



County of Cumberland Virginia

CUP Completed Application Checklist

File Name: _____

Property Owner:		
Applicant:		
Requested Action:		
Tax Map #:		
Address/Project location:		
Election District:		
Existing Zoning:		
Proposed Zoning:		
Size: Parcel Acreage		
Size: Project Acreage:		
Existing Land Use:		
Proposed Land Use:		
Comp Plan/Growth Area:		
APPLICATION COMPLETE DATE:		
Pre-Application Meeting		
Application Received		
Application Reviewed		
CUP \$350.00 fee paid		
Completed CUP Application (see checklist below)		
Site Plan Received		
List of APO's and addresses in Word and Excel		
Consistency with Comp Plan (Econ Dev objectives)		
Planning Commission		
Workshop	Site Visit	PH
Board of Supervisors		
Workshop	Site Visit	PH



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	Sec. 74-702. Standards generally.
	Provide a written statement demonstrating that:
	(1) That the establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare;
	(2) That the conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood;
	(3) That the establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district;
	(4) That the exterior architectural appeal and functional plan of any proposed structure will not be so at variance with either the exterior architectural appeal and functional plan of the structures already constructed or in the course of construction in the immediate neighborhood or the character of the applicable district as to cause a substantial depreciation in the property values within the neighborhood;
	(5) That adequate utilities, access roads, drainage or necessary facilities have been or are being provided;
	(6) That ingress and egress to property and structures on the property with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access of fire or catastrophe are adequately provided for;
	(7) That off-street parking and loading areas where required with particular attention to the items in subsection (a)(1) of this section and the economic, noise, glare or odor effects of the special exception on adjoining properties and properties generally in the district are adequately provided for;
	(8) That refuse and service areas, with particular reference to the items in subsections (a)(1) and (2) of this section are adequately provided for;
	(9) That appropriate screening and buffering with reference to type, dimensions and character of the use are adequately provided for;
	(10) That any signs and exterior lighting are compatible and in harmony with properties in the district with reference to aesthetics, glare, traffic safety and economic effect;
	(11) That required yards and other open spaces are adequately provided for;
	(12) That the proposed use is compatible with adjacent properties and other property in the district;
	(13) That an adequate supply of light and air to adjacent property is adequately provided for; and



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	(14) That the conditional use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulations may, in each instance, be modified by the board of supervisors.
	Proposed Conditions
	1) Septic, well and electrical connections: The applicant shall comply with all federal, state and local regulations pertaining to the use of private water, sewer and electricity. The applicant shall provide notice from the Cumberland County Health Department indicating compliance with their codes for the use.
	2) Compliance with VDOT Recommendations if any
	3) Compliance with plan required: The applicant shall comply with the site plan attached to the application in regard to the areas to be used for buildings, parking and buffers.
	4) Refuse disposal: Trash will be removed from the business on a regular basis, at least weekly. All refuse shall be screened from the public right-of-way with a board fence, or placed behind the building, so that it is not visible from the public right-of-way.
	5) Lighting: Lighting shall not constitute a nuisance and shall not produce glare or spillover onto adjacent properties.
	6) Noise Control: The noise and sound level controls shall be at a normal conversation level at all property lines so as not to disturb adjacent properties.
	7) Community Safety: If county or state law enforcement is required to respond to restore order, and violations confirmed, or citations are issued to those on the property more than two (2) times in a thirty (30) day period, the conditional use permit may be reviewed by the Board of Supervisors and may be revoked at the Board's discretion.
	8) The applicant shall, at all times, comply with all applicable federal, state and local statutes, codes, regulations and ordinances. A confirmed violation at any time of any federal state, or local statute, code, regulation, or ordinance shall constitute a violation of this conditional use permit. This conditional use permit shall terminate immediately upon such violation, subject to the terms set forth in condition number nine (9) below.
	9) Noncompliance with any one or more of the conditions set forth in this conditional use permit shall cause the conditional use permit to terminate immediately upon the existence of the violation; provided, however, that the permit holder shall be given notice of any asserted violation, and if the violation of any one or more conditions may be remedied, the applicant shall have a reasonable opportunity to correct the violation within 30 days of being notified of the violation, or a longer period, if reasonable as determined at the sole discretion of the zoning administrator. Notwithstanding any of the foregoing, the provision of an opportunity to correct a violation, or the provision of a warning of a possible violation which does not result in the termination of the conditional use permit, shall in no way be a waiver of the future enforcement of that condition or any other condition, and future full enforcement of all conditions, including enforcement resulting in the termination of this conditional use permit, shall be made.

