

**BEFORE THE
ZONING HEARING BOARD OF
FAIRVIEW TOWNSHIP, ERIE COUNTY, PENNSYLVANIA**

IN THE MATTER OF :
: Premises at 8051 Toski Drive
Property owner: : Fairview Township, PA
Bernard Rimdzius :
5401 W.Stancliff Road : Index No. 68-108-5.16
McKean, PA 16426 :

FINDINGS OF FACT

1. The Applicant is Bernard Rimdzius, 5401 W. Stancliff Road, McKean, PA 16426.
2. Applicant is the owner of the Subject Property located at 8051 Toski Drive, Fairview, Pennsylvania, 16415.
3. The Subject Property is located in Fairview Township, Pennsylvania, and is identified by the Erie County Index No. 68-108-5.16. The parcel is currently zoned R-2.
4. The Subject Property is .6302 acres.
5. Applicant currently has a 24' x 24' (576 sq. ft.) attached garage on the Subject Property.
6. Applicant would like to construct a 24' x 30' (720 sq. ft.) pole barn on the Subject Property. If constructed, Applicant would like a total of 1,296 square feet of residential storage.
7. Fairview Township Ordinance Section 824 limits residential storage on lots over 20,000 square feet and less than one acre to 1,000 square feet. Additional storage may be permitted by Special Exception.
8. Applicant is requesting a Special Exception for the 296 square feet of additional storage space.
9. Applicant testified he would like permission to build a 24' x 30' pole barn to store a boat, utility trailer and firewood on the Subject Property.
10. Applicant indicated that the structure would have same type of exterior siding as the residence on the property; would have no windows, but two skylights; a man door and garage door on the north side of the structure and would have motion lights on exterior.

11. Mrs. Pettis raised a question about possible water drainage onto her nearby parcel. Applicant indicated that due to grading changes and installation of two dry wells, water runoff should be less than it was before improvements made to Applicant's parcel.

12. Mr. Cardman indicated that the Applicant's property complied with the new Storm Water Management Ordinance.

13. There was no other testimony offered either in favor of or in opposition to Applicant's request.

CONCLUSION OF LAW

Applicant has met the requirements for a special exception to construct the proposed 24' x 30' pole barn on the Subject Property.

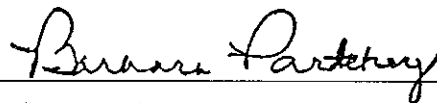
DECISION

AND NOW, this 1st day of July, 2014, it is ordered that Applicant's request for a Special Exception is GRANTED.

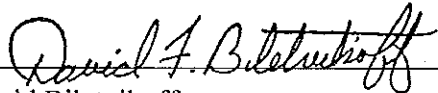
These Findings of Fact, Conclusions of Law, and Decision are signed this 3rd day of July, 2014.



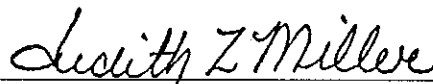
Brian McGrain, Chairperson



Barbara Parchey



David Biletnikoff



Judy Miller