

FRANKLIN COUNTY AREA PLAN COMMISSOIN
MEMORANDUM & MINUTES
COMMISSIONERS/COUNCIL PUBLIC MEETING ROOM 203
FEBRUARY 12, 2020 @ 7:00 PM

THOSE PRESENT; Chris Ernstes, President; Ruthie Mannix, Vice-President; Denny Brown, Ed Derickson, Mary Rodenhuis, Glenn Bailey, and Robert Braun. Also present were Tammy Davis, Commission Attorney, and Cindy C. Orschell, Director.

MINUTES – MOTION – Mary Rodenhuis moved to approve minutes subject to the corrections, Ruthie Mannix 2nd. AIF. MC.

CU-3-19-21280 FOR BRACKNEY, INC. to revise the original conditional use in Section 25 of Highland Township located at 2145 State Road 1 containing 86.73 acres, parcel # 24-16-26-200-001.000-008. The property is zoned Open Industrial. This application was continued from the January 8, 2020 meeting.

Chris Ernstes- asks Cindy Orschell if notices are in order. Cindy Orschell- yes.

John Bear, Attorney representing Brackney Inc. was present, along with Mark Brackney and Kevin Brackney. John Bear- In regard to the process, it's an administrative process, which requires due process. a due process requires impartiality, due process requires that my client have a fair hand shake at having his application not only heard but reviewed and considered on the merit of the application. To do otherwise you start to raise questions on violations of the 14th amendment, Article 1, Section 21 of the Constitution of this state.

John Bear -In a recent article, and it concerns the application for the variance last month and I was quoted as stating "my client self-created the problems that he has had" that is categorically wrong, and as stated at the meeting last month; in establishing the practical difficult standards, there is a 3-prong test. His client cannot be responsible for creating the problem. He is wanting to dispel inaccuracies and to get back to reality as to what was actually transpired. His client cannot create an issue when he is relaying on permits that were issued.

John Bear - With regard to the procedural history, the application was originally submitted on January 26, 2018, as CU-1-18-20703 to allow for a building supply storage yard, subsequently improvement location permits were issued in March, June, and November of 2018. Something else that has inadequately reported was that magically the building sizes increased. Yes, plans did change, and if you look at what was permitted, we have stayed in compliance with what was issued.

The ordinance was amended by adding a development plan, after Brackney filed his application the application was filed on Jan 26, 2018, and the ordinance was adopted in September of 2018. The notion of the Brackney's doing whatever they want is unfounded, and unfair, it is a learning process, and the actions taken by his clients, clearly shows they understand how things are to be done, is different than how they were once doing them. But to be fair, following the code is like a moving target, and that should not be held against them, not after doing business for 46 years in the county, and not after doing something a certain way. The timing is interesting; get approval in first half of year in 2018 and second half of 2018, Section 80.06.03, e 5, amended; Section 80.06.03, paragraph J. amended; Section 80.06.03. I amended; Section 80.06.03 F amended; and 80.06.03 E amended.

John Bear - At one time a fence was proposed, the neighbors didn't want a fence; we accommodated them. Relocating of the proposed fuel tanks, the original application was 16' off the property line, now it's 100'. At 16' feet his clients had the right to do that, but in a show of good faith they wanted to be a good neighbor and do things right. This is for the re-location of the fuel, that's what our application is. There has not been an increase in the capacity, 2000 gallons for highway diesel; 2000 gallons for off road diesel, and 1000 gallons for gas, the tanks are double wall insulated.

John Bear- It's been heard that some would like to move this into the category of bulk fuel storage, this is not well founded. The application is for building material supply or storage, Section 80.06.03 g, stipulates if multiple conditional uses, the applicant determines which fits their application or their use, the application is for building material storage or supply yard. Who can define bulk storage, it's not in the code? There is no objective standard for anybody to follow, he points to defining the code under Indiana Administrative Code Title 675 Fire Prevention and Building Safety Commission, Article 22 Fire Prevention Code, Chapter 23.

