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ARTICLE I. ELECTIONS

Sec. 2-100 Establishment and boundaries of magisterial districts, election districts, precincts and polling places; map.

The county shall be divided into six (6) magisterial districts, which shall be named and bounded as described in this article, and which shall be the election districts for the county within the meaning of Virginia Code § 15.2-1211. Each election district shall contain precincts and polling places as described in this article.

The map identified as “Albemarle County, Virginia 2011 Redistricting Plan # 1A, dated May 4, 2011” is hereby designated as the official map depicting the magisterial district and precinct boundaries and polling place locations within the county. If there is a conflict between the map and the descriptions of the magisterial district and precinct boundaries or the polling place locations in sections 2-101 through 2-106, the descriptions in sections 2-101 through 2-106 shall control.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98; Ord. 01-2(1), 5-9-01; Ord. 11-2(2), 5-4-11)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-101 Jack Jouett Magisterial District.

The Jack Jouett Magisterial District shall be bounded, and contain precincts and polling places, as follows:

A. *Description of district:* Beginning at the intersection of Seminole Trail (U.S. Route 29) and Greenbrier Drive; then northwest along Greenbrier Drive to its intersection with Whitewood Road; then west along Whitewood Road to its intersection with Hydraulic Road (State Route 743); then northeast along Hydraulic Road to its intersection with Earlysville Road (State Route 743); then north along Earlysville Road to its intersection with the South Fork Rivanna River; then meandering north and west along the South Fork Rivanna River to its confluence with the Mechums River; then meandering southwest along the Mechums River to its intersection with Garth Road (State Routes 614, 676 and 601); then east and south along Garth Road to its intersection with Ivy Creek; then west and south along Ivy Creek to its intersection with Old Ballard Road (State Route 677); then south along Old Ballard Road to its intersection with Broomley Road (State Route 677); then south along Broomley Road to its intersection with the CSX Railway right-of-way; then east along the railway to its intersection with the U.S. Route 29/250 Bypass; then south along the U.S. Route 29/250 Bypass to its intersection with the U.S. Route 29 Bypass; then south along the U.S. Route 29 Bypass to its intersection with Fontaine Avenue Extended/U.S. Route 29 Business; then east along Fontaine Avenue Extended/U.S. Route 29 Business to its intersection with the Charlottesville city limits; then meandering north and east along the Charlottesville city limits to its intersection with Seminole Trail (U.S. Route 29); then north along Seminole Trail to its intersection with Greenbrier Drive, the point of origin.

B. *Precincts:* The district shall be divided into four (4) precincts, as described herein:

1. *Belfield Precinct:* Beginning at the intersection of Garth Road (State Route 601) and Ivy Creek; then west and south along Ivy Creek to its intersection with Old Ballard Road (State Route 677); then south along Old Ballard Road to its intersection with Broomley Road (State Route 677); then south along Broomley Road to its intersection with the CSX Railway right-of-way; then east along the CSX Railway right-of-way to its intersection with the U. S. Route 29/250 Bypass; then northeast along the U. S. Route 29/250 Bypass to its intersection with Charlottesville’s western city limits and Barracks Road (State Route 654), then northwest along Barracks Road to its intersection with Garth Road; then northwest along Garth Road to its intersection with Ivy Creek, the point of origin.

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2. *Georgetown Precinct:* Beginning at the intersection of Seminole Trail (U.S. Route 29) and Greenbrier Drive; then northwest along Greenbrier Drive to its intersection with Whitewood Road; then west along Whitewood Road to its intersection with Hydraulic Road (State Route 743); then south along Hydraulic Road to its intersection with Georgetown Road (State Route 656); then southwest along Georgetown Road to its intersection with Barracks Road (State Route 654); then southeast along Barracks Road to its intersection with Charlottesville's western city limits; then along Charlottesville's western city limits north and east to the intersection of Seminole Trail (U.S. Route 29); then north along Seminole Trail to its intersection with Greenbrier Drive, the point of origin.

3. *Jack Jouett Precinct:* Beginning at the intersection of Barracks Road (State Route 654) and its intersection with Georgetown Road (State Route 656); then northeast along Georgetown Road to its intersection with Hydraulic Road (State Route 743); then northeast along Hydraulic Road to its intersection with Earlysville Road (State Route 743); then north along Earlysville Road to its intersection with the South Fork Rivanna River; then meandering north and west along the South Fork Rivanna River to its confluence with the Mechums River; then meandering southwest along the Mechums River to its intersection with Garth Road (State Routes 614, 676, and 601); then east and southeast along Garth Road to its intersection with Barracks Road; then east and south along Barracks Road to its intersection with Georgetown Road, the point of origin.

4. *University Hall Precinct:* Beginning at the intersection of the U.S. Route 29 Bypass and Fontaine Avenue Extended/U.S. Route 29 Business; then north to its intersection with the U.S. Route 29/250 Bypass; then north and northeast along the U.S. Route 29/250 Bypass to its intersection with Charlottesville's northwestern city limits, then meandering south along the Charlottesville city limits to its intersection with Fontaine Avenue/U.S. Route 29 Business; then running west along Fontaine Avenue/U.S. Route 29 Business and the Charlottesville city limits to its intersection with Fontaine Avenue Extended/U.S. Route 29 Business; then west along Fontaine Avenue Extended/U.S. Route 29 Business to its intersection with the U.S. Route 29/250 Bypass, the point of origin.

C. *Polling places:* Each precinct shall have a polling place at the location identified below:

1. *Belfield Precinct:* St. Anne's Belfield Lower School, Falconer Drive, Convocation Center.

2. *Georgetown Precinct:* Albemarle High School, 2775 Hydraulic Road.

3. *Jack Jouett Precinct:* Jack Jouett Middle School, 210 Lambs Lane.

4. *University Hall Precinct:* University Hall, 300 Massie Road.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98, § 2-100(2), § 2-102; Ord. 01-2(1), 5-9-01; Ord. 03-2(2), 7-9-03; Ord. 11-2(2), 5-4-11)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-102 Rio Magisterial District.

The Rio Magisterial District shall be bounded, and contain precincts and polling places, as follows:

A. *Description of district:* Beginning at the intersection of Seminole Trail (U.S. Route 29) and the South Fork Rivanna River; then northeast along Seminole Trail to its intersection with Dickerson Lane (State Route 763); then west along Dickerson Lane to its intersection with Dickerson Road (State Route 606); then south along Dickerson Road to its intersection with Earlysville Road (State Route 743); then northwest along Earlysville Road to its intersection with Buck Mountain Road (State Route 663); then northwest along Buck Mountain Road (State Route 663) to its intersection with Buck Mountain Road (State Route 664); then northwest along Buck Mountain Road (State Route 664) to its intersection with Buck

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Mountain Road (State Route 665); then southwest along Buck Mountain Road (State Route 665) to its intersection with Bleak House Road (State Route 662); then south along Bleak House Road to its intersection with Reas Ford Road (State Route 660); then south along Reas Ford Road to its intersection with the South Fork Rivanna River; then meandering southeast along the South Fork Rivanna River to its intersection with Earlysville Road (State Route 743); then south along Earlysville Road to its intersection with Hydraulic Road (State Route 743); then southwest along Hydraulic Road to its intersection with Whitewood Road; then east along Whitewood Road to its intersection with Greenbrier Drive; then southeast along Greenbrier Drive to its intersection with Seminole Trail (U.S. Route 29); then south along Seminole Trail to its intersection with Charlottesville's northern city limits; then along the Charlottesville city limits east to its intersection with the Rivanna River; then meandering north along the Rivanna River to its confluence with the South Fork Rivanna River; then meandering north and west along the South Fork Rivanna River, to Seminole Trail (U.S. Route 29), the point of origin.

B. *Precincts*: The district shall be divided into five (5) precincts, as described herein:

1. *Agnor-Hurt Precinct*: Beginning at Seminole Trail (U.S. Route 29) and its intersection with Greenbrier Drive; then northeast along Seminole Trail to its intersection with the South Fork Rivanna River; then meandering west and south along the South Fork Rivanna River to its intersection with Earlysville Road (State Route 743); then south along Earlysville Road to its intersection with Hydraulic Road (State Route 743); then southwest along Hydraulic Road to its intersection with Whitewood Road; then east along Whitewood Road to its intersection with Greenbrier Drive; then southeast along Greenbrier Drive to its intersection with Seminole Trail, the point of origin.

2. *Branchlands Precinct*: Beginning at Charlottesville's northern city limits and its intersection with Denice Lane and Rio Road East (State Route 631); then northwest along Rio Road East to its intersection with Seminole Trail (U.S. Route 29); then south along Seminole Trail to Charlottesville's northern city limits; then east along the Charlottesville city limits to its intersection with Denice Lane and Rio Road East, the point of origin.

3. *Dunlora Precinct*: Beginning at Rio Road East (State Route 631) at its intersection with the Norfolk Southern Railway right-of-way and the Charlottesville city limits; then northeast along the Norfolk Southern Railway right-of-way to its intersection with the South Fork Rivanna River; then meandering southeast along the South Fork Rivanna River to its confluence with the North Fork Rivanna River and the Rivanna River; then running south along the Rivanna River to its intersection with the Charlottesville city limits; then south and west along the Charlottesville city limits to its intersection with the Norfolk Southern Railway right-of-way; then northeast along the Norfolk Southern Railway right-of-way and the Charlottesville city limits to its intersection with Rio Road East, the point of origin.

4. *Northside Precinct*: Beginning at the intersection of Seminole Trail (U.S. Route 29) and the South Fork Rivanna River; then northeast along Seminole Trail to its intersection with Dickerson Lane (State Route 763); then west along Dickerson Lane to its intersection with Dickerson Road (State Route 606); then south along Dickerson Road to its intersection with Earlysville Road (State Route 743); then northwest along Earlysville Road to its intersection with Buck Mountain Road (State Route 663); then northwest along Buck Mountain Road (State Route 663) to its intersection with Buck Mountain Road (State Route 664); then northwest along Buck Mountain Road (State Route 664) to its intersection with Buck Mountain Road (State Route 665); then southwest along Buck Mountain Road (State Route 665) to its intersection with Bleak House Road (State Route 662); then south along Bleak House Road to its intersection with Reas Ford Road (State Route 660); then South along Reas Ford Road to its intersection with the South Fork Rivanna River; then meandering east along the South Fork Rivanna River to its intersection with Seminole Trail (U.S. Route 29), the point of origin.

