

CITY OF GARY BOARD OF ZONING APPEALS PUBLIC MEETING Thursday, October 09, 2025 @ 11:00 AM

TEMPORARY RELOCATION: Hudson Campbell, 1st floor board room, 455 Massachusetts St, Gary, IN

Live viewing of the meeting can be seen here: www.youtube.com/@GaryTV

AGENDA

1. Meeting Called to order

2. Roll call

TARYL BONDS, Mayoral Appointee - President FLORZELL HAWKINS, Mayoral Appointee - Vice President REV. CHESTER JONES, Mayoral Appointee - Secretary TOM CERA, Plan Commission Appointee DAVID FOSSET, Council Appointee

3. Approval of minutes

August 14, 2025

4. Old Business

5. New Business/ Public Hearings

PETITION	DESCRIPTION	ADDRESS
BZA 2025-31	Special Use for Petition to allow for a Short-Term rental (Zone R2).	8716 Pine Ave
BZA 2025-32	Special Use for Petition to allow for a Short-Term rental (Zone R2).	1164 ST Joseph St

6. Directors Comments

ADJOURNMENT





CITY OF GARY BOARD OF ZONING APPEALS

Thursday, August 14, 2025 @ 11:00 AM

Conference Room, Hudson & Campbell Sports Center, 401 Broadway Gary, IN 46402

<u>AGENDA</u>

Roll call

TARYL BONDS - ABSENT FLORZELL HAWKINS - PRESENT REV. CHESTER JONES - PRESENT TOM CERA - PRESENT DAVID FOSSETT - PRESENT

MINUTE APPROVAL

Motion to approve the July minutes: Rev. Chester Jones

Second by: David Fossett

Motion to approve July minutes passed w/ a 4-0 vote

Member	President	Vice	Secretary	Comm.	Comm.
	Bonds	President	Jones	Cera	Fossett
Vote	ABSENT	Hawkins YES	YES	YES	YES

NEW BUSINESS

BZA 2025-31 – Special Use (Short Term Rental) 8716 Pine Ave

- **Staff's overview**: The petitioner is requesting a special use variance to operate a short-term rental. She has completed public notice, but is requesting a continuance to improve correction from her home inspection report. **Staff recommendation is a continuance.**
- Petitioner, Emily Moreno: No comment
- Public Comment: No comment
- Questions from the Board: No comment

Motion to continue BZA 2025-31: Rev. Chester Jones

Second by: David Fossett





Motion to continue BZA 2025-31 passed w/ a vote of 4-0

Member	President	Vice	Secretary	Comm.	Comm.
	Bonds	President	Jones	Cera	Fossett
		Hawkins			
Vote	ABSENT	YES	YES	YES	YES

ADJOURNMENT



September 17, 2025

NOTICE OF PUBLIC HEARING BY CITY OF GARY BOARD OF ZONING APPEALS

Pursuant to applicable law, the City Board of Zoning Appeals will hold the <u>Public Hearing</u> of the following petition at their regularly scheduled meeting on October 9, 2025, at 11:00 a.m. at the Hudson Campbell, 1st floor board room, 455 Massachusetts st Gary, IN 46402. The notice and agenda will be posted at City Hall and on the city's website: https://www.gary.gov/zoning

PETITION	DESCRIPTION	ADDRESS
BZA 2025-31	Special Use for Petition to allow for a Short-Term rental (Zone R2).	8716 Pine Ave
BZA 2025-32	Special Use for Petition to allow for a Short-Term rental (Zone R2).	1164 ST Joseph St

Public comment will be taken on these items. A copy of the petitioners' applications and corresponding documents are on file and available for examination in the Zoning Department, Gary City Hall, 401 Broadway Gary, IN, 3rd Floor, Monday - Friday, 9:00am-5:00pm, except for Holidays. Digital copies may be obtained by contacting the Zoning Administrator at zoning@gary.gov or via public records request at publicrecords@ci.gary.in.us.

Written comments in support of, or in opposition to, any of the petitions may be submitted to the Zoning Department at the email or mailing address listed above. Please ensure any written comments are delivered prior to or at the public hearing. Questions regarding any petition may be answered by calling the Zoning Department at (219) 881- 1332 during normal business hours. Note that public hearings and/or specific items on the agenda for public hearing may need to be continued. All changes will be posted on the website listed above. Public hearings are open to the public and commenters will have an opportunity to be heard during the public portion of public hearing items.

401 BROADWAY, SUITE 307 GARY, INDIANA 46402 (219) 881-5090 www.gary.gov

BOARD OF ZONING APPEALS PETITION PACKET

PE	TITION PACKET
BZA PETITION NUMBER	B-2025-31
PETITIONER	Emily Moreno,
REQUEST	Special use to operate a short-term rental
SITE ADDRESS	8716 PINE AVE, GARY, IN 46403
PARCEL NUMBER	45-05-33-129-018.000-004
ZONING CLASSIFICATION	R2 – Residential Single-Family
COMPREHENSIVE PLAN LAND USE	Neighborhood Residential – Supports traditional housing,
CITY COUNCIL DISTRICT	District 4
CURRENT ANNUAL PROPERTY TAX	Current (based on Lake County records)
EXISTING USE / STRUCTURES	Single-Family Home
PROPOSED USE	Short-Term Rental
VARIANCE(S) REQUESTED	Special Use
LOT DIMENSIONS	Approximately 50' x 125'
MINIMUM LOT AREA REQUIRED	6,250 sq ft
ADJACENT ZONING / USES	R2 – Residential homes to north, east, and west
PROOF OF PUBLICATION	Received
HEARING DATE	October 9, 2025 (Cont August & September)
PUBLIC INPUT RECEIVED	Yes
RECOMMENDATION	Favorable
COUNCIL DECISION	Pending
FINAL DECISION DATE	To be scheduled after Council 3rd reading
GIS MAP	CAKE SHORE DR. 40 40 40 8701 6 8711 8725 8 8787 -018 8 8712 8 8715 8 8723

BOARD OF ZONING APPEALS PETITION PACKET

Special Use Permit criteria per section 123-59 (c)

- 1. The establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, or general welfare.
 - a. The special use (short-term rental) is not detrimental to public health or safety. The applicant has responsibly managed the property for two years without complaints or incidents. Rules are in place limiting occupancy, enforcing quiet hours, and prohibiting parties to ensure community peace and safety. Home inspections show the property is structurally sound, with repair recommendations noted for safety (handrails, drainage).
- The special use will not be injurious to the use and enjoyment of other properties in the immediate vicinity for the purposes already permitted.
 - a. The use has not negatively impacted surrounding residential properties. Neighbors are aware of the rental activity and have not raised objections. The applicant personally screens guests and enforces respectful behavior and occupancy rules. These measures help preserve the residential character and enjoyment of nearby homes.
- The establishment of the special use will not impede or substantially alter the normal and orderly development and improvement of surrounding property for uses permitted in the district.
 - a. The short-term rental will not impede the normal and orderly development of the surrounding area. It is located in a stable residential neighborhood. The property was fully renovated and is being maintained in excellent condition, contributing to neighborhood stability and appearance.
- 4. Adequate utilities, access roads, drainage, and other necessary facilities have been or are being provided.
 - a. The property has full access to all required public utilities, including water, sewer, electricity, and paved roads. However, the inspection noted minor drainage issues (negative grading), which the owner is advised to correct to prevent long-term foundation concerns.
- 5. Adequate measures have been or will be taken to provide for access management, ingress and egress so designed as to minimize traffic congestion on the public roads.
 - a. The property has adequate access for vehicles. Guests are instructed to use designated on-site parking to avoid contributing to seasonal traffic congestion in the Miller Beach area. This has helped mitigate any adverse impact on street traffic or public roadways.

b.

- The special use will be located in a district where such a use is authorized and all other requirements set forth in this chapter which are applicable to such special use will be met.
 - a. Short-term rentals are allowed as a special use within R1 zoning when the use complies with local ordinances and is granted by the Board of Zoning Appeals. The applicant requests the appropriate permit through the proper public process.
- The petitioner documents and presents to the commission that proposed special use provides for the implementation of sustainable growth principles and initiatives as approved by the commission.
 - a. The applicant has demonstrated alignment with sustainable growth principles. The home was fully renovated rather than demolished, preserving its character and reducing waste. The use prevents vacancy, supports local businesses, and contributes to neighborhood reinvestment. The long-term plan includes returning to full-time residence, showing a commitment to the community

BOARD OF ZONING APPEALS PETITION PACKET

Recommendation

Based on the evidence presented and the findings of fact, the Zoning Administrator recommends a favorable recommendation for the Special Use Permit to allow short-term rental use at 1164 St. Joseph Street.

Contingencies for Approval

The following conditions shall be attached to the Special Use Permit approval to ensure compliance with local zoning, public safety, and Indiana Code IC 36-1-20-1 et seq.:

The petitioner must obtain and maintain a valid City of Gary business license for short-term rental use.

- 1. The short-term rental must conform to all dimensional, parking, and use standards of the R2 zoning district.
- 2. The STR shall operate strictly within the scope of the approved Special Use. Any change in use or expansion requires re-review.
- 3. Occupancy is limited to two (2) persons per legal bedroom or as otherwise determined by the Building Department.
- 4. One off-street parking space per rented room or unit must be provided. No on-street guest parking may disrupt neighbors.
- 5. Quiet hours must be observed from 10:00 PM to 7:00 AM daily and communicated to guests in advance.
- 6. The property may not be used for events, parties, or large gatherings without separate approval.
- 7. A local 24/7 emergency contact (owner or property manager) must be listed with the City and neighbors.
- 8. The approval is subject to annual review and may be revoked upon multiple verified complaints or violations.
- 9. No exterior commercial signage or advertising is permitted. The property must retain a residential appearance.
- 1. Noncompliance with any condition may result in suspension or revocation of the Special Use Permit



City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

DESCRIBE THE REQUESTED PETITION

I am requesting a Special Use Permit to allow continued operation of my single-family home as a short-term rental.

The property was purchased and fully renovated to serve as my primary residence, where I lived full-time for nearly two years.

Due to COVID-19 and work requirements, I am currently unable to occupy it full-time. This permit will allow me to continue responsible short-term rental use on an interim basis until I am able to return and resume living in the home within the next two to three years.

APPLICANT NAME Emily Moreno
COMPANY OR ORGANIZATION
ADDRESS1645 N Francisco Ave
CITY/STATE/ZIP Chicago, IL 60647
EMAIL emily314@gmail.com
PHONE
OWNER OF RECORD (IF DIFFERENT FROM APPLICANT)
If the applicant is not the recorded property owner, proof of ownership and a notarized statement of consent from the owner of record permitting the applicant to file this petition must be provided.
SUBJECT PROPERTY ADDRESS
8716 Pine Ave, Gary Indiana
PARCEL IDENTIFICATION NUMBER(S)
Local Parcel ID: 001-25-47-0383-0019



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LEGAL DESCRIPTIO	N			
YOUNG'S HIGHLAND'S L.	19 BL. 2			
PRIMARY CONTACT	PERSON (IF DIFFERI	ENT FROM ABOVE	=)	
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EMAIL				
PHONE				
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Date Filed:		7	AUNDOHE	CK
	Date Olled	5	DORE	DIT
	Signature 33 Receipt # 489	649		



City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

SPE	CIAL USE PERMIT APPLICATION CHECKLIST:
	Application, completed, signed and notarized
	Narrative Statement addressing the need for the request
	Findings of Fact Form
	 Computer-drawn, to scale, building floor plan showing the following Work spaces Room walls with dimensions Exit doors and fire extinguisher locations Maximum capacity Drawing scale
	 Existing Plat or computer-drawn, to scale, site plan showing North arrow Drawing scale Building location with dimensions to property lines Property lines with dimensions Site improvement locations with dimensions to property lines (including by not limited to; fence, sheds, driveways, accessory buildings)
	(For requests in residential zones) Home inspection report from a licensed inspector
	Proof of ownership or letter from owner granting permission
	Application fee
Filed Sche	with City on: July 16 2025 , 20 duled for the Board of Zoning Appeals meeting on Aug 14, 2025
	inuation (if any)on:
MOTIC	on nearing numbered in



City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

	I, the undersigned, do hereby certify that I am the owner or have written
	permission from the owner to conduct the business as stated on the petition on the
	particular property and do hereby certify that the above statements are true and
	correct to the best of my knowledge.
	SIGNATURE (1)
	ADDRESS 1645 N Francisco Ave
	CITY/STATE/ZIP Chjicago, IL 60647
	State of Indiana)
	County of Lake}
) ss:
	Subscribed and sworn to before me this day of
R	Resident: County EMILY C. KALLAS Notary Public, State of Indiana Lake County Commission # NP0761386 My Commission Expires 2/05/2033
Μ	1y Commission Expires: 02/05/2033

Use Narrative for Special Use Permit Application

Subject Property: 8716 Pine Avenue, Gary, Indiana 46403

Petitioner name: EMILY MORENO

Petition number: BZA 2025-31

I am the owner of this property, which I purchased and fully renovated as my primary residence. When I acquired the home, it was severely deteriorated—structurally compromised and sliding down the dune. I undertook a full gut-rehab to stabilize and restore it, using quality materials and thoughtful design to ensure it remained in character with the neighborhood. From 2020 through 2023, I lived there full-time, except for periods when I had to temporarily move out while major improvements were underway.

