

CITY OF HAMBURG, MINNESOTA
RESOLUTION NUMBER 2009-03

*RESOLUTION APPROVING A VARIANCE FOR
A REAR YARD SETBACK FOR A DECK FOR JEFF ARNDT FOR
PROPERTY LOCATED AT 180 JACOB STREET*

WHEREAS, Jeff Arndt is applying for a variance to construct a deck on property located at 180 Jacob Street,

WHEREAS, subpart 4.1 of Section 9 of Chapter 5 – Zoning, Subdivision and Land Use Ordinance requires that there be a rear yard setback of thirty five (35) feet between a structure and the rear lot line within the R-1 Single Family Residence District,

WHEREAS, Jeff Arndt has submitted a request for a rear yard setback variance for a deck from subpart 4.1 of Section 9 of Chapter 5 – Zoning, Subdivision and Land Use Ordinance,

WHEREAS, the requested variance is from the required from thirty five (35) feet rear yard setback to twenty (20) feet on the west side of the existing home, and

WHEREAS, the City Council held a public hearing on April 14, 2009 to consider the requested variance.

THEREFORE, BE IT RESOLVED, that the City Council of Hamburg, Carver County, Minnesota, hereby approves the rear yard setback variance from thirty five (35) feet to twenty (20) feet for the west side of the home to construct a deck upon the finding noted below:

1. That there are no other feasible locations for the deck on the property, and
2. The location of the deck should not affect adjacent properties

THEREFORE, BE IT FURTHER RESOLVED, the approval of the rear yard setback for the deck is subject to the following condition:

1. The deck shall comply with all requirements of the Building Code.

I CERTIFY THAT the above resolution was adopted by the City Council of Hamburg, Carver County, Minnesota this 14th day of April, 2009.

Richard Malz, Mayor

ATTEST:

Jeremy Gruenhagen, City Clerk/Treasurer