

BROOKVILLE MUNICIPAL COUNCIL  
REGULAR MEETING  
OCTOBER 18, 1994

The regular meeting of the Brookville Municipal Council was called to order by Mayor Duncan at 7:30 P.M. on October 18, 1994 in the Municipal Council Chambers. Members Dafler, Garber, Imler, Seagraves, Shellabarger and Trimble; Manager Wright and Law Director Stephan were present.

Motion by Imler, seconded by Seagraves to accept the Agenda as presented. All yeas, motion carried.

Motion by Imler, seconded by Dafler to approve the October 4, 1994 regular meeting minutes as presented. All yeas, motion carried.

Citizen Comments: Ron Russell requested help on a sewer backup problem that has been a problem which is increasing with more backup in the basement. Discussion on the matter: Manager Wright reported on steps being taken to find out where the problem is coming from.

Manager Wright gave his report with no action taken.

Mayor Duncan gave his report with the following action taken:

Motion by Imler, seconded by Shellabarger that Council support the Brookville School Tax Levy on the November election. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to read proposed Resolutions No. 94-20 and No. 94-21. All yeas, motion carried.

Motion by Imler, seconded by Duncan to accept the first reading of the proposed Resolutions No. 94-20 and 94-21. Dafler, nay; Duncan, Garber, Imler, Seagraves, Shellabarger, Trimble, yeas. Motion carried with 6 yeas and 1 nay.

Mayor Duncan recessed the Council Meeting for the Public Hearing with the Planning Committee on proposed Ordinance No. 1994-18 to change the zoning from R-1C to G.B. on property at 104 & 108 S. Wolf Creek. Chairperson Watkins presented the request for discussion and Clerk Roeser reported that 12 letters were sent to adjoining property owners, plus advertised in the Brookville Star and have had no response. The citizens present had 2 or 3 objections to changing the zoning. Chairperson Watkins announced that the Commission will make their recommendation at the next Planning Commission meeting.

Mayor Duncan called Council back into regular session.

Developer Mal Sherwat presented the new proposed plan for sub-division for zoning proposal on Ordinance No. 1994-16. Discussion on the project followed.

Chairperson Watkins gave the Planning Commission's recommendation that the zoning Ordinance No. 1994-16 be approved with the amendment, increasing the amount of the proposed R-1A to 16½ acres.

Motion by Imler, seconded by Seagraves to amend Ordinance No. 1994-16 to read approximately  $16\frac{1}{2}$  acres R-1A and  $24\frac{1}{2}$  acres to be R-1B. This would be approximately 846 feet by 884 feet in the southwest corner of complete tract R-1A, with the balance to be R-1B. All yeas, motion carried.

Motion by Imler, seconded by Seagraves to read proposed Ordinance No. 1994-16, as amended. All yeas, motion carried.

Motion by Imler, seconded by Trimble to accept the second reading of Ordinance No. 1994-16 as amended. All yeas, motion carried.

Motion by Imler, seconded by Shellabarger to go into executive session concerning a real estate matter. All yeas, motion carried.

Mayor Duncan called Council back into regular session.

Motion by Imler, seconded by Dafler to adjourn. All yeas, motion carried.

  
E. Eugene Roeser, Clerk

  
Michael A. Duncan, Mayor