

AGENDA
REGULAR MEETING
BOARD OF SUPERVISORS
FEBRUARY 6, 2007

12:00 P.M. LUNCH.

1:00 P.M. CALL TO ORDER.
ROLL CALL OF MEMBERS.

PRESENTATION OF A PROCLAMATION TO COMMEMORATE
POSTHUMOUSLY JANET B. O'NEAL.

PRESENTATION OF A PROCLAMATION TO RECOGNIZE AND COMMEND
DARREN AND CHRISTINA CRUZAN AND TINA PALMER FOR THEIR
ASSISTANCE DURING FLOODING IN THE GABLES SUBDIVISION.

PRESENTATIONS BY THE PUBLIC - I. 3 Minutes Each

REPORT OF THE INTERIM SUPERINTENDENT OF SCHOOLS.

PRESENTATIONS AND COMMITTEE REPORTS BY
BOARD MEMBERS. 5 Minutes Each

REPORT OF THE COUNTY ATTORNEY.

REPORT OF THE COUNTY ADMINISTRATOR.

ADDITIONS/DELETIONS TO THE REGULAR AGENDA.

CONSENT AGENDA: (ITEMS 1 THRU 5)

1. LEGISLATIVE; APPROVE MINUTES OF BOARD MEETINGS.
 - a. [Annual Meeting of January 9, 2007](#)
 - b. [Regular Meeting of January 23, 2007](#)

2. FINANCE; APPROVE EXPENDITURE LISTINGS.

a. Proposed Resolution R07-08

BACKGROUND SUMMARY: Authorizes payments over \$100,000.

3. ADMINISTRATION; AUTHORIZE THE PRINTING AND DISTRIBUTION OF A RESIDENT'S GUIDE/ANNUAL REPORT.

a. Proposed Resolution R07-75

BACKGROUND SUMMARY: Considers expenditure.

4. PUBLIC SERVICES; PETITION VDOT TO INCLUDE STREETS WITHIN WOODS OF ABEL LAKE; MARSH RUN ESTATES; MEADOWBROOK ESTATES AND WELLINGTON CHASE SUBDIVISIONS AND LANSBERRY PARK DRIVE WITHIN LANSBERRY PARK AND CRESCENT VALLEY SUBDIVISIONS AND CAPITAL AVENUE AND POWELL LANE INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS. Aquia, George

Washington, Hartwood

a. Proposed Resolution R07-23

b. Proposed Resolution R07-24

c. Proposed Resolution R07-25

d. Proposed Resolution R07-26

e. Proposed Resolution R07-27

f. Proposed Resolution R07-28

BACKGROUND SUMMARY: Brings streets into the state system.

5. THIS ITEM HAS BEEN DELETED FROM THE AGENDA.

END OF CONSENT AGENDA.

UNFINISHED BUSINESS:

6. UTILITIES; AUTHORIZE A PUBLIC HEARING TO REVISE FEES AND POLICY FOR PUMP AND HAUL SEWER SERVICES. (Deferred at 01/09/07 Meeting).

a. Proposed Resolution R07-06

BACKGROUND SUMMARY: Publicizes hearing.

7. LEGISLATIVE; DISCUSS THE FOLLOWING:

a. SMOKING BAN. (Deferred at 01/23/07 Meeting).

- Mr. Gibbons

b. APPOINTMENT TO FREDERICKSBURG/STAFFORD PARK AUTHORITY. (Deferred at 01/23/07 Meeting).

· Proposed Resolution R07-65

- Mr. Fields

END OF UNFINISHED BUSINESS.

NEW BUSINESS:

8. PLANNING; REFER TO THE PLANNING COMMISSION AN AMENDMENT TO THE ZONING ORDINANCE REGARDING ADMINISTRATIVE EXCEPTION FOR PUBLIC IMPROVEMENTS.

a. Proposed Resolution R07-73

BACKGROUND SUMMARY: Amends flood hazard overlay districts.

9. LEGISLATIVE; DISCUSS LENGTH OF SERVICE AWARDS PROGRAM (LOSAP).

END OF NEW BUSINESS.

9A. PRESENTATION BY AUDITORS ON 2006 AUDIT.

CLOSED MEETING.

7:00 P.M. CALL TO ORDER.

