BOARD OF ZONING APPEALS March 5th, 2024

Public Comment: Citizens may provide public comment here: https://www.iop.net/public-comment-form

AGENDA

The Isle of Palms Board of Zoning Appeals will hold its regularly scheduled meeting on March 5th, 2024, at **4:00pm** in City Hall **Upstairs Conference Room**, 1207 Palm Boulevard

- A. Call to order and roll call
- B. Acknowledgement that the meeting has been advertised in compliance with State law
- C. Approval of minutes of previous meeting: February 6th, 2024
- D. Swearing of any person giving testimony
- E. Special Exceptions: 23 Edgewater Aly

615 Carolina Boulevard 5002 Palm Boulevard 1120 Ocean Boulevard

- F. Miscellaneous business
- G. Adjournment



BOARD OF ZONING APPEALS 4:00pm, Tuesday, February 6, 2024 1207 Palm Boulevard, Isle of Palms, SC

MINUTES

1. Call to order

Present: Ted McKnight, Glenn Thornburg, Ellen Gower, Robert Miller, Susie

Wheeler, and Zoning Director Simms

2. Approval of Previous Meeting's Minutes

MOTION: Mr. Thornburg made a motion to approve the minutes of the October 3, 2023 meeting, and Ms. Wheeler seconded the motion. The minutes passed unanimously.

3. Swearing in of applicants

Mr. Thornburg swore in the applicants.

4. Home Occupations

A. 9 27th Avenue

Zoning Director Simms said that the applicant, Douglas Hatler, is requesting a special exception to allow for the establishment of a consulting business at his home. The applicant has indicated that the home will be used for office work only, that there will be no business-related traffic coming to the residence and that there will be no employees working in the residence other than family members that live in the home.

Mr. Hatler confirmed he would only be doing office work at home. None of his clients are local. There will be no signage to indicate a business.

MOTION: Ms. Gower made a motion to approve, and Mr. Miller seconded the motion. The motion passed unanimously.

B. **25** 31st Avenue

Zoning Director Simms said that the applicant, John Beall, is requesting a special exception to allow for the establishment of a property management business at his home. The applicant has indicated that the home will be used for office work only, that there will be no business-related traffic coming to the residence and that there will be no employees working in the residence other than family members that live in the home.

Mr. Beall, who has been in property management since 2005, said all of his work will be internet-based.

MOTION: Ms. Wheeler made a motion to approve, and Ms. Gower seconded the motion. The motion passed unanimously.

C. 25 Edgewater Alley

As the applicant was not present at the meeting, this request will be moved to the next meeting.

D. 130 Sparrow Drive

Zoning Director Simms said the applicant, Jessica Blaszczak, is requesting a special exception to allow the establishment of a pet sitting and dog walking business at her home. The applicant has indicated that the home will be used for office work only, that there will be no business-related traffic coming to the residence and that there will be no employees working in the residence other than family members that live in the home.

Ms. Blaszczak said there will be no pets at the house at any time and there will be no outward indication of a business on the property.

MOTION: Mr. McKnight made a motion to approve, and Ms. Gower seconded the motion. The motion passed unanimously.

Mr. McKnight suggested that Zoning Director Simms add the possibility of outward signs of a business be included in his presentation of a request.

5. Election of Chair and Vice Chair

Mr. McKnight nominated Mr. Thornburg for Chair of the Board of Zoning Appeals. Ms. Gower seconded. A vote was taken with all in favor of Mr. Thornburg as Chair of the Board of Zoning Appeals.

Mr. McKnight nominated Mr. Miller for Vice Chair of the Board of Zoning Appeals. Mr. Thornburg seconded. A vote was taken with all in favor of Mr. Miller as Vice Chair of the Board of Zoning Appeals.

6. Miscellaneous Business

7. **Adjournment**

Mr. Miller made a motion to adjourn and Ms. Gower seconded the motion. The meeting was adjourned at 4:28pm.

Respectfully submitted,

Nicole DeNeane City Clerk

Applicant: Truman Hart

Address: 23 Edgewater Aly

Request:

The applicants are requesting a special exception to allow the establishment of a mobile catering business at their home. They have indicated that the home will be used for office work only, there will be no business-related traffic coming to the residence, there will be no evidence of a business outside the house, and there will be no employees working in the residence other than family members that live in the home. The business is classified in Table B1 as 7389- office work for business services not elsewhere classified.

