



# BOARD OF ZONING ADJUSTMENT

## AGENDA

May 2021

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## MINUTES APRIL 2021

**MEMBERS PRESENT:** Chair, Delayne Dean, Mr. Steven Thomas, Mrs. Susana Salcido

**SUPERNUMERARIES:** Mr. Larry Waye and Mr. Brad Townson

**OTHERS PRESENT:** Mr. Herman Marks, City Attorney  
Mr. Matthew Marques, Planning Department  
Mr. Jimmy Hilley, Planning Department  
Mr. Bob Sims, Building Inspector  
Mrs. Nancy Whiteside, Recorder

Chairperson, Delayne Dean called the meeting to order at 4:00 p.m. in the council chambers on the 1<sup>st</sup> floor at City Hall.

Mr. Bob Sims called the roll.

The minutes from the February 2021 meeting were approved without any changes. Mrs. Susana Salcido motioned to approve the minutes. Mr. Steven Thomas seconded the motion. On a voice vote the motion carried.

**POINT OF INFORMATION:** TODAY'S MEETING IS BEING BROADCAST LIVE VIA YOUTUBE DUE TO THE COVID-19 PANDEMIC. ANY QUESTIONS THE PUBLIC MAY HAVE, CAN BE EMAILED TO [BOZAQUESTIONS@DECATUR-AL.GOV](mailto:BOZAQUESTIONS@DECATUR-AL.GOV)

**POINT OF INFORMATION:** The rules and regulations of a home occupation were explained to each applicant requesting a home occupation. Each applicant acknowledged they understood the rules and regulations.

### CASE NO. 1

Application and appeal of Danny Appleton 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 operate an administrative office for a plumbing business located at 2909 Leighsdale Av SW, property is located in a R-2 Single-Family Residential District.

Mr. Danny Appleton presented this case to the Board. Mr. Appleton stated his name was Danny Appleton and his address is 2909 Leighsdale Av SW. Mr. Appleton stated he would like to use one room in his home for his plumbing business.

Mr. Appleton stated he did not have any employees; no customers come to his house; no deliveries are made to his house.

Mr. Appleton stated he does not have an email address and does not have his address on his truck.

Chair, Dean stated no neighbors should know a business is being run from the home, Mr. Appleton understood.

Chair, Dean asked for questions from the Board.

There were no comments from the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote, the motion carried.

## **CASE NO. 2**

Application and appeal of Johnetta Moore 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 operate an administrative office for an on-line clothing boutique located at 306 Denver Place SW, property is located in a R-6 Single-Family Semi-Attached Residential District.

Ms. Johnetta Moore presented this case to the Board. Ms. Moore stated her name was Johnetta Moore and her address is 306 Denver Pl. SW Ms. Moore stated she would like to use one room in her home for her on-line clothing boutique.

Chair Dean verified that Ms. Moore heard and understood the rules and regulations of a home occupation. Ms. Moore stated she understood all of the rules and regulations.

Chair, Dean asked Ms. Moore if she would have inventory stored at her home or if she would order as needed. Ms. Moore stated she would order as needed.

Chair, Dean told Ms. Moore she could have a limited amount of inventory as long as it was contained to that one room of her home, Ms. Moore understood.

Mr. Larry Waye, verified with Ms. Moore that she was only asking for permission for an administrative office an on-line boutique, Ms. Moore agreed it was for an administrative office only.

Chair, Dean asked for any further questions from the Board.

There were no comments from the public.

Mr. Bob Sims, Building Department, had no comments.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Larry Waye motioned to approve this case as submitted. Mr. Steven Thomas seconded the motion. On a roll-call vote, the motion carried.

## **CASE NO. 3**

Application and appeal of John Sutherlin 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 operate an administrative office for a lawn service located at 1220 Goldridge Dr., Apt 4, property is located in a R-4.0 Multi-Family Zero Lot Line Residential District.

Mr. John Sutherlin presented this case to the Board. Mr. Sutherlin stated his name was John Sutherlin and his address is 1220 Goldridge Dr. Apt. 4. Mr. Sutherlin stated he would like to use one room in his home for administrative purposes for his lawn service.

Chair, Dean verified that Mr. Sutherlin heard and understood the rules and regulations of a home occupation. Mr. Sutherlin stated he understood all of the rules and regulations.

Mrs. Susana Salcido asked Mr. Sutherlin about the type of equipment he would be using.

Mr. Moore stated he would use regular lawn equipment and a trailer of average size.

Chair, Dean reminded Mr. Sutherlin that if he acquired any employees they could not meet him at his home, Mr. Sutherlin understood.

Chair, Dean asked for any further questions from the Board.

There were no comments from the public.

Mr. Bob Sims, Building Department, had no comments.

Mr. Matthew Marques, Planning Department, had no comment.

Mrs. Susana Salcido motioned to approve this case as submitted. Mr. Larry Way seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 4**

Application and appeal of Amber L. Hinton 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 operate an administrative office for a counseling service located at 1910 Westmeade St. SW, property is located in a R-2 Single-Family Residential Zoning District.

This case was move to the end when no one came forward to present the case.

#### **CASE NO. 5**

Application and appeal of Raven Mobley 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 operate an administrative office for an on-line website selling original artwork located at 4701 Tomahawk Trail SE, property is located in a R-2 Single-Family Residential Zoning District.

Ms. Raven Mobley presented this case to the Board. Ms. Mobley stated her name is Raven Mobley and her address is 4701 Tomahawk Trail SE. Ms. Mobley stated she would like to use one room in her to sell her original art work through her website.

Ms. Mobley stated she would not have any employees and no customers would come to her home.

Ms. Mobley stated she would use only word of mouth and social media to advertise.

Chair, Dean reminded Ms. Mobley that she was allowed to advertise, but she just could not have her home address on the advertisement, Ms. Mobley understood.

Chair, Dean reminded Ms. Mobley that if she acquired any employees they could not meet her at her home, Ms. Mobley understood.

Chair, Dean asked for any further questions from the Board.

There were no comments from the public.

Mr. Bob Sims, Building Department, had no comments.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Larry Waye motioned to approve this case as submitted. Mr. Steven Thomas seconded the motion. On a roll-call vote, the motion carried.

## **CASE NO. 6**

Application and appeal of Carly Cross 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 in order to operate a bread baking business located at 422 Sherman St. SE, property is located in an R-3H Historical Single-Family Residential District.

Ms. Carly Cross presented this case to the Board. Ms. Cross stated her name is Carly Cross and her address is 422 Sherman St SE. Ms. Cross states she would like bake bread at her house and sell it at the farmer's market.

Chair, Dean reminded Ms. Cross that she would still need to follow through with the health department, Ms. Cross understood.

Mr. Larry Waye verified that Ms. Cross was familiar with the Cottage Food Law.

Ms. Cross stated she was familiar with the Cottage Food Law and understood she had to complete this step in order to apply for her business license.

Chair, Dean asked for any further questions from the Board.

There were no comments from the public.

Mr. Bob Sims, Building Department, had no comments.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote, the motion carried.

## **CASE NO. 7**

Application and appeal of Devaki D'Leela Barker 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 in order to operate a Group Day Care Facility operating from 6:00 a.m. to 6:00 p.m. located at 522 11<sup>th</sup> Av NW, property is located in a R-4 Multi-family Residential Zoning District.

Ms. Devaki Barker presented this case to the Board. Ms. Barker stated her name is Devaki D'Leela Barker and her address is 522 11<sup>th</sup> Av NW. Ms. Barker stated she would like to open a home daycare.

Chair Dean asked Ms. Barker how many children she would like to keep.

Ms. Barker stated she would like to apply for a group home of 12 because she would need more availability during the summer time and when school is not in session.

Mr. Bob Sims, Building Department explained to Ms. Barker the home daycare:

- a) *Home day care facilities:* A child care facility which is primarily a family home and which receives children for care. Such facility shall be licensed by the state.
- b) *Day care home:* A home day care facility which receives not more than six (6) children for care during the day (not after 7:00 p.m.).
- c) *Nighttime home:* A home day care facility which receives not more than six (6) children for care twenty-four (24) hours a day.
- d) *Group day care home:* A home day care facility which receives seven (7) to twelve (12) children for care during the day (not after 7:00 p.m.).

Mr. Sims explained to Ms. Barker that she lives in an area that is zoned R-4 which is multi-family. In an area zoned R-4 daycare's are not allowed. However, there are no apartments directly in this neighborhood there are only single-family homes around Ms. Barker's home.

Mr. Sims explained that areas zoned R-1, R-2, R-3 are all zoned single family. Mr. Sims explained that he felt the Board would apply the rules for single family to this case otherwise this request could not be allowed.

Mr. Sims explained that the only zone that can have the group all day long day care would be in an Agricultural District.

Mr. Sims explained that the only way to approve what Ms. Barker is asking for is to approve the nighttime home, which can operate 24 hours a day with 6 or less children, but not the group night time home.

Mr. Sims explained the only way to approve what is being requested is to approve the 6a.m.-2p.m. with 6 or less and then the 7-12 after 2 pm and the limit would be 7 p.m, Ms. Barker understood.

Mr. Larry Wayne asked the questions if the Board could grant Ms. Barker the daycare from 5 a.m. to 2 p.m. for 6 or less as well as the group daycare from 2 p.m. to 7 p.m. for 7 children or more up to 12 children.

Mr. Sims explained that the Board was allowed to approve less than what is being requested but the Board could not grant more than what is being requested.

Mr. Larry Wayne asked Ms. Barker if having 6 or less children from 5 a.m. to 2 p.m. and 7 to 12 children from 2 p.m. to 7 p.m. meet Ms. Barker's needs. Ms. Barker stated that she could adapt to whatever she needed to do.

Mr. Larry Wayne stated that the zoning was the largest obstacle.

Mr. Bob Sims, stated to the Board any rules the Board wanted to apply would be outside the scope of the R-4 zoning restrictions.

Mrs. Susana Salcido asked Ms. Barker if she was willing to accept the restrictions that would be placed on her request if it was granted, Ms. Barker stated yes.

Ms. Barker asked if this decision could be appealed in the future, if needed.



Mr. Bob Sims, stated yes any decision can be appealed.

Ms. Joy Thorpe, 408 Hillside Rd. SW, asked if DHR approved for a property to have more children than what the zoning ordinance would allow, can that many children be allowed to stay at that property.

Mr. Bob Sims, explained that the city's zoning ordinance would over-rule what DHR approved.

Mr. Bob Sims, explained that this Board will assume that DHR will approve this decision but, without DHR's approval a daycare cannot be allowed, Ms. Thorpe understood.

Mr. Steven Thomas asked Mr. Sims if the Board could approve, if there were more than the 6- applicants that had already applied, be approved.

Mr. Sims stated the Board could put any conditions on a request but, needed to stay consistent all of the other zoning districts.

Chair Dean asked for any further questions from the Board or the public, there were no comments.

Mr. Bob Sims, Building Department, had no further comments.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Larry Wayne made the motion to approve the request allowing a daycare of 6 children or less from 5 a.m. to 2 p.m. and then the group daycare which allows 7 to 12 children from 2 p.m. to 7 p.m., realizing this is in a R-4 Zoning District which does not allow this type of business to allow for this request.

Mr. Steven Thomas seconded the motion. On a roll-call vote the motion carried.

### **CASE NO. 8 \*EMAILS FROM NEIGHBORS IN PROPERTY FILE**

Application and appeal of Fallon Michele Gatlin 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 in order to operate an administrative office for a handyman business located at 4404 Burningtrees Mountain Cir. SE, property is located in a R-1 Single-Family Residential Zoning District.

Ms. Fallon Gatlin presented this case to the Board. Ms. Gatlin stated her name is Fallon Gatlin and her address is 4404 Burningtrees Mountain Cir SE. Ms. Fallon stated she would like to use one room in her home for administrative purposes for her handyman business.

Chair, Dean stated there had been several e-mails opposing the operation of a handyman administrative office in fear that there will be heavy equipment and employees going to and from the neighborhood degrading the property values.

Chair, Dean stated she feels this is a misunderstanding with the neighbors about what exactly is being asked by the request, Ms. Fallon agrees.

Chair, Dean asked Ms. Fallon what type of equipment they be working with.

Ms. Fallon stated they work out of a Jeep Wrangler so nothing larger than what will fit into that vehicle. Small hand tools for mounting TV's, refinishing doors nothing big.

Chair, Dean went over the rules and regulations of a home occupation with Ms. Gatlin, she understood.

Chair, asked for questions from the Board and comments from the public.

Mr. Mike Klingele, 3108 Burningtree Mountain Road SE, stood and commented that the neighbors are concerned about the amount of traffic that this business may bring to the neighborhood and that the Gatlin's did not notify any of the neighbors they were thinking about doing this type of business.

Mr. Klingele stated that the neighbors concern comes from another home in the area that seemingly has a business being ran from the location and there are 4-7 vehicles at a time at the location. Trucks, trailers families in vans waiting for the workers to return from work.

Mr. Klingele is concerned about noises that could be produced from work going on there and vehicles that could appear because of the type of work that is associated with a handyman business.

Chair, Dean assured Mr. Klingele that such things will not happen because the request is for an administrative office and no one should be able to tell a business is being ran from that location, Mr. Klingele understood.

Mrs. Susana Salcido explained to Mr. Klingele that as the homeowner Ms. Gatlin could have her own personal tools to work on her personal property just as anyone can, Mr. Klingele agreed.

Mr. Klingele still has questions of what to do if this business grows into something other than an administrative office.

Mr. Herman Marks, City Attorney, stated if that were to happen contact the Building Department and the Building Department would investigate the situation. The business license would be pulled if any work other than what was approved is happening in the location.

Mr. Larry Wayne stated that any of the permissions can be pulled at a later date if there are any violations to any of the variances granted.

Chair, Dean reiterated that the request was for an administrative office and that is all they can approve, Mr. Klingele understood.

Chair, Dean asked for any further questions from the Board or the public.

Mr. John Henningson, 3107 Burningtree Mountain Rd SE, agreed the Building Department needed to be contacted about the business that has grown into more than a home occupation that is located in the Burningtree Subdivision.

Mr. Henningson discussed the Burningtree area and the hopes to bring new residents into the area and was fearful if the home occupations grew into more than just administrative this would be a deterrent for potential new homeowners.

Chair, Dean encouraged anyone who sees something out of the ordinary in their neighborhood to call the city so it could be investigated.

Mr. Brad Townson agreed and stated that is why there are rules in place so things like that do not happen.

Mr. Steven Thomas asked Ms. Gatlin if this was main employment, Ms. Gatlin stated no it was not.

Chair, Dean asked for any further from the Board or the public.

Mr. Bob Sims, Building Department, recommended approval.

Mr. Matthew Marques, Planning Department, had no comment.

Mrs. Susana Salcido motioned to approve this case as submitted. Mr. Brad Townson seconded the motion. On a roll-call vote the motion carried.

\*Emails attached to property file from neighbors

## **CASE NO. 9**

Application and appeal of Joy Christy Thorpe-McCarter for a determination as a use permitted on appeal as allowed in Section 25-95 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to operate a Group Day Care Facility. Operating from 5:00 a.m. to 7:30 pm located at 408 Hillside Rd SW, property is located in a R-2 Single-Family Residential District.

Ms. Joy Thorpe presented this case to the Board. Ms. Thorpe stated her name is Joy Thorpe and her address is 408 Hillside Rd. SW. Ms. Thorpe stated she recently moved to Alabama from Missouri where she operated a daycare for 15 years.

Ms. Thorpe stated she would like to open a commercial daycare business to be able to have more than 10 toddlers, which would be her allowance since she has two toddlers of her own.

Ms. Thorpe stated she would like to be approved to reach her goals and help provide quality daycare to the Decatur area.

Ms. Thorpe stated she has to finish training through DHR and call the Fire Marshall to set up an inspection then she would be ready to accept clients.

Chair, Dean verified that Ms. Thorpe had heard and understood the rules and regulations of a home occupation, Ms. Thorpe understood.

Chair, Dean told Ms. Thorpe that on her application she has the ending time down as 7:30 p.m. and the ending time has to be 7:00 p.m. Ms. Thorpe agreed and understood.

Mr. Larry Waye asked Ms. Thorpe if she was asking to be approved for the same type of variance that was granted in case no. 7, Ms. Thorpe stated yes.

Ms. Thorpe asked whom she would need to talk to about having the zoning ordinance changed.

Mr. Bob Sims pointed out Mr. Matthew Marques, Planning Department, and explained to Ms. Thorpe the city is in the process of re-writing the zoning ordinances at this time and she should contact the Planning Department.

Chair, Dean asked for questions from the Board or the public.

