

# BOARD OF ZONING APPEALS

December 9, 2024

St. Christophers School Foundation St. Christophers School 711 Saint Christophers Road Richmond, VA 23226

Jennifer Mullen, Esq. 1519 Summit Avenue, Suite 102 Richmond, VA 23230

To Whom It May Concern:

# RE: BZA 05-2025

You are hereby notified that the Board of Zoning Appeals will hold a public hearing on **Wednesday, January 8, 2025** at **1:00 PM** in the 5<sup>th</sup> Floor Conference Room, City Hall, 900 E. Broad Street to consider an application for a building permit to construct a new fence and retaining wall accessory to an existing school at 103 & 105 PEPPER AVENUE (Tax Parcel Number W021-0303/005 & 004), located in an R-4 (Single-Family Residential) District. This meeting will be open to in-person participation with a virtual option. The public will have the option to provide their comments by teleconference/videoconference via Microsoft Teams, or in writing via email as indicated below.

Please be advised that the applicant or applicant's representative is required to participate in the subject public hearing either by teleconference/videoconference or in person. For teleconference participation call 804-316-9457 and entering code 169 014 747#. computer, For video access by smart phone or tablet visit https://richmondva.legistar.com/Calendar.aspx. Select the Board of Zoning Appeals dropdown and 2025 drop-down, click meeting details for January 8, 2025 meeting and then click video access. In the event you have difficulty accessing a public hearing you may contact Mr. William Davidson at 804-396-5350 or by email at Chuck.Davidson@rva.gov for assistance. The Board of Zoning Appeals Rules of Procedure provides that in the case of an application for a variance or a special exception, the applicant, proponents or persons aggrieved under \$15.2-2314 of the Code of Virginia, shall be permitted a total of six (6) minutes each to present their case. The Board of Zoning Appeals will withhold questions until the conclusion of the respective presentations. For the purposes of the record it also requested that before addressing the Board you identify yourself and spell your name.

Finally, when you submitted your application to the zoning office you were given an handout entitled, Suggestions for Presenting Your Case to the Board, which indicated that you should discuss your request with your neighbor(s) and neighborhood

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association(s) prior to appearing before the Board of Zoning Appeals. Contact information for civic group(s) can be found by navigating to the Civic Group webpage of the City's website at <a href="https://www.rva.gov/planning-development-review/civic-groups">https://www.rva.gov/planning-development-review/civic-groups</a>. Once there, you can search for your property using the interactive map. A dialogue box will provide you with the names of all civic groups within which your property may lie. Once you have those group names, simply scroll down the page to the appropriate group(s) to find the contact information for each. The Board understands that given the current situation it is not practical to conduct face-to-face discussions with either your neighbors or neighborhood association(s) but the Board requests that you make a good faith effort to provide them with relevant information regarding your case.

If you have any questions regarding the Board's procedures or any issue involving presentation of your case, please feel free to contact me.

Very truly yours,

Log W. Conter

Roy W. Benbow, Secretary Phone: (804) 240-2124 E-mail: <u>Roy.Benbow@rva.gov</u>

cc: Zoning Administrator

Notice of this meeting is being sent to the persons whom the Board of Zoning Appeals believes to be property owners in the immediate vicinity of the property concerned in this application. This notice is for their information only, and there is no need for them to appear unless they so desire. The Board will, however, welcome such views as any persons care to express during the hearing on this application.

Aragon Group 111 Pepper Ave Richmond, VA 23226

Collier Ann M 3 Mayfair Ave Richmond, VA 23226

Norris John Franklin Ii And Jill Hutchens 6304 Three Chopt Road Richmond, VA 23226

Shea David B 100 Pepper Ave Richmond, VA 23226 Bowles Peter H & Jacqueline P 6212 Three Chopt Rd Richmond, VA 23226

Hartt Nancy G And Charles B 6300 Three Chopt Rd Richmond, VA 23226

Nuckols Richard W Trustee 6220 Three Chopt Rd Richmond, VA 23226 Church Schools In The Diocese Of Virginia Inc 8727 River Road Henrico, VA 23229

Miller Scott H And Heather W 4 Kingsway Ct Richmond, VA 23226

Page Anne M 101 Pepper Ave Richmond, VA 23226 Property: 103 Pepper Ave Parcel ID: W0210303005

Parcel	
Street Address:	103 Pepper Ave Richmond, VA 23226-
	ST CHRISTOPHERS SCHOOL FOUNDATION
	711 ST CHRISTOPHERS RD, RICHMOND, VA 23226
	BINFORD PROPERTY
Parent Parcel ID:	
	130 - Westham/CCV
	115 - R One Story+ (1.25, 1.5, 1.75)
Exemption Code:	R-4 - Residential (Single Family)
Exemption code.	•
Current Assessment	
Effective Date:	01/01/2024
Land Value:	\$150,000
Improvement Value:	\$598,000
Total Value:	\$748,000
Area Tax:	\$0
Special Assessment District:	None
Land Description	12200
Parcel Square Feet:	
Acreage:	
Property Description 1:	
	0100.00X0137.35 0000.000
	X= 11765291.000133 Y= 3735540.349133
Latitude:	37.57824061 , Longitude: -77.52563526
Description	
	Residential Lot A
Topology:	
Front Size:	
Rear Size:	
Parcel Square Feet:	
Acreage:	
Property Description 1:	
	0100.00X0137.35 0000.000
	BINFORD PROPERTY
. ,	X= 11765291.000133 Y= 3735540.349133 37.57824061 , Longitude: -77.52563526
Latitude.	57.57824001, <b>Longitude.</b> -77:52505520
Other	
Street improvement:	
Sidewalk:	

