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Supervisors

Agend-O-Gram

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Summary of Actions Taken by the Board on July 9, 2002

Reverend W. Phillip Bruening, Pastor, Trinity Lutheran Church, provided the invocation.

The minutes of the June 25, 2002 Regular and Special Meetings were approved.

MANAGER'S COMMENTS

The President of the 30,000-member Virginia State Bar, which is Virginia's only mandatory professional association for attorneys licensed in the Commonwealth, has appointed Assistant County Attorney Rhysa South as Chair of its Standing Committee on Lawyer Discipline (COLD) for 2002-03. Comprised of 12 persons, ten of whom are active State Bar members and two of whom are lay members, COLD has general oversight responsibility for the operation of the State Bar's disciplinary system. Ms. South has previously served as Vice-Chair of COLD and as Secretary, Vice-Chair, and Chair of the Central Virginia Region's State Bar Disciplinary Committee as well as President of the Henrico Bar Association. She currently serves on the Board of Directors of the Local Government Section of the State Bar and as Chair of the Publications Committee of the Local Government Attorneys of Virginia. Ms. South was recently commended for her service on a committee appointed by the State Bar to redraft the Rules of the Virginia Supreme Court applicable to disciplinary proceedings.

PUBLIC COMMENTS

Marvin Morris, a resident of the Tuckahoe District, expressed concerns about the impact of Central Virginia's continuing drought on water pressure in western Henrico County and asked the Board to consider instituting mandatory rationing or restrictions in lieu of the voluntary restrictions currently in effect.

Gatewood Stoneman, a resident of the Varina District, voiced concerns about the impact of Virginia Tech's recent budgetary actions on local Cooperative Extension Office staffing and soil and water conservation efforts.

BOARD OF SUPERVISORS' COMMENTS

In reflecting on the recent July 4th national holiday celebrating our nation's independence, Mr. Donati noted that meetings of the Henrico County Board of Supervisors would continue to open with the Pledge of Allegiance despite the recent ruling by the 9th U. S. Circuit Court of Appeals that public reciting of the Pledge with the phrase "under God" is unconstitutional.

Mr. Kaechele pointed out that July 9th was Mr. Donati's birthday.

Mr. Donati commented that July 9th was also Mr. Pinkerton's birthday.

RECOGNITION OF NEWS MEDIA

Mr. Donati recognized the presence of Chris Dovi and Nicole Johnson of the *Richmond Times-Dispatch*, and Tom Lappas of the *Henrico Citizen*.

APPOINTMENTS/RESIGNATIONS

- Approved** Resolution appointing Grant L. Moffett and Walter H. Ryland to the Capital Region Arts and Cultural Funding Consortium Board of Directors.
- Approved** Resolution appointing George T. Drumwright, Jr., The Honorable Catherine C. Hammond, The Honorable Burnett Miller, III, The Honorable Denis F. Soden, The Honorable John E. Mehfoud, Col. Henry W. Stanley, Jr., Wade A. Kizer, Nancy L. Quinn, Sheriff Michael L. Wade, Mac R. Beaton, Brendan T. Hayes, Frederick D. Goodwin, III, Grant L. Moffett, William M. Gibson, Donald L. Boswell, and Donald N. Blake to the Community Criminal Justice Board.
- Approved** Resolution appointing James B. Donati, Jr., Charles S. Boland, James H. Atkinson, Jr., and Leonard C. Cake as Members of the James River Development Corporation; and renominating James B. Donati, Jr., as Director to the James River Development Corporation.
- Approved** Resolution accepting the resignation of Coral C. Gills from the Local Emergency Planning Committee.
- Approved** Resolution nominating Tamra R. McKinney to the Local Emergency Planning Committee.
- Approved** Resolution accepting the resignation of Linda G. Hinckle from the Henrico Area Mental Health and Retardation Services Board.
- Approved** Resolution appointing David A. Kaechele to the Richmond Metropolitan Convention & Visitors Bureau Board of Directors.

