

# BOARD OF ZONING ADJUSTMENT

## AGENDA

FEBRUARY 25, 2014

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## MINUTES JANUARY 28, 2014

MEMBERS PRESENT: Chairman George Barran, Messrs. , Mr. Larry Waye, Mr. Greg Dobbs and Ms. Frances Tate

SUPERNUMERARIES: Mr. Eddie Pike

OTHERS PRESENT: Mr. Bob Sims, Inspector  
Mr. Wally Terry, Director  
.....and Custodian of Records  
Mr. Herman Marks, City Attorney  
Mr. Chip Alexander, Assistant City Attorney  
Mrs. Karen Smith, Planner  
Ms. Judy Bosworth, Recorder

Chairman George Barran called the meeting to order at 4:00 p.m. in the Council Chambers at City Hall. Mr. Bob Sims called the roll.

Ms. Frances Tate moved to approve the minutes of the November , 2013 meeting as printed. Mr. Larry Waye seconded the motion. On a voice vote, the motion carried.

Election of officers of the Board were held. Mr. Larry Waye was elected Vice-Chairman. Mr. George Barran was elected Chairman.

The Board considered the following applications and appeals.

### CASE NO 1

Application and appeal of Dionisio M. Guerra for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a general contractor business at 1302 6<sup>th</sup> Ave SW, property located in a R-2 Single-Family Zoning District.

Mr. Dionisio M. Guerra presented this case to the Board. Mr. Guerra stated he wanted a home office for a contractor business to paint and do tile work. Mr. Guerra also stated the owner was aware of his request and also there would be no employees.

Chairman George Barran stated to Mr. Guerra if he hired employees in the future, they would have to meet at the job site; they could not come to his home.

Mr. Sims stated materials could not be brought to his home. Mr. Sims further stated the Building Department would recommend approval.

Mrs. Smith stated the Planning Department would recommend approval.

Mr. Larry Waye moved to approve this home occupation request as submitted. Mr. Greg Dobbs seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 2

Application and appeal of Celia Hamrick for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a business to sew and monogram children's clothing at 2202 Naples Dr SW, property located in a R-2 Single-Family Zoning District.

Ms. Celia Hamrick presented this case to the Board. Ms. Hamrick stated she would like an administrative office in order to sew and monogram children's clothing. Ms. Hamrick also stated her mother lives with her and would be helping but there would be no clients coming to the home; she would deliver the product. Ms. Hamrick stated she would use face book as a means of advertising.

Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith stated to Ms. Hamrick these type businesses lend themselves to rapid growth and could quickly exceed one's expectations. Therefore, if that becomes the case, she may need a store front for her business. Mrs. Smith further stated the Planning Department would recommend approval.

Mr. Greg Dobbs moved to approve this home occupation request as submitted. Ms. Frances Tate seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 3

Application and appeal of James G. Pruett for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a Pas lawn cleaning (lawn mowing) business at 2307 Rockingham Lane SW, property located in a R-2 Single-Family Zoning District.

Mr. James G. Pruett presented this case to the Board. Mr. Pruett stated his needed a administrative office for a part-time asset management business overseeing and maintaining properties for Wells Fargo.

Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith stated the Planning Department had no comment.

Mr. Larry Waye moved to approve this home occupation as submitted. Mr. Greg Dobbs seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 4

Application and appeal of Bonnie J. Goodman for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office to sew custom quilts and other items at 2024 Clayton Ave SW, property located in a R-2 Single-Family Zoning District.

Ms. Bonnie J. Goodman presented this case to the Board. Ms. Goodman stated she would like a home based business to make quilts, potholders, and aprons. Ms. Goodman further stated she would use face book, and other social media as a means of advertising; there would be no clients coming to her home.

Mr. Sims stated to Ms. Goodman that if the business grew a lot she may need to rent a storefront. Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith concurred with the Building Department.

Ms. Frances Tate moved to approve this home occupation request as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 5

Application and appeal of Stephen Motsinger for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office to book entertainment at local venues at 2026 Jefferson Ave, property located in a R-2 Single-Family Zoning District.

Mr. Steve Motsinger presented this case to the Board. Mr. Motsinger stated he wanted an administrative office for a production company in order to book entertainment for local venues. Mr. Motsinger also stated he had two other owners of the business but they would not come to his home, instead they would have discussions over the phone.

Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith stated the Planning Department would recommend approval.

Mr. Greg Dobbs moved to approve this home occupation request as submitted. Mr. Eddie Pike seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 6

Application and appeal of Tolly G. Shelton for an 11 foot rear-yard setback variance to Section 25-10 of the Zoning Ordinance in order to construct steps at 2114 Stratford Pl SE, property located in a R-1 Single-Family Zoning District.

Ms. Tolly G. Shelton presented this case to the Board. Ms. Shelton stated she needed an 11 foot rear-yard setback variance in order to construct some steps for her back porch. Ms. Shelton also stated due to the topography of the lot two landing were needed thus making it necessary to request a variance.

Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith stated the Planning Department had no comment.

Mr. Larry Waye moved to approve this variance request as submitted. Mr. Greg Dobbs seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 7

Application and appeal of Charles Moye for a 2 foot front-yard setback variance from Section 25-10.3(2)(d) of the Zoning Ordinance and a 2.5 foot rear yard setback variance from Section 25-10.3(2)(e) of the Zoning Ordinance in order to construct a house at 720 Appaloosa Ln SW, property located in a R-5 Single-Family Zoning District.

Ms. Carolyn Harris of 809 Milton PL SW came to the podium prior to Mr. Moye to express her concerns over the variance request and to give the Board a history of the property. Ms. Harris also stated she was opposed to the variance because that would bring his house closer to hers and she felt the house was not suited well for this particular lot due to size. Ms. Harris further stated there were many other lots that would accommodate his house better.

Mr. Charles Moye presented this case to the Board. Mr. Moye stated he has an odd shaped lot and would like a 2 foot front-yard variance and a 2.5 foot rear-yard variance in order to construct his home. Mr. Moye also stated that without the variance he would have to eliminate a whole room since the corners extended out too much.

Dr. Michael Johnson of 807 Milton Pl SW stated he resides just behind the said property and feels that variances hurt property values. Dr. Johnson further stated no one else in the area has a variance and therefore, he objects to Mr. Moye's request.

Mr. Moye stated he choose this particular house plan because of the appealing look and felt it would improve the area.

Mr. Andy Moye of 3440 Nappa Valley SW stated he would concur with his dad. Additionally, stating his dad keeps a very manicured lawn.

Ms. Elizabeth Johnson of 807 Milton Pl SW stated the lot was low and sits in water when it rains heavily. Ms. Johnson also stated her concerns about how the lot would drain if the lot is built up and how that would impact her as she felt the water would drain on to her lot. Ms. Johnson asked to be advised about the water drainage.

Mr. Charles Moye explained the lot would be built up and would drain to the street.

Mr. Wally Terry stated an engineered drawing would need to be provided addressing the water drainage.

Neither Mr. Sims of the Building Department nor Mrs. Smith of the Planning Department had any comments.

Mr. Greg Dobbs moved to Table this request until the February meeting in order to gather more information and to review an engineered study on the drainage. Mr. Larry Waye seconded the motion. On a voice vote, the motion carried.

The meeting adjourned at 4:45

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Chairman, George Barran

## AGENDA FEBRUARY 25, 2014

**OLD BUSINESS:** Tabled Case from January 28, 2014 meeting:

Application and appeal of Charles Moye for a 2 foot front-yard setback variance from Section 25-10.3(2)(d) of the Zoning Ordinance and a 2.5 foot rear yard setback variance from Section 25-10.3(2)(e) of the Zoning Ordinance in order to construct a house at 720 Appaloosa Ln SW, property located in a R-5 Single-Family Zoning District.

### CASE NO 1

Application and appeal of Mike Wharton for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a mobile oil change business at 1911 Westmead ST SW, property located in a R-2 Single-Family Zoning District.

### CASE NO 2

Application and appeal of Kelvin Bankhead for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a business as a party planner at 511 Carolyn ST SW, property located in a R-1 Single-Family Zoning District.

### CASE NO 3

Application and appeal of Virginia Susie Balch for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for an embroidery business at 913 Tracey Lane SW, property located in a R-5.0 Single-Family Zoning District.

