

MINUTES
BOARD OF ADJUSTMENT
CITY OF CREVE COEUR
JANUARY 17, 2008

A regular meeting of the Board of Adjustment of the City of Creve Coeur, Missouri was called to order by Chair Earl Schenberg at the Creve Coeur Government Center, 300 North New Ballas Road, at 7:00 p.m. on Thursday, January 17, 2008.

Upon a request for Roll Call, the following members responded:

Mr. Earl Schenberg, Chair
Mr. Ted Brown, Vice Chair
Mrs. Rhonda O'Brien
Mr. John Becker
Mr. Roger Levy

Mr. Brown made a motion, seconded by Mr. Becker, to approve the Minutes of a Regular Meeting of October 18, 2007. With no corrections being heard, the Minutes were approved.

Chair Schenberg outlined the procedures of the Board of Adjustment. He stated that four affirmative votes are required for the granting of a variance.

The Affidavit of Publication was read by Chair Schenberg and marked as an exhibit.

Affidavits of Publication

1. To consider the appeal of Noles Properties for the request to reverse the Creve Coeur Planning and Zoning Commission's approval of Oculus, Inc. Site Development Plan on November 5, 2007.

Chair Schenberg requested all parties who wished to address the Board be sworn in. Whereupon, all parties to be heard were sworn in by Court Reporter Deborah McLaughlin.

(A copy of the transcript is attached and a part of these minutes.)

Chair Schenberg moved that the Board of Adjustment sustain the appeal of Noles Property for the request to reverse the Creve Coeur Planning and Zoning Commission's approval of Oculus, Inc. Site Development Plan dated November 5, 2007. Mr. Brown seconded the motion, with the resultant vote as follows, to wit:

Mr. Becker – nay

Mr. Brown – nay

Chair – nay

Mr. Levy – nay

Ms. O'Brien – nay

The motion to sustain the appeal of Noles Property failed.

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Upon recommendation by the City Attorney, Chair Schenberg moved that the Board instruct the Planning Staff to prepare Finding of Fact and Conclusions of Law consistent with the opinion of this Board in this matter for the execution by the Chairman of the Board and further that the Board instruct Staff to mail the findings to the applicant and all interested parties immediately upon execution by the Chairman. Mr. Becker seconded the motion, which unanimously carried.

Chair Schenberg asked if, due to the lateness of the hour, the appeal of Kamp-Noles, LLC for the property located at 12520 Olive Boulevard could be deferred until next month. All parties were in agreement.

Chair Schenberg moved that the Board of Adjustment meeting of January 17, 2008 come to an end. All members voiced approval, and the meeting adjourned at 9:50 p.m.

Earl Schenberg, Chairman

Attest:

Pat Rosenblatt, Secretary