



**BOARD OF SUPERVISORS
BUSINESS MEETING
Tuesday, April 21, 2020 – 7:00 PM**

**Gallery Room - Chatham Community Center
115 South Main Street,
Chatham, Virginia 24531**

AGENDA

- 1. CALL TO ORDER (7:00 PM)**
- 2. ROLL CALL**
- 3. MOMENT OF SILENCE**
- 4. PLEDGE OF ALLEGIANCE**
- 5. AGENDA ITEMS TO BE ADDED**
- 6. APPROVAL OF AGENDA**
- 7. CONSENT AGENDA**
 - a. Minutes Approval (Staff Contact: Kaylyn M. McCluster)
 - b. Proclamation: National Service Recognition Day (Staff Contact: Kaylyn M. McCluster)
 - c. Proclamation: National Law Day (Staff Contact: Kaylyn M. McCluster)
 - d. Proclamation: National Teacher Appreciation Week (Staff Contact: Kaylyn M. McCluster)
 - e. Proclamation: National Police Week (Staff Contact: Kaylyn M. McCluster)
 - f. Proclamation: Foster Care Awareness Month (Staff Contact: Kaylyn M. McCluster)
 - g. Jefferson Subdivision Vacation Authorization (Staff Contact: Karen N. Hayes)
 - h. Resolution # 2020-04-03: Mount Hermon Fire and Rescue Tax-Exempt Financing Utilization Approval (Staff Contact: Christopher C. Slempp)
 - i. Proclamation: National Public Safety Telecommunicators Week (Staff Contact: Kaylyn M. McCluster)
 - j. DRT Contract Amendment Approval (Staff Contact: Christopher C. Slempp)

- k. Fire and Rescue Commission Resolution #2020-04-01 Approval Ratification and County Administrator Authorization to Offer Conditional Employment to Selected DRT Employees for Potential Future County EMS Employment (Staff Contact: Christopher C. Slemp)
- l. Intent to Abandon VDOT Right-of-Way at Old Blairs Middle School Declaration (Staff Contact: Richard N. Hicks)
- m. Altavista/Hurt Waste Hauling Commercial Hauler Contract Approval (Staff Contact: Richard N. Hicks)
- n. Contract Execution Approvals for: (1) Financial Advisory Services; (2) Auditing Services (Staff Contact: Connie M. Gibson)
- o. Generator Preventive Maintenance and Repairs (Staff Contact: Connie M. Gibson)
- p. Authorization to Sell Rescue 1 Vehicle (Staff Contact: Christopher C. Slemp)
- q. Solid Waste Enterprise Fund Appropriation (Requires 10-day Holdover); (Staff Contact: Kimberly G. Van Der Hyde)
- r. Budget Amendments: (1) WIA Grant and (2) Awards and Certificates Carry Over Funds (Staff Contact: Kimberly G. Van Der Hyde)
- s. BB&T Repayment Authorization (Staff Contact: Robin Goard)
- t. Resolution # 2020-04-04: Annual Leave Maximum Carryover Extension Approval (Staff Contact: Holly E. Stanfield)
- u. Sheriff Medical Billing Compliance Analyst Job Description Approval (Staff Contact: Holly E. Stanfield)
- v. Proclamation: National Animal Control Appreciation Week (Staff Contact: James P. McLaughlin)

8. PRESENTATIONS

9. HEARING OF THE CITIZENS

Each person addressing the Board under Hearing of the Citizens shall be a resident or land owner of the County, or the registered agent of such resident or land owner. Each person shall step up, give his/her name and district in an audible tone of voice for the record, and unless further time is granted by the Chairman, shall limit his/her address to three (3) minutes. No person shall be permitted to address the Board more than once during Hearing of the Citizens. All remarks shall be addressed to the Board as a body and not to any individual member thereof. Hearing of the Citizens shall last for a maximum of forty-five (45) minutes. Any individual that is signed up to speak during said section who does not get the opportunity to do so because of the aforementioned time limit, shall be given speaking priority at the next Board meeting. Absent Chairman's approval, no person shall be able to speak who has not signed up.

10. PUBLIC HEARINGS

A. Rezoning Public Hearings

Pursuant to Article V, Division 6, of the Pittsylvania County Zoning Ordinance, the Board of Supervisors have been empowered to hear and decide specific zoning issues and zoning map changes in support of said Ordinance. In accomplishing this important task, the Board is responsible for promoting the health, safety, and general public welfare of the citizens of Pittsylvania County. The Board must ensure that all of its decisions and regulations be directed to these goals and that each be consistent with the environment, the comprehensive plan, and in the best interest of Pittsylvania County, its citizens, and its posterity.

Case 1: Public Hearing: Rezoning Case R-20-005; Ricky and Debra Dillion; Chatham-Blairs Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Chairman Warren)

Case 2: Public Hearing: Rezoning Case R-20-006; RE Blue Ridge, LLC; Banister, Callands-Gretna & Tunstall Election Districts, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Supervisors Warren, Miller, and Ingram)

Case 3: Public Hearing: Rezoning Case R-20-007; Amos Wilson; Tunstall Election District; A-1, Agricultural District, to R-1, Residential Suburban Subdivision District (Contact: Supervisor Ingram)

Case 4: Public Hearing: Rezoning Case R-20-008; Ralph & Dolores Rosenbaum, Staunton River Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Supervisor Dudley)

Case 5: Public Hearing: Rezoning Case R-20-009; Kimberly Wade; Staunton River Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Supervisor Dudley)

Case 6: Public Hearing: Rezoning Case R-20-010; Douglas Rogers; Staunton River Election District; R-1, Residential Suburban Subdivision District; to A-1, Agricultural District (Contact: Supervisor Dudley)

B. Other Public Hearings

Each person addressing the Board under a Public Hearing shall step up, give his/her name and district, and/or his/her place of residency for non-County citizens, in an audible tone of voice for the record, and unless further time is granted by the Chairman, shall limit his/her address to three (3) minutes; speakers for a group shall be limited to ten (10) minutes. Speakers shall conclude their remarks at that time, unless the consent of the Board is affirmatively given to extend the speakers allotted time. Absent Chairman's approval, no person shall be able to speak who has not signed up.

1. Public Hearing: Revisions to PCC § 35-50 (Staff Contact: J. Vaden Hunt, Esq.)
2. Public Hearing: Disposition of Publicly Owned Property/Building to PCCA (Staff Contact: Richard N. Hicks)

11. UNFINISHED BUSINESS

- 12. NEW BUSINESS**
- 13. APPOINTMENTS**
- 14. MATTERS FROM WORK SESSION (IF ANY)**
- 15. BOARD MEMBER REPORTS**
- 16. COUNTY ADMINISTRATOR REPORTS**
- 17. ADJOURNMENT**



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Minutes Approval (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.a
Attachment(s):	03-05-2020 Finance Committee-DRAFT 03-05-2020 VDOT Road Funding Workshop-DRAFT 03-10-2020 Finance Committee - DRAFT 03-17-2020 Work Session - DRAFT 03-17-2020 Business Meeting - DRAFT 03-26-2020 Called Meeting - DRAFT 04-02-2020 Finance Committee - DRAFT 04-02-2020 Called Meeting - DRAFT		
Reviewed By:			

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
FINANCE COMMITTEE
THURSDAY, MARCH 5, 2020, MEETING**

VIRGINIA: The Finance Committee of the Pittsylvania County Board of Supervisors was held on Thursday, March 5, 2020, in the Main Conference Room of the County Administration Building in Chatham, Virginia 24531. Ronald S. Scarce, Chairman, called the Meeting to Order at 4:00 PM. The following Committee Members were present:

Joe B. Davis
William (“Vic”) Ingram
Ronald S. Scarce

The following Board Members were also present:

Timothy W. Dudley
Robert (“Bob”) W. Warren
Ben L. Farmer (joined the Meeting at 4:12 PM)

David M. Smitherman, County Administrator; J. Vaden Hunt Esq., County Attorney; Richard N. Hicks, Deputy County Administrator; Kimberly Van Der Hyde, Finance Director; and Kaylyn M. McCluster, Deputy Clerk, were also present.

Approval of Agenda

Motion made by Mr. Davis, seconded by Mr. Ingram, to approve Agenda, which was unanimously approved by Committee Members present.

New Business

(a) FY2021 Proposed Budget Presentation

Mr. Smitherman presented the proposed Budget to the Committee (can be found on the County’s website). The Budget highlights are as follows: \$650K additional School Division appropriation, Gretna Library renovation, Wayside Park upgrade, 2.1% Cost-of-Living adjustment, \$195,000 for Sheriff’s Department vehicles, 4.0 FTE’s; PR Manager, EMS Coordinator, Pet Center, Permitting (.5), Payroll Specialist (.5), and Community Based Correction Plan (\$100,000). There is no tax increase proposed in this Budget and more than half of the Budget goes to Public Safety and Education (56%). Economic Development has been successful in the last thirty (30) months. There has been \$466M of investment and 1,509 new jobs, with an average salary of \$41,050. The Pet Center has raised \$202,000 in cash and in-kind donations in the first eight (8) months of FY2020. There is a new position proposed for Community Engagement. The Friends of the Pet Center, an IRS 501(C)(3) entity is being formed and the Thrift Store is scheduled to open in two (2) weeks. The Landfill forecast is a one-hundred and fifty (150) year lifespan with only County trash. Tripling that flow with outside trash will net an eighty (80) year lifespan and \$8.7M in profit. Without the new revenue, County citizens will bear these costs alone. The Convenience Centers have had improvements that include cameras at eleven (11) sites, which have made the sites much cleaner,

Finance Committee
March 5, 2020

better lighting, reduced out-of-County trash collection, and a reduced amount of Contactor use. There are nine (9) approved Solar Projects within the County valued at approximately \$40M. The current Solar Project Permit Fee is \$195. These Permits take approximately thirty-six (36) to forty-eight (48) hours of Staff review time. Mr. Smitherman proposed increasing this permit fee to \$5,000.

Mr. Warren stated there was mention of a Lease Program for the Sheriff's Department vehicles. He stated this has proven to be beneficial to the School Division on their Bus Lease Program, and he believes it would be beneficial for the Sheriff's Department as well. Mr. Smitherman agreed and would like to get the road cars on the Lease Program to get rid of those maintenance costs needed on those vehicles. The Sheriff is also on board with this idea. Mr. Warren also asked if the position ever filled for Medicaid assistance in the County Jail. Mr. Smitherman stated it has not been filled, but he did receive an update recently. The Sheriff desires someone to investigate that and has sent an MOU for Mrs. Van Der Hyde and Mr. Smitherman to review. There was also discussion about making the Landfill an Enterprise with accepting out-of-County trash. There could potentially still be over one hundred (100) years of life left in the Landfill and it would also be set up by contracts. If the time were to come where the County was producing more trash than usual due to business coming into the Industrial Parks, the current contracts would not have to be renewed.

(b) Direction from Committee

Motion made by Mr. Ingram, seconded by Mr. Davis, to advertise the Budgets as presented, which was unanimously approved by Committee Members present.

(c) Future Committee Meeting Dates

The Finance Committee will meet again on Tuesday, March 10, 2020, at 2:00 PM in the County Administration Conference Room

Adjournment

Motion made by Mr. Ingram, seconded by Mr. Davis, to adjourn the Meeting, which was unanimously approved by Committee Members present.

Mr. Scarce adjourned the Meeting at 6:06 PM.

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
VDOT ROAD FUNDING WORKSHOP
THURSDAY, MARCH 5, 2020, MEETING**

VIRGINIA: The VDOT Road Funding Workshop was held on Thursday, March 5, 2020, in the Main Conference Room of the County Administration Building in Chatham, Virginia 24531. Robert “Bob” W. Warren, Chairman, called the Meeting to Order at 5:30 PM. The following Members were present:

Joe B. Davis
Timothy W. Dudley
Ben L. Farmer
William (“Vic”) Ingram
Ronald S. Searce
Robert W. (“Bob”) Warren

David M. Smitherman, County Administrator; J. Vaden Hunt Esq., County Attorney; Richard N. Hicks, Deputy County Administrator; and Kaylyn M. McCluster, Deputy Clerk, were also present.

Approval of Agenda

Motion made by Mr. Ingram, seconded by Mr. Davis, to approve Agenda, which was unanimously approved by the Board Members present.

New Business

(a) VDOT Road Funding and Proposed Projects Presentation

Jay Craddock with VDOT was present to discuss proposed projects with the Board. He stated there is money from the Six (6)-Year Plan to be used, as well as extra money this year to be spent on projects from Telefees. This money does not have to be spent on unpaved road but can be used on other things. This money is a one-time thing and will not be available each year. Mr. Craddock identified seven (7) unpaved roads that would match the available funds for unpaved roads for 2026. They are as follows: Rt. 888, Rt. 842, Rt. 1052, Rt. 766, Rt. 1527, Rt. 1113, and Rt. 975. There is a road from each District included in his proposal. Mr. Warren suggested replacing Wiles Road with Eddies Lane.

There is approximately \$2.3M to also be used on road improvements. Mr. Craddock suggested the following four (4) items to use this money on: (1) Setting aside a Cost Center for drainage improvements (approximately \$300,000); (2) Starting a Cost Center for road widening (approximately \$400,000); (3) Starting a Cost Center for improving pavement section (approximately \$600,000); and (4) Creating a project to straighten the hair-pin turn on Rt. 626 (approximately \$1,000,000). This money is required to meet certain VDOT criteria to be used, and these Projects to meet said criteria.

VDOT Road Funding Workshop
March 5, 2020

Motion made by Mr. Dudley, seconded by Mr. Davis, to add these items for Public Hearing Authorization at the Board's April Business Meeting, which was unanimously approved by the Board Members present.

Adjournment

Mr. Warren adjourned the Meeting at 6:21 PM.

DRAFT

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
 FINANCE COMMITTEE
 TUESDAY, MARCH 10, 2020**

VIRGINIA: The Finance Committee of the Pittsylvania County Board of Supervisors was held on Tuesday, March 10, 2020, in the Main Conference Room, 1 Center Street, Chatham, Virginia 24531. Ronald S. Scarce, Chairman, called the Meeting to Order at 2:00 PM. The following Committee Members were present:

Joe B. Davis
 William (“Vic”) Ingram
 Ronald S. Scarce

The following Board of Supervisors Members were also present:

Timothy W. Dudley
 Robert W. “Bob” Warren
 Charles H. Miller, Jr. (joined the Meeting at 2:10 PM)

David M. Smitherman, County Administrator; J. Vaden Hunt Esq., County Attorney; Richard N. Hicks, Deputy County Administrator; Kimberly G. Van Der Hyde, Finance Director; and Kaylyn M. McCluster, Deputy Clerk, were also present.

Approval of Agenda

Motion by Mr. Davis, seconded by Mr. Ingram, to approve Agenda, which was unanimously approved by the Committee Members present.

New Business

(a) Constitutional Officers and Outside Agency Appointments

The Honorable Mark W. Scarce, Clerk of County Circuit Court, thanked the Board for their support. He stated the Clerk’s Office took in over \$2M in 2019 in fees. Mr. Scarce also stated his Office issued 1,246 concealed weapons permit last year. Lisa Tuite, Library Director, thanked the Board for funding the second half of the Gretna Library Branch renovations. She also requested additional staffing for the Gretna Library Branch. The space will go from 3,910 square feet to 6,375 square feet after the renovation, and it currently only has two (2) full time employees and two (2) part-time employees. Mrs. Tuite desires for the Gretna Library Branch to have the same staffing level as the Mt. Hermon Library Branch once the renovations are completed. The Honorable Bryan Haskins, Commonwealth’s Attorney, thanked the Board for not cutting his Budget. He stated there may be a funding change next year with the Commonwealth’s Compensation Board. Kelly Bailess, Registrar, thanked the Board for adding to the Registrar’s Office funding request for this year. She also stated her concerns for needing extra employees and her need for extra space. Currently, her Office only has the front counter space to serve citizens and, since every room is a multipurpose room, her office does not have an area where individuals can confidentiality meet.

(b) Budget Discussion and Direction from Committee

Finance Committee Meeting
March 10, 2020

After discussion, the Board decided on the contingency list is as follows: bulletproof vests, Sheriff’s pay study and COLA, recreational Master Plan Grant, Ringgold Trail Grant, Spectrum second half (if it meets performance criteria), EMS Coordinator, Jail land, and Courthouse boilers.

Closed Session

Motion was made by Mr. Ingram, seconded by Mr. Davis, to enter Closed Session, which was unanimously approved by the Committee Members present.

Discussion of plans to protect public safety as it relates to terrorist activity or specific cybersecurity threats or vulnerabilities and briefings by staff members, legal counsel, or law-enforcement or emergency service officials concerning actions taken to respond to such matters or a related threat to public safety; discussion of information subject to the exclusion in subdivision 2 or 14 of § 2.2-3705.2, where discussion in an open meeting would jeopardize the safety of any person or the security of any facility, building, structure, information technology system, or software program; or discussion of reports or plans related to the security of any governmental facility, building or structure, or the safety of persons using such facility, building or structure.

- (1) Legal Authority: Virginia Code § 2.2-3711(A)(19)
- Subject Matter: Sheriff’s Department Budget
- Purpose: Discussion of Budget Regarding Undercover Account

The Committee entered Closed Session at 3:04 PM. The Committee returned to Open Session at 4:42 PM.

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
CLOSED MEETING CERTIFICATION

BE IT RESOLVED that at the Finance Committee Meeting of the Pittsylvania County Board of Supervisors on March 10, 2020, the Committee hereby certifies by a recorded vote that to the best of each Committee Member’s knowledge only public business matters lawfully exempted from the Open Meeting requirements of the Virginia Freedom of Information Act (the “Act”) and identified in the Motion authorizing the Closed Meeting were heard, discussed, or considered in the Closed Meeting. If any Committee Member believes that there was a departure from the requirements of the Act, he shall so state prior to the vote indicating the substance of the departure. The Statement shall be recorded in the Committee’s Minutes.

Vote

Joe B. Davis	Yes
William (“Vic”) Ingram	Yes
Charles H. Miller, Jr.	Yes
Ronald S. Scarce	Yes

Mr. Scarce also stated there was consensus of the Committee to cut \$44,100 from Spectrum and reduce the Jail land to \$215,000.

Adjournment

Mr. Scarce adjourned the Meeting at 4:43 PM.

DRAFT

March 17, 2020
Work Session

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
WORK SESSION
MARCH 17, 2020**

VIRGINIA: The Work Session of the Pittsylvania County Board of Supervisors was held on March 17, 2020, at the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531. Robert (“Bob”) W. Warren, Chairman, called the Meeting to Order at 7:00 PM. The following Members were present:

CALL TO ORDER (4:30 PM)

Attendee Name	Title	Status	Arrived
Robert ("Bob") W. Warren	Chairman - Chatham Blairs District	Present	3:51 PM
Ronald S. Searce	Vice-Chairman - Westover District	Present	4:05 PM
Joe B. Davis	Supervisor - Dan River District	Present	4:28 PM
Timothy W. Dudley	Supervisor - Staunton River District	Present	4:25 PM
Ben L. Farmer	Supervisor - Callands-Gretna District	Present	4:00 PM
William ("Vic") Ingram	Supervisor - Tunstall District	Present	4:06 PM
Charles H. Miller, Jr.	Supervisor - Banister District	Present	4:37 PM

AGENDA ITEMS TO BE ADDED

Motion to add Closed Sessions as items 8(b):

Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel

- (1) Legal Authority: Virginia Code § 2.2-3711(A)(8)
Subject: County/Sheriff Cooperative Agreement
Purpose: Consultation with Legal Counsel Regarding County Sheriff Cooperative Agreement
- (2) Legal Authority: Virginia Code § 2.2-3711(A)(8)
Subject: Pittsylvania County Code § 35-50
Purpose: Consultation with Legal Counsel Regarding Potential Code Revision
- (3) Legal Authority: Virginia Code § 2.2-3711(A)(8)
Subject: Delta Response Team General Contract for Services
Purpose: Consultation with Legal Counsel Regarding Delta Response team General Contract for Services
- (4) Legal Authority: Virginia Code § 2.2-3711(A)(8)
Subject: Potential Violation of County’s Fiscal Policy
Purpose: Consultation with Legal Counsel

**Board of Supervisors
March 17, 2020
Work Session**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ronald S. Scearce, Vice-Chairman - Westover District
SECONDER:	Joe B. Davis, Supervisor - Dan River District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram
ABSENT:	Miller

APPROVAL OF AGENDA

Motion to approve Agenda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ronald S. Scearce, Vice-Chairman - Westover District
SECONDER:	Joe B. Davis, Supervisor - Dan River District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram
ABSENT:	Miller

PRESENTATIONS

a. SCS Broadband Update (Contact: Clay Stewart); (15 minutes)

Clay Stewart, SCS Broadband, was present to update the Board on the SCS Broadband Project in the County. He stated they have lost money due to Chinese Tariffs but have not passed that cost onto any of their consumers. Regardless of the situation with the radio shortages and the previous radios that will no longer be able to be used as of April, 14, 2020, Mr. Stewart assured the Board that SCS will continue to provide services to all customers and will continue to expand as long as they can. Even if there is a total shutdown, SCS has confirmed it will still be able to get gas and other items that are needed. Mr. Stewart also apologized for the lack of Grant Reporting, since it is new to him but assured the Board it would henceforth receive a report at the beginning of each month.

STAFF, COMMITTEE, AND/OR CONSTITUTIONAL OFFICER REPORTS

a. Monthly Department Spotlight (Treasurer); (Staff Contact: Vincent Shorter); (15 minutes)

The Honorable Vincent Shorter, Treasurer, presented the Monthly Department Spotlight for his Office. He stated, of the 131 total localities in Virginia, the Treasurer's Association Accreditation put his County Office in the top half. As part of the accreditation process, offices must successfully pass an outside audit with no findings of material weakness. Accreditation also requires proof of continuing education, written policies in place for areas such as personnel, customer service, and delinquent collections. Mr. Shorter's Office currently has four (4) Certified Employees, with three (3) more on track to be certified by the end of the year. Having Certified Personnel allows the Treasurer's Office to receive more State funding. His Office conduct two (2) Real Estate auctions per year. In 2019, there were two (2) auctions selling eighteen (18) parcels of land. These auctions resulted in \$127,704.15 being remitted to the

Board of Supervisors
 March 17, 2020
 Work Session

Circuit Court as excess funds. There has been a total of \$121,243.56 recovered in excess funds from auctions over the past four (4) years.

b. Building Maintenance Request (Pittsylvania County Community Action); (Staff Contact: Richard N. Hicks); (10 minutes)

Richard N. Hicks, Deputy County Administrator, stated there was a significant sewer problem at the Pittsylvania County Community Action (“PCCA”) building. PCCA currently leases this building from the County for \$200 per month. Mr. Warren suggested deferring this item to the Finance or Property and Building Committees.

BUSINESS MEETING DISCUSSION ITEMS

None.

CLOSED SESSION

a. Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body (Staff Contact: J. Vaden Hunt, Esq.)

- (1) Legal Authority: Virginia Code § 2.2-3711(A)(1)
 Subject Matter: Pittsylvania County Service Authority (“PCSA”)
 Purpose: Discussion of Board’s PCSA Appointees

b. Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel

- (1) Legal Authority: Virginia Code § 2.2-3711(A)(8)
 Subject: County/Sheriff Cooperative Agreement
 Purpose: Consultation with Legal Counsel Regarding County/Sheriff Cooperative Agreement

- (2) Legal Authority: Virginia Code § 2.2-3711(A)(8)
 Subject: Pittsylvania County Code § 35-50
 Purpose: Consultation with Legal Counsel Regarding Potential Code Revision

- (3) Legal Authority: Virginia Code § 2.2-3711(A)(8)
 Subject: Delta Response Team General Contract for Services
 Purpose: Consultation with Legal Counsel Regarding Delta Response Team General Contract for Services

- (4) Legal Authority: Virginia Code § 2.2-3711(A)(8)

Board of Supervisors
March 17, 2020
Work Session

Subject: Potential Violation of County's Fiscal Policy
 Purpose: Consultation with Legal Counsel

Motion to enter Closed Session. The Board entered Closed Session at 5:45 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	William "Vic" Ingram, Supervisor - Tunstall District
SECONDER:	Charles H. Miller, Supervisor - Banister District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram, Miller

RETURN TO OPEN SESSION AND CLOSED SESSION CERTIFICATION

a. Closed Session Certification

The Board returned to Open Session at 6:54 and the following Certification was recorded:

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
CLOSED MEETING CERTIFICATION

BE IT RESOLVED that at the Meeting of the Pittsylvania County Board of Supervisors (the "Board") on March 17, 2020, the Board hereby certifies by a recorded vote that to the best of each Board Member's knowledge only public business matters lawfully exempted from the Open Meeting requirements of the Virginia Freedom of Information Act (the "Act") and identified in the Motion authorizing the Closed Meeting were heard, discussed, or considered in the Closed Meeting. If any Board Member believes that there was a departure from the requirements of the Act, he shall so state prior to the vote indicating the substance of the departure. The Statement shall be recorded in the Board's Minutes.

	<u>Vote</u>
Joe B. Davis	Yes
Timothy W. Dudley	Yes
William ("Vic") Ingram	Yes
Ben L. Farmer	Yes
Charles H. Miller, Jr.	Yes
Ronald S. Scearce	Yes
Robert ("Bob") W. Warren	Yes

ADJOURNMENT

Mr. Warren adjourned the Meeting at 6:55 PM.

March 17, 2020
Business Meeting

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
BUSINESS MEETING
MARCH 17, 2020**

VIRGINIA: The Business Meeting of the Pittsylvania County Board of Supervisors was held on March 17, 2020, at the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531. Robert ("Bob") W. Warren, Chairman, called the Meeting to Order at 7:00 PM. The following Members were present:

CALL TO ORDER (7:00 PM)

Attendee Name	Title	Status	Arrived
Robert W. "Bob" Warren	Chairman - Chatham Blairs District	Present	5:59 PM
Ronald S. Scearce	Vice-Chairman - Westover District	Present	6:00 PM
Joe B. Davis	Supervisor - Dan River District	Present	6:00 PM
Timothy W. Dudley	Supervisor - Staunton River District	Present	5:58 PM
Ben L. Farmer	Supervisor - Callands-Gretna District	Present	5:59 PM
William "Vic" Ingram	Supervisor - Tunstall District	Present	5:58 PM
Charles H. Miller	Supervisor - Banister District	Present	6:02 PM

AGENDA ITEMS TO BE ADDED

Motion to add Declaration of Local Emergency and Local Emergency Employee Work Plan Proclamation to the Agenda under New Business.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ronald S. Scearce, Vice-Chairman - Westover District
SECONDER:	William "Vic" Ingram, Supervisor - Tunstall District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram, Miller

APPROVAL OF AGENDA

Motion to approve Agenda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ronald S. Scearce, Vice-Chairman - Westover District
SECONDER:	Joe B. Davis, Supervisor - Dan River District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram, Miller

CONSENT AGENDA

Motion to approve Consent Agenda.

Board of Supervisors
 March 17, 2020
 Business Meeting

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe B. Davis, Supervisor - Dan River District
SECONDER:	Charles H. Miller, Supervisor - Banister District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram, Miller

- a. Minutes Approval (Staff Contact: Kaylyn M. McCluster)
- b. County Government Month Proclamation (Staff Contact: Kaylyn M. McCluster)
- c. VDOT Road Funding Project May Public Hearing Authorization (Staff Contact: Kaylyn M. McCluster)
- d. Resolution # 2020-03-01: Creek Week 2020 (Staff Contact: Kaylyn M. McCluster)
- e. Resolution # 2020-03-02: Kentuck Volunteer Fire Department Tax Exempt Usage Approval (Staff Contact: Christopher C. Slemp)
- f. SCS Cell Tower Lease Approval (Staff Contact: Kimberly G. Van Der Hyde)
- g. BOS By-law Revisions Adoption (Staff Contact: J. Vaden Hunt, Esq.)
- h. Appointment of Acting Building Official (Staff Contact: Richard N. Hicks)
- i. Waiver of Solid Waste Tipping Fees (Staff Contact: Richard N. Hicks)
- j. Coles' Hill Pet Center Benefit Trail Ride Contract Approval (Staff Contact: James P. McLaughlin)
- k. Purchase of Service Weapon (Contact: Sheriff Taylor)

ITEMS REMOVED FROM CONSENT AGENDA

None.

PRESENTATIONS

a. Isaiah Griffin Recognition Presentation (Contact: Supervisor Farmer)

Mr. Griffin was not in attendance, but Mr. Farmer read the Certificate and County Staff will get it to Gretna High School.

b. Elijah Moshenek Recognition Presentation (Contact: Supervisor Davis)

Mr. Moshenek was not in attendance, but Mr. Davis read the Certificate and County Staff will get it to Dan River High School.

c. Arlene Davis Recognition Presentation (Contact: Supervisor Dudley)

Ms. Arlene Davis was present to accept her Certificate of Excellence.

HEARING OF THE CITIZENS

John Harris was present and spoke on behalf of the Olde Dominion Agricultural

**Board of Supervisors
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Complex. He stated last month they were able to host the National Tri-State Rodeo at their facility for West Virginia, North Carolina, and Virginia. There were 160 participants and approximately 200 families that came into the County for this event. They have already scheduled the same event for next year and invited the Board to come out to the facility for the many events they hold. Tonya Reynolds, Callands-Gretna District, with the SPCA spoke in support of the TNR Program and thanked the Board for their support of this Program.

PUBLIC HEARINGS

Rezoning Public Hearings

Case 1: Public Hearing: Rezoning Case R-20-003; Julie M. Owen; Dan River Election District; R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Supervisor Davis)

Mr. Warren opened the Public Hearing at 7:27 PM. Ms. Owen was present to represent the Petition. No one signed up to speak and Mr. Warren closed the Public Hearing at 7:28 PM. Mr. Davis asked about the plans for the property. Ms. Owens stated it adjoins their family farm and they plan to use it in the future for pastureland.

Motion to rezone a total of 19.88 acres, two (2) parcels of land, from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (for agricultural uses).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Joe B. Davis, Supervisor - Dan River District
SECONDER:	Charles H. Miller, Supervisor - Banister District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram, Miller

Case 2: Public Hearing: Rezoning Case R-20-004; Derek T. Maddox; Staunton River Election District, RC-1, Residential Combined Subdivision District, to A-1, Agricultural District (Contact: Supervisor Dudley)

Mr. Warren opened the Public Hearing at 7:31 PM. Mr. Maddox was present to represent the Petition. No one signed up to speak and Mr. Warren closed the Public Hearing at 7:32 PM.

Motion to rezone 22.69 acres from RC-1, Residential Combined Subdivision District, to A-1, Agricultural District (to allow for subdivision of the property for a family member and to raise cattle).

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Timothy W. Dudley, Supervisor - Staunton River District
SECONDER:	Joe B. Davis, Supervisor - Dan River District
AYES:	Warren, Scarce, Davis, Dudley, Farmer, Ingram, Miller

Other Public Hearings

**1. Public Hearing: Land Use Forms Due Date Changes; PCC Chapter 6 Revisions
(Staff Contact: J. Vaden Hunt, Esq.)**

Mr. Hunt stated that the Honorable Robin Goard, County Commissioner of the Revenue, has requested changes to Chapter 6 of the Pittsylvania County Code related to bringing the annual due dates for County Land Use Forms into compliance with the Board's recent changes in the annual County Tax Due Dates from December 20th to December 10th and from June 20th to June 10th.

Mr. Warren opened the Public Hearing at 7:36 PM. No one signed up to speak and he closed the Public Hearing at 7:36 PM.

Motion to approve the revisions to Pittsylvania County Code Chapter 6 as presented.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ronald S. Scarce, Vice-Chairman - Westover District
SECONDER:	Ben L. Farmer, Supervisor - Callands-Gretna District
AYES:	Warren, Scarce, Davis, Dudley, Farmer, Ingram, Miller

UNFINISHED BUSINESS

None.

NEW BUSINESS

a. Declaration of Local Emergency

Motion to approve the Declaration of Local Emergency.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Timothy W. Dudley, Supervisor - Staunton River District
SECONDER:	William "Vic" Ingram, Supervisor - Tunstall District
AYES:	Warren, Scarce, Davis, Dudley, Farmer, Ingram, Miller

b. Local Emergency Employee Work Plan Proclamation

Motion to approve the Local Emergency Employee Work Plan Proclamation.

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	William "Vic" Ingram, Supervisor - Tunstall District
SECONDER:	Timothy W. Dudley, Supervisor - Staunton River District
AYES:	Warren, Scearce, Davis, Dudley, Farmer, Ingram, Miller

APPOINTMENTS

None.

MATTERS FROM WORK SESSION (IF ANY)

a. Matters from Closed Session

Motion to approve Resolution # 2020-03-03.

RESULT:	APPROVED [6 TO 1]
MOVER:	Ronald S. Scearce, Vice-Chairman - Westover District
SECONDER:	Joe B. Davis, Supervisor - Dan River District
AYES:	Warren, Scearce, Davis, Dudley, Ingram, Miller
NAYS:	Farmer

BOARD MEMBER REPORTS

Mr. Dudley stated the Town of Hurt Mayor recently resigned and gave appreciation for his years of service to the community. Mr. Ingram stated he has received complaints about trash along the highways, as well as the absence of the internet. He suggested a future County-wide trash pickup day. Mr. Farmer stated the Gretna Community had three (3) deaths in a matter of days and sends many thoughts and prayers to those effected by these tragedies. He also thanked Fire and EMS workers for their hard work and sacrifice during these times and thanked local businesses for offering free lunches to students while schools are out due to the COVID-19 Pandemic. Mr. Scearce stated he hopes everyone takes care of themselves and their families during this Pandemic. Mr. Warren thanked all the Commissioners that have served on the Pittsylvania County Service Authority, as well as County Staff for their hard work on a regular basis and during this Pandemic. He appreciates keeping the safety of the employees a top priority.

COUNTY ADMINISTRATOR REPORTS

Mr. Smitherman stated that the County is working to increase cleanliness by supplying employees with Clorox wipes and installing hand sanitizer stations throughout County Offices. There is also communication with the School System to create public Wi-Fi hot spots to provide public drive-up internet for County citizens.

ADJOURNMENT

Mr. Warren adjourned the Meeting at 7:56 PM.

March 26, 2020
Called Meeting

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
CALLED MEETING
MARCH 26, 2020**

VIRGINIA: The Called Meeting of the Pittsylvania County Board of Supervisors was held on March 26, 2020, in the Gallery Room of the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531. Robert (“Bob”) W. Warren, Chairman, called the Meeting to Order at 7:00 PM. The following Members were present:

Attendee Name	Title	Status
Robert ("Bob") W. Warren	Chairman - Chatham-Blairs District	Present
Ronald S. Searce	Vice Chairman - Westover District	Present
William (“Vic”) Ingram	Supervisor - Tunstall District	Via Phone
Timothy W. Dudley	Supervisor - Staunton River District	Present
Ben L. Farmer	Supervisor - Callands-Gretna District	Present
Charles H. Miller	Supervisor – Banister District	Via Phone
Joe B. Davis	Supervisor – Dan River District	Present

Mr. Ingram called into the Meeting due to COVID-19 precautions from 1301 Deercrest Lane, Danville, Virginia, 24540. Mr. Miller also called into the Meeting due to medical issues from 181 Friendship Road, Chatham, Virginia 24531.

APPROVAL OF AGENDA

Motion to approve the Agenda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Joe B. Davis, Supervisor – Dan River District
SECONDER:	Ben L. Farmer, Supervisor – Callands-Gretna District
AYES:	Davis, Miller, Ingram, Dudley, Farmer, Searce, Warren

PUBLIC HEARINGS

FY2021 Proposed Pittsylvania County School Budget

David M. Smitherman, County Administrator, gave a condensed version of the Budget Presentation. Mr. Warren opened the Public Hearing at 7:17 PM. No one signed up to speak, but Earl Glass had previously sent an email in regarding the Public Hearing and Mr. Hunt read the following. “To Mr. Smitherman and Board members Mr. Warren, Mr. Searce, Mr. Ingram, Mr. Davis, Mr. Dudley, Mr. Farmer, and Dr. Miller, My name is Earl Glass, and I am a physical education teacher at Dan River Middle School in my 30th year of teaching. I want to start by saying “THANK YOU” to the board for all your support especially in recent years where since 2016 you have provided an additional \$2.5 million in local funding to our school system. I am grateful for that. I come to you again(I spoke at the last two years meetings but unfortunately cannot make it tonight) to ask that you grant the Pittsylvania County Schools request of the

**Board of Supervisors
March 28, 2019
Called Meeting**

increase of 1.3 million which will be used not only for but especially the final phase of the Compensation Study. That will be such a great boost for our profession and our teachers. Pittsylvania County Schools has continued to excel in major areas like having 100% of our schools fully accredited; the state average is only 92%; also, the division's pass rate on the reading, writing, mathematics, history, and science SOLs are all above the state average and PCS has on-time graduation rate of 90.9%. PCS is continually recognized in state and national BETA, DECA, FBLA, FFA, SkillsUSA, and band competitions, and VHSL activities; also our schools do many service projects of giving back like programs that honor veterans, first responders and has schools that raise money for projects like pediatric cancer, diabetes, and cardiovascular disease!! However, the division ranks at the bottom, 125 out of 132 school divisions in the state in total per pupil funding for education. Again thank you for what you have done, but respectfully I ask you to fully fund the PCS financial request. Stay well, stay healthy, and God bless each of you. Respectfully, Earl Glass.” Mr. Warren closed the Public Hearing at 7:20 PM.

FY2021 Proposed Pittsylvania County Budget

Mr. Warren opened the Public Hearing at 7:20 PM. No one signed up to speak and Mr. Warren closed the Public Hearing at 7:20 PM.

Christopher C. Slemp, County Director of Public Safety, gave a COVID-19 Pandemic Update. Mr. Slemp stated the virtual emergency operations center has been opened. He is also having conference calls at least twice a week with others in our region. Many citizens from the community have donated supplies that are needed, and employees have been notified to keep track of all expenses incurred due to this pandemic. The Honorable Mike Taylor, Sheriff, stated once the Federal, State, and Local Orders began coming in on March 5, 2020, they implemented a COVID-19 Task Force within the Sheriff's Department. The “Shelter in Place” Order is helping with reduced calls and responses throughout the County. Sheriff Taylor also stated they have moved twenty-five (25) inmates to Blue Ridge Regional Jail to make space for isolation if needed. Dr. Mark Jones, County School Superintendent, also spoke and stated the School Division has put Feeding Programs into place for students and the offices are still operating, but not open to the public.

ADJOURNMENT

Mr. Warren adjourned the Meeting at 7:37 PM.

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
FINANCE COMMITTEE
THURSDAY, APRIL 2, 2020**

VIRGINIA: The Finance Committee of the Pittsylvania County Board of Supervisors was held on Thursday, April 2, 2020, in the Gallery Room of the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531. Ronald S. Searce, Chairman, called the Meeting to Order at 6:30 PM. The following Committee Members were present:

Joe B. Davis
William (“Vic”) Ingram (via phone from 1301 Deercrest Lane, Danville,
Virginia 24540)
Charles H. Miller, Jr.
Ronald S. Searce

The following Board of Supervisors Members were also present:

Timothy W. Dudley
Ben L. Farmer
Robert (“Bob”) W. Warren

David M. Smitherman, County Administrator and Clerk of the Board; J. Vaden Hunt Esq., County Attorney; and Kimberly G. Van Der Hyde, Finance Director, were also present.

Approval of Agenda

Motion by Dr. Miller, seconded by Mr. Davis, to approve Agenda, which was unanimously approved by the Committee Members.

New Business

(a) Budget Discussion

None.

(b) Formal Committee Budget Recommendation

Motion by Mr. Davis, seconded by Dr. Miller, to recommend approval of the School Budget in the amount of \$101,049,739 to the full Board, which was unanimously approved by the Committee Members.

Motion by Mr. Davis, seconded by Dr. Miller, to recommend approval of the County Budget in the amount of \$186,116,529 to the full Board, which was approved by Committee Members.

Adjournment

Mr. Searce adjourned the Meeting at 6:33 PM.

Called Meeting
April 2, 2020

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
CALLED MEETING
THURSDAY, APRIL 2, 2020**

VIRGINIA: The Called Meeting of the Pittsylvania County Board of Supervisors was held on Thursday, April 2, 2020, in the Gallery Room of the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531. Robert “Bob” W. Warren, Chairman, called the Meeting to Order at 7:00 PM. The following Board Members were present:

Joe B. Davis
Timothy W. Dudley
Ben L. Farmer
William (“Vic”) Ingram (via phone from 1301 Deercrest
Lane, Danville, Virginia 24540)
Charles H. Miller, Jr.
Ronald S. Searce
Robert (“Bob”) W. Warren

David M. Smitherman, County Administrator and Clerk of the Board; Mr. J. Vaden Hunt Esq., County Attorney; and Kimberly G. Van Der Hyde, Finance Director, were also present.

Approval of Agenda

Motion by Mr. Dudley, seconded by Dr. Miller, to approve Agenda, which was unanimously approved by the Board.

New Business

(a) Approval of School Budget

Motion by Mr. Searce to recommend approval of the School Budget in the amount of \$101,049,739. Second not required because Motion came from Finance Committee. Motion was unanimously approved by the Board.

(b) Approval of County Budget/Budget Resolution

Motion by Mr. Searce to approve the County Budget in the amount of \$186,116,529. Second not required because Motion came from Finance Committee. Substitute Motion by Mr. Ingram as follows: “I would like to make a Motion to reallocate \$260,000 to supply one (1) quick response vehicle and two (2) paramedics. As you definitely well know, at this time in the state of our Country as well as our County, there is a dire need for emergency response, our County lacks that and we are going through a crisis right now and so I’d like to make that Motion.” Mr. Farmer seconded the Motion for discussion. Mr. Farmer stated, “So Mr. Ingram said \$260,000 from the Pet Center? Is that what I heard?”. Mr. Ingram replied, “No sir, what I said was to reallocate \$260,000. That was under the discretion of Mr. Smitherman and Mrs. Van Der Hyde. Uh, I did focus on the Pet Center because that was the obvious place I felt like that we could make a transfer, but I’m just desperately asking for us to consider providing more rescue services for our citizens and this is just the way to get started. I know this is a bad time, but it’s never, uh, it’s never too late to get started.” Mr. Warren stated, “I’m going to respectfully say that I’m going to stick with the Budget as presented due to the fact that I looked back

Called Meeting
April 2, 2020

2018 we provided \$3,319,061 for Public Safety. In 2019 we provided \$4,343,100 for Public Safety. Um, the 2020 Budget carries \$4,638,393. This year Budget carries \$5,075,208. I do agree that we may need some adjustments following the COVID-19, however as I looked at this Budget we're already \$1.7M ahead of where we were in 2018 for Public Safety because that has been a focus of the Board since I came on the Board and we will continue to supply these folks with every one of their needs, but we have a Fire Commission and I think it would be inappropriate for us to do that before it goes to the Fire Commission for their vetting and their process and we may need to make some adjustments, that's why we said from our Finance Chairman that there will probably be adjustments going forward, so for that reason I am going to, um, not support the recommendation from Mr. Ingram." Mr. Scarce then stated, "I'd like to say to my friends as well, I serve on the Fire and Rescue Commission and I know that our Public Safety Director, Chris Slep, has been working on a lot of issues through this crisis, and this has been one of the issues that we've had to deal with renewing, uh, revising the contract with DRT, and he's working hand in glove with the Fire and Rescue Commission Chairman and Vice-Chairman, I know, and I know we will probably be addressing this, but I know there's one thing we've been trying to work on for a few years now, is to get more paid EMS services out there to the public and that is still an ongoing process which will be looked at again by the Fire and Rescue Commission when it is appropriate. Thank you, sir."

There was no further discussion and the vote for Mr. Ingram's Motion failed by a 6-1 vote. The votes were as follows: Davis, no; Miller, no; Scarce, no; Farmer, no; Dudley, no; and Ingram, yes. The next vote was back to the original Motion by Mr. Scarce to approve the County Budget in the amount of \$186,116,529. The votes were as follows: Davis, yes; Miller, yes; Scarce, yes; Farmer, yes; Dudley; Warren, yes; and Ingram, no. Mr. Scarce's Motion passed by a 6-1 vote.

