



# CITY OF BIRMINGHAM

DEPARTMENT OF PLANNING, ENGINEERING & PERMITS

PUTTING PEOPLE FIRST

**RANDALL L. WOODFIN**  
MAYOR

**EDWIN REVELL**  
DIRECTOR

## **ZONING BOARD OF ADJUSTMENT MINUTES** **WebEx/Teleconference** **2:00PM**

**April 22, 2021**

**MEMBERS PRESENT:** Morris Newman, Chairman  
Gary Nash  
Robert Littleton  
Stanley Turner  
Philip Foster

**OTHERS PRESENT:** Kimberly Spearl, Zoning Administrator  
Angelica Moton, Planner

Gary Nash made a motion to approve ZBA minutes from hearings held on April 8, 2021. Motion second by Philip Foster. All in favor. Motion Passes.

Chairman, Morris Newman, called the Zoning Board of Adjustment and Appeals meeting to order.

Case #: ZBA2021-00006

Request: Special Exception

Applicant: Sherman King

Site Address: 3520 Fred Suttlesworth Dr

Owner: Sherman King

Description: Special Exception to allow the expansion of a legal non-conforming use structure (church) in a D-3, Single Family Dwelling District pursuant to Title 1, Chapter 9, Article VI

Gary Nash made a motion to approve the case based upon the applicant meeting the conditions of the special exception and it not making the church more nonconforming with the following conditions:



# CITY OF BIRMINGHAM

DEPARTMENT OF PLANNING, ENGINEERING & PERMITS

PUTTING PEOPLE FIRST

**RANDALL L. WOODFIN**  
MAYOR

**EDWIN REVELL**  
DIRECTOR

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits obtain within two years of approval from the Board.
3. Approved per plans submitted.

Motion second by Robert Littleton. All in favor. Motion passes.

Case #: ZBA2021-00011

Request: Variance

Applicant: Rob Hale

Site Address: 4947 8<sup>th</sup> Terrace

Owner: Dave & Erica Anderson

Description: Variance to allow parking in the front yard instead of the required side or rear yard pursuant to Title 1, Chapter 3, Section 4.1.22 and a variance to allow a 12ft retaining wall in the front with a 0ft setback instead of the required 6ft setback pursuant to Title 1, Chapter 4, Article 5, Section 5, Subsection 3.A.1 page 182.

Philip Foster made a motion to continue the case to allow for the neighborhood to meet and vote on the request. Motion second by Robert Littleton. Gary Nash voted nay and Morris Newman, Robert Littleton, Philip Foster and Stanley Turner voted in favor of the motion. Motion passes.

Case #: ZBA2021-00012

Request: Parking Modification

Applicant: Chris Eckroate

Site Address: 2800 5th Ave S

Owner: Harbert Realty Services- Keith Rouss

Description: Modification to allow 72-off street parking spaces instead of the required 105 off street parking spaces pursuant to Title I, Chapter 9, Article VI, Section 6.A.3

Gary Nash made a motion to continue the case to allow for the Board members to take a site visit. Motion second by Robert Littleton. All in favor. Motion passes.

Angelica Moton  
ZBA Planner  
City of Birmingham