

# **Board of Zoning Adjustment**

# **BOARD OF ZONING ADJUSTMENT**

November 25<sup>th</sup>, 2025 Pre-meeting – 3:30 p.m. (7<sup>th</sup> Floor)

Meeting – 4:00 p.m. (Council Chambers)

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#### **OCTOBER MINUTES 2025**

**MEMBERS PRESENT:** Chair Delayne Dean, Mr. Chester Ayers, Mr. Mark McCurry, Mr.

Tom Polk, and Mrs. Flor Gonzalez

**SUPERNUMERARIES:** Mr. Mark Moody

**OTHERS PRESENT:** Mrs. Ruth Priest, Assistant City Attorney

Mr. Chad Bowman Planning Director

Mr. Tommie Williams Planner

Mr. Josiah Harris Planning Technician

Mr. John Waggoner Inspector Manager & Recorder

Mr. Jonathon Dry Building Inspector

Chair Delayne Dean called the meeting to order at 4:00 p.m. in the Council Chambers on the first floor at City Hall.

Chair asked that role be called. Present as noted above.

Chair asked if the September 2025 minutes required any corrections. There were no corrections made. Mr. Tom Polk motioned to approve the minutes. Mr. Chester Ayers made a second. On a voice vote, all Yes, the motion carried. The minutes from the September 2025 meeting were approved.

#### CASE NO. 1

Application and appeal of Southern Hospitality Services, LLC for an 18 feet front yard setback variance from Section 25-21.1 (2) to construct a canopy structure for a new hotel. Property is located at the North West corner of the intersection of Beltline Place and Central Avenue SW in an M-1, Light Industry District.

Blake McAnally presented this case to the Board. Mr. McAnally stated his name and representation of Southern Hospitality Services. Mr. McAnally stated they are asking for a variance to construct a canopy for a new hotel. Mr. McAnally stated the hotel project would be in conjunction with another project to straighten Central Avenue. Mr. McAnally stated the hardships for this request include giving up land for the road improvements and the location is near a portion of the Beltline Road that restricts the lot size. Mr. McAnally stated other businesses near Beltline Road are 130 feet from the pavement and the proposed canopy will be 159 feet from the road.

Chair asked for questions from the Board. None. Chair asked for comments from the public. None. Chair asked for comments from the Building Department. None. Chair asked for comments from the Planning Department. Tommie Williams stated they have had several meetings concerning this project and the Planning Department agrees with the hardships. Chair closed call for public testimony. Chair asked the Board for its ruling. Tom Polk made a motion to approve as submitted. Mark McCurry made a second. Chair called for role. All Yes, the motion was approved.

#### CASE NO. 2

Application and appeal of Dodd Signs and Service, LLC for a:

- 1. 300.64 square feet attached sign area variance from Section 25-76 (e) (2)
- 2. and an 80 square feet directional sign area variance from Section 25-73 (2)

for a new Speedway project. Property is located at 3523 Deere Road SE in an M-1, Light Industry District.

No one was present to present this case to the Board. Chair moved the case to the end of the meeting. The case was recalled and no one was present to present this case. A motion was made to dismiss the case. All Yes, the motion was approved.

#### CASE NO. 3

Application and appeal of Peachtree Entertainment, LLC for a use permitted on appeal from Section 25-12.1 for:

- 1. commercial amusement entertainment and/or an event venue
- 2. and a temporary trailer court for campground use in the month of the Rock the South event.

Property has a parcel ID of 02 08 28 0 000 010.000 and is located in an AG-1, Agricultural District.

Michael McBrayer presented this case to the Board. Mr. McBrayer stated his name and address as 2203 Deer Run Drive SW, Cullman AL. Mr. McBrayer stated they are asking for a use permitted on appeal for amusement entertainment/event venue at the Rock the South property and a temporary trailer court use for RV's in the month of the event.

