



**Town of Clayton
Board of Adjustment Minutes
Wednesday, April 17, 2024 at 6:00 PM
Council Chambers, Town Hall
111 E. Second Street**

Board Members Present:

Richie Wiggins
Joseph Warta
Thomas Antoine
Rebecca Berry
Jim Perricone
Marty Bizzell, Chair

Staff Present:

Ruth Anderson, Council Member Liaison
Sam Johnson-Phillips, Deputy Town Clerk
Conrad Olmedo, Planning Director

Board Members Absent:

None

1 CALL TO ORDER

- a) Roll Call for Attendance

Presenter: Conrad Olmedo, Planning Director

Chair Bizzell called the meeting to order at 6:00 p.m. Mr. Olmedo conducted role call.

2 ADJUSTMENT OF THE AGENDA

- a) *Presenter:* N/A

There were no adjustments of the agenda.

3 APPROVAL OF MINUTES

- a) March 20, 2024 Board of Adjustment Minutes

Motion to Adopt Minutes

RESULT:	CARRIED
MOVER:	Jim Perricone
SECONDER:	Joseph Warta
YES:	Richie Wiggins, Joseph Warta, Thomas Antoine, Rebecca Berry, Jim Perricone, and Marty Bizzell

NO: None

4 PUBLIC HEARINGS

5 OLD BUSINESS

- a) 2023-102-VAR Carport Variance: Review and Approval of the Findings of Fact
Presenter: Conrad Olmedo, Planning Director

Chair Bizzell stated they would review the Carport Variance case heard back in March. Chair Bizzell asked Mr. Olmedo if there was anything to present. Mr. Olmedo stated that the Findings of Fact are in the Board members packet and if the Findings of Fact are acceptable to the Board, the recommendation is to motion to adopt. It was reported to the Board that the Findings of Fact were printed for signature. Mr. Perricone stated there wasn't a unanimous vote and how does that play into voting on the Findings of Fact. Chair Bizzell replied the findings are representative of what occurred at the meeting. We would be approving those and not if someone was in favor. Mr. Olmedo responded in the affirmative and stated the Variance required a 4/5 vote which was acquired, so the Variance was approved. It was stated the decision of the Findings of Fact have been rendered. The applicant would be notified there is a 30-day window if they wish to appeal to the Superior Court.

It was communicated to the Board there isn't an Evidentiary Hearing tonight, just a review of the Findings of Fact. Mr. Perricone asked if there was a vote against it at the last meeting, a vote tonight to accept the Findings of Fact would be permissible, which recognizes there was a negative vote as part of last month's meeting. Mr. Olmedo responded with the affirmative.

Chair Bizzell asked if there were any other questions. With no further questions, Chair Bizzell entertained a motion to accept the Findings of Facts.

RESULT:	CARRIED
MOVER:	Joseph Warta
SECONDER:	Richie Wiggins
YES:	Richie Wiggins, Joseph Warta, Thomas Antoine, Rebecca Berry, Jim Perricone, and Marty Bizzell
NO:	None

6 NEW BUSINESS

7 ADJOURNMENT

- a) With nothing further, the meeting was adjourned at 6:08 p.m.

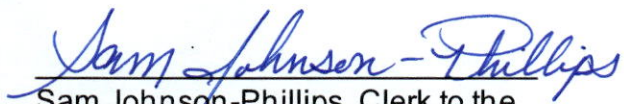
RESULT: CARRIED

MOVER:	Thomas Antoine
SECONDER:	Jim Perricone
YES:	Richie Wiggins, Joseph Warta, Thomas Antoine, Rebecca Berry, Jim Perricone, and Marty Bizzell
NO:	None

Duly adopted the 20th day of November, 2024.


Marty Bizzell, Chair

ATTEST:


Sam Johnson-Phillips, Clerk to the
Board and Deputy Town Clerk