



**OFFICIAL AGENDA
BOARD OF ADJUSTMENTS & APPEALS
CITY OF STARKVILLE, MISSISSIPPI
MEETING OF WEDNESDAY, AUGUST 28, 2019
2ND FLOOR CITY HALL – COMMUNITY DEVELOPMENT,
110 WEST MAIN STREET, 4:00 PM**

- I. CALL TO ORDER
- II. ROLL CALL
- III. CONSIDERATION OF THE OFFICIAL AGENDA
- IV. APPROVAL OF THE MINUTES:
 - A. CONSIDERATION OF THE UNAPPROVED MINUTES FOR JULY 11, 2019
 - B. CONSIDERATION OF THE UNAPPROVED MINUTES FOR JULY 24, 2019
- V. NEW BUSINESS
 - A. VA 19-11 REQUEST BY OCEDA FOR VARIANCE RELIEF FROM SIGN REQUIREMENTS FOR NORTH STAR INDUSTRIAL PARK IN A M-1 ZONE WITH THE PARCEL NUMBERS 115-21-007.01, 115-21-007.00, 115 -21-010.00, 115 -21-010.01, 115-21-010.02, 115 -22-026.00, 155-21-006.00, AND 114-20-003.00
- VI. ADJOURN

**UNAPPROVED
MINUTES OF THE SPECIAL CALL
MEETING OF THE BOARD OF
ADJUSTMENTS & APPEALS
THE CITY OF STARKVILLE, MISSISSIPPI
JULY 11, 2019**

The Board of Adjustments & Appeals held their Special Call meeting at 4:00 PM on July 11, 2019, in the Community Development Department at City Hall. Members present were Kim Moreland, Ward 1, Jerry Jefferson, Ward 2, Bo Richardson, Ward 3, Robert Camp, Ward 4, Chairman Bill Webb, Ward 5, Marco Nicovich, Ward 6, and Shawn Sullivan, Ward 7. Attending the Board members were Community Development Director Dr. Simon Kim. And Assistant City Planner Emily Corban.

A CONSIDERATION OF THE WRITTEN AGENDA

**OFFICIAL AGENDA
BOARD OF ADJUSTMENTS & APPEALS
CITY OF STARKVILLE, MISSISSIPPI
SPECIAL CALL MEETING OF WEDNESDAY, JULY 11, 2019
2ND FLOOR CITY HALL – COMMUNITY DEVELOPMENT,
110 WEST MAIN STREET, 4:00 PM**

- I. CALL TO ORDER
- II. ROLL CALL
- III. CONSIDERATION OF THE OFFICIAL AGENDA
- IV. NEW BUSINESS
 - A. AA 19-02 REQUEST BY HENRY PILKINTON FOR AN APPEAL ON ADMINISTRATIVE INTERPRETATIONS OF ZONING REGULATIONS FOR THE LEGALLY NONCONFORMING SHED STRUCTURE AND THE ILLEGALLY-BUILT PERGOLA(S), LOCATED AT 805 UNIVERSITY DRIVE IN AN T-5 ZONING DISTRICT WITH THE PROPERTY #101C-00-005.00
- V. ADJOURN

NEW BUSINESS

- A. AA 19-02 REQUEST BY HENRY PILKINTON FOR AN APPEAL ON ADMINISTRATIVE INTERPRETATIONS OF ZONING REGULATIONS FOR THE LEGALLY NONCONFORMING SHED STRUCTURE AND THE ILLEGALLY-BUILT PERGOLA(S), LOCATED AT 805 UNIVERSITY DRIVE IN AN T-5 ZONING DISTRICT WITH THE PROPERTY #101C-00-005.00

Dr. Simon Kim introduced the Administrative Appeal case to the Board members and presented the case.

Then applicant Mr. Henry Pilkington and his Attorney, Mr. Jason Sharp, came forward to present their request.

Calling for and receiving no comments, the Chairman closed the public meeting to begin deliberations. After discussion among the Board Members, Mr. Richardson moved to approve AA 19-02, which was seconded by Mr. Webb and the Board voted 7 to 0 to recommend approval of this administrative appeal request with the following conditions:

1. That if the property sells, the structure and swing shall be removed from the premises.
2. That the applicant not build anything else on the property without going through proper city procedures.
3. That the structure and swing not be required to be inspected by the building department.

