



TOWN OF CHAPEL HILL

Board of Adjustment

Action Minutes

Town Hall
405 Martin Luther King Jr.
Boulevard
Chapel Hill, NC 27514

Chair James Bartow
Vice-Chair Brian Godfrey
Jodi Bakst
Devon Bass
Paul Bungard
Lawrence Daquioag

Michael E. Fox
Phillip Lyons
Katherine Murphy
Joseph Parrish
Carl Schuler
Josephine Tetteh

Thursday, February 1, 2018

6:30 PM

RM 110 | Council Chamber

Opening

Chair Bartow called the meeting to order.

Roll Call

Phil Mason - Staff Liaison
Michael Sudol - Assistant Staff Liaison
Ralph Karpinos - Town Attorney

Present 9 - Chair James Bartow, Vice-Chair Brian Godfrey, Jodi Bakst,
Devon Bass, Lawrence Daquioag, Michael E. Fox, Phillip
Lyons, Katherine Murphy, and Joseph Parrish

Absent 3 - Paul Bungard, Carl Schuler, and Josephine Tetteh

Secretary reads procedures into the record

Read into the record

Approval of Agenda

A motion was made by Fox, seconded by Daquioag, that the agenda be approved.
The motion carried by a unanimous vote.

Announcements

No announcements

Petitions

No petitions

Approval of Minutes

A motion was made by Parrish, seconded by Murphy, that this Discussion Item be approved. The motion carried by a unanimous vote.

1. Approval of December 7, 2017 Action Minutes [\[18-0080\]](#)

A motion was made by Parrish, seconded by Murphy, that this Discussion Item be approved. The motion carried by a unanimous vote.

Old Business

No old business

New Business

2. 401 Nottingham Drive: Dimensional Variance [\[18-0065\]](#)

A motion was made by Bass, seconded by Vice-Chair Godfrey, that this Discussion Item be Called into Hearing. The motion carried by a unanimous vote.

A motion was made by Lyons, seconded by Vice-Chair Godfrey, to Close the Public Hearing. The motion carried by a unanimous vote.

A motion was made by Vice-Chair Godfrey, seconded by Murphy, that this Discussion Item be Granted a Variance (Resolution 1A). The motion failed by the following vote: 7 Aye, 2 Nay.

A motion was made by Daquiaoag, seconded by Lyons, that this Discussion Item be Reconsidered. The motion carried by a unanimous vote.

A motion was made by Vice-Chair Godfrey, seconded by Fox, that this Discussion Item be Granted a Variance (Resolution 1A). The motion carried by a unanimous vote.

3. 108 Timberlyne Court: After-the-Fact Dimensional Variance [\[18-0067\]](#)

A motion was made by Vice-Chair Godfrey, seconded by Bass, that this Discussion Item be Called into Hearing. The motion was unanimous.

A motion was made by Parrish, seconded by Bakst, to Close the Hearing. The motion was unanimous.

A motion was made by Parrish that this Discussion Item be Denied a Variance (Resolution B). There was no 2nd, and the motion failed.

A motion was made by Bakst, seconded by Vice-Chair Godfrey, that this Discussion Item be Granted a Variance (Resolution 1A).

A motion was made by Bass, seconded by Lyons, that Resolution 1A be amended. The motion failed by the following vote: 2 Aye, 7 Nay.

The unamended motion failed by the following vote: 7 Aye, 2 Nay.

A motion was made by Vice-Chair Godfrey, seconded by Parrish, that this Discussion Item be closed. The motion was unanimous.

Aye: 7 - Chair Bartow, Vice-Chair Godfrey, Bakst, Bass, Daquiaoag, Fox, and Lyons

Nay: 2 - Murphy, and Parrish

Discussion

No discussion

4. Future Board of Adjustment Priorities

[\[18-0068\]](#)

A motion was made by Bakst, seconded by Lyons, that this Discussion Item be Called into Hearing. The motion carried by a unanimous vote.

A motion was made by Vice-Chair Godfrey, seconded by Parrish, to Table discussion of the BOA Structure. The motion carried by a unanimous vote.

A motion was made by Bakst, seconded by Lyons, to recommend improving public information about permitting requirements in order to minimize after-the-fact permits. The motion carried by a unanimous vote.

A motion was made by Parrish, seconded by Bass, to improve recruiting for Town advisory boards that have vacancies. The motion carried by a unanimous vote.

A motion was made by Bakst, seconded by Murphy, to recommend that Council consider pursuing creative ways for property owners whose property is not in compliance to come into compliance. The motion carried by a unanimous vote.

Adjournment

Next Meeting - March 1, 2018

A motion was made by Vice-Chair Godfrey, seconded by Bakst, that the meeting be adjourned. The motion carried by a unanimous vote.

Order of Consideration of Agenda Items:

- 1. Staff Presentation*
- 2. Applicant's Presentation*
- 3. Public Comment*
- 4. Board Discussion*
- 5. Motion*
- 6. Restatement of Motion by Chair*
- 7. Vote*
- 8. Announcement of Vote by Chair*

Public Charge: The Advisory Body pledges its respect to the public. The Body asks the public to conduct themselves in a respectful, courteous manner, both with the Body and with fellow members of the public. Should any member of the Body or any member of the public fail to observe this charge at any time, the Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair will recess the meeting until a genuine commitment to this public charge is observed.

Unless otherwise noted, please contact the Planning and Development Services Department at 919-969-5066; planning@townofchapelhill.org for more information on the above referenced applications.

See the Advisory Boards page <http://www.townofchapelhill.org/boards> for background information on this Board.