

**APPROVED MINUTES OF THE MEETING OF
THE BOARD OF ADJUSTMENTS & APPEALS
CITY OF STARKVILLE, MISSISSIPPI**

June 23, 2021

Be it remembered that the members of the Board of Adjustments & Appeals of the City of Starkville held their regularly scheduled meeting on June 23, 2021 at 4:00 p.m. in the conference room on the 2nd floor of City Hall located at 110 West Main Street, Starkville, MS.

There being physically present were, Bill Webb, Chairman, Ward 6, Marco Nicovich, Vice Chairman, Ward 5, Bo Richardson, Ward 3, George Ford, Ward 1, and Robert Camp, Ward 4. Not in attendance was Shawn Sullivan, Ward 7. Physically present attending the Commissioners was City Planner Daniel Havelin.

Chairman Webb opened the meeting.

III. CONSIDERATION OF THE OFFICIAL AGENDA

**OFFICIAL AGENDA
BOARD OF ADJUSTMENTS & APPEALS
CITY OF STARKVILLE, MISSISSIPPI
MEETING OF WEDNESDAY, JUNE 23, 2021
2ND FLOOR CITY HALL – COMMUNITY DEVELOPMENT,
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 26, 2021**
- V. **NEW BUSINESS**
 - A. **PUBLIC HEARING AND CONSIDERATION OF VA 21-05 A REQUEST FOR A VARIANCE FROM SIDEWALK REQUIREMENTS AT 110 HIGHWAY 12 WEST IN A C ZONING DISTRICT WITH THE PARCEL NUMBER 102A-00-209.01**
- VI. **ADJOURN**

The Board considered the matter of the approval of the written agenda dated June 23, 2021. Upon the motion of Mr. Nicovich, seconded by Mr. Ford, the Board voted unanimously to approve the written agenda.

IV. APPROVAL OF THE MINUTES

A. APPROVAL OF THE UNAPPROVED MINUTES FOR May 26, 2020

The Board considered the matter of the approval of the minutes of the May 26, 2020 Board of Adjustments and Appeals meeting. Upon the motion of Mr. Nicovich, seconded by Mr. Ford, the Board voted unanimously to approve the minutes as amended.

V. NEW BUSINESS

A. PUBLIC HEARING AND CONSIDERATION OF VA 21-05 A REQUEST FOR A VARIANCE FROM SIDEWALK REQUIREMENTS AT 110 HIGHWAY 12 WEST IN A C ZONING DISTRICT WITH THE PARCEL NUMBER 102A-00-209.01

This is a request by Thomas Stewart on behalf of People's Dental from the sidewalk requirements at 110 Highway 12 West. The applicants recently completed the conversion and remodel of an existing restaurant building into a dental clinic. The improvements triggered the sidewalk requirements. During the design phase of the sidewalk, an existing storm drain inlet was discovered in the area of the proposed sidewalk. The existing inlet would need to be replaced as part of the sidewalk installation. The estimated cost to building the sidewalk and replace the inlet is \$33,972. The applicant is requesting the variance and to pay the estimated fee in lieu payment of \$8,125.55.

The request was noticed in accordance with Section 3.7.3.E of the Unified Development Code. 10 property owners of record within 160 feet of the subject property were notified directly by mail of the request. A legal ad was published in the Starkville Daily News on June 8, 2021. A sign was posted on the property in a conspicuous location. As of this date, the Planning Office has received one phone call about the request.

Chairman Webb opened the public hearing to citizen comments.

Thomas Stewart came forward representing the applicant to speak in favor of the request.

Call for and receiving no additional comments, Chairman Webb closed the public hearing and opened the item up for discussion.

After a discussion and upon the motion of Mr. Richardson, duly seconded by Mr. Camp, the motion to approve VA 21-04 based on special conditions which are peculiar to the land and hardship not resulted from the actions of the applicant. The motion received approval by a vote of 4-1. Marco Nicovich was the dissenting vote.

VI. ADJOURNMENT

After discussion, Mr. Nicovich moved to adjourn which was seconded by Mr. Ford, and the Board voted unanimously to adjourn until 4:00 p.m. on July 28, 2021 in the second-floor conference room located at 110 West Main Street, Starkville, MS.

Bill Webb, Chairman

Daniel Havelin, City Planner