

BOARD OF  
SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District



CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**AGENDA  
NELSON COUNTY BOARD OF SUPERVISORS  
MARCH 10, 2026**

**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. PUBLIC COMMENTS**

**III. CONSENT AGENDA**

- A. Resolution – **R2026-10** Minutes for Approval
- B. Resolution – **R2026-11** Budget Amendment
- C. Resolution – **R2026-12** Creative Communities Partnership Grant
- D. Resolution – **R2026-13** Tax Refund

**IV. PRESENTATIONS**

- A. VDOT Report
- B. VDOT Smart Scale Pre-Applications – Carson Eckhardt
- C. Nelson SPCA FY27 Funding Request – Denise Merricks
- D. FY27 Draft General Fund Budget Introduction

**V. NEW & UNFINISHED BUSINESS**

- A. Opioid Abatement Grant Application & Match Request – Susan Morrow, OAR (**R2026-14**)
- B. Request to Extend Piney River Water and Sewer – Jenny’s Creek LLC (**R2026-15**)
- C. Commonwealth Attorney’s Funding Requests
  - 1. Cellebrite Software for Digital Forensics (**R2026-16**)
  - 2. Temporary Supplemental Pay Request
- D. Zoning Ordinance Work Order Amendment (**R2026-17**)
- E. Opposition to Congressional Redistricting Constitutional Amendment (**R2026-18**)
- F. Reaffirmation of Second Amendment Support and Sanctuary Status (**R2026-19**)

**VI. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE**

- A. Reports
  - 1. County Administrator’s Report
  - 2. Board Reports

- B. Appointments
- C. Correspondence
  - 1. Board of Equalization
- D. Directives

**VII. OTHER BUSINESS (AS PRESENTED)**

**VIII. ADJOURN AND CONTINUE – EVENING SESSION AT 7PM**

**EVENING SESSION  
7:00 P.M. – NELSON COUNTY COURTHOUSE**

**I. CALL TO ORDER**

**II. PUBLIC COMMENTS**

**III. PUBLIC HEARINGS**

**A. Proposed Ordinance O2026-01 - Amendment to Chapter 2, Article III, Sec. 2-74 Declaration of Local Emergency**

Consideration of an ordinance proposed for passage to amend Chapter 2, Article III, Sec. 2-74 Declaration of Local Emergency. Proposed amendments would align Section 2-74 (a) of the County Code with the Code of Virginia 44-146.21, allowing for the Board of Supervisors to confirm a local emergency declaration at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.

**IV. FY27 BUDGET WORK SESSION**

- A. 3/4 Work Session Follow-Up
- B. Agency Review
  - 1. MACAA – Suzanne Bowers and Tania Dowell
  - 2. Blue Ridge Health District – Ryan McKay
- C. Admissions Tax Discussion

**V. OTHER BUSINESS (AS PRESENTED)**

**VI. ADJOURN AND CONTINUE TO MARCH 11, 2026 AT 2:00 P.M. FOR A BUDGET WORK SESSION.**



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**RESOLUTION R2026-10  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF MINUTES  
(December 16, 2025)**

**RESOLVED**, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on **December 16, 2025** be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

Approved: March 10, 2026

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

December 16, 2025

**Virginia:**

AT A REGULAR MEETING of the Nelson County Board of Supervisors at 2:00 p.m. in the General District Courtroom located on the third floor of the Nelson County Courthouse, in Lovingston, Virginia.

Present: Ernie Q. Reed, Central District Supervisor – Chair  
J. David Parr, West District Supervisor  
Jesse N. Rutherford, East District Supervisor  
Candice W. McGarry, County Administrator  
Amanda B. Spivey, Administrative Assistant/Deputy Clerk  
Grace E. Mawyer, Director of Finance and Human Resources

Absent: Thomas D. Harvey, North District Supervisor  
Dr. Jessica L. Ligon, South District Supervisor – Vice Chair

**I. CALL TO ORDER**

Mr. Reed called the meeting to order at 2:02 p.m. with three (3) Supervisors present to establish a quorum. Mr. Harvey and Dr. Ligon were absent.

- A. Moment of Silence – Attendees observed a moment of silence.
- B. Pledge of Allegiance – Mr. Parr led the Pledge of Allegiance.

**II. PUBLIC COMMENTS**

*Joanne Thompson Clarkson – Piney River, Virginia*

Ms. Clarkson stated that she owned several parcels of land and had received her property tax reassessment notices. She noted that she had a hard time receiving her notices, commenting that the mail can be unreliable. Ms. Clarkson suggested that once the notices are mailed out, copies should be placed in the County Administrator’s office, which she understood did not receive a copy until the previous Friday. She explained that this means if the mail is late, there are only a few days to file an appeal—and there are also unknowns in terms of the tax rate and the composition of the Equalization Board.

*William Pearcy – Lovingston, Virginia*

Mr. Pearcy stated that it’s the time of year to be thankful and appreciate the many blessings all too often taken for granted. He expressed his gratitude to the Board of Supervisors and administrative staff for their service and dedication to Nelson County. Mr. Pearcy said that as a substitute teacher in the County’s public schools, he is grateful to the Sheriff’s Department and school resource officers controlling traffic to allow buses and cars to exit safely at the end of the day. He added that he is still hopeful that the speed monitoring cameras will be reconsidered and approved next year. He expressed appreciation for the School Board and Superintendent Dr. Hester for doing an outstanding job with School Board meetings and presentations, noting that he hoped the Board of Supervisors would emulate their use of technology for meetings.

Mr. Pearcy said he is thankful that Wild Rose Solar Farm representatives are with them today and believes a project of this scope and importance to Nelson County warrants a tab on the Board of Supervisors’

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website. He stated that he is watching to see how the Nelson County High School scholarship selection is awarded and how and when the applications are made available. In light of a recent notice from CVEC, he said, he is hopeful that the project can offset and prevent much of the anticipated energy rate increase of almost 8%. He added that the large-scale Dillard Creek Larkin Property project should also have a special tab on the website, commenting that this remains a significant source of frustration as Nelson County waits on CHA to manage a project that should be controlled locally, disregarding the notion that an 82,000-gallon-a-day supply source is necessary before anything can be done with the property to benefit citizens here. He said there are several local companies in Nelson County capable of drilling wells and excavating to build a recreation reservoir or extending and renovating the high school fitness trail that already exists adjacent to the Larkin property and also already has a well on it.

*Woody Greenberg – Arrington, Virginia*

Mr. Greenberg stated that it had been an honor to serve on the Board with Tommy Harvey, whose dedication to the County was incredible. Mr. Greenberg said he learned a tremendous amount from Mr. Harvey and admired his command of the process in dealing with VDOT and getting the roads in his district on the priority list expeditiously. Mr. Greenberg stated that Mr. Harvey was also a leader in supporting and promoting the fire departments and emergency services, serving as a true advocate for volunteer rescue squads and fire departments while conveying that knowledge to his colleagues. Mr. Greenberg said that Mr. Harvey was also dedicated to the public school system, and he appreciated everything Mr. Harvey had done for Nelson County.

*Edith Napier – Arrington, Virginia*

Ms. Napier, stated that she was before the Board to speak on behalf of the Nelson County Juneteenth Celebration Committee, and she asked committee members to stand and be recognized. Ms. Napier stated that preparations are underway for the fourth annual Juneteenth celebration in Nelson County, scheduled for June 20, 2026, at 3 p.m., emphasizing that the event continues to expand its reach and impact by providing a space for the community to honor history, celebrate progress, and invest in the future. She said the 2025 celebration theme focused on historical black colleges and universities and the educational opportunities they had to offer all students. She noted that they had college students share their experiences and engage with attendees. She thanked the Nelson Heritage Center for once again hosting the event and said while the Juneteenth Committee operates independently, the Center's support and partnership help make the celebration possible. Ms. Napier said they are requesting a \$5,000 contribution and are also asking for this contribution to be considered as a recurring County budget line item to demonstrate ongoing support for this tradition. Ms. Napier stated that with support, the committee can continue to offer students and families experiences that uplift, inform, and inspire.

*Connie Brennan – Faber, Virginia*

Ms. Brennan said she had served for 16 years on the Board of Supervisors with Tommy Harvey and greatly appreciated that opportunity, as she learned a tremendous amount from him. She also thanked the current Supervisors for their service and understands firsthand what that commitment is. She commented that while they did not always agree, they both agreed on the importance of public education, public safety, and the library. She noted those were all very important to him. She asked Mr. Harvey's spouse, Ms. Diane Harvey, to extend her thanks to him.

There being no further speakers, the Chair closed the public comment portion of the meeting.

**III. CONSENT AGENDA**

Mr. Rutherford moved to approve the Consent Agenda as presented. Mr. Parr seconded the motion. There being no further discussion, Supervisors unanimously approved the motion by vote of acclamation (3-0), and the following resolutions were adopted:

A. Resolution – R2025-80 Minutes for Approval

**RESOLUTION R2025-80  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF MINUTES  
(October 14, 2025)**

**RESOLVED**, by the Nelson County Board of Supervisors that the minutes of said Board meetings conducted on October 14, 2025 be and hereby are approved and authorized for entry into the official record of the Board of Supervisors meetings.

B. Resolution – R2025-81 FY26 Budget Amendment

**RESOLUTION R2025-81  
NELSON COUNTY BOARD OF SUPERVISORS  
AMENDMENT OF FISCAL YEAR 2025-2026 BUDGET  
December 9, 2025**

**I. Appropriation of Funds (General Fund)**

<b>Amount</b>	<b>Revenue Account (-)</b>	<b>Expenditure Account (+)</b>
\$ 7,477.07	3-100-009999-0001	4-100-031020-7045
\$ 82,695.00	3-100-002404-0015	4-100-032020-5648
\$ 15,700.00	3-100-003303-0008	4-100-031020-3029
\$ 19,485.00	3-100-003303-0008	4-100-031020-3028
\$ 938.75	3-100-001401-0002	4-100-031020-7017
\$ 804.50	3-100-001401-0002	4-100-031020-7017
\$ 20,472.65	3-100-001899-0008	4-100-091030-5202
<u>\$ 1,594.00</u>	3-100-001899-0017	4-100-031020-5803
<b>\$ 149,166.97</b>		

C. Proclamation – P2025-06 FY26 National Wreaths Across America Day

**PROCLAMATION P2025-06  
NELSON COUNTY BOARD OF SUPERVISORS  
DESIGNATING DECEMBER 13, 2025 AS  
NATIONAL WREATHS ACROSS AMERICA DAY**

**WHEREAS**, Wreaths Across America is a national nonprofit organization founded in 2007 to continue and expand the annual wreath-laying ceremony at Arlington National Cemetery begun by Maine businessman Morrill Worcester in 1992.

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**WHEREAS**, Wreaths Across America’s mission is to REMEMBER the fallen, HONOR those who serve, and TEACH the next generation about the true cost of freedom.

**WHEREAS**, Wreaths Across America is made up of more than 5,800 participating locations across the country run by dedicated volunteers looking to share the mission to Remember, Honor, and Teach, through annual wreath-laying ceremonies each December and awareness and education events throughout the year.

**WHEREAS**, The Rev. E. Clarence Purdue, Sr., American Legion Auxiliary Unit 17 of Lovingson, Virginia will conduct wreath laying and Military Honors Ceremonies at Trinity Episcopal Church Cemetery and Adial Baptist Church Cemetery in the County to honor all Nelson County Veterans.

**NOW THEREFORE BE IT RESOLVED**, that the Nelson County Board of Supervisors does hereby proclaim December 13th, 2025 as **NATIONAL WREATHS ACROSS AMERICA DAY** in the Nelson County, Virginia, and extends thanks and appreciation to our veterans and Gold Star Families for their service and sacrifice and to Wreaths Across America for bringing this honor to our community.

#### **IV. RECOGNITION OF SERVICE**

##### A. North District Supervisor Thomas D. Harvey (R2025-82)

Mr. Reed and Mr. Parr both took turns reading Resolution R2025-82 into the record. Mr. Reed asked Ms. Diane Harvey to come forward.

Ms. Harvey read the following letter from Mr. Harvey:

“Mr. Chairman, fellow Supervisors, County staff, and citizens of Nelson County, thank you for allowing my wife, Diane, to read this on my behalf. I want to begin by offering a sincere apology for not being able to attend in person. Ongoing health and mobility challenges made that impossible, and I regret not being here with you today.

Serving on this Board has been one of my great honors of my life. For more than four decades, I worked for the people of Nelson County through good times and hard ones, through progress, pushback, and through moments that demanded resolve instead of applause. I never treated this seat as a formality or a stepping stone. It was a responsibility. In recent years, my health limited my role, but it has never changed my commitment. My focus remained on doing what was right for this county and the people who we call home.

Nelson County is not perfect, but it is strong. It is built by neighbors who work, who look out for one another, by public servants who do the work without recognition, and by citizens who expect honesty and not excuses.

I want to thank the County staff, past and present. Your work matters more than most people ever realize, and this county runs because of your efforts. To my fellow Supervisors, we have not always agreed that is as it should be. Governing is not about comfort. It is about responsibility. As this seat passes to a new leadership, my hope is simply that my successor brings at least half the dedication, backbone, and respect for this office that I tried to bring every day. The people of Nelson County deserve no less. To the citizens of the North District and all of Nelson County, thank you for your trust over the years. I did my best to earn it with honesty, consistency, and willingness to speak plainly when it mattered.

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Finally, I want to thank my wife, Diane. She carried more than her share so I could serve, and any good that came from that time is inspirable from her strength and sacrifice. I leave this office grateful for the opportunity, proud of the work, and confident in the future of Nelson County, so as long as the leaders remember who they are here to serve.”

The Board presented Ms. Harvey with a framed copy of Resolution R2025-82.

Mr. Parr motioned to adopt **Resolution R2025-82** as presented. Mr. Rutherford seconded the motion, which passed unanimously (3-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2025-82**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**RECOGNIZING THE COUNTY SERVICE OF THOMAS D. HARVEY**

**WHEREAS**, Afton resident and lifelong Nelsonian Thomas D. “Tommy” Harvey was elected in a special election in November 1984 at age 30; and was subsequently elected to serve 10 consecutive terms on the Board of Supervisors for the North District, for a total of 41 years of public service; and

**WHEREAS**, Tommy Harvey has distinguished himself as a dedicated public servant who worked to support policies in the best interest of all local residents and during his tenure, he has worked with 23 Supervisors, 8 County Administrators, and countless staff members along the way; and

**WHEREAS**, during his tenure on the Board of Supervisors, Mr. Harvey helped the County advance its available utilities through the formation of the Nelson County Service Authority for improvements to public water and sewer in Lovington, Shipman, Schuyler, Gladstone, Piney River and Wintergreen; and the Nelson County Broadband Authority, which successfully initiated the County’s fiber broadband project and contributed to making high speed internet connectivity available to homes and businesses throughout Nelson County; and

**WHEREAS**, Mr. Harvey has been a strong supporter of Nelson County Public Schools, and during his tenure, the County built Tye River and Rockfish River Elementary Schools, Nelson Middle School, and completed renovations to Nelson County High School; and

**WHEREAS**, throughout his career, Mr. Harvey has made many important contributions to the community, including efforts to secure adequate funding for local emergency services, the implementation of Enhanced 911, improvements to public safety radio communications, and road safety improvements throughout the County; and

**WHEREAS**, Mr. Harvey also assisted with the expansion of the Nelson Memorial Library and the Courthouse complex, the completion of the Blue Ridge Railway Trail and the Blue Ridge Tunnel Trail, and countless other projects and endeavors over the years;

**NOW THEREFORE BE IT RESOLVED** that the Nelson County Board of Supervisors do hereby officially recognize Thomas D. “Tommy” Harvey as the longest-serving member of the Board of Supervisors, and

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respectfully asks all citizens to join in expressing their sincere gratitude and appreciation for the 41 years of outstanding service to our community that he has most generously given.

**BE IT FURTHER RESOLVED** that the Nelson County Board of Supervisors does hereby name Former Board of Supervisors Room #420 in Mr. Harvey's honor to now be known as the Thomas D. Harvey Meeting Room.

B. Retiring Registrar Jacqueline C. Britt (R2025-83)

Mr. Rutherford read **Resolution R2025-83** into the record and moved to adopt it as presented. Mr. Parr seconded the motion, which passed unanimously (3-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2025-83  
NELSON COUNTY BOARD OF SUPERVISORS  
RESOLUTION RECOGNIZING THE COUNTY SERVICE OF  
JACQUELINE CLARK BRITT**

**WHEREAS**, Jacqueline Clark "Jackie" Britt has been a lifelong active member of the Nelson County community, and

**WHEREAS**, since January 1, 2009, Jacqueline Britt has served as the duly appointed General Registrar and Director of Elections for Nelson County, and

**WHEREAS**, during her tenure as General Registrar, Jacqueline Britt has diligently overseen more than thirty General and Primary Elections, trained hundreds of Officers of Election, and monitored the filings of dozens of local candidates, and

**WHEREAS**, in addition to her core responsibilities, Jacqueline Britt has served in several statewide and regional leadership roles in the Voter Registrars Association of Virginia, and

**WHEREAS**, to further her education in the elections field, Jacqueline Britt has received professional certification at both the state and national levels, and

**WHEREAS**, in recognition of her extensive knowledge base and dedication to fairness, security, and transparency, Jacqueline Britt was selected to serve as a member of the Bipartisan Policy Center's Elections Task Force,

**NOW THEREFORE BE IT RESOLVED** that the Nelson County Board of Supervisors, jointly with the Nelson County Electoral Board, do hereby officially recognize Jacqueline Clark "Jackie" Britt, and respectfully ask all citizens alike to join in expressing their sincere gratitude and appreciation for the many years of outstanding service to our community she has most generously given.

**BE IT FURTHER RESOLVED** that Jacqueline Clark "Jackie" Britt will be missed both personally and professionally, and the Board wishes her continued health, happiness, and prosperity upon her well-deserved retirement.

The Board presented Ms. Britt with a framed copy of Resolution R2025-83.

## V. PRESENTATIONS

### A. VDOT Report

VDOT Administrator Robert Brown stated that the last litter pickup to Nelson County was now completed. He reported that between 1,600 and 2,000 bags of trash were picked up by the contractor. He noted that VDOT had been able to continue funding litter pickup. Mr. Brown said a lot of work was done on Route 623, Davis Creek, where the rural rustic project is part of the six-year plan, describing it as “quite an ordeal,” with large pipes needing replacement. He stated the pipe replacement was finished and hoped the hard surface could be put down next spring to get residents out of the dust. Mr. Brown said the replacement of cross-line pipes on secondary routes in Nelson County is ongoing, attributing this project to special funding and a large number of pipes in poor-condition in the area, and said the effort would continue. He stated that snow removal last week gave them a good workout and went very well, mentioning the use of a lot of chemical to keep roads clear. Mr. Brown said VDOT’s private contractor for Nelson and state forces both did a very good job with the service, no one was hurt, and there was no equipment damage.

Mr. Rutherford stated that there was a culvert pipe in front of 812 Peavine Lane (Route 605) that is starting to collapse in several locations, and his guess is it has probably been holding on since the 70s or 80s. He said his second concern is the sinkhole at the beginning of Whippoorwill, which is off of Route 605. Mr. Rutherford also mentioned that there has been another accident at the Route 6 intersection with Route 29 at Woods Mill, which is where his office is located. He emphasized that there have been a lot of accidents there, and they need to address the situation, perhaps sending traffic down Tidbit Trail.

Mr. Brown responded that one of the vehicles involved in the accident today was a VDOT crew, but everyone was okay. He stated that there is a good Smart Scale project in the works to help there, but they really need to do another traffic study. He said he had talked to his traffic operations people and they may have it on the books to do another study, but he will follow up to be sure. He stated that until they prohibit the left turn going north, there will be accidents there—but there is not a lot of room to make improvements. He said traffic would likely need to go as far as the crossover at the weigh station due to the elevation of the lanes.

Mr. Rutherford said he liked that idea, and in the meantime, he encouraged drivers to go to the Wayside and go down Tidbit if there are three or more cars trying to make a left to get on 6/151, or to not go through the intersection if there is a tractor-trailer there at any point.

Mr. Brown commented that it may be possible now to prohibit drivers from making a left turn there and make them go down to the Wayside, but they would have to study it carefully and do a traffic impact analysis to ensure they were not missing anything and creating a bigger problem.

Mr. Reed stated that he had met with Jerry West from Parks and Rec at Janet Hunter’s property on Rockfish River Road in Schuyler, and he thanked Mr. Brown for the help VDOT has provided for the kayak takeout there just above the dam. Mr. Reed then asked if there had been any discussions or funding available for a kayak put-in at the southern part of the wayside.

Mr. Brown responded that they just need a plan of what the County wants to install, and it would be permitted in the VDOT right of way. He said while there may not be VDOT funding available for it, there was always revenue-sharing money and recreational access funds—the latter of which would be more for access to the canoe launch.

Mr. Reed said with the kayak takeout eight miles downriver, it makes sense to have a place to put in, which was something the County could have that they would be really proud of. Mr. Brown asked if there were any concepts of what the launch area would look like. Mr. Reed responded that there were none formalized yet, but he felt confident they could come up with something. Mr. Brown suggested that they send him something they want and plan to construct it along the edge of the river. Mr. Reed said he would touch base with Ms. McGarry and Mr. West to see what they could put together.

Mr. Rutherford asked if the takeout was complete. Mr. Brown responded that VDOT had started cleaning up the parking area and made improvements with VDOT County safety funds when they renovated to put in the new tables, but that was unfinished and they had not gotten back to it yet. He said the intent was to remove all of the stockpiles of soil there, and extend that corridor to close up some entrances as well as grading to get access at a lower level.

Mr. Brown also stated that he would talk with Mr. West. Mr. Reed said the adjacent landowner there has put up a nice fence that demarcates the area well. He said it was not a large area, but it will be something they can tout on behalf of County recreation and the people on the river.

Mr. Reed also thanked him for the work on Davis Creek and said the people there really appreciated it. Mr. Brown said they would get that finished when the weather gets better.

#### B. Central Virginia Land Conservancy – Charles Lacy

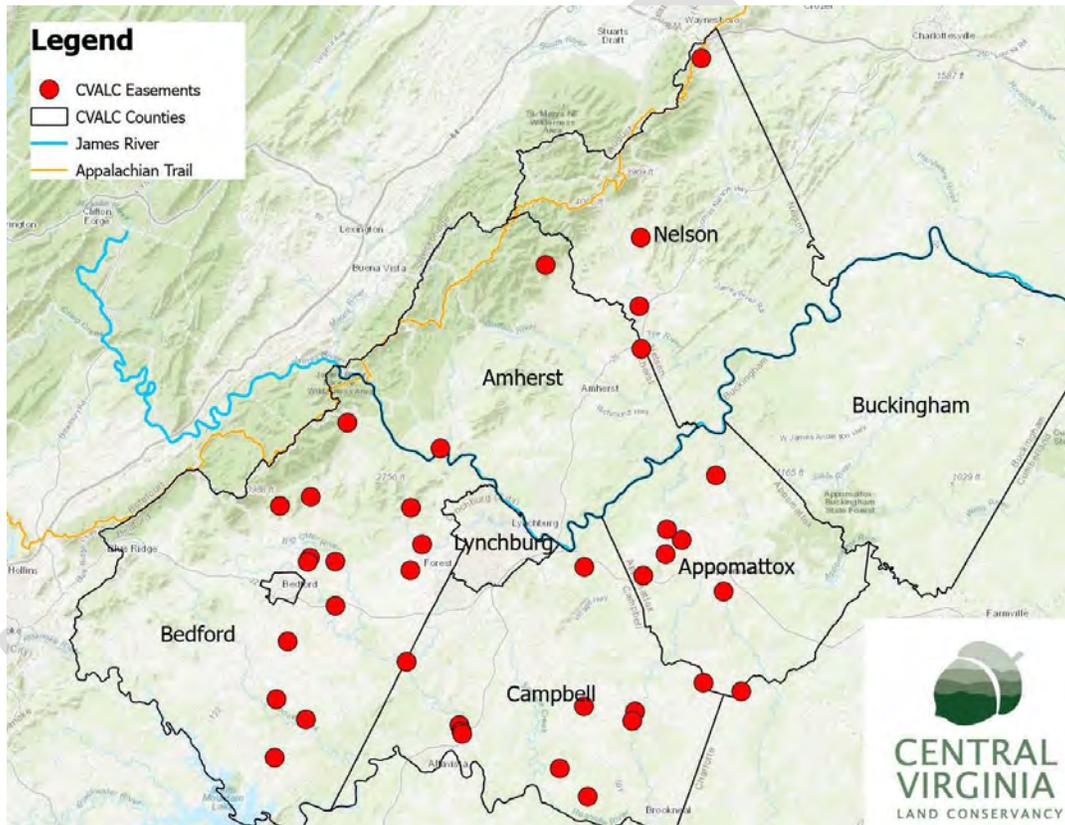
Ms. Susan McSwain, a resident of Elma, said she has served as a board member for the Central Virginia Land Conservancy since 2011. She introduced Charles Lacy, who was hired as the conservancy's new program manager earlier in 2025. She noted that a requirement for that position is that the person lives within the area they serve, which includes six (6) counties, and Mr. Lacy and his wife chose to live in Nelson. She reported that the County's Comprehensive Plan lists specific ways to preserve the rural nature of the County, and one is through conservation and open space easements. Ms. McSwain noted that Mr. Lacy previously worked for the Department of Forestry in the office that handles open space easements, in which this experience has provided him with a wealth of knowledge in conserving land. She noted that Mr. Lacy had grown up in Wythe County and understood the value of land preservation.

Mr. Charles Lacy stated that the Conservancy's primary specialization is conservation easements, which are pursued to preserve forested and agricultural land, both of which Nelson County possesses in significant quantity. He explained for those unfamiliar with conservation easements, they are voluntary agreements that a landowner can make with an easement holder such as his organization. He stated that the main goal is to limit development rights and protect the conservation values of private land, and an easement must be held by a public entity, either an organization like his or a state entity such as the Department of Forestry or the Virginia Outdoors Foundation.

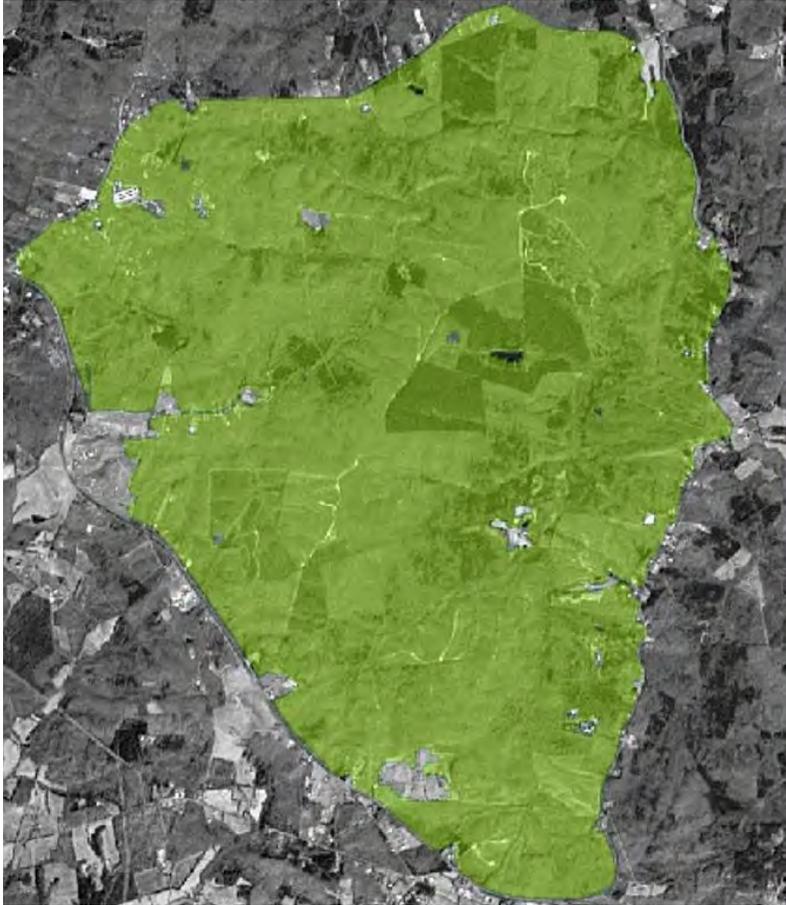
Mr. Lacy said the organization was founded in 2003 by volunteers in Amherst County. Mr. Lacy stated that the group did not hold easements until 2019, when it merged with the Blue Ridge Land Conservancy of Roanoke. He said since 2019, the organization has grown from holding no easements to now holding thirty-five across a six-county area, including Nelson, Amherst, Appomattox, Bedford, Buckingham, and Campbell counties. Mr. Lacy stated that Bedford County is the most populous county, where the largest number of easements, fourteen total, are held, and he said the organization continues to expand beyond the greater Lynchburg area.

Mr. Lacy stated that Nelson, as the northernmost county, is a high priority for him, particularly as a new resident, and he would like to see the program grow and expand in Nelson County. Mr. Lacy said the current holdings are 456 acres across three easements in Nelson County, and there is much opportunity for further growth. He stated that about one-third of Nelson County is either national forest, wilderness area, or in agricultural use, and as such, public land, recreation, and farming are central to the County's economy and identity. Mr. Lacy said it is especially important to buffer and preserve these areas to maintain what makes Nelson County unique.

Mr. Lacy stated that the map shown below illustrates the spread of easements within the service area, including three in Nelson County and one on the border with Amherst. Mr. Lacy said the northwestern boundary of Nelson County is marked by the Appalachian Trail, and the southeastern side by the James River, which together provide ample opportunity for conservation.



He displayed satellite imagery from which 2000 showed a contiguous 7,500-acre forest, but by 2022, the area had 328 separate owners. Mr. Lacy said this demonstrates how parcelization can change a landscape, and an animation further shows forest land being converted into subdivisions. He stated that the Conservancy acknowledges that development is part of life, noting that people need places to live, and prefers development be concentrated in suitable areas to keep agricultural and forested land intact.

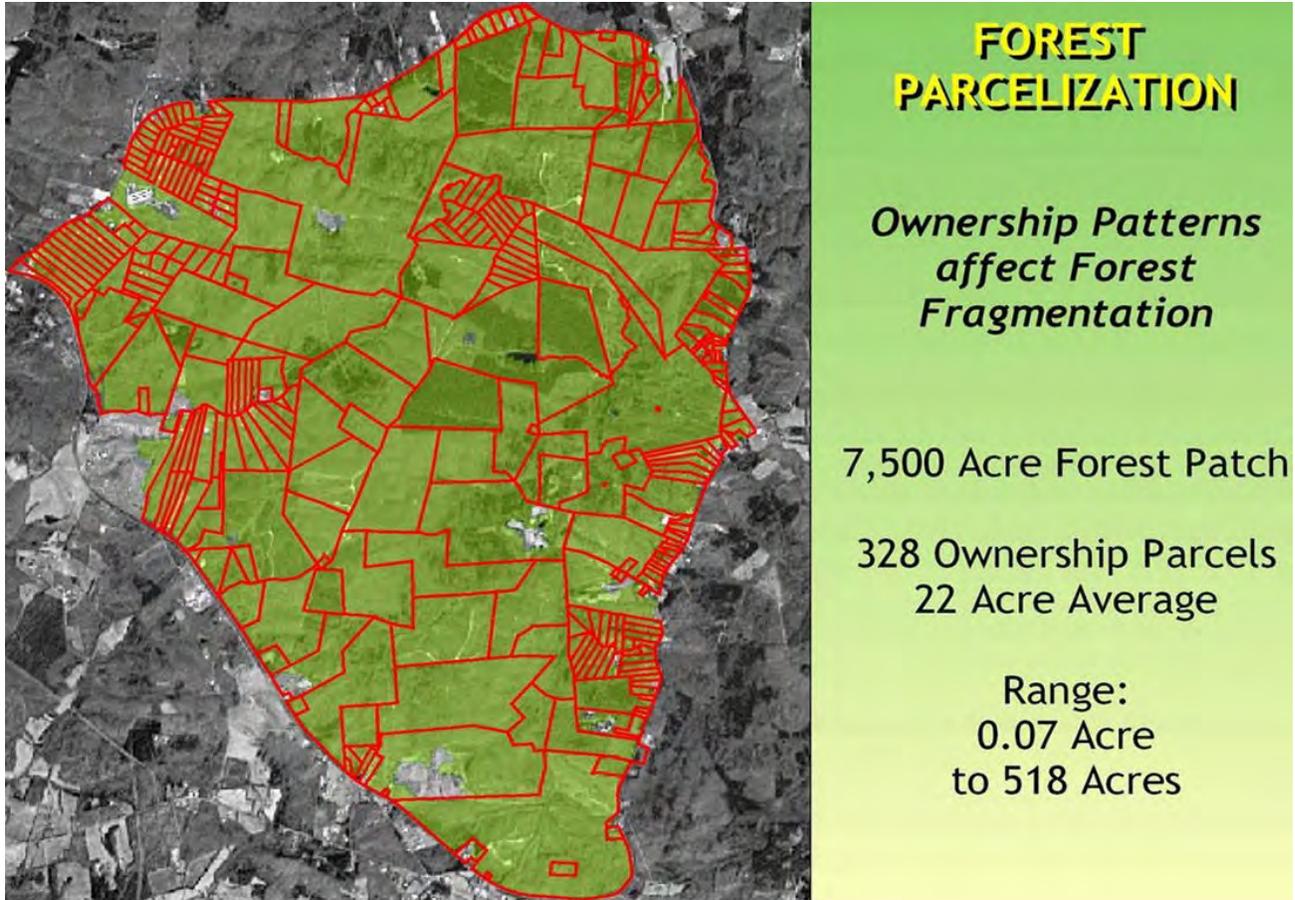


## **FOREST PATCH**

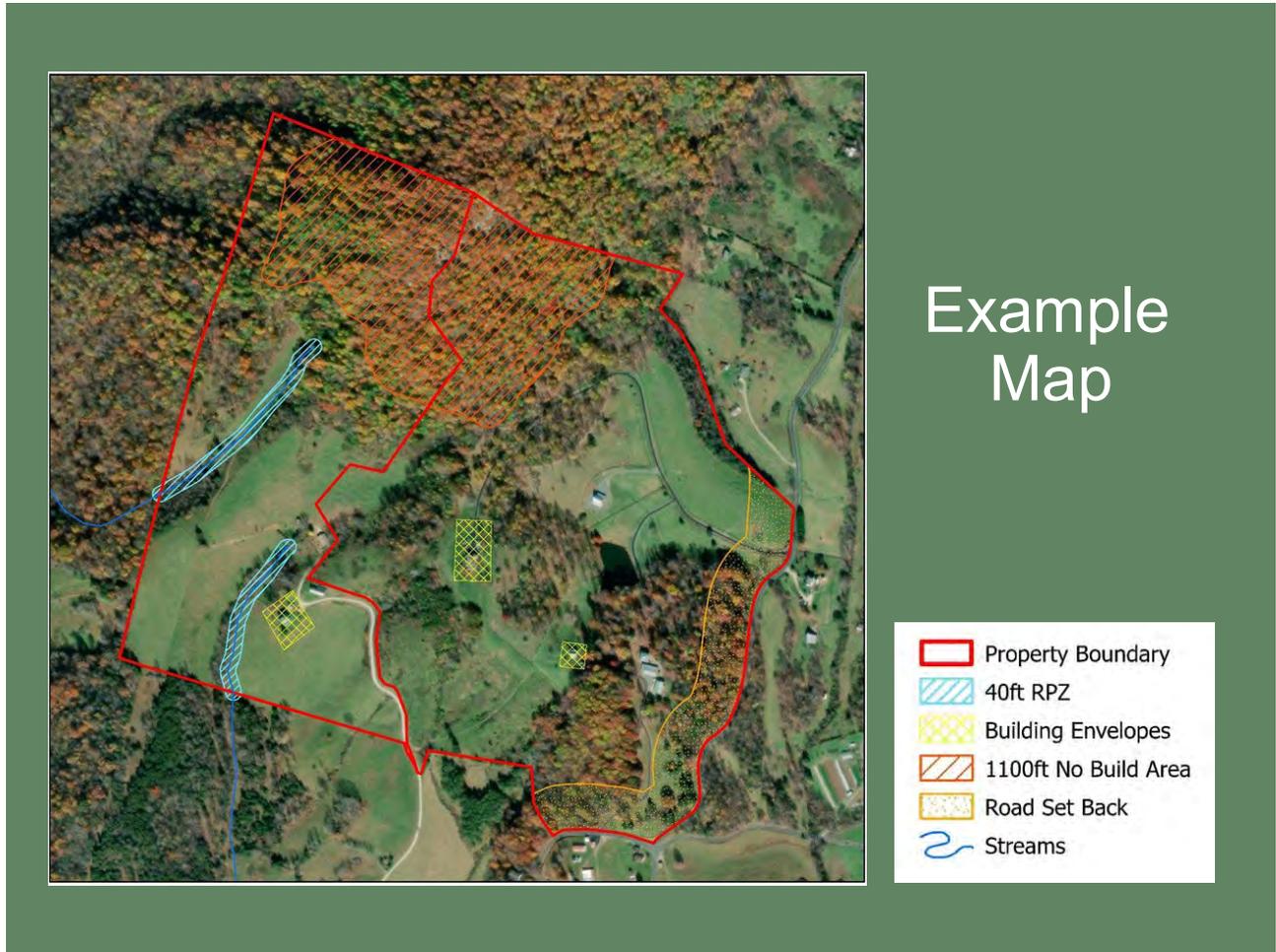
7,500 Acres  
Continuous Forest Cover

Derived from  
Year 2000  
Landsat Satellite  
Image Analysis

DRAFT



Mr. Lacy said a conservation easement limits development rights by capping the number of times a property can be subdivided and also limits the number and size of structures that can be built. He stated that the owner keeps full ownership and usage rights, as long as conservation values are maintained. Mr. Lacy said public access is not required unless specifically desired by the owner. He stated that Fortunes Cove, held under conservation easement by the Nature Conservancy, allows public access, but that is not mandatory. He said all easement properties are accompanied by maps, such as an example he prepared, showing a property subdivided once. Mr. Lacy stated that perennial streams are buffered with forty-foot riparian zones, and some areas are designated as no-build zones, sometimes on higher elevations to protect view sheds. He said building envelopes are also common, which specify where dwellings may be built.



Mr. Lacy stated that landowners may be interested in conservation easements for many reasons, with personal values being the most common. He said many properties have been in families for generations and hold significant meaning. Mr. Lacy stated that as development spreads from Charlottesville, conservation easements, being perpetual, offer landowners peace of mind that their property will not become a subdivision or shopping center. He said land stewardship is another reason for conservation easements, as many in Nelson County wish to protect places for recreation and agriculture for future generations.

