



BOARD OF ZONING ADJUSTMENT

AGENDA

October 28, 2014

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SPECIAL MEETING MINUTES SEPTEMBER 8, 2014

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

SUPERNUMERARIES: Mr. Charles Taylor (acted as a voting member)
Ms. Sally Jo Green

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

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

The Board considered the following application and appeal.

CASE NO 1

Application and appeal of Gina Penney with Atlas Signs for a 72.7 square foot area variance from Section 25-77(d)(2) of the Zoning Ordinance in order to increase the allowable square footage of the attached sign from 112 square feet to 184.70 square feet at 1801 Beltline Rd SW, Ste. 410, property located in a B-4 Regional Shopping Zoning District.

Mr. Terry Ikard of B & B Signs and Lighting and Ms. Jennifer Ronneburger of Atlas Signs presented this case to the Board. Mr. Ikard stated they wanted to add additional footage to the sign for Bed Bath and Beyond. Ms. Ronneburger stated Bed Bath and Beyond was a major client of Atlas Signs. Ms. Ronneburger additionally stated the building is a long distance from the road and there are several existing buildings blocking the view so a larger sign is needed in order to attract business from Beltline Road.

Mr. Sims stated the Building Department would recommend approval.

Mrs. Smith stated the Planning Department would recommend approval.

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

The meeting adjourned at 4:10

Chairman, George Barran

MINUTES SEPTEMBER 30, 2014

MEMBERS PRESENT: Chairman George Barran, Messrs., Mr. Larry Waye, Mr. Greg Dobbs, Mr. Eddie Pike

SUPERNUMERARIES: Mr. Charles Taylor voted in absence of Ms. Frances Tate

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

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

Mr. Larry Waye moved to **approve** the minutes of the August meeting as printed. Mr. Greg Dobbs seconded the motion. On a voice vote, the motion carried.

The Board considered the following applications and appeals.

OLD BUSINESS:

Mr. Wally Terry stated the project at 812 Bradley Street SW was not complete. Mr. Terry also stated Mr. Armor had gone well beyond the initial thirty days he was given and in fact he had gone sixty days past the original thirty. Mr. Terry then deferred to Mr. Armor to give a report on the status of his project.

Mr. Chris Armor stated his footings were in and his framing was done. However, he had been tied up on another job and not able to work on his project. Additionally, the contractor overseeing the project wanted Chris to install additional bracing which also caused a delay.

Mr. Terry asked for clarification as to what was lacking on the project. Mr. Armor stated the metal and firewalls on both the north and east side were lacking but should be up next week.

Mr. Greg Dobbs asked Mr. Bob Sims to read the previous conditions set forth by the Board. Mr. Sims read those aloud and stated the only thing lacking as far as he knew was bringing the building up to code.

Mr. Chris Armor stated the contractor was finishing up another job but that he should be back next week to complete his project.

Mr. Eddie Pike reviewed the conditions again and asked for a time frame of finishing the project.

Mr. Chris Armor stated again, the end of next week.

Mr. Larry Waye stated Mr. Armor originally came to the Board in July of 2013, for the variance. Mr. Waye also stated more than sixty days have lapsed since the project was supposed to have been completed. Mr. Waye asked Mr. Armor why the Board should grant any more time on this project.

Mr. Chris Armor stated he had been working on the project but it was more involved that he had anticipated. Additionally, he stated he would hate to tear it down now.

Chairman, George Barran asked Mr. Armor for a time frame to have the work completed. Mr. Armor replied, the end of next week. Chairman, Barran suggested he get someone else if his current contractor couldn't get to the job.

Mr. Wally Terry suggested Mr. Armor take a more realistic look at a time frame and not lock himself into something he couldn't deliver.

Mr. Eddie Pike stated that Mr. Armor was not making a request of the Board, therefore what are the options for this type situation.

Mr. Chip Alexander stated they could 1) Rescind the prior variance on the grounds the conditions were not met or 2) Set it up for a review again or, 3) do nothing.

Mr. Herman Marks stated their patience with this project had run out. Mr. Marks suggested the Board give him two more weeks to finish. If he had not finished by that time, the Board would know he does not intend to finish and the Board could review at the October meeting to make a decision on what to do next.

Mr. Greg Dobbs stated why review again? Mr. Herman Marks stated a review is not actually required, a report could be given as to whether it was finished or not.

Mr. Sims stated the Building Department would concur with however the Board ruled.

Mrs. Smith stated Mr. Armor was told last time he came before the Board that he had 30 days to complete the job; therefore the Planning Department would recommend rescinding the variance.

Mr. Greg Dobbs moved to have the project complete by October 17th, 2014, if not complete by that date, rescind the variance without any further review. Mr. Eddie Pike seconded the motion. On a roll call vote, the motion carried.

Tabled Case: Application and appeal of Gary Balentine for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for a lawn care business at 3201 Wheat Ave SW, property located in a R-2 Single-Family Zoning District.

Mr. Gary Ballentine presented this case to the Board. Mr. Ballentine stated he would like and administrative office for a lawn care business.

Mr. Larry Waye stated the following guidelines to Mr. Ballentine: Employees could not report to his home to go to work but he could advertise on his vehicle as long as it did not contain his address.

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

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

CASE NO 1

Application and appeal of Kisha Bolding for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for an on-line boutique at 2401 Chadsworth St SW, property located in a R-2 Single-Family Zoning District.

Ms. Kisha Bolding presented this case to the Board. Ms. Bolding stated she would like an administrative office for an on-line boutique.

Mr. Larry Waye asked what would be the delivery process for items the customers ordered. Ms. Bolding replied, “by mail”.

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

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

CASE NO 2

Application and appeal of Daris and Michele Borden 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 cleaning service at 3301 Wheat Ave SW, property located in a R-2 Single-Family Zoning District.

Mr. Daris Borden presented this case to the Board. Mr. Borden stated he would like an administrative office for a cleaning business.

Mr. Larry Waye asked if it was residential or commercial. Mr. Borden stated it would be commercial. Mr. Larry Waye additionally stated the same guidelines would apply to him as outlined in the previous case

Mr. Herman Marks asked if he had any equipment – Mr. Borden stated, “no.”

