



Meeting Minutes - Final
License and Variance Board

Wednesday, December 11, 2019

10:00 AM

Council Chambers

1. **Roll Call**

Present: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

Also Present: 5 - Mary Arvin, Caitlin Crowe, Tina Monaghan, Landon O'Neal and Russell Martin

2. **Call to Order**

The meeting of the License and Variance Board was called to order by Boardmember Tammi Saddler Jones at 10:00 am.

3. **Business**

A. **[2019-441](#)**

Public Hearing - V19-059 - Allow additional accessory structure in rear yard - Land Lot 450 - 2904 Lavista Place - Bryan D. Vargo

Mr. Bryan D. Vargo approached the podium and stated he wanted to build an elevated tree house/playhouse in the rear of his home for his children, and that the building of the tree house is in progress.

Ms. Caitlin Crowe (Community Development Planner I) came forward to make comments; she spoke about both variances 59 & 66 that Mr. Vargo is requesting. The tree house is 144 square feet and is mostly finished, and the property has two other accessory structures. There is a small 48 square foot shed, and a 36 square foot chicken coop. Section 501 of the zoning ordinance does limit accessory structures to one per lot, but with two young children the applicant is looking to have a suitable play area in the rear yard. Applicant is requesting a play area located in rear corner lot, approximately 4 feet from the side of the property line to keep the area safe and far away from the street. The R15 requirements do limit it to 10, however, moving it to the rear area for safety is preferable.

The tree house is located in a flood plain, but the City Engineer has inspected and determined the impact will be minimal, however he added a couple of stipulations. The variance has been property posted and there are no sight distance issues. The staff supports and recommends approval to allow an additional accessory structure, and to reduce the side setback from 10 to 4 feet with the following conditions: First, approval of the requested variance shall be conditioned upon the development of the property and substantial compliance with the sight plan submitted. Second, there shall be no storage underneath the tree house. Third, the ground beneath the tree house shall remain in a vegetative state.

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward.

Boardmember Frank Martin made a motion to approve the Privilege License request 2019-441 Public Hearing - V19-059 - Allow additional accessory structure in rear yard - Land Lot 450 - 2904 Lavista Place - Bryan D. Vargo. Boardmember Mary Moore seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

B. [2019-442](#)

Public Hearing - V19-066 - Allow side setback reduction from 10 feet to 4 feet for accessory structure - Land Lot 450 - 2904 Lavista Place - Bryan D. Vargo

Mr. Bryan D. Vargo approached the podium and stated he wanted to build an elevated tree house/playhouse in the rear of his home away from the street, for the safety and security of his children, and that the building of the tree house is in progress and it's elevated. Mr. Vargo plans to the flood plain area vegetated and no storage will be underneath.

Boardmember Tammi Saddler Jones asked the applicant if he accepts all three conditions mentioned by Ms. Caitlin Crowe (Community Development Planner I); Mr. Vargo responded "yes".

Ms. Caitlin Crowe (Community Development Planner I) previously came forward to make comments; she spoke about both variances 59 & 66 that Mr. Vargo is requesting. The tree house is 144 square feet and is mostly finished, and the property has two other accessory structures. There is a small 48 square foot shed, and a 28 square foot chicken coop. Section 501 of the zoning ordinance does limit accessory structures to one per lot, but with two young children the applicant is looking to have a suitable play area in the rear yard; the chicken coop and shed do not supply provide. Applicant is requesting the play area located in rear corner lot, approximately 4 feet from the side of the property line to keep the area safe and far away from the street. The R15 requirements do limit it to 10, however, moving it to the rear area for safety is preferable.

The tree house is located in a flood plain, but the City Engineer has inspected and determined the impact will be minimal, however he added a couple of stipulations. The variance has been properly posted and there are no sight distance issues. The staff supports and recommends approval to allow an additional accessory structure, and to reduce the side setback from 10 to 4 feet with the following conditions: First, approval of the requested variance shall be conditioned upon the development of the property and substantial compliance with the sight plan submitted. Second, there shall be no storage underneath the tree house. Third, the ground beneath the tree house shall remain in a vegetative state.

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward.

