Board of Adjustment Agenda

February 15, 2018 - 5:00 pm

Council Auditorium City Hall, 103 N. Perry St.

BOARD OF ADJUSTMENT MEMBERS

John Stanley, Chairman

K. T. Brown, Vice-Chairman

Beau Holmes

George C. Howell, Jr.

Steve Hughes

Bart Prince

Pickett Reese

Jennifer Shaw

Nathan Williams

Planning Controls Division 25 Washington Ave., 4th Floor Montgomery, AL 36104 (334)625-2722

I. Chairman's Message

II. Approval of Minutes from the January 18, 2018 meeting

February 15, 2018

<u>Item</u>	<u>File</u>	Petitioner Petitioner	Zone Zone	Location/Request	<u>Page</u>
1.	2018-002	Michael Kelly	R-75-s	4024 Faunsdale Drive (Accessory structure)	1
2.	1998-092	John & Sharon Durie	R-65-s	2600 Chesterfield Court (Accessory structure)	2
3.	2017-041	Dondi Williamson	T4-R	North Union Street (Exception to SmartCode)	3
4.	1981-028	Misty Overman	R-20-t	4633 Wares Ferry Road (Private school)	4
5.	2018-004	Goodwyn, Mills & Cawood	T4-R	South Court Street (Exception to SmartCode)	5
6.	2018-003	Nick Milner	R-100	7612 Arrowleaf Road (Addition to dwelling)	6
7.	2018-005	James Childs	R-85	1918 Brookstone Drive (Addition to dwelling)	7
8.	2018-006	Barrett Penney	R-60-m	728 Felder Avenue (Addition to dwelling)	8
9.	2018-007	Jeff Cook	T4-R	523 Pleasant Avenue (Exception to SmartCode)	9

The next Board of Adjustment meeting is on March 15, 2018

1. BD-2018-002 PRESENTED BY: Michael Kelly

REPRESENTING: Same

SUBJECT: Request a side yard variance, separation between structures variance(s), and a coverage variance for three (3) existing accessory structures located at 4024 Faunsdale Drive in an R-75-s (Single-Family Residential) Zoning District.

REMARKS: This request is being made to give the petitioner permission to maintain three (3) accessory structures totaling 1,755 sq. ft., whereas 675 sq. ft. is allowed.

(see aerial map to show locations of each building)

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Building "A" (garage) – 640 sq. ft.
Building "B" (storage building) – 240 sq. ft.
Building "C" (carport cover) – 875 sq. ft.
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Building "A" comes within 2 ft. 10 in. of the side property line and Building "C" comes within 1 ft. 7 in. of the side property line, whereas 5 ft. is required. Building "A" comes within 7 ft. 3 in. of Building "C" and within 7 ft. of Building "B", whereas a 10 ft. separation is required from both. Building "C" also comes within 3 ft. 4 in. of the main dwelling, whereas a 10 ft. separation is required.

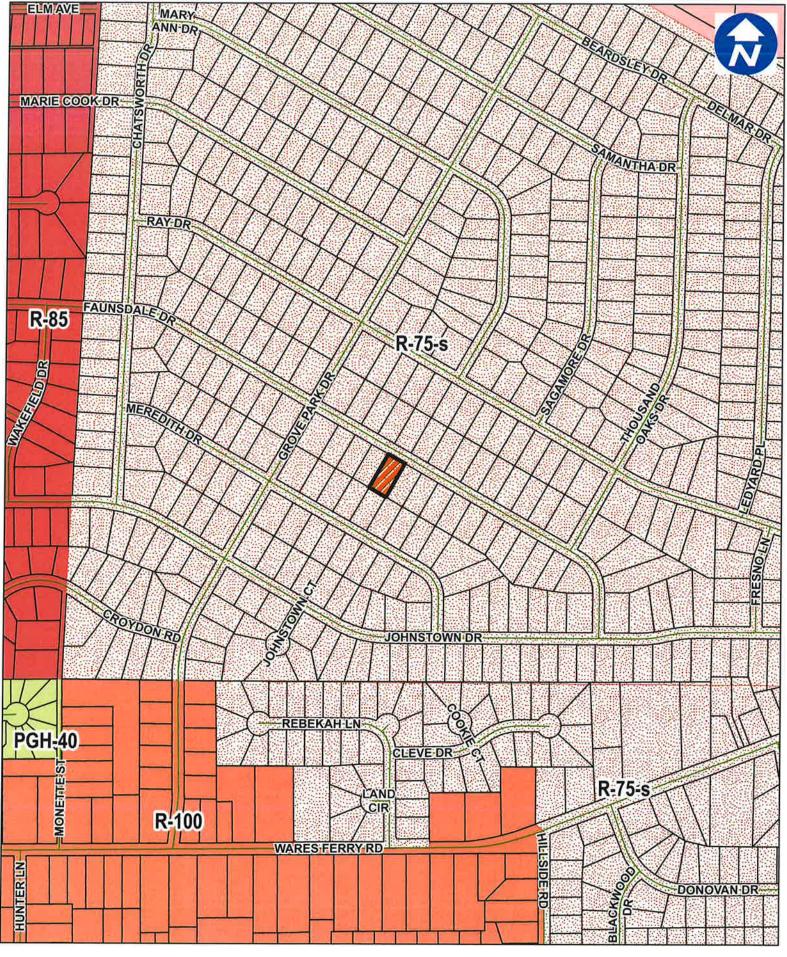
The variances requested are:

- 1,080 sq. ft. coverage variance;
- 3 ft. 5 in. side yard variance (covers Buildings "A" and "C");
- 3 ft. separation between structures variance (covers all the separation between structures variances).

COMPLAINT

This request was delayed at the January 18, 2018 meeting.

COUNCIL DISTRICT: 2			
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COMMENTS		TX	
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ACTION TAKEN.	0		



Site 🧾

1 inch = 400 feet Item ___/A



Site Location

1 inch = 30 feet

Item No.______|B___

2. BD-1998-092 PRESENTED BY: John & Sharon Durie

REPRESENTING: Same

COUNCIL DISTRICT: 9

SUBJECT: Request a street side yard variance for an accessory structure in the required street side yard located at 2600 Chesterfield Court in an R-65-s (Single-Family Residential) Zoning District.

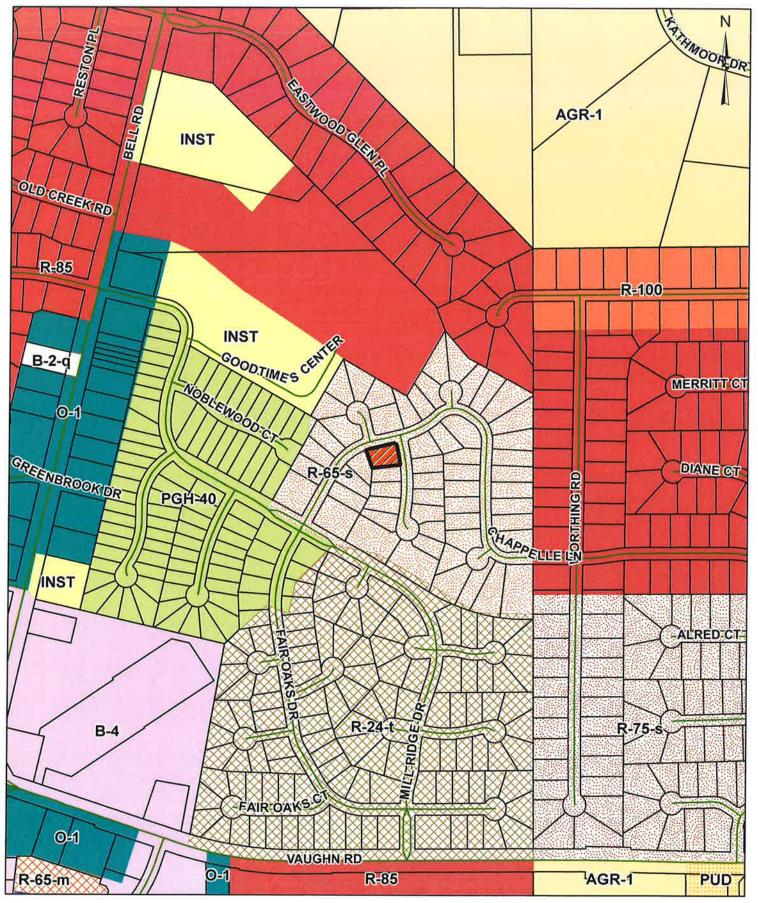
REMARKS: This request is being made to give the petitioner permission to maintain an accessory structure that comes within 1 ft. of the street side property line (Chappelle Lane), whereas a 30 ft. street side yard is required.

