

A regular meeting of the Building Code Board of Appeals was called to order at 8:35 a.m. on Wednesday, October 7, 1998, by acting chairman, William Need.

PRESENT:           Richard Kessler  
                  William Need  
                  William Nelson  
                  Matt Remus

ABSENT:            Ted Dziurman

**APPROVAL OF MINUTES – September 2, 1998**

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Motion by Nelson  
Supported by Kessler

MOVED, to approve the September 2, 1998 minutes.

Yeas:            4- Kessler, Need, Nelson, Remus  
Absent:         1- Dziurman

MOTION TO APPROVE CARRIED

**ITEM #1            LENDE MOTES, 1825 E WATTLES ROAD, FOR RELIEF OF CHAPTER 83 -  
                      FENCE ORDINANCE.**

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Mr. Kessler explained that the appellant, Lendle Motes, is requesting relief of the 30 inch height restriction for fences located in the front yard, to allow the installation of a 48 inch high non-obscuring fence in the front setback along E. Wattles Road.

Mr. Motes was present and stated that he has already purchased the fence. He showed the Board members a brochure of the fence, stating it was a decorative picket fence. Mr. Motes stated the fence would be constructed parallel to the front yard, inside the sidewalk and there would be no gate across the driveway.

The chairman opened the public hearing. No one wished to be heard and the public hearing was closed.

There was 1 written approval on file.

Motion by Need  
Supported by Kessler

MOVED, to approve the request of Lendle Motes, 1825 E. Wattles, for relief to construct a 48 inch high non-obscuring fence parallel to the front lot.

Yeas:            All 5

MOTION TO APPROVE REQUEST CARRIED

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**ITEM #2      DARREN PLASTOW, 2347 CUMBERLAND, FOR RELIEF OF CHAPTER 83 – FENCE ORDINANCE**

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Mr. Kessler explained that the Building Department withdrew this item from the agenda to scheduled a special meeting and send corrected public hearing notices.

**ITEM #3      JAMES SEITZ, 3891 EASTBOURNE, FOR RELIEF OF CHAPER 83 – FENCE ORDINANCE.**

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Mr. Kessler explained that the appellant, James Seitz, is requesting relief of the 30 inch height restriction for fences located in the front yard to allow the installation of a 6 foot high obscuring fence in the front setback along Binbrooke.

Mr. Seitz was present and stated that the fence had already been installed. He was not aware of a permit requirement or restrictions. The fence has been installed for the safety and security of his children. There is a lot of traffic along Binbrooke. The fence will also block the view of the traffic.

The chairman opened the public hearing.

Don Amalfittano, 3908 Woodman, was present and approved of the variance.

There were no further comments and the public hearing was closed.

There were 3 written approvals and 1 written objection on file.

Motion by Nelson  
Supported by Remus

MOVED, to grant James Seitz, 3891 Eastbourne, a variance, as requested, to construct a 6 foot high obscuring fence within the front setback from Binbrooke.

Yeas:            All 5

MOTION TO APPROVE REQUEST CARRIED

The Building Code Board of Appeals adjourned at 8:55 a.m.

RK/ddb