5. *Woodbrook Precinct*: Beginning at Charlottesville's northern city limits and its intersection with Rio Road East (State Route 631) and the Norfolk Southern Railway right-of-way; then northeast along the Norfolk Southern Railway right-of-way to its intersection with the South Fork Rivanna River; then meandering northwest along the South Fork Rivanna River to its intersection with Seminole

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Trail (U.S. Route 29); then south along Seminole Trail to its intersection with Rio Road East (State Route 631); then southeast along Rio Road East to its intersection with the Norfolk Southern Railway right-of-way and Charlottesville's northern city limits, the point of origin.

C. *Polling places:* Each precinct shall have a polling place at the location identified below:

1. *Agnor-Hurt Precinct:* Agnor-Hurt Elementary School, 3201 Berkmar Drive.
2. *Branchlands Precinct:* Senior Center, 1180 Pepsi Place.
3. *Dunlora Precinct:* Charlottesville-Albemarle Technical Education Center, 1000 East Rio Road.
4. *Northside Precinct:* Earlysville Volunteer Fire Station, 283 Reas Ford Road.
5. *Woodbrook Precinct:* Woodbrook Elementary School, 100 Woodbrook Drive.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98, § 2-100(1), § 2-101; Ord. 01-2(1), 5-9-01; Ord. 02-2(3), 5-1-02; Ord. 06-2(2), 7-12-06; Ord. 11-2(2), 5-4-11; Ord. 15-2(2), 10-7-15)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-103 Rivanna Magisterial District.

The Rivanna Magisterial District shall be bounded, and contain precincts and polling places, as follows:

A. *Description of district:* Beginning at the intersection of Interstate 64 and the Albemarle/Fluvanna county line; then northeast along the Albemarle/Fluvanna county line to its intersection with the Albemarle/ Louisa county line; then northeast along the Albemarle/Louisa county line to its intersection with the Albemarle/ Orange county line; then west along the Albemarle/Orange county line to its intersection with the Albemarle/ Greene county line; then west along the Albemarle/Greene county line to its intersection with Seminole Trail (U.S. Route 29); then southwest along Seminole Trail to its intersection with the South Fork Rivanna River; then meandering southeast along the South Fork Rivanna River to its confluence with the North Fork Rivanna River and the Rivanna River; then meandering south along the Rivanna River to its intersection with Interstate 64; then along Interstate 64 east to its intersection with the Albemarle/Fluvanna county line, the point of origin.

B. *Precincts:* The district shall be divided into five (5) precincts, as described herein:

1. *Baker-Butler Precinct:* Beginning at the intersection of Seminole Trail (U.S. Route 29) and the Albemarle/Greene county line; then southeast along the Albemarle/Greene county line to its intersection with the Albemarle/Orange county line; then southeast along the Albemarle/Orange county line to its intersection with the Norfolk Southern Railway right-of-way; then southwest along the Norfolk Southern Railway right-of-way to its intersection with the drainage culvert of an unnamed tributary of Powell Creek (flowing under the railway right-of-way at the southern end of Proffit Station Road); then meandering west along the unnamed tributary of Powell Creek to its confluence with Powell Creek; then meandering north along Powell Creek to its confluence with an unnamed outlet to Lake Hollymead; then meandering west along the unnamed outlet to Lake Hollymead into the eastern end of Lake Hollymead; then west along the length of Lake Hollymead to an unnamed tributary to Lake Hollymead at the western end of Lake Hollymead; then meandering west along the unnamed tributary to Lake Hollymead to another unnamed tributary to Lake Hollymead (running roughly parallel to Broad Crossing Road to the south); then meandering west along the unnamed tributary to Lake Hollymead (running roughly parallel to Broad Crossing Road to the south) to its intersection with Seminole Trail (U.S. Route 29), immediately south of 3129 Seminole Trail; then north along Seminole Trail to its intersection with the Albemarle/Greene county line, the point of origin.

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2. *Free Bridge Precinct*: Beginning at the confluence of the Rivanna River and Redbud Creek; then east along Redbud Creek to its confluence with an eastern branch of Redbud Creek whose origin lies near the ridge of Long Mountain of the Southwest Mountains; then meandering southeast along this eastern branch of Redbud Creek to its origin near the ridge of Long Mountain of the Southwest Mountains; then southwest along the ridge line of the Southwest Mountains (encountering Hammocks Gap, followed by Wolfpit Mountain, followed by Trevillian Mountain) to its intersection with the origin of a western branch of Barn Branch; then meandering south along this western branch of Barn Branch to its confluence with Barn Branch; then southeast along Barn Branch to its intersection with Interstate 64; then west along Interstate 64 to its intersection with the Rivanna River; then meandering northwest along the Rivanna River to its confluence with Redbud Creek, the point of origin.

3. *Hollymead Precinct*: Beginning at the intersection of the Norfolk Southern Railway right-of-way and the South Fork Rivanna River; then running northeast along the Norfolk Southern Railway right-of-way to its intersection with the drainage culvert of an unnamed tributary of Powell Creek (flowing under the railway right-of-way at the southern end of Proffit Station Road); then meandering west along the unnamed tributary of Powell Creek to its confluence with Powell Creek; then meandering north along Powell Creek to its confluence with an unnamed outlet to Lake Hollymead; then meandering west along the unnamed outlet to Lake Hollymead into the eastern end of Lake Hollymead; then west along the length of Lake Hollymead to an unnamed tributary to Lake Hollymead at the western end of Lake Hollymead; then meandering west along the unnamed tributary to Lake Hollymead to another unnamed tributary to Lake Hollymead (running roughly parallel to Broad Crossing Road to the south); then meandering west along the unnamed tributary to Lake Hollymead (running roughly parallel to Broad Crossing Road to the south) to its intersection with Seminole Trail (U.S. Route 29) immediately south of 3129 Seminole Trail; then south along Seminole Trail to its intersection with the South Fork Rivanna River; then meandering southeast along the South Fork Rivanna River to its intersection with the Norfolk Southern Railway right-of-way, the point of origin.

4. *Keswick Precinct*: Beginning at the intersection of the Albemarle/Orange/Louisa county line; then southwest along the Albemarle/Louisa county line to its intersection with the Albemarle/ Fluvanna county line; then southwest along the Albemarle/ Fluvanna county line to its intersection with Interstate 64; then west ~~on~~ along Interstate 64 to its intersection with Barn Branch; then northwest along Barn Branch to its confluence with a western branch of Barn Branch whose origin lies near the ridge of Trevillian Mountain of the Southwest Mountains; then meandering north along this western branch of Barn Branch to its origin near the ridge of Trevillian Mountain of the Southwest Mountains; then northeast along the ridge line of the Southwest Mountains to its intersection with the Albemarle/Orange county line; then east along the Albemarle/Orange county line to its intersection with the Albemarle/Orange/ Louisa county line, the point of origin.

5. *Stony Point Precinct*: Beginning at the intersection of the South Fork Rivanna River and the Norfolk Southern Railway right-of-way; then meandering southeast along the South Fork Rivanna River to its confluence with the North Fork Rivanna River and Rivanna River; then meandering south along the Rivanna River to its confluence with Redbud Creek; then east along Redbud Creek to its confluence with an eastern branch of Redbud Creek whose origin lies near the ridge of Long Mountain of the Southwest Mountains; then east along this eastern branch of Redbud Creek to its origin near the ridge of Long Mountain of the Southwest Mountains; then northeast along the ridgeline of the Southwest Mountains to its intersection with the Albemarle/Orange county line; then west along the Albemarle/Orange county line to its intersection with the Norfolk Southern Railway right-of-way; then southwest along the Norfolk Southern Railway right-of-way to its intersection with the South Fork Rivanna River, the point of origin.

C. *Polling places*: Each precinct shall have a polling place at the location identified below:

1. *Baker-Butler Precinct*: Baker-Butler Elementary School, 2740 Proffit Road.
2. *Free Bridge Precinct*: Elk's Lodge Hall, 389 Elk Drive.
3. *Hollymead Precinct*: Hollymead Elementary School, 2775 Powell Creek Drive.

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4. *Keswick Precinct*: Zion Hill Baptist Church, 802 Zion Hill Road.
5. *Stony Point Precinct*: Stony Point Elementary School, 3893 Stony Point Road.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98, § 2-100(3), § 2-103; Ord. 01-2(1), 5-9-01; Ord. 02-2(4), 7-3-02; Ord. 08-2(1), 2-6-08; Ord. 11-2(2), 5-4-11)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-104 Samuel Miller Magisterial District.

