

December 13, 2005 6:15 p.m. Public Hearing

December 13th, 2005 Public Hearing on an Application for a Special Use Permit Meeting Minutes – 6:15 p.m.

Meeting called to order at the Village of Hainesville Council Chambers by Mayor Ted Mueller at 6:15 p.m.

Clerk Kathy Metzler took roll call. The following Officials were present: Mayor Ted Mueller, Trustees Walkington, Stiliz III, Genender, Bonds, Stiliz II and Gottsacker

Also present were: Village Clerk Kathy Metzler, Treasurer Kelly Hensley, EMA Coordinator Mark Gottsacker, and Village Attorney Adam Simon, Building Official Russ Kraly and Public Works Supervisor Jeff Gately

Absent: Deputy Clerk Debbie Zwicker and Police Commander Mike Robinson

Establishment of quorum

Agenda Approval

Trustee Walkington motioned to approve the Public Hearing Agenda; seconded by Trustee Genender.

Roll Call:

Ayes: Trustees Walkington, Stiliz III, Genender, Bonds, Stiliz II and Gottsacker

Motion carried.

Overview of purpose, process and procedure for public hearing:

Attorney Adam Simon explained the reason for the Public Hearing is to hear an application for a Special Use Permit.

Notice requirements review

Clerk Kathy Metzler reviewed all the notice requirements and is in compliance. The notice was published in the Daily Herald November 28th. Twelve certified letters were mailed out December 2nd and have received eight back. The sign was posted on Tuesday, December 6th.

Oath of office for anyone who plans to testify

Clerk Kathy Metzler swore in those who planned on testifying.

Presentation of Petitioners Testimony

1. Petitioner's Testimony
2. Cross-Examination by Village Board & Staff
2. Cross-Examination by Public

Presentation of Village's Testimony

1. Village's Testimony
2. Cross-Examination by Petitioner
3. Cross-Examination by Public

Testimony of any interested party (Public)

1. Public Testimony/Evidence
2. Cross-Examination by Petitioner
3. Cross-Examination by Village

Response of Petitioner

See attached court reporters transcript for all of the above testimonies etc.

Trustee Stiliz II motioned to recommend the approval of this subject to the testimony that in fact the east building façade will have what's required under the ordinance if it were a right-of-way; seconded by Trustee Genender.

Roll Call:

Ayes: Trustees Walkington, Stiliz III, Genender, Bonds, Stiliz II and Gottsacker

Motion carried.

Trustee Genender motioned to adjourn the Public Hearing for November 8th, 2005; seconded by Trustee Stiliz II.

All in favor say aye, motion carried.

The December 13th, 2005 Public Hearing on an Application for a Special Use Permit Meeting adjourned at 6:45 p.m.

Kathy Metzler, RMC, CMC
Village Clerk