

NOTE TO APPLICANTS: This agenda is considered tentative and may be revised at any time prior to the meeting. Applicants are advised to be present at 7:00 p.m. Final agendas will be available at the meeting.

AGENDA

WINDSOR BOARD OF ADJUSTMENT

TOWN HALL, 301 WALNUT STREET

THURSDAY, MARCH 25, 2010

BOARD ROOM

7:00 P.M.

Chairman, Danny Horner presiding.

1. Call to order
 - a. Roll call
 - b. Reading of the statement of the documents to be entered into the record
2. **PUBLIC INVITED TO BE HEARD**
3. Approval of the minutes of February 25, 2010
4. Variance of Municipal Code Section 16-12-40 pertaining to Building Location and Section 16-12-50 pertaining to Open Space in the Single Family Residential (SF-1) zoning district – 829 Walnut Street – Everett Darco, applicant – D. Aungst
 - a. Motion to open public hearing to receive evidence and comment regarding the variance request and second
 - b. Presentation of variance request by applicant
 - c. Receipt of any comments from the public regarding the variance request
 - d. Staff report and recommendation
 - e. Questions and answers to/from BOA members to/from applicant, public, staff, legal counsel
 - f. Motion to close public hearing and second
 - g. Motion on variance and second
 - h. Board discussion
 - i. Board action on variance request

STATE LAW DICTATES THAT A FAVORABLE VOTE OF 4 OUT OF 5 MEMBERS OF THE BOARD OF ADJUSTMENT IS REQUIRED TO GRANT ANY VARIANCE. A SIMPLE MAJORITY VOTE IS NOT SUFFICIENT.

5. Appeal of an order, requirement, decision or determination made by the Zoning Officer in accordance with Section 16-6-40 of the Municipal Code – 1292 Main Street, Unit 1 - Lazarus Pino, Medigrow, LLC, appellant/Dave Gilbert, property owner/Daniel J. Taylor, Attorney at Law, appellant's representative – I. McCargar
 - a. Motion to open public hearing to receive evidence and comment regarding the appeal and second
 - b. Apply rules of procedure to public hearing

- c. Motion to close public hearing and second
 - d. Motion on appeal and second
 - e. Board discussion
 - f. Board action on appeal
6. Communications from the Board of Adjustment
 7. Communications from the staff
 8. Adjourn

Applicants may discuss the requests and the recommendations with staff during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except holidays. For the convenience of the applicants, appointments are recommended.

Upcoming Meeting Dates

<u>Thursday, March 25, 2010</u>	7:00 P.M.	Regular Board of Adjustment Meeting*
<u>Thursday, April 22, 2010</u>	7:00 P.M.	Regular Board of Adjustment Meeting*
<u>Thursday, May 27, 2010</u>	7:00 P.M.	Regular Board of Adjustment Meeting*
<u>Thursday, June 24, 2010</u>	7:00 P.M.	Regular Board of Adjustment Meeting*

* All regular meetings of the Board of Adjustment are subject to the receipt of an item of business to be placed on the meeting agenda.