

**ACTIONS**  
**Board of Supervisors Meeting of June 12, 2013**

June 13, 2013

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>	<u>PODCAST</u>
<p>1. Call to Order.</p> <ul style="list-style-type: none"> <li>Meeting was called to order at 6:00 p.m., by the Chair, Ms. Mallek. All BOS members were present. Also present were Tom Foley, Larry Davis and Travis Morris.</li> </ul>		<a href="#">Listen</a>
<p>4. Adoption of Final Agenda.</p> <ul style="list-style-type: none"> <li><b>ACCEPTED</b> the final agenda.</li> </ul>		
<p>5. Brief Announcements by Board Members.</p> <p><u>Dennis Rooker:</u></p> <ul style="list-style-type: none"> <li>Shared a copy of a letter that was written by Skanska, the design company for the Route 29 Western Bypass, and recommended that the Board send a letter to VDoT asking them to hold an information meeting on the northern terminus of the proposed bypass.</li> <li><b>AGREED</b> to send letter to VDoT asking them to hold an information meeting on the northern terminus of the proposed Route 29 Western Bypass.</li> </ul> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> <li>Announced that VDoT would be sending notification of highway spraying to the County Executive and residents will have the opportunity to opt out.</li> </ul>	<u>County Executive/David Benish:</u> Proceed as directed.	
<p>6. Recognitions.</p> <ul style="list-style-type: none"> <li>There were none.</li> </ul>		
<p>7. From the Public: Matters Not Listed for Public Hearing on the Agenda.</p> <ul style="list-style-type: none"> <li><u>Nancy Carpenter</u> spoke on the Board's continued financial support for the residents of The Crossings at 4<sup>th</sup> and Preston.</li> <li><u>Charles Battig</u> spoke about wi-fi in the school system.</li> <li><u>Charles Boldt</u> spoke about the Board's approval of the site plan for New Hope Church.</li> <li><u>Jeff Werner</u> spoke on behalf of the Piedmont Environmental Council in opposition to the proposed Route 29 Western Bypass.</li> <li><u>Richard Waggaman</u> spoke on Consent Agenda item 8.1.</li> </ul>		<a href="#">Listen</a>
<p>8.1. Glenmore Leake K2 (ZMA-2012-0016) Lots 24-27 &amp; 29, SUB-2012-00127 Variation.</p> <ul style="list-style-type: none"> <li><b>APPROVED</b> the variation request as recommended by staff subject to two conditions.</li> </ul>	<u>Clerk:</u> Set out conditions of approval. (Attachment 1)	<a href="#">Listen</a>
<p>9. <b><u>Pb. Hrg.: SP-2013-00007. Cingular Wireless/Pace Property Tier III Personal Wireless Service Facility (Sign #75).</u></b></p> <ul style="list-style-type: none"> <li>By a vote of 5:0, <b>APPROVED</b> SP-2013-00007 subject to three conditions.</li> </ul>	<u>Clerk:</u> Set out conditions of approval. (Attachment 1)	<a href="#">Listen</a>
<p>10. <b><u>Pb. Hrg: SP-2013-00008. Cingular Wireless/Greenmont Farm (Sign #74).</u></b></p> <ul style="list-style-type: none"> <li>By a vote of 5:0, <b>APPROVED</b> SP-2013-00008 with two conditions.</li> </ul>	<u>Clerk:</u> Set out conditions of approval. (Attachment 1)	<a href="#">Listen</a>

<p>11. <b><u>Pb. Hrg.: Proposed Secondary Six-Year Plan.</u></b></p> <ul style="list-style-type: none"> <li>• By a vote of 5:0, <b>ADOPTED</b> Resolution approving the VDOT FY14-19 Secondary Six Year Plan and the FY14 Construction Priority List and <b>AUTHORIZED</b> the County Executive to sign the SSYP.</li> <li>• By a vote of 5:0, <b>ADOPTED</b> Resolution designating Gillums Ridge, from Rt. 682 to Rt. 708, as a Rural Rustic Road.</li> </ul>	<p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's Office. (Attachment 2)</p> <p><u>Clerk:</u> Forward copy of signed resolution to Community Development and County Attorney's Office. (Attachment 3)</p>	<p><a href="#">Listen</a></p>
<p>12. From the Board: Committee Reports and Matters Not Listed on the Agenda. <u>Duane Snow:</u></p> <ul style="list-style-type: none"> <li>• Asked when the funding for additional police officers goes into effect.</li> <li>• Asked what the County was doing to prepare for the possible forecasted Derecho storm.</li> <li>• Asked what it meant for the County to be on "High Level Alert".</li> </ul> <p><u>Ann Mallek:</u></p> <ul style="list-style-type: none"> <li>• Asked Board members for feedback on what they have learned about the wi-fi issue and the fact that the Schools have not taken it "as serious as some might". <ul style="list-style-type: none"> <li>• <b>CONSENSUS</b> to ask School Board for a presentation to its Health Advisory Committee on a future Board agenda.</li> </ul> </li> <li>• Asked if the County had the ability to restrict permitted construction activity times.</li> <li>• Asked for information on Fire Marshal inspection fees for gas tanks and facilities.</li> <li>• Announced that 15 neighborhoods have signed the petition to designate Earlysville Road as a "No Through Truck" road.</li> <li>• Asked about the County's ability to change the decibel levels for noise.</li> </ul>	<p><u>Clerk:</u> Schedule on agenda when ready.</p> <p><u>County Executive:</u> Notify Clerk when ready to schedule on agenda.</p>	<p><a href="#">Listen</a></p>
<p>13. From the County Executive: Report on Matters Not Listed on the Agenda. <u>Tom Foley:</u></p> <ul style="list-style-type: none"> <li>• Announced that the Airport Authority met to review the latest information from assessment of home damage and that he would provide the Board with the report.</li> <li>• Announced that the 3-4 times a week blasting at the Airport is projected to finish by the end of June.</li> </ul> <p><u>Larry Davis:</u></p> <ul style="list-style-type: none"> <li>• Announced that the Circuit Court has entered the Writ of Election that would order the Special Election for the Scottsville District to be held on the General Election date.</li> </ul>		
<p>14. Adjourn.</p> <ul style="list-style-type: none"> <li>• At 8:44 p.m., the meeting was adjourned.</li> </ul>		

