

**MINUTES**  
**City of Franklin, Indiana**  
**BOARD OF ZONING APPEALS**

**January 2, 2013**

**Members Present:**

|                     |                |
|---------------------|----------------|
| Tim Holmes          | President      |
| Phil Barrow         | Vice-President |
| Jim Martin          | Secretary      |
| Brian Alsip         | Member         |
| Rev. Richard Martin | Member         |

**Others Present:**

|               |                     |
|---------------|---------------------|
| Kevin Tolloty | Associate Planner   |
| Lynn Gray     | Legal Counsel       |
| Jaime Shilts  | Recording Secretary |

**Call to Order:**

Tim Holmes called the meeting to order at 7:00 p.m.

**Election of Officers:**

Jim Martin made a motion to nominate Tim Holmes as President. Phil Barrow seconded the motion. Nominations were closed. The motion passed unanimously.

Rev. Richard Martin made a motion to nominate Phil Barrow as Vice President. Jim Martin seconded the motion. Nominations were closed. The motion passed unanimously.

Brian Alsip made a motion to nominate Jim Martin as Secretary. Phil Barrow seconded the motion. Nominations were closed. The motion passed unanimously.

**Appointment of Legal Counsel:**

Jim Martin made a motion to reappoint Lynn Gray as the BZA attorney. Rev. Richard Martin seconded the motion. The motion passed unanimously.

**Approval of Minutes:**

Phil Barrow made a motion to approve the December 5<sup>th</sup>, 2012 minutes with a correction to the call to order. Jim Martin seconded the motion. The members voted unanimously to approve the minutes.

**Swearing In:**

Lynn Gray swore in the audience en masse.

**Old Business:**

None

**New Business:**

**ZB 2013-01 (UV) Joseph Stits:**

The petition is for a use variance to allow a beauty shop in the RTN zoning district. Joseph Stits, 498 E. Madison Street, stated that he has a garage unit on his property. It is a single car garage. The property also has a carport. He is requesting that the beauty shop have one station and be stationed in the garage. There is a driveway and it faces directly across from the Boys and Girls Club. There would only be remodeling done on the interior.

Mr. Stits stated there will be no impact on the general welfare of the community. There may be an overlap of two (2) people there at a time. He has a partnership with a cosmetologist that will be running the salon.

Mr. Stits stated the most adjacent property is his house. None of the other houses will be affected. There will not be anyone parking in front of other houses.

Mr. Stits stated the petition will not adversely affect the comprehensive plan.

Mr. Stits stated there is a practical difficulty as the garage currently is not able to be used.

Mr. Stits stated there is not an unnecessary hardship in regard to the community.

Mr. Stits stated the garage would have the garage door changed out to a window. It would also need sewer and water installed. He stated he is willing to agree to conditions as the Board requests. The sign for the business will be in the window.

**Action taken on ZB 2013-01 (UV) Joseph Stits:**

Rev. Martin made a motion to approve the variance with the following conditions:

1. Only interior modifications may be made with the exception of the garage door being removed and replaced with glass and a door.
2. The structure shall contain only one (1) station.
3. The structure shall not be used for as a residence.

Phil Barrow seconded the motion. The motion passed unanimously.

**Adjournment:**

There being no further business, the meeting was adjourned.

Respectfully submitted this 6th day of February, 2013.

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Tim Holmes, Chairman

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Jim Martin, Secretary

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