

April 5, 2018

PRESENT: Steven F. Shreckhise, Chairman
 George A. Coyner, II, Vice Chairman
 Daisy A. Brown
 Thomas H. Byerly
 Justine D. Tilghman
 Sandra K. Bunch, Zoning Administrator and Secretary
 James R. Benkahla, County Attorney
 John R. Wilkinson, Director of Community Development
 Beatrice B. Cardelicchio-Weber, Executive Secretary

ABSENT: None

VIRGINIA: At the Called Meeting of the Augusta County Board of Zoning Appeals held on Thursday, April 5, 2018 at 8:30 A.M., in the County Government Center, Verona, Virginia.

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The staff briefing was held at **8:30 a.m.** in the Board of Supervisors Conference Room where the Zoning Administrator reviewed the staff report for each request on the Board's agenda. Copies of the staff reports can be found in the Community Development Department.

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VIEWINGS

The members of the Board of Zoning Appeals assembled at the Government Center and went as a group to view the following:

- **STEPHEN AND JANET HUFF - SPECIAL USE PERMIT**
- **CLARENCE WILLIAM CAMPBELL - SPECIAL USE PERMIT**
- **JAY FRIZZELLE, AGENT FOR DAVID ALAN INDUSTRIES, INC. - SPECIAL USE PERMIT**
- **CAROLYN P. VINES - SPECIAL USE PERMIT**
- **MONICA L. RUTLEDGE - SPECIAL USE PERMIT**
- **KENNETH RODGERS, AGENT FOR SERCAP - SPECIAL USE PERMIT**
- **NICK GROW, AGENT FOR AUGUSTA COUNTY PARKS AND RECREATION - VARIANCE**

At each location, the Board observed the site and the premises to be utilized. The Board also viewed the development and the character of the surrounding area.

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Chairman

Secretary

PRESENT: Steven F. Shreckhise, Chairman
 George A. Coyner, II, Vice Chairman
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 Thomas H. Byerly
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 Sandra K. Bunch, Zoning Administrator and Secretary
 James R. Benkahla, County Attorney
 Beatrice B. Cardellicchio-Weber, Executive Secretary

ABSENT: None

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VIRGINIA: At the Regular Meeting of the Augusta County Board of Zoning Appeals held on Thursday, April 5, 2018, at 1:30 P.M., in the County Government Center, Verona, Virginia....

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MINUTES

Mr. Byerly moved that the minutes from the March 1, 2018, meeting be approved.

Vice Chairman Coyner seconded the motion, which carried unanimously.

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STEPHEN AND JANET HUFF - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Stephen and Janet Huff, for a Special Use Permit to have outdoor storage of a food trailer and to have food sales onsite on property owned by C. Rodgers Huff, Trustees, Etal, located at 425 Shenandoah Mountain Drive, West Augusta in the North River District.

Ms. Janet Huff stated they would like to periodically sell food on premise where they live. She said they also sell food at many events that they travel to. She said the food trailer is to the left and the parking will be in front.

Ms. Tilghman asked if the food trailer will be visible from the road?

Ms. Huff stated yes.

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Ms. Tilghman asked if they will have a sign at the site?

Ms. Huff stated yes and it will be in accordance with the County's ordinance requirements.

Vice Chairman Coyner asked what prompted the applicant to operate at this location?

Ms. Huff stated they will operate during busy weekends and there will be more traffic with the pipeline workers in the area.

Mr. Byerly asked if there would be tables outside?

Ms. Huff stated they would like to have one (1) to three (3) picnic tables outside. She said they will not be a full-fledged restaurant.

Ms. Tilghman stated this type of business would only operate during good weather.

Ms. Huff stated yes. She said they will not operate in the winter months. She noted they have to winterize the food trailer.

Ms. Brown asked how many days will you operate?

Ms. Huff stated Monday – Saturday. She will not operate on Sunday. She said they are not sure how many days during the week they will operate.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

There being none, Chairman Shreckhise declared the public hearing closed.

