

ACTIONS		
Board of Supervisors Meeting of October 19, 2022		
		October 20, 2022
AGENDA ITEM/ACTION	ASSIGNMENT	VIDEO
1. Call to Order. <ul style="list-style-type: none"> Meeting was called to order at 1:08 p.m., by the Chair, Ms. Price. All BOS members were present with the exception of Supervisor McKeel. Also present were Jeff Richardson, Steve Rosenberg, Claudette Borgersen and Travis Morris. 		Link to Video
4. Adoption of Final Agenda. <ul style="list-style-type: none"> By a vote of 5:0, ADOPTED the final agenda. 		
5. Brief Announcements by Board Members. <u>Ann Mallek:</u> <ul style="list-style-type: none"> Commented on the online discussion at the University of Virginia regarding the 50th anniversary of the Clean Water Act and said that she would share the link. Shared that the end of October was the deadline for new applicants seeking property tax waivers for the elderly and disabled. Mentioned that November 15 was the deadline for the forestry fund, and that County staff was working hard on the program to offset some of the reductions in revenue for localities that had forestry land use in process. Announced that November 12 and 13 was the 28th Annual Artisan Studio Tour, featuring studios in Albemarle, Charlottesville, Green, and Nelson Counties. <u>Bea LaPisto-Kirtley:</u> <ul style="list-style-type: none"> Announced that on October 30 from 6 p.m. to 8 p.m. the Stony Point Volunteer Fire Department would have "treats in trunks." <u>Ned Gallaway:</u> <ul style="list-style-type: none"> Voiced his disappointment and frustration with the Governor's continued politicizing of transgender children, and remarked that the school division did its job, as reflected in Superintendent Hass's email to parent, by putting a policy in place to protect those children. <u>Jim Andrews:</u> <ul style="list-style-type: none"> Said he concurred with Supervisor Gallaway's comments. Announced that Community Day at Simpson Park, which had to be rescheduled, was planned for this Saturday, October 22, at 5 p.m. in Esmont. <u>Donna Price:</u> <ul style="list-style-type: none"> Thanked Mr. Gallaway for his comments and said that no minority group was successful in their country without the support of allies, and his words meant a great deal to her, as well as to the community. Announced that on October 21 and 22, Twilight tours would be held in Scottsville, and on Sunday there would be a play at Victory Hall, "The Voices of Scottsville" 		

	<p>Past,” for which tickets could be purchased online at the Scottsville Museum.</p> <ul style="list-style-type: none"> • Commented that the previous night, she had the honor to attend the Rivanna Conservation Alliance commemoration of 50 years of the Clean Water Act. • Announced that on October 30, between 1 p.m. and 3 p.m., a historic marker would be unveiled at River View Farm at the Ivy Creek Natural Area. She said the location was historic for the African American community and reflected their successes during a time of great discrimination. • Reported that Yancey Mill, one of very few pine lumber yards in the Commonwealth, was in full compliance with the conditions imposed last year when the application was approved. • Commented that her monthly trip with the Sorensen Institute Political Leaders Program included visiting the Newport News Shipyard and Fort Monroe and that these places remind people of that today of the importance of national defense and, in the fight for justice and equality, they must always remain vigilant to protect their constitutional rights. 	
7.	<p>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.</p> <ul style="list-style-type: none"> • <u>Helen Cauthen</u>, Executive Director, Central Virginia Partnership for Economic Development, shared new initiatives and introduced Mary Kay Campbell, the new talent director. • <u>Doug Earle</u>, resident of the Scottsville District spoke on ranked choice voting and encouraged the Board to add it to their legislative priorities. • <u>The following individuals addressed the Board and spoke toward agenda item #9 SE202200044 Vertical Acres Homestay.</u> <ul style="list-style-type: none"> • Joel Mangham • Marjorie Vanderslice • Michelle Mangham • <u>The following addressed the Board and spoke toward agenda item #12 AC44: Draft Framework for an Equitable and Resilient Community.</u> <ul style="list-style-type: none"> • Christine Putnam • Neil Williamson • Rob McGinnis • Tom Olivier • Mike Pruitt 	
8.1	<p>Resolution of Intent for a Modernization Zoning Ordinance Amendment.</p> <ul style="list-style-type: none"> • ADOPTED the Resolution of Intent. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 1)</p>
8.2	<p>VACo 2022 Annual Meeting Voting Credentials.</p> <ul style="list-style-type: none"> • DESIGNATED Supervisor Ann Mallek as Voting Delegate and Supervisor Ned Gallaway as Alternate Delegate. 	<p><u>Clerk:</u> Forward Certified Voting Credentials Form to VACo.</p>

