



# Albemarle County

## Meeting Agenda Board of Supervisors

*Supervisor, Rivanna District Norman G. Dill*

*Supervisor, Rio District Ned L. Gallaway*

*Supervisor, White Hall District Ann H. Mallek*

*Supervisor, Jack Jouett District Diantha H. McKeel*

*Supervisor, Samuel Miller District Liz A. Palmer*

*Supervisor, Scottsville District Rick Randolph*

*County Executive, Jeffrey B. Richardson*

*Clerk, Claudette K. Borgersen*

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Wednesday, May 1, 2019

1:00 PM

Lane Auditorium

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### Regular Meeting

**1. Call to Order.**

**2. Pledge of Allegiance.**

**3. Moment of Silence.**

**4. Adoption of Final Agenda.**

**5. Brief Announcements by Board Members.**

**6. Proclamations and Recognitions:**

**6.1. 19-281** Proclamation Recognizing Brigadier General Sandra Louise Alvey.

**6.2. 19-282** Proclamation Recognizing May 5-11, 2019 as Public Service Recognition Week.

**6.3. 19-283** Kronos Team Recognition.

**7. From the Public: Matters Not Listed for Public Hearing on the Agenda.**

**8. Consent Agenda (on next sheet)**

**1:30 p.m. - Work Sessions:**

**9. 19-239** VDOT FY 20-25 Secondary Six-Year Plan.

*(Daniel Butch, Senior Planner – Transportation)*

10. [19-255](#) Yard/Property Maintenance Open-Air Burning.

*(Howard Lagomarsino, Division Chief, Fire Marshal)*

**3:15 p.m. - Recess.**

**3:30 p.m. - Discussion Item:**

11. [19-280](#) Review of Pilot Board of Supervisors Meeting Schedule.

*(Jeff Richardson)*

**12. 3:45 p.m. - Closed Meeting.**

*Pursuant to Section 2.2-3711(A) of the Code of Virginia:*

- *Under Subsection (1), to discuss and consider appointments to the Community Policy and Management Team and the Rivanna Solid Waste Authority for which there are pending vacancies or requests for reappointments; and*
- *Under Subsection (6), to discuss and consider the investment of public funds in an affordable housing project in the northern portion of the Scottsville Magisterial District and infrastructure improvements in Crozet where bargaining is involved and where, if made public initially, would adversely affect the financial interest of the County; and*
- *Under Subsection (7), to consult with legal counsel and briefings by staff members pertaining to litigation between the Board and Global Signal Acquisitions, where consultation or briefing in an open meeting would adversely affect the negotiating or litigating posture of the County and the Board; and*
- *Under Subsection (8), to consult with and be briefed by legal counsel and staff regarding specific legal matters requiring legal advice relating to:*
  1. *The County's duty to maintain and repair real property that it owns in the Scottsville Magisterial District; and*
  2. *A possible boundary adjustment with an abutting locality.*

*\*Closed Meeting motion subject to change.\**

**13. Certify Closed Meeting.**

**14. Boards and Commissions:**

14.1. [19-278](#) Vacancies and Appointments.

*(Travis Morris)*

**6:00 p.m.**

**15. From the Public: Matters Not Listed for Public Hearing on the Agenda.****Public Hearings:**

16. [19-271](#) CLE201800250 Elizabeth Gruss Family Day Home. PROJECT: CLE201800250 Elizabeth Gruss Family Day Home PROPOSED: Special exception to allow for a family day home to care for up to 12 children in a residence. ZONING CATEGORY/GENERAL USAGE: PUD Planned Unit Development – residential (3 – 34 units per acre), mixed with commercial, service and industrial uses SECTION: 20.3.1 13. Family day homes (reference 5.1.56) COMPREHENSIVE PLAN LAND USE/DENSITY: RA Rural Area – preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources; residential (0.5 unit/ acre in development lots) ENTRANCE CORRIDOR: No LOCATION: 1141 Fox Ridge Drive TAX MAP/PARCEL: 031B0-00-00-06800 MAGISTERIAL DISTRICT: White Hall.

