

BOARD OF ZONING APPEALS MEETING A G E N D A

TOWN OF CHINCOTEAGUE
March 8, 2012 - 7:30 P.M. – Council Chambers - Town Hall

CALL TO ORDER

AGENDA ADOPTION:

-
1. Approval of minutes of January 12, 2012
 2. **Appeal 03-12-1** A request from Jamie Hammond, agent for Anthony & Lucy Bergman, 6374 Pine Drive, for a variance from Article 3, section 3.4.7(1) of the zoning ordinance of the Town of Chincoteague. The agent has constructed a fence along the side lot line with a height of 5' +. Current zoning prohibits such fence to exceed 4' in height. Article 2, section 2.63 states "fence height is determined from natural undisturbed grade to the highest portion of the fence structure". The neighbors property is 1' + below grade of fence. This property is located in Residential District R-1.
 3. Public Participation
 4. Board Action on Appeal
 5. **Appeal 03-12-2** A request from Chincoteague Hotel LLC, 4195 Main Street, for a variance from Article 7, section 7.13.1 of the Town of Chincoteague zoning ordinance. The petitioner wishes to place a 9'10" x 10'9" wall sign on the side/rear side of the structure. Current zoning allows 2- 25 square foot signs for waterfront properties. The proposed sign is 105.7 square feet in area. This property is located in Commercial District C-2.
 6. Public Participation
 7. Board Action on Appeal
 8. **Appeal 03-12-3** A request from Daniel Grosse, 5389 Main Street, for a special use permit from Article 3, section 3.5.1 of the Town of Chincoteague zoning ordinance. The petitioner wishes to operate a "Light Waterfront Seafood Industry" business. Current zoning allows such use by a special use permit. This property is located in Residential District R-2.
 9. Public Participation
 10. Board Action on Appeal

Adjourn:

MINUTES OF THE MEETING JANUARY 12, 2012
CHINCOTEAGUE BOARD OF ZONING APPEALS

MEMBERS PRESENT:

Mr. Arthur Leonard
Mr. Robert Cherrix
Mr. Jack Gilliss
Mr. Jesse Speidel
Mr. Donald Thornton

MEMBERS ABSENT:

Mr. Edward Moran
Mr. Mike McGee

Kenny L. Lewis, Staff Support

1. Call to Order

Mr. Leonard called the meeting to order at 7:35 pm.

2. Approval of Minutes of Meeting Held December 8, 2011

Mr. Speidel motioned, seconded by Mr. Gilliss, to approve the minutes as presented. The motion was unanimously approved.

3. Appeal 01-12-1 A request to appeal the decision of the Zoning Administrator, from John P. Custis, Esq., agent for Mr. & Mrs. Luther Carter, 6351 Cropper Street. The property owner converted a retail gift shop into a residence. Section 5.1.3 of the Town Zoning Ordinance requires if a non-conforming use is discontinued for a period of 5 years, it must comply with current zoning. The structure has not been used as a residence since 1962 or 49 years. This property is zoned Residential District R3.

If the decision is upheld, then the applicant request a variance from Section 5.1.3 and sections 2.11, 2.114, 2.115, 3.7 and 3.8 of the Town's Zoning Ordinance. The property is zoned Residential District R-3.

4. Public Comments

Mr. Lewis advised the Board that on September 19, 2011 he received a phone call from Luther Carter requesting to remove the 911 number from his structure that fronts Cropper Street.

Upon further discussion, Mr. Carter advised that he has changed the use of the gift shop to a residence. At that time he was notified that this is a zoning and building code violation.

Attached you will find my correspondence to Mr. Carter and correspondence from his attorney, John Custis, Esq.

I would like to go over the letter sent by Mr. Custis. In said letter, page 1, it is stated that the Carter's went to the Board of Zoning Appeals in 1984 to operate the structure for commercial purposes. I must assume this is correct. We have no documentation on file of this appeal.

On page 2, 2nd paragraph, Mr. Custis states that I have classified the gift shop as a non-conforming activity. This is incorrect. I classified a previous use of the structure for residential purposes as a non-conforming use.

On page 2, 3rd paragraph, Mr. Custis advises that the Carters now wish to use the building as a residential dwelling, a permitted use in the R-3 Zoning District. Although a residential dwelling is a use permitted by right, Section 3.7 "Uses permitted by right" states "The following uses shall be permitted in residential district R-3 subject to all other provisions of this ordinance." Other provisions include: setbacks, minimum land area, attached units vs non-attached. Etc....

On page 5, paragraph 3, Mr. Custis states that "in running the shop, was in no way abandoning or relinquishing the Carters right to use the building as a residential dwelling". In the correspondence sent to adjoining property owners by Mr. Carter it states "Back in November 1983 when we purchased for a second home the Cliff Daisey residence at 6342 Cleveland Street, it came with several ancillary structures, including a small cottage which some two decades before had been rented by a Coast Guard family but then vacated in disrepair after the 1962 flood."

It appears that the structure prior to seeking a special use permit from the Board of Zoning Appeals was a "non-use" structure, maybe used as a shed. If the structure were to revert to the previous use, then it would be as a "non-use" structure. It is determined by Mr. Carters letter that the structure has not been used as a residence for 49 years. Additionally, when was the other cottage established and was it approved by the Town due to the zoning ordinance prohibited multiple dwellings on a parcel..

The Town of Chincoteague adopted zoning in May of 1969. The zoning ordinance at that time grandfathered uses for a period of two years. If the structure was not used from 1962 through 2011 then the grandfathering expired. The Town annexed the island in 1989 and revised the current zoning ordinance in 1994. In 1994 the Town extended the grandfathering for a 5 year period.

In my opinion there are two matters must be resolved. First is my interpretation correct when section 5.1.3 was applied.

If the interpretation is correct then the Board must look at the regulations that apply where section 5.1.3 states "any subsequent use shall conform to the requirements of this ordinance".

The Carter's nor their attorney requested a variance from either of the code sections listed below. I assume they are requesting a blanket variance for all the items listed below.

This would include the following:

1. Section 30-3.(a) of the Town Code; Flood elevation requirements, structure raised to base flood elevation. The floor system is currently 6.3'. The structure will need to be elevated to 7.0' above mean sea level.
2. Section 3.9.1. (1) of the Town Zoning Ordinance; Minimum lot size; 10,500 square feet in area. The parcel is approximately 8,433.25 square feet in area.
3. Section 3.9.1. (2) of the Town Zoning Ordinance; For each "attached family or dwelling unit" permitted above one, the lot size required shall increase by 3,000 square feet.
4. Section 3.9.3 (1) of the Town Zoning Ordinance; The minimum side yard setback is 10'. The current structure is located 3.3'.
5. Section 3.9.2 of the Town Zoning Ordinance; Structures excluding steps, a landing not greater than 5 feet by 5 feet shall be located a minimum of 25' feet from any street right-of-way. When a structure is to be built in an area where there are existing structures, the minimum setback may be waived, and the setback line may be the average of the structures on either side.

Mr. Lewis advised that Mr. David Burgess, the owner's contractor changed the use of the structure without first obtaining a building permit. If a permit application had been submitted then he would have been notified of the zoning violations.

Mr. John P. Custis, Esq. spoke on behalf of Mr. & Mrs. Carter. Mr. Custis advised that there are 5 structures located on said parcel. He advised that the structure in question use to be a residential structure however was destroyed in the 62 flood. The Carters did go to the BZA for a special use permit to operate a small store on the property. The request was approved with conditions.

Mr. Carter decided to close the store in 2010 due to their age. Mr. Custis advised in 1984 the Carters installed residential lighting, a kitchen-net, bathroom with a shower and a wood stove in the structure with the intent it would revert back to a residence.

Mr. Custis advised the gift shop is not considered a non-conforming use. It was approved by the BZA in 1984. Mr. Custis advised that when the commercial use ceased, then any use permitted by right in the R-3 District was permitted in the structure.

Mr. Custis felt that there are two issues, one is a non-conforming activity and the other is a non-conforming structure. The use of the structure is an activity. Mr. Custis felt that the non-conforming structure is grandfathered for any use.

Mr. Custis told the Board that if the zoning administrator's decision is upheld, he would like to appeal for a blanket variance. Mr. Custis read the hardship criteria to the Board and felt he has met all conditions.

Mr. Custis advised that as long as the use going in the building is a conforming use the non-conforming structure can stay where it is provided it not enlarged or expanded. Mr. Custis advised that this structure was rented by a coast guard family back in 1962 or so and was damaged in the storm.

Mr. Custis advised if this Board upholds the zoning administrator's decision then they are asking for a blanket variance for the zoning violations. Mr. Custis read the state code on hardship requirements for a variance and felt they comply with all aspects of the code. Mr. Custis advised that if they can not use the property it is considered a "taking" as defined under state law. Mr. Custis advised that most of the structures on this street sit right along the sidewalk just as Mr. Carter's structure does. Mr. Custis advised that 6 of the 10 adjoining neighbors submitted approvals for the variance.

Mr. Custis advised they are looking at stopping the commercial use on the parcel and reverting back to residential use.

Mr. Thornton asked the amount of bedrooms in the two cottages and the main house and how many septic systems are on the parcel? Mr. Custis advised 5 bedrooms with one cesspool.

Mr. Cherrix questioned if the middle cottage is for rental or just for family? Mr. Carter advised it is being used for family. Mr. Cherrix questioned if either the new one or the existing cottage will be rented in the future. Mr. Carter advised no.

Mr. Thornton questioned if the parcel is one lot and how did the Cropper St. building get a 911 address. Mr. Carter advised that it is one parcel. He stated the 911 number was most likely assigned when the shop was opened.

Mr. Speidel questioned Mr. Lewis if the use of the structure back in 1962 was a non-conforming use. Mr. Lewis advised that in May of 1969 the Town adopted zoning. Prior to zoning anything was permitted. The 1969 ordinance stated if a use was abandoned for more than 2 years it would not be considered grandfathered. Mr. Lewis advised that not only did the use exceed the 2 year limit but went 49 years.

Mr. Speidel advised Mr. Custis that if he wanted to revert the building back to his business he can, however the residential use of the structure has been abandoned

for more than 5 years. Mr. Custis felt that the law allows him to use the structure as any permitted use under current zoning. Mr. Custis advised that when the special use permit was approved in 1984, any use that had been in the structure is now forgotten. Mr. Speidel advised that the use of this structure for a residential use does not conform to current zoning, the current zoning does not allow 2 residences on a lot. Mr. Custis disagreed with Mr. Speidel's determination.

Mr. Lewis advised that a single family dwelling is a permitted use in residential district R-3 however such use must comply with all other requirements of the ordinance. The use of a third dwelling unit on the parcel fails to meet current zoning requirements.

Mr. Thornton questioned when was the middle guest wing built. Mr. Carter advised in 1984. Mr. Carter advised that the cottages are about 400 square feet in area with pullout sofas. Mr. Carter advised that the total square feet of living space in all 3 structures is about 2,200 square feet in area which is a lot less than the other homes in the area.

Mrs. Nancy Conklin advised that when the Navy was here, housing was at a premium. She remembers both cottages being rented out at that time.

Mr. Gilliss questioned the use of the holding tank or cesspool for the amount of units.

Mary Ester Montessoro advised many years ago she wanted to have a gift shop at her mother's house. She advised that Mr. Jeffries said I can not get a license unless I live on the property.

5. Board action on appeal

Mr. Thornton motioned to uphold the zoning administrator decision on his determination of facts. Second by Mr. Gilliss. All in favor. Motion carried.

Mr. Leonard felt that granting a blanket variance from the zoning requirements would create larger problems.

Mr. Speidel advised he felt that the proof of a land use hardship has not been proven. He felt that there may be a financial hardship however the owners have not been denied the use of their property in its entirety because they still have two other structures they can live in.

Mr. Thornton & Mr. Cherrix voiced their concerns regarding the height of the structure off the ground. The elevation certificate states its 6.3' above mean sea level when the house west of them is about 5 blocks above grade.

Mr. Gilliss wanted to be clear of the motion of the variance. Mr. Gilliss is under the impression that the blanket variance would cover the flood elevation issue, setbacks, lot size, the amount of unit on a parcel. The Board advised yes.

Mr. Cherrix motion that the blanket variance be denied. Mr. Thornton seconded the motion because it does not meet the floodplain; it does not meet septic requirements, and does not meet setbacks. All in favor. Motioned carried.

6. Adjournment

Mr. Leonard adjourned the meeting.