He stated that there are substantial tax benefits for landowners who enter into conservation easements, as the IRS treats them as charitable donations, allowing for both state tax credits and federal deductions for qualifying landowners. Mr. Lacy said if a property is worth \$1 million and an easement reduces its value to \$600,000, the \$400,000 difference is the easement value, which can be recouped through tax credits. He stated that a \$400,000 easement value yields a \$240,000 federal deduction (60%) usable over 15 years and a \$160,000 state tax credit (40%) that can be sold. Mr. Lacy said state tax credits in Virginia can be sold for up to 80 or 90 cents on the dollar, resulting in approximately \$140,000 returned to the owner while preserving rural and agricultural land. He stated that in addition to personal benefits, conservation easements protect view sheds, water and air quality, wildlife corridors, and working farms, benefiting everyone.

Mr. Lacy said after an easement is recorded, the organization continues to monitor it, remaining in contact with landowners to ensure compliance with easement terms. He stated that as a smaller land trust, Central

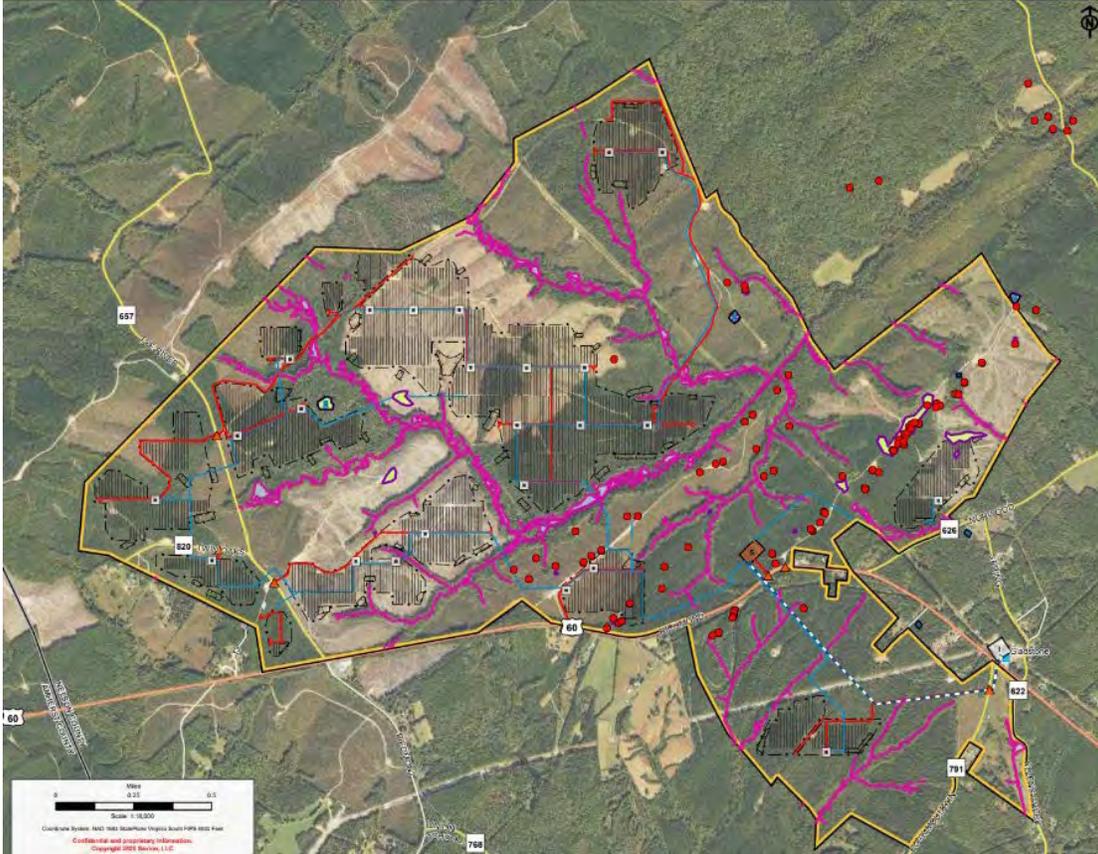
Virginia Land Conservancy offers more flexibility than larger entities such as the Virginia Outdoors Foundation, Department of Forestry, or the Nature Conservancy, which have stricter requirements and higher acreage minimums. Mr. Lacy said the organization can work with landowners to draft mutually beneficial terms and cater to smaller landowners, noting that most larger agencies require a 100-acre minimum, while Central Virginia Land Conservancy has several easements under 50 acres, including one of 29 acres. He stated that the organization aims not to turn landowners away and is always willing to discuss options for land conservation.

C. Wild Rose Solar Project Update – Jeannine Johnson and Lauren Devine

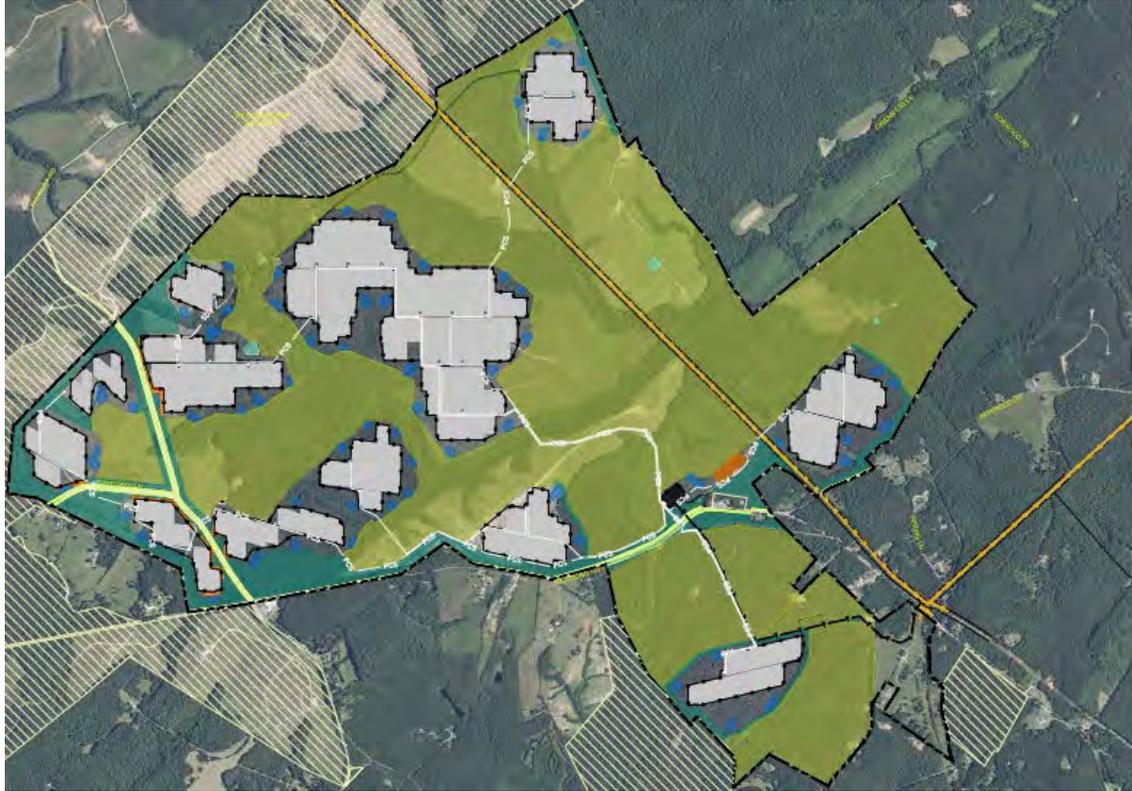
Ms. Johnson noted that Ms. Devine was unable to attend the meeting. Ms. Jeannine Johnson reported that the special use permit for Wild Rose was approved in January 2025 and that she was before the Board to update them on project progress over the past year and answer any questions. She stated that they were working on a 90-megawatt project in the southern portion of Nelson County. Ms. Johnson reported that their current construction start date was targeted for September of 2028, and they would be commercially operable in November of 2029.

Ms. Johnson stated that this was different than what was presented during the permitting process, and most of the changes were due to the interconnection agreement phase with the local utility, which was required before a solar project could be turned on. She explained that they had been in this process since 2020 and were reaching the final agreement in 2026. She said the final interconnection agreement was scheduled to be issued within a few days and was expected to be signed at the beginning of 2026, which was a significant milestone for solar projects. She said the utility had told them after a few studies this year the upgrades would be completed no earlier than November of 2029.

Ms. Johnson stated that the design submitted was the preliminary design as part of the special use permit and explained that there was a design update as a result of due diligence done this year, and the design would continue to evolve when working with EPC engineering companies. Ms. Johnson explained that some things identified on the site design plan included the pink wetland delineation, which required shifting some panels, and many red dots representing historical mining features, which would be detailed further. She said panels were shifted to completely avoid potential mining features.



Ms. Johnson explained that the old design was being referenced, but extensive vegetative buffers had been committed to and would remain even as the design changed, so much of the dark green would still be present. Ms. Johnson stated that the existing vegetative buffer would be kept to buffer and screen the project as much as possible.



Ms. Johnson said the list of studies used during the application included many desktop studies but explained that many field studies had since been completed, including Phase I Environmental, LiDAR, wetland delineation, and studies of mine features. She explained that the mine features were from a historic iron ore mine from the late 1870s and stated that the duration of activity onsite was limited. She said she was unsure how many people in Nelson County knew the mine existed, but there was a low probability for additional unknown mining in the area. She stated that the strategy and design moving forward were to avoid those areas out of caution, with features identified including mine shafts, mine openings, prospecting picks, and tailing piles, which are mining waste.

Ms. Johnson outlined the permits obtained, including the special use permit, and the Virginia DEQ permit by rule obtained in September. Ms. Johnson explained that the process was expedited because the Virginia DEQ deemed the site a brownfield due to historic mining, defining a brownfield as real property whose expansion or redevelopment may be complicated by the presence or potential presence of hazardous substances, pollutants, or contaminants. She explained that the mine complicated development, and this was why DEQ deemed it a brownfield. Ms. Johnson explained that the permit by rule process was expedited but stated that they remained committed to coordinating with all sister agencies of Virginia, including the Conservation and Recreation Department, Department of Historic Resources, and Department of Wildlife Resources.

Ms. Johnson said there was ongoing communication with these agencies to obtain sign-offs and approvals as required during a normal permit by rule process. She said the final permit in process currently was the Certificate of Public Convenience and Necessity, specifically for the generation tie to tie in to the local substation, which did not encompass the entire solar facility but just the generation tie line. She stated that this permit had been submitted and was expected at the beginning of the year. Ms. Johnson flagged the next steps, stating that before construction, the stormwater pollution prevention plan and permit would be

obtained. She explained that the final site plan, building, and electrical permit would be presented before construction. Ms. Johnson stated that the final site plan was anticipated in early 2028 for a Q4 2028 construction start, and she offered to answer questions.

Mr. Reed mentioned Mr. Percy's earlier question during public comments regarding scholarships and asked if there were any updates. Ms. Johnson responded that she did not have an update, as they were currently trying to get through all the permitting. She said now that they have solid phasing and a good understanding of construction start, 2026 will be the year they start working through the scholarship and the SHINE program, through which they will train as many interested locals as possible in how to install panels, heavy machinery, etc.

Mr. Parr asked if any of the site adjustments made would impact the visibility, as this was important to him. Ms. Johnson responded that there were no new impacts to her knowledge, but this is the next iteration so they could revisit it once they are at 30 to 50 percent design.

## **VI. NEW & UNFINISHED BUSINESS**

### **A. VTC Application to Request Recognition of GO Virginia Region 9 (R2025-84)**

Ms. Brittany Niemeyer, Assistant Director of Nelson County Tourism, stated that she was presenting a resolution formally requesting that the Virginia Tourism Corporation (VTC) recognize the GO Virginia Region 9 as its own distinct tourism region, proposed to be called "Virginia's Piedmont." She explained that Region 9 already collaborates extensively in tourism and economic development, but localities are currently divided between two separate regions—Central Virginia and Northern Virginia—and this designation will better reflect how visitors engage with the area as well as strengthening regional marketing and collaboration. She said the proposed Piedmont region includes Fauquier, Rappahannock, Culpeper, Orange, Madison, Green, Louisa, Albemarle, Charlottesville, and Nelson. Ms. Niemeyer stated that economic development organizations and GO Virginia programs already treat this area as a unified region for workforce and visitor initiatives, so this resolution will align tourism efforts with these existing partnerships, and strengthen the Commonwealth's tourism strategy by ensuring that the region's identity is clearly defined and promoted. She noted that with the Board's approval, they could move forward with the application and strengthen the region's visibility within the state tourism framework.

Mr. Parr commented that he was shocked at how big the area is and that Nelson is lumped in with Fauquier.

Mr. Rutherford stated that it was a positive attribute for Nelson to be surrounded by two other GO Virginia regions, which allows for new monies if they ever partnered on a project and wanted to use localities such as Amherst or Augusta or both. Ms. Niemeyer agreed.

Mr. Parr moved to adopt **Resolution R2025-84**. Mr. Rutherford seconded the motion, which passed unanimously (3-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2025-84**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**REQUEST FOR RECOGNITION OF GO VIRGINIA REGION 9**  
**AS A DISTINCT TOURISM REGION**

**WHEREAS**, the Virginia Tourism Corporation (VTC) currently recognizes the Central Virginia Tourism Region as encompassing an extensive collection of counties, including Madison, Greene, Albemarle,

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Louisa, Fluvanna, Nelson, Charlottesville, Amherst, Campbell, Appomattox, Prince Edward, Nottoway, Buckingham, Cumberland, Goochland, Hanover, Powhatan, Amelia, Dinwiddie, Chesterfield, Henrico, Prince George, and Sussex; and

**WHEREAS**, VTC currently recognizes the Northern Virginia Tourism Region as encompassing the eclectic counties of Culpeper, Rappahannock, Fauquier, Arlington, Fairfax, Prince William, Stafford, Spotsylvania, and Caroline; and

**WHEREAS**, these two VTC regions do not align with tourists' travel tendencies, nor support any cohesive tourism identity or unified marketing strategy, and

**WHEREAS**, the counties/cities of Fauquier, Rappahannock, Culpeper, Orange, Madison, Greene, Fluvanna, Louisa, Albemarle, Charlottesville, and Nelson currently work collaboratively through GO Virginia Region 9 (hereafter "The Region") to advance shared goals in economic development, workforce, and entrepreneurship; and

**WHEREAS**, these same counties share distinct tourism commonalities, including rich agricultural landscapes, vibrant main streets, historic sites, wineries and breweries, and proximity to the Blue Ridge Mountains and Shenandoah National Park, creating a natural and unified visitor experience where visitors travel organically within The Region's lodging, dining and recreating — reinforcing a shared tourism ecosystem that functions as a single destination market; and

**WHEREAS**, The Region's steep history, serves as home to two of America's most significant presidential estates — Monticello and James Madison's Montpelier — as well as historic properties such as Airlie Resort, Barboursville Ruins, and countless Civil War and early American sites; and

**WHEREAS**, The Region offers unparalleled outdoor recreation opportunities, including the Blue Ridge Mountains and the Shenandoah National Park, a national treasure drawing over 1.2 million visitors annually, complemented by regional attractions such as the James River Water Trail, Rapidan Wildlife Management Area, and numerous cycling, hiking, and agritourism routes; and

**WHEREAS**, The Region is home to the Virginia's most award winning wine and internationally acclaimed Monticello American Viticultural Area (AVA), recognized as the birthplace of Virginia wine and consistently awarded among the nation's best, attracting both domestic and international visitors; and

**WHEREAS**, The Region's towns and rural communities — from Lovingsston to Stanardsville, Orange, Culpeper, Madison, Sperryville, Washington, and Warrenton — embody the Virginia Main Street small-town charm, authenticity, and countryside beauty that define Virginia's tourism brand; and

**WHEREAS**, a collaborative tourism initiative within The Region would amplify these shared assets through joint marketing, coordinated visitor itineraries, and enhanced visibility of local businesses and attractions; and

**WHEREAS**, The Region has demonstrated strong collaboration through a number of GO Virginia Region 9 initiatives, including The Region's Wine Coalition, which supports coordinated marketing, workforce development, and infrastructure efforts for the wine industry; and further, several of The Region's localities participate in the "River Region" tourism initiative, illustrating an existing framework of inter-county cooperation, shared marketing, and collective visitor engagement; and

**WHEREAS**, the creation of a distinct tourism region under the VTC structure would allow more targeted investment, improved data collection, and a unified brand message aligned with the economic and cultural identity of The Region; and

**WHEREAS**, a redefined tourism region would not only improve coordination among local destination marketing organizations (DMOs) but also strengthen VTC's ability to market Virginia's tourism diversity more effectively across the Commonwealth;

**NOW, THEREFORE, BE IT RESOLVED**, that the localities of Fauquier, Rappahannock, Culpeper, Orange, Madison, Greene, Fluvanna, Louisa, Albemarle, Charlottesville, and Nelson hereby respectfully request that the Virginia Tourism Corporation formally recognize GO Virginia Region 9 as an independent and distinct tourism region known as **Virginia's Piedmont** within the Commonwealth;

**BE IT FURTHER RESOLVED** that this newly recognized region be empowered to collaboratively promote its unique historical, cultural, and natural assets under a shared identity that reflects the spirit, landscape, and hospitality of Virginia's Piedmont and Blue Ridge Mountains.

B. Piney River Vol. Fire Dept. 80/20 Program Truck Order Request (**R2025-85**)

Piney River Fire Chief Billy Hughes thanked the Board for supporting emergency services for many years and said he hoped it continued. He explained that they started putting together a plan more than a year ago and went through six different vendors, ultimately settling on what is being presented. He stated that this is the truck they designed based off of actual usage to make coverage for seven companies plus the mutual aid agreement with Amherst. He noted that they got the same kind of package that Anchor-Richey did with Faber through which they would receive a prepayment discount for cab and chassis that knocks off about \$28,000.

Chief Hughes said they were able to stay at the 2025 price, and on January 1, they would hit a 6% increase on pump components, 3% increase on tank components, and a possible increase on manufacturing. He noted that the total price was \$807,244 minus the discount. Mr. Parr indicated that the request had gone through EMS Council. Chief Hughes mentioned that the truck committee included two diesel mechanics, a VDOT employee, and two career firemen, who assisted in the truck specifications. He reported that Piney River's two in-house mechanics save the department about \$64,000 a year in mechanical repairs. He also mentioned that nobody wants to have to meet 2027 emissions standards, so everyone is ordering their trucks now.

Mr. Parr moved to adopt **Resolution R2025-85** to approve the truck order request for the Piney River Volunteer Fire Department. Mr. Rutherford seconded the motion, which passed unanimously (3-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2025-85**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**APPROVAL OF 80/20 TRUCK ORDER REQUEST FOR**  
**PINEY RIVER VOLUNTEER FIRE DEPARTMENT**

**BE IT RESOLVED** that the Nelson County Board of Supervisors hereby authorizes Piney River Volunteer Fire Department to place an order for an equipped Kenworth Tanker with Anchor-Richey Emergency Vehicle Services, Inc.

**BE IT FURTHER RESOLVED** that staff is hereby directed to include a funding request of \$645,795.20 (80% of the truck cost) in the FY27 proposed budget; with the understanding that final funding approval is pending adoption of the FY27 budget including these funds.

C. Sheriff's Request to Consolidate 2 Part-Time Positions to 1 Full-Time (**R2025-86**)

Sheriff Mark Embrey referenced a brief correspondence he had submitted to the Board on December 1 regarding two vacant part-time positions that the Sheriff's Office payroll budget has allocated. Sheriff Embrey said they lost a member who was a part-time employee, noting that Deputy Steve Davis, who had been with them since January 1, 2024, announced his retirement in mid-November. He said Deputy Davis had done a phenomenal job as their civil process server and took care of things within the allotted 29 hours a week. Sheriff Embrey stated that his retirement caused a major strain on their office, and the patrol division was having to take care of civil process service. Sheriff Embrey emphasized that part-time applicants and qualified candidates are few and far between, and it is very difficult in the current workforce environment—but he has had no issues finding full-time candidates to come on board. He said that effective December 1, they appointed an individual from within their agency in courthouse security to take over full-time responsibilities for civil process, and he is pleased to report that all of their civil process duties are being served and workflow is efficient once again.

Sheriff Embrey explained that what he cannot do is fill these two vacant part-time positions, so it makes sense for them to consolidate them both into one full-time. He thanked Grace Mawyer for allowing time to meet with him in weeks past to discuss what would be required, but his understanding is it would be \$7,000 for the consolidation to finish out the fiscal budget June 30. He said they already have an individual that they brought on board that he would move into this vacant spot, and this would be a locally funded position.

Mr. Reed asked if this was combining the civil processes server with a payroll and personnel person. Sheriff Embrey responded yes, the civil process server would be full-time, as the two part-time positions would be consolidated into one. He said they have already reassigned Deputy Davis's duties to another individual who is a full-time employee; by consolidating the two roles, this would give back the position to the court security complex.

Ms. McGarry noted that fiscally speaking, it would cost another \$7,000 from January 1 through June 30, then approximately \$14,000 for a full year going forward, through more local funding.

Mr. Rutherford moved to approve **Resolution R2025-86** as presented. Mr. Parr seconded the motion, which passed unanimously (3-0) by roll call vote and the following resolution was adopted:

**RESOLUTION R2025-86**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**APPROVAL TO CONSOLIDATE TWO PART-TIME POSITIONS**  
**INTO ONE FULL-TIME POSITION**

**RESOLVED**, by the Nelson County Board of Supervisors that the two (2) Nelson County Sheriff's Office part-time deputy positions at an hourly wage be consolidated into one (1) full-time, locally funded Deputy Sheriff position at an annual salary of \$50,917.00, in accordance with the County of Nelson's pay scale, to become effective January 1, 2026.

**BE IT FURTHER RESOLVED** that the Board does hereby allocate \$7,000.00 to compensate the remaining six months of this position for Fiscal Year 2025-2026.

The Board then took a brief recess.

D. Real Estate Tax Exemption Applications (**R2025-87**)

Commissioner of Revenue Kimberly Goff stated that every three years, those with real estate tax exemption must reapply, and three (3) have reapplied for 2026. She stated that the first is Piedmont Habitat for Humanity, which is on its second house, and she did not know if this one would even be considered for 2026. She stated that more than likely, it will go on regular taxes because the home is finished and once they sell it, the exemption will be removed. Ms. Goff stated the next applicant is Synchronicity Foundation, which has reapplied and has four tax map numbers. She noted that she could provide the amount of taxes if needed. She said Synchronicity's four parcels have been granted exemption for many years. Ms. Goff reported that the last application is the Nature Foundation at Wintergreen, which has reapplied and has four tax map numbers as well. She said they just purchased a tract that is 1,422.89 acres, and that was not exempt—but it is in conservation easement, making the rate cheaper than it would normally be. She said the Nature Foundation wants the other parcels to stay in and would like to add the 1,422.89 acre parcel to their exempt properties. Mr. Reed noted that the new parcel was in conservation easement and would not be developed as there are a number of rare species found there. Ms. Goff noted that she had visited both Synchronicity and the Nature Foundation as part of the application review process.

Mr. Parr asked how many other tax-exempt properties there are in the County. Ms. Goff responded that to her knowledge, there are just these three groups. Ms. McGarry noted that Monroe Institute was another that was listed in the County Code. Ms. Goff noted that she was not sure when Monroe Institute was due to reapply and she would look into that. She noted that religious institutions like churches are tax-exempt automatically and they do not have to apply for exemption.

Mr. Parr asked what the basis was for Synchronicity's exemption and whether there were any residences on the property. Ms. Goff indicated that there were several trailers on the property that she believed people did reside in, but also noted that they did bring people in to stay for the weekend. Ms. Goff confirmed from their filings for many years that they do "spiritual holistic meditation" and offer retreats, online consultations, and Zoom meetings; they have walking trails and buildings that are used for what they offer, such as chapel—but that chapel would not be tax-exempt as far as being like a church. She indicated that they also had a dining hall and some other buildings. She noted that they have been granted tax exemption by the Board for many years.

Mr. Parr asked for a church with a parsonage whether the parsonage is automatically exempt as well. Ms. Goff confirmed that they were.

Mr. Parr asked how conservation easements were taxed. Ms. Goff explained that something normally taxed for \$3,000 of value, would be taxed on \$450 value per acre if they were in an easement or forestry. She noted that the same was true for land use, that they were also taxed at a lesser value, but she would have to confirm the numbers. She commented that she did not believe any of the parcels were in land use, only existing tax exemption and the conservation easement. She explained that putting a property into a conservation easement was done through a recorded deed. Mr. Parr noted that people who had land in either land use or a conservation easement were paying taxes, just at a lower rate, while Synchronicity, Wintergreen Nature Foundation, Piedmont Habitat for Humanity and Monroe Institute were tax-exempt.

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Ms. McGarry explained that State Code section 58.1-3651, which authorizes this tax exemption, says that “Any county, city, or town made by designation or classification exempt from real or personal property taxes or both by ordinance adopted by the local government body. The real or personal property or both owned by a nonprofit organization, including a single member limited liability company whose sole member is a nonprofit organization that uses such property for religious, charitable, patriotic, historical, benevolent, cultural, or public park and playground purposes.” She noted that the designation was a may, not a shall, which meant that the Board did have discretion.

Mr. Rutherford moved to approve **Resolution R2025-87** as presented. Mr. Parr seconded the motion for discussion.

Mr. Parr stated that he would be voting no because while he understands the Wintergreen Nature Foundation and the value they bring to our community, he has nothing against Synchronicity but thinks they bring value mostly to themselves. He said they are not taking school kids and are not adding value to the community outside of the value they bring for themselves. He said if they were able to look at the spiritual or religious parts and the residential separately, he might be more inclined to vote yes—but lumping them all together, he was going to vote no on all of it.

Mr. Rutherford asked what the timeframe was for making a decision.

Mr. Parr said this is for next tax year and probably wouldn’t warrant a decision by April. He stated that he would like to see a breakdown on Synchronicity in terms of how much it is for institutional use and how much is for the actual residential structures. He added that it would be helpful to have information on Monroe Institute as well, even though the Board is not voting on them in this round. He also noted that farmers are not tax exempt.

The Board deferred voting on the item until more information is provided and Mr. Rutherford rescinded his motion.

**E. Piney River Water and Sewer Rates (O2025-09)**

Ms. McGarry stated that at their November meeting, the Board directed staff to come back with the ordinance as proposed. She said the only changes made were to the base service fees and the grinder pump fees; they changed the effective date from January 1, 2026 to July 1, 2026 for the first increase in those, and the increase would be 7% each year from July 2026 to July 1, 2027 and then again July 1, 2028. She noted that other than that, all other proposed fees and charges remained as presented.

Mr. Rutherford asked if, including the metering size and connection fees, they were going to move those to July 1, 2026 as well. Ms. McGarry said the ordinance in its entirety would become effective July 1, 2026.

Mr. Parr moved to adopt **Ordinance O2025-09**, Nelson County Board of Supervisors, Amendment to the Code of Nelson County, Virginia, Chapter 12, Utilities, Article 3, Water and Wastewater, Division 10, as presented. Mr. Rutherford seconded the motion, which passed unanimously (3-0) by roll call vote and the following ordinance was adopted:

**ORDINANCE O2025-09**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA**  
**CHAPTER 12 UTILITIES, ARTICLE III WATER AND WASTEWATER,**

**DIVISION TEN**

**BE IT HEREBY ORDAINED**, by the Nelson County Board of Supervisors that the Code of Nelson County, Virginia, Chapter 12, Utilities, Article III Water and Wastewater, Division Ten is hereby amended as follows:

*Amend*

Sec. 12-152. Connection fees.

**Meter Sizing and Fees**

Required Meter Size	Connection Fee	
	Water	Sewer
$\frac{5}{8}'' \times \frac{3}{4}''$	\$ 2,000.00	\$ 2,000.00
Full $\frac{3}{4}''$	3,000.00	3,000.00
1"	5,000.00	5,000.00
1½"	8,000.00	8,000.00
2"	16,000.00	16,000.00
3"	32,000.00	32,000.00
4"	50,000.00	50,000.00
6"	100,000.00	100,000.00

**Meter Sizing and Fees**

Required Meter Size	Connection Fee	
	Water	Sewer
$\frac{5}{8}'' \times \frac{3}{4}''$	\$ 4,000.00	\$ 4,000.00
Full $\frac{3}{4}''$	6,000.00	6,000.00
1"	10,000.00	10,000.00
1½"	17,500.00	17,500.00
2"	32,000.00	32,000.00
3"	64,000.00	64,000.00
4"	100,000.00	100,000.00
6"	200,000.00	200,000.00

**Sec. 12-153. Base service fees.**

Base service fee allots consumption up to four thousand (4,000) gallons per billing period.

**Base-Service Fees**

	Water	Sewer
Minimum usage— Up to 4,000 gallons per month	\$29.90	\$29.60
Cost per 1,000 gallons, exceeding 4,000	6.10	6.85

**Base Service Fees**

<b>Effective Date:</b>	<b>7/1/2026</b>	<b>7/1/2027</b>	<b>7/1/2028</b>
<i>Water Usage - (4,000 gallons monthly minimum)</i>	\$31.99	\$34.23	\$36.63
<i>Water Usage - (per 1,000 gallons over monthly min)</i>	\$6.53	\$6.98	\$7.47
<i>Sewer Usage - (4,000 gallons monthly minimum)</i>	\$31.67	\$33.89	\$36.26
<i>Sewer Usage - (per 1,000 gallons over monthly min)</i>	\$7.33	\$7.84	\$8.39

Unmetered water or sewer residential customers will be charged for four thousand (4,000) gallons per month.

**Sec. 12-156. Yard hydrant fees.**

Base fee\*, per month ~~\$7.50~~ **\$48.30**

\* Base fee allots consumption of ~~one thousand five hundred (1,500)~~ **four thousand (4,000)** gallons per month. Consumption over the minimum is charged at rate specified in section 12-153.

**Sec. 12-160. Returned check fees.**

The county will assess a fee of ~~twenty-five dollars (\$25.00)~~ **fifty dollars (\$50.00)** for any returned check. Plus any actual bank charge.

**Sec. 12-164. Unauthorized water/sewer use fees.**

Initial charge ~~\$500.00~~

Additional daily charges ~~500.00~~ **\$1,000.00**

**Sec. 12-165. Copy of the water and sewer ordinance.**

~~\$2.50~~ **\$10.00**

**Sec. 12-167. Inspection fees.**

Water/sewer services (for first service) \$25.00

For each additional service ~~20.00~~ **\$25.00**

To be billed at the completion of service.

**Sec. 12-169. Grinder pump fees.**

~~\$9.00~~ per month

<b>Effective Date:</b>	<b>7/1/2026</b>	<b>7/1/2027</b>	<b>7/1/2028</b>
<i>Grinder Pump Fees</i>	\$9.63	\$10.30	\$11.03

*New*

**Sec. 12-170. Customer Requested Service Fee.**

A \$25.00 fee will be assessed for customer requested service for any service beyond the County’s responsibility. This fee will be assessed for customer requested meter re-reads unless meter error is on the part of the County. Any customer requested service would be assessed an overtime fee if service is requested during a County observed holiday or after hours.

**Sec. 12-171. New Service Opinion Fee.**

A \$50.00 fee will be assessed when the County is requested to given an opinion whether an undeveloped property has the water and or sewer service currently installed. If an opinion is not sufficient information, an additional fee of time and material will be charge if the service is physically located.

**Sec. 12-172. Misuse/Damage Fee.**

The County will assess at a minimum, a fee of \$500.00, to any customer who misuses their water and or sewer service, causing damage to the County’s infrastructure. These fees are designed to recoup the actual cost of damages to the County’s infrastructure.

**BE IT FURTHER ORDAINED**, by the Nelson County Board of Supervisors that this Ordinance becomes effective **July 1, 2026**.

**VII. REPORTS, APPOINTMENTS, DIRECTIVES AND CORRESPONDENCE**

- A. Reports
  - 1. County Administrator’s Report

Ms. McGarry began her report by stating that she had the pleasure of working with Tommy Harvey for 25 years, and he was always highly engaged and supportive of County employees.

She also provided the following report:

**A. DSS Building Project:** The site has been cleared, graded, and other sitework is underway as weather permits. The wet weather has impacted this progress for the time being.

**B. Department of Social Services CPS Data:**

Agency CPS Referral Data for November is shown below. Total referrals received were elevated due to a case that received multiple duplicate referrals; which necessitated that the duplicates be screened out, causing that percentage to be high. Another referral was screened out due to it being in Albemarle’s jurisdiction. Other Departmental data is provided with the monthly report submitted to the Board.

**Total Referrals Received = 24**  
 Validated = 9  
 Screened out = 15  
 Percentage Validated = 38%  
 Percentage Screened Out = 62%

**Results of Referrals Validated:**  
 Investigations = 2  
 Family Assessments = 7  
 Percentage Investigations = 22%  
 Percentage Family Assessments = 78%

Applications for the Local DSS Advisory Board are still being taken with potential appointment being in January.

**C. Christmas Lights:** Thank you to CVEC and County Maintenance staff for the Christmas lights installation. Maintenance staff installed lights where they were able to safely assess existing pole brackets and connections for safe installation. After this holiday season, we can circle back to determine how many poles may need electrical work done for next year. County staff will plan for taking down the Lovington/Shipman lights by January 9th, weather permitting, and will coordinate with CVEC to do the same as their schedule permits.

**D. 2026 Reassessment:** 2026 Reassessment notices have been mailed out and Assessors are conducting appeal reviews through December 18th. Procedures for appealing to the Assessors and Board of Equalization are provided on the notices and we have posted the attached FAQs regarding the re-assessment. It is important to note that the reassessment determines your property's fair market value, but your actual tax bill depends on the tax rate set annually by your local Board of Supervisors. The Nelson County Board of Supervisors will evaluate its budgetary needs and 2026 real estate tax rates will be set sometime in mid-April of 2026. Proposed changes in tax rates require a public hearing prior to them being set by the governing body.

**E. FY25 Region Ten Cooperative Projects fund with Opioid Abatement Authority Funding:** Nelson participates with other Region Ten CSB localities in Opioid Abatement Authority grants initiated in FY25 to provide (1) Community Outreach Services and (2) expansion of the Crisis Response & CITAC services at the Region Ten Crisis Receiving Center (CRC). In FY25 183 Nelson County residents were served in program (1) and 9 residents served by program (2). While a local match IS NOT required for these grants, Region Ten staff has asked if Nelson would like to contribute some of our Direct Opioid Settlement distribution funds in order to strengthen the FY27 renewal application that will be submitted in March 2026. We have received \$21,099 in additional unexpected payments from the Deficiency Fund (funds remaining after payments to counsel) and staff recommends contributing \$5,000 - \$10,000 of these funds to the FY27 renewal application. The Board's advisement on this contribution is requested.

Ms. McGarry noted that the application was not due until March 2026, so there would be time to discuss it further if the Board chose to do so. She noted that Albemarle and Charlottesville may have chosen to contribute about 15,000 of their direct funds to previous applications.

**F. NCCDF Family Assistance Program Report:** From Margaret Clair of the Nelson County Community Development Foundation Family Assistance Program: As of November 18, requests for assistance have been received from 48 families, totaling just over \$24,000 in funding requests. Of those, 26 families have been assisted for a total of \$11,423.68, or an average of \$423.10 per family.

**Assistance has been distributed as follows:**

Tax Payment 1 - \$500.00  
Rent 9 - \$3,716.57 (avg. \$412.95)  
Utility 16 - \$7,194.16 (avg. \$449.64)  
Fees (AEP) - \$12.95

**Family characteristics are:**

Average age of HOH - 57  
Elderly 41.4%  
White 68.9%  
Black 31%  
Avg. Gross Income \$15,027  
AMI 17.7%  
Disability - 24%  
Under 18 (in family) 41%

Including the admin fee of \$2,500, \$13,923.68 of the \$25,000 allocation has been expended with the balance estimated to be spent by early February.

**G. Meals and Lodging Tax Collection & Lodging Entity Tracking:** Number of Lodging Units went from 820 to 826. RentalScape is the selected STR monitoring and tracking software platform and staff is in process with its procurement.

Mr. Reed asked when they expected the RentalScape software to be operational.

Ms. McGarry said she was not sure but would have a better idea once they completed their first set of training later that week. She added that staff could likely offer the Board a demo of the product at an upcoming meeting.

## 2. Board Reports

### Mr. Rutherford:

Mr. Rutherford reported that he and Mr. Reed had a meeting yesterday and talked about the fire marshal. Mr. Rutherford said his interpretation of the meeting is that what they were trying to accomplish is not what is really needed. He said there is a liability aspect in that if they implemented their own fire marshal, it would make the County responsible for all fire marshal needs, that would also involve pyrotechnics, fireworks, and all sorts of other things. He said the specific resolution that they had was not necessarily resolving their issues and was not going to give Wintergreen the authority to do what they had intended. He said they met with the Virginia State fire marshal, who provided a lot of clarity, and he indicated that it would require implementation of the extensive fire code—which would be quite a shock to the community.

Mr. Rutherford reported that he attended the TJPDC meeting. He noted that he also attended the Jail Board meeting, where they had a groundbreaking ceremony for the renovation project.

### Mr. Parr:

Mr. Parr stated that he could not attend the Emergency Services Council meeting last month, but they would be meeting again tonight. He asked if anyone had any updates on the Wintergreen access on the Parkway. Mr. Reed confirmed that they did and it got through committee.

### Mr. Reed:

Mr. Reed reported that he had attended the Drug Recovery Court, Jefferson Area Board for Aging, and Service Authority meetings. He said he was at the last School Board meeting, at which they said goodbye to three of their longstanding board members. He said the new School Board has to deal with the information on the new composite index, which is actually a 10% increase from the last biennium's composite index, which is going to be a real challenge for the school budget and the County budget as well..

## B. Appointments

### Agricultural and Forestal District Advisory Committee

Mr. Rutherford moved to appoint Deborah White on the Agriculture and Forest Advisory Committee. Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion unanimously by roll call vote (3-0).

### Social Services Advisory Board

Mr. Reed stated that they have applicants for all the different districts for the Social Services Advisory Board, but Dr. Ligon was not present, and new Board member Cameron Lenahan would also be present in January. He said it might make more sense for them to take a look at these next month, and Ms. McGarry agreed.

### Board of Equalization

Mr. Rutherford moved to appoint Carlton Ballowe, James Clinton Bibb, and Thomas Nelson Jr., all who have served in the past, to the Board of Equalization. Mr. Parr seconded the motion. There being no further discussion, Supervisors approved the motion unanimously by roll call vote (3-0).

### Other Vacancies

Ms. Spivey reported that they were still seeking an alternate for the Board of Zoning Appeals, as Mary Cunningham did not wish to be reappointed. She also noted that Carole Saunders had just resigned from the Board of Zoning Appeals, which her appointment was as a regular member.

Ms. Spivey indicated that they were still looking for someone to serve on the Thomas Jefferson Community Criminal Justice Board. She noted that someone with a background in law enforcement, the courts or probation would be a good fit.