On June 4, 1998, the Board of Adjustment approved a 20 ft. street side yard variance for the privacy fence, which was constructed closer than the granted variance; therefore an additional 9.6 ft. street side yard variance is required.

The request is a 29 ft. street side setback variance for the existing accessory structure.

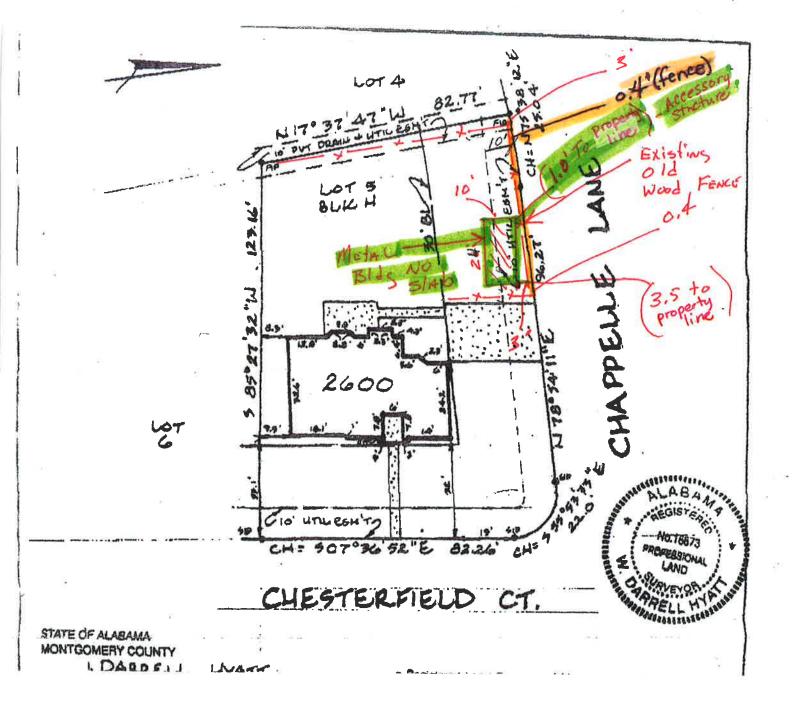
At the last meeting on January 18, 2018, the Board of Adjustment approved an additional 9.6 ft. street side yard variance for the existing privacy fence. The remainder of the request above was delayed.

COMMENTS	*	G4	
ACTION TAKEN:	·		

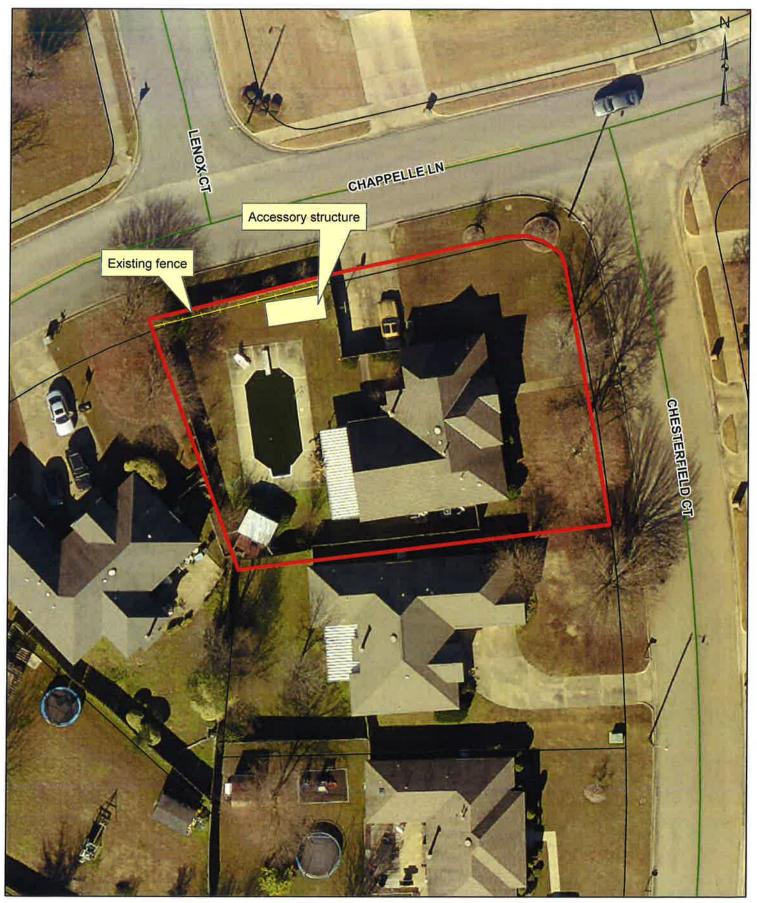


Site Location

1 inch = 400 feet



2B



Site Location

1 inch = 30 feet

Item No.___2C ____

3. BD-2017-041 PRESENTED BY: Dondi Williamson

REPRESENTING: Norstar Development USA/MHA

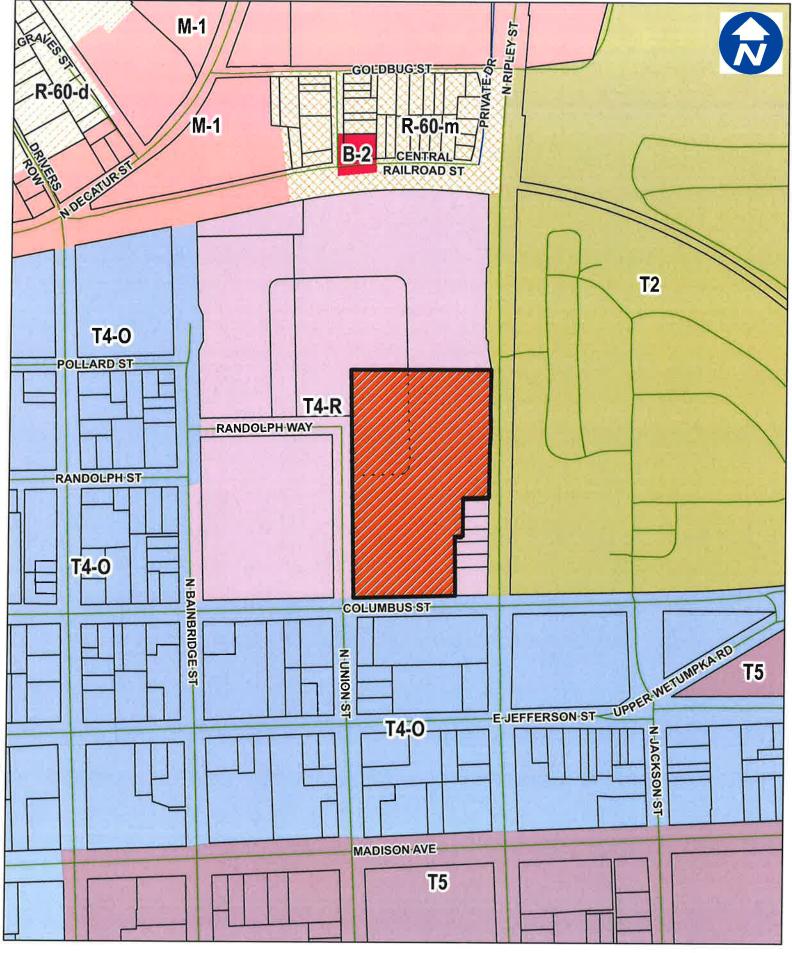
COUNCIL DISTRICT: 3

SUBJECT: Request an exception to SmartCode for a new monument sign to be located on the east side of North Union Street, approximately 410 ft. north of Columbus Street, in a T4-R (General Urban-Restricted) SmartCode Zoning District.

