

**BOARD OF ADJUSTMENT MEETING**

**April 14, 2020**

Per the directive of Vice-Chairperson Greg Greene, this meeting was conducted pursuant to Section 3 of Governor Kay Ivey's March 18, 2020 Proclamation concerning the operation of the Open Meetings Law during the state of emergency related to COVID-19. All deliberations conducted, and actions taken, during the meeting were limited to matters within the Board of Zoning Adjustment's statutory authority that are (a) necessary to respond to COVID-19, or (b) necessary to perform essential minimum functions of the Board of Zoning Adjustment. As such, members of the Board of Zoning Adjustment participated in this meeting by means of electronic communications. Additionally, the meeting was not open to physical presence by members of the general public, but was livestreamed so that the public (including any applicant or other person interested in any agenda item) could listen, observe, and participate in the meeting without being physically present. Persons interested in doing so were able to utilize the ZOOM meeting invitation and/or meeting phone number found on the Board of Zoning Adjustment page of the City of Athens website, and contact etidwell@athensal.us with any additional questions for how to do so. No less than twelve (12) hours after the meeting, the City is required to post a summary of the meeting on its website. **This document will serve as the required summary.**

- I. **Call to Order.** The Board of Adjustment of the City of Athens, Alabama, met in Regular session via ZOOM video conference that was open to the public on April 14, 2020 at 5:35 p.m., after a short work session.
- II. **Roll Call.** Members present: Vice-chairman Greg Greene. Regular members: Jim Ernest, Al Wassum, and Greg Skipworth. Chairperson Jerald Blaxton was absent. Alternate member Larry Burlingame was also present and voted in place of Mr. Blaxton.

Erin Tidwell, Planner, and James Rich, Director of Public Works were Present.

**Discussion:** Mr. Greene explained that any motion requires four affirmative votes.

**Minutes:** The November and December 2019 Minutes were approved.

**Old Business:** None

**New Business:**

- III. **Public Hearing** Request of Sally McNeal for a Special Exception for a major home occupation concerning a dog grooming business in accordance with Section 3.9.1.A of the City of Athens Zoning Ordinance, to be located at 1005 Lindsay Lane South, in an R-1-1 Single Family Low Density Residential District.

Ms. Tidwell stated that staff would recommend approval of the request with three conditions that are as follows:

**COVID-19 Protocol: Required Meeting Summary**  
**THESE ARE NOT MEETING MINUTES**

1. The business shall have no signage posted so that that there will be no indication from the exterior that the dwelling is being utilized for purposes other than a dwelling.
2. Business hours shall be limited to 5 days a week, from the hours of 7:00 AM to 8:00 PM. The owner is free to modify these hours so long as they fit within this time frame.
3. The business shall be limited to a maximum of 3 customers a day and only one customer shall be at her home at any given time.

Ms. Sally McNeal, 1005 Lindsay Lane South, was present to represent her application. She had no objections to these contingencies.

**IV. Motion.** Mr. Greene called for a motion.

**V. Resolution.** The following resolution was offered and approved unanimously by the Board:

“BE IT RESOLVED BY THE BOARD OF ADJUSTMENT OF THE CITY OF ATHENS, ALABAMA, to approve the request of Sally McNeal for a Special Exception for a major home occupation concerning a dog grooming business in accordance with Section 3.9.1.A of the City of Athens Zoning Ordinance, to be located at 1005 Lindsay Lane South, in an R-1-1 Single Family Low Density Residential District with the following conditions:

1. The business shall have no signage posted so that that there will be no indication from the exterior that the dwelling is being utilized for purposes other than a dwelling.
2. Business hours shall be limited to 5 days a week, from the hours of 7:00 AM to 8:00 PM. The owner is free to modify these hours so long as they fit within this time frame.
3. The business shall be limited to a maximum of 3 customers a day and only one customer shall be at her home at any given time.”

**VI. Adjournment.** There being no further business, the meeting was adjourned.