

# BOARD OF ZONING ADJUSTMENT AGENDA

April 25, 2017

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## **MINUTES MARCH 28, 2017**

MEMBERS PRESENT: Chairman, Larry Waye, Mr. Charles Taylor and Mr. Collis

Stevenson

SUPERNUMERARIES: Mrs. Sally Jo Green and Ms. Delayne Dean

OTHERS PRESENT: Mr. Wally Terry, Director

....and Custodian of Records

Mr. Herman Marks, City Attorney

Mr. Chip Alexander, Asst. City Attorney

Mrs. Karen Smith, Planner

Mr. Bob Sims, Building Inspector Ms. Judy Bosworth, Recorder

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

Ms. Sally Jo Green moved to **approve** the minutes of the October meeting as printed. Mr. Collis Stevenson seconded the motion. On a voice vote, the motion carried.

The Board considered the following applications and appeals.

#### CASE NO 1

Application and appeal of Charles Farrior 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 sell Candy's Foods Q-Kick sauces online at 2928 Breckenridge DR SW, property located in a R-2 Residential Single-Family Zoning District.

Mr. Charles Farrior presented this case to the Board. Mr. Farrior stated he would like an administrative office for his online sales business selling his homemade recipes of sauces. Mr. Farrior also stated the production and bottling would be done in Tennessee. Mr. Farrior further stated there would be no machinery, no trucks, no employees and no signs at his home because everything would be handled either on-line or by selling at events.

Both Mr. Sims of the Building Department and Mrs. Smith of the Planning Department recommended approval.

Mrs. Sally Jo Green moved to approve this home occupation request as submitted. Mr. Charles Taylor seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 2

Application and appeal of Carey Sutton 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 travel agency at 1807 26<sup>th</sup> Ave SE, property located in a R-1 Residential Single-Family Zoning District.

Ms. Carey Sutton presented this case to the Board. Ms. Sutton stated she would like an administrative office for her existing travel agency business. Ms. Sutton also stated there would be no signs, no employees and no traffic.

Mr. Charles Taylor inquired if the applicant had moved? Ms. Sutton said she had moved and needed the administration office at her new address.

Both Mr. Sims of the Building Department and Mrs. Smith of the Planning Department recommended approval.

Mr. Collis Stevenson moved to approve this home occupation request as submitted. Mrs. Sally Jo Green seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 3

Application and appeal of Shelby Whisenant 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 sell clothing online at 2026 Danville Park Dr. Apt .4 ,property located in a R-4 Residential Multi-Family Zoning District.

Ms. Shelby Whisenant presented this case to the Board. Ms. Whisenant stated she would like an administrative office for an online clothing business. Ms. Whisenant also stated the items would be shipped direct to the customer and she would have no employees.

Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith stated the Planning Department would concur with the Building Department.

Mr. Charles Taylor moved to approve this home occupation request as submitted. Mrs. Sally Jo Green seconded the motion. On a roll-call vote, the motion carried.

#### CASE 4

Application and appeal of Davin Schmelter 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 lawn care service at 106 Raymond ST SW, property located in a R-2 Residential Single-Family Zoning District.

This case was moved to the end of the docket because no one came forward when the case was called.

#### CASE NO 5

Application and appeal of Mahmood Abdullahpour for a 6 space parking variance from Section 25-16(q) of the Zoning Ordinance property located at 914 19<sup>th</sup> Ave SE Ste B, property located in a M-2 General Industrial Zoning District.

Mr. Mahmood Abdullahpour presented this case to the Board. Mr. Abdullahpour stated he was seeking a 6 space parking variance in order to be able to re-open a business in the same building where he currently has a grocery store. Mr. Abdullahpour also explained that most of his business was walk up customers from the surrounding area so there was no problem with parking currently.

Mr. Charles Taylor stated that walk up customers may not apply to the new business.

Chairman, Larry Waye asked the applicant what kind of business he wanted to open. Mr. Abdullahpour stated a barber shop, beauty shop, or a tattoo shop. Chairman, Waye stated there were currently 5 parking spaces for the current business and a total of 11 spaces would be needed in order to have two businesses in the same building.

Chairman, Larry Waye went on to explain that a variance was granted in 2008 for an 8 space parking variance with the condition that only one business be operational at 914 19<sup>th</sup> Ave SE, and that the 912 19<sup>th</sup> Ave SE address was eliminated with concurrence from the Planning Department and Decatur Utilities. Chairman, Waye went on to explain that based on that agreement the 912 address ceased to exist. Mr. Abdullahpour stated he understood and wanted to address the building 914 19<sup>th</sup> Ave SE, Units A & B. Chairman, Waye stated that if approved today, the previous variance would no longer be applicable.

Mr. Sims stated the Building Department had no comment.

Mrs. Smith stated that the lot needed to be subdivided by going through the Planning Department. Mrs. Smith also stated there was no hardship present, therefore; the Planning Department would recommend denial.

Mr. Wally Terry stated to the Board that the previous parking variance was granted for the specific use of one space per 250 SF and that any new use would need to follow that guideline.

Mrs. Sally Jo Green moved to approve this variance request with the condition that any new business will adhere to the guidelines of 1 space per 250 SF of business floor area. Mr. Charles Taylor seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 6

Application and appeal of Karen Thomas for the following setback variances at 809 Line ST NE, property located in a R-3H Residential Historic Zoning District.

- 1. A 22 foot front-yard setback variance from Section 25-10.10(2)(c) for the property facing Line ST NE.
- 2. A 15 foot front-yard-setback variance from Section 25.10.10(2)(c) for the property facing Church St NE.
- 3. A 29 foot rear-yard setback variance from Section 25-10.10(2)9d)

Ms. Shirley Hammond, representative for Karen Thomas presented this case to the Board. Ms. Hammond stated her client was seeking several variances in order to construct an addition. Ms. Hammond stated each variance and explained that each would line up with the adjacent houses.

Mr. Charles Taylor affirmed with Ms. Hammond that the properties would line up.

Both Mr. Sims of the Building Department and Mrs. Smith of the Planning Department recommended approval.

Mr. Collis Stevenson moved to approve this variance request as submitted. Mrs. Sally Jo Green seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 7

Application and appeal of Decatur Baptist Church for a variance from Section 25-73(2) in order to install campus directional signs as shown on the drawings provided and labeled on exhibit A at 2527 Danville Rd SW, property located in an I-D Institutional District.

Chairman, Larry Waye stated he was advised by the church earlier in the day that they wanted to Table their request until next month's meeting.

#### CASE NO 8

Application and appeal of Hallie Alderson for a 2 foot side-yard setback variance from Section 25-12(1) in order to construct an addition at 2420 Modaus RD SW, property located in a AG-1 Agricultural Zoning District.

Ms. Lori Ann Sparkman representative for Hallie Alderson presented this case to the Board. Ms. Sparkman stated her aunt needed a 2 foot setback variance in order to construct an addition. Ms. Sparkman also stated the addition would be to the rear of the property.

Both Mr. Sims of the Building Department and Mrs. Smith of the Planning Department recommended approval.

Mr. Charles Taylor moved to approve this variance request as submitted. Mrs. Sally Jo Green seconded the motion. On a roll-call vote, the motion carried.

#### CASE NO 9

Application and appeal of Mapco for the following sign variances at 2400 Beltline Rd SW, property located in an M-1A Expressway Commercial Zoning District.

