BOARD OF ADJUSTMENT MEETING AGENDA

September 19, 2024 – 5:00 p.m.

Council Auditorium, 103 N. Perry St., Montgomery, AL

MEMBERS

John Stanley, *Chairman*George Howell, *Vice-Chairman*

Diane Burke

Quentin Burke

Beau Holmes

Blake Markham

Bart Prince

Pickett Reese

Barry Robinson

Warren Adams Executive Secretary



CITY OF MONTGOMERY, ALABAMA

I. Chairman's Message

II. Approval of Minutes from the August 15, 2024 meeting.

September 19, 2024

<u>Item</u>	File#	Applicant	Zoning	Location/Request	<u>Page</u>
1.	2024-026	Jeffcoat Engineers & Surveyors	M-1	1424 East Washington Street (Front & Side yard variances)	1
2.	2024-024	Florida Certified Sign Erectors	T5	400 North Perry Street (Exception to SmartCode)	2
3.	2024-025	Florida Certified Sign Erectors	T5	155 Columbus Street (Exception to SmartCode)	3
4.	2024-027	Larry E. Speaks & Associates	B-2	230 Landmark Drive (Parking variance)	4
5.	2024-022	Jeffrey W. Record	AGR-1	830 Snowdoun Chambers Road (Plumbing in accessory structure)	5

The next Board of Adjustment meeting is on October 17, 2024

BD-2024-026 PRESENTED BY: Jeffcoat Engineers & Surveyors

REPRESENTING: Pilgrim Rest Missionary Baptist Church

SUBJECT: Request front and side yard variance for a storage building to be located at 1424 East Washington Street in an M-1 (Light Industry) Zoning District.

REMARKS: This request is being made to give the petitioner permission to erect a 120 sq. ft. storage building. The building will come within 7 ft. 6 in. of the front property line (East Washington Avenue) and within 1 ft. 3 in. of the east side property line (Main Street), whereas as 35 ft. is required from all property lines.

The request is a 27 ft. 6 in. front yard variance and a 33 ft. 9 in. side yard variance.

CITY COUNCIL DISTRICT: 3

Variance Request Part II

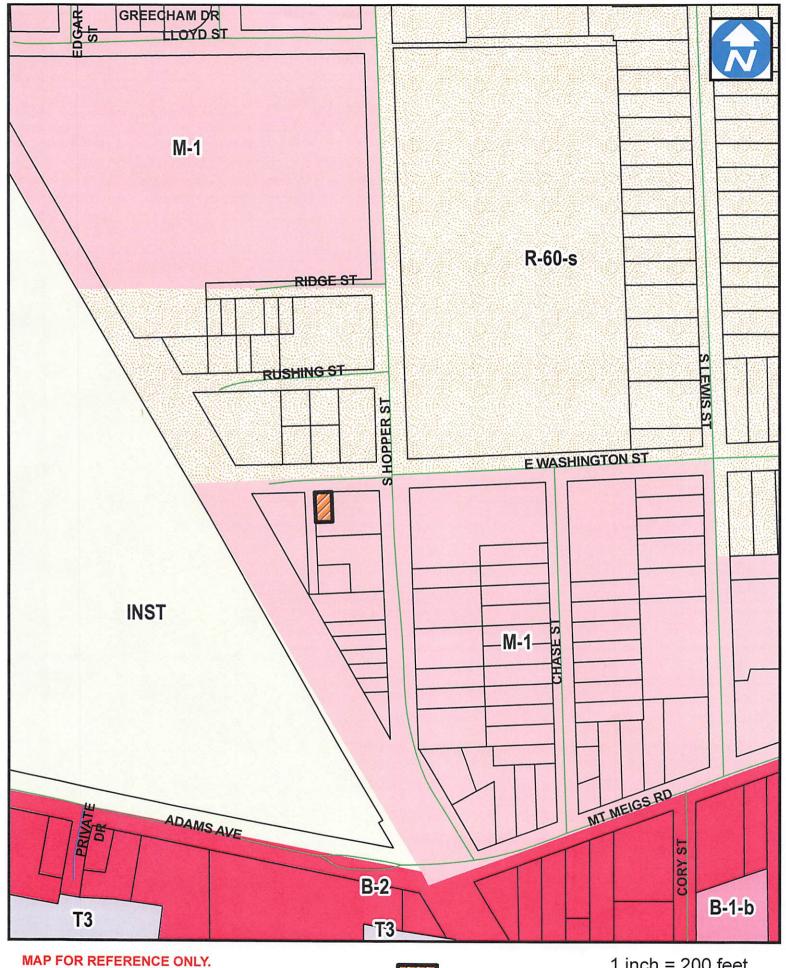
Physical Location: 1550 B. WAShinton

A variance is a deviation from the terms of the Zoning Ordinance that apply to a particular property. Variances may be appropriate where strict application of the regulations would create a hardship on the owner, due to unusual circumstances such as parcel shape, size or topography.

To aid staff in determining that the required hardship findings can be made in this particular case, please answer the following questions with regard to your request. These findings must be made by the Board of Adjustment in order for a variance to be granted (please attach a separate sheet if necessary).