(b) Resolution # 2020-04-02 Buy Local

Mr. Smitherman stated this COVID-19 Pandemic is causing very trying times and the County is trying to secure supplies needed. The Resolution states that the Board supports buying local during this time. Motion by Mr. Scarce, seconded by Mr. Farmer, to approve Resolution # 2020-04-02, which was unanimously approved by the Board.

Adjournment

Mr. Warren adjourned the Meeting at 7:11 PM.



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: National Service Recognition Day (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.b
Attachment(s):	04-21-2020 National Service Recognition Day		
Reviewed By:	VH		

SUMMARY:

The Nation's mayors and county officials are increasingly turning to National Service as a cost-effective strategy to address local challenges. By unleashing the power of citizens, AmeriCorps and Senior Corps Programs have a positive and lasting impact – making our cities and counties better places to live. To spotlight the impact of National Service and thank those who serve, mayors and county officials acknowledge the annual Recognition Day for National Service on April 7, 2020.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve the attached Proclamation.

MOTION:

"I make a Motion to approve the attached Proclamation declaring April 7, 2020, as National Service Recognition Day. "

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

NATIONAL SERVICE RECOGNITION DAY; APRIL 7, 2020

WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, the nation’s elected leaders are increasingly turning to national service and volunteerism as a cost-effective strategy to meet their needs; and

WHEREAS, AmeriCorps and Senior Corps participants address the most pressing challenges facing our communities; they educate students for 21st century jobs, fight the opioid epidemic, respond to natural disasters, and support veterans and military families; and

WHEREAS, national service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS, AmeriCorps and Senior Corps participants serve in more than 45,000 locations across the country, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, national service participants increase the impact of the organizations they serve, both through their direct service and by managing millions of additional volunteers; and

WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; and

WHEREAS, national service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, the Corporation for National and Community Service shares a priority with local leaders nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National League of Cities, the National Association of Counties, and local leaders across the country for National Service Recognition Day on April 7, 2020.

NOW, THEREFORE, the Board hereby proclaims April 7, 2020, as National Service Recognition Day, and encourages residents to recognize the positive impact of national service in our community; to thank those who serve; and to find ways to give back to their communities.

Given under my hand this 21st day of April, 2020.

Robert W. “Bob” Warren, Chairman
Pittsylvania County Board of Supervisors

David M. Smitherman
Clerk, Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: National Law Day (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.c
Attachment(s):	04-21-2020 National Law Day		
Reviewed By:	VH		

SUMMARY:

Each year, the Board establishes and proclaims a Law Day for the celebration of the practice of law in the Commonwealth of Virginia and its heritage for liberty and equality.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends that the Board approve the attached Proclamation.

MOTION:

“I make a Motion to approve the attached Proclamation declaring May 1, 2020, as National Law Day throughout Pittsylvania County, Virginia.”

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

NATIONAL LAW DAY *May 1, 2020*
“Your Vote, Your Voice, Our Democracy: The 19th Amendment at 100”

WHEREAS, the United States is commemorating the centennial of the 19th Amendment to the U.S. Constitution, which guarantees that “the right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of sex;” and

WHEREAS, the text that would become the 19th Amendment in 1920 was first proposed in Congress in 1878; and

WHEREAS, many States granted women the right to vote in advance of the ratification of the 19th Amendment. They included Wyoming, Utah, Colorado, Idaho, Washington, California, Oregon, Montana, Arizona, Kansas, Alaska, Illinois, North Dakota, Indiana, Nebraska, Michigan, Arkansas, New York, South Dakota, and Oklahoma; and

WHEREAS, Wisconsin, Illinois, and Michigan were the first states to ratify the 19th Amendment, all on June 10, 1919, six (6) days after it was approved by Congress. Tennessee was the 36th state to ratify the 19th Amendment, the number then required to incorporate it into the U.S. Constitution and make it the law of the land; and

WHEREAS, although formal voting rights could no longer be denied because of race or sex after ratification of the 15th and 19th Amendments, many voters still faced ballot restrictions, including registration rules, literacy tests, poll taxes, and moral and residency requirements; and

WHEREAS, there were 81.3 million women registered to vote in the United States as of 2018, comprising 53% of the electorate; and

WHEREAS, American women fought for, and won, the vote through their voice and action. The women’s suffrage movement forever changed America, expanding representative democracy and inspiring other popular movements for constitutional change and reform.

NOW, THEREFORE, BE IT RESOLVED that the Pittsylvania County Board of Supervisors declare ***May 1, 2020, to be Law Day*** in Pittsylvania County, Virginia.

Given under my hand this 21st day of April, 2020.

Robert “Bob” W. Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: National Teacher Appreciation Week (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.d
Attachment(s):	04-21-2020 Teacher Appreciation Week		
Reviewed By:	VH		

SUMMARY:

National Teacher Appreciation Day, also known as National Teacher Day, is celebrated on Tuesday of the first full week in May. This day is part of Teacher Appreciation Week, which is the first full week in May of each year. The National Education Association describes National Teacher Day “as day for honoring teachers and recognizing the lasting contributions they make to our lives.”

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve the attached Proclamation.

MOTION:

“I make a Motion to approve the attached Proclamation declaring May 4 – 8, 2020, as Teacher Appreciation Week, and May 5, 2020, as Teacher Appreciation Day in Pittsylvania County, Virginia.”

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

TEACHER APPRECIATION WEEK
May 4 - 8, 2020

VIRGINIA: At the Pittsylvania County Board of Supervisors’ (“Board”) Business Meeting on Tuesday, April 21, 2020, the following Proclamation was adopted celebrating *Teacher Appreciation Week May 4 - 8, 2020*, and *Teacher Appreciation Day May 5, 2020*.

WHEREAS, teachers mold in a positive direction the future citizens and leaders of our Country through guidance and education; and

WHEREAS, teachers encounter students of widely differing backgrounds and we entrust our children with the teachers, and they affect the lives of our children daily; and

WHEREAS, our Country’s future depends upon providing quality education to all students; and

WHEREAS, teachers spend countless hours preparing lessons, evaluating progress, counseling, and coaching students and performing community service; and

WHEREAS, the Board recognizes and supports its teachers in educating the children of Pittsylvania County, Virginia; then

NOW, THEREFORE, BE IT RESOLVED that the Board proclaims *May 4 - 8, 2020, to be Teacher Appreciation Week* and observes *Tuesday, May 5, 2020, as Teacher Appreciation Day*; and

BE IT FURTHER RESOLVED that the Board strongly encourages all County citizens to join me in personally expressing appreciation to our teachers for their dedication and devotion to their work.

Given under my hand this 21st day of April, 2020.

Robert W. “Bob” Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors

Attachment: 04-21-2020 Teacher Appreciation Week (1978 : Proclamation: National Teacher Appreciation Week (Staff Contact: Kaylyn M.



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: National Police Week (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.e
Attachment(s):	04-21-2020 National Police Week		
Reviewed By:	VH		

SUMMARY:

Each year, the Board, in cooperation with the County's Sheriff Department and Virginia State Police, prepare a Proclamation to provide awareness for National Police Week and Peace Officers Memorial Day.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve the attached Proclamation.

MOTION:

"I make a Motion to approve the attached Proclamation declaring May 10 – 16, 2020, as National Police Week, and May 15, 2020, as Peace Officers Memorial Day throughout Pittsylvania County, Virginia."

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

**NATIONAL POLICE WEEK
May 10 - 16, 2020**

To recognize National Police Week 2020, and May 15th as Peace Officers Memorial Day, by honoring the service and sacrifice of those law enforcement officers killed in the line of duty while protecting our communities and safeguarding our democracy.

WHEREAS, the Congress and the President of the United States have declared law enforcement officer safety and wellness a top priority, and the International Association of Chiefs of Police's Center for Officer Safety and Wellness promotes the importance of individual, agency, family, and community safety and wellness awareness; and

WHEREAS, the members of the Pittsylvania County Sheriff's Department play an essential role in safeguarding the rights and freedom of the citizens of Pittsylvania County, Virginia ("County"); and

WHEREAS, it is important that all citizens know and understand the problems, duties, and responsibilities of their sheriff's department, and that members of the County's Sheriff's Department recognize their duty to serve the people by safeguarding life and property, by protecting them against violence or disorder, and by protecting the innocent against deception and the weak against oppression or intimidation; and

WHEREAS, the County's Sheriff's Department has grown to be a modern and scientific law enforcement agency which unceasingly provides a vital public service.

NOW, THEREFORE, the Pittsylvania County Board of Supervisors ("Board") calls upon all County citizens, and upon all patriotic, civil, and educational organizations to observe the week of **May 10 - 16, 2020 as Police Week** with appropriate recognition and thanks for the police officers, past and present, who by their faithful and loyal devotion to their responsibilities have rendered a dedicated service to their communities and, in doing so, have established for themselves an enviable and enduring reputation for preserving the rights and security for all citizens; and

THE BOARD FURTHER calls upon all County citizens to observe **May 15, 2020, as Peace Officers Memorial Day** to honor those peace officers who, through their courageous deeds, have lost their lives or have become disabled in the performance of duty.

Given under my hand this 21st day of April, 2020.

Robert "Bob" Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: Foster Care Awareness Month (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.f
Attachment(s):	04-21-2020 Foster Care Awareness Month		
Reviewed By:	<i>VM</i>		

SUMMARY:

Children are key to our community's future success, prosperity, and quality of life and more than 5,300 children in Virginia's foster care system have a right to thrive, learn, and grow in a safe and loving environment. Foster parents provide love, safety, and stability that children need to overcome past traumatic experiences to reach their full potential. There are numerous individuals, businesses, organizations, associations, religious groups, and public servants who are dedicated to raising awareness about the needs of children and youth in foster care.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board adopt the attached Proclamation as presented.

MOTION:

"I make a Motion to adopt the attached Proclamation as presented declaring May 2020, as Foster Care Awareness Month."

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

NATIONAL FOSTER CARE AWARENESS MONTH; MAY 2020

WHEREAS, children are key to our community’s future success, prosperity, and quality of life; and

WHEREAS, more than 5,300 children in Virginia’s foster care system have a right to thrive, learn, and grow in a safe and loving environment; and

WHEREAS, foster parents provide love, safety, and stability that children need to overcome past traumatic experiences to reach their full potential; and

WHEREAS, Pittsylvania County, Virginia (“County”), foster parents are caring for and nurturing children and youth in foster care today; and

WHEREAS, the County must come together as a community to recognize the important role foster parents play in caring for children who have experienced abuse and neglect, supporting family reunification, and building strong communities; and

WHEREAS, a need exists to identify more foster parents in order to ensure children, older youth, children with complex needs, and siblings have a safe and stable home in their community; and

WHEREAS, there are numerous individuals, businesses, organizations, associations, religious groups, and public servants who are dedicated to raising awareness about the needs of children and youth in foster care; and

WHEREAS, Foster Care Awareness Month is celebrated nationally to raise awareness about foster care and to encourage community involvement as foster families, volunteers, and mentors.

NOW, THEREFORE, the County Board of Supervisors hereby proclaims **May 2020, as Foster Care Awareness Month** in the County and urges all citizens to come forward and take action that will positively impact the life of a child in foster care.

Given under my hand this 21st day of April, 2020.

Robert “Bob” W. Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Jefferson Subdivision Vacation Authorization (Staff Contact: Karen N. Hayes)		
Staff Contact(s):	Karen N. Hayes		
Agenda Date:	April 21, 2020	Item Number:	7.g
Attachment(s):	Plat Sheet 3 Subdivision Vacation Virginia Code		
Reviewed By:	VH		

SUMMARY:

Recently, Phillip and Deborah Anderson sold Roger Jefferson, via through his LLC, real estate located in the County on the South side of Anderson Mill Road that had been previously subdivided into lots, but never developed. Jefferson, through his attorney, Jessica Burgess, desires to have those subdivided lots vacated and merged back in to the larger, original parcel. All lot owners have agreed in writing to the subdivision lot vacation. For your reference and review, a new plat evincing vacated lot lines and mergers is attached. Karen N. Hayes, Deputy Community Development Director, has approved the plat pending vacation. Virginia Code § 15.2-2272, also attached, requires plat vacation, agreed to by all lot owners in writing where lots been subdivided but not developed, to be approved by the local governing body.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

As authorized by Virginia Code § 15.2-2272, County Staff recommends the Board approve the Jefferson Subdivision Vacation as presented.

MOTION:

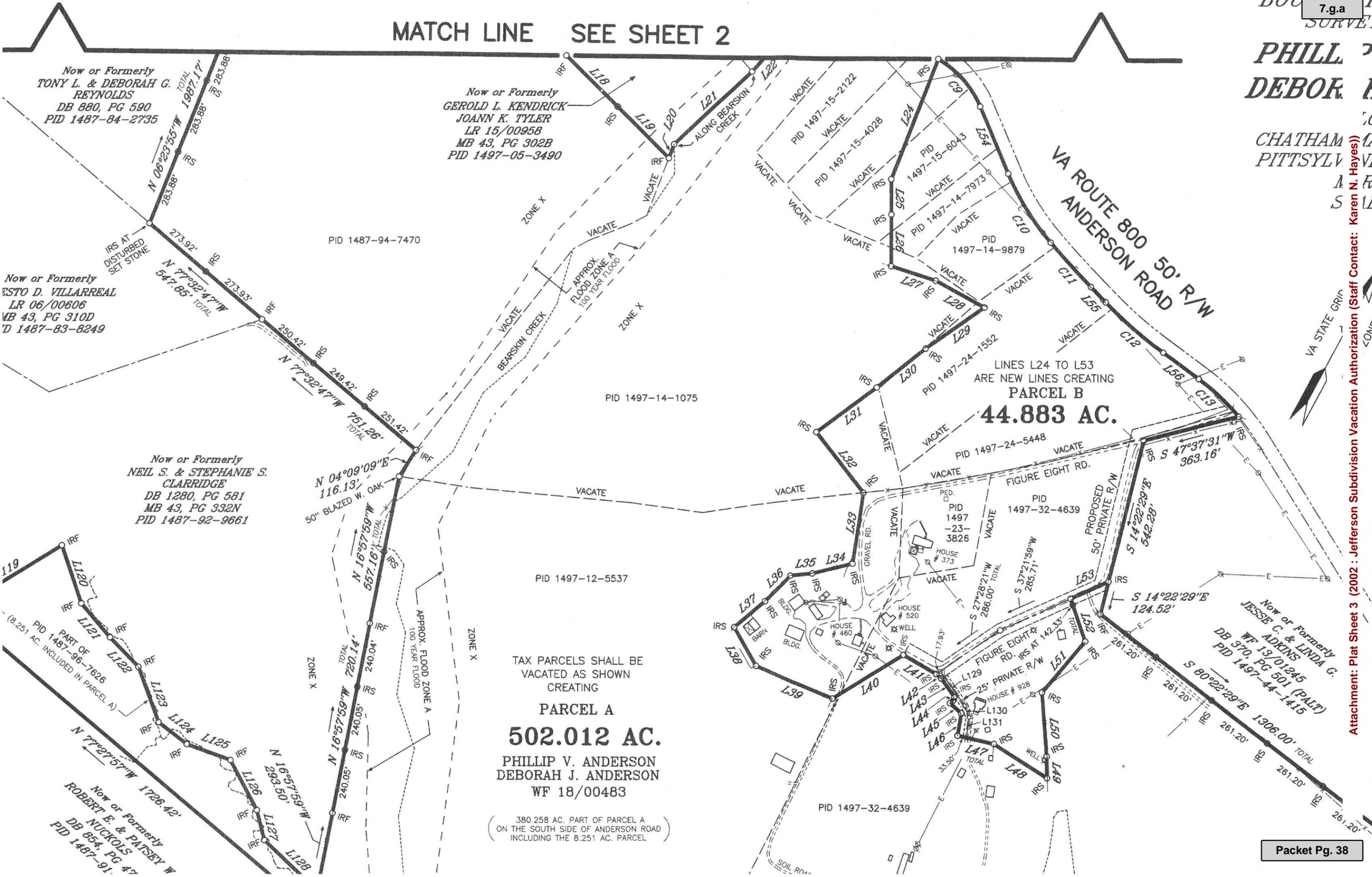
“I make a Motion to approve the Jefferson Subdivision Vacation as presented.”

MATCH LINE SEE SHEET 2

PHILLIP V. ANDERSON
DEBORAH J. ANDERSON

CHATHAM COUNTY
PITTSYLVANIA
M. R. S. L.

Attachment: Plat Sheet 3 (2002 : Jefferson Subdivision Vacation Authorization (Staff Contact: Karen N. Hayes))



Now or Formerly
TONY L. & DEBORAH G.
REYNOLDS
DB 880, PG 590
PID 1487-84-2735

Now or Formerly
GEROLD L. KENDRICK
JOANN K. TYLER
LR 15/00958
MB 43, PG 302B
PID 1497-05-3490

Now or Formerly
ESTO D. VILLARREAL
LR 06/00606
MB 43, PG 310D
D 1487-83-8249

Now or Formerly
NEIL S. & STEPHANIE S.
CLARRIDGE
DB 1280, PG 581
MB 43, PG 332N
PID 1487-92-9661

TAX PARCELS SHALL BE
VACATED AS SHOWN
CREATING
PARCEL A
502.012 AC.
PHILLIP V. ANDERSON
DEBORAH J. ANDERSON
WF 18/00483

(380.258 AC. PART OF PARCEL A
ON THE SOUTH SIDE OF ANDERSON ROAD
INCLUDING THE 8.251 AC. PARCEL)

LINE L24 TO L53
ARE NEW LINES CREATING
PARCEL B
44.883 AC.

Now or Formerly
JESSE C. & LINDA G.
ADKINS
WF 13/01245
DB 370, PG 501 (PALT)
PID 1497-44-1415

Virginia Code § 15.2-2272. Vacation of plat after sale of lot.

In cases where any lot has been sold, the plat or part thereof may be vacated according to either of the following methods:

1. By instrument in writing agreeing to the vacation signed by all the owners of lots shown on the plat and also signed on behalf of the governing body of the locality in which the land shown on the plat or part thereof to be vacated lies for the purpose of showing the approval of the vacation by the governing body. In cases involving drainage easements or street rights-of-way where the vacation does not impede or alter drainage or access for any lot owners other than those lot owners immediately adjoining or contiguous to the vacated area, the governing body shall only be required to obtain the signatures of the lot owners immediately adjoining or contiguous to the vacated area. The word "owners" shall not include lien creditors except those whose debts are secured by a recorded deed of trust or mortgage and shall not include any consort of an owner. The instrument of vacation shall be acknowledged in the manner of a deed and filed for record in the clerk's office of any court in which the plat is recorded.

2. By ordinance of the governing body of the locality in which the land shown on the plat or part thereof to be vacated lies on motion of one of its members or on application of any interested person. The ordinance shall not be adopted until after notice has been given as required by § 15.2-2204. The notice shall clearly describe the plat or portion thereof to be vacated and state the time and place of the meeting of the governing body at which the adoption of the ordinance will be voted upon. Any person may appear at the meeting for the purpose of objecting to the adoption of the ordinance. An appeal from the adoption of the ordinance may be filed within thirty days with the circuit court having jurisdiction of the land shown on the plat or part thereof to be vacated. Upon appeal the court may nullify the ordinance if it finds that the owner of any lot shown on the plat will be irreparably damaged. If no appeal from the adoption of the ordinance is filed within the time above provided or if the ordinance is upheld on appeal, a certified copy of the ordinance of vacation may be recorded in the clerk's office of any court in which the plat is recorded.

Roads within the secondary system of highways may be vacated under either of the preceding methods and the action will constitute abandonment of the road, provided the land shown on the plat or part thereof to be vacated has been the subject of a rezoning or special exception application approved following public hearings required by § 15.2-2204 and provided the Commissioner of Highways or his agent is notified in writing prior to the public hearing, and provided further that the vacation is necessary in order to implement a proffered condition accepted by the governing body pursuant to §§ 15.2-2297, 15.2-2298 or 15.2-2303 or to implement a condition of special exception approval. All abandonments of roads within the secondary system of highways sought to be effected according to either of the preceding methods before July 1, 1994, are hereby validated, notwithstanding any defects or deficiencies in the proceeding; however, property rights which have vested subsequent to the attempted vacation are not impaired by such validation. The manner of reversion shall not be affected by this section.

Code 1950, §§ 15-793, 15-967.17; 1950, p. 722; 1962, c. 407, § 15.1-482; 1975, c. 641; 1990, c. 719; 1994, c. 341; 1997, c. 587.



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Resolution # 2020-04-03: Mount Hermon Fire and Rescue Tax-Exempt Financing Utilization Approval (Staff Contact: Christopher C. Slemph)		
Staff Contact(s):	Christopher C. Slemph		
Agenda Date:	April 21, 2020	Item Number:	7.h
Attachment(s):	2020-04-03 Mount Hermon Fire and Rescue		
Reviewed By:	CH		

SUMMARY:

The Federal Government, via the Internal Revenue Service (“IRS”), grants local governments up to \$10 million dollars annually in Tax-Exempt Bonds (“TEB”) for financing public needs. Mount Hermon Fire and rescue desires to utilize TEB in an amount not to exceed \$750,000 to refinance its Fire and Rescue Station.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

Subject to legal review by Mount Hermon’s attorney, County Staff recommends the Board approve attached Resolution # 2020-04-03 as presented.

MOTION:

“I make a Motion to approve attached Resolution # 2020-04-03 as presented allowing Mount Hermon to utilize up to, but not exceeding, \$750,000 to refinance its Fire and Rescue Station.”

PITTSYLVANIA COUNTY BOARD OF SUPERVISORS

RESOLUTION # 2020-04-03

WHEREAS, the Pittsylvania County Board of Supervisors (the “Board”), under the United States Internal Revenue Service (“IRS”) Code, receives a ten (10) million-dollar allocation for tax-exempt bonds each year beginning January 1; and

WHEREAS, said tax-exempt bonds cover boards, agencies, and commissions serving under or at the Board’s authorization; and

WHEREAS, Mount Hermon Fire and Rescue (“Mount Hermon”) is an authorized Volunteer Fire and Rescue Department identified in Chapter 11, Public Safety, of the Pittsylvania County Code; thereby, authorizing it to participate in tax-exempt financing for equipment utilized by it for a public use; and

WHEREAS, Mount Hermon desires to utilize tax-exempt bonds in an amount not to exceed \$750,000 to refinance its Fire and Rescue Station; and

WHEREAS, Mount Hermon held a public hearing on March 12, 2020, on the potential utilization of said tax-exempt financing, after legally publishing the notice as required by IRS Code.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Board hereby approves Mount Hermon’s utilization of tax-exempt bonds for financing in an amount not to exceed \$750,000 to refinance its Fire and Rescue Station; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to Mount Hermon to supplement its financing requirements.

Given under my hand this 21st day of April, 2020.

Robert (“Bob”) W. Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: National Public Safety Telecommunicators Week (Staff Contact: Kaylyn M. McCluster)		
Staff Contact(s):	Kaylyn M. McCluster		
Agenda Date:	April 21, 2020	Item Number:	7.i
Attachment(s):	04-21-2020 National Public Safety Telecommunicators Week		
Reviewed By:	VH		

SUMMARY:

National Public Safety Telecommunicators Week is recognized the week of April 12 - 18, 2020. Public Safety Telecommunicators have a tremendous impact in helping to keep Pittsylvania County, Virginia, and its citizens safe.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve the attached Proclamation.

MOTION:

"I make a Motion to approve the attached Proclamation declaring April 12 - 18, 2020, as National Public Safety Telecommunicators Week in Pittsylvania County, Virginia."

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK
April 12-18, 2020

WHEREAS, emergencies can occur at any time that require police, fire, or emergency medical services (“EMS”); and

WHEREAS, when an emergency occurs, the prompt response of police officers, firefighters, and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our communities’ law enforcement officers, firefighters, and EMS providers is dependent upon the quality and accuracy of information obtained from Pittsylvania County, Virginia (the “County”), citizens who telephone the County’s Emergency Communications Center; and,

WHEREAS, County Public Safety Telecommunicators are the first and most critical contact County citizens have with emergency services; and

WHEREAS, County Public Safety Telecommunicators are the single, vital link for the County’s law enforcement officers, firefighters, and EMS providers by monitoring their activities by radio, providing them information and ensuring their safety; and

WHEREAS, County Public Safety Telecommunicators have contributed substantially to the apprehension of criminals, suppression of fires, and treatment of patients; and

WHEREAS, each County Public Safety Telecommunicator has exhibited compassion, understanding, and professionalism during the performance of their job in the past year.

NOW, THEREFORE, the Pittsylvania County Board of Supervisors, does hereby recognize **April 12-18, 2020**, as **NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK**, in the County, in honor of the men and women whose diligence and professionalism keep our County and her citizens safe.

Given under my hand this 21st day of April, 2020.

Robert (“Bob”) W. Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	DRT Contract Amendment Approval (Staff Contact: Christopher C. Slemm)		
Staff Contact(s):	Christopher C. Slemm		
Agenda Date:	April 21, 2020	Item Number:	7.j
Attachment(s):	DRT Contract Amendment		
Reviewed By:			

SUMMARY:

In September 2018, the County entered into a contract with Delta Response Team (“DRT”) to provide three (3) ambulances for EMS back up in the County. On March 27, 2020, County Staff received formal notification that DRT could no longer staff three (3) ambulances due to a loss in staff. After discussion with DRT and in coordination with the County’s Fire and Rescue Commission, County Staff has negotiated the attached amendment to the DRT contract to terminate DRT and the County’s contractual relationship on July 1, 2020. DRT will also operate with only two (2) staffed ambulances for the remainder of the contract.

FINANCIAL IMPACT AND FUNDING SOURCE:

The amendment decreases the cost of the DRT contract to \$49,300 per month.

RECOMMENDATION:

County Staff recommends the Board approve the DRT contract amendment as presented.

MOTION:

“I make a Motion to approve the DRT contract amendment as presented.”

AMENDMENT TO DELTA RESPONSE TEAM GENERAL CONTRACT FOR SERVICES

For valuable consideration, receipt of which is hereby acknowledged and confirmed, Delta Response Team, LLC (“DRT”), a Virginia Limited Liability Company, and the County of Pittsylvania, Virginia, a political subdivision of the Commonwealth of Virginia (the “County”), parties to the Delta Response Team General Contract for Services (the “Original Contract”), executed on August 14, 2018, and made a part fully hereof, agree to modify and amend said Original Contract, as authorized in Section 12 therein, effective April 1, 2020 (the “Effective Date”), in the following ways:

(1) Section 1 (Description of Services; EMS Staffing Shifts) shall be amended to two (2) ALS/BLS Crew, twenty-four (24) hours per day (7:00 A.M. shift change), seven (7) days a week;

(2) Section 2 (Payment) shall be amended to obligate the County to pay DRT a total of \$49,300.00 per month for the remaining Amended Term of the Contract; and

(3) Section 3 (Term; Termination) shall be amended to create an Amended Term that shall be from the Effective Date to July 1, 2020, at 7:00 A.M., at which time the Original Contract, as changed by this Amendment, shall expire and cease to have any legal force and effect; thereby, allowing both the County and DRT to discharge and be released from its legal obligations to each other without penalty.

All other terms, conditions, and covenants of the Original Contract shall remain in full legal force and effect.

IN WITNESS WHEREOF, the parties have signed this Amendment to the Delta Response Team General Contract for Services effective as of the first date written below:

DELTA RESPONSE TEAM, LLC

By: _____

Susan L. Walton

Title: President

Date: _____

COMMONWEALTH OF VIRGINIA

COUNTY/CITY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2020, by Susan L. Walton, in her capacity as President of Delta Response Team, LLC.

Notary Public

My commission expires: _____

Attachment: DRT Contract Amendment (2009 : DRT Amendment to General Contract for Services Approval Ratification (Staff Contact:

COUNTY OF PITTSYLVANIA, VIRGINIA

By: _____

David M. Smitherman

Title: County Administrator

Date: _____

APPROVED AS TO FORM:

J. Vaden Hunt, Esq.

Pittsylvania County Attorney

COMMONWEALTH OF VIRGINIA

COUNTY OF PITTSYLVANIA

The foregoing instrument was acknowledged before me this _____ day of _____, 2020, by David M. Smitherman, in his capacity as County Administrator of the County of Pittsylvania, Virginia.

Notary Public

My commission expires: _____



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Fire and Rescue Commission Resolution #2020-04-01 Approval Ratification and County Administrator Authorization to Offer Conditional Employment to Selected DRT Employees for Potential Future County EMS Employment (Staff Contact: Christopher C. Slemp)		
Staff Contact(s):	Christopher C. Slemp		
Agenda Date:	April 21, 2020	Item Number:	7.k
Attachment(s):	Fire and Rescue Commission Resolution 2020-04-01		
Reviewed By:	VH		

SUMMARY

At the Pittsylvania County Fire and Rescue Committee (“Committee”) on April 10, 2020, the Committee adopted the attached Resolution # 2020-04-01. In said Resolution, the Commission outlined steps to improve the performance of existing volunteer agencies to reduce reliance on a back-up provider. Additionally, in the Resolution, the Committee formally recommended that the Board authorize the County Administrator to offer conditional County employment to employees of the County's present back-up EMS provider. Further, the Commission memorialized its intent to recommend updated performance standards, to be implemented July 1, 2020, for all contracted volunteer EMS providers. Finally, the Commission, in Resolution # 2020-04-01, determined that all contracted service providers answering less than thirty percent (30%) of its service calls be provided notice that continued performance deficiencies may be met with Agreement termination.

FINANCIAL IMPACT AND FUNDING SOURCE:

Unknown at this time.

RECOMMENDATION

County Staff recommends the Board approve/ratify Resolution # 2020-04-01, attached, as presented, and authorize the County Administrator to offer conditional employment to selected current DRT employees for potential future County EMS employment.

MOTION

“I make a Motion to approve/ratify Resolution # 2020-04-01, attached, as presented, and authorize the County Administrator to offer conditional employment to selected current DRT employees for potential future County EMS employment.”

**PITTSYLVANIA COUNTY FIRE AND RESCUE COMMISSION
RESOLUTION # 2020-04-01**

WHEREAS, the Board of Supervisors of Pittsylvania County, Virginia ("Board"), greatly depend on private non-profit volunteer agencies to provide critical Emergency Medical Services ("EMS") by providing emergency care and transport to Pittsylvania County, Virginia ("County"), residents; and

WHEREAS, these agencies enter into an annual Service Agreement ("Agreement") with the County and are compensated by the Board; and

WHEREAS, said Agreements require a minimum response rate of seventy percent (70%); and

WHEREAS, many agencies are not meeting that response rate; and

WHEREAS, the County's Medical Director has indicated that low performing volunteer agencies may be deemed ineligible to provide County EMS service; and

WHEREAS, the Board has contracted with a private provider/responder to "back-up" the volunteer agencies when they are unable to respond to calls for service; and

WHEREAS, the County's back-up provider has indicated that it is no longer able to provide the agreed upon service level specified in its County Contract without additional revenue or funds from the County; and

WHEREAS, the County's Public Safety Department, in consultation with the County's Fire and Rescue Commission ("Commission"), has made interim service adjustments to the County's back-up provider's Contract to ensure minimal coverage through June 30, 2020; and

WHEREAS, the Commission endeavors to propose a permanent solution to this ongoing crisis in emergency medical care; and

WHEREAS, the Commission believes that the deployment of County employee-staffed ambulances is a foregone conclusion of its ultimate related recommendation; and

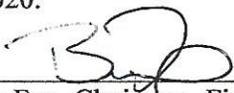
WHEREAS, the Commission desires to improve the performance of existing volunteer agencies to reduce reliance on a back-up provider.

NOW, THEREFORE, BE IT RESOLVED, that the Commission formally recommends that the Board authorize the County Administrator to offer conditional County employment to employees of the County's present back up EMS provider; and

BE IT FURTHER RESOLVED, that the Commission intends to recommend updated performance standards be implemented July 1, 2020, for all contracted volunteer EMS providers; and

BE IT FINALLY RESOLVED, all contracted service providers answering less than thirty percent (30%) of its service calls be provided notice that continued performance deficiencies may be met with Agreement termination.

Given under my hand this 10th day of April, 2020.



Bryan Fox, Chairman, Fire and Rescue Commission

ATTEST:



Christopher C. Slemp, Clerk, Fire and Rescue Commission



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Intent to Abandon VDOT Right-of-Way at Old Blairs Middle School Declaration (Staff Contact: Richard N. Hicks)		
Staff Contact(s):	Richard N. Hicks		
Agenda Date:	April 21, 2020	Item Number:	7.1
Attachment(s):	Final Subdivision Plat Lofts @ Blairs Notice of Abandonment Old Blairs Middle School		
Reviewed By:	RH		

SUMMARY:

For several months, County Staff has been working with Landmark Development (“Landmark”) on a proposed redevelopment project of the Old Blairs Middle School Property (“Property”). Once funding is in place, the County will transfer ownership of the Property to Landmark. During the survey of the Property it was discovered that in 1954, the driveway to the school was dedicated to VDOT as a public right-of-way. County Staff has determined that no public necessity exists for the continuation of this public right-of-way, which is shown on the attached survey. County Staff is requesting that the Board determine that no public necessity exists and accordingly, authorize the County Staff to send a Notice of Intent to Abandon to the Virginia Department of Transportation (“VDOT”) Commissioner, post notice of same for a thirty (30) day period, and run newspaper ads as required by Virginia Code § 33.2-909. If during said posting period no objections are received, County Staff will submit a Resolution at the Board’s May Business Meeting for the Board’s approval. If any objections are received, a request for a Public Hearing will be submitted at the Board’s May Business Meeting.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve the attached Notice of Intent to Abandon and authorize the County Staff to send a Notice of Intent to Abandon said right-of-way to the VDOT Commissioner, post notice of same for a thirty (30) day period, and run newspaper ads as required by Virginia Code § 33.2-909.”

MOTION:

“I make a Motion to determine that no public necessity exists for the existing driveway at the Property and do hereby authorize the County Staff to send a Notice of Intent to Abandon said right-of-way to the VDOT Commissioner, post notice of same for a thirty (30) day period, and run newspaper ads as required by Virginia Code § 33.2-909.”



OWNER'S STATEMENT
The Subdivision as appears in this plat is with the free consent and in accordance with the desire of the undersigned owners, proprietors and trustees, if any.

County School Board of
Pittsylvania County, Virginia Date

STATE OF _____ COUNTY
I hereby certify that _____
appeared before me this date and duly acknowledged
the foregoing certificate. Witness my hand and
official seal this _____ day of _____, 20____.
My commission expires: _____
NOTARY PUBLIC

NOTE:
This is a new lot division requiring
no additional roads or utilities and meets
the minimum requirements of the Subdivision
Ordinance of Pittsylvania County, Virginia.
Approved By:

Subdivision Agent Date

NOTES:
1) 30' Virginia Department of Transportation Right-of-Way
is to be abandoned and added to this lot.
2) This lot is served by public water and sewer systems.
3) The northern and eastern property lines are new division lines.

LEGEND:
IPF= Iron Pin Found
IPS= Iron Pin Set
NS= P/K Nail Set
D.B.= Deed Book
M.B.= Map Book
R/W= Right-of-Way
VDOT= Virginia Department
of Transportation

OWNER:
County School Board of
Pittsylvania County, Virginia

LEGAL REFERENCE:
Deed Book 336, Page 534
Plat: Deed Book 336, Page 386
Map Book 43, Page 398A (Lot B)

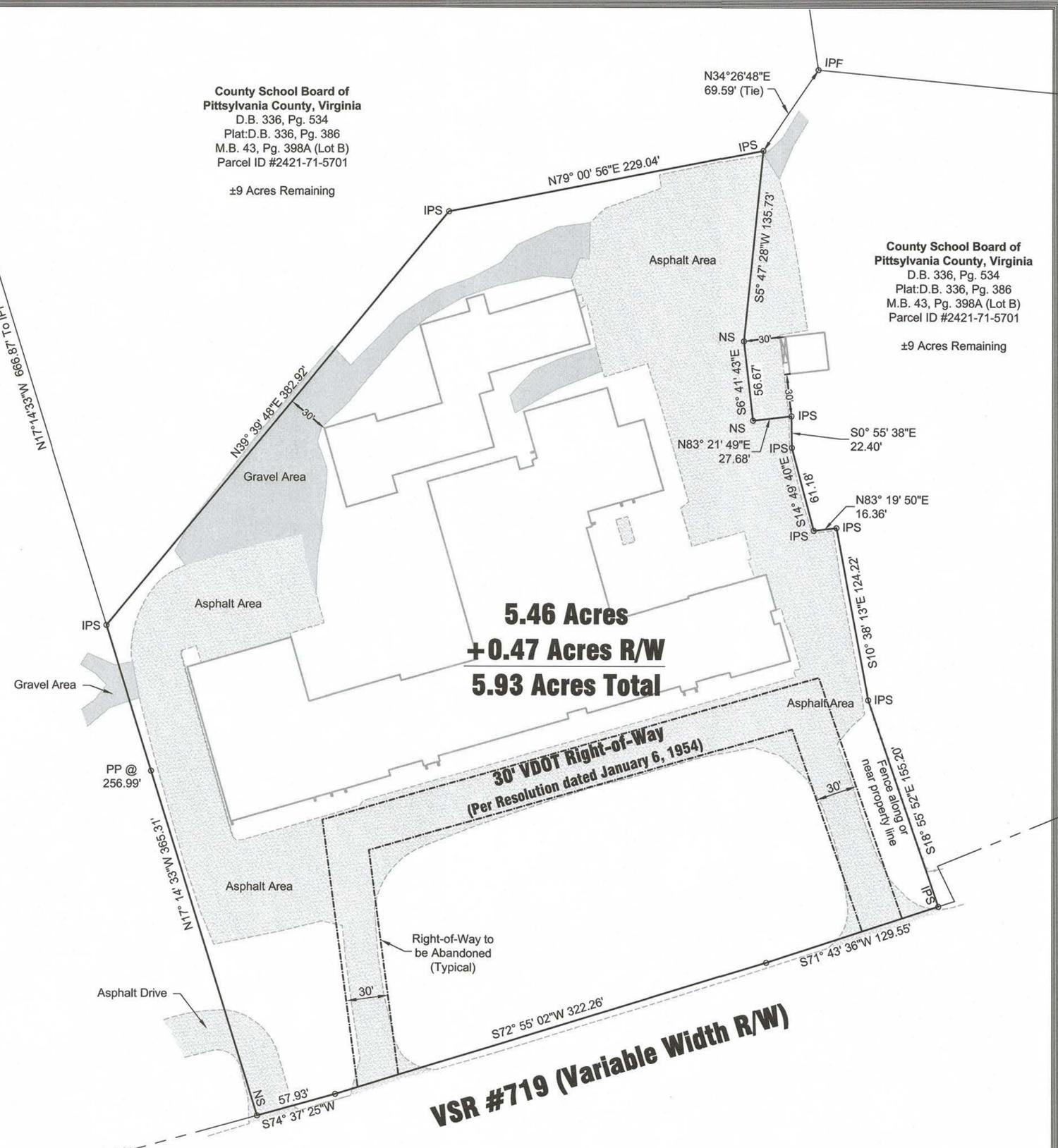
TAX MAP:
Portion of Parcel ID #2421-71-5701

SCALE: 1" = 60'
DATE: February 17, 2020
FILE: 60419-NB-L

Now or Formerly
**County School Board of
Pittsylvania County, Virginia**
D.B. 336, Pg. 534
Plat: D.B. 336, Pg. 386
M.B. 43, Pg. 398A (Lot A)
Parcel ID #2421-71-1780

**County School Board of
Pittsylvania County, Virginia**
D.B. 336, Pg. 534
Plat: D.B. 336, Pg. 386
M.B. 43, Pg. 398A (Lot B)
Parcel ID #2421-71-5701
±9 Acres Remaining

**County School Board of
Pittsylvania County, Virginia**
D.B. 336, Pg. 534
Plat: D.B. 336, Pg. 386
M.B. 43, Pg. 398A (Lot B)
Parcel ID #2421-71-5701
±9 Acres Remaining



**BOUNDARY SURVEY OF A NEW LOT
TOTALING 5.93 ACRES
Located in THE BLAIRS DISTRICT,
PITTSYLVANIA COUNTY, VIRGINIA**

Surveyor's Certificate
I hereby certify that this current boundary survey, to the best of my knowledge and belief, is correct and complies with the Minimum Procedures and Standards established by the Virginia State Board of Architects, Professional Engineers, Land Surveyors and Certified Landscape Architects.

The property shown hereon was surveyed without the benefit of a title report and does not necessarily reflect all encumbrances on the property.



B & B Consultants, Inc.
Jones & Associates
Engineers • Surveyors • Planners • Water & Wastewater Laboratory
706 Hamilton Boulevard, South Boston, VA 24592 (434) 572-3251
Other Offices: South Hill • Chase City

Attachment: Final Subdivision Plat Lots @ Blairs (2000) : Intent to Abandon VDOT Right-of-Way at Old Blairs Middle School Declaration (Staff Contact: Richard)

NOTICE OF INTENT TO ABANDON ROAD

Pursuant to §33.2-909 of the Code of Virginia, 1950, as amended, the Pittsylvania County Board of Supervisors (“BOS”), at its regularly scheduled meeting on Tuesday, April 21, 2020, unanimously determined that no public necessity exists for the continuation of the following public road and right-of-way, and therefore directed its notice of willingness to abandon the same be sent to the Virginia Department of Transportation Commissioner. The road and public right-of-way the Board of Supervisors intends to abandon is described as follows: the 30 foot VDOT right-of-way that served as the circular driveway for the Old Blairs Middle School in Blairs, Virginia, as shown on the plat drawn by B&B Consultants, Inc. and Jones & Associates and dated February 17, 2020 and entitled “Boundary Survey of a New Lot Totaling 5.93 Acres, Located in The Blairs District, Pittsylvania County, Virginia.” The complete road abandonment file, including a detailed plat, is available for inspection in the Office of the Pittsylvania County Administrator, 1 Center Street, Chatham, Virginia, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. If any individual wishes to petition for a public hearing before the Board of Supervisors of or related to the above referenced road abandonment, please contact the Pittsylvania County Administrator at David.Smitherman@pittgov.org, or (434)432-7710.



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Altavista/Hurt Waste Hauling Commercial Hauler Contract Approval (Staff Contact: Richard N. Hicks)		
Staff Contact(s):	Richard N. Hicks		
Agenda Date:	April 21, 2020	Item Number:	7.m
Attachment(s):			
Reviewed By:	RH		

SUMMARY:

Effective July 1, 2020, the Town of Altavista, Virginia (“Altavista”), will be collecting solid waste for the Town of Hurt, Virginia (“Hurt”). In accordance with Chapter 17, § 17-4(B) of the Pittsylvania County Code, “No commercial hauler shall be permitted to dispose of solid waste in the Pittsylvania County Landfill without having first entered into a written contract for such disposal with the Board of Supervisors of Pittsylvania County, Virginia acting through its duly authorized County Administrator or his/her designee.” Since Altavista will be doing this work for a fee, County Staff believes they meet the designation of a “Commercial Hauler.” According to the Hurt Public Works Director, the truck will arrive empty from Altavista and then complete the necessary routes and dispose of the load at the County Landfill.

There will be no fees paid to the County since the residents of Hurt pay the same solid waste fee as other County residents. County Staff will be comparing the new loads with historical data from previous years and will periodically inspect the waste being dumped. Altavista will be required to complete a County solid waste application and contract, as other haulers.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board authorize the County Administrator to execute a contract with Altavista for the disposal of Hurt’s solid waste.

MOTION:

“I make a Motion to authorize the County Administrator to execute a contract with Altavista for the disposal of Hurt’s solid waste.”



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Contract Execution Approvals for: (1) Financial Advisory Services; (2) Auditing Services (Staff Contact: Connie M. Gibson)		
Staff Contact(s):	Connie M. Gibson		
Agenda Date:	April 21, 2020	Item Number:	7.n
Attachment(s):	PFM-Financial Advisory Contract (eff. April 2020) Proposed Pittsylvania County Audit Contract 2020-2022 (amended)		
Reviewed By:	VH		

SUMMARY:

Since the current contracts for these services were expiring, Request for Proposals (“RFP’s”) were recently issued for both Financial Advisory Services and Auditing Services.

