

CHESAPEAKE BOARD OF ZONING APPEALS
PUBLIC HEARING MARKED AGENDA
September 27, 2018 – 6:30 P.M.
LOCATION: City Hall Building - City Council Chambers
306 Cedar Road - Chesapeake, Virginia

- I. Call to Order: Madam Chair Bedois at 6:34 p.m.
- II. Roll Call: Secretary – Mr. Matthews, Mr. Ziegenfuss, Mr. Deboer, Mr. Thrift, Mr. Floyd, Vice-Chair Kubovcik, Madam Chair Bedois
- III. Approval of Minutes: August 23, 2018 Public Hearing
Motion to approve (Floyd / Matthews) 4 – 0 – 3
Ziegenfuss, Thrift and Kubovcik abstained
- IV. Administration of Oath: Madam Chair Bedois
- V. Request for Continuance (s) and Rehearing (s): Chairperson

Application # ZON-BZA-2018-00013

Curtis E. Markham t/a State Line Computer Services and Christopher H. Falk, Esq. POA for Mt. Pleasant Village, LLC, property owner, 1457 Mount Pleasant Road, pursuant to Section 20-501 of the Chesapeake Zoning Ordinance, appealing a Notice of Violation dated March 2, 2018 that the use of the property as a “Computer Based Gaming Establishment” is prohibited and in violation of Section 7-602, Table of permitted and conditional uses in business districts of the Chesapeake Zoning Ordinance. The property is further identified as Par B Sub Mount Pleasant Village Shopping Center 3.842 Ac, Real Estate Parcel No. 049000000112 - Zoning: B-1, neighborhood business.

Motion to continue to October 25, 2018 public hearing (Kubovcik / Floyd) 5 – 2

- VI. Unfinished Business:

B. Application # ZON-BZA-2018-00019

Stephen Piepgrass and Laura Anne Kuykendall, POA for Border Store Inc, property owner, 4732 Battlefield Blvd S, pursuant to Section 20-501 of the Chesapeake Zoning Ordinance, appealing a Notice of Violation dated May 18, 2018 that the current use of on-site computers for sweepstakes, games, lotteries, or contests on the property is in violation of Section 7-602, Table of permitted and conditional uses in business districts of the Chesapeake Zoning Ordinance. The property is further identified as PAR B SUBD PLAT PROP OF THE BORDER STORE INC 1.191, Real Estate Parcel No. 1190000000461 - Zoning: B-1, neighborhood business.

Motion to amend the notice of violation from parcel 46A to 46 (Kubovcik / Deboer) 6 – 1
Motion to uphold the notice of violation failed (Kubovcik / Deboer) 3 – 4
Motion to overturn the notice of violation (Floyd / Thrift) 4 - 3.

- VII. New Public Hearing Items:

A. Application # ZON-BZA-2018-00024

James M. Pickrell, Jr., POA for Metropolitan Property Invest, LLC, property owner, 200 George Washington Hwy. N., pursuant to Section 20-501 of the Chesapeake Zoning Ordinance, appealing a Notice of Violation dated July 31, 2018 that the freestanding sign is abandoned and in violation of Section 14-707.1 of the Chesapeake Zoning Ordinance. The property is further identified as 1 ELM LANE D C VILLAGE, Real Estate Parcel No. 0341003000290 - Zoning: B-3, highway business.

Withdrawn by letter

B. Application # ZON-BZA-2018-00025

James M. Pickrell, Jr., POA for Metropolitan Property Invest, LLC, property owner, 360 Battlefield Blvd S., pursuant to Section 20-501 of the Chesapeake Zoning Ordinance, appealing a Notice of Violation dated July 25, 2018 that the freestanding sign is abandoned and in violation of Section 14-707.1 of the Chesapeake Zoning Ordinance. The property is further identified as PAR A-3 SUB R E OLD PROP .3411 AC, Real Estate Parcel No. 0481009000200 - Zoning: B-1, neighborhood business.

Withdrawn by letter

VIII. New Business: None

IX. Review of Litigation: City Attorney – on September 12 the Court reversed and denied applications for 700 Mowbry Court and 100 Debaun Loop for no finding of hardship.

X. Adjournment: 7:35 p.m.