

## MINUTES OF THE MANNING BOARD OF APPEALS

**Monday, November 24, 2014  
6:00 P.M.**

**Council Chambers  
City Hall Bldg.**

**Members Present:**

Levy Young  
James Zimmerman

**Members Absent:**

Leon Brewer- Alternate  
Ted Gardner

**Staff Present:**

Donna Walker  
Administrative Services Clerk

**I. Welcome/Introductory Remarks:**

Mr. L. Young welcomed all and presented the Board Members. In addition, Mr. Young reminded everyone to turn off their cell phones or to put them on vibrate. Furthermore Mr. Young stated that everyone speaking needed to state their names and sign in if they were “for” or “against” a request when coming forth.

**II. Invocation:** Mr. L. Young

**III. Approval of Minutes:**

**Minutes of the Regular Meeting of October 27, 2014.** A motion was made by Mr. J. Zimmerman to postpone the minutes until the next board meeting and Mr. L. Young seconded the motion.

**IV. Request No. V-2014-04 by Sang Lee to be allowed a variance of 2ft. to the side setback requirement of 10ft. located at 109 W. Boyce Street, Tax Map# 169-15-09-009-00, zoned General Commercial (GC).**

**Mr. Sang Lee (Property Owner)**

Mr. Lee asked the Board if he could bring Mrs. Norma Jean Frierson Smiling up front to represent him. Mr. Lee stated that his use of the English language was not good. The Board allowed Mrs. Frierson to speak on his behalf. Mrs. Smiling stated that Mr. Lee is asking the Board to approve the variance that will allow the sign to remain as is. She also stated that Mr. Lee speaks very little English; therefore he does not understand the city’s ordinance or the setback requirement for the sign.

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**The following inquiries were made by the Board:**

**Mr. L. Young**

Mr. Young asked who constructed the sign.

**Mr. Ted Osborne**

Mr. Osborne stated as a representative of G & S Sign their company built the sign for Mr. Young because he admired Mr. Bill Fenters sign from State Farm. The sign was setup to be a temporary structure until all the contractors had a chance to look at the sign. Mr. Osborne stated that the language barrier between the contractors somehow was misunderstood and the masonry contractor laid the brick over the weekend; therefore putting the sign out of compliance.

**Mr. Young**

Mr. Young asked Mr. Osborne what was misunderstood between you and the masonry contractor.

**Mr. Osborne**

Mr. Osborne stated that we had the okay to put the sign up from Donna at city hall.

**Ms. Walker**

Ms. Walker stated that the sign itself was in compliance with the city's ordinance. The brick work was done over the weekend by the masonry contractor which made the sign out of compliance. The city was not aware who the masonry contractor would be or when the work would be done. A zoning permit was issued stating the setback requirements for the city.

**Mr. J. Zimmerman**

Mr. Zimmerman asked if the sign itself was in compliance with the city's ordinance and when the brick was placed around the sign, if it fell out of compliance. He stated that it appears that the request is not adding up if the sign was in the correct place in the beginning.

**Mr. Osborne**

Mr. Osborne stated that the measurement of the sign originally was in compliance. The masonry contractor did not follow the setbacks when he laid the brick for the sign.

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**Opponents:**

No one was in attendance to oppose the request.

Following some discussion, a **motion** was made by Mr. J. Zimmerman to allow the variance of 2ft. to the side setback requirement of 10ft. The motion was seconded by Mr. L. Young. All favored the motion.

**V. Board Comments:**

Mr. Walker stated to the Board on behalf of the city we wish everyone a Happy Thanksgiving.

**VI. Adjournment:**

A **motion** was made by Mr. L. Young to adjourn and Mr. J. Zimmerman seconded the motion. All favored the motion.

**Time:** 6:22 P.M.

**Respectfully Submitted,**

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**Donna Walker, Administrative Services Clerk**