

**CITY OF SWISHER  
BOARD OF ADJUSTMENTS  
FEBRUARY 15, 2021 MINUTES**

**Board of Adjustments Meeting** was called to order at 7:01 p.m. by Chairperson Eugene Beard at Swisher Library, Swisher, IA on February 15, 2021.

**Board of Adjustments Members Present:** Eugene Beard, Darrell Gear, Ron Riggle, Dean Sturtz.  
Absent: Jerry Wood.

**Also Present:** City Clerk/Finance Officer Tawnia Kakacek, City Attorney Mark Parmenter, and Ryan Velvick. Tracy Griffith, Whitney Velvick, Robin Pudil, and few other people attended by Zoom.

**Agenda and Minutes:** Motion by Sturtz, seconded by Riggle to approve the agenda. Call for vote. All Ayes. Motion carried. Absent: Wood. Motion by Sturtz, seconded by Gear to approve the October 9, 2014 Board of Adjustments Minutes. Call for vote. All ayes. Absent: Wood. Motion carried.

**Citizen's Comments:** None.

**Public Hearing and Variance Request for Shed Location at 200 Maple Street SW:** Chairperson Beard opened public hearing at 7:02 p.m. and read variance request to have shed 2 feet from the main building instead of the required 10 feet from the main building. Ryan Velvick noted he installed the shed to store equipment and couldn't put it anywhere else due to the contour of the land sloping down towards the neighbors back yard. City Attorney Parmenter went over the Board of Adjustment requirements needed for variance approval and Velvick's doesn't meet all the four of the requirements to grant variance. Item # 3 states that the special conditions and circumstances do not result from the actions of the applicant which it does as the shed was already put up before asking variance. It was noted there was confusion on Chapter 155.05 regarding building permit but the issue is it didn't comply with Chapter 165.29 (4). Kakacek noted the City is making corrections to the code regarding the confusion of permits. Board asked if there were other alternatives instead of having a shed, like an addition to the garage, etc. Ryan Velvick noted they would have to remove the shed by a crane. After much discussion, Riggle moved, seconded by Sturtz to grant a variance from the required 10 foot setback to 2 foot setback for shed at 200 Maple Street. Roll call vote. Ayes: None. Nays: Riggle, Gear, Beard, Sturtz. Absent: Wood. Motion failed and variance denied.

**Adjournment at 7:41 p.m.** by Sturtz, seconded by Gear. Call for vote. All Ayes. Motion carried.

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**Tawnia Kakacek, City Clerk/Finance Officer**

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**Eugene Beard, BOA Chairperson**