#### PLANNING AND ZONING COMMISSION

#### **AGENDA**

#### **APRIL 8, 2021**

6:00 P.M.

Roll Call.

Pledge of Allegiance

Approval of Minutes: March 11, 2021

#### **Final Plats**

#### **Consent Agenda**

(1) P-0421-12 Fowl Play Crosshaven, LLC Is Requesting Final Plat Approval For Fowl Play Crosshaven Plat No. 1. The Purpose for This Request Is to amend lot lines. The Property Is Owned By Fowl Play Crosshaven, LLC and Is Zoned Vestavia Hills B-2. APPROVED

(2) P-0421-13 John Wilhelm Is Requesting Final Plat Approval For Wilhelm's Resurvey Of Waldridge Terrace. The Purpose for This Request Is to Combine Lots. The Property Is Owned By John Wilhelm and Is Zoned Vestavia Hills R-2. APPROVED

#### Rezoning

(3) P-0421-11 Kim & Jo Marie Parker Are Requesting Rezoning For 1144 Winward Ln. from Vestavia Hills R-2 to Vestavia Hills R-9 For The Purpose Of Residential Development. APPROVED

#### PLANNING AND ZONING COMMISSION

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#### PLANNING AND ZONING COMMISSION

#### **MINUTES**

#### **MARCH 11, 2021**

6:00 P.M.

The Planning & Zoning Commission of Vestavia Hills met in regular session on this date at 6:00 PM, following publication and posting pursuant to Alabama law. Due to the COVID-19 pandemic, in coordination with a Proclamation from Governor Ivey and pursuant to orders from the Jefferson County Health Department Official requiring social distancing along with limits of attendees, this meeting was held with a portion of the Commission digitally attending the meeting via remote computer locations utilizing a Zoom.com application. Staff and general public/audience members also were invited to attend via Zoom.com following publication pursuant to Alabama law. Chairman Barnes called the meeting to order and the City Planner called the roll with the following:

**MEMBERS PRESENT:** Erica Barnes, Chair

Lyle Larson Mike Vercher Jonathan Romeo\* Ryan Ferrell David Maluff\* Hasting Sykes

MEMBERS ABSENT: Rusty Weaver

Rick Honeycutt

OTHER OFFICIALS PRESENT: Conrad Garrison, City Planner

Christopher Brady, City Engineer

\*Member present via Zoom

#### **APPROVAL OF MINUTES**

Ms. Barnes stated that the minutes of the meeting February 11, 2021 are presented for approval.

**MOTION** Motion to approve minutes was made by Mr. Vercher and second was by Mr. Sykes. Voice vote as follows:

Mr. Maloof– yes
Mr. Ferrell – yes
Mr. Sykes– yes
Mr. Vercher – yes
Mr. Larson – yes
Mrs. Barnes – abstained

Motion carried.

#### **Final Plats**

#### **Consent Agenda**

(1) P-0321-09 Liberty Park Joint Venture Is Requesting Final Plat Approval For Lot 4B

**Resurvey-Old Overton 3<sup>rd</sup> Sector.** The Purpose for This Request Is to Combine Lots. The Property Is Owned By Liberty Park Joint Venture and Is

Zoned Vestavia Hills PR-1.

(2) P-0321-10 Lewis & Elizabeth Cheney Are Requesting Final Plat Approval For Lot 2B

**Resurvey-Old Overton 3<sup>rd</sup> Sector.** The Purpose for This Request Is to Combine Lots. The Property Is Owned By Lewis & Elizabeth Cheney and Is

Zoned Vestavia Hills PR-1.

Mrs. Barnes opened the floor for a public hearing. There being no one to address the Commission concerning these request, Mrs. Barnes closed the public hearing and opened the floor for a motion.

**MOTION** Mr. Sykes made a motion to approve items 1-2. Second was by Mr. Larson. Motion was carried on a roll call; vote as follows:

Mr. Maloof- yes
Mr. Ferrell - yes
Mr. Sykes- yes
Ms. Vercher - yes
Mr. Larson - yes

Mrs. Barnes – yes Motion carried.

