

**Board of Adjustments and Appeals
Regular Meeting
August 27, 2003**

The Board of Adjustment and Appeals (BAA) of the City of Titusville, Florida, met in regular session in the Council Chambers, on Wednesday, August 27, 2003.

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Chairman Donald Prather called the meeting to order at 6:30 p.m. Present were Vice Chairman Sheldon Brown, Members Richard Thornburg, and Robert Donaldson. Alternate Member Boggs was excused. Also in attendance were Senior Planner Randy Woodruff, and Recording Secretary Tammy Holton. It was determined that a quorum was present.

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Chairman Donald Prather asked the entire assembly to recite the Pledge of Allegiance to the Flag.

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First item of business was the approval of the minutes from the July 23, 2003 regular meetings. Member Thornburg made a motion to approve the minutes. Vice Chairman Brown seconded the motion. There was a unanimous voice vote.

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Chairman Donald Prather confirmed the quasi-judicial procedures verifying that all persons wishing to speak before the board have signed an oath card; confirmed that all agenda items had been properly advertised and call for members' statements, if they have visited any of the sites. The members confirmed that they had visited the sites and spoke to no one.

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New Business:

Variance #34-2003 Oaks Development Group for Amville Investments - The applicant requests a variance to Section 21-290(b), Connection to reclaimed water system required, City Code. Located on the east side of Holder Road north of Prescott Street. Randy Woodruff gave a brief overview of the request to continue tabling per applicant.

Member Thornburg made a motion to continue tabling Variance #34-2003 for 30 days until the regular BAA meeting in September 24, 2003. Vice Chairman Brown seconded the motion.

Member Donaldson - yes

Member Thornburg - yes

Chairman Prather - yes

Vice Chairman Brown - yes

Variance #36-2003 Richard Leger - The applicant is requesting a variance to Section 59-36, which requires development in accordance with the more restrictive of either underlying zoning or the overlay district. In this instance, the underlying zoning (R-1B) is more restrictive. The

applicant is requesting a variance of 10-feet to the 25-foot rear yard requirement, Sec. 59-106(b), in order to enclose an existing screen porch. Randy Woodruff gave an overview of the request. Vice Chairman Brown asked if the conditions for approval were discussed with the applicant. Randy Woodruff stated he was not sure if Don Land had spoken with the applicant, but the applicant was present. Discussion followed.

Richard Leger, 465 Willowgreen Lane - In favor. Stated staff gave an appropriate overview of the request. Member Thornburg asked if Mr. Leger had any problems with the conditions set by staff. Mr. Leger stated he was okay with the conditions. Discussion followed.

Vice Chairman Brown made a motion for approval of Variance #36-2003 with staff recommendation and conditions. Member Donaldson seconded the motion.

Chairman Prather – yes

Vice Chairman Brown – yes

Member Thornburg – yes

Member Donaldson - yes

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Adjournment:

The meeting adjourned at 6:45 p.m.