

City of Burlington  
Board of Zoning Appeals Minutes

Date of Meeting: November 15, 2016

Members Present: John Lynch, Jr., Dan Snyder, Lori Clarke

Other Appearances: Gregory Guidry, Zoning Administrator and John Bjelajac, City Attorney

1. The meeting was called to order at 5:30 p.m.
2. A motion was made to approve the October 18, 2016 minutes by Dan Snyder and seconded by Lori Clarke.
3. There were no citizen comments.
4. A public hearing was held on the above date based upon the filing of Zoning Form No.4 Model Appeal or Application to the Zoning Board of Appeals for Zoning Variance.

The appeal was filed on October 11, 2016 by Dale Hintz and siblings, for the property located at 225 E. Jefferson for a zoning variance from Section 315-27, B-2 Central Business District, to allow the first floor unit at this property to be reused as a residential rental unit.

The appeal requests:

- \_\_\_\_\_ 1. Review, reversal, or modification of the Zoning Administrator's permit refusal, correction order or interpretation.
- \_\_XX\_\_ 2. A variance from the City of Burlington Zoning Code specifically the following Ordinances: 315-27

New Business:

A Consideration to approve a Zoning Variance application from Dale Hintz and siblings, for property located at 225 E. Jefferson Street, to allow the first floor unit at this property to be reused as a residential rental unit.

Discussion on zoning variance:

A public hearing was held, and the board was presented with two letters from second district Alderpersons Dawidziak and Grandi, along with a letter from Terence and Marian McCarthy, owners of property located at 217 E. Jefferson Street. The board also heard from Peter Ludwig, on behalf of Dale Hintz and siblings. Additionally, City Attorney John Bjelajac made a statement recommending the variance using a non-conforming residential status.

A motion was made to deny the variance request. The property was zoned B-2 in 2001, as such, and because there are no extraordinary circumstances, this was established based on contents of Chapter 315 Zoning, Article X. Zoning Board of Appeals. Motion to deny was made by John Lynch, seconded by Lori Clarke. Motion carried 3-0.

Discussion on Margaret Dosemagen variance was tabled. The applicant has not supplemented the board with alternative plans.

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Board of Zoning Appeals  
Secretary