

# AGENDA

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## TOPEKA BOARD OF ZONING APPEALS

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Monday, October 12, 2009  
5:30 P.M.

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Holliday Building  
620 SE Madison, 2<sup>nd</sup> floor Sunflower Conference Room

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### MEMBERS OF THE BOARD

Howard Blackmon  
Tim Carkhuff  
Aaron Classi  
Fred Gatlin – Vice Chairman  
Marty Hazen  
Mike Morse – Chairman  
1 - vacancies

- 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.

**ADA Notice: For special accommodations for this event, please contact the Planning Department at 785-368-3728 at least three working days in advance.**



**I. Call to Order**

**II. Approval of Minutes of the April 13, 2009 Public Hearings**

**III. Items**

**BZA09V/4 by Leo W. and Linda L. Hoffmann** requesting a variance to Section 48-29.03.(a)(3) of the Comprehensive Zoning Regulations regarding the height of a fence beyond the front face of a principal structure in the "R-1" Single-Family Dwelling District on property located at 5925 SW 33<sup>rd</sup> Street.

**BZA09V/5 by Thomas and Eulalia Mitchell** requesting a variance to Section 48-5.03(b)(1)(3) of the Comprehensive Zoning Regulations regarding front-yard and rear-yard zoning setback for a principal structure in the "R-2" Single-Family Dwelling District on property located at 1038 SE Lime Street.

**BZA09V/6 by Jerry Eklund** requesting a variance to Section 48-4.03(i) of the Comprehensive Zoning Regulations regarding permitted encroachment of an unenclosed deck into the front yard less than the required 12 ½ foot setback from a street right of way line in the "R-1" Single-Family Dwelling District on property located at 1101 SW Osborne.

**IV. Additional business**

**V. Adjourn**