

**APPROVED MINUTES OF THE MEETING OF  
THE BOARD OF ADJUSTMENTS & APPEALS  
CITY OF STARKVILLE, MISSISSIPPI  
APRIL 26, 2023**

Be it remembered that the members of the Board of Adjustments & Appeals of the City of Starkville held their regularly scheduled meeting on April 26, 2023, at 4:00 p.m. in the conference room on the 2nd floor of City Hall located at 110 West Main Street, Starkville, MS.

There being physically present were, Bill Webb, Chairman, Ward 6, Marco Nicovich, Vice Chairman, Ward 5, George Ford, Ward 1, Kurt Gaude, Ward 2, Bo Richardson, Ward 3, George Sils Ward 4., and Shawn Sullivan, Ward 7. Physically present attending the Commissioners were City Planner Daniel Havelin and Assistant City Planner Lyle McCaskey.

**III. CONSIDERATION OF THE OFFICIAL AGENDA**

**OFFICIAL AGENDA  
BOARD OF ADJUSTMENTS & APPEALS  
CITY OF STARKVILLE, MISSISSIPPI  
SPECIAL CALL MEETING OF WEDNESDAY, APRIL 26, 2023  
2<sup>ND</sup> FLOOR CITY HALL – COMMUNITY DEVELOPMENT,  
110 WEST MAIN STREET, 4:00 PM**

- I. CALL TO ORDER
- II. ROLL CALL
- III. CONSIDERATION OF THE OFFICIAL AGENDA
- IV. MINUTES
  - A. CONSIDERATION OF THE UNAPPROVED MINUTES FOR MARCH 22, 2023
  - B. CONSIDERATION OF THE UNAPPROVED MINUTES FOR MARCH 29, 2023
- V. NEW BUSINESS
  - A. PUBLIC HEARING AND CONSIDERATION OF VA 23-04 A REQUEST FOR A VARIANCE TO DEVIATE FROM SIDEWALK REQUIREMENTS LOCATED AT 900 STARK ROAD IN A COMMERCIAL ZONING DISTRICT.
- VI. PLANNER'S REPORT
  - A. EXPIRING BOARD TERM
- VII. ADJOURN

**III. CONSIDERATION OF THE OFFICIAL AGENDA**

The Board considered the matter of the approval of the written agenda dated April 26, 2023. Upon the motion of Mr. Nicovich, seconded by Mr. Gaude, the Board voted unanimously to approve the written agenda.

#### **IV. APPROVAL OF THE MINUTES**

##### **A. APPROVAL OF THE UNAPPROVED MINUTES FOR MARCH 22, 2023**

The Board considered the matter of the approval of the minutes of the March 22, 2023, Board of Adjustments and Appeals meeting. Upon the motion of Mr. Nicovich, seconded by Mr. Sullivan, the Board voted unanimously to approve the minutes.

##### **B. APPROVAL OF THE UNAPPROVED MINUTES FOR MARCH 29, 2023**

The Board considered the matter of the approval of the minutes of the March 29, 2023, Board of Adjustments and Appeals special call meeting. Upon the motion of Mr. Nicovich, seconded by Mr. Sullivan, the Board voted unanimously to approve the minutes.

#### **V. NEW BUSINESS**

##### **A. PUBLIC HEARING AND CONSIDERATION OF VA 23-04 A REQUEST FOR A VARIANCE TO DEVIATE FROM SIDEWALK REQUIREMENTS LOCATED AT 900 STARK ROAD IN A COMMERCIAL ZONING DISTRICT.**

This is a request by JT Harrison Construction Co, on behalf of Billy Kirkpatrick with Five Horizons, to deviate from sidewalk requirements at 900 Stark Road in a (C) Commercial zoning district. The applicant is requesting relief from Unified Development Code Section 14.11.3. The applicant is requesting to pay a fee in lieu of constructing the required sidewalks along Stark Road and Dr. Martin Luther King Jr. Drive West.

The request was noticed in accordance with Section 3.7.3.E of the Unified Development Code. 8 property owners of record within 160 feet of the subject property were notified directly by mail of the request. A legal ad was published in the Starkville Daily News on April 9, 2023. A sign was posted on the property in a conspicuous location. As of this date, the Planning Office has received no response to the notification requesting information.

Chairman Webb opened the public hearing to citizen comments.

Rob Roberson came forward to speak in favor of the request

Jamil Dawson came forward to speak in favor of the request

Calling for and receiving no comments, Chairman Webb closed the public hearing and opened the item up for discussion.

Cody Burnett, City Engineer, came forward to answer questions from the Board.

After a discussion and upon the motion of Mr. Sullivan, duly seconded by Mr. Richardson, the motion to approve VA 23-04 was unanimously approved.

## **VI. PLANNER'S REPORT**

### **A. PUBLIC EXPIRING BOARD TERM**

City Planner Daniel Havelin presented the board with information regarding expiring terms and the process for reappointment.

## **VII. ADJOURNMENT**

After discussion, Mr. Sullivan moved to adjourn which was seconded by Mr. Richardson, and the Board voted unanimously to adjourn until 4:00 p.m. on May 24, 2023, in the second-floor conference room located at 110 West Main Street, Starkville, MS.

  
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Bill Webb, Chairman

  
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Daniel Havelin, City Planner