Chair asked for questions from the Board. None. Tom Polk asked if the request was just for the month of the event. Mr. McBrayer stated the use would be year to year. Chair stated the use on appeal does not expire but the temporary trailer court use will require an annual approval. Chair asked how many days would the trailer court use be utilized. Mr. McBrayer stated no more than 10 days.

Chair asked for any more questions from the Board. None. Chair asked for comments from the public. Jan Garber stated her name and address as 1716 Woodall Street. Mrs. Garber asked if other events would be held at the property. Mr. McBrayer stated the Morgan County fair and corporate picnics have been discussed but other music events will not occur. John Garber stated his name and address as 1716 Woodall Road. Mr. Garber expressed concerns about traffic, noise, and event attendance. Chair asked for comments from the Building Department. None. Chair asked for comments from the Planning Department. Chad Bowman recommended approval of the variance. Chair closed call for public testimony. Chair asked the Board for its ruling. Chester Ayers made a

motion to approve as submitted. Chester Ayers made a second. Chair called for role. All Yes, the motion was approved.
Chair asked for any other new business. None.
Meeting adjourned at 4:30 p.m.
Delayne Dean, Chair

#### **AGENDA**

#### CASE NO. 1

Application and appeal of Dodd Signs and Service, LLC for a:

- 3. 300.64 square feet attached sign area variance from Section 25-76 (e) (2)
- 4. and an 80 square feet directional sign area variance from Section 25-73 (2)

for a new Speedway project. Property is located at 3523 Deere Road SE in an M-1, Light Industry District.

#### CASE NO. 2

Application and appeal of Mayte Sanchez for a 5.5 feet side yard setback variance from Section 25-10.8 (2) (e.) to construct a carport 9.5 feet from the side property line. Property is located at 916 Betty Street SW in an R-1, Residential Single Family District.