John Bear - The Brackney's were following a class 1 facility, 6000 gallons or less, we are at 5. Minimum distance for a class 1 facility, is 5 feet; minimum distance from lot line 15' feet, and the original application was 16 feet, by right they have the opportunity to do that, but in show of good faith, and be a good neighbor, we are willing to go the 100 feet. Minimum distance to a side yard of any public way 5 feet, minimum distance between tanks 3 feet. The application before you tonight was submitted for the sole purpose of relocating the fuel tanks, and the reasons put forth by the State of Indiana, they meet all the setback requirements, all the distance requirements, the capacity is not changing, the code doesn't currently define it, and we can't hold them to subjective standards.

John Bear - submitted letters from local fire departments stating the project presents no issue or concern (letters on file).

John Palmer, Economic Development Commission in Franklin County – has been working with Mark Brackney and he mentions a professional landscaper for this project that with EDC will be doing for Brackney Inc., he has reached a compromise with the neighbors, and working on lighting. Robert Braun – will this be presented to us, or will it be planted and we will find out after its done? John Palmer –felt the board could see the plan.

Ruthie Mannix – is this reflected on the newest development plan the second one we received, its slightly different than the original one? John Palmer –no, there is already a plan for landscaping around the office, this would be on the driveway coming in. Ruthie Mannix – asks about height of the trees. John Palmer – there are some constraints, that's why we want a professional.

Robert Braun – subject of lighting; wanted to do a demonstration for lighting, and didn't know if he wanted to do it as a member of the APC or walk to podium as a citizen. Chris Ernstes – is this a question to John Palmer? Robert Braun – yes, this is in reference to lighting. Mary Rodenhuis – are you recusing yourself? Robert Braun – I am not. Chris Ernstes – are you presenting this as a member of the commission? You could have a potential conflict of interest if you vote on it. Robert Braun – demonstrated the type of lighting that Mark Brackney currently has, and what was proposed and approved of the board. Mary Rodenhuis - asks Robert Braun to decide if he was going to be an APC Member or a citizen. Robert Braun – this is objectionable to me as a citizen, and demonstrates what would be acceptable to him. John Palmer– maybe look at it again, doing another study on lighting.

Mary Rodenhuis- if you are going with evergreens make sure the landscaper picks the right evergreen tree. They are becoming less adaptable to our area.

PUBLIC COMMENT - Greg Guilfoyle – mentions the soils and having them tested. Mary Rodenhuis - any good landscaper should take a soil test before planting. Greg Guilfoyle – Mark has worked to make this a nice facility, and said he is not in favor of any of it, and never has been but if he had to have somebody what he has put up there is a lot nicer than all of people in the industry that don't care about any of the public. It's done and we should try and get it finished for Mark Brackney. They did go over the lighting and Mark Brackney said he would look into lighting after the security teams come through and look at what's needed. He feels there are ways to fix the lighting to where it's adaptable for everybody in the area.

John Bear – there is a 5 -year development time line. With regards to the lighting at one time there was a fence proposed, and feels there is a security issue and we need the lighting for security. In reference to the downward facing lights, that is still part of the plan. We modified the lighting to the facing State Road 1, and asked if board members had drove by. There is no objective standard to go by, and have shown willingness and taken steps to accommodate the neighbors and to fulfill the purpose of having security light. The photo lighting is explored and it is not a viable option.

Ed Derickson – the downward lighting is that lighting is what was expected and it's what was presented. John Palmer– that was for the access drive, and the modification does create the downward light on the westerly side.

Mary Rodenhuis – has noticed the change and it will take years for some of the trees years to get big enough to filter some of the light. Robert Braun – this was the only thing that was presented for lightning, it wasn't presented to be on the driveway only.

John Bear – it's not open for discussion, there is no objective standard. Robert Braun - there is one building with lights, there are other buildings that don't have lights, and I hope they are not wall-pack. He hopes they are what was presented to the APC and that we voted on and approved the project. Ruthie Mannix– there are reasons that those lights might not be as effective as you want, but if the neighbors are happy, she is ok with the compromise.

John Bear – the clients understand the process is different than when they previously submitting their application, it changed. That's why we went for a variance, that's why we are here for a conditional use, and changes need to go before the board and we were not aware of that at the time it was done. There are other projects throughout the county, not to mention on State Road 101 that have the same exact lighting being used. You can't arbitrarily apply to one scenario and not the another. Robert Braun – has an objection as a citizen of Franklin County on the lighting, the statement made about the hotel on 101; they didn't present the type of lightening that he has seen in the plan, and Mr. Brackney did.

