

Shown below is a preliminary summary of the actions taken by the Hanover County Board of Supervisors on October 9, 2013. Detailed minutes in final form will be presented to the Board for approval at a future date.

HANOVER COUNTY BOARD OF SUPERVISORS

DRAFT SUMMARY

Hanover County Administration Building Board Room

October 9, 2013

I. Call to Order

The Chairman called the meeting to order at 2:00 p.m. All Board Members were present.

A. Invocation was given by Mrs. Kelly-Wiecek.

B. Pledge of Allegiance was led by Mr. Hazzard.

II. Consideration of Amendments to the Agenda

The Chairman asked if there were any agenda amendments.

Mr. Davis moved to amend the agenda to add:

Item XIV. B. – Planning Public Hearings - Discussion and Request for Deferral from the Board of Supervisors Meeting on October 23, 2013 at 7:00 p.m. to November 13, 2013 at 7:00 p.m. - Planning Joint Public Hearings for the following two cases:

CUP-3-13 HANOVER VILLAGE, L.L.C., Requests a Conditional Use Permit in accordance with Section 26-130.14 of the Hanover County Zoning Ordinance to permit a theater on GPIN 8724-08-2044, consisting of approximately 16.79 acres. The area of the Conditional Use Permit will be limited to approximately 8.66 acres. The property is zoned B-3(c), General Business District with conditions, and located on the south line of Mechanicsville Turnpike (U.S. Route 360) at its intersection with Sujen Court (State Route 1580) in the **MECHANICSVILLE MAGISTERIAL DISTRICT**. The subject property is designated on the General Land Use Plan Map as Commercial.

SE-4-13 HANOVER VILLAGE, L.L.C., Requests a Special Exception Permit in accordance with Section 26-336 of the Hanover County Zoning Ordinance to allow a building height up to 55 feet on GPIN 8724-08-2044, consisting of approximately 16.79 acres, zoned B-3(c), General Business District with conditions, and located on the south line of Mechanicsville Turnpike (U.S. Route 360) at its intersection with Sujen Court (State Route 1580) in the **MECHANICSVILLE MAGISTERIAL DISTRICT**.

Seconded by Mr. Stanley.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

Agenda Amended.

III. Citizens' Time

The Chairman opened Citizens' Time and Offered to anyone who wished 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 this meeting.

Seeing no one come forward, the Chairman closed Citizens' Time.

IV. Consent Agenda

On a motion by Mr. Via, seconded by Mr. Hazzard, the Board approved the consent agenda.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

Consent Agenda Approved as follows:

A. Appropriations – Public Works -

1. \$949,557 – Route 54/Woodside Lane Intersection and Authorization to Execute VDOT Project Administration Agreement (Ashland and Beaverdam Magisterial Districts)
2. \$500,000 – Sliding Hill Road Corridor and Authorization to Execute VDOT Project Administration Agreement (Ashland Magisterial District)
3. \$250,000 – Studley Road/Rural Point Road Intersection and Authorization to Execute VDOT Project Administration Agreement (Henry Magisterial District)

B. Budget Transfer from Reserve for Contingencies – Treasurer's Office - \$12,609

V. Recognition of Sheriff's Office - Lifesaving Award - Mrs. Dana G. Schrad-Executive Director for the Virginia Association of Chiefs of Police (VACP) and Colonel David Hines, Sheriff

- Deputy Jason Bonifacio
- Deputy Christopher W. Clark
- Deputy Thomas Hauck
- Deputy Stephen Newsome

Mrs. Dana G. Schrad, Executive Director VACP, came forward and introduced this item and reviewed: The deputies were awarded the Lifesaving award for their actions in a house fire that occurred on February 21, 2013 where they saved an 11 year old boy's life. The deputies were able to locate the child in the house and get him to safety. With the house actively burning the deputies returned inside the house to find other residents, however they had already exited.

Mrs. Schrad called the deputies forward along with Colonel Hines and they were recognized with a standing ovation.

Colonel Hines asked the family members to stand and they received a standing ovation in recognition as well.

The certificates were then handed out to each deputy.

The Chairman thanked Mrs. Schrad and noted the Board is very proud of our Sheriff and all the people who work with him to make this County the safest County in the Commonwealth.

VI. Adoption of Resolution Establishing 2013 Personal Property Tax Relief - Mr. S. Harris
Board Sheet Background: In 2005 the General Assembly amended the Personal Property Tax Relief Act and limited the relief available for local personal property taxpayers. Beginning in tax year 2006 and each successive year, the County will receive \$15,002,000 from the Commonwealth of Virginia for car tax relief. The State will make four payments each year as follows: 5% of allocation by August 15; 75% of allocation by November 15; 10% of allocation by February 15; and 10% by May 15.

