

ACTIONS
Board of Supervisors Meeting of June 18, 2025

June 20, 2025

AGENDA ITEM/ACTION	ASSIGNMENT	VIDEO
<p>1. Call to Order.</p> <ul style="list-style-type: none"> The meeting was called to order at 1:00 p.m., by the Chair, Mr. Andrews. All BOS members were present. Also present were Jeff Richardson, Andy Herrick, Claudette Borgersen and Travis Morris. 		
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> Removed item #12, Review of 2025 Legislative Priorities and Initial Discussion of 2026 Legislative Priorities, from the agenda. Added a discussion regarding the Hardware River Scenic River Designation to item #24, Matters from the Board. Added the Appointment of Ned Gallaway as Voting Delegate for the 2025 NACo Annual Conference for approval to item #24, Matters from the Board,. By a vote of 6:0 ADOPTED the final agenda as amended. 		
<p>5. Brief Announcements by Board Members.</p> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Announced that there would be three Independence Day parades in the White Hall District: <ul style="list-style-type: none"> Free Union Parade, June 29 at 4:00 p.m. at the Church of the Brethren. Earlsville Parade, July 4 at 10:00 a.m. Crozet Parade, July 5 at 5:00 p.m., starting from Crozet Elementary and ending at Crozet Park, with fireworks at King Family Vineyards. <p><u>Bea LaPisto-Kirtley:</u></p> <ul style="list-style-type: none"> Commented that she had attended the grand reopening of the Giant store on Pantops and noted that the store had donated \$5,000 and had provided approximately 72 tons of food and other essentials to the Blue Ridge Food Bank. Mentioned that she had the opportunity to attend a presentation for an Eagle Scouts in the Rivanna District. <p><u>Mike Pruitt:</u></p> <ul style="list-style-type: none"> Announced that the Scottsville 4th of July Parade would take place at 9:00 a.m. on the 4th of July on Valley Street in downtown Scottsville. Noted that a primary election had taken place, and that community members should be preparing to vote in the upcoming 2025 elections. He reminded everyone to ensure that their registrations were updated by October 14, 2025, and that early in-person voting would begin September 19, 2025, and end on November 1, 2025. <p><u>Diantha McKeel:</u></p>		<p style="text-align: center;">Link to Video</p>

	<ul style="list-style-type: none"> • Thanked all the residents of the Jack Jouett District who came out to vote in the recent primary election. 	
6.	Proclamations and Recognitions. <ul style="list-style-type: none"> • There were none. 	
7.	From the Public: Matters Not Listed for Public Hearing on the Agenda. <ul style="list-style-type: none"> • <u>Gary Grant</u>, Rio Magisterial District, spoke regarding reimbursement for the snow cones that were given out by the County in 2024, personal property and real estate taxes, and the lack of paving of Bleak House Road. • <u>Andy Fleetman</u>, Scottsville District, commented on the safety of the Jewish community in Albemarle County and the alignment with Albemarle County's comprehensive plan. 	
8.2	Appointment of Battalion Chief Shawn Maddox as Fire Marshal and Captain Jean Balderas Baca as an Assistant Fire Marshal. <ul style="list-style-type: none"> • ADOPTED resolution appointing Battalion Chief Shawn Maddox as Fire Marshal. • ADOPTED resolution appointing Captain Jean Balderas Baca as an Assistant Fire Marshal. 	<u>Clerk:</u> Clerk: Forward copy of signed resolutions to Fire Rescue and County Attorney's office. (Attachments 1 and 2)
8.3	Authorize a Public Hearing on Proposed Acquisition of a Portion of 2224 Commonwealth Drive. <ul style="list-style-type: none"> • AUTHORIZED notice and SCHEDULED a public hearing on the proposed acquisition. 	<u>Clerk:</u> Schedule on a future agenda and advertise in Daily Progress.
8.4	Resolution of Support for Safe Streets for All Grant. <ul style="list-style-type: none"> • ADOPTED resolution in support of TJPDC's SS4A supplemental planning and demonstration grant application for FY25. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 3)
8.5	Secondary Six-Year Plan Hard-Surfacing Rural Roads Resolutions. <ul style="list-style-type: none"> • ADOPTED Resolution Designating Route 697 (Sutherland Road) as a Rural Rustic Road. • ADOPTED Resolution Designating Route 707 (Blair Park Road) as a Rural Rustic Road. • ADOPTED Resolution Designation Route 711 (Burton Road) as a Rural Rustic Road. • ADOPTED Resolution Designating Route 813 (Starlight Road) as a Rural Rustic Road. • ADOPTED Resolution Designating Route 856 (Burton Lane) as a Rural Rustic Road. 	<u>Clerk:</u> Forward copy of signed resolutions to Community Development and County Attorney's office. (Attachments 4-8)
8.6	Resolution to Accept Road(s) in the Briarwood Subdivision Phase 4 and Phase 6 into the State Secondary System of Highways. (Rivanna Magisterial District). <ul style="list-style-type: none"> • ADOPTED Resolution. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development. (Attachment 9)
8.7	Resolution to Accept Road(s) in the Old Trail Subdivision Block 32 into the State Secondary System of Highways. (White Hall Magisterial District) <ul style="list-style-type: none"> • ADOPTED Resolution. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development. (Attachment 10)
8.8	Resolution to Accept Road(s) in the Old Trail Subdivision Blocks 27 and 7C into the State Secondary System of Highways. (White Hall Magisterial District) <ul style="list-style-type: none"> • ADOPTED Resolution. 	<u>Clerk:</u> Forward copy of signed resolution to Community Development. (Attachment 11)

8.9	Resolution to Accept Road(s) in the Belvedere Subdivision Ph 1 Block 5A into the State Secondary System of Highways. (Rio Magisterial District). • ADOPTED Resolution.	<u>Clerk:</u> Forward copy of signed resolution to Community Development. (Attachment 12)	
8.10	SE-2025-00012 1757 Franklin Drive Homestay. (Rivanna Magisterial District) • ADOPTED resolution to approve the special exception.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 13)	
8.11	SE-2025-00015 Miller School Critical Slopes. • ADOPTED Resolution to approve the proposed special exception.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 14)	
8.12	SE-2025-00021 RWSA Pump Station at 4250 Ivy Road. • ADOPTED resolution to approve the proposed special exception to allow a fuel storage tank to be located less than 100 feet from a lot line.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 15)	
8.13	SE-2025-00022 RWSA Pump Station at 3265 Ivy Road. • ADOPTED resolution to approve the proposed special exception to allow a fuel storage tank less than 100 feet from a lot line.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 16)	
9.	SE-2025-00009 4158 Millington Road Homestay. (White Hall Magisterial District) • By a vote of 6:0, ADOPTED Resolution to approve the special exception.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 17)	
10.	SE-2025-00016 Old Dominion Village - Gas Easement Relocation. • By a vote of 6:0, ADOPTED resolution to deny the proposed variation to allow land disturbance within the conservation area on the approved application plan and code of development for the proposed 50' gas easement.	<u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 18)	
11.	Work Session: Open Burning Ordinance Update. • HELD.		
	Recess. • At 3:20 p.m., the Board recessed and reconvened at 3:35 p.m.		
12.	Work Session: Review of 2025 Legislative Priorities and Initial Discussion of 2026 Legislative Priorities. • Removed from agenda.		
13.	Presentation: Calendar Year 2026 Land Use Revalidation Process Introduction. • RECEIVED.		
14.	Closed Meeting. • At 4:09 p.m., the Board went into Closed Meeting pursuant to Section 2.2-3711(A) of the Code of Virginia: • under subsection (8) to consult with legal counsel regarding specific legal matters, including the recent cybersecurity incident, requiring the provision of legal advice by such counsel; and • under subsection (19) to discuss plans to protect public safety as it relates to specific cybersecurity threats or vulnerabilities, including the recent cybersecurity incident, and briefings by staff members, legal		

	counsel, or law-enforcement or emergency service officials concerning actions taken to respond to such matters.		
15.	<p>Certify Closed Meeting.</p> <ul style="list-style-type: none"> At 6:00 p.m., the Board reconvened into open meeting and certified the closed meeting. <p>Note: Bea LaPisto-Kirtley arrived at 6:10 p.m.</p>		
16.	<p>From the County Executive: Report on Matters Not Listed on the Agenda.</p> <p><u>Trevor Henry:</u></p> <ul style="list-style-type: none"> Presented the June 2025 Progress Albemarle Report. 		
17.	<p>From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <u>The following individuals spoke regarding recent actions by ICE (Immigration and Customs Enforcement):</u> <ul style="list-style-type: none"> Alicia Lenahan Ronald Ignatz <u>The following individuals spoke regarding traffic concerns on Rio Road and the John Warner Parkway:</u> <ul style="list-style-type: none"> Judy Schlusell Kent Schlusell <u>Susan McCulley, Samuel Miller District, spoke regarding item #18 on the agenda.</u> 		
18.	<p>Action Item: Albemarle-Charlottesville Regional Jail (ACRJ) Renovation Project Permanent Financing.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution Approving the Execution and Delivery of a Support Agreement or Agreements with the Albemarle-Charlottesville Regional Jail Authority. 	<p><u>Clerk:</u> Forward copy of signed resolution to Finance and Budget, Human Services, and County Attorney's office; and Facilitate Chair's signature. (Attachment 19)</p> <p><u>County Attorney:</u> Provide Clerk with fully executed copies of agreements. (Attachments 20-21)</p>	
19.	<p><u>Pb. Hrg.: Proposed Easement across County-Owned Parcel 91-10.</u></p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED Resolution approving the easement and authorizing the County Executive to sign the easement documents. 	<p><u>Clerk:</u> Forward copy of signed resolution to Facilities and Environmental Services and County Attorney's office. (Attachment 22)</p> <p><u>County Attorney:</u> Provide Clerk with copy of executed easement. (Attachment 23)</p>	
20.	<p><u>Pb. Hrg.: Public Hearing on Proposed Acquisitions of Portions of 2118 and 2121 Dominion Drive.</u></p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution to authorize the acquisition of portions of Parcels 061M0-00-02-00100 and 061M0-00-01-00600 on Dominion Drive by eminent domain. 	<p><u>Clerk:</u> Forward copy of signed resolution to Facilities and Environmental Services and County Attorney's office. (Attachment 24)</p>	
21.	<p><u>Pb. Hrg.: Compensation Increase for Board of Supervisors Members.</u></p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED ordinance. 	<p><u>Clerk:</u> Forward copy of signed ordinance to Human Resources and County Attorneys' office. (Attachment 25)</p>	
22.	<p><u>Pb. Hrg.: Compensation Increase for Planning Commission and Other Appointed Boards.</u></p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED ordinance to increase compensation for the Planning 	<p><u>Clerk:</u> Forward copy of signed ordinance to Human Resources and County Attorney's office. (Attachment 26)</p>	

