

Smyth County Board of Zoning Appeals Tuesday, January 5, 2010

The Smyth County Board of Zoning Appeals met Tuesday, January 5, 2010, at 6:00 p.m. in the Smyth County Office Building.

BZA Members Present: Chairman John Saunders, Newell Johnson, Donald Martin, John DeBusk, Mike May, E. P. Ogle, and Alternate Robert Shults

BZA Members Absent: Robert Odum

Staff Members Present: Clegg Williams and Becca Kirk

Chairman Saunders called the meeting to order and Clegg Williams resumed as temporary Chair for the election of Chairman, Vice Chairman and Secretary for calendar year 2010.

Mr. Shults made a motion to suspend the current by-laws which was seconded by Mr. Johnson and unanimously carried.

Appointment of Chairman: Upon motion of Mr. Johnson, seconded by Mr. May and Mr. Martin, Mr. John Saunders was nominated as Chairman. With no other nominations, the nominations for Chairman were closed. With a unanimous vote, Mr. John Saunders was chosen as Chairman for calendar year 2010.

Mr. Williams then turned the meeting over to Mr. Saunders.

Appointment of Vice Chairman: Upon motion of Mr. Saunders, seconded by Mr. Johnson, Mr. Robert Odum was nominated as Vice Chairman. With no other nominations the nominations for Vice Chairman were closed. With a unanimous vote, Mr. Robert Odum was chosen as Vice Chairman for calendar year 2010.

Appointment of Secretary: Upon motion of Mr. Saunders, seconded by Mr. Shults, Mr. Mike May was nominated as Secretary. With no other nominations the nominations for Secretary were closed. With a unanimous vote, Mr. Mike May was chosen as Secretary for calendar year 2010.

Approval of minutes: Upon motion of Mr. Shults, seconded by Mr. DeBusk, and unanimously carried, the minutes of October 6, 2009, were approved.

Set Calendar for 2010: Meetings for calendar year 2010 were scheduled for the first Tuesday of each month at 6:00 p.m. All other meetings will be held as needed and will be scheduled around holidays or other times the Board room is unavailable.

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Operating Procedures: The Board reviewed the Operating Procedures and made the following change: 1. Organizational (c) remove "not to exceed three consecutive terms" for the Office of Chairman, Vice-Chairman, and Secretary.

Annual Report for years 2008 and 2009: Mr. Shults made a motion to accept the report which will be forwarded to the Board of Supervisors. The motion was seconded by Mr. May and unanimously carried.

Available training for members: Mr. Williams explained that training is available, just not locally and due to budget cuts training seminars have been reduced; however, should any member wish to seek training to contact him.

At approximately 6:30 Mr. Saunders adjourned the meeting.



Phillip Mike May

Smyth County Board of Zoning Appeals Tuesday, September 7, 2010

The Smyth County Board of Zoning Appeals met Tuesday, September 7, 2010, at 6:00 p.m. in the Smyth County Office Building.

BZA Members Present: Chairman John Saunders, Don Martin, Robert Odum, Newell Johnson, and Mike May **BZA Members Absent:** John DeBusk III and E. P. Ogle

Staff Present: Clegg Williams

Public Hearing: At approximately 6:02 p.m. Chairman Saunders called the meeting to order, read the rules for public hearings and advertisement of the hearing. He offered the option of a continuance to the applicant considering the full Board was not present. The applicant stated they wished to continue with the five members present. The Board members then introduced themselves and their respective district. Chairman Saunders opened the public hearing.

Rusty VanDyke represented Lakeside Ready Mix, Inc. and explained the history of how VDOT's right of way width consumes so much land. He described the locations of the buildings and how the traffic will flow with the operations on the site. He stated that if they purchase a portion of the extensive right of way back from VDOT they would then meet the setback, but that process takes six to twelve months.


Mr. Williams explained the application he received from Lakeside Ready Mix. He explained this is the third public hearing Lakeside Ready Mix has been a party too. First, they obtained a Map Amendment to rezone the property to Industrial; secondly, they obtained a Special Use Permit to operate a concrete manufacturing facility. Mr. Williams explained the benefits of the topography for Lakeside to meet their operation requirements. With their application, Mr. VanDyke submitted the required affidavit and paid the required fee. Mr. Williams advertised notice of this public hearing in the Smyth County News on Wednesday, August 25 and Wednesday, September 1. Additionally, Mr. Williams sent a first class mailing to the adjoining property owners, for which an affidavit is on file. Mr. Williams did not receive any comments with the exception of VDOT who did not have any concerns, provided no permanent structure was constructed within their right of way. Mr. VanDyke explained their business operations and products available to purchase on site.

Chairman Saunders closed the public hearing. Upon motion by Mr. May, seconded by Mr. Johnson, and duly carried, the Board approved Lakeside Ready Mix's request for a variance to be allowed a front yard setback of 10' considering the extra ordinary right of way width at the site, the narrowness of the tract and proximity to the railroad.

Vote:	5	Yea	(Saunders, Johnson, Martin, May, and Odum)
	2	Absent	(DeBusk and Ogle)

Approval of minutes: Upon motion of Mr. Johnson, seconded by Mr. May, and unanimously carried, the Board approved the minutes of January 5, 2010.

With no other business to discuss, Chairman Saunders adjourned the meeting at approximately 6:30 p.m.


Secretary

