

**Virginia: At a meeting of the Accomack County Board of Zoning Appeals, held
in the Chambers of the Board of Supervisors on the 7th day of
May, 2014, A.D.**

Members present:

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

Others present:

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

The meeting was called to order by Mr. Robert L. Nock, Chairman, at 10 a.m. and opened to a public hearing on the following zoning matters:

1). A request from Franklin D. Young for a Special Use Permit pursuant to Article III, Section 106-53.23 for the location of a borrow pit off of Route 13, Lankford Highway, County Tax Map# 79-1-B, near Parksley, Virginia.

Mr. Franklin Young appeared before the Board to represent this application. Mr. Young asked for permission to use a 5-acre portion of an 80-acre farm for mining purposes. He described the proposed site to be an isolated area several hundred feet behind the former Young's Meat Barn and approximately 200 feet from the nearest neighbor.

No one appeared nor signed in opposition to this request. The signatures and certified mail receipts of the adjoining property owners were submitted prior to this meeting.

After a brief discussion, Mrs. Kerns made a motion to approve this Special Use Permit. Mr. Drewer seconded the motion. Ayes: Mr. Nock, Mrs. Kerns, Mr. Drewer, Mr. Gayle, and Mr. Bull.

2). A request from Lillie Davis for a Special Use Permit pursuant to Article IV, Section 106-78.6 for the location of a manufactured home to replace an existing house at 4319 Horntown Circle, County Tax Map# 13A-2-9, Horntown, Virginia,.

Ms. Lillie Mae Davis appeared before the Board to represent this application and presented the signatures of the adjoining property owners. Ms. Davis asked for permission to replace an old house that was demolished with a manufactured home for her occupancy.

No one appeared nor signed in opposition to this request.

After a brief discussion, Mr. Drewer made a motion to approve this application. Mr. Gayle seconded the motion. Ayes: Mr. Nock, Mrs. Kerns, Mr. Drewer, Mr. Gayle, and Mr. Bull.

3). A request from Precision Fabricating & Cleaning, Agent, for a Special Use Permit pursuant to Article III, Section 106-53.11 for the location of an office and facility for the cleaning and refurbishment of aerospace related components and calibration of precision cleaned components at 30393 Temperanceville Road, County Tax Map# 42-A-42B, Temperanceville, Virginia.

Mr. Steve Payton, representative for Precision Fabricating & Cleaning, appeared before the Board to represent this application and presented the signatures and certified mail receipts of the adjoining property owners. Mr. Payton provided a brief description of the operations of this Florida-based company that has a contract on the Eastern Shore

of Virginia to support Mid-Atlantic Regional Spaceport (MARS) and the Orbital Science Corporation. He described how this company cleans components off the launch pad and reinstalls them and how this operation has been operating for the last two years on Wallops Island and will soon lose its operations space to the Navy. He mentioned that this site was selected as it will provide adequate space to conduct all activities with minimal traffic for Airgas delivery twice a month and contaminated material removal every three months.

Mr. Derry Stufft, the adjacent property owner at 30381 Temperanceville Road, appeared before the Board and stated that he is NASA friendly but had some concerns about noise, traffic, air quality, chemical disposal, and the safety record of the company.

Mr. Payton responded to Mr. Stufft's concerns and confirmed that this company is a neighbor-friendly business with all operations indoors with minimal traffic. He stated all fluids are reclaimed and recycled with no discharge to the environment and he distributed pictures of the 3,000 gallon tank that is used for storage of liquid nitrogen. He also stated the tank will be in a fenced area, with no chance of explosion when handled properly and when the release valve is monitored regularly.

After a brief discussion, Mr. Gayle made a motion to approve this application. Mrs. Kerns seconded the motion. Ayes: Mr. Nock, Mrs. Kerns, Mr. Gayle, Mr. Drewer, and Mr. Bull.

Mr. Fluhart read the Right-of-Appeal.

4). A request from The Trident Group, Agent, for a Special Use Permit pursuant to Article III, Section 106-53.1 for the location of a private use corporate shooting and

training facility off Savageville Road, County Tax Maps# 92-A-34C & 34D, near Onancock, Virginia.

Mr. Mike Ratliff appeared before the Board to represent this application and gave an overview of this proposal. He explained that the Trident Group is a private special operations NRA-certified military company with headquarters in Virginia Beach, Virginia that consists of trained U.S. Navy Seals. He asked for permission to use the existing hunt club property as a more specialized facility up to five days per month during daytime hours and during the week. He offered to install signage, berms and gates and also indicated that this group may consider allowing other agencies to use the facility in the future.

Ms. Blosson Scarlett-Ellicott, an adjoining property owner, and Mr. Phillip Wizeman appeared before the Board in opposition to this request. They expressed safety and noise concerns and considered this residential area to be inappropriate for this operation.

Mr. Ratliff reappeared and addressed the concerns of Ms. Scarlett-Elliott and Mr. Wizeman. He stated that this area was selected as an organized safe place for the range as it is currently used as a hunt club. He confirmed that all directional shooting will be away from houses and approximately 500 feet from the closest house, and advised that the berm buildup and vegetation will contain noise and will be within guidelines of the sound ordinance.

After a lengthy discussion about the concerns, safety, gating, and berms, Mr. Gayle made a motion to approve this Special Use Permit with the following conditions:

- 1) A gate, fencing, signage, vegetation & berm buffers must be installed.
- 2) This approval is valid for a period of two years with an expiration date of

May 7, 2016. At the end of said period, a new Special Use application shall be filed to allow review of site conditions and safety and noise issues.

Mrs. Kerns seconded the motion. Ayes: Mr. Nock, Mrs. Kerns, Mr. Gayle, Mr. Drewer, and Mr. Bull.

IN RE MINUTES:

Mr. Drewer made a motion to approve the minutes of the April 16, 2014 meeting as circulated. Mrs. Kerns seconded the motion. Ayes: Mr. Nock, Mrs. Kerns, Mr. Drewer, Mr. Gayle, and Mr. Bull.

ADJOURNMENT:

Mrs. Kerns made a motion to adjourn at 11:15 a.m. Mr. Bull seconded the motion. Ayes: Mr. Nock, Mrs. Kerns, Mr. Bull, Mr. Drewer, and Mr. Gayle.

Mr. Robert L. Nock, Chairman