

**MADISON ADJUSTMENTS AND APPEALS BOARD
MINUTES OF THE REGULAR SCHEDULED MEETING
January 08, 2009**

The City of Madison Adjustments and Appeals Board held their scheduled meeting on January 08, 2009 at 5:30 p.m. in the PEB Conference Room located downstairs in the Madison Municipal Complex, 100 Hughes Road, Madison, Alabama. David Aichele, Chairperson, called the meeting to order at 5:30 pm. Attendance was as follows:

Betty Fletcher, Chairperson	Absent
Carla Daily	Present
Keith Graham	Absent
David Aichele	Present
Patrick Nelson	Present
Fredrick Davey	Present
John Horch	Present

Staff Present: Johnny Blizzard, AICP, CFM, Chief Planner, Gina Romine, Planner I, Lori J. Goff, Recording Secretary.

Public Attendees (as registered): Jennifer Trice, W.C. Fuller, Scott D. Welch.

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.

The first item of business was the appointment of David Aichele as Chairperson in Betty Fletcher's absence. The Board voted unanimously that David Aichele would sit as Chairperson for the January Meeting. The second order of business was the approval of minutes from the October 2, 2008 meeting. **Motion:** Fredrick Davey moved to approve the minutes as written, Patrick Nelson seconded the motion and the vote was unanimous in favor of the motion. **Minutes approved.**

Case #1030: Crossing Development, LLC. 11156 County Line Road.

Request: A Variance to Section 4-7-3 Subsection 1, to reduce the 80' feet minimum setback along Arbor Trace to 60' feet. The property is currently zoned B-2, Community Commercial. The Variance is in accordance with Section 10-9 of the Zoning Ordinance.

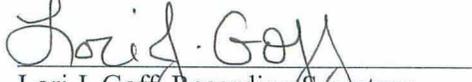
Jennifer Trice presented her case for a Variance, explaining that due to Wetland issues and easements they were requesting to reduce the minimum setback along Arbor Trace from 60' feet to 80' feet. David Aichele asked if we had received any correspondence or phone calls on this; Lori Goff stated there were none.

Motion: John Horch made a motion to approve the Variance to Section 4-7-3, Subsection 1, to reduce the 80' feet minimum setback along Arbor Trace to 60' feet. The property is currently zoned B-2, Community Commercial. The Variance is in accordance with section 10-9 of the Zoning Ordinance. Carla Daily seconded the motion and the vote was unanimous in favor of the motion. **Motion carried**

With no further business before the Board, the meeting was adjourned at 5:50 p.m.


Betty Fletcher, Chairperson
Adjustments and Appeals Board

Attest:


Lori J. Goff, Recording Secretary