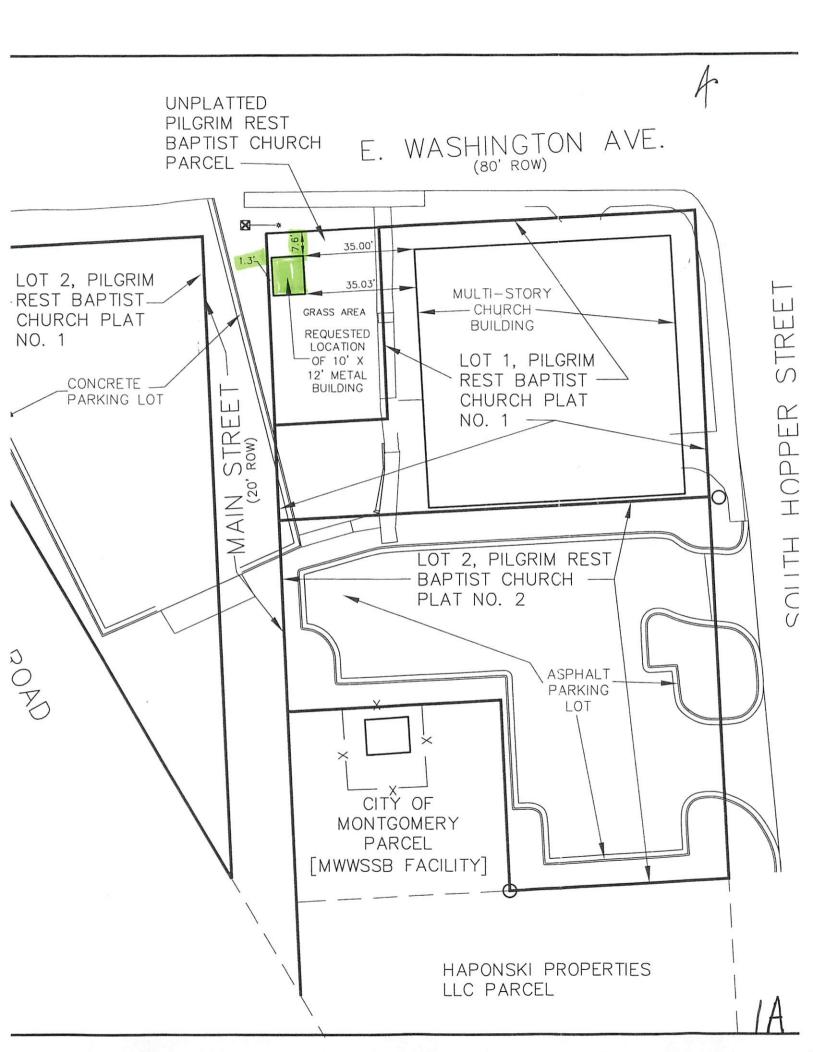
Article III, Section 3 (c) requires you to demonstrate that a hardship exists by providing all of the following:

1.	What special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district?
	The proposed location is
2.	What literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of the Zoning Ordinance?
	property lines
3.	Does the special conditions and circumstances result from the actions of the applicant? \mathcal{N}
4.	By granting the variance requested, will it grant to the applicant any special privilege that is denied by the Zoning Ordinance to other lands, structures, or buildings in the same district?



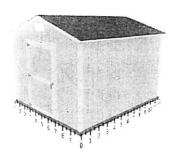


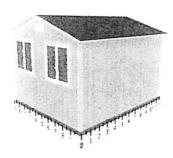
1 inch = 200 feet | |





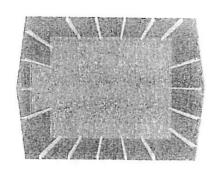
Pilgrim Rest BC C/C Gariesa Galbrearth 1550 E Washington Ave Montgomery AL 36107 Q8438355-8418091





Wall D

Wall A



Wall C

Wall B

Base Details/Permit Details

Building Size & Style

TR-700 - 10' wide by 12' long

Door

4' x 6'2" Single Shed Door, Left Hinge

Placement

Paint Selection

Base: No Paint, Trim: No Paint

Roof Selection

Nickel Gray 3 Tab

Drip Edge

White

Is a permit required for this job?

No,If local jurisdiction requires a permit, fees will be added before installation can take place

Optional Details

Windows

2 3'x3' Insulated Horizontal Sliding

Window

2 Ea 16"x8" Wall Vent - White

Jobsite/Installer Details

Do you plan to insulate this building after Tuff Shed installs it?

No

Is there a power outlet within 100 feet of installation location?

Yes

The building location must be level to properly install the building. How level is the install location?

Within 4" of level

Will there be 18" of unobstructed workspace around the perimeter of all four walls?

Yes

Can the installers park their pickup truck & trailer within approximately 200' of your installation site?

Yes

Substrate Shed will be installed on? Grass

Customer Signature:

BD25D50858DB4F4

_Date: _

2/6/2024



SITE ___

2. BD-2024-024 PRESENTED BY: Florida Certified Sign Erectors, LLC

REPRESENTING: Montgomery Downtown Redevelopment Authority (Residence Inn by Marriott)

SUBJECT: Request an exception to SmartCode for a new band sign to be located at 400 North Perry Street in a T5 (SmartCode-Urban Center) Zoning District.

