



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, September 7, 2022

1:00 PM

Lane Auditorium

Regular First 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:
 - 6.1. [22-411](#) Proclamation Recognizing September 15 as International Day of Democracy.
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 Items:

9. [22-390](#) SE2022-45 1699 Colle Lane Homestay. (Scottsville Magisterial District)
(Bart Svoboda, Zoning Administrator/Director of Zoning)

10. [22-396](#) SE2022-36 5600 Turkey Sag Road Homestay. (Rivanna Magisterial District)
(Bart Svoboda)
11. [22-383](#) Financial Management Policies Update.
(Nelsie Birch, Chief Financial Officer)
12. [22-403](#) Fiscal Year 2024 Operating and Capital Budget Calendar and Recommended Process Modifications.
(Andy Bowman, Chief, Office of Management and Budget)

3:15 p.m. - Recess

3:30 p.m. - Work Session:

13. [22-408](#) Proposed Legislative Priorities 2023.
(Steve Rosenberg)

4:15 p.m. - Presentation:

14. [22-394](#) Board-to-Board, August 2022, a monthly report from the Albemarle County School Board to the Albemarle County Board of Supervisors.
(Graham Paige, Chair, School Board)

15. 4:30 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 appointments to boards and commissions, including, without limitation, five Community Advisory Committees, the Rivanna River Basin Commission and the Route 250 West Task Force;*
- *under subsection (7) to consult with legal counsel and receive a briefing by staff members pertaining to actual litigation of the Board against Scottsville Volunteer Rescue Squad, Inc.; and*
- *under subsection (8) to consult with legal counsel employed or retained by the County regarding specific legal matters involving regulatory compliance and requiring the provision of legal advice.*

Closed meeting motion subject to change

16. Certify Closed Meeting.

17. Boards and Commissions:

17.1. [22-415](#) Vacancies and Appointments.

(Travis Morris)

6:00 p.m.**18. From the County Executive: Report on Matters Not Listed on the Agenda.****19. 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:**

- 20. [22-391](#)** ZMA202200003 Firdyiwek-Deal Rezoning. PROJECT: ZMA202200003 Firdyiwek-Deal Rezoning MAGISTERIAL DISTRICT: Samuel Miller TAX MAP/PARCEL: 09000-00-00-003A0 LOCATION: 954 Old Lynchburg Rd. PROPOSAL: Rezone a parcel of land from Rural Areas to R-2 Residential. PETITION: Request to rezone a two-acre parcel of land from the RA Rural Areas zoning district, which allows residential uses at densities up to 0.5 unit/acre, to R-2 Residential, which allows residential uses up to 2.0 units/acre. ZONING: RA Rural Area - agricultural, forestal, and fishery uses; residential density (0.5 unit/acre in development lots) OVERLAY DISTRICT: EC Entrance Corridor PROFFERS: Yes COMPREHENSIVE PLAN: Neighborhood Density Residential – residential (3-6 units/acre); supporting uses such as places of worship, schools, public and institutional uses and small-scale neighborhood serving retail and commercial in Neighborhood 5 of the Southern and Western Neighborhoods Master Plan.

(Kevin McCollum, Planner)

21. [22-369](#) ZMA202100011 The Heritage on Rio. PROJECT: ZMA202100011 The Heritage on Rio MAGISTERIAL DISTRICT: Rio TAX MAP/PARCEL(S): 045000000026A2; 045000000026B2; 045000000026B3; 045000000026B4; 045000000026B5 LOCATION: Five parcels of land on the southeast side of Rio Road W., approximately 800 feet northeast of the intersection of Rio Road W. and Four Seasons Drive; 435, 445, 455, and 463 Rio Road W., and an additional parcel located in front of 505 Rio Road W. PROPOSAL: Rezone five parcels to allow a maximum of 250 residential units. PETITION: Request to rezone a total of approximately 8.23 acres from the R6 Zoning District, which allows residential uses at densities up to 6 units/acre, to Planned Residential Development (PRD), which allows residential (maximum of 35 units/acre) with limited commercial uses. A maximum of 250 multi-family dwelling units is proposed, at a gross and net density of 31.29 units/acre. An associated request for a Special Exception (SE202100041) to modify or waive the stepback requirements for the proposed buildings, under §18-4.19.5. ZONING: R-6 Residential – 6 units/acre OVERLAY DISTRICT(S): AIA – Airport Impact Area, EC – Entrance Corridor, and Steep Slopes – Managed PROFFERS: No COMPREHENSIVE PLAN: Urban Density Residential – residential (6.01 – 34 units/acre); supporting uses such as religious institutions, schools, commercial, office, and service uses; and Neighborhood Service Center – commercial, retail, and employment uses with supporting residential (3 – 20 units/acre); in Neighborhood 1 in the Places29 Master Plan area.

(Andy Reitelbach, Senior Planner)

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

23. Adjourn to September 21, 2022, 1:00 p.m. Lane Auditorium.

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

- 8.1. [22-401](#) Fiscal Year 2022 Appropriations.
(Andy Bowman)
- 8.2. [22-402](#) Fiscal Year 2023 Appropriations.
(Andy Bowman)
- 8.3. [22-409](#) Sick Leave Supplement.
(Mia Coltrane)
- 8.4. [22-392](#) Delegation of Authority to Sign Certain Insurance Documents.
(Lauchlin Lee)
- 8.5. [22-397](#) Amendment of the County's Purchasing Manual.
(Allison McNally)
- 8.6. [22-405](#) Tax Refund Approval Request.
(Jian Lin)
- 8.7. [22-389](#) Petty Cash Resolution.
(Daniel Green)
- 8.8. [22-388](#) Emergency Medical Service Cost Recovery Rates.
(Alyssa Mezzoni)
- 8.9. [22-398](#) Resolution Supporting the Albemarle Charlottesville Regional Jail (ACRJ) Request for State Funding for Jail Renovation Project.
(Doug Walker)
- 8.10. [22-395](#) SE202200039 Skyline Ridge Apartments - Special Exception, Building Stepback Waiver.
(Ben Holt)
- 8.11. [22-393](#) SE202200022 DS Tavern.
(Kevin McCollum)

8. FOR INFORMATION (no vote necessary):

- 8.12. [22-404](#) Fiscal Year 2022 (FY 22) Preliminary Year-End Financial Report.
(Andy Bowman)

Thank you for attending today's public hearing. During the 2022 Calendar Year, the Chair is Donna P. Price and the Vice-Chair is Bea LaPisto-Kirtley.

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. 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. 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.

Please visit the Participation Guide for Public Meetings on the Albemarle County Board of Supervisors webpage for instructions on how to join the meeting virtually.

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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