

**STORY COUNTY
PLANNING AND ZONING**
STORY COUNTY ADMINISTRATION
900 6TH STREET
NEVADA, IOWA 50201-2087

515-382-7245

**MINUTES
STORY COUNTY
BOARD OF ADJUSTMENT**

DATE: July 15, 2015	David Miller, Chair	2015
	Stephen McGill, Vice Chair	2017
CALL TO ORDER: 4:00 p.m.	*Karen Youngberg	2019
PLACE: Public Meeting Room, 2 nd Floor Administration Building	Lynn Scarlett	2018
	Joanna Anderson	2016
	(*) Absent	

ADJOURNMENT: 4:18 PM

PUBLIC PRESENT: None

STAFF PRESENT: Ryan Newstrom, Planner; Andrew Watson, Planning and Development Intern; Kristin Cook, Recording Secretary

APPROVAL OF AGENDA (MCU)

APPROVAL OF MINUTES (MCU)

June 17, 2015

PUBLIC COMMENTS: Opened 4:02 p.m. – Closed 4:02 p.m.

None

HEARING ITEMS:

VAR02-15 BUELL MYERS VARIANCE

Nature of Request: Variance to the front yard setback in the R-1 district.

Staff Member: Ryan Newstrom

Parcel Number: 05-23-175-130

STAFF PRESENTATION:

Mr. Andrew Watson gave an overview of the proposed variance request and provided site shots of the property. Mr. Watson also reviewed the applicable legal principles for the Board to consider in reviewing the proposed variance.

Mr. Watson cited all pertinent Inter-agency comments.

Mr. Watson reviewed the notifications in regards to the Board of Adjustment meeting.

Mr. Watson provided the following alternatives for the Board to consider:

1. *Approve Variance Case No. VAR02-15 as proposed and with conditions.*
2. *Approve Variance Case No. VAR02-15 as proposed.*
3. *Deny Variance Case No. VAR02-15 as proposed.*
4. *Table Variance Case No. VAR02-15 for further information from staff and/or the applicant.*

APPLICANT COMMENTS:

Applicant not present

PUBLIC COMMENTS:

None

BOARD COMMENTS:

Mr. Steve McGill questioned how long the garage has been down. Mr. Newstrom stated the garage has been down two year.

FINDINGS OF FACT

MOTION: Move to adopt the Findings of Fact in the Staff Report prepared for and presented to the Story County Zoning Board of Adjustment.

VOTE: (McGill/Scarlett) (4-0)

Motion: McGill
Second: Scarlett
Voting Aye: McGill, Scarlett, Miller, Anderson
Voting Nay: None
Not Voting: None
Absent: Youngberg

DECISION

MOTION: MOTION: Move to deny the Decision as outlined in the Staff Report prepared and presented to the Story County Board of Adjustment.

VOTE: (McGill/Anderson) (4-0)

Motion: McGill
Second: Anderson
Voting Aye: Anderson, Miller, Scarlett, McGill
Voting Nay: None
Not Voting: None
Absent: Youngberg

ORDER

MOTION: Move to deny the request as proposed by the applicant in Case No. VAR02-15, as discussed by the Board of Adjustment and in the Staff Report prepared for and presented to the Story County Zoning Board of Adjustment finding that all applicable Legal Principles have not been satisfied.

VOTE: (Scarlett/McGill) (4-0)

Motion: Scarlett
Second: McGill
Voting Aye: Miller, Scarlett, Anderson, McGill
Voting Nay: None
Not Voting: None
Absent: Youngberg

WHEREFORE, it is ordered that the application for a Variance (Case Number VAR02-15) by Kent Myers for property located at 5201 543rd Ave and generally described as Coy's Subdivision Lot 2 Section Twenty Three (23), Township Eighty-four (84) North, Range Twenty-four (24) West of the 5th P.M., containing 0.82 Acres, more or less, subject to road right-of-way (Parcel ID # 05-23-175-130), for a variance to Section

86.07 to allow a replacement of an accessory structure with a setback of 20 feet is hereby denied as evidenced by the Board's finding that all Legal Principles have not been met as required by the Code of Ordinances of Story County, Iowa.

COMMENTS

STAFF

Mr. Newstrom updated Board members regarding progression of the Planning and Development Director applicant interviews and timelines for position fulfillment.

BOARD

Ms. Lynn Scarlett asked if there was reasoning for the applicant not being present. Mr. Newstrom stated that this applicant had mailed in the application and had been notified of the meeting.

ADJOURNMENT: 4:18 PM

Approval of Minutes

Title and Date