- 1. Requesting an 8 foot height variance from Section 25-77(e)(3) for a pylon sign.
- 2. Requesting a 12 foot area variance from Section 25-73(2) for 3 directional signs and
- 3. Requesting a 2 foot height variance from Section 25-73(2)(ii) for 1directional sign located on Old Moulton Rd SW.

Mr. Parks Harris of Trav-Ad Signs and Mr. Neil Weber of Mapco presented this case to the Board. Mr. Harris stated that Mapco was seeking sign variances for the new Mapco location.

Mr. Neil Weber stated they would like to increase the pylon sign height to 30 feet for visibility reasons since Beltline Rd SW has a very wide right-of-way and Old Moulton Rd SW has a lot of trees and vegetation obstructing the view. Additionally, Mr. Weber explained the directional signs needed a variance so that the truck drivers would know how to manuver once on the lot as the lot would be designed for some one-way traffic.

Both Mr. Sims of the Building Department and Mrs. Smith of the Planning Department stated they had no comment.

Mr. Charles Taylor moved to approve this variance request as submitted. Mrs. Sally Jo Green seconded the motion. On a roll-call vote, the motion carried.

#### CASE 4

Application and appeal of Davin Schmelter 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 lawn care service at 106 Raymond ST SW, property located in a R-2 Residential Single-Family Zoning District.

This case was called again. When no one came forward the case was dismissed.

The meeting adjourned at 4:40	
Chairman, Larry Waye	

## **AGENDA APRIL 25, 2017**

The Board of Zoning Adjustment of the City of Decatur will hold a public meeting in the COUNCIL CHAMBERS ON THE FIRST FLOOR OF City Hall, 402 Lee Street NE, on Tuesday April 25 2017 at 4:00 p.m. for the purpose of hearing the following applications and appeals at which time all interested parties are requested to the be present and will be given an opportunity to be heard.

## CASE NO 1 (Tabled from last month)

Application and appeal of Decatur Baptist Church for a variance from Section 25-73(2) in order to install campus directional signs as shown on the drawings provided and labeled on exhibit A at 2527 Danville Rd SW, property located in an I-D Institutional District.

#### CASE NO 2

Application and appeal of Gina Green 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 a home business at 3210 Cedarhurst DR SW to make and sell headbands, gloves and jewelry at retail outlets and 3<sup>rd</sup> Friday. Property located in a R-2 Residential Single-Family Zoning District.

#### CASE NO 3

Application and appeal of Sheree' Brown 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 social art working consulting business at 710 Well St NE, property located in a R-3H Residential Historic Single-Family Zoning District.

#### CASE NO 4

Application and appeal of Bobby C. Basden 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 medical administration business at 2104 Covington LN SW, property located in a R-2 Residential Single-Family Zoning District.

#### CASE NO 5

Application and appeal of Dede Quarry 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 online décor business at 3210 Trails End SW, property located in a R-2 Residential Single-Family Zoning District.

#### CASE NO 6

Application and appeal of Theduis L. Booth 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 home health business at 2025 Danville Park Dr SW Apt 110, property located in a R-4 Residential Multi-Family Zoning District.

#### CASE NO 7

Application and appeal of Tori Moseley 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 janitorial business at 1204 Cloverdale Ave SW, property located in a R-2 Residential Single-Family Zoning District.

#### CASE NO 8

Application and appeal of David Donovan for a 14 foot front yard setback variance from Section 25-78(d) in order to place a static display monument sign at 3821 Highway 31 S, property located in a B-6 Office Business District.

#### CASE NO 9

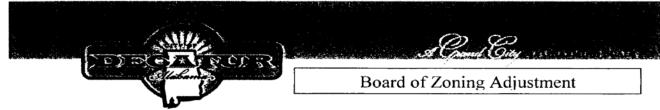
Application and appeal of Joseph Alan Hubbert for a 6 ½ foot front yard setback variance from Section 25-10.9(2)(c) in order to construct a covered porch at 2308 Hamilton DR SW, property located in a R-2 Residential Single-Family Zoning District.

#### CASE NO 10

Application and appeal of Redhead Enterprises, LLC for a 9 foot deep and 12 foot wide rear yard setback variance from Section 25-12 of the Zoning Ordinance in order to place a concrete slab for a cooler at 2699 Sandlin RD SW Ste A1, property located in a M-1A Expressway Commercial Zoning District.

#### CASE NO 11

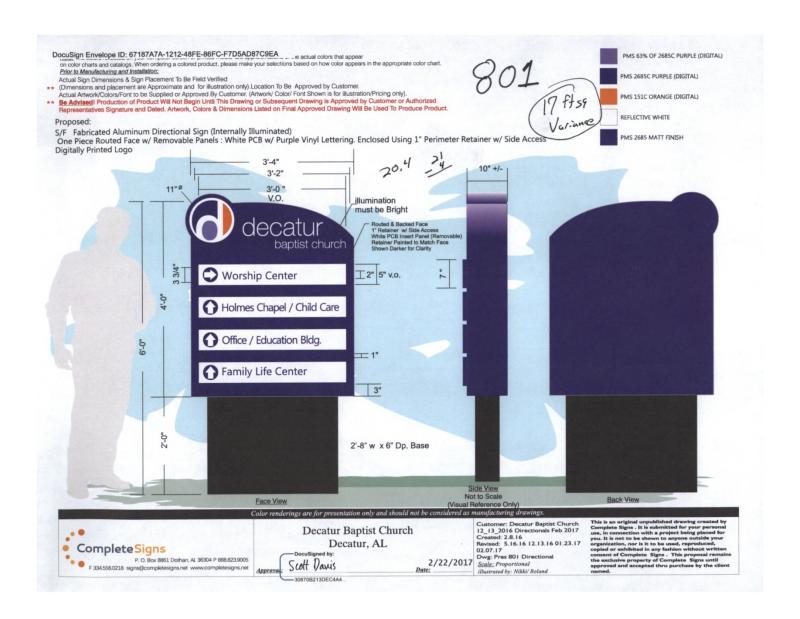
Application and appeal of Title Cash of Huntsville, Inc. for an appeal of an Administrative Decision from Section 25-11.2(c)(2) in order to combine a Deferred Presentment Loan and a Small Loan Company with a Licensed Title Loan Business at 1423 6<sup>th</sup> Ave SE, property located in a RD Redevelopment Zoning District.

