

<p style="text-align: center;">ACTIONS Board of Supervisors Meeting of October 6, 2021</p>		
		October 7, 2021
AGENDA ITEM/ACTION	ASSIGNMENT	VIDEO
<p>1. Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 1:00 p.m., by the Chair, Mr. Gallaway. All BOS members were present. Also present were Jeff Richardson, Greg Kamptner, 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 5:0, ADOPTED final agenda. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Noted that local civic leader and UVA alumnus Leigh Middleditch Jr. had passed away. Stated that she was grateful to George Ray for creating the Oakley Veterans Memorial. <p><u>Donna Price:</u></p> <ul style="list-style-type: none"> Mentioned that she had taken a 20-mile hike around the City of Charlottesville and Albemarle County using the Rivanna River Trail System and commented on the benefits if the trail were to be expanded. Mentioned that the local Rotary Club had celebrated their 100th anniversary the week prior. <p><u>Liz Palmer:</u></p> <ul style="list-style-type: none"> Thanked Ms. Mallek for mentioning Leigh Middleditch's contributions. Reported that she had attended the Yancey community event at Simpson Park. Mentioned that the Batesville Ruritans had held their apple butter festival. <p><u>Bea LaPisto-Kirtley</u></p> <ul style="list-style-type: none"> Commented that the community also lost Nate Howe, who had been a diplomat in Kuwait and helped secure the American Embassy during the first Desert Storm war. <p><u>Ned Gallaway:</u></p> <ul style="list-style-type: none"> Thanked Ms. Mallek for mentioning George Ray and the dedication of the Oakley Memorial and recalled going out with Mr. Ray before the ground was broken and listened to his vision of the project. Reported that Station 16 on Pantops held a push-in ceremony earlier that morning and added that having a full fire engine and ambulance station at Pantops, the second busiest in the County, not only helps that area but helps the entire system. 		
<p>6. Proclamations and Recognitions.</p> <p>a. Proclamation Honoring Indigenous People's Day.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED proclamation and presented to 	(Attachment 1)	
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda or on Matters Previously Considered by the Board or Matters that are Pending Before the Board.</p> <ul style="list-style-type: none"> <u>Mr. Gary Grant</u>, Rio District, commented on the proclamations the Board chooses to adopt at their monthly meetings. 		

8.2	<p>Fiscal Year 2022 Appropriations.</p> <ul style="list-style-type: none"> ADOPTED, resolution to approve appropriations #2022041; #2022015; #2022016; #2022017; and #2022018 for local government projects and programs. 	<u>Clerk:</u> Forward copy of signed resolution to Finance and Budget and County Attorney's office. (Attachment 2)
8.3	<p>Fiscal Year 2023 Operating and Capital Budget Calendar.</p> <ul style="list-style-type: none"> ADOPTED, preliminary budget calendar set out by staff. 	<u>Clerk:</u> (Attachment 3)
8.4	<p>Appointment of Lori Allshouse as the County of Albemarle's Proxy for JAUNT.</p> <ul style="list-style-type: none"> APPOINTED, Lori Allshouse as JAUNT, Inc proxy. 	<u>Clerk:</u> Forward signed proxy to JAUNT, Inc. (Attachment 4)
8.5	<p>SE202100022 Woods Edge Homestay. (<i>Scottsville Magisterial District</i>)</p> <ul style="list-style-type: none"> ADOPTED, resolution to approve the special exception with the conditions contained therein. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 5)
8.6	<p>ZTA202100004 Resolution of Intent for Proposed Zoning Text Amendment to Homestay Zoning Regulations.</p> <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 6)
8.7	<p>VACo 2021 Annual Meeting Voting Credentials.</p> <ul style="list-style-type: none"> APPOINTED, Supervisor Donna Price and Supervisor Ann Mallek as Voting Delegate and Alternate Delegate. 	<u>Clerk:</u> Forward certified Voting Credentials Form to VACo. (Attachment 7)
9.	<p>Proposed 2022 Legislative Priorities.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED the proposed 2022 Legislative Priorities and the 2022 Legislative Positions and Policy Statements. 	<u>County Attorney:</u> Proceed as discussed. (Attachment 8)
	<p>Recess. At 2:48 p.m., the Board recessed and reconvened at 3:06 p.m.</p>	
10.	<p>Work Session: Comprehensive Plan Update – Phasing Plan.</p> <ul style="list-style-type: none"> HELD. 	
11.	<p>Presentation: Transportation Planner Quarterly Report.</p> <ul style="list-style-type: none"> RECEIVED. 	
12.	<p>Presentation: Virginia Department of Transportation (VDOT) Quarterly Report.</p> <ul style="list-style-type: none"> RECEIVED. 	
13.	<p>Closed Meeting.</p> <ul style="list-style-type: none"> At 5:04 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: <ol style="list-style-type: none"> Appointments to the Acquisition of Conservation Easements Committee and five advisory committees; and The annual performance of the County Attorney and the appointment of his successor upon his pending retirement in 2022. 	
14.	<p>Certify Closed Meeting.</p> <ul style="list-style-type: none"> At 6:00 p.m., the Board reconvened into open meeting and certified the closed meeting. 	
15a.	<p>Vacancies and Appointments.</p> <ul style="list-style-type: none"> REAPPOINTED, Mr. David Storm to the 5th & Avon Community Advisory Committee with said term to expire September 30, 2023. 	<u>Clerk:</u> Prepare appointment/reappointment letters, update Boards and Commissions book, webpage, and notify appropriate persons.

