



Albemarle County

Meeting Agenda Board of Supervisors

Supervisor, Rivanna District Norman G. Dill
Supervisor, Rio District Ned L. Gallaway
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
County Executive, Jeffrey B. Richardson
Clerk, Claudette K. Borgersen

Wednesday, October 3, 2018

1:00 PM

Lane Auditorium

Regular Day 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. [18-525](#) 2018 Virginia Association of Chiefs of Police Life Saving Award.
(Officer Paul Quillon)
 - 6.2. [18-526](#) ICMA Voice of the People - Transformation in Safety.
(Doug Walker, Deputy County Executive)
 - 6.3. [18-523](#) Proclamation Recognizing October as Wine Month.
 - 6.4. [18-524](#) Proclamation Recognizing October 5-14, 2018 as Virginia Artisan Week and October 2018, as Virginia Artisan Month.
7. From the Public: Matters Not Listed for Public Hearing on the Agenda.
8. Consent Agenda (on next sheet)

1:30 p.m. - Action Item:

9. [18-499](#) Regional Natural Hazard Mitigation Plan.

(David Benish, Chief of Planning)

2:00 p.m. - Discussion Items:

10. [18-495](#) FY20 - FY22 Strategic Plan Update Discussion.

(Kristy Shifflett, Director, Project Management Office)

11. [18-505](#) Park's Edge Apartments.

(Ron White, Chief of Housing)

3:30 p.m. - Recess**3:45 p.m. - Presentations:**

12. [18-497](#) Rivanna Water and Sewer Authority (RWSA) Quarterly Report.

(Bill Mawyer, RWSA, Executive Director)

13. [18-522](#) Virginia Department of Transportation (VDOT) Quarterly Report.

(Joel DeNunzio, Charlottesville Residency Administrator)

14. [18-527](#) Transportation Planning Quarterly Report.

(Kevin McDermott, Principal Planner - Transportation)

15. 4:30 p.m. - Closed Meeting.**16. Certify Closed Meeting.****17. Boards and Commissions:**

- 17.1. [18-488](#) Vacancies and Appointments.

(Travis Morris)

6:00 p.m.**18. From the Public: Matters Not Listed for Public Hearing on the Agenda.****Action Item:**

19. [18-515](#) Community Use of County Facilities Policy.

(Trevor Henry, Assistant County Attorney)

Public Hearings:

20. [18-493](#) East Rivanna Fire Station Easements. To receive public comment on the proposed vacation of a two-acre drainfield easement and a fifty-foot-wide access easement, both of which are jointly held by the County and the East Rivanna Volunteer Fire Company, on a portion of Parcel ID 093A1-00-00-004R0, located at 3721 Richmond Road, northeast of the East Rivanna Fire Station. The easements are proposed for vacation in exchange for providing the Fire Station with access to the public water and sewer system.

(Andy Herrick, Senior Assistant County Attorney)

21. [18-496](#) Open Air Burning Regulations for Land Clearing and Development Operations. To receive public comment on its intent to adopt an ordinance to amend Chapter 6, Fire Protection, Article IV, Burning of Brush, etc., of the Albemarle County Code. The proposed ordinance, authorized by 9 VAC 5-130-100, would amend the open burning regulations related to the development of land to: (i) authorize the Fire Marshal to order the extinguishment of an open burning operation when open burning creates or adds to a hazardous situation or when a required permit for open burning has not been obtained; (ii) clarify that open burning currently permitted on private property shall be limited to materials originating from the premises of the private property and that open burning currently permitted for the disposal of debris waste shall be limited to waste originating from and located on the premises; (iii) increase the required distance of a burning from an occupied building from 500 feet to 2,000 feet unless the occupants have given prior permission, or to 1,000 feet if a special incinerator device is used; (iv) require the approval of a written site and burn plan; (v) require proof of a minimum of \$1.5 Million in liability insurance; (vi) restrict burning completely during the Virginia Department of Forestry restriction from February 15 to April 30; (vii) restrict burning to Monday through Friday between 8 a.m. and 8 p.m. from May 1 through February 14 when the Virginia Department of Forestry has no burning restrictions in place; (viii) limit the number of burn permits allowed to three permits per parcel per year; and (ix) update the references to the Commonwealth of Virginia Regulations for the Control and Abatement of Air Pollution.