Boardmember Mary Moore made a motion to approve Privilege License request 2019-442 Public Hearing - V19-066 - Allow side setback reduction from 10 feet to 4 feet for accessory structure - Land Lot 450 - 2904 Lavista Place - Bryan D. Vargo. Boardmember Frank Martin seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

C. [2019-443](#)

Public Hearing - V19-060 - Allow reduction of the front setback from 35 feet to 20 feet - Land Lot 449 - 2749 Fraser Street - Margaret C Shannon

Ms. Margaret C. Shannon approached the podium and stated that her client is trying to redo his front entry way and in order to complete this request, he'll need to reduce the front setback from 35 feet to 20 feet. It's already grandfathered cloused in, the front stoop is already in the setback due to the house being built prior to the zoning.

Ms. Caitlin Crowe (Community Development Planner I) commented that the variance is to allow reduction in front setback 35 to 20 feet. Subject property is .41 acres on the east side of Fraser street. The applicant is proposing to construct a brand new porch to make more usable. The existing front porch will be demolished to be expanded into the new porch. The home is non-conforming and the sitting front setback is already being encroached; the porch is currently only sitting 28.6 feet from the front property line. The applicant proposes the new porch will be 20 feet from this front property line and will encroach about 15 feet; therefore, the variance is to reduce that front setback 35 to 20 feet. Similar variance request within the neighborhood have been approved in 2013 & 2019. This property has been posted with no sight distance issues, and after reviewing the variance application the staff does support and recommends approval to allow a reduction of the front setback from 35 feet to 20 feet with the following condition: Approval of the requested variance shall be conditioned upon the development of the property in substantial compliance with the sight plan submitted with the variance application.

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Frank Martin made a motion to approve Privilege License request 2019-443 Public Hearing - V19-060 - Allow reduction of the front setback from 35 feet to 20 feet - Land Lot 449 - 2749 Fraser Street - Margaret C Shannon. Boardmember Mary Moore seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

D. [2019-444](#)

Public Hearing - V19-061 - Allow six-foot wooden privacy fence in front yard on a corner lot - Land Lot 527 - 3623 King Springs Road - Adam Smith

Applicant, Mr. Adam Smith stepped forward to state new construction is being built all around his house and he's on a corner lot. Mr. Smith stated that he has a 15 month old son, and so his son can play in the back yard, he built a 6 foot privacy fence not knowing that he had two front yards. Mr. Smith built a privacy fence in his back yard thinking it was his backyard, but it turns out the corner lot is also a front yard. The privacy fence in his back yard is in place and far enough away from the intersection from the corner where it doesn't block any visibility; it does not go past the front of his house.

Ms. Caitlin Crowe (Community Development Planner I) stated the applicant wishes to allow a six-foot wooden privacy fence in a front yard on a corner lot. The subject property is .58 acres; it is a corner lot located south of the intersection of Hayes Drive

and Kings Springs Rd. The applicant is looking to fully enclose his rear yard for safety and security. So due to the property having road frontages on two sides, both sides are considered front lots due to section 501 and it does restrict the height of fences within a front yard to four feet. However, as we know King Springs Rd. and both Hayes Drive are fairly busy roads, so the applicant is looking to create a safe space for his family. It has been properly posted and the City Engineer did go out to find there were no sight distance issues on the property. After reviewing this application, the staff does support approval to allow a six-foot wooden privacy fence in the front yard of a corner lot. There are no conditions.

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Mary Moore made a motion to approve the Privilege License request 2019-444 Public Hearing - V19-061 - Allow six-foot wooden privacy fence in front yard on a corner lot - Land Lot 527 - 3623 King Springs Road - Adam Smith. Boardmember Frank Martin seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

E. [2019-450](#)

Public Hearing - V19-062 - Allow 4-foot encroachment into sewer easement at rear of home - Land Lot 415 - 776 Pinehill Drive - Emily & Sean Simons

Mr. & Mrs. Sean and Emily Simons stepped to the podium to speak. They are looking to add an addition to the back of their home. There is a slope to their house, so there is one story in the front, but driving down the driveway around the back there is a shallow basement. They want to build a garage with a master suite on top of it, and in order to have enough space we need to go into the easement 4 feet. They have plans to use helical piers to relieve any load bearing on the ground around the pipe as well as extend the easement onto the other side in the case of needing to work on the pipe, there would be plenty of room to displace dirt or machinery.

Boardmember Frank Martin commented to the applicants that they have several stipulations on this applicant and if they agree. Mrs. Simons replied "yes".

