

<p style="text-align: center;">ACTIONS Board of Supervisors Meeting of September 4, 2019</p>		
		September 5, 2019
<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 1:00 p.m., by the Vice-Chair, Mr. Randolph. All BOS members were present with the exception of Mr. Gallaway and Ms. Mallek who arrived at 1:02. Also present were Jeff Richardson, Andy Herrick, Claudette Borgersen and Travis Morris. 		Link to Video
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> By a vote of 4:0, (Gallaway, Mallek absent) ADOPTED the final agenda. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Rick Randolph:</u></p> <ul style="list-style-type: none"> Remarked that the <i>Washington Post</i> had a section that day about teaching slavery urged Board members and the public to read the article. <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Announced that the fourth annual Rivanna River Basin Conference would be on September 27 starting at 9:30 a.m. and at 1:30, there would be a short paddle from Darden Towe Park to Riverview. 		
<p>6a. Proclamation Recognizing the 275th Anniversary of Albemarle County.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED proclamation recognizing the 275th Anniversary of Albemarle County and presented to a group of citizens born in Albemarle County. Emily Kilroy announced that on Saturday, September 28 10:00 to 2:00 pm on the County Office Building property, on the ball field, and within the building, there would be a celebration for the 275th anniversary of Albemarle County. 	(Attachment 1)	
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>Dr. Charles Battig</u>, resident of Albemarle County, spoke towards climate regulation from the County. The following individuals spoke in regard to the rezoning proposal for 999 Rio Road: <ul style="list-style-type: none"> Ms. Marty Topel, Mr. John Springett Ms. Marcy Springett The following individuals spoke towards climate action. <ul style="list-style-type: none"> Ms. Claire Habel Ms. Lilly Bechtel Ms. Jennifer Mathis Ms. Helen Flamini <u>Ms. Stacey Norris</u>, director of Haus Project, announced that she has seen great success with the County revisions to Chapter 4 – Animals and Foul. <u>Mr. Dave Blount</u>, Director of Legislative Services for the Thomas Jefferson Planning District Commission, informed the Board that they would be receiving an updated draft of the 		

	<p>Regional Program during the first half of October and requested to come before the Board in November to present the program and obtain approval.</p> <ul style="list-style-type: none"> • <u>Mr. Neil Williamson</u>, Free Enterprise Forum, spoke towards banning development in the development area. 		
8.2	<p>FY 19 Appropriations.</p> <ul style="list-style-type: none"> • ADOPTED Resolution to approve appropriations #2019096 and #2019097 for local government and school division projects. 	Clerk: Forward copy of signed resolution to OMB and County Attorney's office. (Attachment 2)	
8.3	<p>FY 20 Appropriations.</p> <ul style="list-style-type: none"> • ADOPTED Resolution to approve appropriations #2020017; #2020018; #2020019; #2020020; #2020021; and #2020022 # for local government and school division projects. 	Clerk: Forward copy of signed resolution to OMB and County Attorney's office. (Attachment 3)	
8.4	<p>Proposed Donation of Surplus Computer Monitors to Bright Stars.</p> <ul style="list-style-type: none"> • AUTHORIZED the donation of 35 surplus computer monitors to Bright Stars. 	<u>Information Technology</u> : Proceed as authorized.	
8.5	<p>Transportation Funding/Grant Application Review.</p> <ul style="list-style-type: none"> • ENDORSED grant applications. • ADOPTED resolutions for four Transportation Alternatives Set-Aside Grant applications. 	Clerk: Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 4, 5, 6 and 7)	
8.6	<p>SDP201200032 Miller School Baseball Field Lighting Special Exceptions.</p> <ul style="list-style-type: none"> • ADOPTED Resolution to approve the two special exceptions with the conditions contained therein. 	Clerk: Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 8)	
9.	<p>FY 21 Operating and Capital Budget Calendar.</p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED the preliminary FY 21 Budget Calendar. 	<u>Staff</u> : Proceed as approved. (Attachment 9)	
10.	<p>Crozet Master Plan Resolution of Intent and Project Scope.</p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED the Resolution of Intent to begin the Crozet Master Plan. 	Clerk: Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 10)	
11.	<p>Department of Finance FY19 Report.</p> <ul style="list-style-type: none"> • RECEIVED. 		
12.	<p>Closed Meeting.</p> <ul style="list-style-type: none"> • At 3:36 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia: • Under Subsection (1): <ol style="list-style-type: none"> 1. To finish the discussion and consideration of the annual performance of the County Attorney; and 2. To discuss and consider appointments to the Albemarle Conservation Easement Authority (ACEA), the Route 250 West Task Force, two community boards, and four County committees; and • Under Subsection (3), to discuss the disposition of County-owned property in the Scottsville Magisterial District, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board; and • Under Subsection (7), to consult with legal counsel and briefings by staff members 		

