Minutes
Administrative Board of Appeals
November 28, 2011

MEMBERS PRESENT: Ann O’Connor, Chair
David Levy, Vice Chair
Jose Lopez
Jim Weaver
Bode Labode

MEMBERS ABSENT: Steve Simmonds, Alternate
Jama Samiev, Alternate

OTHERS PRESENT: RoseMarie Lee, Law Department
Kevin Denker, Planning Department
Debbie Hightower, Recording Secretary

I. Roll Call

Ms. O’Connor called the meeting to order at 1:00 pm.

Mr. Denker asked that the board receive as Exhibit 1 in each of this meeting’s cases the contents of the City's file on each case.

Ms. O’Connor acknowledged the contents of the City's file as Exhibit 1 in each case.

II. Cases

11-10-069
Appeal Omaha Police Department notice of nuisance at 5126 South 45th Street: Greg M. Waszgis, 5126 South 45th Street  68117

Greg M. Waszgis did not appear before the board.

Officer William Shaw, Omaha Police Department, stated that Mr. Waszgis obtained a wheel tax sticker but the sticker can only be used for one vehicle.

Mr. Levy made a motion to deny the appeal.  Seconded by Mr. Labode.

AYES:  Levy, Weaver, Lopez, Labode, O’Connor

Motion carried 5-0.  Appeal denied.

11-11-071
Appeal Omaha Police Department notice of nuisance at 14032 Pierce Street: Roger L. Bothwell, 14032 Pierce Street  68144

Roger L. Bothwell did not appear before the board.

Officer Casey Shannon, Omaha Police Department, stated that the Bothwell’s have a long history of not plating their vehicles and their yard has been littered with pallets.

Mr. Denker indicated that upon inspection, the VIN number of the red truck has been covered up and the license plate on the truck is fictitious.

Mr. Weaver made a motion to deny the appeal.  Seconded by Mr. Lopez.

AYES:  Weaver, Lopez, Labode, Levy, O’Connor
Motion carried 5-0. Appeal denied.

11-11-072
Appeal Omaha Police Department notice of nuisance at 3009 South 20th Street: Brian Hutfless, 3009 South 20th Street 68108

Brian Hutfless did not appear before the board.

Officer William Shaw, Omaha Police Department, stated that the Notice of Nuisance was issued because of numerous cars parked on the property.

Kenton Duncan, Code Enforcement, City of Omaha, stated that the vehicles are still present along with other auto body parts being stored on the property.

Mr. Levy made a motion to deny the appeal. Seconded by Mr. Weaver.

AYES: Lopez, Labode, Levy, Weaver, O’Connor

Motion carried 5-0. Appeal denied.

11-11-073
Appeal Omaha Police Department notice of nuisance at 3407 North 42nd Street: Marsha A. Cabbell, 3407 North 42nd Street 68111

Marsha A. Cabbell appeared before the board. Ms. Cabbell submitted photos of her property (Exhibit 2) indicating that she cannot park in the rear of her property because of a major incline. She stated that she attempted to obtain a permit for a driveway extension but was denied a permit without a survey.

Kenton Duncan, Code Enforcement, City of Omaha, stated that the vehicle is still parked on the grass (Exhibit 3). He stated that Ms. Cabbell requested more time for a driveway extension.

Mr. Labode questioned why one of the cars could not be parked on the street. Ms. Cabbell answered that 42nd Street is very busy and cars have been sideswiped in the past.

Mr. Denker indicated that a set of plans or a drawing is required to obtain a permit for the driveway. Ms. Cabbell submitted a sketch of the proposed driveway (Exhibit 4).

Mr. Levy made a motion to deny the appeal with 30 days to comply. Seconded by Mr. Labode.

AYES: Labode, Levy, Weaver, Lopez, O’Connor

Motion carried 5-0. Appeal denied with 30 days to comply.

III. Approval of Minutes from October 31, 2011

Motion to approve the minutes from the October 31, 2011 meeting by Mr. Weaver. Seconded by Mr. Lopez.

AYES: Levy, Weaver, Lopez, Labode, O’Connor

Motion carried 5-0.
IV. Adjournment

It was the consensus of the board to adjourn the meeting.

Debbie Hightower, Planning Department
Recording Secretary

Visit the Planning Department’s Site on the Internet at http://co.douglas.ne.us/omaha/planning/boards/administrative-board-of-appeals