9.	SE202200044 Vertical Acres Homestay. (Rivanna Magisterial District) <ul style="list-style-type: none"> Motion to defer action until later on the agenda PASSED by a vote of 5:0. 		
10.	Legislative Priorities and Legislative Positions and Policy Statements. <ul style="list-style-type: none"> By a vote of 4:1 (Price), ADOPTED the 2023 Legislative Priorities and the 2023 Legislative Positions and Policy Statements as proposed. 	<u>County Attorney:</u> Provide Clerk with copy of 2023 Legislative Priorities and 2023 Legislative Positions and Policy Statements. (Attachments 2-3)	
	Recess. At 3:15 p.m., the Board recessed and reconvened at 3:27 p.m.		
11.	FY 24 - FY 28 Strategic Plan Draft. <ul style="list-style-type: none"> By a vote of 5:0, ADOPTED the draft FY 24 - 28 Strategic Plan goals and objectives as amended. 	<u>Kristy Shifflett:</u> Provide Clerk with copy of FY 24 - FY 28 Strategic Plan as adopted and proceed as discussed. (Attachment 4)	
12.	Work Session: AC44: Draft Framework for an Equitable and Resilient Community. <ul style="list-style-type: none"> HELD. 	<u>Community Development:</u> Proceed as discussed.	
13.	Closed Meeting. <ul style="list-style-type: none"> At 4:28 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia: under subsection (5), to discuss the expansion of an existing industry in the western part of the county where no previous announcement has been made of the industry's interest in expanding its facilities in the community; and under subsection (7) to consult with legal counsel pertaining to actual litigation against the Albemarle County Department of Social Services and to probable litigation related to a claim arising from damage to private property. 		
14.	Certify Closed Meeting. <ul style="list-style-type: none"> At 6:01 p.m., the Board reconvened into open meeting and certified the closed meeting. 		
15.	From the County Executive: Report on Matters Not Listed on the Agenda. <u>Jeff Richardson:</u> <ul style="list-style-type: none"> Presented the County Executive's Monthly Report. 		
	SE202200044 Vertical Acres Homestay. (Rivanna Magisterial District) <ul style="list-style-type: none"> By a vote of 3:2 (Price, Mallek), ADOPTED the Resolution to approve the special exception. 	<u>Clerk:</u> Forward signed resolution to Community Development and County Attorney's office. (Attachment 5)	
16.	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. <ul style="list-style-type: none"> There were none. 		
17.	<u>Pb. Hrg.: ACSA202200003, 3756 Richmond Rd (Former Moose Lodge Building).</u> <ul style="list-style-type: none"> By a vote of 5:0, ADOPTED the Resolution to approve ACSA202200003 3756 Richmond Rd. (Former Moose Lodge) for Parcel 079A1-00-0B-02700, in the form of Attachment E, with the last clause of the resolution revised to read as follows: designate Parcel 079A1-00-0B-02700 for Limited Service-Water Service to the 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 6)	

	existing structure (or its replacement, provided such replacement is not an enlargement or expansion of the existing structure).		
18.	<p>From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Commented that the VACo Arts and Culture Committee discussed research projects focusing on the arts and economic prosperity and encouraged the inclusion of their successes and contributions in future deliberations. <p><u>Bea LaPisto-Kirtley:</u></p> <ul style="list-style-type: none"> Announced that the Board received a booklet addressing climate vulnerability and risk assessment and she requested a presentation on the booklet be given to the Board by staff. <p><u>Ned Gallaway:</u></p> <ul style="list-style-type: none"> Announced that the Regional Housing Partnership's conference titled, "Coming Home," would be held on March 24, 2023, at the Omni Hotel. <p><u>Jim Andrews:</u></p> <ul style="list-style-type: none"> Noted that many jurisdictions were concerned about affordable housing. Reported on the SWAAC meeting he attended and noted composting and grant opportunities were discussed. He shared that there was consensus that the committee wanted to be more involved in the comprehensive plan process. <p><u>Donna Price:</u></p> <ul style="list-style-type: none"> Suggested the County should offer a day-at-the-County experience for high school students interested in County work. Ann Mallek added that the Veterans Committee had an apprenticeship program through the Local Government Managers Association. 		
20.	<p>Adjourn to October 26, 2022, 7:00 p.m., Room 241.</p> <ul style="list-style-type: none"> The meeting was adjourned at 7:09 p.m. 		