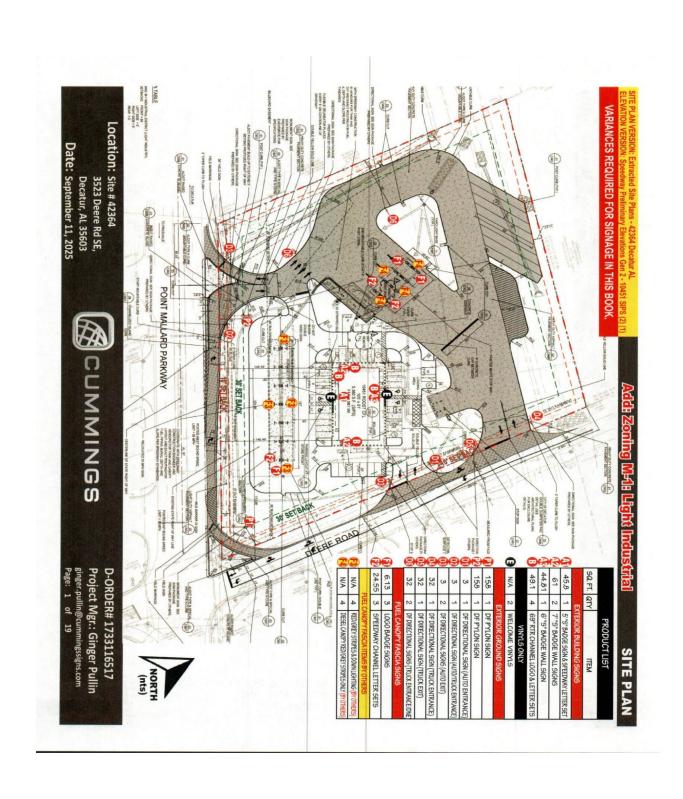
#### CASE NO. 3

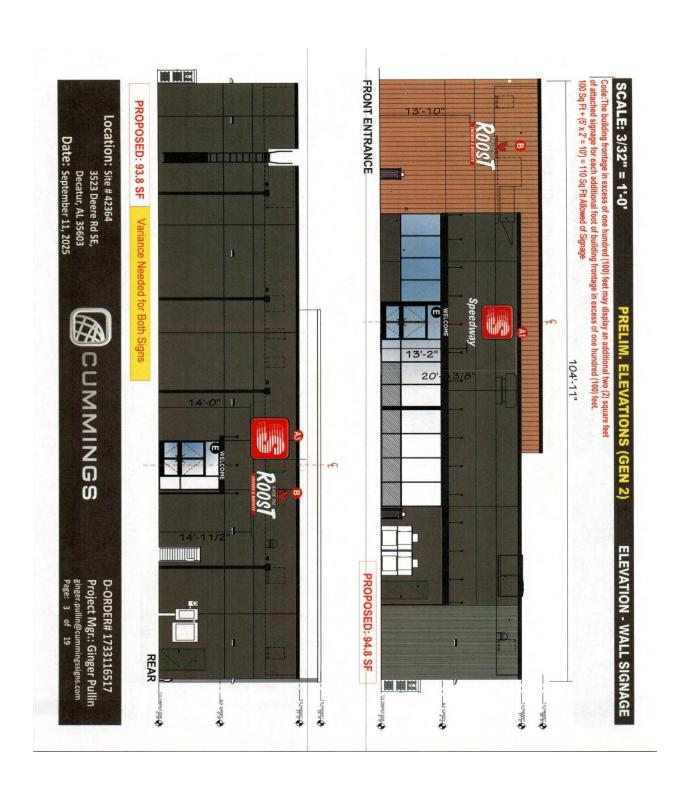
Application and appeal of Gordon Telepun for relief from an administrative decision to deny a use not permitted from Section 25-12, and application and appeal for a use permitted on appeal from Section 25-12 to operate a law firm business. Property is located at 1206 Somerville Road SE in an MC, Medical Center District.

#### CASE NO. 4

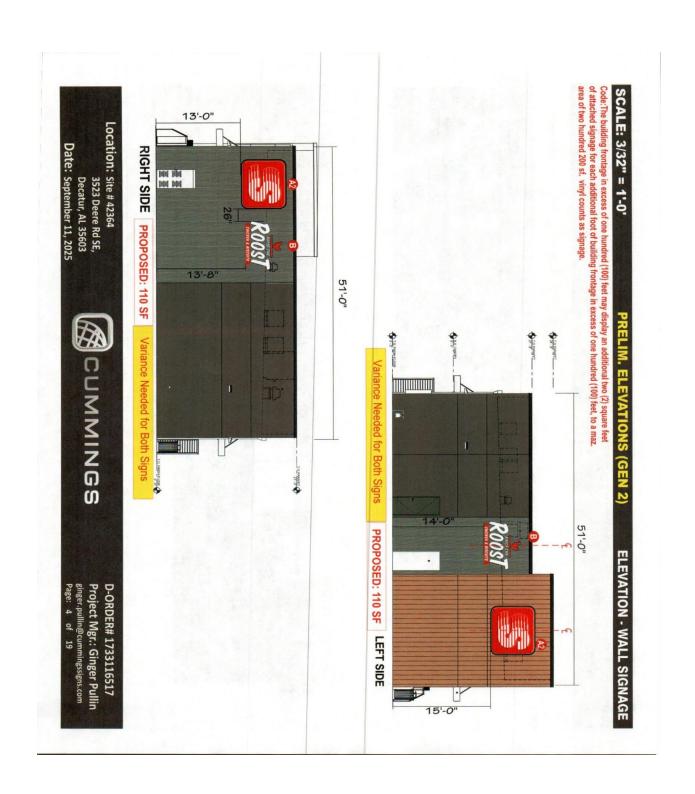
Application and appeal of Gordon Telepun for relief from an administrative decision to deny a use not permitted from Section 25-12, and application and appeal for a use permitted on appeal from Section 25-12 to operate a law firm business. Property is located at 1208 Somerville Road SE in an MC, Medical Center District.

