

**NEW HANOVER COUNTY  
BOARD OF ADJUSTMENT**

**Number of Members:** 5 plus 3 alternates  
Ex-Officio: Planning and Land Use Director

**Term of Office:** 3 years

**Regular Meetings:** Fourth Tuesday of every month at 5:30 p.m. in the Lucie F. Harrell Conference Room at the Government Center, 230 Government Center Drive, Wilmington, NC.

**Compensation:** \$20.00 per member per meeting plus auto mileage

**Statute or cause creating Board:** N.C. General Statutes 160D-302 (as of 2019). The Commissioners increased board membership to 3 alternates on 11/21/94 (officially 4/1/96). The Unified Development Ordinance (UDO) requires members to be appointed from different areas within the County's zoning jurisdiction insofar as possible.

**Brief on Functions:** In New Hanover County, the duties of the Board fall into two general categories: granting variances and hearing appeals.

**Granting of Variances:** When unnecessary hardships would result from carrying out a strict application of the UDO, the Board of Adjustment has the authority to vary any of the provisions of the ordinance after holding a public hearing and determining that the greater weight of evidence and testimony demonstrates that four conclusions have been met supported by findings of fact:

1. *Unnecessary hardship would result from the strict application of the ordinance.*
2. *The hardship results from conditions that are peculiar to the property, such as location, size, or topography.*
3. *The hardship did not result from actions taken by the applicant or the property owner.*
4. *The requested variance is consistent with the spirit, purpose, and intent of the ordinance, such that public safety is secured, and substantial justice is achieved.*

In summary, a variance is an approval enabling a property owner to make use of his property in some way which is in conflict with the literal provisions of the Ordinance.

**Hearing Appeals:** The Board of Adjustment is also tasked with hearing and deciding on appeals where it is alleged by the appellant that there is error in a decision made by the planning director or Technical Review Committee (TRC) in administering or enforcing the UDO.

<b>CURRENT MEMBERS</b>	<b>TERM OF OFFICE</b>	
	<b>APPOINTMENT</b>	<b>EXPIRATION</b>
Henry A. Adams 8725 Fazio Drive Wilmington, NC 28411 910-686-5941(H) 910-350-1200 (W) 910-520-1434 (C)	Unexpired 3/24/14 First 11/14/16 Second 11/18/19	12/1/16 12/1/19 12/1/22

CURRENT MEMBERS	TERM OF OFFICE	
	APPOINTMENT	EXPIRATION
Kristin K. Freeman 712 Aquarius Dr. Wilmington, NC 28411 910-508-6077 (C)	First 11/14/16 Second 11/18/19	12/1/19 12/1/22
Cameron R. Moore 242 Long John Silver Dr. Wilmington, NC 28411 910-540-1154 (C)	First 12/18/17 Second 11/16/20	12/1/20 12/1/23
Maverick Pate 3929 Willowick Park Dr. Wilmington, NC 28409 910-880-2239 (C)	Unexpired 11/16/20 First 11/15/21	12/1/21 12/1/24
Luke A. Waddell 60 Pelican Dr., #B Wrightsville Beach, NC 28480 910-599-7081 (C)	First 11/16/20	12/1/23
<b>ALTERNATES:</b>		
Pete Devita 2104 Medeira Ct. Wilmington, NC 28405 910-262-2113 (C)	First 11/18/19	12/1/22
Michael J. Keenan, Sr. 6201 Sugar Pine Dr. Wilmington, NC 28412 910-540-1010 (C) 910-815-2771 (W)	First 11/18/19	12/1/22
Richard F. Kern 4740 Castle Hayne Rd. Wilmington, NC 28429 910-520-4318 (C) 910-338-9777 (W) 910-239-3304 (F)	First 12/18/17 Second 11/16/20	12/1/20 12/1/23
<b>Staff Support:</b> Ken Vafier, Planning Manager NHC Planning and Land Use Department 230 Government Center Drive, Suite 110 Wilmington, NC 28403 910-798-7281	File: BOA Revised: 11/2021	