ckb/tom

Attachment 1 – Resolution of Intent

Attachment 2 – 2023 Legislative Priorities

Attachment 3 – 2023 Legislative Positions and Policy Statements

Attachment 4 – Draft FY24-FY28 Strategic Plan Goals and Objectives

Attachment 5 – Resolution to Approve SE2022-00044 Vertical Acres Homestay

Attachment 6 – Resolution to Approve ACSA202200003 3756 Richmond Rd. (Former Moose Lodge) For Parcel 079A1-00-0B-02700

RESOLUTION OF INTENT

WHEREAS, the current Albemarle County Zoning Ordinance was adopted on December 10, 1980;
and

WHEREAS, the needs, population, and economic development of Albemarle County have evolved since the Albemarle County Zoning Ordinance was adopted; and

WHEREAS, the Board of Supervisors seeks to create an adaptive, modern zoning ordinance meeting the current needs of Albemarle County, and to amend related regulations, as appropriate.

NOW, THEREFORE, BE IT RESOLVED THAT for purposes of public necessity, convenience, general welfare, and good zoning practices, the Albemarle County Board of Supervisors hereby adopts a resolution of intent to consider amending Chapter 18 of the Albemarle County Code, and any other sections of the County Code deemed to be appropriate to achieve the purposes described herein; and

BE IT FURTHER RESOLVED THAT the Planning Commission hold a public hearing on the zoning text amendment proposed by this resolution of intent, and make its recommendations to the Board of Supervisors, at the earliest possible date.

2023 Legislative Priorities

- Enable civil penalties in lieu of criminal punishment for violations of local ordinances
- Expand the authority to use photo speed monitoring devices
- Require agricultural buildings used by the public to be subject to minimum safety standards
- Grant the County taxing authority for school division capital projects
- Change eligibility requirements for the Virginia Business Ready Sites Program
- Allow public bodies to hold all-virtual public meetings
- Special exceptions for short term-rentals to expire under certain circumstances

Enable civil penalties in lieu of criminal punishment for violations of local ordinances

Proposed: Amend [Virginia Code § 15.2-1429](#) to enable localities to adopt an ordinance to establish a schedule of civil penalties in lieu of criminal punishment for violations of certain local ordinances.

Elements: The enabling authority would authorize a schedule of civil penalties of up to \$500 for the initial summons with increasing amounts, up to a total of \$5,000 in the aggregate under the same set of operative facts. The civil summons would be issued by designated County officers rather than police officers and would allow the violator the opportunity to prepay the civil penalty in lieu of trial. Unpaid civil penalties would be a lien against the property, if applicable, and could be collected as taxes are collected. The enabling authority would exclude those acts expressly punishable as misdemeanors by state law that allow a local option to adopt, traffic infractions, and those violations for which civil penalties are already authorized by state law.

Rationale: This initiative would enable localities to decriminalize numerous activities regulated by local ordinances by allowing the use of civil penalties instead of criminal penalties for violations. Limited exceptions to enforcing violations of local ordinances as crimes already exist, for example, in [Virginia Code §§ 15.2-980](#) (noise) and [15.2-2209](#) (zoning), which allow localities to adopt a schedule of civil penalties instead. In instances where enforcement of an ordinance is by law enforcement officers, a move to civil penalties provides the added benefit of enabling officers to do other critical police work.

Prior History: This priority was addressed during the 2022 General Assembly Session in HB627 (Hudson), which failed in committee.

Expand the authority to use photo speed monitoring devices

Proposed: Amend [Virginia Code §§ 46.2-882](#) and [46.2-882.1](#) to enable the use of photo speed monitoring devices on segments of secondary roads where speeding has been identified as a problem.

Elements: The enabling authority would be implemented by ordinance and would apply only to segments of secondary roads having posted speeds of 35 miles per hour or higher which are selected based on speeding, crash, and fatality data supporting the need for additional enforcement against speeding. In addition, the selected road segments would be required to have signs posted informing drivers that such devices are being used to monitor speed.