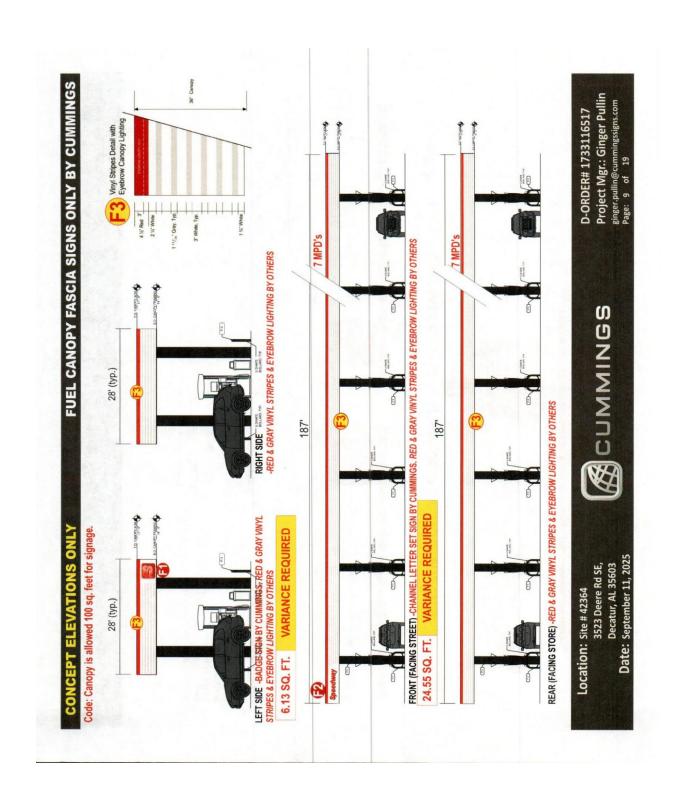
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Board of Zoning Adjustment  ICANT: DOCA Signs & Service LCC  LING ADDR: 50 Electric Lane  STATE, ZIP: SILUCAUGA, PL 35151  NE: ASI 1830 HOCK BOTH Rd  STATE, ZIP: TYIN, TX 5013 PHONE 931-200-4517  RESS FOR APPEAL: 3523 Deere Road SE
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NATURE OF APPEAL:
HOME OCCUPATION SETBACK VARIANCE SIGN VARIANCE
USE PERMITTED ON APPEAL APPEAL OF ADMINISTRATIVE DECISION
OTHER SURVEY FOR VARIANCES ATTACHED DRAWINGS FOR VARIANCS ATTACHED
*Applicants or Duly Appointed Representative MUST be present in order
For the case to be heard***
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Approved/Disapproved
9/25/25

