

November 19, 2001

MINUTES OF MEETING  
BOARD OF ADJUSTMENT OF SARPY COUNTY, NEBRASKA

A meeting of the Board of Adjustment of Sarpy County, Nebraska was convened in open and public session at the call of Chairman Benash at 7:30 P.M. on November 19, 2001 at the Courthouse in Papillion, Nebraska. Present: Gene Benash, Marcia Matthies, Becky Crofoot, Gene Mackey and Sharon Hansen, Alternate, represented Doug Hill. Renee Lansman represented the County Clerk's office and Planning & Building Coordinator Ken Tex was present.

Notice of the meeting was given in advance thereto by publication in the Bellevue Leader on November 7, 2001, a copy of the Proof of Publication is on file in the County Clerk's office. Notice of the meeting was simultaneously given to all members of the Board of Adjustment of Sarpy County, Nebraska. Availability of the agenda was communicated in the published notice and in the notice to members of the Board of Adjustment of this meeting. All proceedings were taken while the convened meeting was open to the attendance of the public.

Roll call attendance was taken.

Matthies moved, seconded by Crofoot, to approve the minutes of the June 4, 2001 meeting as submitted. Ayes: Benash, Crofoot, Matthies, Mackey & Hansen. Nays: None.

David M. And Laura Kracht, 25202 Harrison St., Waterloo, NE 68069-9003, represented by counsel David Ptak, appeared to ask for a special exception to the Zoning Regulation Requirements for the construction of new foundation walls and sill plate to raise the ground floor elevation of this home by approximately 16" (2-course of 8" concrete block).

Ptak presented for record Exhibit 1: Improvement Location Report-Land Survey, Inc.; Exhibit 2: Change of Valuation Notice (2001) and Exhibit 3: A typed legal description of the Kracht's property. A photo copy of a map of 240<sup>th</sup> & Harrison Street and two photos were also presented. Discussion was held regarding this application. Mackey moved, seconded by Hansen, to grant the variance for the construction of new foundation walls and sill plate to raise the ground floor elevation of this home by approximately 16" (2-course of 8" concrete block) based on the fact that it really doesn't affect the flood plain and it would create an undue hardship on Mr. Kracht if we denied this. Ayes: Benash & Mackey. Nays: Matthies, Crofoot and Hansen. **MOTION FAILED.**

Discussion was held on the Sarpy County Board of Adjustment Rules and Regulations. Crofoot moved, seconded by Benash, to adopt the Sarpy County Board of Adjustment Rules and Regulations as amended. Ayes: Benash, Crofoot, Matthies, Mackey & Hansen. Nays: None. A copy will be kept on file in the County Clerk's office.

At 9:05 P.M. Matthies moved, seconded by Crofoot to adjourn. Ayes: Benash, Crofoot, Matthies, Mackey & Hansen. Nays: None.

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ATTEST: Board of Adjustment Secretary

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Gene Benash, Chairman