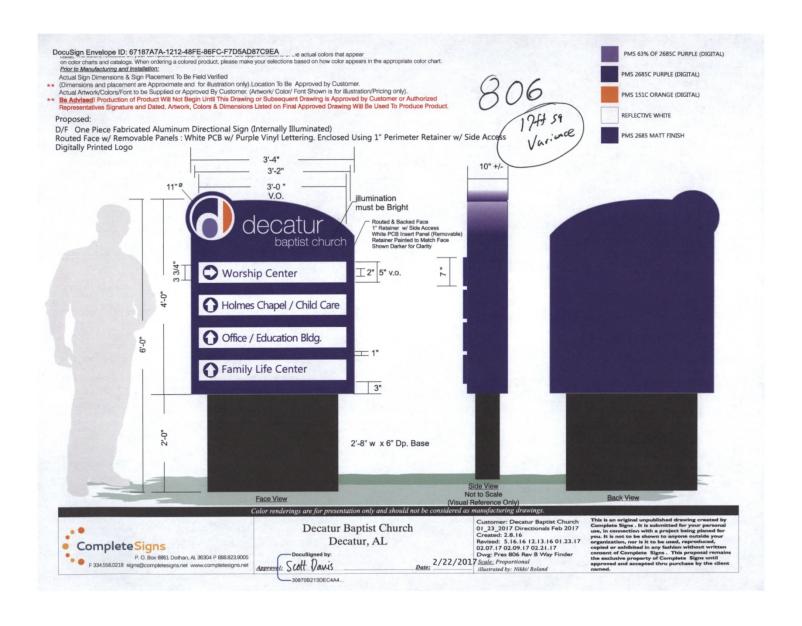


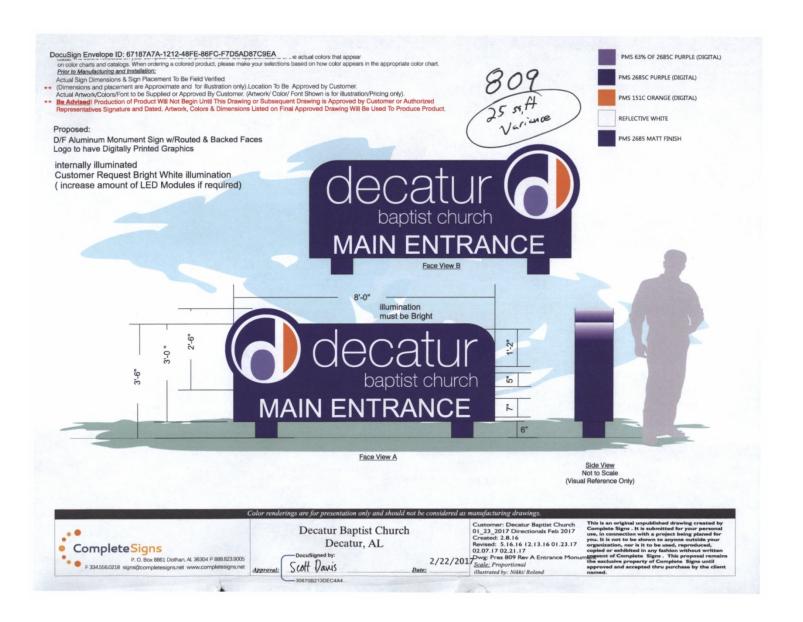
APPLICANT: Decatur Baptist Church
MAILING ADDR: 2527 Danville Road S. W.
CITY STATE ZIP: De cetur, AL 35603
PHONE: (254) 353-8579
PROPERTY OWNER: Decatur Baptist Church
OWNER ADDR: 2527 Danville Rd S.W.
CITY STATE ZIP: Decetur AL. 35603
OWNER PHONE: 256 - 353 - 8579
ADDRESS FOR APPEAL:
2527 Danville Road Derate AL 35603
NATURE OF APPEAL:  ☐ HOME OCCUPATION ☐ SETBACK VARIANCE  ☐ USE PERMITTED ON APPEAL ☐ APPEAL OF ADMINISTRATIVE DECISION  ☐ OTHER ☐ SURVEY FOR VARIANCES ATTACHED ☐ DRAWINGS FOR VARIANCES ATTACHED
*****Applicants or Duly Appointed Representative MUST be present in order
for the case to be heard****
DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)
We are requesting a variance to the maximum
we are requesting a variance to the maximum square footage allowance for on gremise directionals.
7 Total Signs
7 7 57 57 57 57 57 57 57 57 57 57 57 57
Applicant Name(print) Se-# E Devis   Office Use )
Signature Signature Received By WW
Representative Name(print) request both signatures   Zone   Zone   Hearing Date With 28 20
Signature     Approved/Disapproved
Pate 3-8-19

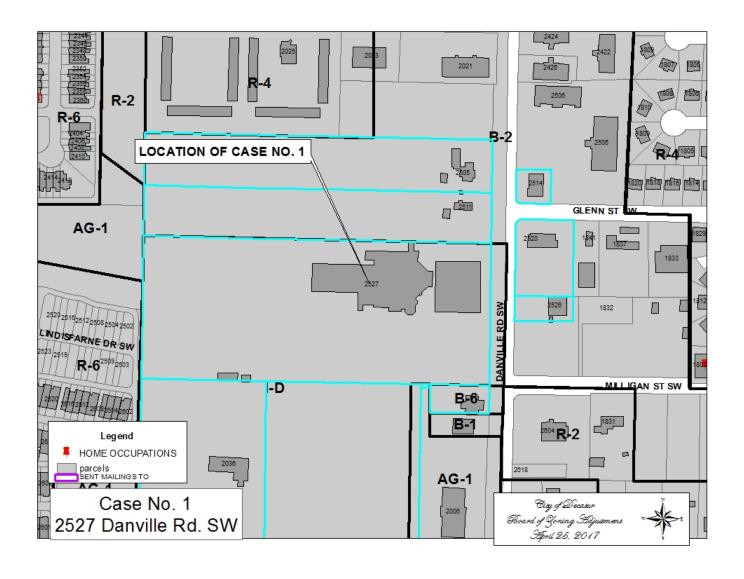
The Board of Zoning Adjustment meets the last Tuesday of each month at 4:00 PM in the Council Chambers on first floor of City Hall. Applications must be filed by the 10<sup>h</sup> of the month to be heard the last Tuesday of the month.

CASE NO 1 2527 DANVILLE RD SW

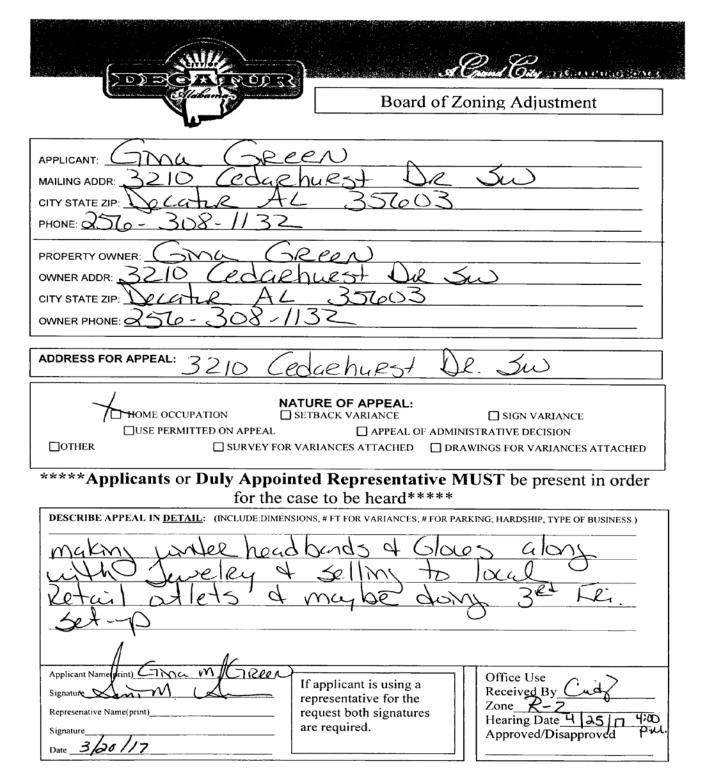








## LOCATION MAP 2527 DANVILLE RD SW



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>h</sup> of the month to be heard the last Tuesday of the month.