### CASE NO 4

Application and appeal of Elise H. Hannah for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a design consultant business at 2407 Hideaway Place SE, property located in a R-1 Single-Family Zoning District.

### CASE NO 5

Application and appeal of Aryn McIntyre for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a wholesale business at 2710 Summerwind Dr SE, property located in a R-2 Single-Family Zoning District.

#### CASE NO 6

Application and appeal of Melissa Davis Scruggs for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for editing video and short film clips at 1424 Smith Ave SW, Apt D., property located in an R-4 Multi-Family Zoning District.

#### CASE NO 7

Application and appeal of Scott Electric Sign Co., Inc. for a 170 square foot area variance from Section 25-77(e)(3) to install a 30 foot tall, 330 square foot detached on premise sign at 1211 Beltline Rd SW, property located in a M-1A Expressway Commercial Zoning District.

#### CASE NO 8

Application and appeal of J & M Signs for a sign variance from Section 25-80(a)(4) of the Zoning Ordinance in order to continue the use and replace the faces on an existing non-conforming sign at 1811 Beltline Rd SW, property located in a B-4 Regional Shopping District.

#### CASE NO 9

Application and appeal of The Church of the Good Shepherd for a use permitted on appeal from Section 25-113 of the Zoning Ordinance to have a temporary business for an open air farmers market at 3809 Spring Ave SW, property located in a AG-1 Single-Family Zoning District.



*Grand Old* CHARMING SCENE

# Board of Zoning Adjustment

APPLICANT: On the Go Custom Auto services, llc / Mike Wharton  
 MAILING ADDR: 1911 Westmead Sr SW  
 CITY STATE ZIP: Decatur AL 35601  
 PHONE: (A) 256 686 0693 (C) 256 560 1169

PROPERTY OWNER: Kristy Vickers Wharton  
 OWNER ADDR: same as above 1911 Westmead Sr SW  
 CITY STATE ZIP: " Decatur AL 35601  
 OWNER PHONE: " (H) 256 686 0693 256 999 1194 (C)

ADDRESS FOR APPEAL: 1911 Westmead Sr SW Decatur AL 35601

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  
Administrative office for mobile oil change company. There will be  
no customers or services to be performed at this address.  
Materials stored in the trailer which will be out of  
sight.

APPLICANT SIGNATURE: [Signature]  
 PRINT NAME: John Michael Wharton  
 DATE: 1/27/2014

OFFICE USE ONLY:  
 RECEIVED BY: Cindy  
 ZONING DISTRICT: R-2  
 HEARING DATE: Feb 25th at 4:00pm  
 APPROVED/DISAPPROVED: [Signature]  
 Council Chamber

The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

**CASE NO 1 1911 WESTMEAD ST SW**

## HOME OCCUPATION QUESTIONS

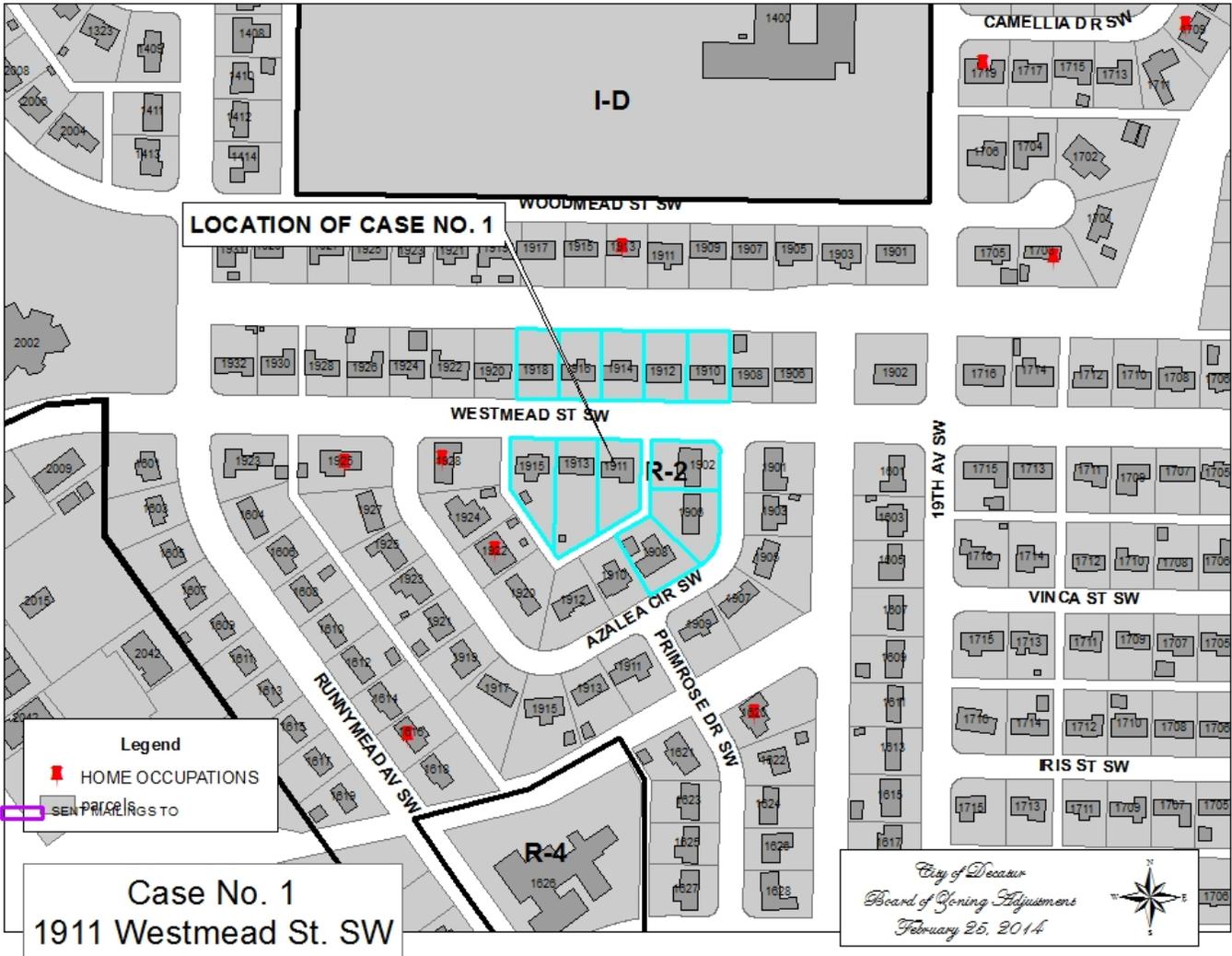
CHECK YES OR NO FOR EACH QUESTION

1. Is the use applied for, administrative office, making of crafts, sewing, etc., conducted entirely within the dwelling? YES  NO
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES  NO
3. Is there advertising on the premises or your vehicles? YES  NO
4. Is more than one room within the home used for the home occupation? YES  NO
5. Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES  NO
6. Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES  NO
7. Is there any increase in traffic connected with this home occupation? YES  NO
8. Will there be any more than one sales parties at you home per quarter related to this home occupation? YES  NO
9. Will this home occupation result in increased parking demands? YES  NO
10. Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, Fed-Ex, Airborne Freight? YES  NO
11. Will there be any employees of this home occupation other than members of the family living in the home? YES  NO

SIGNED:  DATE: 1-27-2014

ADDRESS: 1911 Westmead St. SW Decatur AL 35601

**QUESTIONNAIRE**



**LOCATION MAP 1911 WESTMEAD ST SW**



*Grand Old CHARMING SCALE*

# Board of Zoning Adjustment

APPLICANT: Kelvin BANKhead  
 MAILING ADDR: 511 Carolyn St. SW  
 CITY STATE ZIP: Decatur, AL 35601  
 PHONE: 256-642-1237

PROPERTY OWNER: Kelvin BANKhead  
 OWNER ADDR: 511 Carolyn St. SW  
 CITY STATE ZIP: Decatur, AL 35601  
 OWNER PHONE: (256) 642-1237

ADDRESS FOR APPEAL: 511 Carolyn St. SW Decatur AL

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  
I will be using my home as my business  
office (party promoter/planner) but there will  
not be any customer traffic or customer parking  
at this address. All contacts made on phone and

