

# AGENDA

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## TOPEKA BOARD OF ZONING APPEALS

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**MONDAY, AUGUST 8, 2005  
5:30 P.M.**

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**215 SE 7<sup>th</sup> Street – City Hall  
Executive Conference Room - 3<sup>rd</sup> Floor  
Topeka, Kansas**

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### MEMBERS OF THE BOARD

**Debbie Beam, Vice-Chairman  
Tim Carkhuff  
Tuck Duncan  
Jared Holroyd  
Henry McClure  
Mike Morse - Chairman  
John Williams**

- The Topeka Board of Zoning Appeals holds a public hearing on the second Monday of each month to consider certain appeals, variances, and exceptions as may be granted by the Comprehensive Zoning Regulations of the City of Topeka, Kansas.
- The following agenda identifies and describes each proposal to be considered by the Board.
- Each item to be considered by the Board will be introduced by the Planning Department Staff. The Board will then hear and consider arguments both for and against each proposal.
- Individuals wishing to address the Board are requested to state their name and address for the official hearing record.
- Motions on all matters, which require a decision by the Board, are made in the affirmative. On a roll call vote, Board members then vote yes, no, or abstain based on the affirmative motion.
- Any person, official or government agency dissatisfied with any order or determination of the Board may bring an action in the district court of the county to determine the reasonableness of any such order or determination. Such appeal shall be filed within 30 days of the final decision of the Board.

**I. Call to Order**

**II. Approval of Minutes of the June 13, 2005 Public Hearing**

**III. Public Hearing to Consider the Following Cases:**

**BZA05V/6 by Douglas Counseller**, requesting a variance from Section 48-5.03(b)(3) of the Comprehensive Zoning Regulations, regarding the rear-yard setback requirements of a lot in the "R-2" Single-Family Dwelling District resulting in a rear yard setback of thirteen feet (13') in lieu of the thirty feet (30') required, on property located at 115 SW Marshall Avenue within the City of Topeka, Kansas.

**BZA05A/1 by State of Kansas Facilities Management**, appealing as provided for by Section 48-34.06 of the Comprehensive Zoning Regulations a decision rendered by the zoning inspector that the appellant's, are in violation of Section 48-1.09(a)(1) and Section 48-24.02 of the Comprehensive Zoning Regulations by using property zoned as a Planned Unit Development "PUD" [Z001/A] (mixed use groups) for outdoor storage of products or materials which is specifically prohibited by the provisions of the PUD, on property having a parcel ID number of 0972604001001000 and being located within the City of Topeka, Kansas. **CONTINUED UNTIL FURTHER NOTICE.**

**IV. Additional Business**

**V. Adjourn**