Unfortunately, due to the impact of the COVID-19 pandemic and evolving work requirements, I was unable to continue occupying the property as planned. Although my position is remote, my employer required me to maintain a base in Chicago, which made it impractical to remain in Gary while continuing to meet the expectations of my job.

To avoid leaving the property vacant and to ensure I could meet financial obligations, I began operating the home as a short-term rental. This has helped cover essential costs such as the mortgage, insurance, taxes, and regular maintenance—ensuring the house remains in good condition.

I am now seeking a Special Use Permit so I can continue to rent the home responsibly and legally until I am able to return and make it my primary residence once again, which I anticipate in the next two to three years.

Responsible Operation and Neighborhood Consideration:

I have been operating the property as a short-term rental for the past two years without any complaints or incidents. I take proactive steps to ensure the rental is well-managed and does not create disturbances in the neighborhood. These include:

- A minimum stay of three nights in the summer and two nights in the winter to discourage party-related bookings
- Disabling "Instant Booking" and personally screening all guests
- Clear communication of house rules, quiet hours, and respectful behavior expectations

Use Narrative for Special Use Permit Application

- Limiting occupancy to no more than eight guests
- Requiring guests to use only the designated on-site parking to prevent congestion or illegal street parking

The home primarily rents during the summer months, and during the rest of the year I frequently return to stay at the property. I use that time to maintain the house, make any necessary repairs, and remain connected to the community. I have many friends and long-time connections in the neighborhood, and I'm an active member of the Miller Garden Club, where I volunteer at events throughout the year.

I also hold guests accountable for following all house rules. On one occasion, a guest brought unregistered visitors, which violated the occupancy agreement. I asked those guests to leave and reported the issue to Airbnb. While this resulted in a retaliatory review that impacted my rating, I stand by my decision, which was made to preserve the safety and quiet enjoyment of the neighborhood.

This isn't just a rental property—it's my home. I care deeply about keeping it in excellent condition and ensuring it fits well within the character of the neighborhood.

Hardships Necessitating this Request:

- **COVID-19 Disruption and Work Requirements:** Although I was able to reside at the home for nearly two years, pandemic-related changes and my employer's requirement to remain based in Chicago forced me to leave.
- **Financial Necessity:** The short-term rental helps ensure I can meet ongoing financial obligations for the property and keep it well maintained.
- Intention to Return as Primary Residence: My long-term plan remains unchanged—I intend to return to the home as my primary residence within the next two to three years.

For these reasons, I respectfully request approval of this Special Use Permit to continue operating the home as a short-term rental on an interim basis, while continuing to be a responsible property owner and respectful neighbor.

7/21/2025

Thank you for your consideration.

Eigho

Special Use Permit Criteria

The petitioner is responsible for writing a response for how their petition will address each of the following criteria. The Board of Zoning Appeals uses these criteria to make a determination.

Petitioner name: EMILY MORENO

Petition number: BZA 2025-31

According to the municipal code, no special use variance shall be granted unless the following qualifications are met:

1. The establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, or general welfare.

The property has been responsibly operated as a short-term rental with no incidents or complaints. House rules are clearly communicated and strictly enforced, including no parties, a maximum occupancy of eight guests, and quiet hours. The home is well maintained, and no activities are permitted that would endanger public health, safety, or the general welfare of the neighborhood.

2. The special use will not be injurious to the use and enjoyment of other properties in the immediate vicinity for the purposes already permitted.

The property has been rented as a short-term rental for the past two years without any complaints or issues. My closest neighbors are aware that the house is used as a rental, particularly in the summer months. To date, there have been no known complaints or disruptions.

I require minimum stays (three nights in summer, two in winter), I personally screen all guests, and reinforce respectful behavior.

I also understand that parking is a known challenge in Miller Beach during peak season. My guests are informed in advance that they may only use the designated on-site parking, which has helped prevent any contribution to the area's ongoing parking concerns.

3. The establishment of the special use will not impede or substantially alter the normal and orderly development and improvement of surrounding property for uses permitted in the district.

The home was purchased and I fully renovated as my primary residence through a gut-rehab project. It is maintained in excellent condition. The continued use of the property as a short-term rental does not differ in use pattern or appearance

Petitioner name: EMILY MORENO Petition number: BZA 2025-31 Page 1

from neighboring homes and does not restrict or impact nearby property improvements or development.

4. Adequate utilities, access roads, drainage, and other necessary facilities have been or are being provided.

The property is a fully improved single-family residence with existing access to all necessary municipal services, including water, sewer, electricity, drainage, and paved road access.

5. Adequate measures have been or will be taken to provide for access management, ingress and egress so designed as to minimize traffic congestion on the public roads.

Guests are instructed to use only the parking provided at the property. I communicate this clearly in advance of each stay, and I monitor compliance. As a result, there have been no issues with traffic congestion or unauthorized street parking. This is especially important in Miller Beach, where summer congestion is common, and I take care to ensure my rental does not add to the problem.

6. The special use will be located in a district where such a use is authorized and all other requirements set forth in this chapter which are applicable to such special use will be met.

The property is located in a district that allows short-term rentals with a Special Use Permit. I am committed to complying with all requirements, including licensing, safety, tax reporting, and zoning rules applicable to this use.

7. The petitioner documents and presents to the commission that proposed special use provides for the implementation of sustainable growth principles and initiatives as approved by the commission.

I chose to restore the home through a full renovation—preserving its character rather than tearing it down or building something out of place. I used quality materials and maintain the home in excellent condition because it is still my residence and I plan to return. The property prevents vacancy, supports local businesses during the rental season, and is managed with long-term care and sustainability in mind.

Petitioner name: EMILY MORENO Petition number: BZA 2025-31 Page 2

2020-043813

2020 Jul 13

8:58 AM

STATE OF INDIANA LAKE COUNTY FILED FOR RECORD MICHAEL B BROWN RECORDER

Tax ID Number(s): State ID Number Only 45-05-33-129-018.000-004

WARRANTY DEED

THIS INDENTURE WITNESSETH THAT

Patricia A. Bennett

CONVEY(S) AND WARRANT(S) TO

Emily Frances Moreno, for Ten Dollars and other valuable consideration the receipt whereof is hereby acknowledged, the following described REAL ESTATE in Lake County, in the State of Indiana, to wit:

SEE ATTACHED EXHIBIT "A"

Subject to Real Estate taxes now due and payable and thereafter.

Subject to covenants, restrictions and easements of record.

IN WITNESS WHEREOF, the Grantor has executed this deed this 26th day of June, 2020.

Patricia A. Bennett

MTC File No.: 20-20422 (WD)

DULY ENTERED FOR TAXATION SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER

JUL 02 2020

JOHN E. PETALAS LAKE COUNTY AUDITOR

Page 1 of 3

023616 M3

OLD FOR MERIDIAN TITLE COR

State of Indiana, County of Lake ss:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named **Patricia A. Bennett** who acknowledged the execution of the foregoing Deed and who, having been duly sworn, stated that the representations therein contained are true.

WITNESS, my hand and Seal this 26th day of June, 2020.

My Commission Expires:

Commission No.

Notary Public County and State of Residence

This instrument was prepared by: Andrew R. Drake, Attorney-at-Law

11711 N. Pennsylvania St., Suite 110, Carmel, IN 46032

Property Address:

8716 Pine Avenue Gary, IN 46403 Noutre Manne

Signature of Notary Public

Printed Name of Notary

Grantee's Address and that Tax Statements To: 8716 Pine Avenueum

Gary, IN 46403

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law. Andrew R. Drake

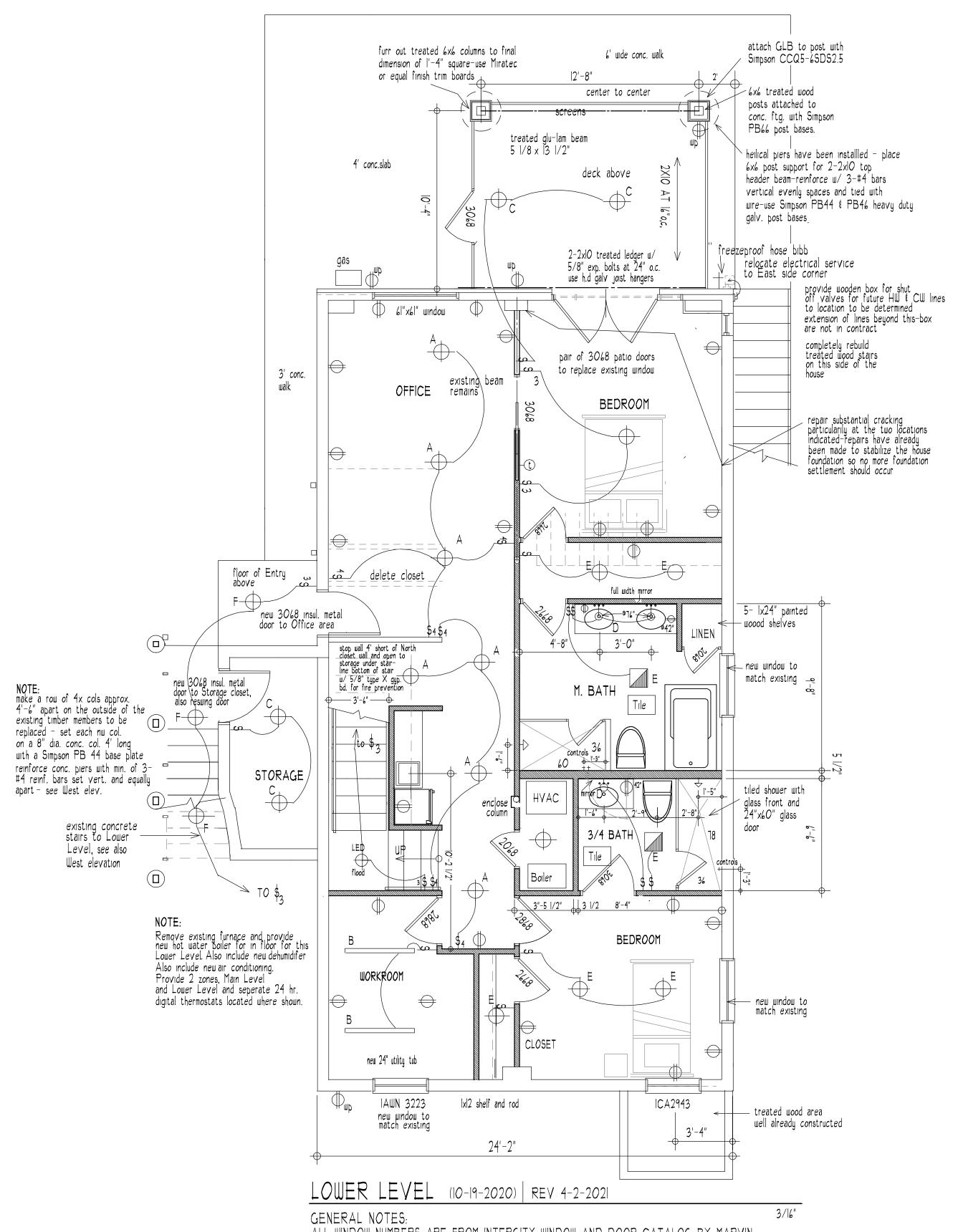
MTC File No.: 20-20422 (WD)

Page 2 of 3

EXHIBIT A

Lot 19 in Block 2 in Young's Highland's, in the City of Gary, as per plat thereof, recorded in Plat Book 15, page 15 in the Office of the Recorder of Lake County, Indiana.

MTC File No.: 20-20422 (WD)



GENERAL NOTES:
ALL WINDOW NUMBERS ARE FROM INTERGITY WINDOW AND DOOR CATALOG BY MARVIN
VERIFY ALL WINDOW SIZES BEFORE ORDERING. SIZES HAVE BEEN SELECTED IN MOST CASES TO
MATCH OR NEAR MATCH RXISITNG OPENING SIZES. HOWEVER, AT SEVERAL LOCATIONS, SIZES ARE
DIFFERENT THAN EXISTING OPENS EITHER LARGER OR SMALLER SO CARE IS NEEDED TO BE SURE
OF PROPER WINDOW SIZE AND LOCATION AND NEW LINTELS WHERE REQUIRED.

NOTES ON ELECTRICAL REQUIREMENTS FOR FIRST FLOOR APPLY TO THIS FLOOR ALSO. ALL WORK TO BE PER LATEST EDITION OF NATIONAL CODE AS ADOPTED BY STATE OF INDIANA.

