

**MURRAY BOARD OF ZONING ADJUSTMENTS
REGULAR MEETING
Wednesday, December 20, 2023
4:30 P.M.**

The Murray Board of Zoning Adjustments met in a regular meeting on Wednesday, December 20, 2023 at 4:30 p.m. in City Hall at 500 Main Street.

Board Members Present: Mike Faihst, Jim Foster, Carmen Garland, Dr. Dan Miller

Board Members Absent: Althia Caldwell, Paula Hulick, Josh Vernon

Also Present: Dannetta Clayton, Carol Downey, Attorney David Perlow, Harold Hurt, and public audience.

Chairman Faihst called the meeting to order and welcomed all guests. Dannetta Clayton called the roll.

Chairman Faihst called for a motion to approve the minutes from the regular BZA meeting on November 15, 2023.

Jim Foster made a motion to approve the minutes from the regular BZA meeting on November 15, 2023 as presented. Dr. Dan Miller seconded the motion and the motion carried unanimously.

Chairman Faihst called for a motion to approve the minutes from the special called BZA meeting on November 28, 2023.

Dr. Dan Miller made a motion to approve the minutes from the special called BZA meeting on November 28, 2023 as presented. Jim Foster seconded the motion and the motion carried unanimously.

Public Hearing: Dimensional Variance Request to construct and locate a gazebo, swimming pool and hot-tub/spa in the side yard of 482 King Richard, which is in an Agricultural District zone. Malcon Taylor, Applicant – Dwain and Mary Taylor, Property Owners. Carol Downey described the project and explained the applicable regulations. Carol gave the Staff Analysis and spoke to the plat and pictures located in the board's packets in regards to proposed location of the accessory structures.

Harold Hurt came forward and was sworn in. Mr. Hurt explained that due to the placement of the lake and house, it would be impossible for the accessory structures to go in the rear yard. Hence the need for the variance allowing the structures to be constructed in the side yard. He shared that there is no one besides the property owners within hundreds of yards of the house.

Chairman Faihst opened the public hearing and asked if anyone wished to speak in favor or opposition of this request. No one came forward, so Chairman Faihst closed the public hearing and brought it back to the board for discussion and a motion.

Jim Foster made a motion to approve the Dimensional Variance Request to allow the location of a gazebo, swimming pool, and hot-tub/spa to be in the side yard of 482 King Richard, which is in an Agriculture District zone. The finding of facts being that it keeps this development out of the floodplain. The testimony presented in this public hearing has shown based on the findings, it does not adversely affect public health, safety, or welfare, will not alter the essential character of the general vicinity, will not cause a hazard or nuisance to the public, and will not allow unreasonable circumvention of the requirements of the zoning ordinance. Dr. Dan Miller seconded the motion and the motion carried with a 4-0 roll call vote.

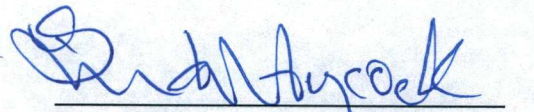
Discussion Items: None

Questions and Comments: None

Chairman Faihst called for a motion to adjourn.

Dr. Dan Miller made a motion to adjourn. Carmen Garland seconded the motion and the motion carried unanimously. The meeting adjourned at approximately 4:38 p.m.


Chairman, Mike Faihst


Recording Secretary, Lindsay Aycock