

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SE 2021-00002 IVY PROPER**

BE IT RESOLVED that, upon consideration of the Memorandum prepared in conjunction with the application and the attachments thereto, including staff's supporting analysis, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-4.2.3(b), 18-4.2.5(a), and 18-33.49, the Albemarle County Board of Supervisors hereby approves the special exception to allow the disturbance of critical slopes associated with SDP202100001 Ivy Proper, 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. Gallaway	_____	_____
Ms. LaPisto-Kirtley	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Ms. Price	_____	_____

SE 202100002 Ivy Proper Conditions

1. The area of land disturbance on critical slopes must not exceed 5,515 square feet as described and shown in the request entitled “Ivy Proper Critical Slopes Waiver – Special Exception Request” prepared by Timmons Group and dated January 5, 2021.
2. A geotechnical report and final retaining wall design drawings and calculations must be submitted and are subject to the review and approval of the County Engineer and Building Official prior to approval of the VSMP application. Wall stability analyses must consider the potential vibrational effects of the railroad.