

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SDP 2018-36 OAK HILL CONVENIENCE STORE**

WHEREAS, the owner of Tax Map and Parcel Number 07600-00-00-052L0 filed a request for a special exception to waive the requirements of County Code § 18-21.7(c) to disturb two required 20 foot undisturbed buffers adjacent to a residential district in conjunction with SDP 2018-36 Oak Hill Convenience Store as depicted on the pending plans under review by the County's Department of Community Development; and

WHEREAS, Albemarle County Code § 18-21.7(c) requires the maintenance of a 20 foot undisturbed buffer zone adjacent to any residential district, which may be waived by special exception.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the executive summary and staff report prepared in conjunction with the application, all of the factors relevant to the special exception in County Code §§ 18-21.7(c) and 18-33.49, and the information provided at the Board of Supervisors' meeting, the Albemarle County Board of Supervisors hereby approves the special exception to authorize the waiver of County Code § 18-21.7(c) as set forth above, 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	_____	_____

SDP 2018-36 SDP 201800036 Oak Hill Convenience Store Special Exception Condition

1. Disturbance of the buffers is permitted only as it is described in the special exception request and in the areas shown on the plan entitled "Oak Hill Convenience Store Special Exception Request," prepared by Shimp Engineering, P.C. and dated October 11, 2018, which is attached hereto and incorporated herein.