Arthur Leonard, Chairman

FAXED
February 14, 2012

Eastern Shore Post
P.O. Box 318
Tasley, VA 23441

Dear Sirs:

The Town of Chincoteague request the following notice of public hearing be published in the Eastern Shore Post on Friday February 24, 2012 and Friday March 2, 2012:

Public Notice

The Board of Zoning Appeals of the Town of Chincoteague will hold a public hearing on March 8, 2012 at 7:30 p.m. in the Council Chambers located at 6150 Community Drive to receive public comments and views on the following zoning matters:

Appeal 03-12-1 A request from Jamie Hammond, agent for Anthony & Lucy Bergman, 6374 Pine Drive, for a variance from Article 3, section 3.4.7(1) of the zoning ordinance of the Town of Chincoteague. The agent has constructed a fence along the side lot line with a height of 5' +. Current zoning prohibits such fence to exceed 4' in height. Article 2, section 2.63 states "fence height is determined from natural undisturbed grade to the highest portion of the fence structure". The neighbors property is 1' + below grade of fence. This property is located in Residential District R-1.

Appeal 03-12-2 A request from Chincoteague Hotel LLC, 4195 Main Street, for a variance from Article 7, section 7.13.1 of the Town of Chincoteague zoning ordinance. The petitioner wishes to place a 9'10" x 10'9" wall sign on the side/rear side of the structure. Current zoning allows 2- 25 square foot signs for waterfront properties. The proposed sign is 105.7 square feet in area. This property is located in Commercial District C-2.

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Kenny L. Lewis
Zoning Administrator

Pat
2/4/12

**CHINCOTEAGUE, VIRGINIA
APPEAL TO THE
BOARD OF ZONING APPEALS**

APPEAL CASE NUMBER: 42138d
02-12-1

FEE: \$ 450.00

I, **Jamie Hammond, Regent Homes**, AGENT FOR **Anthony & Lucy Bergman** WOULD LIKE TO FILE THE FOLLOWING APPEAL WITH THE BOARD OF ZONING APPEALS BASED UPON THE NOTED STATE CODE(S):

TITLE 15.2, CODE OF VIRGINIA, 1959 (AS AMENDED)

(CHECK ALL THAT APPLY)

1. () AN APPEAL OF AN OFFICER, REQUIREMENT, DECISION OR DETERMINATION OF AN ADMINISTRATIVE OFFICER.
2. () AN APPEAL OF A DECISION OF THE ZONING ADMINISTRATOR.
3. () AN INTERPRETATION OF THE DISTRICT ZONING MAP, IN THAT THERE IS AN UNCERTAINTY AS TO THE LOCATION OF A DISTRICT BOUNDARY.
4. (**XX**) AN APPEAL FOR A VARIANCE. THE APPLICANT IS REQUIRED TO SHOW THAT A LAND USE HARDSHIP EXIST. SEE ATTACHED EXAMPLE SHEET FOR HARDSHIP CRITERIA.
5. () AN APPEAL FOR A VARIANCE OF THE FLOOD PLAIN MANAGEMENT ORDINANCE
6. () OTHER; RELIEF OF CONDITIONS, ETC.

BOARD OF ZONING APPEALS USE ONLY:

MEETING DATE: March 8, 2012

APPEAL ACTION:

() APPROVED

() DENIED

() CONDITIONAL: _____

BZA, SECRETARY

DATE: _____

***DEADLINE TO FILE IS FEBRUARY 13, 2012, PAPERWORK MUST BE SUBMITTED AND FEE PAID BY SAID DATE**

THE PROPERTY IN WHICH THIS APPEAL IS SUBMITTED IS LOCATED AT (911 ADDRESS)
TAX MAP # 31-15-4

THIS PROPERTY IS OWNED BY:

NAME: ANTHONY & LUCY BERGMAN
ADDRESS: 47865 COUNTY II BLVD.
CITY, STATE, ZIP: MAZEPPA MN 55956

PHONE: 507-261-9421 WORK PHONE: _____

HAS ANY PREVIOUS APPLICATION OR APPEAL BEEN FILED IN CONNECTION WITH THESE PREMISES?

NO
 YES, EXPLAIN; _____

IS THIS APPEAL FILED DUE TO A ZONING VIOLATION IDENTIFIED BY THE ZONING ADMINISTRATOR?

NO
 YES, IF THE VIOLATION HAS NOT BEEN CORRECTED, EXPLAIN WHY;
We have asked that any corrections that need to be made be put on hold until after the appeals process is complete

ARTICLE(S) AND SECTION(S) THAT APPLIES TO YOUR APPEAL:

(1.) ARTICLE: **3** SECTION: **3.4.7(1)**

REQUIRES: MAXIMUM FENCE HEIGHT SHALL NOT EXCEED 4' IN HEIGHT.

EXPLAIN REASON FOR APPEAL :

FENCE IS 5'+ IN HEIGHT

(2.) ARTICLE: **2** SECTION: **2.63**

REQUIRES: FENCE HEIGHT IS DETERMINED FROM NATURAL UNDISTURBED GRADE TO THE HIGHEST PORTION OF THE FENCE STRUCTURE.

EXPLAIN REASON FOR APPEAL :

FENCE HEIGHT 1' + ABOVE NATURAL UNDISTURBED GRADE

GUIDELINES USED BY THE BOARD OF ZONING APPEALS IN GRANTING A VARIANCE

In order for the Board of Zoning Appeals to review your request for a variance, the threshold question for the BZA in considering an application for a variance "is whether the effect of the zoning ordinance upon the property under consideration, as it stands, interferes with all reasonable beneficial uses of the property, taken as a whole". If the answer is in the negative, the BZA has no authority to go further.

- yes
 no

Please answer the following questions:

(1). Does the strict application of the ordinance result in unnecessary or unreasonable hardship to the property owner?

yes, Explain;

The fence in question was ^{started} placed on undisturbed ground (front left corner). The discrepancy in overall height was taken from the middle of the low section of fence where multiple material was stored + multiple vehicles travelled.

no

(2). Is the need for the variance shared generally by other properties?

yes, Explain;

If other properties of similar new construction provide a fence and grading in their scope of work, then I would assume variances would be needed due to the amount of traffic on such lots + resulting in little if any undisturbed ground.

no

(3). Is the variance contrary to the intended spirit and purpose of the ordinance, and would result in substantial justice being done.

yes, Explain;

no

All of the above questions must be answered. Failure to complete the above questions shall result in your application not being processed.



TOWN OF CHINCOTEAGUE, INC.

December 28, 2011

Tony Bergmann
47865 County 11 Blvd.
Mazappa MN 55956

RE: Fence

Dear Mr. Bergmann:

I have observed that you have installed your fence on your property located at 6374 Pine Drive.

Current zoning, as stated on your fence permit application prohibits the fence height to exceed 4'.

I observed that your fence is 5' + above undisturbed natural grade. Please take the necessary action to bring this fence into compliance within the next 15 days. Failure to comply shall result in further action.

If you have any questions regarding this matter please give me a call.

Sincerely,

Kenny L. Lewis
Zoning Administrator



TOWN OF CHINCOTEAGUE, INC.

January 12, 2012

Regent Homes
Jamie Hammond
1609 Ocean Highway
Pocomoke MD 21815

RE: Bergman Appeal to BZA

Dear Mr. Hammond,

Enclosed is the application form to apply for a variance to the Board of Zoning Appeals.

The meeting date will be March 8, 2012 in the Council Chambers located at 6150 Community Drive. The meeting starts at 7:30 p.m..

Please complete all information on the application that has not been filled out by this office. The application and required fees must be submitted to this office no later than February 13, 2012.

If you have any questions regarding this matter please give me a call.

Sincerely,

A handwritten signature in black ink, appearing to read "Kenny L. Lewis".

Kenny L. Lewis
Zoning Administrator



1609 Ocean Highway
Pocomoke City, MD 21815
410-957-6000 Office
410-957-6452 Fax
MHBR NO. 5763

To: Kenny Lewis, Town of Chincoteague
From: Jamie Hammond, Regent Homes by Beracah
Re: 6374 Pine Drive, Chincoteague, VA
Date: January 10, 2012

Dear Kenny,

The purpose of this letter is to request a variance for the fence that Regent Homes by Beracah recently constructed at 6374 Pine Drive on Chincoteague.

In constructing this fence, it was our intent, as it is with all our building projects, to comply fully with all applicable requirements. To that end, I carefully read and followed the requirements listed on the Town of Chincoteague's Residential Fence Zoning Application. I hope you will agree that the fence we constructed does comply with all the three requirements as listed on the application.

Building the house at 6347 Pine Drive necessitated a great deal of vehicle traffic on the lot and some of the vehicles were very heavy. Because of this, the natural grade was changed in many areas and, as a result, it would have been difficult to build the fence on undisturbed soil. Additionally, this traffic leveled out any contours that may have existed before construction began, leaving no real high spots on the lot.

We did not select the starting point for the fence with an eye to creating a fence that was greater than 4' in height, but we did want to maintain a consistent fence height throughout so as to create the most attractive fence possible. To do that, we did use fill dirt where needed.

However, we were simply not aware of Section 2.63 of the Chincoteague code regarding fence. Had we been aware of this, we would have taken whatever steps were necessary to comply. Having complied with the three requirements on the fence application, we believed we had fulfilled all requirements.

As you are aware, Regent Homes by Beracah has built a number of homes on Chincoteague and we certainly hope to build many more and I believe our "track record" is a very positive one. Moreover, it is my intention to maintain the excellent working relationship that you and I have forged by continuing to always meet or even exceed the Town's codes and regulations. As such, in this specific case, I respectfully request that you grant us a variance for the fence and allow it to remain as built. I believe this would be in the best interest of the overall appearance of the home and lot while not creating a significant violation of the code requirement. Lastly, we also request that the 15 day limit to remedy this situation be suspended until a decision is rendered on this variance request.

Thank you in advance for your consideration.

Sincerely,

A handwritten signature in black ink that reads "Jamie Hammond". The signature is written in a cursive, flowing style.

Jamie Hammond
Regent Homes by Beracah

February 1, 2012

CERTIFIED MAIL

Dear Neighbor:

This notice is to advise you that I will be appearing before the Chincoteague Board of Zoning Appeals to request a variance from Article 2 section 2.63 and Article 3 section 3.4.7(1) of the Town's Zoning Ordinance.

I have constructed a fence on my property located at 6374 Pine Drive. Said fence is 4' + on my side of the lot line and 5' + on my neighbors side of the property line.

Current zoning allows a 4' fence on said property. However the fence height is determined by height from natural undisturbed grade. The fence on my property was placed prior to fill being added. Prior to the filled being placed, the fence was 5' + above grade.

As an adjoining property owner, the Board of Zoning Appeals requires that you be notified of this request.

Please complete the enclosed notification form and return it to: Kenny L. Lewis, Zoning Administrator, Town of Chincoteague, 6150 Community Drive, Chincoteague Island VA 23336.

The meeting will be held on March 8, 2012 at 7:30 p.m. in the Council chambers located at the above address.

You may contact me at _____ or Kenny L. Lewis, Zoning Administrator for the Town of Chincoteague at 757-336-6519 if you have any questions or concerns regarding this matter.

Your attention in responding to this request is appreciated.