REMARKS: This request is being made to give the petitioner permission to construct a new monument ID sign at the North Union Street entrance into Columbus Square Phase II, whereas SmartCode Signage Standards do not permit monument signs. The sign will be 6 ft. 5 ½ in. in height and is approximately 22 ft. from the North Union Street property line.

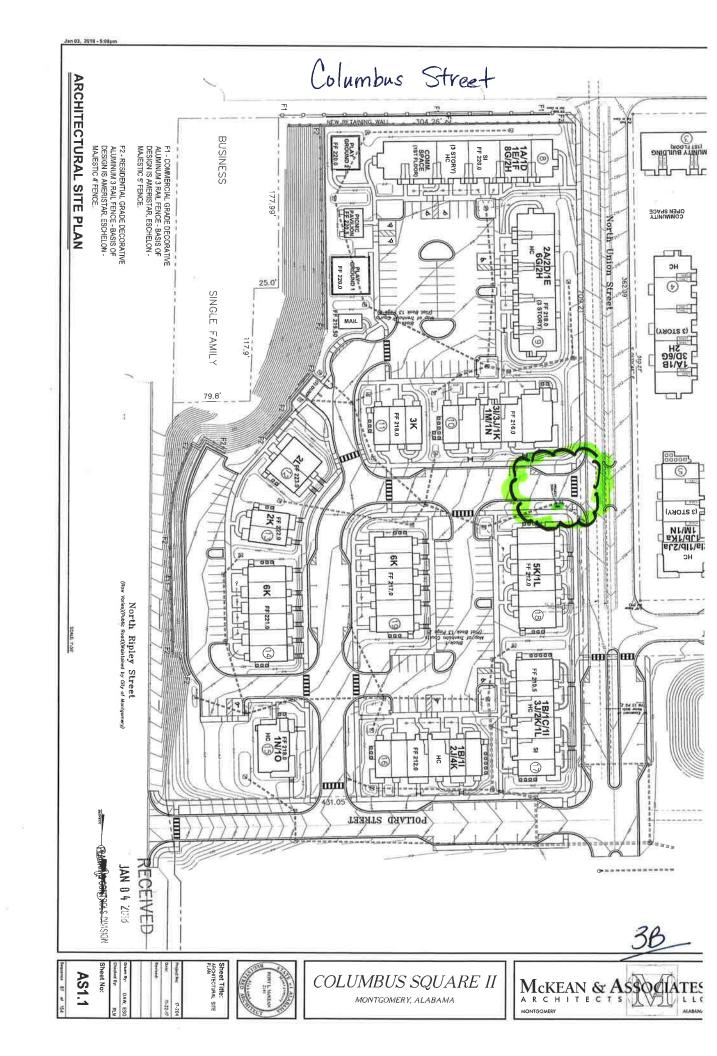
The request is an exception to allow a 6 ft. 5 ½ in. tall monument ID sign.

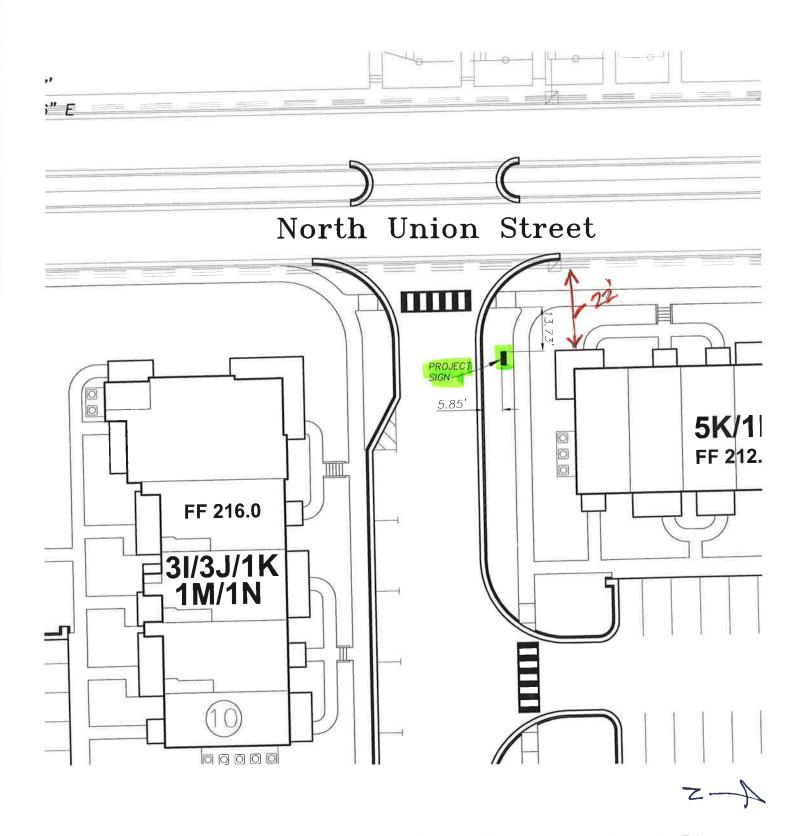
COUNCIL DISTRICT. 3	8	
COMMENTS		
ACTION TAKEN:	.=.	



Site 🎇

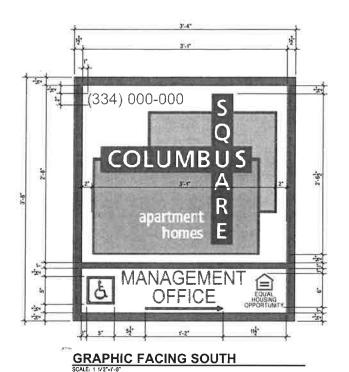
1 inch = 300 feet Item $\underline{\mathcal{SA}}$





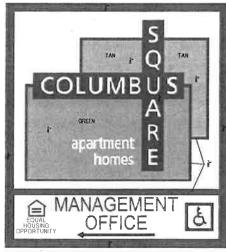
Columbus Square II - Site Entry Project Sign

3C



CMYK PERCENTAGES FOR GRAPHICS COLORS:

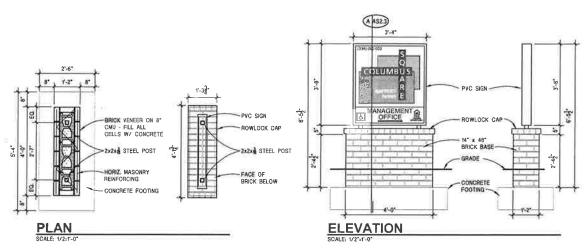
GREEN: 20 CYAN - 0 MAGENTA - 20 YELLOW - 20 BLACK TAN: 15 CYAN - 22 MAGENTA - 47 YELLOW - 0 BLACK GRAY: 51 CYAN - 48 MAGENTA - 43 YELLOW - 12 BLACK

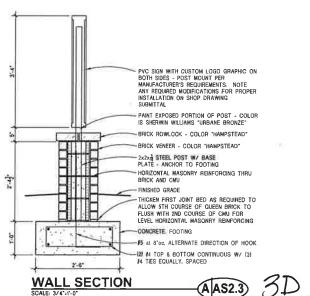


UNLESS OTHERWISE NOTED, SHADED AREAS ARE GRAY.