#### Rezoning/Conditional Use Recommendations

(3) P-1218-53 Overton Investments, LLC Is Requesting An Amendment To Ordinance 2818 To allow for the Construction Of Three Single Family Homes. The property is zoned Vestavia Hills R-9.

Mr. Garrison explained the background of the request. He stated that the would allow a change from four townhomes to three single family lots.

Jason Kessler was present to explain the request and answer any questions.

The Commission agreed with the proposed changes.

Mrs. Barnes opened the floor for a public hearing. There being no one to address the Commission concerning these request, Mrs. Barnes closed the public hearing and opened the floor for a motion.

**MOTION** Mr. Vercher made a motion to recommend an Amendment To Ordinance 2818 based on the site plan presented. Second was by Mr. Ferrell. Motion was carried on a roll call; vote as follows:

Mr. Maloof– yes
Mr. Ferrell – yes
Mr. Sykes– yes
Ms. Vercher – yes
Mrs. Barnes – yes
Motion carried.
Mr. Romeo – yes
Mr. Sykes– yes
Mr. Larson – yes

Conrad Garrison, City Planner

## SYNOPSIS AND STAFF RECOMMENDATION CONCERNING APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: **APRIL 8, 2021** 

- <u>CASE</u>: P-0421-12
- **REQUESTED ACTION:** Final Plat Approval Fowl Play Crosshaven Plat No. 1
- ADDRESS/LOCATION: 3207 Crosshaven Dr.
- <u>APPLICANT/OWNER</u>: Fowl Play Crosshaven, LLC
- <u>GENERAL DISCUSSION</u>: Plat will resurvey the lot in accordance with a change in property lines/ROW due to the improvements on Crosshaven Dr. This is the Zaxby's site.

#### • STAFF REVIEW AND RECOMMENDATION:

1. City Planner Review: I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: No recommendation

- 2. City Engineer Review: No problems noted.
- 3. City Fire Marshal Review: No problems noted
- 4. Building Safety Review: No problems noted

## 1

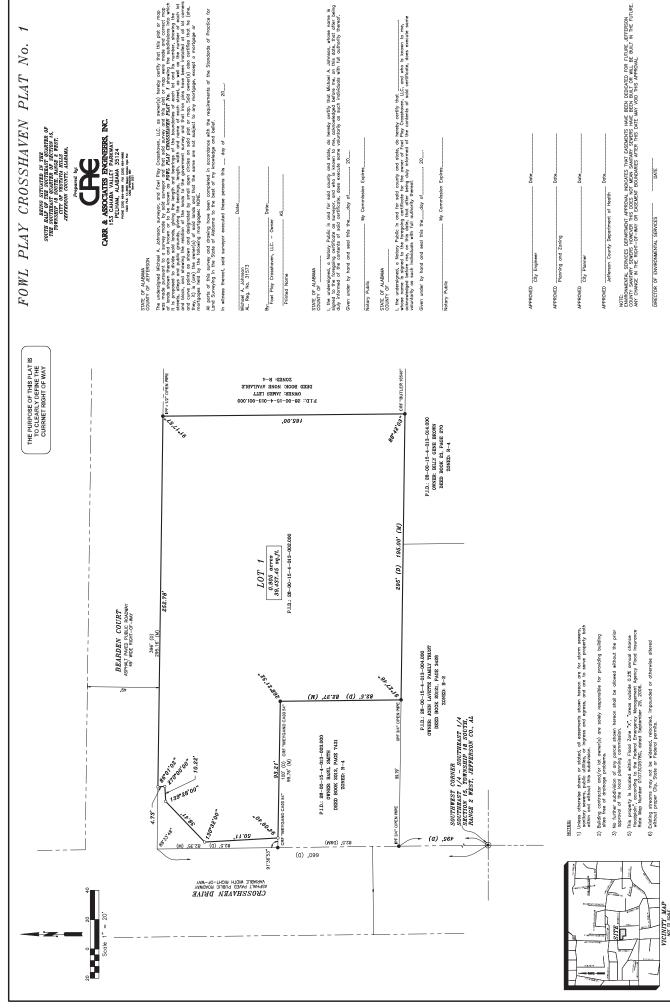
# CITY OF VESTAVIA HILLS PLANNING AND ZONING COMMISSION PRELIMINARY MAP APPLICATION

