

**MINUTES OF THE REGULAR MEETING OF THE ESCAMBIA
COUNTY BOARD OF ADJUSTMENT**

Regular Meeting - January 19, 2022 - 8:30 AM

Escambia County Central Office Complex

3363 West Park Place, Room 104

1. Call to Order.

Present: Willie Kirkland Jr.
Randy Ponson
Auby Smith
Marty Schack
Michael Godwin

Absent: Judy Gund
Jennifer Bass

Staff Present: Andrew Holmer, Division Manager Development Services
Christina Smith, Urban Planner I
Kristin Haul, Assistant County Attorney
Rachel Whitmire, Administrative Assistant

Chairman Smith called the Regular Meeting of the Board of Adjustment to order at 8:31 a.m.

2. Swearing in of Staff and acceptance of staff as expert witness

3. Acceptance of the BOA Meeting Package with the Development Services Staff Findings-of-Fact, into evidence.

Motion by Board Member Willie Kirkland, Jr., Seconded by Board Member Marty Schack

Motion was made to accept the January 19, 2022, BOA meeting packet.

Vote : 5 - 0 Approved

4. Proof of Publication and waive the reading of the legal advertisement.

Motion by Board Member Willie Kirkland Jr., Seconded by Vice Chairman Michael Godwin

Motion was made to waive the reading of the legal advertisement.

Vote : 5 - 0 Approved

5. Approval of Resume Minutes.

- A. Approval of Resume Meeting Minutes December 15, 2021, Board of Adjustment Meeting.

Motion by Board Member Willie Kirkland Jr., Seconded by Vice Chairman Michael Godwin

Motion was made to accept the December 15, 2021, BOA resume Meeting Minutes.

Vote : 5 - 0 Approved

6. Consideration of the following cases:

A. **Case No.: CU-2022-01**

Address: 5950 W Nine Mile Rd

Request: To allow on premise alcohol consumption within 1000 feet of a place of worship

Requested by: Meredith Bush, Agent for MX United, LLC., Owner

No BOA member acknowledged any ex parte communication regarding this item.

No BOA member acknowledged visiting the site.

No BOA member refrained from voting on this matter due to any conflict of interest.

Motion by Vice Chairman Michael Godwin, Seconded by Board Member Willie Kirkland, Jr,

Motion was made to accept the letter from the Church into evidence.

Vote : 5 - 0 Approved

Motion by Board Member Willie Kirkland, Jr. , Seconded by Vice Chairman Michael Godwin

Motion was made to deny the conditional use request based on criteria d, f, and i.

Vote : 3 - 2 Denied

Voted No : Randy Ponson and Marty Schack

7. Discussion Items.

8. Old/New Business.

9. Announcement.

- A. The next Board of Adjustment Meeting is scheduled for Wednesday, February 16, 2022, at 8:30 a.m., at the Escambia County Central Office Complex 104, 3363 West Park Place.

10. Adjournment.

There being no further business to come before the Board, Chairman Smith declared the Regular Meeting of the Board of Adjustment adjourned at 9:56 a.m.