PUBLIC HEARING - REZONING CASES

- C-40C-01
Deferred to
November 12, 2002
Meeting** Request of Walter O. & Elizabeth F. Lash to conditionally rezone from A-1 Agricultural District to RTHC Residential Townhouse District (Conditional), Parcels 777-766-2960 (32-A-15) and 777-766-4768 (16), containing 4.009 acres, located on the north line of Mountain Road approximately 780 feet east of the intersection of Woodman and Mountain Roads (on the east property line of the Mountain Laurel Subdivision), and the south line of Interstate 295 approximately 150 feet east of the Woodman Road Interchange.
- C-8C-02
Deferred to
August 13, 2002
Meeting** Request of Virginia Classic Homes to conditionally rezone from A-1 Agricultural District to RTHC Residential Townhouse District (Conditional), Parcel 753-756-8642 (58-A-25), containing approximately 8.4 acres, located on the east line of Pemberton Road approximately 300 feet south of its intersection with Mayland Drive.
- P-9-02
Approved with
Conditions** Request of Fox & Hound of Virginia, Inc. for a provisional use permit under Sections 24-64(h), 24-58.2(e), 24-62.2(i) and 24-122.1 of Chapter 24 of the County Code in order to open and operate a Bailey's Smokehouse & Tavern full service restaurant and billiard parlor.
- P-10-02
Approved with
Conditions** Request of 4M Communications, Inc. for a provisional use permit under Sections 24-95(a) and 24-122.1 of Chapter 24 of the County Code in order to amend the conditions of case P-13-01 to reduce the number of towers to five (5) and to

permit the fifth tower to be 270 feet in height to allow for collocation, on part of Parcel 752-773-6812 (19-A-31), containing approximately 12.4 acres, located west of the northern terminus of Ford's Country Lane at the rear of the County Landfill (10600 Ford's Country Lane).

P-8-02
Approved with
Conditions

Request of VoiceStream Wireless for a provisional use permit under Sections 24-95(a) and 24-122.1 of Chapter 24 of the County Code in order to construct and operate a telecommunications tower extendable to 199' and related equipment, on part of Parcel 819-683-7920 (249-A-28), containing 5,625 square feet, located at the northwest intersection of Buffin Road and I-295.

C-20C-02
Approved with
Proffered Conditions

Request of HHHunt Corporation to conditionally rezone from A-1 Agricultural District to RTHC Residential Townhouse District (Conditional), Parcels 744-773-3059 (18-A-11) and 744-773-6354 (18-A-12), containing 11.329 acres, located on the south line of Old Nuckols Road approximately 300 feet east of Shady Grove Road.

C-49C-00
Approved
Amendments
to Proffered
Conditions

Request of Henry L. Wilton to amend proffered conditions accepted with rezoning case C-45C-99, on Parcels 748-756-8078 (58-A-3), 749-756-6440 (6) and 749-756-6859 (6A) and part of Parcels 749-755-4576 (58-A-4) and 749-755-6396 (5), containing approximately 38.3 acres, located on the north line of Three Chopt Road at its intersection with Pell Street.

C-32-02
Approved

Request of Robert P. Bain to rezone from A-1 Agricultural District and R-2AC One Family Residence District (Conditional) to C-1 Conservation District, part of Parcels 759-771-4760 (20-A-14) and 759-770-1193 (20-A-15) (proposed Carrington Subdivision), containing approximately 9.8 acres, located approximately 300 feet south of I-295 and 1,400 feet west of Staples Mill Road (U.S. Route 33) and on the north line of Springfield Road approximately 1,100 feet west of Old Springfield Road and adjacent to the east property line of Hartley Plantation Subdivision.

C-29C-02
Approved with
Proffered Conditions

Request of Tricon Global Restaurants to conditionally rezone from B-1 Business District to B-2C Business District (Conditional), Parcel 751-741-5673 (100-A-32), containing approximately 0.945 acre, located at the northeast intersection of Quail Lane and Patterson Avenue (State Route 6).

C-34C-02
Deferred to
July 23, 2002 Meeting

Request of Curtis D. Gordon to rezone from A-1 Agricultural District to R-3C One Family Residence District (Conditional), Parcel 738-756-5709 (56-A-31), containing 1.52 acres, located on the south line of Sunrise Road approximately 500 feet west of Pump Road.

C-35-02
Approved

Request of WTC, L.L.C. to rezone from R-5AC General Residence District (Conditional) to C-1 Conservation District, part of Parcels 753-755-9264 (58-3-C-4), 754-755-0161 (58-3-C-5), 754-755-1155 (58-3-C-6), 754-755-2250 (58-3-C-7), 754-755-3446 (58-3-C-8), 754-755-2436 (58-3-C-9), and 754-755-2225 (58-3-C-10), containing approximately 2.97 acres, located on the south line of Meadowview Road approximately 300 feet east of Ceres Road (Andover Hills Subdivision).

C-38-02
Approved

Request of Wilton Development Corp. to rezone from R-2C and R-2AC One Family Residence Districts (Conditional) to C-1 Conservation District, part of Parcels 741-775-7309 (10-1-2-10), 742-775-1763 (10-A-17C) and 740-774-1407 (17-A-9) (proposed Estate of Hampshire and Hampshire Subdivisions),

containing approximately 3.81 acres, beginning approximately 444 feet northwest of the rear property line of Lot 18-1-1-9 (Bridlewood Subdivision).