Commission and Other Boards.		
23.	<p>Pb. Hrg.: SP-2025-00001 Field School of Charlottesville.</p> <ul style="list-style-type: none"> By a vote of 6:0, ADOPTED resolution to approve special use permit SP2025-00001 with the updated condition. 	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's office. (Attachment 27)</p>
24.	<p>From the Board: Committee Reports and Matters Not Listed on the Agenda.</p> <p>a. Hardware River Scenic River Designation.</p> <ul style="list-style-type: none"> By a vote of 6:0, APPROVED sending a letter to the Department of Conservation and Recreation, signed by the County Executive, to commission a study on a potential scenic river designation for the entire length, including the Albemarle County portion, of the Hardware River. <p>b. Appointment of Ned Gallaway as Voting Delegate for the 2025 NACo Annual Conference.</p> <ul style="list-style-type: none"> By a vote of 6:0, APPOINTED Ned Gallaway as Voting Delegate for the 2025 NACo Annual Conference. <p>c. Other Matters.</p> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> Mentioned that the annual report of the Piedmont, Virginia Workforce Center noted that the federal government is proposing to eliminate funding for all youth training as part of the new budget and asked Board members to review the report. <p><u>Ned Gallaway:</u></p> <ul style="list-style-type: none"> Reported that at the Thomas Jefferson Planning District Commission (TJPDC) meeting earlier this month, a regional housing study was initiated. Mentioned that the update to the hazard mitigation plan for 2028 was underway. <p><u>Jim Andrews:</u></p> <ul style="list-style-type: none"> Reported that the Solid Waste Alternatives Advisory Committee (SWAAC) had met and had requested that the Board consider hauler requirements and that the Board consider designating their city as a biophilic city, which would make them part of the biophilic region. 	
25.	<p>Adjourn to July 16, 2025, 1:00 p.m., Lane Auditorium.</p> <ul style="list-style-type: none"> The meeting was adjourned at 8:09 p.m. 	

ckb/tom

Attachment 1 – Resolution to Appoint Battalion Chief Shawn Maddox as Fire Marshal with Police Powers
Attachment 2 – Resolution to Appoint Captain Jean Balderas Baca as an Assistant Fire Marshal with Police Powers
Attachment 3 – Resolution Supporting FY25 Safe Streets and Roads for All Grant Application
Attachment 4 – Resolution to Designate Route 697 (Sutherland Road) as a Rural Rustic Road
Attachment 5 – Resolution to Designate Route 707 (Blair Park Road) as a Rural Rustic Road
Attachment 6 – Resolution to Designate Route 711 (Burton Road) as a Rural Rustic Road
Attachment 7 – Resolution to Designate Route 813 (Starlight Road) as a Rural Rustic Road
Attachment 8 – Resolution to Designate Route 856 (Burton Lane) as a Rural Rustic Road
Attachment 9 – VDOT Resolution – Briarwood Subdivision Phase 4 and Phase 6
Attachment 10 – VDOT Resolution – Old Trail Subdivision Block 32
Attachment 11 – VDOT Resolution – Old Trail Subdivision Blocks 27 and 7C
Attachment 12– VDOT Resolution – Belvedere Subdivision Ph 1 Block 5A

Attachment 13 – Resolution to Approve SE-2025-00012 1757 Franklin Drive Homestay
Attachment 14 – Resolution to Approve SE202500015 Miller School - Critical Slopes Special Exception
Attachment 15 – Resolution to Approve SE-2025-00021 Crozet Wastewater Pump Station 2
Attachment 16 – Resolution to Approve SE-2025-00022 Crozet Wastewater Pump Station 1
Attachment 17 – Resolution to Approve SE-2025-00009 4158 Millington Road Homestay
Attachment 18 – Resolution to Deny SE202500016 Old Dominion Village – Gas Easement Relocation
Attachment 19 – Resolution Approving the Execution and Delivery of a Support Agreement with the ACRJ Authority
Attachment 20 – DRAFT Albemarle Support Agreement - VRA
Attachment 21 – DRAFT Albemarle Support Agreement - GAN
Attachment 22 – Resolution Approving the Proposed Easement across County-Owned Parcel 09100-00-00-01000
Attachment 23 – DRAFT ACSA Easement Deed - Parcel 91-10
Attachment 24 – Resolution Authorizing ACQ of Portions of Parcels 061M0-00-02-00100 and 061M0-00-01-00600
Attachment 25 – Ordinance No. 25-2(1)
Attachment 26 – Ordinance No. 25-2(2)
Attachment 27 – Resolution to Approve SP20250001 Field School of Charlottesville

**RESOLUTION TO APPOINT BATTALION CHIEF SHAWN MADDOX
AS FIRE MARSHAL WITH POLICE POWERS**

WHEREAS, Virginia Code § 27-30 provides that the governing body of a county may appoint a fire marshal, and Albemarle County Code § 6-111 establishes the Office of the Fire Marshal; and

WHEREAS, Albemarle County Code §§ 6-111, 6-200, and 6-201 recognize the Fire Marshal as Albemarle County's Fire Official for the duties and responsibilities as established by Title 27 of the Virginia Code, the Virginia Statewide Fire Prevention Code, and the Albemarle County Code; and

WHEREAS, Virginia Code § 27-34.2:1 provides that the governing body of a county may authorize the fire marshal to have the same police powers as a sheriff, police officer, or law enforcement officer upon completion of required training; and

WHEREAS, the appointment of Battalion Chief Shawn Maddox as the Fire Marshal will promote the efficient and effective operation of the Albemarle County Department of Fire and Rescue.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby appoints Battalion Chief Shawn Maddox as Fire Marshal who shall have all powers authorized by Title 27, Chapter 3 of the Virginia Code.

**RESOLUTION TO APPOINT CAPTAIN JEAN BALDERAS BACA
AS AN ASSISTANT FIRE MARSHAL WITH POLICE POWERS**

WHEREAS, Virginia Code § 27-30 provides that the governing body of a county may appoint a fire marshal, and Albemarle County Code § 6-111 establishes the Office of the Fire Marshal; and

WHEREAS, Albemarle County Code §§ 6-111, 6-200, and 6-201 recognize the Fire Marshal as Albemarle County's Fire Official for the duties and responsibilities as established by Title 27 of the Virginia Code, the Virginia Statewide Fire Prevention Code, and the Albemarle County Code; and

WHEREAS, Virginia Code § 27-34.2:1 provides that the governing body of a county may authorize the fire marshal to have the same police powers as a sheriff, police officer, or law enforcement officer upon completion of required training; and

WHEREAS, Virginia Code § 27-36 provides that the governing body of a county may appoint one or more assistants, who, in the absence of the fire marshal, shall have the powers and perform the duties of the fire marshal; and

WHEREAS, the appointment of Captain Jean Balderas Baca as an Assistant Fire Marshal will promote the efficient and effective operation of the Albemarle County Department of Fire and Rescue.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby appoints Captain Jean Balderas Baca as an Assistant Fire Marshal who shall have all powers authorized by Title 27, Chapter 3 of the Virginia Code.

**RESOLUTION SUPPORTING FY2025 SAFE STREETS AND ROADS
FOR ALL SUPPLEMENTAL PLANNING AND DEMONSTRATION
GRANT APPLICATION IN THE CHARLOTTESVILLE-ALBEMARLE
METROPOLITAN PLANNING ORGANIZATION (CA-MPO) AREA**

WHEREAS, the U.S. Department of Transportation released a Notice of Funding Opportunity on March 28, 2025, for the Safe Streets and Roads for All (SS4A) discretionary grant program; and

WHEREAS, the Thomas Jefferson Planning District Commission (TJPDC) was awarded a FY2022 SS4A Action Planning grant to complete a regional Comprehensive Safety Action Plan, titled Move Safely Blue Ridge; and

WHEREAS, there were 89 vulnerable road user (VRU) fatalities and serious injuries in the CA-MPO area between 2018-2022; and

WHEREAS, Albemarle County provided a leadership commitment to an eventual goal of halving roadway fatalities and serious injuries by 2045; and

WHEREAS, Albemarle County is committed to improving transportation safety for all users, particularly VRUs such as pedestrians, bicyclists, and e-scooter riders; and

WHEREAS, the University of Virginia, in collaboration with Honda, is seeking a partnership with the CA-MPO to complete a VRU safety action plan to supplement the regional Comprehensive Safety Action Plan; and

WHEREAS, the TJPDC would serve as the administrator of the grant and pass through funding to researchers at the University of Virginia; and

WHEREAS, the TJPDC staff will submit a FY2025 grant application request for up to \$4,620,000, with the 20% match requirement provided by the University of Virginia and Honda; and

WHEREAS, Albemarle County will benefit from the project's research activities, localized safety analyses, and actionable recommendations, which will inform future safety improvements and planning efforts within the CA-MPO region; and

WHEREAS, Albemarle County recognizes the importance of collaborative research and planning in achieving Vision Zero and other community-driven safety goals.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors is in full support of and endorses the Safe Streets and Roads for All grant application for a supplemental safety action plan for vulnerable road users.

**RESOLUTION TO DESIGNATE ROUTE 697 (SUTHERLAND ROAD)
AS A RURAL RUSTIC ROAD**

WHEREAS, Virginia Code § 33.2-332 permits the hard-surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Albemarle County, Virginia desires to consider whether a 0.40-mile segment of Route 697, (Sutherland Road) from 1.38 miles west of Route 29 to the end of state maintenance, should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of any pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby designates a 0.40-mile segment of Route 697, (Sutherland Road) from 1.38 miles west of Route 29 to the end of state maintenance, a Rural Rustic Road, and requests that the Resident Engineer for the Virginia Department of Transportation concur in this designation; and

BE IT FURTHER RESOLVED, the Board requests that a 0.40-mile segment of Route 697, (Sutherland Road) from 1.38 miles west of Route 29 to the end of state maintenance, be hard-surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Resident Engineer.

**RESOLUTION TO DESIGNATE ROUTE 707 (BLAIR PARK ROAD)
AS A RURAL RUSTIC ROAD**

WHEREAS, Virginia Code § 33.2-332 permits the hard-surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Albemarle County, Virginia desires to consider whether a 0.35-mile segment of Route 707 (Blair Park Road), from Route 691 to the end of state maintenance, should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of any pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby designates a 0.35-mile segment of Route 707 (Blair Park Road), from Route 691 to the end of state maintenance, a Rural Rustic Road, and requests that the Resident Engineer for the Virginia Department of Transportation concur in this designation; and

BE IT FURTHER RESOLVED, the Board requests that a 0.35-mile segment of Route 707 (Blair Park Road), from Route 691 to the end of state maintenance, be hard-surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Resident Engineer.