P - INDICATES RAISED THICKNESS ABOVE BACKGROUND ALL LETTERS ARE RAISED & ABOVE ADJACENT SURFACE

GRAPHIC FACING NORTH





PROJECT SIGN



1 inch = 200 feet Item ______ 4. BD-1981-028 PRESENTED BY: Misty Overman

REPRESENTING: Alabama Christian Academy

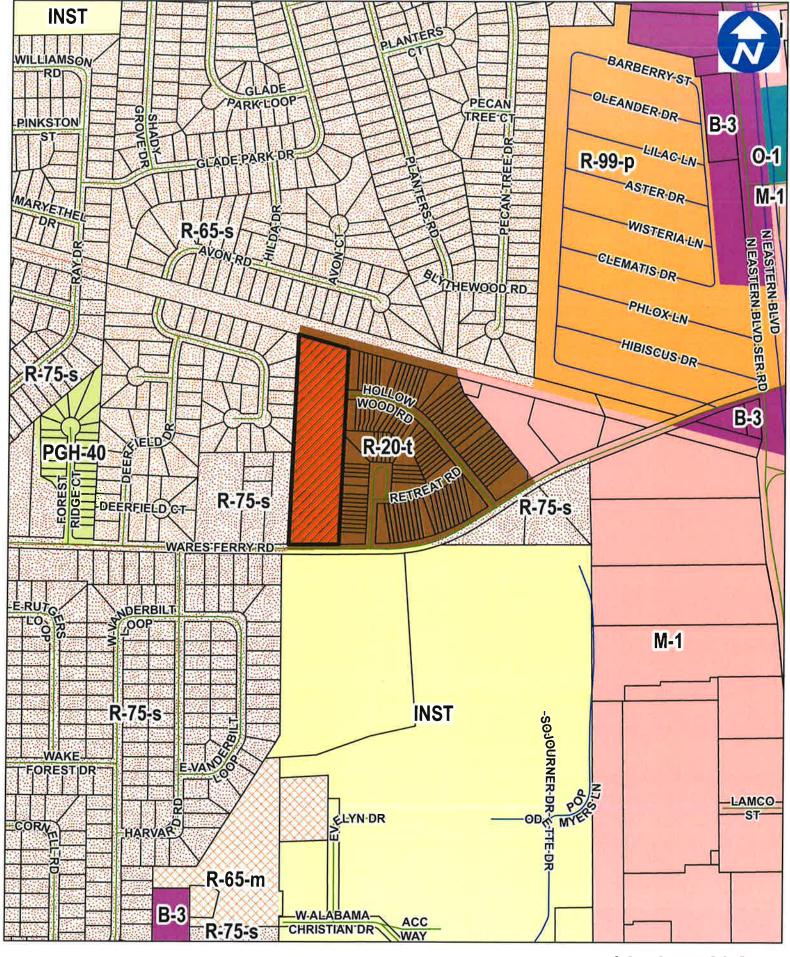
SUBJECT: Request a special exception for a private school to be located at 4633 Wares Ferry Road in an R-20-t (Townhouse) Zoning District.

REMARKS: This request is being made to give the petitioner permission to use a 6.3 acre parcel of land for a private school and recreational fields in conjunction with the existing school (Alabama Christian Academy) across the street on the south side of Wares Ferry Road. The petitioner is looking at three options for the existing structure: (1) after school care for current grade levels (K4-12); (2) storage; or (3) remove the house altogether. There will be a practice field at the front of the property, a practice field and track at the rear of the property, and in the center will either be a softball field (Option 1) or future elementary or arts center (Option 2). There is one (1) existing access drive on the east side of the property and one (1) proposed access drive on the west side of the property.

The request is a special exception of 6.3 acres for a private school.

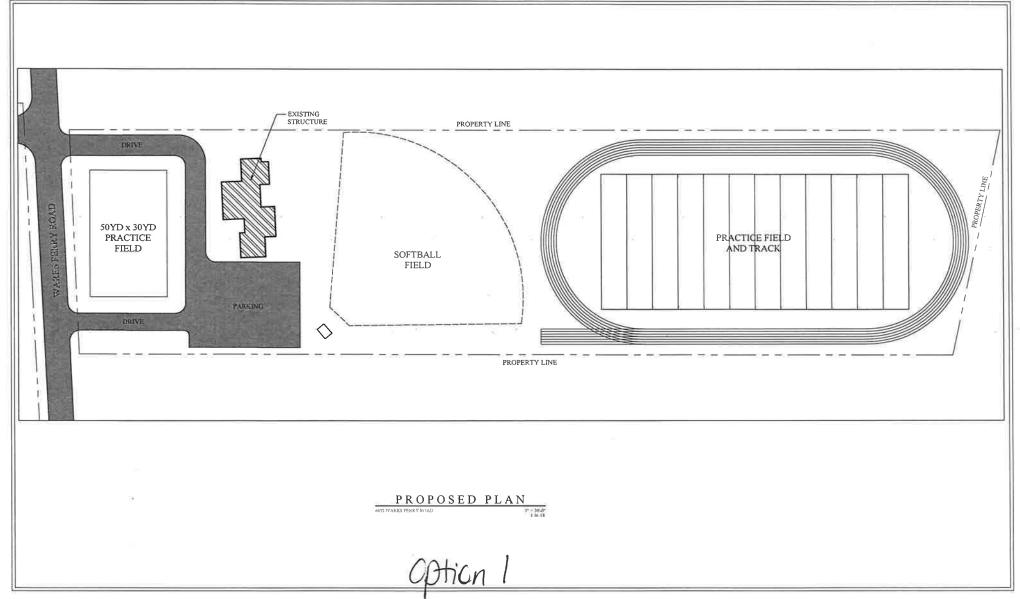
COUNCIL DISTRICT: 2

COMMENTS			
ACTION TAKEN	N	a)	

