

**BOARD OF ZONING APPEALS  
MEETING**

**June 24, 2020**

The regular monthly meeting of the Oregon Board of Zoning Appeals was called to order in the Oregon Municipal building by Chairman Mike Rowe. Other members present included David Golis, Ron Vuketich and Bill Reed. Member David Andrus was absent. Also present were Inspector Mark P. Kelly and Acting Secretary Alex Schultz.

The meeting was called to order at 5:10 p.m.

Mr. Vuketich moved to accept the May 27, 2020 regular meeting minutes as submitted. Seconded by Mr. Golis. All members were in favor.

Chairman Rowe informed the applicants they are a Board of five members, and they would need (3) yes votes or more for their waiver to be approved. Since there were only four members present, they had the option of having their variances heard tonight or postponing until next month's meeting. Both applicants chose to proceed.

The following items were on the agenda:

W-1640-20 Waiver of Ord. 182-2006; Section 1155.01(c) relating to accessory structures. The location is 1322 Towers Road. The applicant/owner is Richard Cutcher.

Richard Cutcher said he had his house built 27 years ago. He had a shed and a deck installed, which took up a space that was 16 feet by 27 feet. The shed and deck were bad, so he removed them and wants to install a 12 foot by 16 foot shed in place of what he tore down.

Chairman Rowe asked if there were any questions from the Board.

Mr. Vuketich stated the site plan appears to show the shed 12 inches off the property line and questioned how far off the property line the new shed is going to be.

Mr. Cutcher replied it will be three foot off the property line.

Mr. Vuketich asked how what the distance was going to be from the existing house.

Mr. Cutcher responded it will be 18 foot from the house.

Chairman Rowe asked if there were any other questions from the Board or if there was anyone else there to speak for or against the matter. There were none.

Mr. Vuketich made a motion to approve W-1640-20. Seconded by Mr. Golis. Mr. Vuketich, Mr. Golis, Mr. Reed and Chairman Rowe voted yes. Variance was granted by a vote of 4-0.

W-1644-20 Waiver of Ord. 182-2006; Section 1155.04(7)(A) relating to private swimming pools. The location is 1550 Jacobs Rd. The applicant/owner is Ryan Toneff.

Ryan Toneff stated he built his new house and moved in the end of July. He installs one-piece fiberglass pools and inground hot tubs for a living. One of the ideas behind the overhang area when he built the house was to put in an inground hot tub, which he did, putting it 60 inches off the house. Upon final inspection it was found not to be 36 inches out of the ground as required by code, which is more set up for self-contained above ground hot tubs and not an inground version of it. The hot tub is 7.5 feet by 7.5 feet square and has a hard cover that goes over top of it. It is fully lit at night with LED lighting on the inside and he is finishing up the fencing going around it right now.

Mr. Kelly clarified that the code currently requires hot tubs that are not 36 inches high to be located 10 feet from the house.

Chairman Rowe stated he is of the understanding that the 10 foot rule was put in place to prevent someone from jumping off the roof into a pool, which would not pertain in this case as the roof is over the hot tub.

Chairman Rowe asked if there were any other questions from the Board or if anyone wished to speak for or against the matter. There were none.

Mr. Golis made a motion to approve W-1644-20. Seconded by Mr. Vuketich. Mr. Golis, Mr. Vuketich, Mr. Reed and Chairman Rowe voted yes. Variance was granted by a vote of 4-0.

W-1646-20 Waiver of Ord. 182-2005; Section 1155.01(c) relating to accessory buildings. The location is 5049 Merlot. The applicants/owners are Joel & Tammie Tegtmeier.

This item was postponed to the July 22, 2020 meeting.

With no further business the meeting adjourned at 5:17 p.m.

Alex Schultz,  
Acting Secretary