**RESOLUTION TO DESIGNATE ROUTE 711 (BURTON ROAD)
AS A RURAL RUSTIC ROAD**

WHEREAS, Virginia Code § 33.2-332 permits the hard-surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Albemarle County, Virginia desires to consider whether a 0.13-mile segment of Route 711, (Burton Road), from Route 856 to 0.13-miles east of Route 856, should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of any pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby designates a 0.13-mile segment of Route 711, (Burton Road), from Route 856 to 0.13-miles east of Route 856, a Rural Rustic Road, and requests that the Resident Engineer for the Virginia Department of Transportation concur in this designation; and

BE IT FURTHER RESOLVED, the Board requests that a 0.13-mile segment of Route 711, (Burton Road), from Route 856 to 0.13-miles east of Route 856, be hard-surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Resident Engineer.

**RESOLUTION TO DESIGNATE ROUTE 813 (STARLIGHT ROAD)
AS A RURAL RUSTIC ROAD**

WHEREAS, Virginia Code § 33.2-332 permits the hard-surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Albemarle County, Virginia desires to consider whether a 0.50-mile segment of Route 813, (Starlight Road), from Route 712 to the end of state maintenance, should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of any pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby designates a 0.50-mile segment of Route 813, (Starlight Road), from Route 712 to the end of state maintenance, a Rural Rustic Road, and requests that the Resident Engineer for the Virginia Department of Transportation concur in this designation; and

BE IT FURTHER RESOLVED, the Board requests that a 0.50-mile segment of Route 813, (Starlight Road), from Route 712 to the end of state maintenance, be hard-surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Resident Engineer.

**RESOLUTION TO DESIGNATE ROUTE 856 (BURTON LANE)
AS A RURAL RUSTIC ROAD**

WHEREAS, Virginia Code § 33.2-332 permits the hard-surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and

WHEREAS, any such road must be located in a low-density development area and have no more than 1,500 vehicles per day; and

WHEREAS, the Board of Supervisors of Albemarle County, Virginia desires to consider whether a 0.40-mile segment of Route 856, (Burton Lane), from Route 711 to the end of state maintenance, should be designated a Rural Rustic Road; and

WHEREAS, the Board is unaware of any pending development that will significantly affect the existing traffic on this road; and

WHEREAS, the Board believes that this road should be so designated due to its qualifying characteristics; and

WHEREAS, this road is in the Board's six-year plan for improvements to the secondary system of state highways.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle County Board of Supervisors hereby designates a 0.40-mile segment of Route 856, (Burton Lane), from Route 711 to the end of state maintenance, a Rural Rustic Road, and requests that the Resident Engineer for the Virginia Department of Transportation concur in this designation; and

BE IT FURTHER RESOLVED, the Board requests that a 0.40-mile segment of Route 856, (Burton Lane), from Route 711 to the end of state maintenance, be hard-surfaced and, to the fullest extent prudent, be improved within the existing right-of-way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Virginia Department of Transportation Resident Engineer.

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 18th day of June, 2025, adopted the following resolution:

RESOLUTION

WHEREAS, the street(s) in **Briarwood Ph 4 and Ph 6**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Briarwood Ph 4 and Ph 6**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right- of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

* * * *

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 18th day of June, 2025, adopted the following resolution:

RESOLUTION

WHEREAS, the street(s) in **Old Trail Block 32**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Old Trail Block 32**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right- of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

* * * *

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 18th day of June, 2025, adopted the following resolution:

RESOLUTION

WHEREAS, the street(s) in **Old Trail Blocks 27 and 7C**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Old Trail Blocks 27 and 7C**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right- of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

* * * *

The Board of County Supervisors of Albemarle County, Virginia, in regular meeting on the 18th day of June, 2025, adopted the following resolution:

RESOLUTION

WHEREAS, the street(s) in **Belvedere Ph 1 Block 5A**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board that the street(s) meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Albemarle Board of County Supervisors requests the Virginia Department of Transportation to add the street(s) in **Belvedere Ph 1 Block 5A**, as described on the attached Additions Form AM-4.3 dated **June 18th, 2025**, to the secondary system of state highways, pursuant to §33.2-705, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED that the Board guarantees a clear and unrestricted right- of-way, as described, exclusive of any necessary easements for cuts, fills and drainage as described on the recorded plats; and

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

* * * *

**RESOLUTION TO APPROVE SE-2025-00012
1757 FRANKLIN DRIVE HOMESTAY**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE-2025-00012 1757 Franklin Drive Homestay application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-5.1.48 and 18-33.9, the Albemarle County Board of Supervisors hereby finds that a modified regulation would satisfy the purposes of the Zoning Ordinance to at least an equivalent degree as the specified requirement, and that the proposed special exception:

- (i) would not cause adverse impacts to the surrounding neighborhood;
- (ii) would not cause adverse impacts to the public health, safety, or welfare;
- (iii) would be consistent with the Comprehensive Plan and any applicable master or small-area plan(s); and
- (iv) would be consistent in size and scale with the surrounding neighborhood.

NOW, THEREFORE, BE IT RESOLVED, that in association with the SE-2025-00012 1757 Franklin Drive Homestay application, the Albemarle County Board of Supervisors hereby grants a special exception to permit up to five guest rooms to be used for sleeping with the homestay use on Parcel 06200-00-00-13000.

**RESOLUTION TO APPROVE SE202500015
MILLER SCHOOL - CRITICAL SLOPES SPECIAL EXCEPTION**

WHEREAS, upon consideration of the staff report prepared for SE202500015 Miller School - Critical Slopes Special Exception, the information presented at the public hearing, any comments received, and all of the relevant factors in Albemarle County Code § 18-4.2.5 and § 18-33.9, the Albemarle County Board of Supervisors hereby finds that:

1. 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;
2. The proposed special exception would not be contrary to sound engineering practices;
3. Strict application of the requirements of Albemarle County Code § 18-4.2 would not forward the purposes of the Zoning Ordinance or otherwise serve the public health, safety or welfare;
4. Alternatives proposed by the developer or subdivider would satisfy the intent and purposes of Albemarle County Code § 18-4.2 to at least an equivalent degree; and
5. Granting the modification or waiver would serve a public purpose of greater import than would be served by strict application of the regulations sought to be modified or waived.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves SE202500015 Miller School - Critical Slopes Special Exception to allow disturbance of a maximum of approximately 0.38 acres of critical slopes on those portions of Parcel ID 07200-00-00-03200 shown on "Critical Slopes Disturbance | Miller School Dormitory Expansion," prepared by Line and Grade Civil Engineering, dated April 11, 2025.

**RESOLUTION TO APPROVE SE-2025-00021
CROZET WASTEWATER PUMP STATION 2**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE-2025-00021 Crozet Wastewater Pump Station 2 application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-5.1.20(b) and 18-33.9, the Albemarle County Board of Supervisors hereby finds that a modified regulation would satisfy the purposes of the Zoning Ordinance to at least an equivalent degree as the specified requirement.

NOW, THEREFORE, BE IT RESOLVED, that in association with SE-2025-00021 Crozet Wastewater Pump Station 2, the Albemarle County Board of Supervisors hereby grants a special exception to modify the 100 foot setback otherwise required by Albemarle County Code § 18-5.1.20(b) on Parcel 058A2-00-00-024C0 to approximately 36 feet, as shown on the "Rivanna Water and Sewer Authority Crozet WWPS Improvements" plans attached to the applicant's "SE Request Letter CZWWPS 2," dated May 21, 2025.

**RESOLUTION TO APPROVE SE-2025-00022
CROZET WASTEWATER PUMP STATION 1**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE-2025-00022 Crozet Wastewater Pump Station 1 application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-5.1.20(b) and 18-33.9, the Albemarle County Board of Supervisors hereby finds that a modified regulation would satisfy the purposes of the Zoning Ordinance to at least an equivalent degree as the specified requirement.

NOW, THEREFORE, BE IT RESOLVED, that in association with SE-2025-00022 Crozet Wastewater Pump Station 1, the Albemarle County Board of Supervisors hereby grants a special exception to modify the 100 foot setback otherwise required by Albemarle County Code § 18-5.1.20(b) on Parcel 05900-00-00-023H0 to approximately 44 feet, as shown on the "Rivanna Water and Sewer Authority Crozet WWPS Improvements" plans attached to the applicant's "SE Request Letter CZWWPS 1," dated May 21, 2025.

**RESOLUTION TO APPROVE SE-2025-00009
4158 MILLINGTON ROAD HOMESTAY**

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE-2025-00009 4158 Millington Road Homestay application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-5.1.48 and 18-33.9, the Albemarle County Board of Supervisors hereby finds that a modified regulation would satisfy the purposes of the Zoning Ordinance to at least an equivalent degree as the specified requirement, and that the requested special exception:

- (i) would not cause adverse impacts to the surrounding neighborhood;
- (ii) would not cause adverse impacts to the public health, safety, or welfare;
- (iii) would be consistent with the Comprehensive Plan and any applicable master or small-area plan(s); and
- (iv) would be consistent in size and scale with the surrounding neighborhood.

NOW, THEREFORE, BE IT RESOLVED, that in association with the SE-2025-00009 4158 Millington Road Homestay application, the Albemarle County Board of Supervisors hereby grants a special exception to permit a resident property-managing agent to fulfill the occupancy requirements for a homestay use on Parcel 02900-00-00-022A1.

**RESOLUTION TO DENY SE202500016
OLD DOMINION VILLAGE – GAS EASEMENT RELOCATION**

WHEREAS, upon consideration of the staff reports prepared in conjunction with the special exception request and the attachments thereto, including staff's supporting analysis, all of the comments received, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-5.5.3(a) and 18-33.9(A), the Albemarle County Board of Supervisors finds that a modified regulation would:

1. Be inconsistent with the goals and objectives of the comprehensive plan;
2. Increase the intensity of development; and
3. Not be in general accord with the purpose and intent of the approved application.

NOW, THEREFORE, BE IT RESOLVED, the Albemarle County Board of Supervisors hereby denies the SE202500016 Old Dominion Village – Gas Easement Relocation application.

