

**AGENDA**  
**KING & QUEEN COUNTY BOARD OF ZONING APPEALS**  
**MONDAY, APRIL 19, 2010**  
**6:00 P.M.**  
**COURTROOM**

1. Call to Order
2. Determination of Quorum
3. Approval of Agenda
4. Approval of March 15, 2010 Minutes
5. Public Hearings:
  - a. **VAR10-02, King & Queen County Board of Supervisors** – requesting a Variance (concurrent with a Conditional Use Permit & Level 3 Site Plan request to allow for the replacement of an existing radio communications tower) from Zoning Ordinance, Article 8, Section 3-174, “Setbacks and Separation” reducing the set back distance a tower must be from any existing off-site residential structure and from Zoning Ordinance, Article 5, Table 5.1, “Table of Minimum Dimensional Regulations for Primary Zoning Districts,” to (1) allow a 172 foot right side yard setback vs. the required 300 foot side yard setback (2) allow a 55 foot rear side yard setback vs. the required 300 foot side yard setback. The property is located just behind 216 Allens Circle, County Tax Map No. 1624-54R-35 in the Stevensville Magisterial District.
  - b. **VAR10-03, Frances G. Fogg C/o American Tower Corporation** – requesting a Variance (concurrent with a Conditional Use Permit & Level 3 Site Plan request to allow for the construction of a new radio communications tower) from Zoning Ordinance, Article 8, Section 3-174, “Setbacks and Separation” reducing the set back distance a tower must be from any existing off-site residential structure. The property is located behind 8770 Newtown Road, County Tax Map Parcel No. 1624-54R-35 in the Newtown Magisterial District.
6. Board Member Comments
7. Adjournment