

**RESOLUTION TO APPROVE SPECIAL EXCEPTIONS
TO VARY THE CODE OF DEVELOPMENT AND APPLICATION PLAN
APPROVED IN CONJUNCTION WITH ZMA201600015 OAKLEIGH**

WHEREAS, the Owner of Tax Map Parcels 04500-00-00-026A3, 04500-00-00-026A4, 04500-00-00-026A5, 04500-00-00-026A6, 04500-00-00-026A7, 04500-00-00-026A8, and 04500-00-00-026B6 filed a request for special exceptions to vary the Code of Development and Application Plan approved in conjunction with ZMA201600015 Oakleigh to allow several minor modifications.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the Memorandum prepared in conjunction with the special exception request and the attachments thereto, including staff's supporting analysis, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-8.5.5.3, 18-33.43, and 18-33.49, the Albemarle County Board of Supervisors hereby approves the special exception to vary the Code of Development and Application Plan approved in conjunction with ZMA201600015 Oakleigh as requested, subject to the conditions attached hereto.

* * *

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. Dill	_____	_____
Mr. Gallaway	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Mr. Randolph	_____	_____

**Special Exception to Vary the ZMA201600015 Oakleigh
Code of Development and Application Plan Condition**

1. Modifications shall be limited to Sheet 5 of the Code of Development and Sheet 4 of the Application Plan as set forth in the Applicant's Special Exception Request #1 dated April 12, 2019 and revised on June 6, 2019.
2. The modification to the design and layout to protect the proffered preserved trees, as specified by the project arborist in his letter dated March 29, 2019, is required unless alternative methods that meet or exceed those specified by the project arborist are approved by the Director of Planning.