

Board of Adjustment and Appeals Meeting Minutes  
November 12, 2024

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The City of Foley Board of Adjustment & Appeals held a meeting on November 12, 2024 at 5:30 p.m. in the Council Chambers of City Hall located at 407 E. Laurel Avenue. Members present were: Gary Hellmich, Gregg Knight, Luanne McCarley, Keith Jiskra, Steve Bailey and Tyler Higginbotham. Absent member was Brandon Nelson. Staff present were: Miriam Boone, City Planner; Amanda Cole; Planning and Zoning Assistant and Melissa Ringler, Recording Secretary.

Chairman Keith Jiskra called the meeting to order at 5:30 p.m.

**MINUTES:**

Approval of the minutes for the October 14, 2024 & October 17, 2024 meeting minutes.

Gregg Knight made a motion to approve the October 14, 2024 meeting minutes. Luanne McCarley seconded the motion. All members voted aye.

**Motion to approve the October 14, 2024 meeting minutes passes.**

Gary Hellmich made a motion to approve the October 17, 2024 meeting minutes. Greg Knight seconded the motion. All members voted aye.

**Motion to approve the October 17, 2024 meeting minutes passes.**

**NEW BUSINESS & PUBLIC HEARINGS:**

**1. World Impact Real Estate- Variance**

The City of Foley Board of Adjustment and Appeals has received a request for a variance for Article 14.1.2 C, to allow horses in an R-1A zone. Property is located at 649 E. Peachtree Ave. Applicant is World Impact Real Estate.

Ms. Gigi Smith with World Impact Real Estate stated she was present on the behalf of the seller. She explained the property has been listed on the market and they have three interested buyers. She stated one of the potential buyers shows horses as a hobby and has three horses they would like to have on the property. She explained they would be installing a metal type fencing as shown in the submittal.

Chairman Jiskra asked if any other horses would be brought onto the property.

Ms. Smith stated no other horses would be brought on to the property. She explained the potential buyer has an offer on another property which allows horses in case the request is not approved. She explained since she has come this far with the request she wanted to follow through in case the other property does not work out. She explained the other potential buyers have no plans of horses but it would be nice to have the option. She stated she feels the property is not large enough for three horses but feels it can comfortably accommodate one or two horses.

Gregg Knight stated he doesn't feel the request is a hardship but is more a want than a need.

Steve Bailey stated we don't want to set a precedent for future requests.

Ms. Smith stated there are horses located on the property to the west which is located in the city limits.

Steve Bailey stated he thinks the horses have been on the property for some time.

Chairman Jiskra stated he feels it changes things knowing there are two other potential buyers.

Steve Bailey stated the applicant also has put in an offer on another property.

Ms. Smith stated they have put in an offer on another property that allows horses but are not sure at this time if the offer has been accepted.

Gregg Knight made a motion to deny the requested variance. Luanne McCarley seconded the motion. Roll Call vote: Gary Hellmich, aye; Gregg Knight, aye; Luanne McCarley, aye; Keith Jiskra, aye and Steve Bailey, aye.

**Motion to deny the requested variance passes.**

## **2. 2025 Deadline & Meeting Calendar**

Gary Hellmich made a motion to approve the 2025 deadline and meeting calendar. Luanne McCarley seconded the motion. All other members voted aye.

**Motion to approve the 2025 deadline and meeting calendar passes.**

### **ADJOURN:**

Gregg Knight made a motion to adjourn at 5:38 p.m. Gary Hellmich seconded the motion. All members voted aye.

**Motion to adjourn at 5:38 p.m. passes.**