



**MINUTES
BOARD OF ZONING APPEALS
NOVEMBER 3, 2021**

Chairman David Whitley, called to order the **Board of Zoning Appeals** at the Council Chamber, on Wednesday, November 3, 2021.

The Board members' staff briefing, was held at 1:00 p.m. in the Council Chamber to provide the Board members information pertaining the agenda of November 3, 2021.

Board Members Present: Janice Anderson, Thomas Holland, Myles Pocta, Robert Thornton, David Whitley, and Elizabeth Kovner sat as the alternate.

Case 2021-BZA-00062: Jessica Allert Variance to a 20-foot front yard setback from the property line adjacent to Largo Drive, instead of 30-feet as required for a proposed building addition **757 Largo Drive** Zoning: R 7.5 GPIN: 1466-35-2204

Board Action: APPROVED WITH 1 CONDITION ON NOVEMBER 3, 2021

Conditions:

1. The proposed building addition shall be constructed in substantial adherence to the submitted site plan.

Jessica Allert appeared before the Board.

There was no opposition present.

A motion was made by Mr. Pocta, seconded by Mr. Holland to approve the variance with 1 condition as listed in the staff report. All voted for the motion.

AYE 6 NO 0 ABSTAIN 0 ABSENT 0

**ANDERSON AYE
HOLLAND AYE
KOVNER AYE
POCTA AYE
THORNTON AYE
WHITLEY AYE**

Case 2021-BZA-00063: Donnie Lewis Variances to a 4-foot south side yard setback, instead of 8-foot as required; and to a 4-foot rear yard setback instead of 10-foot as required for a proposed detached garage **605 Bridgewater Arch** Zoning: R5D GPIN: 1468-70-5742

Board Action: DENIED ON NOVEMBER 3, 2021

Donnie Lewis appeared before the Board.

There was no opposition present.

A motion was made by Mrs. Kovner, seconded by Mrs. Anderson to deny variance. All voted for the motion.

AYE 6 NO 0 ABSTAIN 0 ABSENT 0

ANDERSON	AYE
HOLLAND	AYE
KOVNER	AYE
POCTA	AYE
THORNTON	AYE
WHITLEY	AYE

Case 2021-BZA-00065: James Richards, Jr Variance to a 4.35-foot south side yard setback, instead of 10-foot as required for a proposed elevator; and to a 9.89-foot side yard setback, instead of 10-feet as required for the existing dwelling; and to a 3-foot rear yard setback, instead of 20-feet as required for an existing uncovered deck **733 Vanderbilt Avenue** Zoning: R-10 GPIN: 2426-38-5075

Board Action: APPROVED WITH 2 CONDITIONS ON NOVEMBER 3, 2021

Conditions:

1. The proposed elevator shall be constructed in substantial adherence to the submitted site plan entitled "BZA EXHIBIT OF LOT 12; BLOCK 16 CROATAN BEACH VIRGINIA BEACH, VIRGINIA EXCLUSIVELY FOR LINDA CHAMPION-RICHARDS" dated June 8, 2021 and prepared by WPL.
2. If for any reason, the 7.5-foot portion of the unimproved alley cannot be closed as requested; the existing decking shall be removed to comply with the previously approved 7-foot rear yard setback variance.

Eddie Bourdon, Attorney with Sykes Bourdon Ahern & Levy appeared before the Board representing the applicant.

There was no opposition present.

A motion was made by Mrs. Kovner, seconded by Mr. Holland to approve the variance with 2 conditions as listed in the staff report. All voted for the motion.

AYE 6 NO 0 ABSTAIN 0 ABSENT 0

**ANDERSON AYE
HOLLAND AYE
KOVNER AYE
POCTA AYE
THORNTON AYE
WHITLEY AYE**

Case 2021-BZA-00066: Matthew Krmpotich Variance to an 8-foot side yard setback, instead of 10-feet as required for a proposed room addition **5505 Coliss Avenue** Zoning: R10 GPIN: 1467-36-6937

Board Action: APPROVED WITH 2 CONDITIONS ON NOVEMBER 3, 2021

Conditions:

1. The proposed room addition shall be constructed in substantial adherence to the submitted site plan.
2. The proposed room addition shall be constructed in substantial adherence to the submitted building plans entitled “KRMPOICH RESIDENCE 5505 COLISS AVE VIRGINIA BEACH, VIRGINIA” dated July 1, 2021 and prepared by Builder’s Services.

James Overbey, Contractor appeared before the Board representing the applicant.

There was no opposition present.

A motion was made by Mrs. Anderson, seconded by Mr. Thornton to approve the variance with 2 conditions as listed in the staff report. All voted for the motion.

AYE 6 NO 0 ABSTAIN 0 ABSENT 0

**ANDERSON AYE
HOLLAND AYE
KOVNER AYE
POCTA AYE
THORNTON AYE
WHITLEY AYE**

Respectfully Submitted

Thomas Holland
Secretary