

# AGENDA

## NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: *Board of Adjustments*  
DATE OF MEETING: *9/11/2018*  
TIME AND PLACE OF MEETING: *7:00pm City Hall*

PUBLIC NOTICE IS HEREBY GIVEN THAT THE ABOVE MENTIONED GOVERNMENTAL BODY WILL MEET AT THE DATE, TIME AND PLACE SET OUT ABOVE. THE TENTATIVE AGENDA FOR SAID MEETING IS AS FOLLOWS:

ROLL CALL: Henderson Svestka Dohlman-Govern Balk Holten

RECURRING ITEMS: There may be action taken on each of the items listed below.

1. Approval of the Agenda
2. Approval of Minutes from 8/28/2018

OLD BUSINESS: There may be action taken on each of the items listed below.

1. *None*

NEW BUSINESS: There may be action taken on each of the items listed below.

1. *Review and discuss variance request by City of Cresco to construct a new home.*
2. SET DATE AND TIME FOR NEXT MEETING: *Board meets on an as needed basis.*

COMMENTS FROM AUDIENCE:

ADJOURN:

THIS NOTICE IS GIVEN PURSUANT TO CHAPTER 21, CODE OF IOWA AND THE LOCAL RULES OF SAID GOVERNMENTAL BODY. POSTED 8/27/2018

## MINUTES OF THE BOARD OF ADJUSTMENT

Chairperson Henderson called the Cresco Board of Adjustment meeting to order on September 11, 2018, at 7:00 p.m. at City Hall. Board Members Henderson, Svestka, Balk and Holten were present. Dohlman-Govern was absent.

There were three guests present, Daryl and Linda Miller and Aaron Wemark. Holten made the motion to approve the agenda. Svestka seconded and it passed all ayes. Svestka made the motion to approve the minutes from August 28, 2018. Balk seconded and it passed all ayes.

The Chairman of the Board presented for filing the proof of publication and of mailing of the notice for the variance, the drawing of the area proposed for variance and the application for variance. There were written concerns presented by Daryl and Linda Miller. There were no oral objections.

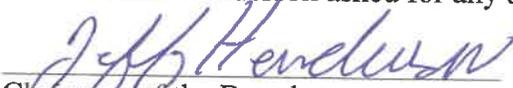
Discussion was held regarding the proposed variance requested by The City of Cresco for the construction of a home on the property at 423 S Elm, Cresco. The board had discussion regarding the Millers concerns. One concern was that the property would retain an address on S Elm St. this would ensure that the rear property line would face Millers property. By retaining a S Elm address the setback adjacent to Millers would remain at 30'. The board agreed to that. The second concern related to water runoff from the property. The Millers requested that water runoff from the property be directed to the south and west. Mr. Wemark, the potential contractor for the project suggested running tile line to all of the down spouts on the proposed structure and tie into a storm sewer. The Millers were satisfied with that plan and had no more objections to the project. Svestka made the motion to approve the variance requested. Holten seconded it and it passed all ayes.

WHEREAS, an application for variance was filed with the board, and,  
WHEREAS, in accordance with the provisions of the Zoning Ordinance of the City of Cresco, Iowa, notice of hearing was given and proof of said notice of hearing, in accordance with said statute is now on file herein, and this Board having jurisdiction of the subject matter and jurisdiction of the property and parties concerned, finds that the variance should be granted as requested in said application:

NOW, THEREFORE, BE IT RESOLVED, that a variance is hereby granted to The City of Cresco to build a single family home on the property line 4 feet from the south property line on the following described real estate:

S50' LOTS 14, 15 & 16 BLK 3 BEADLES ADDN

Chair Henderson asked for any additional comments from the audience, there were none.

  
Chairman of the Board

Holten moved to adjourn at 7:15 p.m. Svestka seconded and it passed all ayes. There are no future meetings scheduled at this time. The board meets on an as needed basis.

Respectfully Submitted,

*Rod Fuldke*  
*For Emily Dohman-Cover*

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Secretary of the Board

# AGENDA

## NOTICE AND CALL OF PUBLIC MEETING

GOVERNMENTAL BODY: *Board of Adjustments*  
DATE OF MEETING: *8/28/2018*  
TIME AND PLACE OF MEETING: *7:00pm City Hall*

PUBLIC NOTICE IS HEREBY GIVEN THAT THE ABOVE MENTIONED GOVERNMENTAL BODY WILL MEET AT THE DATE, TIME AND PLACE SET OUT ABOVE. THE TENTATIVE AGENDA FOR SAID MEETING IS AS FOLLOWS:

ROLL CALL: Henderson Svestka Dohlman-Govern Balk Holten

RECURRING ITEMS: There may be action taken on each of the items listed below.