Board of Zoning Appeals Information Sheet City of Isle of Palms

Date Filed $12/3/23$	Appeal Number
Instructions:	
This form must be completed for a hearing on appeal from action or application for a special exception. Entries must be printed of the property, all must sign. Property Address 23 Edge Water Aly.	of a zoning official, application for a variance, typewritten. If the applicant is not the owner
Lot Block TMS	
Area of Lot 34 Zoning Class	ification
Applicant(s) Name Trunan Hart, Eri	c Hart
Address 23 Edgewater Aly	
Telephone 6 19 - 716 - 2216	
	ran Hart
Interest (i.e. Owner, Owner's Attorney, Architect, etc.)	T - 200 1/2/2
Owner(s) (if different from applicant) E/L HA/T	Would That
Name F10 HOT	
Address 23 Edgenater All	
Telephone 614-933-0125	
	ttached are correct
I (We) certify that this application and all supporting documents a	ittacheu are confect.
Fulland 12/3/2:	3
Applicant Signature/Date	
1/1 9/15	12/3/23
Owner Signature (if different from applicant)/Date	

Board of Zoning Appeals Information Sheet City of Isle of Palms

1	. Applicant hereby appeals to the Board of Zoning Appeals for a special exception for the use of the property
	described on the information sheet (page 1) as (give brief description of business): $Mobile Caterins$
2.	Will there be any work other than office work (i.e. use of phone, computer, fax, etc.) occurring at this
	residence? Yes No If yes, please explain:
3.	Will there be any evidence of a business from a visual inspection of the exterior of this residence? Yes No If yes, please explain:
4.	Will any signs, merchandise, equipment or other articles be displayed in a manner that they are visible from the street? Yes No
5.	Will there be any business related traffic coming to this residence? ? Yes No If yes, please explain and give frequency
6.	Will there be any employees working in this residence other than family members? ? Yes No
7.	Will any business related activity be conducted on your property, but outside of the house (i.e. in a detached shed or in the yard)? Yes No No
	Will any merchandise or articles be stored at any location other than inside this residence? Yes No If yes, explain:
).	Will more than 25% of the floor of this residence be devoted to the occupation? YesNo
0.	Will any equipment or materials that are not normal to a household be used or stored at this residence in connection with the occupation? Yes No
	Will the occupation generate any noise, vibration, heat, glare, smoke, odor, or dust perceptible to your neighbors? Yes No
2.	Are there currently any other home occupations operating at this residence? YesNoNo

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account							
CLLOVIII	45	11013014					

In applying for this special exception home occupation, I have answered the questions truthfully and have not omitted any information about my home occupation which, if disclosed, would result in a denial of this application in accordance to section 5-4-7 (a) (b) of the City of Isle of Palms Code of Ordinances.

I further acknowledge that, if granted, the special exception home occupation and business license issued under authority of the permit may be revoked if any of the information contained in this application is found to be untruthful or if I fail to meet the requirements of section 5-4-44 and 5-4-2(18): If I have failed to provide information fully describing the home occupation to be conducted on my premises, or at any time the conduct of my home occupation may constitute a nuisance as defined in section 5-4-44 or section 6-1-11, et. Esq., of the City of Isle of Palms Code of Ordinances. Any activity which adversely diminishes the residential character of my neighborhood may be cause for revocation of my home occupation. Outdoor advertising is <u>not</u> allowed under this license.

Signature of Applicant & Date

Applicant: Andrea Rogers

Address: 615 Carolina Boulevard

Request:

The applicants are requesting a special exception to allow the establishment of a construction management business at their home. They have indicated that the home will be used for office work only, that there will be no business-related traffic coming to the residence, there will be no evidence of a business outside the house, and that there will be no employees working in the residence other than family members that live in the home. The business is classified in Table B1 as 7389- office work for business services not elsewhere classified.