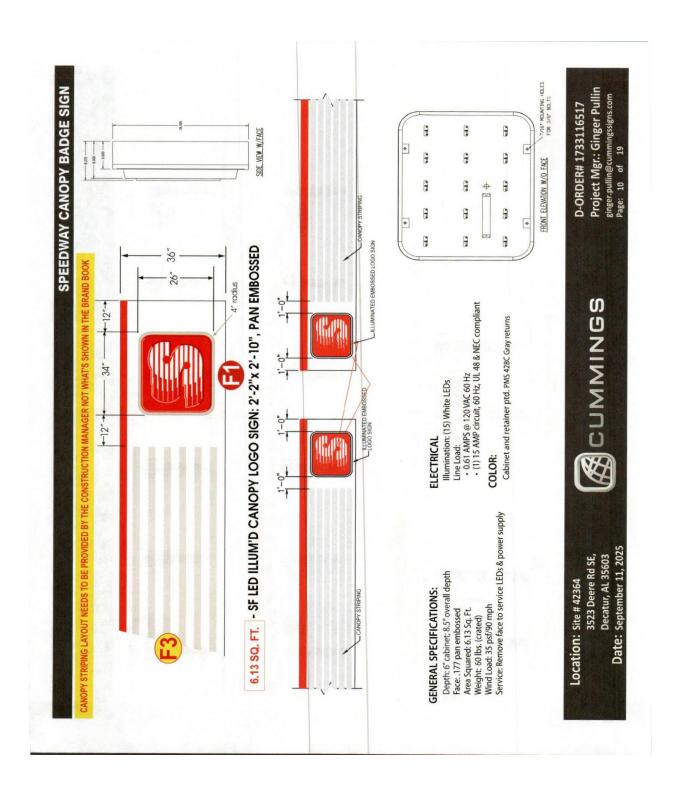


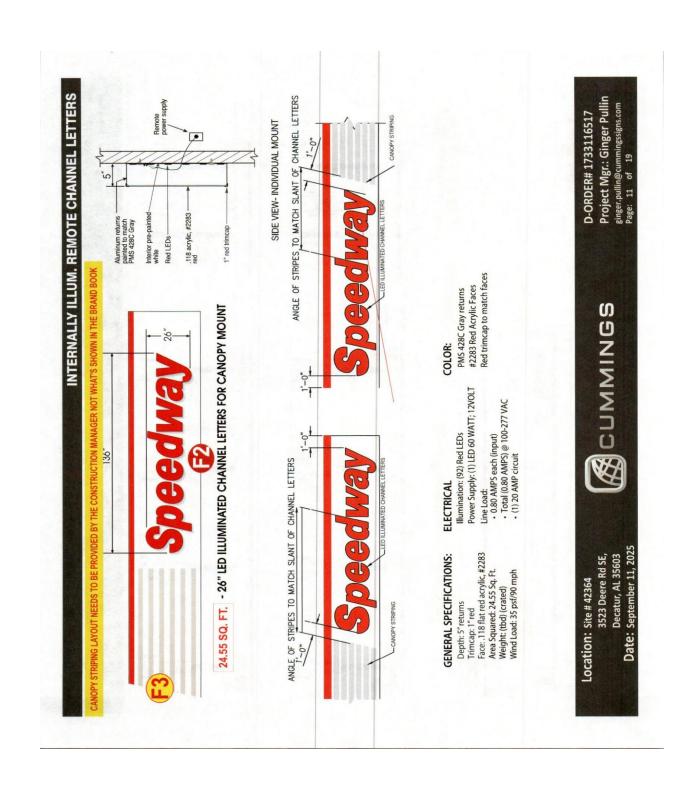


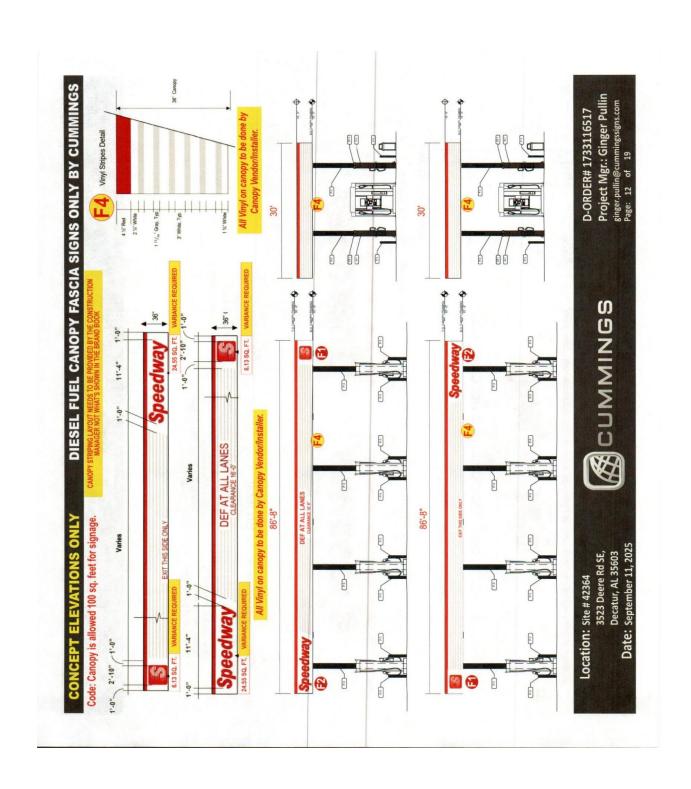
Sign 1

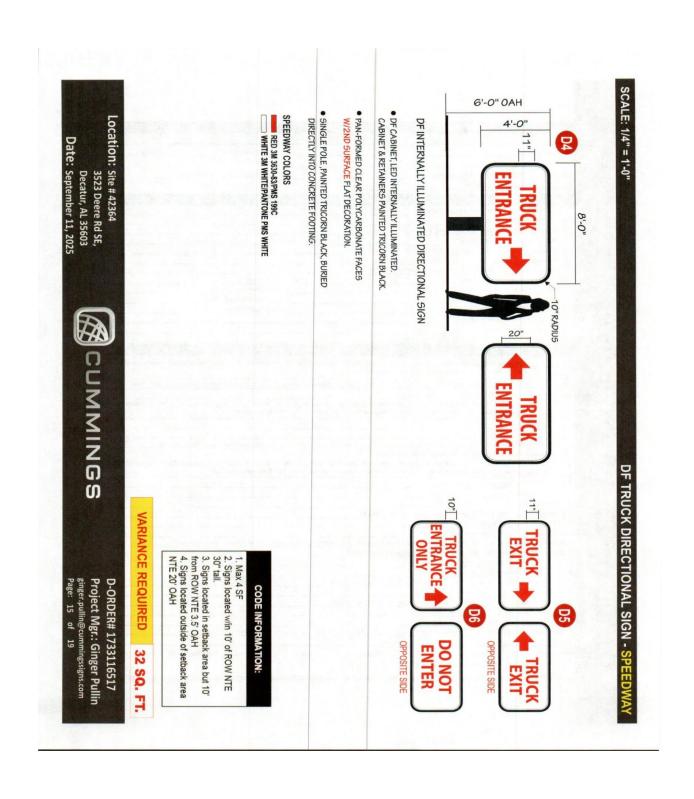




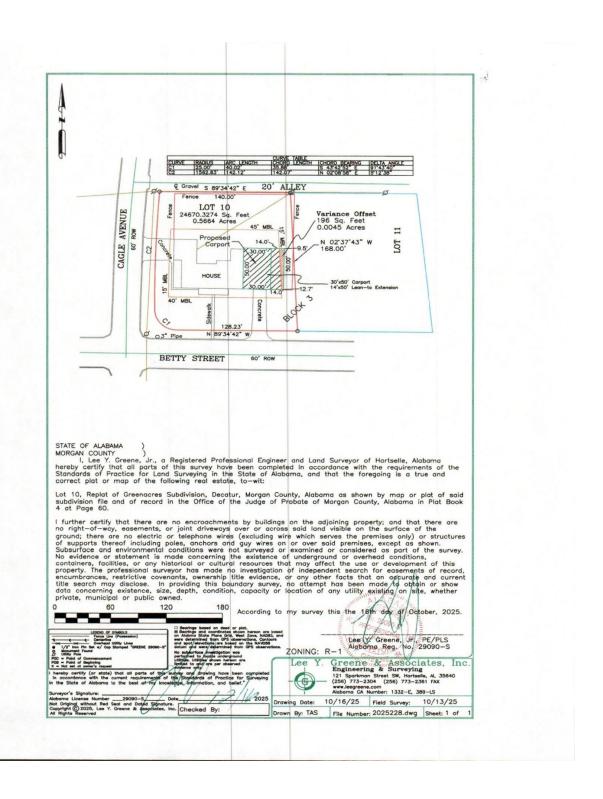








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	. St Grand City on a CHARMING SCALE	
DDD STATE OF		
402 Lee St NE 1st Floor Council Chamber	Board of Zoning Adjustment	
APPLICANT: 1) aute Sanche	lt	
MAILING ADDR: 914 BELLY S	St. SW	
CITY, STATE, ZIP: Decator, Al	39601	
PHONE: (154) 303 - 4285		
PROPERTY OWNER: Mayte Sa	an(hlz	
OWNER ADDR: 914 Butty St	t sw.	
	35601 PHONE: 1256) 33 -4285	
ADDRESS FOR APPEAL: ale But	Hy St. Sw. Decutor, Al 35001	
NATURE OF APPEAL:		
HOME OCCUPATION SETBACK VARIANCE SIGN VARIANCE		
USE PERMITTED ON APPEAL APPEAL OF ADMINISTRATIVE DECISION  OTHER SURVEY FOR VARIANCES ATTACHED DRAWINGS FOR VARIANCS 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)		
Carport install of 30x50 no walls just meter	a lean or 14x50 (Extension)	
Applicant Name (print) Mayte Sanchez  Signature  Representative Name (print)	If applicant is using a Office Use Received By:  representative for the Zone L-   Zone L-    request both signatures Hearing Date ///25/25	
Signature	representative for the Zone R-	



PHONE: 256-303-8860  PHONE: SIGN VARIANCE  APPEAL:  APPEAL OF ADMINISTRATIVE DECISION  CHED DRAWINGS FOR VARIANCS ATTACHED				