<ul style="list-style-type: none"> • REAPPOINTED, Mr. Stephen Mclean to the Acquisition of Conservation Easements (ACE) Committee with said term to expire August 1, 2024. • APPOINTED, Melody van Roijen to the Agricultural and Forestal District Advisory Committee to fill an unexpired term ending April 17, 2023. • APPOINTED, Mr. Louis Falzer to the Pantops Community Advisory Committee with said term to expire June 30, 2023. • REAPPOINTED, Ms. Nicole Scro and Ms. Nancy Hunt to the Places 29 (Rio) Community Advisory Committee with said terms to expire September 30, 2023. • APPOINTED, Nancy Hunt to the Solid Waste Alternatives Advisory Committee (SWAAC) to fill an unexpired term ending May 31, 2022. 		
16. From the Public: Matters Not Listed for Public Hearing on the Agenda or on Matters Previously Considered by the Board or Matters that are Pending Before the Board. <ul style="list-style-type: none"> • There were none. 		
17. From the County Executive: Report on Matters Not Listed on the Agenda. <ul style="list-style-type: none"> • There were none. 		
18. <u>Pb. Hrg.: Fiscal Year 2021 Budget Amendment and Appropriations.</u> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED resolution to approve appropriations #2021088; and #2021089 for local government and school projects and programs. 	<u>Clerk:</u> Forward copy of signed resolution to Finance and Budget and County Attorney's office. (Attachment 9)	
19. <u>Pb. Hrg.: An Ordinance to Amend County Code Chapter 15, Taxation.</u> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED ordinance. 	<u>Clerk:</u> Forward copy of signed ordinance to Finance and Budget and County Attorney's office. (Attachment 10)	
20. <u>Pb. Hrg.: Ordinance to Waive the 2021 Late Filing Fee for Revalidation Forms Filed from September 1, 2021 to October 1, 2021.</u> <ul style="list-style-type: none"> • By a vote of 6:0, ADOPTED ordinance to waive the late filing fee for revalidation forms filed from September 1, 2021 to October 1, 2021. 	<u>Clerk:</u> Forward copy of signed ordinance to Finance and Budget and County Attorney's office. (Attachment 11)	
21. <u>Pb. Hrg.: ZMA202100004 Breezy Hill.</u> <ul style="list-style-type: none"> • By a vote of 4:2, (Price, Mallek) ADOPTED ordinance to approve ZMA202100004 Breezy Hill. 	<u>Clerk:</u> Forward copy of signed ordinance to Community Development and County Attorney's office. (Attachment 12)	
22. From the Board: Committee Reports and Matters Not Listed on the Agenda. <u>Ann Mallek:</u> <ul style="list-style-type: none"> • Announced that the Defense Affairs Committee would be hosting a luncheon on October 21, 2021. <u>Ned Gallaway:</u> <ul style="list-style-type: none"> • Announced that Christine Jacobs is the new Executive Director of the Thomas Jefferson District Planning Commission and that the TJDPC would be advertising for a new COO. 		
23. Adjourn to October 13, 2021, 4:00 p.m., electronic meeting pursuant to Ordinance No. 20-A(16). <ul style="list-style-type: none"> • The meeting was adjourned at 8:44 p.m. 		