Ms. Spivey also reported that there was a new vacancy on the Agricultural and Forestal District Advisory Committee as Andy Wright had resigned.

C. Correspondence

There was none.

D. Directives

*Juneteenth Committee Funding Request*

Supervisor Parr moved to approve the \$5,000 requested by the Juneteenth Committee and asked that the Juneteenth celebration be made a line item in the ongoing annual budget process. Mr. Rutherford seconded the motion, which passed unanimously (3-0) by roll call vote.

**VIII. OTHER BUSINESS (AS PRESENTED)**

Mr. Rutherford noted the joint meeting with the Planning Commission that would take place the following day. He suggested that they consider the need for an additional work session to follow.

**IX. ADJOURN AND CONTINUE TO DECEMBER 17, 2025 AT 5:00 P.M. FOR A JOINT WORK SESSION WITH THE PLANNING COMMISSION – AN EVENING SESSION WILL NOT BE CONDUCTED.**

At 4:05 p.m., Mr. Parr moved to adjourn and continue the meeting to December 17, 2025 at 5:00 p.m. for a joint work session with the Planning Commission. Mr. Rutherford seconded the motion, which passed unanimously (3-0) by roll call vote and the meeting adjourned.



BOARD OF SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-11  
NELSON COUNTY BOARD OF SUPERVISORS  
AMENDMENT OF FISCAL YEAR 2025-2026 BUDGET  
March 10, 2026**

**I. Appropriation of Funds (General Fund)**

<u>Amount</u>	<u>Revenue Account (-)</u>	<u>Expenditure Account (+)</u>
\$ 10,000.00	3-100-009999-0001	4-100-071020-8003
\$ 4,350.00	3-100-002404-0016	4-100-031020-7051
\$ 1,128.38	3-100-003303-0107	4-100-031020-1013
\$ 1,314.50	3-100-001401-0002	4-100-031020-7017
\$ 1,000.00	3-100-002404-0064	4-100-081020-7071
<b>\$ 17,792.88</b>		

**II. Transfer of Funds (General Fund Non-Recurring Contingency)**

<u>Amount</u>	<u>Credit Account (-)</u>	<u>Debit Account (+)</u>
\$ 4,350.00	4-100-999000-9905	4-100-031020-7051
\$ 28,885.00	4-100-999000-9905	4-100-013010-1010
\$ 850.00	4-100-999000-9905	4-100-013010-2001
\$ 405.00	4-100-999000-9905	4-100-013010-3007
\$ 2,250.00	4-100-999000-9905	4-100-013010-5201
\$ 4,000.00	4-100-999000-9905	4-100-013010-5401
\$ 14,000.00	4-100-999000-9905	4-100-013010-5413
\$ 1,200.00	4-100-999000-9905	4-100-013010-5501
\$ 500.00	4-100-999000-9905	4-100-013010-5503
\$ 3,300.00	4-100-999000-9905	4-100-013020-1002
\$ 252.00	4-100-999000-9905	4-100-013020-2001
\$ 400.00	4-100-999000-9905	4-100-013020-3007
\$ 170.00	4-100-999000-9905	4-100-013020-5201
\$ 225.00	4-100-999000-9905	4-100-013020-5401
\$ 175.00	4-100-999000-9905	4-100-013020-5503
<b>\$ 60,962.00</b>		

Adopted: March 10, 2026

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

## **EXPLANATION OF BUDGET AMENDMENT**

- I. Appropriations are the addition of unbudgeted funds received or held by the County for use within the current fiscal year budget. These funds increase the budget bottom line. The General Fund Appropriations of \$17,792.88 include requests of (1) \$10,000.00 request to reappropriate unused FY25 VOF (Virginia Outdoors Foundation) Grant Funds for the Rockfish River Boat Takeout and Parking Lot Project (from fund balance); (2) \$4,350.00 appropriation requested for RSAF (Rescue Squad Assistance Fund) grant award received Feb 2026; (3) \$1,128.38 appropriation requested for Sheriff's DEA Task Force Grant funding for January 2026; (4) \$1,314.50 appropriation requested for Sheriff's E-ticket revenue received in January 2026; and (5) \$1,000.00 appropriation requested for 2025 Virginia Wine Board Marketing Office Toast Virginia Grant funds from King Family and Oakencroft Vineyards (partner match). *The total appropriation request for this period is below the 1% of expenditure budget limit of \$1,004,559.45 for March.***
- II. Transfers represent funds that are already appropriated in the budget, but are moved from one line item to another. Transfers do not affect the bottom line of the budget. Transfers from General Fund Non-Recurring Contingency in the amount of \$60,962.00 are requested for (1) \$4,350 to cover the 50% local match requirement of the RSAF (Rescue Squad Assistance Fund) grant award as authorized by the Board of Supervisors on September 9, 2025 by Resolution R2025-69; and (2)-(15) \$56,612 from the Registrar's Office to cover additional cost projections for the April 21, 2026 Special Election not previously budgeted in FY26. *Following approval of these expenditures, the balance of Recurring Contingency will be \$26,469.04. The balance of Non-Recurring Contingency will be \$347,130.42.***

FUND #	GENERAL FUND EXPENDITURES	FY/2022 EXPENSE	FY/2023 EXPENSE	FY/2024 EXPENSE	ADOPTED FY/2025 BUDGET	AMENDED FY/2025 BUDGET	2025/06 ACTUAL	DEPT FY/2026 REQUEST	ADMIN FY/2026 RECOMMENDS	ADAPTED FY/2026 BUDGET
071000	PARKS & RECREATION									
071020	***RECREATION***									
071020-1001	Salaries and Wages	105,859	108,767	119,388	121,482	121,482	124,846	125,126	125,126	125,126
071020-1002	Overtime	2,290	782	1,364	1,500	1,500	930	1,500	1,500	1,500
071020-1003	Part Time Salaries	4,368	3,090	4,183	6,000	6,000	28,880	30,500	30,500	30,500
071020-1004	Pt Field and Maint	10,152	13,778	17,456	17,919	17,919	15,460	17,919	17,919	17,919
071020-1005	New Pt Parks & Recreation Ai			9,984	24,500	24,500				
071020-1008	Unemployment Benefits		50							
071020-2001	FICA	9,287	9,541	11,518	13,191	13,191	12,675	13,391	13,391	13,391
071020-2002	Retirement-VRS	11,842	12,463	11,927	13,084	13,084	8,262	13,476	13,476	13,476
071020-2005	Hospital/Medical Plans	16,031	16,866	14,553	18,468	18,468	9,180	9,180	9,180	9,180
071020-2006	Group Insurance	1,318	1,456	1,551	1,628	1,628	1,472	1,476	1,476	1,476
071020-2009	Hybrid Disability VLDP			100	348	348	356	358	358	358
071020-2011	Worker's Compensation	1,893	1,685	2,430	1,893	1,893	3,781	3,781	3,781	3,781
071020-2013	VRS Retirement Hybrid Plan			1,348	1,175	1,175	5,657	1,694	1,694	1,694
071020-3001	Health/Background Services	96	159	364	250	250	897	750	750	750
071020-3005	Maintenance Service Contract	249			700	700		700	700	700
071020-3006	Printing & Binding	2,644	2,865	728	2,500	2,500	491	2,000	2,000	2,000
071020-3007	Advertising	1,122	2,939	468	3,500	3,500	2,964	3,500	3,500	3,500
071020-3016	Contracted Services	2,000	4,755	2,735	5,000	5,000	2,500	5,000	4,000	4,000
071020-3017	Contracted Umpires	4,380	7,408	8,920	10,800	10,800	17,135	14,600	13,000	13,000
071020-3018	Contracted Field Maintenance	4,060	5,278	16,851	12,000	12,000	8,373	12,000	12,000	12,000
071020-3019	VBRRT - Blue Ridge Rail Trail	10,521	10,621	18,131	12,000	12,000	14,293	14,000	14,000	14,000
071020-3020	Blue Ridge Tunnel Trail Main	16,648	33,016		35,000	35,000	35,419	35,000	35,000	35,000
071020-3021	Target Grant - Youth Soccer									
071020-3022	Baseball Donation Account			1,637			2,115			
071020-3023	Parks & Rec Special Events			1,615	2,000	2,000	1,548	2,000	1,700	1,700
071020-5100	Electrical Svcs (field light	125	114	120	200	200	120	200	200	200
071020-5201	Postal Services	16	33	61	1,500	1,500	41	1,500	500	500
071020-5203	Telecommunications				800	800	615	800	800	800
071020-5401	Office Supplies	1,758	257	1,717	5,000	5,000	6,448	8,000	8,000	8,000
071020-5407	Maintenance Supplies	2,554	7,339	8,668						
071020-5410	Outdoor Recreation		117							
071020-5411	Recreation Programming				30,000	30,000	36,506	30,000	30,000	30,000
071020-5412	Educational & Recreational S	18,362	32,945	32,420						
071020-5413	Concession Supplies									
071020-5422	Special Projects		2,499							
071020-5501	Travel(Mileage)		55		250	250	122	250	250	250
071020-5503	Travel(Subsistence & Lodging	677	1,263	1,513	1,900	1,900	1,257	2,000	2,000	2,000
071020-5504	Travel(Convention & Educatio		946	1,550	1,500	1,500	1,154	1,500	1,500	1,500
071020-5601	Dues and Memberships	200	200	200	900	900	200	800	800	800
071020-7001	Machinery & Equipment									
071020-7007	MyRec Rec Management Softwar	2,995	3,295	3,295	3,295	3,295	3,295	3,295	3,295	3,295
071020-8003	MyRec Public Access Grants - Pos			1,920	10,000	10,000	95,328	17,000	17,000	17,000
071020-8004	Forest Sustainability Fund S						25,000	70,321	70,321	70,321
	--TOTAL DEPARTMENT--	232,708	286,197	311,899	360,283	472,604	372,152	443,617	439,717	439,717
	PARKS & RECREATION	232,708	286,197	311,898	360,283	472,604	372,152	443,617	439,717	439,717

Reappropriate  
610,000.00  
 6M

**Grace Mawyer**

**From:** Neely Hull  
**Sent:** Tuesday, February 3, 2026 9:48 AM  
**To:** Grace Mawyer  
**Subject:** EDI-Code please

Hi Grace,  
We have received these funds, and I want to make sure they are posted correctly. Can you please provide me the code  
Thank you!

**RSAF**  
3-100-2404-0016 (AEDs)  
4-100-31020-7051 6M

**Total Amount:** 4,350.00      **Deposit Date:** 02/04/2026      **Trace Number:** 82861946

Agy No	Amount	CDS Offset Amount	TOP Offset Amount	Invoice Number	Invoice Date	Customer Number	Voucher Number	Description
601	4,350.00	0.00	0.00	TJC040625979	12/02/2025		0285108	EMS RSAF

**Tot 601:** 4,350.00

Neely Hull  
County of Nelson, Treasurer  
PO Box 100  
Lovingston VA 22949

P (434) 263 7060  
F (434) 263 7064

BOARD OF  
SUPERVISORS

THOMAS D. HARVEY  
North District

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District



CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2025-69  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF LOCAL GRANT MATCH TO PURCHASE 12 ZOLL AEDS**

**WHEREAS**, the Nelson County Sheriff's Office is a recipient of a Rescue Squad Assistance Fund (RSAF) Grant Award, which has a 50/50 State/Local Match; and

**WHEREAS**, the Sheriff intends to use these grant funds to purchase 12 Zoll AED Plus-Encore Series units; 1 for each patrol car, which will allow patrol division deputies arriving first on scene, to provide life-saving measures,

**NOW THEREFORE BE IT RESOLVED**, that the Nelson County Board of Supervisors hereby approves the Sheriff's request for local grant match funding of \$4,350 to aid in the purchase 12 ZOLL AED Plus - Encore Series units at a total cost of \$8,700.

Approved: September 9, 2025

Attest: Candice W. McGarry, Clerk  
Nelson County Board of Supervisors

**Grace Mawyer**

---

**From:** Neely Hull  
**Sent:** Friday, February 13, 2026 11:34 AM  
**To:** Grace Mawyer  
**Subject:** FW: EDI

These funds are being posted today !

**From:** Neely Hull  
**Sent:** Friday, February 13, 2026 8:38 AM  
**To:** Holly Henderson <hhenderson@nelsoncounty.org>  
**Subject:** EDI

3-100-003303-0107  
4-100-031020-1013  
GM

015 TREAS 310/MISC PAY RMR\*IV\*12122025RB\*PI\*1128.38\ NELSON CO

**Date:** 2/12/2026  
**Type:** Credit

**DEATF**

Neely Hull  
County of Nelson, Treasurer  
PO Box 100  
Lovingsston VA 22949

P (434) 263 7060  
F (434) 263 7064



BOARD OF SUPERVISORS

ERNE G. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAH  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

February 2, 2026

**TO: Special Agent in Charge  
Washington Field Division  
Drug Enforcement Administration  
800 K Street, NW, Room 500  
Washington, D.C. 20001**

**From: County of Nelson  
PO Box 336  
Lovingston, VA 22949**

**Subject: Overtime Reimbursement for period ending January 8, 2026**

**Invoice number: 12122025RB**

In accordance with the current State/Local Task Force agreement, the Nelson County Sheriff's Office hereby request reimbursement of \$1,128.38 for overtime incurred from 12/12/2025 to 1/8/2026 for the below listed law enforcement personnel from the County of Nelson Sheriff's Office. The officer received payment for these hours on 1/30/2026. Federal ID# 54-6001441.

Officer's Name: [REDACTED] worked 29.5 Overtime hours at a rate of \$38.25 an hour totaling \$1,128.38.

Reimbursement should be made directly to: County of Nelson, PO Box 336, Lovingston, VA 22949

I certify that the funds requested are for overtime expenses incurred by personnel identified in the Task Force Agreement currently in effect.

Certified:	Resident Agent in Charge	Date
Certified:	<i>[Signature]</i> Sheriff of County of Nelson	2-3-2026 Date
Certified:	<i>[Signature]</i> Payroll Verification	2/2/26 Date

NELSON COUNTY JUVENILE & DOMESTIC RELATIONS DISTRICT COURT  
TRANSMITTAL OF DISTRICT COURT COLLECTIONS  
PREPARED: 01/30/26

COLLECTIONS FOR: JANUARY, 2026

FIPS CODE: 125J

CODE	DESCRIPTION	
228	CHCF <i>const</i>	9.00
229	CHNF <i>chmf</i>	2.79
241	E-SUMMONS FEE <i>esum</i>	5.00
244	CHSF <i>chsec</i>	50.00
LOCALITY 1 TOTAL		

66.79

TOTAL LOCAL REMITTANCE TO TREASURER:

66.79

3-100-001401-0002  
4-100-031020-7017 *GM*



THIS COPY TO TREASURER

NELSON GEN DISTRICT COURT  
TRANSMITTAL OF DISTRICT COURT COLLECTIONS  
PREPARED: 01/30/26

COLLECTIONS FOR: JANUARY, 2026

FIPS CODE: 125G

CODE DESCRIPTION

206	SHERIFF FEES	SSHF	
217	CT APPT ATTY	Attyle	278.00
219	LAW LIBRARY	lib	35.09
228	CHCF CONST		148.00
229	CHMF	Chmf	1,017.00
234	JAIL ADMISSION FEE	adm	576.99
241	E-SUMMONS FEE	sum	75.00
2X0	COMH E-SUMMONS	fine	1,300.00
244	CHSF	Chsec	40.79
	LOCALITY 1 TOTAL		6,055.04

9,525.91

TOTAL LOCAL REMITTANCE TO TREASURER:

9,525.91



THIS COPY TO TREASURER

NELSON CIRCUIT COURT  
 LOCAL REVENUE AND COMMISSION REPORT  
 PREPARED: 01/30/26

LOCAL REVENUE COLLECTED LESS EARNED CLERK COMMISSIONS

CODE	DESCRIPTION	CURRENT - COMMISSION	EQUALS	NET
<b>LOCAL REVENUES - 200 SERIES</b>				
201	COUNTY OF NELSON FINE/FORFT <i>Fine</i>	16,943.23	847.16	16,096.07
203	COMWLTH ATTY FEE <i>Atty</i>	75.84	3.79	72.05
206	SHERIFF FEES <i>SSHF</i>	169.81	8.49	161.32
212	TRANSFER FEES <i>Trfe</i>	83.00	8.30	74.70
213	COUNTY GRANTEE TAX <i>ratx</i>	24,329.79	1,216.49	23,113.30
219	LAW LIBRARY <i>LLF</i>	48.00	2.40	45.60
220	GRANTOR TAX <i>ratx</i>	8,281.35	414.07	7,867.28
228	CHCF <i>Const</i>	30.00	1.50	28.50
229	COUNTY OF NELSON CHMF <i>Chmf</i>	37.93	1.90	36.03
233	BLOOD TEST/DNA FEE <i>Fine</i>	15.00	0.75	14.25
234	JAIL ADMISSION FEE <i>Jadm</i>	50.00	2.50	47.50
236	DOC. REPRO. COSTS	1,011.50	50.58	960.92
237	MISC. - LOCAL COSTS <i>sheA</i>	1,750.00	87.50	1,662.50
241	E-SUMMONS FEE <i>esum</i>	10.00	0.50	9.50
242	COUNTY OF NELSON INTEREST <i>Fine</i>	152.33	7.62	144.71
244	COUNTY OF NELSON CHSF <i>chsec</i>	154.00	7.70	146.30
249	RESERVED <i>post</i>	28.86	1.44	27.42

SUB TOTAL: 53,170.64 2,662.69 50,507.95

TRANSMIT TOTAL (REVENUES LESS COMMISSIONS AND 236 REVENUES): 49,547.03

\* NOTE: 17.1-289 COMMISSION IS 10% ON TRANSFER FEES AND 5% ON ALL OTHER REVENUES  
 \* NOTE: CODE 236 (DOC. REPRO. COSTS) IS PAID TO LOCALITY ON SEPARATE CHECK

CLERK COMMISSIONS EARNED ON LOCAL REVENUES

CODE	DESCRIPTION	CURRENT + COMMISSION	EQUALS	NET
<b>CLERK'S FEES/COMMISSIONS - 300 SERIES</b>				
315	MISCELLANEOUS CLERK FEES AND COMMISSIONS	3.91	1,032.13	1,036.04
318	COMM. LOCAL RECORDATION TAX (213, 214)	0.00	1,216.49	1,216.49
319	COMM. LOCAL PROBATE TAX (215, 216)	0.00	0.00	0.00
320	COMP. LOCAL SHARE (220, 223, 224, 226)	0.00	414.07	414.07

SUB TOTAL: 3.91 2,662.69 2,666.60

TOTAL COMMISSIONS EARNED ON LOCAL REVENUES: 2,662.69



3-100-002404-0064  
4-100-081020-7071  
\$500 rec'd 3/6/26 GM



Virginia Wine Board Marketing Office  
Virginia Wine Marketing Fund Fiscal Year 2024/2025

**PARTNER NUMBER TWO CONTACT INFORMATION**

Toast Virginia Campaign

Name of Program

Oakencroft Farm & Winery

Name of Partner

1455 Oakencroft Circle, Charlottesville, VA 22901

Mailing address of Partner

1455 Oakencroft Circle

Physical address of Partner

Charlottesville	VA	22901
City	State	Zip

(434) 234-7066	
Telephone	Fax

marisa@oakencroftfarm.com

E-mail address

www.oakencroftfarm.com

Website address

\$ 500.00

Partners Financial Commitment

Mansa Vrooman, Manager

Name and title of authorized person (please print)



Signature of authorized person

3/27/25

Date

# OAKENCROFT

FARM & WINERY

Virginia Wine Board Marketing Office  
Matching Marketing Grant Review Committee

March 27th, 2025

Dear Grant Review Committee,

Please find attached our commitment to provide \$500.00 of support to the "Toast Virginia" Campaign. We feel this effort has great potential to positively support the growth of our industry.

With gratitude,



Marisa Vrooman  
Oakencroft Farm & Winery  
1455 Oakencroft Circle  
Charlottesville, VA 22901

3-100-002404-0064  
4-100-081020-7071  
\$500 rec'd 8/4/25<sub>6M</sub>



Virginia Wine Board Marketing Office  
Virginia Wine Marketing Fund Fiscal Year 2024/2025

**PARTNER NUMBER THREE CONTACT INFORMATION**

Toast Virginia Campaign

Name of Program

King Family Vineyards

Name of Partner

6550 Roseland Farm, Crozet, VA 22932

Mailing address of Partner

6550 Roseland Farm

Physical address of Partner

Crozet

VA

22932

City

State

Zip

(434) 823-7800

Telephone

Fax

james@kingfamilyvineyards.com

E-mail address

www.kingfamilyvineyards.com

Website address

\$ 500.00

Partners Financial Commitment

James King, Co-Owner

Name and title of authorized person (please print)

Signature of authorized person

Date



**Virginia Wine Board Marketing Office  
Matching Marketing Grant Review Committee**

**March 27<sup>th</sup>, 2025**

**Dear Grant Review Committee,**

**Please find attached our commitment to provide \$500.00 of support to the "Toast Virginia" Campaign. We are confident that this effort will positively contribute to the growth of our industry and combat damaging neo-prohibitionist marketing efforts.**

**Sincerely,**

**James King  
King Family Vineyards  
6550 Roseland Farm  
Crozet, Virginia 22932**

ELECTORAL BOARD

William H. Smith, Chair

Mary R. Reinman, Vice Chair

Susan B. Greene, Secretary



Jacquelynn C. Harris  
Director of Elections

Rachael A. Snapp  
Chief Deputy Registrar

Jasmine N. Martin  
Deputy Registrar

**February 19, 2026**

**Mrs. Candy McGarry  
Administrator  
County of Nelson  
PO Box 226  
Lovingson, VA 22949**

**Dear Mrs. McGarry,**

**On behalf of the Nelson County Electoral Board and the Office of the General Registrar I am requesting that the Board of Supervisors amend their budget and appropriate additional funds to enable the Electoral Board to hold the April 21, 2026 Special Election.**

**Attached is the projected cost of the special election that was not included in the original baseline budget for this fiscal year.**

**Sincerely,**

A handwritten signature in black ink that reads "Jacquelynn C. Harris". The signature is written in a cursive style with a large initial 'J'.

**Director of Elections and General Registrar**

**Cc: Grace Mawyer**

April 21, 2026  
Special Election

Supplementary Budget Request

Department: 013000 Board of Elections

Line Item Number	Line Item Description	Apr-26 Request	Justification	Notes
013010-1010	Remuneration - Electoral Board and Pollworkers	\$28,885	33 Days EV, Pre-processing; Post Election processing; Training; Supply Preparation; Election Day	
013010-2001	FICA	\$850	0.0765% (EV Staff only)	
013010-3007	Advertising	\$405	Required Newspaper Advertisements	Per current estimate
013010-5201	Postal Services	\$2,250	Ballot Postage, Certificates of Mailing, Certified/Expedited Mailings	
013010-5401	Office Supplies	\$4,000	Election Materials	Paper/Envelopes/Election Day supplies
013010-5413	Other (Voting Machines)	\$14,000	Ballots/Programming/Testing/Calibration/PM	
013010-5501	Travel - Mileage	\$1,200	Board/Election Officer Mileage	
013010-5503	Travel - Subsistence	\$500	Board/Election Officer Meals/Refreshments	Historical usage and cost increases
	<b>TOTAL</b>	<b>\$52,090</b>		

Department: 013020 Registrar

Line Item Number	Line Item Description	Apr-26 Request	Justification	Notes
013020-1002	Overtime	\$3,300	Daily Open/Close Polls; Required Saturdays; Election Day;	Chief Deputy
013020-2001	FICA	\$252	0.7650%	
013020-3007	Advertising	\$400	Required Newspaper Advertisements - Final Day of Registration	
013020-5201	Postal Services	\$170	Voter Communications	
013010-5401	Office Supplies	\$225	Administrative Materials	
013010-5503	Travel - Subsistence	\$175	Registrar/Staff Meals/Refreshments	
	<b>TOTAL</b>	<b>\$4,522</b>		

Grand Total

\$56,612



BOARD OF  
SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-12  
NELSON COUNTY BOARD OF SUPERVISORS  
VIRGINIA COMMISSION OF THE ARTS  
FY26-27 CREATIVE COMMUNITIES PARTNERSHIP GRANT**

**BE IT RESOLVED**, by the Nelson County Board of Supervisors that said Board endorses the County's submission of an application to the Virginia Commission of the Arts for 2026-2027 Creative Communities Partnership Grant funding (formerly Local Government Challenge Grant).

**BE IT FURTHER RESOLVED**, said application includes a local match of \$4,500.00 to be confirmed upon formal adoption of Nelson County's Fiscal Year 2026-2027 Budget by the Board of Supervisors.

Approved: March 10, 2026

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

# FY27 Creative Communities Partnership Grant

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## *FY27 Creative Communities Partnership Grant*

### ***Nelson County***

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Ms. Candice W. McGarry  
84 Courthouse Square  
Lovingston  
Lovingston, VA 22949

cmcgarry@nelsoncounty.org  
O: 434-263-7000  
F: 0000053203

### ***Mrs. Amanda B. Spivey***

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PO Box 336  
84 Courthouse Square  
Lovingston, VA 22949

aspivey@nelsoncounty.org  
O: 434-263-7002

# Application Form

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## *Before You Apply*

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### *Welcome New and Returning Applicants!*

#### **Purpose**

To encourage local and tribal governments to support the arts, the Commission serves as a partner matching funds up to \$4,500, *subject to funds available*, the tax monies given by independent town, city, county, and tribal governments to independent arts organizations.

#### **Eligible Activities**

Sub-grants to independent, ADA-compliant arts organizations for arts activities in the locality, including activities that promote cultural equity and access. Funding may be sub-granted either by a local arts commission/council or directly by the governing body.

**NOTE:** Funding does not include school arts budgets or arts programming by local governments, committees or councils of government, nor departments such as parks and recreation. The Commission does not match payments paid to performers for specific performances. Local or tribal governments seeking such funding should apply to the Virginia Touring Program.

**Application Deadline: April 1, 2026 by 5:00 p.m. EST** for local and tribal government grants awarded for the grant period of July 1, 2026 - June 30, 2027.

#### **Before Applying:**

- **Guidelines:** Review the **FY27 Guidelines to Funding**
- **Questions List:** Download a PDF of the application questions here.

#### **Important Notes:**

- All required fields are marked with an asterisk (\*).
- The system auto-saves every 100 characters or when moving to a new question. Use the "Save" button as needed.
- Ensure text copied from external documents does not exceed character limits.
- Incomplete applications missing required answers will be ineligible for funding.
- Review, save, and print your application before submitting.
- Once submitted, edits cannot be made.

#### **Submission:**

- Click "Submit Form" when your application is complete and ready for final submission.

#### **Questions About the Program? Contact:**

Catherine Welborn, Senior Grants Officer 804.225.3132, [Catherine.Welborn@vca.virginia.gov](mailto:Catherine.Welborn@vca.virginia.gov)

## General Information

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### INSTRUCTIONS:

Begin answering the application questions listed in each section. Each section can be expanded/contracted by clicking on the section name.

**Questions with an \* asterisk must be answered in order to complete and submit the application.**

### VCA Grant Program\*

Please copy and paste the words **FY27 Creative Communities Partnership Grant** into the text box below.

FY27 Creative Communities Partnership Grant

### Project Discipline\*

Select ONE primary activity of the arts organization(s) for which the locality seeks matching funds. If you are seeking funds for more than one organization and the art forms differ, select "**14 Multidisciplinary**"

14 Multidisciplinary

### Locality/Tribal Government Website\*

Enter the website link (URL) for the locality or tribal nation below.

<https://nelsoncounty-va.gov/>

### City or County\*

Please identify the name of the independent city or county in which the organization is located and where the majority of the activities take place (*i.e City of Charlottesville or Page County*). Do not list the state.

Nelson County

### Regional Activity Location\*

Use the **MAP** provided to identify the region where the local or tribal government is located.

Region 5

## Local Government "Grantee" Information

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The Virginia Commission for the Arts will provide a matching grant of **up to \$4,500** *subject to funds available*. These funds must be matched at a minimum of 1:1 basis, and may be exceeded by local government funds. Federal funds may not be included. A local government that has not approved its budget by the grant deadline may apply conditionally. After the grant has been approved, any change in the allocation of funds sub-granted to local arts organizations must be approved by the Commission.

### Grant Amount Requested\*

List the amount of Virginia Commission for the Arts assistance requested for FY27 (**up to \$4,500**).

\$4,500.00

## Proposed Local Government Arts Appropriation for FY27\*

Enter your locality's proposed arts appropriation for FY27 (*the amount must match or exceed the amount listed under the VCA grant amount requested above*).

\$4,500.00

## Process for Awarding Grants\*

Please answer the following questions regarding your locality's grant process:

1. What is the process for awarding the grants?
2. What criteria are used as a basis for evaluating applicants?
3. Who is involved in making these decisions?

### **Number your answers 1-3**

1. The grants are awarded based on the demonstrated ability of the organization to deliver programs that will positively impact the quality of life and enhance education in the County.

2. Criteria used when evaluating applicants includes: variety of program offerings and workshops, collaboration with Nelson County Public Schools to supplement arts programs, opportunities for the greater community to enjoy programs on-site and Countywide through partnerships with other local organizations and non-profits.

3. Dr. Amanda Hester, Superintendent of Nelson County Public Schools, has assigned Ms. Vickie Mays, Gifted Resource Teacher, to evaluate school needs from available independent Virginia arts organizations. The Nelson County Board of Supervisors determine the local government art appropriation each year during budget planning.

## Impact and Evaluation\*

Please answer the following questions:

1. What is the impact of the selected arts organization(s) in the locality?
  2. What data do you collect to gauge the impact/value of the Creative Communities Partnership grant?
1. The organization, Wintergreen Music, brings high quality performances to the students in the community, who may not otherwise have a chance to see them.
  2. The local government uses feedback provided during its budget public hearing process in order to gauge the success/value of the grant.

## List of Current Board/Council Members\*

Upload or enter in the space below a list of current Board/Council members, and if applicable, any additional Boards/Councils that are involved in making funding decisions.

2026 Nelson County Board of Supervisors  
 Dr. Jessica L. Ligon - Chair, South District Supervisor  
 Jesse N. Rutherford - Vice Chair, East District Supervisor  
 Ernie Q. Reed - Central District Supervisor  
 J. David Parr - West District Supervisor  
 A. Cameron Lenahan - North District Supervisor

## ***Arts Organization(s) "Sub-Grantee" Information***

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### **Sub-grantee Names\***

In alphabetical order, list the name of the organizations (sub-grantees) that you intend to support through this grant.

Wintergreen Music

### **Description of Arts Organization(s) (Sub-Grantees)\***

Provide a brief description of the arts organization(s) proposed to receive Commission assistance through the Creative Communities Partnership Grant in FY27. ***If more than 10, please list only the names of the organizations.***

Wintergreen Music's (WM) primary activities are the Wintergreen Music Festival (WMF) & the LEAD Cooperative (LEAD), funds management for Nelson County Public Schools (NCPS), and holiday event "Wintergreen Wonderland" (Dec. 2026).

From July 2-26, 2026, the WMF will feature approximately 60 free & ticketed events including full-orchestral MountainTop Masterworks concerts with the Wintergreen Festival Orchestra (WFO), Saturday night pops concerts featuring blues, bluegrass, jazz & gospel, weeknight chamber concerts, free weekday seminars, various free & open to the public LEAD events, and other special events. Masterworks will be led by conductors Erin Freeman (WM Artistic Director), Tamara Dworetz (Georgia Philharmonic), Vinay Parameswaran (freelance conductor), Robert Moody (Arizona Musicfest, Memphis Symphony Orchestra & Baltimore Chamber Orchestra), and leading from the piano, Awadagin Pratt (Miami Valley Symphony Orchestra & San Francisco Conservatory of Music). The WMF will also feature WM Festival Artist & guest artist soloists Rachel Lee Priday (violin), Elisabeth Adkins (violin), Kelly Mozeik (oboe) & Jacob Wilder (horn). Repertoire highlights include pieces from classical composers including Beethoven, Mozart, Dvořák, Copland, Rachmaninoff, Vaughan Williams & Brahms, & "New Canon" composers Caroline Shaw, Florence Price, Michael Daugherty & Valerie Coleman, among others.

2026 highlights include:

- Opening Night "RED, WHITE AND BLUES!" featuring Mike Tash and Bad Influence, with special guest Mary Shaver
- The return of afternoon "concert hikes" in partnership with The Nature Foundation at Wintergreen
- Free weekday "coffee talks"
- Opening weekend of WMF to run concurrently with the Resort's July 4th Jubilee, designed to reach expanded audiences & families
- Year 5 of the LEAD Cooperative (Learn, Explore, Adapt, Diversify), a leadership training program for young professionals on the cusp of their careers, featuring side by side concerts with Festival Artists
- WM's Sing with Us! Choral Program, featuring local & national choristers performing Mozart's Missa brevis with LEAD Cooperative soloists as part of one MountainTop Masterworks performance and the world premiere choral arrangement of Susan Greenbaum's "Virginia, the Home of My Heart."

Returning this year and at the invitation of Wintergreen Resort, the WMF will present a free, patriotic, family-friendly concert as part of the Resort's July Fourth Jubilee, with the full WFO performing prior to the fireworks display. New & continued nonprofit & local partnerships include Rockfish Valley Community Center, The Nature Foundation at Wintergreen, the Virginia Museum of Fine Arts, Valley Road Vineyards, Three Notch'd Brewing Company, the Nelson County Historical Society, King Family Vineyards, and the Nelson Farmers Market Cooperative. Many WMF & LEAD performances & masterclasses are free & open to the public.

In 2022, WM's Academy (est. 1997) transformed into the LEAD Cooperative (LEAD: Learn, Explore, Adapt Diversify) – a cross-disciplinary education initiative with innovative programs in instrumental studies, voice, composition, collaborative piano, conducting & arts administration. Designed to prepare the next generation of musicians, LEAD enters its fifth year in 2026 with a continued commitment to addressing critical areas often overlooked in traditional academic institutions.

Operating under a tuition-free model for all students, LEAD expands access to high-quality summer training for students on the cusp of their professional careers. This leadership training program provides comprehensive professional development through private lessons, masterclasses, seminars, and chamber and orchestral coaching. Repertoire selections intentionally balance standard works with music by historically excluded composers alongside new compositions by LEAD student composers and additional student-driven requests. Post-program surveys consistently reflect high levels of student satisfaction, with many participants noting that they would not have been able to attend without LEAD’s tuition-free structure.

WM partners with NCPS to administer VCA grant funds with additional contracting & logistical coordination to supplement arts programs. Programs supported include on & off-campus performances, workshops & field trips to local & state-wide performing arts groups. Again in 2025, WM presented the holiday concert “Wintergreen Wonderland” with The Virginia Consort at Rockfish Presbyterian Church.

### City(ies) or County(ies) Where in-Person Sub-grantee Activities Take Place\*

**Please Read Carefully**

Identify the name (s) of the independent city(ies) or county(ies) **where the sub-grantee organization's in-person activities will take place** during the grant cycle.

Nelson

### Sub-Grantee Information Form

**Instructions:** Enter names, addresses, sub-grantee contact information, and proposed VCA grant and locality match for all independent arts organizations that will receive the Commission sub-grant(s). After the grant has been approved, any changes in the allocation of sub-grants to local arts organizations must be approved by the Commission.

**Note:** Sub-grants made by the local government using *up to \$4,500* of the Creative Communities Partnership Grant funds may only go to independent Virginia arts organizations for arts activities in the locality. Virginia arts organizations are defined as those whose primary purpose is the arts (production, presentation or support of dance, literary arts, media arts, music, theater, or visual or related arts), that are incorporated in Virginia, and have their headquarters and home seasons, or activities equivalent to a home season, in the state. Units of government and educational institutions cannot be considered arts organizations.

Sub-Grantee Organization Name, Street Address, City, State, Zip	Sub-grantee Contact Name & Title	Sub-Grantee Contact Email	Proposed VCA \$ Share	Proposed Locality \$ Share
Wintergreen	Corinne	chorvath@wintergreenmusic.org	\$4,500.00	\$4,500.00

Music, 3079 Rockfish Valley Hwy., Nellysford, VA 22958	Horvath, Executive Director			

**Arts Education\***

Choose one item that best describes the funded activities.

01 50% or more of funded activities are arts education

***Certification of Assurances***

The **Certification of Assurances** is the grant contract between the Virginia Commission for the Arts and the grantee. Commission grantees are required to be nonprofit Virginia organizations and exempt from federal income tax under Section 501(a), which includes the 501(c)(3) designation of the Internal Revenue code, or are units of government, educational institutions, or local chapters of tax-exempt national organizations.

The authorizing official name, title and email below must match what is entered on the Certification of Assurances.

**Name of Authorizing Official (First and Last)\***

Candice McGarry

## Professional Title of Authorizing Official\*

County Administrator

## Email for Authorizing Official\*

cmcgarry@nelsoncounty.org

## Certification of Assurances\*

1. Right click on the form name in BLUE here **Certification of Assurances**
2. Fill out the required information and print it
3. **This form requires the signature of the authorizing official. Authorizing officials include:** county administrators, mayors, city/town managers, tribal leaders, etc. The signature of the individual indicates the tribal nation or locality's compliance with all of the grant conditions listed in the Certification of Assurances.
4. Scan and SAVE the signed form
5. Upload the completed form (all pages) to the system by clicking on the "Upload a file" button.
6. Select the document you wish to upload and click on the "Open" button.

**Note:** Once your attachment is uploaded, a red "X" will appear beside your file. Click on the "X" if you wish to delete your file and upload another.

## *Virginia W-9 Form and UEI*

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### Virginia W-9 Form\*

Every VCA grantee is required to complete a Virginia W-9 form to receive funding. It is imperative that EIN, UEI (top left corner) and organizational address identified in our grant management system is aligned with the address listed on the VA W-9. Any incorrect information will delay the processing of payments.

#### **PLEASE READ CAREFULLY:**

Click on the fillable form here [Virginia W-9 Form](#). Complete the form, print, and sign. Scan the completed document and save it to your files. Upload ONLY the first page of the completed document below.

**NOTE:** The Virginia W-9 is NOT the same form as the U.S. Treasury W-9. You will see the words **US Treasury W-9** in the upper left corner. **Do not submit the US Treasury W-9 Form.**

### Unique Entity Identifier (UEI)\*

Enter your 12 - character Unique Entity Identifier (UEI) in the space below.

XSCRKWJHKVQ5

#### **Before you Submit**

1. Click Save application. Once saved, click the "Application Packet" button located in the top right of your screen to generate a printable PDF file of your completed application.
2. Proofread the PDF of your application to be sure everything is as you intended, including content, working links, forms and/or other uploads.