Assessments

Assessment Year	Land Value	Improvement Value	Total Value	Reason
2025	\$175,000	\$622,000	\$797,000	Reassessment
2024	\$150,000	\$598,000	\$748,000	Reassessment
2023	\$114,000	\$553,000	\$667,000	Reassessment
2022	\$114,000	\$523,000	\$637,000	Reassessment
2021	\$95,000	\$519,000	\$614,000	Reassessment
2020	\$95,000	\$492,000	\$587,000	Reassessment
2019	\$95,000	\$453,000	\$548,000	Reassessment
2018	\$95,000	\$436,000	\$531,000	Reassessment
2017	\$95,000	\$414,000	\$509,000	Reassessment
2016	\$95,000	\$414,000	\$509,000	Reassessment
2015	\$95,000	\$405,000	\$500,000	Reassessment
2014	\$95,000	\$413,000	\$508,000	Reassessment
2013	\$95,000	\$413,000	\$508,000	Reassessment
2012	\$95,000	\$423,000	\$518,000	Reassessment
2011	\$95,000	\$423,000	\$518,000	CarryOver
2010	\$95,000	\$423,000	\$518,000	Reassessment
2009	\$95,000	\$422,700	\$517,700	Reassessment
2008	\$95,000	\$422,700	\$517,700	Reassessment
2007	\$95,000	\$422,700	\$517,700	Reassessment
2006	\$95,000	\$358,200	\$453,200	Reassessment
2005	\$89,200	\$251,300	\$340,500	Reassessment
2004	\$76,200	\$214,800	\$291,000	Reassessment
2003	\$76,200	\$214,800	\$291,000	Reassessment
2002	\$76,200	\$214,800	\$291,000	Reassessment
2001	\$60,000	\$169,100	\$229,100	Reassessment
2000	\$50,000	\$169,100	\$219,100	Reassessment
1998	\$50,000	\$147,000	\$197,000	Not Available

## -Transfers

Transfer Date	Consideration Amount	Grantor Name	Deed Reference	Verified Market Sale Description
06/16/2023	\$412,500	TAIBL ANDREW R AND BETHANY F	ID2023-8981	2 - INVALID SALE-Relation Between Buyer/Seller
10/11/2016	\$284,773	ST CHRISTOPHERS SCHOOL	ID2016-19898	2 - INVALID SALE-Relation Between Buyer/Seller
06/25/2015	\$262,500	GORDON JOHN E JR AND GINA C	ID2015-11389	2 - INVALID SALE-Special Financing/Terms, etc.
11/06/2012	\$255,000	ST CHRISTOPHERS SCHOOL	ID2012-22172	2 - INVALID SALE-DO NOT USE
06/08/2009	\$257,500	FRANZ THOMAS J & STEPHANIE B	ID2009-12114	2 - INVALID SALE-DO NOT USE
12/30/2002	\$251,500	ST CHRISTOPHER"S SCHOOL	ID2003-2124	
07/27/2001	\$425,000	PALMORE JOANNE S	ID2001-19404	
02/14/1994	\$0	Not Available	00385-0728	

Planning			
Master Plan Future			
		esidential (Single Family)	
	ng District: Far Wes	st	
	affic Zone: 1112		
	nood Code: TCHP		
	ood Name: Three C	hopt	
	Civic Code: 3010		
	sion Name: Westnar	mpton Citizens Association	
City Old and Histor		D PROPERTY	
National histor			
Neighborhoods	s in Bloom:		
Redevelopment Conserv			
Economic Development			
-	Care Area: -		
	orise Zone:		
Environment 400 XEAD Flood		the Water Decourse D' ' ' (242	75.00
	-	the Water Resources Division at 646-	-1 200.
500 YEAR Flood	-	the Water Resources Division at 646	7586
Resource Prote	-	The volution of the sources Division at 646	1000.
Wo			
We	tland Flag: N		
	Block	Block Group	Tract
Census	-	Block Group	Tract 050500
Census Census Year	Block		
Census Census Year 2000	Block 1030	0505001	050500
Census Census Year 2000 1990 Schools	Block 1030 130	0505001	050500
Census Census Year 2000 1990 Schools Elementa	Block 1030 130 ary School: Mary Mu	0505001	050500
Census Census Year 2000 1990 Schools Elementa Midd	Block 1030 130 ary School: Mary Mu dle School: Hill	0505001 0505001 unford	050500
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Census Census Year 2000 1990 Schools Elementa Midd Hi Public Safety Polic Pol Fi Disp Public Works Schedules Str Leaf Refuse Bulk Government Districts Coun Council District for 2025 (Curren Vote State Hou	Block 1030 130 ary School: Mary Mu dle School: Hill gh School: Jefferso e Precinct: 3 ice Sector: 311 ire District: 19 atch Zone: 057A eet Sweep: TBD Collection: TBD	0505001 0505001 unford n	050500

Extension Name	: R01 - Residential record #01
Year Built	: 1922
Stories	: 1.5
Units	: 0
Number Of Rooms	: 9
Number Of Bed Rooms	: 4
Number Of Full Baths	: 3
Number Of Half Baths	: 0
Condition	:good for age
Foundation Type	: 3/4 Bsmt, 1/4 Crawl
1st Predominant Exterior	: Stucco
2nd Predominant Exterior	: N/A
Roof Style	: Gable
Roof Material	: Metal
Interior Wall	: Plaster
Floor Finish	: Hardwood-std oak
Heating Type	:Heat pump
Central Air	: Y
Basement Garage Car #	: 0
Fireplace	: Y
Building Description (Out Building and Yard Items)	:

Extension 1 Dimensions

Extension 1 Details

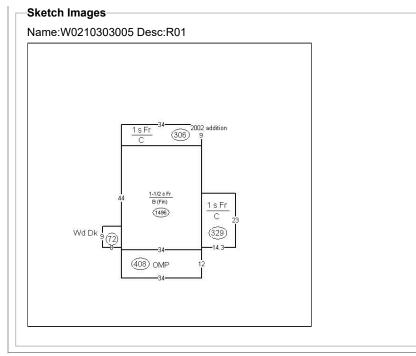
Finished Living Area:2933 SqftAttic:0 SqftFinished Attic:0 SqftBasement:1496 SqftFinished Basement:1496 SqftAttached Garage:0 SqftDetached Garage:0 SqftAttached Carport:0 SqftEnclosed Porch:0 SqftOpen Porch:408 SqftDetached Detached Carport:72 Sqft

