

February 13, 2013

Planning & Zoning Regular Meeting, 10 AM, Lakeview City Hall

Present:

Sherman Fine

Cindy Stephens

Ron Elchesen

Bill Funk

Chuck Birmes, absent

Mayor: Dennis Behling

Building Inspector: Maynard Gadway

I. New Business

- A. To hear a concern as expressed by Dawn Reithel (owner of properties in Lakeview) regarding Ordinance 94-08, dealing with condemnation of property.
  1. Ms. Reithel asked for a clarification as to what constituted a “nuisance” as addressed in the Ordinance, the criteria for a complaint and whether the Ordinance was enforceable and the means in which it would be enforced.
    - a. She presented the Commission with materials in which she set out specific Sections of the Ordinance and photos of properties which might qualify for condemnation.
    - b. Her questions specifically dealt with Section V, which allows the Council to condemn a property and have it torn down after 30 days of notification to the property owner.
    - c. Section VIII & IX, then addressed condemnation by the chancery court.
- B. Mayor Behling addressed these concerns stating that he and the Council were aware of certain Ordinances which needed to be “revisited” due to changes in State laws, etc. He stated he and the Building Inspector are in the process of reevaluating several Ordinances for changes and updates and clarifications.
  1. As stated by the Mayor, condemnation and tearing down of properties is not a simple, nor inexpensive process; due to these concerns, there has been an Ad Hoc committee approved for evaluation and presentation of alternatives available to Council and the City to improve the City’s appearance.
- C. Earl Heiler approached the Commission regarding a variance on the fence Ordinance for a property owned by Joyce Dennis on 80 Boat Dock Road.
  1. Since there was no drawing for the Commission to verify the installation proposed and the possibility of a contentious neighbor to Ms. Dennis’ request, it was decided to wait until a drawing was submitted to the Building Inspector, then schedule for special meeting.

II. Meeting adjourned 11:00 AM