Board of Zoning Appeals Information Sheet City of Isle Palms

Date Filed:	Appeal Number
Instructions: This form must be completed for a hearing of application for a variance, or application for or typewritten. If the applicant is not the own.	a special exception. Entries must be printed ner of the property, all must sign.
Property Address 615 Carolina &	Ival
Lot 10 Block 19	TMS 568-10-00-132
Area of Lot . 21 acre Zoning Classi	fication SRZ
Applicant(s) Name Andrea Roge Address 615 Carolina Blv	
Telephone 843.532 -3010	
Interest (i.e. Owner, Owner's attorney, Archi	tect. etc) Oupper
Owner(s) (if different from applicant)	
Name	
Address	23
I (We) certify that this application and all sur	
12	2/20/2024
Applicant signature/date	1-1-
_	
Owner signature (if different from applicant)	date

Board of Zoning Appeals Special Exception Application Home Occupation City of Isle of Palms

1. Applicant hereby appeals to the Board of Zoning Appeals for a special exception for the use of the property described on the information sheet (page 1) as (give brief
description of business: Construction company manager
2. Will there be any work other than office work (i.e. use of phone, computer, fax, etc.) occurring at this residence? Yes If yes, please explain:
3. Will there be any evidence of a business from a visual inspection of the exterior of this residence? Yes If yes. please explain:
4. Will any signs, merchandise, equipment or other articles be displayed in a manner that they are visible from the street? Yes
5. Will there be any business related traffic coming to this residence? Yes If yes, please explain and give frequency:
6. Will there be any employees working in this residence other than family members? Yes
7. Will any business related activity be conducted on your property, but outside of the house (i.e. in a detached shed or in the yard)? YesNo
8. Will any merchandise or articles be stored at any location other than inside this residence? Yes No If yes, explain:
9. Will more than 25% of the floor of this residence be devoted to the occupation? YesNo
10. Will any equipment or materials that are not normal to a household be used or stored at this residence in connection with the occupation? Yes
11. Will the occupation generate any noise, vibration, heat, glare, smoke, odor, or dust perceptible to your neighbors? Yes
12. Are there currently any other home occupations operating at this residence? YesNo

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truth discl (b) o	fully and I osed, wou f the City	ave not o ld result in of Isle of	n a denial ( Palms Coc	of this applic le of Ordinar	ation in ac	cordance to	o section	5-4-7
truth discl (b) of I furthusing inforrequire	fully and hosed, wou fithe City of the charackness license mation corements of	lave not of defending the latest	n a denial of Palms Coc at, if grant author this application of the part of th	of this applicate of Ordinared, the speciority of that partion is four 5-4-2(18): I	ation in ac nces.  al exception permit may nd to be ur I I have fai	n home oc be revoke struthful or led to prov	o section cupation ed if any if I fail ride infor	and of the to mee
truth discl (b) of I furth busing information describes the condition which is the condition to the conditio	fully and I osed, wou f the City of the City of the sess license mation corements of ibing the I out of my lon 6-1-11, an adversely	wledge the issued untained in section 5 some occurrence	n a denial of Palms Cocat, if grant nder author this applicated and apation to upation may be the Citymes the resident	of this applicated, the speciority of that parties four 5-4-2(18): I be conducted by constitute of Isle of Parties of Isle	ation in ac nces.  al exception permit may nd to be ur if I have fai if on my pro- a nuisance lms Code of	n home oc be revoke struthful or led to provemises, or as defined of Ordinan	cupation cupation ed if any if I fail ide infor at any tir d in secti ces. Any	and of the to mee mation me the on 5-4 activity be ca
truth discl (b) of I furth busing information describes the condition which is the condition of the conditio	fully and I osed, wou fees license mation corements of ibing the I on 6-1-11, in adversely vocation of	wledge the issued untained in section 5 some occurrence	n a denial of Palms Cocat, if grant nder author this applicated and apation to upation may be the Citymes the resident	of this applicate of Ordinared, the specionity of that period is four 5-4-2(18): I be conducted to Isle of Pa	ation in ac nces.  al exception permit may nd to be ur if I have fai if on my pro- a nuisance lms Code of	n home oc be revoke struthful or led to provemises, or as defined of Ordinan	cupation cupation ed if any if I fail ide infor at any tir d in secti ces. Any	and of the to mee mation me the on 5-4 activity be ca

**Applicant:** Courtney Lowell

Address: 5002 Palm Boulevard

# Request:

The applicants are requesting a special exception to allow the establishment of a interior design consulting business at their home. They have indicated that the home will be used for office work only, that there will be no business-related traffic coming to the residence, there will be no evidence of a business outside the house, and that there will be no employees working in the residence other than family members that live in the home. The business is classified in Table B1 as 7389- office work for business services not elsewhere classified.

