

CITY OF BURTON
SPECIAL ZONING BOARD OF APPEALS MEETING MINUTES
NOVEMBER 29, 1990 7:00 P.M.

This special meeting was called to order by Chairman Gooding at 7:00 P.M.

MEMBERS PRESENT: W. DePottey, T. Hammon, D. Priest, D. Gooding, H. Berry,
H. Debus, F. Edmonds.

OTHERS PRESENT: T. Strasser, Deputy Planning Official, J. Brown, Clerk's
Office, Ken Collard, Administrative Assistant

A. NEW APPLICATION:

1. ZBA #90-65

By: Genesee County
1101 Beach Street
Flint, MI 48502

Re: 3501 Maple Road
Burton, Mi 48519
Q-389 Section 33

For: To waive Section
5.37 of Ordinance 19.
(Site Plan Review)
and allow 67th District
Court to occupy the
structure on a temporary
basis.
(4 Votes Required)

Ward Chapman, Attorney for Genesee County explained the reason for the request of a variance. This will be a temporary location for the 67th District Court, hopefully for no more than eight (8) months. They are building a new building for the Court House on land on Manor Drive next to the new Police and Fire Facility. Some minor changes must be made to the building on Maple Road. Mr. Chapman said he needs the Board's assistance in order to make the move as quickly as possible. If this request is denied the County would seriously consider not having a court for Burton until the new building is finished.

In the audience Tom Martinbianco, 5187 Lippincott, asked why the present lease was not extended. Mr. Chapman explained that the owner has extended the lease for a period of one month.

Charles Cross, 1092 S. Packard, asked where would the court be if this is denied. Mr. Chapman explained the limited options. Mr. Cross also asked if they had drawn up any type of Site Plan for the Center and Maple Road location. Mr. Chapman said hopefully one would not be necessary.

T. Strasser said his only concern was the parking. Mr. Chapman that they planned to schedule Court cases so as to eliminate parking problems.

Board discussion followed. Parking problems were discussed. Hammon felt that the hardship in this case was created by the County themselves. He feels that he would not vote affirmatively for anyone else and therefore he will be voting against this variance. Gooding passed the gavel and concurred with Hammon but he said he had not decided which way to vote on this issue. Discussion on waiving the "barrier free" requirement followed. Strasser said this was

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entirely in the hands of Michigan State. There would be a hearing on December 3th for a determination.

K. Collard explained he had talked with the County and advised them what was the best action to take in order to ready this building for their occupancy as expeditiously as possible.

Moved by Debus, supported by Edmonds to approve ZBA #90-65 as written.
Discussion followed.

Moved by Priest, supported by Berry to amend the motion to read: approve ZBA #90-65 for a period of ten (10) months with the stipulation that the parking lot be paved with limestone and gravel, as needed.

Roll call showed motion by Priest passed 5-2, DePottey and Hammon voting no.

Roll call showed amended motion by Debus passed 6-1, Hammon voting no.

B. AUDIENCE PARTICIPATION: No one wished to speak.

C. BOARD DISCUSSION: Informal discussion followed.

The next regularly scheduled meeting will be held December 20, 1990 at 7:00 P.M.

Meeting adjourned at 7:55 P.M.

Respectfully submitted by:

Jeanette Brown
Clerk's Office