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF ALBEMARLE, VIRGINIA,
APPROVING THE EXECUTION AND DELIVERY OF A SUPPORT AGREEMENT OR AGREEMENTS
WITH THE ALBEMARLE-CHARLOTTESVILLE REGIONAL JAIL AUTHORITY FOR THE ISSUANCE BY
SUCH AUTHORITY OF ITS JAIL FACILITY REVENUE BOND AND JAIL FACILITY GRANT REVENUE
ANTICIPATION NOTES**

WHEREAS, the Albemarle-Charlottesville Regional Jail Authority (the “**Authority**”) is a public instrumentality of the Commonwealth of Virginia created pursuant to Article 3.1, Chapter 3, Title 53.1, Code of Virginia of 1950, as amended (the “**Act**”) by resolutions duly adopted by the governing bodies of the County of Albemarle, Virginia (the “**County**”), the County of Nelson, Virginia (“**Nelson County**”) and the City of Charlottesville, Virginia (“**Charlottesville**,” collectively, the “**Member Jurisdictions**”) for the purpose of developing a regional jail (the “**Regional Jail**”) to be operated on behalf of the Member Jurisdictions by the Authority;

WHEREAS, the Authority and the Member Jurisdictions have entered into an Amended and Restated Service Agreement, dated June 9, 2022 (the “**Service Agreement**”), in which the Authority has agreed to design, construct, renovate, and equip the Regional Jail and obtain financing therefor;

WHEREAS, the Authority desires to issue its jail facility revenue bond in an estimated maximum aggregate principal amount of \$41,000,000 (the “**Local Bond**”), the proceeds of which, together with other available funds, are expected to be sufficient to finance and refinance the costs of the renovation and equipping of the Regional Jail (the “**Project**”);

WHEREAS, the Authority’s financial advisor, Davenport & Company LLC (the “**Financial Advisor**”), has advised the Authority that the Virginia Resources Authority (“**VRA**”), a public body corporate and political subdivision of the Commonwealth of Virginia, is willing to finance a portion of the Project at favorable rates to the Authority;

WHEREAS, VRA has indicated its willingness to purchase such Local Bond from a portion of the proceeds of its Series 2025B VRA Bonds (as more particularly defined in the below-defined **Local Bond Sale and Financing Agreement**, the “**VRA Bonds**”) and to provide a portion of the proceeds thereof to the Authority to finance a portion of the Project and pay certain costs of issuance of the Local Bond, in accordance with the terms of a Local Bond Sale and Financing Agreement to be dated as of a date to be specified by VRA, between VRA and the Authority (the “**Local Bond Sale and Financing Agreement**”);

WHEREAS, the Authority is expecting to receive a grant from the Commonwealth of Virginia (the “**Commonwealth Grant**”) as reimbursement of a portion of the “eligible costs” of the Project following completion of the Project;

WHEREAS, the Authority desires to issue its jail facility grant revenue anticipation note in an estimated maximum aggregate principal amount of \$12,500,000 (the “**Note**”), to be sold to a purchaser to be selected by the Authority, the proceeds of which, together with proceeds from the sale of the Local Bond, are expected to be sufficient to finance a portion of the construction and renovation of the Project;

WHEREAS, VRA has indicated that its agreement to purchase the Local Bond will be conditioned upon each of the Member Jurisdictions undertaking non-binding obligations to appropriate from time to time moneys to the Authority in connection with payments due on the Local Bond and a similar agreement to purchase the Note by the purchaser thereof will require a similar non-binding obligation to appropriate;

WHEREAS, the Board of Supervisors (the “**Board of Supervisors**”) of the County has previously indicated its support of the financing of the Project and hereby desires to approve the issuance of the Local Bond by the Authority and to enter into such a Support Agreement evidencing such obligation (the “**Bond Support Agreement**”), the form of which has been submitted to this meeting, and the issuance of the Note by the Authority and a support agreement, if required in such Note transaction (the “**Note Support Agreement**”), the form of which has been submitted to this meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF ALBEMARLE, VIRGINIA:

1. The County hereby approves the issuance of the Local Bond and the Note as required under the Service Agreement. It is determined to be in the best interests of the County and its residents for the Board of Supervisors to enter into the Bond Support Agreement regarding the Local Bond and a Note Support Agreement regarding the Note. The forms of the Bond Support Agreement and Note Support Agreement submitted to this meeting are hereby approved.
2. It is acknowledged that (i) VRA would not purchase the Local Bond without the security and credit enhancement provided by the Bond Support Agreement, (ii) VRA will be a third party beneficiary of the Service Agreement, and (iii) VRA is treating the Bond Support Agreement as a "local obligation" within the meaning of Section 62.1-199 of the Code of Virginia of 1950, as amended, including amendments thereto taking effect as of July 1, 2011 (**the "Virginia Code"**), which in the event of a nonpayment thereunder authorizes VRA or the trustee for VRA's bonds to file an affidavit with the Governor that such nonpayment has occurred pursuant to Section 62.1-216.1 of the Virginia Code. In purchasing the Local Bond, VRA is further relying on Section 62.1-216.1 of the Virginia Code, providing that if the Governor is satisfied that such nonpayment has occurred, the Governor will immediately make an order directing the Comptroller to withhold all further payment to the County of all funds, or of any part of them, appropriated and payable by the Commonwealth of Virginia to the County for any and all purposes, and the Governor will, while the nonpayment continues, direct in writing the payment of all sums withheld by the Comptroller, or as much of them as is necessary, to VRA, so as to cure, or cure insofar as possible, such nonpayment.
3. In consideration of the Authority's undertakings with respect to the financing plans of the Project, the Chair or Vice-Chair of the Board of Supervisors, either of whom may act, is hereby authorized and directed to execute and deliver the Bond Support Agreement and a Note Support Agreement. The Bond Support Agreement and the Note Support Agreement shall be in substantially the forms presented to this meeting, which are each hereby approved, with such completions, omissions, insertions or changes not inconsistent with this resolution as may be approved by the Chair or Vice-Chair of the Board of Supervisors, in their sole discretion, the execution thereof by the Chair or Vice-Chair of the Board of Supervisors to constitute conclusive evidence of his or her approval of such completions, omissions, insertions or changes.
4. The County Executive is hereby authorized and directed to carry out the obligations imposed by the Bond Support Agreement and the Note Support Agreement on the County Executive, and to take all proper steps on behalf of the County as may be required, in accordance with the plan of financing set forth above.
5. Nothing contained herein or in the Bond Support Agreement or the Note Support Agreement is or shall be deemed to be a lending of the credit of the County to the Authority, VRA, any holder of the Local Bond or the Note, or any other person, and nothing herein contained is or shall be deemed to be a pledge of the faith and credit or the taxing power of Albemarle County, nor shall anything contained herein or in the Bond Support Agreement or the Note Support Agreement legally bind or obligate the Board of Supervisors to appropriate funds for purposes described in the Bond Support Agreement or the Note Support Agreement.
6. All actions previously taken by officials, representatives, or agents of the County in furtherance of the plan of financing and issuance of the Local Bond and the Note are hereby ratified and approved.
7. This resolution shall take effect immediately.

**SUPPORT AGREEMENT
ALBEMARLE-CHARLOTTESVILLE REGIONAL JAIL AUTHORITY AND
ALBEMARLE COUNTY**

(VRA FINANCING)

This **SUPPORT AGREEMENT** is made as of June __, 2025, between the **BOARD OF SUPERVISORS OF ALBEMARLE COUNTY, VIRGINIA (the “Board”)**, acting as the governing body of Albemarle County, Virginia (**the “County”**), **ALBEMARLE-CHARLOTTESVILLE REGIONAL JAIL AUTHORITY (“ACRJA”)**, and the **VIRGINIA RESOURCES AUTHORITY (“VRA”)**, as purchaser of the Local Bond, as hereinafter defined, pursuant to a Financing Agreement, as hereinafter defined.

RECITALS

WHEREAS, ACRJA is a regional jail authority pursuant to Section 53.1-95.2 et seq of the Code of Virginia, as amended, and a public instrumentality of the Commonwealth of Virginia established by resolutions duly adopted by the governing bodies of the City of Charlottesville, Virginia (**“Charlottesville”**), the County of Nelson, Virginia (**“Nelson County”**) and the County (**collectively, the “Member Jurisdictions”**) for the purpose of developing a regional jail (**the “Facility”**) to be operated on behalf of the Member Jurisdictions by the Jail Authority; and

WHEREAS, ACRJA has determined that it is in its best interest to issue and sell its Revenue Bond, Series 2025, in the original principal amount of \$41,000,000 (**the “Local Bond”**) to VRA pursuant to the terms of a Local Bond Sale and Financing Agreement dated as of June __, 2025 (**the “Financing Agreement”**), between ACRJA and VRA to finance and refinance the costs of the renovation and equipping of the Facility together with associated financing costs of issuance (**collectively, the “Project”**); and

WHEREAS, the Board adopted on June __, 2025, a resolution authorizing, among other things, the execution of an agreement providing for a non-binding obligation of the Board to consider certain appropriations in support of the Local Bond and the Project; and

AGREEMENT

NOW, THEREFORE, for and in consideration of the issuance of the Local Bond by the ACRJA, the purchase of the Local Bond by VRA and of the mutual covenants herein set forth, the parties hereto agree as follows:

1. Unless otherwise defined, each capitalized term used in this Support Agreement (**this “Agreement”**) shall have the meaning given it in the Financing Agreement.
2. ACRJA shall use its best efforts to issue the Local Bond and to use the proceeds thereof to finance the costs of the Project.
3. No later than February 15 of each year, beginning February 15, 2026, ACRJA shall notify each Member Jurisdiction of its respective proportionate share (calculated in the same manner as described in Section 5.1(c) of the Amended and Restated Service Agreement,

dated June 9, 2022 (**the “Service Agreement”**) among ACRJA and the Member Jurisdictions) of the amount, if any (**the “Annual Deficiency Amount”**) by which ACRJA reasonably expects the Revenues to be insufficient to pay (i) the debt service obligations under the Financing Agreement, the Local Bond and the Existing Parity Bonds, (ii) the Operation and Maintenance Expenses, and (iii) any other payments due and owing by ACRJA under the Financing Agreement (**the “Additional Payments”**) in full as and when due during the County's fiscal year beginning the following July 1.

4. The County Executive of the County (**the “County Executive”**) shall include the County's respective share of the Annual Deficiency Amount in his budget submitted to the Board for the following fiscal year as an amount to be appropriated to or on behalf of ACRJA. The County Executive shall deliver to VRA within 10 days after the adoption of the County's budget for each fiscal year, but not later than July 15 of each year, a certificate stating whether the Board has appropriated to or on behalf of ACRJA an amount equal to the Annual Deficiency Amount.