Mary Rodenhuis – Robert Braun you are objecting to as a citizen to the light? Robert Braun – I'm saying MOTION - Mary Rodenhuis moves to have Robert Braun.... Chris Ernstes – asks that the board follow the same rules as that's expected of the audience, if you want to speak you must raise your hand and be recognized, this will not be like this. We need to conduct ourselves in the same manner that we expect of the audience as a board member you will raise your hand, and be recognized by the Chair. MOTION - Mary Rodenhuis – moved to have Robert Braun recused, as a code of ethics because as a citizen he stated in this meeting as a citizen that he has an issue with something and she feels he cannot be unbiased. Robert Braun as a citizen of Franklin County and of the United States of American and he doesn't give up any rights to sit on this board, he is a citizen and has the right as anybody else.

Chris- Ernstes- refers to Tammy for her opinion on Mary Rodenhuis's motion. Tammy Davis- the APC is slightly different than the BZA; (she asks Robert Braun) are you concerned as a board member or citizen? Robert Braun – I am a human being and I have concerns. Denny Brown– we are all citizens, and we are our own particular group we are upholding the citizens who we are here for. Chris Ernstes– we are all citizens, but we have a specific role that we have agreed to by becoming a member of this board, and we all have codes of conduct. Tammy Davis - we are not here on lighting or landscaping; we are here on the relocation of the fuel. The only thing before the board is the application itself, Robert Braun has not spoken on that issue. His feelings on these other issues shall not impact anything on the fuel tanks.

Chris Ernstes – is it two different issues; is that a separate issue than what is before us tonight for the change in the application, and do those need 2 different types of hearings to deal with or two different agenda items. Tammy Davis – the only thing before the board is the relocation of the tanks.

John Bear- our conditional use permit applications, is for a specific revision of relocating the fuel tanks. Tammy Davis- there is another avenue to take if this board feels it's not along the lines of what was presented with the original application.

Ruthie Mannix– that is why I asked about the landscaping, and wanted to clarify. Tammy Davis– that is fine if they want to share the plan, but they do not need to come back before the board for the landscape plan. Ruthie Mannix – a technicality, it is different in the original plan than this one.

John Bear – the difference is if you look in the most recent plan, the timeline was tight and this is one of the details that did not get on the plan. And they are committed to the original plan and to putting something on the south side.

Robert Braun – spoke about discussion on a cover for the fuel tanks, that will be a structure? Cindy Orschell – yes, that's true. Robert Braun- That would change that from a fueling station to a structure. John Bear– there is no canopy shown?

Mary Rodenhuis- an open motion on the floor. Chris Ernstes – apologizes he asked Tammy Davis concerning the validity of the motion. Tammy Davis - you are talking about the relocation of the fuel storage. Chris Ernstes – asks Mary to follow through with her motion, or withdraw her motion. Mary Rodenhuis– board to decide to follow through with her motion. Chris Ernstes- is this the right time for this motion? John Bear – the appeal process for this application is over to the courts, and if it doesn't go in his clients favor on this the record is such that we would act. MOTION - Glenn Bailey 2nd for Robert Braun be recused from this motion based on conflict of interest. Glenn Bailey -withdrew his motion; he was understanding that it was a motion on the application. No second, Mary Rodenhuis's motion fails.

Denny Brown – the drawing does show a cover. John Bear – if there is no canopy, he needs to go through additional steps. Mark Brackney – can we have the option to add a canopy later? Tammy- site plan # 4 said a canopy is on plan.

Denny Brown – can you put it up now, is the state requiring a canopy. Mark Brackney – if this a positive vote tonight, he plans on getting with his architect for a canopy for the fuel tanks. Tammy Davis – it is in the plan for a canopy. Robert Braun – asks Cindy Orschell if it would be proper to approve this, that this would be considered a structure with the canopy. Cindy Orschell – wouldn't be a problem as long as the board would approve it this way.