CASE NO 2 3210 CEDARHURST DR SW



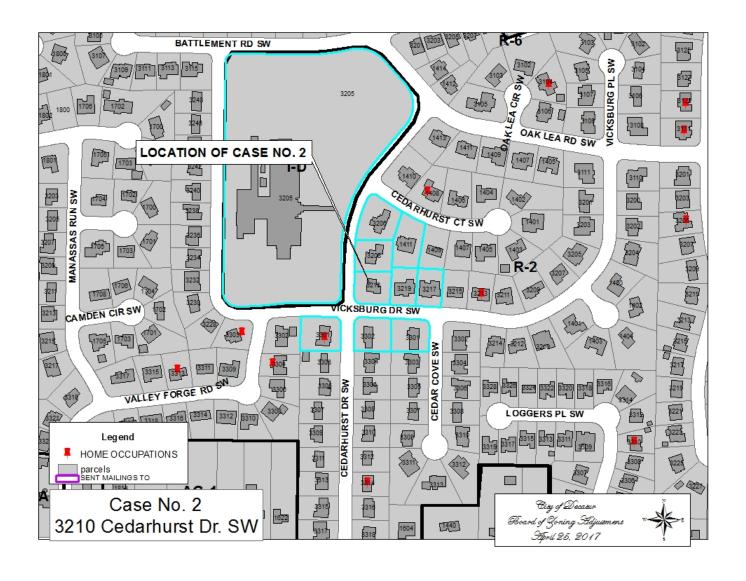
# HOME OCCUPATION QUESTIONS

# CHECK YES OR NO FOR EACH QUESTION

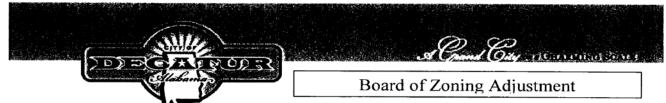
1.	Is the occupation* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES X NO *note: This refers to only the work being done at your home.
	Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES NO
3.	Is there advertising on the premises or your vehicles? YES NO_X
4.	Is more than one room within the home used for the home occupation? YES NO
	Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES NO
	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 party 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, FedEx, 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
SIC	DATE: 3-20-17
ΑĽ	DATE: 3-20-11 DORESS: 3210 CECARhuest De SW DECATER, AC
	35603

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**QUESTIONNAIRE** 



## LOCATION MAP 3210 CEDARHURST DR SW



Board of Zoning Adjustment
APPLICANT: Sheree Brown  MAILING ADDR: 710 Well St. N.E.  CITY STATE ZIP: DECATOR, Al. 35601  PHONE: 256-654-4718
owner addr:
ADDRESS FOR APPEAL: 710 Well St. N.E.
NATURE OF APPEAL:  HOME OCCUPATION SETBACK VARIANCE SIGN VARIANCE  SIGN VARIANCE  APPEAL OF ADMINISTRATIVE DECISION  OTHER SURVEY FOR VARIANCES ATTACHED DRAWINGS FOR VARIANCES ATTACHED
*****Applicants or Duly Appointed Representative MUST be present in order for the case to be heard****
DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)  Administrative office for Coffee & Canvas by Sheree  a Social-Artworking Consultant No traffic/Client Coming to home
Applicant Name(print) Sheree Brown  Signature Struct Brown  Representative Name(print)  Signature  Signature  Signature  Signature  Approved/Disapproved  Office Use Received By Cod Zone Received By Cod Approved/Disapproved  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>h</sup> of the month to be heard the last Tuesday of the month.

CASE NO 3 710 WELL ST NE



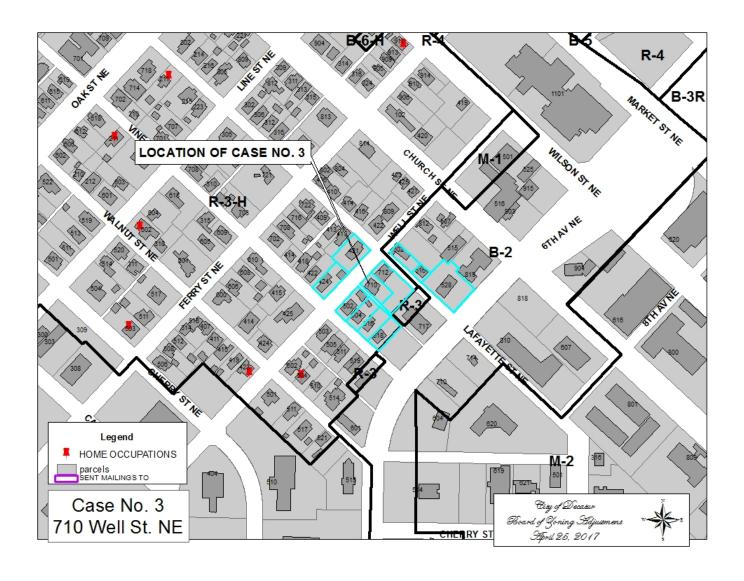
# HOME OCCUPATION QUESTIONS

## CHECK YES OR NO FOR EACH QUESTION

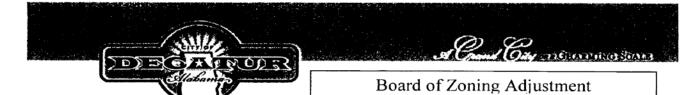
1.	Is the occupation* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES X NO
2.	Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES NO \( \subseteq \)
3.	Is there advertising on the premises or your vehicles? YES NO X
4.	Is more than one room within the home used for the home occupation? YES $\_$ NO $\searrow$
5.	Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES NO X
6.	Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES NO X
7.	Is there any increase in traffic connected with this home occupation? YES NO X
8.	Will there be any more than one sales party at you home per quarter related to this home occupation? YES NO X
9.	Will this home occupation result in increased parking demands? YES NO X
10.	Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, FedEx, Airborne Freight? YES NO X
11.	Will there be any employees of this home occupation other than members of the family living in the home? YES $\_$ NO $\swarrow$
	ODRESS: 710 Well St. N.E. Decatur, At. 35601

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**QUESTIONNAIRE** 



# LOCATION MAP 710 WELL ST NE



APPLICANT: Preventive Care 365, LLC Bobby C. BASden MAILING ADDR: P.D. BOX 547
CITY STATE ZIP: Decatur, AL 35602
PHONE: 256-606-4365
PROPERTY OWNER: Basder
OWNER ADDR: 2104 Coulngton Lane SW
CITY STATE ZIP: Decatur, AL 35603
OWNER PHONE: 256-606-3845
ADDRESS FOR APPEAL:
ADDRESS FOR APPEAL: 2104 Covington LANESW Dentur, AL 35603
NATURE OF APPEAL:
HOME OCCUPATION SETBACK VARIANCE SIGN VARIANCE  SIGN VARIANCE  APPEAL APPEAL OF ADMINISTRATIVE DECISION
☐ USE PERMITTED ON APPEAL ☐ APPEAL OF ADMINISTRATIVE DECISION ☐ OTHER ☐ SURVEY FOR VARIANCES ATTACHED ☐ DRAWINGS FOR VARIANCES ATTACHED
*****Applicants or Duly Appointed Representative MUST be present in order for the case to be heard*****
DESCRIBE APPEAL IN DETAIL: (INCLUDE:DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP, TYPE OF BUSINESS.)
Application for administrative office in My home,
We are a remote Access medical administration
Contractors. We will not have any additione
personal on these premises - we operate soley by
Phone and internet.
Applicant Name(print) Bobbs C. Basden  If applicant is using a  Office Use  Office Use
Signature By Received By Received By Zone Zone
Representive Name(print) request both signatures Hearing Date #P1:125, 201
Signature Approved/Disapproved  Date 4/7/17