Chairman Shreckhise stated this request will not be disruptive or cause any traffic issues. Vice Chairman Coyner stated this is a nice spot to operate this business. He stated the Board visited the site this morning. He moved to approve the request with the following conditions:

Pre-Conditions:

None

Operating Conditions:

1. Be allowed to store one (1) food trailer and have food sales onsite in the designated area shown on the BZA sketch.
2. Hours of operation be 10:30 a.m. to 8:00 p.m. Monday – Saturday.
3. No Sunday work.
4. No employees other than family members.
5. Site be kept neat and orderly.

Mr. Byerly seconded the motion, which carried unanimously.

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CLARENCE WILLIAM CAMPBELL - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Clarence William Campbell, for a Special Use Permit to have a landscape business with outdoor storage of equipment on property he owns, located at 2373 Hankey Mountain Highway, Churchville in the North River District.

Mr. Clarence Campbell stated he would like to park his truck with a chipper hooked behind it. He said all of the work is done at other people’s property during the day. He said during the day the truck will be gone.

Ms. Tilghman asked if the gooseneck trailer will be kept onsite also?

Mr. Campbell stated no it will not. He had a yard sale the other weekend and it will be moved out in the next couple of days.

Mr. Byerly asked how long have you owned the property?

Mr. Campbell stated seven (7) years.

Vice Chairman Coyner asked if he did all of the work himself?

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Mr. Campbell stated yes. He said he may ask for employees later if business is good.

Chairman Shreckhise asked if he has a stump grinder at the site?

Mr. Campbell stated no.

Vice Chairman Coyner asked if the applicant plans on bringing the wood chips or brush back to the site?

Mr. Campbell stated no. He said many famers keep it. He has had many places request it.

Vice Chairman Coyner stated the Board does not want to see stuff develop at the property.

Mr. Campbell stated nothing will be brought back to the site because he would have no use for it.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

There being none, Chairman Shreckhise declared the public hearing closed.

Mr. Byerly stated this is a reasonable request and it is needed in the area. He moved to approve the request with the following conditions:

Pre-Conditions:

None

Operating Conditions:

1. Be limited to one (1) bucket truck and chipper parked in the designated area on the BZA sketch.
2. No logs, wood chips, or mulch be brought to the site or sold at the site.
3. Site be kept neat and orderly.

- 4. No junk or inoperable vehicles, equipment, or parts of vehicles or equipment be kept outside.

Ms. Tilghman seconded the motion, which carried unanimously.

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JAY FRIZZELLE, AGENT FOR DAVID ALAN INDUSTRIES, INC. - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Jay Frizzelle, agent for David Alan Industries, Inc., for a Special Use Permit to relocate a building and use for business storage on property they own, located at 956 Keezletown Road, Weyers Cave in the Middle River District.

Mr. Karl Stoltzfus, Jr. stated he is the owner of the company and of the adjacent property. He has sold his residence where the building was previously located. He said the building was broken into since he moved out of the house. He would like to relocate this building from a residential site to this location in order for them to use it for business storage in an area that is predominately business and industrial.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

There being none, Chairman Shreckhise declared the public hearing closed.

Ms. Tilghman stated the Board visited the site today and the request seems reasonable. She said moving the building out of a residential area would be an upgrade. She moved to approve the request with the following conditions:

Pre-Conditions:

None

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Operating Conditions:

1. Applicant be allowed to relocate the 14' x 32' prefab building on the property for storage.
2. Applicant obtain building permit and provide a copy to Community Development.
3. No outdoor storage.
4. No junk or inoperable vehicles, equipment, or parts of vehicles or equipment be kept outside.
5. Site be kept neat and orderly.

Mr. Byerly seconded the motion, which carried unanimously.

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CAROLYN P. VINES - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Carolyn P. Vines, for a Special Use Permit to lease storage space within the existing garage on property she owns, located at 3727 Middlebrook Village Road, Middlebrook in the Riverheads District.

Ms. Carolyn Vines stated she owns this property. She said this site used to be a funeral home. She would like to lease out three (3) units of the garage. She has someone interested in storing landscape equipment at this location. She would like to have three (3) out of the four (4) stalls used for business storage.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

There being none, Chairman Shreckhise declared the public hearing closed.