MOTION - Robert Braun – if the state approves the canopy, we would approve moving the fuel station. Chris Ernstes- maybe board isn't ready for a motion, feels there is more discussion. MOTION – Mary Rodenhuis moved to approve application CU–3-19-21280 as stated on development plan and proposed descriptions presented, Ruthie Mannix 2nd. AIF. MC. Tammy Davis – this is a favorable recommendation to the BZA.

AMENDMENTS – David Mannix and Daryl Kramer were present. Amendments to Section 80.06.04 Conditional Uses; Section 80.13 Definitions; Section 80.06.06; and 80.09.02 Deed Disclosures.

Section 80.09.02 Deed Disclosures, B, Appendix A; Notice of Agriculture Activity: Delete “In addition, I agree to record this document at the Franklin County, Indiana Recorder’s Office with a fee of \$25.00”

80.06.04: Specific Conditional Uses

Boarding House, Lodging House, Tourist Home, and Bed and Breakfast of 3 or Fewer Rental Units:

- a. Approval Process: Class 1, Allowed Without Permit - (I) Class 3, Town of Brookville, Cedar Grove, Mt. Carmel and Oldenburg, Ordinance # 1-2012, passed on 6/26/2012
- b. Zones Permitted: A1, A2, RE, R1, R2, R3, LB, GB, PB, and I-1

Boarding House, Lodging House, Tourist Home, and Bed and Breakfast of 4 to 8 Rental Units:

- a. Approval Process: ~~Class 2, Permitted by Executive Decision~~ Class 3, Permitted by Hearing
(I) Class 3, Town of Brookville, Cedar Grove, Mt. Carmel and Oldenburg, (Ordinance # 1-2012, passed on 6/26/2012).

- a. Zones Permitted: A1, A2, RE, ~~R1, R2,~~ R3, LB, GB, PB, and I-1

Boarding House, Lodging House, Tourist Home, and Bed and Breakfast of 9 or Greater Rental Units:

- b. Approval Process: Class 3, Permitted by Hearing
- c. Zones Permitted: A1, A2, RE, ~~R1, R2,~~ R3, LB, GB, PB, and I-1
(Ordinance # 2016-14, passed on 5/23/2016)

Clinic ~~(Medical)~~ Medical and/or Dental:

- a. Approval Process: Class 3, Permitted by Hearing
- b. Zones Permitted: A-1, A-2, RE, R-3, LB, PB, GB & I-1
- c. Minimum Lot Area: 15,000 square feet
- d. Screening: Level 1

Health Care Facility, ~~Residential (Nursing Home):~~

- a. Approval Process: Class 3, Permitted by Hearing
- b. Zones Permitted: A-1, A-2, RE, R-3,-LB, GB, PB, ~~I-1, I-2;~~ Delete; I-1, and I-2 as zones permitted, (Ordinance # 2018-15, passed on 9/4/18)
- c. Minimum Lot Area: 12,000 square feet, and not less than 1000 sq. ft. per occupant
- d. Landscape Screening: Level 1
- e. Maximum Height: 45 feet
- f. Adequacy of Sewers: Approval required

SECTION 80.13 C DEFINITIONS

Clinic, Medical and/or Dental A building used for the care, diagnosis and treatment of sick, ailing, infirm or injured persons, and those who need medical and surgical attention, but which building does not provide room and board or regular hospital care and services.

Health Care Facility.....A licensed facility or institution, public or private, principally engaged in providing services for diagnosis and/or treatment of human disease, pain, injury, deformity or physical

condition. Such facility may be a hospital, clinic or center, skilled nursing facility, extended care facility, or laboratory or central services facility serving one or more such institutions.

Hospital.....An institution licensed by the State Board of Health and providing health services primarily for in-patient medical or surgical care of the sick or injured and including related facilities such as laboratories, outpatient departments, training facilities, central service facilities and staff offices which are an integral part of the facility, provided such institution is operated by, or treatment is given under direct supervision of a licensed physician. Types of hospitals include general, mental, chronic disease and allied special hospitals such as cardiac, contagious disease, maternity, orthopedic, cancer and the like.

80.06.06 – Addiction Treatment Services Definitions of words and phrases used in this section are found in Section 80.13 F.

A. Purpose and Intent

It is the purpose and intent of this Article to regulate Addiction Treatment Services to promote the health, safety and general welfare of the citizens of the County and to ensure their presence will not be injurious to other properties in the immediate vicinity for the purposes already permitted.