REMARKS: This request is being made to give the petitioner permission to install a 5 ft. 15/16 in. high, internally lit LED band sign on the west façade, whereas a 3 ft. high externally lit band sign is allowed. Band signs are allowed to be 3 ft. in height by any length.

The request is an exception to SmartCode to allow a 5 ft. 15/16 in. high, internally lit LED band sign.

CITY COUNCIL DISTRICT: 3

Variance Request Part II

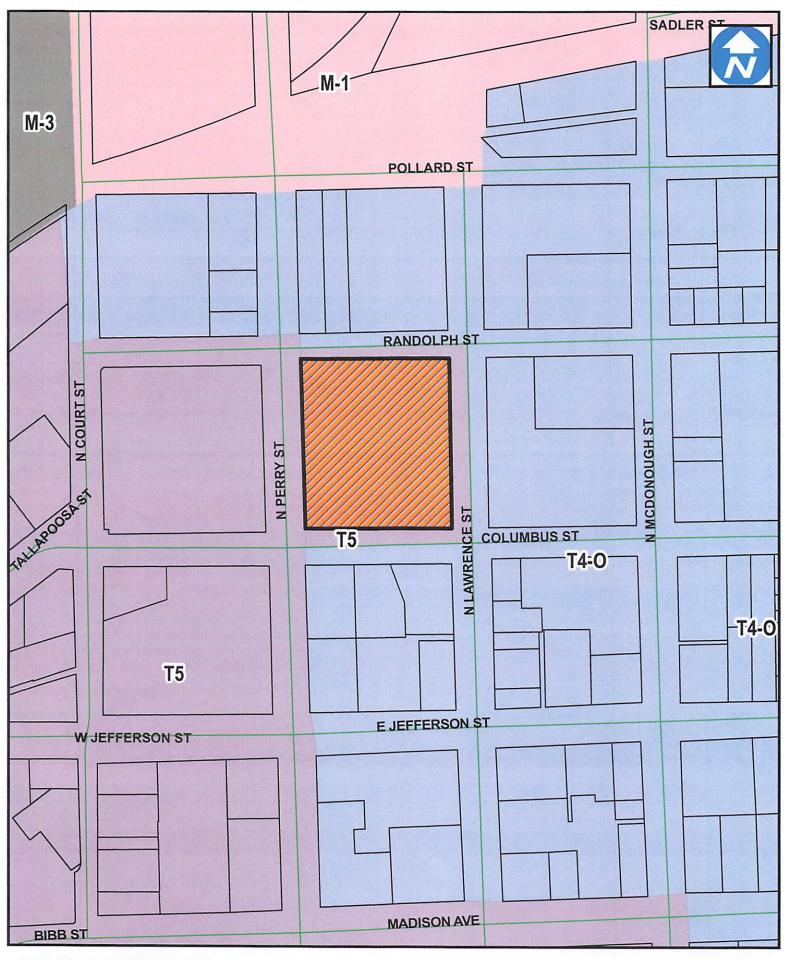
Physical Location: 400 N Perry STREET

A variance is a deviation from the terms of the Zoning Ordinance that apply to a particular property. Variances may be appropriate where strict application of the regulations would create a hardship on the owner, due to unusual circumstances such as parcel shape, size or topography.

To aid staff in determining that the required hardship findings can be made in this particular case, please answer the following questions with regard to your request. These findings must be made by the Board of Adjustment in order for a variance to be granted (please attach a separate sheet if necessary).

Article III, Section 3 (c) requires you to demonstrate that a hardship exists by providing all of the following:

CIC	This section 3 (c) requires you to demonstrate that a hardship exists by providing an or the following.			
1.	What special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district?			
	Proposed minimal size sign required for 6 story new hotel building - large structure.			
2.	Due to the height sign placement of the building & size of the building - increased sign height and lighting is essential for			
	roadway clear visibility especially without any ground sign. Parcel doesn't have adequate space to place the Main I.D. ground sign.			
2.	What literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of the Zoning Ordinance?			
	LED lighting essential due to the height placement on 6 story bldg.			
3.	Does the special conditions and circumstances result from the actions of the applicant?			
	Required for sign visibility with clarity for viewing by oncoming traffic.			
4.	By granting the variance requested, will it grant to the applicant any special privilege that is denied by the Zoning Ordinance to other lands, structures, or buildings in the same district?			
	No.			
	Hilton Tru Branding requirements for new Montgomery site.			

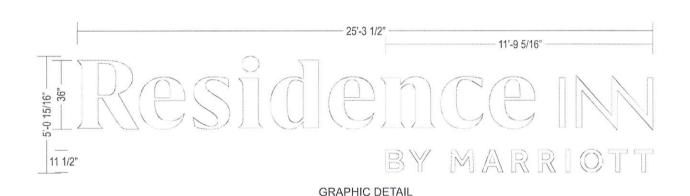




1 inch = 200 feet

Item _ 2___





SCALE: 1/4" = 1'-0"



LETTER PROFILE NOT TO SCALE

NIGHT VIEW-NTS

Residence INN



Persona Signs, LLC 700 21st Street Southwest P0 Box 210 Watertown, SD 57201-0210 1 800.843.9888 - www.personasigns.ci

