

<p style="text-align: center;">ACTIONS Board of Supervisors Meeting of November 4, 2015</p>		
		November 6, 2015
<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>VIDEO</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 1:04 p.m., by the Chair, Ms. Dittmar. All BOS members were present. Also present were Tom Foley, Larry Davis, Ella Jordan and Travis Morris. 		Link to video
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> Mr. Boyd added to the agenda a discussion on outdated or unnecessary proffers. Ms. Palmer pulled Item 7.10 "Update on Broadband" and added to regular agenda for discussion. By a vote of 6:0, the Board ADOPTED the final agenda. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Brad Sheffield:</u></p> <ul style="list-style-type: none"> Provided update on his attendance at the Governor's Transportation Conference. <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Provided update on her attendance at the Virginia Recycling Association's annual conference. <p><u>Diantha McKeel:</u></p> <ul style="list-style-type: none"> Provided update on the John Baker Legacy Dinner that supports the African-American Teaching Fellows. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Mentioned article in <i>The Daily Progress</i> regarding Barboursville Vineyards' Luca Paschina who was recently awarded the Order of Merit of the Italian Republic. Announced that the House rejected an amendment to raise truck weight limits. Suggested addressing proposed changes to Virginia Department of Health regulations with VACo. Last Sunday, the Life Journey Church congregation held a "thank you" service and luncheon for first responders in Western Albemarle. Representatives of the County Police Department, Crozet Fire and Western Rescue were present. Last Sunday, the Building Goodness Foundation honored local pediatrician, Dr. Ray Ford, founder of a clinic, school and orphanage in Haiti. <p><u>Jane Dittmar:</u></p> <ul style="list-style-type: none"> Announced that several Board members will be attended the VACo Annual. She will be facilitating two sessions. 		

	<ul style="list-style-type: none"> The Governor's Commission on Broadband will be meeting tomorrow and will be working up recommendations for the General Assembly. Announced that the Oak Hill Subdivision received a \$300,000 block grant from the Department of Community Development. 		
6.	<p>From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>The following residents of Ballards Mill Road, in Free Union, spoke in opposition to a request to allow farm winery, weddings and other events on Waterperry Farm:</u> <ul style="list-style-type: none"> Bob Breci Jeff Lowell Bill Pritchard Monique Pritchard Nancy Breci Elizabeth Neff <u>Ed Strange</u>, a resident of the Samuel Miller District, spoke about proposed transfer station at Ivy (Item #10 on regular agenda). <u>The following individuals, from Post High, in coordination with VSA, presented their publication <i>Silent Thunder</i>, a collection of poems and short stories by writers with disabilities and their caregivers:</u> <ul style="list-style-type: none"> Diane Gobbie LauraLee Messimer Nicole Casteen <u>Kaki Dimick</u>, resident of Scottsville District and Executive Director of the Thomas Jefferson Area Coalition for the Homeless, introduced the Board to their revised community plan to end homelessness (tem #7.11 on consent agenda). <u>John Lowery</u>, resident of Samuel Miller District, spoke about the Citizen Resource Advisory Committee update (Item #13 on regular agenda). <u>Neil Williamson</u>, Free Enterprise Forum, referred to the Community Development Department's Work Plan (Item #8 on regular agenda) and asked the Board to address cash proffers. 		
7.2	<p>FY 2016 Appropriations.</p> <ul style="list-style-type: none"> ADOPTED, resolution to approve appropriations #2016035, #2016036, #2016037, #2016037, #2016038, #2016039, and #2016040 for local government and school division projects and programs. 	Clerk: Notify OMB, Finance and appropriate individuals. Forward copy of signed resolution to OMB and County Attorney's office. (Attachment 1)	
7.3	<p>FY 2015 Appropriations.</p> <ul style="list-style-type: none"> ADOPTED, resolution to approve appropriations #2015116. 	Clerk: Notify OMB, Finance and appropriate individuals. Forward copy of signed resolution to OMB	

		and County Attorney's office. (Attachment 2)
7.4	<p>Crozet Avenue North, State Farm Boulevard and South Pantops Drive Sidewalks Project.</p> <ul style="list-style-type: none"> AUTHORIZED staff to re-bid the project based on Option 4 with the Crozet North Avenue plans as they are currently, the reduction of the scope of the State Farm Boulevard sidewalk to build only the portion of new sidewalk between Route 250 (Richmond Road) and Hickman Road, and with the inclusion of the South Pantops Drive sidewalk as an additive alternate. 	<u>Jack Kelsey</u> : Proceed as approved.
7.5	<p>Resolution to accept road(s) in Wickham Pond into the State Secondary System of Highways. (<i>White Hall Magisterial District</i>).</p> <ul style="list-style-type: none"> ADOPTED Resolution. 	<u>Clerk</u> : Forward copy of signed resolution to County Engineer. (Attachment 3)
7.10	<p>Update on Broadband.</p> <ul style="list-style-type: none"> RECEIVED. 	
8.	<p>Community Development Department Work Plan (deferred from October 7, 2015).</p> <ul style="list-style-type: none"> APPROVED, by a vote of 6:0, Work Plan as presented. CONSENSUS to consider during the FY17 budget process additional staff to accelerate projects in the work program. 	<u>Mark Graham</u> : Proceed as approved.
	<p>NonAgenda. Mr. Boyd discussed the issue he brought up earlier regarding unnecessary proffers related to road located on Route 250, at intersection with Chick-fil-A. Asked how the Board can deal with "stale" proffers in the future.</p>	<p><u>Wayne Cilimberg/Greg Kamptner</u>: Bring back options for discussion on November 11th. <u>Clerk</u>: Schedule on agenda.</p>
9.	<p>Pantops Public Safety Station Community Engagement.</p> <ul style="list-style-type: none"> REQUESTED that the charge be tightened to ensure partnership. DIRECTED, by a vote of 6:0, the County Executive to implement the proposed Community Engagement Plan, beginning with formation of two designated work groups to ensure the Pantops community's active engagement in the earliest stages of the new public safety station, to include representation from the Stony Point Station to the Coordinating Work Group. 	<u>Dan Eggleston/Lee Catlin</u> : Proceed as directed. (Attachment 4)
10.	<p>Ivy MUC – Transfer Station Upgrade.</p> <ul style="list-style-type: none"> APPROVED, by a vote of 5:1(Boyd) Option 2b as the preferred option for upgrading the transfer station facility at the Ivy MUC. CONSENSUS that staff bring to the Board a public engagement plan for the area. 	<p><u>Doug Walker</u>: Proceed as approved.</p> <p><u>Lee Catlin</u>: Proceed as directed.</p>
11.	<p>2016 Thomas Jefferson Planning District Legislative Program.</p> <ul style="list-style-type: none"> Announced that the TJPDC legislative forum is scheduled for December 1, 2015, at the COB-McIntire. 	(Attachment 5)