II. APPLICANT INFORMATION: (owner of property)
NAME: FOWL PLAY CROSSHAVEN, LLC
ADDRESS: 2908 PUMP HOUSE ROAD
MOUNTAIN Brook, AL. 35243
MAILING ADDRESS (if different from above)  SAME
PHONE: 205-329-5006 Email Courtneyhmason@gmail.com
NAME OF REPRESENTING ATTORNEY OR OTHER AGENT:
COURTNEY MASON
PHONE: 205-329-5006 Email Courtneyhmason@gmail.com
III. BILLING/RESPONSIBLE PARTY: (FOR PAYMENT OF FEES)
NAME: COURTNAY MASON
ADDRESS: 4228 CALDWELL MILL ROAD
MOUNTAIN Brook, AL 35243
MAILING ADDRESS (if different from above)
*
PHONE: 205-329-5006 Email Courtneyhmason & gmail. con

#### IV. ACTION REQUESTED

### Preliminary Plat Approval (reason must be provided)

	Explain reason for the request: describing Land	15 A SuBDIVideo
A	AFTER gifting Land TO THE County FOR **if additional information is needed, please attached full descr	ROW A long Cription of request**
<u>V.</u>	PROPERTY DESCRIPTION: (address, legal description)	n, etc.)
	Property size: feet X feet. Acres: _	0.928
VI.	<ul> <li>ZONING/REZONING:</li> <li>The above described property is presently zoned:</li> </ul>	
owner	I. OWNER AFFIDAVIT:  I do hereby declare the above statements are true and that I, the pointed representative will be at the scheduled hearing. *Application of the property before a Notary and original submitted to the Official be accepted*	on must be signed by the
Given	Owner Signature/Date Course H. MASON Representing A	g-23-202) Agent (if any)/date  4 H MASON
	KAYLA STONE  Wotary Public  Wood Tuly  KAYLA STONE  NOTARY PUBLISHED STATE OF ALAE  OF TUN  NOTARY PUBLISHED STATE OF ALAE  NOTARY PUBLISHED STATE OF ALAE	BLIC



it the undersigned, a Notary Public in and for said county and state, do hereby certify that Michael A Johnson, whose name is signed to the troughing excellipate as surveynt and who is former to me, another the product protect better being duly informed of the contents of said certificate, does execute some voluntarily as such individuals with full authority thereof.

## SYNOPSIS AND STAFF RECOMMENDATION CONCERNING APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: **APRIL 8, 2021** 

- <u>CASE</u>: P-0421-13
- **REQUESTED ACTION:** Final Plat Approval For Wilhelm's Resurvey Of Waldridge Terrace
- ADDRESS/LOCATION: 1144 Winward Ln.
- <u>APPLICANT/OWNER</u>: John Wilhelm
- **GENERAL DISCUSSION:** Plat will combine two lots to match deeded property and allow owner to obtain building permits. Lots are zoned R-2.

