

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 of ACTS

**Fayette County Zoning Board of Appeals
Fayette County Administrative Complex
Public Meeting Room
June 26, 2023
7:00 P.M.**

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

Bill Beckwith made a motion to approve the agenda. Anita Davis seconded. The motion carried 5-0.

4. Consideration of the Minutes of the Meeting held on June 12, 2023.

Brian Haren made a motion to approve the Minutes of the Meeting held on June 12, 2023. Anita Davis seconded the motion. The motion carried 5-0.

PUBLIC HEARING

5. Petition No. A-821-23, Aura Lozada and Fenichel Perez, Owner, request the following: 1) Variance to Sec. 110-79. (c) (1) a. Number and size, to allow for the number of permitted residential accessory structures on the lot to be increased from two (2) to three (3), to allow three (3) existing accessory structures to remain. 2) Variance to Sec. 110-138. R-20, (d) (4) a. 1., to reduce front yard setback from 60 feet to 53.6 foot to allow an existing accessory structure to remain. The subject property is located in Land Lot 75 of the 5th District and fronts on Bonaventure Way, Bellevue Loop and County Line Road.

Bill Beckwith made a motion to approve Variance to Sec. 110-79. (c) (1) a. Number and size, to allow for the number of permitted residential accessory structures on the lot to be increased from two (2) to three (3), to allow three (3) existing accessory structures to remain with conditions: 1. Applicant is to complete the permitting process for any unpermitted structures that are approved to remain within 60 days.

2. Applicant shall remove the unpermitted garden shed on the northwest corner of the property and the unpermitted metal carport near the gazebo. Brian Haren seconded the motion. The motion carried 5-0.

John Tate made a motion to approve Variance to Sec. 110-138. R-20, (d) (4) a. 1., to reduce front yard setback from 60 feet to 53.6 foot to allow an existing accessory structure to remain. Anita Davis seconded the motion. The motion carried 5-0.

6. Petition No. A-820-23, Tanesha Butler, Demetrius Butler and the Co-Trustees, Meshia Bean and Demetrius Anthony Bulter, of the Sterling Brown, Jr Irrevocable Trust as Tenants in Common, Owner, request the following: 1) Variance to Sec. 110-126. C-S, Conservation Subdivision District, (f) (6) to reduce the side yard setback from 20 feet to 11 feet to allow existing swimming pool to remain. 2) Variance to Sec. 110-126. C-S, Conservation Subdivision District, (f) (6) to reduce the side yard setback from 20 feet to 18 feet to allow existing accessory structure (Pergola) to remain. The subject property is located in Land Lot 224 of the 5th District and fronts on Navarre Drive.

Brian Haren made a motion to approve Variance to Sec. 110-126. C-S, Conservation Subdivision District, (f) (6) to reduce the side yard setback from 20 feet to 11 feet to allow existing swimming pool to remain with conditions: 1. Applicant is to complete the permitting process for the pergola. 2. Applicant is to coordinate with the pool contractor and Building Safety to complete the permitting process for the pool. Conditions must be met within 60 days. John Tate seconded the motion. The motion carried 5-0.

Brian Haren made a motion to approve Variance to Sec. 110-126. C-S, Conservation Subdivision District, (f) (6) to reduce the side yard setback from 20 feet to 18 feet to allow existing accessory structure (Pergola) to remain with conditions: 1. Applicant is to complete the permitting process for the pergola. 2. Applicant is to coordinate with the pool contractor and Building Safety to complete the permitting process for the pool. Conditions must be met within 60 days. Bill Beckwith seconded the motion. The motion carried 5-0.