

BOARD OF ZONING APPEALS MEETING A G E N D A

TOWN OF CHINCOTEAGUE

April 11, 2013 - 7:30 P.M. – Council Chambers - Town Hall

CALL TO ORDER

AGENDA ADOPTION:

1. Approval of minutes of December 13, 2012

2. **Appeal 04-13-1** A request from Ben Hamm, 7363 Andrews Lane, for a variance from Article 3, section 3.9.3. (1) of the zoning ordinance of the Town of Chincoteague. The applicant wishes to construct a screen porch to the front of his residence. The minimum side yard setback is 10'. The new screen porch would be 6'6" from the north lot line. This property is located in R-3 Mixed Use Residential.

3. Public Participation

4. Board Action on Appeal

5. Review revised BZA application

6 Meeting Adjourned

Mom took great pride in her time on the Board of Zoning Appeals. She loved Chincoteague.

Thank you for thinking of us and remembering the time and love she spent while on the board.

The Leonard Family would like to express their sincere appreciation for your thoughtfulness during this very sad time. Our Mother/Nana was very dear to us and we will carry her loving spirit with us forever and ever. We felt the love she lived through the kindness and expression of your comments, calls, cards, flowers, gifts of food & visits.

Blessings to you and yours. We hope you have a Merry Christmas and a most Happy New Year.

Carlton
Donna
Arthur
Jaxx

March 19, 2013

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 March 29, 2013 and Friday April 5, 2013:

Public Notice

The Board of Zoning Appeals of the Town of Chincoteague will hold a public hearing on April 11, 2013 at 7:30 p.m. in the Council Chambers located at 6150 Community Drive to receive public comments and views on the following zoning matter:

Appeal 13-04-1 A request from Ben Hamm, 7363 Andrews Lane, for a variance from Article 3, section 3.9.3. (1) of the zoning ordinance of the Town of Chincoteague. The applicant wishes to construct a screen porch to the front of his residence. The minimum side yard setback is 10'. The new screen porch would be placed 6'6" from the north lot line. This property is zoned R-3 Mixed Use Residential.

Kenny L. Lewis
Zoning Administrator

MINUTES OF THE MEETING DECEMBER 13, 2012
CHINCOTEAGUE BOARD OF ZONING APPEALS

MEMBERS PRESENT:

Mr. Jesse Speidel
Mr. Mike McGee
Mr. Robert Cherrix
Mr. Jack Gilliss
Mr. Edward Moran
Mr. Chuck Ward
Mr. Donald Thornton

MEMBERS ABSENT:

Kenny L. Lewis, Staff Support

1. Call to Order

Mr. Speidel called the meeting to order at 7:30 pm.

2. Approval of Minutes of September 13, 2012

Motion by Mr. Moran to approve the minutes of September 13, 2012 as presented.
Second by Mr. Cherrix. All in favor. Motion carried.

3. Appeal 12-12-1 A request from Peter Bidoglio, 5309 Oak Drive, for a variance from Article 3, section 3.3.3 (2) of the zoning ordinance of the Town of Chincoteague. The applicant wishes to construct a screen porch to the rear of his residence. The screen porch will be 29' from the rear lot line. Current zoning requires a minimum 35' rear yard setback. This property is located in R-1 Single Family Residential.

4. Public Comments on Appeal

Mr. Bidoglio spoke on his behalf. Mr. Bidoglio advised that his 99 year old mother lives with them, may be needing a wheelchair in the near future and setting in the air conditioner is not good for her. He advised that he does have a front porch but it is not conducive for a wheelchair either.

Mr. Bidoglio advised that the rear porch roof is less than a 1/12 pitch. He would like to rebuild to make it right. He advised he has relooked at the plans, but the only way to make it right is to place it 29' from the rear lot line.

5. Board Action on Appeal

Mr. Moran questioned what the size of the screen porch would be. Mr. Bidoglio advised 12' x 18'. Mr. Moran questioned if he was going to build a ramp on the new porch. He advised the ramp would go on the front porch.

Mr. Cherrix questioned if the new kitchen would be the same size as the existing screen porch. Mr. Bidoglio advised it would be deeper and longer. It will be a kitchen and an additional room.

Mr. Gilliss questioned if the new kitchen would be larger than the existing kitchen. Mr. Bidoglio advised it would be larger, it would be 20' x 26'.

Mr. Thornton questioned if he obtained a professional to design the project to place the new porch beside the kitchen instead of behind it. Mr. Bidoglio advised his outdoor shower and entrance steps are located there and the heat pump is on the other side and a tree stump.

Mr. Ward questioned Mr. Bidoglio what his occupation was. He advised he is retired. Mr. Ward questioned if he was an architect or an engineer. Mr. Bidoglio advised he was a special ed teacher. Mr. Ward felt that with an engineer, he might be able to make the addition larger.

Mr. Gilliss questioned where the driveway and septic system was located. Mr. Bidoglio advised the parking area is on the left side of the house and the septic is in the front yard.

Mr. Thornton questioned if he lives here full time. Mr. Bidoglio advised he lives here for 4 months in the summer each year. Mr. Thornton advised this was his second home. Mr. Bidoglio advised yes.

Mr. Moran felt that the kitchen addition could be slid over and place the screen porch beside it, therefore all the setbacks would be met.

Mr. McGee advised that on item 3 on the application, Mr. Bidoglio stated that "between 29' and 35', in this instance is insignificant". Mr. McGee advised it means a lot or he would not be before the Board. Mr. McGee felt that if the septic system prevented him from moving the addition he could understand, however having to move a tree stub or steps does not.

Mr. Speidel felt that a porch open on all sides would be better but he has enough room on the large parcel to meet current zoning. Mr. Speidel advised this is not a land use hardship due to the size of the lot. Mr. Speidel felt he has other options.

Mr. Moran questioned why he could not do away with the back porch and add it on the front of the residence.

Mr. Thornton advised the right to use his land has not been taken away from him , there are other options where he can stay within the confines of the R-1 District setbacks.

Mr. Ward agreed with Mr. Thornton, the mere inconvenience is not considered a hardship. Mr. Ward advised that this lot is not unique, it's a rectangle parcel with no odd topographic or wetland features, no septic location problems, the structure was built within the setbacks.

Mr. Cherrix and Mr. McGee felt that there are other options as been discussed.

Mr. Ward motioned to deny the requested due to there are other options and no hardship exist. Second by Mr. Cherrix. All in favor. Motion carried.

