BOARD OF ADJUSTMENT
MINUTES

Regular Meeting: Tuesday: July 26, 2016

The Regular Meeting of the Board of Adjustment of the City of Fargo, North Dakota, was held in the City Commission Room at City Hall at 9:00 o'clock a.m., Tuesday, July 26, 2016.

The Members present or absent were as follows:

Present: Deb Wendel-Daub, Matthew Boreen, Michael Love, Mark Lundberg, Mike Mitchell

Absent: Russell Ford-Dunker

Chair Wendel-Daub called the meeting to order.

Item 1: Approval of Minutes: Regular Meeting of June 28, 2016

Item 2: Approval of Minutes: Adjourned Regular Meeting of June 30, 2016
Member Lundberg moved the minutes of the June 28, 2016 and June 30, 2016 Board of Adjustment meetings be approved. Second by Member Love. All Members present voted aye and the motion was declared carried.

Item 3: New Business
a) Variance Request – 3068 Thunder Road South: Request for a variance of Section 20-0502 of the Land Development Code. The requested variance is to allow construction of a building that would encroach into the required interior-side setback area within the LI, Limited Industrial zoning district: DENIED
Planner Aaron Nelson presented the staff report and reviewed the criteria used during staff's analysis of the request. Mr. Nelson stated staff is recommending denial as review criteria a and c have not been met.

Applicant Jaron Gustofson, Abodz, spoke on behalf of the application.

Board discussion ensued concerning how this proposal could affect future development of adjoining properties, and other possible options for the applicant that would not require a variance.

Member Lundberg moved the findings of staff be accepted and the variance to allow a building addition to encroach into the required interior-side setback in the LI, Limited Industrial zoning district be denied, on the basis that the review criteria of Section 20-0914.E.1 (a & c) have not been met. Second by Member Love. Upon call of the roll Members Love, Boreen, Lundberg, and Wendel-Daub voted aye.Member Mitchell voted nay. Absent and not voting: Member Ford-Dunker. The motion was declared carried.

Item 4: Other Business

a) Nomination and Election of Officers

- Chairperson

- Vice Chairperson

Member Lundberg moved Deb Wendel-Daub be nominated as the Board of Adjustment Chairperson, and Mike Love be nominated as Vice Chairperson. Second by Member Mitchell. Upon call of the roll Members Mitchell, Boreen, Lundberg, Love, and Wendel-Daub voted aye. Absent and not voting: Member Ford-Dunker. The motion was declared carried.

Item 5: Adjournment:

Member Love moved to adjourn the meeting at 9:37 a.m. Second by Member Boreen. All Members present voted aye and the motion was declared carried.