	<p>pertaining to actual litigation between the Board of Supervisors or the County and:</p> <ol style="list-style-type: none"> 1. The Scottsville Volunteer Rescue Squad; and 2. The holder of a special use permit. 	
13.	<p>Certify Closed Meeting.</p> <ul style="list-style-type: none"> • At 6:01 p.m., the Board reconvened into open meeting and certified the closed meeting. 	
14.	<p>Boards and Commissions: Vacancies and Appointments.</p> <ul style="list-style-type: none"> • REAPPOINTED Mr. David Storm, Mr. Glen Michael, Ms. Karen Davenport, and Mr. Craig Roller to the 5th and Avon Community Advisory Committee with said term to expire on September 30, 2021. • REAPPOINTED Mr. Rob Farrell to the Acquisition of Conservation Easements Committee ACE, with said term to expire on August 1, 2022. • REAPPOINTED Ms. Frances Hooper and Mr. Raymond E. East to the JAUNT Board, with said term to expire on September 30, 2022. • APPOINTED Mr. Michael R. Spatz, Ms. Ida Lee Wootten, and Mr. James Jenkins to the Pantops Community Advisory Committee, with said term to expire on June 30, 2021. • REAPPOINTED Ms. Nancy Hunt, Mr. Martin Meth, Tom Paoletti, Ms. Nicole Scro, and Mr. Rick Seaman to the Places 29 (Rio) Community Advisory Committee with said term to expire on September 30, 2021. • APPOINTED Mr. William Reifsteck to the Route 250 West Task Force, with said term to expire on September 5, 2022. • REAPPOINTED Mr. James R. Sofka to the Route 250 West Task Force, with said term to expire on September 5, 2022. 	<p><u>Clerk:</u> Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.</p>
15.	<p>From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> • The following individuals spoke in regard to the rezoning proposal for 999 Rio Road: <ul style="list-style-type: none"> ○ Judy Schlusel ○ Kent Schlusel • The following individuals spoke in regard to the County's climate planning process. <ul style="list-style-type: none"> ○ Donna Shaunesey ○ Mr. Tom Olivier ○ Ms. Anna Chytla <p>Mr. Mark Briggs, resident of 340 Timberland Lane, spoke towards the conditions at his apartment complex and asked the Board of Supervisors for assistance. Mr. Gallaway commented that a staff member would follow up with him to obtain the information needed.</p>	<p>Staff: Proceed as directed.</p>
16.	<p><u>Pb. Hrg.: ZMA201800002 Hansen Road Office.</u></p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED ordinance to approve ZMA201800002 with proffers. 	<p><u>Clerk:</u> Forward copy of signed ordinance to Community Development and County Attorney's office. (Attachment 11)</p>
17.	<p><u>Pb. Hrg.: Scottsville Town Boundary Adjustments</u></p> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED resolution to approve the Scottsville Town Boundary Adjustments, as presented in the staff report 9- 	<p><u>Clerk:</u> Forward copy of signed resolution County Attorney's office. (Attachment 12)</p>