*In conformance with Ordinance 05-30, which implemented these changes in the Personal Property Tax Relief Act of 1998, the Commissioner of the Revenue, in conjunction with the Finance Department and the Treasurer's office, proposes adoption of the attached resolution. It is recommended that the Hanover County Board of Supervisors establish the percentage of personal property tax relief for 2013 at **100 percent** for qualifying vehicles valued at \$1,000 or less and at **57 percent** for the first \$20,000 in value of each qualifying vehicle with a value above \$1,000. The Commissioner estimates that these levels of relief will exhaust the funds available from the State for this purpose. In Tax Year 2012 the percentage relief for qualifying vehicles valued at \$1,001 or above was 60 percent. The proposed percentage of relief for 2013 allows approximately \$70,000 in remaining relief for supplemental tax year 2013 billings that are not included in the 2013 personal property tax roll.*

Mr. Scott Harris, Commissioner of Revenue, reviewed this item and requested Approval of resolution establishing personal property tax relief percentages proposed by the Commissioner of the Revenue. Mr. Hazzard mentioned one point of clarification for the citizens this is due to getting more cars in the county and equally distribute it between the vehicles. Mr. Harris advised that is correct. It is the combination of additional cars and increased values we have a \$15M pie and the more cars we get the smaller each slice of that pie becomes and as a result of more cars and higher valued cars the percentage will continue to decrease.

Mrs. Kelly-Wiecek made a motion to approve resolution establishing personal property tax relief percentages for tax year 2013, seconded by Mr. Via.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

VII. Transportation Update –

A. Highway Matters –Mr. Marshall Winn, VDOT

Virginia Department of Transportation's (VDOT) Ashland Residency addressed the Board concerning highway related matters. The attached report summarizes maintenance and other activities recently performed by VDOT throughout the County. (A revised copy of the report dated October 2013 was received by Board Members at the meeting Exhibit 1 of 1)

Mr. Winn reviewed VDOT project list and then responded to Board Member questions.

Mrs. Kelly-Wiecek asked Mr. Winn about the citizen's request for the traffic signal at Atlee Commons / Sliding Hill if it was at the Goddard School. Yes per Mr. Winn.

Mr. Stanley noted Doswell Station & Green Bay in Beaverdam advised that VDOT did a good job cutting back the right of ways. Mr. Stanley asked that this be mowed again especially towards Davenport Bridge and he has received good response from citizens.

Mr. Peterson mentioned the Lee Davis Road left turn by Walgreens will it be painted on the road or a sign on the side of the road. Mr. Winn will have to check and Mr. Peterson suggested in the road might be more effective.

Mr. Wade – no left turn at Lee Davis where will the traffic go, straight by Walgreens. Mr. Winn stated so far as he knows due to Sheriff reports and accidents. Mr. Peterson advised this is the new entrance by Walgreens. They will turn where the old entrance is by Tractor Supply. Mr. Winn advised there is a turn lane and a thru lane so they are going through 2-3 lanes to get into Walgreens now.

Mr. Wade – Crown Hill Road – it has been several years since they road wedged the road but never finished and the north bound lane coming to Ellerson Garage has not been paved and now it is breaking apart. On Valley Oak they were supposed to smooth the road out which has not been done either. Mr. Winn it is on the on call paving contract and it should receive 1.5 inch of overlay. Mr. Wade reiterated if they can finish the road wedging that would be good on Crown Hill to Ellerson Garage.

Mrs. Kelly-Wiecek – Shoulder repairs and ditch work and don't see anything that discusses Atlee Road and there are two holes on the side of road filled with gravel and now they are empty again. Is there a long term plan. Mr. Winn met with Mr. Vidunas and when they do the widening project

with turn lanes the storm drain will come towards Studley Road and will be able to extend to ditch and entrance pipe which will allow the water to get to a storm drain. Mrs. Kelly-Wiecek will it go all the way down Studley. Mr. Winn – yes.

Road Project Status Report - Mr. Vidunas

Joe Vidunas, Transportation Engineer, Department of Public Works, updated the Board on the Road Project Status Report (on file with the Board's records) for the past quarter and addressed the Board regarding the status of all County road projects.

PROJECT	Ad Date	Comments
	Oct. '12	Contract completion date of 11/15/13
U.S. Rt. 33 / Rt. 54 Intn. (18948) Realign intersection	Construction	
2 U.S. Rt. 360 (17959) June Bridge replacement over Chickahominy River	Construction	Dec. '12 Construction initiated in
3 Georgetown Rd. Bridge & Approaches (51261) October Replace bridge over Crump Creek	Pre-Construction	Jun. '13 Construction to begin in
4 Sliding Hill Rd. / Air Park Rd. Intn. (71354) Add left-turn lane	Pre-Advertisement	Oct. '13 Advertisement pending Federal authorization
5 Pole Green Rd. / Rural Point Rd. Intn. (97686) Add turn lane & safety improvements	Pre-Advertisement	Nov. '13 Advertisement pending Federal authorization
6 Cedar Ln. Shoulder Wedge (104876) Rt. 1 to Ashland Rd	Pre-Design	Feb. '14 PE authorization in September
7 U.S. Rt. 360 & Elm Dr. (100565) Safety improvement	Right-of-Way	May '14 RIW acquisition and utility relocation to be performed concurrently
8 Pole Green Rd. / Walnut Grove Rd. Intn. (97685) Add turn lanes & safety improvements	Right-of-Way	Jun. '14 RIW acquisition underway
9 Atlee Rd./ Rt. 301 Intn. (77121) Add dual left & right turn lanes on Atlee Rd.	Right-of-Way	Jun. '14 6 of 11 right-of-way parcels cleared
10 Taylorsville Rd. Bridge & Approaches (82378) Bridge over Little River	Right-of-Way	Aug. '14 RIW acquisition pending
11 Atlee Rd. Extension (98236) Extend Atlee Rd. 0.4 Mi. to Atlee Station Rd.	Right-of-Way	Sept. '14 RIW acquisition underway
12 U.S. Rt. 360 (1-295 to Wynbrook Ln.) (17768) Widen to 8 & 6 lanes	Right-of-Way	Sept. '14 RIW acquisition complete; utility relocation underway
13 U.S. Rt. 360 (Bell Creek Rd. Intn.) (18962) Realign intn. & add turn lanes	Right-of-Way	Sept. '14 RIW acquisition complete; utility relocation underway
14 Lewistown Rd. Bridge & Approaches (90347) Replace & widen bridge over 1-95	Right-of-Way	Dec. '14 RIW acquisition underway

