

**MINUTES
ZONING BOARD OF APPEALS
REGULAR MEETING
WEDNESDAY, NOVEMBER 21, 2012, 3:00 P.M.
COUNCIL CHAMBERS, CITY HALL
109 E. OLIVE ST., BLOOMINGTON, IL**

Members present: Mr. Dick Briggs, Mr. Mike Ireland, Mrs. Barbara Meek, Mr. Bill Zimmerman

Members absent: Mr. Robert Kearney, Mr. Steve Parker,

Also Present: Mr. Mark Huber, Director PACE Department
Mr. Robert Coombs, Acting Secretary

Mr. Coombs called the meeting to order at 3:00 p.m. and called the roll. A quorum was present.

The Board reviewed the minutes from October 17, 2012. The Board but had no corrections to the minutes. The minutes were accepted as printed.

Chairman Ireland explained the meeting procedures. Mr. Coombs stated that the case had been published.

Z-21-12 Public Hearing and Review on the petition submitted by Two Blokes and a Bus and Steffan Block to allow a food and beverage business to be served on a bus and a variance from the Zoning Ordinance by allowing the business for the entire year when the maximum allowance is from April 1 through October 30. The petition pertains to various sites throughout the City of Bloomington.

Chairman Ireland introduced the variance case and asked for anyone who would like to speak in favor of the petition to come forward. Stephen Block, 710 E. Bell St. Number 3, was sworn in and explained his business and how this type is occurring across the country. He has 16 years in the restaurant business. He explained how the petition is not for parking on the street but how they need to operate for 12 months during the year. They will not operate on Sunday or Monday for now but it is possible for some day. They have received many offers and requests to set up the business.

Chairman Ireland asked for anyone else who would like to speak in favor or against the petition and no one spoke.

Mr. Huber provided a history of itinerate sales and food vendors. He stated grocery stores were allowed under the ordinance but there was no vision for this type of business. The variance is an interim step and staff is looking at the code to reflect the new business type. The time frame will be eliminated under the code change but this is all for use on private property.

Chairman Ireland questioned what would happen if ten of them wanted to the same thing. Mr. Huber said that is one thing they are considering but the main concern in the ordinance now is to address concerns such as for noise or parking. The food truck owner would be the licensed

owner and not the property owner. The on street operations will be handled through a different process. Staff supports the request.

The vote on the variance was approved with four (4) voting in favor and zero (0) against.

Other Business:

There was a brief discussion on the open meeting requirements and off-premise dialogs. Mr. Huber explained many issues such as this and other code requirements could be looked at a possible rewriting of the code which is being considered.

New Business: None.

Public Comment: None.

Adjournment was at 3:24.

Respectfully;

Mark Woolard
Acting Secretary