	<ul style="list-style-type: none"> • APPROVED, by a vote of 6:0, the 2016 TJPDC Legislative Program. 	
12.	2016 Legislative Priorities. <ul style="list-style-type: none"> • Requested that Mental Health Court be part of discussion of priorities for the 2017 program. • ADOPTED, by a vote of 6:0, the County's 2016 legislative priorities. 	(Attachment 6)
13.	Citizen Resource Advisory Committee Update. <ul style="list-style-type: none"> • ACCEPTED, by a vote of 6:0, the report. 	
14.	Closed Meeting. <ul style="list-style-type: none"> • At 3:58 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia under Subsection (1) to consider appointments to Boards, Committees, and Commissions in which there are pending vacancies or requests for reappointments; and to discuss the performance of the County Executive; and under Subsection (7) to consult with be briefed by legal counsel and staff regarding specific legal matters requiring legal advice relating to: 1) the negotiation of agreements for the Ivy Landfill Transfer Station; 2) the negotiation of easements on the County Office Building property; and 3) the negotiation of an agreement for court facilities. 	
15.	Certify Closed Meeting. <ul style="list-style-type: none"> • At 6:02 p.m., the Board reconvened into open meeting and certified the closed meeting. 	
16.	Boards and Commissions: Vacancies and Appointments. <ul style="list-style-type: none"> • APPOINTED, Mr. Dean Johnson as joint City/County member to the Joint Airport Commission and the Joint Airport Authority, with said term to expire December 1, 2018. • REAPPOINTED, Mr. John Post to the Joint Airport Commission with said term to expire December 1, 2018. • APPOINTED, Ms. Dawn Kidd to the Monticello Area Community Action Agency (MACAA), to fill an unexpired term ending October 31, 2018. • REAPPOINTED, Ms. Peggy Cornett to the Natural Heritage Committee with said term to expire September 30, 2019. • APPOINTED, Ms. Olivia Branch to the Pantops Community Advisory Committee with said term to expire June 30, 2017. • REAPPOINTED, Mr. George Emmitt and Mr. Ronald Cottrell to the Pantops Community Advisory Committee with said terms to expire June 30, 2017. • APPOINTED, Mr. George Ray, Jr., to the Places 29 (RIO) Community Advisory Committee with said term to expire September 30, 2018. • APPOINTED, Mr. Elliott Harding to the Region 	<u>Clerk:</u> Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.

	Ten Community Services Board, to fill an unexpired term ending June 30, 2017.	
17.	From the Public: Matters Not Listed for Public Hearing on the Agenda. <ul style="list-style-type: none"> There were none. 	
18.	Pb. Hrg: ZTA 2015-00012 29 Solutions Temporary Signs. <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED ordinance. 	<u>Clerk:</u> Forward copy of signed ordinance to Community Development and County Attorney's office. (Attachment 7)
19.	Route 29 Solutions Project Delivery Advisory Panel (PDAP) Monthly Update. <ul style="list-style-type: none"> RECEIVED. 	
20.	Place Naming for Route 29/Rio Intersection Area. <ul style="list-style-type: none"> DISCUSSED. 	<u>Lee Catlin:</u> Proceed as discussed.
21.	Greenbrier Drive and Hillsdale Drive Intersection, Draft Letter. <ul style="list-style-type: none"> By a vote of 6:0, AUTHORIZED Chair to send letter requesting VDOT to consider reducing the speed limit on Hillsdale Drive to 25 mph and to find some way of escrowing funds to provide for a signal when it is warranted. 	<u>Clerk:</u> Forward letter as approved.
22.	Radar Speed Signs. <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution to initiate the traffic calming process on Carrsbrook Drive. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. <u>Gerald Gatobu:</u> Proceed as directed. (Attachment 8)
23.	Hollymead Transit Route (JAUNT Commuter Route). <ul style="list-style-type: none"> By a vote of 4:1:1 (Boyd/ Sheffield, recused), APPROVED the JAUNT Commuter Route subject to appropriation approval on December 2, 2015. 	<u>Gerald Gatobu:</u> Proceed as directed.
	Recess. Board recessed at 8:23 p.m., and reconvened at 8:30 p.m.	
24.	JAUNT's Annual Report. <ul style="list-style-type: none"> Received. 	
25.	From the Board: Committee Reports and Matters Not Listed on the Agenda. <ol style="list-style-type: none"> Action: Voting Credentials for VACo Annual Business Meeting. <ul style="list-style-type: none"> By a vote of 6:0, AUTHORIZED Ann Mallek to serve as the Board representative, and Jane Dittmar as the alternate, to cast votes at the Annual Business Meeting. <u>Ann Mallek:</u> <ul style="list-style-type: none"> Mentioned that she has received complaints about speeding in the construction zone on Route 29. <u>Jane Dittmar:</u> <ul style="list-style-type: none"> Spoke about Neil Williamson's earlier comments regarding proffers. Asked when the update on the number of 	

	<p>deficient bridges will come back to the Board.</p> <ul style="list-style-type: none"> Announced that she and Supervisor Mallek have been working with Lee Catlin on a draft resolution for a CACVB Management Committee as requested by the City. <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Commented on the Citizens Resource Advisory Committee's suggestion about having a committee look at the County's expenses next year. 	
26.	<p>From the County Executive: Report on Matters Not Listed on the Agenda.</p> <p><u>Tom Foley:</u></p> <ul style="list-style-type: none"> Provided an overview of the next three Board meetings as it pertains to the Five-Year Financial Plan. Gave update on the upcoming new Supervisor orientation. 	
27.	<p>Adjourned to November 11, 2015, 2:00 p.m., Room 241.</p> <ul style="list-style-type: none"> The meeting was adjourned at 9:16 p.m. 	

ewj/tom

Attachment 1 – Resolution to Approve Additional FY 16 Appropriations

Attachment 2 – Resolution to Approve Additional FY 16 Appropriation

Attachment 3 – Resolution – Wickham Pond

Attachment 4 – Pantops Public Safety Station Community Engagement Plan

Attachment 5 – 2016 Draft TJPDC Legislative Program.

Attachment 6 – 2016 County Legislative Priorities

Attachment 7 – Ordinance No. 15-18(9)

Attachment 8 – Resolution to Support Traffic Calming Measures on Carrsbrook Drive

**RESOLUTION TO APPROVE
ADDITIONAL FY 16 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That Appropriations #2016035, #2016036, #2016037, #2016038, #2016039, and #2016040 are approved; and
- 2) That the appropriations referenced in Paragraph #1, above, are subject to the provisions set forth in the Annual Resolution of Appropriations of the County of Albemarle for the Fiscal Year ending June 30, 2016.

**RESOLUTION TO APPROVE
ADDITIONAL FY 15 APPROPRIATION**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That Appropriation #2015116 is approved; and
- 2) That the appropriation referenced in Paragraph #1, above, is subject to the provisions set forth in the Annual Resolution of Appropriations of the County of Albemarle for the Fiscal Year ending June 30, 2015.

