

**MADISON ADJUSTMENTS AND APPEALS BOARD
MINUTES OF THE JUNE 7, 2012 REGULAR MEETING**

The City of Madison Adjustments and Appeals Board held their regularly scheduled monthly meeting on March 1, 2012 at 5:30 p.m. in the City Council Chambers located in Madison Municipal Complex, 100 Hughes Road, Madison, Alabama. In the absence of Chairperson Betty Fletcher, Vice Chair John Horch called the meeting to order at 5:30 pm. Attendance was as follows:

Betty Fletcher, Chairperson	Absent
Mary Hudson	Present
Fredrick Davey	Present
John Horch	Present
Ted Whitney	Present
Supernumeraries	
Tim Malueg	Absent
Christopher Lindsey	Present

City Staff Present: Amy Bell, Director, Community Development and Planning; Kelly Butler, City Attorney; Johnny Blizzard, Chief Planner and Sherri Blair, Zoning Administrator and Board Secretary

Public Attendees (as registered): No public attendees were registered.

Dr. Horch read aloud: This Board is composed of five persons (with two supernumeraries), is empowered by the Alabama State Legislature, but appointed by the City Council, and charged with hearing petitions for relief from a literal and strict application of the Zoning Code. Cases are heard in the order in which they are filed. Motions are made in the positive and each case requires a positive vote of at least four members. (A simple majority will not approve an action). The burden of proof for Variances and Special Exceptions rests with the petitioner. Any party aggrieved by any decision of this Board may, within fifteen days, file a written notice of appeal to the Circuit Court.

Dr. Horch invited Supernumerary Christopher Lindsey to join the panel as a voting member.

Approval of Minutes

The first order of business was the approval of minutes from the March 1, 2012 Regular Meeting. Dr. Horch asked board members for requested changes and/or corrections, if any. Board members requested no changes and/or corrections and Dr. Horch stated the minutes would be approved as written.

Petitions and Formal Requests for Action

- A. **Case #1079** –A Variance to Section 4-2-3 of the City of Madison Zoning Ordinance, to decrease the side yard setback from fifteen (15) feet to ten (10) feet for lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18 and 19, Shiloh Run Subdivision. The property is currently zoned Low Density

Residential District (R-1B). This request is in accordance with Section 10-8 of the Zoning Ordinance;

No one appeared to present case number 1079. Attorney Butler suggested the board table the case until the next month.

Motion: Mr. Whitney moved to Table case number 1079, a Variance to Section 4-2-3 of the City of Madison Zoning Ordinance, to decrease the side yard setback from fifteen (15) feet to ten (10) feet for lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 18 and 19, Shiloh Run Subdivision until the July 12, 2012 regular meeting. The property is currently zoned Low Density Residential District. Mr. Davey seconded the motion and the vote was as follows:

Mary Hudson	Aye
Fredrick Davey	Aye
John Horch	Aye
Ted Whitney	Aye
Christopher Lindsey	Aye

Motion Carried.

Other Business

Discussion of dismissal for cause of Mr. Malueg took place. Attorney Butler said she would research and provide an opinion at the July meeting.

Approved:


Betty Fletcher, Chairperson

Attest:


Sherri W. Blair, Recording Secretary