Rationale: This initiative would give localities the option to use photo speed monitoring devices as an enforcement tool on designated segments of secondary roads where speeding is prevalent. Using such devices would promote public safety by providing broader enforcement of speed limits and safety of law enforcement officers, who might otherwise be required to make traffic stops on potentially dangerous road segments (e.g., segments without shoulders or with limited sight distance). Additionally, the use of technology where human intervention is unnecessary would allow law enforcement officers to do other critical police work.

Prior History: This priority was addressed during the 2022 General Assembly session in HB630 (Hudson) and HB747 (Bell), both of which failed in committee.

Require agricultural buildings used by the public to be subject to minimum safety standards

Proposed: Amend [Virginia Code § 36-97](#) and other sections of the Virginia Uniform Statewide Building Code to require agricultural buildings used by the public to be subject to minimum safety standards.

Elements: The legislation would revise the definition of “farm building or structure” to remove its “public use” elements (e.g., display, sale, sampling) and add a definition of “public use agricultural buildings,” a use that would be subject to requirements such as having an automatic fire alarm system, emergency lights at exits, panic hardware on all required exit doors, portable fire extinguishers, and a maximum occupancy of 200 persons, with occupancy over 200 being classified in a different use group.

Rationale: The stated purpose of the Virginia Uniform Statewide Building Code is to “protect the health, safety and welfare of the residents of the Commonwealth” [Virginia Code § 36-99](#) exempts “farm buildings or structures” from the provisions of the Building Code, except for those portions of a building that are operated as a restaurant and licensed by the State Board of Health as such. Historically, these types of buildings and structures were not regularly hosting hundreds of people as they are now at farm wineries, limited breweries, limited distilleries, and other agricultural operations. To protect public safety in the event of a fire or another emergency, agricultural buildings that are open to the public should be subject to minimum safety standards.

Prior History: This priority was addressed during the 2022 General Assembly session, by the legislature’s enactment of [SB400](#) (Hanger). The bill, approved by the Governor, requires reenactment by the General Assembly in its 2023 session before its requirements become effective.

Grant the County taxing authority for school division capital projects

Proposed: Amend [Title 58.1, Subtitle I, Chapter 6 of the Code of Virginia](#) to make Albemarle County eligible to levy an additional 1% retail sales tax for the purpose of funding school division capital projects.

Elements: Either amend [Virginia Code § 58.1-602](#) to designate Albemarle County, in addition to other previously designated cities and counties, as a “qualifying locality” with such authority, or amend [Virginia Code § 58.1-605.1](#) to provide such authority to all cities and counties. In either case, the imposition of such a tax would require approval in a local referendum and would be subject to expiration no more than 20 years after the board’s initiation of the referendum.

Rationale: The County lacks a dedicated funding mechanism for school construction and renovation projects. Such projects are largely funded presently by existing tax revenues and proceeds of bond issues. Additional taxing authority would generate revenues dedicated solely to school division capital projects, providing further fiscal capacity and flexibility to the County.

Change eligibility requirements for the Virginia Business Ready Sites Program

Proposed: Amend [Virginia Code § 2.2-2240.2:1](#) to allow sites of 50 contiguous acres or more be eligible for funding.

Elements: The legislation would reduce from 100 acres to 50 acres the minimum acreage of sites eligible for site development grants under the Virginia Business Ready Sites Program. The change could be implemented on a statewide basis by amending clause (i) of subsection (A) or, alternatively, by adding GO Virginia Region 9, in which the County is located, to Regions 1 and 2, as regions in which the lower threshold applies.

Rationale: The Virginia Business Ready Sites Program is a discretionary program to promote development and characterization of sites to enhance the Commonwealth of Virginia’s infrastructure and promote its competitive business environment. The program’s goal is to identify and assess the readiness of potential industrial sites of at least 100 contiguous acres. Albemarle County has identified sites that would otherwise fulfill the requirements for site development grants but for their acreage. The proposed amendment to the state code to decrease the required size of industrial sites from 100 to 50 contiguous acres would allow the County to seek such grants.

Allow local public bodies to hold all-virtual public meetings

Proposed: Amend the Virginia Freedom of Information Act to allow all local public bodies to hold all meetings virtually.

