

Town of Griffith
Board of Zoning Appeals
December 17, 2014

The Board of Zoning Appeals meeting was called to order at 7:00 p.m. by Chairman John Mowery with members Carl Kus, Tom Wichlinski, Eddie Gonzalez and Ray Elbaor. Also present was Attorney; Bob Schwerd and Town Council Liaison; Larry Ballah. Absent was Building Commissioner; Donche Andonov.

The minutes of the November 26, 2014 Board of Zoning Appeals meeting were approved as written.

OLD BUSINESS

Item #1 912 Avenue H, LLC by Carlos Ruiz and/or Nick Georgiou; Public Hearing for a Special Use to allow outdoor fabrication in an I-2 Zoning District. Town Code Section 86-159 & 86-139 (b). Petitioner has requested a continuance to the January 28, 2015 meeting.

Mr. Mowery stated he has received a letter from the petitioner requesting a continuance to the January 28th meeting. **Mr. Kus made a motion** to continue 912 Avenue H, LLC by Carlos Ruiz and/or Nick Georgiou; Public Hearing for a Special Use to allow outdoor fabrication in an I-2 Zoning District **seconded by Mr. Wichlinski. All favored, motion carried.**

NEW BUSINESS

Item #1 Sharp Shot Shop 129 N. Lindberg Ave. by Leo Katzmarek; requesting permission for a Special Use to allow the sales of firearms as a broker in an R2 Residential Zoning District.

Mr. Katzmarek appeared before the Board. Mr. Katzmarek stated he currently rents a storefront on Broad Street and would like to move his business to his home. He would work as a Broker and there will not be any firearms kept at the home. In order to hold the Broker license he has already passed a background check. In 2014 Mr. Katzmarek stated he sold a total of 18 guns. The request for home business is currently a part time job and will hopefully allow Mr. Katzmarek to open up a full time business elsewhere once he retires. Mr. Elbaor asked Mr. Katzmarek to give an explanation of the business transaction from beginning to end. Mr. Katzmarek stated customers contact him, once the gun has been decided upon, Mr. Katzmarek orders the gun. The gun is delivered to a business location (no home delivery), Mr. Katzmarek then picks up the gun and meets the customer for drop off. A background check is done on each of his customers and there is no ammunition upon delivery of the guns. Mr. Wichlinski again asked if there is any ammunition. Mr. Katzmarek stated there is never any ammunition. Mr. Wichlinski asked if there is a display case in the home for customers to view the guns. Mr. Katzmarek stated there is not. Mr. Gonzalez asked where the location is for deliveries. Mr. Katzmarek stated the locations are approved locations that allow deliveries/exchanges of the handguns. Mr. Gonzalez asked if this business is allowed thru the federal government. Mr. Katzmarek stated he has passed all necessary background checks thru the Federal Government. Mr. Wichlinski asked if the customers will go to his home. Mr. Katzmarek stated only for a possible pick up. Mr. Mowery asked if the guns are delivered to his house. Mr. Katzmarek stated they are not. **Mr. Wichlinski made a motion** allowing Sharp Shot Shop 129 N Lindberg Ave. by Leo Katzmarek permission to advertise for a Public Hearing to allow the sales of firearms as a broker in an R2 Residential Zoning District **seconded by Mr. Elbaor. All favored, motion carried.**

Item #2 45th Street Studios 141 N. Broad St. by Cresencio Leon requesting permission for a Special Use to allow an art gallery store front and body adornment studio in a B2 Central Business Zoning District.

Mr. Cresencio Leon appeared before the Board. Mr. Leon stated he would like to relocate his current Tattoo Shop to 141 N. Broad St. which is next to Ben Mollin's Hair Education. Mr. Leon feels that this location is a good fit for the downtown Griffith area. Mr. Wichlinski asked if this will be the same business as the 45th location. Mr. Leon stated it is but the new location will include a small art gallery. Mr. Mowery asked for an explanation of 'body adornment'. Mr. Leon stated it is permanent markings with a tattoo machine. There will not be any piercings, just tattoos. Mr. Wichlinski asked if there are needles. Mr. Leon stated there are. Mr. Mowery asked if the business name (45th Street Studios) will be the same. Mr. Leon stated it will. Mr. Kus asked if the 45th Street location will be closing. Mr. Leon stated it will. **Mr. Elbaor made a motion** allowing 45th Street Studios 141 N. Broad St. by Cresencio Leon permission to advertise for a Public Hearing to allow an art gallery store front and body adornment **seconded by Mr. Kus. All favored, motion carried.**

COMMUNICATIONS

Mr. Mowery made a motion changing the next scheduled Board of Zoning Appeals meeting date. The meeting will be held Wednesday, January 21, 2015 @ 7:00 p.m. instead of January 28, 2015 ***seconded by Mr. Kus. All favored, motion carried.***

BILLS AND EXPENDITURES

Mr. Wichlinski made a motion to approve claims for the meetings held November 26, 2014 in the amount of \$35.00 ***seconded by Mr. Kus. All favored, motion carried.***

ADJOURNMENT

There being no further business to come before the Board of Zoning Appeals a motion was made and seconded to adjourn. The meeting was adjourned at 7:27 pm

Respectfully Submitted

Tom Wichlinski, Secretary

Veronica L. Horka, Recording Secretary