

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
July 13, 2010

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, July 13, 2010 at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

Members of the Board Present:

Patricia S. O'Bannon, Chairman, Tuckahoe District
Frank J. Thornton, Vice Chairman, Fairfield District
James B. Donati, Jr., Varina District
Richard W. Glover, Brookland District
David A. Kaechele, Three Chopt District

Other Officials Present:

Virgil R. Hazelett, P.E., County Manager
Joseph P. Rapisarda, Jr., County Attorney
Michael L. Wade, Sheriff
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board
George T. Drumwright, Jr., Deputy County Manager for Community Services
Angela N. Harper, Deputy County Manager for Special Services
Leon T. Johnson, Ph.D., Deputy County Manager for Administration
Randall R. Silber, Deputy County Manager for Community Development

Mrs. O'Bannon called the meeting to order at 7:06 p.m.

Mrs. O'Bannon led recitation of the Pledge of Allegiance.

Rev. Travis Branch of Gospel Jail Ministry delivered the invocation.

On motion of Mr. Glover, seconded by Mr. Kaechele, the Board approved the minutes of the June 22, 2010 Regular and Special Meetings, and May 6, 2010 Special Meeting.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

MANAGER'S COMMENTS

Henrico Sheriff Michael L. Wade was recently appointed by the National Sheriff's Association to the American Correctional Association's Commission on Accreditation for Corrections. Sheriff Wade is one of only two sheriffs in the country serving on the commission. He has also been appointed to sit on the commission's Standards Committee.

Despite experiencing tremendous impacts from the troubled economy, Henrico has navigated through this difficult economic period by being more prepared than others. Mr. Hazelett has recently been presenting updates on the County's rock solid financial position at various meetings and business gatherings throughout the community. His remarks and slide presentation, titled *Economic Update: The State of Henrico County*, have been posted on the home page of the County's website at the suggestion of Mrs. O'Bannon. (Following Mr. Hazelett's comments on this matter, Mr. Kaechele congratulated Mr. Hazelett on making a great presentation to the Henrico Business Council and remarked that the media follow up on this presentation was special.)

All three of the nation's rating agencies have reaffirmed the County's Triple-A bond ratings as the County prepares to sell \$77.5 million in general obligation bonds. Also, Standard and Poor's has upgraded the County's financial management scores from "good" to "strong." These ratings place the County's credit score at the highest possible level at a time when there are many questions and concerns regarding governmental debt. The fact that the County's financial management scores were upgraded in such a difficult economic environment speaks to the success of the Board's and County administration's financial planning efforts. John A. Vithoukias, Director of Finance and Special Economic Advisor to the County Manager, has been the voice of the County in speaking to the County's rating agencies and answering their difficult questions.

BOARD OF SUPERVISORS' COMMENTS

Mr. Glover complimented Mr. Hazelett on the timing of the \$77.5 million bond sale and cited factors contributing to the County's favorable bond ratings. He noted efforts by Mr. Vithoukias and Mr. Hazelett to reduce County expenses on an ongoing, long term basis, and further complimented Mr. Hazelett for having the foresight to prepare the County for future economic situations.

Mr. Kaechele echoed Mr. Glover's comments and congratulated Mr. Hazelett, Sheriff Wade, and Mr. Vithoukias for doing something special. He also joined Sheriff Wade in acknowledging Mr. Hazelett's birthday and pointed out that Mr. Donati and Robert K. Pinkerton, Deputy County Manager for Operations, celebrated birthdays on July 9.

RECOGNITION OF NEWS MEDIA

No media representatives were present.

PUBLIC HEARING - REZONING CASE

166-10 JMW, LLC: Request to amend proffered conditions accepted with Rezoning
C-8C-10 Case C-68C-00, on Parcel 776-744-1464, located at the southwest intersection
Brookland of Dumbarton Road and Byrdhill Road.

Joe Emerson, Director of Planning, responded to questions from Mr. Glover regarding parking and landscaping on the site and the applicant's request for an increase in the size of an existing building on the site. At Mr. Glover's request, the applicant and property co-owner, Martin Shane, briefly explained his request. Joining Mr. Shane at the podium was his son and the property co-owner, Whit Shane. They responded to a series of questions from Mr. Glover pertaining to the use of the property, building elevations, the status of landscaping on the site, and the applicant's level of diligence in complying with proffered conditions from a 2000 case involving the site.

No one from the public spoke in opposition to the case.

Mr. Glover expressed reservations relating to the applicant's planned use of an expanded building, the condition of the site's parking area, proposed changes in the design and height of the roof of the building, and how landscaping on the site has been treated. He suggested that the case be deferred to allow him and the neighbors an opportunity to meet with Mr. Shane and find out Mr. Shane's intentions regarding further use of the property.

On motion of Mr. Glover, seconded by Mr. Kaechele, the Board deferred this item to August 10, 2010.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Donati, Glover, Kaechele

No: None

PUBLIC HEARING - OTHER ITEMS

167-10 Resolution - Authorizing the County Manager to Submit the Henrico County Five Year Consolidated Plan and the 2010-2011 Annual Consolidated Plan, including the CDBG Program Year Twenty-One Plan and the HOME Program Year Fourteen Plan; to Execute the CDBG Agreement for Program Year Twenty-One and the HOME Agreement for Program Year Fourteen; and to Execute Contracts to Implement the CDBG and HOME Activities.

Mark Strickler, Director of Community Revitalization, narrated a brief slide presentation on the consolidated plan for the Community Development Block

Grant (CDBG) and HOME Investments Partnership Program (HOME) FY 2010-11 budget. He explained changes in the United States Department of Housing and Urban Development's (HUD's) allocations for these programs over the previous years, the number of requests for funding received from outside organizations, those requests recommended for funding by staff, and sources and proposed uses of CDBG and HOME program funds.

Lorae Ponder, Vice President of Programs and Operations for Housing Opportunities Made Equal of Virginia, Inc. addressed the Board during the public hearing. She thanked the Board for its past support of her organization's down payment and closing assistance cost programs and encouraged the Board's future support of the organization's foreclosure prevention programs.

No one from the public spoke in opposition to this resolution.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

168-10 Resolution – Signatory Authority – Easement Agreement for Virginia Electric and Power Company– Three Chopt District.

Jon Tracy, Director of Real Property, and Mr. Hazelett responded to questions from the Board.

No one from the public spoke in opposition to this resolution.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

169-10 Resolution - Condemnation - Rights-of-Way and Easements - North Gayton Road Extension Project - Centex Homes - Three Chopt District.

Mr. Tracy and Mr. Hazelett responded to questions from the Board pertaining to the configuration of the property proposed for condemnation and potential impact of the proposed condemnation on adjoining property owners.

No one from the public spoke in opposition to this resolution.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

170-10 Resolution - Condemnation - Right-of-Way and Easements - North Gayton Road Extension Project - Richmond Strikers Soccer Club, Inc. - Three Chopt District.

Mr. Tracy and Mr. Hazelett responded to questions from the Board.

No one from the public spoke in opposition to this resolution.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

PUBLIC COMMENTS

William Spencer, a resident of the Three Chopt District, congratulated Sheriff Wade, praised the Board of Supervisors, and complimented Mr. Hazelett and the County's Chief of Police and Division of Fire. He once again thanked the Board for previously funding the Eastern Government Center.

Dr. Randall Merchant, a clinical research scientist with the Virginia Commonwealth University (VCU) Medical Center and a resident of the Three Chopt District, provided information on a new clinical trial for patients with traumatic brain injury that will begin this coming fall at VCU. He distributed a brochure to the Board explaining the study and responded to questions from Mr. Glover concerning the risks and benefits to persons who will receive the study drug progesterone and to questions from Mr. Glover and Mr. Kaechele relating to the timeframe of the study.

GENERAL AGENDA

171-10 Introduction of Ordinance - To Amend and Reordain Section 2-87 of the Code of the County of Henrico Titled "Service charge on returned payments," to Add Another Reason for the Charge.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved this item – see attached introduction of ordinance.

172-10 Introduction of Ordinance - To Add Section 20-605 to the Code of the County of Henrico Titled "Prerequisite to issuance or renewal of license," Relating to the Issuance or Renewal of a Business License for Contractors.

Karen Adams, Senior Assistant County Attorney, responded to a question from Mr. Glover.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached introduction of ordinance.

173-10 Introduction of Ordinance - To Amend and Reordain Section 20-411 of the Code of the County of Henrico Titled "Enumerated; amount of license tax" and to Add Section 20-414 Titled "Exclusion from gross receipts – Security brokers and dealers," Relating to Business License Taxation of Security Brokers and Dealers.

Ms. Adams responded to a question from Mr. Kaechele.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached introduction of ordinance.

- 174-10 Introduction of Ordinance – To Amend and Reordain Sections 20-312, 20-313, and 20-691 of the Code of the County of Henrico Titled, Respectively, “Levy; amount,” “Taxation of rental property other than daily rental property,” and “License and payment of tax required; ‘retail merchant’ defined,” All Relating to Short-Term Rental Property Tax.

On motion of Mr. Thornton, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached introduction of ordinance.

- 175-10 Resolution – Authorization to Accept Grant Funding from the FY2009 State Homeland Security Grant, National Preparedness Directorate, United States Department of Homeland Security, as Managed by the Virginia Department of Emergency Management, for Equipment Purchases.

Mrs. O’Bannon left the meeting at 8:20 p.m. and missed the vote on this item.

On motion of Mr. Kaechele, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

- 176-10 Introduction of Ordinance – To Amend and Reordain Sections 4-112 and 4-113 of the Code of the County of Henrico Titled “Application” and “Annual Permit,” Respectively, Relating to Applications for a Music Festival Permit.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached introduction of ordinance.

Mrs. O’Bannon returned to the meeting at 8:22 p.m. after the vote on this item.

- 177-10 Introduction of Ordinance - To Amend and Reordain Sections 2-51, 5-1, 5-2, 5-3, 5-4, 5-31, 5-32, 5-36, 5-53, 5-59, 5-61, 5-81, 5-102, 5-133, 5-136, 5-140, 5-141, 5-173, 5-174, 5-175, and 5-179 of the Code of the County of Henrico Titled, Respectively, “Bonds,” “Definitions,” “Appointment of animal protection supervisor; powers and duties generally,” “Animal protection officers,” “Disposal of dead animals,” “Dogs killing or injuring livestock or poultry,” “Compensation for livestock and poultry killed by dogs; false claims,” “Control of dangerous or vicious dogs,” “Failure to pay tax,” “Display of receipt; wearing of collar and tag,” “Display of kennel tags; allowing dogs out of kennel,” “[Rabies vaccination] Required; certificate,” “Sterilization required,” “Impoundment generally; holding period,” “Redemption of animals,” “Voluntary delivery of animal by owner;

surrender of owner's rights in animal," "Seizure and impoundment of stolen or unlawfully held dogs or cats," "Confinement or destruction of dogs and cats suspected of having rabies," "Confinement or destruction of biting animals," "Confinement or destruction of dogs or cats bitten by rabid animals," and "Enforcement measures on noncompliance by owner of dog or cat," All to Change the Name of "Animal Protection Officer" to "Animal Protection Police Officer."

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved this item – see attached introduction of ordinance.

178-10 Resolution - Signatory Authority - Right-of-Way and Easements - North Gayton Road Extension Project - Robert L. White, Jr. -Three Chopt District.

Mr. Tracy responded to a question from Mr. Kaechele.

On motion of Mr. Kaechele, seconded by Mr. Thornton, and by unanimous vote, the Board approved this item – see attached resolution.

179-10 Resolution – Signatory Authority - Right-of-Way and Easements – North Gayton Road Extension Project – Raleigh R. Cook and Carolyn A. Cook – Three Chopt District.

Mr. Tracy disclosed that Carolyn Cook is employed by the Henrico County Public Library but has not participated and will not participate in her official capacity in this acquisition. He responded to a question from Mr. Kaechele.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

180-10 Resolution – Conveyance of Site Development Easements Providing Necessary Services to County-Owned Facilities.

On motion of Mr. Thornton, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

181-10 Resolution - Award of Construction Contract - Lydell Drive and Jewett Drive Water Main Rehabilitation - Brookland District.

Art Petrini, Director of Public Utilities, responded to questions from the Board.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved this item – see attached resolution.

182-10 Resolution - To Permit Additional Fine of \$200 for Speeding on Snowmass Road and a Portion of Alvarado Road.

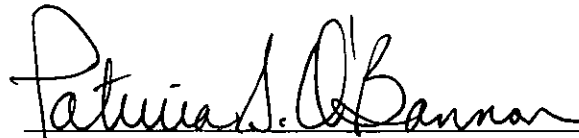
Tim Foster, Director of Public Works, responded to questions from the Board.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

183-10 Resolution - Acceptance of Roads.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved this item – see attached resolution.

There being no further business, the meeting was adjourned at 8:33 p.m.

A handwritten signature in black ink, reading "Patricia S. Bannan". The signature is written in a cursive style with a horizontal line underneath the name.

Chairman, Board of Supervisors
Henrico County, Virginia



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 167-10

Page No. 1 of 2

Agenda Title: RESOLUTION – Authorizing the County Manager to Submit the Henrico County Five Year Consolidated Plan and the 2010-2011 Annual Consolidated Plan, including the CDBG Program Year Twenty-One Plan and the HOME Program Year Fourteen Plan; to Execute the CDBG Agreement for Program Year Twenty-One and the HOME Agreement for Program Year Fourteen; and to Execute Contracts to Implement the CDBG and HOME Activities.

For Clerk's Use Only: Date: JUL 13 2010 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Almer</u> (2) _____ (2) _____ REMARKS: <div style="font-size: 2em; font-weight: bold; text-align: center;">APPROVED</div>	<table border="0"> <tr> <td></td> <td>YES</td> <td>NO</td> <td>OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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WHEREAS, Henrico County (the "County") is an entitlement community under the U. S. Department of Housing and Urban Development ("HUD") Community Development Block Grant ("CDBG") Program, as authorized by Title I of the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, the County's CDBG entitlement is \$1,598,002 for Program Year Twenty-One, and the County has prepared the attached objectives and proposed uses of CDBG entitlement funds for 2010-2011; and,

WHEREAS, the County is an entitlement community under the HUD Home Investment Partnership Program ("HOME") as authorized by the HOME Act of 1990, as amended; and,

WHEREAS, the County's HOME entitlement is \$923,758 for Program Year Fourteen, and the County has prepared the attached objectives and proposed uses of HOME funds for 2010-2011; and,

WHEREAS, \$317,192 in CDBG funds and \$50 in HOME funds from previous years are included in the proposed use of CDBG and HOME funds; and,

WHEREAS, localities are required by HUD to submit a Consolidated Plan with annual installments as a condition of receiving funds under the Housing and Community Development Act of 1974, as amended, and the HOME Act of 1990, as amended, and the Department of Community Revitalization has prepared for submission to HUD the required Consolidated Plan with proposed uses of CDBG and HOME funds for 2010-2011 as shown on the attached table.

NOW, THEREFORE, BE IT RESOLVED by the Henrico County Board of Supervisors that the Board (1) approves the Five Year Consolidated Plan and the 2010-2011 Annual Consolidated Plan, including the proposed uses of CDBG and HOME funds for 2010-2011, (2) authorizes the County Manager to submit them as required by law, and (3) authorizes the County Manager to execute the necessary agreements and contracts to implement the CDBG and HOME activities in a form approved by the County Attorney.

By Agency Head *A. Mark Kaechele* By County Manager *David P. Hays*

Routing:
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 Date: _____

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 107-10

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Agenda Title: RESOLUTION – Authorizing the County Manager to Submit the Henrico County Five Year Consolidated Plan and the 2010-2011 Annual Consolidated Plan, including the CDBG Program Year Twenty-One Plan and the HOME Program Year Fourteen Plan; to Execute the CDBG Agreement for Program Year Twenty-One and the HOME Agreement for Program Year Fourteen; and to Execute Contracts to Implement the CDBG and HOME Activities.

BE IT FURTHER RESOLVED that the Board of Supervisors authorizes the County Manager to submit the Henrico County Five Year Consolidated Plan and the 2010-2011 Annual Consolidated Plan to HUD on or before August 15, 2010 in accordance with federal submission requirements; to execute the contracts with HUD for CDBG Program Year Twenty-One and HOME Program Year Fourteen in a form approved by the County Attorney and in accordance with the rules and regulations for CDBG and HOME funds; and, as funds are appropriated, to execute contracts in a form approved by the County Attorney to implement the 2010-2011 CDBG and HOME Program Year activities.

COMMENTS: The Director of Community Revitalization recommends approval of this Board paper, and the County Manager concurs.

**2010-2011 CDBG & HOME Program
Sources & Uses of Funds**

	CDBG	HOME
SOURCES		
Funds Brought Forward	317,192	50
FY 2010-2011 Allocation	1,598,002	923,758
Total Available	\$1,915,194	\$923,808
USES		
1. CDBG & HOME Administration	177,000	90,000
2. Commercial Assistance Program	208,000	0
3. ElderHomes Rehabilitation	97,000	333,808
4. ElderHomes Emergency & Minor Repairs	255,194	0
5. CONNECT Program	172,000	0
6. HOME Inc. Downpayment Assistance	28,000	100,000
7. Southside CDC Downpayment Assistance	30,000	150,000
8. Neighborworks Downpayment Assistance	10,000	50,000
9. Neighborworks CHDO	0	200,000
10. A Grace Place	295,000	0
11. Highland Garden Park Improvements	25,000	0
12. MH&DS Group Home Improvements	80,000	0
13. RAMPS	50,000	0
14. Laburnum Avenue Revitalization Improvements	488,000	0
Total Allocation	\$1,915,194	\$923,808

Funds Brought Forward

	CDBG	HOME
1. 07-08 Golden Road	223,119	0
2. 08-09 Façade Grants	83,588	0
3. 07-08 Meadowview Park	34	0
4. 07-08 MH Group Home Improvements	10,449	0
5. 08-09 Allenshaw Group Home	0	50
Available for Reprogramming	\$317,192	\$50



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 168-10

Page No.

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Agenda Title

RESOLUTION - Signatory Authority - Easement Agreement for Virginia Electric and Power Company - Three Chopt District

<p>For Clerk's Use Only:</p> <p>Date: JUL 13 2010</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Clover</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Glover, R.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center">✓</td> <td></td> <td></td> </tr> <tr> <td>Thornton, F.</td> <td align="center">✓</td> <td></td> <td></td> </tr> </table>		YES	NO	OTHER	Donati, J.	✓			Glover, R.	✓			Kaechele, D.	✓			O'Bannon, P.	✓			Thornton, F.	✓		
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Glover, R.	✓																									
Kaechele, D.	✓																									
O'Bannon, P.	✓																									
Thornton, F.	✓																									

WHEREAS, the County of Henrico, Virginia owns a parcel of land adjacent to Kain Road; and,

WHEREAS, Virginia Electric and Power Company ("VEPCO") has requested that the County convey an electric line easement across a portion of the parcel, as shown on the attached Exhibit "A," to provide for the relocation of an existing electric line; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia wishes to grant an easement to VEPCO for this purpose; and,

WHEREAS, on July 13, 2010, the Board held an advertised public hearing on this Resolution pursuant to Sections 15.2-1800 and 15.2-1813 of Code of Virginia, 1950, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board that the Chairman and Clerk are authorized to execute an easement agreement, in a form approved by the County Attorney, by and between the County and VEPCO, for the conveyance of an electric line easement across the County parcel, as shown on Exhibit "A."

Comments: The Directors of Public Works and Real Property recommend approval of this paper; the County Manager concurs.

By Agency Head *[Signature]*

By County Manager *[Signature]*

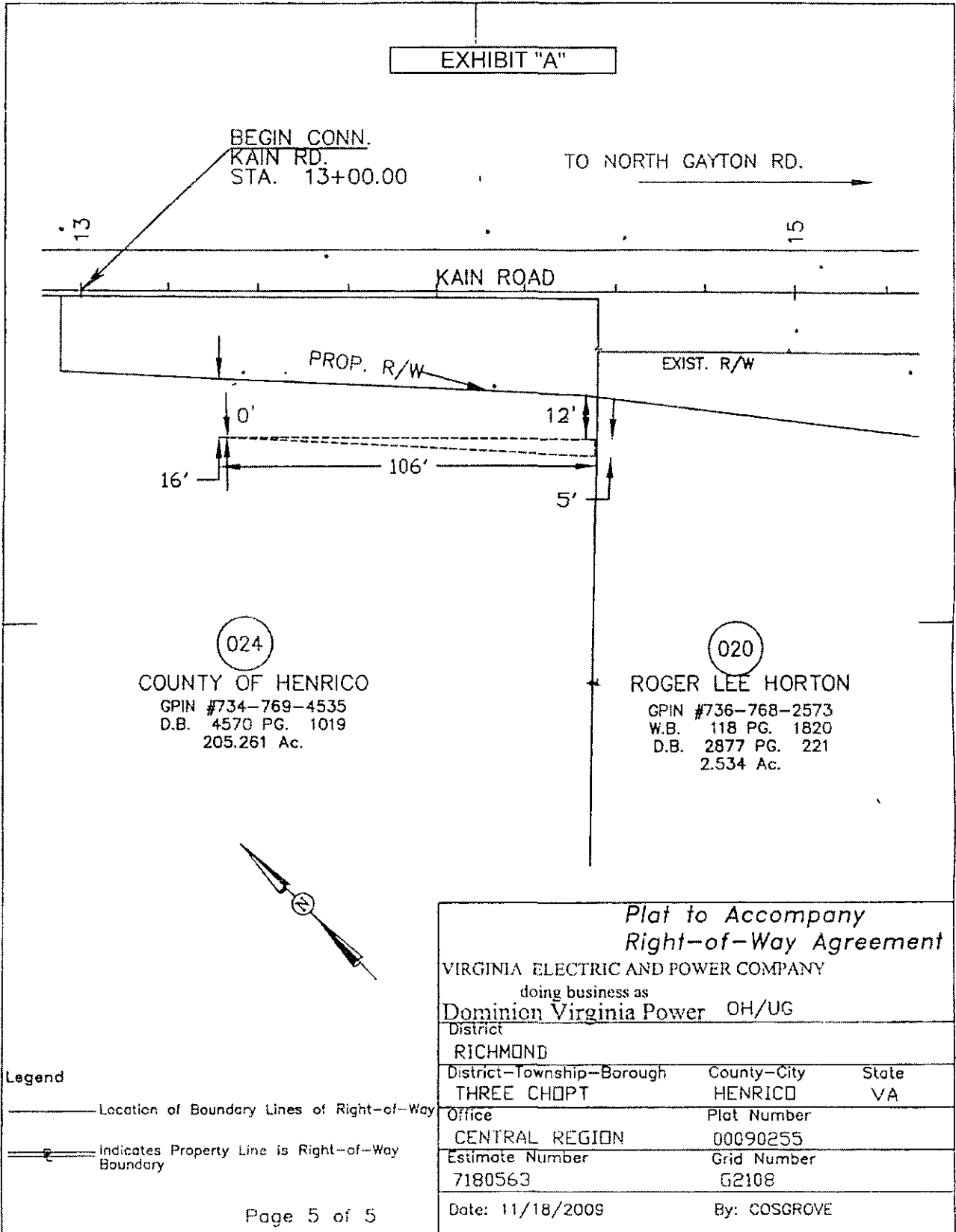
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Clerk, Board of Supervisors

Date: _____

EXHIBIT "A"



*Plat to Accompany
Right-of-Way Agreement*

VIRGINIA ELECTRIC AND POWER COMPANY
doing business as
Dominion Virginia Power OH/UG

District RICHMOND		
District-Township-Borough THREE CHOPT	County-City HENRICO	State VA
Office CENTRAL REGION	Plat Number 00090255	
Estimate Number 7180563	Grid Number G2108	
Date: 11/18/2009	By: COSGROVE	



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 169-10

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Agenda Title RESOLUTION — Condemnation — Rights-of-Way and Easements — North Gayton Road Extension Project — Centex Homes — Three Chopt District

<p>For Clerk's Use Only:</p> <p>Date <u>JUL 13 2010</u></p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Kaachele</u> Seconded by (1) <u>Celmer</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaachele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaachele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Kaachele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire rights-of-way containing 452 sq. ft., permanent slope and drainage easements containing 24,722 sq. ft., a temporary construction easement containing 3,378 sq. ft., permanent easements for Virginia Electric and Power Company, a Virginia public service corporation, doing business as Dominion Virginia Power, containing 16,484.35 sq. ft., and permanent easements containing 7,034.18 sq. ft. for Verizon Virginia Inc., a Virginia corporation, (collectively, the "Rights-of-Way and Easements") across seven parcels of real property owned by Centex Homes, a Nevada general partnership (the "Owner") and identified as portions of Tax Map Parcels 740-769-0088, 740-770-2208, 740-769-4285, 740-769-6282, 740-769-7087, 740-769-8296, and 739-770-7715 in the Three Chopt District; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia desires to exercise authority granted by the Code of Virginia (the "Code") to acquire title, to enter upon and take possession of the Rights-of-Way and Easements, and to construct the Project before the institution of condemnation proceedings; and,

WHEREAS, after advertisement in the *Richmond Times-Dispatch*, the Board held a public hearing pursuant to §15.2-1903 of the Code, at which time the Board declared its intent to enter and take the Rights-of-Way and Easements for the Project across portions of the Owner's property.