15	Greenwood Rd. Bridge & Approaches (82399) Replace bridge over Chickahominy River	Design	Jan. '15	Bridge was closed to all traffic 6/20/13 due to deteriorating condition structure now open
16	Cedar Ln./ U.S. Route 1 Intn. (103014) Realign Cedar Ln. & add turn lanes	Design	Aug. '15	60% plans pending
17	Ashland Rd Shoulder Wedge (104025) Ashcake Rd. to Pouncey Tract Rd.	Design	Dec. '15	No activity
18	U.S. Rt. 33/ Ashland Rd. Intersection (56181) Widen intn. - add turn lanes	Design	Aug. '16	30% plans under development
19	Creighton Rd. / Cold Harbor Rd. Intn. (81667) Widen intersection - add turn lanes	Right-of-Way	Oct. '16	RIW acquisition underway
20	Rt. 301 Bridge & Approaches (105107) Replace bridge over Mechumps Creek	Pre-Design	Dec. '16	On-hold - insufficient funding
21	U.S. Rt. 360 (Lee Davis Rd. Intn.) (13551) Widen intn. - add turn lanes	Design	Jan. '17	On-hold pending execution of project administration agreements
22	Cool Spring Rd Shoulder Wedge New Ashcake Rd to 1.0 Mi. S. of New Ashcake Rd	Pre-Design	TBD	On-hold - insufficient funding
23	E. Patrick Henry Rd. / Woodside Ln. Intn. (104275) Add turn lanes	Pre-Design	TBD	Design to begin upon execution of project administration agreements
24	Studley Rd. / Rural Point Rd. Intn. (104875) Roundabout	Pre-Design	TBD	Design to begin upon execution of project administration agreements
25	Sliding Hill Rd. (104957) Widen to 4 lanes	Pre-Design	TBD	Design to begin upon execution of project administration agreements
26	Beaver Dam Rd. Bridge & Approaches (T11964) Replace bridge over Newfound River	Pre-Design	TBD	On-hold - insufficient funding
27	Spring Rd. Bridge & Approaches (T11967) Replace bridge over South Anna River	Pre-Design	TBD	On-hold - insufficient funding
28	U.S. Rt. 360 (Lee Davis Rd. to Wal. Gr. Rd.) (18963) Widen to 6 lanes	Design	TBD	On-hold - insufficient funding

Mr. Davis – Item 24 Studley Road/Rural Point Road. Please send a photo with more detail.

Item 3 Georgetown Bridge – Mr. Davis is there a calculation for delays. Mr. Vidunas will respond after the Board Meeting after discussing with the project manager.

Mr. Peterson – Route 360 Bell Creek to Lee Davis Road talking about traffic light timing and they let few vehicles from the side roads onto route 360. Is the timing correct now? Mr. Vidunas they are reviewed periodically. Mr. Peterson asked whoever is in charge of that to respond to when it was done last and to re-review. Mr. Winn will get with Dale Totten to review the corridor again.

VIII. Authorizations to Advertise Public Hearings – Ordinance Amendments – Department of Public Works – Mr. Flagg

A. Board Sheet Background: Ordinance Numbers 13-09, 13-10, and 13-12, Amendment of Erosion and Sediment Control and Chesapeake Bay Preservation Ordinances, and Adoption of Stormwater Management Ordinance

Board Sheet Background: Effective July 1, 2013, the State Water Control Law (Virginia Code § 62.1-44.2 et seq.) incorporated the Chesapeake Bay Preservation Act (Virginia Code § 62.1-44.15:67 et seq.), the Erosion and Sediment Control Law (Virginia Code § 62.1-44.15:51 et seq.), and the Virginia Stormwater Management Act (Virginia Code § 62.1-44.15:24 et seq.), and placed all of these under the jurisdiction of the State Water Control Board.

The Virginia Stormwater Management Act (the “Stormwater Act”) and Virginia Stormwater Management Program Regulations (the “Stormwater Regulations”) require localities to adopt local stormwater management programs and ordinances that incorporate specific components of the Stormwater Act and Stormwater Regulations, including a stormwater management ordinance to become effective July 1, 2014.