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

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

CASE NO 3

Application and appeal of Robert H. Griner, III for a variance from Section 25-2(1) of the Zoning Ordinance in order to construct a garage in the front yard at 2305 Mud Tavern Rd SW, property located in an AG-1 Agricultural Zoning District.

Mr. Robert H. Griner, III presented this case to the Board. Mr. Griner stated he would like to get a variance to build a garage in front of his house. Mr. Griner explained there was a swimming pool in his backyard, a mound to the right of his driveway and a drainage ditch so the front yard location was his only option.

Chairman, George Barran referenced the slab that was depicted in the picture as being in the front yard of Mr. Griner’s house and asked if he was aware that he was not supposed to have an accessory structure in the front yard. Mr. Griner stated he thought he may have to ask for a variance in order to construct the garage but he was told he did not need a permit just to pour concrete.

Mr. Sims stated the Building Department would recommend disapproval as this could potentially open the door for others to want to have an accessory structure in their front yard.

Mrs. Smith stated the Planning Department would recommend approval. The location of the mound and septic tank is usually not an option and therefore presents a hardship specific to this property.

Mr. Eddie Pike moved to approve this request as presented. Mr. Larry Waye seconded the motion. On a roll-call vote, the motion carried.

CASE NO 4

Application and appeal of Trav-Ad Signs for a 36 square foot area variance from Section 25-77(e)(1) of the Zoning Ordinance in order to install a 6 foot diameter logo at the left elevation rear side of the building at 945 Wimberly Dr SW, property located in a M-1A Expressway Commercial Zoning District.

Mr. Shawn Cooper presented this case to the Board. Mr. Cooper stated they would like to add 36 additional square feet of signage. Mr. Cooper further explained they thought they had some footage left from their original request for signage because they took out the pylon sign but that

was not the case. Additionally, Mr. Cooper stated this sign would be an additional identifier for the restaurant that was needed due to not being able to tell what the building is from some directions.

Chairman, George Barran stated since the application said they were making this request in lieu of a monument/pole sign would they be coming back later to request another variance.

Mr. Cooper replied “no.”

Mr. Sims stated the Building Department would recommend approval.

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

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

The Meeting adjourned at 4:28

Chairman, George Barran

AGENDA OCTOBER 28, 2014

CASE NO 1

Application and appeal of Roger Ferrell 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 recreational shooting targets at 2520 Circle Dr SE, property located in a R-1 Single-Family Zoning District.

CASE NO 2

Application and appeal of Amy Shelton 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 and to bake and decorate cakes in accordance with the Alabama Cottage Food Law at 1308 Northmeade St SW, property located in a R-2 Single-Family Zoning District.

CASE NO 3

Application and appeal of Jennifer Ledbetter for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for an on-line embroidery business at 2938 Legacy Dr SW, property located in a R-2 Single-Family Zoning District.

CASE NO 4

Application and appeal of Carlos DeJesus 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 wheelchair transportation business at 1110 8th Ave SE, property located in a R-3 Single-Family Zoning Ordinance.

CASE NO 5

Application and appeal of Ashley S. Mayers for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have an administrative office for an on-line retail store to retail hair extensions and jewelry at 1615 Marion St SW, property located in a R-2 Single-Family Zoning District.

CASE NO 6

Application and appeal of Jasmine Burnett for a determination as a use permitted on appeal as allowed in Section 25-10 and as defined in Article VI, as amended and adopted, of the Zoning Ordinance to have a Group Day Care for seven to twelve children from 6:00 a.m. to 5:00 p.m. at 902 6th Ave SW, property located in a R-2 Single-Family Zoning District.

CASE NO 7

Application and appeal of Clifton Foster for both a 5 foot rear-yard and a 5 foot side-yard setback variance to Section 25-10 of the Zoning Ordinance in order to finish constructing an out building at 3201 Leafwood Place SW, property located in a R-2 Single-Family Zoning District.



CITY OF DECATUR

BOARD OF ZONING ADJUSTMENT APPLICATION

APPLICANT:	<u>Feral Targets LLC / Roger Ferrell</u>
MAILING ADDR:	<u>2520 Circle Dr SE</u>
CITY STATE ZIP:	<u>Decatur, AL 35603</u>
PHONE:	<u>256-351-2819</u>
PROPERTY OWNER:	<u>Roger Ferrell</u>
OWNER ADDR:	<u>2520 Circle Dr SE</u>
CITY STATE ZIP:	<u>Decatur, AL 35603</u>
OWNER PHONE:	<u>256-351-2819</u>

ADDRESS FOR APPEAL:	<u>2520 Circle Dr SE Decatur AL 35603</u>
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NATURE OF 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"/> OTHER	<input type="checkbox"/> APPEAL OF ADMINISTRATIVE DECISION
<input type="checkbox"/> SURVEY FOR VARIANCES ATTACHED	<input type="checkbox"/> DRAWINGS FOR VARIANCES ATTACHED

***** Applicants MUST be present in order for the case to be heard*****

DESCRIBE APPEAL IN <u>DETAIL</u>: (INCLUDE DIMENSIONS, # FT FOR VARIANCES, # FOR PARKING, HARDSHIP, TYPE OF BUSINESS.)	
<u>Administrative Office for Feral Targets</u> <u>Feral Targets Manufactures targets for recreational shooting</u> <u>No parking needed - no shipments in and out of residence</u>	
APPLICANT SIGNATURE: <u>[Signature]</u>	OFFICE USE ONLY:
PRINT NAME: <u>Roger Ferrell</u>	RECEIVED BY: <u>Sam</u>
DATE: <u>9-25-14</u>	ZONING DISTRICT: <u>R-1</u>
	HEARING DATE: <u>Oct 28, 2014</u>
	APPROVED/DISAPPROVED: _____