The Samuel Miller Magisterial District shall be bounded, and contain precincts and polling places, as follows:

A. *Description of district*: Beginning at the intersection of the Mechums River and Garth Road (State Routes 614, 676 and 601); then east and south along Garth Road to its intersection with Ivy Creek; then meandering west and south along Ivy Creek to its intersection with Old Ballard Road (State Route 677); then south along Old Ballard Road to its intersection with Broomley Road (State Route 677); then south along Broomley Road to its intersection with the CSX Railway right-of-way; then east along the CSX Railway right-of-way to its intersection with the U.S. Route 29/250 Bypass; then south along the U.S. Route 29/250 Bypass to its intersection with the U.S. Route 29 Bypass; then south along the U.S. Route 29 Bypass to its intersection with Fontaine Avenue Extended/U.S. Route 29 Business; then east along Fontaine Avenue Extended /U.S. Route 29 Business to its intersection with the Charlottesville city limits; then south along the Charlottesville city limits to its intersection with Sunset Avenue Extended (State Route 781); then south along Sunset Avenue Extended to its intersection with Mountainwood Road; then east along Mountainwood Road to its intersection with Old Lynchburg Road (State Route 780); then south along Old Lynchburg Road (State Route 780) to Old Lynchburg Road (State Route 631); then south along Old Lynchburg Road (State Route 631) to its intersection with a western branch of Biscuit Run (immediately south of and running roughly parallel to Forest Lodge Drive); then east along this western branch of Biscuit Run to its confluence with Biscuit Run; then south along Biscuit Run approximately 375 feet to its confluence with an eastern branch of Biscuit Run; then continuing east along this eastern branch of Biscuit Run to its intersection with Scottsville Road (State Route 20) (just north of the intersection of Scottsville Road and Cedar Hill Farm road); then south along Scottsville Road to its intersection with Red Hill Road (State Route 708); then immediately west along Red Hill Road to its intersection with the North Fork Hardware River; then meandering southwest along the North Fork Hardware River to its confluence with the Hardware River and the South Fork Hardware River; then southwest along the South Fork Hardware River to its confluence with Eppes Creek; then southwest along Eppes Creek to its confluence with Beaver Branch; then meandering southwest along Beaver Branch to its intersection with Plank Road (State Route 712); then southeast along Plank Road to its intersection with Esmont Road (State Route 715); then continuing northeast along Plank Road to its intersection with Scottsville Road (State Route 20); then southeast along Scottsville Road to its intersection with Langhorne Road (State Route 626); then southwest along Langhorne Road to its intersection with James River Road (State Route 627); then southeast along James River Road to its intersection with Warren Ferry Road (State Route 627); then south along Warren Ferry Road to its intersection with the James River and the Albemarle/Buckingham county line; then southwest along the Albemarle/ Buckingham county line to its intersection with the Albemarle/Nelson county line; then northwest along the Albemarle/Nelson county line to its intersection with Batesville Road (State Route 636); then east along Batesville Road to its intersection with Ortman Road (State Route 691); then north along Ortman Road to its intersection with Rockfish Gap Turnpike (U. S. Route 250); then east along Rockfish Gap Turnpike to its intersection with Interstate 64; then east along Interstate 64 to its intersection with the Mechums River; then meandering northeast along the Mechums River to its intersection with Garth Road, the point of origin.

B. *Precincts*: The district shall be divided into six (6) precincts, as described herein:

1. *Country Green Precinct*: Beginning at Sunset Avenue Extended (State Route 781) and the overpass of Interstate 64; then south along Sunset Avenue Extended to its intersection with Mountainwood Road; then east along Mountainwood Road to its intersection with Old Lynchburg Road

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(State Route 780); then south along Old Lynchburg Road (State Route 780) to Old Lynchburg Road (State Route 631); then south along Old Lynchburg Road (State Route 631) to its intersection with a western branch of Biscuit Run (immediately south of and running roughly parallel to Forest Lodge Drive); then east along this western branch of Biscuit Run to its confluence with Biscuit Run; then south along Biscuit Run approximately 375 feet to its confluence with an eastern branch of Biscuit Run; then continuing east along this eastern branch of Biscuit Run to its intersection with Scottsville Road (State Route 20) (just north of the intersection of Scottsville Road and Cedar Hill Farm road); then south along Scottsville Road to its intersection with Red Hill Road (State Route 708); then northwest along Red Hill Road to its intersection with the Norfolk Southern Railway right-of-way; then northeast along the Norfolk Southern Railway right-of-way to its intersection with Interstate 64; then southeast along Interstate 64 to its overpass at Sunset Avenue Extended, the point of origin.

2. *East Ivy Precinct:* Beginning at the intersection of Charlottesville's western city limits and Sunset Avenue Extended (State Route 781); then south along Sunset Avenue Extended to its intersection with Interstate 64; then west along Interstate 64 to its intersection with Dick Woods Road (State Route 637); then north along Dick Woods Road to its intersection with Bloomfield Road (State Route 677); then northeast along Bloomfield Road to its intersection with Ivy Road (U.S. Route 250); then east along Ivy Road to its intersection with Broomley Road (State Route 677); then north along Broomley Road to its intersection with the CSX Railway right-of-way; then east along the CSX Railway right-of-way to its intersection with the U.S. Route 29/250 Bypass; then south along the U.S. Route 29/250 Bypass to its intersection with the U.S. Route 29 Bypass; then south along the U.S. Route 29 Bypass to its intersection with Fontaine Avenue Extended (U.S. Route 29 Business); then east along Fontaine Avenue Extended/U.S. Route 29 Business to its intersection with the Charlottesville city limits; then along the Charlottesville city limits south to the intersection with Sunset Avenue Extended, the point of origin.

3. *Ivy Precinct:* Beginning at the intersection of the Mechums River and Garth Road (State Routes 614, 676 and 601); then east and southeast along Garth Road to its intersection with Ivy Creek; then meandering west and south along Ivy Creek to its intersection with Old Ballard Road (State Route 677); then south along Old Ballard Road to its intersection with Broomley Road (State Route 677); then south along Broomley Road to its intersection with Ivy Road (U.S. Route 250); then west along Ivy Road to its intersection with Bloomfield Road (State Route 677); then southwest along Bloomfield Road to its intersection with Dick Woods Road (State Route 637); then southwest along Dick Woods Road to its intersection with Interstate 64; then west along Interstate 64 to its intersection with the Mechums River; then meandering northeast along the Mechums River to its intersection with Garth Road, the point of origin.

4. *Porter's Precinct:* Beginning at the intersection of Warren Ferry Road (State Route 627), the James River, and the Albemarle/Buckingham county line; then southwest along the Albemarle/Buckingham county line to its intersection with the Albemarle/Nelson county line; then northwest along the Albemarle/Nelson county line to its intersection with Bear Creek; then meandering northeast along Bear Creek to its confluence with an unnamed southern tributary of Bear Creek; then continuing northeast along the unnamed tributary to its intersection with Bear Creek Road (State Route 774); then continuing along Bear Creek Road to its intersection with Appleberry Mountain Trail; then northeast along Appleberry Mountain Trail to its intersection with Barbershop Hill Road; then northeast along Barbershop Hill Road to its intersection with Bungletown Road; then southeast along Bungletown Road to its intersection with Green Creek Road (State Route 630); then east along Green Creek Road to its intersection with Secretarys Sand Road (State Route 717); then briefly northeast along Secretarys Sand Road to its intersection with Alberene Road (State Route 719); then north along Alberene Road to its intersection with Plank Road (State Route 712); then southeast along Plank Road to its intersection with Esmont Road (State Route 715); then continuing northeast along Plank Road to its intersection with Scottsville Road (State Route 20); then southeast along Scottsville Road to its intersection with Langhorne Road (State Route 626); then southwest along Langhorne Road to its intersection with James River Road (State Route 627); then southeast along James River Road to its intersection with Warren Ferry Road (State Route 627); then south along Warren Ferry Road to its intersection with the James River and the Albemarle/Buckingham county line, the point of origin.

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5. *Red Hill Precinct:* Beginning at the intersection of Interstate 64 and the Mechums River; then meandering southwest along the Mechums River to its confluence with the unnamed northern branch of the Mechums River; then continuing west along the unnamed northern branch of the Mechums River to the Albemarle/Nelson county line; then southeast along the Albemarle/Nelson county line to its intersection with Bear Creek; then meandering northeast along Bear Creek to its confluence with an unnamed southern tributary of Bear Creek; then continuing northeast along the unnamed tributary to its intersection with Bear Creek Road (State Route 774); then continuing along Bear Creek Road to its intersection with Appleberry Mountain Trail; then northeast along Appleberry Mountain Trail to its intersection with Barbershop Hill Road; then northeast along Barbershop Hill Road to its intersection with Bungletown Road; then southeast along Bungletown Road to its intersection with Green Creek Road (State Route 630); then east along Green Creek Road to its intersection with Secretarys Sand Road (State Route 717); then briefly northeast along Secretarys Sand Road to its intersection with Alberene Road (State Route 719); then north along Alberene Road to its intersection with Plank Road (State Route 712); then east along Plank Road to its intersection with Beaver Branch; then meandering northeast along Beaver Branch to its confluence with Eppes Creek; then northeast along Eppes Creek to its confluence with the South Fork Hardware River; then meandering northeast along the South Fork Hardware River to its confluence with the North Fork Hardware River and the Hardware River; then meandering northeast along the North Fork Hardware River to its intersection with Red Hill Road (State Route 708); then northwest along Red Hill Road to its intersection with the Norfolk Southern Railway right-of-way; then northeast along the Norfolk Southern Railway right-of-way to its intersection with Interstate 64; then west on Interstate 64 to its intersection with the Mechums River, the point of origin.

6. *Yellow Mountain Precinct:* Beginning at the intersection of the Albemarle/Nelson county line and Batesville Road (State Route 636); then east along Batesville Road to its intersection with Ortman Road (State Route 691); then north along Ortman Road to its intersection with Rockfish Gap Turnpike (U. S. Route 250); then east along Rockfish Gap Turnpike to its intersection with Interstate 64; then east along Interstate 64 to its intersection with the Mechums River; then meandering southwest along the Mechums River to its confluence with an unnamed northern branch of the Mechums River; then meandering west along the unnamed northern branch of the Mechums River to its intersection with the Albemarle/Nelson county line; then northwest on the Albemarle/Nelson county line to its intersection with Batesville Road (State Route 636), the point of origin.

C. *Polling places:* Each precinct shall have a polling place at the location identified below:

1. *Country Green Precinct:* South Ridge Christian Fellowship Church, 1284 Sunset Avenue Extended.
2. *East Ivy Precinct:* The Miller Center of Public Affairs, 2201 Old Ivy Road.
3. *Ivy Precinct:* Meriwether Lewis Elementary School, 1610 Owensville Road.
4. *Porter's Precinct:* Yancey Elementary School, 7625 Porters Road.
5. *Red Hill Precinct:* Red Hill Elementary School, 3901 Red Hill School Road.
6. *Yellow Mountain Precinct:* Mount Ed Baptist Church, 1606 Craigs Store Road.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98, § 2-100(4), § 2-104; Ord. 01-2(1), 5-9-01; Ord. 04-2(2), 8-4-04; Ord. 11-2(2), 5-4-11; Ord. 15-2(2), 10-7-15)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-105 Scottsville Magisterial District.