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*****Applicants or Duly Appointed Representative MUST be present in order  For the case to be heard****				
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esentative for the Zone MC Onestebutes both signatures  Hearing Date 11/25/25				
T				



Founder: Melissa "Missy" Wigginton Licensed in: AL, MS, TN & TX missy@mamajustice.com Phone: (662) 883-6262 Fax: (662) 350-3200 Website: <u>www.mamajustice.com</u> Mailing Address: P.O. Box 3840 Tupelo, MS 38803

Mama Justice Law Firm

2005 West Main Street Tupelo, MS 38801

Date: October 21, 2025

To: Decatur Zoning Commission

Subject: Request for Zoning Approval for Mama Justice Law Firm - Medical District of Decatur, Alabama

Dear Members of the Decatur Zoning Commission.

I am writing on behalf of **Mama Justice Law Firm** to respectfully request approval to operate within the Medical District of Decatur. Alabama. Our firm understands and supports the zoning requirement that businesses within the district must be directly connected to or supportive of the medical community. We believe that our firm's mission, operations, and partnerships strongly align with these objectives, and we would like to explain how our work meaningfully contributes to the medical ecosystem in this district.

### Integration with the Medical Community

Mama Justice is a personal injury law firm dedicated to representing individuals who have suffered injuries—whether from accidents, workplace incidents, or other causes. However, our firm goes far beyond traditional legal representation. We adopt a **holistic**, **client-centered approach** that emphasizes comprehensive medical management and recovery.

Every client we serve undergoes an initial **medical evaluation** coordinated by our firm to ensure proper diagnosis and treatment. Our case management team assists clients in scheduling appointments with qualified medical professionals immediately following an injury. We do this not only to document the extent of the injury for legal purposes but, more importantly, to ensure our clients receive timely and appropriate medical care.

# Collaborative Partnerships with Local Healthcare Providers

Mama Justice has established ongoing partnerships with multiple healthcare providers throughout our current cities of operation and will be establishing these relationships in the Decatur area, including:

- General Practitioners
- Orthopedic Surgeons
- Neurologists
- Physical Therapists

These partnerships allow us to coordinate effective care plans, monitor our clients' progress, and advocate for their full recovery. We maintain consistent communication with these providers to ensure treatment continuity and to address both the medical and rehabilitative needs of our clients. This network of collaboration ensures that patients receive the best possible outcomes—medically, emotionally, and legally.

