



AGENDA

**BOARD OF ADJUSTMENT
AUGUST 24, 2023
AT 5:30 PM
COMMISSION CHAMBERS
121 SW FLAGLER AVE.
STUART, FLORIDA 34994**

BOARD MEMBERS

**Chair - Christina Vogl
Vice Chair - Claire Y. Nash
Board Member - Werner Bols
Board Member - Sean Reed
Board Member - Kristin Stanley**

ADMINISTRATIVE

**Development Director - Jodi Nentwick-Kugler
Board Secretary - Susej T. Meleqi**

Agenda items are available on our website at <http://www.cityofstuart.us>
Phone: (772) 288-5306. Fax: (772) 288-5305. E-mail: mkindel@ci.stuart.fl.us

In compliance with the Americans with Disabilities Act (ADA), anyone who needs a special accommodation to attend this meeting should contact the City's ADA coordinator at 772-288-5306 at least 48 hours in advance of the meeting, excluding Saturday and Sunday.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he will need a record of the proceeding, and that for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

(RC) next to an item denotes there is a City Code requirement for a Roll Call vote.
(QJ) next to an item denotes that it is a quasi-judicial matter or public hearing.

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

1. OATHS OF OFFICE FOR TWO (2) ADVISORY BOARD MEMBERS

APPROVAL OF AGENDA

APPROVAL OF MINUTES

2. APPROVAL OF 07/27/2023 BOA MINUTES

COMMENTS FROM THE PUBLIC (Non-Agenda Related) (3 Minutes Max.)

COMMENTS BY BOARD MEMBERS (Non-Agenda Items)

ACTION ITEMS

3. FINAL ORDER OF VARIANCE APPROVAL - PETITION NUMBER: Z23050002

TIMOTHY AUSTIN ANDERSON AND JENNIFER REBECCA HAUSER REQUESTING A VARIANCE FROM LAND DEVELOPMENT CODE SECTION 2.04.04(A)(6)(a), TO ALLOW A SCREEN ENCLOSURE TO BE CONSTRUCTED WITHIN THE MINIMUM REQUIRED 15-FOOT REAR YARD SETBACK BY NO MORE THAN 11.5 FEET, FOR A TOTAL REAR YARD SETBACK OF 3.5 FEET; AND TO ALLOW THE ENCLOSURE TO ENCROACH INTO THE MINIMUM REQUIRED 10-FOOT SIDE YARD SETBACK, BY NO MORE THAN 4.8 FEET, FOR A TOTAL SIDE YARD SETBACK OF 5.1 FEET.

STAFF UPDATE

ADJOURNMENT

WHAT IS CIVILITY? Civility is caring about one's identity, needs and beliefs without degrading someone else's in the process. Civility is more than merely being polite. Civility requires staying "present" even with those persons with whom we have deep-rooted and perhaps strong disagreements. It is about constantly being open to hear, learn, teach and change. It seeks common ground as a beginning point for dialogue. It is patience, grace, and strength of character. Civility is practiced in our City Hall.

PUBLIC COMMENT: If a member of the public wishes to comment upon ANY subject matter, including quasi-judicial matters, please submit a Request to Speak form. These forms are available in the back of the Commission Chambers, and should be given to the City Clerk prior to introduction of the item number you would like to address.

CONSENT CALENDAR: Those matters included under the Consent Calendar are self-explanatory, non-controversial, and are not expected to require review or discussion. All items will be enacted by one motion. If discussion on an item is desired by any City Commissioner that item may be removed by a City Commissioner from the Consent Calendar and considered separately. If an item is quasi-judicial it may be removed by a Commissioner or any member of the public from the Consent Calendar and considered separately.

QUASI-JUDICIAL HEARINGS: Some of the matters on the Agenda may be "quasi-judicial" in nature. City Commissioners will disclose all ex-parte communications, and may be subject to voir dire by any interested party regarding those communications. All witnesses testifying will be "sworn" prior to their testimony. However, the public is permitted to comment without being sworn. Unsworn testimony will be given appropriate weight and credibility by the City Commission.