

22-APPEAL-0014

Atterberry Court Appeal

Board of Zoning Adjustment
Chris French, AICP, Planning Supervisor
April 24, 2023



REQUESTS

- Appeal of an administrative decision regarding nonconforming rights for a 4-plex in the R-5 zoning district



CASE SUMMARY

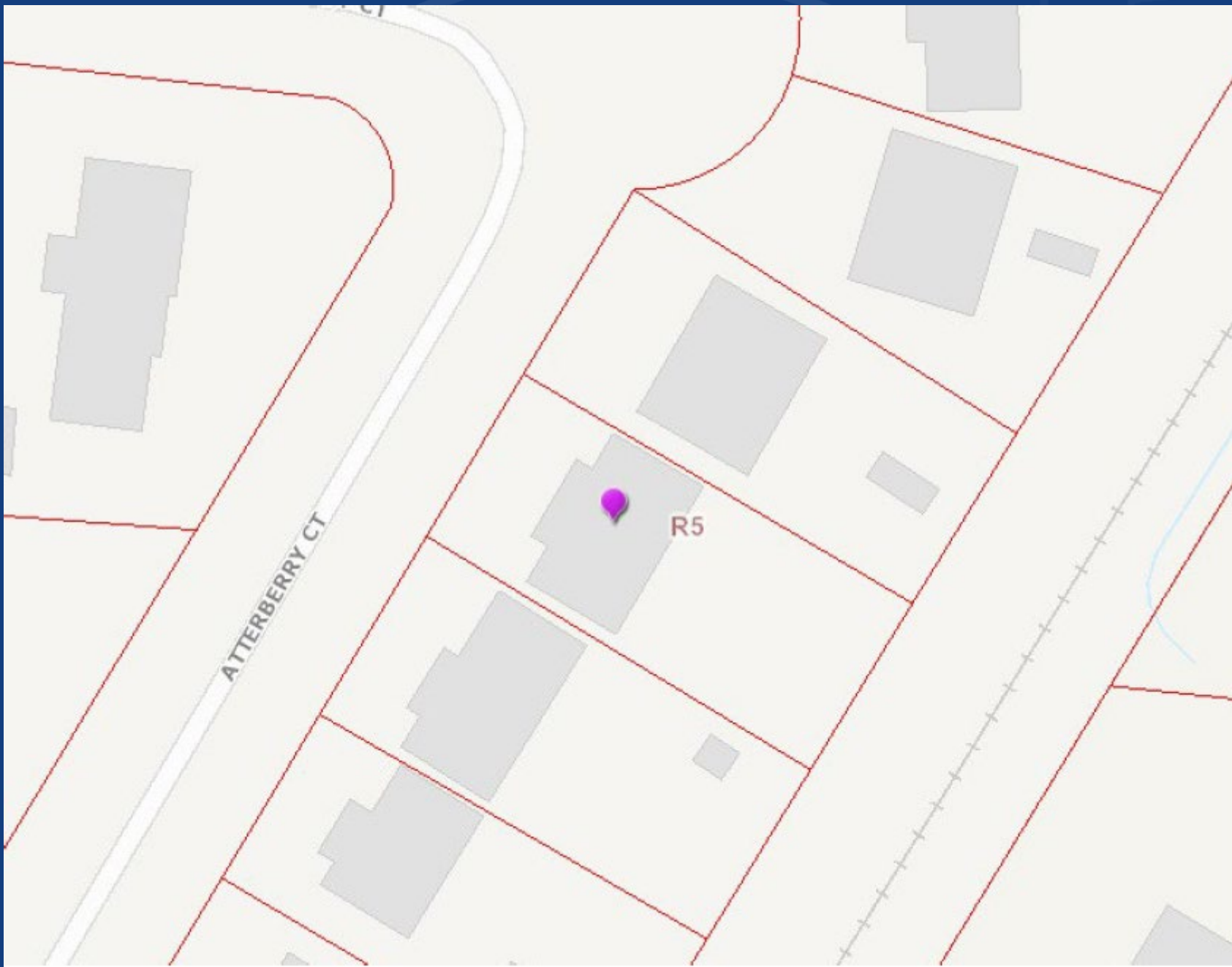
- Appears to be designed and built as a 4-plex
- No building permit on file
- R-5 zone
- Neighborhood Form District
- City of Shively



TECHNICAL REVIEW

- Zoning has not changed
- 1943 is the year a lawful nonconforming use must date back to on this property
- Structure built in 1969
- Appeal filed prior to recent policy change





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SITE PHOTOS – SUBJECT PROPERTY



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STAFF FINDING

- Structure built after 1943
- Does not meet 1.3.1.A



REQUIRED ACTIONS

- **APPROVE or DENY** the Appeal