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

CASE NO 1 2520 CIRCLE DR SE

HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

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

SIGNED: _____

Al Full

DATE: _____

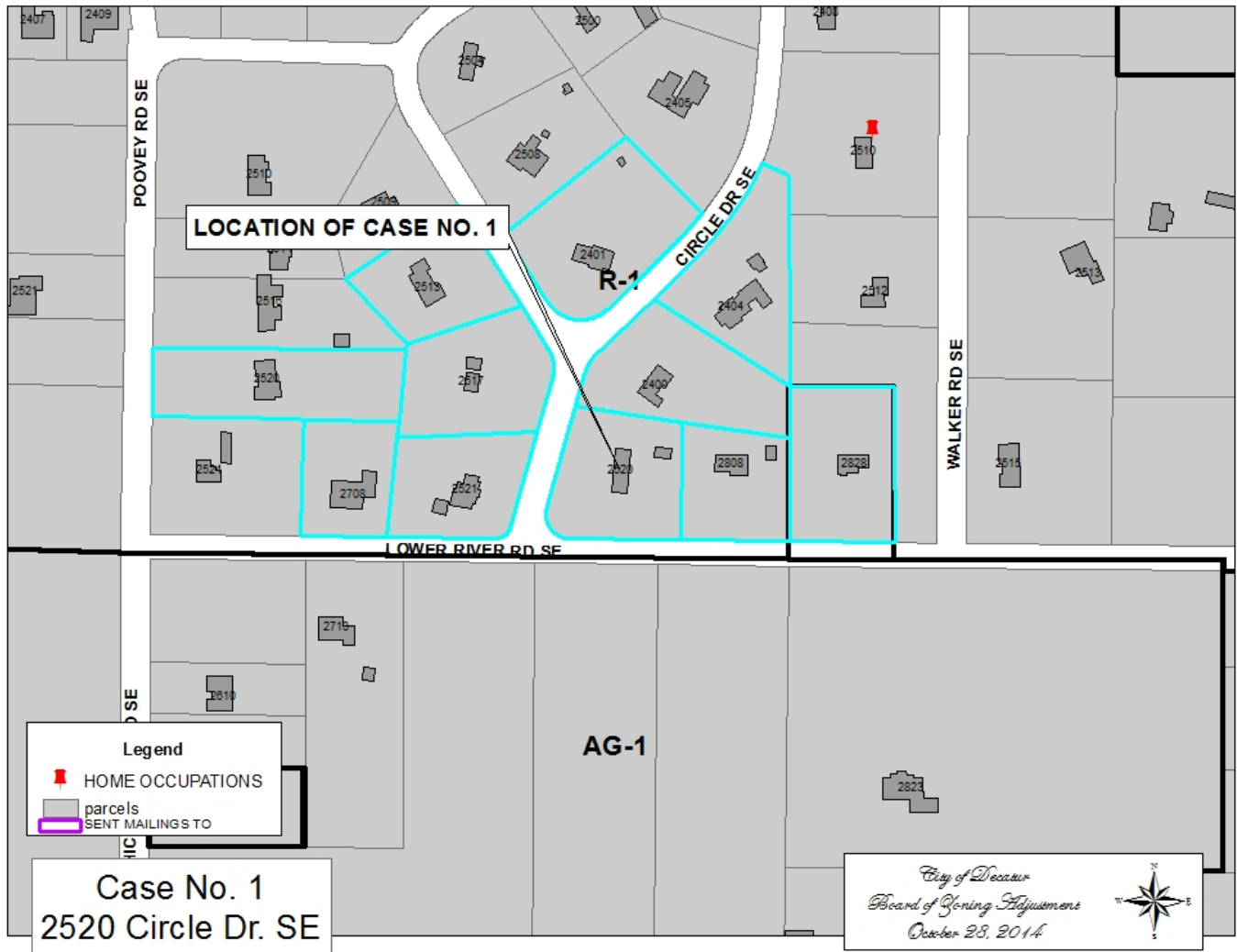
9-25-14

ADDRESS: _____

2520 Circle Dr SE

Decatur, AL 35603

QUESTIONNAIRE



LOCATION MAP 2520 CIRCLE DR SE



CITY OF DECATUR

BOARD OF ZONING ADJUSTMENT APPLICATION

APPLICANT: Amy Shelton
MAILING ADDR: 1308 Northmeade St SW
CITY STATE ZIP: Decatur, AL 35601
PHONE: 256-353-2742

PROPERTY OWNER: Roger & Amy Shelton
OWNER ADDR: 1308 Northmeade St SW
CITY STATE ZIP: Decatur, AL 35601
OWNER PHONE: 256-353-2742

ADDRESS FOR APPEAL: 1308 Northmeade 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 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.)

Decorate
Bake Cakes that will be delivered to customers.
Admin only

APPLICANT SIGNATURE: Amy Shelton
PRINT NAME: Amy Shelton
DATE: 9/21/14

OFFICE USE ONLY:
RECEIVED BY: Judy
ZONING DISTRICT: R-20
HEARING DATE: OCT 28, 2014
APPROVED/DISAPPROVED: _____

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CASE NO 2 1308 NORTHMEADE ST SW

HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

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

SIGNED: Arny Sheltor DATE: 9/21/14
ADDRESS: 1308 Northmeade St SW

QUESTIONNAIRE



FCS-2058

ALABAMA A&M AND AUBURN UNIVERSITIES

Alabama Cottage Food Law

The Law: *Individuals can produce certain nonhazardous foods in their homes.*



Cottage food **cannot** be sold to the following:

- Restaurants
- Grocery stores
- Novelty shops
- Over the Internet



Foods that can be sold directly to the consumer:

- Candies
- Baked goods
 - › Cakes
 - › Cookies
 - › Pastries
 - › Doughnuts
 - › Danish
 - › Breads
- Jams and jellies
- Dried herbs
- Dried herb mixes



Foods that **cannot** be sold directly to the consumer:

- Baked goods with an ingredient that requires refrigeration:
 - › Custard pies
 - › Danish with cream filling
 - › Cakes with a whipped topping
- Juices from fruits and vegetables
- Milk products
- Soft or hard cheeses
- Pickles
- Barbeque sauces
- Canned fruits and vegetables
- Garlic in oil
- Meats in any form



The Cottage Food Law requires the following on labels:

- Name of the individuals or business
- Address of the individual or business
- Statement: THIS FOOD IS NOT INSPECTED BY THE DEPARTMENT OF PUBLIC HEALTH



The person operating a food business under the Cottage Food Law must attend and pass a food safety course approved by the Alabama Department of Public Health every 5 years.



A note about sales: You cannot exceed \$20,000 in sales of the food described under the Alabama Cottage Food Law.

