



Minutes

Zoning Board of Adjustment
20 Second Avenue SW, Oelwein
May 26, 2022 - 5:30 PM

Roll Call

Present: Fisk, Crawford, Ganske, Noll, O'Connell

Also Present: Mulfinger, Nathan and Kristi See

Mulfinger opened the meeting and welcomed the new member Noll.

Approve Minutes

1. Consideration of a motion to approve the minutes of the September 30, 2021 Zoning Board of Adjustment meeting.

Fisk motioned to approve the September 30, 2021, minutes. Noll seconded. All were in favor.

Variance Requests

2. Consideration of a Variance Request No. 22Z01 from Nathan and Kristi See requesting that 809 6th St NE is granted 1) an additional 908 square feet for a detached accessory structure and 2) to use corrugated steel siding rather than vinyl siding in their project.

Fisk questioned if the item should be voted on twice because it was two requests.

Mulfinger replied that Planning and Zoning split the item into two, so it was encouraged that the board of adjustment vote twice.

Fisk questioned how many feet the building was over the allowed ordinance.

Nathan See said that he would prefer to build a 40*80 shed but knew he had restrictions from being in town.

The requests asked for an additional 908 square feet of accessory structure.

O'Connell voiced her approval of the shed and said that with limited neighbors it should not affect the neighborhood.

Ganske was in favor of the structure as it would have limited impact on the large lot and neighborhood.

Mulfinger reminded the board that it was not a judgment call on the shed itself, it was a discussion of a variance. Iowa Code is specific when to grant a variance and this was not the case. The See family had not met any criteria for a hardship as stated in Iowa Code.

Fisk said that since the city continues to get requests for more accessory structure square footage, council should change code.

Ganske agreed that square footage and steel siding should be looked at by city council.

A conversation took place on steel siding.

O'Connell motioned to approve the variance requests for additional square footage of accessory structure. Ganske seconded. The motion failed by the casting of two aye votes (O'Connell Ganske) to three nay votes (Crawford, Noll, Fisk).

Nathan and Kristi See expressed their displeasure with the decision and asked that the board provide feedback as to what size shed, they would approve.

The board did not provide feedback to the See family.

Ganske was upset the board did not approve the variance and asked that City Council look at the code to see what can be done to assist the See family.

Mulfinger said a joint Planning and Zoning and Board of Adjustment would take place June 20 where these items could be discussed.

Old Business

New Business

Adjournment

Fisk motioned to adjourn. Noll seconded. All were in favor.

Brett DeVore, Mayor

ATTEST:

Dylan Mulfinger, City Administrator

I, Dylan Mulfinger, City Administrator in and for the City of Oelwein, Iowa do hereby certify that the above and foregoing is a true accounting of the Council Proceedings held May 26, 2022 and copy of said proceedings was furnished to the Register **TYPE DATE HERE**.

Dylan Mulfinger, City Administrator