

**Minutes
Board of Adjustment
Carnegie Town Hall
Tuesday, August 18, 2009
7:00 p.m.**

Members Present:

**Chairman John Kolander
Tim Johnson
Chad Kucker
Roger Mack
Chris Schiltz**

Members Absent:

**Robert Kummer
Lee Van De Walle**

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 parking.

Applicant: Michael Richards

Address: 3101 W Rose Crest Dr

Withdrawn prior to hearing

New Business

Case: 09-44: Variance in the required side yard setback from 7' to 3'.

Applicant: Dale E Aurit

Address: 3101 S Lincoln Ave

A motion was made by Mack, seconded by Johnson to approve a variance in the required side yard setback from 7' to 3'.

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

Case: 09-45: Variance in the required front yard setback from 30' to 18' for a circular driveway.

Applicant: Duncan & Elinor Keirnes

Address: 608 W Batcheller Ln

Deferred to September 15, 2009

Case: 09-46: Waiver of required landscaping and trees in the front yard setback along N. Jessica Avenue until street improvements are completed.

Applicant: MKT Equipment LLC dba Lankota Custom Trucks

Address: 1800 E Benson Rd

A motion was made by Schiltz, seconded by Kucker to approve a waiver of required landscaping and trees in the front yard setback along N. Jessica Avenue until street improvements are completed.

Vote to approve: Roll call: Yeses, Schiltz, Mack, Kucker, Johnson, Kolander, 5. Noes, 0. **Motion Passed. Waiver Approved.**

Case: 09-47: Waiver of required hard surfacing of driveway access to parking lot until October 1, 2011.

Applicant: Jim and Rons Service, Inc.

Address: 3424 W Runge Pl

A motion was made by Johnson, seconded by Kucker to approve a waiver of required hard surfacing of driveway access to parking lot until October 1, 2011.

Vote to approve: Roll call: Yeses, Schiltz, Mack, Kucker, Johnson, Kolander, 5. Noes, 0. **Motion Passed. Waiver Approved.**

Case: 09-48: Variance in the required front yard setback from 25' to 18'.

Applicant: VanDyke Transport Inc.

Address: 1105 E Benson Rd

A motion was made by Johnson, seconded by Kucker to approve a variance in the required front yard setback from 25' to 18'.

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

Case: 09-49: Variance in the required front yard setback from 30' to 25'.

Applicant: Dale Jelen dba DJ Construction

Address: 3709 S Cliff Ave

A motion was made by Mack, seconded by Schiltz to approve a variance in the required front yard setback from 30' to 25'.

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

Case: 09-50: Variance in the required side street front yard setback from 10' to 0' on Louise Avenue.

Applicant: Fast Enterprises

Address: 3608 W 43rd St

A motion was made by Johnson, seconded by Mack to approve a variance in the required side street front yard setback from 10' to 0' on W 43rd Street.

A motion to amend the main motion was made by Kucker, seconded by Schiltz to approve a variance in the required side street front yard setback from 10' to 0' on Louise Avenue with the following condition: the applicant will provide a minimum 8" wide cast-in-place concrete curb directly adjacent to the sidewalk along the portion of the property from the north edge of the approach to the north property line.

Vote to approve amended motion: Roll call: Yeses, Schiltz, Mack, Kucker, Kolander, 4. Noes, Johnson, 1. **Amended Motion Passed.**

Vote to approve main motion as amended: Roll call: Yeses, Schiltz, Mack, Kucker, Kolander, 4. Noes, Johnson, 1. **Main Motion as amended Passed. Variance Approved with conditions.**

Case: 09-51: Variance in the (1) required front yard setback from 25' to 0' along N. Lake Avenue for parking; and (2) required lowest floor elevation (including basement) from 1424' to 1420.82'.

Applicant: Larry Crane-Perspective, Inc.

Address: 604 N West Ave

A motion was made by Kucker, seconded by Mack to approve a variance in the (1) required front yard setback from 25' to 0' along N. Lake Avenue for parking; and (2) required lowest floor elevation (Including basement) from 1424' to 1420.82'.

Vote to approve: Roll call: Yeses, Schiltz, Mack, Kucker, Johnson, Kolander, 5. Noes, 0. **Motion Passed. Variances Approved.**

Case: 09-52: Variance in the required side street front yard setback from 30' to 17'.

Applicant: Chris Bartmann

Address: 2200 W 22nd St

A motion was made by Kucker, seconded by Johnson to approve a variance in the required side street front yard setback from 30' to 17'

with the following condition: the proposed addition will be aligned with the existing construction on Jefferson Avenue and not encroaching farther into the setback than the existing building.

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

Case: 09-53: Variance in the required side yard setback from 5' to 3'.

Applicant: Kim Herdina

Address: 3805 E Marson Dr

A motion was made by Kucker, seconded by Schiltz to approve a variance in the required side yard setback from 5' to 3'.

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

Adjournment

A motion was made by Johnson, seconded by Mack to adjourn the meeting at 9:13 p.m. Vote to adjourn: Roll call: Yeses, Schiltz, Mack, Kucker, Johnson, Kolander, 5. Noes, 0. **Motion Passed.**

Barb Stoltenburg
Clerk of the Board