FOUNDATION WALL INSULATION: REMOVE FURRING, ETC. AND INSTALL 2X2 OR 2X4 TREATED, FLAT TO THE WALL AT 24" OC. MAX. INSTALL LAYER OF 1 1/2" THERMAX BD. OR EQUAL INSUL. BETWEEN WOOD FURRING AND COVER WITH 1/2" GREEN GYPSUM BOARD. INSTALL NEW ELEC. I 1/2" DEEP OUTLET BOXES WHERE WALL OUTLETS AND SWITCHESARESHOWN.

Revision: 4-2-2021

Sheet Number

Drawn By: RFP

Date: 10-19-2020

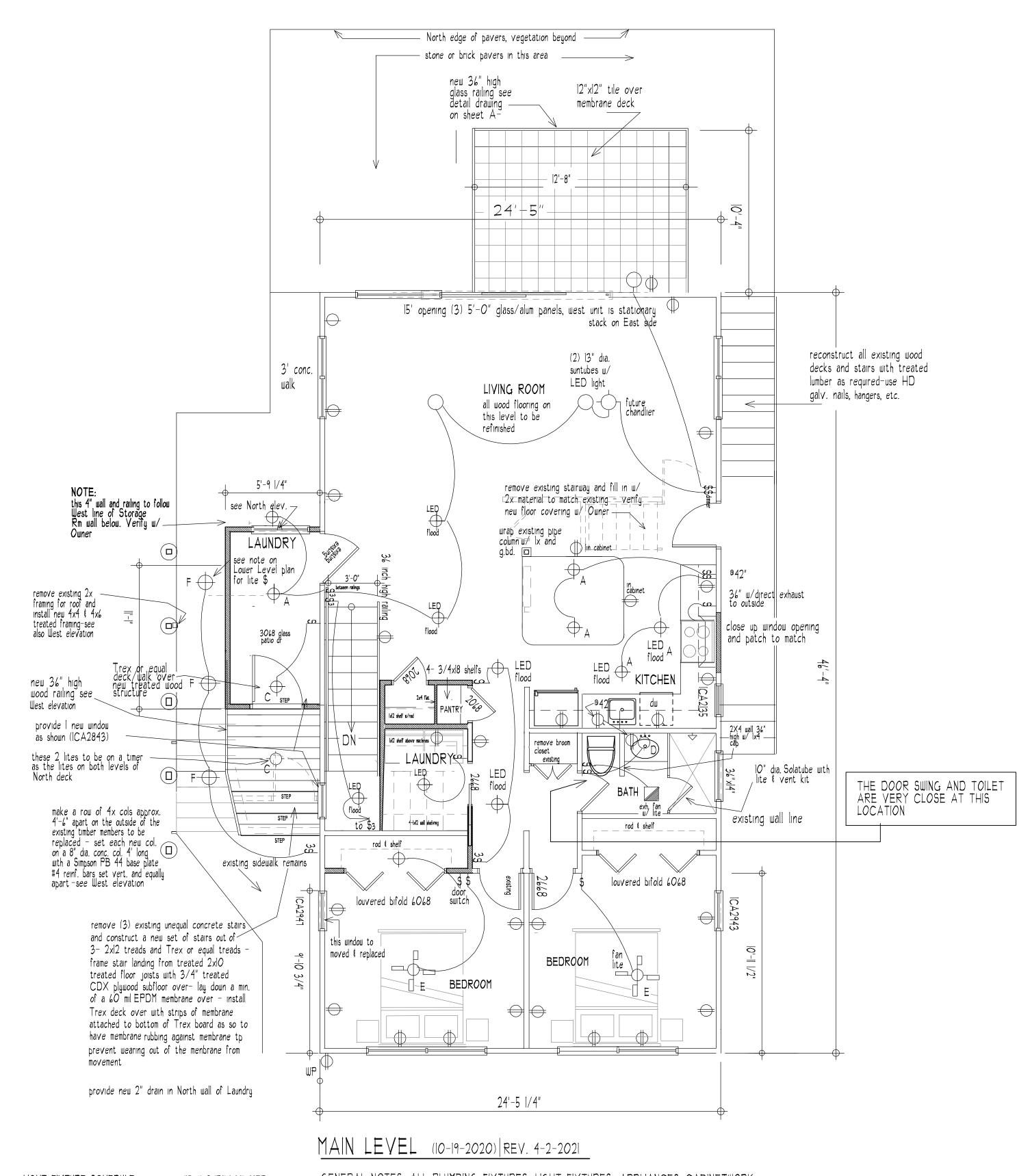
8716 Pine Avenue

Miller Beach, Indiana

HOUSE REMODELING for EMILY MORENO



Certified By:



LIGHT FIXTURE SCHEDULE

- ALL LED'S UNLESS NOTER OTHERWISE
WATTAGE GIVEN IN STD, UNITS,
PROVIDE LED EQUIVALENT

- A 15 W SURFACE MTD. 12" SQUARE
- B = 100 W SURFACE MTD. 4' FLUOR EQUIV.
- C- 15 W SURFACE MTD. 12" SQUARE FOR EXTERIOR USE
- D SURFACE MOUNTED WALL FIXTURE AT 16" AAF
- E CEILING MTD. FAN AND LITE
- F OWNER TO PROVIDE 2 HANGING LIGHTS OVER

GENERAL NOTES: ALL PLUMBING FIXTURES, LIGHT FIXTURES, APPLIANCES, CABINETWORK, ARE NOT IN THE CONTRACT AND WILL BE SELECTED FROM MANUFACTURERS CATALOGS OR PURCHASED DIRECTLY BY THE OWNER. THIS ALSO APPLIES TO ALL FLOOR FINISHES ALL FINISHED WALL SURFACES TO BE PAINTED GYPSUM WALLBOARD UNLESS NOTED OTHERWISE.

ALL SHADED WALLS INDICATE A NEW WALL AT THAT LOCATION.
AS AN OPTION, PROVIDE QUOTATION FOR INSULATING ALL PERIMETER EXTERIOR WALLS FROM THE OUTSIDE AFTER THE EXISTING SIDING IS REMOVED AND BEFORE NEW SIDING AS SHOWN IS INSTALLED, PROVIDE A QUOTATION FOR TWO DIFFERENT FOAM INSULATIONS, ICEYENE AND URTHANE.

ALL WORK PER LATEST ADOPTED EDITION OF IRC, IPC, IMC AND NEC W/ INDIANA ADMENDENTS

Revision: 4-2-2021

HOUSE REMODELING: for EMILY MORENO

Sheet Number
Drawn By: RFP
Date: 10-19-2020

Certified By:

HOUSE REMODELING: for EMILY MORENO

Miller Beach, Indiana

Certified By:

HOUSE REMODELING: for EMILY MORENO

Miller Beach, Indiana

Certified By:

HOUSE REMODELING: for EMILY MORENO

Miller Beach, Indiana

Miller Beach, Indiana

PLAT OF SURVEY

Į. E o 50.05(W) 500(b) 500(b) 482(h) 000 50.00(R) 4 103 N 32 MB1-20,40,E 348-22,(M) 50 to (8) 100 to (4) 58150 to # 239 89(W) 103 50,00(R) 100-6 4 10 49.55(M) 50.00(R) 50 00 (R) DT 16 1001 (50.00(R) 201-42 PINE AVENUE 20' PLATTED ALLEY 101 13 107 14 \$1.101

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LINES ROAD IMPROVEMENTS ALONG THE

CENERAL MOTES

LOT 19 M BEOCK 2 IN YOUNG'S HOHLAND'S, IN THE OTY OF CLARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 15, PACE 15 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INCHANA

LEGAL DESCRIPTION: (PER AMPRICAN DIGIAL TITLE INSURANCE COMPANY COMMITMENT NO. 20-10901)

8716 PINE AVENUE, GARY, IN 46403 PARCEL ADDRESS

IN ACCIDENTE WIN TITL 865, METGE 11, CHAPTER 12, OF THE NOME AUMISTRATISE COCK, THE TOLLOWING GESTANDIOS AND GRANDS ARE SQUIFTED RECHEMICA THE MEDICOL SHIPETERINES IN THE ICACATIONS OF THE LINES AND CORNERS ESTABLISHED ON THIS SURFEY AS RESILE OF

AVAILABUTY AND CONDITION OF RETAINED ADVANCED AND OF COCUMATION OF POSSESSOM LINES.

ADVANCED STREET OF THE RECORD CESSIONED VOTE IN CO. IN. CONDITION OF POSSESSOM LINES. THE RELATIVE POSITIONAL ACCURACY OF THE MEASUREMENTS.

WHACES ANDTES AND RECORDES FROM WRILL SURGERING TO ANDTES AND RECORDED DATE (FAM. 1900; 15 PAGE 15).

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THYD STRUCTURES COMMISSION OF

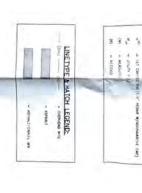
I HANS E MUSSER À NOCITER PROTESSOM. LAND SARFTER NI ESTRE OF MANAN, DO HERIT FORTE NI HE AL MONTE ES REPRESON IN ACCOUNTE HE HE KES, MENDE EL 10, DOUBTE EL SECRIOS E INBODI-HO PER BANAN LIBINISTRAIR CODE (PAUL ET).
OFFE MONTH MENSTRAIR CODE (PAUL ET).
OFFE MONTH MENSTRAIR CODE (PAUL ET). A COS AND ROBOTIC TOTAL STATION HERE USED TO COLLECT THE DATA MEDIED FOR THIS PROJECT HAS COLLECTED ON APPIL 8, 2020. BASS OF BEARNER ASSUMED

Story of PROFESSIONAL LAND SIFFETOR #29700002 STATE OF INDIANA

CLENT NAME. ATERS REALTY FOR MICHAEL J. AND ALICE R. MURRAY OWNERS OF RECORD. PATRICIA A. BEARLET TYPE OF SURVEY AND PURPOSE: RETRACTURNT SURVEY OF A LOT M A PLATED SUBDIASION

DUE TO VARIANCES IN REFERENCE MONUMENTS: 0.6" ±
DUE TO DISCREPANDES IN THE RECORD DESCRIPTION: MONE FOUND
DUE TO INCONSISTINCES IN LINES OF OCCUPATION: MONE FOUND

AS A RESULT OF THE ABOVE DESCRIATIONS, IT IS AIR DEWICH THAT THE UNCORNAMIES IN THE LOCATIONS OF THE LINES AND CORNERS ESTABLISHED ON THIS SLIPNEY ARE AS FOLLOWS: THIS FLAT IS NOT LOCATED WITHIN A FLOODFLAN AS FER INFORMATION CRITATED FROM THE FLOOD INSURANCE PROCESAL, COMMUNITY PAINE, MINERY ISORROCITIES, DATED LANGURY IS, 2012.



113

POUNT.

SYMBOL LEGEND:

GRAPHIC SCALE (DA FEET) Ber DATE

HOSE 1"- 30" VERT H/A *D.OS. 20-0452



PLAT OF SURVEY CLIENT: AYERS REALTY SECTION 33-T37N-R7W

8716 PINE AVENUE **GARY, IN 46403** LAKE COUNTY, INDIANA

VICINITY MAP (N.T.S.)

■■KRULL
 ABONMARCHE











Jul 28th, 2025

8716 Pine Ave, Gary, IN 46403

Home Inspection Report

PREPARED FOR:

Emily Moreno

INSPECTED BY:

Calvin Coleman / Heavenly Home Inspections LLC



Table of Contents

HOME INSPECTION REPORT

Inspection Details

Definitions

Grounds

Exterior

Electrical (Interior)

Plumbing

Attic

Heating/Cooling

Bathroom

Kitchen

Laundry

Summary

Inspection Details

INSPECTOR Calvin Coleman Heavenly Home Inspect LLC	Matteson, 60443 ions
Phone	(708) 840-1092
Email	hhinspections100@gmail.com
CLIENT Emily Moreno	
Phone	(312) 342-7010
Email	emily314@gmail.com

ADDITIONAL INFO	
☐ Inspection date	Jul 28th, 2025
• Others Present	Client
Property Occupied	Vacant
Building Type	Single Family
• Weather	Partly Cloudy
Temperature	79 °F
• Year Built	1953
Water Source	City

HOME INSPECTION REPORT

Definitions



Inspected

The Item or component was inspected and no material defects were observed. Cosmetic issues may have been observed.



Maintenance

The Item or component requires regular maintenance for continued optimal performance.



Recommendation

The Item or component appears operational, but inspector recommends action be taken for conditions that are beyond cosmetic.



Requires Attention

The Item or component is not functioning as intended requires maintenance or repair. Recommend repair or further evaluation by a qualified contractor.



Safety

The item or component appears to be unsafe and should be corrected as soon as possible a qualified contractor.