APPLICANT SIGNATURE: <u>Kelvin Bankhead</u>	OFFICE USE ONLY: <u>off site</u>
PRINT NAME: <u>KELVIN BANKhead</u>	RECEIVED BY: <u>Judy</u>
DATE: <u>01/27/14</u>	ZONING DISTRICT: <u>R-1</u>
	HEARING DATE: <u>Feb 25<sup>th</sup> @ 4:00 2014</u>
	APPROVED/DISAPPROVED: _____

The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

**CASE NO 2 511 CAROLYN ST SW**

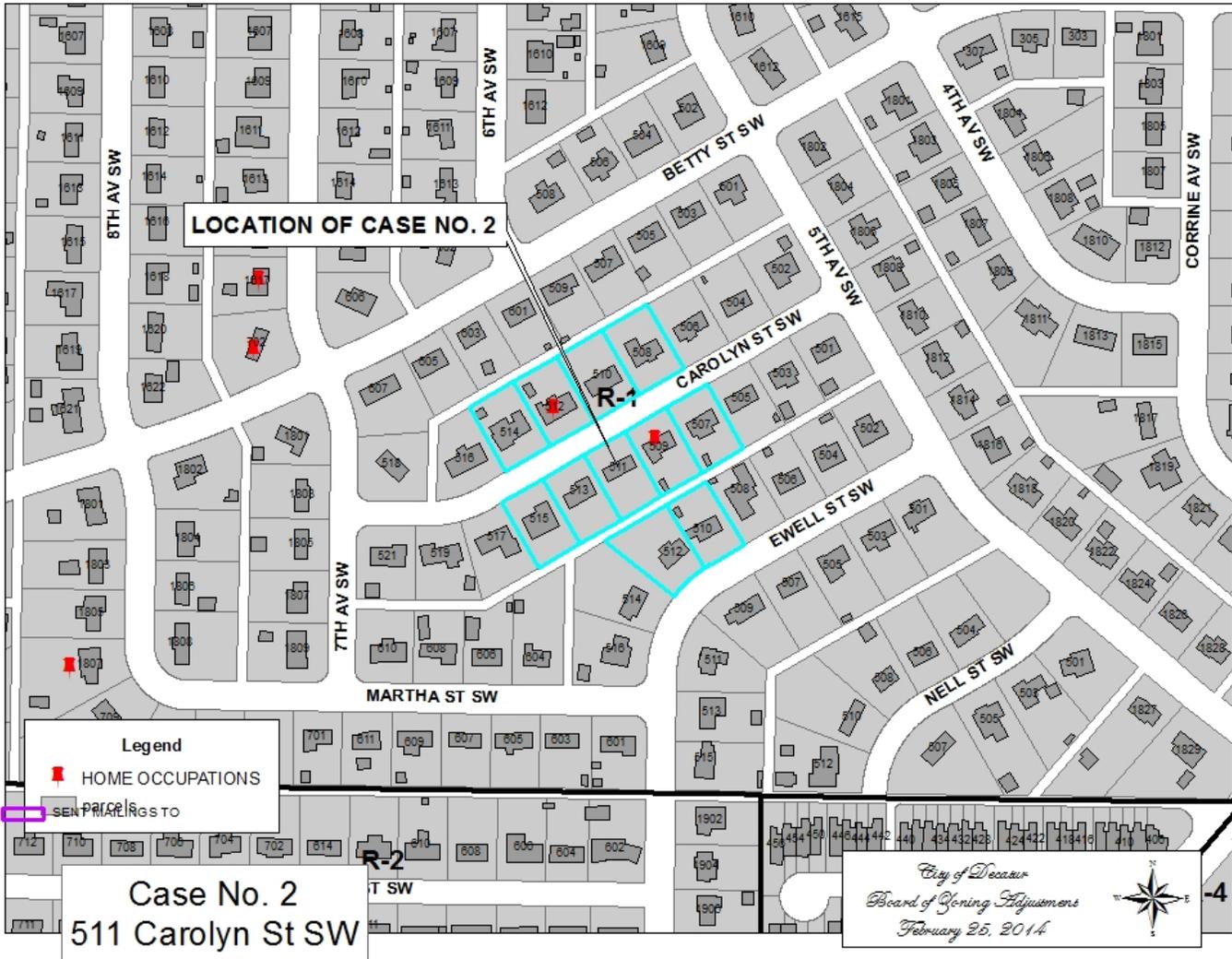
## HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

1. Is the use applied for, administrative office, making of crafts, sewing, etc., conducted entirely within the dwelling? YES  NO  *KB.*
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES  NO
3. Is there advertising on the premises or your vehicles? YES  NO
4. Is more than one room within the home used for the home occupation? YES  NO
5. Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES  NO
6. Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES  NO
7. Is there any increase in traffic connected with this home occupation? YES  NO
8. Will there be any more than one sales parties at you home per quarter related to this home occupation? YES  NO
9. Will this home occupation result in increased parking demands? YES  NO
10. Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, Fed-Ex, Airborne Freight? YES  NO
11. Will there be any employees of this home occupation other than members of the family living in the home? YES  NO

SIGNED: Kelvin Bankled DATE: 1/27/14  
ADDRESS: 511 Carolyn St. SW Decatur, AL 35601

**QUESTIONNAIRE**



**LOCATION MAP 511 CAROLYN ST SW**



*Great City* CHARMING SCALE

# Board of Zoning Adjustment

APPLICANT: Virginia Susie Balch  
 MAILING ADDR: 913 Tracey Lane SW  
 CITY STATE ZIP: Decatur, AL 35601  
 PHONE: 256-353-5182

PROPERTY OWNER: Dustin and Virginia Balch  
 OWNER ADDR: 913 Tracey Lane SW  
 CITY STATE ZIP: Decatur, AL 35601  
 OWNER PHONE: 256-353-5182

ADDRESS FOR APPEAL: 913 Tracey Lane SW Decatur, AL 35601

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  
I want to use my home as an administrative office for my embroidery business. Embroidery service will be conducted online and no customers will come to the house.

APPLICANT SIGNATURE: <u>V. Susie Balch</u> PRINT NAME: <u>V. Susie Balch</u> DATE: <u>1/15/14</u>	OFFICE USE ONLY: RECEIVED BY: <u>Cindy</u> ZONING DISTRICT: <u>R-5.0</u> HEARING DATE: <u>February 25<sup>th</sup> at 4:00 pm</u> APPROVED/DISAPPROVED: _____
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The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