Sincerely,

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

TAX MAP # 31-15-9

NAME: THOMAS SAVAGE
ADDRESS: 5463 WOODLAND DR., CHINCOTEAGUE VA 23336

COMMENTS: _____

() APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: _____

DATE: _____

TAX MAP # 31-15-3 & 31-4-2G

NAME: BLAKEMAN & BARBARA EARLY
ADDRESS: 600 SECOND ST., APT. 305, ALEXANDRIA VA 22314

COMMENTS: _____

() APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: _____

DATE: _____

TAX MAP # 31-4-2H

NAME: RICHARD A. ANTHES
ADDRESS: 1631 GILLASPIE DR., BOULDER CO 80303

COMMENTS: *I object to the high fence and the fact that the added fill may create a drainage problem for adjacent lots.*

() APPROVE REQUEST (X) DISAPPROVE REQUEST

SIGNATURE: *Richard A. Anthes*

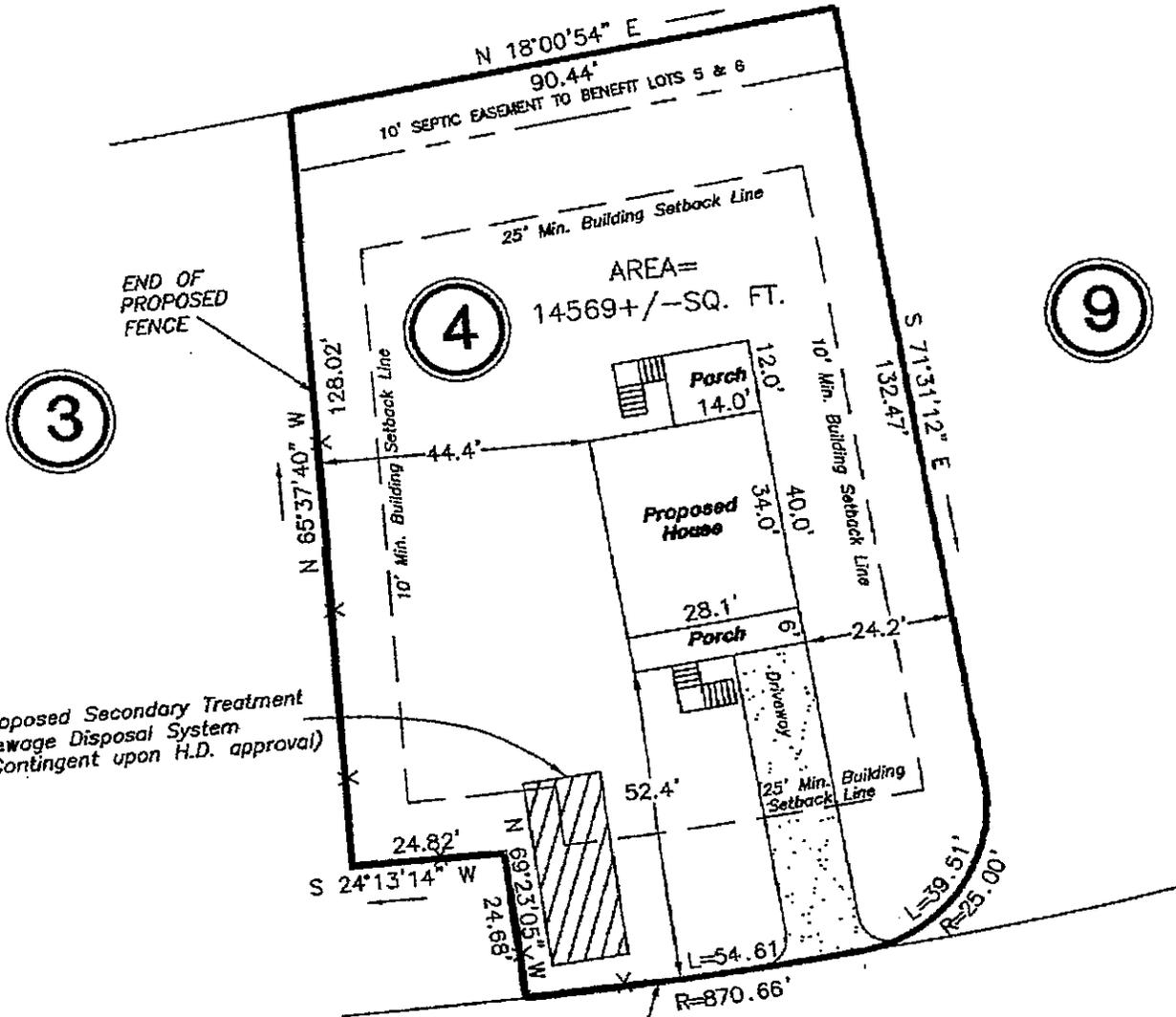
DATE: *9 February 2012*







NORTH REF. PLAT 2008/87



3

4

9

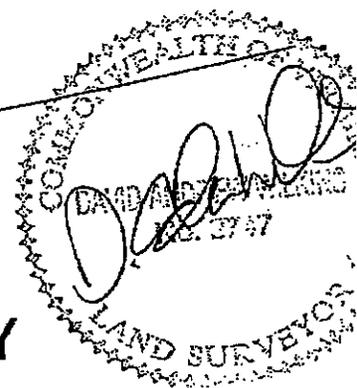
Proposed Secondary Treatment Sewage Disposal System (Contingent upon H.D. approval)

END OF PROPOSED FENCE

BEGIN PROPOSED FENCE

PINE DRIVE 50' RW

SITE PLAN
 requested by
REGENT HOMES BY
DEBACAH



Pal
2/9/12

**CHINCOTEAGUE, VIRGINIA
APPEAL TO THE
BOARD OF ZONING APPEALS**

APPEAL CASE NUMBER: *12-352*
03-12-2

FEE: \$ 450.00

I, **CHINCOTEAGUE HOTEL LLC**, AGENT FOR SELF WOULD LIKE TO FILE THE FOLLOWING APPEAL WITH THE BOARD OF ZONING APPEALS BASED UPON THE NOTED STATE CODE(S):

TITLE 15.2, CODE OF VIRGINIA, 1959 (AS AMENDED)

(CHECK ALL THAT APPLY)

1. () AN APPEAL OF AN OFFICER, REQUIREMENT, DECISION OR DETERMINATION OF AN ADMINISTRATIVE OFFICER.
2. () AN APPEAL OF A DECISION OF THE ZONING ADMINISTRATOR.
3. () AN INTERPRETATION OF THE DISTRICT ZONING MAP, IN THAT THERE IS AN UNCERTAINTY AS TO THE LOCATION OF A DISTRICT BOUNDARY.
4. (**XX**) AN APPEAL FOR A VARIANCE. THE APPLICANT IS REQUIRED TO SHOW THAT A LAND USE HARDSHIP EXIST. SEE ATTACHED EXAMPLE SHEET FOR HARDSHIP CRITERIA.
5. () AN APPEAL FOR A VARIANCE OF THE FLOOD PLAIN MANAGEMENT ORDINANCE
6. () OTHER; RELIEF OF CONDITIONS, ETC.

BOARD OF ZONING APPEALS USE ONLY:

MEETING DATE:

APPEAL ACTION:

- () APPROVED
() DENIED
() CONDITIONAL: _____

BZA, SECRETARY

DATE: _____

(1.) RULES AND REGULATIONS TO FILE FOR APPEAL:

(A.) APPLICANTS OR THEIR AGENTS SHALL NOT CONTACT ANY BOARD MEMBER TO DISCUSS THE CASE PRIOR TO THE SCHEDULED PUBLIC HEARING OF THEIR APPEAL.

(B.) FAILURE OF APPLICANT OR AGENT TO APPEAR BEFORE THE BOARD MAY BE REASON FOR DENIAL.

(C.) APPLICANT MUST POST APPEAL NOTICE FURNISHED BY THE ZONING ADMINISTRATOR ON SAID PROPERTY, VISIBLE FROM THE STREET.

(D.) APPLICANT SHALL SUBMIT A PLOT PLAN, TO SCALE, OF THE SAID PROPERTY IDENTIFYING THE FOLLOWING:

- 1. ALL EXISTING STRUCTURES LOCATED ON SAID PROPERTY.**
- 2. PROPOSED NEW STRUCTURES.**
- 3. SETBACKS FROM FRONT, SIDES AND REAR PROPERTY LINES.**
- 4. LOCATION OF EXISTING SEPTIC, DRAIN FIELDS OR CESSPOOLS.**
- 5. LOCATION OF EASEMENTS, RIGHT-OF-WAYS AND PUBLIC ROADS THAT ADJOIN OR ENTER SAID PROPERTY.**

(E.) THE CHINCOTEAGUE BOARD OF ZONING APPEALS HAS SEVEN (7) MEMBERS. TO OBTAIN APPROVAL FOR A VARIANCE OR SPECIAL USE PERMIT, FOUR (4) MEMBERS MUST VOTE IN YOUR FAVOR.

(F.) ANY DECISION OF THE BOARD OF ZONING APPEALS MAY BE APPEALED TO THE CIRCUIT COURT OF ACCOMACK COUNTY WITHIN 30 DAYS OF RECEIPT OF THE DECISION MADE.

(G.) THE BZA MAY IMPOSE SUCH CONDITIONS REGARDING THE LOCATION, CHARACTER AND OTHER FEATURES OF THE PROPOSED STRUCTURE OR USE AS IT MAY DEEM NECESSARY IN THE PUBLIC INTEREST.

(2.) NOTIFICATION OF PROPERTY OWNERS:

ALL APPLICATIONS SHALL BE ACCOMPANIED BY WRITTEN COMMENTS FROM OWNERS OF REAL ESTATE AS FOLLOWS:

(A.) VARIANCE:

APPLICANTS SHALL SUBMIT WRITTEN COMMENTS FROM ALL ADJOINING PROPERTY OWNERS INCLUDING THE PROPERTY OWNERS ACROSS THE STREET(S) OR ACROSS BODIES OF WATERS ADJACENT TO OR DIVIDING TWO PROPERTIES. THE BZA MAY REQUIRE THE APPLICANT TO SUBMIT WRITTEN COMMENTS FROM ADDITIONAL PROPERTY OWNERS.

(B.) WRITTEN NOTIFICATION OF APPEAL:

PROPERTY OWNERS NOT AVAILABLE FOR WRITTEN COMMENT SHALL BE NOTIFIED OF THE PROPOSED REQUEST BY CERTIFIED MAIL.

A COPY OF THE REGISTERED MAIL AND THE CERTIFIED MAIL RECEIPT MUST BE SUBMITTED AT THE TIME OF FILING THE APPEAL.

RETURN RECEIPT OF THE CERTIFIED MAIL MUST BE GIVEN TO THE ZONING ADMINISTRATOR A MINIMUM OF 5 DAYS PRIOR TO THE MEETING DATE.

PLEASE PRINT

THE PROPERTY IN WHICH THIS APPEAL IS SUBMITTED IS LOCATED AT (911 ADDRESS)

TAX MAP # 30A5-9-1

THIS PROPERTY IS OWNED BY:

NAME: CHINCOTEAGUE HOTEL LLC

ADDRESS: 4195 MAIN STREET

CITY, STATE, ZIP: CHINCOTEAGUE ISLAND VA 23336

PHONE: 757-336-3700 WORK PHONE: _____

^ HAS ANY PREVIOUS APPLICATION OR APPEAL BEEN FILED IN CONNECTION WITH THESE PREMISES?

NO

YES, EXPLAIN; _____

^ IS THIS APPEAL FILED DUE TO A ZONING VIOLATION IDENTIFIED BY THE ZONING ADMINISTRATOR?

NO

YES, IF THE VIOLATION HAS NOT BEEN CORRECTED, EXPLAIN WHY;

ARTICLE(S) AND SECTION(S) THAT APPLIES TO YOUR APPEAL:

(1.) ARTICLE: 7 SECTION: 7.13.1

REQUIRES: WATERFRONT SIGN SHALL NOT EXCEED 25 SQ. FT. EACH

(2.) EXPLAIN REASON FOR APPEAL :

WISH TO PLACE A 105.7 SQUARE FOOT SIGN FACING THE WATERFRONT.

GUIDELINES USED BY THE BOARD OF ZONING APPEALS IN GRANTING A VARIANCE

In order for the Board of Zoning Appeals to review your request for a variance the threshold question for the BZA in considering an application for a variance *is whether the effect of the zoning ordinance upon the property under consideration, as it stands, interferes with all reasonable beneficial uses of the property, taken as a whole*". If the answer is in the negative, the BZA has no authority to go further.

- yes
- no

Please answer the following questions:

- (1). Does the strict application of the ordinance result in unnecessary or unreasonable hardship to the property owner?

yes, Explain;

We believe that the ordinance should be based on property size. We have a very large property that is multiple parcels and believe we should be entitled to more square footage than smaller properties.

no

- (2). Is the need for the variance shared generally by other properties?

yes, Explain;

80-90% of the business on Chincoteague have multiple signs, while we have just one.

no

- (3). Is the variance contrary to the intended spirit and purpose of the ordinance and would result in substantial justice being done.

yes, Explain;

no

All of the above questions must be answered. Failure to complete the above questions shall result in your application not being processed.



TOWN OF CHINCOTEAGUE SIGN PERMIT APPLICATION

PERMIT NUMBER _____

PERMIT FEE \$ _____

PROPERTY OWNER/TENANT: CHINCOTEAGUE HOTEL LLC DBA COMFORT SUITES
ADDRESS: 4195 MAIN ST. PHONE 336-3700

CONTRACTOR: ACKEN SIGNS
ADDRESS: 334 INDUSTRIAL PARK RD. BLUEFIELD VA 24605 PHONE 276-322-2770

ESTIMATED COST: \$ 9000 SIGN MATERIAL: VINYL, METAL
ADVERTISEMENT: COMFORT SUITES

AREA OF SIGN: 9'10" x 10'9" = 110 ^{105.7} TOTAL SQUARE FEET
SIGN WILL BE: _____ FREE STANDING FIXED TO STRUCTURE
FRONT FOOTAGE OF (LOT: 363 FEET) (BUILDING: _____ FEET)
(TOTAL SQUARE FOOTAGE OF EXISTING SIGNS: 72 SQUARE FEET)

APPLICANT SIGNATURE: [Signature] DATE: 1-31-12

BUILDING/ZONING: APPROVED/DENIED _____ DATE: _____

PLEASE COMPLETE SITE PLAN ON REVERSE SIDE

105.7
25.0 7,13.1
80.7

28th Available D Over
77.7



TOWN OF CHINCOTEAGUE, INC.

