

CITY OF PALM BAY, FLORIDA

**BOARD OF ADJUSTMENT
REGULAR MEETING NO. 2009-1**

Held on Monday, January 5, 2009, in the City Hall Council Chambers, 120 Malabar Road, SE, Palm Bay, Florida.

This meeting was properly noticed pursuant to law; the minutes are on file in the Land Development Division, Palm Bay, Florida. The minutes are not a verbatim transcript but a brief summary of the discussions and actions taken at this meeting.

Mr. Bob Williams, Chairperson, called the meeting to order at approximately 7:00 p.m.

Mr. Williams led the Pledge of Allegiance to the Flag.

ROLL CALL:

CHAIRPERSON:	Bob Williams	Present
VICE CHAIRPERSON:	Frank Illich	Absent (Excused)
MEMBER:	Richard Charshafian	Present
MEMBER:	John De Vivo	Present
MEMBER:	Joseph Hoffkins	Absent (Excused)
MEMBER:	Ann King-Smith	Present
MEMBER:	Rodney White	Absent

Chairperson Williams excused the absences of Mr. Illich and Mr. Hoffkins.

CITY STAFF: Present were Robert Loring, Planner; Glenda Hege, Land Development Recording Secretary; Nick Tsamoutales, City Attorney Emeritus.

ADOPTION OF MINUTES:

1. Regular Meeting No. 2008-11, November 3, 2008. Motion by Mr. De Vivo, seconded by Mrs. King-Smith to approve the minutes as presented. The motion carried with members voting as follows: Mr. Charshafian, aye; Mr. De Vivo, aye; Mr. Williams, aye; Mrs. King-Smith, aye.

ANNOUNCEMENTS:

1. Mr. Williams addressed the audience on the meeting procedures and explained that the Board of Adjustment was a quasi-judicial board made up of seven volunteers appointed by the City Council.

NEW BUSINESS:

1. V-1-2009 – YI YING LIN (REPRESENTING J. F. MEYERS CONTRACTOR)

The applicant had requested a variance to the Zoning Ordinance to allow a completed home to encroach the 8 foot side interior setback by a maximum of 6 inches in the RS-2, Single Family Residential Zoning District.

J. F. Meyers (Representative General Contractor) was in favor of the staff report. Mr. Meyers provided the Board with an updated survey and stated that he had been hired to complete the job. The Board asked Mr. Meyers if there had been a form board survey completed and the applicant answered that it had been done prior to his company being hired.

There were no comments from the audience. There were no letters in the file.

Motion by Mr. De Vivo, seconded by Mr. Charshafian to grant V-1-2009 a variance to the Zoning Ordinance to allow a completed home to encroach the 8 foot side interior setback by a maximum of 6 inches, in the RS-2, Single Family Residential Zoning District with the condition that if the property was ever removed or destroyed the variance would cease. The motion carried with members voting as follows: Mr. Charshafian, aye; Mr. De Vivo, aye; Mr. Williams, aye; Mrs. King-Smith, aye.

ADJOURNMENT:

The meeting adjourned at approximately 7:20 p.m.

Bob Williams, CHAIRPERSON

Attest:

Glenda Hege, SECRETARY