**After you Submit**

You will receive an email message from [administrator@grantinterface.com](mailto:administrator@grantinterface.com), confirming that your application was received. **Helpful Hint:** Check your spam! If you found an email from the above address in your spam folder: Please add **administrator@grantinterface.com** to your address book or contacts. This will ensure that you continue receiving email communication regarding your application.

**Note:** The contact person for this grant (the "Applicant" confirmed at the top of this page) will be the person to receive communications about this grant, by email.

## File Attachment Summary

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### *Applicant File Uploads*

*No files were uploaded*



BOARD OF SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-13  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF PROPERTY TAX 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 §58.1-3219.5 of the Code of Virginia, be and hereby are approved for payment.

<u>Amount</u>	<u>Tax Category</u>	<u>Payee</u>
\$12,124.32	Real Property	Tracy Cadora 2822 Rose Mill Road Arrington, VA 22922

Approved: March 10, 2026

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

**COUNTY OF NELSON  
Kimberly Taylor Goff  
COMMISSIONER OF REVENUE  
P.O.BOX 246  
LOVINGSTON, VA 22949**

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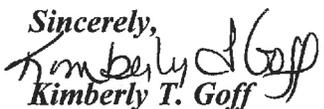
**Telephone 434-263-7070  
Fax 434-263-7074  
February 18,2026**

*Jessica Ligon, Chair  
Nelson County Board of Supervisors  
P.O. Box 336  
Lovingsston, VA 22949*

*Dear Ms. Ligon,*

*This letter shall serve as a written request for a refund of \$12,124.32 to be issued to Tracy Cadora wife of David Lee Cadora Jr for Disabled Veterans Tax Exemption. Mr Cadora passed away in August of 2016. This refund would include four months in 2016. It would also include 2017,2018,2019,2020,2021,2022,2023,2024 and 2025 for Real Estate taxes paid.*

*Tax Map# 65 6 3  
2822 Rose Mill Road  
Arrington, Virginia 22922*

*Sincerely,  
  
Kimberly T. Goff  
Commissioner of Revenue*

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

*  
Phillip D. Payne IV  
County Attorney*

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## **Sec. 11-70. Exemption for disabled veterans and surviving spouse.**

- (a) For tax years beginning on or after January 1, 2015, there is hereby exempted from taxation the real property, including the joint real property of married individuals, of any veteran who has been rated by the U.S. Department of Veterans Affairs or its successor agency pursuant to federal law to have a one hundred (100) percent service-connected, permanent, and total disability, and who occupies the real property as his principal place of residence. If the veteran's disability rating occurs after January 1, 2011, and he has a qualified primary residence on the date of the rating, then the exemption for him under this section begins on the date of such rating. However, the county, shall not be liable for any interest on any refund due to the veteran for taxes paid prior to the veteran's filing of the affidavit or written statement required by Section 11-71. If the qualified veteran acquires the property after January 1, 2011, then the exemption shall begin on the date of acquisition, and the previous owner may be entitled to a refund for a pro rata portion of real property taxes paid pursuant to Va. Code § 58.1-3360.
- (b) The surviving spouse of a veteran eligible for the exemption set forth in this article shall also qualify for the exemption, so long as the death of the veteran occurs on or after January 1, 2011, and the surviving spouse does not remarry. The exemption applies without any restriction on the spouse's moving to a different principal place of residence.
- (c) The exemption from real property taxes applies to the qualifying dwelling pursuant to this section and to the land, not exceeding one (1) acre, upon which it is situated. If the veteran owns a house that is his residence, including a manufactured home as defined in Va. Code § 46.2-100 whether or not the wheels and other equipment previously used for mobility have been removed, such house or manufactured home shall be exempt even if the veteran does not own the land on which the house or manufactured home is located. If such land is not owned by the veteran, then the land is not exempt. A real property improvement other than a dwelling, including the land upon which such improvement is situated, made to such one (1) acre or greater number of acres exempt from taxation pursuant to this subsection shall also be exempt from taxation so long as the principal use of the improvement is (i) to house or cover motor vehicles or household goods and personal effects as classified in subdivision A 14 of § 58.1-3503 of the Va. Code and as listed in Va. Code § 58.1-3504 and (ii) for other than a business purpose.
- (d) For purposes of this exemption, real property of any veteran includes real property (i) held by a veteran alone or in conjunction with the veteran's spouse as tenant or tenants for life or joint lives, (ii) held in a revocable inter vivos trust over which the veteran or the veteran and his spouse hold the power of revocation, or (iii) held in an irrevocable trust under which a veteran alone or in conjunction with his spouse possesses a life estate or an estate for joint lives or enjoys a continuing right of use or support. The term does not include any interest held under a leasehold or term of years.

The exemption for a surviving spouse under subsection (b) includes real property (a) held by the veteran's spouse as tenant for life, (b) held in a revocable inter vivos trust over which the surviving spouse holds the power of revocation, or (c) held in an irrevocable trust under which the surviving spouse possesses a life estate or enjoys a continuing right of use or support. The exemption does not apply to any interest held under a leasehold or term of years.

- (e) (1) In the event that (i) a person is entitled to an exemption under this section by virtue of holding the property in any of the three (3) ways set forth in subsection (d) and (ii) one (1) or more other persons have an ownership interest in the property that permits them to occupy the property, then the tax exemption for the property that otherwise would have been provided shall be prorated by multiplying the amount of the exemption by a fraction that has as a numerator the number of people who are qualified for the exemption pursuant to this section and has as a denominator the total number of all people having an ownership interest that permits them to occupy the property.

- 
- (2) In the event that the primary residence is jointly owned by two (2) or more individuals, not all of whom qualify for the exemption pursuant to subsection (a) or (b), and no person is entitled to the exemption under this section by virtue of holding the property in any of the three (3) ways set forth in subsection (d), then the exemption shall be prorated by multiplying the amount of the exemption by a fraction that has as a numerator the percentage of ownership interest in the dwelling held by all such joint owners who qualify for the exemption pursuant to subsections (a) and (b), and as a denominator, one hundred (100) percent.

(Ord. No. O2023-05, 7-11-23)

State law reference(s)—Va. Code § 58.1-3219.5

## § 58.1-3219.5. Exemption from taxes on property for disabled veterans

A. Pursuant to subdivision (a) of Section 6-A of Article X of the Constitution of Virginia, and for tax years beginning on or after January 1, 2011, the General Assembly hereby exempts from taxation the real property, including the joint real property of married individuals, of any veteran who has been rated by the U.S. Department of Veterans Affairs or its successor agency pursuant to federal law to have a 100 percent service-connected, permanent, and total disability, and who occupies the real property as his principal place of residence. If the veteran's disability rating occurs after January 1, 2011, and he has a qualified primary residence on the date of the rating, then the exemption for him under this section begins on the date of such rating. However, no county, city, or town shall be liable for any interest on any refund due to the veteran for taxes paid prior to the veteran's filing of the affidavit or written statement required by § 58.1-3219.6. If the qualified veteran acquires the property after January 1, 2011, then the exemption shall begin on the date of acquisition, and the previous owner may be entitled to a refund for a pro rata portion of real property taxes paid pursuant to § 58.1-3360.

B. The surviving spouse of a veteran eligible for the exemption set forth in this article shall also qualify for the exemption, so long as the death of the veteran occurs on or after January 1, 2011, and the surviving spouse does not remarry. The exemption applies without any restriction on the spouse's moving to a different principal place of residence.

C. A county, city, or town shall provide for the exemption from real property taxes the qualifying dwelling pursuant to this section and shall provide for the exemption from real property taxes the land, not exceeding one acre, upon which it is situated. However, if a county, city, or town provides for an exemption from or deferral of real property taxes of more than one acre of land pursuant to Article 2 (§ 58.1-3210 et seq.), then the county, city, or town shall also provide an exemption for the same number of acres pursuant to this section. If the veteran owns a house that is his residence, including a manufactured home as defined in § 46.2-100 whether or not the wheels and other equipment previously used for mobility have been removed, such house or manufactured home shall be exempt even if the veteran does not own the land on which the house or manufactured home is located. If such land is not owned by the veteran, then the land is not exempt. A real property improvement other than a dwelling, including the land upon which such improvement is situated, made to such one acre or greater number of acres exempt from taxation pursuant to this subsection shall also be exempt from taxation so long as the principal use of the improvement is (i) to house or cover motor vehicles or household goods and personal effects as classified in subdivision A 14 of § 58.1-3503 and as listed in § 58.1-3504 and (ii) for other than a business purpose.

D. For purposes of this exemption, real property of any veteran includes real property (i) held by a veteran alone or in conjunction with the veteran's spouse as tenant or tenants for life or joint lives, (ii) held in a revocable inter vivos trust over which the veteran or the veteran and his spouse hold the power of revocation, or (iii) held in an irrevocable trust under which a veteran

alone or in conjunction with his spouse possesses a life estate or an estate for joint lives or enjoys a continuing right of use or support. The term does not include any interest held under a leasehold or term of years.

The exemption for a surviving spouse under subsection B includes real property (a) held by the veteran's spouse as tenant for life, (b) held in a revocable inter vivos trust over which the surviving spouse holds the power of revocation, or (c) held in an irrevocable trust under which the surviving spouse possesses a life estate or enjoys a continuing right of use or support. The exemption does not apply to any interest held under a leasehold or term of years.

E. 1. In the event that (i) a person is entitled to an exemption under this section by virtue of holding the property in any of the three ways set forth in subsection D and (ii) one or more other persons have an ownership interest in the property that permits them to occupy the property, then the tax exemption for the property that otherwise would have been provided shall be prorated by multiplying the amount of the exemption by a fraction that has as a numerator the number of people who are qualified for the exemption pursuant to this section and has as a denominator the total number of all people having an ownership interest that permits them to occupy the property.

2. In the event that the primary residence is jointly owned by two or more individuals, not all of whom qualify for the exemption pursuant to subsection A or B, and no person is entitled to the exemption under this section by virtue of holding the property in any of the three ways set forth in subsection D, then the exemption shall be prorated by multiplying the amount of the exemption by a fraction that has as a numerator the percentage of ownership interest in the dwelling held by all such joint owners who qualify for the exemption pursuant to subsections A and B, and as a denominator, 100 percent.

2011, cc. [769](#), [840](#);2012, cc. [75](#), [263](#), [782](#), [806](#);2014, c. [757](#);2016, cc. [349](#), [393](#), [485](#);2018, c. [236](#); 2019, cc. [15](#), [801](#);2020, c. [900](#).

The chapters of the acts of assembly referenced in the historical citation at the end of this section(s) may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.



# NELSON COUNTY SMART SCALE PRESENTATION

03/10 Board of Supervisors Meeting

# Overview

- **VDOT recommends 2 SMART SCALE applications be submitted for the next round of SMART SCALE.**
  - **2 by Nelson County for Pre-Application**
- **This presentation will discuss each application and what the recommendation is, as well as introduce SMART SCALE as a funding stream.**
- **No action or resolution is needed by the Board today.**

# SMART SCALE – Background Context

SMART SCALE is an even year funding program maintained by the *Office of Intermodal Planning & Investment (OIPI)*.

SMART SCALE's goal is to fund the right transportation projects with a small budget. No locality match is required for SMART SCALE but is strongly recommended.

SMART SCALE is done through a data-driven, competitive scoring process.

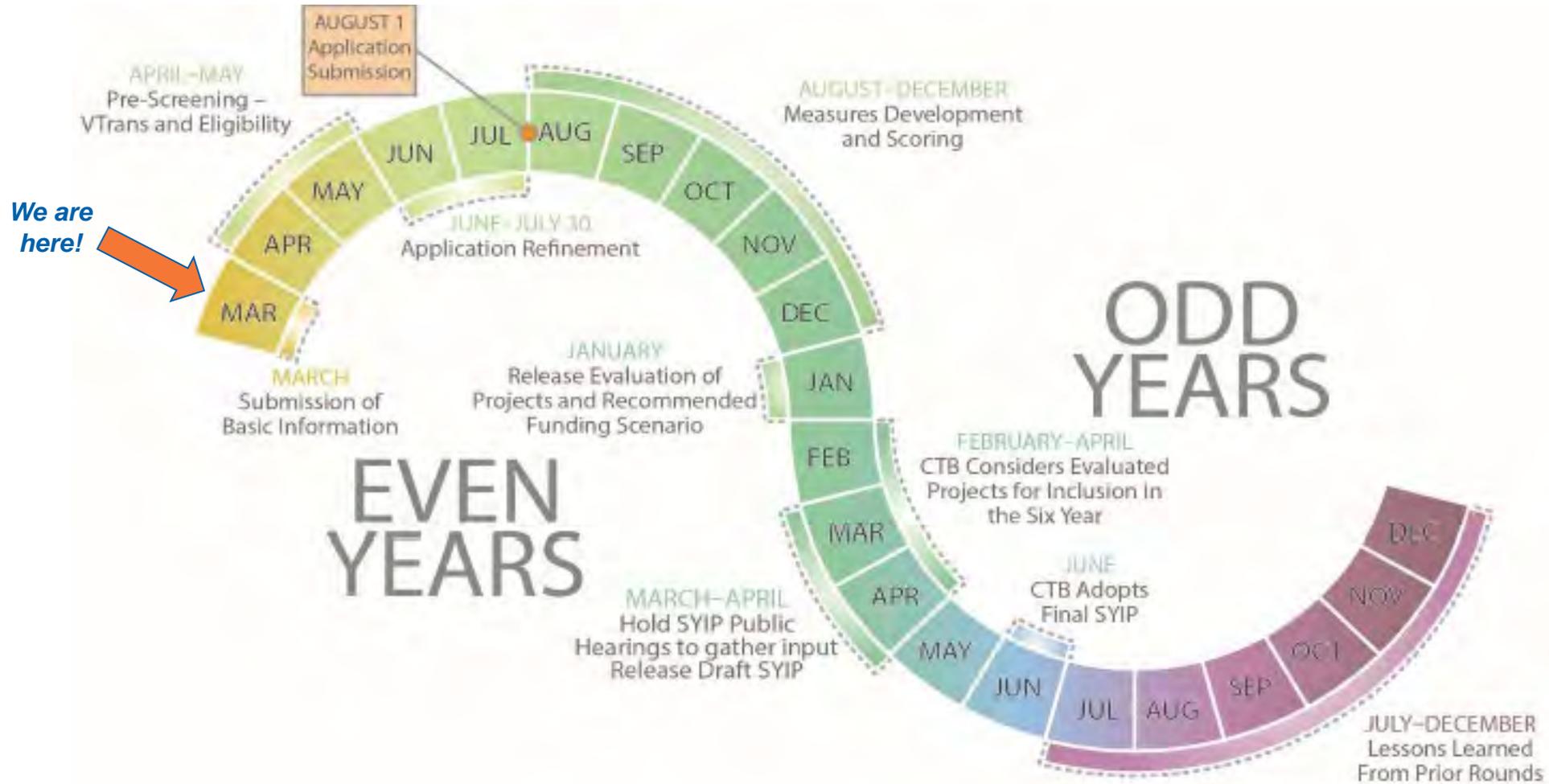
## Projects Allowed:

1. Multimodal Improvements
2. Safety Improvements
3. Operational Improvements
4. Transit Improvements

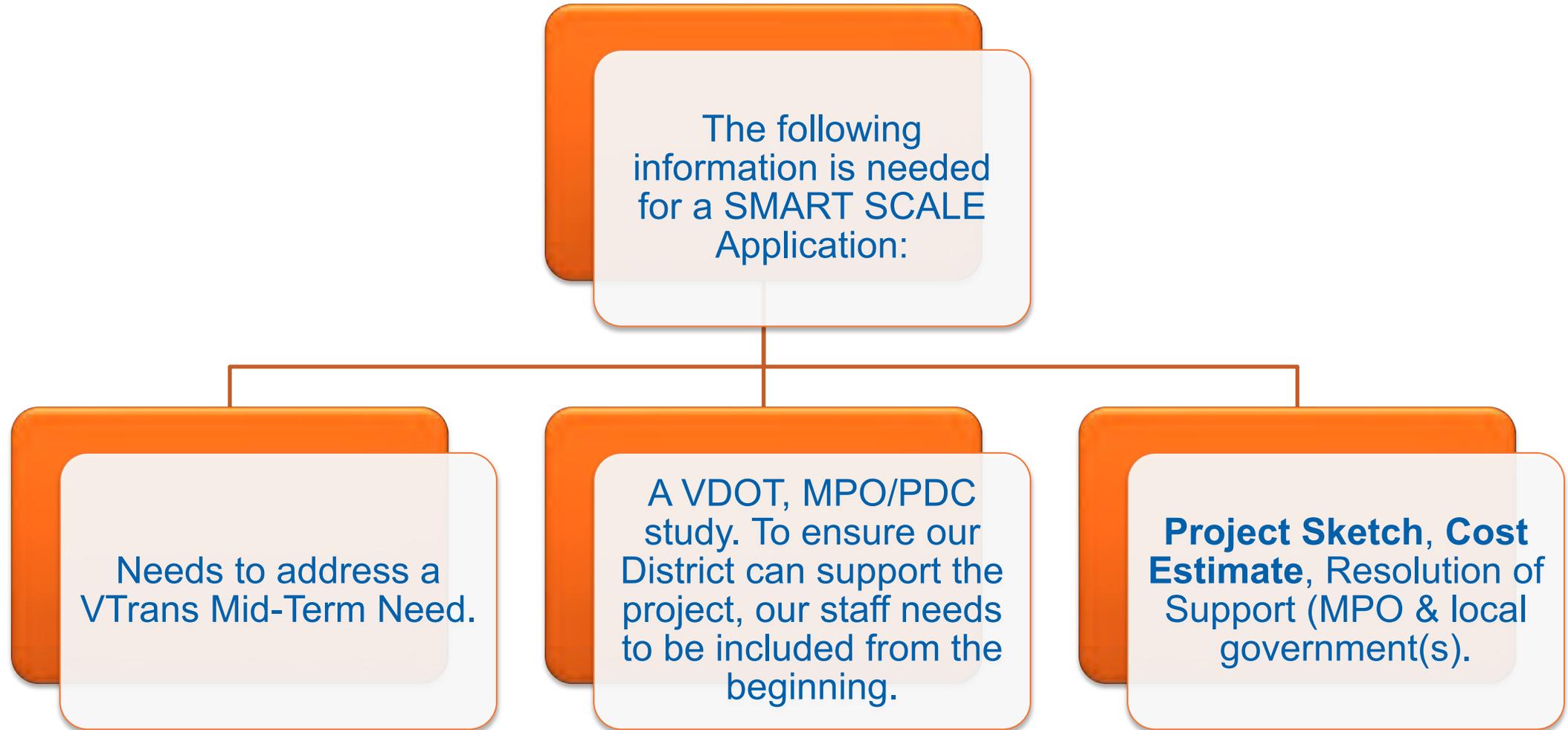
## Projects NOT Allowed:

1. Maintenance Projects
2. Bridge Rehabilitation
3. Guardrail Replacement

# SMART SCALE Schedule



# Pre-Requisites for a SMART SCALE Application



# What is a “VTrans Need”?

- From a funding perspective, a VTrans Mid-Term Need is what we can apply for at a given segment of roadway. These can be found at the VTrans Website and is 100% free to the public to use.

VTrans MidTerm Needs 2025: Southside Corridor	
Segment ID	105888035194382419
Street Name	
Route Common Name	US-58E
Direction	EB
Need - Congestion Mitigation (CoSS)	NO
Need - Improved Reliability (CoSS)	NO
Need - Rail On-time Performance (CoSS)	NO
Need - Capacity Preservation (CoSS)	YES
Need - Transportation Demand Management (Limited Access CoSS)	NO
Need - Transportation Demand Management (non-limited Access CoSS)	YES
Need - Safety Improvement (CoSS Intersection)	NO
Need - Safety Improvement (CoSS Segment)	YES

**Because of ‘Safety Improvement’ being marked YES – The county can apply for a Safety Improvement project at this intersection...**



# The Funding Pots of SMART SCALE

## There are two primary funding pots in SMART SCALE

### District Grant Program: (DGP)

1. District-wide Competition.
2. Meant for primarily smaller scale projects.

### High Priority Program: (HPP)

1. State-wide Competition.
2. This funding pot is *locked* behind specific requirements.
  1. Must have a Corridor of Statewide Significance or Regional Network VTrans Need.
    1. Features – Include (not limited too) Interchange Improvements, Widening, New Roadway.

### OR

1. Study – Must come from a STARS/Pipeline study that VDOT has been involved in.

*\*NOTE: All SMART SCALE submissions must have a VTrans Need to be eligible for funding.*

# The Stages of the Application Process

- **There are two main sections of the Application Process:**
  - **Pre-Application – March 1<sup>st</sup> to April 1<sup>st</sup>**
  - **Full Application – June 1<sup>st</sup> to August 1<sup>st</sup>**
    - ALL SMART SCALE documentation (including Board Resolution of Support) is due July 15th.
- **The Pre-App stage is where preliminary information is put into the application.**
- **The Full-App stage is where the pre-app materials are refined, finalized and included the application.**

# Scoring Process

- **SMART SCALE scores their projects based on the following categories:**

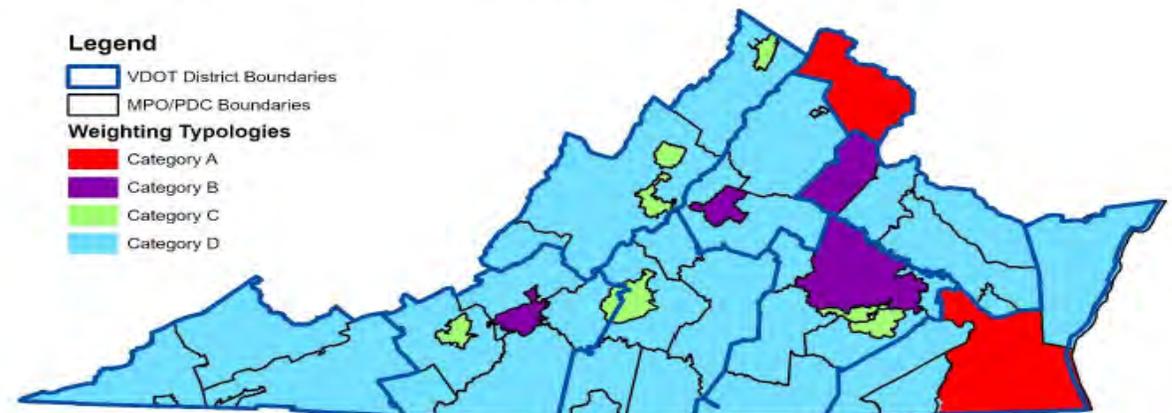
- (S)afety
- (C)ongestion Mitigation
- (A)ccessibility
- (L)and Use \*
- (E)conomic Development
- (E)nvironmental \*\*

*\*Land Use as of Round 6 has turned into a multiplicative modifier.*

*\*\*Part of Environmental scoring has negative implications to overall project score.*

These factors are measured based on MPO/PDC Typology. As seen below:

Figure 4.2 PDC and MPO Factor Weighting Typology Map



# Thomas Jefferson PDC Factor Weighting

Table 4.2 Factor Weights by Category

Factor	Safety	Congestion Mitigation	Accessibility	Land Use	Economic Development	Environmental Quality
Category A	15%	45%*	25%	**	5%	10%
Category B	20%	25%	25%	**	20%	10%
Category C	30%	20%	15%	**	25%	10%
Category D	40%	10%	10%	**	30%	10%

\* For Northern Virginia and Hampton Roads construction districts, congestion mitigation is weighted highest among the factors in the prioritization process.

\*\* Up to 100% added to the benefit score based on normalized measure performance

- **As Category D is the primary Category in our District, the bulk of our project scores come from Safety and Economic Development.**

# Previous Rounds of SMART SCALE

- **Nelson County has been very successful in receiving funding through the SMART SCALE program.**
- **In the past three rounds Nelson County has had 3 projects funded totaling around \$34M.**
- **These projects include:**
  - **RTE 151 & Tanbark Intersection Improvements – Round 6**
  - **RTE 151 & 6 Intersection Improvements – Round 5**
  - **U.S. 29 & Oak Ridge Lane Improvements – Round 4**
- **Continuing this strategy, VDOT has the following projects that we recommend the County / PDC submit for the upcoming round of SMART SCALE.**

# App 1: RTE 151 & Rockfish School Lane Turn Lane Improvements



**Funding: DGP**

**Resubmittal from Round 6: Withdrawn in Full Application**

**Data:**

- Custom Safety Need

**Improvements:**

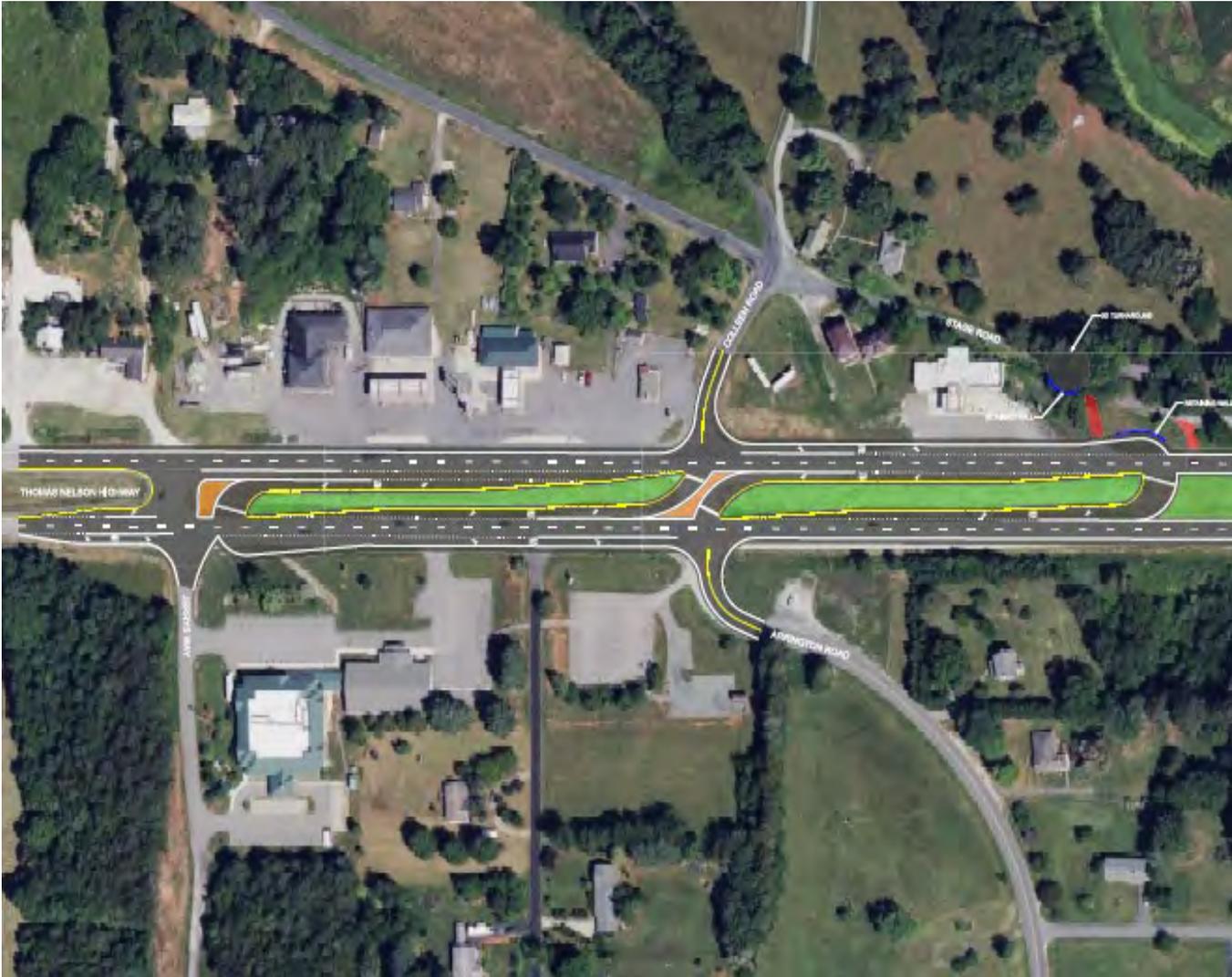
- Construct RTLs onto RTE 151 & Rockfish School Lane

**Crashes: From 2021 – 2025**

- **2 Minor Injury (B) Crashes**
- **1 Suspected Injury (C) Crash**

***\*Note: This concept sketch is not final.***

## App 2: U.S. 29 Corridor Improvements – RTE 655 to VA 56



**Funding: HPP New Application**

**Data:**

- Safety Improvement (CoSS)
- Capacity Preservation (CoSS)

**Improvements:**

- Construct 2 RCIs at RTE 655 & VA 56
- Cul-de-sac Stage Road.

**Crashes: From 2021 – 2025**

- **3 Fatalities (K)** Crashes
- **14 Severe Injury (A)** Crashes
- **18 Minor Injury (B)** Crashes
- **4 Suspected Injury (C)** Crashes

***\*Note: Full concept sketch on next slide.  
Concept sketches are not final.***

# App 2: U.S. 29 Corridor Improvements – RTE 655 to VA 56 (Full Sketch)



***\*Note: This concept sketch is not final.***

# Conclusion

- **VDOT recommends the following 2 SMART SCALE applications be submitted by April 1st.**
  - **RTE 151 & Rockfish School Lane Turn Lane Improvement**
  - **U.S. 29 Improvements – RTE 655 to VA 56**
- **No motion or Resolution is needed from the Board at this meeting. A Resolution will be needed no later than June.**

# Questions?

**Carson Eckhardt**

**VDOT Lynchburg District Planner**

**[carson.eckhardt@vdot.virginia.gov](mailto:carson.eckhardt@vdot.virginia.gov)**

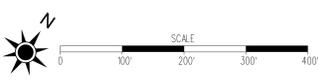
# COLLEEN RCUTS SMARTSCALE



**Project Location**



**North Arrow & Scale**



**Legend**

- Proposed Road
- Grass
- Proposed Concrete Median
- Demo of Pavement
- Retaining Wall

**Contact Information**

Project Manager Name  
 Project Manager  
 Virginia Department of Transportation  
 1401 East Broad Street  
 Richmond, Va 23219  
 Comments may also be sent to:  
 xxx@VDOT.Virginia.gov

Project Name  
 City/Town, Virginia  
 State Project Number  
 UPO-xxxxx  
 Federal Project Number  
 These plans are unfinished and unapproved and are not to be used for any type of construction or the acquisition of rights of way. Additional assessments for utility relocations may be required beyond the proposed right-of-way shown on these plans.  
 Imagery Courtesy of the Commonwealth of Virginia copyright 2009/2010.



March 3, 2026

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

Re: FY2027 Budget Request

Dear Supervisors,

On behalf of the Board of Directors of the Humane Society/SPCA of Nelson County (Nelson SPCA) I present this budget request for your consideration. The Nelson SPCA operates the Almost Home Pet Adoption Center located on 29 North, just north of Lovington. Our organization has provided a safe haven for homeless cats and dogs from Nelson for decades, largely supported through private donations.

This request is seeking partnership with the County to expand access to low-cost spay/neuter and veterinary/vaccination services to homeless animals coming from owner surrenders and animal control as well as pets owned by Nelson residents. These services are proven to be highly successful in reducing unwanted companion animal litters. Ensuring spay/neuter and appropriate vaccinations, especially rabies, is a win for everyone: our organization, the community, and Nelson County as a whole.

I will attend the 2:00 pm Board of Supervisors meeting on March 10 to speak during the Public Comments section of the meeting. I am happy to answer any questions you may have at that time.

Best regards,

Denise M. Merricks  
President, Board of Directors

cc: Nelson SPCA Board of Directors

## Transmittal Letter

### FY27 Funding Application Humane Society/SPCA of Nelson County, Inc.

- 1) The Humane Society/SPCA of Nelson County, Inc. (NSPCA) mission is to save and improve the lives of homeless dogs and cats in Nelson County through Positive Animal Welfare and place them in forever homes through adoption or rescue partnerships.

The NSPCA goal is to save as many animals as humanely possible. The NSPCA is dedicated to ensuring the well-being and humane treatment of animals in Nelson County through the following commitments:

- Finding all adoptable animals a home
- Refusal to euthanize healthy or treatable animals
- Spaying and neutering of all captured, or admitted animals
- Promote responsible pet ownership in Nelson County through education, and facilitate and support Health and Population Control of owned animals
- Secure funding to allow the NSPCA to care for, and promote the saving of animals in the county.

- 2) The NSPCA is requesting funding to secure necessary veterinary services for admitted shelter animals and community dogs and cats. These animals come into our care through Nelson County owner surrenders and transfer from Nelson County Animal Control. The veterinary services for shelter animals include altering animals via spay/neuter, vaccinations, tests for communicable disease and parasites, prescriptions to treat identified illnesses, diseases, parasites, and other health issues as approved by the volunteer shelter veterinarians. The NSPCA also facilitates low cost spay/neuter for owned Nelson County dogs and cats. The NSPCA collaborates with adjacent Virginia area Spay/Neuter clinics to provide spay/neuter appointments for owned pets, and feral cats, and provides transport services to/from the monthly clinics. Additionally, the NSPCA will provide financial assistance for spay/neuter costs for Nelson County residents in need.
- 3) Vaccinations and treatment of communicable diseases and parasites protect the animal, shelter staff, volunteers, visitors, and adopters as well as other shelter pets; and enables the NSPCA to present healthy animals for adoption. And spay/neuter for all animals is a requirement for adoption from the NSPCA and is a tenet of the Humane Society in reducing the number of homeless animals. Likewise, enabling interested Nelson County residents to cost effectively alter their pets and receive required rabies vaccinations also contributes to the goal of reducing the number of homeless animals, rabies transmission rates (especially in cats) and future costs for the care of those animals.
- 4) No program changes are planned to the NSPCA Veterinary Services for CY2026 or CY2027.
- 5) The NSPCA currently relies wholly on donations, adoption fees, and spay/neuter fees when paid to cover yearly operating expenses. If the NSPCA does not receive sufficient funding from all sources, it will look to reduce the number of animal intakes accepted, reduce community services, and reduce corresponding expenses.
- 6) The NSPCA does not have any Code of Virginia mandates regarding participation.

FY27 Funding Application  
County of Nelson

AC-1

1. Agency Name: Humane Society/SPCA of Nelson County, Inc.
2. Executive Director: Denise Merricks, President - Board of Directors
3. Address: 29 Stagebridge Road, Lovington, VA 22949
4. Telephone: 434-202-4009
5. Fax: \_\_\_\_\_
6. E-mail Address: president@nelsonspca.org
7. Agency Fiscal Year: 01/01/2026-12/31/2026  
(Month/day/year)
8. Program(s) for which you seek funding:

Program Name

Contact Name

Program #1 NSPCA Veterinary Expenses, Jennifer Shingler, Treasurer 703-344-4945

Program # 2

Program # 3

**Signatures:**

Denise M. Merricks

Executive Director/Board Chair



Shelter Manager

Date Submitted: 3/3/2026

Please attach a Transmittal Letter, limited to two pages, containing the following information:

- 1) Agency mission and goals
- 2) A brief description of specific programs listed above for which funds are being requested
- 3) Description of benefits of each program to Nelson County, including target populations
- 4) Any major program or budgetary changes planned for FY2026/2027
- 5) Explain how the agency will address budget reductions if state and local funding is reduced
- 6) Explanation of any Code of Virginia mandates regarding participation

**PROGRAM BUDGET REQUEST FORM**

**PB-1**

**Agency:** Humane Society/SPCA of Nelson County, Inc.

**Total Program:** \_\_\_\_\_

**Program #:** \_\_\_\_\_

**Revenue :**

- 1. Albemarle County
- 2. City of Charlottesville
- 3. Fluvanna
- 4. Greene
- 5. Louisa
- 6. Nelson
- 7. United Way -Thomas Jeff. Area
- 8. State Funding
- 9. Federal Funding
- 10. Grants: Foundation and Corp.
- 11. Fees: Program Service Fees
- 12. Fees: Government
- 13. Fundraising/Gifts and Bequests
- 14. Investment Income/Transactions
- 15. Miscellaneous Revenue
- TOTAL REVENUE**

Prior Yr. 2024/2025	Current Yr. 2025/2026	Proposed Yr. 2026/2027			
<b>Actual</b>	<b>Budget</b>	<b>Projected</b>	<b>\$ Diff.</b>	<b>% Chg.</b>	<b>% Prog.Tot.</b>
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
0	0	60,000	60,000	100.0%	11.1%
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
0	0	0	0	0.0%	0.0%
	34,634	35,000	366	1.1%	6.5%
			0	0.0%	0.0%
	418,013	420,000	1,987	0.5%	77.8%
	53,394	25,000	-28,394	-53.2%	4.6%
			0	0.0%	0.0%
0	506,041	540,000	33,959	6.7%	

**Expenses :**

- 16. Personnel (Salaries/Fringes)
- 17. Professional Fees (Consultants)
- 18. Occupancy
- 19. Supplies
- 20. Equipment
- 21. Miscellaneous
- TOTAL EXPENSES**

	284,761	304,200	19,439	6.8%	56.3%
			0	0.0%	0.0%
			0	0.0%	0.0%
			0	0.0%	0.0%
			0	0.0%	0.0%
	294,474	235,800	-58,674	-19.9%	43.7%
0	579,235	540,000	-39,235	-6.8%	

22. Surplus/(Deficit)

0	-73,194	0	73,194	-100.0%	
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**Program Budget as % of Total Agency Budget :**

**Current Yr.** \_\_\_\_\_

**Proposed Yr.** \_\_\_\_\_

**Program Revenue and Beneficiaries  
by Locality**

**PB - 2**

**Agency:** Humane Society/SPCA of Nelson County, Inc.

**Program:** NSPCA Veterinary Expenses      **Program #:** \_\_\_\_\_

**Program Revenue by Locality**

**Revenue by  
Locality:**

	Prior Year	Current Year	Proposed Year	\$ Diff.	%	% Program Total
Albemarle	0	0	0	0	0.0%	0.0%
Charlottesville	0	0	0	0	0.0%	0.0%
Fluvanna	0	0	0	0	0.0%	0.0%
Greene	0	0	0	0	0.0%	0.0%
Louisa	0	0	0	0	0.0%	0.0%
Nelson	0	0	60,000	60,000	100.0%	100.0%
United Way	0	0	0	0	0.0%	0.0%
<b>Total</b>	0	0	60,000	60,000	100.0%	

**Program Beneficiaries\* by Locality  
(Unduplicated)**

**Beneficiaries  
by Locality:**

	Prior Year	Current Year	Proposed Year	# Diff.	%	% Program Total
Albemarle				0	0.0%	0.0%
Charlottesville				0	0.0%	0.0%
Fluvanna				0	0.0%	0.0%
Greene				0	0.0%	0.0%
Louisa				0	0.0%	0.0%
Nelson		427	500	73	17.1%	100.0%
<b>Total</b>	418	368	500	132	35.9%	

\* Primary or direct beneficiary of service. Secondary or indirect beneficiaries are not included in this count.

