Final Minutes  
Board of Adjustment  
Carnegie Town Hall  
Tuesday, May 18, 2010  
7:00 p.m.

Members Present:  
Chairman John Kolander  
Robert Kummer  
Chris Schiltz  
Tim Johnson  
Roger Mack

Members Absent:  
Lee Van De Walle  
Erik Helland

OLD BUSINESS

Case 10-08: Variance in (1) the required side yard setback from 15' to 5'; and (2) the required front yard setback from 18' to 9'5”.

Applicant:  Van De Walle Associates

Address:  329 S Omaha Ave

A motion was made by Johnson, seconded by Schiltz to approve a variance in (1) the required side yard setback from 15' to 5'; and (2) the required front yard setback from 18' to 9'5”.

Vote to approve: Roll Call: Yeses, Johnson, Schiltz, Kummer, Kolander, 4. Noes, 0. Board member Mack was excused from the meeting and the vote on this item.  **Motion Passed. Variance Approved.**

NEW BUSINESS

Case 10-24: Variance in the distance between off-premises signs (billboards) from 600' to 327' and 572'.

Applicant:  Lamar Advertising

Address:  3520 W 41st St

A motion was made by Schiltz, seconded by Kummer, to approve a variance in the distance between off-premises signs (billboards) from 600' to 327' and 572'.

Vote to approve: Roll Call: Yeses, Mack, Schiltz, Kummer, 3. Noes, Johnson, Kolander, 2.  **Motion Passed. Variance Approved.**
Case 10-25: Variance in the required front yard setback from 30' to 0' for parking.

Applicant: Ron Leitheiser

Address: 2204 E 49th St

A motion was made by Johnson, seconded by Mack, to approve a variance in the required front yard setback from 30’ to 0’ for parking.


Case 10-26: Variance in the allowable fence height from 4' to 6'.

Applicant: Kurt Peppel

Address: 1104 W Sterling Oak Dr

A motion was made by Mack, seconded by Kummer, to approve a variance in the allowable fence height from 4’ to 6’.


Case 10-27: Variance in the required side yard setback from 5' to 2'.

Applicant: Brad Lambertus

Address: 2220 S Center Ave

A motion was made by Johnson, seconded by Mack, to approve a variance in the required side yard setback from 5’ to 2’.

Case 10-28: Variance in (1) the required side yard setback from 5’ to 2’; and (2) the required front yard setback from 25’ to 0’ for parking.

Applicant: Rachel Maldonado

Address: 3324 N 7th Ave

A motion was made by Kummer, seconded by Johnson, to approve a variance in (1) the required side yard setback from 5’ to 2’; and (2) the required front yard setback from 25’ to 0’ for parking.


Case 10-29: Variance in the required lowest floor elevation (including basement) from 1424.1’ to 1421.7’ MSL for a building addition; and (2) relief from Sections 45-19 (3) through (7), and 45-20 (2) and (4)(a)(b)(c).

Applicant: CCL Label

Address: 1209 W Bailey St

A motion was made by Schiltz, seconded by Mack, to approve a variance in the required lowest floor elevation (including basement) from 1424.1’ to 1421.7’ MSL for a building addition; and (2) relief from Sections 45-19 (3) through (7), and 45-20 (2) and (4)(a)(b)(c).

Vote to approve: Roll Call: Yeses, Mack, Johnson, Schiltz, Kolander, 4. Noes, 0. Board member Kummer was excused from the meeting and the vote on this item. Motion Passed. Variance Approved.

Case 10-30: Variance in (1) the required side-street-side front yard setback from 25’ to 12’; and (2) the required front yard setback from 30’ to 10’ for a circular driveway.

Applicant: Bruce Taylor

Address: 42 Riverview Heights

A motion was made by Kummer, seconded by Mack to approve a variance in (1) the required side-street-side front yard setback from 25’ to 12’; and (2) the required front yard setback from 30’ to 10’ for a circular driveway.
Vote to approve: Roll Call: Yeses, Mack, Johnson, Schiltz, Kummer, Kolander, 5. Noes, 0. **Motion Passed. Variance Approved.**

Case 10-31: Variance in (1) the required rear yard setback from 20' to 0'; and (2) the required number of parking spaces from 118 to 115.

Applicant: **Independence Plaza**  
Address: **3829 S Western Ave**

A motion was made by Mack, seconded by Schiltz, to approve a variance in the required rear yard setback from 20' to 0'.

Vote to approve: Roll Call: Yeses, Mack, Schiltz, Kummer, Kolander, 4. Noes, 0. Board member Johnson was excused from the meeting and the vote on this item. **Motion Passed. Variance Approved.**

Case 10-32: Variance in the required number of parking spaces from 79 to 61.

Applicant: **Dewayne Keiper**  
Address: **2707 S Carolyn Ave**

A motion was made by Johnson, seconded by Kummer, to approve a variance in the required number of parking spaces from 79 to 61.

Vote to approve: Roll Call: Yeses, Johnson, Schiltz, Kummer, Kolander, 4. Noes, 0. Board member Mack was excused from the meeting and the vote on this item. **Motion Passed. Variance Approved.**

Case 10-33: Variance to provisions for flood hazard reduction specific standards, Section 45-20 (5)(c)(1)(2) to allow placement of manufactured homes in an existing manufactured home park.

Applicant: **Norm DeHaai**  
Address: **700 S Ruth Ave**

A motion was made by Kummer, seconded by Johnson, to approve a variance to provisions for flood hazard reduction specific standards, Section 45-20 (5)(c)(1)(2) to allow placement of manufactured homes in an existing manufactured home park.
Vote to approve: Roll Call: Yeses, Mack, Johnson, Schiltz, Kummer, Kolander, 5. Noes, 0. **Motion Passed. Variance Approved.**

Case 10-34: Variance to provisions for flood hazard reduction specific standards, Section 45-20 (5)(c)(1)(2) to allow placement of manufactured homes in an existing manufactured home park.

Applicant: **Norm DeHaai**

Address: **4501 W 12th St**

A motion was made by Johnson, seconded by Schiltz, to approve a variance to provisions for flood hazard reduction specific standards, Section 45-20 (5)(c)(1)(2) to allow placement of manufactured homes in an existing manufactured home park.

Vote to approve: Roll Call: Yeses, Mack, Johnson, Schiltz, Kummer, Kolander, 5. Noes, 0. **Motion Passed. Variance Approved.**

**Adjournment**

A motion was made by Johnson, seconded by Schiltz to adjourn the meeting at 10:07 p.m. Vote to adjourn: Roll call: Yeses, Mack, Johnson, Schiltz, Kummer, Kolander, 5. Noes, 0. **Motion Passed.**