Ms. Caitlin Crowe (Community Development Planner I) commented that the variance is to allow 4 foot encroachment into sewer easement at rear of the rear of property. The subject home is .53 acres located at the determination of Hill Side Rd and Pine Hill Drive. Mr. and Mrs. Simons is building a garage and master suite as an addition in the rear yard which does create an encroachment into the easement. The applicants have acknowledged the existence of the easement has offered to submit a letter accepting full responsibility for repair and replacement cost if there are any maintenance or replacement plans that are required. The applicant has also hired an engineer who has incorporated those helical piers into the design to help stabilize and strengthen the foundation and to keep out of the zone of influence for this easement. The Community Development and Water Sewer supervisor have reviewed this request and believe that the stipulations will alleviate any potential issues that may arise when any type access to this easement is necessary. So should the board decide to approve the request, the staff recommends that the applicant be required to waive any indemnity rights to repair and replacement cost of the addition or driveway into this easement. This variance has been properly posted and since it's in the rear yard, there were no sight distance issues. After reviewing this variance application the staff supports and recommends

approval with the following stipulations: Approval is conditioned upon substantial compliance with the sight plan submitted with the variance application, the foundation of the proposed addition shall be reviewed and approved by the Public Works Department prior to issuance of a billing permit, the variance is conditioned upon the property owner executing a modification to the existing 10 foot sanitary sewer easement on the property. This modification shall amend the dimensions of the easement to offset any ariel lost by this variance and shall include language indemnifying and holding the city harmless from any damage caused to the underlying property by the existing sewer line for any maintenance or modification thereof, and last and fourth, the applicant shall provide a letter acknowledging condition number three that shall be provided subsequent owners of this property.

Boardmember Mary Moore asked about the addition, and the zoning in the neighborhood is for what size house. Ms. Crowe said, this is a R15, so the houses can be 2000 square feet. Ms. Moore asked, "so the addition would stay in compliance of that". Ms. Crowe replied "yes, that is the minimum".

Boardmember Tammi Saddler Jones asked the applicants if they accepted the four conditions stated. Mrs. Simons replied "yes we do".

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Frank Martin made a motion to approve the Privilege License request 2019-450 Public Hearing - V19-062 - Allow 4-foot encroachment into sewer easement at rear of home - Land Lot 415 - 776 Pinehill Drive - Emily & Sean Simons. Boardmember Mary Moore seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

F. [2019-445](#)

Public Hearing - V19-063 - Reduce the side setback from 10 feet to 0 feet - Land Lot 346 - 2410 South Cobb Drive - Bimbo QSR

Mr. Mark Johnston with Bimbo QSR gave a quick background; he came down from Ohio, and he's looking at three variances. Bimbo QSR is the world's largest bakery who supplies all the QSR restaurants. Representatives come every two weeks to replace their bun freezers on their lots. They handle/service Wendy's and Checkers and have put down 860 freezers on the ground around the United States; they are finishing up and have seven left to do in Georgia.

They hired Excel Project Management who came in and started the project for Bimbo QSR. They did a lot of construction prior to obtaining building permits, they picked up electrical permits, got finals and did things but didn't feel they needed a building permit. Therefore, they didn't ask for a building permit, which is causing us to be in this situation today. We have since fired said company and hired a new contractor to come back and try to fix things where we can and do the best in the situation we're in.

Mr. Johnston stopped again this morning and said, he was here about two years ago to evaluate the property and they've already poured the concrete and looking at variances 10 feet to 0 feet with a set back is almost the only way this is going to work. Being in a side lot, there's no space in the rear of this lot to put a bun freezer near the property line. The land doesn't allow space to put a 8 by 12 or 8 by 14 freezer unless they use a

parking spot; in a lot of locations they use a parking spot. They had about 11 regular spots and 1 handicap spot, so I'm sure they're borderline with parking spaces as it is now, so to take up another parking space doesn't seem like a valid idea, unless the city is in favor.

Boardmember Tammi Saddler Jones asked the board if they had any questions for the applicant; no one spoke.

Ms. Caitlin Crowe (Community Development Planner I) repeated Mr. Johnson's coverage of all three variances. The first variance is to reduce the side setback from 10 feet to 0 feet, the second variance is to allow second accessory structure on the property, and the third is to allow an accessory structure in the side yard. The property is 0.42 acres and zoned general commercial and is located on the west side of South Cobb Drive and at the intersection of South Cobb Drive and Windy Hill Road. The applicant looking to add a free-standing walk-in freezer for this Checkers restaurant near the drive through location. The proposed location of the freezer is on the said property line, directly on it at the 0 feet which is limited because it's supposed to be 10 feet via section 501 which also limits accessory structures to the rear yard only. The subject property is a double-fronted lot, it fronts on Windy Hill and S. Cobb Drive; the front yards create a little bit of a set back issue on the property. The majority of the subject parcel is occupied by the main Checkers building as well as the parking lot, and this subject property is currently at their minimum parking requirements according to section 906.18 which does limit the locations available on the property. Since the walk-in freezer is a pedestrian use for the employees inside the building there won't be any additional parking required for this variance if it's approved. The existence accessory structure on the property is an existing non-forming dumpster inclosure in the far southwest corner of the property; the enclosure is required per section 86-34.1 of the code of ordinances and the zoning ordinance section 501 does limit each property to one accessory structure per lot. This severely limits the availability of any additional accessory structures for the property. This property has been properly posted and there are no sight distance issues. The staff does support this request and recommends approval. Approval is condition upon compliance with the site plan submitted with the variance application.