Program Budget Explanation Form

PB - 3

Agency: Humane Society/SPCA of Nelson County, Inc.

Program: NSPCA Veterinary Expenses

Program #: \_\_\_\_\_

1. Please explain any revenue/expenditure line item increase or decrease as shown on Form PB-1.

The NSPCA has not previously submitted a request for funding from Nelson County. The \$60,000 requested represents approximately 52% of the CY 2026 budgeted Veterinary Expenses (including community spay/neuter) of \$115,800 for the NSPCA.

2. Please provide detail to explain miscellaneous revenues and expenditures shown on Form PB-1. Line 21: Miscellaneous expenses are the costs charged by spay/neuter clinics and participating veterinarians to provide necessary medical care for NSPCA animals. These expenses include but are not limited to spay/neuter operations, microchipping (to reunite lost animals with owners), testing and vaccinations against communicable diseases, prescribed medicines and prescription foods for the treatment of diagnosed illnesses and diseases. Other than routine vaccinations and spay/neuter, necessary veterinary care is sought upon approval of NSPCA volunteer veterinarians.

Miscellaneous expenses also includes the costs of spay/neuter operations and required rabies vaccinations for Nelson County residents' dogs and cats that exceeds the amount the resident is able to pay. This financial assistance ensures that all Nelson County residents have access to alter their animals and prevent unplanned breeding, regardless of their ability to pay.

3. Please explain how you calculate the local share formula for this program. Specify whether any funding sources require a local match. Indicate N/A if it does not apply to this program.  
N/A

**NELSON COUNTY PROGRAM BUDGET**

**PB-4**

**Agency:** Humane Society/SPCA of Nelson County, Inc.

**Nelson County Program:** NSPCA Veterinary Expenses

**Program #:** \_\_\_\_\_

**Revenue :**

- 1. Nelson
  - 2. United Way -Thomas Jeff. Area
  - 3. State Funding
  - 4. Federal Funding
  - 5. Grants: Foundation and Corp.
  - 6. Fees: Program Service Fees
  - 7. Fees: Government
  - 8. Fundraising/Gifts and Bequests
  - 9. Investment Income/Transactions
  - 10. Miscellaneous Revenue
- TOTAL REVENUE**

Prior Yr. 2024/2025	Current Yr. 2025/2026	Proposed Yr. 2026/2027		
<i>Actual</i>	<i>Budget</i>	<i>Projected</i>	<b>\$ Diff.</b>	<b>% Chg.</b>
	0	60,000	60,000	100.0%
			0	0.0%
			0	0.0%
			0	0.0%
	34,634	35,000	366	1.1%
			0	0.0%
	418,013	420,000	1,987	0.5%
	53,394	25,000	-28,394	-53.2%
			0	0.0%
	0	540,000	33,959	6.7%

**Expenses :**

- 11. Administrative Personnel (Salaries/Fringes)
  - 12. Operational Personnel (Salaries/Fringes)
  - 13. Professional Fees (Consultants)
  - 14. Occupancy
  - 15. Supplies
  - 16. Equipment
  - 17. Miscellaneous
- TOTAL EXPENSES**

			0	0.0%
		304,200	304,200	100.0%
			0	0.0%
			0	0.0%
			0	0.0%
		235,800	235,800	100.0%
	0	540,000	540,000	100.0%

18. Surplus/(Deficit)	0	506,041	0	-506,041	-100.0%
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**Please provide any additional narrative or explanation in the space below.**

17. Miscellaneous Expenses (Planned for CY2026).  
 Facilities Maintenance/Utilities/Repairs/Storage - \$46,200  
 Volunteer/Community Outreach/Fundraising/Newsletter - \$12,600  
 Office/Cleaning/Postage/Stationary Supplies - \$14,400  
 Insurances, All - \$16,200  
 Animal Supplies (food, litter) - \$19,200  
 Veterinary Services (See PB-3) - \$115,800  
 Vehicle Maintenance/Fuel (two vehicles) - \$3,600  
 Banking/Bookkeeping/Tax/Subscription Fees - \$7,800



BOARD OF SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-14  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF THE COUNTY’S PARTICIPATION IN AN  
OPIOID ABATEMENT AUTHORITY COOPERATIVE PARTNERSHIP GRANT TO  
PROVIDE CONTINUED FUNDING FOR THE RECOVERY COURTS OF NELSON,  
ORANGE, FLUVANNA, AND MADISON COUNTIES,**

**WHEREAS**, the Federal funding for the Recovery Courts of Nelson, Orange, Fluvanna, and Madison counties is expected to end September 30, 2028 (FY29); and,

**WHEREAS**, Offender Aid Restoration is applying for a multi-year Opioid Abatement Authority regional grant, for the purpose of funding the Recovery Courts and providing for “Recovery Capital” enhancements of the participants for 5 years beyond the end of federal funding; and,

**WHEREAS**, each participating locality is requested to provide an annual local match throughout the grant period, which can be funded with Opioid Abatement Authority –Individual Distribution funds, of which Nelson County currently has \$50,000 unallocated through 2030, that could be applied towards our local match.

**NOW THEREFORE BE IT RESOLVED**, the Nelson County Board of Supervisors does hereby provide its approval for Nelson County’s inclusion in Offender Aid Restoration’s application for an Opioid Abatement Authority Cooperative Partnership Grant as herein described.

**BE IT FURTHER RESOLVED**, that the Nelson County Board of Supervisors also commits an annual local match of \$10,000 as required for the application.

Approved: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

# NELSON COUNTY RECOVERY COURT



# RECOVERY COURT ACT §18.2-254.1

- The Virginia General Assembly recognizes that there is a critical need in the Commonwealth of Virginia for effective treatment programs that reduce the incidence of substance use and substance use disorders, family separation due to parental substance use disorder and substance-related crimes. It is the intent of §18.2-254.1 of the Code of Virginia (the “Recovery Court Act”) to enhance public safety by facilitating the creation of Recovery Courts as means by which to accomplish this purpose. Administrative oversight of Recovery Court shall be conducted by the Supreme Court of Virginia.



# History

**Fall 2021**

Nelson County BOS makes initial financial commitment to establish a Recovery Court in Nelson County.

**May 2022**

Nelson County Recovery Court was approved by the Supreme Court of Virginia's Drug Treatment Court Advisory Committee

**7 August 2023**

The first participant entered the program on August 7<sup>th</sup>, 2023.

In March of 2022 a planning team made up of multiple stakeholders participated in a four-day Foundational Training conducted by the national Treatment Court Institute.

**March 2022**

Nelson County received a US Department of Justice, Bureau of Justice Assistance, Drug Court Implementation Grant providing funding for four years.

**September 2022**

# - Mission Statement

The Nelson County Recovery Court exists to reduce recidivism and drug use within the community. To accomplish this aim, the Nelson County Recovery Court seeks to implement evidence-based best practices by relying on ten principles, as established below:

- Integration of alcohol and drug treatment into criminal justice interactions.
- Collaborate in a non-adversarial manner to reduce recidivism and drug use.
- Identify and process potential participants as quickly as possible.
- Provide access to the widest continuum of appropriate, effective, and available treatment.
- Establish success through Drug Testing.
- Promote consistent, fair, and clinically appropriate responses to non-compliance.
- Provide consistent Judicial Interaction.
- Self-Evaluate as a team to ensure effectiveness.
- Self-Educate as a team to ensure effectiveness.
- Continue to develop new partners to ensure effectiveness.



# GOALS



The goals of Recovery Courts include:

- ✓ reducing substance use disorders among defendants;
- ✓ reducing recidivism;
- ✓ reducing substance-related court workloads;
- ✓ increasing personal, familial and societal accountability among defendants; and
- ✓ promoting effective planning and use of resources among the criminal justice system and community agencies.

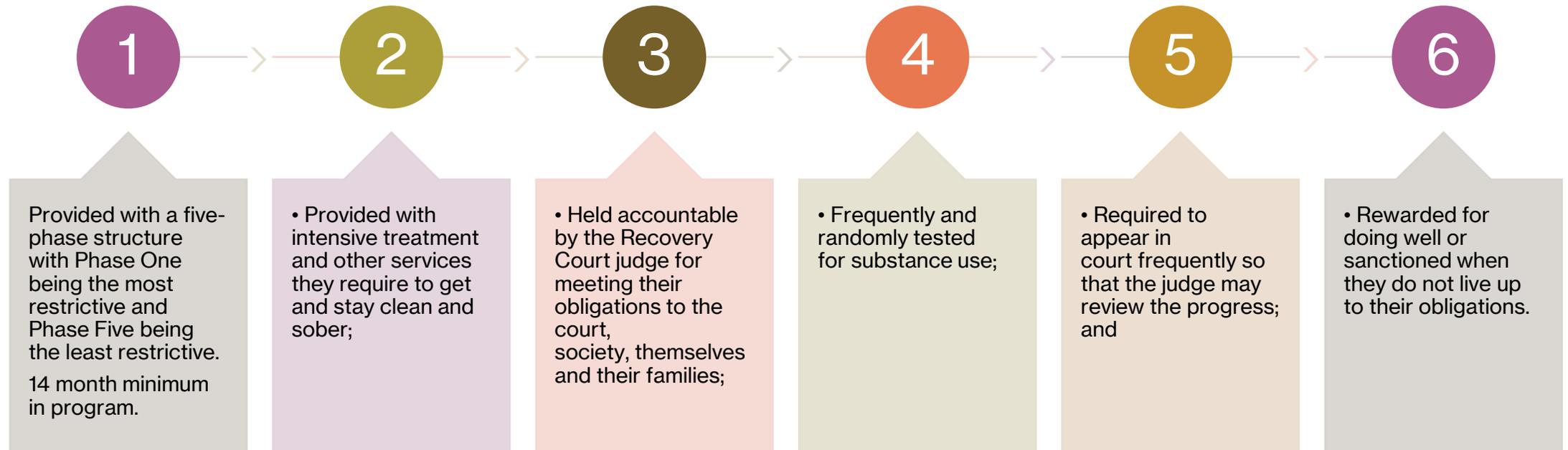
# About the Program

- Recovery Courts are specialized court dockets
- Ongoing judicial monitoring
- intensive treatment
- Strict supervision of individuals
- Moderate to severe substance use disorders
- High risk of re-offending
- Drug driven felony cases
- Participation is voluntary



**Recovery Courts have proven to be highly effective for treating individuals suffering from substance use disorders. They keep individuals in treatment long enough for it to work, while supervising them closely.**

**While in Recovery Court, participants are:**



# Best Practices and Advisory Board

- All Rise: Partners with Bureau of Justice Administration (BJA) to ensure the use of established best practices. All Rise also provides training and technological assistance to Specialty Dockets.
- Per Virginia Code Section § 18.2-254.1, each advisory committee shall ensure quality, efficiency, and fairness in the planning, implementation, and operation of the Recovery Court or courts that serve the jurisdiction or combination of jurisdictions.



Total Participants

12

Current  
Participants

6

Graduate  
s

5

Termination  
s

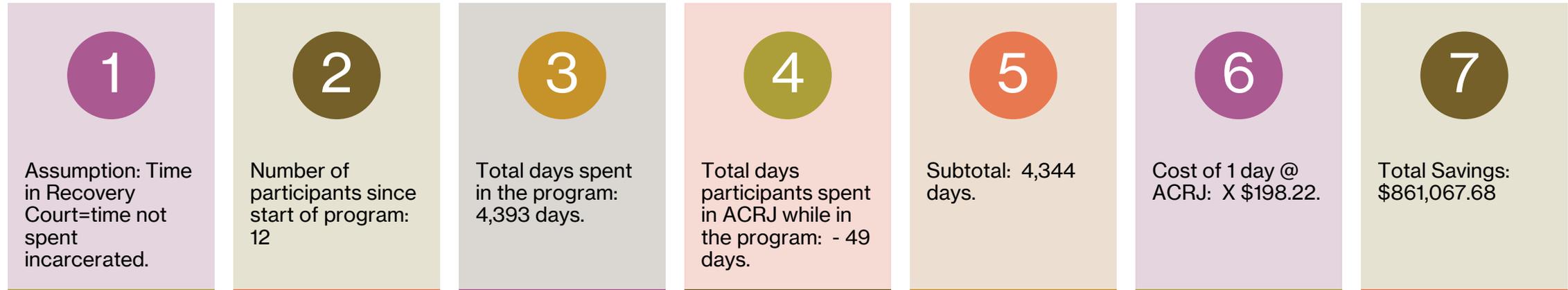
1

# Successes

**On July 25<sup>th</sup>, July 26<sup>th</sup>, and August 20<sup>th</sup>, 2024 Representatives from All Rise met with the Recovery Court team, conducted interviews, observed Recovery Court and provided a training. Their feedback after the visit was excellent:**

”It was a pleasure meeting everyone in person! Your team has been wonderful to work with and I look forward to continuing to assist your team in any way possible. It was nice to see you both again today, you are always such a pleasure to speak with. As noted in our meeting, you have already taken action steps towards adjusting your drug testing. I wanted to point this out once again as this shows your commitment to best practice standards. You are also taking steps to align your screening/assessment tools. Your dedication to helping your participants is noteworthy. I appreciate what you do.”

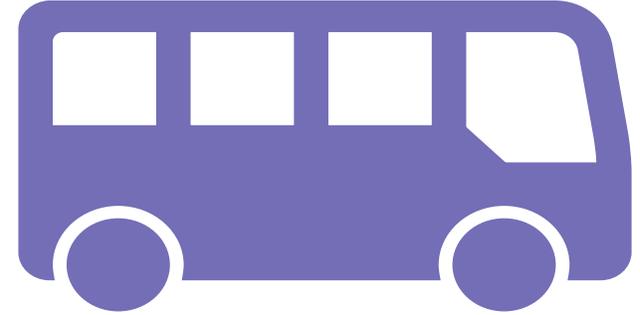
***-Brandy Bagent, All Rise***



# Rough Savings

# Challenges

- Transportation continues to be a struggle for some of the participants. Medicaid transportation is often unreliable or unavailable. The limited presence of Uber and Lyft also presents a challenge.
- Need for family counseling/family reunification.
- Limited community support groups such as peer led support groups, AA and NA.
- Lack of behavioral health and Medication Assisted Treatment.
- Lack of sober living options and financial barriers to sober living environments.
- Need for ongoing post-program support for alumni.



# Recovery Capital



PERSONAL	SELF-ESTEEM SELF-EFFICACY COMMUNICATION SKILLS COPING SKILLS RESILIENCE
SOCIAL	POSITIVE FRIENDSHIP NETWORKS YOUR COMMITMENT TO THOSE NETWORKS
COMMUNITY	ACCESS TO RECOVERY TREATMENT ACCESS TO RECOVERY COACHES JOBS HOUSES COMMUNITY SUPPORTS

# Where we want to Grow:

Family Counseling  
and Reunification

Destigmatizing  
Events

Peer Support  
Groups

Alumni Support  
Groups

Transportation  
Assistance

Sober Living  
Support

Reentry Services

Behavioral Health  
and MAT  
Treatment more  
accessible to both  
counties.

# CURRENT FUNDING

- Federal grant funds leveraged: \$699,640
- Federal funding terminates on September 30, 2028
- Nelson County is already financially invested

BJA Grant

Matching  
County  
Funding

# Timeline for Family Counseling and Reunification programming: 5 Year OAA Grant

Years 1 – 2: Orange and Madison pilot and planning for Fluvanna and Nelson.

Year 3: Continue Orange and Madison and expand services to Fluvanna.

Year 4: Continue Orange, Madison and Fluvanna services and expand to Nelson.

Year 5: Evaluate Orange and Madison and continue services in all localities.

# Timeline for Other Benefits: 5 Year OAA Grant

Year 1: Orange/Madison sustain Recovery Court. All areas benefit from additional funding for transportation, sober living, and recovery focused community events.

Year 2: Continue Orange and Madison sustainment and add Fluvanna and Nelson sustainment. Continue providing additional benefits to all counties.

# Rural Recovery Court Project

## Opioid Abatement Cooperative Partnership Grant

*Grant Narrative | Offender Aid and Restoration (OAR)*

### Brief Overview

Over the past five to six years, four rural counties in Virginia's 16th Judicial District have built a network of evidence-based recovery courts from the ground up. Launched with federal implementation grants, the Fluvanna Recovery Court began serving participants in December 2020, the Orange-Madison Recovery Court admitted its first participant in September 2022, and the Nelson Recovery Court opened its doors in 2023. All three courts are administered by Offender Aid and Restoration (OAR) in strict alignment with national and state best practice standards. To date, these programs have collectively served 109 participants and celebrated 36 graduations—each representing a life redirected away from addiction and incarceration.

The Rural Recovery Court Project builds on this strong foundation by addressing a critical gap: recovery capital. Recovery capital encompasses the full range of internal and external resources—physical, human, social, and cultural—that individuals with substance use disorders need to initiate and sustain long-term recovery. These resources include stable housing, reliable transportation, employment, family connections, community support, and opportunities for recreation and spiritual growth. In rural communities, many of these supports are significantly harder to access than in urban areas, placing recovery court participants at a structural disadvantage.

This project will directly address that disadvantage by enhancing existing programming with targeted recovery capital interventions: couples and family counseling, family reunification programming, sober housing assistance, transportation support, expanded community-based mutual aid groups, and peer support and de-stigmatization activities. The project will launch as a pilot in the Orange-Madison Recovery Court during years one and two, then scale to Fluvanna and Nelson counties in subsequent years. OAR is requesting five years of state funding to implement this initiative. Each participating locality will provide an annual match, demonstrating local commitment and investment.

### Sustainability

OAR's long-term sustainability strategy is rooted in more than five decades of organizational stability and relationship-building. Founded in 1971, OAR has operated continuously as a nonprofit for over 53 years, sustaining its programs primarily through a diversified portfolio of state, local, and federal grants. This track record reflects OAR's demonstrated ability to manage public funds responsibly and deliver measurable outcomes over time.

As federal implementation funding for the three recovery courts is exhausted, OAR is actively pursue replacement funding through multiple channels. These include advocating at the state level for increased funding allocations for rural recovery court programs, maintaining and deepening partnerships with the counties we serve to secure local match and co-investment, and

pursuing competitive federal grants to supplement state and local support. OAR's established relationships with state funding agencies—built over decades of program delivery—position the organization well to advance these funding objectives and ensure the continuity of services that rural Virginians depend on.

## How Was the Need Determined, and How Does It Relate to Abatement?

Recovery courts are among the most rigorously evaluated interventions in the criminal justice system. Designed for criminally involved adults with moderate to severe substance use disorders—often accompanied by co-occurring serious mental illness—these programs deliver a comprehensive continuum of substance use and mental health treatment, intensive supervision and case management, and frequent judicial oversight. Their central goals are to reduce recidivism and illicit drug use by interrupting the destructive cycle of addiction and crime.

The recent expansion of recovery courts into Virginia's rural communities was a direct response to documented need. Local jurisdictions identified high rates of drug-related crime and fatal overdoses driven primarily by fentanyl and methamphetamine as compelling reasons to invest in treatment-based alternatives to incarceration. By addressing the underlying causes of criminal behavior rather than applying purely punitive responses, recovery courts reduce substance misuse, support participants in achieving early recovery, lower the probability of reoffending, and generate meaningful fiscal savings for localities and the Commonwealth. When recovery courts succeed, they are a direct mechanism of opioid abatement.

The case for enhancing recovery capital programming within these courts is supported by a growing body of evidence. The All Rise Adult Treatment Court Best Practice Standards—the national benchmark for recovery court program design—include a dedicated standard on “Complementary Services and Recovery Capital,” which calls for comprehensive attention to housing, family relationships, health, vocational development, and community engagement. The supporting research literature is clear:

*“Helping participants to develop greater recovery capital has been shown to produce significantly longer intervals of abstinence from substances, less crime, fewer legal and psychiatric problems, better self-reported quality of life, and lower levels of perceived stress for persons on probation or parole (Bormann et al., 2023; Witbrodt et al., 2019), in traditional substance use treatment programs (Ashford et al., 2021; Centerstone Research Institute, 2018; McPherson et al., 2017; Sanchez et al., 2020), and in community outreach samples (Laudet & White, 2008). A focus-group study of persons in recovery in a rural community reported that participants commonly attributed their recovery to developing greater social and personal recovery capital (Palombi et al., 2022).”*

Formal best practice assessments and program evaluations conducted across the three recovery courts have identified specific, actionable gaps in recovery capital programming. The Rural Recovery Court Project is designed to close those gaps directly, in alignment with evidence-based standards and the documented needs of participants in these rural communities.

## Project Objectives

The Rural Recovery Court Project will achieve the following objectives:

- Provide family reunification programming utilizing the evidence-based Celebrating Families curriculum
- Deliver individual and couples family counseling and advocacy services
- Provide transportation assistance leveraging all available rideshare and community transit resources
- Offer sober living assistance to all participants experiencing housing instability or insecurity
- Expand mutual support group options in each locality, adding at least one new community-based group per county
- Develop and sustain active Alumni groups for each recovery court program
- Deliver group-based life skills programming encompassing health and wellness, home management, and financial planning
- Sustain evidence-based cognitive behavioral programming, including Recovery Court Journaling and Moral Reconciliation Therapy
- Create and support community engagement opportunities, including recovery court-led de-stigmatization events such as community cookouts and group outings

## Who Are the Beneficiaries?

The primary beneficiaries of this project are adults enrolled in the Orange-Madison, Fluvanna, and Nelson County Recovery Courts—rural Virginians facing some of the most complex and compounding challenges in the Commonwealth. Recovery court participants are adults charged with felony offenses who present with moderate to severe substance use disorders and a high risk of reoffending. Their needs are significant and multidimensional.

Program data from the three courts reflects the depth of need among participants:

- Approximately 50% require residential treatment at some point during their recovery court participation
- At least 65% present with a co-occurring serious mental illness
- Approximately 75% are unemployed upon program entry
- Roughly 60% experience housing instability
- Nearly all participants face significant transportation barriers

In FY 2025, the three programs collectively served 64 individuals: 30 in Orange-Madison, 25 in Fluvanna, and 9 in Nelson. Based on historical enrollment trends, OAR projects that the Rural Recovery Court Project will serve a minimum of 55 rural citizens annually, reaching an unduplicated total of 215 participants over the five-year grant period. Each of these individuals represents a family impacted, a community strengthened, and a cost to the criminal justice system avoided.

# Estimated Total Project Costs

Total Grant	
FY27	\$ 421,280.00
FY28	\$ 641,780.00
FY29	\$ 727,691.00
FY30	\$ 862,839.00
FY31	\$ 886,741.00
Total	\$ 3,540,331.00

Orange Total	
FY27	\$ 244,396.00
FY28	\$ 251,746.00
FY29	\$ 259,463.50
FY30	\$ 267,566.70
FY31	\$ 276,075.20
Total	\$ 1,299,247.40

Fluvanna Total	
FY27	\$ 52,500.00
FY28	\$ 132,500.00
FY29	\$ 237,635.60
FY30	\$ 249,459.80
FY31	\$ 255,969.80
Total	\$ 928,065.20

Madison Total	
FY27	\$ 111,884.00
FY28	\$ 115,034.00
FY29	\$ 118,341.90
FY30	\$ 121,814.70
FY31	\$ 125,461.20
Total	\$ 592,535.80

Nelson Total	
FY27	\$ 12,500.00
FY28	\$ 142,500.00
FY29	\$ 147,250.00
FY30	\$ 260,747.80
FY31	\$ 267,822.80
Total	\$ 830,820.60

# Direct Distribution, OAA Individual Distribution, and OAA Gold Standard

*Please note this tool tracks finalized settlements. As new settlements are achieved, this tool will be updated. **The amounts listed reflect estimates, which may be subject to change prior to distribution.***

**As of December 2025**

**City or County:**

**Nelson County**

### City/County Estimated Settlement Funds Lookup Tool Instructions

To see the estimated amounts disbursed or to be disbursed to a specific city or county for each year of the settlements:

1. Click on cell C10, which currently reads "Choose City/County."
2. Use the drop down menu to select a city or county and the amounts below will change to show the city or county's estimated payments.

Fiscal Year (FY)	No Application to OAA		Must Apply to OAA					
	Direct Distributions		OAA Individual Distribution			OAA Gold Standard Incentive		
	Projected	Used as OAA Match	Eligible to Receive	Awarded / Used as Match	Balance Available	Eligible to Receive	Awarded / Used as Match	Balance Available
<b>2022</b>	\$5,978	\$0	\$0	\$0	\$0	\$0	\$0	\$0
<b>2023</b>	\$37,841	\$0	\$13,693	\$0	\$13,693	\$3,423	\$0	\$3,423
<b>2024</b>	\$46,668	\$0	\$15,850	\$0	\$29,543	\$3,963	\$0	\$7,386
<b>2025</b>	\$19,774	\$5,000	\$6,792	\$0	\$36,335	\$1,698	\$0	\$9,084
<b>2026</b>	\$40,518	\$0	\$6,772	\$22,062	\$21,045	\$1,693	\$0	\$10,777
<b>2027</b>	\$21,377	\$0	\$7,524	\$0	\$7,524	\$1,881	\$0	\$1,881
<b>2028</b>	\$16,510	\$0	\$5,740	\$0	\$5,740	\$1,435	\$0	\$1,435
<b>2029</b>	\$22,762	\$0	\$8,032	\$0	\$8,032	\$2,008	\$0	\$2,008
<b>2030</b>	\$22,861	\$0	\$8,078	\$0	\$8,078	\$2,020	\$0	\$2,020
<b>2031</b>	\$21,464	\$0	\$7,535	\$0	\$7,535	\$1,884	\$0	\$1,884
<b>2032</b>	\$19,987	\$0	\$6,993	\$0	\$6,993	\$1,748	\$0	\$1,748
<b>2033</b>	\$18,450	\$0	\$6,430	\$0	\$6,430	\$1,607	\$0	\$1,607
<b>2034</b>	\$14,302	\$0	\$5,088	\$0	\$5,088	\$1,272	\$0	\$1,272
<b>2035</b>	\$14,302	\$0	\$5,088	\$0	\$5,088	\$1,272	\$0	\$1,272
<b>2036</b>	\$13,364	\$0	\$4,778	\$0	\$4,778	\$1,194	\$0	\$1,194
<b>2037</b>	\$11,103	\$0	\$3,949	\$0	\$3,949	\$987	\$0	\$987
<b>2038</b>	\$11,103	\$0	\$3,949	\$0	\$3,949	\$987	\$0	\$987
<b>2039</b>	\$7,774	\$0	\$2,850	\$0	\$2,850	\$713	\$0	\$713
<b>Total</b>	<b>\$366,138</b>	<b>\$5,000</b>	<b>\$119,140</b>	<b>\$22,062</b>	<b>\$97,078</b>	<b>\$29,785</b>	<b>\$0</b>	<b>\$29,785</b>

*Note: The Virginia Office of the Attorney General and the Virginia Opioid Abatement Authority are the data source. The amounts listed reflect estimates of local distributions based on finalized settlements and may vary due to adjustments occurring at the national level prior to distribution to the states.*



BOARD OF SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-15  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF EXPANSION OF THE PINEY RIVER WATER AND SEWER SYSTEM**

**WHEREAS**, Jenny’s Creek LLC is proposing to expand the County’s water and sewer systems in Piney River, which requires the County’s approval ; and,

**WHEREAS**, the proposed construction of a new Public Sanitary Forcemain of 631’ SDR-11 pipe, and a new Public Water Line of 639’ of 2” SDR-11 connecting to the existing mains will serve seven (7) new lots containing residential dwellings on parcel 65-A-45; and

**WHEREAS**, Sec. 12-66 and 12-67 the Code of Nelson County, connections to water and sewer are required if buildings are within one thousand (1,000) feet of public utilities; and,

**WHEREAS**, pursuant to Sec. 12-69 of the Code of Nelson County, the construction will be done at the expense of the applicant and in accordance with the water and wastewater ordinance with a developer’s agreement in place between the applicant and the County,

**NOW THEREFORE BE IT RESOLVED**, that the Nelson County Board of Supervisors hereby approves the expansion of the Piney River Water and Sewer System as requested by Jenny’s Creek LLC.

**BE IT FURTHER RESOLVED** that the Nelson County Board of Supervisors authorizes the County Administrator and the County Attorney to draft and execute a developer’s agreement between the applicant and the County, with said agreement to outline the financial responsibilities, location and details of the necessary construction, deed transfers and easement considerations.

**BE IT FINALLY RESOLVED** that following the construction of the expansion, the County Administrator and County Attorney are authorized to execute the steps necessary for the County to accept the transfer of ownership of the new facilities to the County..

Adopted: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

## MEMORANDUM

**To:** Candy McGarry, County Administrator  
**From:** Justin Shimp, Shimp Engineering P.C.  
**Date:** March 3, 2026  
**Subject:** Public Utility Expansion for Piney River System

---

Jenny's Creek LLC proposes to expand the County Water and Sewer Systems in Piney River. A new Public Sanitary Forcemain of 631' SDR-11 pipe, and a new Public Water Line of 639' of 2" SDR-11 connecting to the existing mains will be constructed. These new mains will serve seven (7) lots containing residential dwellings within parcel 65-A-45. In accordance with Nelson County Ordinance Sec. 12-66 and 12-67 connections to sewer and water mains are required if buildings are within one thousand (1,000) feet of Public Utilities. A thirty (30) foot wide utility easement will contain the public water and sanitary pipes and seven (7) water meters within the project.

### Waterline Sizing Calculation

Frictional Loss  
 Hazen-Williams Equation  
 $H_{loss} = (4.73 \cdot L \cdot Q^{1.85}) / (C^{1.85} \cdot d^{4.87})$   
 C = 150 estimate for plastic pipe

Waterline Reach	d (in)	L (ft)	Q (gpm)	P <sub>2</sub> (psig)	psi
To new connection	2	600	8	0.40	
				<b>Total</b>	<b>0.40</b>

Elevation Head Loss

Downstream Elevation	658 ft
Upstream Elevation	670 ft
Head loss per foot	0.433 psi
<b>Total head loss</b>	<b>-5.3 psi</b>

Minor Loss (fittings)  
 $H_{minor} = K(V^2/2g)$   
 V = 0.80 fps

	base	K <sub>2</sub>	qty	psi
Entrance - sharp	0.5	0.5		0.00000
Entrance - rounded	0.05	0.05		0.00000
Exit	1	1		0.00000
Tee - through	0.60	0.60		0.00000
Tee - branch	1.80	1.80		0.00000
Cross-through	0.60	0.60		0.00000
Cross-branch	1.80	1.80		0.00000
90° elbow	0.60	0.60		0.00000
45° elbow	0.32	0.32		0.00000
22.5° elbow	0.16	0.16	1	0.00157
Globe valve	10.00	10.00		0.00000
Gate valve	0.20	0.20	1	0.00196
<b>Total minor loss</b>				<b>0.00353</b>

<b>TOTAL SYSTEM LOSS</b>	<b>-4.8 psi</b>
<b>TOTAL SYSTEM GAIN</b>	<b>4.8 psi</b>



912 E. HIGH ST. CHARLOTTEVILLE VA, 22902 JUSTIN@SHIMP-ENGINEERING.COM 434.227.5140



DESIGNED BY  
Michael Chandler, Rusan Gusakov

CHECKED BY  
Justin Shimp, P.E.

PROPOSED SITE DEVELOPMENT PLAN

**1067 TYE BROOK HIGHWAY**

NELSON COUNTY, VIRGINIA  
**SUBMISSION: 2026.03.02**  
 REVISION:

FILE NO. **24.101**

**SITE LAYOUT**

**C1**

Type	Design Units					Average Day Demand					Peak Hour Demand			
	Design Unit	Number of Units	Persons/Unit	Population	Flow Duration (hrs)	(gpd/person)	(gpd/unit)	gpd	gph	gpm	mgd	Peak Day Factor	gph	gpm
Single Family Detached	House	7	4	28	24	100	400	2,800	117	2	0.003	4.0	467	8
						<b>2,800</b>	<b>117</b>	<b>2</b>	<b>0.003</b>					

BOUNDARY LINE DATA

LINE	BEARING	DISTANCE
L1	N64°12'36"E	23.28'
L2	N53°46'06"E	35.68'
L3	N28°47'50"E	15.75'
L4	N19°47'11"W	34.66'
L5	S85°23'59"E	35.04'
L6	N72°56'44"E	38.83'



**From:** [Justin Shimp](#)  
**To:** [Candy McGarry](#)  
**Cc:** [Jennifer Fitzgerald](#); [Amanda Spivey](#)  
**Subject:** Re: Jenny"s Creek Proposed PR Expansion  
**Date:** Friday, March 6, 2026 12:51:38 PM  
**Importance:** High

---

Hi Candy,

I've gotten a question from NCSA that I have responded to, I have not received a final letter.

-Justin

On Mar 6, 2026, at 12:47 PM, Candy McGarry <CMcGarry@nelsoncounty.org> wrote:

Good afternoon,

Has the requested letter from NCSA (as was discussed in an email on February 17<sup>th</sup> and 18<sup>th</sup>) been provided to Mr. Shimp that can be included in his "application package" for the County's approval of the extension? He has not provided that to us yet. This letter was to outline NCSA's technical advisement regarding the feasibility of the extension and the system's capacity to provide the requested services to the subdivision, including any other pertinent data NCSA deems necessary. This needs to be provided to the Board for their consideration of this request. Our BOS packets go out this afternoon and it needs to be included. We could supplement the packet with this on Monday at the very latest. Thank you!

Best,  
Candy

<image001.jpg>

<Candice McGarry.vcf><Mail Attachment.eml>

## DEVELOPER'S AGREEMENT

THIS DEVELOPER'S AGREEMENT, dated \_\_\_\_\_, 2026, by and between the COUNTY OF NELSON (the "County") and JUSTIN SHIMP (the "Developer") provides:

1. Introduction. Pursuant to Note 6 of Developer's plat of proposed Tax Map 65-A-45 development (the "Subdivision"), the lots in the Subdivision shall be served by public water and sewer. A copy of the plat is attached.
2. Construction, Planning and Funding. All planning, design and construction related to connecting to the County's system shall be performed and paid for by the Developer. The Nelson County Service Authority (the "NCSA"), under contract with the County, operates the County's public water and sewer system. Developer shall provide for review and approval by the County of all plans and specifications as required by the Ordinance or deemed necessary by the County; and shall conform in all respects with the technical standards imposed by the Ordinance, the County and the NCSA.
3. Transfer of Ownership. Upon completion of the construction of any water and sewer system serving the Subdivision, Developer shall transfer, at no cost, the ownership thereof to the County.
4. Connection When Capacity Not Available. Should the County determine that the capacity of its water and sewer system is or shall be exceeded by additional connections, then the County may impose specific limits on new connections. The non-user fee shall be waived where an application for connections has been approved by the County and the lack of capacity prevents connection. To correct such deficiency in capacity, the Developer may, if approved by the County, agree to pay the cost of the construction of additional capacity.
5. Indemnification. Developer shall indemnify and hold harmless the County and the NCSA against and from all liability, claims, damages and costs, including attorney's fees, of every kind and nature resulting from or in any manner arising out of or in connection with the undertaking herein contemplated and the performance of the related work.
6. Assignment. Developer's obligations under this agreement may not be assigned or transferred to another without the prior written consent of the County.
7. Entire Agreement. This agreement contains the entire agreement of the parties and there are no other promises or conditions in any other agreement whether oral or written and may not be modified except in a writing signed by both parties.
8. Applicable Law, Venue. This agreement shall be governed by the laws of the Commonwealth of Virginia. The venue and jurisdiction for all lawsuits, claims and disputes between the parties hereto shall lie in the Circuit Court of Nelson County, Virginia.

WITNESS the following signatures and seals:

COUNTY OF NELSON

By: \_\_\_\_\_

Its \_\_\_\_\_

\_\_\_\_\_  
Justin Shimp (SEAL)

DRAFT

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**Sec. 12-69. Connections when utility capacity is available but infrastructure not yet constructed.**

The developer of any new residence, subdivision or commercial or industrial site located where county owned and/or operated public water facilities and/or sanitary sewerage facilities are available, shall be required to:

- (a) Obtain one (1) copy of the water and wastewater ordinance and the utility standards of the county.
- (b) Request both public water and sewer service by application to the county. The county will notify the developer, within thirty (30) calendar days of receipt of the application, as to whether or not the services requested can be provided.
- (c) Construct, at the expense of the applicant, water main or sewers as deemed by the county to be necessary, feasible or advisable to connect the applicable systems of the subdivision or development to the suitable facilities of the county. Regardless of whether the county decides to participate in the development, the plans and specifications of any proposed central water and sewer system shall be in conformance with this water and wastewater ordinance and the utility standards and subject to approval and subsequent construction inspection of the county.
- (d) Complete a developers agreement between the applicant and the county, if deemed necessary by the county, detailing the financial responsibilities, location and details of necessary construction, deed transfers and easement considerations.
- (e) Complete, subsequent to the construction of such facilities, transfer of ownership of the new facilities to become the property of the county.

(Ord. of 4-13-04, Art. 2, § 19)

**Sec. 12-70. Connections when capacity and/or source are not available.**

The county reserves the absolute right to impose specific and temporary limits on new connections to its water and/or wastewater systems when, from time to time and in its sole opinion, treatment capacity or source is limited. To correct this deficiency, the county may elect to enter into an appropriate developer's agreement for the construction of such additional capacity as needed, may elect to develop such capacity itself or may determine that such expansion of capacity is not in the best public interest.

(Ord. of 4-13-04, Art. 2, § 20)

**Sec. 12-71. Construction planning and funding responsibilities.**

Where a developer, builder, contractor, or property owner requires and builds a water line or sewer line extension or expansion of existing facilities to serve either residential or nonresidential developments, the following shall apply:

- (a) Said applicant shall, at the time of filing, file therewith a preliminary detail statement of plans, specifications, potential number of customers, fixture counts, route, long term expansion plans and any other matters deemed to be helpful to the county, together with proof of financial responsibility and such other information as may be requested by the county, in order to secure estimates for the overall project cost.

- 
- (b) Applicants shall pay for the entire construction cost of all water/sewer line extensions for whatever size lines the county determines are necessary to serve the proposed development, but in no case less in size than six (6) inches in diameter for water and eight (8) inches in diameter for sewer.

(Ord. of 4-13-04, Art. 2, § 21)

### **Sec. 12-72. Application for service.**

Application for services will be available at the county's office, during business hours. These prescribed forms shall be completed and submitted to the county at least seven (7) days before a new connection is desired to be made.

The county shall accept, review and render decisions on all applications for public water and/or sanitary sewer service to the premises described in the applications from any persons who are owners of land within Nelson County.

(Ord. of 4-13-04, Art. 2, § 22; Ord. of 8-8-06)

### **Sec. 12-73. Application information.**

Applications for water and/or sewer services shall be made on a form prescribed and furnished by the county for the purpose of such application. Each form shall be accompanied by any measurements, maps, drawings or other such data that will clearly establish and indicate the physical location of the premise for which the application is submitted. If the proposed or physical location of the available service is known, it shall be indicated on the same map, drawing or data submittal. Drawings shall have a minimum scale of one (1) inch equals one hundred (100) feet.

