I just want to make myself clear that I and my wife (Judith) do **NOT** like this structure, and we believe that it is an eyesore and a hazard to our community for the following reasons.

1. It's too close to the road creating a problem for two (2) cars to get by at the same time because it is placed on the curve of the road. Our roads are very narrow as it is without having this obstacle to have to avoid.
2. There have been several times that I have had to pull up and back up twice just to be able back my car out of my driveway.
3. I saw one of the neighbors' grandkids hit this structure with their bicycle because they were trying to avoid another car coming down the street.
4. It is an eyesore it looks like it was put together with scrap.
5. They do not have this structure anchored to the ground making it a hazard that the wind coming from the right way could possibly pick it up and blow it into one of my vehicles or onto mine or someone else's house.
6. It's against the law period, there must be more than a two (2) foot variance for a structure next to the road.

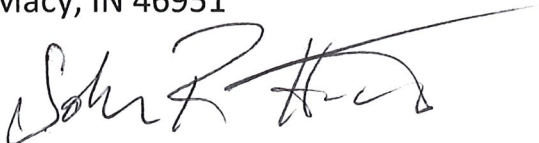
I have enclosed pictures as well that I hope will help make your decision.

Thank you for giving me a chance to voice my opinion.

Sincerely John R. Hill

6462 S. Sunset Blvd.

Macy, IN 46951



FILED

OCT - 5 2021

**Fulton County
Plan Commission**

Pictures from John K. Hill - Neighbor



Interested Party Legal Notification

READ ALL ATTACHED SHEETS PRIOR TO PLACING YOUR SIGNATURE ON THIS SHEET

I the undersigned interested party, do hereby attest that I've read in complete and fully understand the Legal Notice of Public Hearing for Development Standard Variance before the Fulton County Board of Zoning Appeals supplied to you by the applicant of said public hearing,

Mark Butler
(#210819)

Located at: 6465 S Sunset Blvd., Macy IN

Legal Notification Requires:

- The legal notice of public hearing is sent via certified return receipt requested mail at least 25 days prior to the public hearing to all interested parties, and the receipts of said action are included in the application's supportive information to the Board; or
- Signatures written on a form supplied by the Plan Commission Office are presented with the application's supportive information to the Plan Commission Office verifying that each interested party received a copy of the Notice of Public Hearing.

The signature of any person on the form is not to be construed as a waiver or consent to the petition, but merely evidence that the person has received notice of the hearing.

NAME	ADDRESS	SIGNATURE
William O & Rebecca J Allen	421 W State Road 110 Argos, IN 46501	
Gary L Armstrong	6454 S Sunset Blvd., Macy, IN 46951	
John R & Judith G Hill	6462 S Sunset Blvd Macy, IN 46951	
Christopher D Mappin	6483 S Sunset Blvd Macy IN 46951	



Fee Summary Paid Totals

09/01/2021 - 09/30/2021

Fee Name	Fee Description	Account Number	Total Amount	Total Fees
Group: 1001.03201.000.0036				
A. County, Akron, & Town of Fulton Residential - Inspection Fee	Enter Number of Inspections	1001.03201.000.0036	\$2,912.60	23
A. County, Akron, & Town of Fulton Residential - Permit Fee		1001.03201.000.0036	\$724.97	23
A-1. COUNTY, AKRON, & TOWN OF FULTON ELECTRICAL PERMIT		1001.03201.000.0036	\$360.00	9
A-2. County, Akron, & Town of Fulton COMMERCIAL - Inspection Fee	Enter Number of Inspections	1001.03201.000.0036	\$480.00	4
A-2. County, Akron, & Town of Fulton COMMERCIAL-Permit Fee		1001.03201.000.0036	\$280.50	4
			\$4,758.07	63

Group Total: 5

Group: 1001.03203.000.0036

B. City of Rochester Residential Permit Fee		1001.03203.000.0036	\$386.35	13
B-1. City of Rochester Residential-Inspection Fee	Enter Number of Inspections	1001.03203.000.0036	\$592.70	13
B-2. CITY OF		1001.03203.000.0036	\$80.00	4

ROCHESTER ELECTRICAL PERMIT				
			\$1,059.05	30

Group Total: 3

Group: 1001.07101.000.0036

BZA. Development Standard Variance		1001.07101.000.0036	\$1,225.00	7
BZA. Special Exception		1001.07101.000.0036	\$175.00	1
PC. Zone Map Amendment		1001.07101.000.0036	\$500.00	1
ZO. LIP		1001.07101.000.0036	\$1,800.00	36
ZO. Signs	Enter Square Feet	1001.07101.000.0036	\$597.00	6
			\$4,297.00	51

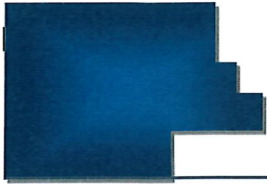
Group Total: 5

			\$10,114.12	144
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Total Records: 13

10/1/2021

Page: 1 of 1



Fulton County Area Plan Commission

125 East 9th Street, Suite 012 - Rochester, IN 46975

Phone: (574) 223-7667 Fax: (574) 223-3652

www.co.fulton.in.us

Entity Fee

09/01/2021 - 09/30/2021

Fee Date	Account Number	Contractor Name	Fee Name	Paid By	Fee Amount	Payment Type	Payment Date	Receipt #
9/24/2021	1001.03203.000.0036	Bell Plumbing	Plumbing Registration Fee	applicant	25.00	Card	9/24/2021	82
					25.00			

Total Records: 1

10/1/2021

Page: 1 of 1