

ACTIONS
Board of Supervisors Meeting of November 8, 2017

November 9, 2017

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>VIDEO</u>
1. Call to Order. <ul style="list-style-type: none"> Meeting was called to order at 2:00 p.m., by the Chair, Ms. McKeel. All BOS members were present. Also present were Jeff Richardson, Greg Kamptner, Claudette Borgersen and Travis Morris. 		Link to video
2. Joint Meeting with School Board: a. CIP and Two Year Balanced Fiscal Plan in context of Five Year Financial Plan. <ul style="list-style-type: none"> RECEIVED. b. School Board – Five Year Needs. <ul style="list-style-type: none"> RECEIVED. c. Preliminary FY 19 – FY 23 CIP Overview (Amendment Year). <ul style="list-style-type: none"> RECEIVED. 		
3. Adoption of Joint Resolution Recognizing Veteran's Day. <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution. 	(Attachment 1)	
4. Work Session: Government Operations/Courts Relocation Opportunities Analysis - Advisory Services Discussion. <ul style="list-style-type: none"> By a vote of 6:0, ENDORSED the Qualitative and Risk Management Criteria. 		
5. Closed Session. Personnel and Legal Matters. <ul style="list-style-type: none"> At 5:25 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia: Under Subsection (1), to discuss and consider appointments to boards, committees, and commissions in which there are pending vacancies or requests for reappointment; and Under Subsection (3), to discuss and consider the disposition of County-owned real property located in the Crozet area, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County. 		
6 Certified Closed Meeting. <ul style="list-style-type: none"> At 6:02 p.m., the Board reconvened into open meeting and certified the closed meeting. 		
6a. Boards and Commissions. <ul style="list-style-type: none"> REAPPOINTED Mr. Trevor Henry to the Rivanna Solid Waste Authority with said term to expire April 2021. REAPPOINTED Mr. Gary O'Connell to the Rivanna Water and Sewer Authority with said term to expire April 2021. 		
7. Call back to Order. <ul style="list-style-type: none"> At 6:02 p.m., the meeting was called back to order by the Chair, Ms. McKeel. 		
10. Adoption of Final Agenda. <ul style="list-style-type: none"> Removed agenda items # 18 and 19. 		

	<u>Ann Mallek:</u> <ul style="list-style-type: none"> Added an item for discussion under agenda item #20. By a vote of 6:0, ADOPTED the final agenda as amended. 	
11.	<p>Brief Announcements by Board Members.</p> <p><u>Rick Randolph:</u></p> <ul style="list-style-type: none"> Mentioned the start date of the VA film Festival. Announced that Grace Episcopal Church in Cismont unveiled a historic marker. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Mentioned the Local Energy Alliance Program (LEAP) has begun Solarize Albemarle, Solarize Charlottesville and Solarize NOVA Program. Questioned if there is a way to encourage ANTHEM to cover operations for the self-insured. <p><u>Norman Dill</u></p> <ul style="list-style-type: none"> Report on his participation in a Solid Waste Advisory Committee Webinar on Recycling. <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Thanked Albemarle County voters for their November 7 election turnout. <p><u>Brad Sheffield:</u></p> <ul style="list-style-type: none"> Announced that he will be teaching Transportation, Planning, and Policy at UVA, after his term on the Board has expired. 	
13.	<p>From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>The following individuals spoke towards agenda item # 15, Neighborhood Improvement Funding Initiative Project Requests:</u> <ul style="list-style-type: none"> <u>Dan Heuchart</u> <u>Roger Schickedantz</u> <u>Bruce Williamson</u>, Chair of the Charlottesville-Albemarle Bar Association Committee on Courts Location Committee addressed the Board and spoke towards agenda item #4. <u>Jeff Werner</u>, Piedmont Environmental Council, reported on his presentation on the history of the Carter Family Cemetery to students at Agnor-Hurt Elementary School. 	
14.1	<p>Perrone Robotics Performance Agreement.</p> <ul style="list-style-type: none"> APPROVED the allocation of \$13,000 from the County's Economic Opportunity Fund to be appropriated to the Economic Development Authority upon request of the County Executive, and AUTHORIZED the County Executive to sign the performance agreement. 	<p><u>County Attorney:</u> Provide Clerk with copy of executed agreement.</p>
14.2	<p>Shenandoah National Park Entrance Fee Resolution.</p> <ul style="list-style-type: none"> ADOPTED resolution. 	<p><u>Clerk:</u> Forward copy of resolution to National Park Service. (Attachment 2)</p>