The provisions of this ordinance have neither the purpose nor effect to deny access by the medical community to their intended market.

B. Regulations for Addiction Treatment Services

1. Addiction Treatment Facility

- a) Approval Process: Class 3, Permitted by Hearing; subject to the specific conditions imposed and approved by the Board of Zoning Appeals b) Zones Permitted: LB, GB, PB, I-1
- c) Any proposed program shall not be located on a parcel of real estate that is within five hundred (500) linear feet of the boundaries of a parcel of real estate having situated on it a public or private school, child day-care center or child serving agency.
- d) Any proposed program shall not be located on a parcel of real estate that is within one hundred (100) linear feet of the boundaries of any properties zoned for residential purposes.
- e) Any proposed program shall provide a valid, current certificate issued by the State of Indiana reflecting the entity’s compliance with statutory and regulatory requirements for operating as a provider of services.

2. Opioid Treatment Facility

- a) Approval Process: Class 3, Permitted by Hearing; subject to the specific conditions imposed and approved by the Board of Zoning Appeals b) Zones Permitted: LB, GB, PB, I-1
- c) Any proposed program shall not be located on a parcel of real estate that is within five hundred (500) linear feet of the boundaries of a parcel of real estate having situated on it a public or private school, child day-care center or child serving agency.
- d) Any proposed program shall not be located on the boundaries of a parcel of real estate that is within one hundred (100) linear feet of any properties zoned for residential purposes.
- e) Any proposed program shall provide a valid, current certificate issued by the State of Indiana reflecting the entity’s compliance with statutory and regulatory requirements for operating as a provider of services.

3. Recovery Residence

Recovery residences without on-site supervision by medical staff are regulated as boarding houses and are allowed under the same conditions and in the same zones.

Recovery residences with on-site supervision by medical staff providing clinically managed service shall be subject to the following:

- a) Approval Process: Class 3, Permitted by Hearing; subject to the specific conditions imposed and approved by the Board of Zoning Appeals b) Zones Permitted: LB, GB, PB, I-1
- c) Any proposed program shall not be located on the boundaries of a parcel of real estate that is within five hundred (500) linear feet of the boundaries of a parcel of real estate having situated on it a public or private school, child daycare center or child-serving agency.
- d) Any proposed program shall not be located on a parcel of real estate that is within one hundred (100) linear feet of any properties zoned for residential purposes.
- e) Any proposed program shall provide a certificate issued by the National Alliance for Recovery Residences (NARR), or the most current governing body, reflecting the entity's compliance with standards for operating as a provider of services.

80.13. F Addiction Treatment Services Definitions

For purposes of this code, certain terms and definitions apply to section 80.06.06, Addiction Treatment Services as follows:

Addiction Treatment Facility: A facility certified by the Indiana Department of Mental Health and Addiction (DMHA) as an adjunct to an opioid treatment facility and shall not administer opioid treatment medication. It offers a broad range of planned and continuing care, treatment, rehabilitation, and recovery, including, but not limited to, counseling, psychological, medical, and social services, designed to influence the behavior of an individual who abuses alcohol or drugs based on an individual treatment plan.

Opioid Treatment Facility: means the building and the location at which an Opioid Treatment Program provides the following services: (1) The administering of an opioid treatment medication. (2) A comprehensive range of medical and recovery services to alleviate the adverse medical, psychological, or physical effects incident to opioid addiction.

Recovery Residence: An abstinence-based living environment for individuals that promote recovery from: (1) alcohol and (2) other drug abuse and related issues. There are various terms to describe recovery housing including sober housing, supportive services, wraparound services, halfway housing, faith-based housing and transitional housing.

Medical Staff: Examples include but are not limited to Physicians, Physician Assistants, Nurse Practitioners, Clinical Nurse Specialists, Certified Registered Nurse Anesthetists, and Certified Nurse Midwives.

NARR: The National Alliance for Recovery Residences, whose mission is to support persons in recovery from addiction by improving their access to quality recovery residences through standards, support services, placement, education, research and advocacy.

COMMENTS - Ruthie Mannix – asks if this proposed amendment was advertised. Cindy Orschell – Yes.

