

March 26, 2013

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, MARCH 26, 2013, AT 5:30 P.M. IN THE COUNTY MEETING ROOM.

Present were: Jim Frydl, Chairman
 Davis Lamb, Vice Chairman
 David Cox, Member
 Eddie Deane, Member
 Clarence Peyton, Member
 Ray Clarke, County Attorney
 Patti Vogt, Deputy Clerk
 Tracy Morris, Finance Director

RE: EXECUTIVE SESSION

Upon motion by Davis Lamb and unanimous vote, the Board entered into Executive Session to discuss legal and personnel matters pursuant to Section 2.2-3711 Subsection (a, 1-7) of the Code of Virginia.

Contract Matters:

- Water and Sewer
- Purchase of real estate

Land Acquisition:

- Water and Sewer

Legal:

- None

Personnel:

- Administration
- Maintenance
- County Attorney

Various Appointments:

- EDA

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

Upon motion by Davis Lamb and unanimous vote, the Board returned to Open Session.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

By unanimous vote, all members certified that only public business matters lawfully exempted from the Open Meeting requirement and only such matters as identified by the motion to enter into Executive Session were discussed.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: ECONOMIC DEVELOPMENT AUTHORITY

Upon motion by Davis Lamb and unanimous vote, the Board appointed Mr. Joseph M. Nolan to the Economic Development Authority.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: PUBLIC MEETING

The Chairman opened the meeting with the Pledge of Allegiance followed by a moment of silence.

RE: PUBLIC HEARING – VERIZON WIRELESS/ROBIN CHAPMAN

Mr. Bart Svoboda, Zoning Administrator, reviewed the request from Verizon Wireless/Robin Chapman for a 199 foot telecommunications tower and accessory equipment on a 5.94 acre tract, zoned R-1, Residential, located off Golden Horseshoe Road and identified on County Tax Maps as 17-(A)-21B. (SUP#12-003)

The proposed facility will provide expanded coverage to residents and businesses in the western part of the County, specifically in the area along Spotswood Trail (U.S. Route 33) between Lydia and the Shenandoah National Park, and south of Saddleback Mountain.

The location of the proposed 199 foot monopole tower is approximately 380 feet south of the right-of-way for Golden Horseshoe Road and 314 feet away from the nearest off-site dwelling on adjacent property that does not share common ownership. The monopole will be made of steel in order to ensure that it is engineered to handle the loading required for Verizon Wireless service and additional attachments as mandated by ordinance. Tower and all

attachments will be maintained with the non-reflective, matte, galvanized steel finish that is standard for most towers.

A view shed analysis was performed and the final summary concluded that, due to the mountainous terrain surrounding the tower location, there would be no visual impact from Skyline Drive, Appalachian Trail and most parts of Route 33 corridor. The tower would be visible from the neighboring community and a very short stretch of the Route 33 corridor near the tower location.

The Planning Commission recommended approval with the following motion: Mr. Willer stated that he shares the concerns regarding the visual impacts on those who live in the area, pointing out that ultimately, it is the Commission's job to consider the needs of the county citizens as a whole. The questions of safety along the mountain are sufficiently important and he has to trust that this is the only location that this tower can be placed in order to accomplish that.

Ms. Lori Schweller, Attorney representing Verizon Wireless, Mr. Paul Duggan, Engineer and Mr. Stephen Waller, Consultant, were present.

The pole will be a 195 foot monopole with four foot lightning rods. There will be room for three additional locators. Space will be provided to Greene County for emergency services at no charge.

Mr. Duggan said the objective of the facility is to provide coverage to section of Route 33 from Lydia to Skyline Drive. This site fulfills Verizon's need to provide coverage for this area.

Ms. Robin Chapman, property owner, spoke briefly on the proposed tower. Provided a petition of citizens who support the request.

The Chairman opened the hearing for public comment.

Frank Coffman – resident in area -spoke in support of request –important to have service

Judy West – resident in area – not necessarily opposed – deeply affects their property – going to be in their direct line of site – does feel like cell phone coverage is needed – not opposed to safety aspect at all – talked with representatives of Verizon regarding visual impact – they reassured her they are trying to keep as low impact as possible – wanted to go on record – keep as visually and environmentally as possible

Mariana Bennett – resident in County – spoke in support of tower – expanded coverage would benefit emergency services

The public hearing was closed.

Mr. Lamb questioned the view shed analysis. Ms. Schweller said the report was prepared for NEPA review. The Virginia Department of Historic Resources indicated there are no historic properties in the area of potential effect.

