

MINUTES OF THE
GATLINBURG BOARD OF APPEALS
SPECIAL CALL MEETING
February 25, 2014

MEMBERS PRESENT

Ralph Maples
Mitch Ayers
Garry Shultz
Mike Smelcer

MEMBERS ABSENT

David Hadden

STAFF REPRESENTATIVES

Jay Horner, Deputy Building Official
Jim Ripley, City Attorney

The Gatlinburg Board of Appeals met in a special called meeting on February 25, 2014 at 1230 East Parkway, Gatlinburg City Hall. Chairperson Ralph Maples called the meeting to order at 2:30 P. M. The minutes of the previous meeting of November 8, 2012, were approved on a motion by Mitch Ayers and a second by Garry Shultz. The vote was unanimous.

Others Present

Arthur Seymour, Attorney
Stuart Kaplow, Property Owner
Traci K. McClanahan, Court Reporter

PETITIONS AND COMMUNICATIONS FROM THE PUBLIC

None

STAFF REPORT

None

OLD BUSINESS

None

NEW BUSINESS

An application for appeal has been filed by Stuart Kaplow (agent) on behalf of the owner Maury Greenstein, for the property located at 426 Ski Mountain Road, (Tax Map 137B "A" 010.00); for relief from the January 15, 2014 notice requiring the removal of the condemned structures "D, E, F, G and H".

Mr. Jim Ripley, the City's Attorney made a brief opening statement regarding the reason for the hearing. Mr. Kaplow is seeking relief from the Board concerning the notification from the City of January 15, 2014 that buildings "D, E, F, G, and H" must now be removed. The condemnation of these buildings was approved by the Board in November of 2012. The City is now requiring the removal of these structures because they have not been repaired and are being occupied. Mr. Kaplow is asking the Board to reverse

the notice to remove the structures that the City has issued.

Mr. Arthur Seymour, Attorney for Mr. Kaplow, asked to voir dire the Board. This was agreed to by Mr. Ripley, and Mr. Seymour completed his voir dire of the Board members. After some discussion both parties agreed to reset the hearing when the full Board could be present to hear the appeal. A motion was made by Mitch Ayers to postpone the meeting and was seconded by Garry Shultz. The vote was unanimous to reset the hearing until the full Board could be present.

UNSCHEDULED ITEMS

None

ADJOURNMENT

With no further business to come before the Board, Mitch Ayers made a motion to adjourn. Garry Shultz provided a second and by a unanimous vote the meeting was adjourned at approximately 3:30 P.M.

Adjournment

Approved:

BOA Chairman

Date