Mr. Larry Wayne motioned to approve this application by allowing the daycare from 5 a.m. to 2 p.m. for 6 or less and a group daycare that allows up to 12 until 7 p.m. Mr. Steven Thomas seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 10**

Application and appeal of Teresa Valenzuela 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 operate an administrative office for a cleaning service located at 1620 8<sup>th</sup> St. SE, property is located in a R-3 Single-Family Zoning District.

This case was moved to the end when no one came forward to present the case.

#### **CASE NO. 11**

Application and appeal of Preston Holmes 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 operate an administrative office for a mobile appliance repair business located at 1519 Woodall Rd SW, property is located in a AG-1 Agricultural Zoning District.

Mr. Preston Holmes presented this case to the Board. Mr. Holmes stated his name is Preston Holmes and his address is 1519 Woodall Rd SW. Mr. Holmes stated he would like to operate an administrative office for his mobile appliance repair business.

Chair, Dean went over the rules and regulations of a home occupation with Mr. Holmes. Mr. Holmes stated he understood the rules and regulations.

Mr. Holmes stated he had a business license before but he has moved so now he needs to get re-approved.

Mr. Steven Thomas reminded Mr. Holmes that he could not bring any appliances back to his home. Mr. Holmes stated he understood.

Chair, Dean asked for any further questions from the Board or the public.

There were no comments.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Wayne seconded the motion. On a roll-call vote the motion carried.

## **CASE NO. 12**

Application and appeal of Mayra Mendoza for a determination as a use permitted on appeal as allowed in Section 25-10, as defined in Article VI, as amended, and adopted, of the Zoning Ordinance to operate an administrative office for a pressure washing business located at 1610 Thomas Dr. SW, property is located in a R-2 Single-Family Zoning District.

This case was moved to the end when no one came forward to present this case to the Board.

## **CASE NO. 13**

Application and appeal of Shantelle Perkins 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 operate an administrative office for my painting business located at 710 Canterbury Av SW, property is located in a R-2 Single-Family Residential Zoning District.

Ms. Shantelle Perkins presented this case to the Board. Ms. Perkins stated her name is Shantelle Perkins and her address is 710 Canterbury Av SW. Ms. Perkins stated she would like to use one room in her home for the administrative purposes for her painting business and a place to refinish furniture to re-sell.

Chair, Dean asked Ms. Perkins if she would be doing the administrative work at her home and the refurbishing off site.

Ms. Perkins stated no she was going to do both the administrative work and the refurbishing at her house.

Ms. Perkins stated she would take the finished product to a market for it to be sold.

Ms. Perkins stated she would not have any customers coming to her home.

Mr. Larry Waye verified with Ms. Perkins that she would be doing both the administrative work and the refurbishing at her home, Ms. Perkins agreed.

Mr. Steven Thomas asked Ms. Perkins how people would get pieces of furniture to her without coming to her home.

Ms. Perkins stated she was not having people drop off furniture at her home to be refinished. She was only refinishing pieces she may find at yard sales and such refinish the pieces and then resell those pieces of furniture.

Chair, Dean verified Ms. Perkins business model and Ms. Perkins agreed.

Mr. Steven Thomas that this was a hobby for Ms. Perkins, Ms. Perkins agreed.

Mrs. Susana Salcido stated she was concerned Ms. Perkin's neighbors may see a large amount of furniture stored outside of Ms. Perkins home.

Ms. Perkins stated that she has a storage shed she can store things in if she needed to so the neighbors would not be able to see anything.

Chair, Dean asked for further questions from the Board or the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Brad Townson seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 14**

Application and appeal of LaShunta Wallace 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 operate an administrative office for an on-line clothing boutique located at 302 12<sup>th</sup> Av NW, property is located in a R-3 Single-Family Zoning District.

Ms. LaShunta Wallace presented this case to the Board. Ms. Wallace stated her name is LaShunta Wallace and her address is 302 12<sup>th</sup> Av NW. Ms. Wallace stated she would like to use one room in her home for her on-line clothing business.

Chair, Dean verified that Ms. Wallace heard and understood the rules and regulations of a home occupation, Ms. Wallace understood.

Chair, Dean asked for questions from the Board and the public.

Mr. Larry Waye asked Ms. Wallace if the home owner was aware she was wanting to run this business from the home. Ms. Wallace stated he was aware.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 15**

Application and appeal of Andrea N. Lyle 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 operate an administrative office for an on-line clothing boutique located at 2625 Buckingham Gate SW, property is located in a R-2 Single Family Zoning District.

Ms. Andrea Lyle presented this case to the Board. Ms. Lyle stated her name was Andrea Lyle and her address was 2625 Buckingham Gate SW. Ms. Lyle stated she would like to use one room in her home for an on-line clothing boutique.

Chair, Dean verified Ms. Lyle heard and understood the rules and regulations of a home occupation, Ms. Lyle stated she heard and understood.

Chair, Den asked for questions from the Board.

Mr. Larry Wayne verified Ms. Lyle would use one room in her home for administrative purposes, Ms. Lyle agreed.

Chair, Dean asked if Ms. Lyle would have any inventory stored at her home. Ms. Lyle stated there would not be any inventory at the home she would order as needed.

Chair, Dean asked Ms. Lyle if the property owner was aware she was wanting to run a business from her home, Ms. Lyle stated yes.

Chair, Dean asked for further questions from the Board or the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Larry Wayne motioned to approve this case as submitted. Mr. Steven Thomas seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO.16**

Application and appeal of Michael Miguel 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 operate an administrative office for a hot shot trucking service located at 1402 2<sup>nd</sup> Av SW, property is located in a R-2 Single-Family Zoning District.

This case was moved to the end. No one came forward to present the case when called.

#### **CASE NO. 17**

Application and appeal of Eria Mayes 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 operate an administrative office for an on-line hair sales business located at 706 Westwood Cr SW, property is located in a R-2 Single-Family Zoning District.

This case was moved to the end. No one came forward to present the case when called.

#### **CASE NO. 18**

Application and appeal of Gloria Jean Coger for a determination as a use permitted on appeal as allowed in Section 25-95 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to operate a Day Care Facility. Operating from 7:00 a.m. to 5:00 pm located at 2610 Little John Street SW, property is located in a R-2 Single Family Zoning District.

Ms. Gloria Coger presented this case to the Board. Ms. Coger stated her name is Gloria Coger and her address is 2610 Little John Street SW. Ms. Coger stated she would like to do a home day care for 1 year olds to 5 year olds from 7 a.m. to 5 p.m.

Chair, Dean asked Ms. Coger if she was requesting for 6 children or less and if she was good with the time restrictions, Ms. Coger stated she did not have any problems with the restrictions.

Chair, Dean reminded Ms. Coger she would still need to get all of her approval from DHR before she could open her daycare, Ms. Coger understood.

Chair, Dean asked for questions from the Board or public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Larry Wayne motioned to approve this case as submitted. Mr. Steven Thomas seconded the motion. ON a roll-call vote the motion carried.

### **CASE NO. 19**

Application and appeal of Serrena Andriana Bates 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 operate an administrative office for a cleaning service at 304 Courtney Dr. SW Apt 107, property is located in a R-4 Multi-family Residential Zoning District.

Ms. Serrena Bates presented this case to the Board. Ms. Bates stated her name is Serrena Bates and her address is 304 Courtney Dr SW Apt. 107. Ms. Bates stated she would like to use one room in her home for administrative purposes for her cleaning business.

Chair, Dean went over the rules and regulations of a home occupation with Ms. Bates, Ms. Bates stated she understood.

Chair, Dean asked for questions from the Board.

Mr. Larry Wayne asked Ms. Bates if her business would be for commercial or residential, Ms. Bates stated it would be for both.

Chair, Dean asked what type of equipment she would be using.

Ms. Bates stated she would use only standard equipment no large items.

There were no comments from the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mrs. Susana Salcido motioned to approve this case as submitted. Mr. Larry Wayne seconded the motion. On a roll-call vote the motion carried.



## **CASE NO. 20**

Application and appeal of Kaye Waller 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 operate an administrative office on-line crafts business located at 1201 Timberland Dr. SW, property is located in a R-2 Single-Family Residential Zoning District.

Ms. Kaye Waller presented this case to the Board. Ms. Waller stated her name is Kaye Waller and her address is 1201 Timberland Dr. SW. Ms. Waller stated she would like to have a home office for an on-line small craft business..

Ms. Waller stated she heard and understood all of the rules and regulations of a home occupation.

Ms. Waller stated she had limited inventory that is all kept that one room.  
Chair, Dean asked for questions from the Board or the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mrs. Susana Salcido motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

## **CASE NO. 21**

Application and appeal of Stacey Yvonne Bell 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 operate an administrative office for a lawn care business located at 1317 Sheraton St SE, property is located in a R-2 Single-Family Residential Zoning District.

This case was moved to the end. No one came forward when the case was called.

## **CASE NO. 22**

Application and appeal of Stacey Yvonne Bell 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 operate an administrative office for a personal training business located at 1317 Sheraton St SE, property is located in a R-2 Single-Family Residential Zoning District.

This case was moved to the end. No one came forward when the case was called.

## **CASE NO. 23**

Application and appeal of Betsy Stark 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 operate an administrative office for an interior design business located at 3773 S. Woodtrail Rd SW, property is located in an AG-1 Agricultural District.

Ms. Betsy Stark presented this case to the Board. Ms. Stark stated her name is Betsy Stark and her address is 3773 S. Woodtrail Rd. SW. Ms. Stark stated she would like to use one room in her home for an interior design business.

Chair, Dean explained the rules and regulations of a home occupation to Ms. Star. Ms. Stark stated she understood.

Chair, Dean asked for questions from the Board or the Public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 24**

Application and appeal of Russell Brent Adams 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 operate an administrative office for a home décor and other items located at 715 Cedar Lake Rd SW Apt 210, property is located in a R-4 Multi-family Residential Zoning.

Mr. Russell Adams presented this case to the Board. Mr. Adams stated his name is Russell Brent Adams and is address is 715 Cedar Lake Rd SW Apt 210. Mr. Adams stated he would like to use one room in his home for administrative purposes for his on-line business. Mr. Adams stated he would not have any deliveries to his home.

Chair Dean went over the rules and regulations of a home occupation with Mr. Adams, Mr. Adams stated he understood.

Chair, Dean asked for questions from the Board or the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Larry Waye motioned to approve this case as submitted. Mr. Steven Thomas seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 25**

Application and appeal of Laurie R.Vann 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 operate an administrative office for a mobile dog grooming business located at 1036 Sherman St SE, property is located in a R 3H Single-Family Historical Residential Zoning District.

Ms. Laurie Vann presented this case to the Board. Ms. Vann stated her name is Laurie Vann and her address is 1036 Sherman St SE. Ms. Vann stated she would like to use one room in her home for a mobile dog grooming business.

Ms. Vann stated she had heard and understood the rules and regulations of a home occupation.

Ms. Vann stated she currently owns a brick and mortar dog grooming business.

Ms. Vann would like to change her business to strictly mobile.

Chair, Dean asked for questions from the Board and the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department. Had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Way seconded the motion. On a roll-call vote the motion carried.

## **CASE NO. 26**

Application and appeal of Tanner O'Quinn 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 operate an administrative office for a lawn mowing business located at 3119 Upper River Rd, property is located in a AG-1 Agricultural Zoning District.

Mr. Tanner O'Quinn presented this case to the Board. Mr. O'Quinn stated his name is Tanner O'Quinn and his address is 3119 Upper River Rd. Mr. O'Quinn stated he would like to use one room in his home for a lawn mowing business.

Mr. O'Quinn stated he had heard the rules and regulations of a home occupation and he understood.

Chair, Dean asked for questions from the Board or the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Way seconded the motion. On a roll-call vote the motion carried.

## **CASE NO. 27 \*EMAILS FROM NEIGHBORS IN PROPERTY FILE**

Application and appeal of Christian Morris 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 operate an administrative office lawn care business located at 2415 Kathy Ln SW, property is located in a R-5 Single-Family Patio Home Residential Zoning District.

Mr. Christian Morris presented this case to the Board. Mr. Morris stated his name is Christian Morris and his address is 2415 Kathy Ln. SW. Mr. Morris stated he would like to use one room in his home for a lawn mowing business.

Mr. Morris stated his equipment would be store in the garage and out of sight.

Chair, Dean went over all of the rules and regulations of a home occupation with Mr. Morris.

Mr. Morris stated he currently did not have any employees.

Chair, Dean reminded Mr. Morris he was allowed to have employees however, they could not report to his home. He would have to meet them off site, Mr. Morris understood.

Mr. Larry Wayne asked Mr. Morris who was Chris Atkinson?

Mr. Morris stated Chris Atkinson is the homeowner.

Mr. Larry Wayne asked if Mr. Atkinson lives at 2415 Kathy Ln as well, Mr. Morris stated yes.

Chair, Dean asked Mr. Morris if Mr. Atkinson was aware he was going to run this business from the home, Mr. Morris stated yes.

Chair, Dean asked for further questions from the Board or the public.

Mr. Bob Sims, Building Department, asked Mr. Morris if he was Britt Landscaping.

Mr. Morris stated he was not but, he does work with him.

Mr. Bob Sims, Building Department, stated that Britt Landscaping is putting signs up around town that is violating the sign ordinance.

Mr. Morris asked Mr. Sims what is the sign ordinance.

Mr. Bob Sims, Building Department, explained as a lawn company, a sign may be put into a yard that is being worked on for a period of 10 days and then the sign has to be gone.

Mr. Bob Sims, Building Department, explained signs can not be put up on telephone poles or in the medians of the streets.

Mr. Bob Sims, Building Department, told Mr. Morris that if he had signs for his business up illegally then he could be fined and the signs would be picked up and thrown away.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Larry Wayne motioned to approve this case as submitted. Mr. Brad Townson seconded the motion. On a roll-call vote the motion passed.

\*Emails attached to property file from neighbors

## **CASE NO. 28**

Application and appeal of Cody Davis 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 operate an administrative office for a landscaping business located at 802 3<sup>rd</sup> Av SE, property is located in a R-4 Multi-Family Residential Zoning District.

Mr. Cody Davis presented this case to the Board. Mr. Davis stated his name is Cody Davis and his address is 802 3<sup>rd</sup> Av SE. Mr. Davis stated he would like to use one room in his home for his landscaping business.

Mr. Davis stated all of his equipment is carried in his truck any all of his consultations are done at the clients home.

Mr. Davis stated he did not have any employees.

Chair, Dean asked for questions from the Board and the public.

Mr. Bob Sims, Building Department, had no comments.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

### **CASE NO. 29**

Application and appeal of Karen Tuten 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 operate an administrative office for a tutoring business located at 1503 14<sup>th</sup> Av SW, property is located in a R-2 Single-Family Residential Zoning District.

Ms. Karen Tuten presented this case to the Board. Ms. Tuten stated her name is Karen Tuten and her address is 1503 14<sup>th</sup> Av SW. Ms. Tuten stated she would like to use one room in her home for administrative purposes for her tutoring business.

Ms. Tuten stated she already has a business license however has changed residences and needs to be reapproved with the new address.

Mr. Steven Thomas asked Ms. Tuten what subject's she tutors.

Ms. Tuten stated she tutor's the subjects of math through pre-calculus and also at Calhoun Jr. College and is a reading intervention teacher, part time, at Woodmeade Elementary School.

Chair, Dean asked for questions from the Board or the public.

Mr. Bob Sims, Planning Department, had no comment.

Mr. Matthew Marques, Planning Separtment, had no comment.

Mr. Susana Salcido motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

### **CASE NO. 30**

Application and appeal of Tobias Payne 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 operate an administrative office for a group home located at 402 Hillside Rd SW, property is located in a R-2 Single-Family Residential Zoning District.

Mr. Tobias Payne presented this case to the Board. Mr. Payne stated his name is Tobias Payne and his address is 402 Hillside Rd SW. Mr. Payne stated he would like to use one room in his home for the administrative purpose for a group home. Mr. Payne stated that Fredrick Brown is the homeowner and he is aware he going to run the business from the home.

Mr. Payne stated that there would not be anyone coming to his home.

Chair, Dean asked Mr. Payne where the group home be located.

Mr. Payne stated that the Department of Mental Health would provide the licensing and not to get the actual location at this time.

Chair, Dean verified that the actual group home would not be at the Hillside Rd location, Mr. Payne agreed.

Chair, Dean verified Mr. Payne had heard and understood the rules and regulations of a home occupation. Mr. Payne stated he had heard all of the rules and regulations and he understood.

Chair, Dean asked for questions from the Board and the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mrs. Susana Salcido motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

### **CASE NO. 31**

Application and appeal of Kiyo P. Holmes 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 operate an administrative office for a medical house calls business located at 3701 Sabine Ct. SW, property is located in a R-5 Single-Family Patio Home Residential Zoning District.