**C-58C-01
Approved
Amendments
to Proffered
Conditions**

Request of Martin J. Bannister/Luke O. Bannister, Sr. to amend proffered conditions accepted with rezoning case C-74C-98, on part of Parcel 805-725-9880 (140-A-45), containing approximately 7.77 acres, located on the east line of Creighton Road approximately 1,600 feet northeast of Caddie Lane.

PUBLIC HEARING - OTHER ITEMS

- Approved** Resolution for Authorization for the County Manager to Submit the Henrico Annual Consolidated Plan, Including the 2002-2003 CDBG Program Year Thirteen Plan and the 2002-2003 HOME Program Year Six Plan, to Execute the CDBG Agreement for Program Year Thirteen, to Execute the HOME Agreement for Program Year Six, and to Execute Contracts to Implement the CDBG and HOME Program Activities.
- Approved with Conditions** Resolution for POD-31-02 for Approval of a Plan of Development for Northwest Elementary School #6.
- Approved with Conditions** Resolution for POD-43-02 for Approval of a Plan of Development for an Addition to Baker Elementary School.
- Approved** Resolution for Signatory Authority for Lease of County Property at 9515 Deep Bottom Road, located in the Varina District.

GENERAL AGENDA

- Approved** Introduction of Ordinance to Add Section 2-128 Entitled "Assessment for Funding of Courthouse Security Personnel" and Section 2-129 Entitled "Assessment for Costs of Processing Arrested Persons into Jail Following Conviction" to the Code of the County of Henrico.
- Approved** Introduction of Ordinance to Amend and Reordain Section 20-74 of the Code of the County of Henrico Entitled "Partial Exemption for Rehabilitated, Renovated or Replacement Multifamily Residential Rental Units," to Change the Eligibility Criteria and Duration of Exemption.
- Approved** Introduction of Ordinance to Amend and Reordain Section 20-102(c) of the Code of the County of Henrico Entitled "Proration of Tax for Motor Vehicles, Trailers and Semitrailers," to Allow for Refund or Credit at the County's Option When Vehicles are Sold.
- Approved** Introduction of Ordinance to Amend and Reordain Section 20-380 of the Code of the County of Henrico Entitled "Relief from Erroneous Assessment," to Allow for More Appeals to the State Tax Commissioner of Local BPOL Tax Assessments.
- Approved** Introduction of Ordinance to Amend and Reordain Section 20-389(b) of the Code of the County of Henrico Entitled "Deductions from Gross Receipts and Purchases," to Clarify the Meaning of Taxpayer.

- Approved** Introduction of Ordinance to Amend and Reordain Section 20-434 of the Code of the County of Henrico Entitled "Same - Real Estate Brokers," to Allow the Exclusion of Desk Fees and Overhead Costs from Gross Receipts of Certain Real Estate Brokers.
- Approved** Resolution for Reimbursement of Capital Projects Fund from General Obligation Bond Proceeds.
- Approved** Resolution for Award of Contract for Acquisition of Software and Implementation Services for Financial Management System.
- Approved** Resolution Directing the Planning Commission to Prepare Zoning Ordinance Amendments and a Comprehensive Plan Amendment, Including Development Guidelines and Map Designation, for an Urban Mixed Use District.
- Approved** Resolution for Acceptance of Deed of Easement for Nuckols Road Improvement Project from Constance M. Barney, located in the Three Chopt District.
- Approved** Resolution for Authorization for Acceptance of United States Environmental Protection Agency Grant.
- Approved** Resolution for Signatory Authority for Construction Services Agreement for Ridgefield Parkway Water Main, Waterline R, to Possie B. Chenault, Inc.
- Approved** Resolution for Signatory Authority for Engineering Services Agreement with Landmark Design Group for Homeview Drive and Intersection Improvements from 0.132 Miles North of Parham Road to Parham Road. Project #551002-704-312-00.
- Approved** Resolution accepting Almond Creek Estates, Section 2, and Willson Cove, located in the Varina District; and Hallwood Farm, located in the Fairfield District, into the County road system for maintenance.

ADDED BY UNANIMOUS CONSENT

- Approved** Introduction of Ordinance to Amend and Reordain Section 9-2 of the Code of the County of Henrico Entitled "Precincts and polling places" By Changing the Polling Place for the Elko Precinct in the Varina District, and To Amend and Reordain Section 9-3 of the Code of the County of Henrico Entitled "Central absentee election district" By Changing the Location of the District.

Proud of Our Progress; Excited About Our Future.