

BOARD OF ADJUSTMENT & APPEALS MINUTES

February 13, 2017

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The City of Foley Board of Adjustment & Appeals held a regular scheduled meeting on February 13, 2017 at 5:30 pm in the Council Chambers of City Hall located at 407 E. Laurel Avenue. Members present were: Jack Kimsey, Terry Young, George James, Terry Young, Montie Clark, and Vernie Heard. Staff present were: Miriam Boutwell, City Planner; Melissa Ringler, Recording Secretary.

Chairman Jack Kimsey called the meeting to order at 5:30 p.m.

MINUTES:

Approval of the minutes for the January 9, 2017 meeting.

Montie Clark made a motion to approve the January 9, 2017 meeting minutes. Terry Young seconded the motion. All members voted aye.

Motion to approve the January 9, 2017 meeting minutes passes.

NEW BUSINESS & PUBLIC HEARING:

1. Jack Marino- Variance

The City of Foley Board of Adjustment and Appeals received a request for a variance to Article 7.2.9D required rear yard setback in a GPH-1. Requested variance from a required 15' to a 7.5+/-' rear yard setback for property located at 22282 Respite Ln. for a pool enclosure. Applicant is Jack Marino.

Mr. Jack Marino explained due to his health he is limited on the amount of maintenance he can do to the pool. He stated a temporary fence has been added for safety until the pool enclosure is built. He explained there currently is not an active Home Owners Association for the subdivision.

Montie Clark stated the variance is only needed for a small corner of the pool enclosure.

Mr. Marino explained the pool enclosure barely encroached over the setback line on one of the corners and will not be in the drainage easement.

Chairman Jack Kimsey asked if there had been any communication from the public, staff replied no.

Vice Chairman Vernie Heard made a motion to approve the requested variance. George James seconded the motion. Roll call vote: Vernie Heard, aye; Montie Clark, aye; Jack Kimsey, aye; Jerry Wilkey, aye; Terry Young, aye; and George James, aye.

Motion to approve the requested variance passes.

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2. David Martin & Amanda Wells- Variance

The City of Foley Board of Adjustment and Appeals received a request for a variance to Article 7.8.1D required rear yard setback in a PUD. Requested variance from a required 20' to a 13'8" +/- rear yard setback for property located at 22858 Carnoustie Dr. for a pool enclosure. Applicant is David Mark and Amanda Wells.

Mr. David Wells explained his property is pretty unique in that he has woods to the north of him and the golf course in the rear. He stated he is away from neighbors and pretty isolated. He explained the pool will be new construction.

Chairman Jack Kimsey asked if there had been any communication from the public, staff replied no.

George James made a motion to approve the requested variance. Terry Young seconded the motion. Roll call vote: Vernie Heard, aye; Montie Clark, aye; Jack Kimsey, aye; Jerry Wilkey, aye; Terry Young, aye; and George James, aye.

Motion to approve the requested variance passes.

ADJOURN:

Montie Clark made a motion to adjourn at 5:36 p.m. Vice-Chairman Vernie Heard seconded the motion. All members voted aye.