(Howard Lagomarsino, Division Chief, Fire Rescue Prevention/Fire Marshal)

22. [18-508](#) Ordinance to Amend County Code Chapter 4, Animals and Fowl. To receive public comment on its intent to adopt an ordinance to amend Chapter 4, Animals and Fowl, of the Albemarle County Code by reorganizing and rewriting the chapter, repealing obsolete and unnecessary provisions, adding new provisions to incorporate existing requirements of this chapter in new sections, and to add more stringent regulations pertaining to cruelty to animals in new County Code § 4-301. The subject matter of Chapter 4 is composed of: Article 1, Administration; Article 2, Dogs (Div. 1, Licenses, Div. 2, Dangerous Dogs, Div. 3, Vicious Dogs, and Div. 4, Dogs Running at Large and Dogs Damaging Livestock or Poultry); and Article 3 (Div. 1, Animal Welfare, Div. 2, Seizure, Impoundment, and Disposition, Div. 3, Rabies Control, and Div. 4, Stolen Dogs and Cats, and Noise).

(Greg Kamptner)

23. **From the Board: Committee Reports and Matters Not Listed on the Agenda.**
24. **From the County Executive: Report on Matters Not Listed on the Agenda.**
25. **Closed Meeting. (if needed)**
26. **Adjourn to October 4, 2018, 10:00 a.m., 1600 5th Street, Room A.**

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

- 8.1. [18-503](#) FY 18 Appropriations.
(Andy Bowman)
- 8.2. [18-506](#) FY 19 Appropriations and Official Intent to Reimburse Expenditures with Proceeds of a Borrowing.
(Andy Bowman)
- 8.3. [18-485](#) Continuing, Cooperative and Comprehensive (3-C) Agreement update for Metropolitan Transportation Planning.
(Daniel Butch)
- 8.4. [18-492](#) Special Exception to reduce side setback from 10' to 5' Building Permit #B201801813AR (J. Towler).
(Rebecca Ragsdale)
- 8.5. [18-518](#) Resolution to Authorize the County's Acceptance of an Unmanned Aircraft System in Search and Rescue Operations.
(Chip Harding)
- 8.6. [18-516](#) ZTA 2018-04 Beekeeping.
(Bill Fritz)
- 8.7. [18-487](#) VACo. 2018 Annual Meeting Voting Credentials.

8. FOR INFORMATION (no vote necessary):

- 8.8. [18-507](#) County Grant Application/Award Report.
(Holly Bittle)
- 8.9. [18-520](#) Board-to-Board, September 2018, a Monthly Report from the Albemarle County School Board to the Albemarle County Board of Supervisors.
(Helen Dunn)
- 8.10. [18-521](#) Albemarle County Service Authority (ACSA) Quarterly Report.
(Gary O'Connell)

Thank you for attending today's public hearing. During the 2018 Calendar Year, the Chair is Ann H. Mallek and the Vice-Chair is Norman G. Dill.

During the time set aside for "Matters Not Listed for Public Hearing on the Agenda", individuals may address the Board of Supervisors concerning any issue not listed on the agenda for Public Hearing. Individuals are allowed three minutes to speak, unless otherwise decided. A sign-up sheet is provided at the 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. A sign-up sheet is provided at the meeting and you may sign up online in advance of the meeting at <http://www.albemarle.org/bosspeakers/>. Speakers will be called forward in an alternating pattern of in person sign ups and online sign ups. 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.

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. If more than 10 speakers are signed up to speak, the time allotted to speak will be reduced to two minutes and the yellow light will indicate you have 30 seconds to finish your comment. 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 off all pagers and cellular telephones.

Clerk, Board of County Supervisors
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