February 2, 2012

Chincoteague Hotel LLC
4195 Main Street
Chincoteague VA 23336

RE: Sign Permit Application

Dear Sirs:

I conducted a site visit to your property on this date to review the sign permit application submitted to place a 9'10" x 10'9" sign on the waterfront side of your structure facing the Chincoteague Channel.

In addition to the sign you have located adjacent to Main Street, zoning permits two 25 square foot signs to be located on the waterfront portion of your structure. It appears that you are requesting one sign at 105.7 square feet in area. This would place you 80.7 square feet over that permitted of 25 square feet in area for one sign.

Therefore your application has been denied.

You have the right to appeal for a variance to the Board of Zoning Appeals if you so desire. Such appeal must be made within 30 days of this notice. Failure to appeal within the 30 days voids such right. The 30 days shall begin 2 days after the postmark date of this letter.

If you have any questions regarding this matter please give me a call.

Sincerely,

Kenny L. Lewis
Zoning Administrator



BY CHOICE HOTELS

February 7, 2012

Zoning Administrator
Town of Chincoteague
6150 Community Drive
Chincoteague Island, VA 23336

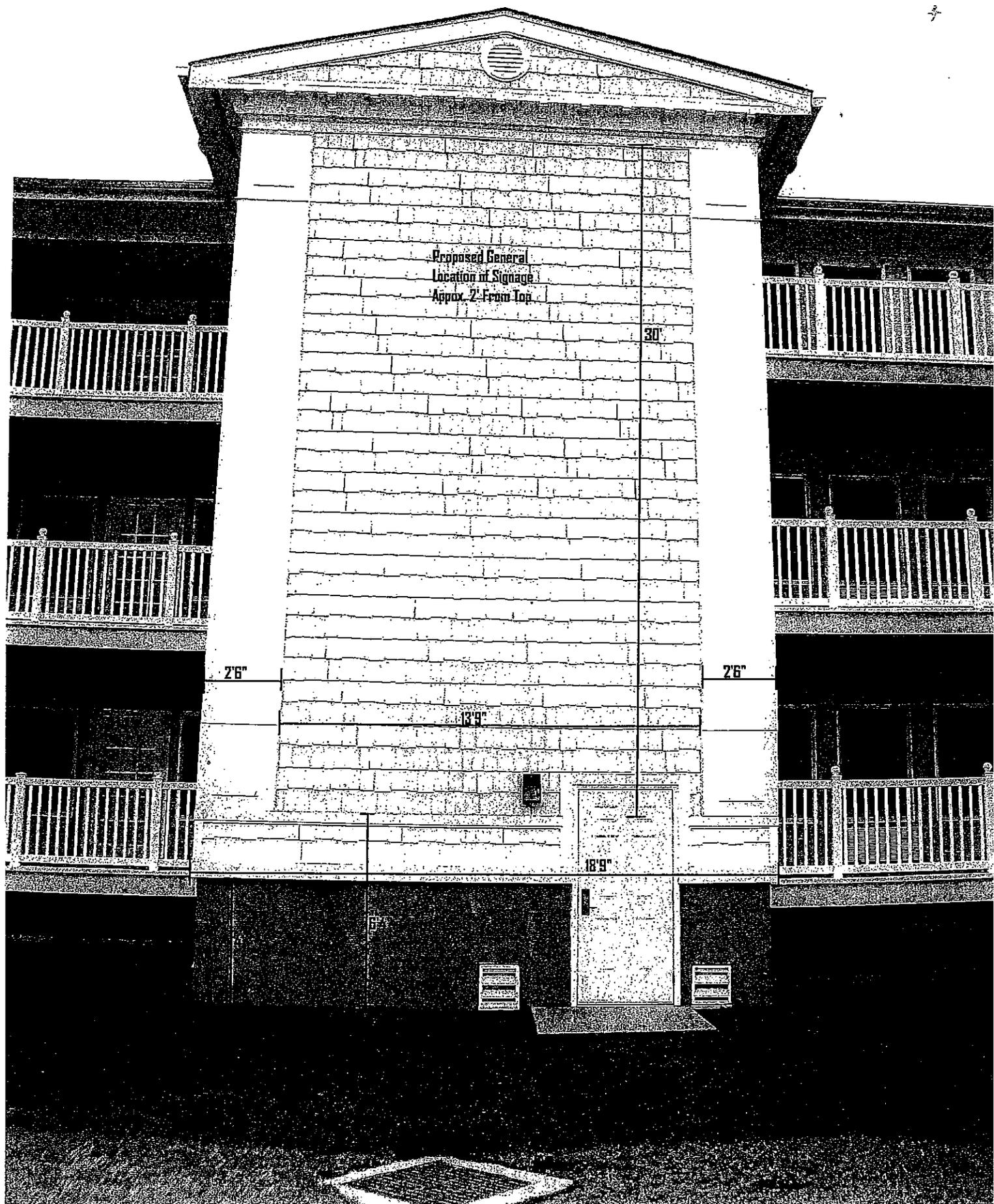
To Whom It May Concern:

After receiving your denial for our request to install a 9'10" x 10'9" sign on the backside of the hotel, we have decided to appeal the decision and go before the Board of Zoning Appeals. Thank you for your time.

Sincerely,

A handwritten signature in cursive script that reads "Jean Rose".

Jean Rose
General Manager



Proposed General
Location of Signage
Approx. 2' From Top

30'

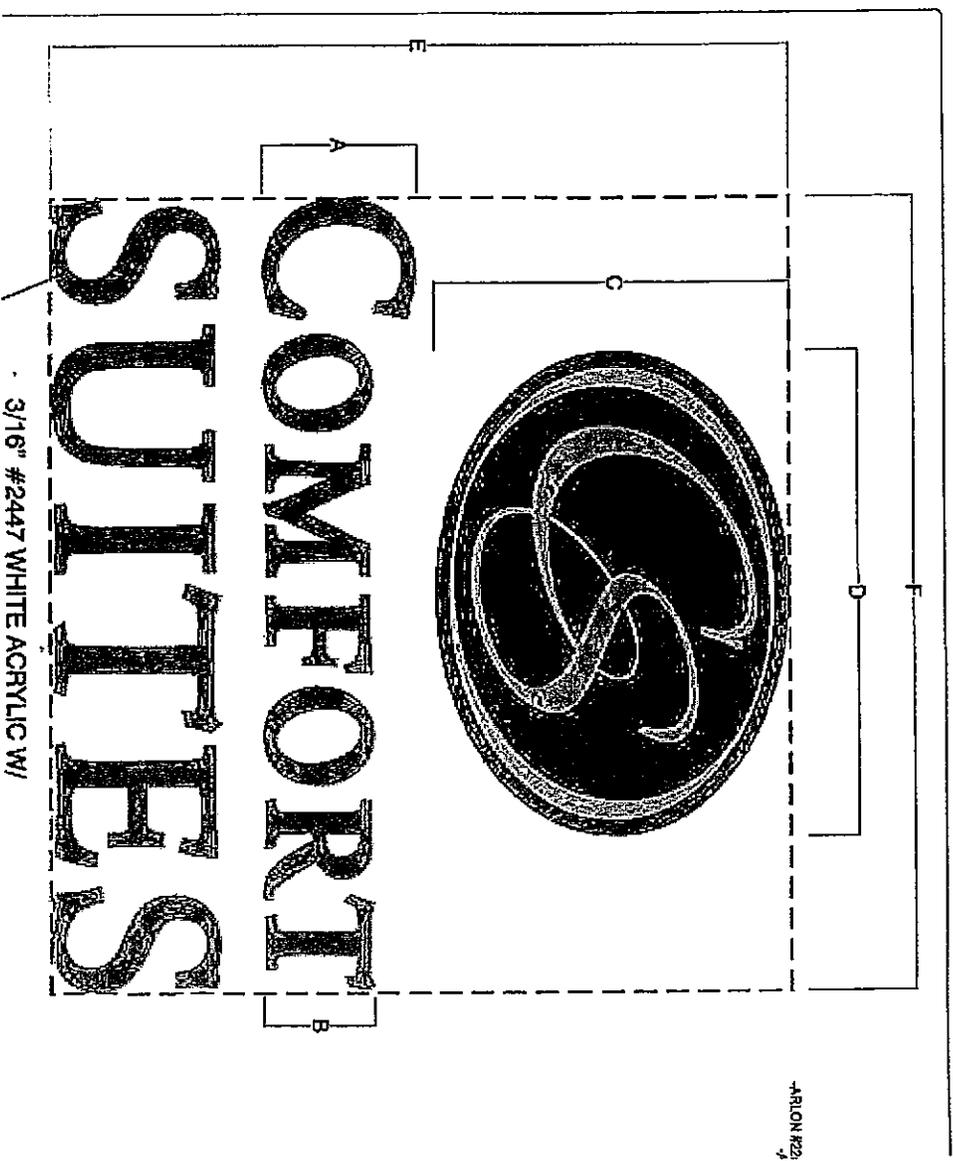
26'

26'

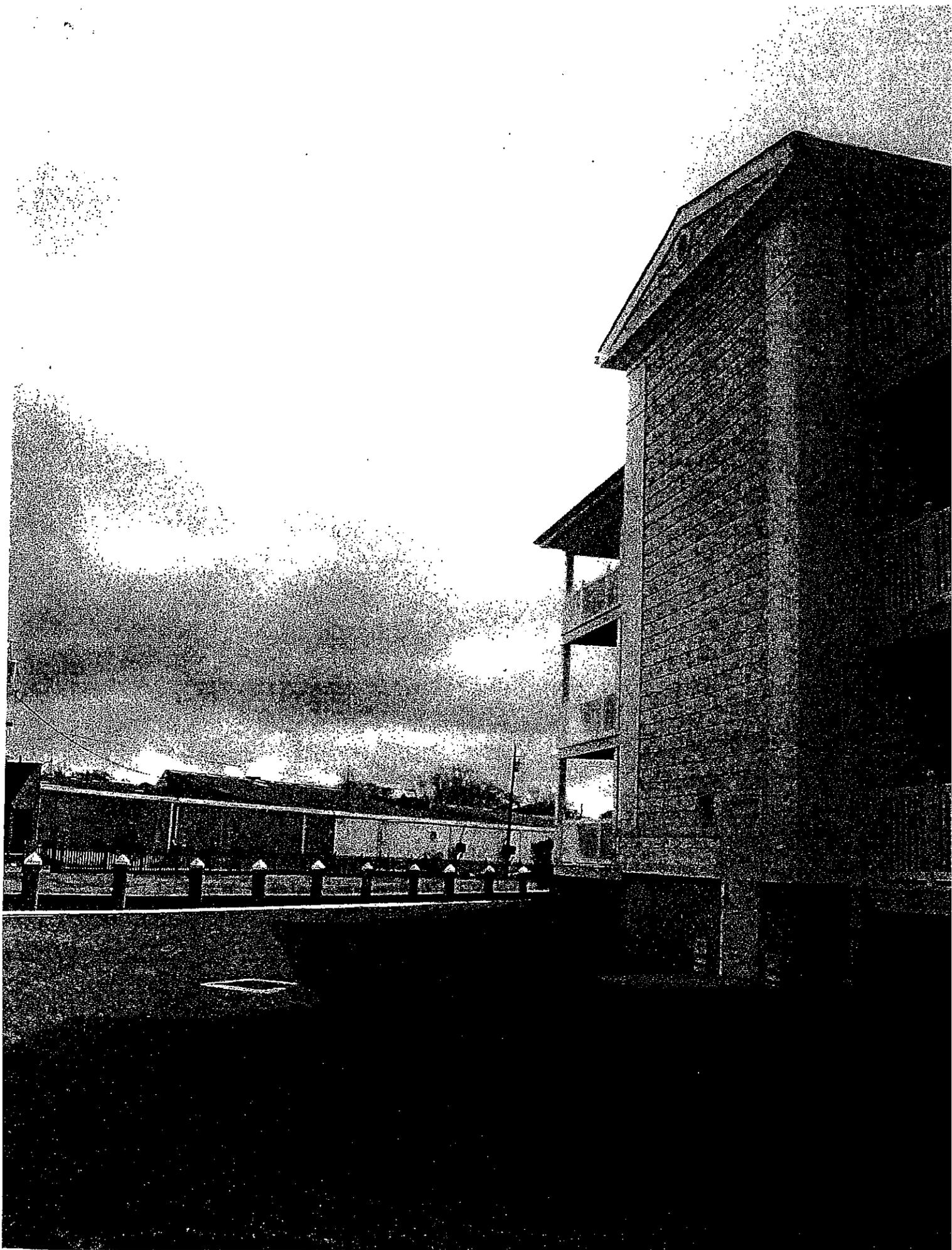
13'9"

