

## Board Members

**Robert E. Thomas**  
Chairperson

**Vivian Teague**  
Vice Chairperson

**Robert G. Weed**  
Council District 1

**Elois Moore**  
Council District 3

**Jacqueline Grant**  
Council District 4

**Emmanuel Calzada**  
Council District 6

**Kwame Finn**  
Council District 7



**James W. Ribbron**  
Director

**City of Detroit**  
**Board of Zoning Appeals**  
**Coleman A. Young Municipal Center**  
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**Detroit, Michigan 48226**  
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### MINUTES OF THE BOARD OF ZONING APPEALS

A public hearing of the Board of Zoning Appeals was held on Tuesday **June 11, 2019** on the 13th Floor in the Committee of the Whole, Coleman A. Young Municipal Building, 2 Woodward Avenue.

Vice-Chairperson of the Board Thomas called the meeting to order and Director Ribbron called the meeting to order and called the roll at 9:00 a.m.

#### BOARD MEMBERS PRESENT:

- (1) Robert G. Weed, Board Member
- (2) Emmanuel Calzada, Board Member
- (3) Vivian Teague, Board Member
- (4) Robert E. Thomas, Board Member
- (5) Kwame Finn, Board Member

#### BOARD MEMBERS ABSENT:

- (1) Elois Moore, Board Member
- (2) Jacqueline Grant, Board Member

#### MINUTES:

Board Member Finn made a motion to approve the minutes June 4, 2019 with any corrections.

Affirmative: Mr. Weed, Thomas, Finn  
Ms. Teague

Negative: None

#### PROCEDURAL MATTERS:

- (A) A motion was made, seconded and carried that the Director of the Board read into the record the notices, reports, letters, or any other information pro or con, on each individual case, and be filed and made a part of the record in each case.
- (B) A motion was made, seconded and carried that the appearance slips, be filled out by property owners or parties of interest who appeared at the public hearing, be filed in the individual case file and be made a part of the record in each case.
- (C) A motion was made, seconded, and carried that the recorded transcript of the proceedings of the various hearings, furnished by **BZA Staff**, be made part of the **MINUTES**.



10:00 a.m.

**CASE NO.:** 27-19 (aka BSEED 173-16)

**APPLICANT:** JAR Capital, LLC

**LOCATION:** 611 HILLGER between E. Jefferson Ave. and Freud St. in a M4 Zone (Intensive Industrial District) City Council District #5

**LEGAL DESCRIPTION OF PROPERTY:** W LYCASTE 12 EXC N 149.64 FT OF E 193.57 FT TERMINAL SUB L26 P80 PLATS, W C R 21/372 28 THRU 32 HUTTON TIGHON & NALL SUB L24 P18 PLATS, W C R 21/263 82,985 Sq Ft

**PROPOSAL:** JAR Capital, LLC appeals the decision of the Buildings Safety Engineering and Environmental Department’s Special Land Use Review dated February 6, 2019 which states; the subject property has been identified as being within 1000 radial feet of a Drug Free Zone in a M4 (Intensive industrial District). This case is appealed because Appeals to the Board of Zoning Appeals may be taken by any person, firm, partnership or corporation, or by any City department, commission, board or other City agency which is aggrieved 1) by a decision of an enforcing officer, or 2) by any decision made by the Buildings and Safety Engineering Department involving Conditional Uses. Also, the Buildings, Safety Engineering, and Environmental Department shall not approve any request under this Chapter for a medical marihuana caregiver center in a Drug Free Zone. The locational specifications related to drug-free zones of subsection 354(b)(1) of this section may not be waived or modified by the Buildings, Safety Engineering and Environmental Department, nor the Board of Zoning Appeals. Applications that are not consistent with the locational specifications of subsection (b)(1) of this section shall be considered ineligible and shall be dismissed. Also, the proposed MMCC located at 611 Hillger has been identified as being in a Drug Free Zone (DFZ) based on its proximity to Pathways Academy located at 11200 (aka 11340) E. Jefferson.. Pathways Academy is a legally, operating, public charter school located approximately 539 radial feet from the subject property at 611 Hillger, therefore becomes ineligible to establish a Medical Marihuna Growers Faculty (Sections 61-4-72 Appeals and 61-3-355 Permitted districts for medical marihuana facilities; Conditional Uses; Restrictions(c)(d).)AP

**ACTION OF THE BOARD:** Ms. Teague made a motion to **Adjourn hearing with fee and without date at petitioners request.** Seconded by Mr. Finn

Affirmative: Mr. Thomas, Weed, Calzada  
Ms. Teague

Negative:

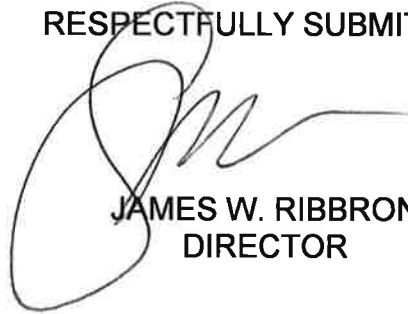
**ADJOURNED WITH FEE AND WITHOUT DATE**



**ADVISEMENTS CONTINUED INDEFINITELY UNTIL FURTHER NOTICE.**

There being no further business to be transacted, Board Member Teague motioned that the meeting be adjourned. Board Member Finn seconded this motion which was unanimously carried and the meeting adjourned at 11:15 A.M.

RESPECTFULLY SUBMITTED

A handwritten signature in black ink, appearing to be 'JWR', written over the printed name.

JAMES W. RIBBRON  
DIRECTOR

JWR/atp

