



Variance Review Board
City Council Chambers
City Hall
315 E. Kennedy Blvd., Third Floor
Tampa, Florida 33602

MINUTES

MEETING DATE: September 8, 2009

PUBLIC HEARING

MEETING TIME: 6:30 PM

I. ROLL CALL

Antonio Amadeo (Chair), Randy Barron, Steve Labour, Gennaro DiNola

Staff in attendance: Eric Cotton, LDC; Ernie Muller, Senior Assistant City Attorney.

The Board indicated that they did not receive any staff reports for the hearing.

II. APPROVAL OF MINUTES FOR August 11, 2009

Mr. LaBour moved to approve and was seconded by Mr. Baron. The motion passed 4-0.

III. OLD BUSINESS: Cases Continued/ Mis-Notice

PETITION:	VRB09-58
PETITIONER:	Apple Sign & Awning LLC
LOCATION:	5396 Primrose Lake Circle
REQUEST:	To increase the height of a projecting sign above roof line from 0' to 48" and 18' to 72' above grade
PURPOSE:	To install projecting sign
NEIGHBORHOOD:	Tampa Palms North Owners Assoc./New Tampa Commercial Overlay District

There was Board discussion regarding the accurate terminology as to the signage. Mr. Mueller explained that the determination was previously made by the Zoning Administrator and the only issue before the Board would be the appropriateness of the variance.

Paul Lima, representing the petitioner, explained the history of the site. Mr. Lima stated that this is the only visible location for traffic from I-75. Mr. Lima then showed illustrations of the request. Mr. Lima then reviewed the hardship criteria as presented as part of the application.

The Board closed the public hearing and entered into Board discussion. Discussion ensued regard

Mr. LaBour moved to approve the request and was seconded Mr. Baron. The motion passed 4-0.

Mr. Baron moved to approve the request from 18' to 72' above grade for a projecting sign. The motion was seconded by Mr. DiNola and passed 4-0.

IV. NEW BUSINESS

A. TREE & LANDSCAPE / TRANSPORTATION / SIGN VARIANCES/ SPECIAL TOPICS

PETITION: VRB09-63
PETITIONER: Metro PCS
AGENT: Todd Pressman
LOCATION: 2915 N Dale Mabry Hwy.
REQUEST: To add additional square footage to existing pylon sign.
PURPOSE: To keep existing sign structure
NEIGHBORHOOD: NE MacFarlane & Carver City/Lincoln Gardens
Petition has been moved to the October 13, 2009 hearing date due to a missed notice.

B. GENERAL VARIANCES

PETITION: VRB09-62
PETITIONER: Sunstate Construction
AGENT: Cain Barry
LOCATION: 610 Marmora Ave.
REQUEST: Reduce rear yard setback from 14' to 5'.
PURPOSE: For proposed screen pool enclosure
NEIGHBORHOOD: Davis Islands Civic Association, Davis Island
Neighborhood Planning Task Force

Mr. Barry explained the need for the variance and the fact the pool cage could not be connected to the main structure.

The petitioner addressed the concerns of Tampa Electric in regards to the overhead power lines that are in the rear of the property.

Mr. LaBour stated that he would not support the request. Mr. Baron asked the petitioner if he wanted to continue the hearing. After discussion, the Board closed the public hearing.

Mr. LaBour discussed his concerns, which was the closure and no evidence to support the hardship criteria.

Mr. Baron to reopen the hearing. Mr. Amadeo stated he would like to see additional evidence as to why it can not be connected at the 15' mark. Mr. DiNola seconded the motion. The motion passed 3-1 with Mr. LaBour voting nay.

Mr. Barry asked for a continuance. Mr. DiNola asked if the petitioner has any photos or elevations. Mr. Barry stated no.

Mr. Baron moved to continue the case and was seconded by Mr. DiNola, for discussion purposes. The motion passed 3-1, with Mr. LaBour voting nay.

V. **BOARD ORGANIZATIONAL MATTERS**

Mr. LaBour discussed the need for petitioners to ask for a continuance at the beginning of the hearing; not when the petitioner sees that case leaning towards a denial. Mr. LaBour asked if Mr. Mueller could look into creating a rule that would require such.