Mr. Deane questioned additional carriers locating on tower. Ms. Schweller said the tower is designed to support at least three other carriers. Mr. Deane also asked about making the tower look like a tree. Ms. Schweller said the least visually obtrusive look is matt stainless steel which almost blends in with the sky.

Mr. Peyton asked if there will be a light on the tower. Ms. Schweller said the FAA should not require a light. The tower will be equipped with a generator.

Upon motion by David Cox and unanimous vote, the Board approved the request for a Special Use Permit from Verizon Wireless/Robin Chapman for a 199 foot telecommunication tower and accessory equipment on a 5.94 acre tract zoned R-1, Residential, located off of Golden Horseshoe Road and identified on County Tax Maps as 17-(A)21B. (SUP#12-003)

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: UPDATE FROM RIVANNA RIVER BASIN COMMISSION

Ms. Leslie Middleton, Executive Director of the Rivanna River Basin Commission, was present to give an update of the Rivanna Watershed Snapshot and an overview of FY 13-14 work plans/activities.

Greene County is positioned to make choices that will affect two major river systems: the Rivanna (James River basin) and the Rapidan (Rappahannock River basin). The Snapshot noted that many streams in the Rivanna watershed, including Greene County, are “on the cusp”. Water quality is poor but could be restored.

Because development in Greene County is being concentrated, in part, along the ridge between these two river systems, it is especially important that the County integrate into the updated storm water ordinances and code the two strategies of low impact development techniques and protection and restoration of riparian buffers. These practices, already outlined in the Comprehensive Plan, can be employed to protect water quality, improve neighborhood aesthetics, provide habitat for wildlife and birds and increase property values with shade trees, forested areas and recreational opportunities.

Other strategies noted in the Snapshot include land conservation and easements, agricultural BMPs, critical slope protection and the use of incentives and other financial tools to encourage adoption beyond the minimum requirements.

RRBC would be pleased to assist County staff in the next stage of ordinance development along with other partners including Culpeper Soil and Water Conservation District and Friends of the Rappahannock.

Mr. Deane asked how often streams are tested. Ms. Middleton said it varies. Stream Watch does sampling throughout the Rivanna Basin.

Mr. Frydl commented Ms. Middleton has done a great job as Executive Director of RRBC and is a valuable resource to local governments. RRBC has been very helpful in interpreting TMDL regulations and will also be valuable resource assisting in implementation of new storm water regulations.

Mr. Frydl thanked Ms. Middleton for her presentation.

RE: TWIN LAKES SUBDIVISION

Ms. Anita Jwanouskos and Mr. Bill Maxton were present to request the Board of Supervisors give consideration to sponsoring an application for emergency watershed protection program funds for the Twin Lakes Subdivision. Funds would be used to repair damages caused by recent storms and subsequent flash flooding.

Flash flooding led to extensive damage to one of the three dams in the Twin Lakes Subdivision. There are over 500 households in that area. The resulting erosion and subsequent damage to the primary spillway of Lake Shenandoah compromised the integrity of the dam and

consequently, directly threatened the lives and property of over 70 households. Amicus Road (Route 633), along with utility poles, was also at risk in the event of catastrophic failure.

The Twin Lakes Owner's Association decided to implement the emergency action plan and conduct an immediate draw down of Lake Shenandoah by 10 feet to reduce the eminent danger. Another period of heavy rain resulted in a rapid rise in the water level. The TLOA subsequently hired a specialized contractor to drain the lake completely to increase the available storm water storage in the event of another flash flood.

There is a ten day window to apply for assistance from the National Resource Conservation Service (NRCS). The application must be sponsored by a government entity.

The County Attorney will review the information to determine the County's liability thru sponsorship of the application.

Mr. Frydl noted there are no funds available for repairs to the dam. The problem would be using public money for a private project.

Mr. Maxton felt the issues with the dams are already affecting property values.

It was the consensus of the Board to support this request if approval is given by the County Attorney after his review and the project can be done with limited staff time.