Elements: The legislation would amend [subsection \(C\) of Virginia Code § 2.2-3708.3](#) by striking from its introductory clause the words “local governing bodies, local school boards, planning commissions,

architectural review boards, zoning appeals boards, and” and limiting the application of paragraph (9) of subsection (C) to state public bodies.

Rationale: As enacted, 2021 amendments to the Virginia Freedom of Information Act prohibit certain local public bodies from holding any all-virtual public meetings. The amendments further restrict other local public bodies from holding all-virtual public meetings more than two times per calendar year or 25% of the meetings held per calendar year, whichever is greater, and from holding consecutive all-virtual public meetings. These restrictions on all-virtual meetings inhibit prospective applicants from seeking appointment to the county’s boards, commissions, and committees. The proposed amendments would promote both service on local public bodies and broader public participation in their meetings. All other existing requirements would remain unchanged, ensuring the continuation of open and transparent all-virtual public meetings.

Special exceptions for short term-rentals to expire under certain circumstances

Proposed: Amend [Virginia Code § 15.2-2286\(A\)\(3\)](#) to allow Albemarle County to regulate short term rentals by authorizing the county to provide for the expiration of a special exception for a short-term rental upon a change in ownership of the property and in other circumstances.

Elements: The legislation would amend the state code by adding the following paragraph at the end of paragraph (3) of subsection A:

The governing body of the County of Albemarle may impose a condition upon any special exception or special use permit relating to short-term rentals that provides that such special exception or special use permit will automatically expire upon a change of ownership of the property, a change in the owner of the business or a transfer of majority control of a business entity, a change in possession, a change in the operation or management of a facility, or the passage of a specific period of time.

Rationale: The operation of a short-term rental in Albemarle County requires the approval of a special exception by the Board of Supervisors. Currently, special exceptions “run with the land,” meaning that once a special exception is approved by the board, a property can be operated as a short-term rental in perpetuity, even after a change in ownership. Albemarle County is concerned that short-term rentals negatively impact the county’s housing supply and is especially concerned that the continued acquisition of properties by business entities and their operation as short-term rentals, all for investment purposes, exacerbate this problem. The proposed legislation would allow the county to restrict special exceptions so that approval of a new special exception could be required in certain circumstances, including upon a change in ownership of a property.

2023 Legislative Positions and Policy Statements

Agriculture

Virginia Agricultural Best Management Practices Cost-Share Program: Support state funding for the Virginia Agricultural Best Management Practices Cost-Share Program in the amount of \$100,000,000 per year.

Broadband and the Internet

Broadband Deployment: Support legislation by the state and the federal government that would assist localities and provide financial incentives to localities and their communities in deploying universal, affordable access to broadband technology, particularly in unserved and underserved areas, while at the same time preserving local land use authority for siting telecommunications infrastructure. This includes supporting continued and increased funding for the Virginia Telecommunications Initiative (VATI). In addition, support legislation that would: (1) ensure that coverage maps used to determine underserved and unserved areas or census blocks are accurate; (2) amend the definition of “coverage” to mean that service actually exists in a census block or area and the service availability within that census block or area is substantial ; and (3) ensure definition of unserved and/or underserved includes those lacking 100 Mbps download/20 Mbps upload speeds.

Net Neutrality: Unless the Congress or the Federal Communications Commission restores net neutrality at the national level, support legislation that would prohibit internet service providers from slowing down or blocking access to websites, charging companies extra to deliver their services faster, and other acts that adversely affect consumers and discourage competition.

Growth Management, Environmental Protection, Land Use, and Transportation

Biosolids: Support legislation enabling localities, as part of their zoning ordinances, to designate, and/or reasonably restrict the land application of biosolids to, specific areas within the locality based on criteria related to the public safety and welfare of its citizens and the environment. In addition, support legislation regarding the land application of biosolids that protects the environment, public health and safety.

Environmental: Support legislation prohibiting businesses from using disposable plastic bags and straws and to require bottle deposits, or enable localities to do so, with exceptions applicable to straws for hospitals and other care facilities. Oppose legislation that reduces local authority to regulate new natural gas infrastructure for development projects.

