



COUNTY OF ALBEMARLE
Department of Community Development
401 McIntire Road, North Wing
Charlottesville, Virginia 22902-4596

To: Albemarle County Board of Supervisors
From: William D. Fritz, AICP
Date: September 15, 2021
Re: **Request for Special Exception** (SE2021-33) to amend a condition of approved special exceptions.
TMP: 05500-00-00-111B0 and 05500-00-00-11200
Magisterial District: White Hall
School Districts: Brownsville Elementary, Henley Middle, Western Albemarle High
Zoning District: HI, Heavy Industry

Summary of Request for Special Exception:

On August 19, 2020, the Board of Supervisors approved a request to modify setbacks and hours of operation at the Yancey Mills lumber yard. The approval included the following condition (among others):

2. The owner must obtain a Certificate of Occupancy for all existing structures by February 1, 2021. For any structure that is not issued a Certificate of Occupancy by February 1, 2021 the owner must cease use of the structure until such time as a Certificate of Occupancy is obtained.

On January 6, 2021 the Board of Supervisors approved an amendment to this condition to require the issuance of a Certificate of Occupancy by October 1, 2021 instead of February 1, 2021.

The applicant has requested that the condition be amended to require the issuance of a Certificate of Occupancy by December 15, 2021 instead of October 1, 2021.

With regards to the findings contained in the Staff Analysis (Attachment B), inclusive of the criteria to be considered pursuant to Albemarle County Code, **staff recommends approval with conditions** of this request for a special exception. The recommended conditions are the same as those approved on August 19, 2020, with a modification to the condition discussed above.

Staff Recommendation:

Staff recommends that the Board adopt the attached Resolution (Attachment C) to approve the special exception request.

Attachments:

- A – Application Materials
- B – Staff Analysis
- C – Resolution