

Virginia: At a meeting of the Accomack County Board of Zoning Appeals, held
in the Chambers of the Board of Supervisors on the 5th day of
February, 2014, A.D.

Members present:

Mrs. Elizabeth Kerns, Vice Chairwoman
Mr. Harvey A. Drewer II
Mr. Lynn P. Gayle
Mr. W. Richard Bull, Jr.

Members absent:

Mr. Robert L. Nock, Chairman

Others present:

Mr. David A. Fluhart, Zoning Administrator
Ms. Gracie A. Milbourne, Recording Secretary

The meeting was called to order by Mrs. Elizabeth Kerns, Vice Chairwoman, at
10:03 a.m. and turned over to Mr. David Fluhart, Chairman pro-tem.

1). ELECTION OF OFFICERS FOR 2014

Mr. Fluhart called for nominations for the Chairman for Year 2014. Mrs. Kerns
made a motion to nominate Mr. Nock as Chairman. Mr. Gayle seconded the motion.

Ayes: Mrs. Kerns, Mr. Gayle, Mr. Drewer, and Mr. Bull.

Mr. Drewer made a motion to nominate Mrs. Kerns for Vice Chairwoman for
Year 2014. Mr. Bull seconded the motion. Ayes: Mrs. Kerns, Mr. Drewer, Mr. Bull,
and Mr. Gayle.

At this time, Mr. Fluhart turned the meeting over to Mrs. Kerns, Vice Chairwoman.

2). **NEW BUSINESS**

1). A request from Leonard A. Turner for a Variance from Article III, Section 106-56 (Setback Regulations) for the construction of an enclosed front porch at 9397 Neal Parker Road, County Tax Map# 41-A-5B, near Temperanceville, Virginia.

Mr. Leonard Turner appeared before the Board to represent this application and presented certified mail receipts of the adjoining property owners. Mr. Turner asked that he be allowed to construct a covered front porch to provide shelter from the rain and a handicapped ramp for accessibility with a front yard setback of approximately 46 feet rather than the required 50 feet. He continued to explain the disabilities of his wife and how she would benefit from this proposal.

No one appeared nor signed in opposition to this request.

After a brief discussion, Mr. Drewer made a motion to approve this variance based on the hardship given. Mr. Bull seconded the motion. Ayes: Mrs. Kerns, Mr. Drewer, Mr. Bull, and Mr. Gayle.

2). A request from Ronald Merritt, Agent, for a Special Use Permit pursuant to Article III, Section 106-53.22 and a Variance from Section 106-238., Multiple Dwellings on a single lot, for the location of an accessory dwelling on the property with 29067 Parks Farm Road, County Tax Map# 41-A-71B1, Temperanceville, Virginia.

Mr. Ronald Merritt, Jr. appeared before the Board to represent this application and presented the certified mail receipts of the adjoining property owners. Mr. Merritt explained the need for an additional manufactured home on

this property for the occupancy of his family (girlfriend and toddler) to provide assistance to his father with medical issues rather than living with him.

Mr. Fluhart briefly discussed a variance application that was denied in March 1994 of Ms. Darlene McCullough, a neighboring property owner that asked for permission to place two mobile homes on her property.

At this time, Mr. Fluhart distributed a letter of opposition from the adjoining property owner, Mr. Charles Whealton, that considered the proposed manufactured home as a request of opportunity rather than a need and therefore asked the board to enforce the same zoning regulations for Mr. Merritt's request as was done with Ms. McCullough's.

After a lengthy discussion, Mr. Bull made a motion to defer action on this application to give the applicant time to explore other options to avoid the need for the variance. Mr. Gayle seconded the motion. Ayes: Mrs. Kerns, Mr. Bull, Mr. Gayle, and Mr. Drewer.

3). **MINUTES:**

Mr. Drewer made a motion to approve the minutes of the December 5, 2013 meeting as circulated. Mr. Bull seconded the motion. Ayes: Mrs. Kerns, Mr. Drewer, Mr. Bull, and Mr. Gayle.

4). **OTHER BUSINESS:**

- **Discussion about registration of the 32nd Certified BZA Program**
(Mr. Fluhart distributed the reservations paperwork and other correspondence for the four members that will attend the March 2014 workshop).

- **BZA Approvals**

(A brief discussion ensued about Special Use Permits and their one-year expiration date if activity has not commenced).

5). **ADJOURNMENT:**

Mr. Gayle made a motion to adjourn at 10:55 a.m. Mr. Drewer seconded the motion. Ayes: Mrs. Kerns, Mr. Gayle, Mr. Drewer, and Mr. Bull.

Elizabeth Kerns, Vice Chairwoman