

AGENDA
NELSON COUNTY BOARD OF SUPERVISORS
May 12, 2015
THE REGULAR MEETING CONVENES AT 2:00 P.M.
IN THE GENERAL DISTRICT COURTROOM
AT THE COURTHOUSE IN LOVINGSTON

- I. Call to Order**
 - A. Moment of Silence
 - B. Pledge of Allegiance

- II. Recognition of the Service of Retiring Electoral Board Member – Carter Smith (R2015-37)**

- III. Consent Agenda**
 - A. Resolution – **R2015-38** Minutes for Approval
 - B. Resolution – **R2015-39** COR Refunds
 - C. Resolution – **R2015-40** FY15 Budget Amendment

- IV. Public Comments and Presentations**
 - A. Public Comments
 - B. VDOT Report
 - C. Presentation – Nelson Middle School Destination Imagination Team
 - D. Presentation – DCR Floodplain Management and National Floodplain Insurance Program (C. Banks)

- V. New Business/ Unfinished Business**
 - A. Proposed Amendments to Appendix A, Zoning Ordinance, proposed new land use, “artist community, “permissible as a special use in the (A-1) Agricultural District. **(O2015-02)**
 - B. Proposed Transfer of Nelson County Microenterprise Loan Funds from Piedmont Housing Alliance (PHA) to Community Investment Collaborative (CIC). **(R2015-41)**

- VI. Reports, Appointments, Directives, and Correspondence**
 - A. Reports
 - 1. County Administrator’s Report
 - 2. Board Reports
 - B. Appointments
 - C. Correspondence
 - D. Directives

- VII. Adjourn and Reconvene for Evening Session**

EVENING SESSION

7:00 P.M. – NELSON COUNTY COURTHOUSE

- I. Call to Order
- II. Public Comments
- III. Public Hearings and Presentations

A. **Public Hearing** – Joint Public Hearing with the Virginia Department of Transportation regarding the proposed 2016-2021 Secondary Six Year Road Plan and Construction Priority List. (R2015-42)

B. **Public Hearing** – Proposed Expansion of the Davis Creek and Dutch Creek Agricultural and Forestal Districts and the Proposed Creation of the Greenfield Agricultural and Forestal District (O2015-03)

C. **Public Hearing** – Proposed Amendments to the Code of Nelson County, Appendix A, Zoning Ordinance and Appendix B, Subdivision Ordinance – The proposed amendments reflect the County’s decision to have the Virginia Department of Environmental Quality (DEQ) administer the Local Stormwater Management Program inclusive of DEQ being the recipient of and approving authority of local stormwater management plans. Additionally, in accordance with state law, “stormwater management BMPs/facilities” have been added within the Zoning Ordinance and Subdivision Ordinance as: requirements of preliminary and final subdivision plats, requirements for subdivision proposals, design criteria for utilities and facilities, requirements of Major Site Plans, and required improvements. (O2015-04) (O2015-05)

D. **Public Hearing** – Proposed FY15-16 County Budget, All Funds

- IV. Other Business (As May Be Presented)
- V. Adjournment

8 May, 2015

To: Board of Supervisors
From: S. Carter, County Administrator
Re: May 12, 2015 Meeting – Agenda Summary

Transmitted herewith is the agenda and information pertinent thereto for the Board of Supervisors regular monthly meeting on May 12, 2015 (2 p.m. and 7 p.m. sessions). A brief summary of the agenda includes:
Afternoon Session

I. Call to Order: Mr. Saunders will call the meeting to order followed by the traditional Moment of Silence and Pledge of Allegiance.

II. Recognition (Mr. Carter Smith): Approval consideration of a resolution (R2015-37) recognizing Mr. Carter Smith for his service to Nelson County as a member of the local Electoral Board.

III. Consent Agenda: Resolutions are provided for approval consideration of A) meeting minutes (April 9th and 21st), B) refunds certified by the Commissioner of Revenue and County Attorney (real estate refund in the amount of \$133.15 for erroneous payments) and, C) an FY 15 Budget Amendment (appropriation of federal state funds for a Byrne Justice Assistance Grant, and BR Tunnel Project grants funds, inclusive of transfer of local funds, \$137 for the BJAG).

IV. Public Comments and Presentations: The Board will receive input from the public under A) Public Comments followed by, B) VDOT Report (D. Austin), C) Presentation – Nelson Middle School Destination Imagination Team (which will include a request for \$2,500 to assist the DI Team to travel to and compete in the DI Globals Tournament in Knoxville, TN, May 19-24) and, D) a presentation on Floodplain Management and the National Floodplain Insurance Program by Messrs. Charles Kline and Charley Banks of the VA Department of Conservation and Recreation (a presentation requested by the Board).

V. New/Unfinished Business: A) Approval consideration of amendments to the local zoning ordinance to establish “Artist Community” as an allowable use by Special Use Permit (the ordinance, O2015-02 providing for this use has been amended to removed extraneous language); B) Approval consideration to transfer administration and use of funds from the CDBG funded micro-enterprise loan fund program serving Nelson, Albemarle and Fluvanna counties from Piedmont Housing Alliance to (the) Community Investment Collaborative, Charlottesville, VA (see R2015-41); PHA has discontinued its administration of the program, which has an approximate \$95,000 balance for micro-enterprise training and loans to Low To Moderate Income individuals, and the proposal is to transfer responsibility for the program to CIC, which currently administers a micro-enterprise training and loan program (see agenda).

VI.-VII. Reports, Appointments, Directives, Correspondence & Adjourn/Reconvene: (see agenda).

Evening Session

I. Call to Order: Mr. Saunders

II. Public Comments: Public input to the Board of Supervisors

III. Public Hearings and Presentations

A. VDOT – 2016-2021 Secondary Six Year Plan & Construction Priority List: The Board will convene a joint public hearing with the VA Department of Transportation to receive input from the public

on the proposed Secondary Six Year Transportation Plan in Nelson County. R2015-42 has been drafted for approval consideration of the ensuing Six Year Plan.

B. Agricultural & Forestall District Program: The public hearing provides for receipt of public input of the proposed expansion of the current Davis Creek and Dutch Creek AFDs and the creation of the Greenfield AFD. Each of these considerations have been reviewed and recommended for approval by the County's AFD Committee and the County's Planning Commission. Staff reports included in the agenda as is O2015-03 to provide for the Board's approval consideration.

C. Amendment of Nelson County Zoning & Subdivision Ordinances to Incorporate References to Stormwater Management Programs/Permit Requirements (as administered by VA-DEQ): The Board will receive public comment on the inclusion in the County's zoning and subdivision ordinances to provide for references to the state administered Stormwater Management Plan Program and Permit Requirements. It is noted that the proposed amendments establish the Stormwater Management Plan Program as required and/or pertinent information, as applicable, in the Planning & Zoning department's review and approval under local ordinances of subdivision plats, major site plans, etc.

Local approval of SMPs is not a consideration of the proposed amendments.

It is recommended that the references to BMPs contained in O2015-14, which has been drafted for approval consideration of the proposed ordinance amendments, be removed from the amendments, as BMPs are neither requirements of the zoning or subdivision ordinance nor are BMPs requirements to obtain state issued Stormwater Management Plan program permits. Rather, BMPs are tools included in state regulations on the Commonwealth's Stormwater Management Plan program that can be used in the drafting of SMP's for approval consideration by VA-DEQ (i.e. BMPs are discretionary not mandatory).

D. FY15-16 Budget: The Board will conduct a public hearing on the proposed FY 15-16 Budget for Nelson County (all funds). Director of Finance and HR, Debbie, McCann, will present a brief power point summary of the proposed FY 15-16 Budget, followed by conduct of the public hearing. It is noted that budget approval cannot, per state law, be adopted, until a minimum of seven (7) days following the public hearing (budget approval is proposed for the June 9, 2015 regular session). See agenda.

Also, with regard to the local appropriation of operational funds to the Nelson County School Division, the FY 15-16 Budget, as will be presented, denotes an increase in local funding of \$469,377 (excluding Capital Funding for buses and funding for the School Nursing Program). In subsequent discussions with School Division administration concurrence was established for the increase in local funding to be \$381,703 in FY 15-16.

IV. Other Business: (As May Be Presented)

V. Adjournment

**RESOLUTION R2015-37
NELSON COUNTY BOARD OF SUPERVISORS
RECOGNITION OF CARTER L. SMITH
SERVICE TO NELSON COUNTY**

WHEREAS, Carter L. Smith became active in Nelson County Elections in 1978, and;

WHEREAS, Carter L. Smith served as an Officer of Election from 1989 until 1995, and;

WHEREAS, Carter L. Smith served as Chairman of the Nelson County Electoral Board from 1995 until 2001, and;

WHEREAS Carter L. Smith served as Voting Machine Custodian/Technician from 2001 until 2015, and;

WHEREAS Carter L. Smith has faithfully and impartially contributed to the integrity of elections in Nelson County for approximately thirty-seven (37) years, and;

WHEREAS the members of the Nelson County Board of Supervisors wish to commend and thank Carter L. Smith for his service to Nelson County, which is indeed appreciated by all our citizens,

NOW, THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors does hereby officially recognize Carter L. Smith, and respectfully asks all citizens alike to join in expressing their sincere gratitude and appreciation for the many long hours of outstanding service and commitment he has given to our community.

Adopted: May 12, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

**RESOLUTION R2015-38
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF MEETING MINUTES
(April 9, 2015 and April 21, 2015)**

RESOLVED, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **April 9, 2015 and April 21, 2015** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

Approved: May 12, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

April 9, 2015

Virginia:

AT A CONTINUED MEETING of the Nelson County Board of Supervisors at 4:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston Virginia.

Present:

Allen M. Hale, East District Supervisor – Vice Chair
Thomas H. Bruguiera, Jr. West District Supervisor
Larry D. Saunders, South District Supervisor – Chair
Constance Brennan, Central District Supervisor
Stephen A. Carter, County Administrator
Candice W. McGarry, Administrative Assistant/Deputy Clerk
Debra K. McCann, Director of Finance and Human Resources

Absent: Thomas D. Harvey, North District Supervisor

I. Call to Order

Mr. Saunders called the meeting to order at 3:05 PM, with four (4) Supervisors present to establish a quorum and Mr. Harvey being absent.

I. FY15-16 Budget Work Session
A. Agency Presentations

Blue Ridge Medical Center (School Nursing Program)

Ms. Sarah Tomlin, Director of the School Nurse Program addressed the Board and noted she was speaking as a school nurse who spent her time at Nelson County High School. She then thanked the Board for funding the program for the past eighteen (18) years. She noted that there were currently RNs in each school five (5) days a week for eight (8) hours a day. She noted that they had the ability to assess, triage, and treat illnesses and injuries as well as administer over the counter medications and prescription medications with authorization. Ms. Tomlin then noted that that they had never had to deal with a severe reaction or illness. She noted that in addition, they did health screenings, individual and group education, and maintained confidential health records. She reported that from this school year, August until March, they had 22,880 student encounters documented, had administered 6,511 prescription medications, and 18,377 over the counter medications were given.

Ms. Tomlin noted that they were contracted through Blue Ridge medical Center (BRMC) to provide services to the schools and they had direct access to BRMC doctors if they needed advice etc.

She then noted that if they could not get some additional funding for 2016, they would have to look at reducing their stock of over the counter medications and parents would have to bring them to the school in the original box and fill out a form for each medication to be

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received by their child. She noted that this would be a hardship on parents and would increase the number of students that would leave school early because of a headache or sore throat etc. Ms. Tomlin noted that salaries had been stagnant for years and they were all dedicated nurses who worked over forty (40) hours per week and did what needed to be done. She added that their last nurse was hired in February 2008 which demonstrated their dedication. Ms. Tomlin then noted that upgrading to their computer documentation program was needed to move to a hosting service with SNAP program. She noted that with this, the program would constantly be upgraded and records backed up more securely.

Ms. Debbie Williams, COO of BRMC then addressed the Board. She noted that the School Nurses were very dedicated and they were lucky to have no recent turnover. She noted that if they did, they would not be able to hire in new nurses at the current salaries. She added that it was difficult to get nurses in Nelson period because of the competition in the area. Ms. Williams clarified that the School Nurse Program was not a BRMC program, but rather was one that BRMC hosted with no benefit to them from receiving the funds. She noted that they would like to give the nurses a raise and be able to continue to provide over the counter medications in the schools. She added that the program was set up this way so it would not be in direct competition for education funding and she noted she would like to see an increase in funding in order to continue it the way it has been run.

Ms. Brennan then asked if the program bought and stocked the over the counter medications and Ms. Williams noted that they did purchase these medications through the pharmacy at BRMC. She added that they did currently have electronic medical records and used the SNAP program; which did not coordinate with medical records at BRMC. She noted that it did interface with the PowerSchool program for demographics only.

Mr. Hale asked for clarification of the increase in the projected cost for supplies, and it was noted that this was for the over the counter medications, office supplies, and the printing of student forms. Additionally, it was noted that the equipment line contained costs for computers and software.

Ms. Brennan thanked them for their services provided to the children of Nelson County and noted that she thought they would see an increase in the severity and complexity in conditions seen. She then asked if their salaries were tied to school salaries and it was noted that they were independent and that it had been since 2008-2009 since their last raise; because of the level funding provided by the Board. It was also noted that sports physical money had gone back into the school nurse program and that even though they bought their over the counter medications through the BRMC pharmacy, the money for this came from the funding provided by the County.

Mr. Bruguiere indicated that he thought this program should be in the School Board's budget and Mr. Carter advised that the funding was provided as a transfer from the County to the Schools. Ms. Williams noted that she thought it was set up this way so the funding was identified as being specifically for the School Nurse Program.

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Mr. Hale then noted he thought it was fortunate that BRMC managed the program and he thought otherwise it would be much more difficult.

Ms. Williams concluded by noting that a lot was done that was not reimbursed by the program, such as the pharmacy work, IT, and reporting to the County. She added that this had also not been requested to be reimbursed.

JAUNT, Inc.

Mr. Brad Sheffield, Executive Director addressed the Board and provided a handout.

Mr. Sheffield noted that a Nelson County resident, Debbie Taylor had been employed by JAUNT for thirty-seven (37) of the forty (40) years of its existence. Mr. Sheffield then noted that one of the County's JAUNT Board members, Mercedes Sotura, had submitted her resignation and was stepping down from the Board.

Mr. Sheffield then noted that JAUNT services were a combined partnership amongst member counties. He noted that annual ridership in Nelson was consistently around 1,200 with an uptick in recent months. He added that overall ridership was holding steady and he wanted a solid foundation to grow from.

Mr. Sheffield then noted that it cost \$321,371 to operate in Nelson County and that approximately 1/3 of these costs were provided by the County. He added that an approximate \$17,000 shortfall in local funds equated to a \$35,000 budget reduction; since if they were given more money, they would get more federal money. He added that State funding was provided to replace local funding in a 1 to 1 ratio and that they were trying to increase performance.

Mr. Sheffield then noted the services provided for in their FY16 budget request as follows:

- The Pine River and Lovingston commuter routes to Charlottesville
- Five days per week commuter route to Wintergreen for County residents funded by Wintergreen
- Five days per week midday service to Charlottesville
- Service to the Nelson Center on Mondays and Tuesdays
- Service to the Rockfish Center on Thursdays

Ms. Sheffield then noted the effect of the difference in not receiving the \$17,478 in requested funds as follows:

- Reduce midday service to Charlottesville from five days per week to three days for a savings of \$13,933
- Reduce hours of service to Nelson Center on Mondays and Tuesdays to 10am and 2pm, and 4pm to 6pm for a savings of \$3,545

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Mr. Sheffield then related that a grant now provided one day service to the Nelson Center without any local funding for this and the County paid for four (4) days with its funding. He noted that not funding their request would eliminate one day and would shift one day to the grant; which would mean the grant funds would be used more quickly. He added that in FY17, they would have to look at how to cover services when the grant ran out.

He then introduced Debbie Taylor to further note the effects of eliminating services.

Ms. Taylor noted that cutting out intracounty services would eliminate rides to BRMC, physical therapy, or shopping in Lovingston. She noted that in Afton, they offered services on Thursdays. She noted that they had one rider who used JAUNT to access Afton Medical Center and the midday route to Charlottesville. She noted that most riders using it were doing so for medical services and they usually had no alternative transportation. She noted that they had dialysis ridership to Charlottesville also who were dependent upon the service. She added that if they cut back intracounty services, this would affect access to senior centers and the four (4) trips per year that Gladstone took to Lovingston would be reduced.

Mr. Sheffield then related to the Board that Agency trips got a full rate paid to JAUNT and this reduced locality costs. He noted that they were building up that base in the County and providing them stable service with additional funding ensured they could provide Agency trips that would offset the local investment. He noted that the average cost was \$51 per hour per agency and they would be aggressive in getting Agency trips and the right balance to keep the local assistance levels reasonable.

Mr. Hale questioned why Nelson County's increase in funds requested was higher than any of the other localities and Mr. Sheffield noted it was because of the way the number of hours was formulated. He noted that they looked at what services were projected and divided up the operating expenses. He added that Nelson has had low agency services so the locality was taking on more of the burden and it was a combination of these factors. He added he wanted to get to stable ground to work from to make this more efficient.

Mr. Bruguere noted that costs for fuel were down over \$1 per gallon and that they should have some carryover funds from this. Mr. Sheffield advised that part of their challenge was that the State did not fulfill its \$90,000 obligation in funding this time last year and the impact was to cut internally and cut the fuel budget this year and next year. He noted that this was compounded by the loss in federal funds related to this \$90,000. Mr. Bruguere then noted that he thought JAUNT should be operated like a for profit entity. Mr. Sheffield noted they would look at rate increases as well and who those would impact.

Ms. Brennan noted that they could increase rates on specific services, which would impact certain riders and that seniors tended to use intracounty services. It was noted that local increases would be doubled by federal dollars. Mr. Sheffield then noted that people were using other providers for agency trips now, but they were less reliable than JAUNT. He added that the State gave agency providers money based on the service dynamics of the contract. He noted that their administrative costs were not increased by this; which was 10% of their costs. He noted that all increases except for about 10% of it were going to operating

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costs. He noted that they had very little employee turnover in drivers so benefit costs were increasing. He noted that Agency trips would not increase their operations substantially.

Jefferson-Madison Regional Library

Susan Huffman, Branch Manager addressed the Board and noted how much she has enjoyed her role since September when she took over after Tanith Knight retired.

She then noted that from July to now, they had a circulation of 39,096 items, they had 5,625 patrons, and 22,642 items in their collection and they continued to have it evolve to meet citizens' needs.

Ms. Huffman noted that one of her goals was to partner with the School system and she noted that they had hosted a pre-K night at the library, were working on an English as a second language book club, and were visiting all elementary schools about their summer reading program. She noted that they had held eight (8) sessions with 9th graders as an orientation to the library and had presented workshops to middle school classes on how to write a picture book based on a math concept.

Ms. Huffman then reported that last year at the same time, they were doing forty-seven (47) programs and this year they were doing ninety-nine (99) programs such as: books, passive crafts, expanded movie events: Monday evenings and Thursday afternoons, samplings of new books, working with a teen advisory board at NCHS, having a Juvenile book club on Friday afternoons, and having napping day, dragon day, and read to your child day. She added that they have implemented a reach out and read program with BRMC, where the doctor speaks to children and families about the importance of reading and books are then given out at the well child checkups.

Ms. Huffman then noted that she appreciated the work that was being done on the facility, such as the painting that was being done the next week. She added that they were moving things around to make it more open and welcoming and may be adding new furniture through working with the Torn Land committee. She concluded by noting the Library Advisory Board met once a month.

John Halliday, Director of JMRL addressed the Board and reiterated that great things were going on at the Nelson Library. He noted that the FY2016 proposed per capita cost of library services was \$15.85 which was below the state average of \$31.24, Amherst County's at \$28.18, and Lynchburg's at \$26.50.

Mr. Halliday noted that the Library budget was the same as in 2013. He noted that Nelson had a small staff and that they had sent staff from Charlottesville as necessary. He noted that the Library had closed for a week in a past fiscal year and he did not think that was good service and they would like to partially address a modest increase of 3.3% requested.

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Ms. Brennan inquired as to the status of the Library expanding and Mr. Halliday noted that it was small for the amount of visits it got; however there was no real plan at this point. He added the Library Advisory Committee was meeting on the issue.

Mr. Hale questioned the increase of local funds being 2% and Mr. Halliday confirmed this was shown on paper; however 3.3% was the overall increase to the Library.

Monticello Area Community Action Agency

There were no representatives present to report.

OAR/Jefferson Area Community Corrections

Mr. Jim Hall introduced himself as being a CCJB Member from Nelson, Neal Goodloe, the Criminal Justice Coordinator, and Pat Smith, Executive Director.

Mr. Hall noted that the Board should have gotten a letter from Commonwealth Attorney, Anthony Martin, regarding his support of pretrial and local probation programs. Mr. Hall noted that they supervised people and came to Nelson two to three times per month. He then noted that in the past, Nelson had not funded the Criminal Justice Planner. He then indicated he would turn over the presentation to Neal Goodloe, to speak about the benefits of Planning. He added that Nelson's share of total funding would be 0.3% which was the lowest compared to Albemarle at 8.5%, Charlottesville at 13.1%, Fluvanna at 0.75%, Greene at 0.4%, and Louisa at 0.95%.

Mr. Neal Goodloe noted that he was a thirty-two (32) year veteran of the Criminal Justice community, with twenty-five (25) years spent in the Charlottesville probation office. He noted that he had brought about an evidence based way of doing corrections. He noted that he retired from that in 2008 and joined a consulting firm to help facilities improve. He noted that he found that there was a struggle in the coordination of services between entities that did not communicate as well as they should for a variety of reasons. He added that his job was to provide coordination amongst the nine (9) entities that made up the community Criminal Justice Board. He then noted it was important to understand how crime traveled and affected neighboring localities and he wanted to bring to CCJB an opportunity for Nelson County to benefit from research, statistics, and from proximity to other counties.

Mr. Goodloe then reported that they now had data that suggested some good things were going on with crime rates such as: felonies down 10% from 2012-2013 and domestics were down. He noted that drug arrest rates were up 40% and they were finding that to be a common denominator among rural counties served by CCJB. He added that they wanted to reduce the arrest rate and recidivism and look at what could be done to reduce the flow of drugs into Nelson County.

Mr. Goodloe noted that the County's investment in this would allow him to be on call to the Board to assist them in securing CCJB data specific to Nelson County and to look at individualized services supported by data to reduce correctional costs.

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Ms. Pat Smith noted the \$3,500 asked for was based on a formula. She added that they wanted to make things better for citizens based on evidence based work and she asked the Board to consider funding this request.

Ms. Brennan thanked them and noted that she thought this type of coordination was vital and that the evidence based data was amazing. She reiterated Anthony Martin's letter supporting the request.

Mr. Hall concluded by noting that the 21% decrease in domestic violence was attributable to the CIT program that the deputies had been trained in.

JABA

Ms. Marta Keene, Executive Director addressed the Board and thanked them for their past forty (40) years of support and asked for their endorsement of the budget. She noted that they had requested level funding despite increases in health insurance etc. and that they were absorbing these costs.

Ms. Keene then noted that over the next 10-15 years, there would be growth in the senior population; by 2030 there would be a 68% increase in the number of people over 65. Those over 85 would go up 82%. She noted that people were staying here and living longer and would have a need for more services.

Ms. Keene then noted that local funds were 25% of the services they support and were used to leverage other federal and state funds.

Ms. Keene distributed a statistics sheet noting that 54% of JABA's population lived alone, which was more than the County average of 24%. She also noted that 32.6% of those over 65 were living in poverty. She then explained that 100% of poverty was \$11,000 per year in income; which was less than \$1,000 per month and 57% of JABA's clients were at this level.

Ms. Keene then reported that things were going well at the Community Center and noted that Ms. Connie Brittle was getting donations from Food Lion to help with this. She then noted that there had been great satisfaction with the home delivered meals and now chilled meals were delivered and there was higher satisfaction there.

Ms. Keene reported that they had been able to increase health services, noting that 76 people participated in Health Services not 41 as was shown. She added that 218 home visits were conducted. She noted that they had a nurse go to Ryan School Apartments since many there were homebound.

She then reported that the Ombudsman would continue to support residents and they were working with PACE and five (5) residents at Lovington Healthcare Center had been referred to this program. She added that this was an alternative program so these folks could continue to stay in Nelson to meet medical and social needs.

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Ms. Keene noted that they have had ninety (90) volunteers this year and would like to start a “Friends in Schools Helping” program. She noted that they would find sponsors for this and have identified seven (7) volunteers who wanted to participate.

She then noted that they got a grant to increase programming at Ryan School and this increased participation from those residents. She noted that they would be able to provide one more meal on site at Ryan and could do this once per week.

Mr. Hale asked about the PACE program and Ms. Keene noted that it was a Medicare and Medicaid integrated program to allow for someone needing nursing home care to stay in their home. She noted that the program set up a plan coordinating medical care and or adult day care during the day; some home care in the morning or at night, with medications etc. being done with the family or the patient. She noted that this was an insurance plan and Medicare was looking at a more integrated approach. Ms. Keene noted that there was very little out of pocket cost to the participant if they had Medicare and Medicaid. She added that right now, they went to Charlottesville on Carlton Avenue. She noted that the program was a year old, and if they had over 100 participants, they would create a satellite in Nelson if there was enough need. She noted that the program could include use of the Nelson Center for this.

Nelson County Health Department

Ms. Denise Bonds, introduced herself as the new District Health Director; noting that she had been at VDH since January and had learned a lot about its services and staff. She noted she has lived in the Charlottesville-Albemarle area for the past eight (8) years.

Ms. Bonds noted that the Nelson Health Department had permitted sixty-seven (67) wells and issued one hundred and three (103) septic permits in the previous fiscal year. Additionally, she noted that they had seen two hundred eighty-two (282) individuals in their family planning clinic, had provided nine hundred twenty-six (926) WIC nutrition visits, had provided sixty-nine (69) car seats, and thirty-five (35) safe sleep kits. Ms. Bonds then noted that three hundred ninety-one (391) immunizations were done in the Health Department last year.

Ms. Bonds then reported that their accreditation process was complete and they would know in August if they had been approved and if so, they would be the second to achieve this in the state. She noted that accredited meant that they had provided a Community Health Assessment Plan, a Community Health Improvement Plan, and had maintained standards equivalent to those across the nation. She added that this was a sign of improvement in standards in the Health Department.

Ms. Bonds noted they had just finished the 2015 update of the map in the Community Health Improvement plan and they would send out a bulletin on this update. She noted that the 2012 priority areas were the increasing rate of obesity, insufficient access to mental healthcare in the region, large and insufficient prenatal care, and racial disparities seen in birth outcomes, and tobacco use that was above the healthy people 2020.

She noted that they would begin this work again soon and would work with Martha Jefferson Hospital and UVA and any others interested parties.

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Ms. Bonds then noted that they would be working on a free flu clinic for next year in Nelson in the fall and would be setting a date for this. She added it would be free of charge to citizens and was considered an emergency preparedness exercise for their staff.

Ms. Bonds noted that County health rankings came out and Nelson was sixty-three (63) out of one hundred plus (100+) in health outcomes.

She then reported that they worked on permitting temporary events in the County and looked at water and septic systems to be used. She noted that Nelson had three labor intensive events: LOCKN, the FESTY, and the Virginia Craft Brewer's Festival. She noted that the man days for LOCKN required the equivalent of eighty-one (81) staff days; which included all of the planning, permitting, and being on site during the event to make sure there was adequate water and there were no issues with sewage/septic and food preparation. She noted that the FESTY and the Virginia Craft Brewer's Festival required an equivalent of five (5) staff days. Ms. Bonds further noted that the County had one (1) environmental specialist who assisted with all of this as well as was responsible for all of the well and septic permitting for citizens and restaurant inspections. She noted that the other health districts had been subsidizing this person to make sure these were done timely. She added that they charged \$40 for an event permit and she noted this was a bargain for LOCKN. She noted that they were not asking for any budget increases to cover this; however she noted that as these events became larger and more frequent; it would put a greater burden on him and it may require further discussion. She added that their objective was to be sure that people attending these events remained safe and their due diligence was done.

Ms. Bonds then noted that they had not asked for an increase in the last few years; however they were asking for a slight increase for next year. She reiterated that there were increasing demands on the health department with the special events that may need to be revisited. She then noted that she would be glad to come back and speak about the health of Nelson County and offered to take questions.

Mr. Hale noted he thought that the \$40 fee was set at the state level and Ms. Bonds noted that she thought it was; however there may be other fees that could be tacked on that would roll back to the County. Mr. Carter added that County staff was working on an amendment to this.

Mr. Bruguere noted his skepticism regarding the Health Department's activities for eighty-one (81) days for LOCKN. Ms. Bonds reiterated that they worked with the LOCKN organizers well ahead of and during the event. She noted that they made sure there were enough port-o-johns for the number of anticipated people; which was around 35,000 people for four (4) days. She added that they had to inspect their placement and make sure they were not near the food and water facilities and there was a plan in place to empty these timely. She noted that they made sure there was adequate water facilities on site and that an emergency planner worked with all others involved in the area. She noted that they had a hospital built on site and that a person worked with them to be sure that they had adequate supplies. She noted that they had to ensure there were adequate facilities and contingency plans for mass treatment of a food borne illness and evacuation plans for major weather

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events etc. She reiterated that it was a very extensive process and they wanted attendees to feel safe and not worried about food borne illness etc.

Mr. Bruguere suggested that the event organizers should submit these plans to VDH for their review and approval. Ms. Bonds noted that every year, the organizers were getting better and were well aware of what was required to host a festival of that size. She added that they were essentially creating a mini-city for four (4) days that was twice the population of the County. She noted that she gave them full credit, however they did not know what they needed and part of their job was to educate them and the public as to what was needed to be safe. She added that this was within their mandate; so they were spending time with them during the organizational process so they knew what was needed and so then the plans brought to them were sufficient. She added that they did do inspections at the festival and they were there to be sure that the refrigeration of all of the meat there was held at the correct temperature. She noted they used many generators and made sure these did not break down. She noted that they also ensured that the food being prepared and served was a sufficient distance from the port-o-johns and that there was sufficient hand washing facilities. She added that this was a substantial undertaking that has been very successful; with no large outbreaks and no complaints thus far; however it was their job to ensure this. She noted that they wanted patrons to have a good experience and wanted them to come back and spend their money in Nelson County; however they would not do that if they were to get sick.

Mr. Saunders commented that it did not seem fair that LOCKN paid \$40 for a permit for the festival and individuals were charged \$800 for a well and septic system permit. Ms. Bonds did not disagree and noted that she was just providing the facts.

Region Ten Community Services Board

Mr. Robert Johnson, Executive Director addressed the Board and showed a PowerPoint presentation that contained the following information:

Nelson Consumers Served in FY14 =524; 191 children (36%) and 333 Adults (64%)

Priority Populations:

- 19% (#97) = SMI (have Serious Mental Illness)
- 18% (#91) = SED (have Serious Emotional Disorders)
- 34% (#178) = Substance Abuse
- 12% (#64) = Intellectual Disability

Mr. Johnson noted that these numbers were duplicate; meaning that the same person could be counted in more than one category. He noted that the totals here were different because of the services that they provided to the non-priority population. He noted that they remained committed to the recovery process and their motto was a better life, a better community.

Top Three Mental Health Diagnosis in FY14

Adults: Depressive Disorders 17%, Bipolar Mood Disorders 16%, and Schizophrenia Psychotic Disorders 11%

Children: Attention Deficits/Disruptive Behavior Disorders 42%, Learning Disorders 16%, and Depressive Disorders 6%

Mr. Johnson noted that these numbers were common across CSBs in the state and that they worked closely with sister agencies such as the Department of Social Services and the School System. Mr. Johnson noted he wanted to note that their staff were specialists in these areas.

Top Three Primary Substances Used (for Nelson County)

- Alcohol (60%), Marijuana (21%), and Non-heroin opiates (painkillers) (5%)

Mr. Johnson noted that addiction to painkillers was becoming more prevalent nationwide. He added that they were seeing more complex issues with individuals and he noted it was important for staff to train year-round and for them to cross-train in disorders.

How the Appropriation Request is Determined Each Year

For FY2016:

- The % that Nelson County “cost of services” is of total cost of services = 6.3%
- The % that Nelson County population is of the total catchment area population = 6.4%
- The average of the two percentages = 6.4% (rounded to nearest tenth)
- The “Averaged Percent” times our overall Local Request = \$103,813

Mr. Johnson noted that Region Ten’s total cost of services was approximately \$33 Million and Nelson County’s costs were approximately \$2 Million; which was how the 6.3% was derived.

Mr. Johnson reported that the 2010 population in Region Ten per the Weldon Cooper Center was 234,712 and was used in the second calculation along with the 2010 population of Nelson County of 15,020 which equated to 6.4%. He noted that their FY16 requested increase from Nelson was derived by the above formula and was \$136,735.

Financial Impact

Nelson’s Current Appropriation: \$92,586

- Value of Services Provided = \$2,090,507
- Return on Investment = 23:1

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- Personnel \$ Community Reinvestment = \$1,028,734.05

Mr. Johnson then introduced Morgan Lanier to present program highlights.

Program Highlights

Mr. Morgan Lanier noted that since 2003, the Therapeutic Day Treatment Program had grown from one (1) staff member to twelve (12) and would be expanding to fourteen (14). He noted that they were serving eighty-three (83) kids in all of the schools and that they would be able to use the school facilities for their summer program this year. He noted that the Horizon House Program was a psychosocial rehabilitation program for adults with serious mental illness and intellectual disabilities; that focused on independent living and social skills, as well as recovery education. He advised that they were now using the Wii and smart board technology for their participant's physical health and it has been well received by participants.

Mr. Lanier then related that some of the Horizon House clients participated in a Consumer Advisory Council and that Nelson had three (3) people named to officer positions who would go to monthly meetings. He added that on April 22nd, they would participate in VSA activities. He advised the Board on a new program which was a free family support group that was started and led by licensed staff for the purpose of uniting families that had similar family issues. He noted this would be held from 5:30 pm to 6:30 pm every third Wednesday of the month; with the first meeting being that Wednesday.

Mr. Johnson then introduced Ms. Marcia Becker, Senior Director of Rural Services, and former Director of the Nelson Clinic to discuss program opportunities.

Program Opportunities

Ms. Becker noted that the third floor of their Lovingson building was still vacant and unfinished. She advised that they were looking into bringing integrated care to that space as they had done in Charlottesville in conjunction with Martha Jefferson Hospital. She added that they were in preliminary talks with Blue Ridge Medical Center who had indicated a strong interest in partnering with them on this.

Ms. Becker then discussed the potential to establish a sixty-two (62) bed assisted living facility at the Lovingson Healthcare Center building that would be vacated in 2016. She noted that she saw this as a benefit to the County, Region Ten and County citizens. She noted that it would benefit the County by utilizing the facility that would be hard to market to other private providers. She added that they were proposing a mix of auxiliary beds and low cost private pay beds. She noted that the building was move in ready for them and no renovations were needed. She added that as is, the facility would be a Cadillac for their clients. She added that the County would be able to partner with them, an organization that has been in the County for forty (40) years and has had a good relationship with the County. She noted that this would benefit the citizens by providing them access to an assisted living facility in their community. She noted that they anticipated having twenty (20) private pay beds and this would also provide a home for some of their most vulnerable citizens. She then noted the recent closure of other assisted living facilities in the County. She noted that

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additionally, this would provide jobs and would benefit Region Ten by providing access to quality facilities for their clients; which would provide a continuum of services with their nearby facilities. She added this would provide the opportunity to get clients out of the hospital sooner and provide an intensive level of care within the community.

Mr. Hale noted that he thought that having an assisted living facility would be great and it was worth pursuing. Mr. Bruguiera agreed this was needed and noted it should be explored quickly.

Extension Service

Mr. Michael LaChance, Unit Coordinator in Lovingston addressed the Board and noted that they had requested \$52,597 for FY16. He noted this was level funding except for cost of living increases in salaries and retirement. He noted that the office had two Agents, Carissa Wilson and him and they covered 4-H and Ag and natural resources and 33.3% of their costs were covered by County funds. He added that they shared a livestock agent with Amherst and the County paid 15% for her. He then noted that he will have been with Nelson Extension for twenty-three (23) years and they had the best staffing of his tenure. He then complimented Carissa Wilson who has a Master's Degree and was showing great progress. He added that Alyssa Elliot also had a Master's Degree and he noted her background in meat products processing as well as in livestock. He noted his background was in entomology and pest management with a focus in commercial fruit production and he concluded by noting that their Office Assistant Lucinda McRae was also very capable and her position was 100% funded by the State.

Mr. LaChance then noted that they had completed a situational analysis on how to move forward in identifying local needs and had also undergone a Civil Rights review that found that their programs provided equal access.

He then noted that the staff participated in local and regional events and handled phone calls that came into the office. He added that they could relay these calls on to Virginia Tech and Virginia State University if needed. He noted that he was working with the Universities to empower new farmers and give them the necessary business sense to be successful. He noted he was called upon to give talks around the state to ease the transition of farms from one generation to the next over the next twenty (20) years.

Mr. LaChance reported that in the past year, there had been a good public response to their water testing program. He noted that in the winter, they had forty-five (45) people participate and they would repeat the program in the beginning of June. He noted that they were testing the integrity of home plumbing systems by testing the bottom of the well and the first run of water in the morning in order to determine if old systems needed rehabilitation.

He then noted that a couple of years ago, he wrote a grant to promote the awareness of home fruit and vegetable production and an anonymous benefactor had given them \$10,000 for this program. He added that there would be a teaching bee yard within the county schools as well as areas to learn about fruit and vegetable production. He advised that he and the other

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Agents would be going to Tye River Elementary School to revamp the outdoor classroom area and put in raised beds for each grade level there.

Mr. LaChance then noted that there were significant volunteers in the County such as the Master Gardeners & Naturalists and those involved in the 4-H program; which multiplied the impact of the Extension Office.

He then noted that in his responsibilities with Agricultural and Natural Resources, he made over 100 farm visits every year; usually to address a specific problem. He added that there were a lot startup operations happening which was encouraging. He advised that there was a shortage of wine grapes in the state and many people were having their land evaluated for producing this crop. He added that they were looking at going into production using the poorer soil locations in the Piedmont area that could be used for this purpose.

Mr. LaChance then discussed the interest in water quality in the county and noted that they were working with the Soil and Water Conservation District and DEQ to improve this. He then praised the quality of programming coming out of these efforts and he added that he was working monthly with DEQ and a volunteer group on a citizen's science project where they tested water quality at access points on the Tye River and Rockfish River. He noted that they were documenting that they were in good condition and he added that although the waterways were impaired; water quality was still doing okay.

He then noted the Office's involvement in the Nelson County Community Day, which would be at Devil's Backbone in May. He added that Extension was handling the community tent that would house other agencies such as TJSWCD. He noted that they would also have a tent at the Farmer's Market.

Mr. LaChance concluded by noting that the Extension system was unique and had a positive impact on health, nutrition, and the profitability of small business in the community.

Ms. Brennan inquired about his work with bees and he noted that they had a monthly bee meeting and he taught beekeeping in Nelson and in other Counties as well. He noted there was a lack of pollinators and there was now an incentive program that would underwrite the cost of bee equipment (boxes etc.) but not bees.

B. County Attorney Pay Adjustment Request (P. Payne)

This item was not considered by the Board.

II. Other Business (As May Be Presented)

Introduced: Letter to FERC

Ms. Brennan asked for the Board to endorse sending letters to all of the Federal Legislators asking them to request that FERC extend the Scoping Period for taking environmental comments on the Atlantic Coast Pipeline and to hold another Scoping meeting in Nelson County.