RE: MATTERS FROM THE PUBLIC

TOWN OF STANARDSVILLE – TRUCK TRAFFIC

The Board heard from the following citizens who spoke in support of the Town's request for a public hearing regarding the restriction of truck traffic in the Town of Stanardsville:

Mary Taylor – operator of Smalls Steps Preschool – supports request for public hearing

Gary Lowe – process is VDOT has to determine if feasible project – next step is public hearing – that starts process of VDOT study/review - presented petition and letters of support to hold public hearing – let's hold public hearing

Martha Leclere – member of Town Council – will be doing streetscape project which will improve walkability of Stanardsville – don't want 18 wheelers trampling it to death – not a wise thing to do – lives here and would rather have pretty street than 18 wheelers sometimes barreling down it – Town Council sees streetscape as essential to reinvigorating the Town of Stanardsville – strongly supports STAR and holding public hearing

Richard Early – member of Town Council – supports request

Howard Jadorsky – owns On-Site Optical on Main Street and lives in Childs Subdivision – heavy trucks take toll on roads – put money into Main Street, don't need trucks on it – passing through and that is purpose of bypass – not a whole lot of trucks but some do come through pretty briskly – always noisy going up and down street – can hear trucks from his house off Route 230 – don't see any reason why trucks have to come through Town

Bill Martin – supports request by Town Council for public hearing - knows that data points from various areas are needed – impacts on commerce, impact on truckers, economic impacts on businesses on Main Street –

Carl Schmitt – supports scheduling public hearing on issue

Sheriff Steve Smith – advised Board he is neutral on this issue – if passed, the Sheriff's Office can enforce

Debbie Erickson – resident at Greene Mountain Lake – comes to Town frequently - has to hang on to hat when big trucks come by – road is so narrow – concerned not only with

proximity of trucks but the noise and smoke – considers it a danger to herself – good for residents, visitors, people who work in Stanardsville to have a safe environment on Main Street – supports holding public hearing

Leonard Stoehr - Country Club Drive – supports request for public hearing

Jackie Pamenter – Madison Road – supports request for public hearing

Roy Dye – Saddleback Road – urged Board to hold public hearing – only the Board can request VDOT begin the process to review request

Mariana Bennett – resident in Town – support request for public hearing – vibration from truck traffic has undermined the sewer/water system – safety issue – 25 mph speed limit is not being enforced – issue with noise level

Celia Tumolo – Dogwood Valley – support request for public hearing

BUDGET

Kiki Flaig – thanked the Board for foresight in raising tax levy on gradual basis – thanks to Mr. Lamb for reading to students at RES – thanks for including level funding for schools – also asked Board consider again a way to save 22 jobs at schools that will be lost even with level funding

Pat Morris – real estate taxes are increasing – asked the Board to not raise levy – asked members who support tax levy increase to please change your mind – keep out of general fund – we have given enough away

RE: CONSENT AGENDA

Upon motion by Davis Lamb and unanimous vote, the Board approved the following items on the consent agenda:

- Minutes of March 12, 2013 meeting.
- Resolution of support for application by the Town of Stanardsville for community improvement grant funds through the Virginia Small Cities Community Development Block Grant Program. (See Attachment “A”)
- Affirm approval of request by Stanardsville United Methodist Church to use Courthouse Lawn on Sunday, March 24, 2013 for Community Easter Walk event. (See Attachment “B”)

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: OTHER MATTERS FROM THE BOARD

WORKSHOP MEETING

Mr. Lamb said he would like to have a meeting with developers and contractors to listen to their ideas about what can help the County and let the Board know what problems they see.

Mr. Frydl said the Board had tentatively agreed to hold workshop prior to a scheduled meeting in May.

SOCIAL SERVICES

Mr. Deane reported that 963 households are on the SNAP program. Due to storms, 102 replacement cards were sent out. Criteria is 4 hours without electricity.

SIGNS

Mr. Deane said he understood there was a problem with too much signage at the new Pioneer Bank in Ruckersville. Mr. Svoboda confirmed there is an issue with signage and staff is working with representatives of the Bank to reach a solution.

Mr. Frydl noted Mr. Svoboda has to enforce ordinances as adopted by the Board of Supervisors. The question should be directed to the Board if there needs to be changes made to ordinances.

Mr. Deane said he has had a problem with sign ordinance in Ruckersville since he has been on Board. He does not want area to look trashy but new businesses need to be acknowledged.

Mr. Frydl said, if the Board so desires, this issue could be moved up on the work plan for the Planning Department.

BROKERAGE LICENSE

Mr. Lamb felt something needs to be done about brokerage license (i.e. for wood, manure, etc.). Mr. Svoboda said he will need to review this issue.

Mr. Frydl commented that it is really easy to react to a single complaint. Mr. Svoboda noted this is near the bottom of the work plan list and is the first time it has come up. Mr. Frydl said, based on that, he does not see a need to move this up on the work list.

