

Middlesex County Board of Zoning Appeals Meeting Agenda
Board Room, Historic Courthouse, 865 General Puller Hwy, Saluda VA 23149
Tuesday, February 22, 2023, 6:00 P.M.

I. Call to order.

II. Organizational Meeting

1. Nomination and election of officers.

III. Approval of the Minutes, Monday, August 15, 2022

IV. Public Hearing

1. CBPA Exception No. 2022-32 submitted by Wayne Savage, P.E. C/O Bay Design Group on behalf of Melinda & Joshua Hartman, requesting an exception to Zoning Ordinance Article 4A, Section 4A-4-A.4, Chesapeake Bay Preservation (CBP) District for the construction of a pool, pool decking, and steps. The application requests approximately Twelve Hundred Forty-Four (1244) square foot of impervious area and a Fifty (50) foot exception from the minimum One Hundred (100) foot Resource Protection Area (RPA) setback requirement of Zoning Ordinance Section 4A-7, Chesapeake Bay Preservation (CBP) District. The property for which the exception is requested is located at 175 Mizpah Road, Locust Hill, VA 23092; it is further identified as Tax Map Parcel # 28-137 in the Saluda Magisterial District.

2. CBPA Exception No. 2022-43 submitted by Robbie Nelson, C/O Engineering Design Associates on behalf of Cassandra Daniel, requesting an exception to Zoning Ordinance Article 4A, Section 4A-4-A.2 & C, Chesapeake Bay Preservation (CBP) District for the construction to rebuild existing house resulting in additional encroachment in the RPA. The application requests approximately Twenty-Four Hundred Forty-Two (2442) square foot of impervious area, an increase of Nine Hundred Twelve (912) square foot of the original impervious area. Owner is requesting to construct at Seventy (70) foot, a reduction of Thirty (30) foot from the Minimum One Hundred (100) foot Resource Protection Area (RPA) setback requirement of Zoning Ordinance Section 4A-7, Chesapeake Bay Preservation (CBP) District. The property for which the exception is requested is located at 198 Montgomery Cove Road, Deltaville, VA 23043; it is further identified as Tax Map Parcel # 41-108 in the Pinetop Magisterial District.

3. Variance Application No. 2023-01 submitted by James H. Ward, Jr. on behalf of Thomas Spencer & Eleanor H. Williamson, IV. The application request is to be *Twenty and Nine Tenths* (20.9) foot, a reduction of *Fourteen and One Tenths* (14.1) foot from the minimum *Thirty-five* (35') foot setback requirement of Zoning Ordinance Article 9, Section 9-5.1 Residential (R) District. The purpose is a variance of 20.9' of the setback from the western edge of the "20' Right-of-Way" (Private) as depicted on a "Plan of Development Tax Map 46 Parcel (7) - 69" prepared by Alistar J. Ramsay, L.S., P.C. dated 06/03/2022. The property for which the variance is requested is located at 11 Stove Point Road, Deltaville, VA 23043; it is further identified as Tax Map Parcel # 46-7-69 in the Pinetop Magisterial District.

V. Old Business

VI. New Business

VII. Adjournment

PUBLIC HEARING PROCEDURES

1. Presentation of Application by Staff.
2. Presentation by Applicant.
3. Chairman opens the Hearing for comments from the public.
 - A. Each speaker will give his or her name and address for the record.
 - B. Each speaker or individual will be given one opportunity to speak.
 - C. All comments and/or remarks **will be** addressed to the Board of Zoning Appeals, **not** to the audience or the applicant.
 - D. Comments from individuals - allowed three (3) minutes each.
 - E. Comments from speaker(s) representing a group:
 - i. Must represent four (4) or more individuals;
 - ii. Individuals must stand and acknowledge that they are being represented by the speaker and that they forfeit their individual time to speak;
 - iii. Are allowed 12 minutes to make their presentation(s);
4. Chairman closes hearing for comments from public.
5. Questions and discussion by Board members.