Vice Chairman Coyner stated this is a good way to utilize the building. He said the Board visited the site today and it was neat and orderly. He said this use would not be a detriment to the community. He moved to approve the request with the following conditions:

Pre-Conditions:

None

Operating Conditions:

1. Be permitted to lease three (3) bays in the existing garage to the public.
2. No outside storage.
3. Site be kept neat and orderly.
4. No junk or inoperable vehicles, equipment, or parts of vehicles or equipment be kept outside.

Ms. Brown seconded the motion, which carried unanimously.

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ROBERT AND KELLY NORDHAUSEN - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Robert and Kelly Nordhausen, for a Special Use Permit to increase the number of dogs onsite, convert an existing building into dog kennels, construct a new building for dog training and continue the dog breeding facility on property they own, located at 238 Fauberitaville Lane, Greenville in the Riverheads District.

Mr. Robert Nordhausen stated he lives at the site and has operated a kennel for nine (9) years. He operates a dog training program. He said they have a veteran service, medical alert, and bomb dog training program. He said they finance the service dogs.

Mrs. Kelly Nordhausen stated she would like an increase in the amount of dogs. She said they currently are permitted up to twenty (20) dogs and would like to go to thirty-five (35) dogs. She said the demand is growing.

Ms. Tilghman asked if they have room to take care of that many dogs?

Mrs. Nordhausen stated yes. She said they would like to construct a new 24' x 40' building to store their tractors and to train the dogs so that she can be out of the rain. She also educates the public on the dogs. She recently did a demonstration at Riverheads

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Elementary School. She stated this is the only program in the State of Virginia that helps veterans. She noted if the veteran cannot pay for the service dog, they do not take the dog away. She said they ask the veteran to pay when they can and what they can for the service dog.

Mr. Byerly stated this is a noble undertaking.

Vice Chairman Coyner asked how do you get linked up with a veteran?

Mrs. Nordhausen stated by word of mouth or through different veteran organizations. She said they want to keep their business small.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

Mr. Stuart Eanes, 64 Sunnyside Drive, Greenville, stated he is a veteran with a brain injury and this is his dog. He has helped train dogs on thirty (30) different odors. He said all of their dogs are in a federal program and he has been doing this type of work for over ten (10) years.

Mr. Byerly asked how long have you lived here?

Mr. Eanes stated he has owned the land for about twelve (12) years and then he moved to the site about ten (10) years ago.

Mr. John Swink, 6039 Lee Jackson Highway, Raphine, stated he is 33 years old and he is a Marine veteran. He is in the PTSD program for veterans. He said he was given a dog and has been working with a dog. He is here to support the applicant. He said this program is beyond belief.

Chairman Shreckhise asked if there was anyone else wishing to speak regarding the request?

There being none, Chairman Shreckhise declared the public hearing closed.

Vice Chairman Coyner stated it is fortunate to have this in Augusta County. He is thankful and he would support this request.

Ms. Tilghman stated the applicant requested the operating condition be changed to thirty-five (35) dogs.

Vice Chairman Coyner moved to approve the request with the following conditions:

Pre-Conditions:

- 1. The 100' x 200' fenced training/exercise area shown on the BZA sketch be constructed within **ninety (90) days**.
- 2. Obtain permits for an Agricultural Structure and provide a copy to Community Development.

Operating Conditions:

- 1. Maximum of thirty-five (35) adult dogs kept at this site at any time.
- 2. No more than one (1) employee to come to the site.
- 3. All dogs be confined within the exercise areas or in individual stalls at all times.
- 4. Stipulations of SUP#09-42 remain in effect.

Mr. Byerly seconded the motion, which carried unanimously.

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MONICA L. RUTLEDGE - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Monica L. Rutledge, for a Special Use Permit to construct a barn and use a portion for weddings and special events and to modify operating conditions to allow thirty-five (35) events per year on property she owns, located at 1808 Parkersburg Turnpike, Swoope in the Pastures District.

Ms. Monica Rutledge stated she would like a modification in her existing permit. She would like to construct a barn to use for farm equipment storage and weddings and professional daytime events. She is approved for thirty (30) events but no more than three (3) per month. She asked that be modified and that the Board allow her to also have professional daytime events with a smaller amount of people which will be minimal disruption during the day time hours. She is asking for thirty-five (35) events.

