

**RESOLUTION TO APPROVE CPA 2016-00001
AND TO REPEAL THE CASH PROFFER POLICY**

WHEREAS, Senate Bill 549, which was passed by the General Assembly in 2016, and which is to be codified as Virginia Code § 15.2-2303.4 effective July 1, 2016, changes the law pertaining to proffers addressing impacts resulting from rezoning map amendments approving new residential developments; and

WHEREAS, because the County's current Cash Proffer Policy, which is included in the County's Comprehensive Plan adopted on June 10, 2015 as Appendix A.3.3. (the "Cash Proffer Policy"), will be inconsistent with this new legislation, a Comprehensive Plan Amendment is necessary to repeal the Cash Proffer Policy; and

WHEREAS, Virginia Code § 15.2-2229 authorizes the Albemarle County Board of Supervisors to amend the Comprehensive Plan after having received the recommendation of the Albemarle County Planning Commission; and

WHEREAS, the Comprehensive Plan amendment identified as CPA 2016-00001 proposes to amend the Comprehensive Plan by repealing the Cash Proffer Policy; and

WHEREAS, on May 10, 2016, after a duly noticed public hearing, the Planning Commission recommended approval of CPA 2016-00001; and

WHEREAS, on June 8, 2016, the Board of Supervisors held a duly noticed public hearing on CPA 2016-00001; and

WHEREAS, the Board of Supervisors has carefully considered the discussion and recommendations of the Planning Commission, and the information and comments provided by the public during the public hearings held by the Planning Commission and the Board of Supervisors; and

WHEREAS, the Board of Supervisors concludes that approval of CPA 2016-00001 to amend the Comprehensive Plan by repealing the Cash Proffer Policy is necessary to ensure that the County's Comprehensive Plan policies are consistent with Virginia Code § 15.2-2303.4.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, and for the purposes articulated in Virginia Code § 15.2-2223(A), the Albemarle County Board of Supervisors hereby approve CPA 2016-00001 to amend the Comprehensive Plan by repealing the Cash Proffer Policy, which is Appendix A.3.3 of the Albemarle County Comprehensive Plan adopted on June 10, 2015; and

BE IT FURTHER RESOLVED THAT the Board of Supervisors authorizes County staff to make any other changes to references to the Cash Proffer Policy in the Albemarle County Comprehensive Plan adopted on June 10, 2015 that do not change the substance of the text.

* * *

I, Travis O. Morris, 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 _____.

Senior Deputy Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Dill	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Mr. Randolph	_____	_____
Mr. Sheffield	_____	_____