The Scottsville Magisterial District shall be bounded, and contain precincts and polling places, as follows:

A. *Description of district:* Beginning at Sunset Avenue Extended (State Route 781) and Charlottesville's southern city limits; then south along Sunset Avenue Extended to its intersection with

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Mountainwood Road; then east along Mountainwood Road to its intersection with Old Lynchburg Road (State Route 780); then south along Old Lynchburg Road (State Route 780) to Old Lynchburg Road (State Route 631); then south along Old Lynchburg Road to its intersection with a western branch of Biscuit Run (immediately south of and running roughly parallel to Forest Lodge Drive), then east along this western branch of Biscuit Run to its confluence with Biscuit Run; then south along Biscuit Run approximately 375 feet to its confluence with an eastern branch of Biscuit Run; then continuing east along this eastern branch of Biscuit Run to its intersection with Scottsville Road (State Route 20) (just north of the intersection of Scottsville Road and Cedar Hill Farm road); then south along Scottsville Road to its intersection with Red Hill Road (State Route 708); then immediately west along Red Hill Road to its intersection with the North Fork Hardware River; then meandering southwest along the North Fork Hardware River to its confluence with the Hardware River and the South Fork Hardware River; then southwest along the South Fork Hardware River to its confluence with Eppes Creek; then southwest along Eppes Creek to its confluence with Beaver Branch; then meandering southwest along Beaver Branch to its intersection with Plank Road (State Route 712); then southeast along Plank Road to its intersection with Esmont Road (State Route 715); then continuing northeast along Plank Road to its intersection with Scottsville Road (State Route 20); then southeast along Scottsville Road to its intersection with Langhorne Road (State Route 626); then southwest along Langhorne Road to its intersection with James River Road (State Route 627); then southeast along James River Road to its intersection with Warren Ferry Road (State Route 627); then south along Warren Ferry Road to its intersection with the James River and the Albemarle/Buckingham county line; then east along the Albemarle/ Buckingham county line to its intersection with the Albemarle/Fluvanna county line; then northeast along the Albemarle/Fluvanna county line to its intersection with Interstate 64; then west along Interstate 64 to its intersection with the Rivanna River; then meandering northwest along the Rivanna River to its intersection with the Charlottesville city limits; then along the Charlottesville city limits west to its intersection with Sunset Avenue Extended, the point of origin.

B. *Precincts*: The district shall be divided into four (4) precincts, as described herein:

1. *Cale Precinct*: Beginning at the intersection of Sunset Avenue Extended (State Route 781) and Charlottesville's southern city limits; then east with along Charlottesville's southern city limits to its intersection with Monticello Avenue (State Route 20); then south along Monticello Avenue to its intersection with Interstate 64 and Scottsville Road (State Route 20); then south along Scottsville Road to its intersection with an eastern branch of Biscuit Run (just north of the intersection of Scottsville Road and Cedar Hill Farm road); then west along this eastern branch to its confluence with Biscuit Run; then north along Biscuit Run for approximately 375 feet to its confluence with a western branch of Biscuit Run (immediately south of and running roughly parallel to Forest Lodge Drive); then west along this western branch to its intersection with Old Lynchburg Road (State Route 631); then north along Old Lynchburg Road (State Route 631) to its intersection with Old Lynchburg Road (State Route 780); then northwest along Old Lynchburg Road (State Route 780) to its intersection with Mountainwood Road; then west along Mountainwood Road to its intersection with Sunset Avenue Extended (State Route 781); then north along Sunset Avenue Extended to its intersection with Charlottesville's southern city limits, the point of origin.

2. *Monticello Precinct*: Beginning at the intersection of Scottsville Road (State Route 20) and Thomas Jefferson Parkway (State Route 53); then east along Thomas Jefferson Parkway to the Albemarle/ Fluvanna county line; then southwest along the Albemarle/Fluvanna county line to its intersection with Rolling Road South (State Route 620); then north along Rolling Road South to its intersection with Rolling Road (State Route 620); then northwest along Rolling Road to its intersection with Secretarys Road (State Route 708); then west along Secretarys Road to its intersection with Carters Mountain Road (State Route 627); then south along Carters Mountain Road to its intersection with Scottsville Road (State Route 20); then north along Scottsville Road to its intersection with Thomas Jefferson Parkway, the point of origin.

3. *Scottsville Precinct*: Beginning at the intersection of Rolling Road South (State Route 620) and the Albemarle/Fluvanna county line; then southwest along the Albemarle/Fluvanna county line to its intersection with the James River and the Albemarle/Buckingham county line; then southwest along the Albemarle/Buckingham county line to its intersection with Warren Ferry Road (State Route 627); then north along Warren Ferry Road to its intersection with James River Road (State Route 627); then

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northwest along James River Road to its intersection with Langhorne Road (State Route 626); then northeast along Langhorne Road to its intersection with Scottsville Road (State Route 20); then northwest along Scottsville Road to its intersection with Plank Road (State Route 712); then southwest along Plank Road to its intersection with Esmont Road (State Route 715); then northwest along Plank Road to its intersection with Beaver Branch; then northeast along Beaver Branch to its confluence with Eppes Creek; then northeast along Eppes Creek to its confluence with the South Fork Hardware River; then meandering northeast along the South Fork Hardware River to its confluence with the North Fork Hardware River and the Hardware River; then meandering northeast along the North Fork Hardware River to its intersection with Red Hill Road (State Route 708); then east along Red Hill Road to its intersection with Scottsville Road (State Route 20); then south along Scottsville Road to its intersection with Carters Mountain Road (State Route 627); then north along Carters Mountain Road to its intersection with Secretarys Road (State Route 708); then east along Secretarys Road to its intersection with Rolling Road (State Route 620); then southeast along Rolling Road to its intersection with Rolling Road South (State Route 620); then south along Rolling Road South to its intersection with the Albemarle/Fluvanna county line, the point of origin.

4. *Stone-Robinson Precinct*: Beginning at the intersection of Scottsville Road (State Route 20) and Thomas Jefferson Parkway (State Route 53); then southeast along Thomas Jefferson Parkway to its intersection with the Albemarle/Fluvanna county line; then northeast along the Albemarle/Fluvanna county line to its intersection with Interstate 64; then west along Interstate 64 to its intersection with the Rivanna River; then meandering northwest along the Rivanna River to its intersection with the Charlottesville city limits; then along the Charlottesville city limits southwest to its intersection with Monticello Avenue (State Route 20); then south along Monticello Avenue to its intersection with Interstate 64 and Scottsville Road (State Route 20); then south along Scottsville Road to its intersection with Thomas Jefferson Parkway, the point of origin.

C. *Polling places*: Each precinct shall have a polling place at the location identified below:

1. *Cale Precinct*: Cale Elementary School, 1757 Avon Street Extended.
2. *Monticello Precinct*: Monticello High School, 1400 Independence Way.
3. *Scottsville Precinct*: Scottsville Elementary School, 7868 Scottsville Road.
4. *Stone-Robinson Precinct*: Stone-Robinson Elementary School, 958 North Milton Road.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98, § 2-100(5), § 2-105; Ord. 01-2(1), 5-9-01; Ord. 11-2(2), 5-4-11)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-106 White Hall Magisterial District.

The White Hall Magisterial District shall be bounded, and contain precincts and polling places, as follows:

A. *Description of district*: Beginning at the intersection of Batesville Road (State Route 636) and the Albemarle/Nelson county line; then east along Batesville Road to its intersection with Ortman Road (State Route 691); then north along Ortman Road to its intersection with Rockfish Gap Turnpike (U. S. Route 250); then east along Rockfish Gap Turnpike to its intersection with Interstate 64; then east along Interstate 64 to its intersection with the Mechums River; then continuing northeast along the Mechums River to its confluence with the Moormans River where they form the South Fork Rivanna River; then meandering southeast along the South Fork Rivanna River to its intersection with Reas Ford Road (State Route 660); then north along Reas Ford Road to its intersection with Bleak House Road (State Route 662); then north along Bleak House Road to its intersection with Buck Mountain Road (State Route 665); then northeast along Buck Mountain Road (State Route 665) to its intersection with Buck Mountain Road (State Route 664); then southeast along Buck Mountain Road (State Route 664) to its intersection with Buck Mountain Road (State Route 663); then southeast along Buck Mountain Road (State Route 663) to its

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intersection with Earlysville Road (State Route 743); then southeast along Earlysville Road to its intersection with Dickerson Road (State Route 606); then north along Dickerson Road to its intersection with Dickerson Lane (State Route 763); then east along Dickerson Lane to its intersection with Seminole Trail (U.S. Route 29); then north along Seminole Trail to its intersection with the Albemarle/Greene county line; then west along the Albemarle/Greene county line to the Albemarle/Rockingham county line; then southwest along the Albemarle/Rockingham county line to its intersection with the Albemarle/Augusta county line; then south along the Albemarle/Augusta county line to its intersection with the Albemarle/Nelson county line; then southeast along the Albemarle/Nelson county line to its intersection with Batesville Road (State Route 636), the point of origin.

B. *Precincts*: The district shall be divided into four (4) precincts, as described herein:

1. *Brownsville Precinct*: Beginning at the intersection of Jarmans Gap Road (State Route 611) and the Albemarle/Augusta county line; then southwest along the Albemarle/Augusta county line to its intersection with the Albemarle/Nelson county line; then southeast along the Albemarle/Nelson county line to its intersection with Batesville Road (State Route 636); then east along Batesville Road to its intersection with Ortman Road (State Route 691); then north along Ortman Road to its intersection with Rockfish Gap Turnpike (U. S. Route 250); then east along Rockfish Gap Turnpike to its intersection with Interstate 64; then east along Interstate 64 to its intersection with the Mechums River; then northeast along the Mechums River to its intersection with the CSX Railway right-of-way; then west along the CSX Railway right-of-way to its intersection with Crozet Avenue (State Route 240); then south along Crozet Avenue to its intersection with Jarmans Gap Road (State Route 691); then west along Jarmans Gap Road (State Route 691) to its intersection with Jarmans Gap Road (State Route 611); then northwest along Jarmans Gap Road to its intersection with the Albemarle/Augusta county line, the point of origin.

