

RESOLUTION NO. 1947

**A RESOLUTION OF THE GOLDEN CITY COUNCIL PERTAINING TO
A FRONT SETBACK VARIANCE FOR A PROPOSED CARPORT AT
722 IOWA STREET**

WHEREAS, Whitney Painter and Bart Sheldrake, owners of 722 Iowa Street have requested approval for construction of an accessory structure that would lie within the required front setback; and

WHEREAS, proper notice of the required public hearing has been accomplished according to law, including posting on the subject property, publication in the local newspaper, as well as the necessary letters to all owners of real property within 300 feet of the property; and

WHEREAS, a special hearing regarding the variance request has been held at a public meeting of the Golden City Council on January 22, 2009.

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


Section 1: City Council finds that the variance request, to permit construction of a freestanding carport at 722 Iowa Street encroaching ten (10) feet into the required fifteen (15) foot front setback from Iowa Street, 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 lot depth, minimal lot area, and limited solar access availability conditions of the lot.

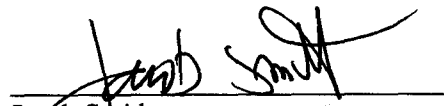
Section 2. City Council finds that such relief may be granted without substantial detriment to public good, without altering the essential character of the neighborhood, and without substantially impairing the intent and purpose of this zoning title or the growth plan of the city.

Section 3. On the basis of these findings, City Council hereby approves the variance for 722 Iowa Street, subject to the condition that the variance will terminate on February 1, 2010 if a building permit for construction of the freestanding carport has not been issued by the Chief Building Official of the City of Golden, and further subject to the condition that the freestanding carport be relocated out of the front setback area within 180 days of any removal of the existing coniferous trees located in the front yard area of 722 Iowa Street.

Adopted this 22nd day of January, 2009.




Susan M. Brooks, MMC
City Clerk


Jacob Smith
Mayor

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 22nd day of January, A.D., 2009.



ATTEST:



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