NOTE: All definitions listed above refer to the property or item listed as inspected on this report at the time of inspection.

Flagged items will show up in summary view.

1. Grounds

1.1 DRIVEWAY

DESCRIPTION: Gravel

1.2 WALKWAYS

DESCRIPTION: Concrete

1.3 STEPS/STOOPS

DESCRIPTION: Concrete

COMMENTS:



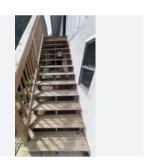


Open risers

The steps/stoops have open risers, which can present a safety risk, particularly for young children and pets. It is recommended to install riser boards or enclose the risers to enhance safety and comply with local building codes. Consider consulting a qualified contractor for appropriate modifications.

Location - East







Non graspable handrail

The handrail on the steps/stoops is non-graspable, which may pose a safety hazard. I recommend installing a properly graspable handrail to ensure safety and compliance with local building codes.







Missing handrail(s)



West

1.4 GRADING/DRAINAGE

DESCRIPTION: Negative slope

COMMENTS:



Improper slope is draining water towards the foundation which contributes to moisture and water penetration in the basement





2. Exterior

2.1 GAS METER

DESCRIPTION: Rear of house

MEDIA:



3. Electrical (Interior)

3.1 SERVICE

DESCRIPTION: Copper

SERVICE AMPS AND VOLTS: 200 amps

3.2 MAIN PANEL

DESCRIPTION: Eaton **CAPACITY:** 200 amps

MEDIA:





3.3 GFCI/AFCI

DESCRIPTION: Kitchen, Bathroom(s)

4. Plumbing

4.1 SERVICE LINE

DESCRIPTION: Copper

4.2 MAIN WATER SHUTOFF

DESCRIPTION: Basement

4.3 WATER LINES

DESCRIPTION: Copper, PVC

4.4 WATER HEATER

DESCRIPTION: Tank

MANUFACTURER: Richmond

CAPACITY: 40 gal
FUEL: Natural gas
LOCATION: Basement

NAMEPLATE:

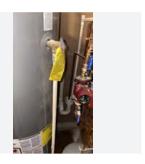


COMMENTS:



PVC TPR Valve

The water heater is equipped with a PVC TPR (Temperature Pressure Relief) valve discharge pipe, which is not recommended due to its potential to melt at high temperatures. It is advised to replace it with a proper material such as copper or CPVC for safety compliance. Consider consulting a licensed plumber for evaluation and updates.





No drip pan present. Recommend one be installed.



5. Attic

5.1 METHOD OF INSPECTION

DESCRIPTION: From the attic access

ATTIC ACCESS: Pull down ladder

5.2 INSULATION

DESCRIPTION: Blown in

6. Heating/Cooling

6.1 THERMOSTAT(S)

DESCRIPTION: Programmable

6.2 HEATING SYSTEM

DESCRIPTION: Forced air MANUFACTURER: Carrier FUEL TYPE: Natural gas

MEDIA:





6.3 COOLING SYSTEM

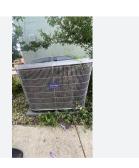
DESCRIPTION: Central A/C
MANUFACTURER: Carrier

NAMEPLATE:



MEDIA:





7. Bathroom

7.1 ELECTRICAL

DESCRIPTION: GFCI

7.2 TOILETS

COMMENTS:



Toilet is loose from the floor. Recommend securing to prevent leaking/water damage.



7.3 CEILING

DESCRIPTION: Drywall

7.4 WALL

DESCRIPTION: Drywall

8. Kitchen

8.1 ELECTRICAL

DESCRIPTION: GFCI

8.2 RANGE/OVEN

DESCRIPTION: LG **FUEL SOURCE:** Gas

MEDIA:



8.3 REFRIGERATOR

MEDIA:



9. Laundry

9.1 DRYER VENT

DESCRIPTION: Metal flex

9.2 WASHER HOSE BIB

DESCRIPTION: Gate

9.3 WASHER DRAIN

DESCRIPTION: Wall mounted drain

9.4 ELECTRICAL

DESCRIPTION: GFCI

Summary

HOME INSPECTION REPORT

This summary is not the entire report. The complete report may include additional information of concern to the client. It is recommended that the client read*the complete report*.



Requires Attention

The Item or component is not functioning as intended requires maintenance or repair. Recommend repair or further evaluation by a qualified contractor.



Safety

The item or component appears to be unsafe and should be corrected as soon as possible a qualified contractor.

1. Grounds

1.3 STEPS/STOOPS

COMMENTS:





Open risers

The steps/stoops have open risers, which can present a safety risk, particularly for young children and pets. It is recommended to install riser boards or enclose the risers to enhance safety and comply with local building codes. Consider consulting a qualified contractor for appropriate modifications.

Location - East







Non graspable handrail

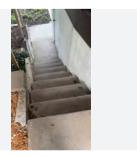
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Missing handrail(s)



West

1.4 GRADING/DRAINAGE

COMMENTS:



Improper slope is draining water towards the foundation which contributes to moisture and water penetration in the basement





4. Plumbing

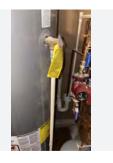
4.4 WATER HEATER

COMMENTS:



PVC TPR Valve

The water heater is equipped with a PVC TPR (Temperature Pressure Relief) valve discharge pipe, which is not recommended due to its potential to melt at high temperatures. It is advised to replace it with a proper material such as copper or CPVC for safety compliance. Consider consulting a licensed plumber for evaluation and updates.



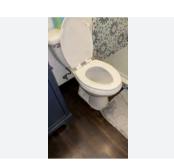
7. Bathroom

7.2 TOILETS

COMMENTS:



Toilet is loose from the floor. Recommend securing to prevent leaking/water damage.





DEPARTMENT OF PLANNING & ZONING 401 BROADWAY, SUITE 303 GARY, INDIANA 46402 https://gary.gov/zoning/

From: Department of Planning & Zoning

401 Broadway, Suite 303

Gary, IN 46402

Planning Staff Memo: Legal and Procedural Review for PC 2025-14

MEMORANDUM

To: Board of Zoning Appeals

From: Sylvia L. Martin, Zoning Administrator

Date: October 2, 2025

Re: Petition B-2025-31 – Updated Inspection Clearance

This memorandum serves to inform the Board of Zoning Appeals that the petitioner for Petition B-2025-31 has completed all required follow-up inspections. As of the most recent review, the petitioner has successfully addressed and corrected all violations previously cited in the initial inspection report.

A final inspection has been conducted by the Inspector, and full clearance has been granted. You will find the inspection report included below for your reference.

Accordingly, the property is now in full compliance with all relevant health, safety, and property maintenance codes. The petitioner is eligible to move forward in the BZA process for final consideration.

Sincerely,

Sylvia L. Martin

Zoning Administrator



Sep 24th, 2025

8716 Pine Ave, Gary, IN 46403

Home Inspection Report

PREPARED FOR:

Emily Moreno

INSPECTED BY:

Calvin Coleman / Heavenly Home Inspections LLC



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Interior Rooms

Laundry

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Inspection Details

INSPECTOR 1

Calvin Coleman

Heavenly Home Inspections LLC

Address	Matteson, 60443
Phone	(708) 840-1092
Email	hhinspections100@gmail.com

CLIENT

Emily Moreno

Phone	(312) 342-7010
Email	emily314@gmail.com

ADDITIONAL INFO

☐ Inspection date	Sep 24th, 2025
• Others Present	Client
 Property Occupied 	Vacant
Building Type	Single Family
• Weather	Partly Cloudy
Temperature	79 °F
• Year Built	1953
Water Source	City

HOME INSPECTION REPORT

Definitions



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The item or component appears to be unsafe and should be corrected as soon as possible a qualified contractor.

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Flagged items will show up in summary view.

1. Grounds

1.1 DRIVEWAY

DESCRIPTION: Gravel

1.2 WALKWAYS

DESCRIPTION: Concrete

1.3 STEPS/STOOPS

DESCRIPTION: Concrete, Wood

1.4 GRADING/DRAINAGE

DESCRIPTION: Negative slope

COMMENTS:



Improper slope is draining water towards the foundation which contributes to moisture and water penetration in the basement

The grading around the foundation slopes improperly, directing water towards the structure. This contributes to moisture penetration in the basement. It is recommended to regrade the landscape to ensure water is directed away from the foundation. Consider consulting a professional landscaper or drainage expert for effective solutions.





2. Exterior

2.1 TYPE

DESCRIPTION: Wood

2.2 SOFFITS/FASCIA

DESCRIPTION: Aluminum

2.3 WINDOWS

DESCRIPTION: Casement

2.4 HOSE BIBS

DESCRIPTION: Rotary

2.5 GAS METER

DESCRIPTION: Rear of house

MEDIA:



2.6 WALL VENTING

DESCRIPTION: Laundry Vents

3. Roof

3.1 TYPE

DESCRIPTION: Gable

METHOD OF INSPECTION: Drone

MATERIAL: Asphalt shingle

3.2 GUTTERS

DESCRIPTION: Aluminum

3.3 DOWNSPOUTS/LEADERS/EXTENSIONS

DESCRIPTION: Aluminum

3.4 FLASHING

DESCRIPTION: Aluminum

4. Electrical (Interior)

4.1 SERVICE

DESCRIPTION: Copper

SERVICE AMPS AND VOLTS: 200 amps

4.2 MAIN PANEL

DESCRIPTION: Eaton **CAPACITY**: 200 amps

MEDIA:



4.3 GFCI/AFCI

DESCRIPTION: Kitchen, Bathroom(s)

5. Plumbing

5.1 SERVICE LINE

DESCRIPTION: Copper

5.2 MAIN WATER SHUTOFF

DESCRIPTION: Basement

5.3 WATER LINES

DESCRIPTION: Copper, PVC

5.4 WATER HEATER

DESCRIPTION: Tank

MANUFACTURER: Richmond

CAPACITY: 40 gal
FUEL: Natural gas
LOCATION: Basement

NAMEPLATE:



COMMENTS:



No drip pan present. Recommend one be installed.



6. Attic

6.1 METHOD OF INSPECTION

DESCRIPTION: From the attic access

ATTIC ACCESS: Pull down ladder

6.2 INSULATION

DESCRIPTION: Blown in

7. Heating/Cooling

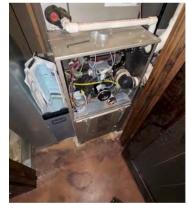
7.1 THERMOSTAT(S)

DESCRIPTION: Programmable

7.2 HEATING SYSTEM

DESCRIPTION: Forced air MANUFACTURER: Carrier FUEL TYPE: Natural gas

MEDIA:





7.3 COOLING SYSTEM

DESCRIPTION: Central A/C **MANUFACTURER:** Carrier

NAMEPLATE:



MEDIA:





8. Bathroom

8.1 ELECTRICAL

DESCRIPTION: GFCI

8.2 CEILING

DESCRIPTION: Drywall

8.3 WALL

DESCRIPTION: Drywall

9. Kitchen

9.1 ELECTRICAL

DESCRIPTION: GFCI

9.2 RANGE/OVEN

DESCRIPTION: LG **FUEL SOURCE:** Gas

MEDIA:



9.3 REFRIGERATOR

MEDIA:



10. Interior Rooms

10.1 ELECTRICAL

DESCRIPTION: 110 volts

10.2 CEILING

DESCRIPTION: Drywall

10.3 WALLS

DESCRIPTION: Drywall

10.4 WINDOWS

DESCRIPTION: Casement

11. Laundry

11.1 DRYER VENT

DESCRIPTION: Metal flex

11.2 WASHER HOSE BIB

DESCRIPTION: Gate

11.3 WASHER DRAIN

DESCRIPTION: Wall mounted drain

11.4 ELECTRICAL

DESCRIPTION: GFCI

Summary

HOME INSPECTION REPORT

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Safety

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BOARD OF ZONING APPEALS PETITION PACKET

PETITION PACKET			
BZA PETITION NUMBER	B-2025-32		
PETITIONER	James & Angela Smith		
REQUEST	Special use to operate a short-term rental		
SITE ADDRESS	1164 St. Joseph Street,		
PARCEL NUMBER	45-05-33-104-016.000-004		
ZONING CLASSIFICATION	R2 – Residential Single-Family		
COMPREHENSIVE PLAN LAND USE	Neighborhood Residential – Supports traditional housing		
CITY COUNCIL DISTRICT	District 4		
CURRENT ANNUAL PROPERTY TAX	Current (based on Lake County records)		
EXISTING USE / STRUCTURES	Single-Family Home		
PROPOSED USE	Short-Term Rental		
VARIANCE(S) REQUESTED	Special Use		
LOT DIMENSIONS	Approximately 40ft x 12ft'		
MINIMUM LOT AREA REQUIRED	5,0329 sq ft		
ADJACENT ZONING / USES	R2 – Residential homes to north, east, and west		
PROOF OF PUBLICATION	Yes		
HEARING DATE	October 9, 2025		
PUBLIC INPUT RECEIVED	Yes		
RECOMMENDATION	Continu		
COUNCIL DECISION	Pending		
FINAL DECISION DATE	To be scheduled after Council 3rd reading		
GIS MAP	167 13 23 1161 107 13 24 9 10 1149 1149 1149 1149 1149 1149		