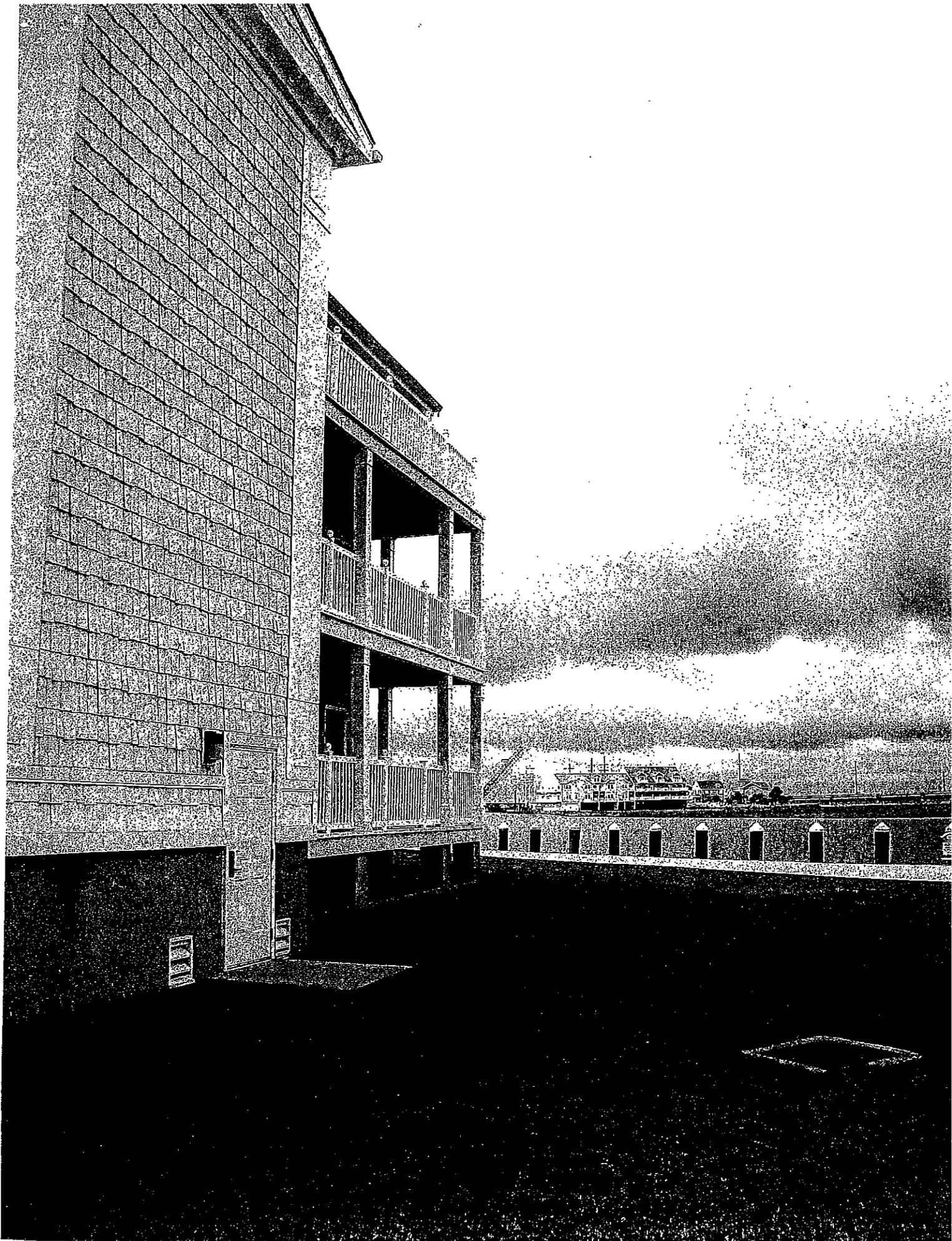
18'9"

- A → 2'
- C → 4'8"
- D → 6'7"
- E → 9'10"
- F → 10'9"











BY CHOICE HOTELS

February 7, 2012

Dear Neighbor:

This notice is to advise you that I will be appearing before the Chincoteague Board of Zoning Appeals to request a variance from Article 7 section 7.13.1 of the Town's Zoning Ordinance.

We desire to install a 9'10" x 10'9" sign on the back/side of our existing hotel located at 4195 Main Street.

Current zoning allows 2-25 square foot signs on the waterfront.

As an adjoining property owner, the Board of Zoning Appeals requires that you be notified of this request.

Please complete the enclosed notification form and return it to: Kenny L. Lewis, Zoning Administrator, Town of Chincoteague, 6150 Community Drive, Chincoteague Island, VA 23336.

The meeting will be held on March 8, 2012 at 7:30 p.m. in the Council chambers located at the above address.

You may contact me at (757) 336-3700 or Kenny L. Lewis, Zoning Administrator for the Town of Chincoteague at (757) 336-6519 if you have any questions or concerns regarding this matter.

Your attention in responding to this request is appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Jean Rose".

Jean Rose
General Manager

D MAIL™ RECEIPT
(Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

CHINCOTEAGUE ISLAND, VA 23336
OFFICIAL USE

\$	\$0.45	0336	Postmark Here
	\$2.95	05	
	\$2.35		
	\$0.00		
\$	\$5.75	02/09/2012	

Sent To
Walter
11 Main Street
Chincoteague, VA 23336
2006 See Reverse for Instructions

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
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CHINCOTEAGUE ISLAND, VA 23336
OFFICIAL USE

\$	\$0.45	0336	Postmark Here
	\$2.95	05	
	\$2.35		
	\$0.00		
\$	\$5.75	02/09/2012	

Sent To
Marcia Minichiello
12 New Hampshire Ave
Hinton, NC 20037
2006 See Reverse for Instructions

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

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CHINCOTEAGUE ISLAND, VA 23336
OFFICIAL USE

\$	\$0.45	0336	Postmark Here
	\$2.95	05	
	\$2.35		
	\$0.00		
\$	\$5.75	02/09/2012	

Sent To
John Shields
PO Box 498
Chincoteague, VA 23336
2006 See Reverse for Instructions

CERTIFIED MAIL™ RECEIPT
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For delivery information visit our website at www.usps.com

POCOMOKE CITY MD 21851
OFFICIAL USE

Postage	\$	\$0.45	0336
Certified Fee		\$2.95	05
Return Receipt Fee (Endorsement Required)		\$2.35	Postmark Here
Restricted Delivery Fee (Endorsement Required)		\$0.00	
Total Postage & Fees	\$	\$5.75	02/09/2012

Sent To
Carlton Mason
2512 Lakeland Drive
Pocomoke, MD 21851
PS Form 3800, August 2006 See Reverse for Instructions

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CHINCOTEAGUE ISLAND, VA 23336
OFFICIAL USE

Postage	\$	\$0.45	0336
Certified Fee		\$2.95	05
Return Receipt Fee (Endorsement Required)		\$2.35	Postmark Here
Restricted Delivery Fee (Endorsement Required)		\$0.00	
Total Postage & Fees	\$	\$5.75	02/09/2012

Sent To
George & Mary Chrisman
4235 Main Street
Chincoteague, VA 23336
PS Form 3800, August 2006 See Reverse for Instructions

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CLIFTON, VA 20124
OFFICIAL USE

Postage	\$	\$0.45	0336
Certified Fee		\$2.95	05
Return Receipt Fee (Endorsement Required)		\$2.35	Postmark Here
Restricted Delivery Fee (Endorsement Required)		\$0.00	
Total Postage & Fees	\$	\$5.75	02/09/2012

Sent To
Bruno & Francine Maeshak
6508 Rockland Drive
Clifton, VA 20124
PS Form 3800, August 2006 See Reverse for Instructions

7010 2780 0003 7069 9247
7010 2780 0003 7069 9209
7010 2780 0003 7069 9162

7010 2780 0003 7069 9292

CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

CHINCOTEAGUE ISLAND VA 23336

OFFICIAL USE

Postage	\$ 0.45	0336	Postmark Here
Certified Fee	\$2.95	05	
Return Receipt Fee (Endorsement Required)	\$2.35		
Restricted Delivery Fee (Endorsement Required)	\$0.00		
Total Postage & Fees	\$ 5.75	02/09/2012	

Sent To: *Jam Silveria, Jennifer Stewart, Samer*
 Street, Apt. No., or PO Box No. *4215 Main Street*
 City, State, ZIP+4 *Chincoteague VA 23336*

PS Form 3800, August 2006 See Reverse for Instructions

7010 2780 0003 7069 9308

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For delivery information visit our website at www.usps.com

CHINCOTEAGUE ISLAND VA 23336

OFFICIAL USE

Postage	\$ 0.45	0336	Postmark Here
Certified Fee	\$2.95	05	
Return Receipt Fee (Endorsement Required)	\$2.35		
Restricted Delivery Fee (Endorsement Required)	\$0.00		
Total Postage & Fees	\$ 5.75	02/09/2012	

Sent To: *Hampton INN & Suites*
 Street, Apt. No., or PO Box No. *P.O. Box 911*
 City, State, ZIP+4 *Chincoteague VA 23336*

PS Form 3800, August 2006 See Reverse for Instructions

7010 2780 0003 7069 9285

U.S. Postal Service™

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CHINCOTEAGUE ISLAND VA 23336

OFFICIAL USE

Postage	\$ 0.45	0336	Postmark Here
Certified Fee	\$2.95	05	
Return Receipt Fee (Endorsement Required)	\$2.35		
Restricted Delivery Fee (Endorsement Required)	\$0.00		
Total Postage & Fees	\$ 5.75	02/09/2012	

Sent To: *Mary Quinn*
 Street, Apt. No., or PO Box No. *4196 Main Street*
 City, State, ZIP+4 *Chincoteague VA 23336*

PS Form 3800, August 2006 See Reverse for Instructions

7010 2780 0003 7069 9254

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HIGHGATE CITY TN 38860

OFFICIAL USE

Postage	\$ 0.45	0336	Postmark Here
Certified Fee	\$2.95	05	
Return Receipt Fee (Endorsement Required)	\$2.35		
Restricted Delivery Fee (Endorsement Required)	\$0.00		
Total Postage & Fees	\$ 5.75	02/09/2012	

Sent To: *Michael & Jean Flank*
 Street, Apt. No., or PO Box No. *3526 Pottawattomie*
 City, State, ZIP+4 *Michigan City TN 38860*

PS Form 3800, August 2006 See Reverse for Instructions

7010 2780 0003 7069 9278

U.S. Postal Service™

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For delivery information visit our website at www.usps.com

ACCOMAC VA 23301

OFFICIAL USE

Postage	\$ 0.45	0336	Postmark Here
Certified Fee	\$2.95	05	
Return Receipt Fee (Endorsement Required)	\$2.35		
Restricted Delivery Fee (Endorsement Required)	\$0.00		
Total Postage & Fees	\$ 5.75	02/09/2012	

Sent To: *Brent Hurdle, Jennifer Somers*
 Street, Apt. No., or PO Box No. *P.O. Box 642*
 City, State, ZIP+4 *Accomac VA 23301*

PS Form 3800, August 2006 See Reverse for Instructions

TAX MAP # 30A5-A-153 & 30A5-9-1A

NAME: GEORGE & MARY CHRISMAN

ADDRESS: 4235 MAIN STREET, CHINCOTEAGUE VA 23336

PHONE: 757 336-3030

COMMENTS:

APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE:  DATE: 2/10/12

TAX MAP # 30A5-A-150, 30A5-2-1, 1A, 1B, & 30A5-8-2,3,4,5 &6

NAME: CHINCOTEAGUE HOTEL LLC

ADDRESS: 4195 MAIN STREET, CHINCOTEAGUE VA 23336

PHONE: 757-336-3700

COMMENTS:

APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE:  DATE: _____

TAX MAP # 30A5-9-B

NAME: LAURIE WALTON

ADDRESS: 4211 MAIN STREET, CHINCOTEAGUE VA 23336

PHONE: 757-336-6858

COMMENTS:

APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Laurie Walton DATE: 2-15-12

TAX MAP # 30A5-6-10, 10A & 30A5-8-8 & 9

NAME: BRUNO & FRANCINE MAESTRI

ADDRESS: 6508 ROCKLAND DRIVE, CLIFTON VA 21024

PHONE: 703-818-8088

COMMENTS:

RE: Comfort Suites sign variances request

APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Bruno Maestri DATE: 2/12/12



CHINCOTEAGUE, VIRGINIA

APPLICATION TO THE BOARD OF ZONING APPEALS FOR A SPECIAL USE PERMIT

pd
2/18/12

CASE NUMBER: 03-12-3

FEE: \$ 450.00

I, DANIEL J. GROSSE, AGENT FOR "SELF" WOULD LIKE TO FILE AN APPLICATION FOR A SPECIAL USE PERMIT WITH THE BOARD OF ZONING APPEALS BASED UPON THE NOTED STATE CODE:

TITLE 15.2, CODE OF VIRGINIA, 1959 (AS AMENDED)

(xx) REQUEST FOR A SPECIAL USE PERMIT.

