



# Albemarle County

## Meeting Agenda Board of Supervisors

*Supervisor, Rivanna District Norman G. Dill  
Supervisor, White Hall District Ann H. Mallek  
Supervisor, Jack Jouett District Diantha H. McKeel  
Supervisor, Samuel Miller District Liz A. Palmer  
Supervisor, Scottsville District Rick Randolph  
Supervisor, Rio District Brad L. Sheffield  
Interim County Executive, Douglas C. Walker  
Clerk, Claudette K. Borgersen*

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Wednesday, August 9, 2017

2:30 PM

Lane Auditorium

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### 1. Call to Order.

#### Presentations:

2. [17-354](#) Presentation: Jaunt Ridership Update.

*(Karen Davis, JAUNT, Assistant Executive Director)*

#### 2:45 p.m. - Discussion/Action Items:

3. [17-447](#) The Agency Budget and Review Team (ABRT) Background and Recommendations for the FY 19 Budget Development Process

*(Lori Allshouse, Director, Office of Management and Budget)*

4. [17-480](#) Light-Emitting Diode (LED) Performance Contract

*(Bill Letteri, Deputy County Executive)*

5. [17-442](#) Albemarle County Department Social Services Request for New Positions

*(Phyllis Savides, Director of Social Services)*

6. [17-492](#) Transportation Priorities and 2017 Grant Applications

*(Kevin McDermott, Transportation Planner)*

#### 4:00 p.m. - Presentations:

7. [17-493](#) City/County Revenue Sharing Agreement.

*(Greg Kamptner)*

### 8. 5:30 p.m. - Closed Meeting.

**9. Certify Closed Meeting.****6:00 p.m.****10. Call Back to Order.****11. Pledge of Allegiance.****12. Moment of Silence.****13. Adoption of Final Agenda.****14. Brief Announcements by Board Members.****15. Proclamations and Recognitions:****15.1. [17-498](#) Proclamation Recognizing August 26, 2017 as Women's Equality Day.**

*(Charlotte Gibson, President, Charlottesville National Organization for Women)*

**16. From the Public: Matters Not Listed for Public Hearing on the Agenda.****17. Consent Agenda (on next sheet)****Public Hearing:****18. [17-481](#) Relocation of Sewer Easements in Old Trail Western Park. To consider conveying sanitary sewer easements across the County-owned Old Trail Western Park property (Tax Map Parcel 055E0-01-00-000H0) to the Albemarle County Service Authority.**

*(Andy Herrick, Senior Assistant County Attorney)*

19. [17-395](#) SP201700012 – Verizon Wireless “Carters Bridge” (Llandaft LC Property) Tier III PWSF (Sign # 22). MAGISTERIAL DISTRICT: Scottsville TAX MAP/PARCEL: 11200-00-00-00900 LOCATION: 4319 Scottsville Rd (Route 20) PROPOSED: Installation of a one hundred and six (106) foot tall steel monopole treetop tower with one (1) antenna array. Associated with the proposal is ground equipment which will be located within a 1,350 square feet fenced compound area and extension of an access road. PETITION: 10.2.2.48 Special Use Permit, which allows for Tier III personal wireless facilities in the RA Zoning District (reference Section 5.1.40) ZONING CATEGORY/GENERAL USAGE: RA, Rural Areas- agricultural, forestal, and fishery uses; residential density (0.5 unit/acre in development lots); Entrance Corridor: Yes. Flood Hazard – Overlay to provide safety and protection from flooding COMPREHENSIVE PLAN LAND USE/DENSITY: Rural Areas – preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources/ density (0.5 unit/ acre in development lots).
- (Francis MacCall, Principal Planner)*
20. [17-490](#) SP201700006 450 Westfield Road. PROJECT: SP201700006 450 Westfield Road MAGISTERIAL DISTRICT: Rio TAX MAP/PARCEL: 061W0-01-0C-00600 LOCATION: 450 Westfield Road PROPOSAL: Motor vehicle sales and rental PETITION: Motor vehicle sales and rental under Section 22.2.2(8) of the Zoning Ordinance. ZONING: C1 Commercial which allows retail sales and service; residential by special use permit (15 units/ acre) OVERLAYS: Entrance Corridor, Airport Impact Overlay, Managed Slopes COMPREHENSIVE PLAN: Urban Mixed Use in Neighborhood Center which allows commercial, retail, and employment uses with supporting residential (3-20 units/acre).
- (Rachel Falkenstein, Senior Planner)*
21. [17-474](#) ZTA2017–04. Farmers Market. To receive comments on its intent to recommend adoption of the following ordinance changes to the Albemarle County Code: amend Section 18-5.1.47 to establish sketch plan regulations for farmers’ markets that address access, on-site parking, outdoor lighting, signage, and minimum yards; amend Sections 18-10.2.1 and 18-10.2.2 to establish farmers’ markets as a by-right use in the Rural Areas zoning district; amend Sections 18-12.2.1 and 18-12.2.2 to establish farmers’ markets as a by-right use in the Village Residential zoning district; and amend Section 18-35.1 to establish that fees for farmers’ markets are matters considered by the zoning administrator or other officials rather than fees for a special use permit.
- (Bill Fritz, Chief of Special Projects)*