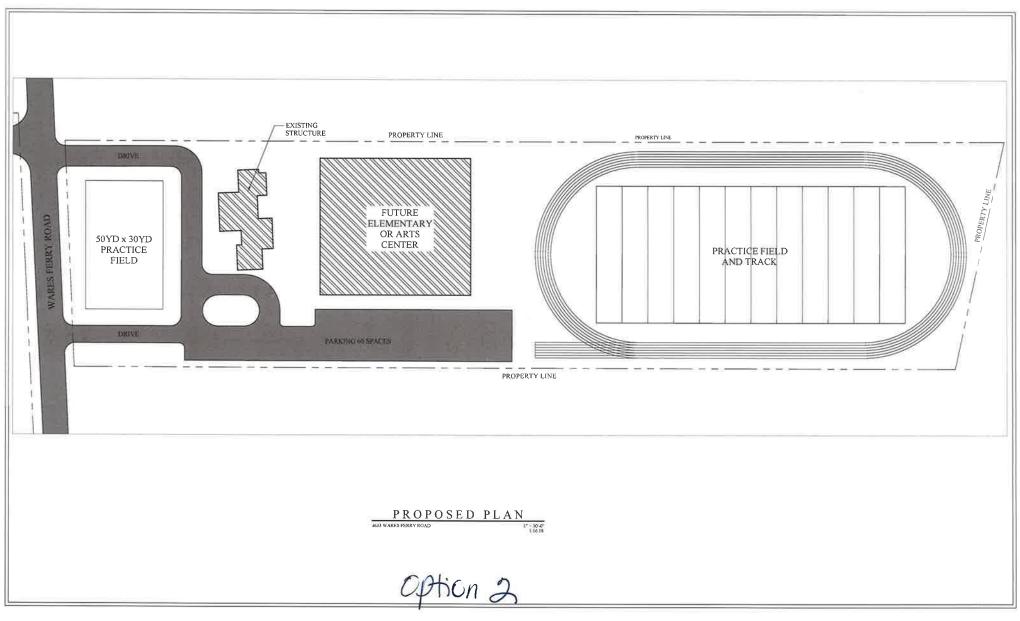


Site 🧾

1 inch = 500 feet Item $\angle \mathcal{A}$











1 inch = 200 feet Item 4D

5. BD-2018-004 PRESENTED BY: Goodwyn, Mills & Cawood

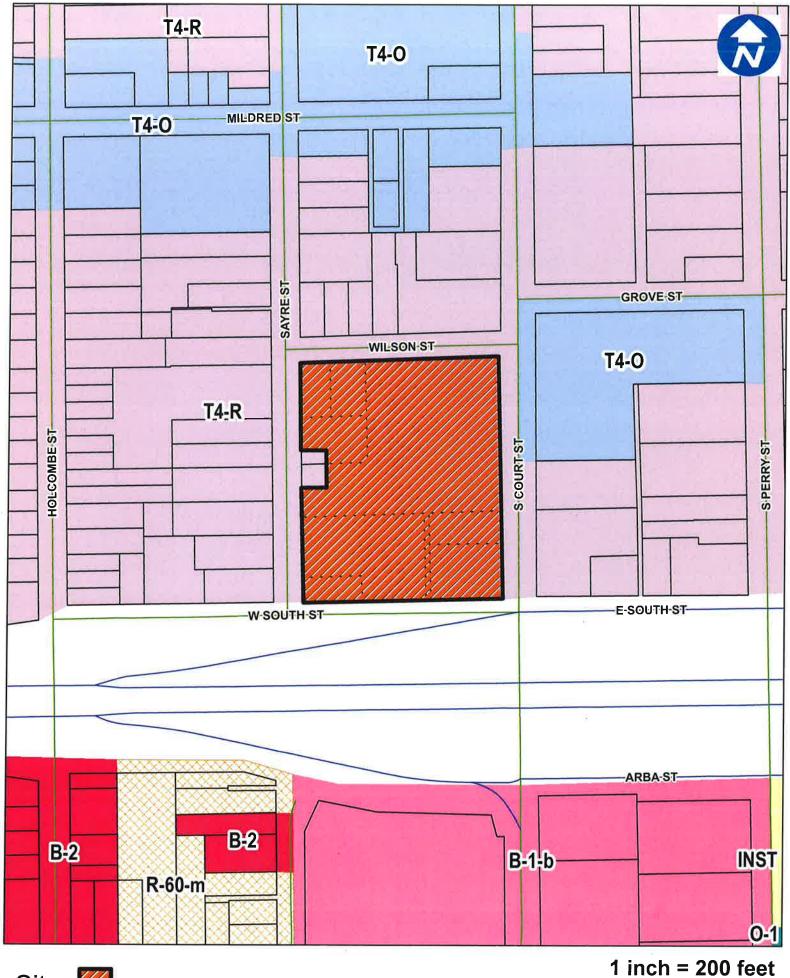
REPRESENTING: Montgomery Area Chamber of Commerce Foundation, Inc.

SUBJECT: Request an exception to SmartCode for the lot width for (2) two proposed lots to be located at the northwest intersection of South Court Street and West South Street in a T4-R (General Urban-Restricted) SmartCode Zoning District.

REMARKS: This request is being made to give the petitioner permission to plat Lot "A" which runs 419.90 ft. along the south side of Wilson Street, and Lot "B" which runs 417.27 ft. along the north side of West South Street, whereas a 150 ft. lot width is allowed.

The requests are 269.90 ft. lot width exception to allow Lot "A" to be 419.90 ft. in width; and a 267.27 ft. lot width exception for Lot "B" to be 417.27 ft. in width.

COUNCIL DISTRICT: 7			
COMMENTS		×	
ACTION TAKEN:	8		



1 inch = 200 feet Item $\underline{5A}$



VICTNITY ISSE

SAYRE STREET (60' PAVED PUBLIC ROW)

100000 12.27 LOT A-1 2.969 Ac. ± 129336 S.F.± MER SE SPE Found Hole In Constrain LOT B-1 0.991 Ac.± 73157 S.F.± SOUTH STREET (60' PAVED PUBLIC ROW)

WILSON STREET (50' PAVED PUBLIC ROW)



Peoples of Personal Nation (Peoples Mongage Inc. Ped No. 2 (PB 43 PG 162)

Map of BUSINESS RESOURCE CENTER PLAT NO. 2

Being is Replist of Lots: A sind B, Regions Mortgage Inc., Pikil No., 2 (PB 43, PG 162) and Pontons of this G.E., Allon Fist (MB 0, PG 238) Lying In the Northwest Owner of Section 13, T-16-N, R-17-E

Goodwyn, Mills & Cawood, Inc. Engineers - Architects - Planners - Surveyors

Montgornery, Alabama 3611 Office (334) 271-3200 Fax (334) 272-1566

NOVEMBER, 2017



O FOUND IRON PIN

B FOUND CONCRETE HOWAVENT Y FOUND HOLD IN CONCRETE

SET 1/2" REBAR (CMC CAP CA00156)

MONE !

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STATE OF ALABAMA)

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THE MONTGOWERT AREA CHANGES OF COMMERCE FOUNDATION, INC.

STATE OF ALABAMA)

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STATE OF ALABAMA; MONTGOMERY COUNT

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RECK CLAY REG. 2565 I

MONTGOMERY COUR

THIS PLAT WAS SUBMITTED TO THE CITY PLANNING COMMISSION OF MONTGOMERY, ALABAMA. ON DECEMBER 14. 2017 AND IS APPRIOVED ACCORDING TO THE CODE OF ALABAMA 11-52-32.

THOMAS M. TYSON, JR. EXECUTIVE SECRETARY

DATE



1 inch = 100 feet Item ____5<u>C</u>___

6. BD-2018-003 PRESENTED BY: Nick Milner

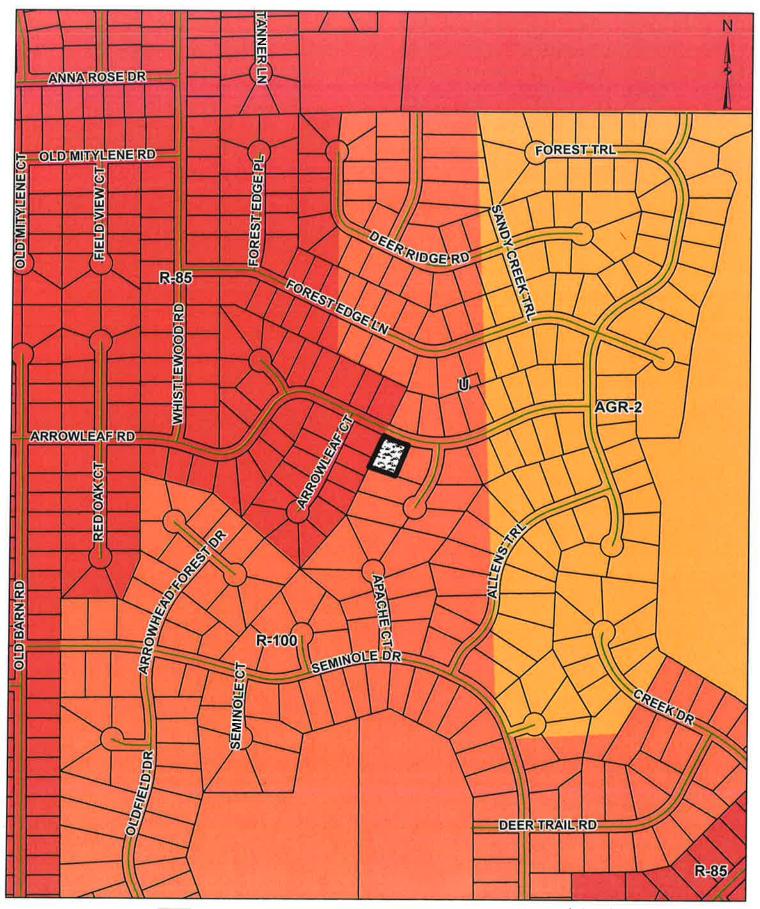
REPRESENTING: Johnathan Waters

SUBJECT: Request a rear yard variance for an addition to a dwelling located at 7612 Arrowleaf Road in an R-100 (Single-Family Residential) Zoning District.

