



# BOARD OF ADJUSTMENT

## AGENDA

March 22, 2022 8:30 a.m.  
Zoom – Virtual Meeting

**I. Call to Order**

**II. Roll Call**

Jacob Rogers, Chair  
Chad Meadows, Vice-Chair  
Ian Kipp  
David Paletta  
Michael Retchless  
Teisha Wymore

Jessica Major, Designated Alternate  
Michael Tarrant, Alternate  
Natalie Beauchaine, Alternate

**III. Adjustments to the Agenda**

**IV. Approval of Minutes from February 22, 2022**

Attachment: [DRAFT BOA February Minutes.pdf](#)

**V. Cases**

**B2100042** – City: A request for modifications to conditions previously attached to the approval for a variance from the outer 50’ of the 100’ riparian buffer. The subject site is located at 2702, 2712, 2717 North Duke Street & 1856 Birmingham Avenue, is zoned PDR 8.0 & F/J-B, and in the Urban Tier. Attachments: [B2100042.pdf](#); B2100042 Exhibits and Oath forms

**B2200003** – County: A request for a variance from the street yard setback. The subject site is located at 3909 Bristlewood Drive, is zoned RS-20 and F/J-B Watershed Protection Overlay, and in the Suburban Tier. Attachments: [B2200003.pdf](#); [B2200003 Bristlewood Dr Variance ITR.pdf](#); [B2200003 Denial petition with signatures.pdf](#); [B2200003 VARIANCE STUDY.pdf](#)

**B2200004** – City: A request for a variance from a side yard setback. The subject site is located at 909 Hale Street, is zoned RU-5 and Old West Neighborhood Protection Overlay, and in the Urban Tier. Attachments: [B2200004.pdf](#); [B2200004 909 Hale Street CO.pdf](#)

**B2200005** – City: A request for a variance from riparian buffer and no-build setbacks. The subject site is located at 312 E. Umstead Street and 1206 Dawkins Street, is zoned RU-M(D), and in the Urban Tier. Attachment: [B2200005.pdf](#);

**B2200006** – City: A request for a variance from the sidewalk and build-to zone requirements. The subject site is located at 320 W. Morgan Street, is zoned DD-C, and in the Downtown Tier. Attachments: [B2200006.pdf](#); [B2200006 Exhibits and Oath forms.pdf](#)

**VI. Old Business**

**VII. New Business**

## VIII. Approval of Orders

**B2100042**

**B2200003**

**B2200004**

**B2200005**

**B2200006**

## IX. Adjournment

**Public Review:** The agenda can be viewed on the BOA website <https://durhamnc.gov/1372/Board-of-Adjustment-BOA>. For further information, contact [BOA@DurhamNC.gov](mailto:BOA@DurhamNC.gov), or contact Cole Renigar at 919-560-4137 ext. 28234.

### How to Access the Virtual Meeting

- BOA members will receive a special email link to access the virtual meeting.
- Members of the public can speak at the meeting by registering at [https://zoom.us/webinar/register/WN\\_uQmXrRfmSxyuGxZV9bqgeQ](https://zoom.us/webinar/register/WN_uQmXrRfmSxyuGxZV9bqgeQ) or by calling 1-301-715-8592 (Webinar ID: 977 0115 1772) **by 5 p.m. on March 15, 2022**. Standard calling charges may apply.
- The meeting will also be live streamed on YouTube at <https://www.youtube.com/user/CityofDurhamNC>.

### Cómo acceder a la reunión virtual

- Los miembros del BOA recibirán un enlace especial por correo electrónico para acceder a la reunión virtual.
- Los miembros del público pueden acceder a la reunión registrándose en [https://zoom.us/webinar/register/WN\\_uQmXrRfmSxyuGxZV9bqgeQ](https://zoom.us/webinar/register/WN_uQmXrRfmSxyuGxZV9bqgeQ) o llamando al 1-301-715-8592 (ID del seminario web 977 0115 1772) **antes de las 5 p.m. el 15 de marzo**. Se pueden aplicar cargos de llamadas estándar.
- La reunión también se transmitirá en vivo en YouTube en <https://www.youtube.com/user/CityofDurhamNC>.

**Notice under the Language Access Plan** Persons requiring language assistance to effectively participate in this event may contact the City-County Planning Department at 919-560-4137, or [Sara.Young@durhamnc.gov](mailto:Sara.Young@durhamnc.gov) to request interpretation and/or translation services as soon as possible but no later than 48 hours before the event or deadline date.

### Notice under the Americans with Disabilities Act (ADA)

Persons with disabilities may receive an auxiliary aid or service to effectively participate in city government activities by contacting the ADA Coordinator, voice 919-560-4197, fax 560-4196 or [ADA@durhamnc.gov](mailto:ADA@durhamnc.gov), as soon as possible but no later than 48 hours before the event or deadline date.

### Aviso bajo el Plan de Acceso al Idioma

Personas que requieran asistencia lingüística para participar efectivamente en este evento pueden comunicarse con el Departamento de Planificación de la Ciudad y el Condado al 919-560-4137 o [Sara.Young@durhamnc.gov](mailto:Sara.Young@durhamnc.gov) para solicitar los servicios de interpretación y / o traducción tan pronto como sea posible pero no menos de 48 horas antes del evento o fecha límite.

**Aviso bajo la Ley sobre Estadounidenses con Discapacidades (ADA, siglas en Ingles)**

Personas con discapacidades pueden recibir asistencia para participar efectivamente en actividades del gobierno de la ciudad al comuníquense con el Coordinador de ADA al 919-560-4197, fax 560-4196 o [ADA@durhamnc.gov](mailto:ADA@durhamnc.gov), tan pronto como sea posible pero no menos de 48 horas antes del evento o fecha límite.