

Lyndhurst, Ohio
September 24, 2018

The Board of Zoning Appeals of The City of Lyndhurst met in Special Session on Monday, September 24, 2018 at 7:30 p.m., in the Council Chamber of the Lyndhurst Municipal Center, 5301 Mayfield Road.

Members Present: Lesley Gordon, Chair
David Bader, Frank Novak,
Russell Warren

Member Absent: David Kaplan

Others Present: Ray Schmidlin, Assistant Law Director
John Maichle, Building Commissioner
Clarice J. White, Acting Secretary

Mr. Schmidlin gave an overview of proceedings.

Case No. 2018-09

Request of Gennadiy Sherman of 5125 Dogwood Trail, for a variance from Section 1329.03 Fences, of the Building Code, to erect a six (6) foot high louvered fence and requesting the Board's determination that the proposed fence meets the definition of fifty (50) percent open.

Ms. Gordon explained that the issue before the Board this evening is whether or not the proposed fence meets the requirements of Section 1329.03, and if so, a variance is not required.

Mr. Paul Del Manzo, 1651 Wrenford Rd, South Euclid, on behalf of the appellant, Gennadiy Sherman of 5125 Dogwood Trail, signed the register and was sworn in by Mr. Schmidlin.

Mr. Del Manzo testified that Mr. Sherman has some health issues and would like to put up a fence which will meet his needs. He further testified that the previously proposed fence was denied by the Board of Zoning Appeals and City Council. He then presented a sample panel of the proposed fence, which is similar to a louvered door, with the slats being horizontal.

Mr. Warren read Chief Porrello's response to an email asking if the fence slats were considered open enough to see into the rear yard: "Based on the photos, it does not appear that the horizontal blind type fencing will offer any significant disadvantage over the shadow-box or board-on-board fencing."

It was moved by Mr. Novak, seconded by Mr. Bader that recommendation is made to Council to confirm the decision of the Board that the proposed fence meets the requirements of

Section 1329.03, determining the fence meets the fifty (50) percent open criteria, and therefore does not require a variance.

Roll Call: Yeas: Gordon, Bader, Novak, Warren
Nays: None.

Motion carried.

It was moved by Ms. Gordon, seconded by Mr. Novak that the meeting be adjourned.

The question was put to a voice vote and passed unanimously.

Motion carried, meeting
adjourned at 7:36 p.m.

Lesley Gordon, Chair

Approved: _____

Attest: _____