Applications for industrial establishments shall also submit with their application written information regarding plant location, type of industry, raw and finished products, approximate magnitude of utility requirements, types of industrial wastes to be discharged, proposed facilities for pretreatment of industrial wastes, and any other data pertinent to the industry's utility requirements.

(Ord. of 4-13-04, Art. 2, § 23)

### **Sec. 12-74. Applications requiring construction.**

Where construction of water and/or sanitary sewerage facilities is required, the submittal requirements outlined in the utility standards must be followed.

(Ord. of 4-13-04, Art. 2, § 24)

### **Sec. 12-75. Right to refuse service.**

The county reserves the right to approve, revise and request additional data, design or other information, or to disapprove any service application or plans pertinent thereof, as the opinion or best interest of the county may determine.

(Ord. of 4-13-04, Art. 2, § 25)

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**Sec. 12-76. Disposition of applications.**

On receiving the application for service, the county will approve, with or without revisions, or disapprove the application, to indicate the decision of the county and return one (1) copy of each of the submitted items to the applicant.

The applicant receiving a returned application marked with revisions shall conform strictly with the notations indicated thereon by the county.

The procedures outlined in the developer services and utility standards of the county will be followed for processing applications.

(Ord. of 4-13-04, Art. 2, § 26)

**Sec. 12-77. Lien for charges.**

Charges for utility services shall be a lien upon the premises as provided by the Code of Virginia. Following the termination of utility services, as provided in this article in sections 12-116 and 12-125, the county administrator shall file with the Clerk of the Circuit Court of Nelson County a statement of lien and petition the clerk to record the lien in the judgment lien book.

(Ord. of 4-13-04, Art. 2, § 27)



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**RESOLUTION R2026-16**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**APPROVAL OF FUNDING FOR CELLEBRITE DIGITAL FORENSICS**  
**IMPLEMENTATION**

**WHEREAS**, the Nelson County Sheriff's Office, like all other law enforcement agencies across the country, is experiencing an increased amount of digital evidence during investigations and does not have the tools necessary to unlock, extract, or analyze these devices; and

**WHEREAS**, the Nelson County Sheriff's Office is currently having to send every device to the state lab or another outside agency for extraction, and long turnaround times prevent investigators from acting on key evidence in a timely manner, which in turn prevents the Nelson County Commonwealth Attorney from being able to prosecute cases in a timely manner; and

**WHEREAS**, in order to mitigate this issue, the Nelson County Commonwealth Attorney has requested \$23,862.00 in funding for the Cellebrite software and equipment, which also includes training for 2 investigators and the purchase of a compatible computer for the program,

**NOW THEREFORE BE IT RESOLVED**, that the Nelson County Board of Supervisors hereby approves the funding request in the amount of \$23,862.00 which includes Cellebrite InsEYEts hardware, Cellebrite InsEYEts software, Cellebrite Guardian, Cellebrite Investigator Training, and a new computer dedicated to the use of Cellebrite for digital forensics.

Adopted: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

**From:** [Daniel Rutherford](#)  
**To:** [Amanda Spivey](#)  
**Cc:** [Candy McGarry](#); [Mark Embrey](#); [Connor Tobin](#)  
**Subject:** Cellebrite Proposal  
**Date:** Wednesday, March 4, 2026 1:56:29 PM  
**Attachments:** [Cellebrite Inseyets - System Requirements.pdf](#)  
[Cellebrite Proposal Nelson CSO PDF.PDF](#)

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Amanda,

Attached please find the proposal and system requirements. What I am asking for is taken from page 4 of the attached proposal.

Cellebrite Inseyets Hardware:	\$1,922.
Cellebrite Inseyets Software:	\$9,250.
Cellebrite Investigator Training: \$4,845 x 2 =	\$9,690.
Computer@ Recommended System Requirements =	\$3,000.

Total Request \$23,862.00.

I will be available to discuss with the Board next week. What I do not have is the previous approval when David Hill was Sheriff (I also did not know he sought approval and was given it until 2 weeks ago).

Thanks!

Daniel

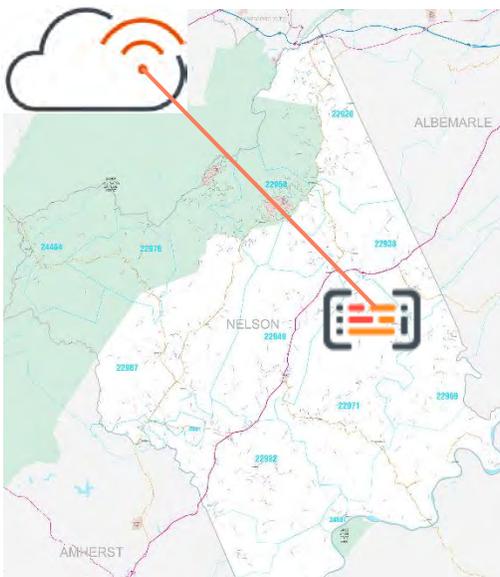
**Daniel L. Rutherford**  
**Nelson County Commonwealth's Attorney**  
**P.O. Box 447**  
**84 Courthouse Square**  
**Lovingson, VA 22949**  
**Tele: (434) 263-7010**  
**Fax: (434) 263-7013**

# Nelson County Sheriff's Office Digital Forensics Proposal

Nelson County Sheriff's Office is experiencing an increased amount of digital evidence during investigations and currently does not have tools to unlock, extract, nor analyze these devices. The agency is encountering more cell phones each month and must send every device to either the state lab or another outside agency for extraction. The state lab typically takes three to five months to return evidence, and while neighboring agencies may help faster, it still depends entirely on their availability. Nelson County sends out two to three phones a month, but long turnaround times prevent investigators from acting on key evidence in a timely manner. These delays are especially damaging because devices now employ Stolen Device Protection protocol, causing investigators to lose up to 90 percent of available evidence if a phone sits untouched for 72 hours, making immediate access more important than ever. Nelson County Sheriff's Office will continue to not meet requirements for case closure, conviction rate, and public trust until an in-house solution is put in place.

## How Cellebrite Can Help

Cellebrite InsYEts allows agencies to lawfully unlock, decrypt, and extract critical digital evidence from the widest range of iOS and Android devices. InsYEts allows NCSO investigators to unlock mobile devices anywhere from the lab to the crime scene. To collect the most evidence possible, users will be able to unlock phones via Supersonic Brute Force, as well as in AFU and BFU status. This means NCSO does not need to waste valuable time or risk devices being remotely wiped while transporting them back to the lab.



- Perform Full File System Extractions to find deleted information, even more locations, and other evidence not collected by other extraction types
- Extract messages, media, account information, locations, and more from over 100 social media and third-party applications
- Eliminate manual processes by using automation to identify, unlock, extract, and decode mobile devices all with one click

Liam Walsh  
Cellebrite SLG Account Manager  
Liam.Walsh@Cellebrite.com

## Collect, Review, Manage, Share

A further constraint on the investigative process is the antiquated evidence management system currently in place. Not only is it difficult to find evidence from previous cases, but there are no SOPs to keep track of evidence from the moment a device is extracted to the start of a trial. This makes it nearly impossible to cross reference this evidence and provide connections to cases where multiple bad actors are involved. As Nelson County **Sheriff's Office** continues to prioritize the necessity of digital forensics in their investigation, the amount of evidence needed to be stored, managed, and reviewed is increasing. Cellebrite Guardian is a Digital Evidence Management System that will allow Nelson County SO to:

- Store digital evidence in a forensically sound state with a significantly smaller financial burden.
- Share and review evidence with Investigators, Command Staff, DAs, Prosecutors, and more. Minimizing time transporting evidence to and from labs/other jurisdictions.
- Remove the complexity of download and uploading large, multi-terabyte files onto computers. All management and evidence review can be done directly out of Guardian in the cloud.





Nelson County Proposed Solution w/ Guardian

Solution	Description
Cellebrite InsEYEts	Allows NCSO unlimited extractions, review, and analysis of the evidence found on mobile devices as well as social media and third-party applications. Includes Physical Analyzer.
Unlocks	Mobile Device Unlocks
Guardian	NCSO will be able to manage and review all digital evidence from all devices and vendors. Unlimited Sharing and downloads, with 5TB of upload. Real time sharing of data to users given permission to view reports.
Training	1x CCO, CCPA (Mobile Extraction and Analysis)

Pricing Summary

Item	Year 1	Year 2*
Cellebrite Inseyets Hardware	\$ 1,922	\$ -
Cellebrite Inseyets Software	\$ 9,250	\$ 9,713
15 Unlocks	\$ 5,520	\$ 5,796
Cellebrite Guardian	\$ 14,750	\$ 15,488
Cellebrite Investigator Training	\$ 4,845	\$ -
<b>Total EPD Pricing</b>	<b>\$ 36,287</b>	<b>\$ 30,996</b>

\*Estimated Pricing based on annual increase for 2027

Liam Walsh  
 Cellebrite SLG Account Manager  
 Liam.Walsh@Cellebrite.com



## Nelson County Proposed Solution

Solution	Description
Cellebrite InsEYEts	Allows NCSO unlimited extractions, review, and analysis of the evidence found on mobile devices as well as social media and third-party applications. Includes Physical Analyzer.
Unlocks	Mobile Device Unlocks
Training	1x CCO, CCPA (Mobile Extraction and Analysis)

### Pricing Summary

Item	Year 1	Year 2*
Cellebrite Inseyets Hardware	\$ 1,922	\$ -
Cellebrite Inseyets Software	\$ 9,250	\$ 9,713
15 Unlocks	\$ 5,520	\$ 5,796
Cellebrite Investigator Training	\$ 4,845	\$ -
<b>Total EPD Pricing</b>	<b>\$ 21,537</b>	<b>\$ 15,509</b>

\*Estimated Pricing based on annual increase for 2027

Cellebrite

Ins  ts

# System Requirements



# System Requirements

Before you embark on your exciting journey with our new and updated offerings, please note the following system requirements. Having this information ahead of time will help you achieve our shared goal of accelerating justice.

The following tables indicate the system requirements for Inseyets UFED, Inseyets PA, Commander, and Autonomy. Where applicable, we included requirements for leveraging Triage capabilities.



Powered by UFED

# System Requirements

Component	Description
PC	Minimum: <ul style="list-style-type: none"> <li>» Windows compatible PC with Intel i5 or compatible running 1.9 GHz or higher, 4 Cores</li> </ul> Triage:           Minimum: <ul style="list-style-type: none"> <li>» Windows compatible PC with Intel i5 or compatible running 1.9 GHz or higher, 4 Cores</li> </ul> Recommended: <ul style="list-style-type: none"> <li>» 13th Generation Intel® Core™</li> <li>» i9 Processor</li> <li>» 24 total cores</li> <li>» Max Turbo Frequency up to 6.00 GHz</li> <li>» 36 MB Intel smart cache</li> </ul>
Operating System	<ul style="list-style-type: none"> <li>» Microsoft Windows 11, 64-bit</li> <li>» Microsoft Windows 10, 64-bit</li> </ul>
Memory (RAM)	Minimum: <ul style="list-style-type: none"> <li>» 16 GB</li> </ul> Recommended: <ul style="list-style-type: none"> <li>» 32 GB</li> </ul> Triage: <ul style="list-style-type: none"> <li>» Minimum: 32 GB</li> <li>» Recommended: 64 GB</li> </ul>
Internal storage requirements	10 GB of free disk space for installation  Triage: <ul style="list-style-type: none"> <li>» Minimum: 100 GB</li> <li>» Recommended: 500 GB</li> </ul>
Network	Minimum: <ul style="list-style-type: none"> <li>» 15Mb/s</li> </ul> Recommended: <ul style="list-style-type: none"> <li>» 100Mb/s</li> </ul>

<b>Component</b>	<b>Description</b>
Outbound ports	TCP/443
Internal ports	One port is required from each of the following ranges: 35100-35500, 55100-55500, 2001-2010,20100-20900, 15002-15011  Triage: One port is required from the following range: 5000-5010
Permissions	Administrator rights are only required for installing the application.

Note: These specifications are only applicable when you install UFED as a standalone unit. If you want to utilize the UFED to PA Streamline feature, please refer to the Inseyets PA specifications below.

# System Requirements

Component	Description
CPU Line	i5
CPU Generation	Gen. 8
RAM Size	Minimum >> 32 GB Core >> 64 GB High Performance >> 128 GB or Above
RAM Type	DDR3
RAM Speed	1600 MHz
Disk Drives	1x SSD SATA (500MB/s) SSD is required  Physical Analyzer has an internal database; the type and speed of your storage significantly impacts product performance. HDD storage will hinder performance significantly.
Disk Purpose and Size	All in One (1TB) 50 GB of free disk space for installation Add-ons: 512 GB (offline maps)
Operating System	Windows 10 (64 bit) or Windows 11 Note: From version 8.9, the minimum OS version is Windows 10, version 1903.
GPU Cores	Not required, but recommended for Media Analytics - 1900 CUDA Cores or Above
Recommended GPU	NVIDIA RTX A2000 (8/12GB)

Note: Inseyets PA and the Windows OS both utilize Temp files to manage tasks and supplement missing RAM. You must have enough available disk space in the designated Temp folders to process large extractions. If the disk space is too low, these extractions may not open.

# System Requirements

Component	Description
Processors	8 CPU
Operating Systems	<ul style="list-style-type: none"><li>» Red Hat 7.4, 7.7, 9.0</li><li>» Ubuntu 20.04, 22.04</li><li>» Rocky Linux 8.8</li></ul>
Memory (RAM)	20 GB
Storage	200 GB
Partitioning	Type: LVM Partition
Partition size	<ul style="list-style-type: none"><li>» /boot 1 GB (standard)</li><li>» swap 10% of total disk size</li><li>» / remaining disk size</li></ul>

Cellebrite



# System Requirements

Component	Description
Processors	CPU: For virtual systems: 16 core (2.69 GHz speed)
Operating System	Microsoft Windows Server 2022, 64bit
Memory (RAM)	Recommended: » 128 GB Minimum: » 64 GB For each additional worker, add 32 GB
Storage	Recommended » 2 TB SSD Minimum: » 1 TB SSD

Learn More:

[www.cellebrite.com](http://www.cellebrite.com)

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[www.cellebrite.com/en/cellebrite-inseyets](http://www.cellebrite.com/en/cellebrite-inseyets)

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COMMONWEALTH'S ATTORNEY  
DANIEL L. RUTHERFORD  
DEPUTY COMMONWEALTH'S ATTORNEY  
ERIK A. LAUB

OFFICE OF  
THE COMMONWEALTH'S ATTORNEY  
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84 COURTHOUSE SQUARE  
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LOVINGSTON, VIRGINIA 22949  
(434) 263-7010 (telephone)  
(434) 263-7013 (facsimile)



SENIOR ASSISTANT COMMONWEALTH'S ATTORNEY  
BENJAMIN A. BELILES  
ASSISTANT COMMONWEALTH'S ATTORNEY  
QUINN E. CONRAD

March 5, 2026

TO: Mrs. Candice McGarry, Nelson County Administrator  
Ms. Grace Mawyer, Director of Finance and Human Resources

SUBJECT: Funding for a temporary office supplements beginning April 1, 2026.

Recently, I have been notified that I will be ordered to appear for active U.S. Army military duty overseas on April 1, 2026 until September 30, 2026. My activation for military service for this extended period of time will cause additional work for my employees to cover my casework while I am away. To help alleviate some of the strain, I am respectfully requesting funding in the amount of \$22,000.00 from the County of Nelson to allow me to increase the hours of the part-time attorney from April 1, 2026-September 30, 2026, and provide temporary supplements for my employees for the same period. As with my mobilization in 2023, I am seeking reimbursement from the Compensation Board to cover the entire supplement from the County.

I would like to present this request before next week's Board of Supervisor's meeting on March 10, 2026. Should you have any questions, please do not hesitate to contact me. I remain,

Very truly yours,

Daniel L. Rutherford  
Commonwealth's Attorney  
Nelson County



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**RESOLUTION R2026-17  
NELSON COUNTY BOARD OF SUPERVISORS  
APPROVAL OF BERKLEY GROUP WORK ORDER AMENDMENT 6  
MAPPING SUPPORT**

**BE IT RESOLVED**, that the Nelson County Board of Supervisors hereby approves Berkley Group Work Order Amendment 6 in the amount of \$10,800.40 to add mapping support to the zoning and subdivision ordinance update scope of work.

Adopted: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors



P.O. Box 181  
Bridgewater, VA 22812  
1-540-208-5188 (VA)  
1-817-231-7396 (TX)  
info@bgllc.net  
www.bgllc.net

February 17, 2026

Nelson County  
Attn: Ms. Dylan Bishop, Planning & Zoning  
12007 Courthouse Circle  
P.O. Box 558  
Lovington, VA 22949

**RE: Comprehensive Plan Update and Recommendations for Zoning and  
Subdivision Ordinance Amendments RFP21-PZ01 Scope of Work  
Amendment 6: Mapping Support**

Dear Ms. Bishop:

We are pleased to present this amendment to the Comprehensive Plan Update scope of work. This amendment will provide mapping support for Zoning Ordinance Update discussions. If you have any questions related to the scope and associated fee for the work order, please let me know.

Thank you for the opportunity to continue to work with you and your staff to help achieve the County's goals.

Sincerely,

Andrew D. Williams  
Chief Executive Officer

I have reviewed the scope and fee for the associated work order and I hereby give the consultant notice to proceed for the work described herein.

---

Dylan Bishop, Planning and Zoning

---

Date

## **I. SCOPE OF WORK**

Berkley Group will assist the County in a comparison of the Comprehensive Plan's Future Land Use Map and the current Zoning Map, along with considerations of the impact of proposed Zoning Ordinance text amendments in relation to the two maps.

The following tasks will be conducted:

### **Task E1 – Map Comparison and Memo**

Compare the Future Land Use Map and the current Zoning Map, identifying any areas in conflict. The analysis will not be parcel-by-parcel but will remain at a high level, examining how the Future Land Use Map designations align with the existing zoning districts and the proposed district intent statements, density, and permissible uses. The evaluation will include a memo, documenting areas suggested for rezoning along with any recommended zoning ordinance text amendments that will align the maps without mapping amendments. The memo recommendations will be informed by the map comparison and the county staff session (Task E2). The County will provide Esri-compatible GIS for parcels, zoning, and other relevant information as requested to conduct the comparison.

### **Task E2 – Staff Session**

Conduct a virtual meeting with County staff to review Board of Supervisor and Planning Commission objectives and needs as discussed during the County staff and Board two-by-two interviews, review the map comparison, and create a framework for the joint work sessions. The meeting will last up to two (2) hours.

### **Task E3 – Joint Work Session**

Facilitate up to two (2) in-person work sessions with the Planning Commission and Board of Supervisors. The focus of the first work session will be to review the map comparison and memo. This session will include exercises that identify potential future map changes and explore additional ordinance text changes. The second work session will utilize the results of the first joint work session to fine-tune drafted zoning ordinance text in preparation for public review. Meeting materials will be provided in digital format up to, but not earlier than, ten (10) business days before a work session. Printing of hardcopy materials necessary for meetings will be the responsibility of the County.

#### **Deliverables:**

1. Memo and map comparison in digital (PDF) format.
2. Work session materials in digital (PDF) format.

The following assumptions shall apply:

1. **Initiation:** The County will provide up-to-date copies of the current zoning map and other relevant materials.
2. **Point of Contact:** The County will designate a primary point of contact who will be responsible for coordinating communication, collecting and providing access to necessary information and resources, and reviewing or approving work products in a timely manner.
3. **Mapping:** Any maps produced will be at a high-level and not suitable for rezoning action. Additional tasks may be scoped for a Zoning Map Amendment.
4. **Work Session Cancellations:** Work sessions cancelled with notice of less than five (5) business days will be counted toward the scoped work sessions, and the client will be charged for the preparation hours for the cancelled meeting. Multiple cancellations may result in charges beyond the work session fee, based on hourly rates for each staff by position unless a work order amendment occurs.
5. **Indirect Fee:** The indirect fees include meals, travel, and lodging associated with the scoped meetings. Costs for printed copies of reports or meeting materials are the responsibility of the County and not included in the fee estimate.
6. **Completion:** If project completion is delayed beyond 60 days due to lack of client responsiveness, indecision, or failure to complete required tasks, Berkley Group reserves the right to consider the project substantially complete, issue final billing and close out the contract. Additional tasks may be completed under a new agreement or amendment by mutual agreement of both parties.



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Bridgewater, VA 22812

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info@bgllc.net  
www.bgllc.net

## II. SCHEDULE

Berkley Group proposes to perform the tasks included in this Work Order according to the schedule outlined below. This schedule is predicated on the assistance of locality staff in providing timely documentation, guidance, and scheduling of necessary meetings and work sessions. If the County fails to provide internal review and/or information in a timely manner, requests additional review time, or reschedules meetings, this may result in unanticipated project or deliverable delays as Berkley Group accommodates existing project commitments and schedules. If this occurs, a new schedule will be provided.

PROJECT TIMELINE										
Phase	#	Task Description	2026							
			March	April	May	June	July	August	September	October
Mapping	E1	Map Comparison and Memo								
	E2	Staff Session	V							
	E3	Joint Work Sessions (up to 2)		X	X					
Development	B12	Formatting & Final Review								
	B13	Changes Matrix & Contents Crosswalk Update								
Adoption	C1	Open House (Public Draft Review) (up to 1)				X				
	C2	Pre-Adoption Joint Work Session (up to 1)					X			
	C3	Incorporate Final Revisions								
	C4	PC & Board of Supervisors Public Hearings							X	X
	C5	Post-Adoption Deliverables								

X = Anticipated In-person Attendance; V = Virtual Attendance

*If the work order is not signed and returned within 15 days, the proposed schedule and associated fee expires, and Berkley Group may propose a new schedule and fee.*



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**III. FEE**

The fee is developed based on the scope of work presented below and the minimum number of hours (by position) required to perform each task. The fee is fixed and will not increase unless there is a written, mutually agreed upon change to the scope of work. If additional services are desired, they can be provided for an additional fee. Payment will be made to Berkley Group, LLC and invoiced twice monthly.

Phase	Task	Task Description	Total Cost
Mapping	E1	Map Comparison and Memo	\$ 3,515.00
	E2	Staff Session	\$ 820.00
	E3	Joint Work Session (up to 2)	\$ 6,050.00
<b>Subtotal</b>			<b>\$ 10,385.00</b>
Non-direct expenses including, but not limited to, travel, printing, supplies, etc. (4% of project cost)			\$ 415.40
<b>TOTAL</b>			<b>\$ 10,800.40</b>

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Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-18**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**RESOLUTION IN OPPOSITION TO CONGRESSIONAL REDISTRICTING**  
**CONSTITUTIONAL AMENDMENT**

**WHEREAS**, in 2020, a Constitutional Amendment was approved by the voters of Virginia creating the Virginia Redistricting Commission, also known as Article II, Section 6-A of the Constitution of Virginia; and,

**WHEREAS**, the Virginia Redistricting Commission was established to convene in 2020, and every ten years thereafter, “for the purpose of establishing districts for the U.S. House of Representatives, the Senate of Virginia and the Virginia House of Delegates” pursuant to Article II, Section 6 of the Constitution of Virginia; and,

**WHEREAS**, when proposed, the said amendment to the Constitution of Virginia received broad majority support across the Commonwealth of Virginia, with 2,287,091 Virginians voting in favor of the measure, including 6,243 Nelson County voters; and,

**WHEREAS**, the Virginia Redistricting Commission successfully put an end to partisan gerrymandering of the Virginia legislative districts for the U.S. House of Representatives, the Senate of Virginia and the Virginia House of Delegates thus creating compact and contiguous districts; and,

**WHEREAS**, a growing movement among state legislatures are attempting or have already redrawn Congressional Districts mid-decade creating districts that are neither compact nor contiguous; and,

**WHEREAS**, the Virginia General Assembly called for a Special Session during the last week of October 2025 to propose a Constitutional Amendment that would amend Article II, Section 6-A of the Constitution of Virginia by allowing the General Assembly to redraw the Congressional Districts contrary to the goals of the Virginia Redistricting Commission; and,

**WHEREAS**, the Virginia General Assembly passed HB 1384, which would force a vote on a Constitutional Amendment that would allow the Virginia General Assembly to redraw the Congressional Districts in an overtly partisan manner that is against the current Congressional Districts that were approved in 2020; and,

**WHEREAS**, the Virginia General Assembly set the election date of the proposed Constitutional Amendment that would allow the partisan redrawing of the current eleven Congressional Districts for April 21 with early voting beginning on March 6; and,

**WHEREAS**, should the Constitutional Amendment be approved on April 21, Nelson County would be placed in the 6<sup>th</sup> Congressional District; and,

**WHEREAS**, along with Nelson County, the proposed 6<sup>th</sup> Congressional District would include Albemarle, Amherst, and Fluvanna Counties, parts of Augusta, Bedford, Buckingham, Montgomery, Rockingham, Roanoke Counties as well as the cities of Charlottesville, Harrisonburg, Lynchburg, Radford, Roanoke, Salem, Staunton, and Waynesboro; and,

**WHEREAS**, the proposed 6<sup>th</sup> Congressional District is neither as compact nor as contiguous as the current 5<sup>th</sup> Congressional District where Nelson County is currently included; and,

**WHEREAS**, the ballot language of the proposed Constitutional Amendment states that it would “allow the General Assembly to temporarily adopt new congressional districts to restore fairness in the upcoming elections” is anything but fair and in reality, unfair to the citizens of Nelson County.

**NOW, THEREFORE, BE IT RESOLVED**, that the Nelson County Board of Supervisors,

1. Expresses its support for the Virginia Redistricting Commission, and preserves legislative districts that are compact, contiguous, and comply with applicable law.
2. Expresses strong opposition to the proposed Constitutional Amendment that creates and promotes partisan gerrymandering.
3. Strongly urges the voters of Nelson County to oppose the Constitutional Amendment to be voted on April 21.

**BE IT FURTHER RESOLVED** that a copy of this resolution be presented to Nelson County’s General Assembly delegation and to Governor Abigail Spanberger.

Approved: \_\_\_\_\_

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

BOARD OF  
SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District



CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-19**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**RESOLUTION REAFFIRMING THE COUNTY'S SUPPORT**  
**OF SECOND AMENDMENT RIGHTS AND 2A SANCTUARY STATUS**

**WHEREAS**, the Second Amendment of the United States Constitution reads: “A well-regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear Arms, shall not be infringed.” and,

**WHEREAS**, Article 1, Section 13 of the Constitution of Virginia provides “that a well-regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power;” and,

**WHEREAS**, certain legislation publicly proposed for the 2026 session of the Virginia General Assembly could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution and Article 1, Section 13 of the Constitution of Virginia; and,

**WHEREAS**, the Nelson County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing on the rights of the citizens of Nelson County to keep and bear arms or could begin a slippery slope of restrictions on the Constitutional rights of the citizens of Nelson County; and,

**WHEREAS**, the Nelson County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Nelson County to keep and bear arms; and,

**WHEREAS**, the Nelson County Board of Supervisors wishes to express opposition to laws which would unconstitutionally restrict the rights of the citizens of Nelson County to keep and bear arms; and,

**WHEREAS**, on December 10, 2019, the Nelson County Board of Supervisors formally adopted a resolution declaring Nelson County as a Second Amendment Sanctuary County; and,

**WHEREAS**, the Nelson Board of Supervisors wishes to express its intent to reaffirm its stand as a Sanctuary County for Second Amendment rights to oppose, within the limits of the Constitution of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens to keep and bear arms, including through legal action, the power appropriation of public funds, and the right to petition for redress of grievances.

**NOW, THEREFORE, BE IT RESOLVED**, the members of the Nelson County Board of Supervisors proudly reaffirm their oath of office: To solemnly swear to support the Constitution of the United States and the Constitution of the Commonwealth of Virginia and to faithfully and impartially discharge all the duties incumbent upon us, to the best of our abilities, so help us God.

**AND, BE IT FURTHER RESOLVED**, that the Clerk is directed to send forthwith an attested copy of this Resolution to State Senator \_\_\_\_\_ and Delegates \_\_\_\_\_ and \_\_\_\_\_.

Adopted: \_\_\_\_\_

Attest: \_\_\_\_\_ Clerk,  
Nelson County Board of Supervisors



BOARD OF  
SUPERVISORS

THOMAS D. HARVEY  
North District

LARRY D. SAUNDERS  
South District

JESSE N. RUTHERFORD  
East District

THOMAS H. BRUGUIERE, JR.  
West District

ERNIE Q. REED  
Central District

STEPHEN A. CARTER  
County Administrator

GRACE MAWYER  
Administrative Assistant/  
Deputy Clerk

CANDICE W. MCGARRY  
Director of Finance and  
Human Resources

**RESOLUTION R2019-49**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**RESOLUTION IN SUPPORT OF SECOND AMENDMENT RIGHTS**

**WHEREAS**, the Second Amendment of the United States Constitution reads: “A well regulated Militia, being necessary to the security of a free state, the right of the people to keep and bear Arms, shall not be infringed.” and,

**WHEREAS**, Article 1, Section 13 of the Constitution of Virginia provides “that a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power;” and,

**WHEREAS**, certain legislation publicly proposed for the 2020 session of the Virginia General Assembly could have the effect of infringing on the rights of law abiding citizens to keep and bear arms, as guaranteed by the Second Amendment of the United States Constitution and Article 1, Section 13 of the Constitution of Virginia; and,

**WHEREAS**, the Nelson County Board of Supervisors is concerned about the passage of any bill containing language which could be interpreted as infringing on the rights of the citizens of Nelson County to keep and bear arms or could begin a slippery slope of restrictions on the Constitutional rights of the citizens of Nelson County; and,

**WHEREAS**, the Nelson County Board of Supervisors wishes to express its deep commitment to the rights of all citizens of Nelson County to keep and bear arms; and,

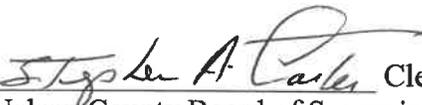
**WHEREAS**, the Nelson County Board of Supervisors wishes to express opposition to laws which would unconstitutionally restrict the rights of the citizens of Nelson County to keep and bear arms; and,

**WHEREAS**, the Nelson Board of Supervisors wishes to express its intent to stand as a Sanctuary County for Second Amendment rights to oppose, within the limits of the Constitution of the United States and the Commonwealth of Virginia, any efforts to unconstitutionally restrict such rights, and to use such legal means at its disposal to protect the rights of the citizens to keep and bear arms, including through legal action, the power appropriation of public funds, and the right to petition for redress of grievances.

**NOW, THEREFORE, BE IT RESOLVED**, the members of the Nelson County Board of Supervisors proudly reaffirm their oath of office: To solemnly swear to support the Constitution of the United States and the Constitution of the Commonwealth of Virginia and to faithfully and impartially discharge all the duties incumbent upon us, to the best of our abilities, so help us God.

**AND, BE IT FURTHER RESOLVED**, that the Clerk is directed to send forthwith an attested copy of this Resolution to State Senator R. Creigh Deeds and Delegates Matt Fariss and John Avoli.

Adopted: December 10, 2019

Attest:  Clerk,  
Nelson County Board of Supervisors

To: Board of Supervisors  
From: C. McGarry  
Re: County Administrator's Report for March 10, 2026 Board Meeting

- A. DSS Building Project:** Coleman-Adams is finishing foundation walls/backfilling, stubbing data pipes and under slab utilities in preparation to pour the slab mid-March. Inclement weather has impeded progress, however not substantially. Once the slab is ready, Coleman-Adams expects the pace of progress to accelerate. PMA and Coleman-Adams are working through power design changes with CVEC and the building construction work group continues to meet twice per month with project coordination going well.

**Department of Social Services:** Advisory Board Members have completed training and an initial meeting is being planned by Director Deshong. See Ms. Deshong's monthly report for department services data.

- B. 2026 Reassessment Board of Equalization:** The Board of Equalization has set and advertised their meeting schedules with dates established on eight (8) days in the first two weeks of March, including three (3) evening sessions and seven (7) days in May with three (3) evening sessions. As of March 5, 2026, the BOE has held eleven (11) hearings and their dispositions are as follows:

Change: 2

No Change: 7

Pending: 2 (BOE requested additional evidence from appellant and we are waiting to receive photos from appellant. Another appeal is being reviewed by Assessor, Gary Eanes as BOE needed guidance before making a final decision).

The BOE will provide a formal report to the Board once their work has concluded. A special thank you goes out to the BOE members and Ms. Juliana Piedra for providing her administrative assistance in doing all of the scheduling and administrative work associated with the BOE, in addition to her regular duties in County Administration.

- C. Transfer Station Tipping Floor Replacement:** The County received five (5) sealed bids on March 4<sup>th</sup>, with bids ranging from \$90,000 to \$387,920. Architectural Partners is evaluating the submitted bids in order to provide the County with their recommendation for project award. The construction period is expected to be sometime between April 1 – May 31.
- D. Cover the Caboose Project:** After receiving several initial quotes for construction over \$30,000, the purchasing policy will require the project to be put out for bids in a formal solicitation. Jerry West will be working with the Finance Department to get this done as soon as possible; this method of procurement will establish a set timeline for completion.
- E. Wintergreen Wastewater Treatment Plant Meeting (DEQ):** In mid-February I attended a meeting at the Regional DEQ office in Harrisonburg to discuss unauthorized discharges occurring at the Service Authority's new WWTP at Wintergreen, which had been occurring intermittently last winter and in late December through early February of 2026. In addition, Service Authority staff and 2 NCSA Board members were present along with the WWTP project engineer, and a host of DEQ central and regional office staff from compliance and finance divisions.

During the meeting, the operational issues with the new plant were discussed, including the various ways that the project engineer and plant operator had attempted to correct the issues, and what the short and long term solutions could be. Resolution to the most immediate short term issue of eliminating the discharges from the equalization basin was discussed as the primary concern, with the solution of pumping down of the EQ basin during peak flows being the most immediately viable option. How to do this while

the upcoming membrane cleaning and performance testing was being done was also discussed, given that the EQ basin needed to be full during the testing period. It was discussed that long term solutions would be predicated on the outcome of the membrane performance testing and would likely need to take place during the off-season (March-November) when the plant operates without discharges. DEQ asked for NCSA to report back on its evaluation of what they will do under the three testing outcomes: 1) the testing passes, 2) the testing fails and plant manufacturer cooperates to fix it, or 3) it fails and the plant manufacturer does not cooperate in fixing it. It was noted that the performance testing was part of certification of substantial completion of the project and until the project was substantially complete, the DEQ construction loan could not be closed out.

DEQ also asked NCSA to provide them with timelines for short and long-term action items so that they could develop a Corrective Action Plan based on these. It was noted that the discharge was partially treated wastewater, not raw sewage because most solids making it into the EQ basin were settled at the bottom of the tank. Testing of this discharge had not been done and NCSA agreed to immediately test samples at the point of overflow and several places downstream of the creek and to provide public notification of the discharges and the results of the testing. NCSA was to continue to provide 24 hr. and weekly operational reporting to DEQ compliance staff.

Following the meeting, NCSA implemented the temporary pump and haul solution; however, some discharge during peak usage times continued due to the inability to haul the discharge to a receiver over the weekends and wet weather that exacerbated the infill and infiltration at the plant. NCSA provided public notification of the discharge issues and performed the testing; notifying me that the results showed there was no concern for downstream property owners.

In late February, DEQ performed an in person compliance inspection and observed overflow discharge at the EQ basin while the plant manufacturer was on site performing the membrane cleaning for the performance testing. They observed the South Fork Rockfish River at four locations downstream of the point where the un-named tributary enters the river. They noted no evidence of wastewater solids being observed at any of these locations, the water was running clear with a large rock and gravel bottom. Their corrective action was for NCSA to continue sending daily status updates for the system to include the overflow status information for the EQ basin and details on any pump and haul activities conducted for the same day.

My understanding is that there was some delay in performance testing related to less than optimal levels of microorganisms present, which would impact the results. NCSA has advised they will provide an update on the timeline when they know more.

- F. NCSA Lovingson Sewer Rehabilitation Project:** County staff and NCSA reviewed an update to the project's Preliminary Engineering Report, which includes expansion of the scope of work and new cost projections to include 10 additional manholes that have now been located within the project area, as well as other issues identified through use of CCTV cameras of the system in May 2025. Two alternative scopes with probable costs of \$4,115,000 and \$5,545,000 have been provided with \$2,235,000 being the estimated cost of the original project scope. Project engineers, NCSA staff, and County staff are working with USDA/RD on how best to address this, either within the original budget, completing the most critical elements or obtaining an expanded loan from USDA/RD. **Update: The NCSA Board has authorized NCSA to apply for additional USDA/RD loan funding in the amount of \$1,880,000, which would provide full funding of the first alternative scope for \$4.1 M. A strategy discussed at the staff and Engineer level was that NCSA could proceed with issuing a project invitation to bid including critical items in the base bid and the remaining as add alternates; which could be accepted as funding allowed.**

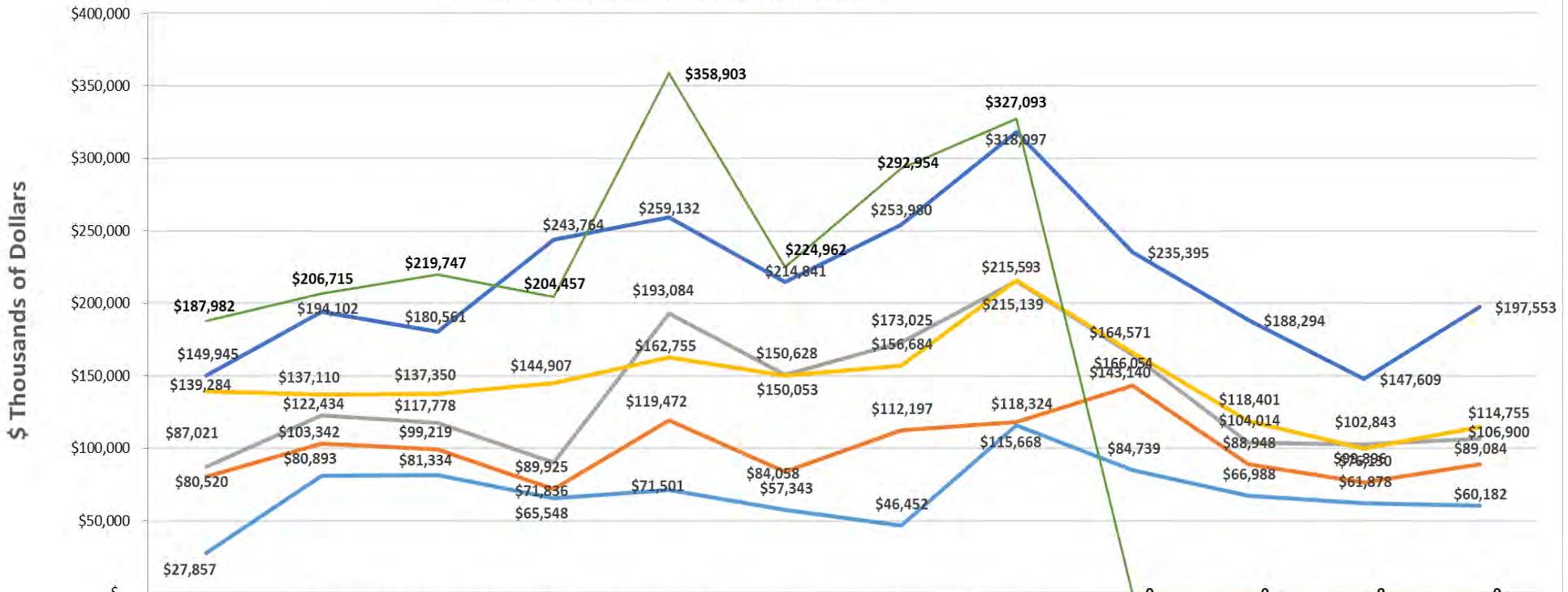
- G. Tire Amnesty:** The last County tire amnesty day was in 2017 and we are having trouble finding specifics on that; however, it was noted in the minutes that it was held. In July 2016, there were two tire amnesty days with the same 25 tire limit but for tires 20 inches or less in diameter. There was discussion on having a day for tires up to 25 inches, but it was noted those larger tires were commercial tires and they became too large and heavy for the staff to maneuver. There was a two-day amnesty in 2015, on two Saturdays (June 20<sup>th</sup> and 27<sup>th</sup>) for residents only (no commercial) with a limit of 25 tires per household, for tires not exceeding 22 inches in diameter. It was reported at a following meeting that 17 tons of tires were collected and it cost the County about \$1,800 to dispose of them. We may be able to utilize DEQ litter funds to cover the cost of a tire amnesty. Section 10-19 of the County's Solid Waste Ordinance provides this authority. Please advise if the Board would like to authorize something for 2026.
- H. Rockfish Re-Use Shed Follow Up:** Mr. Brantley has noted there are no issues to report at the Rockfish re-use shed or at any of the other sites.
- I. Meals and Lodging Tax Collection & Lodging Entity Tracking:** See Attached Charts - # of Lodging Units went from 838 to 844. TOT taxes collected FY to date are \$2,022,813 with four (4) months remaining.
- J. Staff Reports:** Department and office reports for February/March have been provided.

