

PAYSON CITY
BOARD OF ADJUSTMENT MEETING
Payson City Center, 439 W Utah Avenue, Payson UT 84651
Tuesday, December 11, 2018 5:00 p.m.

CONDUCTING Bob Provstgaard, Chair

BOARD MEMBERS Doni Bufton, Sue Ann Larson, Bob Provstgaard, John Wilson

ABSENT Ray Wilson

STAFF Daniel Jensen, Planner II
Kim E. Holindrake, Deputy Recorder

1. Call to Order

This meeting of the Board of Adjustment of Payson City, Utah, having been properly noticed, was called to order at 5:00 p.m.

2. Roll Call

Four members present.

3. Approval of the minutes from the December 4, 2018, Board of Adjustment Meeting

The Board made grammatical changes to the December 4, 2018 draft minutes and clarified the motion. In the motion, the side setback was clarified to read, *a 25-foot side setback on the north or south opposite the driveway at the homeowner's choice to mitigate the rear setback (west side)* and number 4 to read, *The variance will not substantially affect the general plan because the 25-foot side setback rationalizes the 15-foot rear setback as the driveway approaches from the side.*

Board Member Provstgaard explained setbacks are measured from the foundation of the home. People use the loophole of a cantilever to encroach on the setback. He feels the building official can enforce the decision of a 15-foot side setback and not allow any projections into the 15 feet. The building official can issue a building permit based on the spirit of the decision. The board stated emphatically that there are 24-foot and 25-foot house plans out there.

Daniel Jensen explained that the city code allows projections in to the setbacks. As a mitigation factor, these projections shouldn't apply.

MOTION: Board Member Larson – To approve the minutes as amended. Motion seconded by Board Member Bufton. Those voting yes – Doni Bufton, Sue Ann Larson, Bob Provstgaard, John Wilson. The motion carried.

4. Adjournment

MOTION: Board Member Bufton – To adjourn the meeting. Motion seconded by Board Member Wilson. Those voting yes – Doni Bufton, Sue Ann Larson, Bob Provstgaard, John Wilson. The motion carried.

This meeting adjourned at 5:14 p.m.

Kim E. Holindrake, Deputy City Recorder