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Ms. Tilghman asked if she would have three (3) weekend events per month and then other day time events also?

Ms. Rutledge stated she will have some weekday events in the barn or in the back field at the gazebo. She noted the barn will have a bathroom. She works from home so that will give her the opportunity to have professional training events during the day. She would like to have one (1) day time event a week and at least three (3) weekend events per month.

Mr. Byerly asked if she will have wedding events all year long?

Ms. Rutledge stated she will not have heat in the barn. She will have events mid-April through October. She hopes to have the opportunity to have daytime professional events in order to help with the cost of the barn and septic system.

Vice Chairman Coyner stated the daytime events will be training sessions and non-disruptive.

Ms. Rutledge stated yes. She said it would be a work retreat with no music. She is in agreement with what was granted with regard to music.

Ms. Brown asked if the applicant will have porta-potties?

Ms. Rutledge stated there will be two (2) ADA bathrooms in the barn.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

Mr. Dale Powers, 72 Swoope Road, Swoope, stated he is the closest neighbor. He said this will not bother him at all. He said it is a good use of the property.

Ms. Pam Carter, 2481 Parkersburg Turnpike, Swoope, stated she visited the site. She said the applicant has limited availability during the year to have weekend events. She understands why she wants to have the daytime events. She is in favor of the request.

Chairman Shreckhise asked if there was anyone else wishing to speak regarding the request?

There being none, Chairman Shreckhise declared the public hearing closed. He stated the Board has not received any opposition. He said this request will not bother anyone.

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Ms. Tilghman asked about the weekend vs. weekday events and the number allowed?

Vice Chairman Coyner stated the applicant may want to have two (2) weekday events to help recoup the cost of the building.

Mr. Byerly stated he has no issue with the thirty-five (35) weekend events.

Ms. Bunch stated the applicant can have the weekday events now but they still would count towards an event. She said Ms. Rutledge is not limited to just weekends.

Ms. Rutledge stated she would not want the daytime weekday events to count toward her larger events on the weekends.

Chairman Shreckhise asked how many total events would the applicant like to have?

Ms. Rutledge stated twenty (20) weekday events and thirty-five (35) wedding events with a total of fifty-five (55) total.

Ms. Tilghman suggested fifty-five (55) events but no more than three (3) weekends per month. She moved to approve the request with the following conditions:

Pre-Condition:

1. Applicant obtain an Agricultural Structure Permit and provide a copy to Community Development.

Operating Conditions:

1. Be permitted to construct a 67' x 51' barn and use a portion for weddings and special events.
2. Stipulations of SUP#17-24 remain in effect with the exception that stipulation #3 be limited to fifty-five (55) events per year but no more than three (3) weekends per month.

Mr. Byerly seconded the motion, which carried unanimously.

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KENNETH RODGERS, AGENT FOR SERCAP - SPECIAL USE PERMIT

This being the date and time advertised to consider a request by Kenneth Rodgers, agent for SERCAP, for a Special Use Permit to construct a dwelling less than 900 square feet in size on property owned by Preston Brenneman, located at 655 Spottswood Road, Spottswood in the Riverheads District.

Ms. Hayden Peterson, SERCAP, stated they help low income residents that do not meet living standards and have no indoor plumbing. She said Mr. Brenneman is in need of a two (2) bedroom home and that will be approximately 780 square feet. She said this project will help his quality of life.

Ms. Tilghman asked if they will demolish all or some of the structures at the site?

Ms. Peterson stated they will demolish and renew the property. She was made aware that Mr. Brenneman just purchased a storage building and wants to keep it.

Vice Chairman Coyner asked what is the timeframe of the project?

Ms. Peterson stated this will be a three (3) month project once the contractor is chosen.

Vice Chairman Coyner asked if the project would be done by the fall?

Ms. Peterson stated yes as long as everything goes according to plan.

Vice Chairman Coyner asked if a septic system will be installed?

Ms. Peterson stated yes. She said they will install a septic and a well.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

Ms. Linda Tenney, Shenandoah Valley Social Services, stated Mr. Brenneman needs a warm safe place to live. She said he needs indoor plumbing and this house will be handicapped accessible. She said this is a great thing for Mr. Brenneman.