REMARKS: This request is being made to give the petitioner permission to construct an addition that will come within 17 ft. of the rear property line, whereas 30 ft. is required.

The variance requested is a 13 ft. rear yard variance.

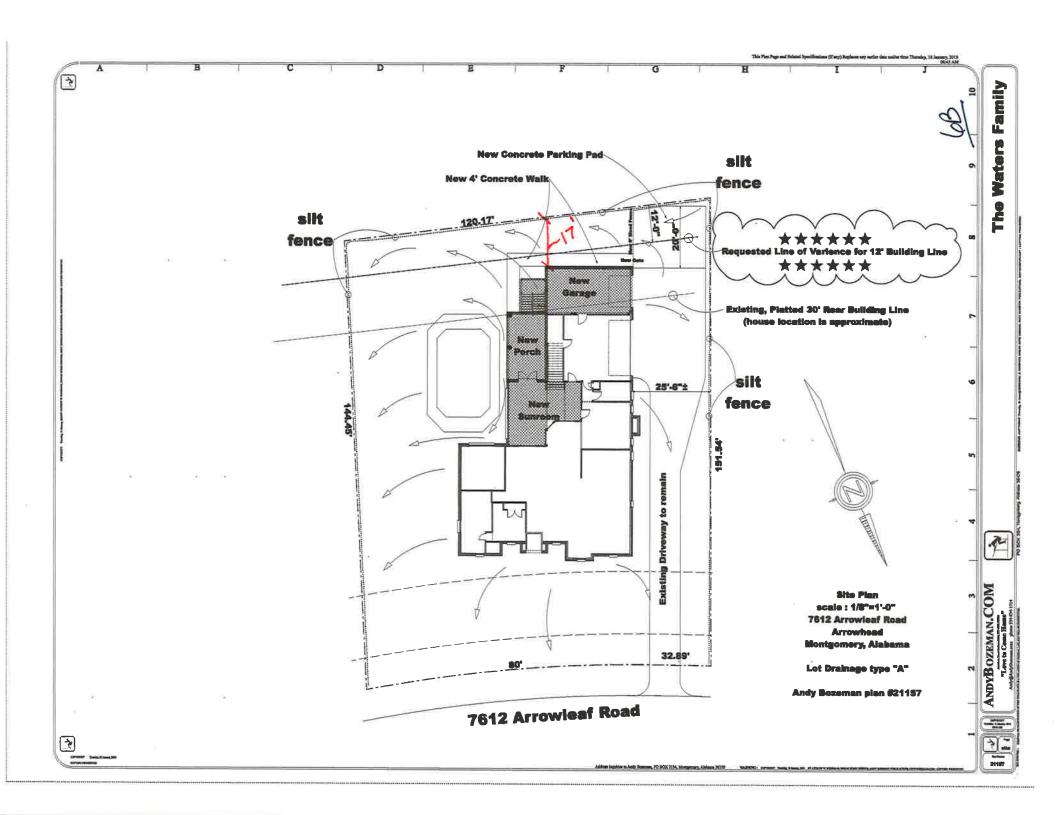
COUNCIL DISTRICT: 1					
COMMENTS		60	2		===
ACTION TAKEN:	×				