## Property Images

Name:W0210303005 Desc:R01



Click here for Larger Image



Property: 105 Pepper Ave Parcel ID: W0210303004

Street Address: 105 Pepper Ave Richmond, VA 23226- Owner: ST CHRISTOPHERS SCHOOL	
Owner: ST CHRISTOPHERS SCHOOL	
Mailing Address: 711 ST CHRISTOPHERS ROAD, RICHMOND, VA 23	3226
Subdivision Name : BINFORD PROPERTY	
Parent Parcel ID:	
Assessment Area: 450 - Fan/Near West	
Property Class: 401 - B Commercial Vacant Land	
Zoning District: R-4 - Residential (Single Family)	
Exemption Code: 500 - Academic	
Current Assessment	
Effective Date: 01/01/2024	
Land Value: \$636,000	
Improvement Value:	
Total Value: \$636,000	
Area Tax: \$0	
Special Assessment District: None	
Land Description	
Parcel Square Feet: 14000	
Acreage: 0.321	
Property Description 1: BINFORD PROPERTY L53	
Property Description 2: 0100.00X0140.00 0000.000	
State Plane Coords( ?): X= 11765346.7551 Y= 3735623.3566	
Latitude: 37.57846469 , Longitude: -77.52546184	
Description	
Land Type: Commercial S7	
Topology:	
Front Size: 100	
Rear Size: 140	
Parcel Square Feet: 14000	
Acreage: 0.321	
Property Description 1: BINFORD PROPERTY L53	
Property Description 2: 0100.00X0140.00 0000.000	
Subdivision Name : BINFORD PROPERTY	
State Plane Coords( ?): X= 11765346.7551 Y= 3735623.3566	
Latitude: 37.57846469 , Longitude: -77.52546184	
Other	
Street improvement:	
Sidewalk:	
Sidewalk:	

Assessments

Assessment Year	Land Value	Improvement Value	Total Value	Reason
2025	\$823,000	\$0	\$823,000	Reassessment
2024	\$636,000	\$0	\$636,000	Reassessment
2023	\$513,000	\$0	\$513,000	Reassessment
2022	\$513,000	\$0	\$513,000	Reassessment
2021	\$168,000	\$0	\$168,000	Reassessment
2020	\$168,000	\$0	\$168,000	Reassessment
2019	\$168,000	\$0	\$168,000	Reassessment
2018	\$168,000	\$0	\$168,000	Reassessment
2017	\$168,000	\$0	\$168,000	Reassessment
2016	\$150,000	\$0	\$150,000	Reassessment
2015	\$150,000	\$0	\$150,000	Reassessment
2014	\$150,000	\$0	\$150,000	Reassessment
2013	\$150,000	\$0	\$150,000	Reassessment
2012	\$99,000	\$0	\$99,000	Reassessment
2005	\$83,800	\$256,200	\$340,000	Reassessment
2004	\$83,800	\$256,200	\$340,000	Reassessment
2003	\$83,800	\$256,200	\$340,000	Reassessment
2002	\$76,200	\$232,900	\$309,100	Reassessment
2001	\$60,000	\$183,400	\$243,400	Reassessment
2000	\$50,000	\$183,400	\$233,400	Reassessment
1998	\$50,000	\$159,500	\$209,500	Not Available

# -Transfers-

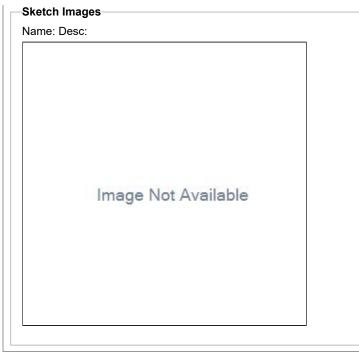
Transfer Date	Grantor Name		Grantor Name			Verified Market Sale Description
06/17/2005	\$1,471,396	ST CHRISTOPHERS SCHOOL FOUNDATION	ID2005-19697			
06/25/2001	\$199,000	ANDERSON DAVID T & MARY F	ID2001-16107			
11/13/1998	\$121,500	Not Available	09803-00560			
06/06/1997	\$0	Not Available	009700-102146			

Planning			
Master Plan Future			
		sidential (Single Family)	
	ng District: Far Wes	t	
	affic Zone: 1112		
	ood Code: TCHP ood Name: Three Cl	aant	
	Civic Code: 3010	юрг	
		npton Citizens Association	
	sion Name: BINFOR		
City Old and Histor			
National histor			
Neighborhoods			
Redevelopment Conserv	ation Area:		
Economic Development			
	Care Area: -		
Enter	orise Zone:		
Environment			
	-	the Water Resources Division at 646-	7586.
500 YEAR Flood	-		
	-	the Water Resources Division at 646-	7586.
We	tland Flag: N		
	<b>g</b>		
	Block	Block Group	Tract
Census	-	Block Group 0505001	<b>Tract</b> 050500
Census Census Year	Block		
Census Census Year 2000 1990	Block 1030	0505001	050500
Census Census Year 2000 1990 Schools	Block 1030 130	0505001	050500
Census Census Year 2000 1990 Schools Elementa	Block 1030 130 ary School: Mary Mu	0505001	050500
Census Census Year 2000 1990 Schools Elementa Midd	Block 1030 130 ary School: Mary Mu dle School: Hill	0505001 0505001 nford	050500
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Census Census Year 2000 1990 Schools Elementa Midd Hi Public Safety Polic Polic Polic Fi Disp Public Works Schedules Str Leaf Refuse Bulk	Block 1030 130 ary School: Mary Mu dle School: Mill gh School: Jeffersor e Precinct: 3 ice Sector: 311 ire District: 19 atch Zone: 057A eet Sweep: TBD Collection: TBD Collection: TBD	0505001 0505001 nford	050500
Census Census Year 2000 1990 Schools Elementa Midd Hi Public Safety Polic Pol Fi Disp Public Works Schedules Strr Leaf Refuse Bulk Government Districts Coun	Block 1030 130 ary School: Mary Mu dle School: Hill gh School: Jeffersor e Precinct: 3 ice Sector: 311 ire District: 19 atch Zone: 057A eet Sweep: TBD Collection: TBD Collection: TBD collection: TBD	0505001 0505001 nford	050500
Census Census Year 2000 1990 Schools Elementa Midd Hi Public Safety Polic Polic Polic Polic Polic Polic Polic Stru Leaf Refuse Bulk Government Districts Coun Council District for 2025 (Curren	Block 1030 130 ary School: Mary Mu dle School: Hill gh School: Jeffersor e Precinct: 3 ice Sector: 311 ire District: 19 atch Zone: 057A eet Sweep: TBD Collection: TBD Collection: TBD collection: TBD	0505001 0505001 nford	050500
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Census Census Year 2000 1990 Schools Elementa Midd Hi Public Safety Polic Pol Fi Disp Public Works Schedules Str Leaf Refuse Bulk Government Districts Coun Council District for 2025 (Curren Vote State Hou	Block 1030 130 ary School: Mary Mu dle School: Mary Mu dle School: Hill gh School: Jeffersor e Precinct: 3 ice Sector: 311 ire District: 19 atch Zone: 057A eet Sweep: TBD Collection: TBD	0505001 0505001 nford	050500