Financial Advisory Services: The County Purchasing Department issued an RFP on December 18, 2020. It was advertised in the local newspaper, posted on the County’s Public Notice Board, County’s website, and the Virginia Business Opportunity’s website. Proposals were received Tuesday, January 16, 2020. The County received three (3) responses: Public Financial Management Advisors (“PFM”), Davenport & Company, and First Tryon. The Evaluation Committee, consisting of David M. Smitherman, Kim Van Der Hyde, and Richard N. Hicks, evaluated all proposals. The top two (2) highest ranking vendors, Davenport & Company, and PFM, gave presentations. The Evaluation Committee found PFM the best choice for the County. This contract will be for five (5) years.

Auditing Services: An RFP was issued for Auditing Services to perform the County and County Schools Audits. The Contractor shall perform the annual audit of the financial operations of the County, which shall include the Pittsylvania County Public Schools, and all related funds as specified herein. The County Purchasing Department mailed four (4) copies of the RFP. The County also advertised in the local newspaper, posted on the County’s Public Notice Board, County’s website, and the Virginia Business Opportunity’s website. The County received three (3) responses: Robinson, Farmer, Cox and Associates, Brown, Edwards & Company, and Creedle, Jones and Associates. The Evaluation Committee, consisting of Kim Van Der Hyde, Tracie Worley, and Amy Hardy, evaluated all proposals and found Robinson, Farmer, Cox and Associates the best choice for the County. The contract will be for three (3) years with two (2), one(1)-year optional renewals.

FINANCIAL IMPACT AND FUNDING SOURCE:

Financial Advisory Services:

The County currently has a retainer of \$30,000 budgeted for FY2021. This amount is paid to the financial advisors on a quarterly basis. In addition to regular financial inquiries and analyses that are performed by PFM when requested, the firm will also be developing a budget forecasting model and a capital planning model along with assisting county staff in forecasting Return on Investment of Economic Development projects

Auditing Services:

First Fiscal Year:	\$71,000	School Activity Fund:	\$23,750
Second Fiscal Year:	\$73,475	School Activity Fund:	\$24,500
Third Fiscal Year:	\$76,000	School Activity Fund:	\$25,250

RECOMMENDATION:

County Staff recommends the Board award Financial Advisory Services to PFM, Inc., for five (5) years and Auditing Services to Robinson, Farmer, Cox and Associates for three (3) years with two (2), one (1)- year optional renewals.

MOTION:

“I make a Motion to award Financial Advisory Services contract to PFM, Inc., for a five (5)-year period and Auditing Services to Robinson, Farmer, Cox and Associates for a three (3)-year period with two (2), one (1)-year renewals.”

PFM FINANCIAL ADVISORS LLC
AGREEMENT FOR FINANCIAL ADVISORY SERVICES

This agreement (“Agreement”), made and entered into this 22 day of April, 2020, by and between Pittsylvania County (“Client”) and PFM Financial Advisors LLC (hereinafter called “PFM”), sets forth the terms and conditions under which PFM shall provide services.

WHEREAS, Client desires to obtain the services of a financial advisor to develop and assist in implementing Client’s strategies to meet its current and long-term operations, financial obligations, capital financing needs and render assistance in respect to debt transactions; and

WHEREAS, PFM is capable of providing the necessary financial advisory services.

NOW, THEREFORE, in consideration of the above mentioned premises and intending to be legally bound hereby, Client and PFM agree as follows:

I. SCOPE OF SERVICES

PFM shall provide, upon request of the Client, services related to financial planning, budget and strategic advice and planning, policy development and services related to debt issuance, as applicable and set forth in Exhibit A to this Agreement. Client acknowledges and agrees that most tasks requested by Client will not require all services provided for in Exhibit A and as such the specific scope of services for such task shall be limited to just those services required to complete the task. Any material changes in or additions to the scope of services described in Exhibit A shall be promptly reflected in a written supplement or amendment to this Agreement. Services provided by PFM which are not specifically referenced in the scope of services set forth in Exhibit A of this Agreement shall be completed as agreed in writing in advance between the Client and PFM. Upon request of Client, PFM or an affiliate of PFM may agree to additional services to be provided by PFM or an affiliate of PFM, by a separate agreement between the Client and PFM or its respective affiliate.

II. WORK SCHEDULE

The services of PFM are to commence as soon as practicable after the execution of this Agreement and a request by the Client for such service.

III. REGISTERED MUNICIPAL ADVISOR; REQUIRED DISCLOSURES

1. PFM is a registered municipal advisor with the Securities and Exchange Commission (the “SEC”) and the Municipal Securities Rulemaking Board (the “MSRB”), pursuant to the Securities Exchange Act of 1934 Rule 15Ba1-2. If Client has designated PFM as its independent registered municipal advisor (“IRMA”) for purposes of SEC Rule 15Ba1-1(d)(3)(vi) (the “IRMA exemption”), then services provided pursuant to such designation shall be the services described in Exhibit A hereto, subject to any limitations provided therein. PFM shall not be responsible for, or have any liability in connection with, verifying that PFM is independent from any other party seeking to rely on the IRMA exemption (as such independent status is required pursuant to the IRMA exemption, as interpreted from time to time by the SEC). Client acknowledges and agrees that any reference to PFM, its personnel and its role as IRMA, including in the written representation of Client required under SEC Rule 15Ba1-1(d)(3)(vi)(B)

shall be subject to prior approval by PFM. Client further agrees not to represent that PFM is Client’s IRMA with respect to any aspect of a municipal securities issuance or municipal financial product, outside of the scope of services without PFM’s prior written consent.

2. MSRB Rules require that municipal advisors make written disclosures to their clients of all material conflicts of interest, certain legal or disciplinary events and certain regulatory requirements. Such disclosures are provided in PFM’s Disclosure Statement delivered to Client together with this Agreement.

IV. FINANCIAL ADVISORY COMPENSATION

For the services provided under this Agreement, PFM’s professional fees shall be paid as provided in Exhibit B to this Agreement and Client shall pay expenses and fees for other services not set forth in Exhibit A as provided below.

1. Reimbursable Expenses

In addition to fees for services, PFM will be reimbursed for necessary, reasonable, and documented out-of-pocket expenses incurred, including travel, meals, lodging, telephone, mail, and other ordinary cost and any actual extraordinary cost for graphics, printing, data processing and computer time which are incurred by PFM. Upon request of Client, documentation of such expenses will be provided.

2. Other Services

Any services which are not included in the scope of services set forth in Exhibit A of this Agreement will be subject to separate, mutually acceptable fee structures.

V. TERMS AND TERMINATION

This Agreement shall be effective from April 22, 2020 through April 21, 2023 (the “Initial Term”) with the option for one additional 3-year renewal period (“Renewal Term”), and together with the Initial Term, the “Term”, unless terminated in writing by either party upon thirty (30) days written notice to the other party. Upon any such termination, PFM will be paid for all services performed and costs and expenses incurred up to the termination date.

This Agreement shall consist of the following documents, all of which are incorporated herein by reference:

- a. This Agreement;
- b. Pittsylvania County RFP #2019-12-18 dated 12.17.2019, and specifically the General Terms and Conditions, and Special Terms and Conditions;
- c. PFM Financial Advisors Proposal for Financial Advisory Services submitted in response, dated 1.16.2020.

VI. ASSIGNMENT

PFM shall not assign any interest in this Agreement or subcontract any of the work performed under the Agreement without the prior written consent of the Client; provided that upon notice to Client, PFM may assign this Agreement or any interests hereunder to a municipal advisor entity registered with the SEC that directly or indirectly controls, is controlled by, or is under common control with, PFM.

VII. INFORMATION TO BE FURNISHED TO PFM

All information, data, reports, and records in the possession of the Client or any third party necessary for carrying out any services to be performed under this Agreement (“Data”) shall be furnished to PFM and the Client shall, and shall cause its agent(s) to, cooperate with PFM in its conduct of reasonable due diligence in performing the services, including with respect to the facts that are necessary in its recommendation(s) to the Client in connection with a municipal securities transaction or municipal financial product and/or relevant to the Client’s determination whether to proceed with a course of action. To the extent Client requests that PFM provide advice with regard to any recommendation made by a third party, Client will provide to PFM written direction to do so as well as any Data it has received from such third party relating to its recommendation. Client acknowledges and agrees that while PFM is relying on the Data in connection with its provision of the services under this Agreement, PFM makes no representation with respect to and shall not be responsible for the accuracy, adequacy or completeness of such Data.

VIII. NOTICES

All notices given under this Agreement shall be in writing, sent by registered United States mail, with return receipt requested, addressed to the party for whom it is intended, at the designated below. The parties designate the following as the respective places for giving notice, to wit:

PITTSYLVANIA COUNTY

P.O. Box 426
Chatham, VA 24531
Attention: Kimberly Van Der Hyde, Director of Finance

PFM FINANCIAL ADVISORS LLC

1735 Market Street
43rd Floor
Philadelphia, PA 19103
Attention: Chief Executive Officer

PFM FINANCIAL ADVISORS LLC

3200 Lauderdale Drive, Suite 102
Richmond, VA 23233
Attention: Kevin Rotty, Managing Director

IX. TITLE TRANSFER

All materials, except functioning or dynamic financial models, prepared by PFM pursuant exclusively to this Agreement shall be the property of the Client. Subject to the exception described above, upon termination of this Agreement, at Client's reasonable request no later than three (3) years after the termination of this Agreement PFM shall deliver to the Client copies of any deliverables pertaining to this Agreement.

X. PFM'S REPRESENTATIVES

1. Assignment of Named Individuals

The professional employees of PFM set forth below will provide the services set forth in this Agreement; provided that PFM may, from time to time, supplement or otherwise amend the team members set forth below.

- Kevin Rotty, Managing Director
- Kristy Choi, Senior Managing Consultant

2. Changes in Staff Requested by the Client

The Client has the right to request, for any reason, PFM to replace any member of the advisory team. Should the Client make such a request, PFM shall promptly suggest a substitute for approval by the Client.

XI. INSURANCE

PFM shall maintain insurance coverage with policy limits not less than as stated in Exhibit C.

XII. LIMITATION OF LIABILITY

Except to the extent caused by willful misconduct, bad faith, gross negligence or reckless disregard of obligations or duties under this Agreement on the part of PFM or any of its associated persons, neither PFM nor any of its associated persons shall have liability to any person for (i) any act or omission in connection with performance of its services hereunder; (ii) any error of judgment or mistake of law; (iii) any loss arising out of any issuance of municipal securities, any municipal financial product or any other financial product, or (iv) any financial or other damages resulting from Client's election to act, or not to act, contrary to or, absent negligence on the part of PFM or any of its associated persons, upon any advice or recommendation provided by PFM to Client.

XIII. INDEPENDENT CONTRACTOR; NO THIRD-PARTY BENEFICIARY

PFM, its employees, officers and representatives at all times shall be independent contractors and shall not be deemed to be employees, agents, partners, servants and/or joint venturers of Client by virtue of this Agreement or any actions or services rendered under this Agreement. Nothing in this Agreement is intended or shall be construed to give any person, other than the Parties hereto, their successors and permitted assigns, any legal or equitable rights, remedy or claim under or in respect of this Agreement or any provisions contained herein. In no

event will PFM be liable for any act or omission of any third party or for any circumstances beyond PFM's reasonable control including, but not limited to, fire, flood, or other natural disaster, war, riot, strike, act of terrorism, act of civil or military authority, software and/or equipment failure, computer virus, or failure or interruption of electrical, telecommunications or other utility services.

XIV. APPLICABLE LAW

This Agreement shall be construed, enforced, and administered according to the laws of the Commonwealth of Virginia. PFM and the Client agree that, should a disagreement arise as to the terms or enforcement of any provision of this Agreement, each party will in good faith attempt to resolve said disagreement prior to pursuing other action.

XV. ENTIRE AGREEMENT; SEVERABILITY

This Agreement represents the entire agreement between Client and PFM and may not be amended or modified except in writing signed by both parties. For the sake of clarity, any separate agreement between Client and an affiliate of PFM shall not in any way be deemed an amendment or modification of this Agreement. The invalidity in whole or in part of any provision of this Agreement shall not void or affect the validity of any other provision.

XVI. EXECUTION; COUNTERPARTS

Each party to this Agreement represents and warrants that the person or persons signing this Agreement on behalf of such party is authorized and empowered to sign and deliver this Agreement for such party. This Agreement may be signed in any number of counterparts, each of which shall be an original and all of which when taken together shall constitute one and the same document.

[remainder of page intentionally left blank]

IN WITNESS THEREOF, the Client and PFM have executed this Agreement as of the day and year herein above written.

PITTSYLVANIA COUNTY

By: _____
Name, Title

Date: _____

PFM FINANCIAL ADVISORS LLC

By: _____
Kevin Rotty, Managing Director

Date: _____

Attachment: PFM-Financial Advisory Contract (eff. April 2020) (1972 : Contract Execution Approvals for: 1.) Financial Advisory Services & 2.)

PITTSYLVANIA COUNTY, VIRGINIA

EXHIBIT A
SCOPE OF SERVICES

1. Services related to the Financial Planning upon request of the Client:
 - Assist the Client in the regular review of Financial and Debt Policies and Administrative Procedures.
 - Review current debt structure, identifying strengths and weaknesses of structure so that future debt issues can be designed to maximize ability to finance future capital needs. This will include, but not be limited to, reviewing existing debt for the possibility of refunding that debt to provide the Client with savings.
 - Analyze future debt capacity to determine the Client's ability to raise future debt capital.
 - Assist the Client in the development of the Client's Capital Improvement Program by identifying sources of capital funding.
 - Assist the Client with the development of the Client's financial planning efforts and process by assessing capital needs, identifying potential revenue sources, analyze financing alternatives such as pay-as-you-go, lease/purchasing, short-term vs. long-term financings, assessments, user fees, impact fees, developer contributions, public/private projects, and grants and provide analysis of each alternative as required as to the budgetary and financial impact.
 - Review the reports of accountants, independent engineers and other project feasibility consultants to ensure that such studies adequately address technical, economic, and financial risk factors affecting the marketability of any proposed revenue debt issues; provide bond market assumptions necessary for financial projections included in these studies; attend all relevant working sessions regarding the preparations, review and completion of such independent studies; and provide written comments and recommendations regarding assumptions, analytic methods, and conclusions contained therein.
 - Develop, manage and maintain computer models for long-term capital planning which provide for inputs regarding levels of ad valorem and non-ad valorem taxation, growth rates by operating revenue and expenditure item, timing, magnitude and cost of debt issuance, and project operating and capital balances, selected operating and debt ratios and other financial performance measures as may be determined by the Client.
 - Conduct strategic modeling and planning and related consulting.
 - Attend meetings with Client's staff, consultants and other professionals and the Client.

- Undertake financial planning and policy development assignments made by the Client regarding financings, and financial policy including budget, tax, cash management issues and related fiscal policy and programs.
- Assist the Client in preparing financial presentations for public hearings and/ or referendums.
- Provide special financial services as requested by the Client.

2. Services Related to Debt Transactions (Includes short term financings, notes, loans, letters of credit, line of credit and bonds); provided that if the transaction is competitive, the services of the financial advisor will be modified in advance in writing to reflect that process. Upon the request of the Client:

- Analyze financial and economic factors to determine if the issuance of bonds is appropriate.
- Develop a financing plan in concert with Client's staff which would include recommendations as to the timing and number of series of bonds to be issued.
- Assist the Client by recommending the best method of sale, either as a negotiated sale, private placement or a public sale. In a public sale, make recommendation as to the determination of the best bid. In the event of a negotiated sale, assist in the solicitation, review and evaluation of any investment banking proposals, and provide advice and information necessary to aid in such selection.
- Advise as to the various financing alternatives available to the Client.
- Develop alternatives related to debt transaction including evaluation of revenues available, maturity schedule and cash flow requirements.
- Evaluate benefits of bond insurance and/or security insurance for debt reserve fund.
- If appropriate, develop credit rating presentation and coordinate with the Client the overall presentation to rating agencies.
- Review underwriter's proposals and submit a written analysis of same to the Client.
- Assist the Client in the procurement of other services relating to debt issuance such as printing, paying agent, registrar, etc.
- Identify key bond covenant features and advise as to the financial consequences of provisions to be included in bond indentures, resolutions or other governing documents regarding security, creation of reserve funds, flow of funds, redemption provisions, additional parity debt tests, etc.; review and comment on successive drafts of bond governing documents.

- Review the requirements and submit analysis to bond insurers, rating agencies and other professionals as they pertain to the Client's obligation.
- Review the terms, conditions and structure of any proposed debt offering undertaken by the Client and provide suggestions, modifications and enhancements where appropriate and necessary to reflect the constraints or current financial policy and fiscal capability.
- Coordinate with Client's staff and other advisors as respects the furnishing of data for offering documents, it being specifically understood that PFM is not responsible for the inclusion or omission of any material in published offering documents.
- As applicable, advise the Client on the condition of the bond market at the time of sale, including volume, timing considerations, competing offerings, and general economic considerations.
- Assist and advise the Client in negotiations with investment banking groups regarding fees, pricing of the bonds and final terms of any security offering, and make recommendations regarding a proposed offering to obtain the most favorable financial terms based on existing market conditions.
- Arrange for the closing of the transaction including, but not limited, to bond printing, signing and final delivery of the bonds.

EXHIBIT B
COMPENSATION FOR SERVICES
PITTSYLVANIA COUNTY, VIRGINIA

1. Transaction Fees

For bond sale related activities, PFM proposes a flat transaction fee that would depend upon the complexity and nature of the transaction and other factors as shown in the following matrix.

Pittsylvania County, Virginia				
Credit Type	Base Transaction Fee ⁽¹⁾	If Refunding Component ⁽²⁾ , add	Depending on Credit Meeting Format ⁽³⁾ , add	If Variable Rate, add
General Obligation Public Offering	\$60,000	\$15,000	\$10,000	\$15,000
Revenue Bond Public Offering	\$75,000	\$15,000	\$10,000	\$15,000
Direct Bank Loan ⁽⁴⁾	\$25,000	\$5,000	N/A	N/A
Pooled Bond Programs (e.g., VRA) ⁽⁶⁾	\$15,000	N/A	Likely N/A	N/A

Notes:

- (1) Assumes that the County and/or legal counsel are responsible for the processing of the preliminary and final official statements with PFM providing review and comments.
- (2) For a stand-alone refunding transaction, the base amount would be determined by the type of transaction described above, whether a general obligation bond or revenue bond, plus the amount indicated for a refunding.
- (3) Applies to in-person rating meetings held on-site (NYC, site visit or other location) and not to conference call formats.
- (4) Assumes a direct placement of an existing investment-grade credit.

Participation in pooled bond programs such as the Virginia Resources Authority's Pooled Financing Program and the Virginia Public School Authority's ("VPSA") Pooled Financing Program. Stand-alone financings through VPSA would be considered "General Obligation Public Offerings."

2. Non-Transaction Services

For services or task orders which warrant an hourly rate schedule, the following PFM hourly rates will apply.

Standard Hourly Rate Schedule	
Experience Level	Rate per Hour
Managing Director	\$325
Director	\$300
Senior Managing Consultant	\$275
Senior Analyst	\$250
Analyst	\$225
Associate / Intern	\$135

3. Retainer

For general advice between financings, PFM shall receive an annual fee in the amount of \$30,000.00 (“Retainer”), payable in quarterly installments, billed in arrears.

In addition, the following specific tasks will be included in the Pittsylvania County Retainer:

- Development of a Budget Forecasting Model;
- Development of a Capital Planning Model;
- Assistance with forecasting the Return on Investment (ROI) of Economic Development projects.

The Retainer shall be reviewed and revised upon mutual agreement.

EXHIBIT C
INSURANCE

See proof of insurance certificates attached.

CONTRACT TO AUDIT THE ACCOUNTS OF THE COUNTY OF PITTSYLVANIA, VIRGINIA

This contract, made this 18th day of March 2020, by and between Robinson, Farmer, Cox Associates, 108 South Park Drive, Blacksburg, Virginia 24060, hereinafter referred to as the Auditor, and the Board of Supervisors of the County of Pittsylvania, Virginia, P. O. Box 426, Chatham, Virginia 24531, herein after referred to as the County provides as follows:

1. The Auditor shall audit the financial statements of the County and its component unit School Board, including the School Activity Funds, for the fiscal years 2020-2022. The auditor shall also prepare the following documents as necessary for the County:
 - SF-SAC data collection form;
 - Comparative cost transmittal forms;
 - Landfill financial assurance test and related opinion thereon;
 - Expanded management letter comments;

2. The Auditor shall perform the Audit and render his reports in accordance with Generally Accepted Government Auditing Standards, the standards for financial and compliance audits contained in the U. S. General Accounting Office's Government Auditing Standards, and where applicable, Office of Management and Budget's Uniform Guidance and the Specifications for Audits of Counties, Cities and Towns issued by the Auditor of Public Accounts of the Commonwealth of Virginia. Accordingly, it shall include such tests of the accounting records and such other auditing procedures as the Auditor deems necessary and appropriate in order to express an opinion on the financial statements.

3. It is agreed that generally accepted auditing standards include a compliance review in connection with the review of the County's and School Board's systems of internal control for the purpose of submitting our written report to the governing body setting forth findings on material weaknesses in internal control, together with recommendations for improvement. Such review shall include the accountability for funds and adherence to applicable budgetary and other legal requirements.

4. The Auditor shall, after completing his audit, submit to each governing body a Written Report of Audit. This Report shall include the financial statements and notes thereto prepared in accordance with Generally Accepted Accounting Principles, supplementary information requested by the client for full disclosure under the law and the Auditor's opinion on the material presented. The Auditor shall furnish a draft of the County's report by November 30th and as required copies of the final report within ten (10) working days of receipt of approval of the preliminary draft by the County. The School Activity Funds report will be issued by September 30th of each year.

5. It is agreed that time is of the essence in the performance of this contract. However, unavoidable delays shall not render the contract invalid or voidable provided the cause thereof and the estimated completion date are promptly furnished by the Auditor to the County and School Board.

Audit Contract
Page 2
March 18, 2020

6. Should circumstances disclosed by the Audit call for a more detailed investigation by the Auditor than necessary under ordinary circumstances, or should the County administer new enterprises, or should there be a turnover audit required, or should accounting and/or auditing standards change thereby increasing the scope of service, the Auditor shall inform the governing body and the parties shall negotiate additional compensation required therefore.
7. The County shall prepare a preclosing trial balance as of June 30th of each year, reconcile all bank accounts, and reconcile and schedule all subsidiary ledgers to the general ledger, including accounts receivable, revenues, expenditures, and general fixed asset schedules not later than September 1st of each year. The County shall assist in retrieving supporting documentation substantiating transactions and legal compliance and secure working space for the Auditor.

For the School Activity Funds, each school will provide reports and supporting documentation necessary for the audit by the dates of fieldwork agreed to by the Auditors and management of the School Board.

8. In consideration of the satisfactory performance of the provisions of this Contract, the County and School Board shall pay the Auditor fees upon completion as follows:

<u>Fiscal Year Ending</u>	<u>County & School Board Audit</u>
June 30, 2020	\$71,000
June 30, 2021	\$73,475
June 30, 2022	\$76,000
<u>Fiscal Year Ending</u>	<u>School Activity Funds</u>
June 30, 2020	\$23,750
June 30, 2021	\$24,500
June 30, 2022	\$25,250

9. The County reserves the right to extend this contract for an additional two (2) years at fees to be negotiated.
10. The payment of the fees for the audit services under this Contract, specified in Paragraph 8, is subject to an annual appropriation for that purpose by the County. The County reserves the right to terminate this Contract if determined to be in the best interest of the County. The Auditor reserves the right to terminate this Contract for cause if after the Auditor has completed its internal annual evaluation form "Engagement Acceptance and Continuation Form" for a Local Government Audit it is determined best interest of the Auditor not to provide continued audit services. Should the Auditor terminate this Contract, notice of such termination shall be provided a minimum of four (4) months prior to completion of the fiscal year in which the contract is terminated.

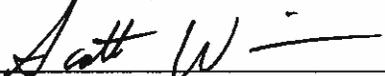
Audit Contract
Page 3
March 18, 2020

- 11. There are no other contracts between the parties hereto and no other contracts relative hereto shall be enforceable unless entered into in writing between the parties hereto.
- 12. The County's Request for Proposal and the General and Special Terms and Conditions dated December 17, 2019 and the Auditor's proposal dated January 17, 2020 are incorporated and made part of the Contract.
- 13. Other public bodies can use this procurement for audit services in accordance with the County's Request for Proposal (page 9). The fee associated with this Contract is based on our standard hourly rates as of March 18, 2020 (subject to change). Other public body contracts would include proposed fees based on standard hourly rates in effect at the time of such contract.

Contract for Audit Services:

ROBINSON, FARMER, COX ASSOCIATES
CERTIFIED PUBLIC ACCOUNTANTS
BLACKSBURG, VIRGINIA

COUNTY OF PITTSYLVANIA, VIRGINIA
CHATHAM, VIRGINIA

By 
Scott Wickham, Member

By _____
County Administrator

APPROVE AS TO FORM

J. Vaden Hunt, ESQ.
Attorney, Pittsylvania County

Attachment: Proposed Pittsylvania County Audit Contract 2020-2022 (amended) (1972 : Contract Execution Approvals for: 1.) Financial



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Generator Preventive Maintenance and Repairs (Staff Contact: Connie M. Gibson)		
Staff Contact(s):	Connie M. Gibson		
Agenda Date:	April 21, 2020	Item Number:	7.0
Attachment(s):	Bid Tabulation IFB 2020-03-06		
Reviewed By:	VH		

SUMMARY:

Pittsylvania County, Virginia ("County"), issued an Invitation for Bid for a qualified company to provide on-site inspections, annual, and/or preventative maintenance, and repair services for generators at various County locations. This was posted on the County's website, the Virginia Business Opportunity's website, and advertised it in the *Chatham Star Tribune*. County Staff received six (6) bids. The low bid was Fidelity Power Systems for \$9,350 per year for five (5) years. The contract will begin on July 1, 2020. Attached is the bid sheet.

FINANCIAL IMPACT AND FUNDING SOURCE:

Funds will be coming from Building and Grounds, 100-4-043100-332000, \$9,350 per year for five (5) years, total amount for contract, \$46,750.00.

RECOMMENDATION:

County Staff recommends the Board award the contract to Fidelity Power Systems.

MOTION:

"I make a Motion to award the contract to Fidelity Power Systems."

Generator Maintenance and Services	4/6/2020	4:00PM				
Vendor	Addendum	Eligibility	Disclaimer	Total		
Bay Diesel Corp	X	X	X	\$11,000.00		
Cummins Altantic	X	X	X	\$19,774.00		
Fidelity Power Systems	X	X	X	\$9,350.00		
Carter Machinery	X	X	X	\$18,458.00		
Power Secure	X	X	X	\$15,620.00		
Clarke Power Services	X	X	X	\$17,840.00		



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Authorization to Sell Rescue 1 Vehicle (Staff Contact: Christopher C. Slemph)		
Staff Contact(s):	Christopher C. Slemph		
Agenda Date:	April 21, 2020	Item Number:	7.p
Attachment(s):	Brindlee Mountain contract		
Reviewed By:	[Signature]		

SUMMARY:

Per the County's applicable Purchasing Policy, the County's Purchasing Department issued on govdeals.com the auction of the Rescue One Truck. The County received a bid of \$25,000. County Staff feels that amount is not an adequate bid for what the truck is worth. Accordingly, County Staff is seeking to engage a dealer try to sell the truck for a more appropriate amount. Brindlee Mountain Fire Apparatus ("Brindlee") will post the truck on firetruckmall.com. There is no time limit as to how long a truck can be posted thereon, there is no cost to advertise, and the agreement is non-exclusive. If the truck were to be sold to someone that Brindlee referred to the County, Brindlee gets a commission based on the final sales price. If the truck is sold to someone who was not referred by Brindlee, it would pull the listing at no cost to the County. Brindlee's commissions are as follows: 10% (or \$500 minimum) commission upon the sale of any truck sold under \$125,000, 7% commission on the sale of trucks from \$125,000 - under \$200,000, and 5% commission for any truck at or above \$200,000. For your reference and review, an Agreement detailing the same is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

Unknown at this time.

RECOMMENDATION:

County Staff recommends the Board approve the above-described dealer sales request and authorize the County Administrator to execute the attached-related Contract as presented.

MOTION:

"I make a Motion to approve the above-described dealer sales request and authorize the County Administrator to execute the attached-related Contract as presented."



15410 US Highway 231 Union Grove, AL 35175

Phone: (256) 776-7786 Fax: (256) 498-0924 www.FireTruckMall.com

Listing and Marketing Commission Agreement

This is an agreement between the seller and Brindlee Mountain Fire Apparatus. If Brindlee Mountain is unable to refer a buyer to the seller for the apparatus, no payment will be owed to Brindlee Mountain. We are only paid if we refer a buyer for your apparatus. Brindlee will refer to Agent/Owner all qualified inquires we receive regarding the specified apparatus. If Agent/Owner sells the marketed apparatus or any other apparatus or equipment to the customer referred by Brindlee, or anyone acting on behalf of the referred customer, the Agent/Owner will pay the agreed commission to Brindlee within 10 days of the sale. Interest in the amount of 1.5% will be charged on any outstanding invoice that is not paid within 30 days of the invoice date. Any additional costs incurred as part of collection efforts will also be the responsibility of the seller.

Agent/Owner agrees to notify Brindlee, at the time of sale, as to the sale price and the name and address of the buyer regardless of whether or not Brindlee referred the buyer. Agent/Owner acknowledges failure to provide this information will result in fees payable to Brindlee as if the lead was referred by Brindlee and sold at the listed price. Either party may terminate this offer at any time by notifying the other party in writing. If any sale takes place subsequent to termination, to a party previously referred by Brindlee, the same commission will be paid as if the agreement were still in effect.

Brindlee Mountain Fire Apparatus charges 10% (or \$500 minimum) commission upon the sale of any truck sold under \$125,000, 7% commission on the sale of trucks from \$125,000 - under \$200,000, and 5% commission for any truck at or above \$200,000.

Asking Price: \$ _____ Date this truck is available: _____

Signed _____ Date _____

Customer Information:

Fire Department/Owner: _____ Name of Contact: _____ Phone Number: _____ Fax: _____ Email: _____ Where the truck currently located (Address): _____

Apparatus:

Year: _____ VIN: _____ Shop Order #/Build #: _____

Chassis: Manufacturer: _____ Model _____ 4x4(y/n): _____

Fire Body: Manufacturer: _____ Model _____

Aerial: Manufacturer: _____ Model: _____ Length: _____

Aerial Hours: _____ Date of Last Aerial Certification: _____

Max MPH: _____ Mileage: _____ Engine Hours: _____ # Cab Seating _____ # SCBA Seats: _____

Dimensions: Length: _____ Height: _____ GVWR: _____ Wheelbase: _____

Engine: Make: _____ Model: _____ HP: _____ Diesel or Gas: _____

Transmission: Make: _____ Model: _____ Automatic or Manual: _____

Pump: Make: _____ Model: _____ GPM: _____ Pump and Roll (y/n): _____

Date of Last Pump Certification: _____ Foam System (make and model): _____

Water Tank: Gallons: _____ Material: _____ Foam Tank(s): _____

Attachment: Brindlee Mountain contract (2007 : Authorization to Sell Rescue 1 Vehicle (Staff Contact: Christopher C. Slemp))

Discharges (number and size):

Driver's Side: _____ Officer's Side: _____

Front: _____ Rear: _____

Suctions (number and size):

Driver's Side: _____ Officer's Side: _____

Front: _____ Rear: _____

Crosslays (# and size): _____ Booster Reels: _____

Piped for Deck Gun (y/n): _____ Deck Gun Included (y/n): _____

Generator: Brand: _____ Wattage: _____ Fuel Type: _____ Hours: _____

Check All that Apply:

- Electric Reels: _____
- Telescoping Lights: _____
- Light Tower: _____
- Ground Ladders: _____
- Air Conditioning
- Aluminum Hose Bed Cover
- Arrowstick
- Hydraulic Reels: _____
- LED Lighting: _____
- Cascade System: _____
- Breathing Air (aerials only): _____
- Automatic Tire Chains
- Federal Q Siren
- Hydraulic Ladder Rack
- Interior EMS Cabinet
- Jake Brake
- Pump Heat Pan

Tires: Manufacture Year: _____ * Condition: _____

*Please annotate any tires that have cuts in the sidewall that penetrate the cord, OR tires that have a tread depth of less than 4/32 inch on any steer axle or 2/32 inch on any non-steering axle.

Overall Condition of Vehicle:

Additional Features or Loose Equipment:

Maintenance/Repairs Needed:

Reason for Selling:

Attachment: Brindlee Mountain contract (2007 : Authorization to Sell Rescue 1 Vehicle (Staff Contact: Christopher C. Slemp))

BRINDLEE MOUNTAIN

FIRE APPARATUS, LLC

15410 US Highway 231
Union Grove, AL 35175

Phone: (256) 776-7786

Fax: (256) 498-0924

www.FireTruckMall.com

Taking Pictures of your Apparatus:

Brindlee Mountain Picture Guide: <https://www.firetruckmall.com/photoguide>

The following are types of photos that will be beneficial in advertising your vehicle:

1. Overall shots of your truck from every side. These are best taken outside in an open area to get a full view of each side.
2. Photos of special features on the truck – i.e. the pump panel, opened compartment doors, interior layout, light tower, hydraulic ladder racks, etc.



Thank you for allowing us the opportunity to work with you!

If you have any questions, please call us at 256-776-7786



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Solid Waste Enterprise Fund Appropriation (Requires 10-day Holdover); (Staff Contact: Kimberly G. Van Der Hyde)		
Staff Contact(s):	Kimbelry G. Van Der Hyde		
Agenda Date:	April 21, 2020	Item Number:	7.q
Attachment(s):			
Reviewed By:	VH		

SUMMARY:

After carefully reviewing the financial reports for the County's 3rd Quarter, it is necessary to appropriate additional funds to the Solid Waste Enterprise Fund. When the FY2020 County Budget was adopted, County Staff was not fully aware that it would be accepting outside garbage at the County's Landfill in this fiscal Year; therefore, County Staff did not originally include the funds that would be generated from this new endeavor. In addition, there have been some additional costs that have been incurred because of the increased Landfill traffic. The cost of gravel and additional maintenance on equipment has become necessary.

FINANCIAL IMPACT AND FUNDING SOURCE:

The County will be earning approximately \$100,000 more in revenue from the acceptance of outside trash from Bays Trash Removal, Henry County, and Precision Pipeline. These additional funds need to be appropriated to cover costs associated with Solid Waste's collections and disposal.

RECOMMENDATION:

County Staff recommends the Board approve an appropriation of \$100,000 to the FY2020 Solid Waste Enterprise Fund Budget to cover operating costs associated with the County's Solid Waste operation.

MOTION:

"I make a Motion to appropriate a total of \$100,000 to the FY2020 Solid Waste Enterprise Fund Budget to cover additional costs associated with County Solid Waste." *(This motion requires a 10-day holdover before a vote can be taken. It will be placed for action on the Od Business Agenda of the Board's May Business Meeting.)*



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Budget Amendments: (1) WIA Grant and (2) Awards and Certificates Carry Over Funds (Staff Contact: Kimberly G. Van Der Hyde)		
Staff Contact(s):	Kimberly G. Van Der Hyde		
Agenda Date:	April 21, 2020	Item Number:	7.r
Attachment(s):	Go Virginia Region 3 Economic Equity Initiative Grant		
Reviewed By:	VH		

SUMMARY:

WIA-Go Virginia Region 3 Economic Equity Initiative Grant:

The Workforce Investment Board (“WIB”) recently received notification of a Grant Award in the amount of \$500,000 for the Go Virginia Region 3 Economic Equity Initiative. This Grant is being utilized to target certain out-of-work subpopulations, such as members of the community with disabilities, individuals on adult probation, individuals with low-income, as well as the homeless population. This total Grant provides funding to both the Area 8 and Area 17 WIB’s. Area 17’s portion of this Grant totals \$222,500 as referenced by the attached Budget.

Awards and Certificates Carryover Funds:

Each year, the Board appropriates monies to be used for awards and certificates for County employees. These funds are used to offset costs associated with employee recognition events throughout the year including the County’s Annual Service Awards. In addition to the funds that are appropriated by the Board, employee concessions are also appropriated to cover these events. At the end of FY2019, a total of \$3,753.89 remained in this Line Item and needs to carry over to the FY2020. This is needed because the FY19 Service Award costs were not billed until FY2020. Without this carry over, this line item will be short of funds by year-end.

FINANCIAL IMPACT AND FUNDING SOURCE:

WIA-Go Virginia Region 3 Economic Equity Initiative Grant:

This is a federal Grant that is being administered by Virginia’s Community Colleges. This Grant does not require a local match.

Awards and Certificates Carryover Funds:

A total of \$3,753.89 of carry over funds needs to be added to the FY2020 County Budget. These were funds not spent from the FY2019 Budget year.

RECOMMENDATION:

County Staff recommends the Board appropriate a total of \$222,500 as referenced in the attached Budget, to the WIA Fund (Fund 251) and appropriate a total of \$3,753.89 of carry over funds to the Awards and Certificates Line Item (100-4-091200-5840).

MOTION:

“I make a Motion to appropriate a total of \$222,500 to the WIA Fund and a total of \$3,753.89 of carry over funds to the Awards and Certificate Line Item.”



February 4, 2020

Dear Ms. Crowder,

We are pleased to inform you the Workforce Innovation and Opportunity Act (WIOA) Title I Administrator has approved the Go Virginia Region 3 Economic Equity Initiative proposal for an award of \$500,000. The attached Notice of Obligation (NOO) serves as the notice of award and the enclosed application materials are considered the award's work plan.

The VCCS is the state administrative entity, grant recipient, and fiscal agent for Workforce Innovation and Opportunity Act (WIOA) Title I funds. The VCCS WIOA Title I Director of Administration and Compliance provides the oversight for this agreement and directs the implementation and administration of this grant. As the pass-through entity for WIOA funds, the VCCS is utilizing its DOL approved 24.8% indirect cost rate.

The grant recipient should refer to the Request for Proposal Workforce Services Expansion to Increase Economic Equity Round 2 for program, fiscal requirements, and general and special terms and conditions.

Period of performance extension requests must be submitted by September 30, 2020 to be considered. Modifications to the budget require prior approval from VCCS and must be requested through submission of a Budget Revision Request to the VCCS Grants Administrator. Budget revision requests must be submitted by December 18, 2020 to be considered.

If you have any questions regarding this award, please contact Ms. Constance Green at CGreen@VCCS.edu.

We look forward to working with you on the successful implementation of this award.

George Taratsas
Director, WIOA Title I Administration and Compliance

cc: Brad Wike, Chairman, South Central Workforce Development Board
Garland Hamlett, Chairman, Charlotte County Board of Supervisors
Dan Witt, Charlotte County Administrator
The Honorable Bernard Jones, Chief Local Elected Official
Tyler Freeland, Director, West Piedmont Workforce Development Board
Adam Wright, Chairman, West Piedmont Workforce Development Board
Robert Warren, Chairman Pittsylvania County
Debra Buchanan, Chief Local Elected Official Chairperson

Enclosures: NOO, Approved Work plan, Federal Award Terms and Conditions

www.vccs.edu) 300 Arboretum Place, Suite 200) Richmond, VA 23236) t. 804-819-4901) f. 804-819-4766

An Equal Opportunity /Affirmative Action Employer

VIRGINIA COMMUNITY COLLEGE SYSTEM
Arboretum III - 300 Arboretum Place, Third Floor, Suite 200
Richmond, Virginia 23236

WORKFORCE INNOVATION AND OPPORTUNITY ACT (WIOA)
ISSUED BY: U. S. DEPARTMENT OF LABOR, EMPLOYMENT AND TRAINING ADMINISTRATION
PASS-THROUGH ENTITY: VIRGINIA COMMUNITY COLLEGE SYSTEM
ISSUED DATE: June 4, 2019
Grant Number: AA-332060-19-55-A-51

NOTICE OF OBLIGATION
Economic Equity Initiative

Period of Performance: February 1, 2020-March 31, 2021

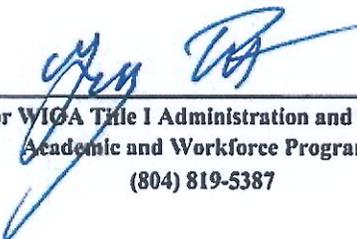
Subrecipient: Charlotte County
DUNS #: 108252206

NOO No.: LWDA EEI 8-19-01
Effective Date: February 1, 2020
Program Code: 1800

<u>CFDA</u>	<u>Fund Type</u>	<u>Amount</u>
17.278	WIOA Dislocated Worker	<u>500,000</u>

This Notice of Obligation awards U.S. Department of Labor Workforce Innovation and Opportunity Act (WIOA) funds to undertake activities in the approved Local Economic Equity Initiative Grant submitted on December 2, 2019 in accordance with the Workforce Services Expansion to Increase Economic Equity Round 2 Request for Proposals.

The subrecipient must adhere to PY 19 WIOA Terms and Conditions, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards at 2 Code of Federal Regulations (CFR) Part 200, and U.S. Department of Labor exceptions codified at 2 CFR Part 2900.

Approved by 
Director WIOA Title I Administration and Compliance
Academic and Workforce Programs
(804) 819-5387

Date 2/10/20

CC: South Central Workforce Development Board
Charlotte County Administrator's Office
West Piedmont Workforce Development Board

Attachment: Go Virginia Region 3 Economic Equity Initiative Grant (1974 : Budget Amendments: 1.) WIA Grant and 2.) Awards and

ECONOMIC EQUITY

ROUND 2
AREAS 8 17

Area 17 Budget	
WAGES	WPWDB
Case Managers	\$ 38,500.00
Business Services	\$ 12,600.00
Board Staff	\$ 10,000.00
BENEFITS/FRINGES	
Case Managers	\$ 16,500.00
Business Services	\$ 5,400.00
Board Staff	\$ 3,750.00
TOTAL PERSONAL SERVICES	\$ 86,750.00
Travel (Staff)	\$ 2,500.00
Supplies	\$ 3,570.00
Outreach	\$ 2,500.00
Contractual Serv/Curr.	\$ 32,680.00
Training/OJT	\$ 75,000.00
Supportive Services	\$ 8,000.00
Training Related Supp.	\$ 7,500.00
Stipends	\$ 4,000.00
TOTAL NON-PERSONAL SERV.	\$ 135,750.00
TOTAL GRANT	\$ 222,500.00

Attachment: Go Virginia Region 3 Economic Equity Initiative Grant (1974 : Budget Amendments: 1.) WIA Grant and 2.) Awards and



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	BB&T Repayment Authorization (Staff Contact: Robin Goard)		
Staff Contact(s):	Robin Goard		
Agenda Date:	April 21, 2020	Item Number:	7.s
Attachment(s):	BB&T Letter		
Reviewed By:	VH		

SUMMARY:

BB&T Bank, now Truist Bank, filed bank franchise tax returns in 2013, 2014, and 2015 for tax years 2012, 2013, and 2014, and paid the amount of monies indicated on those returns. BB&T then filed amended returns for those years. The Virginia Department of Taxation originally denied the amended filings. In October 2019, the Tax Commissioner overruled the denials and sided with BB&T. As a result of this ruling, localities have been notified of the corrections and amount of tax that was paid in error.

FINANCIAL IMPACT AND FUNDING SOURCE:

Per Pittsylvania County Code § 6-6.2, County Staff notified the County Administrator of a pending refund to Truist Bank in the amount of \$17,426.00 that may have an adverse effect on County finances. The money would be refunded from the Bank Franchise Tax monies in General Fund Line Item # 100-3-000000-120600.

RECOMMENDATION:

County Staff recommends the Board authorize the Honorable Vincent Shorter, County Treasurer, to refund Truist Bank in the amount of \$17,426.00 for bank franchise taxes overpaid in error for tax years 2012, 2013, and 2014.

MOTION:

“I make a Motion to authorizes the Honorable Vincent Shorter, County Treasurer, to refund Truist Bank in the amount of \$17,426.00 for bank franchise taxes overpaid in error for tax years 2012, 2013, and 2014.”