NOW, THEREFORE, BE IT RESOLVED that:

- (1) The Board directs the County Manager to take the necessary steps to acquire the Rights-of-Way and Easements over, under, upon, across and through the property of the Owner, shown as "CENTEX HOMES" on 11 plats, one made by NXL, dated December 11, 2009, sealed on December 21, 2009 by David L. Jones, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A", one made by NXL, dated January 12, 2010, sealed on April 5, 2010, by Nicholas Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked

By Agency Head [Signature]

By County Manager [Signature]

Routing:
Yellow to: Real Property
Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors
Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 169-10
Page No. 2 of 3

RESOLUTION — Condemnation — Rights-of-Way and Easements — North Gayton
Agenda Title Road Extension Project — Centex Homes — Three Chopt District

Exhibit "A-1", one made by NXL, dated December 11, 2009, sealed on January 18, 2010, by Nick Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A-2", one made by NXL, dated December 12, 2009, sealed on January 18, 2010, by Nick Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A-3", one made by NXL, dated December 12, 2009, sealed on January 18, 2010, by Nick Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A-4", one made by NXL, dated January 11, 2010, sealed on May 26, 2010, by Nicholas Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A-5", one made by NXL, dated March 23, 2010, sealed on March 30, 2010, by Nicholas Kougoulis, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A-6", two made by Virginia Electric and Power Company, dated November 20, 2009, copies of which are attached and marked Exhibit "B" and "B-1", and two made by Verizon Virginia, Inc., copies of which are attached and marked "C" and "C-1", and shown as Parcels "041", "059", "060", "061", "063", "064", "and "070" on Sheet Nos. 15, 16 and 17, and further described on Sheet No. 1C(2) of the plans for North Gayton Road, Project 2122.50701.28004.01152, reduced size copies of which are attached and marked Exhibit "D", "D-1", "D-2" and "D-3", respectively;

- (2) The Board deems it necessary to enter upon the property and take possession of the Rights-of-Way and Easements in order to construct the Project prior to the time in which a condemnation case can be filed and heard in accordance with the Code;
- (3) The County Manager shall send by certified mail a notice dated July 14, 2010, advising the Owner that the County intends to enter upon and take the Rights-of-Way and Easements prior to the conclusion of condemnation proceedings, setting forth the compensation and damages offered by the County, and informing the Owner of the 30 days within which to contest the taking;
- (4) The Board finds a necessity exists to institute condemnation proceedings pursuant to the Code to acquire the Rights-of-Way and Easements for the public use of constructing, operating, and maintaining the Project and to determine the amount of compensation and damages, if any, caused by the taking, possession and acquisition of the Rights-of-Way and Easements;

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 109-10
Page No. 3 of 3

RESOLUTION — Condemnation — Rights-of-Way and Easements — North Gayton
Agenda Title Road Extension Project — Centex Homes — Three Chopt District

- (5) After the 30-day period for the Owner to contest the taking has run, the County Attorney shall file in the Clerk's Office of the Circuit Court a certificate signed by the *Chairman and Clerk* of the Board in accordance with the Code and shall deposit with the Clerk the total amount of the bona fide offers listed below that has not been accepted by the Owner:

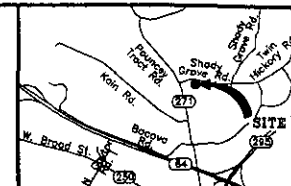
**CENTEX HOMES, A NEVADA GENERAL PARTNERSHIP
AS TO PORTIONS OF TAX MAP PARCELS:
740-769-0088, 740-770-2208, 740-769-4285, 740-769-6282,
740-769-7087, 740-769-8296, and 739-770-7715,
\$93,646;**

and,

- (6) The Board authorizes and directs the County Manager to continue to seek a voluntary acquisition of the Rights-of-Way and Easements, to take all steps necessary to acquire the Rights-of-Way and Easements, and to enter on and take immediate possession of the required Rights-of-Way and Easements.

Comments: The Real Property Department has been unsuccessful in negotiating a settlement for the acquisition of the Rights-of-Way and Easements. Therefore, the Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

EXHIBIT "A"



VICINITY MAP - NOT TO SCALE

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-769-0088	CENTEX HOMES	4020/2351	141 sq. ft.	7,557 sq. ft.	3,378 sq. ft.

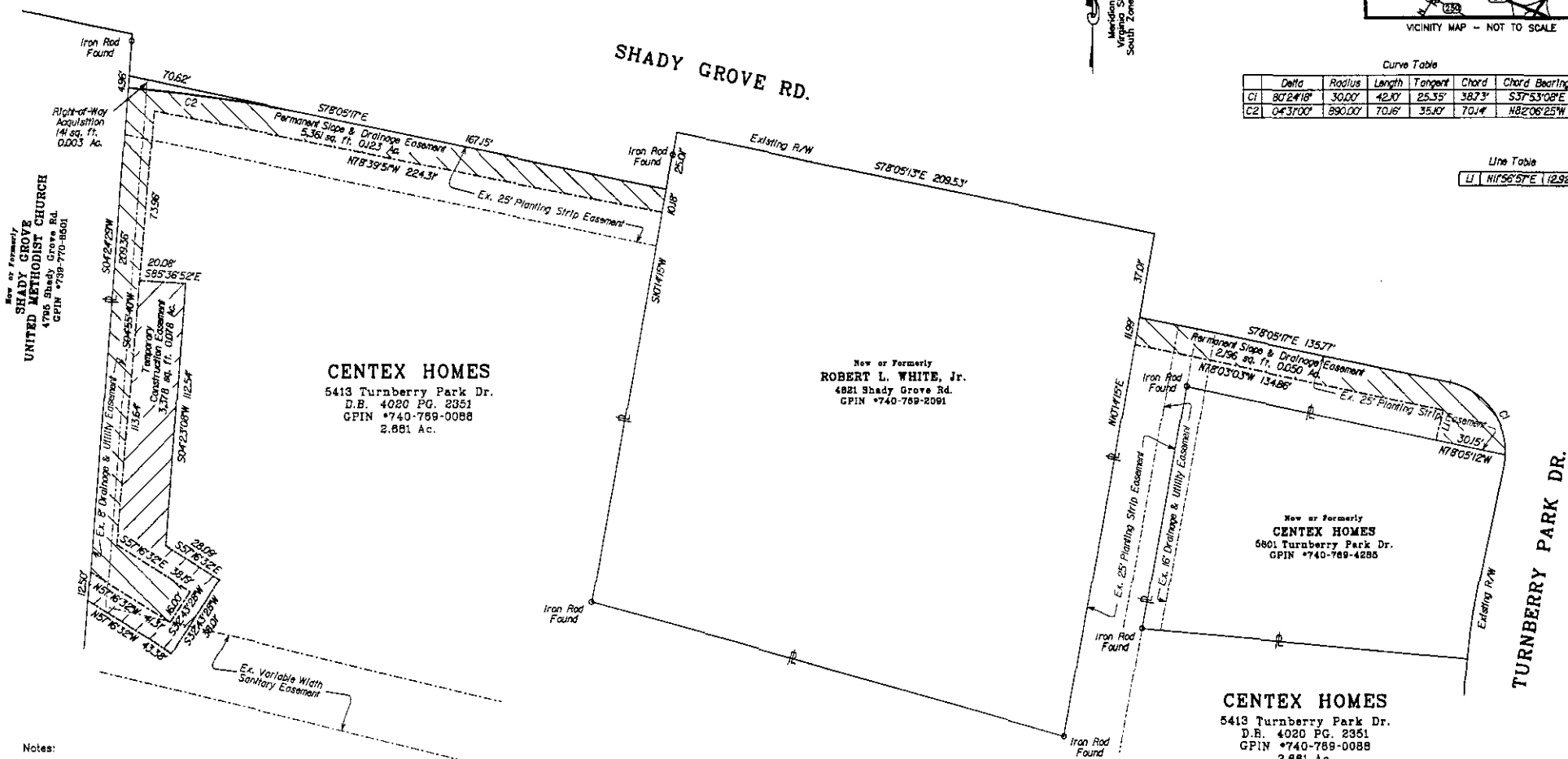
Meridian Source:
Virginia State Plane
South Zone Grid North

Curve Table

Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1 87°24'18"	30.00'	42.00'	25.35'	38.73'	S37°53'08"E
C2 04°37'00"	890.00'	70.6'	35.10'	70.14'	N82°06'25"W

Line Table

L1	N17°56'57"E	129.2'
----	-------------	--------



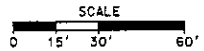
CENTEX HOMES
5413 Turnberry Park Dr.
D.B. 4020 PG. 2351
GPIN *740-769-0088
2.681 Ac.

Now or Formerly
ROBERT L. WHITE, Jr.
4821 Shady Grove Rd.
GPIN *740-769-2091

Now or Formerly
CENTEX HOMES
5801 Turnberry Park Dr.
GPIN *740-769-4285

CENTEX HOMES
5413 Turnberry Park Dr.
D.B. 4020 PG. 2351
GPIN *740-769-0088
2.681 Ac.

- Notes:
- This plot has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
 - Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/18/09.
 - Acresage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 - Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



ACQUISITION PLAT SHOWING RIGHT-OF-WAY, TEMPORARY CONSTRUCTION EASEMENT AND PERMANENT SLOPE AND DRAINAGE EASEMENTS ON THE PROPERTY OF

CENTEX HOMES

THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

114 east oary street, suite 200
richmond, virginia 23219
(804) 644-4600

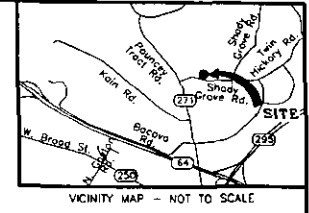
FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
041	1"=30'	Dec. 11, 2009	0710007L	1 of 1

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-770-2208	CENTEX HOMES	4020/2351	128 sq. ft.	5331 sq. ft.	0 sq. ft.

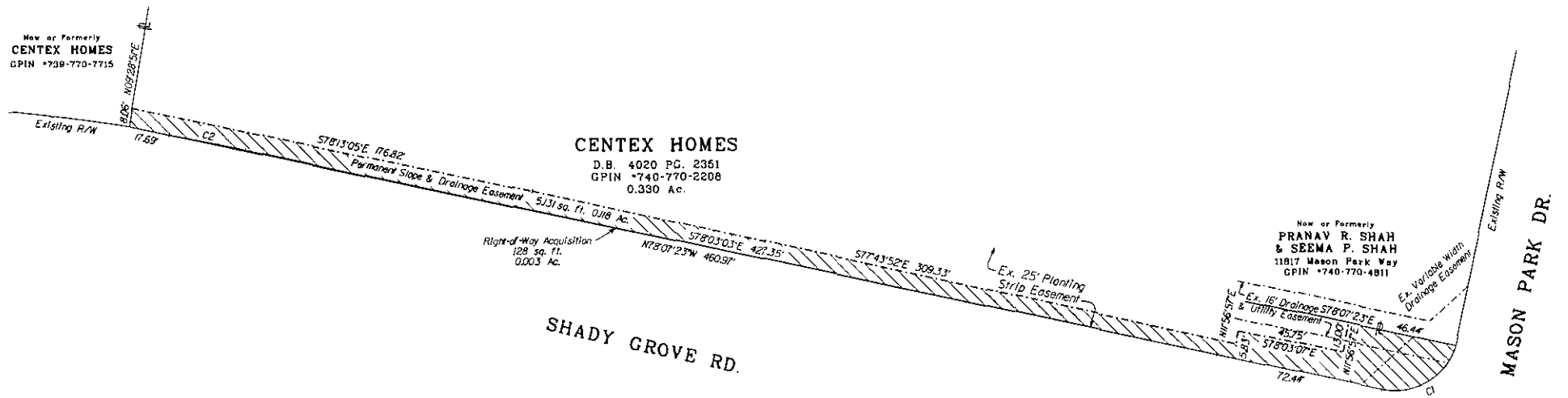
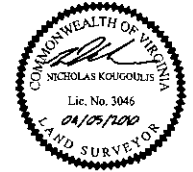
Curve Table

	Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1	85°45'25"	27.00'	40.41'	25.07'	36.74'	S58°59'56"W
C2	0°59'40"	970.00'	33.63'	16.81'	33.62'	S79°02'38"E

EXHIBIT "A-1"



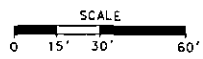
Meridian Source:
Virginia State Plane
South Zone Grid North



- Notes:
- This plat has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
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 - Acres tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 - Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.

ACQUISITION PLAT SHOWING RIGHT-OF-WAY AND PERMANENT SLOPE & DRAINAGE EASEMENT ON THE PROPERTY OF
CENTEX HOMES
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

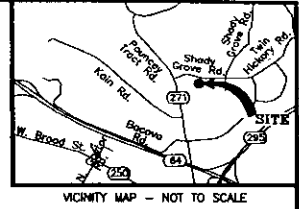
nm Engineers, Surveyors
Construction Managers
114 east cary street, suite 200
richmond, virginia 23219
(804) 644-4600



FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
059	1"=30'	Jan 12, 2010	0710007L	1 of 1

GPIN	LAND OWNER	D.B./P.G.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-769-4285	CENTEX HOMES	4020/2351	0 sq. ft.	333 sq. ft.	0 sq. ft.

EXHIBIT "A-2"



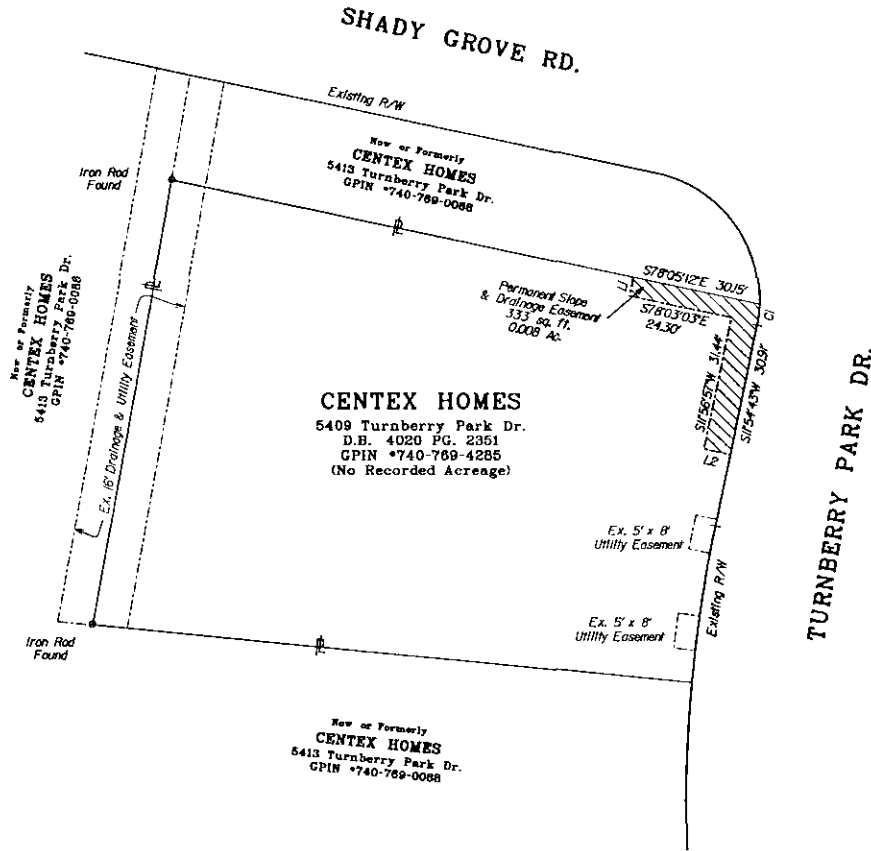
Meridian Source:
Virginia State Plane
South Zone Grid North

Curve Table

Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1 09°35'15"	30.00'	5.02'	2.52'	5.02'	S07°06'39"W
C2 06°30'19"	325.00'	36.90'	18.47'	36.88'	S08°39'34"W

Line Table

LI	S15°55'57"W	4.45'
LP	S78°03'03"E	6.30'



Notes:

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- Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/18/09.
- Acreage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
- Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



SCALE
0 10' 20' 40'

ACQUISITION PLAT SHOWING
PERMANENT SLOPE AND DRAINAGE EASEMENT
ON THE PROPERTY OF

CENTEX HOMES

THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

114 east cary street, suite 200
richmond, virginia 23219
(804) 644-4600

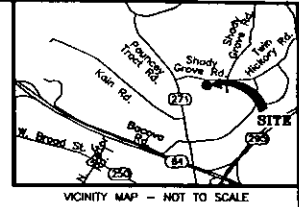
FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
060	1"=20'	Dec. 11, 2009	0710007L	1 of 1

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-769-6282	CENTEX HOMES	4020/2351	0 sq. ft.	681 sq. ft.	0 sq. ft.

Curve Table

	Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1	051°16'	275.00'	24.90'	12.46'	24.89'	N09°19'05"E
C2	041°39'	27.00'	2.00'	1.00'	2.00'	N14°02'15"E

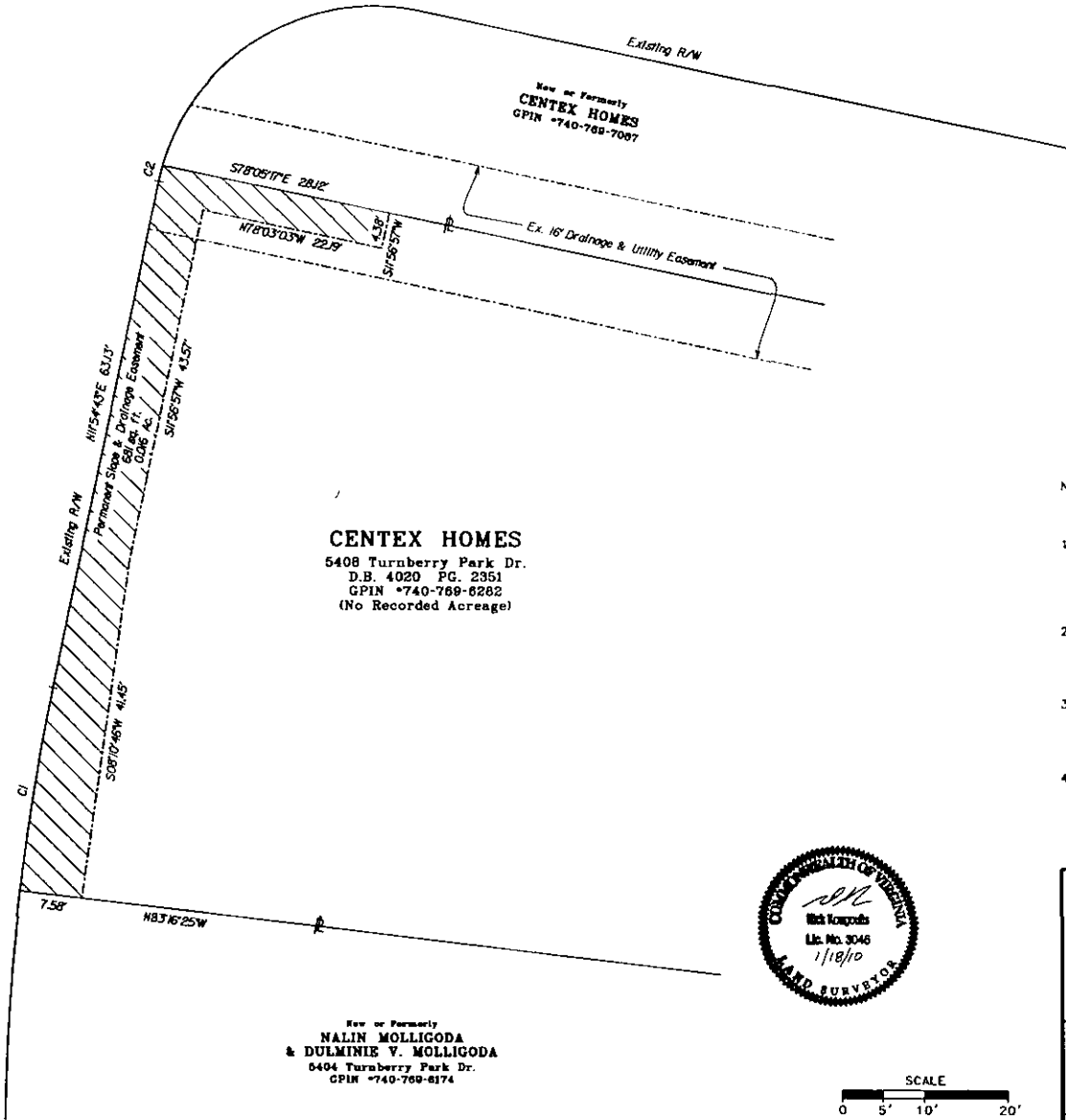
EXHIBIT "A-3"



Meridian: State Plane
Virginia State Plane
South Zone Grid North

TURNBERRY PARK DR.

