

BOARD OF ADJUSTMENT & APPEALS MINUTES

July 9, 2018

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The City of Foley Board of Adjustment & Appeals held a regular scheduled meeting on July 9, 2018 at 5:30 p.m. in the Council Chambers of City Hall located at 407 E. Laurel Avenue. Members present were: Vernie Heard, Montie Clark, Jack Kimsey, Jerry Wilkey, Terry Young, and George James. Staff present were: Miriam Boutwell, City Planner; Amanda Cole, Planning and Zoning Assistant and Melissa Ringler, Recording Secretary.

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

MINUTES:

Approval of the minutes for the June 11, 2018 meeting.

George James made a motion to approve the minutes for the June 11, 2018 meeting. Jerry Wilkey seconded the motion. All members voted aye.

Motion to approve the minutes for the June 11, 2018 meeting passes.

NEW BUSINESS & PUBLIC HEARING:

1. Johnny Heilmeier- Variance and Use Permitted on Appeal

The City of Foley Board of Adjustment and Appeals has received a request for a variance and use permitted on appeal for Article 9.1, commercial accessory structures shall be at least 10' from any other structure on the same lot and Article 18.1 C, allowing a veterinary clinic in a B-1A zone. Property is located at 7845 State Hwy 59. Applicant is Johnny Heilmeier.

Mrs. Babette Heilmeier and the contractor explained the request is to add a 9'6" x 20' addition to the surgery area of the building. They stated the addition will be approximately 4' 6" from an existing block building located on the property.

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

George James made a motion to approve the requested variance and use permitted on appeal. Vernie Heard 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 and use permitted on appeal passes.

2. Foley Congregation of Jehovah's Witnesses- Use Permitted on Appeal

The City of Foley Board of Adjustment and Appeals has received a request for a use permitted on appeal for Article 13.1.2 D allowing a church in a B-1A zone.

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Property is located at 21287 County Rd. 12 S. Applicant is Foley Congregation of Jehovah's Witnesses.

Mr Richard Zimmerman stated they are demolishing the current building located on the property due to moisture issues that cannot be corrected. He stated they will be building a new church in the same location.

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

Montie Clark made a motion to approve the requested variance and use permitted on appeal. 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 use permitted on appeal passes.

3. Beach Express Storage, LLC- Variance and Use Permitted on Appeal

The City of Foley Board of Adjustment and Appeals has received a request for a variance and use permitted on appeal for Article 10.1.4 A, number of required off street loading spaces, Article 17.1.2 D, number of required off street parking spaces and Article 17.1.2 B, allowing a self storage warehouse in a B-1A zone. Property is located at the NE corner of Foley Beach Express and Roscoe Rd. Applicant is Beach Express Storage, LLC.

Mr. Andy Bobe stated they are building 65,000 sq. ft. climate control storage. He explained they are requesting the use permitted on appeal and a reduction in parking and loading spaces. He stated they are proposing to have a total of 21 parking spaces.

Chairman Jack Kimsey asked if the building will be two stories.

Mr. Bobe stated the building will be one story.

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

Jerry Wilkey made a motion to approve the requested variance and use permitted on appeal. Vernie Heard 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 use permitted on appeal and variance passes.

ADJOURN:

Montie Clark made a motion to adjourn at 5:35 p.m. Terry Young seconded the motion. All Members voted aye.