

**Virginia: At a meeting of the Accomack County Board of Zoning Appeals, held  
in the Chambers of the Board of Supervisors on the 1<sup>st</sup> day of  
April, 2009, A.D.**

**Members present:**

Mrs. Elizabeth Kerns, Vice Chairwoman  
Mr. Willie L. Holland, Jr.  
Mr. J. William Mapp  
Mr. Harvey A. Drewer II

**Members absent:**

Mr. Robert L. Nock, Chairman

**Others present:**

Mr. David A. Fluhart, Zoning Administrator

The meeting was called to order by Mrs. Elizabeth Kerns, Vice Chairwoman, at 10 a.m. and opened to a public hearing on the following zoning matters:

**1). A request from Stella Rohde for a Special Use Permit pursuant to Article VIII, Section 106-179 for the location of an off-premise sign on the northbound lane side of Lankford Highway, across from Hardee's Restaurant, County Tax Map# 93-A-81, Onley, Virginia.**

Mrs. Stella Rohde, property owner and Mr. Jamie Covington of Selby Sign Company appeared before the Board to represent this application. The certified receipts from the notices mailed to the adjoining property owners were presented prior to this hearing. Mrs. Rohde asked for permission to construct a 10' X 20' 2-sided sign for advertising purposes.

After a brief discussion about the lack of a detailed site plan and a picture of the sign, Mr. Drewer made a motion to continue this application until the next meeting. Mr.

Holland seconded the motion. Ayes: Mrs. Kerns, Mr. Drewer, Mr. Holland, and Mr. Mapp.

**2). A request from Batista & Evelyn Madonia for a Special Use Permit pursuant to Article III, Section 106-53.15 for the location of 12 duplexes off of Route 614, County Tax Map# 109-A-47, near Craddockville, Virginia.**

Mr. Bob Turner, Attorney appeared before the Board to represent this application. Mr. Turner explained that zoning approval was granted for this housing facility in December 2006 but had since expired. He outlined several items that have been completed, i.e. survey of the property, replantings, health department approval, land disturbing permit, engineered design mass drainfields, etc. and discussed the benefits of a complex rather than having farm workers spread in several locations. He mentioned that the owners are good corporate citizens and are open to any reasonable suggestions from this board.

Mr. John Chamberlin of Beauchamp Construction appeared before the Board and described the proposed units to be similar to those on Dennis DR in Parksley and thought that construction should begin within a few months of this approval.

Mr. John Schneider appeared before the Board and asked if the 5-year septic pump-out requirement will apply to this complex the same as residences.

Mr. Turner stated that this seasonal complex will meet all Health Department regulations and asked that this application be approved.

After a lengthy discussion, Mr. Mapp made a motion to approve this Special Use Permit with the same stipulations that were placed on the approval in December 2006 and expanded Number 2 and 3 as follows:

- 1) The road leading to this complex shall meet the Erosion & Sediment Control standards for private roads;
- 2) An on-site manager must inhabit one of the dwelling units at the entrance of this complex and shall live there whenever the complex is occupied;
- 3) A 25-foot vegetative buffer shall be maintained around the entire complex and shall be of mature age when planted (beyond seedling).
- 4) Lighting shall be installed within the complex similar to the requirements as stated in the mobile home park regulations;
- 5) A recreational area similar to that of a soccer field shall be established.

Mr. Holland seconded the motion. Ayes: Mrs. Kerns, Mr. Mapp, Mr. Holland, and Mr. Drewer.

**3). A request from Robert Giardina for a Special Use Permit pursuant to Article III, Section 106-53.10 for the location of a restaurant at 26130 Mason RD, County Tax Map# 69-A-4, near Bloxom, Virginia.**

Mr. Robert Giardina and Mrs. Frandescine Giardina appeared before the Board and presented the signatures and certified receipts of the adjoining property owners. They asked for permission to sell simple foods such as pizza, pastas, chocolates, etc. at their farm winery mostly on weekends as an added service for their customers. They did not see this additional service generating any more traffic than usual and asked that this application be approved.

Messrs. Paul Muelly and John Schneider spoke in support of this restaurant and thought that it will be an asset to the winery.

After a brief discussion, Mr. Drewer made a motion to approve this Special Use Permit. Mr. Holland seconded the motion. Ayes: Mrs. Kerns, Mr. Drewer, Mr. Holland, and Mr. Mapp.

**IN RE MINUTES:**

Mr. Mapp made a motion to approve the minutes of the March 4, 2009 meeting

with a correction to the adjournment time. Mr. Drewer seconded the motion. Ayes:

Mrs. Kerns, Mr. Mapp, Mr. Drewer, and Mr. Holland.

**ADJOURNMENT:**

Mr. Drewer made a motion to adjourn. Mr. Holland seconded the motion. Ayes:

Mrs. Kerns, Mr. Drewer, Mr. Holland, and Mr. Mapp.

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Mrs. Elizabeth Kerns, Vice Chairwoman