WEBER COUNTY BOARD OF ADJUSTMENT

NOTICE OF DECISION

Name: David Hayes Date: September 8, 2011

 2260 Temple Drive

 Winter Park, Fl. 32789

Case Number: BOA 2011-05

 You are hereby notified that your request for a special exception for access other than across the front lot line on Old Snowbasin Road, was heard by the Weber County Board of Adjustment in a public hearing held on September 8, 2011, after due notice to the general public and specifically to adjacent property owners.

 The Board of Adjustment considered your request, relative to the merit, circumstances, and conditions affecting your property and hereby renders the following decision:

 [ ] Denied

 [ ] Tabled

**[X] Granted Subject to:**

1. The requirements of the Weber County Engineer
2. The requirements of the Weber Fire District
3. The requirements of the Weber County Subdivision Ordinance
4. The requirements of the Weber County Zoning Ordinance Chapter 29-3.11

Basis for decision:

The Board of Adjustment approved BOA 2011-05 based upon finding that the request met the special exception criteria as described in the staff report and as required by County Ordinance.

**MOTION:** Celeste Canning moved that BOA2011-05 be approved to allow access from other than across the front lot line, because of all the special circumstances attached to this property. All of which have to do with topography and some of which have to do with safety requirements. The motion is conditioned upon to supply a copy of the recorded easement to the planning staff and an actual grade of the driveway, not the slope as you’re coming in, but the finished driveway being 15% or less. Deone Smith seconded the motion. A vote was taken and Chair Heffernan indicated the motion was approved with all members present voting aye. Motion Carried (5-0)

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 The approval of a Board of Adjustment Case is issued to the owner of the land as signed on the application and is valid for a period of time not longer than 18 months from the date of the Board decision or until an ordinance amendment changes the conditions upon which the decision was made. The issuance of a building permit for development stated in the Board of Adjustment case application constitutes full use of the variance or other benefit applied for.