<p>4-2019.</p> <p>18. From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <p>Ann Mallek:</p> <ul style="list-style-type: none"> • Announced she had attended the Virginia Manufacturers Association Conference. • Commented that she had taken Ms. Courtney Cacatian, the new tourism director, on a drive-around. • Reminded the Board that in 2002, there was a plan for a roundabout at Rio Road that would solve the traffic problem and would go from Dunlora all the way around by CATEC, Old Rio, and the Parkway and encouraged the Board to look into this as well and promote discussion to perhaps bring this idea back. • Commented Ms. McCulley would be following up on discussion about what has come up about parking legislation from two years ago to clear up misinterpretation or confusion from VDOT about them refusing to put up "No Parking" signs. <p>Ned Gallaway:</p> <ul style="list-style-type: none"> • Commented that he and Ms. McKeel attended the Regional Housing Partnership. <p>Liz Palmer:</p> <ul style="list-style-type: none"> • Mentioned the RSWA Committee went on a tour of American Disposal, which is a materials recovery facility in Northern Virginia as well as to the County Waste Materials Recovery Facility in Chesterfield. • Announced that on Monday, September 9, 2019, Mr. Bill Mawyer would speak about composting and a new composting study. • Provided a report on the transfer station fire. <p>Ms. McKeel:</p> <ul style="list-style-type: none"> • Informed the Board that the Regional Transit Partnership to hold a listening tour on September 26 to hear the business community's concerns around transit. 		
<p>19. From the County Executive: Report on Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> • Commented that in advance of the Joint meeting with the City on September 9, County and City staff met at City Space for several hours to work on agenda items with subject matter experts and to discuss MOUs and various areas within City and County government where they partner. • Announced that new CACVB director, Ms. Cacatian, was invited to the Leadership Council meeting on August 30 and she reviewed some of the initiatives that the CACVB has underway. • Announced three recent graduates from the University of Virginia Senior Executive Program: Mr. Ron Lantz, Ms. Lorna Gerome, and Trevor Henry. • Mentioned that the week prior, about 100 key management staff had gone to the Rivanna Volunteer Fire Department for a half day to talk about the critical need for continued cross- 		

<p>departmental work.</p> <ul style="list-style-type: none"> • Commented on the fire department's training tower that was brought on board with innovations with in the organization and that the current recruiting class has seven class members going through the process, and that the County is advertising for an additional recruitment window and accepting applications through October 31. • Mentioned that for homestays, integration is occurring between the Community Development Department, Finance Department, and Community and Public Engagement and they are trying to design the process with the citizen in mind as it relates to getting online, getting certified, and meeting all County requirements. • Remarked that at the last Board meeting, there were between 300-400 citizens present. • Showed a picture of Firefighter James Rause with a cat named Nelly who needed immediate assistance following a fire. • Asked Ms. Kilroy to speak towards First Responders Day that was passed by the General Assembly. Ms. Kilroy commented that it would be observed on September 11 and that date would remain in perpetuity. She mentioned that this year, staff would share pictures on Facebook to give the community an opportunity to see what it is like to live a day in the life. 		
<p>20. Adjourn to September 5, 2019, 12:00 p.m., Room 241.</p> <ul style="list-style-type: none"> • The meeting was adjourned at 7:27 p.m. 		

ckb/tom

Attachment 1 – Proclamation Recognizing The 275th Anniversary of Albemarle County

Attachment 2 – Resolution to Approve Additional FY 19 Appropriations

Attachment 3 – Resolution to Approve Additional FY 2020 Appropriations

Attachment 4 – Berkmar Drive to Lewis and Clark Connector Revenue Sharing Grant Resolution

Attachment 5 – Eastern Avenue South Connector Revenue Sharing Grant Resolution

Attachment 6 – Old Lynchburg Road Moore's Creek Greenway Revenue Sharing Grant Resolution

Attachment 7 – Tabor/High Street Sidewalks Transportation Alternatives Grant Resolution

