

2020 April 15
Greater Allisonville Community Council Board Meeting
Virtual/Remote ZOOM
Meeting Minutes and Notes (Amended)

Board Members Present via ZOOM: Sue Pfohl, Andy McNeilly, Joe Goeller, Jason DeArman, Gigi Caito
Board Members Absent: Don Melloy, Mo McReynolds, Doug McKee; Guests Absent: Councilor Dan Boots

President Sue Pfohl began the meeting at 7:05 pm by thanking Andy for facilitating our ZOOM meeting.

BZA Division I

April 7, 2020: Staff Reports

Case Number: 2020-DV1-009

Address: 9510 Aronson Drive (approximate address)

Location: Washington Township, Council District #3

Zoning: C-4

Petitioner: National Retail Properties LP / Bob Evans Farms LLC, by Charley Schalliol

Request: Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for the construction of a 40-foot tall, 148- square foot pole sign (maximum 20-foot tall, 135-square square foot pole sign permitted).

Discussion: The modification of the Keystone/96th Street intersection may necessitate a more visible sign.
(This location is near the now-withdrawn petition – BZA II 2020-DV2-006 at 3232 Harper Road. 61-foot tall, 210-square foot freestanding pylon sign (maximum 25-foot tall pylon sign and 200 square feet of sign area permitted for a frontage less than 500 feet.)

Gigi will determine if 2020-DV1-009 was heard on April 7.¹ If moved, we unanimously voted to oppose and Sue will send letter.

BZA Division II

April 14, 2020: Staff Reports,

Case Number: 2020-DV2-008(Amended)

Address: 6750 East 82nd Street (approximate address)

Location: Washington Township, Council District #3 Zoning: C-4

Petitioner: ARC CAFEUSA 001 LLC, by Elliot Smith

Request: Variance of development standards of the Consolidated Zoning and Subdivision Ordinance to provide for an oil change facility encroaching 5 feet into the proposed right-of-way of 82nd Street, with parking encroaching 10 feet into the front setback of Castleton Road and a trash container within the clear sight triangle of abutting streets and within the front yard and zero feet from the right-of-way of Cresco Street and five feet from the right-of-way of Castleton Road (trash containers not permitted in the front yard or within the clear sight triangle and 10-foot setback from the proposed right-of-way required).S

Staff recommends approval of this request with the following commitments:

1. The building shall be moved five feet north to be out of the proposed right-of-way of 82nd Street.
2. The parking spaces shall be removed from within the proposed right-of-way of 82nd Street by using the parking reductions.
3. A sidewalk shall be developed along Bash Street.
4. An additional two feet of right-of-way shall be dedicated along the existing 82nd Street right-of way (one-foot for widening the sidewalk and one-foot for maintenance).

Discussion: This business is not in keeping with Castleton Strategic Revitalization Plan² goals. It is near the Nickel Plate Trail with high visibility from both street and trail. Gigi will determine if heard on April 14.³ We voted unanimously to oppose if petition is continued. Sue will send letter.

¹ Continued to May 12, 2020

² <http://mycastleton.com/>

³ Continued to May 19, 2020

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Gigi reported that although we do not have petitions for those listed on April 21, the MDP will hold virtual hearings. She will provide the instructions on how to log on should we need to do that in the future.⁴

Ted that our By Laws do not contain language for virtual meetings. He presented the following resolution⁵ which we unanimously approved.

“RESOLUTION OF THE BOARD REGARDING COVID-19 AND ELECTRONIC MEETINGS

WHEREAS, the Board of Directors (the “Board”) of the Greater Allisonville Community Council, Inc. (the “GACC”) meets on a monthly basis to conduct regular business;
WHEREAS, the world has been stricken with the coronavirus “COVID-19”;
WHEREAS, in response to COVID-19, Indiana Governor Eric Holcomb has issued, among others, Executive Order 20-18, ordering Hoosiers to remain home and further prohibiting a host of non-essential activities;
WHEREAS, in response to COVID-19, Indianapolis Mayor Joe Hogsett has issued, Executive Order No. 2, 2020, declaring a warning-level local travel emergency in the city of Indianapolis and restricting travel of Indianapolis citizens;
WHEREAS, the bylaws of the GACC require a quorum of no less than one-third of the number of directors in office to be *present in-person* at the meeting;
WHEREAS, this provision of the bylaws, without alternative or reinterpretation, renders the Board unable to conduct regular business in light of the COVID-19 responses our state and city leaders have imposed; and
WHEREAS, the Board wishes to formally interpret this provision of its bylaws to enable the conduct of regular business of the GACC for the benefit of its members and the Greater Allisonville Community.

NOW THEREFORE BE IT RESOLVED that the Board interprets the in-person quorum provision of the GACC bylaws, and those other provisions that may be reliant on it, to allow electronic meetings of the Board for the duration of these COVID-19 responses, subject to the requirements below. All business properly conducted by the Board under this resolution shall constitute an official act of the Board.”

1. The means of electronic communication must permit each director of the Board, member of the GACC, and all other individuals attending the meeting to simultaneously communicate with each other during the meeting.
2. In addition to the meeting notice requirements contained in the GACC bylaws, the notice must include instructions to attend the meeting electronically.

Adopted April 15, 2020⁶

Ted reported that GACC Board violated By-Laws when he and Mo were approved and voted to Director positions. It currently states that any this vote is not valid by email and must be held in person. We voted unanimously to approve both to GACC Director position.

We discussed investing in a GACC Zoom account. There are both free and paid subscriptions. When board meetings are held electronically, Jason will update website reflect Virtual/Remote meeting on how to join the meeting.

Joe reported that ties and rails removed from Nickel Plate Trail.

Our next meeting is May 12, 2020 at 7:00 pm. Location to be determined.

Meeting ended at 8:05 pm

Respectfully submitted,

Gigi Caito, Secretary

⁴ [Docket and WebEx information](#): Event: Board of Zoning Appeals Division III ♣ Date and time: Tuesday, April 21, 2020 1:00 pm
♣ Event address for attendees: United States Toll Free 1-844-992-4726, United State Toll +1-408-418-9388 ♣
<https://indy.webex.com/indy/onstage/g.php?MTID=e9ef3aab02a09ae61228db9ae729050ca> Event Code 716 730 16

⁵ <https://www.dotloop.com/my/loop/134999004/file/588379133>

⁶ [Resolution Covid-19 Adopted 2020/4/15](#)