

5. APPOINTMENTS**A. BOARD OF ZONING APPEALS**

Please be advised that the following Board member's respective terms expire on September 30, 2010:

**Jerusalem District
Berlin-Ivor District**

**James E. Bradshaw
Douglas A. Chesson**

As you know, appointments to the BZA are made by the Circuit Court upon recommendation by the Board of Supervisors. Terms are for 5 years meaning that these 2 terms will run from October 1, 2010 to September 30, 2015.

Both gentlemen are eligible for reappointment. In addition, I have been unable to recover any information documenting David M. Holland's (Drewryville) reappointment following expiration of his term on September 30, 2008 – it may have simply slipped by us. The statute provides that Board members shall continue to serve until a successor is appointed by the Court, regardless of the expiration of their term – **but as a housekeeping item, you may wish to officially nominate Mr. Holland for appointment of another term through September 30, 2013.**

§ 15.2-2308. Boards of zoning appeals to be created; membership, organization, etc. — A. Every locality that has enacted or enacts a zoning ordinance pursuant to this chapter or prior enabling laws, shall establish a board of zoning appeals, that shall consist of either five or seven residents of the locality, appointed by the circuit court for the locality. Boards of zoning appeals for a locality within the fifteenth or nineteenth judicial circuit may be appointed by the chief judge or his designated judge or judges in the circuit, upon concurrence of such locality. Their terms of office shall be for five years each except that original appointments shall be made for such terms that the term of one member shall expire each year. The secretary of the board shall notify the court at least thirty days in advance of the expiration of any term of office, and shall also notify the court promptly if any vacancy occurs. Appointments to fill vacancies shall be only for the unexpired portion of the term. Members may be reappointed to succeed themselves. Members of the board shall hold no other public office in the locality except that one may be a member of the local planning commission. A member whose term expires shall continue to serve until his successor is appointed and qualifies. The circuit court for a city having a population of more than 140,000 but less than 170,000 shall appoint at least one but not more than three alternates to the board of zoning appeals. At the request of the local governing body, the circuit court for any other locality may appoint not more than three alternates to the board of zoning appeals. The qualifications, terms and compensation of alternate members shall be the same as those of regular members. A regular member when he knows he will be absent from a meeting shall notify the chairman twenty-four hours prior to the meeting of such fact. The chairman shall select an alternate to serve in the absent member's place and the records of the board shall so note.

MOTION REQUIRED:

Motions are required for recommendations to be forwarded to the Court relative to the three appointments referenced above.

B. BOARD OF BUILDING CODE APPEALS

Mr. Glenn Updike's (Newsoms) term on the Board of Building Code Appeals will expire on September 30, 2010. In addition, Mr. Morgan Munford's (Sedley) term expired last year. Other current members include:

L.F. Draper, Jr. (Boykins)	9/30/11
Bob Edwards (Courtland)	9/30/12
E. P. Kea, Jr. (Ivor)	9/30/13

Both gentlemen are eligible for reappointment.

For your information, reprinted herein below are excerpts from the Virginia Uniform Statewide Building Code as it relates to composition of the Board of Building Code Appeals.

121.2.1. Qualifications: To the extent such persons may be available, the board of appeals shall consist of individuals from each of the following professions or disciplines.

1. Registered design professional who is a registered architect, or a builder or superintendent of building construction with at least 10 years experience, five of which shall have been in responsible charge of work.
2. Registered design professional with structural engineering or architectural experience.
3. Registered design professional with mechanical or plumbing engineering experience, or a mechanical or plumbing contractor with at least 10 years experience, five of which shall have been in responsible charge of work.
4. Registered design professional with electrical engineering experience, or an electrical contractor with at least 10 years experience, five of which shall have been in responsible charge of work.
5. Registered design professional with fire protection engineering experience, or a fire protection contractor with at least 10 years experience, five of which shall have been in responsible charge of work.

The code official, technical assistants, inspectors or other employees of the department of building inspection shall not serve as members of the board of appeals.

This Board meets solely on an "as-needed" basis.

MOTION REQUIRED: A motion is required to make both appointments to the Board of Building Code Appeals.