OFFICE OF
COMMISSIONER OF THE REVENUE

PITTSYLVANIA COUNTY
 P.O. BOX 272
 CHATHAM, VIRGINIA 24531

(434) 432-7940
 (434) 656-6211
 FAX (434) 432-7957
 robin.goard@pittgov.org

Robin Coles-Goard
 Commissioner

April 9, 2020

Mr. David Smitherman
 County Administrator
 P. O. Box 426
 Chatham, VA 24531-0426

RE: REFUND REQUEST FOR TRUIST BANK - BANK FRANCHISE TAX
 (FORMERLY BB & T BANK)

Dear Mr. Smitherman:

This letter is to advise you pursuant to Pittsylvania County Code Section 6-6.2 Refund of Local Taxes Assessed and Paid in Error of a pending refund for the above referenced taxpayer that may have an adverse effect on County finances. I am therefore requesting pursuant to this section, the Board's advice and guidance in authorizing the refund be made by the local Treasurer.

BB&T filed initial bank franchise tax returns in 2013, 2014 and 2015 for tax years 2012, 2013 and 2014 respectfully and paid the amount of monies indicated on those returns. BB & T then filed amended returns for those years claiming they did not subtract retained earnings and historic tax credits from their returns. The Department of Taxation initially denied the amended filings over a dispute pertaining to the retained earnings. In October 2019, the Tax Commissioner overruled the denials and sided with BB & T. As a result of this ruling, localities have been notified of the corrections and amount of tax that was paid in error.

I am enclosing a copy of the letter of refund requesting the Treasurer to refund Truist Bank \$17,426.00 for bank franchise tax paid in error for tax years 2012, 2013 and 2014. Please feel free to contact me if you have any questions.

Regards,

Robin C. Goard
 Commissioner of the Revenue

Enclosure

Pc: Honorable Vincent Shorter, Treasurer
 Kim VanDerHyde, Finance Director
 J. Vaden Hunt, County Attorney

Attachment: BB&T Letter (1982 : BB&T Repayment Authorization (Staff Contact: Robin Goard))



OFFICE OF
COMMISSIONER OF THE REVENUE

PITTSYLVANIA COUNTY
P.O. BOX 272
CHATHAM, VIRGINIA 24531

(434) 432-7940
(434) 656-6211
FAX (434) 432-7957
robin.goard@pittgov.org

Robin Coles-Goard
Commissioner

April 9, 2020

Vincent Shorter, Treasurer
Pittsylvania County
Chatham, VA 24531

Dear Mr. Shorter:

The following taxpayer(s) was assessed incorrectly for bank franchise tax for taxable year(s) 2012, 2013 and 2014. The taxpayer states taxes have been paid and is requesting a refund under Sec.58.1-3990 Code of Virginia.

NAME & ADDRESS:

ACCOUNT #

Truist Bank (formerly BB & T Bank)
P O Box 483
Winston Salem, NC 27102

2012 - \$6,240.00 2013 - \$5,138.00 2014 - \$6,048.00

TOTAL AMOUNT TO BE REFUNDED : \$17,426.00

Thank you for your attention in this matter.

Regards,

Robin C. Goard
Commissioner of the Revenue

Attachment: BB&T Letter (1982 : BB&T Repayment Authorization (Staff Contact: Robin Goard))



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Resolution # 2020-04-04: Annual Leave Maximum Carryover Extension Approval (Staff Contact: Holly E. Stanfield)		
Staff Contact(s):	Holly E. Stanfield		
Agenda Date:	April 21, 2020	Item Number:	7.t
Attachment(s):	2020-04-04 Annual Leave Maximum Carryover Extension		
Reviewed By:	<i>HS</i>		

SUMMARY:

Some essential County employees are foregoing vacations during the Local COVID-19 Emergency and could be faced with losing vacation hours on July 1, 2020, if they exceed the maximum carry over accrual allowed under the County Personnel Plan. Essential employees are those that are required to report to work during the Local Emergency Period to continue critical County business operations. Resolution # 2020-04-04, attached, seeks Board authority to grant essential County employees, who work a minimum of one-hundred and twenty (120) hours during the COVID-19 Local Emergency Period, the ability/eligibility for a one (1)-time carry over of accumulated vacation hours in excess of the maximum carry over hours as outlined in the County Personnel Plan, with any accumulated vacation time in excess of the limits after January 1, 2021, being forfeited.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve Resolution # 2020-04-04 as presented.

MOTION:

“I make a Motion to approve Resolution # 2020-04-04 as presented.”

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
RESOLUTION # 2020-04-04**

ANNUAL LEAVE MAXIMUM CARRYOVER EXTENSION

VIRGINIA: At the Pittsylvania County Board of Supervisors' ("Board") Business Meeting on Tuesday, April 21, 2020, in the Gallery Room of the Chatham Community Center, the following Resolution was presented and adopted:

WHEREAS, the Board is grateful for the commitment of all County employees during the COVID-19 Pandemic, especially the essential employees that are working to allow the continuity of County government; and

WHEREAS, the Board recognizes that some essential County employees are foregoing vacations during this uncertain time and could be faced with losing vacation hours on July 1, 2020, if they exceed the maximum carry over accrual allowed under the County Personnel Plan.

NOW THEREFORE, BE IT HEREBY OFFICIALLY RESOLVED, that the Board grants essential County employees, who work a minimum of one-hundred and twenty (120) hours during the COVID-19 Local Emergency Period, the ability/eligibility for a one (1)-time carryover of accumulated vacation in excess of the maximum carry-over hours as outlined in the County's Personnel Manual; and

BE IT FURTHER RESOLVED, that the Board defines essential employees, for the purposes of this Resolution, are those that are required to report to work during the Local Emergency Period to continue critical County business operations; and

BE IT ALSO RESOLVED, that the Board finds that this one (1)-time carry over period will be extended to January 1, 2021; and

BE IT FINALLY RESOLVED, that the Board determines that any accumulated vacation in excess of the limits after January 1, 2021, shall be forfeited.

Given under my hand this 21st day of April, 2020.

Robert ("Bob") W. Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Sheriff Medical Billing Compliance Analyst Job Description Approval (Staff Contact: Holly E. Stanfield)		
Staff Contact(s):	Holly E. Stanfield		
Agenda Date:	April 21, 2020	Item Number:	7.u
Attachment(s):	Medical Billing Compliance Analyst		
Reviewed By:	VH		

SUMMARY:

The Pittsylvania County Sheriff's Office is proposing to add a new part-time position, Medical Billing Compliance Analyst, in the Pittsylvania County, Virginia Jail ("County Jail"). This new position identifies and collects unpaid medical costs accrued by inmates housed in the County Jail and inmates recently releases therefrom.

FINANCIAL IMPACT AND FUNDING SOURCE:

Proposed compensation for this part-time position is \$35.00 per hour. This position is not eligible for participation in any benefits.

RECOMMENDATION:

County Staff recommends the Board approve the part-time position of Medical Billing Compliance Analyst for the Sheriff's Office be approved.

MOTION:

"I make a Motion to approve the part-time position of Medical Billing Compliance Analyst for the Sheriff's Office as presented."

PITTSYLVANIA

COUNTY, VIRGINIA

POSITION TITLE: MEDICAL BILLING COMPLIANCE ANALYST

FLSA: NON-EXEMPT

REPORTS TO: CAPTAIN

SUMMARY OF POSITION: Under the general supervision of the Captain; the Medical Billing Compliance Analyst identifies and collects unpaid medical costs accrued by inmates housed in the Pittsylvania County, Virginia jail and returning citizens released from the Pittsylvania County, Virginia jail.

ESSENTIAL JOB FUNCTIONS: *Essential functions, as defined under the Americans with Disabilities Act, may include any of the following tasks, knowledge, skills and other characteristics. The list that follows is not intended as a comprehensive list; it is intended to provide a representative summary of the major duties and responsibilities. Incumbent(s) may not be required to perform all duties listed, and may be required to perform additional, position-specific tasks.*

- Utilize Sheriff's Office's Jail Management System and Pittsylvania County's jail medical staff to collect personal/medical information of inmates with outstanding debts;
- Identify those outstanding debts of \$500 or more;
- Research available data basis to determine if the inmate has the ability to repay for medical services rendered;
- Contact inmates with balances and negotiate payment terms and schedules;
- Minimize objections for payment and suggest available customer-friendly payment options;
- Negotiate payment plans and the best course of action for inmates seeking to avoid civil litigation;
- Use software to keep detailed notes regarding conversations with inmates and outcomes;
- Offer inmates several payment options and arrange for the prompt repayment of balances;
- Communicate with Sheriff's executive staff and other team members, monthly, about methods and strategies to ensure a positive rate of inmates agreeing to repay their debts;
- Prepare and mail certified letters to inmates concerning their unpaid balances;
- Prepare Court documents, if necessary, for Warrants in Detinue;
- File Warrants in Detinue with appropriate Courts;
- Testify in Court, if necessary, regarding Warrants in Detinue;
- Coordinate with the Civil Process Division of the Sheriff's Office regarding civil procedure.

CORE COMPETENCIES:

- Customer Focus
- Communication
- Collaboration/Teamwork
- Personal Accountability/Delivering Results
- Diversity and Inclusion

EDUCATION AND EXPERIENCE: Bachelor’s degree preferred. Minimum of two (2) years of business and /or auditing related experience in medical setting preferred.

REQUIRED KNOWLEDGE AND SKILL:

- Excellent communication and negotiation skills;
- Ability to read, analyze, and interpret complex financial documents;
- Ability to positively connect with inmates and encourage them to make payments toward debts owed Possesses time management skills that are essential to complete all required client calls daily
- Has established his basic computer software skills and possesses the ability to work within relevant data spreadsheets
- Has demonstrated his ability to work well in a fast-paced, stress filled environment
- Attention to detail and the ability to reason and think quickly is essential for negotiating a positive outcome.

CERTIFICATIONS AND LICENSES: Possession of an appropriate valid driver’s license issued by the Commonwealth of Virginia.

ENVIRONMENTAL FACTORS AND CONDITIONS/PHYSICAL REQUIREMENTS: This work requires the occasional exertion of up to 10 pounds of force; work regularly requires sitting and using hands to finger, handle or feel, frequently requires walking, speaking or hearing and repetitive motions and occasionally requires standing, stooping, kneeling, crouching or crawling, reaching with hands and arms, pushing or pulling and lifting; work has standard vision requirements; vocal communication is required for expressing or exchanging ideas by means of the spoken word; hearing is required to perceive information at normal spoken word levels; work requires preparing and analyzing written or computer data; work has no exposure to environmental conditions; work is generally in a moderately noisy location (e.g. business office, light traffic).

This description provides information regarding the essential functions of the designated job, and the general nature and level of work associated with the job. It should not be interpreted to describe all the duties and performance that may be required of employees or be used to limit the nature and extent of assignments an employee may be given. The County reserves the right to modify the job description as deemed appropriate.

SIGNATURES AND COMMENTS:

I have read this description and understand the requirements and responsibilities of the position.

Signature of Employee

Date

Signature/Job Title of Supervisor

Date

Comments: _____

Attachment: Medical Billing Compliance Analyst (1998 : Sheriff Medical Billing Compliance Analyst Job Description Approval (Staff Contact:



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Proclamation: National Animal Control Appreciation Week (Staff Contact: James P. McLaughlin)		
Staff Contact(s):	James P. McLaughlin		
Agenda Date:	April 21, 2020	Item Number:	7.v
Attachment(s):	04-21-2020 ANIMAL CONTROL OFFICER APPRECIATION WEEK		
Reviewed By:	VH		

SUMMARY:

The National Animal Care and Control Association (“NACA”) is committed to setting the standard of professionalism in animal welfare and public safety through training, networking, and advocacy. NACA has designated the second week of April each year as Animal Control Officer Appreciation Week.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff recommends the Board approve the attached Proclamation declaring April 12 - 18, 2020, as National Animal Control Officer Appreciation Week in the County.

MOTION:

“I make a Motion to approve the attached Proclamation declaring April 12 - 18, 2020, as National Animal Control Officer Appreciation Week in Pittsylvania County, Virginia.”

**PITTSYLVANIA COUNTY BOARD OF SUPERVISORS
PROCLAMATION**

ANIMAL CONTROL OFFICER APPRECIATION WEEK; APRIL 12 – 18, 2020

WHEREAS, the National Animal Care and Control Association (“NACA”) is committed to setting the standard of professionalism in animal welfare and public safety through training, networking, and advocacy; and

WHEREAS, NACA has designated the second week of April each year as Animal Control Officer Appreciation Week; and

WHEREAS, Animal Control Officers dedicate their lives to the health and safety of at-risk, helpless animals, and to the protection of the citizens in the community; and

WHEREAS, Animal Control Officers respond to calls for service to protect the welfare of helpless animals and pets and rescue them from injury, disease, abuse, and starvation; and

WHEREAS, Animal Control Officers provide essential community functions, including the enforcement of animal control laws, protecting the public from diseases such as rabies, and educating the public on the proper care of the community's pets; and

WHEREAS, federal, state, and local government officials throughout the country take this time of the year to recognize, thank, and commend all Animal Control Officers for the dedicated service they provide to the citizens of the Commonwealth of Virginia (“Commonwealth”); and

WHEREAS, the Commonwealth recognizes and commends Animal Control Officers for the many dedicated and long hours of service they perform, and for fulfilling the commitment to providing the highest and most efficient level of customer service; and

NOW THEREFORE, the Pittsylvania County Board of Supervisors (“Board”) hereby proclaims April 12 - 18, 2020, as Animal Control Officer Appreciation Week in Pittsylvania County, Virginia, and the Board extends its gratitude and appreciation to the County’s Animal Control Officers.

Given under my hand this 21st day of April, 2020.

Robert “Bob” W. Warren, Chairman
Pittsylvania County Board of Supervisors

ATTEST:

David M. Smitherman, Clerk
Pittsylvania County Board of Supervisors



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Rezoning Case R-20-005; Ricky and Debra Dillion; Chatham-Blairs Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Chairman Warren)		
Staff Contact(s):	Emily Ragsdale/Karen Hayes		
Agenda Date:	April 21, 2020	Item Number:	10.A.1
Attachment(s):	DILLION - CASE R-20-005 DILLION - CASE R-20-005 MAP		
Reviewed By:	VH		

SUMMARY:

In rezoning Case R-20-005, Ricky and Debra Dillion, Petitioners, have petitioned to rezone .603 of an acre from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*to combine with their adjacent parcel of land zoned A-1*). The parcel is located on Pinecroft Road in the Chatham-Blairs Election District. Once the property is rezoned, all uses listed under Pittsylvania County Code § 35-178 are permitted. The Planning Commission, with no opposition, recommended granting the Petitioners' request. The County Staff Summary is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff submits this item to the Board for its review and consideration.

Case R-20-005

DILLION

CODE COMPLIANCE SUMMARY

CASE	ZONING REQUEST	CYCLE
R-20-005	R-1 to A-1	April 2020
SUBJECT/PROPOSAL/REQUEST		PLANNING COMMISSION: April 7, 2020
Ricky Eugene Dillion and Debra Patterson Dillion are requesting to rezone the property from R-1, Residential Suburban Subdivision District to A-1, Agricultural District.		BOARD OF SUPERVISORS: April 21, 2020
DISTRICT: Chatham-Blairs		ADVERTISED: March 25 & April 1, 2020
		REVIEWED BY: ESK

BACKGROUND/DISCUSSION

Ricky Eugene Dillion and Debra Patterson Dillion petitioned the Planning Commission/Board of Supervisors on February 27, 2020, to rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District on 0.603 acre (part of 1.87 acres), located on State Road 747/Pincroft Road in the Chatham-Blairs Election District. The parcel is shown on our records as part of GPIN # 1399-76-8387.

The petitioners would like to rezone to combine with their adjacent parcel of land zoned A-1. This will enable them to have a driveway to their home and access to underground power to their home.

Once the property is rezoned to A-1, all uses listed under Section 35-178 are a permitted use.

DIRECTIONS

See Map Quest directions. The site address is 717 Pincroft Road, Danville, VA 24540.

RELATIONSHIP TO THE SURROUNDING LAND USE AND NEIGHBORING AREAS

Adjacent to A-1, Agricultural District and R-1, Residential Suburban Subdivision District zoned properties.

ZONING OF SURROUNDING PROPERTIES

The Comprehensive Plan for the general area is A-1, Agricultural District, R-1, Residential Suburban Subdivision District, RC-1, Residential Combined Subdivision District, B-2, Business District, General, and M-1, Industrial District, Light Industry.

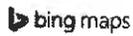
SITE DEVELOPMENT PLAN

N/A

RECOMMENDATION

Staff recommends Planning Commission review and make a recommendation to the Board of Supervisors. On April 7, 2020, the Planning Commission recommended by a 5 to 0 vote (3 members, Mr. Stowe, Mrs. Mease, and Mrs. Henderson were absent), with no opposition, that the petitioners' request be granted.

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

 bing maps

A 53 N Main St, Chatham, VA 24531
B 717 Pinecroft Rd, Danville, VA 24540

26 min , 15.7 miles
 Light traffic
 Via US-29 S, R and L Smith Dr

Type your route notes here

A 53 N Main St, Chatham, VA 24531

↑	1. Head southwest on US-29 BR toward Center St	1.3 mi
↑	2. Keep straight onto S Main St	0.1 mi
	3. Take ramp left and follow signs for US-29 South	6.3 mi
↘	4. Turn right onto R and L Smith Dr	3.7 mi
↙	5. Turn left onto VA-41 / Franklin Tpke , and then immediately turn right onto Robertson Ln	1.2 mi
↘	6. Turn right onto Golf Club Rd	0.7 mi
↘	7. Turn right onto Laniers Mill Rd	1.9 mi
↙	8. Turn left onto Pinecroft Rd	0.6 mi
	Arrive at Pinecroft Rd 9. The last intersection is Laniers Mill Rd If you reach Stoneridge Dr, you've gone too far	

B 717 Pinecroft Rd, Danville, VA 24540

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

February 27, 2020

Mrs. Karen N. Hayes
Deputy Director of Community Development
P. O. Box 426
Chatham, VA 24531

Dear Mrs. Hayes:

We, Ricky Eugene Dillion and Debra Patterson Dillion, as Owners, would like to apply to the Planning Commission/Board of Supervisors to rezone 0.603 acre, located on State Road 747/Pinecroft Road, in the Chatham-Blairs Election District from R-1, Residential Suburban Subdivision District to A-1, Agricultural District. The property is shown on the records as part of GPIN # 1399-76-8387.

We would like to rezone to combine with our adjacent parcel of land zoned A-1.

Sincerely,


Ricky Eugene Dillion

PITTSYLVANIA COUNTY
APPLICATION FOR REZONING

We, Ricky Eugene Dillion & Debra Patterson Dillion, as Owners of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Property Owner's Names: Ricky Eugene Dillion & Debra Patterson Dillion
Address: 689 Pinecroft Road, Danville, VA 24540

2. Location of Property: on State Road 747/Pinecroft Road

Telephone: (434) 251-7170

3. Tax Map Number: Part of GPIN #1399-76-8387 (119887)

4. Election District: Chatham-Blairs

Total Amount: \$ 162.60

Taken By: K. Hayes

9895
\$16

5. Size of Property: 0.603 Acre (Part of 1.87 Acres)

6. Existing Land Use: Vacant

Existing Zoning: R-1, Residential Suburban Subdivision District

7. Proposed Land Use: To Combine With Their Adjacent Parcel Of Land Zoned A-1

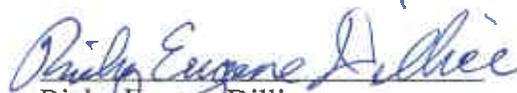
Proposed Zoning: A-1, Agricultural District

8. Are conditions being proffered: Yes X No

9. Check completed items:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Letter of Application | <input type="checkbox"/> Site Development Plan or Waiver |
| <input type="checkbox"/> 11"x 17" Concept Plan | <input checked="" type="checkbox"/> Application Fee |
| <input checked="" type="checkbox"/> Plat Map | <input checked="" type="checkbox"/> Copy of Deed |
| | <input type="checkbox"/> List of Adjoining Properties |
| | <input type="checkbox"/> Copy of Deed Restrictions |
| | <input type="checkbox"/> Or Covenants |

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.


Ricky Eugene Dillion

OFFICE USE ONLY
Application Deadline: 02/27/20
Received By: KNH
BOS Meeting Date: 04/21/20

Application No. R-20-005
P.C. Meeting Date: 04/07/20
Date Received: 02/27/20
Action: _____

TREASURER OF PITTSYLVANIA COUNTY
PAID MAR 03 2020

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

**VIRGINIA:
BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY**

A 0.603 acre parcel of land, (part of 1.87 acre),)
generally located on State Road 747/Pinecroft Road)
within the Chatham-Blairs) **PETITION**
Election District, and recorded as)
part of parcel #1399-76-8387)
in the Pittsylvania County tax records)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

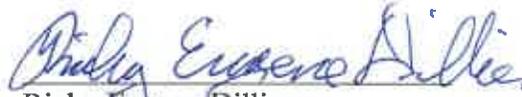
WHEREAS, your Petitioners, Ricky Eugene Dillion and Debra Patterson Dillion, respectfully file this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning Ordinance and in accordance with the Code of Virginia, 1950, as amended, and would respectfully show the following:

- (1) The Petitioners are the Owners of the above-referenced parcel of land, or are filing with the owner's consent.
- (2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- (3) Your petitioner now desires to have the property rezoned to A-1, Agricultural District to combine with their adjacent parcel of land zoned A-1.

WHEREFORE, your Petitioners respectfully request that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, your Petitioners respectfully request that this petition be referred by the Deputy Director of Community Development to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,


Ricky Eugene Dillion

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

OFFICE OF ZONING/CODE
COMPLIANCE
P.O. DRAWER D,
Chatham, Virginia 24531



(434)432-1771
(434)432-7919 FAX

SIGN AFFIDAVIT

Sec. 35-817. POSTING OF PROPERTY - PLANNING COMMISSION HEARING-

At least fourteen (14) days preceding the Commission's public hearing on a zoning map amendment, there shall be erected on the property proposed to be rezoned, a sign or signs provided by the Zoning Administrator indicating the date, time, and place of the public hearing. The sign shall be erected within ten (10) feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than two and one-half (2 1/2) feet above the ground. If more than one (1) such road abuts the property, then a sign shall be erected in the same manner as above for each such abutting road. If no public road abuts thereon, then signs shall be erected in the same manner as above on at least two (2) boundaries of the property abutting land not owned by the applicant.

Sec. 35-818. POSTING OF PROPERTY - BOARD OF SUPERVISORS HEARING-

When a public hearing has been scheduled before the Board of Supervisors for a Zoning Map amendment, there shall be erected, at least fourteen (14) days preceding such hearing, a sign or signs provided by the Zoning Administrator indicating the date, time and place of the public hearing. Such sign or signs shall be erected in the same manner as prescribed in Section 35-817 above.

Sec. 35-819. MAINTENANCE AND REMOVAL OF SIGNS.

Any sign erected in compliance with this section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator or an authorized agent of either, to remove or tamper with any sign furnished during the period it is required to be maintained under this Section. All signs erected under this Section shall be removed by the applicant within fourteen (14) days following the public hearing for which it was erected.

I have read and understand Sections 35-817, 35-818, and 35-819 of the Pittsylvania County Zoning Ordinance. I understand it is my responsibility to post, maintain and remove this/these sign or signs, according to Section 35-817, Section 35-818, and 35-819. If this sign is removed or destroyed, I understand it is my responsibility to obtain another sign from the Zoning office, post the property and maintain the sign(s), according to the above Sections of the Pittsylvania County Zoning Ordinance.

Should the property not be posted and the sign(s) maintained as required above, I understand the board may defer the case.

Case R-20-005 Applicant Ricky Eugene Dillion Date 2-28-20

Bachelors Hall/Whitmell (434) 797-9550

Gretna/Hurt (434) 656-6211

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every Property adjacent to the site and directly across from any public right-of-way adjoining this site. Names and addresses are available in the County Tax Commissioners office in the Courthouse.

GPIN # 1399-76-8387 (119887)

Name: Ricky Eugene Dillion & Debra Patterson Dillion
Tax Map Number: 1399-86-5567 (119887)

Address: Same As Applicant

Name: April Daly, Et Als, Ryan Patterson, Et Als,
Annelynn Patterson, Et Als, Jason Paul Patterson, Et Als
Tax Map Number: 1399-85-1043, 1399-75-2337 (239918)

Address: c/o April Daly
3540 Autumn Hills Drive
Summerfield, NC 27358

Name: Shawn L. Patterson & Kacee R. Patterson
Tax Map Number: 1399-76-5029, 1399-76-5593 (140934)

Address: 820 Pinecroft Road
Danville, VA 24540

Name: Vickie Lowe Elwart
Tax Map Number: 1399-76-5298 (62918)

Address: 716 Pinecroft Road
Danville, VA 24540

Name: Larry W. Patterson, Life Tenant, Et Als, Shawn Lee
Patterson, Remainderman, Et Als, Ron Aaron Patterson,
Remainderman, Et Als
Tax Map Number: 1399-76-1311 (228730)

Address: 820 Pinecroft Road
Danville, VA 24540

BK 1489PG599.

05-03072

This document was prepared by Mark Alan Harris, Attorney at Law, PC, 530 Patton Street, Danville, Virginia.

TITLE NOT EXAMINED.

PIN: 14900-04-00-00B3-D

THIS DEED OF GIFT, made this 5th day of April, 2005, by and between CHARLES P. PATTERSON and LOUISE P. PATTERSON, husband and wife, Grantors, parties of the first part; and RICKY E. DILLION and DEBRA PATTERSON DILLION, husband and wife, or the survivor, Grantees, parties of the second part;

W I T N E S S E T H :

THAT for and in consideration of the mutual love and affection existing between the parties hereto, the said Grantors, parties of the first part, do hereby give, grant and convey unto the said Grantees, parties of the second part, with General Warranty and English Covenants of title, all of that certain lot or parcel of land, together with improvements thereon and appurtenances thereunto belonging, situate in the County of Pittsylvania, Virginia, and more particularly described as follows:

Beginning at an oak corner with Ernest Gatewood and Percy G. Patterson thence S. 1' 42' E. 226.3 feet to an iron; thence S. 5' 26' E. 391.1 feet to an iron; thence S. 16' 32' W. 127.7 feet to an iron; thence N. 76' 43' W. 275 feet to the center of State Road No. 747; thence N. 2' 09' E. 165.07 feet to a point; thence N. 7' 53' W. 191.77 feet to a point; thence N. 2' 48' W. 169.49 feet to a point; thence N. 8' 16' E. 196.7 feet to a point in the center of said State Road; thence S. 80' 19' E. 265.45 feet to an oak and the point of beginning, as set forth on map drawn by E. L. Wilmarth, March 17, 1956, for Charles P. Patterson, which map is duly recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Deed Book 379, at

Mark Alan Harris
Attorney At Law, PC
530 Patton Street
Danville VA 24541

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

BK 1489PG600

page 179 LESS AND EXCEPT that certain tract or parcel of land conveyed to Jason P. Patterson from Charles P. Patterson and Louise P. Patterson, husband and wife, by deed dated January 31, 1992, recorded in the aforesaid Clerk's Office in Deed Book 962, at page 279 and BEING, IN FACT, a part of the same property conveyed to Charles P. Patterson and Louise P. Patterson, husband and wife, from Charles P. Patterson, (a/k/a Charles Paul Patterson), and Louise P. Patterson, his wife, by deed dated May 2, 1988, recorded in the aforesaid Clerk's Office in Deed Book 829, at page 617.

This conveyance is made subject to all easements, rights of way and restrictions of record affecting said property.

This conveyance is exempt from recordation tax as a Deed of Gift, pursuant to Section 58.1-811(D), Code of Virginia, 1950, as amended.

TO HAVE AND TO HOLD the above described property unto the said parties of the second part as tenants by the entireties with the right of survivorship as at common law.

WITNESS the following signatures and seals:

Charles P. Patterson (SEAL)
CHARLES P. PATTERSON

Louise P. Patterson (SEAL)
LOUISE P. PATTERSON

STATE OF VIRGINIA

City of Danville, to-wit:

The foregoing instrument was acknowledged before me this 6th day of April, 2005, by Charles P. Patterson.

James R. Dillion
Notary Public

My Commission Expires: 12/31/2007

Mark Alan Harris
Attorney At Law, PC
530 Patton Street
Danville VA 24541

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

BK 1489PG601

STATE OF VIRGINIA

City of Danville, to-wit:

The foregoing instrument was acknowledged before me this 6th day of April, 2005, by Louise P. Patterson.

James R. Dillion
Notary Public

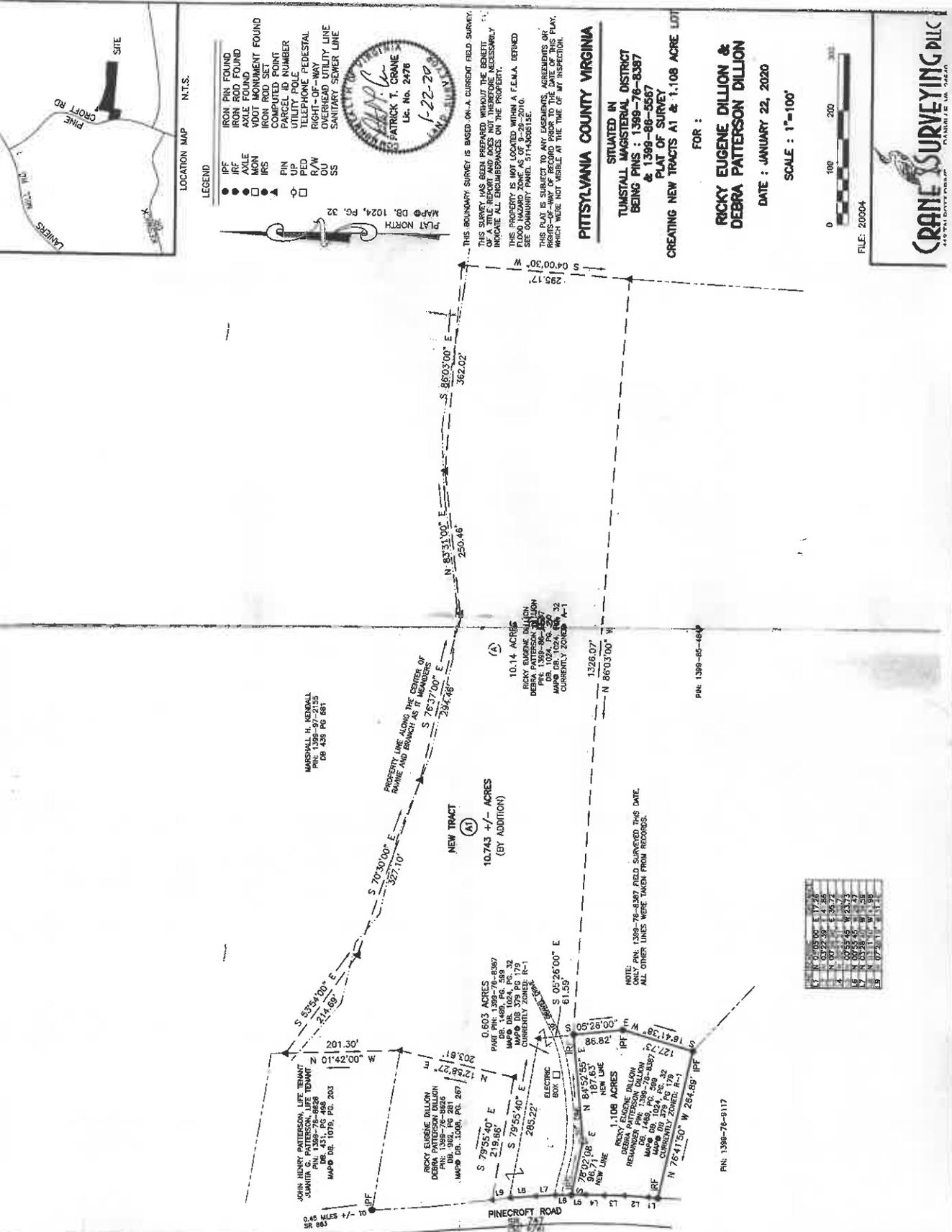
My Commission Expires: 12/31/2007

INSTRUMENT #050003072
RECORDED IN THE CLERK'S OFFICE OF
PITTSYLVANIA COUNTY ON
APRIL 8, 2005 AT 01:31PM
H. F. HAYMORE, CLERK

RECORDED BY: GBA

Mark Alan Harris
Attorney At Law, PC
530 Patton Street
Danville VA 24541

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)



- LEGEND
- IRP IRON PIN FOUND
 - IRF IRON ROD FOUND
 - AXLE AXLE FOUND
 - WOT WOOD MONUMENT FOUND
 - IRM IRON ROD SET
 - CIP CONCRETE POINT
 - PIP PIN FOUND
 - UP UTILITY POLE
 - TP TELEPHONE PEDESTAL
 - R/W RIGHT-OF-WAY
 - OU OVERHEAD UTILITY LINE
 - SS SANITARY SEWER LINE



PLAT NORTH
MAP DB. 1024, PG. 32

THIS BOUNDARY SURVEY IS BASED ON A CURRENT FIELD SURVEY. THIS SURVEY HAS BEEN PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND DOES NOT THEREFORE NECESSARILY INDICATE ALL ENCUMBRANCES ON THE PROPERTY.

THIS PROPERTY IS NOT LOCATED WITHIN A FEMA DEFINED FLOOD HAZARD ZONE AS OF 3-29-2016. SEE COMMUNITY PANEL 571430015E.

THIS PLAT IS SUBJECT TO ANY EASEMENTS, AGREEMENTS OR OTHER INSTRUMENTS OF RECORD AFFECTING THIS PLAT, WHICH WERE NOT VISIBLE AT THE TIME OF AN INSPECTION.

PITTSYLVANIA COUNTY VIRGINIA

SITUATED IN
TUMBALL MAGISTERIAL DISTRICT
BEING PINS : 1399-76-8387
& 1399-88-5567
PLAT OF SURVEY
CREATING NEW TRACTS A1 & 1.108 ACRE LOT

FOR :

**RICKY EUGENE DILLION &
DEBRA PATTERSON DILLION**

DATE : JANUARY 22, 2020
SCALE : 1"=100'



1	N	03°50'00"	E	17.26
2	N	00°00'00"	E	35.72
3	N	00°00'00"	E	35.72
4	N	00°00'00"	E	35.72
5	N	00°00'00"	E	35.72
6	N	00°00'00"	E	35.72
7	N	00°00'00"	E	35.72
8	N	00°00'00"	E	35.72
9	N	00°00'00"	E	35.72
10	N	00°00'00"	E	35.72

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY

A 0.603 acre parcel of land (part of 1.87 acres),)	
located on State Road 747/Pineroft Road	)	RECOMMENDATION
within the Chatham-Blairs	)	(R-20-005)
Election District and recorded as)	
part of parcel # 1399-76-8387)	
in the Pittsylvania County tax records)	

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioners, Ricky Eugene Dillion and Debra Patterson Dillion, have filed with the Secretary to the Planning Commission a petition to rezone 0.603 acre (part of 1.87 acres), from R-1, Residential Suburban Subdivision District to A-1, Agricultural District to combine with their adjacent parcel of land zoned A-1.

WHEREAS, the petition was referred to the Planning Commission which, after due legal notice as required by Section 15.2-2204 of the Code of Virginia, as amended, did hold a public hearing on April 7, 2020; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission, after due consideration has recommended to the Pittsylvania County Board of Supervisors that the rezoning be **granted**.

NOW, THEREFORE BE IT RESOLVED that the Planning Commission recommends to the Pittsylvania County Board of Supervisors that the above-referenced parcel of land be rezoned to A-1, Agricultural District from R-1, Residential Suburban Subdivision District.

The above action was adopted on motion of Mr. Dudley and upon the following recorded vote:

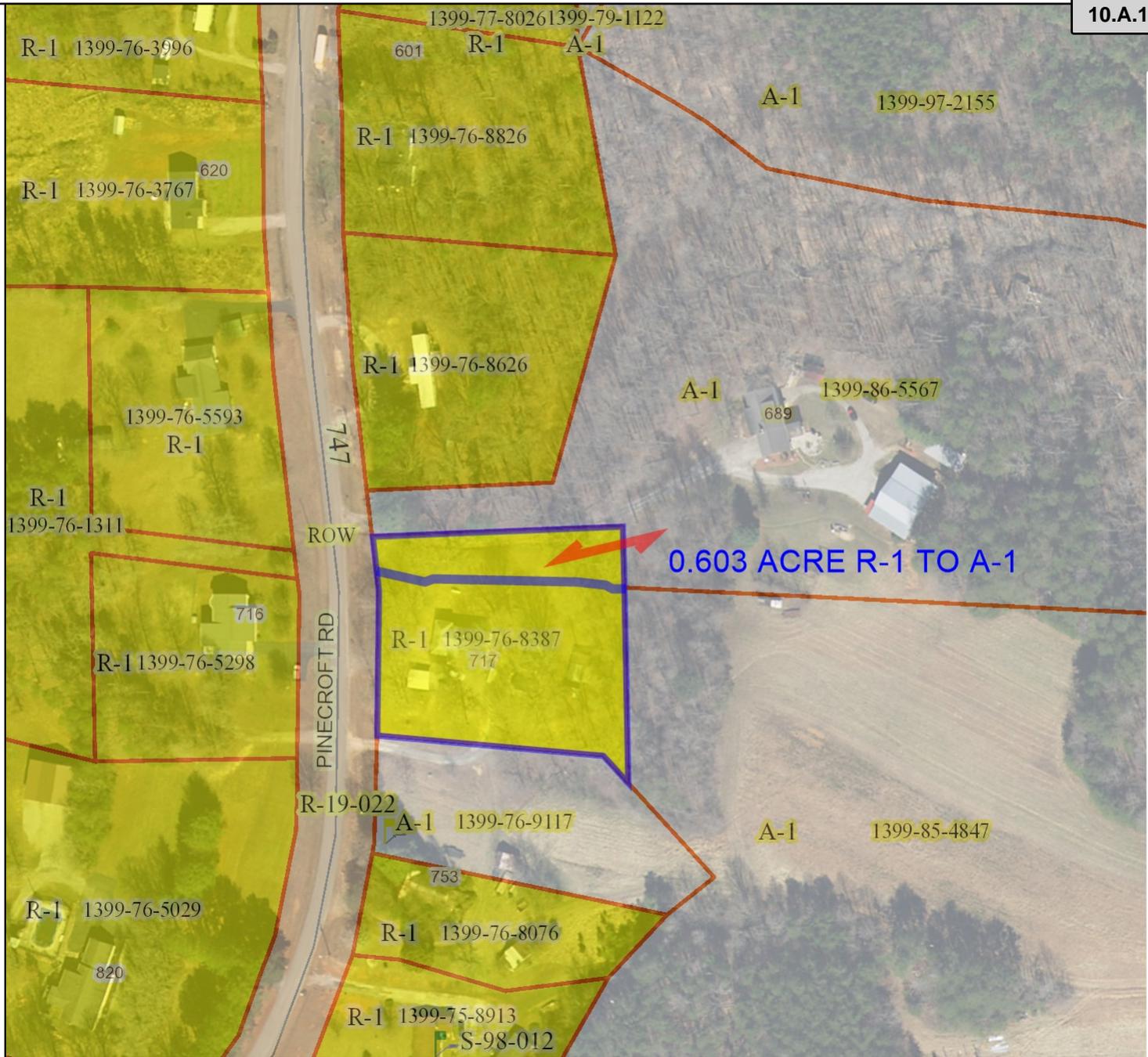
AYES: 5
NAYS: 0
ABSENT: 3
ABSTAIN: 0

Richard G. Motley, Chairman
Planning Commission
04-07-20
Date

Attachment: DILLION - CASE R-20-005 (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)

Legend

- ▣ Assessed Parcels
- Parcel ID Number
- Parcels
- Route Numbers
- Appeals
- Rezoning
- Signs
- Special Uses
- Variances
- Zoning**
- Unknown
- A-1 = Agricultural District
- B-1 = Business District, Limited
- B-2 = Business District, General
- C-1 = Conservation District
- DZ = Double Zoned Parcels
- M-1 = Industrial District, Light Industry
- M-2 = Industrial District, Heavy Industry
- MHP = Residential Manuf. Housing Park District
- R-1 = Residential Suburban Subdivision District
- RC-1 = Residential Combined Subdivision District
- RE = Residential Estates District
- RMF = Residential Multi-Family Subdivision District
- RPD = Residential Planned Development District
- TZ = Town Zoning
- UK = Unknown
- County Boundary

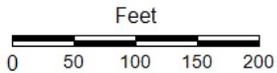


Title: DILLION - CASE R-20-005

Date: 3/2/2024

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Pittsylvania County is not responsible for its accuracy or how current it may be.

Attachment: DILLION - CASE R-20-005 MAP (1997 : Rezoning Case R-20-005 Ricky & Debra Dillion)





Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Rezoning Case R-20-006; RE Blue Ridge, LLC; Banister, Callands-Gretna & Tunstall Election Districts, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Supervisors Warren, Miller, and Ingram)		
Staff Contact(s):	Emily Ragsdale/Karen Hayes		
Agenda Date:	April 21, 2020	Item Number:	10.A.2
Attachment(s):	RE BLUE RIDGE, LLC - CASE R-20-006 RE BLUE RIDGE, LLC - CASE R-20-006 MAP		
Reviewed By:	VH		

SUMMARY:

In Rezoning Case R-20-006, RE Blue Ridge, LLC, Petitioner, has petitioned to rezone a total of 132.56 acres, eight (8) parcels of land, from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*for a solar energy facility, which will also require a Special Use Permit*). The parcels are located off West Giles Road, on Irish Road, and on Deep Run Road in the Banister, Callands-Gretna, and Tunstall Election Districts. Once the properties are rezoned, all uses listed under Pittsylvania County § 35-178 are permitted. The Planning Commission, with no opposition, recommended granting the Petitioner's request. The County Staff Summary is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff submits this item to the Board for its review and consideration.

Case R-20-006

RE BLUE RIDGE, LLC

CODE COMPLIANCE SUMMARY

<u>CASE</u>	<u>ZONING REQUEST</u>	<u>CYCLE</u>
R-20-006	R-1 to A-1	April 2020
<u>SUBJECT/PROPOSAL/REQUEST</u> RE Blue Ridge, LLC, is requesting to rezone the properties from R-1, Residential Suburban Subdivision District to A-1, Agricultural District.		PLANNING COMMISSION: April 7, 2020
DISTRICT: Banister, Callands-Gretna & Tunstall		BOARD OF SUPERVISORS: April 21, 2020
		ADVERTISED: March 25 & April 1, 2020
		REVIEWED BY: EJR

BACKGROUND/DISCUSSION

RE Blue Ridge, LLC, petitioned the Planning Commission/Board of Supervisors on February 27, 2020, to rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District on a total of 132.56 acres, eight (8) parcels of land, located off State Road 824/West Giles Road, on State Road 703/Irish Road, and on State Road 1435/Deep Run Road in the Banister, Callands-Gretna, and Tunstall Election Districts. The parcels are shown on our records as GPIN #s 2405-44-6135 (23.10 acres), 2404-45-2857 (6.85 acres), 2404-45-5996 (2.18 acres), 2404-46-4488 (9.78 acres), 2404-46-4975 (5.41 acres), 2404-46-8363 (4.64 acres), 2404-95-0672 (62.67 acres) and 2404-95-6589 (17.93 acres).

If rezoned, the petitioners intend to include these parcels in with other properties zoned A-1 and apply for a Special Use Permit for a 150 MW (AC) photovoltaic (PV) solar energy conversion facility.

Once the properties are rezoned to A-1, all uses listed under Section 35-178 are permitted.

DIRECTIONS

See Map Quest directions.

RELATIONSHIP TO THE SURROUNDING LAND USE AND NEIGHBORING AREAS

Adjacent to A-1, Agricultural District, R-1, Residential Suburban Subdivision District, and RC-1, Residential Combined Subdivision District zoned properties.

ZONING OF SURROUNDING PROPERTIES

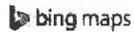
The Comprehensive Plan for the general area is A-1, Agricultural District, R-1, Residential Suburban Subdivision District, RC-1, Residential Combined Subdivision District, B-2, Business District, General, M-1, Industrial District, Light Industry, and M-2, Industrial District, Heavy Industry.