Boardmember Mary Moore made the statement to the applicant that he was not representing Checkers, but representing the bakery that's building the freezer. Mr. Johnston said, it's part of their program where they provide the freezer, construction, and all the maintenance. Ms. Moore said, she noticed in the photographs were they'd already poured the concrete pad, and there is some existing shrubbery and foliage, and if they would be able to maintain this in order to mask the view of the freezer? Mr. Johnston, replied "I believe so, and if we need to we can plant additional shrubbery to mask that view if necessary".

Boardmember Tammi Saddler Jones asked the applicant if they accept the one condition stated. Mr. Johnston replied "yes".

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Mary Moore made a motion to approve the Privilege License request 2019-445 Public Hearing - V19-063 - Reduce the side setback from 10 feet to 0 feet - Land Lot 346 - 2410 South Cobb Drive - Bimbo QSR. Boardmember Frank Martin seconded the motion to approve.

The motion to approve carried the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

G. [2019-446](#)

Public Hearing - V19-064 - Allow second accessory structure - Land Lot 346 - 2410 South Cobb Drive - Bimbo QSR

Mr. Mark Johnston with Bimbo QSR gave a quick background; he came down from Ohio, and he's looking at three variances. Bimbo QSR is the world's largest bakery who supplies all the QSR restaurants. Representatives come every two weeks to replace their bun freezers on their lots. They handle/service Wendy's and Checkers and have put down 860 freezers on the ground around the United States; they are finishing up and have seven left to do in Georgia.

They hired Excel Project Management who came in and started the project for Bimbo QSR. They did a lot of construction prior to obtaining building permits, they picked up electrical permits, got finals and did things but didn't feel they needed a building permit. Therefore, they didn't ask for a building permit, which is causing us to be in this situation today. We have since fired said company and hired a new contractor to come back and try to fix things where we can and do the best in the situation we're in.

Mr. Johnston stopped again this morning and said, he was here about two years ago to evaluate the property and they've already poured the concrete and looking at variances 10 feet to 0 feet with a set back is almost the only way this is going to work. Being in a side lot, there's no space in the rear of this lot to put a bun freezer near the property line. The land doesn't allow space to put a 8 by 12 or 8 by 14 freezer unless they use a parking spot; in a lot of locations they use a parking spot. They had about 11 regular spots and 1 handicap spot, so I'm sure they're borderline with parking spaces as it is now, so to take up another parking space doesn't seem like a valid idea, unless the city is in favor.

Boardmember Tammi Saddler Jones asked the board if they had any questions for the applicant; no one spoke.

Ms. Caitlin Crowe (Community Development Planner I) repeated Mr. Johnson's coverage of all three variances. The first variance is to reduce the side setback from 10 feet to 0 feet, the second variance is to allow second accessory structure on the property, and the third is to allow an accessory structure in the side yard. The property is 0.42 acres and zoned general commercial and is located on the west side of South Cobb Drive and at the intersection of South Cobb Drive and Windy Hill Road. The applicant looking to add a free-standing walk-in freezer for this Checkers restaurant near the drive through location. The proposed location of the freezer is on the said property line, directly on it at the 0 feet which is limited because it's supposed to be 10 feet via section 501 which also limits accessory structures to the rear yard only. The subject property is a double-fronted lot, it fronts on Windy Hill and S. Cobb Drive; the front yards create a little bit of a set back issue on the property. The majority of the subject parcel is occupied by the main Checkers building as well as the parking lot, and this subject property is currently at their minimum parking requirements according to section 906.18 which does limit the locations available on the property. Since the walk-in freezer is a pedestrian use for the employees inside the building there won't be any additional parking required for this variance if it's approved. The existence accessory structure on the property is an existing non-forming dumpster inclosure in the far southwest corner of the property; the enclosure is required per section 86-34.1 of the code of ordinances and the zoning ordinance section 501 does limit each property to one accessory structure per lot. This severely limits the availability of any additional accessory structures for the property. This property has been properly

posted and there are no sight distance issues. The staff does support this request and recommends approval. Approval is condition upon compliance with the site plan submitted with the variance application.

