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HANOVER COUNTY BOARD OF SUPERVISORS

AGENDA

Hanover County Administration Building
Board Room

April 24, 2013

6:00 p.m.	I.	Call to Order A. Invocation B. Pledge of Allegiance
	II.	Consideration of Agenda Amendments
	III.	Citizens' Time
	IV.	Consent Agenda
6:15 p.m.	V.	Presentation of Proclamation – James Russell "Rusty" Dempsey Family (Ashland Magisterial District)
6:30 p.m.	VI.	Final Legislative Update for 2013 Session of the Virginia General Assembly – Mr. Rives

General Agenda Information related to Board Meetings may be found on the last page of this agenda.

7:00 p.m. VII. Planning Public Hearings – Mr. Maloney

Rezoning

C-22-92(c)
AM. 1-13

MCDONALD'S CORPORATION, Requests an amendment to the proffers and conceptual plan approved with rezoning request C-22-92(c), George A. Hase, III, on GPIN 7796-91-5579, consisting of approximately 1.33 acres, zoned B-2(c), Community Business District with conditions, and located on the northwest quadrant of the intersection of Chamberlayne Road (U.S. Route 301) and Leon Lane (State Route 1364) in the **CHICKAHOMINY MAGISTERIAL DISTRICT**. The subject property is designated on the General Land Use Plan Map as Commercial. The proposed zoning amendment would permit layout modifications to allow for two outside order stations and menu boards for the existing drive-through service.

Conditional Use Permit

CUP-1-13

ANCHOR BAPTIST CHURCH TRUSTEES, Request a Conditional Use Permit in accordance with Chapter 26, Article 3, Section 26-20.21, of the Hanover County Zoning Ordinance to permit a church and its accessory uses on GPIN 8735-00-4331, consisting of approximately 5.0 acres, zoned A-1, Agricultural District, and located on the west line of Walnut Grove Road (State Route 615) approximately 725 feet south of its intersection with Northfall Creek Parkway (State Route 2139) in the **COLD HARBOR MAGISTERIAL DISTRICT**. The subject property is designated on the General Land Use Plan Map as Suburban General (2-4 dwelling units per acre).

Rezoning Proffer Amendment Cases

C-31-05(c)
AM. 1-13

RHYNE RESIDENTIAL DEVELOPMENT, L.L.C., Requests an amendment to the proffers approved with rezoning request C-31-05(c), Family Woesthoff, L.C. (Rhyne Residential Development, L.L.C.), on GPINs 7769-23-7374, 7769-23-9044, 7769-32-0828, 7769-32-3979, 7769-33-2194, 7769-33-2219, 7769-33-1425, 7769-33-0747, 7769-33-0944, 7769-34-8698, 7769-44-0666, 7769-44-2645, 7769-44-4626, 7769-45-9073, 7769-45-2051, 7769-23-6581, 7769-33-0650, 7769-45-4032, 7769-44-8696 and 7769-45-7083, zoned RC(c), Rural Conservation District with conditions, and located on a private road approximately 1,100 feet south of Ashcake Road (State Route 657). The private road is approximately 2,600 feet