**CASE NO 3 913 TRACEY LANE SW**

## HOME OCCUPATION QUESTIONS

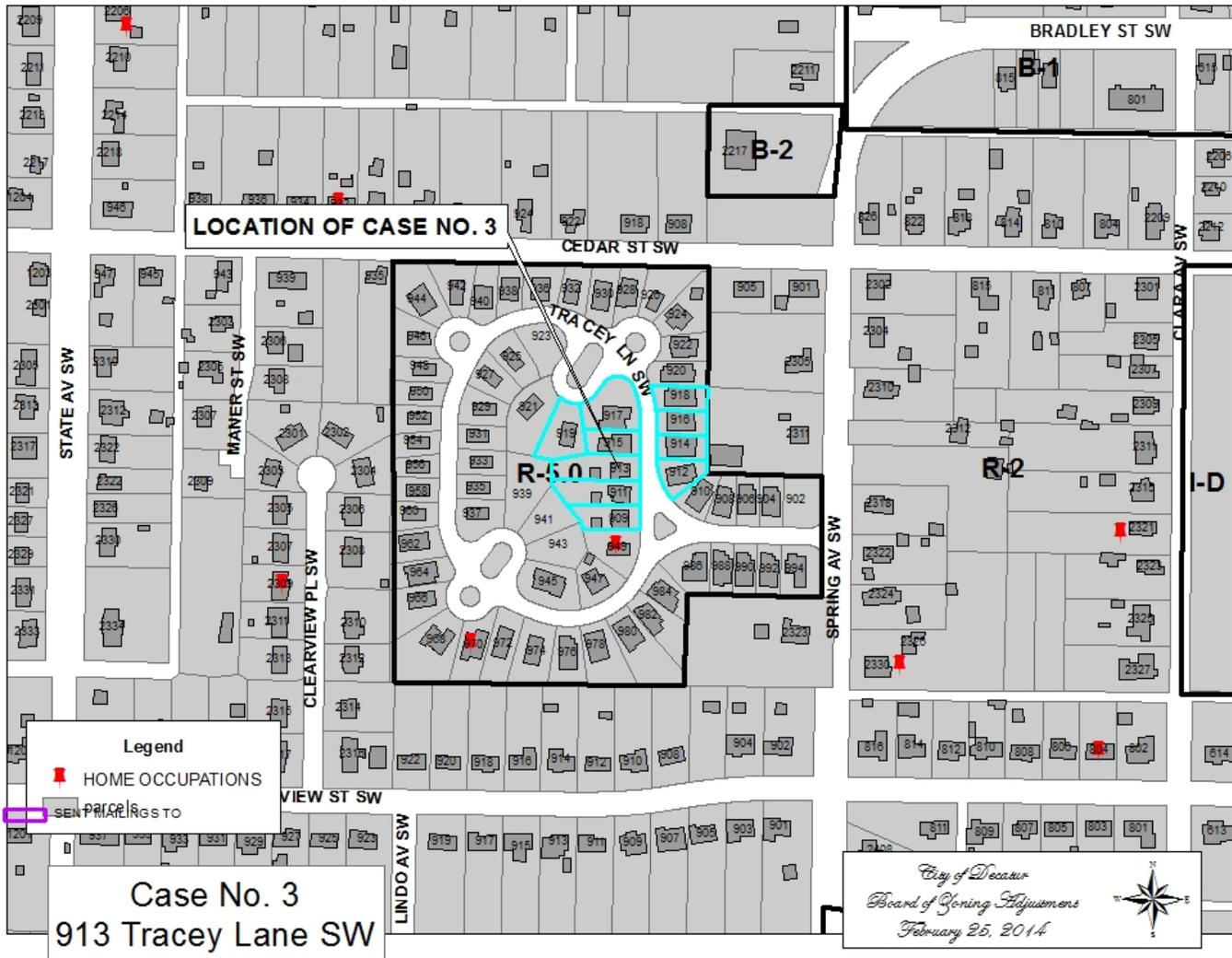
CHECK YES OR NO FOR EACH QUESTION

1. Is the use applied for, administrative office, making of crafts, sewing, etc., conducted entirely within the dwelling? YES  NO
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES  NO
3. Is there advertising on the premises or your vehicles? YES  NO
4. Is more than one room within the home used for the home occupation? YES  NO
5. Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES  NO
6. Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES  NO
7. Is there any increase in traffic connected with this home occupation? YES  NO
8. Will there be any more than one sales parties at you home per quarter related to this home occupation?  
YES  NO
9. Will this home occupation result in increased parking demands? YES  NO
10. Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, Fed-Ex, Airborne Freight? YES  NO
11. Will there be any employees of this home occupation other than members of the family living in the home?  
YES  NO

SIGNED: V. Susie Balch DATE: 1/15/14

ADDRESS: 913 Tracey Lane SW Decatur, AL 35601

**QUESTIONNAIRE**



LOCATION MAP 913 TRACEY LN SW



*99* City of CHARMING SCALE

# Board of Zoning Adjustment

APPLICANT: ELISE H. HANNAH  
 MAILING ADDR: 2407 HIDEAWAY PLACE SE  
 CITY STATE ZIP: DECATUR, ALABAMA 35603  
 PHONE: 256-214-6612

PROPERTY OWNER: ELISE H. HANNAH  
 OWNER ADDR: 2407 HIDEAWAY PLACE SE  
 CITY STATE ZIP: DECATUR, ALABAMA 35603  
 OWNER PHONE: \_\_\_\_\_

ADDRESS FOR APPEAL: 2407 HIDEAWAY PLACE SE, DECATUR, AL 35603

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  
THE NATURE OF MY BUSINESS IS THAT OF A DESIGN CONSULTANT. ALL  
OF MY BUSINESS IS CONDUCTED OFF-SITE. THE ONLY BUSINESS  
WORK AT 2407 HIDEAWAY PLACE IS THE USE OF MY COMPUTER AND  
TELEPHONE. (CLIENTS DO NOT MEET WITH ME AT MY HOME, I WORK AT THEIR  
HOME OFFICE ONLY. HOMES.

APPLICANT SIGNATURE: <u>Elise H. Hannah</u>	OFFICE USE ONLY:
PRINT NAME: <u>ELISE H. HANNAH</u>	RECEIVED BY: <u>Cindy</u>
DATE: <u>2.3.2014</u>	ZONING DISTRICT: <u>R-2</u>
	HEARING DATE: <u>Feb. 25th at 4:00pm.</u>
	APPROVED/DISAPPROVED: _____

The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

**CASE NO 4 2407 HIDEAWAY PL SE**

## HOME OCCUPATION QUESTIONS

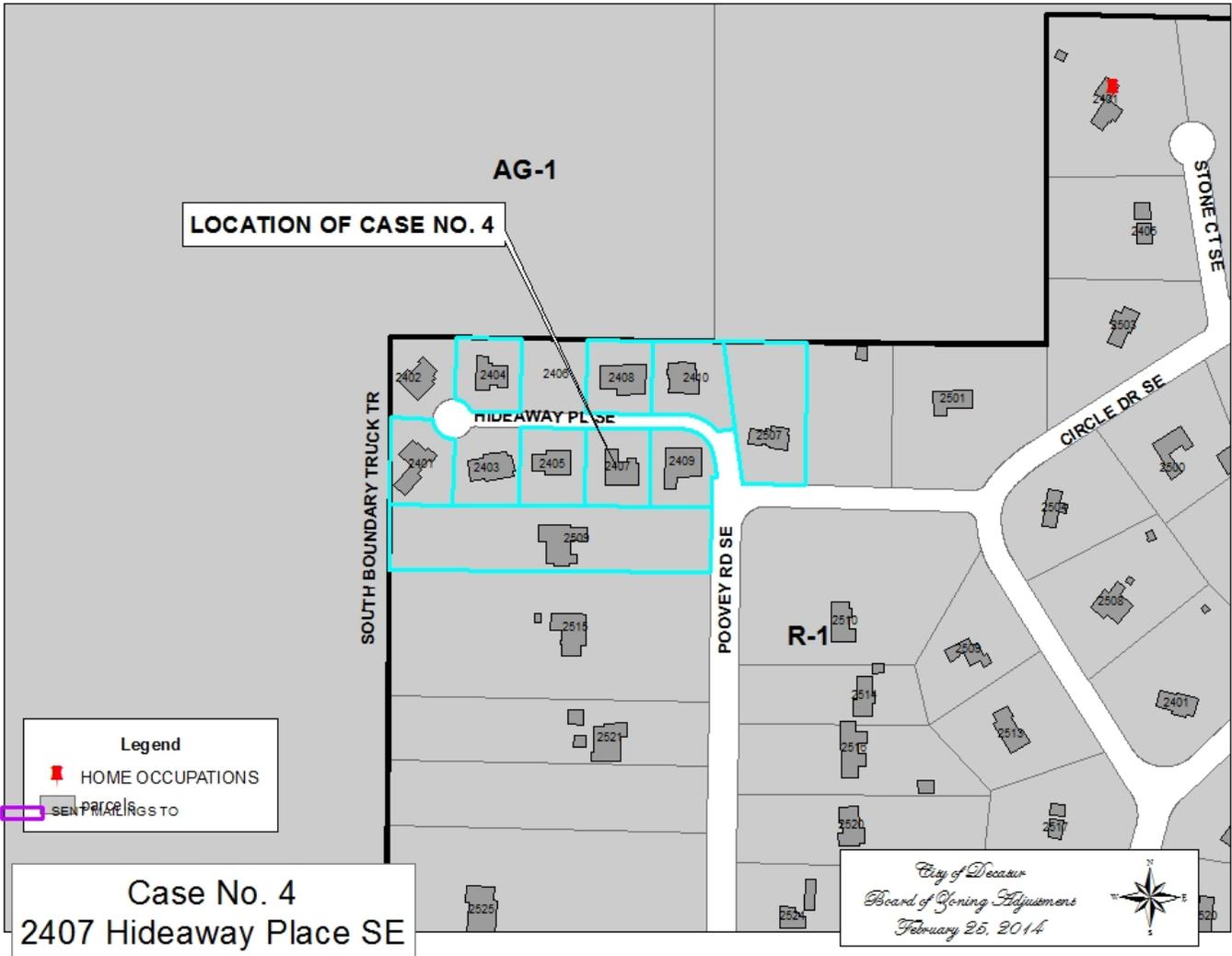
CHECK YES OR NO FOR EACH QUESTION

1. Is the use applied for, administrative office, making of crafts, sewing, etc., conducted entirely within the dwelling? YES  NO
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES  NO
3. Is there advertising on the premises or your vehicles? YES  NO
4. Is more than one room within the home used for the home occupation? YES  NO
5. Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES  NO
6. Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES  NO
7. Is there any increase in traffic connected with this home occupation? YES  NO
8. Will there be any more than one sales parties at you home per quarter related to this home occupation? YES  NO
9. Will this home occupation result in increased parking demands? YES  NO
10. Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, Fed-Ex, Airborne Freight? YES  NO
11. Will there be any employees of this home occupation other than members of the family living in the home? YES  NO

