

ACTIONS Board of Supervisors Meeting of June 10, 2015		
		June 12, 2015
<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>PODCAST</u>
1. Call to Order. Meeting was called to order at 3:36 p.m., by the Chair, Ms. Dittmar. All BOS members were present. Also present were Tom Foley, Larry Davis, Ella Jordan and Travis Morris.		Listen
2. Closed Meeting. At 3:37 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia under Subsection (1) to consider appointments to boards, committees, and commissions in which there are pending vacancies or requests for reappointments; and under Subsection (1) to conduct the annual performance review of the County Executive and to discuss the performance standards and evaluation process for specific County employees appointed by the Board.		
Certify Closed Meeting. At 6:08 p.m., the Board certified the closed meeting.		
Non-Agenda item. By a vote of 6:0, APPROVED the proposed Employment Agreement for the County Executive with a base salary of \$184,853 effective October 1, 2015, and authorized the Board Chair to execute the agreement subject to it being approved in final form and content by the County Attorney consistent with the Board's approval.		
3. Reconvene and Call to Order. Meeting was called back to order by the Chair, Ms. Dittmar at 6:07 p.m.		
7. Adoption of Final Agenda. <u>Ann Mallek:</u> Added for discussion a potential grant to the Department of Housing and Community Development that is being requested by the community of Crozet.		Listen
8. Brief Announcements by Board Members. <u>Ann Mallek:</u> - Announced that on Saturday, June 13, 10:00 a.m., at Mint Springs Valley Park, there will be a ribbon cutting ceremony and guided walk to kick-off the County's Kids in the Park Program. <u>Liz Palmer:</u> - Announced that the open house on the County's Long Range Solid Waste solutions had good turnout from all areas of the County. <u>Jane Dittmar:</u> - Attended the announcement by the USA Cycling team announcing that they have selected the Charlottesville/Albemarle area for training prior to the World Cycling Championships. - Announced that each State sends a Holiday Tree to Washington D.C., to be near the White		

	House and this year Governor McAuliffe has asked each locality to design and send a holiday ornament to be on the tree.		
9.	Proclamations and Recognitions: a. Proclamation recognizing <i>Albemarle Amateur Radio Club Field Day Exercises - June 2015</i>. • ADOPTED by a vote of 6:0, proclamation and presented to Michael Rein.	(Attachment 1)	Listen
10.	From the Public: Matters Not Listed for Public Hearing on the Agenda. • <u>Nancy Carpenter</u>, resident of the Scottsville district spoke on the “Ban the Box” initiative. • <u>Helen Cauthen</u>, President of Central Virginia Partnership, spoke on the “Resolution of Intent, re: Comprehensive Plan Boundary Adjustment”.		Listen
11.2	SDP-2015-00018. Carson Raymond Field- Lighting Special Exception. • ADOPTED Resolution to approve this special exception to waive the full cutoff luminaire requirement of County Code § 18-4.17.4(a) subject to the following conditions: 1. The lighting fixtures installed shall be Musco (Light Structure Green System). 2. The height of the proposed pole shall not exceed 70 feet above ground level. 3. The Field shall not be illuminated after 10:00 p.m. each day.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 2)	Listen
11.3	FY 2015 Budget Amendment and Appropriations. • APPROVED appropriations #2015106 and #2015107 for ECC and School Division projects and programs.	<u>Clerk:</u> Notify OMB, Finance and appropriate individuals.	
11.4	Resolution authorizing the County Executive to appoint substitute Trustee(s) and sign certain documents on loans securing Community Development Block Grant Funds and the Crozet Crossings Housing Trust Fund. • ADOPTED Resolution authorizing the County Executive to execute any documents associated with loans created with Community Development Block Grant Funds, including those through the Crozet Crossings Housing Trust Fund, and to appoint the Deputy County Executive and Director of Finance (either of whom may act) as Trustee(s) or Substitute Trustee(s) for these loans.	<u>Clerk:</u> Forward copy of signed resolution to Ron White and County Attorney's office. (Attachment 3)	
11.5	Resolution to accept road(s) in Dunlora Forest Subdivision into the State Secondary System of Highways. (Rio Magisterial District). • ADOPTED resolution.	<u>Clerk:</u> Forward copy of signed resolution and AM-4.3 to Glenn Brooks and County Attorney's office. (Attachment 4)	
12.	VDOT Culpeper District, Albemarle County Quarterly Report, June 2015. • RECEIVED.		Listen
13.	Pb. Hrg.: County's Secondary Road Improvement Priorities/VDOT Secondary Six-Year Plan (SSYP). • By a vote of 6:0, ADOPTED resolution.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 5)	Listen
14.	Pb. Hrg.: SP-2014-00015 Heartrock – Day Camp (Sign #40). • By a vote of 6:0, ADOPTED resolution approving SP2014-00015 with the attached conditions.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 6)	Listen

