

# **BOARD OF ZONING APPEALS MEETING**

Thursday, June 24, 2021 – 7:00 p.m.  
via Zoom

## **AGENDA**

- I. **Call to Order & Pledge of Allegiance**
- II. **Roll Call**
- III. **Explanation of Proceedings**
  - a. Swearing in of participants
- IV. **BZA09-2021:** Applicant, Michael A. Schumacher, is requesting a Variance from Sections 4.13 C. Table 4-6 of the Sugarcreek Township Zoning Resolution to allow for the construction of a 30' x 40' detached garage in a front yard (beside the house) on a corner lot. The subject property is 3040 Rising Spring Ct., parcel L32000200150009800, owned by Michael and Candace Schumacher, and located in the A-1 (Agricultural) District.
- V. **BZA10-2021:** Applicant, Gilligan Company (Pat Gilligan), is requesting the following Variances from the Sugarcreek Township Zoning Resolution to allow for the construction of a Popeye's Louisiana Kitchen: Variance from Section 8.10 D. 5. to allow for the construction of two menu boards, Variance from Section 8.10 D. 5. f. to allow a board to be located in a front yard facing a public right-of-way, Variance from Section 8.10 D. 6. f. to allow a premenu board to be located in a front yard facing a public right-of-way, Variance from Section 9.04 B. 1. to allow a greater number of parking spaces than permitted, Variance from Section 9.04 C. 1. d. to allow parking at a setback of less than 10' from the street right-of-way and Variance from Section 9.04 C. 2. b. to allow parking spaces to be located along an entry drive within 30' of the right-of-way. The subject property is 6242 Wilmington Pike, parcel L32000100030026300, owned by TP Sugarcreek Plaza LLC, and located in the B-2 (General Business) District.
- VI. **Approval of the May 27, 2021 Minutes**
- VII. **New Business**
- VIII. **Old Business**
- IX. **Adjourn**

**The next BZA meeting is scheduled for July 22, 2021 at 7:00 p.m. via Zoom.**

## **CONDUCT**

A public hearing is a formal invitation and opportunity for the public to address concerns regarding an application that has been brought before this Board of Zoning Appeals. Prior to the public hearing, anyone who wishes to speak will be asked to swear to tell the truth regarding any of their testimony. The Chairperson conducts the meeting and must recognize all speakers prior to their speaking. When recognized to speak, please approach the podium, speak only into the microphone and advise the Board of your name and address before you testify. Those who testify may be subject to cross-examination. Testimony should not be redundant. If testimony becomes redundant, the Chairperson will not recognize speakers unless new information is presented. The Chairperson may elect to limit public comments to three (3) minutes per person. Once a public hearing is closed, the public may no longer present any testimony to the Board of Zoning Appeals. The public has the opportunity and right to be heard, but does not have the right to make defamatory, inciting or inflammatory comments. Anyone making these comments or conducting themselves in an offensive manner may be subject to removal from the hearing and further action.

## **PROCEDURES**

1. Public meeting is opened
2. Swear-in those who wish to testify
3. Public hearing is formally opened
4. Staff presents the case
5. The applicant may address the Board
6. Speakers for the application are recognized
7. Speakers against the application are recognized
8. Speakers wishing to make neutral comments are recognized
9. The applicant is presented with the opportunity for rebuttal
10. The public hearing is closed
11. The Board of Zoning Appeals begins deliberation and concludes with a decision