14.3	<p>Preddy Creek Trail Park Special Use Permit Application.</p> <ul style="list-style-type: none"> ADOPTED resolution authorizing the County's Application for a Special Use Permit to Orange County. 	<p><u>Clerk:</u> Forward copy of signed resolution to Parks and Rec and County Attorney's office. (Attachment 3)</p>	
14.4	<p>FY 19 VDOT Revenue Sharing Program Participation.</p> <ul style="list-style-type: none"> ADOPTED four Resolutions approving the County's participation in the Revenue Sharing Program for FY 19 for four projects and committing to provide up to \$6,261,475 in total for the four projects. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachments 4, 5, 6, and 7)</p>	
14.5	<p>Special Exceptions: ZMA200700001 Hollymead Town Center Area A-2.</p> <ul style="list-style-type: none"> ADOPTED resolution to approve the special exceptions. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 8)</p>	
15.	<p>Neighborhood Improvement Funding Initiative Project Requests.</p> <ul style="list-style-type: none"> By a vote of 6:0, APPROVED the project recommendations provided by the CACs. 	<p><u>Emily Kilroy:</u> Proceed as directed.</p>	
16.	<p>Pb. Hrg.: SP201700015 – Stony Point Volunteer Fire Co – Tier III PWSF.</p> <ul style="list-style-type: none"> By a vote of 4:1:1 (Mallek), (Dill, abstain), ADOPTED resolution to approve SP201700015. By a vote of 4:1:1(Mallek), (Dill, abstain) ADOPTED resolution to approve two special exceptions. 	<p><u>Clerk:</u> Forward copy of signed resolutions to Community Development and County Attorney's office. (Attachments 9 and 10)</p>	
17.	<p>Pb. Hrg.: SP201700016 - Charlottesville Music Institute.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution to approve SP201700014. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 11)</p>	
18.	<p>Senior Center at Belvedere. Removed from agenda.</p>		
19.	<p>Commonwealth Attorney Position Request. Removed from agenda.</p>		
20.	<p>From the Board: Committee Reports and Matters Not Listed on the Agenda. <u>Diantha McKeel:</u></p> <ul style="list-style-type: none"> Asked if the Board would like to add Albemarle County to the list of those counties who are in prohibition of carrying certain firearms. <u>Ann Mallek:</u> Asked the Board to consider removing bee-keeping from the zoning livestock list which prevents bee-keeping in rural residential districts. 	<p><u>County Attorney:</u> Prepare materials for Legislative Meeting.</p> <p><u>County Attorney:</u> Provide Supervisors with follow-up answer.</p>	
21	<p>From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> There were none. 		
23.	<p>Adjourn to November 16, 2017, 3:30 p.m., Lane Auditorium.</p> <ul style="list-style-type: none"> The meeting was adjourned at 9:19 p.m. 		

