

HAYES TOWNSHIP
ZONING BOARD OF APPEALS
Aug. 4, 1982

Called to order at 8:00 P.M. by Chairman Dan Berg.

Members Present-Lloyd Kuebler, Darrel Somerville, Dan Berg, Carl Price and Betty Straw.

Members Absent-None.

Meeting held at request of Budgies, Inc., d/b/a Bay Shore Food Market to hear an appeal of a ruling of the Hayes Township Zoning Administrator to issue a zoning permit allowing McArts Market to construct a fence on their boundary line.

Jeff Wilson, Attorney for Bay Shore Food Market presented the following information to the Board:

Mr. & Mrs. Berlin owners of Bay Shore Food Market have no objection to fence but object to where it is being erected in relation to the Bay Shore Food Market. Object to approval of fence to highway right-of-way.

Fence will be a detriment to public safety.

Cannot use road to get back on highway, especially vehicles using gas pumps at Bay Shore Food Mkt.

If semi parked along shoulder for delivery, customers will not be able to see down highway.

Fence will decrease business for Bay Shore Food Mkt. as one of their big gas customers is Bay Shore Steel Co. & this Co. could not manuever their big trucks in and out to use pumps if fence is erected.

McArts stated following reasons for erecting fence:

They consider it a safety factor when people shoot across their parking area to drive into gas pump area at Bay Shore Food Mkt.

They feel if they own property and pay property taxes on that property that other people should not expect to use that property.

Re-location of gas pumps by Bay Shore Food Mkt from front of store to side created the problem in the first place.

Advised by state police to put up a fence to slow traffic.

Comments by Board of Appeals Members:

Why not make more use of alley running past Bay Shore Food Mkt & exiting on Townline Rd. 20 ft. alley running north & south
33 ft. alley running east & west.

Redirect traffic using entrance & exit signs.

Stated that alley is in poor state of repair. Not a township alley, is part of the plat. County refused to do any maintainence work when approached by Township Board.

Alleys usually maintained by abutting property owners.

Chairman, Dan Berg tabled decision of Board of Appeals until Weds., August 18. Meeting to be held at 8:00 P.M.


SANDRA SOMERVILLE, TWP. CLERK