5. If at any time Revenues shall be insufficient to make any of the payments referred to in paragraph 3 hereof, ACRJA shall notify VRA and each Member Jurisdiction of its respective proportionate share (calculated in the same manner as described in Section 5.1(c) of the Service Agreement) of the amount of such insufficiency and the County Executive shall request a supplemental appropriation from the Board in the amount necessary to make such payment.

6. The County Executive shall present each request for appropriation pursuant to paragraph 5 above to the Board, and the Board shall consider such request at the Board's next regularly scheduled meeting at which it is possible to satisfy any applicable notification requirement. Promptly after such meeting, the County Executive shall notify VRA as to whether the amount so requested was appropriated. If the Board shall fail to make any such appropriation, the County Executive shall add the amount of such requested appropriation to the Annual Deficiency Amount reported to the County by the County Executive for the County's next fiscal year.

7. The Board hereby undertakes a non-binding obligation to appropriate such amounts as may be requested from time to time pursuant to paragraphs 4 and 5 above, to the fullest degree and in such manner as is consistent with the Constitution and laws of the Commonwealth of Virginia. The Board, while recognizing that it is not empowered to make any binding commitment to make such appropriations in future fiscal years, hereby states its intent to make such appropriations in future fiscal years, and hereby recommends that future Boards do likewise.

8. The Board and ACRJA acknowledge that (i) the Local Bond may be payable from and will be secured by amounts derived pursuant to this Agreement, (ii) VRA would not purchase the Local Bond without the security and credit enhancement provided by this Agreement, and (iii) VRA is treating this Agreement as a “local obligation” within the meaning of Section 62.1-199 of the Code of Virginia of 1950, as amended (**the “Virginia Code”**), which in the event of a nonpayment hereunder authorizes VRA or the Trustee to file an affidavit with the Governor that such nonpayment has occurred pursuant to Section 62.1-216.1 of the Virginia

Code. In purchasing the Local Bond, VRA is further relying on Section 62.1-216.1 of the Virginia Code, which provides that if the Governor is satisfied that the nonpayment has occurred, the Governor will immediately make an order directing the Comptroller to withhold all further payment to the County of all funds, or of any part of them, appropriated and payable by the Commonwealth of Virginia to the County for any and all purposes, and the Governor will, while the nonpayment continues, direct in writing the payment of all sums withheld by the Comptroller, or as much of them as is necessary, to VRA, so as to cure, or cure insofar as possible, such nonpayment.

9. Nothing herein contained is or shall be deemed to be a lending of the credit of the County to ACRJA, VRA or to any holder of the Local Bond or to any other person, and nothing herein contained is or shall be deemed to be a pledge of the faith and credit or the taxing power of the County, nor shall anything herein contained legally bind or obligate the Board to appropriate funds for the purposes described herein.

10. Any notices or requests required to be given hereunder shall be deemed given if sent by registered or certified mail, postage prepaid, addressed (i) if to the County, to 401 McIntire Road, Charlottesville, VA 22902, Attention: County Executive, (ii) if to ACRJA, to 160 Peregrory Lane, Charlottesville, VA 22902, Attention: Superintendent, and (iii) if to VRA, to 1111 East Main Street, Suite 1920, Richmond, Virginia 23219, Attention: Executive Director. Any party may designate any other address for notices or requests by giving notice.

11. It is the intent of the parties hereto that this Agreement shall be governed by the laws of the Commonwealth of Virginia.

12. This Agreement shall remain in full force and effect until the Local Bond and all other amounts payable by ACRJA under the Financing Agreement have been paid in full.

13. This Agreement may be executed in any number of counterparts, each of which shall be an original and all of which together shall constitute but one and the same instrument.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have each caused this Agreement to be executed in their respective names as of the date first above written.

**BOARD OF SUPERVISORS OF ALBEMARLE
COUNTY, VIRGINIA**

By: _____
Chair

[Signature Page to ACRJA Support Agreement – Board of Supervisors]

**ALBEMARLE-CHARLOTTESVILLE
REGIONAL JAIL AUTHORITY**

By: _____
Chair

VIRGINIA RESOURCES AUTHORITY

By: _____
Shawn B. Crumlish, Executive Director

[Signature Page to ACRJA Support Agreement – VRA]

**SUPPORT AGREEMENT
ALBEMARLE-CHARLOTTESVILLE REGIONAL JAIL AUTHORITY AND
ALBEMARLE COUNTY**

(GRANT REVENUE ANTICIPATION NOTE)

THIS SUPPORT AGREEMENT (this “Support Agreement”) is made as of June 1, 2025, among the **BOARD OF SUPERVISORS OF THE COUNTY OF ALBEMARLE, VIRGINIA (the “Board”)**, acting as the governing body of the County of Albemarle, Virginia **(the “County”)**, **ALBEMARLE-CHARLOTTESVILLE REGIONAL JAIL AUTHORITY (the “Jail Authority”)**, and **[LENDER] (the “Lender”)**, as purchaser of the Note, as hereinafter defined, pursuant to a Note Purchase and Financing Agreement dated as of the date hereof **(the “Note Purchase Agreement”)**, among the Lender and the Jail Authority.

RECITALS:

WHEREAS, the Jail Authority is a regional jail authority pursuant to Section 53.1-95.2 et seq of the Code of Virginia, as amended, and a public instrumentality of the Commonwealth of Virginia established by resolutions duly adopted by the governing bodies of the City of Charlottesville, Virginia **(“Charlottesville”)**, the County of Nelson, Virginia **(“Nelson County”)** and the County **(collectively, the “Member Jurisdictions”)** for the purpose of developing a regional jail **(the “Facility”)** to be operated on behalf of the Member Jurisdictions by the Jail Authority;

WHEREAS, the Jail Authority has determined that it is in its best interest to issue and sell its Jail Facility Grant Revenue Anticipation Note, Series 2025 in an original aggregate principal amount of \$12,500,000 **(the “Note”)** to the Lender pursuant to the terms of the Note Purchase Agreement;

WHEREAS, the Lender requires each Member Jurisdiction, as a condition to the purchase by the Lender of the Note, to enter into a Support Agreement; and

WHEREAS, in connection with the issuance by the Jail Authority and the purchase by the Lender of the Note, the Board adopted on _____, 2025, a resolution authorizing, among other things, the execution and delivery of an agreement providing for a non-binding obligation of the Board to consider certain appropriations in support of the Note.

AGREEMENT

NOW, THEREFORE, for and in consideration of the foregoing and of the mutual covenants herein set forth, the parties hereto agree as follows:

1. Unless otherwise defined, each capitalized term used in this Support Agreement shall have the meaning given it in the Note Purchase Agreement.

2. The Jail Authority shall use its best efforts to issue the Note and to use the proceeds thereof to pay a portion of the costs of the Facility.

3. No later than February 15 of each year, beginning February 15, 2026, the Jail Authority shall notify each Member Jurisdiction of its respective proportionate share (calculated in the same manner as described in Section 5.1(c) of the Amended and Restated Service Agreement, dated June 9, 2022 (**the “Service Agreement”**) among ACRJA and the Member Jurisdictions) of the amount (**the “Annual Deficiency Amount”**) by which the Jail Authority reasonably expects the Net Revenues (as defined in the Note Purchase Agreement) to be insufficient to pay (i) the debt service obligations under the Note Purchase Agreement and the Note and the Bond, (ii) operation and maintenance expenses of the Authority, and (iii) any other payments due and owing by the Jail Authority under the Note Purchase Agreement in full as and when due during the County’s fiscal year beginning the following July 1.

4. The County Executive of the County (**the “County Executive”**) shall include the County’s respective share of the Annual Deficiency Amount in his budget submitted to the Board for the following fiscal year as an amount to be appropriated to or on behalf of the Jail Authority. The County Executive shall deliver to the Lender within ten days after the adoption of the County’s budget for each fiscal year, but not later than July 15 of each year, a certificate stating whether the Board has appropriated to or on behalf of the Jail Authority an amount equal to the Annual Deficiency Amount.

5. If at any time Revenues shall be insufficient to make any of the payments referred to in paragraph 3 hereof, the Jail Authority shall notify the Lender and each Member Jurisdiction of its respective proportionate share (calculated in the same manner as described in Section 5.1(c) of the Service Agreement) of the amount of such insufficiency and the County Executive shall request a supplemental appropriation from the Board in the amount necessary to make such payment.

6. The County Executive shall present each request for appropriation pursuant to paragraph 5 above to the Board, and the Board shall consider such request at the Board’s next regularly scheduled meeting at which it is possible to satisfy any applicable notification requirement. Promptly after such meeting, the County Executive shall notify the Lender as to whether the amount so requested was appropriated. If the Board shall fail to make any such appropriation, the County Executive shall add the amount of such requested appropriation to the Annual Deficiency Amount reported to the County by the County Executive for the County’s next fiscal year.

7. The Board hereby undertakes a non-binding obligation to appropriate such amounts as may be requested from time to time pursuant to paragraphs 4 and 5 above, to the fullest degree and in such manner as is consistent with the Constitution and laws of the Commonwealth of Virginia. The Board, while recognizing that it is not empowered to make any binding commitment to make such appropriations in future fiscal years, hereby states its intent to make such appropriations in future fiscal years, and hereby recommends that future Boards do likewise.

8. Nothing herein contained is or shall be deemed to be a lending of the credit of the County to the Jail Authority, the Lender or to any holder of the Note or to any other person, and nothing herein contained is or shall be deemed to be a pledge of the faith and credit or the taxing power of the County, nor shall anything herein contained legally bind or obligate the Board to appropriate funds for the purposes described herein.

9. Any notices or requests required to be given hereunder shall be deemed given if sent by registered or certified mail, postage prepaid, addressed (i) if to the County, to 401 McIntire Road, Charlottesville, VA 22902 Attention: County Executive, (ii) if to the Jail Authority, to 160 Peregory Lane, Charlottesville, VA 22902, Attention: Superintendent, and (iii) if to the Lender, to [Lender] _____, _____, _____, Attention: _____. Any party may designate any other address for notices or requests by giving notice.

10. It is the intent of the parties hereto that this Support Agreement shall be governed by the laws of the Commonwealth of Virginia.

11. This Support Agreement shall remain in full force and effect until the Note and all other amounts payable by Jail Authority under the Note Purchase Agreement have been paid in full.

12. This Support Agreement may be executed in any number of counterparts, each of which shall be an original and all of which together shall constitute but one and the same instrument.

[REMAINDER OF PAGE LEFT BLANK; SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the parties hereto have each caused this Support Agreement to be executed in their respective names as of the date first above written.