Erosion and sediment control standards for agriculture and forestry operations: Support legislation that would establish minimum statewide erosion and sediment control standards for agriculture and forestry operations. These standards could include those within the Chesapeake Bay Preservation Act’s regulations, which include: (1) for agriculture operations, soil and water quality conservation assessments evaluating the effectiveness of existing practices pertaining to soil erosion and sediment control, nutrient management, and management of pesticides, and, where necessary, resulting in plans outlining additional practices needed to ensure that water quality protection is being accomplished; stream buffers are maintained; and best management practices for agricultural ditches are used; and (2) for forestry operations, requiring operations to be conducted using the appropriate best management practices as prescribed by Virginia’s Forestry Best Management Practices for Water Quality, and requiring that a full 100-foot buffer be established in woody vegetation when the silvicultural activity ceases within the buffer area on the property and a new land use is proposed.

Impact Fee Authority: Support impact fee legislation that: (1) allows for effective implementation through simple locally based formulae and reasonable administrative requirements; and (2) does not cap or limit localities’ impact fee updates.

Open-space Easements: Support legislation that augments local efforts in natural resource protection through: (1) continued funding of the Virginia Land Conservation Foundation (VLCF) for locally established and funded Purchase of Development Rights programs (e.g., the ACE Program in Albemarle County); (2) continued provision of matching funds to localities for their Purchase of Development Rights programs through the Office of Farmland Preservation; (3) retaining provisions in transient occupancy tax legislation so that funds can continue to be used to protect open-space and resources of historical, cultural, ecological, and scenic value that attract tourism; (4) increased incentives for citizens to create conservation and open-space easements; (5) fully allocating the Land Preservation Tax Credit transfer

fee for the stewardship of protected land; and (6) restoring the individual cap on the use of the Land Preservation Tax Credit to \$50,000 per year.

Proffers: Support further changes to the current proffer system and, in particular, the proffer legislation approved in 2016 (Virginia Code § 15.2-2303.4) and amended in 2019, which limits the scope of impacts that may be addressed by proffers and establishes specific criteria as to when a proffer is deemed to be unreasonable. Support changes to provide more balanced and practical standards for determining whether a proffer is reasonable and restore a climate where localities and applicants can openly discuss rezoning applications and possible proffers.

Scenic Protection and Tourist Enhancement: Support enabling legislation for Albemarle County to provide for a scenic protection and tourist enhancement overlay district. The legislation would provide a method to ensure full consideration of visual resources and scenic areas when the county or state make land use decisions in designated areas.

Stop Extending the Sunset Provisions for Certain Development Approvals that Would Otherwise

Expire: Support allowing the sunset provisions in Virginia Code § 15.2-2209.1:1 to expire. First established in 2009 when the General Assembly adopted Virginia Code § 15.2-2209.1 to extend the validity of certain land use approvals during the Great Recession, the General Assembly has repeatedly extended the sunset clauses for various land use approvals. Most recently, the General Assembly extended the validity of these approvals in Virginia Code § 15.2-2209.1:1 because of the COVID-19 pandemic. The continued extension of these approvals results in non-vested and undeveloped but approved projects to retain their validity well beyond their otherwise applicable expiration date. Some projects protected by the extension of the sunset provisions were approved as much as 15 years ago. These projects may no longer be consistent with the locality's current planning policies or zoning or site development requirements.

Stormwater Management: Support state funding for the Stormwater Local Assistance Fund (SLAF) in the amount of \$80,000,000 per year in Fiscal Years 2023 and 2024. Oppose any legislation that would impact the resource and funding needs of the Virginia Department of Environmental Quality (DEQ) to fully administer, enforce, and maintain the State Stormwater Management Act, the Erosion and Sediment Control Law, and the Chesapeake Bay Preservation Act.

Transportation Funding: Support legislation to: (1) establish a new dedicated funding source for a Charlottesville-Albemarle Regional Transit Authority; (2) establish stable and consistent state revenues for Virginia's long-term transportation infrastructure needs; (3) direct funding efforts to expand transportation choices and engage in multimodal transportation planning; and (4) fund maintenance of rural road systems. Oppose any legislation or regulations that would require the transfer of responsibility to counties for constructing, maintaining, or operating new and existing secondary roads.

Water Quality and Resources: Support state funding for the following: (1) agriculture best management practices; (2) stormwater grant initiatives; and (3) wastewater treatment plant upgrades.

