

CITY OF OLNEY
BOARD OF APPEALS
SEPTEMBER 8, 2020

AGENDA #1 “CALL TO ORDER” The September 8, 2020, meeting of the Board of Appeals was called to order at 7:00 p.m. in the Council Chambers of the Olney City Hall, 300 S. Whittle Avenue, Olney, Illinois, with Tony Zuber presiding.

AGENDA #2 “ROLL CALL” The following Board of Appeals members were present: Kurt Ginder, Scott Jones, Tony Zuber, David Abell, and Pat Everette. Also present were Code Enforcement Officer Dallas Colwell, City Attorney Bart Zuber, and City Clerk Kelsie Sterchi.

AGENDA #3 “APPROVE MINUTES OF THE BOARD OF APPEALS MEETING ON JANUARY 6, 2020” Mr. Zuber moved to approve the minutes from January 6, 2020, seconded by Mr. Everette. Mr. Ginder, Mr. Jones, Mr. Zuber, Mr. Abell, and Mr. Everette voted yes. There were no opposing votes. The motion carried.

AGENDA #4 “SWEARING IN” Mr. Zuber asked that anyone wishing to testify on behalf of the item being discussed to stand and be sworn in. City Clerk Sterchi asked the individual to stand, raise his right hand, and “swear to tell the truth, the whole truth and nothing but the truth so help me God.” Marty Mitchell was sworn in.

AGENDA #5 “VARIANCE: 202 S. POLK STREET” Marty Mitchell submitted a Request for Variance for property located at 202 S. Polk Street, Olney, Illinois, Property Index Number 11-02-103-503. Mr. Mitchell was requesting a variance in the requirements in Title 17 (Zoning) of the City of Olney Municipal Code regarding private garages as accessory buildings. If the variance is approved, it would allow the petitioner build a personal storage garage without a residence on the property.

For the record, the City Clerk had received one piece of mail correspondence in favor of the request, and one comment via phone in favor of the request. No comments against the request were received.

Mr. Everette moved to approve the variance request at 202 S. Polk Street that would allow for a personal garage without a residence on the property, seconded by Mr. Jones. Mr. Ginder, Mr. Jones, Mr. Zuber, Mr. Abell, and Mr. Everette voted yes. There were no opposing votes. The motion carried.

AGENDA #6 “VARIANCE: 141 N. JACKSON STREET” Donald Cunningham submitted a Request for Variance for property located at 141 N. Jackson Street, Olney, Illinois, Property Index Number 06-35-301-025. Mr. Cunningham was requesting a variance in the front yard setback to allow for a 15-foot setback rather than the 25-foot front yard setback required in Title 17 (Zoning) of the City of Olney Municipal Code. If the variance is approved, it would allow the petitioner to build a house.

Mr. Cunningham was not present even though Mr. Colwell had just spoken with him earlier in the day. The Board asked if the request could still be heard. The City Attorney believed so.

Mr. Zuber noted that the variance was requested for the front yard. He reminded the Board that because the property was on a corner lot with two sides facing a street, the property technically had two front yards. He asked Mr. Colwell if the variance request would allow the proposed home to be built in-line with nearby homes. Mr. Colwell replied that the proposed home would be built in-line with the other houses going to the west.

Mr. Zuber then asked if the proposed build would have any interference with the stop sign. Mr. Colwell indicated that there would be no issue.

Mr. Everette asked if any comments of opposition had been received. Mrs. Sterchi replied that no comments for or against the request had been received.

Mr. Jones moved to approve the variance request that would allow for a 15-foot front yard setback rather than the 25-foot front yard setback at 141 N. Jackson Street for the purpose of building a home, seconded by Mr. Ginder. Mr. Ginder, Mr. Jones, Mr. Zuber, Mr. Abell, and Mr. Everette voted yes. There were no opposing votes. The motion carried.

AGENDA #6 “PUBLIC COMMENTS/PRESENTATIONS” No one from the public wished to speak.

AGENDA #7 “ADJOURN” Mr. Everette moved to adjourn, seconded by Mr. Jones. Mr. Ginder, Mr. Jones, Mr. Zuber, Mr. Abell, and Mr. Everette voted yes. There were no opposing votes. The motion carried.

The meeting of the Board of Appeals adjourned at 7:04 p.m.

Kelsie J. Sterchi
City Clerk