**BOARD OF SUPERVISORS OF THE
COUNTY OF ALBEMARLE, VIRGINIA**

By: _____
Chairman

**ALBEMARLE-CHARLOTTESVILLE
REGIONAL JAIL AUTHORITY**

By: _____
Chairman

[LENDER]

By: _____

Its: _____

**RESOLUTION APPROVING THE PROPOSED CONVEYANCE OF EASEMENT
ACROSS COUNTY-OWNED PARCEL 09100-00-00-01000**

WHEREAS, the County of Albemarle (County) owns Parcel 09100-00-00-01000;

WHEREAS, Albemarle County Public Schools (ACPS) is developing the Southern Feeder Pattern Elementary School Project on the adjacent Parcel 09100-00-00-01100 and is requesting that the County grant a water line easement across County-owned Parcel 09100-00-00-01000;

WHEREAS, the requested easement is necessary for the development of the Southern Feeder Pattern Elementary School Project; and

WHEREAS, a public hearing was held pursuant to *Virginia Code* § 15.2-1800 to consider the proposed conveyance of this easement;

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves the conveyance of the proposed easement across Parcel 09100-00-00-01000, and authorizes the County Executive to sign any documents needed to effect this conveyance on behalf of the County, once those documents have been approved as to form and substance by the County Attorney.

TMP 09100-00-00-01000
PREPARED BY: Flora Pettit PC

This Deed is exempt from recordation taxes and fees pursuant to §§58.1-811 (A) (3) and 17.1-266, respectively, of the Code of Virginia (1950) as amended and the Constitution of Virginia, Article X, Section 6 (a) (1).

This **DEED OF EASEMENT**, made as of this _____ day of _____, 2025 by and between **COUNTY OF ALBEMARLE** ("**Grantor**"), a political subdivision of the Commonwealth of Virginia, and the **ALBEMARLE COUNTY SERVICE AUTHORITY** (the "**ACSA**"), whose address is 168 Spotnap Road, Charlottesville, Virginia 22911, Grantee.

WITNESSETH:

WHEREAS Grantor is the owner of real property located in Albemarle County, Virginia, acquired by deed of **BARGAIN and SALE**, dated November 10, 2000, and recorded in the Clerk's Office of the Circuit Court of Albemarle County (the "Clerk's Office") at Deed Book 1979, page 44;

WHEREAS Grantor has agreed to grant to the ACSA a permanent water line easement to construct, install, operate, maintain, repair, replace, relocate, and extend such line and any appurtenances thereto. These easements are shown on the plat attached hereto and recorded herewith entitled "Plat Showing ACSA Water Line Easement across the Land of County of Albemarle Tax Map Parcel 91-10, Scottsville Magisterial District, Albemarle County, Virginia," dated March 17, 2025, last revised April 11, 2025, and prepared by Timmons Group (the "Plat").

NOW, THEREFORE, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable consideration, receipt of all of which is hereby acknowledged, the Grantor does hereby GRANT and CONVEY with GENERAL WARRANTY and ENGLISH COVENANTS of TITLE unto the ACSA, its successors and assigns, a perpetual right of way and easement to construct, install, operate, maintain, inspect, protect, repair, replace, relocate, remove, change the size of and extend water lines consisting of pipes, equipment, and

appurtenances to such pipes and equipment, over, under and across the real property of the Grantor located in Albemarle County, Virginia, and to access any other adjacent easement held by the ACSA, the location of the easement hereby granted and the boundaries of the property being more particularly described on the Plat as "30' ACSA Water Line Easement" (the "Easement"); PROVIDED HOWEVER, that it is expressly understood and agreed that the ACSA shall not be deemed to have accepted the conveyance set forth hereinabove until such time as the same shall have been evidenced by the affirmative acceptance thereof in accordance with the usual and customary practices of the ACSA.

Reference is made to the Plat for the exact location and dimension of the Easement hereby granted and the property over which the same crosses.

As part of the Easement, the ACSA shall have the right to enter upon the above-described property within the Easement for the purpose of installing, constructing, operating, maintaining, inspecting, protecting, repairing, replacing, relocating, removing, changing the size of and extending water lines and appurtenances thereto within such Easement, and the right of ingress and egress thereto as reasonably necessary to construct, install, operate, maintain, inspect, protect, repair, replace, relocate, remove, change the size of and extend such water lines within the Easement. If the ACSA decides in its sole discretion that it is unable reasonably to exercise the right of ingress and egress over the right-of-way, the ACSA shall have the right of ingress and egress over the property of Grantor adjacent.

Whenever it is necessary to excavate earth within the Easement, the ACSA agrees to backfill such excavation in a proper and workmanlike manner so as to restore surface conditions as nearly as practicable to the same condition as prior to excavation, including restoration of such paved surfaces as may be damaged or disturbed as part of such excavation; provided, however,

that the ACSA shall have no obligation to restore permeable pavers, stamped concrete, or similar surfaces within the Easement.

Grantor, its successors or assigns, agrees that no trees, shrubbery, fences, structures, buildings, over-hangs or other improvements or obstructions shall be placed within the Easement conveyed herein.

The Easement provided for herein shall include the right of the ACSA to trim, cut, and remove any trees, shrubbery, fences, structures, buildings, over-hangs or other improvements or obstructions and take other similar action reasonably necessary to provide economical and safe water line construction, installation, operation, maintenance, inspection, protection, repair, replacement, relocation, removal, and extension. The ACSA shall have no responsibility to the Grantor, its successors or assigns, to replace or reimburse the cost of said trees, shrubbery, fences, structures, buildings, over-hangs or other improvements or obstructions that are removed or otherwise damaged.

The facilities constructed by ACSA within the Easement shall be the property of the ACSA and its successors and assigns, which shall have the right to inspect, rebuild, remove, repair, relocate, improve and make such changes, alterations and connections to or extensions of its facilities within the boundaries of the Easement as are consistent with the purposes expressed herein.

SIGNATURE PAGE FOLLOWS

WITNESS the following signature and seal:

GRANTOR:

COUNTY OF ALBEMARLE, VIRGINIA

_____(SEAL)
Jeffrey B. Richardson, County Executive

COMMONWEALTH OF VIRGINIA
CITY OF CHARLOTTESVILLE:

The foregoing instrument was acknowledged before me this ____ day of _____,
2025, by Jeffrey B. Richardson, County Executive, on behalf of the County of Albemarle,
Virginia, Grantor.

My Commission Expires: _____
Notary Public

Approved as to form:

County Attorney

SURVEY NOTES:

1. PROPERTY & ZONING INFORMATION:
OWNER: COUNTY OF ALBEMARLE
REFERENCE: DB 1979, PG. 44
TAX MAP PARCEL: 91-10 (09100-00-00-01000)
PROPERTY ADDRESS: 167 GALAXIE FARM LANE
ARCS: 8,132 ACRES (RECORD)
ZONED: R1 RESIDENTIAL
2. BOUNDARY INFORMATION SHOWN HEREON IS BASED ON:
a) LAND RECORDS OBTAINED & REFERENCED FROM THE CLERK'S OFFICE OF ALBEMARLE COUNTY, VA;
b) A FIELD SURVEY BY THIS FIRM, COMPLETED SEPTEMBER 1, 2022.
3. NO TITLE REPORT PROVIDED FOR THE SUBJECT LANDS SHOWN HEREON. EASEMENTS MAY EXIST WHICH ARE NOT SHOWN HEREON.
4. BASIS OF HORIZONTAL DATUM IS NAD83 (NA 2011), VIRGINIA STATE GRID, SOUTH ZONE.
5. BASED ON FEMA FLOOD INSURANCE RATE MAP (FIRM), MAP NO. 5100504Z02 (PANEL 42R OF 576) EFFECTIVE FEBRUARY 4, 2003. THE SUBJECT PROPERTY LIES IN UNSHADED ZONE X. AREAS DETERMINED TO BE OUTSIDE OF THE 0.2 % ANNUAL CHANCE FLOOD.
6. THE PROPERTY SHOWN HEREON IS LOCATED WITHIN THE MOORES CREEK WATERSHED.
7. THE PROPERTY SHOWN HEREON IS NOT LOCATED WITHIN A WATER SUPPLY PROTECTION AREA.
8. THE PROPERTY SHOWN HEREON IS NOT LOCATED WITHIN AN AGRICULTURAL-FORESTAL DISTRICT.
9. THE PROPERTY SHOWN IS LOCATED WITHIN THE CHARLOTTESVILLE-ALBEMARLE METROPOLITAN PLANNING ORGANIZATION (MPO) AREA.
10. THE PROPERTY SHOWN HEREON IS NOT LOCATED WITHIN AN ENTRANCE CORRIDOR OVERLAY AREA.
11. THE PROPERTY SHOWN HEREON IS LOCATED WITHIN AN AIRPORT IMPACT AREA / OVERLAY DISTRICT.
12. MANAGED STEEP SLOPES EXIST ON THE SUBJECT PROPERTY AS SHOWN HEREON.
13. THE PROPERTY SHOWN HEREON IS NOT LOCATED WITHIN A DAM BREAK INUNDATION ZONE.
14. NO STREAM BUFFERS ARE LOCATED WITHIN THE LIMITS OF THE SUBJECT PROPERTY AND PROJECT.

COUNTY OF ALBEMARLE
BOARD OF SUPERVISORS

DESIGNATED AGENT _____

DATE _____

OWNER ADDRESS:
COUNTY OF ALBEMARLE
401 MCINTIRE ROAD
CHARLOTTESVILLE, VA 22902

SURVEYOR'S CERTIFICATE:

I CERTIFY THAT THIS PLAT, TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND BELIEF, IS CORRECT AND ALL THE REQUIREMENTS SET FORTH REGARDING THE PLATTING OF LAND IN ALBEMARLE COUNTY, VIRGINIA HAVE BEEN COMPLIED WITH.



OWNER'S APPROVAL:
THE UNDERSIGNED ARE THE OWNERS OF THE FOLLOWING DESCRIBED LAND, THAT SHOWING ACSA WATER LINE EASEMENT ACROSS THE LAND OF COUNTY OF ALBEMARLE, TAX MAP PARCEL 91-10, SCOTTSMILLE MAGISTERIAL DISTRICT, ALBEMARLE COUNTY, VIRGINIA, IS WITH THE UNDERSIGNED OWNERS, PROPRIETORS, AND TRUSTEES, IF ANY.

