

CITY OF MOODY
ZONING BOARD OF ADJUSTMENTS AND APPEALS MEETING

The Zoning Board of Adjustments and Appeals held a called meeting on January 21, 2020. Acting Chairman Robert Fraser called the meeting to order at 6:00 P.M.

ROLL CALL: Present: Acting Chairman Robert Fraser, Members, Mike Newton, Jason Tuggle, Matthew Dyer and Attorney Joel Watson

Absent: David Huckabee and Joe Wilson

APPROVE MINUTES FROM DECEMBER 17, 2019: Member Jason Tuggle made a motion to approve the meeting minutes from December 17, 2019. Member Mike Newton seconded the motion. All present voted AYE: the vote to approve the meeting minutes from December 17, 2019 was unanimous.

PUBLIC HEARING-RICHIE FERNAMBUCQ (HEATHERMOOR FARM) REQUEST SIGN APPROVAL AND TO PLACE A SIGN IN RIGHT-A-WAY TO BE LOCATED ON HIS PROPERTY AT 2575 CARL JONES ROAD AND FURTHER IDENTIFIED AS ST. CLAIR COUNTY TAX ID #26-01-01-0-001-039.001.

Attorney Joel Watson addressed the board and Mr. Fernambucq to verify the following:

Mr. Fernambucq is the President of GRF Land, and is authorized to make the request, Mr. Fernambucq is asking for a size variance for his sign, Mr. Fernambucq is asking for a variance that allows his sign to not be monumental, and Mr. Fernambucq is asking for a setback variance.

Attorney Watson defined setback as the allowed distance between the sign and the right of way and advised 1. The board can only approve a setback variance on city-administered roads, and 2. Anyone entitled to the right of way for any reason may remove or destroy the sign.

Richie Fernambucq addressed the board to request a sign variance to allow him to have a 4' X 4' sign instead of 3' X 3', and to place it 34 ft. off the center. He explained that he wanted to put it there because of the location of the curve in the road and various trees, and added that his land is significantly lower grade than the road.

Acting Chairman Robert Fraser opened the board for public hearing. Neighbor Ray Busler spoke in favor of the request. After all present had an opportunity to address the board, Acting Chairman Robert Fraser closed the public hearing for discussion/action by the board.

Member Mike Newton made a motion to approve the variance requests with the stipulations that 1. Carl Jones Road is in fact administered by the City and not the county or other entity, and 2. As long as the sign is in the public right of way anyone entitled to the right of way for any reason may remove or destroy the sign. Member Matthew Dyer second. All present voted AYE: Motion to approve the request with stipulations was unanimous.

There being no further business to come before this Board, Acting Chairman Robert Fraser adjourned the meeting at 6:11 P.M.

X *Elisabeth Kannon*

Elisabeth Kannon
Administrative Assistant

X *Joe Wilson*

Joe Wilson
Chairman