



# CITY OF PRATTVILLE

**BILL GILLESPIE, JR.**  
MAYOR

---

## CITY COUNCIL

**WILLIE WOOD, JR.**  
PRESIDENT  
DISTRICT 2

**ALBERT C. STRIPLIN**  
PRESIDENT PRO TEMPORE  
DISTRICT 1

**DENISE B. BROWN**  
DISTRICT 3

**JERRY STARNES**  
DISTRICT 4

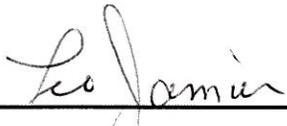
**CLYDE CHAMBLISS, JR.**  
DISTRICT 5

**RAY C. BOLES**  
DISTRICT 6

**LORA LEE BOONE**  
DISTRICT 7

## City of Prattville Board of Zoning Adjustment

The minutes of the May 13, 2014 meeting of the  
City of Prattville Board of Zoning Adjustment  
were approved.

  
Leo Jamieson, Chairman

12 August 2014

Date

### PLANNING & DEVELOPMENT DEPARTMENT

102 WEST MAIN STREET ■ PRATTVILLE, ALABAMA 36067 ■ 334-595-0500 ■ 334-361-3677  
FACSIMILE  
planning.prattvilleal.gov



# CITY OF PRATTVILLE

**BILL GILLESPIE, JR.**  
MAYOR

## CITY COUNCIL

**WILLIE WOOD, JR.**  
PRESIDENT  
DISTRICT 2

**ALBERT C. STRIPLIN**  
PRESIDENT PRO TEMPORE  
DISTRICT 1

**DENISE B. BROWN**  
DISTRICT 3

**JERRY STARNES**  
DISTRICT 4

**CLYDE CHAMBLISS, JR.**  
DISTRICT 5

**RAY C. BOLES**  
DISTRICT 6

**LORA LEE BOONE**  
DISTRICT 7

**CITY OF PRATTVILLE  
BOARD OF ZONING ADJUSTMENT  
A G E N D A  
May 13, 2014  
4:00pm**

**Call to Order:**

**Roll Call:**

Chairman Leo Jamieson, Vice-Chairman James Miles, Mr. Jerry Cimis, Mr. Mac Macready, and Mrs. Jerry Schannep.  
Alternate Member: Commander Michael Whaley.

**Minutes:**

March 11, 2014 and April 8, 2014

**Old Business:**

None

**New Business:**

1. 140513-01 USE-ON-APPEAL

To allow music sales and service in an office district.  
1031 East Main Street  
O-1 Zoning District (Office District)  
Richard Cox, Petitioner

*District 6*

**Miscellaneous:**

**Adjourn:**

**PLANNING & DEVELOPMENT DEPARTMENT**

102 WEST MAIN STREET ■ PRATTVILLE, ALABAMA 36067 ■ 334-361-3613 ■ 334-361-3677  
FACSIMILE  
planning.prattvilleal.gov

**City of Prattville Board of Zoning Adjustment  
Minutes  
May 13, 2014**

**CALL TO ORDER:**

The regular meeting of the Prattville Board of Zoning Adjustment (BZA) was called to order by Chairman Leo Jamieson at 4:04 p.m. on Tuesday, May 13, 2014.

**ROLL CALL:**

Present: Chairman Leo Jamieson, Mr. Gerald Cimis, Mr. Mac Macready, and Mrs. Jerry Schannep.  
Absent: Vice-Chairman James Miles.

***Quorum Present***

Staff present: Mr. Joel Duke, City Planner and Ms. Alisa Morgan, Secretary.

Chairman Jamieson stated the governing rules for the Prattville Board of Zoning Adjustment according to the *Code of Alabama, 1975* and the procedure of the meeting.

