



Albemarle County

Meeting Agenda Board of Supervisors

Supervisor, Samuel Miller District Jim H. Andrews
Supervisor, Rio District Ned L. Gallaway
Supervisor, Rivanna District Bea LaPisto-Kirtley
Supervisor, White Hall District Ann H. Mallek
Supervisor, Jack Jouett District Diantha H. McKeel
Supervisor, Scottsville District Donna P. Price
County Executive, Jeffrey B. Richardson
Clerk, Claudette K. Borgersen

Wednesday, November 15, 2023

1:00 PM

Lane Auditorium

Regular Second Meeting

1. Call to Order.
2. Pledge of Allegiance.
3. Moment of Silence.
4. Adoption of Final Agenda.
5. Brief Announcements by Board Members.
6. Proclamations and Recognitions:
7. From the Public: Matters on the Agenda but Not Listed for Public Hearing or on Matters Previously Considered by the Board or Matters that are Pending Before the Board.
8. Consent Agenda (on next sheet)

1:40 p.m. - Action Item:

9. [23-468](#) Albemarle-Charlottesville Regional Jail (ACRJ) Renovation Project Interim Financing.

*(Jacob Sumner, Chief Financial Officer / Martin Kumer, Superintendent,
Albemarle-Charlottesville Regional Jail)*

2:15 p.m. - Recess

2:30 p.m. - Work Session:

10. [23-460](#) Five-Year Financial Plan Work Session.
(Ryan Davidson, Deputy Chief, Office of Management and Budget)

4:00 p.m. - Presentation:

11. [23-466](#) Clean Earth Fill and Inert Waste Activity Program Update.
(Bart Svoboda, Zoning Administrator/Director of Zoning)

12. 5:00 p.m. - Closed Meeting.

Closed meeting pursuant to section 2.2-3711(A) of the Code of Virginia:

- *under subsection (1), to discuss and consider:*
 - o *appointment of the County's director of economic development; and*
 - o *the annual performance of the county attorney; and*
- *under subsection (7), to consult with legal counsel and receive briefings by staff members pertaining to actual litigation in the case styled County of Albemarle v. The Vine and Fig Tree Farm, LLC, Jason Williamson and Susan Williamson, where consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the County and the Board;*
- *under subsection (8), to consult with legal counsel regarding specific legal matters requiring legal advice related to alcoholic beverage control laws and decisions of administrative law judges of the Virginia Alcoholic Beverage Control Authority; and*
- *under subsection (29), to discuss the award of a public contract involving the expenditure of public funds for photo speed monitoring devices in school crossings and highway work zones, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the County and the Board.*

13. Certify Closed Meeting.**6:00 p.m.****14. From the County Executive: Report on Matters Not Listed on the Agenda.****15. From the Public: Matters on the Agenda but Not Listed for Public Hearing or on Matters Previously Considered by the Board or Matters that are Pending Before the Board.****Public Hearings:**

16. [23-453](#) SP202200022 and SE202200047 Walnut Creek Park Tier III PWSF. PROJECT: SP202200022 and SE202200047 VERIZON - WALNUT CREEK PARK - TIER III PERSONAL WIRELESS SERVICE FACILITIES MAGISTERIAL DISTRICT: Samuel Miller TAX MAP/PARCEL(S): 10000-00-00-03500 LOCATION: The proposed facility is located immediately south of the nearest addressed parcel at 3760 Walnut Creek Park. PROPOSAL: The applicant proposes to construct a 195-foot-tall monopole tower to be used as a Personal Wireless Service Facility. The facility will include a lease area with ground equipment. The applicant has also requested a special exception to allow the antenna to be mounted 18 inches from the face of the tower instead of 12 inches. PETITION: Tier III Personal Wireless Service Facilities are permitted by special use permit in the RA, Rural Areas district in accord with Chapter 18, Section 10.2.2(48) of the Code of Albemarle. A special exception request may be made in accord with Chapter 18, Section 5.1 of the Code of Albemarle. ZONING: RA, Rural Areas - agricultural, forestal, and fishery uses; residential density (0.5 unit/acre in development lots) OVERLAY DISTRICT(S): FH Flood Hazard Overlay PROFFERS: No COMPREHENSIVE PLAN: Rural Areas - preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources/residential density 0.5 unit/acre in development lots. Rural Areas 4 Comp Plan Area.

(Kevin McCollum, Planner)

