

**BOARD OF ADJUSTMENT & APPEALS MINUTES**

May 10, 2010

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The City of Foley Board of Adjustment & Appeals held a regular scheduled meeting on May 10, 2010 at 5:30 pm in the Council Chambers of City Hall. Board Members present were Montie Clark, Jack Kimsey, Chairman Sheila Hodges, Jimmy Donaldson and Joe Cabaniss. Staff present was Judy Schneider, Recording Secretary.

Chairman Hodges called the meeting to order at 5:30 pm

**MINUTES:**

Approval of the minutes for the April 12, 2010 regular scheduled meeting.

Montie Clark made a motion to approve the April 12, 2010 minutes as published. Joe Cabaniss seconded the motion. All members voted aye.

**Motion to approve the April 12, 2010 minutes passes.**

**NEW BUSINESS:**

**1. Plastic Arts Sign - Request for Variance for Signage**

The Board of Adjustment & Appeals has received a request for a variance to Article 9.6, Wall Signage "one per Facing Street" on property located at 1295 Walk Magnolia, Foley, AL. Parcel ID #05-61-02-03-000-01.006. The property is zoned PDD (Planned Development). Request is for an additional arch on the non-street side (North side) of the building to match other existing McDonalds Restaurants. Applicant is Plastic Arts Signs.

Mr. Scott Navarr was present to represent the requested variance. He explained that McDonalds wanted all their establishments to look alike and therefore they were requesting the variance for signage on the north side of the building that faces the parking lot.

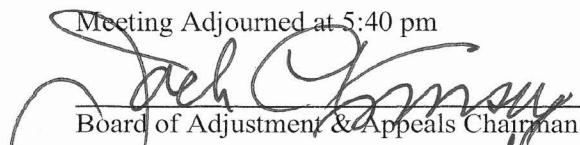
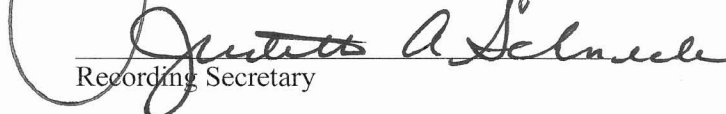
Jack Kimsey asked Mr. Navarr if they were aware the City of Foley Planning Commission would be voting on changes to the Zoning Ordinance at their May 2010 meeting. Mr. Kimsey explained that one of the changes proposed is the regulation regarding signage on a non-street side of an establishment. With this change to the Ordinance, McDonalds would not require a variance for this type of signage. Mr. Kimsey went on to explain that in the past the Board of Adjustments has been steadfast on denying this type of variance and therefore Mr. Navarr may want to consider placing the request on hold for an undetermined time until the changes have been completed

Mr. Navarr agreed he would like to have the request placed on hold until the changes to the Zoning Ordinance were completed.

Jack Kimsey made a motion to grant the request for postponement. Joe Cabaniss seconded the motion. All members voted aye.

**Motion to grant request for postponement passes.**

Meeting Adjourned at 5:40 pm

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|   | <u>6-14-10</u> |
| Board of Adjustment & Appeals Chairman   | Date           |
|  | <u>6-14-10</u> |
| Recording Secretary  | Date           |