

ACTIONS
Board of Supervisors Meeting of June 9, 2010

June 10, 2010

<u>AGENDA ITEM/ACTION</u>	<u>ASSIGNMENT</u>
<p>1. <u>4:00 P.M. - JOINT MEETING WITH SCHOOL BOARD – ROOM 241.</u> Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 4:04 p.m. by the Chairs, Ms. Mallek and Mr. Price. Also present were Tom Foley, Larry Davis, and Ella Jordan and Meagan Hoy. 	
<p>2. Discussion: Virginia Retirement System (VRS) Plan Changes.</p> <ul style="list-style-type: none"> Took no action to pick-up the employee Virginia Retirement System (“VRS”) contribution for FY11 for employees hired on or after July 1, 2010 that have no prior VRS service credit. This decision will require such new employees to pay the 5% employee contribution to VRS. 	<p><u>County Executive</u>: Sign election form and forward to Human Resources, with copy to Clerk, and County Attorney’s Office.</p>
<p>3. From the Boards: Matters Not Listed on the Agenda.</p> <ul style="list-style-type: none"> There were none. 	
<p>4. Adjourn.</p> <ul style="list-style-type: none"> At 5:23 p.m., the meeting was adjourned. 	
<p>1. <u>6:00 P.M. – REGULAR NIGHT MEETING – LAND AUDITORIUM.</u> Call to Order.</p> <ul style="list-style-type: none"> Meeting was called to order at 6:00 p.m. by the Chair, Ms. Mallek. Also present were Tom Foley, Larry Davis, and Ella Jordan and Meagan Hoy. 	
<p>4. From the Board: Matters not Listed on the Agenda.</p> <p><u>Rodney Thomas</u>:</p> <ul style="list-style-type: none"> Asked if Board Members had received a letter from Rockydale Quarries. Board Members responded that they had received a letter. <p><u>Dennis Rooker</u>:</p> <ul style="list-style-type: none"> He sent an e-mail to the Secretary of Transportation (and copied the Board) concerning the visit he and Mr. Thomas made. <p><u>Ann Mallek</u>:</p> <ul style="list-style-type: none"> Recognized the Western Albemarle High School Rowing Team for their achievements in the Virginia Scholastic Rowing Championship Regatta. <p><u>Ken Boyd</u>:</p> <ul style="list-style-type: none"> The BMW dealership on Pantops is struggling with employee parking. He asked if the Board could do anything temporarily to help the dealership with this issue. Mr. Davis advised there is no temporary approval 	

	process the dealership can go through.	
5.	From the Public: Matters not Listed for Public hearing on the Agenda. <ul style="list-style-type: none"> • <u>Sharon Ackerman</u> and <u>Drew Givons</u> addressed the Board regarding the creation of an anti-tethering ordinance. 	
6.2.	Resolution requesting traffic control on Rio Mills Road. <ul style="list-style-type: none"> • ADOPTED, by a vote of 6:0, the attached resolution. 	<u>Clerk</u> : Forward copy of signed resolution to Rockydale Quarries Corporation, the Virginia Department of Transportation and the County Attorney's Office. (Attachment 1)
7.	Update from Chiefs, Chief Tim Cersley, ACFRAB (deferred from June 2, 2010). <ul style="list-style-type: none"> • RECEIVED. 	
8.	<u>Appeal: ARB-2010-02. Singleton (AT&T).</u> <ul style="list-style-type: none"> • DEFERRED, by a vote of 6:0, ARB-2010-02 to July 14, 2010. 	<u>Mark Graham/Clerk</u> : Schedule on July 14, 2010 agenda.
9.	<u>SP-2009-00029. Charlottesville Kingdom Hall (Sign #16).</u> <ul style="list-style-type: none"> • APPROVED, by a vote of 6:0, subject to the 5 conditions recommended by staff and the Planning Commission. 	<u>Clerk</u> : Set out conditions of approval. (Attachment 2)
10.	<u>SP-2009-00035. St. Anne's Playing Field (Signs #38,42&45).</u> <ul style="list-style-type: none"> • APPROVED, by a vote of 6:0, subject to the 2 conditions recommended by staff and the Planning Commission. 	<u>Clerk</u> : Set out conditions of approval. (Attachment 2)
11.	<u>ZMA- 2009-00004. National College Relocation (Sign #4).</u> <ul style="list-style-type: none"> • APPROVED, by a vote of 6:0, subject to the attached proffer. 	<u>Clerk</u> : Set out proffer. (Attachment 3)
12.	<u>CPA-2005-010 – Places29 Master Plan.</u> <ul style="list-style-type: none"> • HELD. 	<u>David Benish/Clerk</u> : Schedule future Summer work session, to be followed by another public hearing.
13.	From the Board: Committee Reports and Matters Not Listed on the Agenda. <ul style="list-style-type: none"> • There were none. 	
12.	Adjourn. <ul style="list-style-type: none"> • At 8:31 p.m., with no further business to come before the Board, the meeting was adjourned to June 30, 2010, Virginia Department of Forestry, 9:00 a.m. 	