22. [17-469](#) ZTA 2016-00006 Housekeeping. To receive comments on its intent to adopt of the following ordinance changes to the Albemarle County Code: Amend Section 18-35.5 to waive the zoning text amendment or special use permit fee for a nonconforming use which possesses an Albemarle County business license and has operated continuously at the same location for at least fifteen years and has paid all real estate, business license, and personal property taxes related to such use; Amend Section 18-32.6 to clarify that specifications for recreational facilities comply with Sections 18-4.16-4.16.3; Amend Sections 18-4.15.3, 18-4.15.5, 18-4.15.8, 18-4.15.9, 18-4.15.10, and 18-4.15.11 to amend the definition of advertising vehicle, to establish criteria for a sign permit exemption for qualifying advertising vehicles, to prohibit certain advertising vehicles from displaying signs, exempt certain advertising vehicles from maximum sign number, area, height, and minimum sign setback regulations in Sections 18-4.15.9, 18-4.15.10, and 18-4.15.11, and prohibit certain advertising vehicles in all zoning districts that do not meet the criteria in amended Section 18-4.15.5; Amend Section 18-5.1.11 to remove duplicative language concerning commercial kennels and veterinary and animal hospitals and to clarify the maximum decibel level from all confinements; Amend Section 18-5.1.20 to clarify that underground storage tanks and loading facilities served by the public water supply are not subject to a 100 foot lot line setback applicable to above ground storage tanks and loading facilities; Amend Sections 18-3.1 and 18-5.8 to clarify that the term industrialized building encompasses the term temporary nonresidential mobile home and replace the term temporary nonresidential mobile home with the term temporary industrialized building; Remove condominiums as a by-right or special permit use in Section 18-20B.2; To amend Sections 18-3.1, 18-10.2.1, 18-10.2.2, 18-12.2.1, 18-13.2.1, 18-14.2.1, 18-15.2.1, 18-16.2.1, 18-17.2.1, 18-18-2.1, and 18-19.3.1 amend the definition of group home, delete the definition of home for developmentally disabled persons, establish group homes as a by-right use in the Rural Areas zoning district, and remove the term homes for the developmentally disabled from the Albemarle County Code; Establish a thirty-five foot maximum structure height in cluster developments located in the R-1, Residential, zoning district; Amend Section 18-22.2.2 to remove fast food restaurant as a use authorized by a special use permit; Amend Section 18-23.2.2 to remove research and development activities and medical or pharmaceutical laboratories as a use authorized by special use permit; Amend Section 18-21.7 to permit commercial zoning district construction activity without a buffer zone when the construction activity occurs in a commercial zoning district across the street from a residential or rural areas zoning district; Amend Section 18-3.1 to establish a definition for temporary family health care structures and to establish Section 18-5.1.62 to establish regulations for temporary family health care structures; Amend Sections 18-30.3.5, 18-30.3.15 and 18-30.3.17 to amend the definition of accessory