Denny Brown – is this new to be added or under a different section. David Mannix – it's a combination, modifications to existing code, and some new.

Denny Brown – under the 3 or fewer under the county allowed without permit, the state has jurisdiction on serving food. And feels it shouldn't be allowed without permit. David Mannix– they did discuss to put a higher level of class approval, with it being smaller facility why make it more bureaucratic steps.

Daryl Kramer– hasn't seen any issues with three or less, feel the issue comes with 6 or more. Denny Brown – the point is to allow a bed and breakfast of 3 or few rentals makes no sense. Ed Derickson – expressed concern on septic and agrees that it should be a class 3. Ruthie Mannix – doesn't think we should be policing if somebody can rent a room for somebody. Denny Brown - it's not just renting out a

room, it's a bed and breakfast you are serving food that's his concern. David Mannix– feels it's a different issue.

Chris Ernstes– from a procedural point, that's something that can be addressed at another time. David Mannix– recommend to try to get it approved and move forward. Ruthie Mannix– if this is changed, it would have to be re-advertised and have another public hearing.

MOTION - Mary Rodenhuis– moved to send a favorable recommendation on Section 80.06.04 conditional uses to the Commissioners, Glenn Bailey 2nd. AIF. MC. MOTION - 80.13 definitions. Glenn Bailey - moved to send a favorable recommendation on the Commissioners, Robert Braun 2nd. AIF. MC. MOTION - Section 80.06.06 conditional uses, Glenn Bailey moved send a favorable recommendation, Robert Braun 2nd. AIF. MC. MOTION – 80.09.02 Deed Disclosures. Denny Brown – asked what's being deleted. Delete "In addition, I agree to record this document at the Franklin County, Indiana Recorder's Office with a fee of \$25.00". Glenn Bailey – moved send a favorable recommendation to the County Commissioners, Robert Braun 2nd. AIF. MC.

PUBLIC COMMENT - Connie Bischoff, Franklin County Recorder – not be recording? Board- yes. Mildred Simmermeyer – recorded the notice of agriculture activity and asks for her money back.

ATTORNEY CONTRACT – MOTION - Robert Braun moved to accept the contact with Tammy Davis for 2020, Glenn Bailey 2nd. AIF. MC. Sara Duffy with the media – requested the board to disclose the terms of the contract. Chris Ernstes- read contact. (attached to minutes in minute book)

REPORTS - Monthly building activity report was presented.

VIOLATIONS - Derryl Cregar - 9165 Cummins Road Metamora, IN 47030 Brookville Township Parcel # 24-08-02-200-003.000-003. 12/10/2019 still in violation. Tammy Davis -

Wilbur Cregar- P.O. Box 356, Laurel, IN 47024, Parcel # 24-02-29-400-003.000-010 located at 23039 US 52. Another letter was sent on 2/12/2020

Robert Barngrover- 27137 State Road 244, Rushville, IN 46173, Lot 64 in Andersonville, parcel # 24-01-15-128-005.000-013. Tammy Davis - unable to make contact with Barngrover, it was previously owned by Jeffrey Sherwood, she sent a letter to Barngrover at new address. Ruthie Mannix– what if you buy a property with the violation. Tammy Davis – it's still the current property owner.

Daniel & James Davis, 27129 State Road 244, Rushville, IN 46173, 24-01-10-398-014.000-013, Lot 34-39, 48 in Andersonville. Tammy Davis– filed suit at end of January of 2020, and she has received notification back, but she has not spoken with him. Will try and touch base with him again.

Randy & Bridget Smith- 6014 St. Peter's Road, West Harrison, IN 47060, Parcel # 24-17-31-200-008.000-021. December 11, 2019 some improvement, Tammy Davis was to send letter. Bridge Smith was in office, a site visit will be done.

Neeley, Ashley D. Burch Life Estate Virginia Neeley- 6175 Shop Road, Brookville, IN 47012, Parcel # 24-08-21-200-011.000-005 at 8177 Shop Road. Chris Ernstes- violation since May of 2019 with many site visits. Cindy Orschell - has been inContact with Virginia Neeley, several times by email and property is being monitored.

