



SPECIAL COUNCIL MEETING & PUBLIC HEARINGS

MONDAY, MARCH 20TH, 2023 @ 6:00 p.m.

699 Lakeshore Ave, Dover, ID 83825

MINUTES

Present: Mayor Eskridge and Councilors, Glass, Hoffman, Parkin, and Bledsoe. Staff Clerks-Hutchings and Humrich, Auditor-Laurie, Planners-Marley and Vogel.

Others present: see attached Zoom attendance and public attendance reports

CALL MEETING TO ORDER – Mayor Eskridge called the meeting to order at 6:00 p.m., Councilor Parkin led pledge of allegiance. Roll call for attendance was made.

I. BUSINESS ITEMS

1) Draft Audit Fiscal Year Ended September 30, 2022 – **Parkin motioned** council accept the draft audit as presented, **2nd by Bledsoe**. Vote: Glass-Aye; Bledsoe-Aye; Hoffman-Aye; Parkin-Aye.

2) Audit Representation Letter - **Parkin motioned** council acknowledge the representation letter as provided by Anderson Bros. CPAs and authorize the Treasurer and Mayor to sign, **2nd by Glass**. Vote: Bledsoe-Aye; Hoffman-Aye; Parkin-Aye; Glass-Aye

3) Final Pay Application – Strider Construction, Inc. – Raw Water Intake Project - **Parkin motioned** council authorize Mayor to sign the Application for Payment No. 2 in the amount of \$78,347.00 after all lien releases have been received from all suppliers and subcontractors on this project, **2nd by Hoffman**. Vote: Hoffman-Aye; Parkin-Aye; Glass-Aye; Bledsoe-Aye

4) Minutes: March 9, 2023 regular council meeting - **Bledsoe motioned** council approve the draft minutes with typo correction as noted, **2nd by Parkin**. All in favor.

5) Alcohol Catering Permit – Eichardt’s for Kaniksu Land Trust @ Pine St. Woods – It was noted the application was very last minute. Council agreed to consider tonight agreeing that future applications must be made within the appropriate timelines. Direction given to staff to communicate with known entities reiterating city policies. **Parkin motioned** council approve permit #CP005-23 as presented for Eichardt’s to serve at KLT event, **2nd by Glass**. Vote: Parkin-Aye; Glass-Aye; Bledsoe-Aye; Hoffman-Aye

II. PUBLIC HEARING

1) File # VAR05-23, Variance, Hans & Jessica Steidl – Mayor opened public hearing at 6:12 p.m. Council disclosures: Hoffman knows both property owners personally, will have no impact on his decision. Bledsoe knows one of the property owners, she can make an objective decision. Planner presentation began with Marley’s detailed review of the decision-making worksheet tool provided to council.

6:15 p.m. Planner Vogel began slide presentation followed by discussion between council and planners regarding existing structure on parcel, stormwater and erosion, defensible area for fire department.

6:40 p.m. Applicant Jessica Steidl presented her application to council. She spoke about the previous improvements to the property maintaining ditches along roadway including installing culverts, installing a 2,500 gallon water tank for fire suppression. Explained hardship was due to rock on west side of existing shop. Confirmed new building would be for storage of recreational vehicles.

6:58 p.m. Mayor confirmed no public comments were received nor were any present to make comment in person. Public hearing was closed, council began deliberations.

a.) Deliberation and Decision - File # VAR05-23, Variance, Hans & Jessica Steidl – Bledsoe referred to importance of protecting private property rights, understands application to be based on desire vs. hardship. Code requirements should be fair and consistent using guidelines and applying criteria equally. Parkin did not see hardship proven. No evidence provided to show cost increase being prohibitive. Referred to “E” of the worksheet and feels is in conflict with public interest with storage being so near roadway. Hoffman determined all items on worksheet had been satisfied and would approve application. Glass agreed with Bledsoe’s comments and feels application is one of convenience which doesn’t meet the worksheet requirements. **Parkin**

Respectfully submitted, Michele Hutchings - Clerk

IV.3

motioned to deny the variance, File #VAR05-23 for a 10-foot front yard setback, where 25 feet is required by city code, finding that it is not in accord with the general and specific standards of the City of Dover because Sections 12-8-3 A, B, and E of the Dover City Code had not been satisfied and there is a lack of evidence of hardship. He further moved to adopt the following reasoned statements.

1. The proposal was reviewed for compliance with the Dover City Code Section 12-8-3, Standards for Variance Review. The proposal IS **NOT** in accord with the applicable standards, based upon the evidence of record enumerated in the findings in the staff report and based upon the specific conclusions as follows:

a. Special conditions and circumstances exist that are peculiar to the land, structures, or buildings in the same district. **FAILS**

b. A literal interpretation of the provisions of this title deprives the applicant of rights commonly enjoyed by other properties in the same district under the terms of Dover's zoning regulations. **FAILS**

c. Special conditions and circumstances do not result from actions of the applicant.

d. Granting the variance will not confer on the applicant any special privilege that is denied by Dover zoning regulations to other lands, structures, or buildings in the same district.

e. Granting the variance is not in conflict with the public interest. **FAILS**

2nd by Glass. Vote: Glass-Aye; Bledsoe-Aye; Parkin-Aye; Hoffman-Nay. Planner Marley will provide decision letter for Mayor's signature and submission to applicant.

2) Proposed Resolution for Amendments to Fee Schedule - Mayor opened public hearing at 7:24 p.m. Mayor confirmed no public comments were received nor were any present to make comment in person. Public hearing was closed, council began deliberations.

a.) Deliberation and Decision – Proposed Resolution for Fee Schedule – Parkin acknowledged fee schedule had been fine-tuned as per council requests and reviewed more than once at prior council meetings, feels ready for adoption. **Parkin motioned** council approve Resolution No. 192 a resolution of the City of Dover, a municipal corporation of Idaho, amending the Dover Fee Schedule relating to engineering and development, subdivisions and plats, administrative, and Dover sewer and water, **2nd by Glass.** Vote: Glass-Aye; Bledsoe-Aye; Hoffman-Aye; Parkin-Aye

III. ADJOURNMENT **Glass motioned** Council adjourn at 7:22pm, **2nd by Hoffman.** All in favor.