ATTACHMENT 3

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 4th day of November, 2015, adopted the following resolution:

R E S O L U T I O N

WHEREAS, the street(s) in **Wickham Pond Subdivision**, as described on the attached Additions Form AM-4.3 dated **November 4, 2015**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Wickham Pond**, as described on the attached Additions Form AM-4.3 dated **November 4, 2015**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right-of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Community Engagement Plan – Pantops Public Safety Station, October 2015

Project Description:

This project involves engaging two specific work groups and the general Pantops community regarding the design, construction and operation of a new public safety station for the Pantops area. The two work groups are defined as follows:

- Pantops Public Safety Station Stakeholders Work Group – A group of community representatives to work with staff and the Board to align mission and objectives and to help identify broad goals, framework and strategies for partnerships to maximize the positive impact of the new station
- Pantops Public Safety Station Coordinating Work Group – A group of FEMS Board and staff charged with guiding the staffing and operations strategy for the new station

Milestones and Decisions by the Board to date:

- Board has authorized design phase of the facility.
- Board has already determined cost and scope of the new Pantops facility.
- Site has already been identified.
- A daytime career staffed ambulance is currently operating out of the Martha Jefferson Hospital and will transfer to the new station when completed.
- Board has directed the formation of a community engagement process including a stakeholders work group to align mission and outcomes and to identify partnership opportunities.

Critical Issues:

- The Board of Supervisors is interested in exploring partnership opportunities that can best increase community buy in/ownership and leverage the positive impact of this new public safety asset.
- Volunteer recruitment and retention is a priority.
- Project design and construction guidelines need to be determined by fire rescue staff with input from FEMS partners.
- Project budget and site constraints set significant limits as to design and space usage possibilities.
- The Pantops community needs to be informed about and aware of the progress of the station's design, construction and ultimate operations to promote community support of the new facility.

Public Participation Goals:

- Establish a stakeholders work group that will work closely with County staff to identify broad goals for public/private partnerships that can advance the mission of the station, promote volunteer recruitment and retention and build community support and ownership.
- Establish a coordinating work group that will guide station staffing and operations strategy.
- Keep the community aware of and updated about the design and construction process for the station.

Roles and Responsibilities:

- **Board of Supervisors** – The Board has the final decision making authority for station scope, including overall capital and operating budget.
- **Staff** – Staff will work with the Stakeholders Work Group and the Coordinating Work Group; provide complete and up to date information to keep the community informed; communicate any critical feedback to the Board; ensure that staffing and operations strategies align with currently established policies and procedures to maintain seamless and effective public safety services.
- **Pantops Public Safety Station Stakeholders Work Group** – The Stakeholders Work Group will provide suggestions and guidance for establishing positive, productive partnerships that will maximize the positive impact of the station, give guidance on effective volunteer recruitment and

retention strategies, and give guidance on the best ways to reach out to and engage the general Pantops community.

- **Pantops Public Safety Station Coordinating Work Group** - The Coordinating Work Group will provide professional expertise and guidance during the development of the station's staffing and operations strategy.

Expected Work Product:

The Pantops Public Safety Station Stakeholders Work Group is expected to produce recommendations regarding mission alignment, community outreach and partnership opportunities related to the new Pantops Public Safety Station. Specific strategies and actions will be developed by the Work Group to correspond with significant project milestones.

The Pantops Public Safety Station Coordinating Work Group is expected to work with County Fire Rescue staff to provide guidance and feedback regarding technical aspects of the station, including staffing and operations strategy.

Membership Selection

The Pantops Rescue Station Stakeholders Work Group will be appointed by the County Executive and will be composed, at a minimum, of the following representatives:

- Two members of the Board of Supervisors to serve as liaisons
- One member of the Pantops Community Advisory Committee
- One representative of the Martha Jefferson Hospital
- One representative of Westminster Canterbury
- One Pantops commercial business representative
- One representative of JABA
- One representative of State Farm
- One property owner representative
- Albemarle County Fire Rescue Chief
- One representative of the Albemarle County Police Department
- One representative of the Albemarle County Executive's Office

The Pantops Rescue Station Coordinating Work Group will be appointed by the County Fire Rescue Chief and will be composed, at a minimum, of the following representatives:

- Representatives from the County Fire Rescue Department
- Representatives from the FEMS Board including East Rivanna Station and Stony Point Station
- Representative(s) from the Office of Facilities Development

**Thomas Jefferson Planning District
2016 LEGISLATIVE PROGRAM
DRAFT**

Albemarle County | City of Charlottesville
Fluvanna County | Greene County
Louisa County | Nelson County

November 2016

Andrea Wilkinson, Chairman
Chip Boyles, Executive Director
David Blount, Legislative Liaison

TOP LEGISLATIVE PRIORITIES

Public Education Funding

PRIORITY: The Planning District localities urge the State to fully fund its share of the realistic costs of the Standards of Quality without making policy changes that reduce funding or shift funding responsibility to localities.

The State will spend about \$5.6 billion on public education in FY16; however, K-12 state direct aid funding remains below its 2009 peak and does not reflect the true costs of local K-12 education. Localities go beyond state mandates to meet Standards of Learning and Standards of Accreditation requirements, having spent nearly \$7 billion for school division operations in FY14. This amount represents 56% of State/local K-12 funding and is \$3.6 billion above the state-required effort. A Spring, 2015 survey of school divisions revealed they have been reducing staff and adding additional duties to remaining staff; over 70% have increased class sizes and 20% have reduced employee compensation in recent years.

Reductions in state public education dollars the last four to five years have been accomplished mainly through policy changes that are decreasing the state's funding obligations moving forward. The State also made policy changes (e.g. mandatory teacher 5% for 5%) to the Virginia Retirement System (VRS) that increased local costs and did nothing to reduce the unfunded teacher pension liability. Education expenditures are expected to continue increasing, as the percentage of at-risk students climbs (now about one-third of students) and state and local VRS contribution rates will drive additional spending in the coming years.

Equalized Revenue Authority

PRIORITY: The Planning District localities urge the governor and legislature to equalize the revenue-raising authority of counties with that of cities.

A number of state-level studies, dating back as far as the early 1980's, have noted that the differences between city and county taxing authority exist due to historical distinctions in the services provided, and that they should be eliminated. This distinction has become less prevalent with increased urbanization and suburbanization, as a growing number of counties now provide levels of services similar to cities. Levels of funding, the degree of service responsibility and standards related to delivery of such services often are topics of debate between the State and localities. Local governments cannot be expected to bear the expenses related to the imposition of new funding requirements or the expansion of existing ones on services delivered at the local level without a commensurate increase of state financial assistance or new local taxing authority.

The real property tax relied upon by localities is providing a smaller percentage of local resources and likely will not grow commensurate with local needs. To compensate, many localities have increased or adopted new taxes and fees and have taken significant actions to control spending.

This proposal essentially removes the caps that currently apply to county authority to levy the meals, lodging, cigarette and amusement taxes, as well as the requirement that meals taxes in counties be subject to approval by referendum. It stands to help diversify and broaden the revenue base of counties by further reducing dependency on real property taxes. We believe that, at a minimum, equalizing revenue authority for counties with that of cities should be “on the table” as Virginia examines modernizing its tax system to comport with the realities of a global, information-driven economy, which will rely less on federal and other government spending and more on new, private sector business models.

State Mandates and Funding Obligations

PRIORITY: The Planning District localities urge the governor and legislature to 1) not impose financial or administrative mandates on localities; 2) not shift costs for state programs to localities; and 3) not further restrict local revenue authority.