ewj/tom

Attachment 1 – Conditions of Approval  
Attachment 2 – Resolution approving the VDOT FY 14-19 Secondary Six Year Plan  
Attachment 3 – Resolution designating Gillums Ridge from Rt. 682 to Rt. 708 as a Rural Rustic Road

## CONDITIONS OF APPROVAL

**Glenmore Leake K2 (ZMA-2012-0016) Lots 24-27 & 29, SUB-2012-00127 Variation.**

1. Private Road serves only lots 25 and 29 (and emergency access function).  
The applicant will install and maintain a fence and gate (or equivalent barrier) between Running Deer Lane cul-de-sac and the emergency access/new private road and lot 29.

**SP-2013-00007. Cingular Wireless/Pace Property Tier III Personal Wireless Service Facility (Sign #75).**

1. Development and use shall be in general accord with what is described in the applicant's request and site plans, entitled "CV372, Parcel 47-30" with a final zoning drawing submittal date of 05/06/13 (hereafter "Conceptual Plan"), as determined by the Director of Planning and Zoning Administrator.
  - a. Height  
  
Minor modifications to the plan which do not conflict with the elements above may be made to ensure compliance with the Zoning Ordinance.
2. Entrance design and location must be approved by the Virginia Department of Transportation before construction of the access road for this use may commence.
3. The proposed tower will not be more than ten (10) feet taller than the reference tree.

**SP-2013-00008. Cingular Wireless/Greenmont Farm (Sign #74).**

1. Development and use shall be in general accord with the conceptual plan titled "CV428" prepared by O. Warren Williams, and dated 4/25/13 (hereafter "Conceptual Plan"), as determined by the Director of Planning and the Zoning Administrator. To be in general accord with the Conceptual Plan, development and use shall reflect the following major elements within the development essential to the design of the development, as shown on the Conceptual Plan:
  - a. Height  
  
Minor modifications to the plan which do not conflict with the elements above may be made to ensure compliance with the Zoning Ordinance.
2. Entrance design and location must be approved by the Virginia Department of Transportation before construction of the access road for this use may commence.

**RESOLUTION**

**WHEREAS**, Virginia Code § 33.1-23.4 provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan; and

**WHEREAS**, the Board has previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (FY 14-19) as well as the Construction Priority List (FY14) on June 12, 2013, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List; and

**WHEREAS**, Joel Denunzio, the Resident Administrator of the Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan for Secondary Roads (FY14-19) and the Construction Priority List (FY14) for the County of Albemarle; and

**WHEREAS**, the Secondary Six Year Plan (FY14-19) and the Construction Priority List (FY14), as presented at the June 12, 2013 public hearing, are in the best interest of the County and of the citizens of the County.

**NOW, THEREFORE, BE IT RESOLVED** that the Board hereby approves the Secondary Six-Year Plan (FY14-19) and the Construction Priority List (FY14) as presented at the June 12, 2013 public hearing, and authorizes the County Executive to sign the Plan.

**BE IT FURTHER RESOLVED**, that the clerk of the Board shall forward a certified copy of this resolution to the District Administrator of the Virginia Department of Transportation.

**RESOLUTION**

**Rural Rustic Road Designation, Portion of Gillums Ridge Road**

**WHEREAS**, Virginia Code § 33.1-70.1 permits the improvement and 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 1500 vehicle trips per day; and

**WHEREAS**, the Board of Supervisors of Albemarle County, Virginia ("Board") desires to consider whether Route 787, Gillums Ridge Road, from Route 682 to Route 708, should be designated a Rural Rustic Road; and

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

**WHEREAS**, the Board believes that this road should be designated as a Rural Rustic Road 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 Board hereby designates Gillums Ridge Road from Route 682 to Route 708 as a Rural Rustic Road, and requests that the District Administrator of the Virginia Department of Transportation concur in this designation.

**BE IT FURTHER RESOLVED** that the Board requests that Gillums Ridge Road from Route 682 to Route 708 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.

**BE IT FURTHER RESOLVED** that the Clerk of the Board shall forward a certified copy of this Resolution to the District Administrator of the Virginia Department of Transportation.