BOARD OF ZONING APPEALS USE ONLY:	
MEETING DATE:	FEBRUARY 9, 2012, DEADLINE TO FILE JANUARY 16TH
APPEAL ACTION:	
() APPROVED	
() DENIED	
() CONDITIONAL:	_____
_____	BZA, SECRETARY DATE: _____

(1.) RULES AND REGULATIONS TO FILE FOR APPEAL:

- (A). APPLICANTS OR THEIR AGENTS SHALL NOT CONTACT ANY BOARD MEMBER TO DISCUSS THE CASE PRIOR TO THE SCHEDULED PUBLIC HEARING OF THEIR APPEAL.
- (B). FAILURE OF APPLICANT OR AGENT TO APPEAR BEFORE THE BOARD MAY BE REASON FOR DENIAL.
- (C). APPLICANT MUST POST APPEAL NOTICE FURNISHED BY THE ZONING ADMINISTRATOR ON SAID PROPERTY, VISIBLE FROM THE STREET.
- (D). APPLICANT SHALL SUBMIT A PLOT PLAN, TO SCALE, OF THE SAID PROPERTY IDENTIFYING THE FOLLOWING:
 - 1. ALL EXISTING STRUCTURES LOCATED ON SAID PROPERTY.
 - 2. PROPOSED NEW STRUCTURES.
 - 3. SETBACKS FROM FRONT, SIDES AND REAR PROPERTY LINES.
 - 4. LOCATION OF EXISTING SEPTIC, DRAIN FIELDS OR CESSPOOLS.
 - 5. LOCATION OF EASEMENTS, RIGHT-OF-WAYS AND PUBLIC ROADS THAT ADJOIN OR ENTER SAID PROPERTY.
- (E). THE CHINCOTEAGUE BOARD OF ZONING APPEALS HAS SEVEN (7) MEMBERS, TO OBTAIN APPROVAL FOR A SPECIAL USE PERMIT, FOUR (4) MEMBERS MUST VOTE IN YOUR FAVOR.
- (F). ANY DECISION OF THE BOARD OF ZONING APPEALS MAY BE APPEALED TO THE CIRCUIT COURT OF ACCOMACK COUNTY WITHIN 30 DAYS OF RECEIPT OF THE DECISION MADE.
- (G). THE BZA MAY IMPOSE SUCH CONDITIONS REGARDING THE LOCATION, CHARACTER AND OTHER FEATURES OF THE PROPOSED STRUCTURE OR USE AS IT MAY DEEM NECESSARY IN THE PUBLIC INTEREST.

(2.) NOTIFICATION OF PROPERTY OWNERS:

ALL APPLICATIONS SHALL BE ACCOMPANIED BY WRITTEN COMMENTS FROM OWNERS OF REAL ESTATE AS FOLLOWS:

(A). SPECIAL USE PERMITS:

APPLICANTS SHALL SUBMIT WRITTEN COMMENTS FROM OWNERS OF REAL ESTATE WITHIN 300 FEET OF THE BOUNDARY LINES OF THE PROPERTY UPON WHICH ACTION IS TO BE TAKEN. THE BZA MAY REQUIRE THE APPLICANT TO SUBMIT WRITTEN COMMENTS FROM ADDITIONAL PROPERTY OWNERS.

(C). WRITTEN NOTIFICATION OF APPEAL:

PROPERTY OWNERS NOT AVAILABLE FOR WRITTEN COMMENT SHALL BE NOTIFIED OF THE PROPOSED REQUEST BY CERTIFIED OR REGISTERED MAIL.

A COPY OF THE REGISTERED MAIL AND THE REGISTERED RECEIPT MUST BE SUBMITTED AT THE TIME OF FILING THE APPLICATION.

RETURN RECEIPT OF THE REGISTERED MAIL MUST BE GIVEN TO THE ZONING ADMINISTRATOR A MINIMUM OF 5 DAYS PRIOR TO THE MEETING DATE.

PLEASE PRINT

THE PROPERTY IN WHICH THIS APPEAL IS SUBMITTED IS LOCATED AT (911 ADDRESS)

5389 MAIN STREET, CHINCOTEAGUE VA,

TAX MAP # 31B1-A-70

THIS PROPERTY IS OWNED BY:

NAME: DANIEL & VIVIAN GROSSE

ADDRESS: 5389 MAIN STREET

CITY, STATE, ZIP: CHINCOTEAGUE ISLAND VA 23336

PHONE: 757-336-5282 WORK PHONE: 202-258-9700

HAS ANY PREVIOUS APPLICATION FOR AN SPECIAL USE PERMIT OR AN APPEAL TO THE BOARD OF ZONING APPEALS BEEN FILED IN CONNECTION WITH THESE PREMISES?

NO

YES, EXPLAIN; _____

IS THIS APPLICATION FOR A SPECIAL USE PERMIT FILED DUE TO A ZONING VIOLATION IDENTIFIED BY THE ZONING ADMINISTRATOR?

NO

YES, IF THE VIOLATION HAS NOT BEEN CORRECTED,

EXPLAIN WHY; _____

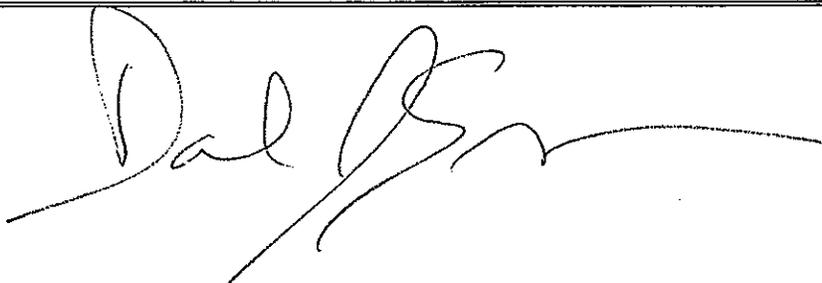
ARTICLE AND SECTION # THAT APPLIES TO YOUR SPECIAL USE PERMIT APPLICATION:

(1.) ARTICLE: 3

SECTION: 3.5

REQUIRES: SPECIAL USE PERMIT

REASON FOR YOUR APPLICATION: REQUEST TO OPERATE A "LIGHT WATERFRONT SEAFOOD INDUSTRY" ON THE ABOVE PROPERTY.



5389 N MAIN STREET
CHINCOTEAGUE, VA 23336
757-336-5282
EMAIL: DGROSSE@TERRAQUA.ORG

December 26, 2011

Mr. Kenny Lewis
Building & Zoning Administrator
Town of Chincoteague
6150 Community Dr.
Chincoteague, VA 23336

Dear Mr. Lewis,

I am writing to follow up on our recent conversation about obtaining a special-use permit for an oyster grow-out operation on our waterfront property, which I believe is in an R-2 residential zone. We built a room within our existing garage for this operation.

We will harvest oysters from bottom racks in waters adjacent to the dock, and bring them to the garage. There we will wash and pack them in plastic-mesh bags (and, between May 1 and September 1, hold them in a refrigerator in the garage until they cool to 50 degrees F). We will drive bagged and tagged oysters to one of several walk-in refrigerators at established commercial seafood sites (Tom's Cove Aqua Farm on Ridge Rd, Chincoteague Fisheries on Main St or Little Bay Seafood on Chicken City Rd) for pickup later the same day by a commercial refrigerated trucking company.

I believe our activities qualify as light waterfront seafood industry, as described in Chincoteague Code, Appendix A, Sec. 2.178. The garage room, shown in the attached drawing, is 270 square feet. Two refrigerators sit along a wall outside the room but within the garage.

Please let me know how best to proceed.

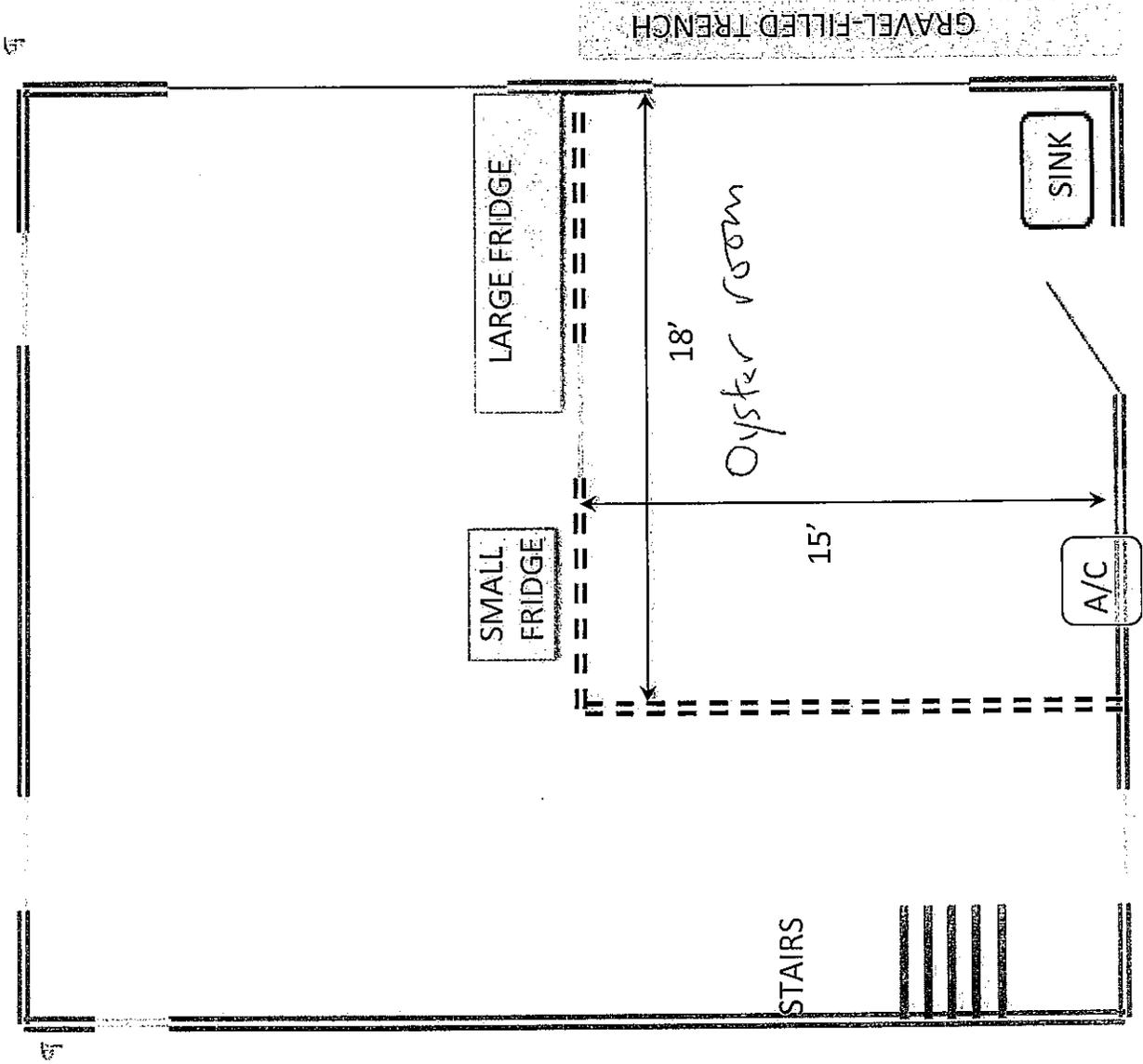
Thank you.