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>h</sup> of the month to be heard the last Tuesday of the month

CASE NO 4 2104 COVINGTON LN SW



### HOME OCCUPATION QUESTIONS

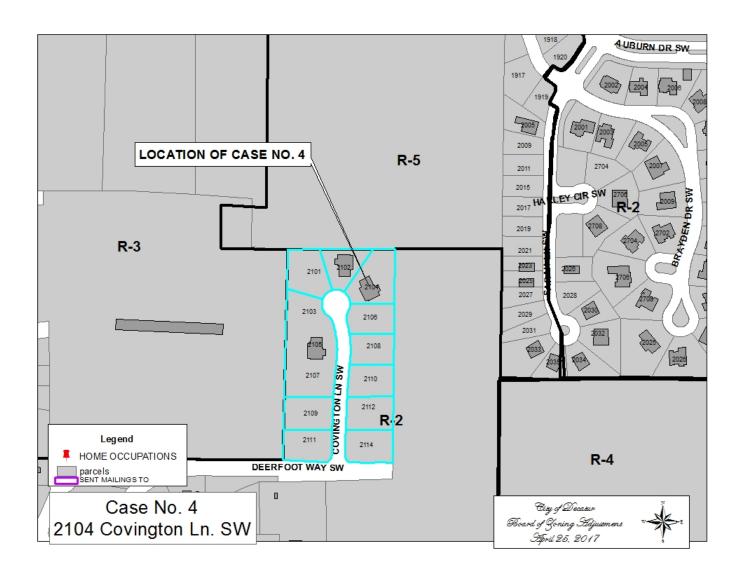
#### CHECK YES OR NO FOR EACH QUESTION

- 1. Is the occupation\* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES X NO \*note: This refers to only the work being done at your home.
- 2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES \_\_\_ NOX
- 3. Is there advertising on the premises or your vehicles? YES \_\_\_ NOK
- 4. Is more than one room within the home used for the home occupation? YES \_\_\_\_ NOX\_\_
- 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 party 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, FedEx, 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 \_\_\_\_\_.

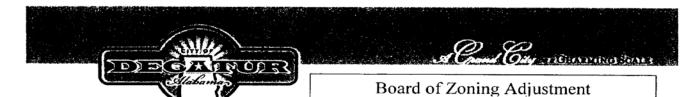
Covington LANE SW Decemon AL 35603

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**QUESTIONNAIRE** 



## **LOCATION MAP 2104 COVINGTON LN SW**



<b>~</b>
APPLICANT: Dede Quary MAHING ADDR: 3210 TYGIIS END SW
Decative A 21200
PHONE: 2564765043
Machael Sugar Sugar
OWNER ADDR: 3210 TVWIS END SW
CITY STATE ZIP: DCCATUY, AZ 35607
OWNER PHONE: 256 476 GOY 3
ADDRESS FOR APPEAL: 3210 Trails End SW
NATURE OF APPEAL:  The home occupation is setback variance is sign variance in the property of administrative decision is setback of administrative decision.
□ OTHER □ SURVEY FOR VARIANCES ATTACHED □ DRAWINGS FOR VARIANCES ATTACHED
*****Applicants or Duly Appointed Representative MUST be present in order for the case to be heard*****
DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)
Online home decor administrative offile
Applicant Name(print) Peal Quarty  If applicant is using a  Office Use
Signature   Received By representative for the
Representative Name(print) WWW Wiequest both signatures Signature William Charles are required.  Representative Name(print) WWW Wiequest both signatures Approved/Disapproved
Date HIOIT 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>h</sup> of the month to be heard the last Tuesday of the month

CASE NO 5 3210 TRAILS END SW



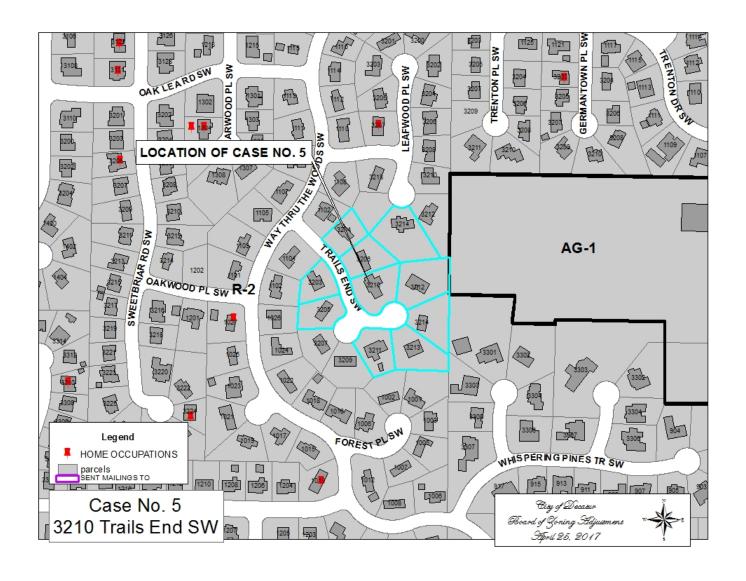
# HOME OCCUPATION QUESTIONS

# CHECK YES OR NO FOR EACH QUESTION

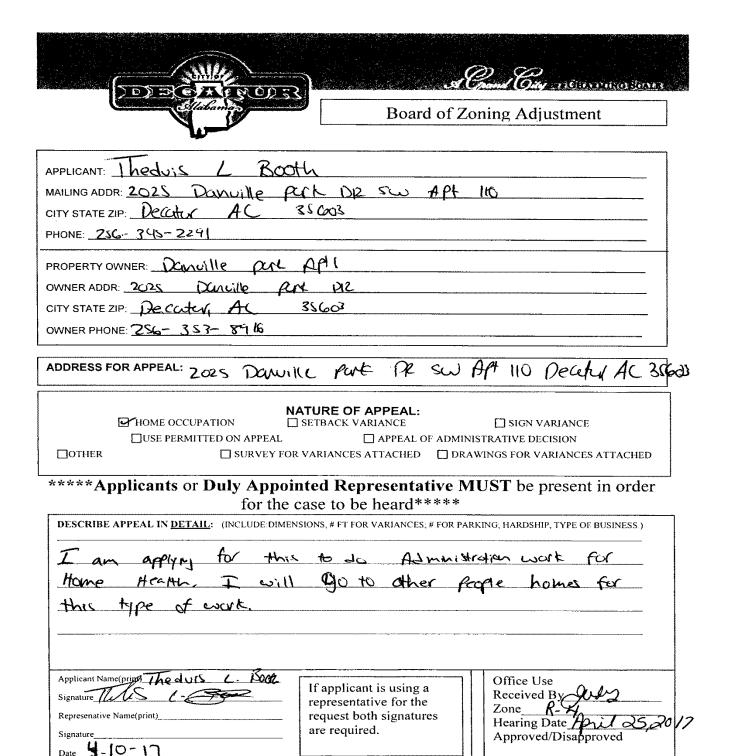
1.	Is the occupation* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES V NO *note: This refers to only the work being done at your home.
2.	Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation 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 $\checkmark$
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 $\checkmark$
7.	Is there any increase in traffic connected with this home occupation? YES NO
8.	Will there be any more than one sales party at you home per quarter related to this home occupation? YES $\_$ NO $\checkmark$
9.	Will this home occupation result in increased parking demands? YES NO <a href="#">V</a>
10.	Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, FedEx, 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
	odress: 3210 Trails End SW Decatur, Ac 3500

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**QUESTIONNAIRE** 



# LOCATION MAP 3210 TRAILS END SW



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>h</sup> of the month to be heard the last Tuesday of the month.

