

# Pike Township Residents' Association

## Meeting Minutes 06/10/09

Susan Blair called the meeting to order at 7:08 PM.

Quorum verified – 25 total with 14 in attendance.

Susan welcomed all. Prepared mission statement was not read. Susan gave a synopsis of the statement. She reminded attendees to sign-in. Sign-in form on the back table. She identified items on the table, i.e., board roster, membership form, agenda, reviewed how to become a PTRA member or a board member. Advised attendees that our positions are identified by support, oppose, or no position. PTRA's positions are recommendations only, but are highly regarded by the various governmental entities.

- I. APPROVAL OF BOARD MINUTES** – The board minutes from April were approved. Ed S. made the motion to approve; Betsy seconded. There were no May minutes to approve as the Secretary was on vacation. Motion carried unanimously.

**At this time Susan recognized elected officials, city personnel, and community representatives in attendance.**

Maggie Lewis, "Lets Improve Crooked Creek" and Councilor-District 7

Janice McHenry, Councilor-District 6

Heather Kistler, Prosecutor's Office – Northwest District

- II. TREASURER'S REPORT** – Fran gave the Treasurer's report. There was a beginning balance on May 6<sup>th</sup> of \$3264.60. Deposits from dues for \$475.00 and withdrawals of \$147.15 left a balance of \$3592.45.

- III. REPORT FOR PIKE TOWNSHIP FROM INDIANAPOLIS METROPOLITAN POLICE DEPARTMENT NORTHWEST DISTRICT AND PROSECUTOR'S OFFICE** – Heather Kistler of the Prosecutor's Office was here to advise us. There will be a community day on 7/29 from 4:00 – 8:00 PM at Guion Creek Elementary School. There will be information available and activities for everyone. There will also be snacks and beverages. Burglaries are up. Watch out for your neighbors...citywide. This is not just a Pike problem. Murder of Gordon Lemen this afternoon at 6920 Wildwood. The investigators, at this time, believe it was an attempted burglary. His daughter found him when she returned home. There will be graffiti cover-ups all summer long. There were several locations mentioned that needed to be addressed: the 46<sup>th</sup> street bridge on the northwest side; 62nd and Lafayette; 71<sup>st</sup> and Zionsville; 56<sup>th</sup> and Lafayette Rd. Heather brought a paper copy of the crime report and sent an electronic copy to Susan for distribution.

- IV. ANNOUNCEMENTS, PLAT REPORTS, AND CORRESPONDENCE** –

- Transfer Station meeting tonight. There is an IDEM (Indiana Department of Environmental Management) public hearing to address issues/concerns regarding the permit application. The transfer station will locate within Robbins Park off of 86<sup>th</sup> St. Appropriate zoning for the location but must have an IDEM permit to operate. Councilor Evans has been closely involved. – Additional – Councilor Evans arrived at this time. He attended the IDEM public hearing. Regarding the Odor Ordinance – Councilor Evans announced the Odor Ordinance has been sent to a sub-committee for further study. He does anticipate there will be revisions, which he had planned on. Those participating in the sub-committee are members of the Clean Air Board and two council members. It will most likely be several months before a revision is presented.
- Gardens of Growth court hearing today. They have been fined \$2500 and \$50/day for every day they continue to operate. Today they were fined \$10,000 on a contingency. They can't operate outside of 7:00 AM – 7:00 PM. They must vacate in 10 days by June 18<sup>th</sup>. They will have 5 inspections on June 19<sup>th</sup> to verify that all has been completed. Another court hearing on June 24<sup>th</sup>.
- 9211 Moore Road needs a variance for 2 homes on 1 parcel. Don and Susan agreed no need to hear petition.

