

Board of Adjustment Agenda

Wednesday, May 17, 2023, at 1:30 p.m.

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

Approval of April 19, 2023 Minutes

1. **(23V00006) Trevor T. Haman** (Charlene Morgan) requests a variance of Chapter 62, Article VI, Brevard County Code, Section 62-1341(5)(a), to permit a variance of 2.15 ft. from the required 7.5-ft. side (west) setback for a principal structure in a RU-1-9 (Single-Family Residential) zoning classification. The property is 0.17 acres, located on the north side of Avenida Del Mar, approx. 300 ft. west of Palm Ave. (340 Avenida Del Mar, Indialantic) (Tax Account 2727893) (District 5)

BOA ACTION: Neuman/Mallard - Approved as depicted on the survey provided by the applicant. The vote was unanimous.

2. **(23V00011) Ernesto Diaz** requests a variance of Chapter 62, Article VI, Brevard County Code, Section 62-2118(d)(3), to permit a variance of 3.1 ft. over the maximum 16-ft. projection (20% the width of the waterway) permitted for a boat dock, in an RU-1-11 (Single-Family Residential) zoning classification. The property is 0.17 acres, located on the north side of Rochelle Pkwy., approx. 315 ft. east of Westport Rd.) (1690 Rochelle Pkwy., Merritt Island) (Tax Account 2431874) (District 2)

BOA ACTION: McCann/Thomas - Approved as depicted on the survey provided by the applicant. The vote was unanimous.

3. **(23V00012) John K. and Rebecca J. Marshall** requests variances of Chapter 62, Article VI, Brevard County Code, as follows: 1.) Section 62-1336(5)(b), to permit a variance to allow an accessory structure to be located forward of the front building line of the principal structure; 2.) Section 62-1336(5)(b), to permit a variance of 6.29 ft. from the required 15-ft. side setback for an accessory structure, in an RR-1 (Rural Residential) zoning classification. The property is 1.20 acres, located on the east side of Harlock Rd., approx. 350 ft. north of Aurora Rd. (1575 Harlock Rd., Melbourne) (Tax Account 2702720) (District 5)

BOA ACTION: Neuman/Thomas - Denied. The vote was 3:2, with Rhodes and McCann voting nay.

4. **(23V00013) Cummins Family Revocable Trust** (Jennifer Altreche) requests variances of Chapter 62, Article VI, Brevard County Code, as follows: 1.) Section 62-1543(5)(a), to permit a variance of 23.1 ft. from the required 40-ft. front setback for a structure; 2.) Section 62-1453(5)(b), to permit a variance of 13.81 ft. from the required 15-ft. side (west) setback for a structure; 3.) Section 62-1453(5)(c), to permit a variance of 20.12 ft. from the required 25-ft. rear setback for a structure, in an IU (Light Industrial) zoning classification. The on property is 1 acre, located on the south side of Broadcast Court, approx. 216 ft. east of Clearlake Rd. (798 Clearlake Rd., Cocoa) (Tax Account 2421588) (District 2)

BOA ACTION: McCann/Neuman - Approved as depicted on the survey provided by the applicant. 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.