Ms. Tilghman asked if he has a place to stay during the construction of the new home?

Ms. Tenney stated he has been residing in a camper on the property. She said right now he does not have indoor plumbing and water.

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Ms. Bunch stated the Zoning Ordinance prohibits using a camper for a permanent living facility. She said a camper cannot be used as a dwelling.

Mr. George Earhart, 50 Mount Ida Lane, Staunton, stated he owns a rental property adjacent to Mr. Brenneman's house. He is not in opposition but he wants to be sure based on the bid for new construction that the removal of the house and debris to an approved offsite location happens. He noted Mr. Brenneman has not always kept the property looking neat. He said that it was news to him that Mr. Brenneman just added another structure to the property. He is in favor of this but he does have some concerns. He is concerned for the neighborhood. He said there is no ordinance that states Mr. Brenneman has to clean up the property.

Chairman Shreckhise asked if there was anyone else wishing to speak regarding the request?

There being none, Chairman Shreckhise asked the applicant to speak in rebuttal.

Ms. Peterson stated in her experience with past projects, when they demolish, they take everything off of the facility. She stated the debris will be removed and it is part of the contract.

Ms. Bunch stated the County conducts inspections when a demolition permit is applied for.

Chairman Shreckhise asked if the new structure would require a separate building permit?

Ms. Bunch stated yes, the prefab building will require a permit. She stated it was brought to Mr. Brenneman's property before he was ready for it. She noted if Mr. Brenneman would like to keep that accessory building, the other buildings will have to be removed because it will push him over the 900 square foot aggregate requirement for accessory buildings. She noted the only other option would be a Special Use Permit but that is not what the applicant is proposing. She said when she spoke with Mr. Brenneman yesterday, the plan was to remove all of the other structures.

Chairman Shreckhise asked if he could keep the newer building?

Ms. Bunch stated that building can remain as long as the others are removed.

Ms. Tilgman stated the newer structure is quite nice.

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Chairman Shreckhise declared the public hearing closed.

Vice Chairman Coyner stated this will be an upgrade for the neighborhood and it will give the applicant adequate living facilities. He moved to approve the request with the following conditions:

Pre-Conditions:

- 1. Obtain VDOT entrance permit and provide a copy to Community Development.
- 2. Obtain Health Department approval and provide a copy to Community Development.
- 3. Obtain demolition permits and provide a copy to Community Development.
- 4. All debris from the demolition be removed prior to construction of the new home.

Operating Conditions:

- 1. Applicant obtain building permit and provide a copy to Community Development.
- 2. Site be kept neat and orderly.
- 3. No junk or inoperable vehicles to be kept outside.

Ms. Brown seconded the motion, which carried unanimously.

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NICK GROW, AGENT FOR AUGUSTA COUNTY PARKS AND RECREATION - VARIANCE

This being the date and time advertised to consider a request by Nick Grow, agent for Augusta County Parks and Recreation, for a Variance from the Floodplain Ordinance in order to expand an existing structure on property owned by County of Augusta, Virginia, located at 170 Natural Chimneys Lane, Mt. Solon in the North River District.

Mr. Nick Grow stated they are requesting an expansion for their stage for future festivals. He said they are planning on raising the roofline. He said this expansion will improve the acoustics for the bands.

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Ms. Tilghman asked if this is the secondary stage?

Mr. Grow stated this is the primary stage within the campground year-round.

Mr. Byerly stated the campground has been quite successful.

Mr. Grow stated they are doing very well. He said the campsites during the Red Wing Roots Festival are already sold out.

Chairman Shreckhise asked if there was anyone wishing to speak in favor, or in opposition to the request?

Mr. Randall Woods, 1611 North River Road, Mount Solon, stated he lives directly across the road. He wanted to be sure that this project does not affect the grade of the land.

Chairman Shreckhise stated the Board visited the site today. He noted all of the structure is aboveground.

Mr. Andy Wells, Director of Parks and Recreation, said the stage is elevated already and they are only going to expand the floor area and vault the ceiling. He said there will be no change to the grade. He said any water will flow under the stage.

Chairman Shreckhise asked if there was anyone else wishing to speak regarding the request?

