



## Legislation Details (With Text)

**File #:** ABZA 17-5    **Version:** 1  
**Type:** Appeal-BZA    **Status:** Archived  
**In control:** City Council  
**Final action:** 4/19/2017

**Title:** Public hearing to consider the appeal of Lynn and Val Di Euliis to a decision of Board of Zoning Appeals (BZA) approving a variance request to construct an addition on to the Linwood Monroe Arts elementary school building at 1023 Osceola Avenue.

**Sponsors:** Rebecca Noecker

**Indexes:**

**Code sections:** Sec. 66.231. - Density and dimensional standards table., Sec. 66.232. - Maximum lot coverage.

**Attachments:** 1. 1023 Osceola BZA Application 1 part 1, 2. 1023 Osceola BZA Application 1 part 2, 3. 1023 Osceola BZA Application 2 part 1, 4. 1023 Osceola BZA Application 2 part 2, 5. 1023 Osceola BZA Application 2 part 3, 6. 1023 Staff Report, 7. Osceola Application for Appeal, 8. 1023 Resolution, 9. 1023 Osceola Minutes 1, 10. 1023 Osceola Minutes 3, 11. 1023 Osceola Minutes 4, 12. 1023 Osceola Minutes 2, 13. 1023 Osceola DC Letters and Maps, 14. 1023 Osceola Photos, 15. 1023 Osceola Letters of Support part 1, 16. 1023 Osceola Letters of Support part 2, 17. 1023 Osceola Letters in Opposition part 1, 18. 1023 Osceola Letters in Opposition part 2, 19. 1023 Osceola Letters in Opposition part 3, 20. 1023 Osceola Letters in Opposition part 4, 21. 1023 Osceola Letters in Opposition part 5, 22. 1023 Osceola Letters in Opposition part 6, 23. 1023 Osceola Letters in Opposition part 7, 24. 1023 Osceola Letters in Opposition part 8, 25. 1023 Oseola Collected Public Documentation from BZA Hearing, 26. 1023 Osceola Finding of Fact and Record of Decision EAW, 27. 1023 Osceola Waivers, 28. Emails in Support, 29. O'Kane Email, 30. Gehan let to City Council 4-11-17, 31. Dillon Email, 32. Nonnemacher Email, 33. Written Comment rec'd by Council thru April 12, 34. Linwood letter of support, 35. SHA letter re Linwood Appeal, 36. Val DiEuliis Letter to City Council with Attachment - 4-17-2017, 37. St. Paul Fed of Teachers leter re Linwood, 38. Written comment recd by Council 4-11 thru 4-18, 39. Lynn DiEuliis Email, 40. St. Paul BOE letter

Date	Ver.	Action By	Action	Result
4/19/2017	1	City Council	Denied	Pass

Public hearing to consider the appeal of Lynn and Val Di Euliis to a decision of Board of Zoning Appeals (BZA) approving a variance request to construct an addition on to the Linwood Monroe Arts elementary school building at 1023 Osceola Avenue.

See attached resolution.

On October 3, 2016, an Environmental Assessment Worksheet (EAW) was prepared for the proposed project. On November 9, 2016, the thirty-day public comment period ended for the proposed project. On February 2, the Findings of Fact and Record of Decision was completed and sent to all parties. On February 13, the Board of Zoning Appeals (BZA) duly conducted a public hearing where all persons interested were afforded an opportunity to be heard. However, the BZA laid the matter over because the vote was 3-1 and not enough Board Members present to make the vote final. On February 27, the BZA laid over the matter because the minutes were not complete and accurate enough for the Board Members to vote. On March 13, the BZA approved the request on a 4 -1 vote. The applicant is appealing the BZA's decisions on ground that the decision for approval was not based on facts and inaccuracies.

Does this issue fall within the 60 day rule? Yes

If yes, when does the 60 days expire? April 3, 2017

Has an extension been granted? Yes

If so, to what date? June 2, 2017

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