## February 2026 Collection – March 10, 2026 BOS Report

### Transient Occupancy Tax Collection - Monthly Trend By Fiscal Year

\*Amounts Shown Reflect Payments for Prior Month(s) Tax Levy

\*\* TOT Tax Rate Changed from 5% to 7% Effective July 1, 2024



	July	August	September	October	November	December	January	February	March	April	May	June
— FY 20/21	\$27,857	\$80,893	\$81,334	\$65,548	\$71,501	\$57,343	\$46,452	\$115,668	\$84,739	\$66,988	\$61,878	\$60,182
— FY 21/22	\$80,520	\$103,342	\$99,219	\$71,836	\$119,472	\$84,058	\$112,197	\$118,324	\$143,140	\$88,948	\$76,130	\$89,084
— FY 22/23	\$87,021	\$122,434	\$117,778	\$89,925	\$193,084	\$150,628	\$173,025	\$215,139	\$164,571	\$104,014	\$102,843	\$106,900
— FY 23/24	\$139,284	\$137,110	\$137,350	\$144,907	\$162,755	\$150,053	\$156,684	\$215,593	\$166,054	\$118,401	\$99,896	\$114,755
— FY 24/25	\$149,945	\$194,102	\$180,561	\$243,764	\$259,132	\$214,841	\$253,980	\$318,097	\$235,395	\$188,294	\$147,609	\$197,553
— FY 25/26	\$187,982	\$206,715	\$219,747	\$204,457	\$358,903	\$224,962	\$292,954	\$327,093	0	0	0	0

— FY 20/21   
 — FY 21/22   
 — FY 22/23   
 — FY 23/24   
 — FY 24/25   
 — FY 25/26

## February 2026 Collection – March 10, 2026 BOS Report

### Transient Occupancy Tax Collection by Month and Fiscal Year

\*Amounts Shown Reflect Payments for Prior Month(s) Tax Levy

\*\* TOT Tax Rate Changed from 5% to 7% Effective July 1, 2024



## February 2026 Collection – March 10, 2026 BOS Report

**\*Lodging Establishments/Revenue - Calendar Year**  
**\*\*TOT Tax Rate Changed from 5% to 7% Effective July 1, 2024**



\*Lodging Establishments is the number of businesses who are registered with the Commissioner of the Revenue for lodging in Nelson County. This number is up 6 from 838, in the previous month's report. The number includes businesses who may have multiple properties who remit for all units with one payment. Some businesses remit their taxes quarterly, and due to their start date, may not be on a January-March-June-September schedule. Many businesses utilize services such as AirBnB who remit on their behalf and by State Code, these revenues are only to be disclosed in aggregate; no personal information can be shared (State Code Section 55.1-1209).

# February 2026 Collection – March 10, 2026 BOS Report

## Meals Tax Collection - Monthly Trend By Fiscal Year

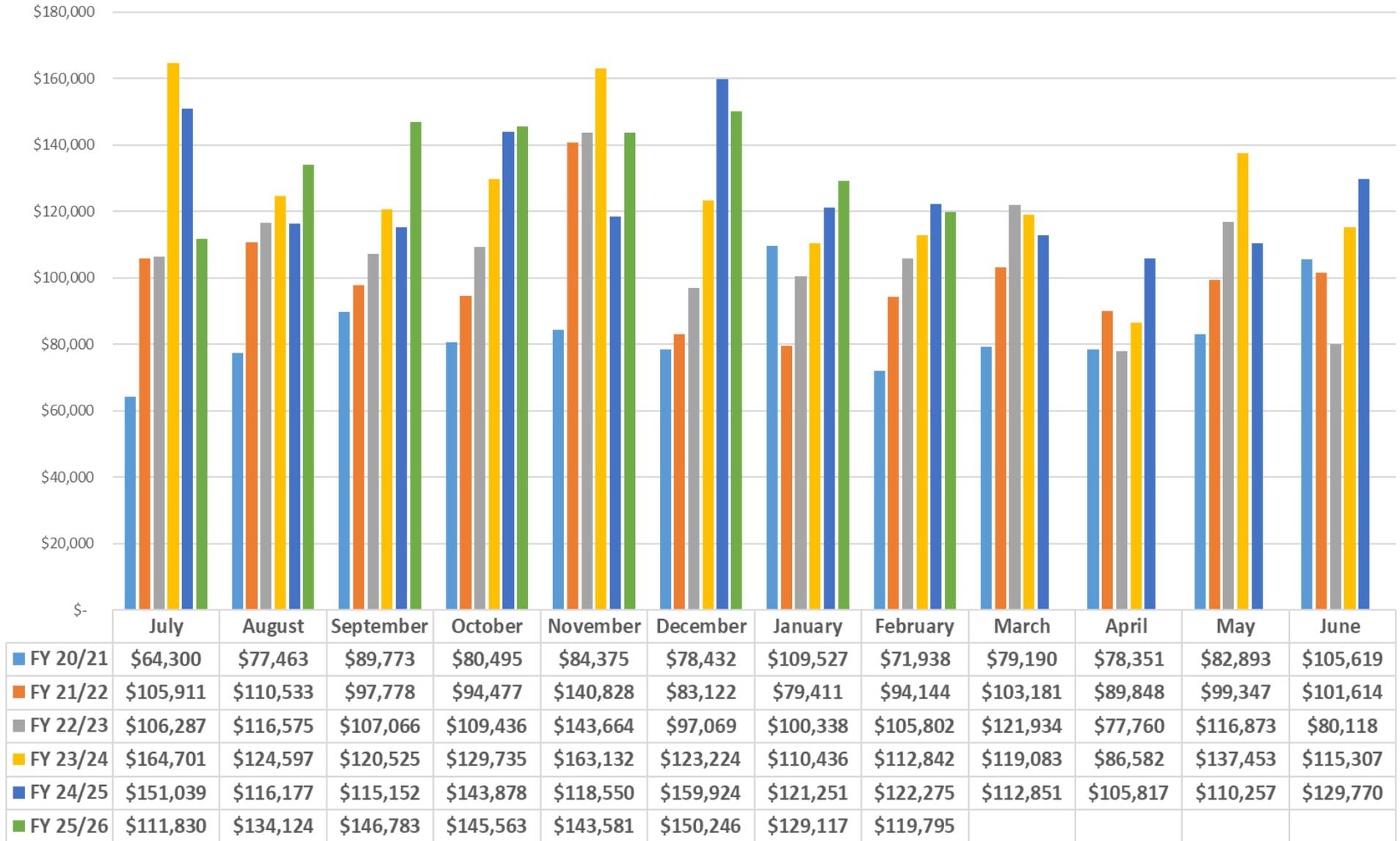
\*Amounts Shown Reflect Payments for Prior Month(s) Tax Levy



## February 2026 Collection – March 10, 2026 BOS Report

### Meals Tax Collection by Month and Fiscal Year

\*Amounts Shown Reflect Payments for Prior Month(s) Tax Levy



■ FY 20/21  
 ■ FY 21/22  
 ■ FY 22/23  
 ■ FY 23/24  
 ■ FY 24/25  
 ■ FY 25/26



JAMES RIVER ALCOHOL SAFETY ACTION PROGRAM POLICY BOARD

James E. Hall  
194 Horseshoe Road  
Arrington, VA 22922  
(434) 263-6343  
[Jimhall171@gmail.com](mailto:Jimhall171@gmail.com)

March 8, 2020 – March 8, 2023

Term: 3 Years  
Executive Director -Cindy Sheffield [csheffield@vaasap.org](mailto:csheffield@vaasap.org)

310 Avon Street Suite 15  
Charlottesville, VA 22902

**Phone:** (434) 202-0504  
**Fax:** (434) 202-0538

**Serves the area(s) of:**

**Counties of:** Albemarle, Fluvanna, Greene, Louisa, and Nelson  
**Cities of:** Charlottesville

**Programs Offered**

Alcohol and Drug Education  
Habitual Offender Evaluations and Monitoring  
Probationer Monitoring  
Suspended License Intervention  
Drug Screens  
Young offender Intervention  
Ignition Interlock Monitoring

**Special Information**

To be eligible to participate in any of the programs offered, an individual must be Court ordered to participate and have in their possession a Court Order. Individuals may enroll as volunteers with a copy of warrant of arrest or compliance summary from DMV showing VASAP required. Individuals must appear in person at the James River ASAP office to enroll in any program. Fees for all programs are posted in the James River ASAP office lobby

NELSON COUNTY BOARDS AND COMMISSIONS APPLICATION FORM

Subject: Appointments - Statement of Interest Form

Completing this form is one way to indicate your interest in being considered for appointment to some of the Boards, Commissions and Committees appointed by the Board of Supervisors. All appointments remain at the discretion of the Board of Supervisors.

Please complete and mail this form to:

Nelson County Board of Supervisors  
Attention: Candice W. McGarry, Clerk of Board  
Post Office Box 336  
Lovingston, VA 22949

or fax to (434) 263-7004 or email [aspivey@nelsoncounty.org](mailto:aspivey@nelsoncounty.org)

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Date 02/13/2026

Mr. \_\_\_\_\_ Mrs. X Ms. \_\_\_\_\_

Name: Mary Kathryn Allen

List a maximum of three (3) Boards on which you are interested in serving.

1. Board of Zoning Appeals- Vacancy at Large
2. \_\_\_\_\_
3. \_\_\_\_\_

Home Address:  
7763 Richmond Hwy, Gladstone, VA 24553

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Occupation: Regional EMS Coordinator Employed by: Virginia Department of Health

Home Phone No.: 434-942-7965 Business Phone No.: \_\_\_\_\_

Fax No.: \_\_\_\_\_ E-Mail Address: mkdallen01@gmail.com

Do you live in Nelson County? Yes X No \_\_\_\_\_

Are you currently a member of a County Board, Commission, Committee or Authority? Yes \_\_\_\_\_ No X

If yes, list the Board(s):

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What talent(s) and/or experience can you bring to the Board(s)?

Previously served on the Planning Commission and Board of Zoning Appeals

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What do you feel you can contribute to the Board(s) and to the community that may not be evident from information already on this form?

Previous experience on the Board of Zoning Appeals and have completed the Certified Board of Zoning Appeals Course provided by the state.

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Please use this space for any additional information you would like to provide:

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A resume or separate sheet with additional information may be included.

#### ATTENDANCE REQUIREMENTS

Section 2-153, Absences, Chapter 2, Administration, Article V. Appointments for Boards and Commissions of the Nelson County Code, an appointee of the Board of Supervisors who either (a) fails, during a calendar year, to attend seventy-five percent of the regular meetings of the board or commission of which he/she is a member, or (b) is absent for three consecutive regular meetings, shall be deemed to have tendered his/her resignation from such position. The Board of Supervisors may accept such resignation by appointing another person to fill the position.

In light of the above, will you be able to attend at least 75% of the regular meetings of the boards to which you may be appointed?

Yes  No

# Mary Kathryn D. Allen

7763 Richmond Hwy.  
Gladstone, Virginia 24553  
(434) 942-7965 (cell)  
mkdallen01@gmail.com

## Professional Summary

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Experienced manager with excellent planning and organizational skills. A nature leader and skilled communicator with a commitment to excellence. Multidisciplinary professional who exhibits excellent and developed techniques in policy, procedure and process management. Skilled professional who offers many years of progressive experience in local, regional and state governments. Proficient in streamlining daily operation processes with knowledge in evaluation of cost effectiveness.

## Skills

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- Team player/builder with the ability to work independently as well.
- Outstanding computer skills in all Microsoft programs.
- Excellent communication (oral & written) and multitasking skills.
- Excellent leadership skills, with the ability to take necessary actions in tasks when required.
- Proven ability to develop, design and implement programs.
- Motivated self-starter with a strong desire to learn.
- Outstanding, professionalism, attitude and demeanor.
- Admirable work ethic.
- Adept in planning, coordinating and program development.
- Experience in developing and fostering relationships with and between local and state officials.

## Work Experience

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### Virginia Department of Health, Office of Emergency Medical Services (OEMS)

#### Regional Coordinator (Virginia Dept of Health, Office of EMS)

June 2025- Present

- Contract Oversight and Compliance of four of the seven OEMS Regions.
- Manage and monitor contracts for assigned regional councils.
- Ensure councils meet required deliverables and Key Performance Indicators (KPIs).
- Review monthly and quarterly performance, financial, and compliance reports.
- Conduct on-site visits to assess operations and contract fulfillment.
- Prepare and present performance and compliance reports to OEMS leadership and stakeholders.
- Support designated regional councils in planning and delivering effective programs and initiatives.
- Work with councils and agencies to identify performance gaps and operational risks.
- Develop and monitor performance improvement plans.
- Support consistent, statewide EMS service standards and best practices.
- Strengthen data collection, reporting accuracy, and use of performance data.
- Serve as the primary escalation and problem-solving resource for regional councils.
- Collaborate with EMS agencies, hospitals, educational institutions, public health partners, and local governments.
- Facilitate regional and cross-regional collaboration to improve system.

**Blue Ridge EMS Council (BREMS)** (*The region consist of the counties of Amberst, Appomattox, Bedford, and Campbell, and the City of Lynchburg*)

**Regional Director (State Hybrid Office- Office of EMS under VDH)**

May 2020 – Dec 2025

- Lead the Blue Ridge EMS Council, Inc. (Non-Profit) through a transition to become a State Hybrid Office, under the Virginia Department of Health with the Office of Emergency Medical Services. This transition lead to the financial stability and strategic planning for the future of the organization. I had to reapply for my Director position with the State.
- Developing a strategic plan for the organization to include community stake holders.
- Build a new image, processes and implement new internal procedures to maximize teamwork and efficiencies.
- Collaborate with many stakeholders across the state, region and local organizations.
- Continue to manage all of the below operations and projects for BREMS as the Executive Director position.

**Executive Director (Non-Profit Organization)**

April 2016 – May 2020

- Provide leadership and development of the annual operating budget and oversees adherence to budget guidelines.
- Develop partnerships with outside public and private organizations to access resources and improve the effectiveness of service delivery.
- Establishes and evaluates short and long-range goals/objectives to ensure operation effectiveness of services for the organization.
- Interfacing and collaborating with the BREMS Board of Directors.
- Ensuring compliance of the Office of EMS contact deliverables.
- Administering all contracts, subcontracts and grants for the Council.
- Develop and maintain effective liaison with local government entities, hospital administrations, pharmacists and EMS agencies throughout the region to strengthen coordination and cooperation in developing mutual goals and activities.
- Providing outreach and assistance to all BREMS' EMS agencies and providers.
- Make recommendations to the Board of Directors for improvements in policy, procedures, operations, programs, etc.
- Ensure compliance with governmental rules and regulations.
- Supervision of staff.

**Field Coordinator (Non-Profit Organization)**

Sept. 2006 – April 2016

- The essential functions of this position includes assisting the Executive Director with carrying out the functions and operational responsibilities of the BREMS Council in accordance with the contract projects set forth by the Virginia Office of EMS and the BREMS Board of Directors.
- Acting as a liaison between BREMS and the Office of EMS.
- Develop and maintain a Regional Performance Improvement Program.
- Assist the Regional Operational Medical Directors group.
- Coordinates the Regional Protocols.

**Thomas Jefferson EMS Council (TJEMS)**

Feb. 2005 – Sept. 2006

**Executive Director (Non-Profit Organization)**

- The Thomas Jefferson EMS Council consists of Albemarle, Fluvanna, Greene, Madison, Louisa, and Nelson counties, and the City of Charlottesville.
- Maintained the organizational structure and management of the council.
- Established community organization with area businesses and the local hospital (UVA).
- Completed research for grants.
- Provided staff support to Council committees and supervised overall day to day management of TJEMS Council office and staff.
- Responsible for the budget of the Council.
- Studied and analyzed EMS issues, prepared background information for planning and implementation of programs, facilitated information between the local Council and the local government entities.
- Directed training for BLS programs and the Council Board of Directors in preparation of reports/proposals and prepared special studies for Federal, State and Local governments.

March 2004 – Feb. 2005

## **Virginia Department of Health**

### **Emergency Planner**

- The West Piedmont Health District consists of Henry, Franklin and Patrick counties including the City of Martinsville. Responsible for District Bio-Terrorism Planning.
- Served as the National Pharmaceutical Stockpile Manager for the health district.
- Managed the needs assessment and strategic planning for the health district and supervised Bio-Terrorism Communications for the district.
- Took a keen interest in developing cross-border relationships with North Carolina counterparts. Organize and convene a meeting for several of my southwest regional Virginia colleagues with North Carolina border counterparts.
- Finished numerous FEMA independent study courses, such as Principles of Emergency Management, Basic Incident Command System, Emergency Planning and Developing and Managing Volunteers. Completed courses on infectious diseases, potential biological, chemical and radiological agents and achieved completion in risk/health and risk/crisis communication and media relations.
- Vigorously involved with local EP&R (Emergency Preparedness and Response) related officials and stayed active in serving with the Henry County Public Safety Department at the Martinsville Raceway.
- Worked with the local hospital on helping them become a site to house the Chempack for our Health District. This is all part of the Strategic National Stockpile Initiative.

## **Western Virginia EMS Council**

Feb. 2003 – March 2004

### **Field Coordinator (Non-Profit Organization)**

- Responsible for all training activities, including the coordination of courses and continuing education programs in the Piedmont (Twelfth P.D.) area.
- The twelfth piedmont planning district consists of Franklin, Henry, Patrick and Pittsylvania counties and the cities of Danville and Martinsville.
- Maintained training records for the Twelfth Planning District.

## Education

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- Virginia Commonwealth University Richmond, Va.** 8/2001 – 12/2002
- Master's Degree in Public Administration (MPA).
  - Took specific course work in financial management, human resource concentration, executive leadership, local government management, and quantitative research management, and public policy analysis and evaluation.
- Radford University Radford, Va.** 8/1997 – 5/2001
- Bachelor's Degree in Political Science
  - Minor in Criminal Justice
- Nelson County High School Lovingson, Va.** 1993 - 1997
- Advanced Diploma

## Professional / Volunteer Activities

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- Board of Zoning Appeals, Nelson County, December 2014 – Nov. 2024
- Planning Commission, Nelson County, July 2012 – Jan. 2025
- Treasurer, Friends of The James River State Park, May 2006- Present
- President, Nelson County Dixie Youth Baseball Program, May 2016 – February 2022
- Gladstone Volunteer Fire & Rescue Service, July 2011 – December 2016
- Board Member, Gladstone Volunteer Fire & Rescue Service, April 2011 – December 2016
- Life Member of the Amherst Life Saving and First Aid Crew, 1997 - 2010

## References

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- Dale Wagoner, County Administrator for Henry County.  
P.O. Box 7  
Collinsville, Virginia 24078  
(276) 340-8004  
[dwagoner@co.henry.va.us](mailto:dwagoner@co.henry.va.us)
- Janet Blankenship, Interim Chief/Deputy Chief of Administration  
Bedford County Dept. of Fire & Rescue  
1185 Turning Point Road  
Bedford, Virginia 24523  
(540) 537-2478  
[j.blankenship@bedfordcountyva.gov](mailto:j.blankenship@bedfordcountyva.gov)
- Heather H. Goodwin  
3434 Oak Ridge Road  
Arrington, Virginia 22922  
(434) 942-8234  
[hgoodwin@goodwinlawofvirginia.com](mailto:hgoodwin@goodwinlawofvirginia.com)

BOARD OF ZONING APPEALS  
Board Appoints & Recommends Certification by the Circuit Court

<u>Name &amp; Address</u>	<u>Term Expiration Date</u>
Angela Jones 148 Miles Lane Faber, VA 22938 H 434-995-9441 <a href="mailto:ajjones9267@gmail.com">ajjones9267@gmail.com</a>	November 11, 2026
Carole Saunders <b>*RESIGNED</b> 1610 Wilson Hill Rd. Arrington, VA 22922 H (434) 263-4976 <a href="mailto:carolevar@aol.com">carolevar@aol.com</a>	November 9, 2028
W. Jerrold Samford 302 Bellevette Place Arrington, VA 22922 (804) 314-7291 <a href="mailto:jerry.samford@troutman.com">jerry.samford@troutman.com</a>	November 11, 2027
Philippa Proulx (Active PC Member) 950 Avon Road Afton, VA 22920 540-456-6849 <a href="mailto:proulx@lumos.net">proulx@lumos.net</a>	November 1, 2029
Shelby Bruguiere 1339 Stoney Creek West Nellysford VA 22958 540-456-6778 (H) <a href="mailto:Shelby@DickieBros.com">Shelby@DickieBros.com</a>	November 10, 2030
VACANT (Alternate)	March 30, 2025

## **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.

**Nelson County**  
**Board of Equalization**  
**Term January 2026 - December 31, 2026**

March 6th 2026

**Composition:** Per §58.1-3374 BOE shall be composed of not less than 3 nor more than 5 members from a broad representation of the County. Thirty percent of the members of the board shall be commercial or residential real estate appraisers, other real estate professionals, builders, developers, or legal or financial professionals, and at least one such member shall sit in all cases involving commercial, industrial or multi-family residential property, unless waived by the taxpayer.

**Requirements:** Per §58.1-3370 and §58.1-3374 Appointees must attend Virginia Department of Taxation training and be certified by the Circuit Court.

**Summary of Duties:** As Established by the Code of Virginia §58.1-3379, The board shall hear and give consideration to such complaints and shall adjust and equalize such assessments and shall, moreover, be charged with the especial duty of increasing as well as decreasing assessments, whether specific complaint be laid or not, if in its judgment, the same be necessary to equalize and accomplish the end that the burden of taxation shall rest equally upon all citizens of such county or city.

**Meetings:** Meetings are held as scheduled and advertised by the BOE; with the opportunity to set by ordinance the date by which applications must be made by property owners or lessees for relief as prescribed by §58.1-3378. **Members are compensated \$75 per meeting.**

All of the current BOE members are experienced in the process with multiple rounds of assessments under our belts. We have noted the following:

- The **compensation of the BOE is actually 75\$ per meeting day, not per meeting as stated in the handbook**, regardless of the number of meetings in the day. Whether 1 or 10. These meetings can and are at various times during the day. So the day is usually spent in the duties of the BOE, and can be extensive.
- The schedule of the BOE requires the board to have open availability of 15 days, in which meetings can and are scheduled up until the day prior. Leaving no flexibility to book other work or clients no matter if the BOE actually is called to assemble.
- The current compensation is at a level that is unacceptable under these circumstances.
- The work of the BOE is complicated, mixing official meetings with emotional appellates and oftentimes extensive work.
- Increasing the compensation to a fair rate will undoubtedly broaden the pool of applicants in the future, which if the County does not do, will have issues filling the role mandated by the state.

**Per §58.1-3376 I, James C Bibb, Chair of The BOE (Board Of Equalization) is hereby requesting a restructuring of the compensation package of the BOE.**

As noted above this compensation is at 75\$ per meeting (day) currently and has been for well over a decade and is far below fair for the scope of work and availability required of us.

**In a meeting with Admin and the BOE we have voted to request our compensation be raised to 200\$ per day going forward and retrospectively from our first meeting March 2, 2026.** Regardless of the number of meetings each day. We also suggest that admin restructure the meeting dates to a single block of days in the month of March in the future. This will reduce the workload for our appointed administrative assistant and the overall demand of the appointment.

We hope that you will understand our positions and grant the request from the Board.

At your service,

James C Bibb, Chair, BOE

Thomas P Nelson, Secretary, BOE

R. Carlton Ballowe, Member, BOE



BOARD OF SUPERVISORS

THOMAS D. HARVEY  
North District

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-XX  
NELSON COUNTY BOARD OF SUPERVISORS  
BOARD OF EQUALIZATION (BOE) COMPENSATION**

**WHEREAS**, on June 14, 2005, the Board of Supervisors resolved, that the Nelson County Board of Supervisors does hereby compensate Boards, Commissions, etc. appointed by the Board of Supervisors currently being compensated \$75.00 per meeting, and

**WHEREAS**, said compensation has applied to appointed Boards of Equalization since that time and the Board of Supervisors now deems it appropriate to increase said compensation,

**NOW THEREFORE BE IT RESOLVED**, pursuant to §58.1-3375 of the Code of Virginia, 1950 as Amended, the Nelson County Board of Supervisors does hereby fix compensation for the Board of Equalization at \$\_\_\_\_\_/per day for time actually engaged in the duties of the Board, and

**BE IT FURTHER RESOLVED**, this rate of compensation shall be effective beginning with the 2026 Board of Equalization and until such time as re-established by the Board of Supervisors and pursuant to §58.1-3375 of the Code of Virginia, going forward the Board of Supervisors may limit this compensation to such number of days as in its opinion is sufficient for the completion of the work of the BOE.

Adopted: \_\_\_\_\_, 2026

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

## Maximum Cost for Current BOE - 3 members at \$200/day

(Per VA State Code §58.1-3374, BOE shall be 3-5 Members)

<u>Advertised Schedule</u>		<u>Salary</u>	<u>FICA</u>	<u>Total</u>	<u>\$175/day</u>	<u>\$150/day</u>	<u>\$100/day</u>
March	8 days	\$4,800.00	\$367.20	\$ 5,167.20	\$ 4,521.30	\$ 3,875.40	\$ 2,583.60
May	7 days	\$4,200.00	\$321.30	\$ 4,521.30	\$ 3,956.14	\$ 3,390.98	\$ 2,260.65
<b>Total Cost</b>				<b>\$ 9,688.50</b>	<b>\$ 8,477.44</b>	<b>\$ 7,266.38</b>	<b>\$ 4,844.25</b>
FY26 Budget				\$ (3,768.00)	\$ (3,297.00)	\$ (2,826.00)	\$ (1,884.00)
<b>Max Deficit</b>				<b>\$ 5,920.50</b>	<b>\$ 5,180.44</b>	<b>\$ 4,440.38</b>	<b>\$ 2,960.25</b>

Note: Amherst County Compensates their BOE Members at \$200/day

June 14, 2005

(4) Thomas Jefferson Area Community Criminal Justice Board

An appointment to replace Jonae Buckley on the Thomas Jefferson Area Community Criminal Justice Board was deferred.

(5) Nelson County Service Authority

An appointment to replace Gary Sherwood, South District, on the Nelson County Service Authority was deferred.

(6) Nelson County Economic Development Authority

The Board directed that a letter be written to John Spencer, South District appointee on the Nelson County Economic Development Authority, regarding his absence in attending EDA Meetings.

Additionally, the Board passed a Resolution compensating Boards, Commissions, etc., appointed by the Board \$75.00 per meeting as follows:

Re: Compensation for Boards, Commissions, etc., Appointed by the Board of Supervisors Currently being Compensated \$75.00 per Meeting

On a motion by Ms. Brennan, seconded by Mr. Bruguere, with Ms. Brennan voting yes, Mr. Bruguere voting yes, Mr. Harvey voting yes, Mr. Harris voting yes, and Mr. Wood voting no, the following Resolution was adopted:

BE IT RESOLVED, That the Nelson County Board of Supervisors does hereby compensate Boards, Commissions, etc., appointed by the Board of Supervisors currently being compensated \$75.00 per meeting.

Mr. Wood stated he voted no because he did not agree with all Boards, Commissions, etc., being compensated the same fee.

C. Board Directives

Supervisor Brennan requested a report on the Courthouse Project; recommended instituting a program on Developmental Rights even though funding is not available.

D. Correspondences

Mr. Carter presented the following correspondences:

- (1) VDOT: Route 664 Designation
- (2) Senator George Allen: CDBG Funding
- (3) Nelson Heritage Center

Code of Virginia  
Title 58.1. Taxation  
Chapter 32. Real Property Tax

**§ 58.1-3375. Compensation of members.**

The members of every board of equalization shall receive compensation, for time actually engaged in the duties of the board, to be fixed by the governing body of the county or city and paid out of the local treasury. The governing body of every county and of every city may limit the compensation to such number of days as in its opinion is sufficient for the completion of the work of the board.

Code 1950, § 58-900; 1984, c. 675.

Code of Virginia  
Title 58.1. Taxation  
Chapter 32. Real Property Tax

**§ 58.1-3376. Organization and assistants; legal assistance.**

A. Every board of equalization shall elect one of its members as chairman and another as secretary, and may employ necessary clerical and other assistants and call in advisors and fix their compensation, subject to the approval of the governing body of the county or city, to be paid out of the local treasury.

B. In any city with a population of more than 100,000, when the board of equalization, in fulfilling its functions, desires legal advice, the board shall request such advice from the attorney for the city or county for which they were appointed.

Notwithstanding any contrary provision of law, general or special, such attorney shall in a timely manner give his advice to the board.

If there is no such attorney or the attorney has a conflict, the board shall make a written request to the city or county governing body to employ an attorney to advise the board. The governing body shall respond in writing within ten days from receipt of such request.

If the governing body refuses to honor the board's request, then the board shall apply to the circuit court that appointed it. The judge of such circuit court may authorize the employment of an attorney to advise the board and order that the attorney be paid out of the local treasury.

Code 1950, § 58-901; 1984, c. 675; 1994, c. [509](#).

BOARD OF EQUALIZATION (BOE)

Board Appoints & Recommends Certification by the Circuit Court  
(Subject to Appointees' Completion of VA. Dept. of Taxation Training)

<u>Name &amp; Address</u>	<u>Term</u>
James C. Bibb 4141 Phoenix Road Arrington, VA 22922 (434) 989-8021 (C) <a href="mailto:tyeriverpirate@protonmail.com">tyeriverpirate@protonmail.com</a>	January 2026 – December 31, 2026
R. Carlton Ballowe 1 Mosby Lane Faber, VA 22938 (434) 996-7796 (H) <a href="mailto:Catbalu1@aol.com">Catbalu1@aol.com</a>	January 2026 – December 31, 2026
Thomas P. Nelson Jr. 304 Deer Wood Court Roseland, VA 22967 (434) 277-5026 (H) <a href="mailto:thomasnelsonjrsigner@gmail.com">thomasnelsonjrsigner@gmail.com</a>	January 2026 – December 31, 2026

## **BOARD OF EQUALIZATION (BOE)**

### **Term:**

Established pursuant to **§58.1-3370** of the Code of Virginia for the term of one year after the effective date of the assessment for which appointed.

### **Term Limit:**

**No Term Limits**, this was formerly per **§58.1-3374** of the Code of Virginia, no more than nine consecutive years with a three year break re-establishing eligibility.

### **Composition:**

Per **§58.1-3374** BOE shall be composed of not less than 3 nor more than 5 members from a broad representation of the County. **Thirty percent of the members of the board shall be commercial or residential real estate appraisers, other real estate professionals, builders, developers, or legal or financial professionals, and at least one such member shall sit in all cases involving commercial, industrial or multi-family residential property, unless waived by the taxpayer.**

### **Requirements:**

Per **§58.1-3370** and **§58.1-3374** Appointees must attend Virginia Department of Taxation training and be certified by the Circuit Court.

### **Summary of Duties:**

As Established by the Code of Virginia **§58.1-3379**, The board shall hear and give consideration to such complaints and shall adjust and equalize such assessments and shall, moreover, be charged with the especial duty of increasing as well as decreasing assessments, whether specific complaint be laid or not, if in its judgment, the same be necessary to equalize and accomplish the end that the burden of taxation shall rest equally upon all citizens of such county or city.

### **Meetings:**

Meetings are held as scheduled and advertised by the BOE; with the opportunity to set by Ordinance the date by which applications must be made by property owners or lessees for relief as prescribed by **§58.1-3378**. Members are compensated \$75 per meeting.

PUBLIC NOTICE  
BOARD OF EQUALIZATION  
FOR  
COUNTY OF NELSON

Public notice is hereby given pursuant to §58.1-3378 of the Code of VA that the Board of Equalization for Nelson County will meet on the days hereafter listed for the purpose of hearing complaints of inequalities including errors in acreage. Upon hearing such complaints, either oral or written, the Board will give consideration and increase, decrease, or affirm such real estate assessments. Pursuant to §58.1-3379 of the Code of VA, before a change can be granted, the taxpayer or his agent must overcome a clear presumption in favor of the assessment. The taxpayer or agent must provide a preponderance of the evidence that the assessment of the property is not uniform with the assessments of other similar properties or that the property is assessed in excess of its fair market value.

Appointments will be scheduled every 30 minutes to minimize waiting. To appear before the Board of Equalization, please call (434) 263-7003. The deadline to file applications for equalization with the BOE is April 15, 2026. Meetings of the Board to hear objections will be held in the Bridge Conference Room located in the Courthouse in Lovingston. Appellants must check in at the County Administrator's Office. The hearing date(s) and time(s) are:

<b>March 02, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>March 03, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>March 04, 2026:</b>	<b>2:00 PM – 8:00 PM</b>
<b>March 05, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>March 09, 2026:</b>	<b>2:00 PM – 8:00 PM</b>
<b>March 10, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>March 11, 2026:</b>	<b>2:00 PM – 8:00 PM</b>
<b>March 13, 2026:</b>	<b>9:00 AM – 1:00 PM</b>

(Additional dates and times will be scheduled, if necessary and advertised).

By Order of the Nelson County Board of Equalization.

**PUBLIC NOTICE  
BOARD OF EQUALIZATION  
FOR  
COUNTY OF NELSON**

Public notice is hereby given pursuant to §58.1-3378 of the Code of VA that the Board of Equalization for Nelson County will meet on the days hereafter listed for the purpose of hearing complaints of inequalities including errors in acreage. Upon hearing such complaints, either oral or written, the Board will give consideration and increase, decrease, or affirm such real estate assessments. Pursuant to §58.1-3379 of the Code of VA, before a change can be granted, the taxpayer or his agent must overcome a clear presumption in favor of the assessment. The taxpayer or agent must provide a preponderance of the evidence that the assessment of the property is not uniform with the assessments of other similar properties or that the property is assessed in excess of its fair market value.

Appointments will be scheduled every 30 minutes to minimize waiting. To appear before the Board of Equalization, please call (434) 263-7003. Meetings of the Board to hear objections will be held in the Bridge Conference Room located in the Courthouse in Lovingston. Appellants must check in at the County Administrator's Office. The 2026 Board of Equalization additional and final hearing date(s) and time(s) are:

<b>May 04, 2026:</b>	<b>9:00 PM – 2:00 PM</b>
<b>May 05, 2026:</b>	<b>2:00 PM – 8:00 PM</b>
<b>May 06, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>May 07, 2026:</b>	<b>2:00 PM – 8:00 PM</b>
<b>May 08, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>May 12, 2026:</b>	<b>9:00 AM – 2:00 PM</b>
<b>May 14, 2026:</b>	<b>2:00 PM – 8:00 PM</b>

THE DEADLINE FOR RECEIPT OF APPLICATIONS TO THE NELSON COUNTY BOARD OF EQUALIZATION IS APRIL 15, 2026.

By Order of the Nelson County Board of Equalization.



BOARD OF SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**ORDINANCE O2026-01  
NELSON COUNTY BOARD OF SUPERVISORS  
AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA  
CHAPTER 2, ADMINISTRATION, ARTICLE III, EMERGENCY SERVICES, DIVISION I,  
SECTION 2-74 DECLARATION OF LOCAL EMERGENCY**

**BE IT HEREBY ORDAINED**, by the Nelson County Board of Supervisors, that the Code of Nelson County, Virginia, Chapter 2, Administration, Article III Emergency Services, Division I, Section 2-74 is hereby amended as follows:

*Amend*

**Sec. 2-74. Declaration of local emergency.**

- (a) A local emergency as defined in Section 44-146.16(6), Code of Virginia, as may be declared by the director of emergency services with the consent of the board of supervisors. If the board of supervisors cannot convene due to the disaster, the director or any member of the board of supervisors, in the absence of the director, may declare the existence of a local emergency, subject to confirmation by the ~~entire board of supervisors at a special meeting within five (5) days of the declaration~~ **board of supervisors at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.** The board of supervisors, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.
- (b) A declaration of a local emergency shall activate the response and recovery programs of all applicable local and interjurisdictional emergency operations plans and authorize the furnishing of aid and assistance thereunder.
- (c) The director, following such declaration, shall notify the state department of emergency services that all local resources have been committed in the disaster and that assistance may be requested from the state.