**OLD BUSINESS:**

None

**NEW BUSINESS:**

**USE-ON-APPEAL**

**To allow music sales and service in an office district.**

**1031 East Main Street**

**O-1 Zoning District (Office District)**

**Richard Cox, Petitioner**

Mr. Duke provided the staff report for the use-on-appeal request to allow music sales and service in an office district at 1031 East Main Street. He stated that a portion of the office building would be rented and 10% of the rental space would be used as requested.

Richard Cox, petitioner, presented the use-on-appeal request. He stated that his realty company was currently operating out of the existing building. He stated that the rear portion of the building would be leased by Michael Strickland for the operation of instrument repair and music lessons. He stated that the proposed business would operate five days a week, Tuesday thru Saturday until approximately 6:00 p.m. and lessons would be after business hours lasting approximately one hour. He stated that there was enough parking to accommodate the two businesses.

Chairman Jamieson opened the public hearing.

Paul Ellzey, 1101 East Main Street, was present for the hearing.

Chairman Jamieson closed the public hearing.

After no further comments, questions, or discussion, the vote was called. Mr. Cimis stated that the use would not cause substantial adverse impact to adjacent or nearby properties or uses and moved to approve as submitted Mr. Macready seconded the motion. The BZA voted unanimously to approve the use-on-appeal to allow use for music sales and service on property at 1031 East Main Street.

*Approved 8/12/14*

**MISCELLANEOUS:**

The BZA moved their regular scheduled June 10, 2014 meeting to Monday, June 16, 2014.

**ADJOURN:**

After no further comments, questions or discussion the meeting was adjourned at 4:26 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Alisa Morgan".

Alisa Morgan, Secretary  
Board of Zoning Adjustment

**PRATTVILLE BOARD OF ZONING ADJUSTMENT**

**PETITIONER: RICHARD COX  
1031 E. MAIN STREET  
PRATTVILLE, AL 36066**

**REQUEST: USE-ON-APPEAL TO ALLOW MUSIC SALES AND SERVICE IN AN  
OFFICE DISTRICT  
1031 EAST MAIN STREET  
O-1 ZONING DISTRICT (OFFICE DISTRICT)**

**ORDER**

The above petition having been duly considered at a public hearing meeting before the Board of Zoning Adjustment of the City of Prattville, having been advertised in *The Prattville Progress*, a newspaper of general circulation in the city limits of Prattville, Alabama, and setting forth notice of the request for a variance to the Zoning Laws of Prattville, Alabama, as set out in the aforesaid petition and giving notice that a public hearing would be held on May 13, 2014 at the City Hall in Prattville, Alabama, and after due consideration of the party in interest, the Board of Zoning Adjustment of the City of Prattville **voted to approve the use-on-appeal to allow use for music and sales service (as submitted) at 1031 East Main Street.**

**IT IS THEREFORE ORDERED** the petition of Richard Cox, 1031 East Main Street, Prattville, AL is hereby approved.

**DONE THIS THE 13th DAY OF May 2014.**

**BOARD OF ZONING ADJUSTMENT**

  
\_\_\_\_\_  
**LEO JAMIESON, CHAIRMAN**

  
\_\_\_\_\_  
**ALISA MORGAN, SECRETARY**

**CITY OF PRATTVILLE BOARD OF ADJUSTMENT  
PUBLIC HEARING  
SPEAKERS SIGN-IN SHEET**

MEETING DATE: May 13, 2014

PETITIONER: Richard Cox

ADDRESS OF PETITION: 1031 East Main Street

	NAME	ADDRESS
1.	<i>Richard Cox</i>	<i>1031 E. MAIN ST</i>
2.	<i>Paul Ellzey</i>	<i>1101 EAST MAIN ST,</i>
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		
16.		
17.		
18.		
19.		
20.		
21.		

