

OFFICIAL MINUTES

GOODLETTSVILLE BOARD OF ZONING APPEALS

Date: June 13, 1994
Time: 5:00 PM
Place: City Hall

Cases Heard:

94-6-252

Members Present:

Owen Sanders
Tom Mosier
Ellie Meade
Tommy Jackson

Others Present:

Bill Stamper
Deana Gibbs
Mary Chapman
Mrs. Buck Sorrel

Staff Present:

Bill Terry

The meeting was called to order by Acting-Chairman Mosier. It was duly noted that the meeting had been properly advertised and adjoining property owners notified. A public hearing was announced. Minutes of the last meeting were approved.

Case No. 94-6-252 - Consideration of a request for a temporary use permit for fireworks sales from tents at 957 Louisville Highway and at 847 Springfield Highway. The applicant is B & B Fireworks represented by Bill Stamper.

Analysis -- This permit has been issued in previous years to the same company, and the locations are the same as last year. No particular problems were noted.

Discussion - The applicant made his request and answered questions. It was noted that the electrical service and signs should be addressed. No one spoke against the request.

Action of the Board - After discussion, Jackson moved that the permit be approved with two conditions: 1) that all electrical wiring and connections be kept off the ground and away from any possible contact by the public, and 2) that one freestanding sign per site be permitted with all other signs being placed inside the tents. Sanders seconded, and motion carried unanimously.

Special Request - Consideration of a request Mrs. Buck Sorrel and Mrs. Mary Chapman to be heard before the board due to some extenuating circumstances in the purchase of fireworks sales supplies for the July 4 holiday period. After some discussion, the board agreed to hear their request.

Analysis - The Sorrel's had previously operated fireworks sales

outlets in the area but had not done so for some time. They had already bought a supply of fireworks to sell over the July 4 period and came to city hall to inquire about the need for a permit. They were advised that a temporary use permit was required but that the date for the agenda had passed and the next meeting was after the holiday. Therefore, they came to this meeting to ask for a special appeal to get on the agenda. The request had not been advertised to meet public notice requirements.

Discussion - Mrs. Chapman (Sorrel's daughter) made the request that they be allowed to sell the fireworks from a temporary tent on property owned by Mrs. Gibbs which is one lot away from the location on which B & B Fireworks had just been granted a permit. The basis for the request was that the fireworks have already been purchased and they did not know that a permit with a hearing before the appeals board was required. Mrs. Gibbs, the property owner, spoke in favor while Bill Stamper, owner of B & B Fireworks spoke against.

Action of the Board - Jackson moved that due to the hardship faced by the family a temporary use permit be granted. Sanders seconded. The vote was two in favor of the motion, one opposed and one abstention. Mosier declared the motion failed since a majority vote of the total members present was not achieved.



Tom Mosier, Acting-Chairman

Submitted By:



Bill Terry, Planning Director