

**MINUTES OF THE  
BOARD OF ZONING APPEALS  
PUBLIC MEETING  
July 26, 2021**

**I. CALL TO ORDER**

The Board of Zoning Appeals Public Meeting was called to order at 6:00 P.M. by Chairman Kouros at the Schererville Town Hall, 10 E. Joliet St.

A. Pledge of Allegiance

The Pledge of Allegiance was recited.

B. Roll Call

Roll Call was taken with the following members present: Chairman Tom Kouros, Vice-Chairman William Jarvis, Secretary Rick Calinski, Mr. Michael Davis, and Mr. Eric Kundich. Staff present: Town Manager Robert Volkmann, Director of Operations James Gorman, Planning Coordinator/Office Manager Denise Sulek, Recording Secretary Norma Hollingsworth Rico, and Attorney Christian Bartholomew.

C. Approve Minutes of the Board of Zoning Appeals Meeting of June 28, 2021

Mr. Calinski made a motion to approve which was seconded by Mr. Davis and carried 5-0.

**II. PUBLIC ACTION AND PUBLIC HEARINGS**

A. B.Z.A. Case #21-7-11 341 Indianapolis Blvd. – (Proposed: Portillo's W/Drive thru)

General Location: 341 Indianapolis Blvd. – Oak District, Phase 1, Lot 2

Petitioner(s): Luke Land, L.L.C. – Daniel Tursman, Director of Development

Request: Variance of Use as required by Ordinance No. 1797, Title XVI, Section 5, Paragraph C (3)

Purpose: To allow a drive-thru lane in the development located within the U.S. 41 Commercial Corridor Overlay District

Chairman Kouros asked Attorney Bartholomew if the Proofs of Publications were in order. Attorney Bartholomew stated that we are not in possession of the Proofs of Publication at this time; however, we are in possession of a letter from the Petitioner dated July 23 stating that this petition has been withdrawn. Chairman Kouros read the correspondence signed by Mr. Dan Tursman into record.

Chairman Kouros asked if there was anyone in the audience that would like to speak on this matter. There being no comments or questions from the floor, Chairman Kouros stated that we will consider the petition as being withdrawn. Chairman Kouros asked Attorney Bartholomew if we needed a motion. Attorney Bartholomew said we will acknowledge that the letter was received, and make a motion to remove that petition as an agenda item. Mr. Michael Davis made a motion for the withdrawal of said petition which was seconded by Mr. Calinski and carried 5-0.

Chairman Kouros asked if there was a discussion on the motion. Mr. Calinski said that he noticed there was a representative from Luke Land in the audience today and asked Mr. Tursman if he wanted to discuss this. Mr. Tursman from Luke Land said he did not wish to discuss the matter at this time.

**III. COMMISSION BUSINESS**

A. Findings of Fact:

1. B.Z.A. Case #21-6-9 1277 Hollyhock Ln. – Stephen Collins  
Petitioner(s): Power Home Solar – Mike Johnson  
Developmental Variance as required by Ordinance No. 1797, Title XVII, Section 22,

Paragraph C (3) – To allow 256.2 S.F. of roof mounted solar panels  
APPROVED W/CONDITIONS (3-0) 6/28/21

Mr. Jarvis made a motion to approve which was seconded by Mr. Calinski and carried 5-0.

2. B.Z.A. Case #21-6-10 1525 U.S. 41, Suite C 34 (Proposed: Happiness is Pets)  
Petitioner(s): Happiness Is Pets – Jon Berning/Chris Berning  
Variance of Use as required by Ordinance No. 1797, Title XI, Section 2 – To allow a retail pet shop

FAVORABLE RECOMMENDATION TO TOWN COUNCIL (3-0 6/28/21

Mr. Jarvis made a motion to approve which was seconded by Mr. Calinski and carried 5-0.

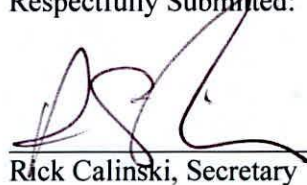
B. Correspondence

Ms. Sulek said there was no correspondence.

IV. **ADJOURNMENT**

There being no further business, the meeting was adjourned at 6:10 P.M.

Respectfully Submitted:



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Rick Calinski, Secretary