

BOARD OF ADJUSTMENT MEETING MINUTES

Monday, March 28, 2016

6:30 pm

Members Present: Buddy Boggs, Lee Lovette, Jeff Fogleman, Kelly Allen, Steve Lineberry
Members Absent: n/a
Also Present: Manager Jeff Earp, Clerk Melanie Eveker, Attorney Charlie Davis

Call to Order

Chairman Boggs called the meeting to order at 6:30 pm.

Approval of the Agenda

Board Member Allen made a motion to approve the agenda and Board Member Lovette seconded. The motion was approved 5-0.

Approval of Minutes from the December 01 and December 07 (continued from December 1), 2015 Meeting

After brief discussion, Board Member Allen made a motion to approve the minutes and Board Member Lovette seconded. The motion was approved 5-0.

New Business

6:34 pm

Board Member Allen recused herself from discussions. Upon the Chairman's request Attorney Davis swore in Manager Earp to give testimony.

6:35 pm

Manager Earp presented the Board with a request from Jamie and Rachel Joseph. They are requesting a variance of Town Ordinance, Section 155.120, Table of Area, Yard & Height Regulations for the lot located at 716 Rolling Road in Haw River legally described as Alamance County Tax Map # 13-6-64. The request is to reduce the required rear yard setback from 34ft (25% of lot depth) to 20ft. The variance is requested in order to install a pool in the rear yard. Manager Earp informed the Board that all necessary notifications and postings of the variance requests have been completed and that a super majority vote (4/5 affirmation vote) is required in order for the variances to be approved.

Public Hearing

6:37 pm

Chairman Boggs opened the public hearing and no members of the public chose to speak. Chairman Boggs then closed the public hearing at 6:37 pm.

The Board then considered the request from Jamie and Rachel Joseph concerning a variance of Town Ordinance, Section 155.120, Table of Area, Yard & Height Regulations for the lot located at 716 Rolling Road in Haw River legally described as Alamance County Tax Map # 13-6-64. The request is to reduce the required rear yard setback from 34ft (25% of lot depth) to 20ft.

The Board discussed the issue and found that a hardship did exist due to the shape and topography of the lot and that all the conditions in Haw River Land Usage Ordinance 155.267 (c) 1 thru 5 were satisfied.

After discussion, Board Member Lovette made a motion that the Board of Adjustment had found that all requirements set forth in §155.267 POWERS OF THE BOARD, Variances, (C) 1-5 had been satisfied and that a variance be granted to Mr. and Mrs. Jamie Joseph of 716 Rolling Road; motion was seconded by Councilman Fogleman. Motion carried 4-0 (Board Member Allen recused).

6:43

Board Member Allen rejoined the meeting.

With no further business to be discussed, Board Member Fogleman made a motion to adjourn. Board Member Allen seconded and motion carried 5-0.

 Date: 8/1/2014
Buddy Boggs, Chairman