1. Approval of the Agenda
2. Approval of Minutes from *6/26/2018*

OLD BUSINESS: There may be action taken on each of the items listed below.

1. *None*

NEW BUSINESS: There may be action taken on each of the items listed below.

1. *Review and discuss variance request by James & Anne Ott for construction of a garage.*
2. SET DATE AND TIME FOR NEXT MEETING: *Board meets on an as needed basis.*

COMMENTS FROM AUDIENCE:

ADJOURN:

THIS NOTICE IS GIVEN PURSUANT TO CHAPTER 21, CODE OF IOWA AND THE LOCAL RULES OF SAID GOVERNMENTAL BODY. POSTED *8/27/2018*

MINUTES OF THE BOARD OF ADJUSTMENT

Chairperson Henderson called the Cresco Board of Adjustment meeting to order on August 28, 2018, at 7:00 p.m. at City Hall. Board Members Henderson, Svestka, Dohlman-Govern, Balk and Holten were present. No Board Members were absent.

There were two guests present, James and Anne Ott.

Dohlman-Govern made the motion to approve the agenda. Svestka seconded and it passed all ayes.

Holten made the motion to approve the minutes from June 26, 2018. Balk seconded and it passed all ayes.

The Chairman of the Board presented for filing the proof of publication and of mailing of the notice for the variance, the drawing of the area proposed for variance and the application for variance. There were no written objections. There were no oral objections.

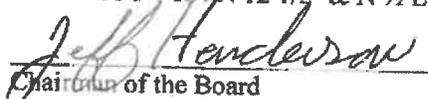
Discussion was held regarding the proposed variance requested by James and Anne Ott for the construction of a garage on their property at 727 E 3<sup>rd</sup> St, Cresco. Svestka made the motion to approve the variance requested. Balk seconded it and it passed all ayes.

WHEREAS, an application for variance was filed with the board, and,

WHEREAS, in accordance with the provisions of the Zoning Ordinance of the City of Cresco, Iowa, notice of hearing was given and proof of said notice of hearing, in accordance with said statute is now on file herein, and this Board having jurisdiction of the subject matter and jurisdiction of the property and parties concerned, finds that the variance should be granted as requested in said application:

NOW, THEREFORE, BE IT RESOLVED, that a variance is hereby granted to James and Anne Ott to build a 16' x 22' garage on the northeast corner of their property line 3 feet from the north property line on the following described real estate:

LOT 7 EX N 12 1/2' & N 1/2 LOT 8 BLK 6 WAVERLY ADDN

  
Chairman of the Board

Dohlman-Govern moved to adjourn at 7:10 p.m. Holten seconded and it passed all ayes. The next meeting is tentatively scheduled for September 11, 2018, at City Hall.

Respectfully Submitted,

  
Secretary of the Board

## NOTICE AND CALL OF PUBLIC MEETING

Body: Board of Adjustments

Date: 6/26/18

Time: 7:00 pm

Place: City Hall

Agenda:

Roll Call:

Act on Consent Agenda: All items listed under the consent agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time the board votes on the motion.

1. Approve the agenda
2. Approve minutes of previous meeting

Business

1. Re-appoint Richard Holten to a three year term.

Other Business:

Comments from the Audience:

Adjourn:

**MINUTES OF THE BOARD OF ADJUSTMENT**

The Board of Adjustment met June 26 2018 in regular session at 7 o'clock pm  
(date)  
in the City Council Chambers of the City of Cresco, Howard County Iowa, pursuant to the laws and rules  
of said board.

