

CITY OF BURTON
REGULAR ZONING BOARD OF APPEALS MEETING MINUTES
AUGUST 1, 2013, 5:00 P.M., COUNCIL CHAMBERS
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Chairman Steve Welch called the Meeting to order at 5:00 p.m.

MEMBERS PRESENT: Welch, Weatherford, Parker, Rapacz, Parker, Haskins and Walls.

MEMBERS ABSENT: Hynes.

OTHERS PRESENT: A. Abbey, Deputy Planning Official and M. Snow, Clerk's Office.

Walls moved and Terry Parker seconded to approve the Regular ZBA Meeting minutes of July 18, 2013 at 5:00 p.m. Motion carried 7-0.

NEW APPLICATION:

1. ZBA #13-15

BY: Bourbon Street Tavern/ Paula Stanek
4225 Saginaw St.
Burton, MI 48529

RE: 4225 Saginaw St.
Parcel #59-32-503-309, C-2 Zoned.

FOR: To conduct an outdoor recreational use for
Back to the Bricks event August 13, 2013 to
August 17, 2013. (5 votes required)

Paula Stanek, 3080 S. Duffield, Lennon, MI, had nothing to add.

AUDIENCE PARTICIPATION:

The following resident stated they were in favor of the variance.

John Hite, 2101 Coin.

Jeffrey Brian Estep, 1407 E. Scottwood.

Jeffrey Neal Estep, 2197 E. Williamson.

Mrs. Abbey said this is a new event for them, the first time they are going to be doing it so we definitely should give them a try and see how it goes. If there is an issue we'll address it the next time this comes up. If it does come up next year they can do it Administratively now because the Ordinance has been changed but we will still check with the Police Department to see if there were any issues then it will have to be done that way. Since there is nobody here objecting it, we recommend approval.

BOARD DISCUSSION:

Mr. Parker asked Mrs. Abbey, when we have had these before have we had any requirements through the Ordinance to have a police presence or security of some sort?

Mrs. Abbey responded it is not required but you can ask for it if you want to.

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Mr. Parker said I guess what I am trying to find out is when we normally have one of these is there security present.

Mrs. Abbey said Bubba's chose to have that done and let you know that they were having that done but I'm not sure that the Red Baron did. I would have to look into that. I'm not sure but it's not required by Ordinance. I think some places chose to do that, to have some extra assistance there. Given that this is a Back to the Bricks event and it is on Saginaw St. there is probably going to be plenty of police presence on Saginaw St. If you want to require something more that's up to you.

Mr. Welch said in reference to that, when Bubba's came before us they said they were going to have security.

Mr. Parker asked the applicant, have you given any thought to having security present.

Ms. Stanek said we will definitely have security on staff with a minimum of 3 of our own security. I won't have any police presence.

Mr. Haskins asked is there any stipulation on how late this band is going to be playing.

Mrs. Abbey said you can set a time. There is nothing in the Ordinance.

Mr. Haskins asked, so right now what is the intention for the band to be playing?

Ms. Stanek said we have booked the band until 10:00 p.m.

Mr. Haskins said that sounds reasonable to me. For Back to the Bricks they shut it down at 9:00 p.m. so 10:00 p.m. would probably be real peaceful. The band part is being on the backside of the bar in the parking lot. It's not like it's up front by Saginaw St. so the neighborhood is probably going to hear the band quite easily. What days exactly?

Mr. Welch answered the 13th -17th.

Mr. Haskins said so it is for the whole Back to the Bricks so it is during the week, not just a Thursday, Friday and Saturday ordeal.

Ms. Stanek replied, no.

So are you planning on using the tents after 10:00 p.m. outside or are you just going to shut down the outside part after the band is done.

Ms. Stanek replied yes, that will be shut down.

BOARD RECOMMENDATIONS AND/OR ACTION:

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Walls moved and Weatherford seconded to approve ZBA #13-15. Motion carried 7-0.

AUDIENCE PARTICIPATION: None.

BOARD DISCUSSION: None.

The next regularly scheduled meeting of the Zoning Board of Appeals will be held on **Thursday, September 19, 2013 at 5:00 p.m.**

Meeting adjourned at 5:07 p.m.

ms