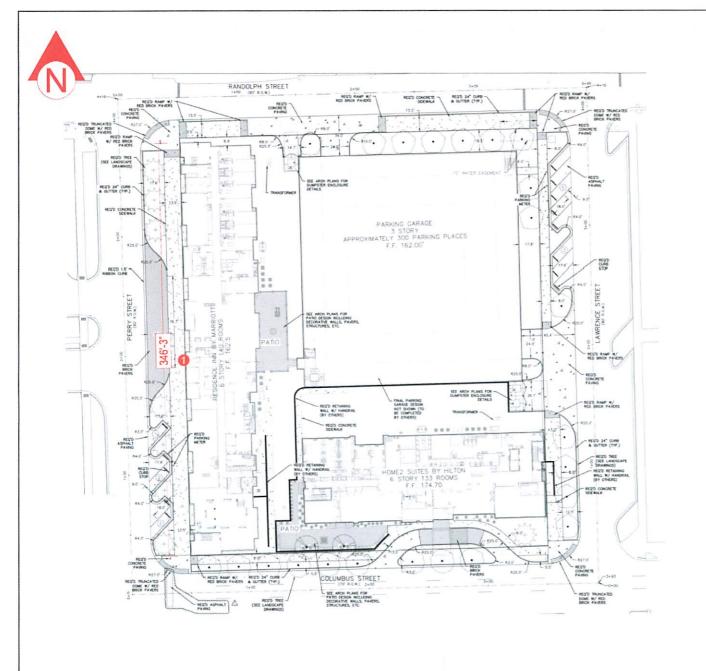
	Customer: RESIDENCE INN	Project No.: 451433	Request No.: 61824
	Location: MONTGOMERY, AL	Prepared By: AHD/CM	
om	File Name: 451433 - R2 - MONTGOMERY, AL	Date: 07/29/24	Revision:

This sign is intended to be installed in accordance with the requirements of Antole 600 of the National Electric Code within other applicable local codes. This includes proper provising and brinding of the sign.

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Customer Approval (Please Initial):

Approval Date:



RESIDENCE INN 400 N PERRY ST MONTGOMERY, AL 36104

PROPOSED SIGNS:

1 36" CHANNEL LETTER SET

	PRODUCTION AND ADDRESS OF THE PERSON ADDRESS OF THE PERSON AND ADDRESS OF THE PERSON ADDRE	
DC	TOO	00
	:150	
	SIGNS LIGHTI	NG IMAGE

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	Customer: RESIDENCE INN	Project No.: Request No. 451433 61824	1
	Location: MONTGOMERY, AL	Prepared By: AHD/CM	
m	File Name: 451433 - R2 - MONTGOMERY, AL	Date: Revision: 2	4 4

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Customer Approval (Please Initial);

Approval Date:





1 inch = 200 feet

Item _ 20

3. BD-2024-025 PRESENTED BY: Florida Certified Sign Erectors, LLC

REPRESENTING: Montgomery Downtown Redevelopment Authority (Home2 Suites by Hilton)

SUBJECT: Request an exception to SmartCode for two (2) new band signs to be located at 155 Columbus Street in a T5 (SmartCode-Urban Center) Zoning District.

REMARKS: This request is being made to give the petitioner permission to install two (2) new band signs on the façade, whereas a single external band sign is allowed. Band signs are allowed to be 3 ft. in height by any length. The proposed heights for the new signs are:

- Sign #1: 4 ft. 6-5/8 in. (south façade front of hotel)
- Sign #2: 5 ft. 8-5/16 in. (west façade side corner of hotel)

Both signs will be internally lit LED band signs, whereas externally lit band signs are allowed.

The request is an exception to allow a 4 ft. 6-5/8 in. band sign (south façade - front of hotel), and a 5 ft. 8-5/16 in. band sign (west façade - side corner of hotel), and to allow both signs to be internally lit LED band signs.