ckb/tom

Attachment 1 – Proclamation Honoring Indigenous Peoples Day
Attachment 2 – Resolution to Approve Additional FY 2022 Appropriations
Attachment 3 – Fiscal Year 2023 Budget Calendar
Attachment 4 – JAUNT, Inc. Proxy
Attachment 5 – Resolution to Approve Special Exception for SE2021-00022 Woods Edge Homestay
Attachment 6 – Resolution of Intent
Attachment 7 – 2021 VACo Voting Credentials Form
Attachment 8 – 2022 Legislative Positions and Policy Statements
Attachment 9 – Resolution to Approve Additional FY 2021 Appropriations
Attachment 10 – Ordinance No. 21-15(3)
Attachment 11 – Ordinance No. 21-A(8)
Attachment 12 – Ordinance No. 21-A(9) - ZMA 2021-00004

Proclamation Honoring Indigenous Peoples Day

WHEREAS, Virginia is home to 11 state-recognized Indian tribes: the Cheroenhaka (Nottoway) Indian Tribe, Chickahominy Indian Tribe, Chickahominy Indians Eastern Division, Mattaponi Indian Tribe, Monacan Indian Nation, Nansemond Indian Tribe, Nottoway Indian Tribe of Virginia, Pamunkey Indian Tribe, Patawomeck Indian Tribe of Virginia, Rappahannock Tribe, and the Upper Mattaponi Indian Tribe; and

WHEREAS, the Monacan Indian Nation and the Saponi Indians are believed to be the indigenous stewards of present day Albemarle County; and

WHEREAS, Indigenous Peoples' unique and valuable legacy has largely been treated as a footnote in history, taught insofar as it relates to the eventual European colonization; and

WHEREAS, racial integrity laws disrupted the continuity of the history of Indian tribes in Virginia, erasing a part of our collective history, and prevented American Indians from attaining public education in the state until 1963; and

WHEREAS, Albemarle County recognizes the vast contributions made to our community and our country through Indigenous Peoples' knowledge, science, governance, philosophy, arts, and culture;

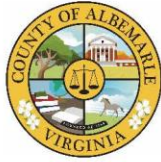
NOW, THEREFORE, BE IT PROCLAIMED, that we, the Albemarle County Board of Supervisors, honor and celebrate October 11, 2021 as Indigenous Peoples Day, and continue to affirm our commitment to telling a more comprehensive and inclusive history of our whole community and creating a more equitable and inclusive Albemarle County for all our members.

Signed this 6th day of October 2021

**RESOLUTION TO APPROVE
ADDITIONAL FY 2022 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 1) That Appropriations #2022014; #2022015; #2022016; #2022017, and #2022018 are approved;
- 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, 2022.



