

**RESOLUTION NO. 1863**

**A RESOLUTION OF THE GOLDEN CITY COUNCIL REVERSING  
THE DECISION OF THE DIRECTOR OF PLANNING AND  
DEVELOPMENT AND APPROVING A SETBACK VARIANCE AT  
1011 20<sup>TH</sup> STREET**

WHEREAS, Todd and Brenda Bergstrom have applied for a variance from the requirements of the Golden Municipal Code for property located at 1011 20<sup>th</sup> Street; and

WHEREAS, the Director of Planning and Development rendered a decision denying the requested setback variance for 1011 20<sup>th</sup> Street for lack of sufficient evidence pertaining to the property owner's hardship in meeting the requirements of Section 18.12.030(2) of the Golden Municipal Code; and

WHEREAS, pursuant to Section 18.12.040 of the Golden Municipal Code, and appeal of the Director of Planning and Development's action has been filed by Todd and Brenda Bergstrom; and

WHEREAS, City Council has reviewed the record as certified to them by the Department of Planning and Development.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. City Council finds that the variance request complies with the criteria in Chapter 18.12.030 of the Golden Municipal Code pertaining to a hardship in complying with the current code (said hardship being related to the location of the structure on the lot and the desire to construct an enclosed entry structure to facilitate entry of disabled persons into the home creating a hardship in meeting the front setback)

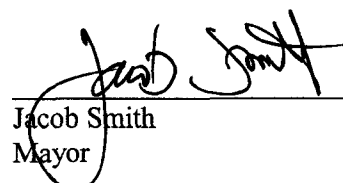
Section 2. City Council finds that such relief may be granted without substantial detriment to public good, without altering the essential character of the neighborhood, and without substantially impairing the intent and purpose of the zoning title or the growth plan of the city.

Section 3. On the basis of these findings, City Council reverses the decision of the Director of Planning and Development and approves the requested variance to allow a porch at 1011 20<sup>th</sup> Street encroaching two (2) feet into the required fifteen (15) foot front setback from 20<sup>th</sup> Street, subject to the following conditions:

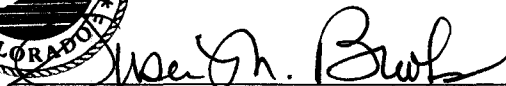
- a. Construction in conformance with the plot plan submitted as part of the application.

The variance will expire at the end of 180 days from the date of approval if a building permit for the proposed addition and building renovation has not been issued during that time, or an extension has not been granted by City Council.


Adopted this 12th day of June, 2008.

  
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Jacob Smith  
Mayor



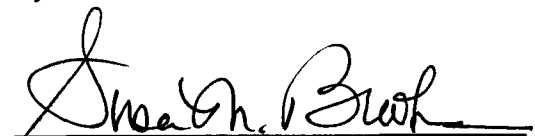
  
Susan M. Brooks, MMC  
City Clerk

Approved as to form:

  
David S. Williamson  
City Attorney

I, Susan M. Brooks, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing is a true copy of a certain Resolution adopted by the City Council of the City of Golden, Colorado at a rescheduled regular business meeting thereof held on the 12th day of June, A.D., 2008.



ATTEST:   
Susan M. Brooks, City Clerk of the City of  
Golden, Colorado