

BANNER ELK BOARD OF ADJUSTMENT
WEDNESDAY, 04/15/2019
MINUTES

Members Present: Morgan Herdklotz, Fred Schmitt, Ted Silver, David Tate

Staff Present: Town Manager Rick Owen, Zoning Administrator Cheryl Buchanan, Town Attorney Representative Josh Coffey

Chairman Fred Schmitt called the meeting to order at 6:00pm. Chairman Schmitt asked everyone present to stand and join in the pledge of allegiance to the flag.

Consideration of the March 6th and March 25th, 2019 Minutes

With no changes to the minutes, David Tate moved to approve the minutes for both meetings as submitted. Morgan Herdklotz seconded. The vote was:

Morgan Herdklotz – Aye

Ted Silver - Aye

Fred Schmitt – Aye

David Tate - Aye. The motion carried with a majority vote.

BOA Order – Finding of Facts and Conclusions of Law for Appeal of the Zoning Administrator’s Decision #0215-1 Timing of a Permit

Chairman Schmitt advised those in attendance that the BOA were still in the deliberation phase of the hearing and would not be accepting any more testimony on this case. Presented tonight are the findings of fact and conclusions of law for the two hearings held on March 6, 2019 and March 25, 2019. The BOA was asked to review this document and vote to approve or disapprove. Ted Silver motioned to approve the BOA Order as presented with a second by David Tate. There was no discussion. The vote was:

Fred Schmitt: Yea

Morgan Herdklotz: Yea

Ted Silver: Yea

David Tate: Yea The motion carried with a majority vote.

With no further business, a motion to adjourn was heard from Ted Silver with a second by Fred Schmitt. The meeting concluded at 6:06 pm.

Respectfully submitted,

Cheryl Buchanan
Zoning Administrator, Town of Banner Elk