- The City-County Council Administration and Finance Committee voted on the traffic court/probation office 38<sup>th</sup> & High School Rd. location. Councilor McHenry had requested a continuance to provide time for further study. 7 members make up the committee; 6 members were in attendance; the vote was 3-3 for a continuance. After much discussion, it was determined that a decision could not be rendered due to a tie vote. One member, who had voted for a continuance, decided to vote in favor. The proposal was then passed with a due pass recommendation. The proposal will be on the Council's June 29<sup>th</sup> agenda. The council must approve the lease and expenditures.
- Ed L. announced there was a successful tree planting on Reed Road with the Parks Department. Councilor McHenry thanked Councilor Lewis for her assistance in obtaining a fire truck to help with the plant watering.
- Land use last month – Goodwill location and outlot. The planner found a Plan of Operation on the previous zoning -- the parcel was zoned C-S with C-3 usage. There was a continuance for 2 weeks. Petitioner agreed to retain the C-3 restriction and not request C-4 uses. Commitments were revised to remove all the C-4 restrictions.
- The Westlane Road/Michigan Road petition (Fay Biccard Glick Neighborhood Center) was approved May 14<sup>th</sup>.
- 7601 W. 56<sup>th</sup> Street – Waterworks –PTRA filed a continuance. An agreement with neighbors was reached the same day the continuance request was filed. Initially, Planning Staff was not in favor of withdrawing the continuance request due to public notification. PTRA submitted a letter advising that immediate neighbors were not aware of the continuance. The withdrawal was accepted. Petition was approved with commitments.

## V. LIQUOR PERMITS

- 5/4 Passage to India – 4225 Lafayette Rd. – Transfer – Beer & Wine
- 5/18 Taco – 4040 N. High School Rd. – New – Beer & Wine
- 6/1 Yen Ching – 9150 N. Michigan Rd. – Renewal – 3-way
- 6/15 Cloud Nine – Renewal – 3-way
- 6/15 Traders Mill Grill – Renewal – 3-way
- 7/6 Sports Zone 6601 - Coffman Rd. – New – Beer & Wine

## VI. LAND USE –CONTINUED PETITIONS

- 1) **5248 Moller Rd. and 5455 W. 56<sup>th</sup> St. – 2009-ZON-018** AT&T of Indiana requests rezoning of .905 acre from the SU-2 and SU-43 districts to the SU-20 classification to provide for telecommunications facilities.
- 5455 W. 56<sup>th</sup> St. and 5248 Moller Rd. – 2009-ZON-808/2009-VAR-808** YMCA of Greater Indianapolis requests rezoning of 14.392 acres from the SU-2 and SU-43 districts to the SU-38 district to provide for a community center. Variance of development standards to provide for, a) 25-ft tall, 24- sq. ft. pole sign, with a 64-sq. ft. electronic variable message sign (EVMS) component, located approximately 110 feet from a dwelling district (max. 4-ft. tall sign permitted within 600 feet of a dwelling district; EVMS components not permitted in the SU-38 District; EVMS components not permitted within 600 feet of a protected district); b) an 8-ft tall, 48-sq. ft. pylon sign, located 40 feet from a dwelling district (max. 4-ft. tall sign permitted within 600 feet of a dwelling district). Council District 7. Hearing continued by petitioner to 6/25/09, Hearing Examiner. Presenter is Tim Ochs/Greg Ewing. Chairperson is Jan Marshall, Vice President-District VI. **2 rezoning petition and a variance. Size of the Moller Rd. sign reduced, therefore, no variance needed for that sign. The Lafayette Rd. sign will have “Pike YMCA”, an EVMS, and St. Vincent on it. There are 2 commitments. 1 rezoning for occupancy, construction materials, and similar architectural themes to Snacks Crossing Elementary School. 1 variance for the EVMS sign. There will be 10 seconds between sign message changes, will not display messages that flash or move, will be available for public and community messages that are consistent with YMCA attitudes, and will not display advertising for commercial products or services. They are currently soliciting donations for the project. Sidewalks will be installed. The land is being donated from Pike Schools to the YMCA for \$1 if they build a facility of this size. Tanjela Floyd, YMCA Communications, gave a short presentation. She said there would be great programs for youth, a community room and normal YMCA facilities. The “Y” provides financial assistance – membership fees based on income. They have received positive comments from neighbors. There will be between 15 – 30 employees. There will be a final site and building plans at a later time. Susan requested a commitment of “Final site and building plans shall be submitted to PTRA for review and comment at the same time the plans are submitted to the Administrator for approval and prior to issuance of Improvement Location**

*Permits.” Petitioners agreed. Jan motioned to support with commitments. Nancy seconded. Motion passed unanimously.*