The Department of Public Works and County Attorney’s Office have drafted a proposed Stormwater Management Ordinance to be added to Chapter 10 as Article V. The proposed ordinance is based upon the Stormwater Management Model Ordinance, and fulfills statutory and regulatory requirements.

The Stormwater Act and Stormwater Regulations also require a locality’s erosion and sediment control program and Chesapeake Bay ordinance to be integrated with its Virginia Stormwater Management Program. To accomplish this, the Department of Public Works and County Attorney’s Office have proposed amendments to Chapter 10, Articles I and II in order to conform to these changes in statutory and regulatory requirements.

These ordinances were presented to the Board of Supervisors Community Development Committee September 4, 2013 and the Committee recommended taking the items to the full Board. Summaries of the ordinance amendments are included with the attached draft ordinances.

Mr. Flagg reviewed this item and acknowledged Mr. Chip England, Deputy Director of Public Works and Mrs. Rebecca Randolph, Assistant County Attorney, for their work on this project. Mr. Flagg noted that any citizen or Board Member may contact the Public Works office and he and Mr. England will go over any questions anyone may have.

Mr. Via asked what will be the cost over next 4 years for unfunded TMDL’s. Mr. Flagg that is a separate topic these ordinances deal with new development. TMDL’s and the cost have been discussed separately and prefer to bring back during the budget process. Retrofit costs approach \$30M over 15 years currently as we understand it but that is separate and apart from these new development standards.

Mr. Hazzard these are fees for new or remodeled development. Mr. Flagg – yes. Mr. Hazzard these are not county fees or fees for existing facilities, this is strictly new. Mr. Flagg correct these are permit fees. Mr. Hazzard asked about the first plan related to preservation they wanted us to implement preservation, the existing one is called energy balance. How do they determine the initial amount of runoff to cut by 1/3. This is the dilemma to measure anything about stream flow is more accurate or measurable. Mr. Flagg engineering procedure and computation a model used which is specified and used over time and we are required to use that computation procedure to calculate an estimated runoff and not really a measurement. There are studies that compare those

measurements to reality but it is a modeled requirement. Mr. Hazzard so years like this with tremendous amounts of rain do not get taken into consideration with the model. Mr. Flagg it gets considered at the staff level will take that into consideration with velocities.

Mr. Davis – TMDL’s the 15 year project reduced by 480 lbs within 50 years of the phosphates at a cost of \$30M. Mr. Davis then noted the Chesapeake Bay Counter Recovery and Accountability Act and that the oversight is with the EPA. We need a public education initiative on this so folks can get involved in this. The energy design is a model done somewhere by a bureaucrat in DC who has no idea what the flow rate could be in an event such as Hurricane Sandy which could cause more damage. The public needs to know and be vastly engaged in this. It is a federal mandate and we do not have the option of saying we do not like them.

Mr. Peterson more comments related to the government listening to local government.

Mr. Hazzard made a motion to advertise a public hearing to be held February 12, 2014 at 7:00 p.m. – Ordinance Numbers 13-09, 13-10, and 13-12, Amendment of Erosion and Sediment Control and Chesapeake Bay Preservation Ordinances, and Adoption of Stormwater Management Ordinance, seconded by Mr. Via.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

B. Ordinance Number 13-11, Amendment of Drainage Facilities Ordinance

Board Sheet Background: The Virginia Stormwater Management Act (the “Stormwater Act”) and Virginia Stormwater Management Program Regulations (the “Stormwater Regulations”) require localities to adopt local ordinances that incorporate specific components of the Stormwater Act and Stormwater Regulations, including a stormwater management ordinance to become effective July 1, 2014.

Once the county’s stormwater management ordinance becomes effective, the county’s regional drainage improvements facilities program will be terminated. This is a result of action during the 2012 General Assembly Session, which established July 1, 2014 as the end point for locally adopted and approved stormwater programs that existed prior to January 1, 2011. The county will continue to own, operate, and maintain existing facilities. A broader range of Best Management Practices (BMPs) will facilitate close-out of the county’s regional drainage improvements facilities program and potentially lead to broader nutrient and sediment removal by matching and leveraging potential state grant funds.

The Department of Public Works and County Attorney’s Office have recommended changes to Chapter 12, Sections 12-2 and 12-10, in order to conform to changes in the Stormwater Act and

Stormwater Regulations and to facilitate the orderly close-out of this program.

This ordinance was presented to the Board of Supervisors Community Development Committee September 4, 2013 and the Committee recommended taking the item to the full Board. These recommended changes are included in the attached draft ordinance.

Mr. Flagg introduced this request.

Mr. Hazzard instead of updating existing ponds as a first step are there ways to reduce sediment and phosphorus a more economical way by upfitting streams that will be choice? Mr. Flagg – yes and that we use those practices to apply for matching grants to extend our reach by 50%. Mr. Hazzard matching funds to specific project. Mr. Flagg – specific application for specific project.