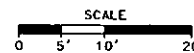
SHADY GROVE RD.



CENTEX HOMES

5408 Turnberry Park Dr.
D.B. 4020 PG. 2351
GPIN *740-769-6282
(No Recorded Acreage)

New or Formerly
**NALIN MOLLIGODA
& DULMINIE V. MOLLIGODA**
6404 Turnberry Park Dr.
GPIN *740-769-8174



Notes:

1. This plat has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
2. Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/18/09.
3. Acreage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
4. Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North. Based On Henrico County Geodetic Control.

ACQUISITION PLAT SHOWING
PERMANENT SLOPE AND DRAINAGE EASEMENT
ON THE PROPERTY OF
CENTEX HOMES
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA



ncd Engineers, Surveyors
Construction Managers
114 east cary street, suite 200
richmond, virginia 23219
(804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
061	1"=10'	Dec. 12, 2009	0710007L	1 of 1

GPIN	LAND OWNER	D.B./P.G.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-769-7087	CENTEX HOMES	4020/2351	0 sq. ft.	2,421 sq. ft.	0 sq. ft.

Curve Table						
Delta	Radius	Length	Tangent	Chord	Chord Bearing	
CI	85'45.1K'	27.00'	40.4'	25.07'	36.74'	N59°02'08"E

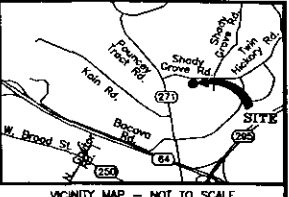
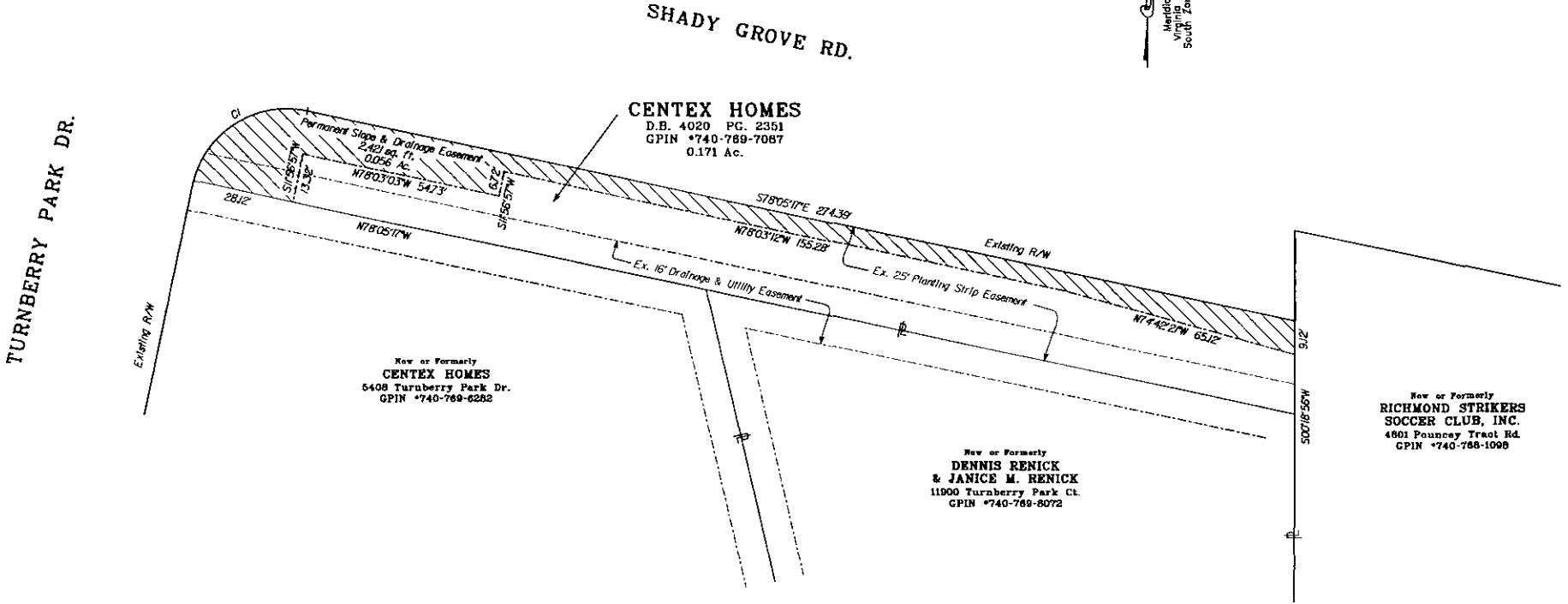
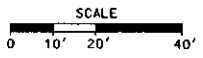


EXHIBIT "A-4"



- Notes:
1. This plat has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
 2. Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/18/09.
 3. Acreage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 4. Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



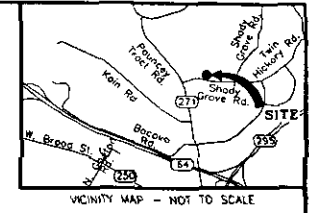
ACQUISITION PLAT SHOWING
PERMANENT SLOPE AND DRAINAGE EASEMENT
ON THE PROPERTY OF
CENTEX HOMES
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

rd Engineers, Surveyors
Construction Managers
114 east cory street, suite 200
richmond, virginia 23219
(804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
063	1"=20'	Dec. 12, 2009	0710007L	1 of 1

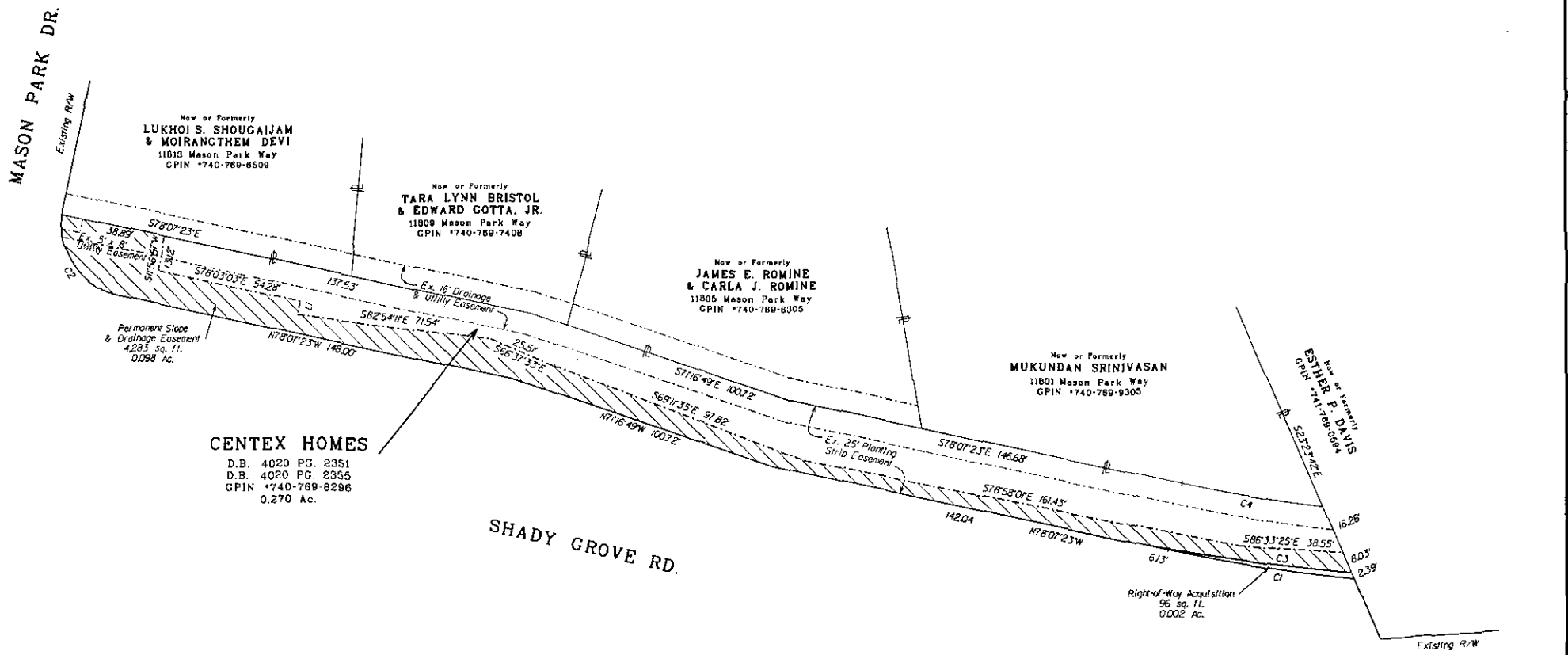
GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-769-8296	CENTEX HOMES	4020/2351	96 sq. ft.	4283 sq. ft.	0 sq. ft.
		4020/2355			

EXHIBIT "A-5"

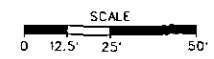
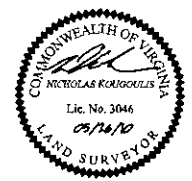


CI	Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1	06°37'09"	584.4'	68.67'	34.37'	68.63'	S81°25'58"E
C2	85°45'10"	27.00'	40.4'	25.07'	36.74'	N35°14'50"W
C3	04°44'00"	890.00'	73.53'	36.78'	73.51'	S82°44'05"E
C4	05°44'07"	569.4'	52.03'	26.03'	52.01'	S80°44'27"E

LI	S17°35'57"W	5.07'
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- Notes:
- This plot has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
 - Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/16/09.
 - Acresage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 - Meridian Source: Virginia State Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



ACQUISITION PLAT SHOWING RIGHT-OF-WAY AND PERMANENT SLOPE & DRAINAGE EASEMENT ON THE PROPERTY OF

CENTEX HOMES

THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

nd Engineers, Surveyors
Construction Managers
114 east cary street, suite 200
richmond, virginia 23219
(804) 644-4600

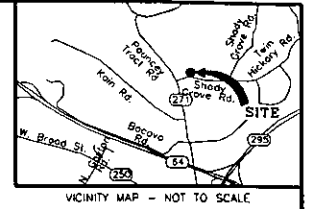
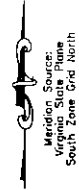
FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
064	1"=25'	Jan 11, 2010	0710007L	1 of 1

EXHIBIT "A-6"

GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
739-770-7715	CENTEX HOMES	4445/2102	87 sq. ft.	4,316 sq. ft.	0 sq. ft.

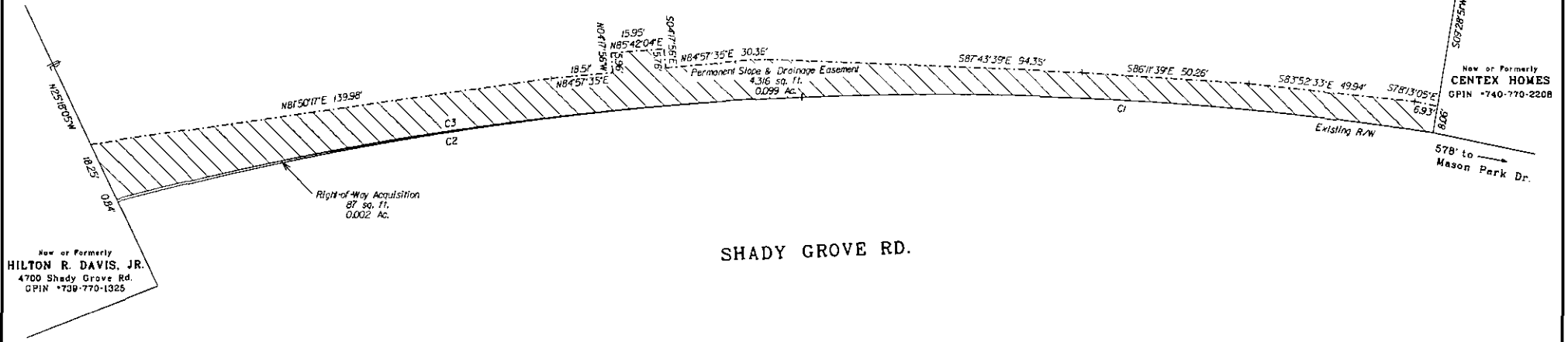
Curve Table

Curve	Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1	171°44'	969.96'	189.53'	95.07'	189.23'	N86°54'08"W
C2	12°18'24"	969.96'	208.34'	104.57'	207.34'	S87°20'48"W
C3	12°19'14"	970.00'	208.58'	104.69'	208.18'	N87°34'07"E



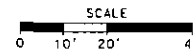
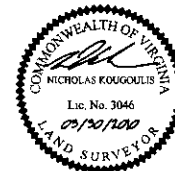
CENTEX HOMES

Shady Grove Rd.
 D.B. 4445 PGS 2102, 2111, & 2432
 D.B. 4020 PG. 2351
 GPIN *739-770-7715
 0.327 Ac.



Notes:

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- Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 03/22/10.
- Acreage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
- Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



ACQUISITION PLAT SHOWING RIGHT-OF-WAY AND PERMANENT SLOPE & DRAINAGE EASEMENT ON THE PROPERTY OF

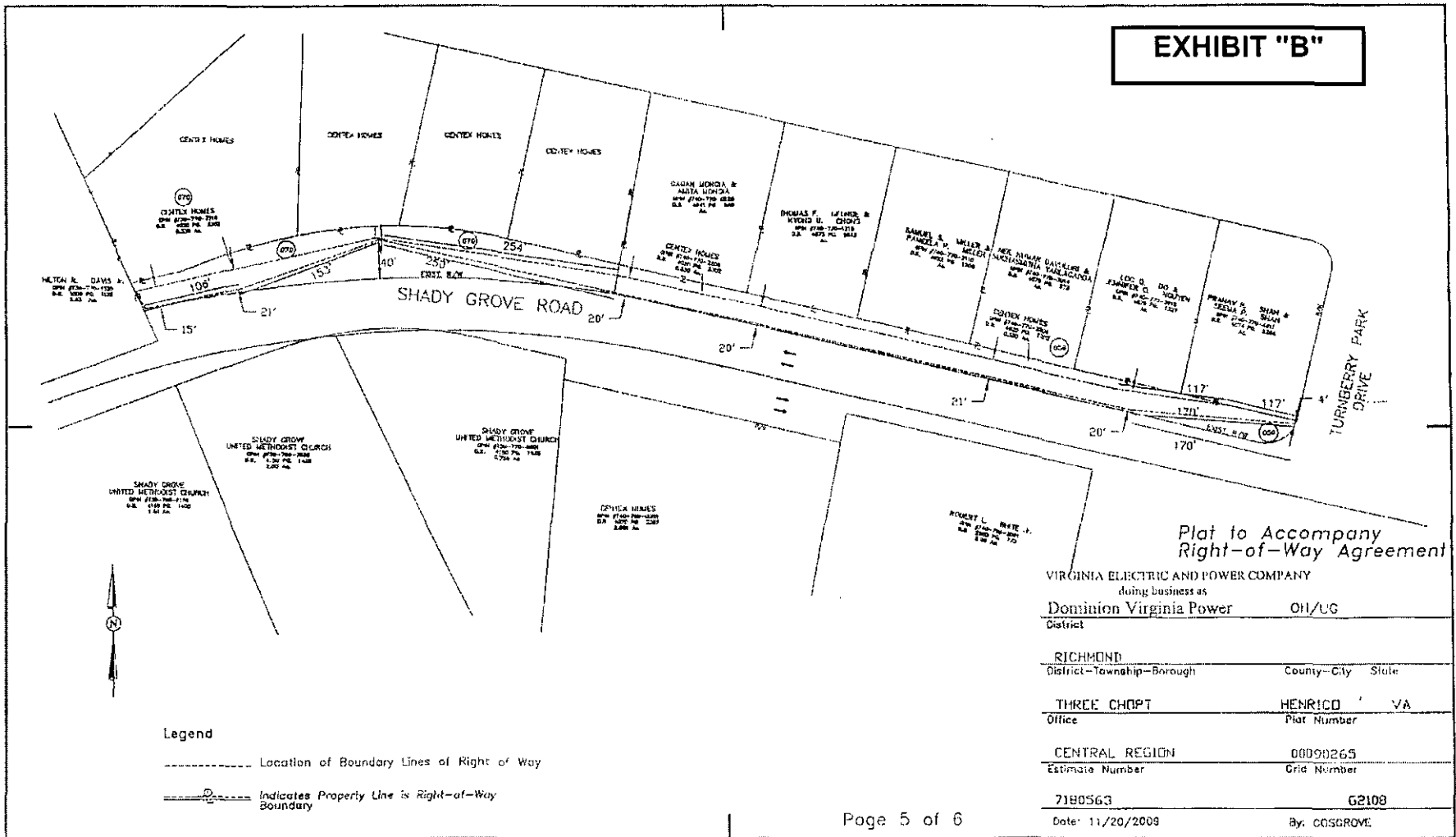
CENTEX HOMES

THREE CHOPT MAGISTERIAL DISTRICT
 HENRICO COUNTY, VIRGINIA

rd Engineers, Surveyors
 Construction Managers
 114 east cary street, suite 200
 richmond, virginia 23219
 18041 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
070	1"=20'	Mar 23, 2010	0710007L	1 of 1

EXHIBIT "B"

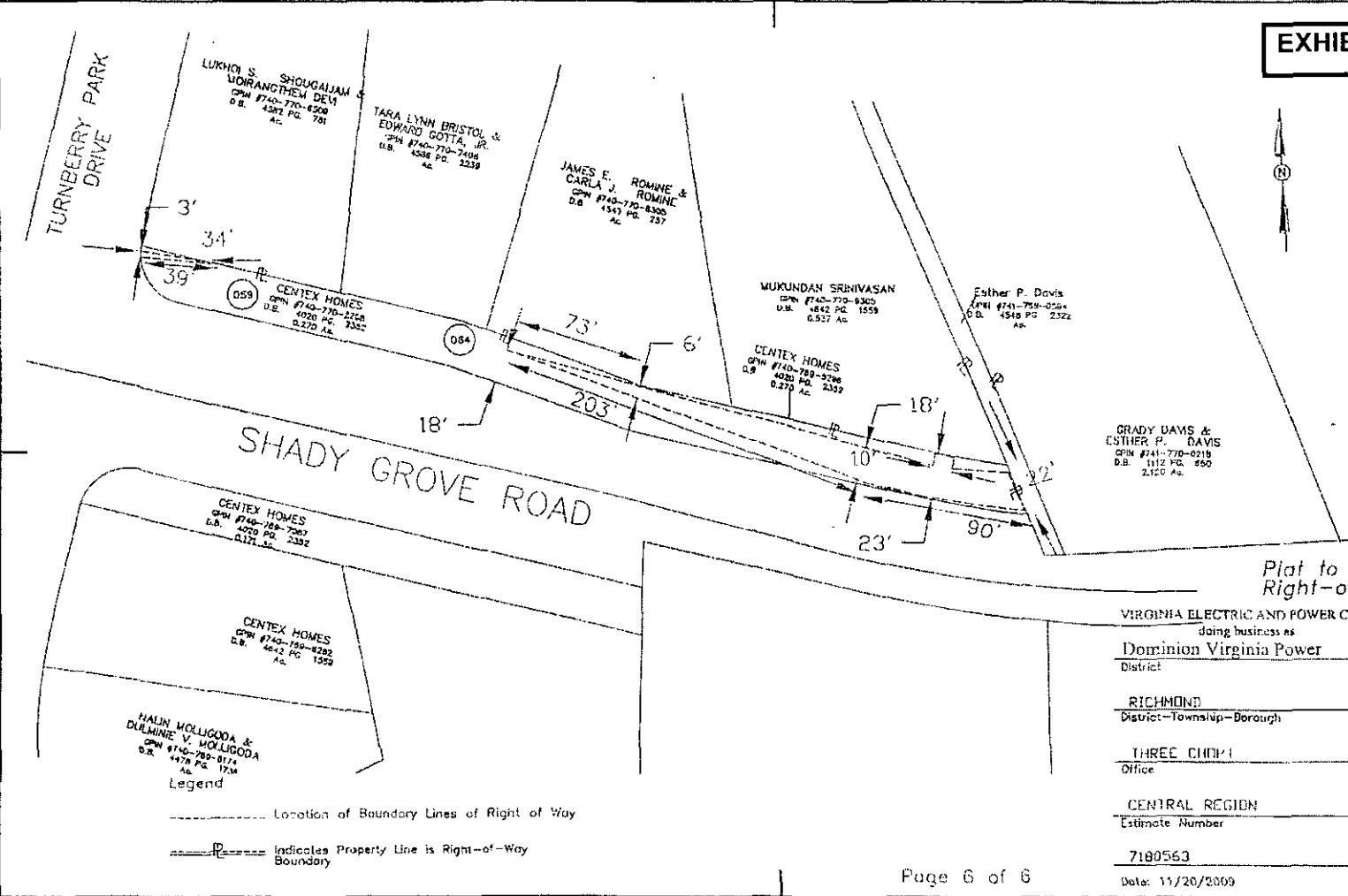


Legend
 - - - - - Location of Boundary Lines of Right of Way
 = = = = = Indicates Property Line is Right-of-Way Boundary

Plat to Accompany Right-of-Way Agreement

VIRGINIA ELECTRIC AND POWER COMPANY doing business as	
Dominion Virginia Power	OH/UG
District	
RICHMOND	
District-Township-Borough	County-City State
THREE CHOPT	HENRICO VA
Office	Plot Number
CENTRAL REGION	00090265
Estimate Number	Grid Number
7180563	G2108
Date: 11/20/2009	By: C056GROVE

EXHIBIT "B-1"