Ms. Kiyo Holmes presented this case to the Board. Ms. Holmes stated her name is Kiyo Holmes and her address is 3701 Sabine Ct SW. Ms. Holmes stated she would like to use one room in her home for a house calls business.

Chair, Dean asked Ms. Holmes to explain her business model.

Ms. Holmes explained her business model would be making medical house calls and doing tele-visits.

Chair, Dean verified Ms. Holmes heard and understood the rules and regulations of a home occupation, Ms. Holmes understood.

Chair Dean asked for questions from the Board and the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

### **CASE NO. 32**

Application and appeal of Kim Terry for a 25-foot setback from Section 25-78 (d) of the Zoning Ordinance, in order to place a sign at 3504 Danville Rd, property is located in a B-6 Office Zoning Business District.

This case was moved to the end. No one came forward to present the case when called.

### **CASE NO. 33**

Application and appeal Jevron McMillan for variance from Section 25-14 (a) in order to build a house on an existing non-conforming lot platted prior to June 3, 1958 at 1407 8<sup>th</sup> St SE, property is located in a R-3 Single-Family Residential Zoning District.

Mr. Jevron McMillian presented this case to the Board. Mr. McMillian stated his name is Jevron McMillian and his address is 29811 Windsor Lane, Harvest AL.

Mr. McMillian stated he was requesting a square foot variance.

Mr. McMillian stated that a lot variance had been requested once before by a realtor to have the lot suitable for building a home on the lot which was believed to have made the lot suitable to build on however, after Mr. McMillian purchased the lot it was discovered there were more steps needed before a home could be built on this property.

Mr. McMillian showed the Board the type of house he would like to build on the lot keeping with the same design of other houses in the neighborhood.

Chair, Dean verified that the lot lines would be within the setbacks.

Chair, Dean asked for questions from the Board and the public.

Mr. Bob Sims, Building Department, verified that Mr. McMillian can build the house as long as it is the same character, size of the other homes in the area.

Mr. Bob Sims, Building Department, stated that the only real requirement is the side yard cannot be less than 4 feet.

Mr. Bob Sims, Building Department, stated that Mr. McMillian can build something different than what is on the plot plan as long as he does not bust the 4 foot width or bring the house out further than the other homes it should not be a problem anymore.

Mr. Bob Sims, Building Department, stated that the discussion that was had with Mr. McMillian before was thought to have cleared up the situation. However, the way it was worded in the minutes it was not real clear according to the other inspectors.

Mr. Bob Sims, Building Department, stated that this now clears him to build a house on this lot as long as he meets the 4 foot width on the sides. Mr. Sims stated the house does not have to meet the specific setbacks that are laid on the plot plan but the house just cannot be pushed out in front of the other houses.

Chair, Dean verified that Mr. McMillian can build a house on this lot that is not big enough to build a house on and that is what is being approved today.

Mr. Bob Sims, Building Department, stated the setback requirements other than that 4 foot width on the sides do not apply.

Chair, Dean reminded Mr. McMillian to maintain the proper distances and make it look like it meets the other houses, Mr. McMillian understood.

There were no further comments from the Building Department.

Mr. Matthew Marques, Planning Department, agreed with the conditions Mr. Sims had said.

Mr. Larry Waye motioned to approve this case submitted. Mrs. Susana Salcido seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 34**

Application and appeal of William Ryan Clark in order to place an accessory structure in the front and side yard from Section 25-2 (1) located at 3418 Danville Rd SW, property is located in an AG-1 Agricultural Zoning District.

Mr. William Clark presented this case to the Board. Mr. Clark stated his name is William Ryan Clark and his address is 3418 Danville Rd SW. Mr. Clark stated he would like to build a detached garage on the side of his house.

Chair, Dean stated that this case was discussed during the pre-meeting and asked the Board if there were any questions.

Chair, Dean asked for questions from the Board and the public.

Mr. Bob Sims, Building Department, had no comment.

Mr. Matthew Marques, Planning Department, had no comment.

Mrs. Susana Salcido motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 35**

Application and appeal of Jeff Sharp for a non-conforming use variance from Section 25-10.10 to allow a non-profit thrift store to be located in a residential zone located at 1311 19<sup>th</sup> Av SE, property is located in a R-3 Single Family Zoning District.



Mr. Jeff Sharp presented this case to the Board. Mr. Sharp stated his name is Jeff Sharp and his address is 1510 20<sup>th</sup> Av SE. Mr. Sharp stated he would like to put a thrift store at one end of his church.

Mr. Sharp stated the thrift store would employ adults with special needs.

Chair, Dean asked Mr. Sharp if this is a ministry of the church. Mr. Sharp stated it was not a ministry of the church. Mr. Sharp stated this would be a complete separate non-profit from the church.

Mr. Sharp stated that the area of the church being discussed, for the thrift store, to be located is not locked off, and is not completely separate from the church but it will be.

Chair, Dean stated that Mr. Sharp described that the hours would not interfere with church services. Mr. Sharp agreed it would not interfere with church services.

Chair, Dean asked for questions from the Board.

Mr. Larry Wayne asked Mr. Sharp if it could appear to people in the community that this might be a ministry of the church because of what it is designed to be doing and the people it will be helping.

Mr. Sharp stated it could appear that way.

Mr. Sharp stated he has a plan to make that end of the church a separate entity. Mr. Sharp stated that there will be a separate sign and a separate entrance to the thrift store and it will look entirely separate.

Chair, Dean asked for other questions from the Board or the public.

Mr. Herman Marks, Legal Department, stated Mr. Sharp has been very transparent and shared this is a separate operation from the church.

He is going to have signage that indicates a separate operation.

He is operating a business.

Mr. Marks was concerned that approval of this case would set a precedent to other businesses that might want to be located in a church and the Board needs to look at the impact of that as well. Mr. Marks says this is a concern.

Mr. Marks says the concern is that he is operating a business in a residential district.

Mr. Steven Thomas asked if the non-profit was the difference.

Mr. Marks stated it was still a business and still has to be licensed to do business.

Mr. Marks asked Mr. Sharp if he would be selling things.

Mr. Sharp stated yes, the store would accept donations.

Mr. Sharp stated the store is a 501C3 so they would accept donations.

Mr. Marks stated he was obligated to share the information that Mr. Sharp would be operating a business in residential district.

Mr. Sharp asked the question if he and Brother Orville discussed it and made this a ministry of the church could he do it then but it would not be under his non-profit.

Mr. Marks stated he could help with the business but, it would have to be run by the church since it is being run from a residential zoning district.

Mr. Marks stated churches are allowed in residential zoning districts and businesses are not necessarily allowed.

Mr. Sharp asked if non-profit was allowed in an I-D Industrial District.

Mr. Larry Wayne explained to Mr. Sharp that it does not matter if it is non-profit or not it is still a business.

Mr. Larry Wayne explained that there are other business that are operated out of churches in residential areas as well.

Mr. Larry Wayne explained that Mr. Marks was letting the Board know that legally if this case is approved the Board may be setting a precedent for this Board and for us to be aware of that moving forward, Mr. Sharp understood.

Mr. Brad Townson asked Mr. Sharp if there would be any drop off boxes.

Mr. Sharp stated that there would be drop off boxes.

Mr. Sharp stated they would not accept any larger items such as mattresses, furniture or any electronics.

Mr. Sharp stated that during open hours they would have someone there to sort items but, would need a place for a drop off while closed.

Mrs. Susana Salcido asked if there could be some type of screen that could be placed so the drop off is not in view for the neighborhood to see.

Mr. Sharp stated that some kind of an idea to block the site of the drop off box could be devised and they do not want it to look junky either.

Mr. Sparks stated that this would be his ministry not the church's because it is something he can do.

Chair, Dean asked for any further questions from the Board or the public.

Mr. Bob Sims, Building Department, recommended approval based off the fact that there are already businesses that are operating in residential areas that are not even related to a church that this Board has already approved.

Mr. Bob Sims, Building Department, stated he does not feel like this will set a precedent and feels like it will compliment what is going on in the area as it is.

Mr. Bob Sims, Building Department, asked Mr. Sparks if there was a park for special needs children being built close to that area.

Mr. Sparks stated yes that a park is being built on the other side of the church and he is working in concert with the whole concept.

Chair, Dean stated also that each case presented in the future would have to be analyzed just as the others have been.

Mr. Orville Collins, is pastor of the church, 1311 19<sup>th</sup> Av SE. Brother Collins stated he is aware that this is a business, however it is an opportunity for the church to minister.

Mr. Brad Townson asked if any rent would be paid.

Mr. Sparks said yes they would be leasing.

Chair, Dean asked for questions from the Planning Department.

Mr. Matthew Marques, Planning Department, stated the space is 5,000 square feet and 76 parking places and asked Mr. Bob Sims, Building Department, if there would be a need for any additional parking spaces.

Mr. Bob Sims, Building Department, stated they would have to figure out the church's occupancy and the church's parking is supposed to be based off of the number of seats in the sanctuary and now that it is going to have a mercantile it would have to be determined if it was going to be combined parking because they would not be in operation at the same time.

Mr. Bob Sims, Building Department said there should be plenty of parking for those 2 different uses.

Mr. Sparks stated that there was handicapped parking right in front of the door that would be at the entrance of the thrift store but, the main handicapped parking is by the sanctuary.

Mr. Sparks stated that there was a side parking lot that is only used if the church is packed to capacity and that could be restriped for handicap parking.

Mrs. Susana Salcido, reiterated she was concerned about the drop off box and how it would look for the neighbors, Mr. Sparks stated he understood her concerns.

Chair, Dean asked for any other comments.

Mr. Steven Thomas motioned to approve this case as submitted. Mr. Larry Waye seconded the motion. On a roll-call vote the motion carried.

#### **CASE NO. 4**

Application and appeal of Amber L. Hinton 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 operate an administrative office for a counseling service located at 1910 Westmeade St. SW, property is located in a R-2 Single-Family Residential Zoning District.

This case was called again and DISMISSED when no one came forward to present the case.

#### **CASE NO. 10**

Application and appeal of Teresa Valenzuela 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 operate an administrative office for a cleaning service located at 1620 8<sup>th</sup> St. SE, property is located in a R-3 Single-Family Zoning District.

This case was called again and DISMISSED when no one came forward to present the case.

#### **CASE NO. 12**

Application and appeal of Mayra Mendoza for a determination as a use permitted on appeal as allowed in Section 25-10, as defined in Article VI, as amended, and adopted, of the Zoning Ordinance to operate an administrative office for a pressure washing business located at 1610 Thomas Dr. SW, property is located in a R-2 Single-Family Zoning District.

This case was called again and DISMISSED when no one came forward to present the case.

#### **CASE NO.16**

Application and appeal of Michael Miguel 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 operate an administrative office for a hot shot trucking service located at 1402 2<sup>nd</sup> Av SW, property is located in a R-2 Single-Family Zoning District.

This case was called again and DISMISSED when no one came forward to present the case.

#### **CASE NO. 21**

Application and appeal of Stacey Yvonne Bell 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 operate an administrative office for a lawn care business located at 1317 Sheraton St SE, property is located in a R-2 Single-Family Residential Zoning District.

This case was called again and DISMISSED when no one came forward to present the case.

#### **CASE NO. 22**

Application and appeal of Stacey Yvonne Bell 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 operate an administrative office for a personal training business located at 1317 Sheraton St SE, property is located in a R-2 Single-Family Residential Zoning District.

This case was called again and DISMISSED when no one came forward to present the case.

#### **CASE NO. 32**

Application and appeal of Kim Terry for a 25-foot setback from Section 25-78 (d) of the Zoning Ordinance, in order to place a sign at 3504 Danville Rd, property is located in a B-6 Office Zoning Business District.

This case was called again and DISMISSED when no one came forward to present the case.

Meeting adjourned at 6:58 p.m

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Delayne Dean, Chair

# **AGENDA**

**May 2021**

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, May 25, 2021 at 4:00 p.m. And, also broadcast live on City of Decatur You Tube Channel at <https://www.youtube.com/c/CityofDecaturAl> for the purpose of hearing the following applications and appeals at which time all interested parties are requested to be present and will be given an opportunity to be heard. Questions can also be submitted via email at [bozaquestions@decatur-al.gov](mailto:bozaquestions@decatur-al.gov).

## **OLD BUSINESS:**

**9/25/18**

Application and appeal of Esteban Gonzalez 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 painting business located at 824 4<sup>th</sup> Av SE, property located in a R-4 Residential Multi Family Zoning District.

## **CASE NO. 1**

Application and appeal of Jah-Quereis Cohn 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 operate an administrative office for a lawn care business located at 2923 Frost Dr. SW, property is located in a R-6 Single-Family Semi-Attached Residential Zoning District.

## **CASE NO. 2**

Application and appeal of Tameira Carrington 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 operate an administrative office for an on-line sales of Yoni products located at 1602 Brookridge Dr. SW Apt. 1210, property is located in a R-2 Single-Family Residential Zoning District.

## **CASE NO. 3**

Application and appeal of Patricia Ann Mason 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 operate an administrative office for a group home located at 2928 McDonald Dr. SW, property is located in a R-6 Single-Family Semi-Attached Residential Zoning District.

## **CASE NO. 4**

Application and appeal of Tomas Torres Alcaraz 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 operate an administrative office for a lawn care business located at 618 7<sup>th</sup> Av SW, property is located in a R-3 Single-Family Residential Zoning District.

#### **CASE NO. 5**

Application and appeal of Tonya Washington 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 operate an administrative office for a consulting business located at 1405 Puckett Av SW, property is located in a R-2 Single-Family Residential Zoning District.

#### **CASE NO. 6**

Application and appeal of Paulette Tennison 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 operate an administrative office for on-line sales business for health and wellness products located at 306 Courtney Dr. SW, property is located in a R-4 Multifamily Residential Zoning District.

#### **CASE NO. 7**

Application and appeal of David Donald 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 operate an administrative office for a photography business located at 715 Cedar Lake Rd SW Apt #201 property is located in a R-4 Multifamily Residential District.

#### **CASE NO. 8**

Application and appeal of Lauren Caudle, 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 operate an administrative office for an inflatable bounce house business located at 404 8<sup>th</sup> Av. SW, property is located in a R-3 Single-Family Residential Zoning District.

#### **CASE NO. 9**

Application and appeal of Pamela Cowan Earle 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 operate an administrative office for a cleaning business located at 2234 Harrison St. SE Apt. 1, property is located in a R-4 Multifamily Residential Zoning District.

#### **CASE NO. 10**

Application and appeal of Stacey Yvonne Bell 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 operate an administrative office for a lawn care business located at 1317 Sheraton St. SE., property is located in a R-2 Single-Family Residential Zoning District.

#### **CASE NO. 11**

Application and appeal of Stacey Yvonne Bell 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 operate an administrative office for a personal training business located at 1317 Sheraton St SE., property is located in a R-2 Single-Family Residential Zoning District.

#### **CASE NO. 12**

Application and appeal of Whitney Nicole Stinnett 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 operate an administrative office for an on-line sale business for t-shirts and other apparel located at 2209 Graham Av SW Apt. C, property is located in an I-D Institutional District.

#### **CASE NO. 13**

Application and appeal of Gaspar J. Francise 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 operate an administrative office for a landscaping business located at 1609 Chestnut St SE Apt B, property is located in a R-4 Multifamily Residential Zoning District.

#### **CASE NO. 14**

Application and appeal of Summer Blaxton 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 operate an administrative office for a t-shirt and crafts business located at 820 7<sup>th</sup> Av SE., property is located in a R-3 Single-Family Residential Zoning District.

#### **CASE NO. 15**

Application and appeal of Javier Cienfuegos Rosas 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 operate an administrative office for a lawn care business located at 713 Holland Dr SW., property is located in a R-2 Single-Family Residential Zoning District.

#### **CASE NO. 16**

Application and appeal of Pam Werstler 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 operate an administrative office for a consulting business located at 1307 Bryon Av SW, property is located in a R-2 Single-Family Zoning District.

#### **CASE NO. 17**

Application and appeal of Jim Morris 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 operate an administrative office for a general construction business located at 422 Bromwich St. SW, property is located in a R-6 Single-Family Semi-Attached Residential Zoning District.

#### **CASE NO. 18**

Application and appeal of an Administrative Decision by Jesse Longhi from Section 25-2 (1) in order to place and accessory structure in the front yard located at 701 Westwood Dr. SW, property is located in a R-2 Single-Family Residential Zoning District.



### **CASE NO. 19**

Application and appeal of Anwar Asmar, Hair Queen, to allow the maximum sign square footage from 100 square feet to 150 square feet from Section 25-77 (e) of the Zoning Ordinance located at 2812 Spring Av. SW, property is located in a M-1A Expressway Commercial District.

