

CHARTER TOWNSHIP OF FLUSHING

6524 N. SEYMOUR ROAD

FLUSHING MI 48433

ZONING BOARD OF APPEALS MINUTES

DATE: MAY 12, 2015

TIME: 7:30 P.M.

PHONE: 810-659-0800

FAX 810-659-4212

WEB PAGE: <http://www.flushingtowship.com>

MEMBERS:

Edward Henneke, Chair

Eric Swanson

Richard Vaughn, Vice Chair

James Sarka

Jerome Doyle, Planning Commission Representative

Julia A. Morford, Recording Secretary

I. CHAIR EDWARD HENNEKE opened the meeting at 7:30 p.m. with Roll Call and the Pledge to the American Flag.

ROLL CALL: Edward Henneke, Richard Vaughn, James Sarka, Eric Swanson, and Jerry Doyle

MEMBERS ABSENT: None

OTHERS PRESENT: Seven (7) other individuals.

II. APPROVAL OF AGENDA: Approved as presented.

III. PUBLIC COMMENTS:

7:35 P.M. – Opened for Public Comments for Non-Agenda Items

One (1) individual gave a comment.

7:37 P.M. – Closed for Public Comments for Non-Agenda Items

IV. APPROVAL OF MINUTES OF JANUARY 6, 2015: No amendments - deemed approved.

V. UNFINISHED BUSINESS:

None

VI. NEW BUSINESS:

1. Suzanne Hahn, 7313 River Road, Flushing MI 48433

Variance Request to have six (6) Pomeranian dogs in her home at 7313 River Road, Flushing MI 48433, due to medical conditions, her medical advisor has recommended the companionship of the six (6) dogs, Parcel No. 08-36-578-003; RSA Zoning District.

7:55 P.M. – OPEN TO AUDIENCE FOR PARTICIPATION:

1. “against barking dogs across the street.”
2. “six (6) dogs are noisy; looking for a variance; can’t have kennel on less than one (1) acre; has three (3) more dogs than permitted.”
3. does the issue pertain to the Pomeranian dogs or can the residents have pet dogs; there could be conditions placed on the dogs.”
4. “sits a precedence as to dogs.”

8:15 P.M. – CLOSED TO AUDIENCE

HENNEKE MOVED, seconded by Sarka, to deny the Variance request to have six (6) Pomeranian dogs in her home at 7313 River Road, Flushing MI 48433, for the reasons as stated in the Petition:

- a. the strict enforcement of the zoning ordinance would NOT ~~un~~reasonably prevent the owner from using the property for a permitted purpose or would render conformity unnecessarily burdensome.
- b. the need for a variance is NOT due to unique circumstances of the property.
- c. the conditions and circumstances unique to the property were ~~not~~ created by the owner, or his predecessor in title, within the time following the effective date of the provision alleged to adversely affect such property.
- d. the requested variance will ~~not~~ confer special privileges that are denied other properties similarly situated and in the same zoning district.
- e. granting of the variance will NOT insure that the spirit of the ordinance is observed, public safety secured and substantial justice done.

**THE REQUEST DOESN’T COMPLY WITH THE SPIRIT OF THE ORDINANCE.
THERE ISN’T A BASIS FOR THE REQUEST.**

ACTION ON THE MOTION

ROLL CALL VOTE:

AYES: 5

NAYS: 0

MOTION ~~FAILED~~ CARRIED

**VII. NEXT REGULAR SCHEDULED MEETING WILL BE HELD ON TUESDAY,
SEPTEMBER 1, 2015 AT 7:30 P.M.**

VIII. BOARD COMMENTS:

IX. ADJOURNMENT: VAUGHN MOVED, seconded by Swanson, to adjourn the meeting at 8:21 P.M. **MOTION CARRIED.**

EDWARD HENNEKE, Chair

JULIA A. MORFORD,
Recording Secretary

RICHARD VAUGHN, Vice Chair

Date Approved

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