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Ms. Brennan then moved that the County send letters to our two Senators and Congressman Hurt asking them to ask FERC to extend the Atlantic Coast Pipeline Scoping period and to have another Scoping meeting. Mr. Hale seconded the motion and there being no further discussion, Supervisors voted unanimously (4-0) by roll call vote to approve the motion.

Introduced: Citizens Committee – Lovingson Healthcare Center Building

Ms. Brennan asked the Board to give its support to set up a citizens committee to get an assisted living facility in place at the Lovingson Healthcare Center building. She added that she had interested citizens that would like to investigate this further and the committee would then report its findings to the Board.

Mr. Hale suggested that prior to having this, she ought to provide a written proposal on who would be on the committee, how it was formed, and its purpose and Mr. Saunders agreed.

Ms. Brennan noted she had a list of people to be on the committee and she would do this on her own if the Board did not want to do it.

Mr. Saunders noted he would like for the full Board to discuss it and discuss the Region Ten proposal before doing this.

Ms. Brennan noted that she would like for the committee to look at all possibilities not just Region Ten. Mr. Saunders reiterated that he would like to see the full Board discuss it first and provide input on what the committee would do. Mr. Hale agreed that there needed to be full Board discussion on this.

Mr. Carter noted that Region Ten had provided the only proposal thus far; however a company from Harrisonburg wanted to come over and take a look at the building.

Mr. Saunders reiterated that he wanted the full Board to discuss it and Mr. Bruguiere agreed.

Supervisor then agreed by consensus to add this subject to the April 14, 2015 Agenda.

III. Adjournment

At 5:20 PM, Mr. Hale moved to adjourn and there was no second. Supervisors then voted unanimously by voice vote to approve the motion and the meeting adjourned.

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Virginia:

AT A CONTINUED MEETING of the Nelson County Board of Supervisors at 5:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston Virginia.

Present:

Allen M. Hale, East District Supervisor – Vice Chair
Thomas H. Bruguiera, Jr. West District Supervisor
Larry D. Saunders, South District Supervisor – Chair
Constance Brennan, Central District Supervisor
Thomas D. Harvey, North District Supervisor
Stephen A. Carter, County Administrator
Candice W. McGarry, Administrative Assistant/Deputy Clerk
Debra K. McCann, Director of Finance and Human Resources
Tim Padalino, Director of Planning and Zoning

Absent: None

I. Call to Order

Mr. Saunders called the meeting to order at 5:05 PM, with all Supervisors present to establish a quorum.

II. FY15-16 Budget Work Session

Supervisors and Staff reviewed the following outstanding budget items:

Department Considerations:

Planning – New Planner Position and Summer Intern

Initial Discussion:

Mr. Carter noted that Mr. Padalino was present to answer any questions they may have on the information that he had originally submitted or on his follow up summary document.

Ms. McCann noted the information provided by Mr. Padalino and referred to the summary chart that showed 2.25 years' worth of all of the permits, applications etc. that had been processed by the Department as follows:

Approval:	Type of Permit Application / Approval:	Total (1/13 – 3/15):
Administrative	Amended Site Plans	3
	Tower Permit Amendments, Co-Locations, or Temporary Tower Permits	23
	Special Events Permits	60
	Admin. Permits: New Signs, Home Occupations, Temp. Travel Trailers	31
	Zoning Violations: Inspections and Enforcement	23
	Plat Review and Approvals	130
BOS	Communication Tower Permits	4
	Special Use Permits	16
	Rezoning	6
	Ordinance Amendments	5 amendments
PC	Site Plans	19
BZA	Variance Requests or Appeals	6 (3 of each)

Ms. Brennan then thanked Mr. Padalino for answering the Board’s questions and for putting the summary together regarding his position request.

Supervisors questioned how much time per week Grant Massie spent working in Planning and Zoning and Mr. Carter noted it was between 10-15 hours per week, but no more than twenty-nine (29) hours total, because of the Affordable Care Act. Ms. McCann added that these hours were split between Solid Waste and Planning & Zoning and Mr. Carter noted that he may work more than that if Mr. Padalino was on vacation etc.

Mr. Hale then asked if Mr. Massie was included in the 2.3 FTEs currently noted to be in the department and staff confirmed that this included Mr. Padalino, Ms. Hopkins, and Mr. Massie’s part time hours. It was noted this fluctuated depending upon the work week.

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Mr. Carter related that Mr. Massie was now looking at plats and doing plat reviews and did field work for zoning violations; as well as was an excellent resource; having been the Director of Planning and Zoning in Amherst for twenty (20) plus years.

Mr. Bruguere then asked if it would be feasible to hire Mr. Massie full time and Mr. Carter noted that he did not think he wanted to work full time. Ms. Brennan asked if he would be willing to work part time and it was noted that he was already working twenty-nine hours. Mr. Carter added that this would only add eleven (11) more hours if he were made full time. Mr. Hale noted that perhaps he could spend more of his time in Planning and Staff noted that Mr. Massie did tend to spend more time on Planning and Zoning than on Solid Waste.

Ms. Brennan then noted that it was clear to her that the Planning Department needed help to do long range planning such as the Rockfish Valley Area Plan.

Mr. Carter reported that there had been recent inquiries regarding the status of the Rockfish Valley Area Plan by Mr. Hodson of Veritas who had noted in his communication that he would like to address the Board about this. He noted that he thought he would be expressing his concern regarding the lack of progress since the plan was authorized. He noted that Mr. Padalino had related to Mr. Hodson that he did not have the time to devote to the plan unless he worked nights and weekends. He related that he had cautioned Mr. Padalino regarding the ambitious schedule he had set for work on this; just being one person. He noted that unfortunately, it had progressed more slowly and work on the plan was in a holding pattern because of the nature of the office.

Mr. Harvey commented that the explosion on the southern end of Route 151 was affecting things at the Northern end and had not done much good. Mr. Carter disagreed and noted that the increase in business activity there was good for the County in terms of job creation and income. Mr. Harvey noted that it had affected the quality of life for people in the area routinely dealing with the traffic; which Mr. Carter noted was a problem for VDOT to fix. Mr. Harvey and Ms. Brennan noted that the VDOT fix was to make Route 151 four (4) lanes and they did not want that.

Mr. Saunders noted that the Board could make the decision as they went through the budget; however the Board should ask Mr. Padalino its questions while he was there. There being no questions for Mr. Padalino, the Board agreed by consensus to put aside a decision on the planning position and come back to it.

Follow-up Discussion:

Mr. Bruguere inquired as to whether or not the office currently had more workload than the previous Director, Mr. Boger did and Ms. Brennan noted that she thought that Mr. Padalino was more thorough than Mr. Boger was in his work.

Mr. Hale then noted that what was presented that the new Planner position would be used for, aside from day to day work, which was helped by having the part time hours, was long range planning which included Lovingston Revitalization, Comprehensive Plan Updates, and the Rockfish Valley Area Plan. He suggested that these long range planning needs could be contracted to the Planning District Commission to do rather than adding a position. He further noted he thought the job of the

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Planner was to help people understand the Zoning Ordinance regulations and submit recommended changes for those. He added that the amount of hours outlined in the request that was spent with prospective applicants did not need to be as much as indicated and that many of these prospectives could get the information needed from the Tourism and Economic Development office. He then noted that he was not in favor of adding the full time position and Mr. Bruguire agreed.

Ms. Brennan disagreed and noted she was in favor of it and she was not sure about hiring the PDC to do the long range planning work since it still had to be overseen by someone. She added that the Rockfish Valley Area Plan was highly important and Phase I needed to be done.

Mr. Hale noted that the effectiveness of the plan needed to be figured out. Ms. Brennan stated that the Board did plans and no one wanted to do anything. She noted the ideas for planning had been good and in the past studies were done and nothing resulted from them largely because of the Board.

Supervisors briefly discussed the number of Planners in Albemarle County and Mr. Hale noted the mess that the Crozet development had become. Ms. Brennan noted she was not trying to make Nelson like Albemarle County.

Ms. Brennan then stated she would like to see at least a one and a half time Planner positions added or more.

Mr. Bruguire noted that the County was not business friendly and he had not been impressed by Mr. Padalino. Mr. Hale suggested that individual's performances should be discussed in closed session and Mr. Bruguire agreed that would be more appropriate and then reiterated that he did not think the County was business friendly. Mr. Saunders then advised the Board to speak more generally in open session. Mr. Harvey suggested that several departments could be involved in the discussion and Mr. Bruguire supposed that those departments may need to work better together.

Supervisors then agreed by Consensus to table a decision on the new Planner position.

Summer Intern:

Supervisors discussed this being a local person and staff noted that the initial inquiry came from a local person; however if this were to proceed, the County would have to advertise it and it would be open to all. Mr. Carter then noted that he thought there was a greater need for the Planner position than the internship due to the limited time frame of an internship. He noted that unless their time was spent on something that was task specific and the person had a lot of expertise, the Planner position would be more beneficial.

Mr. Hale reported that having internships versus having a part time employee had been discussed at the PDC and they had come to the same conclusions that Mr. Carter had. He added that for those reasons, he thought the internship could be removed presently.

Supervisors then agreed by Consensus to not fund a Summer Intern.

Capital Outlay – Purchase of Excavator

Ms. McCann noted that Mr. Truslow meant to include the purchase of an excavator in his budget request. She noted that the current Daewoo excavator in use was purchased in 2007, had no major mechanical conditions; however the A/C had been repaired three times and needed to be replaced. She added that it was used 650 hours per year and had been used a total of 5,817 hours. She then noted that the back-up Case excavator was purchased in 1995 and had the engine replaced at 5,000 hours and it had intermittent periods where it would not run. She noted that it currently had been used a total of 9,203 hours.

Ms. McCann then related that Mr. Truslow had indicated that he thought the County could get another year out of the Daewoo before it had any major problems and he would suggest trading in the 1995 Case excavator on the new one.

Mr. Carter added that the County would have to bid this out, but Mr. Truslow had provided a price for a SANY at \$120,000; however some may be more or less. Mr. Carter then noted that other than the air conditioning, the Daewoo had worked flawlessly over the years that the County has had it.

Ms. McCann then noted that she would guess it would cost several thousand dollars to fix the air conditioning. Mr. Harvey suggested that the grounding of the cab could have come loose causing the issues.

Mr. Saunders then suggested fixing the air conditioning on the Daewoo and going another year. He noted that he has had Case equipment himself but acknowledged that Mr. Truslow was sold on the Daewoo. Mr. Carter added that getting parts had not been a problem. It was then noted that in bidding this out in the past, a generic set of specs was used to get bids.

Mr. Harvey questioned where the fuel was coming from and Ms. McCann noted that the County was using Tiger Fuel and then switched to Exxon when Tiger was having issues with their fuel and now had gone back to Tiger. Mr. Harvey noted that he thought Tiger was still having problem with their tanks and he has had to replace a number of ambulance engines etc.

Supervisors then agreed by Consensus to fix the A/C in the current Daewoo excavator and defer purchase of a new one until next year. Ms. McCann noted that there were funds budgeted in the Maintenance budget that would cover the cost of fixing the A/C.

Registrar -Voting Machines

Mr. Carter noted that if the Board was amenable, he would like their approval to authorize the Registrar and Electoral Board to go ahead and purchase the voting equipment. He noted that the State had identified that the touch screen model used by the County and forty (40) other localities were deficient and would no longer be certified. He added that he thought it would be a good idea to get ahead of the curve since forty (40) other localities were affected and would be ordering new machines. He noted that funding for these was still included in the FY16 budget.

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Staff noted that funds were available for this in the contingency if they were purchased in this year; however they just wanted consensus to go ahead with executing a contract to purchase the machines. It was noted that it was not certain if the funds would be expended in FY15 or FY16 and that staff would bring this back to the Board if payment was needed in this fiscal year. Ms. McCann noted that Ms. Britt needed to get the order placed so that the County was in line and would not have to wait.

Ms. Brennan moved that the Board authorize the Registrar to bid out the voting machines and Mr. Bruguere seconded the motion.

Ms. McCann then advised that the Code of VA exempted Electoral Boards from the procurement Act and that all of the voting machine vendors were approved by the state. She added that they needed authorization to initiate a contract so that the County's order could get in line and she would clarify if the funds would be spent in this fiscal year or next. Mr. Hale noted that the motion should be to authorize the expenditure of funds to purchase the voting machines.

Ms. Brennan agreed, then rescinded her previous motion and moved to authorize the expenditure of funds to purchase the voting machines as requested and Mr. Bruguere seconded the new motion.

There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

County Attorney – Hourly Rate Change Request

Ms. McCann noted that currently Mr. Payne's rates were \$200 per hour for general work and \$180 per hour to attend meetings and he was asking for \$225 per hour and \$200 per hour respectively.

Ms. Brennan then moved to approve the new rates of \$225 per hour for general work and \$200 per hour for attendance of meetings as listed for Mr. Payne and Mr. Hale seconded the motion.

The Board then discussed the fact that he had not had a raise in rates since 2011 when they were set. Mr. Hale then noted that the County had budgeted \$85,000 for this and if this amount was converted to hours, it was 400 hours per year. He added that the County would have to show restraint in calling for services and that Mr. Payne has been a valuable asset in advising the Board and he thought that they got the value for that expense. He added that if the Board tried to hire someone else for less, they would likely not have the equivalent experience and that they should move forward. Mr. Harvey agreed and noted that work for the County was different than general law practice.

Ms. Brennan asked how many times Mr. Payne had been in court over the last couple of years and Mr. Carter noted it had not been much and it had been for minor things. He added that there had been no big Zoning things and that Mr. Payne's expertise has been invaluable. He noted that to date, if the County has had to defer to the insurance company's appointed representation, he thought Mr. Payne's expertise was as good as or better than they were and that he was an outstanding attorney. Ms. Brennan noted that she was pleased with his work and Mr. Bruguere and Mr. Saunders agreed. Mr. Carter added that Mr. Payne tried to use restraint in doing work for the County.

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There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion.

Agencies:

Health Department: Ms. McCann noted that they were asking for an increase of \$678 dollars to fund an increase in man hours.

Supervisors agreed by Consensus to fund the increase.

Region Ten Community Services Board: Ms. McCann noted that they were asking for an increase of \$12,809. She noted that they had a formula where they calculated their request based on a share of the cost of services for Nelson beneficiaries. She noted that staff's experience has been that if they were not fully funded, there was not a significant impact to services. It was noted that the \$92,586 funded for this year was an increase over last year.

Ms. Brennan suggested giving them \$10,000 more, Mr. Saunders suggested \$6,000, and Mr. Bruguere suggested level funding.

Supervisors then agreed by Consensus to fund an increase of \$6,000.

Extension Service: Ms. McCann noted that they were asking for an increase of \$1,732 that had been budgeted.

Supervisors agreed by Consensus this was okay as funded.

Regional Library: Ms. McCann noted that they were asking for an increase of \$8,730. She noted that they were including a salary increase and had an increase in retirement costs passed on through the City of Charlottesville; who provided their retirement not VRS.

Mr. Harvey suggested funding an increase of \$4,500 and Mr. Saunders concurred noting that the County was spending money to make improvements to the building that would benefit library patrons.

Supervisors agreed by Consensus to fund an increase of \$4,500.

JAUNT: Ms. McCann noted that they were asking for an increase of \$16,740. She then reported that they had followed up with four (4) scenarios of how they could address not receiving this increase in funding.

Ms. McCann noted the following:

Scenario 1. Covered the shortfall with a fare increase from \$2.50 to \$8.00 one-way for commuter routes and from \$2.50 to \$5.50 one-way for mid-day fares; which would net \$15,125 and \$2,325 respectively. She added that this would have a significant impact on riders.

Scenario 2. Covered the shortfall by decreases in services. This would eliminate 2 days of Midday service and cover two days by the grant; which would leave one day covered by County funds; however the grant would be used up sooner and would net savings of \$14,068. It would also eliminate intracounty service between 10:30 am and 2:00 pm, and 4pm to 6pm. The new hours would be from 7:30 am to 10:30 am and 2pm to 4pm for a net savings of \$3,412.

Scenario 3. Covered the shortfall by using increased fares and decreased service as follows:

Increase Commuter Route Fares – Increase fare from \$2.50 to \$4.50. (*\$5,500 NET*), Increase Midday Fares – Increase fare from \$2.50 to \$3.50 (*\$650 NET*), Decrease Midday Service – Currently, Nelson has midday service 5 days a week (one of those days is covered by a grant at no cost to the County). The change would eliminate one day of service and still cover one day by the existing grant. This leaves three days covered by the assistance from Nelson County. (*\$6,401 NET*), Decrease Intracounty Service – Eliminate service between 10am and 2pm, and 4pm to 6pm. This still allows senior residents access to JABA resources. The new hours would be from 7:30am to 10am and 2pm to 4pm. (*\$4,985 NET*)

Scenario 4. Only changed fares for the midday routes and slightly for the commuter routes as follows: Increase Commuter Route Fares – Increase fare from \$2.50 to \$3.50. (*\$2,750 NET*), Decrease Midday Service – Currently, Nelson has midday service 5 days a week (one of those days is covered by a grant at no cost to the County). The change would eliminate one day of service and cover two days by the existing grant. This leaves two days covered by the assistance from Nelson County. (*\$11,252 NET*), Decrease Intracounty Service – Eliminate service between 10:30am and 2pm, and 4pm to 6pm. This still allows senior residents access to JABA resources. The new hours would be from 7:30am to 10:30am and 2pm to 4pm. (*\$3,412 NET*).

Ms. McCann then noted that she had looked at some other options and she distributed and reviewed these as follows:

<u>JAUNT-Additional Options</u>			
Additional Option (Opt.3 w/out midday fare increase)	\$16,740	Additional Option w/ commuter fare incr. to \$3.50	\$16,740
Commuter Fare increase \$2.50 to \$4.50	\$5,500	Commuter Fare increase \$2.50 to \$3.50	\$2,750
Midday-cut 1 day, cover 1 day w/grant	\$6,401	Midday-cut 1 day, cover 1 day w/grant	\$6,401
Decrease Intracounty to 4.5 hrs/day	\$4,985	Decrease Intracounty to 4.5 hrs/day	\$4,985
Subtotal Savings	\$16,886	Subtotal Savings	\$14,136
No additional local funding required		Additional local funding required	\$2,604

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She noted that the difference in the shortfall numbers shown on her sheet of \$16,740 and JAUNT's of \$17,478 was due to the Wintergreen contribution component.

Ms. Brennan then questioned the savings noted in options 3 and 4 and Mr. Hale noted he was not sure of how many riders were using each service and that they had increased service on the midday route over the years and could do some cutting to this. He added that he thought that people using the service could manage their appointments and trips around this schedule and he recommended that the midday route be cut.

Staff noted that JAUNT measured their ridership in trips because that was what their funding was based upon. Ms. McCann noted that the data provided of 332 trips was over a six (6) month period. Staff reiterated that they had asked many times for the number of riders and JAUNT has said that was not pertinent information since they were funded by trips made. Supervisors then briefly discussed JAUNT's fuel costs being reduced as a potential reason to cut funding.

Mr. Hale then suggested that the Midday service to Charlottesville be reduced to three days with (2) days being County funded and one (1) day being grant funded. He noted that JAUNT had projected savings from doing this at \$13,933 during their budget presentation. Ms. McCann noted that using the requested amount not including Wintergreen of \$16,740 would add \$2,807 and it was suggested to round it up to \$3,000.

Supervisors agreed by Consensus to increase funding by \$3,000 and emphasized that there would be no impact on seniors utilizing the intracounty service.

MACAA: Ms. McCann noted that MACAA had not been very responsive to the County's invitation to present to the Board on April 9th and had not been able to come. She noted that their requested increase was \$3,996.

Supervisors agreed by Consensus to provide level funding.

Shelter for Help: Ms. McCann noted that they were asking for an increase of \$356.

Supervisors agreed by Consensus to provide an increase of \$356.

Sexual Assault Resource Agency: Ms. McCann noted that they were asking for an increase of \$35.

Supervisors agreed by Consensus to provide an increase of \$35.

OAR/Community Corrections: Ms. McCann noted that they were asking for an increase of \$3,500 for the Criminal Justice Planner position.

Mr. Hale noted he was against funding this and Ms. Brennan noted she was in favor of providing the funding.

Ms. Brennan noted that the Criminal Justice Planner put together programs that saved localities money and she had been pleased with what she has seen as a representative on the Community

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Criminal Justice Board. She strongly recommended that the Board fund this and noted that this amount was only Nelson's share and that others would also fund this. She then reiterated that Commonwealth Attorney, Anthony Martin, had written a letter of support. Mr. Hale noted that Mr. Martin indicated in his letter that he was in favor of some of their services and the Criminal Justice Planner was not specifically mentioned.

Ms. Brennan then noted that their programs were instituted from the work done by the Criminal Justice Planner. Mr. Carter added that the Regional Jail did similar work and then he reported that the Regional Jail program of diversion was not funded by Albemarle and Charlottesville and would have cost more to have the program than to jail the potential participants.

Mr. Hale noted that he thought if it were a good program then all of the jurisdictions would fund it and it appeared that Louisa and Greene did not contribute anything to this.

Following this discussion, Supervisors agreed by Consensus to provide additional funding of \$1,500.

Economic Development Authority: Ms. McCann noted that they were asking for an increase of \$3,400.

Ms. McCann noted that previous funding was based on a quarterly meeting schedule and they were requesting funding to go to monthly meetings. She added that they had made the same request last year.

Ms. Brennan noted she would be willing to fund meetings every other month. Mr. Harvey and Mr. Hale suggested that they meet as needed and then if they could demonstrate more meetings were necessary then it could be reconsidered.

Supervisors agreed by Consensus to not provide the additional funding requested and noted that they could come back to the Board during the year if more funds were needed for this.

Schuyler Senior Center Meals: Ms. McCann noted that they were asking for an increase of \$124.

Supervisors agreed by Consensus to provide an increase of \$124.

Community Center Tax Refunds: Ms. McCann noted that this item increased by \$16,000.

Ms. McCann explained that this budget line now contained the tax refund associated with the Heritage Center and Supervisors agreed by Consensus with this funding.

Ms. McCann then advised the Board that they had added \$16,069 in funding to the budget that would come out of the recurring contingency that had been budgeted.

Schools:

School Nursing Program:

Ms. McCann noted that they had requested a \$20,000 increase to provide for a 5% pay increase for nurses, who had not had a raise since 2008-2009. She added that they had provided the same funding of \$207,000 for six to seven years now.

Mr. Hale noted he was in favor of granting their request and it was noted that Sarah Tomlin ran the program through the Blue Ridge Medical Center. Ms. Brenan added that some of the new funding would go towards maintaining the stock of Over the Counter medications.

Supervisors then agreed by Consensus to provide the increase in funding of \$20,000.

Mr. Bruguiere noted he thought that the School Nurses' pay should be tied to the school's increase percentage and it was noted that it would not be beneficial for them to be considered school staff as it would likely cost more and there were benefits to maintaining their affiliation with Blue Ridge Medical Center.

Buses: Current Funding Provides for Two (2) New Buses

School Capital: Civil Rights compliance issues may be addressed as budget amendment pending results of architectural review. Date for 2x2 committee is pending.

Mr. Harvey noted that he and Mr. Bruguiere had met with the two School Board members the previous night and that a lot needed to be done. He noted that the Schools were bringing a new consultant on board to help with evaluation of the OCR items. He added that it had been suggested that the \$2 Million being set aside for the Courthouse be used to address the School's needs and that the County should finance the whole courthouse amount.

Staff advised the Board of the Tye River Elementary School set aside amount of \$340,000 and the \$500,000 in unobligated Capital funds that totaled close to \$1 Million that could be used for this.

Mr. Harvey further noted that Security was their number one priority, such as replacing card readers and cameras.

Mr. Carter advised that he and Ms. McCann were in favor of waiting until the fall VRA issuance to secure the financing for the Courthouse because the bid amounts would be known at that point. He noted that the fund balance could be used to cover any costs prior to that and the County could use the provisions of the reimbursement resolution until the VRA funding came through. He reiterated that the County should know the bid amount before needing to apply to VRA for financing.

Mr. Hale then inquired as to who made the decisions on the School Capital items and Mr. Harvey advised that the School Board did.

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Mr. Hale then noted that \$250,000 was estimated for security items and he was not sure he agreed with these; adding that he thought they were associated with living in fear.

Mr. Bruguiera then noted it to be a safety issue and then described that at the Middle School, once all of the kids were inside, the doors were locked and one had to push a button to gain entry and cameras could see who was at the door.

Mr. Harvey noted that he was hoping to change their policy on bomb threats; where they had all of the students gathering in one place; which he thought provided more of an opportunity for someone to cause mass harm.

Mr. Hale noted that according to a seasoned teacher, paying attention to bomb threats was a waste of time. Mr. Harvey disagreed noting that if something were to happen, they would not want that on their conscience. He added that catching and prosecuting those making the threats would be a great deterrent.

Mr. Harvey then noted that the committee was still putting figures together and they would report back and he added that they were still working on the buses. Mr. Bruguiera added that they wanted four buses and two cars and he thought they had talked them out of wanting the cars. It was noted that funding for two buses was included in the budget.

Ms. McCann noted that the Schools typically requested buying four (4) new buses and the County had typically funded the purchase of two (2) new buses in recent years. Mr. Carter noted that Dr. Comer had related to him that if buses met inspection then they could be used and that there was nothing in the State Code that required new buses. Mr. Harvey noted that they should be able to get more years out of the newer buses.

Supervisors agreed by Consensus to leave these decisions to the committee to make and then have them report back to the full Board.

Other Funds:

Ms. McCann reviewed the Other Funds as follows:

Debt Service Fund

Debt service expenditures relative to the General Fund total \$1,168,315 and include debt service and trustee fees for the following:

- 1) Convenience Centers/Construction & Equipment
- 2) Courthouse Judicial Center (15 Yr. Refinancing, May 2013)
- 3) Radio Project
- 4) Existing Courthouse Renovation (Interest only in FY16)

Debt service expenditures relative to the School Fund total \$2,198,966 and include debt service payments and trustee fees related to the following:

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- 1) There is no outstanding debt for Bus leases or Tye River Elementary.
- 2) Rockfish River Elementary (Literary Loan refinanced 5/13)
- 3) Early Retirement Incentive (Refinanced in FY2000)
- 4) NCHS Renovations/ New Middle School (Lease Revenue refinanced in FY12 & VPSA)

All debt is supported by a transfer from the General Fund in the amount of \$3,367,281. County debt reflects an overall increase of \$114,776 due to the upcoming courthouse renovation. School debt reflects an overall decrease of \$14,555.

Ms. McCann noted that debt on the Tye River Elementary School was paid off and Rockfish River Elementary was refinanced in May 2013 and was one of the debts incorporated into paying for the new Courthouse Building debt. She noted that it would be paid off in 2018. She noted that this debt, the debt for the early retirement program, the High School/Middle School Lease Revenue, and VPSA debt would all be paid off in 2018 and these payments were part of the new funds to be used to cover the Courthouse renovation project debt service.

Capital Fund

Expenditures reflect funding in the amount of \$300,500 that was allocated in FY12 (remains unspent) as a Capital Reserve for the School Division (TRE). Also included is an unallocated Capital Reserve in the amount of \$597,543.

Mr. Harvey indicated he was not too concerned about the building envelope at Tye River; however he did think they would need to do some testing.

Revenues generated include only a small amount of interest earnings. The remainder of revenue reflected is the existing fund balance.

Courthouse Project Fund

The Courthouse Project Fund expenditure budget for FY16 includes \$7,283,271 in architectural and construction related expense relative to the existing Courthouse renovation project.

Architectural expenditures are supported with prior year fund balance. The remainder of the project is supported with approximately \$1.4 million in local revenues transferred from the General Fund and anticipated financing proceeds of \$5.5 million.

CDBG Fund

This budget reflects the recently awarded Community Development Block Grant for Broadband expansion. The expansion project is supported with grant revenues of \$200,000 and local match funding of \$100,000. The local match funding is provided by way of a Transfer from the General Fund.

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Piney River Water/Sewer Enterprise Fund

In FY16, this budget is increased by \$4,868 primarily reflecting increases in sewer treatment cost and maintenance supply expenses. Sewer treatment expense is variable from year to year and can be impacted by the amount of rain and snow received. The budget for maintenance supplies reflects an increase of \$1,500 which is reflective of increased costs for grinder pumps and related parts. There are other incremental changes in maintenance and repair, electric service, and billing/postal services.

Receipts for water and sewer fees are projected to be approximately \$111,000—a slight increase over the current year. Fees for connection and installation are projected to be \$42,000 (\$12,000 Connection Fees and \$30,000 installation expense). In FY16 expenses are anticipated to exceed revenues by \$65,229. This shortfall is covered by a transfer from the General Fund in the amount of \$40,000 and \$25,229 in anticipated fund balance at year end.

Mr. Carter noted that the County would work more with the Service Authority on the inflow and infiltration issue. He added that the cleanouts could be an issue and they would look at this to see if they could troubleshoot it.

Ms. McCann noted that six (6) water and or sewer connections had been budgeted and that the County had that many this year.

Supervisors inquired as to the total debt on the system and Mr. Carter noted that it was \$1 Million and it was financed through USDA-Rural Development over a forty-two (42) year term. He noted that staff had discussed paying this down more quickly. He noted that the financing rate may be 3.8%-4.5% on this debt.

This concluded the budgetary considerations for the Board and Ms. McCann then inquired as to the Board's preference in scheduling the budget public hearing. She noted that the earliest it could be held would be at a continued meeting on May 7th or they could have it at their regular meeting on May 12th.

Supervisors agreed by Consensus to authorize the public hearing to be held at their regular meeting on May 12, 2015.

Staff then inquired as to the status of decisions regarding School Capital and Mr. Harvey suggested that additional funding for this and the new planner position could be allocated anytime during the year. Ms. McCann confirmed that this could be done as a budget amendment during the year as there were sufficient funds in the contingency to accommodate this.

Supervisors then confirmed that they had authorized the hiring of an Assistant Building Code Official and Inspector and then part time Animal Control Officers. Ms. McCann noted that the half time person in Finance was hired in this fiscal year. Mr. Bruguiera then noted that the hiring of new staff was the first thing that citizens criticized no matter the position.

Ms. McCann then inquired as to whether or not the Board wanted to consider the adjustment of their salaries and they agreed by Consensus not to adjust their salaries at this time.

III. Other Business

A. Approval of CDBG-LIG Grant Pre-Contract Documents (R2015-36)

Ms. McGarry noted that the proposed resolution would approve five documents related to pre-contract requirements required by DHCD for the CDBG Broadband grant. She note these were the Local Business and Employment Plan, Residential Anti-Displacement and Relocation Assistance Plan, Non-Discrimination Policy, Section 504 Grievance Procedure, and the Fair Housing Certificate. Mr. Carter confirmed that approval of these documents was a standard pre-contract requirement for every CDBG grant awarded by DHCD.

Mr. Harvey moved to approve resolution **R2015-36**, Resolution Approving DHCD-CDBG Pre-Contract Grant Documents for Nelson County Broadband Grant #1-23 and Ms. Brennan seconded the motion. There being no further discussion, Supervisors voted unanimously (5-0) by roll call vote to approve the motion and the following resolution was adopted:

RESOLUTION-R2015-36
NELSON COUNTY BOARD OF SUPERVISORS
RESOLUTION APPROVING DHCD-CDBG PRE-CONTRACT GRANT DOCUMENTS
FOR NELSON COUNTY BROADBAND GRANT #14-23

RESOLVED, by the Nelson County Board of Supervisors, that the following DHCD- CDBG pre-contract grant documents are hereby approved for the Nelson County Broadband Grant #14-23:

1. Local Business & Employment Plan;
2. Residential Anti-Displacement & Relocation Assistance Plan;
3. Non-Discrimination Policy
4. Section 504 Grievance Procedure; and
5. Fair Housing Certificate

NELSON COUNTY, VIRGINIA: GRANT #14-23

LOCAL BUSINESS AND EMPLOYMENT PLAN

1. The County of Nelson designates as its Local (Section 3) County Business and Employment Project Area the boundaries of Nelson County.
2. The County of Nelson, its contractors, and designated third parties shall in utilizing Community Development Block Grant (CDBG) funds utilize businesses and lower income residents of the in carrying out all activities, to the greatest extent feasible.
3. In awarding contracts for construction, nonconstruction, materials, and supplies required to complete the Nelson County Community Broadband Network, its contractors, and designated third parties shall take the following steps to utilize businesses which are located in or owned in substantial part by persons residing in Nelson County are:
 - (a) The County of Nelson shall identify the contracts required to conduct the CDBG activities.
 - (b) The County of Nelson shall identify through various and appropriate sources including:

The Nelson County Times

The business concerns within Nelson County which are likely to provide construction contracts, non-construction contracts, materials, and services which will be utilized in the activities funded through the CDBG.

- (c) The identified contractors and suppliers shall be included on bid lists used to obtain bids, quotes or proposals for work or procurement contracts which utilize CDBG funds.
 - (d) To the greatest extent feasible the identified business and any other project area business concerns shall be utilized in activities which are funded with CDBG funds.
4. The County of Nelson and its contractors and subcontractors shall take the following steps to encourage the hiring of lower income persons residing in the County:

April 21, 2015

- (a) The County of Nelson in consultation with its contractors (including design professionals) shall ascertain the types and number of positions for both trainees and employees which are likely to be used to conduct CDBG activities.
- (b) The County of Nelson shall advertise through the following sources

The Nelson County Times

The availability of such positions with the information on how to apply.

- (c) The County of Nelson, its contractors, and subcontractors shall be required to maintain a record of inquiries and applications by project area residents who respond to advertisements, and shall maintain a record of the status of such inquiries and applications.
 - (d) To the greatest extent feasible, the County of Nelson, its contractors, and subcontractors shall hire lower income project area residents in filling training and employment positions necessary for implementing activities funded by the Community Development Block Grant (CDBG).
5. In order to document compliance with the above affirmative actions and Section 3 of the Housing and Community Development Act of 1968, the County of Nelson shall keep, and require to be kept by contractors and subcontractors *Registers of Contractors, Subcontractors and Suppliers* and *Registers of Assigned Employees* for all activities funded by the CDBG. Such listings shall be completed and shall be verified by site visits and employee interviews, crosschecking of payroll reports and invoices, and through audits if necessary.

NELSON COUNTY, VIRGINIA: GRANT #14-23

RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN

The County of Nelson will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to a use other than as low/moderate income dwelling unit as a direct result of activities assisted with funds provided under the *Housing and Community Development Act of 1974*, as amended. All replacement housing will be provided within three (3) years of the commencement of the demolition or rehabilitation relating to conversion.

April 21, 2015

Before obligating or expending funds that will directly result in such demolition or conversion, the County of Nelson will make public and advise the state that it is undertaking such an activity and will submit to the state, in writing, information that identifies:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate-income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units;
6. The basis for concluding that each replacement dwelling unit will remain a low/moderate-income dwelling unit for at least 10 years from the date of initial occupancy; and
7. Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units is consistent with the housing needs of low- and moderate- income households in the jurisdiction.

The County of Nelson will provide relocation assistance to each low/moderate – income household displaced by the demolition of housing or by the direct result of assisted activities. Such assistance shall be that provided under Section 104 (d) of the *Housing and Community Development Act of 1974*, as amended, or the *Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970*, as amended.

The County of Nelson's FY 2015 project includes the following activities:

The proposed telecommunications project will install an open access 8.1 mile fiber network along the Route 151 corridor from the intersection of Martin's Store at Route 6, south to the Route 664 intersection in Nellysford and north from the existing network in Afton to the County line. Additionally, it will go northwest from the intersection of Route 151 and Route 6 in Afton up Afton Mountain Road to Saddleback Lane. This installation of last mile fiber is an extension of our successful thirty-one (31) mile middle mile fiber network project.

The activities as planned will not cause any displacement from or conversion of occupiable structures. As planned, the project calls for the use of existing right-of-way or easements to be purchased or the acquisition of tracts of land that do not contain housing. The County of Nelson will work with the grant management staff, engineers, project area residents, and the Department of Housing and Community Development to insure that any changes in project activities do not cause any displacement from or conversion of occupiable structures.

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In all cases, an occupiable structure will be defined as a dwelling that meets local building codes or a dwelling that can be rehabilitated to meet code for \$25,000 or less.

NELSON COUNTY, VIRGINIA: GRANT #14-23

NON-DISCRIMINATION POLICY

The County of Nelson or any employee thereof will not discriminate against an employee or applicant for employment because of race, age, color, religion, color, sex, national origin, disability, or status as a protected veteran. Administrative and Personnel officials will take affirmative action to insure that this policy shall include, but not be limited, to the following: employment, upgrading, demotion or transfer; rates of pay or other forms of compensation; and selection for training.

Nelson County, Virginia: Grant #14-23 Section 504 Grievance Procedure Grievance Procedure

The County of Nelson has adopted an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the Department of Housing and Urban Development's (HUD) (24 CFR 8.53(b) implementing Section 504 of the Rehabilitation Act of 1973, as amended (29 USC 794). Section 504 states, in part, that "no otherwise qualified handicapped individual . . . shall solely by reason of his handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. . . ."

Complaints should be addressed to: Debra K. McCann, Director of Finance and Human Resources, Nelson County, P.O. Box 336, Lovington VA 22949, 434-263-7000 (phone), 434-263-6817 (TDD), who has been designated to coordinate Section 504 compliance efforts.

1. A complaint should be filed in writing or verbally contain the name and address of the person filing it, and briefly describe the alleged violation of the regulations.
2. A complaint should be filed within **sixty (60) days** after the complainant becomes aware of the alleged violation. (Processing of allegations of discrimination occurring before this grievance procedure was in place will be considered on a case-by-case basis.)

April 21, 2015

3. An investigation, as may be appropriate, shall follow a filing of a complaint. The investigation will be conducted by Debra K. McCann, Director of Finance and Human Resources. These rules contemplate informal but thorough investigations, affording all interested persons and their representatives, if any, an opportunity to submit evidence relevant to a complaint. Under 24 CFR 8.53(b), the County of Nelson need not process complaints from applicants for employment or from applicants for admission to housing.
4. A written determination as to the validity of the complaint and description of resolution, if any, shall be issued by Debra K. McCann, Director of Finance and Human Resources and a copy forwarded to the complainant no later than **ninety (90) days** after its filing.
5. The Section 504 coordinator shall maintain the files and records of the County of Nelson relating to the complaints filed.
6. The complainant can request a reconsideration of the case in instances where he or she is dissatisfied with the resolution. The request for reconsideration should be made within **thirty (30) days** to Debra K. McCann, Director of Finance and Human Resources.
7. The right of a person to a prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as the filing of a Section 504 complaint with the Department of Housing and Urban Development. Utilization of this grievance procedure is not a prerequisite to the pursuit of other remedies.
8. These rules shall be construed to protect the substantive rights of interested persons, to meet appropriate due process standards and to assure that the County of Nelson complies with Section 504 and the HUD regulations.

NELSON COUNTY, VIRGINIA: GRANT #14-23

FAIR HOUSING CERTIFICATION

Fair Housing Certification
Compliance with Title VIII of the Civil Rights Act of 1968

Whereas, the County of Nelson has been offered and intends to accept federal funds authorized under the Housing and Community Development Act of 1974, as amended, and;

Whereas, recipients of funding under the Act are required to take action to affirmatively further fair housing;

April 21, 2015

Therefore, the County of Nelson agrees to take at least one action to affirmatively further fair housing each grant year, during the life of its project funded with Community Development Block Grant funds. The action taken will be selected from a list provided by the Virginia Department of Housing and Community Development.

IV. Adjournment

At 6:45 PM, Mr. Hale moved to adjourn and Mr. Hale seconded the motion. There being no further discussion, Supervisors voted unanimously by voice vote to approve the motion and the meeting adjourned.