CITY COUNCIL DISTRICT: 3

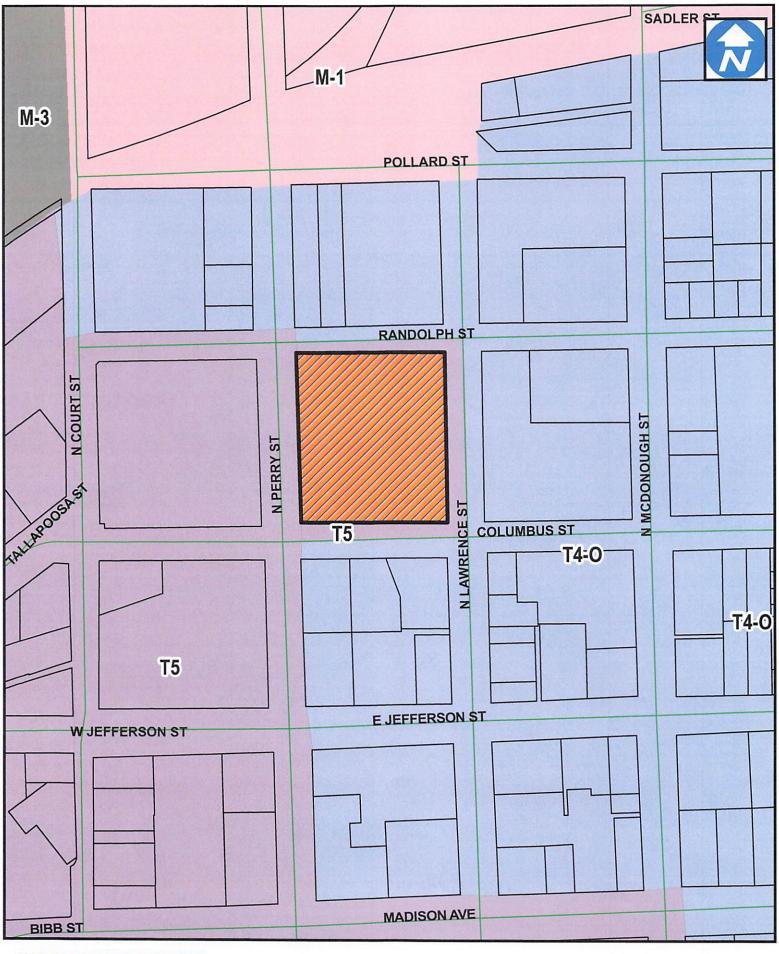
Variance Request Part II

Physical Location: 155 COLUMBUS STREET

A variance is a deviation from the terms of the Zoning Ordinance that apply to a particular property. Variances may be appropriate where strict application of the regulations would create a hardship on the owner, due to unusual circumstances such as parcel shape, size or topography.

To aid staff in determining that the required hardship findings can be made in this particular case, please answer the following questions with regard to your request. These findings must be made by the Board of Adjustment in order for a variance to be granted (please attach a separate sheet if necessary).

cle	III, Section 3 (c) requires you to demonstrate that a hardship exists by providing all of the following:		
1.	What special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district?		
	Proposed minimal size signage required for 6 story new hotel building.		
	Due to the size and height of the building - increased sign height and lighting essential for		
	roadway visibility especially without any ground sign. Not adequate space on the property to place Main I.D. ground sign.		
2.	What literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of the Zoning Ordinance?		
	LED lighting essential due to height placement on 6 story building		
	essential for traffic view - Main I.D. signage		
3.	Does the special conditions and circumstances result from the actions of the applicant?		
	No, essential for sign visibility with clarity for viewing by on-coming traffic.		
4.	By granting the variance requested, will it grant to the applicant any special privilege that is denied by the Zoning Ordinance to other lands, structures, or buildings in the same district?		
	See (Double-Tree by Hilton 120 Madison Ave, Montgomery, AL 36104) same district		
	increased height and illuminated		





1 inch = 200 feet

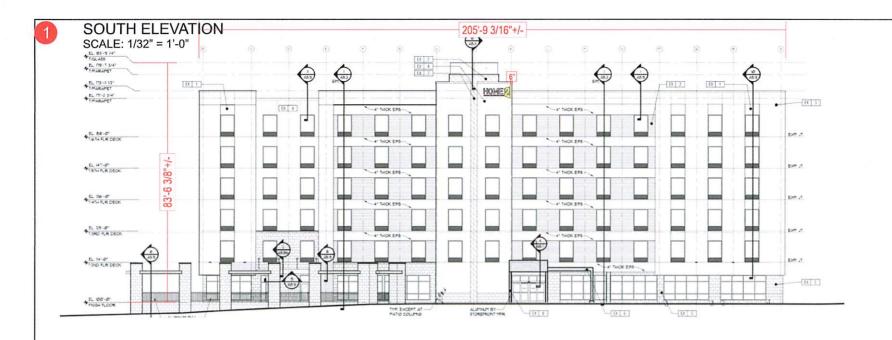
Item _____3_

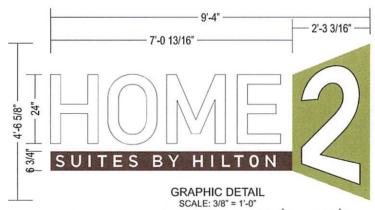




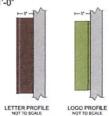
1 inch = 200 feet

Item <u>SA</u>









TECHNICAL SURVEY REQUIRED PRIOR TO PRODUCTION TO CONFIRM MEASUREMENTS



Persona Signs, LLC 700 21st Street Southwest PO Box 210 Watertown, SD 57201-0210

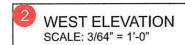
Customer:	Project No.:	Request No.:
HOME 2 SUITES	451431	62808
Location:	Prepared By:	
MONTGOMERY, AL	BS/VC/BS/AHD/VC	
File Name: 451431 - R8 - MONTGOMERY, AL	Date: 07/29/24	Revision: 8

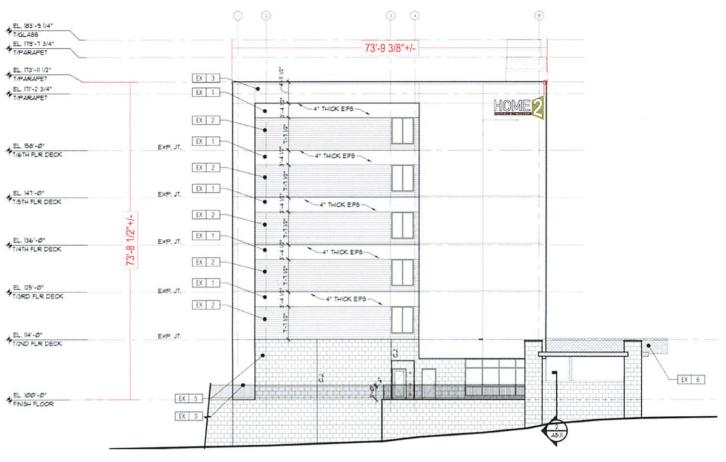
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sign is intended to be installed in accordance with the requirements die 600 of the National Electric Code and/or other applicable local s. This includes proper grounding and bonding of the sign.

