



Nelson County Board of Zoning Appeals

February 5th, 2018

7:00 P.M.

General District Courtroom

84 Courthouse Square, Lovingston, Virginia

- Call to Order at 7:00 by Chair Allen
- Approval of Minutes - January 16, 2018

Mr. Childs noted that in the January 16, 2018 minutes the name Nicholas was spelled as Nicklas.

Mr. Moyer made a motion to approve the minutes from January 16, 2018. Ms. Saunders seconded the motion. The motion was approved 5-0.

Ms. Saunders made a motion pursuant to VA code Article 2.2-3711-A7-8 that the Board of Zoning Appeals convene in closed session with consultation with legal counsel pertaining to actual or probable litigation pertaining to the Atlantic Coast Pipeline and for consultation with legal counsel employed or retained by the Board of Zoning Appeals regarding the Atlantic Coast Pipeline variance requests. Mr. Moyer seconded the motion. The motion was approved 5-0.

Ms. Jones moved to certify that the Board of Zoning Appeals discussed only those matters which they convened in closed session. Mr. Moyer seconded the motion. The motion was approved 5-0.

Ms. Shackelford noted that Draper Aden had found that they had a conflict of interest and that they are no longer able to provide the BZA with technical assistance. She introduced KCI Technologies and noted that they are comfortable providing technical assistance.

Mr. Childs made a motion to authorize KCI for technical consultation. Ms. Saunders seconded the motion. The motion was approved 5-0.

Mr. Childs moved to dismiss for lack of standing the request for variance 2018-001. Property owned by EPT Ski Properties Inc. at TM# 11-A-2. Ms. Saunders seconded the motion. The motion was approved 5-0.

Ms. Jones moved to dismiss for lack of standing the request for variance #2018-002, property owned by Hershel and Darlene Spears at TM#20-A-61 and Daniel and Cynthia Corbin at TM#21-16-8 and Nelson Hill Top LLC at TM#21-A-36. Ms. Saunders seconded the motion. The motion was approved 5-0.

Mr. Childs moved to dismiss for lack of standing the request for variance 2018-003a, property owned by Jonathan and Janet Geldzahler at TM#20-A-59A. Ms. Jones seconded the motion. The motion was approved 5-0.

Ms. Jones moved to dismiss for lack of standing the request for variance #2018-004, property owned by Wanda and Davis Page at TM#21-4-5, Maki Family Trust at TM#21-A-113 and Robert and Eugene Fuhrman, TM#21-13-14. Ms. Saunders seconded the motion. The motion was approved 5-0.

Mr. Childs moved to dismiss for lack of standing the request for variance #2018-005, property owned by Hazel Rhames Trust at TM#33-A-7A and Shenandoah Properties LLC at TM#32-A-19. Ms. Saunders seconded the motion. The motion was approved 5-0.

Ms. Jones moved to dismiss for lack of standing the request for variance #2018-006, property owned by James David Matthews at TM#33-A-34. Mr. Moyer seconded the motion. The motion was approved 5-0.

Ms. Saunders moved that ACP be granted a deferral for Variance #2018-007 owned by Ronald Slaughter Jr. and Others at TM#45-A-25. Mr. Moyer seconded the motion. The motion was approved 5-0.

Ms. Saunders moved that ACP be granted a deferral for Variance #2018-008 owned by Equity Trust Company at TM#46-A-12 and Gillis Rodgers at TM#46-A-34. Mr. Moyer seconded the motion. The motion was approved 5-0.

Ms. Saunders moved that ACP be granted a deferral for Variance #2018-009 owned by James and Virginia Powell at TM#59-A-23. Mr. Moyer seconded the motion. The motion was approved 5-0.

Ms. Saunders moved that ACP be granted a deferral for Variance #2018-010 owned by Greenway S. Corporation at TM# 60-3-15, 60-3-16, and 60-A-28. Mr. Moyer seconded the motion. The motion was approved 5-0.

Mr. Childs moved to dismiss for lack of standing the request for variance #2018-011, property owned by the Commonwealth of Virginia Board of Game and Inland Fisheries at TM#81-A-42A. Ms. Saunders seconded the motion. The motion was approved 5-0.

Ms. Allen noted that the public hearing and meeting scheduled for February 12th will be deferred and that there will be notice when a new meeting is scheduled.

Mr. Childs made a motion to dismiss for lack of standing any requests for variance that may have not been included. Mr. Moyer seconded the motion. The motion was approved 5-0.

Mr. Moyer made a motion to adjourn at 8:12 pm. Ms. Saunders seconded the motion. The motion was approved 5-0.

Next Meeting: To be determined