



Present at the meeting included:

Chairman Al Dempsey
Vice-Chairman Michael W. Carraway
Commissioner James Van Meter
Commissioner Marty Jackson
Commissioner Russell Wilder

Scott Sterling, Division Director
Will Butler, Planning Manager
Dylan Douglas, Planner I
Members of the Public

A. CALL TO ORDER

Chairman Dempsey called the meeting to order at 6:00 p.m.

B. INVOCATION

Commissioner Wilder gave the invocation.

C. PLEDGE OF ALLEGIANCE

Commissioner Jackson led the pledge to the American Flag.

D. ROLL CALL / QUORUM

Chairman Dempsey declared a quorum with 5 Commissioners present (100% Quorum).

E. APPROVAL OF THE MINUTES OF PREVIOUS MEETING

(E1) August 17th, 2023

Vice-Chairman Carraway made a motion to approve the August 17th, 2023 meeting minutes. Commissioner Jackson seconded the motion. The motion carried unanimously.

F. APPROVAL OF THE AGENDA

Commissioner Van Meter made a motion to approve the September 7th, 2023 Agenda. Commissioner Jackson seconded the motion. The motion carried unanimously.

G. PRESENTATION

H. DEBATE AGENDA

1. New Business

a. Public Hearing

1. **(H1a1) MW23-09-01**, 3107 Carillon Way, Tax Map 071 Parcel 093, 0.41 +/- acres and currently zoned R-2 (Single Family Residential).

Staff Member Dylan Douglas presented the staff recommendation.

Chairman Dempsey opened the public hearing at 6:02PM.

Applicant representative, Greg Oldham, 7025 Evans Town Center Blvd, stated that the reason for the variance request is to reduce the front setback from 30 feet to 27 feet.

Members of the public were present but provided no further comments or concerns.

Chairman Dempsey closed the public hearing at 6:03PM.

Commissioner Van Meter made a motion to approve MW23-09-01, 3107 Carillon Way, Tax Map 071 Parcel 093, 0.41 +/- acres and currently zoned R-2 (Single Family Residential). Vice-Chairman Carraway seconded the motion. The motion carried unanimously.

2. (H1a2) **MW23-09-02**, 4078 Briarwood Court, Tax Map 077B Parcel 095, 0.29 +/- acres and currently zoned R-3 (Single Family Residential)

Staff Member Dylan Douglas presented the staff recommendation.

Chairman Dempsey opened the public hearing at 6:04PM.

Applicant was present but provided no comments or concerns.

Members of the public were present but provided no comments or concerns.

Chairman Dempsey closed the public hearing at 6:04PM.

Commissioner Van Meter made a motion to approve MW23-09-02, 4078 Briarwood Court, Tax Map 077B Parcel 095, 0.29 +/- acres and currently zoned R-3 (Single Family Residential). Vice-Chairman Carraway seconded the motion. The motion carried unanimously.

b. Text Amendment

1. **(H1b1) Text Amendment**, Chapter 90 Zoning, Section 90-97 *Allowed uses* & Section 90-147 *Use provisions*.

Planning Services Division Director Scott Sterling presented the staff recommendation.

Chairman Dempsey opened the public hearing at 6:08PM.

Commissioner Wilder asked for clarification on what is considered a tiny tattoo.

Staff Member Will Butler clarified that a tiny tattoo is a small design and permanent cosmetics would not be considered a small tattoo.

Commissioner Wilder asked if the owner of a business retired and closed their shop, are they still allowed to sell.

Division Director Scott Sterling stated that the new owner would have 1 year to comply.

Members of the public were present but provided no comments or concerns.

Chairman Dempsey closed the public hearing at 6:10PM.

Commissioner Van Meter made a motion to approve the Text Amendment, Chapter 90 Zoning, Section 90-97 *Allowed uses* & Section 90-147 *Use provisions*. Commissioner Jackson seconded the motion. The motion carried 4-1. Commissioner Wilder opposed.

I. LEGAL MATTERS

J. STAFF AND COMMISSIONER COMMENTS

K. PUBLIC COMMENTS AND PARTICIPATION

There was no further business to discuss; Therefore Commissioner Jackson made the motion to adjourn the meeting at 6:11 p.m. Commissioner Van Meter seconded the motion. Motion carried unanimously.

Signature on File

Al Dempsey, Chairman

Signature on File

Scott Sterling, Planning Services Director