Health and Human Services

Abuse and Neglect: Support legislation to expand the definition of "abuse and neglect" to include parents who are habitually under the influence of drugs or alcohol while being responsible for children.

Administrative Appeals and Findings: Support legislation to amend Virginia Code § 63.2-1526(A) to require that an administrative finding be controlled by a court's civil or criminal finding if those matters involve the same conduct and the same victim and arise under the same operative facts. Support legislation to amend Virginia Code § 63.2-1526(C) to stay child protective services administrative appeals while abuse and neglect proceedings, findings, or both, are pending in juvenile and domestic relations district court or circuit court, or on appeal in any court.

Child Care for Low Income Working Families: Support legislation to provide additional funds to localities to assist low-income working families with childcare costs. Funding helps working-class parents pay for supervised day care facilities and supports efforts for families to become self-sufficient.

Children's Services Act (CSA): Support: (1) a locality's ability to use state funds to pay for mandated services provided directly by the locality, specifically for private day placements, where the same services could be offered in schools; (2) maintaining cost shares on a sum sufficient basis by both the state and localities; (3) enhanced state funding for local CSA administrative costs; (4) a cap on local expenditures in order to combat higher costs for serving mandated children; and (5) proactive efforts by the state to

make residential facilities and service providers available, especially in rural areas. Oppose changing the funding mechanism to a per-pupil basis of state funding, which would shift the sum sufficient portion fully to localities.

Increase Funding for Community Services: Support increased state funding for community services.

Local Department of Social Services (LDSS): Support increased state funding for LDSS to match all available federal funding to assist LDSS staffing needs in order to meet state mandated services and workloads.

Targeted Grants: Support improving the state's targeting of grants to businesses that pay higher wages by increasing the minimum wage requirements for eligible grant applicants.

Local Government Administration and Finance

Community College Capital Costs: Support legislation for the state to fund 100% of public funding required for community college capital costs. Currently, localities are required to fund a portion of operating and capital costs.

Composite Index: Support legislation to amend the Composite Index Funding Formula by re-defining the local true value of real property component of the formula to include the land use taxation value of real property rather than the fair market assessed value for those properties that have qualified and are being taxed under a land use value taxation program.

Drones: Support legislation enabling localities to have authority to regulate the use of unmanned aerial vehicles in their jurisdictions not preempted by federal law.

Drug Court Funding: Request full funding for the Drug Court Program, which provides effective treatment and intensive supervision to drug offenders through the circuit courts of several Virginia localities.

Public Defender Funding: Request that the state adequately fund compensation for public defenders in localities.

Regional Library Funding: Request full funding of State Aid to the Jefferson Madison Regional Library and other regional libraries in the state system.

Seat Belts: Support legislation that would make the failure to use a seat belt a primary offense.

State Mandates Funding: Request full funding for state mandates in all areas of local government including, but not limited to, the Standards of Quality (SOQs) and other mandates imposed on local school divisions, positions approved by the Compensation Board, costs related to jails and juvenile detention centers and human services positions.

Taxing Authority: Support legislation to further enhance county taxing authority so that counties enjoy authority comparable to cities to address capital and operations needs and to reduce over-reliance on the real property tax as a revenue source.

Virginia Retirement System: Support continuing restoration of funds to the Virginia Retirement System to maintain the long-term solvency of the system without further devolving the funding responsibility to localities.

Our core values are Community, Integrity, Innovation, Stewardship, and Learning.

We expect diversity, equity, and inclusion to be integrated into how we live our mission. We value our customers and co-workers by always providing honest and fair treatment. We embrace creativity and positive change. We honor our role as stewards of the public trust by managing our natural, human, and financial resources respectfully and responsibly. We encourage and support lifelong learning and personal and professional growth.

The Board of Supervisors sets the policy direction for the future and local government staff implement it through their public service. These efforts are maximized through Board-staff collaboration, guided by the Board of Supervisors' Operating Guidelines for High Quality Governance and the Pillars of High Performance. The following goals have been prioritized to realize the County's vision and to achieve the mission – to enhance the well-being and quality of life for all community members.



Goal 1. Safety & Well-Being - *Nurture a safe and healthy community.*

- Support community safety through highly responsive services.
- Enhance and develop human services initiatives to assist community in accessing existing resources.
- Develop County wide public safety long range plan to include emergency preparedness, response, and long-term resilience.

