

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

Regular Meeting - September 18, 2024 - 8:30 AM

Escambia County Central Office Complex

3363 West Park Place, Room 104

1. Call to Order.

Present:	Ross Padden, Board Member Michael Godwin, Chairman Auby Smith, Board Member Marty Schack, Vice Chairman
Absent:	Willie Kirkland, Jr., Board Member Randy Ponson, Board Member John Taylor, Board Member
Staff Present:	Horace Jones, Director, Development Services Department Andrew Holmer, Deputy 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.

Motion by Auby Smith, Seconded by Ross Padden

Motion was made to nominate Marty Schack as Vice Chairman.

Vote : 4 - 0 Motion carried unanimously

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 Ross Padden, Seconded by Marty Schack

Motion was made to accept the September 18, 2024, BOA Meeting packet.

Vote : 4 - 0 Motion carried unanimously

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

Motion by Ross Padden, Seconded by Auby Smith

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

Vote : 4 - 0 Motion carried unanimously

5. Approval of Minutes.

A. Approval of the Meeting Minutes from the August 21, 2024, Board of Adjustment Meeting.

Motion by Marty Schack, Seconded by Ross Padden

Motion was made to accept the August 21, 2024, BOA Meeting Minutes.

Vote : 4 - 0 Motion carried unanimously

6. Consideration of the following cases:

A. **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

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 Auby Smith, Seconded by Marty Schack

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

Vote : 4 - 0 Motion carried unanimously

7. Discussion Items.

8. Old/New Business.

9. Announcement.

- A. The next Board of Adjustment Meeting is scheduled for Wednesday, October 16, 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 9:07 a.m.