

**MURRAY BOARD OF ZONING ADJUSTMENTS  
REGULAR MEETING  
WEDNESDAY, MARCH 17, 2021  
4:30 P.M.**

The Murray Board of Zoning Adjustments met in regular session on Wednesday, March 17, 2021 at 4:30 p.m. via web cam from City Hall at 500 Main Street.

**Board Members Present:** Mike Faihst, Bobbie Weatherly, Carmen Garland, John Krieb, and Paula Hulick

**Board Members Absent:** Jim Foster and Josh Vernon

**Also Present:** Kim Miles, Attorney David Perlow, Zach Warren, Dannetta Clayton, Marisa Stewart, and Richard and Judith Palmer

Chairman Faihst called the meeting to order and welcomed all guests and applicants. Kim Miles called the roll. At this time Chairman Faihst called for a motion to approve the minutes from the regular BZA meeting on December 16, 2020.

**Bobbie Weatherly made a motion to approve the minutes from the regular BZA meeting on December 16, 2020 as submitted. Paula Hulick seconded the motion and the motion carried unanimously.**

**Public Hearing: Request for a Dimensional Variance to place an accessory structure in the side yard located at 620 South 9th Street – Richard and Judith Palmer:** Marisa Stewart presented the staff report. She explained that the Palmers are requesting to place a garden shed in their yard. Marisa showed the site location, pictures of the concrete pad where they would like to place the structure, pictures of the front and rear yards and a picture of the proposed garden shed. Mr. Palmer is handicapped and cannot go into the back yard very easily. In order to allow Mr. Palmer to have easier access to the shed, they are requesting for the shed to be placed on the concrete pad facing the carport. Marisa reviewed the applicable regulations pertaining to this request. The proposed building is 8 x 8 foot and will be sitting at the back of a 10 x 18 foot pad. The site plan shows that there is three feet from the concrete pad to the property line plus the extra two feet on the pad. This makes the building a total of five feet from the property line. Letters were sent out to adjoining property owners and only one response was received. That person had no problems with the request.

Chairman Faihst opened the public hearing and asked if there was anyone that wished to speak either in favor or opposition to the request.

Richard Palmer was sworn in. Mr. Palmer explained that he wants to be able to use his back bedroom for a guest room. Currently he has items stored in that room that need to be removed. He would like easy access to these items as he plans to continue to use them. He wishes to keep them in the shed so that they will not get damaged. Mr. Palmer is not able to go in his back yard because he is fearful of falling; therefore, he's requesting to put the shed at the proposed location where it will be on a solid surface making it easier for him to maneuver both in and out.

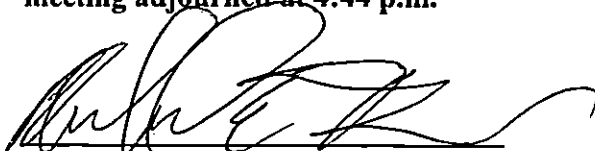
There was no one that spoke in opposition to the request. The public hearing was closed and the item turned over to the Board for further discussion and a motion.

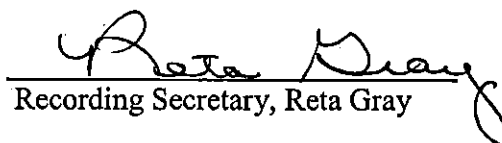
**John Krieb made a motion to approve the request for an accessory structure to be placed on the existing concrete pad in the side yard located at 620 South 9th Street for Richard and Judith Palmer. Based on the testimony that was shared in the meeting, there is difficulty walking in the back yard for storage and because of that need to have a solid surface for Mr. Palmer, the concrete pad that exists would be an excellent place to locate the shed next to the carport. There was no public opposition presented. This request is only for the property owner that is there at this time. The testimony presented in this public hearing has shown that the granting of this variance to the side yard setback will not adversely affect the public health, safety or welfare; will not alter the essential character of the general vicinity; will not cause a hazard or a nuisance to the public; and will not allow an unreasonable circumvention of the requirements of the zoning regulations. Carmen Garland seconded the motion and the motion carried with a 5-0 roll call vote.**

**Questions and comments:** Mr. Krieb said that there had been some discussion with the Planning Commission about the Five Points Intersection in trying to improve the situation with trying to turn left from either direction. The Commissioners have suggested an additional signal for a left turn be installed. A few weeks back the Planning Commission and the Transportation Committee met before the City Council meeting. People from the State Highway Department were in attendance. The options were discussed. There were some issues with the pole size that would be needed to hold the additional signal; therefore, that was not considered to be a very good solution. They did come up with an idea to look at changing the right turn lane to also be the through lane which would mean that the left lane would only be for left turns. Mr. Krieb hopes that they will find that a good alternative and they will get that put into effect soon.

Everyone was wished a Happy St. Patrick's Day. Dannetta Clayton was welcomed and she replied that she looked forward to working with everyone.

**John Krieb made a motion to adjourn. Carmen Garland seconded the motion. The meeting adjourned at 4:44 p.m.**

  
Chairman, Mike Faiht

  
Recording Secretary, Reta Gray