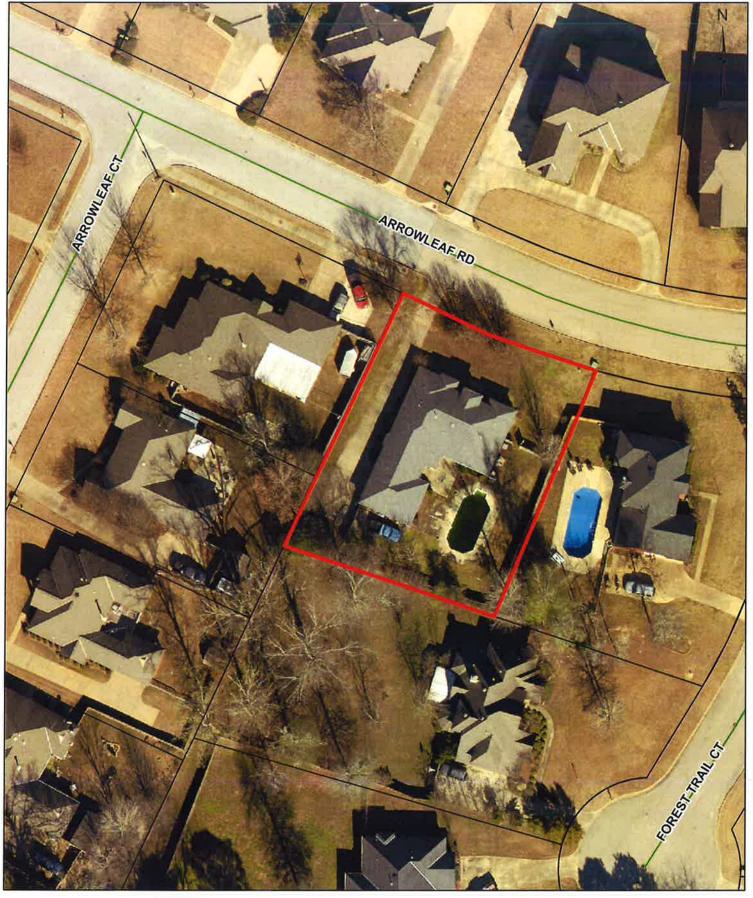


Site Location 📆

1 inch = 400 feet

Item No.____*(oA*____





Site Location

1 inch = 50 feet

Item No. 6C

7. BD-2018-005 **PRESENTED BY:** James Childs

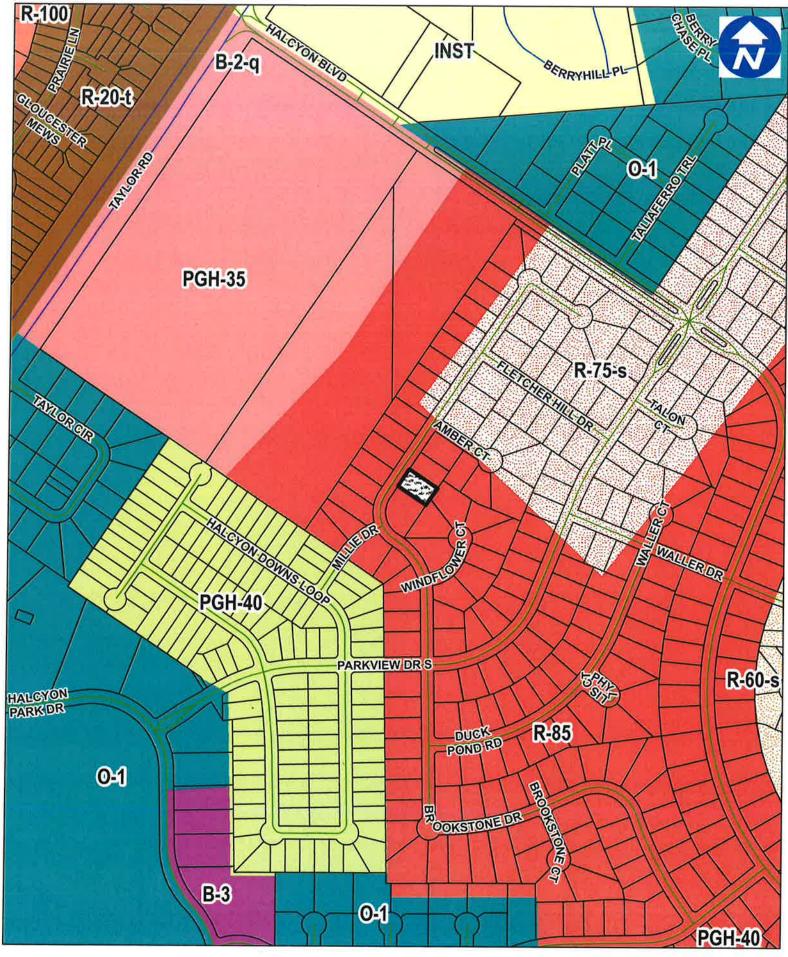
REPRESENTING: Same

SUBJECT: Request a rear yard variance for an addition to a dwelling located at 1918 Brookstone Drive in an R-85 (Single-Family Residential) Zoning District.

REMARKS: This request is being made to give the petitioner permission to construct an addition to come within 6 ft. of the rear property line, whereas 30 ft. is required.

The variance requested is a 24 ft. rear yard variance.

COUNCIL DISTRICT: 9		
COMMENTS		
ACTION TAKEN:		



85' 6Ft. 30 New 181 1918 Brookstore Dr 173 & 85' -> Brookstone Drive



1 inch = 30 feet Item _______ 8. BD-2018-006 **PRESENTED BY:** Barrett Penney, AIA

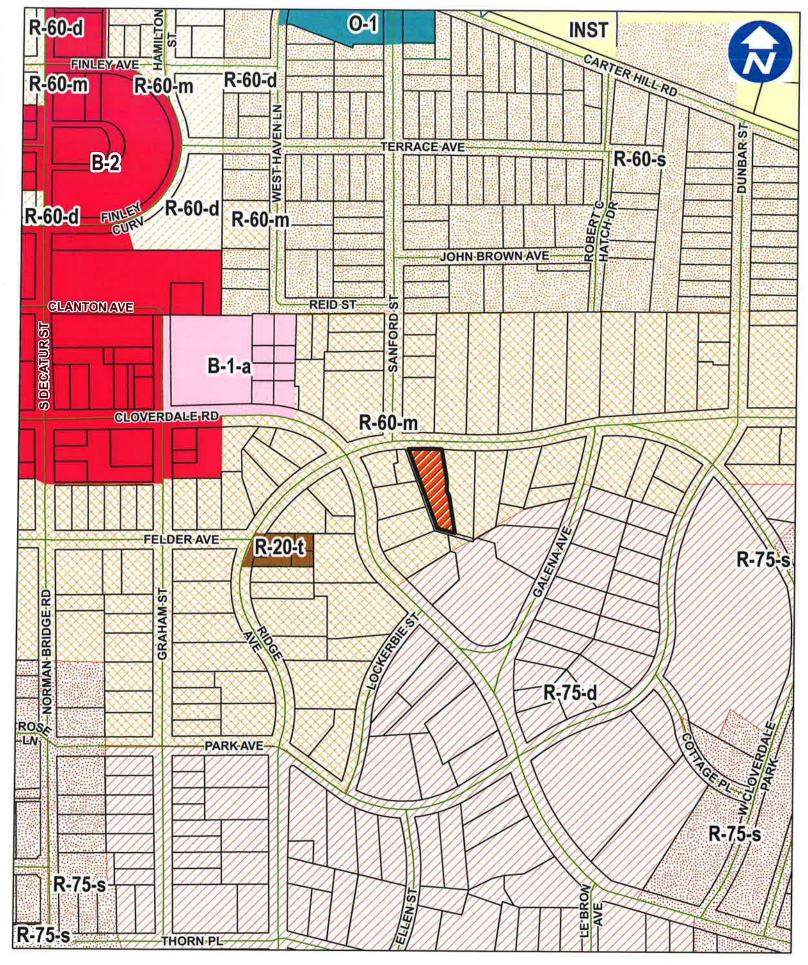
REPRESENTING: Dr. Brian Richardson

SUBJECT: Request a side yard variance for an addition to a dwelling located at 728 Felder Avenue in an R-60-m (Multi-Family Residential) Zoning District.

REMARKS: This request is being made to give the petitioner permission to construct an attached porte-cochere to come within 2 ft. of the side property line, whereas 10 ft. is required.

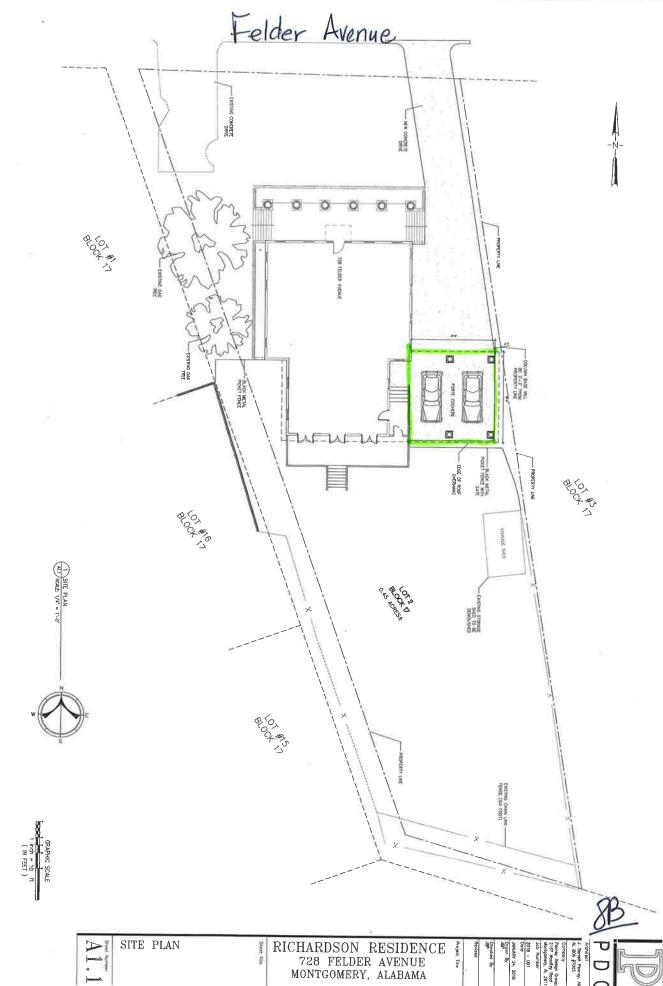
The variance requested is an 8 ft. side yard variance.