DRAFT

**RESOLUTION R2015-39
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF COMMISSIONER OF REVENUE REFUNDS**

RESOLVED, by the Nelson County Board of Supervisors that the following refunds, as certified by the Nelson County Commissioner of Revenue and County Attorney pursuant to §58.1-3981 of the Code of Virginia, be and hereby are approved for payment.

<u>Amount</u>	<u>Category</u>	<u>Payee</u>
\$133.15	RE Taxes	Mr. Jason Levinson 36 Prince Court Stuarts Draft, VA 24477

Approved: May 12, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

COUNTY OF NELSON
JEAN W. PAYNE
COMMISSIONER OF REVENUE
P. O. Box 246
Lovington, VA 22949

Telephone: 434-263-7070
Fax: 434-263-7074
email: jpayne@nelsoncounty.org

April 21, 2015

Mr. Larry Saunders, Chairman
Nelson County Board of Supervisors
P O Box 336
Lovington, Va. 22949

Dear Larry,

This letter shall serve as a written request that a refund of \$133.15 be issued to Mr. W. Jason Levinson, 36 Prince Court, Stuarts Draft, Va. 24477. Mr. Levinson had been paying taxes on 15 acres that was not his and was also being taxed to someone else.

Sincerely,



Jean W. Payne
Commissioner of the Revenue

The undersigned has reviewed the request of the Commissioner and consents to the refund requested above.



Phillip D. Payne, IV
County Attorney

**RESOLUTION R2015-40
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF FISCAL YEAR 2014-2015 BUDGET
NELSON COUNTY, VA
May 12, 2015**

BE IT RESOLVED by the Board of Supervisors of Nelson County that the Fiscal Year 2014-2015 Budget be hereby amended as follows:

I. Appropriation of Funds (General Fund)

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 1,230.00	3-100-003303-0025	4-100-031020-7045
\$ 56,661.00	3-100-003303-0016	4-100-091030-5665
<u>\$ 227,928.00</u>	3-100-002404-0040	4-100-091030-5665
\$ 285,819.00		

II. Transfer of Funds (General Fund)

<u>Amount</u>	<u>Credit Account (-)</u>	<u>Debit Account (+)</u>
\$ 137.00	4-100-999000-9905	4-100-031020-7045

Adopted: May 12, 2015

Attest: _____
Clerk, Nelson County Board of Supervisors

EXPLANATION OF BUDGET AMENDMENT

- I. The **Appropriation of Funds** includes an appropriation request of **\$1,230** for a Byrne Justice Assistance Grant (#15-Q1159LO14) which has been awarded for the purchase of law enforcement equipment to reduce crime and improve public safety. Also included is a request totaling **\$284,589** for the Crozet Tunnel Project. This amount is supported with revenues from two grant sources: 1)VA Dept of Conservation & Recreation, Recreational Trails Program **\$56,661**
2)Transportation Alternative, Map-21 Federal Highway Administration **\$227,589**.
- II. The **Transfer of Funds** includes a request to transfer from Contingency **\$137** to provide the required local match for the above noted Byrne Justice Assistance Grant. The balance in General Fund Contingency after this request is \$1,446,160.06 of which \$1,148,601 is recurring contingency.

April 26, 2015

Nelson County Board of Supervisors
P.O. Box 336
Lovington, VA 22949

RE: Funding for the Nelson County Middle School Destination Imagination team 2015 Globals tournament

Dear Ladies and Gentlemen,

Our Nelson County Middle School Destination Imagination team, known as the DI Immortales, placed 2nd in the Virginia Destination Imagination State competition in April. This means we have advanced to the final level of the competition, "Globals", taking place on the campus of the University of Tennessee from May 19-24 in Knoxville, TN. We are asking for your financial support to help the team raise the \$10,000 needed to attend the global competition.

In addition to placing 2nd in the DIVA state competition, our proudest achievement is receiving 1st place at both the regional and state levels for the Instant Challenge competition, a time-restricted problem solving challenge that requires creativity, quick thinking, teamwork and problem solving skills. While each challenge proved difficult, we managed to perform better as a team than we ever have before.

We have worked very hard for the past six months to put together the Central Challenge skit. This year's challenge incorporates Greek gods and goddesses, fairy tale elements, and an illusion. The illusion had to be of our own creation and demonstrate a technical element. We designed and constructed a complex fog machine that makes it appear as though Athena, the goddess of wisdom, has cast a magical spell. We have also worked hard at practicing solving Instant Challenges, which is part of what we face at the tournaments.

At Global Finals last year, we participated in many fun and educational activities at the Innovation Expo, a hands-on science exhibition, where we learned about chemistry, physics, construction, bartering and negotiation, and taking calculated risks. Our team interacted with exhibitors from NASA, National Geographic, Scholastic, Liberty University, Pearson, and ThinkFun, to name a few. We also interacted with students from teams all over the world. Global Finals 2015 promises to be even bigger, featuring approximately 17,000 participants and 1,400 teams. We will share our experience with students from 48 U.S. states and 18 countries around the world.

Our experience benefits not only our team but other students at our school as well. During our trip last year, we Skyped our 7th grade history teacher and one of his classes. We shared our Globals experience with our classmates back home. They asked us about life on the University of Tennessee campus, our challenge, and the various activities we participated in. We also shared with them the teamwork and creativity skills we use as part of our team experience, and have integrated these skills into everyday school life on projects and assignments.

Global Finals was a life-changing experience. Since our team has been together for seven years (since second grade), we know each other's strengths and weaknesses. Our already close group formed an even stronger bond through this opportunity. Your assistance will pay for lodging, transportation, food, and registration for the team and our chaperones. We appreciate your financial support for our previous trip, and hope to have similar assistance again this year.

Sincerely,

The Nelson County Middle School Destination Imagination team for 2015
Anna Dolleris, Chloe Hellerman, Delaney Stone, Jaylen Purvis,
Jordan Maynard, Katie Coleman, Sinead Nardi-White

Destination Imagination Global Finals

DI Immortales

World's Largest Celebration of Creativity

- Total participants- 17,000
- 48 states and 18 countries compete!
- 3rd grade to college level participants



What challenges do we compete in?

Central Challenges:

- Fine Arts (our challenge)
- Scientific
- Structural
- Technical
- Improvisational
- Service Learning

Instant Challenges:



Central and Instant challenges



Our central challenge is about the Greek goddess Athena facing a phobia and outwitting her former self to save the human race.

Educational Opportunities

- Share the experience with our classmates at NMS via Skype while at Globals.
- Meet and interact with kids from all around the world.
- Participate in a hands-on innovation expo with new ideas from many well-known companies.



University of Tennessee campus life



Globals is a place to learn as well as a place to enjoy our accomplishments and celebrate creativity with kids like us!

Opening and Closing ceremonies



At opening ceremonies, every country and affiliate is introduced and all the upcoming events are presented. After all competitions are completed, we celebrate our success at closing ceremonies where winning teams receive awards and everyone celebrates the year's accomplishments.

Our team's experiences



2013-14

VS



2014-15

Our funding request to the BOS

Overall financial goal: \$10,000

Total raised so far: \$7,500

Left to raise: \$2,500

DEPARTMENT OF
PLANNING & ZONING



PLANNING COMMISSION
BOARD OF ZONING APPEALS

To: Chair and Members, Nelson County Board of Supervisors
From: Tim Padalino | Director | Department of Planning & Zoning
Date: April 30, 2015

Subject: Revised Language for Proposed “Artist Community” Ordinance Amendments

At the April 14th Board of Supervisors (BOS) meeting, the BOS conducted a public hearing on the proposed Zoning Ordinance amendments that would establish “Artist Community” as a special use in the Agricultural (A-1) District.

After the public hearing was closed, Board members identified concerns with the proposed amendments’ level of specificity. Specifically, the “not-for-profit” language in the proposed definition for “Artist Community,” and some other specific criteria, were identified as issues of concern.

As a result, the following modifications are offered for your consideration and action.

Article 2: Definitions

Add the following definitions:

Artist Community: A facility that provides resident artists with artist community residencies in a rural setting. An artist community includes art studio(s), exhibition and presentation space(s), and temporary lodging accommodations for resident artists; and includes the accompanying office(s), kitchen and food service(s), communal space(s), and maintenance area(s) to service the resident artists and staff. ~~An artist community shall be a not-for-profit organization governed by a Board of Directors, managed by a professional staff, and focused on a specific mission.~~

Artist Community Residencies: time and space scheduled for resident artists to create work not at the artists’ home base; residencies are ~~applied for on a competitive basis, selected through a peer review process, documented in a written contract, and~~ scheduled for a period not to exceed ninety-five (95) consecutive days.

Resident Artists: professionals who create new work in literary, visual, musical, theatrical, dance, and other forms, as evidenced by their education in said fields, training, and expenditure of time in their studio endeavor, regardless of whether they make their living by it.

Article 4: Agricultural District (A-1)

Add the following provisions to “*Section 4-1-a Uses – Permitted by Special Use Permit only.*”

Section 4-1-46a: Artist Community, conditional upon the following limiting factors:

- Minimum property size of 20 acres;
- Maximum floor area of 40,000 square feet (cumulative / all facilities);
- Maximum of 25 resident artists at any time with each resident artist being limited to a maximum duration of ninety-five (95) consecutive days;
- Maximum of 15 public events per year (monthly Open Houses/Open Studios and infrequent fundraising events)
- Existing structures are adaptively reused (as applicable) and new structures are designed to be compatible with rural character of surrounding area
- Restrictions on future division of the property

Thank you for your attention to these possible modifications regarding proposed amendments for a new “Artist Community” land use in Nelson County’s Agricultural District. Please contact me with any questions you may have regarding the information contained in this report.

ORDINANCE O2015-02
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF ARTICLE 2 AND ARTICLE 4 OF APPENDIX A, ZONING
ORDINANCE, OF THE CODE OF NELSON COUNTY VIRGINIA
TO INCLUDE NEW LAND USE –ARTIST COMMUNITY
IN (A-1) AGRICULTURAL DISTRICT

BE IT HEREBY ORDAINED, that the Nelson County Board of Supervisors does hereby amend Article 2 (Definitions) and Article 4 (Agricultural District A-1) of Appendix A (Zoning Ordinance) of the Code of Nelson County, as follows:

1. That Article 2, Definitions, be amended as follows:

a) Add the following new definitions:

Artist Community: A facility that provides resident artists with artist community residencies in a rural setting. An artist community includes art studio(s), exhibition and presentation space(s), and temporary lodging accommodations for resident artists; and includes the accompanying office(s), kitchen and food service(s), communal space(s), and maintenance area(s) to service the resident artists and staff. ~~An artist community shall be a not for profit organization governed by a Board of Directors, managed by a professional staff, and focused on a specific mission.~~

Artist Community Residencies: time and space scheduled for resident artists to create work not at the artists' home base; residencies are ~~applied for on a competitive basis, selected through a peer review process, documented in a written contract, and~~ scheduled for a period not to exceed ninety-five (95) consecutive days.

Resident Artists: professionals who create new work in literary, visual, musical, theatrical, dance, and other forms, as evidenced by their education in said fields, training, and expenditure of time in their studio endeavor, regardless of whether they make their living by it.

2. That Article 4, Agricultural District (A-1), be amended as follows:

a.) Add the following provisions to “Section 4-1-a Uses – Permitted by Special Use Permit only:”

Section 4-1-46a: Artist Community, conditional upon the following limiting factors:

- Minimum property size of 20 acres;
- Maximum floor area of 40,000 square feet (cumulative / all facilities);
- Maximum of 25 resident artists at any time with each resident artist being limited to a maximum duration of ninety-five (95) consecutive days;
- Maximum of 15 public events per year (monthly Open Houses/Open Studios and infrequent fundraising events);
- Existing structures are adaptively reused (as applicable) and new structures are designed to be compatible with rural character of surrounding area;
- Restrictions on future division of the property

BE IT FURTHER ORDAINED, that this Ordinance becomes effective upon adoption.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors



May 1, 2015

Stephen A. Carter
Nelson County Administrator
P. O. Box 336
84 Courthouse Square
Lovingston, VA 22949

Dear Mr. Carter:

Microenterprise development is a proven and powerful economic driver for local communities. To accomplish our goals of supporting microenterprise development in Nelson, Albemarle and Fluvanna counties, we respectfully submit a request that the PHA Microloan Fund be transferred to the Community Investment Collaborative. As Nelson County as the lead administrator on the original grant for these funds, we request your authorization to take over the fund and begin using it to support micro-enterprise development in rural communities in central Virginia.

CIC's mission is to strengthen our community by fueling the success of under-resourced entrepreneurs through education, mentoring, micro-lending and networking. CIC's model is built on four pillars:

1. An established and proven business-education program
2. Start-up and ongoing microfinancing to qualified graduates
3. Extensive mentoring, peer discussions, and ongoing support
4. Networking within and across the community

Our clients are under-resourced members of the community who have the drive and motivation to start or expand their own businesses, but experience barriers in accessing the capital, knowledge, skills and networks necessary for success. They include but are not limited to: low to moderate-income individuals, women, minorities, and previously incarcerated individuals. As the effect of strong businesses on the vitality and livability of our community multiplies, individual entrepreneurs will become role models for their children, friends, and neighbors. Their example will be very powerful as others will similarly gain confidence and hope.

CIC's entrepreneurs plan for their businesses to actively create the kinds of communities they wish to live in. For instance, one entrepreneur who owns a taxi service plans to provide rides to and from work for employees that rely on public transportation (ex-offenders and low-income individuals) or whose work is not accessible via bus routes. Another entrepreneur will combine an afterschool meals program with enrichment activities such as tutoring, computer literacy, bike safety, and dental

hygiene. Another entrepreneur has started a Laundromat with the precise goal of employing single parents so they may bring their children to work. Through these examples, the impact of CIC in the community is evident.

Operational since April 2012, we have completed five classes of our 17-week entrepreneurship workshop, graduating 95 entrepreneurs. The chart below shares our results to date:

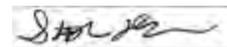
<u>Metric</u>	<u>Results to Date:</u>
workshops completed; graduates	Completed five 17-week workshops, graduating 95 entrepreneurs. This includes six entrepreneurs from Nelson County.
mentors paired	Paired 42 entrepreneurs with mentors.
microloans, financing facilitated	Made 17 micro-loans for \$77,968 through our CIC loan fund. We have facilitated an additional \$10,000 in Kiva Zip loans and another \$40,000 in loans from outside investors.
networking events held	Hosted 28 networking events including entrepreneur showcases, pitch competitions, business resource fairs, advanced workshops, and other networking events.
new businesses created	21 new businesses launched; 43 existing businesses expanded or sustained, 14 businesses under development
FTE jobs created	32 Full-time equivalent jobs created

Equally important as these results, we have created significant cross community connections that will last well into the future.

CIC is committed to enhancing our community one entrepreneur at a time by building on known best practices and forging connections across our community in new and innovative ways. These micro-loan funds, coupled with our entrepreneur education, mentoring and networking opportunities, we hope to help more entrepreneurs realize the dream of owning a small business. Together, we can work to strengthen the entrepreneurial ecosystem for under-represented members of in Nelson County and throughout our region.

We sincerely thank you and members of the Nelson County Board of Supervisors for considering our request, and we are happy to answer any questions that may arise.

Sincerely,



Stephen Davis
President

Community Investment Collaborative Organization Information

Provided to Nelson County

History/ Description/ Mission of Organization:

Mission: *CIC strengthens our community by fueling the success of under-resourced entrepreneurs through education, mentoring, micro-lending and networking.*

CIC stemmed from economic justice conversations hosted by the Dialogue on Race, prompting further exploration of microbusiness development in our local community. In early 2011, 48 individuals determined that creating a microlending organization alone would not be sufficient to assist entrepreneurial pursuits. After numerous conversations with regional microlending organizations, local service providers and a study of existing microenterprise models throughout the country, CIC identified the elements essential for small business success in our community:

- To work with local partner agencies and banks to identify potential entrepreneurs who cannot secure traditional forms of financing or relevant business education.
- Partner with local organizations to build clients' assets through savings programs and financial literacy training. For example, we are working with MACAA and Piedmont Housing Alliance and their Virginia Individual Development Account (VIDA) program.
- Provide in-depth business training to prepare new business owners for the necessary details of budgeting, sales, marketing, human resource planning, etc -- at an approachable learning level and fee structure.
- Enhance the existing mentoring network for connecting new entrepreneurs with business leaders and resources.
- Create peer learning/support through training modules and required monthly peer meetings.
- Fill the "hole" in financial instruments -- loans up to \$35,000 at reasonable interest rates with appropriately scaled timelines and collateral requirements.
- Help build personal and business credit so that clients can graduate to the mainstream financial system.
- Leverage the wealth and expertise of the many areas throughout our community in all that we do.

CIC seeks to strengthen the local entrepreneurial ecosystem in order to empower individuals along pathways of independence. By expanding capacity with knowledge, tools, capital, guidance, and support systems, individuals with the passion and drive to build their own enterprises can do so.

Description of Program

CIC provides an opportunity to entrepreneurs who may lack the social, economic, or educational wherewithal to establish a new business, but who have the motivation and creative drive to pursue success. CIC's program rests on four pillars:

- An established and proven business-education program
- Start-up and ongoing microfinancing to qualified graduates
- Extensive mentoring, peer discussions, and ongoing support
- Networking within and across the community

(1) Training: CIC seeks to broaden the definition of who is considered part of the entrepreneurial community. Our business training recruitment efforts engage key agencies working with under-represented populations in our community. Participants must complete a mandatory 17-session training program coordinated by CIC before applying for financing. Entrepreneurs meet weekly for 3 hours using a curriculum licensed from Workshop in Business Opportunities (WIBO) that combines case studies, discussion, and applied learning to effectively walk participants through all aspects of their businesses. The WIBO training curriculum has an impressive track record that we seek to replicate locally: 54% of their graduates are still operating successfully 5 years later. Classes revolve around a participant's actual business ideas – our training teaches hands-on business skills, not entrepreneurship in theory – and the training materials are the building blocks required for their business plans.

The extent of the need in our community is becoming more evident as we have received more applications than spots in the class for our last 4 Charlottesville workshop. We have also launched a 2nd concurrent 17-week program in Fluvanna-Louisa this spring. The full cost for entrepreneurs for this workshop is \$750, but we offer scholarships to those in need to bring down the cost to \$125. All participants are required to have “skin in the game” and pay at least the \$125.

(2) Financing – Our research has documented an unmet need for business financing up to \$35,000 in the Thomas Jefferson Planning District. Thus, CIC has developed a revolving loan fund to spur economic development by supporting small businesses. While the training is mandatory for new businesses to apply for loans, it in no way guarantees financing. Existing businesses with business plans and proof of financial statements may apply for a loan without the workshop. An independent loan committee comprising two bankers, two business people, and one community member consider each loan request. CIC borrowers approved by our loan review committee are assigned to specialized mentors for regular check-ins.

(3) Mentoring – A key component of business success is access to a support network of experienced business owners who can walk newcomers along the entrepreneurial path. Mentoring begins in the training sessions as Workgroup and Discussion Leaders offer guidance and support and continues as entrepreneurs graduate from the workshop. Each client must outline specific milestones s/he wishes to achieve. Mentors drawn from the local business & business counseling communities meet regularly with CIC entrepreneurs to provide ongoing guidance and advisory support. These mentoring relationships cultivate strong cross-community relations that frequently result in powerful outcomes: with the help of her mentor, a CIC graduate secured an additional loan from a local bank, financing that would not have been possible otherwise. Relationships born from CIC generate meaningful business activity.

(4) Networking – In addition to our entrepreneurs' own newly developed class network, we create opportunities for them to build business networks and market their products and services through community events, local conferences and press coverage. Just last week, we hosted an wedding industry workshop where local high-end wedding planners shared tips and expertise to help entrepreneurs better reach their market.

Outcomes

CIC has completed 5 workshops and for the first time is running two concurrently this spring (In Charlottesville and Fluvanna/Louisa). 95 entrepreneurs have graduated from our workshop and 40 are enrolled in workshops this spring. As of December 2014, we have utilized over 14,000 hours of volunteer expertise since our founding – a conservative value of \$320,600--> (@22.90/hour). We have paired 41 mentors with 49 entrepreneurs. We have disbursed 21 microlans for \$87,169. Additionally, CIC entrepreneurs have utilized CIC's network to obtain another \$40,000 in financing from banks or investors.

To date, CIC entrepreneurs have launched 22 new businesses with 21 continuing, helped sustain or grow another 44 existing businesses and those enterprises have created 32 FTE jobs in the community.

Beyond the hard numbers, our entrepreneurs are making powerful connections with each other and the larger business community as well as learning valuable lessons that will make their businesses more likely to be successful over the long term. That includes:

- The car audio business that won a scholarship to CIC's entrepreneurship workshop at a pitch competition. The entrepreneur then utilized CIC's training and network to enter the Tom Tom Founders Festival pitch competition, which led to an investor who helped fund the business. The entrepreneur was able to leave his full-time job to run the business.
- The dance school and ballet company that was struggling to exist before joining CIC's workshop. After completing our 17-week program and working with a mentor, the entrepreneur was able to develop a plan for growth that would financially support her and a co-director, as well as enable the hire of 5 part-time dance instructors.
- The catering company and food truck that completed our workshop and secured a loan to launch their business. The entrepreneur then worked with a mentor and secured a larger traditional bank loan to expand first- year operations.
- The entrepreneur with a flea market business who was able to use a CIC Loan and the support network to expand his business and become more self-sufficient by going off of public assistance.

Measurement

Our goals for this year are:

- Four 17-week workshops will be held, 2 in Charlottesville and 2 in Fluvanna-Louisa and continued outreach into Nelson and Greene counties.
- 80 percent of the 90 student-entrepreneurs graduate from the business education workshop.
- 100 percent of the graduates who request a mentor are paired with a mentor.
- Funding of 10-12 new microloans

These outcomes will lead to:

- Self-sufficient individuals and families.
- Increased human and financial capital and assets.
- A more vibrant local economy through enduring small businesses.
- Extended professional networks across socio-economic and demographic boundaries.

CIC will measure and evaluate success by: (1) the number of business plans produced and implemented, (2) number of startups and enduring businesses, (3) number of jobs created and increase in business revenues over time, (4) improvement in consumer and business credit history, (5) increase in personal income over time, (6) size and replenishment of loan fund, and (7) increase in self-confidence and well being resulting from the amelioration of asset poverty. We will track and qualify such metrics through feedback surveys and conversations with program beneficiaries and other participants, progress reported monthly at peer group sessions by entrepreneurs, progress reported regularly by mentors and entrepreneurs, review of business financial statements submitted monthly by borrowers, credit history with CIC, review of personal and business tax returns, size of the loan fund, repayment of loans, delinquencies/ restructuring of loans, and diversification of loan portfolio.

RESOLUTION R2015-41
NELSON COUNTY BOARD OF SUPERVISORS
TRANSFER OF MICROENTERPRISE LOAN FUNDS FROM
PIEDMONT HOUSING ALLIANCE (PHA) TO
COMMUNITY INVESTMENT COLLABORATIVE (CIC)

WHEREAS, Nelson County was the recipient of Community Development Block Grant (CDBG) Microenterprise Loan grant funds from the Department of Housing and Community Development (DHCD) that were administered by Piedmont Housing Alliance (PHA) between 2001-2006, and;

WHEREAS, PHA is no longer administering microloans, and;

WHEREAS, PHA in conjunction with Community Investment Collaborative (CIC) has requested that the capital balance of these funds of approximately \$95,000 be transferred to CIC to support microenterprise development in Nelson, Albemarle and Fluvanna counties in accordance with the requirements of the CDBG Microenterprise Loan grant funds that were awarded by VA-DHCD to assist these localities therewith;

NOW, THEREFORE, BE IT RESOLVED, that the Nelson County Board of Supervisors does hereby approve the transfer of the capital balance of Microenterprise Grant loan funds from PHA to CIC to support Microenterprise development through its various programs and authorizes the County Administrator to execute an agreement to this effect.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

Nelson County
Program Income Plan
For the MicroLoan Program
Nelson-Fluvanna-Albemarle Microenterprise Program
(Revised February 17, 2015)

Objective:

The objective of the Nelson County Program Income Plan (PIP) for the MicroLoan Program (MLP) Nelson-Fluvanna-Albemarle Microenterprise Program (NFAMP) is to establish a mechanism by which Program Income (PI) can be used to assist new and existing businesses in Nelson, Fluvanna and Albemarle Counties. The original principal from CDBG funds as it is repaid should remain as permanent revolving lending capital into the future.

Activities:

Effective _____, the Community Investment Collaborative will take the place of Piedmont Housing Alliance as Nelson County's designated agent. At such time, Piedmont Housing Alliance will transfer program funds to the Community Investment Collaborative, along with the responsibility to lend those funds to MLP/NFAMP clients, manage loans receivable, service all loans in the portfolio, and provide requested reports. These funds will be placed in an interest bearing account and treated as restricted lending capital for MLP/NFAMP. Any interest derived from the PI will be used to support direct program costs in the future.

Project Area:

Activities involving the use of PI from MLP/NFAMP will take place only in the jurisdictions of Nelson, Fluvanna and Albemarle Counties.

Use of Funds

Principal from repaid loans will be used for funding of future microloans. In the event the Community Investment Collaborative ceases to exist, program income must be returned to lead grantee, Nelson County.

Decision Making:

Community Investment Collaborative staff determines eligibility of loan recipients and the strength of their loan application. On an annual basis, the Community Investment Collaborative board approves its annual budget and the appropriate allocation of current and future resources. Decisions in reference to PI for direct program costs will be made for the betterment of the MLP/NFAMP for the three participating jurisdictions.

Certification:

I certify that this PIP has been established and executed as outlined above for the purposes of providing loans to assist new and existing businesses in Nelson, Fluvanna and Albemarle Counties. I also understand that Nelson County and DHCD staff may review all records in association with this MLP at their convenience to insure compliance.

Signature: Authorized Official of Nelson County

Date

Signature: Authorized Official of Community Investment Collaborative

Date

Signature: Authorized Official of Piedmont Housing Alliance

Date

8 May, 2015

To: Board of Supervisors
From: S. Carter, County Administrator
Re: County Administrator's Report (May 12, 2015 Meeting)

1. Courthouse Project Phase II: The tentative schedule for construction bidding of the project is mid-July.

2. Broadband: **A) Local Innovation Grant Project** - County staff are in process with completion of pre-contract requirements with VA-DHCD. Due to the required Environmental Review, project construction is projected to begin in early July and require approximately 16 weeks to complete the three expansion locations of the middle mile network. **B) VA Technology Planning Initiative** – County staff are endeavoring to submit a letter of interest to VA-DHCD for up to \$75,000 in state planning funding for completion of the proposed broadband network build out plan. The funding is highly competitive and there is a degree of uncertainty as to the state's goal/objectives in awarding this grant funding to local government applicants.

3. BR Tunnel: Completion of Phase 1 (eastern trail and parking area) is projected to be by not later than 6-15-15. With just below \$405,000 in TAP grant funding for Phase 2 (tunnel bulkhead removal and overall restoration work) and an anticipated award of \$800,000 in TAP grant funding for Phase 3 (completion of tunnel restoration and construction of western trail and parking area) County's project team (Messrs. Hale, Saunders, County staff and engineering consultant) will seek approval from VDOT/CTB to consolidate the Phase 2 and 3 TAP funding to provide for overall completion of the tunnel's restoration/rehabilitation and apply for 2016-17 TAP funding for a revised Phase 3A project to complete the western trail and parking area (i.e. funding is not sufficient to complete Phase 2 and overall rehab/restoration of the Tunnel is deemed to provide for more cost effective and beneficial bid results).

4. Radio Project: Field testing to identify and address deficient conditions is in process and has resulted in improved radio communications, specifically in the Wintergreen Community.

5. Lovingson Health Care Center: Tours of the facility are pending by two companies (Harrisonburg and Christiansburg based) that have expressed interest in the center. However, the scheduling of these tours and subsequent discussion(s) of specific interest in the center continues to be postponed (now several weeks). Region Ten staff have followed up and made inquiry on meeting with the County to further discuss ownership/operation of the center (terms & conditions).

6. Solid Waste – A) Region 2000 Service Authority: The Authority will meet on 5-13 to approve its updated Solid Waste Management Plan, which is related condition for VA-DEQ approval of the Authority's proposed lateral expansion of its Livestock Road Landfill in Campbell County, which it extend operations at the landfill to a projected 2027. The SWM and lateral expansion have met, however, with public opposition from residents of Campbell County, specifically those whose properties are located in the area surrounding the Landfill. **B) Groundwater Monitoring Program:** The first semi-annual monitoring (testing) program resulted in no constituents that exceeded regulatory compliance. This is the third consecutive no exceedance program outcome. Three additional testing periods are required to enable the County to petition VA-DEQ to close out the GWMP, which would be late 2016.

7. Nelson Memorial Library: As previously reported, County staff have been evaluating how best to address necessary repairs to the library's building envelope, particularly very deteriorated siding. To assist with this effort Architectural Partners was asked to complete a visual inspection of the building envelope, which resulted in an email report that identified additional deficient conditions and included a very preliminary cost estimate of \$172,000 - \$222,000 (inclusive of AE costs) to repair the facility. A decision on next steps and the scope of repairs is pending (see attachments).

8. Paving of Gladstone Collection Site: Scheduled for late May (26th) at a cost of \$26,000.

9. New Maintenance Facility: Roof replacement bids are being received and Maintenance Department staff are working to complete (over time) overall building restoration.

10. Board Retreat: Consideration of scheduling a Board retreat, including location, format, etc. of the retreat is submitted for consideration (late summer or fall 2015)

11. Department Reports: Included with the 4-14-15 BOS agenda.

AP

Architectural Partners

Field Report

Project: **Nelson County Library**

Contractor: N/A

Architects Project Number: N/A

Field Report Number: **1**

Weather/Conditions: N/A

Date: 4-15-2015

Present at Site: Paul Truslow, Mark Smith

Architectural Partners was requested by the County to review the exterior walls of the Nelson County Library. This is a preliminary, not comprehensive review for understanding the scope of work required to investigate and subsequent design/construction requirements.

Mark Smith met with Paul Truslow on April 15 to view the conditions that prompted the requested visit. The following is a preliminary summary and comments from this visit:

1. Wall construction is: wood panel exterior, foam board sheathing, 2x wood studs, batt insulation, drywall interior finished with latex paint.
2. Water is making its way into the wood panels because of failed batten strips and incorrect installation of panel joint treatment (no Z-flashing).
3. Water is entering wall and causing drywall damage at the storefronts. This could be a result of sub-sill flashing not installed or incorrectly place (no flashing was visible), deflection of storefront framing allowing water into the frame excessively, incorrect or lack of end dam for sill flashing. Removal of panels and drywall at these areas will be required to make correct evaluation.
4. No air gap is present behind the wood panels. This traps moisture and does not allow for drainage.
5. Batten strips were installed up-side-down in a number of places. This directs water into, not away from joints of panels.
6. Brick at foundation is cracking because water is soaking the top courses of the veneer and causing freeze-thaw damage.

Without having actual quantities and specific design requirements, a guestimate of costs as follows:

- Siding replacement.....\$80,000
- Masonry repairs.....\$3,000
- Storefront repairs/replacement.....\$40,000
- Structural rework of spandrels.....\$10,000
- Exterior painting.....\$20,000
- Electrical (for lighting/conduit work for siding)\$3000
- Wall insulation, drywall repair.....\$8000

Nelson County Library

- Total.....\$164,000
- **Budget....\$150,000- \$200,000**

Architects recommendation:

Depending on allowed funding and due to the extent of replacement and repairs to exterior components, a dialog between architect and County Administration for the modernization of wall system and aesthetic improvements should take place and considered to be incorporated into project.

Nelson County Library



This is the worst wall for deteriorated wood siding. This wall, on the left side of building, will require complete removal and replacement. The attic vent is rotted. I suggest a different configuration and type of all materials for the replacement. Wood panel walls can be problematic when more than one-panel high due to flashing requirements.

The horizontal joints do not have Z-flashing which is required to keep water from entering the backside of wood panels.

Nelson County Library



Mortar is deteriorated and needs to be replaced to prevent water intrusion. This is freeze-thaw problem where water behind the siding is soaking the brick core and freezing.

Nelson County Library



Batten strip are installed up-side-down. This directs water into the joint in panels and behind the batten instead of shedding it away from joint. (should be shingle fashion for laying work out)

Nelson County Library



Water infiltration to back side of siding has caused wood rot. The area shown was pulled apart by hand and is the texture of shredded wheat. There is rigid insulation sheathing board directly behind the siding. There is no air gap. This traps water and holds it so that drying cannot take place. This is most prevalent on the left side of the building.

The 1x2 wood batten strips allow water to migrate to interior.

Investigation of inside of wall cavity will be required to make sure water has not made the batt insulation wet and created mold.

Nelson County Library



Appears to be a deflection in the wall. Possibly due to wind loading on a spandrel girder between the two storefront framing areas



Nelson County Library

Soffits appear in good condition. Some siding is in good condition, but varies depending on exposure and location on wall



Water leaks at the sill and jambs of the storefront

Nelson County Library



Water leaks to interior either through the frame or through the wall. Minor destructive testing and investigation of the wall and storefront frame will be required to determine cause.

End of Report
Mark W. Smith, Architect

Steve Carter

From: Mark Smith <mark@architecturalpartners.com>
Sent: Friday, May 01, 2015 2:30 PM
To: Steve Carter; Paul Truslow
Cc: Jim Vernon; Debbie McCann; Candy McGarry
Subject: RE: Library siding

Steve-

For budgeting/ order of magnitude purposes for design fee.

We can nail it down tighter as we get a more defined scope and direction that the County wants to pursue.

This is guesstimate, the fee would be less if you want us to assist a contractor in getting a construction cost/contract, but if competitive bidding the numbers below will get you in the ballpark.

Just based on past projects, similar, I estimate the following:

1. Investigate walls and storefronts, provide solution/report- (removal of wall panels and drywall by owner)...\$1,500
2. Preliminary design and meeting with County....\$3000
3. Design documents for bidding (full set).....\$8,000
4. Option for design only required for a negotiated contract with contractor ...\$5,000
5. Bidding and Construction Admin.....\$4,000

Thank you for allowing us to assist the County.

Regards,
-mark

Mark W. Smith, Architect
Principal
Architectural Partners, PC
10 Ninth Street
Lynchburg, Virginia 24504
434.846.8456
mark@architecturalpartners.com
www.architecturalpartners.com

From: Steve Carter [<mailto:SCarter@nelsoncounty.org>]
Sent: Thursday, April 30, 2015 4:51 PM
To: Mark Smith; Paul Truslow
Cc: Jim Vernon; Debbie McCann; Candy McGarry
Subject: RE: Library siding

Mark.

In follow up, can you provide preliminary estimates of both AP's projected expense to assist the County and, based on what you've seen to date, an estimated project expense?

The project was initially thought to be a smaller undertaking but may be growing in scope. As such, before we proceed further, anything estimate wise that you can provide will be helpful to the County determining next steps.

Thanks,

Steve

Stephen A. Carter
Nelson County Administrator

<https://www.facebook.com/pages/Architectural-Partners-PC/256184307839203?fref=ts>

P. O. Box 336
84 Courthouse

Square
Lovingston, VA 22949
Ph. (434) 263-7001
Fx. (434) 263-7004

From: Mark Smith [<mailto:mark@architecturalpartners.com>]

Sent: Thursday, April 30, 2015 10:30 AM

To: Paul Truslow

Cc: Steve Carter; Jim Vernon

Subject: Library siding

Paul-

Is there anything I need to do at this time about the siding replacement/repairs at the Library?

Just checking in, no pressure.

Regards,

-mark

MARK W. SMITH principal, senior architect

mark@architecturalpartners.com

10 9th Street, Lynchburg, Virginia 24504

www.architecturalpartners.com



LOCAL BOARD OF BUILDING CODE APPEALS

<u>NAME & ADDRESS</u>	<u>TERM ENDING</u>
Clarence Craig, Jr. 3973 Williamstown Road Shipman, VA 22971 (434) 263-5858	JUNE 30, 2016
Kenneth H. Taylor 2415 Arrington Road Arrington, V A 22922 (434) 263-5564	JUNE 30, 2016
Steve Crandall 13804 Patrick Henry Highway Roseland, V A 22967 (434) 325-2125	JUNE 30, 2016
Robin Meyer (Architect) 15 Orchard Rd. Charlottesville, VA 22903 (434) 987-4112 rmeyer@nelsoncable.com	JUNE 30, 2018
Robert L. Yoder (Architect) 80 Tuckahoe LN Nellysford, VA 22958 (757) 675-1449 BobYoderArchitect@gmail.com	JUNE 30, 2018

LOCAL BOARD OF BUILDING CODE APPEALS

Establishment:

Established per Section 36-105, of the Code of Virginia, 1950 as amended and Section 119 of the Virginia Uniform Statewide Building Code effective March 1, 2011 and Ordinance O2011-05 adopted August 9, 2011

Term:

Four year terms except for the first three initial appointees' terms shall expire on June 30, 2012. The remaining two appointees' terms shall expire June 30, 2014. Members may be re-appointed without limitation. A member appointed to fill a vacancy shall serve the unexpired term of the member being replaced. At the request of the Board of Supervisors, a serving member may sit beyond the expiration of his term until such time as his successor may be appointed; however, the successor's term shall not be extended by such delay.

Composition:

Members of the LBBCA shall be selected by the Board of Supervisors on the basis of their ability to render fair and competent decisions regarding application of the USBC and shall to the extent possible, represent different occupational or professional fields relating to the construction industry. At least one member should be an experienced builder; at least one member should be a licensed architect or professional engineer, and at least one member should be an experienced property manager. Employees and officials of the locality shall not serve as members of the LBBCA.

Summary of Duties:

To rule on disagreements between the local enforcers of the Virginia Statewide Fire Prevention Code ("the SFPC") or the Virginia Uniform Statewide Building Code ("the USBC") and those persons being regulated under the codes. The power of the local board of appeals is to, when presented with an appeal, rule on the application of the SFPC or USBC by the enforcing agency or to rule on the enforcing agency's denial of a modification request. In exercising these powers, the local board of appeals may reverse or affirm, wholly or partly, or modify any decision under review as well as to determine whether an appeal is properly before them

Meetings:

The LBBCA shall meet at least once annually to assure a duly constituted board, appoint officers as necessary, and receive such training on the USBC as may be appropriate or necessary from staff of the locality. Members are compensated \$75 per meeting.

BOARD OF ZONING APPEALS

Board Appoints & Recommends Certification by the Circuit Court

<u>Name & Address</u>	<u>Term Expiration Date</u>
Goffrey E. Miles 146 Miles Lane Faber, VA 22938 (434) 263-5339	November 11, 2016
John J. Bradshaw 412 Hickory Creek Rd. Walnut Valley Farm Faber, VA 22938 (434) 263-4381	November 9, 2018
Gifford Childs 5596 Taylor Creek Rd. Afton, VA 22920 (434) 361-9147	November 11, 2017
Mary Kathryn Allen (Active PC Member) 1115 Gladstone Rd. Gladstone, VA 24553 (434) 933-8214	November 1, 2019
Kim T. Cash P.O. Box 14 Montebello, VA 24464 (540) 377-6409	November 10, 2015
Ronald L. Moyer (Appointed 3/30/10 Alternate) P.O. Box 94 Shipman, VA 22971 (434) 263-5947 (h) (434) 263-5031 (w)	March 30, 2015

BOARD OF ZONING APPEALS

Board Recommends Appointment to the Circuit Court.