Best wishes for 2012,

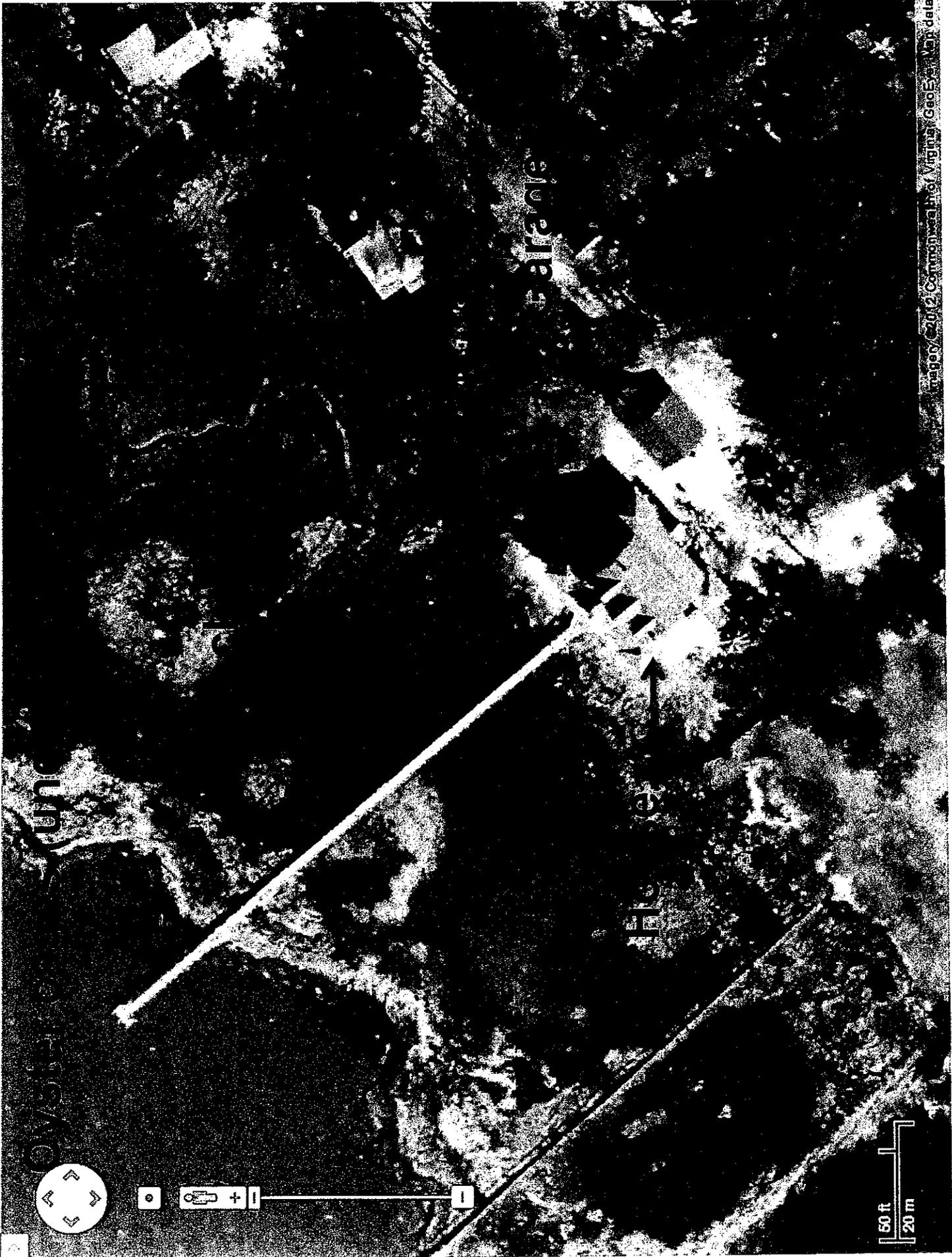
A handwritten signature in black ink that reads "Dan". The signature is written in a cursive, slightly slanted style.

Daniel J. Grosse

Grosse garage

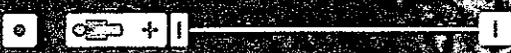






UNIC

aircnie



January 10, 2012

CERTIFIED MAIL

Dear Neighbor:

This notice is to advise you that I will be appearing before the Chincoteague Board of Zoning Appeals to request a special use permit from Article 3 section 3.5 of the Town's Zoning Ordinance.

I wish to operate a "Light Waterfront Seafood Industry" business out of my residence located at 5389 Main Street. (See details below.)

Current zoning identifies the use as permitted provided I obtain the required special-use permit.

As a property owner within 300' of my property, the Board of Zoning Appeals requires that you be notified of this request.

Please complete the enclosed notification form and return it ASAP to: Kenny L. Lewis, Zoning Administrator, Town of Chincoteague, 6150 Community Drive, Chincoteague Island VA 23336.

The meeting will be held on February 9, 2012 at 7:30 p.m. in the Council chambers located at the above address.

Please contact me at 202-258-9700 or at dgrosse@terraqua.org, or Kenny L. Lewis, Zoning Administrator for the Town of Chincoteague at 757-336-6519 if you have any questions or concerns regarding this matter.

Your attention in responding to this request is appreciated. Thank you.

Sincerely,

Daniel J. Grosse

Some details: This is an oyster grow-out operation. We will harvest oysters from bottom racks — which are below water — adjacent to our dock, and bring them to our garage. There we will wash and pack them in plastic-mesh bags (and, when needed, hold them in a refrigerator in the garage for a few hours to cool), and drive them in coolers to one of several established seafood companies in Chincoteague for pickup later the same day by a commercial refrigerated trucking company. We will not shuck oysters, harvest oysters in the summer (June 15- September 15) or sell oysters from our house. Nor will refrigerated delivery trucks come by. We built a 270-square-foot room within our existing garage for this operation.

Farming oysters benefits the environment. Oysters improve water quality by filtering phytoplankton (algae), which reduces excess nutrients, making the water more transparent. We give them no feed or antibiotics or any other chemicals.

5389 MAIN STREET
CHINCOTEAGUE, VA 23336
757-336-5282
202-258-9700 (C)
EMAIL: DGROSSE@TERRAQUA.ORG

February 1, 2012

Dear Neighbor:

I will be appearing before the Chincoteague Board of Zoning Appeals on March 8, 2012, rather than on February 9, to request a special use permit from Article 3, Section 3.5 of the Town's Zoning Ordinance.

As you'll recall, my appeal is to operate a "Light Waterfront Seafood Industry" business out of my residence located at 5389 Main Street. It involves no new buildings, but a modification of a room within my existing garage.

The meeting will be at 7:30 p.m. in the Council chambers located at 6150 Community Drive, Chincoteague Island, VA 23336.

As before, please contact me at 202-258-9700 or at dgrosse@terraqua.org, or Kenny L. Lewis, Zoning Administrator for the Town of Chincoteague, at 757-336-6519 if you have any questions or concerns regarding this matter. I would also be happy to show you my property.

Should I be granted the permit, I will continue to be receptive to any concerns or suggestions you may have.

Thank you.

Sincerely,

Daniel J. Grosse

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.41	0774
Certified Fee	12.55	12
Return Receipt Fee (Endorsement Required)	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 13.44	01/12/2012

Sent To: Kurtz
 Street, Apt. No.; or PO Box No.: 6229 Taylor St
 City, State, ZIP+4: Chambersburg VA 23336

PS Form 3800, August 2006 See Reverse for Instructions

CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.44	0774
Certified Fee	12.41	12
Return Receipt Fee (Endorsement Required)	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 12.85	01/12/2012

Sent To: Grzumi's church
 Street, Apt. No.; or PO Box No.: 22522 Shiloh Church Rd
 City, State, ZIP+4: Bowdr, MD 20841

PS Form 3800, August 2006 See Reverse for Instructions

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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.44	0774
Certified Fee	12.55	12
Return Receipt Fee (Endorsement Required)	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 13.44	01/12/2012

Sent To: Ustafa + Usman
 Street, Apt. No.; or PO Box No.: 10709 Wembrough Pl
 City, State, ZIP+4: Chantlemen, MD 20628

PS Form 3800, August 2006 See Reverse for Instructions

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OFFICIAL USE

Postage	\$ 0.44	0774
Certified Fee	12.55	12
Return Receipt Fee (Endorsement Required)	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 13.44	01/12/2012

Sent To: Whitney
 Street, Apt. No.; or PO Box No.: P.O. Box 528
 City, State, ZIP+4: Chambersburg VA 23336

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OFFICIAL USE

Postage	\$ 0.44	0774
Certified Fee	12.55	12
Return Receipt Fee (Endorsement Required)	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 13.44	01/12/2012

Sent To: Gillespie
 Street, Apt. No.; or PO Box No.: 5392 Main St
 City, State, ZIP+4: Chambersburg, VA 23336

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OFFICIAL USE

Postage	\$ 0.44	0774
Certified Fee	12.55	12
Return Receipt Fee (Endorsement Required)	\$0.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 13.44	01/12/2012

Sent To: Cushing
 Street, Apt. No.; or PO Box No.: 4528 Shalley Cove Ln
 City, State, ZIP+4: Chambersburg, VA 23336

PS Form 3800, August 2006 See Reverse for Instructions

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 10.54	0734	Postmark Here
Certified Fee	\$ 2.25	17	
Return Receipt Fee (Endorsement Required)	\$ 0.00		
Restricted Delivery Fee (Endorsement Required)	\$ 0.00		
Total Postage & Fees	\$ 12.79	01/12/2012	

Sent To: Ward
 Street, Apt. No., or PO Box No.: 5375 Main St
 City, State, ZIP+4: Chambersburg VA 22336

PS Form 3800, August 2006 See Reverse for Instructions

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 10.54	0734	Postmark Here
Certified Fee	\$ 2.25	17	
Return Receipt Fee (Endorsement Required)	\$ 0.00		
Restricted Delivery Fee (Endorsement Required)	\$ 0.00		
Total Postage & Fees	\$ 12.79	01/12/2012	

Sent To: Gratchell
 Street, Apt. No., or PO Box No.: 928 Janet Ave
 City, State, ZIP+4: Lancaster PA 17601

PS Form 3800, August 2006 See Reverse for Instr

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OFFICIAL USE

Postage	\$ 10.54	0734	Postmark Here
Certified Fee	\$ 2.25	17	
Return Receipt Fee (Endorsement Required)	\$ 0.00		
Restricted Delivery Fee (Endorsement Required)	\$ 0.00		
Total Postage & Fees	\$ 12.79	01/12/2012	

Sent To: Baer
 Street, Apt. No., or PO Box No.: 1210 Kirkwood St
 City, State, ZIP+4: Newport FL 34286

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OFFICIAL USE

Postage	\$ 10.54	0734	Postmark Here
Certified Fee	\$ 2.25	17	
Return Receipt Fee (Endorsement Required)	\$ 0.00		
Restricted Delivery Fee (Endorsement Required)	\$ 0.00		
Total Postage & Fees	\$ 12.79	01/12/2012	

Sent To: Parsons
 Street, Apt. No., or PO Box No.: 5442 Main St
 City, State, ZIP+4: Chambersburg VA 22336

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OFFICIAL USE

Postage	\$ 10.54	0734	Postmark Here
Certified Fee	\$ 2.25	17	
Return Receipt Fee (Endorsement Required)	\$ 0.00		
Restricted Delivery Fee (Endorsement Required)	\$ 0.00		
Total Postage & Fees	\$ 12.79	01/12/2012	

Sent To: Volz & Gleason
 Street, Apt. No., or PO Box No.: 109 Mifflin St
 City, State, ZIP+4: Philadelphia PA 19148

PS Form 3800, August 2006 See Reverse for Instructions

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OFFICIAL USE

Postage	\$ 10.54	0734	Postmark Here
Certified Fee	\$ 2.25	17	
Return Receipt Fee (Endorsement Required)	\$ 0.00		
Restricted Delivery Fee (Endorsement Required)	\$ 0.00		
Total Postage & Fees	\$ 12.79	01/12/2012	

Sent To: Whalen
 Street, Apt. No., or PO Box No.: 21 Pickett Rd.
 City, State, ZIP+4: Round Hill VA 20141

PS Form 3800, August 2006 See Reverse for Instruction

0266 0539 7011 2000 0001 6530

Postage	\$ 10.54	0234
Certified Fee	10.37	13
Return Receipt Fee (Endorsement Required)	10.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	10.00	
Total Postage & Fees	\$ 40.91	01/12/2012

Sent To
 Street, Apt. No.; or PO Box No. Pennock
220 Feldman Ave
 City, State, ZIP+4 New Cumberland PA 17070
 PS Form 3800, August 2006 See Reverse for Instructions

0266 0539 7011 2000 0002 6530

Postage	\$ 10.54	0234
Certified Fee	10.37	13
Return Receipt Fee (Endorsement Required)	10.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	10.00	
Total Postage & Fees	\$ 40.91	01/12/2012

Sent To
 Street, Apt. No.; or PO Box No. Merritt
5414 Main St
 City, State, ZIP+4 Chincoteague VA 23336
 PS Form 3800, August 2006 See Reverse for Instructions

0266 0539 7011 2000 0001 6530

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 For delivery information visit our website at www.usps.com
OFFICIAL USE