Mr. Peterson staff are doing inventory around the county of various options. Mr. Flagg looking over one year on public property, stream corridors damaged and feasibility analysis we are looking at putting the most effective projects forward. These funds will help to achieve that goal.

Mr. Hazzard first five years reduction rate 5 %. Mr. Flagg yes. Mr. Hazzard if we can establish the program our initial cost will not be as bad. Is there a way to measure? Mr. Flagg – yes state is finalizing accounting rules and guidelines we have to follow in doing that measurement and is specifically the goal here. Everything we can leverage here and overachieve will reduce burden and the rate of increase in the future to keep our tax rates down.

Mr. Hazzard made a motion to advertise a public hearing to be held November 13, 2013 at 7:00 pm -Ordinance Number 13-11, Amendment of Drainage Facilities Ordinance, seconded by Mr. Via.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

Motion Approved.

[3:14:45 PM](#) Recess.

[3:23:02 PM](#) Reconvene-All present.

IX. Presentation – Community Development Annual Report – Fiscal Year 2013 – Mr. Harksen

Board Sheet Background: The Community Development annual report for fiscal year 2013 will be presented to the Board. The purpose of the report is to highlight community development trends and activities during the year. The report includes data and trends as reported by the various community development departments including Planning, Public Works, Public Utilities, Building Inspections and Parks and Recreation. The intent of the report is to provide an annual assessment of how the County's activities are aligning with the long term objectives of the Comprehensive

Plan as they relate to residential and non-residential development within the County, and associated activities and accomplishments.

Highlights of this year's report verify that many of the objectives of the Comprehensive Plan related to residential and commercial development continue to be met. The report shows that population growth trends have reversed annual declines reported in previous years and was approximately 1% for fiscal year 2013.

The report will be distributed at the meeting (Exhibit 1 of 1).

Mr. Harksen thanked all the departments who worked on the report.

Mrs. Kelly-Wiecek well done report with good information and thank you. This will be available on the website. Yes- Mr. Harksen. Mrs. Kelly-Wiecek asked that a link be put into the HAN message as well.

X. Economic Development Annual Report – Fiscal Year 2013 - Mr. Gaskin

Board Sheet Background: The Department of Economic Development will present its annual report as part of its departmental update. The update will include a review of the economic development metrics as well as highlights of the Department's activities for FY 2013. Copies of the Annual Report will be distributed to the Board at the Board Meeting (Exhibit 1 of 1) and the marketing brochure Innovate. Prosper. Grow. Hanover County, Virginia (Exhibit 2 of 2).

Mr. Gaskin – recognized Ms. Susan Deusebio, Deputy Director of Economic Development, who was also present and noted that she is part of the five person team of ED and is largely responsible for all the good news that will be heard here. She is a very hardworking person and often does not get the public recognition for it.

[3:53:17 PM](#) Mr. Davis left the meeting.

[3:57:50 PM](#) Mr. Rives left the meeting

[3:58:35 PM](#) Mr. Davis returned to the meeting.

Mr. Davis on the commercial side a lot of this comes from fixing and improving commercial spaces and getting permits to add more amenities/structures. Was that a lot of this from fixing and improving spaces during the down time. Mr. Gaskin no analysis but in talking to business owners you see patch it up rather than building new building. State and Federal level affect the small and large business owner and causes uncertainty.

[4:03:21 PM](#) Mr. Rives returned.

Pad ready sites slide – Mrs. Kelly-Wiecek when we are showing potentials around do we keep detailed statistics on why they choose not to select Hanover. Mr. Gaskin we try to get the information but generally we have to have something they are interested in. Mrs. Kelly-Wiecek – we do have statistics. Mr. Gaskin yes we keep them and we will track them more closely.

Mr. Gaskin made comments related to the strategy for the average wage in Hanover County. The average wage is the long game plan that needs to transcend the four year election cycle, transcend five year comprehensive plans and think about it long term in terms of the future for Hanoverians. We achieve higher wage job growth by recruiting targeted industries, targeted for their many

community benefits including higher wages. As we achieve the higher wage jobs that will increase the overall county average wage. When those gains are realized will provide in county job opportunities for our educated and skilled work force. We do a great job training our youth but are we providing them the outlet in terms of employment for that training or to go to college and come back to get that employment. Currently in Hanover we are more adept at growing lower wage jobs rather than higher wage jobs. In almost every category a job at Hanover in that industry pays less than that job in one of the other places and is statistically interesting. (Richmond - \$54,483; Virginia - \$52,488; US = \$50,205; Henrico - \$49,195; Chesterfield - \$44,565 and Hanover at \$38,545). We need a diversity of jobs, wages and incomes and are critical as we consider the next 5-20 years for the tremendous investment we have in our school system. Are we investing in the future opportunities for those graduates either high school or college.

Mr. Hazzard Wage Comparison unfair to compare Hanover as most jobs are health care industrial and City of Richmond which is all office and that is unfair and Henrico to some degree only is unfair to look at the dollar value, numbers are skewed. If we averaged industrial in all these that might be more fair. Mr. Gaskin that is one of the statistical weaknesses. Going back to charts we have broken out some sectors Target Industry Wages, we are still lowest on this chart where averaged.

