**MINUTES**

**BOARD OF ZONING APPEALS PUBLIC HEARING**

**MARCH 2, 2023**

**3:00 P.M.**

**Members Present**: Andrew Miles (Chair), Elizabeth Faulk, and Anna Buddin

**Others Present**: Assistant Town Clerk Taylor Osborne

Herbert Mims, Town Councilman

 Michael D. Kirby

 Richard Kirby

 Juanita Welch

 Mike Lane

The public hearing was called to order at **3:00 p.m.** by Board of Zoning (BZA) Appeals’ Chairman **Andrew** **Miles**. Miles announced that the purpose of today’s meeting was to hear a variance request from Gamble Family Farms. Minutes from the February 16th Public Hearing were introduced for consideration. A motion was made by **Elizabeth Faulk** to approve the minutes. The motion was seconded by **Anna Buddin** and passed by unanimous vote.

Shortly after the meeting began, the BZA voted to go into an executive session to discuss the variance request. After about 20 minutes the board members returned to the public meeting. BZA Chairman Miles discussed how their decision would probably not make everyone content, however; it was a decision the BZA was able to agree to. The BZA approved the Gamble Family Farms variance request for the side yard setback that will allow them to build another grain silo within six (6’) feet of the adjoining residential property line. This approval is granted with the following conditions:

* A six (6’) foot wooden privacy fence would need to be constructed on the property line and it would have to be approved and inspected by landowners.
* This would be the last variance request the Board of Zoning Appeals would consider for this Gamble Family Farms site.

**Miles** then made the comment to the public that there was only so much the Board could do regarding this issue. The floor was then opened to the public for any comments regarding this decision.

**Juanita Welch** – Made the comment that if one took the time to walk in front of the property (the land that goes beyond the Helena sign) you could see that the area needs to be cleaned up of the weeds and grass. Also, the property owners (Gamble Farms) do not live in town and yet the current residents have to deal with all the mess and dust. She is concerned that half of the older building facing Pope Street is rotten and might fall onto the Kirby property.

**Michael Kirby** – He told the story of how years back, when his mother was alive, she had gotten sick, and he came to live with her at the current Kirby residence . He would occasionally take his mother outside, at her request, and it got to the point where they were not able to do so because of the silo bins being so close to the house and all the dust it produced during operating times of the year. This would make his mother so upset that she would cry, and it is something for which he has never forgiven them.

There being no further comments, **Miles** adjourned the meeting and thanked everyone for attending. The meeting was adjourned at **3:30 p.m**.

Respectfully submitted,

***Taylor Osborne***

Taylor Osborne

Assistant Town Clerk