Landmarks Heritage Preservation Commission

MINUTES

Wednesday, April 8, 2015

Public Meeting:
1:30 PM, Room 1210 – 12th Floor
Omaha/Douglas Civic Center
1819 Farnam Street

Landmarks Heritage Preservation Commission Members: Eduardo Santamaria – Chair, George Killian – Vice Chair, John Hargiss, Carrie Meyer, Regan Pence, Scott Dobbe, Kathryn Aultz, and Joan Fogarty.

Certification of Publication: Omaha Preservation Administrator certifies publication in the Daily Record, the official newspaper of the City of Omaha, on Thursday, April 30, 2015 notice re: Landmarks Heritage Preservation Commission meeting, April 8, 2015.

Members Present:
Eduardo Santamaria, Chair
George Killian, Vice-Chair
Kathryn Aultz
Scott Dobbe
Joan Fogarty
John Hargiss
Carrie Meyer
Regan Pence

Members Not Present:
None

Others Present:
Jed Moulton, Urban Design & Preservation Manager
Trina Westman, City Planner
Jennifer Taylor, City Law
Clinette Warren, Recording Secretary

Mr. Santamaria, Chairperson, called the meeting to order at 1:30 pm, introduced the Commission members and staff. He explained the procedures for hearing the cases. Roll call was taken with eight members present.

Jed Moulton stated that there were visitors from Iowa State University in attendance who wanted to ask questions of the Commission after the meeting.

Approval of Minutes:
Mr. Pence moved to APPROVE the minutes for the January 14, 2015 meeting. Ms. Aultz seconded the motion.

AYES: Aultz, Dobbe, Fogarty, Killian, Hargiss, Meyer, Pence, Santamaria

MOTION CARRIED: 8-0
Certificate of Approval:

CASE NUMBER: H3-14-10  
PRESENTED BY: David Kerr, Proprietor, The Tavern  
NAME: The Tavern  
LOCATION: 514 S 10 Street  
REQUEST: Request to Review the Status of the Certificate of Approval for the Outdoor Seating and Enclosure

At the Landmarks Heritage Preservation Commission meeting held on Wednesday, May 13, 2015, the applicant did not appear before the Commission.

Mr. Moulton stated that on March 10, 2015, the temporary Certificate of Approval that was granted to the applicant had lapsed. A letter was mailed which stated that the matter would be brought before the commission. The applicant requested an additional 30 days so that he could attend the meeting. Mr. Moulton recalled that the temporary certificate was granted contingent upon the redesign of the outdoor booth seating, which had been built without permission. He added that the Planning Department continued to recommend denial of the design since it was unprecedented in the Old Market. He stated that the Commission could deny the request or grant a 30-day layover.

Mr. Santamaria noted that there was some communication between the applicant and Mr. Moulton. In February 2015 the applicant requested that a member of the commission visit the site to look at the seating. Mr. Santamaria visited the site on two separate occasions and advised the applicant that an alternative to what was in place was required. Mr. Santamaria was told that changes would be made but none were done that could be presented to the commission. He stated that the seating was already showing signs of deterioration and that any changes made to the seating would affect the applicant financially. The applicant had not submitted any new suggestions as to how they could change the seating.

Mr. Moulton explained that any use of public streets in the downtown area requires a lease from the City that has been approved by the Public Works and Planning Departments. He stated that if the type of seating that had been installed by the applicant was proposed in any area, it would not have been approved. The City was contemplating revoking the lease but preferred to give the applicant the opportunity to redesign the space.

Ms. Fogarty stated that she had visited the site and felt that the seating was inconsistent with other seating in the Old Market. She felt that the Certificate of Approval should be denied. She was also concerned about the precedent that would be set in the Old Market if the seating was allowed.

Mr. Santamaria inquired as to whether the commission would consider extending more time to the applicant. Many of the members agreed that the temporary six month approval was sufficient for the applicant to have come up with another solution.

In response to Mr. Killian, Mr. Moulton stated that the applicant could remove the current seating and replace it with what was there previously. There was some discussion on what steps would be taken if the lease was revoked.
Mr. Killian moved to DENY the request for a Certificate of Approval for the Outdoor Seating and Enclosure. Ms. Fogarty seconded the motion.

AYES: Aultz, Dobbe, Fogarty, Killian, Hargiss, Meyer, Pence, Santamaria

MOTION CARRIED: 8-0

Mr. Moulton stated that he would be sending a letter to the applicant detailing the Commission’s decision.
RESOLUTION:

CASE NUMBER: N/A  NAME: FY2015 CLG Grant Proposal
PRESENTED BY: LOCATION: N/A
Jed Moulton_Omaha Planning REQUEST: Resolution of the Nebraska Certified
Local Government (Omaha) Funding
Request and Application for the Fiscal
Year 2015-2016

At the Landmarks Heritage Preservation Commission meeting held on Wednesday, April 8, 2015, Jed Moulton appeared before the Commission.

Mr. Moulton stated that funds were being requested primarily for two additional reconnaissance surveys which would include the North Omaha area. The last survey for that area was performed in 1984 and was not done according to current standards. Other areas east of 16th Street would also be included in the survey. An intensive level city-wide survey will also be performed that will include post-war professional architecture from 1940 through 1965. There was some discussion as to how the information collected from those surveys could be used and the selection process for the firms that would perform the surveys.

Ms. Fogarty moved to APPROVE the Funding Request and Application for the Fiscal Year 2015-2016. Mr. Killian seconded the motion.

AYES: Aultz, Dobbe, Fogarty, Killian, Hargiss, Meyer, Pence, Santamaria

MOTION CARRIED: 8-0

Adjournment:

It was the consensus of the Board to ADJOURN the meeting at 2:04 p.m.