

**RESOLUTION TO APPROVE SE 2023-00033
WOODBROOK APARTMENTS SETBACK MODIFICATION**

WHEREAS, upon consideration of the staff reports prepared for SE2023-00033 Woodbrook Apartments Setback Modification and the attachments thereto, including staff’s supporting analysis, any comments received, and all relevant factors in Albemarle County Code §§ 18-4.19, 18-8.2, and 18-33.9, the Albemarle County Board of Supervisors hereby finds that the proposed modification:

- (i) would be consistent with the intent and purposes of the planned development district under the particular circumstances and satisfy all other applicable requirements of County Code § 18-8;
 - (ii) would be consistent with planned development design principles; and
 - (iii) would not adversely affect the public health, safety, or general welfare;
- and that the public purposes of the original regulation would be satisfied to at least an equivalent degree by the proposed modification.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves a special exception to modify the 20-foot rear setback requirement of County Code § 18-4.19 to 10 feet on Parcels 04500-00-00-088B0, 04500-00-00-09000, 04500-00-00-091C0, and 04500-00-00-091D0.

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of a Resolution duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of ____ to ____, as recorded below, at a regular meeting held on _____.

Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Andrews	_____	_____
Mr. Gallaway	_____	_____
Ms. LaPisto-Kirtley	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Mr. Pruitt	_____	_____