Postage	\$ 10.54	0234
Certified Fee	10.37	13
Return Receipt Fee (Endorsement Required)	10.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	10.00	
Total Postage & Fees	\$ 40.91	01/12/2012

Sent To
 Street, Apt. No.; or PO Box No. Cehalen
4513 Skilling Cove Ln
 City, State, ZIP+4 Chincoteague VA 23336
 PS Form 3800, August 2006 See Reverse for Instructions

0266 0539 7011 2000 0001 6530

U.S. Postal Service™
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OFFICIAL USE

Postage	\$ 10.54	0234
Certified Fee	10.37	13
Return Receipt Fee (Endorsement Required)	10.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	10.00	
Total Postage & Fees	\$ 40.91	01/12/2012

Sent To
 Street, Apt. No.; or PO Box No. Sherman
4560 Creek Rd.
 City, State, ZIP+4 Millmont PA 17845
 PS Form 3800, August 2006 See Reverse for Instructions

0266 0539 7011 2000 0001 6530

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OFFICIAL USE

Postage	\$ 10.54	0234
Certified Fee	10.37	13
Return Receipt Fee (Endorsement Required)	10.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	10.00	
Total Postage & Fees	\$ 40.91	01/12/2012

Sent To
 Street, Apt. No.; or PO Box No. O'Connell
322 Penn St
 City, State, ZIP+4 Agnew PA 17331
 PS Form 3800, August 2006 See Reverse for Instructions

0266 0539 7011 2000 0001 6530

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OFFICIAL USE

Postage	\$ 10.54	0234
Certified Fee	10.37	13
Return Receipt Fee (Endorsement Required)	10.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	10.00	
Total Postage & Fees	\$ 40.91	01/12/2012

Sent To
 Street, Apt. No.; or PO Box No. Watson
5378 Main St
 City, State, ZIP+4 Chincoteague VA 23336
 PS Form 3800, August 2006 See Reverse for Instructions

OFFICIAL USE

Postage	\$ 4.00	0274	Postmark Here
Certified Fee	02.85	12	
Return Receipt Fee (Endorsement Required)	2.00		
Restricted Delivery Fee (Endorsement Required)	00.00		
Total Postage & Fees	\$ 7.40		

Sent To
 Street, Apt. No., or PO Box No. Jerritson
POB 742
 City, State, ZIP+4 Chincoteague VA 23336

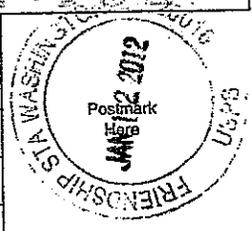
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OFFICIAL USE

Postage	\$.64	0274	Postmark Here
Certified Fee	2.85	12	
Return Receipt Fee (Endorsement Required)			
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$ 3.49		

Sent To
 Street, Apt. No., or PO Box No. Bier + Foudren
5371 Main St
 City, State, ZIP+4 Chincoteague VA 23336

PS Form 3800, August 2006 See Reverse for Instructions



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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 40.11	0274	Postmark Here
Certified Fee	07.33	12	
Return Receipt Fee (Endorsement Required)	02.00		
Restricted Delivery Fee (Endorsement Required)	00.00		
Total Postage & Fees	\$ 49.44		

Sent To
 Street, Apt. No., or PO Box No. Merritt Fest.
6383 Highland Pk Rd
 City, State, ZIP+4 Chincoteague VA 23336

PS Form 3800, August 2006 See Reverse for Instructions

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For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 30.74	0274	Postmark Here
Certified Fee	04.05	12	
Return Receipt Fee (Endorsement Required)	02.00		
Restricted Delivery Fee (Endorsement Required)	00.00		
Total Postage & Fees	\$ 36.79		

Sent To
 Street, Apt. No., or PO Box No. Harley
3873 Main St
 City, State, ZIP+4 Chincoteague VA 23336

PS Form 3800, August 2006 See Reverse for Instructions

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OFFICIAL USE

Postage	\$ 10.54	0274	Postmark Here
Certified Fee	02.00	12	
Return Receipt Fee (Endorsement Required)	00.00		
Restricted Delivery Fee (Endorsement Required)	00.00		
Total Postage & Fees	\$ 12.54		

Sent To
 Street, Apt. No., or PO Box No. Backy + China
601 Wiscasset Rd.
 City, State, ZIP+4 Palmesda, MD 20816

PS Form 3800, August 2006 See Reverse for Instructions

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OFFICIAL USE

Postage	\$ 10.54	0274	Postmark Here
Certified Fee	02.00	12	
Return Receipt Fee (Endorsement Required)	00.00		
Restricted Delivery Fee (Endorsement Required)	00.00		
Total Postage & Fees	\$ 12.54		

Sent To
 Street, Apt. No., or PO Box No. Abrecht + Conrad
9221 Farsonville Dr
 City, State, ZIP+4 Potomac MD 20854

PS Form 3800, August 2006 See Reverse for Instructions

7017 2000 0001 6530 9139

CERTIFIED MAIL RECEIPT
(Domestic Mail Only, No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.00	TOTAL
Certified Fee	01.35	17
Return Receipt Fee (Endorsement Required)	00.00	Postmark Here
Restricted Delivery Fee (Endorsement Required)	00.00	
Total Postage & Fees	\$ 03.47	7/17/03

Sent to Bonds

Street, Apt. No.,
or PO Box No. 5555r Warren St

City, State, ZIP+4 Chinoctonus VT 23336

PS Form 3800, August 2006 See Reverse for Instructions

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

RE: Gross Special Use Permit

TAX MAP # 31B1-A-69B

NAME: CHARLES & TAMA WARD

ADDRESS: 5375 MAIN ST., CHINCOTEAGUE VA 23336

PHONE: 757.894.3133

COMMENTS: See below

APPROVE REQUEST DISAPPROVE REQUEST

SIGNATURE: Charles Ward / Tama Ward DATE: 1/15/12

Based on the information provided, I find no reason to oppose the request. Should the applicant choose to expand the use beyond the scope of this application, it is expected that additional reviews and/or approvals will be required.

Our property is located on the southerly side of the applicant's property, adjacent to his driveway.

PLEASE INDICATE YOUR APPROVAL OR DISAPPROVAL OF THE PROPOSED LAND USE AS STATED IN THE APPLICATION BY CHECKING THE APPROPRIATE SPACE. SPECIFY THE LOCATION OF YOUR PROPERTY; NORTH, EAST, SOUTH OR WEST OF THE APPLICANTS PROPERTY.

TAX MAP # 31B1-17-1, 2, & 3

NAME: ELIZABETH & EVANS DERRICKSON

ADDRESS: P. O. BOX 742, CHINCOTEAGUE VA 23336

PHONE: 336-5541

COMMENTS: _____

() APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: Elizabeth Derrickson Mrs Evans Derrickson

DATE: 1-25-12

TAX MAP # 31B1-A-69A

NAME: ROBERT & RUTH ROMAKO

ADDRESS: 220 HALDEMAN AVE., NEW CUMBERLAND PA 17070

PHONE: (717) 774-3047

COMMENTS: Our property is SW of APPLICANT'S.

APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: Robert A Romako

DATE: 1/17/12

TAX MAP # 31B1-14-D

NAME: KEVIN & DEBORAH WHALEN

ADDRESS: 21 PICKETT RD., ROUND HILL VA 20141

PHONE: 703 554 5514

COMMENTS: good luck with your business

APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: [Signature]

DATE: 1/28/12

TAX MAP # 31B1-17-1, 2, & 3

NAME: ELIZABETH & EVANS DERRICKSON

ADDRESS: P. O. BOX 742, CHINCOTEAGUE VA 23336

PHONE: 336-554

COMMENTS:

APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: Elizabeth Derrickson

Mrs Evans Derrickson

DATE: 1-25-12

TAX MAP # 31-8-10

NAME: BARBARA LUEHNING

ADDRESS: 4508 SHELLY COVE LN., CHINCOTEAGUE VA 23336 PHONE: 894-0470

COMMENTS: located north & east of Russo property - Snuggles Cove

() APPROVE REQUEST (X) DISAPPROVE REQUEST

SIGNATURE: Barbara Luehning

DATE: Jan 26, 2012

TAX MAP # 31B1-A-71

NAME: PERRY & DEBORAH HARLEY

ADDRESS: 3873 MAIN ST., CHINCOTEAGUE VA 23336

PHONE: 301-606-8378

COMMENTS:

(X) APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Deborah Harley
Perry Harley

DATE: 1/18/12

TAX MAP # 31B1-A-66

NAME: FRANK & CECIL WATSON

ADDRESS: 5378 MAIN ST., CHINCOTEAGUE VA 23336

PHONE: 757-336-6429

COMMENTS:

(X) APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Cecile Watson
Frank Watson

DATE: 1-17-12

TAX MAP # 31B1-A-64

NAME: NICHOLAS GAZUNIS & CAROL GAZUNIS

ADDRESS: 22522 ^{SHILOH} SHIWH CHURCH RD., BOYDS MD 20841

PHONE: 301-938-3360

COMMENTS: WE APPROVE SUBJECT TO THE SCOPE OF OPERATION OUTLINED IN "SOME DETAILS!" A SHOOKING & TRUCKING OPERATION WOULD CAUSE US TO WITHDRAW OUR APPROVAL

(X) APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Nicholas Gazunis & Carol S. Gazunis

DATE: 1.29.12

TAX MAP # 31B1-14-1

NAME: JAY BEATTY & PATRICIA CLINE

ADDRESS: 6101 WISCASSET RD., BETHESDA MD 20816

PHONE: 240-777-6340

5039 Bay Colony La - we are south

COMMENTS: No problem with; oysters are great for Chincoteague; need more small business like this!

APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: Jay Beatty

DATE: 1/21/12

WEST OF THE APPLICANTS

TAX MAP # 31B1-A-67

NAME: JAMES & ANN O'CONNOR

ADDRESS: 322 PENN STREET, HANOVER PA 17331

PHONE: _____

COMMENTS: Go for it and good luck!

APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: James M. O'Connor

DATE: _____

WEST OF THE APPLICANTS

TAX MAP # 31-A-17, B & 31BI-A-72

NAME: TRACY K. OGATA & KEITH OSMAN

ADDRESS: 10709 WEMBROUGH PLACE CHELTENHAM MD 20623

PHONE: 240-350-3219

COMMENTS: South East

APPROVE REQUEST

DISAPPROVE REQUEST

SIGNATURE: Tracy K. Ogata

Keith Osman

DATE: 1-27-12

WEST OF THE APPLICANTS

TAX MAP # 31B1-A-68

NAME: RICHARD GILLESPIE

ADDRESS: 5392 MAIN ST., CHINCOTEAGUE VA 23336

PHONE: (757) 336-6123

COMMENTS: _____

APPROVE REQUEST

DISAPPROVE REQUEST

WEST OF THE APPLICANTS

PROPERTY.

TAX MAP # 31B1-A-74

NAME: CATHERINE MERRITT

ADDRESS: 5414 MAIN ST., CHINCOTEAGUE VA 23336

PHONE: 336-6726

COMMENTS: _____

() APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: _____

DATE: _____

TAX MAP # 31B1-A-65

NAME: WAYNE & JEAN BONDE

ADDRESS: 5505 WARREN ST., CHINCOTEAGUE VA 23336

PHONE: 336-1936

COMMENTS: PROPERTY IN QUESTION 5368 MAIN ST EAST.

() APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Wayne L Bonde

DATE: 1/19/12

TAX MAP # 31B1-A-76 & 76A

NAME: PETER VOLZ & KERIL GLEASON

ADDRESS: 109 MIFFLIN ST., PHILADELPHIA PA 19148

PHONE: 215 219 3502

COMMENTS: _____

() APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: Peter Volz

DATE: 1/19/12

TAX MAP # 31B1-14-C

NAME: SAMUEL & GLENDA GATCHELL

ADDRESS: 928 JANET AVE., LANCASTER PA 17601

PHONE: 717-394-5176

COMMENTS: SEE NO PROBLEMS WITH PROPOSED USE

() APPROVE REQUEST () DISAPPROVE REQUEST

SIGNATURE: S. H. Gatchell

DATE: 17 JAN, '12

Tax Map # _____

Name Catherine (Kitty) Merritt

Address 5414 Main St Phone# 757-336-672

Chincoteague Address 5414 Main St. Chincoteague, VA

Comments: I would to amend my previously submitted response. Please use this response as notification of my disapproval of the special use permit at 5389 Main St. Chincoteague VA.

() Approve Request Disapprove Request

Signature Catherine (Kitty) Merritt Date 2-14-12

Please submit t to: Kenny Lewis Zoning Administrator, Town of Chincoteague, 6150 Community Dr. Chincoteague VA 23336.