Boardmember Mary Moore made the statement to the applicant that he was not representing Checkers, but representing the bakery that's building the freezer. Mr. Johnston said, it's part of their program where they provide the freezer, construction, and all the maintenance. Ms. Moore said, she noticed in the photographs were they'd already poured the concrete pad, and there is some existing shrubbery and foliage, and if they would be able to maintain this in order to mask the view of the freezer? Mr. Johnston, replied "I believe so, and if we need to we can plant additional shrubbery to mask that view if necessary".

Boardmember Tammi Saddler Jones asked the applicant if they accept the one condition stated. Mr. Johnston replied "yes".

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Frank Martin made a motion to approve the License and Variance request 2019-446 Public Hearing - V19-064 - Allow second accessory structure - Land Lot 346 - 2410 South Cobb Drive - Bimbo QSR. Boardmember Mary Moore seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

H. [2019-447](#)

Public Hearing - V19-065 - Allow accessory structure in side yard- Land Lot 346 - 2410 South Cobb Drive - Bimbo QSR

Mr. Mark Johnston with Bimbo QSR gave a quick background; he came down from Ohio, and he's looking at three variances. Bimbo QSR is the world's largest bakery who supplies all the QSR restaurants. Representatives come every two weeks to replace their bun freezers on their lots. They handle/service Wendy's and Checkers and have put down 860 freezers on the ground around the United States; they are finishing up and have seven left to do in Georgia.

They hired Excel Project Management who came in and started the project for Bimbo QSR. They did a lot of construction prior to obtaining building permits, they picked up electrical permits, got finals and did things but didn't feel they needed a building permit. Therefore, they didn't ask for a building permit, which is causing us to be in this situation today. We have since fired said company and hired a new contractor to come back and try to fix things where we can and do the best in the situation we're in.

Mr. Johnston stopped again this morning and said, he was here about two years ago to evaluate the property and they've already poured the concrete and looking at variances 10 feet to 0 feet with a set back is almost the only way this is going to work. Being in a side lot, there's no space in the rear of this lot to put a bun freezer near the property line. The land doesn't allow space to put a 8 by 12 or 8 by 14 freezer unless they use a parking spot; in a lot of locations they use a parking spot. They had about 11 regular spots and 1 handicap spot, so I'm sure they're borderline with parking spaces as it is now, so to take up another parking space doesn't seem like a valid idea, unless the city is in favor.

Boardmember Tammi Saddler Jones asked the board if they had any questions for the applicant; no one spoke.

Ms. Caitlin Crowe (Community Development Planner I) repeated Mr. Johnson's coverage of all three variances. The first variance is to reduce the side setback from 10 feet to 0 feet, the second variance is to allow second accessory structure on the property, and the third is to allow an accessory structure in the side yard. The property is 0.42 acres and zoned general commercial and is located on the west side of South Cobb Drive and at the intersection of South Cobb Drive and Windy Hill Road. The applicant looking to add a free-standing walk-in freezer for this Checkers restaurant near the drive through location. The proposed location of the freezer is on the said property line, directly on it at the 0 feet which is limited because it's supposed to be 10 feet via section 501 which also limits accessory structures to the rear yard only. The subject property is a double-fronted lot, it fronts on Windy Hill and S. Cobb Drive; the front yards create a little bit of a set back issue on the property. The majority of the subject parcel is occupied by the main Checkers building as well as the parking lot, and this subject property is currently at their minimum parking requirements according to section 906.18 which does limit the locations available on the property. Since the walk-in freezer is a pedestrian use for the employees inside the building there won't be any additional parking required for this variance if it's approved. The existence accessory structure on the property is an existing non-forming dumpster inclosure in the far southwest corner of the property; the enclosure is required per section 86-34.1 of the code of ordinances and the zoning ordinance section 501 does limit each property to one accessory structure per lot. This severely limits the availability of any additional accessory structures for the property. This property has been properly posted and there are no sight distance issues. The staff does support this request and recommends approval. Approval is condition upon compliance with the site plan submitted with the variance application.