6. Other Business

Mr. Speidel questioned question 3 on the appeal application. "Is the variance contrary to the intended spirit and purpose of the ordinance, and would result in substantial justice being done." Mr. Speidel felt that if you answered either part of the question yes, then it does not make since. Mr. Lewis advised that this statement came out of the code. Mr. Speidel questioned if the two questions could be separated.

Mr. Ward felt that there should be questions on the application where if certain questions are answered yes or some no then there should be a statement that it is recommended for the applicant not to proceed with the appeal because it would not meet the criteria to be approved.

Mr. Lewis requested that a special meeting be conducted to discuss the possible questions that could be implemented on the application.

7. Adjournment

Mr. Speidel adjourned the meeting.

Jesse Speidel, Chairman

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

APPEAL CASE NUMBER: 13-04-01

FEE: \$ 450.00

*1/25/13
CK# 1027*

I, BEN Hamm,

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. (X) 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: 4/11/13

APPEAL ACTION:

() APPROVED

() DENIED

() CONDITIONAL: _____

BZA, SECRETARY

DATE: _____

3-18-13 DEADLINE TO FILE

PLEASE PRINT

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

7363 ANDREWS LANE, TAX MAP # 30A2-A-35

THIS PROPERTY IS OWNED BY:

NAME: BEN HAMM

ADDRESS: 2167 HARPOON DR.

CITY, STATE, ZIP: STAFFORD VA 22554

PHONE: 540-659-9244

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: 3 SECTION: 3.9.3.(1)

REQUIRES: MINIMUM 10' SIDEYARD SETBACK

(2.) ARTICLE: SECTION:

REQUIRES:

(3.) EXPLAIN REASON FOR APPEAL

REQUEST 6' 6" side yard setback

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;

My mother, Beatrix Daly, is elderly, legally blind, and unsteady walking due to breaking her ankle in 2012. The porch would give her a safe place where she can get outside independently.

☐ no

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

☐ yes, Explain;

☒ 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;

The neighborhood was built before setback ordinances were put in place. The added porch on the front of the house would be in keeping with the local architecture and history of South Main.

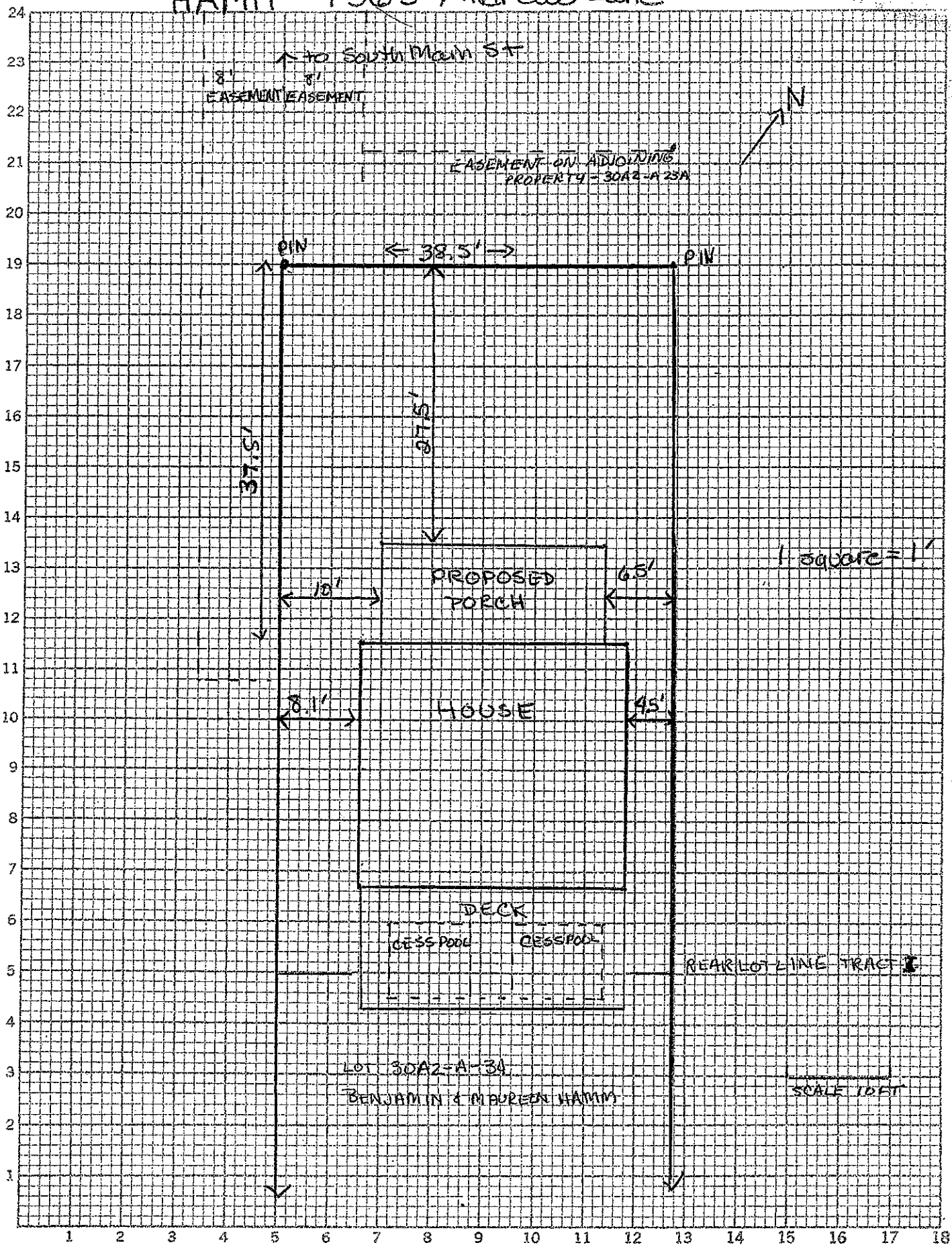
☐ no

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

7260 A-1 ne



HAMM-7363 Andrews Lane





TOWN OF CHINCOTEAGUE, INC.

December 20, 2012

Mr. & Mrs. Ben Hamm
2167 Harpoon Drive
Stafford VA 22554

RE: Building Permit Application

Dear Mr. & Mrs. Hamm:

I received your building permit application to construct a 10' x 20' screen porch to the front of your residence located at 7363 Andrews Lane.

