

STATE OF TEXAS  
 COUNTIES OF POTTER & RANDALL  
 CITY OF AMARILLO

MINUTES

On June 11, 2020, the Zoning Board of Adjustments met at 4:30 p.m. for a Regular meeting via Zoom video conference.

VOTING MEMBERS	PRESENT	NO. MEETINGS HELD SINCE APPOINTMENT	NO. OF MEETINGS ATTENDED
Craig Davis	Yes	28	25
Chris Rhynehart	Yes	28	24
Cory Mathis	Yes	9	9
Paul French	Yes	9	8
Claudia Stuart	Yes	21	18
<b>ALTERNATE MEMBERS</b>			
Jackie Payne	Yes	21	13
Matthew Tavern	No	21	6
Alpesh Patel	No	13	2
Johnnie O'Dell	No	9	1
Mildred Darton	No	9	0

Also in attendance were:

Ismael "Izzy" Rivera Jr.  
 Johnny Scholl  
 Leslie Schmidt  
 Shayla Junell  
 Michael Fogiel

BUILDING OFFICIAL, CITY OF AMARILLO  
 DEPUTY BUILDING OFFICIAL, CITY OF AMARILLO  
 SENIOR ASSISTANT CITY ATTORNEY, CITY OF AMARILLO  
 INTERIM ADMINISTRATIVE SPECIALIST, CITY OF AMARILLO  
 APPLICANT

Mr. Craig Davis called the Zoning Board of Adjustments to order at 4:38 p.m., recited the procedural rules.

**Item 1:** Approval of the minutes from Regular Meeting held on May 14, 2020. Motion was made by Mr. Chris Rhynehart to approve the minutes, seconded by Ms. Claudia Stuart. The minutes were unanimously approved.

**Item 2: Consider Variance V-05-20**

Location: 300 N Bowyer St  
 Legal Description: Lot Block 0127, Original Town of Amarillo  
 Property Owner: Michael Fogiel  
 Applicant: Michael Fogiel  
 Variance Requested: Reduction of side yard setback from 10 feet to 2 feet.

Mr. Michael Fogiel, applicant, stated the variance he is requesting is a side yard reduction to construct a residence on the property. Mr. Craig Davis then asked for the City's response and comments. Mr. Johnny

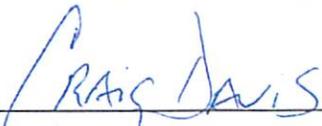
Scholl stated that the City agrees that Mr. Fogiel can build up to the same distance as the property to the East. Mr. Davis then asked the applicant if the side yard setback request is on the street side. Mr. Fogiel stated that it was on the Third street side of the property. Mr. Scholl stated that the City measured the property to the East and the distance is 23' 6" from the back of curb. Mr. Craig Davis asked if the City sent out notifications. Mr. Scholl replied that 14 notices were sent out and 5 were returned; 3 in support, 2 opposing. Mr. Davis then asked the reason for opposition. Mr. Scholl stated that the neighbors were concerned about being too close to the property lines. Mr. Craig Davis asked if there was an easement. Mr. Scholl stated there was a 20' easement. Mr. Chris Rhynehart stated that the building to the East was already at a 2' setback then. Mr. Scholl stated yes, it was as when the City measured, it was at 23' 6". Mr. Craig Davis asked Mr. Fogiel what he intended on building there. Mr. Fogiel stated he would be building a metal shop for some of his vehicles. Mr. Davis asked if zoning allowed for that use; in which Mr. Scholl replied no, he didn't believe it did. Mr. Fogiel then stated that there would be an apartment with a full bedroom, bath, kitchen and large garage. Mr. Davis then asked the City if a barndominium was allowed in that zone. Mr. Johnny Scholl stated that zoning would have to be checked on that. Mr. Craig Davis asked Mr. Fogiel if the plans had been approved yet. Mr. Fogiel stated he was waiting for the variance to be approved then he will have an architect draw up the plans to submit. Mr. Davis stated the plans would still have to go thru Planning and plan review process, at which zoning would be checked at that time. Mr. Craig Davis asked the Board if they had any questions. Mr. Paul French asked if it was Mr. Fogiels intent to live in the property. Mr. Fogiel responded that he would be living there at least half of the year while his other residence is being remodeled. Mr. Chris Rhynehart made the motion to approve this variance; the motion was seconded by Mr. Paul French. The variance was unanimously approved 6:0.

**Item 4:** Public Forum

There was no public forum.

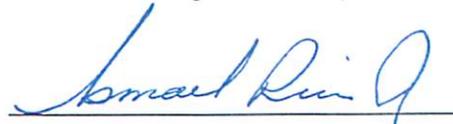
**Item 5:** Adjournment

There being no further business, Chairman Mr. Craig Davis called for a motion to adjourn. Ms. Claudia Stuart made a motion to adjourn; the motion was seconded by Mr. Cory Mathis. The motion passed and meeting adjourned at 4:51 p.m. This meeting was recorded and all comments are on file with the Department of Building Safety.



Craig Davis

Chairman, Zoning Board of Adjustments



Ismael "Izzy" Rivera Jr.

Building Official