FOR: COUNTY OF ALBEMARLE

BY: _____

(PRINT NAME)

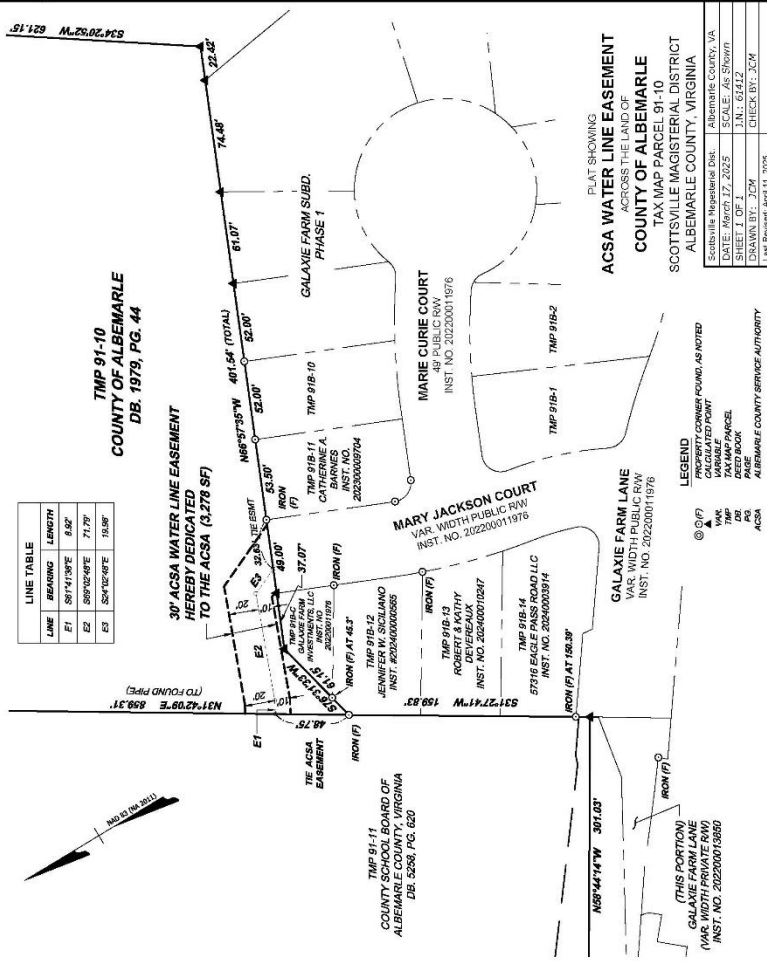
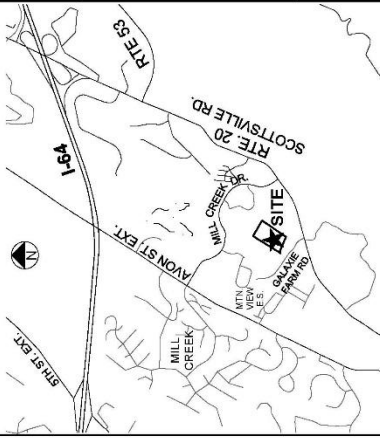
STATE OF: _____
COUNTY OR CITY OF: _____
THIS _____ DAY OF _____, 20____
BY: _____

NOTARY PUBLIC _____
MY COMMISSION EXPIRES: _____

LINE TABLE	
LINE	LENGTH
E1	581'41.38"E 8.52'
E2	589'10.48"E 71.79'
E3	584'10.62"E 10.88'

TMP 91-10
COUNTY OF ALBEMARLE
DB. 1979, PG. 44

VICINITY MAP
1" = 2,000'



PLAT SHOWING
ACSA WATER LINE EASEMENT
ACROSS THE LAND OF
COUNTY OF ALBEMARLE
TAX MAP PARCEL 91-10
SCOTTSMILLE MAGISTERIAL DISTRICT
ALBEMARLE COUNTY, VIRGINIA

DATE: March 17, 2025
SCALE: As Shown
SHEET 1 OF 1
DRAWN BY: JCM
CHECK BY: JCM
L&R Revised April 11, 2025

LEGEND
PROPERTY CORNER FOUND, AS NOTED
CALCULATED POINT
DB
TAX MAP PARCEL
DEED BOOK
ALBEMARLE COUNTY SERVICE AUTHORITY
ACSA

RESOLUTION TO AUTHORIZE THE ACQUISITION BY CONDEMNATION OF PORTIONS OF CERTAIN PARCELS OF LAND, PARCEL ID NUMBERS 061M0-00-02-00100 AND 061M0-00-01-00600, FOR THE PURPOSE OF CONSTRUCTING ROAD AND SAFETY IMPROVEMENTS, IN ACCORDANCE WITH THE COMMONWEALTH DRIVE/DOMINION DRIVE SIDEWALK IMPROVEMENTS PROJECT, AND TO ENTER UPON THE PROPERTY TO BE ACQUIRED AND INITIATE CONSTRUCTION BEFORE THE CONCLUSION OF THE CONDEMNATION PROCEEDING PURSUANT TO VIRGINIA CODE SECTIONS 15.2-1904 AND 15.2-1905(C) AND CHAPTER 3 OF TITLE 25.1 (SECTIONS 25.1-300 ET SEQ.)

WHEREAS, Albemarle County has proposed certain roadway improvements in the Rio and Jack Jouett Districts as part of the Commonwealth Drive/Dominion Drive Sidewalk Improvements Project in order to construct sidewalks and related improvements along Commonwealth and Dominion Drives;

WHEREAS, the Commonwealth Drive/Dominion Drive Sidewalk Improvements Project is necessary for the public health, safety, peace, good order, comfort, convenience, and welfare of the County;

WHEREAS, the project design for the Commonwealth Drive/Dominion Drive Sidewalk Improvements Project requires the acquisition of certain right-of-way and easement interests for the construction of road and safety improvements;

WHEREAS, the County has reviewed the acquisition for purposes of complying with Section 1-219.1 of the Code of Virginia and has certified that the acquisition is for the possession, ownership, occupation, and enjoyment of the property by the public, for the purpose of construction and maintenance of public facilities including public roads and other improvements;

WHEREAS, the County has made a bona fide but ineffectual effort to purchase the necessary right-of-way and easements for public road and other improvements at fair market value, and the County and landowner have been unable to reach an agreement because the County and landowner cannot agree on the compensation to be paid; and

WHEREAS, it is now necessary to enter upon the property to install the facilities and improvements prior to the completion of condemnation proceedings;

NOW, THEREFORE, BE IT RESOLVED BY THE ALBEMARLE COUNTY BOARD OF SUPERVISORS:

1. That the property is to be acquired for construction and maintenance of public roadway improvements and other related improvements, including road and safety improvements, required as a result of the proposed improvements for the purpose of constructing sidewalks and related improvements along Commonwealth and Dominion Drives.
2. That the Board approves the proposed public use of the property.
3. That acquisition of the property, as shown in the following chart along with the referenced plat, is for the public roadway and related facilities and is declared to be necessary for a public use and an authorized public undertaking pursuant to Chapter 19 of Title 15.2 (§ 15.2-1900, *et seq.*) of the Code of Virginia (1950), as amended.

Landowner	Parcel ID Number	Referenced Plat Showing Property Interests to be Acquired
Sue Ann Albrecht	061M0-00-02-00100	Approximately 363 square feet of right-of-way in fee simple and 1,165 square feet of temporary construction easement on Parcel 023 on "Right of Way Plan Sheet" Number 8RW prepared by H&B Surveying and Mapping, dated September 6, 2024, attached hereto and labeled "Exhibit A."
Sue A. Albrecht	061M0-00-01-00600	Approximately 533 square feet of temporary construction easement on Parcel 027 on "Right of Way Plan Sheet" Number 9RW prepared by H&B Surveying and Mapping, dated September 6, 2024, attached hereto and labeled "Exhibit B."

4. That it is necessary to enter upon the property to begin construction of the roadway and other improvements prior to the completion of condemnation proceedings in order to adhere to the project schedule.
5. That Albemarle County may, upon the deposit of compensation in the amount of the County's opinion of just compensation and in compliance with all statutory requirements, including the recordation of a Certificate of Take with the Clerk of the Circuit Court of Albemarle County, enter upon the property identified herein and take possession of the property prior to the conclusion of condemnation proceedings.
6. That, based upon the assessment records or other objective evidence, Albemarle County has determined that the just compensation due to the landowner for the property interests to be acquired for public purposes is as follows:

Landowner	Parcel ID Number	Property Interests to be Acquired	Estimated Value
Sue Ann Albrecht	061M0-00-02-00100	Approximately 363 square feet of right-of-way in fee simple and 1,165 square feet of temporary construction easement on Parcel 023 on "Right of Way Plan Sheet" Number 8RW prepared by H&B Surveying and Mapping, dated September 6, 2024, attached hereto and labeled "Exhibit A."	\$3,160
Sue A. Albrecht	061M0-00-01-00600	Approximately 533 square feet of temporary construction easement on Parcel 027 on "Right of Way Plan Sheet" Number 9RW prepared by H&B Surveying and Mapping, dated September 6, 2024, attached hereto and labeled "Exhibit B."	\$200

7. That the ownership of the property interests to be acquired is as stated in paragraphs 3 and 6 herein.
8. That the County Executive or his designee will deposit with the Clerk of the Circuit Court of Albemarle County, to the credit of the landowner named above, the County's opinion of just compensation for the property interests, as listed in paragraph 6 herein and simultaneously record a Certificate of Take with the Clerk of the Circuit Court of Albemarle County.
9. That the County Executive or his designee will mail a certified copy of this resolution to the landowner(s).
10. That the County Attorney or his designee is authorized and directed to acquire the property interests for public use by condemnation or other means, and to institute and conduct condemnation proceedings to acquire the property interests from the landowner(s) named herein in the manner authorized and provided by Chapter 19 of Title 15.2 (Sections 15.2-1900 *et seq.*), and Chapters 2 and 3 of Title 25.1 (Sections 25.1-200 *et seq.* and 25.1-300 *et seq.*) of the Code of Virginia (1950), as amended.
11. That the County Executive or his designee may also continue to negotiate acquisition of the property interests, subject to approval by the Board of Supervisors.

ORDINANCE NO. 25-2(1)

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 2, ADMINISTRATION, ARTICLE 2, BOARD OF SUPERVISORS, OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA.

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 2, Administration, Article 2, Board of Supervisors, of the Code of the County of Albemarle, Virginia, is hereby amended and reordained as follows:

By Amending:

Sec. 2-202 Compensation of the Board of Supervisors.

Chapter 2. Administration Article**2. Board of Supervisors****Sec. 2-202 Compensation of the Board of Supervisors.**

The Board of Supervisors' compensation is as follows:

- A. *Salary*. The salary of each member is \$20,805 per year, effective July 1, 2025.
- B. *Stipend for the chair*. In addition to the salary, the chair shall receive an annual stipend of \$1,891.
- C. *Stipend for the vice-chair*. In addition to the salary, the vice-chair shall receive a stipend of \$630₁ per year.