Town Board of Trustees, Town of Brookville- 1020 Franklin Avenue, Brookville, IN 47012, Parcel # 24-10-20-400-005.000-004 located at Town Park. Chris Ernstes – status. Cindy Orschell received an email form engineer on project to get plans ready to be submitted to state.

Matthew G. Harrison- 7105 Oxford Pike, Brookville, IN 47012, Parcel # 24-10-13-140-003.000-003 located on Whitcomb Road. Chris - January 30, 2020, no contact. Matthew Harrison was present. Yes, there are campers on his property for temporary residence. Asks about putting in new windows, some framing, working on getting a permit for septic, having an issue with the perimeter drain. Has removed one of the campers, and wasn't aware of zoning law on campers. And doesn't feel she should have to remove the camp with it being his camper.

Chris Ernstes- person staying there is intermittently staying there and helping him with his construction. Also has other properties so he can move the camper back in forth. Robert Braun - asks if he as a time frame.

Glenn Bailey - was on site working on drainage issues with him, and that needs to be addressed before he can get septic. Matthew Harrison- questions regulation on the storage of campers, says there are people living in campers all in the county. Denny Brown - it's not a storage issue, it's a living issue, and septic.

Chris Ernstes - we can only deal what is presented to us. Matthew Harrison - if he makes a list of these campers you can address them? Chris Ernstes- brought through the proper channels, and that has no bearing on what we have to with you.

Matthew Harrison- asks about changing this zoning, he knows a lot of people who use their property for camping. Chris Ernstes - that's a separate issue as to what we have at hand now.

Matthew Harrison- asks about moving his camper to his other property. Chris Ernstes - if you move the camper from the property that considered the complaining, they that would solve this complaint.

Matthew Harrison- asks for another thirty (30) days. Chris Ernstes - another thirty (30) days? Matthew Harrison- in addition to his thirty (30) day.

MOTION - Robert Braun moved to give him sixty (60) days to get the camper issue resolved. Cindy Orschell- under the interpretation that he should stop any work on remodeling. Matthew Harrison - making it into apartments. Chris Ernstes- so the question is if he needs to stop. Cindy Orschell - is to the understanding there is no plumbing in this building, and now you are adding plumbing. Matthew Harrison- not adding plumbing now, did do some framing. MOTION - Mary Rodenhuis moved to allow maintenance work for the building structurally, no electric, plumbing or framing until permits are in order, Denny Brown 2nd. AIF. MC.

Thomas J. Whipple, 19151 US 52, Metamora, IN 47030, Parcel # 24-02-36-100-014.001-012. Letter sent on January 30, 2020, no contact as February 10, 2020. Cindy Orschell- has had no contact with Thomas Whipple.

Justin Moore, 269 E 4th Street, Brookville, IN 47012, Parcel # 24-10-29-276-010.000-004. Site visit, letter sent on February 12, 2020. Violation is in process.

Greg S. Myers, 2165 Drewersburg Road, West Harrison, IN, Parcel # 24-17-26-200-007.000-021. Building without permit. Letter sent on December 19, 2019. No contact as of today.

Donald Harding, 1105 Eastern Avenue, Connersville, IN 47331, Parcel #24-01-34-300-005.000-013 located on Stipps Hill Road. Hearing on the 27th for contempt, and he is still incarcerated.

Steven T. Peters & Paula Godsey, 26095 US 52, Laurel, IN 47024, Parcel # 24-01-14-200-009.000-013. Came into office on January 3, 2020. Cindy Orschell - they were in office, and they were to come back in for the permit. Letter sent again on February 12, 2020.

Eugene & Sara Moster, 13014 Roemer Road, Brookville, IN 47012, Parcel # 24-08-03-200-001.000-003 located on US 52. Building without permit, letter must be filed with DNR. Cindy Orschell – I have had contact with Gene Moster, looks like he may be too closed to property line, he needs to have his property lines marked. It's a pole building structure. He has been in the office,

T&L Development, 11177 US 52, Brookville, IN 47012, Parcel # 24-10-20-453-001.000-004 located on Division Street. Cindy Orschell - the are in compliance, permit has been issued.

ADJOURNMENT – MOTION – Robert Braun moved to adjourn the meeting, Mary Rodenhuis 2nd. AIF. MC. Meeting adjourned at 8:58 PM.