

MINUTES

**POSEY COUNTY
BOARD OF ZONING APPEALS
REGULAR MEETING**

**THE HOVEY HOUSE
330 WALNUT STREET
MT. VERNON, IN 47620**

**APRIL 9, 2026
5:00 P.M.**

MEMBERS PRESENT: Ms. Kathy Yearwood - Chairperson, Mr. Justin Schmitt- Vice-Chairperson, Mr. Jeff Hoehn Dr. Keith Spurgeon, Mrs. Beth McFadin-Higgins - Attorney, Mr. Jerry Cotner, Executive Director, Mrs. Taylor Elmendorf – Administrative Assistant, Mrs. Savannah Axley - Clerical Assistant

MEMBERS ABSENT: Mr. Joe Marvel

APPROVAL OF MINUTES FOR LAST REGULAR MEETING: Keith Spurgeon made a motion in the affirmative to approve the minutes of the last regular meeting as emailed. Motion seconded by Justin Schmitt. **Roll Call Vote (4-0). Yes. Motion Carried.**

VARIANCE:

DOCKET NO: 26-01-V-BZA

APPLICANT: Skylar Turner

OWNER: Skylar W. Turner & Carrington E. Tyson

PREMISES: Lot One Hundred Country Terrace Subdivision Section "D", in the City of Mt. Vernon, Black Township, Posey County, Indiana. More commonly known as 1320 Oriole Circle, Mt. Vernon, Indiana. Containing 0.21 acres more or less. (Complete legal description is on file at the Posey County Area Plan Commission Office).

NATURE OF CASE: Applicant requests a variance for relaxation of front yard setback from 25' to 2'5" for proposed car port per Section 153.042 (D)(1)(b) and 153.043 (B)(1) of the Zoning Ordinance of the City of Mt. Vernon, Town of Cynthiana, Town of Poseyville and Unincorporated Posey County.

Ms. Yearwood confirmed no board members had any conflict of interest.

Ms. Yearwood confirmed with Mr. Cotner that the applicant met all the requirements for notification per the statute.

Skylar Turner– 1320 Oriole Mt. Vernon, IN here to speak on behalf of the application.

Passed out Exhibit 1 to board members.

No comments from the public.

Ms. Yearwood confirmed with Mr. Cotner there were no emails, phone calls or letters.

Ms. Yearwood opened the floor to the board for discussion or action.

Jeff Hoehn made a motion in the affirmative to approve Variance #26-01-V-BZA with the stipulations of no sides on the carport and to maintain 11 feet from the curb, the motion was seconded by Justin Schmitt. The Variance Voting Sheet was read. **Roll Call Vote (4-0) Yes. Motion Carried.**

ADDITIONAL BUSINESS

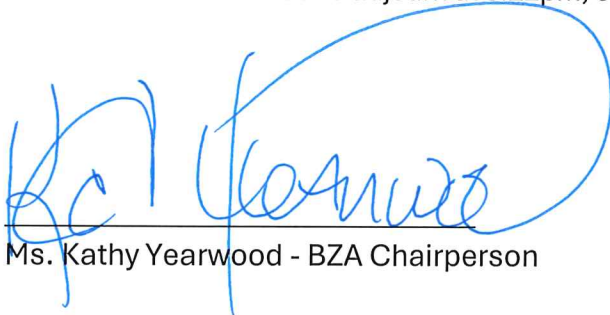
None.

CITIZEN CONCERNS

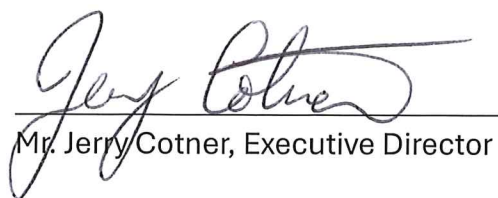
None.

ADJOURNMENT

Justin Schmitt motioned to adjourn at 5:22pm, seconded by Jeff Hoehn.



Ms. Kathy Yearwood - BZA Chairperson



Mr. Jerry Cotner, Executive Director

VARIANCE VOTING SHEET

POSEY COUNTY BOARD OF ZONING APPEALS

Report of Findings of Fact

BZA NO: 26-01-Y-BZA

Owner: Skylar W. Turner & Carrington E. Tyson

1. Will the granting of this variance be injurious to the public health, safety, morals and general welfare to the community?

Jeff Hoehn	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Kathy Yearwood	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	<u>YES*</u>	<u>NO</u>
Justin Schmitt	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Joe Marvel	<input type="checkbox"/>	YES*	<input type="checkbox"/>	NO		
Keith Spurgeon	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO							

2. Will the use or value of the area adjacent to the property included in variance be affected in a substantially adverse manner?

Jeff Hoehn	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Kathy Yearwood	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	<u>YES*</u>	<u>NO</u>
Justin Schmitt	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Joe Marvel	<input type="checkbox"/>	YES*	<input type="checkbox"/>	NO		
Keith Spurgeon	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO							

3. Does the need for this variance arise from conditions peculiar to the property included in the variance?

Jeff Hoehn	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*	Kathy Yearwood	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*	<u>YES</u>	<u>NO*</u>
Justin Schmitt	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*	Joe Marvel	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO*		
Keith Spurgeon	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*							

4. Are these conditions general in the same zone?

Jeff Hoehn	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Kathy Yearwood	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	<u>YES*</u>	<u>NO</u>
Justin Schmitt	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Joe Marvel	<input type="checkbox"/>	YES*	<input type="checkbox"/>	NO		
Keith Spurgeon	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO							

5. Will the strict application of the applicable Ordinance constitute unusual and unnecessary hardship if applied to the property in question?

Jeff Hoehn	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*	Kathy Yearwood	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*	<u>YES</u>	<u>NO*</u>
Justin Schmitt	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*	Joe Marvel	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO*		
Keith Spurgeon	<input checked="" type="checkbox"/>	YES	<input type="checkbox"/>	NO*							

6. Will the granting of this variance interfere substantially with the Comprehensive Plan or materially increase street congestion?

Jeff Hoehn	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Kathy Yearwood	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	<u>YES*</u>	<u>NO</u>
Justin Schmitt	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO	Joe Marvel	<input type="checkbox"/>	YES*	<input type="checkbox"/>	NO		
Keith Spurgeon	<input type="checkbox"/>	YES*	<input checked="" type="checkbox"/>	NO							

*IF ANY ONE OF YOUR ANSWERS ABOVE IS FOLLOWED BY AN ASTERISK, UNDER THE STATUE YOU SHOULD DENY THE APPLICATION.

DECISION: It is therefore the decision of the Board, that the Variance:

is hereby granted _____ ✓ _____ (4-0)

is hereby denied _____ ()

subject to any conditions stated in the minutes of the Board, and incorporated herein and made a part of the decision.

Adopted this _____ day of _____, 20 _____.