Locality budgets remain challenged by slowly-recovering local revenues, recession-riddled state funding and additional requirements. While state general fund appropriations have increased by about \$2.8 billion since FY09 (from \$15.9 billion to nearly \$18.8 billion in FY16), state assistance to local government priorities has remained stagnant (at about \$8.2 billion). More state dollars continue to flow for Medicaid expenditures (now 21% of the general fund budget) and debt service (where expenditures have doubled the past 10 years and will reach nearly \$700 million in FY16).

Accordingly, we take the following positions:

→We urge policymakers to preserve existing funding formulas rather than altering them in order to save the State money and/or shift costs to localities.

→We oppose unfunded state and federal mandates and the cost shifting that occurs when the State fails to fund requirements or reduces or eliminates funding for state-supported programs. Doing so strains local ability to craft effective and efficient budgets to deliver services mandated by the State or demanded by residents.

→The State should not alter or eliminate the BPOL and Machinery and Tools taxes, or divert Communications Sales and Use Tax Fund revenues intended for localities to other uses. Instead, as previously noted, the legislature should broaden the revenue sources available to localities.

→Finally, we believe the State should examine how services are delivered and paid for in the future as a different economy takes hold in Virginia.

OTHER PRIORITY ITEMS

Water Quality

PRIORITY: The Planning District localities support the goal of improved water quality, but as we face mounting costs for remedies, including stormwater management, we believe major and reliable forms of financial and technical assistance from the federal and state governments is necessary if comprehensive improvement strategies are to be effective.

As local governments are greatly impacted by federal and state initiatives to reduce pollutants into state waters, it is imperative that aggressive state investment in meeting required milestones for reducing Chesapeake Bay pollution to acceptable levels occurs. This investment must take the form of authority, funding and other resources to assure success, and must ensure that cost/benefit analyses are conducted of solutions that generate the greatest pollution reductions per dollar spent. This includes costs associated

with stormwater management, for permitted dischargers to upgrade treatment plants and for any retrofitting of developed areas, and to aid farmers with best management practices.

Specifically concerning stormwater management, we support adequate funding and training to enable the State and local governments to meet ongoing costs associated with local stormwater management programs that became effective on July 1, 2014. Any proposed legislation to streamline the State's stormwater and erosion/sediment control programs should recognize that localities need funding and technical assistance to implement the changes. We will oppose proposals that would result in new or expanded mandates or requirements, including elimination of current "opt-out" provisions, or financial burdens on local governments.

We oppose efforts that would require re-justification of nutrient allocations for existing wastewater treatment facilities in our region or that would reduce or eliminate nutrient allocation or related treatment capacity serving the region.

Transportation Funding and Devolution

PRIORITY: The Planning District localities urge the State to continue to enhance funding for local and regional transportation needs. We also oppose legislation or regulations that would transfer responsibility to counties for construction, maintenance or operation of current or new secondary roads.

We urge the State to remain focused on providing revenues for expanding and maintaining all modes of our transportation infrastructure that are necessary to meet Virginia's well-documented highway and transit challenges and to keep pace with growing public needs and expectations. As the State continues to move forward with the prioritization process established by HB 2 (2014) and the new distribution formula for highway construction projects established by HB 1887 (2015), it should be focused on the goal of getting money flowing to important local and regional projects in the state's nine VDOT construction districts. Further, we support additional authority to establish mechanisms for funding transit and non-transit projects in our region.

We believe that efficient and effective transportation infrastructure, including the secondary road system, is critical to a healthy economy, job creation, a cleaner environment and public safety. Accordingly, we oppose shifting the responsibility for secondary roads to local entities, which could result in vast differences among existing road systems in different localities, potentially placing the State at a competitive economic disadvantage with other states when considering business and job recruitment, and movement of goods.

Finally, while we opposed closing of VDOT's Louisa residency facilities and support its reopening, we also support the option for the locality to purchase the property if available.

Land Use and Growth Management

PRIORITY: The Planning District localities encourage the State to provide local governments with additional tools to manage growth, without preempting or circumventing existing authorities.

In the past, the General Assembly has enacted both mandated and optional land use provisions. Some have been helpful, while others have prescribed one-size-fits-all rules that hamper different local approaches to land use planning. Accordingly, we support local authority to plan and regulate land use and oppose legislation that weakens these key local responsibilities.

Current land use authority often is inadequate to allow local governments to provide for balanced growth in ways that protect and improve quality of life. Therefore, we believe the General Assembly should grant localities additional tools necessary to meet important infrastructure needs. These include the following: 1) impact fee and proffer systems that are workable and meaningful for various parties, without

weakening our current proffer authority; 2) impact fee authority for costs for facilities other than roads; and 3) authority to enact adequate public facility ordinances for determining whether public facilities associated with new developments are adequate.

We support ongoing state and local efforts to coordinate land use and transportation planning, and urge state and local officials to be mindful of various local and regional plans when conducting corridor or transportation planning within a locality or region.

Finally, concerning land preservation, we request state funding and incentives for localities, at their option, to acquire, preserve and maintain open space.

LEGISLATIVE POSITIONS and POLICY STATEMENTS

Children's Services Act

The Planning District localities urge the State to be partners in containing costs of the Children's Services Act (CSA) and to better balance CSA responsibilities between the State and local government. Since the inception of CSA in the early 1990's, there has been pressure to hold down costs, to cap state costs for serving mandated children, to increase local match levels and to make the program more uniform by attempting to control how localities run their programs.

CSA Administration:

We request increased state dollars for local CSA administrative costs, as localities pay the overwhelming majority of costs to administer this shared program. State dollars for administration have not increased since the late 1990's, while at the same time, costs have jumped due to additional data collection and reporting requirements.

Pool Expenditures:

- The State should provide full funding of the state pool for CSA, with allocations based on realistic anticipated levels of need.
- The State should establish a cap on local expenditures in order to combat higher local costs for serving mandated children, costs often driven by unanticipated placements in a locality.
- Categories of populations mandated for services should not be expanded unless the State pays all the costs.

Efficiency:

- The State should be proactive in making residential facilities and service providers available, especially in rural areas.
- In a further effort to help contain costs and provide some relief to local governments, we recommend that the State establish contracts with CSA providers to provide for a uniform contract management process in order to improve vendor accountability and to control costs.

Economic and Workforce Development

The Planning District's member localities recognize economic development and workforce training as essential to the continued viability of the Commonwealth. We support policies and additional state funding that closely links the goals of economic and workforce development and the State's efforts to streamline and integrate workforce activities and revenue sources. We encourage equipping the workforce with in-demand skill sets so as to align workforce supply with anticipated employer demands. We also support continuing emphasis on regional cooperation in economic, workforce and tourism development.

Economic Development:

- We support efforts to grow and diversify the private sector in each region, with the State serving as a catalyst and partner to provide financial incentives, technical support and other incentives for collaboration by business, governments, educational institutions and communities to spur economic development, job creation and career readiness.
- We support legislation that dedicates income and sales tax revenues generated by corporations and limited liability companies within an economic development project to such locality in cases where the locality has expended local funds for such project and state grant funds or incentives were not involved.

