

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

Regular Meeting - July 17, 2024 - 8:30 AM

Escambia County Central Office Complex

3363 West Park Place, Room 104

1. Call to Order.

Present:	Willie Kirkland, Jr., Board Member Ross Padden, Board Member Michael Godwin, Chairman Auby Smith, Board Member Marty Schack, Board Member
Absent:	Randy Ponson, Board Member Jennifer Bass, Vice Chairman
Staff Present:	Horace Jones, Director, Development Services Department Caleb MacCartee, Urban Planning Manager Christina Smith, Urban Planner I Rachel Whitmire, Development Services Coordinator Kristin Hual, Deputy County Attorney

Chairman Godwin 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 Willie Kirkland, Jr., Seconded by Marty Schack

Motion was made to accept the July 17, 2024, BOA meeting packet.

Vote : 5 - 0 Motion carried unanimously

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

Motion by Willie Kirkland, Jr., Seconded by Auby Smith

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

Vote : 5 - 0 Motion carried unanimously

5. Approval of Meeting Minutes.

- A. Approval of the Meeting Minutes from the June 12, 2024, Board of Adjustment Meeting.

Motion by Marty Shack, Seconded by Willie Kirkland, Jr.

Motion was made to accept the June 12, 2024, BOA Meeting Minutes.

Vote : 5 - 0 Motion carried unanimously

6. Consideration of the following cases:

A. **Case No.: CU-2024-08**

Address: 11236 Seaglade Dr
Request: To allow an accessory structure in the front yard of a waterfront lot
Requested by: Lindsay Owens, Agent for Sharon Cook, 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 Willie Kirkland, Jr., Seconded by Marty Schack

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

Vote : 5 - 0 Motion carried unanimously

B. **Case No.: CU-2024-16**

Address: 5190 Mobile Hwy
Request: To allow a restaurant not among the permitted uses
Requested by: Wilson Pinho and Leonardo Morales, Agents for Fernando Chavez and Ruben Chavez, Owners

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

Motion was made to dismiss the case and to bring it back to the BOA with associated advertisement fees.

Vote : 5 - 0 Motion carried unanimously

7. Discussion Items.

8. Old/New Business.

9. Announcement.

- A. The next Board of Adjustment Meeting is scheduled for Wednesday, August 21, 2024, 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 Godwin declared the Regular Meeting of the Board of Adjustment adjourned at 9:28 a.m.