

**BOARD OF ADJUSTMENT MEETING**

**MINUTES**

**NOVEMBER 16, 2016**

**2:00 P.M.**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PRESENT:**

Paul Skipper, Chairman  
David Littell, Vice Chairman  
Michael Bomar, Member  
Tom DeYampert, Member

**ABSENT:**

Sandie Lyman, Member

**ALSO PRESENT:**

Andrew Dickman, City Attorney  
Jennifer Bryla, Community Development Director  
Mike Larimore, Zoning Tech II  
Mary Jo Murphy, Deputy City Clerk

**1. Changes to the Agenda**

Mr. Larimore, Zoning Tech II, advised the board that the applicant for Case No. 2016-0066 had requested a continuance until the December 14, 2016 Board of Adjustment meeting.

**2. Audience Comments**

There were no audience comments.

**3. Minutes for Acceptance – 10/26/2016**

**Member DeYampert made a motion to approve the minutes from the October 26, 2016 meeting. The motion was seconded by Vice Chairman Littell and unanimously approved by a voice vote (4 yeses – 0 nos).**

#### **4. Public Hearings**

- I. **Case 2016-0063:** 7800 Blind Pass Road - Applicant requests a variance to Section 26.35(a) of the Land Development Code to reduce the required front yard setback from 10 feet to 3 feet to allow for the construction of a freestanding monument sign.

Mike Larimore gave Staff's presentation to the board. Staff's recommendation was for denial.

Chairman Skipper asked the applicant to come forward.

Jack Lynn, Lynn Sign Company, spoke in regard to having no visibility without placing the sign near the sidewalk, property lines, vegetation impeding visibility, and signage.

Chairman Skipper asked if anyone would like to speak on behalf of the applicant.

Doug Izzo, Tampa Bay Beaches Chamber of Commerce, spoke in support of the variance request.

Chairman Skipper asked if anyone else would like to speak on behalf of the application. There were no comments.

Chairman Skipper asked if anyone would like to speak in opposition to the application. There were no comments.

Hearing none, Chairman Skipper closed the public comment portion and opened it for discussion among the Board members and Staff.

Jack Lynn, Lynn Sign Company, spoke, at the request of the board, in regard to the following items: moving the sign north 2 to 3 feet out of the visibility triangle, right-of-ways and setbacks.

Member DeYampert expressed his ex parte communication with the applicant.

In regard to ex parte communications, City Attorney Dickman advised the board members to divulge any ex parte communication or contacts from this meeting forward. The board members complied, and there was no voting conflict or the appearance of a voting conflict.

Jack Lynn, Lynn Sign Company, spoke at the request of the board and agreed to move the sign north, to whatever the requirement would be, out of the visibility triangle.

**Member DeYampert made a motion to approve this variance for signage with the condition that the sign is not located anywhere within the visibility triangle. The motion was seconded by Vice Chairman Littell. The motion was approved by an individual roll call vote, (4 yeses – 0 nos).**

- II. **Case 2016-0066:** 1309 Boca Ciega Isle Drive- Applicant requests variances to: (1) Section 9.6(a) of the Land Development Code to reduce the minimum required lot size, and (2) Section 9.7(a) of the Land Development Code to reduce the required rear yard setback from 20 feet to 12 feet to allow for the subdivision of the existing lot into two lots and the construction of two single family houses.

Mr. Larimore informed the board that he received an email from the applicant requesting a continuance until the December 14, 2016 meeting.

Chairman Skipper asked for board discussion. Hearing none, Chairman Skipper asked for a motion to continue Case 2016-0066 until the December 14, 2016 meeting.

**Member Bomar made a motion to continue the variance request for Case No. 2016-0066. The motion was seconded by Member DeYampert. The motion was unanimously approved by an individual roll call vote, (4 yeses - 0 nos).**

There was board discussion in regard to attendance for board meetings and having a quorum present. Member Bomar made a suggestion to research having an alternate member for the board.

In regard to Member Lyman's three successive absences, City Attorney Dickman advised the board that Member Lyman be put on notice and contacted in writing in regard to Section 22-36 of the Code of Ordinances. The Clerk's office is to make the communication to the member and copy the person appointing the member.

## **5. Adjournment**

There being no further business before the board, the meeting was adjourned at 2:28 p.m.

Attest:



Rebecca C. Haynes, City Clerk



Paul Skipper, Chairman

Minutes approved on: 12/14/16