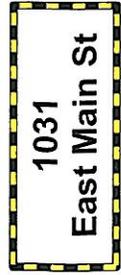
**CITY OF PRATTVILLE**  
Board of Zoning Adjustment

Planning Department Staff Report



<b>DATE:</b>	4/15/14
<b>APPLICATION TYPE:</b>	Use-On-Appeal (140513-01)
<b>PROPERTY LOCATION or DESCRIPTION:</b>	1031 East Main Street
<b>PETITIONER(S) AND AGENT(S):</b>	Richard Cox
<b>ZONING DISTRICT(S)</b>	O-1 (Office District)
<b>REQUESTED ACTION:</b>	Use-On-Appeal to allow music sales and service in an office district.
<b>ZONING ORDINANCE REFERENCE:</b>	<b>Section 75 Office District Requirements (O-1)</b> USES (PERMITTED) ON APPEAL: Offices including not more than ten (10) percent of the total floor area involved in storage and sale of goods or merchandise, provided they meet all other requirements and any other restrictions imposed by the board of adjustment to preserve the character of the neighborhood. Public utility structures. Hospitals. Churches. Customary, accessory structures and uses.

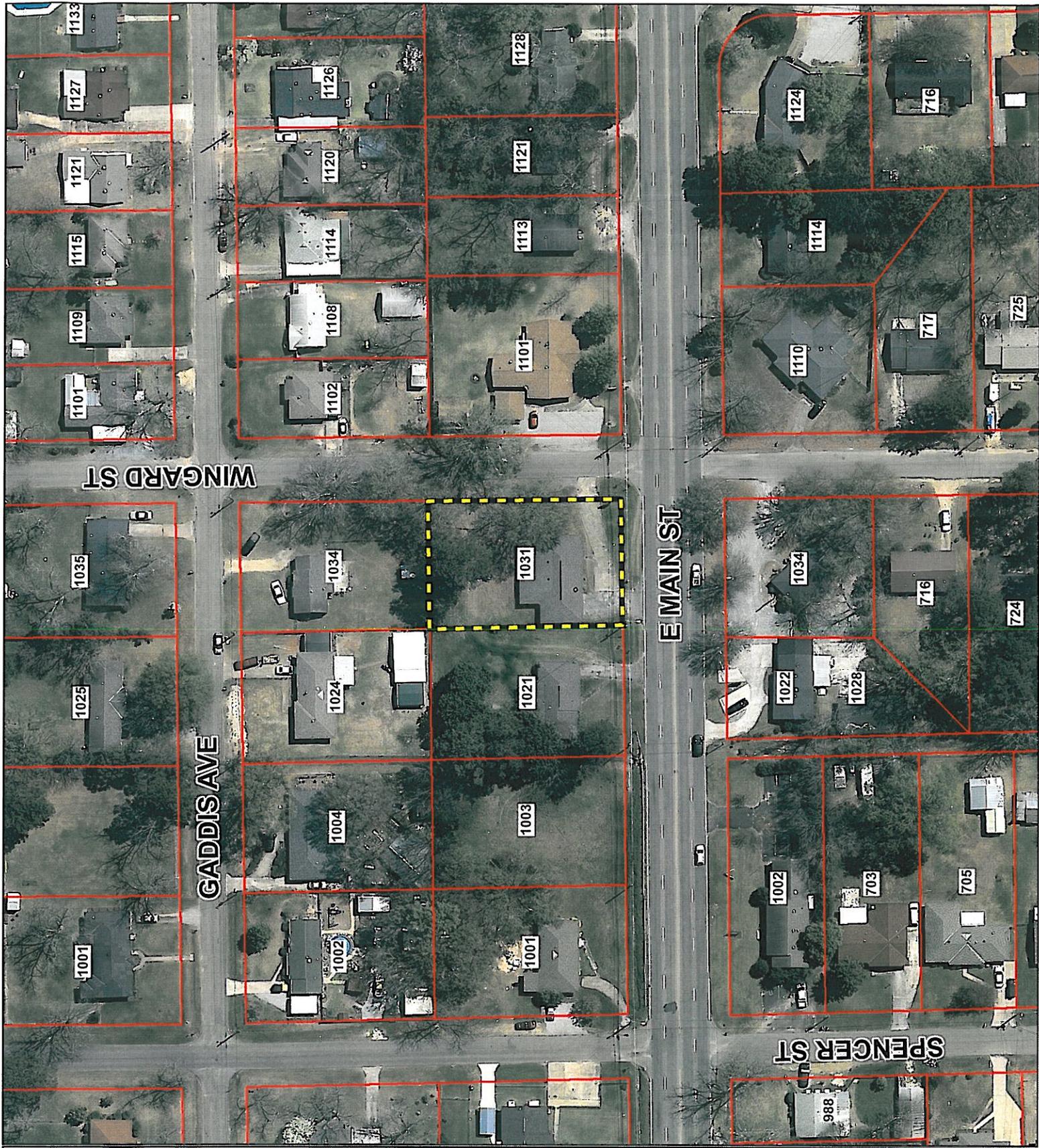
CITY OF PRATTVILLE, AL



Scale: 1" = 100'



- STREETS
- TAX PARCELS





140513-01

Use-On-Appeal  
To allow music sales and service in an office distrj

City Of Prattville  
Planning and Development Department  
102 W. Main Street  
Prattville, AL 36067  
(334) 361-3614 Fax (334) 361-3677  
www.prattvilleal.gov

**Application  
Prattville Board of Zoning Adjustment**

Use-On-Appeal     Variance     Administrative Appeal

**Applicant /Agent Information**  
Notarized letter from the property owner is required if agent is used for representation.

Name: Richard Cox

Street Address: 1031 E. Main St.

City: Prattville State AL Zip: 36066

Phone Number(s): 334-365-3600

**Property Owner Information**  
If different than above

Name: Richard Cox

Address of Property Owner: 1031 E. Main St.

City: Prattville State: AL Zip: 36066

Phone Number: (334) 365-3600

**Property Description**

County Tax Parcel Number/Legal Description: 19021030270080000/  
PRATTMONT HGTS MB2 PG4 & 122 (001307)

Current Zoning of Property: O-1 Physical Address: 1031 E. Main St.

Proposed Use of Property (generally): music service

Describe Proposed Use or Variance: Office including not more then ten (10)  
percent of the total floor area involved in storage and sale of goods or  
merchandise.

---

---

