

CITY OF BURTON  
REGULAR ZONING BOARD OF APPEALS MEETING MINUTES  
APRIL 16, 2009, 6:00 P.M., COUNCIL CHAMBERS  
[www.burtonmi.us](http://www.burtonmi.us)

Chairman Steve Welch called the meeting to order at 6:00 p.m.

MEMBERS PRESENT: Welch, Weatherford, Scott, Parker, Haskins, Grantner and Parker.

MEMBERS ABSENT: None.

OTHERS PRESENT: T. Strasser, DPW Representative and M. Snow, Clerk's office.

Weatherford moved and Scott seconded to approve the Regular ZBA Meeting minutes of February 19, 2009 at 6:00 p.m. Motion carried 7-0.

NEW APPLICATIONS:

1. ZBA #09-02

BY: Joe Pastor / Captivating Homes, LLC.  
4045 Grand Oaks Trail  
Burton, MI 48519

RE: 4045 Grand Oaks Trail, Lot #33.  
Oakview Meadows Condo.

FOR: To construct a deck in the rear setback at  
30', 35' required. (4 votes required)

Anthony Schramm, 4045 Grand Oaks Trail, said neighbors had the same situation with their deck and needed a variance. He said he pulled a permit before knowing the deck needed a variance.

Mr. Strasser said there have been several decks in this situation in this subdivision because contractors overbuilt the homes without consideration of an added deck in the future. He recommended approval.

AUDIENCE PARTICIPATION: None.

BOARD DISCUSSION:

Mr. Welch agreed the homebuilders overbuilt leaving no room for additions without a variance.

BOARD RECOMMENDATIONS AND/OR ACTION:

Mr. Parker moved and Scott seconded to approve ZBA #09-02. Motion carried 5-2.  
Weatherford-no, Welch-no.

2. ZBA #09-03

BY: Tim Abbott / Abbott Construction  
6072 Center Rd.  
Grand Blanc, MI 48439

RE: 4050 S. Center. Parcel #59-33-200-014

FOR: To allow volleyball courts at Sharky's  
Sports Bar. A C-3 special use "outdoor  
recreational use" in a C-2 zoned area.

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(5 votes required)

Tim Abbott, 6072 Center, said Sharky's would like to add volleyball courts to the east side of the building about 160' x 290' towards the road. The court dimensions would be 100' x 80'.

Mr. Strasser had no objections but asked about music and lighting.

AUDIENCE PARTICIPATION: None.

BOARD DISCUSSION:

The Board discussed music, yelling being a nuisance and regulations for lighting and netting. Also discussed was how late the games would be played, if they would need a variance for posts to hold up the netting and if the rental property owners objected.

Mr. Abbott said there are speakers on the patio and they may put up 6-8 ft. fence posts to hold up netting. If lighting is installed it would focus on the court and parking lot lighting would help.

BOARD RECOMMENDATIONS AND/OR ACTION:

Grantner moved and Haskins seconded to approve ZBA #09-03. Motion failed 4-3.  
Weatherford-no, Scott-no, Mr. Parker-no.

AUDIENCE PARTICIPATION: None.

BOARD DISCUSSION:

Mr. Parker asked if they would be receiving an ordinance book and Mr. Strasser said he would look into getting the Board a copy.

Haskins moved and Grantner seconded the nomination of Steve Welch for the City of Burton Zoning Board Chairman. The Board voted unanimously in favor.

Grantner moved and Haskins seconded the nomination of Terry Parker for the City of Burton Zoning Board Vice Chairman. The Board voted unanimously in favor.

Mr. Granter said the By-laws had been passed.

There was brief discussion regarding when Dakota Lodge became Sharky's and its liquor license.

The next regularly scheduled meeting of the Zoning Board of Appeals will be held on **Thursday, May 21, 2009 at 6:00 p.m.**

Meeting adjourned at 6:30 p.m.

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