BOARD OF ZONING APPEALS

City Council Chambers, City Hall
Tuesday, September 17, 2024, at 6:00 PM

ACTION REPORT

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. INTRODUCTION OF MEMBERS

Present: Hodge Patel, Adam D'Anella, Nick Horton, Billy Carman, Zach Middlebrooks, Lauren Holmes

Absent: Zac Stafford

4. APPROVAL / AMENDMENT OF AGENDA

Motion to Approve: Hodge Patel

Second: Adam D'Anella

Vote: 6-0- Approved

5. APPROVAL OF PAST MEETING MINUTES

A. Approval of August 20, 2024, Meeting Minutes

Motion to Approve: Adam D'Anella

Second: Billy Carman

Vote: 4-0 Approved

Abstain: 2 (Zac Middlebrooks, Lauren Holmes)

6. CONSIDERATION OF PRIMARY VARIANCES

- None

7. CONSIDERATION OF APPEALS / SECONDARY VARIANCES

***Motion to approve to amend the procedure and meeting format as outlined and posted on the overhead projector during meeting: Hodge Patel*

Second: Adam D'Anella

Vote: 6-0

A. V24-16

Applicant: James Napier

Request(s): Secondary Variance request challenging the interpretations of the Community Development Director regarding:

Retaining walls to be constructed on property located at 2335 Bethany Bend. **Unified Development Code Sec.9.3.7, Retaining Walls**.

Public notification requirements for subdivisions as applied to properties located at 2335 Bethany Bend. **Unified Development Code Sec.13.1, Defined Terms; Sec. 12.6.2 H, Subdivision, General Requirements, Compliance with City Procedures**

Demolition permit notice requirements for property located at 2335 Bethany Bend. **Unified Development Code Sec. 12.8.6.A, Demolition Permits, Findings and Purpose**.

Public notification requirements for demolition permits reviewed by the City of Milton Design Review Board as applied to property located at 2335 Bethany Bend. **Unified Development Code Sec.12.8.6.E, Demolition Permits, Public Hearing**.

***Motion to approve an additional 5 minutes for appellant to state their case, as well as an additional 5 minutes for the Community Development Director to state their case, allowing a time for both sides to be 20 minutes: Hodge Patel*

Second: Nick Horton

Vote: 6-0

***Motion to amend the approved additional 5 minutes for both sides to speak, and add one additional minute for both sides to state their closing arguments: Adam D'Anella*

Second: Billy Carman

Vote: 6-0

Final Motion to affirm the Community Development Director on all 4 points of the secondary variance based on the facts that were presented: Hodge Patel

Second: Adam D'Anella

Vote: 6-0

8. OLD BUSINESS

None

9. NEW BUSINESS

None – Board would like a draft agenda for the upcoming 2025 calendar year to review and approve by December.

10. ADJOURNMENT

Motion to Adjourn: Hodge Patel

Second: Billy Carman

Vote: 6-0

Persons needing special accommodations in order to participate in any City meeting should call 678.242.2500.