# Property Images

Name:W0210303004 Desc:





# **RICHMOND BOARD OF ZONING APPEALS APPLICATION FORM**



## THE RICHMOND ZONING ADMINISTRATION OFFICE ROOM 110, CITY HALL, 900 EAST BROAD STREET RICHMOND, VIRGINIA 23219 (804) 646-6340

	TO BE COMPLE	ETED BY THE APPLICANT
PROPETY OWNER:	St. Christophers School Foundation	
	St. Christophers School	PHONE: (Home) () (Mobile) ()
ADDRESS	711 Saint Christophers Road	FAX: () (Work) ()
1.1.1	Richmond, VA 23226	E-mail Address:
PROPERTY	OWNER'S Jennifer Mullen, Esq.	PHONE: (Home) () (Mobile)
REPRESEN	TATIVE: 1519 Summit Ave., Suite 102	FAX: (804) 441-8438 (Work) (804) 977-3374
(Name/Addr	ress) <u>Richmond, VA 23230</u>	E-mail Address: <u>imullen@rothjackson.com</u>
	TO BE COMPLETED BY TH	IE ZONING ADMINSTRATION OFFICE
PROPERTY	ADDRESS (ES) 103 & 105 Pepper Avenue	
TYPE OF A	PPLICATION: 🛛 VARIANCE	SPECIAL EXCEPTION OTHER
ZONING OF	RDINANCE SECTION NUMBERS(S): 30-30	00, 30-408.5.(1) & 30-630.9(b)
APPLICATI	ON REQUIRED FOR: <u>A building permit to</u>	construct a new fence and retaining wall.
TAX PARCI	EL NUMBER(S): W021-0303/005 & 004	ZONING DISTRICT: R-4 (Single-Family Residential District)
		The maximum permitted fence and wall height located in a required
-	exceeded. Fences and walls within the requi n feet (10') and a wall having a height of six a	ired front yard shall not exceed four feet (4') in height. A fence having nd fourth tenths feet (6.4') are proposed.
DATE REQU	UEST DISAPPROVED: November 14, 2024	FEE WAIVER: YES 🗌 NO: 🔀
DATE FILE	D: November 15, 2024 THME FILED: 1:00 p	.m. PREPARED BY: Josh Young RECEIPT NO. BZAC-158010-2024
AS CERTIF	ED BY: WHALL	(ZONING ADMINSTRATOR)
I BASE MY	APPLICATION ON:	
SECTION 17	7.20 PARAGRAPH(S)	OF THE CHARTER OF THE CITY OF RICHMOND
	5.2 -2309.2 🛛 OF THE CODE OF VI	
SECTION 10	040.3 PARAGRAPH(S)OF TH	HE ZONING ORDINANCE OF THE CITY OF RICHMOND
	то ве сомр	LETED BY APPLICANT
I have receiv		Your Case to the Board & Excerpts from the City Charter
I have been n	notified that I, or my representative, must be	present at the hearing at which my request will be considered.
SIGNATUR	E OF OWNER OR AUTHORIZED AGENT	DATE: 11/25/24
	*** TO BE COMPLETED BY THE SECR	ETARY TO THE BOARD OF ZONING APPEALS ***

CASE NUMBER: BZA 05-2025 HEARING DATE: January 8, 2025 AT 1:00 P.M.

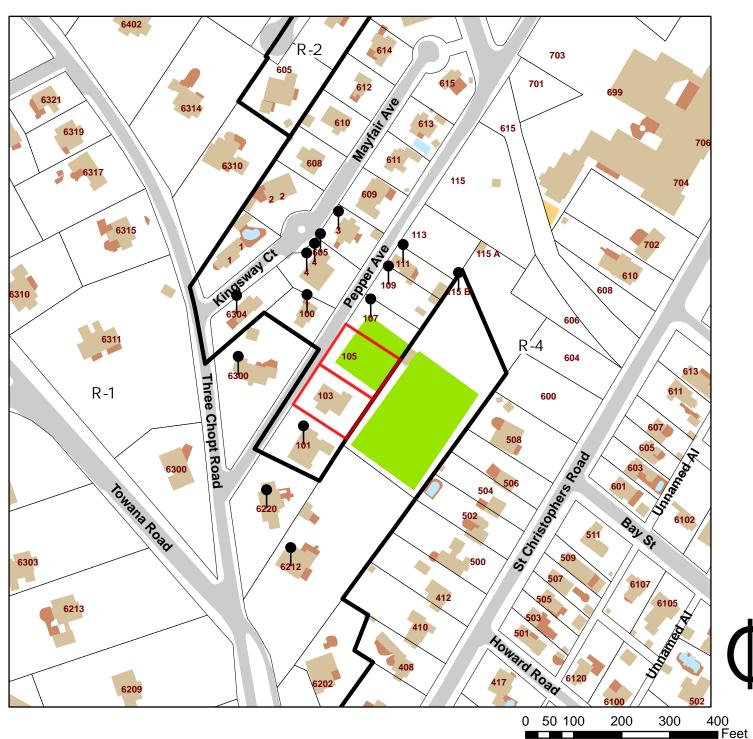
# BOARD OF ZONING APPEALS CASE BZA 05-2025 150' Buffer

