

**ADOPTED MINUTES  
SPANISH FORK CITY COUNCIL SPECIAL MEETING MINUTES  
JULY 28, 1992.**

The meeting was called to order at 12 noon by Mayor Marie W. Huff.

Elected Officials Present: Mayor Marie W. Huff, and Councilmembers Jerald M. Chapple, Kim H. Peterson, Rex Woodhouse, and Clyde A. Swenson. Councilmember Sheldon W. Gordon was excused.

Staff Members Present: David A. Oyler, City Manager; Kent R. Clark, Finance Director/Recorder; Richard J. Heap, City Engineer; and Junior Baker, City Attorney.

Citizens Present: Dick Brammer and Garth Hall.

**Board of Adjustment Ruling on Variance for Car Wash at 900 North and Main Street.**

**Item 1: Request of Board of Adjustment for Stay of Variance.**

Mr. Oyler explained the basic issues regarding the situation with Attorney Baker reviewing the legal details. Much discussion was held between the council, Mr. Brammer, and Mr. Hall.

A **motion** was made by Councilmember Swenson to request of the Board of Adjustment a stay of variance. The **second** was made by Mr. Woodhouse, and the motion **passed** with a unanimous vote.

**Item 2: Request for Authorization to Petition District Court for Review of Variance.**

Councilmember Peterson requested the council consider waiting for the next regular council meeting to vote on the motion for petition of the court. Mr. Brammer and Mr. Hall asked questions about proposing a second proposal of a site plan. They wondered if they could get on the Board of Adjustment agenda for the July 29, 1992 meeting. After some discussion of the advertising requirements and the fact that the second site plan was submitted with the first, Attorney Baker was asked to review the legal requirements.

Councilmember Woodhouse made a **motion** to request authorization to petition the district court for review of variance. The **second** was made by Councilmember Swenson, and the motion **passed** with a **majority** vote: Councilmembers Swenson, Woodhouse, and Chapple voting in favor, and Councilmember Peterson voting opposed.

**Adjournment**

Councilmember Chapple made a **motion** to adjourn the meeting at 1:15 pm. The **second** was made by Councilmember Woodhouse, and the motion **passed** with a unanimous vote.