# Board of Zoning Appeals Information Sheet City of Isle Palms

Date Filed: 2/15/2024	Appeal Number
Instructions: This form must be completed for a bearing of application for a variance, or application for or typewritten. If the applicant is not the own.	a special exception. Entries must be printed
Property Address 5002 Palm Boulevard	
Lot 10 Block 12	TMS 6040900009
Area of Lot . 43 ACVES Zoning Classi	fication Res
Applicant(s) Name Palm Boulevard Interio	rs, LLC
Address 5002 Palm Boulevard	
Telephone 843-340-5208	
Interest (i.e. Owner, Owner's attorney, Arch	ilect, etc) Owner
Owner(s) (if different from applicant)5002	2 Palm Bouleyard, LLC
Name Courtney Lowell	
Address 5002 Palm Boulevard	
Telephone 843-340-5208	
I (We) centify that this application and all su	pporting documents attached are correct.
Contray Lonce	1 2/15/2024
Applicant signature date	<i>,</i>
mit Livell	2/15/2024
Owner signatule (if different from applicant	)/ date

# Board of Zoning Appeals Special Exception Application Home Occupation City of Isle of Palms

1. Applicant hereby appeals to the Board of Zoning Appeals for a special exception for the use of the property described on the information sheet (page 1) as (give brief description of business): Interior design/consulting
2. Will there be any work other than office work (i.e. use of phone, computer, fax, etc.) occurring at this residence? Yes No X If yes, please explain:
3. Will there be any evidence of a business from a visual inspection of the exterior of this residence? Yes No X If yes, please explain:
4. Will any signs, merchandise, equipment or other articles be displayed in a manner that they are visible from the street? Yes Nox
5. Will there be any business related traffic coming to this residence? Yes Nox If yes, please explain and give frequency:
6. Will there be any employees working in this residence other than family members?  Yes NoX
7. Will any business related activity be conducted on your property, but outside of the house (i.e. in a detached shed or in the yard)? Yes No X
8. Will any merchandise or articles be stored at any location other than inside this residence? Yes No X If yes, explain:
9. Will more than 25% of the floor of this residence be devoted to the occupation?  Yes NoX
10. Will any equipment or materials that are not normal to a household be used or stored at this residence in connection with the occupation? Yes NoX
11. Will the occupation generate any noise, vibration, heat, glare, smoke, odor, or dust exceptible to your neighbors? Yes NoX
2. Are there currently any other home occupations operating at this residence?

Describe in full the nature of your occupation, profession, or trade by listing all activities related to such occupation that will be undertaken in your home:
Interior design/consulting.
In applying for this special exception home occupation, I have answered the questions truthfully and have not omitted any information about my home occupation which, if disclosed, would result in a denial of this application in accordance to section 5-4-7 (a) (b) of the City of Isle of Palms Code of Ordinances.
I further acknowledge that, if granted, the special exception home occupation and business license issued under authority of that permit may be revoked if any of the information contained in this application is found to be unruthful or if I fail to meet the requirements of section 5-4-44 and 5-4-2(18): If I have failed to provide information fully describing the home occupation to be conducted on my premises, or at any time the conduct of my home occupation may constitute a nuisance as defined in section 5-4-44 or section 6-I-11, et. Esq., of the City of Isle of Palms Code of Ordinances. Any activity which adversely diminishes the residential character of my neighborhood may be cause for revocation of my home occupation. Outdoor advertising is not allowed under this license.
Signature of applicant & date

**Applicant:** Perry Freeman

Address: 1120 Ocean Boulevard (Coconut Joe's)

## Request:

The applicant is requesting a special exception to allow the outdoor sales of food and drink in the area of a ground level deck at 1120 Ocean Boulevard.

The property is located in the GC2 zoning district and Section 5-4-38(5)(a) of the City's zoning code specifies the conditions of when the Board can approve the sale of food or beverage in the district (see complete section below).