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Approval Date:	











TECHNICAL SURVEY REQUIRED PRIOR TO

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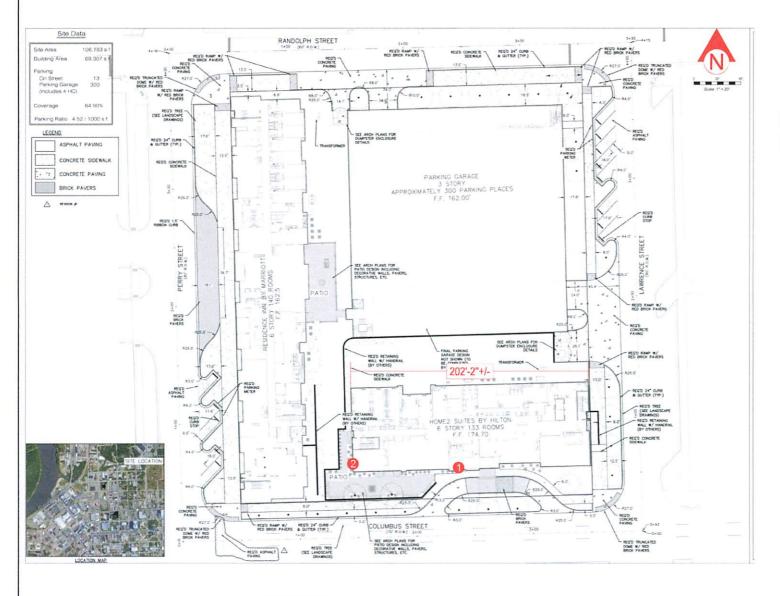
Persona Signs, LLC 700 21st Street Southwest PO Box 210 Watertown, SD 57201-0210

	Customer: HOME 2 SUITES	Project No.: 451431 Request No.: 62808 Prepared By: BS/VC		- 0
	Location: MONTGOMERY, AL			
com	File Name: 451431 - R8 - MONTGOMERY, AL	Date: 07/29/24	Revision: 8	10 15 9

This sign is intended to be installed in accordance with the requirements of Article 600 of the National Electric Gode analter other applicable local codes. This includes proper grounding and brinding of the sign.

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s	Customer Approval (Please Initial)	
2	Approval Date:	



HOME2 155 COLUMBUS ST. MONTGOMERY, AL 36104

PROPOSED SIGNS:

- **1** 24" CHANNEL LETTER
- **20** 30" CHANNEL LETTER

-			-
DE	316	inr	12
			10
	SIGNS	LIGHTING	IMAGE

Persona Signs, LLC 700 21st Street Southwest PO Box 210 Watertown, SD 57201-0210 1.800.843.9888 • www.personasigns.com

	Customer. HOME 2 SUITES	Project No.: 451431	Request No.: 62808
	Location: MONTGOMERY, AL	Prepared By: BS/VC/PG/BS/AHD/VC/PG	
	File Name: 451431 - R8 - MONTGOMERY, AL	Date: 08/16/24	Revision: 8

This sign is intended to be installed in accordance with the neutriements of Article 600 of the National Electric Code analist other applicable local codes. This individes proper grounding and brinding of the sign.

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Ci	ustomer Approval (Please Initial):
Ap	oproval Date:

4. BD-2024-027 PRESENTED BY: Larry E. Speaks & Associates

REPRESENTING: Apologetics Press

SUBJECT: Request a parking variance for an additional building to be located at 230 Landmark Drive in a B-2 (Commercial) Zoning District.

REMARKS: This request is being made to give the petitioner permission to construct a new 11,900 sq. ft. building in the rear of the property to be used for storage for the existing business. The existing building is 5,299 sq. ft. for a total of 17,199 sq. ft. There are 20 parking spaces indicated on the site plan, whereas 43 spaces are required.

The request is a 23-space parking variance.