SITE DEVELOPMENT PLAN

The Deputy Director of Community Development, in accordance with Section 35-772, has waived the requirement of a Site Development Plan for this rezoning; however, the Board may require one if needed to make a decision regarding this rezoning case. If the rezoning is approved a concept plan, along with documentation, will be required when applying for a Special Use Permit for a solar facility.

RECOMMENDATION

Staff recommends Planning Commission review and make a recommendation to the Board of Supervisors. If approved, an approved Special Use Permit will be required for a solar facility along with a Decommissioning Plan and bond, and Erosion and Sediment Control Plan and bond, vegetation management plan, and a operations and maintenance plan. On April 7, 2020, the Planning Commission recommended by a 5 to 0 vote (3 members, Mr. Stowe, Mrs. Mease, and Mrs. Henderson were absent), with no opposition, that the petitioner's request be granted.



- A** 53 N Main St, Chatham, VA 24531
- B** 1390 W Giles Rd, Chatham, VA 24531

10 min , 4.2 miles
 Light traffic
 Via VA-57, Hickory Rd
 · Local roads

PARCEL #2405-44-6135 IS LOCATED ACROSS THE HIGHWAY FROM THIS SITE ADDRESS
 (PLEASE REFER TO GIS MAP).

- A** 53 N Main St, Chatham, VA 24531

↑	1. Head southwest on US-29 BR toward Center St	0.2 mi
↗	2. Turn right onto VA-57 / Depot St	1.4 mi
↶	3. Turn left onto Hickory Rd	1.1 mi
↑|	4. Keep left to stay on Hickory Rd	0.5 mi
↶	5. Turn left onto W Giles Rd	1.0 mi
	Arrive at W Giles Rd 6. The last intersection is Green Rock Branch Rd If you reach Concord Rd, you've gone too far	

- B** 1390 W Giles Rd, Chatham, VA 24531

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)



A 53 N Main St, Chatham, VA 24531

10 min , 6.2 miles

B 1300 Irish Rd, Chatham, VA 24531

Light traffic
Via US-29 BR, Tight Squeeze Rd

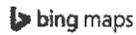
PARCEL #S 2404-45-2857, 2404-45-5996, 2404-46-4488, 2404-46-4975, & 2404-46-8363
ARE LOCATED ADJACENT TO THIS SITE ADDRESS (PLEASE REFER TO GIS MAP).

A 53 N Main St, Chatham, VA 24531

↑	1. Head southwest on US-29 BR toward Center St	1.3 mi
↑	2. Keep straight onto S Main St	0.1 mi
Ⓜ 29	3. Take ramp left and follow signs for US-29 South	1.3 mi
↘	4. Turn right onto Tight Squeeze Rd Hardee's on the corner	2.4 mi
↑	5. Road name changes to Irish Rd	1.0 mi
6.	<p>Arrive at Irish Rd</p> <p>The last intersection is Newby Ln If you reach Creek Bottom Rd, you've gone too far</p>	

B 1300 Irish Rd, Chatham, VA 24531

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)



A 53 N Main St, Chatham, VA 24531

9 min , 5.2 miles

B 165 Irish Rd, Chatham, VA 24531

Light traffic
Via US-29 BR, Tight Squeeze Rd

PARCEL #S 2404-95-0672 AND 2404-95-6589 ARE LOCATED ADJACENT TO THIS SITE ADDRESS (PLEASE REFER TO GIS MAP).

A 53 N Main St, Chatham, VA 24531

↑	1. Head southwest on US-29 BR toward Center St	1.3 mi
↑	2. Keep straight onto S Main St	0.1 mi
29	3. Take ramp left and follow signs for US-29 South	1.3 mi
↘	4. Turn right onto Tight Squeeze Rd Hardee's on the corner	2.4 mi
↑	5. Road name changes to Irish Rd	404 ft
	6. Arrive at Irish Rd The last intersection is Tight Squeeze Rd If you reach Newby Ln, you've gone too far	

B 165 Irish Rd, Chatham, VA 24531

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

RE Blue Ridge LLC
3000 Oak Road, Ste. 300
Walnut Creek, CA 94597

December 23, 2019

Ms. Karen Hayes
Director of Code Compliance/Zoning Administrator
Pittsylvania County
53 N. Main Street
Chatham, Virginia 24531

Subject: Letter of Intent – Rezoning Application
RE Blue Ridge LLC – Blue Ridge Solar Project

Dear Ms. Hayes,

RE Blue Ridge LLC (Applicant), a wholly owned subsidiary of Recurrent Energy (RE), proposes to rezone 8 parcels from R-1, Residential Suburban Subdivision District to A-1, Agricultural District in an unincorporated area of Pittsylvania County. The land is currently used for residential, agricultural row crops, and pastureland. Applicant is seeking the rezoning in order to meet the Pittsylvania County Ordinance Section 35-141.(C) requirement to develop and install the Blue Ridge Solar Project (Project), a 150 MW (AC) photovoltaic (PV) solar energy conversion facility (“Facility”) on privately-owned land.

The proposed rezoning for the future use will have a minimal impact on the surrounding community and only requires maintenance employees to be on site periodically once in operation. The Facility will not require services such as schools, recreational facilities, refuse disposal, or water and sewer. The passive nature of solar facilities generate minimal sound during daylight hours which is not audible at the project perimeter while the facility generates no noise at night. Light impacts are de minimus and will not cause nuisance.

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

No hazardous materials are associated with the process and therefore do not create chemical or toxic by-products that threaten air, soil, ground water, or surface water resources. Use of the land by an unobtrusive solar facility prevents alternative uses of the land that could otherwise create nuisances. Furthermore, solar use protects the ground and surface waters and air quality from the uses that could otherwise be developed on the property.

In conclusion, the project will not have any adverse effect upon nor will be incompatible with the use of adjacent and surrounding area.

RE Blue Ridge LLC, a wholly owned subsidiary of Recurrent Energy, is a leading utility-scale solar and energy storage project developer, delivering competitive, clean electricity to large energy buyers. Based in the U.S., Recurrent Energy is a wholly owned subsidiary of Canadian Solar Inc. and functions as Canadian Solar's U.S. project development arm.

Founded in 2006, we have developed, originated and constructed projects ranging from commercial rooftop installations to large utility-scale ground-mounted power plants. We have in-house experts across all stages of the project development lifecycle, from siting, design, interconnection, permitting and procurement to power marketing, financing, construction, and asset management.

With 4 GWp of executed power contracts, over \$9 billion in capital secured to date, and a project pipeline of 7 GWp across the United States, we have the resources and capabilities to deliver customized products and project configurations for a variety of customers.

Recurrent Energy is committed to being a good neighbor, a beneficial contributor to the Pittsylvania County community, and operate in full compliance with all applicable federal, state, and local laws and regulations.

Sincerely,



Kala Berg Laughlin
Permitting Manager

PITTSYLVANIA COUNTY APPLICATION FOR REZONING

I, We **Samuel and Myrtie Giles**, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Samuel and Myrtie Giles Telephone (434) 251-3609

Address 673 West Giles Rd., Chatham, VA Zip 24531

2. Location of Property: East of Intersection of Hickory Rd and Marion Rd. Total Amount: \$615.23

Taken By: KNB

3. GPIN: 2405-44-6135

4. Election District: Banister District 03 & Callands-Gretna District 02

5. Size of Property 23.1 acres acres/square feet

6. Existing Land Use: Agriculture

Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:

- Letter of Application 11" x17" Concept Plan Legal Forms
- Site Development Plan Application Form Plat Map
- List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Ordinance.

Samuel M. Giles
Myrtie P. Giles

Applicant

Sworn to and subscribed before me in my presence this 21st day of January, 2020, in my City and State of Pittsylvania, by Christine Tosh Haskins Notary Public. My commission Expires: June 30, 2020

OFFICE USE ONLY:

Application Deadline: 02/27/2020

Received By: KNH

BOS Meeting Date: 04/21/2020

Application No.: R-20-006

P.C. Meeting Date: 04/07/2020

Date Received: 02/27/2020

Action: _____

TREASURER OF PITTSYLVANIA
PAID APR 14 2020

TREASURER OF PITTSYLVANIA COUNTY
PAID MAR 03 2020

Christine Tosh Haskins
Notary Public
Reg. # 7528785
Expires 06/30/2020
Commonwealth of Virginia

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY
APPLICATION FOR REZONING

I/we, Richard and Janet Stickel, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Richard and Janet Stickel Telephone (434) 675-1500
Address 740 Creek Bottom Road, Chatham, VA Zip 24531

2. Location of Property: Northeast of Intersection of Creekbottom Rd & Irish Rd. Total Amount \$ 15.23
Taken By:

3. GPIN: 2404-45-2857

4. Election District: Callands-Gretna District 02

5. Size of Property 6.85 acres acres/square feet

6. Existing Land Use: Agriculture, Silviculture
Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:
[X] Letter of Application [X] 11" x17" Concept Plan [X] Legal Forms
[X] Site Development Plan [X] Application Form [X] Plat Map
[X] List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.
Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Handwritten signature of Janet Stickel

KATIE H. KISER
Notary Public
Commonwealth of Virginia
Reg. # 7304019
My Commission Expires 12/31/21

Applicant
Sworn to and subscribed before me in my presence this 20th day of January, 2020, in my City and State of Aforesaid, by Katie N. Kiser Notary Public. My commission Expires: December 31, 2021

OFFICE USE ONLY:
Application No.: R-20-006
Application Deadline: 02/27/2020 P.C. Meeting Date: 04/07/2020
Received By: KNH Date Received: 02/27/2020
BOS Meeting Date: 04/21/2020 Action:

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY APPLICATION FOR REZONING

I, (W), Richard and Janet Stickel, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Richard and Janet Stickel Telephone (434) 675-1500
Address 740 Creek Bottom Road, Chatham, VA Zip 24531

2. Location of Property: Northeast of Intersection of Creekbottom Rd & Irish Rd. Total Amount: \$ 615.23
Taken By: _____

3. GPIN: 2404-45-5996

4. Election District: Callands-Gretna District 02

5. Size of Property 2.18 acres _____ acres/square feet

6. Existing Land Use: Agriculture, Silviculture

Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:
 Letter of Application 11" x17" Concept Plan Legal Forms
 Site Development Plan Application Form Plat Map
 List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, _____ (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

[Signature]
Janet Stickel

KATIE H. KISER
Notary Public
Commonwealth of Virginia
Reg. #7304019
My Commission Expires: 12/31/21

Applicant
Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State Aforesaid, by Katie H. Kiser Notary Public. My commission Expires: December 31, 2021

OFFICE USE ONLY:
Application No.: R-20-006
Application Deadline: 02/27/2020 P.C. Meeting Date: 04/07/2020
Received By: KNH Date Received: 02/27/2020
BOS Meeting Date: 04/21/2020 Action: _____

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY APPLICATION FOR REZONING

I, (We) **Richard and Janet Stickel**, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property **Richard and Janet Stickel** Telephone **(434) 675-1500**
Address **740 Creek Bottom Road, Chatham, VA** Zip **24531**

2. Location of Property: **Northeast of Intersection of Creekbottom Rd & Irish Rd.** Total Amount: \$ **615.23**
Taken By: _____

3. GPIN: **2404-46-4488**

4. Election District: **Callands-Gretna District 02**

5. Size of Property **9.78 acres** acres/square feet

6. Existing Land Use: **Agriculture, Silviculture**
Existing Zoning: **R-1**

7. Proposed Zoning: **A-1**

8. Are Conditions being Proffered: Yes No

9. Check-completed items:
 Letter of Application 11" x17" Concept Plan Legal Forms
 Site Development Plan Application Form Plat Map
 List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Janet Stickel
Applicant

 **KATIE H. KISER**
Notary Public
Commonwealth of Virginia
Reg. #7304019
My Commission Expires: **12/31/21**

Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State Aforesaid, by Katie H. Kiser Notary Public. My commission Expires: December 31, 2021

OFFICE USE ONLY:
Application No.: R-20-006
Application Deadline: 02/27/2020 P.C. Meeting Date: 04/07/2020
Received By: KNH Date Received: 02/27/2020
BOS Meeting Date: 04/21/2020 Action: _____

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY APPLICATION FOR REZONING

I, (We) **Richard and Janet Stickel**, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Richard and Janet Stickel Telephone (434) 675-1500

Address 740 Creek Bottom Road, Chatham, VA Zip 24531

2. Location of Property: Northeast of Intersection of Creekbottom Rd & Irish Rd. Total Amount: \$615.23

Taken By: _____

3. GPIN: 2404-46-4975

4. Election District: Callands-Gretna District 02

5. Size of Property 5.41 acres acres/square feet

6. Existing Land Use: Agriculture, Silviculture

Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:

- Letter of Application 11" x17" Concept Plan Legal Forms
- Site Development Plan Application Form Plat Map
- List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Janet Stickel
Applicant



Sworn to and subscribed before me in my presence this 22nd day of January 2020, in my City and State Aforesaid, by Katie H. Kiser Notary Public. My commission Expires: December 31, 2021

OFFICE USE ONLY:

Application Deadline: 02/27/2020
Received By: KNH
BOS Meeting Date: 04/21/2020

Application No.: R-20-006
P.C. Meeting Date: 04/07/2020
Date Received: 02/27/2020
Action: _____

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY APPLICATION FOR REZONING

I, Wg, Richard and Janet Stickel, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Richard and Janet Stickel Telephone (434) 675-1500

Address 740 Creek Bottom Road, Chatham, VA Zip 24531

2. Location of Property: Northeast of Intersection of Creekbottom Rd & Irish Rd. Total Amount: \$615,231

Taken By: _____

3. GPIN: 2404-46-8363

4. Election District: Callands-Gretna District 02

5. Size of Property 4.64 acres acres/square feet

6. Existing Land Use: Agriculture, Silviculture

Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:

- Letter of Application 11" x17" Concept Plan Legal Forms
- Site Development Plan Application Form Plat Map
- List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Janet Stickel

Applicant

KATIE H. KISER
Notary Public
Commonwealth of Virginia
Reg. #7304-19
My Commission Expires 12/31/21



Sworn to and subscribed before me in my presence this 22nd day of January, 2020 in my City and State Aforesaid, by Katie H. Kiser Notary Public. My commission Expires: December 31, 2021

OFFICE USE ONLY:

Application Deadline: 02/27/2020
Received By: KNH
BOS Meeting Date: 04/21/2020

Application No.: R-20-006
P.C. Meeting Date: 04/07/2020
Date Received: 02/27/2020
Action: _____

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY
APPLICATION FOR REZONING

I We, Malinda Newby, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Malinda Newby Telephone (434) 432-0659

Address 165 Irish Road, Chatham, VA Zip 24531

Southwest of Intersection of Tightsqueeze

2. Location of Property: Rd & Deep Run Rd Total Amount: \$615.23

Taken By:

3. GPIN: 2404-95-0672

4. Election District: Tunstall District 06

5. Size of Property 62.67 acres acres/square feet

6. Existing Land Use: Agriculture, Silviculture, Residential

Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:

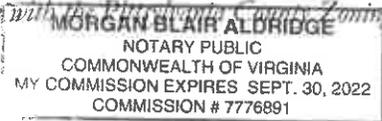
- X Letter of Application X 11" x17" Concept Plan X Legal Forms
Site Development Plan X Application Form X Plat Map
X List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Malinda Newby
Applicant



Sworn to and subscribed before me in my presence this 22nd day of January 2020 in my City and State Aforesaid, by Morgan Blair Aldridge Notary Public. My commission Expires: 09/30/2022

OFFICE USE ONLY: Application No.: R-20-006
Application Deadline: 02/27/2020 P.C. Meeting Date: 04/07/2020
Received By: KNH Date Received: 02/27/2020
BOS Meeting Date: 04/21/2020 Action:

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PITTSYLVANIA COUNTY APPLICATION FOR REZONING

(1) We, Malinda Newby, as Owner/Contract Purchaser (circle one) of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Current Owner of Property Malinda Newby Telephone (434) 432-0659

Address 165 Irish Road, Chatham, VA Zip 24531

Southwest of Intersection of Tightsqueeze

2. Location of Property: Rd & Deep Run Rd Total Amount: \$ 15.23

Taken By: _____

3. GPIN: 2404-95-6589

4. Election District: Tunstall District 06

5. Size of Property 17.93 acres acres/square feet

6. Existing Land Use: Agriculture, Silviculture

Existing Zoning: R-1

7. Proposed Zoning: A-1

8. Are Conditions being Proffered: Yes No

9. Check-completed items:

- Letter of Application 11" x17" Concept Plan Legal Forms
- Site Development Plan Application Form Plat Map
- List of Adjoining Properties

10. Any materials relating to a particular case, including a staff recommendation or report furnished to a member of the board, shall be made available without cost to such applicant, appellant or other person aggrieved. Such materials will be sent to the following email address, unless otherwise requested.

Kala.Laughlin@RecurrentEnergy.com, (Email)
Perry@FontanaEnergy.com, APeterson@Kleinfelder.com

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Malinda Newby
Applicant

MORGAN BLAIR ALDRIDGE
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES SEPT. 30, 2022
COMMISSION # 7776891

Sworn to and subscribed before me in my presence this 22nd day of January, 2020 in my City and State
Aforesaid, by Morgan Blair Aldridge Notary Public. My commission Expires 09/30/2022

OFFICE USE ONLY:

Application No.: R-20-006

Application Deadline: 02/27/2020 P.C. Meeting Date: 04/07/2020

Received By: KNH Date Received: 02/27/2020

BOS Meeting Date: 04/21/2020 Action: _____

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 23.1 acre parcel of land,)
generally located on Hickory Rd/Marion Rd)
within the Banister & Callands-Gretna) **PETITION**
Election District, and recorded as)
parcel # 2405-44-6135 in the)
Pittsylvania County tax records.)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Samuel and Myrtie Giles respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,
Samuel M. Giles
Myrtie P. Giles
Petitioner



Sworn to and subscribed before me in my presence this 21st day of January, 2020, in my City and State aforesaid, by Christine Tash Haskins Notary Public. My commission Expires: June 30, 2020

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 6.85 acre parcel of land,)
generally located on Creekbottom Rd/Irish Rd)
within the Callands-Gretna) **PETITION**
Election District, and recorded as)
parcel # 2404-45-2857 in the)
Pittsylvania County tax records.)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Richard and Janet Stickel respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,


Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State aforesaid, by Katie H. Kiser Notary Public. My commission Expires: December 31, 2021



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 2.18 acre parcel of land,)
generally located on Creekbottom Rd/Irish Rd)
within the Callands-Gretna) **PETITION**
Election District, and recorded as)
parcel # 2404-45-5996 in the)
Pittsylvania County tax records.)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

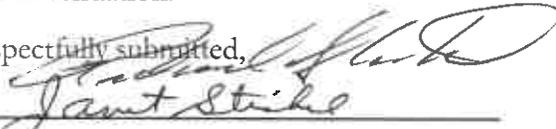
WHEREAS, your Petitioner Richard and Janet Stickel respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,



Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State aforesaid, by Katie H. Kiser Notary Public. My commission Expires:



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 9.78 acre parcel of land,)
generally located on Creekbottom Rd/Irish Rd)
within the Callands-Gretna) **PETITION**
Election District, and recorded as)
parcel # 2404-46-4488 in the)
Pittsylvania County tax records.)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Richard and Janet Stickel respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,

Janet Stickel
Janet Stickel
Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State aforesaid, by Katie H. Kiser Notary Public. My commission Expires: December 31, 2021



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 5.41 acre parcel of land,)
generally located on Creekbottom Rd/Irish Rd)
within the Callands-Gretna) **PETITION**
Election District, and recorded as)
parcel # 2404-46-4975 in the)
Pittsylvania County tax records.)

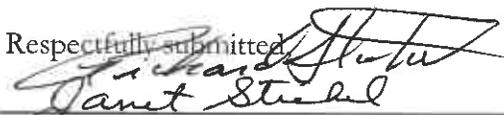
TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Richard and Janet Stickel respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,

Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020 in my City and State aforesaid, by Katie Kiser Notary Public. My commission Expires: December 31, 2021



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 4.64 acre parcel of land,)
generally located on Creekbottom Rd/Irish Rd)
within the Callands-Gretna) **PETITION**
Election District, and recorded as)
parcel # 2404-46-8363 in the)
Pittsylvania County tax records.)

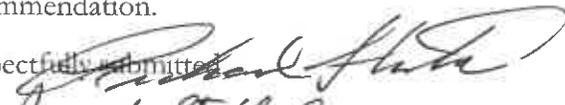
TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Richard and Janet Stickel respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted, 
Janet Stickel
Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State aforesaid, by Katie H Kiser Notary Public. My commission Expires: December 31, 2021



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 62.67 acre parcel of land,)
generally located on Tightsqueeze Rd/Deep Run Rd)
within the Tunstall) **PETITION**
Election District, and recorded as)
parcel # 2404-95-0672 in the)
Pittsylvania County tax records.)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Malinda Newby respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,

Malinda Newby
Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020, in my City and State aforesaid, by Morgan Blair Aldridge Notary Public. My commission Expires: 09/30/2022

MORGAN BLAIR ALDRIDGE
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES SEPT. 30, 2022
COMMISSION # 7776891

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF
PITTSYLVANIA COUNTY

A 17.93 acre parcel of land,)
generally located on Tightsqueeze Rd/Deep Run Rd)
within the Tunstall) **PETITION**
Election District, and recorded as)
parcel # 2404-95-6589 in the)
Pittsylvania County tax records.)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY

WHEREAS, your Petitioner Malinda Newby respectfully
files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning
Ordinance and in accordance with the Code of Virginia 1950, as amended, and would respectfully
show the following:

- 1) The Petitioner is the owner of the above-referenced parcel of land, or is the contract purchaser filing with the owner's consent.
- 2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- 3) Your petitioner now desires to have this property rezoned to A-1, Agricultural District.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, Your Petitioner respectfully requests that this petition be referred by the Zoning Administrator to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,

Malinda Newby
Petitioner

Sworn to and subscribed before me in my presence this 22nd day of January, 2020 in my City and State
aforesaid, by Morgan Blair Aldridge Notary Public. My commission Expires: 09/30/2022

Morgan Blair Aldridge

MORGAN BLAIR ALDRIDGE
NOTARY PUBLIC
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES SEPT. 30, 2022
COMMISSION # 7776991

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)



OFFICE OF ZONING/CODE COMPLIANCE
P.O. Drawer D,
Chatham, Virginia 24531
(434) 432-1771

SIGN AFFIDAVIT

Sec. 35-817. POSTING OF PROPERTY - PLANNING COMMISSION HEARING-

At least fourteen (14) days preceding the Commission's public hearing on a zoning map amendment, there shall be erected on the property proposed to be rezoned, a sign or signs provided by the Zoning Administrator indicating the date, time, and place of the public hearing. The sign shall be erected within ten (10) feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than two and one-half (2 1/2) feet above the ground. If more than one (1) such road abuts the property, then a sign shall be erected in the same manner as above for each such abutting road. If no public road abuts thereon, then signs shall be erected in the same manner as above on at least two (2) boundaries of the property abutting land not owned by the applicant.

Sec. 35-818, POSTING OF PROPERTY - BOARD OF SUPERVISORS HEARING-

When a public hearing has been scheduled before the Board of Supervisors for a Zoning Map amendment, there shall be erected, at least fourteen (14) days preceding such hearing, a sign or signs provided by the Zoning Administrator indicating the date, time and place of the public hearing. Such sign or signs shall be erected in the same manner as prescribed in Section 35-817 above.

Sec. 25-819. MAINTENANCE AND REMOVAL OF SIGNS.

Any sign erected in compliance with this section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator or an authorized agent of either, to remove or tamper with any sign furnished during the period it is required to be maintained under this Section. All signs erected under this Section shall be removed by the applicant with fourteen (14) days following the public hearing for which it was erected.

I have read and understand Sections 35-817, 35-818, and 35-819 of the Pittsylvania County Zoning Ordinance. I understand it is my responsibility to post, maintain and remove this/these sign or signs, according to Section 35-817, Section 35-818, and 35-819. If this sign is removed or destroyed, I understand it is my responsibility to obtain another sign from the Zoning office, post the property and maintain the sign(s), according to the above Sections of the Pittsylvania County Zoning Ordinance.

Should the property not be posted and the sign(s) maintained as required above, I understand the board may defer the case.

Case R-20-006 Applicant [Signature] Date 2/27/2020
Sworn to and subscribed before me in my presence this _____ day of _____, _____, in my City and State aforesaid,
by _____ Notary Public. My commission Expires _____
PLEASE SEE CALIFORNIA COMPLIANT JURAT ATTACHED

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every Property adjacent to the site and directly across from any public right-of-way adjoining this site. Names and addresses are available in the County Tax Commissioners office in the Courthouse.

Tax Map Number: 2405-44-6135, 2404-45-2857, 2404-45-5996, 2404-46-4488, 2404-46-4975, 2404-46-8363, 2404-95-0672, 2404-95-6589 (1409) (5329) (98401)

<p>Name: <u>George Leon Mitchell, Life Tenant, Et Als, Hugh T. Mitchell, Jr., Life Tenant, Et Als, Roger L. Mitchell, Life Tenant, Et Als, Elizabeth Mitchell Inge, Life Tenant, Et Als</u> Tax Map Number: <u>2405-45-2621 (120178)</u></p>	<p>Address: <u>P. O. Box 684 Chatham, VA 24531</u></p>
<p>Name: <u>Samuel M. Giles & Billy Lee Giles, Jr.</u> Tax Map Number: <u>2405-55-2459 (162987)</u></p>	<p>Address: <u>1424 West Giles Road Chatham, VA 24541</u></p>
<p>Name: <u>Samuel M. Giles & Myrtie P. Giles</u> Tax Map Number: <u>2405-43-7393 (1409)</u></p>	<p>Address: <u>Same As Applicant</u></p>
<p>Name: <u>Beatrice K. Giles, Life Tenant, Gayle G. Thomson, Remainderman, Jack V. Thomson, II, Remainderman</u> Tax Map Number: <u>2405-43-5406 (160999)</u></p>	<p>Address: <u>1633 West Giles Road Chatham, VA 24531</u></p>
<p>Name: <u>Brian H. Simmons</u> Tax Map Number: <u>2405-33-3970 (199397)</u></p>	<p>Address: <u>226 Beach Blvd. Hamilton Ontario, Canada L8H6V9</u></p>
<p>Name: <u>Maxey Properties, LLC</u> Tax Map Number: <u>2404-55-1139 (194373)</u></p>	<p>Address: <u>1353 Jones Mill Road Chatham, VA 24531</u></p>
<p>Name: <u>Kevin Thomas Baker</u> Tax Map Number: <u>2404-45-0329 (245099)</u></p>	<p>Address: <u>1300 Irish Road Chatham, VA 24531</u></p>
<p>Name: <u>Jonathan Lee Byrd</u> Tax Map Number: <u>2404-35-7765 (223543)</u></p>	<p>Address: <u>6868 Callands Road Chatham, VA 24531</u></p>
<p>Name: <u>Patti Jo Howlett</u> Tax Map Number: <u>2404-36-8141 (113524)</u></p>	<p>Address: <u>244 Creek Bottom Road Chatham, VA 24531</u></p>
<p>Name: <u>Gertrude Osborne Owen, Life Tenant, Virgil Leon Owen, Remainderman</u> Tax Map Number: <u>2404-36-5374 (223732)</u></p>	<p>Address: <u>429 Creek Botton Road Chatham, VA 24531</u></p>
<p>Name: <u>Richard C. Stickel & Janet M. Stickel</u> Tax Map Number: <u>2404-37-8775 (5329)</u></p>	<p>Address: <u>Same As Applicant</u></p>

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

RE Blue Ridge Solar, LLC
 Adjacent Property Owners
 Page 2

<p>Name: <u>Joseph Henry Davis, Jr., Et Als, Lisa Ann Davis, Et Als, Steven Craig Davis, Et Als, Gerald N. Davis, Et Als, Mark J. Davis, Et Als, Derrick C. Gonzalez, Et Als, Trevor Carter, Et Als, Craig A. Davis, Et Als, Tressy Peterson, Et Als, Melanie J. Davis, Et Als, George Tray Davis, Et als, Lorraine M. Davis, Et Als, Jo Ann Davis, Et Als</u> Tax Map Number: <u>2404-66-2945 (228377)</u></p>	<p>Address: <u>c/o Gerald N. Davis 660 Irish Road Chatham, VA 24531</u></p>
<p>Name: <u>Kenneth Lee Gallier, Jr.</u> Tax Map Number: <u>2404-84-4128 (176899)</u></p>	<p>Address: <u>515 Oleander Drive Florence, SC 29501</u></p>
<p>Name: <u>Garland Mason Cowan & Nancy F. Cowan</u> Tax Map Number: <u>2404-86-5352, 2404-86-6742 (19685)</u></p>	<p>Address: <u>313 Irish Road Chatham, VA 24531</u></p>
<p>Name: <u>Harry Garland Demott, Life Tenant, Et Als, Harry Lee Demott, Remainderman, Et Als, Garry Lynn Demott, Remainderman, Et Als, Rodney G. Demott, Remainderman, Et Als, Tina Louise Demott, Remainderman, Et Als</u> Tax Map Number: <u>2404-78-1791 (191237)</u></p>	<p>Address: <u>202 Market Street Bridgeville, DE 19933</u></p>
<p>Name: <u>Concord United Methodist Church</u> Tax Map Number: <u>2404-87-7611, 2404-87-7673, 2404-87-8623, 2404-97-0527, 2404-97-2416, 2404-97-3415 (19538)</u></p>	<p>Address: <u>2597 Tightsqueeze Road Chatham, VA 24531</u></p>
<p>Name: <u>Malinda Chumley Newby</u> Tax Map Number: <u>2404-96-1874 (98401)</u></p>	<p>Address: <u>Same As Applicant</u></p>
<p>Name: <u>Henry Moore Easley & Susan B. Easley</u> Tax Map Number: <u>2414-06-2742, 2414-05-2236 (21199)</u></p>	<p>Address: <u>561 Deep Run Road Chatham, VA 24531</u></p>
<p>Name: <u>James I. Giles & James E. Giles</u> Tax Map Number: <u>2414-06-0232 (178678)</u></p>	<p>Address: <u>405 Deep Run Road Chatham, VA 24531</u></p>
<p>Name: <u>Judith M. Riggins</u> Tax Map Number: <u>2404-94-9979 (199643)</u></p>	<p>Address: <u>592 Deep Run Road Chatham, VA 24531</u></p>
<p>Name: <u>Benjamin K. Easley & J. Cheryelle Jackson Easley</u> Tax Map Number: <u>2414-02-4627 (232648)</u></p>	<p>Address: <u>1000 Deep Run Road Chatham, VA 24531</u></p>

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

BK 1222PG354

00-10238

Tax I. D. No. - Part of 97-A-27

THIS DEED, made and entered into this the 14th day of December, 2000, by and between NELSON P. GILES, divorced, acting by and through SANDRA W. PAYNE, his Attorney-in-Fact, duly authorized hereunto, party of the first part, Grantor; and SAMUEL M. GILES and MYRTIE P. GILES, husband and wife, parties of the second part, Grantees.

-- WITNESSETH --

That for and in consideration of the sum of \$10.00 and other good and valuable consideration, cash in hand paid by the parties of the second part to the party of the first part, at and before the sealing and delivery of this deed, receipt of which is hereby acknowledged, the said party of the first part does hereby grant, bargain, sell and convey, with General Warranty of Title and English Covenants of Title, unto the parties of the second part, the said Samuel M. Giles and Myrtie P. Giles, husband and wife, as tenants by the entirety with right of survivorship as at common law, all of those certain lots or parcels of land, together with all improvements thereon and appurtenances thereunto belonging, lying and being in Chatham Magisterial District of Pittsylvania County, Virginia, near State Road 824, and more particularly described as follows:

BEGINNING at an old iron at the northeastern corner of the 23.1 acre tract as shown on the above described map; thence along an old fence line, S 0° 40' 10" E 646.2 feet to a fence post; thence S 54° 15' 40" W 747.96 feet to an iron; thence N 40° 41' W 568.28 feet to an iron in the old Dalton Road; thence with the old Dalton Road, N 6° 51' 40" W 363.29 feet; thence leaving the road N 72° 43' W 290.97 feet to an old iron; thence along the accepted boundary line with Dr. Jones, N 56° 44' W 448.11 feet to an iron; thence S 88° 35' 30" E 1,666.72 feet to the point and place of beginning. BEING the 23.1 acre tract shown on a survey of the Estate of Harold L. Giles by Alfred H. Carter, C.L.S., dated October 23, 1972, recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Map Book 13, page 60, together with the right of ingress and egress over the access road to State Road No. 824 as shown on said map.

*This Document
Prepared By:*

*Henry A. Davis, Jr.
Attorney at Law
P. O. Box 827
Chatham, Virginia
24531*

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

BK 1222 PG 355

The above-described tract or parcel of realty being, in fact, the exact same property conveyed to Nelson P. Giles by deed dated April 13, 1988, from himself and Sandra P. Giles, his wife, recorded in the aforesaid Clerk's Office in Deed Book 828, page 41, and reference to said deed is hereby made.

The conveyance of the above described land is hereby made subject to all easements and rights of way of record or in place and affecting said land.

For authority of Sandra W. Payne to act herein, see power of attorney dated November 20, 2000, from Nelson P. Giles, Sr., the same person as Nelson P. Giles, recorded in the aforesaid Clerk's Office in Deed Book 1218, page 623.

Furthermore, after being duly sworn the said Sandra W. Payne, attorney-in-fact, states as follows: that she has not, or had not, at the time of doing any act pursuant to the power of attorney, received actual knowledge or actual notice of the revocation or termination of the power of attorney, by death, disability or otherwise, or notice of any fact indicating the same.

WITNESS the following signature and seal.

Nelson P. Giles

BY Sandra W. Payne (SEAL)
Sandra W. Payne, Attorney-in-Fact for Nelson P. Giles

STATE OF VIRGINIA

AT LARGE, to-wit: County of Pittsylvania

The foregoing instrument was acknowledged before me on the 20th day of Dec. 2000, by SANDRA W. PAYNE, Attorney-in-Fact for NELSON P. GILES, divorced.

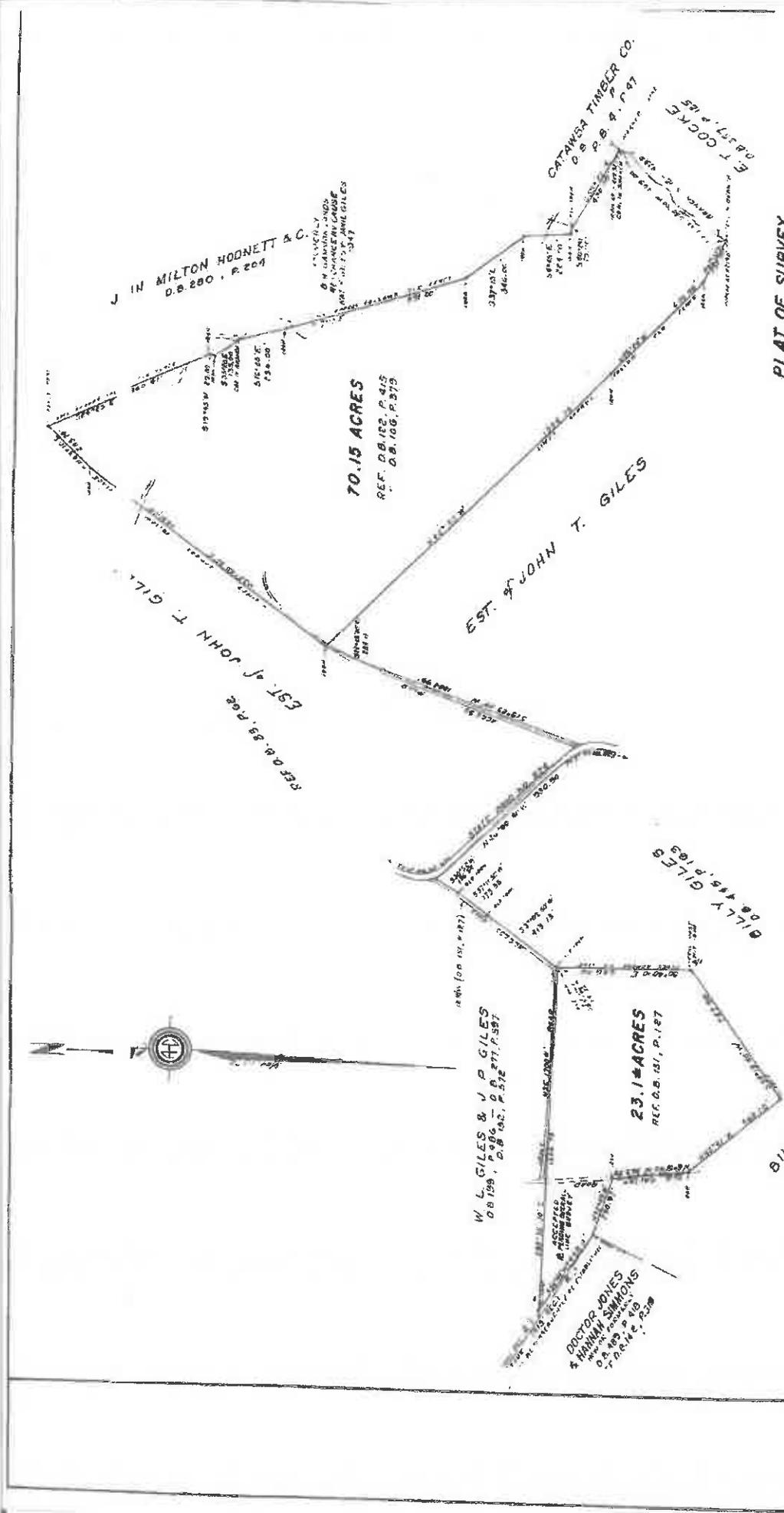
My Commission expires 11/30/02

Henry A. Dawson
Notary Public

VIRGINIA:	
Clerk	301
St. R. Tax	039
Co. R. Tax	213
Grantor Tax	038/220
VSLF	145
Transfer	212
Tech Fee	108
Total	

CLERK'S OFFICE OF THE CIRCUIT COURT OF PITTSYLVANIA COUNTY

The foregoing instrument with acknowledgement was admitted to record on Dec. 21 2000 at 12:39 P M. in D.B. 1222 Page 354 Inst. No. 00-10238
Treas: H.F. HAYMORE, JR., CLERK
By: Sandra W. Payne Deputy Cl



PLAT OF SURVEY
 LANDS OF
ESTATE OF HAROLD L. GILES
 CHATHAM DISTRICT, PITTSYLVANIA CO., VA.
 SURVEYED FOR
NELSON GILES
 SCALE 1" = 100'

THE HEREIN SHOWN PARCELS OF REAL PROPERTY LOCATED SHADY HILL IN THE WEST PART OF CHATHAM IN CHATHAM DISTRICT OF PITTSYLVANIA COUNTY, VA., ARE LANDS OF ESTATE HAROLD L. GILES



I HEREBY CERTIFY THAT THE HEREIN SHOWN PLAT HAS BEEN PREPARED FROM THE NOTES OF A CLOSED TRANSIT SURVEY, PERFORMED BY ME OR UNDER MY SUPERVISION AND THAT THE SAME IS TO THE BEST OF MY KNOWLEDGE AND BELIEF TRUE AND CORRECT.

October 23, 1972

Nelson Giles
 Nelson Giles
 CHATHAM DISTRICT, PITTSYLVANIA COUNTY, VIRGINIA
 CERT. LAND SURVEYOR No. 592
 1952

FILED IN THE PUBLIC RECORDS OF PITTSYLVANIA COUNTY, VIRGINIA
 THIS

PG 0052 JAN 27 2010
20-00378

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO: *Old Republic Title*

SiteCo, LLC
c/o Recurrent Energy Development Holdings, LLC
3000 Oak Road, Suite 300
Walnut Creek, CA 94597
Attn: Office of the General Counsel I

(Space above this line for Recorder's use only)

Consideration: \$ 100

COUNTY OF PITTSYLVANIA - Parcel Number: 2404-37-8775, 2404-46-4975, 2404-46-4488, 2404-45-2857, 2404-45-5996, and 2404-46-8363

MEMORANDUM OF
OPTION TO LAND LEASE AND DEED OF LEASE AGREEMENT

THIS MEMORANDUM OF OPTION TO LAND LEASE AND DEED OF LEASE AGREEMENT ("Memorandum") is made and entered into as of December 17, 2009, by and between Richard C. Stickel and Janet L. Stickel, a married couple (together, "Owner"), having an address at 740 Creek Bottom Road, Chatham, VA 24531, and SiteCo, LLC, a Delaware limited liability company ("Lessee"), having an address at 3000 Oak Road, Suite 300, Walnut Creek, CA 94597.

WHEREAS:

A. On the date hereof (the "Effective Date"), the Parties have entered into an Option to Land Lease and Land Lease Agreement (the "Agreement") which by its terms grants to Lessee an option to lease a portion of that certain real property which is more particularly described in Exhibit A attached to this Memorandum and incorporated by this reference (the "Property"), for the following uses: renewable energy development and related rights; transmission lines and facilities; monitoring and studying of solar radiation, solar energy and gathering of other meteorological data; access on, over, and across the Property; and to engage in certain other activities related to such uses.

B. The term of the option commences on the Effective Date and continues for a period of up to four (4) years following the Effective Date (unless earlier terminated) (the "Option Period"). If Lessee exercises the option to lease the Property under the Agreement, the lease shall automatically commence upon such exercise and shall continue for a period of up to 21.5 years from the date Lessee's facility is in operation. Lessee shall have the right to extend the term of the Agreement for four (4) additional periods of five (5) years each.

C. Owner and Lessee desire to enter into this Memorandum which is to be recorded in order that third parties may have notice of the interests of Lessee in the Property and of the existence of the option to lease and rights granted to Lessee in the Property as part of the Agreement.

NOW, THEREFORE, in consideration of the payments and covenants provided in the Agreement

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG 0.058 JAN 27 2019

to be paid and performed by Lessee, Owner hereby grants to Lessee an option to lease the Property on the terms and conditions set forth in the Agreement. Without limiting the generality of the foregoing, Owner hereby grants to Lessee the exclusive right to evaluate, develop and use solar energy found on, over, and across the Property (such energy sources herein, the "Energy Resources"), together with the exclusive right to the free and unobstructed insolation and flow of the Energy Resources over the entirety of the Property and the entirety of the vertical air space lying above the surface of the Property as set forth in the Agreement, including, without limitation, the exclusive right to: (i) evaluate, develop, use, convert, maintain and capture energy from the Energy Resources on, over, above and across the Property ("Renewable Energy"); (ii) develop the Renewable Energy; (iii) collect, store, distribute, transmit and sell the energy output from the Renewable Energy; and (iv) engage in any other uses of the Property related to the development of the Renewable Energy. All of the terms, conditions, provisions and covenants of the Agreement are hereby incorporated into this Memorandum by reference as though fully set forth herein, and the Agreement and this Memorandum shall be deemed to constitute a single instrument or document. The Agreement also contains a right of first offer to purchase the Property.

All capitalized terms used but not defined herein shall have the meanings assigned to them in the Agreement. This Memorandum is subject to all of the terms, covenants and conditions provided in the unrecorded Agreement and in no way modifies the provisions of the Agreement. Should there be any inconsistency between the terms of this Memorandum and the Agreement, the terms of the Agreement shall prevail.

This Memorandum may be executed in any number of counterparts, each of which when executed and delivered shall be an original, and each such counterpart shall, when combined with all other such counterparts, constitute one agreement binding on the parties hereto.

IN WITNESS WHEREOF, the Parties have executed this Memorandum as of the date set forth above.

[the remainder of this page has been intentionally left blank; signature pages to follow]

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG 0.054 JAN 27 20

Owner:

Richard C. Stickel
RICHARD C. STICKEL

Janet L. Stickel
JANET L. STICKEL

STATE/Commonwealth of Virginia

CITY/COUNTY OF Danville

The foregoing instrument was acknowledged before me this 5th day of December 2019, by Richard C. Stickel, on his/her own behalf.