Jean Weese, Extension Food Safety Specialist, Auburn University Food Systems Institute

For more information, call your county Extension office. Look in your telephone directory under your county's name to find the number.

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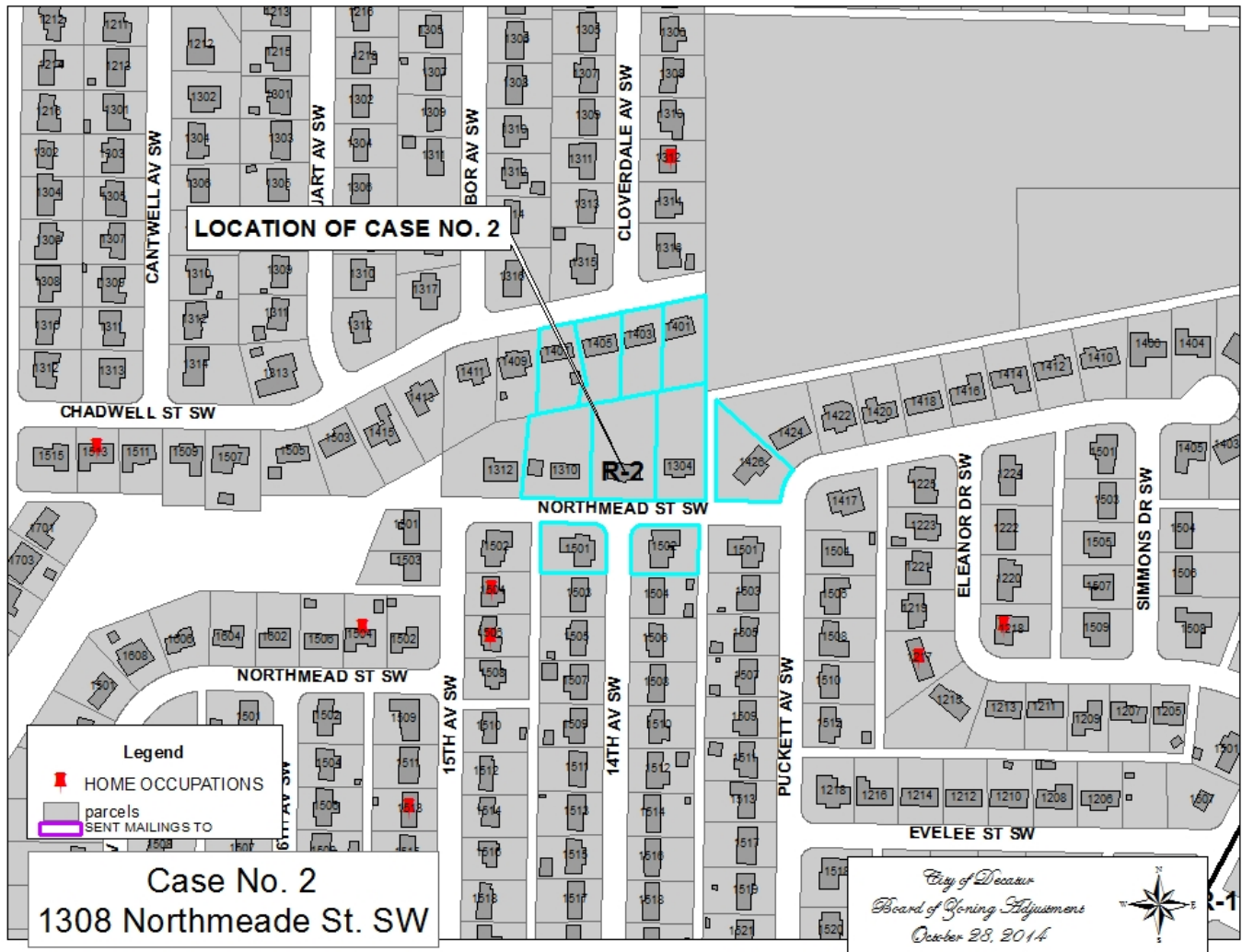
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The Alabama Cottage Food Law went into effect June 1, 2014.



www.aces.edu

Cottage Food Law



LOCATION MAP 1308 NORTHMEADE ST SW



CITY OF DECATUR

BOARD OF ZONING ADJUSTMENT APPLICATION

APPLICANT: Jennifer Ledbetter, StitchNIT
MAILING ADDR: 2938 Legacy Dr. SW
CITY STATE ZIP: Decatur, AL 35603
PHONE: 256-308-2376

PROPERTY OWNER: Steven & Jennifer Ledbetter
OWNER ADDR: 2938 Legacy Dr. SW
CITY STATE ZIP: Decatur AL 35603
OWNER PHONE: 256-308-2376

ADDRESS FOR APPEAL: 2938 Legacy Dr. SW 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 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)

Home Embroidery Business
Administrative Office for Online
Business

APPLICANT SIGNATURE:

Jennifer Ledbetter

PRINT NAME: Jennifer Ledbetter

DATE: 10/7/14

OFFICE USE ONLY:

RECEIVED BY: Judy

ZONING DISTRICT: R-2

HEARING DATE: Oct 28, 2014

APPROVED/DISAPPROVED: _____

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CASE NO 3 2938 LEGACY DR SW

HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

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

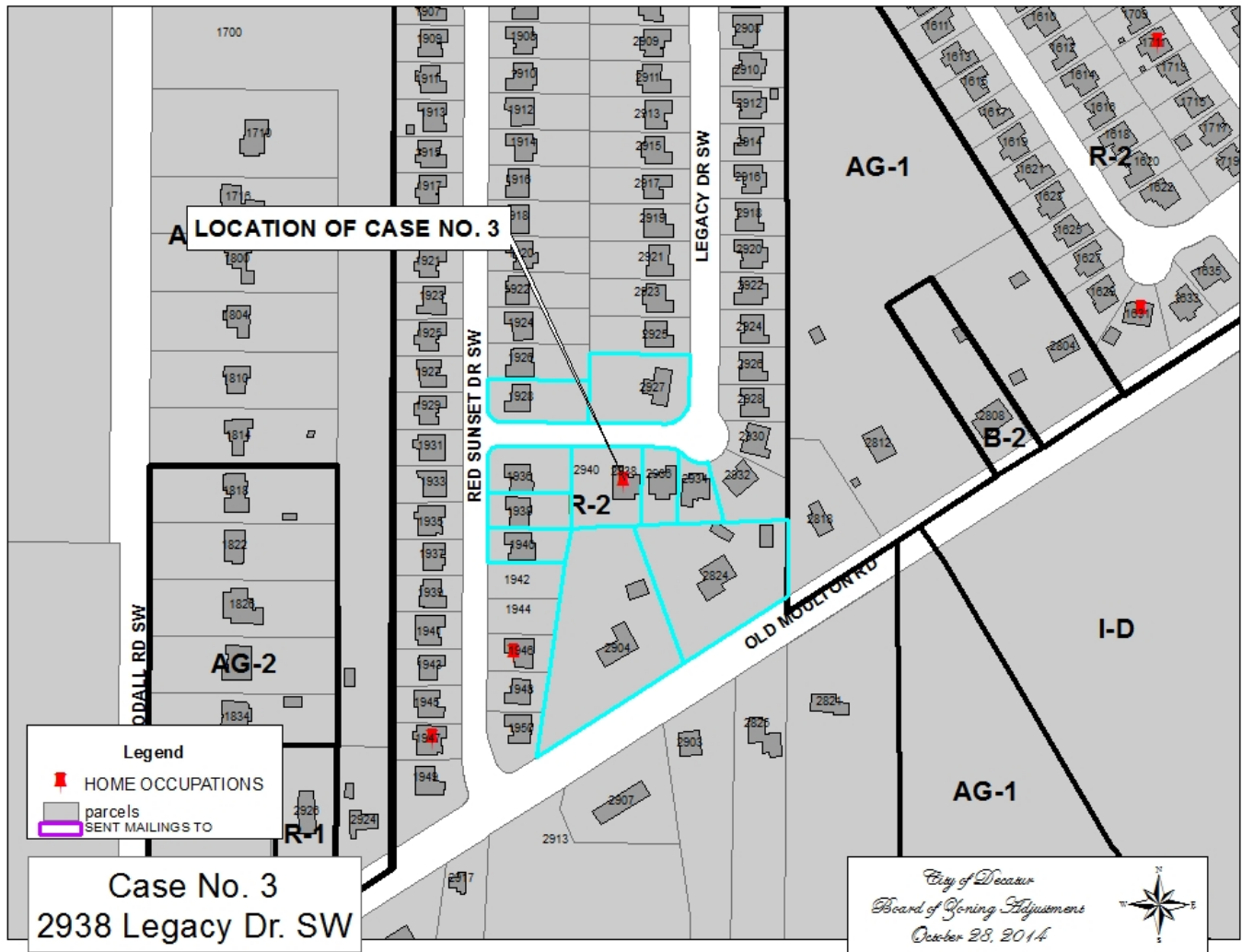
SIGNED: _____

DATE: _____

ADDRESS: _____

Paul Ledgett 10/7/14
2938 Legacy Dr. SW Decatur AL

QUESTIONNAIRE



LOCATION MAP 2938 LEGACY DR SW



CITY OF DECATUR

BOARD OF ZONING ADJUSTMENT APPLICATION

APPLICANT: Carlos DeJesus
MAILING ADDR: 1110 8th Ave SE
CITY STATE ZIP: Decatur AL
PHONE: 256-606-3173

PROPERTY OWNER: Denise Frances
OWNER ADDR: 1110 8th Ave SE
CITY STATE ZIP: Decatur AL
OWNER PHONE: 256-565 8193

ADDRESS FOR APPEAL: 1110 8th Ave 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 ATTACHED ☐ DRAWINGS FOR VARIANCES ATTACHED

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

Operate wheelchair transportation Business
Want to use my house for Administration
Office For my wheelchair transportation Business

APPLICANT SIGNATURE:

Carlos DeJesus

PRINT NAME: Carlos DeJesus

DATE: 10/9/14

OFFICE USE ONLY:

RECEIVED BY: Cindy

ZONING DISTRICT: R-3

HEARING DATE: Oct. 28th, 4:00 p.m.

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 **10th of the month** to be heard the last Tuesday of the month. **Applicants MUST** be present in order for the case to be heard. Request a copy of this application.