Recommended FISCAL YEAR 2023 BUDGET CALENDAR

October 2021	
13 (Wed.)	Work Session – Strategic Plan Update
20 (Wed.)	Fall Joint Work Session with School Board – Capital Improvement Plan
November 2021	
16 (Tues.)	Planning Commission meets prior to CIP Advisory Committee
17 (Wed.)	Work Session – Long-Range Planning
Late Nov/ early Dec	CIP Advisory Committee meeting(s)
December 2021	
15 (Wed.)	Work Session – Long-Range Planning
February 2022	
17 (Thurs.)	<i>Tentative</i> – Superintendent presents Draft Funding Request to School Board
23 (Wed.)	County Executive’s presentation to Board – Recommended Budget and CIP
March 2022	
02 (Wed.)	Public Hearing on County Executive’s Recommended Budget and CIP
09 (Wed.)	Work Session #1
10 (Thurs.)	<i>Tentative</i> - School Board adopts School Division budget request
14 (Mon.)	Work Session #2 – To include School Board funding request and CIP
17 (Thurs.)	Work Session #3 – Board proposes Budget and sets maximum tax rate for advertisement
23 (Wed.)	If needed - Work Session #4
30 (Wed.)	If needed - Work Session #5
April 2021	
Week of 4-8	Spring Break
6 (Wed.)	If needed - Work Session #6
27 (Wed.)	Public Hearing on the CY 22 tax rate and Board’s Proposed Budget
May 2021	
4 (Wed.)	Board approves FY 23 Budget and sets tax rate
12 (Thurs.)	<i>Tentative</i> - School Board adopts School Division budget



434.296.3184
www.ridejaunt.org
 104 Keystone Place
 Charlottesville, VA 22902

Karen Davis, Interim CEO
 Jaunt, Inc.
 104 Keystone Place
 Charlottesville, VA 22902

Wednesday, July 28, 2021

County of Albemarle
 Attn: Jeffrey Richardson, County Executive
 401 McIntire Road
 Charlottesville, VA 22902

Dear Mr. Richardson:

Jaunt, Inc. will hold its annual shareholders' meeting on Wednesday, October 13, 2021 at 9:45 A.M. in the Jaunt Conference Room. We need your governing body to appoint a proxy to vote its shares at this meeting. Proxies will elect executive officers to the Jaunt Board of Directors, may be called upon to appoint the executive director position, and cast votes on any other matters that may come before them at shareholders' meetings.

Your proxy may be the County Executive or one of your appointed Board members. You may appoint the proxy for only this meeting, or for the length of their term of office if they are a Jaunt Board member. Below is a list of Albemarle County Board of Supervisors appointed Board members, their term length, term expiration date, and meeting attendance for FY21.

Board Member	Term Length	Term Expiration Date	FY21 Mtg. Attendance
Lori Allshouse	2 Years	09/30/2023	N/A (Term started in FY22)
Raymond East	3 Years	09/30/2022	10 out of 10 meetings
Fran Hooper	3 Years	09/30/2022	10 out of 10 meetings
William Wuensch	3 Years	09/30/2022	7 out of 10 meetings

Enclosed is a form for use in officially designating your proxy. Please fill out this form and return it to Jaunt at your earliest convenience. Thank you for your assistance with this procedure.

Respectfully,

Karen Davis
 Interim CEO

Jaunt, Inc.

JAUNT, INC. PROXY

The undersigned hereby appoints Lori Allshouse with the power of substitution, proxy to act and vote all shares of the undersigned at the annual meeting of the shareholders of Jaunt, Inc., a Virginia Public Service Corporation, on Wednesday, the 13th of October, 2021 and any adjournments thereof, upon the election of directors, and, in his or her discretion, upon such other matters as may properly come before such meetings.

This proxy shall be valid:

- ☐ Only for this meeting
☒ Until the end of their term

City/County of: _____

By: _____

Title: _____

Date: _____

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SE2021-00022 WOODS EDGE HOMESTAY**

BE IT RESOLVED that, upon consideration of the Memorandum prepared in conjunction with the SE2021-00022 Woods Edge Homestay application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-5.1.48 and 18-33.5, the Albemarle County Board of Supervisors hereby finds that the requested special exception would cause (i) no detriment to any abutting lot and (ii) no harm to the public health, safety, or welfare.

