



BOARD OF APPEALS

Ruth Coan, Post 7 –Chair
Paul Reale, Post 5- Vice Chair
Lane Frostbaum, Post 1
Jim Squire, Post 3
Ted Sandler, Post 4
Ron Carpinella, Post 2
Ken Moller, Post 6

Thursday, June 9, 2011	Regular Meeting Minutes	7:00 PM
Board Members Present	Ruth Coan (Chair), Paul Reale (Vice Chair), Ken Moller, Ron Carpinella, Lane Frostbaum, Jim Squire and Ted Sandler	
Board Members Absent	None	
Staff Present	Blake Dettwiler, Cecil McLendon, Patrice Ruffin, Cristina Nelson, Linda Abaray, Michael Barnett, Gloria Goins, Nathan Ippolito, Taylor Baxter and Syreeta Whitfield	
Call to Order	Ruth Coan called the meeting to order at 7:00 p.m.	

ADOPTION OF AGENDA

Motion and Vote: Frostbaum moved to approve the Agenda for June 9, 2011. Reale seconded the motion. Approved (7-0, Coan, Moller, Frostbaum, Reale, Squire, Carpinella and Sandler for).

APPROVAL OF PREVIOUS MEETING'S MINUTES

Motion and Vote: Reale moved to approve the Minutes for May12, 2011. Frostbaum seconded the motion. Approved (7-0, Coan, Moller, Frostbaum, Reale, Squire, Carpinella and Sandler for).

NEW CASES

V11-013
8310 Hewlett Road
Applicant: J.J. Wright

SUMMARY/STAFF PRESENTATION: Primary variance from Section 6.2.3.I of the Zoning Ordinance to allow an accessory structure to be located in the front yard.

APPLICANT PRESENTATION:
E. Joe Wright, 8310 Hewlett Rd, Sandy Springs, GA. 30350

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Squire moved to Approve, Sandler seconded. Approved (6-1, Carpinella, Moller, Reale, Squire, Frostbaum and Sandler for; Coan against) subject to the following condition:

1. The proposed lot shall be in accordance with the proposed site plan, provided by the applicant dated received March 15, 2011 by the Department of Community Development, for the variance from Section 6.2.3.I. of the Zoning Ordinance to allow an accessory structure (garage) in the front yard, where necessary, to accommodate the portion of the encroachment only.

V11-015

5009 Roswell Road (SR9)

Applicant: 5009 Roswell Road, LLC

SUMMARY/STAFF PRESENTATION: Primary variance from Section 33.26.F.13 of the Zoning Ordinance to allow a sign during vacancy for an additional 180 days.

APPLICANT PRESENTATION:

Gordon Buchmiller, 660 Carriage Way, Atlanta, GA. 30327

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Reale moved to approve, Moller seconded. Approved (6-1, Coan, Moller, Reale, Squire, Carpinella and Sandler for; Frostbaum against) with the following conditions:

1. To allow a Sign during Vacancy commencing on July 10, 2011 and expiring on December 31, 2011.
2. To the sign detail submitted by the applicant, dated received April 1, 2011 by the Department of Community Development.

V11-016

94 West Belle Isle Road

Applicant: William Paul Wendlandt

SUMMARY/STAFF PRESENTATION: Primary variance from Section 19.3.15.B.1 of the Zoning Ordinance to reduce the required 10 foot pool, pool deck, and pool equipment setback.

APPLICANT PRESENTATION:

Whit Hamilton, 3330 Buford Hwy, Duluth, GA. 30096

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

William Paul Wendlandt, 94 W Belle Isle Rd., Sandy Springs, GA. 30342

AGAINST THE PETITION:

John Coalson, 1201 Peachtree St. # 4000, Atlanta, GA. 30309

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Reale moved to approve, Sandler seconded. Approved with amendment 2 (5-2, Coan, Moller, Reale, Frostbaum and Sandler for; Squire and Carpinella against)

Amendment 1: Carpinella moved to approve. Moved to amend the original motion to deny variance request #1 and #2 and approve variance request #3 to reduce the ten (10) foot setback to three (3) feet on the east side to allow for the construction of pool equipment. Squire seconded. Amendment was not voted on.

