



## Meeting Minutes - Final License and Variance Board

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Wednesday, November 13, 2019

10:00 AM

Council Chambers

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### 1. Roll Call

**Present:** 3 - Roy Acree, Mary Moore and Frank Martin

**Also Present:** 4 - Caitlin Crowe, Mary Arvin, Tina Monaghan and Russell Martin

### 2. Call to Order

The November 13, 2019 License and Variance Board Meeting was called to order by Chairperson Roy Acree at 10:00 am.

### 3. Business

#### A. [2019-387](#)

**Public Hearing** - V19-050 - Reduce porch front setback from 10 feet to 9.8 feet - Land Lot 809 - 2760 Bell Drive - Weekley Homes, LLC

*Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP came forward to represent David Weekly Homes and summarized all nine similar variances. Attorney Huff stated the property is one building. These items were previously tabled due to applicant wanting to make sure of the surveyors accuracy in measurements. One building was slightly off and the variances all relate to that little shifting there; they are all minor setback variances. Visually the variances are fine from the street. Request is for the Staff to review and approve the variances.*

*Ms. Caitlin Crowe (Community Development Planner I) summarized all nine variances on Bell Drive; a brand new Town Home building that was done during rezoning for this rezoning. The building frontback was set up 15 feet and the porch front setbacks and side setbacks were both set at 10 feet. When the concrete foundation was poured after permitting, the building and porch setbacks did encroach into these, ranging from about .2 feet to maximum of 1.4 feet. Double front end lots do make it a little difficult to maintain the measurements while still maintaining the 22 foot required driveway, in addition we did need to take into consideration any facade materials that are going to be put on the exterior of these buildings. Each lot has been properly posted and there are no sight distance issues as the applicant has stated. These are fairly minor and not fully visible to the public eye if you're driving by. After reviewing the variance application staff does support each request and does recommend approval to reduce the front building setbacks, front porch setbacks, as well as the building side setback.*

*Chairperson Roy Acree commented that it was his understanding with the staff recommendations there are no conditions. Ms. Crowe replied "that is correct - yes".*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

*A motion was made by Boardmember Frank Martin to approve the Public Hearing -*

Variance Request V19-050 - Reduce porch front setback from 10 feet to 9.8 feet - Land Lot 809 - 2760 Bell Drive - Weekley Homes, LLC; Boardmember Mary Moore seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**B. [2019-388](#)**

**Public Hearing** - V19-053 - Reduce porch front setback from 10 feet to 8.6 feet - Land Lot 809 - 2762 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Mary Moore to approve the Public Hearing - Variance Request V19-053 - Reduce porch front setback from 10 feet to 8.6 feet - Land Lot 809 - 2762 Bell Drive - Weekley Homes, LLC; Boardmember Frank Martin seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**C. [2019-389](#)**

**Public Hearing** - V19-054 - Reduce building front setback from 15 feet to 14 feet - Land Lot 809 - 2764 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Frank Martin to approve the Public Hearing - Variance Request V19-054 - Reduce building front setback from 15 feet to 14 feet - Land Lot 809 - 2764 Bell Drive - Weekley Homes, LLC; Boardmember Mary Moore seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**D. [2019-390](#)**

**Public Hearing** - V19-055 - Reduce porch front setback from 10 feet to 9.4 feet - Land Lot 809 - 2764 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and*

*Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Mary Moore to approve the Public Hearing - Variance Request V19-055 - Reduce porch front setback from 10 feet to 9.4 feet - Land Lot 809 - 2764 Bell Drive - Weekley Homes, LLC; Boardmember Frank Martin seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**E. [2019-392](#)**

**Public Hearing** - V19-056 - Reduce building front setback from 15 feet to 14.6 feet - Land Lot 809 - 2766 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Frank Martin to approve the Public Hearing - Variance Request V19-056 - Reduce building front setback from 15 feet to 14.6 feet - Land Lot 809 - 2766 Bell Drive - Weekley Homes, LLC; Boardmember Mary Moore seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**F. [2019-393](#)**

**Public Hearing** - V19-057 - Reduce building front setback from 15 feet to 14.3 feet - Land Lot 809 - 2768 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Mary Moore to approve the Public Hearing - Variance Request V19-057 - Reduce building front setback from 15 feet to 14.3 feet - Land Lot 809 - 2768 Bell Drive - Weekley Homes, LLC; Boardmember Frank Martin seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**G. [2019-395](#)**

**Public Hearing** - V19-058 - Reduce porch front setback from 10 feet to 9.8 feet - Land Lot 809 - 2768 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Frank Martin to approve the Public Hearing - Variance Request - V19-058 - Reduce porch front setback from 10 feet to 9.8 feet - Land Lot 809 - 2768 Bell Drive - Weekley Homes, LLC; Boardmember Mary Moore seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**I. [2019-417](#)**

**Public Hearing** - V19-051 - Reduce building front setback from 15 feet to 14.6 feet - Land Lot 809 - 2760 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Mary Moore to approve the Public Hearing - Variance Request V19-051 - Reduce building front setback from 15 feet to 14.6 feet - Land Lot 809 - 2760 Bell Drive - Weekley Homes, LLC; Boardmember Frank Martin seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

**J. [2019-418](#)**

**Public Hearing** - V19-052 - Reduce building side setback from 10 feet to 9.7 feet - Land Lot 809 - 2760 Bell Drive - Weekley Homes, LLC

*Chairperson Roy Acree asked Attorney Parks F. Huff from Sands Larkin Huff and Balli, LLP, representing David Weekly Homes, and Ms. Caitlin Crowe (Community Development Planner I), and the Staff present in the room if they had any comments to add.*

*The record states all parties present: Applicant, Applicants representative, and Staff had no further comments to add.*

*Chairperson Roy Acree announced the Public Hearing. No one came forward.*

A motion was made by Boardmember Frank Martin to approve the Public Hearing - Variance Request V19-052 - Reduce building side setback from 10 feet to 9.7 feet - Land Lot 809 - 2760 Bell Drive - Weekley Homes, LLC; Boardmember Mary Moore seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

#### **4. Approval of Minutes:**

##### **A. [2019-419](#) Approval of the October 23, 2019 License and Variance Board Meeting Minutes.**

A motion was made by Boardmember Mary Moore to approve the October 23, 2019 License and Variance Board Meeting Minutes. Boardmember Frank Martin seconded the motion.

The motion to approve carried by the following vote:

**Aye:** 3 - Roy Acree, Mary Moore and Frank Martin

#### **5. Adjournment**

*Chairperson Roy Acree adjourned the November 13, 2019 License and Variance Board Meeting at 10:15 am.*