west of Deer Crossing Trail (private road) in the **BEAVERDAM MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-43-02(c) AM. 1-13 **COOLWELL PRESERVATION PARTNERS, L.L.C.**, Requests an amendment to the proffers approved with rezoning request C-43-02(c), Hanover Plaza Associates (Rogers-Chenault, Inc.), on GPINs 8715-02-1714, 8715-02-0764, 8715-02-0723, 8705-92-9782, 8705-92-9741, 8705-92-9700, 8705-92-8760, 8705-92-8629, 8705-92-7780 and 8705-92-7730, zoned R-4(c), Residential Cluster Development District with conditions, and located on the east line of Shady Grove Road (State Route 640) approximately 1,700 feet south of its intersection with Meadowbridge Road (State Route 627) in the **CHICKAHOMINY MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-43-02(c) AM. 2-13 **EAGLE CONSTRUCTION OF VA**, Requests an amendment to the proffers approved with rezoning request C-43-02(c), Hanover Plaza Associates (Rogers-Chenault, Inc.), on GPINs 8705-92-5810, 8705-92-5891, 8705-92-6841, 8705-92-4739, 8705-92-4870, and 8705-92-5851, zoned R-4(c), Residential Cluster Development District with conditions, and located on the east line of Shady Grove Road (State Route 640) approximately 1,700 feet south of its intersection with Meadowbridge Road (State Route 627) in the **CHICKAHOMINY MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-20-04(c) AM. 2-12 **TL HUNT, L.L.C.**, Requests an amendment to the proffers approved with rezoning request C-20-04(c), TL Hunt L.L.C., on GPINs 8706-03-6972 (part), 8706-05-2108, 8706-05-7373, 8706-14-6138, 8706-14-6270, 8706-14-6316, 8706-14-6367, 8706-14-7230, 8706-14-7317, 8716-14-7358, 8706-14-8221, 8706-14-8271, 8706-14-8308, 8706-14-8358, 8706-14-8399, 8706-14-9211, 8706-14-9261, 8706-14-9430, 8706-14-9482, 8706-15-1273, 8706-15-3675, 8706-15-4681, 8706-15-4814, 8706-15-4881, 8706-15-5557, 8706-15-5757, 8706-15-6422, 8706-15-6477, 8706-15-6523, 8706-15-6715, 8706-15-6781, 8706-15-7277, 8706-15-7521, 8706-15-7658, 8706-15-8321, 8706-15-8367, 8706-15-8626, 8706-15-8692, 8706-15-9263, 8706-15-9402, 8706-15-9569, 8706-23-0791, 8706-24-0230, 8706-24-0273, 8706-25-0321, 8706-25-0367, 8706-25-0526, 8706-25-0593, 8706-25-1570, 8706-25-2204, 8706-25-2330, 8706-25-2447, 8706-25-3404 and

8706-15-1168, zoned RS(c), Single Family Residential District with conditions. This is also a request to amend C-20-04(c), Am. 1-12, on GPIN 8706-03-2706 (part), zoned RM(c), Multi-Family Residential District with conditions. All parcels are within the Rutland community, generally located on the west line of Chamberlayne Road (U.S. Route 301) at its intersection with Atlee Road (State Route 638) in the **CHICKAHOMINY MAGISTERIAL DISTRICT**. The proposed zoning amendment would eliminate the cash proffer.

C-36-03(c)
AM. 1-13

JORDAN WOODS, L.L.C., Requests an amendment to the proffers approved with rezoning request C-36-03(c), Mildred J. Ashworth, on GPINs 8764-00-4855, 8764-01-4823, 8764-01-8561, 8764-10-5541, 8764-10-8756, 8764-11-3388, and 8764-11-8213, zoned AR-6(c), Agricultural Residential District with conditions, and located on the south line of Westwood Road (State Route 619) approximately 600 feet south of its intersection with Cattail Run Drive (private road) in the **COLD HARBOR MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-23-05(c)
AM. 1-13

BALDUCCI DEVELOPERS, L.L.C., ET AL., Request an amendment to the proffers approved with rezoning request C-23-05(c), Am.1-10, Balducci Developers, L.L.C., on GPINs 8724-53-0537, 8724-53-0642, 8724-53-0658, 8724-53-0744, 8724-53-0841, 8724-53-0867, 8724-53-0965, 8724-54-0082, 8724-54-1033, 8724-54-2031, 8724-53-2989, 8724-53-2982, 8724-53-2855, 8724-53-2842, 8724-53-2713, 8724-53-2783, 8724-53-3752, 8724-53-4721, 8724-53-5701, 8724-53-5831, 8724-53-5847, 8724-53-5966, 8724-53-7913, 8724-53-7807, 8724-53-6891, 8724-53-6775, 8724-53-6666, 8724-53-6632, 8724-53-5587, 8724-53-5525 and 8724-53-4535, zoned RS(c), Single Family Residential District with conditions, and located on the north line of Morning Glory Road (State Route 1565) approximately 450 feet east of its intersection with Cactus Road (State Route 1560) in the **COLD HARBOR MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-14-06(c)
AM. 1-13

VIRGINIA LAND DEVELOPMENT, L.L.C., Requests an amendment to the proffers approved with rezoning request C-14-06(c), Brian Edward Rawls and James Ashburn Rawls, Jr., on GPINs 8743-05-7394, 8743-05-7688, 8743-05-9296, 8743-06-4437, 8743-06-5737, 8743-06-6317, 8743-06-7396, 8743-06-7720, 8743-06-8697,