Attachment 8 – Resolution to Approve Special Exceptions for SDP 12-32 Miller School Baseball Field Lighting

Attachment 9 – Preliminary Fiscal Year 2021 Budget Calendar

Attachment 10 – Resolution of Intent to Amend the Comprehensive Plan

Attachment 11 – Ordinance No. 19-A(16) ZMA 2018-00002

Attachment 12 - Resolution of Agreement between the Scottsville Town Council and the Albemarle County Board of Supervisors to Approve Two Plats Reflecting the Town Boundaries of Scottsville, As They Lie Within the County of Albemarle

**Proclamation
Recognizing the 275th Anniversary of Albemarle County**

WHEREAS, on September 4, 1744, the Virginia General Assembly formed Albemarle County, from the then western portion of Goochland County, formerly territory of the Monacan Tribal Nation; and

WHEREAS, Albemarle County's early economy developed around the Kanawha Canal in Scottsville and the mills along the Rivanna River, and was bolstered by the development of the Orange & Alexandria Railroad and the Chesapeake & Ohio Railway, which allowed Albemarle County's agricultural and early industrial products to reach regional and national markets; and

WHEREAS, the founding of the University of Virginia in 1819 anchored Albemarle County as a center for learning and the creation of the Shenandoah National Park in 1935 preserved thousands of acres of pristine forestlands for passive and active recreation and enjoyment; and

WHEREAS, Albemarle County continues to work to achieve its vision of a community with abundant natural, historic and scenic resources, healthy ecosystems, active and vibrant development areas, a physical environment that supports healthy lifestyles, a thriving economy, and exceptional educational opportunities for present and future generations.

NOW, THEREFORE, BE IT PROCLAIMED, that we, the County Board of Supervisors for Albemarle County, Virginia, reflects with pride on Albemarle County's 275 years of history, the rich traditions of its community, and the innovative human and cultural capital that have created this unique community, while looking forward with anticipation to a bright future.

Signed this 4th day of September 2019

**RESOLUTION TO APPROVE
ADDITIONAL FY 19 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That Appropriations #2019096 and #2019097 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, 2019.

**RESOLUTION TO APPROVE
ADDITIONAL FY 2020 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 3) That Appropriations #2020017; #2020018; #2020019; #2020020; #2020021; and #2020022 are approved; and
- 4) 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, 2020.

**RESOLUTION TO PARTICIPATE IN
VIRGINIA DEPARTMENT OF TRANSPORTATION
REVENUE SHARING PROGRAM FOR FISCAL YEAR 2021
Berkmar to Lewis and Clark Connector**

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$4,404,005 through the Virginia Department of Transportation Fiscal Year 2021 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$4,404,005 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Berkmar Drive to Lewis and Clark Drive Connector project which proposes to construct a 0.41-mile-long extension of Berkmar Drive from Timberwood Boulevard to Airport Road including construction of a roundabout at the intersection with Airport Road.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$4,404,005 of local funds in its application for up to \$4,404,005 of revenue sharing funds from the FY 2021 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 2021
Eastern Avenue South**

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$4,413,250 through the Virginia Department of Transportation Fiscal Year 2021 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$4,413,250 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Eastern Avenue South project which proposes to extend Eastern Ave 0.22 miles from the current stub-out near Westhall Drive south across Lickinghole Creek to connect to Cory Farms Road and US 250.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$4,413,250 of local funds in its application for up to \$4,413,250 of revenue sharing funds from the FY 2021 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 2021**

Old Lynchburg Road/Moore's Creek Bicycle and Pedestrian Improvements

WHEREAS, the County of Albemarle desires to submit an application for the allocations of \$657,848 through the Virginia Department of Transportation Fiscal Year 2021 Revenue Sharing Program; and

WHEREAS, the County is willing to commit \$657,848 in local funds in order to compete for a Revenue Sharing Program award; and

WHEREAS, these funds are requested to implement the Old Lynchburg Road/Moore's Creek Bicycle and Pedestrian Improvement project which proposes to construct bicycle and pedestrian facilities along Old Lynchburg Road and the Moore's Creek Greenway between Sunset Avenue and Old Lynchburg Road.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby commits to provide up to \$657,848 of local funds in its application for up to \$657,848 of revenue sharing funds from the FY 2021 Virginia Department of Transportation Revenue Sharing Program and requests that the Virginia Department of Transportation approve the County's application.

