

**Agenda  
Board of Adjustment  
Carnegie Town Hall  
Tuesday, July 21, 2009**

**Members Present:**

**Chairman John Kolander  
Chad Kucker  
Robert Kummer  
Tim Johnson  
Roger Mack**

**Members Absent:**

**Chris Schiltz**

**Old Business**

Case: 09-22: Variance in the (1) required front yard setback from 25' to 24.7'; (2) required side street front yard setback from 20' to 18.3'; and (3) required side street front yard setback from 20' to 13.6' for a parking pad.

Applicant: Michael Richards

Address: 3101 West Rose Crest Drive

**Deferred to next month**

Case: 09-31: A variance in the overall height of a structure from 35' to 39'8".

Applicant: Cory Bleyenburg

Address: 5500 E 57th Street

A motion was made by Mack, seconded by Kummer to approve a variance in the overall height of a structure from 35' to 39'8".

Vote to approve: Roll Call: Yeses, Kolander, Johnson, Mack, Kummer, 4. Noes: 0. Abstained from voting: Kucker, 1. **Motion passed, Variance approved.**

Case: 09-37: Variance in sign height from 6' to 8'6".

Applicant: RCM Services

Address: 1700 W. Russell St

A motion was made by Johnson, seconded by Mack to approve a variance in the required sign height from 6' to 8'6".

Vote to approve: Roll call: Yeses, Kucker, Kummer, Mack, 3. Noes, Johnson, Kolander, 2. **Concurring votes necessary to**

**grant variance shall be three-fourths or four votes (15.56.090).  
Variance denied.**

### **New Business**

Case: 09-39: Variance in: (1) front yard setback from 25' to 0' to allow for parking; and (2. Variance in required side yard setback from 5' to 0' for parking.

Applicant: Lance Mayer

Address: 3900 E 23rd Street

A motion made by Johnson, seconded by Mack to approve a variance in: (1) front yard setback from 25' to 0' to allow for parking; and (2) required side yard setback from 5' to 0' for parking.

Vote to approve: Roll call: Yeses, Kolander, Kummer, Mack, 3. Noes, Johnson, Kucker, 2. **Concurring votes necessary to grant variance shall be three-fourths or four votes (15.56.090).  
Variance denied.**

Case: 09-40: Waiver in required parking lot screening until adjacent fence is removed

Applicant: Good Shepherd Lutheran Church

Address: 4800 S Southeastern Avenue

A motion made by Kummer, seconded by Kucker to approve waiver in required parking lot screening until adjacent fence is removed.

Vote to approve: Roll call: Yeses: Kolander, Kucker, Kummer, Johnson, and Mack, 5. Noes: 0. **Motion passed. Variance approved.**

Case: 09-41: Variance in the required rear yard setback from 25' to 18.67'

Applicant: Neil & Vonnie Larsen

Address: 3175 S Tyler Court

A motion made by Johnson, seconded by Mack to approve variance in the required rear yard setback from 25' to 18.67'.

Vote to approve: Roll call: Yeses: 0. Noes: Kolander, Kucker, Kummer, Johnson, and Mack, 5. **Motion failed. Variance denied.**

Case: 09-42: Variance in the side street front yard setback from 10' to 1' for a gas canopy

Applicant: Olson Oil Company

Address: 2217 E 10th Street

A motion was made by Mack, seconded by Kummer to approve variance in the side street front yard setback from 10' to 1' for a gas canopy.

Vote to approve: Roll call: Yeses: Kolander, Kucker, Kummer, Johnson, and Mack, 5. Noes: 0. **Motion passed. Variance approved.**

Case: 09-43: Variance in the required rear yard setback from 20' to 3' for trash enclosure and loading space

Applicant: Eric Willadsen

Address: 900 S Marion Road

A motion made by Johnson, seconded by Kucker to approve variance in the required rear yard setback from 20' to 3' for trash enclosure and loading space on condition a six foot high fence be installed along the east property line .

Vote to approve: Roll call: Yeses: Kolander, Kucker, Kummer, Johnson, and Mack, 5. Noes: 0. **Motion passed. Variance approved.**

## **Adjournment**

A motion was made by Johnson, seconded by Kummer, to adjourn the meeting at 8:15 p.m. Vote to adjourn: Roll call: Yeses: Kolander, Kucker, Kummer, Johnson, and Mack, 5. Noes, 0. **Motion passed.**

Sue Osthus  
Clerk of the Board