



**AGENDA
BOARD OF ADJUSTMENT
REGULAR MEETING
JUNE 19, 2019
5:00 PM
CITY HALL COMMISSION CHAMBERS
204 ASH STREET
FERNANDINA BEACH, FL 32034**

- 1. CALL TO ORDER / ROLL CALL / DETERMINATION OF QUORUM**
- 2. APPROVAL OF MEETING MINUTES**
 - 2.1 March 20, 2019 Regular Meeting**
- 3. NEW BUSINESS**
 - 3.1 BOA 2019-01: ADMINISTRATIVE APPEAL, TIM POYNTER, 201 ALACHUA STREET**
The applicant is appealing the timing of fee collection.
- 4. BOARD BUSINESS**
 - 4.1 Reappointment of Tisha Dadd**
- 5. STAFF REPORT**
- 6. PUBLIC COMMENT**
- 7. ADJOURNMENT**

NEXT BOA REGULAR MEETING IS SCHEDULED FOR JULY 17, 2019.

All members of the public are invited to be present and be heard. Persons with disabilities requiring accommodations in order to participate in this program or activity should contact (904) 310-3115 or through the Florida Relay Services at 711 at least 24 hours in advance to request such accommodations.

All interested parties may appear at said meeting and be heard as to the advisability of any action, which may be considered with respect to such matter. For information regarding this matter, please contact the Planning Department (904) 310-3135.



**MINUTES
BOARD OF ADJUSTMENT
REGULAR MEETING
MARCH 20, 2019**

1. CALL TO ORDER – 5:02 PM

ROLL CALL / DETERMINATION OF QUORUM

MEMBERS PRESENT:

Barry Hertslet
Tisha Dadd
Steven Papke

Matt Miller (Chair)

MEMBERS ABSENT:

Marcy Mock

OTHERS PRESENT

Tammi Bach, City Attorney
Jacob Platt, City Planner
Samantha Rogic, Recording Secretary

2. APPROVAL OF MINUTES

2.1 February 20, 2019 Regular Meeting

ACTION TAKEN: A motion was made by Member Hertslet, seconded by Member Dadd, to approve the minutes as presented.

Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

3. OLD BUSINESS

3.1 BOA 2019-0004: JON C. LASSERRE, AGENT FOR PHILLIP & BONNIE GORDON, 605 BROOME STREET VARIANCE from LDC section 4.02.03 (E) to encroach into the rear yard setback 6'4". (Quasi-Judicial)

Jon Lasserre, 960185 Gateway Blvd, agent to the application, provided information and details specific to the revised site plan.

John Dodd, 2775 Rachel Ave, local architect, spoke in support of the request.

ACTION TAKEN: A motion was made by Member Dadd, seconded by Member Papke, to approve BOA case number 2019-04; AND that the BOA make the following findings of fact and conclusions of law part of the record: That BOA case 2019-04, as presented, is substantially compliant with the Comprehensive Plan and Land Development Code to warrant approval at this

time; and that BOA case number 2019-04 meets the following criteria for granting a variance: special conditions, special privilege, literal interpretations, minimum variance, general harmony, and public interest.

Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

4. NEW BUSINESS

- 4.1 **BOA 2019-0006: JOHN H. DODD ARCHITECT INC., AGENT FOR SAMUEL & DEENA SMITH, 2734 S. FLETCHER AVENUE VARIANCE** from LDC Section 10.01.02(B) to allow the reconfiguration of stairs to encroach into the front yard setback, expanding a non-conforming situation. (*Quasi-Judicial*)

John Dodd, 2775 Rachel Ave, agent for the applicant, provided information and details specific to the request.

Reece Smith, 2734 S. Fletcher Ave, the applicant, explained the sincere need for the variance in order to provide the safest route into the residence for his elderly mother in law.

ACTION TAKEN: A motion was made by Member Hertslet, seconded by Member Dadd, to approve BOA case number 2019-06; AND that the BOA make the following findings of fact and conclusions of law part of the record: That BOA case 2019-06, as presented, is substantially compliant with the Comprehensive Plan and Land Development Code to warrant approval at this time; and that BOA case number 2019-06 meets the following criteria for granting a variance: special conditions, special privilege, literal interpretations, minimum variance, general harmony, and public interest and the reasons for my findings are: *the safety involved in turning the stairwell to allow the use of it in a safer manner than it is now. The proposal is fixing a current building code violation and will provide safety into the home. Special privilege— it's a safer and better way to get into the home.*

Vote upon passage of the motion was taken by ayes and nays, and being all ayes, carried.

5. BOARD BUSINESS

6. PUBLIC COMMENT

Chip Ross, 210 N 3rd Street, stated that he appreciates the new practice of explaining why each criterion has been met when making a motion for approval of a variance, which Staff did not recommend approval for.

7. ADJOURNMENT – 6:02 PM

Plan Details

Plan Type BOA-Administrative Appeal

Work Class BOA Administrative Appeal

Plan Status In Review

Description I am appealing charges I was required to make in order receive my buildin

Project

District Default

Assigned To Platt, Jacob

Refresh Search Action New Delete Save Cancel Geo Rules 0

Apply Date 5/2/2019

Expire Date Enter date

Complete Date Enter date

Approval Expire Date Enter date

Parcels (1) Addresses (1) Zones (1) Contact

Drag a column header and drop it here to group by that column

Parcel Number
00-00-31-1800-0009-0010

EnerGov

I am appealing charges I was required to make in order receive my building permit. When I had started this project in May of 2018 the fee's were one price and when I finally made it thru all the requirements I needed to even submit my building plans, the fee's were increased 33%. I believe I should be "grandfathered" in for the fee's when started.

OK Cancel

+ Add Parcel

	Main	Parcel Split Process
	☒	☐