

CITY OF OSKALOOSA  
MINUTES OF THE BOARD OF ADJUSTMENTS MEETING  
July 22, 2014

The meeting of the Board of Adjustments for the City of Oskaloosa was called to order at 5:00 pm on Tuesday, July 22, 2014 by Chairperson Perry Murry at the City Hall Council Chambers 220 S. Market St. Oskaloosa, Iowa.

BOARD MEMBERS PRESENT: Jim Hansen, Perry Murry, Lloyd Phillips, Wyatt Russell, Russell Sparks

BOARD MEMBERS ABSENT: None

CITY STAFF PRESENT: City Engineer: Akhilesh Pal, City Attorney Representative: Randall Stravers.

PUBLIC PRESENT: Applicants: Lori and James Poush, Attorney Robert Stuyvesant, Tony Johnson, Daniel Wilower, Denny Leibus, Darrell and Joyce Klein, and David and Kelli Raymond.

Minutes from the May 27, 2014 Board of Adjustment meeting.

Russell Sparks moved and Wyatt Russell seconded to approved the minutes of the June 24, 2014 Board of Adjustment meeting as presented.

Vote: YES: Hansen, Murry, Phillips, Russell, and Sparks.  
NO: None  
ABSTAIN: None  
ABSENT: None

Item 5-A: Consider a variance request from the property located at 1004 South 1st Street to allow a 40'X56' accessory building with a 11 feet street yard setback on 9TH Avenue East and a roof height of 19 feet.

The board reviewed the application. Lori Poush's attorney Robert Stuyvesant explained that the property pins were located. He continued to explain that since Poush and Pal disagreed if the setback was 10'6" or 11', they wanted to apply for an 11' setback. He also explained that they wanted to request a 19' roof height for the accessory structure. Lori Poush explained that the city had demolished a structure on the subject property without removing the basement walls. She also added that the Safe Building inspectors indicated that they can get a variance for the building setback while conducting the footing inspection. Tony Johnson added that the city representing inspectors conducted 4 different inspections.

Daniel Wilower, resident of 905 South 1<sup>st</sup> Street, expressed her concern about safety due to the lack of visibility from dirt piled up at the intersection. Tony Johnson indicated that Safe Building did not want him to do any work at the site and hence did not move the dirt.

Murry questioned Lori on the purpose of the accessory structure. Lori answered that they have a camper and 5 different vehicles which can be placed there.

Denny Leibus was concerned about the safety of the intersection and asked the board to use their judgement before making their decision on the variance request.

Jim Hansen wanted to notify the staff and City Council that the City made an error by using Safe Building to conduct the inspection without issuing a permit.

It was moved by Hansen and seconded by Phillips to approve the variance request..

Vote: YES: Hansen, Murry, Phillips, and Sparks.  
NO: Russell  
ABSTAIN: None  
ABSENT: None

Item 5-B: Consider a variance request from the property located at 315 21st Avenue West to extend the garage with a 2 feet setback from the east interior side yard.

The Board reviewed the application for the proposed extension to the garage. Mr. Klein explained that they would like to expand their garage to store their antique car. David and Kelli Raymond explained that the approval of the variance request will have a negative value impact on their property and also expressed concerns about existing utilities at the southwest corner.

After further discussion, It was moved by Hansen and seconded by Russell to deny the variance request.

Vote: YES: Hansen, Murry, Phillips, Russell, and Sparks.  
NO: None  
ABSTAIN: None  
ABSENT: None

With no further business, Chairperson Murry adjourned the meeting at 6:03 PM.

Minutes by Akhilesh Pal