

6-23-78

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 THIRTY-FIRST DAY OF MAY, NINETEEN HUNDRED AND SEVENTY-EIGHT.

1. ROLL CALL

Mr. George A. Marston - Chairman
Mr. Joseph E. Brown
Mr. Gerald H. Mephram
Mr. Warfield Roby, Jr.
Mrs. Elizabeth N. Vaiden

2. MINUTES

Upon a motion by Mr. Mephram, seconded by Mr. Roby, the minutes of September 28, 1977 were approved as read.

3. CASE NO. ZA-1-78. An application of Mr. Richard A. Roberts for a variance from Section 20-63(a) of the Zoning Ordinance to allow construction of an addition to a single-family residence located at 112 Howard Drive. The proposed addition would encroach upon the required sideyard of 10 feet by approximately one foot and would violate the required 25 foot total sideyards by approximately two feet.

Mr. Stephens presented the Staff report which is appended hereto. Mr. Stephens explained that the requested variance did not affect access to the dwelling and because of the general treatment of nonconforming single-family houses by the Zoning Ordinance, the Staff recommended approval of the variance.

Mr. Roby stated that he was familiar with Howard Drive and Mr. Roberts' home. Mr. Roby stated that he recommended approval of the variance in that the requested variance would not affect fire protection for the dwelling and that Mr. Roberts was trying to improve his home.

Upon a motion by Mr. Brown, seconded by Mr. Mephram, application ZA-1-78 was approved and a variance from Section 20-63 (a) of the Zoning Ordinance was issued to allow the enclosure of a porch, creating a sideyard of 9 feet 8 inches which is less than the required 10 feet, and a combined sideyard of 22 feet which is less than the required 25 feet.

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

Mr. Stephens presented the Staff report which is appended hereto.

Mr. Stephens stated that he had received a telephone call from Mrs. Henderson on May 30. Mr. Stephens explained that Mrs. Henderson had requested information concerning work she would like to carry out on the parking lot for the Old Chickahominy House. Mr. Stephens stated that Mrs. Henderson had not withdrawn Case No. ZA-7-77.

Mr. Marston stated that he was concerned with turning down a Board of Zoning Appeals application without hearing something from the applicant.

Mr. Brown stated that he agreed with Mr. Marston and was reluctant to act on Case No. ZA-7-77 without hearing from the applicant.

Upon a motion by Mr. Brown, seconded by Mr. Mephram, Application ZA-7-77 was tabled until the next Board of Zoning Appeals meeting. The Staff was directed to write Mrs. Henderson requesting that the applicant either bring Case ZA-7-77 before the Board of Zoning Appeals or withdraw the case.

5. RESOLUTION TO MOVE THE BOARD OF ZONING APPEALS MEETING PLACE.

Mr. Marston stated that the Staff had developed a resolution for the Board of Zoning Appeals to move their meeting location to the Government Center in Kingsmill.

Mr. Marston stated that he felt the Government Center was not in a central location in the County and that he did not feel the Board of Zoning Appeals should move their meeting location.

Mr. Mephram requested to know if any County meetings would be held in the Courthouse.

Mr. Porter stated that the Board of Supervisors and the Planning Commission had passed similar resolutions to the one developed by the Staff, moving their meeting locations to the new County Government Center.

Mr. Mephram moved for approval of the resolution,

which failed for lack of a second.

Mr. Brown moved to continue the Board of Zoning Appeals meeting at the Williamsburg-James City County Courthouse.

Mr. Marston turned the Chairmanship over to Mr. Mephram, the Vice-Chairman. Mr. Mephram called for a second to Mr. Brown's motion. Mr. Marston seconded Mr. Brown's motion.

Upon a motion by Mr. Brown, seconded by Mr. Marston, the Board of Zoning Appeals voted four to one, with Mr. Mephram voting against the motion, to continue meeting at the Williamsburg-James City County Courthouse.

6. ELECTION OF OFFICERS

Mr. Marston stated that the Board of Zoning Appeals was to elect officers at their May meeting. Mr. Marston turned the Chairmanship over to Mr. Porter who opened the floor for nominations.

Mr. Brown made a motion that the Board of Zoning Appeals keep the same slate of officers. Mr. Mephram seconded Mr. Brown's motion. There being no further nominations, the floor was closed to nominations.

Upon a motion by Mr. Brown, seconded by Mr. Mephram, the Board of Zoning Appeals unanimously elected Mr. Marston, Chairman; Mr. Mephram, Vice-Chairman; and Mrs. Vaiden, Secretary.

7. SETTING A DATE FOR PUBLIC HEARING

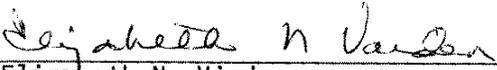
Mr. Porter stated that he had just received an application for a variance from Mr. William R. Bland, representing Mr. Edward L. Greenhow. Mr. Porter stated that Mr. Bland requested to have the request heard as soon as possible.

Mr. Marston requested if any of the other members of the Board objected to setting the public hearing for Mr. Bland's application on June 28. There being no objections, the public hearing for an application of Mr. William R. Bland was set for June 28, 1978.

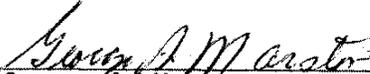
8. ADJOURNMENT

Upon a motion by Mr. Mephram, seconded by Mr. Roby,

the May 31, 1978 meeting of the James City County Board of Zoning Appeals was adjourned.



Elizabeth N. Viaden
Secretary



George A. Marston
Chairman