There being none, Chairman Shreckhise declared the public hearing closed.

Ms. Bunch noted the applicant will meet all of the building code requirements during construction.

Ms. Brown stated the Board visited the site today. She said the site is neat and orderly. She stated granting the Variance would not endanger life or property. She moved to approve the request with the following conditions:

Pre-Conditions:

None

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Operating Conditions:

- 1. Obtain a Floodplain Development Permit.
- 2. Applicant obtain building permit and provide a copy to Community Development.

Mr. Byerly seconded the motion, which carried unanimously.

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MATTERS TO BE PRESENTED BY THE ZONING ADMINISTRATOR

Ms. Bunch stated the applicants are requesting their permits be cancelled.

PATRICK RODGERS AND STEPHEN HUFF, AGENTS FOR SHENANDOAH MOUNTAIN OUTFITTERS - SPECIAL USE PERMIT - REQUEST TO CANCEL

A request by Patrick Rodgers and Stephen Huff, agents for Shenandoah Mountain Outfitters, for a Special Use Permit to have private guided hunting, fishing, bird dog training, kennel, corporate retreat/outing, and camping on property owned by C. Rodgers Huff, Trustee & Etal, located on the north side of Shenandoah Mountain Drive (Route 250), approximately .6 of a mile west of Deerfield Valley Road (Route 629) in the North River District.

Vice Chairman Coyner moved to cancel the permit.

Ms. Brown seconded the motion, which carried unanimously.

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PATRICK C. RODGERS AND STEPHEN HUFF, AGENTS FOR SHENANDOAH MOUNTAIN OUTFITTERS - SPECIAL USE PERMIT - REQUEST TO CANCEL

A request by Patrick C. Rodgers and Stephen Huff, agents for Shenandoah Mountain Outfitters, for a Special Use Permit to continue to have private guided hunting and fishing, bird dog training, kennel, and private retreat/outings on property owned by C. Rodgers Huff, Trustee and Etal, located at 425 Shenandoah Mountain Drive, West Augusta, in the North River District.

Vice Chairman Coyner moved to cancel the permit.

Ms. Brown seconded the motion, which carried unanimously.

EMMETT W., JR. OR SHARON M. HANGER - SPECIAL USE PERMIT - REQUEST TO CANCEL

A request by Emmett W., Jr. or Sharon M. Hanger, for a Special Use Permit to have a real estate office and a political office on property they own, located at 928 Natural Chimneys Road, Mt. Solon, in the North River District.

Mr. Byerly moved to cancel the permit.

Ms. Brown seconded the motion, which carried unanimously.

BRIAN AND COLBY TROW, MOSSY CREEK FLY FISHING, INC. - SPECIAL USE PERMIT - REQUEST TO CANCEL

A request by Brian and Colby Trow, Mossy Creek Fly Fishing, Inc., for a Special Use Permit to have recreational cabins on property owned by Ronnie L. or Debra S. Knicely, located on the south side of Mossy Creek Road (Route 747), approximately .2 of a mile west of the intersection of Mossy Creek Road (Route 747) and Iron Works Road (Route 809) in the North River District.

Ms. Brown moved to cancel the permit.

Mr. Byerly seconded the motion, which carried unanimously.

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STAFF REPORT

- 17-21 Kevin or Carol Milkman
- 17-22 Lyle Sprouse
- 17-23 Christopher D. and Rikki L. Howell
- 17-24 Monica L. Rutledge
- 17-25 Fishersville Property, LC

Ms. Bunch stated SUP#17-21 has been cancelled. She noted SUP#17-22 was inspected and we found one (1) inoperable vehicle outside the impound area. She has sent the applicant a letter and the vehicle has been moved, therefore, the site is now in compliance. She noted the applicant has not completed the pre-conditions and has never submitted plans for SUP#17-23. She has sent the applicant a letter and they are meeting with the Building Official next week. She noted SUP#17-24 is in compliance. She stated the applicant for SUP#17-25 has never established the site. She has sent a letter asking if they need an extension or if they would like to cancel the permit.

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Mr. Benkahla discussed the court cases with the Board.

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There being no further business to come before the Board, the meeting was adjourned.

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Chairman

Secretary