The site plan submitted shows the new screen porch to be located 6.5' from your northern lot line. Current zoning requires a minimum 10' side yard setback.

Therefore your application has been denied. You have the right to appeal to the Board of Zoning Appeals for a variance if you so desire. Such appeal must be made within 30 days. Failure to apply within the 30 days voids such right.

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

Sincerely,

Kenny L. Lewis
Zoning Administrator

TAX MAP # 30A2-A-23A LOCATION OF PROPERTY N/W
NAME: BARBARA LYNN
ADDRESS: 3244 MAIN ST. Chincoteague VA 23336 PHONE: _____
COMMENTS: The addition would improve the neighborhood.
☒ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: Barbara Lynn DATE: 1/24/13

TAX MAP # 30A2-A-18 LOCATION OF PROPERTY North
NAME: ETTA MAE Chesser
ADDRESS: 3248 MAIN ST. Chincoteague PHONE: 757-336-3510
COMMENTS: _____
☒ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: Etta Whelton Chesser DATE: _____

TAX MAP # 30A2-A-34 LOCATION OF PROPERTY EAST
NAME: BENJAMIN F MAUREEN Hamm
ADDRESS: 2167 HARPOON LN STAFFORD VA 22554 PHONE: _____
COMMENTS: _____
☒ APPROVE REQUEST ☐ DISAPPROVE REQUEST
SIGNATURE: Benjamin F. Maureen Hamm DATE: 1/20/13

January 23, 2013

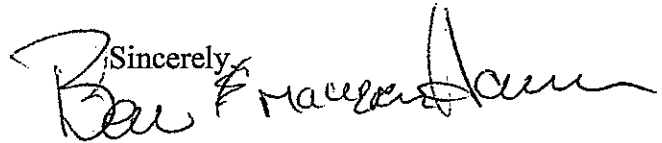
Mr. Kenny L. Lewis
Zoning Administrator
Town Of Chincoteague
Chincoteague, VA. 23336

Dear Mr. Lewis:

Thank you for your help while we completed our appeal package for our property at 7363 Andrews Lane in Chincoteague. Enclosed please find:

- A check for \$450 for the appeal fee,
- A plot plan of the property with the required features,
- Our approval of the project as owners of the back lot 30A2-A-34
- Responses to all of the questions, and
- Receipts for sending certified mail requests for approval to the other 3 adjoining property owners. As you suggested I filled out the return receipts with your name and address.

If for some reason the package is not complete, please contact us at 540-659-9244 or at 2167 Harpoon Dr., Stafford VA. 22554. We look forward to the board meeting on April 11, 2013 and thank you again.

Sincerely,


Ben and Maureen Hamm

January 10, 2013

Mr. Kenny L. Lewis
Zoning Administrator
Town Of Chincoteague
Chincoteague, VA. 23336

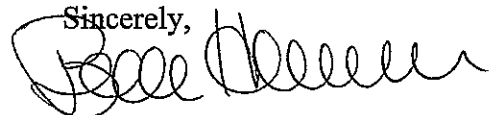
Dear Mr. Lewis:

We are writing to you in response to your letter dated December 20, 2012 in which you wrote that our application to add a porch to our residence at 7362 Andrews Lane was denied.

We would like to exercise our right to appeal to the Board of Zoning Appeals. Please advise us of the next steps. We plan to attend the appeal hearing, but have family obligations in February and March, so will be unable to attend until the April meeting.

Thank you for all your help in this process.

Sincerely,

A handwritten signature in cursive script, appearing to read "Ben and Maureen Hamm".

Ben and Maureen Hamm



TOWN OF CHINCOTEAGUE BUILDING PERMIT APPLICATION

PERMIT # _____

PERMIT FEE \$ _____

OWNER/TENANT: Mr & Mrs Ben Hamm PHONE NUMBER: 540 659 9244
ADDRESS: 2167 Harpoon Dr. Stafford, VA. 22554

CONTRACTOR: Umphlett Const. PHONE NUMBER: 1-757-710-0910

ADDRESS: 7174 TARB Lane

TOWN BUSINESS LICENSE # _____ STATE CONTRACTOR LICENSE # _____

IS THERE A LICENSED "CLASS A" BUILDING CONTRACTOR IN CHARGE WITH OVERALL SUPERVISION OF THIS PROJECT? ☒ YES ☐ NO

PROPERTY LOCATION:

7363 Andrews Lane

30A2-A-35

1. ALLOW A MINIMUM OF 5 WORKING DAYS FOR APPLICATION TO BE PROCESSED, 30 DAYS IF HEALTH DEPARTMENT APPROVAL IS NECESSARY.
2. NO WORK SHALL BE STARTED UNTIL THE PERMIT APPLICATION HAS BEEN PROCESSED, APPROVED AND ALL FEES PAID.
3. I/WE ACKNOWLEDGE THAT IT IS MY/OUR RESPONSIBILITY TO NOTIFY THE BUILDING DEPARTMENT WITHIN 24 HOURS OF A REQUIRED INSPECTION AS NOTED BY THE VUSBC. (see reverse side).
4. I/WE AGREE TO COMPLY WITH ALL APPLICABLE TOWN ZONING ORDINANCES OF THE TOWN OF CHINCOTEAGUE.
5. I HEREBY ACKNOWLEDGE THAT I HAVE READ THIS APPLICATION & SUPPORTING DOCUMENTS & THEY ARE COMPLETE AND CORRECT TO MY KNOWLEDGE.
6. I AGREE TO RESTORE ANY AND ALL DAMAGE TO SIDEWALKS, STREETS, SEWER, GAS, WATER MAINS AND ALL UTILITY FACILITIES WHICH MAY RESULT FROM THE ABOVE CONSTRUCTION.
7. THE BUILDING OFFICIAL MAY REVOKE THIS PERMIT IN CASES OF ANY FALSE STATEMENT OR MISREPRESENTATION OF FACT IN THE APPLICATION OR ON THE PLANS WHICH THE PERMIT APPROVAL WAS BASED.