[Notarial Seal] KATIE H. KISER
Notary Public
Commonwealth of Virginia
Reg. #7304019
My Commission Exps. 12/31/21

Katie H. Kiser
Notary Public

My commission expires: December 31, 2021
Notarial Registration Number: 7304019

STATE/Commonwealth of Virginia

CITY/COUNTY OF Danville

The foregoing instrument was acknowledged before me this 5th day of December 2019, by Janet L. Stickel, on his/her own behalf.

[Notarial Seal] KATIE H. KISER
Notary Public
Commonwealth of Virginia
Reg. #7304019
My Commission Exps. 12/31/21

Katie H. Kiser
Notary Public

My commission expires: December 31, 2021
Notarial Registration Number: 7304019

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG0055 JAN 27 2020

Lessee:

SITECO, LLC,
a Delaware limited liability company

By: [Signature]

Name: Jeffrey Kalikow

Title: Associate General Counsel

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF San Francisco

On December 17, 2019, before me, Meaghan Slack, a Notary Public, personally appeared Jeffrey Kalikow, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Meaghan Slack
SIGNATURE OF THE NOTARY PUBLIC

[SEAL]



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG0056 JAN 27 8

Exhibit A to Memorandum of Option Agreement**DESCRIPTION OF PROPERTY**

That certain real property located in Pittsylvania County, Commonwealth of Virginia identified by Assessor's Parcel Nos. 2404-37-8775, 2404-46-4975, 2404-46-4488, 2404-45-2857, 2404-45-5996, and 2404-46-8363, described as follows:

Tract 1:

First: Beginning at an iron on the northern right of way margin of State Highway No. 703 at the southernmost corner of Tract No. 5 as shown on the aforesaid map dated January 31, 1976, recorded in Map Book 21, page 73 as aforesaid, thence leaving said highway right of way N 44° 40' W 307.77 feet to an iron; thence N 43° 31' E 97.86 feet to an iron; thence N 43° 32' E 86.59 feet to an iron; thence S 47° 34' E 304.95 feet to an iron on the northern right of way margin of State Highway No. 703; thence with said highway right of way margin as it meanders, general calls and distances, as follows: S 42° 26' W 137.86 feet to an iron and S 43° 26' W 62.14 feet to the beginning.

Second: Beginning at an iron on the northern right of way margin of State Highway No. 703 at the southernmost corner of Tract No. 5 as shown on the aforesaid map dated January 31, 1975, recorded in May Book 21, Page 73 as aforesaid, thence leaving said highway right of way N 44° 40' W 307.77 feet to an iron; thence N 43° 31' E 97.86 feet E 304.95 feet to an iron on the northern right of way margin of State Highway No. 703; thence with said highway right of way margin as it meanders, general calls and distances, as follow: S 42° 26' W 137.86 feet to an iron and S 43° 26' W 62.14 feet to the beginning.

Both the aforesaid Parcels Third and Fourth, being part of Tracts No. 4 and 5 shown on the aforesaid map dated January 31, 1976, recorded in Map Book 21, Page 73 aforesaid and being part of the land described and conveyed as Parcel First in a deed to Frances H. Lacey by deed dated February 24, 1977 from David Alvin Huggett, Jr. and Susan B. Huggett, husband and wife, of record in the aforesaid Clerk's Office in Deed Book 631, page 589, and reference to said map and deed is hereby made.

Tax ID No. 2404-45-5996 and 2404-46-8363

Tract 2:**Tract 2, Parcel 1:**

BEGINNING at an iron at the southernmost corner of Tract 4A1 located N 44 deg. 40' W 307.77 feet from the northwestern right of way margin of State Highway No. 703 as shown on the hereinafter mentioned map; thence N 43 deg. 32' E 744.17 feet to an iron; thence N 11 deg. 13' W 300 feet to an iron; thence S 75 deg. 52' W 821.19 feet to an iron; thence S 13 deg. 27' W 229.48 feet to an iron, thence S 20 deg. 00' W 115.95 feet to an iron; thence S 44 deg. 40' E 527.52 feet to the beginning, being Tract 4A1 as shown on a map of lands for Col Melvin Lacey, dated February 24, 1977, from David Alvin Huggett, Jr. and Susan B. Huggett, recorded in the aforesaid Clerk's Office in Deed Book 631, Page 591, and reference to said deed and map is hereby expressly made.

PG0057 JAN 27 8

Tract 2, Parcel 2:

Beginning at an iron on the northwestern right of way margin of State Highway No. 703, corner between Tract 5A1 and 5A2 as shown on the aforesaid map dated February 12, 1977, revised April 21, 1977, thence leaving said highway and with dividing line between said Tracts 5A1 and 5A2 N 47 deg. 34' W 304.95 feet to an iron; thence N 43 deg. 32' E 100.02 feet to an iron; thence S 47 deg. 34' E 303.03 feet to an iron on the northwestern right of way margin of State Highway No. 703; thence with said right of way margin S 42 deg. 26' W 100 feet to the point of beginning, being Tract 5A2 as shown is hereby expressly made and being in fact the exact same realty conveyed to the United States of America by Trustee's deed dated April 4, 1986 and recorded in the aforesaid Clerk's Office in Deed Book 777, Page 382, on April 23, 1986.

Tax ID No. 2404-46-4488

Tract 3:

FIRST: BEGINNING at iron located at the southeasternmost corner of the tract or parcel of realty hereby conveyed, said iron also marking the northeastern-most corner of Lot 4A1 as shown on the hereinafter referred to map; thence S 75° 52' W 821.19 feet to iron, common corner of Tract 4A2, Tract 4A1 and Tract 4A3; thence N 45° 20' E 982.93 feet to iron; thence S 11° 13' E 500 feet to iron, the point and place of beginning, and being, in fact, all of Lot 4A3, containing 4.7 acres, more or less, as shown on "Map of Lands for Col. Melvin Lacey," dated February 12, 1977, as revised April 21, 1977, a copy of which said plat is recorded along with, incorporated in and made a part of this deed for a more particular description of the realty hereby conveyed.

SECOND: BEGINNING at iron marking the common corner of Tract 4A2, Tract 4A3, and Tract 4A1, as shown on the hereinafter referred to map; thence with the line of Tract 4A1 S 13° 27' W 229.48 feet to iron; thence S 66° 09' W 341.03 feet to iron, thence N 45° 20' E 513.63 feet to iron, the point and place of beginning, and being, in fact, all of Lot 4A2, containing 0.71 acre, more or less, as shown on the above referred to map, revised April 21, 1977, recorded along-with, incorporated in and made a part hereof for a more particular description of the realty hereby conveyed.

Tax ID No. 2404-46-4975

Tract 4:

Beginning at an oak on the western margin of a farm road which road is used as an access to the land herein conveyed, thence N 58° 57' W 573.60 feet to an iron; thence N 16° 15' E 230.07 feet to an iron; thence N 12° 55' E 287.92 feet to an iron; thence N 6° 58' E 400.63 feet to an iron; thence N 16° 47' W 266.92 feet to an iron; thence N 8° 48' E 610.42 feet to an iron; thence N 11° 16' W 299.06 feet to an iron at a maple; thence N 62° 36' E 334.09 feet to an iron in a fence; thence N 74° 12' E 659.68 feet to an iron; thence S 39° 57' E 288.0 feet to an iron; thence S 12° 57' E 1457.0 feet to an iron; thence S 45° 20' W 1497.10 feet to an iron; thence N 61° 07' W 25.09 feet crossing a farm road to the point of beginning, and containing 65.22 acres, more or less, as shown on a map of survey dated October 25, 1975, by E. Stokes Daniels, Jr., C.L.S., a copy of which map is to be recorded herewith, and specific reference to said map is hereby made for a further description, and being part of the land conveyed to David Alvin Huggett, Jr. and Susan B. Huggett, husband and wife, by deed from Melvin G. Lacey and Frances H. Lacey, husband and wife, dated April 13, 1973, of record in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Deed Book 572, Page 66, and reference to said deed is hereby made.

PG 0058 JAN 27 2020

Tax ID No. 2404-37-8775

Tract 5:

BEGINNING at an iron on the northwestern right of way margin of State Highway No. 703, corner with Tracts No.6 and 7, as shown on the hereinafter mentioned map, thence leaving said highway and with the dividing line between Tracts No. 6 and 7, N 44° 40' W 654.60 feet to an iron; thence N 20° 00' E 442.35 feet to an iron corner between Tracts No. 5 and 6; thence with the dividing line between Tracts No. 5 and 6, S 44° 40' E 835.29 feet to an iron on the northwestern right of way margin of State Highway No. 703; thence with said right of way margin as it meanders, general calls and distances as follows: S 43° 26' W 318.15 feet to an iron and S 46° 40'w 81.85 feet to the point of beginning, and being Tract No. 6, containing 6.85 acres, more or less, as shown on a map of property for Col. Melvin Lacey, dated January 31, 1976, a copy of which map is recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Map Book 21, Page 73, and specific reference to said map is hereby made for a further description; and being, in fact, the exact same realty conveyed Charles Humphries, Jr. by deed dated April 4, 1986, from Margaret Ann Houser, widow, recorded in Deed Book 776, Page 583.

The above property is being conveyed SUBJECT to all easements, rights of way and restrictive covenants now of record and affecting said property.

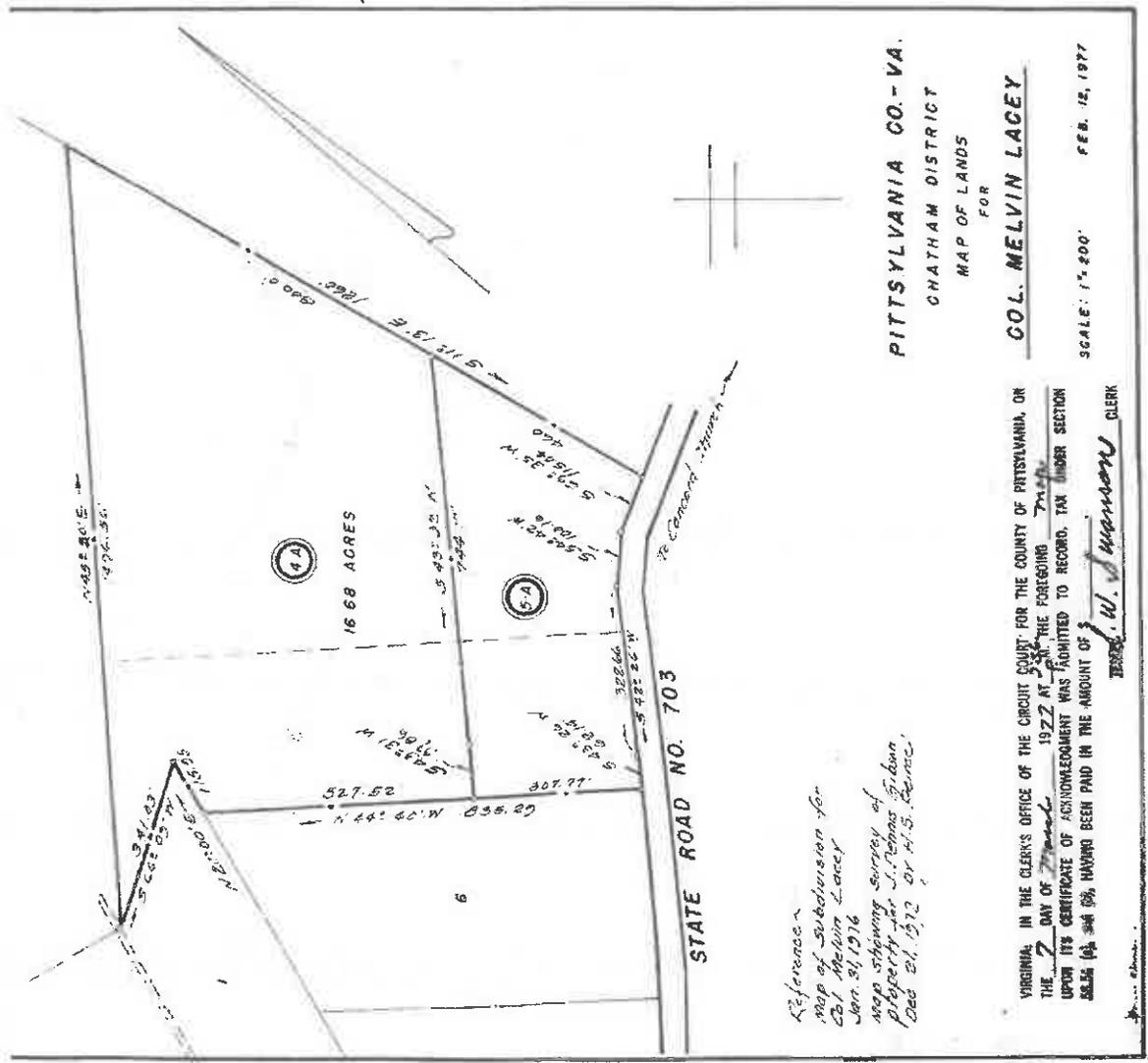
SAVE AND EXCEPT that portion of the above described property, if any, conveyed to the Commonwealth of Virginia for the improvement of State Road No, 703, by document dated April. 2, 1981, recorded in the Clerk's Office aforesaid in Deed Book 700, Page 299.

Tax ID No. 2404-45-2857

INSTRUMENT 200000378
RECORDED IN THE CLERK'S OFFICE OF
PITTSYLVANIA COUNTY CIRCUIT ON
JANUARY 27, 2020 AT 03:10 PM
MARK W. SCARCE, CLERK
RECORDED BY: JSM

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

2 352B
MB 21 P 24

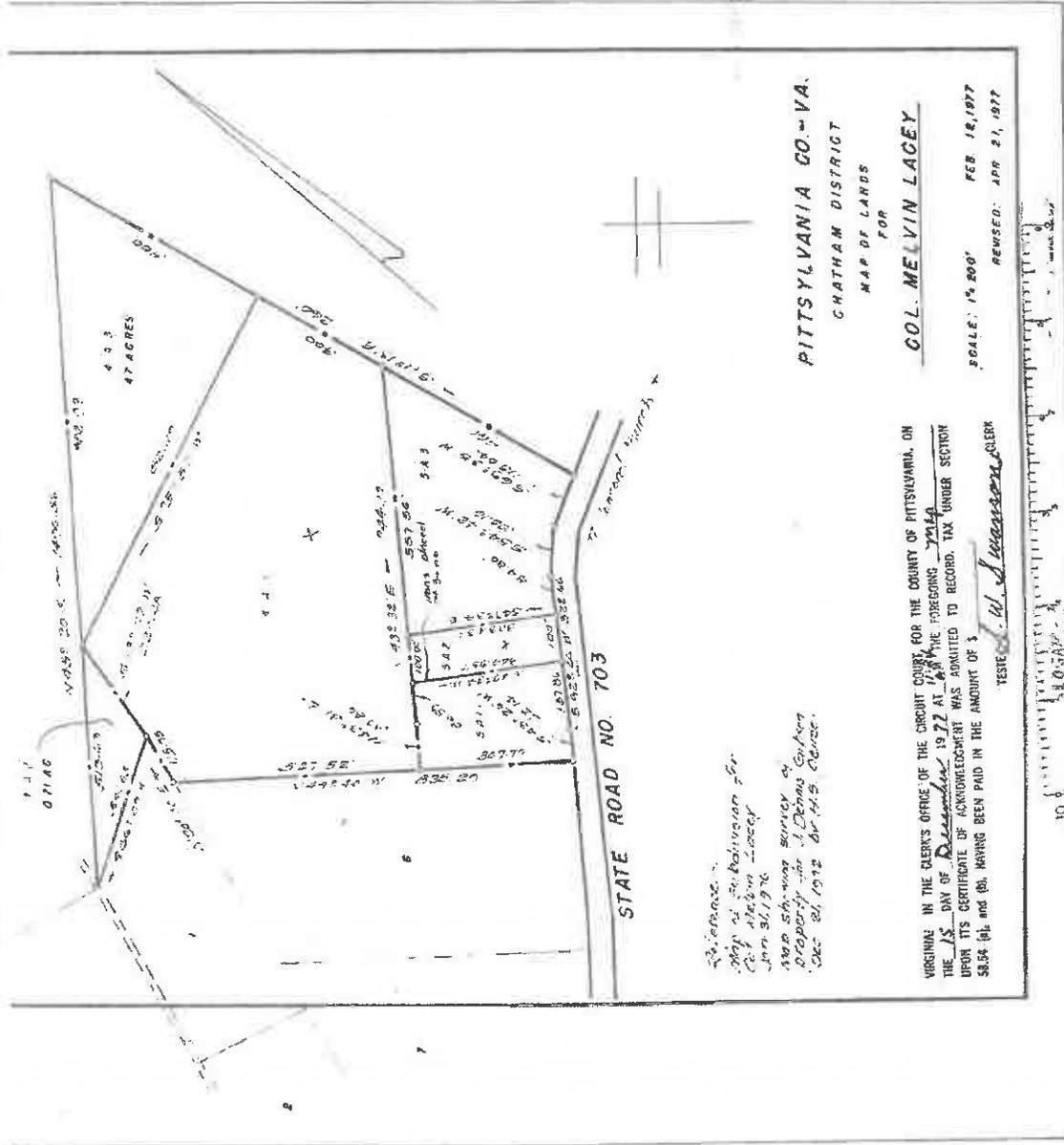


Reference
 Map of Subdivision for
 Col. Melvin Lacey
 Jan. 31, 1976
 map showing survey of
 property for J. Thomas Brown
 Dec. 21, 1972 or A.S. 1972

VIRGINIA, IN THE CLERK'S OFFICE OF THE CIRCUIT COURT FOR THE COUNTY OF PITTSYLVANIA, ON
 THE 7 DAY OF March 1977 AT _____ IN THE FOREGOING _____
 UPON ITS CERTIFICATE OF ACKNOWLEDGMENT WAS ADMITTED TO RECORD, TAX UNDER SECTION
 508 (b) (4) AND (5), HAVING BEEN PAID IN THE AMOUNT OF \$ _____
 TESTED: W. J. Hanson CLERK



MB 83 p 20



Witness:
 1999 at Subdivision for
 Col. Melvin Lacey
 Jan. 31, 1976
 1999 showing survey of
 property for J. Dennis Gubert
 Dec. 20, 1978 at 145.00 acres.

VIRGINIA IN THE CLERK'S OFFICE OF THE CIRCUIT COURT FOR THE COUNTY OF PITTSYLVANIA, ON
 THE 15 DAY OF December 1977 AT 11:00 AM THE FOREGOING YMA
 UPON ITS CERTIFICATE OF ACKNOWLEDGMENT WAS ADMITTED TO RECORD, TAX UNDER SECTION
 5824 (b) and (d), HAVING BEEN PAID IN THE AMOUNT OF \$
 TESTE: W. J. [unclear] CLERK

PG 0166 OCT 15 2
19-04974

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

SiteCo, LLC
c/o Recurrent Energy Development Holdings, LLC
3000 Oak Road, Suite 300
Walnut Creek, CA 94597
Attn: Office of the General Counsel I

(Space above this line for Recorder's use only)

Consideration: \$ 100

COUNTY OF PITTSYLVANIA - Parcel Number: 2404-71-3982, 2404-91-1949, 2404-95-0672, 2404-95-6589

MEMORANDUM OF
OPTION TO LAND LEASE AND DEED OF LEASE AGREEMENT

THIS MEMORANDUM OF OPTION TO LAND LEASE AND DEED OF LEASE AGREEMENT ("Memorandum") is made and entered into as of September 25th 2019, by and between Malinda C. Newby, a single individual ("Owner"), having an address at 165 Irish Road, Chatham, VA 24531, and SiteCo, LLC, a Delaware limited liability company ("Lessee"), having an address at 3000 Oak Road, Suite 300, Walnut Creek, CA 94597.

WHEREAS:

A. On the date hereof (the "Effective Date"), the Parties have entered into an Option to Land Lease and Land Lease Agreement (the "Agreement") which by its terms grants to Lessee an option to lease certain real property which is more particularly described in Exhibit A attached to this Memorandum and incorporated by this reference (the "Property"), for the following uses: renewable energy development and related rights; transmission lines and facilities; monitoring and studying of solar radiation, solar energy and gathering of other meteorological data; access on, over, and across the Property; and to engage in certain other activities related to such uses.

B. The term of the option commences on the Effective Date and continues for a period of up to four (4) years following the Effective Date (unless earlier terminated) (the "Option Period"). If Lessee exercises the option to lease the Property under the Agreement, the lease shall automatically commence upon such exercise and shall continue for a period of up to 21.5 years from the date Lessee's facility is in operation. Lessee shall have the right to extend the term of the Agreement for four (4) additional periods of five (5) years each.

C. Owner and Lessee desire to enter into this Memorandum which is to be recorded in order that third parties may have notice of the interests of Lessee in the Property and of the existence of the option to lease and rights granted to Lessee in the Property as part of the Agreement.

NOW, THEREFORE, in consideration of the payments and covenants provided in the Agreement to be paid and performed by Lessee, Owner hereby grants to Lessee an option to lease the Property on

Given Mailed to Ricky Mount Title

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG-0167 OCT 15 20

the terms and conditions set forth in the Agreement. Without limiting the generality of the foregoing, Owner hereby grants to Lessee the exclusive right to evaluate, develop and use solar energy found on, over, and across the Property (such energy sources herein, the "Energy Resources"), together with the exclusive right to the free and unobstructed insolation and flow of the Energy Resources over the entirety of the Property and the entirety of the vertical air space lying above the surface of the Property as set forth in the Agreement, including, without limitation, the exclusive right to: (i) evaluate, develop, use, convert, maintain and capture energy from the Energy Resources on, over, above and across the Property ("Renewable Energy"); (ii) develop the Renewable Energy; (iii) collect, store, distribute, transmit and sell the energy output from the Renewable Energy; and (iv) engage in any other uses of the Property related to the development of the Renewable Energy. All of the terms, conditions, provisions and covenants of the Agreement are hereby incorporated into this Memorandum by reference as though fully set forth herein, and the Agreement and this Memorandum shall be deemed to constitute a single instrument or document. The Agreement also contains a right of first offer to purchase the Property.

All capitalized terms used but not defined herein shall have the meanings assigned to them in the Agreement. This Memorandum is subject to all of the terms, covenants and conditions provided in the unrecorded Agreement and in no way modifies the provisions of the Agreement. Should there be any inconsistency between the terms of this Memorandum and the Agreement, the terms of the Agreement shall prevail.

This Memorandum may be executed in any number of counterparts, each of which when executed and delivered shall be an original, and each such counterpart shall, when combined with all other such counterparts, constitute one agreement binding on the parties hereto.

IN WITNESS WHEREOF, the Parties have executed this Memorandum as of the date set forth above.

[Signature Pages to Follow]

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG 0168 OCT 15 19

Owner:

Melinda C. Newby
MELINDA C. NEWBY

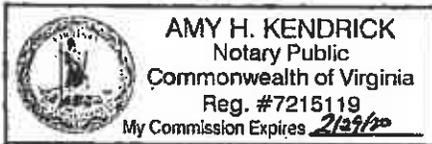
STATE/Commonwealth of Virginia
CITY/COUNTY OF Danville

The foregoing instrument was acknowledged before me this 17th day of September, 2019, by Melinda C. Newby, on his/her own behalf.

Amy H. Kendrick
Notary Public

[Notarial Seal]

My commission expires: 2/29/20
Notarial Registration Number: 721519



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG 0169 OCT 15 19

Lessee:

SITECO, LLC,
a Delaware limited liability company

By: [Signature]

Name: Jeffrey Kalikow

Title: Associate General Counsel

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF San Francisco

On September 25, 2019, before me, Meaghan Slack, a Notary Public, personally appeared Jeffrey Kalikow, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Meaghan Slack
SIGNATURE OF THE NOTARY PUBLIC

[SEAL]



Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PG 0170 OCT 15 99

Exhibit A to Memorandum of Option Agreement

DESCRIPTION OF PROPERTY

A portion of the land located in the County of Pittsylvania, State of Virginia described as follows, as depicted on the map attached as Exhibit A-1:

Tract 1:

BEGINNING at a point on the eastern margin of State Road No. 703, on the dividing line between Lots 2 and 3, as shown on the hereinafter described map; thence along the eastern margin of said State Road, N. 43° 39' E. 100 feet to a point, N. 38° 44' E. 100 feet to a point, N. 40° 22' E. 152.29 feet to a point, N. 44° 51' E. 100 feet to a point, N. 50° 47' E. 127.86 feet to a point, N. 63° 05' E. 130 feet to a point, and N. 69° 48' E. 70 feet to a point at the intersection of State Road No. 1435; thence along the western margin of State Road No. 1435, N. 67° 35' 50" E. 58.89 feet to a point and S. 25° 00' E. 1,054.45 feet to a point; thence leaving said Road, S. 61° 18' W. 462.60 feet to a point; thence S. 3° 12' E. 1,957.61 feet to a point; thence S. 40° 00' W. 653.40 feet to an old set stone; thence N. 26° 50' W. 1,334.52 feet to a point; thence N. 41° 00' W. 129.59 feet to a point; thence along the center line of a branch as it meanders, N. 4° 00' 40" W. 645.60 feet to a point; thence N. 10° 28' E. 209.81 feet to a point; thence N. 65° 00' E. 510.76 feet to a point on the dividing line between Lots 1 and 5; thence along said dividing line, N. 6° 31' W. 423.30 feet to a point; thence along the rear line of Lot No. 2, N. 38° 30' E. 150 feet to a point on the dividing line between Lots Nos. 2 and 3; thence along said dividing line, N. 34° 22' W. 316.70 feet to the point and place of beginning, and being, in fact, LOTS NOS. 3 through 17, inclusive, as shown on Plat of Subdivision for Gertrude Inman Sours Estate, dated May 30, 1984, by Wilmarth & Daniels, C.L.S., and of record in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in MB35, Page 95.

There is specifically EXCEPTED and RESERVED from the above conveyance a cemetery plot located in the southernmost part of Lot No. 13 and described as follows: BEGINNING on the eastern side of a farm road on the dividing line between Lots 13 and 14; thence along said farm road, N. 0° 02' E. 142.30 feet to a point; thence leaving said road, S. 48° 16' E. 60 feet to a point; thence S. 0° 02' W. 81.48 feet to a point; thence S. 65° 00' W. 49.44 feet to the point and place of beginning.

There is also RESERVED from the above conveyance a right of ingress and egress to and from the aforesaid described property cemetery plot along that farm road running from the cemetery plot to State Road No. 703, as shown on the aforesaid map.

There is INCLUDED as a part of the conveyance of the aforesaid described property the 1984 tobacco allotment base of 1.85 acres.

Parcel ID No. 2404-95-0672

Tract 2:

Tract C containing 17.931 acres, as shown on plat of survey made by Lawrence W. Cockram, C.L.S., dated July 24, 1997, a copy of which plat is recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia in MB 43, Page 198K, to which plat reference is hereby made for a more particular description of the realty hereby conveyed; and BEING, in fact, the exact same realty conveyed Cheryl S.

PGO 1.71 OCT 15 2

Hogg by deed of partition dated April 7, 1998 from Cheryl S. Hogg and husband, and others, recorded in said Clerk's Office in Book 1113, Page 404, to which deed further reference is hereby made. Subject, however, to all easements and rights of ways of record or in place and affecting said realty.

LESS AND EXCEPT a strip or parcel of land needed for the location and construction or other improvement of the road, so as to make a total width of right of way of 50 feet, same being measured 25 feet either side of center of road to be constructed or reconstructed, to location and stakes having been shown to and approved by the Grantors, as described in Book 1209, Page 373, Clerk's Office, Pittsylvania County, Virginia.

Parcel ID No. 2404-95-6589

Tract 3:

All of that tract of land adjoining the lands, now or formerly of Frank Adkins, George Giles, James P. Motley, W. K. Bailey and Mary Bailey on the head waters of Banister River, and lying east of the branch running through the said farm and the farm of W. R. Bailey and Mary Bailey and containing 100 acres, more or Less; and being, in fact, the exact same realty conveyed to Marvin Benjamin Perkins and Phyllis Perkins Raines, by deed dated October 28, 1985, from Annie M. Perkins, widow, of record in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Deed Book 769, page 540, and reference to said deed is hereby made. Annie M. Perkins, life tenant in the said deed, dated October 28, 1985, is now deceased.

Parcel ID No. 2404-71-3982

Tract 4:

That tract of land containing 56 acres, more or less, being about six miles south west of Chatham, Virginia, and near Concord Church, adjoining the lands of Perkins, Motley, Easley and others, and being the same land conveyed to E. Elmo Owen, by L. M. Giles, Atty. In Fact, deed dated December 10, 1955.

Parcel ID No. 2404-91-1949

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

BK 1152PG547

99-03364

PREPARED WITHOUT BENEFIT OF TITLE EXAMINATION BY:

Jesse W. Overbey, Attorney at Law YEATTS,
OVERBEY & RAMSEY
4 N. Main Street
Chatham, Virginia 24531

THIS DEED, made and entered into this 29th day of March, 1999, by and between CHERYL S. HOGG, (Grantor) party of the first part; and LARRY WAYNE NEWBY and MALINDA C. NEWBY, husband and wife, AS TENANTS BY THE ENTIRETY WITH THE RIGHT OF SURVIVORSHIP AS AT COMMON LAW, (Grantees) parties of the second part.

W I T N E S S E T H:

THAT for and in consideration of the sum of TEN DOLLARS (\$10.00), and other good and valuable consideration, cash in hand paid by the parties of the second part unto the party of the first part, the receipt and sufficiency of which is hereby acknowledged, the said party of the first part doth hereby grant, bargain, sell and convey with General Warranty of Title and with English Covenants of Title, unto the said parties of the second part, AS TENANTS BY THE ENTIRETY WITH THE RIGHT OF SURVIVORSHIP AS AT COMMON LAW, the following described tract or parcel of realty situate, lying and being in the County of Pittsylvania, State of Virginia:

Tract C containing 17.931 acres, as shown on plat of survey made by Lawrence W. Cockram, C.L.S., dated July 24, 1997, a copy of which plat is recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia in Map Book 43, at pagge 198 K, to which plat reference is hereby made for a more particular description of the realty hereby conveyed; and BEING, in fact, the exact same realty conveyed Cheryl S. Hogg by deed of partition dated April 7, 1998 from Cheryl S. Hogg and husband, and others, recorded in said Clerk's Office in Deed Book 1113, at page 404, to which deed further reference is hereby made.

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

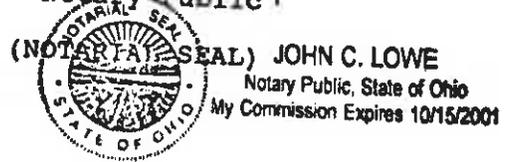
BK 1152PG548

STATE OF OHIO
CITY/COUNTY OF FRANKLIN, to-wit:

The foregoing instrument was acknowledged before me this
31ST day of MARCH, 1999, by CHERYL S. HOGG in
my jurisdiction aforesaid.

My Commission Expires: 10/15/2001

John C. Lowe
Notary Public



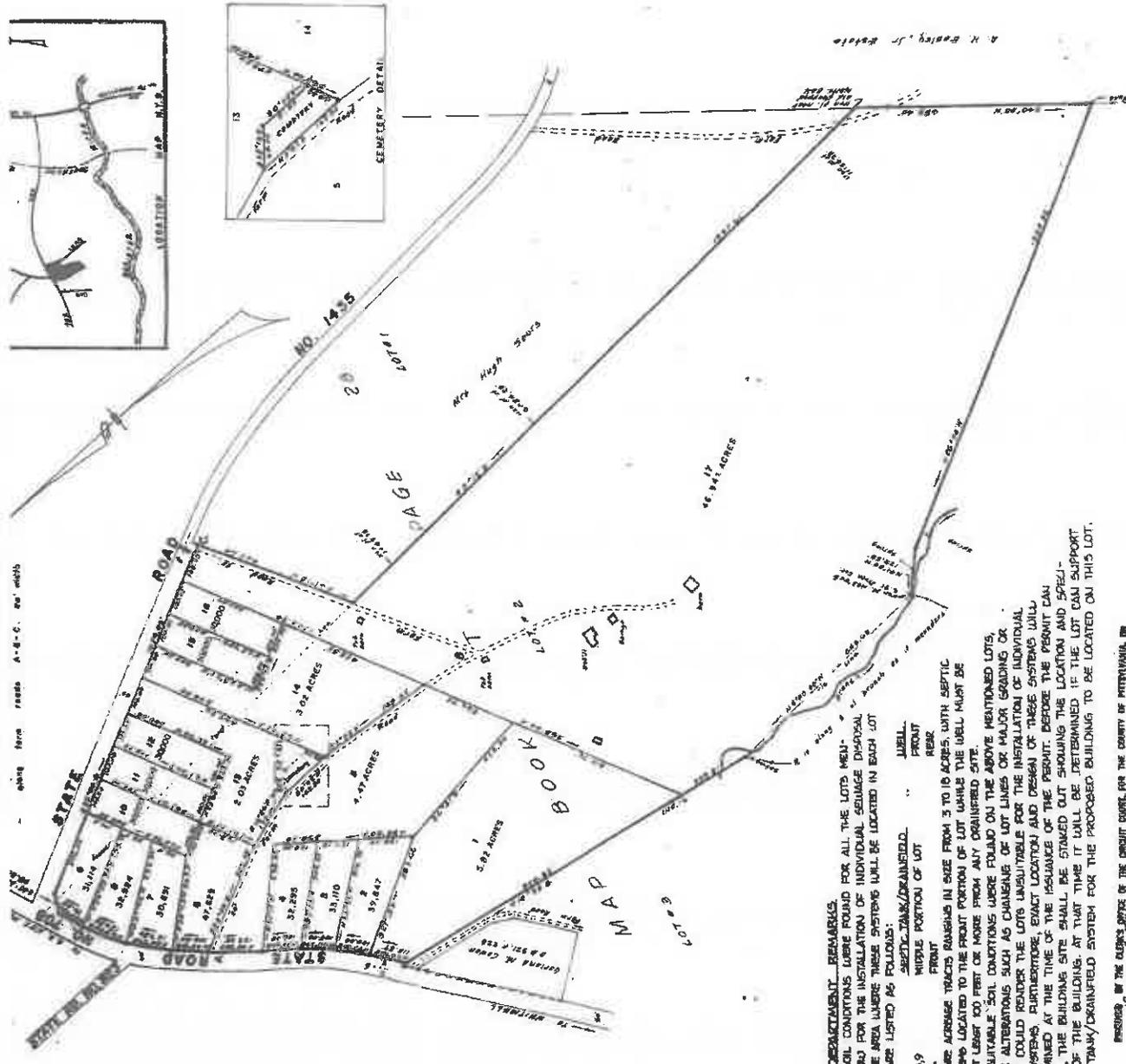
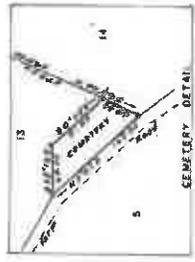
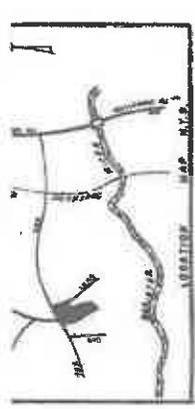
VIRGINIA:
Clerk
St. R. Tax
Co. R. Tax
Grantor Tax
VSLF
Transfer
Tech Fee
Total

CLERK'S OFFICE OF THE CIRCUIT COURT OF PITTSYLVANIA COUNTY	
301	12.00
039	55.50
213	18.50
038/220	37.00
145	51.00
212	1.00
106	3.00
Total	\$ 128.00

The foregoing instrument with acknowledgement was admitted to
record on April 6 1999 at 9:27A M. in
D.B. 1152 Page 547 Inst. No. 99-03364
Teste: H.F. HAYMORE, JR., CLERK
By: Priscilla D. Rowland Deputy Clerk

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

PLAT OF SUBDIVISION
FOR
GERTRUDE INMAN SOURS EST.
 CHATHAM DISTRICT, PITTSYLVANIA COUNTY, VIRGINIA
 SCALE 1"=200'
 TOTAL AREA 71.412 ACRES



OWNERS CERTIFICATE:

The platting of this property, as well as the streets, alleys, easements, or other property for public use as shown on this plat is with the full and free consent of the owners with the desires of the said owners.

George H. Shanks, Jr., agent for Gertrude Inman Sours Est.
 Pres. Shanks Acrylics and Realty, Danville, 804-793-1834

STATE OF VIRGINIA,
PITTSYLVANIA COUNTY, to wit:

I, *James L. Bledsoe*, a Notary Public in and for the County of Pittsylvania in the State of Virginia do hereby certify that *George H. Shanks, Jr.*, agent for *Gertrude Inman Sours Est.*, whose name is signed to this plat of *July 30, 1988*, have acknowledged the same before me in my County and State aforesaid. Given under my hand this *23* day of *Sept.*, *1988*.

My commission expires *July 1, 1988*

James L. Bledsoe
 Notary Public

SURVEYOR'S CERTIFICATE:

I certify that this plat and subdivision was made by me at the direction of the owners and that the subdivision is entirely within the boundaries of land owned by the subdividers and that the monuments shown on this plat have been correctly placed and that their location and character are correctly shown.



E. S. Johnson
 Certified Land Surveyor No. 470

APPROVING AUTHORITY
 VIRGINIA DEPT. OF HIGHWAYS

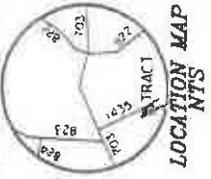
E. S. Johnson
 DANVILLE - PITTSYLVANIA COUNTY HEALTH OFFICE

PITTSYLVANIA COUNTY HEALTH OFFICE
 SOIL CONSERVATION SERVICE

WELL CREATING REMARKS:
 ALL SOIL CONDITIONS WERE FOUND FOR ALL THE LOTS MENTIONED ABOVE FOR THE INSTALLATION OF INDIVIDUAL SEWAGE DISPOSAL SYSTEMS. THE AREA WHERE THESE SYSTEMS WILL BE LOCATED IN EACH LOT IS LISTED AS FOLLOWS:

LOT NO.	ACRES	WELL LOCATION
1	5.02	FRONT
2	5.27	FRONT
3	3.02	FRONT
4	2.03	FRONT
5	3.14	FRONT
6	3.28	FRONT
7	3.02	FRONT
8	3.17	FRONT
9	3.17	FRONT
10	3.17	FRONT
11	3.17	FRONT
12	3.17	FRONT
13	3.17	FRONT
14	3.17	FRONT

THE DRAINAGE SYSTEM FOR THE COUNTY OF PITTSYLVANIA, BY THE BOARD OF ENGINEERS, HAS BEEN DETERMINED TO BE LOCATED ON THIS LOT.



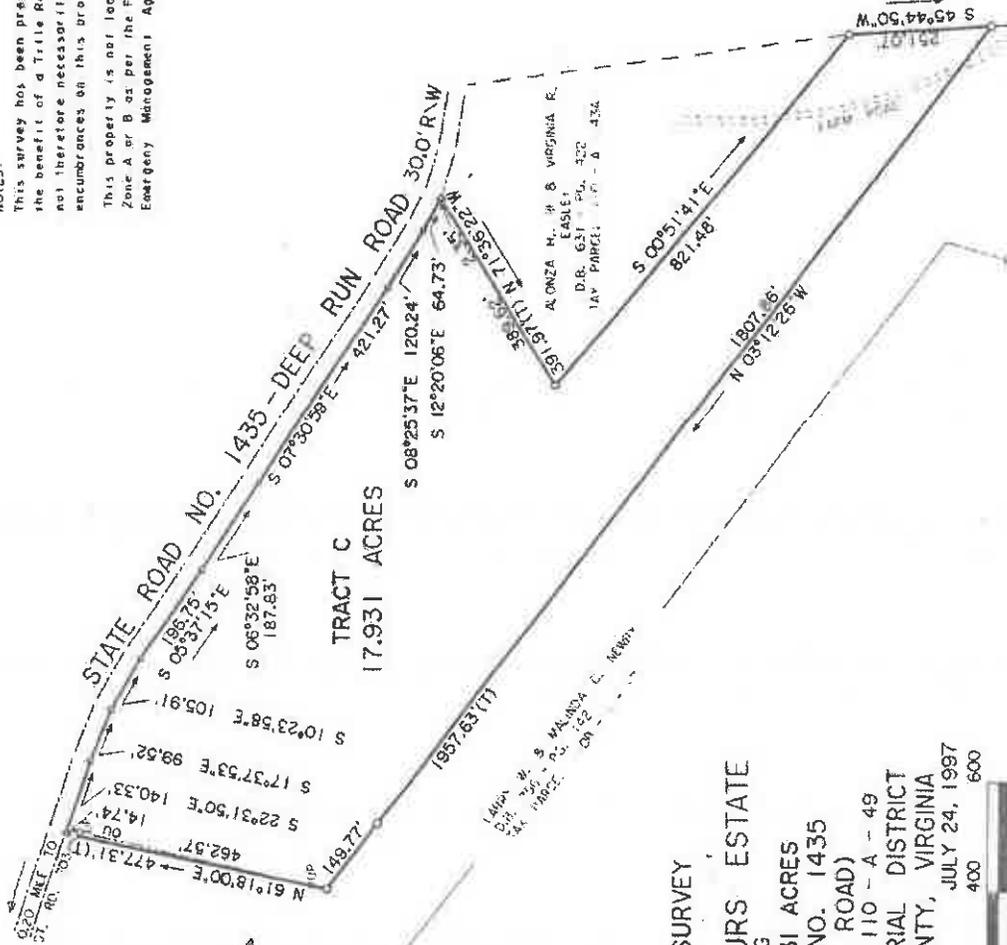
NOTES:
 This survey has been prepared without the benefit of a Title Report and does not therefore necessarily indicate all encumbrances on this property.
 This property is not located in Flood Zone A or B as per the Federal Emergency Management Agency.

- LEGEND:
 ○ EXISTING IRON PIN
 ● NEW IRON PIN
 △ COMPUTED POINT

I, hereby certify that this survey, to the best of my knowledge and belief, is correct and complies with the minimum standards established by the Virginia State Board of Architects, Professional Engineers, Land Surveyors and Certified Land Surveyors.