RESOLUTION

WHEREAS, the Albemarle County Board has identified the Tabor Street/High Street Sidewalk Project, defined to include construction of sidewalk on Tabor Street to the intersection with High Street and on High Street between Tabor Street and Hilltop Street including pedestrian crossings at the intersections, to provide safe and convenient pedestrian accommodations, as a transportation priority for the County; and

WHEREAS, the County intends to submit an application for funding of the project through the Transportation Alternatives Set-Aside Program; and

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that Albemarle County submit a resolution requesting the Virginia Department of Transportation establish a Transportation Alternatives Set-Aside project to be administered by Albemarle County; and

NOW, THEREFORE, BE IT RESOLVED that Albemarle County requests the Commonwealth Transportation Board establish the Tabor Street/High Street Sidewalk Project.

BE IT FURTHER RESOLVED, that Albemarle County hereby commits to provide the 20% matching contribution for this project and any additional funds necessary to complete the project, and

BE IT FURTHER RESOLVED, that Albemarle County hereby agrees to enter into a project administration agreement with the Virginia Department of Transportation and provide the necessary oversight to ensure the project is developed in accordance with all state and federal requirements for design, right of way acquisition, and construction of a federally funded transportation project, and

BE IT FURTHER RESOLVED, that Albemarle County will work with the Department to insure maintenance of the facility which will be located within the right of way of the public road system, and

BE IT FURTHER RESOLVED, that if Albemarle County subsequently elects to cancel this project, they hereby agree to reimburse the Department for the total amount of costs expended through the date the Department is notified of such cancellation. Albemarle County also agrees to repay any funds previously reimbursed that are later deemed ineligible by the Federal Highway Administration.

BE IT FURTHER RESOLVED, that Albemarle County Board of Supervisors hereby grants authority for the County Executive to execute project agreements for this project for Fiscal Year 2021.

**RESOLUTION TO APPROVE SPECIAL EXCEPTIONS
FOR SDP 12-32 MILLER SCHOOL BASEBALL FIELD LIGHTING**

WHEREAS, the Applicant filed a request (in conjunction with a Letter of Revision to amend the site plan approved in conjunction with SDP 2012-32) for special exceptions to waive the full cutoff luminaire outdoor lighting requirement of County Code § 18-4.17.5 and to modify the 35 foot maximum light pole requirement of County Code § 18-10.4 to allow the use of Musco brand lighting fixtures on eight 80-foot light poles to be installed at the existing baseball field at the Miller School of Albemarle.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the Memorandum prepared in conjunction with the application and the attachments thereto, including staff's supporting analysis, and all of the factors relevant to the special exceptions in Albemarle County Code §§ 18-4.17.5 and 18-33.49, the Albemarle County Board of Supervisors hereby approves the special exceptions as set forth above, subject to the conditions attached hereto.

* * *

SDP 2011-32 Miller School Baseball Field Lighting Special Exception Conditions

1. The maximum permissible height of the poles supporting outdoor luminaries at the baseball field is 80 feet.
2. All outdoor lighting must meet the specifications included on the Illumination Summary sheet provided by Musco Lighting dated May 2, 2019.