NOW, THEREFORE, BE IT RESOLVED, that in association with the Woods Edge Homestay, the Albemarle County Board of Supervisors hereby approves the special exception to modify the minimum 125-foot northern side yard required for a homestay in the Rural Areas zoning district, subject to the conditions attached hereto.

* * *

SE 2021-00022 Woods Edge Homestay Special Exception Conditions

1. Parking for homestay guests must meet the setbacks required for homestays.
2. Homestay use is limited to (a) the existing structure as currently configured and depicted on the House and Parking Location Exhibit dated September 15, 2021 and (b) additional structures or additions meeting the setbacks required for homestays.
3. The existing screening, as depicted on the House and Parking Location Exhibit dated September 15, 2021, must be maintained, or equivalent screening that meets the minimum requirements of County Code § 18-32.7.9.7(b)-(e) must be established and maintained.

RESOLUTION OF INTENT

WHEREAS, Albemarle County Code § 18-5.1.48 contains regulations pertaining to homestays;
and

WHEREAS, staff has evaluated those homestay regulations, especially the homestay special exceptions that have been routinely requested and approved, and recommends (a) revising the setback requirements for homestays in the Rural Area district, (b) adding buffer and screening requirements consistent with special exception setback approvals, and (c) allowing owners of parcels greater than five acres to request a waiver of the owner occupancy requirement, to instead allow a tenant resident/manager.

NOW, THEREFORE, BE IT RESOLVED THAT for purposes of public necessity, convenience, general welfare, and good zoning and development practices, the Albemarle County Board of Supervisors hereby adopts a resolution of intent to consider amending Albemarle County Code §18-5.1.48, 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.

**VACo 2021 Annual Meeting
Voting Credentials Form**
Form may be returned by mail or fax (804-788-0083)

Voting Delegate:
(Supervisor)

Name Donna P. Price

Title Vice-Chair, Board of Supervisors

Locality County of Albemarle

Alternate Delegate:
(Supervisor)

Name Ann H. Mallek

Title Supervisor, White Hall District

Locality Count of Albemarle

Certified by:
(Clerk of the Board)

Name Claudette K. Borgersen 

Title Clerk to the Board

Locality Albemarle County

**VACo 2021 Annual Meeting
Proxy Statement**

_____ County authorizes the following person to cast its vote at the 2021 Annual Meeting of the Virginia Association of Counties on November 16, 2021.

_____, a non-elected official of this county.

-OR-

_____ a supervisor from _____ County.

This authorization is:

Uninstructed. The proxy may use his/her discretion to cast _____ County's votes on any issue to come before the annual meeting.

Instructed. The proxy is limited in how he/she may cast _____ County's votes. The issues on which he/she may cast those votes and how he/she should vote are:
(List issues and instructions on the back of this form)

Certified by: Name _____

Title _____

Locality _____

2022 Legislative Positions and Policy Statements

Agriculture

Virginia Agricultural Best Management Practices Cost-Share Program: Support State funding for the Virginia Agricultural Best Management Practices Cost-Share Program in the amount of \$100,000,000 per year.

Broadband and the Internet

Broadband Deployment: Support legislation by the State and the federal government that would assist localities and provide financial incentives to localities and their communities in deploying universal, affordable access to broadband technology, particularly in unserved and underserved areas, while at the same time preserving local land use authority for siting telecommunications infrastructure. This includes supporting continued and increased funding for the Virginia Telecommunications Initiative (VATI). In addition, support legislation that would: (1) ensure that coverage maps used to determine underserved and unserved areas or census blocks are accurate; and (2) amend the definition of “coverage” to mean that service actually exists in a census block or area and the service availability within that census block or area is substantial.