### **CASE NO. 20**

Application and appeal of Charles Morris, Old House LLC, from Section 25-10.2 (2) d for an additional 2.5 feet of building area on the side lots for the specified townhouse end units and corner lots listed, located at the River Road Estates Subdivision, property is located in a R-6 Single-Family Semi-Attached Residential Zoning District.

- 3209 McClellan Way SE
- 3217 McClellan Way SE
- 3219 McClellan Way SE
- 3227 McClellan Way SE
- 3229 McClellan Way SE
- 3237 McClellan Way SE
- 3239 McClellan Way SE
- 3247 McClellan Way SE
- 3249 McClellan Way SE
- 3257 McClellan Way SE
- 3259 McClellan Way SE
- 3267 McClellan Way SE
- 3269 McClellan Way SE
- 3277 McClellan Way SE



*A Grand City on a CHARMING SCALE*

## Board of Zoning Adjustment

APPLICANT: Esteban Gonzalez  
MAILING ADDR: 824 4th AV SE ✓  
CITY STATE ZIP: Decatur AL 35601  
PHONE: 256-257-207

PROPERTY OWNER: Esteban Gonzalez  
OWNER ADDR: 824 4th AV SE ✓  
CITY STATE ZIP: Decatur AL 35601  
OWNER PHONE: 256-257-2071

ADDRESS FOR APPEAL: 824 4th AV SE ✓

☒ 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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS.)

I want to use my home as a <sup>Admin.</sup> office for my painting business. No supplies will be stored at my home. No traffic will come in or out.

Applicant Name(print): Esteban Gonzalez  
Signature: [Signature]  
Representative Name(print): \_\_\_\_\_  
Signature: \_\_\_\_\_  
Date: 08/14/2018

If applicant is using a representative for the request both signatures are required.

Office Use  
Received By: Cidy  
Zone: R-4  
Hearing Date: 9/25/18 4:00 p.m.  
Approved/Disapproved: 5-0

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.

OLD BUSINESS 824 4TH AV SE

Sept. 10.11

## 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 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 parties 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, Fed-Ex, 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

SIGNED: Ed A

DATE: 08/14/2018

ADDRESS: 824 4th AV SE





PICTURE

#50 APPEAL May 25, 2021 @ 4:00 p.m.



402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Jah-Quereis Cohn  
MAILING ADDR: 2923 Frost Dr  
CITY, STATE, ZIP: Decatur AL 35603  
PHONE: 256 466 3543

PROPERTY OWNER: Jah-Quereis Cohn  
OWNER ADDR: 2923 Frost Dr  
CITY, STATE, ZIP: Decatur AL 35603 PHONE: 256 466 3543

ADDRESS FOR APPEAL: 2923 Frost Dr 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

\*\*\*\*\*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)

Lawncare business. that will park truck and trailer at home  
and use one room of home for ADMIN Purposes

Applicant Name (print) Jah-Quereis Cohn

Signature Jah-Quereis Cohn

Representative Name (print) \_\_\_\_\_

Signature \_\_\_\_\_

Date 4-16-2020

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: JW

Zone R-6

Hearing Date 5.25.21

Approved/Disapproved \_\_\_\_\_

CASE NO. 1 2923 FROST 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 ☒ 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 ☒
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 ☒

SIGNED:

[Signature]

DATE:

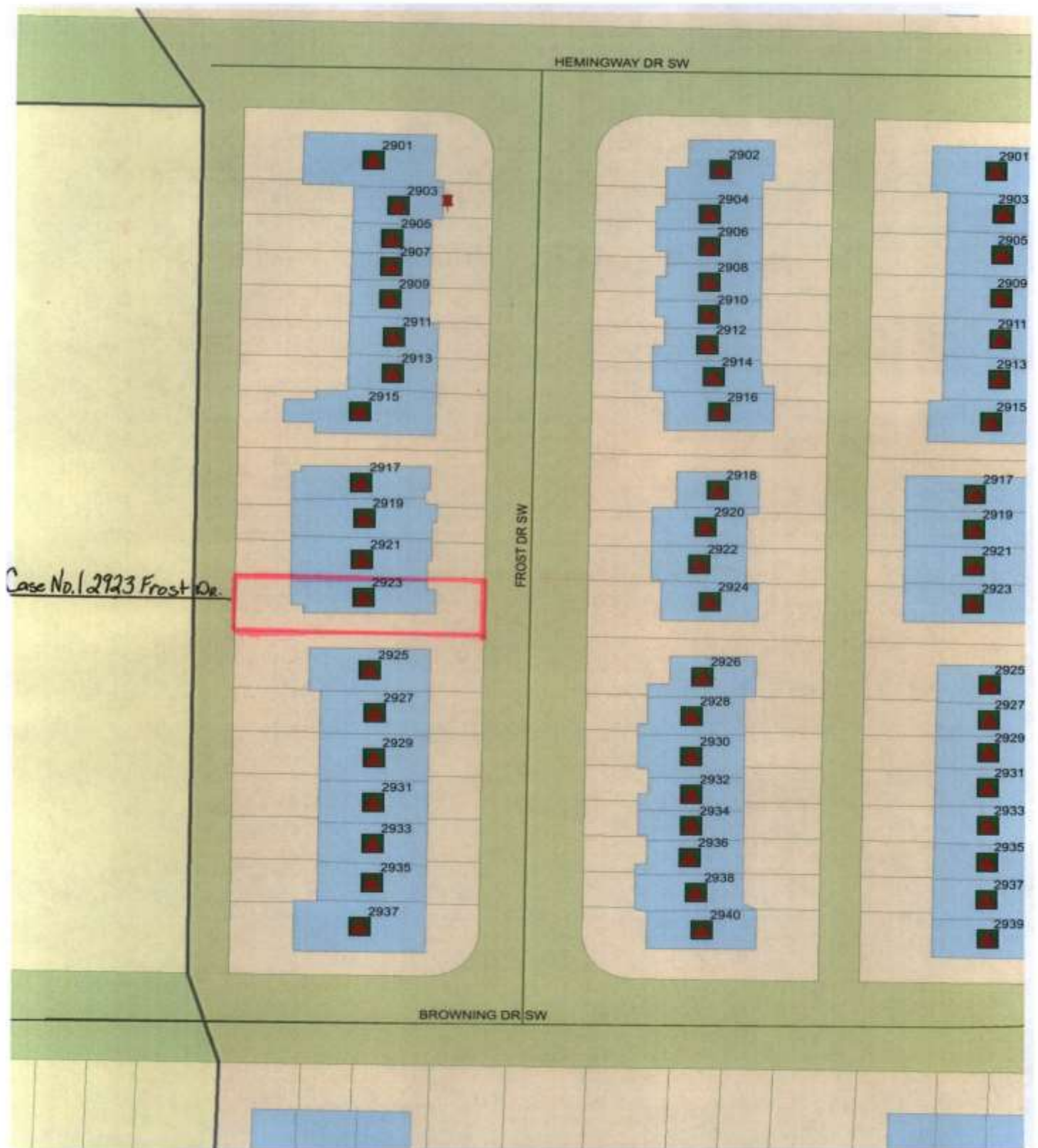
4-16-2020

ADDRESS:

2923 Frost Dr SW

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)

QUESTIONNAIRE





\* 402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Tameira Carrington  
MAILING ADDR: 11602 Brookridge dr. S.W Apt 1210  
CITY, STATE, ZIP: Decatur AL, 35601  
PHONE: (256) 345-9548

PROPERTY OWNER: Tina  
OWNER ADDR: 11602 Brookridge dr. S.W  
CITY, STATE, ZIP: Decatur AL, 35601 PHONE: (256) 345-5344 or (256) 6816-4495

ADDRESS FOR APPEAL: 11602 Brookridge dr. S.W Apt 1210 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

\*\*\*\*\* 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)

want to use 1 room in my home for online Sales of Yoni products.

Applicant Name (print) <u>Tameira Carrington</u>	If applicant is using a representative for the request both signatures are required	Office Use Received By: _____
Signature <u>Tameira Carrington</u>		Zone _____
Representative Name (print) _____		Hearing Date _____
Signature _____		Approved/Disapproved _____
Date _____		

4-20-2021





## 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 ☒ 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 ☒
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 your 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 ☒

SIGNED: Imenia Carrington DATE: 4-20-2021  
ADDRESS: 11602 Brookridge Dr. S.W Apt 1210 Decatur AL, 35601

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QUESTIONNAIRE





✓ \$50.00 App. fee 10' at the Month May 25, 2021 @ 4:00 p.m.



\* 402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Patricia Ann Mason  
MAILING ADDR: 2928 McDonald Drive SW  
CITY, STATE, ZIP: Decatur AL 35603  
PHONE: 256-565-7475

PROPERTY OWNER: Rodney Carter  
OWNER ADDR: 2618 Buckingham Gate S.W  
CITY, STATE, ZIP: Decatur AL 35603 PHONE: <sup>(256)</sup> 565-8054

ADDRESS FOR APPEAL: 2928 McDonald Drive SW

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

I want to use one room in my  
home for group home business, administrative only

Applicant Name (print) Patricia Ann Mason  
Signature Patricia Ann Mason  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4-22-2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: \_\_\_\_\_  
Zone R-6  
Hearing Date 5/25/21  
Approved/Disapproved \_\_\_\_\_

CASE NO. 3 2928 MCDONALD 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 ☒ 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 ☒
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 your 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 ☒

SIGNED: Ratner Man

DATE: 4-21-2011

ADDRESS: 2928 McDonald Drive SW Decatur AL 35601

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QUESTIONNAIRE





2



402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Tomas Torres Alcaraz  
MAILING ADDR: 618 7th Ave SW  
CITY, STATE, ZIP: Decatur AL 35601  
PHONE: (256) 226-2413

PROPERTY OWNER: Tomas Torres Alcaraz  
OWNER ADDR: 618 7th Ave SW Deco  
CITY, STATE, ZIP: Decatur AL 35601 PHONE: (256) 345-8534

ADDRESS FOR APPEAL: 618 7th Ave SW

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

Using House as Office for Lquncare business

Applicant Name (print) Tomas Torres Alcaraz  
Signature Tomas T. Alcaraz  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4/23/21

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: Cindy  
Zone R-3  
Hearing Date 5/25/21 4:00 p.m.  
Approved/Disapproved \_\_\_\_\_

CASE NO. 4 618 7<sup>TH</sup> AV SW





## HOME OCCUPATION QUESTIONS

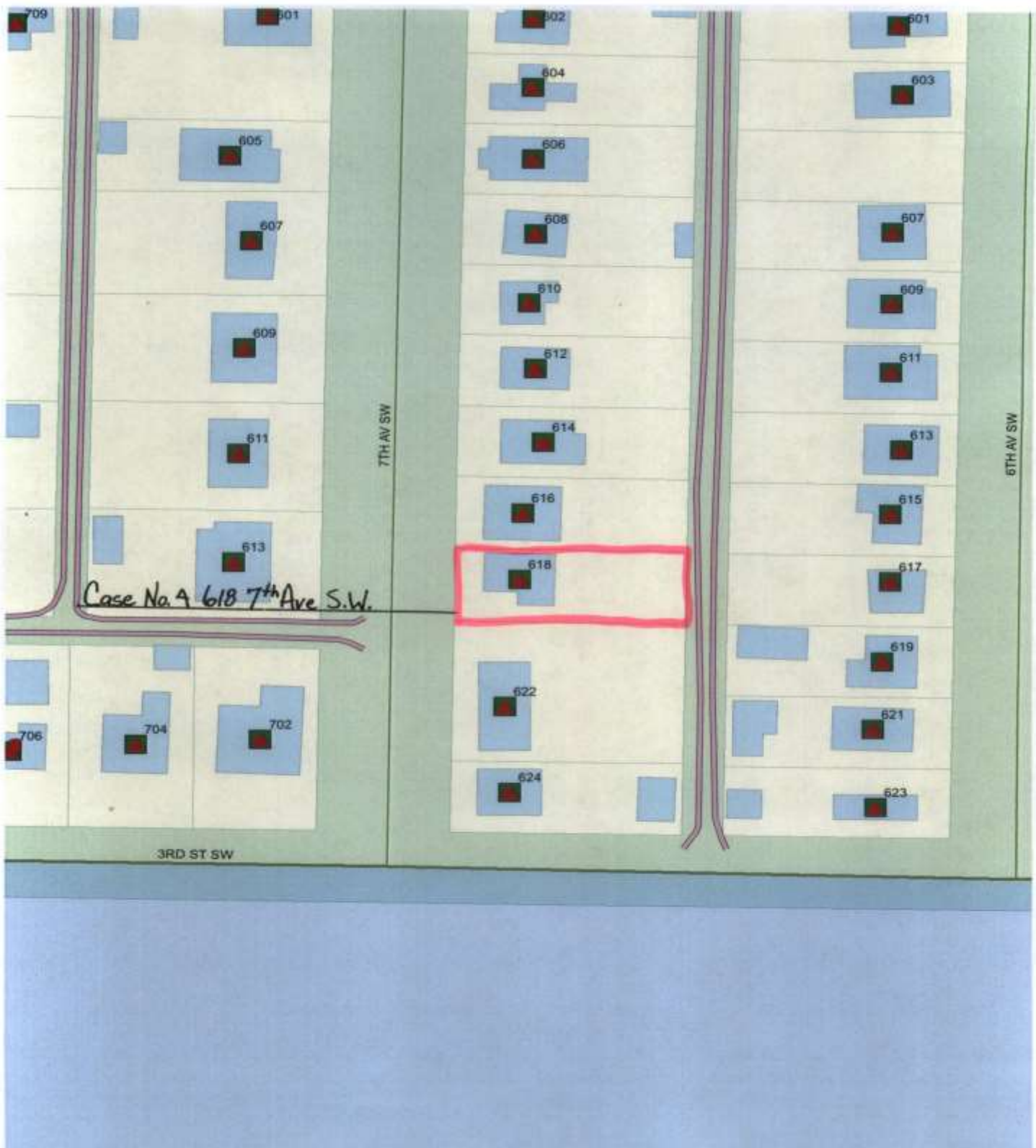
CHECK YES OR NO FOR EACH QUESTION

1. Is the occupation\* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES ☒ 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 ☒
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 ☒

SIGNED: Thomas L. Allen DATE: \_\_\_\_\_

ADDRESS: 618 7th Ave SW Decatur, AL 35601

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)





9) \$50 App Fee May 25, 2021 @ 4:00pm



\* 402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Tonya Washington  
MAILING ADDR: 1405 Puckett Ave SW  
CITY, STATE, ZIP: Decatur AL 35601  
PHONE: 256-716-7188

PROPERTY OWNER: Tonya Hendrix  
OWNER ADDR: 3705 Flint Pointe Circle  
CITY, STATE, ZIP: Hartselle AL 35640 PHONE: 256-227-3161

ADDRESS FOR APPEAL: 1405 Puckett Ave SW

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

I will need to use one room in my home for my consultant business for new entrepreneurs.

Applicant Name (print) Tonya Washington  
Signature Tonya Washington  
Representative Name (print) CEO - Owner  
Signature Tot  
Date 4.26.2021

If applicant is using a representative for the request both signatures are required

Office Use Received By: \_\_\_\_\_  
Zone R-2  
Hearing Date \_\_\_\_\_  
Approved/Disapproved \_\_\_\_\_

CASE NO. 5 1405 PUCKETT AV 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 ☒ 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 ☒
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 ☒

SIGNED: Dorja Washington DATE: 4-26-2021  
ADDRESS: 1405 Puckett Avesw Decatur AL 35601

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)





9) \$5000 App. May 25, 2021 @ 4:00



402 Lee St NE 1st Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Paulette Tennison  
MAILING ADDR: 306 Courtney Dr #220  
CITY, STATE, ZIP: Decatur, AL 35603  
PHONE: 256-642-6362

PROPERTY OWNER: Amy Kilgore  
OWNER ADDR: 304 Courtney Dr, NE  
CITY, STATE, ZIP: Decatur, AL 35603 PHONE: 256-306-0091

ADDRESS FOR APPEAL: 306 Courtney Dr. 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

\*\*\*\*\* 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)

I'll Be Using One Room in my Apartment For  
online sales For Health & Wellness products.