Preliminary FISCAL YEAR 2021 BUDGET CALENDAR

September 2019	
TBD	BOS/School Board Joint Work Session – CIP Priorities
October 2019	
2	BOS/School Board Joint Work Session – Compensation and Benefits
15	CIP Advisory Committee Meeting #1
22	CIP Advisory Committee Meeting #2
29	CIP Advisory Committee Meeting #3 (if needed)
November 2019	
13	BOS/School Board Joint Work Session – Long-Range Financial Planning (Revenue, CIP, School Division Operating)
December 2019	
4	BOS Work Session – Long-Range Financial Planning (General Government Operating)
18	BOS Work Session – Long-Range Financial Planning
January 2020	
23*	School Superintendent presents budget request to School Board (*tentative date)
February 2020	
4	School Board adopts School Division budget request
19	County Executive's presentation to Board – Recommended Budget
25	Work Session #1 – Revenue and expenditure overviews, School Division
28	Work Session #2 – Capital
March 2020	
3	Work Session #3 – General Government
4	Public Hearing on County Executive's Recommended Budget
5	Work Session #4 – Revenue update, finalize tax rate for advertisement, approve Board's Proposed Budget
11	Work Session #5 (if needed)
17	Work Session #6 (if needed)
April 2020	
6-10	Spring Break
13	Public Hearing on the CY 19 tax rate and Board's Proposed Budget
20	Board sets tax rate and adopts budget
30	School Board adopts School Division budget
May 2020	
20	Board approves Appropriation Resolution

RESOLUTION OF INTENT

WHEREAS, Chapter 8 of the Albemarle County Comprehensive Plan adopted by the Board of Supervisors on June 10, 2015 recommends the use of Master Plans to guide development and investment in each Development Area and that each Master Plan be updated every five years; and

WHEREAS, the Crozet Master Plan establishes land use policies, guidelines, recommendations, goals, and strategies for future development within the Community of Crozet; and

WHEREAS, the Crozet Master Plan was adopted as part of the County's Comprehensive Plan on December 1, 2004 and was last amended on October 13, 2010; and

WHEREAS, the Community of Crozet has seen continued growth and development since the last amendment of the Crozet Master Plan; and

WHEREAS, it is desirable to have recommendations reflecting current conditions as a part of the Crozet Master Plan to guide the creation of an attractive and active Community of Crozet for future populations; and

WHEREAS, the Department of Community Development's 2019-2022 Work Program identifies updating the Crozet Master Plan as a potential project.

NOW, THEREFORE, BE IT RESOLVED that for purposes of public necessity, convenience, general welfare, and good planning practices, the Albemarle County Board of Supervisors hereby adopts a resolution of intent to consider amending the Albemarle County Comprehensive Plan as deemed necessary in order to achieve the purposes described herein; and

BE IT FURTHER RESOLVED that the Albemarle County Planning Commission shall hold a public hearing on the Comprehensive Plan amendment proposed by this resolution of intent and forward its recommendation to the Board of Supervisors at the earliest possible date.

ORDINANCE NO. 19-A(16)
ZMA 2018-00002
AN ORDINANCE TO AMEND THE ZONING MAP
FOR TAX PARCEL 07800-00-00-073AB

WHEREAS, the application to amend the application plan that was approved in conjunction with ZMA 2002-00008 for Tax Parcel 07800-00-00-073AB is identified as ZMA 2018-00002, Hansen Road Office (“ZMA 2018-00002”); and

WHEREAS, ZMA 2018-00002 proposes to amend the application plan to increase the building area from 20,000 square feet to 55,000 square feet; and

WHEREAS, on June 25, 2019, after a duly noticed public hearing, the Planning Commission recommended approval of ZMA 2018-00002; and

WHEREAS, on September 4, 2019, the Albemarle County Board of Supervisors held a duly noticed public hearing on ZMA 2018-00002.

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that upon consideration of the transmittal summary and staff report prepared for ZMA 2018-00002 and their attachments, including the modified application plan and the proffer, the information presented at the public hearings, the material and relevant factors in Virginia Code § 15.2-2284 and County Code §§ 18-25A.2.1(1), 18-33.15(A)2, and 18-33.27(B), and for the purposes of public necessity, convenience, general welfare and good zoning practices, the Board hereby approves ZMA 2018-00002 with the proffer dated August 23, 2019, and the modified application plan entitled “PDMC Rezoning Plan For Hansen Road Office ZMA 2018-00002,” prepared by Shimp Engineering, dated February 20, 2018, revised July 12, 2019, as to the square footage set forth above, with all other aspects of the previously approved Application Plans and modifications and requirements reflected in the approval letters dated October 28, 1998 and January 25, 2003.

