

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

Regular Meeting - April 19, 2023 - 8:30 AM

Escambia County Central Office Complex

3363 West Park Place, Room 104

1. Call to Order.

Present:

Randy Ponson, Board Member
Ross Padden, Board Member
Auby Smith, Chairman

Michael Godwin, Vice Chairman

Absent:

Willie Kirkland, Jr., Board Member

Marty Schack, Board Member

Jennifer Bass, Board Member

Staff Present:

Andrew Holmer, Deputy Director,
Development Services

Christina Smith, Urban Planner I

Rachel Whitmire, Administrative
Assistant

Kristin Hual, Deputy County Attorney

Chairman Smith called the Regular Meeting of the Board of Adjustment to order at 8:30 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 Randy Ponson, Seconded by Ross Padden

Motion was made to accept the April 19, 2023, BOA meeting packet.

Vote : 4 - 0 Approved

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

Motion by Michael Godwin, Seconded by Randy Ponson

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

Vote : 4 - 0 Approved

5. Approval of Resume Minutes.

A. Approval of Resume Meeting Minutes from the March 9, 2023, and March 15, 2023,

Board of Adjustment Meetings.

Motion by Michael Godwin, Seconded by Randy Ponson

Motion was made to accept the March 9, 2023, and March 15, 2023, BOA resume Meeting Minutes.

Vote : 4 - 0 Approved

6. Consideration of the following cases:

A. **Case No.: CU-2023-05**

Address: 7999 Pensacola Blvd

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

Requested by: Nashbert Smith, Agent for DKJ Properties, 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 Randy Ponson, Seconded by Ross Padden

Motion was made accept staff's findings of fact and grant the conditional use.

Vote: 2 - 2 Denied

Motion by Ross Padden, Seconded by Randy Ponson

Motion was made to accept staff's findings of fact and grant the conditional use.

Vote: 4 - 0 Approved

B. **Case No.: V-2023-01**

Address: 7544 Lillie Lane

Request: a side setback variance for a pool enclosure

Requested by: Erick and Kimberly Dillard, Owners

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 Michael Godwin, Seconded by Randy Ponson

Motion was made to accept staff's findings and approve the variance request.

Vote : 4 - 0 Approved

C. Case No.: CU-2023-06

Address: 2480 E Nine Mile Rd.
Request: To allow a residential fraternity house
Requested by: Rich Scholl, President of Florida Sigma Chapter of Sigma Alpha Epsilon Housing Corporation, Agent for John O'Donnell, Authorized agent of Outreach Ministries Fellowship, Inc., 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 Randy Ponson, Seconded by Ross Padden

Motion was made to accept staff's findings and grant the conditional use.

Vote : 4 - 0 Approved

7. Discussion Items.

A. Court Order - Seafarer Owners Association, Inc. vs. Escambia County

8. Old/New Business.

9. Announcement.

A. The next Board of Adjustment Meeting is scheduled for Wednesday, May 17, 2023, 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 10:02 a.m.