

**BOARD OF ADJUSTMENT AND APPEALS MEETING
TUESDAY, SEPTEMBER 25, 2018
3:00 P.M.
SCHIEFFELIN HALL**

- I. CALL TO ORDER** Chairman Schmidt called the Board of Adjustments and Appeal Hearing to order on Tuesday, September 25, 2018.
- II. PLEDGE OF ALLEGIANCE** Chairman Schmidt led the Commissioners and the general public in a recitation of the Pledge of Allegiance.
- III. ROLL CALL**
- | | |
|--------------------------------------|---------|
| Commissioner Bill Lamb | Present |
| Commissioner Robert Radcliff | Present |
| Commissioner Wayne Scheibe | Absent |
| Commissioner Ed Robinson | Present |
| Chairman Steve Schmidt | Present |
| Michael McMillan, Building Inspector | Present |
| Regina Duran, Secretary to the Board | Present |

A QUORUM WAS DECLARED

IV. MINUTES

DISCUSSION AND/OR ACTION: Approval of minutes from the Tuesday, May 29, 2018 Board of Adjustment and Appeals meeting.

MOTION by Commissioner Lamb, **SECOND** by Commissioner Radcliff to approve the minutes as corrected of Thursday, May 29, 2018.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried Unanimous

V. BOARD OF ADJUSTMENT AND APPEALS HEARING

- A. DISCUSSION AND PUBLIC COMMENTS:** The purpose of this public hearing is to allow the Board of Adjustment and Appeals to gather public input on the request for a variance from Monica Rodriguez for her property located at 918 E. Fremont Street, Parcel No. 109-13-098. Variance would allow for a reduced

setback of 5' from the rear and 1' from the side of property line for the placement of a storage structure at the edge of a small yard and to allow for a reduced side yard setback of 1' for a carport located on the front third of the property.

Chairman Schmidt; "Does anybody have anything to say? Anybody from the Public?"

No response from the Commissioners or Public.

Chairman Schmidt; "Mac, do you have anything to say?"

Building Inspector McMillan; "We send out twenty nine letters to adjacent property owners per the City Code. We had three returned undeliverable and three in support of the approval of this! Fortunately, this is a corner lot so the location of the reduced set back doesn't pose any fire hazards or anything because it is adjacent directly to the right away and on the rear property line shed does meet the minimum 5' fire code setback!"

Commissioner Lamb; "My only question is are they going to put siding on that Carport (inaudible) because I drove by there and you can see through good as your coming down the street but I was worried that if they did fill a permanent structure siding (inaudible). That is my only concern."

Building Inspector McMillan; "Being a carport it has to remain open on at least three sides. If that is a concern, the visibility triangle at the corner or pull out then you as the Board would be allowed to limit the siding to only the back wall of the carport that would be directly adjacent to the residential structure although the owner has expressed intent that; that would be the past through area they are going to put a little covered area so that they can basically stay out of the weather when going into the house. So I doubt that; that will be the situation!"

Commissioner Lamb; "So, no sides on it probably ever?"

Building Inspector McMillan; "No."

There being no further discussion Chairman Schmidt closes the Public Hearing and moves into the Regular Meeting.

VI. ADJOURNMENT

VII. BOARD OF ADJUSTMENT AND APPEALS REGULAR MEETING

VII. NEW BUSINESS

- A. DISCUSSION AND/OR ACTION:** Approval of request from Monica Rodriguez for a variance for her property located at 918 E. Fremont Street, Parcel No. 109-13-098. Variance would allow for a reduced setback of 5' from the rear and 1' from the side of property line for the placement of a storage structure at the edge

of a small yard and to allow for a reduced side yard setback of 1' for a carport located on the front third of the property.

MOTION by Commissioner Lamb, **SECOND** by Commissioner Radcliff to approve a request from Monica Rodriguez for a variance for her property located at 918 E. Fremont Street, Parcel No. 109-13-098. Variance would allow for a reduced setback of 5' from the rear and 1' from the side of property line for the placement of a storage structure at the edge of a small yard and to allow for a reduced side yard setback of 1' for a carport located on the front third of the property.

Roll Call Vote:

| | |
|------------------------------|---------|
| Commissioner Bill Lamb | Yes |
| Commissioner Robert Radcliff | Yes |
| Commissioner Wayne Scheibe | Absent |
| Commissioner Ed Robinson | Yes |
| Chairman Steve Schmidt | Abstain |

3 Yes Votes, 1 Absent, 1 Abstain

VOTE: 3/1/1

MOTION: Carried Unanimous

IX. ADJOURNMENT

Chairman Schmidt entertains a motion for adjournment.

MOTION by Commissioner Radcliff, **SECOND** by Commissioner Lamb to adjourn the Board of Adjustments and Appeals Meeting for Tuesday, September 25, 2018

DISCUSSION: None

4 Yes Votes, 1 Absent, 0 No Votes

VOTE: 4/1/0

MOTION: Carried

The Board of Adjustment and Appeals Meeting for Tuesday, September 25, 2018 thereby adjourned at 3:06 p.m.

Steve Schmidt, Chairman