* * *

Original Proffers X
Amendment

PROFFER STATEMENT

ZMA Number: 2018-00002

Tax Map and Parcel Number: 07800-00-00-073AB

Owner: Point Church
1428 Greenbrier Place
Charlottesville, VA 22901

Date of Proffer Signature: August 23, 2019

A request to amend item (B) of ZMA-2002-00008, a modification of ZMA-1998-00020, to allow for 55,000 sq ft of gross square footage in the area designated as "Office Space #5 – 45,000 SQ FT" in the application plan for ZMA 98-20

The Point Church, is the owner (the "Owner") of Tax Map and Parcel Number 07800-00-00-073AB (the "Property") which is the subject of rezoning application ZMA 2018-00002, a project known as "Hansen Road Office" (the "Project").

Pursuant to Section 33 of the Albemarle County Zoning Ordinance (Chapter 18 of the Albemarle County Code), the Owner hereby voluntarily proffers the conditions listed below which shall be applied to the Property if ZMA 2018-00002 is approved. These conditions are proffered as a part of the requested rezoning and the Owner acknowledges that the conditions are reasonable. Each signatory below signing on behalf of the Owner covenants and warrants that they are an authorized signatory of the Owner for this Proffer Statement.

1. **PEDESTRIAN PATH:** The existing asphalt path adjacent to Rolkin Road along the southwestern border of the property shall be improved to Class A – type 1 low-maintenance pedestrian path standards as stated in Section 7 (H) of the Albemarle County Design Standards Manual, last updated on April 27, 2015, with the exception of minimum width which shall be a minimum six (6) foot surface (the "improvements"). These improvements shall be made prior to issuance of certificate of occupancy for any building constructed that contains additional square footage approved as a result of ZMA 2018-0002.
 - **(a) Dedication of Easement:** Upon completion of pedestrian path improvements, the property Owner shall dedicate a non-exclusive easement on and across the pedestrian path for public use. This easement shall be no greater than six (6) feet in width.

- **(b) Maintenance:** The property Owner shall maintain the path improvements to remain in accordance with Class A – type 1 low-maintenance pedestrian path standards as stated in Section 7 (H) of the Design Standards Manual, with the exception of minimum width which shall be a minimum six foot (6') surface. The property Owner shall keep the pedestrian path clear of obstructions, except during severe temporary weather events.
-

The undersigned Owner hereby proffers that the use and development of the Property shall be in conformance with the proffers and conditions herein above. This document shall supersede all other agreements, proffers or conditions that may be found to be in conflict. The Owner agrees that all proffers shall be binding to the property, which means the proffers shall be transferred to all future property successors of the land.

WITNESS the following signature:

The Point Church

By: _____

Gabe Turner

COMMONWEALTH OF VIRGINIA

CITY/COUNTY OF Charlottesville, to wit:

The foregoing instrument was acknowledged before me this 23rd day of August 2019 by The Point Church.

My Commission expires: 8-31-21

Notary Public



Resolution of Agreement between the Scottsville Town Council and the Albemarle County Board of Supervisors to Approve Two Plats Reflecting the Town Boundaries of Scottsville, As They Lie Within the County of Albemarle

SOUTHERN BOUNDARY

BE IT RESOLVED, THAT WHEREAS, an Act of the Virginia General Assembly entitled “An Act to Enlarge the Town of Scottsville in the County of Albemarle,” adopted on March 22, 1831 as Chapter CCI of the Acts of Assembly of 1831, in part established the boundary of the Town of Scottsville to and along the James River; and

WHEREAS, the corporate boundaries between the Town of Scottsville and Albemarle County contain an unmapped gap along the James River; and

WHEREAS, the Town chose Roger W. Ray and Associates, Inc, to perform the necessary research and survey work to survey this unmapped gap and agreed to pay the cost associated with this work; and

WHEREAS, Roger W. Ray and Associates, Inc. has completed the survey and prepared a plat dated July 26, 2018 for review and approval by the Town Council and Board of Supervisors of Albemarle County.