15.	Pb. Hrg.: CPA-2013-00001 – Comprehensive Plan. - By a vote of 5:1 (Boyd), ACCEPTED changes to the Comp Plan as presented by staff. - By a vote of 4:2 (Boyd/Sheffield), APPROVED resolution adopting the June 10, 2015 draft of the Albemarle Comprehensive Plan as expressly amended by the Board.	<u>Elaine Echols:</u> Proceed as directed. (Attachment 7)	Listen
	Board recessed at 8:43 p.m. and reconvened at 8:54 p.m.		
16.	Resolution of Intent, re: Comprehensive Plan Boundary Adjustment. By a vote of 6:0, ADOPTED Resolution of Intent regarding the Comprehensive Plan Boundary Adjustment.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 8)	Listen
17.	From the Board: Matters Not Listed on the Agenda. <u>Ann Mallek:</u> - Discussed potential grant to the Department of Housing and Community Development that is being requested by the community of Crozet. <u>Jane Dittmar:</u> - Handed out two assessment tools and asked Supervisors for suggestions on potential questions. - Asked staff to look into the "Ban the Box" issue that was mention in earlier comments made by Nancy Carpenter.		Listen
18.	From the County Executive: Report on Matters Not Listed on the Agenda. <u>Tom Foley:</u> Provided update on a comprehensive community wide effort concerning pre-K.		
19.	Adjourn. With no further business to come before the Board, the meeting was adjourned at 9:42 p.m.		

ewj/tom

Attachment 1 – Proclamation recognizing Albemarle Amateur Radio Club Field Day Exercises - June 2015

Attachment 2 – Resolution to Approve Special Exception for SDP 15-18 Carson Raymond Field – Minor

Attachment 3 – Resolution Authorizing the County Executive to Sign Certain Loan Documents and Appoint Substitute Trustee(s)

Attachment 4 – Resolution to Accept Road(s) in Dunlora Forest Subdivision into the State Secondary System of Highways

Attachment 5 – Resolution Approving the FY16-21 SSYP and Authorizing the County Executive to sign the SSYP

Attachment 6 – Resolution to Approve SP-2014-15 Heartrock – Day Camp

Attachment 7 – Resolution to Approve CPA-2013-00001 and to Adopt an Amended Comprehensive Plan

Attachment 8 – Resolution of Intent re: Comprehensive Plan Boundary Adjustment

**Proclamation
Albemarle Amateur Radio Club Field Day Exercises
June 2015**

- Whereas,** Amateur Radio Operators have provided countless hours of community services to our many Emergency Response organizations and to other local organizations; and
- Whereas,** these Amateur Radio services are provided wholly uncompensated; and
- Whereas,** these same individuals have further demonstrated their value in public assistance by providing free radio communications for local parades, bike-a-thons, walk-a-thons, fairs, and other charitable public events; and
- Whereas,** the Commonwealth of Virginia recognizes and appreciates the diligence of these “hams” who also serve as weather spotters in the Skywarn program of the US Government Weather Bureau; and
- Whereas,** the ARRL Amateur Radio Field Day exercise will take place on **June 27-28, 2015** and is a 24 hour emergency preparedness exercise and demonstration of the Radio Amateurs’ skills and readiness to provide self-supporting communications without further infrastructure being required;

Now, Therefore, Be it Resolved, that the Albemarle County Board of Supervisors does hereby officially recognize the Albemarle Amateur Radio Club for its Field Day activities and its service to the community.

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SDP 15-18 CARSON RAYMOND FIELD - MINOR**

WHEREAS, the County of Albemarle School Board (the "School Board") is the owner of those lands currently identified in the County's tax records as Tax Map and Parcel Number 046B1-01-00-00100 (the "Property"); and

WHEREAS, the Carson Raymond Field (the "Field") is located on the Property; and

WHEREAS, the Northside Cal Ripken League (NCRL) currently has an operating agreement with the School Board for its use of the Field; and

