

CITY OF BURTON
SPECIAL COUNCIL MEETING MINUTES
DECEMBER 19, 2005, 6:30 P.M., COUNCIL CHAMBERS
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The Special Meeting was called to order by President Charles Cross at 6:30 P.M.

MEMBERS PRESENT: Bement, Conley, Cross, Curtis, Isham, Tinnin and Wells.

MEMBERS ABSENT: None.

OTHERS PRESENT: C. Abbey, DPW Director; G. Kray, Deputy DPW Director;
Attorney R. Austin and G. Webster, City Clerk.

PURPOSE OF THE MEETING: To review and approval or denial of the request for a Lot Split.
The request of Marie Keel, 5048 E. Atherton, Burton, MI 48519,
to split property known as 5048 E. Atherton, Lot 6 of City
Gardens, Burton, MI.

PRESENTATION:

Mr. Kray indicated the request for a lot split is in compliance with Ordinance 19. Based on that, we have granted an administrative approval.

AUDIENCE PARTICIPATION:

The following people spoke in opposition to the lot split:

1. Thelma Poole, 3039 Coin St.
2. Jan Bau, 2272 Ridgemoor Ct.
3. Pauline Dargel, 6119 Hugh St.

The following people spoke in favor of the lot split:

1. Marie Keel, 5048 E. Atherton Rd.
2. Roberta Compton, 5437 Lapeer Rd.
3. Duane Burnash, 2239 Covert Rd.
4. Justine Amy, 2229 Judd Rd.

COUNCIL DISCUSSION:

Mr. Austin does not review lot splits. However, it was reviewed by the building department and the Assessor. It has met all the dimensional requirements of the City and the zoning ordinance. This is an administrative process.

Further discussion was held in reference to this issue.

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Mr. Abbey said Council needs to make a decision based on whether splitting this lot would have a negative impact on the surrounding neighborhood, and if that out weighs the fact that this lot split request meets the requirement of the minimum lot size in that zoning classification. Do the property owners have the right to sell that portion of the land to their daughter to built a home there?

The attorney's recommendation was based on the following facts. These people have filed an application to split their lot. They own the property. They have met all the criteria established by the City and its ordinances to have a legal lot. They have passed the administrative review by the building department and the Assessor. He felt this lot split should be approved.

COUNCIL ACTION:

Isham moved and Tinnin seconded the following motion:

1. Approve and authorize the Lot Split request by Marie Keel, 5048 E. Atherton, Burton, MI 48519, to split property known as 5048 E. Atherton, Lot 6 of City Gardens, Burton, MI., pending verification of current taxes.

Motion carried 7-0.

MEETING ADJOURNED AT 7:00 P.M.

Gayle Webster, CMC
City Clerk