

BOARD OF APPEALS

John Tate, Chairman
Marsha Hopkins, Vice-Chairwoman
Brian Haren
Bill Beckwith
Anita Davis

STAFF

Deborah L. Bell, Planning and Zoning Director
Deborah Sims, Zoning Administrator
Chelsie Boynton, Planning and Zoning Coordinator
E. Allison Ivey Cox, County Attorney

AGENDA

**Fayette County Zoning Board of Appeals
SPECIAL CALLED MEETING
Fayette County Administrative Complex
Public Meeting Room
June 12, 2023
7:00 P.M.**

1. Call to Order.
2. Pledge of Allegiance.
3. Approval of Agenda.

Marsha Hopkins made a motion to approve the agenda. Bill Beckwith seconded the motion. The motion passed 5-0.

4. Consideration of the Minutes of the Meeting held on May 22, 2023.

Brian Haren made a motion to approve the Minutes of the Meeting held on May 22, 2023. Anita Davis seconded the motion. The motion passed 5-0.

PUBLIC HEARING

5. Petition No. A-838-23, Willie Montgomery and Laquinta M. Montgomery, Owner, request the following: Variance to Section 110-137. R-40 (d) (6), to reduce the side yard setback from 30 feet to 14 feet to allow existing detached accessory structure (garage) to remain on flag lot per Sec. 110-106. The subject property is located in Land Lot 164 of the 5th District and fronts on Victoria Drive.

Anita Davis made a motion to approve Petition No. A-838-23 Variance to Section 110-137. R-40 (d) (6), to reduce the side yard setback from 30 feet to 14 feet to allow existing detached accessory structure (garage) to remain on flag lot per Sec. 110-106. Bill Beckwith seconded the motion. The motion passed 5-0.

6. Petition No. A-839-23, Parker Wright and Roxana Wright, Owner, request the following: 1) Variance to Sec. 110-125. A-R, (d) (4) a. 2., to reduce the front yard setback from 100 feet to 32 feet to allow existing accessory structure to remain. 2) Variance to Sec. 110-125. A-R, (d) (2) to reduce the lot width from 250 feet to 216 feet to allow for existing accessory structure to remain. 3) Variance to Sec. 110-125.

A-R, (d) (6) to reduce the side yard setback from 50 feet to 25 feet to allow existing accessory structure (Conex). The subject property is located in Land Lot 3 of the 3rd District and fronts on Mask Road.

Brian Haren made a motion to approve Petition No. A-839-23:

- 1. Variance to Sec. 110-125.(d)(2). Lot width – to reduce the lot width (at building line) from 250 feet to 216 feet to allow an existing accessory structure (a barn) to remain.***
- 2. Variance to Sec. 110-125.(d)(4)a.2. Front yard setback – to reduce the front yard setback from 100 feet to 42 feet to allow existing an accessory structure (a barn) to remain.***
- 3. Variance to Sec. 110-125.(d)(6). Side yard setback – to reduce the side yard setback from 50 feet to 47 feet to allow existing an accessory structure (a barn) to remain.***

With Conditions:

- 1. Lots 9 and 10 will be combined into a single parcel, within 90 days, as represented by the proposed recombination plat prepared by W.D. Gray, and submitted as part of the application package.***
- 2. Obtain a building permit for the barn.***
- 3. The conex/shipping container, which is allowed as a farm outbuilding in the A-R Zoning District, shall be moved within 90 days to an area of the lot that complies with all normal building setbacks and lot width requirements.***

Bill Beckwith seconded the motion. The motion carried 5-0.

7. Petition No. A-840-23, NWE18, LLC, Owner and Adam Kaye, Attorney/Agent, request the following: Appeal to Sec. 110-207. - Appeals. and Sec. 110-242. - Powers and duties. Appeal the decision of the Zoning administrator/director of Planning & Zoning with regard to interpretation, administration and enforcement. The subject property is located in Land Lot 126 of the 5th District and fronts on Georgia Highway 54 W.

Brian Haren made a motion to affirm the decision of the Zoning administrator/director of Planning & Zoning with regard to interpretation, administration and enforcement. Bill Beckwith seconded the motion. The motion passed 5-0.