



GOOCHLAND COUNTY

GOOCHLAND, VIRGINIA
23063

AGENDA

BOARD OF SUPERVISORS

WILLIAM E. QUARLES, JR., CHAIR, District 2
JAMES W. EADS, VICE-CHAIR, District 5
ANDREW W. PRYOR, District 1
MALVERN R. BUTLER, District 4
NED S. CREASEY, District 3

DATE: JULY 6, 2010

**CO. 5 FIREHOUSE
BOARD MEETING ROOM**

**TIME: 8:30 A.M.
3:00 P.M.**

CALL TO ORDER FOR STRATEGIC PLANNING SESSION (CO. 5 FIREHOUSE)

- I. Setting of County Strategic Priorities and Key Initiatives
- II. Focus on Economic Development
 - Setting of Vision/Direction
 - Key Initiatives

(Note: Handouts will be available at meeting)

Recess to 3 p.m.

3:00 P.M. CALL TO ORDER

- **INVOCATION** : Pastor Gregory Washington of St. Marks' Baptist Church
- **PLEDGE OF ALLEGIANCE**

- 1. Citizens' Comment Period On Unscheduled Matters**
- 2. Requests to Postpone Agenda Items and Additions, Deletions or Changes in the Order of Presentation**
- 3. Approval of Minutes:** June 1, 2010, pgs. 1-28
- 4. County Administrator Comment's**
 - Introduction of new Fire Chief William MacKay, pg. 29
- 5. Reports**
 - a. Fire/EMS, pgs. 30-32
 - b. Sheriff
 - c. Board of Supervisors to Report VDOT Road Concerns
- 6. New Business**
 - A. Resolution of Appreciation for Chief Allen on His Contributions and Time Served with the Goochland Fire-Rescue Association and Fire-Rescue Department, pgs. 33-34
 - B. Resolution of Appreciation for Martin Marietta For Their Support For Chief Wayne Allen To Serve the Citizens of Goochland County, pgs. 35-36

- C. Resolution Requesting The Virginia State Law Enforcement Training Facility Proposed for Powhatan County Be Located Elsewhere in The State, pgs. 37-40
- D. Approval of the Goochland/Powhatan Community Services Annual Performance Contract, pgs. 41-42
- E. Approval of Lease Agreement with Goochland County Department of Social Services and its Social Services Board for Space in the Goochland County Administration Building, pgs. 43-49
- F. Approval for County Administrator to Execute An Agreement With The Virginia Department of Transportation to Relocate County Sewer Facilities in Connection with The State's Huguenot Bridge Replacement Project , pgs. 50-53
- G. Presentation of Fiscal Year 2009-2010 Audit Kickoff by the County's External Auditors, KPMG, pg. 54
- H. Consent Items
 - o Accounts Payable: Accounts Payable: 06/15/10 check 157555 -157689 \$399,967.90, 06/17/10 checks 157696 \$1,505.51, 06/30/10 checks 157718-157879 \$496,959.19, 06/30/10 checks 157903-157939 \$437,941.52
 - o Acceptance of Skateboard Equipment for The Goochland Sports Complex To Be Constructed as Part of an Eagle Scout Project, pg. 55-58
- I. Planning and Zoning:

Tentative Referrals: Motion to refer to Planning Commission

▪ District 5

CU-1979-00005 Application filed by Nicholas and Lucy Alburger requesting to amend a Conditional Use Permit granted in 1979 to allow for two detached residences located on Assessor's Parcel No. 63-1-0-67-0 (GPIN #7714-23-6900) located at 258 River Road West in the Dover Magisterial District. The subject property is zoned R-3 (Residential, General) and as such duplexes and triplexes (which could be rental units) are allowed. Detached units require a conditional use permit. The applicant is requesting to amend condition #1 pertaining to a cottage used for immediate family and occasional guest, and delete #2 that the cottage cannot be rented. The applicant requests that the cottage be allowed as a rental unit. The Conditional Use Permit is required by Article 21, Section 4 of the Goochland County Zoning Ordinance. The Comprehensive Plan shows this area for mixed use, pg. 59

