



## BZA MEETING

Minutes

Tuesday, October 12, 2021 at 7:00 pm

**MEETING LOCATION: 520 N. Commercial Ave**

(Council Chambers)

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### 1. CALL TO ORDER / ROLL CALL

**Minutes:**

**Beth Sharbutt, Chair** opened the BZA Meeting at 7:05 PM.

Board Members present **Clint Brown, Steve McGinn, Tyler Mosiman, Connie**

**Stout** Board Member absent **Chad Mueller, Justin Stucky**

Others present \*\* Janise Enterkin, Board Secretary/City Clerk\*\*

### 2. ADDITIONS / DELETIONS TO AGENDA

**Minutes:**

Motion by **Beth Sharbutt** to approve the agenda as presented. Second by **Clint**

**Brown**

**Vote results:**

Ayes: 4 / Nays: 0

### 3. APPROVAL OF MINUTES

Minutes of July 13, 2021, BZA Meeting

**Minutes:**

Motion by **Beth Sharbutt** to approve the **BZA Meeting Minutes of July 12, 2021** as presented. Second by **Clint Brown**

**Vote results:**

Ayes: 4 / Nays: 0

### 4. HEARINGS/PRESENTATIONS/PUBLIC FORUM

#### a. Open Public Hearing

Call Agenda Item

**Minutes:**

It is 7:09 pm and I, **Beth Sharbutt, Chairperson** call agenda item number 4a, which is a public hearing on case number **BZA-V-2021-10**, pursuant to section 10-107 of the city zoning regulations, requesting a variance of **15 foot on front**

**setback requirement** from the required **25 foot** limitation, for the purpose of a **carport** on the property zoned as R-1 Single and Two-Family Residential District. A quorum of 5 Board Members were present for hearing. A notice of this hearing was published in the Harvey County Independent on September 9, 2021 and notices were mailed to the applicant and 10 real property owners of record in the area of notification on September 3, 2021. **Janise Enterkin, City Clerk** gave the Zoning Administrator report. No public was present for the hearing. The only message was received by a neighbor, Wes Agee who stated he did not have an issue with the carport going in that location.

**b. Close Public Hearing**

**Minutes:**

Hearing no further comments, I, **Beth Sharbutt, Chairperson** hereby close the public portion of the hearing at 7:20 pm.

**c. Deliberation and Review of the 5 Statutory Conditions**

**Minutes:**

The board members deliberated and reviewed the 5 Statutory Conditions. **See attached Variance Report**

**d. Motion to Approve/Deny Variance Request**

**Minutes:**

Having considered the evidence at the hearing, and determined that the findings of fact in the Variance Report have been found to exist, and support all the 5 conditions set out in section 10-107D1 of the Zoning Regulations and K.S.A. 12-759(e) of the State Statutes which are necessary for granting of a variance, I **Clint Brown** move that the Chairperson be authorized to sign a Resolution granting the variance for case #BZA-V-2021-10 as requested, subject to conditions. Second by **Tyler Mosiman**

**Vote results:**

Ayes: 5 / Nays: 0

**5. NEW BUSINESS**

**Minutes:**

No new business.

**6. ADJOURN**

**Minutes:**

Motion by **Beth Sharbutt** to adjourn the Board of Zoning Appeals meeting at 7:27 PM  
Second by **Connie Stout**

**Vote results:**

Ayes: 5 / Nays: 0