SIGNED: Elice H. Hannah DATE: 2.3.2014

ADDRESS: 2407 HIDEAWAY PLACE SE,  
DECATUR, AL 35603

**QUESTIONNAIRE**



**LOCATION MAP 2407 HIDEAWAY PL SE**



CHARMING SCALE

# Board of Zoning Adjustment

APPLICANT: ARYN MCINTYRE  
 MAILING ADDR: 2710 Summerwind Drive SE  
 CITY STATE ZIP: Decatur, AL 35003  
 PHONE: 256-466-0203

PROPERTY OWNER: ~~SAME AS ABOVE~~ Aryn McIntyre  
 OWNER ADDR: 2710 Summerwind Dr. SE  
 CITY STATE ZIP: Decatur, AL 35003  
 OWNER PHONE: 256-466-0203

ADDRESS FOR APPEAL: 2710 Summerwind DR. SE Decatur, AL 35003

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  
NEED ADMINISTRATIVE OFFICE - WILL RECEIVE  
ORDERS ~~FOR~~ IN ADVANCE) GO TO MARKET & PURCHASE  
WHOLESALE AND HAVE ITEMS PURCHASED DROP-  
SHIPPED TO CLIENTS HOME. NO CUSTOMERS WILL COME TO  
my home.

APPLICANT SIGNATURE: <u>Aryn McIntyre</u>	OFFICE USE ONLY: <u>my home.</u>
PRINT NAME: <u>Aryn McIntyre</u>	RECEIVED BY: <u>Judy</u>
DATE: <u>1/17/14</u>	ZONING DISTRICT: <u>R-2</u>
	HEARING DATE: <u>Feb. 25, 2014</u>
	APPROVED/DISAPPROVED: _____

The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

CASE NO 5 2710 SUMMERWIND DR SE

## HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

1. Is the use applied for, administrative office, making of crafts, sewing, etc., conducted entirely within the dwelling? YES  NO
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES  NO
3. Is there advertising on the premises or your vehicles? YES  NO
4. Is more than one room within the home used for the home occupation? YES  NO
5. Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES  NO
6. Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES  NO
7. Is there any increase in traffic connected with this home occupation? YES  NO
8. Will there be any more than one sales parties at you home per quarter related to this home occupation? YES  NO
9. Will this home occupation result in increased parking demands? YES  NO
10. Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, Fed-Ex, Airborne Freight? YES  NO
11. Will there be any employees of this home occupation other than members of the family living in the home? YES  NO

SIGNED: \_\_\_\_\_

*Christine McIntyre*

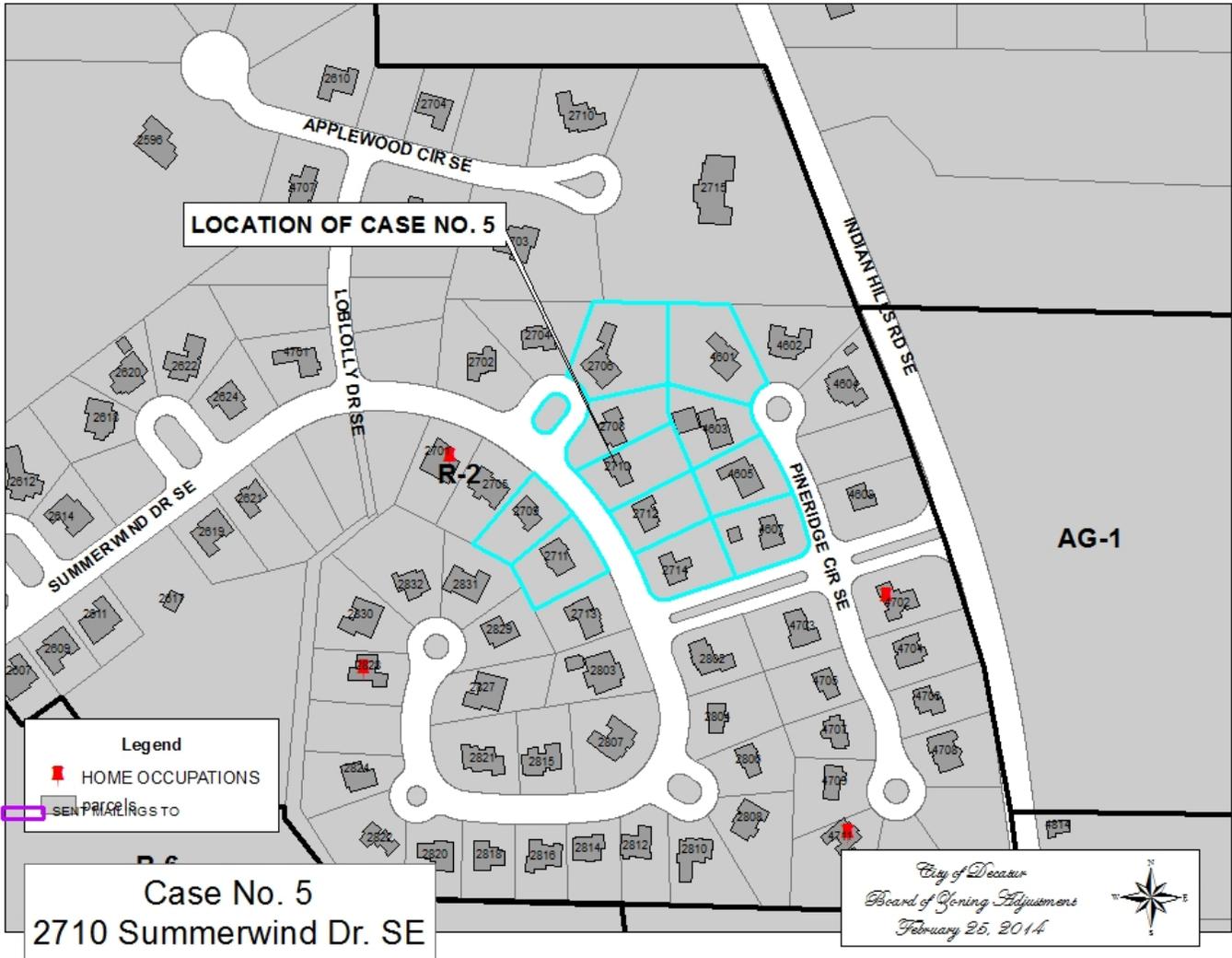
DATE: \_\_\_\_\_

1/17/2014

ADDRESS: \_\_\_\_\_

2710 Summerwind DR. SE Decatur, AL 35603

**QUESTIONNAIRE**



**LOCATION MAP 2710 SUMMERWIND DR SE**



CHARGING SCALE

# Board of Zoning Adjustment

APPLICANT: Melissa Davis Scruggs  
 MAILING ADDR: 1424 Smith Ave apt. D  
 CITY STATE ZIP: Decatur, AL 35603  
 PHONE: 256-466-6865

PROPERTY OWNER: Allan Deward - Owner has approved home office.  
 OWNER ADDR: 905 6th Ave SE  
 CITY STATE ZIP: Decatur, AL 35601  
 OWNER PHONE: 256-355-3410

ADDRESS FOR APPEAL: 1424 Smith Ave apt D  
Decatur, AL 35603

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS.)  
Administrative office only. Editing video and short film clips in office with computer and maintaining website. Patron will contact me via internet only. No traffic in and out of residence.

