

TO WHOM IT MAY CONCERN:

Notice is hereby given that the Board of Adjustment appointed under the terms of Title 18 of the Municipal Code of the City of Clear Lake, Iowa will conduct a public hearing on appeals or petitions taken to said Board from the decision of the Administration Officer on the 20th day of July, 2010, at 5:30 p.m. in the Council Chambers of the City of Clear Lake, Clear Lake, Iowa, at which time and place the Board will review:

Jeff and Cynthia Whitehurst, 1501 2nd Avenue N, Clear Lake, IA, request permission to construct a detached garage and driveway. **PERMISSION DENIED:** The Clear Lake Code of Ordinances 165.39 Requirements and Exceptions for Established Setbacks. Proposed construction will not meet requirements or exceptions.

A Conditional Use may be granted by the Board of Adjustment modifying yard requirements when the owner or lawful occupant of property demonstrates that such person's situation is peculiar to the property in question, that there is practical difficulty in complying with the dimensional requirements of this chapter, and the conditions of Section 165.52(5) can be met.

All interested persons may appear at said time and place to present any written or oral comments concerning the granting of the aforementioned appeal by the Board of Adjustment. A failure to make such objections and/or comments shall be a waiver of any person's rights to make them at a later time.

At said hearing the Board of Adjustment may decide the foregoing appeal or may defer a decision until a later time without further notice.

S/Tina Cullinan, Chairman