

## Minutes

THE CITY OF TUTTLE BOARD OF ADJUSTMENT MEMBERS MET IN REGULAR SESSION ON **MAY 4, 2023 AT 4:00 P.M.** IN THE TUTTLE CITY HALL LOCATED AT 221 W. MAIN STREET.

MEMBERS PRESENT: JAY BRUNSON, RON MOWDY AND VICKIE SOUTHARD

MEMBERS ABSENT: ELBERTA JONES AND ALEX CROW

STAFF PRESENT: DANA SCHOENING AND WENDY MARBLE

OTHERS PRESENT: KIMBERLY FRIESEN

**CALL TO ORDER** Southard called the meeting to order at 4:30 pm

**ROLL CALL** Marble called the roll and declared a quorum present.

### **ORDER OF BUSINESS**

1. DISCUSSION and related CONSIDERATION approval of minutes from April 6, 2023 meeting

**Motion was made by Brunson and seconded by Mowdy to approve the minutes from April 6, 2023 meeting.**

**Motion carried as follows:**

**Aye: Mowdy, Brunson and Southard**

**Nay: None**

2. PUBLIC HEARING, DISCUSSION and RELATED CONSIDERATION of **BOA Petition 2023-01** request of Streeter Capital LLC for a Setback Variance located at 4/6 S Cimarron Rd (Tabled from 04/06/2023)

**Schoening presented this is a request to allow zero lot line and on street parking. The applicant was to return and address the concerns brought up at the last meeting. Schoening stated he has not heard if the applicant wants to continue.**

**Motion was made by Brunson and seconded by Mowdy to TABLE BOA Petition 2023-01 request of Streeter Capital LLC for a Setback Variance located at 4/6 S Cimarron Rd**

**Motion carried as follows:**

**Aye: Mowdy, Brunson and Southard**

**Nay: None**

3. PUBLIC HEARING, DISCUSSION and RELATED CONSIDERATION of **BOA Petition 2023-03** request of Kimberly Friesen for a Design Review located at 1508 N Sara Rd

**Schoening presented when the permit was approved staff felt that it met city code at the time. The request for the exception is because the current materials used don't meet the city code. Friesen stated prior to inspection she thought the concrete board met the standards, since the code states brick, stone or masonry product. Friesen stated the concrete board cost \$10,000 compared to brick that would have cost \$6,000 and she spent the extra money for concrete board to meet the requirement. Brunson asked if concrete board was presented to the city. Friesen stated she was working with Bryan, the community development manager.**

**Southard stated we seem to have this issue every few months. Brunson stated the city council needs to address what is masonry product. He stated other cities recognize this product and the misunderstanding is not the applicant's problem.**

Mowdy asked where the house was located. Friesen stated the home is located 75 feet from Sara Rd and hidden by trees. Schoening stated you need to ask the four questions – waiving will not negatively impact the area, does not conflict with any requirements of a PUD, covenant or public or private regulation, relief would not cause detriment to the public or surrounding area, and exception would be the minimum necessary to alleviate the hardship.

Motion was made by Brunson and seconded by Mowdy to approve BOA Petition 2023-03 request of Kimberly Friesen for a Design Review located at 1508 N Sara Rd based on the four factors which includes waiving will not impact the area, does not conflict with requirements of a PUD or covenant, not detrimental to public good or surrounding area, special exception would be minimum necessary to alleviate the unnecessary hardship.

Motion carried as follows:

Aye: Mowdy, Brunson and Southard

Nay: None

### **ANNOUNCEMENTS**

Next meeting: Thursday, June 1<sup>st</sup> 2023 at 4:00pm.

### **ADJOURNMENT**

Motion was made by Brunson, seconded by Mowdy to adjourn the meeting at 4:47 p.m.

Motion carried as follows:

Aye: Mowdy, Brunson and Southard

Nay: None

Attest:

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Wendy Marble, City Clerk

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Vickie Southard, Chairman