



City of Newberry Board of Adjustment

October 12, 2020
7:00 p.m.

25440 West Newberry Road
Newberry, Florida 32669

MINUTES

CALL TO ORDER

Mayor Marlowe called the meeting to order at 8:22 p.m. He will be leading this meeting for Chair Norfleet.

APPROVAL OF AGENDA

Mayor Marlowe asked for approval of the agenda.

Motion made by Commissioner Marden to approve agenda.

Seconded by Commissioner Clark.

Voting Yea: Commissioner Clark, Chair Norfleet,
Commissioner Marden

MOTION PASSED 3-0

QUORUM CHECK

Mayor

Jordan Marlowe

Commissioners

Mark Clark

Tim Marden

Paul Norfleet, virtual

City Attorney

Clay Martin, virtual

City Manager

Mike New

City Clerk

Judy Rice

Staff:

Director of Finance and Administration

Dallas Lee

Director of Planning and Economic Development

Bryan Thomas, virtual

Principal Planner

Wendy Kinser-Maxwell, virtual

Absent:

Commissioner

Monty Farnsworth

Commissioner

Ricky Coleman

APPROVAL OF MINUTES

1. September 28, 2020 Board of Adjustment Minutes

Mayor Marlowe asked for approval of the minutes.

Motion made by Commissioner Clark to approve the minutes.

Seconded by Commissioner Marden.

**Voting Yea: Commissioner Clark, Chair Norfleet,
Commissioner Marden**

MOTION PASSED 3-0

OLD BUSINESS

2. **A Petition to Allow the Rear Setback of lot 28 in Country Way of Newberry Phase I to be 3'2" Instead of 10' from the Property Line.**

Quasi-Judicial Public Hearing: Resolution 2020-42/Application V 20-02, a Petition by Michelle and David Jones, Owners, for a Variance to the Newberry Town Center Planned Development (PD) Zoning District Minimum Setback Requirements to Allow a Reduction in the Rear Yard Setback from a Minimum 10' to a Minimum 3'2" on lot 28 (Approximately .3 acre) in Country Way of Newberry Phase I, Located at 1926 SW 247th Way. The Purpose of the Request is to Allow the Back of an Existing Shed to extend 6'8" within the Recorded Rear Yard Setback.

Mayor Marlowe reviewed the quasi-judicial process.

Attorney Martin read Resolution 2020-42 by title only.

Mayor Marlowe asked for ex parte communication.

**Voting Nay: Commissioner Clark, Chair Norfleet,
Commissioner Marden**

Clerk Rice swore in Director Thomas, Principal Planner Kinser-Maxwell, and Ms. Michelle Jones, Applicant.

Mayor Marlowe read the Quasi-Judicial Procedures.

OPEN PUBLIC HEARING

Principal Planner Kinser-Maxwell provided the staff report.

Ms. Jones spoke briefly.

Principal Planner Kinser-Maxwell provided some history. Staff recommendation is to adopt Resolution 2020-42 with conditions as presented.

Mayor Marlowe asked for public comment. There was none.

There was no third-party intervenor.

CLOSE PUBLIC HEARING

Attorney Martin reminded the Commission of applicable law and factual findings.

**Motion made by Commissioner Clark to adopt
Resolution 2020-42.**

Seconded by Commissioner Marden.

**Voting Yea: Commissioner Clark, Chair Norfleet,
Commissioner Marden**

MOTION PASSED 3-0

MEETING ADJOURNMENT

Meeting adjourned at 8:51 p.m.

Signed and dated this 26th day of October 2020

Paul Norfleet, Chair

Judy S. Rice, City Clerk