Amendment 2: Sandler moved to approve, Moller seconded. Approved (5-2, Coan, Moller, Reale, Frostbaum and Sandler for; Squire and Carpinella against) to Deny variance requests:

1) Variance from Section 19.3.12.B.1 of the Zoning Ordinance to reduce the 10 foot setback requirements (10 foot side yard setback from interior property line) to zero (0) feet on the west side to allow for the construction of a pool deck.

2) Variance from Section 19.3.12.B.1 of the Zoning Ordinance to reduce the 10 foot setback requirements (10 foot side yard setback from interior property line) to three (3) feet six (6) inches on the east side to allow for the construction of a pool.

Defer variance request 3) from Section 19.3.12.B.1 of the Zoning Ordinance to reduce the 10 foot setback requirements (10 foot side yard setback from interior property line) to three (3) feet on the east side to allow for the construction of pool equipment to the July 14, 2011 meeting.

V11-017**474 Bridges Creek Trail****Applicant: Ginny Johansmeier**

SUMMARY/STAFF PRESENTATION: Primary variance from Section 6.4.3.B and D of the Zoning Ordinance to reduce the front setback from 50 feet to 20 feet and to reduce the rear setback from 35 feet to 10 feet.

APPLICANT PRESENTATION:

Ginny Johansmeier, 3 Westfair Ct., Atlanta, GA. 30328

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

Carter Barrett, 609 Carriage Dr., Sandy Springs, GA.

AGAINST THE PETITION:

Barbara Ann Doan, 6430 Vernon Woods Dr.

Janice Roberts 450 Bridges Creek Trail, Sandy Springs, GA. 30328

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Sandler moved to approve, Reale seconded. Approved (6-0, Coan, Moller, Reale, Squire, Frostbaum and Sandler for; Carpinella absent) subject to the following condition:

1. The proposed lot shall be in accordance with the proposed site plan, provided by the applicant dated received April 4, 2011 by the Department of Community Development, for the variance(s) herein, showing a reduction of the required fifty (50) foot front yard setback to twenty (20) foot and the thirty-five (35) foot rear yard setback to ten (10) foot. Also, showing an increase to the side corner setback from the required twenty (20) foot to fifty (50) foot and the side from ten (10) foot to thirty-five (35) foot.

V11-018**790 Tanglewood Trail****Applicant: Allison Maner**

SUMMARY/STAFF PRESENTATION: Primary variance from Section 6.1.3.C of the Zoning Ordinance to reduce the side setback from 25 feet to 19 feet to allow a screened in porch.

APPLICANT PRESENTATION:

Allison Maner, 790 Tanglewood Trail, Atlanta, GA. 30327

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Squire moved to approve, Reale seconded. Approved (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) subject to the following condition:

1. The proposed lot shall be in accordance with the proposed site plan, provided by the applicant dated received April 5, 2011 by the Department of Community Development, for the variance herein, showing a reduction of the required 25 foot minimum side yard setback to 19 feet on the east side yard to allow an addition (screened structure above an existing patio), where necessary, to accommodate the portion of the encroachment(s) only.

V11-019

6450 Powers Ferry Road

Applicant: Dahe Yang

SUMMARY/STAFF PRESENTATION: Two (2) primary variances: 1) from Section 33.26.E.1.b of the Zoning Ordinance to allow an additional monument sign along the Powers Ferry Road frontage and 2) from Section 33.22.C of the Zoning Ordinance to reduce the required setback from 10 feet to 0 feet.

APPLICANT PRESENTATION:

Michael Norton, 4050 Scenic View Ct., Cumming, GA. 30028

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Sandler moved to approve, Squire seconded. Approved (6-1, Carpinella, Coan, Reale, Squire, Frostbaum and Sandler for; Moller against) subject to the following conditions:

1. To allow an additional monument sign along the Powers Ferry Road frontage on mixed use property that has more than 1,000 linear feet of frontage.

2. To reduce the required sign setback from ten (10) feet to zero (0) feet.

3. To the sign location and detail submitted by the applicant, dated received April 5, 2011 by the Department of Community Development.

