

**RESOLUTION TO APPROVE SPECIAL EXCEPTION  
TO MODIFY CODE OF DEVELOPMENT AND APPLICATION PLAN  
APPROVED IN CONJUNCTION WITH ZMA201500001 OLD TRAIL**

**WHEREAS**, the Owner of Tax Map Parcel Number 055E0-01-22-00000 filed a request for a special exception to vary the Code of Development approved in conjunction with ZMA201500001 Old Trail to allow lots and disturbance within the stream buffers and to modify the Application Plan Open Green Space Areas to reflect the current stream buffers.

**NOW, THEREFORE, BE IT RESOLVED** that, upon consideration of the foregoing, the Memorandum prepared in conjunction with the special exception request and the attachments thereto, including staff's supporting analysis, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-8.5.5.3 and 18-33.49, the Albemarle County Board of Supervisors hereby approves the special exception to vary the Code of Development approved in conjunction with ZMA201500001 Old Trail and to modify the Application Plan as set forth hereinabove, subject to the condition attached hereto.

\* \* \*

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of a Resolution duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of \_\_\_\_\_ to \_\_\_\_\_, as recorded below, at a regular meeting held on \_\_\_\_\_.

\_\_\_\_\_  
Clerk, Board of County Supervisors

|              | <u>Aye</u> | <u>Nay</u> |
|--------------|------------|------------|
| Mr. Dill     | _____      | _____      |
| Mr. Gallaway | _____      | _____      |
| Ms. Mallek   | _____      | _____      |
| Ms. McKeel   | _____      | _____      |
| Ms. Palmer   | _____      | _____      |
| Mr. Randolph | _____      | _____      |

**Special Exception to Vary the ZMA201500001 Old Trail Code of Development  
and to Modify the Application Plan Special Exception Condition**

1. Stream buffer mitigation shall be provided at a 2:1 ratio in accordance with a buffer mitigation plan for Old Trail Village ZMA2015-001, as approved by the County Engineer.
2. Disturbance to the buffer shall be limited to the areas depicted on pages 1-4 of the exhibit prepared by Roudabush, Gale & Associates, Inc., entitled “WPO Stream Buffer Impact Exhibit Blocks 19, 24-25, 32-43” dated January 23, 2018, with a revision date of December 6, 2018.
3. Modification of the “Open Green Space” shall be limited to the areas depicted on pages 1-4 of the exhibit prepared by Roudabush, Gale & Associates, Inc., entitled “WPO Stream Buffer Impact Exhibit Blocks 19, 24-25, 32-43” dated January 23, 2018, with a revision date of December 6, 2018.