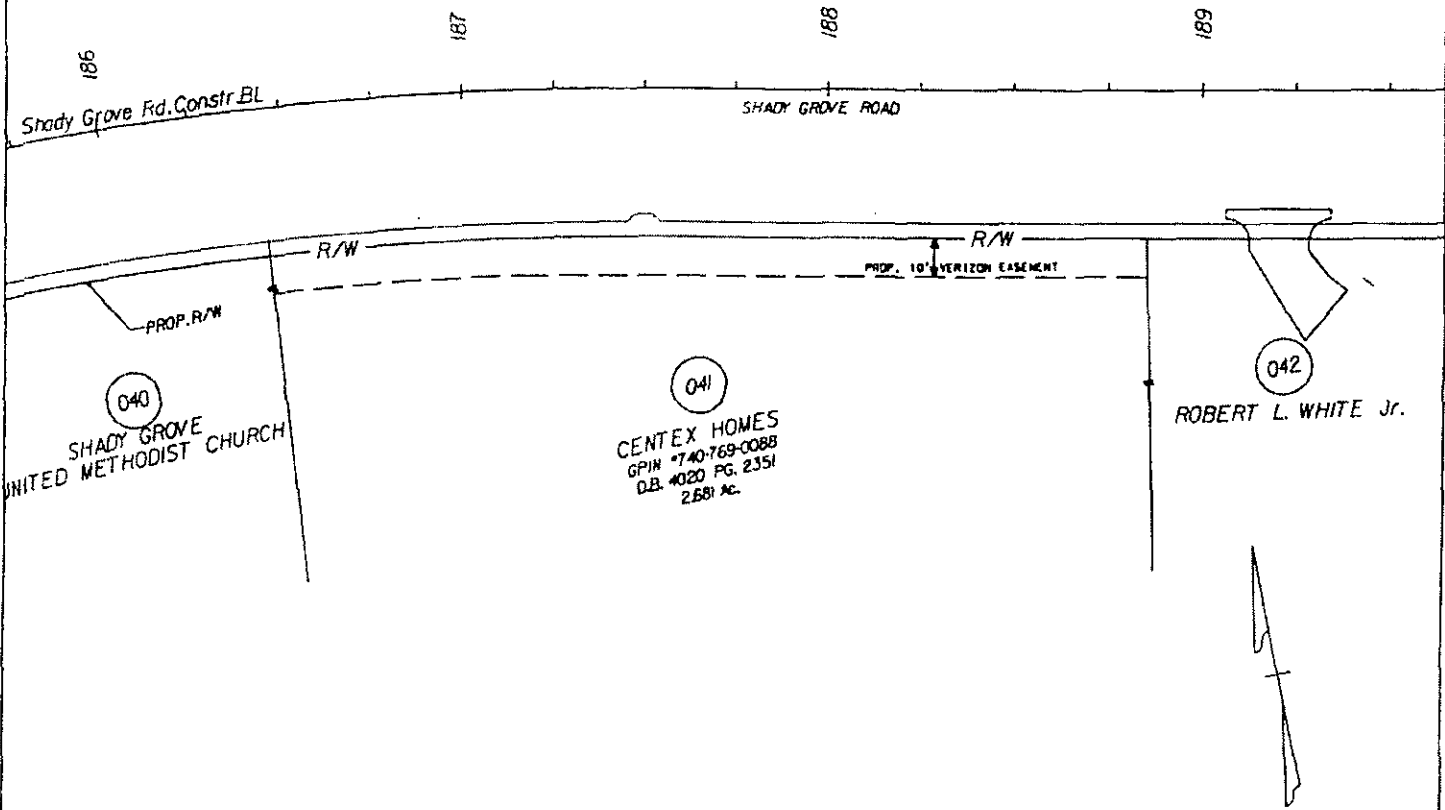


----- Location of Boundary Lines of Right of Way
 -P- Indicates Property Line is Right-of-Way Boundary

*Plat to Accompany
 Right-of-Way Agreement*

VIRGINIA ELECTRIC AND POWER COMPANY doing business as		
Dominion Virginia Power	CH/UC	
District		
RICHMOND		
District-Township-Borough	County-City	State
THREE CHIMNEY	HENRICO	VA
Office Plat Number		
CENTRAL REGION	00090265	
Estimate Number Grid Number		
7180563	62108	
Date: 11/20/2009		
By: COSGROVE		

EXHIBIT "C"

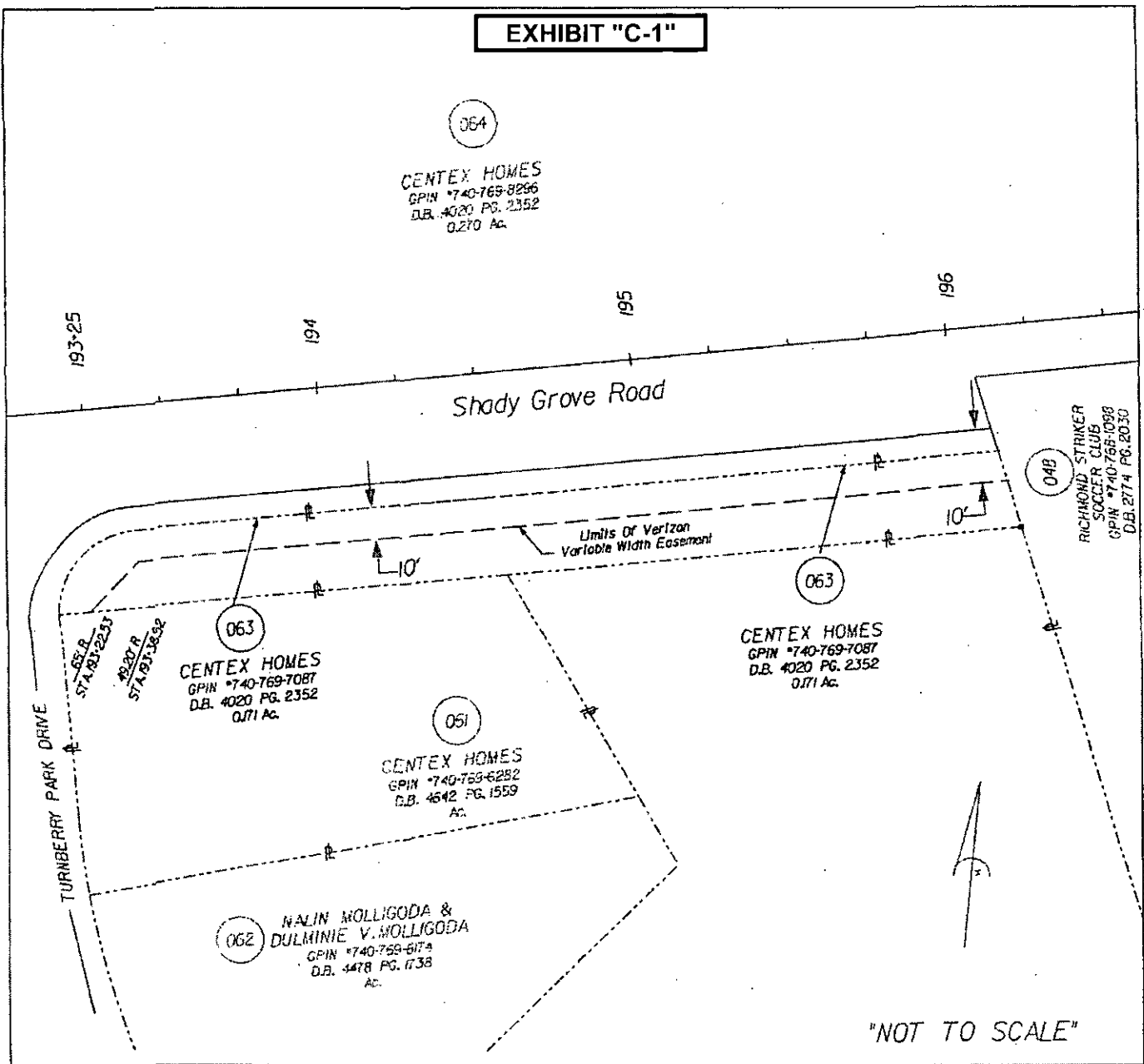


SITE PLAN REFERENCE:

SHADY GROVE ROAD

VERIZON VIRGINIA INC.		GRANTOR/OWNER: CENTEX HOMES		COUNTY: HENRICO	
---R--- DENOTES R AND/OR R/W ----LIMITS OF RIGHT-OF-WAY		ADDRESS:		MAGISTERIAL DIST.: THREE CHOPT	
E.A.: KEN GILBERT		CONTACT TEL. NO.:		TAX MAP NO.: 740-769-0088	
PHONE NO.: 772-5963		GRANTOR:		PROPERTY ID . . .	
CENTRAL OFFICE: GAYTON		GRANTOR:		DEED BOOK: 4020 PAGE: 2351	
VZ ROW NUMBER: 267337				GRSM	
COVER SHEET NUMBER:				SH 1700	
				E-W 4	
				N-S K	
				PG 4	
				OF 4	
				PLAT BOOK: ROUTE:	
				WORK ORDER . . . 4A18546	

EXHIBIT "C-1"



SITE PLAN REFERENCE:

ADDRESS : N/A

VERIZON VIRGINIA INC.	GRANTOR/OWNER. CENTEX HOMES	COUNTY: HENRICO MAGISTERIAL DIST.: THREE CHOPT
---R--- DENOTES R AND/OR R/W ---D--- LIMITS OF RIGHT-OF-WAY	ADDRESS:	TAX MAP NO.: N/A
E.A.: KEN E. GILBERT	CONTACT TEL. NO.:	PROPERTY ID *: 740-769-7087
PHONE NO.: (804) 772-5963	GRANTOR:	DEED BOOK: 4020 PAGE: 2352
CENTRAL OFFICE: GAYTON	GRANTOR:	GRSM SH E-W N-S PG 4 1700 4 K OF 4
VZ ROW NUMBER: 267717-R		PLAT BOOK: ROUTE: WORK ORDER *: 4A18546

DATE: 01/17/2014
 SUPERVISOR: MICHAEL LEWIS, 2024/5/8/2014 (CDD)
 DESIGNED BY: ACAD

DESIGN FEATURES RELYING TO CONTRACTOR
 OR TO REGULATION AND CONTROL OF TRAFFIC
 MAY BE SUBJECT TO CHANGE OR OMISSION
 NECESSARY BY THE DEPARTMENT

STATE	COUNTY	TOWN	PROJECT	DATE	SHEET NO.
VA			71225070.28004.D152		15

100% SUBMISSION

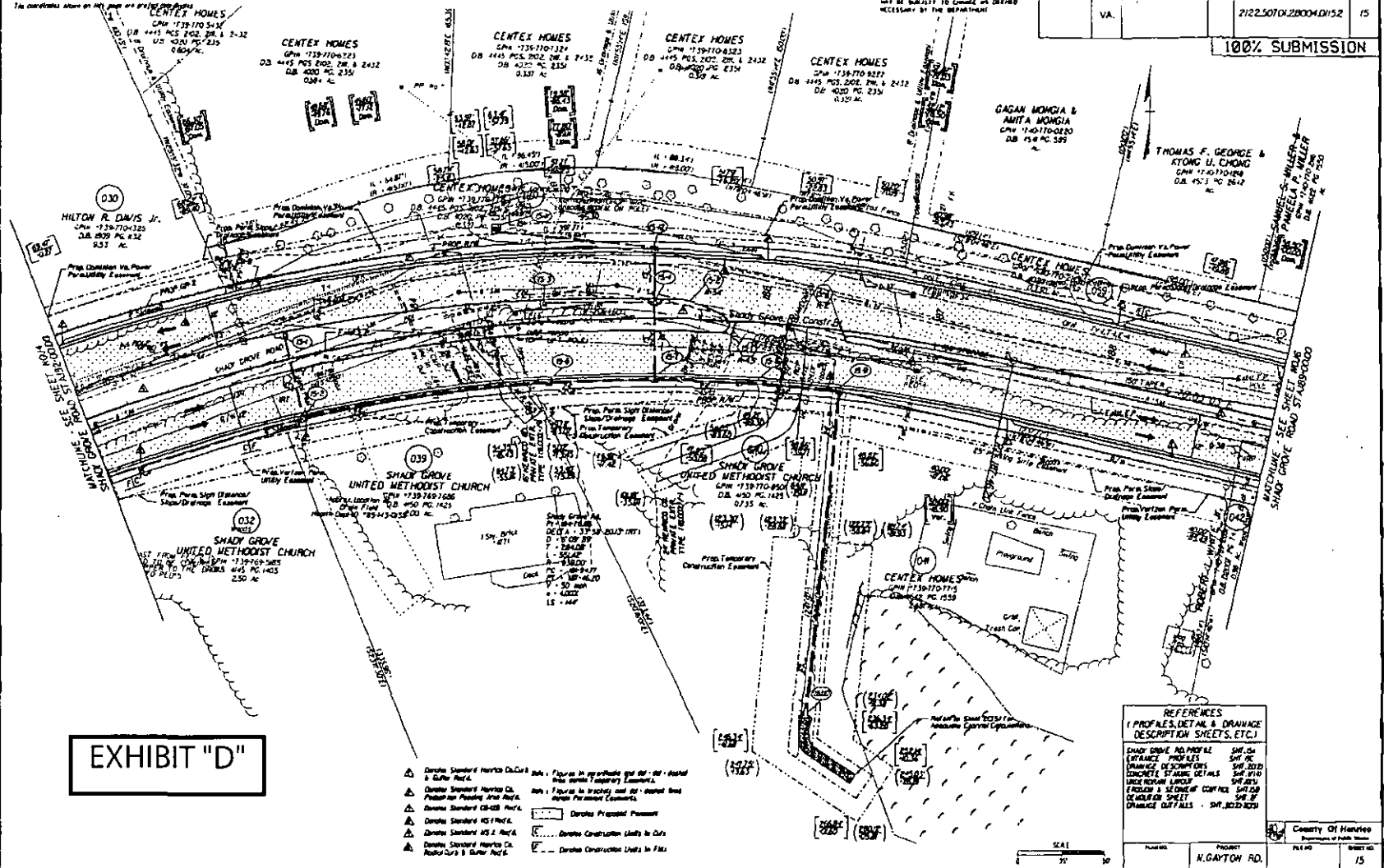


EXHIBIT "D"

- ▲ Denotes Standard Horizontal Curve
- ▲ Denotes Standard Vertical Curve
- ▲ Denotes Standard CB-200 Profile
- ▲ Denotes Standard MS Profile
- ▲ Denotes Standard MS 2 Profile
- ▲ Denotes Standard Horizontal Curve
- ▲ Denotes Standard Vertical Curve
- ▲ Denotes Standard CB-200 Profile
- ▲ Denotes Standard MS Profile
- ▲ Denotes Standard MS 2 Profile
- ▲ Denotes Standard Horizontal Curve
- ▲ Denotes Standard Vertical Curve
- ▲ Denotes Standard CB-200 Profile
- ▲ Denotes Standard MS Profile
- ▲ Denotes Standard MS 2 Profile

REFERENCES
 (PROFILES, DETAIL & DRAINAGE
 DESCRIPTION SHEETS, ETC.)

DESCRIPTION	SHEET NO.
SHADY GROVE RD PROFILE	SH-01
DRAINAGE PROFILES	SH-02
CONCRETE STAIRS DETAILS	SH-03
URGE RETURN LINES	SH-04
ENCLOSURE & SEWERAGE CONCEPT	SH-05
DEVELOPER SHEET	SH-06
DRAINAGE DETAILS	SH-07

SCALE
 0 25 50

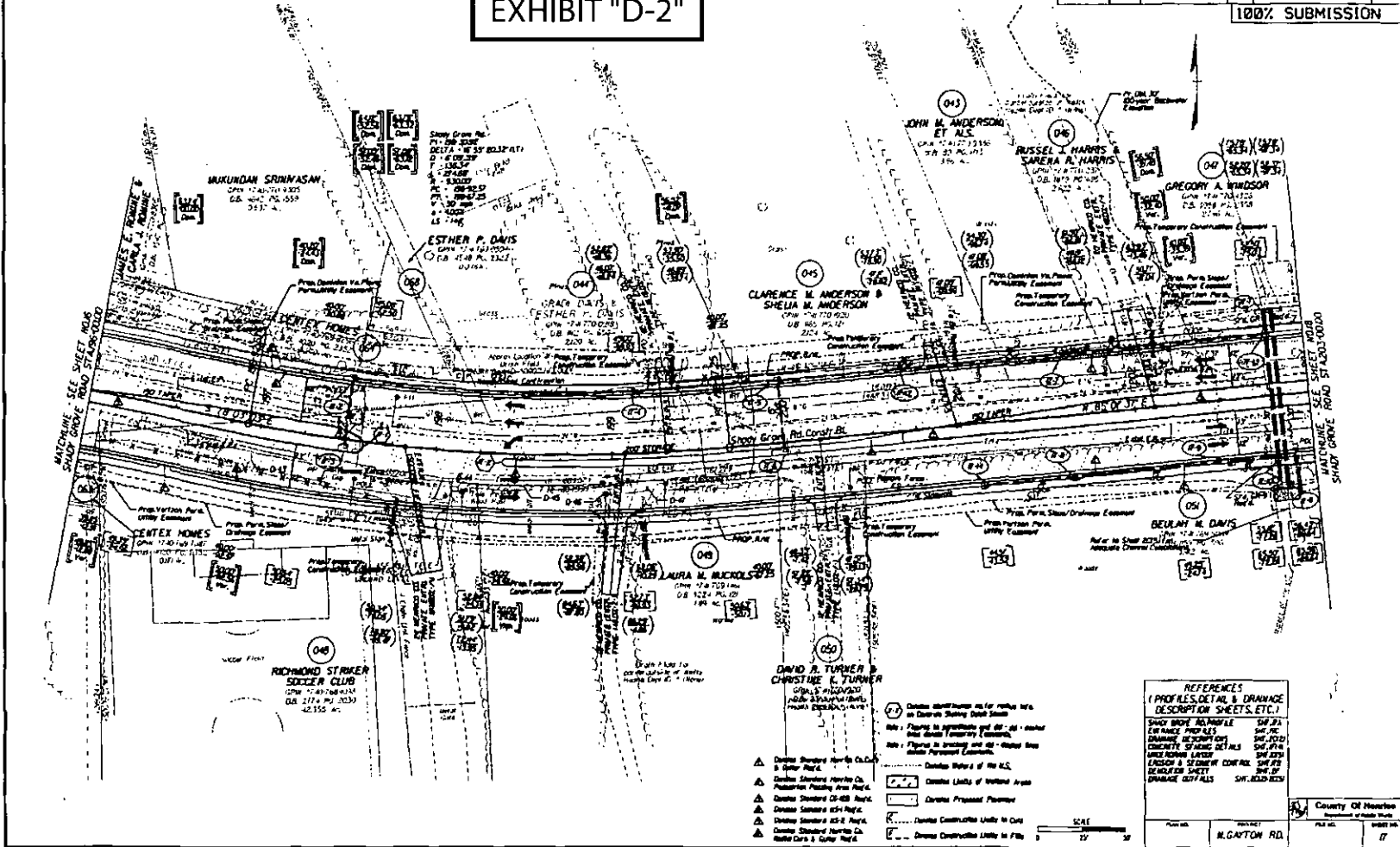
PROJECT	PLAT NO.	SHEET NO.
N. GAYTON RD.		15

DRAWN BY: [Name]
 CHECKED BY: [Name]
 DATE: [Date]

EXHIBIT "D-2"

NO.	DATE	DESCRIPTION
1	11/10/10	ISSUED FOR PERMIT

2/22/50701280040152 11



REFERENCES
 (PROFILES, DETAIL & DRAINAGE DESCRIPTION SHEETS, ETC.)

- △ Existing Standard 48" Dia. Manhole
- △ Existing Standard 36" Dia. Manhole
- △ Existing Standard 24" Dia. Manhole
- △ Existing Standard 18" Dia. Manhole
- △ Existing Standard 12" Dia. Manhole
- △ Existing Standard 6" Dia. Manhole
- △ Existing Standard 4" Dia. Manhole
- △ Existing Standard 3" Dia. Manhole
- △ Existing Standard 2" Dia. Manhole
- △ Existing Standard 1" Dia. Manhole
- △ Existing Standard 1/2" Dia. Manhole
- △ Existing Standard 1/4" Dia. Manhole
- △ Existing Standard 1/8" Dia. Manhole
- △ Existing Standard 1/16" Dia. Manhole
- △ Existing Standard 1/32" Dia. Manhole
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- △ Existing Standard 1/512" Dia. Manhole
- △ Existing Standard 1/1024" Dia. Manhole
- △ Existing Standard 1/2048" Dia. Manhole
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- △ Existing Standard 1/8192" Dia. Manhole
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- △ Existing Standard 1/1380349438345814382329111140145728" Dia. Manhole
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- △ Existing Standard 1/5521397733383257529111140145728" Dia. Manhole
- △ Existing Standard 1/110427954676651515822228029152" Dia. Manhole
- △ Existing Standard 1/220855909353303031644560582912" Dia. Manhole
- △ Existing Standard 1/44171181870660606329111140145728" Dia. Manhole
- △ Existing Standard 1/8834236374132121245822228029152" Dia. Manhole
- △ Existing Standard 1/17668473748264242491644560582912" Dia. Manhole
- △ Existing Standard 1/3533694749652848482329111140145728" Dia. Manhole
- △ Existing Standard 1/7067389499305696964658256" Dia. Manhole
- △ Existing Standard 1/141347789980113939364658256" Dia. Manhole
- △ Existing Standard 1/282695579960227878729111140145728" Dia. Manhole
- △ Existing Standard 1/56539115992045575745822228029152" Dia. Manhole
- △ Existing Standard 1/11307823984009115491644560582912" Dia. Manhole
- △ Existing Standard 1/22615647968018230982329111140145728" Dia. Manhole
- △ Existing Standard 1/452312959360364619745822228029152" Dia. Manhole
- △ Existing Standard 1/9046259187207292391644560582912" Dia. Manhole
- △ Existing Standard 1/18092518374414584782329111140145728" Dia. Manhole
- △ Existing Standard 1/3618503674882916964658256" Dia. Manhole
- △ Existing Standard 1/72370073497658339364658256" Dia. Manhole
- △ Existing Standard 1/144740147195316678729111140145728" Dia. Manhole
- △ Existing Standard 1/28948029439063355745822228029152" Dia. Manhole
- △ Existing Standard 1/57896058878126711491644560582912" Dia. Manhole
- △ Existing Standard 1/11579211775625342982329111140145728" Dia. Manhole
- △ Existing Standard 1/23158423551250685964658256" Dia. Manhole
- △ Existing Standard 1/463168471025013719364658256" Dia. Manhole
- △ Existing Standard 1/926336942050027438729111140145728" Dia. Manhole
- △ Existing Standard 1/18526738841000547745822228029152" Dia. Manhole
- △ Existing Standard 1/37053477682001095491644560582912" Dia. Manhole
- △ Existing Standard 1/74106955364002190982329111140145728" Dia. Manhole
- △ Existing Standard 1/1482139073280043791644560582912" Dia. Manhole
- △ Existing Standard 1/296427814656008758329111140145728" Dia. Manhole
- △ Existing Standard 1/5928556293120175164658256" Dia. Manhole
- △ Existing Standard 1/11857112586240351329111140145728" Dia. Manhole
- △ Existing Standard 1/2371422517248070264658256" Dia. Manhole
- △ Existing Standard 1/4742845034496140529111140145728" Dia. Manhole
- △ Existing Standard 1/948569006899228105822228029152" Dia. Manhole
- △ Existing Standard 1/189713801398456211644560582912" Dia. Manhole
- △ Existing Standard 1/37942760279691242329111140145728" Dia. Manhole
- △ Existing Standard 1/758855205593824845822228029152" Dia. Manhole
- △ Existing Standard 1/1517710411877649691644560582912" Dia. Manhole
- △ Existing Standard 1/3035420823755299364658256" Dia. Manhole
- △ Existing Standard 1/6070841647510598729111140145728" Dia. Manhole
- △ Existing Standard 1/12141683290021197745822228029152" Dia. Manhole
- △ Existing Standard 1/24283366580043395491644560582912" Dia. Manhole
- △ Existing Standard 1/4856673316

AECOM

SURVEYED BY: NTL (804)444-4500
 SUPERVISED BY: RICHARD L. LINDNER, (804) 515-8300 (ALCOA)
 DESIGNED BY: AECOM

100% SUBMISSION

DESIGN FEATURES RELATING TO CONSTRUCTION OR TO REGULATION AND CONTROL OF TRAFFIC MAY BE SUBJECT TO CHANGE AS DEEMED NECESSARY BY THE DEPARTMENT.

