

## Board of Adjustment Agenda

Wednesday, June 23, 2021, at 1:30 p.m.

Brevard County Government Center  
2725 Judge Fran Jamieson Way, Building C, First Floor,  
Viera, Florida

### Approval of May 26, 2021 Minutes

1. **(21PZ00025) Timothy and Diane Lystlund** request a variance from Chapter 62, Article VI, Brevard County Code, Section 62-1338(4), to permit a variance of 45 feet from the 150 feet minimum lot depth required for proposed SR (Suburban Residential) zoning, the property is currently in a RU-1-7 (Single Family Residential) zoning classification, on 0.55 acres, located on the east side of Hibiscus Avenue, approximately 240 feet south of Jonquill Lane. (9555 Hibiscus Avenue, Micco) (Tax Account 3009665) (District 3)

**Board of Adjustment Action:** Higgins/Bovell-Approved as depicted on the survey submitted by the applicants. The vote was unanimous.

2. **(21PZ00027) Francis E. Mosher (Steven P. Mosher)** requests a variance from Chapter 62, Article VI, Brevard County Code, Section 62-2123(a), to permit a variance of 2.1 feet from the required 5.0-foot south side setback for a screen enclosure in an RU-1-11 (Single Family Residential) zoning classification, on 0.27 acres, located at the end of Aruba Court on the southwest side the cul-de-sac. (476 Aruba Court, Satellite Beach) (Tax Account 2608841) (District 4)

**Board of Adjustment Action:** Bovell/McCann-Approved as depicted on the survey submitted by the applicant. The vote was unanimous.

3. **(21PZ00028) Nasrallah Family Trust (Richard Vyce/Mike Hayden, Atlas Pool)** requests a variance from Chapter 62, Article VI, Brevard County Code, Section 62-2123(b), to permit a variance of 4.0 feet from the required 25-foot setback for a swimming pool on a major natural waterbody, in an SR (Suburban Residential) zoning classification, on 1.29 acres, located at the north of Spoonbill Lane approximately 0.25 miles west of Seiler Street. (490 Spoonbill Ln., Melbourne Beach) (Tax Account 2953164) (District 3)

**Board of Adjustment Action:** Bovell/Huffman-Approved as depicted on the survey submitted by the applicants. The vote passed 4:1 with Rhodes voting nay.

4. **(21PZ00029) Johnette L. Kramer** requests a variance from Chapter 62, Article VI, Brevard County Code, Section 62-2109(c), to permit a variance of 2.0 feet over the 4.0 foot height requirement for a fence located in the front setback, in an RU-2-10 (Medium Density Multiple Family Residential) zoning classification, on 0.17 acres, located on the northeast corner of South Patrick Drive and Titan Drive, approximately 1.7 miles south of the intersection of Pineda Causeway and South Patrick Drive. (365 Titan Drive, Satellite Beach) (Tax Account 2608375) (District 4)

**Board of Adjustment Action:** Bovell/McCann-Approved as depicted on the survey submitted

by the applicant with the condition that the fence abuts the 4-0-foot wall. The vote was unanimous.

5. **(21PZ00031) Joshua E. Motta and Virginia L. Rymer** request a variance from Chapter 62, Article VI, Brevard County Code, Section 62-1334(4), to permit a variance of 0.27 acres from the 2.5-acre minimum lot size required for proposed AU (Agricultural Residential) zoning classification. The property is currently in a GU (General Use) zoning classification, on 2.23 acres, located on the west side of Fishtail Palm Avenue, approximately, 1.1 miles southwest of the intersection of Port St. John Parkway and I-95. (5340 Fishtail Palm Avenue, Cocoa) (Tax Account 2314015) (District 1)

**Board of Adjustment Action:** Bovell/Higgins- Approved as depicted on the survey submitted by the applicants. The vote was unanimous.

Pursuant to the Florida Rules of Appellate Procedure, any person or persons jointly or severally aggrieved by any decision of the Board of Adjustment may, within thirty (30) days after the date the order is signed, apply to a court of competent jurisdiction for appropriate relief. Speakers must provide their names and addresses for the public record.