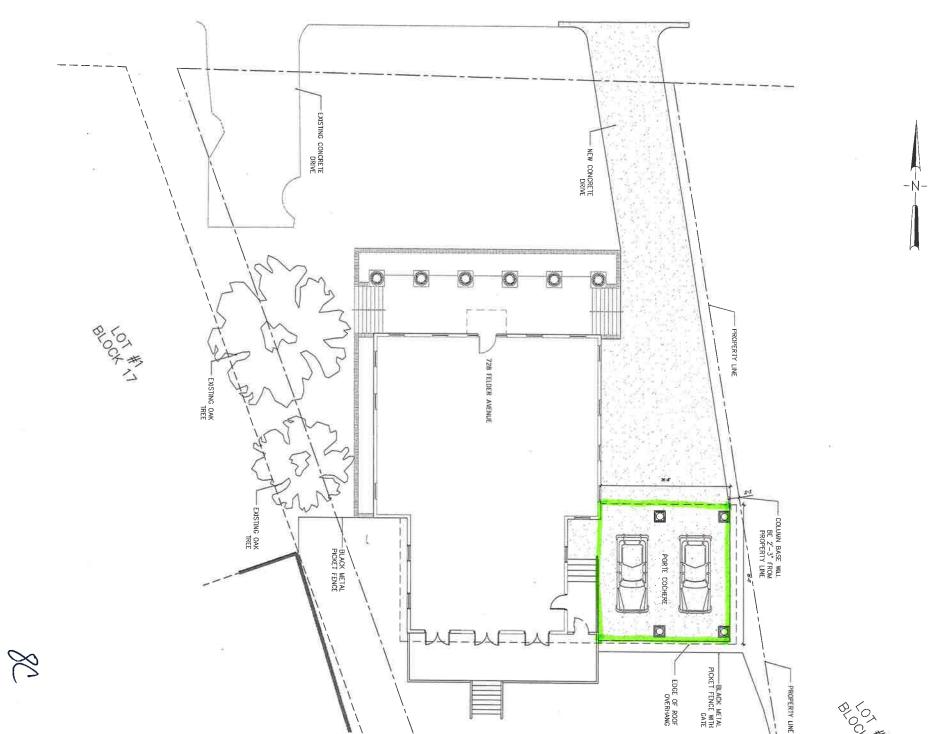
COUNCIL DISTRICT: 7	*
COMMENTS	
ACTION TAKEN:	



Site //

1 inch = 300 feet Item _________







Site Location

1 inch = 40 feet

Item No.____ 3D__

9. BD-2018-007 PRESENTED BY: Jeff Cook

REPRESENTING: Charter Communications.

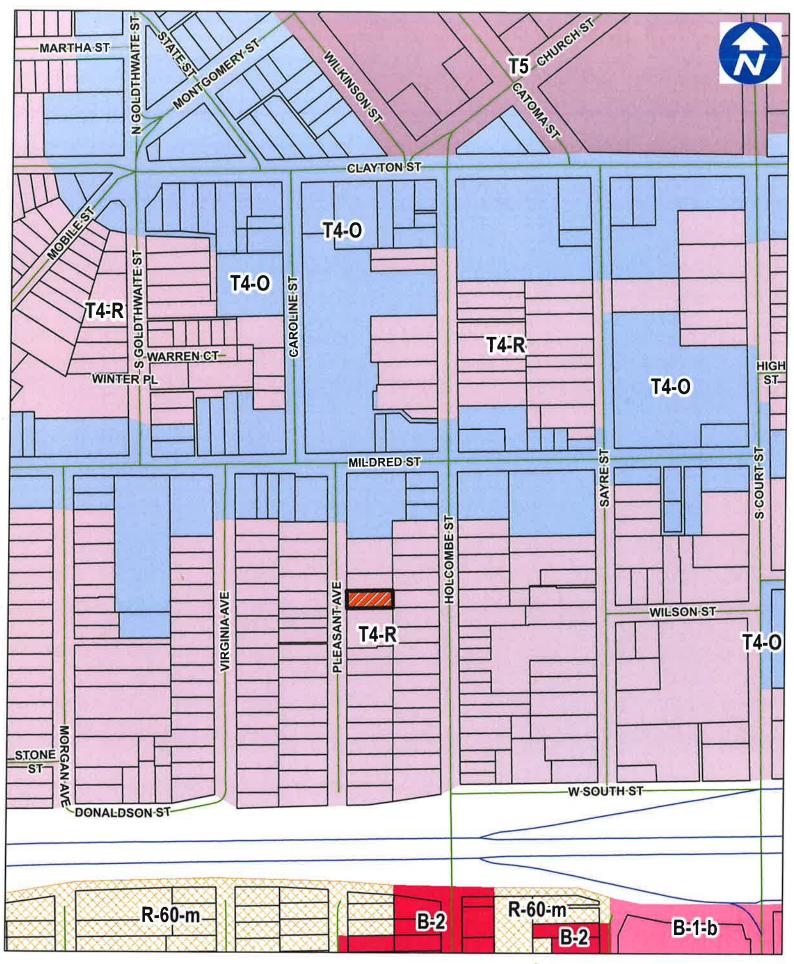
COUNCIL DISTRICT: 7

SUBJECT: Request an exception to SmartCode to expand a communications facility located at 523 Pleasant Avenue in a T4-R (General Urban-Restricted) SmartCode Zoning District.

REMARKS: This request is being made to give the petitioner permission to make a 382 sq. ft. addition to an existing 240 sq. ft. equipment shelter. Additional scope of work will be the relocation and replacement of the generator, driveway improvements and the addition of a screening fence.

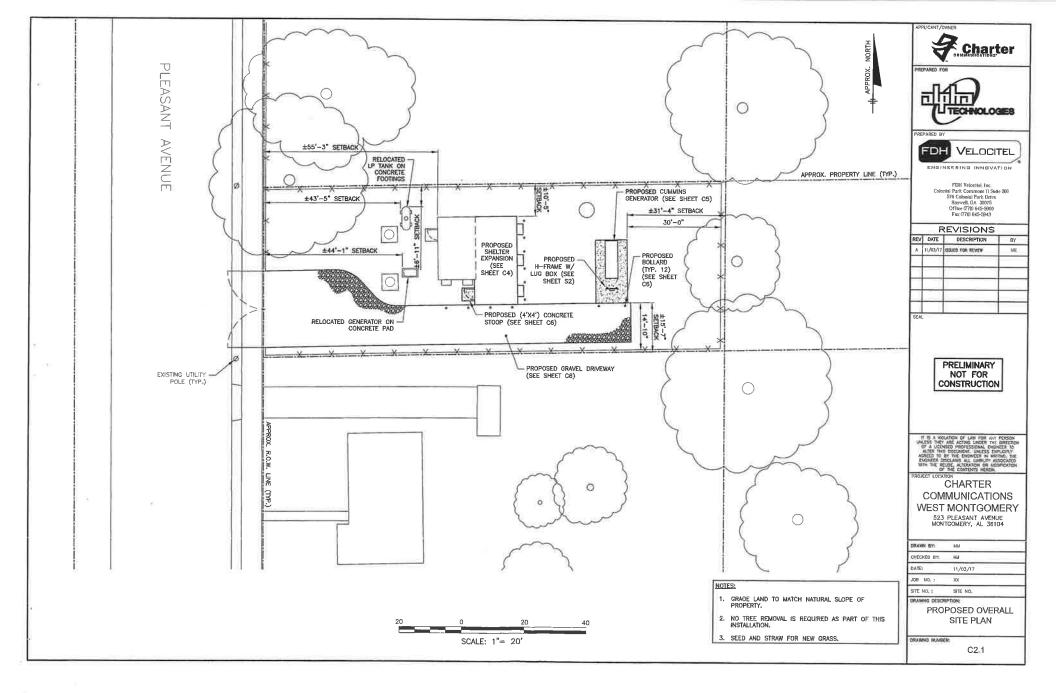
The request is an exception to expand a communications facility.

COMMENTS	0		
ACTION TAKEN:			



Site 💹

1 inch = 300 feet Item QA







1 inch = 50 feet Item ______