Mrs. Kelly-Wiecek more clarity in other graphs.

Mr. Davis diversity is the key and used examples as there are a lot of other factors involved. Mr. Gaskin looking at various data points.

Mr. Gaskin encouraged the board and everyone as community leaders to convey a firm message of Hanover being open for business and investment friendliness. Policy and certainty is extremely costly when it is viewed publically because it causes others that might invest here to hesitate or doubt our viability as a place for a solid investment. As leaders every day, every comment, every decision we make sends a message.

Chairman thanked Mr. Gaskin and Ms. Deusebio.

XI. Virginia Local Disability Program Opt Out Resolution – Mrs. Lawson

Background: The 2012 General Assembly created a short-term disability and long-term disability benefits program, called the Virginia Local Disability Program (VLDP), for covered employees of political subdivisions and school divisions who participate in the Virginia Retirement System (VRS) Hybrid Retirement Program. All employees hired for the first time on or after January 1, 2014 to a covered position are eligible to participate in the Hybrid Retirement Program. Participation for these employees in the VLDP is automatic, however, the legislation allows for employers to opt out of the VLDP, through the adoption of an irrevocable resolution by the employer's governing body. In the resolution the employer must elect to establish or continue to maintain disability coverage for its Hybrid Retirement Program participants that is comparable to the coverage provided under the VLDP.

Staff from the Human Resources and Finance Departments have reviewed available options, and recommend opting out of the VLDP, adopting an irrevocable resolution to provide comparable coverage to Hybrid Retirement Program participants through an outside vendor.

Mr. Harris reviewed this item on behalf of Mrs. Lawson.

Mr. Harris reviewed the Pension Reform that took place in July 1, 2012, where the 5% member contribution was required and Hanover gave its employees the 5% pay increase so that they could make that contribution and do not want to lose sight of that piece in the overall history. What you will see over the next 4-5 years is the budget pressures for the commonwealth to live up to what it has committed in regards to this reform act. One of the major components was that all of the employees at the VRS (with the exception of a small portion that had a defined contribution plan) the vast majority of VRS covered employees were under a defined benefit program. The Hybrid plan was created to go into effect Jan. 2014 for new hires and any current employees who wanted to opt in. Public Safety employees were excluded with hazardous duty coverage (Sheriff/Fire/EMS). Mr. Harris relayed the benefit changes as it relates to disability coverage.

Mr. Harris VRS is asking for an irrevocable decision as part of what the Board is considering today. If you want to be in the VRS program you have to tell them before November 1, 2013 and you cannot get out thereafter. That is the primary reason the flexibility of being able to go to other companies that we are here to suggest to you. The requested action is to approve the opt out resolution as part of your package for the cost savings and for the flexibility. If we stay with VRS not sure what the future will provide. From across the State the County Attorney and County Administrator and Human Resources Director have talked to their peers and it appears that the vast majority of folks across the state are considering the opt out resolution and many of those have actually adopted the opt out resolution.

Mrs. Kelly-Wiecek asked about the opt out the rule once you opt in then you are permanently in and can't opt out. Mr. Harris yes everything is subject to change based on who opts in and opts out. They don't want you to use VRS as the stepping stone and take a serious consideration.

Mrs. Kelly-Wiecek VRS as disability not VRS as a retirement program. Mr. Harris is part of overall pension reform. There is a component here that is associated with the retirement and we are doing this because the State has dictated that new employees are in the hybrid program and you must offer these benefit programs to the new employees. Mrs. Kelly-Wiecek we are being as clear as we can and understanding that they are only guaranteeing rates for 6 months and private carriers 2-3 years and is another factor that they could raise the rates. Mr. Harris noted that colleagues across the commonwealth feel that if their pool is smaller rather than larger the attractiveness of the VRS rates will likely be suspect. The bigger the pool the smaller the risks and stronger the program.

Mr. Hazzard school board opted out last night and is more than half the County employees. Mr. Peterson in the past the state has played number games and a lot happier with capitalist system then government system.

Mrs. Kelly-Wiecek made a motion to approve the Virginia Local Disability Program Opt Out Resolution, seconded by Mr. Via.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye

G. E. Via, III
Elton J. Wade, Sr.

Aye
Aye

Motion Approved.

XII. Recess [4:37:32 PM](#)

Reconvene - [7:00:41 PM](#) - All Board Members present.

XIII. Citizens' Time

The Chairman opened Citizens' Time and Offered to anyone who wished 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 this meeting.

Seeing no one come forward, the Chairman closed Citizens' Time.

XIV. Eagle Scout Christopher Fleet, Chickahominy Magisterial District, Boy Scout Troop 544 Mrs. Kelly-Wiecek, presented to Eagle Scout Fleet.

Mr. David Maloney, Director of Planning, came forward to present the following planning matters.