APPLICANT(S): St. Christophers School Foundation & St. Christophers School

PREMISES: 103 & 105 Pepper Avenue (Tax Parcel Number W021-0303/005 & 004)

SUBJECT: A building permit to construct a new fence and retaining wall accessory to an existing school.

REASON FOR THE REQUEST: Based on Sections 30-300, 30-408.5(1) & 30-630.9(b) of the Zoning Ordinance for the reason that: The maximum permitted fence and wall height located in a required front yard is exceeded.





# BOARD OF ZONING APPEALS PRESENTATION SUGGESTIONS

# CITY OF RICHMOND, VIRGINIA

When presenting your request for a variance or exception to the Board of Zoning Appeals, it is important that you consider the points outlined below. The City Charter requires that every decision of the Board must be based upon a finding of fact that the Board must determine from sworn testimony, together with pertinent evidence, presented at its public hearing. It is essential that the Board receive thorough and complete information in order for it to adequately consider your case and make an informed decision.

- The powers and duties of the Board of Zoning Appeals (BZA) are specified in Section 17.20 of the City Charter and Article X, Division 5, of the Zoning Ordinance. The Zoning Office will assist you in identifying how your case should be filed. If you have questions regarding your case filing, please contact the Zoning Administration Office (804-646-6340) or at <u>PDRZoningAdministration@Richmondgov.com</u>. Please review the applicable provisions of the City Charter or the Zoning Ordinance thoroughly and address them when presenting your case to the Board to show that the applicable requirements have been satisfied.
- 2. The Board of Zoning Appeals is a quasi-judicial board whose decisions are controlled by statutory law and also take into consideration applicable case law that has been handed down by the Richmond Circuit Court and the Virginia Supreme Court. The Board suggests that if you have any legal questions regarding statutory or case law as it may apply to your application, that those legal issues should be discussed with an attorney before you make your final decision to submit an application to the Board.
- 3. The Board considers it essential that you discuss your case with nearby residents (notification letters are sent to all property owners within a 150-foot radius of your property) and any nearby civic association(s). Information regarding your neighborhood association(s) and/or contact person(s) may be obtained <u>here</u>. Once on the page, you can search for your property using the interactive map. A dialogue box will provide you with the names of all civic groups within which your property may lie. Once you have those group names, scroll down the page to the appropriate group(s) to find the contact information for each.

Be advised that if you fail to discuss your request with your neighbors and neighborhood association(s), you should anticipate that your case will be continued until the Board's next regularly scheduled meeting. It is highly recommended that you contact your neighborhood association as soon as possible to determine their meeting schedule in order to be sure you allow yourself enough time to talk to all concerned parties prior to the hearing before the Board. The Board's Rules of Procedure require payment of a one-hundred fifty dollar (\$150) continuance fee if the applicant must request a continuance for the reason that the applicant failed to discuss their case with their neighbor(s) or neighborhood association(s).

- 4. You are also strongly encouraged to discuss your pending case with the Secretary of the Board, Roy Benbow at (804) 240-2124 well before the hearing. The BZA Secretary can be helpful by explaining the BZA public hearing requirements and process.
- 5. Utilizing photographs, plans, maps, diagrams and such other written or graphic evidence as needed to fully explain your request can be a great help to the Board in understanding your request and thereby improve your chances for success. Remember ... a picture is worth a thousand words.
- 6. Note that, although the Board is not authorized to grant a waiver from the zoning regulations based on financial circumstances alone, it may be a factor to be taken into consideration along with other facts in a case. If your case involves such a factor, please provide the Board with complete and relevant financial information for its review.
- 7. The Board's hearings are informal, although all testimony is taken under oath. You are not required to be represented by an attorney in presenting your case. However, if you choose, you may have legal representation and/or may utilize such technical experts or other persons to testify on your behalf as you feel are needed to adequately explain your request to the Board.