2. *Crozet Precinct*: Beginning at the intersection of Jarmans Gap Road (State Route 611) and the Albemarle/Augusta county line; then northeast along the Albemarle/Augusta county line to its intersection with the Albemarle/Rockingham county line; then northeast along the Albemarle/Rockingham county line to its intersection with the gate on Skyline Drive where the Jones Run Trail originates (near Mile Post 84); then east and south along Jones Run Trail to its intersection with Jones Run; then east along Jones Run to its confluence with the Doyles River; then meandering southeast along the Doyles River to its intersection with Blackwells Hollow Road (State Route 810); then west along Blackwells Hollow Road to its intersection with Browns Gap Turnpike (State Route 810); then south along Browns Gap Turnpike to its intersection with the Moormans River; then meandering east along the Moormans River to its intersection with Millington Road (State Route 671); then southwest along Millington Road to its intersection with Garth Road (State Route 614); then southeast along Garth Road to its intersection with the Mechums River; then meandering southwest along the Mechums River to its intersection with the CSX Railway right-of-way; then west along the CSX Railway right-of-way to its intersection with Crozet Avenue (State Route 240); then south along Crozet Avenue to its intersection with Jarmans Gap Road (State Route 691); then west along Jarmans Gap Road (State Route 691) to its intersection with Jarmans Gap Road (State Route 611); then northwest along Jarmans Gap Road (State Route 611) to its intersection with the Albemarle/Augusta county line, the point of origin.

3. *Earlysville Precinct*: Beginning at the intersection of Seminole Trail (U.S. Route 29) and the Albemarle/Greene county line; then west along the Albemarle/Greene county line to its intersection with Dyke Road (State Route 810); then south along Dyke Road to its intersection with Markwood Road (State Route 664); then south along Markwood Road to its intersection with Davis Shop Road (State Route 671); then southwest along Davis Shop Road to its intersection with Buck Mountain Creek; then meandering southeast along Buck Mountain Creek to its confluence with the South Fork Rivanna River; then meandering southeast along the South Fork Rivanna River to its intersection with Reas Ford Road (State Route 660); then north along Reas Ford Road to its intersection with Bleak House Road (State Route 662); then north along Bleak House Road to its intersection with Buck Mountain Road (State Route 665); then northeast along Buck Mountain Road (State Route 665) to its intersection with Buck Mountain Road (State Route 664); then southeast along Buck Mountain Road (State Route 664) to its intersection with Buck Mountain Road (State Route 663); then southeast along Buck Mountain Road (State Route 663) to its intersection with Earlysville Road (State Route 743); then southeast along Earlysville Road to its intersection with Dickerson Road (State Route 606); then north along Dickerson Road to its

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intersection with Dickerson Lane (State Route 763); then east along Dickerson Lane to its intersection with Seminole Trail (U.S. Route 29); then north along Seminole Trail to its intersection with the Albemarle/Greene county line, the point of origin.

4. *Free Union Precinct*: Beginning at the Albemarle/Rockingham/Greene county line; then southwest along the Albemarle/Rockingham county line to its intersection with the gate on Skyline Drive where the Jones Run Trail originates (near Mile Post 84); then east and south along Jones Run Trail to its intersection with Jones Run; then east along Jones Run to its confluence with the Doyles River; then meandering southeast along the Doyles River to its intersection with Blackwells Hollow Road (State Route 810); then west along Blackwells Hollow Road to its intersection with Browns Gap Turnpike (State Route 810); then south along Browns Gap Turnpike to its intersection with the Moormans River; then meandering east along the Moormans River to its intersection with Millington Road (State Route 671); then southwest along Millington Road to its intersection with Garth Road (State Route 614); then southeast along Garth Road to its intersection with the Mechums River; then meandering northeast along the Mechums River to its confluence with the Moormans River where they form the South Fork Rivanna River; then meandering east along the South Fork Rivanna River to its confluence with Buck Mountain Creek; then meandering northwest along Buck Mountain Creek to its intersection with Davis Shop Road (State Route 671); then northeast along Davis Shop Road to its intersection with Markwood Road (State Route 664); then north along Markwood Road to its intersection with Dyke Road (State Route 810); then north along Dyke Road to its intersection with the Albemarle/Greene county line; then west along the Albemarle/Greene county line to its intersection with the Albemarle/Rockingham/Greene county line, the point of origin.

C. *Polling places*: Each precinct shall have a polling place at the location identified below:

1. *Brownsville Precinct*: Brownsville Elementary School, 5870 Rockfish Gap Turnpike.
2. *Crozet Precinct*: Crozet Elementary School, 1407 Crozet Avenue.
3. *Earlsville Precinct*: Broadus Wood Elementary School, 185 Buck Mountain Road.
4. *Free Union Precinct*: Free Union Baptist Church, Millington Road, Free Union.

(8-19-71, § 1; 9-5-72; 7-15-81; Code 1988, § 6-1; 5-15-91; Ord. 95-6(1), 1-11-95; Ord. 98-A(1), 8-5-98, § 2-100(6), § 2-106; Ord. 01-2(1), 5-9-01; Ord. 03-2(2), 7-9-03; Ord. 11-2(2), 5-4-11)

State law reference – Va. Code §§ 15.2-1211, 24.2-304.1 *et seq.*, 24.2-305 *et seq.*

Sec. 2-107 Central absentee voter precinct.

There is hereby established a central absentee voter precinct on the first floor of the Albemarle County Office Building, 1600 5th Street, Charlottesville, for the purpose of receiving, counting and recording absentee ballots in all elections.

(11-14-84; Code 1988, § 6-9; Ord. 98-A(1), 8-5-98; Ord. 01-2(1), 5-9-01; Ord. 08-2(4), 7-2-08)

State law reference – Va. Code § 24.2-712.

ARTICLE II. BOARD OF SUPERVISORS

Sec. 2-200 County executive form of government.

The county shall operate under the county executive form of organization and government.

(Ord. 98-A(1), 8-5-98)

State law reference--Va. Code §§ 15.2-500-15.2-541.

Editor's Note: The County of Albemarle, at an election held on May 2, 1933, adopted the county executive form of government effective January 1, 1934.

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Sec. 2-201 Board of supervisors.

The board of supervisors shall be composed of six (6) members elected by the voters of the county. One member shall be a qualified voter of each election district and shall be elected solely by the voters of that election district. Board of supervisors members shall be elected for four (4) year terms.

(Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 15.2-502.

Sec. 2-202 Compensation of board of supervisors.

The salary of the board of supervisors shall be fifteen thousand nine hundred forty-six dollars (\$15,946.00) for each board member effective July 1, 2016. In addition to the regular salary, the vice-chairman shall receive a stipend of thirty-five dollars (\$35.00) for each and every meeting chaired and the chairman shall receive an annual stipend of one thousand eight hundred dollars (\$1,800.00).

(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; 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)

State law reference--Compensation of board of supervisors, Va. Code § 15.2-1414.3.

ARTICLE III. SCHOOL BOARD

Sec. 2-300 School board.

The school board of the county shall be composed of seven (7) members elected by the voters of the county. One member shall be a resident of each election district, and shall be elected by the voters of that election district, and one member shall be a resident of the county at-large, and shall be elected by the voters of the county at-large. School board members shall be elected for four-year terms; the term of each member elected by election district shall be coterminous with the term of the board of supervisors member for that district. The initial election shall be held pursuant to Virginia Code § 22.1-57.3. The existing appointed school board members shall continue in office until their elected replacements take office pursuant to Virginia Code § 22.1-57.3. Any vacancy in the office of an elected school board member shall be filled pursuant to Virginia Code §§ 24.2-226 and 24.2-227.

(3-22-77; 1-4-78; 2-13-80; 4-13-88; Ord. of 5-11-94; Code 1988, § 2-1; Ord 98-A(1), 8-5-98)

State law reference--School boards in counties having county executive form of government, Va. Code, § 15.2-533.

ARTICLE IV. PLANNING COMMISSION

Sec. 2-400 Planning commission.

There is hereby created a planning commission for the county.

(Code 1967, § 2-3; Code 1988, § 2-3; Ord. 98-A(1), 8-5-98)

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State law reference--Duty of county to create planning commission, Va. Code § 15.2-2210.

Sec. 2-401 Composition; appointment, terms and compensation of members; quorum.

A. *Composition.* The planning commission shall be composed of eight (8) members appointed by the board of supervisors. All members of the planning commission shall be residents of the county, qualified by knowledge and experience to make decisions on questions of community growth and development, and at least one-half (1/2) of the members shall be freeholders.

B. *Appointment and terms.* One member of the planning commission shall be appointed by the board of supervisors with the advice of the president of the University of Virginia for a term of one year, to serve in an advisory capacity without voting rights. Of the seven (7) voting members, one shall be nominated from each of the six (6) magisterial districts by the board member representing that district, and one shall be nominated to serve at-large. Three (3) of the members appointed from specified magisterial districts shall be appointed in each even-numbered year following county elections, by nomination of the newly elected board members and for terms coextensive with theirs. The at-large member shall be appointed each even-numbered year following county elections for a two-year term. Vacancies occurring due to resignation or other causes shall be filled by appointment for the unexpired term only.

C. *Compensation.* All members of the planning commission, except the nonvoting member appointed with the advice of the president of the University of Virginia, shall receive four thousand one hundred dollars (\$4,100.00) per annum, to be paid in monthly installments. The chairman of the planning commission shall receive an additional one thousand five hundred dollars (\$1,500.00) per annum, to be paid in monthly installments.

D. *Quorum.* A majority of the voting members shall constitute a quorum, and no action of the planning commission shall be valid unless authorized by a majority vote of those present and voting.

(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; Ord. 98-A(1), 8-5-98; Ord. 00-2(2), 8-2-00)

State law references--Composition, terms etc., of planning commissions, Va. Code § 15.2-2212; quorum §15.2-2215.

Sec. 2-402 Organization.

The planning commission shall elect from among the appointive members a chairman and vice-chairman, whose terms shall be for one year. The chairman and vice-chairman are eligible for reelection. The planning commission may create and fill such other offices as it deems necessary.

(Code 1967, § 2-5; Code 1988, § 2-5; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 15.2-2217.

Sec. 2-403 Finances.

The planning commission shall, at such times as the board of supervisors may require by resolution, submit a budget to the board of supervisors outlining proposed expenditures for the next fiscal year. The board of supervisors may approve, reject or amend the budget, in whole or in part. The planning commission may expend sums appropriated to it for its purposes and activities.