SOLID WASTE FACILITY

Mr. Frydl said he met with DEQ representatives regarding the solid waste facility. The Enforcement Official said the County is doing great job and to keep up good work. There are a couple of minor things to address.

The County is now in a place to discuss the penalty. There is a possibility DEQ will allow the County to do a project instead of paying fine. Mr. Peyton felt the County should contact Senator Hanger again prior to paying a fine.

RE: EXECUTIVE SESSION

Upon motion by Davis Lamb and unanimous vote, the Board entered into Executive Session to discuss legal and personnel matters pursuant to Section 2.2-3711 Subsection (a, 1-7) of the Code of Virginia.

Personnel:

- Administration
- County Attorney

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

Upon motion by Davis Lamb and unanimous vote, the Board returned to Open Session.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

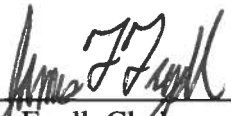
By unanimous vote, all members certified that only public business matters lawfully exempted from the Open Meeting requirement and only such matters as identified by the motion to enter into Executive Session were discussed.

Recorded vote:	Jim Frydl	-	Yes
	Davis Lamb	-	Yes
	David Cox	-	Yes
	Eddie Deane	-	Yes
	Clarence Peyton	-	Yes

Motion carried.

RE: ADJOURN MEETING

The meeting was adjourned at 10:48 p.m. The next scheduled meeting of the Board of Supervisors will be on April 9, 2013.



Jim Frydl, Chairman
Greene County Board of Supervisors

RESOLUTION

**ENDORISING THE TOWN OF STANARDSVILLE'S
PREPARATION AND FILING OF AN APPLICATION FOR COMMUNITY
IMPROVEMENT GRANT FUNDS THROUGH
THE VIRGINIA SMALL CITIES COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM**

WHEREAS, the Town of Stanardsville has identified downtown revitalization as its priority need based on blighting influences caused by the deteriorating physical condition of residential and commercial structures in the project area, the deteriorating and dilapidated condition of the Main Street streetscape in the project area, and the insufficiency of economic activity in the project area needed to create a vibrant downtown economy; and

WHEREAS, the Town received a FY 2007 CDBG Planning Grant in the amount of \$25,000 from VDHCD to undertake downtown revitalization and economic restructuring studies to identify needs, develop a proposed improvement program and budget, and identify additional funding resources to implement said program; and

WHEREAS, the Town has secured \$674,000 in Virginia Department of Transportation TEA-21 funding for streetscape improvements to Main Street in downtown Stanardsville; and

WHEREAS, the Town has committed \$56,000 of its own funds, secured a commitment of \$50,000 from the Economic Development Authority, secured a commitment of \$5,500 from the County of Greene, and secured private donations totaling \$57,500 as matching funds for the TEA-21 streetscape improvements; and

WHEREAS, a Business District Revitalization Program has been developed by the Town in cooperation with property owners and related stakeholders pursuant to requirements for funding set forth by VDHCD, including an Economic Restructuring Plan, a Façade Improvement Program for the improvement of commercial facades in the project area, an Apartment Rehabilitation Program for the improvement of apartments in the project area, and a Revolving Loan Fund to assist with business start-ups in the project area to generate and support private investment; and

WHEREAS, the Town will apply for a FY 2013 CDBG Community Improvement Grant in the amount of \$300,000 for the purpose of undertaking physical and economic blight removal and economic enhancement activities in the project area; and

WHEREAS, the health and safety of Stanardsville and the revitalization of the downtown are important to the welfare of the broader Greene County community;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that it endorses the Town of Stanardsville's application for Community Improvement Grant funds through the Virginia Small Cities Community Development Block Grant Program.

DATE:

3-26-13

BOARD OF SUPERVISORS

Jim Frydl
Jim Frydl, Chairman

ATTEST:

Tabuio M Voigt

RESOLUTION

WHEREAS, the Stanardsville United Methodist Church has requested the use of the Courthouse Lawn during their "Easter Walk" event as they need additional outdoor space; and

WHEREAS, the space is available for use during the time requested;

NOW THEREFORE BE IT RESOLVED that the Greene County Board of Supervisors hereby authorizes the use of the Courthouse Lawn by the Stanardsville United Methodist Church on Sunday, March 24, 2013.

Approved March 14, 2013.



Jim Frydl, Chairman
Greene County Board of Supervisors