Established: by Article 14 of the Nelson County Code,

Composition: 5 members and an alternate recommended by the BOS and appointed by the Nelson Circuit Court, 1 of which is an active Planning Commission member.

Term of Office: 5 years; No Term Limits

Summary of Duties:

To hear and decide applications for Special Use Permits where authorized by Ordinance including deciding interpretation of the district map where there is uncertainty as to location or boundary. To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to public interest.

Meetings:

Meetings are held at the call of the Chairman or at such times as a quorum of the board may determine. Members serve on a volunteer basis without pay other than for travel expenses.

JEFFERSON AREA UNITED TRANSPORTATION –JAUNT, INC.

2 CITIZEN MEMBERS

Janice Jackson
6438 Laurel Rd.
P.O. Box 56
Shipman, VA 22971
Ph (434) 263-4116
jjacksonconsult@earthlink.net

August 1, 2013-September 30, 2016

Mercedes Sotura
34 Pleasant View Lane
Afton, VA 22920
Ph (540) 456-8631
msotura@hotmail.com

March 13, 2012 -September 30, 2015

Term(s) of Office: 3 years: August 1st to September 30th

Summary of Duties: To set broad policy in support of JAUNT's mission which is to safely, courteously and promptly provide public and specialized services to meet community mobility needs.

Meetings: Meets the second Wednesday of each month from 10:00 am to 12:00 noon at the JAUNT office, 104 Keystone Place, Charlottesville, VA 22902. Members serve on a volunteer basis. Contact Person is Donna Shaunesey, Donnas@ridejaunt.org, 434-296-3184 ext 101

April 1, 2015

Nelson Board of Supervisors
P.O. Box 336
Lovingston, VA 22949

Dear Members of the Board,

It is with regret that I must inform you that I need to step down from the JAUNT Board of Directors effective immediately. I have enjoyed being a part of such an important community services but must resign due to personal circumstances.

Sincerely,

A handwritten signature in black ink, appearing to read "Mercedes Sofura". The signature is written in a cursive style with a long horizontal stroke extending to the right.

Mercedes Sofura
34 Pleasant View Lane
Afton, VA 22920
540.456.8631

CC: Brad Sheffield, Exec. Dir. JAUNT Inc.
Fran Hooper, President, JAUNT Board of Directors

JEFFERSON MADISON REGIONAL LIBRARY BOARD

NAME, ADDRESS & PHONE

TERM :4 Years, July-June **2 Term Limit**

Mary Coy
1867 Hickory Creek Rd
Faber, VA 22038
(434) 263-8802

July 1, 2012 – June 30, 2016 (**Term 2**)

Authority: Code of Virginia §42.1-38 - §42.1-41

Membership: Nine (9) members, three (3) C' Ville City appointees, three (3) County appointees, one (1) each from Louisa, Nelson, and Greene Counties.

Term(s) of Office: Regular Terms are 4 years July – June, with a **two (2) term limit**. Membership is voluntary.

Summary of Duties: Administer the Regional Library System with responsibility for budgets, finance, public policy and planning for library services. Serve as a strong advocate for improvement and enhancement of public library services in the region and State and determine Library policies. Additional duties include securing funds for carrying out policies and hiring the library director to administer the library system.

Meetings: Monthly on the 4th Monday of each month. Members serve on a voluntary basis.

Steve - I mailed this
weeks ago without a stamp.
Just got it back!
Sorry.
m

March 23, 2015

Steve Carter
County Administrator
P.O. Box 336
Lovingsston, VA 22949

RECEIVED

APR 1 2015

Dear Steve,

COUNTY ADMINISTRATOR'S
OFFICE

For the past seven years I have enjoyed serving as the Nelson representative to the JMRL Board of Trustees but, unfortunately, due to work commitments outside the area, I will be unable to finish out my second four year term.

However, if the board of supervisors is amenable, I am prepared to continue serving on the library board through June 30. By that time, I am sure some library patron eager to help see the library through the next few years will have jumped at the chance to serve on the board and I will be happy to assist them in any way I can.

I thank you for your support during my tenure as trustee. It has been one of the most rewarding and enjoyable experiences of my life. I really love our library and I love what the library means to our community, now more than ever. Our new branch manager, Susan Huffman has been a creative and energizing force and I'm happy that one of the last major things I did as a trustee was to be part of the group that hired her!

As always, thank you for your wonderful service to our county. Nelson County is a better place because of you and the way you work together with our board of supervisors to keep things running smoothly.

Sincerely,



Mary Coy

cc: John Halliday

BOS PUNCH LIST - May 12, 2015

VID

<u>Directives</u>	<u>Member</u>	<u>Status</u>	<u>Progress/Comments</u>
<u>Directives from March 12, 2013</u>			
<i>Relook at Ways of Doing Reassessments Including In-House</i>	C. Brennan	In Process	Finance Department Gathering Data
<u>Directives from November 13, 2014</u>			
<i>Continue to CC Mr. Hale on E-mails with Woolpert</i>	A. Hale	Ongoing	
<i>Check Into Getting a Boat Ramp at Nelson Wayside</i>	C. Brennan	In Process	Emily Harper Working On With Rob Campbell
<u>Directives from January 13, 2015</u>			
<i>Proceed With Historic Marker Replacement at Nelson Wayside and Colleen</i>	Consensus	In Process	Markers Ordered-At VDOT in 8-9 wks (3/25/15)
<i>Follow Up on Collection Options For The EMS Revenue Recovery Program</i>	C. Brennan	In Process	Staff Reviewing Collections Proposals
<u>Directives from March 10, 2015 - Deferred Until March 26th</u>			
<i>Draft Resolution for Carter Smith Who Is Resigning from the Electoral Board</i>	C. Brennan	Complete	Presented at May 12th Meeting
<u>Directives from April 9, 2015</u>			
<i>Proceed with Paving of the Gladstone Solid Waste Collection Site</i>	Consensus	Complete	Paving to Be Done May 26, 2015

**PUBLIC HEARING NOTICE
NELSON COUNTY BOARD OF SUPERVISORS
2016-2021 SECONDARY SIX-YEAR ROAD PLAN
AND CONSTRUCTION PRIORITY LIST
FOR NELSON COUNTY**

The Virginia Department of Transportation and the Board of Supervisors of Nelson County, in accordance with Section 33.2-331 of the Code of Virginia, will conduct a joint public hearing in the General District Courtroom of the Nelson County Courthouse, 84 Courthouse Square, Lovingson, Virginia at 7:00 pm on Tuesday, May 12, 2015. The purpose of this public hearing is to receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 2016 through 2021 in Nelson County and on the proposed Secondary Road System Improvement Priority List for Fiscal Year 2016.

All projects in the Secondary Six-Year Plan that are eligible for federal funds will be included in the Statewide Transportation Improvement Program (STIP) and are programmed based on Commonwealth Transportation Board (CTB) priorities. Total Telefee Funds are available for distribution in the amount of \$280,000 for FY16-FY21 and total State CTB Formula Unpaved Road Funds available are approximately \$1,558,000 for the six year plan period.

Secondary Road Improvement Priorities are proposed as follows:

<u>Priority</u>	<u>Route # and Name</u>	<u>Distance</u>	<u>Mileage</u>
1	613 Lodebar Estates	Rte. 613 to Rt.612	0.40 Mi.
2	654 Cedar Creek Rd.	Rte. 655 to 1.0 Mi. W. Rte. 655	1.00 Mi.
3	640 Wheeler's Cove Rd.	Rte. 623 to Rte. 620	0.70 Mi.
4	756 Wright's Ln.	Rte. 623 to Dead End	0.90 Mi.
5	634 Old Robert's Rd.	Rte. 619 to Rte. 754	1.70 Mi.
6	721 Greenfield Rd.	Rte. 626 to 0.50 Mi. N Rte. 626	0.50 Mi.
7	814 Campbell's Mtn. Rd.	0.99 Mi. N. Rte. 56 to 1.99 Mi. N. Rte. 56	1.00 Mi.
8	654 Falling Rock	1.0 Mi.E. Rte. 657 to Rte. 661	1.90 Mi.
9	680 Cub Creek Rd.	0.51 W Rte. 699 to 1.90 Mi. W Rte. 699	1.39 Mi.
10	625 Perry Ln.	Rte. 623 to Dead End	2.00 Mi.
11	653 Wilson Rd.	Rte. 655 to Rte.710	2.83 Mi.
12	645 Aerial Dr.	Rte. 646 E to Rte. 646 W	0.20 Mi.

Copies of the proposed Plan and Budget and the Secondary Road Improvement Priority List may be reviewed at the Nelson County Administrator's Office located at 84 Courthouse Square, Lovingson, VA 22949, and at the Appomattox VDOT Residency Office located at 331 Ferguson St. Appomattox, VA 24522.

Persons requiring special assistance to attend and participate in this hearing should contact the Virginia Department of Transportation at (434) 352-7135 or the Nelson County Administrator's Office at (434) 263-7000.

By Authority of Nelson County Board of Supervisors and the Virginia Dept. of Transportation

Secondary System
Nelson County
Construction Program
Estimated Allocations

Fund	FY2016	FY2017	FY2018	FY2019	FY2020	FY2021	Total
CTB Formula - Unpaved State	\$237,258	\$289,641	\$331,083	\$356,821	\$342,933	\$0	\$1,557,736
Formula Secondary State	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Secondary Unpaved Roads	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TeleFee	\$46,686	\$46,686	\$46,686	\$46,686	\$46,686	\$46,686	\$280,116
Residue Parcels	\$0	\$0	\$0	\$0	\$0	\$0	\$0
STP Converted from IM	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP - Bond Match	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Formula STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
MG Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
BR Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
State Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$283,944	\$336,327	\$377,769	\$403,507	\$389,619	\$46,686	\$1,837,852

Board Approval Date:

Residency Administrator

Date

County Administrator

Date

District: Lynchburg
 County: Nelson County
 Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2015-16 through 2020-21

Route PPMS ID Accomplishment Type of Funds Type of Project Priority #	Road Name Project # Description FROM TO Length	Estimated Cost Ad Date	Previous Funding SSYP Funding Other Funding Total	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count Scope of Work FHWA # Comments
					2015-16	2016-17	2017-18	2018-19	2019-20	2020-21		
Rt.0006 104677 RAAP CONTRACT HSIP Minimum Plan 0001.00	ROCKFISH VALLEY HIGHWAY HSIP062S02 RTE 6/151 - CONSTRUCT LEFT TURNS LANE AT RTE 638 0.140 MILE SOUTH OF RTE 638 0.130 MILE NORTH OF RTE 638 0.3	PE \$200,000 RW \$300,000 CON \$1,000,000 Total \$1,500,000 11/8/2016	\$300,002 \$593,897 \$893,899	\$606,101	\$0 \$606,101 \$606,101	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0	7200 Safety 13021 REGULAR CONSTRUCTION
Rt.0151 104676 RAAP CONTRACT HSIP Minimum Plan 0002.00	ROCKFISH VALLEY HIGHWAY HSIP062S01 RTE 6/151 - CONSTRUCT LEFT TURN LANE AT RTE 635 0.156 MILE SOUTH OF RTE 635 WEST 0.071 MILE NORTH OF RTE 635 WEST 0.2	PE \$300,000 RW \$300,000 CON \$900,000 Total \$1,500,000 11/8/2016	\$568,180 \$666,993 \$1,235,173	\$264,827	\$0 \$264,827 \$264,827	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0	7200 Safety 13021 REGULAR CONSTRUCTION
Rt.0613 106288 STATE FORCES/HIRED EQUIPMENT No Plan 0003.00	LODEBAR ESTATES 0613062P01 RTE 613 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) RTE 151 RTE 612 0.4	PE \$0 RW \$0 CON \$110,000 Total \$110,000 7/20/2015	\$10,000 \$0 \$10,000	\$100,000	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$100,000	320 Resurfacing 16005 UNPAVED CONSTRUCTION
Rt.0654 106289 STATE FORCES/HIRED EQUIPMENT No Plan 0004.00	CEDAR CREEK ROAD 0654062P01 RTE 654 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) RTE 655 1.000 MILE WEST OF RTE 655 1.0	PE \$0 RW \$0 CON \$260,000 Total \$260,000	\$10,143 \$0 \$10,143	\$249,857	\$249,857 \$249,857	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0	160 Resurfacing 16005 UNPAVED CONSTRUCTION
Rt.0640 -15239 STATE FORCES/HIRED EQUIPMENT No Plan 0005.00	WHEELERS COVE ROAD 0640062P01 RTE 640 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) RTE 623 RTE 620 0.7	PE \$10,000 RW \$0 CON \$175,000 Total \$185,000	\$0 \$0 \$0	\$185,000	\$34,087 \$34,087	\$150,913 \$150,913	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0	90 Resurfacing 16005 UNPAVED CONSTRUCTION

District: Lynchburg
 County: Nelson County
 Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2015-16 through 2020-21

Route PPMS ID Accomplishment Type of Funds Type of Project Priority #	Road Name Project # Description FROM TO Length	Estimated Cost Ad Date	Previous Funding <i>SSYP Funding</i> <i>Other Funding</i> <i>Total</i>	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count Scope of Work FHWA # Comments
					2015-16	2016-17	2017-18	2018-19	2019-20	2020-21		
Rt.0756 -15232 STATE FORCES/HIRED EQUIPMENT No Plan 0006.00	WRIGHTS LANE 0756062P01 RTE 756 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) RTE 623 DEAD END 0.9	<i>PE</i> \$8,996 <i>RW</i> \$0 <i>CON</i> \$225,000 <i>Total</i> \$233,996	\$0 \$0 \$0 \$0	\$0 \$0 \$233,996	\$0 \$185,414 \$0 \$185,414	\$0 \$48,582 \$0 \$48,582	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	120 Resurfacing 16005 UNPAVED CONSTRUCTION	
Rt.0634 -15240 STATE FORCES/HIRED EQUIPMENT No Plan 0007.00	OLD ROBERTS MOUNTAIN ROAD 0634062P01 RTE 634 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) RTE 619 RTE 754 1.7	<i>PE</i> \$10,000 <i>RW</i> \$0 <i>CON</i> \$425,000 <i>Total</i> \$435,000	\$0 \$0 \$0 \$0	\$0 \$435,000	\$0 \$0 \$0 \$0	\$284,551 \$150,449 \$0 \$284,551	\$150,449 \$0 \$0 \$150,449	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	110 Resurfacing 16005 UNPAVED CONSTRUCTION	
Rt.0721 -15241 STATE FORCES/HIRED EQUIPMENT No Plan 0008.00	GREENFIELD DRIVE 0721062P01 RTE 721 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) RTE 626 0.500 MILE WEST OF RTE 626 0.5	<i>PE</i> \$10,000 <i>RW</i> \$0 <i>CON</i> \$125,000 <i>Total</i> \$135,000	\$0 \$0 \$0 \$0	\$135,000	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$135,000 \$0 \$0 \$135,000	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	50 Resurfacing 16005 UNPAVED CONSTRUCTION	
Rt.0814 -15247 STATE FORCES/HIRED EQUIPMENT No Plan 0009.00	CAMPBELL'S MOUNTAIN ROAD 0814062P01 RTE 814 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) 0.990 MILE NORTH OF RTE 56 1.990 MILES NORTH OF RTE 56 1.0	<i>PE</i> \$10,000 <i>RW</i> \$0 <i>CON</i> \$250,000 <i>Total</i> \$260,000	\$0 \$0 \$0 \$0	\$260,000	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$73,422 \$186,578 \$0 \$73,422	\$186,578 \$0 \$0 \$186,578	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	160 Resurfacing 16005 UNPAVED CONSTRUCTION	
Rt.0654 -15249 STATE FORCES/HIRED EQUIPMENT No Plan 0010.00	FALLING ROCK ROAD 0654062P01 RTE 654 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) 1.00 MILE EAST OF RTE 657 RTE 661 1.9	<i>PE</i> \$10,000 <i>RW</i> \$0 <i>CON</i> \$475,000 <i>Total</i> \$485,000	\$0 \$0 \$0 \$0	\$485,000	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$158,405 \$0 \$0	\$158,405 \$0 \$0 \$158,405	\$5,000 \$0 \$0 \$5,000	\$5,000 \$0 \$0 \$5,000	160 Resurfacing 16005 UNPAVED CONSTRUCTION	

District: Lynchburg
 County: Nelson County
 Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2015-16 through 2020-21

Route PPMS ID Accomplishment Type of Funds Type of Project Priority #	Road Name Project # Description FROM TO Length	Estimated Cost Ad Date	Previous Funding SSYP Funding Other Funding Total	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count Scope of Work FHWA # Comments	
					2015-16	2016-17	2017-18	2018-19	2019-20	2020-21			
Rt.0680 -15250 STATE FORCES/HIRED EQUIPMENT No Plan 0011.00	CUB CREEK ROAD 0680062P01 RTE 680 - RURAL RUSTIC (SURFACE TREAT NON- HARDSURFACE) 0.510 MILE WEST OF RTE 699 1.900 MILES WEST OF RTE 699 1.4	PE \$10,000 RW \$0 CON \$347,500 Total \$357,500	\$0 \$0 \$0 \$0	\$357,500	\$0	\$0	\$0	\$0	\$0	\$0	\$5,000 \$0 \$5,000	\$352,500	70 Resurfacing 16005 UNPAVED CONSTRUCTION
Rt.4005 100010 NOT APPLICABLE S 0012.00	1204005 COUNTYWIDE ENGINEERING & SURVEY VARIOUS LOCATIONS IN COUNTY VARIOUS LOCATIONS IN COUNTY	PE \$0 RW \$0 CON \$0 Total \$0	\$178,728 \$0 \$178,728	(\$178,728)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	(\$178,728)	0 Preliminary Engineering 16015 MINOR SURVEY & PRELIMINARY ENGINEERING FOR BUDGET ITEMS AND INCIDENTAL TYPE WORK.
Rt.4008 100319 NOT APPLICABLE S 0013.00	1204008 COUNTYWIDE RIGHT OF WAY ENGR. VARIOUS LOCATIONS IN COUNTY VARIOUS LOCATIONS IN COUNTY	PE \$0 RW \$0 CON \$0 Total \$0	\$15,000 \$0 \$15,000	(\$15,000)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	(\$15,000)	0 Right of Way 16016 USE WHEN IMPRACTICAL TO OPEN A PROJECT: ATTORNEY FEES and ACQUISITION COST.
Rt.4007 99836 NOT APPLICABLE S 0014.00	1204007 COUNTYWIDE TRAFFIC SERVICES VARIOUS LOCATIONS IN COUNTY VARIOUS LOCATIONS IN COUNTY	PE \$0 RW \$0 CON \$0 Total \$0	\$80,895 \$0 \$80,895	(\$80,895)	\$0	\$0	\$44,636	\$44,636	\$44,636	\$36,686	\$0	(\$251,489)	0 Safety 16021 TRAFFIC SERVICES INCLUDE SECONDARY SPEED ZONES, SPEED STUDIES, OTHER NEW SECONDARY SIGNS

NELSON COUNTY
RURAL RUSTIC PRIORITY LIST - DRAFT 4/14/15

PRIORITY	ROUTE	NAME	FROM	TO	LENGTH	TC - VPD	NOTES
1	613	LODEBAR ESTATES	ROUTE 613	RTE 612	0.40 Mi.	322	\$110,000
2	654	CEDAR CREEK RD	RTE 655	1.0 Mi. W. RTE 655	1.00 Mi.	120	\$250,000
3	640	WHEELERS COVE RD	RTE 623	RTE 620	0.70 Mi.	90	high maint \$175,000
4	756	WRIGHTS LANE	RTE 623	DEAD END	0.90 Mi.	116	\$225,000
5	634	OLD ROBERTS RD	RTE 619	RTE 754	1.70 Mi.	110	\$425,000
6	721	GREENFIELD RD	RTE 626	0.50 Mi. N RTE 626	0.50 Mi.	51	high maint \$125,000
7	814	CAMPBELL'S MT. RD.	0.99 Mi. N. RTE 56	1.99 Mi. N. RTE 56	1.00 Mi.	109	high maint \$250,000
8	654	FALLING ROCK	1.0 MI.E. RTE 657	RTE 661	1.90 Mi.	127	\$475,000
9	680	CUB CREEK RD	0.51 W RTE 699	1.90 Mi W RTE 699	1.39 Mi.	71	high maint \$347,500
10	625	PERRY LANE	ROUTE 623	DEAD END	2.00 Mi.	118	\$500,000
11	653	WILSON RD	RTE 655	RTE 710	2.83 Mi.	60	\$707,500
12	645	AERIAL DR.	RTE 646 E	RTE 646 W	0.20 Mi.	55	\$50,000

Estimated cost /mile \$250,000

Six Year Plan Estimated Unpaved Road Allocation - \$1,600,000

RESOLUTION R2015-42
NELSON COUNTY BOARD OF SUPERVISORS
APPROVAL OF FY16-FY21 SECONDARY SIX-YEAR ROAD PLAN
AND FY16 CONSTRUCTION PRIORITY LIST

WHEREAS, Sections 33.1-23.1 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan, and

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2015/16 through 2020/21) as well as the Construction Priority List (2015/16) on May 12, 2015 after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List, and

WHEREAS, Don Austin, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan for Secondary Roads (2015/16 through 2020/21) and the Construction Priority List (2015/16) for Nelson County,

NOW THEREFORE BE IT RESOLVED, that since said Plan appears to be in the best interests of the Secondary Road System in Nelson County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2015/16 through 2020/21) and Construction Priority List (2015/16) are hereby approved, as amended as applicable at the public hearing.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

§ 33.2-331. (Effective October 1, 2014) Annual meeting with county officers; six-year plan for secondary state highways; certain reimbursements required.

For purposes of this section, "cancellation" means complete elimination of a highway construction or improvement project from the six-year plan.

The governing body of each county in the secondary state highway system may, jointly with the representatives of the Department as designated by the Commissioner of Highways, prepare a six-year plan for the improvements to the secondary state highway system in that county. Each such six-year plan shall be based upon the best estimate of funds to be available to the county for expenditure in the six-year period on the secondary state highway system. Each such plan shall list the proposed improvements, together with an estimated cost of each project so listed. Following the preparation of the plan, the board of supervisors or other local governing body shall conduct a public hearing after publishing notice in a newspaper published in or having general circulation in the county once a week for two successive weeks and posting notice of the proposed hearing at the front door of the courthouse of such county 10 days before the meeting. At the public hearings, which shall be conducted jointly by the board of supervisors and the representative of the Department, the entire six-year plan shall be discussed with the citizens of the county and their views considered. Following the discussion, the local governing body, together with the representative of the Department, shall finalize and officially adopt the six-year plan, which shall then be considered the official plan of the county.

At least once in each calendar year, representatives of the Department in charge of the secondary state highway system in each county, or some representative of the Department designated by the Commissioner of Highways, shall meet with the governing body of each county in a regular or special meeting of the local governing body for the purpose of preparing a budget for the expenditure of improvement funds for the next fiscal year. The representative of the Department shall furnish the local governing body with an updated estimate of funds, and the board and the representative of the Department shall jointly prepare the list of projects to be carried out in that fiscal year taken from the six-year plan by order of priority and following generally the policies of the Board in regard to the statewide improvements to the secondary state highway system. Such list of priorities shall then be presented at a public hearing duly advertised in accordance with the procedure outlined in this section, and comments of citizens shall be obtained and considered. Following this public hearing, the board, with the concurrence of the representative of the Department, shall adopt, as official, a priority program for the ensuing year, and the Department shall include such listed projects in its secondary highways budget for the county for that year.

At least once every two years following the adoption of the original six-year plan, the governing body of each county, together with the representative of the Department, shall update the six-year plan of the county by adding to it and extending it as necessary so as to maintain it as a plan encompassing six years. Whenever additional funds for secondary highway purposes become available, the local governing body may request a revision in its six-year plan in order that such plan be amended to provide for the expenditure of the additional funds. Such additions and extensions to each six-year plan shall be prepared in the same manner and following the same procedures as outlined herein for its initial preparation. Where the local governing body and the representative of the Department fail to agree upon a priority program, the local governing body may appeal to the Commissioner of Highways. The Commissioner of Highways shall consider all proposed priorities and render a decision establishing a priority program based upon a consideration by the Commissioner of Highways of the welfare and safety of county citizens. Such decision shall be binding.

Nothing in this section shall preclude a local governing body, with the concurrence of the representative of the Department, from combining the public hearing required for revision of a six-year plan with the public hearing required for review of the list of priorities, provided that notice of such combined hearing is published in accordance with procedures provided in this section.

All such six-year plans shall consider all existing highways in the secondary state highway system, including those in the towns located in the county that are maintained as a part of the secondary state highway system, and shall be made a public document.

If any county cancels any highway construction or improvement project included in its six-year plan after the location and design for the project has been approved, such county shall reimburse the Department the net amount of all funds expended by the Department for planning, engineering, right-of-way acquisition, demolition, relocation, and construction between the date on which project development was initiated and the date of cancellation. To the extent that funds from secondary highway allocations pursuant to § [33.2-364](#) have been

expended to pay for a highway construction or improvement project, all revenues generated from a reimbursement by the county shall be deposited into that same county's secondary highway allocation. The Commissioner of Highways may waive all or any portion of such reimbursement at his discretion.

The provisions of this section shall not apply in instances where less than 100 percent of the right-of-way is available for donation for unpaved highway improvements.

(Code 1950, § [33.1-70](#); 1970, c. 322, § [33.1-70.01](#); 1977, c. 578; 1979, c. 64; 1981, c. 240; 1993, c. 802; 2001, cc. [105](#), [130](#); 2005, c. [645](#); 2011, cc. [434](#), [493](#); 2014, c. [805](#).)

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§ 33.2-332. (Effective October 1, 2014) Requesting Department of Transportation to hard-surface secondary highways; paving of certain secondary highways within existing rights-of-way; designation as Rural Rustic Road.

A. Whenever the governing body of any county, after consultation with personnel of the Department, adopts a resolution requesting the Department to hard-surface any secondary highway in such county that carries 50 or more vehicles per day with a hard surface of width and strength adequate for such traffic volume, the Department shall give consideration to such resolution in establishing priority in expending the funds allocated to such county. The Department shall consider the paving of highways with a right-of-way width of less than 40 feet under this subsection when land is, has been, or can be acquired by gift for the purpose of constructing a hard-surface highway.

B. Notwithstanding the provisions of subsection A, any unpaved secondary highway that carries at least 50 but no more than 750 vehicles per day may be paved or improved and paved within its existing right-of-way or within a wider right-of-way that is less than 40 feet wide if the following conditions are met:

1. The governing body of the county in which the highway is located has requested paving of such highway as part of the six-year plan for the county under § [33.2-331](#) and transmitted that request to the Commissioner of Highways; and

2. The Commissioner of Highways, after having considered only (i) the safety of such highway in its current condition and in its paved or improved condition, including the desirability of reduced speed limits and installation of other warning signs or devices; (ii) the views of the residents and owners of property adjacent to or served by such highway; (iii) the views of the local governing body making the request; (iv) the historical and aesthetic significance of such highway and its surroundings; (v) the availability of any additional land that has been or may be acquired by gift or other means for the purpose of paving such highway within its existing right-of-way or within a wider right-of-way that is less than 40 feet wide; and (vi) environmental considerations, shall grant or deny the request for the paving of such highway under this subsection.

C. Notwithstanding the provisions of subsections A and B, the governing body of any county, in consultation with the Department, may designate a highway or highway segment as a Rural Rustic Road, provided such highway or highway segment is located in a low-density development area and has an average daily traffic volume of no more than 1,500 vehicles per day. For a highway or highway segment so designated, improvements shall utilize a paved surface width based on reduced and flexible standards that leave trees, vegetation, side slopes, and open drainage abutting the highway undisturbed to the maximum extent possible without compromising public safety. Any highway designated as a Rural Rustic Road shall be subject to § [62.1-44.15:34](#). The Department, in consultation with the affected local governing body, shall first consider the paving of a highway or highway segment meeting the criteria for a Rural Rustic Road in accordance with this subsection before making a decision to pave it to another standard as set forth in this section.

D. The Commonwealth and its agencies, instrumentalities, departments, officers, and employees acting within the scope of their duties and authority shall be immune for damages by reason of actions taken in conformity with the provisions of this section. Immunity for the local governing body of any political subdivision requesting paving under this section and the officers and employees of any such political subdivision shall be limited to that immunity provided pursuant to § [15.2-1405](#).

(1973, c. 360, § [33.1-70.1](#); 1977, c. 578; 1985, c. 440; 1997, cc. [715](#), [729](#); 1999, cc. [306](#), [320](#); 2001, cc. [355](#), [366](#); 2002, c. [414](#); 2003, c. [599](#); 2006, c. [546](#); 2008, c. [195](#); 2011, c. [400](#); 2013, cc. [756](#), [793](#); 2014, c. [805](#).)

DEPARTMENT OF
PLANNING & ZONING



PLANNING COMMISSION
BOARD OF ZONING APPEALS

To: Chair and Members, Nelson County Board of Supervisors
From: Tim Padalino | Director | Department of Planning & Zoning
Date: April 9, 2015
Subject: Applications for Agricultural and Forestal Districts

This report provides a detailed summary of the four (4) pending AFD applications that have been received since January 1st, 2015, as well as detailed information about the review procedures.

- Pages 1-3 contain a detailed summary of each AFD application.
- Pages 4-6 contain an overview of the application review process, as well as the “evaluation criteria” to be considered when reviewing AFD applications.
- Pages 7-9 contain maps depicting the properties that have applied for AFD designation.

Summary of AFD Applications:

▪ AFD Application #2015-01: Addition to Davis Creek AFD (Bolton)

- *Date received:* 1/12/2015 (modified and resubmitted on 1/20)
- *Total size of proposed expansion:* originally 137.99 acres (modified total = 216.89 acres)
- *Parcels and property owners in proposed addition:* 6 total property owners / 7 total parcels
 - Please see Map 1 on page 7.
 - Tax Map Parcel #44-A-28 – Earnest John Fritschi – 37.86 acres
 - Tax Map Parcel #44-A-30A – Bernard F. Haxel – 18.61 acres
 - Tax Map Parcel #44-A-26C – Jeanne Shreves – 10.0 acres
 - Tax Map Parcel #44-A-26A – Jeanne Shreves – 15.69 acres
 - Tax Map Parcel #44-A-30 – James R. Bolton & Marcia G. Gibbons – 37.22 acres
 - Tax Map Parcel #44-A-30B – Carol Scott Life Estate – 18.61 acres
 - **Recent modifications / additional parcels:**
 - Tax Map Parcel #44-1-2 – Helen Chapman – 78.9 acres
- *AFD Advisory Committee Recommendation:* The committee unanimously voted to recommend to the Planning Commission and the Board of Supervisors that they approve the addition of all parcels to the Davis Creek AFD.
- *Planning Commission Recommendation at 3/25 Public Hearing:* No comments were received from members of the public. The Planning Commission (PC) voted to recommend that the Board of Supervisors (BOS) approve AFD #2015-01 to add these seven (7) total parcels to the existing Davis Creek AFD.

▪ AFD Application #2015-02: Addition to Davis Creek AFD (Derdeyn)

- *Date received:* 1/9/2015
- *Total size of proposed expansion:* 11.04 acres
- *Parcels and property owners in proposed addition:* 2 total property owners / 3 total parcels
 - Please see Map 1 on page 7.
 - Tax Map Parcel #45-A-10H – Virginia Anne Evans Trustee – 5.34 acres
 - Tax Map Parcels #45-A-15; #45-A-15A – Derdeyn Revocable Trusts – 5.7 acres
- *Advisory Committee Recommendation:* The committee unanimously voted to recommend to the Planning Commission and the Board of Supervisors that they approve the addition of all parcels to the Davis Creek AFD.
- *Planning Commission Recommendation at 3/25 Public Hearing:* No comments were received from members of the public. The PC voted to recommend that the BOS approve AFD #2015-02 to add these three (3) total parcels to the existing Davis Creek AFD.

▪ AFD Application #2015-03: Addition to Dutch Creek AFD (Wright)

- *Date received:* 1/15/2015 (modified and resubmitted prior to 2/12 Advisory Committee review)
- *Total size of proposed expansion:* originally 731.87 acres (modified total = 746.74 acres)
- *Parcels and property owners in proposed addition:* 4 total property owners / 12 total parcels
 - Please see Map 2 on page 8.
 - Tax Map Parcels #69-A-38; #69-A-38D – John & Jonna Clarkson – 49.84 acres
 - Tax Map Parcel #58-A-102A – Robert & Susan McSwain – 278.78 acres
 - Tax Map Parcels #58-A-45; #68-A-137; #68-A-138; #68-A-139A; 68-A-139C; 69-A-1; 69-A-38A; #69-A-38F – John E. & Ruth S. Purvis – 403.25 acres
 - **Recent modifications / additional parcels:**
 - Tax Map Parcel #69-14-6 – Barbara & Jon R. Green – 14.87 acres
- *Advisory Committee Recommendation:* The committee unanimously voted to recommend to the Planning Commission and the Board of Supervisors that they approve the addition of all parcels, totaling 746 acres, to the Dutch Creek AFD.
- *Planning Commission Recommendation at 3/25 Public Hearing:* No comments were received from members of the public. The PC voted to recommend that the BOS approve AFD #2015-03 to add these twelve (12) total parcels to the existing Dutch Creek AFD.

▪ AFD Application #2015-04: Creation of Greenfield AFD (Burton)

- *Date received:* 1/16/2015 (modified and resubmitted on 2/6/2015)
- *Total size of proposed new district:* originally 2,304 acres (modified total = 2,343.7 acres)
- *Parcels and property owners in proposed addition:* 40 total property owners / 64 total parcels
 - Please see Map 3 on page 9.
 - Tax Map Parcels #13-4-2; #13-A-67 – Shannon Farm Association – 518.3 acres
 - Tax Map Parcel #13-A-67A – Marion Kanour & Barbara Heyl – 15.06 acres
 - Tax Map Parcel #13-10-7 – Marc Chanin – 43.98 acres
 - Tax Map Parcel #13-10-2 – Thomas Michael & Jean L. McConkey – 2.5 acres
 - Tax Map Parcel #13-10-4 – Deborah Ann Harkrader – 7.68 acres
 - Tax Map Parcels #13-A-21G; #13-A-23C – Ellwood R. Hood II – 22.83 acres

- Tax Map Parcels #13-A-21; #13-A-24A – Arthur T. Goodloe – 26.52 acres
- Tax Map Parcel #13-A-25 – James W. Carter Jr. & Diane M. – 75.25 acres
- Tax Map Parcel #13-2-1A – William & Lynn Stevenson – 6.61 acres
- Tax Map Parcel #13-A-76 – Curtis M. Pleasants Jr. & Alexandra – 102.38 acres
- Tax Map Parcel #23-1-4A – Lois S. Patkin – 125.11 acres
- Tax Map Parcel #13-9-B – Victor Stefanovic – 90.88 acres
- Tax Map Parcels #13-A-23; #13-A-21E; #13-A-20; #13-A-21C; #13-A-21D – Rita Mae Brown – 100.66 acres
- Tax Map Parcel #24-4-A – John Nelson & Elizabeth Greenleaf – 38.5 acres
- Tax Map Parcel #13-A-69A – Clarence G. Nicklas Jr. & Rita S. – 22.79 acres
- Tax Map Parcel #13-A-63 – Meadowbrooke Associates Inc. – 20.95 acres
- Tax Map Parcel #13-A-63A – Meadowbrooke Partners – 28.30 acres
- Tax Map Parcels #12-A-131C; #12-A-131E – Jeffrey & Christy Howe – 17.73 acres
- Tax Map Parcel #12-A-131 – Cynthia Chandler – 27.33 acres
- Tax Map Parcel #12-A-17 – Karen Kartheiser – 41.42 acres
- Tax Map Parcel #12-A-27 – Neal Showstack & Toni Ranieri – 23.82 acres
- Tax Map Parcel #12-A-27A – Thomas Michael & Jean L. McConkey – 23.82 acres
- Tax Map Parcels #12-A-72A; #12-A-19 – Brian & Amy Webb – 25.42 acres
- Tax Map Parcels #13-1-2A; #13-1-2B – Bonnie C. Cady – 9.13 acres
- Tax Map Parcels #13-1-1A; #13-1-3; #13-1A-11A – Charlotte L. Rea – 29.51 acres
- Tax Map Parcel #13-1-1 – Joanna Salidis & Galen Staengl – 17.31 acres
- Tax Map Parcel #13-A-6 – Samuel A. Young – 44.6 acres
- Tax Map Parcel #13-A-4B – George & Esperanza Wulin – 39.77 acres
- Tax Map Parcels #13-A-1; #13-A-1A; #7-A-87; #7-A-88; #7-A-93A; #6-A-158B – James & Joan Klemic – 196.38 acres
- Tax Map Parcels #23-A-45; #23-A-8 – Samuel Bloom & Constance Visceglia – 45.35 acres
- Tax Map Parcel #23-A-10 – David & Barbara Thomas – 20.00 acres
- Tax Map Parcels #22-A-68A; #22-A-68D – David Thomas – 23.08 acres
- Tax Map Parcel #23-A-6A – Henry & Bridget Sprouse – 1.76 acres
- Tax Map Parcel #23-A-8A – Steve Bliley – 6.42 acres
- Tax Map Parcels #23-A-9A; #23-A-2 – Paukert Irrevocable Trust (Edwin Paukert) & Maria C. Gaticales-Paukert – 159.46 acres
- Tax Map Parcel #23-A-4 – Barton W. Biggs & Corry C. Andrews – 170.02 acres
- Tax Map Parcel #23-A-19 – Peter & Karen Osborne – 101.2 acres
- Tax Map Parcel #23-A-4D – James Wright – 14.69 acres
- Tax Map Parcel #23-A-4A – John Wright – 18.13 acres
- **Recent modifications / additional parcels:**
 - Tax Map Parcels #24-A-1; #24-1-1A; #24-1-1B; #24-1-3A – William E. & Wendy R. Hess – 30.20 acres
 - Tax Map Parcel #7-A-86E – Virginia Lee & Richard E. Staron – 9.50 acres

– *Advisory Committee Recommendation:* The committee unanimously voted to recommend to the Planning Commission and the Board of Supervisors that they approve the creation of the Greenfield AFD, including both the 2,304 acres in the original application as well as the 40 acres in the subsequent application, for a total of 2,344 acres.

– *Planning Commission Recommendation at 3/25 Public Hearing:* Mrs. Joyce Burton of Shannon Farm was the only member of the public to provide comments during the public hearing. She spoke in favor of the creation of the Greenfield AFD. The PC then voted to recommend that the BOS approve AFD #2015-04 to create a new Greenfield AFD comprised of these sixty-four (64) parcels.

County Code Requirements for Reviewing AFD Applications: “Evaluation Criteria”

All AFD applications are to be reviewed and evaluated using the he following factors, as contained in Nelson County Code Section 9-201, “Creation of District.”

- (5) *Evaluation criteria.* The following factors should be considered by the planning commission and the advisory committee, and at any public hearing at which an application is being considered:
- a. The agricultural and forestal significance of land within the district or addition and in areas adjacent thereto;
 - b. The presence of any significant agricultural lands or significant forestal lands within the district and in areas adjacent thereto that are not now in active agricultural or forestal production;
 - c. The nature and extent of land uses other than active farming or forestry within the district and in areas adjacent thereto;
 - d. Local developmental patterns and needs;
 - e. The comprehensive plan and zoning regulations;
 - f. The environmental benefits of retaining the lands in the district for agricultural and forestal uses; and
 - g. Any other matter which may be relevant.

In judging the agricultural and forestal significance of land, any relevant agricultural or forestal maps may be considered, as well as soil, climate, topography, other natural factors, markets for agricultural and forestal products, the extent and nature of farm structures, the present status of agriculture and forestry, anticipated trends in agricultural economic conditions and such other factors as may be relevant.

