

Minutes

Orange Beach Board of Adjustment

March 16, 2022 4:00 PM

Council Chambers Orange Beach Municipal Complex

A. CALL TO ORDER

Vice Chairman Tim Blackwell called the meeting to order at 4:09 PM and asked the secretary to call the roll.

B. ROLL CALL

Present: Tim Blackwell
Linda Bradley
Greg Kennedy
Tim Harry
Ryan Beebe
John Lawler, City Attorney (arrived at 4:17)
Griffin Powell, City Planner
Sherri Descalzo, P&Z Coordinator
Sean Brumley, GIS Specialist

C. APPROVAL OF MINUTES

1. Approval of minutes from the Regular Meeting on October 20, 2021.

D. VARIANCE

CASE NO. 0301-V-22, 5315 Pensacola Avenue

William R. Ray requests approval of a variance to Section 5.0406, Setbacks, Accessory Structures and/or Buildings, to encroach 5 feet into the required setback of 10 feet to the south lot line for a 400 square foot accessory structure. The property is located at 5315 Pensacola Avenue in the RS-2 (Single-Family Residential) zoning district. Mr. Ray spoke about wanting a 5-foot variance, the hail storm had created a need to have a garage. Without the variance it will be impossible to pull his truck into the structure. Vice Chairman Blackwell asked about making it smaller or moving it closer to the house. Mr. Ray said that the screened in porch is in the way. Tim Harry asked about having a roll up door on the other side. Mr. Ray said he would hit the fence. Greg Kennedy said the land is the reason for the undue hardship. He encouraged Mr. Ray to add it to the house instead. Mr. Ray said it would be more expensive and the grinder pump is in the way. Tim Harry asked if a 2-foot variance will work with a roll up door. Ryan Beebe said if the City gives him a 2-foot variance, they might as well give him a 5-foot variance. Attorney John Lawler said the hardship has to be tied to the land. Mr. Ray said the hardship is that a conforming structure will cost more money. Linda Bradley said that is a financial hardship, not a land hardship. Vice Chairman Tim Blackwell called for a motion and vote.

Motion was made by Greg Kennedy and seconded by Linda Bradley. Vice Chairman Blackwell, no; Linda Bradley, no; Greg Kennedy, no; Tim Harry, no; Ryan Beebe, no.

Not Approved (5-0).

E. APPEAL

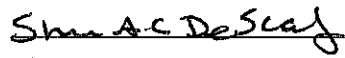
F. NEW BUSINESS

G. OTHER BUSINESS

II. ADJOURN

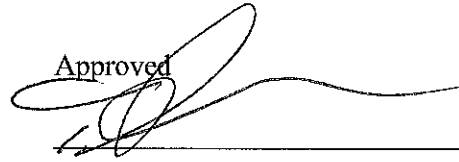
Adjourned at 4:25 PM

Respectfully submitted,



Sherri Descalzo, P&Z Coordinator

Approved



Tim Blackwell, Vice Chairman