

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

March 17, 2021

1. Call to Order.

Present: Auby Smith
Marty Schack
Michael Godwin
Jennifer Bass

Absent: Willie Kirkland Jr.
Basil Kuloba
Judy Gund

Staff Present: Andrew Holmer, Division Manager, Planning & Zoning
Horace Jones, Director, Development Services
Kristin Hual, Assistant County Attorney
John Fisher, Senior Planner, Planning & Zoning
Juan Lemos, Senior Planner, Planning & Zoning
Rachel Whitmire, Administrative Assistant

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 Vice Chairman Michael Godwin, Seconded by Board Member Jennifer Bass

Motion was made to accept the March 17, 2021, BOA meeting packet.

Vote: 4 - 0 Approved

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

Motion by Board Member Jennifer Bass, Seconded by Vice Chairman Michael Godwin

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 February 17, 2021, Board of Adjustment Meeting.

Motion by Board Member Jennifer Bass, Seconded by Board Member Marty Schack

Motion was made to approve the February 17, 2021, BOA Resume Meeting minutes.

Vote: 4 - 0 Approved

6. Consideration of the following cases:

A. Case No.: CU-2021-05

Address: 3591 Velor Rd.

Request: to allow for a commercial telecommunications tower greater than 150 feet in height.

Requested by: Ryan Shahan - JMH Inc. Agent for James Hall, 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 Board Member Jennifer Bass, Seconded by Vice Chairman Michael Godwin

Motion was made to agree with Staff's Findings with the applicant going through the development review process and grant the conditional use.

Vote: 4 - 0 Approved

B. Case No.: CU-2021-06

Address: 3451 Smith's Fish Camp Rd

Request: to allow for a commercial telecommunications tower greater than 150 feet in height

Requested by: Ryan Shahan - JMH Inc, Agent for Robert Nowlin, 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 Marty Schack

Motion was made to accept Staff's Findings and grant the conditional use.

Vote: 4 - 0 Approved

C. Case No.: CU-2021-07

Address: 5505 Highway 95A

Request: To allow a borrow pit within 1000 feet of a residential use

Request by: JMA Engineering, Agent for Justin Patterson, 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 Marty Schack

Motion was made to accept Exhibits 1, 2, 3, 4, 5, and 7 into evidence

Vote: 4 - 0 Approved

Motion by Vice Chairman Michael Godwin, Seconded by Board Member Jennifer Bass

Motion was made to accept accept William Merrill as expert witness

Vote: 4 - 0 Approved

Motion by Board Member Marty Schack, Seconded by Vice Chairman Michael Godwin

Motion was made to accept Staff's recommendation to deny conditional use as submitted specifically due to criterion a, d, h, ib1b.

Vote: 4 - 0 Denied

D. Case No.: CU-2021-08

Address: 3904 W Navy Blvd
Request: to allow boat sales in a commercial zoning district
Request by: Tom Hammond, Hammond Engineering, Inc., Agent for Bill Swick, BGS Marine Sales

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 Board Member Marty Schack, Seconded by Vice Chairman Michael Godwin

Motion was made to accept Staff's Findings and grant the conditional use.

Vote: 4 - 0 Approved

E. Case No.: V-2021-04

Address: 305 W Kingsfield Rd
Request: to allow an additional sign in LDMU zoning
Requested by: Allara Mills-Gutcher, Agent for Teramore Development, 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 Board Member Jenifer Bass, Seconded by Vice Chairman Michael Godwin

Motion was made to accept Staff's Findings of Fact except for criterion 1 and deny the variance.

Vote: 4 - 0 Denied

7. Discussion Items.

8. Old/New Business.

9. Announcement.

- A. The next Board of Adjustment Meeting and Workshop is scheduled for Wednesday, April 21, 2021, 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 12:04 p.m.