

D O C K E T

November 6th, 2008

1:00 P.M.

**METROPOLITAN BOARD OF ZONING APPEALS
800 SECOND AVENUE SOUTH
P O BOX 196300
METRO OFFICE BUILDING
NASHVILLE, TENNESSEE 37219-6300**

**Meetings held in the Green Hills Auditorium, Metro Southeast Facility, 1417
Murfreesboro Pike**

**MR. FABIAN BEDNE
MS. JANE CLEVELAND
MR. DAVID EWING, Chair
MS. REBECCA LYFORD
MR. DALE RANDELS, Vice Chair
MS. ELIZABETH SURFACE
MR. CHRIS WHITSON**

Absent : Lyford

CASE 2008-095 (Council District - 01)

Petsmart, appellant and owner of the property located at **8000 Greenbrier Road**, requesting special exception and variances for driveway width, parking spaces, paving and loading spaces in the AR2a District, to construct a 42'x72' building and use for kennel. Referred to the Board under Sections 17.16.175A, 17.20.130, 17.20.030, 17.20.060G, 17.20.060. The appellant has alleged the Board would have jurisdiction under Section 17.40.180. (B / C)

Use-kennel

Map 9 Parcel(s) 159

RESULTS Deferred until the meeting of December 18th, 2008.

CASE 2008-096 (Council District - 19)

Goodwill, appellant and owner of the property located at **10th & Herman Street**, requesting sidewalk and driveway location variance in the IR District, to construct a new two-story 28,623 sq. ft. building. Referred to the Board under Sections 17.20.160 A 2, 17.20.120. The appellant has alleged the Board would have jurisdiction under Section 17.40.180. (B)

Use-General Office

Map 93-1;82-13

Parcel(s) 1,2;96

RESULTS Granted 6-0

CASE 2008-097 (Council District - 18)

Ross Powells, appellant and owner of the property located at **2013 Belmont Boulevard**, requesting variance in parking in the CL/UZO District, to use a portion of the existing restaurant for seating. Referred to the Board under Section 17.20.030. The appellant has alleged the Board would have jurisdiction under Section 17.40.180. (B)

Use-Restaurant

Map 104-12

Parcel(s) 279

RESULTS Granted 6-0

CASE 2008-098 (Council District - 17)

Dogtopia, appellant and owner of the property located at **1317 8th Avenue South**, requesting special exception in the CS / UZO District, to renovate and use the existing building for kennel. Referred to the Board under Section 17.16.175. The appellant has alleged the Board would have jurisdiction under Section 17.40.180. (C)

Use-Kennel

Map 105-6

Parcel(s) 83

RESULTS Granted 6-0

CASE 2008-099 (Council District - 20)

William Walker, appellant and owner of the property located at **5207 Illinois Avenue**, requesting side setback variance in the R6/UZO District, to use existing residence with insufficient side setback. Referred to the Board under Section 17.12.030. The appellant has alleged the Board would have jurisdiction under Section 17.40.180. (B)

Use-Single Family Residence

Map 91-11

Parcel(s) 123

RESULTS Granted 6-0

CASE 2008-100 (Council District - 24)

Dennis Salisbury, appellant and owner of the property located at **5845 Charlotte Pike**, requesting variance for maximum number of allowed ground signs in the CS/CPUD District, install a second ground sign on adjacent parcel 268. Referred to the Board under Section 17.32.130 D. The appellant has alleged the Board would have jurisdiction under Section 17.40.180. (B)

Use-Retail

Map 91-14

Parcel(s) 248

RESULTS Granted 6-0

CASE 2000-165 (Council District -31)

City of Brentwood, appellant and **Investors Towne Center Partners I, L.P**, owner of the property located at **100 Franklin Pike**, remanded to the Board by the Court of Appeals to resolve the questions raised by the Court in its remand order. Tied up on votes 3-1. Case reset for November 6th, 2008

Use -Billboard

(171000000200)

RESULTS Issue of spacing was not raised timely. 5-1