



Variance Review Board
City Council Chambers
City Hall
315 E. Kennedy Blvd., Third Floor
Tampa, Florida 33602

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION OF THE VARIANCE REVIEW BOARD WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE, MAY NEED TO HIRE A COURT REPORTER TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND SECTION 286.26, FLORIDA STATUTES, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS MEETING SHOULD CONTACT THE CITY CLERK'S OFFICE AT LEAST FORTY-EIGHT (48) HOURS PRIOR TO THE DATE OF THE MEETING.

IF YOU DECIDE TO APPEAL A DECISION OF THE VARIANCE REVIEW BOARD, YOU WILL NEED TO APPLY TO THE CITY OF TAMPA CITY CLERK'S OFFICE NO LATER THAN SEVEN BUSINESS DAY'S AFTER THE ORAL DECISION IS MADE. YOU WILL NEED TO OBTAIN A COMPLETE COPY OF THE RECORD FOR YOUR APPEAL.

MINUTES

MEETING DATE: February 10, 2009

MEETING TIME: 6:30 PM

I. ROLL CALL Members Present: Antonio Amadeo, Chair; Randy Baron, Randy O'Kelley, Lucinda Utter, and Sue Lyon.

Staff Present: Towanda Anthony (LDC), Eric Cotton (LDC), Ernie Mueller (Legal), Mary Danielewicz-Bryson (LDC), Roger Kirk (Transportation)

II. BOARD ORGANIZATIONAL MATTERS

1. Annual Variance Review Board elections

Board moved to hear annual elections at end of meeting

III. APPROVAL OF MINUTES FOR January 13, 2009

Minutes approved by board with amends.

IV. OLD BUSINESS: Cases Continued/ Mis-Notice

PETITION:	VRB09-15
PETITIONER:	Donald McLellan
AGENT:	Cindy Vaughan
LOCATION:	8634 N Nebraska Avenue
REQUEST:	To install electric fence

PURPOSE: To provide a security fence inside perimeter fence
NEIGHBORHOOD: Sulphur Springs Action League
The board requested a continuance to the February 10, 2009, public hearing date to allow zoning administrator to provide a determination.

Randy Baron stated received email, but did not read email. Legal confirmed no impact on case.

Agent Steve Michelini asked legal to read applicable code. Agent presented case to install electric fence based on security need.

Board asked for police reports to this address for the 3 years prior and post electric fence.

Public spoke- Pete Johnson submitted documents into the record.

Agent asked for a continuance to provide additional information. Agent agreed to provide the required 6' minimum buffer requirements.

Board asked for history of code violations.

Agent asked for continuance for additional information including documents of prior crimes, prior security methods and code violations.

Mr. Baron motioned for a continuance. Ms. Utter seconded. Motioned carried 5-0.

PETITION: VRB09-12
PETITIONER: Francisco Otero
AGENT: Not Applicable
LOCATION: 5415 n Paddock Avenue
REQUEST: To reduce corner yard setback from 7' to 3'
PURPOSE: To construct 2 story garage
NEIGHBORHOOD: Wellswood Civic
The board requested a continuance to the February 10, 2009, public hearing date to allow petitioner to reconsider request based on city comments.

Agent presented case to construct 2- story garage. The agent stated submitted revised site plan, confirmed by Mary D Bryson.

Board closed public hearing.

Sue Lyon motioned to approve request. Mr. Baron seconded. Motioned carried 5-0.

PETITION: VRB09-14
PETITIONER: Arthur M Earnest
AGENT: Not Applicable
LOCATION: 4701 Wishart Boulevard
REQUEST: To reduce side yard setback from 7' to 3'
PURPOSE: To retain existing garage

NEIGHBORHOOD: Wellswood Civic
The board requested a continuance to the February 10, 2009, public hearing date to allow petitioner to reconsider request.

Petitioner presented case to construct attached garage.

Board asked how garage constructed. Petitioner bought plans and constructed slab of garage with pier system.

Board asked to show how reach garage.

Roger Kirk, petitioner, provide a delineated driveway on site plan for approval.

Parks, Dave Reilly, stated can only use North Bay for driveway.

Board closed public hearing.