ckb/tom

Attachment 1 – Resolution of Appreciation – Veterans Day

Attachment 2 – Resolution – Shenandoah National Park

- Attachment 3 – Resolution to Authorize the County's Application for a Special Use Permit to Orange County for the Extension of the Preddy Creek Trail Park into Orange
- Attachment 4 – Resolution to Participate in Virginia Department of Transportation Revenue Sharing Program for Fiscal Year 2019 Commonwealth Drive/Dominion Drive Pedestrian Improvements
- Attachment 5 – Resolution to Participate in Virginia Department of Transportation Revenue Sharing Program for Fiscal Year 2019 Berkmar Drive Bicycle and Pedestrian Improvements
- Attachment 6 – Resolution to Participate in Virginia Department of Transportation Revenue Sharing Program for Fiscal Year 2019 Library Avenue Extension
- Attachment 7 – Resolution to Participate in Virginia Department of Transportation Revenue Sharing Program for Fiscal Year 2019 Crozet Square
- Attachment 8 – Resolution to Approve Special Exceptions to Vary the Hollymead Town Center, Area A2 Code of Development
- Attachment 9 – Resolution to Approve SP 2017-15 Stony Point Volunteer Fire Company – Tier III PWSF (Rivanna)
- Attachment 10 – Resolution to Approve Special Exceptions for SP 2017-15 Stony Point Volunteer Fire Company – Tier III PWSF (Rivanna)
- Attachment 11 – Resolution to Approve SP 2017-19 Charlottesville Music Institute

RESOLUTION OF APPRECIATION

WHEREAS, the United States of America was founded on the principles of liberty, opportunity and justice for all; and

WHEREAS, America has called on her men and women in uniform to protect our national security, to advance our national interests and to preserve our rights and freedoms; and

WHEREAS, on Veterans Day we remember and pay tribute to the millions of patriots whose courage and sacrifice have secured our freedom and defended our values; and

WHEREAS, we also honor all men and women currently serving in the military for their sacrifices; and

WHEREAS, over one hundred veterans continue to serve their country in public schools and government as teachers and other professionals providing services to the students and citizens of Albemarle County; and

WHEREAS, these veterans employed by Albemarle County Public Schools and Local Government deserve recognition for their continued service;

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors and the Albemarle County School Board do hereby recognize all veterans and the men and women that are currently serving in our armed forces around the world; and

BE IT FURTHER RESOLVED, that the Albemarle County Board of Supervisors and the Albemarle County School Board do hereby recognize and honor the continued contributions and sacrifices of the Armed Forces veterans employed by local government and public schools; and

FURTHER RESOLVED, that this Resolution celebrating Veterans Day, be adopted this day of November 08, 2017.

RESOLUTION

WHEREAS, the National Park Service on October 24, 2017 announced plans to increase the entrance fee at 17 National Parks including Shenandoah National Park from the current \$25 per vehicle to \$70 per vehicle during peak season (May-September); and

WHEREAS, the fee increase has been estimated to generate approximately \$70 million a year across the park system with 80% of the fee revenue staying within the Park to address the \$11.3 billion backlog of deferred maintenance; and

WHEREAS, while the Albemarle County Board of Supervisors understands and appreciates the need to improve infrastructure in the Park and recognizes the significant amount of the revenue will go back to Shenandoah for infrastructure improvements, the Board has serious concerns about the amount of the proposed increase, particularly in light of other recent increases; and

WHEREAS the Board believes it is the responsibility of the federal government to maintain the park and to keep it affordable, and that such a significant increase in entrance fees will make the park unaffordable for many lower income individuals and families and thereby deprive them of all that is beneficial from a national park experience; and

WHEREAS the Board is genuinely concerned that such fee increase will encourage unauthorized visitor access along the park's border with Albemarle County creating greater environmental degradation in areas of the park where appropriate infrastructure is lacking; and

WHEREAS, the Shenandoah National Park attracted over 1.4 million visitors in 2016, and Albemarle County Board of Supervisors is also deeply concerned about how this fee increase will affect visitation its significant benefit to the local economy.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors requests that the National Park Service reconsider its proposed entrance fee increase for Shenandoah National Park and respectfully requests that its congressional delegation, including the Honorable Senators Mark Warner and Timothy Kaine and Representative Tom Garrett, support our position and actively seek to have the National Park Service reject the proposed significant increase due to its disproportionate negative impact on lower income individuals and families and potential detrimental impact on the tourism economy in Albemarle County.

