

**Minutes of The  
Ogden Dunes Plan Commission Meeting**

Regular Meeting - Town Meeting Room – October 18, 2018 - 6:00PM

**Members of the Ogden Dunes Plan Commission**

*Mike Falk, Chair 764.4676 ♦ Scott Stolarz, Vice-Chair, (630) 779-5123 ♦ Herb Craig, Secretary, 762.4665 ♦  
Nate Ball, 762-1319 ♦ Scott Lehmann, 763-4688 ♦ Roger Rhodes, 764.2680 ♦ Jill Woodburn, 763-2246*

**Building Commissioner** – Roger Rhodes, 764.2680

*Members absent: Scott Stolarz, Herb Craig, Nate Ball*

1. Call to Order: Chairman Falk called the Meeting to order at 6:07 PM CDST
2. Minutes of the September 2018 meeting were read. SL motioned to accept the Minutes. JW seconded, motion passed 4-0
3. Correspondence: None.
4. Building Commissioner's Report: None
5. Ordinance Planning: None
6. Committee Building Code Review: None.
7. BZA Report None
8. Old Business
  - A. 25 Hillcrest, Hugh Moore ~ Waiting on court
  - B. 67 Diana - Tom Frain ~ Certified mail not accepted. Sheriff to provide service
  - C. 2 Valarie Court - Charles Costanza ~ With Town Attorney
  - D. Building Code ~ Waiting State Approval
  - E. 20 Cedar Court - Tom Woodward – Finding of Fact
    - i) According to Town Ordinance 152.187 Modifications; "The Plan Commission may authorize a modification of these Subdivision Regulations when, in its sound discretion, undue hardship may result from strict compliance."
    - ii) That there are special circumstances or conditions affecting the property such that the strict application of the provisions of these Subdivision Regulations would deprive the applicant of the reasonable use of his or her land;
      - (1) We find that strict application of the provisions would cause the petitioner to incur undue expenses.
    - iii) That such modification is necessary for the preservation and enjoyment of a substantial property right of the petitioner;
      - (1) We find that granting such modifications allows for the preservation and enjoyment of the substantial property right of the petitioner the right by allowing Petitioner to complete his project in a timelier fashion.
    - iv) That the granting of such modification will not be detrimental to the public welfare or injurious to other property in the territory in which the property is situated.
      - (1) We find that this modification does not negatively impact other property in the territory in which the property is situated as it is within the Petitioner's rights to subdivide his property into more parcels creating even denser housing.
      - (2) We find that the re-platting limits future and additional subdivision of petitioner's property.
9. New Business
  - A. 70 Ogden – Wallace ~ Tabled waiting for corrected information
  - B. 24 Diana Rd - Anderson - RR motioned to move variance request to the BZA, JW seconded, motion passed 4-0
10. Public Comments ~ None
11. Member Comments ~ None
12. Adjourn ~ 7:40 PM, RR motioned, JW seconded, motion passed 4-0

  
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Mike Falk Chairman

  
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Herb Craig, Secretary