V11-020**6205, 6305, & 6325 Peachtree Dunwoody Road****Applicant: Cox Enterprises**

SUMMARY/STAFF PRESENTATION: Six (6) primary variances: 1) from Section 33.26.D.1.a of the Zoning Ordinance to allow an additional monument sign along Central Park Drive; 2) from Section 33.26.D.1.a of the Zoning Ordinance to allow additional monument signs along Central Parkway; 3) from Section 33.26.D.1.a of the Zoning Ordinance to allow monument signs to be internally illuminated; 4) from Section 33.18.Q of the Zoning Ordinance to allow the use of LED technology; 5) from Section 33.26.D.3 of the Zoning Ordinance to allow internal signs to be legible from the public right-of-way; and, 6) from Section 33.22.C of the Zoning Ordinance to allow internal signs to encroach into the minimum setback.

APPLICANT PRESENTATION:

Cody Parton, 6205 Peachtree Dunwoody Rd., Sandy Springs
Lawrence T. Humphrey, 6 Concourse Pkwy, Sandy Springs, GA. 30328
Tiffany M. Chen, 55 Ivan Allen Fr. Blvd, Suite 100, Atlanta, GA. 30308
Nathan V. Hendricks, 6085 Lake Forrest Dr. Suite 200, Sandy Springs, GA. 30328

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Variance #2 - Frostbaum moved to approve, Sandler seconded. Approved (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) with the following condition: To allow an additional Identification monument sign C.1 along Central Park Drive pursuant to the sign detail, submitted by the applicant, and dated received April 5, 2011 by the Department of Community Development.

Variance #1c - Sandler moved to approve, Squire seconded. Approved (6-1, Coan, Carpinella, Moller, Squire, Frostbaum and Sandler for; Reale against) with the following condition: To allow two additional Identification monument signs C.2 & B.1 along Central Parkway pursuant to the sign details, submitted by the applicant, and dated received April 5, 2011 by the Department of Community Development.

Variance #1a - Carpinella moved to approve, Frostbaum seconded. Approved (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) with the following condition: To allow monument signs A.1 thru A.4 & B.1 to be internally illuminated pursuant to the sign details,

submitted by the applicant, and dated received April 5, 2011 by the Department of Community Development.

Variance #1b - Carpinella moved to defer, Sandler seconded. Deferred (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) to the July 14, 2011 meeting.

Variance #3 - Carpinella moved to defer, Frostbaum seconded. Approved (4-3, Coan, Carpinella, Moller and Frostbaum for; Reale, Squire and Sandler against) with the following condition: To allow internal signs D-1.1, D-2.1 thru D-2.5 & D-2.7 thru D-2.19 (omitting sign D-1.2) to be legible from the public right-of-way pursuant to the sign details, submitted by the applicant, and dated received April 5, 2011 by the Department of Community Development.

Variance #4 - Carpinella moved to defer, Squire seconded. Approved (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) with the following conditions: To allow internal signs D-2.1 thru D-2.5, D-2.7, D-2.14, D-2.18 & D-2.19 to encroach into the minimum sign setback and be located at zero (0) feet from the right-of-way pursuant to the signs details, submitted by the applicant, and dated received April 5, 2011 by the Department of Community Development.

That the locations for internal signs D-2.1 thru D-2.5, D-2.7, D-2.14, D-2.18 & D-2.19 shall be subject to the approval of Public Works as follows: Prior to issuance of any related sign permits Public Works requires a plan that shows all actual sign locations as proposed relative to the sight triangles.

V11-021

7878 Roswell road (SR9)

Applicant: O'Reilly Automotive Store, Inc

SUMMARY/STAFF PRESENTATION Primary variance from Section 12B.5.H of the Zoning Ordinance to allow opaque glass on the ground floor of the building.