**RESOLUTION TO AUTHORIZE THE COUNTY'S APPLICATION
FOR A SPECIAL USE PERMIT TO ORANGE COUNTY FOR
THE EXTENSION OF THE PREDDY CREEK TRAIL PARK
INTO ORANGE COUNTY**

WHEREAS, the Board of Supervisors finds that it is in the best interest of the County to authorize the County's Application for a Special Use Permit to Orange County for the purpose of extending the Preddy Creek Trail Park to Orange County Tax Parcel #05200-00-00-00590 as part of the Preddy Creek Trail Park Phase II Project.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Albemarle County, Virginia hereby authorizes the County Executive to sign the Application for a Special Use Permit and to have it filed on behalf of the County.

**RESOLUTION TO PARTICIPATE IN
VIRGINIA DEPARTMENT OF TRANSPORTATION
REVENUE SHARING PROGRAM FOR FISCAL YEAR 2019
Commonwealth Drive/Dominion Drive Pedestrian Improvements**

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$1,668,112 through the Virginia Department of Transportation Fiscal Year 2019 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$1,668,112 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Commonwealth Drive/Dominion Drive Pedestrian Improvements project which proposes to construct three segments of sidewalk: 1) on Commonwealth from Hydraulic to Peyton Place, 2) on Commonwealth Drive from Commonwealth Circle to Dominion Drive, and 3) on Dominion Drive from Commonwealth Drive to US 29 for a total of approximately one mile of sidewalk

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$1,668,112 of local funds in its application for up to \$1,668,112 of revenue sharing funds from the FY 2019 Virginia Department of Transportation Revenue Sharing Program and requests that the Virginia Department of Transportation approve the County's application.

**RESOLUTION TO PARTICIPATE IN
VIRGINIA DEPARTMENT OF TRANSPORTATION
REVENUE SHARING PROGRAM FOR FISCAL YEAR 2019
Berkmar Drive Bicycle and Pedestrian Improvements**

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$1,345,013 through the Virginia Department of Transportation Fiscal Year 2020 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$1,345,013 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Berkmar Drive Bicycle and Pedestrian Improvement project which proposes to construct a 1.1-mile-long Shared-use Path from Hydraulic Road to Hilton Heights Road to connect to the new Shared-Use Path on Berkmar Extended.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$1,345,013 of local funds in its application for up to \$1,345,013 of revenue sharing funds from the FY 2019 Virginia Department of Transportation Revenue Sharing Program and requests that the Virginia Department of Transportation approve the County's application.

**RESOLUTION TO PARTICIPATE IN
VIRGINIA DEPARTMENT OF TRANSPORTATION
REVENUE SHARING PROGRAM FOR FISCAL YEAR 2019
Library Avenue Extension**

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$2,493,350 through the Virginia Department of Transportation Fiscal Year 2019 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$2,493,350 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Library Avenue Extension project which proposes to extend Library Avenue from its current terminus through the Barnes Lumber property to connect to Hilltop Street in Parkside Village and Crozet Square.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$2,493,350 of local funds in its application for up to \$2,493,350 of revenue sharing funds from the FY 2019 Virginia Department of Transportation Revenue Sharing Program and requests that the Virginia Department of Transportation approve the County's application.

**RESOLUTION TO PARTICIPATE IN
VIRGINIA DEPARTMENT OF TRANSPORTATION
REVENUE SHARING PROGRAM FOR FISCAL YEAR 2019
Crozet Square**

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$755,000 through the Virginia Department of Transportation Fiscal Year 2019 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$755,000 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Crozet Square project which proposes to reconstruct Crozet Square to improve operations, parking, and pedestrian facilities and connect to the proposed road system of the Barnes Lumber Development. Crozet Square would be a one-way in road from Crozet Avenue and connect to an improved Oak Street.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$755,000 of local funds in its application for up to \$755,000 of revenue sharing funds from the FY 2019 Virginia Department of Transportation Revenue Sharing Program and requests that the Virginia Department of Transportation approve the County's application.