DATE: 2/22/2005	PROJECT: 2122.50701.28004.01152	PROJECT: NC121
PROJECT: 2122.50701.28004.01152	PROJECT: NC121	PROJECT: NC121
PROJECT: 2122.50701.28004.01152	PROJECT: NC121	PROJECT: NC121

**PRELIMINARY
RIGHT OF WAY DATA SHEET**

EXHIBIT "D-3"

ROUTE: COUNTY/CITY: HENRICO COUNTY PROJECT: NORTH GAYTON RD.
 COMPILED BY: DATE: P.P.M.S. NO.:
 REVISED BY: DATE:

PARCEL NO.	LANDOWNER	SHEET NO.	TOTAL		FEE TAKING		FEE REMAINDER		FEE REMAINDER		FEE REMAINDER		FEE REMAINDER		PERM. SLOPE/DRAINAGE/ACCESS/SIGHT DISTANCE		CASEMENTS				PROFFERS			
			ACRES		SQ. FEET		ACRES		SQ. FEET		ACRES		SQ. FEET		ACRES		SQ. FEET		ACRES		SQ. FEET		YES	NO
			ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	ACRES	SQ. FEET	DOWNHILL	VA. POWER	VERIZON	TEMPORARY	PROFFERS	
041	Centex Homes	15,16	2,681	0,003	141	2,678	116653.68								0.173	7557			0.089	3887.39	0.078	3378		
042	Robert L. White Jr.	15,16	0.98	0.136	5938	0.844	36764.64								0.052	2267			0.048	219.33	0.015	668		
043	John M. Anderson, Et Als.	17	9,960	0.023	1008	9,937	432855.72								0.012	503	0.022	961.06						
044	Grady Davis & Esther P. Davis	17	2,120	0.056	2447	2,064	89907.84								0.023	1005	0.066	2889.63			0.003	127		
045	Clarence M. Anderson & Stella M. Anderson	17	2,124	0.054	2,337	2,070	90169.20								0.025	1079	0.057	2507.74			0.003	134		
046	Russel J. Harris & Sorena R. Harris	17	2,722	0.022	965	2,700	117612.00								0.012	542	0.019	862.71			0.008	350		
047	Gregory A. Windsor	17,18	2,796	0.074	3,237	2,722	118570.32								0.042	1821	0.059	2612.49	0.036	1581.9	0.017	748		
048	Richmond Striker Soccer Club	17	42,355	0.118	5,124	42,237	1839843.72								0.052	2245			0.050	2187.96	0.017	760		
049	Laura M. Huckols	17	1.89	0.093	4063	1,797	78277.32								0.045	1951			0.039	1714.20	0.015	667		
050	David R. Turner & Christine K. Turner	17	2,086	0.029	1,262	2,057	89602.92								0.009	403			0.011	501.37	0.005	200		
051	Beulah M. Davis	17,18	3,412	0.204	8876	3,208	139740.48								0.094	4104			0.100	4362.13	0.009	413		
052	Istemic WAF of Virginia, Inc.	18	5.00	0.187	8154	4.813	209697.84								0.093	4057	0.158	6908.00	0.093	4078.78				
053	Twin Hickory Homeowners Association, Inc.	18	5.00	0.002	78	4,998	217712.88								0.060	2601								
054	Channing P. Perkins	10D	1.00												0.008	343								
055	Strand Rateam	14D	0.083																0.007	326.39				
056	Trust of Blanche C. Axts, Et Al.	7	39.5												0.023	1004					0.036	1559		
057	Katherine F. White	10D	0.46												0.007	290					0.033	1450		
058	Boone Homes, Inc.	14B													0.007	299					0.002	92		
059	Centex Homes	15,16	0.330	0.003	128	0.327	14244.12								0.118	5131	0.201	8758.45						
060	Centex Homes	16													0.008	333								
061	Centex Homes	16													0.016	681								
062	Nalin Malligoda & Dulmine V. Malligoda	16													0.018	793								
063	Centex Homes	16,17	0.171												0.056	2421			0.072	3146.79				
064	Centex Homes	16,17	0.270	0.002	96	0.268	11674.08								0.098	4283	0.078	3401.49						
065	Lukhol S. Shougal Jam & Neelbala Shougal Jam	16													0.003	120								
066	Pranav R. Shah & Seema P. Shah	16													0.007	224	0.002	107.42						
067	DELETED	17																						
068	Esther P. Davis	17	0.048	0.006	255	0.042	1829.52								0.002	82	0.005	223.16						
069	Henrico County School Board	19	60.29	0.008	354	60.282	2625883.92																	
070	Centex Homes	15	0.327	0.002	87	0.325	14157.00								0.099	4316	0.099	4324.41						
100	County Of Henrico	-																						
101	Commonwealth of Virginia	-																						
102	Commonwealth of Virginia	-																						



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 170-10
Page No. 1 of 2

Agenda Title

RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — Richmond Strikers Soccer Club, Inc. — Three Chopt District

<p>For Clerk's Use Only:</p> <p>JUL 13 2010</p> <p>Date _____</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Werner</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	YES	NO	OTHER																							
Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire right-of-way containing 5,124 sq. ft., a permanent slope and drainage easement containing 2,245 sq. ft., a temporary construction easement containing 760 sq. ft., and a permanent easement containing 2,187.96 ft. for Verizon Virginia Inc., a Virginia corporation, (collectively, the "Right-of-Way and Easements") across the property at 4801 Pouncey Tract Road owned by Richmond Strikers Soccer Club, Inc., a Virginia nonstock corporation, ("Owner"), and identified as Tax Map Parcel 740-768-1098 in the Three Chopt District; and,

WHEREAS, the Board of Supervisors of Henrico County, Virginia desires to exercise authority granted by the Code of Virginia (the "Code") to acquire title, to enter upon and take possession of the Right-of-Way and Easements, and to construct the Project before the institution of condemnation proceedings; and,

WHEREAS, after advertisement in the *Richmond Times-Dispatch*, the Board held a public hearing pursuant to §15.2-1903 of the Code, at which time the Board declared its intent to enter and take the Right-of-Way and Easements for the Project across portions of the Owner's property.

NOW, THEREFORE, BE IT RESOLVED that:

- (1) The Board directs the County Manager to take the necessary steps to acquire the Right-of-Way and Easements over, under, upon, across and through the property of the Owner, shown as "**RICHMOND STRIKERS SOCCER CLUB, INC.**" on two plats; one made by NXL, dated December 22, 2009, sealed on December 23, 2009, by David L. Jones, Land Surveyor, a reduced size copy of which is attached and marked Exhibit "A," and one made by Verizon Virginia Inc., a copy of which is attached and marked Exhibit "B," or shown as parcel "048" on Sheet No. 17 and further described on Sheet No. 1C(2) of the plans for North Gayton Road Extension, Project No. 2122.50701.28004.01152, reduced size copies of which are attached and marked as Exhibit "B-1" and "B-2";

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 170-10
Page No. 2 of 2

Agenda Title **RESOLUTION — Condemnation — Right-of-Way and Easements — North Gayton Road Extension Project — Richmond Strikers Soccer Club, Inc. — Three Chopt District**

- (2) The Board deems it necessary to enter upon the property and take possession of the Right-of-Way and Easements in order to construct the Project prior to the time in which a condemnation case can be filed and heard in accordance with the Code;
- (3) The County Manager shall send by certified mail a notice dated July 14, 2010, advising the Owner that the County intends to enter upon and take the Right-of-Way and Easements prior to the conclusion of condemnation proceedings, setting forth the compensation and damages offered by the County, and informing the Owner of the 30 days within which to contest the taking;
- (4) The Board finds a necessity exists to institute condemnation proceedings pursuant to the Code to acquire the Right-of-Way and Easements for the public use of constructing, operating, and maintaining the Project and to determine the amount of compensation and damages, if any, caused by the taking, possession and acquisition of the Right-of-Way and Easements;
- (5) After the 30-day period for the Owner to contest the taking has run, the County Attorney shall file in the Clerk's Office of the Circuit Court a certificate signed by the Chairman and Clerk of the Board in accordance with the Code and shall deposit with the Clerk the amount of the bona fide offer listed below that has not been accepted by the Owner:

**RICHMOND STRIKERS SOCCER CLUB, INC.
AS TO 4801 POUNCEY TRACT ROAD - \$18,624**

and,

- (6) The Board authorizes and directs the County Manager to continue to seek a voluntary acquisition of the Right-of-Way and Easements, to take all steps necessary to acquire the Right-of-Way and Easements, and to enter on and take immediate possession of the required Right-of-Way and Easements.

Comments: The Real Property Department has been unsuccessful in negotiating a settlement for the acquisition of the Right-of-Way and Easements. Therefore, the Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

G.P.N.	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-768-1098	RICHMOND STRIKERS SOCCER CLUB, INC.	2774/2030	5,124 sq. ft.	2,245 sq. ft.	760 sq. ft.

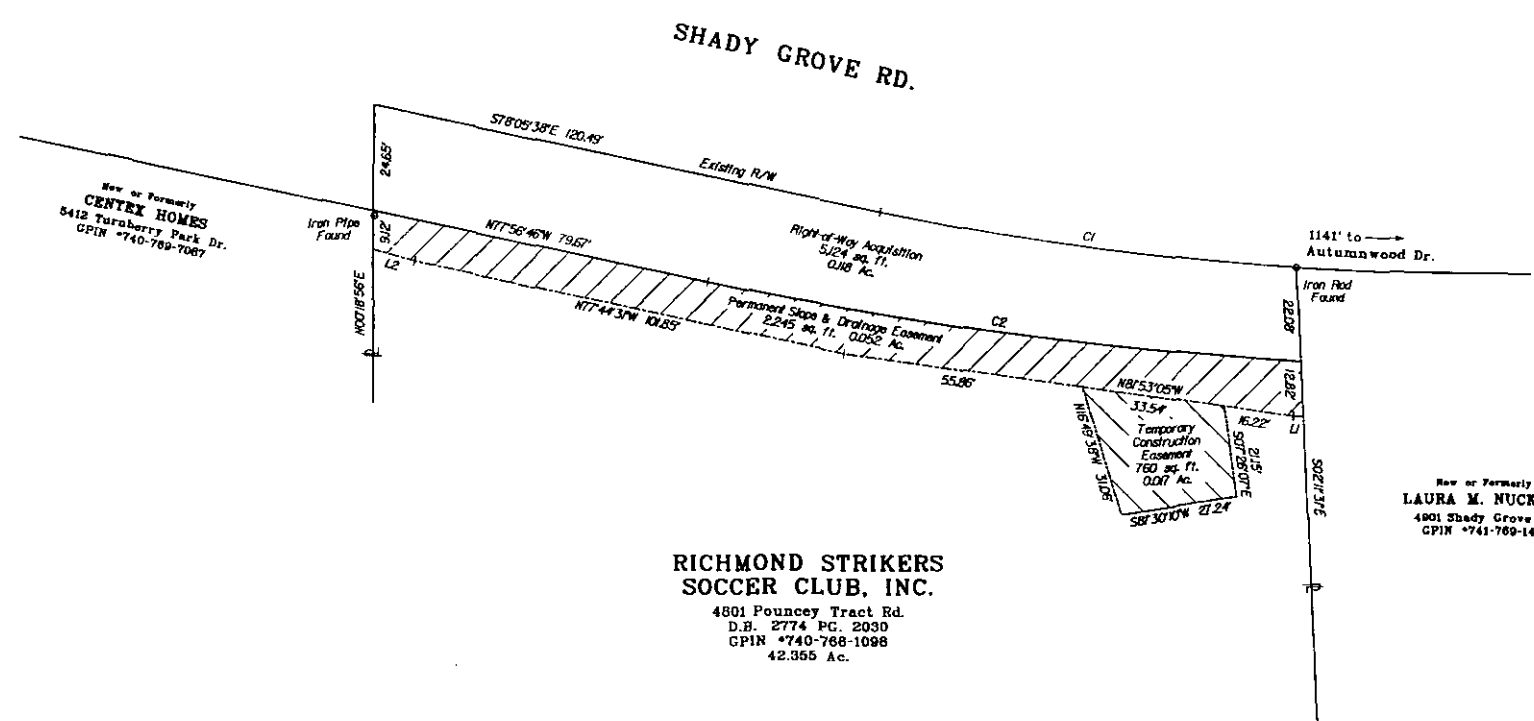
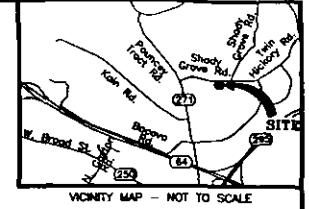
Curve Table

	Delta	Radius	Length	Tangent	Chord	Chord Bearing
C1	08°08'31"	689.07'	97.92'	49.04'	97.84'	S82°09'54"E
C2	08°13'44"	970.00'	139.31'	69.78'	139.19'	N82°09'55"W

Line Table

L1	N88°36'04"W	2.39'
L2	N7°42'29"W	10.23'

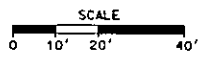
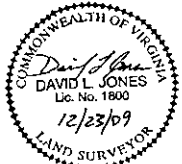
EXHIBIT "A"



RICHMOND STRIKERS SOCCER CLUB, INC.
 4801 Pouncey Tract Rd.
 D.B. 2774 PG. 2030
 G.P.N. *740-768-1098
 42.365 Ac.

New or Formerly
LAURA M. NUCKOLS
 4901 Shady Grove Rd.
 G.P.N. *741-769-1461

- Notes:
- This plat has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
 - Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 11/18/09.
 - Acreage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 - Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.

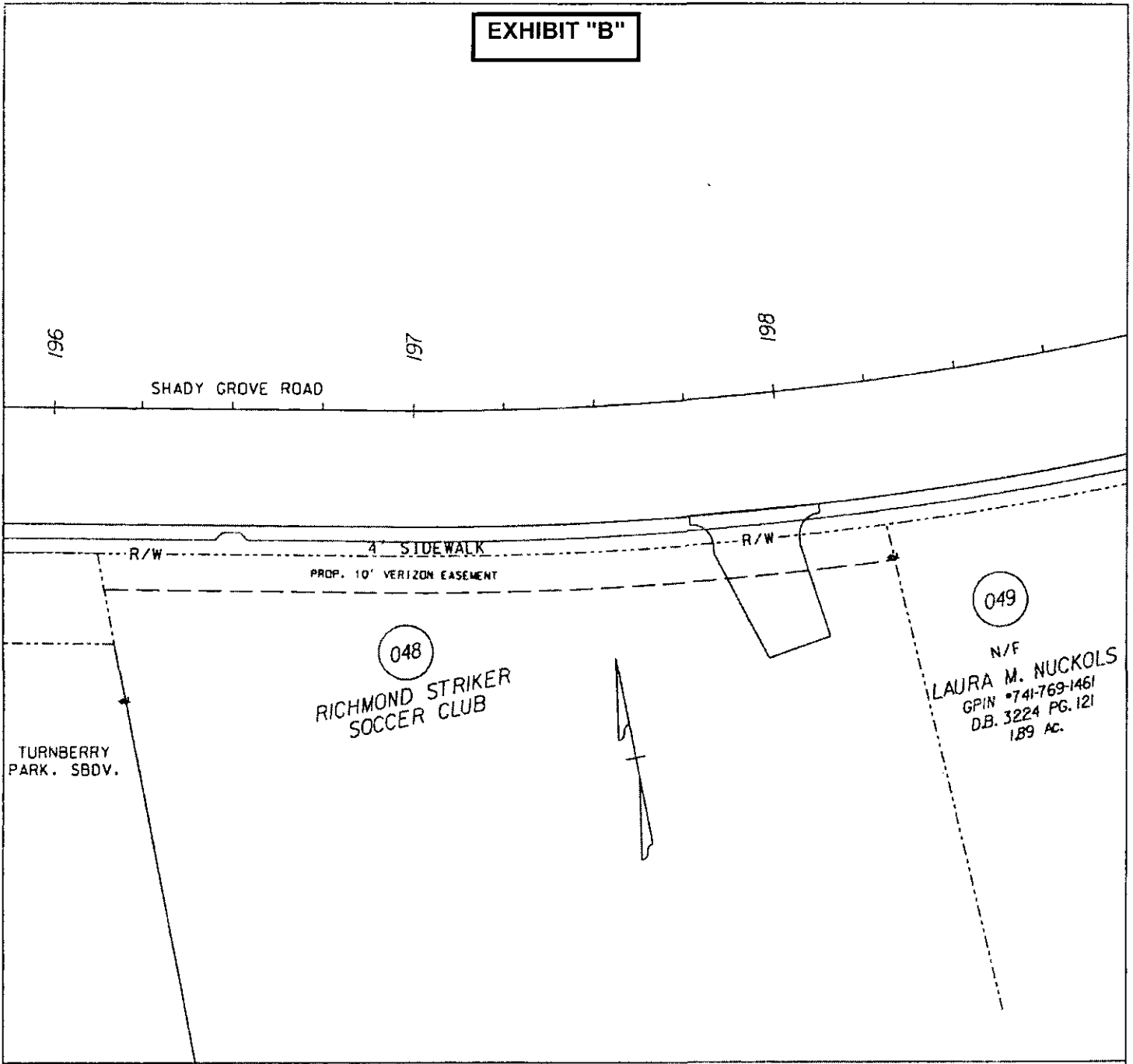


ACQUISITION PLAT SHOWING RIGHT-OF-WAY, TEMP. CONSTRUCTION EASEMENT, AND PERM. SLOPE & DRAINAGE EASEMENT ON THE PROPERTY OF
RICHMOND STRIKERS SOCCER CLUB, INC.
 THREE CHOPT MAGISTERIAL DISTRICT
 HENRICO COUNTY, VIRGINIA

rd Engineers, Surveyors
 Construction Managers
 114 east cary street, suite 200
 richmond, virginia 23219
 (804) 644-4600

FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
048	1"=20'	Dec. 22, 2009	0710007L	1 of 1

EXHIBIT "B"

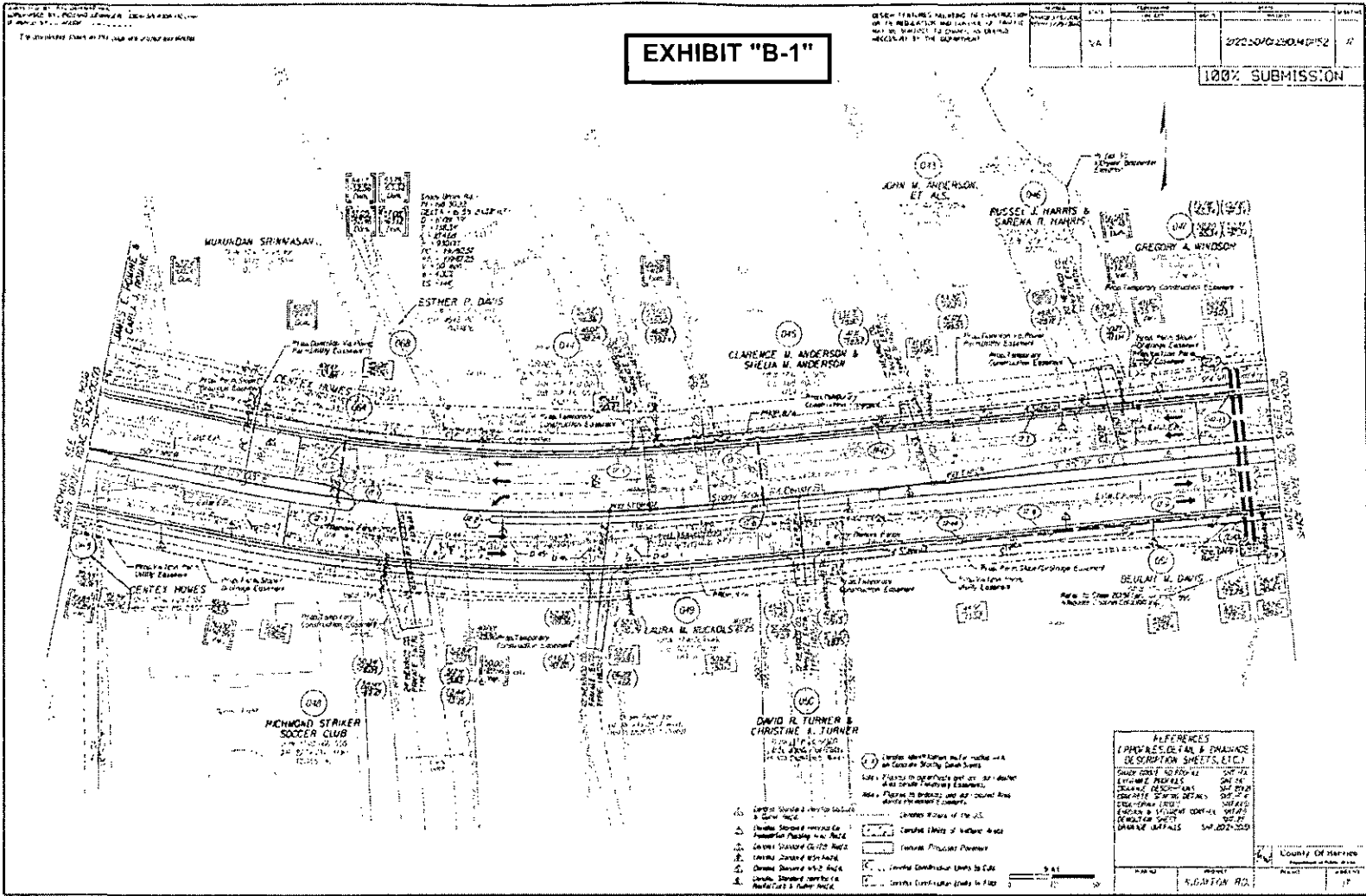


SITE PLAN REFERENCE:
 4801 SHADY GROVE ROAD, GLEN ALLEN, VA. 23059

VERIZON VIRGINIA INC.	GRANTOR/OWNER: RICHMOND STRIKER SOCCER CLUB	COUNTY: HENRICO MAGISTERIAL DIST.: THREE CHOPT
---R---DENOTES R AND/OR R/W ----LIMITS OF RIGHT-OF-WAY	ADDRESS: 4801 SHADY GROVE ROAD GLEN ALLEN, VA. 23059	TAX MAP NO.: 740-768-1098
E.A.: KEN GILBERT	CONTACT TEL. NO.:	PROPERTY ID *.: DEED BOOK: 2774 PAGE: 2030
PHONE NO.: 772-5963	GRANTOR:	GRSM SH 1700 E-W 4 N-S K PG 4 OF 4
CENTRAL OFFICE: GAYTON VZ ROW NUMBER: 267340 COVER SHEET NUMBER:	GRANTOR:	PLAT BOOK: ROUTE: WORK ORDER *: 4A18546