Goal 2. Resilient, Equitable & Engaged Community - *Design programs and services that promote an equitable, engaged and climate-resilient community.*

- Develop tools for integrating climate action and equity into programs and services.
- Implement the Climate Action Plan and the Biodiversity Action Plan.
- Foster community partnerships and engagement around county priorities.
- Implement stream health initiatives.
- Identify and mitigate community risk while building, sustaining, and validating the community's capability to respond to and recover from disasters and other natural threats.

Goal 3. Infrastructure & Placemaking - *Invest in infrastructure and amenities that create connection, opportunity, and well-being.*

- Deploy county-wide communications through Broadband programming.
- Ensure that long range water and wastewater plans are in alignment with our development goals by partnering with Rivanna Water Sewer Authority and the Albemarle County Service Authority.
- Determine the level and extent of services necessary to create a public works department for enhanced maintenance of public rights of way and other infrastructure of public use.
- Implement long-range plans to embrace multimodal connectivity.

Goal 4. Quality of Life - *Encourage a vibrant community with economic and recreational opportunities that serve all community members.*

- Develop AC44 Comprehensive Plan updates and Zoning modernization.
- Update Project Enable to include County's role in Economic Development.
- Implement Housing Albemarle.
- Integrate parks planning with multi-modal transportation planning across the County.
- Enhance overall access to parks and recreational opportunities with an emphasis on urban neighborhoods.

Goal 5. Education & Learning - *Support exceptional educational opportunities.*

- Collaborate and provide support for the Albemarle County Public Schools Strategic Plan.
- Foster partnerships with CATEC, PVCC and UVA to advance our workforce pipeline, economic development, and affordable housing goals.

Goal 6. Workforce & Customer Service - *Recruit & retain engaged public servants who provide quality government services to advance our mission.*

- Implement a total compensation structure that makes us highly competitive compared to other employers.
- Implement a comprehensive staff development and wellness program to retain highly qualified staff.
- Modernize business processes and technology to transform customer service demands.
- Implement office space planning and strategies with a focus on improved customer service, efficiency, and employee wellness.

**RESOLUTION TO APPROVE
SE2022-00044 VERTICAL ACRES HOMESTAY**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE2022-00044 Vertical Acres Homestay Application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-5.1.48 and 18-33.9, the Albemarle County Board of Supervisors hereby finds that a modified regulation would satisfy the purposes of the Zoning Ordinance to at least an equivalent degree as the specified requirement and that the proposed special exception:

- (i) would not cause adverse impacts to the surrounding neighborhood;
- (ii) would not cause adverse impacts to the public health, safety, or welfare;
- (iii) would be consistent with the Comprehensive Plan and any applicable master or small-area plan(s); and
- (iv) would be consistent in size and scale with the surrounding neighborhood.

NOW, THEREFORE, BE IT RESOLVED, that in association with the Vertical Acres Homestay, the Albemarle County Board of Supervisors hereby approves the special exception to permit a resident manager to fulfill the residency requirements for a homestay use.

**RESOLUTION TO APPROVE
ACSA202200003 3756 RICHMOND RD. (FORMER MOOSE LODGE)
FOR PARCEL 079A1-00-0B-02700**

WHEREAS, as part of application ACSA202200003 (ACSA 2022-03), the owner of Parcels 079A1-00-0B-02700, 079A1-00-0B-02500, and 079A1-00-0B-025A0 has applied to amend the Albemarle County Service Authority (ACSA) Jurisdictional Area to approve those parcels for water service; and

WHEREAS, on October 19, 2022, the Albemarle County Board of Supervisors held a duly-noticed public hearing on ACSA 2022-03.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the staff report prepared for ACSA 2022-03 and all of its attachments, the information presented at the public hearing, any comments received, the factors relevant to the ACSA Jurisdictional Area in Chapter 12.1 (Community Facilities), Strategy 9a of the Albemarle County Comprehensive Plan, and the Comprehensive Plan's Growth Management Policy and Land Use Plan, the Albemarle County Board of Supervisors hereby approves an amendment to the Albemarle County Service Authority Jurisdictional Area, as authorized by Virginia Code §§ 15.2-2111 and 15.2-5111, to designate Parcel 079A1-00-0B-02700 for Limited Service-Water Service to the existing structure (or its replacement, provided such replacement is not an enlargement or expansion of the existing structure).