

**CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
SPECIAL CALL MEETING OF MAY 17, 2010 - 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL**

The Chairman stated the number of members present constituted a quorum and the special called meeting of the Board of Zoning Adjustment was called to order at 6:00 p.m. Let us have roll call.

Call of Roll:

Members Present:

Jeri Hargiss, Secretary
Glen Swaney
Willie Robison, Chairman
Billy Mayhand, Vice Chairman

Members Absent:

Barry Taylor
Frank Lamb
Jim Moss

Staff Present:

Pat Houston, Recording Secretary

Staff Absent:

Adrienne D. Jones, Director of Community Development
Tony Hoffman, BZA Attorney

The Chairman stated next item on the agenda since we have no new business is Appeal #2010-06 Homes by Hons.

New Business:

N/A

Old Business:

Appeal #2010-06 Homes by Hons

The Chairman stated tonight we are here to render a decision on Appeal #2010-06 Homes by Hons, a variance request to allow a purposed new home to encroach the front setback line by twenty-feet. The property is located at Lot 67, in the Timbercreek Subdivision, Phase 7, which is an R-3, High Density Single Family Residential Zone. I believe Mr. Hons, and Timbercreek ARB and the HOA met and came to an agreement on this matter. We have a letter their attorney, Mr. Pittman that they he would go with the ten-foot setback encroachment. Is that correct? A forty-foot front setback line.

Mr. Hons stated a ten-foot encroachment on the fifty-foot front setback line leaving a forty-foot front setback.

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Mr. Swaney stated you are in agreement with that?

Mr. Hons stated yes, sir.

The Chairman stated we have the letter from Mr. Pittman, their attorney, to Ms. Jones stating that they confirm with Mr. Hons and that they would let this letter serve as notice that Timbercreek has no further objections of Mr Hons amended application seeking a ten-foot variance to the fifty-foot front yard setback as shown on the Timbercreek plat.

The Chair will entertain a motion and it must be made in the affirmative.

A Motion was made by Mr. Swaney and Seconded by Mr. Mayhand to amend Appeal #2010-06 to approve a ten-foot encroach to the fifty-foot front yard setback in lieu of the original twenty-foot requested encroachment.

The Motion carried unanimously.

The Chairman stated the appeal is approved as amended. Mr. Hons you may pick up your paperwork in the Planning Department in the morning around 9:00 a.m. You do know where that is?

Mr. Hons stated yes, sir.

The Chairman stated if there is no other business the Chair will entertain a motion to adjourn.

Adjournment:

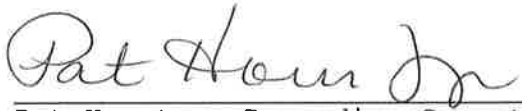
A Motion was made by Mr. Mayhand and Seconded by Ms. Hargiss to adjourn.

The Motion carried unanimously.

There being no further business the meeting was adjourned at 6:05 p.m.

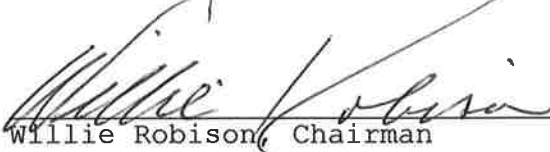
CITY OF DAPHNE
BOARD OF ZONING ADJUSTMENT MINUTES
REGULAR MEETING OF MAY 17, 2010 - 6:00 P.M.
COUNCIL CHAMBERS, CITY HALL

Respectfully submitted by:



Pat Houston, Recording Secretary

APPROVED: September 2, 2010



Willie Robison, Chairman

/ph