



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
6:00PM
September 30, 2021

MEMBERS PRESENT: Robert Littleton, Acting Chairman
Henry Penick
Philip Foster
Madelaine Bowie

OTHERS PRESENT: Kimberly Speorl, Zoning Administrator
Angelica Moton, Planner
Julie Barnard, Office of the City Attorney
Kassandra Brundidge, Zoning Supervisor

Acting Chairman, Robert Littleton, called the Zoning Board of Adjustment and Appeals meeting to order.

Case #: ZBA2021-00039

Request: Variance

Applicant: Amy G Smith

Site Address: 1703 Richard Arrington Jr Blvd S

Owner: Bostany Gary

Description: A variance to allow an accessory structure in the front yard area instead of the required rear or side yard. A variance to allow an open terrace more than five feet above grade.

Philip Foster made a motion to approve the variance requests based upon the applicant meeting the six variance standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Henry Penick. All in favor. Motion passes.



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Case #: ZBA2021-00040

Request: Variance

Applicant: Candice Watson

Site Address: 5237 Highway 280 35242

Owner: Gauldin Investments Co.

Description: A variance to allow for three building wall signs instead of the one building wall sign that is allowed for retail in a shopping center pursuant to Title 1, Chapter 8, Article III, Section 7.G

Henry Penick made a motion to approve the variance request based upon the applicant meeting the six variance standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Madelaine Bowie. All in favor. Motion passes.

Case #: ZBA2021-00041

Request: Variance

Applicant: Charlie Beavers

Site Address: 3196 Highway 280 35243

Owner: Bellsouth Telecommunications

Description: A variance to allow installation of three identification signs instead of the one allowed. A variance to allow installation of one freestanding sign per development on a private drive.

Philip Foster made a motion to approve the variance requests based upon the applicant meeting the six variance standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Madelaine Bowie. All in Favor. Motion passes.



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Case #: ZBA2021-00042

Request: Variance

Applicant: Chet Marshall

Site Address: 200 Republic St 35214

Owner: CRST Flatbed Solutions

Description: Variance to allow 6ft chain-link fence with 3 strands of barbed wire in the front yard area along Republic Street. A variance to allow 3 strands of barbed wire in the side and rear of the property.

Henry Penick made a motion to approve the variance requests based upon the applicant meeting the six standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Philip Foster. All in Favor. Motion passes.

Case #: ZBA2021-00043

Request: Variance

Applicant: Torrence Kiyoshi

Site Address: 616 24th Ct NW

Owner: Torrence Kiyoshi

Description: Variance to allow a 6ft wooden fence in the front yard area.

Philip Foster made a motion to approve the variance request based upon the applicant meeting the six standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Madelaine Bowie. All in Favor. Motion passes.



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Case #: ZBA2021-00044

Request: Variance

Applicant: Susan Barron

Site Address: 4211 3rd Ave S

Owner: TDG Avondale LLC

Description: A variance to allow a mural a total of 1,034sf of signage instead of the 150 sf of signage allowed.

Philip Foster made a motion to approve the variance request based upon the applicant meeting the six standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Madelaine Bowie. Philip Foster, Madelaine Bowie and Robert Littleton voted Ay. Henry Penick voted Nay. Motion passes.

Case #: ZBA2021-00045

Request: Variance

Applicant: Sarah Grisworld

Site Address: 5405 Court I 35208

Owner: Sarah Grisworld

Description: Variance to allow an accessory structure in the front yard instead of the required rear and side yard. A variance to allow parking in the front yard instead of the driveway providing continuous access to a parking space in a side or rear yard or driveways must provide continuous access to a garage within house or an attached carport that is built of similar materials to the main structure. A variance from the parking space not being in the side yard or extending 18 feet beyond front edge of house. A variance to allow a driveway more than 20 feet instead driveways shall be no more than 12 feet wide at the right-of-way; except for driveways providing access to two-car garages, in which case, said driveway shall be no wider than 20 feet.

Henry Penick made a motion to continue to the next meeting held on October 28,2021. Motion second by Philip Foster.



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Case #: ZBA2021-00046
Request: Variance
Applicant: Barbara Hutto
Site Address: 314 Whittier Dr 35213
Owner: Hutto James I JR

Description: A variance to allow a 6ft fence in the front yard area pursuant to Title 1, Chapter 4, Subsection 3.A.

A motion was not made. Case denied.

Case #: ZBA2021-00047
Request: Variance
Applicant: Shaun Jourdan
Site Address: 4631 Messer Airport Hwy 35212
Owner: Gene Borgoss

Description: Variance to allow a 6ft barbed wire chain-link in the front yard area pursuant to Title 1, Chapter 4, Subsection 4.A.

Philip Foster made a motion to approve the variance request based upon the applicant meeting the six variance standards with the following conditions:

1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Henry Penick. All in Favor. Motion passes.

Case #: ZBA2021-00049
Request: Special Exception
Applicant: Laneisha Williams
Site Address: 217 20th St N 35203
Owner: Yancey Williams

Description: Special exception to allow an event center pursuant to Title 1, Chapter 4.D.

Henry Penick made a motion to approve the special exception request based upon the applicant meeting the conditions of the special exception and not causing any harm to the public welfare with the following conditions:



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1. Review by the appropriate zoning inspector to insure compliance with the Board's decision.
2. All permits and certificate(s) of occupancy, if applicable, shall be obtained within two years of approval from the Board.

Motion second by Madelaine Bowie. All in Favor. Motion passes.

Case #: ZBA2021-00050

Request: Modification

Applicant: Gerald Edwards

Site Address: 1155 Bankhead Hwy W 35204

Owner: National Eagle LLC

Description: Modification to allow 0 off-street parking spaces instead of the required 49 spaces. A special exception to allow an event center. A variance to allow an event center hour to extend past 12:00am pursuant to Title 1, Chapter 4.D.

The applicant requested to continue their case until the next schedule meeting on October 14, 2021.

Angelica Moton
ZBA Planner
City of Birmingham