



**City of Ann Arbor**  
**Formal Minutes - Draft**  
**Building Board of Appeals**

301 E. Huron St.  
Ann Arbor, MI 48104  
<http://a2gov.legistar.com/Calendar.aspx>

---

Thursday, February 21, 2019

1:30 PM

Larcom City Hall, 301 E Huron St, Second floor, City Council Chambers

---

**A CALL TO ORDER**

**B ROLL CALL**

*Staff: Glen Dempsey, Kristen Larcom, Ryan Miller*

**Present:** 4 - Robert Hart, Chair Kenneth J. Winters, Gordon Berry, and Hugh A. Flack Jr.

**Absent:** 2 - Paul Darling, and David Arnsdorf

**C APPROVAL OF AGENDA**

**D APPROVAL OF MINUTES**

**D-1 19-0138 BBA Minutes November 15, 2018**

**Attachments:** BBA Minutes 11-15-18.pdf

**B. Hart moves to approve. G. Berry seconds. Motion approved as presented and forwarded to City Council.**

**Yeas:** 4 - Hart, Chair Winters, Berry, and Flack Jr.

**Nays:** 0

**Absent:** 2 - Darling, and Arnsdorf

**E APPEALS, ACTIONS, AND SHOW CAUSE HEARINGS**

E-1      [19-0140](#)      BBA19-001 1625 Waltham Ann Arbor, MI 48103 Variance

**Attachments:**      Staff Report 2-21-19.pdf, Appeal Decision 2-21-19.pdf,  
Variance App.pdf, 1625 Waltham Variance Request.pdf

**Bob Hart moves that “In the matter of BBA19-001, that the appeal for a variance from the 2009 Michigan Residential Code P3005.3, for the work performed by Rooter MD at 1625 Waltham in Ann Arbor is granted under exeption J of the rehabilitation code and section 104 of the residential code, to allow for moderate deviations from the prescribed slope in the P3005.3 building code, and that A) the performance of the CIPP installation is adequate for its intended use and does not substantially deviate from the performance required by the code for the health, safety, and welfare of the people of the state, and B) the specific conditions claimed by the applicant is neither so general nor recurrent in nature as to make the variance an amendment of the code, and C ) failure of the system, due to the existing slope deviation, will be rectified by the contractor without condition within the 12-year warranty offered by the contractor from the date of this hearing, and D) the conditions of this variance and warranty will be conveyed in writing by the current owner and/or its legal counsel and the contractor and/or it’s legal counsel, to any future owner of the property within the term limit of the warranty.”**

**Seconded by Hugh Flack**

**Motion fails variance not granted.**

**Yeas:**    2 -    Hart, and Chair Winters

**Nays:**    2 -    Berry, and Flack Jr.

**Absent:**    2 -    Darling, and Arnsdorf

F      OLD BUSINESS

G      NEW BUSINESS

H      REPORTS AND COMMUNICATIONS

I      PUBLIC COMMENTARY - GENERAL

**J ADJOURNMENT**

Accommodations, including sign language interpreters, may be arranged by contacting Planning and Development Services by telephone at 1-734-794-6000, x42667 or by written request addressed to Planning Development Services c/o Board of Appeals, 301 East Huron, Ann Arbor, MI 48104. Requests made with less than two business days notice may not be able to be accommodated. Email: [zwaassmith@a2gov.org](mailto:zwaassmith@a2gov.org)