

ORDINANCE NO. 19-A()
ZMA 2018-00007 BELVEDERE PROFFER AMENDMENT
- CARRIAGE HOUSE UNITS

AN ORDINANCE TO AMEND THE PROFFERS AND CODE OF DEVELOPMENT APPROVED WITH ZMA 2004-00007 FOR TAX MAP PARCELS 06100-00-00-154E0, 06100-00-00-15800, 06100-00-00-16000, 06200-00-00-002A1, 06200-00-00-002B0, 06200-00-00-002C0, 062A3-00-00-00100, 062G0-00-00-005A0, 062G0-00-00-005A1, 062G0-00-00-007A, 062G0-00-07-15700, 062G0-00-07-16500, 062G0-00-07-17100, 062G0-00-07-17200, 062G0-00-07-17400, 062G0-00-07-17900, 062G0-00-07-18000, 062G0-00-00-009A0

WHEREAS, the application to amend the proffers and the Code of Development that were approved with ZMA 2004-00007 for Tax Map Parcels 06100-00-00-154E0, 06100-00-00-15800, 06100-00-00-16000, 06200-00-00-002A1, 06200-00-00-002B0, 06200-00-00-002C0, 062A3-00-00-00100, 062G0-00-00-005A0, 062G0-00-00-005A1, 062G0-00-00-007A, 062G0-00-07-15700, 062G0-00-07-16500, 062G0-00-07-17100, 062G0-00-07-17200, 062G0-00-07-17400, 062G0-00-07-17900, 062G0-00-07-18000, 062G0-00-00-009A0 (collectively, the “Property”) is identified as ZMA 2018-00007, Belvedere Proffer Amendment – Carriage House Units (“ZMA 2018-07”); and

WHEREAS, ZMA 2018-07 proposes to amend Proffer Numbers 2.2, 2.2.1, and 2.2.2 of the Proffers, and Appendix A and Tables 1 and 2 of the Code of Development, that were approved in conjunction with ZMA 2004-07 to allow carriage house units to be attached to the primary residential unit, to allow the carriage houses to be located on lots with single-family attached units, and to allow accessory apartments to count towards the required number of carriage house units; and

WHEREAS, staff recommended approval of ZMA 2018-07, provided technical changes were made to the proffers; and

WHEREAS, on June 4, 2019, after a duly noticed public hearing, the Planning Commission recommended approval of ZMA 2018-07, provided technical changes were made to the proffers; and

WHEREAS, following the Planning Commission public hearing, the Applicant made the recommended technical changes to the proffers; and

WHEREAS, on July 3, 2019, the Albemarle County Board of Supervisors held a duly noticed public hearing on ZMA 2018-00007.

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that upon consideration of the staff report prepared for ZMA 2018-07 and its attachments, including the proposed amended proffers and the proposed amended Appendix A and Tables 1 and 2 of the Code of Development, the information presented at the public hearing, the material and relevant factors in Virginia Code § 15.2-2284, and for the purposes of public necessity, convenience, general welfare and good zoning practices, the Board hereby approves ZMA 2018-07 with the proffers dated June 25, 2019, and the amended Appendix A and Tables 1 and 2 of the Code of Development as shown on Attachment D of the Planning Commission staff report dated May 28, 2019, which was presented to the Planning Commission on June 4, 2019.

* * *

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of an Ordinance 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	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Mr. Randolph	_____	_____
Mr. Sheffield	_____	_____