CASE NO 6 2025 DANVILLE PARK DR SW, APT 110



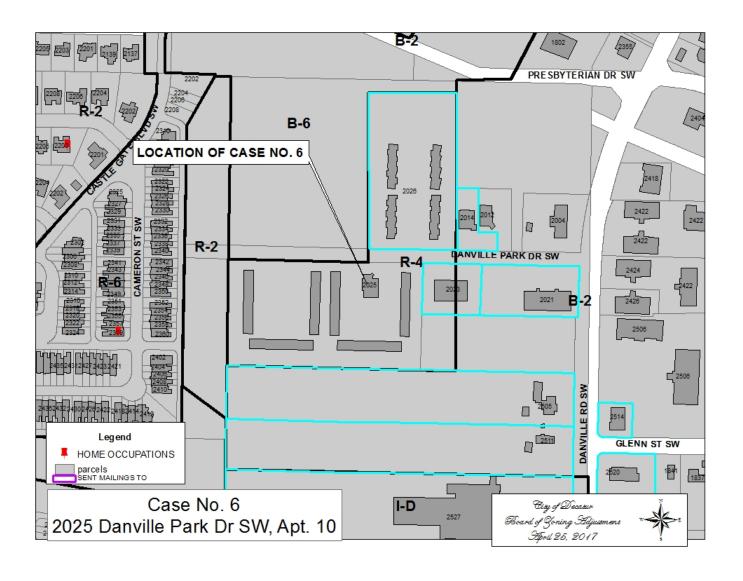
# HOME OCCUPATION QUESTIONS

# CHECK YES OR NO FOR EACH QUESTION

1.	Is the occupation* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YESNO* NO: This refers to only the work being done at your home.
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 \( \subseteq \)
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 party 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, FedEx, 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 $~$
	DATE: 410-17 DDRESS: 2025 Danville part De sw Apt NV Decely A 3560
$\alpha$ ı	The sound for the second to become the

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QUESTIONNAIRE



## LOCATION MAP 2025 DANVILLE PARK DR SW APT 10



The state of the s
APPLICANT: Tori Moseles
MAILING ADDR: 1204 Cloverdale Ave SW
CITY STATE ZIP: Decatur, Alabama 35401
PHONE: (256) 898 - 5246
PROPERTY OWNER: Tori + Nova Moseley
OWNER ADDR: 1204 Cloverdale Ave SW
CITY STATE ZIP: Decator, Alabama 35601
OWNER PHONE: (256) 898 - 5246 0- (266) 898 - 4327
ADDRESS FOR APPEAL: 1204 Cloverdale Ave. Sw Decator, Al. 35001
NATURE OF APPEAL:  HOME OCCUPATION SETBACK VARIANCE SIGN VARIANCE  SETBACK VARIANCE SIGN VARIANCE  □ USE PERMITTED ON APPEAL □ APPEAL OF ADMINISTRATIVE DECISION  □ SURVEY FOR VARIANCES ATTACHED □ DRAWINGS FOR VARIANCES ATTACHED
*****Applicants or Duly Appointed Representative MUST be present in order for the case to be heard*****
DESCRIBE APPEAL IN <u>DETAIL</u> : (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)
I plan to utilize a room at my residence for
administrative purposes only. Business performed will be
janitorial with all business occurring at customer
locations. Personal vehick will be utilized for travel and no materials will be stored on premises.
No materials will be stored on premises.
Applicant Name(print) Jov. Moseley Is and is a significant in using a Office Use
Signature  If applicant is using a representative for the  Received By July
Representative Name(print) request both signatures Hearing Date 1 25.20/1
Signature are required. 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>h</sup> of the month to be heard the last Tuesday of the month

CASE NO 7 1204 CLOVERDALE AVE SW



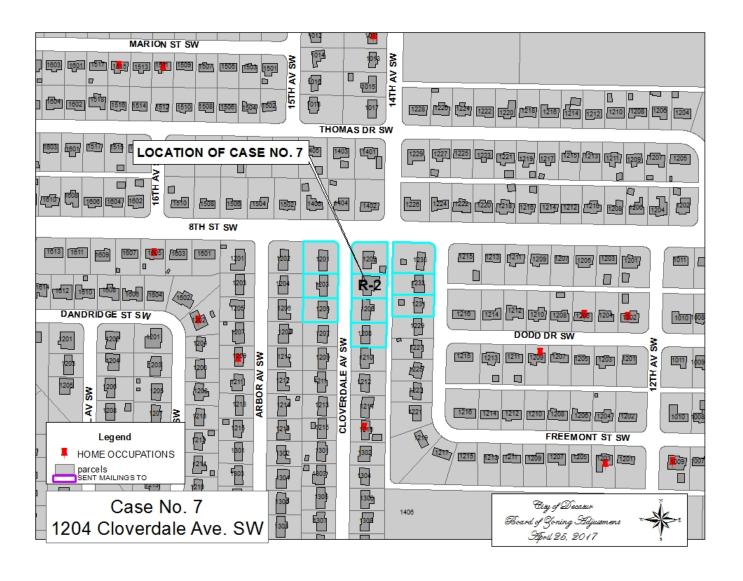
# HOME OCCUPATION QUESTIONS

## CHECK YES OR NO FOR EACH QUESTION

1.	Is the occupation* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES X NO *note: This refers to only the work being done at your home.
2.	Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation being present? YES $\_$ NO $X$
3.	Is there advertising on the premises or your vehicles? YES $\_$ NO $X$
4.	Is more than one room within the home used for the home occupation? YES NO X
5.	Are there any explosives or highly combustible materials used or stored within the home in connection with this home occupation? YES $\_$ NO $\swarrow$
6.	Does the home occupation produce any electrical interference, smoke, dust, or noise, which may be offensive? YES $\_$ NO $X$
7.	Is there any increase in traffic connected with this home occupation? YES NO 🗶
8.	Will there be any more than one sales party at you home per quarter related to this home occupation? YES $\_$ NO $X$
9.	Will this home occupation result in increased parking demands? YES NO X
10.	Will there be any deliveries to the home other than the usual common carrier trucks serving a residential area such as UPS, FedEx, Airborne Freight? YES NO X
11.	Will there be any employees of this home occupation other than members of the family living in the home? YES $\_$ NO $X$
SIC	ENED: DATE: 4/3/2017
ΑĽ	ODRESS: 1204 Cloverdale Ave SW Decator, Alabama 35601