17. [23-450](#) SP202300004 Briery Creek Farm (Reventon Farm) – Water Related Uses and SP202300005 Reventon Farm – Boarding. PROJECT: SP202300004 Briery Creek Farm (Reventon Farm) - Water Related Uses and SP202300005 Reventon Farm - Boarding Camp MAGISTERIAL DISTRICT: Scottsville TAX MAP/PARCEL(S): 12400-00-00-01200, 12400-00-00-00400, 12400-00-00-004A0 and 124-00-00-004B0 LOCATION: These properties are located on the west side of Rolling Road at the Albemarle/Fluvanna County line. PROPOSAL: SP202300004 Briery Creek Farm (Reventon Farm) – Water Related Uses is a special use permit request to allow boat docks, boat liveries and water related activities within the floodplain. (The floodplain is solely in Albemarle County.) SP202300005 Briery Creek Farm (Reventon Farm) – Camp is a special use permit request to allow up to 250 cabins in total (approximately 210 are located in Albemarle) with outdoor amenities including but not limited to educational spaces for arts and crafts and cooking, fitness and wellness facilities, playgrounds, horseback riding, ropes course, hiking, cycling and water based recreational facilities. Facilities for dining and provisions are proposed. (This project straddles the Albemarle/Fluvanna County line with improvements in both localities. The applicant is pursuing approvals in Fluvanna County concurrently.) PETITION: Day camp, boarding camp under Section 10.2.2.20 of the zoning ordinance on a 445 -acre parcel. Recreational uses including, but not limited to, parks, swimming areas, golf courses and driving ranges, picnic areas, wildlife and nature preserves, game farms, fish hatcheries, hunting, fishing and hiking areas, athletic fields, and horse show grounds; provided that no primary or accessory structures are permitted under this classification, Structures accessory to a permitted recreational use; provided that no accessory structures for human habitation are permitted, Water related uses such as boat docks and boat liveries under Section 30.3.11 of the zoning ordinance. ZONING: RA Rural Area - agricultural, forestal, and fishery uses; residential density (0.5 unit/acre in development lots) OVERLAY DISTRICT(S): Flood Hazard Overlay District COMPREHENSIVE PLAN: Rural Area – preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources; residential (0.5 unit/ acre in development lots).
- (Bill Fritz, Development Process Manager)*
18. [23-448](#) ZTA2023-00003 Residential Density Bonus Factors. To receive comments on proposed amendments to the following section of the Albemarle County Code: Section 18-2.4.1 – to clarify that if no density range or maximum density is shown in the comprehensive plan, no bonus density factor may be applied.

(Bill Fritz)

19. From the Board: Committee Reports and Matters Not Listed on the Agenda.

20. Adjourn to December 6, 2023, 1:00 p.m. Lane Auditorium.

CONSENT AGENDA**8. FOR APPROVAL (by recorded vote):**

- 8.1. [23-464](#) Approval of Minutes: March 30, 2022.
- 8.2. [23-462](#) Thomas Jefferson Soil and Water Conservation District Agreement - ACAP.
(Laurel Williamson)
- 8.3. [23-463](#) Biscuit Run Maintenance Facility Design-Build Procurement.
(Blake Abplanalp)
- 8.4. [23-437](#) Renumbering the C-PACE Ordinance.
(Anthony Bessette)
- 8.5. [23-467](#) SE202300028 Mechums Trestle Parking Special Exception.
(Rebecca Ragsdale)

8. FOR INFORMATION (no vote necessary):

- 8.6. [23-471](#) AC44 Phase 2: Draft Goals and Objectives.
(Ben Holt)
- 8.7. [23-461](#) FY 24 First Quarter Financial Report.
(Ryan Davidson)
- 8.8. [23-465](#) VDOT Monthly Report (October) 2023.
(Carrie Shephard)

Thank you for attending today's public hearing. During the 2023 Calendar Year, the Chair is Donna P. Price and the Vice-Chair is Jim Andrews.

Opportunities for the public to access and participate in this meeting are posted on the Albemarle County website on the Board of Supervisors home page and on the Albemarle County calendar. Participation will include the opportunity to comment on those matters for which comments from the public will be received.

During the time set aside for "From the Public: Matters on the Agenda but Not Listed for Public Hearing or on Matters Previously Considered by the Board or Matters that are Pending Before the Board" ("From the Public"), individuals may address the Board of Supervisors concerning matters previously considered by the Board or matters that are pending before the Board. Up to 10 persons may speak during each "From the Public" session. The 10 speakers are determined on a first-come, first-served basis. The sign up period ends when public comment begins. Each speaker may speak for up to three minutes and at only one "From the Public" session at each meeting.

During Public Hearings, the Board will only acknowledge speakers addressing the item listed for Public Hearing. Speakers are limited to one appearance of three minutes per public hearing item, unless otherwise decided. Applicants are limited to a ten-minute presentation of their proposal and are allowed a five-minute rebuttal at the close of the public hearing.

Speaker may include a presentation, provided that the presentation is received by the Clerk at least 48 hours before the meeting.

To speak during Public Hearings and "From the Public" Albemarle County community members may sign up online in advance of the meeting at <https://albemarle.legistar.com/Calendar.aspx>. Click on eComment for the select meeting. To create an account, click on the sign-up link at the top right corner of the eComment webpage. Residents who are unable to sign up in advance of the meeting may do so during the meeting either through the webinar chat or in person, provided there are remaining slots available. If you require assistance, please contact the clerk's office at clerk@albemarle.org or call 434-296-5843.

Time keeping is conducted by the Clerk. In order to give all speakers equal treatment and courtesy, the Board requests that speakers adhere to the following guidelines:

Time keeping is conducted through a timer and a light system at the podium. The green light will go on when you begin speaking and this begins your allotted time; a yellow light indicates you have one minute to finish your comment; a red light indicates your time has expired. In order to give all speakers equal treatment and courtesy, the Board requests that speakers adhere to the following guidelines:

- When called to the speaker's podium, state your name and magisterial district
- Address comments directly to the Board as a whole
- Give written statements and other supporting material to the Clerk
- If you represent a group or organization, you may ask others present to raise their hands and be recognized
- If you exceed your allotted time, you will be asked to end your comments
- If a speaker does not use all allocated time, the unused time may not be shared with another speaker
- Speakers are permitted one opportunity to comment during each of the public comment periods per meeting
- Back-and-forth debate is prohibited
- Do not speak from your seat or out of turn
- Persons in the audience are encouraged to raise their hands to indicate their support or opposition to speakers at the podium or any item during the meeting
- Please refrain from applause and other forms of approval or disapproval, as a courtesy to each speaker
- Signs are permitted in the meeting room so long as they are not attached to any stick or pole and do not obstruct the view of persons attending the meeting

All comments are live streamed, recorded and published on the Albemarle County website.

Please turn all device notifications to vibrate.

Clerk, Board of County Supervisors
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