Applicant Name (print) Paulette Tennison

Signature Paulette Tennison

Representative Name (print) \_\_\_\_\_

Signature \_\_\_\_\_

Date 4/26/2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: TLW

Zone R-4

Hearing Date 5/25/21

Approved/Disapproved \_\_\_\_\_

CASE NO. 6 306 COURTNEY DR. SW APT 220





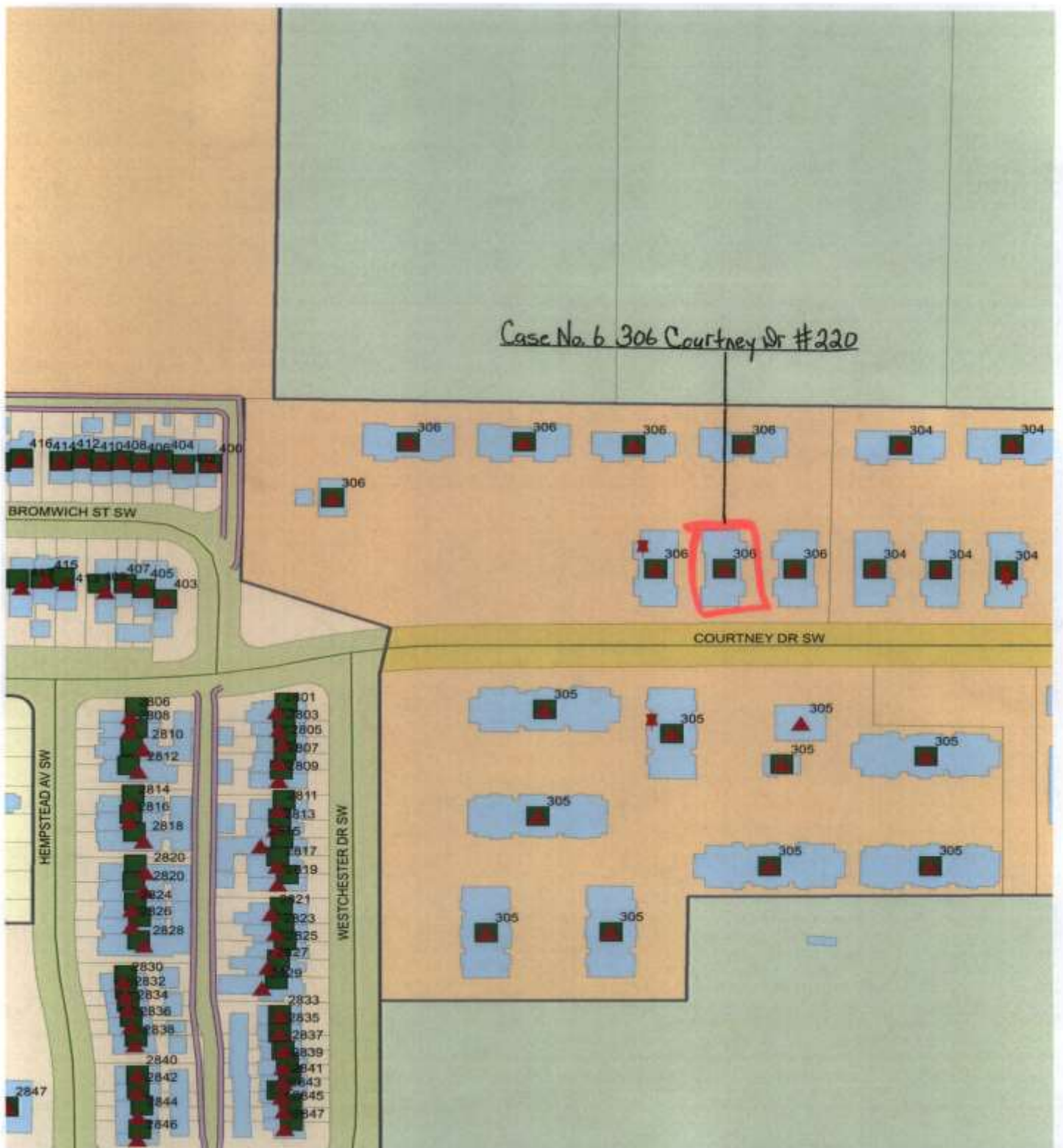
## HOME OCCUPATION QUESTIONS

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 ☒ 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 ☒
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 ☒

SIGNED: Pamela Terrell DATE: 4-26-2021  
ADDRESS: 306 Courtney Dr. Decatur, AL 35603

Decatur City Hall • 402 Lee Street, NE • Post Office Box 488 • Decatur, AL 35602-0488  
(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)







402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: David Donald  
MAILING ADDR: 715 Cedar Lake Rd SW Apt 201  
CITY, STATE, ZIP: Decatur, AL 35603  
PHONE: 256-227-5587

PROPERTY OWNER: Kisha Tiggs  
OWNER ADDR: 2111 Spring Ave SW  
CITY, STATE, ZIP: Decatur, AL 35601 PHONE: 256-345-6844

ADDRESS FOR APPEAL: 715 Cedar Lake Rd S.W. Apt 201

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

type of business is photography and would  
like to use one room for my administrative  
office.

Applicant Name (print) David Donald  
Signature [Signature]  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4/26/2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: \_\_\_\_\_  
Zone R-4  
Hearing Date 5/25/21  
Approved/Disapproved \_\_\_\_\_

CASE NO. 7 715 CEDAR LAKE RD SW APT 201



## 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 ☒ NO ☒ *(1780)*  
*\*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 ☒
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 your 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 ☒

SIGNED:

DATE:

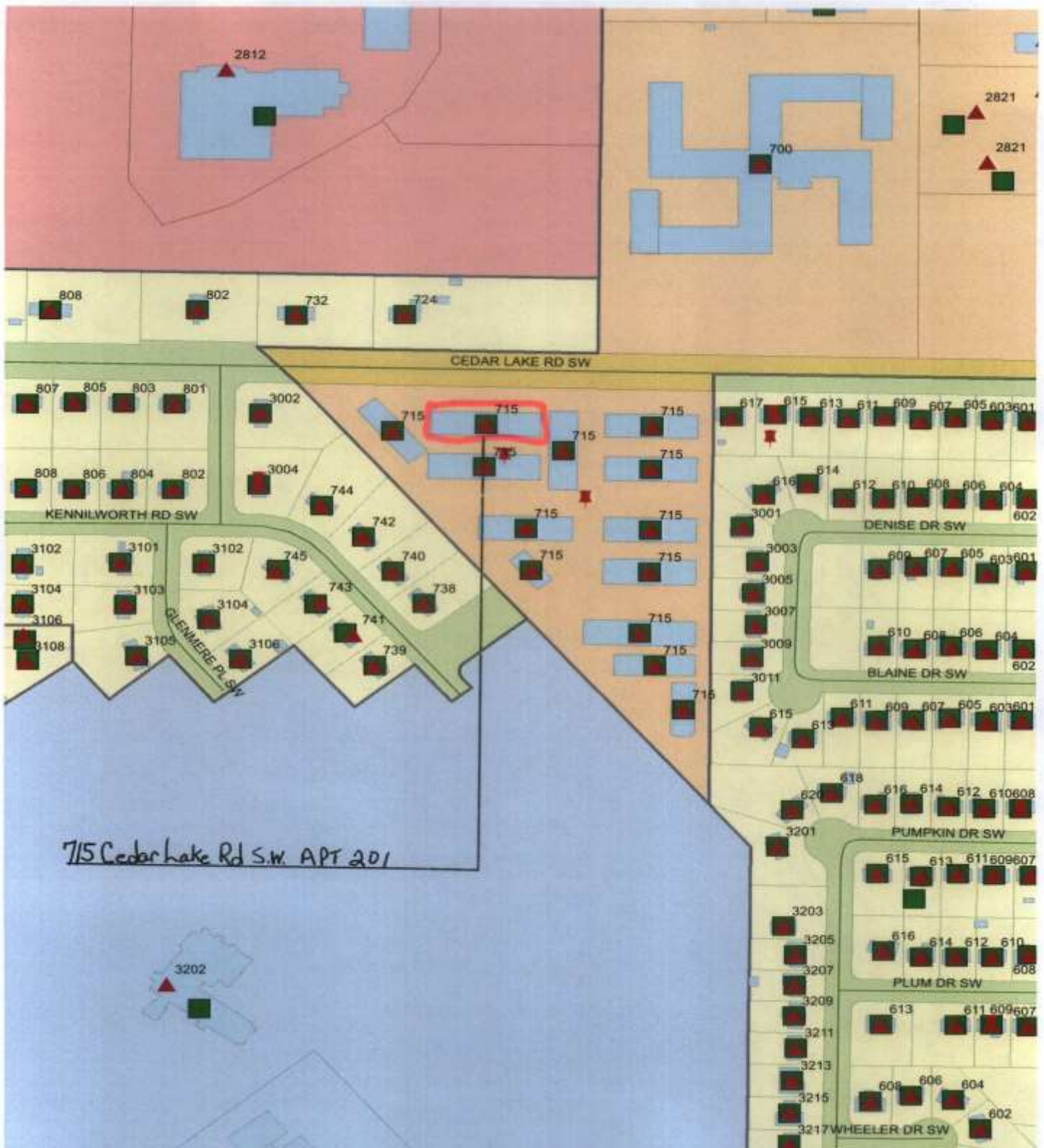
ADDRESS:

*[Signature]* 4-20-2021  
715 Cedar Lake Rd SW Apt 201

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QUESTIONNAIRE





2/ \$50.00 App fee May 25, 2021 @ 4:00 p.m.



402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Lauren Caudle  
MAILING ADDR: 404 8th ave SW  
CITY, STATE, ZIP: Decatur, AL 35601  
PHONE: 256-226-9838

PROPERTY OWNER: Lauren Caudle  
OWNER ADDR: 404 8th ave SW  
CITY, STATE, ZIP: Decatur AL 35601 PHONE: 256-226-9838

ADDRESS FOR APPEAL: 404 8th ave 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

**\*\*\*\*\*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)

Using one room in my home for administrative purposes for my Bandy base business.

Applicant Name (print) Lauren Caudle  
Signature Lauren Caudle  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4/24/21

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: tw  
Zone R-3  
Hearing Date 5/25/21  
Approved/Disapproved \_\_\_\_\_

**CASE NO. 8 404 8<sup>TH</sup> 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 ☒ 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 ☒
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 ☒

SIGNED:

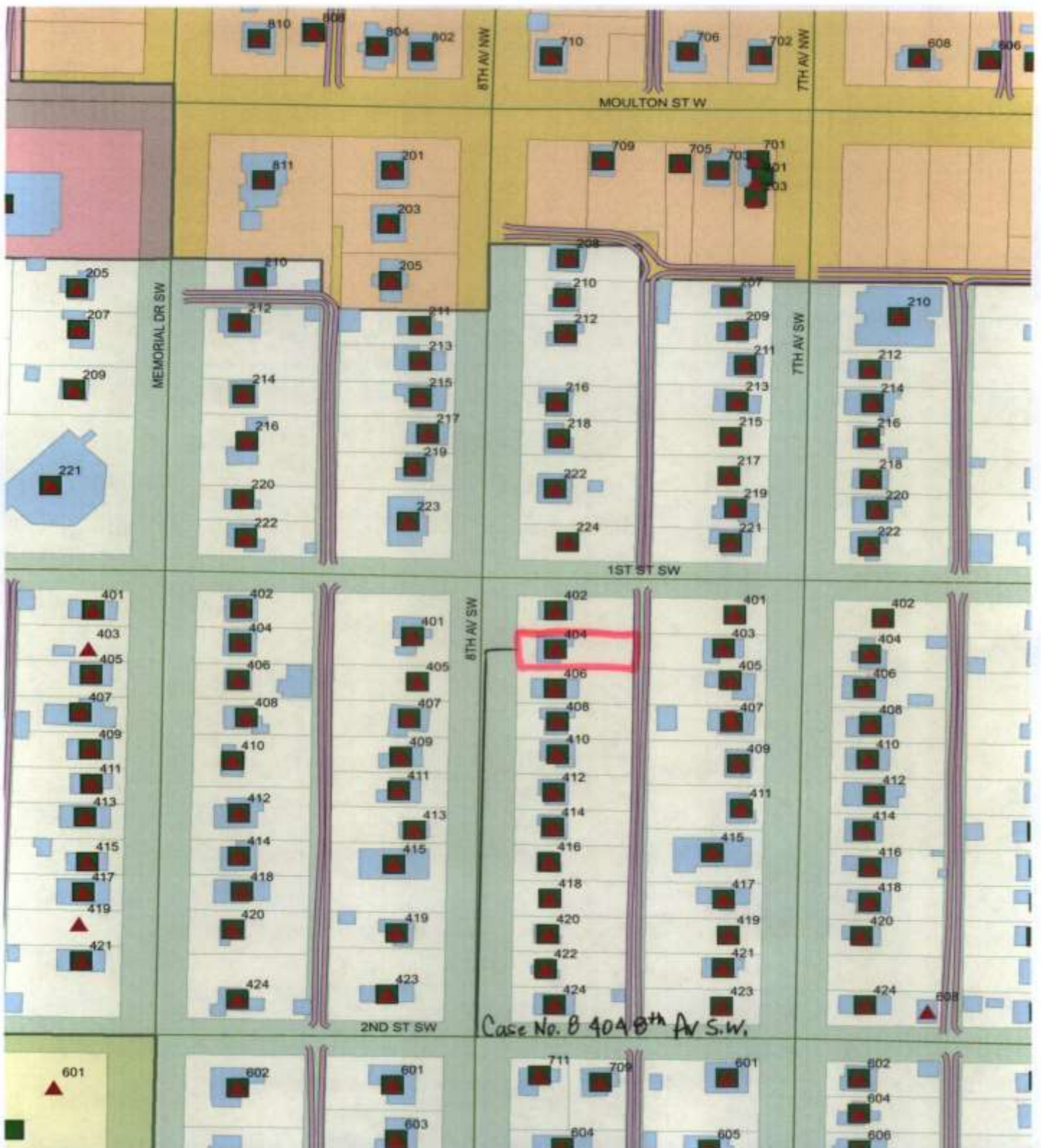
Laven Carille

DATE:

4/26/21

ADDRESS:

404 8<sup>th</sup> ave SW decatur AL 35601





402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Pamela Conlan Earle  
MAILING ADDR: 2234 Harrison St. S.E. apt. 1  
CITY, STATE, ZIP: Decatur Alabama 35601  
PHONE: (256) 614-1982

PROPERTY OWNER: Fidelity apartments (Robert shawers) <sup>Shamie</sup>  
OWNER ADDR: 2234 Harrison St. S.E. apt. 1 <sup>35 Bruns Rd, Alenhurst</sup>  
CITY, STATE, ZIP: Decatur, Alabama 35601 PHONE: +1732-686-9999 <sup>07711</sup>

ADDRESS FOR APPEAL: 2234 Harrison St. SE Apt. 1

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

will be working from home 2234 Harrison St. S.E. apt. 1  
Decatur Alabama and will be storing cleaning supplies in van  
home office only cleaning business

Applicant Name (print) Pamela Conlan Earle  
Signature Pamela Conlan Earle  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4/27/21

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: Cindy?  
Zone R-4  
Hearing Date 5/25/21 4:00 pm.  
Approved/Disapproved \_\_\_\_\_

