

MINUTES OF HOUSING BOARD OF APPEALS

DATE: 17 September 2019

TIME: 4:30 p.m.

PLACE: Housing Conference Room, Historic Federal Building

Chairperson David Young called the meeting to order at 4:30 p.m. following staff assurance of compliance with Iowa Open Meeting Law.

Board Members Present: David Young Mary Gotz Ron White
Christoffer Lammer-Heindel

Housing Staff Present: Ben Pothoff Tim Griebel Tami Ernster
Madeline Haverland

Public Present: Craig Beytien Kristine Beytien Aiman Al-Qady

Review and Certification of Minutes of 16 June 2019 Housing Board of Appeals Meeting

Christoffer Lammer-Heindel motioned to approve the minutes. David Young seconded. Motion passed 4-0.

Correspondence/Public Input

Craig and Kristina Beytien own the property at 1838 Central. They are concerned about the derelict building next to theirs. They believe there should be tougher enforcement and more severe fines to get some property owners to properly upgrade their properties.

Consent Agenda

The consent agenda items are considered to be routine and non-controversial and all consent items will be normally voted upon in a single motion without any separate discussion on a particular item.

The following property owners have requested an extension of time to complete repairs. The Housing and Community Development staff concurs with the extension of time requested and respectfully requests Housing Appeals Board approval.

Willis Schmitt, owner of 2815 Central Avenue, is requesting an extension of time to May 1, 2020.

ALL DEFICIENCIES AND MOTIONS ARE IN ACCORDANCE WITH THE DUBUQUE HOUSING CODE UNLESS OTHERWISE STATED. EXTENSIONS OF TIME ARE GRANTED IN ACCORDANCE WITH TITLE 6 SECTION 6-9F(1) AND VARIANCES ARE GRANTED IN ACCORDANCE WITH TITLE 6 SECTION 6-9F(2).

Christoffer Lammer-Heindel motioned to approve the consent agenda. Mary Gotz seconded. Motion passed 4-0.

Old Business

Ben Pothoff updated the disposition of past appeals.

Ben Pothoff updated the priority category inspections.

New Business

CASE #1

Property Investments Group, owner of 2134-44 Central and 2135-45 White, is requesting a variance on clearances from counter fronts and appliances or counter fronts and walls.

Mr. Al-Qady reviewed his property with the Board and indicated that none of the clearances affected safety in the unit. All refrigerators opened to a dead-end wall. Ben explained to the Board that the clearances of 36 inches or less were in violation of the IPMC. Ron White moved that the intent and spirit of the code was not interpreted appropriately in this case and that the variance be approved. Dave Young seconded. Motion passed 3-1.

Review updated appeal request form. The Board was provided a copy of a draft appeal request form. The Board was asked to review for discussion and approval at the next meeting.

Review proposed changes to IPMC and related ordinance for adoption in 2019. The changes were certified by City Council.

Information Sharing

Mr. Al-Qady noted that he took issue with the facts provided in the priority category update.

Adjournment

Christoffer Lammer-Heindel moved to adjourn the meeting. David Young seconded. Motion passed 4-0. The meeting was adjourned at 5:20 p.m.

Minutes prepared by:



Tami Ernster
Permit Clerk

Respectfully submitted:



Ben Pothoff
Rental Licensing and Inspection Supervisor