APPLICANT PRESENTATION:

Kei Josephson, Woodstock, GA. 30108

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Sandler moved to approve, Squire seconded. Approved (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) subject to the following condition:

1) The proposed tenant space shall be in accordance with the proposed site plan and elevation drawings provided by the applicant dated received April 5, 2011 by the Department of Community Development, for the variance(s) herein, allowing reflective and/or opaque glass on the ground floor of a building, where necessary, to accommodate the portion of the tenant space only.

V11-022

144 Allen Road

Applicant: Fulton County Housing Authority

SUMMARY/STAFF PRESENTATION Six (6) primary variances to allow subdivision of the existing parcel: 1) from Section 18.2.1 to reduce the required number of parking spaces from 91 to 53; 2) from Section 4.23.1 to delete the required 10 foot landscape strip along the north property line adjacent to the Phase II Parcel; 3) from Section 18.3.1.D to allow the existing driveway to encroach into the required 10 foot driveway setback; 4) from Section 18.3.1.D to allow parking to encroach into the minimum front yard setback; 5) from Section 4.23.1 to delete the required 40 foot landscape strip along the south property line adjacent to the Phase I Parcel; and 6) from Section 18.3.1.D to allow the existing driveway to encroach in to the required 10 foot driveway setback.

APPLICANT PRESENTATION:

Torian Priestly, 7000 Central Pkwy, Suite 1100

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Sandler moved to approve, Frostbaum seconded. Approved (7-0, Coan, Moller, Reale, Squire, Carpinella, Frostbaum and Sandler for) subject to the following conditions:

1. The proposed lots shall be in accordance with the proposed site plans labeled Phase I and Phase II, provided by the applicant dated received April 15, 2011 by the Department of Community Development, for the variance(s) herein, accommodate the portion of the encroachment (s) only.
2. To reduce the required number of parking spaces from 91 to 53.
3. To delete the ten (10) foot landscape strip along the north property line on the property identified as Phase I.
4. To allow the existing driveway to encroach in to the required ten (10) foot driveway setback on the property identified on Phase I.

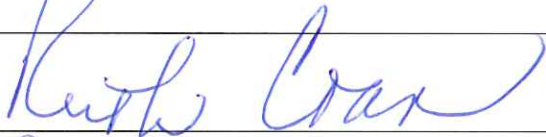
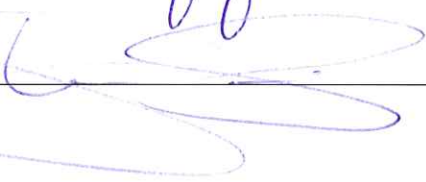
5. To allow parking to encroach into the minimum front yard setback on the property identified as Phase II.
6. To delete the required forty (40) foot landscape strip along the south property line of the property identified as Phase II.
7. To allow the existing driveway to encroach in to the required ten (10) foot driveway setback property identified on Phase II.

DISCUSSION ITEMS

None

ADJOURNMENT

Meeting adjourned at 11:08 p.m.

Approval Signatures	
Date Approved	7/14/11
Ruth Coan (Chairman)	
Patrice Ruffin, Manager of Planning & Zoning	
Gloria Goins, Administrative Coordinator/Transcriber	



BOARD OF APPEALS

Ruth Coan, Post 7 –Chair
Paul Reale, Post 5- Vice Chair
Lane Frostbaum, Post 1
Jim Squire, Post 3
Ted Sandler, Post 4
Ron Carpinella, Post 2
Ken Moller, Post 6

Thursday, May 12, 2011	Regular Meeting Minutes	7:00 PM
Board Members Present	Ruth Coan (Chair), Paul Reale (Vice Chair), Ken Moller, Ron Carpinella , Lane Frostbaum, Jim Squire and Ted Sandler	
Board Members Absent	None	
Staff Present	Blake Dettwiler, Patrice Ruffin, Cristina Nelson, Linda Abaray, Michael Barnett, Gloria Goins, Nathan Ippolito and Syreeta Whitfield	
Call to Order	Ruth Coan called the meeting to order at 7:00 p.m.	

ADOPTION OF AGENDA

Motion and Vote: Frostbaum moved to approve the Agenda for May 12, 2011. Squire seconded the motion. Approved (7-0, Coan, Moller, Frostbaum, Reale, Squire, Carpinella and Sandler for).

