



Albemarle County

Meeting Agenda Board of Supervisors

Supervisor, Samuel Miller District Jim Andrews
Supervisor, Rio District Ned Gallaway
Supervisor, Rivanna District Bea LaPisto-Kirtley
Supervisor, White Hall District Ann H. Mallek
Supervisor, Jack Jouett District Diantha H. McKeel
Supervisor, Scottsville District Mike Pruitt
County Executive, Jeffrey B. Richardson
Clerk, Claudette K. Borgersen

Wednesday, June 5, 2024

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. [24-302](#) Resolution of Appreciation for Richard Hewitt.
 - 6.2. [24-301](#) Proclamation Recognizing Pride Month.
(Nick Hutchins, President, Charlottesville Pride Network)
 - 6.3. [24-298](#) Proclamation Recognizing National Gun Violence Awareness Day.
(Rachael Kesler Palm, Volunteer, Moms Demand Action for Gun Sense in America)
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)**

2:00 p.m. - Action Items:

9. [24-285](#) SE202400005 320 Home Port Lane Homestay (Samuel Miller).

(Lea Brumfield, Senior Planner II)

10. [24-289](#) Recommendations for the Affordable Housing Investment Fund.

(Stacy Pethia, Assistant Director of Housing)

2:30 p.m. - Discussion Item:

11. [24-279](#) Fire-Rescue Foundation Discussion.

(Steve Rosenberg)

2:45 p.m. - Recess

3:00 p.m. - Presentations:

12. [24-287](#) Strategic Plan Performance Reporting Program.

(Kristy Shifflett, Chief Operating Officer)

13. [24-296](#) Board-to-Board, A Quarterly Report from the Albemarle County School Board to the Albemarle County Board of Supervisors.

(Judy Le, Chair, School Board)

14. 3:45 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 various boards and commissions including, without limitation, Economic Development Authority, Historic Preservation Committee, JAUNT Board of Directors, Jefferson Area Community Criminal Justice Board, Jefferson-Madison Regional Library Board of Trustees, Police Department Citizens Advisory Committee, Region Ten Community Services Board, Pantops Community Advisory Committee and Village of Rivanna Community Advisory Committee.

Closed meeting motion subject to change

15. Certify Closed Meeting.

16. Boards and Commissions:

- 16.1. [24-286](#) Vacancies and Appointments.

(Travis Morris)

6:00 p.m.

17. From the County Executive: Report on Matters Not Listed on the Agenda.

18. 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:

19. [24-282](#) Fiscal Year 2024 Budget Amendment and Appropriations.
(Ryan Davidson, Deputy Chief, Office of Management and Budget)
20. [24-290](#) ZMA202300012 Holly Hills. PROJECT: ZMA202300012 Holly Hills
MAGISTERIAL DISTRICT: Rivanna TAX MAP/PARCEL(S):
046000000028A0; 046000000028B0; 046000000028I0;
046000000028J0; 046000000028K0; 046000000028E0;
046000000028F0; 046000000028L0 LOCATION: Property on the east
side of U.S. Route 29; from the southeast corner of Route 29 and S.
Hollymead Drive, to a point approximately 1,100 feet south of that
intersection. PROPOSAL: Rezone eight parcels to allow a maximum of
410 residential units. PETITION: Request to rezone a total of
approximately 30.821 acres from the R-1 Residential Zoning District,
which allows residential uses at densities up to one unit/acre, to PRD
Planned Residential Development, which allows residential (maximum
of 35 units/acre) with limited commercial uses. A maximum of 410
dwelling units is proposed, at a gross density of approximately 13.3
dwelling units/acre and a net density of approximately 20 dwelling
units/acre. The dwelling units are proposed to be a mixture of
single-family attached units and multi-family units. Associated request
for a special exception to waive the requirement for setbacks.
ZONING: R-1 Residential – 1 unit/acre OVERLAY DISTRICT(S): AIA –
Airport Impact Area; EC – Entrance Corridor Overlay District; Steep
Slopes – Managed; Steep Slopes – Preserved 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. Privately Owned Open Space;
Environmental Features – privately owned recreational amenities and
open space; floodplains, steep slopes, wetlands, and other
environmental features. In the Community of Hollymead in the Places29
Master Plan area.
(Rebecca Ragsdale, Planning Manager)