The board of supervisors may accept gifts and donations for planning commission purposes. Any moneys so accepted shall be deposited in a special nonreverting planning commission fund to be available for expenditure by the planning commission for the purpose designated by the donor. The finance director may issue warrants against such special fund only upon vouchers signed by the chairman and the secretary of the planning commission.

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(Code 1967, § 2-7; 4-21-76; Code 1988, § 2-7; Ord. 98-A(1), 8-5-98)

State law reference--As to duty of planning commission to prepare annual budget, see Va. Code § 15.2-2221(7); for authority to accept gifts and donations, see Va. Code § 15.2-2222.

Sec. 2-404 Employees; contracts with planners and consultants; limitation on expenditures.

The county planning commission shall have the power and authority to appoint such employees and staff as it may deem necessary for its work, and may contract with consultants for such services as it may require. Such expenditures, exclusive of gifts or grants, shall be within the amount appropriated for the purpose by the board of supervisors.

(Code 1967, § 2-8; Code 1988, § 2-8; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 15.2-2217.

Sec. 2-405 Adoption of rules; records; assistance by other county and municipal officials.

The planning commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings and determinations, which record shall be a public record. Upon request of the planning commission, the board of supervisors may, from time to time, for the purpose of special surveys under the direction of the planning commission, assign or detail to the planning commission any members of the staffs of county departments, or may direct any such department to make for the commission special surveys or studies requested by the planning commission.

(Code 1967, § 2-9; Code 1988, § 2-9; Ord. 98-A(1), 8-5-98)

State law reference--Duty of planning commission to adopt rules of procedure and maintain records, see Va. Code § 15.2-2217.

Sec. 2-406 Duties generally.

The planning commission shall:

A. Serve as an advisory body to the board of supervisors to promote the orderly development of the county and its environs and to accomplish the objectives set forth in Virginia Code § 15.2-2200;

B. Prepare and recommend a comprehensive plan for the physical development of the county pursuant to Virginia Code §§ 15.2-2223 et. seq.;

C. At the direction of the board of supervisors, or may on its own initiative, make or cause to be made an official map pursuant to Virginia Code §§ 15.2-2233 et. seq.;

D. At the discretion of the board of supervisors, or may on its own initiative, prepare and revise annually a capital improvement program based on the comprehensive plan of the county for a period not to exceed the ensuing five years pursuant to Virginia Code § 15.2-2239;

E. At the request of the board of supervisors, or may on its own initiative, prepare and recommend amendments to the Subdivision Ordinance;

State law reference--Va. Code § 15.2-2253.

F. At the direction of the board of supervisors, or may on its own initiative, prepare and recommend amendments to the Zoning Ordinance including a map or maps showing the zoning districts of the county;

State law reference--Va. Code § 15.2-2285.

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G. Administer the subdivision ordinance and zoning ordinance as set forth in such; and

H. Make recommendations and an annual report to the board of supervisors concerning the operation of the planning commission and the status of planning within the county.

(Code 1988, §§ 2-10, 2-11, 2-12, 2-13, 2-14, 2-15, 2-16, 2-17, 2-18, 2-19, 2-20, 2-21, 2-22, 2-23; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 15.2-2221(6); powers of authority generally, see Va. Code § 15.2-2221.

ARTICLE V. LAW ENFORCEMENT

Sec. 2-500 Police department.

The Albemarle County Police Department, hereinafter, the police department, is hereby established as the department of law enforcement for the county, and shall be responsible for the enforcement of all criminal laws and local ordinances, the safeguard of life and property and the preservation of peace throughout the county.

The chief of police and all police officers shall be appointed by the board of supervisors pursuant to Virginia Code § 15.2-512. The chief of police shall serve as the chief administrative officer of the police department. The county executive shall have supervision and control of the police department.

(5-11-83; 6-1-83; 7-13-83; 3-9-88; Code 1988, § 10.1-1; Ord. 98-A(1), 8-5-98)

State law reference--Authority to adopt this provision Va. Code § 15.2-528.

Sec. 2-501 Employment of Off-Duty Police Officers.

Upon individual application to, and approval by, the chief of police, police officers may engage in off-duty employment, including employment that may occasionally require such officers to use their police powers in the performance of such employment. The chief of police is hereby authorized to promulgate rules and regulations applying to such off-duty employment.

(Ord. 98-A(1), 8-5-98)

State law reference--Authority to adopt this provision, Va. Code § 15.2-1712.

Sec. 2-502 Concealed handgun permits.

As a condition for issuance of a concealed handgun permit pursuant to Virginia Code § 18.2-308, and in order to determine the suitability for a concealed handgun permit, any applicant for such permit who resides in the county shall be fingerprinted by the sheriff and shall provide personal descriptive information.

(Code 1988, § 10.1-4; Ord. 98-A(1), 8-5-98; Ord. 02-2(1), 4-17-02)

Sec. 2-503 Disposition of unclaimed personal property in possession of law enforcement agencies.

A. Any unclaimed personal property that has been in the possession of the chief of police, sheriff or any of their duly authorized and sworn officers or deputies, and which has remained unclaimed for more than sixty (60) days, may be (i) sold at public auction in accordance with the provisions of this section or (ii) be retained for use by the law-enforcement agency.

B. Prior to the sale or retention for use by the law-enforcement agency of any unclaimed item, the chief of police, sheriff or their duly authorized agents shall make reasonable attempts to notify the rightful owner of the property, obtain from the Commonwealth's Attorney a written statement advising that the item is not needed in any criminal prosecution, and cause to be published in a newspaper of general circulation in the county once a week for two successive weeks, notice that there will be a public display

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and sale of unclaimed personal property. Such property, including property selected for retention by the law-enforcement agency, shall be described generally in the notice, together with the date, time and place of the sale and shall be made available for public viewing at the sale. The chief of police, sheriff or their duly authorized agents shall pay from the proceeds of sale the costs of advertisement, removal, storage, investigation as to ownership and liens, and notice of sale. The balance of the funds shall be held by such officer for the owner and paid to the owner upon satisfactory proof of ownership. Any unclaimed item retained for use by the law-enforcement agency shall become the property of the county and shall be retained only if, in the opinion of the chief law-enforcement officer, there is a legitimate use for the property by the agency and that retention of the item is a more economical alternative than purchase of a similar or equivalent item.

C. If no claim has been made by the owner for the property or proceeds of such sale within sixty days of the sale, the remaining funds shall be deposited in the general fund of the county and the retained property may be placed into use by the law-enforcement agency. Any such owner shall be entitled to apply to the county within three years from the date of the sale and, if timely application is made therefor and satisfactory proof of ownership of the funds or property is made, the county shall pay the remaining proceeds of the sale or return the property to the owner without interest or other charges or compensation. No claim shall be made nor any suit, action or proceeding be instituted for the recovery of such funds or property after three years from the date of the sale.

D. As used herein, "unclaimed personal property" shall be any personal property belonging to another which has been acquired by a law-enforcement officer pursuant to his duties, which is not needed in any criminal prosecution, which has not been claimed by its rightful owner and which the State Treasurer has indicated will be declined if remitted under the Uniform Disposition of Unclaimed Property Act (Virginia Code §§ 55-210.1 et seq.).

E. The chief of police and sheriff are hereby constituted the agents of the county for purposes of administration of this section.

F. Any bicycle or moped which has been in the possession of the police department or sheriff's department, unclaimed, for more than thirty (30) days, may be sold at public auction or donated to a charitable organization, in the discretion of the police or sheriff's department.

(1-11-84; Ord. No. 94-10.1(1), 12-7-94; Code 1988, § 10.1-2; Ord. 98-A(1), 8-5-98)

State law reference--Authority to adopt this provision, Va. Code § 15.2-1719.

Sec. 2-504 Volunteer community service force.

There is hereby created a volunteer community service force which shall be designated the "Albemarle County Community Service Force."

A. The community service force shall consist of unpaid volunteer citizens designated volunteer community service officers, who shall be under the direct supervision of the chief of police of the county.

B. The purpose and function of the volunteer service force shall be to provide assistance to the chief of police and the regular county police force in the maintenance of police records and communications, to provide public education and information in crime prevention and detection and similar police activities; provided, that no volunteer community service officer shall carry weapons of deadly force or have power of arrest.

C. Uniforms and equipment for volunteer community service officers, the qualification and training of candidates, duties and operating procedures and all other matters not specified in this section shall be as prescribed by regulations recommended from time to time by the chief of police and county executive and approved by the board of supervisors. Uniforms and equipment shall be provided by the county from the budget of the county police force.

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D. Volunteer community service officers shall not be deemed county employees for purposes of tenure, nor shall they be subject to the county employee grievance procedure.

E. To the extent possible, volunteer community service officers shall be covered by the county's liability insurance.

F. Volunteer community service officers shall not be deemed auxiliary police officers under Virginia Code § 15.2-1731, or special police officers under Virginia Code § 15.2-1737.

(8-10-88; Code 1988, § 10.1-3; Ord. 98-A(1), 8-5-98; Ord. 13-2(2), 12-4-13)

Sec. 2-505 Auxiliary police force.

There is hereby created an auxiliary police force which shall be designated the "Albemarle County Auxiliary Police Force."

A. The auxiliary police force shall be comprised of citizen volunteers selectively used to conduct a variety of operational support and administrative assignments.

B. The chief of police shall have the authority to appoint as auxiliary police officers as many persons of good character as he deems necessary, not to exceed 15 percent of the paid force; and their appointment shall be revocable at any time by the chief of police.

C. The chief of police shall have the authority to prescribe the uniform, equipment, organization and such rules and regulations as he shall deem necessary for the operation of the auxiliary police force.

D. The chief of police may call into service such auxiliary policemen as may be deemed necessary:

1. In time of public emergency;
2. At such times as there is an insufficient number of regular policemen to preserve the peace, safety and good order of the community; or
3. At any time for the purpose of training such auxiliary policemen.

E. The members of the auxiliary police force shall not be required to act beyond the limits of the jurisdiction of the county except when called upon to protect any public property belonging to the county which may be located beyond its boundaries unless authorized by a mutual aid agreement pursuant to Virginia Code § 15.2-1736.

