

**City of Marine City  
Zoning Board of Appeals  
September 6, 2017**

A regular meeting of the Marine City Zoning Board of Appeals was held on Wednesday, September 6, 2017 in the Fire Hall, 200 South Parker Street, Marine City, and was called to order by Chairperson Kim Weil at 7:03 pm.

The Pledge of Allegiance was led by Chairperson Weil.

**Present: Chairperson Weil; Commissioners Bassham, Gabler; Planning Commissioner Allan; City Commissioner Turner; Building Official Wilburn; City Manager Leven; and Deputy Clerk McDonald**

**Absent: None**

**Approve Agenda**

Motion by Commissioner Gabler, seconded by City Commissioner Turner, to approve the Agenda, as presented. All Ayes. Motion Carried.

**Approve Minutes**

Motion by Commissioner Gabler, seconded by Commissioner Bassham, to approve the Minutes of the Regular Meeting of the Zoning Board of Appeals held August 2, 2017, as presented. All Ayes. Motion Carried.

**Public Comment**

None.

**Unfinished Business**

None.

## **New Business**

### ***Public Hearing ~ Appeal #17-05 – Blue Pike Cantina, 152 South Water***

Chairperson Weil announced that the Zoning Board of Appeals would conduct a hearing to receive public comments for and against the proposed Variance Request by Blue Pike Cantina, for property located at 152 South Water Street. The Variance Request was to grant permanent status for a bottle display on top of the building (per Ordinance 160.220).

Chairperson Weil opened the Public Hearing at 7:05 pm.

Building Official Wilburn stated it was a wine bottle display on top of the building and that she had asked the applicant for engineering drawings to ensure that the display was a safe, stable structure.

Owner of Blue Pike Cantina, Dave Pawlak, addressed the Board and noted the bottle display weighed approximately five hundred pounds and was not easy to tear down. It was originally a lit Christmas tree display, but had changed to a permanent display at a later date.

Planning Commissioner Allan was in favor of approving the variance request, but questioned whether the display was considered advertising for the business.

Commissioner Bassham questioned whether the display met the criteria of the downtown business district, and was unsure if the display should be made permanent as it appeared to him to be more of a seasonal display.

City Commissioner Turner asked if applicants received any instruction on how to complete the application, as a hardship must be stated in order for the variance to be approved.

Chairperson Weil closed the Public Hearing at 7:20 pm.

Motion by Commissioner Gabler, seconded by Planning Commissioner Allan, to approve the applicant's Variance Request; Appeal #17-05, as presented, to allow the display to be permanent due to the display being impractical for the applicant to remove, but subject to the applicant meeting all electrical and engineering requirements. Ayes: Weil, Gabler, Allan, Turner. Nays: Bassham. Motion Carried.

## Adjournment

Motion by Commissioner Gabler, seconded by City Commissioner Turner, to adjourn at 7:28 pm. All Ayes. Motion Carried.

Respectfully submitted,

*Elizabeth McDonald*

Elizabeth McDonald  
Deputy Clerk

*Kristen Baxter*

Kristen Baxter  
City Clerk