

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SE 2021-00011 MEDIA CORP TOWER (CARTERS MOUNTAIN)**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE 2021-00011 VPM Media Corp Tower application and the attachments thereto, including staff’s supporting analysis, any comments received, 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 18-33.5, the Albemarle County Board of Supervisors hereby finds that the proposed special exception would not be detrimental to the public health, safety or welfare, to the orderly development of the area, or to adjacent properties; would not be contrary to sound engineering practices; and

- i. Alternatives proposed by the developer or subdivider would satisfy the intent and purposes of [County Code § 18-4.2](#) to at least an equivalent degree; and
- ii. Due to the property's unusual size, topography, shape, location or other unusual conditions, excluding the proprietary interest of the developer or subdivider, prohibiting the disturbance of critical slopes would effectively prohibit or unreasonably restrict the use of the property or would result in significant degradation of the property or adjacent properties.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves the special exception to allow the disturbance of critical slopes, 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 202100011 VPM Media Corp Tower Conditions

1. The area of land disturbance on critical slopes must not exceed the disturbed critical slopes shown on Sheet C-2 Proposed Compound Plan of the plans titled "Site Name: Carters Mountain," prepared by NB+C Engineering Services LLC and last revised May 12, 2021.
2. The erosion and sediment control measures shown on the plans titled "Site Name: Carters Mountain," prepared by NB+C Engineering Services LLC and last revised May 12, 2021, must be installed prior to commencing land disturbing activities.