

ACTIONS
Board of Supervisors Meeting of February 14, 2018

February 15, 2018

<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 6:02 p.m., by the Chair, Ms. Mallek. All BOS members were present. Also present were Jeff Richardson, Greg Kamptner and Claudette Borgersen. 		Link to video
4. Adoption of Final Agenda. <u>Ann Mallek:</u> <ul style="list-style-type: none"> Added discussion on HB 1148. By a vote of 6:0, ADOPTED the final agenda. 		
5. Brief Announcements by Board Members. <u>Ann Mallek:</u> <ul style="list-style-type: none"> Announced that on February 15, Mountainside Senior Living will hold the ribbon cutting ceremony for its new Dementia Unit. Mentioned the stampede of spotted salamanders along Polo Grounds Road. Mentioned that water peaked over the Sugar Hollow Dam on Saturday, February 10. Announced that the third of the River Basin Renaissance Conferences would be held September 28-29, 2018. 		
7. From the Public: Matters Not Listed for Public Hearing on the Agenda. <ul style="list-style-type: none"> <u>Paul Grady</u>, spoke on the boundaries between Charlottesville and Albemarle County. 		
8.2 Ordinance to Amend County Code Chapter 5, Building Regulations. <ul style="list-style-type: none"> SET public hearing for March 14, 2018. 	<u>Clerk:</u> Schedule on agenda and advertise in Daily Progress.	
8.3 Bucks Elbow ECC Communications Tower Special Use Permit Application. <ul style="list-style-type: none"> ADOPTED Resolution authorizing the ECC's application for a special use permit to the County. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 1)	
8.4 Resolution of Intent to Amend Supplementary Regulations of the Zoning Ordinance. <ul style="list-style-type: none"> ADOPTED Resolution of Intent. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 2)	
9. Old Trail Creekside V, Phases I & II Subdivision Acceptance of Dedication of Open Space. <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED Resolution approving the acceptance of the dedication of open space and AUTHORIZED the County Executive to execute the Deed of Dedication and Easement accepting the conveyance of the open space easements to the County once the County Attorney has approved the Deed as to form and substance. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 3) <u>County Attorney:</u> Provide clerk with fully executed copy of deed.	
10. Work Session: Rio/29 Small Area Plan – Overview of Implementation. <ul style="list-style-type: none"> Held. 	<u>Community Development:</u> Proceed as discussed.	
11. From the Board: Committee Reports and Matters Not Listed on the Agenda.		

<p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> • Discussed HB 1148 and requested that the County Attorney clarify the text of the bill. • Discussed HB 1017 and requested that the County Attorney following up with the School Board. • Requested an update on the timetable to change the ordinance in regards to bonus density for internal streets. • Mentioned that the Alliance for the Chesapeake Bay is hoping to have a meeting with area elected officials in June. 		
<p>12. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> • There were none. 		
<p>14. Adjourn to February 16, 2018, 12:00 p.m., Lane Auditorium.</p> <ul style="list-style-type: none"> • The meeting was adjourned at 7:28 p.m. 		

ckb/tom

Attachment 1 – Resolution to Authorize the Emergency Communication Center’s Application for a Special User Permit

Attachment 2 – Resolution of Intent

Attachment 3 – Resolution Approving the Acceptance of the Dedication of Open Space

**RESOLUTION TO AUTHORIZE THE
EMERGENCY COMMUNICATION CENTER'S APPLICATION
FOR A SPECIAL USE PERMIT
TO INCREASE THE HEIGHT OF THE TELECOMMUNICATIONS TOWER LOCATED ON TAX MAP
PARCEL 03900-00-00-001B1
AT BUCK'S ELBOW MOUNTAIN**

WHEREAS, the Board of Supervisors finds that it is in the best interest of the County to authorize the Emergency Communications Center's Application for a Special Use Permit to amend a Special Use Permit that was approved by the County in 2001 and amended in 2003 (SP 2003-21) for a telecommunications tower located on Tax Map Parcel 03900-00-00-001B1 at Buck's Elbow Mountain, used as part of the ECC's 800 Mhz radio system, to increase the height of the tower to 150 feet.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Albemarle County, Virginia hereby authorizes the County Executive to sign, on behalf of the County, the Emergency Communications Center's Application for a Special Use Permit as described hereinabove, and to have it filed with Albemarle County.

RESOLUTION OF INTENT

WHEREAS, the Albemarle County Zoning Ordinance includes regulations for the implementation of specific uses whether by right or by special use permit in Albemarle County Code §§ 18-5.1 and 18-5.2; and

WHEREAS, it is desired to amend the regulations to ensure that they are compliant with state and federal laws, applicable to current practices in Albemarle County, and consistent with other applicable policies and standards.

NOW, THEREFORE, BE IT RESOLVED THAT for purposes of public necessity, convenience, general welfare, and good zoning practices, the Albemarle County Board of Supervisors hereby adopts a resolution of intent to consider amending Albemarle County Code §§ 18-5.1 and 18-5.2 and any other sections of the Zoning Ordinance deemed to be appropriate to achieve the purposes described herein; and

BE IT FURTHER RESOLVED THAT the Planning Commission shall hold a public hearing on the zoning text amendment proposed by this resolution of intent, and make its recommendations to the Board of Supervisors, at the earliest possible date.

**RESOLUTION APPROVING THE ACCEPTANCE OF
THE DEDICATION OF OPEN SPACE ON A PORTION OF
TAX MAP AND PARCEL NUMBERS 05500-00-00-078A0 AND 05500-00-00-078C0
IN THE PROPOSED OLD TRAIL CREEKSIDE V, PHASES I AND II SUBDIVISION
FROM OLD TRAIL CREEKSIDE V, LLC**

WHEREAS, Old Trail Creekside V, LLC (the "Owner") is the record owner of Tax Map Parcel Numbers 05500-00-00-078A0 and 05500-00-00-078C0 (collectively, the "Property") consisting of a total of 7.297 acres and composing the proposed Old Trail Creekside V, Phases I and II Subdivision; and

WHEREAS, the Owner proposes to dedicate a total of 2.085 acres of the Property to the County in order to receive density bonuses under County Code § 18-13.4.2; and

WHEREAS, the Board finds it is in the best interest of the County to accept the dedication of open space.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves the acceptance of the dedication of open space on a portion of Tax Map Parcel Numbers 05500-00-00-078A0 and 05500-00-00-078C0 in the proposed Old Trail Creekside V, Phases I and II Subdivision from Old Trail Creekside V, LLC, and authorizes the County Executive to sign the Deeds of Dedication accepting the conveyance of the open space to the County once the County Attorney has approved the Deeds as to form and substance.