**RESOLUTION TO APPROVE SPECIAL EXCEPTIONS TO VARY
THE HOLLYMEAD TOWN CENTER, AREA A2 CODE OF DEVELOPMENT**

WHEREAS, the Owner of Tax Map Parcel Numbers 03200-00-00-04500 and 03200-00-00-05000 filed a request for special exceptions to vary Tables D, E, and G in the Code of Development approved in conjunction with ZMA2007-00001 Hollymead Town Center, Area A2 as shown in the request from Collins Engineering entitled "Variation #1 – Modification to the approved Table D – Block Areas and Use Density Chart" dated March 20, 2017, last revised October 25, 2017, "Variation #2 – Modification to the Lot and Building Height Regulations" dated March 20, 2017, and "Variation #3 – Modification to Table E – Minimum Green Space, Civic and Amenity Area" dated March 20, 2017, respectively.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the Memorandum prepared in conjunction with the special exception request and the attachments thereto, including staff's supporting analysis, and all of the factors relevant to the special exceptions in Albemarle County Code §§ 18-8.5.5.3, 18-33.5, and 18-33.9, the Albemarle County Board of Supervisors hereby approves the special exception to vary the Code of Development approved in conjunction with ZMA2002-00002 Hollymead Town Center, as described hereinabove, subject to the conditions attached hereto.

* * *

**Special Exception to Vary Hollymead Town Center Area A2 Code of Development
Special Exception Conditions**

1. Variations to Table D of the Code of Development shall be in accord with Collins Engineering's submission for Variation #1 dated March 20, 2017 and last revised on October 25, 2017;
2. Variations to Table E of the Code of Development shall be in accord with Collins Engineering's submission for Variation #2 dated March 20, 2017; and
3. Variations to Table G of the Code of Development shall be in accord with Collins Engineering's submission for Variation #3 dated March 20, 2017.

**RESOLUTION TO APPROVE
SP 2017-15 STONY POINT VOLUNTEER FIRE
COMPANY - TIER III PWSF (RIVANNA)**

WHEREAS, the Stony Point Volunteer Fire Company is the owner of Tax Map Parcel Number 04800-00-00-018D0 (the "Property");

WHEREAS, Milestone Communications filed an application for a special use permit to install a personal wireless service facility consisting of a monopole with four flush-mounted antenna arrays, and associated ground equipment and access, on the Property, and the application is identified as Special Use Permit 2017-15 Stony Point Volunteer Fire Company – Tier III PWSF (Rivanna) ("SP 2017-15"); and

WHEREAS, on October 10, 2017, after a duly noticed public hearing, the Albemarle County Planning Commission recommended approval of SP 2017-15 with the condition recommended by County staff ; and

WHEREAS, on November 8, 2017, the Albemarle County Board of Supervisors held a duly noticed public hearing on SP 2017-15.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the staff report prepared for SP 2017-15 and all of its attachments, the information presented at the public hearing, and the factors relevant to a special use permit in Albemarle County Code §§ 18-5.1.40, 18-12.2.2(16), and 18-33.8, the Albemarle County Board of Supervisors hereby approves SP 2017-15, subject to the applicable performance standards for personal wireless service facilities in Albemarle County Code § 18-5.1.40, and the conditions attached hereto.

* * *

**SP-2017-00015 Stony Point Volunteer Fire Company – Tier III PWSF (Rivanna)
Special Use Permit Conditions**

1. The development of the site, and any modifications to the arrays, shall be in general accord with the plan titled "*Milestone Communications – Shentel at Stony Point Volunteer Fire Co.*" prepared by John Caborgoudy, and dated October 10, 2017 (hereafter "Conceptual Plan"), as determined by the Director of Planning and the Zoning Administrator. To be in general accord with the Conceptual Plan, development and use shall reflect the following major elements within the development essential to the design of the development, including but not limited to all concealment elements and technique, as shown and described on the Conceptual Plan and mentioned below:
 - a. Height (135 feet tall)
 - b. Monopole location
 - c. The farthest point of the back of the antennas shall be no more than 18 inches from the monopole
 - d. No more than four antenna arrays shall be mounted to the facility

Minor modifications to the plan which do not conflict with the elements above may be made to ensure compliance with the Zoning Ordinance.