# Contribution to the Medical District's Purpose

The purpose of the Medical District is to foster an environment focused on health, wellness, and the advancement of medical care. Mama Justice aligns directly with this goal. We **bridge the gap between medicine and law**, ensuring that injured individuals not only receive justice but also the medical support required to restore their quality of life.

Our daily operations bring injured individuals into the care of Decatur's medical professionals, increasing patient flow to local healthcare providers and supporting the broader medical infrastructure. In this way, our firm acts as a vital link in the continuum of care—helping individuals access, coordinate, and complete their recovery journey.

#### Conclusion

In light of our active role in coordinating medical care, our partnerships with healthcare providers, and our dedication to client rehabilitation, we respectfully submit that **Mama Justice** is not merely a legal practice but will be an integral part of Decatur's medical community. Our presence in the Medical District will further enhance access to healthcare, support local providers, and advance the district's mission to promote health and wellness.

We sincerely request the Commission's approval for Mama Justice Law Firm to operate within the Medical District. We would be pleased to provide additional documentation or meet with the board to discuss our operations in greater detail.

Thank you for your consideration.

Respectfully,

Missy Wigginton

Founder and Attorney at Law Mama Justice Law Firm



#### Northstar Healthcare

341 E Main St

Tupelo MS 38801

October 21, 2025

Decatur Board of Zoning Adjustments

Dear Members of the Decatur Board of Zoning Adjustments,

We are thrilled to write in enthusiastic support of Missy Wigginton and Mama Justice Law Firm. Missy and her team have demonstrated exceptional compassion and dedication in ensuring their clients receive the highest quality medical treatment tailored to their needs.

Mama Justice Law Firm is a compassionate personal injury law firm and consistently refers 30 to 40 new clients per week to Northstar Healthcare and other local providers, carefully matching medical expertise to each client's specific injuries. This thoughtful approach ensures optimal care and outcomes. Approximately 10 to 15% of these clients require advanced treatments, such as orthopedic diagnostics or surgery, and we confidently refer them to in-town specialists based on their unique needs.

Missy's firm has been a tremendous asset to our practice, significantly enhancing our ability to serve the community. Beyond their professional contributions, Missy and her team are deeply committed to the well-being of Tupelo and every community they serve, making them an invaluable part of our local medical community.

We wholeheartedly recommend Missy Wigginton and Mama Justice Law Firm and believe their presence continues to strengthen our city's healthcare landscape.

Sincerely,

## TJ Wilson

TJ Wilson, CEO/Owner

Northstar Healthcare

1839 Madison Ave, Suite 101 Memphis, TN 38014 901-202-0732

201/01	A Grand City on a CHARMING SOALE	
DECAROR DE		
402 Lee St NE 1st Floor Council Chamber	Board of Zoning Adjustment	
APPLICANT: Gordon and Angela Telep	pun	
MAILING ADDR: 2300 Arapaho Trail S	E	
CITY, STATE, ZIP: Decatur, AL 35603		
PHONE: 256-303-8860		
PROPERTY OWNER:Gordon and Angel	la Telepun	
OWNER ADDR: _2309 Arapaho Trail SE		
CITY, STATE, ZIP: Decatur, AL 35603	_PHONE: 256-303-8860	
ADDRESS FOR APPEAL: 1208 Somervill	e Road SE, Decatur, AL 35601	
NATURE OF APPEAL:		
HOME OCCUPATION SETBACK	VARIANCE SIGN VARIANCE	
USE PERMITTED ON APPEAL	APPEAL OF ADMINISTRATIVE DECISION	
OTHER SURVEY FOR VARIANCES A		
*****Applicants or Duly Appointed Representative MUST be present in order		
For the case to be heard****		
Applicant requests a Special Except: Somerville Road by Mama Justice Law	ion Use Permit for Occupancy of 1208	
Representative Name (print) THANY M. Speed	If applicant is using a Office Use Received By:  Zone	