---

---

---

---

---

---

---

---



The following items must be attached to the application (check those items included):

- Tax record map from the Autauga County or Elmore County Tax Assessors Office
  - Site sketch plan (drawn to scale) showing any property lines, required and proposed setbacks, existing and proposed structures and any additional information you believe will be helpful to the Board of Adjustment
  - Application fees: Variance and Administrative Appeal - Fifty dollars (\$50), Use-on-Appeal - Two hundred fifty dollars (\$250).
  - Names and address of all property owners immediately adjacent to the subject property (not required for administrative appeals). Adjacent properties include those directly across the street from the subject property.
- If person signing application is someone other than property owner, attach authorization to file application (i.e. notarized letter, real estate contract, etc.)

Hardship: The Board requests a statement of hardship to justify any variance application:

"To authorize upon appeal in specific cases such variance from the terms of the (zoning) ordinance as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement of the provision of the (zoning) ordinance will result in unnecessary hardship and so that the spirit of the (zoning) ordinance shall be observed and substantial justice done." Code of Alabama, 1975, as amended. § 11-52-80(d) (3))

---



---



---



---



---



---



---

I certify that I am the property owner, or authorized agent, and attest that all facts are true and correct. I do hereby certify that the property owner list attached to this application was obtained from the Autauga County Revenue Office, (Elmore County if applicable), and is a complete list of all real property owners adjacent to the parcel submitted for consideration. I also attest that I have read and understand what a hardship is according to the Code of Alabama, 1975, as amended.

Richard Cox		4/7/2014
Printed Name	Signature	Date

I the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Richard Cox, whose name is signed to the forgoing petition, and who is known to me, acknowledged same before me on this the 7<sup>th</sup> day of April, 2014

  
Notary Public

My commission expires 9-12-14