

**M I N U T E S**  
**JAMES CITY COUNTY BOARD OF ZONING APPEALS**  
**REGULAR MEETING**  
**James City County Government Center, Building F Board Room**  
**101 Mounts Bay Road, Williamsburg VA 23185**  
**September 3, 2020**  
**5:00 PM**

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**A. CALL TO ORDER**

Mr. Stephen Rodgers called the meeting to order.

**B. ROLL CALL**

Ms. Christy Parrish called the roll:

Present:

Mr. William Geib

Mr. Stephen Rodgers

Mr. Ron Campana, Jr.

Absent:

Mr. Mark Jakobowski

Mr. David Otey, Jr.

Staff Present:

Christy Parrish, Zoning Administrator

Liz Parman, Assistant County Attorney

**C. OLD BUSINESS**

None

**D. NEW BUSINESS**

1. Appointment of the County Attorney's Office to represent the Board of Zoning Appeals in Civil Case

Ms. Liz Parman, Assistant County Attorney, discussed that on May 2, 2019, the Board of Zoning Appeals ("BZA") upheld the Zoning Administrator's Determination and denied an appeal for Case No. BZA-19-0003, 6283 Centerville Road. She further explained that an appeal of that decision was filed in the Williamsburg-James City County Circuit Court by representatives of the applicant.

Ms. Parman stated that the County Attorney's Office is filing a motion to dismiss the case partially on the failure of the applicant to serve the BZA with a writ demanding a record of the case. She also stated that in order to argue on behalf of the BZA, the County Attorney found it prudent for the BZA to appoint the County Attorney's Office as legal counsel to represent the BZA's interest.

Mr. William Geib stated he remembered the case and it seemed that the applicant was at the wrong venue.

Ms. Parman stated that the applicant did apply for a Special Use Permit but the Board of Supervisors recently denied the request.

Mr. Rodgers made a motion to Approve the Resolution appointing the County Attorney's

Office to represent the Board of Zoning Appeal in Civil Case No.: CL19001010-00 in the Williamsburg-James City County Circuit Court.

Mr. Ron Campana seconded the motion.

On a roll call vote, the Board voted to Approve the resolution (3-0).

**E. MINUTES**

1. February 6, 2020 Meeting Minutes

Mr. Rodgers asked if there were any corrections to the February 6, 2020 meeting minutes.

After hearing none, Mr. Campana motioned to Approve the minutes of the February 6, 2020 as presented.

Mr. Geib seconded the motion.

On a voice vote, the motion was Approved 3-0.

**F. MATTERS OF SPECIAL PRIVILEGE**

None

**G. ADJOURNMENT**

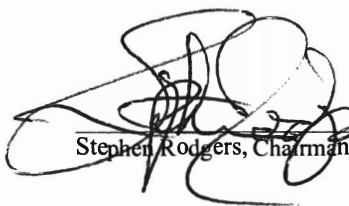
Seeing and hearing no further business, Mr. Rodgers asked for a motion to adjourn the meeting.

Mr. Geib motioned to adjourn the meeting.

Mr. Campana seconded the motion.

On a voice vote, the motion was Approved 3-0.

Mr. Rodgers adjourned the meeting at 5:39 p.m.



Stephen Rodgers, Chairman



Christy Parrish, Secretary

**RESOLUTION**

**APPOINTMENT OF THE COUNTY ATTORNEY'S OFFICE TO REPRESENT**

**THE BOARD OF ZONING APPEALS IN CIVIL CASE NO.: CL19001010-00 IN THE**

**WILLIAMSBURG-JAMES CITY COUNTY CIRCUIT COURT**

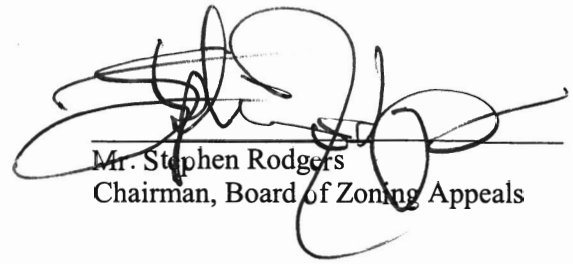
WHEREAS, the Board of Zoning Appeals at its meeting on May 2, 2019, held a public hearing and considered Case No. BZA-19-0003, 6283 Centerville Road, Zoning Administrator's Determination Appeal; and

WHEREAS, the Board of Zoning Appeals held in favor of the Zoning Administrator and denied the appeal; and

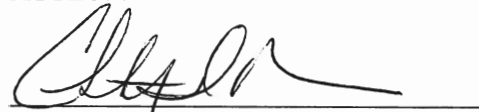
WHEREAS, V. L. Major, Esq., on behalf of the property owner (the "Appellant"), has appealed the May 2, 2019, Board of Zoning Appeals' decision to the Williamsburg-James City County Circuit Court, Civil Case No.: CL19001010-00; and

WHEREAS, the Board of Zoning Appeals wishes to appoint the James City County Attorney's Office to represent the interests of the Board of Zoning Appeals in this matter.

NOW, THEREFORE, BE IT RESOLVED that the Board of Zoning Appeals of James City County, Virginia, does hereby appoint the James City County Attorney's Office to represent the Board of Zoning Appeals in Civil Case No.: CL19001010-00 in the Williamsburg-James City County Circuit Court.

  
Mr. Stephen Rodgers  
Chairman, Board of Zoning Appeals

ATTEST:

  
Christy Parfish  
Secretary to the Board

Absent  
Absent

JAKOBOWSKI  
OTEY  
RODGERS  
CAMPANA, JR.  
GEIB

| VOTES |       |         |
|-------|-------|---------|
| AYE   | NAY   | ABSTAIN |
| _____ | _____ | _____   |
| _____ | _____ | _____   |
| ✓     | _____ | _____   |
| ✓     | _____ | _____   |
| ✓     | _____ | _____   |

Adopted by the Board of Zoning Appeals of James City County, Virginia, this 3rd day of September 2020.