2. Prior to the issuance of a building permit, the applicant shall obtain a Virginia Stormwater Management Program permit.

**RESOLUTION TO APPROVE SPECIAL EXCEPTIONS
FOR SP 2017-15 STONY POINT VOLUNTEER FIRE
COMPANY - TIER III PWSF (RIVANNA)**

WHEREAS, the Stony Point Volunteer Fire Company is the owner of Tax Map Parcel Number 04800-00-00-018D0 (the "Property");

WHEREAS, Milestone Communications filed an application for a special use permit to install a personal wireless service facility consisting of a monopole with four flush-mounted antenna arrays, and associated ground equipment and access, on the Property, and the application is identified as Special Use Permit 2017-15 Stony Point Volunteer Fire Company – Tier III PWSF (Rivanna) ("SP 2017-15"); and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(2)(a) allows up to three arrays of antenna, which may be modified by special exception; and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(2)(c) requires that antennas be mounted so that in no case shall the closest point of the back of the antenna be more than 12 inches from the monopole, which may be modified by special exception; and

WHEREAS, the Applicant filed a request for special exceptions in conjunction with SP 2017-15 to modify the requirements of County Code § 18-5.1.40(b)(2)(a) and County Code § 18-5.1.40(b)(2)(c).

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the executive summary and staff report prepared in conjunction with the application, all of the factors relevant to the special exceptions in County Code §§ 18-5.1.40(b)(2)(a), 18-5.1.40(b)(2)(c), and 18-33.9, and the information provided at the Planning Commission and Board of Supervisors' meetings, the Albemarle County Board of Supervisors hereby approves the special exceptions to authorize the modification of County Code § 18-5.1.40(b)(2)(a) and County Code § 18-5.1.40(b)(2)(c) as set forth above, subject to the conditions attached hereto.

* * *

**SP 2017-15 Stony Point Volunteer Fire Company - Tier III PWSF (Rivanna)
Special Exception Condition**

1. No more than four antenna arrays shall be mounted to the facility.
2. The farthest point of the back of the antennas shall be no more than 18 inches from the monopole.

**RESOLUTION TO APPROVE
SP 2017-19 CHARLOTTESVILLE MUSIC INSTITUTE**

WHEREAS, the Charlottesville Music Institute submitted an application for a special use permit to use part of an existing building for a private music school on Tax Map Parcel Numbers 07700-00-00-040K0, 07700-00-00-040L0 , and 07700-00-00-040J0, and the application is identified as SP201700019 Charlottesville Music Institute ("SP 2017-19"); and

WHEREAS, on October 10, 2017, after a duly noticed public hearing, the Albemarle County Planning Commission recommended approval of SP 2017-19 with conditions; and

WHEREAS, on November 8, 2017, the Albemarle County Board of Supervisors held a duly noticed public hearing on SP 2017-19.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the staff report prepared for SP 2017-19 and all of its attachments, the information presented at the public hearing, and the factors relevant to a special use permit in Albemarle County Code § 18-33.8, the Albemarle County Board of Supervisors hereby approves SP 2017-19, subject to the conditions attached hereto.

* * *

**SP-2017-19 Charlottesville Music Institute
Special Use Permit Conditions**

1. The use shall be limited to no more than twenty percent (20%) of the production area as shown on the Charlottesville Music Institute Concept Plan, dated July 17, 2017 (Attachment A). All parking for the facility shall be located in areas designated on the plan, referenced above.
2. The use shall commence on or before November 8, 2019 or the permit shall expire and be of no effect.
3. The Special Use Permit shall expire 5 years from the date that the zoning clearance for the use is approved. Upon written request received by the Director of Planning before the 5 year period expires, the director may grant one extension of the permit for a period of up to 18 months to account for delays with siting or construction of the applicant's new facility.