



# 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*

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Wednesday, February 6, 2019

1:00 PM

Lane Auditorium

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### Regular 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. Recognitions:
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. [19-140](#) Proposed Donation of Surplus Vehicles to Piedmont Virginia Community College (PVCC).  
*(Trevor Henry, Assistant County Executive)*

#### 2:00 p.m. - Presentations:

10. [19-154](#) Community Development Work Program, 2019-2022.  
*(Mark Graham, Director, Community Development)*

11. [19-138](#) Department of Social Services Annual Report.

*(Jennie More, Advisory Board Chair)*

12. [19-141](#) Bright Stars Annual Report for FY18.

*(Carol Fox, Bright Stars Program Coordinator)*

13. [19-143](#) Historic Preservation Committee Update on 2015-2018 Committee Activities.

*(Margaret Maliszweski, Principal Planner/Jared Loewenstein, Chair of the Historic Preservation Committee)*

**14. 4:00 p.m. - Closed Meeting.**

**15. Certify Closed Meeting.**

**16. Boards and Commissions:**

16.1. [19-165](#) Vacancies and Appointments.

*(Travis Morris)*

**6:00 p.m.**

**17. From the Public: Matters Not Listed for Public Hearing on the Agenda.**

**Public Hearing:**

18. [19-139](#)

ZTA201800002 Uses on commercially zoned properties not served by public water or approved central water supplies (previously referred to as “Commercial and Industrial zoned properties not served by public water”). To receive comments on its intent to adopt an ordinance amending Chapter 18, Zoning, of the Albemarle County Code described below. Districts affected: The proposed ordinance pertains to all lands in the Commercial (“C-1”), Commercial Office (“CO”), and Highway Commercial (“HC”) zoning districts (Albemarle County Code, Chapter 18, Sections 22, 23, and 24 respectively) that are not served by public water or an approved central water supply.

Summary of current regulations: Under current regulations in these districts, any use otherwise allowed by-right is permitted only by special use permit if the use is not served by public water but involves water consumption exceeding 400 acres per site acre per day.

Summary of proposed amendments: The proposed ordinance would amend the district regulations to:

1. Require a special use permit for certain uses otherwise allowed by-right if the use is not served by either public water or an approved central water supply, regardless of the amount of water that may be consumed by the proposed use. In the C-1 and HC districts, the affected uses would be convenience stores, eating establishments, and automobile service stations (Secs. 22.2.2(16); 24.2.2(18)). In the CO district, the affected use would be eating establishments that meet that district’s current requirements to qualify as an accessory use (Secs. 23.2.2(18)). These same uses would be allowed by right if they were either served by public water (as currently allowed), or by an approved central water supply (proposed). (Secs. 22.2.2(11), 23.2.2(8), 24.2.2(13)) Other uses otherwise allowed by-right in the respective districts would continue to be permitted only by special use permit if the use is not served by public water but involves water consumption exceeding 400 acres per site acre per day. (Secs. 22.2.1(c), 23.2.1(18), 24.2.1(51)).

2. Add by cross-reference those uses allowed by-right in the Rural Areas (RA) zoning district as by-right uses in the C-1, CO, and HC zoning districts, provided that the use is not served by either public water or an approved central water supply (Secs. 22.2.1(d), 23.2.1(19), and 24.2.1(53)).

3. Allow any use listed as by-right in Sec. 22.2.1(a)-(c) in the C-1 district, in Sec. 23.2.1(1)-(18) in the CO district, and in Sec. 24.2.1(1)-(51) in the HC district, that is not served by either public water or an approved central water supply, to continue as a by-right use or as a special use (as authorized by a special use permit required under current Secs. 22.2.2(11), 23.2.2(8), or 24.2.2(13) for uses not on public water when the use involved water consumption exceeding 400 gallons per site acre per day) if the use is within a structure lawfully existing or vested on February 6, 2019. For these uses, no external change on the property would be allowed to occur other than maintenance or signage changes, and, if the use is

authorized by a special use permit approved prior to February 6, 2019, the use complies with all conditions of the special use permit (Secs. 22.2.1(e), 22.2.2(11), 23.2.1(20), 23.2.2(8), 24.2.1(53), and 24.2.2(13)).

*(Bill Fritz, Development Process Manager)*

- 19. From the Board: Committee Reports and Matters Not Listed on the Agenda.**
- 20. From the County Executive: Report on Matters Not Listed on the Agenda.**
- 21. Adjourn to February 15, 2019, 12:00 p.m., Room 241.**

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

- 8.1. [19-164](#) Approval of Minutes: September 27, October 10, November 5, December 3 and December 4, 2018.
- 8.2. [19-152](#) FY 19 Appropriations.  
*(Andy Bowman)*
- 8.3. [19-115](#) Personnel Policy Amendments.  
*(Lorna Gerome)*
- 8.4. [19-163](#) Recommendation on Extended Hours at Ivy Materials Utilization Center.  
*(Lance Stewart)*

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

- 8.5. [19-153](#) County Grant Application/Award Report.  
*(Holly Bittle)*
- 8.6. [19-160](#) Environmental Quarterly Report - 2nd Quarter FY19.  
*(Greg Harper)*
- 8.7. [19-159](#) VDoT Monthly Report (February).  
*(Joel DeNunzio)*
- 8.8. [19-158](#) Board-to-Board, January 2019, A monthly report from the Albemarle County School Board to the Albemarle County Board of Supervisors.  
*(Phil Giaramita)*

Thank you for attending today's public hearing. During the 2019 Calendar Year, the Chair is Ned L. Gallaway and the Vice-Chair is Rick Randolph.

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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