WHEREAS, the NCRL and the School Board filed a request for a special exception in conjunction with SDP 2015-00018, Carson Raymond Field – Minor, to waive the full cutoff luminaire outdoor lighting requirement under County Code § 18-4.17.4(a) to allow the use of Musco brand lighting fixtures on four (4) sixty-foot light poles to be installed on the field.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the executive summary prepared in conjunction with the application, and its supporting analysis included as Attachment A thereto, the plans entitled "Carson Raymond Field Northside Cal Ripken League & County of Albemarle School Board Minor Site Plan Amendment" prepared by Woolley Engineering dated March 23, 2015, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-4.17.5 and 18-33.9, the Albemarle County Board of Supervisors hereby approves the special exception to waive the full cutoff luminaire outdoor lighting requirement under County Code § 18-4.17.4(a) to allow the use of Musco brand lighting fixtures on four (4) sixty-foot light poles to be installed on the Field subject to the conditions attached hereto.

SDP 2015-18, Carson Raymond Field - Minor Special Exception Conditions

1. The lighting fixtures installed shall be Musco (Light Structure Green System).
2. The height of the proposed pole shall not exceed seventy (70 feet) above ground level.
3. The Field shall not be illuminated after 10:00 p.m. each day.

RESOLUTION

WHEREAS, the County of Albemarle is the noteholder on loans supported by Community Development Block Grant (CDBG) Funds, including loans made through the Crozet Crossings Housing Trust Fund; and

WHEREAS, periodically the County of Albemarle is requested to execute various documents related to these loans, including, but not limited to, loan modifications, subordinations, and releases of the recorded liens; and

WHEREAS, as the noteholder, the County of Albemarle has designated trustees for certain loan documents; and

WHEREAS, the two trustees named on the original recorded documents are no longer County employees; and

WHEREAS, the County of Albemarle's interest in each loan requires the ability to act in a timely manner.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby authorizes the County Executive to execute, on behalf of the County of Albemarle, all loan documents required in the management of loans associated with CDBG Funds and the Crozet Crossings Housing Trust Fund, including, but not limited to, loan modifications, subordinations, and releases of the recorded liens.

BE IT FURTHER RESOLVED that the Albemarle County Board of Supervisors further authorizes the County Executive to appoint the Deputy County Executive and the Director of Finance (either of whom may act) as Trustee(s) or Substitute Trustee(s) on any CDBG and Crozet Crossings Housing Trust Fund loan document.

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 10th day of June 2015, adopted the following resolution:

RESOLUTION

WHEREAS, the street(s) in **Dunlora Forest Subdivision**, as described on the attached Additions Form AM-4.3 dated **June 10, 2015**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Dunlora Forest**, as described on the attached Additions Form AM-4.3 dated **June 10, 2015**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right-of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

The road(s) described on Additions Form AM-4.3 is:

- 1) **Sawgrass Court (State Route 1793)** from Route 1792 (Dunlora Forest Drive) to 0.08 miles north, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 4320, page 171, for a length of 0.08 miles.
- 2) **Barefoot Court (State Route 1794)** from Route 1793 (Sawgrass Court) to .075 miles south, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 4320, page 171, for a length of 0.08 miles.
- 3) **Dunlora Forest Drive (State Route 1792)** from Route 631 (Rio Road) to .023 miles east, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 4320, page 171, for a length of 0.02 miles.
- 4) **Sawgrass Court (State Route 1793)** from Route 1794 (Barefoot Court) to 0.036 miles north, as shown on plat recorded in the office the Clerk of Circuit Court of Albemarle County in Deed Book 4320, page 171, for a length of 0.04 miles.

Total Mileage – 0.22

RESOLUTION

WHEREAS, Virginia Code § 33.2-364 provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary System Six-Year Program; and

WHEREAS, the Board has previously agreed to assist in the preparation of this Program, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Program (FY 16-21) as well as the 2015 Construction Priority List for Albemarle County on June 10, 2015, after being duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Program and Priority List; and

WHEREAS, Joel Denunzio, the Resident Administrator of the Virginia Department of Transportation, appeared before the Board and recommended approval of the Secondary System Six-Year Program (FY16-21) and the 2015 Construction Priority List for the County of Albemarle; and

WHEREAS, the Secondary System Six Year Program (FY16-21) and the 2015 Construction Priority List, as presented at the June 10, 2015 public hearing, are in the best interest of the County and of the citizens of the County.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves the Secondary System Six-Year Program (FY16-21) and the 2015 Construction Priority List as presented at the June 10, 2015 public hearing, and authorizes the County Executive to sign the Secondary System Six-Year Program (FY 16-21).

BE IT FURTHER RESOLVED, that the Clerk of the Board shall forward a certified copy of this resolution to the District Administrator of the Virginia Department of Transportation.

