



CITY OF BOAZ
Council Meeting Minutes
April 10, 2023
Boaz Senior Center – 6:00 PM

I. Call to Order

Mayor Dyar called the Council Meeting to order at 6:00 P.M.

PRESENT

Mayor David Dyar

Council Member David Ellis

Council Member Josh Greer

Council Member Johnny Willis

Council Member Jeff Sims

Council Member Mike Matthews

II. Invocation

Council Member Ellis gave the Invocation.

III. Pledge of Allegiance

Council Member Willis led the Pledge of Allegiance.

IV. Would anyone like to speak under Public Comments?

Mayor Dyar asked if anyone would like to speak under Public Comments. There was no response.

V. Adoption of Agenda

Motion made by Council Member Willis, Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Greer, Council Member Willis, Council Member Sims, Council Member Matthews

VI. Reading and/or Approval of Minutes of Previous Council Meeting

1. Adopt the Work Session minutes and Council Meeting minutes from March 27, 2023.

Motion made by Council Member Sims, Seconded by Council Member Greer.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Greer, Council Member Willis, Council Member Sims, Council Member Matthews

VII. Committee Reports

1. The City of Boaz Planning Commission will hold a public hearing on Thursday, April 13, 2023 at 6:00 P.M. in the Mastin Room at the Boaz Public Library. The purpose of the public hearing will be to hear a request from Tony Catanzaro for a zoning change from R-2 (Medium Density Detached Residential District) to R-3 (High Density Single-Family Residential District). This

property is located on Bassett Street containing 5.53 acres+/- . The property owner is seeking to construct (townhouses) attached single-family dwellings.

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2. The City of Boaz Planning Commission will hold a public hearing on Thursday, April 13, 2023 at 6:00 P.M. in the Mastin Room at the Boaz Public Library. The purpose of the public hearing will be to hear a request from Tony Catanzaro for a zoning change from R-2 (Medium Density Detached Residential District) to R-3 (High Density Single-Family Residential District). This property is located on Daily St. adjacent to Douglas St. containing 6 acres. (Parcel no. 2401011003046000) The property owner is seeking to construct (townhouses) attached single-family dwellings.

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3. The City of Boaz Planning Commission will hold a public hearing on Thursday, April 13, 2023 at 6:00 P.M. in the Mastin Room at the Boaz Public Library. The purpose of the public hearing will be to discuss and amend the City of Boaz Zoning Ordinance Number 2021-1154 as follows:

§3-03 R-3 HIGH DENSITY SINGLE-FAMILY RESIDENTIAL DISTRICT

§3.03.02 Triplexes and quadplexes. *Triplexes and quadplexes are permitted on corner lots only. Off-street parking may not extend forward of the front building line.*

1. *Building Materials for duplexes, triplexes and quadplexes. Building exteriors must be constructed from high quality, durable materials as follows:*
 - a) *Brick or other masonry. When used for the facade of any building, concrete blocks must be split, rock, or ground-faced and may not exceed 25% of the masonry area of the facade. To add visual interest, the use of specialized textures and/or colors used effectively with other building materials and details are encouraged. Plain concrete block or plain concrete may be used only as foundation material if the foundation material is not revealed more than three feet above finished grade at the foundation wall.*
 - b) *Exterior insulation and finish system (EIFS) and similar troweled finishes (stucco) must be trimmed in wood, masonry, or other approved materials and may not be used adjacent to grade.*
 - c) *Horizontal wood and cement board siding. Composite boards manufactured from wood or other products, such as hardboard or plankboard, may be used when the board product is less than nine inches wide.*
2. *Prohibited Materials. The following materials are prohibited in visible locations unless an exception is granted based on the integration of the material into the overall design of the structure.*
 - a) *Plywood siding (including T-111 or similar plywood), except when used as a component in board and batten siding.*
 - b) *Highly tinted or mirrored glass (except stained glass) as more than 10 percent of the building facade*
 - c) *Corrugated fiberglass*

- d) Non-corrugated and highly reflective sheet metal
- e) Vinyl siding is acceptable when the board size is less than six inches wide. However, it may not be used adjacent to grade. Vinyl siding cannot be painted, which limits opportunities for changing building colors as part of future renovations.