The applicant claims that the standards for the special exception in Section 5-4-5(c).

# Pertinent Zoning Code Sections:

### Section 5-4-38(5)(a):

Outdoor sale of food or beverage, in whole or in part, in the GC-2 district more than two hundred feet (200') seaward of the right-of-way of Ocean Boulevard is strictly prohibited. Outdoor sale of food or beverage, in whole or in part, in the GC-2 district within two hundred feet (200') seaward of the right-of-way of Ocean Boulevard is permitted only by special exception pursuant to section 5-4-5. Outdoor sale of food or beverage, in whole or in part, in the GC-3 district is permitted only by special exception pursuant to section 5-4-5. Outdoor sale or rental of other tangible personal property,

in whole or in part, in the GC-2 and GC-3 districts is strictly prohibited. All activity associated with outdoor sale of food or beverage in the GC-2 and GC-3 districts must occur within the footprint of a permitted permanent structure. Any use of a mobile or temporary unit, including, but not limited to, food trucks, vehicles, trailers, and carts, is prohibited, except as provided in section(5)(c) and 5-4-38(5)(d).

## Section 5-4-5 (c):

- (c) Special exceptions.
- 1. Upon written application filed with the Zoning Administrator, the Board may grant as a special exception any use specified as a special exception in the zoning district regulations. In addition to the conditions generally required by the applicable zoning district regulations, the Board shall apply the following standards in deciding special exception applications:
  - (1) Adequate provision shall be made for setbacks, fences, buffer or planting strips to protect adjacent properties from adverse impact of the proposed use, such as noise, vibration, dust, glare, odor, traffic congestion and similar factors.
  - (2) Vehicular traffic and pedestrian movement on adjacent roads must not be hindered or endangered.
  - (3) Off-street parking and loading areas and the entrances and exits for the use must be adequate in terms of location, number, design and construction to serve the use without adverse impact on adjacent properties.
  - (4) The proposed use must not adversely affect the property values, the general character or the general welfare of the surrounding vicinity.
- 2. In granting a special exception, the Board may attach to it such conditions regarding the location, size, character, or other features of the proposed use as the Board may consider advisable in order to promote public health, safety, or general welfare. No special exception use may be altered or enlarged without the prior approval of the Board.

3.

- 4. Upon written application filed with the Zoning Administrator, the Board may grant as a special exception any use specified as a special exception in the zoning district regulations. In addition to the conditions generally required by the applicable zoning district regulations, the Board shall apply the following standards in deciding special exception applications:
  - (1) Adequate provision shall be made for setbacks, fences, buffer or planting strips to protect adjacent properties from adverse impact of the proposed use, such as noise, vibration, dust, glare, odor, traffic congestion and similar factors.
  - (2) Vehicular traffic and pedestrian movement on adjacent roads must not be hindered or endangered.
  - (3) Off-street parking and loading areas and the entrances and exits for the use must be adequate in terms of location, number, design and construction to serve the use without adverse impact on adjacent properties.
  - (4) The proposed use must not adversely affect the property values, the general character or the general welfare of the surrounding vicinity.
- 5. In granting a special exception, the Board may attach to it such conditions regarding the location, size, character, or other features of the proposed use as the Board may consider advisable in order to promote public health, safety, or general welfare. No special exception use may be altered or enlarged without the prior approval of the Board.

6.

# **Board of Zoning Appeals**

# Information Sheet City of Isle of Palms

Date Filed: 2/15/24	Appeal Number
Instructions: This form must be completed for a hearing on appeal from for a variance, or application for a special exception. Entrie applicant is not the owner of the property, all must sign.	action of a zoning official, application s must be printed or typewritten. If the
An accurate, legible plot plan, showing all property dimensi improvements must be attached.	ons and locations of all structures and
Property Address 100 Ocean Blud. Isla o	f Pulsos, SC 29451
Lot Block TMS	
Area of Lot Zoning Classification	
Applicant(s) Name Very Flearnes	
Applicant(s) Name Peccy Florences  Address 1221 Yearnor's Holl Rd. Hans	Long SC 29410
Telephone 864-958-4112	Part
Interest [i.e. owner, owner's attorney, architect, etc]	Wher
Owner(s) [If different from applicant]	
Name	
Address	
Telephone	
I (We) certify that this application and all supporting documents of the support of th	nents attached are correct.
· · · · · · · · · · · · · · · · · · ·	
Owner Signature (if different from applicant)/Date	