**RESOLUTION TO APPROVE
SP 2014-15 HEARTROCK – DAY CAMP**

WHEREAS, Heartrock Family Farm LLC is the owner of Tax Map and Parcel Number 00600-00-00-028B0 (the “Property”); and

WHEREAS, Heartrock Family Farm LLC filed an application for a special use permit to allow a day camp with outdoor play areas and environmental education, and the application is identified as Special Use Permit 2014-00015 Heartrock – Day Camp (“SP 2014-15”); and

WHEREAS, the proposed use is allowed on the Property by special use permit under Albemarle County Code § 18-10.2.2(20); and

WHEREAS, on April 21, 2015, after a duly noticed public hearing, the Albemarle County Planning Commission recommended approval of SP 2014-15 with the conditions recommended by staff; and

WHEREAS, on June 10, 2015, the Albemarle County Board of Supervisors held a duly noticed public hearing on SP 2014-15.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the staff report prepared for SP 2014-15 and all of its attachments, the information presented at the public hearing, and the factors relevant to a special use permit in Albemarle County Code § 18-33.8, the Albemarle County Board of Supervisors hereby approves SP 2014-15, subject to the performance standards for this use in Albemarle County Code § 18-5.1.05 and the conditions attached hereto.

SP-2014-00015 Heartrock - Day Camp

1. Development of the use shall be in general accord with the conceptual plan titled “Heartrock Farm,” prepared by Sophie Johnston, Landscape Architect, and dated February 17th, 2015 (hereafter, the “Conceptual Plan”) as determined by the Director of Planning and the Zoning Administrator. To be in general accord with the Conceptual Plan, the development shall reflect the following major elements within the development essential to the design of the development:
 - Number of parking spaces (maximum of 28)
 - Number and location of tent-camping sites
 - Size and location of barn

Minor modifications to the Plan which do not conflict with the elements above may be made to ensure compliance with the Zoning Ordinance.

2. Customer parking shall only be permitted in the parking spaces shown on the conceptual plan.
3. The permittee shall obtain written approval of the entrance design from the Virginia Department of Transportation prior to the County's approval of the final site plan for the use.
4. The permittee shall obtain written approval of the water supply and the onsite sewage system from the Virginia Department of Health prior to the County issuing a zoning clearance and the permittee commencing the use.
5. All outdoor lighting at the site that is exclusively for camp use shall either emit 3,000 lumens or less or be a full cutoff luminaire.
6. No amplified sound systems shall be used on the site.
7. The area shown on the conceptual plan as “Mowed Play Yards” shall be within fencing conforming to ASTM standard F2049, except where it abuts a structure. All gates into this area shall be located at least 300 feet from Blackwells Hollow Road.
8. Overnight camping shall be limited to tent camping. Overnight use of recreational vehicles is not permitted.
9. At all times when the facility is open, except when the only active use is overnight camping, at least one staff member shall be on site.

**RESOLUTION TO APPROVE CPA 2013-00001
AND TO ADOPT AN AMENDED COMPREHENSIVE PLAN**

WHEREAS, Virginia Code § 15.2-2230 requires that the Albemarle County Planning Commission periodically review the Albemarle County Comprehensive Plan (the “Comprehensive Plan”) to determine whether it is advisable to amend the plan; and

WHEREAS, Virginia Code § 15.2-2229 authorizes the Albemarle County Board of Supervisors to amend the Comprehensive Plan after having received the recommendation of the Albemarle County Planning Commission; and

WHEREAS, the Comprehensive Plan amendment identified as CPA 2013-00001 proposes to amend the Comprehensive Plan in its entirety by: (1) restating the County’s values and vision which guide the Comprehensive Plan, and its policies, goals, objectives, and strategies for growth management, natural resources, historic, cultural, and scenic resources, economic development, the Rural Area, the Development Areas, housing, transportation, parks and recreation, greenways, blueways, and green systems, and community facilities and services; (2) correcting the Village of Rivanna land use map; (3) removing two streets shown on the Pantops Master Plan; (4) adding the Mosby Mountain and Whittington areas to the Development Areas within Neighborhood 5, which are to be designated as Neighborhood Density Residential and Parks and Green Systems; and (5) creating a master plan for the Southern and Western Neighborhoods and changing a variety of plan designations in that area; and

WHEREAS, the foregoing amendments proposed by CPA 2013-00001 are contained in the June 10, 2015 draft of the “Albemarle County Comprehensive Plan 2015”; and