§3.04 R-4 Multi-Family Residential District

§3.04.01 Additional Requirements

2. Building Materials for multi-family dwellings including duplexes, triplexes and quadplexes. Building exteriors must be constructed from high quality, durable materials as follows:
 - a) Brick or other masonry. When used for the facade of any building, concrete blocks must be split, rock, or ground-faced and may not exceed 25% of the masonry area of the facade. To add visual interest, the use of specialized textures and/or colors used effectively with other building materials and details are encouraged. Plain concrete block or plain concrete may be used only as foundation material if the foundation material is not revealed more than three feet above finished grade at the foundation wall.
 - b) Exterior insulation and finish system (EIFS) and similar troweled finishes (stucco) must be trimmed in wood, masonry, or other approved materials and may not be used adjacent to grade.
 - c) Horizontal wood and cement board siding. Composite boards manufactured from wood or other products, such as hardboard or plankboard, may be used when the board product is less than nine inches wide.
3. Prohibited Materials. The following materials are prohibited in visible locations unless an exception is granted based on the integration of the material into the overall design of the structure.
 - a) Plywood siding (including T-111 or similar plywood), except when used as a component in board and batten siding.
 - b) Highly tinted or mirrored glass (except stained glass) as more than 10 percent of the building façade
 - c) Corrugated fiberglass
 - d) Non-corrugated and highly reflective sheet metal
 - e) Vinyl siding is acceptable when the board size is less than six inches wide. However, it may not be used adjacent to grade. Vinyl siding cannot be painted, which limits opportunities for changing building colors as part of future renovations.

Table 3-2 Area and Dimensional Requirements, Residential Districts,
Adding a minimum square footage requirement of 900sf (Square Foot) of living space per dwelling unit. In R-3 and R-4 Districts concerning Duplexes, Triplexes or Quadplexes.

§11-02 Amendments

§11.02.03 Procedure

4. Upon receipt of a negative recommendation from the Commission, the Council review process may be initiated at the request of the Applicant. Any owner of adjoining property may also request the Council review process of any positive recommendation upon which the appealing adjoining property owner objected at the Commission hearing or in writing prior to the Commission hearing. An appeal shall be submitted in writing, on any form prescribed for that purpose by the City and accompanied by the required fee, and shall state the decision appealed from, the facts and basis for the appeal, and the relief or action sought. No fee is required where an appeal is filed by the Building Official or other public official in pursuance of his/her official duties. For Commission decisions taken after May 1, 2023, all Commission decision appeals to the Council shall be filed within ten (10) calendar days following the decision that is being appealed. The time will extend to the next business day when the tenth day falls on a day the City is not open for business. For Commission decisions prior to May, 2023, all appeals must be filed within six (6) months of the decision appealed from. The timely filing of an appeal shall stay the operation of the decision of the Commission. The Council will conduct a public hearing on all appeals where a public hearing was

held prior to the decision being appealed from. Notice shall be given of the proposed hearing in the same manner as was required for the decision being appealed.

§2-06 Fences, Walls & Hedges

§2.06.03 *In residential districts, fences may not exceed 6' in height. However, fences located forward of the principle building may not exceed 30" in height.*

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VIII. Council Member Reports

1. Boaz Fire Department report for March 2023.

Council Member Ellis gave a report on the Boaz Fire Department for March 2023. See attached report.

2. Boaz Street Department report for March 2023.

Council Member Greer gave a report on the Boaz Street Department for March 2023. See attached report.

3. Boaz Police Department report for March 2023.

Council Member Willis gave a report on the Boaz Police Department for March 2023. See attached report.

4. Boaz Parks and Recreation report for March 2023.

Council Member Sims gave a report on the Boaz Parks and Recreation Department for March 2023. See attached report.

5. Boaz Senior Center report for March 2023.

Council Member Matthews gave a report on the Boaz Senior Center for March 2023. See attached report.

6. Boaz Public Library report for March 2023.

Council Member Matthews gave a report on the Boaz Public Library for March 2023. See attached report.

IX. Proclamations

1. Amberson's Clothing recognition of 84 years in business

Mayor Dyar read a Proclamation recognizing Amberson's Clothing for 84 years in business.

Wayne Hunt announced the Boaz Legacy Commission will be recognizing Amberson's Clothing into the 50 year club April 18th at 10:00 A.M. at Amberson's Clothing store on Main Street.

X. New Business

1. Accounts Payable - Approve the accounts payable voucher dated March 24, 2023 through April 6, 2023 totaling \$280,885.71.

Motion made by Council Member Ellis, Seconded by Council Member Greer.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Greer, Council Member Willis,

Council Member Sims, Council Member Matthews

2. Adopt the 2020-2021 fiscal year audit.

Motion made by Council Member Sims, Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Greer, Council Member Willis, Council Member Sims, Council Member Matthews

3. Enter into Executive Session to discuss future Economic Development.

Motion made by Council Member Willis to enter into Executive Session at 6:18 P.M. for approximately 30 minutes to discuss future economic development, Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Greer, Council Member Willis, Council Member Sims, Council Member Matthews

Motion made by Council Member Willis to close the Executive Session at 6:51 P.M., Seconded by Council Member Matthews.

Voting Yea: Mayor Dyar, Council Member Ellis, Council Member Greer, Council Member Willis, Council Member Sims, Council Member Matthews

XI. Mayor's Comments

1. The next Council Meeting will be April 24, 2023.

Mayor Dyar announced the next Council Meeting will be April 24, 2023.

XII. Adjourn

The Council Meeting adjourned at 6:52 P.M.

Motion made by Council Member Willis, Seconded by Council Member Matthews. The motion passed on a unanimous voice vote.

David Dyar
Mayor

ATTEST:

Beth Stephens
City Clerk/Treasurer