#### • STAFF REVIEW AND RECOMMENDATION:

1. City Planner Review: I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

City Planner Recommendation: No recommendation

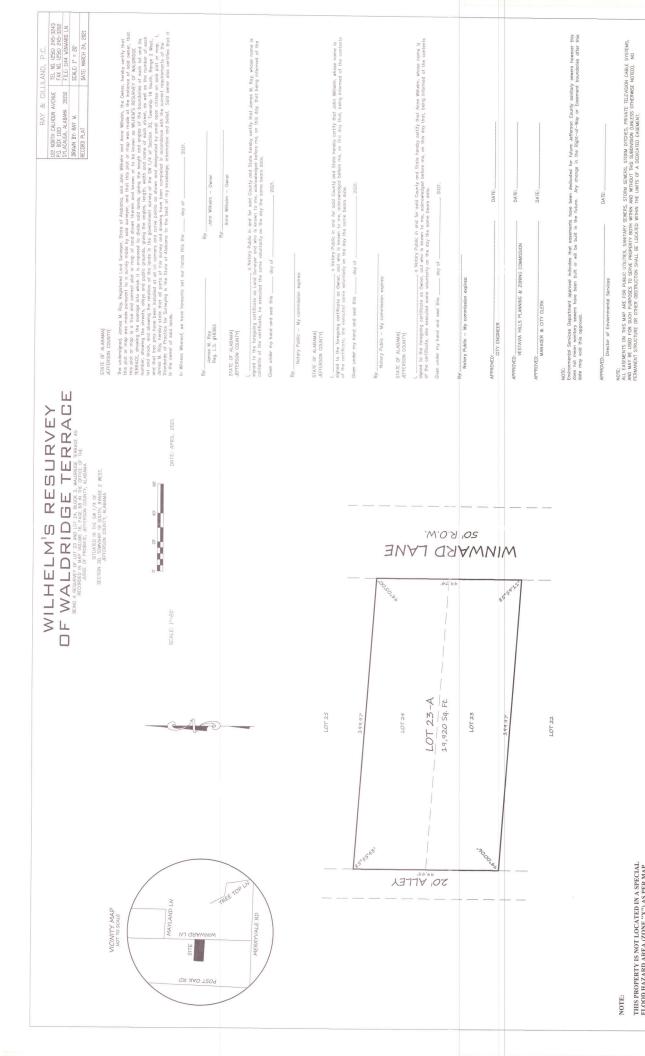
- 2. City Engineer Review: No problems noted.
- 3. City Fire Marshal Review: No problems noted
- 4. Building Safety Review: No problems noted

# CITY OF VESTAVIA HILLS PLANNING AND ZONING COMMISSION FINAL MAP APPLICATION

II. APPLI	ICANT INFORMATION: (owner of property)	
NAME:	JOHN WILHELM	
ADDRESS:	1144 WINWARD CANE	
	VESTAVIA HILLS, AL 35216	
BILLING ADI	DRESS (if different from above)	
PHONE:	205.317-3761 Email JKW REALESTATE @ CS. com	
	EPRESENTING ATTORNEY OR OTHER AGENT:	
Kim	Franker	
PHONE: (20)	5) 369-546) Email Kparker@the purker company 11c. co.	M
III. BILLI	NG/RESPONSIBLE PARTY: (FOR PAYMENT OF FEES)	
NAME:	Kim & Barker	
ADDRESS:	4010 Farr Rd	
	Bessemer, AL 35022	
MAILING AD	DDRESS (if different from above)	
P.O. Box	x 190026, Birmingham, Al 35219	
	5) 369-5461 Email Kparker@the parker company 110	c . c o,

### IV. ACTION REQUESTED

	Final Plat Approval: (reason must be provided)		
	Explain reason for the request: Combine LA's 73924		
	**if additional information is needed, please attached full description of request**		
<u>V</u> .	PROPERTY DESCRIPTION: (address, legal description, etc.)		
	1144 Winward Lune		
	Lot 23 \$24, Block 2, Waldridge Terrace		
	1144 Winward Lune  Lot 23 \$24, Block 2, Waldridge Terrace  Property size: 200 feet X 100 feet. Acres: 19, 920 \$\pm'\$		
VI.	ZONING/REZONING:		
	The above described property is presently zoned:		
VII.	OWNER AFFIDAVIT:		
owne	I do hereby declare the above statements are true and that I, the owner, and/or my duly nted representative will be at the scheduled hearing. *Application must be signed by the r of the property before a Notary and original submitted to the Office of the Clerk; no s will be accepted.*		
	Owner Signature/Date  Representing Agent (if any)/date		
Giver	day of Maron, 2021		
	My Commission Expires		
My c	commission expires		
ung C			



THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA (ZONE "X") AS PER MAP NO. 01073C0556H, DATED SEPTEMBER 3, 2010.