*(Rebecca Ragsdale, Principal Planner)*

17. [19-257](#) SP201800022 Dogtopia. PROJECT: SP201800022 Dogtopia MAGISTERIAL DISTRICT: Rio TAX MAP/PARCEL(S): 04500000010900 LOCATION: 315 Rivanna Plaza Dr, Ste 120, Charlottesville, VA 22901 PROPOSAL: Use an existing, commercial building space as an indoor kennel PETITION: Indoor commercial kennels are permitted by special use permit in the Highway Commercial (HC) zone under Section 24.2.2(10) of the zoning ordinance. This development would be located in a portion of an existing strip commercial building on 3.32 acres of land. No dwelling units proposed. ZONING: HC Highway Commercial – commercial and service; residential by special use permit (15 units/ acre) OVERLAY DISTRICTS: EC Entrance Corridor – Overlay to protect properties of historic, architectural or cultural significance from visual impacts of development along routes of tourist access; AIA Airport Impact Area – Overlay to minimize adverse impacts to both the airport and the surrounding land; Managed Steep Slopes COMPREHENSIVE PLAN: Commercial Mixed Use which allows commercial, retail, employment uses, with supporting residential (no maximum density), office, or institutional uses in Neighborhood 1 of the Places29 Development Area.

*(Mariah Gleason, Planner)*

18. [19-179](#) SP201800016 EcoVillage Charlottesville - Preserved Steep Slopes. PROJECT: SP201800016 EcoVillage Charlottesville – Preserved Steep Slopes MAGISTERIAL DISTRICT: Rio TAX MAP/PARCEL(S): 06100000021000 LOCATION: Rio Road E, between Alwood Lane and Rockbrook Drive; existing addressed structures on the subject property(s) include 480 Rio Road E. PROPOSAL: Disturbance in the Preserved Steep Slopes Overlay District to accommodate the development of "private facilities" (new commercial entrance and parking area) for the proposed "EcoVillage Charlottesville" development. PETITION: "Private facilities on preserved slopes" pursuant to Zoning Ordinance Section 30.7.4.b.2. ZONING: R4 Residential, which allows residential uses by right (4 units per acre). OVERLAY DISTRICT(S): Airport Impact Area; Steep Slopes – (Managed) and (Preserved). COMPREHENSIVE PLAN: "Neighborhood Density Residential" which calls for residential use (3–6 units/acre) and supporting uses such as religious institutions, schools, and other small-scale non-residential uses; in the Development Area in Neighborhood 2 (Places29).

*(Tim Padalino, Senior Planner)*

19. [19-186](#) SP201800020 WVIR-TV Replacement of Existing TV Broadcasting Tower. PROJECT: SP201800020 – WVIR-TV Replacement of Existing Television Broadcasting Tower MAGISTERIAL DISTRICT: Scottsville TAX MAP/PARCEL: 09100000002800 LOCATION: Off Route 53, in Carters Mountain Orchard. PROPOSAL: Replace an existing 314.25 feet tall guy-wired television broadcasting tower with a new 314.25 feet tall self-supporting television broadcasting tower in the same location. A special exception to setbacks under Section 4.10.3.1 is needed. PETITION: Section 10.2.2(6) of the zoning ordinance which allows for communication transmission facilities in the RA, Rural Areas district. Supplemental regulation apply to this use under Section 5.1.12. ZONING: RA Rural Areas - agricultural, forestal, and fishery uses; residential density (0.5 unit/acre in development lots) OVERLAY DISTRICT: Southern Albemarle Rural Historic District, Mountain Protection Areas, and Critical Slopes. PROFFERS: No COMPREHENSIVE PLAN: Rural Areas - preserve and protect agricultural, forestal, open space, and natural, historic and scenic resources/residential density 0.5 unit/acre in development lots. Rural Areas 4 Comp Plan Area.

*(Chris Perez, Senior Planner)*

**20. From the Board: Committee Reports and Matters Not Listed on the Agenda.**

**21. From the County Executive: Report on Matters Not Listed on the Agenda.**

**22. Adjourn to May 9, 2019, 4:00 p.m., Lane Auditorium.**

**CONSENT AGENDA****8. FOR APPROVAL (by recorded vote):**

8.1. [19-258](#) Approval of Minutes: May 9, June 13, July 11, August 1, October 4, 2018; and February 6, 2019.