APPLICANT (PRINT): Bobby Umphlett DATE: 12-10-12

APPLICANT (SIGNATURE): [Signature]

BUILD./ZONING: APPROVED/DENIED _____ DATE: _____
WATER/ROADS: APPROVED/DENIED _____ DATE: _____
HEALTH DEPT: APPROVED/DENIED _____ DATE: _____
(11/29/05 revised)

NOTICE

REQUIRED DOCUMENTS THAT MUST ACCOMPANY APPLICATION:

- (1). HEALTH DEPARTMENT APPROVAL, COPY OF HEALTH DEPARTMENT CERTIFICATE WITH SITE PLAN WHEN EVER APPLICATION IS MADE FOR A NEW COMMERCIAL BUILDING AND RESIDENTIAL STRUCTURE. ALSO REQUIRED WHEN A BEDROOM IS ADDED TO AN EXISTING RESIDENTIAL STRUCTURE.
- (2). FLOOD ELEVATION CERTIFICATE REQUIRED FOR THE BUILDING SITE FOR ALL NEW RESIDENTIAL & COMMERCIAL STRUCTURES. EXISTING STRUCTURES, WHERE THE CONSTRUCTION IS VALUED MORE THAN 50% OF THE ACCESSED VALUE OF THE STRUCTURE, SHALL BE ELEVATED TO THE BASE FLOOD ELEVATION AND A FINAL FLOOD ELEVATION CERTIFICATE REQUIRED UPON COMPLETION OF THE PROJECT.
- (3). WHERE THE NEW CONSTRUCTION WILL EFFECT WETLANDS, ALL NECESSARY PERMITS FROM THE CORPS OF ENGINEERS, ACCOMACK WETLANDS BOARD AND THE VIRGINIA MARINE RESOURCES COMMISSION MUST BE FURNISHED.

COMMERCIAL ENTRANCES:

WHERE AN APPLICANT WISHES TO ALTER, MODIFY, CONSTRUCT OR CHANGE THE USE OF A COMMERCIAL BUILDING AND/OR PROPERTY, A COMMERCIAL ENTRANCE SHALL BE REQUIRED. YOU MUST CONTACT THE ROADS ENGINEER AT 757-336-3366 PRIOR TO THE ISSUANCE OF YOUR BUILDING PERMIT APPLICATION.

PLANS REQUIRED:

A SET OF SEALED PLANS BY A VIRGINIA LICENSED STRUCTURAL ENGINEER or ARCHITECT MUST BE SUBMITTED FOR ALL NEW MULTIPLE FAMILY DWELLINGS AND ALL COMMERCIAL BUILDINGS. SUCH PLANS MUST ENSURE CONSTRUCTION WILL WITHSTAND IMPOSED HYDROSTATIC LOADS AND THE REQUIREMENTS FOR THE 110 WIND ZONE. NO PLANS ARE REQUIRED WHERE THE NATURE OF THE WORK IS MINOR. NO PLANS ARE REQUIRED FOR SHEDS, REPLACEMENT EQUIPMENT, GARAGES, REROOFS, SIDING OR AS IDENTIFIED BY THE CODE OFFICIAL. IT IS RECOMMENDED THAT PLANS BE SUBMITTED FOR SINGLE FAMILY DWELLINGS TO AVOID DELAYS IN YOUR PROJECT IF CODE VIOLATIONS ARE FOUND. PILE FOUNDATIONS PLANS MUST BE SEALED BY A VIRGINIA LICENSED ENGINEER OR ARCHITECT.

REQUIRED INSPECTIONS:

THE TOWN'S BUILDING DEPARTMENT CONDUCTS INSPECTIONS BETWEEN THE HOURS OF 8:00 A.M. AND 12:00 P.M. DAILY. ALL REQUEST FOR INSPECTIONS MUST BE MADE 24 HOURS PRIOR TO THE REQUESTED INSPECTION. PLEASE NOTIFY THE BUILDING INSPECTOR'S OFFICE AT 757-336-6519.

THE PERMIT HOLDER SHALL ASSURE THAT THE FOLLOWING INSPECTIONS HAVE BEEN CONDUCTED AND APPROVED BY THE CODE OFFICIAL:

- (1). INSPECTION OF FOOTING EXCAVATIONS & REINFORCEMENT MATERIAL FOR CONCRETE FOOTINGS PRIOR TO THE PLACEMENT OF CONCRETE.
- (2). INSPECTION OF FOUNDATION SYSTEMS DURING PHASES OF CONSTRUCTION NECESSARY TO ASSURE COMPLIANCE WITH THE USBC.
- (3). INSPECTION OF PREPARATORY WORK PRIOR TO THE PLACEMENT OF CONCRETE.
- (4). INSPECTION OF PILES DURING DRIVING OPERATIONS, IF PILES ARE TO BE INSTALLED FOR A COMMERCIAL BUSINESS, A VA LICENSED ENGINEER OR ARCHITECT SHALL BE PRESENT DURING DRIVING OF PILES AND A REPORT SHALL BE SUBMITTED TO THE CODE OFFICIAL.
- (5). SHEATHING INSPECTION PRIOR TO CONCEALMENT (WALLS AND ROOF)
- (6). INSPECTION OF STRUCTURAL MEMBERS AND FASTENERS PRIOR TO CONCEALMENT.
- (7). FLASHING AROUND WINDOWS AND DOORS, FLASHING ON WALLS THAT ADJOIN STRUCTURES AND VALLEYS
- (7). INSPECTION OF ELECTRICAL, MECHANICAL, GAS AND PLUMBING MATERIALS AND SYSTEMS PRIOR TO CONCEALMENT. PRESSURE TEST IS REQUIRED FOR THE PLUMBING SYSTEMS AND GAS SYSTEMS DURING THIS INSPECTION. ALL WATER LINES FROM THE WATER METER, GAS LINES FROM THE PROPANE TANK, AND/OR FUEL TANKS TO THE STRUCTURE SHALL NOT BE COVERED UNDER GROUND PRIOR TO INSPECTION.
- (8). INSPECTION OF ENERGY CONSERVATION MATERIALS PRIOR TO CONCEALMENT.
- (9.) ADDITIONAL INSPECTIONS AS IDENTIFIED BY THE CODE OFFICIAL WHEN NECESSARY.
- (10). FINAL INSPECTION PRIOR TO OCCUPANCY OF ANY STRUCTURE, ANY OCCUPANCY OF THE STRUCTURE WITHOUT WRITTEN CONSENT BY THE CODE OFFICIAL MAY RESULT LEGAL ACTION AND A FINE NOT TO EXCEED \$2,500.00

THE PERSON REQUESTING THE INSPECTIONS SHALL PROVIDE THE CODE OFFICIAL WITH ANY LADDER, SCAFFOLDING OR TEST EQUIPMENT NECESSARY TO CONDUCT THE REQUESTED INSPECTION.

