

**ACCOMACK COUNTY BOARD OF ZONING APPEALS MINUTES OF
DECEMBER 7, 2016**

At a meeting of the Accomack County Board of Zoning Appeals held on the 7th day of December 2016, in the Accomack County Administration Building Board Chambers, Room #104, in Accomac, Virginia.

**1. CALL TO ORDER
MEMBERS PRESENT AND ABSENT**

Members Present:

Mr. Robert L. Nock
Mrs. Elizabeth Kerns, Vice Chairwoman
Mr. Harvey A. Drewer, II
Mr. Lynn P. Gayle

Members Absent:

Mr. W. Richard Bull, Jr.

Others present:

Mr. Rich Morrison, Interim Zoning Administrator
Ms. Laurie K Perry, Recording Secretary

DETERMINATION OF A QUORUM

There being a quorum, the meeting was called to order by Chairman Nock at 10:02 a.m.

2. MINUTES

On a motion made by Mr. Gayle and seconded by Mrs. Kerns, the Board of Zoning Appeals voted to approve the minutes of the November 2, 2016

3. OLD BUSINESS

A. Continuation of show-cause/revocation hearing – William McCarter (Virginia Hang Gliding)

The Board held discussion on the Special Use Permit that was issued to William McCarter (Virginia Hang Gliding) on May 6, 2015 for property located at 16620 Coal Kiln Road, Tax Map #119-A-101, near Painter, Virginia.

Chairman Nock noted that there would be limited public comment at this meeting. He then called Mr. William McCarter up to speak before the Board and asked if the business has in any way changed since the last meeting.

Mr. McCarter stated that no not really other then we are not currently opened.

Mr. Paul Watson Attorney, representing the Joynes', spoke before the Board; Chairman Nock asked if anything had changed since the last meeting or if there has been any communication between the two (2) parties.

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Mr. Watson stated there had been no discussion or communication since the last meeting and no proposals of solutions to the complaints. Mr. Watson asked the Board to consider revoking this permit and allow Mr. McCarter to come back before the Board and reapply at a later date.

Chairman Nock asked Mr. Robert Joynes to speak before the Board and asked if there had been any changes or communication since the last meeting.

Mr. Joynes stated there had been no communication since the last meeting.

The Board discussed its findings from the site visit that was conducted on Tuesday, November 22, 2016 on site at 16620 Coal Kiln Road, Painter, Virginia and all the documents that were provided.

Mr. Morrison spoke before the Board explained their options which would be to continue the path or revocation of the Special Use Permit or handling the outstanding issue of the permit not being in compliance with what was originally approved by the Board. He also recommended that the matter should be continued until the Board can have a site visit with the business in full operation which would be in the spring of 2017. Discussion ensued.

On a motion made by Mr. Gayle and seconded by Mr. Drewer, the Board of Zoning Appeals voted to continue this item to its next meeting, with all issues pending. Mr. Morrison and staff will draft a detailed letter citing non-compliance.

4. NEXT MEETING

The next regular meeting of the Board of Zoning Appeals is scheduled for Wednesday, December 21, 2016 at 10:00 a.m. in the Accomack County Board Chambers, Room 104, in Accomac.

5. ADJOURNMENT:

On a motion made by Mrs. Kerns and seconded by Mr. Drewer, the Board of Zoning Appeals moved to adjourn at 10:45 a.m.

Mr. Robert Nock, Chairman