

**Abilene Board of Zoning Appeals Minutes**  
**Abilene Public Library**  
**209 NW 4<sup>th</sup> St., Abilene, KS**  
**November 5, 2024, at 4:00 p.m.**



**1. Call to Order by Chair Zelinkoff at 4:00 p.m.**

**2. Roll Call**

Board of Zoning Appeals members present: Chair Penni Zelinkoff, Vice Chair Travis Sawyer, Bill Marshall, William Rose, Rod Boyd, Matt Mead

Absent: Eric Anderson

Staff present: Community Development Director Kari Zook, Administrative Assistant Kellie Olson, City Inspector Travis Steerman

Public present: Lee & Jamie Tanner

**3. Approval of Agenda**

Motion by Marshall to approve the agenda as written, seconded by Sawyer. Motion carried unanimously 6-0.

**4. Declaration of Conflict of Interest/Ex Parte Communications - None**

**5. Approval of Minutes**

Motion by Sawyer to approve the May 7, 2024, minutes as written, seconded by Marshall. Motion carried unanimously 6-0.

**6. Public Hearing for BZA 24-11, a request from Samuel Kleinbeck to allow a variance from the fencing requirements surrounding a swimming pool as outlined under Article 20, Section 20-901(g)(2) of the zoning regulations of the City of Abilene, KS. The site address is 103 Xavier Dr, Abilene, KS.**

The staff report was discussed. Vice Chair Zelinkoff opened the public hearing at 4:11 p.m. The applicant was not present at the meeting. Two responses were received from property owners that received the notice of public hearing. Chuck and Ann Brussow, 104 Xavier Dr, wrote an e-mail to city staff indicating they were concerned about the safety of the neighborhood children and grandchildren if a fence is not installed and asked that the variance not be approved. Scott Reynolds, 105 Xavier Dr, voiced his concerns at city hall to city staff indicating his concerns for the neighborhood children and grandchildren if there were to be no fence installed. He stated there is a reason that requirement is in city code and asked that the variance not be approved. The public hearing was closed at 4:12 p.m.

Motion by Sawyer to deny the variance request on the findings that this would be a public and life safety concern, seconded by Rose. Motion carried unanimously 6-0. There is a 30-day appeal period which shall expire on December 5, 2024.

**7. Adjournment**

Motion by Rose to adjourn at 4:13 p.m., seconded by Boyd. Motion carried unanimously 6-0.

  
Board of Zoning Appeals

ATTEST:



Community Development