ALONZA H. JR & VIRGINIA R. EASLEY
 D.B. 631 PG. 432
 TAX PARCEL 110 - A - 43B



PLAT NORTH
 M.B. 35 - PG. 95

SOURCE OF TITLE:
 D.B. 571 - PG. 168
 MAP REFERENCES:
 M.B. 35 - PG. 95

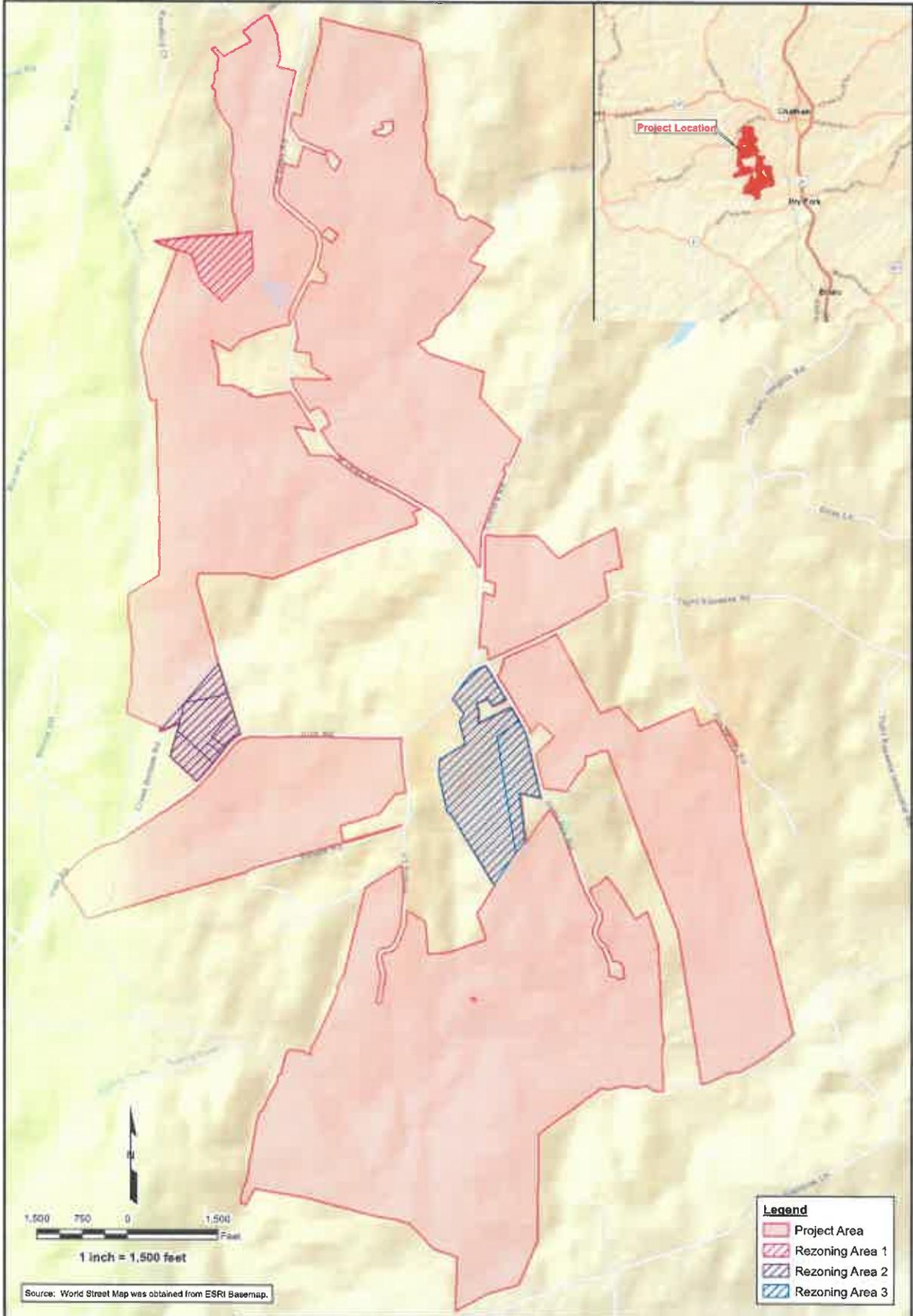
PLAT OF SURVEY
 FOR
 MYRTLE D. SOURS ESTATE
 SHOWING
 TRACT C, 17.931 ACRES
 STATE ROAD NO. 1435
 (DEEP RUN ROAD)
 BEING TAX PARCEL 110 - A - 49
 CHATHAM MAGISTERIAL DISTRICT
 PITTSYLVANIA COUNTY, VIRGINIA
 SCALE: 1" = 200'
 JULY 24, 1997

GRAPHIC SCALE - FEET

301	CLERK'S OFFICE OF THE CIRCUIT COURT OF PITTSYLVANIA COUNTY
039	St. R. Tax
213	Co. R. Tax
038/220	Granter Tax
145	USLF
212	Transfer
106	Tech Fee
5	Total

This foregoing instrument with acknowledgment was admitted to record on Jan 13 19 98 at 2:41 P.M. in PLAT 35 Page 158 Inst No 98-00347
 Yes. BY: Donald S. Sowards Deputy Clerk

Document Path: \\mccord\proj\mountainridge-dba\GIS\CAD\Recurent Energy\20202178.001A_Recurent Energy-Blue Ridge Env Services\maps\19-1211-RecurentBlueRidge-Rezoning-Location.mxd. PlotNo: 12/12/2019, 9:49:38 AM, NLawrance



Source: World Street Map was obtained from ESRI Basemap.

The information included on this graphic representation has been compiled from a variety of sources and is subject to change without notice. Knowledgeable to discrepancies or omissions, express or implied, as to accuracy, completeness, timeliness, or rights in the case of such information. This document is not intended for use as a land survey product nor is it designed or intended as a construction design document. The use or misuse of the information contained on this graphic representation is at the sole risk of the party using or relying on the information.



PROJECT NO.	20202178.001A
DRAWN:	12/11/2019
DRAWN BY:	NL
CHECKED BY:	CJK
FILE NAME:	19-1211-Recurent BlueRidge-Rezoning-Location.mxd

Location Map
Blue Ridge Solar Site Recurent Energy Pittsylvania County, Virginia

FIGURE	1
--------	----------

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY

A total of 132.56 acres, eight (8) parcels of land,)
located off State Road 824/West Giles Road, on State Road 703/)
Irish Road, and on State Road 1435/Deep Run Road)
within the Banister, Callands-Gretna, and Tunstall)
Election Districts and recorded as)
parcel #s 2405-44-6135, 2404-45-2857, 2404-45-5996, 2404-46-,)
4488, 2404-46-4975, 2404-46-8363, 2404-95-0672, 2404-95-6589)
in the Pittsylvania County tax records)

**RECOMMENDATION
(R-20-006)**

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioner, RE Blue Ridge, LLC, has filed with the Secretary to the Planning Commission a petition to rezone a total of 132.56 acres, eight (8) parcels of land, from R-1, Residential Suburban Subdivision District to A-1, Agricultural District for a solar energy facility.

WHEREAS, the petition was referred to the Planning Commission which, after due legal notice as required by Section 15.2-2204 of the Code of Virginia, as amended, did hold a public hearing on April 7, 2020; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission, after due consideration has recommended to the Pittsylvania County Board of Supervisors that the rezoning be **granted**.

NOW, THEREFORE BE IT RESOLVED that the Planning Commission recommends to the Pittsylvania County Board of Supervisors that the above-referenced parcels of land be rezoned to A-1, Agricultural District from R-1, Residential Suburban Subdivision District.

The above action was adopted on motion of Mr. Horne and upon the following recorded vote:

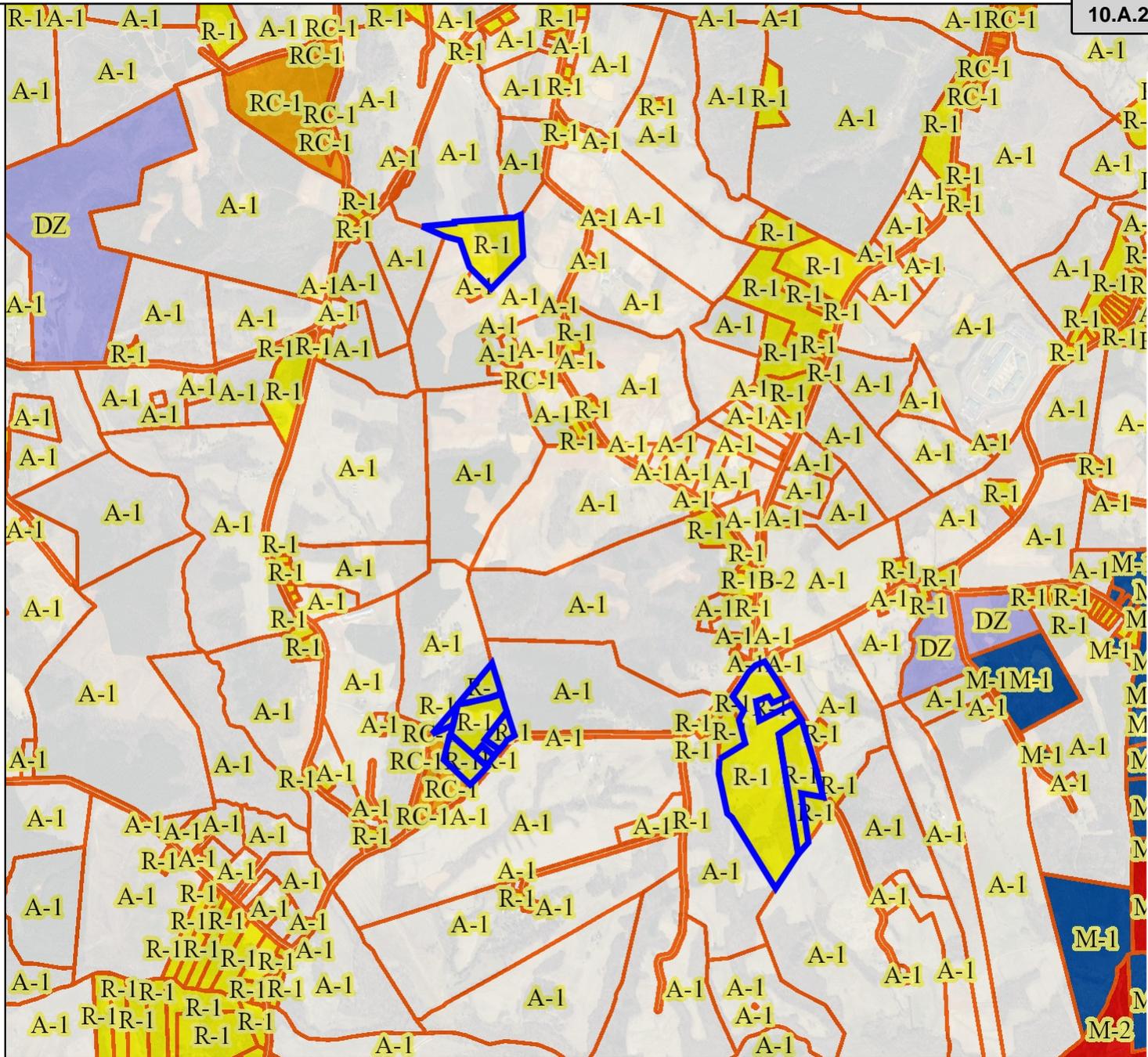
**AYES: 5
NAYS: 0
ABSENT: 3
ABSTAIN: 0**

Richard G. Motley, Chairman
Planning Commission
04-07-20
Date

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 (1999 : Rezoning Case R-20-006 RE Blue Ridge, LLC)

Legend

- ▭ Assessed Parcels
- ▭ Parcels
- Zoning**
- Unknown
- A-1 = Agricultural District
- B-1 = Business District, Limited
- B-2 = Business District, General
- C-1 = Conservation District
- DZ = Double Zoned Parcels
- M-1 = Industrial District, Light Industry
- M-2 = Industrial District, Heavy Industry
- MHP = Residential Manuf. Housing Park District
- R-1 = Residential Suburban Subdivision District
- RC-1 = Residential Combined Subdivision District
- RE = Residential Estates District
- RMF = Residential Multi-Family Subdivision District
- RPD = Residential Planned Development District
- TZ = Town Zoning
- UK = Unknown
- County Boundary



Title: RE BLUE RIDGE, LLC - CASE R-20-006

Date: 2/12/2020

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Pittsylvania County is not responsible for its accuracy or how current it may be.

Attachment: RE BLUE RIDGE, LLC - CASE R-20-006 MAP (1999 : Rezoning Case R-20-006 RE Blue Ridge,



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Rezoning Case R-20-007; Amos Wilson; Tunstall Election District; A-1, Agricultural District, to R-1, Residential Suburban Subdivision District (Contact: Supervisor Ingram)		
Staff Contact(s):	Emily Ragsdale/Karen Hayes		
Agenda Date:	April 21, 2020	Item Number:	10.A.3
Attachment(s):	WILSON - CASE R-20-007 WILSON - CASE R-20-007 MAP		
Reviewed By:	VH		

SUMMARY:

In Rezoning Case R-20-007, Amos Wilson, Petitioner, has petitioned to rezone .398 of an acre from A-1, Agricultural District, to R-1, Residential Suburban Subdivision District (*to be combined with his adjacent parcel of land zoned R-1*). The parcel is located on Locust Drive in the Tunstall Election District. Once the property is rezoned, all uses listed under Pittsylvania County § 35-222 are permitted. The Planning Commission, with no opposition, recommended granting the Petitioner's request. The County Staff Summary is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff submits this item to the Board for its review and consideration.

Case R-20-007

WILSON

CODE COMPLIANCE SUMMARY

<u>CASE</u>	<u>ZONING REQUEST</u>	<u>CYCLE</u>
R-20-007	A-1 to R-1	April 2020
<u>SUBJECT/PROPOSAL/REQUEST</u>		PLANNING COMMISSION: April 7, 2020
Amos S. Wilson is requesting to rezone the property from A-1, Agricultural District to R-1, Residential Suburban Subdivision District.		BOARD OF SUPERVISORS: April 21, 2020
DISTRICT: Tunstall		ADVERTISED: March 25 & April 1, 2020
		REVIEWED BY: EJA

BACKGROUND/DISCUSSION

Amos S. Wilson, as Contract Purchaser, petitioned the Planning Commission/Board of Supervisors on February 27, 2020, to rezone from A-1, Agricultural District to R-1, Residential Suburban Subdivision District on 0.398 acre (part of 261.10 acres), located on State Road 854/Locust Drive, in the Tunstall Election District. The parcel is shown on our records as part of GPIN # 1348-66-1799.

The petitioner would like to rezone to combine with his adjacent parcel of land zoned R-1. Mr. Wilson's driveway currently crosses the adjacent parcel of land, and this will allow him access to State Road 854/Locust Drive.

Once the property is rezoned to R-1, all uses listed under Section 35-222 are a permitted use.

DIRECTIONS

See Map Quest directions. The petitioned parcel is adjacent to 2011 Locust Drive, Cascade, VA 24069.

RELATIONSHIP TO THE SURROUNDING LAND USE AND NEIGHBORING AREAS

Adjacent to A-1, Agricultural District, R-1, Residential Suburban Subdivision District, and B-2, Business District, General, zoned properties.

ZONING OF SURROUNDING PROPERTIES

The Comprehensive Plan for the general area is A-1, Agricultural District, R-1, Residential Suburban Subdivision District, RC-1, Residential Combined Subdivision District, B-1, Business District, Limited, B-2, Business District, General, RMF, Residential Multi-Family District, MHP, Residential Manufactured Housing Park District, and M-1, Industrial District, Light Industry.

SITE DEVELOPMENT PLAN

N/A

RECOMMENDATION

Staff recommends Planning Commission review and make a recommendation to the Board of Supervisors. On April 7, 2020, the Planning Commission recommended by a 5 to 0 vote (3 members, Mr. Stowe, Mrs. Mease, and Mrs. Henderson were absent), with no opposition, that the petitioners' request be granted. During the discussion, it was stated Mr. Wilson's driveway crosses this small portion of land.



A 53 N Main St, Chatham, VA 24531
B 2011 Locust Dr, Cascade, VA 24069

39 min , 27.0 miles
 Light traffic
 Via US-29 S, US-58 W

THE PETITIONED PARCEL IS LOCATED ADJACENT TO THIS SITE ADDRESS (PLEASE REFER TO GIS MAP).

A 53 N Main St, Chatham, VA 24531

↑	1. Head southwest on US-29 BR toward Center St	1.3 mi
↑	2. Keep straight onto S Main St	0.1 mi
Ⓜ	3. Take ramp left and follow signs for US-29 South	6.3 mi
↘	4. Turn right onto R and L Smith Dr	3.7 mi
↙	5. Turn left onto VA-41 / Franklin Tpke , and then immediately turn right onto Robertson Ln	1.2 mi
↘	6. Turn right onto Golf Club Rd	0.7 mi
↘	7. Turn right onto Laniers Mill Rd	3.3 mi
↑	8. Road name changes to Moorefield Bridge Rd	3.0 mi
↘	9. Turn right onto VA-51 / Westover Dr	0.5 mi
↑	10. Keep straight onto US-58 W BR	0.9 mi
↑	11. Keep straight onto US-58 W / Martinsville Hwy Pass TEXACO in 2.6 mi	5.5 mi
↙	12. Turn left onto Cascade Rd	0.6 mi
↘	13. Turn right onto Locust Dr	525 ft
Arrive at Locust Dr		
14.	The last intersection is Cascade Rd If you reach Wilson St, you've gone too far	

B 2011 Locust Dr, Cascade, VA 24069

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

February 27, 2020

Mrs. Karen N. Hayes
Deputy Director of Community Development
P. O. Box 426
Chatham, VA 24531

Dear Mrs. Hayes:

I, Amos S. Wilson, as Contract Purchaser, would like to apply to the Planning Commission/Board of Supervisors to rezone 0.398 acre, located on State Road 854/Locust Drive, in the Tunstall Election District from A-1, Agricultural District to R-1, Residential Suburban Subdivision District. The property is shown on the records as part of GPIN # 1348-66-1799.

I would like to rezone to combine with the adjacent parcel of land zoned R-1.

Sincerely,



Amos S. Wilson

PITTSYLVANIA COUNTY
APPLICATION FOR REZONING

I, Amos S. Wilson, as Contract Purchaser of the below described property, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

1. Property Owner's Names: Amos S. Wilson
Address: 2011 Locust Drive, Cascade, VA 24069

2. Location of Property: on State Road 854/Locust Drive

Telephone: (434) 203-9113

3. Tax Map Number: Part of GPIN #1348-66-1799 (541)

4. Election District: Tunstall

Total Amount: \$ 286.80 ^{#96} ^{#286}

Taken By: K. Hayko

5. Size of Property: 0.398 Acre (Part of 261.10 Acres)

6. Existing Land Use: Vacant

Existing Zoning: A-1, Agricultural District

7. Proposed Land Use: To Combine With The Adjacent Parcel Of Land Zoned R-1

Proposed Zoning: R-1, Residential Suburban Subdivision District

8. Are conditions being proffered: Yes X No

9. Check completed items:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Letter of Application | <input type="checkbox"/> Site Development Plan or Waiver |
| <input type="checkbox"/> 11"x 17" Concept Plan | <input checked="" type="checkbox"/> Application Fee |
| <input checked="" type="checkbox"/> Plat Map | <input checked="" type="checkbox"/> Copy of Deed |
| | <input checked="" type="checkbox"/> List of Adjoining Properties |
| | <input type="checkbox"/> Copy of Deed Restrictions Or Covenants |

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Amos S. Wilson
Amos S. Wilson

OFFICE USE ONLY
Application Deadline: 02/27/20
Received By: KNH
BOS Meeting Date: 04/21/20

Application No. R-20-007
P.C. Meeting Date: 04/07/20
Date Received: 02/27/20
Action: _____

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

**VIRGINIA:
BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY**

A 0.398 acre parcel of land, (part of 261.10 acres),)
generally located on State Road 854/Locust Drive)
within the Tunstall)
Election District, and recorded as)
part of parcel #1348-66-1799)
in the Pittsylvania County tax records)

PETITION

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioner, Amos S. Wilson, respectfully files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning Ordinance and in accordance with the Code of Virginia, 1950, as amended, and would respectfully show the following:

- (1) The Petitioner is the Contract Purchaser of the above-referenced parcel of land, or is filing with the owner's consent.
- (2) The property is presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as A-1, Agricultural District.
- (3) Your petitioner now desires to have the property rezoned to R-1, Residential Suburban Subdivision District to combine with the adjacent parcel of land zoned R-1.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcel of land be rezoned as set out in Number 3.

FURTHER, your Petitioner respectfully requests that this petition be referred by the Deputy Director of Community Development to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,



Amos S. Wilson

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

OFFICE OF ZONING/CODE
COMPLIANCE
P.O. DRAWER D,
Chatham, Virginia 24531



(434)432-1771
(434)432-7919 FAX

SIGN AFFIDAVIT

Sec. 35-817. POSTING OF PROPERTY - PLANNING COMMISSION HEARING-

At least fourteen (14) days preceding the Commission's public hearing on a zoning map amendment, there shall be erected on the property proposed to be rezoned, a sign or signs provided by the Zoning Administrator indicating the date, time, and place of the public hearing. The sign shall be erected within ten (10) feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than two and one-half (2 1/2) feet above the ground. If more than one (1) such road abuts the property, then a sign shall be erected in the same manner as above for each such abutting road. If no public road abuts thereon, then signs shall be erected in the same manner as above on at least two (2) boundaries of the property abutting land not owned by the applicant.

Sec. 35-818. POSTING OF PROPERTY - BOARD OF SUPERVISORS HEARING-

When a public hearing has been scheduled before the Board of Supervisors for a Zoning Map amendment, there shall be erected, at least fourteen (14) days preceding such hearing, a sign or signs provided by the Zoning Administrator indicating the date, time and place of the public hearing. Such sign or signs shall be erected in the same manner as prescribed in Section 35-817 above.

Sec. 35-819. MAINTENANCE AND REMOVAL OF SIGNS.

Any sign erected in compliance with this section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator or an authorized agent of either, to remove or tamper with any sign furnished during the period it is required to be maintained under this Section. All signs erected under this Section shall be removed by the applicant within fourteen (14) days following the public hearing for which it was erected.

I have read and understand Sections 35-817, 35-818, and 35-819 of the Pittsylvania County Zoning Ordinance. I understand it is my responsibility to post, maintain and remove this/these sign or signs, according to Section 35-817, Section 35-818, and 35-819. If this sign is removed or destroyed, I understand it is my responsibility to obtain another sign from the Zoning office, post the property and maintain the sign(s), according to the above Sections of the Pittsylvania County Zoning Ordinance.

Should the property not be posted and the sign(s) maintained as required above, I understand the board may defer the case.

Case R-20-007 Applicant Amos J. Wilson Date 2-28-20

Bachelors Hall/Whitmell (434) 797-9550

Gretna/Hurt (434) 656-6211

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every Property adjacent to the site and directly across from any public right-of-way adjoining this site. Names and addresses are available in the County Tax Commissioners office in the Courthouse.

Tax Map Number: 1348-66-1799 (541)

<p>Name: <u>Harold D. Gibson, Sr., Revocable Trust Dated 8/19/2010, Joyce S. Gibson Revocable Trust Dated 8/19/2010, Harold D. Gibson, Sr., Trustee, Joyce S. Gibson, Trustee</u> Tax Map Number: <u>1348-79-6335 (207233)</u></p>	<p>Address: <u>1501 Stoney Creek Court Richmond, VA 23238</u></p>
<p>Name: <u>Juan Garcia</u> Tax Map Number: <u>1348-98-0363 (230084)</u></p>	<p>Address: <u>849 Long Circle Cascade, VA 24069</u></p>
<p>Name: <u>Amos S. Wilson</u> Tax Map Number: <u>1348-87-1824 (244831)</u></p>	<p>Address: <u>Same As Applicant</u></p>
<p>Name: <u>Waverly Cousins, Jr.</u> Tax Map Number: <u>1348-87-1382, 1348-86-1749 (13313)</u></p>	<p>Address: <u>1078 Locust Drive Cascade, VA 24069</u></p>
<p>Name: <u>Gary D. Smith</u> Tax Map Number: <u>1348-86-4573, 1348-86-4494 (12142)</u></p>	<p>Address: <u>865 Cascade Road Cascade, VA 24069</u></p>
<p>Name: <u>Ira M. Gardner, Jr., & Margaret S. Gardner</u> Tax Map Number: <u>1348-86-5314 (932)</u></p>	<p>Address: <u>937 Cascade Road Cascade, VA 24069</u></p>
<p>Name: <u>C & S Land Holdings, LLC</u> Tax Map Number: <u>1348-86-5224 (198996)</u></p>	<p>Address: <u>P. O. Box 938 Appomattox, VA 24522</u></p>
<p>Name: <u>Carlton W. Walton & Annie A. Walton</u> Tax Map Number: <u>1348-85-0748 (83080)</u></p>	<p>Address: <u>217 Shepherd Deering Lane Cascade, VA 24069</u></p>
<p>Name: <u>Cedric Johnneil Hairston</u> Tax Map Number: <u>1348-75-8170 (78251)</u></p>	<p>Address: <u>3725 Cascade Road Cascade, VA 24069</u></p>
<p>Name: <u>Jeffrey Stevens Hoskins</u> Tax Map Number: <u>1348-74-2535 (71494)</u></p>	<p>Address: <u>P. O. Box 11508 Danville, VA 24543</u></p>
<p>Name: <u>Donna W. Bryant</u> Tax Map Number: <u>1348-64-3523 (63402)</u></p>	<p>Address: <u>119 Charles Towne Drive Danville, VA 24541</u></p>
<p>Name: <u>River Property Management, LLC</u> Tax Map Number: <u>1348-64-0420 (240439)</u></p>	<p>Address: <u>679 Herman Farmer Road Keeling, VA 24566</u></p>

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

Wilson
Adjacent Property Owners
Page 2

Name: <u>Joseph Daniel Hiatt</u> Tax Map Number: <u>1348-54-6223 (134810)</u>	Address: <u>910 Cascade Road</u> <u>Cascade, VA 24069</u>
Name: <u>Hancock Timberland XII, Inc.</u> Tax Map Number: <u>1347-39-4010, 1348-33-3705 (237083)</u>	Address: <u>197 Clarendon Street</u> <u>Boston, MA 02116</u>
Name: <u>William A. Still, Jr.</u> Tax Map Number: <u>1348-44-6073 (21)</u>	Address: <u>736 Chesapeake Drive</u> <u>Cascade, VA 24069</u>
Name: <u>Charles J. Stone, Jr.</u> Tax Map Number: <u>1348-44-0047 (199227)</u>	Address: <u>914 Cascade Road</u> <u>Cascade, VA 24069</u>
Name: <u>Waverly Cousins</u> Tax Map Number: <u>1348-37-6054 (19671)</u>	Address: <u>c/o Carrie Lucille Eggleston</u> <u>1120 Locust Drive</u> <u>Cascade, VA 24069</u>
Name: <u>Samuel Martin Estate</u> Tax Map Number: <u>1348-47-5246 (117874)</u>	Address: <u>c/o Fleater Martin</u> <u>669 Lakewood Trail</u> <u>Martinsville, VA 24112</u>
Name: <u>Justin Alejandro Ruiz</u> Tax Map Number: <u>1348-58-1199 (245053)</u>	Address: <u>420 Lane Road</u> <u>Axton, VA 24054</u>
Name: <u>Theodore R. Peatross & Mary Y. Peatross</u> Tax Map Number: <u>1348-58-6633 (9058)</u>	Address: <u>1536 Locust Drive</u> <u>Cascade, VA 24069</u>
Name: <u>Robert Lee Hargrove & Bernice Hargrove</u> Tax Map Number: <u>1348-58-7846 (2595)</u>	Address: <u>1630 30th Street</u> <u>Baltimore, MD 21218</u>
Name: <u>Alforince Odell Martin, Garry Wayne Martin,</u> <u>Charles Reese Martin</u> Tax Map Number: <u>1348-58-6987, 1348-59-6164,</u> <u>1348-59-6230 (228267)</u>	Address: <u>1271 Lanier Road</u> <u>Martinsville, VA 24112</u>
Name: <u>Vivian V. Morrison & H. W. Taylor Morrison</u> Tax Map Number: <u>1348-59-6083 (7609)</u>	Address: <u>909 Myrtle Road</u> <u>Martinsville, VA 24112</u>
Name: <u>Lisa Ann Marley</u> Tax Map Number: <u>1348-59-6078 (171775)</u>	Address: <u>5009 Mount Tabor Road</u> <u>Keeling, VA 24566-4013</u>
Name: <u>Ann M. Deering</u> Tax Map Number: <u>1348-59-3792 (67472)</u>	Address: <u>14849 Martinsville Highway</u> <u>Cascade, VA 24069</u>

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

NOTES :

This Plat Represents A Current Survey By Terry A. Waller, L.L.S.

This Property Is Not Located Within A Special Flood Hazard Area (Zone X)

This Plat Was Prepared Without The Benefit Of A Current Title Report And Therefore May Not Represent All Incumbrances On The Property.

County Tax Map Designation = Part Of 1348-66-1789 (Acct: 541)

All Existing Interior Lot Lines, Shown Hereon As Dotted Lines, Shall Be Abandoned And Vacated Upon The Recordation Of This Plat.

The Platting Or Dedication Of The Following Described Land, Tract "A", Is With The Free Consent And In Accordance With The Undersigned Owners, Proprietors, And Trustees, If Any.

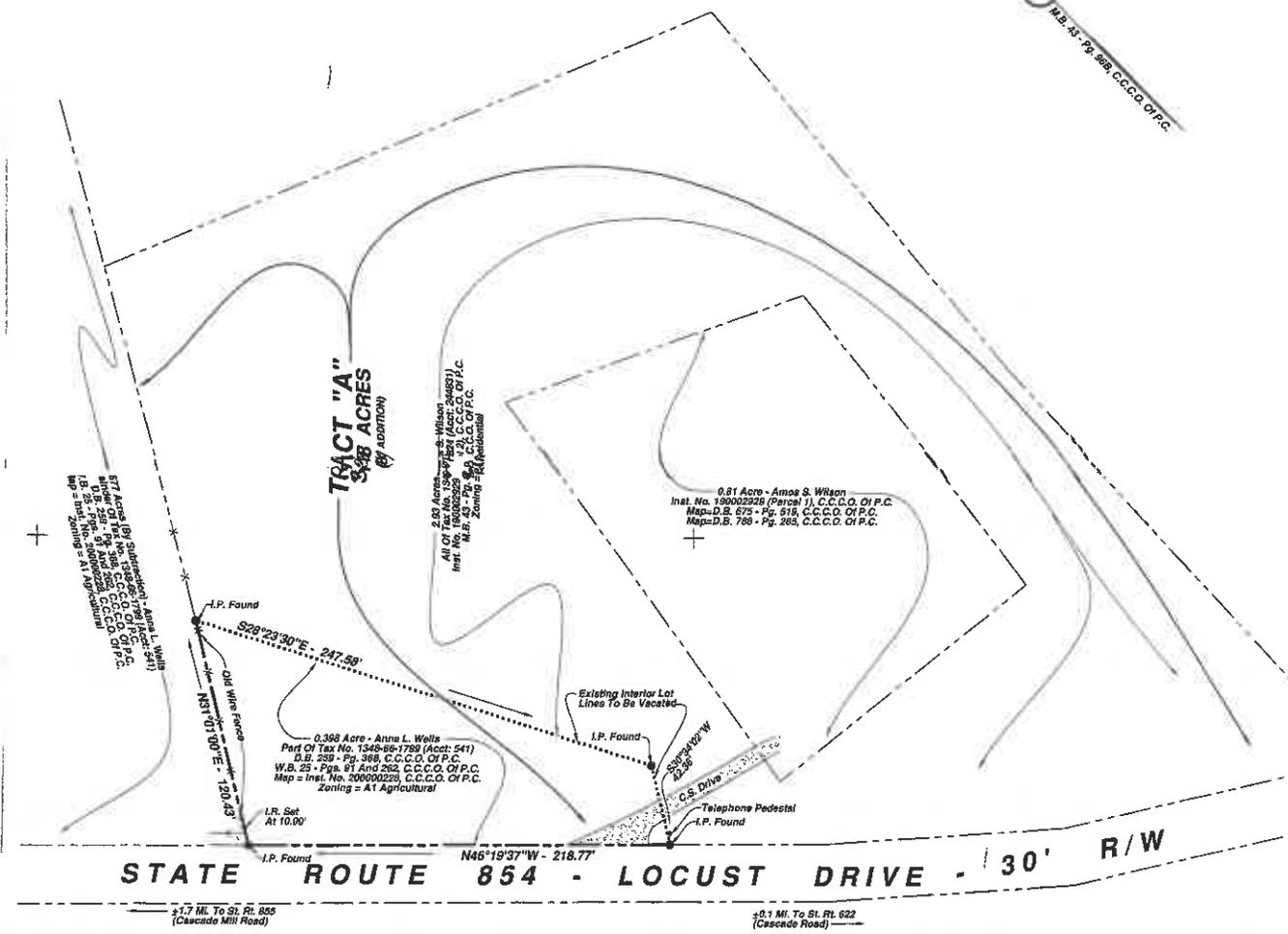
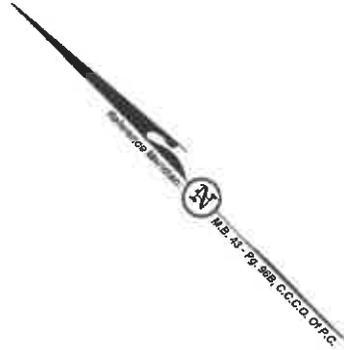
Certificate Of Acknowledgement
County Of
Commonwealth Of Virginia

The Foregoing Instrument Was Acknowledged Before Me This _____ Day Of
2018, By Anna L. Wells.

Notary Public
Notary Registration Number:
My Commission Expires:

BY:
FOR: PITTSYLVANIA COUNTY PLANNING AND ZONING
APPROVAL BLOCK

Anna L. Wells



STATE ROUTE 854 - LOCUST DRIVE - 30' R/W

±1.7 Mi. To St. Rt. 655
(Cascade Mill Road)

±0.1 Mi. To St. Rt. 622
(Cascade Road)

Plat Of Survey

AMOS S. WILSON

Showing Property Situated On The Northwest Side Of State Route 854, Tunstall District, Pittsylvania County, Virginia; Being Part Of The 294.075-Acre Tract As Shown On Plat Of "Survey For Anna L. Wells" In Instrument No. 200000228, C.C.C.O. Of P.C.; Said Parcel Is Hereby Combined With The Adjoining 2.93 Acre Tract, Tax No. 1348-87-1824, To Create Tract "A".

Legal Reference: D.B. 259 - Pg. 368, C.C.C.O. Of P.C.
W.B. 25 - Pgs. 91 And 262, C.C.C.O. Of P.C.

Scale: 1" = 40'
January 28, 2020

Prepared By
TERRY A. WALLER, L.L.S.
Licensed Land Surveyor Number 14328
PO BOX 44 Collinsville, Virginia 24076 - Phone: 1-276-647-3506



Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY

A <u>0.398 acre parcel of land</u> (part of 261.10 acres),)	
located on <u>State Road 854/Locust Drive</u>	)	RECOMMENDATION
within the <u>Tunstall</u>	)	(R-20-007)
Election District and recorded as)	
part of parcel # <u>1348-66-1799</u>)	
in the Pittsylvania County tax records)	

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioner, Amos S. Wilson, has filed with the Secretary to the Planning Commission a petition to rezone 0.398 acre, (part of 261.10 acres), from A-1, Agricultural District to R-1, Residential Suburban Subdivision District to combine with the adjacent parcel of land zoned R-1.

WHEREAS, the petition was referred to the Planning Commission which, after due legal notice as required by Section 15.2-2204 of the Code of Virginia, as amended, did hold a public hearing on April 7, 2020; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission, after due consideration has recommended to the Pittsylvania County Board of Supervisors that the rezoning be **granted**.

NOW, THEREFORE BE IT RESOLVED that the Planning Commission recommends to the Pittsylvania County Board of Supervisors that the above-referenced parcel of land be rezoned to R-1, Residential Suburban Subdivision District from A-1, Agricultural District.

The above action was adopted on motion of Mr. Haymore and upon the following recorded vote:

- AYES: 5**
- NAYS: 0**
- ABSENT: 3**
- ABSTAIN: 0**

Richard G. Motley, Chairman
Planning Commission
04-07-20
Date

Attachment: WILSON - CASE R-20-007 (2001 : Rezoning Case R-20-007 Amos Wilson)



Legend

- Assessed Parcels
- Parcel ID Number
- Parcels
- Route Numbers
- Appeals
- Rezoning
- Signs
- Special Uses
- Variations
- Zoning
- Unknown
- A-1 = Agricultural District
- B-1 = Business District, Limited
- B-2 = Business District, General
- C-1 = Conservation District
- DZ = Double Zoned Parcels
- M-1 = Industrial District, Light Industry
- M-2 = Industrial District, Heavy Industry
- MHP = Residential Manuf. Housing Park District
- R-1 = Residential Suburban Subdivision District
- RC-1 = Residential Combined Subdivision District
- RE = Residential Estates District
- RMF = Residential Multi-Family Subdivision District
- RPD = Residential Planned Development District
- TZ = Town Zoning
- UK = Unknown
- County Boundary



Title: WILSON - CASE R-20-007

Date: 2/28/2020

DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Pittsylvania County is not responsible for its accuracy or how current it may be.

Attachment: WILSON - CASE R-20-007 MAP (2001 : Rezoning Case R-20-007 Amos Wilson)



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Rezoning Case R-20-008; Ralph & Dolores Rosenbaum, Staunton River Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Supervisor Dudley)		
Staff Contact(s):	Emily Ragsdale/Karen Hayes		
Agenda Date:	April 21, 2020	Item Number:	10.A.4
Attachment(s):	ROSENBAUM - CASE R-20-008 ROSENBAUM - CASE R-20-008 MAP		
Reviewed By:	VH		

SUMMARY:

In Rezoning Case R-20-008, Ralph and Dolores Rosenbaum, Petitioners, have petitioned to rezone a total of 15.01 acres, three (3) parcels of land, from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*for agricultural uses*). The parcels are located off Telegraph Road (on Camellia Lane) in the Staunton River Election District. Once the properties are rezoned, all uses listed under Pittsylvania County § 35-178 are permitted. The Planning Commission, with no opposition, recommended granting the Petitioners' request. The County Staff Summary is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff submits this item to the Board for its review and consideration.

Case R-20-008

ROSENBAUM

CODE COMPLIANCE SUMMARY

<u>CASE</u>	<u>ZONING REQUEST</u>	<u>CYCLE</u>
R-20-008	R-1 to A-1	April 2020
<u>SUBJECT/PROPOSAL/REQUEST</u> Ralph D. Rosenbaum and Dolores M. Rosenbaum are requesting to rezone the properties from R-1, Residential Suburban Subdivision District to A-1, Agricultural District.		PLANNING COMMISSION: April 7, 2020
DISTRICT: Staunton River		BOARD OF SUPERVISORS: April 21, 2020
		ADVERTISED: March 25 & April 1, 2020
		REVIEWED BY: ESK

BACKGROUND/DISCUSSION

Ralph D. Rosenbaum and Dolores M. Rosenbaum petitioned the Planning Commission/Board of Supervisors on February 27, 2020, to rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District on a total of 15.01 acres, three (3) parcels of land, located off State Road 685/Telegraph Road (on Camellia Lane) in the Staunton River Election District. The parcels are shown on our records as GPIN #s 2555-82-3723, 2553-82-6681 and 2553-92-3506.

The petitioners would like to rezone the properties for agricultural uses. None of the lots located in the Pinecrest Subdivision have state-maintained road frontage.

Once the properties are rezoned to A-1, all uses listed under Section 35-178 are a permitted use.

DIRECTIONS

See Map Quest directions. The parcels are adjacent to 103 Camellia Lane, Hurt, VA 24563.

RELATIONSHIP TO THE SURROUNDING LAND USE AND NEIGHBORING AREAS

Adjacent to A-1, Agricultural District and R-1, Residential Suburban Subdivision District zoned properties.

ZONING OF SURROUNDING PROPERTIES

The Comprehensive Plan for the general area is A-1, Agricultural District, R-1, Residential Suburban Subdivision District, and B-2, Business District, General.

SITE DEVELOPMENT PLAN

N/A

RECOMMENDATION

Staff recommends Planning Commission review and make a recommendation to the Board of Supervisors. On April 7, 2020, the Planning Commission recommended by a 5 to 0 vote (3 members, Mr. Stowe, Mrs. Mease, and Mrs. Henderson were absent), with no opposition, that the petitioners' request be granted.

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)



A 53 N Main St, Chatham, VA 24531
B 103 Camellia Ln, Hurt, VA 24563

32 min , 21.8 miles
 Light traffic
 Via US-29 N, Telegraph Rd
 · Unpaved roads

THE PETITIONED PARCELS ARE LOCATED ADJACENT TO THIS SITE ADDRESS (PLEASE REFER TO GIS MAP FOR LOCATION OF THE 3 PARCELS).

A 53 N Main St, Chatham, VA 24531

↑	1. Head northeast on US-29 BR toward Church Ln	1.8 mi
Ⓜ ₂₉	2. Take ramp left for US-29 N	6.1 mi
|↑	3. Keep right onto US-29 N BR	1.2 mi
↑	4. Keep straight onto US-29 BR	0.6 mi
↘	5. Turn right onto VA-40 Food Lion on the corner	5.5 mi
↙	6. Turn left onto Telegraph Rd	3.9 mi
↘	7. Bear left onto Deer View Rd , and then immediately turn right onto Telegraph Rd	2.5 mi
↙	8. Turn left onto Camellia Ln • <i>Unpaved Road</i>	0.3 mi
9.	Arrive at Camellia Ln The last intersection is Telegraph Rd	

B 103 Camellia Ln, Hurt, VA 24563

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

February 27, 2020

Mrs. Karen N. Hayes
Deputy Director of Community Development
P. O. Box 426
Chatham, VA 24531

Dear Mrs. Hayes:

We, Ralph D. Rosenbaum and Dolores M. Rosenbaum, as Owners, would like to apply to the Planning Commission/Board of Supervisors to rezone a total of 15.01 acres, three (3) parcels of land, located off State Road 685/Telegraph Road (on Camellia Lane), in the Staunton River Election District from R-1, Residential Suburban Subdivision District to A-1, Agricultural District. The properties are shown on the records as GPIN #s 2555-82-3723, 2553-82-6681, and 2553-92-3506.

We would like to rezone the properties for agricultural uses.

Sincerely,


Ralph D. Rosenbaum

Ralph D. Rosenbaum

PITTSYLVANIA COUNTY
APPLICATION FOR REZONING

We, Ralph D. Rosenbaum & Dolores M. Rosenbaum, as Owners of the below described properties, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

- 1. Property Owner's Names: Ralph D. Rosenbaum & Dolores M. Rosenbaum
Address: 904 Gammon Trail, Chesapeake, VA 23322
- 2. Location of Property: off State Road 685/Telegraph Road (on Camellia Lane)
Telephone: (757) 630-4945
- 3. Tax Map Number: 2555-82-3723, 2553-82-6681, 2553-92-3506 (206722)
- 4. Election District: Staunton River Total Amount: \$ 169.50 #9169
Taken By: W. Hayes #169.5
- 5. Size of Property: **A Total of 15.01 Acres, Three (3) Parcels of Land:** 2555-82-3723 (5.00 Acres);
2553-82-6681 (5.00 Acres); 2553-92-3506 (5.01 Acres)

6. Existing Land Use: Vacant

Existing Zoning: R-1, Residential Suburban Subdivision District

7. Proposed Land Use: Agricultural Uses

Proposed Zoning: A-1, Agricultural District

8. Are conditions being proffered: Yes X No

9. Check completed items:

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Letter of Application | <input type="checkbox"/> Site Development Plan or Waiver | <input checked="" type="checkbox"/> Legal Forms |
| <input type="checkbox"/> 11"x 17" Concept Plan | <input checked="" type="checkbox"/> Application Fee | <input checked="" type="checkbox"/> List of Adjoining Properties |
| <input checked="" type="checkbox"/> Plat Map | <input checked="" type="checkbox"/> Copy of Deed | <input type="checkbox"/> Copy of Deed Restrictions
Or Covenants |

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.

Ralph D. Rosenbaum
Ralph D. Rosenbaum

TREASURER OF PITTSYLVANIA COUNTY
PAID MAR 03 2020

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

OFFICE USE ONLY
Application Deadline: 02/27/20
Received By: KNH
B.O.S. Meeting Date: 04/21/20

Application No. R-20-008
P.C. Meeting Date: 04/07/20
Date Received: 02/27/20
Action: _____

**VIRGINIA:
BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY**

A total of 15.01 acres, three (3) parcels of land,)
generally located off State Road 685/Telegraph Road (on Camellia Lane))
within the Staunton River) **PETITION**
Election District, and recorded as)
parcel #s 2555-82-3723, 2553-82-6681, 2553-92-3506)
in the Pittsylvania County tax records)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioners, Ralph D. Rosenbaum and Dolores M. Rosenbaum, respectfully file this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning Ordinance and in accordance with the Code of Virginia, 1950, as amended, and would respectfully show the following:

- (1) The Petitioners are the Owners of the above-referenced parcels of land, or are filing with the owner's consent.
- (2) The properties are presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- (3) Your petitioners now desire to have the properties rezoned to A-1, Agricultural District for agricultural uses.

WHEREFORE, your Petitioners respectfully request that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcels of land be rezoned as set out in Number 3.

FURTHER, your Petitioners respectfully request that this petition be referred by the Deputy Director of Community Development to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,


Ralph D. Rosenbaum

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

OFFICE OF ZONING/CODE
COMPLIANCE
P.O. DRAWER D,
Chatham, Virginia 24531



(434)432-1771
(434)432-7919 FAX

SIGN AFFIDAVIT

Sec. 35-817. POSTING OF PROPERTY - PLANNING COMMISSION HEARING-

At least fourteen (14) days preceding the Commission's public hearing on a zoning map amendment, there shall be erected on the property proposed to be rezoned, a sign or signs provided by the Zoning Administrator indicating the date, time, and place of the public hearing. The sign shall be erected within ten (10) feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than two and one-half (2 1/2) feet above the ground. If more than one (1) such road abuts the property, then a sign shall be erected in the same manner as above for each such abutting road. If no public road abuts thereon, then signs shall be erected in the same manner as above on at least two (2) boundaries of the property abutting land not owned by the applicant.