CASE NO. 9 2234 HARRISON ST SE APT 1



## HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

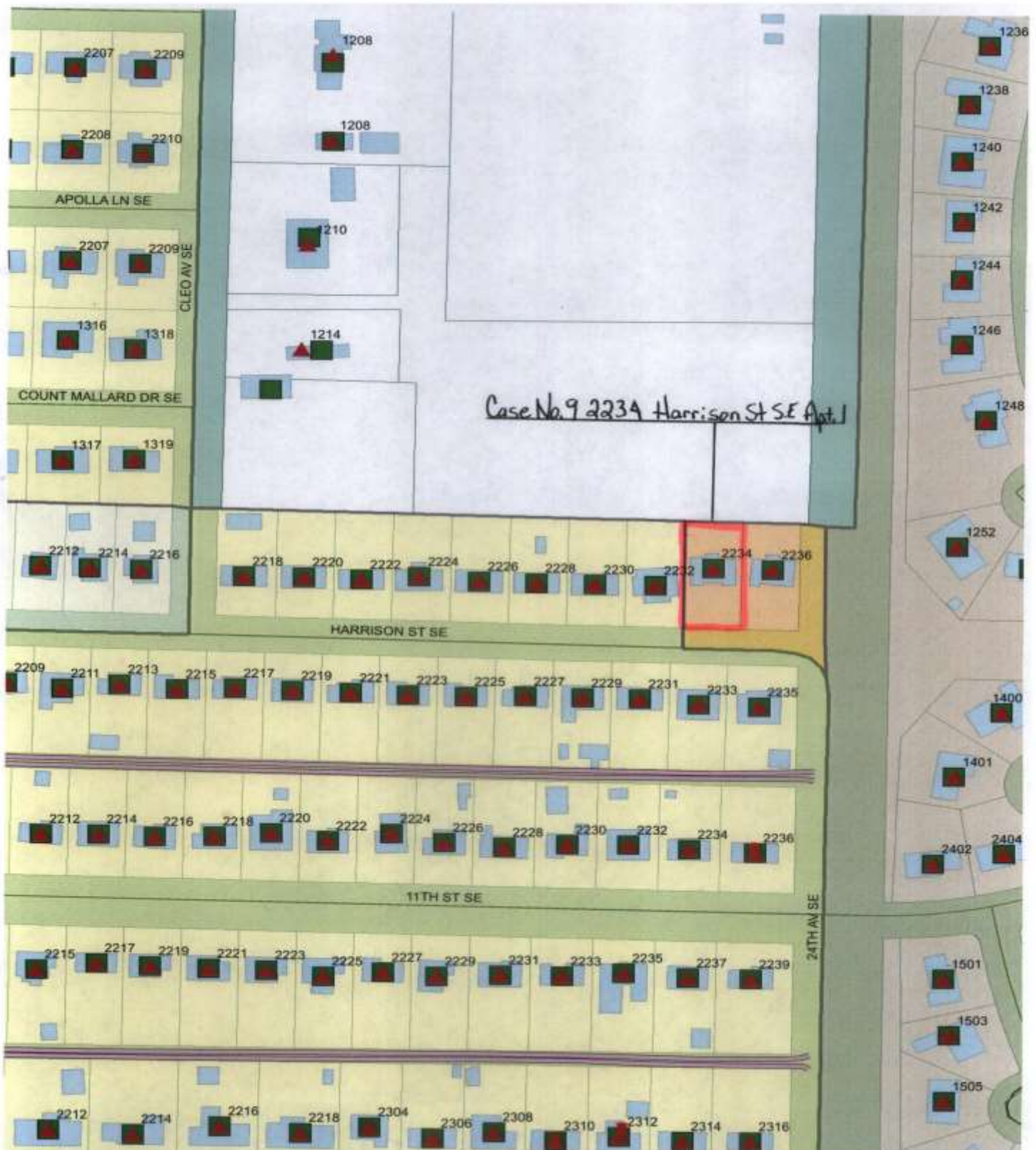
1. Is the occupation\* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES ☒ NO ☐  
\*note: This refers to only the work being done at your home.
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home occupation 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 ☒
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 ☒

SIGNED: Patricia Courten Earle DATE: 04/27/2021  
ADDRESS: 2234 Harrison St. S.E. apt. 1 Decatur AL 35601

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QUESTIONNAIRE







CHARMING SCALE

402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Stacey Yvonne Bell  
MAILING ADDR: 1317 Sheraton St SE  
CITY, STATE, ZIP: Decatur, AL 35603  
PHONE: 256-791-2792

PROPERTY OWNER: Stacey Yvonne Bell  
OWNER ADDR: 1317 Sheraton St SE  
CITY, STATE, ZIP: Decatur, AL 35603 PHONE: 256-791-2792

ADDRESS FOR APPEAL: 1317 Sheraton St 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

\*\*\*\*\* 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)

One room of my home for administrative office of  
my lawn care business

Applicant Name (print) Stacey Yvonne Bell  
Signature Stacey Yvonne Bell  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4/2/2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: \_\_\_\_\_  
Zone R-2  
Hearing Date 4.27.21  
Approved/Disapproved \_\_\_\_\_

CASE NO. 10 1317 SHERATON ST SE





## 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 ☒ 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 ☒
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 ☒

SIGNED:

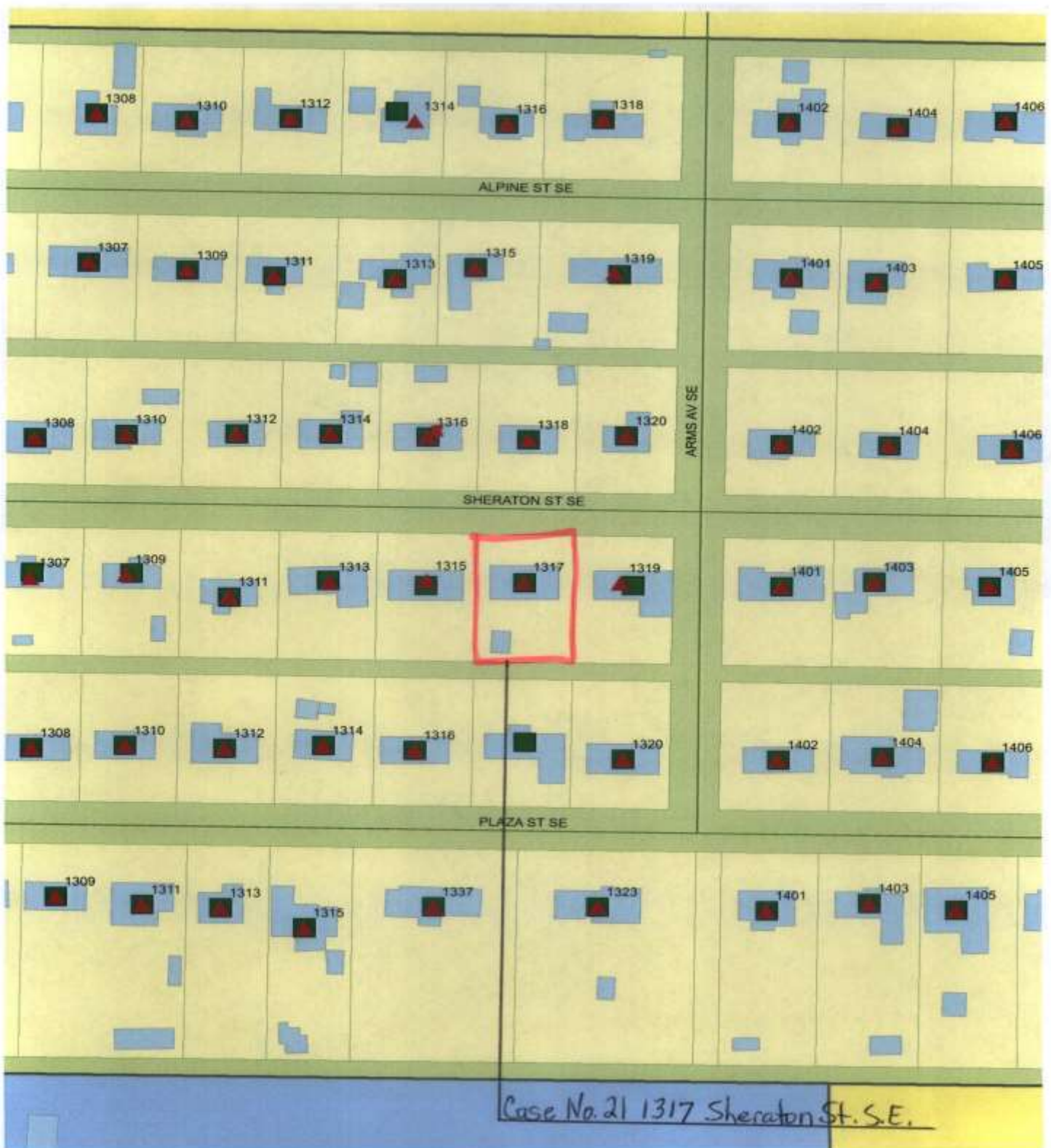
Dee Lynn Bell

DATE:

4/2/2021

ADDRESS:

317 Sheraton Ave Decatur, AL 35603







CHARLES B. SCOTT

402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Stacey Yvonne Bell  
MAILING ADDR: 1317 Sheraton St SE  
CITY, STATE, ZIP: Decatur, AL 35603  
PHONE: 250-791-2792

PROPERTY OWNER: Stacey Yvonne Bell  
OWNER ADDR: 1317 Sheraton St SE  
CITY, STATE, ZIP: Decatur, AL 35603 PHONE: 250-791-2792

ADDRESS FOR APPEAL: 1317 Sheraton St SE 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

\*\*\*\*\* 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)

One room of my home for administrative office  
of my ~~late~~ personal training business

Applicant Name (print) Stacey Yvonne Bell  
Signature Stacey Yvonne Bell  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date 4/2/2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: \_\_\_\_\_  
Zone R-2  
Hearing Date 4.27.21  
Approved/Disapproved \_\_\_\_\_

CASE NO. 11 1317 SHERATON ST SE



## 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 ☒ 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 ☒
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 ☒

SIGNED:

Elcee Thorne Beel

DATE:

4/2/2002

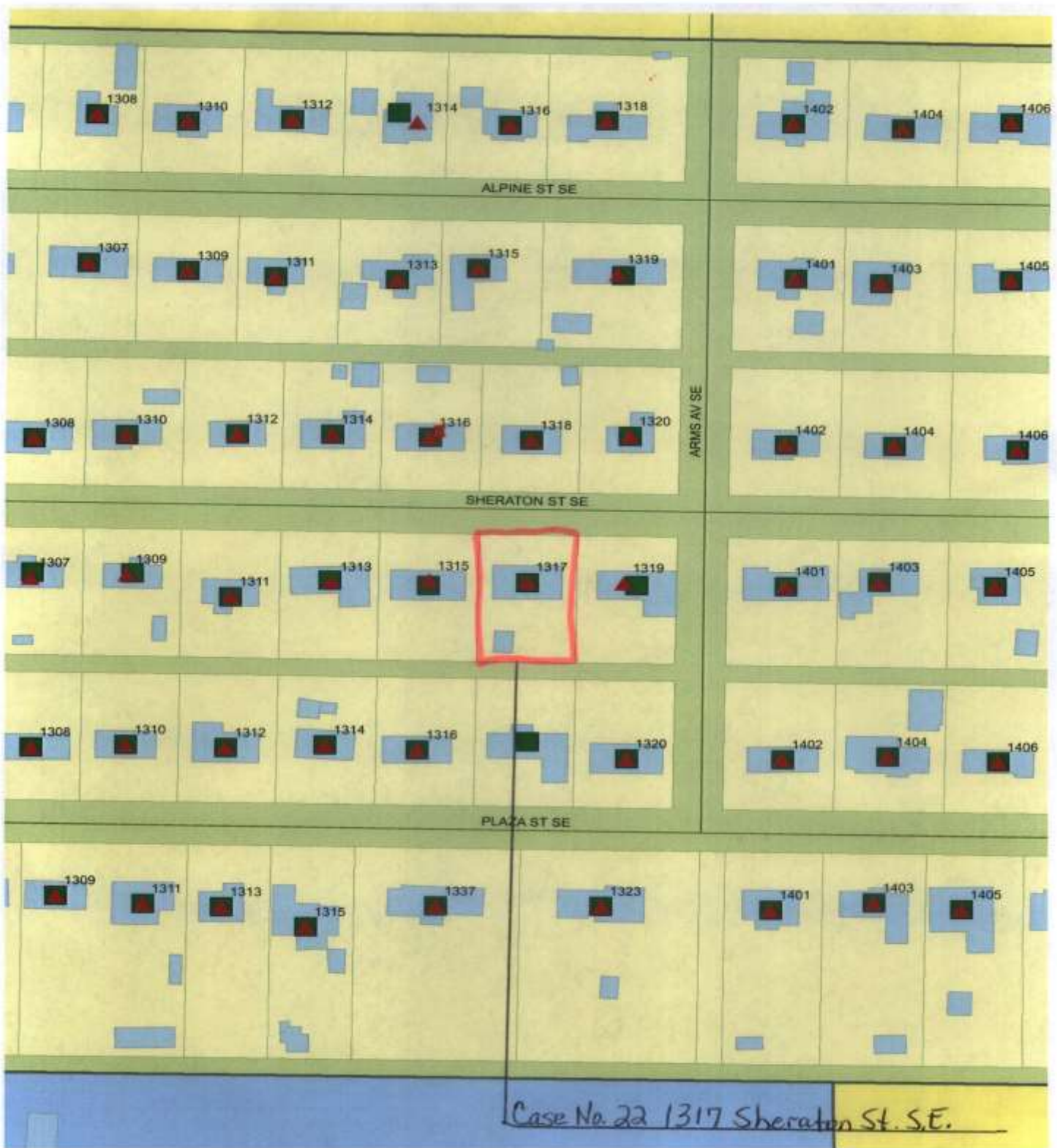
ADDRESS:

1317 Sheraton St SE Decatur, AL 35603

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QUESTIONNAIRE





19 \$50 APP Fee May 25, 2021 @ 4:00pm



\* 402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Whittney Nicole Stinnett (WS)  
MAILING ADDR: 2209 Graham Ave SW Apt C Decatur, AL 35601  
CITY, STATE, ZIP: Decatur, AL 35601  
PHONE: 256-606-9405

PROPERTY OWNER: Kalea Apartments (WS)  
OWNER ADDR: 2209 Graham Ave SW Decatur, AL 35601 \*  
CITY, STATE, ZIP: Decatur, AL 35601 PHONE: \_\_\_\_\_

ADDRESS FOR APPEAL: 2209 Graham Ave SW Apt C 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

\*\*\*\*\*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)

T-shirts, apparel (online sales)

Applicant Name (print) Whittney Stinnett

Signature \_\_\_\_\_

Representative Name (print) \_\_\_\_\_

Signature \_\_\_\_\_

Date 04/29/2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: HW

Zone I-D

Hearing Date 5/25/21

Approved/Disapproved \_\_\_\_\_

2209 GRAHAM AV SW APT C





## 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 ☒ 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 ☒
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 your 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 ☒

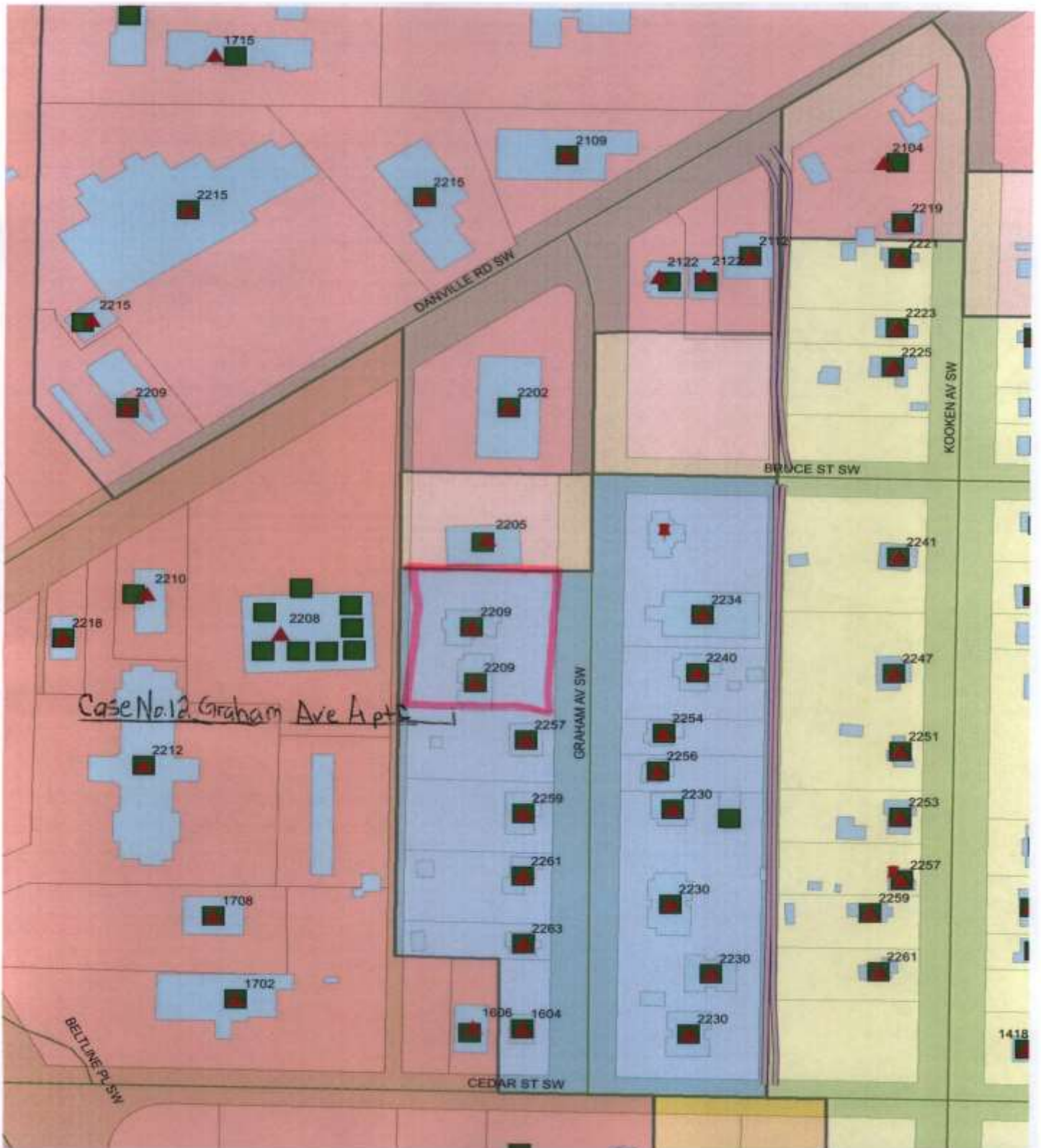
SIGNED: \_\_\_\_\_

DATE: 04/29/2021

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

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)

QUESTIONNAIRE





13/ \$50.00 App fee May 25, 2021 @ 4:00pm



CHAMBER OF COMMERCE

402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Gaspar J Francisco  
MAILING ADDR: 1609 Chestnut St SE Apt B  
CITY, STATE, ZIP: Decatur AL 35601  
PHONE: 256-476-8111

PROPERTY OWNER: Hamon  
OWNER ADDR: 1621 Wadsworth St SE  
CITY, STATE, ZIP: Decatur AL 35601 PHONE: 256-808-8412

ADDRESS FOR APPEAL: 1609 Chestnut St SE Apt B, 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

\*\*\*\*\* 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)

Use one room in my home for my landscaping business.