XIV. B. – Planning Public Hearings - Discussion and Request for Deferral from the Board of Supervisors Meeting on October 23, 2013 at 7:00 p.m. to November 13, 2013 at 7:00 p.m. - Planning Joint Public Hearings for the following two cases:

Item Background:

The Board held a joint public hearing on September 11, 2013 on CUP-3-13 HANOVER VILLAGE, L.L.C. and SE-4-13 HANOVER VILLAGE, L.L.C. After receiving public comments the Board moved to defer this item for another full public hearing to October 23, 2013 to allow the Applicant to prepare a traffic study that will identify impacts.

Reason for additional deferral:

- The case was originally deferred to allow the applicant time to prepare a traffic impact analysis
- The traffic analysis will not be available until October 14th
- There will not be sufficient time for an adequate review by VDOT, the staff or the public prior to the October 25th public hearing
- In addition, the statutory advertising requirements could not be met
- Therefore a deferral until November 13, 2013, 7:00 p.m. is recommended

Mr. Peterson advised since there will not be sufficient time for the County, VDOT and the public to review the traffic study by the October 23, 2013 Board Meeting he is in support of a deferral. Mr. Peterson then moved to defer the public hearing for Conditional Use Permit CUP-3-13 and Special Exception Permit SE-4-13, Hanover Village LLC, to the November 13, 2013 meeting, seconded by Mr. Via.

Deferral to November 13, 2013 Approved.

Planning Public Hearings – Mr. Maloney

Request for Deferral - **SE-8-13** **JOSEPHINE AND VITO AMATO**

Mr. Maloney reviewed the request for deferral is from the applicant to allow more time to design the project and will be brought forward at a later date when the applicant is ready to proceed.

SE-8-13 JOSEPHINE AND VITO AMATO, Request a Special Exception Permit in accordance with Section 26-21.25 of the Hanover County Zoning Ordinance to allow an accessory family housing unit on the second floor of an existing garage on GPIN 8726-45-1505, consisting of approximately 3.02 acres, zoned A-1, Agricultural District, and located on the north line of Pine Slash Road (private road) approximately 1.0 mile east of its intersection with Rural Point Road (State Route 643) in the **HENRY MAGISTERIAL DISTRICT**.

Mr. Davis made a motion for Deferral until applicant is ready to proceed, seconded by Mr. Stanley.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

Deferral Approved.

[7:07:54 PM](#) Mr. Hazzard Recused himself from deliberation and vote of SE-6-13 as he is an adjacent property owner. Mr. Hazzard left the dais.

SPECIAL EXCEPTIONS

SE-6-13 ASHLAND MOOSE LODGE #2099, ET AL., Request a Special Exception Permit in accordance with Section 26-166(1) and 26-175.1 of the Hanover County Zoning Ordinance to permit a temporary shooting range for weekly special events on GPINs 7788-05-8686, 7788-15-2802 and 7788-05-8451, consisting of approximately 14.08 acres, zoned M-1, Limited Industrial District, and M-2, Light Industrial District, and located in the northwest quadrant of the intersection of Lewistown Road (State Route 802) and Washington Highway (U.S. Route 1) in the **SOUTH ANNA MAGISTERIAL DISTRICT**.

Mr. Maloney introduced this request, displayed the Zoning Map,

Executive Summary:

- The applicant is proposing to hold weekly “turkey shoots” during the fall season on an annual basis
- A temporary shooting range will be set up for these events behind the existing Ashland Moose Lodge building

Planning Analysis:

- The proposed events will be held:
 - During the months of September – November
 - On Fridays and Saturdays
 - From 6:00 pm to 10:00 pm
- The range will be located at the rear of the property

- 75' in length, 50' wide
- A berm, 6' wide and 8' tall, to be constructed in the back of the range
- Adjacent property owners have expressed safety concerns about the proposed range
 - Staff has discussed various safety measures with the applicant that are noted in the conditions, including installing a 7' tall, board-on-board fence along the adjoining property line

Historical Commission:

- The main issue of concern was noise and its impact on nearby historic properties
- However, this property and surrounding properties are zoned industrial, and the noise ordinance allows for higher sound levels in these zoning districts (noise will be only for a limited time)

The Applicant's sketch of the site was displayed and Mr. Maloney pointed out U. S. Route 1 and Lewistown Road to the north. The existing building and parking were pointed out and the range will be located behind it; pointed out firing line and targets and backstop locations; property line where the board on board fence will be installed. The area immediately surrounding the range to the west and south is very heavily wooded. Noted that the conditions limit the shot size to No. 7 shot or smaller so it will carry relatively little inertia and energy down range.

Staff Recommendation:

Recommends **APPROVAL** subject to the conditions outlined in the staff report

The Chairman asked if Board Members had any questions of Mr. Maloney.

Hearing no questions, the Chairman opened the public hearing and asked anyone who wished to address the Board to come forward.

Seeing no one come forward, the Chairman closed the public hearing and asked if Board Members had any questions. Hearing none, entertained a motion.

Mr. Via made comments that this will be a great addition to Ashland Moose Lodge and as the Lodge has agreed to all conditions set forward by Planning Department, Mr. Via then moved for approval of **SE-6-13 ASHLAND MOOSE LODGE #2099, ET AL. subject to conditions**, seconded by Mr. Stanley.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	<i>Recused from deliberation and vote</i>
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

SE-6-13 Approved 6:0.