Net Neutrality: Unless the Congress or the Federal Communications Commission restores net neutrality at the national level, support legislation that would prohibit internet service providers from slowing down or blocking access to websites, charging companies extra to deliver their services faster, and other acts that adversely affect consumers and discourage competition.

Growth Management, Environmental Protection, Land Use, and Transportation

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 the land application of biosolids that protect the environment, public health and safety.

Environmental: Support legislation prohibiting businesses from using disposable plastic bags and straws and to require bottle deposits, or enable localities to do so, with exceptions applicable to straws for hospitals and other care facilities.

Erosion and sediment control standards for agriculture and forestry operations: Support legislation that would establish minimum statewide erosion and sediment control standards for agriculture and forestry operations. These standards could include those within the Chesapeake Bay Preservation Act’s regulations, which include: (1) for agriculture, soil and water quality conservation assessments evaluating the effectiveness of existing practices pertaining to soil erosion and sediment control, nutrient management, and management of pesticides, and, where necessary, resulting in plans outlining additional practices needed to ensure that water quality protection is being accomplished; maintaining stream buffers; and using best management practices for agricultural ditches; and (2) for forestry operations, requiring operations to be conducted using the appropriate best management practices as prescribed by Virginia’s Forestry Best Management Practices for Water Quality, and requiring that a full 100-foot buffer be established in woody vegetation when the silvicultural activity ceases within the buffer area on the property and a new land use is proposed.

Impact Fee Authority: Support impact fee legislation that: (1) allows for effective implementation through simple locally based formulae and reasonable administrative requirements; and (2) does not cap or limit localities’ impact fee updates.

Open-space 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., the 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; (4) increased incentives for citizens to create conservation and open-space easements; (5) fully allocating the Land Preservation Tax Credit transfer fee for the stewardship of protected land; and (6) restoring the individual cap on the use of the Land Preservation Tax Credit to \$50,000 per year.

Proffers: Support further changes to the current proffer system and, in particular, the proffer legislation approved in 2016 (Virginia Code § 15.2-2303.4) and amended in 2019, which limits the scope of impacts that may be addressed by proffers and establishes specific criteria for when a proffer is deemed to be unreasonable. Support changes to provide more balanced and practical standards for determining whether a proffer is reasonable and restore a climate where localities and applicants can openly discuss rezoning applications and possible proffers.

Scenic Protection and Tourist Enhancement: Support enabling legislation for Albemarle County to provide for a scenic protection and tourist enhancement overlay district. The 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.

Stop Extending the Sunset Provisions for Certain Development Approvals that Would Otherwise Expire: Support allowing the sunset provisions in Virginia Code § 15.2-2209.1:1 to expire. First established in 2009 when the General Assembly adopted Virginia Code § 15.2-2209.1 to extend the validity of certain land use approvals during the Great Recession, the General Assembly has repeatedly extended the sunset clauses for various land use approvals. Most recently, the General Assembly extended the validity of these approvals in Virginia Code § 15.2-2209.1:1 because of the COVID-19 pandemic. The continued extension of these approvals results in non-vested and undeveloped but approved projects to retain their validity well beyond their otherwise applicable expiration date. Some projects protected by the extension of the sunset provisions were approved as much as 15 years ago. These projects may no longer be consistent with the locality's current planning policies or zoning or site development requirements.

Stormwater Management: Support State funding for the Stormwater Local Assistance Fund (SLAF) in the amount of \$80,000,000 per year in Fiscal Years 2021 and 2022. Oppose any legislation that would impact the resource and funding needs of the Virginia Department of Environmental Quality (DEQ) to fully administer, enforce, and maintain the State Stormwater Management Act, the Erosion and Sediment Control Law, and the Chesapeake Bay Preservation Act.

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. Oppose any legislation or regulations that would require the transfer of responsibility to counties for constructing, maintaining, or operating new and existing secondary roads.

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.

Health and Human Services

Abuse and Neglect: Support legislation to expand the definition of "abuse and neglect" to include parents who use Schedule I/II controlled substances or are habitually intoxicated while being responsible for children.