BOARD OF ZONING APPEALS PETITION PACKET

Special Use Permit criteria per section 123-59 (c)

- 1. The establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, morals, or general welfare.
 - a. No. The proposed short-term rental will not be detrimental to public health or safety. The use remains residential and will operate under applicable property maintenance, fire safety, and occupancy standards enforced by the city.
- 2. The special use will not be injurious to the use and enjoyment of other properties in the immediate vicinity for the purposes already permitted.
 - a. No. The property will continue to appear and function as a single-family home. It will not interfere with the use or enjoyment of neighboring properties, and it is expected to meet all city occupancy and quiet enjoyment regulations.
- The establishment of the special use will not impede or substantially alter the normal and orderly development and improvement of surrounding property for uses permitted in the district.
 - a. No. The surrounding area is developed with similar low-density residential homes. The use will not alter or deter the neighborhood's character or development pattern.
- 4. Adequate utilities, access roads, drainage, and other necessary facilities have been or are being provided.
 - a. Yes. The existing home is already served by municipal utilities, access roads, and drainage infrastructure suitable for residential occupancy.
- 5. Adequate measures have been or will be taken to provide for access management, ingress and egress so designed as to minimize traffic congestion on the public roads.
 - a. Yes. The site is served by existing residential street access and a driveway. No new traffic impacts or congestion are expected as this use functions similarly to any residential occupancy.
- 6. The special use will be located in a district where such a use is authorized and all other requirements set forth in this chapter which are applicable to such special use will be met.
 - a. Yes. The R2 zoning district permits short-term rentals through Special Use approval. The property and use meet all other zoning and occupancy requirements.
- The petitioner documents and presents to the commission that proposed special use provides for the implementation of sustainable growth principles and initiatives as approved by the commission.
 - a. Yes. The proposed use supports neighborhood stabilization by occupying a residential property, promoting reinvestment, and aligning with infill housing strategies identified in the Comprehensive Plan.

Recommendation

At this time, the Zoning Administrator cannot issue a final recommendation due to an incomplete petition file. The following items remain outstanding and are required for legal sufficiency and full BZA consideration:

- 1. Completed Findings of Fact (written responses to the seven criteria)
- 2. Exterior property photos (front, sides, rear)
- 3. Plumbing violation clearance (signed verification from City Inspector)

These items must be submitted prior to or presented at the October 9, 2025 hearing. Failure to comply may result in a recommendation to table or deny the petition.

The following conditions if you decide to make a decision; shall be attached to the Special Use Permit approval to ensure compliance with local zoning, public safety, and Indiana Code IC 36-1-20-1 et seq.:

The petitioner must obtain and maintain a valid City of Gary business license for short-term rental use.

- The short-term rental must conform to all dimensional, parking, and use standards of the R2 zoning district.
- The STR shall operate strictly within the scope of the approved Special Use. Any change in use or expansion requires rereview.
- 3. All plumbing and property maintenance violations must be corrected and cleared by the City Inspector prior to final approval.
- 4. Occupancy is limited to two (2) persons per legal bedroom or as otherwise determined by the Building Department.
- One off-street parking space per rented room or unit must be provided. No on-street guest parking may disrupt neighbors.
- 6. Quiet hours must be observed from 10:00 PM to 7:00 AM daily and communicated to guests in advance.
- 7. The property may not be used for events, parties, or large gatherings without separate approval.
- 8. A local 24/7 emergency contact (owner or property manager) must be listed with the City and neighbors.
- 9. The approval is subject to annual review and may be revoked upon multiple verified complaints or violations.
- 10. No exterior commercial signage or advertising is permitted. The property must retain a residential appearance.

Noncompliance with any condition may result in suspension or revocation of the Special Use Permit



Eddie D. Melton Mayor

City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

SPEC	IAL USE PERMIT APPLICATION CHECKLIST:
	Application, completed, signed and notarized
PA.	Narrative Statement addressing the need for the request
	Findings of Fact Form
	Computer-drawn, to scale, building floor plan showing the following • Work spaces • Room walls with dimensions • Exit doors and fire extinguisher locations • Maximum capacity • Drawing scale
X	 North arrow Drawing scale Building location with dimensions to property lines Property lines with dimensions Site improvement locations with dimensions to property lines (including by not limited to; fence, sheds, driveways, accessory buildings)
	(For requests in residential zones) Home inspection report from a licensed inspector N/A built in 2022
P	Proof of ownership or letter from owner granting permission
	Application fee
(FOR	CITY USE ONLY)
Filed v	vith City on:, 20
Sched	uled for the Board of Zoning Appeals meeting on
Contir	nuation (if any)

Notice of hearing published in: ______ on: _____



Eddie D. Melton Mayor City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

DESCRIBE THE REQUESTED PETITION
Special Use Variance permit for operation of short term rental at 1164 St. Joseph Stree Gary, IN 46403
APPLICANT NAME James & Angela Smith
COMPANY OR ORGANIZATION
ADDRESS 8231 Lake Shore Drive
CITY/STATE/ZIP Gary, IN 46403
EMAIL jimsmith0617@mac.com
PHONE 317.450.3954
OWNER OF RECORD (IF DIFFERENT FROM APPLICANT)
If the applicant is not the recorded property owner, proof of ownership and a notarized statement of consent from the owner of record permitting the applicant to file this petition must be provided.
SUBJECT PROPERTY ADDRESS 1164 St. Joseph Street, Gary, IN 46403
PARCEL IDENTIFICATION NUMBER(S) 45-05-33-104-016.000-004



Eddie D. Melton Mayor City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

LEGAL DESCRIPTION
LOT 9 LAKE SIDE ADD. L.10 BL.5
PRIMARY CONTACT PERSON (IF DIFFERENT FROM ABOVE)
NAME/TITLE JAMES M. SMITH
EMAIL jimsmyth 061720 mac. com
PHONE 317 450 3954
BZA #:
Date Filed:

Date 01 0125
Signature 484258

DCASH
DCHECK 1230



My Commission Expires: _

Eddie D. Melton Mayor City of Gary Department of Zoning 401 Broadway, Suite 307 Gary, Indiana 46402 Marco Molina City Attorney 219-881-1332 zoning@gary.gov

	I, the undersigned, do hereby certify that I am the owner or have written
	permission from the owner to conduct the business as stated on the petition on the
	particular property and do hereby certify that the above statements are true and
	correct to the best of my knowledge.
	SIGNATURE Com My Of
	ADDRESS 1 823 liake Shore Drive
	CITY/STATE/ZIP Gay IN 46403
	State of Indiana)
	County of Lake}
) ss:
	Subscribed and sworn to before me this 15^{+} day of 30^{-} day of 30^{-} 20 25^{-} .
	(Notary Public) Freder R. Lockett (Seal)
	Freder R. Löckett Notary Public, State of Indiana
F	Resident:County

As lifelong residents of Miller, we are requesting a special use variance for short term rental at 1164 St. Joseph Street. We purchased this vacant land in 2017, and with the growth and demand for short term rentals in destination neighborhoods like Miller, were able to invest heavily in our community by building a beautiful custom-built home, completed in 2022. The Holliday House, named as an homage to Gary native Dr. Alfonso Holliday II, the original owner of the dune that The Holliday House sits atop today. A medical and cultural icon in Miller, and oldest son of the late first black Gary Fire Chief, Dr. Holliday was among the first African American medical school graduates of Indiana University-Bloomington. This is a testament to our love for the Miller Community, and our excitement for the potential of our city as a prime destination along our beautiful lakefront. We have hosted over 150 families both local to Gary, around the country and as far as Singapore, England and Germany, all of which have had glowing reviews (4.97 Stars) of not only our home, but of our beaches, neighbors, restaurants and Gary community as a whole.

Short-term rentals have become an integral part of many communities worldwide, bringing with them a range of economic, social, and cultural benefits. At the heart of their impact lies the ability to provide a sustainable, flexible alternative to traditional accommodation, offering numerous advantages not only to travelers but also to the neighborhoods they visit.

One of the most significant benefits of short-term rentals is the economic boost they bring to our local businesses. When visitors in Miller stay in short-term rentals, they often spend money on nearby restaurants, shops, cafes, and attractions. As an alternative to southwest Michigan, LaPorte and Porter County attractions and hospitality options, these guests explore the local Miller area more deeply, seeking out experiences that go beyond the typical tourist hotspots. This kind of spending helps diversify the local economy. Small business owners and family-run restaurants benefit directly from the influx of visitors who may have otherwise bypassed their businesses due to the lack of hospitality options in Gary.

Short-term rentals offer a unique opportunity for cultural exchange and community connection. Travelers who choose to stay in local homes, rather than generic hotels, often experience the community in a more intimate way. As lifelong residents of Miller and hosts, we are ambassadors of our neighborhoods and our city. We recommend local experiences, and even forge friendships with our guests, many of which are repeat visitors and become full and part time residents. This personal touch fosters a sense of connection between visitors and residents, making travel more meaningful and deepening the ties between communities.

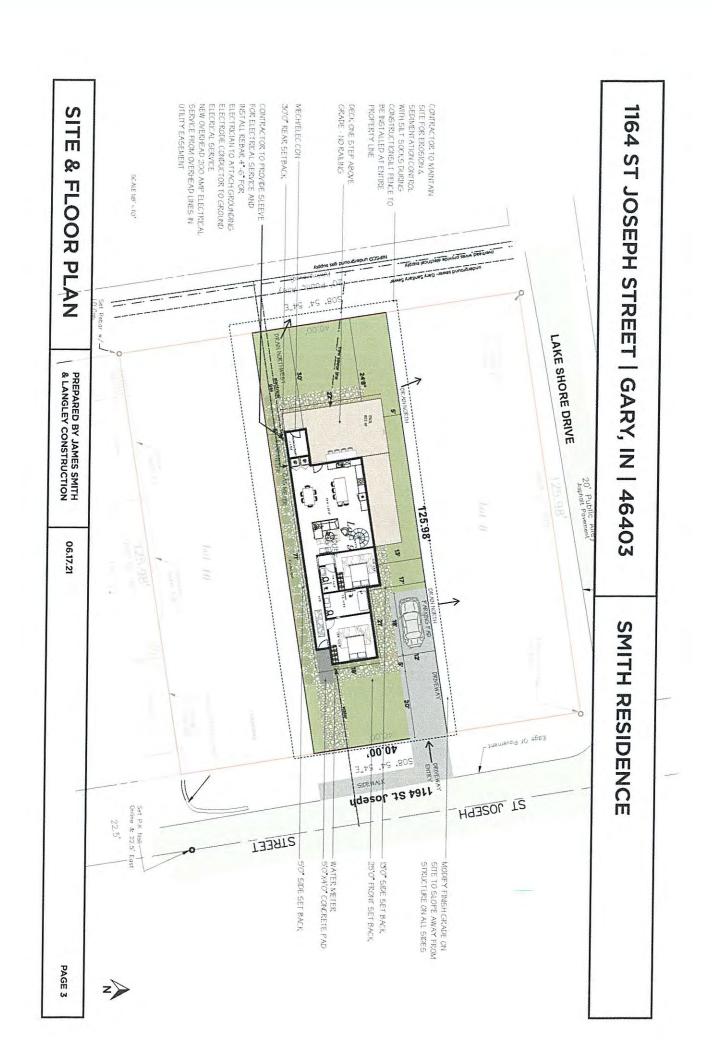
Short-term rentals are much more than just a way for homeowners to earn extra income or for travelers to find unique places to stay. They have been instrumental in revitalizing the Miller community, support the local economy, foster cultural exchange, and promote our city as a top Midwest destination for visitors and future residents. By embracing short-term rentals and regulating them thoughtfully, communities can ensure that they maximize these benefits while minimizing potential drawbacks.