WEBELOS HARTWOOD PACK 579 TO PRESENT THE COLORS.

INVOCATION.

PLEDGE OF ALLEGIANCE.

PRESENTATIONS BY THE PUBLIC –II.

3 Minutes Each

PRESENTATION OF A PROCLAMATION TO WILLIAM GARNER,
PRESIDENT AND CEO OF GEORGE WASHINGTON’S FERRY FARM
AND MUSEUM, TO CELEBRATE THE 275TH ANNIVERSARY OF GEORGE
WASHINGTON’S BIRTHDAY.

7:00 P.M. PUBLIC HEARINGS:

10. LEGISLATIVE; AMEND SECTIONS 5-56 AND 5-57 OF THE COUNTY CODE REGARDING DANGEROUS AND VICIOUS DOGS.

a. Proposed Ordinance O07-04

BACKGROUND SUMMARY: Conforms County Code to State Laws.

11. PLANNING; CONSIDER A CONDITIONAL USE PERMIT AT 110 SOARING EAGLE DRIVE. Rock Hill

a. Proposed Resolution R07-17

b. Proposed Resolution R07-18

BACKGROUND SUMMARY: Considers a CUP for a medical clinic in a B-2 Zoning District.

12. PLANNING; AMEND AND REORDAIN THE ZONING ORDINANCE BY AMENDING THE PROFFERED CONDITIONS ON ASSESSOR'S PARCELS 46-34A, ZONED R-3, URBAN RESIDENTIAL – HIGH DENSITY ZONING DISTRICT FOR HOUSING OPPORTUNITIES MADE ECONOMICAL (HOME), INC. APARTMENTS.

a. Proposed Ordinance O07-12 Falmouth

b. Proposed Resolution R07-38

BACKGROUND SUMMARY: Amends proffers.

13. PLANNING; AMEND AND REORDAIN THE ZONING ORDINANCE BY AMENDING THE ZONING DISTRICT MAP TO RECLASSIFY FROM A-1, AGRICULTURAL, TO B-2, URBAN COMMERCIAL, 26.12 ACRES AT 1221 WARRENTON ROAD FOR SUMNER PARTNERS, LLC.

a. Proposed Ordinance O07-13 Hartwood

b. Proposed Resolution R07-63

BACKGROUND SUMMARY: Rezones property for office and commercial retail development.

14. PLANNING; AMEND AND REORDAIN THE STREET ADDRESSING ORDINANCE BY AMENDING THE INDEX OF OFFICIAL ROAD NAMES TO NAME SKYHAWK LANE IN THE DOGWOOD AIR PARK NEIGHBORHOOD.

a. Proposed Ordinance O07-10 Falmouth

BACKGROUND SUMMARY: Names Skyhawk Lane.

15. BUDGET; BUDGET AND APPROPRIATE ADDITIONAL FUNDS IN ACCORDANCE WITH THE MIDYEAR REVIEW.

a. Proposed Resolution R07-37

BACKGROUND SUMMARY: Approves funds.

16. UTILITIES; AMEND PRO RATA FEES.

a. Proposed Resolution R07-12

b. Proposed Resolution R07-13

c. Proposed Ordinance O07-09

BACKGROUND SUMMARY: Amends fees.

END OF PUBLIC HEARINGS.

MEDIA TIME.

ADJOURNMENT.

THIS AGENDA MAY BE AMENDED ON THE DAY OF THE MEETING. PARTICIPATION OF ALL CITIZENS IS ENCOURAGED. FOR THOSE INDIVIDUALS WITH SPECIAL NEEDS, PLEASE NOTIFY THE COUNTY ADMINISTRATOR OF ANY ACCOMMODATION REQUIRED AT LEAST 24 HOURS BEFORE THE MEETING.

AGENDA
CLOSED MEETING

1. Legal Advice; Criteria and Restrictions for Acceptance of Cash Proffers and Expenditure of Proffer Funds

Joseph L. Howard, Jr.

2. Legal Advice; Amendment to Special Order by Consent - Aquia Wastewater Treatment Facility

Bob Bos

3. Legal Advice; ServiceTown Delinquent Motor Fuel Tax Issue

Joseph L. Howard, Jr.