- 2) **3904 W. 86<sup>th</sup> St. – 2009-UV3-005** Sharries K. Garrett requests a variance of use and development standards to provide for an office (not permitted) and a 5-ft. tall, 6-sq. ft. sign (freestanding signs not permitted) with a 2-ft. front setback (min. 15-ft. front setback required). Current zoning is D-2 (FW). Council District 1. Hearing continued by PTRA to 6/23/09, BZA III. Presenter is Vicki Tipton. Chairperson is Ed Harper, Vice President-District II. *Destiny Realtors made a presentation. The house has been completely refurbished. Tim complimented the petitioner on the improvements. He had seen the property when it was for sale. Great improvement. The property is currently zoned residential. Staff is requesting a commitment for an integrated drive access to the west adjoining property. Petitioner does not agree with request; she would prefer to retain the trees and existing drive. Expense is one concern, plus she doesn't envision the need. The west property is currently a hair salon; they will not share customers. She is willing to commit to striping of 4 parking spaces within 6 months of approval. Eventually, the property's basement may be refurbished and rented. Board members requested any rental be consistent with real estate business. Petitioner agreed the rental area shall be limited to interior design, mortgage company, title company, or insurance company. Ed Harper motioned to support with the 2 commitments. Don Bryson seconded. Motion carried unanimously.*

## **VII. LAND USE – NEW PETITIONS**

- 1) **4331 Dandy Trail – 2009-ZON-813 & 2009-APP-813** Richard Michael Neese requests rezoning of 3.372 acres, from PK-1 (FF) and PK-2 (FF) to PK-2 to provide for park perimeter uses. PK-2 approval to provide for construction of a single-family dwelling. Council District 6. Hearing date is 6/25/09, Hearing Examiner. Presenter is Mike Neese. Chairperson is Mark Jakubovic, Vice President-District V. *Mr. Neese (builder) and Mr. Caldwell (property owner) presented. They want to completely rebuild a new house on the property. By demolishing the existing house they are required to rezone the property. There is an issue whether the entire parcel needs to be zoned PK-2 as per the request. Currently all Eagle Creek Reservoir parcels have PK-1 zoning from the water to at least where the 815-flowage easement line is. They need to revise the request for PK-2 to the 815-flowage easement only. Committee needs to be formed to discuss concerns and negotiate commitments. PTRA requested petitioner file continuance. They were reluctant. PTRA will file. Discussion regarding 2-week versus 30-day continuance (determined later, Staff would not permit a 2-week automatic continuance). Very long discussion regarding zoning protocol. A committee was formed consisting of Mark, Nancy, Tim, Jan, Clint, and Susan.*
- 2) **9211 Moore Rd. – 2009-UV2-016** Peter F. Kunz and Jane Elder Kunz, requests a variance of use to provide for two single-family dwellings on one parcel (not permitted). Council District 1. Hearing date is 6/16/09, BZA II. Presenter is Greg Zubek. Chairperson is Don Bryson, Vice President-District I. *Don and Susan spoke with Mr. Zubek. Kunz's are renovating old farmhouse to be used as a guest home. It was determined a presentation was not necessary.*
- 3) **8404 Michigan Rd. – 2009-APP-070** Allude Inc., requests a modification of commitments related to petition 2001-ZON-133 as previously modified by 2006-APP-846, to modify commitment nine of petition 2001-ZON-133 to extend permitted delivery times to include the hours between 9 a.m. and 4 p.m. on Saturdays, and the hours between 11 a.m. and 3 p.m. on Sundays. Council District 1. Hearing date is 6/25/09, Hearing Examiner. Presenter is Elizabeth Williams. Chairperson is Ed Harper, Vice President-District II. *Aldi's desires to expand delivery times. They want to add 9 – 4 on Saturday and 11 – 4 on Sundays. Susan has spoken with adjoining residential property owner. He is not in favor. Current commitments permit deliveries Mon – Friday 7:00 AM – 6:00 PM. A statement was made that Aldi's has never honored original commitments regarding trash removal and deliveries. Motion was made by Ed H. to oppose, duly seconded. Motion carried unanimously.*

**Meeting duly adjourned at 10:26 PM**