21. [24-288](#) WTA2024-00001 Amendments to Water Protection Ordinance and Associated Fee Schedule. To receive comments on proposed ordinances to conform the County's Water Protection Ordinance (County Code Chapter 17) and fee schedule (County Code Chapter 1, Article 5) to the mandates of the new Virginia Erosion and Stormwater Management Act (Virginia Code § 62.1-44.15:24 et seq.), Virginia Erosion and Stormwater Management Regulation (9VAC25-875), and amended state regulations on the General VPDES Permit for Discharges of Stormwater from Construction Activities (9VAC25-880), each of which takes effect July 1, 2024. These proposed ordinances would repeal County Code Sections 17-208, 17-302, 17-303, 17-810, and 17-903, and would amend County Code Sections 1-503, 17-101, 17-102, 17-103, 17-104, 17-105, 17-200, 17-201, 17-202, 17-203, 17-204, 17-205, 17-207, 17-211, 17-300, 17-301, 17-304, 17-305, 17-306, 17-400, 17-401, 17-402, 17-403, 17-404, 17-405, 17-407, 17-408, 17-410, 17-411, 17-413, 17-415, 17-416, 17-417, 17-418, 17-419, 17-421, 17-422, 17-423, 17-424, 17-500, 17-501, 17-502, 17-600, 17-602, 17-701, 17-800, 17-801, 17-802, 17-803, 17-804, 17-805, 17-806, 17-808, 17-809, 17-811, 17-813, 17-814, 17-900, 17-901, 17-902, and 17-904, among others, by replacing existing references to the Virginia Erosion and Sediment Control Program (VESCP) and the Virginia Stormwater Management Program (VSMP) (and the documents and processes associated with each) with references to the new consolidated Virginia Erosion and Stormwater Management Program (VESMP) (and its associated documents and processes). The proposed ordinances would also incorporate updated state regulations on the General VPDES Permit for Discharges of Stormwater from Construction Activities. The proposed ordinances would also make non-substantive clarifications and have a delayed effective date of July 1, 2024.

(Frank Pohl, County Engineer)

- 22. 24-304** OTA2024-00001 Amendments to Water Protection Ordinance and Associated Fee Schedule. To receive comments on proposed ordinances to conform the County's Water Protection Ordinance (County Code Chapter 17) and fee schedule (County Code Chapter 1, Article 5) to the mandates of the new Virginia Erosion and Stormwater Management Act (Virginia Code § 62.1-44.15:24 et seq.), Virginia Erosion and Stormwater Management Regulation (9VAC25-875), and amended state regulations on the General VPDES Permit for Discharges of Stormwater from Construction Activities (9VAC25-880), each of which takes effect July 1, 2024. These proposed ordinances would repeal County Code Sections 17-208, 17-302, 17-303, 17-810, and 17-903, and would amend County Code Sections 1-503, 17-101, 17-102, 17-103, 17-104, 17-105, 17-200, 17-201, 17-202, 17-203, 17-204, 17-205, 17-207, 17-211, 17-300, 17-301, 17-304, 17-305, 17-306, 17-400, 17-401, 17-402, 17-403, 17-404, 17-405, 17-407, 17-408, 17-410, 17-411, 17-413, 17-415, 17-416, 17-417, 17-418, 17-419, 17-421, 17-422, 17-423, 17-424, 17-500, 17-501, 17-502, 17-600, 17-602, 17-701, 17-800, 17-801, 17-802, 17-803, 17-804, 17-805, 17-806, 17-808, 17-809, 17-811, 17-813, 17-814, 17-900, 17-901, 17-902, and 17-904, among others, by replacing existing references to the Virginia Erosion and Sediment Control Program (VЕСP) and the Virginia Stormwater Management Program (VSMP) (and the documents and processes associated with each) with references to the new consolidated Virginia Erosion and Stormwater Management Program (VESMP) (and its associated documents and processes). The proposed ordinances would also incorporate updated state regulations on the General VPDES Permit for Discharges of Stormwater from Construction Activities. The proposed ordinances would also make non-substantive clarifications and have a delayed effective date of July 1, 2024.

(Frank Pohl)

- 23. From the Board: Committee Reports and Matters Not Listed on the Agenda.**

- 24. Adjourn to June 12, 2024, 1:00 p.m. Lane Auditorium.**

CONSENT AGENDA

8. FOR APPROVAL (by recorded vote):

- 8.1. [24-281](#) Proposed Revised Charge for the Solid Waste Alternatives Advisory Committee.
(Jamie Powers)
- 8.2. [24-276](#) Resolution of Intent to Address Clean Earth Fill and Inert Waste Activities.
(Jodie Filardo)
- 8.3. [24-275](#) Secondary Six-Year Plan Hard-Surfacing Rural Roads Resolutions.
(Alberic Karina-Plun)

Thank you for attending today's public hearing. During the 2024 Calendar Year, the Chair is Jim Andrews and the Vice-Chair is Diantha H. McKeel.

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 are allowed three minutes to speak. 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 at only one "From the Public" session at each meeting. The sign-up period closes when "From the Public" begins. Electronic presentation materials may be displayed by a member of the public provided it is emailed to the Clerk at least 48 hours in advance of the Board 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, unless otherwise decided. 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.

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. Community Members 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.

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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22902-4596