County Code Requirements for Reviewing AFD Applications: “Review Process”

The review process for all AFD applications requires the following steps (below) as prescribed by Nelson County Code Section 9-201, “Creation of District.” I have provided a brief summary of each step of the review process, with status updates (top); and have also included an excerpt of the full County Code language for the Board of Supervisors’ portion of the review process (bottom).

▪ [Summary of overall AFD review process with status updates]:

– Planning Commission (PC) initiates application review process:

- PC “accepts” applications and refers them to the AFD Advisory Committee for review and comment
- PC directs staff to provide legal notice of the applications to adjoining property owners
- Status: **COMPLETED (1/28)**

– AFD Advisory Committee receives applications via PC referral:

- Advisory Committee conducts review of applications
- Advisory Committee provides Planning Commission with recommendations
- Status: **COMPLETED (2/12)**

- Planning Commission (PC) receives Advisory Committee recommendations:
 - o PC directs staff to proceed with advertising legal notice for public hearing
 - o Status: **COMPLETED (2/25)**
- Planning Commission (PC) conducts review of applications:
 - o PC conducts public hearing on the applications and Advisory Committee recommendations
 - o PC provides the Board of Supervisors (BOS) with recommendations
 - o Status: **COMPLETED (3/25)**
- Board of Supervisors (BOS) conducts review of applications:
 - o BOS conducts public hearing
 - o BOS takes action to:
 - create (or expand) a district (as applied for) or (with any modifications it deems appropriate); or
 - reject the application, no later than one hundred eighty (180) days from the date the application was received
 - o Status: **PENDING**

▪ **[County Code excerpt of BOS responsibilities when reviewing AFD applications]:**

- (8) *Hearing by board of supervisors.* After receiving the reports of the planning commission and the advisory committee, the board of supervisors shall hold a public hearing on the application as provided in Virginia Code §15.2-4309.
- (9) *Action on application.* After a public hearing, the board of supervisors may by ordinance create a district as applied for or with any modifications it deems appropriate, as provided herein.
 - a. The ordinance shall be adopted pursuant to the conditions and procedures provided in Virginia Code § 15.2-4309, and shall be subject to section 9-202(1). Virginia Code § 15.2-4309 provides, in part:

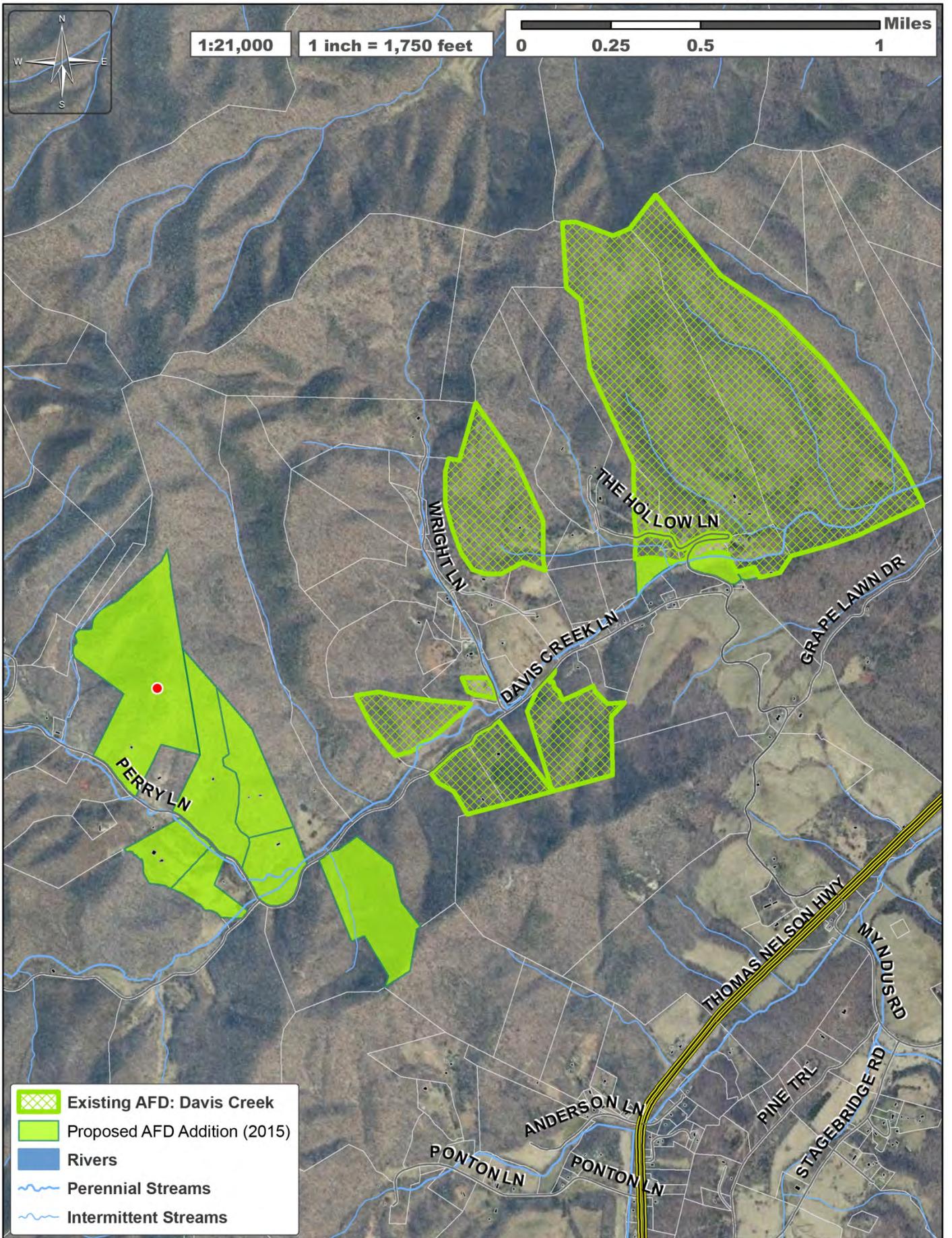
Any conditions to creation of the district and the period before the review of the district shall be described, either in the application or in a notice sent by first-class mail to all landowners in the district and published in a newspaper having a general circulation within the district at least two (2) weeks prior to adoption of the ordinance creating the district. The ordinance shall state any conditions to creation of the district and shall prescribed the period before the first review of the district, which shall be no less than four (4) years but not more than ten (10) years from the date of its creation. In prescribing the period before the first review, the local governing body shall consider the period proposed in the application. The ordinance shall remain in effect at least until such time as the district is to be reviewed. In the event of annexation by a city or town of any land within a district, the district shall continue until the time prescribed for review.
 - b. The board of supervisors shall act to either adopt the ordinance creating the district, with or without modification, or reject the application, no later than one hundred eighty (180) days from the date by which the application was received.
 - c. Upon the adoption of an ordinance creating a district or adding land to an existing district, the board of supervisors shall submit a copy of the ordinance with maps to the local

commissioner of the revenue, and the state forester, and the commissioner of agriculture and consumer services for information purposes. The commissioner of the revenue shall identify the parcels of land in the district in the land book and on the tax map, and the board of supervisors shall identify such parcels on the zoning map, where applicable and shall designate the districts on the official comprehensive plan map each time the comprehensive plan map is updated.

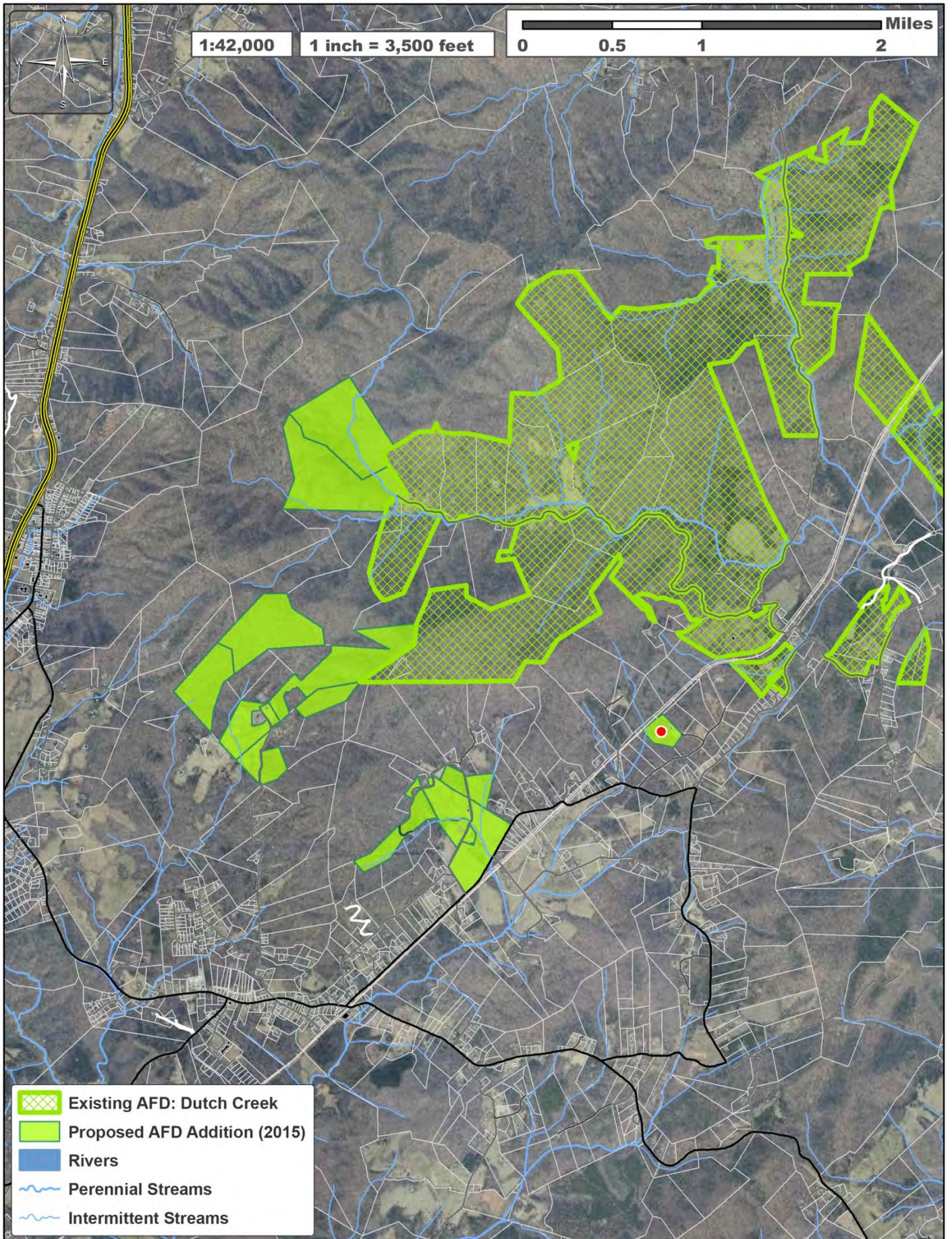
Conclusion

Thank you for your attention to these four (4) AFD applications. Please reference the attached maps for more details, which have been updated to include the properties which were recently added to the modified applications. Those properties are marked with a red dot.

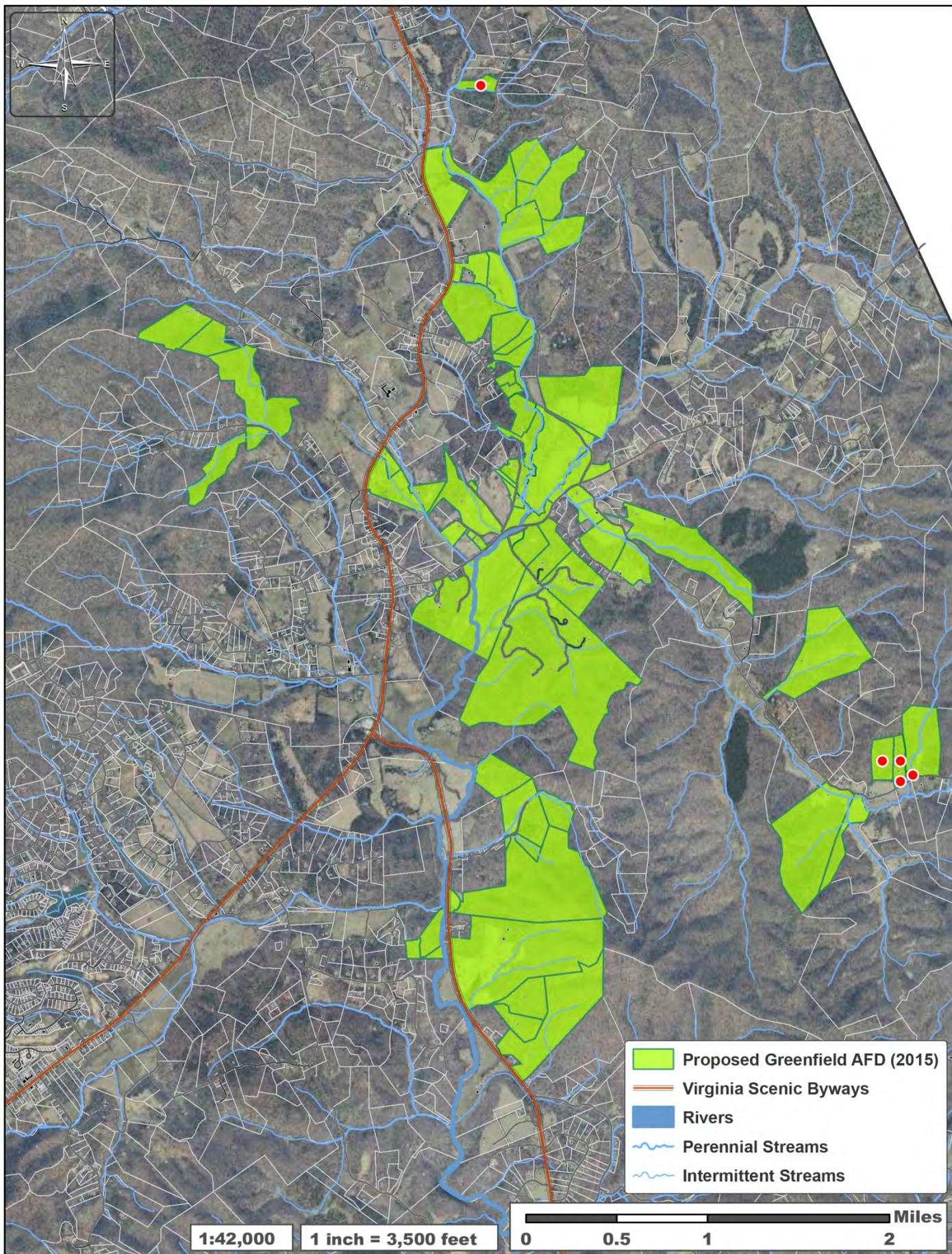
Please feel free to contact me prior to the public hearing on the 14th with any questions you may have regarding the information contained in this report or in the AFD applications.



Map 1. Existing Davis Creek AFD with proposed additions (with recently-added properties highlighted by a red dot).



Map 2. Existing Dutch Creek AFD with proposed additions (with recently-added properties highlighted by a red dot).



Map 3. Proposed Greenfield AFD (with recently-added properties highlighted by a red dot).

APPLICATION FOR THE CREATION OF OR ADDITION TO AGRICULTURAL AND FORESTAL DISTRICT

A copy of this completed form and required maps shall be submitted by applicant landowners to the Nelson County Planning Department on or before June first. This form shall be accompanied by United States Geological Survey 7.5 minute topographic maps that clearly show the boundaries of the district or addition and the boundaries of the property each applicant owns within the district or addition. A Department of Transportation general highway map that shows the general location of the district or addition shall also accompany this form. A \$300 fee is payable with the application for creation or addition to the district.

SECTION A: TO BE COMPLETED BY APPLICANT

1. *General Location of the District:* Centered along Greenfield Road (Rte 635) near Shannon Farm Lane (Rte 843), the Greenfield Ag/Forestral District roughly follows the route of the North Fork of the Rockfish River starting near the intersection of Rte 151 and Pounding Branch Road (Rte 709), extending due south in a nearly continuous swath for approximately 5.1 miles, and ending just south of the river's North/South Fork confluence (near the intersection of Rte 6 and Hill Hollow Road/Rte 810). Additionally the District extends NW and SE to include properties flanking Rte 633 (Blundell Hollow and Taylor Creek Roads).

2. *Total Acreage in the District or Addition:* 2,304 acres

3. *Landowners applying for the District:* See attached

4. *Designated Landowner Contact:* Joyce Burton, 82 Wild Orchid Lane, Afton VA 22920
(434-361-2328)

5. *The Proposed Conditions to Creation of the District Pursuant to §15.2-4309 of the Code of Virginia:*

As a condition to creation of the district, the requirements stated in Section 9-202 of the Code of Nelson County will apply; in addition, the following conditions will also apply:

- a. No parcel within the District shall be developed to a use more intensive than that existing on the date of creation of the district, other than uses resulting in more intensive agricultural or forestal production;
- b. Parcels of land within the District may only be subdivided by purchase or gift to immediate family members. However, subdivided parcels shall remain in the District for at least until the time of the next scheduled District renewal; and
- c. Parcels of land within the District may be sold in their entirety to a non-family member

during the term of the District. However, the parcel under new ownership shall remain in the District at least until the time of the next scheduled District renewal..

d. Membership in this AFD does not preclude building a home on land on which no structure exists, or construction of guest house, garage, workshop, barn or similar auxiliary structure as allowed by County Regulations.

6. *Proposed Period before First Review:* Five years

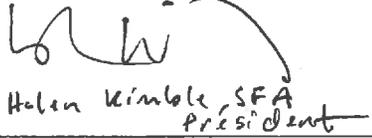
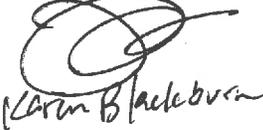
7. *The Date of Application:* 1/16/2015

SECTION B: TO BE COMPLETED BY LOCAL GOVERNING BODY

1. Date submitted to the Board of Supervisors:
2. Date referred to the Planning Commission:
3. Date referred to the Advisory Committee:
4. Date of action by the Board of Supervisors:

Approved ____ Modified ____ Rejected ____

Greenfield Agricultural/Forestral District Participants

<u>NAME</u>	<u>LEGAL ADDRESS</u>	<u>SIGNATURE</u>	<u>WITNESS</u>	<u>TOTAL ACREAGE</u>	<u>PARCEL NUMBERS</u>
Shannon Farm Association	274 Shannon Farm Lane Afton, VA 22920	 Helen Kimble SFA President	 Norm Blackburn	518.3	13 4 2 13 A 67
Marion Kanour Barbara Heyl	195 Shannon Farm Lane Afton, VA 22920	Barbara L Heyl Marion E. Kanour	JBent 1/3/15	15.06	13 A 67A
Marc Chanin	224 Coles Farm Drive Afton, VA 22920	Marcy Chanin	JBent 1/13/15	43.98	13 10 7
Thomas Michael McConkey Jean L. McConkey	117 Coles Farm Drive Afton, VA 22920	Jean L. McConkey Thomas Michael McConkey	JBent 1/2/15	2.5	13 10 2
Deborah Ann Harkrader	211 Coles Farm Drive Afton, VA 22920	Deborah Ann Harkrader	JBent 1/6/15	7.68	13 10 4
Ellwood R. Hord II	307 Goodloe Retreat Road Afton, VA 22920 POB 723 Nellysford 22958	Ellwood R. Hord	JBent 1/3/15	22.93	13 A 21G 13 A 23C
Arthur T. Goodloe	532 Goodloe Retreat Rd Afton, VA 22920	Arthur T. Goodloe	JBent 1/9/15	26.52	13 A 21 13 A 24A

Greenfield Agricultural/Forestal District Participants

<u>NAME</u>	<u>LEGAL ADDRESS</u>	<u>SIGNATURE</u>	<u>WITNESS</u>	<u>TOTAL ACREAGE</u>	<u>PARCEL NUMBERS</u>
James W Carter Jr. Diane M. Carter	1789 Greenfield Road Afton, VA 22920	<i>James W Carter Jr</i> <i>Diane M Carter</i>	<i>J But 1/6/15</i>	75.25	13 A 25
William Stevenson Lynn Stevenson	1461 Greenfield Road Afton, VA 22920	<i>William H. Stevenson</i> <i>Lynn Stevenson</i>	<i>J But 1/6/15</i>	6.61	13 2 1A
Curtis M Pleasants Jr. Alexandra Pleasants	7072 Taylor Creek Road Afton, VA 22920	<i>Alexander Pleasants</i> <i>Curtis M Pleasants Jr.</i>	<i>J But 4/3/15</i>	102.38	13 A 76
Lois S. Patkin	Box 238 Greenwood, VA 22943	<i>Lois S. Patkin</i>	<i>J But 4/5/15</i>	125.11	23 1 4A
Victor Stefanovic	8540 Taylor Creek Rd Afton, VA 22920	<i>V. R. Stefanovic</i>	<i>J But 1/6/15</i>	90.88	13 9 B
Rita Mae Brown	1295 Greenfield Rd Afton, VA 22920	<i>Rita Mae Brown</i>	<i>J But 1/15/15</i>	100.66	13 A 23 13 A 21E 13 A 20 13 A 21C 13 A 21D
John Nelson Elizabeth Greenleaf	5836 Taylor Creek Rd Afton VA 22920	<i>John Nelson</i> <i>Elizabeth Greenleaf</i>	<i>J But 1/16/15</i>	38.5	24 4 A

Greenfield Agricultural/Forestal District Participants

<u>NAME</u>	<u>LEGAL ADDRESS</u>	<u>SIGNATURE</u>	<u>WITNESS</u>	<u>TOTAL ACREAGE</u>	<u>PARCEL NUMBERS</u>
Jeffrey Howe Christy Howe	7150 Rockfish Valley Hwy Afton, VA 22920	<i>Christy Howe</i> <i>Jeffrey Howe</i>	<i>JBent '9/15</i>	17.73	12 A 131C 12 A 131E
Cynthia Chandler	6960 Rockfish Valley Hwy Afton, VA 22920	<i>Cynthia Chandler</i>	<i>JBent '9/15</i>	27.33	12 A 131
Karen Kartheiser	329 Mt. Ararat Hill Afton, VA 22920	<i>Karen Kartheiser</i>	<i>JBent '3/15</i>	41.42	12 A 17
Neal Showstack Tori Ranieri	94 Catbrier Circle Afton, VA 22920	<i>Neal Showstack</i> <i>Tori A. Ranieri</i>	<i>JBent '3/15</i>	23.82	12 A 27
Thomas Michael McConkey Jean L. McConkey	361 Spirit Ridge Lane Afton, VA 22920	<i>Jean L. McConkey</i> <i>Thomas Michael McConkey</i>	<i>JBent '7/15</i>	23.82	12 A 27A
Brian Webb Amy Webb	791 Blundell Hollow Lane Afton, VA 22920	<i>Brian P Webb</i> <i>Amy L. Webb</i>	<i>JBent '3/15</i>	25.42	12 A 72A 12 A 19

Greenfield Agricultural/Forestral District Participants

<u>NAME</u>	<u>LEGAL ADDRESS</u>	<u>SIGNATURE</u>	<u>WITNESS</u>	<u>TOTAL ACREAGE</u>	<u>PARCEL NUMBERS</u>
Bonnie C. Cady	503 Bland Wade Lane Afton, VA 22920	<i>Bonnie C. Cady</i>	<i>Robert 1/3/15</i>	9.13	13 1 2A 13 1 2B
Charlotte L. Rea	411 Bland Wade Lane Afton, VA 22920	<i>Charlotte L. Rea</i>	<i>Robert 1/4/15</i>	29.51	13 1 1A 13 1 3 13 1A 11A
Joanna Salidis Galen Staengl	415 Bland Wade Lane Afton, VA 22920	<i>Joanna Salidis</i>	<i>Robert 1/11/15</i>	17.31	13 1 1
Samuel A. Young	243 Bland Wade Lane Afton, VA 22920	<i>Samuel A. Young</i>	<i>Robert 1/3/15</i>	44.6	13 A 6
George & Esperanza Wulin	8262 Rockfish Valley Hwy Afton, VA 22920	<i>Edward Wulin POA</i>	<i>Robert 1/11/15</i>	39.77	13 A 4B
James Klemic Joan Klemic	8486 Rockfish Valley Hwy Afton, VA 22920	<i>Joan Klemic James Klemic</i>	<i>Robert 1/3/15</i>	196.38	13 A 1 13 A 1A 7 A 87 7 A 88 7 A 93A 6 A 158B
<i>Charles ...</i>	<i>2115 ...</i>				

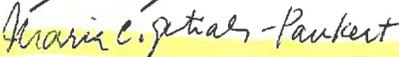
Greenfield Agricultural/Forestral District Participants

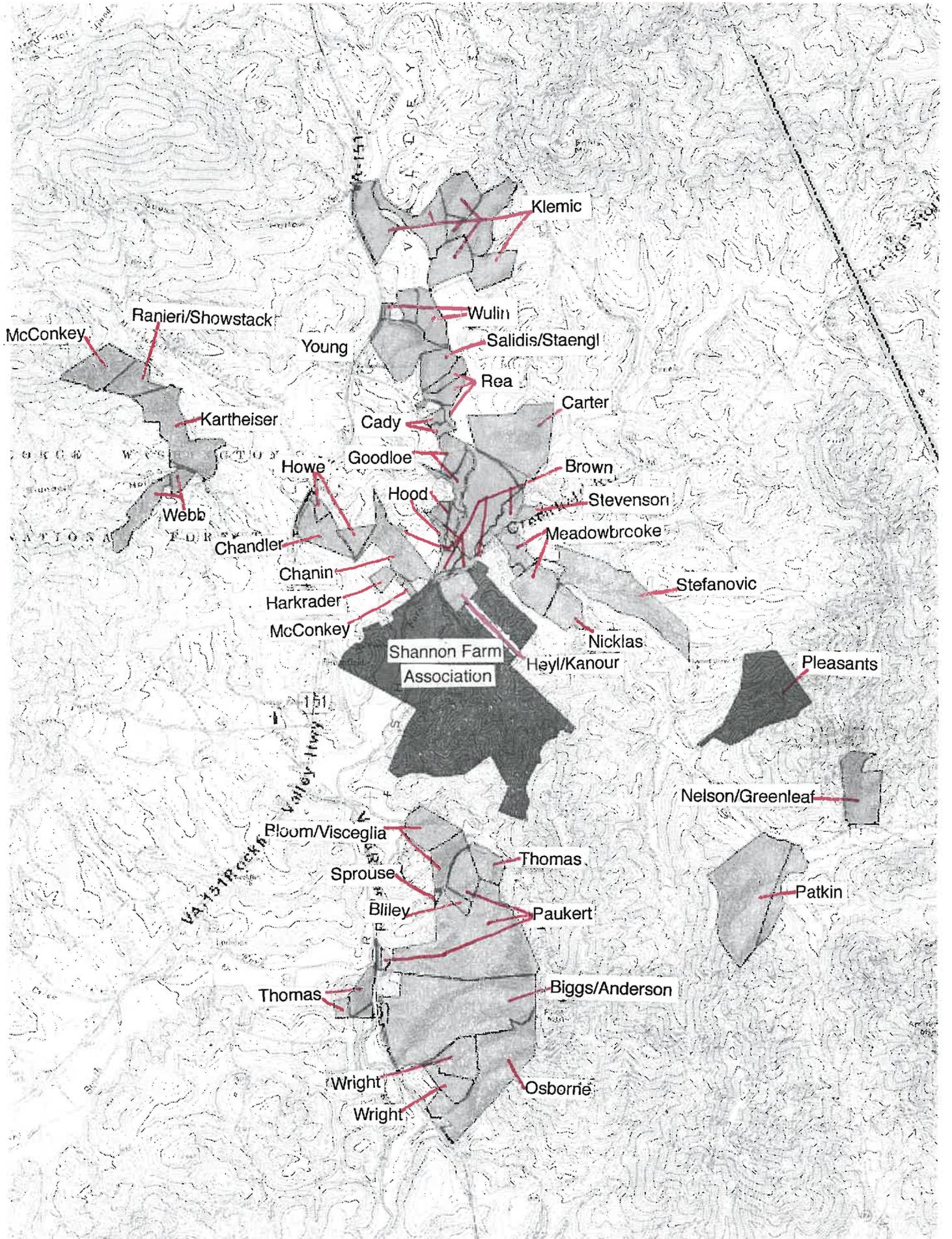
NAME	LEGAL ADDRESS	SIGNATURE	WITNESS	TOTAL ACREAGE	PARCEL NUMBERS
Samuel Bloom Constance Visceglia	551 Pilot Mountain Road Faber, VA 22938	<i>Constance Visceglia</i> <i>Samuel Bloom</i>	<i>JBunt 1/3/15</i>	45.35	23 A 45 23 A 8
David Thomas Barbara Thomas	390 Almond Drive Luray, VA 22835	<i>See other page</i>		20.00	23 A 10
David Thomas	390 Almond Drive Luray, VA 22835			23.08	22 A 68A 22 A 68D
Henry Sprouse Bridget Sprouse	318 Pilot Mountain Hollow Faber, VA 22938	<i>Henry & Bridget Sprouse</i> <i>Bridget K. Sprouse</i>	<i>JBunt 1/7/15</i>	1.76	23 A 6A
Steve Bliley	394 Pilot Mountain Hollow Faber, VA 22938	<i>Stephen Bliley</i>	<i>JBunt 1/3/15</i>	6.42	23 A 8A
Paukert Irrevocable Trust (Edwin Paukert)		<i>See other page</i>		159.46	23 A 9A 23 A 2
Barton W. Biggs Corry C. Andrews	4026 River Road Faber, VA 22938			170.02	23 A 4
Peter Osborne Karen Osborne	3676 River Road Faber, VA 22938	<i>B. Biggs</i> <i>Corry C. Andrews</i> <i>Peter Osborne</i> <i>Karen Osborne</i>	<i>JBunt 1/2/15</i> <i>JBunt 1/4/15</i>	101.2	23 A 19

Greenfield Agricultural/Forestral District Participants

NAME	LEGAL ADDRESS	SIGNATURE	WITNESS	TOTAL ACREAGE	PARCEL NUMBERS
Samuel Bloom Constance Visceglia	551 Pilot Mountain Road Faber, VA 22938	<p style="text-align: center;">See other page</p> <p style="text-align: center;">↑ ↓</p>		45.35	23 A 45 23 A 8
David Thomas Barbara Thomas	390 Almond Drive Luray, VA 22835		<p style="text-align: center;">David Thomas Barbara Y. Thomas</p>	<p style="text-align: center;">Aeyllie-Parish</p>	20.00
David Thomas	390 Almond Drive Luray, VA 22835	<p style="text-align: center;">David Thomas Barbara Y. Thomas</p>	<p style="text-align: center;">Aeyllie-Parish</p>	23.08	22 A 68A 22 A 68D
Henry Sprouse Bridget Sprouse	318 Pilot Mountain Hollow Faber, VA 22938	<p style="text-align: center;">See other page</p> <p style="text-align: center;">↑ ↓</p>		1.76	23 A 6A
Steve Bliley	394 Pilot Mountain Hollow Faber, VA 22938			6.42	23 A 8A
Paukert Irrevocable Trust (Edwin Paukert)				130.46	23 A 9A 23 A 2
Barton W. Biggs Corry C. Andrews	4026 River Road Faber, VA 22938	<p style="text-align: center;">See other page</p> <p style="text-align: center;">↑ ↓</p>		170.02	23 A 4
Peter Osborne Karen Osborne	3676 River Road Faber, VA 22938			101	23 A 19

Greenfield Agricultural/Forestral District Participants

NAME	LEGAL ADDRESS	SIGNATURE	WITNESS	TOTAL ACREAGE	PARCEL NUMBERS
Samuel Bloom Constance Visceglia	551 Pilot Mountain Road Faber, VA 22938	↑ See other page ↓		45.35	23 A 45 23 A 8
David Thomas Barbara Thomas	390 Almond Drive Luray, VA 22835			20.00	23 A 10
David Thomas	390 Almond Drive Luray, VA 22835			23.08	22 A 68A 22 A 68D
Henry Sprouse Bridget Sprouse	318 Pilot Mountain Hollow Faber, VA 22938			1.76	23 A 6A
Steve Bliley	394 Pilot Mountain Hollow Faber, VA 22938			6.42	23 A 8A
Paukert Irrevocable Trust	1 Moulton Ave Greenland, NH 03340	↑ See other page ↓	  (WILHELM PAUKERT)	159.46	23 A 9A 23 A 2
(TRUSTEE) (Edwin Paukert) (TRUSTEE) MARIA C. GATICALES-PAUKERT	Barton W. Biggs Corry C. Andrews			4026 River Road Faber, VA 22938	170.02
Peter Osborne Karen Osborne	3676 River Road Faber, VA 22938	101	23 A 19		



APPLICATION FOR ADDITION TO AN EXISTING AGRICULTURAL AND FORESTAL DISTRICT

This completed form and required maps shall be submitted by applicant landowners to the Nelson County Planning Department on or before June first of the calendar year in which additions to an existing District are to be effective. This form shall be accompanied by a United States Geological Survey 7.5 minute topographic map that clearly shows the boundaries of the District and the boundaries of each individual parcel that is to be added to the District. A Department of Transportation highway map that shows the general location of the District and addition(s) shall also accompany this form.

TO BE COMPLETED BY APPLICANT

1. *Name of the District:* Dutch Creek Agricultural and Forestal District

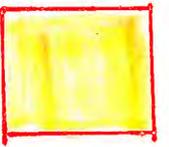
2. *General Location of the District:* East from Purvis Cove and the headwaters of Dutch Creek thence along Dutch Creek to near the Rockfish River, and including Harris Cove.

3. *Total Acreage of the Addition(s):* 746.74 acres

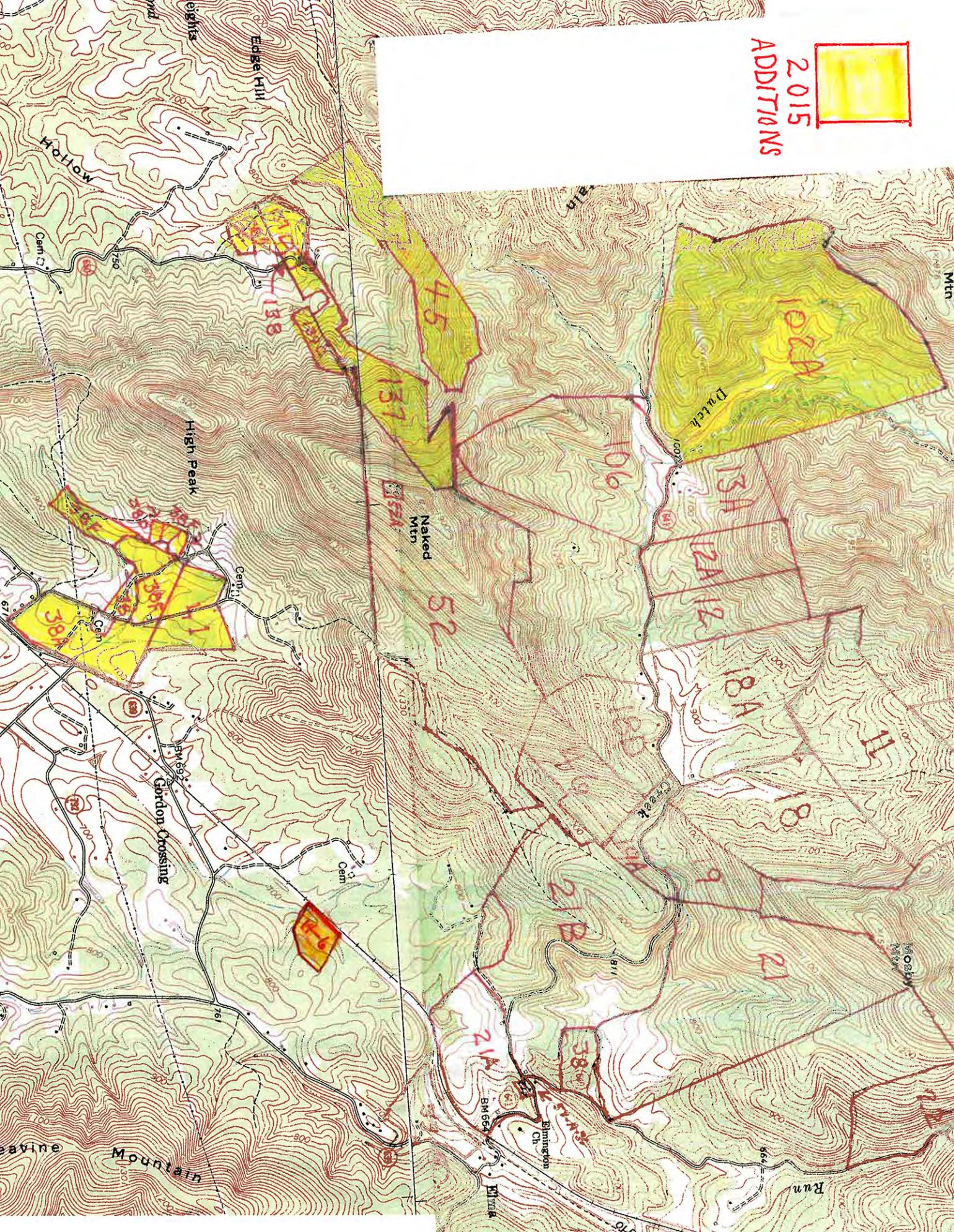
4. *Landowners applying for the District:* See attached list with signatures

5. *Designated Landowner Contact:* Name, Address, & Telephone Number (Email optional)
W. A. Wright
1315 Dutch Creek Lane
Shipman, Va 22971
434-263-8938
dutchcreekfarm@aol.com

6. *Conditions for Addition to the District Pursuant to §15.2-4309 of the Code of Virginia:*
As a condition for the addition of parcels to the Dutch Creek Agricultural and Forestal District, the requirements stated in Chapter 9, Article V, Section 202 of the Code of Nelson County will apply. Any additional conditions currently in effect for the District will also apply. The date of review for additional parcels will be the same as for the already established District. Those additional conditions are:
 - a. No parcel within the District shall be developed to a use more intensive than that existing on the date of creation of the district, other than uses resulting in more intensive agricultural or forestal production;

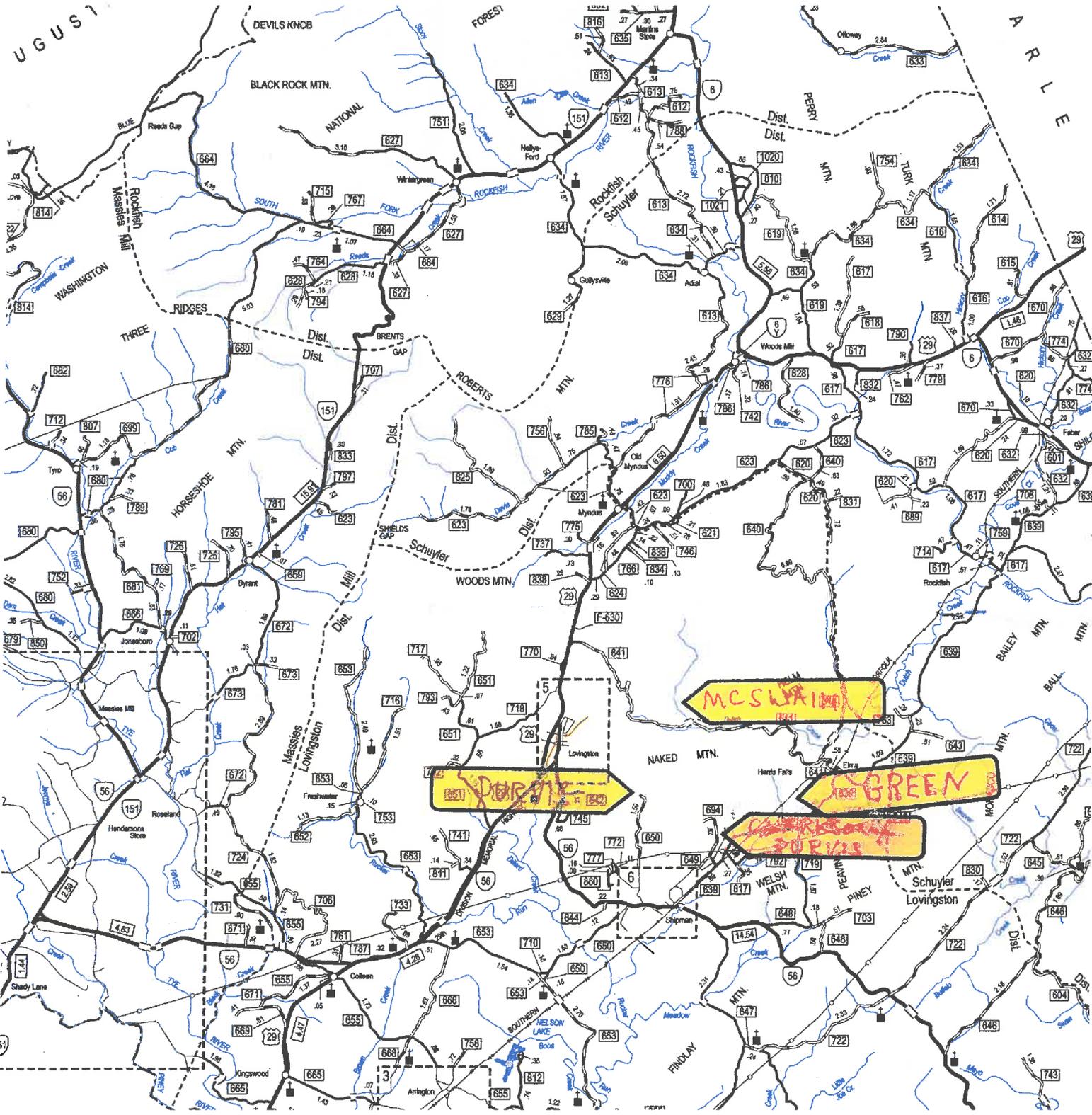


2015
ADDITIONS



UGUST

APPLE



MCSWA
DUPRE

MCSWA

GREEN

DUPRE

APPLICATION FOR ADDITION TO AN EXISTING AGRICULTURAL AND FORESTAL DISTRICT

This completed form and required maps shall be submitted by applicant landowners to the Nelson County Planning Department on or before June first of the calendar year in which additions to an existing District are to be effective. This form shall be accompanied by a United States Geological Survey 7.5 minute topographic map that clearly shows the boundaries of the District and the boundaries of each individual parcel that is to be added to the District. A Department of Transportation highway map that shows the general location of the District and addition(s) shall also accompany this form.