[7:11:54 PM](#) Mr. Hazzard returned to the dais.

ORDINANCE AMENDMENT

ORDINANCE 13-01

PARKING OF RECREATIONAL VEHICLES IN RESIDENTIAL DISTRICTS

AN ORDINANCE to amend the Hanover County Code, Zoning Ordinance, Sections 26-19, 26-34, 26-44, 26-58 and 26-71, which regulate accessory uses in the A-1, Agricultural District, the AR-6, Agricultural Residential District, the RC, Rural Conservation District, the RS, Single-Family Residential District and the RM, Multi-Family Residential District, and, by reference, to amend the regulations of the AR-1, AR-2, R-1, R-2, R-3, R-4, R-5 and R-6 Districts, to provide that the parking of recreational vehicles, boat trailers and other similar vehicles are permitted as an accessory use in the affected residential districts under certain specified standards.

Mr. Maloney introduced this request,

- The Board's Community Development Committee, in December of 2012, directed staff to draft an amendment to the Hanover County Zoning Ordinance to address the parking of recreational vehicles (RVs) on properties in the residential districts
 - The Board of Supervisors authorized the ordinance to be advertised during its June 12th meeting
- The Zoning Ordinance currently does not address the parking and storage of RVs in every residential district
- In those districts where it does address parking of RVs, the Ordinance states that RV parking is permitted as an accessory use, generally in the following format:
 - Storage of a boat trailer or camp trailer or a boat not exceeding 32' in length, but not in a front yard
- The current language is not consistent across all residential districts
 - Lengths vary from 32' to 40', or no length restrictions are provided
- The intent of this amendment is to:
 - Clarify the regulations for parking RVs, whether they are self-propelled or towed vehicles
 - Make those regulations consistent across the various zoning districts
- The proposed ordinance would permit the storage of properly licensed recreational vehicles and is a defined term in the zoning ordinance, utility trailers, and boat trailers in a side or rear yard or within a driveway. The ordinance also specifies what constitutes a driveway.
- The proposed amendment would provide for the following:
 - Storage of recreational vehicles, utility trailers, boat trailers and similar vehicles in the driveway of the residence or in the side or rear yard, in accordance with the following:
 - The vehicle has displayed thereon valid license plates and a valid inspection decal as required by state law for operation on public highways
 - The vehicle is not used for commercial purposes
 - In situations where the vehicle is parked in the driveway, the vehicle is located entirely within the improved area

- For the purposes of this ordinance, the term “driveway” shall mean an improved roadway providing access for vehicles from a public or private road to a parking space, garage or dwelling

Update from the Planning Commission meeting on Aug. 15, 2013:

- Commission directed staff to re-draft the proposed ordinance to include language to address the parking of recreational vehicles on large A-1 parcels in the front yard outside of a driveway

Update from the Planning Commission meeting on Sept. 19, 2013:

- Staff provided modified language:
 - To allow the storage of recreational vehicles in a front yard in the A-1 district, if the parcel is at least 20 acres and the vehicle is not in the required front yard setback

Recommendations:

- The Planning Commission and staff recommend **APPROVAL** of the draft Ordinance Amendment 13-01, Parking of Recreational Vehicles in Residential Districts

The Chairman asked if Board Members had any questions of Mr. Maloney.

Mrs. Kelly-Wiecek asked about properly licensed tags, inspection stickers etc. for those not properly licensed and covered with a tarp. Mr. Maloney it would be considered an inoperable vehicle. Within the residential district you may have 1 inoperable vehicle; in the A-1 District up to 5. They do have to be covered by a tarp or some other covering and is permitted. This ordinance does not address that it is addressed elsewhere in the county code.

The Chairman opened the public hearing and asked anyone who wished to address the Board to come forward.

Seeing no one come forward, the Chairman closed the public hearing and asked if Board Members had any questions. Hearing none, entertained a motion.

Mr. Hazzard made a motion to Approve **ORDINANCE 13-01 PARKING OF RECREATIONAL VEHICLES IN RESIDENTIAL DISTRICTS**, seconded by Mr. Wade.

Vote:

W. Canova Peterson	Aye
Sean M. Davis	Aye
Wayne T. Hazzard	Aye
Angela Kelly-Wiecek	Aye
Aubrey M. Stanley	Aye
G. E. Via, III	Aye
Elton J. Wade, Sr.	Aye

ORDINANCE 13-01 Approved.

XVI. Announcements

Mr. Harris reminded Board Members about the Fire Appreciation Dinner tomorrow at 6:00 p.m.

Stonewall Jackson Middle School Civics Class on Local Government 10/17; 10/18 and again on 10/21. We will have about 400 students involved in this field trip. Board Members are welcome to attend the mock board meeting with student supervisors.

Mr. Harris noted that Alyssa Halle is the Planning Staff working tonight's meeting and is one of the Planning Departments new employees and the Board welcomed Ms. Halle.

XVII. Adjournment –

At 7:19:26 PM p.m., the Chairman adjourned the meeting to October 23, 2013 – Hanover County Administration Building – 6:00 p.m.