

**ACME TOWNSHIP  
Zoning Board of Appeals  
August 14, 2003**

Thursday, 7:30 p.m.  
Acme Township Hall  
Acme, Michigan

**Meeting called to order at 7:30 p.m.**

**Members present:** J. Kuncaitis (Chair), P. Collins, H. Smith

**Members excused:** L. Belcher, N. Knopf

1. **Review and approval of the agenda, inquiry as to conflicts of interest:** Approved with no conflicts noted.
2. **Correspondence:** None
3. **Reports:** None
4. **Hearings:**

- a) **Public Hearing on Application #2003-9Z by Patrick H. Buck, 7369 Deepwater Point Road for a non-use variance of Section 7.2.3,**

**Accessory Buildings to allow construction of a 16' x 11.5' shed within the front yard of property currently zoned R-2. One Family Urban Residential and located at 7369 Deepwater Point Road** (See Attachment A): Mr. Buck was present in support of his application. Kuncaitis read the hearing notice into the record. The shed will be moveable, and for storage of lawn equipment and beach toys. There will be no foundation. Kuncaitis noted that this request meets the ZBA's habit of granting a variance for waterfront lots where the homes predate the ordinance requirement that no accessory structure be placed in a front yard as defined by the ordinance.

**Public Hearing opened at 7:37 p.m.**

Wally Olson, 7373 Deepwater Point Road was told by Mark Ritter when he applied to place a shed in his front yard that he would be unable to do so. Mr. Ritter made this assertion in error, and Mr. Olson was encouraged to re-apply.

**Public Hearing closed at 7:41 p.m.**

**Motion by Smith, support by Collins to approve Application #2003-9Z, all Basic Conditions and Special Condition A having been met. Motion carried unanimously.**

5. **Other Business:**
  - a) **Request for determination regarding child care organizations in the B-1S Shoreline District:** Dan Williams was present representing his uncle, who owns 5148 US 31 N. The building has been for lease for six months, and at

this point has attracted interest from an individual who would like to run a child daycare center. They approached Corpe to ask if this would be an allowable use, but she ran into some questions outlined in a report available on the tables this evening. The Ordinance defines three different levels of child care facility. One is a use by right in the residential districts, one is a use by special use permit in the residential districts, but one is not clearly defined as either type of use in any zoning district.

Kuncaitis noted that in Section 8.5(2), it is stated that social and educational institutions in other than R-1 and A-1 areas must be on lots at least 1 acre in size. To him, this implies that the use is allowable in all districts, with special conditions for most districts. The rest of the Board concurred.

6. **Approval of minutes from the July 10, 2003 regular meeting:**

**Motion by Smith, support by Collins to approve the minutes of the July 10, 2003 meeting as printed. Motion carried unanimously.**

**Meeting adjourned at 8:20 p.m.**