FAILURE TO NOTIFY THE CODE OFFICIAL FOR A REQUIRED INSPECTION SHALL RESULT IN A STOP WORK BEING ISSUED UNTIL THE REMOVAL OF SUCH CONCEALING MATERIALS SO TO ALLOW FOR THE REQUIRED INSPECTION.

MECHANIC'S LIEN:

LIEN HOLDER: _____

ADDRESS: _____

CITY: _____ **PHONE #** _____

CODE BEING USED:

2003 Int. RESIDENTIAL CODE (RESIDENTIAL USES ONLY) _____

2003 Int. BUILDING CODE (COMMERCIAL USE ONLY) _____

GROUP:

RESIDENTIAL; MOTEL, HOTEL, APARTMENT, ASSISTED LIVING FACILITIES _____

ASSEMBLY _____	COMMERCIAL STORAGE _____	
BUSINESS _____	COMMERCIAL UTILITY _____	
MERCANTILE _____	HIGH HAZARD _____	
EDUCATIONAL _____	FACTORY _____	COMMERCIAL POOL _____
RESIDENTIAL <input checked="" type="checkbox"/> _____	RESIDENTIAL USES OTHER THAN LIVING SPACES _____	RESIDENTIAL POOL _____

TYPE OF CONSTRUCTION:

☐ IA ☐ IB ☐ IIA ☐ IIB ☐ IIC ☐ IIA ☐ IIB ☐ IV ☐ VA ☐ VB (WOOD FRAME CONSTRUCTION)

SCOPE OF WORK:

NEW ☐ ADDITION ☒ ALTERATION ☐ REPAIR ☐ MOVING ☐ ELEVATION ☐ FOUNDATION ☐ OTHER ☐

EXPLAIN SCOPE OF WORK: New 10'x20' Screen Porch New Roof

ESTIMATED COST OF CONSTRUCTION: \$ 12,400

GENERAL:

12 ft. **BUILDING HEIGHT (FROM BASE FLOOD ELEVATION TO TOP OF RIDGE BOARD)**

1 **NUMBER OF STORIES**

20' x 20' **SIZE OF PROPOSED NEW BUILDING**

10' x 20' **SIZE OF PROPOSED ADDITION (DECKS, PORCHES, STOOPS ETC.)**

200 **TOTAL SQUARE FOOTAGE OF PROJECT**

0 **# OF BATHROOMS**

0 **# OF BEDROOMS**

0 **NUMBER OF DWELLING UNITS**

20 **ROOF LIVE LOAD (LBS.)**

110 **FLOOR LOAD (LBS.)**

110 **WIND LOAD (LBS.)**

ENERGY CODE INFORMATION: (APPLIES TO STRUCTURES THAT WILL BE HEATED OR AIR CONDITIONED)
THIS SECTION FOR RESIDENTIAL USE ONLY: COMMERCIAL ENERGY CODE INFORMATION MUST BE SUBMITTED BY A LICENSED ENGINEER OR ARCHITECT

TOTAL CEILING AREA: _____ SQ. FEET. MINIMUM R-VALUE R30

TOTAL FLOOR OVER OUTSIDE AIR (PILES OR PIERS AREA): _____ SQ. FEET. MINIMUM R-VALUE R19

TOTAL FLOOR CONDITIONED SPACE (CRAWL SPACE AREA): _____ SQ. FEET. MINIMUM R-VALUE R19

TOTAL SKYLIGHTS: _____ SQ. FEET. PROPOSED U-VALUE _____

TOTAL WALL AREA: _____ SQ. FEET. MINIMUM R-VALUE R13

TOTAL WINDOW AREA: _____ SQ. FEET. PROPOSED U-VALUE _____

TOTAL WINDOW AREA: _____ SQ. FEET. PROPOSED U-VALUE _____

TOTAL DOOR AREA: _____ SQ. FEET. PROPOSED U-VALUE _____

SLIDING GLASS DOOR AREA: _____ SQ. FEET. PROPOSED U-VALUE _____

HEATED/UNHEATED SLAB AREA: _____ SQ. FEET. PROPOSED R-VALUE _____
DEPTH INSULATION _____"

EQUIPMENT EFFICIENCY: (HEATING _____ AFUE/HSFP _____) (COOLING _____ SEER _____)

FOUNDATION SYSTEMS:

CONTINUOUS FOUNDATION WALLS & SLAB PERIMETER:

FOOTING DEPTH (FROM EXISTING GRADE TO BOTTOM OF FOOTING TRENCH) _____" (MINIMUM 12")

WIDTH OF FOOTING _____" NUMBER & AMOUNT OF HORIZONTAL REBAR _____

FOUNDATION WALL HEIGHT FROM EXISTING GRADE _____" FOUNDATION WALL SIZE _____" X _____"

SPACING OF VERTICAL REBAR FOR MASONRY WALLS GREATER THAN 4' IN HEIGHT AND LESS THAN 8' IN HEIGHT _____"

ENGINEER PLANS FOR FOUNDATION MASONRY WALLS GREATER THAN 8' IN HEIGHT SUBMITTED _____ YES/NO

TYPE OF MATERIAL USED FOR FOUNDATION SYSTEM _____

SLABS:

SIZE OF SLAB _____ FT. X _____ FT. SLAB THICKNESS _____" SLAB REINFORCEMENT _____

PIERS:

FOOTING DEPTH (FROM EXISTING GRADE TO BOTTOM OF PIER FOOTING _____" (MINIMUM 12")

SIZE OF PIER FOOTING _____" X _____" PIER HEIGHT FROM EXISTING GRADE _____"

PIER FOUNDATION SIZE _____" X _____"

VERTICAL REBAR SIZE FOR MASONRY PIERS GREATER THAN 4' IN HEIGHT AND LESS THAN 8' IN HEIGHT _____"

ENGINEER PLANS FOR FOUNDATION MASONRY PIERS GREATER THAN 8' IN HEIGHT SUBMITTED _____ YES/NO

TYPE OF MATERIAL USED FOR PIER FOUNDATION SYSTEM _____

CLASS B PILES:

PILE BUTT SIZE (TOP) 6" X 6" PILE BUTT SIZE (BOTTOM) 6" X 6" PILE LENGTH 14' # OF PILES TO BE INSTALLED 4

FLOOD VENTS:

OF FLOOD VENTS TO BE INSTALLED _____ SIZE OF FLOOD VENTS _____" X _____" SQ. FT. OF ENCLOSED SPACE _____

VENTILATION VENTS:

OF FOUNDATION VENTS _____ SIZE OF FOUNDATION VENTS _____" X _____"

CRAWL SPACE OPENINGS:

OF OPENINGS _____ SIZE OF OPENINGS _____ " X _____ " WILL CRAWL SPACE OPENING BE USED AS FLOOD VENT _____

FLOOR SYSTEMS:1 ST FLOOR: MATERIAL Pressure Treated SIZE 2 " X 8 " OC SPACING 16 " SPAN 10' "

2 ND FLOOR: MATERIAL _____ SIZE _____ " X _____ " OC SPACING _____ " SPAN _____ ' _____ "

3 RD FLOOR: MATERIAL _____ SIZE _____ " X _____ " OC SPACING _____ " SPAN _____ ' _____ "

CEILING JOIST: MATERIAL Spruce fir SIZE 2 " X 8 " OC SPACING 16 " SPAN _____ ' _____ "SUBFLOOR: MATERIAL Wood - 2x6 PT & THICKNESS 1 1/2 "

STRUCTURAL FLOOR GIRDERS: TYPE OF MATERIAL _____ SIZE OF GIRDER _____ " X _____ " SPAN _____ ' _____ "

LOCATION OF FLOOR GIRDERS: _____

WALL SYSTEMS:

1 ST FLOOR: MATERIAL _____ SIZE _____ " X _____ " OC SPACING _____ " HEIGHT _____ ' _____ "

2 ND FLOOR: MATERIAL _____ SIZE _____ " X _____ " OC SPACING _____ " HEIGHT _____ ' _____ "

3 RD FLOOR: MATERIAL _____ SIZE _____ " X _____ " OC SPACING _____ " HEIGHT _____ ' _____ "

SCREEN PORCH POST: MATERIAL Wood SIZE 10 " X 10 " OC SPACING 8 " HEIGHT 12 ' _____ "

SHEATHING: MATERIAL _____ THICKNESS _____ " FLASHING MATERIAL _____

INTERIOR WALL FINISH: _____ EXTERIOR WALL FINISH _____

WALL BRACING:TYPE OF MATERIAL FOR WALL BRACING _____ CORNER PANELS 48 " 32 " % OF BRACED WALL _____

IF 32" PANELS ARE APPLIED, TYPE OF ANCHORAGE SYSTEM _____

BRACED WALL PANELS SHALL NOT BE MORE THAN 12' FROM THE CORNERS. IF WALL BRACING BEGINS MORE THAN 12' FROM THE CORNER THEN DESIGNED COLLECTOR SYSTEM MUST BE SUBMITTED.

ENGINEER SUBMITTED DOCUMENT YES NO

TYPE OF HURRICANE STRAP TO BE APPLIED TO WALL FRAMING _____

SAFETY GLAZING:

IDENTIFY LOCATION OF REQUIRED SAFETY GLAZING:

____ WITHIN 2' OF A DOOR _____ GLASS WITHIN 5' OF TUB, HOT TUB OR SHOWER WHEN LESS THAN 60" ABOVE FLOOR ON UNIT
____ GLASS AT TOP/BOTTOM OF STAIRWAYS _____ GLASS WITHIN 5' OF A LANDING _____ GLASS PANEL >9 SQ. FT.(SEE BUILDING OFFICE)**ROOF SYSTEMS:**RAFTER MATERIAL Wood SIZE 2 X 8 OC SPACING 16 " SPAN 10 ' _____SHEATHING MATERIAL/SIZE 1/2 plywood ROOF COVERING MATERIAL Asph/Flt YR. _____KNEE WALLS: MATERIAL _____ LOCATION FROM RIDGE 50 yds. asphalt

BOARD _____

HURRICANE STRAP MANUFACTURE Simpson H 8 PRODUCT NUMBER H-8**TRUSS SYSTEMS:**

TRUSS SPECIFICATIONS SUBMITTED _____ YES/NO

TRUSS MATERIAL _____ RAFTER SIZE _____ CORD SIZE _____ OC SPACING _____ " SPAN _____ ' _____

ATTIC ACCESS:

SIZE OF OPENING FOR ATTIC ACCESS: _____ X _____ LOCATION OF ATTIC ACCESS: _____

FIRE SEPARATION SYSTEMS:

FIRE RESISTANCE DESIGN NUMBER _____ RATINGS IN HOURS _____ TYPE OF MATERIAL _____

LOCATION OF FIRE WALL(S) _____

GARAGE SEPARATION:

TYPE & SIZE OF MATERIAL TO BE INSTALLED ON WALL AND CEILING OF GARAGE ADJOINING HOUSE _____

TYPE & SIZE OF MATERIAL TO BE INSTALLED FOR ALL SUPPORTING MEMBERS IN GARAGE AREA _____

PLUMBING SYSTEMS:

PLUMBING CONTRACTOR:

NAME: _____ PHONE NUMBER: _____

ADDRESS: _____ STATE LIC. #: _____

CHECK ITEM (S) BELOW WHICH APPLY TO THIS JOB

____ INSTALLATION- NEW

____ ALTERATION

____ REPAIR

____ REPLACEMENT

____ WATER SERVICE-NEW

____ WATER SERVICE-REPLACE

____ BUILDING SEWER-NEW

____ BUILDING SEWER-REPLACE

____ WATER HEATER-REPLACE

____ OTHER

OF PLUMBING FIXTURES

____ BATH TUB

____ BIDET

____ CLOTHES WASHER

____ DISH WASHER

____ DRINKING FOUNTAIN

____ ELECTRIC WATER HEATER

____ FLOOR DRAIN

____ GARBAGE DISPOSAL

____ KITCHEN SINK

____ BACKFLOW PREVENTERS

OF PLUMBING FIXTURES

____ LAUNDRY TUB

____ LAVATORY

____ SERVICE SINK

____ SHOWER

____ URINAL

____ TOILET

____ SPRINKLER SYSTEM

____ OUTSIDE FAUCET

____ OTHER

TYPE OF MATERIAL FOR WATER SUPPLY _____

SIZE OF WATER SUPPLY LINE _____

TYPE OF MATERIAL FOR WASTE _____

TYPE OF SEPTIC SYSTEM _____

NUMBER OF BEDROOMS SYSTEM APPROVED _____

WATER HEATER CAPACITY _____ GAL.