CITY COUNCIL DISTRICT: 9

Variance Request Part II

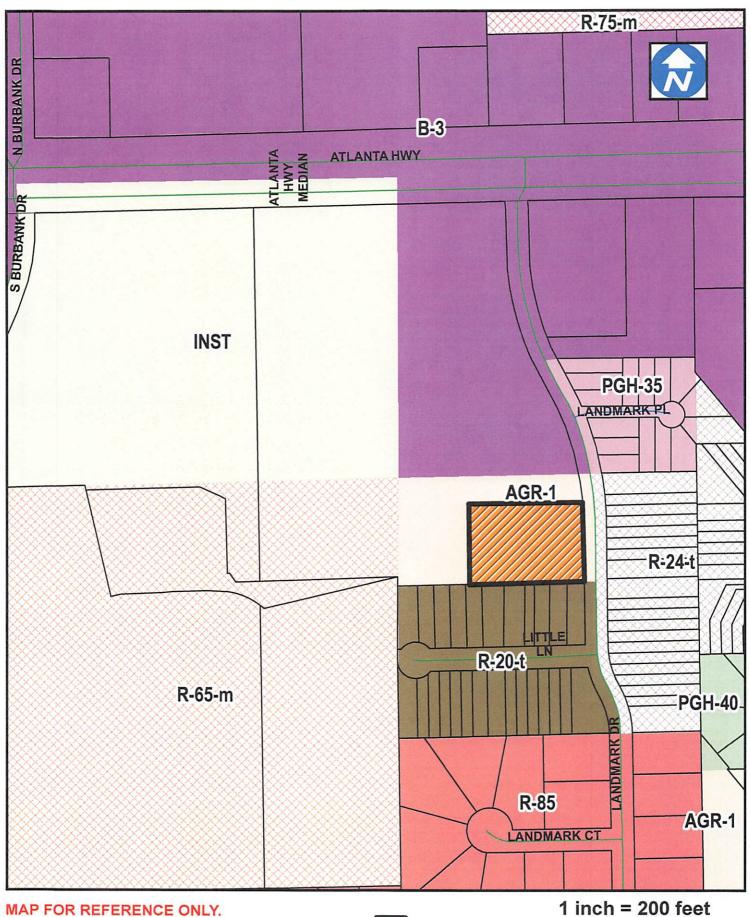
Physical Location: 230 Landmark Drive

A variance is a deviation from the terms of the Zoning Ordinance that apply to a particular property. Variances may be appropriate where strict application of the regulations would create a hardship on the owner, due to unusual circumstances such as parcel shape, size or topography.

To aid staff in determining that the required hardship findings can be made in this particular case, please answer the following questions with regard to your request. These findings must be made by the Board of Adjustment in order for a variance to be granted (please attach a separate sheet if necessary).

Article III, Section 3 (c) requires you to demonstrate that a hardship exists by providing all of the following:

1.	What special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district? The proposed building site will be used solely for storage of		
	religious materials.		
2.	What literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of the Zoning Ordinance? The proposed building will not be open to the public and will		
	not add any additional employees.		
3.	Does the special conditions and circumstances result from the actions of the applicant?		
	The building proposed by the owner is for storage only.		
			
4.	By granting the variance requested, will it grant to the applicant any special privilege that is denied by the Zoning Ordinance to other lands, structures, or buildings in the same district?		
	INU		