CASE NO 4 1110 8TH AVE SE

HOME OCCUPATION QUESTIONS

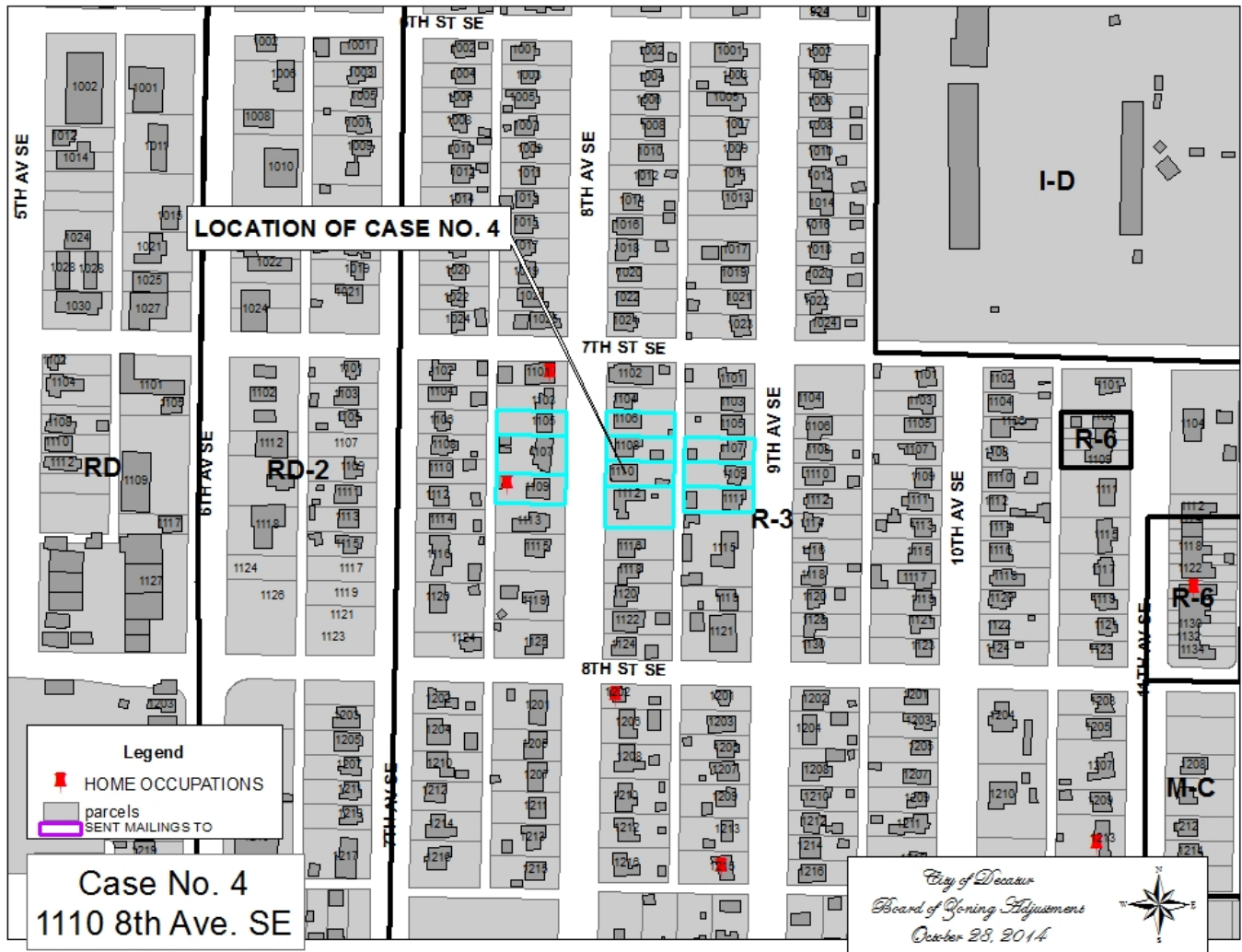
CHECK YES OR NO FOR EACH QUESTION

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

SIGNED: Carlos Chaves DATE: 10/9/14

ADDRESS: 1110 8th Ave Decatur AL 35601

QUESTIONNAIRE



LOCATION MAP 1110 8TH AVE SE



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

APPLICANT NAME:	Ashley S Mayers
MAILING ADDRESS:	1615 Marion St SW
PLEASE INCLUDE CITY, STATE AND ZIP	Decatur, AL 35601
PHONE:	(256) 345-1892
PROPERTY OWNER NAME:	Julian Mayers
MAILING ADDRESS:	1615 Marion St SW
PLEASE INCLUDE CITY, STATE AND ZIP	Decatur, AL 35601
PHONE:	(256) 606-8330

PROPERTY LOCATION/STREET ADDRESS FOR REQUEST:
1615 Marion St SW Decatur AL 35601

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: Requesting Permission to operate Halo Hair and Accessories Online Retail store; Owned By Ashley S. Mayers at said address for administrative use only.	
APPLICANT SIGNATURE <u>Ashley Mayers</u>	OFFICE USE ONLY
PRINT NAME Ashley Mayers	REVIEWED BY: <u>John Ussinger</u>
DATE 10/9/2014	ZONING DISTRICT: <u>R-2</u>
	HEARING DATE: <u>Oct. 28th, 2014 @ 4:00pm</u>
	APPROVED/DISAPPROVED: _____

The Board of Zoning Adjustment meets the LAST Tuesday of each month at 4:00 PM in the Council Chambers of City Hall. Applications must be filed by the 10th of the month. Applicants MUST be present in order for the case to be heard. Please request a copy of this application.

