

**STAFF REPORT**

**Department of Metropolitan Development  
Division of Planning  
Current Planning Section**

**Case Number:** 2024-MO1-001 / 2024-DV1-007  
**Address:** 7530 Allisonville Road (approximate address)  
**Location:** Washington Township, Council District #3  
**Zoning:** D-A (FW) (FF)  
**Petitioner:** Phillip D. Rushton & Joanne Rushton Rev. Trust – Rebecca Patton  
Successor TTE, by Gregory J. Cagnassola  
**Request:** Modification of Commitments related to 2009-UV2-036, to terminate  
Commitment Number Eight and Four, which requires compliance with  
required setbacks of the D-A District, and the use of slick mounted  
antenna and associated attachments, respectively.

**Variance of Development Standards of the Consolidated Zoning and  
Subdivision Ordinance to provide for the location of structures related  
to the cell phone tower resulting in a seven-foot south side and 0.5-  
foot north side yard setback and a 2.5-foot rear yard setback, resulting  
in a 7.5-foot aggregate side yard setback (30-foot side yard, 75-foot  
aggregate side yard, 75-foot rear yard setbacks required) and a lot line  
adjustment resulting in a 0.606-acre lot and a 40-foot frontage  
(minimum three acres and frontage of 125 feet required).**

This petition was assigned to the March 5, 2024, Board I hearing in order to comply with the township representation statute as it has a Washington Township representative. However, the commitments that are being requested to be modified were previously imposed by Board III.

Therefore, Staff is requesting that this petition **be continued from the March 5, 2024, Board I hearing, and transferred to the March 19, 2024 Board III hearing**, so that any modification of the commitments can be done by Board III as statutorily required.

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