

**FRANKLIN COUNTY
PETITION/APPLICATION FOR REZONING
(Type or Print)**

I/We, Michael Bailey, as Owner(s), Contract Purchasers, or Owner's Authorized Agent of the property described below, hereby apply to the Franklin County Board of Supervisors to amend the Franklin County Zoning Maps as hereinafter described:

1. Petitioners Name: MICHAEL BAILEY

2. Property Owner's Name: MICHAEL R BAILEY Court.

Phone Number: 540 537 6447

Address: 193 Country Rd Boones Mill
Zip: 24065

3. Exact Directions to Property from Rocky Mount: North 122 to Scrubss rd
Right on Brooks Mill Rd 4 mile land on Right

4. Tax Map and Parcel Number: 30-055

5. Magisterial District: Gills Creek

6. Property Information:

A. Size of Property: 11.211

B. Existing Land Use: _____

C. Existing Zoning: A1 - B2

D. Existing number of allowed dwelling units per acre or commercial/industrial development square feet per acre: _____

E. Is property located within any of the following overlay zoning districts:
 Corridor District Westlake Overlay District Smith Mountain Lake Surface District

F. Is any land submerged under water or part of a lake? Yes No If yes, explain.

7. Proposed Development Information:

A. Proposed Land Use: _____

B. Proposed Zoning: B2 BACK to A-1

C. Size of Proposed Use: 3.6 Acres

D. Proposed dwelling units per acre or commercial/industrial development square feet per acre: _____

Checklist for completed items:

- Application Form
- Letter of Application
- List of Adjoining Property Owners and Addresses
- Concept Plan *N.A.*
- Application Fee

I certify that this petition/application for rezoning and the information submitted herein is correct and accurate.

Petitioner's Name (Print): MICHAEL R BARTY

Signature of Petitioner: Michael R Barty

Date: 3-25-16

Mailing Address: 193 Country Rd
Boonville, Mo. 64615

Telephone: C: 540 537 6444
W: 206-3976

Owner's consent, if petitioner is not property owner:

Owner's Name (Print): _____

Signature of Owner: _____

Date: _____

Date Received by Planning Staff: _____

Time: _____

Clerk's Initials: _____

CHECK #: _____

RECPT. #: _____

AMOUNT: _____

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every property adjacent to the site and directly across from any public right-of-way adjoining the site. Names and addresses are available in the County Real Estate office in the Courthouse.

NAME: MICHAEL R BAILEY CONT ADDRESS: 193 Country Rd Boones Mill
TAX MAP NUMBER: 03000/05500

NAME: John Robertson ADDRESS: 9979 Boones Mill Rd 24184
TAX MAP NUMBER: 03000/05400

NAME: MICHAEL BOWDEN ADDRESS: 9946 Brooks Mill Rd 24184
TAX MAP NUMBER: 03000/05708

NAME: RAY DeLong ADDRESS: 9798 Boones Mill Rd 24184
TAX MAP NUMBER: 03000/05600

NAME: _____ ADDRESS: _____
TAX MAP NUMBER: _____

VOLUNTARY PROFFERED CONDITIONS
(Per Code of Virginia Section 15.2-2297)

In situations where more flexible and adaptable zoning methods are needed, amendments to the zoning map may be allowed subject to certain conditions that are not generally applicable to land similarly zoned.

Proposed amendments to the zoning map *may include the voluntary proffering of reasonable conditions*, in addition to the regulations provided for in the desired zoning district. Any proffers must be submitted in writing and signed by the property owner of record, and the petitioner if different from the property owner of record. Any such proffered conditions must be made prior to the public hearing held by the governing body and must meet the following criteria:

- (1) The rezoning itself must give rise to the need for the conditions.
- (2) Such conditions shall have a reasonable relation to the rezoning.
- (3) Such conditions shall not include a cash contribution to the County.
- (4) Such conditions shall not include mandatory dedication of real or personal property for open space, parks, schools, fire departments or other public facilities not otherwise provided for in Section 15.2-2241 of the Code of Virginia.
- (5) The conditions shall not include a requirement that the applicant create a property owners' association under Chapter 26 of Title 55 which require assessment for the maintenance of public facilities owned in fee by a public entity, including open space, parks, schools, fire departments, and other public facilities not otherwise provided for in 15.2-2241; however, such facilities shall not include sidewalks, special street signs or markers, or special street lighting in public rights-of-way not maintained by the Department of Transportation.
- (6) Such conditions shall not include payment for or construction of off-site improvements except those provided for in Section 15.2-2241.
- (7) No condition shall be proffered that is not related to the physical development or physical operation of the property.
- (8) All such conditions shall be in conformity with the comprehensive plan.

Important Notes:

A proffered condition is *voluntarily offered by the petitioner of his or her own free will*.

A proffered condition must be in *writing and signed by the owner of the property*.

A proffered condition related to *public facilities or improvements is subject to the applicable state and local regulations and approval by regulatory agencies*. Coordination with agencies is recommended prior to filing a rezoning request.

Michael R. Bailey Construction, Inc.