CASE NO 5 1615 MARION ST SW

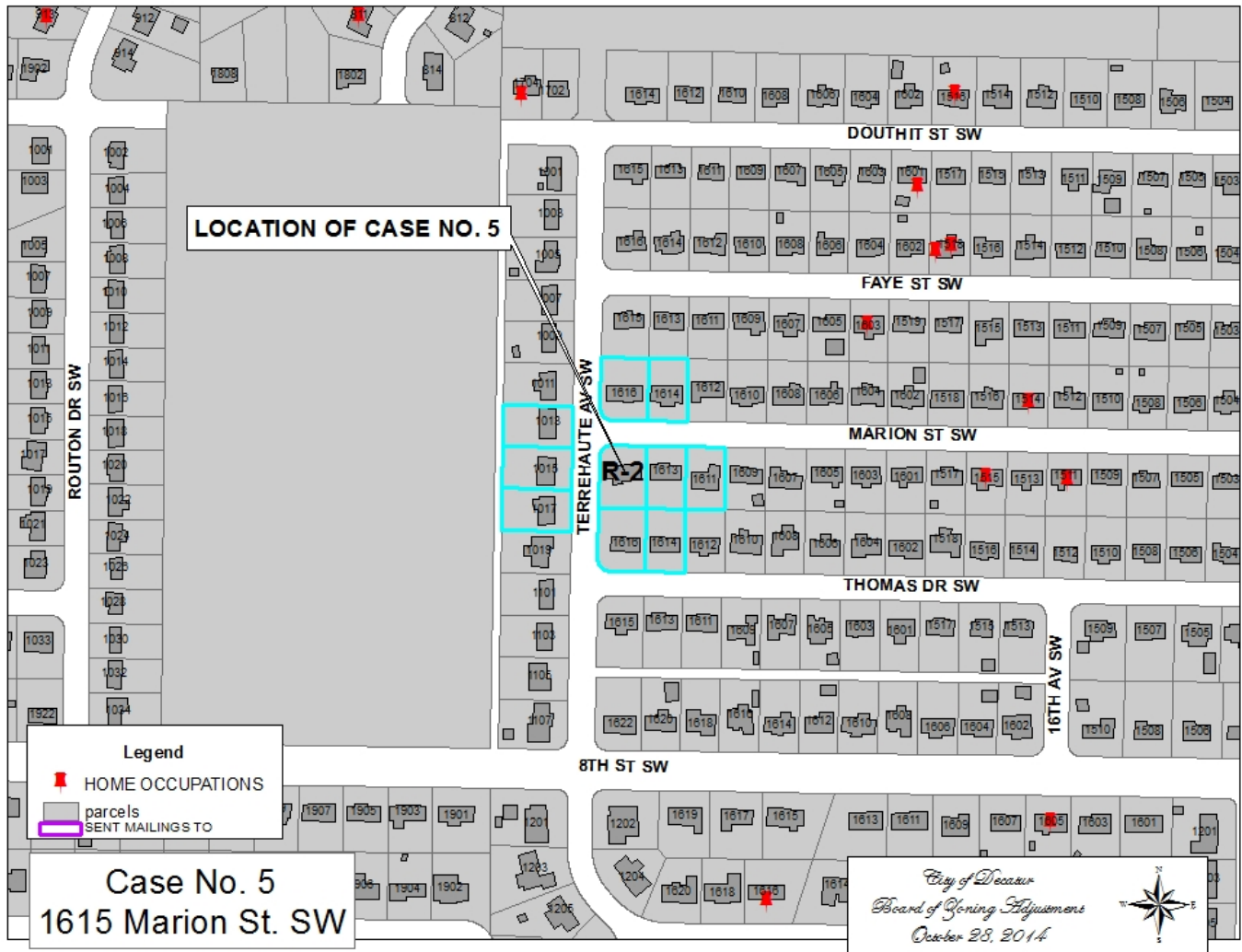
HOME OCCUPATION QUESTIONS

CHECK YES OR NO FOR EACH QUESTION

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

SIGNED: Ashley Mayers DATE: 10/9/2014
ADDRESS: 1615 Marion St SW Decatur, AL 35601

QUESTIONNAIRE



LOCATION MAP 1615 MARION ST SW



CITY OF DECATUR BOARD OF ZONING ADJUSTMENT
APPLICATION FOR HOME CHILD CARE FACILITY

APPLICANT: Jasmine Burnett
MAILING ADDR: 902 6th Ave SW
CITY STATE ZIP: Decatur, AL 35601
PHONE: (256) 345-4222
PROPERTY OWNER: Branden Burnett
OWNER ADDR: 902 6th Ave SW
CITY STATE ZIP: Decatur, AL 35601
OWNER PHONE: (256) 466-3374

ADDRESS OF APPEAL:

MARK CLASS OF DAY CARE YOU DESIRE: (READ ORDINANCE TO DETERMINE CLASSES)

- ☒ DAY CARE (6 OR LESS) ☐ NIGHTTIME HOME CARE (6 OR LESS)
☐ GROUP DAY CARE (7 TO 12) ☐ GROUP NIGHTTIME CARE (7 TO 12 CHILDREN)

DESCRIBE HOURS OF OPERATION; PARKING ARRANGEMENTS; PLAY AREA and EQUIPMENT; DO YOU HAVE FENCE, DOG, OR POOL.

Hours of operation: Daycare 6:00 am - 2:00 pm / Group Day care: 2:00 pm - 7:00 pm
Parking: Two drive ways located where garage is
Play Area: located inside transitioned garage (also backyard)
Equipment: Swing Set (wooden) / Fenced in Backyard
NO DOG! NO POOL!

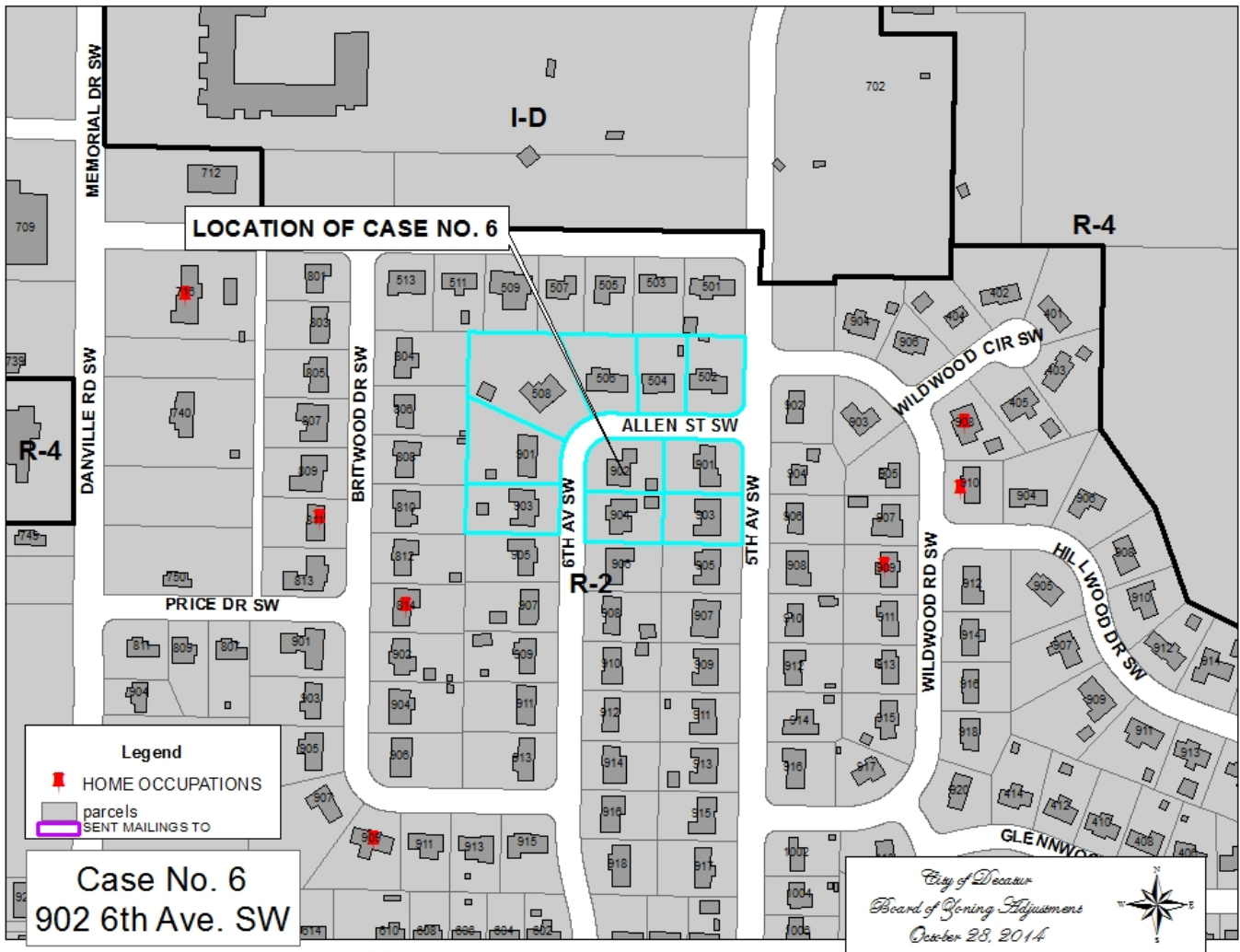
Jasmine Burnett
APPLICANT SIGNATURE
Jasmine Burnett
PRINT NAME
DATE: 10/7/14

