

MINUTES OF MEETING
GOODLETTSVILLE BOARD OF ZONING APPEALS

Date June 11, 1990
Time 7:00 P.M.
Place City Hall

Appeals Case No. 90-196
Appeals Case No. 90-197

Present
Darrel Tongate
Fred Chapman
Tommy Jackson
Eddie Niebruegge
Absent
Tom Mosier

Also Present
Doug Hopper
Robert Cantrell
Jesse Patton
Mr. Loyd

The meeting was called to order by Chairman Eddie Niebruegge. Minutes of the previous meeting were approved as written.

Appeals Case No. (90-196) To consider the request of Roger Loyd for a temporary use permit for the sales of fireworks.

Doug Hopper, Codes Administrator, stated the request was for a temporary use permit which is a new requirement in the Zoning Ordinance. Mr. Loyd stated that fireworks had been sold in this location for several years and they wish to continue selling at the location. This property is owned by Mr. Loyd. Chapman asked if they paid city property taxes on the property and if sales tax would be collected on the sales of the fireworks and distributed through proper channels. Mr. Loyd stated they did pay property tax and collect the required sales tax. Hopper said there was room on the lot to meet the required setbacks and provide the parking. On a motion by Chapman, seconded by Tongate the following resolution was adopted.

WHEREAS, The use is permitted for a period not to exceed twenty-one days, and this use will not, and

WHEREAS, The setbacks of forty feet from Long Hollow Pike and Cladwell Road are to met and parking will be properly provided without creating a problem of entering or exiting the property, and

WHEREAS, No adverse condition will be created during the time the fireworks are sold,

NOW, THEREFORE, BE IT RESOLVED that a temporary use permit be granted.

7

Appeals Case No. 90-19~~6~~⁵ To consider the request of Robert W. Cantrell for a conditional use permit to allow a Bar-B-Q pit be opened on Old Brick Church Pike.

Hopper said the building was an existing one which at one time was a store but had been out of operation for several years. Mr. Cantrell wants to repair the building and bring it into compliance to use as a bar-b-q operation. A request was made to the Planning Commission for rezoning which was denied and now the request is for a conditional use permit which is restricted to this use only. This might be a more appropriate way to handle the situation. Chapman asked if the property was owned by Cantrell. Cantrell said it was family owned. Tongate asked about the hours of operation, size and type of sign and that only one sign be allowed, that all repairs meet adequate standards, and that traffic problems not be created by the business. Cantrell said the hours would not be late and would not cause problems in the neighborhood. Cantrell said he did not have a problem with the four requests. Chapman said the hours of operation were important because the city did not want to be getting complaints about the business being open all hours of the night. Tongate made a motion to approve, seconded by Chapman. Niebruegge showed Cantrell a copy of the four requirements and Cantrell said they would be met. Cantrell said the property across the street would be parking and some picnic tables. It is family owned property. Tongate asked what adjoined the lot. It has street frontage on two sides and residences on the other two sides. The motion passed unanimously and the following resolution was adopted,

WHEREAS, The traffic generated will not be a hazard, and

WHEREAS, There will be only one sign permitted, and

WHEREAS, The hours of operation are not to cause problems with the residential neighbors, and

WHEREAS, The repair to the building is to meet adequate standards and the reconstruction will benefit the neighborhood and improve the appearances, and

WHEREAS, The Baoard finds that no adverse impact to nearby property will occur,

NOW, THEREFORE, BE IT RESOLVED THAT a conditional use permit be granted.

Eddie Niebruegge, Chairman

Doug Hopper, Secretary