

- A. **Call to Order:** Chairman Mitch Wright called meeting of the BOA to order at 6:00 p.m.
- B. **Roll Call:** Board Members present were: Mitch Wright, Salena Wright-Brown, Thomas Evers and Darrin Brock, James Milner. There was a quorum.
- C. **Invocation:** Don Harkins, Building Services
- D. **Pledge of Allegiance:** Chairman Mitch Wright
- E. **Approval of Minutes:** November 13, 2012

Motion was made to approve November 13, 2012 Minutes.

Motion: Salena Wright-Brown

Second: Darrin Brock

Vote Aye: Wright-Brown, Evers, Wright, Milner, Brock

Vote Nay: None

Motion to accept November 13, 2012 Minutes was approved.

F. **Public Hearing:**

Kimberly Plaza – 903 North Bloomington – Sign Variance

Mr. Don Cobb, D-Sign Company, represented Kimberly Plaza and the landowner wanted to raise the sign and add two tenant spaces. (Open 6:04PM and Close 6:04PM)

Motion was made to accept 903 North Bloomington Sign Variance as presented.

Motion: James Milner

Second: Darrin Brock

Vote Aye: Wright, Wright-Brown, Brock

Vote Nay: Milner, Evers

Motion to accept 903 North Bloomington Sign Variance was approved.

903 North Bloomington – Setback Variance

Mr. Norvill, 903 North Bloomington – In planning storage building, Mr. Norvill worked with Matt on the height of the building which is in compliance. He had a document from Don to Kris saying there were 15-20 buildings in this sub-division that are out of compliance with setback and covenant restrictions. When his plan was submitted for building, he had a four foot setback off the fence. Building permit was approved and he went ahead with building. Later Don told him there was a problem with the setback of the building. There should be a seven foot setback from the fence instead of the four foot. He was applying for a variance of three feet so he didn't have to move the building. He addressed a privacy complaint of his building having a window on the second story. He said he would shutter the 2' X 3' window.

Mr. Lloyd Caldwell, 319 Center Drive – He lives on the west side of 903 North Bloomington and he spoke on his parents' behalf. He asked if Mr. Norvill was asking for the variance or if the city was asking for the variance. He had two setback issues and one variance for 7 1/2 foot easement and he felt the height issue needed to be addressed.

Mr. Lloyd Caldwell, Sr., 507 Oakwood Street – At the beginning when the building was first started, he started making everyone aware there was a problem. He told the builder and the city. He felt action should have been taken at that time. (Open 6:21PM and Close 6:26PM)

Mr. Don Harkins, Building Services, gave the differences between the Property Maintenance Code and Land Development Code.

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Motion was made by James Milner to accept the variance from 5' to 4' and it was seconded by Salena Wright-Brown. Chairman Mitch Wright asked for a No Vote on this motion.

Motion was made to accept the Setback Variance from 5' to 4'.

Motion: James Milner

Second: Salena Wright-Brown

Vote Aye: None

Vote Nay: Brock, Wright-Brown, Wright, Milner, Evers

Motion to accept the Setback Variance from 5' to 4' failed.

Chairman Mitch Wright called for a five minute recess. Recess began at 7:05PM. Reconvened at 7:10PM.

G. New Business:

2013 Board of Adjustment By-Laws

Motion was made to approve 2013 Board of Adjustment By-Laws as presented.

Motion: Salena Wright-Brown

Second: Darrin Brock

Vote Aye: Evers, Milner, Wright-Brown, Brock, Wright

Vote Nay: None

Motion to approve 2013 Board of Adjustment By-Laws as presented was approved.

Election of Officers

Motion was made to elect Mitch Wright as Chairman.

Motion: Darrin Brock

Second: James Milner

Vote Aye: Wright, Wright-Brown, Evers, Milner, Brock

Vote Nay: None

Motion was made to elect Mitch Wright as Chairman.

Motion was made to elect Darrin Brock as Vice-Chairman.

Motion: James Milner

Second: Thomas Evers

Vote Aye: Wright-Brown, Evers, Wright, Milner, Brock

Vote Nay: None

Motion was made to elect Darrin Brock as Vice-Chairman.

H. Ruling of Staff Decisions and Clarification: None

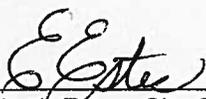
I. Announcements: None.

J. Adjourn: Chairman Wright entertained motion to adjourn. Board Member Brock moved to adjourn. Board Member Milner seconded motion. Voice Vote – all were in favor. Meeting adjourned at 7:15 p.m.

APPROVED:


Mitch Wright, Chairperson

ATTEST:


Elizabeth Estes, City Clerk