TO BE COMPLETED BY APPLICANT

1. Name of the District:

Davis Creek Agricultural and Forestal District

2. General Location of the District:

Along Davis Creek; at the intersection of Davis Creek Lane and Huffman Way and on The Hollow Lane

3. Total Acreage of the Addition(s): 11.04 acres

4. Landowners applying for the District: See attached list with signatures

Virginia Anne Evans

Andre and Marie Jose Derdeyn

5. Designated Landowner Contact: Name, Address, & Telephone Number (Email optional)

Evans 234 The Hollow Lane, Louington, VA 22949 434 263 4899

Derdeyn 6 The Hollow Lane, Louington, VA 22949 434 263 6848

6. Conditions for Addition to the District Pursuant to §15.2-4309 of the Code of Virginia:

As a condition for the addition of parcels to the Davis Creek Agricultural and Forestal District, the requirements stated in Chapter 9, Article V, Section 202 of the Code of Nelson County will apply. Any additional conditions currently in effect for the District will also apply. The date of review for additional parcels will be the same as for the already established District.

6. Date of Application: ~~6 November 2014~~

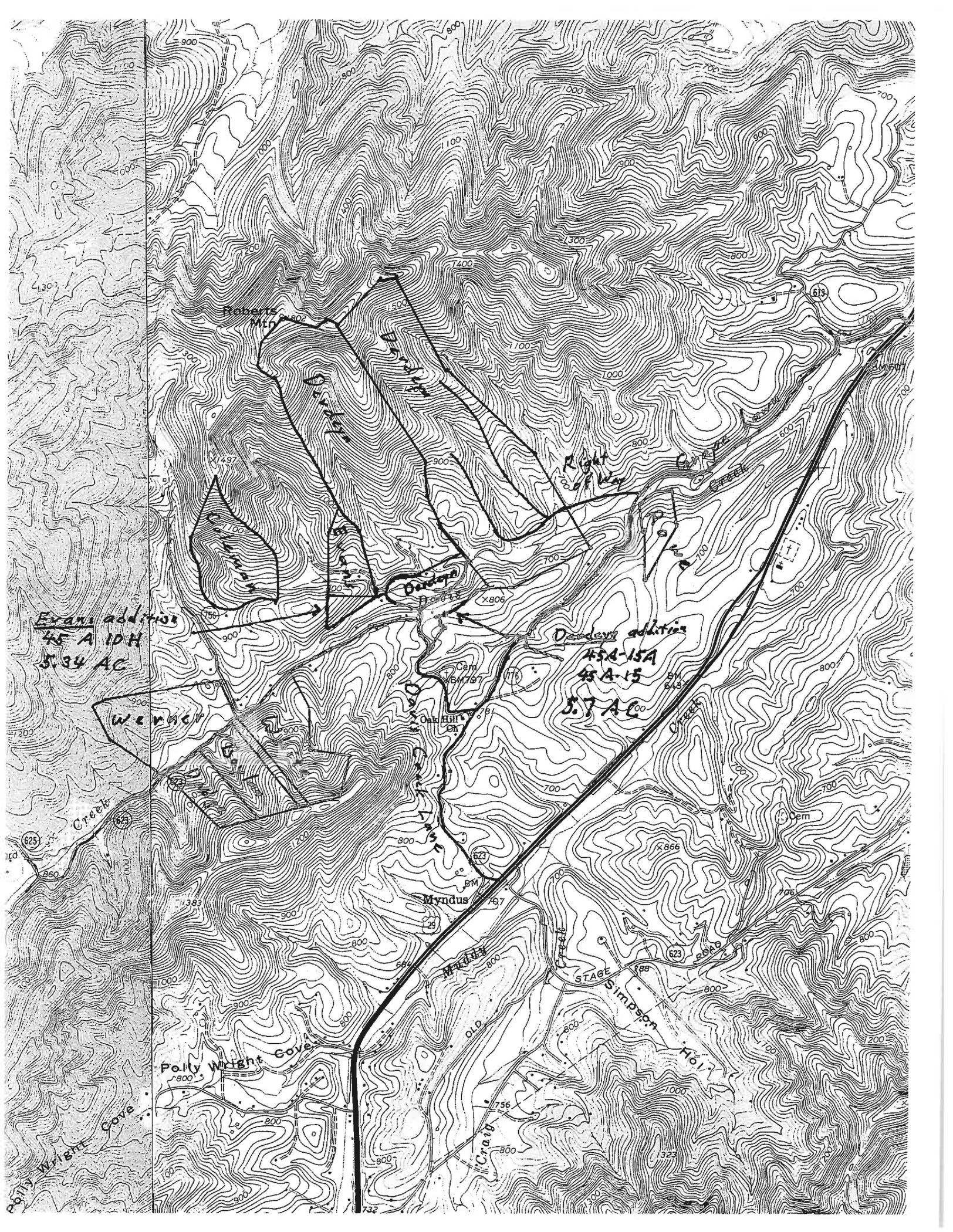
~~9 D~~

APD

9 January 2015

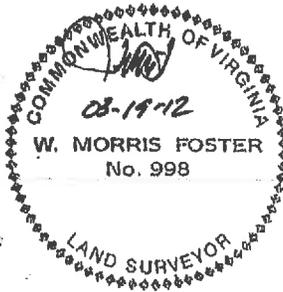
NAME	ADDRESS	SIGNATURE	WITNESS	TOTAL ACREAGE	TAX MAP & PARCEL NUMBERS
Virginia Anne Evans Trustee	234 The Hollow Lane Lovingsston, VA 22949	Virginia Anne Evans	Marie P Derdeyn	11.50	45 A 12
"	"	"	"	1.21	45 A 12A
"	"	"	Marie P Derdeyn	5.34	45 A 10H *
Derdeyn Revocable Trusts	#6 The Hollow Lane Lovingston VA 22949	Andre P Derdeyn	Marie P Derdeyn	5.7	45 A 15 45 A 15A

* New Purchase



TITLE SOURCE:

PARCELS ①-②-③ OWNER HARVEY CLAYTON MARTIN
FROM EVELYN V. MARTIN Inst. 03000 6368

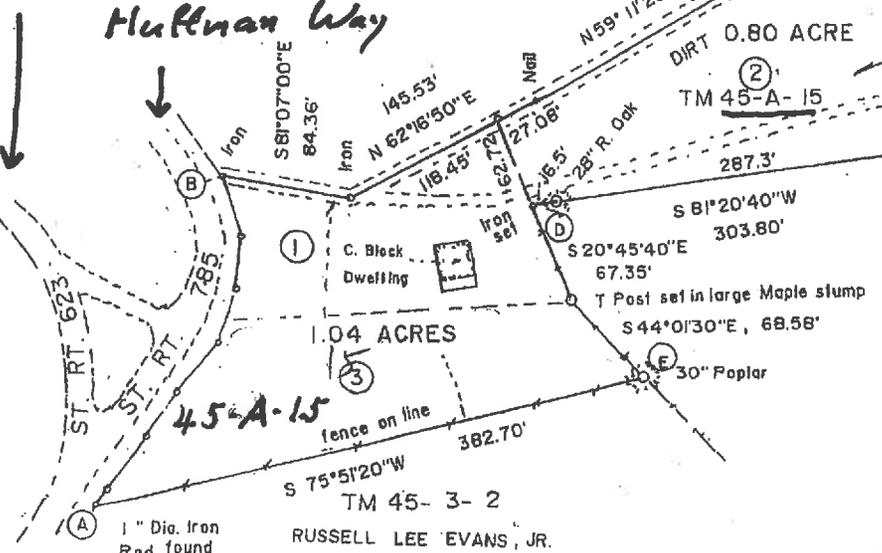


NORTH BY SURVEY OF TM 45-A-19

COURSES ALONG R-W OF
ST. RT. 785 20' FROM Q
FROM (A) TO (B)

N 39°25'40" E	11.55'
N 34°25'50" E	46.07'
N 36°55'30" E	38.88'
N 37°38'10" E	35.38'
N 25°15'00" E	43.90'
N 03°55'20" E	40.95'
N 16° 41' 50" W	37.40'

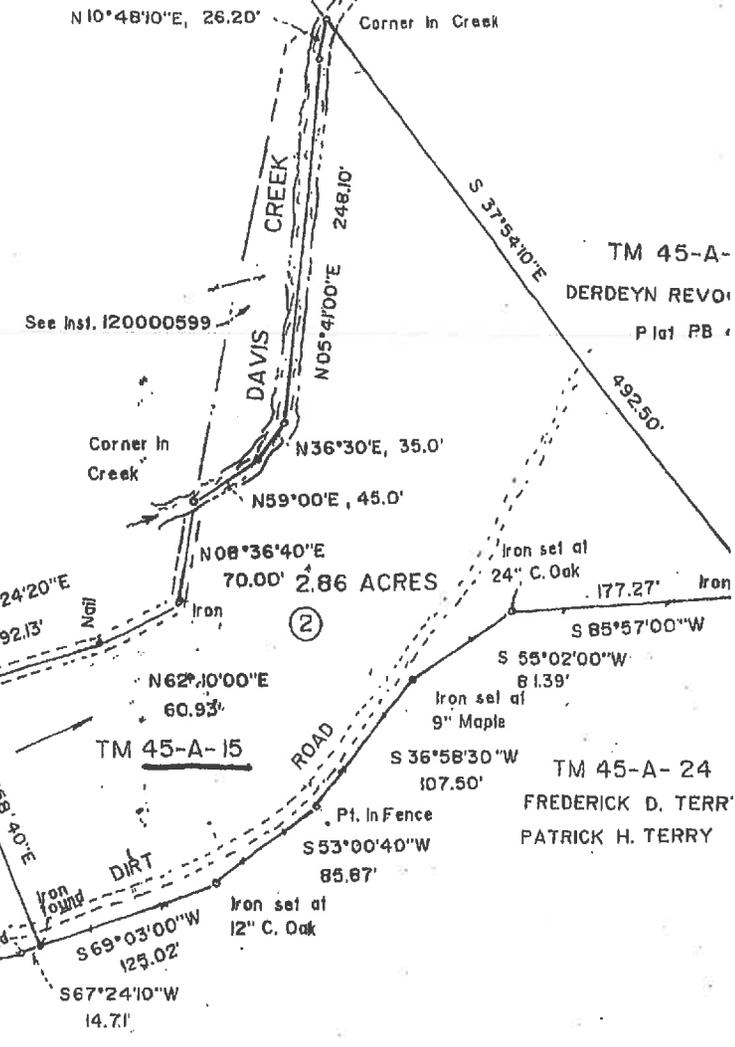
Davis Creek Lane
Huffman Way



TM 45-A-16
DERDEYN REVOCABLE TRUSTS
Inst. 080002029
PB 4 - 127

TM 45-A-15A
DAVID MARTIN
1.00 ACRE
Plat DB 429 p. 61

TM 45-A-15
DIRT 0.80 ACRE



From (C) - (D) - (E) Courses are along
old b. wire fence remnants

	AC
45-A-15	{ 1.04
	{ 0.80
	{ 2.86
45-A-15A	{ 1.00
	5.7 AC

PLAT SHOWING SURVEY
HARVEY and DAVID MARTIN F
Schuyler Magisterial Dist
NELSON COUNTY, VIRGI
DATE: 03-19-2012

W. MORRIS FOSTER
LAND SURVEYOR
NELLYSFORD, VA.

SURVEYED FOR ANDRE DERDE

APPLICATION FOR ADDITION TO AN EXISTING AGRICULTURAL AND FORESTAL DISTRICT

This completed form and required maps shall be submitted by applicant landowners to the Nelson County Planning Department on or before June first of the calendar year in which additions to an existing District are to be effective. This form shall be accompanied by a United States Geological Survey 7.5 minute topographic map that clearly shows the boundaries of the District and the boundaries of each individual parcel that is to be added to the District. A Department of Transportation highway map that shows the general location of the District and addition(s) shall also accompany this form.

TO BE COMPLETED BY APPLICANT

1. *Name of the District:*

Davis Creek Agricultural and Forestal District

2. *General Location of the District:*

Along Grape Lawn Drive, Huffman Way, Davis Creek lane and onto Perry Lane

3. *Total Acreage of the Addition(s):* 216.89 acres

4. *Landowners applying for the District:* See attached list with signatures

5. *Designated Landowner Contact:* Name, Address, & Telephone Number (Email optional)

James R. Bolton
312 Perry Lane
Lovingson, VA 22949
434-263-4968
jrb5d@virginia.edu

6. *Conditions for Addition to the District Pursuant to §15.2-4309 of the Code of Virginia:*

As a condition for the addition of parcels to the Davis Creek Agricultural and Forestal District, the requirements stated in Chapter 9, Article V, Section 202 of the Code of Nelson County will apply. Any additional conditions currently in effect for the District will also apply. The date of review for additional parcels will be the same as for the already established District.

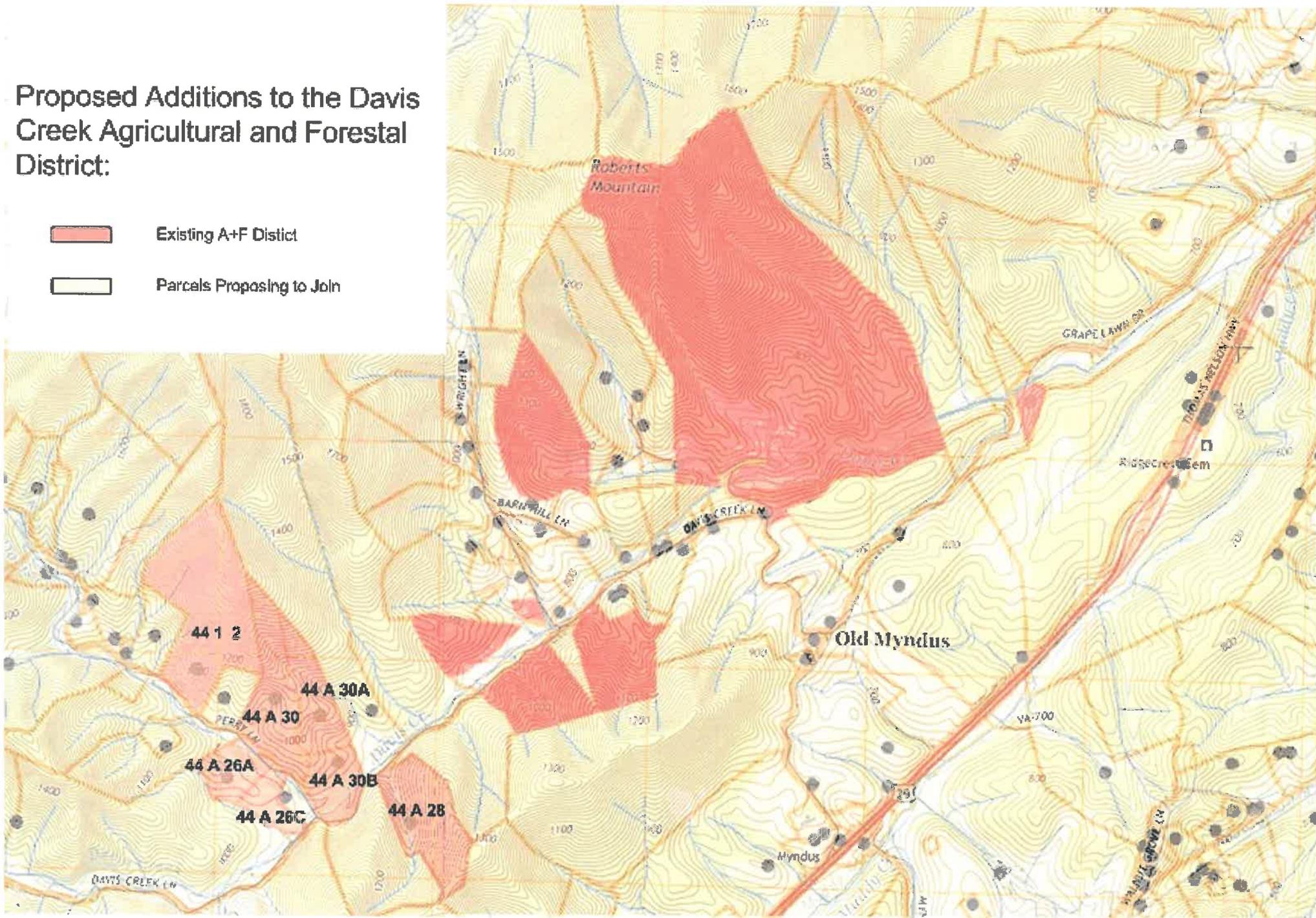
6. *Date of Application:* 01/20/2015

<u>NAME</u>	<u>ADDRESS</u>	<u>SIGNATURE</u>	<u>WITNESS</u>	<u>TOTAL ACREAGE</u>	<u>TAX MAP & PARCEL NUMBERS</u>
Fritschi, Earnest John	2625 Davis Creek Lane	<i>Earnest John Fritschi</i>	<i>James R. Bolton</i>	37.86	44 A 28
Haxel, Bernard F.	76 Perry Lane	<i>Bernard Haxel</i>	<i>James R. Bolton</i>	18.61	44 A 30A
Shreves, Jeanne	203 Perry Lane	<i>Jeanne Shreves</i>	<i>Mike G...</i>	10 15.69	44 A 26C 44 A 26A
Bolton, James R. & Marcia G. Gibbons	312 Perry Lane	<i>James R. Bolton</i> <i>Marcia G. Gibbons</i>	<i>Earnest John Fritschi</i>	37.22	44 A 30
Scott, Carol Life Estate	42 Perry Lane	<i>Carol Scott</i>	<i>Marcia Gibbons</i>	18.61	44 A 30B
		<i>Carol Scott</i>			

<u>NAME</u>	<u>ADDRESS</u>	<u>SIGNATURE</u>	<u>WITNESS</u>	<u>TOTAL ACREAGE</u>	<u>TAX MAP & PARCEL NUMBERS</u>
Fritschi, Earnest John	2625 Davis Creek Lane			37.86	44 A 28
Haxel, Bernard F.	76 Perry Lane			18.61	44 A 30A
Shreves, Jeanne	203 Perry Lane			10 15.69	44 A 26C 44 A 26A
Bolton, James R. & Marcia G. Gibbons	312 Perry Lane			37.22	44 A 30
Scott, Carol Life Estate	42 Perry Lane			18.61	44 A 30B
Chapman, Helen	452 Perry Lane	<i>Helen Chapman</i>	<i>James R. Bolton</i>	78.9	44 1 2

Proposed Additions to the Davis Creek Agricultural and Forestal District:

-  Existing A+F District
-  Parcels Proposing to Join



**NOTICE OF PUBLIC HEARING
NELSON COUNTY BOARD OF SUPERVISORS
EXPANSION OF TWO EXISTING AG FORESTAL DISTRICTS AND
CREATION OF A NEW AG FORESTAL DISTRICT**

In accordance with Volume 3A, Title 15.2, Counties, Cities and Towns, of the Code of Virginia, 1950, as amended, and pursuant to §15.2-1427 and §15.2-2204, and pursuant to the Code of Nelson County, Virginia, Chapter 9 Planning and Development, Article V, Agricultural and Forestal Districts, the Nelson County Board of Supervisors hereby gives notice that a Public Hearing will be held at **7:00 p.m., Tuesday, May 12, 2015** in the **General District Courtroom** on the third floor of the Nelson County Courthouse located at 84 Courthouse Square, Lovingston, Virginia. The purpose of said public hearing is for the Board of Supervisors to receive public input on an Ordinance proposed for passage to expand the existing Davis Creek Agricultural and Forestal District (AFD), the existing Dutch Creek AFD, and to establish a new Greenfield AFD.

A summary of the proposed Ordinance is as follows:

EXPANSION OF THE DAVIS CREEK AGRICULTURAL AND FORESTAL DISTRICT:

AFD Application #2014-01: Bolton 216.89 acres

Tax Map Parcel #44-A-28 – Earnest John Fritschi – 37.86 acres
Tax Map Parcel #44-A-30A – Bernard F. Haxel – 18.61 acres
Tax Map Parcel #44-A-26C – Jeanne Shreves – 10.0 acres
Tax Map Parcel #44-A-26A – Jeanne Shreves – 15.69 acres
Tax Map Parcel #44-A-30 – James R. Bolton & Marcia G. Gibbons – 37.22 acres
Tax Map Parcel #44-A-30B – Carol Scott Life Estate – 18.61 acres
Tax Map Parcel #44-1-2 – Helen Chapman – 78.9 acres

AFD Application #2014-02: Derdeyn 11.04 acres

Tax Map Parcel #45-A-10H – Virginia Anne Evans Trustee – 5.34 acres
Tax Map Parcels #45-A-15; #45-A-15A – Derdeyn Revocable Trusts – 5.7 acres

EXPANSION OF THE DUTCH CREEK AGRICULTURAL AND FORESTAL DISTRICT:

AFD Application #2014-03: Wright 746.74 acres

Tax Map Parcels #69-A-38; #69-A-38D – John & Jonna Clarkson – 49.84 acres
Tax Map Parcel #58-A-102A – Robert & Susan McSwain – 278.78 acres
Tax Map Parcels #58-A-45; #68-A-137; #68-A-138; #68-A-139A; 68-A-139C; 69-A-1; 69-A-38A; #69-A-38F – John E. & Ruth S. Purvis – 403.25 acres
Tax Map Parcel #69-14-6 – Barbara & Jon R. Green – 14.87 acres

CREATION OF A NEW GREENFIELD AGRICULTURAL AND FORESTAL DISTRICT:

AFD Application #2014-04: Burton 2,344.35 acres

Tax Map Parcels #13-4-2; #13-A-67 – Shannon Farm Association – 518.3 acres
Tax Map Parcel #13-A-67A – Marion Kanour & Barbara Heyl – 15.06 acres
Tax Map Parcel #13-10-7 – Marc Chanin – 43.98 acres
Tax Map Parcel #13-10-2 – Thomas Michael & Jean L. McConkey – 2.5 acres
Tax Map Parcel #13-10-4 – Deborah Ann Harkrader – 7.68 acres
Tax Map Parcels #13-A-21G; #13-A-23C – Ellwood R. Hood II – 22.83 acres
Tax Map Parcels #13-A-21; #13-A-24A – Arthur T. Goodloe – 26.52 acres
Tax Map Parcel #13-A-25 – James W. Carter Jr. & Diane M. – 75.25 acres
Tax Map Parcel #13-2-1A – William & Lynn Stevenson – 6.61 acres
Tax Map Parcel #13-A-76 – Curtis M. Pleasants Jr. & Alexandra – 102.38 acres
Tax Map Parcel #23-1-4A – Lois S. Patkin – 125.11 acres
Tax Map Parcel #13-9-B – Victor Stefanovic – 90.88 acres
Tax Map Parcels #13-A-23; #13-A-21E; #13-A-20; #13-A-21C; #13-A-21D – Rita Mae Brown – 100.66 acres
Tax Map Parcel #24-4-A – John Nelson & Elizabeth Greenleaf – 38.5 acres
Tax Map Parcel #13-A-69A – Clarence G. Nicklas Jr. & Rita S. – 22.79 acres
Tax Map Parcel #13-A-63 – Meadowbrooke Associates Inc. – 20.95 acres
Tax Map Parcel #13-A-63A – Meadowbrooke Partners – 28.30 acres
Tax Map Parcels #12-A-131C; #12-A-131E – Jeffrey & Christy Howe – 17.73 acres
Tax Map Parcel #12-A-131 – Cynthia Chandler – 27.33 acres
Tax Map Parcel #12-A-17 – Karen Kartheiser – 41.42 acres
Tax Map Parcel #12-A-27 – Neal Showstack & Toni Ranieri – 23.82 acres
Tax Map Parcel #12-A-27A – Thomas Michael & Jean L. McConkey – 23.82 acres
Tax Map Parcels #12-A-72A; #12-A-19 – Brian & Amy Webb – 25.42 acres
Tax Map Parcels #13-1-2A; #13-1-2B – Bonnie C. Cady – 9.13 acres
Tax Map Parcels #13-1-1A; #13-1-3; #13-1A-11A – Charlotte L. Rea – 29.51 acres
Tax Map Parcel #13-1-1 – Joanna Salidis & Galen Staengl – 17.31 acres
Tax Map Parcel #13-A-6 – Samuel A. Young – 44.6 acres
Tax Map Parcel #13-A-4B – George & Esperanza Wulin – 39.77 acres
Tax Map Parcels #13-A-1; #13-A-1A; #7-A-87; #7-A-88; #7-A-93A; #6-A-158B – James & Joan Klemic – 196.38 acres
Tax Map Parcels #23-A-45; #23-A-8 – Samuel Bloom & Constance Visceglia – 45.35 acres
Tax Map Parcel #23-A-10 – David & Barbara Thomas – 20.00 acres
Tax Map Parcels #22-A-68A; #22-A-68D – David Thomas – 23.08 acres
Tax Map Parcel #23-A-6A – Henry & Bridget Sprouse – 1.76 acres
Tax Map Parcel #23-A-8A – Steve Bliley – 6.42 acres
Tax Map Parcels #23-A-9A; #23-A-2 – Paukert Irrevocable Trust (Edwin Paukert) & Maria C. Gaticales-Paukert – 159.46 acres
Tax Map Parcel #23-A-4 – Barton W. Biggs & Corry C. Andrews – 170.02 acres

Tax Map Parcel #23-A-19 – Peter & Karen Osborne – 101.2 acres
Tax Map Parcel #23-A-4D – James Wright – 14.69 acres
Tax Map Parcel #23-A-4A – John Wright – 18.13 acres
Tax Map Parcels #24-A-1; #24-1-1A; #24-1-1B; #24-1-3A – William E. & Wendy R.
Hess – 30.20 acres
Tax Map Parcel #7-A-86E – Virginia Lee & Richard E. Staron – 9.50 acres

Copies of the application materials and the full text of the proposed Ordinance are available for public inspection in the Office of the County Administrator, 84 Courthouse Square, and the Department of Planning & Zoning, 80 Front Street, both in Lovington, VA, 22949, from Monday through Friday, between 9:00 a.m. and 5:00 p.m. Telephone inquiries may also be directed to the County Administrator (434) 263-7000 or the Dept. of Planning & Zoning, (434) 263-7090, or toll free at 888-662-9400, selections 4 and 1.

BY AUTHORITY OF NELSON COUNTY BOARD OF SUPERVISORS

ORDINANCE O2015-03
NELSON COUNTY BOARD OF SUPERVISORS
EXPANSION OF THE DAVIS CREEK & THE DUTCH CREEK
AG FORESTAL DISTRICTS AND CREATION OF A NEW
GREENFIELD AG FORESTAL DISTRICT

WHEREAS, Mr. James R. Bolton has filed application #2014-01 to expand the Davis Creek Agricultural and Forestal District along Grape Lawn drive, Huffman Way, and Davis Creek Lane onto Perry Lane adding a total of 216.89 acres; and

WHEREAS, the new parcels to be added to the Davis Creek Agricultural and Forestal area are as follows:

Tax Map Parcel #44-A-28 – Earnest John Fritschi – 37.86 acres
Tax Map Parcel #44-A-30A – Bernard F. Haxel – 18.61 acres
Tax Map Parcel #44-A-26C – Jeanne Shreves – 10.0 acres
Tax Map Parcel #44-A-26A – Jeanne Shreves – 15.69 acres
Tax Map Parcel #44-A-30 – James R. Bolton & Marcia G. Gibbons – 37.22 acres
Tax Map Parcel #44-A-30B – Carol Scott Life Estate – 18.61 acres
Tax Map Parcel #44-1-2 – Helen Chapman – 78.9 acres; and

WHEREAS, Mr. Andre Derdeyn has filed application #2014-02 to expand the Davis Creek Agricultural and Forestal District along Davis Creek Lane, Huffman Way, and onto The Hollow Lane adding a total of 11.04 acres; and

WHEREAS, the new parcels to be added to the Davis Creek Agricultural and Forestal area are as follows:

Tax Map Parcel #45-A-10H – Virginia Anne Evans Trustee – 5.34 acres
Tax Map Parcels #45-A-15; #45-A-15A – Derdeyn Revocable Trusts – 5.7 acres; and

WHEREAS, Mr. W.A. Wright has filed application #2014-03 to expand the Dutch Creek Agricultural and Forestal District east from Purvis Cove and the headwaters of Dutch Creek and along Dutch Creek Lane to near the Rockfish River, and including Harris Cove, adding a total of 746.74 acres; and

WHEREAS, the new parcels to be added to the Davis Creek Agricultural and Forestal area are as follows:

Tax Map Parcels #69-A-38; #69-A-38D – John & Jonna Clarkson – 49.84 acres
Tax Map Parcel #58-A-102A – Robert & Susan McSwain – 278.78 acres
Tax Map Parcels #58-A-45; #68-A-137; #68-A-138; #68-A-139A; 68-A-139C; 69-A-1; 69-A-38A; #69-A-38F – John E. & Ruth S. Purvis – 403.25 acres
Tax Map Parcel #69-14-6 – Barbara & Jon R. Green – 14.87 acres; and

WHEREAS, Ms. Joyce Burton has filed application #2014-04 to create the Greenfield Agricultural and Forestal District centered along Greenfield Road (Rte. 635) near Shannon Farm Lane (Rte. 843), roughly following the route of the North Fork of the Rockfish River starting near the intersection of Rte. 151 and Pounding Branch Road (Rte. 709), extending due south in a nearly continuous swath for approximately 5.1 miles, and ending just south of the river's North/South Fork confluence (near the intersection of Rte. 6 and Hill Hollow Road/Rte. 810) and extending NW and SE to include properties flanking Rte. 633 (Blundell Hollow and Taylor Creek Roads) for a total of 2,344.35 acres; and

WHEREAS, the new District will consist of the following properties:

Tax Map Parcels #13-4-2; #13-A-67 – Shannon Farm Association – 518.3 acres
Tax Map Parcel #13-A-67A – Marion Kanour & Barbara Heyl – 15.06 acres
Tax Map Parcel #13-10-7 – Marc Chanin – 43.98 acres
Tax Map Parcel #13-10-2 – Thomas Michael & Jean L. McConkey – 2.5 acres
Tax Map Parcel #13-10-4 – Deborah Ann Harkrader – 7.68 acres
Tax Map Parcels #13-A-21G; #13-A-23C – Ellwood R. Hood II – 22.83 acres
Tax Map Parcels #13-A-21; #13-A-24A – Arthur T. Goodloe – 26.52 acres
Tax Map Parcel #13-A-25 – James W. Carter Jr. & Diane M. – 75.25 acres
Tax Map Parcel #13-2-1A – William & Lynn Stevenson – 6.61 acres
Tax Map Parcel #13-A-76 – Curtis M. Pleasants Jr. & Alexandra – 102.38 acres
Tax Map Parcel #23-1-4A – Lois S. Patkin – 125.11 acres
Tax Map Parcel #13-9-B – Victor Stefanovic – 90.88 acres
Tax Map Parcels #13-A-23; #13-A-21E; #13-A-20; #13-A-21C; #13-A-21D – Rita Mae Brown – 100.66 acres
Tax Map Parcel #24-4-A – John Nelson & Elizabeth Greenleaf – 38.5 acres
Tax Map Parcel #13-A-69A – Clarence G. Nicklas Jr. & Rita S. – 22.79 acres
Tax Map Parcel #13-A-63 – Meadowbrooke Associates Inc. – 20.95 acres
Tax Map Parcel #13-A-63A – Meadowbrooke Partners – 28.30 acres
Tax Map Parcels #12-A-131C; #12-A-131E – Jeffrey & Christy Howe – 17.73 acres
Tax Map Parcel #12-A-131 – Cynthia Chandler – 27.33 acres
Tax Map Parcel #12-A-17 – Karen Kartheiser – 41.42 acres
Tax Map Parcel #12-A-27 – Neal Showstack & Toni Ranieri – 23.82 acres
Tax Map Parcel #12-A-27A – Thomas Michael & Jean L. McConkey – 23.82 acres
Tax Map Parcels #12-A-72A; #12-A-19 – Brian & Amy Webb – 25.42 acres
Tax Map Parcels #13-1-2A; #13-1-2B – Bonnie C. Cady – 9.13 acres
Tax Map Parcels #13-1-1A; #13-1-3; #13-1A-11A – Charlotte L. Rea – 29.51 acres
Tax Map Parcel #13-1-1 – Joanna Salidis & Galen Staengl – 17.31 acres

Tax Map Parcel #13-A-6 – Samuel A. Young – 44.6 acres
Tax Map Parcel #13-A-4B – George & Esperanza Wulin – 39.77 acres
Tax Map Parcels #13-A-1; #13-A-1A; #7-A-87; #7-A-88; #7-A-93A; #6-A-158B – James & Joan Klemic – 196.38 acres
Tax Map Parcels #23-A-45; #23-A-8 – Samuel Bloom & Constance Visceglia – 45.35 acres
Tax Map Parcel #23-A-10 – David & Barbara Thomas – 20.00 acres
Tax Map Parcels #22-A-68A; #22-A-68D – David Thomas – 23.08 acres
Tax Map Parcel #23-A-6A – Henry & Bridget Sprouse – 1.76 acres
Tax Map Parcel #23-A-8A – Steve Bliley – 6.42 acres
Tax Map Parcels #23-A-9A; #23-A-2 – Paukert Irrevocable Trust (Edwin Paukert) & Maria C. Gatacales-Paukert – 159.46 acres
Tax Map Parcel #23-A-4 – Barton W. Biggs & Corry C. Andrews – 170.02 acres
Tax Map Parcel #23-A-19 – Peter & Karen Osborne – 101.2 acres
Tax Map Parcel #23-A-4D – James Wright – 14.69 acres
Tax Map Parcel #23-A-4A – John Wright – 18.13 acres
Tax Map Parcels #24-A-1; #24-1-1A; #24-1-1B; #24-1-3A – William E. & Wendy R. Hess – 30.20 acres
Tax Map Parcel #7-A-86E – Virginia Lee & Richard E. Staron – 9.50 acres; and

WHEREAS, all of the property owners voluntarily agreed to subject their properties to the requirements stated in Section 9-202 of the Code of Nelson County and in addition, the following conditions will also apply:

- a. No parcel within the District shall be developed to a use more intensive than that existing on the date of creation of the district, other than uses resulting in more intensive agricultural or forestal production;
- b. Parcels of land within the District may only be subdivided by purchase or gift to immediate family members. However, subdivided parcels shall remain in the District for at least until the time of the next scheduled District renewal; and
- c. Parcels of land within the District may be sold in their entirety to a non-family member during the term of the District. However, the parcel under new ownership shall remain in the District at least until the time of the next scheduled District renewal; and
- d. Membership in this AFD does not preclude building a home on land on which no structure exists, or construction of guest house, garage, workshop, barn or similar auxiliary structure as allowed by County Regulations.
- e. The period before first review is five (5) years; and

WHEREAS, all procedural matters have been completed pursuant to §15.2-4300 et seq. of the Code of Virginia, 1950 as amended and pursuant Article V, Agricultural and Forestal Districts of the Code of Nelson County; and

WHEREAS, after reviewing the Planning Department's report, the Agricultural and Forestal Districts Advisory Committee's recommendation, and considering the comments from the public received at its public hearing held on **May 12, 2015**, it is the Board's finding that there are significant

agricultural and forestal lands within the proposed expanded Districts and the newly proposed District and that they meet the requirements for such designation;

NOW THEREFORE BE IT ORDAINED, by the Nelson County Board of Supervisors that the Davis Creek Agricultural and Forestal District and the Dutch Creek Agricultural and Forestal District be expanded as proposed with the conditions (restrictions) as stated in the applications; which each property owner voluntarily agreed to place on his and/or her property; and

BE IT FURTHER ORDAINED, by the Nelson County Board of Supervisors that the Greenfield Agricultural and Forestal District be created as proposed with the conditions (restrictions) as stated in the applications; which each property owner voluntarily agreed to place on his and/or her property; and

BE IT FINALLY ORDAINED, by the Nelson County Board of Supervisors that this Ordinance becomes effective upon adoption.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

§ 15.2-4309. Hearing; creation of district; conditions; notice.

A. The local governing body, after receiving the report of the local planning commission and the advisory committee, shall hold a public hearing as provided by law, and after such public hearing, may by ordinance create the district or add land to an existing district as applied for, or with any modifications it deems appropriate.

