

SILVER CREEK TOWNSHIP

P.O. BOX 464

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BILL J. SAUNDERS, SUPERVISOR
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OCTOBER 5, 2016

JOEL MOORE, TRUSTEE
MIKE GLYNN, TRUSTEE

SILVER CREEK TOWNSHIP ZONING BOARD OF APPEALS

RE: APPEAL OF FRANK WARD, JR. BY LANCE DABROWSKI

ATTENDANCE: JERRY DONLEY
DICK MOREY
JEAN ROWE
JOE MOORE
ADELE STRAUB

JOHN MAGYAR, TWP. ATTY.
TODD HERTER, TWP. ZONING ADM.
JOHN COSICH, ATTY. FOR
APPLICANT

MR. DONLEY, ADDRESSING A CAPACITY AUDIENCE, CALLED THE MEETING TO ORDER, AND LEAD IN THE PLEDGE OF ALLEGIANCE. HE STATED THE PURPOSE OF THE MEETING - TO CONSIDER THE APPEAL OF FRANK WARD, JR. BY LANCE DABROWSKI REQUESTING A VARIANCE OR AN INTERPRETATION TO PERMIT RIPARIAN RIGHTS FROM CONDOMINIUM COMMON AREA TO EACH UNIT WHICH IS CONTIGUOUS WITH THE COMMON AREA OF THE PROPOSED CONDOMINIUM. , SEEKING 3 PIERS OR DOCKS TO SERVE THE SIX UNITS OF THE DEVELOPMENT WHERE UNITS #1 & 2 SHARE A PIER 3 & 4 SHARE A PIER & 5&6 SHARE A PIER. SECTION 6.07 D & E OF THE ORDINANCE APPLY, AS EXPLAINED BY MR. HERTER, WHEN CALLED UPON FOR HIS INPUT. MR. KAYES, ASSESSOR, WAS CALLED UPON FOR HIS INPUT, UPON WHICH HE EXPLAINED LAND DIVISION PARCELS.

THE APPLICANTS' ATTORNEY EXPLAINED THE POSITION OF HIS CLIENTS' PROPOSED PLANS FOR CONDOMINIUMS BEING ONLY SINGLE FAMILY DWELLINGS, AND THERE BEING NO BACK LOTS HERE AND NOT ATTEMPT TO PILE ONTO THE LAKE TO OVER-BURDEN THE LAKE., AND WOULD LIMIT ACCESS ONLY TO HOME OWNERS.

MR. DONLEY ASKED FOR ANYONE PRESENT WHO MIGHT SPEAK IN FAVOR OF GRANTING THIS VARIANCE TO THE APPLICANTS. THERE BEING NONE PRESENT, A LETTER WRITTEN IN FAVOR OF GRANTING WAS READ, FROM MR. JOHN COSICH, AND ONE FROM TOREY COSICH, OF HALEY DRIVE.

OPPOSITION SPEAKERS WERE MARTHA TURNEY, WHO SPOKE OF THE MANY CHANGES AND THE NUMBER OF BOATS ON THE LAKE AND THE FACT THAT IF SOMETHING HAPPENED, THAT THEY COULD NOT GET SUPPORT FROM THE MARINE UNITS; ALSO TIM HULL PRESENTED A LENGTHY OPPOSITION TO THE VARIANCE WHICH WILL SET A PRECEDENT NEGATIVELY IMPACTING THE ZONING, AND ASKED FOR A DENIAL OF THE VARIANCE. PEGGY HAINES AND DENNIS STITES ALSO SPOKE IN OPPOSITION IN ADDITION TO CLAYTON WIKER, WHO SAID THIS SHOULD NOT BE ALLOWED. LETTERS IN OPPOSITION WERE READ FROM: PATT & STEPHEN STAPLETON, ELLIE & DAVE EVANS, MATT CONNELLY, MAUREEN & BILL GECSEY, THE PAUL MANGHERA FAMILY, THOMAS & COLETTE GUSHURST, AND NUMEROUS OTHERS.

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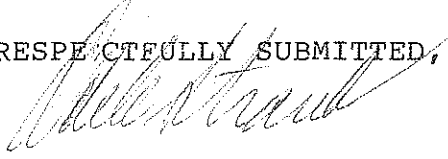
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AFTER DISCUSSION BY THE BOARD IN WHICH MR. DONLEY PRESENTED A DESCRIPTION AND EXPLANATION OF REPARIAN RIGHTS, AND THE STANDARDS OF REVIEW WERE PRESENTED, MR. MOREY MOVED TO DENY THE VARIANCE REQUESTED, SECONDED BY MR. MOORE, AND A ROLL CALL VOTE RESULTED IN ALL AGREEING TO DENY THE VARIANCE.

MOTION TO ADJOURN AT 8:06, MEETING ADJOURNED

RESPECTFULLY SUBMITTED,



ADELE STRAUB

NOTE: THIS IS AN OVERVIEW OF THE MEETING - OFFICIAL MINUTES OF THE MEETING AND FULL DETAILS ARE AS RECORDED ON A VCR OF THE PROCEEDINGS AND THE COURT REPORTER'S RECORD.