structure in the Flood Hazard Overlay District, establish regulations for accessory structures located in the floodplain, and establish a variance process for accessory structures larger than 200 square feet but not exceeding 600 square feet to locate in the floodplain; Amend Section 18-30.3.11 to establish a definition of fine grading and to permit flood control, stormwater conveyance, and environmental restoration projects in the floodway and floodway fringe if the projects do not change the base flood plain elevation or horizontal limits to the flood plain; Amend the maximum height regulations to clarify stepback requirements in Sections 18-18-8, 18-17.8, 18-19.7, 18-21.4, and 18-20.8.4; Amend section 18-3.1 to add the definition of religious assembly use; Amend sections 18-3.1, 18-4.12.6, 18-5.1.27, 18-10.2.2, 18-12.2.2, 18-13.2.2., 18-14.2.2, 18-15.2.2, 18- 16.2.2, 18-17.2.2., 18-18-2.2, 18-19.3.2, 18-20.3.2, 18-20B.2, 18-22.2.1, 18-23.2.1, 18-24.2.1, and 18- 30.2.5.1 to replace the term church with the term religious assembly use; Amend Section 18-4.19 establishing new infill and non infill setback and stepback requirements; and Amend Section 18-4.20 establishing new setback and stepback requirements; Amend Section 18-10.2.2 by removing the reference to adjunct cemetery; and Amend the maximum height regulation in section 18-26.4 to clarify stepback requirements and remove a reference to standard ratios.

*(Amelia McCulley, Director of Zoning/Zoning Administrator)*

23. [17-473](#) STA 2016-03 Housekeeping. To receive comments on its intent to adopt of the following ordinance changes to the Albemarle County Code: Amend Section 14-403 to clarify that each lot in a subdivision shall have frontage on an existing or proposed public or private street.

*(Amelia McCulley)*

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

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

**26. Closed Meeting. (if needed)**

**27. Adjourn to August 15, 2017, 6:00 p.m., Room 241**

**CONSENT AGENDA****17. FOR APPROVAL (by recorded vote):**

- 17.1. [17-483](#) Approval of Minutes: September 7 and October 12, 2016; January 17, February 17, March 7, March 8, March 28, April 5, April 11, April 12, May 15 and May 26, 2017.
- 17.2. [17-487](#) Revised Historic Court Square Marker  
*(Bill Letteri)*
- 17.3. [17-476](#) Berkmar Drive Extended - Lewis & Clark Drive Connector Road Study  
*(Jack Kelsey)*
- 17.4. [17-489](#) B201701389ATWR 5722 Wyant Lane Personal Wireless Service Facility Special Exceptions  
*(Rebecca Ragsdale)*
- 17.5. [17-479](#) Solid Waste Alternatives Advisory Committee - Semi-annual Report  
*(Andy Lowe)*

**17. FOR INFORMATION (no vote necessary):**

- 17.6. [17-488](#) ZMA201500006. Shadwell Estates. (Deferred at the request of applicant)

Thank you for attending today's public hearing. During the 2017 Calendar Year, the Chair is Diantha H. McKeel.

During the time set aside for "Matters Not Listed for Public Hearing on the Agenda" at the beginning of each meeting, individuals will be allowed a three-minute time limit in which to speak, unless otherwise decided. A sign up sheet is provided for your name, address and magisterial district. If you are with a group of people, you may want to have a spokesperson present your position to the Board and have others in agreement recognized by standing. If there are an unusually large number of people present to speak under this item, the Board may need to limit the number of speakers it can hear at the beginning of the meeting or limit the time each person may speak.

During public hearings, the Board will try to hear everyone who wishes to speak on a subject (sign-up lists for speakers are used), but sometimes discussion has to be limited because of time constraints. If a previous speaker has stated your position, you may make that known by reference. Applicants are limited to a ten-minute presentation of their proposal and will be allowed a five-minute rebuttal at the close of the public hearing. Other speakers are limited to one appearance of three minutes. If additional time is required, it may be granted by consent of the Board for good cause, but such decision shall be at the sole discretion of the Board of Supervisors. The timekeeper will signal when your time is up. In order to give all speakers equal treatment and courtesy, the Board requests that speakers adhere to the following guidelines:

**(Note: All comments are recorded):**

Come forward to the speaker's podium and state your name and magisterial district (if you have an unusual spelling for your name, please spell it for the recorder);

Do not speak from your seat or out of turn;

Address comments directly to the Board as a whole;

State your position and give facts and other data to back it up;

If you represent a group or organization, you may ask others present to rise and be recognized;

Back-and-forth debate is prohibited;

The Board usually listens to all speakers before responding to questions asked on issues raised;

Give written statements and other supporting material to the Clerk (written comments are also welcome if you do not wish to speak);

The Chair may ask speakers to form a line in the interest of time;

Please hold all applause and other forms of approval or disapproval, as a courtesy to each speaker;

Please turn off all pagers and cellular telephones.

Clerk, Board of County Supervisors  
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