## Acknowledgement of Receipt by Applicant or Authorized Agent:

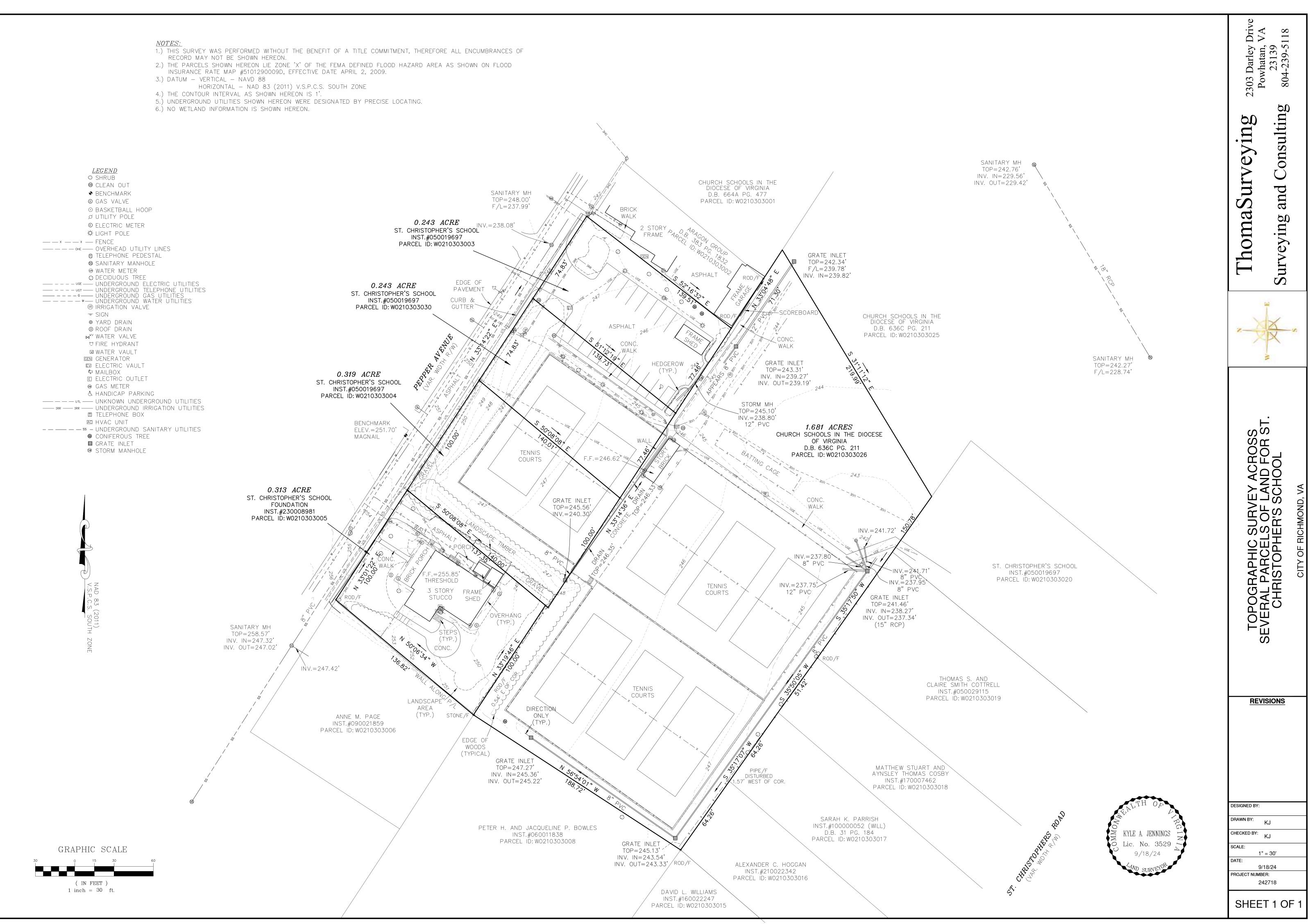
The application requests a variance to allow a 10' tall fence and portion of a retaining wall above 4' in height up to 6' in height for relocated tennis courts for St. Christopher's School. The areas are highlighted on the attached Exhibit A. The fencing would be screened within the setback by significant evergreen vegetation along Pepper Avenue and the adjoining property line and additional deciduous vegetation as shown on the attached Exhibit B.

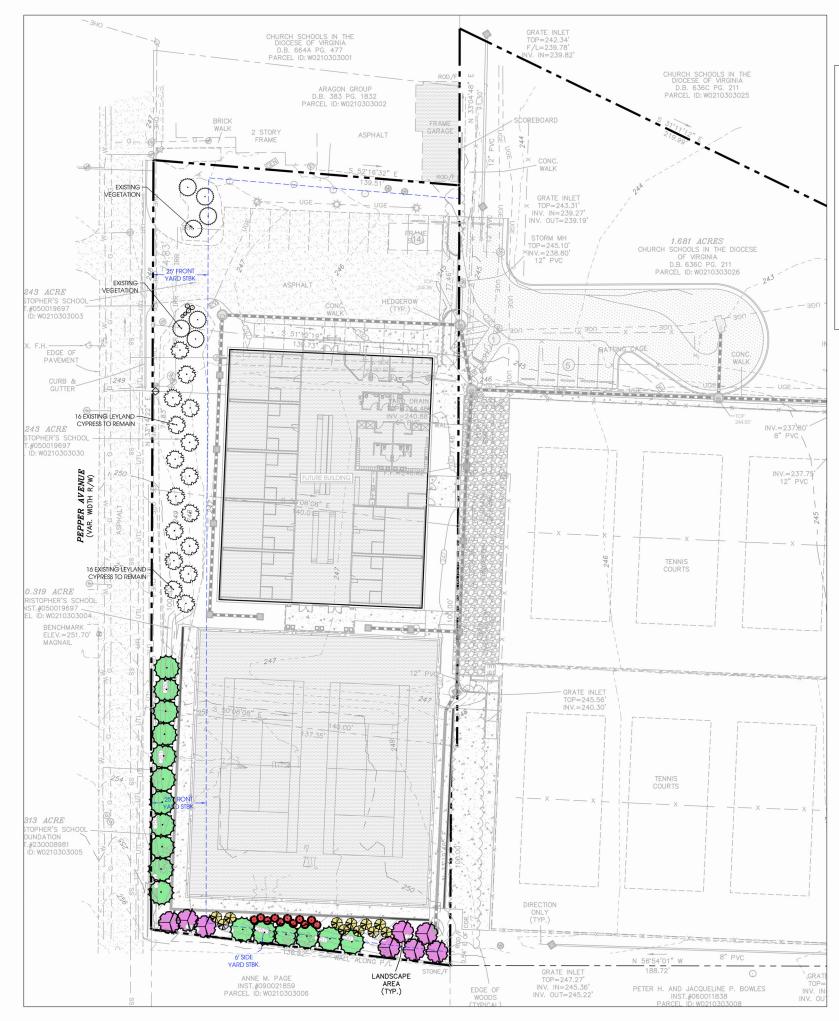
The applicant requests a variance as defined by Section 15.2-2201 of the Code of Virginia (1950, as amended) ("Virginia Code"). The request is a reasonable deviation from the front yard setback requirement of twenty-five (25') where the strict application of the ordinance is not shared generally by other properties and is not contrary to the ordinance. The Property in question is part of St. Christopher's School, which is a larger campus fronting on both Pepper Avenue and St. Christopher's Road. The Property is zoned R-4 which permits a private school, as well as single family detached dwellings; however, the campus nature of the Property is not a feature shared generally by other properties. The campus nature of the Property includes other structures already constructed with existing tennis courts and new school facilities being constructed that set the location of the proposed new tennis courts. The school use of the tennis courts includes interscholastic match play. Match regulation requires the new tennis courts be located at the same orientation as the existing tennis courts, which is not a need that is generally shared by a single family residential dwelling use, and tennis courts in general are atypical. This request in particular to St. Christopher's School.