## SYNOPSIS AND STAFF RECOMMENDATION CONCERNING APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION

Date: **JANUARY 10, 2021** 

• <u>CASE</u>: P-0421-11

• **REQUESTED ACTION:** Rezoning Vestavia Hills R-2 to Vestavia Hills R-9

• ADDRESS/LOCATION: 1148 Winward Ln

• APPLICANT/OWNER: Kim & Jo Marie Parker

- GENERAL DISCUSSION: The request rezone property at the corner of Winward Ln. and Mayland Ln. for four single family lots. The new development would be modeled after neighboring developments with narrow lots and rear access drives from an alley. Additional pavement would be added by the developers in Winward Ln. to allow for temporary parking/deliveries. Lots would range in size from 8,500 square feet to 9,300 square feet. Proposed setbacks would be 50' in the front, 0-10' on the sides, and 20' in the rear.
- <u>VESTAVIA HILLS COMPREHENSIVE PLAN:</u> The request is compatible with the comprehensive plan for neighborhood..

#### • STAFF REVIEW AND RECOMMENDATION:

- 1. City Planner Review: I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.
  - City Planner Recommendation: Staff recommends the following conditions: A. Approval based on site plan presented. B. Rezoning not completed until the final map has been recorded CC&R's for the subdivision are recorded.
- 2. **City Engineer Review:** I have reviewed the application and I have no issues with this request.
- 3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
- 4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

#### **APPLICATION**

#### PLANNING AND ZONING COMMISSION

I. INSTRUCTIONS	<b>AND INFORMATION:</b>
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- (1) The Vestavia Hills Planning and Zoning Commission meets regularly on the second Thursday of each month at 6:00 PM in Council Chambers at the Municipal Center.
- (2) All materials and information relating to a zoning/rezoning request or conditional use approval before the Planning and Zoning Commission must be submitted to the Office of the City Clerk no later than 25 working days prior to the scheduled meeting at which it shall be considered. All information relating to Preliminary Map approvals must be submitted to the Office of the City Clerk no later than 20 days prior to the scheduled meeting at which is shall be considered. All information relating to Final Map approvals must be submitted to the Office of the City Clerk no later than 15 days prior to the scheduled meeting at which it is to be considered.

(3) This application must be filled out in its entirety complete with zip codes.

- (4) All applicable fees shall accompany this application prior to its being considered complete. Fees include an application fee of \$100.00 along with applicable postage per property owner to be notified for Commission meeting. Fees may also include notification fees for City Council meeting and publication fees which will be billed to applicant at a later date. \*\*No permits will be issued until all fees have been paid.
- (5) Appropriate plats and maps with proper legal description shall accompany this application. Please refer to attached checklist.

APPLICANT INFORMATION: (owner of property)			
NAME: Rim Parker and Jo Marie Parker			
ADDRESS: 1148 Winward Lane			
Vestavia Hills, AL 35216			
MAILING ADDRESS (if different from above)			
PHONE NUMBER: Home 205 369-5463 Office 205 369-5461			
EMAIL ADDRESS: Kparker @ the parker company Ilc. com			
NAME OF REPRESENTING ATTORNEY/AGENT & CONTACT INFORMATION:			

III.	ACTIO	ON REQUESTED		
	Request that the above described property be zoned/rezoned From: VH R-3			
	To:	VH R-9		
	For the	e intended purpose of: From VH R-3 to VH R-9 for additional residential		
	house	es.		
	(Examp	ple: From "VH R-1" to "VH O-1" for office building) dditional information is needed, please attached full description of request**		
IV.	PROP	PERTY DESCRIPTION: (address, legal, etc.)		
	1121	Winward Lane, Vestavia Hills, AL 35216		
	Lot 13	3A, Block 1, MB 84, Pg 14		
	Proper	rty size: 190.49 feet X 193.81 feet. Acres: 0.81		
<u>V.</u>	INFO	RMATION ATTACHED:		
		Attached Checklist complete with all required information.		
$\bot$		Application fees submitted.		
VI.		ereby declare the above statements are true and that $\underline{I}$ am the owner and myself or appointed representative will be at the scheduled hearing.		
1	Owner -	Signature/Date  Representing Agent (if any)/date		
Giver this	under r Brd d	my hand and seal lay of March, 20 21.		
My co		Public June 25, 2022  JO MARIE M. PARKER My Commission Expires June 25, 2022		

