

**Final Minutes  
Board of Adjustment  
Carnegie Town Hall  
Monday, May 21, 2012  
7:00 p.m.**

**Members Present:**

**Lee Van De Walle  
Chris Schiltz  
Monty Miller  
Kathryn Henning  
Greg Neitzert**

**Members Absent:**

**Chairman John Kolander  
Erik Helland**

**Staff Present**

**Shawna Goldammer  
Bryan Wilcox**

**OLD BUSINESS**

Case 12-15: Variance in: (1) required rear yard setback from 30' to 20' (2) required side yard setback from 7' to 4.3' and (3) in the required off-street parking spaces from two to one parking space for a five bedroom single family dwelling.

Applicant: **Kevin and Rita Eggert**

Address: **2017 S Pendar Lane**

A motion was made by Miller, seconded by Schiltz to approve a variance Variance in: (1) required rear yard setback from 30' to 20' (2) required side yard setback from 7' to 4.3' and (3) in the required off-street parking spaces from two to one parking space for a five bedroom single family dwelling.

Vote to approve: Roll Call: Yeses, 0. Noes, Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. **Motion failed. Variance denied.**

**NEW BUSINESS**

Case: 12-27: Variance in the required buffer zone from 25' to 16'.

Applicant: **Denisse Zepeda**

Address: **5508 E. Renee Pl.**

A motion was made by Schiltz, seconded by Neitzert to approve a variance in the required buffer zone from 25' to 16'.

Vote to approve: Roll Call: Yeses: Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. Noes: 0. **Motion passed. Variance approved.**

Case: 12-28: Variance in: (1) to allow more than 10% non-living ground cover in the front yard setback; and (2) to allow parking in the required front yard setback.

Applicant: **Nancy Arndt**

Address: **2807 E. Klondike Trl.**

A motion was made by Henning, seconded by Miller to approve a variance in: (1) to allow more than 10% non-living ground cover in the front yard setback; and (2) to allow parking in the required front yard setback.

Vote to approve: Roll Call: Yeses, 0. Noes, Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. **Motion failed. Variance denied.**

**The applicant was not present during the initial case reading. There was another meeting in the building and she was not aware of being in the wrong location.**

A motion was made by Miller, seconded by Schiltz to reconsider the variance request due to applicant not being present for hearing.

Vote to reconsider: Roll Call: Yeses: Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. Noes: 0. **Motion passed. Request granted.**

A motion was made by Miller, seconded by Henning to approve a variance in: (1) to allow more than 10% non-living ground cover in the front yard setback; and (2) to allow parking in the required front yard setback.

Vote to approve: Roll Call: Yeses, 0. Noes, Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. **Motion failed. Variance denied.**

Case: 12-29: Variance in the required rear yard setback from 25' to 16'.

Applicant: **Cindy Anderson**

Address: **4716 E. 33rd St.**

A motion was made by Neitzert, seconded by Van De Walle to approve a variance in the required rear yard setback from 25' to 16'.

Vote to approve: Roll Call: Yeses, 0. Noes, Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. **Motion failed. Variance denied.**

Case: 12-30: Variance in: (1) the required number of parking spaces from 140 to 87; and (2) in the allowable height of a building from 35' to 38'.

Applicant: **Vision Holding, LLC**

Address: **3001 & 3101 W. 57th St.**

**For this case, Chris Schiltz stepped down.**

A motion was made by Miller, seconded by Neitzert to approve a variance in the allowable height of a building from 35' to 38'.

Vote to approve: Roll Call: Yeses: Neitzert, Henning, Miller, Van De Walle, 4. Noes: 0. **Motion passed. Variance approved.**

A motion was made by Neitzert, seconded by Henning to defer a variance in the required number of parking spaces from 140 to 87.

Vote to approve: Roll Call: Yeses: Neitzert, Henning, Miller, Van De Walle, 4. Noes: 0. **Motion passed. Variance deferred.**

Case: 12-31: Variance in the allowable fence height from 4' to 6'.

Applicant: **Kidz Academy LLC**

Address: **1600 S. Sycamore Ave.**

A motion was made by Neitzert, seconded by Schiltz to approve a variance in the allowable fence height from 4' to 6'.

Vote to approve: Roll Call: Yeses: Neitzert, Miller, Schiltz, Van De Walle, 4. Noes: Henning, 1. **Motion passed. Variance approved.**  
Case: 12-32: **Deferred** by applicant to June 18, 2012.

Applicant: **Jon Lauck**

Address: **1918 S. Center Ave.**

Case: 12-33: Variance in the allowable height of a building from 45' to 70'.

Applicant: **Scheels All Sports**

Address: **2101 W. 41st St.**

**For this case, Monty Miller stepped down.**

A motion was made by Schiltz, seconded by Henning to approve a variance in the allowable height of a building from 45' to 70'.

Vote to approve: Roll Call: Yeses: Neitzert, Henning, Schiltz, Van De Walle, 4. Noes: 0. **Motion passed. Variance approved.**

## **Adjournment**

A motion was made by Neitzert, seconded by Miller to adjourn the meeting at 9:30 pm. Vote to adjourn: Roll Call: Yeses, Neitzert, Henning, Miller, Schiltz, Van De Walle, 5. Noes, 0. **Motion passed.**