

BOARD OF ADJUSTMENT & APPEALS MINUTES
March 11, 2019

The City of Foley Board of Adjustment and Appeals held a meeting on March 11, 2019 at 5:30 p.m. in the Council Chambers of City Hall located at 407 E Laurel Avenue. Members present were: Jerry Wilkey, Montie Clark, Jack Kimsey, Terry Young, George James, and Keith Jiskra. Staff present were: Amanda Cole, Recording Secretary.

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

MINUTES:

Approval of the minutes for the February 11, 2019 meeting.

Jerry Wilkey made a motion to approve the minutes for the February 11, 2019 meeting. Terry Young seconded the motion. All members voted aye.

Motion to approve the minutes for the February 11, 2019 meeting passes.

NEW BUSINESS & PUBLIC HEARINGS:

1. Smith, Clark & Associates- Variance

The City of Foley Board of Adjustment and Appeals has received a request for a variance for Article 14.1.4 D, to allow a 7.6' +/- side yard setback in a R-1C zone. Property is located at 2444 Myrtlewood Dr. Applicant is Smith, Clark & Associates, LLC.

Hunter Smith with Smith, Clark, and Associates explained they are wanting to reduce the side setback on the west from 10 ft to 7.5 ft.

Jack Kimsey noted the house was already built and asked what happened.

Mr. Smith explained there was a miscommunication involving 2 house plans.

Mr. Smith stated the house is not encroaching into the easement on that side.

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

Motion to approve the requested variance passes.

2. Edgar T. Chavez Garcia- 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 19.1B, to allow a mobile home in a AO zone. Property is located S. of Breckner Rd. and E. of Bodenhamer Rd. Applicant is Edgar T. Chavez Garcia.

Edgar Garcia stated he is wanting to put a mobile home on his property.

Jack Kimsey stated he had noticed the land was already being cleared.

Mr. Garcia stated they have been working out there to get the property ready.

Mr. Kimsey asked if just 1 mobile home was going on the lot.

Mr. Garcia responded yes.

Jerry Wilkey made a motion to approve the requested use permitted on appeal. Terry Young seconded the motion. Roll call vote: Jerry Wilkey, aye; Montie Clark, aye; Jack Kimsey, aye; Terry Young, aye; and George James, aye.

Motion to approve the requested use permitted on appeal passes.

ADJOURN:

Montie Clark made a motion to adjourn at 5:45 p.m. Terry Young seconded the motion. All members voted aye.

Motion to adjourn at 5:45 p.m. passes.