

**MINUTES OF THE GOODLETTSVILLE  
BOARD OF ZONING APPEALS**

Date: May 8, 2000

Time: 5:00 PM

Place: City Hall Conference Room

Members Present: Tom Mosier, Tommy Jackson, Glen Garrett

Staff Present: Bill Terry, Vicky Ignatz

Others Present: William Stamper, Roger Loyd, Galand Faulkner

Minutes of the April 10, 2000 Board of Zoning Appeals stand approved as written.

**CASE NO. 2000-4-351      Consideration of a request for a temporary use permit by B & B Fireworks to sell fireworks at Louisville Hwy. & I-65 during the July 4<sup>th</sup> holiday period. The applicant is William Stamper.**

Analysis - Staff reviewed. Terry stated the request is for a new location on the vacant lot beside the old Jolly Joe's building. The site meets all of the requirements except for distance to a fire hydrant. The required distance is 300 feet and the site for the tent will be about 350 feet from the nearest hydrant.

Discussion - William Stamper, owner of B & B Fireworks, requested the temporary use permit from June 23 – July 5, 2000. He stated proper electrical service will be provided by temporary service, the area will be mowed, brush will be removed. He agreed to comply with all the standards

The Board stated their concern regarding the noncompliance of the requirement for fire hydrant distance from fireworks sales tent. Mosier recommended the relocation of the sales tent fifty (50) feet closer to the property line. The relocation will bring the sales tent within 300 feet of the fire hydrant and all codes requirements will be met. Terry stated a fifteen (15) foot side yard setback will need to be observed. Stamper stated he will make the needed adjustment of location of tent.

Action - Motion by Jackson to approve the request for a temporary use permit for a fireworks sales tent at Louisville Hwy. at I-65 from June 23-July 5, 2000 under the condition the sales tent is located within 300 feet of a fire hydrant, all applications of the standards listed below are met, compliance with the sign ordinance and that all semi-trailers used for storage or any large vehicles are located behind the sales tent. Motion seconded by Garrett. Motion approved 3-0.

1. Any temporary structure shall met all setback requirements of the zoning district in which it is located;
2. The off-set parking requirements shall be observed, and such parking shall be so arranged that backing onto a public street will not occur;
3. A fireworks tent shall have two exits, one at each end of the tent, for emergency egress, and such exits and all aisles shall be kept free and clear of obstructions while the tent is occupied by the public;

4. The electrical code shall apply;
5. Prior to obtaining a temporary permit, the operator or owner shall file with the building official of the city a certificate executed by an acceptable testing laboratory, certifying that the tent, decorative attachments of any kind and tarpaulins meet the requirements for flame resistance prescribed for both the small and large scale tests in NFPA 701, and that such flame resistance is effective for the period of the permit.
6. A fireworks tent shall be so located that all structures and inventory are no more than 300 feet from an operable fire hydrant and no closer than 200 feet to any source of a flammable or combustible liquid or gas.

### OFFICIAL ORDER OF THE BOARD

**WHEREAS;** the public and adjoining property owners have been adequately notified, and

**WHEREAS;** the Board has determined that the requirements of Section 11-901(n) have been met, and

**WHEREAS;** the Board has determined that no adverse impact will occur;

**NOW, THEREFORE, BE IT ORDERED,** that the temporary use permit is approved, that the conditions specified above shall apply, and that this order shall constitute such permit.

**CASE NO. 2000-5-354**      **Consideration of a request for a conditional use permit to allow a consumer repair service requiring outside storage to locate at 107 D&E Memorial Drive, a CSL district. The applicant is Donnie Goodwin, Southern Maintenance & Piping, Inc.**

This item has been deferred by applicant.

**CASE NO. 2000-5-355**      **Consideration of a request for a temporary use permit by Mid America Distributors, Inc. to sell fireworks at 855 Springfield Highway, Mansker Industrial Park, from June 14-July 9, 2000. The applicant is Roger Loyd.**

Analysis - Staff reviewed. Terry stated this is a new location for a fireworks sales tent. The property is zoned CPUDL which is a commercial district and a temporary use permit is authorized if all requirements can be met. The only requirement this site does not meet is the 300 ft. fire hydrant distance. The applicant has offered to install a hydrant on an existing water line across the highway if this permit is approved.

Discussion - Roger Loyd, owner of Mid America Distributors, Inc., stated he would use the site for fireworks sales from June 14-July 9. He plans to bulldoze the area to level the parking/sales tent areas, cut grass and gravel parking/sales areas. He has contacted White House Utility District regarding the installation of a fire hydrant directly across from the proposed site. White House

Utility District confirmed there is a 12" water line available and can install a fire hydrant after proper permits and fees are paid.

Action – Motion by Garrett for conditional approval of a temporary use permit for a fireworks sales tent at 855 Springfield Hwy. from June 14-July 9, 2000 based upon the installation of a fire hydrant within 300 feet of the fireworks sales tent, that White House Utility District provides written notification of their intent to install said hydrant to the City of Goodlettsville, that all applications of the standards listed below are met, compliance with the sign ordinance and that all semi-trailers used for storage or any large vehicles are located behind the sales tent. Motion seconded by Jackson. Motion approved 3-0.

1. Any temporary structure shall met all setback requirements of the zoning district in which it is located;
2. The off-set parking requirements shall be observed, and such parking shall be so arranged that backing onto a public street will not occur;
3. A fireworks tent shall have two exits, one at each end of the tent, for emergency egress, and such exits and all aisles shall be kept free and clear of obstructions while the tent is occupied by the public;
4. The electrical code shall apply;
5. Prior to obtaining a temporary permit, the operator or owner shall file with the building official of the city a certificate executed by an acceptable testing laboratory, certifying that the tent, decorative attachments of any kind and tarpaulins meet the requirements for flame resistance prescribed for both the small and large scale tests in NFPA 701, and that such flame resistance is effective for the period of the permit.
6. A fireworks tent shall be so located that all structures and inventory are no more than 300 feet from an operable fire hydrant and no closer than 200 feet to any source of a flammable or combustible liquid or gas.

### OFFICIAL ORDER OF THE BOARD

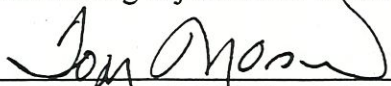
**WHEREAS;** the public and adjoining property owners have been adequately notified, and

**WHEREAS;** the Board has determined that the requirements of Section 11-901(n) have been met, and

**WHEREAS;** the Board has determined that no adverse impact will occur;

**NOW, THEREFORE, BE IT ORDERED,** that the temporary use permit is approved, that the conditions specified above shall apply, and that this order shall constitute such permit.

Then meeting adjourned at 5:40 PM.

  
 Tom Mosier, Chairperson

  
 Vicky Ignatz, Recording Secretary