(6-13-84; 5-8-85; 5-14-86; 7-1-87; 7-6-88; 6-7-89; Ord. of 6-13-90; Ord. of 8-1-90; Ord. of 8-7-91; Ord. of 7-1-92; Ord. No. 95-2(1), 6-14-95; Ord. No. 98-2(1), 6-17-98; Code 1988, § 2-2.1; § 2-202, Ord. 98-A(1), 8-5-98; Ord. No. 99-2(1), 5-5-99; Ord. No. 00-2(1), 6-7-00; Ord. 01-2(2), 6-6-01; Ord. 02-2(2), 5-1-02; Ord. 03-2(1), 6-4-03; Ord. 04-2(1), 6-2-04; Ord. 05-2(1), 6-1-05; Ord. 06-2(1), 6-7-06; Ord. 07-2(1), 6-6-07; Ord. 08-2(2), 6-4-08; Ord. 11-2(1), 5-4-11; Ord. 12-2(1), 5-2-12; Ord. 13-2(1), 5-1-13; Ord. 14-2(1), 6-4-14; Ord. 15-2(1), 6-3-15; Ord. 16-2(1), 6-1-16; Ord. 17-2(2), 6-7-17; Ord. 18-2(2), 4-11-18; Ord. 18-2(3), 6-13-18; Ord. 19-2(1), 6-5-19; Ord. 21-2(1), 6-16-21, Ord 22-2(1), 6-1-22, effective 7-1-22; Ord. 23-2(3), 5-3-23, effective 7-1-23; Ord. 24-2(1), 6-12-24, effective 7-1-24; Ord. 25-2(1), effective 7-1-25)

State law reference -- Va. Code §§ 15.2-1414.1, 15.2-1414.3.

This ordinance is effective on and after July 1, 2025.

ORDINANCE NO. 25-2(2)

AN ORDINANCE TO ADOPT AND REORDAIN CHAPTER 2, ADMINISTRATION OF THE CODE OF THE COUNTY OF ALBEMARLE, VIRGINIA.

BE IT ORDAINED by the Board of Supervisors of the County of Albemarle, Virginia, that Chapter 2, Administration, of the Code of the County of Albemarle, Virginia, is hereby amended as follows:

By Amending:

Sec. 2-401 Composition, appointment, terms, and compensation.
 Sec. 2-905 Identified appointed boards; compensation and reimbursement.

CHAPTER 2. ADMINISTRATION**ARTICLE 2****Sec. 2-401 Composition, appointment, terms, and compensation.**

The composition of the Planning Commission and the appointment, terms, and compensation of its members are as follows:

- A. *Composition.* The Planning Commission is composed of eight members, seven of whom are voting members and one of whom is a non-voting member.
- B. *Qualifications.* All members of the Planning Commission shall be County residents and qualified by knowledge and experience to make decisions on questions of community growth and development. Members are not required to be residents of the magisterial district represented by the member of the Board of Supervisors who nominated them. At least one-half of the members shall be owners of real property.
- C. *Nomination and appointment.* Each member of the Planning Commission is appointed by the Board of Supervisors. Before being appointed by the Board, each member of the Planning Commission is nominated as follows:
 1. *Voting members.* Of the seven voting members, one is nominated from each of the six magisterial districts by the member of the Board of Supervisors representing that district, and one is nominated to serve at-large.
 2. *Non-voting member.* The non-voting member is nominated by the President of the University of Virginia.
- D. *Terms.* The terms served by members of the Planning Commission are as follows:
 1. *Voting members, other than at-large member.* The voting members, other than the at-large member, are appointed for four-year terms. The terms are coterminous with the term of the member of the Board of Supervisors who nominated the member.
 2. *Voting member, at-large.* The at-large member is appointed for a two-year term, and is appointed each even-numbered year following County elections for the Board of Supervisors.
 3. *Non-voting member.* The non-voting member is appointed for a one-year term.
- E. *Compensation and Expense Reimbursement.*
 1. *Compensation.* Each voting member of the Planning Commission shall be paid \$7,916 per year, to be paid in monthly installments. The chair of the Planning Commission shall be paid an additional \$1,545 per year, to be paid in monthly installments.
 2. *Reimbursement for travel and related expenses.* Each voting member of the Planning Commission shall be reimbursed for reasonable and necessary travel and related expenses incurred to attend regular and special meetings and to discharge duties.
- F. *Vacancies.* The Board of Supervisors may appoint a qualified person to fill a vacancy. The appointment shall be for the unexpired term only.

- G. *Holdover until successor appointed.* Any member of the Planning Commission whose term has expired shall continue as a member until the Board of Supervisors re-appoints the member or appoints a successor.

(4-21-66, § 1; 2-15-68, § 1; 1-16-69; 10-16-69; 1-21-71; 7-19-73; 4-17-75; 1-15-76; 4-21-76; 1-3-77; 5-2-79; 2-13-80; 12-10-80; 2-10-82; 6-13-84; 11-14-84; 3-12-86; 9-10-86; Ord. of 8-1-90; Code 1988, § 2-4; § 2-401, Ord. 98-A(1), 8-5-98; Ord. 00-2(2), 8-2-00; Ord. 18-2(2), 4-11-18; Ord. 23-2(2), 6-7-23, 7-1-23; Ord. 24-2(2), 8-7-24; Ord. 25-2(2), 7-1-25)

State law reference(s)—Va. Code § 15.2-2212.

.....

CHAPTER 2. ADMINISTRATION

ARTICLE 9

Sec. 2-905 Identified appointed boards; compensation and reimbursement.

The duly appointed members of the boards identified in this section shall be compensated and entitled to reimbursement for their travel and related expenses as follows:

- A. *Eligible boards.* Each member of the Architectural Review Board, the Board of Zoning Appeals, the Building Code Board of Appeals, the Board of Equalization, and the Fire Prevention Code Board of Appeals is entitled to compensation and reimbursement as provided in subsections (B) and (C).
- B. *Compensation to attend meetings.* Each member shall be paid \$88 for each regular and special meeting attended, provided that any member of the Board of Supervisors and any County employee appointed to a board shall not be compensated for attending meetings.
- C. *Reimbursement for travel and related expenses.* Each member shall be reimbursed for reasonable and necessary travel and related expenses incurred to attend regular and special meetings and to discharge duties.

((§ 2-1105: 6-20-74; 3-20-75; 10-16-75; 10-10-84; 4-13-88; Ord. of 8-1-90; Ord. of 7-17-91; Ord. of 12-11-91; Code 1988, § 15-2; Ord. 98-A(1), 8-5-98; Ord. 00-2(2), 8-2-00); (§ 2-1106: 6-20-74; 3-20-75; 1-15-76; 4-21-76; 10-10-84; 4-13-88; Ord. of 8-1-90; Code 1988, § 15-3; Ord. 98-A(1), 8-5-98); (§ 2-1107: 6-2-74; 3-20-75; 10-10-84; Ord. of 8-1-90; Code 1988, § 15-4; Ord. 98-A(1), 8-5-98); § 2-904, Ord. 18-2(2), 4-11-18; Ord. 23-2(2), 6-7-23, 7-1-23; Ord. 24-2(2), 8-7-24; Ord. 25-2(2), 7-1-25)

State law reference(s)—Va. Code § 15.2-514.

This ordinance is effective on and after July 1, 2025.

**RESOLUTION TO APPROVE SP20250001
FIELD SCHOOL OF CHARLOTTESVILLE**

WHEREAS, upon consideration of the staff report prepared for SP202500001 Field School of Charlottesville, the recommendation of the Planning Commission and the information presented at its public hearing on May 27, 2025, any comments received, and all of the relevant factors in Albemarle County Code §§ 18-10.2.2(5) and 18-33.8(A), the Albemarle County Board of Supervisors hereby finds that the proposed special use permit amendment would:

1. not be a substantial detriment to adjacent parcels;
2. not change the character of the adjacent parcels and the nearby area;
3. be in harmony with the purpose and intent of the Zoning Ordinance, with the uses permitted by right in the Rural Areas district, and with the public health, safety, and general welfare (including equity); and
4. be consistent with the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED that the Albemarle County Board of Supervisors hereby approves SP202500001 Field School of Charlottesville, subject to the conditions attached hereto.

* * *

SP20250001 FIELD SCHOOL OF CHARLOTTESVILLE- CONDITIONS

1. Development of the use must be in general accord with the concept plan entitled "Special Use Permit Concept Plan and Exhibits, Field School of Charlottesville, SP2021-00011 – Amendment to SP2019-12, Tax Map 60, Parcel 68, Albemarle County, Virginia," prepared by Shimp Engineering, P.C., dated 2021.05.17, last revised 2021.07.07, as determined by the Director of Planning and the Zoning Administrator. To be in general accord with the concept plan, the development and use shall reflect the following major elements as shown on the concept plan:
 - a. Locations of buildings and sports fields within the indicated envelopes
 - b. Maximum total building footprint of thirty thousand (30,000) square feet
 - c. Maximum footprint of twelve thousand (12,000) square feet for any single building
 - d. Preservation and installation of tree buffers as indicated
 - e. Preservation of wooded areas and slopes outside of building and sports field envelopes as indicated

Minor modifications to the plan which are in general accord with the elements above may be made to ensure compliance with the Zoning Ordinance. Modifications are to be considered in terms of minimizing or improving impacts on adjoining properties and roadways. Buildings and parking may be developed in phases.

2. The maximum enrollment must be no more than one hundred fifty (150) students.
3. Classroom instruction must not begin before eight o'clock a.m. (8:00 a.m.) and must not continue later than five o'clock p.m. (5:00 p.m.). These hours shall not apply to sports events. Classes shall not be held on Saturday or Sunday.
4. Occasional non-sporting school-related events may occur on and after five o'clock p.m. (5:00 p.m.) on Monday through Friday and at any hours on Saturday and Sunday. Occasional community events may occur on and after six o'clock p.m. (6:00 p.m.) on Monday through Friday and at any hours on Saturday and Sunday.
5. No construction for the use shall begin without written approval of the proposed septic facilities from the Virginia Department of Health.
6. No outdoor lighting of sports fields shall be installed for this use.
7. There must be no outdoor amplified sound associated with this use.
8. Any new outdoor lighting shall be only full cut-off fixtures and shielded to reflect light away from all abutting properties. A lighting plan limiting light levels at the property lines to no greater than

0.3 foot candles shall be submitted to the Zoning Administrator or his designee for approval.

9. If the construction of the private school for which this Special Use Permit is issued is not commenced by August 28, 2026, the permit shall be deemed abandoned and the authority granted thereunder shall thereupon terminate.