

Appeal

Hearing Request Application - Form 1

Zoning Board of Adjustment

City of Charlotte

12 - 008

Sonda Kennedy

ZBA Clerk

Date Filed: 2-24-12

Case Number: 2-291

Received by: Planning Commission

Instructions

This form must be filed out completely. Please attach the appropriate additional form depending on your request type along with required information as outlined in the appropriate checklist. Please type or print legibly. All property owners must sign and consent to this application, attach additional sheets if necessary. If the applicant is not the owner, the owners must sign the Designation of Agent section at the bottom of this form.

The Applicant Hereby (check all that apply):

- ☐ Requests a variance from the provisions of the zoning ordinance as stated on Form 2
- ☒ Appeals the determination of a zoning official as stated on Form 3
- ☐ Requests an administrative deviation as stated on Form 4

Applicant or Agent's Name:

Quavette Tillman

Mailing Address:

708 Matheson Ave

City, State, Zip:

Charlotte, N.C. 28205

Daytime Telephone:

704 606-3637

Home Telephone:

704 606-3637

Interest in this Case (please circle one):

Owner

Adjacent Owner

Other

Property Owner(s) [if other than applicant/agent]:

Humana Building

Mailing Address:

6856 Delta Lake Dr

City, State, Zip:

Charlotte N.C.

Daytime Telephone:

704-905-3623

Home Telephone:

704-905-3623

Property Address:

708 Matheson Ave.

Tax Parcel Number:

08306421

Zoning District:

R-5

Subdivision Name:

North Charlotte

Conditional District:

YES

NO

Applicant Certification and Designation of Agent

I (we) certify that the information in this application, the attached form(s) and documents submitted by me (us) as part of this application are true and correct. In the event any information given is found to be false, any decision rendered may be revoked at any time. I (we) hereby appoint the person named above as my (our) agent to represent me (us) in this application and all proceedings related to it. I (we) further certify to have received, read and acknowledged the information and requirements outlined in this packet.

Date

2-22-12

Date

2-22-12

Property Owner

Humana Building

Property Owner

Humana Building

**Appeal Application - Form 3**  
Zoning Board of Adjustment  
City of Charlotte

Date Filed: 2-24-12 Case Number: Z20120004045 Fee Collected: \$ 150.00

Has work started on this project?  
If yes, Did you obtain a building permit?  
Have you received a Notice of Violation for this project?  
Has this property been rezoned?

YES ☒ NO ☒  
YES ☐ NO ☒  
YES ☒ NO ☐  
YES ☐ NO ☒

If yes, attach a copy.

If yes, attach a copy.

If yes, Petition Number: \_\_\_\_\_

- (1) What zoning ordinance section numbers do you allege were applied in error? Please list each section, the requirement and the requested variance.

Item	Code Section	Code Requirement
Example	9.205 (1)(g)	45 foot rear yard
A	12.106 sec 14-16	structures prohibited and allowed in required setbacks & yard
B	9.202	uses permitted by right
C		
D		
E		

- (2) Please describe why you feel the code sections listed above where applied in error. Tell the Board what you feel is the appropriate application of each code section.

(a) Code Section 12.106 sec 14-16

The structure in question I feel may fall under the "grandfather" exception clause... my residence from 1978 till 1999 was 712 Matheson Ave the property adjacent to property in question... the carport has been there at least since I was 6 years old so the life of carport is at least 30 years old seeing that I'm now 38 years old ~~the~~ actual records are not readily available but plenty of memories from my childhood and my mothers ~~the~~ calculation and property owner

(b) Code Section 9.202

Now the matter of operating a barbershop in a residence I feel is a over-statement; Yes I do cut hair at my home but its purely regulated to my family and a handful of friends and church members hardly enough I feel to be considered a business. Also the professional setup came about because of a drop by Randy Wilson an inspector for the Board of Barbers telling me I had to do so because I hold a License from the board and if I didn't comply I could lose my License... so the setup was only in place one week when Mr. Setzer took picture. Whatever gets me in compliance I will do.

Code Enforcement Division  
Northeast Service Area  
5727-A N. Sharon Amity Rd.  
Charlotte NC 28215



2/3/2012

QUAUETTE TILLMAN  
708 MATHESON AVENUE  
CHARLOTTE NC 28205

## ZONING NOTICE OF VIOLATION

Case Number: Z20120004045 Document # 4420

Property Address: 708 MATHESON AV CHARLOTTE NC 28205  
Tax Parcel No.: 08306421

Zoning Classification: R-4  
Compliance Date: 3/5/2012

### Violation Summary:

Cease operating barber shop in residence and remove the equipment from the residence to avoid additional penalties. Barber shops are not permitted as accessory uses in residential district.

Remove the accessory shed from the front setback to avoid additional penalties.

IMMEDIATELY CORRECT THE VIOLATION. If the violation is not corrected and there is no appeal to the Zoning Board of Adjustment, the Division reserves the right to exercise any one of the following REMEDIES: REVOCATION OF A CERTIFICATION OF OCCUPANCY making continued occupancy unlawful, issuing a CITATION, if unpaid and a judgment could become a LIEN on the property, seeking of an INJUNCTION, or the issuance of a CRIMINAL SUMMONS.

The Zoning Board of Adjustment is empowered to rule on the interpretation of the Zoning Ordinance and to grant variances when a difficulty or hardship exists. Appeals will not be heard by the Board unless application is properly filed in the Zoning Administrator's office within thirty (30) days of the date of this Notice of Violation. Once the deadline has passed, your right of appeal is forfeited. Forms are available in this office and online at <http://www.charmeck.org/city/charlotte/planning/AboutUs/Pages/FeesApplications.aspx>.

If you have any questions as to what is required by this Notice, please contact me at the number below.

GARY SETZER

Zoning Code Inspector  
(704)353-0354  
gsetzer@ci.charlotte.nc.us



N.C. STATE BOARD OF BARBER EXAMINERS

NOTICE OF VIOLATION

704-606-3637

Name: Quavette L. Tillman 28269

Home Address: 5417 Oxford Hill Court Charlotte

Barber Shop Name and Address: House of Cutz

708 Matheson Ave, Charlotte, 28245

Registered ( )

Apprentice ( )

License No.

7928

Shop ( )

School ( )

Issued this 27 day of Jan 20 12

YOU ARE HEREBY NOTIFIED That you have neglected or refused to comply with the law governing the practice of barbering in NORTH CAROLINA as provided in Section 86A-1 of GENERAL STATUTES, CHAPTER 86A, (Barber Law), in the following particulars:

<sup>1</sup>Operating a barber shop without first filing an application for a barber shop permit.  
21NCAC 06Q.0102(a) /  
G.S. 86A-1 and 86A-13

Quavette Tillman

Your failure to comply therewith has subjected you to the penalty prescribed in Section 86A-1 of said Law.

Randy Wilson