

**STATE BUILDING CODE TECHNICAL REVIEW BOARD
MEETING MINUTES**

March 18, 2022

**Henrico County Tuckahoe Area Library
1901 Starling Drive, Henrico, Virginia 23229**

Members Present

Mr. James R. Dawson, Chairman
Mr. W. Shaun Pharr, Esq., Vice-Chairman
Mr. Vince Butler
Mr. Joseph Kessler
Mr. R. Jonah Margarella
Mr. Eric Mays, PE
Mr. Aaron Zdinak, PE

Members Absent

Mr. Daniel Crigler
Mr. Alan D. Givens
Mr. David V. Hutchins
Ms. Christina Jackson
Ms. Joanne Monday
Ms. Elizabeth White

Call to Order The meeting of the State Building Code Technical Review Board (“Review Board”) was called to order at approximately 10:00 a.m. by Secretary Travis Luter.

Roll Call The roll was called by Mr. Luter and a quorum was present. Mr. Justin I. Bell, legal counsel for the Board from the Attorney General’s Office, was also present.

Approval of Minutes The draft minutes of the February 11, 2022 meeting in the Review Board members’ agenda package were considered. Mr. Mays moved to approve the minutes as presented. The motion was seconded by Mr. Zdinak and passed with Mr. Butler abstaining.

Public Comment Chair Dawson opened the meeting for public comment. Mr. Luter advised that no one had signed up to speak. With no one coming forward, Chair Dawson closed the public comment period.

New Business Wayne Credle; Appeal No. 21-06:

A hearing convened with Chair Dawson serving as the presiding officer. The hearing was related to the home located at 5517 Popular Hall Drive in the City of Norfolk.

The following persons were sworn in and given an opportunity to present testimony:

Wayne Credle, Property Owner
Sherry Johnson, City of Norfolk Property Maintenance Official

Also present was:

Katherine Taylor, legal counsel for the City of Norfolk

After testimony concluded, Chair Dawson closed the hearing and stated a decision from the Review Board members would be forthcoming and the deliberations would be conducted in open session. It was further noted that a final order reflecting the decision would be considered at a subsequent meeting and, when approved, would be distributed to the parties, and would contain a statement of further right of appeal.

Decision: Wayne Credle; Appeal No. 21-06:

After deliberations, Mr. Mays moved that the appeal was moot as the structure has been demolished; therefore, no violations of the USBC existed. The motion was seconded by Mr. Pharr and passed unanimously.

City of Petersburg.; Appeal No. 21-08:

A hearing convened with Chair Dawson serving as the presiding officer. The hearing was related to the commercial building located at 3270 South Crater Road in the City of Petersburg.

The following persons were sworn in and given an opportunity to present testimony:

Joaquin Reyes, Owner of Plaza Mexico
Lawrence Lin Sr., Witness for Plaza Mexico
James Reid Jr., City of Petersburg Fire Marshal
Jeffrey T. Fleming, Witness for the City of Petersburg
Larry Mann, Witness for the City of Petersburg
James Darrington, Witness for the City of Petersburg
William Sizemore, Property Owner

Also present was:

Michael Lee, legal counsel for Plaza Mexico
Anthony Williams, legal counsel for the City of Petersburg

After testimony concluded, Chair Dawson closed the hearing and stated a decision from the Review Board members would be forthcoming and the deliberations would be conducted in open session. It was further noted that a final order reflecting the decision would be considered at a subsequent meeting and, when approved, would be distributed to the parties, and would contain a statement of further right of appeal.

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Decision: City of Petersburg.; Appeal No. 21-08:

After deliberations, Mr. Mays moved to uphold the local appeals board. The motion was seconded by Mr. Butler.

After further deliberations Mr. Mays withdrew his motion and Mr. Butler withdrew his second.

Mr. Pharr then moved that Plaza Mexico lacked standing as Plaza Mexico had no right to occupy the commercial building located at 3270 South Crater Road in the City of Petersburg. The motion was seconded by Mr. Mays and passed unanimously.

Secretary's Report

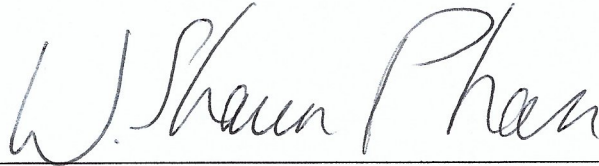
Mr. Luter informed the Board of the current caseload for the upcoming meeting scheduled for May 20, 2022.

Attorney Bell provided legal updates to the Board.

Adjournment

There being no further business, the meeting was adjourned by proper motion at approximately 1:30 p.m.

Approved: May 20, 2022



Vice-Chairman, State Building Code Technical Review Board



Secretary, State Building Code Technical Review Board