APPROVAL OF PREVIOUS MEETING'S MINUTES

Motion and Vote: Frostbaum moved to approve the Minutes for April 14, 2011. Sandler seconded the motion. Approved (7-0, Coan, Moller, Frostbaum, Reale, Squire, Carpinella and Sandler for).

NEW CASES

V11-009

201 Mt. Vernon Highway

Applicant: SCI Management

SUMMARY/STAFF PRESENTATION: Variance from Section 109-225.a 1 and 2 of the Stream Buffer Protection Ordinance to reduce the 75 foot buffer and setback requirements (50 foot undisturbed natural buffer and 25 foot impervious surface setback) to 25 feet to allow installation of storm drainage piping.

APPLICANT PRESENTATION:

Alex Brock, 1888 Emery St., Atlanta, GA.

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

Patty Berkovitz, On File

Barbara Malone, 240 Colewood Way, Atlanta, GA. 30328

Larry Young, 260 Riverhill Dr., Sandy Springs, GA. 30328

Mercedes Rodrigo, 303 Colewood Way, Sandy Springs, GA. 30328

Melanie Sprung, 530 Riverhill Dr., Atlanta, GA.

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Reale moved to defer, Sandler seconded. Deferred (6-1, Coan, Moller, Reale, Squire, Frostbaum and Sandler for; Carpinella against) to the July 14, 2011 Meeting.

V11-010

5535 Mt. Vernon Parkway

Applicant: Virginia White

SUMMARY/STAFF PRESENTATION: Variance from Section 6.3.3.C of the Zoning Ordinance to reduce the minimum side yard setback from 15 feet to 12 feet on both sides to allow for a second story addition to the existing single family residence.

APPLICANT PRESENTATION:

David Ogram, 1708 Peachtree St, Ste 135, Atlanta, GA. 30309

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Frostbaum moved to approve, Reale seconded. Approved (7-0, Coan, Moller, Frostbaum, Reale, Squire, Carpinella and Sandler for) with the following condition:

1. The proposed lot shall be in accordance with the proposed site plan, provided by the applicant dated received February 28, 2011 by the Department of Community Development, for the variance herein, showing a reduction of the required 15 foot minimum side yard setbacks to 12.2 feet on the south side yard and 12 feet on the north side yard to allow an addition (second-story addition to existing structure), where necessary, to accommodate the portion of the encroachment(s) only.

V11-011**7475 Roswell Road (SR9)****Applicant: Classic Collision**

SUMMARY/STAFF PRESENTATION: Variance from Section 33.26.H.2.a of the Zoning Ordinance to allow a wall sign on a non-street facing wall.

APPLICANT PRESENTATION:

Tim Taylor, 7475 Roswell Rd, Sandy Springs, GA. 30328

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Sandler moved to approve, Frostbaum seconded. Approved (6-1, Coan, Frostbaum, Reale, Squire, Carpinella and Sandler for; Moller against) with the following conditions:

1. To allow a wall sign on a non-street facing wall pursuant to the sign location, submitted by the applicant, dated received March 7, 2011 by the Department of Community Development.
2. That the sign area shall not exceed 5% of the applicable wall.
3. That the wall sign shall be pursuant to the sign detail, submitted by the applicant, dated received March 7, 2011 by the Department of Community Development.

V11-012**1100 Hammond Drive****Applicant: Cowabunga, Inc**

SUMMARY/STAFF PRESENTATION: Variance from Section 33.18.Q of the Zoning Ordinance to allow LED components for internal illumination of a wall sign.

APPLICANT PRESENTATION:

Floyd Anderson, 3585 Trotter Dr., Alpharetta, GA. 30004

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Reale moved to approve, Carpinella seconded. Approved (7-0, Coan, Frostbaum, Reale, Moller, Squire, Carpinella and Sandler for with the following condition:

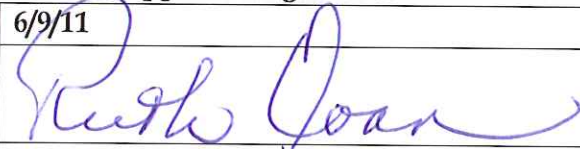
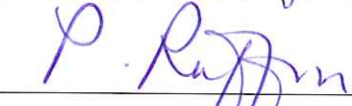
1. To allow LED components for internal illumination of a wall sign pursuant to the sign detail, submitted by the applicant, dated received March 7, 2010 by the Department of Community Development.