SCOTTSVILLE VOLUNTEER FIRE DEPARTMENT PROPERTY

BE IT FURTHER RESOLVED, THAT WHEREAS, by deed dated August 3, 2015, from Geoffrey E. Brant and Amy B. Lambert, recorded in the Clerk’s Office of the Circuit Court of Albemarle County, Virginia in Deed Book 4658, Page 470, the Scottsville Volunteer Fire Department, Inc., acquired Albemarle County Tax Map 13000-00-00-025J0, located in the County of Albemarle, Virginia, being described as follows:

All that certain lot or parcel of land, with improvements thereon, situated in Albemarle County, Virginia, on the south side of State Route 6, containing 1.18 acres, more or less, shown on a plat by Huffman-Foster and Associates Civil Engineering and Land Surveying, dated August 11, 1969 (the “Plat”), and recorded in the Clerk’s Office of the Circuit Court of Albemarle County, Virginia, in Deed Book 462, Page 562A (the “1.18 Acres”); and

WHEREAS, the Scottsville Volunteer Fire Department, Inc. bought the 1.18 Acres, located now entirely within the County of Albemarle, but bordering the Town of Scottsville, to expand its facilities to serve the citizens of the Town of Scottsville and surrounding Albemarle County and desires that the 1.18 Acres be incorporated into the Town of Scottsville; and

WHEREAS, Albemarle County is willing to adjust its boundaries so that the 1.18 Acres is entirely within the Town of Scottsville; and the Town of Scottsville asks for this adjustment.

OPERATIVE PROVISIONS

NOW THEREFORE, BE IT RESOLVED that the Town of Scottsville and the County of Albemarle, acting through their respecting governing bodies in accordance with Virginia Code Section 15.2-3106, after public hearing held in accordance with Virginia Code Section 15.2-3107, do hereby agree that the boundary line between the Town of Scottsville and the County of Albemarle be, and hereby is:

a. as to the southern Town boundary, established as shown on a certain plat of Roger W. Ray and Associates, Inc., dated July 26, 2018, a true copy of which is attached hereto and incorporated herein by reference; and

b. as to the 1.18 Acres, established to include all of the 1.18 Acres within the Town of Scottsville, as shown on the Huffman-Foster Plat dated August 11, 1969, a true copy of which is attached hereto and incorporated herein by reference.

BE IT FURTHER RESOLVED that the County Attorney for Albemarle County and the Town Attorney for the Town of Scottsville be, and they are **DIRECTED** to petition the Circuit Court of Albemarle County on behalf of both the Town and the County to approve the agreement embodied in this Resolution, to enter an order establishing the boundary between the Town of Scottsville and the County of Albemarle both (a) along the James River, as shown on the attached plat of Roger W. Ray and Associates, Inc., and (b) to include said 1.18 Acres, as shown on the attached plat of Huffman-Foster and Associates as lying entirely within the Town of Scottsville, as true and accurate depictions of the boundary between the Town of Scottsville and the County of Albemarle, and that such order be entered into the land records of the Court, and indexed in the name of the said Town and County.

Town Council of Scottsville

Resolved this 24 day of June, 2019

By: Nancy Gill
Nancy Gill, Mayor

6/24/2019
Date

Attest: [Signature]
Clerk of Council



Board of Supervisors of Albemarle County

Resolved this 18 day of September, 2019

By: 
Ned L. Gallaway, Chairman of Board

9/18/19
Date

Attest: 
Clerk, Board of Supervisors

