

ATTACHMENT 1

**RESOLUTION A
(OVERRULING THE HISTORIC DISTRICT COMMISSION'S DECISION)**

**RESOLUTION OVERRULING THE HISTORIC DISTRICT COMMISSION'S
DECISION TO DENY A PORTION OF A CERTIFICATE OF APPROPRIATENESS
APPLICATION FOR THE PROPERTY LOCATED AT 306 N BOUNDARY STREET, TO
CONSTRUCT A ONE-AND-A-HALF STORY GARAGE WITH ACCESSORY
APARTMENT ABOVE, AND APPROVING THE CERTIFICATE OF
APPROPRIATENESS (PIN 9788-59-9778, PROJECT #19-083).**

Having reviewed the transcript and record of evidence submitted to the Historic District Commission pertaining to the application for a Certificate of Appropriateness to construct a one-and-a-half story garage with accessory apartment above, and having heard arguments of the appellants and others, the Board of Adjustment finds that the decision of the Historic District Commission on May 30, 2019 to deny a portion of a Certificate of Appropriateness for this property, owned by Stephen Cumbie and Druscilla French, is not supported by competent, material and substantial evidence in the record before the Commission;

THE BOARD FURTHER concludes that the evidence before the Historic District Commission did not support the determination of the Commission to deny the portion of a Certificate of Appropriateness application to construct one-and-a-half story garage with accessory apartment above at 306 N Boundary Street and rejects the decision and reasons of the Commission as the determination and reasons of the Board.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF ADJUSTMENT hereby OVERRULES the Historic District Commission's decision on May 30, 2019, to deny a portion of the Certificate of Appropriateness application to construct a one-and-a-half story garage with accessory apartment above at 306 N Boundary Street and further identified as Orange County parcel identifier number 9788-59-9778 and hereby approves the Certificate of Appropriateness, based on the 306 N Boundary Street application submitted at the May 14, 2019 Historic District Commission meeting.

BE IT FURTHER RESOLVED that the appeal is hereby approved.

Signed - Board of Adjustment Chair, James A. Bartow

This the 12th day of September, 2019.