DISCUSSION ITEMS

None

ADJOURNMENT

Meeting adjourned at 8:45 p.m.

Approval Signatures	
Date Approved	6/9/11
Ruth Coan (Chairman)	
Patrice Ruffin, Assistant Director, Planning & Zoning	
Gloria Goins, Administrative Coordinator/Transcriber	



BOARD OF APPEALS

Ruth Coan, Post 7 –Chair
Paul Reale, Post 5- Vice Chair
Lane Frostbaum, Post 1
Jim Squire, Post 3
Ted Sandler, Post 4
Ron Carpinella, Post 2
Ken Moller, Post 6

Thursday, April 14, 2011	Regular Meeting Minutes	7:00 PM
Board Members Present	Ruth Coan (Chair), Paul Reale (Vice Chair), Ken Moller, Lane Frostbaum, Jim Squire and Ted Sandler	
Board Members Absent	Ron Carpinella	
Staff Present	Blake Dettwiler, Patrice Ruffin, Linda Abaray, Gloria Goins, and Syreeta Whitfield	
Call to Order	Ruth Coan called the meeting to order at 7:00 p.m.	

ADOPTION OF AGENDA

Motion and Vote: Moller moved to approve the Agenda for April 14, 2010. Frostbaum seconded the motion. Approved (6-0, Coan, Moller, Frostbaum, Reale, Squire, and Sandler for; Carpinella absent).

APPROVAL OF PREVIOUS MEETING'S MINUTES

Motion and Vote: Squire moved to approve the Minutes for March 10, 2011. Reale seconded the motion. Approved (6-0, Coan, Moller, Frostbaum, Reale, Squire, and Sandler for; Carpinella absent).

NEW CASES

V11-008
235 Spalding Springs Lane
Applicant: John & Tracy Wallace

SUMMARY/STAFF PRESENTATION: Variance from Section 19.3.15.1 of the Zoning Ordinance to allow a pool, pool deck and pool equipment to be located in a front yard (double frontage lot) and to reduce the required 10 foot pool equipment setback to 1 foot

APPLICANT PRESENTATION:
Brad Renker, 3596 Oakcliff Rd., Atlanta, GA. 30340
Tracy Wallace, 235 Spalding Springs Lane, Atlanta, GA. 30350

(Invitation for public comment in support of and in opposition to the petition)

SUPPORT FOR THE PETITION:

None

AGAINST THE PETITION:

None

(Close of public hearing. Board of Zoning Appeals questions and discussion)

Motion and Vote: Sandler moved to approve Variance 1 of the application, Squire seconded. Approved (5-1, Coan, Moller, Reale, Squire, and Sandler for; Frostbaum against; Carpinella absent). 1. The proposed pool, pool deck and pool equipment location in a front yard shall be in accordance with the proposed site plan, provided by the applicant dated received February 1, 2011 by the Department of Community Development, for the variance(s) herein, showing a pool, pool deck and pool equipment to be located in the a front yard, where necessary, to accommodate the portion of the encroachment (s) only.

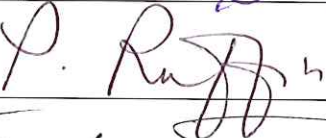
Motion and Vote: Sandler moved to deny Variance 2 of the application, Frostbaum seconded. Denied (6-0, Coan, Moller, Frostbaum, Reale, Squire, and Sandler for; Carpinella absent).

DISCUSSION ITEMS

None

ADJOURNMENT

Meeting adjourned at 7:40 p.m.

Approval Signatures	
Date Approved	5/12/11
Ruth Coan (Chairman)	
Patrice Ruffin, Assistant Director, Planning & Zoning	
Gloria Goins, Administrative Coordinator/Transcriber	