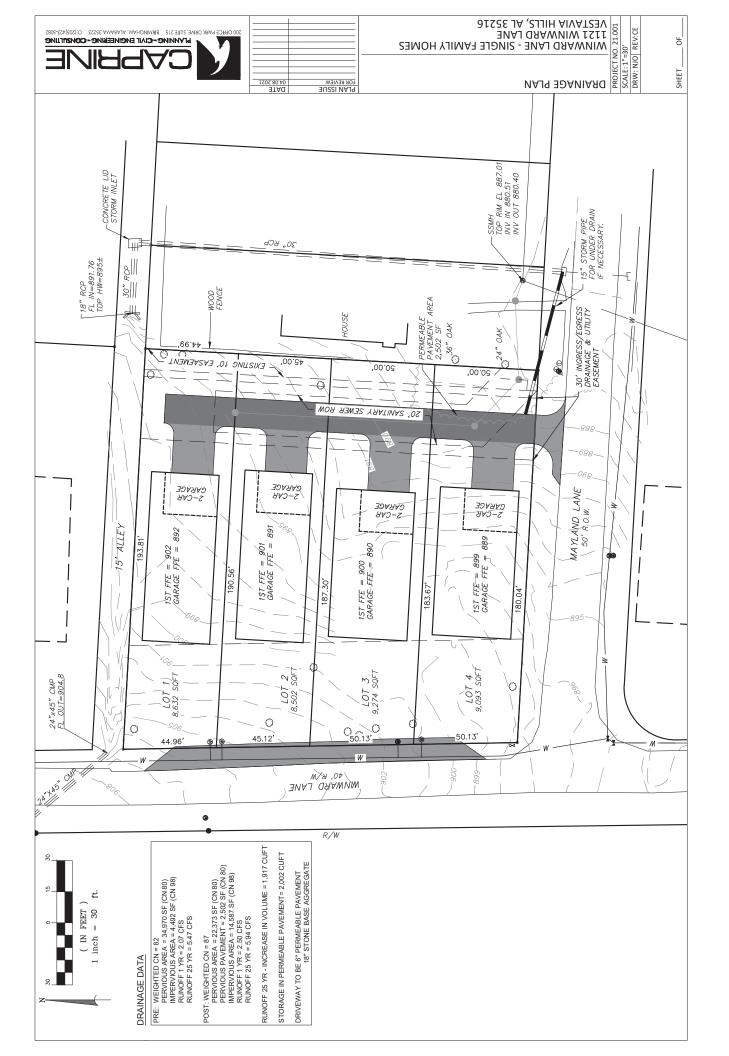
VESTAVIA HILLS, AL 3S216 WINWARD LANE WINWARD LANE

