

# Zoning Map Amendment Application and Special Exception Permit Application

Botetourt County Community Development Planning & Zoning  
57 S. Center Drive, Daleville, VA 24083  
P: 540.928.2080  
E: [planning@botetourtva.gov](mailto:planning@botetourtva.gov)



<b>Date:</b> 10-28-2022		
<b>To the Botetourt County Planning Commission and Board of Supervisors, I/We request to:</b> (Please check all that apply to your request) <b>Rezoning</b> <input checked="" type="checkbox"/> <b>Special Exception Permit(s)</b> <input type="checkbox"/> <b>Change in Proffers or Conditions</b> <input type="checkbox"/> <b>Commission Permit (15.2-2232)</b> <input type="checkbox"/>		
<b>Property Owner Information</b>		
Property Owner Name: <b>Mill Creek Cemetery, Inc.</b>	Phone #: <b>540-330-6182</b>	
Mailing Address, with zip code: <b>15973 Lee Highway, Buchanan, Va 24066</b>	Email: <b>lisf3684@aol.com</b>	
<b>Property and Owner Information (If additional owners)</b>		
Name:	Phone #:	
Mailing Address with zip code:	Email:	
<b>Property Information – Include GIS-quality map showing affected area, current zoning and proposed request</b>		
Physical Address of Property: <b>n/a</b>	Town:	Zip:
Tax Map Number(s): <b>75-126A</b>	State Route #: <b>US Rte 11</b>	
Legal Description or Subdivision Name: <b>n/a</b>	Total Acreage: <b>23.814</b>	Acreage for request: <b>23.814</b>
Instrument Number or Deed Book/Page #: <b>DB 549 PG 488</b>	Magisterial District: <b>Buchanan</b>	
Existing zoning: <b>B2</b>	Proposed zoning: <b>A1</b>	Proposed Special Exception Permit: <b>n/a</b>
This property is currently served by: Well <input type="checkbox"/> Septic <input type="checkbox"/> Public or Community Water <input type="checkbox"/> Public sewer <input type="checkbox"/>		
If request is approved by Board of Supervisors, this property will be served by: Well <input checked="" type="checkbox"/> Septic <input checked="" type="checkbox"/> Public or Community Water <input type="checkbox"/> Public sewer <input type="checkbox"/>		
Proposed Land Use: <b>agricultural</b>		
Does this request need a state-maintained road(s)? If yes, please check the <i>Commission Permit</i> box above.		
Does this request need a private road(s) in the Residential, R-3 or R-4 Use Districts? If yes, please check the <i>Commission Permit</i> and <i>Special Exception Permit</i> boxes above.		
Does this request meet the Comprehensive Plan: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Please note the category shown on the <i>Future Land Use Map</i> . <b>none shown</b>		
Please explain the reason for this request: <b>To allow for agricultural uses</b>		
Statement of Justification: (a separate page may be used): Please explain why this project is requested. Also, how the proposed project will affect this property and adjoining properties. Include hours of operation, outdoor lighting, buffering, proposed proffers, effects on public services such as water and sewer, roads, schools, parks and recreation, fire and rescue, with any other relevant information. <b>The property is currently zoned B2 for a commercial cemetery (only). The owner is selling the property and the new buyer wants to raise cattle on the property. The current zoning does not allow for that use, therefore the request for the change in zoning.</b>		

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Appropriate application fee payable to the **Treasurer of Botetourt County** is hereby submitted for advertising.

All applicants must have notarized signatures by the current property owners. By signing below, signature(s) indicate consent [§25-521(9)(1)(c)] for county officials to conduct site reviews on this property.

James Robert Brugh  
Signature and printed name of property owners  
JAMES ROBERT BRUGH

11-30-22  
Date

\_\_\_\_\_  
Signature and printed name of property owners

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature and printed name of property owners

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature and printed name of property owners

\_\_\_\_\_  
Date

State of Virginia  
County of Botetourt to Wit:

The foregoing instrument was acknowledged before me this 30<sup>TH</sup> day of October 2022 by  
James Robert Brugh, President Mill Creek Cemetery, Inc  
Printed name of property owners

My commission expires: 1-31-2023 Date

\_\_\_\_\_  
Notary Public printed name and registration number

[Signature]  
Notary Public signature

State of Virginia  
County of Botetourt to Wit:

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ 2 \_\_\_\_\_ by

\_\_\_\_\_  
Printed name of property owners

My commission expires: \_\_\_\_\_ Date

\_\_\_\_\_  
Notary Public printed name and registration number

\_\_\_\_\_  
Notary Public signature

**NOTE: Signature(s) of property owner(s) must be notarized.**