GAS /OIL FIRED EQUIPMENT PIPING

____ INSTALLATION-NEW

____ ALTERATION

____ REPAIR

____ REPLACEMENT

____ OTHER

OF GAS APPLIANCES

____ BOILER

____ CLOTHES DRYER

____ FURNACE

____ OTHER

____ LOG LIGHTER

OF GAS APPLIANCES

____ OVEN

____ SPACE HEATER

____ RANGE WITHOUT OVEN

____ GAS WATER HEATER

____ UNIT HEATER

MECHANICAL SYSTEM INFORMATION:**MECHANICAL CONTRACTOR:**

NAME: _____ PHONE NUMBER: _____

ADDRESS: _____ STATE LIC. #: _____

DESCRIPTION OF EQUIPMENT TO BE PROVIDED AND INSTALLED**FUEL STORAGE:**

PROPANE TANK CAPACITY _____ GAL. TANK ABOVE GROUND _____ TANK BELOW GROUND _____

SIZE OF PIPING FROM TANK TO REGULATOR _____" TYPE OF PIPING MATERIAL _____

SIZE OF PIPING FROM REGULATOR TO APPLIANCES _____"

KEROSENE/FUEL OIL TANK CAPACITY _____ GAL. SIZE OF PIPING FROM TANK TO APPLIANCE _____"

TYPE OF PIPING MATERIAL _____

TYPE OF HEAT

____ HOT WATER BASE BOARD _____ STEAM _____ HEAT PUMP _____ ELECTRIC

____ OTHER _____

____ FURNACE/ HEATER BTU'S FURNACE/ HEATER MANUFACTURE NAME _____

____ COOLING EQUIPMENT SEER COOLING EQUIPMENT MANUFACTURE NAME _____

CHIMNEY/VENTS - QUANTITY _____ CHIMNEY/VENTS - TYPE _____

WOOD BURNING STOVES

TYPE OF WOOD BURNING STOVE _____ INSERT OR FREESTANDING _____

LOCATION OF WOOD BURNING STOVE _____

(1). DRAW AN OUTLINE OF EXISTING BUILDINGS(S) AND INDICATE DISTANCES FROM THE BUILDING(S) TO THE FRONT, REAR AND SIDE PROPERTY LINES.

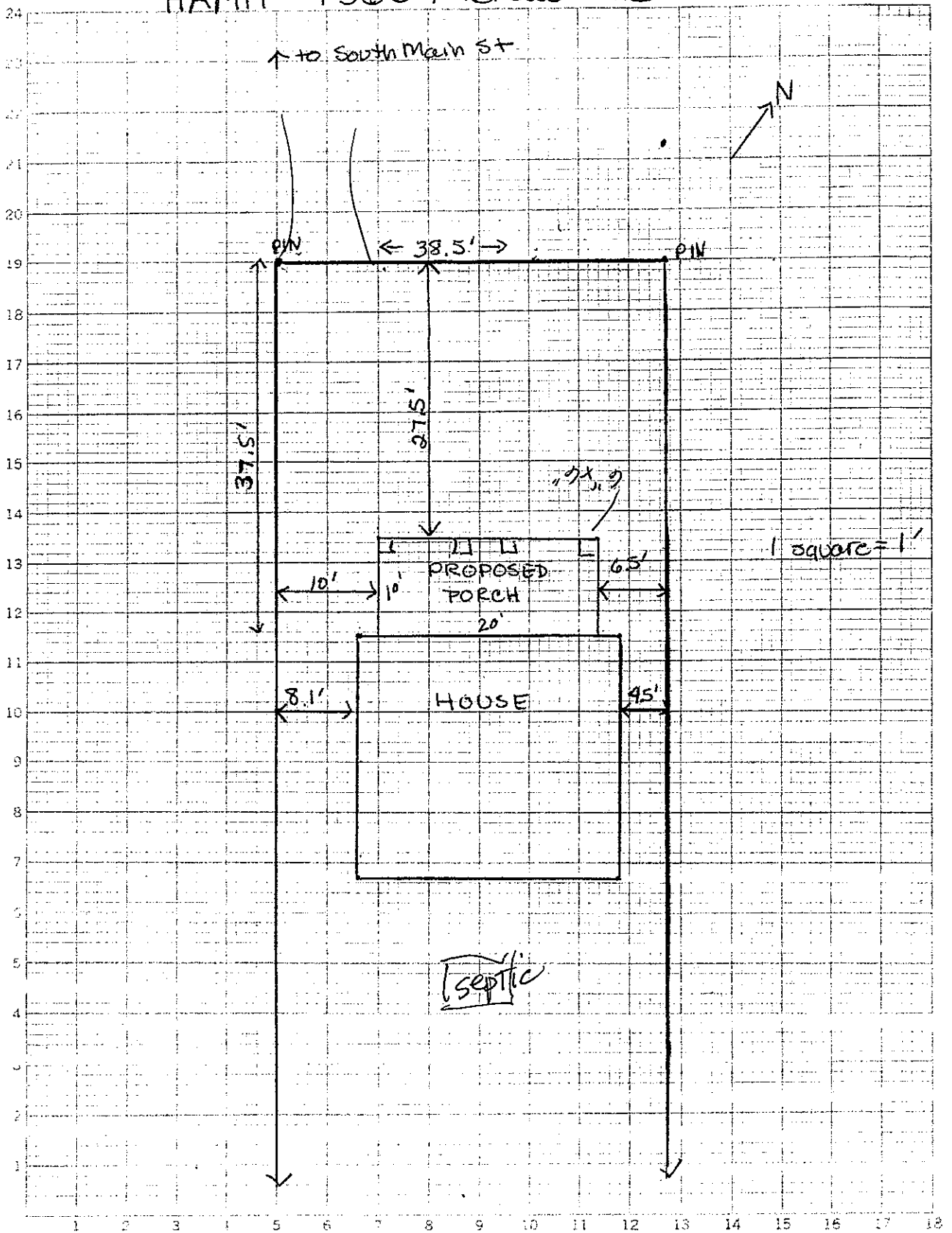
(2). DRAW AN OUTLINE OF THE PROPOSED STRUCTURE USING DASHED LINES AND INDICATE DISTANCES TO THE OTHER BUILDINGS AND TO ALL PROPERTY LINES.