EXHIBIT "B-1"

100% SUBMISSION



(1) Existing Utility Lines as Shown on
 as of 1/1/2010
 (2) Proposed Utility Lines as Shown on
 as of 1/1/2010
 (3) Proposed Utility Lines as Shown on
 as of 1/1/2010
 (4) Proposed Utility Lines as Shown on
 as of 1/1/2010
 (5) Proposed Utility Lines as Shown on
 as of 1/1/2010

- (1) Existing Utility Lines as Shown on as of 1/1/2010
- (2) Proposed Utility Lines as Shown on as of 1/1/2010
- (3) Proposed Utility Lines as Shown on as of 1/1/2010
- (4) Proposed Utility Lines as Shown on as of 1/1/2010
- (5) Proposed Utility Lines as Shown on as of 1/1/2010

REFERENCES	
(1) PHOTOS, AERIAL & ELEVANCE	(1) 1/1/2010
(2) DESCRIPTION SHEETS, ETC.	(1) 1/1/2010
(3) SURVEY DATA	(1) 1/1/2010
(4) ENGINE NOTES	(1) 1/1/2010
(5) EXISTING RECORDS	(1) 1/1/2010
(6) EXISTING RECORDS	(1) 1/1/2010
(7) EXISTING RECORDS	(1) 1/1/2010
(8) EXISTING RECORDS	(1) 1/1/2010
(9) EXISTING RECORDS	(1) 1/1/2010
(10) EXISTING RECORDS	(1) 1/1/2010

Scale: 1" = 50'

DATE	1/1/2010
PROJECT	SLINGTON RD.
COUNTY OF HARFORD	
PROJECT NO.	17

Drawn File: L:\work\Projects\81236_South Area\Drawings\Property\General\81236.dwg
 Design Date: 01/15/13

SURVEYED BY: N21 1801844-8300
 SUPERVISED BY: RICHARD L. WINDSOR, 18041 375-8300 (AECOM)
 DESIGNED BY: AECOM

100% SUBMISSION

DESIGN FEATURES RELATING TO CONSTRUCTION OR TO REGULATION AND CONTROL OF TRAFFIC MAY BE SUBJECT TO CHANGE AS DULLED NECESSARY BY THE DEPARTMENT

DATE: 01/15/2010	FIR: N	MAP NO: PROJECT	SHEET: 101	TITLE: 2122.50701.2800-4.D152	NO: K(12)
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PRELIMINARY
 RIGHT OF WAY DATA SHEET

EXHIBIT "B-2"

PROJECT: NORTH GAYTON RD.
 COUNTY/CITY: HENRICO COUNTY
 COMPILED BY: DATE:
 REVISED BY: DATE:

PARCEL NO.	LANDOWNER	SHEET NO.	AREA												EASEMENTS						PROFFERS				
			TOTAL		FEE TAKING		FEE REMAINDER		FEE REMAINDER BISECTED PROPERTIES N. GAYTON RD. (LT. 16)		FEE REMAINDER BISECTED PROPERTIES N. GAYTON RD. (RT. 16)		FEE REMAINDER BISECTED PROPERTIES BACOVA DR. (LT. 16)		FEE REMAINDER BISECTED PROPERTIES BACOVA DR. (RT. 16)		PERM. SLOPE/DRAINAGE/ACCESS/SIGHT DISTANCE		UTILITY			TEMPORARY			
			ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET	ACRES	SO. FEET		ACRES	SO. FEET	YES / NO	
041	Centex Homes	15,16	2,681	0,003	141	2,678	11665,168									0,73	7557			0,089	3887,39	0,078	3,378		
042	Robert L. White Jr.	15,16	0,98	0,136	5938	0,844	36764,64									0,052	2267			0,048	219,33	0,015	668		
043	John M. Anderson, Et Als.	17	9,960	0,023	1008	9,937	432855,72									0,012	503	0,022	961,06						
044	Grady Davis & Esther P. Davis	17	2,120	0,056	2447	2,064	89907,84									0,023	1005	0,066	2889,63			0,003	127		
045	Clarence M. Anderson & Shella M. Anderson	17	2,124	0,054	2337	2,070	90169,20									0,025	1079	0,057	2507,74			0,003	134		
046	Russel J. Harris & Sarena R. Harris	17	2,722	0,022	965	2,700	117612,00									0,012	542	0,019	862,71			0,008	350		
047	Gregory A. Windsor	17,18	2,796	0,074	3237	2,722	118570,32									0,042	1821	0,059	2612,49	0,036	1581,19	0,017	748		
048	Richmond Striker Soccer Club	17	42,355	0,118	5124	42,237	1839843,72									0,052	2245		0,050	2187,96	0,017	760			
049	Laura M. Nuckols	17	1,89	0,093	4063	1,797	78277,32									0,045	1951		0,039	1711,20	0,015	667			
050	David R. Turner & Christine K. Turner	17	2,086	0,029	1262	2,057	89602,92									0,009	403		0,011	501,37	0,005	200			
051	Bulah M. Davis	17,18	3,412	0,204	8876	3,208	139740,48									0,094	4104		0,100	4362,13	0,009	413			
052	Islamic WAQF of Virginia, Inc.	18	5,00	0,187	8154	4,813	209697,84									0,093	4057	0,158	6908,00	0,093	4078,78				
053	Twin History Homeowners Association, Inc.	18	5,00	0,002	78	4,998	217712,88									0,060	2601								
054	Channing P. Perkins	10D	1,00													0,008	343								
055	Sirani Rahem	14D	0,083																0,007	326,39					
056	Trust of Blanche C. Alvis, Et Al.	7	39,5													0,023	1004					0,036	1559		
057	Katherine F. White	10D	0,46													0,007	290					0,033	1450		
058	Boone Homes, Inc.	14B														0,007	299					0,002	92		
059	Centex Homes	15,16	0,330	0,003	128	0,327	14244,2									0,118	5131	0,201	8758,45						
060	Centex Homes	16														0,008	333								
061	Centex Homes	16														0,016	681								
062	Nailh Malligoda & Dulminle V. Malligoda	16														0,018	793								
063	Centex Homes	16,17		0,171												0,056	2421			0,072	3146,79				
064	Centex Homes	16,17	0,270	0,002	96	0,268	11674,08									0,098	4283	0,078	3401,49						
065	Lukhal S. Shougal Jam & Neelbala Shougal Jam	16														0,003	120								
066	Pranav R. Shah & Seema P. Shah	16														0,007	224	0,002	107,42						
067	DELETED	17																							
068	Esther P. Davis	17	0,048	0,006	255	0,042	1829,52									0,002	82	0,005	223,16						
069	Henrico County School Board	19	60,29	0,008	354	60,282	2625883,92																		
070	Centex Homes	15	0,327	0,002	87	0,325	14157,00									0,099	4316	0,099	4324,41						
100	County Of Henrico	-																							
101	Commonwealth of Virginia	-																							
102	Commonwealth of Virginia	-																							

County Of Henrico
 HENRICO COUNTY
 NORTH GAYTON RD.
 K(12)

BLACKLINE

ORDINANCE - To Amend and Reordain Section 2-87 of the Code of the County of Henrico Titled "Service charge on returned payments," to Add Another Reason for the Charge

AN ORDINANCE to amend Section 2-87 of the Code of the County of Henrico titled "Service charge on returned payments," to add another reason for the charge.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 2-87 be amended and reordained as follows:

Sec. 2-87. Service charge on returned payments.

If A person who tenders any check, draft, order, credit card, debit card, electronic funds transfer or other means of payment ~~tendered~~ for the payment of taxes or any other sums due the county which is subsequently returned unpaid ~~for~~ because of insufficient funds, ~~or~~ because there is no account, or because the account has been closed, ~~the person by whom such check, draft, credit card, debit card, electronic funds transfer or other means of payment was tendered~~ shall be subject to a service charge of \$35.00 for the processing of the returned check, draft, order, credit card, debit card, electronic funds transfer or other means of payment. A drawer shall be charged a fee of \$35.00 for return of a check, draft or order on which the drawer placed a stop-payment order in bad faith.

2. That this ordinance shall be in full force and effect on and after its passage as provided by law.

BLACKLINE COPY

ORDINANCE - To Add Section 20-605 to the Code of the County of Henrico Titled "Prerequisite to issuance or renewal of license," Relating to the Issuance or Renewal of a Business License for Contractors

AN ORDINANCE to add Section 20-605 to the Code of the County of Henrico titled "Prerequisite to issuance or renewal of license," relating to the issuance or renewal of a business license for contractors.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 20-605 be added to the Code of the County of Henrico as follows:

Sec. 20-605. Prerequisite to issuance or renewal of license.

(a) Any person applying for or renewing a license under this division shall furnish prior to the issuance or renewal of the license either (i) satisfactory proof that he is duly licensed or certified under the terms of Code of Virginia, tit. 54.2, ch. 11 or (ii) a written statement, supported by an affidavit that he is not subject to licensure or certification as a contractor or subcontractor pursuant to Code of Virginia, tit. 54.1, ch. 11.

(b) No license shall be issued or renewed under this division unless the contractor has furnished his license or certificate number issued pursuant to Code of Virginia, tit. 54.1, ch. 11 or evidence of being exempt from the provisions of Code of Virginia, tit. 54.1, ch. 11.

2. That this ordinance shall be in full force and effect on and after its passage as provided by law.

Comments: The Director of Finance recommends approval of this Board paper; the County Manager concurs.

BLACKLINE COPY

ORDINANCE - To Amend and Reordain Section 20-411 of the Code of the County of Henrico Titled "Enumerated; amount of license tax" and to Add Section 20-414 Titled "Exclusion from gross receipts – Security brokers and dealers," Relating to Business License Taxation of Security Brokers and Dealers

AN ORDINANCE to amend and reordain Section 20-411 of the Code of the County of Henrico titled "Enumerated; amount of license tax" and to add Section 20-414 titled "Exclusion from gross receipts – Security brokers and dealers," relating to business license taxation of security brokers and dealers.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 20-411 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-411. Enumerated; amount of license tax.

(a) Every person engaged in one or more of the following businesses and having a definite place of business in the county, provided that the gross receipts of the business exceed \$100,000.00, shall pay a license tax equal to the greater of: (i) \$30.00 or (ii) 0.20 percent of the difference between the gross receipts of the business and \$100,000.00.

(b) If the gross receipts of the business are \$100,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

Accountant (other than certified public accountant).

Administration and management of health care plans.

Adult educational services, except those provided by religious or nonprofit organizations.

Appraiser or evaluator of personal property or damages to personal property.

Appraiser or evaluator of real estate for others for compensation.

Arboriculturist or pruner of trees and shrubs.

Assayer.

Auctioneer.

Auditing company or firm.

Blueprinter.
Bookkeeper, public.
Botanist.
Business management.
Claims adjustor.
Collection agent or agency.
Commercial artist.
Common crier.
Computer consultant or programmer.
Conductor of seminars.
Consulting or consultant service.
Custom house broker or freight forwarder.
Draftsman.
Ecologist.
Erection or improvement of buildings, furnisher of plans or specifications for or persons employed in consulting capacity in connection with architect.
Interpreter.
Investment broker, consultant or advisor.
Lumber measurer.
Manufacturer's agent.
Marriage or business counselor.
Merchandise broker.
Paralegal or legal assistant.
Photostater.
Public relations counselor and furnisher of publicity.
Recorder of proceedings in any court, commission or organization.
Recorder of securities transactions.
Sales agent or agency.
Sign painter or service.
Social counselor.
Speech therapist.

Security broker, dealer.

Tax return preparer or tax consultant.

Taxidermist.

Technician, including dental or medical.

Telecommunications services, including, but not limited to, telephone and cellular mobile radio communication services, provided by persons not subject to tax under section 20-814 of this article.

Title abstract or guaranty.

2. That Section 20-414 be added to the Code of the County of Henrico as follows:

Sec. 20-414. Exclusion from gross receipts – Security brokers and dealers.

(a) For purpose of computing the tax under this division, the gross receipts of a security broker or security dealer shall not include amounts received by the broker or dealer that arise from the sale or purchase of a security to the extent that such amounts are paid to an independent registered representative as a commission on any sale or purchase of a security. The broker or dealer claiming the exclusion shall identify on its business license application each independent registered representative to whom the excluded receipts have been paid and, if applicable, the localities in the Commonwealth to which the independent registered representative is subject to business license taxes.

(b) For the purpose of this division:

(1) "Security broker" means a "broker" as that term is defined under the Securities Exchange Act of 1934 (15 U.S.C. § 78a et seq.), or any successor law to the Securities Exchange Act of 1934, who is registered with the United States Securities and Exchange Commission.

(2) "Security dealer" means a "dealer" as that term is defined under the Securities Exchange Act of 1934 (15 U.S.C. § 78a et seq.), or any successor law to the Securities Exchange Act of 1934, who is registered with the United States Securities and Exchange Commission.

(3) "Independent registered representative" means an independent contractor registered with the United States Securities and Exchange Commission.

3. That this ordinance shall be in full force and effect on and after its passage.

Comments: The Director of Finance recommends approval of this Board paper; the County Manager concurs.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 174-10
Page No. 1 of 1

Agenda Title: INTRODUCTION OF ORDINANCE – To Amend and Reordain Sections 20-312, 20-313, and 20-691 of the Code of the County of Henrico Titled, Respectively, "Levy; amount," "Taxation of rental property other than daily rental property," and "License and payment of tax required; 'retail merchant' defined," All Relating to Short-Term Rental Property Tax.

For Clerk's Use Only:
JUL 19 2010
Date: _____
 Approved
 Denied
 Amended
 Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Thornton Seconded by (1) Donati
(2) _____ (2) _____

REMARKS: **APPROVED**

	YES	NO	OTHER
Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The Clerk is directed to advertise, in the Richmond Times-Dispatch on July 20, 2010 and July 27, 2010 the following ordinance for a public hearing to be held at the Board Room on August 10, 2010, at 7:00 p.m.:

"AN ORDINANCE to amend and reordain Sections 20-312, 20-313, and 20-691 of the Code of the County of Henrico Titled, Respectively, "Levy; amount," "Taxation of rental property other than daily rental property," and "License and payment of tax required; 'retail merchant' defined," All Relating to Short-Term Rental Property Tax. A copy of the full text of this ordinance shall be on file in the Office of the County Manager."

Comments: The Director of Finance recommends approval of this Board paper; the County Manager concurs.

By Agency Head [Signature] By County Manager [Signature]

Routing:
Yellow to: _____
Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

BLACKLINE COPY

Ordinance – To Amend and Reordain Sections 20-312, 20-313, and 20-691 of the Code of the County of Henrico Titled, Respectively, “Levy; amount,” “Taxation of rental property other than daily rental property,” and “License and payment of tax required; ‘retail merchant’ defined,” All Relating to Short-Term Rental Property Tax

AN ORDINANCE to amend and reordain Sections 20-312, 20-313 and 20-691 of the Code of the County of Henrico titled respectively “Levy; amount,” “Taxation of rental property other than daily rental property,” and “License and payment of tax required; ‘retail merchant’ defined,” all relating to the short-term rental property tax.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 20-312 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-312. Levy; amount.

Pursuant to Code of Virginia, § 58.1-3510.6A, as amended, for each tax year, there is hereby levied and imposed a tax of one percent on the gross proceeds arising from rentals of every person engaged in the short-term rental business. Such tax shall be in addition to the tax levied pursuant to Code of Virginia, § 58.1-605, as amended. “Gross proceeds” means the total amount charged to each person for the rental of short-term rental property, excluding any state and local sales tax paid under the provisions of Code of Virginia, Title 58.1, Chapter 6. ~~The imposition and collection of a short-term rental property tax under this article with respect to rental property shall be in lieu of taxation of such rental property as tangible business personal property in the same tax year.~~

2. That Section 20-313 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-313. Taxation of rental property other than daily short-term rental property.

Except for daily rental vehicles pursuant to Code of Virginia, § 58.1-3510 and short-term rental property, rental property shall be classified, assessed and taxed as tangible personal property. ~~if such property (i) is owned and rented by a person not engaged in the short-term rental business, as defined in § 20-311; or (ii) has acquired situs in the Commonwealth and is owned and rented by a person who does not collect and remit to a locality within the Commonwealth a short-term rental property tax with respect to the rental of such property.~~

3. That Section 20-691 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-691. License and payment of tax required; "retail merchant" defined.

Every person engaged in the business of a retail merchant shall obtain a license for the privilege of doing business in the county and shall pay a license tax therefor. The term "retail merchant," as used in this division, shall include every merchant who sells to others at retail only and not for resale. **The term "retail merchant," as used in this division, shall also include any person engaged in the short-term rental business as defined in § 20-311.**

4. That this ordinance shall be in full force and effect on and after its passage as provided by law.

Comments: The Director of Finance recommends approval of this Board paper; the County Manager concurs.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 175-10

Page No. 1

Agenda Title: RESOLUTION – Authorization to Accept Grant Funding from the FY2009 State Homeland Security Grant, National Preparedness Directorate, United States Department of Homeland Security, as Managed by the Virginia Department of Emergency Management, for Equipment Purchases

<p>For Clerk's Use Only: JUL 13 2010</p> <p>Date: _____</p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____</p>	<p align="center">BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Donati</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><u>absent</u></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	YES	NO	OTHER																							
Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
O'Bannon, P.	<input type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>																							
Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the Division of Fire wishes to accept a \$50,000 grant from the FY2009 State Homeland Security Grant, National Preparedness Directorate, United States Department of Homeland Security, as managed by the Virginia Department of Emergency Management; and

WHEREAS, this funding will be used to purchase equipment to detect, respond to, and recover from chemical, biological, radiological, nuclear, or explosive ("CBRNE") incidents.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County authorizes the County Manager to accept grant funding totaling \$50,000, which does not require a local match, from the FY2009 State Homeland Security Grant, National Preparedness Directorate, U. S. Department of Homeland Security, as managed by the Virginia Department of Emergency Management, for the purchase of equipment to detect, respond to, and recover from CBRNE incidents.

Comments: The Fire Chief recommends approval of this Board paper; the County Manager concurs.

By Agency Head *Adrian L. Smith* By County Manager *Doug A. Haydel*

Routing:
Yellow to: _____
Copy to: _____

Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

BLACKLINE COPY

ORDINANCE - To Amend and Reordain Sections 4-112 and 4-113 of the Code of the County of Henrico Titled "Application" and "Annual Permit," Respectively, Relating to Applications for a Music Festival Permit

AN ORDINANCE to amend and reordain Sections 4-112 and 4-113 of the Code of the County of Henrico titled "Application" and "Annual Permit," respectively, relating to applications for a music festival permit.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 4-112 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 4-112. Application.

Application for a special entertainment permit required by this division shall be in writing on forms provided for the purpose and filed in duplicate with the director of public safety at least 45 days before the date of such festival. Such application shall have attached thereto and made a part thereof the plans, statements, approvals and other documents required by this division. A nonrefundable fee of \$200.00 shall accompany each application. **The director of public safety may, at his discretion and upon an applicant's showing of good cause, consider an application submitted less than 45 days before the date of the festival.**

2. That Section 4-113 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 4-113. Annual permit.

(a) Eligibility. The director of public safety may issue an annual permit under this division for multiple festivals at a site which is the subject of an approved plan of development, has a structure previously used for outdoor concerts, and has previously satisfied the requirements of this article.

(b) Application; fee. Application for an annual permit shall be in writing on forms provided for the purpose and filed in duplicate with the director of public safety at least 45 days before the date of the first festival to be held under the permit. **The director of public safety may, at his discretion and upon an applicant's showing of good cause, consider an application submitted less**

than 45 days before the date of the festival. Except as provided in this subsection, the application shall have attached thereto and made a part thereof the plans, statements, approvals and other documents required by this division. An application for an annual permit need not contain the information described in section 4-115(a)(1) and (2), provided such information is submitted to the chief of police at least 15 days prior to each festival or as soon thereafter as such information becomes available. If such information is not submitted, the annual permit shall be null and void as to that particular festival. A nonrefundable fee of \$2,000.00 shall accompany each application for an annual permit.

(c) Duration. Annual permits shall be issued for the period January 1 to December 31 of the same calendar year, except that, when the application is filed after January 1, the permit shall be effective from the date issued until December 31 of that same year.

3. That this ordinance shall be in full force and effect on and after its passage.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 177-10
Page No. 1 of 1

Agenda Title: INTRODUCTION OF ORDINANCE - To Amend and Reordain Sections 2-51, 5-1, 5-2, 5-3, 5-4, 5-31, 5-32, 5-36, 5-53, 5-59, 5-61, 5-81, 5-102, 5-133, 5-136, 5-140, 5-141, 5-173, 5-174, 5-175, and 5-179 of the Code of the County of Henrico Titled, Respectively, "Bonds," "Definitions," "Appointment of animal protection supervisor; powers and duties generally," "Animal protection officers," "Disposal of dead animals," "Dogs killing or injuring livestock or poultry," "Compensation for livestock and poultry killed by dogs; false claims," "Control of dangerous or vicious dogs," "Failure to pay tax," "Display of receipt; wearing of collar and tag," "Display of kennel tags; allowing dogs out of kennel," "[Rabies vaccination] Required; certificate," "Sterilization required," "Impoundment generally; holding period," "Redemption of animals," "Voluntary delivery of animal by owner; surrender of owner's rights in animal," "Seizure and impoundment of stolen or unlawfully held dogs or cats," "Confinement or destruction of dogs and cats suspected of having rabies," "Confinement or destruction of biting animals," "Confinement or destruction of dogs or cats bitten by rabid animals," and "Enforcement measures on noncompliance by owner of dog or cat," All to Change the Name of "Animal Protection Officer" to "Animal Protection Police Officer."