Broadband:

We encourage and support continuing state and federal efforts and financial incentives that assist communities in deploying universal, affordable access to broadband technology, particularly in underserved areas. We believe such efforts should include:

- A focus on correcting the accuracy and availability of statewide broadband maps;
- Support for linking broadband efforts for education and public safety to private sector efforts to serve businesses and residences;
- Provisions that provide for sharing utility and road right of way easements for expanding broadband;
- Maintaining local land use, permitting, fees and other local authorities; and
- Development of a statewide comprehensive plan for broadband and state support for local governments that are developing local or regional broadband plans.

Planning District Commissions:

- We support increased state funding for regional planning district commissions.
- We encourage opportunities for planning districts to collaborate with state officials and state agencies on regional programs and projects, and support funds for the Regional Competitiveness Act to initiate and sustain such efforts.

Agricultural Products and Enterprises:

We encourage state and local governments to work together and with other entities to identify, to provide incentives for and to promote local, regional and state agricultural products and rural enterprises, and to encourage opportunities for such products and enterprises through a balanced approach.

Education

The Planning District's member localities believe that state funding for K-12 education in Virginia should recognize actual needs, practices and costs of local school divisions; otherwise, more of the funding burden will fall on local taxpayers.

School Division Finances:

- We believe that unfunded liability associated with the teacher retirement plan should be a shared responsibility of state and local government, with the Virginia Department of Education paying its share of retirement costs directly to VRS in order to facilitate such sharing.
- The State should not eliminate or decrease funding for benefits for school employees.
- We support legislation that 1) establishes a mechanism for local appeal to the State of the calculated Local Composite Index (LCI); and 2) amends the LCI formula to recognize the land use taxation value, rather than the true value, of real property.

Literary Fund:

- The State should discontinue seizing dollars from the Literary Fund to help pay for teacher retirement.
- We urge state financial assistance with school construction and renovation needs, including funding for the Literary Loan and interest rate subsidy programs.

Environmental Quality

The Planning District's member localities believe that environmental quality should be funded and promoted through a comprehensive approach, and address air and water quality, solid waste management, land conservation, climate change and land use policies. We are committed to protection and enhancement of the environment and recognize the need to achieve a proper balance between environmental regulation and the socio-economic health of our communities within the constraints of available revenues. Such an approach requires regional cooperation due to the inter-jurisdictional nature of many environmental resources, and adequate state funding to support local and regional efforts.

Chesapeake Bay Preservation Act:

We oppose legislation mandating expansion of the Chesapeake Bay Preservation Act's coverage area. Instead, we urge the State to 1) provide legal, financial and technical support to localities that wish to comply with any of the Act's provisions, 2) allow localities to use other practices to improve water quality, and 3) provide funding for other strategies that address point and non-point source pollution.

Biosolids:

We support legislation enabling localities, as a part of their zoning ordinances, to designate and/or reasonably restrict the land application of biosolids to specific areas within the locality, based on criteria designed to further protect the public safety and welfare of citizens.

Alternate On-Site Sewage Systems:

We support legislative and regulatory action to 1) ensure operation and maintenance of alternative on-site sewage systems in ways that protect public health and the environment, and 2) increase options for localities to secure owner abatement or correction of system deficiencies.

Dam Safety:

We support dam safety regulations that do not impose unreasonable costs on dam owners whose structures meet current safety standards.

Water Supply:

The State should be a partner with localities in water supply development and should work with and assist localities in addressing water supply issues, including investing in regional projects.

Noxious Weeds:

We support changes to the *Code* and to the Virginia Invasive Species Management Plan that direct efforts to prevent and control damage caused by invasive species.

Program Administration:

The State should not impose a fee, tax or surcharge on water, sewer, solid waste or other local services to pay for state environmental programs.

Finance

The Planning District's member localities believe the State should refrain from establishing local tax policy at the state level and allow local governments to retain authority over decisions that determine the equity of local taxation policy.

Local revenues:

The State should not confiscate or redirect local general fund dollars to the state treasury. It should reverse action taken in 2012, and then expanded in 2015, which directed to the Literary Fund a portion of fines and fees collected at the local level from the enforcement of local ordinances.

Fiscal Impacts:

We support reinstatement of the "first day" introduction requirement for bills with local fiscal impact.

Transient Occupancy Tax:

The State should ensure the appropriate collection of transient occupancy taxes from online transactions.

General Government

The Planning District's member localities believe that since so many governmental actions take place at the local level, a strong local government system is essential. Local governments must have the freedom and tools to carry out their responsibilities.

Local Government Operations:

- We oppose intrusive legislation involving purchasing procedures; local government authority to establish hours of work, salaries and working conditions for local employees; matters that can be adopted by resolution or ordinance; and procedures for adopting ordinances.
- We support allowing localities to use alternatives to newspapers for publishing various legal advertisements and public notices.
- We oppose attempts to reduce sovereign immunity protections for localities.

Elections:

As elections administration has become more complex and both federal and state financial support for elections has been decreasing, we urge funding to address coming critical shortfalls in elections administration dollars and urge state funding for voting equipment replacement, as many older voting machines are exhibiting end-of-life problems.

Freedom of Information Act:

- We request that any changes to the Virginia Freedom of Information Act (FOIA) preserve 1) a local governing body's ability to meet in closed session, 2) the list of records currently exempt from disclosure, and 3) provisions concerning creation of customized records.
- We support changes to allow local and regional public bodies to conduct electronic meetings as now permitted for state public bodies.

Quality of Life Issues:

- We oppose any changes to state law that further weaken a locality's ability to regulate noise or the discharge of firearms.
- We support expanding local authority to regulate smoking in public places.

Health and Human Services

The Planning District's member localities recognize that special attention must be given to developing circumstances under which people, especially the disabled, the poor, the young and the elderly, can achieve their full potential. Transparent state policies and funding for at-risk individuals and families to access appropriate services is critical. The delivery of such services must be a collaborative effort by federal, state and local agencies.

Funding:

- We oppose changes in state funding or policies that increase the local share of costs for human services. We also oppose any shifting of Medicaid matching requirements from the State to localities.
- The State should provide sufficient funding to allow Community Services Boards (CSBs) to meet the challenges of providing a community-based system of care. We believe children with mental health needs should be treated in the mental health system, where CSBs are the point of entry.
- We support increased investment in the MR waiver program for adults and young people and Medicaid reimbursement for children's dental services.
- We urge state funding to offset any increased costs to local governments for additional responsibilities for processing applications for the FAMIS program.

- We support sufficient state funding assistance for older residents, to include companion and in-home services, home-delivered meals and transportation.

Social Services:

- We support the provision of sufficient state funding to match federal dollars for the administration of mandated services within the Department of Social Services, and to meet the staffing standards for local departments to provide services as stipulated in state law.
- We believe the current funding and program responsibility for TANF employment services should remain within the social services realm.

Prevention:

We support continued operation and enhancement of early intervention and prevention programs, including school-based prevention programs. This would include the Virginia Preschool Initiative and the Child Health Partnership and Healthy Families program, as well as Part C of the Individuals with Disabilities Education Act (infants and toddlers).

