

AT A REGULAR MEETING OF THE BOARD OF ZONING APPEALS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD IN THE COURTHOUSE, WILLIAMSBURG, VIRGINIA, ON THE TWENTY-EIGHTH DAY OF SEPTEMBER, NINETEEN HUNDRED AND SEVENTY-SEVEN.

1. ROLL CALL

Mr. Gerald Mepham, Vice-Chairman  
Mr. Warfield Roby  
Mrs. Elizabeth Vaiden

OTHERS:

Mr. William C. Porter, Jr.  
Mr. Henry H. Stephens

2. MINUTES

Upon a motion by Mr. Roby, seconded by Mrs. Vaiden, the minutes of August 10, 1977 were approved as presented.

3. APPEAL CASE NO. ZA-6-77. Application of Rose Jean Christensen and Doris Fay Via at 900 Coleman Drive for a variance from Section 20-57 of the Zoning Ordinance to allow an accessory structure to a residence to remain approximately 15 feet from the road right-of-way. The property is located at the intersection of Coleman Drive and Foley Drive in the James Terrace Subdivision.

Mr. Porter presented the staff memorandum. He explained that an erroneously issued building permit had allowed the construction of an accessory structure within the 25 foot setback from the side street of a corner lot. He stated that the error was not discovered until the building was substantially complete. Because of the circumstances, he did not object to the issuance of a variance.

Ms. Via spoke in favor of her application. She explained the sequence of events which led up to the application filing. She stated the Building Inspector had helped her locate the building on the site.

Upon a motion by Mrs. Vaiden, seconded by Mr. Roby, application ZA-6-77 was approved, and a variance from Section 20-57 of the Zoning Ordinance was issued to allow an accessory structure to remain approximately 15 feet from the street right-of-way.

4. APPEAL CASE NO. ZA-7-77. Application of Maxine Henderson for a variance from Section 20-85 of the Zoning Ordinance to allow the additional parking facilities for the Old Chickahominy House on Jamestown Road to be constructed within a portion of the perimeter open space.

Mr. Porter read a letter from the applicant dated September 28, 1977, which requested that her application be tabled so that other alternatives could be investigated.

Upon a motion by Mrs. Vaiden, seconded by Mr. Roby, Appeal Case No. ZA-7-77 was tabled until the next Board of Zoning Appeals meeting.

5. APPEAL CASE NO. ZA-8-77. Application of Paul O. Moore at 931 Foley Drive for a variance from Section 20-55 of the Zoning Ordinance to allow the addition to a residence which will violate the minimum total sideyard requirement in the James Terrace Subdivision.

Mr. Porter explained the staff memorandum. He said that the applicant proposed to close-in an existing carport to make a family-room. The applicants house was non-conforming because the sideyards did not total to 25 feet. Mr. Porter stated the staff did not object to the variance.

Mr. Mephram asked the applicant, who was in the audience, when the house was constructed.

Mr. Moore said the house was over 20 years old.

Upon a motion by Mr. Roby, seconded by Mrs. Vaiden, application ZA-8-77 was approved, and a variance from Section 20-55 of the Zoning Ordinance was issued.

6. ADJOURNMENT

Upon a motion by Mrs. Vaiden, seconded by Mr. Roby, the September 28, 1977 meeting of the James City County Board of Zoning Appeals was adjourned.

Elizabeth N. Vaiden  
Elizabeth N. Vaiden  
Secretary

George A. Marston  
George A. Marston  
Chairman