OFFICE USE ONLY

REVIEWED BY: Judy
HEARING DATE: October 28, 2014
ZONING DISTRICT: R-2
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 of the month to be heard on the last Tuesday. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

CASE NO 6 902 6TH AVE SW



LOCATION MAP 902 6TH AVE SW



CITY OF DECATUR

BOARD OF ZONING ADJUSTMENT APPLICATION

APPLICANT: Clifton Foster
MAILING ADDR: 3201 Leafwood Place
CITY STATE ZIP: Decatur, AL 35603
PHONE: 256-466-2064

PROPERTY OWNER: Clifton Foster
OWNER ADDR: 3201 Leafwood Place
CITY STATE ZIP: Decatur, AL 35603
OWNER PHONE: 256-466-2064

ADDRESS FOR APPEAL: 3201 Leafwood Place

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 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.)

request to move setback ~~manometer~~ to 5'
on north and east end of property.
5 ft Rear Yard & Side yard Setback Variance.

APPLICANT SIGNATURE:

[Signature]

PRINT NAME: Clifton J. Foster

DATE: Oct 8, 2014

OFFICE USE ONLY:

RECEIVED BY: Cindy

ZONING DISTRICT: R-20

HEARING DATE: Oct. 28th at 4:00pm.

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 10th of the month to be heard the last Tuesday of the month. Applicants MUST be present in order for the case to be heard. Request a copy of this application.

CASE NO 7 3201 LEAFWOOD PL SW



Ariel View



CONSTRUCTION DRAWINGS



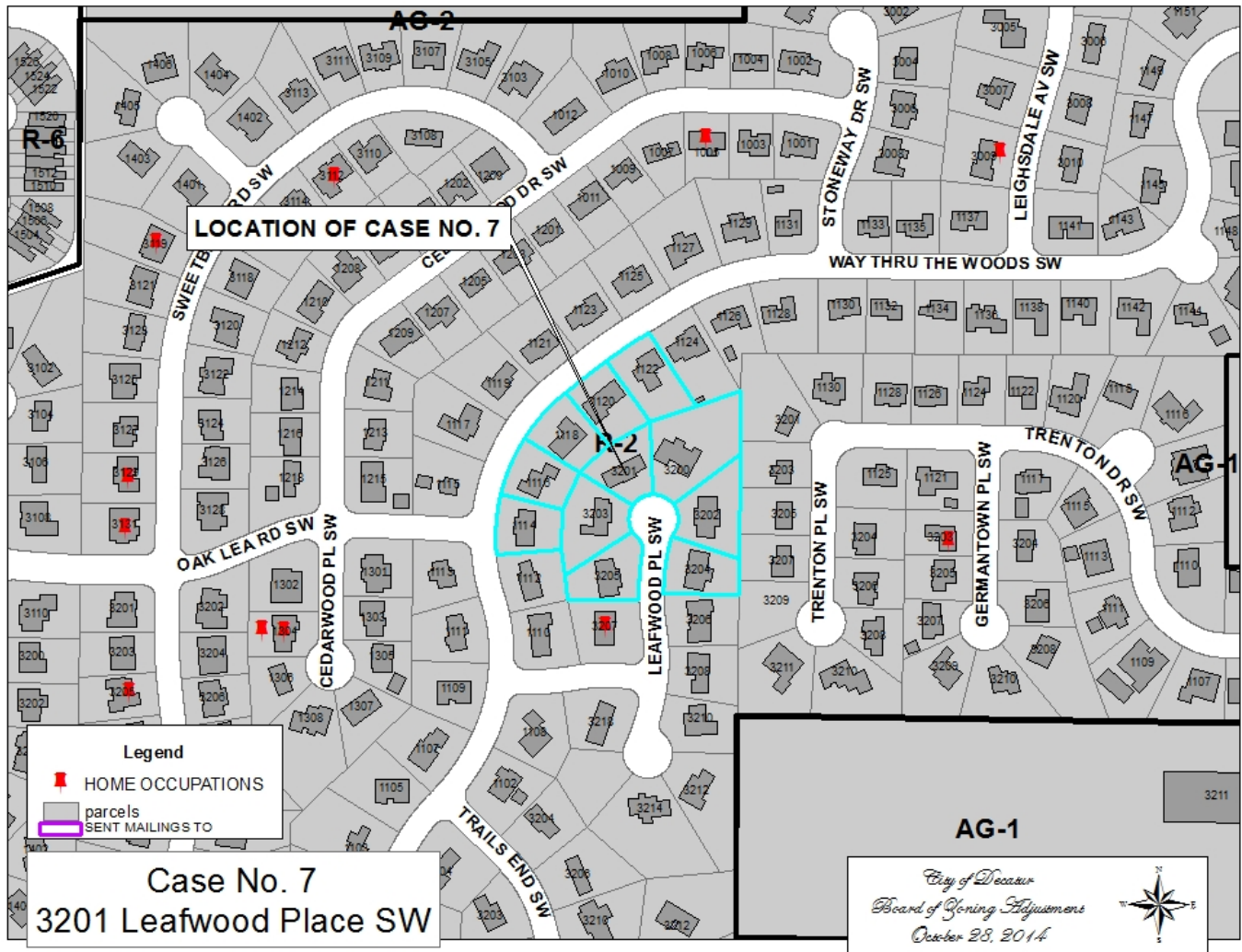
CONSTRUCTION DRAWINGS 2



PROPOSED SITE PLAN



THEORETIC IRON PIN



LOCATION MAP 3201 LEAFWOOD PLACE SW