

Minutes of a Board of Adjustments hearing held on November 22, 1980, 6:00 a.m. at 68 East Main, Santaquin, Utah. Applicant: Kim Beaver, case # 0019.

Present were Kim Beaver, Don Beaver, Fred Openshaw, Fred Tasker and Micheal Christensen with Ramona Rosenlund acting as secretary.

Meeting was called to order by Chairman Fred Openshaw at 6:00 a.m. Mrs. Beaver was asked to present her appeal, which she did by saying she has a beauty shop in her home and since she is pregnant, she will need someone to help during the coming holidays and for a few months after her baby is born. She feels if she does not have someone to help she will lose some of her customers and she does not want them to go somewhere else. She stated she does not want to expand her business any more than it is now. Also, some of her neighbors have shown concern about the possibility of this making the zone in which they live "commercial" and thought the city would change the zone from residential. She stated the help will only be full time during vacations, etc., and not steady full time.


None of the neighbors involved appeared at the hearing but Mrs. Rosenlund stated one neighbor, Mrs. Carrie Thompson, had called the City office saying neither she nor her husband would be able to attend, but she would like the following statement read at the hearing: "They are not opposed to the business as it is now, but would rather not have it expanded. They felt parking was inadequate as many times there were as many as four cars there at once and they had to use the street to park."

Mrs. Beaver said both neighbors had spoken to her about her request for additional help and seemed to be more concerned with the possibility of a zone change than anything else. Mr. Beaver stated he had arranged space for parking of 8 cars and so parking for patrons was no problem.

Fred Openshaw said he perhaps had a biased interest since his wife had a business license for a beauty shop in their home. (Mr. Openshaw's wife, Patricia) He felt, as did Mrs. Beaver, there was lack of enforcement of licensing as a number of persons were using "Kitchen sink" shops without a license, but he felt Mrs. Beaver was trying to comply with the law and as she did not want a wider scope of operation, he felt her request could be allowed.

Mrs. Beaver said she does a number of women from out of town and felt that by keeping them coming to her shop it brings business to the town. She has only two sinks so is limited as to how many people she can handle and so will not expand beyond what she has now. Mr. Beaver stated her shop conforms to state health laws.

Fred Tasker said he felt they could grant the variance as it was a case of hardship and Micheal Christensen said he felt the request was within the intent of the ordinance. Fred Tasker made a motion that due to the hardship situation (sec. 15), the variance should be granted. Motion was seconded by Michael Christensen and passed unanimously.

  
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Ramona Rosenlund, secretary

ACTION BY THE BOARD OF ADJUSTMENT

Applicant's Name Kim Beaver  
Address 321 East 200 North  
Address of Property Concerned in Request 321 East 200 North  
Date November 22, 1980 Case No. 0019

- A. The Board of Adjustment has reviewed the matter referred to in the above mentioned case number and has found the following facts with respect thereto.
1. Mrs. Beaver desires to hire 1 person outside her immediate family as part-time employee for her beauty shop in her home.
  2. Mrs. Beaver has a city and state license to operate this home occupation.
  3. Mrs. Beaver is pregnet and will need help for a number of months so as not to lose her cliants.
- B. 1. The Board has determined that the appeal is one on which the Board has the power to act as set forth in Sec.15, Item B & of the zoning ordinance. Sec. 26, Item 1, i thru h.
2. The Board has determined that the appeal is ~~not~~ one on which the Board has the power to act.\*
- C. The request is (granted, ~~denied~~) for the following reasons:
1. There is hardship created by Mrs. Beaver's physical condition.
  2. Mrs. Beaver's shop conforms to both city and state license requirements.
  3. All other conditions meet the ordinance (#152)
- D. The request is granted subject to the following conditions:
1. Mrs. Beaver will be allowed to hire only one additional person outside
  2. her immediate family for help in her shop.
  - 3.

Hearing on this request was advertised November 18, 19, 20, 21, 1980.  
Hearing on this request was held November 22, 1980

Vote Record

	Aye	Nay
1. <u>Fred Openshaw</u>	<u>x</u>	
2. <u>Michael Christensen</u>	<u>x</u>	
3. <u>Fred Tasker</u>	<u>x</u>	
4. <u>Allen Gurney</u>	<u>Absent</u>	
5. <u>Vacancy on Board not yet filled</u>		

Board of Adjustment Secretary

\*If the Board does not have power to act on the case, it should state that fact and deny the request because of it.