

**SUMNER COUNTY ZONING BOARD OF APPEALS  
MINUTES  
6:00 P.M.  
MARCH 10, 2011**

SUMNER COUNTY ADMINISTRATION BUILDING  
COMMITTEE MEETING ROOM # 112  
355 N. BELVEDERE DRIVE  
GALLATIN, TN 37066

**MEMBERS PRESENT:**  
MARK MCKEE JR., CHAIRMAN  
BRUCE RAINEY, VICE-CHAIRMAN  
SANDY WEBSTER  
DON DICKERSON  
MARSH RAGLAND, ALTERNATE MEMBER

**MEMBERS ABSENT:**  
JAMES COLE

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**OTHERS PRESENT;**  
GARY L. HAMMOCK, DIRECTOR OF CONSTRUCTION AND DEVELOPMENT  
LISA DUNAGAN-DIORIO, ADMINISTRATIVE ASSISTANT

Motion by Ms. Webster to approve the January minutes, seconded by Mr. Dickerson. Motion passed unanimously.

**FYI: There was no February 2011 Zoning Board of Appeals meeting.**

**1. B. R. MCMILLAN AND ASSOCIATES, INC.** –were requesting a continuation of the conditional use permit they received on February 16,2007, to operate a family owned, office only, construction business in an existing structure for a two year period. He was granted a two year extension on February 12, 2009. Subject property is located at 4030 Highway 31-w north, Cottontown, Tn., is located on tax map 56, parcel 53.01, contains approx. 6.48 acres and is zoned agricultural. The adjoining property owners were notified by regular mail.

Rebecca Elrod , (Mr. McMillan's daughter)came forward to represent this request. Ms. Elrod stated that there have not been any changes to this conditional use.

Chairman McKee opened the floor for the public hearing and there was no one present to speak for or against this request.

Mr. Hammock passed around pictures of this site and stated everything was in compliance, very neat and tidy.

There was discussion.

**Motion for approval for two more years by Mr. Dickerson, seconded by Mr. Ragland. Motion passed unanimously.**

**2. WADE LYLES**-was requesting a continuation of the conditional use permit they received on February 1, 1994, to operate an auto repair shop with tire sales. Subject property is located at 2048 Highway 109 North, Gallatin, Tn., is on tax map 92, parcel 6.04, contains 8.51 acres, and is zoned agricultural. The adjoining property owners were notified by regular mail.

Wade Lyles came forward to represent this request and stated that there have not been any changes to this conditional use.

Chairman McKee opened the floor for the public hearing and there was no one present to speak for or against this request.

Mr. Hammock passed around pictures of this site and stated that is will soon be the time for mosquitoes and he needs to keep an eye on the pile of tires.

Mr. Lyles stated that as soon as it dries up, he will remove the tires.

There was discussion.

**Motion to approve this conditional use permit for two more years by Ms. Webster, contingent that the tires be removed, seconded by Mr. Dickerson. Motion passed unanimously.**

**OTHER BUSINESS:**

Gary Hammock discussed Larry Brooks-215 Old Highway 31-E, Bethpage, Tn.- Mr. Brooks received a conditional use permit on March 8, 2007, to operate a tire sales and repair service. Due to the lack of business, Mr. Brooks has recently closed this business. Mr. Hammock explained that upon a visual inspection to insure that this business was closed, he found that the property had a lot of tires and debris on subject property. Mr. Hammock asked Mr. Brooks to sign a waiver (which he did) of a hearing with an agreement to remedy this situation and to bring this property back into compliance on or before 6/1/2011.

There was discussion.

**Motion to revoke this conditional use permit based on the facts presented here tonight that Mr. Brooks was no longer making any money and he wanted to close his business, and subject to the clean up agreement that Mr. Hammock had Mr. Brooks sign, seconded by Ms. Webster. Motion passed unanimously.**

**MEETING ADJOURNED AT 6:15 P.M.**