APPLICANT SIGNATURE: Melissa Davis Scruggs  
 PRINT NAME: Melissa Davis Scruggs  
 DATE: 2/5/14

RESIDENCE OFFICE USE ONLY:  
 RECEIVED BY: Jh  
 ZONING DISTRICT: R-4  
 HEARING DATE: 2/25/14  
 APPROVED/DISAPPROVED: \_\_\_\_\_

The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

02-05-2014 P05:34

**CASE NO 6 1424 SMITH AVE SW, APT D**

## HOME OCCUPATION QUESTIONS

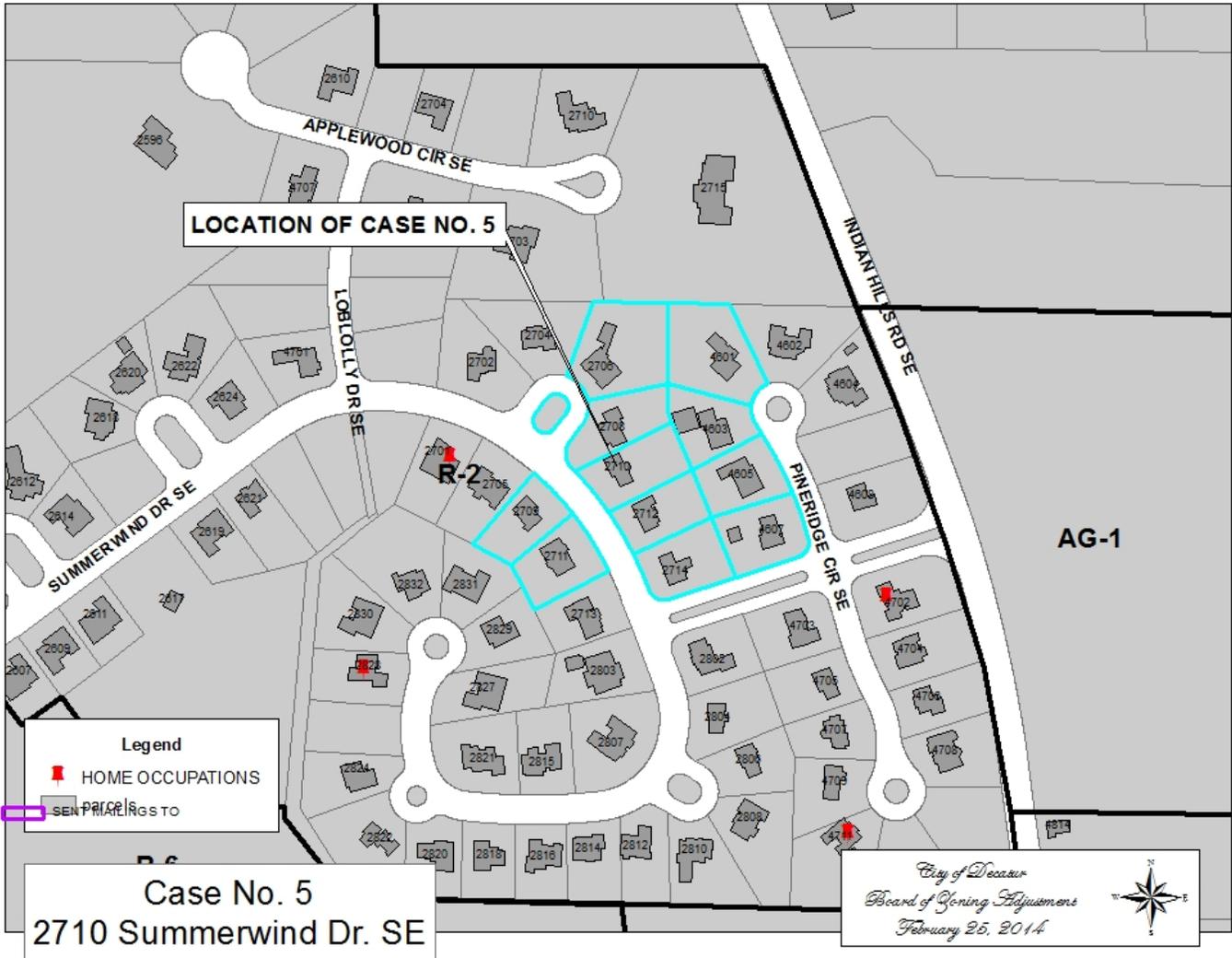
CHECK YES OR NO FOR EACH QUESTION

1. Is the use applied for, administrative office, making of crafts, sewing, etc., conducted entirely within the dwelling? YES  NO
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES  NO
3. Is there advertising on the premises or your vehicles? YES  NO
4. Is more than one room within the home used for the home occupation? YES  NO
5. Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES  NO
6. Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES  NO
7. Is there any increase in traffic connected with this home occupation? YES  NO
8. Will there be any more than one sales parties at you home per quarter related to this home occupation? YES  NO
9. Will this home occupation result in increased parking demands? YES  NO
10. Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, Fed-Ex, Airborne Freight? YES  NO
11. Will there be any employees of this home occupation other than members of the family living in the home? YES  NO

SIGNED: Melissa Davis Scrogg DATE: 2/5/14

ADDRESS: 1424 Smith ave Apt. D Decatur, AL35603

QUESTIONNAIRE



**LOCATION MAP 2710 SUMMERWIND DR SE**



# Board of Zoning Adjustment

APPLICANT: Scott Electric Sign Co. Inc.  
 MAILING ADDR: 5636 Clifford Circle  
 CITY STATE ZIP: Birmingham AL 35210  
 PHONE: 205-956-6555

<sup>Tenant</sup>  
 PROPERTY OWNER: University Hyundai of Decatur  
 OWNER ADDR: 1211 Beltline Rd.  
 CITY STATE ZIP: Decatur, AL. 35603  
 OWNER PHONE: \_\_\_\_\_

ADDRESS FOR APPEAL: 1211 Beltline Rd.

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS.)  
Dealer is requesting a variance for the proposed 330 sqft. Pylon Sign.  
The Dealer has already reduced the overall height of the sign from 34'-6" down to  
30' in order to come into compliance. Actual logo on the sign only measures 72.58 ft.  
Also, Dealer only using 47% of total allowed building signage.

APPLICANT SIGNATURE: Hilton Grant  
 PRINT NAME: Hilton Grant  
 DATE: 1/17/14

OFFICE USE ONLY:  
 RECEIVED BY: Bob  
 ZONING DISTRICT: M-2A  
 HEARING DATE: Feb. 25, 2014  
 APPROVED/DISAPPROVED: \_\_\_\_\_

The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>th</sup> of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

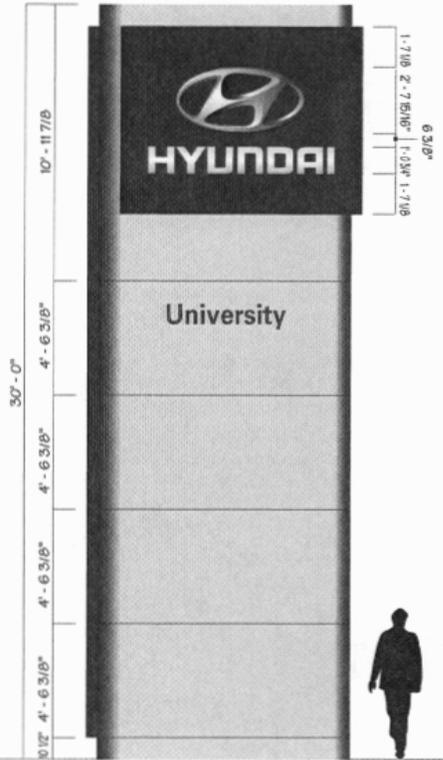
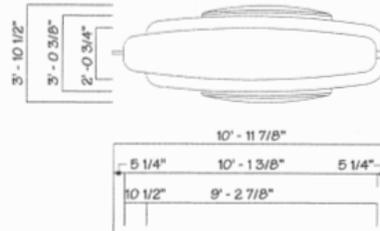
**CASE NO 7 1211 BELTLINE RD SW**

# PYLONS

Dealer Name Text will vary.

