

TOWN OF PAYSON  
BOARD OF ADJUSTMENTS  
MINUTES OF THE PUBLIC MEETING  
FEBRUARY 20, 2008

- |   |   |                                    |
|---|---|------------------------------------|
| A | Chairman Schwartz called the duly posted and published Public Meeting of the Board of Adjustments to order at 3:00 p.m. in the Town Hall Council Chambers.  | Meeting Time & Place               |
| B | <b>ROLL CALL:</b> Brenda Cornell, Wayne Donnay, Jason Phillimore, Roger Schwartz, Robert Sumegi, Peter Pingel, and Ted Moffitt.   | Roll Call                          |
| C | <b>STAFF PRESENT:</b> Ray Erlandsen, Zoning Administrator; Tim Wright, Deputy Town Attorney; and Chris Floyd, Secretary.  | Staff Present                      |
| D | <b>OTHERS PRESENT:</b> Don Monteath, Louis and Patricia Felix.  | Others Present                     |
| E | <b>CONSENT AGENDA:</b> The Consent Agenda was approved as submitted. Approved on the Consent Agenda were the minutes of July 11, 2007, pages 216-218.   | Consent Agenda                     |
| F | <p><b>SCHEDULED HEARING (S):</b></p> <p>V-163-08                      Variance Request</p> <p>Filed by:                      Louis &amp; Patricia Felix, property owners</p> <p>Location:                      1301 North Heather Circle</p> <p>Purpose:                         To allow a 10' side yard setback for a structure instead of the Unified Development Code district standard of 25' for the R1-90 zoned property; because of the special circumstances of topography and shape of the lot as well as minimal impacts to adjoining property uses.</p> | V-163-08<br>1301 N. Heather Circle |
| G | <p>Chairman Schwartz read the above application and asked if anyone had comments.</p> <p>The Board asked questions, which were answered by the applicant and staff.</p>   | Comments                           |
| H | <p>Ted Moffitt moved, seconded by Peter Pingel, to approve V-163-08, a request for a 10' side yard setback for the proposed construction of an accessory structure, at 1301 North Heather Circle, tax parcel 302-84-019A, with the following conditions:</p> <ol style="list-style-type: none"> <li>1. A building permit for construction of the accessory</li> </ol>   | Motion to Approve V-163-08         |

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structure shall be approved and issued prior to construction.

- 2. Future improvements, requiring a building permit, which would encroach into a yard setback area, shall require an approved variance.

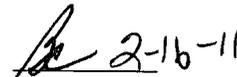
Motion carried 5-2. (Casting the dissenting votes were Jason Phillimore and Wayne Donnay.

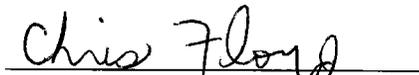
- A Chairman Schwartz nominated Brenda Cornell for Chairman but she declined. Jason Phillimore then volunteered to be Chairman. Election of Officers

Brenda Cornell stated that she would remain as Vice-Chairman.

- B There being no further items on the agenda, Chairman Schwartz adjourned the meeting of the Board of Adjustments at approximately 3:25 p.m. Adjournment

  
 Roger Schwartz, Chairman

 2-16-11  
 Approved

  
 Chris Floyd, Secretary