8743-14-5877, 8743-14-7821, 8743-14-8423, 8743-14-9738, 8743-15-0528, 8743-15-1165, 8743-15-2500, 8743-15-3062, 8743-15-3703, 8743-15-4256, 8743-15-5453, 8743-15-5617, 8743-15-6176, 8743-15-8250, 8743-16-1432, 8743-16-1681, 8743-16-3522, 8743-24-0403, 8743-24-1723, 8743-24-3865, 8743-25-0135., and 8743-25-3025, zoned RC(c), Rural Conservation District with conditions, and located on the east side of Cold Harbor Road (State Route 156) approximately 700 feet south of its intersection with Flaherty Drive (State Route 1820) in the **COLD HARBOR MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-6-09(c) AM.1-13 **CAROL W. AND WALTER J. RAWLS, TRUSTEES**, Request an amendment to the proffers approved with rezoning request C-6-09(c), on GPIN 8743-89-8052 zoned AR-6(c), Agricultural Residential District with conditions, and located on the north line of Rockhill Road (State Route 619) approximately 1,950 feet west of its intersection with Market Road (State Route 630) in the **COLD HARBOR MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-10-99(c) AM. 1-13 **RUDDY DUCK VENTURES, L.L.C.,** Requests an amendment to the proffers approved with rezoning request C-10-99(c), Henry A. Shield, on GPINs 8716-70-0126, 8716-60-9186, 8716-70-0122, 8716-60-9182, 8716-70-1179, 8716-70-1273, 8716-70-1139, 8716-70-1233, 8716-70-2254, 8716-70-2250, 8716-70-2294, 8716-70-2290, 8716-70-4216, 8716-70-4300, 8716-70-3275, 8716-70-3269, 8716-70-3422, 8716-70-2330, 8716-70-2360, 8716-70-0432, 8716-60-9481, 8716-70-0337, 8716-60-9387, 8716-70-1462, 8716-70-1422, 8716-70-1367, 8716-70-1327, 8716-70-2452, 8716-70-2422, 8716-70-2367, 8716-70-2327, 8716-70-3614, 8716-70-3617, 8716-70-2673 and 8716-70-2666, zoned RS(c), Single Family Residential District with conditions, and located on the east line of Brigadier Road (State Route 2270) approximately 500 feet north of its intersection with Verdi Lane (State Route 710) in the **HENRY MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-16-04(c) AM. 1-13 **GLEBE HILL ASSOCIATES INC., ET AL.,** Requests an amendment to the proffers approved with rezoning request C-16-04(c), on GPINs 8728-33-2684, 8728-33-1737, 8728-23-7981, 8728-23-6616, 8728-33-0404, 8728-23-8228, 8728-23-5172, 8728-22-3988, 8728-23-1074, 8728-13-4596, 8728-13-4399, 8728-13-6224, 8728-13-

7027, 8728-12-8817, 8728-12-9789, 8728-22-1792, 8728-22-0553, 8728-44-8104 and 8728-32-1764, zoned RC(c), Rural Conservation District with conditions, and located at the terminus of Chestnut Church Road (State Route 750) in the **HENRY MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-45-05(c)
AM. 1-13

RANDALL SCOTT LOVING, SR., Requests an amendment to the proffers approved with rezoning request C-45-05(c), Hanover Lots Corporation, on GPIN 8718-37-0012, zoned AR-6(c), Agricultural Residential District with conditions, and located on the south line of Foxal Road (State Route 699) approximately 1,350 feet east of Georgetown Road (State Route 651) in the **HENRY MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-1-07(c)
AM. 1-13

ROGERS-CHENAULT, INC., Requests an amendment to the proffers approved with rezoning request C-1-07(c), Janice and Granville Harris, on GPINs 8725-06-2843, 8725-07-3043, 8725-06-3929, 8725-06-3905, 8725-06-2982, 8725-07-4230, 8725-07-4116, 8725-07-3193, 8725-07-3079, 8725-07-5309, 8725-07-4394, 8725-07-4380, 8725-07-4276, 8725-07-1275, 8725-07-2215, 8725-07-2255, 8725-07-3205, 8715-97-9263, 8725-07-0213, 8725-07-0254, 8725-07-0294, 8715-97-8210, 8715-97-8251, 8715-97-9202, 8715-97-7003, 8715-97-7027, 8715-97-7141, 8715-97-7164, 8715-97-9040, 8715-97-9014, 8715-97-8098, 8725-06-1819 and 8725-06-0972, zoned RS(c), Single Family Residential District with conditions, and located on the east line of Lee-Davis Road (State Route 643) approximately 650 feet south of its intersection with Pole Green Road (State Route 627) in the **HENRY MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-42-04(c)
AM. 1-13