Chairman Henderson called the meeting to order. Upon roll call the following  
board members were present: (Mark **A** for absent and **P** for present)

Jeff Henderson P Art Svestka A Richard Holten P Emily Dohlman-Govern P Brian Balk A

The meeting's agenda was approved by a voice vote on a motion by: Jeff Henderson

Seconded by Richard Holten

Minutes of the meeting held April 24 2018 were read and approved by voice vote on a motion

By: wawel and seconded by: \_\_\_\_\_

The Chairman of the Board presented for filing the proof of publication and of mailing of the notice for  
the variance, the drawing of the area proposed for variance and the application for variance presented by:

Re - appoint Richard Holten to a 3 year term

Written objections were filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Oral objections presented by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

After a full hearing and discussion, Board Member Emily Dohlman - Govern moved  
the adoption of the foregoing resolution, seconded by Board Member Jeff Henderson

The roll was called and the vote was at follows:

Ayes: All

Nays: None

WHEREUPON, the chairman in the chair declared the following resolution dully adopted:

**RESOLUTION GRANTING A VARIANCE**

WHEREAS, an application for variance was filed with the board, and,

WHEREAS, in accordance with the provisions of the Zoning Ordinance of the City of Cresco, Iowa, notice of hearing was given and proof of said notice of hearing, in accordance with said statute is now on file herein, and this Board having jurisdiction of the subject matter and jurisdiction of the property and parties concerned, finds that the variance should be granted as requested in said application.

NOW, THEREFORE, BE IT RESOLVED, that a variance is hereby granted:

\_\_\_\_\_ to build: \_\_\_\_\_

on the following described real estate: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Chairman of the Board

Attest: \_\_\_\_\_  
Secretary of the Board

Dated \_\_\_\_\_

Motion to adjourn: Dahlman - Goren seconded Henderson

At 7:05 p.m.

## NOTICE AND CALL OF PUBLIC MEETING

Body: Board of Adjustments

Date: 4/24/18

Time: 7:00 pm

Place: City Hall

Agenda:

Roll Call:

Act on Consent Agenda: All items listed under the consent agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time the board votes on the motion.

1. Approve the agenda
2. Approve minutes of previous meeting

Business

1. Review and discuss variance request by Dennis & Tanya Riehle for construction of a garage.

Other Business:

Comments from the Audience:

Adjourn:

MINUTES OF THE BOARD OF ADJUSTMENT

The Board of Adjustment met April 24, 2018 in regular session at 7 o'clock pm  
(date)  
in the City Council Chambers of the City of Cresco, Howard County Iowa, pursuant to the laws and rules of said board.

Chairman Henderson called the meeting to order. Upon roll call the following board members were present: (Mark A for absent and P for present)

Jeff Henderson P Art Svestka P Richard Holten P Emily Dohlman-Govern P Brian Balk P

The meeting's agenda was approved by a voice vote on a motion by: Emily Dohlman - Govern

Seconded by Richard Holten.

Minutes of the meeting held \_\_\_\_\_ were read and approved by voice vote on a motion

By: Arthur Svestka and seconded by: Brian Balk

The Chairman of the Board presented for filing the proof of publication and of mailing of the notice for the variance, the drawing of the area proposed for variance and the application for variance presented by:

Dennis + Tanya Riehle

Written objections were filed by: Amy Bouska who felt there was not a need

for the variance. She shared the concern that if a variance was granted that a car parked in front of the garage would be on public land and blocking the line of sight for cars traveling east on 62nd Avenue.

Oral objections presented by: Troy Schoenbrock was present and stated that he did not have an objection but was concerned with water flow in the ditch. A driveway could dam up the water and cause it to pool in his yard.

After a full hearing and discussion, Board Member Brian Balk moved

the adoption of the foregoing resolution, seconded by Board Member Emily Dohlman - Govern.

The roll was called and the vote was at follows:

Ayes: Henderson

Nays: Svestka, Dohlman - Govern, Balk, Holten

WHEREUPON, the chairman in the chair declared the following resolution dully adopted:

**RESOLUTION GRANTING A VARIANCE**

WHEREAS, an application for variance was filed with the board, and,

WHEREAS, in accordance with the provisions of the Zoning Ordinance of the City of Cresco, Iowa, notice of hearing was given and proof of said notice of hearing, in accordance with said statute is now on file herein, and this Board having jurisdiction of the subject matter and jurisdiction of the property and parties concerned, finds that the variance should be granted as requested in said application.

NOW, THEREFORE, BE IT RESOLVED, that a variance is hereby granted:

Variance was not granted

to build: \_\_\_\_\_

on the following described real estate: \_\_\_\_\_

Jeff Henderson  
Chairman of the Board

Attest: Emidy Onda - Jma  
Secretary of the Board

Dated 4.24.18

Motion to adjourn: Arthur Svestka seconded Richard Holten

At 7:40 p.m.