



Legislation Details (With Text)

**File #:** RLH OA 14- 13      **Version:** 2

**Type:** Resolution LH Other Appeal Type      **Status:** Passed

**In control:** City Council

**Final action:** 8/6/2014

**Title:** Appeal of Elizabeth Sampair to a Denial of an Application for a Fence Variance at 1845 GRAHAM AVENUE.

**Sponsors:** Chris Tolbert

**Indexes:** Fence, Ward - 3

**Code sections:**

**Attachments:** 1. 1845 Graham Ave.appeal.7-16-14, 2. 1845 Graham Ave.Permit Fence Denial.7-11-14, 3. 1845 Graham Ave.Owner Photo on Fence.7-22-14, 4. 1845 Graham Ave.Diagram.7-22-14, 5. 1845 Graham Ave.Sampair Ltr.7-24-14, 6. 1845 Graham Ave.Sampair Revised Ltr.7-30-14

Date	Ver.	Action By	Action	Result
8/11/2014	2	Mayor's Office	Signed	
8/6/2014	2	City Council	Adopted	Pass
7/22/2014	1	Legislative Hearings	Referred	

Appeal of Elizabeth Sampair to a Denial of an Application for a Fence Variance at 1845 GRAHAM AVENUE.

Fence

07/16/2014 Variance Denied by Stephen Ubl  
FENCE PERMIT APPLIED FOR #14-307874. ES

Condition:

NIEGHBOR AGREES THAT DUE TO DECK HEIGHTS OF BOTH PROPERTIES, 8 FT FENCE PREFERRED FOR PRIVACY.

Fences may be up to but not on or over the property line. Fence heights allowed: Front Yard - 4 feet maximum, except for corner lots where an obscuring fence may only be 2 feet high at the corner of the intersection.

Behind the front setback of the house and in the rear yard - 6 feet, 6 inches maximum. Call "GOPHER STATE ONE" @ 651-454-0002 to have utilities located before you dig.

07/16/2014: Denied - Stephen Ubl - Variance request is denied due to the conditions do not reflect any of the three criteria for approval. Owner was addressed to appeal to LHO is so wished.

July 16, 2014

Stephen Ubl

Per Mai Vang, we are waiting on the denial to be provided in STAMP or by Appellant to attach to this appeal. - KF

WHEREAS, in the matter of Appeal of Elizabeth Sampair to a Denial of an Application for a Fence Variance at 1845 GRAHAM AVENUE, the Legislative Hearing Officer has reviewed the appeal and considered the testimony of City staff and the appellant; and

WHEREAS, the Legislative Hearing Officer recommends that the City Council grant an 18-inch variance in fence height (for a total allowed height of 8 feet) for the length of the fence separating the deck areas of this and the adjacent property on the condition that the top 18 inches shall be decorative and more that 33% open; and the balance of the fence shall not exceed 6.5 feet, per SPLC 33.07; Now, Therefore, Be It

RESOLVED, that the Saint Paul City Council hereby accepts and adopts the Legislative Hearing Officer's recommendation in this matter.