B. The governing body may require, as a condition to creation of the district, that any parcel in the district shall not, without the prior approval of the governing body, be developed to any more intensive use or to certain more intensive uses, other than uses resulting in more intensive agricultural or forestal production, during the period which the parcel remains within the district. Local governing bodies shall not prohibit as a more intensive use, construction and placement of dwellings for persons who earn a substantial part of their livelihood from a farm or forestry operation on the same property, or for members of the immediate family of the owner, or divisions of parcels for such family members, unless the governing body finds that such use in the particular case would be incompatible with farming or forestry in the district. To further the purposes of this chapter and to promote agriculture and forestry and the creation of districts, the local governing body may adopt programs offering incentives to landowners to impose land use and conservation restrictions on their land within the district. Programs offering such incentives shall not be permitted unless authorized by law. Any conditions to creation of the district and the period before the review of the district shall be described, either in the application or in a notice sent by first-class mail to all landowners in the district and published in a newspaper having a general circulation within the district at least two weeks prior to adoption of the ordinance creating the district. The ordinance shall state any conditions to creation of the district and shall prescribe the period before the first review of the district, which shall be no less than four years but not more than ten years from the date of its creation. In prescribing the period before the first review, the local governing body shall consider the period proposed in the application. The ordinance shall remain in effect at least until such time as the district is to be reviewed. In the event of annexation by a city or town of any land within a district, the district shall continue until the time prescribed for review.

C. The local governing body shall act to adopt or reject the application, or any modification of it, no later than 180 days from (i) November 1 or (ii) the other date selected by the locality as provided in § [15.2-4305](#). Upon the adoption of an ordinance creating a district or adding land to an existing district, the local governing body shall submit a copy of the ordinance with maps to the local commissioner of the revenue, and the State Forester, and the Commissioner of Agriculture and Consumer Services for information purposes. The commissioner of the revenue shall identify the parcels of land in the district in the land book and on the tax map, and the local governing body shall identify such parcels on the zoning map, where applicable and shall designate the districts on the official comprehensive plan map each time the comprehensive plan map is updated.

(1977, c. 681, § 15.1-1511; 1979, c. 377; 1981, c. 546; 1984, c. 20; 1985, c. 13; 1987, c. 552; 1993, cc. 745, 761; 1997, c. [587](#); 1998, c. [833](#); 2011, cc. [344](#), [355](#).)

DEPARTMENT OF
PLANNING & ZONING



PLANNING COMMISSION
BOARD OF ZONING APPEALS

To: Chair and Members, Nelson County Board of Supervisors (BOS)

CC: Mr. Stephen A. Carter, County Administrator, Clerk of the Board of Supervisors

From: Tim Padalino, Director of Planning & Zoning

Date: May 8, 2015

Subject: Public Hearing for Proposed Amendments to Subdivision Ordinance and Zoning Ordinance Regarding “Virginia Stormwater Management Program”

On April 22nd, the Planning Commission (PC) reviewed proposed amendments to the Subdivision Ordinance and Zoning Ordinance regarding the Virginia Stormwater Management Permit (VSMP) program. As part of their review, the PC conducted a public hearing in accordance with applicable State Code requirements; County staff published a Legal Notice of Public Hearing on April 9 and April 16 in the Nelson County Times.

The proposed amendments would bring local ordinances into conformity with new state regulations established by the “Amended Stormwater Management Act.” Specifically, the proposed amendments would require local projects (as applicable) to obtain VSMP “permit coverage” from the Virginia Department of Environmental Quality (DEQ); and would require local projects (as applicable) to provide the County with documentation of VSMP “permit coverage.”

The specific proposed amendments, inclusive of the Planning Commission’s recommendations, are reflected in the “Draft Ordinances” which are included in your packet. The proposed amendments would modify the following provisions:

Proposed Zoning Ordinance Amendments:

- Article 7 (RPC):
 - Section 8-5 “Street Improvements”
- Article 10 (Floodplain):
 - Section 16, Item A-4 “Standards for the floodway district”
 - Section 20, Item B “Standards for subdivision proposals”
 - Section 21, Item D “Design criteria for utilities and facilities”
- Article 13 (Site Development Plan):
 - Section 4, “Site Plan Content”
 - Major Site Plan Checklist Items R and GG
 - Section 6-1, “Improvements”
 - Item i “Storm drainage facilities”
 - Item l “Bond”

- Section 6-2
- Section 7, “Administration”
 - Item C “Waiver of Requirements for a Site Plan”

Proposed Subdivision Ordinance Amendments:

- Section 4 – Design Standards:
 - Subsection 3 “Streams, Drainage, and Erosion Control”
 - Item C “Erosion and Sediment Control Plan”
 - (proposed / introduced) Item D “Stormwater Management Plan”
- Section 5-4 – Preliminary Plat:
 - Subsection B “Contents of Preliminary Plat”
 - Item 7
- Section 5-5 – Final Plat:
 - Subsection D “Addenda with Final Plat”
 - Item 9

Please note that the County Administrator, in coordination with the County Attorney, provided written guidance on Thursday, May 7th that the term “stormwater management BMP’s/facilities” should be removed from the proposed amendments and should not be incorporated into the ordinances.

Thank you for your attention to this issue regarding the Virginia Stormwater Management Program, and its effects on the Nelson County Zoning Ordinance and Subdivision Ordinance. Please contact County Administration and/or Planning & Zoning staff with any questions you may have regarding the information contained in this report, and/or the proposed amendments to the local ordinances.

**NOTICE OF PUBLIC HEARING
NELSON COUNTY BOARD OF SUPERVISORS
PROPOSED AMENDMENTS TO THE CODE OF NELSON COUNTY
APPENDIX A, ZONING ORDINANCE & APPENDIX B SUBDIVISION ORDINANCE**

In accordance with Volume 3A, Title 15.2, Counties, Cities and Towns, of the Code of Virginia, 1950, as amended, and pursuant to Section 15.2-2204, Section 15.2-2285, Section 15.2-2310, Section 15.2-4307, and Section 15.2-1427 the Nelson County Board of Supervisors will conduct a Public Hearing at 7:00 p.m., Tuesday, May 12, 2015 in the General District Courtroom on the third floor of the Nelson County Courthouse located at 84 Courthouse Square, Lovingston, Virginia. The purpose of the public hearing is to solicit public input on Ordinances proposed for passage to amend the Nelson County Zoning and Subdivision Ordinances to reflect the County's decision to have the Virginia Department of Environmental Quality (DEQ) administer the Local Stormwater Management Program inclusive of DEQ being the recipient of and approving authority of local stormwater management plans. Additionally, in accordance with state law, "stormwater management BMPs/facilities" have been added within the Zoning Ordinance and Subdivision Ordinance as: requirements of preliminary and final subdivision plats, requirements for subdivision proposals, design criteria for utilities and facilities, requirements of Major Site Plans, and required improvements.

Affected Sections of the Subdivision Ordinance include: Sections 4-3 and 5-5;

Affected Sections of the Zoning Ordinance include: Article 10, Sections 10-16, 10-20, and 10-21 and Article 13, Sections 13-4, 13-6-1, and 13-7

The full text of the proposed Ordinance Amendments are available for review in the Office of the County Administrator, 84 Courthouse Square and the Department of Planning & Zoning, 80 Front Street, both in Lovingston, VA, 22949, Monday through Friday, between 9:00 a.m. and 5:00 p.m. Telephone inquiries may also be directed to the County Administrator (434) 263-7000 or the Dept. of Planning & Zoning, (434) 263-7090, or toll free at 888-662-9400, selections 4 and 1.

BY AUTHORITY OF THE NELSON COUNTY BOARD OF SUPERVISORS

**PROPOSED AMENDMENTS TO NELSON COUNTY, VIRGINIA
ZONING ORDINANCE**

Article 7 – Residential Planned Community District RPC

7-8

Street Improvements

7-8-5

The uniqueness of each proposal for a Residential Planned Community requires that the specifications for the width, surfacing, construction and geometric design of streets, alleys, ways for public utilities, and the specifications for curbs, gutters, sidewalks, streetlights, and stormwater drainage shall be subject to modification from the specified, waive or modify the specifications otherwise applicable for a particular facility where the Planning Commission finds that such specifications are not required in the interests of the residents of the Residential Planned Community and that the modifications of such specifications are not inconsistent with the interests of the entire county and conform to all other applicable ordinances and laws.

Article 10 – General Floodplain District FP

10-16

Standards for the floodway district.

The following provisions shall apply within the floodway district:

- A. Encroachments, including fill, new construction, substantial improvements and other developments are prohibited unless certification such as hydrologic and hydraulic analyses (with supporting technical data) is provided demonstrating that encroachments shall not result in any increase in flood levels during occurrence of the base flood. Hydrologic and hydraulic analyses shall be undertaken only by professional engineers or others of demonstrated qualifications, who shall certify that the technical methods used correctly reflect currently accepted technical concepts. Studies, analyses, computations, etc., shall be submitted in sufficient detail to allow a thorough review by the Planning and Zoning Director.

Development activities which increase the water surface elevation of the base flood may be allowed, provided that the property owner first applies and obtains the following:

1. Receives an endorsement from the State's Floodplain Program Engineer;
2. Receives a special use permit from the Nelson County Board of Zoning Appeals for a conditional Flood Insurance Rate Map and floodway revision; and
3. Receives the approval of the Federal Emergency Management Agency.

4. Receives the required stormwater management permit coverage from Virginia Department of Environmental Quality under the applicable Virginia Stormwater Management Program regulations. (TP)Receives a Stormwater Management Permit in accordance with the County's Stormwater Management Ordinance [Chapter _____, Code of Nelson County.]

- B. If Section 10-19 is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of this Article.
- C. The placement of manufactured homes (mobile homes) park or subdivision. A replacement manufactured home may be placed on a lot in an existing manufactured home park or subdivision provided the anchoring, elevation, and encroachment standards are met.

10-20

Standards for subdivision proposals

- A. All subdivision proposals shall be consistent with the need to minimize flood damage;
- B. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems, and stormwater management BMPs/facilities (TP) BMPs/facilities located and constructed to minimize flood damage;
- C. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards; and
- D. Base flood elevation data shall be provided for subdivision proposals and other development proposals (including manufactured home parks and subdivisions) that exceed fifty (50) lots or five (5) acres, whichever is the lesser.

10-21

Design criteria for utilities and facilities.

- A. Sanitary sewer facilities. All new or replacement sanitary sewer facilities and private package sewage treatment plants (including all pumping stations and collector systems) shall be designed to minimize or eliminate infiltration of floodwaters into the systems and discharges from the systems into the floodwaters. In addition, they should be located and constructed to minimize or eliminate flood damage and impairment.
- B. Water facilities. All new or replacement water facilities shall be designed to minimize or eliminate infiltration of floodwaters into the system and be located and constructed to minimize or eliminate flood damages.
- C. Drainage facilities. All storm facilities shall be designed to convey the flow of surface waters without damage to persons or property. The systems shall ensure drainage away from buildings and on-site waste disposal sites. The Board of Supervisors may require a primarily underground system to accommodate frequent floods and a secondary surface system to accommodate large, less

frequent floods. Drainage plans shall be consistent with local and regional drainage plans. The facilities shall be designed to prevent the discharge of excess runoff onto adjacent properties.

- D. Utilities. All utilities, such as gas lines, electrical and telephone systems, [and stormwater management \(TP\) BMPs/facilities](#), being placed in floodprone areas should be located, elevated (where possible), and constructed to minimize the chance of impairment during a flooding occurrence.
- E. Streets and sidewalks. Streets and sidewalks should be designed to minimize their potential for increasing and aggravating the levels of flood flow. Drainage openings shall be required to sufficiently discharge flood flows without unduly increasing flood heights.

Article 13 – Site Development Plan

13-4

Site Plan Content

The site plan, or any portion thereof, involving engineering, urban planning, landscape architecture, architecture, or land surveying, shall be prepared by a qualified person. Final Site Plans submitted for approval shall be certified by an architect, landscape architect, engineer, or land surveyor licensed or certified to practice by the Commonwealth of Virginia within the limits of his respective license or certification.

The Major Site Plan shall include:

- A. The plan shall be prepared at a scale of not less than 1"=20" except for the index sheet, unless approved by the Planning and Zoning Director.
- B. If the plan is prepared on more than one sheet, match lines shall clearly indicate where the several sheets join.
- C. Dimensions shall be in feet and decimals of feet to the closest one hundredth of a foot.
- D. The proposed title of the project and the name of the owner(s), engineer, architect, landscape architect, surveyor, and developer, as applicable.
- E. A signature panel to indicate approvals from the following:
 - a. Planning and Zoning Director.
 - b. Virginia Department of Transportation.
 - c. Virginia Department of Health.
 - d. Thomas Jefferson Soil and Water Conservation District.
 - e. Nelson County Service Authority.
- F. Tax map and parcel number.
- G. Adjacent property owners.
- H. North arrow, scale graphic, and date.
- I. Vicinity map.
- J. Existing zoning and zoning district boundaries on the property in the development and on immediately surrounding properties. All special zoning requirements

attached directly to the site as a result of the issuance of any Special Use Permit, variance, or rezoning.

- K. The boundaries of the property in the development, including bearings and distances.
- L. All existing property lines, existing streets or rights-of-way opened or unopened; buildings, watercourses, and lakes; and other existing physical features in or adjoining the project. The physical features, such as watercourses, waterways and lakes on the adjoining properties need only be shown in approximate scale and proportion.
- M. Features of particular historic, cultural, scientific, or scenic significance as identified in the Comprehensive Plan, by the Planning and Zoning Director, or by any County department or state agency having site plan review responsibilities, or by the Virginia Department of Historic Resources, the Virginia Department of Conservation and Recreation, or the Virginia Outdoors Foundation including, but not limited to, historic features, archaeological features, and graveyards.
- N. Building setback lines; the location of all proposed buildings and structures, accessory and main; number of stories and height; proposed general uses for each building; and the number, size, and type of dwelling units where applicable. Preliminary plans and elevations for main and accessory buildings.
- O. Type, location, height, and materials of all existing and proposed fences and walls.
- P. Site coverage, showing percentage of site in buildings, parking, and open space.
- Q. Existing and proposed topography and contour lines of the development site with a contour interval of two (2) feet or less.
- R. The location and size of sanitary and storm sewers, gas lines, water mains, [required stormwater management BMPs/facilities](#), culverts, and other underground structures; all overhead utilities and supporting poles in or affecting the development area, including existing and proposed facilities; and easements for these facilities, including the width of the easement.
- S. The location of all existing and proposed off-street parking and parking bays, loading spaces, and pedestrian walkways, indicating types of surfacing, dimensions of stalls, width of aisles and a specific schedule showing the number of parking spaces.
- T. Final plan for all signs to be erected and/or placed on building. The plan shall show the location and size of each sign along with the purpose of the sign.
- U. A final landscape plan.
- V. Outdoor lighting information, including a photometric plan and location, description and photograph or diagram of each type of outdoor luminary.
- W. All paving, including, without limitation, gravel or other pervious surfaces, shall be of a design and quality to support the traffic which can reasonably be expected to be generated by the proposed use.
- X. Limit of one hundred-year floodplain, and floodway as defined in Article 10 of this ordinance.
- Y. Location of any wetlands in compliance with applicable federal, state, and local definition of wetlands.

- Z. The location and dimensions of proposed recreation or open space, and required amenities and improvements, including details of disposition, in accordance with any open space or recreation plan adopted by the County.
- AA. Cul-de-sacs may not be construed or employed as a parking area. Suitable easements for future public water and sewer facilities necessary to serve the property shall be indicated on the plan.
- BB. All new electrical, telephone, cable television, fiber optic, and other utility lines on the site shall be installed underground.
- CC. To the greatest extent possible, parking areas shall not be located between the adjacent public right-of-way and the principal structure on the site unless topographic features or vegetation provide effective screening.
- DD. Site planning shall consider the future development of adjacent parcels as recommended by the Nelson County Comprehensive Plan or other approved local plan and as may be indicated by any filed site plan, whether approved or under review. The site plan shall provide for safe and convenient vehicular and pedestrian circulation between sites to be occupied by complementary uses.
- EE. If phasing is planned, phase lines and proposed timing of development.
- FF. A copy of the approved final Erosion and Sediment Control [Plan \(TP\)](#) and Stormwater Management Plan, [as applicable \(TP\)](#).
- [GG.](#) [Documentation of approved Virginia Stormwater Management Program permit coverage from Virginia Department of Environmental Quality, as applicable. \(TP\)](#)
- [HHGG.](#) Option: A Preliminary Major Site Plan may be submitted to the Planning Commission for review and comment prior to submittal of the Final Site Plan for review and approval.

13-6
Improvements

13-6-1

All required improvements shall be installed by the developer at his cost. In cases where specifications have been established either by the Virginia Department of Highways for streets, curbs, etc., or by local ordinances and codes, such specifications shall be followed. The developer's bond shall not be released until construction has been inspected and approved by the governing body. All improvements shall be in accordance with the following requirements:

- a. *Streets.* All streets in the proposed development shall be designed and constructed by the developer at no cost to the locality.
- b. *Alignment and layout.* The arrangement of streets in developments shall make provision for the continuation of existing streets in adjoining areas and proposed streets on adjacent approved site plans. The street arrangement must be such as to cause no unnecessary hardship to owners of adjoining property when they plat their land and seek to provide for convenient access to it. Where, in the opinion of the Commission, it is desirable to provide for street access to adjoining property, proposed streets shall be extended by dedication to the boundary line of such

property. Half streets along the boundary of land proposed for development will not be permitted. Wherever possible, streets should intersect at right angles. In all hillside areas streets running with contours shall be required to intersect at angles of not less than sixty (60) degrees, unless approved by the Planning and Zoning Director upon recommendation of the highway engineer.

- c. *Service drives.* Whenever a proposed development contains or is adjacent to a limited-access highway or expressway, provision shall be made for a service drive or marginal street approximately parallel to such right-of-way at a distance suitable for an appropriate use of the land between such highway and the proposed development. Such distances shall be determined with due consideration of the minimum distance required for ingress and egress to the main thoroughfare. The right-of-way of any major highway or street projected across any railroad, limited-access highway or expressway shall be of adequate width to provide for the cuts or fills required for any future separation of grades.
- d. *Approach angle.* Major streets shall approach major or minor streets at an angle of not less than eight (80) degrees, unless the Planning and Zoning Director, upon recommendation of the highway engineer, shall approve a lesser angle of approach for reasons of contour, terrain, or matching of existing patterns.
- e. *Minimum widths.* The minimum width of proposed streets, measured from lot line to lot line, shall be as shown on the major street plan, or if not shown on such plan shall be as specified by the Virginia Department of Highways for acceptance into the State Secondary System.
- f. *Construction requirements.* All public streets shall be constructed to requirement as specified by the Virginia Department of Highways for acceptance into the State Secondary System.
- g. *Minimum street construction.* Private streets will be so constructed as to alignment and grade, that the minimum grade is no greater than the Virginia Department of Highways Standards for the particular terrain. Road metal or base shall be of a material and width acceptable to the Virginia Department of Highways. Proper drainage shall be installed and maintained.
- h. *Names.* Proposed streets which are obviously in alignment with other already existing and named streets, shall bear the names of the existing streets. In no case shall the names of proposed streets duplicate existing street names irrespective of the use of the suffix street, avenue, boulevard, driveway, place, lane, or court. Street names shall be indicated on the preliminary and final plats, and shall be approved by the Planning and Zoning Director. Names of existing streets shall not be changed except by approval of the governing body.
- i. *Storm drainage facilities.* The developer shall provide all necessary information needed to determine what improvements are necessary to properly develop the subject property, including contour intervals, drainage plans and flood control devices. The developer shall also provide

plans for all such improvements together with a properly qualified engineer's or surveyor's statement that such improvements when properly installed, will be adequate for proper development. The highway engineer shall then approve or disapprove the plans. The developer shall also provide any other information required by the highway engineer. The developer shall install and maintain (TP) the approved storm drainage facilities and other stormwater management BMPs/facilities in accordance with applicable Virginia Stormwater Management Program regulations. Conformance with Article _____ [Stormwater Management Ordinance], when required, shall be deemed to satisfy this subsection.

- j. *Fire protection.* Adequate fire hydrants in a development at locations approved by the Planning and Zoning Director shall be installed by the developer, provided adequate public water is available. The location of the fire hydrants shall meet the National Board of Fire Underwriters specifications.
- k. *Easements.* The Commission may require that easements for drainage through adjoining property be provided by the developer. Easements of not less than fifteen (15) feet in width shall be provided for drainage, water, sewer, power lines and other utilities in the subdivision when required by the Planning and Zoning Director.
- l. *Bond.* Before any site plan will be finally approved the developer shall, in lieu of construction, furnish bond, or other security acceptable to the governing body, in an amount calculated by the Planning and Zoning Director to secure the required improvements in accordance with specifications and construction schedules established, which bond shall be payable to and held by the governing body. Bonds required for Erosion & Sediment Control measures and/or stormwater management BMPs/facilities shall be provided as required in Article _____ by the respective programs and regulations. (TP)
- m. *Plans and Specifications.* Two (2) blue or black line prints of the plans and specifications for all required physical improvements to be installed, shall be prepared by a licensed surveyor or licensed engineer and shall be submitted to the Planning and Zoning Director for approval or disapproval within sixty (60) days. If approved, one (1) copy bearing certification of such approval shall be returned to the developer. If disapproved, all papers shall be returned to the developer with the reason for disapproval in writing. If no action in sixty (60) days, the plat shall be deemed approved.

13-6-2

Where the developer can show that a provision of these standards would cause unnecessary hardship if strictly adhered to, and where, because of topographical or other conditions peculiar to the site, in the opinion of the Planning and Zoning Director a departure may be made without destroying the intent of such provisions, the Commission may authorize an exception. Any exception thus authorized is to be stated in writing in the report of the Commission, with the reasoning on which the departure was justified, set forth. No such variance may be granted by

this ordinance which is opposed in writing by the highway engineer or health official or which fails to conform to all other ordinances and laws.

13-7

Administration.

A. *Administrative Authority.*

1. The Board of Supervisors designates the Planning Commission to review and act to approve or disapprove Final Site Plans within its jurisdiction.
2. The Planning and Zoning Director is designated to review and act to approve or disapprove Minor Site Plans, provided however, that the Planning and Zoning Director may refer any application within his jurisdiction to the Planning Commission for review and action.
3. In the performance of its duties in the review of Final Site Plans, the Planning Commission shall request and consider the review and comments of the Planning and Zoning Director, the Site Plan Review Committee, selected County staff, and other public agencies.
4. Approval Procedures.
 - a. The Planning and Zoning Director shall consult with the Virginia Department of Highways and Transportation, the Department of Health, and any other officials and professional representatives he deems necessary in preparation of his comments and recommendations.
 - b. Upon the official submission of a Final Site Plan, the Planning Commission shall complete action in accordance with Section 15.2-2259 of the Code of Virginia as amended from time to time.
 - c. Upon the official submission of a plan requiring approval by the Planning and Zoning Director, the Planning and Zoning Director shall complete action in accordance with Section 15.2-2259 of the Code of Virginia as amended from time to time.
 - d. An "official submission" is a plan that has been filed in the correct form in the proper office accompanied by the appropriate fee and containing all information required by this Article.

B. *Other Administrative Considerations.*

1. The Planning and Zoning Director, as the designated agent of the Planning Commission, shall be responsible for the receipt and processing of all site plan applications, subject to the procedures provided in this chapter.
2. The Planning and Zoning Director may establish, from time to time, such proper and reasonable administrative procedures, in addition to those provided herein, as shall be necessary for the proper administration of this chapter.
3. County Staff and other designated public officials responsible for the supervisions, inspection, testing and enforcement of this chapter shall have the right to enter upon any property subject to the provisions of this chapter and the Zoning Ordinance at all reasonable times during the

periods of plan review and construction for the purpose of ensuring compliance with this chapter.

4. It shall be the responsibility of the applicant, owner or developer to notify the Planning and Zoning Director when each stage of the development shall be ready for field inspection for compliance with the approved site plan in accordance with testing and inspection schedules and regulations promulgated by this chapter.

- C. *Waiver of Requirements for a Site Plan.* The Planning and Zoning Director, at his sole discretion, may waive the requirement for a Minor Site Plan or any required element specified within it upon consideration of the factors outlined below, [provided that no such waiver shall be deemed to be a waiver of any other ordinance provision or requirement.](#)

Commented [anc1]: Note to County Staff, the criteria for Minor Site Plans are not included in this section of the Ordinance.

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The Planning Commission, at its sole discretion, may waive the requirements for the Major Site Plan or any required element specified within it upon consideration of the following factors:

1. Where it can be clearly established by the applicant that the use will not require the improvements subject to review in this chapter.
2. Where it can be clearly demonstrated by the applicant that a waiver from the requirement to submit a site plan (or a portion thereof) will be in keeping with the intent of this chapter.
3. Where it can be clearly shown that the application for a site plan and building permit involves building and safety regulations which are not critical to the purpose and intent of the Zoning Ordinance.
4. Where it can be clearly established by the applicant that such waiver will not have an adverse effect on: (a) the public health, safety, welfare, and convenience; (b) the planning for and provision of adequate public facilities, utilities, drainage, environmental controls, and transportation facilities; (c) preservation of agricultural, forestry and conservation lands; and (d) other relevant considerations related to the Comprehensive Plan.
5. Where it can be demonstrated that any change in, or expansion of, a use that meets the following criteria:
 - a. Such change or expansion does not occasion additional parking as required by this ordinance, and
 - b. No additional ingress/egress to a public road or changed ingress/egress is recommended by the Planning and Zoning Director based on intensification or use, and
 - c. No additional ingress/egress or alteration of existing ingress/egress is proposed, and
 - d. Disturbed land is less than five thousand (5,000) square feet in area, and
 - e. It has been verified in writing by the Planning and Zoning Director that: (a) availability and connection water and sewer are attainable; or (b) adequate private well and septic facilities can be provided where public water and sewer are not available.

6. An applicant seeking a waiver from a requirement to submit a Major or Minor Site Plan (or any portion thereof) shall, upon request, provide written documentation to the Planning and Zoning Director addressing the applicable conditions for waiver.
For Final Site Plan waivers, the Planning and Zoning Director shall refer the request and applicant's supporting documentation to the Planning Commission for action at its next regularly scheduled meeting. The applicant shall be notified in writing of the outcome of such action by the Planning and Zoning Director within ten (10) days upon action by the Planning Commission.
7. Notwithstanding any grant of waiver the applicant is not relieved by such grant of having to obtain all necessary permits and approvals, including but not limited to a building permit, erosion and sediment control ~~permit~~plan approval, stormwater management permit coverage (TP), and, upon completion of improvements, a certificate of occupancy.

NELSON COUNTY, VIRGINIA, CODE OF ORDINANCES
APPENDIX B – SUBDIVISIONS

Section 4 – Design Standards

4-3 Streams, Drainage, ~~and Erosion Control~~, and Stormwater Management

- A. Streams: When any stream is located within the boundaries of a property being subdivided, the developer/subdivider shall reserve a fifty (50) foot wide buffer zone (measured from the bank of the stream) on each side of the stream.

If a stream lies outside the subdivision boundary and the property being subdivided is located less than fifty (50) feet from the bank of the stream, the developer/subdivider shall reserve as a buffer zone whatever portion of the subdivided property lies within fifty (50) feet of the stream measured from the stream bank.

No residential structure or associated outbuilding shall be permitted within this buffer zone and such buffer zone shall not be considered part of any required street ~~width~~.

Commented [anc1]: Note: these existing buffer requirements are more restrictive than current SWM regulations require.

- B. Drainage: For drainage purposes adequate easements, no less than ten (10) feet wide, shall be reserved over each manmade drainage course.

- C. Erosion and Sediment Control Plan ~~and Stormwater Management Improvements~~. If any subdivision requires land disturbing activity for which an erosion and sedimentation control plan must be filed pursuant to the Nelson County Erosion and Sediment Control Ordinance, then the developer/subdivider must submit such plan and receive approval from the plan approving authority. ~~Systems and Best Management Practices shall be provided as part of the erosion control plan for storm runoff quantity and quality control in accordance with the "Design Guidelines and Development Standards for Stormwater Management in Nelson County, Virginia, Manual," dated August, 2003, as amended. Such plan must be filed as an addendum with the final plat. The developer/subdivider must apply for a land disturbing permit prior to commencement of any land disturbing activity.~~

- D. Stormwater Management Plan. If any subdivision requires land disturbing activity for which a stormwater management plan must be filed pursuant to the Virginia Stormwater Management Program regulations Nelson County Stormwater Mmanagement Ordinance, then the developer/subdivider must submit such plan and receive approval from the Program Administrator Virginia Department of Environmental Quality, and provide documentation of VSMP permit coverage as an addendum to the Final Plat. (TP)

5-4
Preliminary Plat.

- A. General Requirements. Four (4) copies of the preliminary plat prepared by a person qualified to do such work, including but not limited to land planners, urban planners, professional engineers and surveyors, or persons having training or experience in subdivision planning or design shall be filed with the agent. The preliminary plat shall be drawn to a scale of one hundred (100) feet to the inch. Where conditions warrant, an alternate scale may be approved by the agent.
- B. Contents of Preliminary Plat. The preliminary plat shall show the following:
- (1) A topographic map with a contour interval of not greater than twenty (20) feet (or as approved by the agent) showing all the area covered by the proposed subdivision property related to Coast and Geodetic Survey data with the boundary lines of the tract to be subdivided and the 100-year flood plain limits delineated where applicable.
 - (2) The approximate total acreage of the proposed subdivision, proposed location of lots, lot numbers in numerical order, approximate dimensions and area of each lot, and block identification.
 - (3) The approximate location, width, and names of all existing or proposed streets within or adjacent to the proposed subdivision; the approximate locations of all railroads, watercourses, and existing buildings shown on Coast and Geodetic Survey maps or other topographic data and located within the boundaries of the proposed subdivision.
 - (4) The approximate location of all parcels of land intended to be dedicated, or reserved for public use, or to be reserved in the deed for the common use of property owners in the subdivision.
 - (5) The title under which the subdivision is proposed to be recorded, the names and addresses of the record owner and developer/subdivider, the name of the individual who prepared the plat, the date of drawing, number of sheets, the North point, and the scale.
 - (6) A vicinity sketch map of the area within a two-mile radius of the proposed subdivision showing the relationship of the proposed subdivision to the adjoining property; and showing all adjoining roads, their names and numbers, and other landmarks.
 - (7) Proposed provisions for all utilities including but not limited to electric, telephone, water and sewage, and stormwater management BMPs/facilities.

5-5 Final Plat

D. Addenda with Final Plat

9. An approved stormwater management plan and/or documentation of permit coverage under the Virginia Stormwater Management Program, as applicable under the Code of Virginia. (TP) ~~is required by the Nelson County Code.~~

ORDINANCE O2015-04
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF APPENDIX A, ZONING ORDINANCE,
OF THE CODE OF NELSON COUNTY VIRGINIA
TO REFLECT DEQ AS THE STORMWATER PROGRAM ADMINISTRATOR

BE IT HEREBY ORDAINED, that the Nelson County Board of Supervisors does hereby amend Appendix A (Zoning Ordinance) of the Code of Nelson County, as follows:

Article 7 – Residential Planned Community District RPC

Section 7-8-5

The uniqueness of each proposal for a Residential Planned Community requires that the specifications for the width, surfacing, construction and geometric design of streets, alleys, ways for public utilities, and the specifications for curbs, gutters, sidewalks, streetlights, and stormwater drainage shall be subject to modification from the specified, waive or modify the specifications otherwise applicable for a particular facility where the Planning Commission finds that such specifications are not required in the interests of the residents of the Residential Planned Community and that the modifications of such specifications are not inconsistent with the interests of the entire county, *and conform to all other applicable ordinances and laws.*

Article 10 – General Floodplain District FP

Section 10-16 Standards for the floodway district.

The following provisions shall apply within the floodway district:

A 4. Receives the Documentation of approved Virginia Stormwater Management Program permit coverage from the Virginia Department of Environmental Quality, as applicable

Section 10-20 Standards for subdivision proposals

B. All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical, water systems, *and stormwater management BMPs/facilities* located and constructed to minimize flood damage;

Section 10-21 Design criteria for utilities and facilities.

D. Utilities. All utilities, such as gas lines, electrical and telephone systems, *and stormwater management BMPs/facilities*, being placed in flood prone areas should be located, elevated (where possible), and constructed to minimize the chance of impairment during a flooding occurrence.

Section 13-4 Site Plan Content

The Major Site Plan shall include:

R. The location and size of sanitary and storm sewers, gas lines, water mains, *required stormwater management BMPs/facilities*, culverts, and other underground structures; all overhead utilities and supporting poles in or affecting the development area, including existing and proposed facilities; and easements for these facilities, including the width of the easement.

FF. A copy of the approved final Erosion and Sediment Control *Plan* and Stormwater Management Plan, *as applicable*.

GG. *Documentation of approved Virginia Stormwater Management Program permit coverage from Virginia Department of Environmental Quality, as applicable.*

HHGG. Option: A Preliminary Major Site Plan may be submitted to the Planning Commission for review and comment prior to submittal of the Final Site Plan for review and approval.

Section 13-6 Improvements

13-6-1

i. *Storm drainage facilities.* The developer shall provide all necessary information needed to determine what improvements are necessary to properly develop the subject property, including contour intervals, drainage plans and flood control devices. The developer shall also provide plans for all such improvements together with a properly qualified engineer's or surveyor's statement that such improvements when properly installed, will be adequate for proper development. The highway engineer shall then approve or disapprove the plans. The developer shall also provide any other information required by the highway engineer. The developer shall install *and maintain* the approved storm drainage facilities *and other stormwater management BMPs/facilities in accordance with applicable Virginia Stormwater Management Program regulations.*

l. *Bond.* Before any site plan will be finally approved the developer shall, in lieu of construction, furnish bond, or other security acceptable to the governing body, in an amount calculated by the Planning and Zoning Director to secure the required improvements in accordance with specifications and construction schedules established, which bond shall be payable to and held by the governing body. *Bonds required for Erosion & Sediment Control measures and/or stormwater management BMPs/facilities shall be provided as required by the respective programs and regulations.*

13-6-2

Where the developer can show that a provision of these standards would cause unnecessary hardship if strictly adhered to, and where, because of topographical or other conditions peculiar

to the site, in the opinion of the Planning and Zoning Director a departure may be made without destroying the intent of such provisions, the Commission may authorize an exception. Any exception thus authorized is to be stated in writing in the report of the Commission, with the reasoning on which the departure was justified, set forth. No such variance may be granted by this ordinance which is opposed in writing by the highway engineer or health official *or which fails to conform to all other ordinances and laws.*

Section 13-7 Administration.

C. Waiver of Requirements for a Site Plan. The Planning and Zoning Director, at his sole discretion, may waive the requirement for a Minor Site Plan or any required element specified within it upon consideration of the factors outlined below, *provided that no such waiver shall be deemed to be a waiver of any other ordinance provision or requirement.*

The Planning Commission, at its sole discretion, may waive the requirements for the Major Site Plan or any required element specified within it upon consideration of the following factors:

7. Notwithstanding any grant of waiver the applicant is not relieved by such grant of having to obtain all necessary permits and approvals, including but not limited to a building permit, erosion and sediment control ~~permit~~ *plan approval, stormwater management permit coverage*, and, upon completion of improvements, a certificate of occupancy.

BE IT FURTHER ORDAINED, that this Ordinance becomes effective upon adoption.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

ORDINANCE O2015-04
NELSON COUNTY BOARD OF SUPERVISORS
AMENDMENT OF APPENDIX B, SUBDIVISION ORDINANCE,
OF THE CODE OF NELSON COUNTY VIRGINIA
TO REFLECT DEQ AS THE STORMWATER PROGRAM ADMINISTRATOR

BE IT HEREBY ORDAINED, that the Nelson County Board of Supervisors does hereby amend Appendix B (Subdivision Ordinance) of the Code of Nelson County, as follows:

Section 4 – Design Standards

4-3 Streams, Drainage, ~~and~~ Erosion Control, *and Stormwater Management*

C. Erosion and Sediment Control Plan ~~and Stormwater Management Improvements~~. If any subdivision requires land disturbing activity for which an erosion and sedimentation control plan must be filed pursuant to the Nelson County Erosion and Sediment Control Ordinance, then the developer/subdivider must submit such plan and receive approval from the plan approving authority. ~~Systems and Best Management Practices shall be provided as part of the erosion control plan for storm runoff quantity and quality control in accordance with the "Design Guidelines and Development Standards for Stormwater Management in Nelson County, Virginia, Manual," dated August, 2003, as amended. Such plan must be filed as an addendum with the final plat. The developer/subdivider must apply for a land disturbing permit prior to commencement of any land disturbing activity.~~

D. Stormwater Management Plan. If any subdivision requires land disturbing activity for which a stormwater management plan must be filed pursuant to the Virginia Stormwater Management Program regulations, then the developer/subdivider must submit such plan, receive approval from the Virginia Department of Environmental Quality, and provide documentation of VSMP permit coverage as an addendum to the Final Plat.

5-4 Preliminary Plat.

(7) Proposed provisions for all utilities including but not limited to electric, telephone, water, sewage, *and stormwater management BMPs/facilities.*

5-5 Final Plat

D. Addenda with Final Plat

(8) *An approved stormwater management plan and/or documentation of permit coverage under the Virginia Stormwater Management Program, as applicable under the Code of Virginia.*

BE IT FURTHER ORDAINED, that this Ordinance becomes effective upon adoption.

Adopted: _____, 2015

Attest: _____, Clerk
Nelson County Board of Supervisors

Candy McGarry

From: Steve Carter
Sent: Thursday, May 07, 2015 11:24 AM
To: Tim Padalino
Cc: 'Phillip Payne'; Candy McGarry; David Thompson
Subject: RE: Draft Ordinances for May 12th BOS Meeting - Zoning Ordinance & Subdivision Ordinance

Tim,

I spoke with Mr. Payne about the inclusion of the term BMPs within the revisions to the County's ordinances to provide reference(s) to stormwater management plans/permits and I showed him the provisions of the VA Administrative Code.

He agrees that BMPs are an inclusion within the stormwater requirements and not a requirement that BMPs be a part of a stormwater plan. BMPs are tools that may be used to complete a plan but are not mandatory in the completion of a plan.

As such, if you have provided a report on this subject, it should be amended to propose the removal of the term BMPs from the various references and ditto in presenting this subject to the BOS on 5-12.

(Candy – please include the email communications, specifically A. Sappington's and this one, in the BOS agenda package to enable the Board to also review/see this input ahead of the meeting next Tuesday).

Steve

Stephen A. Carter
Nelson County Administrator
P. O. Box 336
84 Courthouse Square
Lovingston, VA 22949
Ph. (434) 263-7001
Fx. (434) 263-7004

From: Tim Padalino
Sent: Wednesday, May 06, 2015 12:56 PM
To: Steve Carter
Cc: 'Phillip Payne'; Candy McGarry; David Thompson
Subject: RE: Draft Ordinances for May 12th BOS Meeting - Zoning Ordinance & Subdivision Ordinance

I'm glad Alyson provided her insights. I think that is helpful.

However, I'm presently not convinced that it is feasible to eliminate all mention of "stormwater management BMPs/facilities" language from the ordinances (such as from the requirements listed in the S.O. 5-4 "Contents of Preliminary Plat" or Z.O. 13-4 "Site Plan Content").

I've also attached Ann Neil Cosby's original documents (from May 2013), which contain numerous mentions of BMPs, facilities, etc., and which I used as a starting point when I modified the proposed amendments after the General Assembly passed the Amended Stormwater Act.

It seems like this unresolved question about BMPs (and more specifically the “stormwater management BMPs/facilities” language) has the potential to substantially affect the proposed amendments; so please let me know if I can assist or answer any questions, now or later.

