

**SUBJECT:**

**Consider Request for Appeal - Variance Case  
23-12-072V - Jorge Serrano.**

**MEETING DATE:**

January 2, 2024

**SUBMITTED BY:**

Thomas Trawick

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**SUGGESTED ACTION:**

(Note: Applicant submitted letter withdrawing appeal on 12/29/2023.) Consider request for an appeal to a Zoning Board of Appeals Variance Denial and call for a public hearing to be held February 20, 2024.

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**FACTS AND ISSUES:**

The property is located at 118 Hartwood Drive in the Stir Up Manor Subdivision. On December 14, 2023, the Zoning Board of Appeals denied an application requesting a variance to Article 5, Section 5.6, A, Location on Lot to reduce the setback for an accessory structure from 10' to 1.27' and denial for a variance to Article 5, Section 5.6, D, Design, to allow for materials on the accessory structure to not be complimentary to or compatible with the principal structure. This request was denied under case 23-12-072V and CityView file number PL20230000651.

On December 22, 2023, the applicant requested to appeal this decision. Per Article 15, Section 15.18 of the Cherokee County Zoning Ordinance, "An appeal of a decision by the Zoning Board of Appeals or Zoning Administrator shall be to the Cherokee County Board of Commissioners, effected by submission of a letter of appeal to the Board of Commissioners, no later than ten (10) calendar days after the Zoning Board of Appeals' or Zoning Administrator's decision has been rendered and provided to the applicant. The letter of appeal shall be placed on an agenda at the Board of Commissioners' next regularly scheduled meeting, and the Board of Commissioners shall determine at such meeting whether it will consider the appeal. If the Board of Commissioners decides that it will consider the appeal, the appeal shall then be placed on a future agenda of the Board of Commissioners. A denial of a review by the Board of Commissioners shall be an affirmation of the decision of the Zoning Board of Appeals and shall constitute the final decision of the Board of Commissioners of Cherokee County".

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**ATTACHMENTS:**

[Withdraw Appeal Email\\_12.29.2023.pdf](#)

[Serrano\\_Appeal\\_Letter\\_12.22.2023.pdf](#)

[23-12-072V\\_Serrano\\_PP.pdf](#)

[Complete Application.pdf](#)

[Final Staff Report.pdf](#)

[Site Plan\\_Page\\_1.jpg](#)

[Site Plan\\_Page\\_2.jpg](#)

[Opposition Letter \(1\).pdf](#)