1164 ST JOSEPH STREET | GARY, IN | 46403

SMITH RESIDENCE

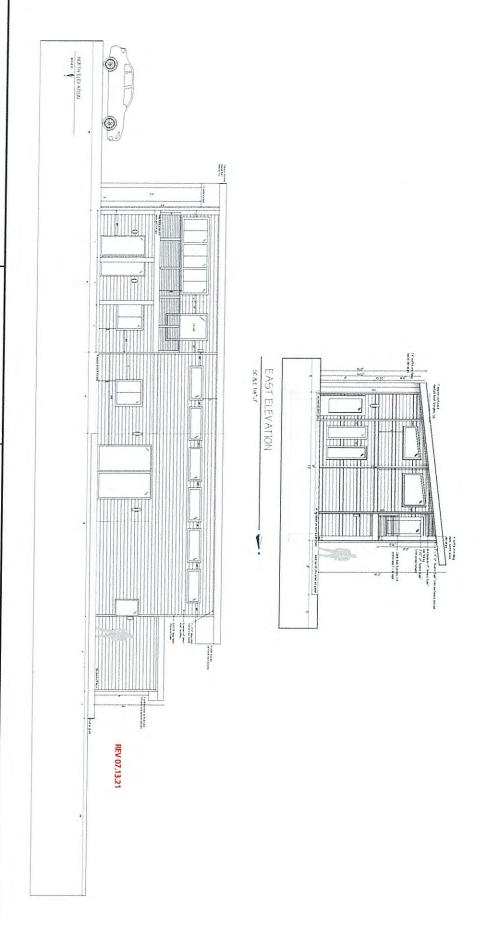






1164 ST JOSEPH STREET | GARY, IN | 46403

SMITH RESIDENCE



ELEVATIONS

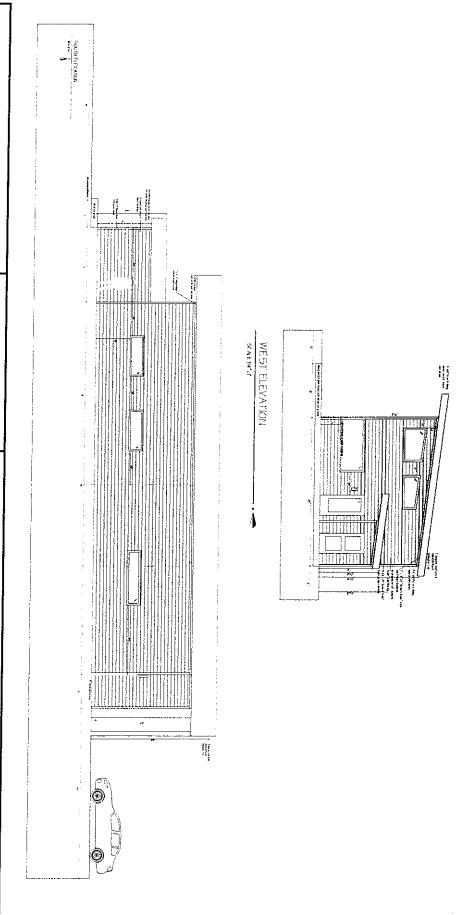
PREPARED BY JAMES SMITH & LANGLEY CONSTRUCTION

06.17.21 REV 08.16.21

PAGE 4

1164 ST JOSEPH STREET | GARY, IN | 46403

SMITH RESIDENCE



ELEVATIONS

PREPARED BY JAMES SMITH & LANGLEY CONSTRUCTION

06.17.21 REV 08.16.21

PAGE 5



BZA 2025-32 Zoning meeting for Oct 9th

From Stacy Newhuis <stacy@soundstack.com>
Date Thu 10/2/2025 2:01 PM
To Zoning <zoning@gary.gov>

To whom it may concern:

My name is Stacy Newhuis. I live at 8237 Lake Shore Dr.

I live across the street from Angie and Jim's beautiful short term rental. I am in full support of their special use variance.

The construction of this home has been a great addition to the community. It's incredibly maintained, and I have witnessed guests enjoy both the beach, and businesses here in Gary.

Thanks, Stacy Newhuis



BZA 2025-32 Oct. 9th Meeting

From Joshstoff <joshstoff@aol.com>
Date Thu 10/2/2025 4:13 PM
To Zoning <zoning@gary.gov>

Dear Zoning,

I (Joshua Stoffregen) am writing this letter in support of Angie and Jim Smith's special use permit. The House was used to house my Mother (Yolanda Stoffregen) & Father (Theodore Stoffregen) when the connection to the Gary Main Sanitary Line was being repaired. My Father was disabled and needed access to running water for health reasons. They are longtime Gary Residents (30 years) at 1137 St. Joseph Street, Gary IN.

Please use this letter as support for approving special use variance for Angie & Jim Smith's Holiday House.

Regards, Josh Stoffregen 630-404-5735



LAKESIDE HOME INSPECTIONS

+12194062917

lakesidehi219@gmail.com

https://www.homeinspectionsvalparaiso.com/





STANDARD 3 BED 2 BATH

1164 St Joseph St Gary, IN 46403

Jlm and Angie Smith 08/08/2025



Inspector
Joel Alderson
Indiana and Florida Licensed Inspector
+12194062917
lakesidehi219@gmail.com

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Jlm and Angie Smith 1164 St Joseph St

SUMMARY





○ 2.7.1 Kitchen - Appliances: Dishwasher Drain Line

10.5.1 Plumbing - Hot Water Systems, Controls, Flues & Vents: Hot Water Tank TPR Extension Wrong

○ 15.2.1 Roof - Roof Drainage Systems: Downspouts Drain Near House

1: INSPECTION DETAILS

Information

Main Entrance Faces

East

In Attendance

None

Style

2 Story

State of Occupancy

Furnished, Vacant

Recent Rain

No

Approximate Age

1950 - Present

Weather Conditions

Clear

Ground Cover

Dry

2: KITCHEN

Information

Cabinets: CabinetsSatisfactory

Plumbing: DrainageSatisfactory



Walls & Ceiling: Windows
Satisfactory

Floor: Type Concrete

Appliances: Exhaust Fan

Operable

Appliances: Range

Operable

Appliances: Dishwasher

Operable

Appliances: Microwave

Operable

Appliances: Refrigerator

Operable

Appliances: Disposal

Operable

Appliances: Oven

Operable

Appliances: Trash Compactor

N/A. Not tested

Appliances: GFCISatisfactory



Countertops: OverviewSatisfactory







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Plumbing: SinkSatisfactory



Observations

2.7.1 Appliances

DISHWASHER DRAIN LINE



Dishwasher drain line is not looped properly. Recommend a licensed plumber evaluate and repair.

Recommendation

Contact a qualified plumbing contractor.



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3: LAUNDRY ROOM

Information

Laundry sink Yes



Faucet leaks No

Pipes leak No

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Cross connections

NO



Heat source present

Yes

Room vented

Yes

Dryer vented Wall

AppliancesWasher, Dryer

ElectricalSatifactory, Missing GFCI

Gas shut-off valve Yes **GFCI** present

NO, Recommend GFCI

Limitations

General

MISSING GFCI

Laundry room was not equipped with a proper GFCI receptacle. Recommend a licensed plumber evaluate and repair.



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4: BATHROOM 1

Information

General: Drainage Satisfactory

General: Whirlpool

None

General: Moisture stains present **General:** Showers

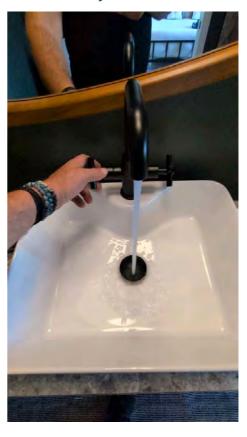
No

General: Shower/Tub area

Satisfactory

Yes

General: Sinks Satisfactory



General: ToiletSatisfactory



General: Water flowSatisfactory

General: WhirlpoolNone

General: Doors
Satisfactory
General: GFCI



General: WindowSatisfactory

General: Receptacles presentSatisfactory

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General: Location

Master







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5: BATHROOM 2

Information

Drainage

Satisfactory

Shower/Tub area

Satisfactory

Water flow

Satisfactory

Window

None

Moisture stains present

No

Sinks

Satisfactory

Whirlpool

None

Receptacles present

Satisfactory

Showers

Yes

Toilet

Satisfactory

Doors

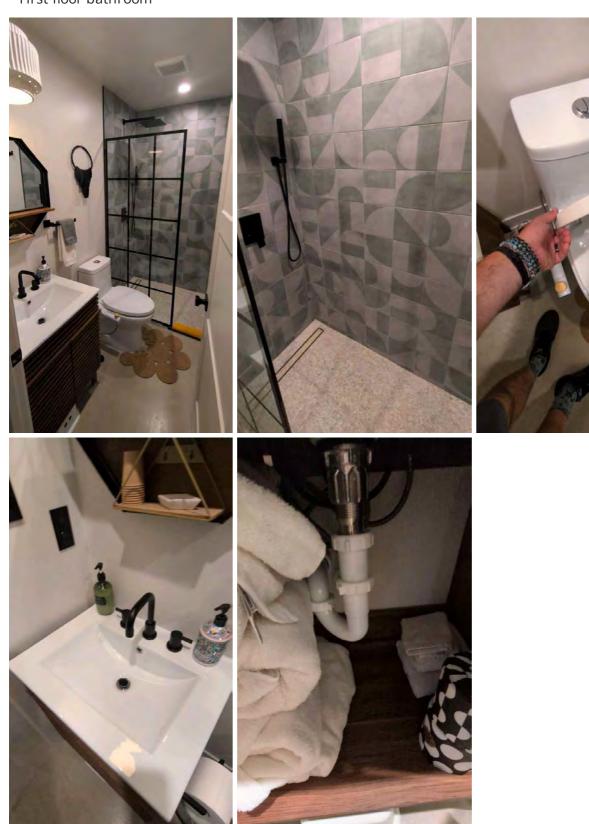
Satisfactory

GFCI

Satisfactory



LocationFirst floor bathroom



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6: BATHROOM 3

Information

Drainage

Satisfactory

Whirlpool

None

Toilet

Satisfactory

Window

None

Moisture stains present

No

Shower/Tub area

Satisfactory

Water flow

Satisfactory

Receptacles present

Satisfactory

Showers

Yes

Sinks

Satisfactory

Doors

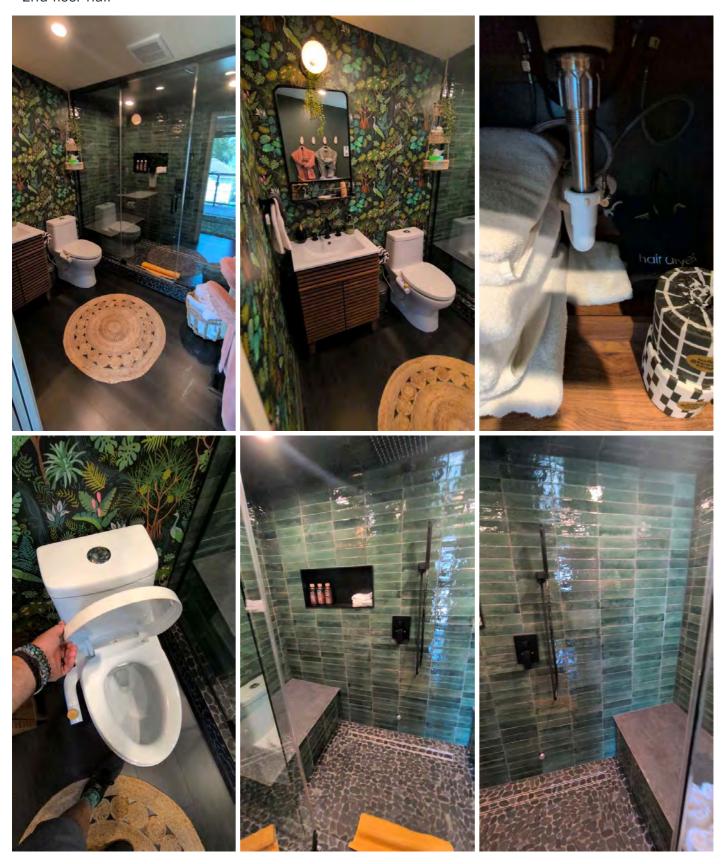
Satisfactory

GFCI

Satisfactory



Location 2nd floor hall



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7: BEDROOM 1

Information

Doors: ConditionSatisfactory

Windows: ConditionSatisfactory

Ceilings: Ceiling Material

Gypsum Board

Windows: Window Type

Crank Out

Floors: Floor Coverings

Concrete

Lighting Fixtures, Switches &

Receptacles: Condition

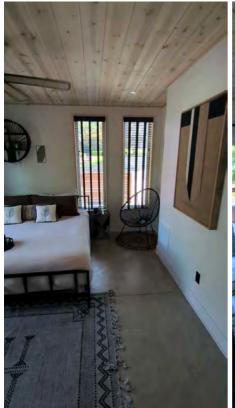
Satisfactory

Windows: Window Manufacturer

Unknown

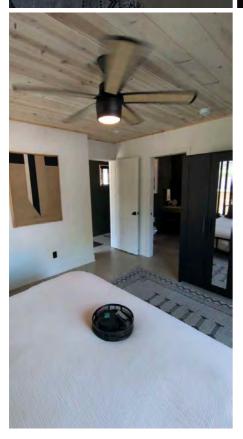
Walls: Wall MaterialGypsum Board

General: Overview









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8: BEDROOM 2

Information

Doors: ConditionSatisfactory

Windows: Condition

Satisfactory

Ceilings: Ceiling Material

Gypsum Board

Windows: Window Type

Sliders

Floors: Floor Coverings

Concrete

Lighting Fixtures, Switches &

Receptacles: Condition

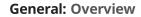
Satisfactory

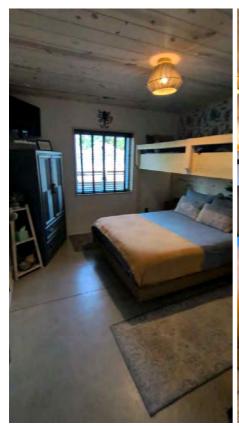
Windows: Window Manufacturer

Unknown

Walls: Wall Material

Gypsum Board









9: BEDROOM 3

Information

Doors: ConditionSatisfactory

Windows: Condition

Satisfactory

Ceilings: Ceiling Material

Gypsum Board

General: Overview

Windows: Window Type

Sliders

Floors: Floor CoveringsEngineered Wood

Lighting Fixtures, Switches &

Receptacles: Condition

Satisfactory

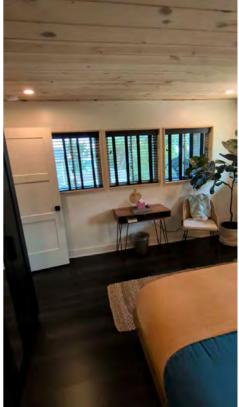
Windows: Window Manufacturer

Unknown

Walls: Wall MaterialGypsum Board







10: PLUMBING

Information

General: Filters

None

General: Water Source Public

Main Water Shut-off Device: Location

Utility Closet



Drain, Waste, & Vent Systems:

