

# **BOARD OF ZONING APPEALS MINUTES**

**Tuesday, August 11, 2009**

**7:00 P.M.**

## **A. ROLL CALL**

Members Present:

Mike Hall– Chairman  
Nicole Daily – Vice-Chairman  
Jim Deaton  
Ken Nelson

Arnold McGill – Attorney  
Ashley Webb – Enforcement Officer

Members Absent:

Rick Pope

## **B. ACTION ON MINUTES**

Mr. Nelson made a motion to approve the April 20th minutes as corrected. Mrs. Daily seconded. Mr. Deaton abstains. Mr. Hall, Mr. Nelson, Mrs. Daily in favor. None opposed. Motion carried.

Mr. Deaton made a motion to approve the May 12th minutes as written. Mr. Nelson seconded. All in favor. None opposed. Motion carried.

## **C. OLD BUSINESS SCHEDULED TO BE RE-OPENED**

There was no old business.

## **D. OLD BUSINESS TO REMAIN TABLED**

There was no old business.

## **E. NEW BUSINESS**

- 1. Request:** **Conditional Use to add a LED message board to an existing sign.**  
**Applicant/Owner:** **Bruce LaGory**  
**Site Location:** **Gatch Hill Road**  
**Legal:** **Sec. 11, T4, R2, Map #11-11, Parcel #008.001**  
**Township:** **Washington** **Size: 2.77 Acres**  
**Zoning:** **Restricted Business (B-1)**  
**Note:** ***Tabled from the July meeting.***

Ms. Webb states that the Applicant is seeking the approval of a Conditional Use Permit to allow an LED sign element to be added to an existing sign on this 2.77 acre property. The proposed LED sign element—which is intended to advertise the existing restaurant business Journey’s—will be 120’ x 40’ and will occupy 26% of the proposed sign (96 square foot original sign and 33 square foot proposed LED sign). The LED sign element will be viewable from both sides of the sign and will be attached to the existing sign. The application also includes adding a 6’ wide pole cover to display the street address. Ms. Webb presents the staff report and shows slides

Mrs. Daily asks if there was a permit for the previous sign?

Mr. Hall states that was the original sign for the property, it’s been in place for 25+ yrs.

Kevin McCord of Sign-a-Rama states that the owners would like to clean up the existing sign and make it look fresh and nice. He states that in regards to the square footage, he is willing to move the LED up to meet the square footage requirements.

Mrs. Daily clarifies that the proposed sign will have no flashing and no scrolling messages.

Mr. McCord agrees and states that he is familiar with the standards of the County and he has reviewed those with the Owner. He further states that the type of sign being installed will have no imaging capabilities.

Mr. Deaton asks what the intensity of the light from the message board will be.

Mr. McCord states that during the daytime the light is brighter to see; while at night dimmers are activated and it becomes 25% less than daytime. He states that this sign is similar to the LED message board on Stateline Road, except this will be an amber board.

*Open public comment.*

Mr. Gary Satchwill of Gatch Hill Road, asks how late the lights will be burning on the sign?

Mr. McCord states that the external lighting is on a sensor; however the message board can continue through the night. He states that he is not certain how the owner will operate the sign hours. He states that this sign is capable of shutting down with programming.

*Close public comment.*

Mr. Deaton states that he is concerned with the hours of operation for the sign. He suggests set hours so that the lights go off at night.

Mrs. Daily believes this is a bar/restaurant and would like to see the sign operation to the business hours. She feels it is fine to shut off when the business is closed.

Mr. Deaton made a motion to approve a conditional use to add a LED message board to an existing sign, and grant a variance to add 14 square feet to the space allowed for square footage, for Bruce LaGory on Gatch Hill Road in accordance with the site plan and one restriction: that the sign can only be lit from dawn to midnight. Mr. Nelson seconded. All in favor. None opposed. Motion carried.

#### **F. ADMINISTRATIVE**

Ms. Webb presents the Enforcement Report.

Mr. Nelson made a motion to adjourn. Mrs. Daily seconded. All in favor. None opposed. Motion carried.

Meeting adjourned at 7:32 P.M.

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Mike Hall, Chairman

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Ashley Webb, Enforcement Officer