GODSEY PROPERTIES, L.L.C., Requests an amendment to the proffers approved with rezoning request C-42-04(c), Am. 1-09, Godsey Properties, Inc., on GPINs 8724-58-3624, 8724-58-3644, 8724-58-3665, 8724-58-3686, 8724-58-3715, 8724-58-3735, 8724-58-3746, 8724-58-3777, 8724-58-4606, 8724-58-4648, 8724-58-4669, 8724-58-4689, 8724-58-4718, 8724-58-4738, 8724-58-4759, 8724-58-4870, 8724-58-4946, 8724-58-4976, 8724-58-4987, 8724-58-5700, 8724-58-5720, 8724-58-5787, 8724-58-5795, 8724-58-5837, 8724-58-5845, 8724-58-5853, 8724-58-5861, 8724-58-5908, 8724-58-5929, 8724-58-6703, 8724-58-6711, 8724-59-1118, 8724-

59-1139, 8724-59-1159, 8724-59-1170, 8724-59-1191, 8724-59-1271, 8724-59-2112, 8724-59-2133, 8724-59-2169, 8724-59-2245, 8724-59-2253, 8724-59-2262 and 8724-59-5040, zoned R-4(c), Residential Cluster Development District with conditions, and located on the west line of Creighton Parkway (State Route 1015) approximately 1,200 feet south of its intersection with Mechanicsville Turnpike (U.S. Route 360) in the **MECHANICSVILLE MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

C-8-06(c)
AM. 1-13

TERESA AND ALVIN SHIFFLETT, ET AL., Request an amendment to the proffers approved with rezoning request C-8-06(c), Mitchport Builders Inc., on GPINs 6788-99-4797 and 6788-89-8493, zoned AR-6(c), Agricultural Residential District with conditions, and located on the north line of Pony Farm Road (State Route 702) at its intersection with Pinto Pony Trail (private road) in the **SOUTH ANNA MAGISTERIAL DISTRICT**. The proposed zoning amendment would amend the cash proffer.

9:45 p.m. VIII. Announcements

10:00 p.m. IX. Adjournment — May 8, 2013 - Hanover County Administration Building – 2:00 p.m.

Consent Agenda

A. Emergency Communications Department – Amendments to Lease with New Cingular Wireless PCS, LLC -
   1. Courthouse Tower (Beaverdam Magisterial District)
   2. Pole Green Tower (Henry Magisterial District)
   3. Georgetown Tower (Henry Magisterial District)

B. Adoptions of Proclamations – Eagle Scouts - Troop 531 -
   1. Matthew Eugene Thomas, Cold Harbor Magisterial District
   2. Adam Turner, Cold Harbor Magisterial District
   3. Pierce Ramsay, Henry Magisterial District
   4. Jacob Lucas Moyar, Henry Magisterial District
   5. Charles Fordham Wilson, Henry Magisterial District
   6. Michael Roy Moyer, Henry Magisterial District
   7. Matthew Ray Moyer, Henry Magisterial District

C. Appointments

General Agenda Information:

1. ***Citizens' Time:*** *Offered to anyone who wants to address the Board of Supervisors for up to five minutes on any matter within the scope of the Board's authority that is not on the agenda for that meeting. If you have issues or questions for any agenda items, you are encouraged to contact, prior to the Board meeting, applicable County staff and/or your Board representative.*
2. ***Agenda Times:*** *Agenda times are illustrated to show estimated time for a particular agenda item. However, as some agenda items may occur quicker than others, the Board Chairman has the discretion to advance future agenda items sooner or delay others in order to best accommodate agenda item to expected audience. Please arrive earlier to ensure your presence when an agenda item of interest to you is discussed. Public hearings are advertised for a start time and cannot start prior to such advertised time and generally occur in the order as listed on the agenda; which may be later in the meeting than the advertised start time.*

For More Information: Full Brochure is available at:
http://www.co.hanover.va.us/board/BdMtgFAQ.pdf