

**CALLAWAY BOARD OF ADJUSTMENTS**

**February 5, 2009**

**TIME: 6:00 P.M.**

Called to order by Chairman Childs at 6:00.

Invocation by Chairman Childs.

Pledge of Allegiance by Board Member Tremaine.

ROLL CALL - PRESENT: Board Member Wallace, Board Member Bell,  
Board Member Tremaine, Board Member Lee,  
Chairman Childs

ALSO PRESENT: Planning Director Richard, Senior Planner Fuller,  
Assistant Planner Koepke

**APPROVAL OF MINUTES:** Board Member Tremaine moved to approve the minutes of the October 27, 2008 meeting. Second by Board Member Bell.

All ayes

**BUSINESS**

**Item #1. Request for a Variance – Flood Plain Protection Requirements. 5821 Bay Front Drive, Callaway, FL. Michelle Kapler.**

The Planning Director gave the background information on the variance request, noting that the applicant is requesting a variance from certain provisions of the City's Land Development Regulations (LDR) pertaining to Flood Plain Protection. The Director explained that the applicant wishes to construct a closet and bathroom onto her home. The current building has a floor elevation of 6.26' however, according to Ordinance No. 652 and the LDR, new construction is required to have a finished floor elevation of 9'. Staff requested that the City Attorney's Office review the matter and give an opinion. The homeowner and applicant, Michelle Kapler and Randy Pridgen, the contractor for the project, were on hand to answer any Board questions. Discussion began on whether the home had a history of significant flooding. Board Member Tremaine moved that the construction is actually an "Addition" therefore, the floodplain management regulations do not apply such that there is no need for a variance, and that the building permit may be approved so long as all other requirements for development are met. Second by Board Member Bell.

All ayes

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**PAGE 2**

Short discussion ensued on the definition of the term "grandfathered in".

There being no further business, Board Member Bell moved to adjourn. Second by Board Member Tremaine.

All ayes

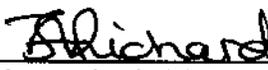
Chairman Childs adjourned the meeting at 6:16.

Approved:

  
\_\_\_\_\_  
Dan Childs, Chairman

April 4, 2009  
Date

I certify that the minutes are an accurate and correct record of the proceedings of the meeting.

  
\_\_\_\_\_  
Amanda J. Richard, Planning Director

4/6/09  
Date