/mrh

Attachment 1 – Resolution requesting traffic control on Rio Mills Road
Attachment 2 – Planning Conditions of Approval.
Attachment 3 – National College Relocation Proffer

RESOLUTION

WHEREAS, Rockydale Quarries Corporation plans to operate a quarry located at 2430 Rio Mills Road (Albemarle County Tax Map 45, Parcels 58, 60 and 61) under the trade name of Charlottesville Stone Company; and

WHEREAS, the operation of the quarry is a by-right use under the Albemarle County Zoning Ordinance; and

WHEREAS, the truck traffic to be generated by the quarry may have substantial and detrimental impacts on the safety and maintenance of the roads adjacent to and leading to and from this site; and

WHEREAS, the impacts on the safety and maintenance of the roads can be reduced if such truck traffic can be directed to ingress and egress via the segment of Rio Mills Road that extends south to the Route 29 intersection, rather than the segment of Rio Mills Road that extends north of this property to Earlysville Road; and

WHEREAS, the County desires that Rockydale Quarries Corporation and the Virginia Department of Transportation take and implement every reasonable and available means to direct the traffic to reduce such substantial and detrimental impacts.

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors of Albemarle County, Virginia, hereby requests that Rockydale Quarries Corporation and the Virginia Department of Transportation take and implement every reasonable and available means to direct truck traffic generated by the quarry to ingress and egress via the segment of Rio Mills Road that extends south to the Route 29 intersection, rather than the segment of Rio Mills Road that extends north of this property to Earlysville Road.

BE IT FURTHER RESOLVED THAT the Clerk provide a copy of this Resolution to Rockydale Quarries Corporation and the Virginia Department of Transportation and request that each respond to this Board regarding what measures they will take in response to this request.

Planning Conditions of Approval

Charlottesville Kingdom Hall

1. The development of the site shall be in general accord with the concept plan entitled Kingdom Hall of the Jehovah's Witnesses prepared by Balzer and Associates, Inc., Sheet No. 1 of 1 dated 11-16-2009 (hereinafter, the "Concept Plan"). In addition, the following elements shall be in strict accord with [or "conform to"] the Concept Plan location of the area for sidewalk dedication and reservation of area for the extension of the Southern Parkway;
2. The area of assembly shall be limited to a maximum of one (1) auditorium with one hundred ninety (190) seats;
3. The final site plan shall show an area across the front of the site to allow the future installation of a sidewalk by others (the "sidewalk area"). The final site plan shall include a note reserving the proposed sidewalk easement and a five (5) foot right-of-way area for future dedication. The area for dedication shall allow for a minimum width of a five (5) foot sidewalk and which shall meet all applicable VDOT and County standards per Section 32.7.2.8 of the Zoning Ordinance. Upon request by the County, the sidewalk area shall be dedicated for public use. The owner shall grant all necessary temporary construction easements to allow the sidewalk to be installed;
4. There shall be no day care center or private school on site without approval of a separate special use permit; and
5. Construction of the development plan referenced in Condition 1 above shall commence by June 9, 2014 or this special use permit shall expire.

St. Ann's Playing Field

1. Development of the use on TMP 60-24 shall be in general accord with the Conceptual Plan entitled "UVAF Property/Plan (Leased) Athletic Field/Gravel Parking Area," Revision 1, prepared by Gloeckner Engineering/Surveying, Inc., and dated February 10, 2010 (hereinafter "Conceptual Plan"), as determined by the Director of Planning and the Zoning Administrator. To be in accord with the Conceptual Plan, development shall reflect the following major elements within the development essential to the design of the development:
 - The location of the playing field and overflow parking

as shown on the Conceptual Plan, except that the landscaping and fencing may be modified to meet the requirements of the Architectural Review Board (ARB) and the location of the crosswalks on Faulconer Drive may be changed to meet the requirements of the Virginia Dept. of Transportation (VDOT). Minor modifications to the Conceptual Plan, which do not conflict with the elements above, may be made to ensure compliance with the Zoning Ordinance; and
2. The playing field shall not be lit.

Original Proffers _____
Amendment _____

PROFFER STATEMENT

ZMA No. **2009 - 00004**

Tax Map and Parcel Number: **03200-00-00-022L1**

Owner(s) of Record: **Corolla Management Corporation**

Date of Proffer Signature:

6.34 acres to be rezoned from **R-1, Residential** to **Light Industrial**

Corolla Management Corporation is the owner (the "Owner") of Tax Map and Parcel Number **03200-00-00-022L1** (the "Property"), which is the subject of rezoning application ZMA No. **2009-00004**, a project known as "**National College Relocation**" (the "Project").

This Proffer Statement shall relate to the Rezoning Plan entitled "National College," dated February 2, 2010, and prepared by **Timmons Group**.

Pursuant to Section 33.3 of the Albemarle County Zoning Ordinance, the Owner hereby voluntarily proffers the conditions listed below which shall be applied to the Property if it is rezoned to the zoning district identified above. These conditions are proffered as a part of the requested rezoning and the Owner acknowledges that the conditions are reasonable.

1. Development of the use shall be in general accord with the Rezoning Plan entitled "National College," prepared by Timmons Group, and dated "February 2, 2010," (hereinafter, the "Rezoning Plan"), as determined by the Director of Planning and the Zoning Administrator, except that the landscaping and fencing may be modified to meet the requirements of the Architectural Review Board (ARB), and except that the owner may expand the building up to 4,000 square feet on each of two floors in the area shown on the Rezoning Plan and the parking area may be expanded as shown on the Rezoning Plan.

To be in general accord with the Plan, development shall reflect the following central features within the development essential to the design of the development:

- building orientation;
- building mass, shape, and height;
- location of buildings and structures;
- location of parking areas;
- relation of buildings and parking to the street; and
- environmental features, including the spring, unnamed creek, and existing vegetated area on the west side of the site

shown on the rezoning plan. Minor modifications of the Plan that do not conflict with the features above may be made to ensure compliance with the Zoning Ordinance.

OWNER

[INSERT NAME BY WHICH LAND IS OWNED]