**BE IT FURTHER ORDAINED**, by the Nelson County Board of Supervisors that this Ordinance becomes effective immediately.

Adopted : \_\_\_\_\_

Attest : \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

# Public Hearing – Proposed Ordinance Amendment Ordinance O2026-01

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MARCH 10, 2026 BOARD OF SUPERVISORS MEETING

# O2026-01: Amendment of Code of Nelson County, Chapter 2, Article III, Sec. 2-74 (a) Declaration of Local Emergency

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## **Authority: §44-146.21 of the Code of Virginia 1950 as Amended**

Proposed Ordinance is to amend Chapter 2, Administration, Article III, Emergency Services, Division I, Section 2-74 Declaration of Local Emergency.

Proposed amendments to Section 2-74 (a) would align the County Code with the Code of Virginia 44-146.21, allowing for the Board of Supervisors to confirm a local emergency declaration at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.

If adopted, O2026-01 would be effective immediately.

# O2026-01: Amendment of Code of Nelson County, Chapter 2, Article III, Sec. 2-74 (a) Declaration of Local Emergency

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## **Sec. 2-74. Declaration of local emergency.**

(a) A local emergency as defined in Section 44-146.16(6), Code of Virginia, as may be declared by the director of emergency services with the consent of the board of supervisors. If the board of supervisors cannot convene due to the disaster, the director or any member of the board of supervisors, in the absence of the director, may declare the existence of a local emergency, subject to confirmation by ~~the entire board of supervisors at a special meeting within five (5) days of the declaration~~ **board of supervisors at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.** The board of supervisors, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.

# O2026-01: Amendment of Code of Nelson County, Chapter 2, Article III, Sec. 2-74 (a) Declaration of Local Emergency

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**ORDINANCE O2026-01  
NELSON COUNTY BOARD OF SUPERVISORS  
AMENDMENT OF THE CODE OF NELSON COUNTY, VIRGINIA  
CHAPTER 2, ADMINISTRATION, ARTICLE III, EMERGENCY SERVICES, DIVISION I,  
SECTION 2-74 DECLARATION OF LOCAL EMERGENCY**

**BE IT HEREBY ORDAINED**, by the Nelson County Board of Supervisors, that the Code of Nelson County, Virginia, Chapter 2, Administration, Article III Emergency Services, Division I, Section 2-74 is hereby amended as follows:

*Amend*

**Sec. 2-74. Declaration of local emergency.**

- (a) A local emergency as defined in Section 44-146.16(6), Code of Virginia, as may be declared by the director of emergency services with the consent of the board of supervisors. If the board of supervisors cannot convene due to the disaster, the director or any member of the board of supervisors, in the absence of the director, may declare the existence of a local emergency, subject to confirmation by the ~~entire board of supervisors at a special meeting within five (5) days of the declaration~~ board of supervisors at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first. The board of supervisors, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.
- (b) A declaration of a local emergency shall activate the response and recovery programs of all applicable local and interjurisdictional emergency operations plans and authorize the furnishing of aid and assistance thereunder.
- (c) The director, following such declaration, shall notify the state department of emergency services that all local resources have been committed in the disaster and that assistance may be requested from the state.

**BE IT FURTHER ORDAINED**, by the Nelson County Board of Supervisors that this Ordinance becomes effective immediately.

# O2026-01: Amendment of Code of Nelson County, Chapter 2, Article III, Sec. 2-74 (a) Declaration of Local Emergency

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## **NEXT STEPS:**

- ❖ Q & A
- ❖ CONDUCT PUBLIC HEARING
- ❖ CONSIDER ADOPTION OF ORDINANCE O2026-01

LEGAL NOTICE  
NOTICE OF PUBLIC HEARING  
NELSON COUNTY BOARD OF SUPERVISORS

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, the Nelson County Board of Supervisors hereby gives notice that a Public Hearing will start at **7:00 p.m., Tuesday, March 10, 2026** in the **General District Courtroom** on the third floor of the Nelson County Courthouse located at 84 Courthouse Square, Lovingson.

Public Hearing(s):

1. **Proposed Ordinance O2026-01 - Amendment to Chapter 2, Article III, Sec. 2-74 Declaration of Local Emergency**

Consideration of an ordinance proposed for passage to amend Chapter 2, Article III, Sec. 2-74 Declaration of Local Emergency. Proposed amendments would align Section 2-74 (a) of the County Code with the Code of Virginia 44-146.21, allowing for the Board of Supervisors to confirm a local emergency declaration at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.

A Copy of the full text of the proposed Ordinance is available for review in the Office of the County Administrator, 84 Courthouse Square, Monday through Friday, 9:00 a.m. to 5:00 p.m. For more information, call the County Administrator's Office at (434) 263-7000. EOE.

BY AUTHORITY OF NELSON COUNTY BOARD OF SUPERVISORS



BOARD OF  
SUPERVISORS

ERNIE Q. REED  
Central District

JESSE N. RUTHERFORD  
East District

J. DAVID PARR  
West District

DR. JESSICA LIGON  
South District

A. CAMERON LENAHAN  
North District

CANDICE W. MCGARRY  
County Administrator

AMANDA B. SPIVEY  
Administrative Assistant/  
Deputy Clerk

GRACE E. MAWYER  
Director of Finance and  
Human Resources

**RESOLUTION R2026-08**  
**NELSON COUNTY BOARD OF SUPERVISORS**  
**AUTHORIZATION FOR PUBLIC HEARING TO AMEND CHAPTER 2,**  
**ADMINISTRATION, ARTICLE III, EMERGENCY SERVICES, DIVISION I,**  
**SECTION 2-74 DECLARATION OF LOCAL EMERGENCY**

**RESOLVED**, by the Nelson County Board of Supervisors pursuant to and in accordance with the provisions of 15.2-1427 of the Code of Virginia, 1950 as amended, that the County Administrator be and is hereby authorized to advertise a public hearing notice for the conduct of a public hearing on **Tuesday, March 10, 2026 at 7:00 p.m.** in the General District Courtroom of the Courthouse in Lovingson.

The purpose of the public hearing is to receive public comments on an Ordinance proposed for passage to amend Chapter 2, Administration, Article III, Emergency Services, Division I, Section 2-74 Declaration of Local Emergency. Proposed amendments to Section 2-74 (a) would align the County Code with the Code of Virginia 44-146.21, allowing for the Board of Supervisors to confirm a local emergency declaration at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.

Approved : February 10, 2026

Attest :  Clerk  
Nelson County Board of Supervisors

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**Sec. 2-74. Declaration of local emergency.**

- (a) A local emergency as defined in Section 44-146.16(6), Code of Virginia, as may be declared by the director of emergency services with the consent of the board of supervisors. If the board of supervisors cannot convene due to the disaster, the director or any member of the board of supervisors, in the absence of the director, may declare the existence of a local emergency, subject to confirmation by the ~~entire board of supervisors at a special meeting within five (5) days of the declaration~~ **board of supervisors at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first.** The board of supervisors, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.
- (b) A declaration of a local emergency shall activate the response and recovery programs of all applicable local and interjurisdictional emergency operations plans and authorize the furnishing of aid and assistance thereunder.
- (c) The director, following such declaration, shall notify the state department of emergency services that all local resources have been committed in the disaster and that assistance may be requested from the state.

(Ord. of 6-8-76(1), § 3)

State law reference(s)—Similar provisions, Code of Virginia, § 44-146.21.

## § 44-146.21. Declaration of local emergency

A. A local emergency may be declared by the local director of emergency management with the consent of the governing body of the political subdivision. In the event the governing body cannot convene due to the disaster or other exigent circumstances, the director, or in his absence, the deputy director, or in the absence of both the director and deputy director, any member of the governing body may declare the existence of a local emergency, subject to confirmation by the governing body at its next regularly scheduled meeting or at a special meeting within 45 days of the declaration, whichever occurs first. The governing body, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.

B. A declaration of a local emergency as defined in § 44-146.16 shall activate the local Emergency Operations Plan and authorize the furnishing of aid and assistance thereunder.

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

D. No interjurisdictional agency or official thereof may declare a local emergency. However, an interjurisdictional agency of emergency management shall provide aid and services to the affected political subdivision authorizing such assistance in accordance with the agreement as a result of a local or state declaration.

E. None of the provisions of this chapter shall apply to the Emergency Disaster Relief provided by

the American Red Cross or other relief agency solely concerned with the provision of service at no cost to the citizens of the Commonwealth.

1973, c. 260; 1974, c. 4; 1975, c. 11; 1976, c. 594; 1986, c. 24; 1990, c. 945; 1994, c. 75; 2000, c. 309; 2016, c. 555.

The chapters of the acts of assembly referenced in the historical citation at the end of this section(s) may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.

Draft of 2/25/26

Sec. 11-195. Admissions Tax.

(a) Pursuant to Section 58.1-3818 of the Code of Virginia, an admissions tax of 10% is hereby levied on the amount paid for admission to any below-described event occurring in Nelson County, which tax is to be added to and collected by the seller along with the price of admission or other charge.

(b) For the purpose of this Article, an “event” subject to the tax on the charge paid for admission shall mean admission to any performance, exhibition, entertainment, or other occurrence, affair, or occasion, whether occurring sporadically or on a regular basis, for any activity having or projecting more than 2,000 attendees daily or over multiple consecutive days, for which an admission fee or cover charge is required to allow entry, attendance, or other participation.

(c) If any person is admitted free to any event at any time when an admission charge is made to other persons, an equivalent tax shall be levied and shall be collected based on the price charged to such other persons of the same class for the same or similar accommodations, such tax to be paid by or on behalf of the person so admitted.

Sec. 11-96. Exclusions.

No admissions tax shall be levied on:

(a) Admissions charged for attendance at any non-profit event, the gross receipts of which go wholly to charitable purpose or purposes; or

(b) Admissions charged for attendance at public or private elementary, secondary, and college-sponsored events, including events sponsored by school-recognized organizations; or,

(c) Admissions charges of one dollar (\$1.00) or less; or,

(d) Admissions charged to participants in order to participate in sporting events, such as skating, skiing, and racing.

Sec. 11-197. Collection of Admissions Tax; Records.

(a) Every seller of admission to an event with respect to which the admission tax is levied under this article shall collect the amount of tax imposed from the purchaser on whom the same is levied at the time payment for such admission becomes due and payable. The amount of tax shall be added to the cost of admission by the seller. Such taxes collected by the seller shall be held in trust until remitted to the county.

(b) Every seller of admissions with respect to which a tax is levied shall make out a return upon such forms and setting forth such information as the Commissioner of Revenue may prescribe and require, showing the amount of admissions collected and the tax required to be collected, and shall sign and deliver such return to the Treasurer with a remittance of such tax. The return and remittance shall be made on or before the twentieth (20<sup>th</sup>) day of each month, covering the amount of tax collected during the preceding month.

(c) Every seller of admissions shall keep and preserve for a period of three years records showing the purchases for events and identifying the price charged against each purchaser with respect to each admission and shall make such records available to the Commissioner of Revenue upon request.

Sec.11-198. Procedure upon Failure to Collect, Report, etc. Taxes.

(a) It shall be the duty of the Commissioner of Revenue to ascertain the name of every person conducting a taxable event, liable for the collection of the tax hereby levied, who fails, refuses, or neglects to collect the tax or make, within the time prescribed in this article, the required reports or remittances.

(b) The Commissioner of Revenue may proceed by warrant or summons against each such person in the manner provided by law.

(c) If any person whose duty it is to collect and remit the tax imposed by this article should fail to do so within the time and in the amount specified, there shall be added to such tax a penalty in the amount of ten per cent (10%) if the failure is for not more than thirty days, with an additional ten per cent (10%) for each additional thirty days or fraction thereof during which the failure continues, not to exceed twenty-five per cent (25%) in the aggregate.

Sec. 11-199. Determination.

All determinations concerning the classification of events shall be made by the Commissioner of Revenue. A request for a determination shall be made in writing on forms approved by the Commissioner.

Sec. 11-200. Violation of Article.

Any person violating or failing to comply with any provisions of this article shall be guilty of a Class One Misdemeanor. Each violation or failure to comply with this article shall constitute a separate offense. Conviction for such violation shall not relieve any person from the payment, collection, or remittance of the tax imposed in this article.

Code of Virginia  
Title 58.1. Taxation  
Chapter 38. Miscellaneous Taxes

**§ 58.1-3818. Admissions tax in counties.**

A. Any county, except as provided in subsection C, is hereby authorized to levy a tax on admissions charged for attendance at any event. The tax shall not exceed 10 percent of the amount of charge for admission to any such event. Notwithstanding any other provisions of law, the governing bodies of such counties shall prescribe by ordinance the terms, conditions, and amount of such tax and may classify between events conducted for charitable purposes and events conducted for noncharitable purposes.

B. Notwithstanding the provisions of subsection A, localities may, by ordinance, elect not to levy an admissions tax on admission to an event, provided that the purpose of the event is solely to raise money for charitable purposes and that the net proceeds derived from the event will be transferred to an entity or entities that are exempt from sales and use tax pursuant to § [58.1-609.11](#).

C. No tax under this section shall be authorized in any county in which a state sales and use tax, in addition to the taxes authorized pursuant to §§ [58.1-603](#) and [58.1-604](#), is imposed at a rate of at least one percent, a portion of which is dedicated to the promotion of tourism.

Code 1950, § 58-404.2; 1971, c. 212; 1977, c. 573; 1978, c. 432; 1984, c. 675; 1995, c. [201](#); 1998, cc. [150](#), [532](#); 1999, c. [986](#); 2001, c. [485](#); 2003, cc. [757](#), [758](#); 2005, c. [106](#); 2007, c. [813](#); 2020, cc. [1214](#), [1263](#).

Under Virginia law, counties are generally authorized to levy an admissions tax of up to **10%**. However, a specific restriction prohibits counties that impose an additional 1% sales tax dedicated to tourism—such as those in the "Historic Triangle"—from levying this tax.  Virginia.gov +3

## Virginia Counties with Admissions Taxes

The following counties have established local ordinances to collect an admissions tax. Many of these localities also host major regional festivals with high attendance. 



**Dinwiddie County**: **4%** tax on admission charges.

- **Major Festival**: Hosts the **Dinwiddie County Fair** (Late October), which draws thousands of visitors annually.



**Rockbridge County**: **6%** tax on admission charges.

- **Major Festival**: While many large events occur in the neighboring city of Lexington, the county territory hosts significant agricultural and outdoor events like the **Rockbridge Regional Fair & Expo**.



**New Kent County**: **2%** tax on events with 300 or more attendees.

- **Major Festival**: Home to **Colonial Downs** and various large-scale seasonal events at local wineries and race tracks that frequently exceed 2,000 attendees.



**Brunswick County**: Authorized up to **10%**.

- **Major Festival**: Known for the **Taste of Brunswick Festival** in Lawrenceville, celebrating the region's famous Brunswick stew.



**Fairfax County**: Authorized up to **10%**.

- **Major Festival**: Hosts massive events such as the **Celebrate Fairfax! Festival** and the **Wolf Trap Summer Concert Series**, both of which regularly see daily attendance far exceeding 2,000.



**Amelia County:** Tax status typically applies to large venue entertainment.

- **Major Festival:** Hosts the **Field Day of the Past** (September), a massive heritage festival, and the **Amelia County Fair**. [Dinwiddie County +6](#)

## Prohibited Localities

Counties like **York County** and **James City County** currently cannot levy an admissions tax because they participate in the [Historic Triangle sales tax](#). Although they host major attractions like **Busch Gardens** and **Water Country USA**, these venues are subject to the special sales tax instead. [Virginia Association of Counties +2](#)

Are you interested in the **specific exemptions** for charitable events, or do you need a list of **city-level** admissions taxes (like Norfolk's 10%)?

All responses may include mistakes. For legal advice, consult a professional. [Learn more](#)

In Virginia, counties were granted broader authority to levy admissions taxes in **2020** through General Assembly legislation. Before this, only specific counties (typically those with large stadiums or unique charters) could do so. [www.thenews-gazette.com](http://www.thenews-gazette.com) +1

Below is the list of counties with their tax rates and implementation dates where available.

## Virginia Counties: Admissions Tax & Major Events



### **Rockbridge County (6%)**

- **Implementation Date:** The county first adopted a 10% tax effective **August 1, 2020**, but repealed it weeks later. It was re-implemented in stages starting **January 1, 2022** (at 3%), rising to **6%** on **April 1, 2023**.
- **Major Events:** **Rockbridge Regional Fair & Expo**; large events at local equestrian centers and historic sites.



### **Fairfax County (Proposed 4%)**

- **Implementation Date:** The county considered a 4% tax to begin in **October 2020**, but its implementation has been historically deferred in favor of other revenue streams like the meals tax.
- **Major Events:** **Celebrate Fairfax! Festival** and **Wolf Trap** summer concerts (attendance regularly exceeds 2,000).



### **New Kent County (2%)**

- **Implementation Date:** While an older ordinance was repealed in **May 2019**, current tax structures apply to specific high-capacity venues.
- **Major Events:** Races at **Colonial Downs** and seasonal winery festivals frequently draw over 2,000 attendees.



### Dinwiddie County (4%)

- **Implementation Date:** Local ordinances were updated following the **2020** statewide authority grant to formalize collections.
- **Major Events:** The [Dinwiddie County Fair](#) is a major draw with thousands of visitors.



### Brunswick County (Up to 10%)

- **Implementation Date:** Authorized under local code; the current structure was refined to support local tourism and infrastructure.
- **Major Events:** The [Taste of Brunswick Festival](#) is the county's signature large-scale event.



### Amelia County (Venue-Specific)

- **Implementation Date:** Typically levied via specific ordinances for large entertainment venues.
- **Major Events:** [Field Day of the Past](#) and the **Amelia County Fair** are the primary high-attendance draws. 🌐 New Kent County, VA +14

Would you like to see the specific **exemptions** these counties offer for **charitable or non-profit** festivals?

All responses may include mistakes. For legal advice, consult a professional. [Learn more](#)

In Virginia, counties have the authority to create their own specific criteria for admissions tax exemptions under [Virginia Code § 58.1-3818](#). While these rules vary, they generally focus on the nonprofit status of the organizer and the charitable intent of the event's proceeds. [↗](#)

## Common Local Exemptions for Charitable Festivals

Most Virginia counties with an admissions tax include provisions to exempt the following: [↗](#)

- **Volunteer Fire & Rescue:** Organizations like volunteer fire departments and rescue squads are frequently exempt, especially for annual fundraisers.
- **School-Sponsored Events:** Admissions for public and private elementary, secondary, and college-sponsored events (including student organizations) are typically exempt.
- **100% Proceeds to Charity:** Many localities exempt any event where **all gross receipts** or **net proceeds** are dedicated solely to charitable purposes.
- **Sporting Participation:** Fees paid by participants to enter a sporting event (as opposed to spectator fees) are often exempt. [↗ Virginia Law \(.gov\) +4](#)

## County-Specific Exemption Rules

Below is the status for the specific counties previously discussed:

County <a href="#">↗</a>	Specific Exemption Rules
<a href="#">Rockbridge</a>	<b>Recent Change (2024):</b> Fully exempts all volunteer fire and rescue department events, regardless of location. It also allows all certified <b>nonprofits</b> one annual fundraising event (up to 3 days) that is entirely exempt from the tax.
<a href="#">New Kent</a>	<b>Size-Based Exemption:</b> The county does not impose any admissions tax on events with <b>fewer than 300 attendees</b> . While larger festivals over 2,000 must typically pay, those organized for religious or specific youth-sports purposes may seek classification-based relief.
<a href="#">Fairfax</a>	<b>Broad Charitable Language:</b> If the proposed tax were active, it would typically mirror the standard state allowance for events established <b>solely to raise money for charitable purposes</b> , provided the proceeds go to 501(c)(3) entities.
<a href="#">Dinwiddie</a>	<b>Agricultural &amp; Heritage:</b> Often provides relief for traditional county-fair activities and historical heritage events that are designated as non-commercial community celebrations.

## Verifying a Specific Festival's Status

If you are organizing a festival, you must typically provide a [Virginia Certificate of Exemption](#) from the state to the local Commissioner of the Revenue to qualify for these local tax breaks.  [Virginia Tax \(.gov\) +2](#)

These resources outline local admissions tax exemptions for charitable organizations and fundraising events in Virginia:

Implementing an admissions tax in Virginia often involves a cycle of trial, repeal, and refinement as localities balance revenue needs with the survival of local attractions. [↗](#)

## Comparison of Admissions Tax Structures

Feature <a href="#">↗</a>	<u>Rockbridge County</u>	<u>Albemarle County</u>
<b>Current Rate</b>	6% (Reduced from 10% in 2024)	N/A (Does not currently levy an admissions tax)
<b>Non-Profit Exemptions</b>	Exempts all fire/rescue events and <b>one annual 3-day fundraiser</b> for any non-profit.	N/A (Focuses on property tax exemptions for non-profits instead).
<b>Educational Exemptions</b>	Full exemption for all school-sponsored events (K-12 and college).	N/A
<b>Participant Exemptions</b>	Exempts fees paid by participants to <b>compete</b> in sporting events.	N/A
<b>Rate Caps</b>	<b>No Cap</b> (A previous \$3 cap was removed in 2024).	N/A

## Key Takeaways for Nelson County

- **The "Repeal and Regroup" Pattern:** Rockbridge initially passed a 10% tax in 2020 but [repealed it within two months](#) due to public outcry. They later moved to a tiered system (3% to 10%) before finally settling on 6% to stay competitive with neighboring jurisdictions.
- **Targeted vs. Broad Exemptions:** Unlike some jurisdictions that exempt all 501(c)(3) organizations, Rockbridge uses a **limited exemption** (one event per year) to prevent the revenue stream from drying up while still supporting major community fundraisers.
- **The Competitive "Rate Ceiling":** Rockbridge explicitly reduced its rate to 6% because higher rates were viewed as a disadvantage compared to neighbors. For Nelson, staying below the 10% maximum may be necessary to keep regional events (like festivals or vineyard concerts) from moving to Albemarle or other nearby areas that lack the tax.
- **Alternative Revenue Focus:** Albemarle County has avoided an admissions tax by relying on its larger real estate and personal property tax base, even [maintaining current rates for 2026-2027](#) to avoid placing further burdens on residents. [www.thenews-gazette.com](http://www.thenews-gazette.com) +5

In Nelson County, an admissions tax would primarily impact the "Route 151" tourism corridor and major event venues. The [Nelson County Board of Supervisors](#) has historically estimated that such a tax could generate up to **\$1 million annually** for schools and capital projects. <sup>2</sup>

## Major Impacted Attractions & Events

The following entities frequently charge admission or ticket fees and would be directly affected:

- **LOCKN' Festival:** A massive multi-day music festival drawing approximately **20,000 attendees** annually to [Infinity Downs](#) and [Oak Ridge Farm](#). A 10% tax on a \$300+ festival pass could add significant costs for attendees.
- **Wintergreen Resort:** While lodging is already subject to a **5% Transient Occupancy Tax**, an admissions tax would apply to lift tickets, adventure park passes, and special ticketed events.
- **Veritas Vineyard & Winery:** Notable for its **Starry Nights** summer concert series, which charges **\$25–\$30** for general admission. Other ticketed events include the "Illuminated" walking trail and exclusive vertical tastings.
- **Devils Backbone Brewing Company:** Hosts large-scale ticketed festivals such as **Oktoberfest** and the annual **Hoopla** family festival.
- **Blue Toad Hard Cider:** Hosts the annual **Taste of Nelson**, with ticket prices typically ranging from **\$30 for general admission to \$50 for VIP**.
- **Virginia Distillery Co.:** Offers a "Virginia Whisky Experience" tour with booking fees ranging from **\$12 to \$32**.
- **Nelson County Community Fund:** Non-profits like this, which host major fundraisers like the **Silver Starlight Opportunity Ball** at local vineyards, could be impacted unless specific charitable exemptions are granted. <sup>3</sup> [www.dbbrewingcompany.com](http://www.dbbrewingcompany.com) +13

## Economic Considerations

- **Secondary Spending Risk:** Tourism supports approximately **22% of jobs** in Nelson County. Critics argue that a high admissions tax might lead to a "decline in concert attendance," which would negatively impact secondary spending at local [Nelson County Wineries & Breweries](#) and restaurants.
- **Tax Exportation:** While intended to "tap into" visitor spending, the tax also applies to local residents attending community events, such as family days at breweries or local fundraisers. <sup>4</sup> [Visit Nelson County VA](#) +4

Would you like to see a breakdown of the **current real estate tax rates** in Nelson County to see how they compare to these proposed revenue alternatives?

n Nelson County, discussions regarding a potential admissions tax (historically proposed at rates up to 10%) center on the tension between generating revenue for schools and capital improvements versus the impact on the local tourism-driven economy. <sup>2</sup>

Specific unintended consequences discussed or observed in Nelson County and similar Virginia localities include:

## 1. Risk to Regional Competitiveness <sup>2</sup>

- **Event Relocation:** High admissions taxes (up to 10%) can deter major event promoters. For example, large-scale events like the **LOCKN' Festival** are highly sensitive to tax rates that affect their bottom line; significant increases can cause such events to move to markets where the "finances make more sense".
- **Loss of Secondary Spending:** If a major event leaves the county due to the tax, the locality loses "unquantifiable" indirect revenue from attendees who would have otherwise spent money at local restaurants, hotels, and shops. <sup>2</sup> [Virginia Law \(.gov\)](#)

## 2. Disproportionate Impact on Local Non-Profits

- **Erosion of Mission Funding:** Nelson County frequently reviews tax exemptions for local foundations and non-profits. Implementing an admissions tax without broad exemptions could hamper the ability of "treasured" local attractions to carry out their cultural and community missions.
- **Exemption "Revenue Gap":** Conversely, if the [Nelson County Board of Supervisors](#) (BOS) exempts all non-profits, the actual revenue generated may fall far short of the projected \$1 million, forcing the county to look back at real estate tax increases to fund schools. <sup>2</sup> [www.thenews-gazette.com](#)

## 3. Financial Complexity and Budgeting "Guesswork"

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- **Administrative Burden on Small Businesses:** Local breweries and wineries, a staple of Nelson's economy, already face complex business personal property taxes. Adding an admissions tax for special events creates additional administrative reporting requirements and may trigger unexpected license tax implications.  Keiter CPA +2

#### 4. Public and Economic Pressure

- **Resistance to New Taxes:** During recent budget cycles (2024–2026), residents and some BOS members have strongly resisted tax increases due to the impact of inflation on groceries and housing.
- **Interdependence with Real Estate:** Nelson is currently undergoing a **2026 General Reassessment**. If property values rise significantly (some reports suggest a 31% increase in potential revenue at current rates), the "need" for an admissions tax may be re-evaluated against the backdrop of increased real estate tax burdens on residents.  www.nelsoncounty-va.gov +4

Would you like to see a comparison of how **other Virginia counties** (like Rockbridge or Albemarle) have structured their **admissions tax exemptions**?



 14 sites 

Nelson County board proposing admissions tax for certain ...

Apr 14, 2017 – County officials said the tax could generate up to \$1 million a year in revenue. A primary goal for the money is to improve the sc...

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April 28, 2022 1 Virginia - Nelson County

Mr. Harvey felt that rates needed to be accepted as proposed. Mr. Barton did not want the citizens to think the tax rates and affo...

 www.nelsoncounty-va.gov 

Admissions Tax Conundrum - The News-Gazette

Jul 3, 2024 -  
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 www.then



While intended to diversify revenue and protect real estate tax rates, implementing an admissions tax in Virginia often leads to several unintended consequences for local businesses, non-profits, and regional competitiveness: 📰 Page Valley News +2

## 1. Competitive Disadvantage for Local Venues

- **Booking Diversion:** Higher admissions taxes can drive promoters and artists to neighboring jurisdictions with lower or no such taxes. For example, a 7%–14% tax in one city compared to 0% in another significantly reduces the net payout for performers, leading them to book elsewhere.
- **Secondary Economic Loss:** When major events are lost to other markets, the locality also loses "unquantifiable" revenue from associated spending at restaurants, hotels, shops, and parking. 📰 Style Weekly

## 2. Disproportionate Burden on Non-Profits

- **Revenue Reliance:** In some counties, non-profit attractions (like drive-ins or community theaters) generate a large portion of the total admissions tax revenue. Taxing these entities can hamper their ability to carry out their cultural and community missions.
- **Exemption Dilemmas:** If a locality chooses to exempt all non-profits, it may significantly shrink its expected revenue pool, forcing it to find other funding sources or cut public services. 📰 www.thenews-gazette.com +3

## 3. Impact on Local Residents vs. Tourists

- **"Exporting the Tax" Myth:** While often marketed as a way to tax tourists, admissions taxes frequently hit local families for everyday activities like movie tickets.
- **Price Sensitivity:** Increased ticket costs can soften local demand, leading to fewer visits and lower secondary spending (like concessions), which further squeezes business margins. 📰 Page Valley News +2

## 4. Administrative and Legal Complexities

- **Dillon Rule Constraints:** Because Virginia is a [Dillon Rule](#) state, many counties are legally restricted from imposing admissions taxes if they already have certain state-mandated sales taxes for tourism.

- **Collection Barriers:** Localities may struggle to enforce tax collection from state entities (like state universities) or temporary/transient events, leading to inconsistent revenue streams.  Virginia Law (.gov) +4

## 5. Implementation "Regrouping"

- **Public Backlash:** Rapid implementation of high rates (e.g., 10%) has previously led to immediate repeal due to outcry from local attractions, forcing boards of supervisors to repeatedly "regroup" and adjust rates or caps.  www.thenews-gazette.com

Are you researching this for a **specific Virginia county** or looking into **exemptions for non-profit organizations**?

AI responses may include mistakes. For legal advice, consult a professional. [Learn more](#)



 11 sites



### Admissions Tax Conundrum - The News-Gazette

Jul 3, 2024 – Editorial. Implementing a fair and equitable tax on admissions to Rockbridge County attractions is turning out to be no...

 www.thenews-gazette.com



### Code of Virginia Code - Article 5. Admission Tax - Virginia Law

A. Any county, except as provided in subsection C, is hereby authorized to levy a tax on admissions charged for attendance at any ...

 Virginia Law (.gov)

### OPINION: We Shouldn't Raise the Admission Tax - Style Weekly

Apr 19, 2019 – Fifteen thousand tickets at \$50 each totals \$750,000. In Charlottesville, the promoter, the company or person that facilitates boo...

 Style Weekly



## *Editorial*

Implementing a fair and equitable tax on admissions to Rockbridge County attractions is turning out to be no simple task for the Board of Supervisors.

Since the county was given this taxing authority by the Virginia General Assembly in 2020, multiple variations of the tax have been tried. A maximum allowable 10 percent admissions tax went into effect on Aug. 1, 2020, then was quickly repealed in response to an outcry from various attractions.

The supervisors regrouped, then the next year passed an incremental implementation of an admissions tax that was raised in stages, from 3 percent in 2022 to 6 percent in 2023 to 10 percent in 2024. The tax was capped at \$3 per charge.

Earlier this year, the supervisors revisited the tax issue, opting to reduce the tax to 6 percent and to eliminate the cap. The reasoning behind the reduction in the rate was to bring it in line with what neighboring jurisdictions are using. The cap was eliminated to prevent attractions from combining the admissions fees for separate events to avoid paying the tax for multiple events.

At last week's meeting, the supervisors were once again considering further changes. One proposal is to exempt fire departments and rescue squads from having to collect and pay the tax on events that they hold on their own properties. Another change under consideration is to allow all nonprofit organizations to hold one annual fundraising event over a period of up to three days without having to collect or pay an admissions tax.

The current ordinance in effect exempts all sporting events from the tax as well as schoolsponsored events in public and private schools and colleges, including events sponsored by school-recognized student organizations.

It's understandable that the supervisors would consider extending the exemption status to volunteer fire departments and rescue squads who have trouble enough raising funds and attracting members to provide their vital services to the community. Also, it makes sense to allow all certified nonprofit organizations to at least be able to hold one annual fundraiser without having to collect and pay this tax.

We applaud the supervisors and county staff for continuing to try to fix the unintended consequences of the admissions tax. Will these be the last of the changes? Probably not. Even the current round of amendments may need some tweaking before they are approved. For instance, what about fire and rescue fundraisers that aren't held on those departments' own property?

Is it time to consider – as county leaders did at the start of all of this – exempting all nonprofits from the admissions tax? This would end the confusion over who has to pay the tax and make it easier for nonprofits to succeed in their very worthwhile missions.

This, of course, would reduce significantly the amount of revenues raised by the admissions tax. Two of the largest area attractions – Hull's Drive-In and Theatre at Lime Kiln – are nonprofits, and the revenue from the admissions tax they are charging constitute a large portion of revenue the county is gaining from the admissions tax.

In the last calendar year, the 6 percent tax with a \$3 cap generated nearly \$400,000 in revenues for the county. Eliminating the cap in the current year stands to increase these revenues appreciably.

If a large chunk of that revenue is removed by the county exempting all nonprofits from the admissions tax, then the county would have to look elsewhere to make up that revenue, or eliminate funding for some services. The goal of implementing the admissions tax in the first place was to increase the revenue pool, so that tax rates for existing revenue sources, such real estate, won't be increased as much.

An argument could be made that Hull's and Lime Kiln are different from other nonprofits, that they are operating attractions rather than providing safety or safety net services. On the other hand, they are two of our most treasured summertime attractions that contribute greatly to the entertainment and culture of the greater Rockbridge area. Something to look at is whether the tax is having any effect on attendance at Hull's or Lime Kiln, or is hampering their ability to operate and carry out their missions.

As we said at the beginning, this isn't an easy issue. We appreciate the time that the supervisors and county staff have put into this, and we encourage county residents to make their views known when a public hearing is held on proposed revisions.



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**ORDINANCE O2018-02  
NELSON COUNTY BOARD OF SUPERVISORS  
AMENDMENT TO THE CODE OF NELSON COUNTY  
CHAPTER 11, TAXATION, ARTICLE XI (NEW) ADMISSIONS TAX**

**BE IT HEREBY ORDAINED**, by the Nelson County Board of Supervisors that the Code of Nelson County is hereby amended as follows:

Sec. 11-195. Admissions Tax.

- (a) An admissions tax of **5%** is hereby levied on the amount paid for admission to any spectator event occurring in Nelson County, which tax is to be added to and collected by the seller along with the price of admission or other charge. As used in this section “spectator event” includes, but is not limited to, the following:
- (1) Any motion picture, play, concert, opera, stage show, or other similar performances;
  - (2) Any sporting or athletic contest, competition, exhibition, or event, except where the person admitted is participating in any such activity;
  - (3) Any show, display, or exhibition (e.g. antique show, art exhibition, car show, horse show, computer show, etc.);
  - (4) Any lecture, talk, literary reading, or similar performance;
  - (5) Any restaurant, bar, roof garden, winery, cabaret, or similar place furnishing a public performance for profit where music or other entertainment is offered the patron in connection with the serving or selling of food, beverages, or merchandise and at which is charged, however denominated, an admission fee or cover charge; and
  - (6) Any activity on a festival grounds or in connection with a temporary event.(b) If any person is admitted free to any spectator event at any time when an admission charge is made to other persons, an equivalent tax shall be levied and shall be collected based on the price charged to such other persons of the same class for the same or similar accommodations, such tax to be paid by or on behalf of the person so admitted.



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Sec. 11-196. Exclusions.

No admissions tax shall be levied on:

- (a) Admissions charged for attendance at any event, the gross receipts of which go wholly to charitable purpose or purposes; or
- (b) Admissions charged for attendance at public or private elementary, secondary, and college-sponsored events, including events sponsored by school-recognized organizations; or,
- (c) Admissions charges of one dollar (\$1.00) or less.

Sec. 11-197. Collection of Admissions Tax; Records.

(a) Every seller of admission to an event with respect to which the admission tax is levied under this article shall collect the amount of tax imposed from the purchaser on whom the same is levied at the time payment for such admission becomes due and payable. The amount of tax shall be added to the cost of admission by the seller. Such taxes collected by the seller shall be held in trust until remitted to the county.

Every seller of admissions with respect to which a tax is levied shall make out a return upon such forms and setting forth such information as the Commissioner of Revenue may prescribe and require, showing the amount of admissions collected and the tax required to be collected, and shall sign and deliver such return to the Treasurer with a remittance of such tax. The return and remittance shall be made on or before the twentieth (20th) day of each month, covering the amount of tax collected during the preceding month.

Every seller of admissions shall keep and preserve for a period of three years records showing the purchases for events and identifying the price charged against each purchaser with respect to each admission and shall make such records available to the Commissioner of Revenue upon request.

Sec. 11-198. Procedure upon Failure to Collect, Report, etc. Taxes.

It shall be the duty of the Commissioner of Revenue to ascertain the name of every person conducting a taxable event, liable for the collection of the tax hereby levied, who fails, refuses, or neglects to collect the tax or make, within the time prescribed in this article, the required reports or remittances.



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The Commissioner of Revenue may proceed by warrant or summons against each such person in the manner provided by law.

If any person whose duty it is to collect and remit the tax imposed by this article should fail to do so within the time and in the amount specified, there shall be added to such tax a penalty in the amount of ten per cent (10%) if the failure is for not more than thirty days, with an additional ten per cent (10%) for each additional thirty days or fraction thereof during which the failure continues, not to exceed twenty-five per cent (25%) in the aggregate.

Sec. 11-199. Determination.

All determinations concerning the classification of events shall be made by the Commissioner of Revenue. A request for a determination shall be made in writing on forms approved by the Commissioner.

Sec. 11-200. Violation of Article.

Any person violating or failing to comply with any provisions of this article shall be guilty of a Class One Misdemeanor. Each violation or failure to comply with this article shall constitute a separate offense. Conviction for such violation shall not relieve any person from the payment, collection, or remittance of the tax imposed in this article.

**BE IT FURTHER ORDAINED**, this Ordinance becomes effective January 1, 2019.

Adopted: \_\_\_\_\_, 2018

Attest: \_\_\_\_\_, Clerk  
Nelson County Board of Supervisors

Code of Virginia  
Title 58.1. Taxation  
Subtitle III. Local Taxes  
Chapter 38. Miscellaneous Taxes  
Article 5. Admission Tax

## § 58.1-3817. Classification of events to which admission is charged

In accordance with the provisions of Article X, Section 1 of the Constitution of Virginia, events to which admission is charged shall be divided into the following classes for the purposes of taxation:

1. Admissions charged for attendance at any event, the gross receipts of which go wholly to charitable purpose or purposes.
2. Admissions charged for attendance at public and private elementary, secondary, and college school-sponsored events, including events sponsored by school-recognized student organizations.
3. Admissions charged for entry into museums, botanical or similar gardens, and zoos.
4. Admissions charged to participants in order to participate in sporting events.
5. Admissions charged for entry into major league baseball games and events at any major league baseball stadium which has seating for at least 40,000 persons.
6. All other admissions.

Code 1950, § 58-404.1; 1950, p. 635; 1971, Ex. Sess., c. 1; 1984, c. 675; 1989, c. 291; 1997, c. [287](#).

The chapters of the acts of assembly referenced in the historical citation at the end of this section(s) may not constitute a comprehensive list of such chapters and may exclude chapters whose provisions have expired.