Drain Size 3", 1 1/2"

Water Supply, Distribution **Systems & Fixtures: Distribution**

Material Pex

Hot Water Systems, Controls, Flues & Vents: Location

Utility closet

Drain, Waste, & Vent Systems:

Material PVC

Water Supply, Distribution Systems & Fixtures: Water Supply Flues & Vents: Capacity

Material Copper, Pex

Hot Water Systems, Controls, Flues & Vents: Power

Source/Type

Gas

Drain, Waste, & Vent Systems: **Ejector Pump**

None

Hot Water Systems, Controls,

- gallons

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Hot Water Systems, Controls, Flues & Vents: Manufactured Date

2020



Fuel Storage & Distribution Systems: Main Gas Shut-off

LocationGas Meter

Hot Water Systems, Controls, Flues & Vents: Manufacturer

Navien

I recommend flushing & servicing your water heater tank annually for optimal performance. Water temperature should be set to at least 120 degrees F to kill microbes and no higher than 130 degrees F to prevent scalding.

Here is a nice maintenance guide from Lowe's to help.

Observations

10.5.1 Hot Water Systems, Controls, Flues & Vents



HOT WATER TANK TPR EXTENSION WRONG MATERIAL

Hot water tank temperature pressure relief valve extension is made of the wrong material. Recommend repair.

Recommendation

Contact a qualified plumbing contractor.

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11: HEATING

Information

Equipment: BrandAmerican Standard

Equipment: Manufactured Date

2021

Equipment: Energy Source

Gas

Distribution Systems: Ductwork

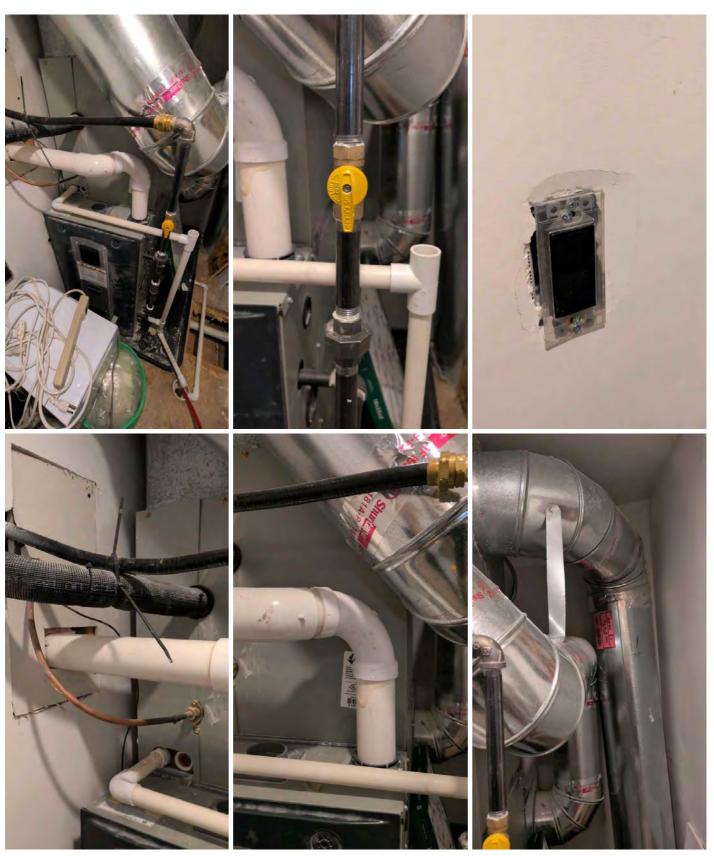
Non-insulated

Equipment: Heat Type

Forced Air

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General: Overview



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12: ELECTRICAL

Information

Service Entrance Conductors: Electrical Service Conductors Below Ground

Main & Subpanels, Service & Grounding, Main Overcurrent Device: Panel Type
Circuit Breaker

Branch Wiring Circuits, Breakers & Fuses: Wiring Method

Romex

Main & Subpanels, Service & Grounding, Main Overcurrent

Device: Panel Capacity

200 AMP, Copper

Main & Subpanels, Service & Grounding, Main Overcurrent Device: Sub Panel Location
None

Main & Subpanels, Service & Grounding, Main Overcurrent

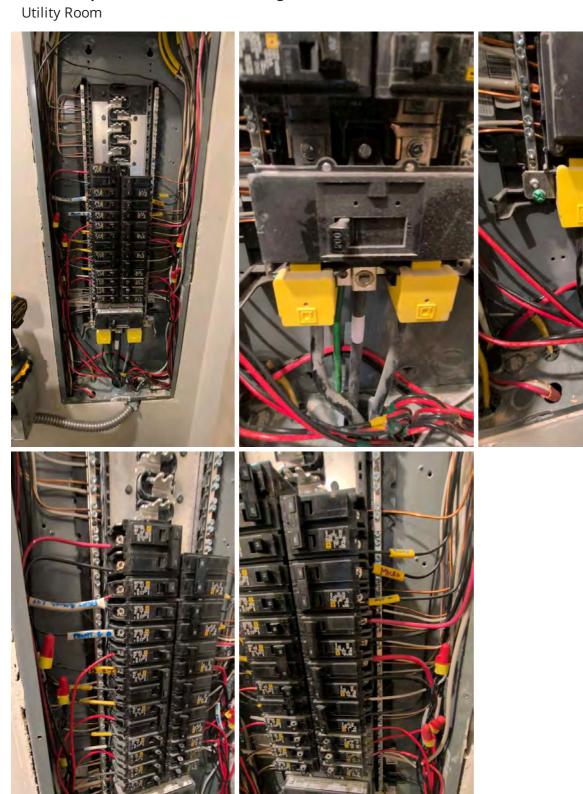
Device: Panel Manufacturer

Square D

Branch Wiring Circuits, Breakers & Fuses: Branch Wire 15 and 20 AMPCopper

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Main & Subpanels, Service & Grounding, Main Overcurrent Device: Main Panel Location
Utility Room



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13: COOLING

Information

Cooling Equipment: Energy

Source/Type

Electric

Distribution System:

Configuration

Central

Cooling Equipment: Brand

American Standard

Cooling Equipment: Location

Exterior South

Cooling Equipment: Manufactured Date

2021







Lakeside Home Inspections

14: LIVING ROOM

Information

Windows: Window Type

Sliders

Floors: Floor Coverings

Concrete

General: Overview

Windows: Window Manufacturer Windows: Condition Unknown

Walls: Wall Material Gypsum Board

Satisfactory

Ceilings: Ceiling Material

Gypsum Board







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15: ROOF

Information

Inspection Method Roof Type/Style Estimated Age

Ground Shed 1-5

Condition Coverings: Material Roof Drainage Systems: Gutter

None Metal **Material**

Aluminum

Flashings: MaterialVents: TypeVents: ConditionAluminumNoneSatisfactory

Observations

15.2.1 Roof Drainage Systems

DOWNSPOUTS DRAIN NEAR HOUSE

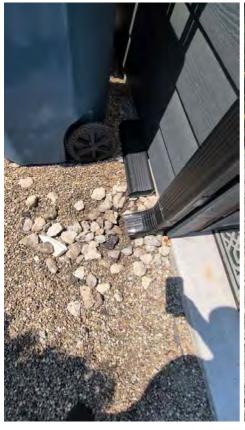


One or more downspouts drain too close to the home's foundation. This can result in excessive moisture in the soil at the foundation, which can lead to foundation/structural movement. Recommend a qualified contractor adjust downspout extensions to drain at least 6 feet from the foundation.

Here is a helpful DIY link and video on draining water flow away from your house.

Recommendation

Contact a qualified roofing professional.





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16: EXTERIOR

Information

Inspection Method

Visual

Siding, Flashing & Trim: Siding

Style

Batten

Decks, Balconies, Porches &

Steps: Material

Wood

Eaves, Soffits & Fascia: Fascia

Aluminum

Hose Spigot : Type

Anti Siphon, Operable

Foundation: Material

Concrete, Slab on Grade

Exterior Doors: Exterior Entry

Door

Vinal, Sliding

Decks, Balconies, Porches &

Steps: Condition

Marginal

Vegetation, Grading, Drainage &

Retaining Walls: Grading

Satisfactory

Exterior GFCI: Exterior Receptacle

Satisfactory

Siding, Flashing & Trim: Siding

Material

Fiber Cement

Walkways, Patios & Driveways:

Patio Material, Sidewalk,

Driveway

Sand, Satisfactory, Pavers

Eaves, Soffits & Fascia: Soffits

Wood

Electrical: Condition

Satisfactory

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Decks, Balconies, Porches & Steps: Appurtenance

Deck, Balcony









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STANDARDS OF PRACTICE

Inspection Details

Kitchen

10.1 The inspector shall inspect: F. installed ovens, ranges, surface cooking appliances, microwave ovens, dishwashing machines, and food waste grinders by using normal operating controls to activate the primary function. 10.2 The inspector is NOT required to inspect: G. installed and free-standing kitchen and laundry appliances not listed in Section 10.1.F. H. appliance thermostats including their calibration, adequacy of heating elements, self cleaning oven cycles, indicator lights, door seals, timers, clocks, timed features, and other specialized features of the appliance. I. operate, or con rm the operation of every control and feature of an inspected appliance.

Plumbing

I. The inspector shall inspect: A. the main water supply shut-off valve; B. the main fuel supply shut-off valve; C. the water heating equipment, including the energy source, venting connections, temperature/pressure-relief (TPR) valves, Watts 210 valves, and seismic bracing; D. interior water supply, including all fixtures and faucets, by running the water; E. all toilets for proper operation by flushing; F. all sinks, tubs and showers for functional drainage; G. the drain, waste and vent system; and H. drainage sump pumps with accessible floats. II. The inspector shall describe: A. whether the water supply is public or private based upon observed evidence; B. the location of the main water supply shut-off valve; C. the location of the main fuel supply shut-off valve; D. the location of any observed fuel-storage system; and E. the capacity of the water heating equipment, if labeled. III. The inspector shall report as in need of correction: A. deficiencies in the water supply by viewing the functional flow in two fixtures operated simultaneously; B. deficiencies in the installation of hot and cold water faucets; C. mechanical drain stops that were missing or did not operate if installed in sinks, lavatories and tubs; and D. toilets that were damaged, had loose connections to the floor, were leaking, or had tank components that did not operate. IV. The inspector is not required to: A. light or ignite pilot flames. B. measure the capacity, temperature, age, life expectancy or adequacy of the water heater. C. inspect the interior of flues or chimneys, combustion air systems, water softener or filtering systems, well pumps or tanks, safety or shut-off valves, floor drains, lawn sprinkler systems, or fire sprinkler systems. D. determine the exact flow rate, volume, pressure, temperature or adequacy of the water supply. E. determine the water quality, potability or reliability of the water supply or source. F. open sealed plumbing access panels. G. inspect clothes washing machines or their connections. H. operate any valve. I. test shower pans, tub and shower surrounds or enclosures for leakage or functional overflow protection. J. evaluate the compliance with conservation, energy or building standards, or the proper design or sizing of any water, waste or venting components, fixtures or piping. K. determine the effectiveness of anti-siphon, backflow prevention or drain-stop devices. L. determine whether there are sufficient cleanouts for effective cleaning of drains. M. evaluate fuel storage tanks or supply systems. N. inspect wastewater treatment systems. O. inspect water treatment systems or water filters. P. inspect water storage tanks, pressure pumps, or bladder tanks. Q. evaluate wait time to obtain hot water at fixtures, or perform testing of any kind to water heater elements. R. evaluate or determine the adequacy of combustion air. S. test, operate, open or close: safety controls, manual stop valves, temperature/pressure-relief valves, control valves, or check valves. T. examine ancillary or auxiliary systems or components, such as, but not limited to, those related to solar water heating and hot water circulation. U. determine the existence or condition of polybutylene plumbing. V. inspect or test for gas or fuel leaks, or indications thereof.