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**QUESTIONNAIRE** 



#### LOCATION MAP 1204 CLOVERDALE AVE SW



# APPLICATION FOR APPEAL TO THE BOARD OF ZONING ADJUSTMENT

### CITY OF DECATUR, ALABAMA

APPLICANT NAME:	David Donovan	
MAILING ADDRESS:	1115 South Court Street	
PLEASE INCLUDE CITY, STATE AND ZIP	Montgomery, AL 36104	
PHONE:	334-263-5162 ext. 123	
PROPERTY OWNER NAME:	Alabama Public Health Care Authority	
MAILING ADDRESS:	201 Monroe Street, Suite 1060	
PLEASE INCLUDE	Montgomery, AL 36104	
CITY, STATE AND ZIP PHONE:	(205) 439-8638	
PHONE:		
PROPERTY LOCATION/STREE	T ADDRESS OF APPEAL:	
3821 Highway 31S		
NATURE OF THE APPEAL:		
☐ HOME OCCUPATION	☐ SETBACK VARIANCE ☐ USE PERMITTED ON APPEAL	
SIGN VARIANCE	☐ APPEAL OF ADMINISTRATIVE DECISION ☐ OTHER	
	<del></del>	
DESCRIBE IN DETAIL THE REC	QUEST: The request is for front yard setback variance of approximately 14' in	
in relation to a static displa	ay monument sign. The sign was located as needed to be visible for the fast 31 and so as not be shielded by the vegetation of the adjacent undeveloped	
Lot to the North and the ca	ars located in the car dealership parking lot to the South. The need for a variance	
was not realized until after	construction of the sign. The sign is constructed of cast stone and stucco with	
Aluminum lettering. The sign the local zoning ordinance	gn is in compliance with sign size and height limitations for monument signs per	
the local zoning ordinance	OFFICE USE ONLY	
11/1	REVIEWED BY: July	
PRINT NAME	72-8	
David C. Donovan,	HEARING DATE: Havil 25, 2017	
April 4, 2017	HEAKING DATE:	
Representative: Richard Islam  APPROVED/DISAPPROVED:		

The Board of Zoning Adjustment meets the second Tuesday of each month at 4:00 PM in the Council Chambers of City Hell. Applications must be filed by the 25th of the preceding month. Applicants MUST be present in order for the case to be heard. Please request a copy of this application.



### **NEW SIGN LOCATION**

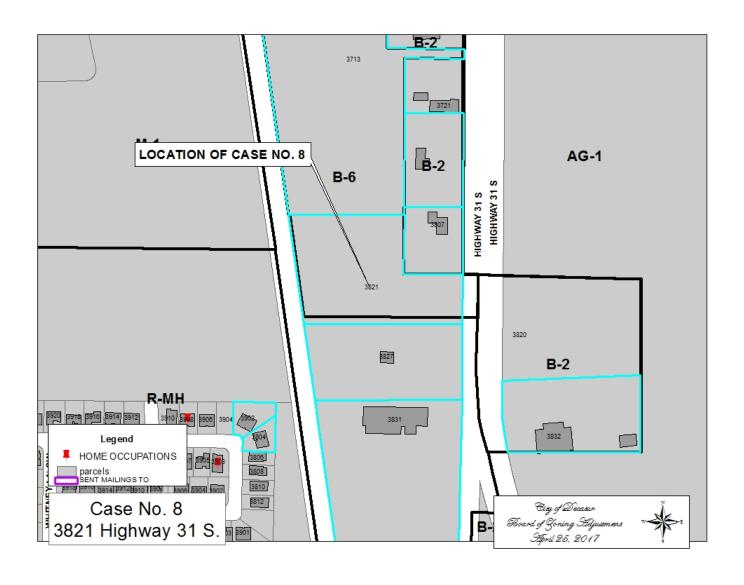
**NEW SIGN SETBACK** 

PICTURE OF MONUMENT SIGN

SITE PLAN AND ELEVATIONS

**SIGN LOCATION** 

**SIGN LOCATION 2** 



#### **LOCATION MAP 3821 HIGHWAY 31 S**



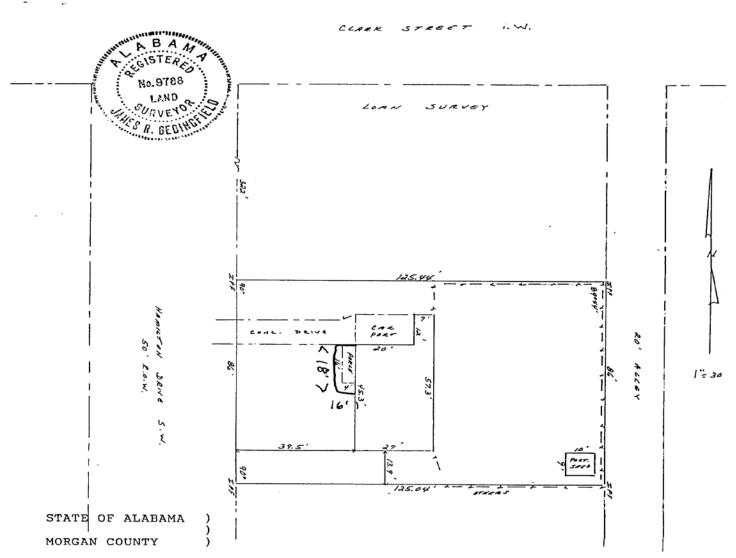
## A Count City . 126; eventua sones

## Board of Zoning Adjustment

APPLICANT: Joseph Alan Hubbert
MAILING ADDR: 2308 HAMTETON DOC SW
CITY STATE ZIP: DECATUR, AI. 3560/
PHONE: 256- 309-04//
PROPERTY OWNER: Debra + Ala Hubbert
OWNER ADDR: Some 2308 HAMTETON OR SW
CITY STATE ZIP: Same PECATUR A1. 3580/
OWNER PHONE: Same 256-309-0411
ADDRESS FOR APPEAL: Same 2308 Hamilton DRSW
NATURE OF ARREST
NATURE OF APPEAL:  ☐ HOME OCCUPATION
☐ USE PERMITTED ON APPEAL ☐ APPEAL OF ADMINISTRATIVE DECISION
□OTHER □ SURVEY FOR VARIANCES ATTACHED □ DRAWINGS FOR VARIANCES ATTACHED
*****Applicants or Duly Appointed Representative MUST be present in order
for the case to be heard****
DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)
612' set back Front yord for Council Porch
Applicant Name(print) Toseph Alar Hubba If applicant is using a Office Use
representative for the
request both signatures   Hearing Date 4/25//
Signature are required. Approved/Disapproved
Date

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>h</sup> of the month to be heard the last Tuesday of the month

CASE NO 9 2308 HAMILTON DR SW

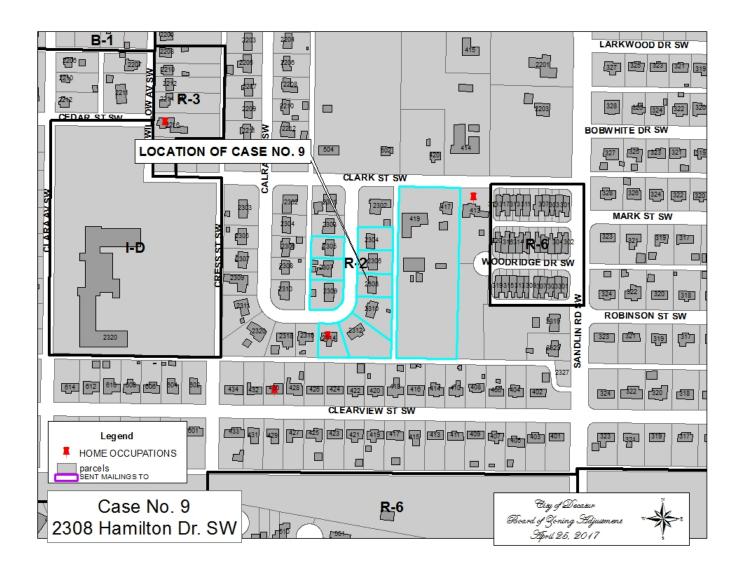


I, James R. Bedingfield, a registered Land Surveyor of Decatur Alabama, hereby certify that this is a true and correct map or plat of the following described property.

