



Albemarle County

Meeting Agenda Board of Supervisors

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, Samuel Miller District Liz A. Palmer
Supervisor, Scottsville District Donna P. Price
County Executive, Jeffrey B. Richardson
Clerk, Claudette K. Borgersen

Wednesday, February 19, 2020

1:00 PM

Lane Auditorium

Regular Second 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:
 - 6.1. [20-195](#) Proclamation Recognizing March 3rd as Liberation Day.
(Siri Russell, Director of Equity and Inclusion)
7. From the Public: Matters Not Listed for Public Hearing on the Agenda.
8. Consent Agenda (on next sheet)

1:30 p.m. - Action Items:

9. [20-174](#) HS201900019 Homestay Special Exception (200 Ipswich Place).
(Rebecca Ragsdale, Principal Planner)
10. [20-136](#) Proposed Lease of Space for the Office of Voter Registration and Elections.
(Lance Stewart, Director, Facilities and Environmental Services)

11. 2:45 p.m. - Closed Meeting.

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 northern 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 and briefings by staff members pertaining to:*
 1. *Actual litigation between the Board of Supervisors and the Scottsville Volunteer Rescue Squad; and*
 2. *Probable litigation related to the compensation of a group of County employees; and*

- *Under Subsection (8), to consult with and be briefed by legal counsel regarding specific legal matters requiring legal advice relating to the public's access to and use of the County Office Buildings and their grounds located on McIntire Road and 5th Street.*

Closed meeting motion subject to change

12. Certify Closed Meeting.

6:00 p.m.

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

14. [20-190](#) Ordinance to Amend County Code Chapter 4, Animals (Leash Laws). To receive comments on its intent to adopt an ordinance to amend Albemarle County Code Chapter 4, Animals, Article 2, Dogs, Section 4-225, Dog running at large is prohibited, to establish when a dog must be on a leash rather than merely be under its owner's or custodian's immediate control to not be deemed a dog running at large, and to provide exceptions to these requirements.

(Greg Kamptner)

15. [20-168](#) ZMA201900007 Hyland Park. PROJECT: ZMA201900007 Hyland Park
MAGISTERIAL DISTRICT: Rivanna TAX MAP/PARCELS:
078E00000000A2, 078E00000000A4, 078E0000100100,
078E0000100200, 078E0000100300, 078E0000100400,
078E0000100500, 078E0000100600, 078E0000100700,
078E0000100800, 078E0000100900, 078E0000101000,
078E0000101100, 078E0000101200, 078E0000101300,
078E0000101400, 078E0000101500, 078E0000101600,
078E0000101700, 078E0000101800, 078E0000101900 LOCATION:
Developed and undeveloped parcels located within Fontana. Parcels are
located in three areas; one parcel is along Fontana Dr at the intersection of
Fontana Dr and Glenleigh Rd, one parcel is located on Via Florence Rd
about 1500 feet from the intersection of Fontana Dr and Via Florence Rd,
and the remaining nineteen parcels are located on Glenleigh Rd.
PROPOSAL: Request to amend proffers associated with the development
of Fontana Phase 4C on property zoned R-4 residential. No new dwellings
proposed. PETITION: Amend the previously approved proffers for
ZMA200400018 and ZMA201100001 associated with Phase 4C of the
Fontana subdivision. Amend Proffer #1, Proffer #2, and Proffer #3 to make
clerical edits. Proffer #1 would be revised to specify the original drawing
date of the approved rezoning plan document and Proffer #2 and Proffer
#3 would be revised to refer to units as “dwelling units”, to provide
consistent language throughout the proffer statement. Amend Proffer #5 to
change the design of pedestrian paths from Class A Type 1 (asphalt) to
Class B Type 1 (earth, mulch, or stone dust) and to revise the timing of
installation. Amend Proffer #6 to require cash proffers only for units built in
excess of the number of units that were allowed by right under the zoning in
existence prior to the approval of ZMA200400018. Amend Proffer #7 to
reset the annual adjustment of cash proffers to begin January 1, 2019,
instead of January 1, 2008. Amend Proffer #9 to update the development’s
Architectural Standards to permit all earth-tone colors, including cream,
instead of only medium shaded earth-tones. Omit Proffers #8 and #10
because they have been satisfied. The property contains 10.88 acres. No
change to the zoning district or application plan is proposed. ZONING: R-4
Residential - 4 units/acre OVERLAY DISTRICT(S): Steep Slopes
(Managed and Preserved) PROFFERS: Yes COMPREHENSIVE PLAN:
Neighborhood Density Residential – residential (3-6 du/acre). Secondary
religious assembly uses, schools and child care, institutional,
commercial/retail AND Parks & Green Systems – stream buffers,
floodplain, and steep slopes, privately owned open space, and natural
areas in Neighborhood 3 of the Pantops Comprehensive Plan Area.
POTENTIALLY IN MONTICELLO VIEWSHED: Yes.

(Mariah Gleason, Planner)

16. [20-157](#) SP201900008 – The Miller School of Albemarle. PROJECT: SP201900008 – The Miller School of Albemarle MAGISTERIAL DISTRICT: Samuel Miller TAX MAP/PARCEL(S): 07200000003200, 072000000032D0, 072000000032E0 LOCATION: 1000 Samuel Miller Loop, Charlottesville, VA 22903 PROPOSAL: Special Use Permit application to authorize the continuation and extension of the historic private school use, which is currently a non-conforming use. Proposal includes the renovation and expansion of an existing dormitory structure, as well as an increased maximum student enrollment of 225 students and future construction of additional structures and improvements. PETITION: “Private school” per Section 10.2.2.5 of the Zoning Ordinance. ZONING: RA Rural Areas – agricultural, forestal, and fishery uses; residential uses at a density of 0.5 dwelling units/acre in development lots. ENTRANCE CORRIDOR (EC): No. OVERLAY DISTRICT(S): Critical Slopes; Flood Hazard. COMPREHENSIVE PLAN: Rural Areas – preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources; residential uses (0.5 unit/acre in development lots).

(Tim Padalino, Senior Planner)

17. **From the Board: Committee Reports and Matters Not Listed on the Agenda.**
18. **From the County Executive: Report on Matters Not Listed on the Agenda.**
19. **Adjourn to February 25, 2020, 5:00 p.m., Room 241.**

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

- 8.1. [20-179](#) Approval of Minutes: August 7 and August 21, 2019.
- 8.2. [20-185](#) Revised Charge for the Solid Waste Alternatives Advisory Committee.
(Greg Harper)
- 8.3. [20-183](#) Authorization to Schedule Public Hearing for Ordinance to Amend County Code Chapter 9, Motor Vehicles.
(Greg Kamptner)
- 8.4. [20-149](#) Virginia Department of Agriculture and Consumer Services Grant for Easement Acquisition.
(Ches Goodall)
- 8.5. [20-193](#) Resolution to accept road(s) in the Hollymead Towncenter Abington Place Subdivision into the State Secondary System of Highways. (Rio Magisterial District)
- 8.6. [20-194](#) Resolution to accept road(s) in the Dunlora V Subdivision into the State Secondary System of Highways. (Rio Magisterial District)

8. FOR INFORMATION (no vote necessary):

- 8.7. [20-178](#) VDoT Monthly Report (February 2020).
(Alan Saunders)

Thank you for attending today's public hearing. During the 2020 Calendar Year, the Chair is Ned L. Gallaway and the Vice-Chair is Donna P. Price.

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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