WHEREAS, on May 19, 2015, after a duly noticed public hearing, the Planning Commission recommended approval of CPA 2013-00001; and

WHEREAS, on June 10, 2015, the Board of Supervisors held a duly noticed public hearing on CPA 2013-00001; and

WHEREAS, the Board of Supervisors has carefully considered the discussion and recommendations of the Planning Commission, the studies, analysis, and other information provided by County staff, and the information and comments provided by the public, during approximately 16 community meetings, 2 public roundtables, 43 work sessions held by the Planning Commission (including 9 held jointly with the City of Charlottesville Planning Commission), 17 work sessions held by the Board, and the public hearings held by the Planning Commission and the Board; and

WHEREAS, the Board of Supervisors concludes that adoption of CPA 2013-00001 will guide and accomplish a coordinated, adjusted, and harmonious development of Albemarle County which will, in accordance with present and probable future needs and resources, best promote the health, safety, morals, order, convenience, prosperity and general welfare of the inhabitants of the County, including the elderly and persons with disabilities.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, and for the purposes articulated in Virginia Code § 15.2-2223(A), the Albemarle County Board of Supervisors hereby approves CPA 2013-00001 and adopts the June 10, 2015 draft of the “Albemarle County Comprehensive Plan 2015,” as expressly amended by the Board on this date, as the Albemarle County Comprehensive Plan; and

BE IT FURTHER RESOLVED THAT the Board of Supervisors authorizes County staff to correct any grammatical, spelling, punctuation, formatting, and organizational mistakes in the June 10, 2015 draft of the “Albemarle County Comprehensive Plan 2015” that do not change the substance of the text approved by the Board when the final version of the adopted Comprehensive Plan is being prepared for posting on the County’s website and printing.

RESOLUTION OF INTENT

WHEREAS, the Target Industry Study, endorsed by the Albemarle County Board of Supervisors on May 2, 2012, identifies Bioscience and Medical Devices, Business and Financial Services, Information Technology and Defense Security, and Agribusiness, Food Processing and Related Technology as the four industry groups that have the strongest potential in Albemarle County to succeed and offer the best prospects for jobs that offer a higher quality of life by providing security, higher wages, training, and flexibility (the "Target Industries"); and

WHEREAS, a preliminary survey by County staff has found that there presently may be inadequate land in Albemarle County with access to major transportation facilities, access to multi-directional transportation corridors, proximity or immediate access to public utilities, and proximity to downtown Charlottesville and the University of Virginia that is both planned and zoned to accommodate the Target Industries; and

WHEREAS, the lands generally southwest of the existing Development Area boundary south and east of the future County park between Interstate 64 and US Route 29 South, extending to the approximate location of the third crossover on Route 29 South that is south of the Interstate 64 interchange, may possess the foregoing qualities of access and proximity (the "Lands"); and

WHEREAS, it is desired to study the Lands for the purpose of considering whether to amend the Comprehensive Plan by expanding the Development Areas and designating the Lands to appropriate land use designations that would accommodate Target Industries and to identify preserved land that may complement the future County park in the vicinity (the "Study").

NOW, THEREFORE, BE IT RESOLVED THAT for purposes of public necessity, convenience, general welfare, and good land use planning practices, the Albemarle County Board of Supervisors hereby adopts a resolution to consider amending the land use designation of the Lands as described herein; and

BE IT FURTHER RESOLVED THAT the Study shall be conducted by County staff and shall include, but not be limited to: (1) determining the minimum requirements for suitable land to accommodate one or more Target Industries; (2) assessing the physical characteristics of the Lands and identifying developable land and land that should be preserved; (3) determining the adequacy of the existing transportation system, including points of access, and utility infrastructure to accommodate developing the developable land for Target Industries; and (4) identifying necessary transportation and utility infrastructure improvements; and

BE IT FURTHER RESOLVED THAT the Study shall include a recommendation as to whether the Development Areas should be expanded to include the Lands and, if it should be expanded, recommendations for: (1) the boundaries of the expansion area; (2) the appropriate land use designations to allow Target Industries; (3) the location and size of resource preservation areas, including areas adjacent to the future County park; and (4) necessary transportation and utility infrastructure improvements; and

BE IT FURTHER RESOLVED THAT County staff shall conduct at least one community meeting as part of the Study and the amendment to the Comprehensive Plan being considered therein before the Planning Commission conducts its public hearing on the matter; and

BE IT FURTHER RESOLVED that the Planning Commission shall forward its recommendation on the amendment to the Comprehensive Plan being considered herein to the Board of Supervisors no later than September 1, 2015.