

The Madison County Board of Zoning Appeals met on the above date at 9:00 A.M. with, Mary Jane Baker, Chairperson, presiding.

Members Present: Mary Jane Baker, Bill Hobbs, Rick Durham, John Simmermon, and Amanda Bousman.

Also Present: Tim Westerfield, Planner, Jeff Graham, Attorney, and Elizabeth Bruns, Board Secretary.

Absent: None

CURRENT BUSINESS

1. Prayer – Rick Durham
2. Pledge of Allegiance
3. Roll call taken with all members present.
4. Chairman Baker asked if any corrections needed to be stated for the approval of the minutes. Member Durham made a motion to approve the October Minutes as presented, Member Hobbs seconded the motion. The vote was unanimous in favor of the motion. **October Minutes Approved.**

NEW BUSINESS

1. **Petition:** 2014-V 011
Address: 4718 Summer Drive (Park Estates Subdivision)
Location: The subdivision is located on the west side of 200 East, approximately 675 feet south of 450 North.
Petitioner: Ronald Ackles
Owner: Ronald Ackles
Zoning: CR
Request: A variance for a side yard setback to be reduced to six (6) inches.

Mr. Westerfield, Planner, presented the Staff Report stating that this request does not comply with our Ordinance in any way and that we would be setting a precedent if they are approved.

Member Durham asked if concrete is allowed to be that close to the property line. Mr. Westerfield stated that it was. Member Hobbs asked Attorney Graham if this in fact would set a precedent. Attorney Graham stated that it unfortunately would. Member Simmermon asked if there was a reason why a yard barn could not go in the back yard, and stated that it appears to be enough room to allow for an accessory structure to be erected there.

Ron Ackles, 4718 Summer Drive. I placed the structure where it is because I wanted to use the existing concrete. I did not realize that I would need a permit to construct this

building. Mr. Ackles said that he wanted it for storage of the snow blower and lawn mowers so that he doesn't have to walk to the back yard to get them and that would allow him to park in his garage.

Bob Garcia, I live on the other side of Ron and Kim. The reason everyone moved out here to begin with is because it's away from the city. This is a beautiful well built structure. We swap stories, and drink coffee with our neighbors. I think that everyone is overlooking that everyone in that addition is either my age or older and we all take care of one another. Ron is an ex Marine combat veteran that is still carrying pieces of Viet Nam in his body. Before he went to Viet Nam he was very fit. This access would allow him to not have to walk to the back yard to get his snow blower out. I wish you would all take a moment to consider the fact that this would be a great convenience to him. It's a beautiful structure and all of the neighbors are envious of this building.

Mr. Westerfield stated that we would have a timeframe placed on the removal of this structure from our office. I would also like to say that we appreciate you serving our Country.

Member Hobbs made a motion, seconded by Member Simmermon, to deny Petition 2014-V-011 per Staff's Recommendations. Vote was unanimous in favor of the motion.
Petition 2014-SU-004 denied.

Mr. Ackles said I will take care of it whatever you guys decide. I'll fix it the way I want, if I have to tear it down, I'll tear it down, if I have to move it, I'll move it or get rid of a bunch of stuff. I'm not going to go thru this again.

Mr. Garcia said so much for being a Veteran as he was leaving the meeting room.

MISCELLANEOUS:

Chairwoman Baker and Member Durham moved to adjourn the meeting.

ADJOURNMENT: 9:36:05 a.m.

Mary Jane Baker, Chairman

Elizabeth Bruns, Board Secretary