

CHESAPEAKE BOARD OF ZONING APPEALS

MARKED AGENDA

August 27, 2009 – 6:30 P.M.

LOCATION: City Council Chambers, City Hall Building

306 Cedar Road, Chesapeake, Virginia

I. CALL TO ORDER & ROLL CALL

5 Members Present

II. APPROVAL OF MINUTES: July 23, 2009 Public Hearing

Approved: 4-0-1 (Peoples/Woodhouse)

III. OLD BUSINESS:

None

IV. NEW PUBLIC HEARING ITEMS

A. Application #09-19

Rodney F Rhodes, property owner; 1625 & 1629 New Land Road, appealing a notice of violation issued by a Zoning Official for the Zoning Administrator and issued June 11, 2009 for allowing an unsound-proofed kennel on the property without a conditional use permit in violation of Section 14-102.B.7.c of the Chesapeake Zoning Ordinance. The property is further identified as 18 & 19 Sub W E Moulton Prop 3.02 & 3.21 Ac; Real Estate Parcel Nos. 0760000000710 & 0760000000700, Zoning Classification A - 1 (agricultural,) Butts Road Borough, Rural Overlay District.

Upheld: 5-0-0 (Woodhouse/Fager)

B. Application #09-20

Corey L & Lena O Hannah, property owners, 700 Yateley Court, requesting a variance from Section 14-201.A.4.f of the Chesapeake Zoning Ordinance from the objection of adjacent property owners to construct a 6 feet tall fence on a corner and through lot 5 feet from the property lines adjacent to Chalbourne and Sydenham Drives. The property is further identified as Lot 1, Etheridge Manor, Section 5, Ph 2-C, Real Estate Parcel No. 0615006000010, Zoning Classification: R-12(A)S (residential,) Pleasant Grove Borough, Suburban Overlay District.

Denied: 3-2-0 (Fager/Peoples)

C. Application #09-21

Paul Peck agent for 1222 Commerce, LLC, property owner, 1222 Commerce Avenue, pursuant to Sections 20-501 & 20-701 of the Chesapeake Zoning Ordinance, appealing a determination dated July 15, 2009 made by a Zoning Official for the Zoning Administrator denying a request for a building permit on a vacant lot considered merged with an adjacent contiguous lot. The property is further identified as 49 Hoyer, Real Estate Parcel No. 1280000001990, Zoning Classification: R-SFA (residential,) South Norfolk Borough, Urban Overlay District.

Withdrawn: 5-0-0

(Woodhouse/Peoples)

D. Application #09-22

Paul Peck agent for 1316 20th LLC, property owner, 1316 20th Street, pursuant to Sections 20-501 & 20-701 of the Chesapeake Zoning Ordinance, appealing a determination dated July 15, 2009 made by a Zoning Official for the Zoning Administrator denying a request for a building permit on a vacant lot considered merged with an adjacent contiguous lot. The property is further identified as 522 Blk T Tunis Johnson, Real Estate Parcel No. 1270000006010, Zoning Classification: R-SFA (residential,) South Norfolk Borough, Urban Overlay District.

Withdrawn: 5-0-0

(Woodhouse/Peoples)

V. NEW BUSINESS:

Mr. King, Zoning Administrator, requested the floor to share comments with the Board in reference to Section 20-402 of the Chesapeake Zoning Ordinance.

Hearing a few comments, Madame Chairperson Rowland requested that Mr. King submit written materials to the Board for discussion. The Chairperson called for an Executive Session to be scheduled, prior to, or immediately following the September 24, 2009 BZA Public Hearing. The Secretary was requested to invite the Alternate Board Members to the meeting.

VI. REVIEW OF LITIGATION:

The Assistant City Attorney, Ms. Catherine Lindley advised the Board that the hearing for Ms. Debora J. Alekna was on the court docket for November 19, 2009. The Assistant City Attorney updated the Board to the status of the case of Mr. Larry Whitt. Ms. Lindley expects both cases to be heard before the end of November, 2009.

VII. ADJOURNMENT:

7:29 p.m.