ADJOURNMENT

After discussion, Mr. Sullivan moved to adjourn which was seconded by Mr. Richardson, and the Board voted unanimously to adjourn until 4:00 p.m. on July 24, 2019 in the second-floor conference room located at 110 West Main Street, Starkville, MS.

Bill Webb, Chairman

Emily Corban, Assistant City Planner

DRAFT

**UNAPPROVED
MINUTES OF THE MEETING OF THE
BOARD OF ADJUSTMENTS & APPEALS
THE CITY OF STARKVILLE, MISSISSIPPI
JULY 24, 2019**

The Board of Adjustments & Appeals held their meeting at 4:00 PM on July 24, 2019, in the Community Development Department at City Hall. Members present were Kim Moreland, Ward 1, Jerry Jefferson, Ward 2, Bo Richardson, Ward 3, Robert Camp, Ward 4, and Marco Nicovich, Ward 6. Absent from the meeting were Chairman Bill Webb, Ward 5, and Shawn Sullivan, Ward 7. Attending the Board members were City Planner Daniel Havelin, Assistant City Planner Emily Corban, and Community Development Director Dr. Simon Kim.

A CONSIDERATION OF THE WRITTEN AGENDA

**OFFICIAL AGENDA
BOARD OF ADJUSTMENTS & APPEALS
CITY OF STARKVILLE, MISSISSIPPI
SPECIAL CALL MEETING OF WEDNESDAY, JULY 24, 2019
2ND FLOOR CITY HALL – COMMUNITY DEVELOPMENT,
110 WEST MAIN STREET, 4:00 PM**

- I. CALL TO ORDER
- II. ROLL CALL
- III. CONSIDERATION OF THE OFFICIAL AGENDA
- IV. APPROVAL OF THE MINUTES:
 - A. CONSIDERATION OF THE UNAPPROVED MINUTES FOR MAY 22, 2019
- V. NEW BUSINESS
 - A. VA 19-10 REQUEST BY ANDY FORNEA FOR VARIANCE RELIEF FROM FRONT SETBACK REQUIREMENTS FOR A PROPOSED SUBDIVISION IN AN R-3A ZONE WITH THE PARCEL NUMBERS 1021-00-005.00, 1021-00-006.00 AND 1021-00-002.00
- VI. PLANNER REPORT
- VII. ADJOURN

The Board considered the matter of the approval of the written agenda dated May 22, 2019. Upon the motion of Ms. Moreland seconded by Mr. Camp, the Board voted unanimously to approve the written agenda.

CONSIDERATION FOR APPROVAL OF THE MINUTES OF THE MEETING OF MAY 22, 2019

After discussion and upon the motion of Ms. Moreland, seconded by Mr. Richardson, the motion to approve the Minutes of the May 22, 2019 Board of Adjustments and Appeals meeting as amended received unanimous approval.

NEW BUSINESS

A. VA 19-10 REQUEST BY ANDY FORNEA FOR VARIANCE RELIEF FROM FRONT SETBACK REQUIREMENTS FOR A PROPOSED SUBDIVISION IN AN R-3A ZONE WITH THE PARCEL NUMBERS 102I-00-005.00, 102I-00-006.00 AND 102I-00-002.00

This is a variance request by Andy Fornea for relief from front setback requirements for a proposed 79 lot subdivision located in an R-3A zoning district. The applicant is requesting a reduced minimum front setback to bring the front of the homes closer to the street to create a more pedestrian friendly streetscape and to allow for a covered porch to extend out beyond the front façade of the house and front-loaded garage.

43 property owners of record within 300 feet of the subject property were notified directly by mail of the request. A public hearing notice was published in the Starkville Daily News on June 22, 2019 and a sign was posted on the property concurrent with publication of the notice. As of this date, the Planning Office has received no phone calls about this request and one in office visit requesting information.

Chairman Bill Webb opened the public hearing.

The applicant Andy Fornea and Mike Hammond came forward to speak in favor of the request.

Calling for and receiving no comments, the Chairman closed the public hearing. After discussion among the Board Members, Mr. Richardson moved to approve VA 19-10, which was seconded by Mr. Camp and the Board voted 5 to 0 to recommend approval of this request.

ADJOURNMENT

After discussion, Mr. Camp moved to adjourn which was seconded by Mr. Jefferson, and the Board voted unanimously to adjourn until 4:00 p.m. on August 28, 2019 in the second-floor conference room located at 110 West Main Street, Starkville, MS.

Marco Nicovich, Vice-Chairman

Daniel Havelin, City Planner