

POLK COUNTY BOARD OF ADJUSTMENT

MEETING MINUTES

The Polk County Board of Adjustment held a meeting on Monday, November 20, 2023, at 7:00 P.M. in Conference Room A of the Polk County Public Works Department, Planning & Development Division, 5885 NE 14<sup>th</sup> Street, Des Moines, Iowa. A virtual attendance option was also provided per the instructions contained on the final meeting agenda.

A) Roll Call - Members Present: Kay Frye, Paul Kruse, Bindy Brown and Kurt Bailey. Absent: Mike McCoy. Present from the Polk County Public Works Department: Brian McDonough, Land Use Planning Coordinator; Tommy Howard, Planner and Kendra Glider, Recording Secretary. Present from the County Attorney's office was Dominic Anania.

B) Acceptance of the Minutes of the Monday, October 16, 2023 Meeting.

It was moved by Kruse and seconded by Brown to **APPROVE** the minutes as presented.

Vote: Yea: Kruse, Frye, Brown and Bailey. Nay: None. Absent: McCoy.

C) Opening Statement – Vice Chairperson Frye served as meeting Chair in the absence of McCoy, and gave the opening statement.

D) Unfinished Business: None

E) Consent Public Hearing Items – New Business: None.

F) Action Public Hearing Items – New Business:

**Item 1            23/13376 Variance Appeal Application**

Request by Tiger Knight, LLC (property owner), being represented by Daniel Keough, requesting a side yard setback variance of approximately one (1) foot from the north property line (10 feet to 9 feet), and a side yard setback variance of approximately five (5) feet from the south property line (10 feet to 5 feet), for a new single-family dwelling. The request also includes a variance to allow an egress window well to be located at approximately two and one-half (2 ½) feet from the south property line, in lieu of the required three (3) feet. The subject property is located at 4496 NE 26th Street, Des Moines, within Section 19 of Delaware Township, and is zoned "LDR" Low Density Residential District.

Brian McDonough gave the staff presentation and recommendation.

Let the record show that twenty-two (22) notices were mailed, with no responses received in support or opposition of the request.

Let the record show that Daniel Keough on behalf of Tiger Knight, LLC, 4315 NE 32<sup>nd</sup> Court, Des Moines, IA 50317, was present to represent the request.

Let the record show that no one was present in opposition to the item.

A motion was made by Kruse and seconded by Brown to approve Docket #23/13376 in accordance with the staff report and recommendation.

Vote: Yea: Kruse, Frye, Brown and Bailey. Nay: None. Absent: McCoy.

- G) Communications/Discussion Items: None.
- H) Zoning Administrator Report: McDonough mentioned there would likely be items for the upcoming December 18, 2023 regularly scheduled Board of Adjustment meeting. He asked if Board members would be available for that date or if the meeting needed to be moved to accommodate having a quorum. The Board members present indicated they would be able to attend a meeting on December 18<sup>th</sup>.
- I) Adjournment – A motion was made by Kruse and seconded by Brown to adjourn the meeting.

Vote: Yea: Kruse, Frye, Brown and Bailey. Nay: None. Absent: McCoy.