

**BOARD OF ADJUSTMENT & APPEALS MINUTES**

3/8/10

MARCH 8, 2010

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The City of Foley Board of Adjustment & Appeals held a regular scheduled meeting on March 8, 2010 at 5:30 pm in the Council Chambers of City Hall. Members present were Vice Chairman Jack Kimsey; Montie Clark; Joe Cabaniss, and Joseph Bullard. Absent were Vernie Heard, Jimmy Donaldson and Chairman Sheila Hodges. Staff members present were Recording Secretary Judy Schneider

Vice Chairman Kimsey called the meeting to order at 5:30 pm

**MINUTES:**

Approval of the minutes for the February 8, 2010 regular scheduled meeting.

Monte Clark made a motion to approve the minutes of the February 8 meeting as published. Joe Cabaniss seconded the Motion. All members voted aye.

**Motion to approve the minutes of the February 8 meeting as published passed.**

**NEW BUSINESS:**

Vice Chairman Kimsey explained that with only four members present there would need to be a unanimous vote to pass any requests.

**1. Crossway Christian Fellowship- Request for Use Permitted on Appeal**

The Board of Adjustment & Appeals has received a request for Use Permitted on Appeal on property located at 203 W Myrtle, Parcel ID# 05-54-09-29-4-000-068.001. The property is zoned B-1 (Central Business District). The request is for a Church in a B-1 zone, Article 7.1.2D Use Permitted on Appeal. Applicant is Crossway Christian Fellowship.

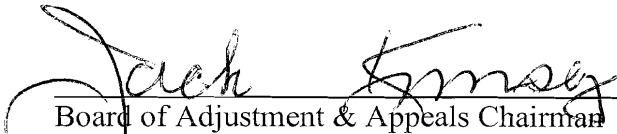
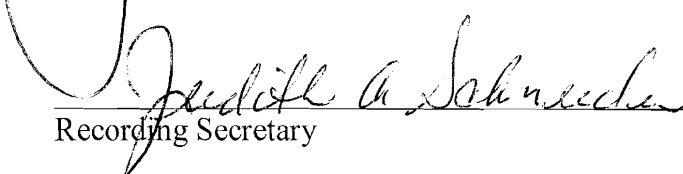
Mr. Chuck Lay, Pastor Ed Crell, and Mr. Doug Hayes were present to represent the church. Mr. Lay explained he and Mr. Hayes were Official Building Inspectors and Mr. Hayes was a qualified Fire Inspector. They have inspected the building and it is appropriately secure for use as a Church. For parking, there are 10 spaces available behind the building with and additional five in front of the building. In addition, additional parking is available; on a 30-day renewable agreement; across the street on a 1/3 acre lot. The current membership is about 47 and slowly growing. The Church currently is meeting at the Jubilee Blue Grass RV and has outgrown the space, they need to have a new location until they are able to purchase land and can build their own buildings.

Jack Kimsey stated his only concern had been the parking but the applicant has appropriately addressed that issue.

Montie Clark made a motion to grant the Use Permitted on appeal as requested. Joe Bullard seconded the motion and felt it was a good location. Roll call vote; Joe Bullard, aye; Montie Clark, aye; Jack Kimsey, aye; and Joe Cabaniss, aye.

**Motion to grant the Use Permitted on appeal as requested passed.**

Meeting adjourned at 5:40 pm.

 Board of Adjustment & Appeals Chairman	4-12-10 Date
 Recording Secretary	4-12-10 Date