

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR ZMA 2004-024, OLD TRAIL VILLAGE**

WHEREAS, March Mountain Properties, LLC (the “Owner”) is the owner of Tax Map and Parcel Number 055E0-01-00-000A1; and

WHEREAS, the Owner filed a request for a special exception to vary the Code of Development approved in conjunction with ZMA 2004-024, Old Trail Village to reduce the minimum side setbacks in Block 31.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the executive summary prepared in conjunction with the special exception request, staff’s supporting analysis included in the executive summary and the attachments thereto, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-8.5.5.3(c) and 18-33.9, the Albemarle County Board of Supervisors hereby approves the special exception to vary the Code of Development approved in conjunction with ZMA 2004-024, Old Trail Village, to reduce the minimum side setbacks in Block 31 subject to the condition attached hereto.

* * *

I, Ella W. Jordan, 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. Dill	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Mr. Randolph	_____	_____
Mr. Sheffield	_____	_____

ZMA 2004-24, Old Trail Village Special Exception Condition

1. Lots 1-7 in Block 31 shall have minimum seven and one-half (7.5) foot side setbacks.