Childcare:

The legislature should provide full funding to assist low-income working and TANF (and former TANF) families with childcare costs. These dollars help working-class parents pay for supervised daycare facilities and support efforts for families to become self-sufficient.

Housing

The Planning District's member localities believe that every citizen should have an opportunity to afford decent, safe and sanitary housing. The State and localities should work to expand and preserve the supply and improve the quality of affordable housing for the elderly, disabled, and low- and moderate-income households. Regional planning and solutions should be implemented whenever possible.

Affordable Housing:

We support the following: 1) local flexibility in the operation of affordable housing programs and establishment of affordable dwelling unit ordinances; 2) creation of a state housing trust fund; 3) grants and loans to low- or moderate-income persons to aid in purchasing dwellings; and 4) the provision of other funding to encourage affordable housing initiatives.

Homelessness:

We support measures to prevent homelessness and to assist the chronic homeless.

Historic Structures:

We support incentives that encourage rehabilitation and preservation of historic structures.

Green Buildings:

We encourage and support the use of, and request state incentives for using, environmentally friendly (green) building materials and techniques.

Public Safety

The Planning District's member localities encourage state financial support, cooperation and assistance for law enforcement, emergency medical care, criminal justice activities and fire services responsibilities carried out locally.

Funding:

- We urge the State to make Compensation Board funding a top priority, fully funding local positions that fall under its purview. It should not increase the local share of funding constitutional offices or divert funding away from them, but increase money needed for their operation.

- We support returning funding responsibility for the Line of Duty Act (LODA) to the State. In the absence of that, we support efforts to improve the administration of LODA and to ensure the long-term fiscal stability of the program.
- We urge continued state funding of the HB 599 law enforcement program in accordance with Code of Virginia provisions.
- The State should increase funding to the Virginia Juvenile Community Crime Control Act program, which has cut in half the number of juvenile justice commitments over the past decade.
- We support funding for mental health and substance abuse services at juvenile detention centers.

Jails:

- The State should restore per diem payments to localities 1) for housing state-responsible prisoners to \$14 per day, and 2) for housing local responsible offenders to \$8 per day.
- The State should not shift costs to localities by altering the definition of state-responsible prisoner.
- The State should continue to allow exemptions from the federal prisoner offset.

Offender Programs and Services:

- We support continued state funding of the drug court program and the Offender Reentry and Transition Services (ORTS), Community Corrections and Pretrial Services Acts.
- We support continued state endorsement of the role and authority of pretrial services offices.
- We support authorization for the court to issue restricted driver's licenses to persons denied them because of having outstanding court costs or fees.

Body Cameras:

We support the ability of local governments to adopt policies regarding law enforcement body worn cameras that account for local needs and fiscal realities.

Albemarle County's 2016 Legislative Priorities

Growth Management, Land Use and Transportation

Noxious Weeds – Support changes to the Virginia Code and to the Virginia Invasive Species Management Plan that direct efforts to prevent and control damage caused by invasive species.

Water Quality and Resources – Support state funding for the following: 1) agriculture best management practices, 2) stormwater grant initiatives, and 3) wastewater treatment plant upgrades.

Stormwater Management – Oppose any legislation that would impact the resource and funding needs of the Department of Environmental Quality (DEQ) to fully administer, enforce, and maintain the Stormwater Management Laws.

Broadband – Support legislation by the Commonwealth and the Federal Government that would assist communities in their efforts to deploy universal affordable access to broadband for all areas, particularly in underserved and rural areas while preserving local land use, permitting, fees, and other local authority.

Transportation Funding - Support legislation to 1) establish a new dedicated funding source for a Charlottesville-Albemarle Regional Transit Authority; 2) establish stable and consistent state revenues for Virginia's long-term transportation infrastructure needs; 3) direct funding efforts to expand transportation choices and engage in multimodal transportation planning; and 4) fund maintenance of rural road systems. The County also strongly opposes any legislation or regulations that would require the transfer of responsibility to counties for construction, maintenance or operation of new and existing secondary roads.

Biosolids - Support legislation enabling localities, as part of their zoning ordinances, to designate and/or reasonably restrict the land application of biosolids to specific areas within the locality based on criteria related to the public safety and welfare of its citizens and the environment. In addition, support legislation regarding land application of biosolids that protect the environment, public health and safety.

Local Authority - Support legislation to strengthen localities' authority by enabling them to utilize adequate public facilities ordinances, and encourage the General Assembly to refrain from passing legislation that preempts or circumvents existing local authority to regulate land use.

Impact Fee Authority - Support impact fee legislation that allows for 1) effective implementation through simple locally-based formulae and reasonable administrative requirements; 2) does not cap or limit localities' impact fee updates; and 3) does not diminish the existing proffer system.

Conservation Easements - Support legislation that augments local efforts in natural resource protection through 1) continued funding of the Virginia Land Conservation Foundation (VLCF) for locally established and funded Purchase of Development Rights programs (e.g. ACE Program in Albemarle County); 2) continued provision of matching funds to localities for their Purchase of Development Rights programs through the Office of Farmland Preservation; 3) retaining provisions in transient occupancy tax legislation so that funds can continue to be used to protect open-space and resources of historical, cultural, ecological and scenic value that attract tourism; and 4) increased incentives for citizens to create conservation easements.

Scenic Protection and Tourist Enhancement - Support enabling legislation for Albemarle County to provide for a scenic protection and tourist enhancement overlay district. Such legislation would provide a method to ensure full consideration of visual resources and scenic areas when the County or state make land use decisions in designated areas.

Health and Human Services

Comprehensive Services Act (CSA) - Request that the legislature assist localities' implementation of CSA in a consistent, financially stable manner by: 1) fully funding the state pool for CSA with allocations based on realistic anticipated levels of need and a cap on local expenditures for serving a child through CSA, and 2) encouraging the state to be proactive in making service providers available and to support local and regional efforts to address areas of cost sharing among localities by procuring services through group negotiation.

Child Care for Low Income Working Families - Request the legislature provide additional funds to local governments to assist low-income working families with childcare costs. Funding helps working-class parents pay for supervised day care facilities and supports efforts for families to become self-sufficient.

Local Department of Social Services (LDSS) - Request the legislature increase funds for LDSS to match all available federal dollars to assist LDSS staffing needs in order to meet state mandated services and workloads.

Local Government Administration and Finance

Body Worn Cameras – Support legislation to amend Virginia Code § 2.2-3706 of the Virginia Freedom of Information Act to clarify that local law enforcement agencies have the authority to withhold from mandatory disclosure under FOIA those records, including body worn cameras and dashcam video, that contain identifying information of a personal, medical or financial nature where the release of such information could jeopardize the safety or privacy of any person.

Seat Belts – Support legislation that would make the failure to use a seat belt a primary offense.

Drones – Support legislation enabling local governments to have authority to regulate the use of unmanned aerial vehicles in their jurisdictions not preempted by federal law.

Taxation - Support legislation granting counties taxing powers equal to those granted cities and towns, without decreasing, limiting or changing city and town taxing authority.