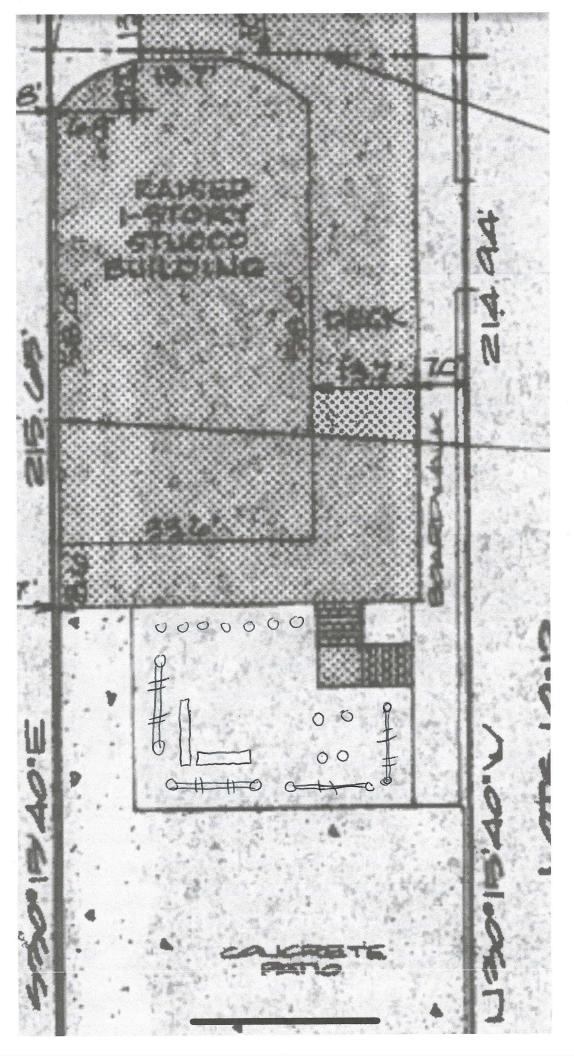
# **Zoning Board of Adjustment Special Exception Application**

City of Isle of Palms
Form - 4

Date Filed: 7 15 74 Appeal Number	r:
1. Applicant hereby appeals to the Zoning Board of Adjustment for a special exception the property described in the Notice of Appeals [Form 1] as:	
2. Applicant will meet the standards in Section 5-4-5(c) of the Zoning Ordinance whi applicable to the proposed special exception in the following manner:	
We most all of the required four this Destin	
3. Applicant suggests that the following conditions be imposed to meet the standards Ordinance:	
Allow aesting in this onem for guests to wait &	Tovold Crowdery
4. The following documents are submitted in support of this application:	<del></del>
[A plot plan must be submitted.]	
Applicant Signature & Date	