Applicant Name (print) Gaspar J Francisco  
Signature Gaspar J Francisco  
Representative Name (print)  
Signature Gaspar J Francisco  
Date 4/24/21

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: \_\_\_\_\_  
Zone R-4  
Hearing Date 5.25.21  
Approved/Disapproved \_\_\_\_\_

CASE NO. 13 1609 CHESTNUT ST SE APT B



## 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    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
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

SIGNED: Gaspar J Francisco DATE: 4/29/21  
ADDRESS: 1609 Chestnut st se Apt B # 3560

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)

QUESTIONNAIRE





14 May 25, 2021 @ 4:00 PM \$20.00 FEE



\* 402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Summer Blaxton  
MAILING ADDR: 820 7th Ave S.E  
CITY, STATE, ZIP: Decatur, AL 35601  
PHONE: (256) 646-3388

PROPERTY OWNER: Audrey Blaxton  
OWNER ADDR: 1215 Revenue Ave S.W  
CITY, STATE, ZIP: Decatur, AL PHONE: (256) 355-0998

ADDRESS FOR APPEAL: 820 7th Ave S.E 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

\*\*\*\*\* 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)

I'll be using one room in my home as a office to  
make shirts/crafts.

Applicant Name (print) Summer Blaxton  
Signature Summer Blaxton  
Representative Name (print) \_\_\_\_\_  
Signature \_\_\_\_\_  
Date \_\_\_\_\_

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: \_\_\_\_\_  
Zone R-3  
Hearing Date 5.25.21  
Approved/Disapproved \_\_\_\_\_

CASE NO. 14 820 7<sup>TH</sup> AV SE





## HOME OCCUPATION QUESTIONS

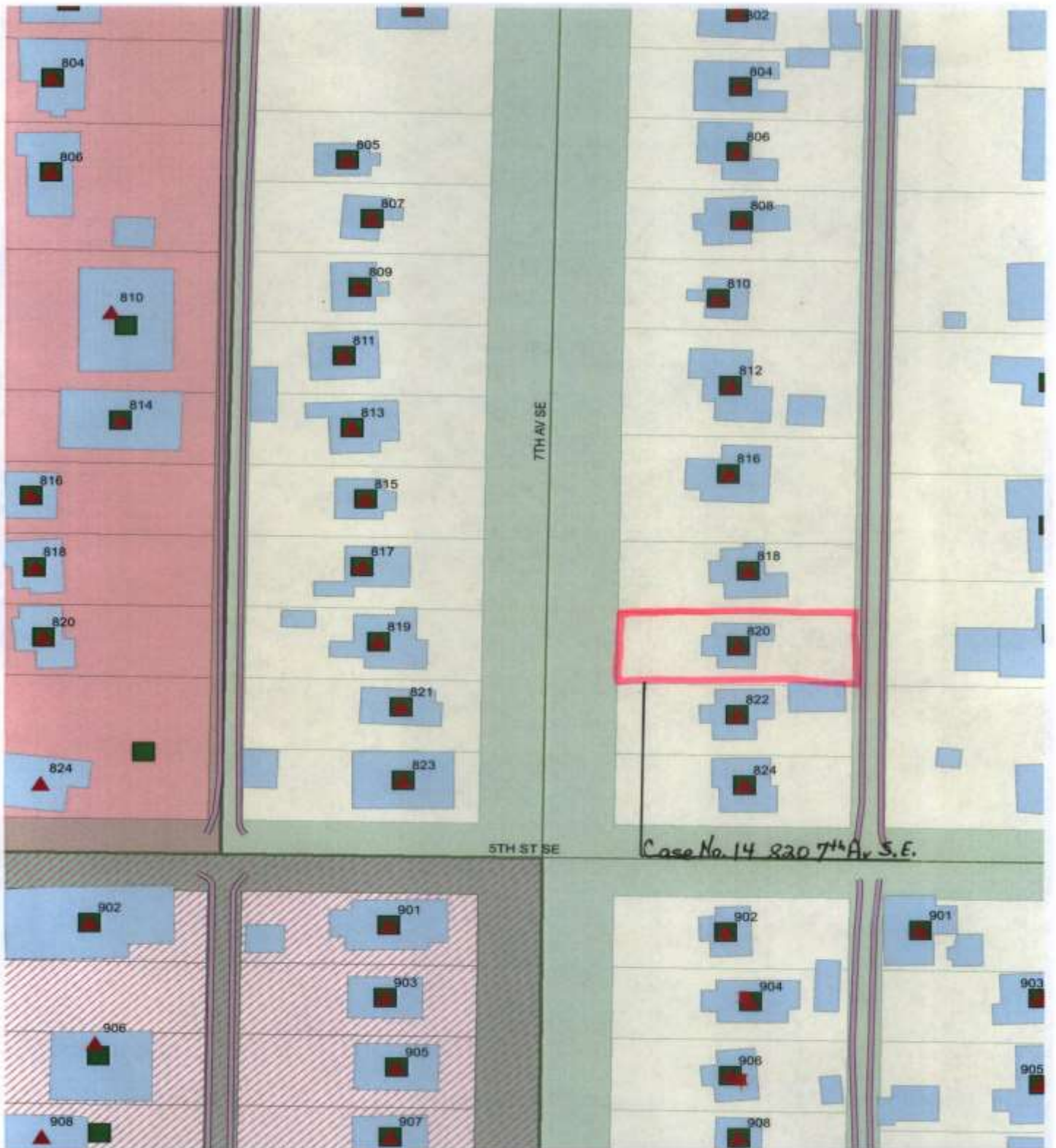
CHECK YES OR NO FOR EACH QUESTION

1. Is the occupation\* applied for (administrative office, making of crafts, sewing, etc.,) conducted entirely within the dwelling? YES ☒ 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 ☒
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 ☒

SIGNED: [Signature] DATE: 4-3-21  
ADDRESS: 820 7th Ave C.E. Decatur, AL 35601

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)

QUESTIONNAIRE





5) May 25, 2021 @ 4:00 pm \$ 50 APPEAL May 10th Due



402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Javier Cienfuegos Rosas  
MAILING ADDR: 713 Holland Dr SW  
CITY, STATE, ZIP: Decatur GA 35601  
PHONE: 256-476-6191

PROPERTY OWNER: Javier Cienfuegos Rosas  
OWNER ADDR: 713 Holland Dr SW  
CITY, STATE, ZIP: Decatur GA 35601 PHONE: 256 476 6191

ADDRESS FOR APPEAL: 713 Holland Dr SW Decatur GA 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

\*\*\*\*\* 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)

I would like to use one room in my home for  
administrative purposes for my lawn care business

Applicant Name (print) <u>Javier Cienfuegos Rosas</u>	If applicant is using a representative for the request both signatures are required	Office Use Received By: _____
Signature <u>[Signature]</u>		Zone <u>R-2</u>
Representative Name (print) _____		Hearing Date <u>5.25.21</u>
Signature _____		Approved/Disapproved _____
Date _____		

CASE NO. 15 713 HOLLAND DR SW



## HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

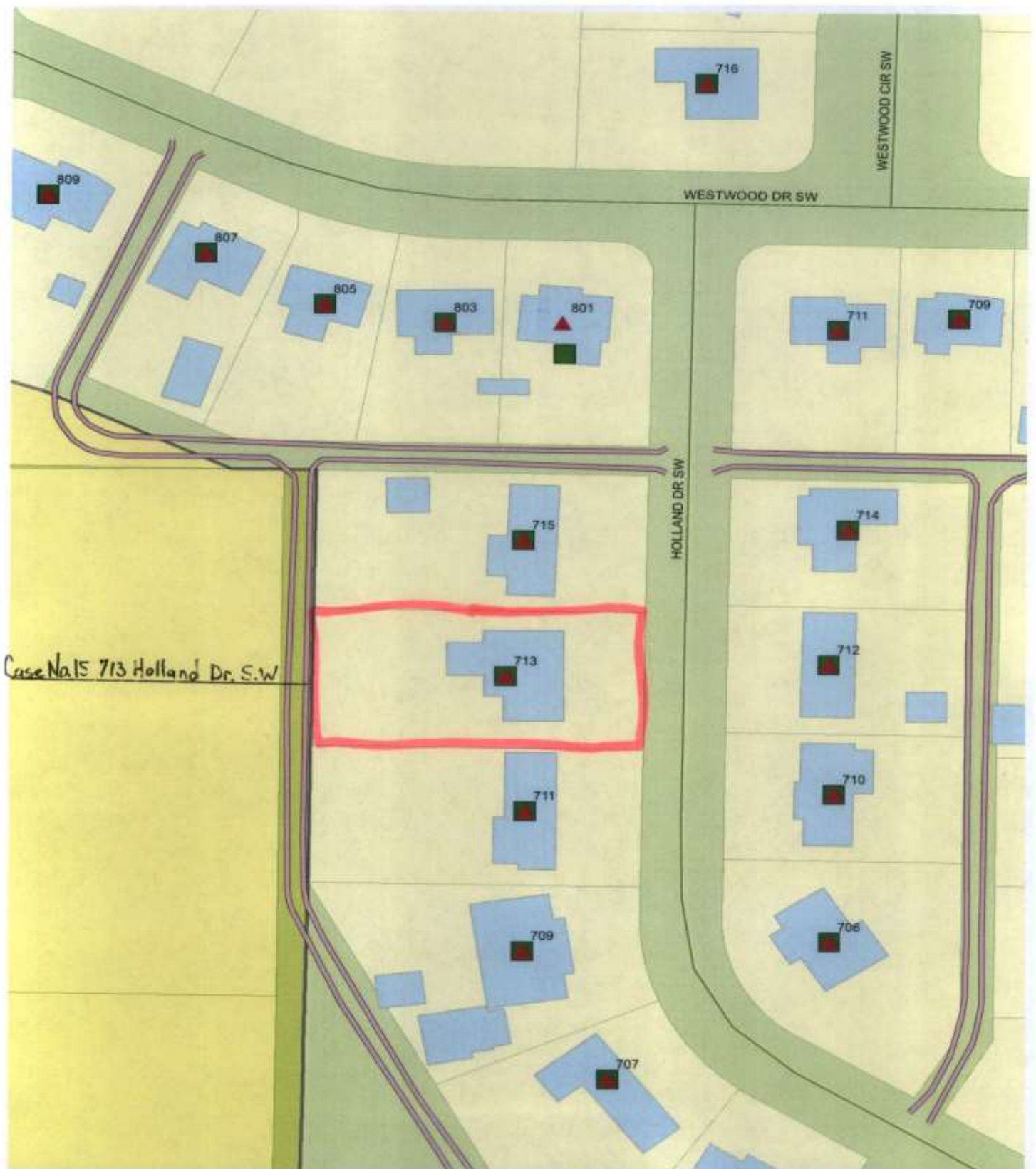
1. Is the occupation\* applied for (administrative office, making of crafts, sewing, etc.) conducted entirely within the dwelling? YES 1 NO     
*\*note: This refers to only the work being done at your home.*
2. Does the occupation produce sounds, colors or other audible or visible evidence of a home 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 ✓
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 your 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 ✓

SIGNED: Javier Cienfuegos Rojas DATE: 5-4-21  
ADDRESS: 713 Holland Dr SW Decatur AL 35601

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QUESTIONNAIRE







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

APPLICANT NAME:	<u>Pam WERSTLER DBA</u>
MAILING ADDRESS:	<u>ACORN TO OAK CONSULTING</u>
PLEASE INCLUDE CITY, STATE AND ZIP	<u>1307 BYRON AVE SW</u>
PHONE:	<u>DECATUR, AL 35601</u>
PROPERTY OWNER NAME:	<u>256-565-2212</u>
MAILING ADDRESS:	<u>Pam WERSTLER</u>
PLEASE INCLUDE CITY, STATE AND ZIP	<u>SAME 1307 BYRON AVE SW</u>
PHONE:	<u>DECATUR, AL 35601</u>
	<u>256-565-2212</u>

PROPERTY LOCATION/STREET ADDRESS FOR REQUEST:
<u>1307 BYRON AVE SW DECATUR, AL 35601</u>

NATURE OF THE APPEAL:			
<input checked="" type="checkbox"/> HOME OCCUPATION	<input type="checkbox"/> SETBACK VARIANCE	<input type="checkbox"/> USE PERMITTED ON APPEAL	
<input type="checkbox"/> SIGN VARIANCE	<input type="checkbox"/> APPEAL OF ADMINISTRATIVE DECISION	<input type="checkbox"/> OTHER	

DESCRIBE IN DETAIL THE REQUEST: <u>I AM REQUESTING A VARIANCE</u>	
<u>TO HAVE AN OFFICE INSIDE MY HOME FOR A CONSULTING</u>	
<u>BUSINESS. NO CLIENTS WILL BE COMING TO MY HOME.</u>	
<u>NO TRAFFIC ISSUES WILL RESULT.</u>	
APPLICANT SIGNATURE	OFFICE USE ONLY
<u>Pam Werstler</u>	REVIEWED BY: <u>LIS</u>
PRINT NAME	ZONING DISTRICT:
<u>Pam WERSTLER</u>	HEARING DATE: <u>5/25/21</u>
DATE	APPROVED/DISAPPROVED:
<u>5/6/21</u>	

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.