Administrative Appeals and Findings: Support legislation to amend Virginia Code § 63.2-1526(A) to require that an administrative finding be controlled by a court's civil or criminal finding if those matters involve the same conduct and the same victim and arise under the same operative facts. Support legislation to amend Virginia Code § 63.2-1526(C) to stay child protective services administrative appeals while abuse and neglect proceedings, findings, or both, are pending in circuit court.

Child Care for Low Income Working Families: Support legislation to provide additional funds to localities 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.

Children's Services Act (CSA): Support: (1) a locality's ability to use State funds to pay for mandated services provided directly by the locality, specifically for private day placements, where the same services could be offered in schools; (2) maintaining cost shares on a sum sufficient basis by both the State and localities; (3) enhanced State funding for local CSA administrative costs; (4) a cap on local expenditures in order to combat higher costs for serving mandated children; and (5) the State being proactive in making residential facilities and service providers available, especially in rural areas. Oppose changing the funding mechanism to a per-pupil basis of State funding, which would shift the sum sufficient portion fully to localities.

Increase Funding for Community Services: Support increased State funding for community services.

Local Department of Social Services (LDSS): Support increased State funding for LDSS to match all available federal funding to assist LDSS staffing needs in order to meet State mandated services and workloads.

Targeted Grants: Support improving the State's targeting of grants to businesses that pay higher wages by increasing the minimum wage requirements for eligible grant applicants.

Local Government Administration and Finance

Body Worn Cameras: Support legislation to amend Virginia Code § 2.2-3706 (which is part of the Virginia Freedom of Information Act (FOIA)) 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 the information could jeopardize the safety or privacy of any person.

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

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.

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

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.

Public Defender Funding: Request the State to adequately fund compensation for public defenders in Commonwealth jurisdictions.

Regional Library Funding: Request full funding of State Aid to the Jefferson Madison Regional Library and other regional libraries in the State system.

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

State Mandates Funding: 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.

Taxing Authority: Support legislation enabling urban or high growth counties to have the same taxing authority as cities to address capital and operations needs and to reduce over-reliance on the real property tax as a revenue source.

Virginia Retirement System: Support 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.

**RESOLUTION TO APPROVE
ADDITIONAL FY 2021 APPROPRIATIONS**

BE IT RESOLVED by the Albemarle County Board of Supervisors:

- 3) That the FY 21 Budget is amended to increase it by \$21,929,105.36;
- 4) That Appropriations #2021088 and #2021089 are approved;
- 5) That the appropriations referenced in Paragraph #2, 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, 2021.

ORDINANCE NO. 21-15(3)

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 15, TAXATION, ARTICLE 1, ADMINISTRATION, AND ARTICLE 14, COUNTY VEHICLE LICENSES, 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 15, Taxation, Article 1, Administration, and Article 14, County Vehicle Licenses, are hereby amended as follows:

By Amending:

Sec. 15-101 When taxes are due.

Sec. 15-1404 When license tax is due.

Chapter 15. Taxation**Article 1. Administration****Sec. 15-101 When taxes are due.**

Any taxes imposed pursuant to this chapter are due and owing as follows:

- A. General assessments. Taxes due and owing to the County for real estate, tangible personal property, machinery and tools, mobile homes, and public service corporations are due and payable in two installments. The first installment is due and payable on or before June 25 of the year the taxes are assessed. The second installment is due and payable on or before December 5 of the year the taxes are assessed.
- B. Payment in whole. Any taxpayer may pay the whole of the taxes assessed in one sum at any time, provided that any penalty and interest that may have accrued on the whole or any part thereof at the time of payment must be paid as part of the tax.
- C. Supplemental assessments. Supplemental tax assessments for real estate, tangible personal property, machinery and tools, mobile homes, and public service corporations are due and payable within 45 days of the billing date.