F. The members of the auxiliary police force shall not be deemed county employees and shall serve without compensation.

G. To the extent possible, members of the auxiliary police force shall be covered by the county's liability insurance.

H. The members of the auxiliary police force shall not be deemed special police officers under Virginia Code § 15.2-1737.

I. The members of the auxiliary police force shall wear the uniform and equipment prescribed by the chief of police at all times while serving as auxiliary policemen.

J. Any citizen of the United States shall be eligible to make application to become a member of the auxiliary police force. Applicants shall apply and will be selected in the form and manner prescribed by the chief of police.

(Ord. 13-2(2), 12-4-13)

State law reference-Va. Code §§ 15.2-1731-1736.

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ARTICLE VI. ECONOMIC DEVELOPMENT AUTHORITY

Sec. 2-600 Creation of economic development authority.

There is hereby created pursuant to the Industrial Development and Revenue Bond Act (Virginia Code § 15.2-4900 et seq.) a political subdivision of the Commonwealth of Virginia to be known as the "Economic Development Authority of Albemarle County, Virginia," which is hereinafter referred to in this article as the "economic development authority."

(5-12-76, §§ 1, 2; Ord. of 5-4-94; Code 1988, §§ 2-47, 2-48; § 2-600, Ord. 98-A(1), 8-5-98; Ord. 08-2(3), 6-4-08, effective 7-1-08; Ord. 16-2(2), 11-9-16)

Sec. 2-601 Powers, duties, and procedures.

The economic development authority shall have all public and corporate powers as are or may from time to time be conferred upon economic development authorities pursuant to the Industrial Development and Revenue Bond Act (Virginia Code § 15.2-4900 et seq.). In the exercise of its powers, the economic development authority shall perform all applicable duties and comply with all applicable procedures required by the Act, including obtaining the prior approval of the board of supervisors when that approval is required by state or federal law before the economic development authority may act.

(5-12-76, § 3; 11-1-78; 8-14-80; 12-2-81; 3-16-83; 12-21-83; Ord. of 12-16-92; Ord. of 5-4-94; Code 1988, § 2-49; § 2-601, Ord. 98-A(1), 8-5-98; Ord. 08-2(3), 6-4-08, effective 7-1-08; Ord. 16-2(2), 11-9-16)

*State law reference--*Va. Code § 15.2-4905.

Sec. 2-602 Board of directors.

(Formerly Board of supervisors to approve financing, Repealed 11-9-16)

The economic development authority shall be governed by a board of directors in which all powers of the authority shall be vested, composed of seven (7) members appointed by the board of supervisors as provided by law.

(Ord. of 5-4-94; Code 1988, § 2-52; § 2-604, Ord. 98-A(1), 8-5-98; Ord. 08-2(3), 6-4-08, effective 7-1-08; § 2-602, Ord. 16-2(2), 11-9-16)

*State law reference--*Va. Code § 15.2-4904.

Sec. 2-603 (Repealed 11-9-16)

Sec. 2-605 (Repealed 11-9-16)

ARTICLE VII. ALBEMARLE COUNTY SERVICE AUTHORITY

Sec. 2-700 Service authority.

There is hereby created a water and sewer authority to be known as the "Albemarle County Service Authority," hereinafter, the service authority.

(Code 1967, § 2-19; Code 1988, § 2-24; Ord. 98-A(1), 8-5-98)

*State law reference--*Va. Code §§ 15.2-5100 to 15.2-5151.

Sec. 2-701 Purposes and powers.

The service authority is created for the purpose of acquiring, financing, constructing, operating and maintaining one or more water systems and one or more sewer systems, or any combination thereof,

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including pipe lines and other property and facilities incidental thereto for the primary purpose of furnishing water and sewer facilities, or both, to residents and places of business in certain areas in the county, and for the purpose of exercising the powers conferred by Virginia Code §§ 15.2-5100 through 15.2-5151. No project, other than that specified in the articles of incorporation of such authority, shall be undertaken by such authority until and unless the board of supervisors shall, by subsequent resolution, after public hearing and with or without referendum, specify the further projects to be undertaken.

(Code 1967, § 2-20; Code 1988, § 2-25; Ord. 98-A(1), 8-5-98)

State law reference--For state law as to general powers of water and sewer authorities, see Va. Code § 15.2-5114; limitation of projects. Va. Code § 15.2-5111.

Sec. 2-702 Membership; appointment and term of office of members; filling of vacancies.

A. The service authority shall consist of six members, to be appointed by the board of supervisors, with one member being appointed from each of the six magisterial districts in the county. Upon expiration of the original terms of office of present board members and the new board member, as shown on a chart on file in the clerk's office, which chart is hereby made a part of this section, successors shall be appointed for the terms shown on such chart. Thereafter, each successor shall serve a term of office concurrent with the term of office of the supervisor appointing that member. Each such person appointed shall serve until the expiration of his term or until his successor shall have been duly appointed and qualified.

B. Any vacancy in the members of the service authority, other than by expiration of such member's term of office, shall be filled by the appointment of a member to fill such vacancy for the unexpired term only.

(Code 1967, 2-21; § 12-12-84; Code 1988, § 2-26; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 15.2-5113.

ARTICLE VIII. AIRPORT COMMISSION

Sec. 2-800 Airport commission.

There is hereby established a joint airport commission to be known as the Charlottesville-Albemarle Joint Airport Commission, hereinafter, the airport commission. As used in this article, the term "airport commission" or "commission" means the joint airport commission established pursuant to § 7(D) of the Charlottesville-Albemarle Airport Authority Act (2003 Acts of Assembly, Chapter 864), as set forth within section 2-801, below.

(8-18-54, § 1; 5-16-74, § 1; Code 1988, §§ 2-27 and 2-28; Ord. 98-A(1), 8-5-98; Ord. 03-2(3), 12-3-03)

State law reference--For state law authorizing city and county to act jointly in regard to airport, see Va. Code §§ 5.1-35, 5.1-36. As to aviation generally, see Va. Code §§ 5.1-1 et seq.

Sec. 2-801 Composition; appointment of members.

The airport commission shall consist of seven members. The members shall be citizens of the City of Charlottesville or the county who hold no other municipal or county office and who shall be appointed as follows: three (3) members shall be appointed by the Charlottesville City Council, three (3) members shall be appointed by the board of supervisors, and one (1) member shall be appointed by the joint action of the City Council and board of supervisors, each for a three-year term. The member appointed by joint action of the city and county shall also serve as a member of the governing board of the Charlottesville-Albemarle Airport Authority. An appointment to fill any vacancy on the commission resulting from the resignation, removal or other unavailability of a member shall be for the unexpired portion of the vacant term only.

(8-18-54, § 1; 11-21-68; 5-16-74, § 1; Code 1988, § 2-29; Ord. 98-A(1), 8-5-98; Ord. 03-2(3), 12-3-03).

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Sec. 2-802 Compensation and term of office of members.

A. All members of the airport commission shall serve without compensation.

B. All members will serve terms which expire on December 1 of the third year following their appointment. No member will be appointed to more than two (2) consecutive three-year terms. A person initially appointed to serve the unexpired term of another may thereafter serve no more than two (2) consecutive three-year terms of his own.

C. In the event a member appointed to the commission by the city or county is subsequently selected as the city/county joint appointee, and commencement of the term of the joint appointment does not coincide with the expiration of the appointee's then-current term, then he shall be deemed to have vacated the seat held on the commission immediately prior to the joint appointment. Selection as the joint appointee of the city and county shall not extend the amount of time or the number of terms such person is eligible to serve on the commission, except that the time served in the seat vacated shall be treated the same as time served by persons initially appointed to fill the unexpired term of another.

D. Any member serving on the commission on January 1, 2003 and who is at that time serving a second three-year term of his own, shall be eligible for one (1) additional three-year term.

(8-18-54, § 1; 12-17-64; 11-21-68; 5-16-74, § 1; 9-14-83; Code 1988, § 2-30; 10-8-97; Ord. 98-A(1), 8-5-98; Ord. 03-2(3), 12-3-03).

Sec. 2-803 Officers and staff; minutes of meetings.

As soon after their appointment as possible, the members of the airport commission shall convene and elect a chairperson and vice-chairperson from their members for a term of one year. The airport's executive director or his designee(s) shall serve as staff to the airport commission and shall perform such duties as are appropriate, including the keeping of proper minutes of the meetings of the commission. Anyone designated by the airport's executive director to perform duties for the airport commission shall report to, and be subject to the supervision of, the airport's executive director in the performance of such duties.

(8-18-54, § 1; 4-6-70; 5-16-74, § 1; 9-14-83; Code 1988, § 2-31; Ord. 98-A(1), 8-5-98; Ord. 03-2(3), 12-3-03)

Sec. 2-804 Re-eligibility.

Any person who has served as a member of the commission for the maximum amount of time authorized by this ordinance shall thereafter become re-eligible for appointment, following the passage of at least three (3) years from the expiration of his last term.

(8-18-54, § 1; 5-16-74, § 1; Code 1988, § 2-32; Ord. 98-A(1), 8-5-98; Ord. 03-2(3), 12-3-03)

Sec. 2-805 Powers and duties.

The airport commission shall be an advisory body having the duty of keeping the governing bodies of the county and City of Charlottesville and the Charlottesville-Albemarle airport board advised on all matters pertaining to the airport.

(8-18-54, § 2; 4-6-70; 5-16-74, § 1; Code 1988, § 2-33; Ord. 98-A(1), 8-5-98)

ARTICLE IX. LIBRARY BOARD

Sec. 2-900 Library board.

There is hereby created pursuant to Virginia Code §§ 42.1-33 et seq. a joint library board to be known as the Thomas Jefferson Regional Library Board, hereinafter, the library board. The library board

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shall consist of such number of members as established by agreement with the city council of the City of Charlottesville and the governing bodies of those counties participating in the regional library system.

(Code 1988, § 2-2; Ord. 98-A(1), 8-5-98)

ARTICLE X. EMERGENCY SERVICE ORGANIZATION

Sec. 2-1000 Office of emergency services.

