

Scott County Board of Adjustment

October 24, 2007

1st Floor Board Room Administrative Center

Members Present: Dittmer, Hittle, Jenkins, Scheibe, Vollbeer
Members Absent: None
Staff Present: Huey and Kelly
Others Present: 1 Other

1. **Call to order.** Chairman Dittmer called the meeting to order at 4:00 p.m.
2. **Minutes** –, The Board did not receive the minutes from the September 26, 2007 meeting and will act on them at the next Board of Adjustment meet.
3. **Public Hearing–Variance-** Hollis Fish, Butler Township, Section 31

Dittmer read the public notice and asked for staff’s review. Huey showed air photos and site photos of the property. Huey said this request is to allow a covered porch to remain as constructed with an eighteen (18) foot front yard setback in lieu of the twenty (20) feet allowed. Huey explained that the zoning ordinance was amended to allow an open porch to encroach up to 20% into the required front yard setback which in this case would be five (5) feet. However, said Huey, due the non conforming setback of the house twenty three (23) feet instead of the twenty five (25) foot required, this covered porch encroaches into the setback approximately two (2) feet. Staff notified property owners within 500 feet and received no calls or comments on this request said Huey.

Dittmer asked if the applicant would like to speak. Fish said they had roof work done and thought they would like to have cover over the front door, so just proceeded with the porch. Fish apologized for not obtaining a permit prior to construction.

Dittmer asked if anyone from the public would like to speak. No one spoke.

Dittmer asked for staff’s recommendation. Huey said staff recommends approval of the variance to allow a covered porch to remain as constructed with an eighteen (18) foot front yard setback in lieu of the twenty (20) foot required based on the minimal nature of the request and the lack of impact on the adjacent property owners.

Dittmer asked if the applicant would like to respond. Fish said he appreciates the recommendation.

Board discussion took place regarding previous requests that had been granted.

Vollbeer made a motion to approve the variance to allow the covered porch to remain as constructed with an eighteen (18) foot front yard setback in lieu of the twenty (20) feet allowed as it would appear not to impair the purpose of the Development Plan nor would the public health, safety and general welfare be impaired. Hittle seconded the motion.

Vote: All Ayes (5-0)

With no new business to come before the Board, the meeting was adjourned at 4:15 PM