For Clerk's Use Only:
Date: JUL 13 2010
BOARD OF SUPERVISORS ACTION
Moved by (1) Culver Seconded by (1) Thornton
(2) (2)
REMARKS: APPROVED
YES NO OTHER
Donati, J. [checked]
Glover, R. [checked]
Kacchele, D. [checked]
O'Bannon, P. [checked]
Thornton, F. [checked]

The Clerk is directed to advertise, in the Richmond Times-Dispatch on July 20, 2010 and July 27, 2010, the following ordinance for a public hearing to be held at the Board Room on August 10, 2010, at 7:00 p.m.:

"AN ORDINANCE to amend and reordain Sections 2-51, 5-1, 5-2, 5-3, 5-4, 5-31, 5-32, 5-36, 5-53, 5-59, 5-61, 5-81, 5-102, 5-133, 5-136, 5-140, 5-141, 5-173, 5-174, 5-175, and 5-179 of the Code of the County of Henrico Titled, Respectively, "Bonds," "Definitions," "Appointment of animal protection supervisor; powers and duties generally," "Animal protection officers," "Disposal of dead animals," "Dogs killing or injuring livestock or poultry," "Compensation for livestock and poultry killed by dogs; false claims," "Control of dangerous or vicious dogs," "Failure to pay tax," "Display of receipt; wearing of collar and tag," "Display of kennel tags; allowing dogs out of kennel," "[Rabies vaccination] Required; certificate," "Sterilization required," "Impoundment generally; holding period," "Redemption of animals," "Voluntary delivery of animal by owner; surrender of owner's rights in animal," "Seizure and impoundment of stolen or unlawfully held dogs or cats," "Confinement or destruction of dogs and cats suspected of having rabies," "Confinement or destruction of biting animals," "Confinement or destruction of dogs or cats bitten by rabid animals," and "Enforcement measures on noncompliance by owner of dog or cat," All to Change the Name of "Animal Protection Officer" to "Animal Protection Police Officer." A copy of the full text of this ordinance shall be on file in the Office of the County Manager."

Comments: The Chief of Police recommends approval of this Board paper; the County Manager concurs.

By Agency Head [Signature] By County Manager [Signature]

Routing: Yellow to: Copy to: Certified: A Copy Tests: Clerk, Board of Supervisors Date:

ORDINANCE - To Amend and Reordain Sections 2-51, 5-1, 5-2, 5-3, 5-4, 5-31, 5-32, 5-36, 5-53, 5-59, 5-61, 5-81, 5-102, 5-133, 5-136, 5-140, 5-141, 5-173, 5-174, 5-175, and 5-179 of the Code of the County of Henrico Titled, Respectively, "Bonds," "Definitions," "Appointment of animal protection supervisor; powers and duties generally," "Animal protection officers," "Disposal of dead animals," "Dogs killing or injuring livestock or poultry," "Compensation for livestock and poultry killed by dogs; false claims," "Control of dangerous or vicious dogs," "Failure to pay tax," "Display of receipt; wearing of collar and tag," "Display of kennel tags; allowing dogs out of kennel," "[Rabies vaccination] Required; certificate," "Sterilization required," "Impoundment generally; holding period," "Redemption of animals," "Voluntary delivery of animal by owner; surrender of owner's rights in animal," "Seizure and impoundment of stolen or unlawfully held dogs or cats," "Confinement or destruction of dogs and cats suspected of having rabies," "Confinement or destruction of biting animals," "Confinement or destruction of dogs or cats bitten by rabid animals," and "Enforcement measures on noncompliance by owner of dog or cat," All to Change the Name of "Animal Protection Officer" to "Animal Protection Police Officer."

AN ORDINANCE to amend and reordain Sections 2-51, 5-1, 5-2, 5-3, 5-4, 5-31, 5-32, 5-36, 5-53, 5-59, 5-61, 5-81, 5-102, 5-133, 5-136, 5-140, 5-141, 5-173, 5-174, 5-175, and 5-179 of the Code of the County of Henrico titled, respectively, "Bonds," "Definitions," "Appointment of animal protection supervisor; powers and duties generally," "Animal protection officers," "Disposal of dead animals," "Dogs killing or injuring livestock or poultry," "Compensation for livestock and poultry killed by dogs; false claims," "Control of dangerous or vicious dogs," "Failure to pay tax," "Display of receipt; wearing of collar and tag," "Display of kennel tags; allowing dogs out of kennel," "[Rabies vaccination] Required; certificate," "Sterilization required," "Impoundment generally; holding period," "Redemption of animals," "Voluntary delivery of animal by owner; surrender of owner's rights in animal," "Seizure and impoundment of stolen or unlawfully held dogs or cats," "Confinement or destruction of dogs and cats suspected of having rabies," "Confinement or destruction of biting animals," "Confinement or destruction of dogs or cats bitten by rabid animals," and "Enforcement measures on noncompliance by owner of dog or cat," all to change the name of "Animal Protection Officer" to "Animal Protection Police Officer."

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA:

1. That Section 2-51 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 2-51. Bonds.

...

(c) *Other persons.* Persons holding the following positions shall give bond with corporate surety in the amount of \$100,000.00, payable to the county, conditioned on the faithful discharge of their duties and the proper account for all funds coming into their possession:

- (1) The county manager and all deputy county managers;
- (2) The director of general services;
- (3) All employees of the department of social services duly authorized to certify payments to be made or authorized to draw warrants;
- (4) The chief of police and all police officers, animal protection **police** officers, police aides, crossing guards, property technicians and identification technicians;
- (5) The chief of fire, fire marshal and all deputy fire marshals;
- (6) The supervisor of licenses and all deputies of that position; and
- (7) The registrar.

...

2. That Section 5-1 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

...

Vicious dog means a canine or canine crossbreed which has (i) killed a person; (ii) inflicted serious injury to a person, including multiple bites, serious disfigurement, serious impairment of health, or serious impairment of a bodily function; or (iii) continued to exhibit the behavior which resulted in a previous finding by a court or, on or before July 1, 2006, by an animal protection **police** officer that it is a dangerous dog, provided that its owner has been given notice of that finding.

3. That Section 5-2 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-2. Appointment of animal protection police officer supervisor; powers and duties generally.

An animal protection police officer supervisor shall be appointed by the county manager. The animal protection police officer supervisor shall have all the powers and duties ~~of an animal warden~~ provided for in Code of Virginia, title 3.2, ch. 65 (Code of Virginia § 3.2-6500 et seq.) in the enforcement of the provisions of this chapter and the animal laws of the county and state and such other duties as may be prescribed by this Code, the Code of Virginia, or other ordinances or laws of the county or State.

4. That Section 5-3 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-3. Animal protection police officers.

The county manager shall appoint as many animal protection police officers as may be necessary in the enforcement of this chapter. Animal protection police officers shall have all the powers and duties of the animal protection police officer supervisor.

5. That Section 5-4 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-4. Disposal of dead animals.

The owner of any companion animal which has died from disease or other cause shall forthwith cremate, bury or sanitarily dispose of the animal. If, after notice, any owner fails to do so, the animal protection police officer supervisor or other officer shall bury or cremate the companion animal, and he may recover on behalf of the county from the owner his cost for this service. It shall be unlawful for any owner to fail to dispose of the body of his companion animal in violation of this section. Violation of this section shall be punishable as a class 4 misdemeanor.

6. That Section 5-31 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-31. Dogs killing or injuring livestock or poultry.

It shall be the duty of the animal protection police officer supervisor or other officer who may find a dog in the act of killing or injuring livestock or poultry to kill such dog forthwith whether such dog bears a tag or not. Any person finding a dog committing any of the depredations mentioned in this section shall have the right to kill such dog on

sight, as shall any owner of livestock or his agent finding a dog chasing livestock on land utilized by the livestock when the circumstances show that such chasing is harmful to the livestock. Any court shall have the power to order the animal protection **police officer** or other officer to kill any dog known to be a confirmed livestock or poultry killer, and any dog killing poultry for the third time shall be considered a confirmed poultry killer. The court, through its contempt powers, may compel the owner, custodian or harbinger of the dog to produce the dog. If the animal protection **police officer** supervisor has reason to believe that a dog is killing livestock or poultry, he is empowered to seize such dog solely for the purpose of examining such dog in order to determine whether it committed any of the depredations mentioned in this section. The animal protection **police officer** supervisor or any other person who has reason to believe that any dog is killing livestock or committing any of the depredations mentioned in this section shall apply to any magistrate of the county, who shall issue a warrant requiring the owner or custodian, if known, to appear before the county general district court at a time and place named therein, at which time evidence shall be heard. If it shall appear that such a dog is a livestock killer or has committed any of the depredations mentioned in this section, the district court shall order that the dog be killed immediately by the animal protection **police officer** supervisor or other officer designated by the court, or removed to another state which does not border on this state and prohibited from returning to this state.

7. That Section 5-32 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-32. Compensation for livestock and poultry killed by dogs; false claims.

(a) Any person who has any livestock or poultry killed or injured by any dog not his own shall be entitled to receive as compensation the fair market value of such livestock or poultry, not to exceed \$400.00 per animal or \$10.00 per fowl; provided that the claimant has furnished evidence within 60 days of discovery of the quantity and value of the dead or injured livestock and the reasons the claimant believes that the death or injury was caused by dogs and the animal protection **police officer** supervisor has conducted an investigation and his investigation supports the claim.

8. That Section 5-36 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-36. Control of dangerous or vicious dogs.

(a) Any law enforcement officer or animal protection **police** officer who has reason to believe that a canine or canine crossbreed is a dangerous or vicious dog, shall apply to a county magistrate for the issuance of a summons requiring the owner or custodian, if known, to appear before the general district court at a specified time. The

summons shall advise the owner of the nature of the proceeding and the matters at issue. If a law enforcement officer successfully makes an application for the issuance of a summons, he shall contact an animal protection **police** officer and inform him of the location of the dog and the relevant facts pertaining to his belief that the dog is dangerous or vicious. The animal protection **police** officer shall confine the animal until a verdict is rendered on the summons. If the animal protection **police** officer determines that the owner or custodian can confine the animal in a manner that protects public safety, he may permit the owner or custodian to confine the animal until such time as evidence shall be heard and a verdict rendered. The court, through its contempt powers, may compel the owner, custodian or harbinger of the animal to produce the animal. If, after hearing the evidence, the court finds that the animal is a dangerous dog, the court shall order the animal's owner to comply with the provisions of this section. If, after hearing the evidence, the court finds that the animal is a vicious dog, the court shall order the animal euthanized in accordance with section 5-142. The procedure for appeal and trial shall be the same as provided by law for misdemeanors. Trial by jury shall be as provided in Article 4 of Chapter 15 of Title 19.2 of the Code of Virginia. The Commonwealth shall be required to prove its case beyond a reasonable doubt.

...

(d) Within ten days of a finding that an animal is a dangerous dog, the owner of the animal shall obtain a dangerous dog registration certificate from the animal protection unit of the division of police or the director of finance for a fee of \$50. This fee is in addition to other fees required by this chapter. The animal protection **police** officer or the director of finance shall provide the owner with a tag which identifies the animal as a dangerous dog. The owner shall affix the tag to the animal's collar and ensure that the animal wears the collar and tag at all times. All certificates obtained pursuant to this subsection shall be renewed annually for the same fee and in the same manner as the initial certificate was obtained. The animal protection **police** officer shall provide a copy of the dangerous dog registration certificate and verification of compliance to the State Veterinarian.

...

9. That Section 5-53 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-53. Failure to pay tax.

(a) Any person convicted of failure to pay the dog license tax prior to February 1 of any year, or as otherwise provided in this division, on any dog owned by him shall be guilty of a class 4 misdemeanor. Such person shall be required to obtain the proper license forthwith. Unless the fine and license tax are paid immediately, the court shall order the proper disposition of such dog by the animal protection **police officer**

supervisor or some other officer, but the disposition of such dog shall not relieve its owner of the payment of the fine and the license tax already due.

...

10. That Section 5-59 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-59. Display of receipt; wearing of collar and tag.

(a) Dog license receipts shall be carefully preserved by the licensees and exhibited promptly on request for inspection by any animal protection **police** officer or other law enforcement officer. Dog license tags shall be securely fastened to a substantial collar by the owner or custodian and worn by such dog. It shall be unlawful for any person to permit any licensed dog, four months of age or over, to be off the premises of the owner at any time without wearing the license tag; except that the owner of the dog may remove the collar and license tag required by this section when the dog:

- (1) Is engaged in lawful hunting;
- (2) Is competing in a dog show;
- (3) Has a skin condition which would be exacerbated by the wearing of a collar;
- (4) Is confined; or
- (5) Is under the immediate control of the owner.

...

11. That Section 5-61 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-61. Display of kennel tags; allowing dogs out of kennel.

(a) The owner of a kennel in the county shall securely fasten the license tag to the kennel enclosure in full view and keep one of the identification plates provided therewith attached to the collar of each dog authorized to be kept enclosed in the kennel. Any identification plates not so in use must be kept by the owner or custodian and promptly shown to the animal protection **police officer** supervisor or other officer upon request. A kennel dog shall not be permitted to stray beyond the limits of the enclosure, but this shall not prohibit removing dogs therefrom temporarily while under the control of the owner or custodian for the purpose of exercising, hunting, breeding, trial or show. The animal protection **police officer** supervisor may, in his discretion,

issue a permit allowing kennel dogs to run at large during such months as he may deem proper; provided that such permit shall not authorize such dogs to run at large contrary to any other provisions of this Code or other ordinance of the county. Every permit shall state the months that such dogs may run at large and the rules and regulations that must be complied with, and the animal protection police officer supervisor may revoke any such permit at any time. Forms of application blanks and permits shall be supplied by the animal protection police officer supervisor. A kennel shall not be operated in such a manner as to defraud the county of the license tax applying to dogs which cannot be legally covered thereunder or to in any manner violate other provisions of this chapter.

...

12. That Section 5-81 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-81. Required; certificate.

...

(d) The certificate issued pursuant to subsection (b) of this section shall be preserved by the owner of the dog or cat and exhibited promptly on request for inspection by any animal protection police officer or other law enforcement officer.

...

13. That Section 5-102 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-102. Sterilization required.

...

(e) *Order to comply.* Upon the petition of the animal protection police officer supervisor, an investigator or the state veterinarian or his designee to the district court where a violation of this division occurs, the court may order the new owner to take any steps necessary to comply with the requirements of this division. This remedy shall be exclusive of and in addition to any civil penalty which may be imposed under this division.

...

14. That Section 5-133 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-133. Impoundment generally; holding period.

(a) The animal protection **police officer** supervisor or other officer who finds a dog without the tags required by this chapter, or a dog running at large in violation of section 5-34(7), or any other animal in violation of the provisions of this chapter shall impound such animal in the pound.

15. That Section 5-136 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-136. Redemption of animals.

Either a custodian of an animal or an individual who has found an animal may qualify as owner and may claim the animal by expressing his desire in writing to claim the animal at the expiration of the period set out in section 5-133(a) after payment of required fees. *The rightful owner may redeem any animal confined pursuant to this article by producing an authorized current valid vaccination certificate, if required by this chapter, and a current dog license receipt or tag, if required by this chapter, and by paying to the animal protection **police officer** supervisor the board and redemption fees set out in section 5-143. Payment of the charges provided for in this section shall not relieve any person from prosecution for a violation of this chapter.*

16. That Section 5-140 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-140. Voluntary delivery of animal by owner; surrender of owner's rights in animal.

Nothing in this article shall prohibit the immediate euthanasia or disposal by the methods listed in subdivisions (1) through (5) of section 5-137 of an animal that has been released to the pound or animal protection **police officer** supervisor by the animal's rightful owner after the rightful owner has read and signed a statement (i) surrendering all property rights in such animal, (ii) certifying that no other person has a right of property in the animal, and (iii) acknowledging that the animal may be immediately euthanized or disposed of in accordance with subdivisions (1) through (5) of section 5-137.

17. That Section 5-141 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-141. Seizure and impoundment of stolen or unlawfully held dogs or cats.

The animal protection **police officer** supervisor or other officer finding a stolen dog or cat or a dog or cat held or detained contrary to the law shall have the authority to seize and hold such animal pending court action. If no such action is instituted within seven days, the animal protection **police officer** supervisor or other officer shall deliver the animal to its owner. The presence of a dog or a cat on the premises of a person other than its legal owner shall raise no presumption of theft against the owner of the property, and the animal protection **police officer** supervisor may take such animal in charge and notify its legal owner to remove it. The legal owner shall pay to the animal protection **police officer** supervisor a fee in the amount of \$5.00 for each day that such animal has been confined.

18. That Section 5-173 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-173. Confinement or destruction of dogs and cats suspected of having rabies.

(a) Dogs or cats found within the county reasonably suspected of having rabies or exhibiting the common symptoms of such disease shall be taken into custody immediately by the animal protection **police** officer or any police officer and confined in the county pound or at a private veterinarian's establishment approved by the county health director in solitary confinement and kept under competent observation for such time as may be necessary to determine whether they are afflicted with rabies.

...

(c) The animal protection **police** officer may cause to be destroyed humanely any dog or cat which, in the opinion of a veterinarian, has rabies, or any dog or cat which is in need of confinement pursuant to subsection (a) of this section but for which such confinement is impossible or impracticable because there apparently is no owner or for other reasons. In such event the animal protection **police** officer shall arrange to have the head of such dog or cat examined for the purpose of confirming rabies. If the opinion of a veterinarian as to whether an animal has rabies is not reasonably obtainable, the animal protection **police** officer may act on his own opinion.

...

19. That Section 5-174 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-174. Confinement or destruction of biting animals.

(a) Upon information to the county division of police or any animal protection **police** officer that a dog or cat has bitten a person, it shall be the duty of the animal protection **police** officer, upon ascertaining the identity of such dog or cat, to direct it to be confined for a period of ten days from the date the bite occurred, such confinement to be either with a veterinarian approved by the county health director or in a kennel or enclosure approved by the animal protection **police** officer as the person who owns or controls such dog or cat shall select, provided that the person who owns or controls such dog or cat shall bear the cost of such confinement. It shall further be the duty of the animal protection **police** officer to assume the responsibility of supervising such confinement and ordering the dog or cat to be released if it is safe to do so at the end of the confinement period required by this subsection.

(b) A wild, nondomestic or feral domestic animal biting or otherwise injuring a human being, and suspected of being rabid by the county health director or animal protection **police** officer, shall be humanely destroyed and its head sent to the state laboratory for evaluation.

20. That Section 5-175 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-175. Confinement or destruction of dogs or cats bitten by rabid animals.

Any dog or cat bitten by an animal believed to be afflicted with rabies shall be destroyed immediately and humanely or confined under strict quarantine, at the expense of the owner, in a kennel or enclosure approved by the animal protection **police** officer for a period not to exceed six months. If the owner of the bitten animal has proof of a valid rabies vaccination, the animal shall be revaccinated immediately by a licensed veterinarian at the expense of the owner and the period of confinement shall be 90 days. If the owner of the bitten animal does not have proof of a valid rabies vaccination, the animal shall be destroyed humanely immediately, or confined for six months. *In the event of a six-month confinement, the dog or cat shall receive a rabies vaccination at the expense of the owner four weeks prior to release.*

21. That Section 5-179 of the Code of the County of Henrico shall be amended and reordained as follows:

Sec. 5-179. Enforcement measures on noncompliance by owner of dog or cat.

If any person who owns or controls a dog or cat fails or refuses to comply with any of the provisions of this article or with any instructions given by an animal protection

police officer, a veterinarian, a health department representative or other appropriate official pursuant to this article, the animal protection **police** officer may take such dog or cat immediately into custody and confine it in the county pound. The person owning or controlling such dog or cat shall then be summoned immediately by the animal protection **police** officer to appear in the general district court, where the matter shall be heard as all other matters are heard on criminal warrants. Upon finding that such person either owns or controls a dog or cat and has failed or refused to comply with any provision of this article or with instructions properly given pursuant to this article, the judge, in addition to any sentence which he may impose for conviction of a class 4 misdemeanor, shall order any confinement or destruction of the animal appropriate under the circumstances and pursuant to this article, and shall order the convicted person to pay for any required vaccination, license and confinement-related expenses.

22. That this ordinance shall be in effect on and after its passage as provided by law.

Comments: The Chief of Police recommends approval of this Board paper; the County Manager concurs.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 178-10

Page No.

1 of 1

Agenda Title **RESOLUTION — Signatory Authority — Right-of-Way and Easements — North Gayton Road Extension Project — Robert L. White, Jr. — Three Chopt District**

<p>For Clerk's Use Only:</p> <p>JUL 13 2010</p> <p>Date _____</p> <p><input checked="" type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to _____</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Thornton</u></p> <p>(2) _____ (2) _____</p> <p>REMARKS:</p> <p align="center">APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire right-of-way containing 5,938 sq. ft., a permanent slope and drainage easement containing 2,267 sq. ft., and temporary construction easements containing 668 sq. ft., across the property at 4821 Shady Grove Road owned by Robert L. White, Jr. and identified as Tax Map Parcel 740-769-2091 in the Three Chopt District.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes and directs the County Manager to execute the Road Project Agreement and Deed and Easement Agreement from Robert L. White, Jr., in a form approved by the County Attorney, for the sum of Forty Thousand Dollars (\$40,000).