Heating

I. The inspector shall inspect: A. the heating system, using normal operating controls. II. The inspector shall describe: A. the location of the thermostat for the heating system; B. the energy source; and C. the heating method. III. The inspector shall report as in need of correction: A. any heating system that did not operate; and B. if the heating system was deemed inaccessible. IV. The inspector is not required to: A. inspect or evaluate the interior of flues or chimneys, fire chambers, heat exchangers, combustion air systems, fresh-air intakes, humidifiers, dehumidifiers, electronic air filters, geothermal systems, or solar heating systems. B. inspect fuel tanks or underground or concealed fuel supply systems. C. determine the uniformity, temperature, flow, balance, distribution, size, capacity, BTU, or supply adequacy of the heating system. D. light or ignite pilot flames. E. activate heating, heat pump systems, or other heating systems when ambient temperatures or other circumstances are not conducive to safe operation or may damage the equipment. F. override electronic thermostats. G. evaluate fuel quality. H. verify thermostat calibration, heat anticipation, or automatic setbacks, timers, programs or clocks.

Electrical

I. The inspector shall inspect: A. the service drop; B. the overhead service conductors and attachment point; C. the service head, gooseneck and drip loops; D. the service mast, service conduit and raceway; E. the electric meter and base; F. service-entrance conductors; G. the main service disconnect; H. panelboards and over-current protection devices (circuit breakers and fuses); I. service grounding and bonding; J. a representative number of switches, lighting fixtures and receptacles, including receptacles observed and deemed to be arc-fault circuit interrupter (AFCI)-protected using the AFCI test button, where possible; K. all ground-fault circuit interrupter receptacles and circuit breakers observed and deemed to be GFCIs using a GFCI tester, where possible; and L. smoke and carbon-monoxide detectors. II. The inspector shall

describe: A. the main service disconnect's amperage rating, if labeled; and B. the type of wiring observed. III. The inspector shall report as in need of correction: A. deficiencies in the integrity of the serviceentrance conductors insulation, drip loop, and vertical clearances from grade and roofs; B. any unused circuit-breaker panel opening that was not filled; C. the presence of solid conductor aluminum branch-circuit wiring, if readily visible; D. any tested receptacle in which power was not present, polarity was incorrect, the cover was not in place, the GFCI devices were not properly installed or did not operate properly, evidence of arcing or excessive heat, and where the receptacle was not grounded or was not secured to the wall; and E. the absence of smoke detectors. IV. The inspector is not required to: A. insert any tool, probe or device into the main panelboard, sub-panels, distribution panelboards, or electrical fixtures. B. operate electrical systems that are shut down. C. remove panelboard cabinet covers or dead fronts. D. operate or re-set over-current protection devices or overload devices. E. operate or test smoke or carbon-monoxide detectors or alarms F. inspect, operate or test any security, fire or alarms systems or components, or other warning or signaling systems. G. measure or determine the amperage or voltage of the main service equipment, if not visibly labeled. H. inspect ancillary wiring or remote-control devices. I. activate any electrical systems or branch circuits that are not energized. J. inspect low-voltage systems, electrical de-icing tapes, swimming pool wiring, or any timecontrolled devices. K. verify the service ground. L. inspect private or emergency electrical supply sources, including, but not limited to: generators, windmills, photovoltaic solar collectors, or battery or electrical storage facility. M. inspect spark or lightning arrestors. N. inspect or test de-icing equipment. O. conduct voltage-drop calculations. P. determine the accuracy of labeling. Q. inspect exterior lighting.

Cooling

I. The inspector shall inspect: A. the cooling system, using normal operating controls. II. The inspector shall describe: A. the location of the thermostat for the cooling system; and B. the cooling method. III. The inspector shall report as in need of correction: A. any cooling system that did not operate; and B. if the cooling system was deemed inaccessible. IV. The inspector is not required to: A. determine the uniformity, temperature, flow, balance, distribution, size, capacity, BTU, or supply adequacy of the cooling system. B. inspect portable window units, through-wall units, or electronic air filters. C. operate equipment or systems if the exterior temperature is below 65 Fahrenheit, or when other circumstances are not conducive to safe operation or may damage the equipment. D. inspect or determine thermostat calibration, cooling anticipation, or automatic setbacks or clocks. E. examine electrical current, coolant fluids or gases, or coolant leakage.

Roof

I. The inspector shall inspect from ground level or the eaves: A. the roof-covering materials; B. the gutters; C. the downspouts; D. the vents, flashing, skylights, chimney, and other roof penetrations; and E. the general structure of the roof from the readily accessible panels, doors or stairs. II. The inspector shall describe: A. the type of roof-covering materials. III. The inspector shall report as in need of correction: A. observed indications of active roof leaks. IV. The inspector is not required to: A. walk on any roof surface. B. predict the service life expectancy. C. inspect underground downspout diverter drainage pipes. D. remove snow, ice, debris or other conditions that prohibit the observation of the roof surfaces. E. move insulation. F. inspect antennae, satellite dishes, lightning arresters, de-icing equipment, or similar attachments. G. walk on any roof areas that appear, in the inspectors opinion, to be unsafe. H. walk on any roof areas if doing so might, in the inspector's opinion, cause damage. I. perform a water test. J. warrant or certify the roof. K. confirm proper fastening or installation of any roof-covering material.

Exterior

I. The inspector shall inspect: A. the exterior wall-covering materials, flashing and trim; B. all exterior doors; C. adjacent walkways and driveways; D. stairs, steps, stoops, stairways and ramps; E. porches, patios, decks, balconies and carports; F. railings, guards and handrails; G. the eaves, soffits and fascia; H. a representative number of windows; and I. vegetation, surface drainage, retaining walls and grading of the property, where they may adversely affect the structure due to moisture intrusion. II. The inspector shall describe: A. the type of exterior wall-covering materials. III. The inspector shall report as in need of correction: A. any improper spacing between intermediate balusters, spindles and rails. IV. The inspector is not required to: A. inspect or operate screens, storm windows, shutters, awnings, fences, outbuildings, or exterior accent lighting. B. inspect items that are not visible or readily accessible from the ground, including window and door flashing. C. inspect or identify geological, geotechnical, hydrological or soil conditions. D. inspect recreational facilities or playground equipment. E. inspect seawalls, breakwalls or docks. F. inspect erosion-control or earth-stabilization measures. G. inspect for safety-type glass. H. inspect underground utilities. I. inspect underground items. J. inspect wells or springs. K. inspect solar, wind or geothermal systems. L. inspect swimming pools or spas. M. inspect wastewater treatment systems, septic systems or cesspools. N. inspect irrigation or sprinkler systems. O. inspect drainfields or dry wells. P. determine the integrity of multiple-pane window glazing or thermal window seals.

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SMITH RESIDENCE

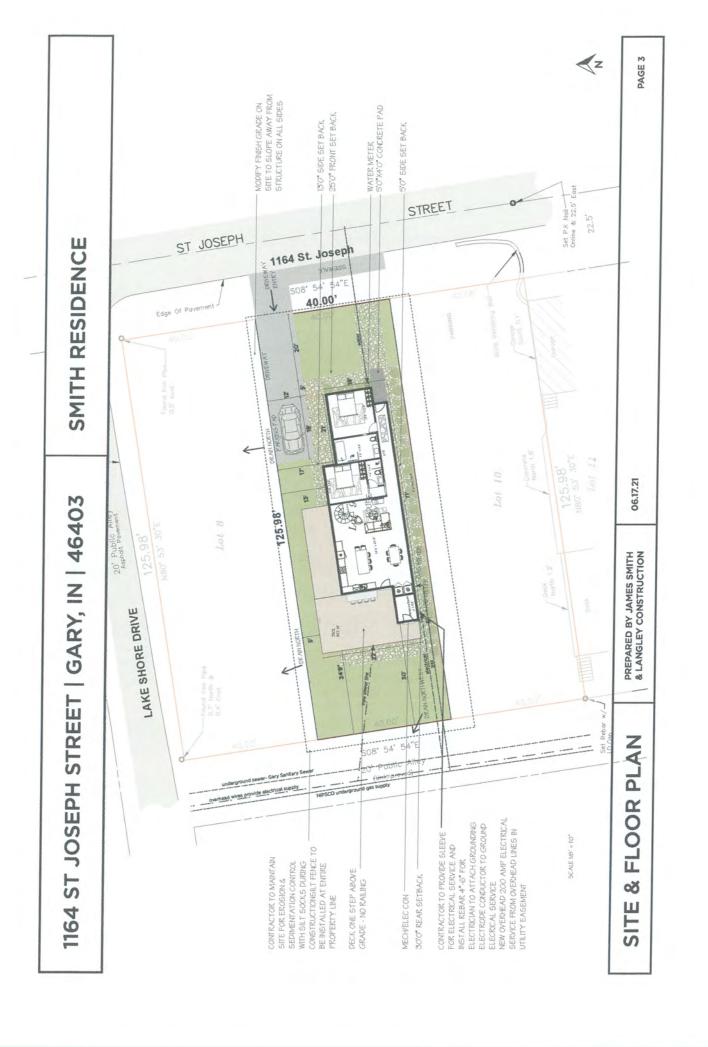


SITE PLAN

PREPARED BY JAMES SMITH & LANGLEY CONSTRUCTION

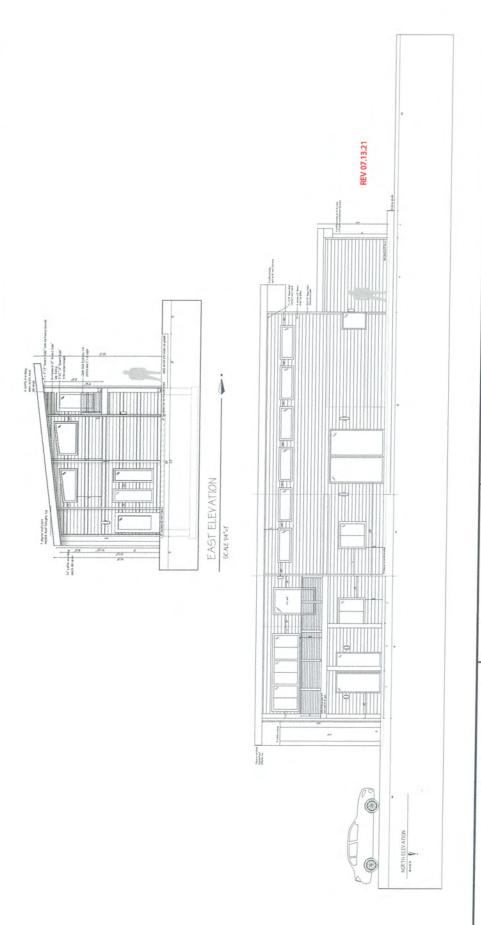
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SMITH RESIDENCE



ELEVATIONS

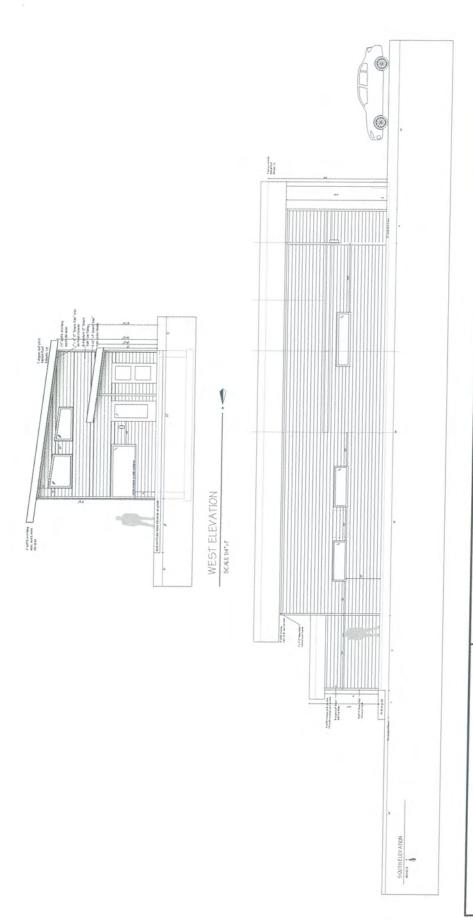
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SMITH RESIDENCE



ELEVATIONS

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