RESOLUTION TO APPROVE SE2023-00008
PEN PARK LANE SIDEWALK EXCEPTION

WHEREAS, upon consideration of the Memorandum prepared in conjunction with the SE2023-00008 Pen Park Lane Sidewalk Exception application and the attachments thereto, including staff's supporting analysis, any comments received, and all of the relevant factors in Albemarle County Code § 14-203.1(B) and § 14-422(E), the Albemarle County Planning Commission hereby finds that because of an unusual situation, including but not limited to, the unusual size, topography, shape of the site or the location of the site, strict adherence to the requirements would result in substantial injustice or hardship by impacts, including but not limited to, resulting in the significant degradation of the site or to adjacent properties, causing a detriment to the public health, safety or welfare, or by inhibiting the orderly development of the area or the application of sound engineering practices.

NOW, THEREFORE, BE IT RESOLVED, that in association with the Pen Park Lane Sidewalk Exception, the Albemarle County Planning Commission hereby approves an exception to require a sidewalk along only one side of the proposed private street, as depicted on the submitted Concept Plan dated February 22, 2023, last revised May 1, 2023, prepared by Line and Grade Civil Engineering, on the condition that a sidewalk connection be provided around proposed parking spaces.

* * *

I, Carolyn Shaffer, do hereby certify that the foregoing writing is a true, correct copy of a Resolution duly adopted by the Planning Commission of Albemarle County, Virginia, by a vote of _____ to _____, as recorded below, at a regular meeting held on May 23, 2023.

_____
Clerk, County Planning Commission

	Aye	Nay
Mr. Bivins	____	____
Mr. Carrazana	____	____
Mr. Clayborne	____	____
Ms. Firehock	____	____
Mr. Missel	____	____
Mr. Moore	____	____
Mr. Murray	____	____