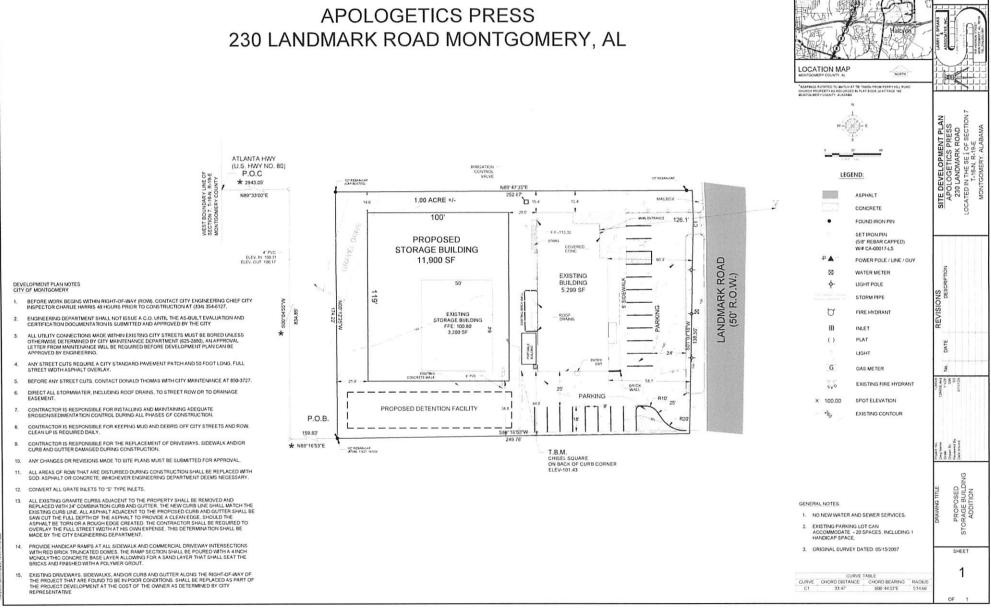


1 inch = 200 feet Item _____









5. BD-2024-022 PRESENTED BY: Jeffrey W. Record

REPRESENTING: Same

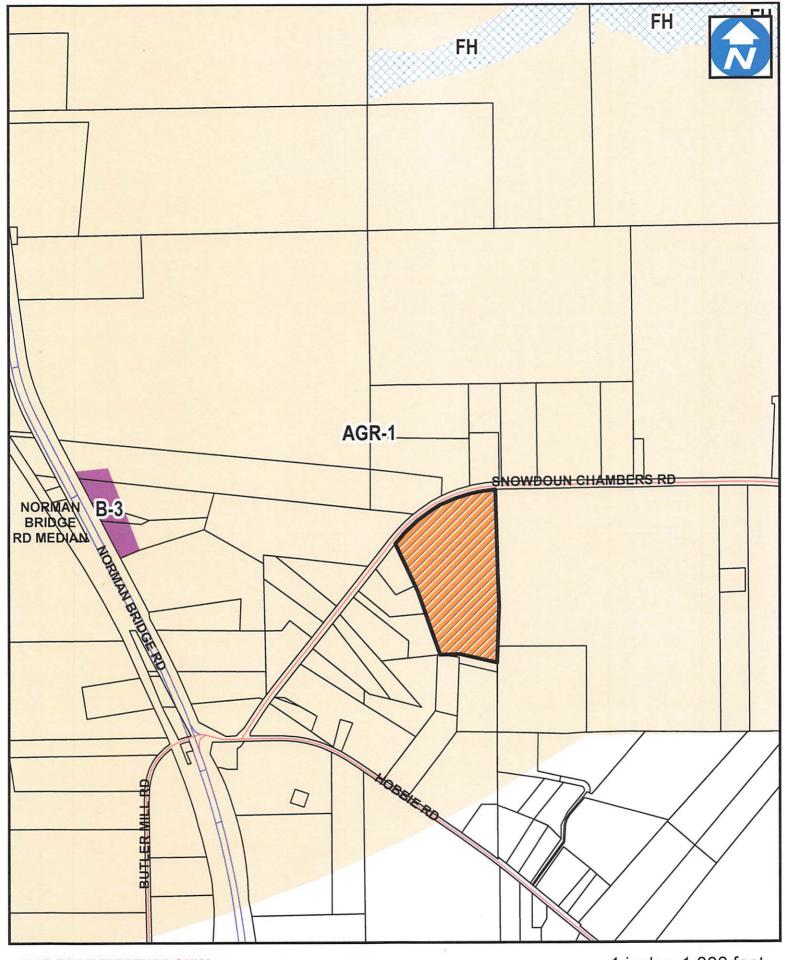
SUBJECT: Request a special exception for plumbing in an accessory structure to be located at 830 Snowdoun Chambers Road in an AGR-1 (Residential Agriculture) Zoning District.

REMARKS: This request is being made to give the petitioner permission to install plumbing in a 2,800 sq. ft. (40 ft. x 70 ft.) accessory structure to be used as a garage, storage and barn with kennels. There is a bathroom, a pet tub, washer/dryer, and sink in the pet care area for taking care of the applicant's personal hunting dogs.

The request is a special exception for plumbing in an accessory structure.

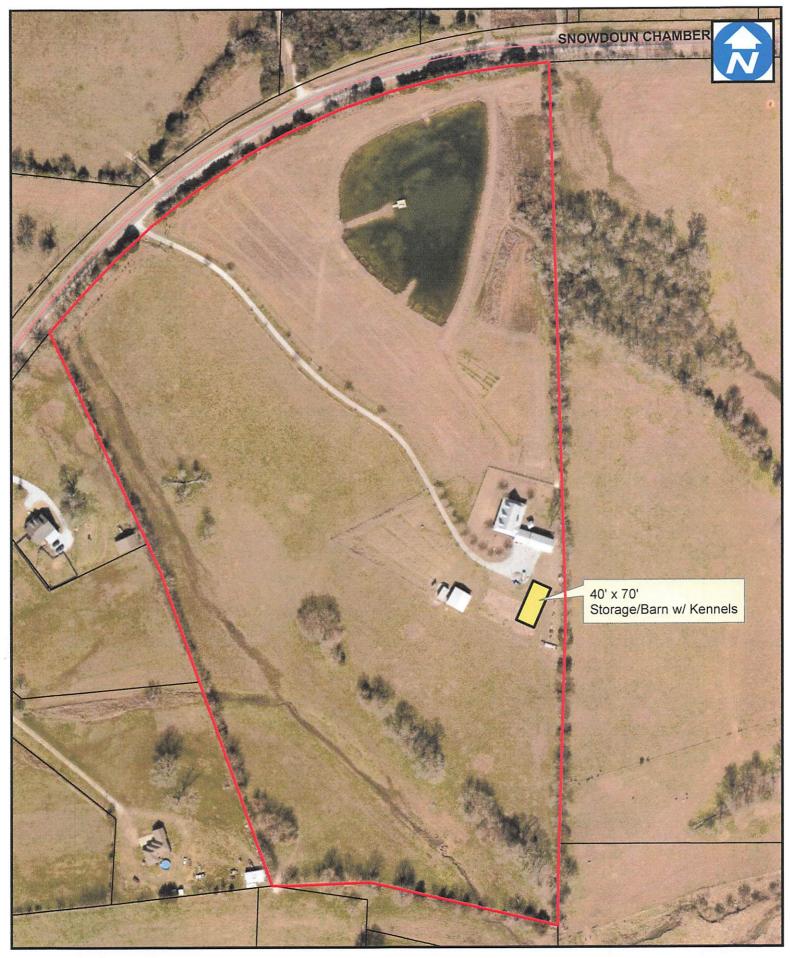
CITY COUNCIL DISTRICT: Police Jurisdiction

COUNTY COMMISSION DISTRICT: 5





1 inch = 1,000 feet | |





1 inch = 200 feet

Item 5A