- Initiate and Refer to the July Planning Commission for a Zoning Ordinance Amendment to allow Athletic Training Facilities as a permitted use in the M-2 (Industrial, General) District, pgs. 60-63
- Initiate and Refer Zoning Ordinance Amendments Related to The Board of Zoning Appeals, pg. 64-71
- Initiate and Refer Zoning Ordinance Amendment To Define The Term "Temporary Family Health Care Structure") And To Allow The Same As An Permitted Accessory Use In Any Single-Family Residential Zoning District On

Lots Zoned For Single-Family Detached Dwellings With Certain Conditions, Pursuant To State Law, pgs. 72-76

- Initiate and Refer Zoning Ordinance Amendments To Revise The Term “Immediate Family Of The Property Owner” To Include The Family Member’s Spouse And To Clarify Certain Provisions Related To Family Subdivisions, Pursuant To State Law, pg. 77-83

J. Public hearings from Planning and Zoning to the Board of Supervisors to be held the evening of August 3, 2010, pg. 84

▪ District 1

CU-2010-00004 Edward & Lucy Tyler requesting a Conditional Use Permit for an automobile graveyard on 6.73 acres identified as Assessor’s Parcel No. 9-1-0-6-0 (GPIN #5892-75-9561) located on the west side of Shannon Hill road at 4060 Shannon Hill Road approximately ¾ of a mile north of Community House Road (Route 610) in the Byrd Magisterial District. The auto graveyard has been on the property before 1969, but has expanded over time. The Conditional Use Permit is required by Article 2, Section 3.5 of the County Zoning Ordinance. The Comprehensive Plan shows this area as rural enhancement.

CU-2009-00009 Application filed by Sylvester & Robbin Bryce requesting a Conditional Use Permit for 2.97 acres identified as Assessor’s Parcel No. 17-1-0-79-0 (GPIN #6810-10-3740) located at 2744 Hadensville-Fife Road approximately one mile north of the intersection of Old Columbia Road and Hadensville-Fife Road in the Byrd Magisterial District. The applicant plans to establish a professional office for their HVAC/Construction business. The Conditional Use Permit is required by Article 2, Section 3.25 of the County Zoning Ordinance. The Comprehensive Plan shows this area suitable for rural residential with a five acre minimum.

K. Appointments, pg. 85

○ Goochland Powhatan Community Services Board:

District 3, appointment of John Grady to replace Beatrice Anderson

○ Recreation Advisory Commission:

District 4, reappointment of Howard Leabough whose term expires 6/2010.

District 3, reappointments of Phil Parrish and Larry Proffitt whose terms expire 6/2010.

○ MPO - Technical Advisory Commission

Reappointment of Tom Coleman, Principal Planner and Debra Byrd, Civil & Environmental Engineer.

○ Capital Area Agency on Aging

Reappointment of Dr. James Bowles, Sr. whose term expires June 30, 2010

- o Economic Development Authority
District 2, appointment of Gracie M. Kenny-Easley to replace Fred Pribble

L. Closed Meeting Motion and Certification, pgs. 86-87

Closed Meeting Motion

Motion to convene in Closed Meeting pursuant to Sections 2.2-3711 and 2.2-3712 of the Code of Virginia for the purpose of consultation with legal counsel (i) pertaining to actual litigation and (ii) regarding specific legal matters requiring the provision of legal advice, as permitted by Section 2.2-3711(A)(7) of the Code of Virginia.

Certification of Closed Meeting

Motion for certification of Closed Meeting pursuant to Section 2.2-3712(D) of the Code of Virginia that the Goochland County Board of Supervisors, to the best of each member's knowledge, heard, discussed or considered (i) only public business matters lawfully exempted from open meeting requirements by the Freedom of Information Act in the Closed Meeting of this date, and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Goochland County Board of Supervisors.

7. Dinner Break

7:00 P.M.