193 Country Rd.
Boones Mill, Va. 24065
540 537-6447

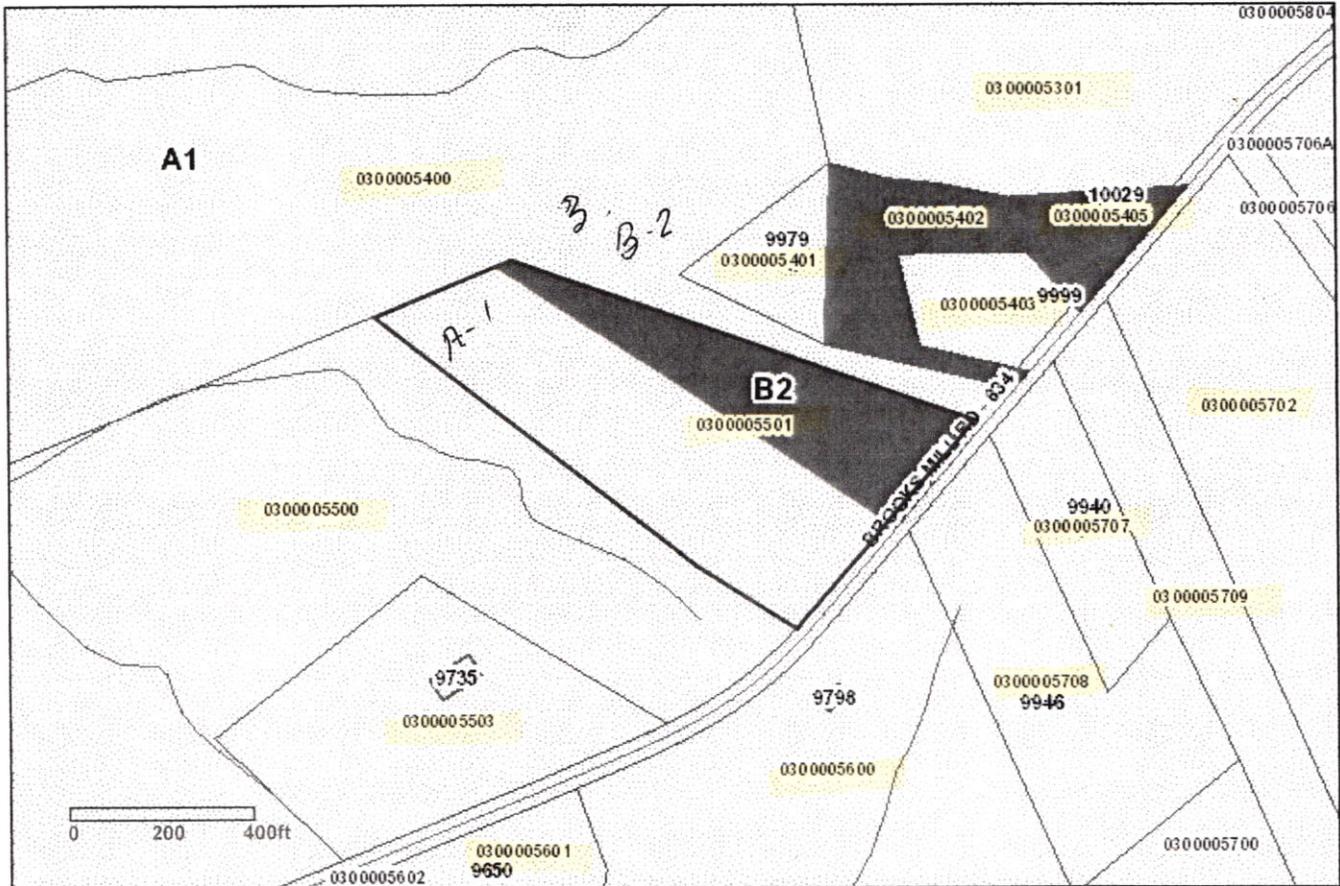
April 19, 2016

TO: Franklin County Planning and Zoning

RE: Request to Rezone

Michael R. Bailey Construction, Inc. wishes to rezone a portion of an 11 acre tract from B2 to A1. The parcel (Map 05501) consists of an 11 acre tract and a 3 acre tract. The 3 acre tract is the portion I wish to rezone. I have no interest in utilizing this parcel for business purposes and wish to put it back into A1. Thank you.

Michael R. Bailey



Franklin County, VA

Disclaimer: The information contained on this page is NOT to be construed or used as a survey or 'legal description'. Map information is believed to be accurate but accuracy is not guaranteed.

Parcels

Parcel ID: 0300005501
 Map: 03000
 Parcel: 05501
 Zoning: SM
 Owner: MICHAEL R BAILEY CONSTRUCTION INC
 Owner address: 193 COUNTRY ROAD
 City: BOONES MILL
 State: VA
 Zip1: 24065

Description 1: RT 834
 Acres: 11.211
 Land Value: 199700
 Building Value: 100
 Sale Price: 300000
 Sale Date: 8/20/2009

Deed book: 966
 Deed page: 534
 Plat book: 821
 Plat page: 2380
 Instrument type: DB
 Instrument year: 2009
 Instrument number: 7522
 District: GC
 Grantor: COOPER COY W & SALLY B

Attributes at point: N: 3564322, E: 11126548

School Districts School District: Dudley		Magisterial Election Districts ABDistrict: 1 Name: Gills Creek Supervisor: Bob Camicia	
Voting Precincts White Population: 3921 Black Population: 46 Other Population: 2 Name: Scruggs		Franklin County Zoning Zoning Class: A1 Proffers: Case Number: Date Approved: Null Previous Case:	
		Watersheds HUC: 3010101 HUPNAME: GILLS CREEK	
		Soil Type Soil Type: 7D Soil ID: 581949 Name: Clifford fine sandy loam, 15 to 25 percent slopes	