

**MADISON ZONING BOARD OF ADJUSTMENT AND APPEALS
MINUTES OF THE MAY 1, 2014 REGULAR MEETING**

The City of Madison Zoning Board of Adjustment and Appeals held its regularly scheduled monthly meeting on May 1, 2014 in the City Council Chambers of the Madison Municipal Complex located at 100 Hughes Road, Madison, Alabama. Board Chair Betty Fletcher, called the meeting to order at 5:35 P.M. providing additional time for applicant to arrive. Attendance was as follows:

Betty Fletcher, Chairperson	Present
Christopher Lindsey, Vice-Chair	Absent
Mary Hudson	Present
John Horch	Absent
Ted Whitney	Present
Supernumeraries	
Wesley Alford	Present
Larry Mason	Present

City Staff Present: Johnny Blizzard, Senior Planner; Kelly Butler, City Attorney; Sherri Williams, Assistant Planner and Board Secretary

Public Attendees (as registered): Huey Hudson; Gregg R. Travis; Ashley Ray

Mrs. Fletcher 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.

II. Approval of Minutes

The first order of business was the approval of minutes from the April 3, 2014 Regular meeting. Mrs. Fletcher asked Board members for requested changes and/or corrections, if any. Board members did not request changes or corrections and Mrs. Fletcher entertained a motion.

Motion: Mrs. Hudson moved to approve the minutes of the April 3, 2014 Regular meeting, as written. Mr. Whitney seconded the motion and the vote was as follows:

Betty Fletcher	Aye
Mary Hudson	Aye
Ted Whitney	Aye
Wesley Alford	Aye
Larry Mason	Aye

Motion Carried.

III. Petitions and Formal Requests for Action

- a. Case #1100, 5880 Wall Triana Hwy; N. Andrew Rotenstreich of Baker Donnellson, Bearman, Caldwell & Berkowitz, PC, as agent for AT&T; A Special Exception as permitted under Section 5-13A-6(a) to permit a cell phone tower. The property is currently located in the General Business (B-3) Zoning District. This request is in accordance with Section 10-8 of the City of Madison Zoning Ordinance.

Request: Applicant did not appear to present his request.

Public Comments: Gregg Travis expressed his support for the special exception.

Board Comments: Board members discussed options when applicant does not appear to present the request and decided to table until next regular meeting.

Staff Comments: Board Secretary Sherri Williams stated that she had received neither phone calls nor correspondence from adjoining property owners or members of the public prior to the meeting.

Motion: Mr. Whitney moved to Table, until the next regular meeting, case number 1100, 5880 Wall Triana Hwy; N. Andrew Rotenstreich's request for a Special Exception under Section 5-13A-6(a) to permit a cell phone tower. The property is currently located in the General Business (B-3) Zoning District. The request is in accordance with Section 10-8 of the City of Madison Zoning Ordinance. Mrs. Hudson seconded the motion and the vote was as follows:

Betty Fletcher	Aye
Mary Hudson	Aye

IV. Old Business

Mrs. Fletcher asked Board members and Staff if there were any items of old business to discuss. There being none, Mrs. Fletcher closed the floor to old business.

V. Other Business

Mrs. Fletcher asked Board members and Staff if there were any items of other business to discuss. There being none, Mrs. Fletcher closed the floor to other business.

VI. Adjournment

With no further business before the board, Mrs. Fletcher adjourned the meeting at 5:46 P.M.

Approved:



Betty Fletcher, Chairperson

Attest:


Sherri Williams, Recording Secretary