8. Chairman Calls Meeting Back To Order

9. Citizens' Comment Period On Unscheduled Matters

10. Public Hearings

a. District 2 (Public Hearing)

CU-2000-00003 Application filed by Jeffrey J. Mabry requesting an extension to a Conditional Use Permit that was granted in 2000 to use an existing dwelling as a studio and office on Assessor's Parcel No. 30-1-0-8-0 (GPIN # 6759-54-0095). The property is located at 2680 Sandy Hook Road approximately one-half mile northwest of Jackson Shop Road (Route 607) in the Lickinghole Magisterial District. The Conditional Use Permit is required by Article 3, Section 3.14 of the County Zoning Ordinance. The Comprehensive Plan shows this area as rural enhancement, pgs. 88-101

b. District 4 (Public Hearing)

CU-2010-00002 Application filed by PT Land Co., C/O TMG, LLC requesting a Conditional Use Permit for a car wash on 4.40 acres identified as a portion of Assessor's Parcel No. 48-1-0-56-0 (GPIN # 7738-21-1276) located at 6100 Pouncey Tract Road in

the northeast corner of Goochland County in the Dover Magisterial District. The applicant plans to construct a convenience store and car wash. The Conditional Use Permit is required by Article 16, Section 3.8 of the County Zoning Ordinance. The Comprehensive Plan shows this area suitable for commercial use, pgs. 102-116

c. Public hearing to consider an ordinance to amend Goochland County Code, Chapter 13 ("Taxation"), Article IB ("Real Estate Assessment and Equalization"), Division 2 ("Department of Real Estate Assessment"), Sections 13-15 ("Department of real estate assessment") and 13-16 ("County assessor") to clarify the composition of the Department of Real Estate Assessment and the assignments of the County Assessor, pgs. 117-119

d. Public hearing to consider an ordinance to amend Goochland County Code, Chapter 13 ("Taxation") by adding Article IX ("Short-Term Rental Tax"), Sections 13-247 ("Short-term rental property defined"), 13-248 ("Short-term rental business defined"), 13-249 ("Imposition; amount"), 13-250 ("Collection, return and remittance of tax"), 13-251 ("Procedure upon failure to collect, report or remit taxes"), 13-252 ("Penalty and interest"), 13-253 ("Exclusions and exemptions"), 13-254 ("Certificate of registration") and 13-255 ("Criminal penalties for violation of article") to classify short-term rental property as a separate classification for purposes of local taxation, pursuant to state law, pgs. 120-126

e. Public hearing to consider an ordinance to amend Goochland County Code, Chapter 2 ("Administration"), Article III ("Purchasing, surplus property") by amending Division 3 ("Cooperative Procurement"), Section 2-240 ("Conditions for use"); Division 4 ("Contract formation and methods of source selection"), Sections 2-246 ("Competitive negotiation") and 2-254 ("Competitive bidding or competitive negotiation on state-aid projects"); and by adding Section 2-257.2 ("Compliance with state law; foreign and domestic businesses authorized to transact business in the Commonwealth") to comply with Chapters 736, 382, 567 and 634 of the 2010 Virginia Acts of Assembly (House Bills 426, 567, 789 and 831, respectively), pgs. 127-133

f. Public hearing to consider an ordinance to amend Goochland County Code, Chapter 13 ("Taxation"), Article IB ("Real Estate Assessment and Equalization"), Division 2 ("Department of Real Estate Assessment") and Division 3 ("Board of Equalization") by amending Sections 13-19 ("Assessment records"), 13-26 ("Same—Organization; membership"), 13-28 ("Same—Hearings") and 13-30 ("Same—Compensation of members"); and by adding Section 13-32 (Same—Finality; review by board of equalization prerequisite to bringing action in circuit court") to remove the nine-year term limitation for members of the Board of Equalization, to add a provision related to the exhaustion of administrative remedies before appealing to the Circuit Court, and to revise the provisions related to the Board of Equalization to comply with state law, Pgs. 134-138

11. Other Business:

12. Adjournment to August 3, 2010