## 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 ☒ 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 ☒
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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 ☒

SIGNED:

Pam Werstler

DATE:

5/10/21

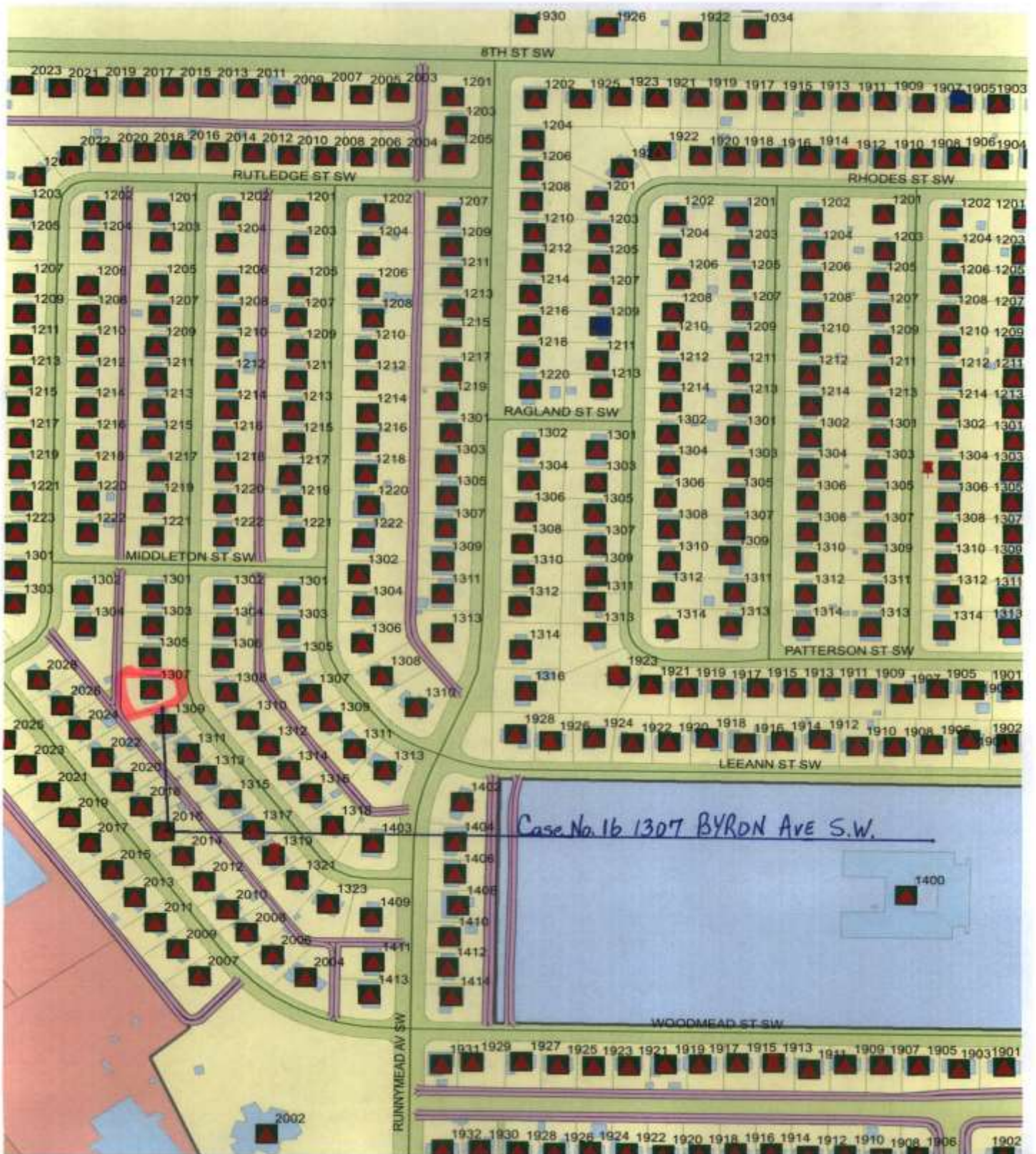
ADDRESS:

1307 BYRON AVE SW DECATUR, AL 35601

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)

QUESTIONNAIRE







14



402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Jim Morris  
MAILING ADDR: 422 Broomwich St SW  
CITY, STATE, ZIP: Decatur Ala, 35603  
PHONE: 256-621-0669

PROPERTY OWNER: Jim Morris  
OWNER ADDR: 422 Broomwich St SW  
CITY, STATE, ZIP: Decatur, Ala 35603 PHONE: 256-621-0669

ADDRESS FOR APPEAL: 422 Broomwich St. SW

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

I am using my home for office purposes general  
Construction

Applicant Name (print) Jim Morris  
Signature [Signature]  
Representative Name (print) Ji  
Signature \_\_\_\_\_  
Date 5/6/21

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By: Cidy  
Zone R-6  
Hearing Date 5/25/21 4:00pm  
Approved/Disapproved \_\_\_\_\_

CASE NO. 17 422 BROMWICH ST 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 ☒ 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 ☒
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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 ☒

SIGNED: Jim Man DATE: 5-6-2021  
ADDRESS: 422 Brunswick St SW

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(256) 341-4500 • [www.DecaturAlabamaUSA.com](http://www.DecaturAlabamaUSA.com)





W

\$50.00 APPT Fee 11:24 AM, Dec 1 @ 4:00 PM

12 FLOOR WORK (12:00 - 1:00 PM)



*A Grand City with CHARMING SCALE*

## Board of Zoning Adjustment

APPLICANT: Jesse Longhi  
 MAILING ADDR: 701 Westwood Drive SW  
 CITY STATE ZIP: Decatur, AL, 35601  
 PHONE: 256-503-6269

PROPERTY OWNER: Jesse Longhi  
 OWNER ADDR: 701 Westwood Drive SW  
 CITY STATE ZIP: Decatur, AL, 35601  
 OWNER PHONE: 256-503-6269

ADDRESS FOR APPEAL: 701 Westwood Drive SW

**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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS)

I purchased a 24' x 35' x 8' carport for my driveway. I am disabled, and the carport helps me to reach my mailbox without panic attacks.

Applicant Name(print): Jesse Longhi  
 Signature: Jesse Longhi  
 Representative Name(print): Alan Longhi  
 Signature: Alan Longhi  
 Date: April 26, 2021

If applicant is using a representative for the request both signatures are required.

Office Use  
 Received By \_\_\_\_\_  
 Zone B-4  
 Hearing Date \_\_\_\_\_  
 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 15th of the month to be heard the last Tuesday of the month.

CASE NO. 18 701 WESTWOOD DR SW







19



*A Small City with a CHARMING SCALE*

### Board of Zoning Adjustment

APPLICANT:	Hair Queen
MAILING ADDR:	2812 Spring Avenue SW; Unit U
CITY STATE ZIP:	Decatur, AL 35601
PHONE:	225-288-2326
PROPERTY OWNER:	English Village Sav LLC
OWNER ADDR:	400 Mall Blvd; Suite M
CITY STATE ZIP:	Savannah, GA 31406
OWNER PHONE:	912-355-1311

ADDRESS FOR APPEAL: 2812 Spring Avenue SW; Unit U

<b>NATURE OF APPEAL:</b>		
<input type="checkbox"/> HOME OCCUPATION	<input type="checkbox"/> SETBACK VARIANCE	<input checked="" type="checkbox"/> SIGN VARIANCE
<input type="checkbox"/> USE PERMITTED ON APPEAL	<input type="checkbox"/> APPEAL OF ADMINISTRATIVE DECISION	
<input type="checkbox"/> OTHER	<input type="checkbox"/> SURVEY FOR VARIANCES ATTACHED	<input type="checkbox"/> 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 asking for a variance to increase the maximum allowable sign sq. ft. from 100 sq ft at our address to 150 sq ft. We ask for this to help with the visibility of our new business. We are set back several hundred feet from both Spring Avenue and Highway 67.

Applicant Name(print) <u>Anwar Asmar</u>	If applicant is using a representative for the request both signatures are required.	Office Use
Signature <u>[Signature]</u>		Received By _____
Representative Name(print) _____		Zone _____
Signature _____		Hearing Date _____
Date <u>April 8, 2021</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.

CASE NO. 19 2812 SPRING AV SW UNIT U

95718.1 Hair Queen

EED



Channel Letterset Raceway Mount

Qty:(1)

☒ BF ☐ DF

Sales Rep.: KH

Artist: TD

Date: 3/23/2021

☐ Approved  
☐ Approved as Corrected  
☐ Review and Resubmit



TRAV-AD SIGNS  
A Sign Of A Good Machine, In A Good Way



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DIMESIONS

95718.1

Hair Queen

EED



Channel Letterset Flush Mount  
Qty: (1set)

☒ SF ☐ DF Copy: ☐ White ☒ PMS 7423C

Sales Rep.: KH  
Artist: TD  
Date: 3/31/2021

☐ Approved  
☐ Approved as Corrected  
☐ Notice and Breakout



**TRU-AD SIGNS**  
A Sign Of A Good Business. In A Good Way.



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PICTURE

92

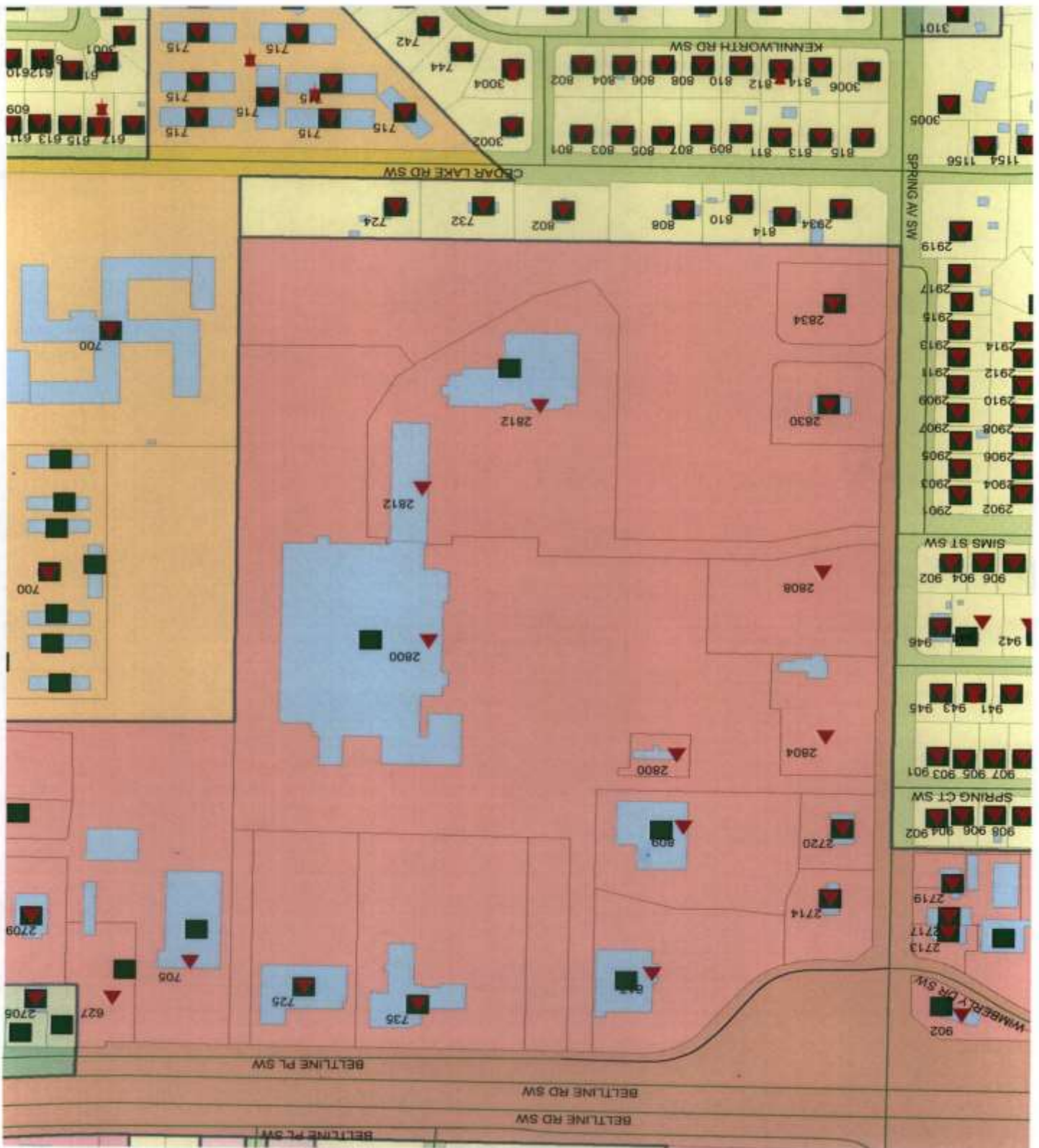




Hair Queen; 2812 Spring Avenue; Decatur, AL 35603



LOCATION







402 Lee St NE 1<sup>st</sup> Floor Council Chamber

Board of Zoning Adjustment

APPLICANT: Old House LLC

MAILING ADDR: 3209 Carlisle Rd.

CITY, STATE, ZIP: Birmingham, AL 35213

PHONE: 205-262-2516

PROPERTY OWNER: Old House LLC

OWNER ADDR: 3209 Carlisle Rd.

CITY, STATE, ZIP: Birmingham, AL 35213

PHONE: 205-262-2516

ADDRESS FOR APPEAL: see "Attachment A"

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 DETAIL: (INCLUDE DIMENSIONS, # FT FOR VARIANCES; # FOR PARKING; HARDSHIP; TYPE OF BUSINESS)

See "Attachment B"

25-10.2 (2) D 2.5 side yard set-back variance

Applicant Name (print) Charles Morris

Signature Charles Morris

Representative Name (print) Nathan Tomberlin

Signature Nathan Tomberlin

Date 5-10-2021

If applicant is using a  
representative for the  
request both signatures  
are required

Office Use Received By:

Zone

Hearing Date

Approved/Disapproved

CASE NO. 20 RIVER ROAD ESTATES SUBDIVISION

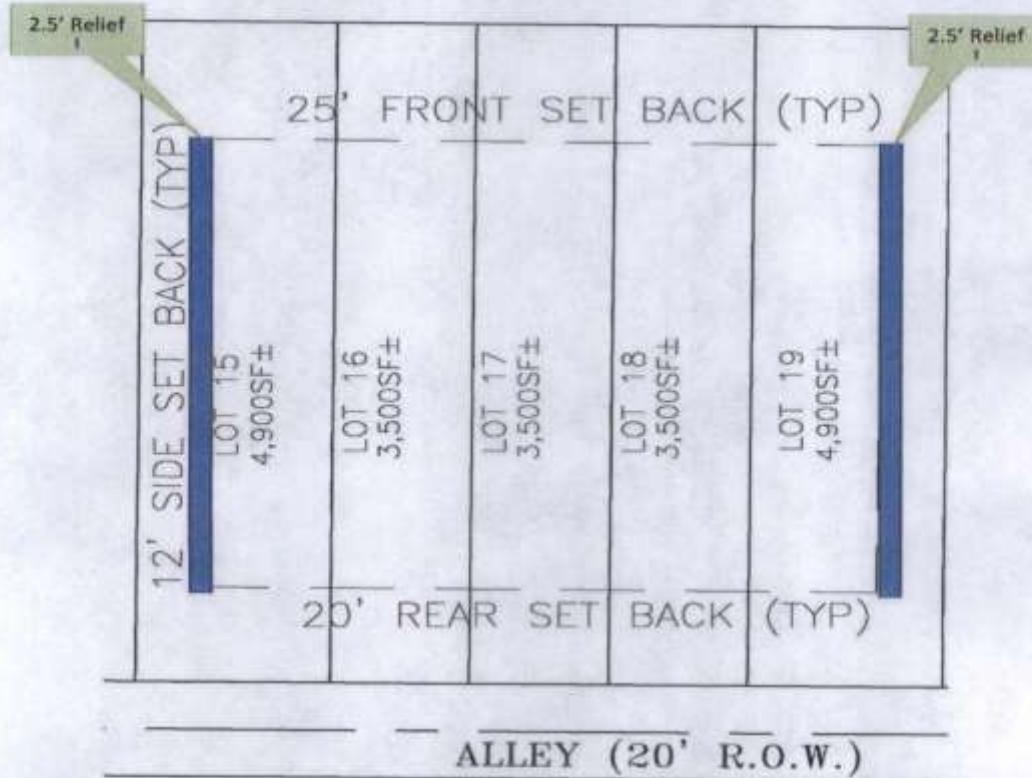
Attachment A - River Road Estates Subdivision PH1A

	Address	Type	Zone
— Lot 5	3209 McClellan Way SE Decatur, AL 35603	Townhouse	R6
— Lot 9	3217 McClellan Way SE Decatur, AL 35603	Townhouse	R6
✓ Lot 10	3219 McClellan Way SE Decatur, AL 35603	Townhouse	R6
— Lot 14	3227 McClellan Way SE Decatur, AL 35603	Townhouse	R6
✓ Lot 15	3229 McClellan Way SE Decatur, AL 35603	Townhouse	R6
✓ Lot 19	3237 McClellan Way SE Decatur, AL 35603	Townhouse	R6
— Lot 20	3239 McClellan Way SE Decatur, AL 35603	Townhouse	R6
✓ Lot 24	3247 McClellan Way SE Decatur, AL 35603	Townhouse	R6
✓ Lot 25	3249 McClellan Way SE Decatur, AL 35603	Townhouse	R6
Lot 29	3257 McClellan Way SE Decatur, AL 35603	Townhouse	R6
Lot 30	3259 McClellan Way SE Decatur, AL 35603	Townhouse	R6
Lot 34	3267 McClellan Way SE Decatur, AL 35603	Townhouse	R6
Lot 35	3269 McClellan Way SE Decatur, AL 35603	Townhouse	R6
Lot 39	3277 McClellan Way SE Decatur, AL 35603	Townhouse	R6

Attachment B

The nature of this appeal is to allow 2.5 additional feet of building area on the side lot setbacks for the specified townhouse end units and corner lots listed in Attachment A. See Exhibit 1 below for the typical variance request for each lot listed in Attachment A.

Exhibit 1



The requested relief will maintain a 9.5' side yard setback line in lieu of a 12' side yard setback line as defined in the R6 zoning requirements. The request for variance is being made to allow a 25' wide buildable footprint for each townhouse end unit on each lot referenced in "Attachment A". Each lot is currently established with building pads that are fronting roads and have rear alleys. All utility services



are in place which includes sewer service laterals, domestic water services, domestic gas services, and electrical transformer pad locations.

Furthermore, the requested variance does not violate any building codes, fire codes, or establish any negative or unsafe conditions to adjacent property owners.

**EXHIBIT (B)**