(8-10-77; 10-8-80; Ord. of 2-14-90; Ord. of 2-5-92; Ord. No. 95-8(2), 10-4-95; Code 1988, § 8-1.3; § 15-100, Ord. 98-A(1), 8-5-98; [Ord. 16-15\(1\)](#), 7-6-16; § 15-101, [Ord. 19-15\(1\)](#), 4-17-19; Ord. 21-15(3), 10-6-21, effective 1-1-22)

State Law reference— Va. Code § [58.1-3916](#).

Article 14. County Vehicle Licenses**Sec. 15-1404 When license tax is due.**

Except as provided in County Code §15-1402, the license tax is due and payable on or before June 25 of each year, and shall be included and separately stated on the personal property tax bill.

(Code 1967, § 12-93; 1-18-73; 6-7-89; Code 1988, § 12-25; § 9-404, Ord. 98-A(1), 8-5-98; Ord. 99-9(1), 11-10-99; Ord. 02-9(1), 11-6-02; Ord. 05-9(2), 12-7-05, effective 1-1-06; Ord. 07-9(2), 12-5-07, effective 1-1-08; Ord. 16-9(1), 7-6-16; § 15-1404, Ord. 21-15(2), 8-4-21; Ord. 21-15(3), 10-6-21, effective 1-1-22)

State law reference – Va. Code § 46.2-752(A).

This ordinance will be effective on and after January 1, 2022.

ORDINANCE NO. 21-A(8)**AN ORDINANCE TO WAIVE THE 2021 REVALIDATION LATE FILING FEE**

WHEREAS, the County adopted an ordinance to provide for the use value assessment and taxation of qualifying real estate property under Virginia Code § 58.1-3231; and

WHEREAS, Virginia Code § 58.1-3234 provides that the continuation of valuation, assessment and taxation of real estate under the program depends on the continuance of the real estate in a qualifying use;

WHEREAS, County Code § 15-716(C) requires that owners of property under the use value assessment and taxation program file a revalidation form with the County's real estate assessor on or before September 1 of the year preceding the two-year period for which the revalidation is sought to verify the continuation of the real estate in a qualifying use, and permits those forms to be filed between September 1 and December 5 upon payment of a late filing fee of \$125.00; and

WHEREAS, revalidation forms were due to be filed with the County's real estate assessor by September 1, 2021; however, due to later-than-usual mailing of notice by the County, as well as the recent, significant delays in post office deliveries to parts of the County, waiving the \$125.00 late filing fee for revalidation forms filed from September 1, 2021 through November 1, 2021 would benefit these property owners and would relieve the undue burden created for them.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that:

Notwithstanding Section 15-716(C)(3) of the Albemarle County Code, for 2021, the \$125.00 late fee will be waived for revalidation forms filed by property owners with property under the use value assessment and taxation program from September 1, 2021 through November 1, 2021.

The \$125.00 late fee will still be assessed for revalidation forms filed from November 2, 2021 through December 5, 2021.

This ordinance does not affect any other tax due dates in 2021 or in other years.

**ORDINANCE NO. 21-A(9)
ZMA 2021-00004**

**AN ORDINANCE TO AMEND THE ZONING MAP
FOR TAX PARCELS 094000000001A0; 09400000000500;
09400000000600; 09400000000800; AND 094000000008A0**

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 2021-00004 and their attachments, including the Concept Plan last revised on August 5, 2021, the Illustrative Plan of Pocket Park and Tot Lot dated August 6, 2021, and the Proffers dated September 24, 2021, the information presented at the public hearing, any comments received, the material and relevant factors in Virginia Code § 15.2-2284 and County Code §§ 18-13.1 and 18-33.6, and for the purposes of public necessity, convenience, general welfare and good zoning practices, the Board hereby approves ZMA 2021-00004 with the Concept Plan dated August 5, 2021, the Illustrative Plan of Pocket Park and Tot Lot dated August 6, 2021, and the Proffers dated September 24, 2021.

* * *