Tim Padalino
[434]-263-7090

From: Alyson Sappington [<mailto:alyson.sappington@tjswcd.org>]
Sent: Wednesday, May 06, 2015 12:12 PM
To: Steve Carter
Cc: Tim Padalino; 'Phillip Payne'; Candy McGarry; David Thompson
Subject: RE: Draft Ordinances for May 12th BOS Meeting - Zoning Ordinance & Subdivision Ordinance

Steve,

I’m no attorney, but I don’t believe the ordinance should reference “best management practices” or BMPs at all. It is a technical term that is defined differently in different circumstances. Stormwater practices, E&SC practices, LID practices may all be referred to as “BMPs”. Some version of BMPs are needed for the VSMP permit and for a land-disturbing permit (E&SC), but I don’t think it’s advisable to refer to such practices specifically in an ordinance.

I’m not sure if this answers your question. (If not, please clarify for me.)

Alyson

Alyson Sappington, District Manager
Thomas Jefferson Soil and Water Conservation District
706G Forest Street
Charlottesville, VA 22903
www.tjswcd.org
phone: 434-975-0224, Ext. 100
fax: 434-975-1367
email: alyson.sappington@tjswcd.org

From: Steve Carter [<mailto:SCarter@nelsoncounty.org>]
Sent: Wednesday, May 06, 2015 10:17 AM
To: Alyson Sappington
Cc: Tim Padalino; Phillip Payne; Candy McGarry; David Thompson
Subject: FW: Draft Ordinances for May 12th BOS Meeting - Zoning Ordinance & Subdivision Ordinance
Importance: High

Alyson,

Will you be so kind to review the above attachments, particularly the ordinance related attachments, the include language/references to BMPs. My question is whether or not the County’s ordinance should include anything related to BMPs if the state’s regulations don’t require BMPs as a condition of approval of stormwater permits.

Subject to further review/discussion, the provisions in the above attachments seemingly comingle stormwater and BMPs as being coincident to each other (i.e. a stormwater permit requires BMPs in order to be approved in the current process by DEQ not the County; the County’s intent with the revisions to its ordinances is simply denoting that stormwater permits are now a related and/or incumbent requirement i.e. referencing the SWP in the County’s ordinances).

As noted, can you provide guidance on the proposed language? Is it acceptable as is or should it be revised to simply refer to stormwater permitting (without reference to BMPs)?

Thanks,

Steve

Stephen A. Carter
Nelson County Administrator
P. O. Box 336
84 Courthouse Square
Lovingston, VA 22949
Ph. (434) 263-7001
Fx. (434) 263-7004

From: Candy McGarry
Sent: Tuesday, May 05, 2015 3:23 PM
To: Tim Padalino; Phillip Payne
Cc: Steve Carter
Subject: Draft Ordinances for May 12th BOS Meeting - Zoning Ordinance & Subdivision Ordinance
Importance: High

Tim and Phil,

Please review the draft Ordinance Amendments provided for the Zoning Ordinance (O2015-04) and Subdivision Ordinance (O2015-05) based upon the Referred Ordinances dated 11-05-2014 and the PC's motion to recommend adoption containing minor edits; also attached. New text is in italics and deletions are struck through. Phil, please offer any format revisions you deem necessary. I will need to include these in the BOS packet going out Friday.

Thanks so much!

Candy
Candy McGarry
Nelson County Administrator's Office
Administrative Assistant/Deputy Clerk
PH: (434) 263-7002 Fax: (434) 263-7004

PUBLIC HEARING
Proposed Budget for 2015/2016

The Nelson County Board of Supervisors will conduct a public hearing on the proposed budget for the 2015/2016 fiscal year on Tuesday, May 12, 2015, in the General District Courtroom within the County Courthouse located in Lovingston, Virginia to begin at 7:00 p.m. or as soon thereafter as possible, pursuant to Section 15.2-2506 of the Code of Virginia of 1950, as amended. A brief synopsis of the proposed budget which, except in the case of the school division budget, shall be for informative and fiscal planning purposes only, is presented herein below. At the public hearing comments from county citizens will be accepted on the general fund budget, the debt service fund budget, the Community Development Block Grant fund budget, the capital fund budget, the school division's budget, the textbook fund budget, the Piney River water/sewer budget, and the courthouse project fund budget. A copy of these proposed budgets may be reviewed at the County Administrator's Office during normal office hours.

The proposed 2015/2016 Fiscal year budget includes the Real Estate Tax Rate (inclusive of mobile homes taxed at the Real Estate Tax Rate), Personal Property Tax Rate, and the Machinery and Tools Tax Rate as established on April 14, 2015 to be effective January 1, 2015. All tax rates are levied per \$100 of assessed value as follows:

	<u>2014</u>	<u>2015</u>
Real Property Tax	\$0.72	\$0.72
Tangible Personal Property	3.45	3.45
Machinery & Tools Tax	1.25	1.25
Mobile Home Tax	0.72	0.72

PROPOSED 15/16 GENERAL FUND BUDGET

Anticipated Revenue (Local)

General Property Taxes	\$23,944,396
Other Local Taxes	4,154,495
Permits, Fees, and Licenses	190,750
Fines and Forfeitures	365,600
Interest and Rentals	75,000
Charges for Services	235,070
Expenditure Refunds	15,000
Miscellaneous	20,450
Recovered Costs	598,738

TOTAL ANTICIPATED LOCAL REVENUES \$29,599,499

Anticipated Revenues (State)

Non-categorical Aid	645,000
Categorical Aid	2,844,108

TOTAL ANTICIPATED STATE REVENUES \$3,489,108

Anticipated Revenues (Federal)

Non-categorical Aid	54,000
Categorical Aid	521,119

TOTAL ANTICIPATED FEDERAL REVENUES \$ 575,119

Year Ending Balance 2,835,326

TOTAL AVAILABLE REVENUE \$36,499,052

Proposed Expenditures

General Government Administration	1,779,028
Judicial Administration (including debt)	1,165,806
Public Safety (including debt)	5,479,767
Public Works (including debt)	2,602,374
Health & Welfare	2,293,019
Education (including debt)	17,266,963
Parks and Recreation	205,258
Community Development	539,981
Non-Departmental	1,580,454
Capital Outlay	2,131,910
Contingency Reserve	1,454,492

TOTAL PROPOSED EXPENDITURES
AND RESERVE \$36,499,052

PROPOSED 15/16 DEBT SERVICE BUDGET

TOTAL ANTICIPATED REVENUE \$ 3,367,281

TOTAL PROPOSED EXPENDITURES \$ 3,367,281

PROPOSED 15/16 COMMUNITY DEVELOPMENT BLOCK GRANT BUDGET

TOTAL ANTICIPATED REVENUE \$300,000

TOTAL PROPOSED EXPENDITURES \$300,000

PROPOSED 15/16 CAPITAL FUND BUDGET

TOTAL ANTICIPATED REVENUE \$898,043

TOTAL PROPOSED EXPENDITURES \$898,043

PROPOSED 15/16 SCHOOL DIVISION BUDGET**Anticipated Revenue (Local)**

Transfer from General Fund	14,640,484
Transfer from General Fund (School Buses)	190,000
Transfer from General Fund (School Nursing)	235,000
Transfer from General Fund (Facility Improvements)	0
Other Local Funds	937,624

TOTAL ANTICIPATED LOCAL REVENUE \$16,003,108

Anticipated Revenue (State)

State Aid	6,384,239
State Sales Tax	2,053,331

TOTAL ANTICIPATED STATE REVENUE \$8,437,570

Anticipated Revenue (Federal)

Categorical Aid	1,693,405
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TOTAL ANTICIPATED FEDERAL REVENUE \$1,693,405

TOTAL ANTICIPATED REVENUES \$26,134,083

Proposed Expenditures

Major Categories Combined	\$26,134,083
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TOTAL PROPOSED EXPENDITURES \$26,134,083

PROPOSED 15/16 TEXTBOOK FUND BUDGET

TOTAL ANTICIPATED REVENUE \$461,422

TOTAL PROPOSED EXPENDITURES \$461,422

PROPOSED 15/16 PINEY RIVER WATER/SEWER BUDGET

TOTAL ANTICIPATED REVENUE \$218,229

TOTAL PROPOSED EXPENDITURES \$218,229

PROPOSED 15/16 COURTHOUSE PROJECT BUDGET

TOTAL ANTICIPATED REVENUE \$7,283,271

TOTAL PROPOSED EXPENDITURES \$7,283,271

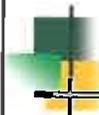
FY15/16 BUDGET SUMMARY AS PROPOSED

REVENUES BY FUND

General Fund	\$36,499,052
Debt Service Fund	3,367,281
Community Dev. Block Grant Fund	300,000
Capital Fund	898,043
School Division	26,134,083
Textbook Fund	461,422
Piney River Water & Sewer Fund	218,229
Courthouse Project Fund	<u>7,283,271</u>
	\$75,161,381

EXPENDITURES BY FUND

General Fund	\$36,499,052
Debt Service Fund	3,367,281
Community Dev. Block Grant Fund	300,000
Capital Fund	898,043
School Division	26,134,083
Textbook Fund	461,422
Piney River Water & Sewer Fund	218,229
Courthouse Project Fund	<u>7,283,271</u>
	\$75,161,381



County of Nelson

Budget Presentation
May 12, 2015



Nelson County Budget Overview

Fiscal Year 2015/2016
July 1, 2015 - June 30, 2016



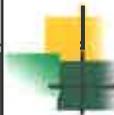
Budget Funds

- General Operating Fund
- School Operating Fund (&Textbook Fund)
- Debt Service Fund
- Capital Fund
- Courthouse Project Fund
- Piney River Water/Sewer Enterprise Fund
- Community Development Block Grant Fund



GENERAL FUND BUDGET COMPARED TO FY14-15

■ FY14-15	\$35,248,155
■ FY15-16	\$36,499,052
■ <u>Increase</u>	\$1,250,897
■ % Change	+3.55%



2015 Tax Rates

- No change in tax rates.
- All tax rates are levied per \$100 of assessed value
- **Real Estate and Mobile Home** tax rate \$0.72
- **Personal Property** tax rate \$3.45
- **Machinery & Tools** tax rate \$1.25



Significant Revenue Factors

- **General Property Taxes** reflect a budgetary increase of \$592,000 in FY16.
- **Meals & Lodging Taxes** are expected to exceed current budget amounts by \$133,500.
- **State Revenue** is anticipated to remain at much the same level as FY15.
- **Federal Revenue** reflects a budgetary increase of \$24,215 due to an increase in funding for welfare assistance.



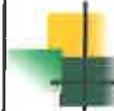
Local Revenue

■ FY15 Budget	\$28,876,086
■ FY16 Projections	<u>\$29,599,499</u>
■ Overall Increase	\$723,413
■ Percent Change	+2.51%



State Revenue

■ FY15 Budget	\$3,487,777
■ FY16 Projections	<u>\$3,489,108</u>
■ Overall Increase	+ \$1,331
■ Percent Change	+ 0.04%



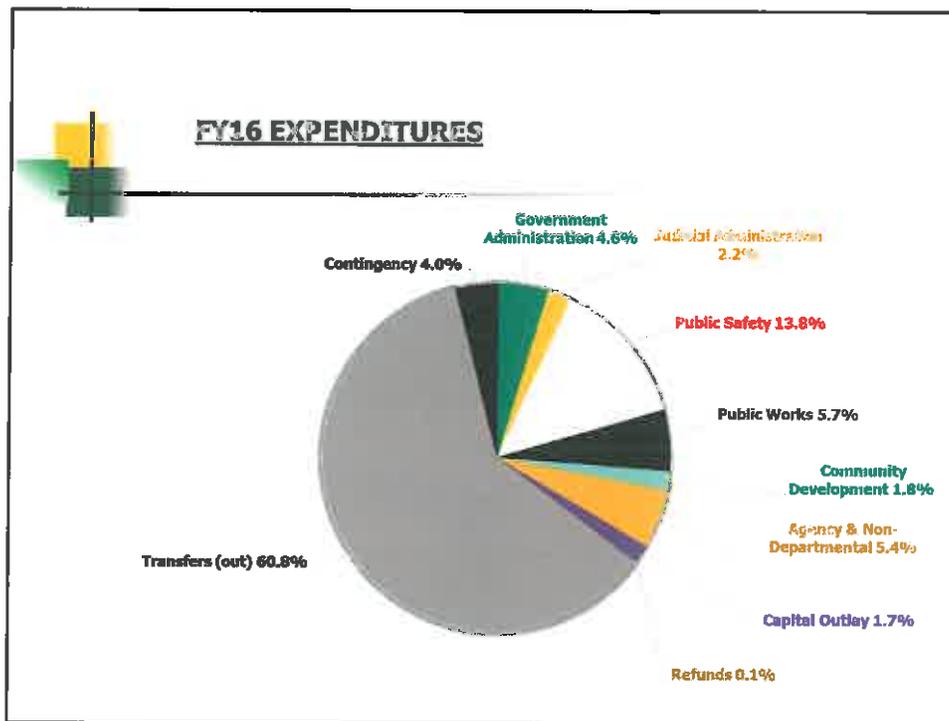
Federal Revenue

■ FY15 Budget	\$ 550,904
■ FY16 Projections	<u>\$ 575,119</u>
■ Overall Increase	+ \$24,215
■ Percent Change	+4.40%



All Sources of Revenue

■ Local	\$29,599,499
■ State	\$ 3,489,108
■ Federal	\$ 575,119
■ Year Ending Balance	<u>\$ 2,835,326</u>
■ Total	\$36,499,052



- ### Expenditure Highlights:
- Proposed 3% employee salary increase
 - Added 1.5 Full Time Equivalent-Building Inspections and Animal Control
 - Emergency Vehicles
 - New Voting Equipment
 - Decreased Regional Jail expense



Other Highlights:

- Blue Ridge Tunnel Restoration Project
- Existing Courthouse Renovations
(Historic Circuit Courtroom/Circuit Court Office space)



Local Contribution to Schools

- School Nursing Program +\$20,000
- School Operations +\$469,377
- School Buses \$190,000

- **Total Contribution \$ 15,065,484**
- **Total Debt** 2,198,966
\$ 17,264,450



SCHOOL FUND BUDGET COMPARED TO FY14-15

FY14-15	\$25,924,013
FY15-16	\$26,134,083
<u>Increase</u>	\$ 210,070
% Change	+0.8%

***Operations Budget only (excludes debt)**



Summary By Fund

■ General Fund	\$36,499,052
■ School Fund	\$26,134,083
■ Textbook Fund	\$461,422
■ Debt Service Fund	\$3,367,281
■ Capital Fund	\$898,043
■ Courthouse Project	\$7,283,271
■ Piney River Water/Sewer	\$218,229
■ CDBG Fund	\$300,000

FY16 GENERAL FUND REVENUE SYNOPSIS - As Advertised

Revenues	FY 14-15 Amended Budget	FY 15-16 Proposed Budget	Increase/Decrease	% Change
Real Estate Taxes	\$17,166,152.00	\$17,508,413.00	\$342,261.00	1.99%
Public Service Tax	\$528,790.00	\$770,000.00	\$241,210.00	45.62%
Personal Property Taxes	\$5,313,612.00	\$5,300,983.00	-\$12,629.00	-0.24%
Machinery and Tools Tax	\$8,000.00	\$10,000.00	\$2,000.00	25.00%
Late Tax Penalty	\$170,000.00	\$190,000.00	\$20,000.00	11.76%
Late Tax Interest	\$165,000.00	\$165,000.00	\$0.00	0.00%
Local Sales & Use Taxes	\$1,069,590.00	\$1,095,910.00	\$26,320.00	2.46%
Utility Taxes	\$460,711.00	\$470,000.00	\$9,289.00	2.02%
Business Licenses	\$30,000.00	\$30,000.00	\$0.00	0.00%
Utility Franchise Tax	\$89,000.00	\$92,000.00	\$3,000.00	3.37%
Motor Vehicle Licenses	\$716,064.00	\$713,085.00	-\$2,979.00	-0.42%
Bank Franchise Tax	\$60,000.00	\$65,000.00	\$5,000.00	8.33%
Recordation Taxes	\$220,000.00	\$215,000.00	-\$5,000.00	-2.27%
Meals & Lodging Taxes	\$1,340,000.00	\$1,473,500.00	\$133,500.00	9.96%
Dog Licenses	\$8,000.00	\$10,000.00	\$2,000.00	25.00%
Permit Fees	\$228,750.00	\$174,750.00	-\$54,000.00	-23.61%
Court Fines & Forfeitures	\$362,600.00	\$365,600.00	\$3,000.00	0.83%
Interest on Investments	\$50,000.00	\$50,000.00	\$0.00	0.00%
Rental Income & Sale of Property	\$0.00	\$25,000.00	\$25,000.00	100.00%
Court Costs	\$20,200.00	\$23,000.00	\$2,800.00	13.86%
Commonwealth Attorney Fees	\$800.00	\$800.00	\$0.00	0.00%
Landfill Fees	\$160,000.00	\$160,000.00	\$0.00	0.00%
Recreation Fees	\$50,000.00	\$50,900.00	\$900.00	1.80%
Sale of Literature	\$120.00	\$120.00	\$0.00	0.00%
Expenditure Refunds	\$15,000.00	\$15,000.00	\$0.00	0.00%
Miscellaneous	\$16,497.00	\$20,450.00	\$3,953.00	23.96%
Recovered Costs	\$627,200.00	\$604,988.00	-\$22,212.00	-3.54%
Total Local Sources	\$28,876,088.00	\$29,589,499.00	\$723,413.00	2.51%
Total Local Sources Projected FY 14-15	\$29,465,709.00	\$28,870,089.00	-\$595,620.00	-2.02%
Non-Categorical State Aid	\$653,000.00	\$645,000.00	-\$8,000.00	-1.23%
Shared Expenses Comp Board.	\$1,387,565.00	\$1,423,880.00	\$36,315.00	2.62%
Public Assistance	\$783,208.00	\$809,067.00	\$25,859.00	3.30%
Other Categorical Aid	\$664,004.00	\$611,161.00	-\$52,843.00	-7.96%
Total Commonwealth	\$3,487,777.00	\$3,489,108.00	\$1,331.00	0.04%
Total Commonwealth Projected FY 14-15	\$3,685,054.00	\$3,489,108.00	-\$195,946.00	-5.32%
Payment in lieu of Taxes	\$54,000.00	\$54,000.00	\$0.00	0.00%
Categorical Aid Federal	\$496,904.00	\$521,119.00	\$24,215.00	4.87%
Total Federal	\$550,904.00	\$575,119.00	\$24,215.00	4.40%
Total Federal Projected FY 14-15	\$821,957.00	\$575,119.00	-\$246,838.00	-30.03%
Non-Revenue Receipts (Bond Proceeds)	\$0.00	\$0.00	\$0.00	0.00%
Transfers From Other Funds	\$0.00	\$0.00	\$0.00	-100.00%
Total Other Financing Sources	\$0.00	\$0.00	\$0.00	0.00%
Total Other Financing Projected FY 14-15	\$2,149.00	\$0.00	-\$2,149.00	-100.00%
Prior Year Balances	\$2,333,388.00	\$2,835,326.00	\$501,938.00	21.51%
Year Ending Balance Projected FY 14-15	\$1,985,860.00	\$2,835,326.00	\$849,466.00	42.78%
TOTAL REVENUE	\$35,248,155.00	\$36,499,052.00	\$1,250,897.00	3.55%
TOTAL REVENUE PROJECTED FY 14-15	\$35,980,729.00	\$36,499,052.00	\$538,323.00	1.50%

FY16 GENERAL FUND EXPENDITURE SYNOPSIS - As Advertised

Expenditure by Dept.	FY 14-15 Amended Budget	FY 15-16 Proposed Budget	Increase/Decrease	% Change
Board of Supervisors	\$140,166.00	\$118,166.00	-\$22,000.00	-15.70%
County Administrator	\$321,735.00	\$321,057.00	-\$678.00	-0.21%
County Attorney	\$85,000.00	\$85,000.00	\$0.00	0.00%
Commissioner Of The Revenue	\$245,890.00	\$235,179.00	-\$10,711.00	-4.36%
Reassessment	\$0.00	\$0.00	\$0.00	0.00%
Board of Equalization	\$810.00	\$0.00	-\$810.00	-100.00%
Treasurer	\$335,532.00	\$342,486.00	\$6,954.00	2.07%
Finance & Accounting	\$268,220.00	\$255,400.00	-\$12,820.00	-4.78%
Technology	\$219,339.00	\$198,676.00	-\$20,663.00	-9.42%
Land Use Panel	\$4,506.00	\$2,138.00	-\$2,368.00	-52.55%
Board of Elections	\$31,297.00	\$32,923.00	\$1,626.00	5.20%
Registrar	\$87,468.00	\$88,003.00	\$535.00	0.61%
Circuit Court	\$30,292.00	\$30,292.00	\$0.00	0.00%
General District Court	\$4,328.00	\$4,328.00	\$0.00	0.00%
Nelson VJCCA	\$42,065.00	\$40,566.00	-\$1,499.00	-3.56%
J & D District Court	\$6,327.00	\$6,210.00	-\$117.00	-1.85%
Clerk of Circuit Court	\$346,802.00	\$351,189.00	\$4,387.00	1.26%
Magistrate	\$325.00	\$325.00	\$0.00	0.00%
Commonwealth Attorney	\$348,044.00	\$354,624.00	\$6,580.00	1.89%
Sheriff	\$1,617,910.00	\$1,550,484.00	-\$67,426.00	-4.17%
Emergency Services	\$421,692.00	\$426,061.00	\$4,369.00	1.04%
Emergency Services Council	\$662,400.00	\$668,139.00	\$5,739.00	0.87%
E-911 Program	\$331,442.00	\$442,901.00	\$111,459.00	33.63%
Forest Fire Service	\$20,821.00	\$20,821.00	\$0.00	0.00%
Paid EMS	\$686,479.00	\$773,656.00	\$87,177.00	12.70%
Regional Jail	\$759,636.00	\$645,636.00	-\$114,000.00	-15.01%
Building Inspector	\$220,518.00	\$280,547.00	\$60,029.00	27.22%
Animal Control	\$165,681.00	\$212,824.00	\$47,143.00	28.45%
Medical Examiner	\$160.00	\$160.00	\$0.00	0.00%
Waste Management	\$1,025,072.00	\$1,034,497.00	\$9,425.00	0.92%
Buildings and Grounds	\$713,224.00	\$723,654.00	\$10,430.00	1.46%
Motor Pool	\$293,788.00	\$322,718.00	\$28,930.00	9.85%
Local Health Department	\$244,301.00	\$244,979.00	\$678.00	0.28%
Mental Health	\$92,586.00	\$98,586.00	\$6,000.00	6.48%
Community College	\$2,600.00	\$2,513.00	-\$87.00	-3.35%
Parks and Recreation	\$204,203.00	\$205,258.00	\$1,055.00	0.52%
Planning	\$156,802.00	\$153,438.00	-\$3,364.00	-2.15%
Community Development	\$294,825.00	\$295,763.00	\$938.00	0.32%
Soil & Water Conserv. Board	\$31,500.00	\$31,500.00	\$0.00	0.00%
Litter Control	\$6,702.00	\$6,683.00	-\$19.00	-0.28%
VPI & SU Extension Service	\$50,865.00	\$52,597.00	\$1,732.00	3.41%
Non-Departmental	\$1,489,446.00	\$1,550,454.00	\$61,008.00	4.10%
Capital Outlay	\$1,761,300.00	\$605,685.00	-\$1,155,615.00	-65.61%
General Fund Refunds	\$30,000.00	\$30,000.00	\$0.00	0.00%
Transfers	\$19,992,942.00	\$22,198,444.00	\$2,205,502.00	11.03%
Contingency from recurring revenue	\$1,148,601.00	\$1,149,576.00	\$975.00	0.08%
Contingency from non-recurring revenue	\$304,513.00	\$304,916.00	\$403.00	0.13%
TOTAL EXPENDITURE BUDGET	\$35,248,155.00	\$36,499,052.00	\$1,250,897.00	3.55%
TOTAL EXPENDITURE PROJECTED FY14-15	\$33,785,991.00	\$36,499,052.00	\$2,713,061.00	8.03%

DEBT SERVICE FUND

EXPENDITURE SYNOPSIS -Proposed

Expenditure by Dept.	FY 14-15		FY 15-16		Increase/Decrease	% Change
	Amended Budget		Proposed Budget			
County Debt Service						
Trustee Fees	\$1,500.00		\$2,000.00		\$500.00	33.33%
Principal IBM AS400	\$0.00		\$0.00		\$0.00	0.00%
Principal (Judicial Center)	\$300,000.00		\$310,000.00		\$10,000.00	3.33%
Principal (Conv. Centers)	\$295,000.00		\$310,000.00		\$15,000.00	5.08%
Principal (Radio Project)	\$130,000.00		\$135,000.00		\$5,000.00	3.85%
Interest IBM AS400	\$0.00		\$0.00		\$0.00	0.00%
Interest (Judicial Center)	\$226,575.00		\$216,544.00		-\$10,031.00	-4.43%
Interest (Courthouse-Phase 2)	\$0.00		\$115,000.00		\$115,000.00	100.00%
Interest (Conv. Centers)	\$35,258.00		\$21,505.00		-\$13,753.00	-39.01%
Interest (Radio Project)	\$64,706.00		\$58,266.00		-\$6,440.00	-9.95%
Debt Service Reserve (Judicial Ctr)	\$0.00		\$0.00		\$0.00	0.00%
Total County Debt Service	\$1,053,039.00		\$1,168,315.00		\$114,776.00	10.95%
County Debt for Schools						
Trustee Fees	\$4,750.00		\$3,000.00		-\$1,750.00	-36.84%
Principal Capital Leases	\$0.00		\$0.00		\$0.00	0.00%
Principal VRA (Ref Lit Loan)	\$240,000.00		\$235,000.00		-\$5,000.00	-2.08%
Principal VPSA Bonds	\$700,000.00		\$740,000.00		\$40,000.00	5.71%
Principal VRS Financing	\$54,184.00		\$57,863.00		\$3,679.00	6.79%
Principal Lease Rev. 2001A	\$0.00		\$0.00		\$0.00	0.00%
Principal Lease Rev. 2002 (2012)	\$480,000.00		\$490,000.00		\$10,000.00	2.08%
Interest Capital Leases	\$0.00		\$0.00		\$0.00	0.00%
Interest VRA (Ref Lit Loan)	\$38,625.00		\$30,878.00		-\$7,747.00	-20.06%
Interest VPSA Bonds	\$437,540.00		\$400,820.00		-\$36,720.00	-8.39%
Interest VRS Refinancing	\$16,284.00		\$12,605.00		-\$3,679.00	-22.59%
Interest Lease Rev. 2001A	\$0.00		\$0.00		\$0.00	0.00%
Interest Lease Rev. 2002 (2012)	\$242,138.00		\$228,800.00		-\$13,338.00	-5.51%
Total County Debt for Schools	\$2,213,521.00		\$2,198,966.00		-\$14,555.00	-0.66%
Total Debt Service	\$3,266,560.00		\$3,367,281.00		\$100,721.00	3.08%

REVENUE SYNOPSIS -Proposed

Revenues	FY 14-15		FY 15-16		Increase/Decrease	% Change
	Amended Budget		Proposed Budget			
Transfers from General Fund	\$3,266,560.00		\$3,367,281.00		\$100,721.00	3.08%
Transfers from Capital Fund	\$0.00		\$0.00		\$0.00	0.00%
Total Transfers	\$3,266,560.00		\$3,367,281.00		\$100,721.00	3.08%
Year Ending Balance	\$0.00		\$0.00		\$0.00	0.00%
Total	\$3,266,560.00		\$3,367,281.00		\$100,721.00	3.08%

CAPITAL FUND

EXPENDITURE SYNOPSIS- Proposed

	FY 14-15	FY 15-16	
Expenditure by Dept.	<u>Amended Budget</u>	<u>Proposed Budget</u>	Increase/Decrease
			% Change
Capital Projects			
Transfer to Debt Service	\$0.00	\$0.00	\$0.00
Transfer to Piney River 3	\$0.00	\$0.00	\$0.00
Transfer to General Fund	\$0.00	\$0.00	\$0.00
Capital Reserve (School)	\$300,500.00	\$300,500.00	\$0.00
Capital Reserve (Buses)	\$0.00	\$0.00	\$0.00
Capital Reserve (Unallocated)	\$597,440.00	\$597,543.00	\$103.00
Arbitrage Rebate	\$0.00	\$0.00	\$0.00
Total	\$897,940.00	\$898,043.00	\$103.00
			0.01%

REVENUE SYNOPSIS -Proposed

	FY 14-15	FY 15-16	
Revenues	<u>Amended Budget</u>	<u>Proposed Budget</u>	Increase/Decrease
			% Change
Capital Projects			
Interest on Investments	\$48.00	\$48.00	\$0.00
Bond Proceeds	\$0.00	\$0.00	\$0.00
VPSA Refunding Proceeds	\$0.00	\$0.00	\$0.00
Transfer from General Fund	\$0.00	\$0.00	\$0.00
Year Ending Balance	\$897,892.00	\$897,995.00	\$103.00
Total	\$897,940.00	\$898,043.00	\$103.00
			0.01%

COURTHOUSE PROJECT FUND

EXPENDITURE SYNOPSIS -Proposed				
	FY 14-15	FY 15-16		
Expenditure by Dept.	Amended Budget	Proposed Budget	Increase/Decrease	% Change
Courthouse Project				
Architectural (existing Courthouse renovation)	\$600,000.00	\$357,046.00	-\$242,954.00	-40.49%
Testing Services	\$0.00	\$20,000.00	\$20,000.00	100.00%
Construction	\$105,000.00	\$6,716,225.00	\$6,611,225.00	6296.40%
Insurance	\$0.00	\$0.00	\$0.00	0.00%
Furnishings (Signs/Display)	\$0.00	\$150,000.00	\$150,000.00	100.00%
IT/E911 Equipment & Installation	\$0.00	\$40,000.00	\$40,000.00	100.00%
Transfer to General Fund	\$0.00	\$0.00	\$0.00	0.00%
Contingency	\$0.00	\$0.00	\$0.00	0.00%
Total	\$705,000.00	\$7,283,271.00	\$6,578,271.00	933.09%
REVENUE SYNOPSIS -Proposed				
	FY 14-15	FY 15-16		
Revenues	Amended Budget	Proposed Budget	Increase/Decrease	% Change
Courthouse Project				
Bond Proceeds	\$0.00	\$5,500,000.00	\$5,500,000.00	100.00%
General Fund Transfer	\$0.00	\$1,426,225.00	\$1,426,225.00	100.00%
Year Ending Balance	\$705,000.00	\$357,046.00	-\$347,954.00	-49.36%
Total	\$705,000.00	\$7,283,271.00	\$6,578,271.00	933.09%

COMMUNITY DEVELOPMENT BLOCK GRANT FUND

EXPENDITURE SYNOPSIS -Proposed				
Expenditure by Dept.	FY 14-15	FY 15-16	Increase/Decrease	% Change
	<u>Amended Budget</u>	<u>Proposed Budget</u>		
CDBG Projects				
Transfer to Broadband Fund	\$0.00	\$300,000.00	\$300,000.00	100.00%
Total	\$0.00	\$300,000.00	\$300,000.00	100.00%
REVENUE SYNOPSIS -Proposed				
Revenues	FY 14-15	FY 15-16	Increase/Decrease	% Change
	<u>Amended Budget</u>	<u>Proposed Budget</u>		
Transfers				
Transfer from General Fund	\$0.00	\$100,000.00	\$100,000.00	100.00%
CDBG Projects				
Broadband	\$0.00	\$200,000.00	\$200,000.00	100.00%
Total	\$0.00	\$300,000.00	\$300,000.00	100.00%

PINEY RIVER WATER/SEWER FUND

EXPENDITURE SYNOPSIS - Proposed

Expenditure by Dept.	FY 14-15		FY 15-16		Increase/Decrease	% Change
	Amended Budget		Proposed Budget			
New Connection Installation	\$30,000.00		\$30,000.00		\$0.00	0.00%
Maintenance and Repairs	\$37,621.00		\$38,000.00		\$379.00	1.01%
Legal Services	\$420.00		\$400.00		-\$20.00	-4.76%
Electrical Services	\$8,161.00		\$9,000.00		\$839.00	10.28%
Billing/Postal Services	\$6,400.00		\$5,500.00		-\$900.00	-14.06%
Meter Reading Service	\$0.00		\$0.00		\$0.00	0.00%
Water and Sewer	\$44,000.00		\$47,000.00		\$3,000.00	6.82%
Telecommunications	\$830.00		\$900.00		\$70.00	8.43%
Permit Fees	\$300.00		\$300.00		\$0.00	0.00%
Maintenance Supplies	\$16,000.00		\$17,500.00		\$1,500.00	9.38%
Refunds	\$250.00		\$250.00		\$0.00	0.00%
Debt Service	\$69,379.00		\$69,379.00		\$0.00	0.00%
Total	\$213,361.00		\$218,229.00		\$4,868.00	2.28%

REVENUE SYNOPSIS - Proposed

Revenues	FY 14-15		FY 15-16		Increase/Decrease	% Change
	Amended Budget		Proposed Budget			
Piney River Water/Sewer						
Fees for Water/Sewer	\$110,270.00		\$111,000.00		\$730.00	0.66%
Connection/Installation Fees	\$42,000.00		\$42,000.00		\$0.00	0.00%
Transfer from Debt Service Fund	\$0.00		\$0.00		\$0.00	0.00%
Transfer from General Fund	\$40,000.00		\$40,000.00		\$0.00	0.00%
Year Ending Balance	\$21,091.00		\$25,229.00		\$4,138.00	19.62%
Total	\$213,361.00		\$218,229.00		\$4,868.00	2.28%

April 21, 2016
Overview of FY16 Other Fund Budgets

Debt Service Fund

Debt service expenditures relative to the General Fund total \$1,168,315 and include debt service and trustee fees for the following:

- 1) Convenience Centers/Construction & Equipment
- 2) Courthouse Judicial Center (15 Yr. Refinancing, May 2013)
- 3) Radio Project
- 4) Existing Courthouse Renovation (Interest only in FY16)

Debt service expenditures relative to the School Fund total \$2,198,966 and include debt service payments and trustee fees related to the following:

- 1) There is no outstanding debt for Bus leases or Tye River Elementary.
- 2) Rockfish River Elementary (Literary Loan refinanced 5/13)
- 3) Early Retirement Incentive (Refinanced in FY2000)
- 4) NCHS Renovations/ New Middle School (Lease Revenue refinanced in FY12 & VPSA)

All debt is supported by a transfer from the General Fund in the amount of \$3,367,281. County debt reflects an overall increase of \$114,776 due to the upcoming courthouse renovation. School debt reflects an overall decrease of \$14,555.

Capital Fund

Expenditures reflect funding in the amount of \$300,500 that was allocated in FY12 (remains unspent) as a Capital Reserve for the School Division (TRE). Also included is an unallocated Capital Reserve in the amount of \$597,543.

Revenues generated include only a small amount of interest earnings. The remainder of revenue reflected is the existing fund balance.

Courthouse Project Fund

The Courthouse Project Fund expenditure budget for FY16 includes \$7,283,271 in architectural and construction related expense relative to the existing Courthouse renovation project.

Architectural expenditures are supported with prior year fund balance. The remainder of the project is supported with approximately \$1.4 million in local revenues transferred from the General Fund and anticipated financing proceeds of \$5.5 million.

CDBG Fund

This budget reflects the recently awarded Community Development Block Grant for Broadband expansion. The expansion project is supported with grant revenues of \$200,000 and local match funding of \$100,000. The local match funding is provided by way of a Transfer from the General Fund.

Piney River Water/Sewer Enterprise Fund

In FY16, this budget is increased by \$4,868 primarily reflecting increases in sewer treatment cost and maintenance supply expenses. Sewer treatment expense is variable from year to year and can be impacted by the amount of rain and snow received. The budget for maintenance supplies reflects an increase of \$1,500 which is reflective of increased costs for grinder pumps and related parts. There are other incremental changes in maintenance and repair, electric service, and billing/postal services.

Receipts for water and sewer fees are projected to be approximately \$111,000—a slight increase over the current year. Fees for connection and installation are projected to be \$42,000 (\$12,000 Connection Fees and \$30,000 installation expense). In FY16 expenses are anticipated to exceed revenues by \$65,229. This shortfall is covered by a transfer from the General Fund in the amount of \$40,000 and \$25,229 in anticipated fund balance at year end.

Broadband Project Fund

This budget will be presented to the Broadband Authority at a later date.

MEMORANDUM

TO: Nelson County Board of Supervisors
FROM: Janice Jackson, Nelson Representative to JAUNT Board
SUBJECT: **Adjustment to JAUNT Funding for FY '16**
DATE: May 5, 2015

Thank you for your past support of JAUNT services. This is a very difficult year for budgeting, and I appreciate your supporting funding at a level over JAUNT's budget request. As Nelson County's appointed representative to the JAUNT Board, I would like to request an adjustment to the levels funded at your April 21st work session. I will be out of town for the Public Hearing, so am submitting written comments in advance.

I believe that your intent was to decrease the Midday service to Charlottesville from 5 days to 3 days a week, and for the County to fund 2 days of this service and for the additional day to be funded through a grant. There were a number of budget scenarios being proposed, and it appears that there was a misunderstanding. What the Board actually funded was only one day from County funds, which means that 2 days would have to be funded by the grant. However, more rapid use of these grant funds will result in it being expended one year earlier than planned, and will make next year's request much more challenging.

Executive Director Brad Sheffield has provided some budget numbers, and the County would need to provide an additional \$2,681 over what was allocated at the work session to shift one day from the grant to County funding. This also means that there would not need to be any other changes in service or fare increases.

I urge the Board to fund this additional \$2,681.

Thank you for your consideration.

Janice Jackson

c.c Steve Carter

Candy McGarry

From: Debbie McCann
Sent: Wednesday, May 06, 2015 10:05 AM
To: Steve Carter; Candy McGarry
Subject: FW: Budget Questions

Below is email correspondence regarding JAUNT's increase in personnel cost for FY16. The JAUNT budget shows an increase from \$4,650,751 in FY15 to \$5,028,790 in FY16. This is an increase of \$378,039 (8.1%).

Debbie

-----Original Message-----

From: Brad Sheffield [mailto:brads@ridejaunt.org]
Sent: Tuesday, April 21, 2015 5:07 PM
To: Debbie McCann
Subject: Re: Budget Questions

Debbie

I am away from my spreadsheets. In FY16 we are allocating 2% for merit raises, 17% in health care costs (we have budgeted 15% for the last five years) and we have about 10 more drivers who qualify for benefits (we have a lower than expected turnover rate)

Also, there is a mobility manager position that was previously covered by a grant. That position is being absorbed into the normal budget. And there is a new Operation Supervisor that we are requesting from all the localities to help run the services more efficiently.

Once I am in front of the spreadsheets I can a better dollar amount of all of this.

The other major player in the budget difference is the less than expected state funding. We accommodated this in FY15, but cannot sustain the cuts into FY16 and beyond.

Brad Sheffield, CCTM | Executive Director JAUNT, Inc.
p. 434-297-2601<tel:434-297-2601>
c. 434-989-0271<tel:434-989-0271>

On Apr 21, 2015, at 4:40 PM, Debbie McCann <DMcCann@nelsoncounty.org<mailto:DMcCann@nelsoncounty.org>> wrote:

Brad,

The JAUNT FY16 budget submission reflects the major driver of the increase to be in personnel. What compensation adjustment is provided for within the FY16 request? Also what increases in specific benefit costs are impacting the personnel line (what % increase in health insurance, retirement, etc.)? How much of the increase is due to new positions?

Thanks,

Debbie

Debbie McCann
Director of Finance & Human Resources
Nelson County
PO Box 336
Lovingston, VA 22949
434-263-7136
dmccann@nelsoncounty.org<mailto:dmccann@nelsoncounty.org>