Mr. O'Kelley moved to approve request, seconded by Mr. Baron. Motioned carried 5-0.

V. NEW BUSINESS

A. TREE & LANDSCAPE / TRANSPORTATION / SIGN VARIANCES/ SPECIAL TOPICS

B. GENERAL VARIANCES

PETITION:	VRB09- 19
PETITIONER:	Michael R & Mary A Kren
AGENT:	Not Applicable
LOCATION:	2422 Marconi Street
REQUEST:	To reduce east side yard from 7' to 1.4", west side yard from 7' to 5.2", and rear yard setback from 20' to 2.5"
PURPOSE:	To construct carport
NEIGHBORHOOD:	Palmetto Beach

Petitioner presented case to construct attached garage.

Board asked to clarify request.

Board moved to close public hearing.

Mr. Baron moved to approve request, seconded by Mr. O'Kelley. Motioned carried 5-0.

PETITION:	VRB09-20
PETITIONER:	Darren Brinkley
AGENT:	Not Applicable
LOCATION:	4204 W Culbreath Avenue
REQUEST:	To increase height of accessory structure from 15' to 20'
PURPOSE:	To construct two story garage

NEIGHBORHOOD: Beach Park Homeowners

Agent presented case to construct 2-story garage. Stated working closely with staff to preserve grand oak tree, Dave Reilly, Parks concurred.

Board asked to explain how plan to construct garage to protect tree. Height allows for sun benefits around tree.

Roger Kirk, requested a 1' driveway apron.

Board moved to close hearing.

Baron moved to approve request, seconded by Ms. Utter. Motioned carried 5-0.

PETITION: VRB09-21
PETITIONER: Peter & Alyssa Greenberger
AGENT: Frances Evelyn Johnson, Esquire
LOCATION: 2932 W Wallcraft Avenue
REQUEST: To increase height from 15' to 23' and reduce side yard setback from 7' to 1'
PURPOSE: To construct carriage house w garage and porta cochere
NEIGHBORHOOD: Bayshore Beautiful

Agent presented case to construct carriage house and porta cochere.

Board asked petitioner if they would agree with condition to never enclose the porta cochere.

Board asked for hardship for height increase, designer stated roof pitch included in height request.

Board moved to close public hearing.

Mr. OKelley moved to approve request with condition to never enclose the porta cochere. Seconded by Mr. Baron. Motioned carried 5-0.

PETITION: VRB09-22
PETITIONER: Verna Carbo
AGENT: Not Applicable
LOCATION: 3911 W Pearl Avenue
REQUEST: To reduce front yard setback from 25' to 15' and east side yard setback from 7' to 3.28"
PURPOSE: To construct attached carport
NEIGHBORHOOD: Gandy/ Sun Bay South Civic

Agent presented case to construct attached carport.

Board closed public hearing.

Mr. Baron moved to approve request with condition for pier and lintel foundation, carport never enclosed, and 6 foot minimum separation between tree and carport. Seconded by Ms. Utter. Motioned carried 5-0.

PETITION:	VRB09-23
PETITIONER:	Christos & Rosalle Lyons Pantzalis
AGENT:	Leslie Van Trump
LOCATION:	4807 Londonberry Drive
REQUEST:	To reduce rear yard setback from 20' to 16'
PURPOSE:	To construct residential addition
NEIGHBORHOOD:	Tampa Palms Homeowners

Agent, Leslie Van Trump, presented case to construct attached garage.

Public, Randy Barlow stated landscaping was put in to accommodate impacts to neighborhood.

Public hearing closed.

Mr. Baron moved to approve request, seconded by Mr. O'Kelley.

Motioned carried 5-0.

BOARD ORGANIZATIONAL MATTERS (RESUMED)

1) Legal , discussed a unified rules and procedures process is underway across the City of Tampa. Mr. Amadeo commended the city proactive approach to unifying the process throughout the City, Mr. Baron concurred.

2) Elections were conducted by legal.

- Mr. Baron nominated Amadeo for a second term as chair.
Motioned carried 5-0.
- Mr. Baron nominated O'Kelley for a second term as vice-chair.
Motioned carried 5-0.