

100634. Petition BA-10-07 APP Appeal (B)

This item is an appeal of a recent decision by the Board of Adjustment to the City Commission regarding an administrative decision rendered by Planning staff.

INTRODUCTIONS: City Attorney Marion Radson gave introductory comments.

STAFF PRESENTATION: Principal Planner Ralph Hilliard gave a presentation.

APPELLANT PRESENTATION: Michael Bowe gave a presentation.

BOARD OF ADJUSTMENT REPRESENTATIVE (RESPONDENT): Lead Planner Lawrence Calderon gave a presentation.

STAFF COMMENTS: Planning and Development Services Director Erik Bredfeldt and Code Enforcement Manager Chris Cooper made comments.

CITIZEN COMMENT: Mayor Lowe recognized the following citizens:

1. *Angela Houseman*
2. *Carla Burkle*
3. *Mark Goldstein*
4. *Albert Metheny*
5. *Andrew Hart*
6. *Rolf E. Hummel, Board of Adjustment Member*
7. *Lynn Lutz*
8. *June Bowe*
9. *Debra Neill-Mareci, Board of Adjustment Member*

AFFECTED PARTY: Agent for Bruce Wayne Baber, Sondra Randon, Esquire.

MOTION (MAIN MOTION): Commissioner Poe moved and Commissioner Henry seconded to reverse the Board of Adjustment decision for Petition BA-10-07 APP Appeal.

(VOTE: 5-1-1 Commissioner Hawkins - No, and Commissioner Wells - Absent, MOTION CARRIED)

ADDITIONAL MOTION: (REFERRAL): Commissioner Mastrodicasa moved and Commissioner Hawkins seconded to refer the issue of amending the Code to consider possibilities like pet sitting in single family neighborhoods to the Community Development Committee.

(VOTE: 6-0, Commissioner Wells, MOTION CARRIED)

See following referral item #100686.

RECOMMENDATION *Staff to the City Commission - The City Commission: 1) hear the appeal of Petition BA-10-07 APP; and, 2) make a decision*

and issue a final order affirming, amending or reversing the Board's decision.

A motion was made by Commissioner Poe, seconded by Commissioner Henry, that this matter be Approved as shown above, (Main Motion). The motion carried by the following vote:

Votes: Aye: Lauren Poe, Jeanna Mastrodicasa, Craig Lowe, Scherwin Henry and Warren Nielsen
Nay: Thomas Hawkins
Absent: Randy Wells

Kurt M. Lannon, Clerk of the Commission