



APPLICATION FOR RELIEF FOR NONCONFORMING USE AND DEVELOPMENT WAIVER PURSUANT TO THE CHESAPEAKE BAY PRESERVATION



The Poquoson Environmental Development Plan Review Committee may grant a Nonconforming Use and Development Waiver from the Chesapeake Bay Preservation Area standard (§11.4-12(a) of the Poquoson City Code) in order to permit the remodeling of, alteration of, or addition to, a building or structure, which lawfully existed within the 50-foot landward portion of the Resource Protection Area (RPA) on November 15, 1991. If your property qualifies, you may request such Waiver by completing this application and acquiring signatures of all property owners.

1. APPLICANT(S):

Name: _____

Address: _____

Phone No.: Home _____ Work _____ Cell _____

Interest in Property: _____ Own _____ Rent _____ Lease
_____ Purchasing Agent

2. OWNER(S): (if different from applicant(s))

Name: _____

Address: _____

Phone No.: Home _____ Work _____ Cell _____

3. LOCATION OF PROPERTY:

Address: _____

Tax Map No.: _____

Subdivision Name (if applicable): _____

Lot Number: _____ Block Number: _____

Date Property Was Recorded: _____

4. **PROPOSED ACTIVITY OR USE:** (Explain in detail what you want to do on the property.)

5. **ATTACH CERTIFIED PLOT PLAN TO INCLUDE THE FOLLOWING:**

- Location of the 100-foot Resource Protection Area (RPA).
- Location and square footage of the proposed encroachment into the buffer area and its distance from the RPA feature.

6. **NON-POINT SOURCE POLLUTION LOAD:**

Attach pertinent calculations.

7. **COMPLETE ATTACHED WATER QUALITY IMPACT ASSESSMENT:**

A minor water quality impact assessment (WQIA) is required for any proposed land disturbance, development, or redevelopment activity within an RPA.

8. **PRE-SUBMITTING CONFERENCE:**

On _____ a conference was held between the applicant(s) and the Administrator or designee.

9. **SIGNATURE(S):** *By signing below you are certifying that the information above and all accompanying information submitted as part of this application is true to the best of your knowledge. In addition you are authorizing City representatives to have access to the property during reasonable hours. Please note that all property owners must sign below:*

Applicant

Applicant

Owner(s) (if different from applicant)

Owner(s) (if different from applicant)

Date

Date

Note to Applicant: *Any approved nonconforming use and development waiver shall become null and void twelve months from the date issued.*

INCLUDE WITH THIS APPLICATION:

\$29.00 APPLICATION PROCESSING FEE (CODE SF)

Date Paid

Treasurer's Office Payment Certification

FOR OFFICE USE ONLY (check one)

APPROVED AS REQUESTED

APPROVED WITH THE FOLLOWING CONDITIONS:

DENIED

DATE: _____ SIGNATURE: _____
Community Development Coordinator

Waiver Number: _____
Expiration Date: _____

WATER QUALITY IMPACT ASSESSMENT

(Required for any proposed RPA encroachment)

1. What is the nature of the proposed encroachment into the buffer area? (Include type of paving material, areas of clearing or grading, location of any proposed structures, drives, or other impervious cover.)

2. Provide a narrative providing the reason for the encroachment or disturbance and a description of other alternatives to the RPA encroachment that have been explored (i.e. reducing other setbacks, altering the construction footprint, consideration of alternative site layouts, etc.) and why these other alternatives are not practicable.

3. What type of vegetation exists onsite? Include the number and types of trees and other vegetation to be removed in the buffer to accommodate the encroachment.

4. Explain how the design of the plan will preserve to the greatest extent possible any significant trees and vegetation on the site.

5. What type of water quality feature(s) do you propose to install in mitigation for the proposed RPA encroachment?