Boardmember Mary Moore made the statement to the applicant that he was not representing Checkers, but representing the bakery that's building the freezer. Mr. Johnston said, it's part of their program where they provide the freezer, construction, and all the maintenance. Ms. Moore said, she noticed in the photographs were they'd already poured the concrete pad, and there is some existing shrubbery and foliage, and if they would be able to maintain this in order to mask the view of the freezer? Mr. Johnston, replied "I believe so, and if we need to we can plant additional shrubbery to mask that view if necessary".

Boardmember Tammi Saddler Jones asked the applicant if they accept the one condition stated. Mr. Johnston replied "yes".

Boardmember Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Mary Moore made a motion to approve the Privilege License request 2019-447 Public Hearing - V19-065 - Allow accessory structure in side yard- Land Lot 346 - 2410 South Cobb Drive - Bimbo QSR. Boardmember Frank Martin seconded the motion to approve.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

I. [2019-451](#)

Public Hearing - V19-066 - Reduce parking for overall shopping center from 203 spaces to 200 spaces - Land Lot 378 - 2900 South Cobb Drive

- Feroz Ali. **Withdrawn at the request of the applicant.**

Applicant Mr. Feroz Ali request to reduce parking for overall shopping center from 203 spaces to 200 spaces - Land Lot 378 - 2900 S. Cobb Drive. Withdrawn at the request of applicant.

Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Frank Martin made a motion to withdraw without prejudice, the Privilege License request 2019-451 Public Hearing - V19-066 - Reduce parking for overall shopping center from 203 spaces to 200 spaces - Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. Withdrawn at the request of the applicant. Boardmember Mary Moore seconded the motion.

The motion to withdraw without prejudice carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

J. [2019-452](#)

Public Hearing - V19-067 - Reduce allowable commercial parcel size from 1 acre to 0.63 acre - Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. **Withdrawn at the request of the applicant.**

Applicant Mr. Feroz Ali request to reduce allowable commercial parcel size from 1 acre to 0.63 acre - Land Lot 378 - 2900 S. Cobb Drive. Withdrawn at the request of applicant.

Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Mary Moore made a motion to withdraw without prejudice, the Privilege License request 2019-452 Public Hearing - V19-067 - Reduce allowable commercial parcel size from 1 acre to 0.63 acre - Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. Withdrawn at the request of the applicant. Boardmember Frank Martin seconded the motion.

The motion to withdraw without prejudice carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

K. [2019-453](#)

Public Hearing - V19-068 - Reduce rear setback from 50 feet to 10 feet - Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. **Withdrawn at the request of the applicant.**

Applicant Mr. Feroz Ali request to reduce rear setback from 50 feet to 10 feet - Land Lot 378 - 2900 S. Cobb Drive. Withdrawn at the request of applicant.

Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Frank Martin made a motion to withdraw without prejudice, the Privilege License request 2019-453 Public Hearing - V19-068 - Reduce rear setback from 50 feet to 10 feet - Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. Withdrawn at the request of the applicant. Boardmember Frank Martin seconded the motion.

The motion to withdraw without prejudice carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

L. [2019-454](#)

Public Hearing - V19-069 - Reduce parking for proposed fuel station from 25 spaces to 23 spaces- Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. **Withdrawn at the request of the applicant.**

Applicant Mr. Feroz Ali request to reduce parking for proposed fuel station from 25 spaces to 23 spaces - Land Lot 378 - 2900 S. Cobb Drive. Withdrawn at the request of applicant.

Tammi Saddler Jones announced the Public Hearing and no one came forward to speak.

Boardmember Mary Moore made a motion to withdraw without prejudice, the Privilege License request 2019-454 Public Hearing - V19-069 - Reduce parking for proposed fuel station from 25 spaces to 23 spaces- Land Lot 378 - 2900 South Cobb Drive - Feroz Ali. Withdrawn at the request of the applicant. Frank Martin seconded the motion.

The motion to withdraw without prejudice carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

4. **Approval of Minutes:**

A. [2019-448](#)

Approval of the November 13, 2019 License and Variance Board Meeting Minutes.

Boardmember Frank Martin made a motion to approve the November 13, 2019 License and Variance Board Meeting Minutes; seconded by Boardmember Mary Moore.

The motion to approve carried by the following vote:

Aye: 3 - Tammi Saddler Jones, Mary Moore and Frank Martin

5. **Adjournment**

Boardmember Tammi Saddler Jones adjourned the Wednesday, December 11, 2019 License and Variance Board Meeting at 10:39 am.

Boardmember Tammi Saddler Jones adjourned the License and Variance Board meeting on December 11, 2019 at 10:39 am.