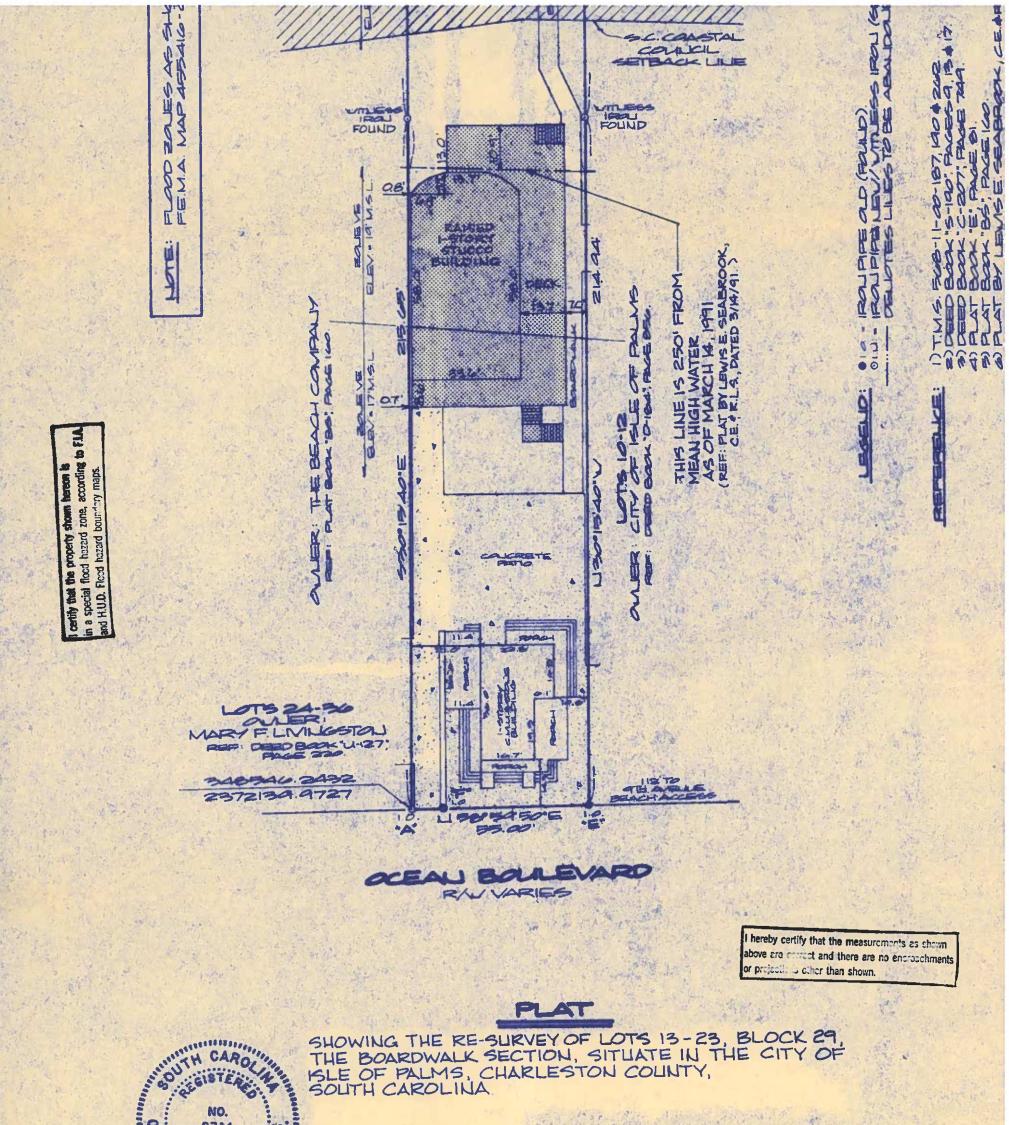
### Section 5-4-5 Special Exception

- (c) <u>Special Exceptions</u>. Upon written application filed with the Zoning Administrator, the Board of Adjustment may grant as a special exception any use specified as a special exception in the district regulations. In addition to the conditions required by district regulations, the Board shall apply the following standards in granting special exceptions:
- (1) Adequate provisions shall be made for setbacks, fences, buffer or planting strips to protect adjacent properties from adverse impact of the proposed use, such as noise, vibration, dust, glare, odor, traffic congestion and similar factors.
- (2) Vehicular traffic and pedestrian movement on adjacent roads must not be hindered or endangered.
- (3) Off-street parking and loading area and the entrances and exits for the use must be adequate in terms of location, number, design and construction to serve the use without adverse impact on adjacent properties.
- (4) The proposed use must not adversely affect the level of property values, the general character or general welfare of the nearby areas.



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THIS PROPERTY IS PRESENTLY OLVED BY:
FRONT BEACH INVESTORS, INC.

SCALE 1" - 30'

JUNE 29, 1992

THE

SURVEYOR'S CERTIFICATION

I HEREBY STATE THAT TO THE BEST OF MY LADDLEDGE. INFORMATION. AND BELIEF, THE SURVEY SHOWN HEREON VAS MADE IN ACCORDANCE VITH THE PEQUIPEMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE PEQUIPEMENTS FOR A CLASS A SURVEY AS SPECIFIED THEREIN.

Clark & Danely & Nº 73/4

CHARLES F. COULEY SH, RLS.
S.C. RECHSTRATION Nº 9314
PO. BOX 231
MT PLEASANT, S.C. 20405
(809)804-4931

