

CHESAPEAKE BOARD OF ZONING APPEALS
PUBLIC HEARING MARKED AGENDA
June 25, 2020 – 6:30 P.M.
LOCATION: City Hall Building - City Council Chambers
306 Cedar Road - Chesapeake, Virginia

- I. **Call to Order: Chairman DeBoer – 6:41 pm**
- II. **Roll Call: Secretary – Ms. Rowland, Ms. Shannon, Mr. Thrift, Dr. Billet, Ms. Stolz, Vice Chairman Samuel, Chairman DeBoer**
- III. **Approval of Minutes: May 28, 2020 Public Hearing – Approved – Samuel / Shannon 6-0-1 (Mr. Thrift abstained because he was not hear last month) – make one change: Ms. Shannon is a regular member**
- IV. **Administration of Oath: Chair**
Speakers affirm that all testimony and evidence presented shall be truthful and accurate. Court Report also sworn in.
- V. **Request for Continuance (s) and Rehearing (s): Chair – Request for Continuance ZON-BZA-2020-00010 from Christopher Falk. Motion denied. Billet / Shannon 4-3-0**
- VI. **Unfinished Business:**

A. Application # ZON-BZA-2020-00004

J Bryan Plumlee, Esq., POA for CDWC, LLC, et al., property owners, 1415 Lake Thrasher Pkwy, pursuant to Section 20-501 of the Chesapeake Zoning Ordinance, appealing a Notice of Violation dated February 18, 2020, that the use of the property as a solid waste management facility and other uses without corresponding Certificates of Occupancy in violation of Chesapeake Zoning Ordinance Section 20-101.C. The property is further identified as CORRECTED RESUB RES PROP CDWC LLC & PAR A 361.070 AC, Real Estate Parcel No. 0380000000500 - Zoning: A-1, agricultural.

Motion to uphold the Notice of Violation. Rowland / Billet 4-1-2

B. Application # ZON-BZA-2020-00005

J Bryan Plumlee, Esq., POA for CDWC, LLC, et al., property owners, 1415 Lake Thrasher Pkwy, appealing a Notice of Violation dated February 18, 2020, that the use of the property as a Solid Waste Management Facility is in violation of Chesapeake City Code Chapter 62, Article IV, pertaining to Solid Waste

Management Facilities. The property is further identified as CORRECTED RESUB RES PROP CDWC LLC & PAR A 361.070 AC, Real Estate Parcel No. 038000000500 - Zoning: A-1, agricultural.

Motion to dismiss due to lack of jurisdiction. Billet / DeBoer 5-0-2

C. Application # ZON-BZA-2020-00006

J Bryan Plumlee, Esq., POA for CDWC, LLC, et al., property owners, 1415 Lake Thrasher Pkwy, appealing a Notice of Violation dated February 18, 2020, for depositing off-site fill material on the property in violation of Chesapeake City Code Chapter 26, Article VI, pertaining to Excavations. The property is further identified as CORRECTED RESUB RES PROP CDWC LLC & PAR A 361.070 AC, Real Estate Parcel No. 038000000500 – Zoning: A-1, agricultural.

Motion to dismiss due to lack of jurisdiction. Billet / DeBoer 5-0-2

D. Application # ZON-BZA-2020-00008

J Bryan Plumlee, Esq., POA for CDWC, LLC, et al., property owners, 1415 Lake Thrasher Pkwy, appealing a Notice of Violation dated March 9, 2020, for denying Property Owner’s amendment of final completions date of restoration plan for borrow pit in violation of Chesapeake City Code Chapter 26, Article VI, pertaining to Excavations. The property is further identified as CORRECTED RESUB RES PROP CDWC LLC & PAR A 361.070 AC, Real Estate Parcel No. 038000000500 – Zoning: A-1, agricultural.

Motion to dismiss due to lack of jurisdiction. Billet / DeBoer 5-0-2

VII. New Public Hearing Items:

A. Application # ZON-BZA-2020-00013

Brad Martin, POA for Jesse Walker, property owner, 1718 Rockwood Drive, requesting a variance from Section 6-802.A.3.a of the Chesapeake Zoning Ordinance from the required minimum front yard setback of 30 feet to 20 feet for a proposed single-family dwelling. The property is further identified as 20 BLK 8 Park View SEC 2, Real Estate Parcel No. 0344002004060 – Zoning: R-15s, residential.

Motion to grant variance – Rowland / Billet 4-3

**VIII. New Business: Review of By-laws – Approve Section 3-6 of the amendment.
Billet / Thrift 7-0**

**IX. Review of Litigation: City Attorney – due to lateness of the night, postponed to
next meeting**

X. Adjournment: 11:22