



**Board of Zoning Appeals
Board of Zoning Appeals Div. III
(November 22, 2022)
Meeting Agenda**

Meeting Details

Notice is hereby given that the Metropolitan Board of Zoning Appeals will hold public hearings on:

Date: Tuesday, November 22, 2022 **Time:** 1:00 PM

Location: Public Assembly Room, 2nd Floor, City-County Building, 200 E. Washington Street

Business:

Adoption of Meeting Minutes:

Special Requests

Petitions for Public Hearing

PETITIONS REQUESTING TO BE CONTINUED:

1. 2022-DV3-044 | 111 Albert Drive (approximate address) | Perry Township, Council District #23

Gordon & Kellie Adams

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for an eight-foot-tall fence (maximum six-foot tall fence permitted) and to:

- a) Legally establish an existing mini-barn with 0.5-foot rear yard setback and two-foot west side yard setback; and
- b) Provide for a pool deck with a two-foot east side and rear setback (minimum 30-foot side yard setback, 75-foot aggregate side setback required, and 75-foot rear setback required);
- c) Resulting in an 83% open space (85% open space required).

2. 2022-DV3-046 | 1321 Sturm Avenue (approximate address) | Center Township, Council District #17

Chase & Kristin Glassburn, by David Kingen & Emily Duncan

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to legally establish the existing two-foot rear yard setback of Lot 24 (15-foot rear setback required); and on Lot 25, provide for:

- a) The construction of a single-family dwelling with a 79-foot setback from Oriental Avenue (maximum setback of 19.9 feet permitted); and
- b) A six-foot fence within the front yard of Oriental Street (maximum 3.5-foot-tall fence permitted); and
- c) A three-foot corner side yard setback (eight-foot corner side yard setback required); and
- d) No front entry feature on the front façade (entry feature required); and
- e) Zero street trees (five required) and no planting beds in the front yard (20% of front yard must be occupied by planting beds).

3. 2022-UV3-029 | 1009 West Edgewood Avenue | Perry Township, Council District #20, Zoned D-A / D-4

Willis Group LLC, by James Lewis Hillery

Variance of use and development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the construction of two commercial storage buildings with a total of 11 storage units (not permitted), each with a 15-foot side yard setback resulting in a 30-foot aggregate side setback (30-foot side yard setback and 75-foot aggregate side yard setback required).

4. 2022-UV3-032 | 10859 East Washington Street (approximate address) | Warren Township, Council District #19

Gilligan Company, by Patrick Moore

Variance of use and development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the construction of an eating establishment with:

- a) A 35-foot front setback from Washington Street (maximum 25-foot front setback permitted);
- b) An 11.95-percent required front building line (minimum 60% front building line required);
- c) With 59 parking spaces provided (maximum 21 spaces permitted); and
- d) Two drive thru lanes that do not provide exclusive bypass aisles (exclusive bypass aisles required in Metro Context Area).

5. 2022-UV3-033 | 8020 Brookville Road (approximate address) | Warren Township, Council District #18

Rahi Petroleum Inc., by Christian C. Badger

Variance of use and development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the expansion of an existing automobile fueling station (not permitted) through the construction of an additional canopy with three diesel fuel pumps, with an 88-foot front setback from Brookville Road (maximum 85-foot front setback permitted).

PETITIONS TO BE EXPEDITED:

PETITIONS FOR PUBLIC HEARING (Transferred Petitions):

PETITIONS FOR PUBLIC HEARING (Continued Petitions):

6. 2022-DV3-042 | 3510 South Keystone Avenue | Center Township, Council District #12, Zoned C-7

Richmond Acquisitions LLC, by David Gilman

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for a 200-square foot, 40-foot-tall pole sign, with digital display, located within 250 feet of an existing freestanding sign and within 210 feet of a protected district (maximum 20-foot-tall pole sign permitted, digital display not permitted on pole signs, 300-foot separation from other freestanding signs and 600-foot separation from protected districts required).

7. 2022-UV3-030 | 4613 South Harding Street | Perry Township, Council District #20, Zoned I-4

Lamar Advantage GP Company, LLC, by Derek Raymond

Variance of use and development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the relocation and digital conversion of a 60-foot tall, 14-foot by 48-foot off premise advertising sign (digital off premise sign not permitted, height limited to 40 feet) with a 20-foot front setback from I-465 and 20-foot western side yard setback (60-foot front setback required along freeways, 30-foot side setback required) within 460 feet of another off-premise advertising sign (1,000-foot radial separation required), and within 460 feet, 880 feet and 1,100 feet of other off-premises signs along I-465, and within 20 feet along the centerline of an interstate exit roadway (1,500-foot separation required along I-465, 500-foot separation required from interstate ramp entries).

PETITIONS FOR PUBLIC HEARING (New Petitions):

8. 2022-DV3-043 | 1423 South State Avenue (approximate address) | Center Township, Council District #21

Platinum SPC LLC, by Paul Carroll

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to legally establish a zero-foot south side yard setback and provide for the construction of a building addition resulting in a two-foot south setback (five-foot side yard setbacks required)

9. 2022-DV3-045 | 3141 East Thompson Road (approximate address) | Perry Township, Council District #24

Nike Adebomojo, by William T. Niemier

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the construction of a freestanding commercial building with a 96.5-foot front setback from Thompson Road (maximum 85-foot front setback permitted).

10. 2022-DV3-047 | 920 Mitthoefer Road (approximate address) | Warren Township, Council District #19

Tune Up Pros LLC, by Martin Tomey

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for a building addition with a height of 24 feet (height limited to 18 feet along a transitional yard) and a 15-foot rear transitional yard (20-foot transitional yard required).

11. 2022-DV3-048 | 6303 East 82nd Street (approximate address) | Lawrence Township, Council District #3

Huffer Holdings, LLC, by Brent Bennett

Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the erection of an internally illuminated pole sign with digital display, and within 125 feet of a signalized intersection (pole signs, internal illumination and digital display not permitted in the C-3 District) and a dumpster within the front yard of Knue Road (not permitted).

Additional Business:

**The addresses of the proposals listed above are approximate and should be confirmed with the Division of Planning. Copies of the proposals are available for examination prior to the hearing by emailing planneroncall@indy.gov. Written objections to a proposal are encouraged to be filed via email at dmdpubliccomments@indy.gov, before the hearing and such objections will be considered. At the hearing, all interested persons will be given an opportunity to be heard in reference to the matters contained in said proposals. The hearing may be continued from time to time as may be found necessary. For accommodations needed by persons with disabilities planning to attend this public hearing, please call the Office of Disability Affairs at (317) 327-5654, at least 48 hours prior to the meeting. - Department of Metropolitan Development - Current Planning Division.