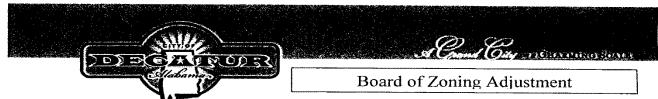
Lot 12, Hamilton Gardens A Re-Plat of Lots 13, 14, 15 and 16 of Clark's Subdivision, Decatur Alabama, as shown by map or plat of said subdivision, on file and of record in Map Book 4 at Page 22 in the Office of the Judge of Probate of Morgan County, Alabama, situated, lying and being in the City of Decatur, Morgan County, Alabama.

that the buildings now erected on said property are within the boundaries of same, that there are no rights-of-way, easements or joint driveways over or across said property visible on the surface that there are no electrical or telephone wires excluding wires which serve the premises

**SURVEY** 



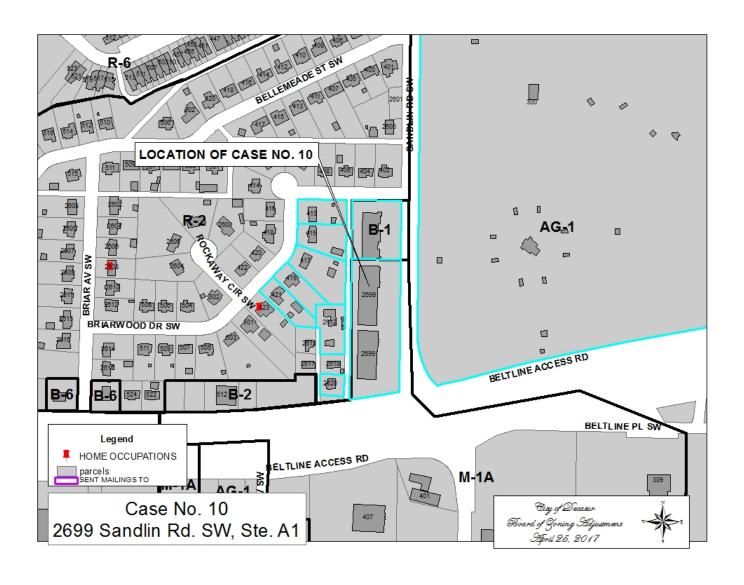
#### LOCATION MAP 2699 SANDLIN RD SW STE A1



APPLICANT: REDHEAD ENTERPRISES, LLC.
MAILING ADDR: 2699-AI SANDLIN ROAD
CITY STATE ZIP: Decatur, A1. 35601
PHONE: 256-777-5809
PROPERTY OWNER: H.M. NOWLIN
OWNER ADDR: 118 MOULTON ST. E
CITY STATE ZIP: Decatur, A1, 35601
OWNER PHONE: 256 353-860
ADDRESS FOR APPEAL: 2699 A-1 SANDLIN 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
*****Applicants or Duly Appointed Representative MUST be present in order for the case to be heard*****
DESCRIBE APPEAL IN <u>DETAIL</u> : (INCLUDE:DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)
Need an 8'- # Deep X 12'-0" WIDE VARIANCE ON THE BACK
OF THE Building to install A concrete SlaB FOR ACOOLER TO BE PLACED ON.
MODIER TO BE PLACED ON
Applicant Name print) GE245 W SCHOO  Signature Sull W SCHOO  If applicant is using a representative for the
Processor than Name (active) Zone /1-1-4
Signature are required. Hearing Date April 25, 20/7 Approved/Disapproved
Date 4/10/17

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>h</sup> of the month to be heard the last Tuesday of the month

CASE NO 10 2699 SANDLIN RD SW STE A1



#### LOCATION MAP 2699 SANDLIN RD SW STE A1





## Board of Zoning Adjustment

APPLICANT: _ Title Cash of Huntsville, Inc. d/b/a LoanMaster
MAILING ADDR 101 Washington Street SE
CITY STATE ZIP Huntsville, AL 35801
PHONE:(256) 534-5412
PROPERTY OWNER: Barran Investments,LLC
OWNER ADDR P.O. Box 1663
CITY STATE ZIP: Decatur, AL 35602
OWNER PHONE (256) 355-0721
ADDRESS FOR APPEAL: 1423 6th Avenue SE, Decatur, AL 35601
HOME OCCUPATION SETBACK VARIANCE SIGN VARIANCE  SIGN VARIANCE  DUSE PERMITTED ON APPEAL APPEAL OF ADMINISTRATIVE DECISION  SURVEY FOR VARIANCES ATTACHED DRAWINGS FOR VARIANCES ATTACHED  *****Applicants or Duly Appointed Representative MUST be present in order for the case to be heard*****
DESCRIBE APPEAL IN DETAIL: (INCLUDE DIMENSIONS # FI FOR VARIANCES # FOR PARKING HARDSHIP TYPE OF BUSINESS )
Type of Business: Small Loans, Deferred Presentment Loans, Title Loans
Petitioner is proposing the closure of a Small Loan and Deferred Presentment  Loan company located at 1506 6th Avenue SE, Decatur, AL 35601 and consolidating
those loans with a licensed Title Loan company located at 1423 6th Avenue SE,
Decatur, AL 35601
Applicant Name(print) Roy A. Hutcheson, Jr.  Signature  Representative Name(print)  Signature  Signature  Representative Name(print)  Signature  Approved/Disapproved  Office Use Received By Zone Hearing Date Houle 35,201, 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 fixed by the 10<sup>h</sup> of the month to be heard the last Tuesday of the month

**CASE NO 11 1423 6**<sup>TH</sup> **AVE SE** 

LICENSE 1

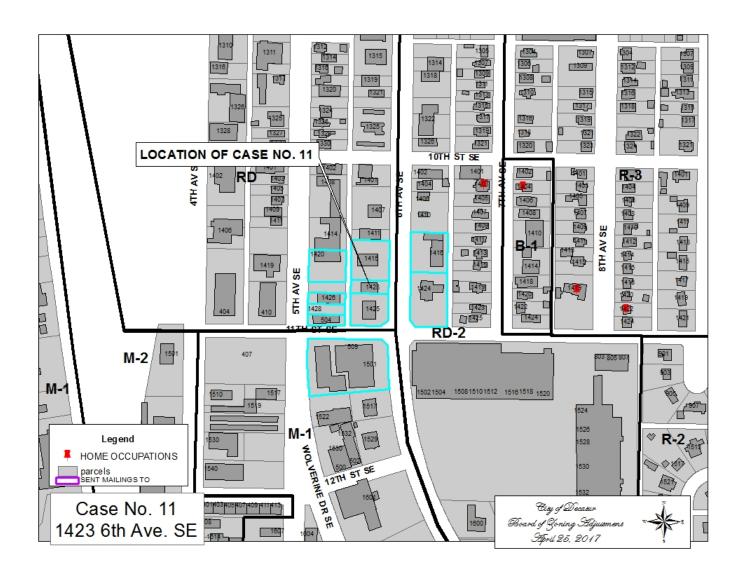
LICENSE 2

LICENSE 3

PICTURE 1

PICTURE 2

PICTURE 3



## LOCATION MAP 1423 6<sup>TH</sup> AVE SE