## HP-72-30

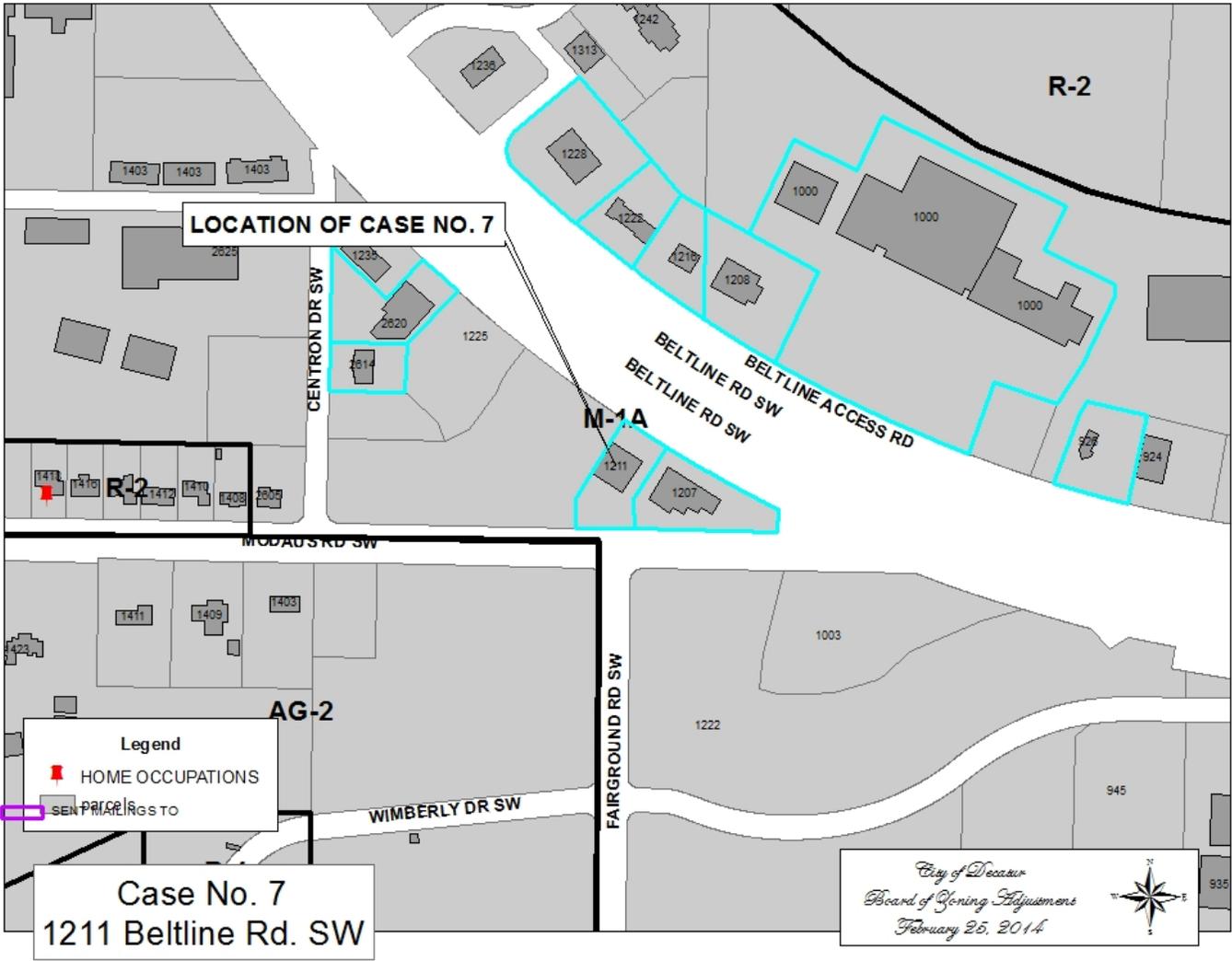
72.04 sq ft



The final sign location is to be determined by the authority having jurisdiction. The approved location may vary from what is depicted in the rendering.

STREET SIDE →

Site ID: AL031 University Decatur - #1353		Drawn by: MAR
	AGI Rep: JWB	<small>This document is the sole property of Architectural Graphics, Inc. and all design, manufacturing, reproduction, use and sale rights regarding the same are reserved. Reproduction, in any quantity, without the written permission of Architectural Graphics, Inc. is strictly prohibited. The AGI logo, the Hyundai logo and all other marks are trademarks of their respective owners. All other marks are the property of their respective owners. All rights reserved. © 2011 Architectural Graphics, Inc. All rights reserved. All other marks are the property of their respective owners. All rights reserved.</small>
	Scale: 3/16"=1'	
	Date: 6/26/11	
 <b>Architectural Graphics, Inc.</b> 2635 International Floor, Virginia Beach, VA 23452 PHONE: 757-537-1900 • Fax: 757-537-1901 www.AG-USA.com		



**LOCATION MAP 1211 BELTLINE RD SW**



*Judy*  
City of Decatur, Alabama  
BOARD OF ZONING ADJUSTMENT

# Board of Zoning Adjustment

APPLICANT: S+M SIGNS  
 MAILING ADDR: PO BOX 275  
 CITY STATE ZIP: DECATUR, AL 35602  
 PHONE: 256-353-8801

PROPERTY OWNER: ~~JERRY~~ JORICH  
 OWNER ADDR: 1811 BELTLINE ROAD  
 CITY STATE ZIP: DECATUR, AL 35601  
 OWNER PHONE: 256-777-7575

ADDRESS FOR APPEAL: 1811 BELTLINE ROAD

NATURE OF APPEAL:  
 HOME OCCUPATION       SETBACK VARIANCE       SIGN VARIANCE  
 USE PERMITTED ON APPEAL       APPEAL OF ADMINISTRATIVE DECISION  
 OTHER       SURVEY FOR VARIANCES ATTACHED       DRAWINGS FOR VARIANCES ATTACHED

DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  
ASKING FOR 10' SIGN VARIANCE TO REPLACE EXISTING  
LEGAL, NON-CONFORMING SIGN. TO MEET CURRENT  
SETBACK, SIGN WOULD BE IN THE MIDDLE OF  
THE DRIVEWAY WITH NO VARIANCE HAVE HARDSHIP.