Section 2.2-3711 A7
Code of Virginia

4. Legal Advice; NVTTC/PRTC Master Agreement and Discussion of Negotiation Strategy for VRE funding Modification of Terms formula and governance issues and Scope of Public Contact

Joseph L. Howard, Jr.

Section 2.2-3711 A7 and A30
Code of Virginia

5. Acquisition of Courthouse Complex Expansion Real Property for Anthony Romanello Public Purpose

6. Acquisition of Proposed; Property for the Real
Property for Utilities Complex, Tax Map 38, Public
Purpose Parcel 86A

Bob Bos

Section 2.2-3711 A3
Code of Virginia

DEFERRED BUSINESS: (FOR INFORMATION ONLY).

1. PLANNING; AMEND THE SUBDIVISION ORDINANCE REGARDING STREET
ACCESS. (Deferred at 09-21-04 Meeting).

STATUS: Awaiting to be scheduled for future Board meeting.

2. UTILITIES; AUTHORIZE A PUBLIC HEARING TO AMEND AND REORDAIN THE
COUNTY CODE BY AMENDING SECTION 25-165, TYPE, LOCATION, ETC.,
REGARDING PRIMARY AND RESERVE DRAINFIELDS.

STATUS: Awaiting information.

3. LEGISLATIVE; DISCUSS STORMWATER ORDINANCE AMENDMENT. (Deferred at
02-07-06 Meeting).

STATUS: Awaiting information.

4. PLANNING; AMEND AND REORDAIN THE SUBDIVISION ORDINANCE
REGARDING RESERVE DRAINFIELDS. (Deferred at 03-21-06 Meeting).

STATUS: Referred to the Planning Commission.

5. PLANNING; WATER RESOURCE OVERLAY DISTRICT. (Deferred at 04-25-06 Meeting).

STATUS: Waiting for technical advice from state agencies.

6. PLANNING; CONSIDER AMENDMENTS TO THE ZONING AND SUBDIVISION
ORDINANCE:

a. SECTION 28-185, CONDITIONAL USE PERMIT; SECTION 28-203, SUBMISSION;
SECTION 28-248, SUBMISSION REQUIREMENTS FOR MAJOR SITE DEVELOPMENT
PLANS OF THE ZONING ORDINANCE AND

SECTION 22-57, FILING OF THE SUBDIVISION ORDINANCE. (Proposed
O06-47 was deferred at 06-20-06 Meeting).

STATUS: O06-47 in Board Committee of Fields and Milde.

b. SECTION 28-25 AND SECTION 28-39, SPECIAL REGULATION, OF THE ZONING
ORDINANCE TO PROVIDE GUIDELINES ON CEMETERIES. (Proposed O06-39 was
deferred at 06-20-06 Meeting).

STATUS: Proposed O06-39 awaiting information from Milde.

7. PLANNING; AMEND AND REORDAIN THE COUNTY CODE BY AMENDING
SECTION 28-38, PERFORMANCE REGULATIONS OF THE ZONING ORDINANCE.

(Proposed O06-51 was deferred at 09-19-06 Meeting).
STATUS: In Board Committee of Brito and Milde.

8. PLANNING; AMEND SECTION 28-25, DEFINITIONS OF SPECIFIC TERMS;
SECTIONS 28-39, SPECIAL REGULATIONS OF THE ZONING ORDINANCE.
(Proposed O06-75 was deferred at 12-05-06 Meeting).
STATUS: Awaiting information.

9. PLANNING; ESTABLISH PURCHASE OF DEVELOPMENT RIGHTS PROGRAM.
(Proposed O07-02 was deferred for 60 days at 01-09-07 Meeting).
STATUS: Awaiting informational meeting.

10. LEGISLATIVE; DISCUSS CONSERVATION EASEMENTS. (Deferred for 30 days at 01-09-07 Meeting).
STATUS: Awaiting information

11. PUBLIC SERVICES; AMEND AND REORDAIN SECTION 17-31(A)(2) OF THE
COUNTY CODE ENTITLED "NO WAKE AREAS ON AQUIA CREEK".
(Proposed Resolution R07-07 was deferred at 01-09-07 Meeting).
STATUS: In Board Committee of Milde.

END OF DEFERRED BUSINESS.