School Bus Video-Monitoring Systems - Request the General Assembly to amend Virginia Code Section § 46.2-844 to allow for service of summonses by mail for violations of passing stopped school buses recorded by school bus video monitoring systems similar to the authority in Virginia Code Section § 15.2-968.1, for the service of summonses for running red lights recorded by a traffic signal enforcement program.

Virginia Retirement System - The County supports restoration of funds to the Virginia Retirement System to maintain the long-term solvency of the plan without further devolving the funding responsibility to localities.

June Primary Elections – Support legislation to move the annual date for June primary elections in the Commonwealth from the second Tuesday in June to the third Tuesday in June to avoid conflicts between local election administration and local school systems, where schools serve as voting precinct polling places.

Composite Index - Support legislation to amend the Composite Index Funding Formula by re-defining the local true value of real property component of the formula to include the land use taxation value of real property rather than the fair market assessed value for those properties that have qualified and are being taxed under a land use value taxation program

Community College Capital Costs – Support legislation for the state to fund 100% of public funding required for community college costs. Currently, localities are required to fund a portion of operating and capital costs.

Public Defender funding - Request the state to adequately fund compensation for public defenders in Commonwealth jurisdictions.

Full Funding of State Mandates - Request full funding for state mandates in all areas of local government including, but not limited to, the Standards of Quality (SOQs) and other mandates imposed on local school divisions, positions approved by the Compensation Board, costs related to jails and juvenile detention centers and human services positions.

Drug Court Funding - Request full funding for the Drug Court Program, which provides effective treatment and intensive supervision to drug offenders through the Circuit Courts of several Virginia localities.

ORDINANCE NO. 15-18(9)

AN ORDINANCE TO AMEND CHAPTER 18, ZONING, ARTICLE II, BASIC REGULATIONS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA

BE IT ORDAINED By the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 18, Zoning, Article II, Basic Regulations, is hereby amended and reordained as follows:

By Amending:

- Sec. 4.15.4A Signs authorized by temporary sign permit
- Sec. 4.15.12 Regulations applicable in the C-1, CO and HC zoning districts
- Sec. 4.15.13 Regulations applicable in the PD-SC and PD-MC zoning districts
- Sec. 4.15.14 Regulations applicable in the HI, LI and PD-IP zoning districts

Chapter 18. Zoning**Article II. Basic Regulations****Sec. 4.15.4A Signs authorized by temporary sign permit**

A permit shall be required for each temporary sign (hereinafter, a “temporary sign permit”), prior to its erection, alteration, replacement or relocation, as provided herein:

- a. *Application.* An application for a temporary sign permit shall be submitted to the department of community development, together with payment of the fee required for the application pursuant to section 35.1, and comply with the application requirements of subsection 4.15.4(a).
- b. *Application review and permit issuance.* A temporary sign permit application shall be reviewed and acted upon by the zoning administrator only as provided herein:
 - 1. *Action on application.* Within seven (7) days after receipt of a complete application, the zoning administrator shall either: (i) approve the application; (ii) deny the application; or (iii) refer the application to the applicant for more information as may be required by section 4.15.4(a)(3). An application shall be denied only if the proposed temporary sign is a prohibited sign or does not comply with the regulations set forth in this section 4.15. If the application is denied, the reasons shall be specified in writing.
 - 2. *Failure to timely act.* If the zoning administrator fails to take one of the actions described herein within seven (7) days after receipt of a complete sign application for a temporary sign, the permit shall be deemed approved as received.
- c. *Administration.* The following regulations shall apply to the administration of temporary sign permits:
 - 1. *Number of permits.* No more than six (6) temporary sign permits shall be issued by the zoning administrator to the same establishment, or lot not containing an establishment, in any calendar year, provided that a temporary sign erected to replace a permanent sign as provided in subsection (c)(2)(b) shall not count toward this limit.
 - 2. *Period of validity.* Each temporary sign permit shall be valid for the following periods:
 - (a) *Generally.* Except as provided in subsection (c)(2)(b), for a period not to exceed fifteen (15) consecutive days after the erection of the sign, provided that a temporary sign permit issued while a permanent sign is being made may be valid for longer than fifteen (15) days until the permanent sign is erected.
 - (b) *Within limits of VDOT construction project during construction; where existing permanent sign removed.* For the period between the date the sign is erected, which shall be on or after the date the Virginia Department of Transportation (“VDOT”) issues a notice to proceed for a VDOT construction project, until the date of project construction completion as evidenced by the date that is thirty (30) days after the date VDOT issues a form C-5 or makes an equivalent written determination, or until

a permanent sign to replace the removed permanent sign is installed at the establishment or on the lot, whichever occurs first, provided that: (1) the temporary sign is erected to replace a permanent sign on a lot abutting a primary arterial or other public street within the project limits of the construction project that includes the primary arterial; and (2) the permanent sign was required by VDOT to be removed in conjunction with the construction project.

- (c) *Within limits of VDOT construction project during construction.* For the period between the date the sign is erected, which shall be on or after the date the Virginia Department of Transportation ("VDOT") issues a notice to proceed for a VDOT construction project, until the date of project construction completion as evidenced by the date that is thirty (30) days after the date VDOT issues a form C-5 or makes an equivalent written determination, provided that: (1) not more than one (1) sign authorized by this subsection per lot may be erected; (2) the lot has an existing primary use or a structure for a pending primary use is under construction; (3) the lot abuts a primary arterial or other public street within the project limits of the construction project that includes the primary arterial; (4) the lot is within a zoning district subject to sections 4.15.12, 4.15.13, or 4.15.14; and (5) the sign area of the sign shall not exceed either thirty-two (32) square feet if the sign identifies three (3) or fewer establishments, or forty-eight (48) square feet if the sign identifies four (4) or more establishments, where the establishments identified on the sign may be those located on the lot on which the sign is located and any lot that abuts the lot on which the sign is located, provided that the abutting lot is also within the project limits of the construction area and does not abut a primary arterial or other public street.

3. *Aggregate duration for temporary signs in calendar year.* Temporary signs shall not be erected at an establishment for more than sixty (60) days, in the aggregate, in a calendar year, provided that this limit shall not apply to a temporary sign authorized by subsections (c)(2)(b) and (c)(2)(c).
4. *Portable signs; stabilization.* A temporary sign that is a portable sign shall be stabilized so as not to pose a danger to public safety. Prior to the sign being erected, the zoning administrator shall approve the method of stabilization.

- d. *Exemptions.* A temporary sign permit is not required for a sign exempt from the sign permit requirement under section 4.15.6 or nonconforming signs subject to section 4.15.24.

(Ord. 12-18(2), 3-14-12)

State law reference – Va. Code § 15.2-2280.