APPLICANT SIGNATURE: *[Signature]*  
 PRINT NAME: CAROLAN MCNEELY  
 DATE: 2/6/14

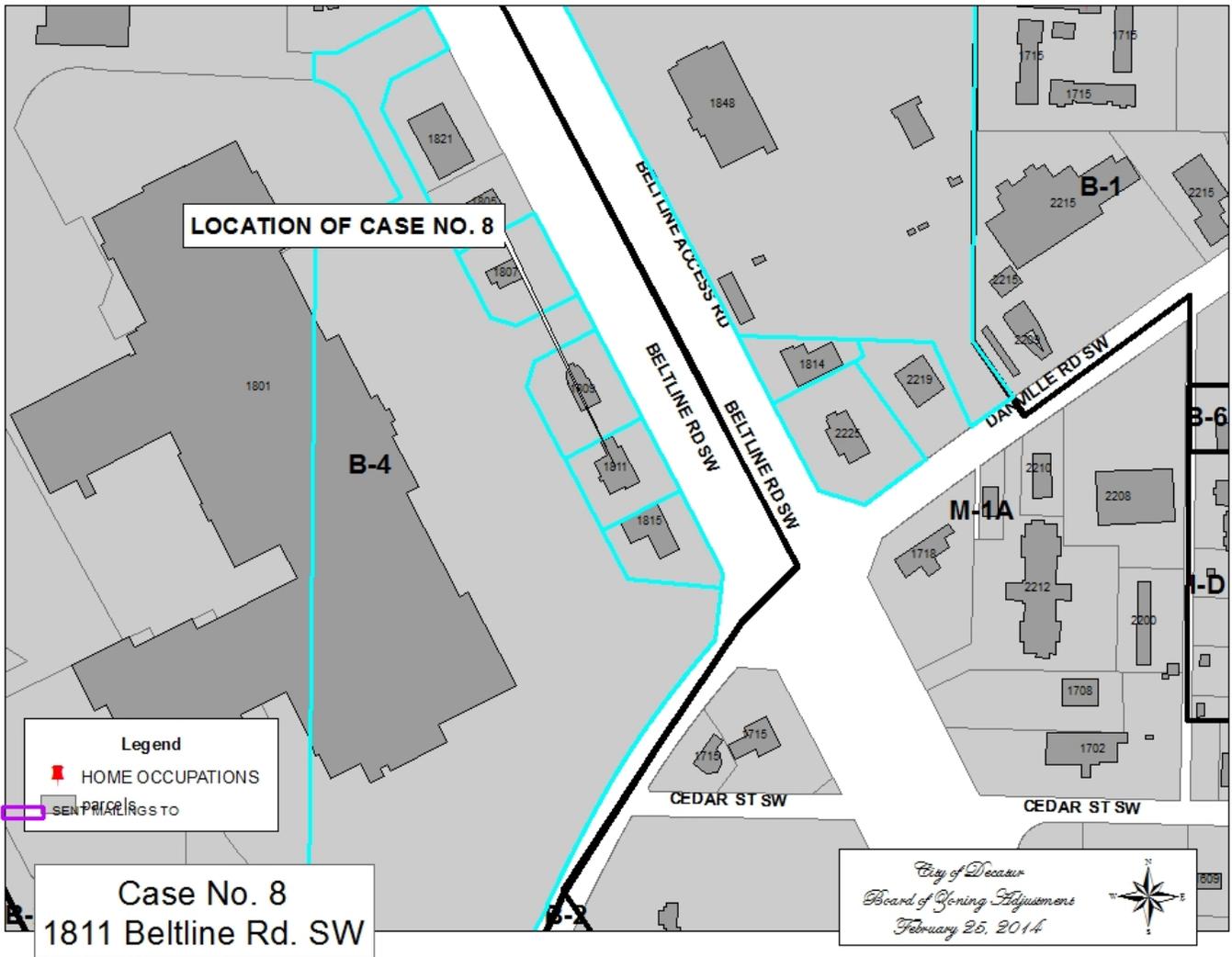
OFFICE USE ONLY:  
 RECEIVED BY: *Judy*  
 ZONING DISTRICT: B-4  
 HEARING DATE: Feb 25, 2014  
 APPROVED/DISAPPROVED: \_\_\_\_\_

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**CASE NO 8 1811 BELTLINE RD SW**



Sign Picture



**LOCATION MAP 1811 BELTLINE RD SW**



**APPLICATION FOR APPEAL TO THE BOARD OF ZONING  
ADJUSTMENT  
CITY OF DECATUR, ALABAMA**

APPLICANT NAME:	The Church of the Good Shepherd
MAILING ADDRESS: PLEASE INCLUDE CITY, STATE AND ZIP	3809 Spring Avenue SW Decatur, AL 35603
PHONE:	256-351-9955
PROPERTY OWNER NAME:	Same <u>The Church of the Good Shepherd</u>
MAILING ADDRESS: PLEASE INCLUDE CITY, STATE AND ZIP	<u>3809 Spring Ave SW</u> <u>Decatur, AL 35603</u>
PHONE:	<u>256-351-9955</u>

**PROPERTY LOCATION/STREET ADDRESS FOR REQUEST:**  
3809 Spring Avenue SW, Decatur, AL 35603

**NATURE OF THE APPEAL:**

HOME OCCUPATION       SETBACK VARIANCE       USE PERMITTED ON APPEAL

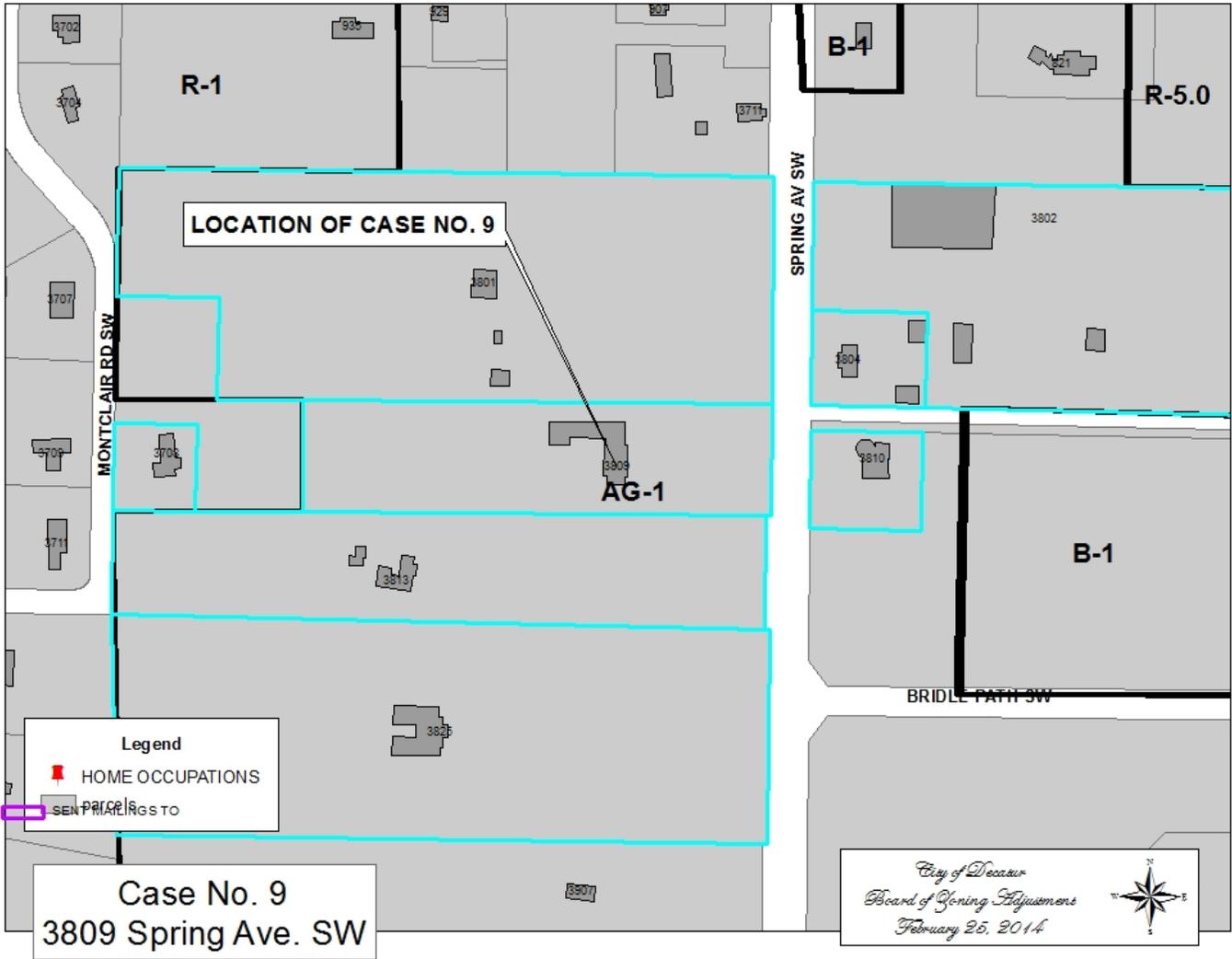
SIGN VARIANCE       APPEAL OF ADMINISTRATIVE DECISION       OTHER

**DESCRIBE IN DETAIL THE REQUEST:** Request to conduct a Farmers Market on the front lawn of the Church  
of Good Shepherd. Vendors will be local farmers and artisans and they will provide their own tents and tables  
and they set them up and remove them at the end of the market. Market will be conducted on Mondays only.

<p>APPLICANT SIGNATURE <u><i>Shelley Coxwell</i></u></p> <p>PRINT NAME Shelley Coxwell</p> <p>DATE 2-10-14</p>	<p><b>OFFICE USE ONLY</b></p> <p>REVIEWED BY: <u><i>July</i></u></p> <p>ZONING DISTRICT: <u><i>A8-1</i></u></p> <p>HEARING DATE: <u><i>Feb 25, 2014</i></u></p> <p>APPROVED/DISAPPROVED: _____</p>
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The Board of Zoning Adjustment meets the LAST Tuesday of each month at 4:00 PM in the Council Chambers of City Hall. Applications must be filed by the 10<sup>th</sup> of the month. Applicants MUST be present in order for the case to be heard. Please request a copy of this application.

**CASE NO 9 3809 SPRING AVE SW**



**LOCATION MAP 3809 SPRING AVE SW**