In order to develop and maintain an emergency services organization to insure that preparations are adequate to deal with disasters or emergencies resulting from enemy attack, sabotage or other hostile action, resource shortage, or from fire, flood, earthquake, or other natural cause, and generally to protect the public peace, health, and safety and to preserve the lives and property and economic well-being of the people, it is hereby found and declared to be necessary to provide and authorize an office of emergency services.

(11-20-75; 4-21-76; Code 1988, § 2-43; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code §§ 44-146.13 et. seq.

Sec. 2-1001 Director--Designated.

The director of emergency services shall be the county executive for the county.

(11-20-75; 4-21-76; 5-14-80; Code 1988, § 2-44; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 44-146.19(B)(2).

Sec. 2-1002 Director--Powers and duties.

A. The director shall be responsible for organizing emergency services and directing emergency operations through the regularly constituted government structure, and shall utilize the services, equipment, supplies and facilities of existing departments, offices and agencies of the county to the maximum extent practicable. The officers and personnel of all such departments, offices and agencies are directed to cooperate with and extend such services and facilities to the director or his agent upon request.

B. The director will prepare or cause to be prepared and kept current a local emergency operations plan. He may, in collaboration with other public and private agencies develop or cause to be developed mutual aid agreements for reciprocal assistance in the case of a disaster or emergency.

C. The director shall have authority to appoint a coordinator of emergency services and authorize the appointment of other personnel as is necessary, with the consent of the board of supervisors.

(11-20-75; 4-21-76; Code 1988, § 2-45; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 44-146.19.

Sec. 2-1003 Declaration of local emergency.

A. A local emergency as defined in Virginia Code § 44-146.16(6) may be declared by the director of emergency services with the consent of the board of supervisors. In the event the board of supervisors cannot convene due to the disaster or other exigent circumstances, the director or any member of the board of supervisors in the absence of the director may declare the existence of a local emergency, subject to confirmation by the board of supervisors at its next regularly scheduled meeting or at a special meeting within fourteen (14) days of the declaration, whichever occurs first. The board of supervisors, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.

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B. A declaration of a local emergency shall activate the response and recovery programs of all applicable local and interjurisdictional emergency operations plans and authorize the furnishing of aid and assistance thereunder.

C. Whenever a local emergency has been declared, the director of emergency services, or in the absence of the director any member of the board of supervisors, may control, restrict, allocate or regulate the use, sale, production and distribution of food, fuel, clothing and other commodities, materials, goods, services and resource systems which fall only within the boundaries of the county and which do not impact systems affecting adjoining or other political subdivisions, enter into contracts and incur obligations necessary to combat such threatened or actual disaster, protect the health and safety of persons and property and provide emergency assistance to the victims of such disaster. In exercising the powers vested under this section, under the supervision and control of the board of supervisors, such director may proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to the performance of public work, entering into contracts, incurring of obligations, employment of temporary workers, rental of equipment, purchase of supplies and materials, and other expenditures of public funds, provided such funds in excess of appropriations in the current approved budget, unobligated, are available. Whenever the Governor has declared a state of emergency in the county, the county may enter into contracts and incur obligations necessary to combat such threatened or actual disaster beyond the capabilities of the county, protect the health and safety of persons and property and provide emergency assistance to the victims of such disaster. In exercising the powers vested under this section, under the supervision and control of the Governor, the county may proceed without regard to time-consuming procedures and formalities prescribed by law pertaining to public work, entering into contracts, incurring of obligations, employment of temporary workers, rental of equipment, purchase of supplies and materials, levying of taxes, and appropriation and expenditure of public funds.

(11-20-75; 4-21-76; Code 1988, § 2-46; Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 44-146.21.

ARTICLE XI. PERSONNEL

DIVISION 1. IN GENERAL

Sec. 2-1100 Authority.

The board of supervisors is authorized under the Code of Virginia to establish departments, to employ personnel and to set salaries. Accordingly, the board shall establish a schedule of compensation for officers and employees which provides uniform compensation for like service and shall fix the compensation of all officers and employees of the county, except as it may authorize the head of a department or office to fix the compensation of subordinates and employees in such department or office.

(Ord. 98-A(1), 8-5-98)

State law reference--Va. Code §§ 15.2-514, 15.2-1506.

Sec. 2-1101 Administration.

The county executive or designee shall be responsible for the administration of the county personnel policies and procedures, and is hereby authorized to establish terms and conditions of employment for department heads and other specified employees who report directly to the county executive.

(Ord. 98-A(1), 8-5-98)

State law reference--Va. Code § 15.2-508.

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Sec. 2-1102 Adoption of personnel policies and procedures.

The board of supervisors hereby adopts the personnel policies and procedures set forth in the Albemarle County Personnel Policy Manual, as the same may be amended from time to time.

(Ord. 98-A(1), 8-5-98)

*State law reference--*Va. Code §§ 15.2-504, 15.2-1506.

Sec. 2-1103 County executive.

A. The county executive shall have the authority to recommend the appointment of all officers and employees in the administrative service of the county except as otherwise provided by law and except as the board of supervisors may authorize the head of a department or office to appoint subordinates in such department or office. All appointments shall be based on the ability, training and experience of the appointees which are relevant to the work which they are to perform.

B. The county executive shall be the administrative head of the county. He shall attend all meetings of the board and recommend such action as he deems expedient. He shall be responsible to the board for the proper administration of the affairs of the county which the board has authority to control.

C. The county executive shall also:

1. make monthly reports to the board on matters of administration, and keep the board fully advised as to the county's financial condition;

2. submit to the board a proposed annual budget, with his recommendations, and execute the budget as finally adopted;

3. execute and enforce all board resolutions and orders and see that all laws of the Commonwealth required to be enforced through the board or some other county officer subject to the control of the board are faithfully executed;

4. examine regularly the books and papers of every officer and department of the county and report to the board on their condition; and

5. perform such other duties as may be required of him by the board, and as may be otherwise required of him by law.

*State law reference--*Va. Code §§ 15.2-512, 15.2-514, 15.2-516.

Sec. 2-1104 Certain persons deemed part of county safety program.

The official safety program of the county shall be carried into effect by the following organizations or departments, whose membership shall be deemed to be an integral part of the safety program of the county:

A. The county police department, together with all of its law enforcement personnel.

B. All volunteer fire companies in the county, there presently being the Earlysville Volunteer Fire Company, the East Rivanna Volunteer Fire Company, Inc., the Crozet Volunteer Fire Company, Inc., the North Garden Volunteer Fire Company, the Stony Point Volunteer Fire Company, the Scottsville Volunteer Fire Company and the Seminole Trail Volunteer Fire Department.

C. The Charlottesville-Albemarle Rescue Squad, Inc.

D. The Scottsville Volunteer Rescue Squad, Inc.

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- E. The Western Albemarle Rescue Squad, Inc.
- F. Blue Ridge Mountain Rescue Group (*nunc pro tunc*, effective October 8, 1993)
- G. Albemarle County Fire/Rescue Division (*nunc pro tunc*, effective January 1, 1993)
- H. All other law enforcement personnel of the county not included in paragraph (A) of this section.

(9-12-79; 11-14-84; Ord No. 94-15(8), 8-3-94; Code 1988, § 15-1, Ord. 98-A(1), 8-5-98)

State law references--Line of Duty Act provides benefits for members of official safety program, Va. Code §§ 2.1-133.5 et seq.

DIVISION 2. EQUALIZATION OF PAY OF CERTAIN BOARDS AND COMMISSIONS

Sec. 2-1105 Enumerated.

Each member of the following boards and commissions duly appointed by the board of supervisors shall be paid forty-five dollars (\$45.00) for each and every regularly scheduled meeting of the board or commission actually attended, as set forth in the rules and regulations of that board or commission: board of zoning appeals; building code board of appeals; board of equalization; fire prevention code board of appeals; land use tax advisory board, and architectural review board.

(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)

Sec. 2-1106 Members excluded.

Notwithstanding the provisions of section 2-1105, all county employees and members of the board of supervisors, when serving as members of boards and commissions listed in such section, shall serve without compensation.

(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)

Sec. 2-1107 Travel and other expenses.

Each member of the boards and commissions listed in section 2-1105 shall be paid his necessary traveling and other expenses incurred in attendance upon regularly scheduled meetings and while otherwise engaged in the discharge of his duties as such member.(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)

DIVISION 3. DEFERRED COMPENSATION

Sec. 2-1108 Establishment, execution and amendment of plan.

Pursuant to the Government Employees Deferred Compensation Act (Virginia Code §§ 51.1-600 et seq.), the county hereby re-adopts and re-establishes a plan of deferred compensation for its employees. The purpose of the plan shall be to provide for the deferral of compensation to the participants. The plan shall exist in addition to all other retirement, pension or other benefit systems available to the participants and shall not supersede, make inoperative or reduce any benefits provided by any other retirement, pension or benefit program established by law. It is understood that, other than the incidental expenses of collecting and disbursing of the employees' deferrals and other minor administrative matters, there is to be no cost or contribution by the county to the program. On behalf of the employer, the county executive is hereby

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authorized and directed to execute and deliver the plan to the plan administrator. He is further hereby authorized to execute for the county individual participation agreements with each employee requesting the same, to act as the "administrator" of the plan representing the county and to execute such agreements and contracts as are necessary to implement the program. The plan shall contain such terms and amendments as the county executive may, from time to time, approve, such approval to be conclusively evidenced by his execution thereof.

(9-14-83, art. I, § 1; 5-13-87; Ord. 1988, § 15-6; Ord. 98-A(1), 8-5-98; Ord. 14-2(2), 11-5-14)

Sec. 2-1109 Deferred compensation committee--created.

There is hereby created a deferred compensation committee appointed by the county executive.

(9-14-83, art. II, § 1; Code 1988, § 15-7; Ord. 98-A(1), 8-5-98)

Sec. 2-1110 Deferred compensation committee--powers.

The deferred compensation committee is hereby granted the power to do all things by way of supervision, administration and implementation of a plan of deferred compensation, including but not limited to the power to contract with private corporations or institutions for service in connection therewith. Provided, however, that nothing contained in this section shall be construed to authorize the deferred compensation committee to act beyond the limits of the plan.

(9-14-83, art. III, § 1; Code 1988, § 15-8; Ord. 98-A(1), 8-5-98)