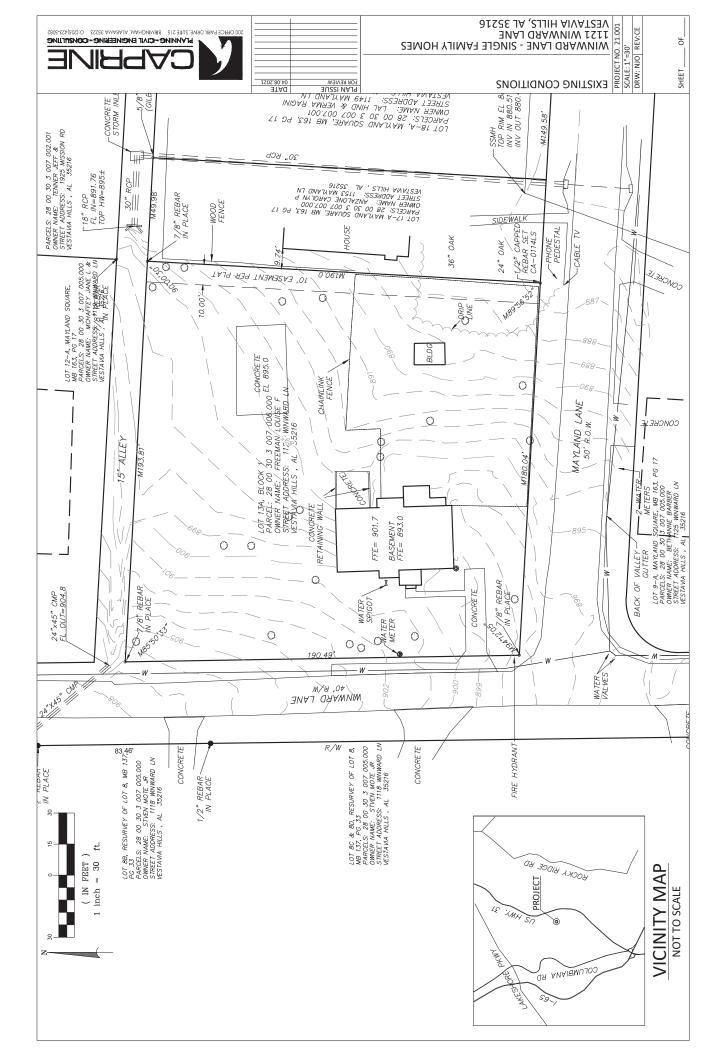
PROJECT VIEW
WINWARD LA
1121 WINWARD LA
50AE: 1"=60
DRW: NJO | REV.CE

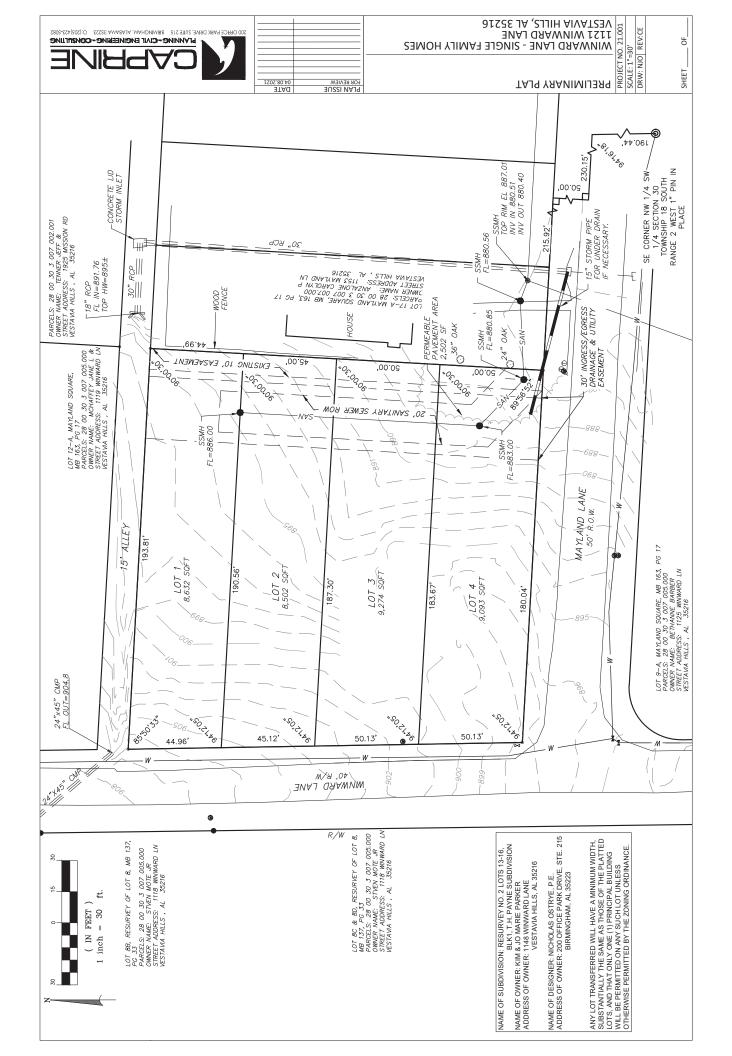
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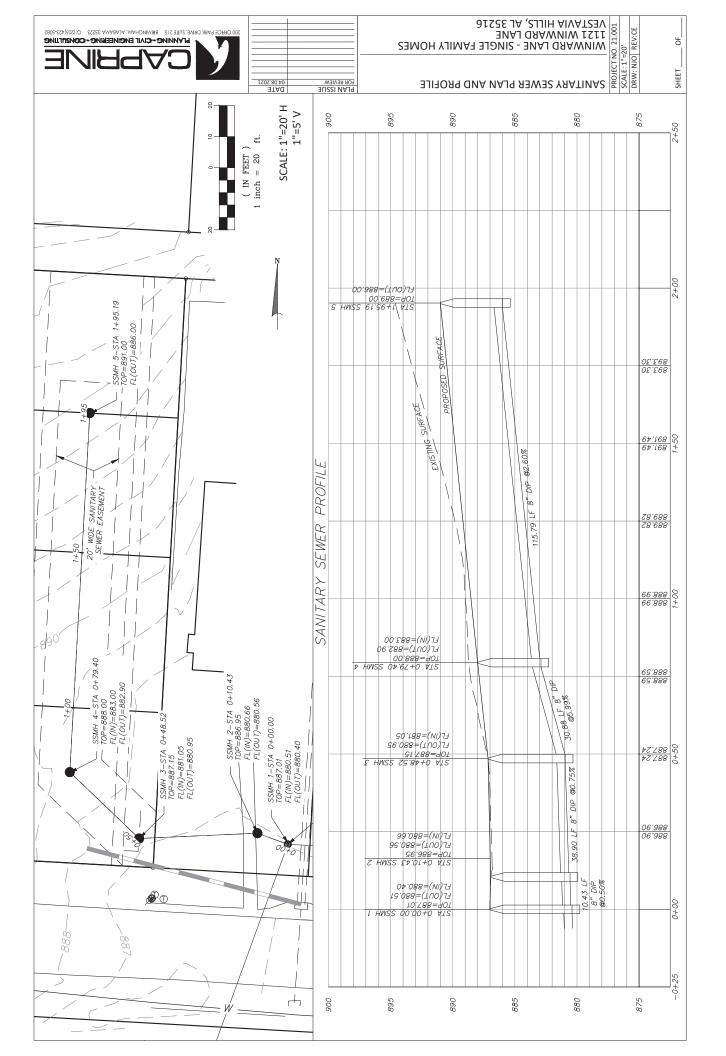








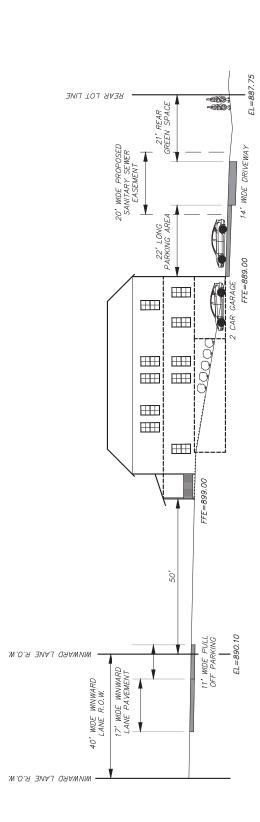




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FOR REVIEW	SECTION ELEVATION	PROJE	CALE		SHEET
PLAN ISSUE	SECTION ELEVATION	Ъ	S	,	S

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	1202.80.40	FOR REVIEW
	3TAQ	PLAN ISSUE





SITE ELEVATION VIEW

FROM MAYLAND LANE

