

**RESOLUTION TO APPROVE SE2023-00043
5799 TABOR STREET HOMESTAY**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE2023-00043 5799 Tabor Street Homestay application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-5.1.48 and 18-33.9, the Albemarle County Board of Supervisors hereby finds that modified regulations would satisfy the purposes of the Zoning Ordinance to at least an equivalent degree as the specified requirement, and that the requested special exceptions:

- (i) would not cause adverse impacts to the surrounding neighborhood;
- (ii) would not cause adverse impacts to the public health, safety, or welfare;
- (iii) would be consistent with the Comprehensive Plan and any applicable master or small-area plan(s); and
- (iv) would be consistent in size and scale with the surrounding neighborhood.

NOW, THEREFORE, BE IT RESOLVED, that in association with the 5799 Tabor Street Homestay, the Albemarle County Board of Supervisors hereby approves special exceptions:

- a. to authorize a resident manager to fulfill the residency requirements for a homestay use on Parcel 056A2-01-00-01000, pursuant to Albemarle County Code § 18-5.1.48(b)(2); and
- b. to modify the setbacks otherwise required by Albemarle County Code § 18-5.1.48(b)(3) for a homestay use on Parcel 056A2-01-00-01000 to six feet.

* * *

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	_____	_____