=====

SEE ATTACHED COPY

SITE PLAN

HAMM - 7363 Andrews Lane



AFFIDAVIT

I, Bobby Umphlett, OF (ADDRESS)
7174 Tarr Lane Chincoteague VA

AFFIRM THAT I AM THE OWNER OR AGENT FOR THE OWNER OF A CERTAIN TRACT OR PARCEL OF LAND LOCATED AT : 7363 Andrews Lane

AND THAT I HAVE APPLIED FOR A BUILDING PERMIT. I AFFIRM THAT I AM FAMILIAR WITH THE PREREQUISITES OF SECTION 54.1-1111 OF THE CODE OF VIRGINIA AND I AM NOT SUBJECT TO LICENSURE AS A CONTRACTOR OR SUBCONTRACTOR.

SIGNED AND ACKNOWLEDGED BY _____ IN THE TOWN OF CHINCOTEAGUE, VIRGINIA ON THE _____ DAY OF _____, 20____, IN THE PRESENCE OF THE UNDERSIGNED WITNESS.

_____(WITNESS)

54.1111. Prerequisites to obtaining building permits – Any person applying to the building inspector or any authority of a city, county or town in this Commonwealth, charged with the duty of issuing building or other permits for the construction of any building, highway, sewer, or structure, or any removal, grading or improvement shall furnish prior to the issuance of the permit, either satisfactory proof to such inspector or authority that he is fully licensed or registered under the terms of this chapter to carry out or superintend the same, or file a written statement, supported by an affidavit, that he is not subject to licensure or registration as a contractor or subcontractor pursuant to this chapter. The applicant shall also furnish satisfactory proof that the taxes or license required by any city, town or county have been paid so as to be qualified to bid upon or contract for the work for which the permit has been applied.

It shall be unlawful for the building inspector or other authority to issue or allow the issuance of such permits unless the applicant has furnished evidence of being either exempt from the provisions of this chapter or licensed or registered under this chapter to carry out or superintend the work for which permits have been applied.

(Total project \$1,000.00 - \$7,499.00 Class C) (Total project \$7,500.00 - \$69,999.00 Class B)
(Total project \$70,000.00 or more Class A)

The building inspector, or other such authority, violating the terms of this section shall be guilty of a Class 3 misdemeanor. (Code 1950, 54-138; 1970, c. 319; 1980, c.634; 1988, c. 765)

**TOWN OF CHINCOTEAGUE
BOARD OF ZONING APPEALS APPLICATION**

APPLICANT NAME: _____ **ADDRESS:** _____

APPLICANT PHONE #: _____ **EMAIL:** _____

PROPERTY OWNER: _____ **ADDRESS:** _____

OWNER PHONE #: _____ **OWNER EMAIL:** _____

OWNER/APPLICANT SIGNATURE: _____ **DATE:** _____

ADDRESS OF PROPERTY: _____

TAX MAP _____ **PARCEL** _____ **LOT SIZE:** _____ **ZONING DESIGNATION:** _____ **DATE ACQUIRED:** _____

BY SIGNING ABOVE, THE APPLICANT ATTESTS THAT ALL STATEMENTS, DOCUMENTS, PLANS AND OTHER SUPPORTING DATA RELATIVE TO THE APPLICATION AND SUBMITTED HERewith ARE TRUE TO THE BEST OF HIS KNOWLEDGE AND BELIEF.

THE APPLICANT HEREBY REQUESTS THAT A PUBLIC HEARING BE SCHEDULED BEFORE THE BOARD OF ZONING APPEALS TO HEAR A REQUEST FOR:

- ☐ VARIANCE FROM ZONING REGULATIONS
- ☐ APPEAL FROM A DECISION OF THE ZONING ADMINISTRATOR
- ☐ INTERPRETATION OF THE ZONING DISTRICT BOUNDARIES
- ☐ APPEAL OF A ZONING VIOLATION NOTICE
- ☐ SPECIAL EXCEPTION

PLEASE PROVIDE A BRIEF DESCRIPTION OF THE GROUNDS FOR THE APPEAL OR SPECIAL EXCEPTION. ATTACH ADDITIONAL PAGES IF NECESSARY.

IF THE REQUEST IS FOR A VARIANCE, ANSWER QUESTIONS 1-9 FOLLOWING PAGES.

[illegible]

PLEASE PROVIDE RESPONSES AND EXPLANATIONS WHERE APPLICABLE TO THE FOLLOWING:

Questions 1-3 must be answered for a variance request.

1. Is the property exceptionally narrow or shallow or possess an irregular shape or size which existed prior to the adoption of the regulation(s) from which a variance is sought? ☐ YES ☐ NO

Explanation:

2. Does the subject property have exceptional topographic conditions or some other extraordinary situation or condition which is unlike other properties in the immediate vicinity? ☐ YES ☐ NO

Explanation:

3. Is there some particular condition, situation or development on the property immediately adjacent to the subject property which affects the subject property's ability to comply with the regulation(s) from which a variance is sought? ☐ YES ☐ NO

Explanation:

4. If a response of "NO" is provided for questions #1, #2 AND #3 above, the applicant is hereby advised that the Chincoteague Board of Zoning Appeals will have insufficient grounds for granting a variance. The applicant does, however, have the legal authority to present his case to the Board.

5. If a response of "YES" is provided for question #1, #2 *OR* #3 above, is there any beneficial land use for the property under the current regulations from which a variance is sought? ☐ YES ☐ NO

Explanation:

6. Describe the land-use hardship which has limited the use of the property, if different from the response in questions 1-3 above.

7. Has any development, construction or other activity occurred on the subject property while under the current ownership which does not comply with any provision of the Code? ☐ YES ☐ NO

Explanation:

8. Is the requested variance intended to provide a personal convenience, not currently allowed under the zoning regulations, to a person who may use the subject property? ☐ YES ☐ NO

Explanation:

9. If the answer to #8 above is "YES", is there any reason for requesting a variance other than obtaining a personal convenience? ☐ YES ☐ NO

Explanation:

10. Has a variance been requested for the subject property within the last 12 months? ☐ YES ☐ NO

11. Is the property subject to any legal action including Building Code violations, Zoning Code violations or any pending Court Order? ☐ YES ☐ NO

Explanation:

12. The applicant is advised to review the attached sections of the Town of Chincoteague Zoning Code in order to further understand the legal requirements regarding appeals, variances and special exceptions. If the owner of the property elects representation before the Board by legal Counsel, Agent or others acting on behalf of the owner, the following information must be provided:

Representative's Name: _____

Representative's Address: _____

Representative's Phone/email: _____

13. Attach any applicable site plans, building elevations, grading plans or other information that may assist the Board in their consideration of the matter.