Sec. 4.15.12 Regulations applicable in the C-1, CO and HC zoning districts

The following regulations pertaining to the number of signs permitted per lot or establishment, the sign area, sign height, and setback requirements shall apply to each sign for which a sign permit is required within the Commercial (C-1), Commercial Office (CO) and Highway Commercial (HC) zoning districts:

Sign Type	Number of Signs Allowed	Sign Area (Maximum)	Sign Height (Maximum)	Sign Setback (Minimum)
<i>Directory</i>	1 or more per establishment, as authorized by zoning administrator	24 square feet, aggregated	6 feet	5 feet
<i>Freestanding</i>	1 per street frontage, or 2 per entrance, per lot with 100 or more feet of continuous street frontage plus 1 per lot if the lot is greater than 4 acres and	32 square feet, aggregated, plus bonus tenant panels as provided in section 4.15.16(b); if more than 1 sign at an entrance, no single sign	12 feet	5 feet

	has more than 1 approved entrance on its frontage	shall exceed 16 square feet		
Projecting*	1 per street frontage	32 square feet	30 feet, but not to exceed the top of the fascia or mansard	Not applicable
Temporary*	1 per street frontage per establishment	32 square feet	12 feet, if freestanding sign; 30 feet if wall sign, but not to exceed the cornice line	5 feet
Wall*	As calculated pursuant to section 4.15.20	In the C-1 and CO zoning districts, 1.5 square feet per 1 linear foot of establishment structure frontage, not to exceed 100 square feet; in the HC zoning district, 1.5 square feet per 1 linear foot of establishment structure frontage, not to exceed 200 square feet	Not to exceed the cornice line	Same as that applicable to structure

*Each establishment may have both a projecting sign and a wall sign. If the establishment has both such signs, the allowed sign area of the wall sign shall be reduced by the sign area of the projecting sign (which may not exceed thirty-two (32) square feet).

**Temporary signs within the limits of Virginia Department of Transportation construction projects may have a sign area of up to forty-eight (48) square feet as provided in section 4.15.4A(c)(2)(c).

(12-10-80; 7-8-92, § 4.15.12.5; Ord. 01-18(3), 5-9-01; Ord. 12-18(2), 3-14-12; Ord. 12-18(5), 9-12-12)

State law reference – Va. Code § 15.2-2280.

Sec. 4.15.13 Regulations applicable in the PD-SC and PD-MC zoning districts

The following regulations pertaining to the number of signs permitted per lot or establishment, the sign area, sign height, and setback requirements shall apply to each sign for which a sign permit is required within the Planned Development-Shopping Center (PD-SC) and Planned Development-Mixed Commercial (PD-MC) zoning districts:

Sign Type	Number of Signs Allowed	Sign Area (Maximum)	Sign Height (Maximum)	Sign Setback (Minimum)
Directory	1 or more per establishment, as authorized by zoning administrator	24 square feet, aggregated	6 feet	5 feet
Freestanding	1 per street frontage, or 2 per entrance, per lot with 100 or more feet of continuous street frontage plus 1 per lot if the lot is greater than 4 acres and has more than 1 approved entrance on its frontage	32 square feet, aggregated, plus bonus tenant panels as provided in section 4.15.16(b); if more than 1 sign at an entrance, no single sign shall exceed 16 square feet	16 feet	5 feet
Projecting*	1 per street frontage	32 square feet	30 feet, but not to exceed the	Not applicable

			top of the fascia or mansard	
Temporary*	1 per street frontage per establishment	32 square feet	12 feet, if freestanding sign; 30 feet if wall sign, but not to exceed the cornice line	5 feet
Wall*	As calculated pursuant to section 4.15.20	1.5 square feet per 1 linear foot of establishment structure frontage, not to exceed 200 square feet	Not to exceed the cornice line	Same as that applicable to structure

*Each establishment may have both a projecting sign and a wall sign. If the establishment has both such signs, the allowed sign area of the wall sign shall be reduced by the sign area of the projecting sign (which may not exceed thirty-two (32) square feet).

**Temporary signs within the limits of Virginia Department of Transportation construction projects may have a sign area of up to forty-eight (48) square feet as provided in section 4.15.4A(c)(2)(c).

One (1) sandwich board sign is permitted for each establishment, subject to the requirements of section 4.15.16(i).

(12-10-80; 7-8-92, § 4.15.12.6; Ord. 01-18(3), 5-9-01; Ord. 12-18(2), 3-14-12)

State law reference – Va. Code § 15.2-2280.

Sec. 4.15.14 Regulations applicable in the HI, LI and PD-IP zoning districts

The following regulations pertaining to the number of signs permitted per lot or establishment, the sign area, sign height, and setback requirements shall apply to each sign for which a sign permit is required within the Heavy Industry (HI), Light Industry (LI) and Planned Development-Industrial Park (PD-IP) zoning districts:

Sign Type	Number of Signs Allowed	Sign Area (Maximum)	Sign Height (Maximum)	Sign Setback (Minimum)
Directory	1 or more per establishment, as authorized by zoning administrator	24 square feet, aggregated	6 feet	5 feet
Freestanding	1 per street frontage, or 2 per entrance, per lot with 100 or more feet of continuous street frontage plus 1 per lot if the lot is greater than 4 acres and has more than 1 approved entrance on its frontage	32 square feet, aggregate, plus bonus tenant panels as provided in section 4.15.16(b); if more than 1 sign at an entrance, no single sign shall exceed 16 square feet	16 feet	5 feet
Projecting*	1 per street frontage	32 square feet	30 feet, but not to exceed the top of the fascia or mansard	5 feet
Temporary*	1 per street frontage per establishment	32 square feet	12 feet, if freestanding sign; 30 feet if wall sign, but not to exceed the cornice line	5 feet
Wall*	As calculated pursuant to section 4.15.20	1.5 square feet per 1 linear foot of	Not to exceed the cornice line	Same as that

		establishment structure frontage, not to exceed 200 square feet		applicable to structure
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*Each establishment may have both a projecting sign and a wall sign. If the establishment has both such signs, the allowed sign area of the wall sign shall be reduced by the sign area of the projecting sign (which may not exceed thirty-two (32) square feet).

**Temporary signs within the limits of Virginia Department of Transportation construction projects may have a sign area of up to forty-eight (48) square feet as provided in section 4.15.4A(c)(2)(c).

Within the PD-IP zoning district, one (1) sandwich board sign is permitted for each establishment, subject to the requirements of section 4.15.16(i).

(12-10-80; 7-8-92, § 4.15.12.7; Ord. 01-18(3), 5-9-01; Ord. 12-18(2), 3-14-12)

State law reference – Va. Code § 15.2-2280.

**RESOLUTION TO SUPPORT TRAFFIC CALMING MEASURES
ON CARRSBROOK DRIVE**

WHEREAS, Carrsbrook Drive (Route 854), is a local residential street as defined by VDOT with a posted speed limit of 25 miles per hour; and

WHEREAS, speeding has been identified as a major concern of the residents of the Carrsbrook Subdivision; and

WHEREAS, the Albemarle County Police Department collected speed data on Carrsbrook Drive, and has concluded that there is a speeding problem and acknowledges that it is impacting safety and quality of life for Carrsbrook Subdivision residents; and

WHEREAS, the Albemarle County Board of Supervisors finds that a speeding problem continues to exist on Carrsbrook Drive, and that it creates a potential hazard for residents in the Carrsbrook Subdivision.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby requests that the Virginia Department of Transportation install additional traffic calming measures on Carrsbrook Drive, specifically, the installation of Radar Speed Signs at strategic locations to increase speed limit awareness and encourage slower speeds.