The underlying zoning ordinance permits fences and walls within the front yard setback up to four (4') feet in height. The request is to permit up to an additional two and one-half (2.5') feet brick retaining wall and an additional six (6') feet of tennis court fence so that the balls remain contained within the tennis court, a portion of such improvements are located in the front yard on Pepper Avenue. The physical condition of the existing improvements and the nature of the use creates the hardship for which the variance is requested. The applicant is requesting the minimum encroachment necessary to maintain an accessible path between the existing improvements and the proposed improvements and has mitigated the visual impacts of the additional wall and fence height by proposing significant plantings between the property line and the improvements, which far exceed the benefit of the a shorter wall and fence within the setback.

The additional landscaping proposed as a condition of the request extends beyond the setback, which further improves the visual of the property from adjoining properties. The use itself is not detrimental to adjacent properties or in the nearby area. The school use (including recreational facilities) is permitted and this encroachment is transparent, uses materials consistent with the school buildings and the surrounding area and provides significant additional landscaping. It is worth noting that a special exception would be permitted to allow the wall and fence up to eight (8') feet in height on any of the surrounding properties. Here the school use does not permit the special exception process and for the safe and practical use of the tennis courts, the additional height is needed. The use of the Property as a school is permitted and the variance would not authorize a new use, rather an encroachment into the front yard setback for improvements above the permitted 4' high projections with the requirement of significant additional landscaping because of the nature of the use being a school facility within a larger campus. The granting of this variance is not general or recurring in nature that would require a formal amendment to the zoning ordinance.

- RECORD MAY NOT BE SHOWN HEREON.





Symbol	QTY.	SCIENTIFIC NAME	COMMON NAME	PLANTING SIZE		GROWTH RATE		REMARK
		DECIDUOUS TREES						
$\bigotimes$	8 EACH	LAGERSTROEMIA INDICA X FAURIEI 'TUSCARORA'	TUSCARORA CRAPE MYRTLE	6' TALL	15' TALL	3' / YEAR	CONT.	3 STEM MAX
		EVERGREEN TREES						
$\langle \cdot \rangle$	17 EACH	JUNIPERUS VIRGINIANA 'BURKII'	BURKII RED CEDAR	10' TALL	25' TALL	2' / YEAR	CONT.	SINGLE LEAI
~		SHRUBS						
æ	11 EACH	HYDRANGEA END SUMMER BLUSHING BRIDE	BLUSHING BRIDE HYDRANGEA	24" TALL	5' TALL	1' / YEAR	CONT.	FULL, DENSE
Ö	11 EACH	AZALEA GUMPO WHITE	WHITE GUMPO AZALEA	24" TALL	2' TALL	0.5' / YEAR	CONT.	FULL, DENSE
		DOUBLE SHREDDED HARDWOOD MULCH						3" DEPTH



