

MORGAN COUNTY PLANNING COMMISSION
AGENDA

July 24, 2012
7:00 p.m.

Regular Meeting

- I. OPEN MEETING
- II. MEETING MINUTES - Meeting held June 26, 2012
- III. WAIVER REQUEST - MORGAN COUNTY SUBDIVISION ORDINANCE SECTION 7.2 DEVELOPER TIME LIMITS - PHASED PRELIMINARY PLAT

- A. Creekside Village (Sleepy Creek) Subdivision - Phased Preliminary Plat
Owned and developer by Wade Clements, Sleepy Creek LLC
Property Location: Route 522 South off of Snake Eyes Lane
Timber Ridge District, Tax Map 11, Parcel 5, 6

Developer is requesting an extension of time for the Preliminary Plat submittal for Phase I. The Phased Preliminary Plat for Creekside/Sleepy Creek Subdivision was approved in March 2009. The Preliminary Plat submittal for Phase I is due by July 1, 2012.

Waiver Request: Requesting a waiver of the two (2) year time limit to submit a Preliminary Plat for the first phase of Creekside/Sleepy Creek Subdivision.

(Morgan County Subdivision Regulations Section 7.2 - Developer Time Limits - Phased Preliminary Plat)

Applicable to Section 7.3 Time Limits, Morgan County Subdivision Regulations; West Virginia Code Chapter 8A-5-12 Vested Property Right

- IV. SALVAGE YARD ORDINANCE VIOLATION - Robert & Susan Summers

- A. Robert & Susan Summers
Property located at 110 Daisy Lane, Berkeley Springs, WV
Cacapon Acres Subdivision, Timber Ridge District, Map 8,
Parcel 25.3

At their May 22, 2012, the Morgan County Planning Commission took the following action regarding this violation:

"The Morgan County Planning Commission instructed staff to delay enforcement of the violation proceedings until their next regular meeting (June 26, 2012) to allow Mr. Summers time to meet the Morgan County Salvage Yard Ordinance requirements. No Improvement Location Permits (building permits) are to be issued for this location while the violation exists as per Planning Commission policy."

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At their June 26, 2012 meeting, the Morgan County Planning Commission took the following action:

Even though the site continues to be in violation of the Salvage Yard Ordinance, Mr. Summer's efforts over the past month to comply with the Ordinance are to be commended. Because of this effort,

"The Planning Commission will allow Mr. and Mrs. Robert Summers twenty-eight (28) days to bring the site into total compliance with the Morgan County Salvage Yard Ordinance regulations."

The Commission requested that staff, with some assistance from Mr. Summers, draft an inventory listing of all vehicles, their location and whether the vehicle has a current registration tag, by the July 24, 2012. Staff will also meet with Barbara Abe, West Virginia Division of Highways Salvage Yard Inspector, to review the status of the site.

Mr. Summers stated that he will proceed with the cleanup and will assist staff with a listing of inventory.

Staff will update Commission as to the status of the site and inventory listing and request guidance as to further action if necessary.

V. DISCUSSION

- A. Chesapeake Bay Accountability Grant Award
Update on status of project by Arro Consulting
Review of draft stormwater presentation