Comments: The Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

By Agency Head [Signature] By County Manager [Signature]

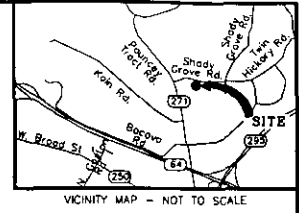
Routing:
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Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors
Date: _____

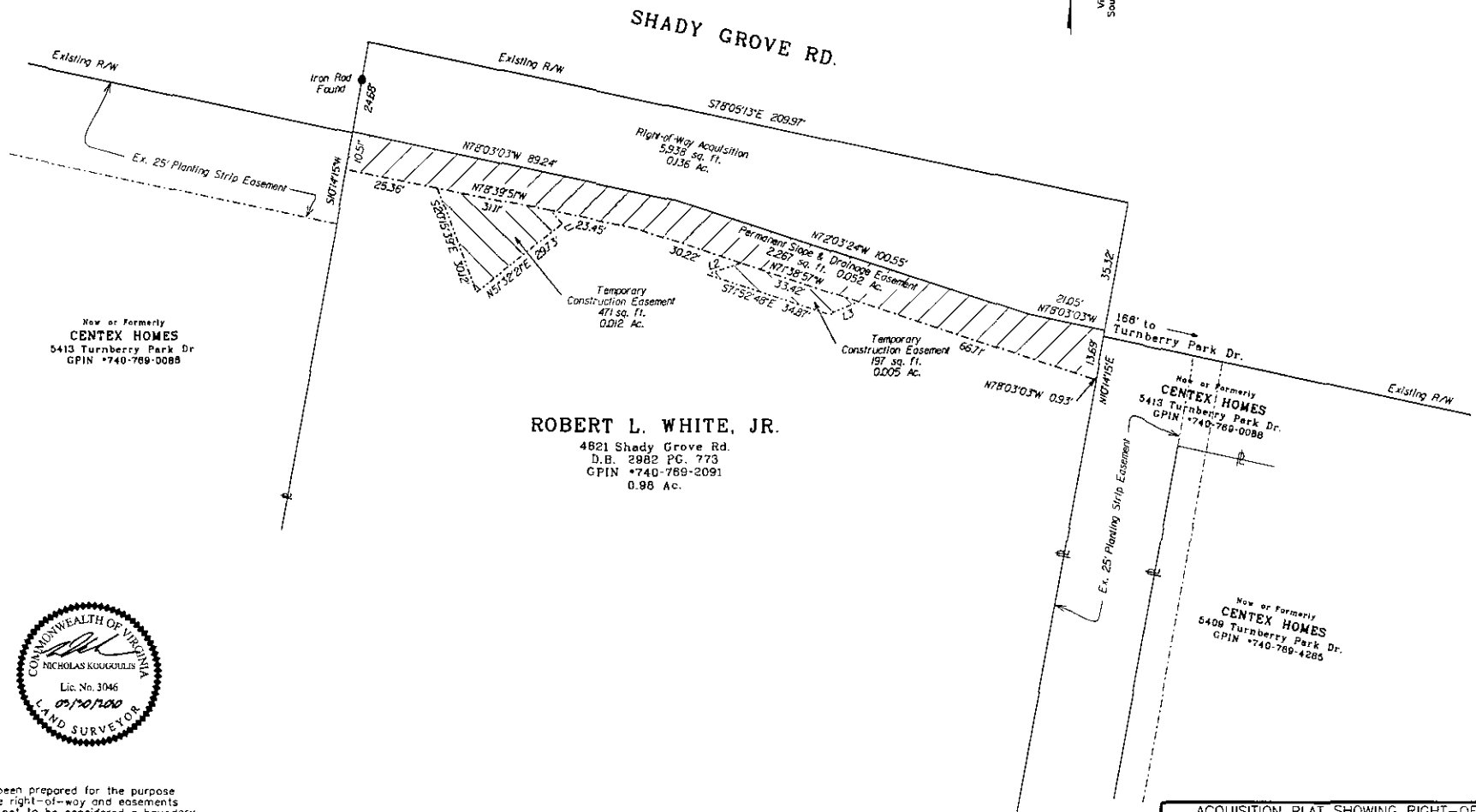
GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
740-769-2091	ROBERT L. WHITE, JR.	2982/773	5,938 sq. ft.	2,267 sq. ft.	668 sq. ft.

Use Table

L1	N41°16'30"W	4.85'
L2	S77°32'09"W	97.5'
L3	N66°28'05"E	8.54'



Meridian Source:
Virginia State Plane
South Zone Grid North

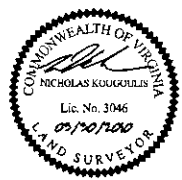


Now or Formerly
CENTEX HOMES
5413 Turnberry Park Dr.
GPIN #740-769-0089

ROBERT L. WHITE, JR.
4821 Shady Grove Rd.
D.B. 2982 PG. 773
GPIN #740-769-2091
0.98 Ac.

Now or Formerly
CENTEX HOMES
5413 Turnberry Park Dr.
GPIN #740-769-0089

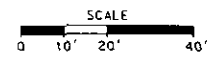
Now or Formerly
CENTEX HOMES
5408 Turnberry Park Dr.
GPIN #740-769-4285



- Notes:
- This plat has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
 - Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received 03/22/10.
 - Acres tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 - Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.

ACQUISITION PLAT SHOWING RIGHT-OF-WAY,
PERMANENT SLOPE & DRAINAGE EASEMENT, AND
TEMPORARY CONSTRUCTION EASEMENTS
ON THE PROPERTY OF
ROBERT L. WHITE, JR.
THREE CHOPT MAGISTERIAL DISTRICT
HENRICO COUNTY, VIRGINIA

rd Engineers, Surveyors
Construction Managers
114 east cary street, suite 200
richmond, virginia 23219
(804) 644-4600



FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
042	1"=20'	March 30, 2010	0710007L	1 of 1



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 179-10

Page No.

1 of 1

Agenda Title RESOLUTION — Signatory Authority – Right-of-Way and Easements — North Gayton Road Extension Project — Raleigh R. Cook and Carolyn A. Cook — Three Chopt District

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date <u>JUL 13 2010</u>	Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Alvar</u> (2) _____ (2) _____	Donati, J. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Glover, R. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Kaechele, D. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> O'Bannon, P. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Thornton, F. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	REMARKS: <div align="center" style="font-size: 2em; border: 1px solid black; padding: 5px;"> APPROVED </div>	

WHEREAS, it is necessary for construction of the North Gayton Road Extension Project (the "Project") to acquire right-of-way containing 2,174 sq. ft., a permanent slope and drainage easement containing 5,262 sq. ft., and a temporary construction easement containing 3,266 sq. ft., across the property at 4900 Pouncey Tract Road owned by Raleigh R. Cook and Carolyn A. Cook and identified as Tax Map Parcel 738-769-4425 in the Three Chopt District; and,

WHEREAS, Carolyn A. Cook is employed by the Henrico County Public Library; and,

WHEREAS, Carolyn A. Cook has not participated, nor will she participate in any way in her official capacity in this transaction.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes and directs the County Manager to execute the Road Project Agreement and Deed and Easement Agreement from Raleigh R. Cook and Carolyn A. Cook, in a form approved by the County Attorney, for the sum of Twenty-Four Thousand Nine Hundred Seventy-Seven Dollars (\$24,977).

Comments: The Directors of Public Works and Real Property recommend approval of this Board paper, and the County Manager concurs.

By Agency Head <u>[Signature]</u>	By County Manager <u>[Signature]</u>
Routing: Yellow to: <u>Real Property</u> Copy to: _____	Certified: A Copy Teste: _____ <div align="right">Clerk, Board of Supervisors</div> Date: _____

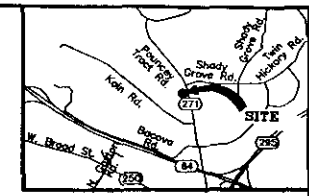
GPIN	LAND OWNER	D.B./PG.	Right-of-Way Acquisition	Permanent Slope & Drainage Easements	Temporary Construction Easements
738-769-4425	RALEIGH R. COOK & CAROLYN A. COOK	1840/229	2,774 sq. ft.	5,262 sq. ft.	3,266 sq. ft.

Now or Formerly
COMMONWEALTH FOUNDATION I-V
 Pouncey Tract Rd.
 GPIN *737-769-4487

**RALEIGH R. COOK
 & CAROLYN A. COOK**
 4900 Pouncey Tract Rd.
 D.B. 1840 PG. 229
 GPIN *738-769-4425
 10.25 Ac.

Now or Formerly
BARBARA W. CHAMBERLAIN, TRUSTEE
 4820 Pouncey Tract Rd.
 GPIN *738-768-6369

POUNCEY TRACT RD.



Curve Table

Delta	Radius	Length	Tangent	Chord	Chord Bearing
CI 060.309°	2256.00'	238.40'	119.30'	238.25'	S16°09'10"E
CE 060.317°	2461.00'	260.70'	130.47'	260.58'	N18°59'45"W

Line Table

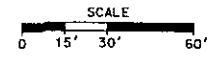
L1	S82°00'23"E	10.33'
L2	S73°46'14"W	13.29'
L3	N26°22'16"W	12.99'

- Notes:
- This plot has been prepared for the purpose of defining the right-of-way and easements noted, and is not to be considered a boundary survey. No structures or utilities have been located by this survey.
 - Proposed right-of-way, permanent easements, and temporary construction easements are based on files provided by AECOM received: 09/15/09.
 - Acresage tabulations, if provided, are based on information provided by Henrico County Real Estate assessments and may not necessarily agree with computed areas or recorded deeds.
 - Meridian Source: Virginia State Plane Coordinate System South Zone, Grid North, Based On Henrico County Geodetic Control.



ACQUISITION PLAT SHOWING RIGHT-OF-WAY, TEMPORARY CONSTRUCTION EASEMENT, AND PERMANENT SLOPE AND DRAINAGE EASEMENT ON THE PROPERTY OF **RALEIGH R. COOK & CAROLYN A. COOK** THREE CHOPT MAGISTERIAL DISTRICT HENRICO COUNTY, VIRGINIA

red Engineers, Surveyors
 Construction Managers
 114 east cary street, suite 200
 richmond, virginia 23219
 (804) 644-4600



FILE NAME	SCALE	DATE	JOB NO.	SHEET NO.
034	1"=30'	Oct. 27, 2009	0710007L	1 of 1



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. 180-10

Page No.

1 of 1

Agenda Title RESOLUTION — Conveyance of Site Development Easements Providing Necessary Services to County-Owned Facilities

<p>For Clerk's Use Only:</p> <p>Date: <u>JUL 13 2010</u></p> <p><input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to</p>	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Thornton</u> Seconded by (1) <u>Donati</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table border="0"> <tr> <td></td> <td align="center">YES</td> <td align="center">NO</td> <td align="center">OTHER</td> </tr> <tr> <td>Donati, J.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Knechela, D.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td align="center"><input checked="" type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> <td align="center"><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Knechela, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Knechela, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, from time to time it is necessary to grant site development easements across real property owned by the County of Henrico, Virginia, in order to provide necessary services to facilities owned by the County; and,

WHEREAS, Section 15.2-1800(B) of the Code of Virginia provides that no public hearing is required for "conveyance of site development easements across public property, including...easements for ingress, egress, utilities, cable, telecommunications, storm water management, and other similar conveyances, that are consistent with the local capital improvement program, involving improvement of property owned by the locality"; and,

WHEREAS, in order to facilitate the expeditious handling of these routine easements, it is the desire of the Board of Supervisors of Henrico County, Virginia, to grant authority to its Chairman and Clerk to execute the above-mentioned easements.

NOW, THEREFORE, BE IT RESOLVED that the Chairman and Clerk are authorized and directed to execute the appropriate instruments, in a form approved by the County Attorney, conveying site development easements necessary to provide services to County-owned facilities and that are exempt from the public hearing requirement as set forth in Section 15.2-1800(B) of the Code of Virginia.

Comments: The Directors of Real Property and General Services recommend approval of this Board paper; the County Manager concurs.

By Agency Head [Signature] By County Manager [Signature]

Routing:
Yellow to: Real Property
Copy to: _____

Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors
Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 181-10

Page No. 2 of 2

**Agenda Title: RESOLUTION — Award of Construction Contract — Lydell Drive and Jewett Drive
Water Main Rehabilitation — Brookland District**

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County:

1. The contract is awarded to R. R. Snipes Construction Co., Inc., the lowest responsive and responsible bidder, in the amount of \$204,788 pursuant to Bid Request No. 10-8843-5CE, Addendum No.1, and the bid submitted by R. R. Snipes Construction Co., Inc.
2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Director of General Services as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

Comment: Funding to support the contract is available within the Water and Sewer Enterprise Fund. The Directors of Public Utilities and General Services recommend approval of this Board paper, and the County Manager concurs.

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. i 82-10

Page No. 2 of 2

Agenda Title: RESOLUTION — To Permit Additional Fine of \$200 for Speeding on Snowmass Road and a Portion of Alvarado Road

WHEREAS, the citizens in the area of these roads requesting the increased fine have collected signatures from 75% of the residents on Snowmass Road and 85% of the residents on Alvarado Road; and,

WHEREAS, these roads are local residential streets with a posted speed limit of 25 mph.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County that the County Manager is authorized and directed to install signs on Snowmass Road between Nuckols Road and Village Run Drive and a portion of Alvarado Road between Michael Road and Anoka Road advising citizens of an additional fine of \$200 for exceeding the posted speed limit on these roads.

Comments: The Director of Public Works recommends approval of this Board paper; the County Manager concurs.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No. **183-10**

Page No. 1 of 1

Agenda Title: **RESOLUTION - ACCEPTANCE OF ROADS**

For Clerk's Use Only: Date: JUL 13 2010 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to:	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Celmer</u> Seconded by (1) <u>Thornton</u> (2) _____ (2) _____ REMARKS: APPROVED	<table border="0"> <tr> <td></td> <td>YES</td> <td>NO</td> <td>OTHER</td> </tr> <tr> <td>Donati, J.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Glover, R.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Kaechele, D.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>O'Bannon, P.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Thornton, F.</td> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

BE IT RESOLVED by the Board of Supervisors of the County of Henrico that the following named and described sections of roads are accepted into the County road system for maintenance.

Hillcrest Farms, Section 1 - Fairfield District

Hillcrest Farms Drive from Creighton Road to 0.21 Mi. N. of Creighton Road	0.21 Mi.
Palomill Circle from Hillcrest Farms Drive to 0.05 Mi. W. of Hillcrest Farms Drive	0.05 Mi.
Dapple Grey Drive from 0.10 Mi. W. of Hillcrest Farms Drive to 0.04 Mi. E. of Hillcrest Farms Drive	0.14 Mi.
Winding Trail Lane from Dapple Grey Drive to 0.02 Mi. N. of Dapple Grey Drive	<u>0.02 Mi.</u>
Total Miles	0.42 Mi.

Glen Cove - A Resubdivision of Glen Allen Park, Lot 11 - Brookland District

Glen Cove Court from Purcell Road to 0.04 Mi. W. of Purcell Road	<u>0.04 Mi.</u>
Total Miles	0.04 Mi.

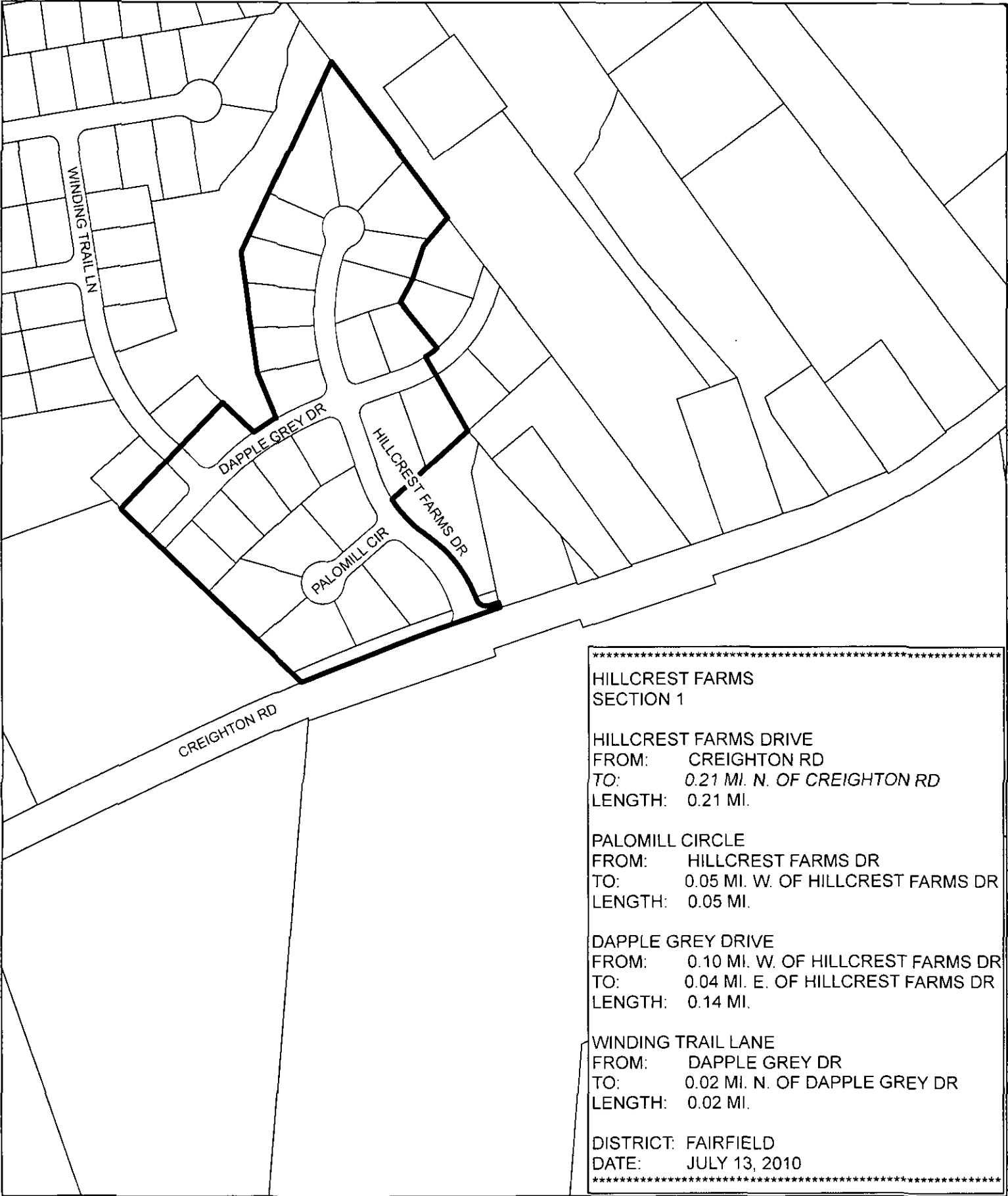
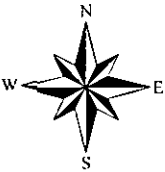
By Agency Head *Z. R. A.* By County Manager *David P. Hight*

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Certified:
 A Copy Teste: _____
 Clerk, Board of Supervisors

Date: _____

HILLCREST FARMS SECTION 1



HILLCREST FARMS
SECTION 1

HILLCREST FARMS DRIVE
FROM: CREIGHTON RD
TO: 0.21 MI. N. OF CREIGHTON RD
LENGTH: 0.21 MI.

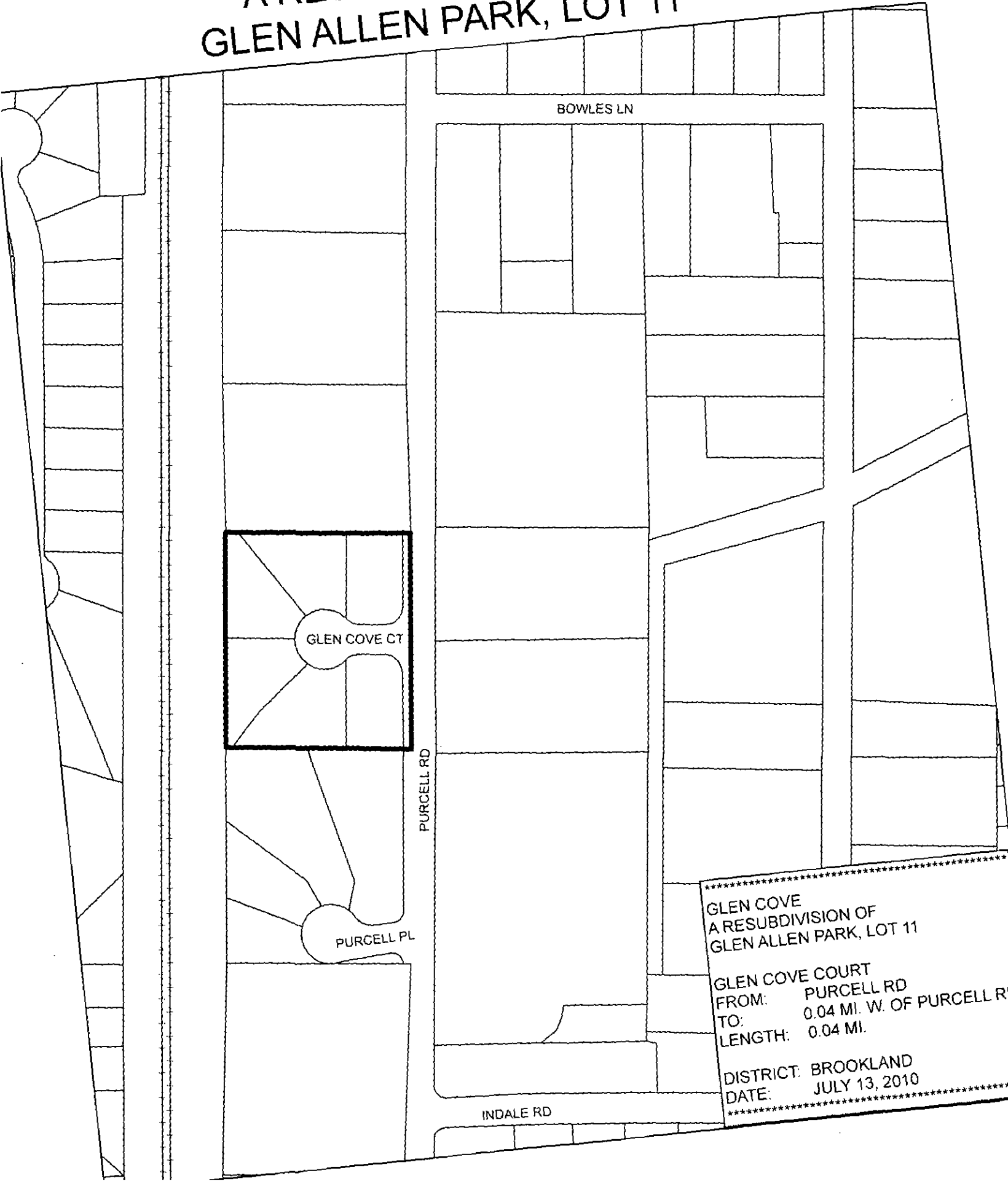
PALOMILL CIRCLE
FROM: HILLCREST FARMS DR
TO: 0.05 MI. W. OF HILLCREST FARMS DR
LENGTH: 0.05 MI.

DAPPLE GREY DRIVE
FROM: 0.10 MI. W. OF HILLCREST FARMS DR
TO: 0.04 MI. E. OF HILLCREST FARMS DR
LENGTH: 0.14 MI.

WINDING TRAIL LANE
FROM: DAPPLE GREY DR
TO: 0.02 MI. N. OF DAPPLE GREY DR
LENGTH: 0.02 MI.

DISTRICT: FAIRFIELD
DATE: JULY 13, 2010

GLEN COVE A RESUBDIVISION OF GLEN ALLEN PARK, LOT 11



GLEN COVE
A RESUBDIVISION OF
GLEN ALLEN PARK, LOT 11
GLEN COVE COURT
FROM: PURCELL RD
TO: 0.04 MI. W. OF PURCELL RD
LENGTH: 0.04 MI.
DISTRICT: BROOKLAND
DATE: JULY 13, 2010