LAGERSTROEMIA INDICA X FAURIEI 'TUSCARORA' 15' TALL X 12' WIDE



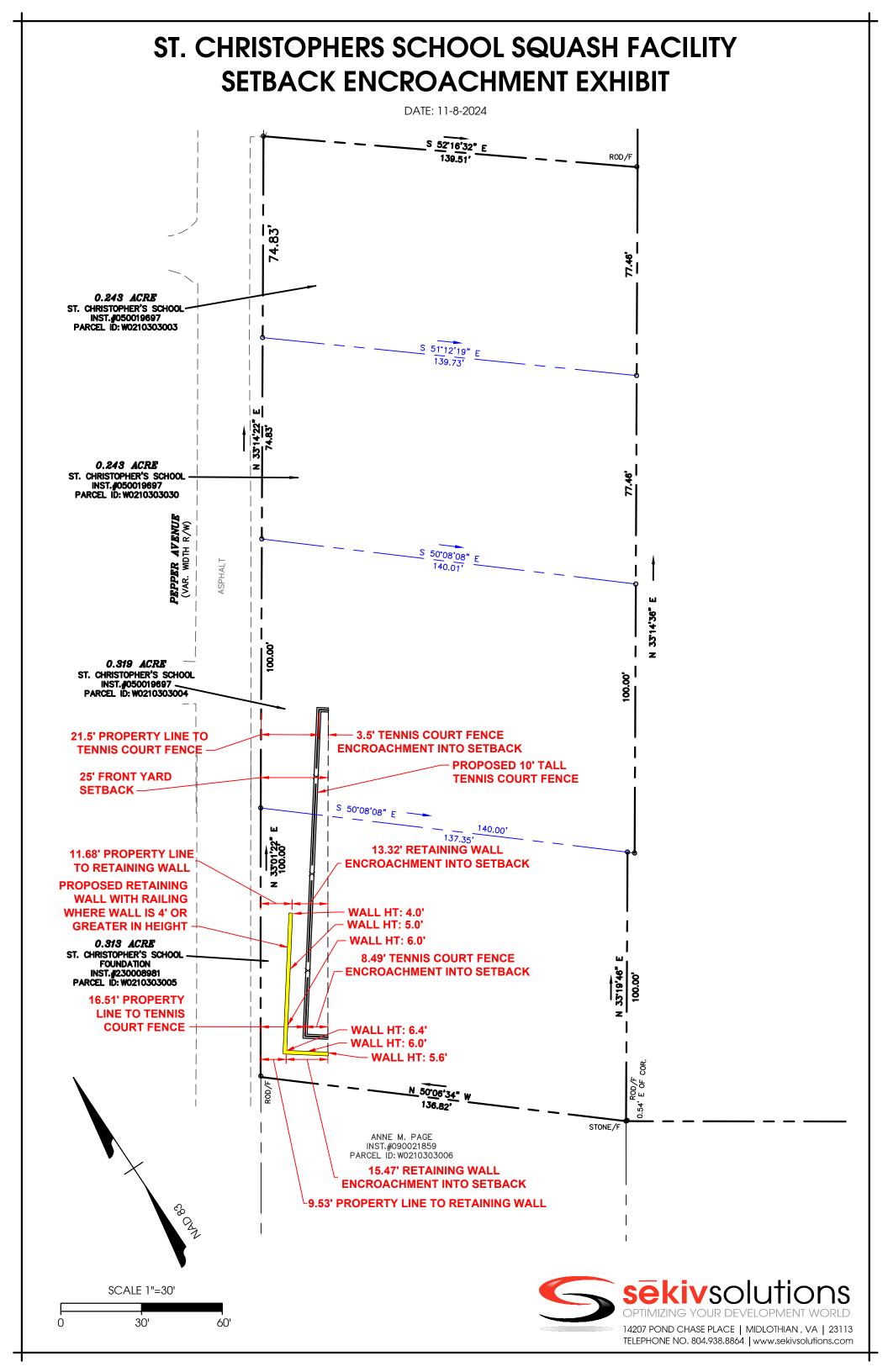
HYDRANGEA END SUMMER BLUSHING BRIDE 5' TALL X 5' WIDE



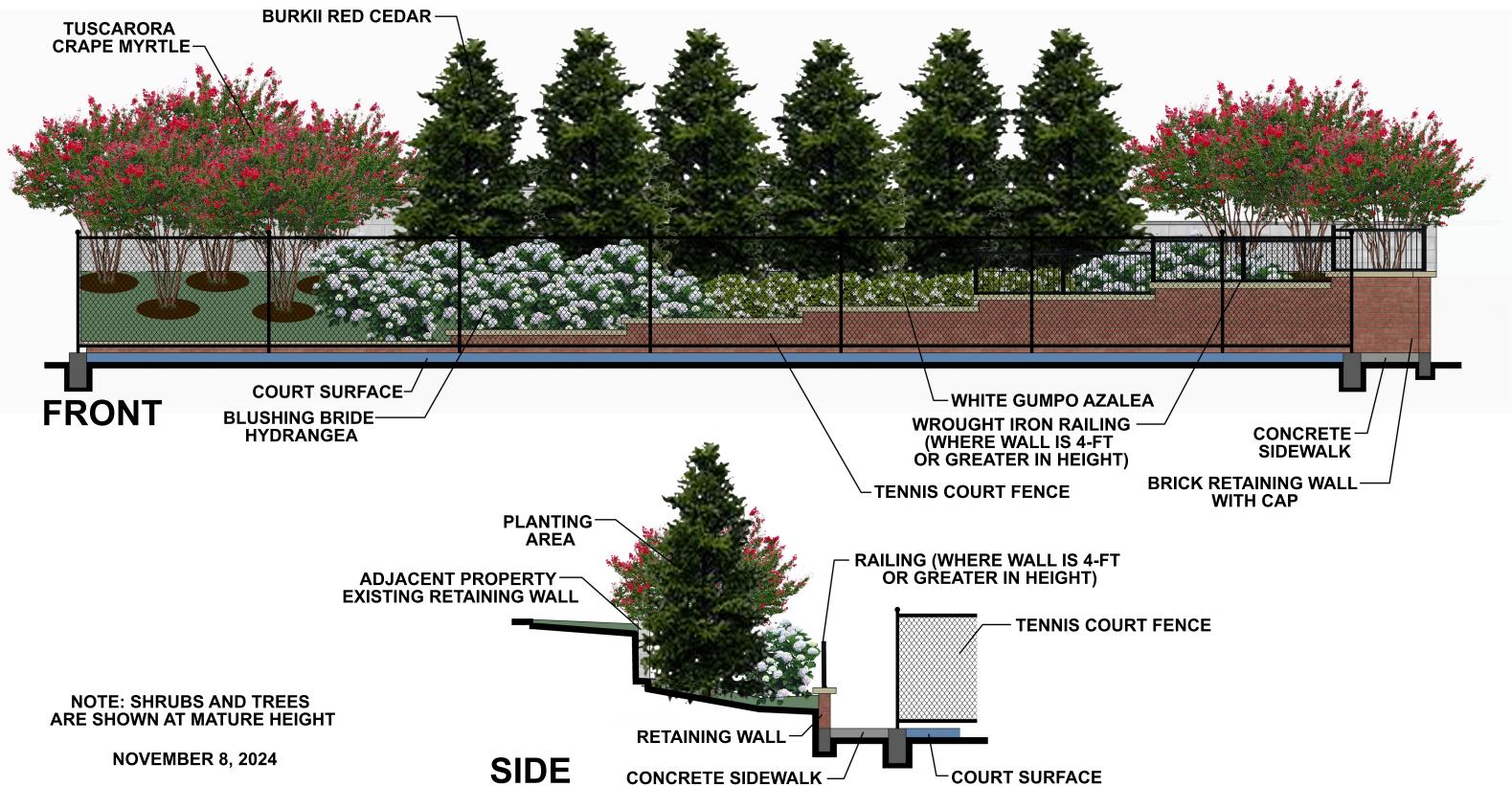
JUNIPERUS VIRGINIANA 'BURKII' 25' TALL X 12' WIDE



AZALEA GUMPO WHITE 2' TALL X 2' WIDE



# **ST. CHRISTOPHER'S SQUASH FACILITY SOUTH SECTIONS**



# **ST. CHRISTOPHER'S SQUASH FACILITY WEST SECTIONS - AT MATURITY**