8.2. [19-270](#) FY 2019 Appropriations.  
*(Andy Bowman)*

8.3. [19-259](#) Revenue Sharing Programmatic Project Administration Agreement Renewal.  
*(Jack Kelsey)*

8.4. [19-267](#) Ordinance to Amend County Code Appendix A.1 (Acquisition of Conservation Easements (ACE) Program.  
*(Richard DeLoria)*

8.5. [19-273](#) Special Exceptions for SDP 201800067, Northside Materials Recovery Facility.  
*(David Benish)*

8.6. [19-289](#) Resolution to accept road(s) in the Estes Park Phase I and II Subdivision into the State Secondary System of Highways. (Rivanna Magisterial District)

8.7. [19-287](#) Set public hearing for June 5, 2019, on an ordinance to amend Chapter 2, Administration, of the Albemarle County Code, to amend Section 2-202, Compensation of board of supervisors, to increase the compensation of the members of the Board of Supervisors by an inflation factor of 2.3% effective July 1, 2019.

8.8. [19-288](#) Change start time of June 5, 2019, Meeting from 1:00 p.m. to 9:00 a.m.

**8. FOR INFORMATION (no vote necessary):**

8.9. [19-286](#) Environmental Services Division Quarterly Report – 3rd Quarter FY 19.  
*(Greg Harper)*

8.10. [19-284](#) VDoT Monthly Report (May) 2019.  
*(Joel DeNunzio)*

8.11. [19-285](#) Board-to-Board, April 2019, A monthly report from the Albemarle County School Board to the Albemarle County Board of Supervisors.  
*(Phil Giaramita)*

Thank you for attending today's public hearing. During the 2019 Calendar Year, the Chair is Ned L. Gallaway and the Vice-Chair is Rick Randolph.

During the time set aside for "Matters Not Listed for Public Hearing on the Agenda", individuals may address the Board of Supervisors concerning any issue not listed on the agenda for Public Hearing. Individuals are allowed three minutes to speak, unless otherwise decided. A sign-up sheet is provided at the meeting.

During Public Hearings, the Board will only acknowledge speakers addressing the item listed for Public Hearing. Speakers are limited to one appearance of three minutes per public hearing item. A sign-up sheet is provided at the meeting and you may sign up online in advance of the meeting at <http://www.albemarle.org/bosspeakers/>. Speakers will be called forward in an alternating pattern of in person sign ups and online sign ups. Applicants are limited to a ten minute presentation of their proposal and are allowed a five minute rebuttal at the close of the public hearing.

Time keeping is conducted through a timer and a light system at the podium. The green light will go on when you begin speaking and this begins your allotted time; a yellow light indicates you have one minute to finish your comment; a red light indicates your time has expired. If more than 10 speakers are signed up to speak, the time allotted to speak will be reduced to two minutes and the yellow light will indicate you have 30 seconds to finish your comment. In order to give all speakers equal treatment and courtesy, the Board requests that speakers adhere to the following guidelines:

When called to the speaker's podium, state your name and magisterial district;

Address comments directly to the Board as a whole;

Give written statements and other supporting material to the Clerk;

If you represent a group or organization, you may ask others present to raise their hands and be recognized;

If you exceed your allotted time, you will be asked to end your comments;

If a speaker does not use all allocated time, the unused time may not be shared with another speaker;

Speakers are permitted one opportunity to comment during each of the public comment periods per meeting;

Back-and-forth debate is prohibited;

Do not speak from your seat or out of turn;

Persons in the audience are encouraged to raise their hands to indicate their support or opposition to speakers at the podium or any item during the meeting;

Please refrain from applause and other forms of approval or disapproval, as a courtesy to each speaker;

Signs are permitted in the meeting room so long as they are not attached to any stick or pole and do not obstruct the view of persons attending the meeting.

**All comments are live streamed, recorded and published on the Albemarle County website.**

**Please turn off all pagers and cellular telephones.**

Clerk, Board of County Supervisors  
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