Sec. 35-818. POSTING OF PROPERTY - BOARD OF SUPERVISORS HEARING-

When a public hearing has been scheduled before the Board of Supervisors for a Zoning Map amendment, there shall be erected, at least fourteen (14) days preceding such hearing, a sign or signs provided by the Zoning Administrator indicating the date, time and place of the public hearing. Such sign or signs shall be erected in the same manner as prescribed in Section 35-817 above.

Sec. 35-819. MAINTENANCE AND REMOVAL OF SIGNS.

Any sign erected in compliance with this section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator or an authorized agent of either, to remove or tamper with any sign furnished during the period it is required to be maintained under this Section. All signs erected under this Section shall be removed by the applicant within fourteen (14) days following the public hearing for which it was erected.

I have read and understand Sections 35-817, 35-818, and 35-819 of the Pittsylvania County Zoning Ordinance. I understand it is my responsibility to post, maintain and remove this/these sign or signs, according to Section 35-817, Section 35-818, and 35-819. If this sign is removed or destroyed, I understand it is my responsibility to obtain another sign from the Zoning office, post the property and maintain the sign(s), according to the above Sections of the Pittsylvania County Zoning Ordinance.

Should the property not be posted and the sign(s) maintained as required above, I understand the board may defer the case.

Case R-20-008 Applicant Ralph Rasmussen Date 2-28-2020

Bachelors Hall/Whitmell (434) 797-9550

Gretna/Hurt (434) 656-6211

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every Property adjacent to the site and directly across from any public right-of-way adjoining this site. Names and addresses are available in the County Tax Commissioners office in the Courthouse.

Tax Map Number: 2553-82-3723, 2553-82-6681, 2553-92-3506 (206722)

Name: Ralph J. Hines, Jr. & Susan B. Hines
Tax Map Number: 2553-92-9500 (14091)

Address: 103 Camellia Lane
Hurt, VA 24563

Name: R. R. Duffer Irrevocable Trust, Et Als, R. R. Duffer, Trustee, Et Als, David Randolph Duffer, Trustee, Et Als
Tax Map Number: 2553-81-1133, 2553-72-8881 (231620)

Address: 107 Henry Street
P. O. Box 397
Gretna, VA 24557

Name: Douglas C. Rogers/RTOD
Tax Map Number: 2553-83-6326, 2553-83-8097,
2553-92-3931 (239905)

Address: 2500 Shula Drive
Hurt, VA 24563

Name: Paul D. Huffer & Michelle C. Huffer
Tax Map Number: 2553-93-8127 (186436)

Address: 440 Camellia Lane
Hurt, VA 24563

Name: Kimberly Wade
Tax Map Number: 2563-02-0990 (235852)

Address: 340 Camellia Lane
Hurt, VA 24563

PG 0018 OCT 23 2
14-05052

Document prepared by and for: Douglas C. Rogers
109 Juniper Cliff RD
Brookneal, VA 24528

ASSESSED 12,500 ea
PAID 20,000 ea

Tax Map No. 34 - 3 - 3 - A, & 34 - 3 - 5 - A

THIS DEED, made this 24th day of September, 2014, by and between DOUGLAS C. ROGERS, party of the first part (Grantor); and RALPH D. ROSENBAUM and DOLORES M. ROSENBAUM, husband and wife, parties of the second part (Grantees), whose address is 904 Gammon Trail, Chesapeake, VA 23322;

WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of all of which is hereby acknowledged, the party of the first part does hereby grant, bargain, sell and convey unto the said Ralph D. Rosenbaum and Dolores M. Rosenbaum, husband and wife, as tenants by entireties with right of survivorship, with General Warranty and English Covenants of Title, all of the following described real property, to-wit:

All of Lot 3A, containing 5.005 acres and Lot 5A, containing 5.000 acres, as shown on Plat of Survey for Rufus R. Duffer (One and the same person as R. Randolph Duffer) Showing Change in Lot Lines 3A, 4A, 5A and 6A. "Pinecrest Subdivision" Camellia Lane Being Tax Parcels 34 - 3 - 3, 34 - 3 - 4, 34 - 3 - 5, & 34 - 3 - 6, Staunton River Magisterial District, Pittsylvania County, Virginia, prepared October 9, 2003, by Joseph W. Jessee, Land Surveyor, recorded in the Office of the Clerk of the Circuit Court of Pittsylvania County, Virginia, in Map Book 43, page 352L.

This is part of the same realty acquired by Douglas C. Rogers by deed dated December 8, 2003, from R. Randolph Duffer and Anne Y. Duffer, husband and wife, which deed is recorded in Deed Book 1414, page 131, in the aforesaid Clerk's Office, to which plat and deed specific reference is hereby made for a more particular description of the property herein conveyed.

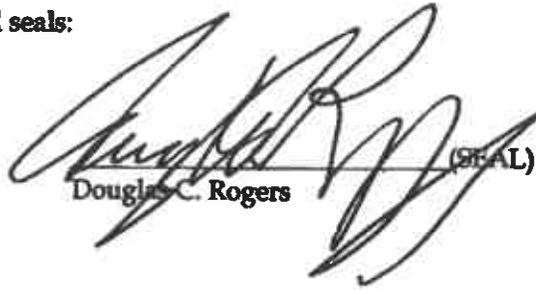
This conveyance is expressly made subject to any and all existing conditions, restrictions, easements, and rights of way which are a matter of public record and subject to any and all easements and/or rights of way which are apparent on the ground from an inspection of the land described hereinabove as shown on the aforesaid plat, and more specifically to Pinecrest Subdivision Amended Restrictions dated July 1, 2001, which are recorded in Deed Book 1242, page 098, in the aforesaid Clerk's Office.

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

Given Mailed to Ralph D. Rosenbaum

PG 0019 OCT 23 14

WITNESS the following signatures and seals:


 Douglas C. Rogers (SEAL)

STATE OF VIRGINIA
COUNTY OF CAMPBELL, TO-WIT:

The foregoing Deed was acknowledged before me by DOUGLAS C. ROGERS on this 25
Day of September, 2014.

My commission expires June 30 2018

My registration number: 7331844




 Notary Public

INSTRUMENT #140005052
 RECORDED IN THE CLERK'S OFFICE OF
 PITTSYLVANIA COUNTY ON
 OCTOBER 23, 2014 AT 11:45AM
 \$40.00 GRANTOR TAX WAS PAID AS
 REQUIRED BY SEC 58.1-802 OF THE VA. CO
 STATE: \$20.00 LOCAL: \$20.00

H. F. HAYMORE, CLERK
RECORDED BY: KKJ

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

PG0085 MAY-7th

Document prepared by and for: Douglas C. Rogers
109 Juniper Cliff RD
Brookneal, VA 24528

10-02415

Tax Map No. 34 - 3 - 4 - A

THIS DEED, made this 1st day of May, 2010, by and between DOUGLAS C. ROGERS, party of the first part (Grantor); and RALPH D. ROSENBAUM and DOLORES M. ROSENBAUM, husband and wife, parties of the second part (Grantees), whose address is 904 Gammon Trail, Chesapeake, VA 23322;

WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of all of which is hereby acknowledged, the party of the first part does hereby grant, bargain, sell and convey unto the said Ralph D. Rosenbaum and Dolores M. Rosenbaum, husband and wife, as tenants by entireties with right of survivorship, with General Warranty and English Covenants of Title, all of the following described real property, to-wit:

All of Lot 4A containing 5.003 acres, as shown on Plat of Survey for Rufus R. Duffer (One and the same person as R. Randolph Duffer) Showing Change in Lot Lines 3A, 4A, 5A and 6A, "Pinecrest Subdivision" Camellia Lane Being Tax Parcel 34 - 3 - 4 - A, Staunton River Magisterial District, Pittsylvania County, Virginia, prepared October 9, 2003, by Joseph W. Jessee, Land Surveyor, recorded in the Office of the Clerk of the Circuit Court of Pittsylvania County, Virginia, in Map Book 43, page 352L.

IT BEING part of the same property conveyed unto Douglas C. Rogers by deed dated December 8, 2003, from R. Randolph Duffer and Anne Y. Duffer, husband and wife, which deed is recorded in Deed Book 1414, page 131, in the aforesaid Clerk's Office, to which plat and deed specific reference is hereby made for a more particular description of the property herein conveyed.

This conveyance is expressly made subject to any and all existing conditions, restrictions, easements, and rights of way which are a matter of public record and subject to any and all easements and/or rights of way which are apparent on the ground from an inspection of the land described hereinabove as shown on the aforesaid plat, and more specifically to Pinecrest Subdivision Amended Restrictions dated July 1, 2001, which are recorded in Deed Book 1242, page 098, in the aforesaid Clerk's Office.

Given

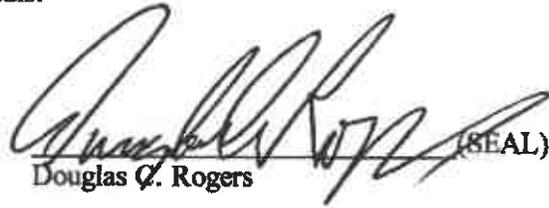
Mailed to

Ralph D. Rosenbaum

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

PG0086 MAY-7th

WITNESS the following signatures and seals:

 (SEAL)
Douglas C. Rogers

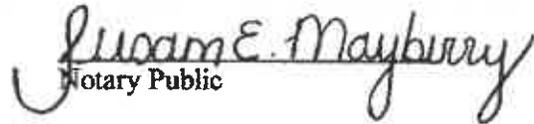
STATE OF VIRGINIA
COUNTY OF CAMPBELL, TO-WIT:

The foregoing Deed was acknowledged before me by DOUGLAS C. ROGERS on this 7th day
of May, 2010.

My commission expires: Dec. 31, 2012

My registration number: 279259




Notary Public

INSTRUMENT #100002415
RECORDED IN THE CLERK'S OFFICE OF
PITTSYLVANIA COUNTY ON
MAY 7, 2010 AT 01:25PM
\$25.00 GRANTOR TAX WAS PAID AS
REQUIRED BY SEC 58.1-802 OF THE VA. CODE
STATE: \$12.50 LOCAL: \$12.50

H. F. HAYMORE, CLERK
RECORDED BY: GBA

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY

A total of 15.01 acres, three (3) parcels of land,)	
located off State Road 685/Telegraph Road (on Camellia Lane)	)	RECOMMENDATION
within the Staunton River	)	(R-20-008)
Election District and recorded as)	
parcel #s <u>2555-82-3723, 2553-82-6681, 2553-92-3506</u>)	
in the Pittsylvania County tax records)	

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioners, Ralph D. Rosenbaum and Dolores M. Rosenbaum, have filed with the Secretary to the Planning Commission a petition to rezone a total of 15.01 acres, three (3) parcels of land, from R-1, Residential Suburban Subdivision District to A-1, Agricultural District for agricultural uses.

WHEREAS, the petition was referred to the Planning Commission which, after due legal notice as required by Section 15.2-2204 of the Code of Virginia, as amended, did hold a public hearing on April 7, 2020; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission, after due consideration has recommended to the Pittsylvania County Board of Supervisors that the rezoning be **granted**.

NOW, THEREFORE BE IT RESOLVED that the Planning Commission recommends to the Pittsylvania County Board of Supervisors that the above-referenced parcels of land be rezoned to A-1, Agricultural District from R-1, Residential Suburban Subdivision District.

The above action was adopted on motion of Mr. Harker and upon the following recorded vote:

AYES: 5
NAYS: 0
ABSENT: 3
ABSTAIN: 0

Richard G. Motley, Chairman
Planning Commission
04-07-20
Date

Attachment: ROSENBAUM - CASE R-20-008 (2003 : Rezoning Case R-20-008 Ralph & Dolores Rosenbaum)



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Rezoning Case R-20-009; Kimberly Wade; Staunton River Election District, R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (Contact: Supervisor Dudley)		
Staff Contact(s):	Emily Ragsdale/Karen Hayes		
Agenda Date:	April 21, 2020	Item Number:	10.A.5
Attachment(s):	WADE - CASE R-20-009 WADE - CASE R-20-009 MAP		
Reviewed By:	VH		

SUMMARY:

In rezoning Case R-20-009, Kimberly Wade, Petitioner, has petitioned to rezone a total of 10.09 acres, two (2) parcels of land, from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*for agricultural uses*). The parcels are located off Telegraph Road (on Camellia Lane) in the Staunton River Election District. Once the properties are rezoned, all uses listed under Pittsylvania County § 35-178 are permitted. The Planning Commission, with no opposition, recommended granting the Petitioner's request. The County Staff Summary is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff submits this item to the Board for its review and consideration.

Case R-20-009

WADE

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

CODE COMPLIANCE SUMMARY

<p><u>CASE</u> R-20-009</p>	<p><u>ZONING REQUEST</u> R-1 to A-1</p>	<p><u>CYCLE</u> April 2020</p>
<p><u>SUBJECT/PROPOSAL/REQUEST</u> Kimberly Wade is requesting to rezone the properties from R-1, Residential Suburban Subdivision District to A-1, Agricultural District. DISTRICT: Staunton River</p>		<p>PLANNING COMMISSION: April 7, 2020 BOARD OF SUPERVISORS: April 21, 2020 ADVERTISED: March 25 & April 1, 2020 REVIEWED BY: ESK</p>

BACKGROUND/DISCUSSION

Kimberly Wade petitioned the Planning Commission/Board of Supervisors on February 27, 2020, to rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District on a total of 10.09 acres, two (2) parcels of land, located off State Road 685/Telegraph Road (on Camellia Lane) in the Staunton River Election District. The parcels are shown on our records as GPIN #s 2563-02-0990 and 2563-03-3074.

The petitioner would like to rezone the properties for agricultural uses. None of the lots located in the Pinecrest Subdivision have state-maintained road frontage.

Once the properties are rezoned to A-1, all uses listed under Section 35-178 are a permitted use.

DIRECTIONS

See Map Quest directions. The parcels are located at 340 Camellia Lane, Hurt, VA 24563.

RELATIONSHIP TO THE SURROUNDING LAND USE AND NEIGHBORING AREAS

Adjacent to A-1, Agricultural District and R-1, Residential Suburban Subdivision District zoned properties.

ZONING OF SURROUNDING PROPERTIES

The Comprehensive Plan for the general area is A-1, Agricultural District, R-1, Residential Suburban Subdivision District, and B-2, Business District, General.

SITE DEVELOPMENT PLAN

N/A

RECOMMENDATION

Staff recommends Planning Commission review and make a recommendation to the Board of Supervisors. On April 7, 2020, the Planning Commission recommended by a 5 to 0 vote (3 members, Mr. Stowe, Mrs. Mease, and Mrs. Henderson were absent), with no opposition, that the petitioner's request be granted.

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

bing maps

A 53 N Main St, Chatham, VA 24531
B 340 Camellia Ln, Hurt, VA 24563

32 min , 21.8 miles
 Light traffic
 Via US-29 N, Telegraph Rd
 · Unpaved roads

ONE OF THE PETITIONED PARCELS IS LOCATED AT THIS SITE ADDRESS. THE SECOND PARCEL IS ADJACENT TO THIS PARCEL (PLEASE REFER TO THE GIS MAP).

A 53 N Main St, Chatham, VA 24531

↑	1. Head northeast on US-29 BR toward Church Ln	1.8 mi
Ⓜ	2. Take ramp left for US-29 N	6.1 mi
|↑	3. Keep right onto US-29 N BR	1.2 mi
↑	4. Keep straight onto US-29 BR	0.6 mi
↘	5. Turn right onto VA-40 Food Lion on the corner	5.5 mi
↶	6. Turn left onto Telegraph Rd	3.9 mi
↷	7. Bear left onto Deer View Rd , and then immediately turn right onto Telegraph Rd	2.5 mi
↶	8. Turn left onto Camellia Ln • Unpaved Road	0.3 mi
	9. Arrive at Camellia Ln The last intersection is Telegraph Rd	

B 340 Camellia Ln, Hurt, VA 24563

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

February 27, 2020

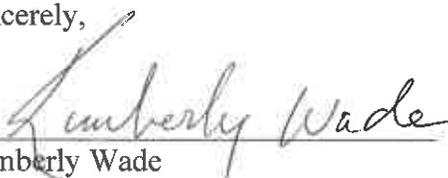
Mrs. Karen N. Hayes
Deputy Director of Community Development
P. O. Box 426
Chatham, VA 24531

Dear Mrs. Hayes:

I, Kimberly Wade, as Owner, would like to apply to the Planning Commission/Board of Supervisors to rezone a total of 10.09 acres, two (2) parcels of land, located off State Road 685/Telegraph Road (on Camellia Lane), in the Staunton River Election District from R-1, Residential Suburban Subdivision District to A-1, Agricultural District. The properties are shown on the records as GPIN #s 2563-02-0990 and 2563-03-3074.

I would like to rezone the properties for agricultural uses.

Sincerely,


Kimberly Wade

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

**VIRGINIA:
BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY**

A total of 10.09 acres, two (2) parcels of land,)
generally located off State Road 685/Telegraph Road (on Camellia Lane))
within the Staunton River) **PETITION**
Election District, and recorded as)
parcel #s 2563-02-0990, 2563-03-3074)
in the Pittsylvania County tax records)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

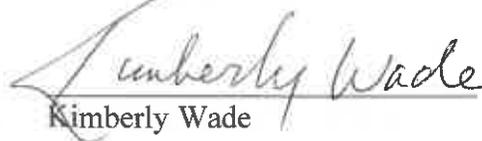
WHEREAS, your Petitioner, Kimberly Wade, respectfully files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning Ordinance and in accordance with the Code of Virginia, 1950, as amended, and would respectfully show the following:

- (1) The Petitioner is the Owner of the above-referenced parcels of land, or is filing with the owner's consent.
- (2) The properties are presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- (3) Your petitioner now desires to have the properties rezoned to A-1, Agricultural District for agricultural uses.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcels of land be rezoned as set out in Number 3.

FURTHER, your Petitioner respectfully requests that this petition be referred by the Deputy Director of Community Development to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,


Kimberly Wade

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

OFFICE OF ZONING/CODE
COMPLIANCE
P.O. DRAWER D,
Chatham, Virginia 24531



(434)432-1771
(434)432-7919 FAX

SIGN AFFIDAVIT

Sec. 35-817. POSTING OF PROPERTY - PLANNING COMMISSION HEARING-

At least fourteen (14) days preceding the Commission's public hearing on a zoning map amendment, there shall be erected on the property proposed to be rezoned, a sign or signs provided by the Zoning Administrator indicating the date, time, and place of the public hearing. The sign shall be erected within ten (10) feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than two and one-half (2 1/2) feet above the ground. If more than one (1) such road abuts the property, then a sign shall be erected in the same manner as above for each such abutting road. If no public road abuts thereon, then signs shall be erected in the same manner as above on at least two (2) boundaries of the property abutting land not owned by the applicant.

Sec. 35-818. POSTING OF PROPERTY - BOARD OF SUPERVISORS HEARING-

When a public hearing has been scheduled before the Board of Supervisors for a Zoning Map amendment, there shall be erected, at least fourteen (14) days preceding such hearing, a sign or signs provided by the Zoning Administrator indicating the date, time and place of the public hearing. Such sign or signs shall be erected in the same manner as prescribed in Section 35-817 above.

Sec. 35-819. MAINTENANCE AND REMOVAL OF SIGNS.

Any sign erected in compliance with this section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator or an authorized agent of either, to remove or tamper with any sign furnished during the period it is required to be maintained under this Section. All signs erected under this Section shall be removed by the applicant within fourteen (14) days following the public hearing for which it was erected.

I have read and understand Sections 35-817, 35-818, and 35-819 of the Pittsylvania County Zoning Ordinance. I understand it is my responsibility to post, maintain and remove this/these sign or signs, according to Section 35-817, Section 35-818, and 35-819. If this sign is removed or destroyed, I understand it is my responsibility to obtain another sign from the Zoning office, post the property and maintain the sign(s), according to the above Sections of the Pittsylvania County Zoning Ordinance.

Should the property not be posted and the sign(s) maintained as required above, I understand the board may defer the case.

Case R-20-009 Applicant Kimberly Wade Date 2-28-2020

Bachelors Hall/Whitmell (434) 797-9550

Gretna/Hurt (434) 656-6211

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every Property adjacent to the site and directly across from any public right-of-way adjoining this site. Names and addresses are available in the County Tax Commissioners office in the Courthouse.

Tax Map Number: 2563-02-0990, 2563-03-3074 (235852)

Name: James Mitchell Poteat & Suzannah Lynn Poteat
Tax Map Number: 2563-03-4970 (171239)

Address: 536 Catawba Road
Salisbury, NC 28144

Name: Robert Howard Cox
Tax Map Number: 2563-02-8885 (101005)

Address: 6937 Telegraph Road
Hurt, VA 24563

Name: Douglas C. Rogers/RTOD
Tax Map Number: 2563-02-5468 (239905)

Address: 2500 Shula Drive
Hurt, VA 24563

Name: Ralph J. Hines, Jr. & Susan B. Hines
Tax Map Number: 2553-92-9500 (14091)

Address: 103 Camellia Lane
Hurt, VA 24563

Name: Ralph D. Rosenbaum & Dolores M. Rosenbaum
Tax Map Number: 2553-92-3506 (206722)

Address: 904 Gammon Trail
Chesapeake, VA 23322

Name: David Raiké Wheeling & Darren Evans Wheeling
Tax Map Number: 2553-93-5452 (211582)

Address: 2250 Gore Drive
Haymarket, VA 20169

Name: Paul D. Huffer & Michelle C. Huffer
Tax Map Number: 2553-93-8127 (186436)

Address: 440 Camellia Lane
Hurt, VA 24563

17-01136

THIS DEED OF BARGAIN AND SALE, dated this 20th day of January, 2017, by and between **PHILIPPE E. J. FRASER**, devisee under the Last Will and Testament of **DONALD H. FRASER**, deceased, hereinafter referred to as the party of the first part, GRANTOR; **PHILIPPE E. J. FRASER** and **J. JOHNSON ELLER, JR.**, in their capacity as duly qualified Co-Executors under the Last Will and Testament of **DONALD H. FRASER**, deceased, collectively referred to herein as the parties of the second part, GRANTORS; and, **KIMBERLY WADE**, hereinafter referred to as the party of the third part, GRANTEE;

W I T N E S S E T H :

WHEREAS, by virtue of that certain Deed dated the 31st day of July, 1989 and of record in the Clerk's Office of the Circuit Court for the County of Pittsylvania County, Virginia in Deed Book 861, at Page 415, Donald H. Fraser and Simone D.

GPIN NUMBERS: 2563-02-0900 (LOT 21) & 2563-03-3074 (LOT 22)

DOCUMENT PREPARED BY:

JAMES A. DOWNEY, JR., P.C.
 A PROFESSIONAL CORPORATION
 1319 ENTERPRISE DRIVE, SUITE C
 LYNCHBURG, VIRGINIA 24502
 VIRGINIA STATE BAR NO.: 42724

PLEASE RETURN TO:

PERFORMANCE TITLE AND SETTLEMENT, INC.
 114 TRADEWYND DRIVE, SUITE #201
 LYNCHBURG, VIRGINIA 24502
 TELEPHONE: 434-363-9472
 FACSIMILE: 434-616-3492

CONSIDERATION: \$180,000.00
COMBINED TAX-ASSESSED VALUE: \$306,400.00
GRANTEE'S ADDRESS:

TITLE INSURANCE PROVIDED BY:

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

Fraser, husband and wife, as tenants by the entireties with the right of survivorship as at common law, acquired title to the property described herein below;

WHEREAS, pursuant to that certain List of Heirs of record in the aforesaid Clerk's Office in Will File Number 160000600, Simone D. Fraser departed this life on the 7th day of May, 2016, thereby vesting title in and to the property described herein in her husband, the said Donald H. Fraser, pursuant to the survivorship provisions contained in the aforesaid Deed and by operation of law;

WHEREAS, Donald H. Fraser subsequently departed this life, testate, on the 19th day of July, 2016 and, by virtue of his Last Will and Testament executed on the 11th day of May, 1998 and admitted to probate and recorded on the 3rd day of August, 2016 in the aforesaid Clerk's Office in Will File Number 160000602, devised all real property unto the herein named party of the first part, Philippe E. J. Fraser;

WHEREAS, pursuant to the terms and provisions of said Last Will and Testament of Donald H. Fraser, he granted his executor(s) absolute discretion to sell the whole or any part of any real estate owned by him at the time of his death;

WHEREAS, as evidenced by those documents of record in Will File Number 160000602 of record in the aforesaid Clerk's Office, Philippe E. J. Fraser and J. Johnson Eller, Jr. qualified as Co-Executors of the Estate of Donald H. Fraser on the 3rd day of August, 2016;

PG004 | FEB 27 2004

WHEREAS, the party of the first part and the party of the third part entered into an agreement under which the party of the first part agreed to sell and the party of the third party agreed to purchase the property described herein below;

WHEREAS, the purpose of this Deed of Bargain and Sale is to convey the property described herein below unto the party of the third part; and,

WHEREAS, the parties of the second part, as Co-Executors, have agreed to join in the execution and delivery of this Deed to convey any and all right, title and interest in and to the property described herein below unto the said party of the third part.

NOW, FURTHER WITNESSETH, that for and in consideration of Ten Dollars (\$10.00), cash in hand paid by the party of the third part to the party of the first part, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the party of the first part does hereby GRANT, BARGAIN, SELL, TRANSFER and CONVEY, with GENERAL WARRANTY and ENGLISH COVENANTS OF TITLE, unto the said party of the third part, KIMBERLY WADE, the following described real estate located in Staunton River Magisterial District, Pittsylvania County, Virginia, and being more particularly described as follows, to-wit:

All those certain lots or parcels of real estate, lying and being in Staunton River Magisterial District before and after the 1970 and 1971 redistricting, Pittsylvania County, Virginia, described as follows:

PG0042 FEB 27 5

All of **LOTS 21 and 22**, containing 5.04 acres and 5.05 acres, respectively as shown on "**MAP SHOWING PINECREST SUBDIVISION**," by John D. Jacobs, C.L.S., a copy of which map is of record in the Clerk's Office of the Circuit Court for the County of Pittsylvania, Virginia, in Map Book 20, at Page 67, and being, in fact, a portion of the realty conveyed Vista Lake Estates, a limited partnership, by Deed dated June 15, 1971, from George Burkhardt III, et al, Trustees, recorded in Deed Book 542, at Page 46, to which Map and Deed express reference is hereby made.

SUBJECT, HOWEVER, to all of the provisions, stipulations, and reservations contained in that certain Deed of Dedication and Subdivision, executed by Vista Lake Estates, a limited partnership, dated May 19, 1976, recorded in Deed Book 621, at Page 281, incorporated in and made part hereof by reference thereto.

The property hereby conveyed and the warranty and covenants of title herein contained are also made expressly **SUBJECT TO** all easements, claims of easements, servitudes, restrictions, covenants, assessments, reservations, rights-of-way, leases, agreements and conditions, whether or not appearing in the public records or created by recorded deed, plat or other instrument, or created by an order of any court of appropriate jurisdiction, or which may be apparent or disclosed by an accurate survey and / or from an inspection of the premises and are now binding thereon.

BEING the same property conveyed unto Donald H. Fraser and Simone D. Fraser, husband and wife, as tenants by the entireties with the right of survivorship as at common law, by Deed dated the 31st day of July, 1989 of record in the Clerk's Office of the Circuit Court for the County of Pittsylvania, Virginia, in Deed Book 861, at Page 415. Pursuant to that certain List of Heirs of record in the aforesaid Clerk's Office in Will File Number 160000600, Simone D. Fraser departed this life on the 7th day of May, 2016, thereby vesting title in and to the property described herein in her husband, the said Donald H. Fraser, pursuant to the survivorship provisions contained in the aforesaid Deed and by operation of law. The said Donald H. Fraser subsequently departed this life, testate, on the 19th day of July, 2016 and, by virtue of his Last Will and Testament executed on the 11th day of May, 1998 and admitted to probate and recorded on the 3rd day of August, 2016 in the aforesaid Clerk's Office in Will File

PG0043 FEB 27 5

Number 160000602, devised all real property unto the herein named party of the first part, Philippe E. J. Fraser.

ACKNOWLEDGEMENT: By virtue of the respective signature hereto, the party of the first part, Philippe E. J. Fraser, does hereby verify, certify and acknowledge, under oath, that the said Donald H. Fraser and Simone D. Fraser were continuously married and remained husband and wife until the death of the said Simone D. Fraser.

NOW, FURTHER WITNESSETH, that for and in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties of the second part do hereby GRANT, TRANSFER, RELEASE and CONVEY, with SPECIAL WARRANTY, unto the said party of the third part, KIMBERLY WADE, the above-described property.

TO HAVE AND TO HOLD, the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien equity and claim whatsoever of the parties of the second part, either in law or equity, to the only proper use, benefit and behalf of the party of the third part forever.

The parties of the second part covenant to and agree with the party of the third part, that the parties of the second part, their heirs and personal representatives, will forever warrant and defend the property conveyed unto the party of the third part, her heirs, personal representatives and assigns, against the lawful claims and demands of the parties of the second part, and all persons claiming or to claim by, through or under the parties of the second part and no others whatsoever.

230044 FEB 27 2016

NOTICE: THIS DEED WAS PREPARED WITHOUT THE BENEFIT OF A TITLE EXAMINATION AND THE DRAFTSMAN HEREOF NEITHER WARRANTS NOR CERTIFIES TITLE TO THE PROPERTY HEREIN CONTAINED. THE DRAFTSMAN HEREOF MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR LIENS, JUDGMENTS, EASEMENTS OF RECORD, ENCUMBRANCES, RESTRICTIVE COVENANTS, OWNERSHIP TITLE EVIDENCE OR ANY OTHER FACTS OR MATTERS AN ACCURATE AND CURRENT TITLE EXAMINATION MAY DISCLOSE.

WITNESS THE FOLLOWING SIGNATURE(S) AND SEAL(S):

Philippe E. J. Fraser (Seal)
PHILIPPE E. J. FRASER,
Devisee under the Last Will and Testament of Donald H. Fraser

STATE OF *Georgia*,

CITY/COUNTY OF *Japan*, to-wit:

I, *Marlayna Dillon*, a Notary Public of, in and for the State and City or County aforesaid, do hereby certify that **PHILIPPE E. J. FRASER**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within this instrument, did personally appear before me and executed and acknowledged his signature to the foregoing Deed, and further verified, acknowledged and confirmed, under oath, that he is vested with the requisite right and authority to execute this Deed and convey the aforementioned property, all this *15* day of *FEB*, 2016.

Given under my hand this *15* day of *FEB*, 2016.

My commission expires:



indef
Marlayna Dillon
Notary Public & Registration No.

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

WITNESS THE FOLLOWING SIGNATURE(S) AND SEAL(S):

Philippe E. J. Fraser (Seal)

PHILIPPE E. J. FRASER,
Co-Executor under the Last Will and Testament of Donald H. Fraser

STATE OF Cameroon,

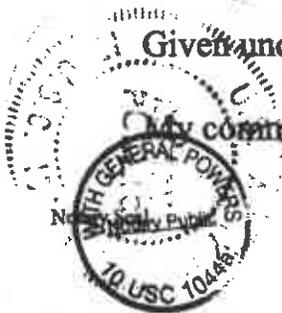
CITY/COUNTY OF Yaounde, to-wit:

I, Marlayna Dillon, a Notary Public of, in and for the State and City or County aforesaid, do hereby certify that **PHILIPPE E. J. FRASER**, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within this instrument, did personally appear before me, in his capacity as Co-Executor of under the Last Will and Testament of Donald H. Fraser, and executed and acknowledged his signature to the foregoing Deed, and further verified, acknowledged and confirmed, under oath, that he is vested with the requisite right and authority to execute this Deed and convey the aforementioned property, all this 15 day of FEB, 2017.

Given under my hand this 15 day of FEB 2017.

My commission expires:

indef
Marlayna Dillon
Notary Public & Registration Number



Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

PG0046 FEB 27 17

WITNESS THE FOLLOWING SIGNATURE(S) AND SEAL(S):

[Signature] (Seal)
J. JOHNSON ELLER, JR.,

Co-Executor under the Last Will and Testament of Donald H. Fraser

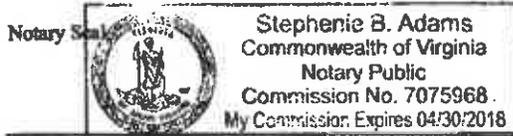
STATE OF Virginia,

CITY/COUNTY OF Campbell, to-wit:

I, Stephanie B. Adams, a Notary Public of, in and for the State and City or County aforesaid, do hereby certify that J. JOHNSON ELLER, JR., personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within this instrument, did personally appear before me, in his capacity as Co-Executor of under the Last Will and Testament of Donald H. Fraser, and executed and acknowledged his signature to the foregoing Deed, and further verified, acknowledged and confirmed, under oath, that he is vested with the requisite right and authority to execute this Deed and convey the aforementioned property, all this 20th day of February, 2017.

Given under my hand this 20th day of February 2017.

My commission expires: 4/30/2018



Stephanie B. Adams 7075968
Notary Public & Registration Number

INSTRUMENT #170001136
RECORDED IN THE CLERK'S OFFICE OF
PITTSYLVANIA COUNTY ON
FEBRUARY 27, 2017 AT 12:55PM
\$306.50 GRANTOR TAX WAS PAID AS
REQUIRED BY SEC 58.1-802 OF THE VA. COI
STATE: \$153.25 LOCAL: \$153.25

MARK W. SCARCE, CLERK
RECORDED BY: TBC

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY

A total of 10.09 acres, two (2) parcels of land,)	
located off State Road 685/Telegraph Road (on Camellia Lane)	)	RECOMMENDATION
within the Staunton River	)	(R-20-009)
Election District and recorded as)	
parcel #s 2563-02-0990 & 2563-03-3074)	
in the Pittsylvania County tax records)	

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioner, Kimberly Wade, has filed with the Secretary to the Planning Commission a petition to rezone a total of 10.09 acres, two (2) parcels of land, from R-1, Residential Suburban Subdivision District to A-1, Agricultural District for agricultural uses.

WHEREAS, the petition was referred to the Planning Commission which, after due legal notice as required by Section 15.2-2204 of the Code of Virginia, as amended, did hold a public hearing on April 7, 2020; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission, after due consideration has recommended to the Pittsylvania County Board of Supervisors that the rezoning be **granted**.

NOW, THEREFORE BE IT RESOLVED that the Planning Commission recommends to the Pittsylvania County Board of Supervisors that the above-referenced parcels of land be rezoned to A-1, Agricultural District from R-1, Residential Suburban Subdivision District.

The above action was adopted on motion of Mr. Harker and upon the following recorded vote:

- AYES: 5**
- NAYS: 0**
- ABSENT: 3**
- ABSTAIN: 0**

Richard G. Motley, Chairman
Planning Commission
04-07-20
Date

Attachment: WADE - CASE R-20-009 (2004 : Rezoning Case R-20-009 Kimberly Wade)

Legend

- ▣ Assessed Parcels
- Parcel ID Number
- Parcels
- Route Numbers
- Appeals
- Rezoning
- Signs
- Special Uses
- Variances
- Zoning**
- Unknown
- A-1 = Agricultural District
- B-1 = Business District, Limited
- B-2 = Business District, General
- C-1 = Conservation District
- DZ = Double Zoned Parcels
- M-1 = Industrial District, Light Industry
- M-2 = Industrial District, Heavy Industry
- MHP = Residential Manuf. Housing Park District
- R-1 = Residential Suburban Subdivision District
- RC-1 = Residential Combined Subdivision District
- RE = Residential Estates District
- RMF = Residential Multi-Family Subdivision District
- RPD = Residential Planned Development District
- TZ = Town Zoning
- UK = Unknown
- County Boundary

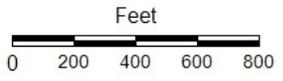


10.A.5.b

Attachment: WADE - CASE R-20-009 MAP (2004 : Rezoning Case R-20-009 Kimberly Wade)

Title: WADE - CASE R-20-009

Date: 3/3/2004



DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Pittsylvania County is not responsible for its accuracy or how current it may be.



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Rezoning Case R-20-010; Douglas Rogers; Staunton River Election District; R-1, Residential Suburban Subdivision District; to A-1, Agricultural District (Contact: Supervisor Dudley)		
Staff Contact(s):	Emily Ragsdale/Karen Hayes		
Agenda Date:	April 21, 2020	Item Number:	10.A.6
Attachment(s):	ROGERS - CASE R-20-010 ROGERS - CASE R-20-010 MAP		
Reviewed By:	VH		

SUMMARY:

In Rezoning Case R-20-010, Douglas Rogers, Petitioner, has petitioned to rezone a total of 82.96 acres, twelve (12) parcels of land, from R-1, Residential Suburban Subdivision District, to A-1, Agricultural District (*for agricultural uses*). The parcels are located off Telegraph Road (on Camellia Lane) in the Staunton River Election District. Once the properties are rezoned, all uses listed under Pittsylvania County § 35-178 are permitted. The Planning Commission, with no opposition, recommended granting the Petitioner's request. The County Staff Summary is attached.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

County Staff submits this item to the Board for its review and consideration.

Case R-20-010

ROGERS

CODE COMPLIANCE SUMMARY

<p><u>CASE</u> R-20-010</p>	<p><u>ZONING REQUEST</u> R-1 to A-1</p>	<p><u>CYCLE</u> April 2020</p>
<p><u>SUBJECT/PROPOSAL/REQUEST</u> Douglas C. Rogers/RTOD is requesting to rezone the properties from R-1, Residential Suburban Subdivision District to A-1, Agricultural District.</p> <p>DISTRICT: Staunton River</p>	<p>PLANNING COMMISSION: April 7, 2020</p> <p>BOARD OF SUPERVISORS: April 21, 2020</p> <p>ADVERTISED: March 25 & April 1, 2020</p> <p>REVIEWED BY: ESR</p>	

BACKGROUND/DISCUSSION

Douglas C. Rogers/RTOD petitioned the Planning Commission/Board of Supervisors on February 27, 2020, to rezone from R-1, Residential Suburban Subdivision District to A-1, Agricultural District on a total of 82.96 acres, twelve (12) parcels of land, located off State Road 685/Telegraph Road (on Camellia Lane) in the Staunton River Election District. The parcels are shown on our records as GPIN #s2563-02-5468, 2553-83-0443, 2553-83-6326, 2553-83-8097, 2553-92-3931, 2553-83-7845, 2553-84-1091, 2553-84-1550, 2553-84-4737, 2553-84-9590, 2553-94-3132 and 2553-93-5746.

The petitioner would like to rezone the properties for agricultural uses. None of the lots located in the Pinecrest Subdivision have state-maintained road frontage.

Once the properties are rezoned to A-1, all uses listed under Section 35-178 are a permitted use.

DIRECTIONS

See Map Quest directions. One parcel is located adjacent to 103 Camellia Lane, Hurt, VA 24563.

RELATIONSHIP TO THE SURROUNDING LAND USE AND NEIGHBORING AREAS

Adjacent to A-1, Agricultural District and R-1, Residential Suburban Subdivision District zoned properties.

ZONING OF SURROUNDING PROPERTIES

The Comprehensive Plan for the general area is A-1, Agricultural District, R-1, Residential Suburban Subdivision District, and B-2, Business District, General.

SITE DEVELOPMENT PLAN

N/A

RECOMMENDATION

Staff recommends Planning Commission review and make a recommendation to the Board of Supervisors. On April 7, 2020, the Planning Commission recommended by a 5 to 0 vote (3 members, Mr. Stowe, Mrs. Mease, and Mrs. Henderson were absent), with no opposition, that the petitioners' request be granted.

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)



A 53 N Main St, Chatham, VA 24531
B 103 Camellia Ln, Hurt, VA 24563

31 min , 21.8 miles
 Light traffic
 Via US-29 N, Telegraph Rd
 · Unpaved roads

PARCEL #1 IS LOCATED ADJACENT TO THIS SITE ADDRESS. PLEASE REFER TO GIS MAP FOR LOCATIONS OF THE REMAINING 11 PARCELS.

A 53 N Main St, Chatham, VA 24531

↑	1. Head northeast on US-29 BR toward Church Ln	1.8 mi
Ⓢ	2. Take ramp left for US-29 N	6.1 mi
|↑	3. Keep right onto US-29 N BR	1.2 mi
↑	4. Keep straight onto US-29 BR	0.6 mi
↘	5. Turn right onto VA-40 Food Lion on the corner	5.5 mi
↙	6. Turn left onto Telegraph Rd	3.9 mi
↘	7. Bear left onto Deer View Rd , and then immediately turn right onto Telegraph Rd	2.5 mi
↙	8. Turn left onto Camellia Ln • <i>Unpaved Road</i>	0.3 mi
	9. Arrive at Camellia Ln The last intersection is Telegraph Rd	

B 103 Camellia Ln, Hurt, VA 24563

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

February 27, 2020

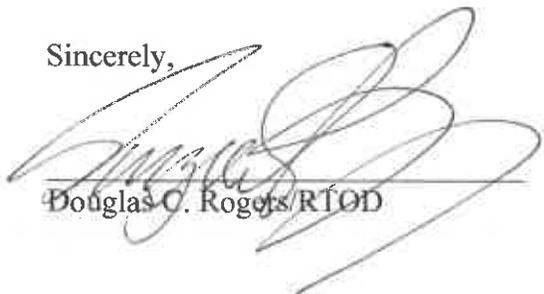
Mrs. Karen N. Hayes
Deputy Director of Community Development
P. O. Box 426
Chatham, VA 24531

Dear Mrs. Hayes:

I, Douglas C. Rogers/RTOD, as Owner, would like to apply to the Planning Commission/Board of Supervisors to rezone a total of 82.96 acres, twelve (12) parcels of land, located off State Road 685/Telegraph Road (on Camellia Lane), in the Staunton River Election District from R-1, Residential Suburban Subdivision District to A-1, Agricultural District. The properties are shown on the records as GPIN #s 2563-02-5468, 2553-83-0443, 2553-83-6326, 2553-83-8097, 2553-92-3931, 2553-83-7845, 2553-84-1091, 2553-84-1550, 2553-84-4737, 2553-84-9590, 2553-94-3132 and 2553-93-5746.

I would like to rezone the properties for agricultural uses.

Sincerely,



Douglas C. Rogers/RTOD

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

PITTSYLVANIA COUNTY
APPLICATION FOR REZONING

I, Douglas C. Rogers /RTOD, as Owner of the below described properties, hereby apply to the Pittsylvania County Board of Supervisors to amend the Pittsylvania County Zoning Maps as hereinafter described:

- 1. Property Owner's Names: Douglas C. Rogers/RTOD
Address: 2500 Shula Drive, Hurt, VA 24563
- 2. Location of Property: off State Road 685/Telegraph Road (on Camellia Lane)
Telephone: (434) 660-1341
- 3. Tax Map Number: 2563-02-5468, 2553-83-0443, 2553-83-6326, 2553-83-8097, 2553-92-3931, 2553-83-7845, 2553-84-1091, 2553-84-1550, 2553-84-4737, 2553-84-9590, 2553-94-3132, 2553-93-5746 (239905)
- 4. Election District: Staunton River Total Amount: \$ 259.85 #536
Taken By: K. Hayes #259.
- 5. Size of Property: **A Total of 82.96 Acres, Twelve (12) Parcels of Land:** 2563-02-5468 (9.83 Acres); 2553-83-0443 (10.22 Acres); 2553-83-6326 (5.01 Acres); 2553-83-8097 (5.07 Acres); 2553-92-3931 (5.26 Acres); 2553-83-7845 (5.15 Acres); 2553-84-1091 (11.14 Acres); 2555-84-1550 (10.00 Acres); 2553-84-4737 (10.03 Acres); 2553-84-9590 (5.04 Acres); 2553-94-3132 (5.02 Acres); 2553-93-5746 (5.19 Acres)

6. Existing Land Use: Vacant

Existing Zoning: R-1, Residential Suburban Subdivision District

7. Proposed Land Use: Agricultural Uses

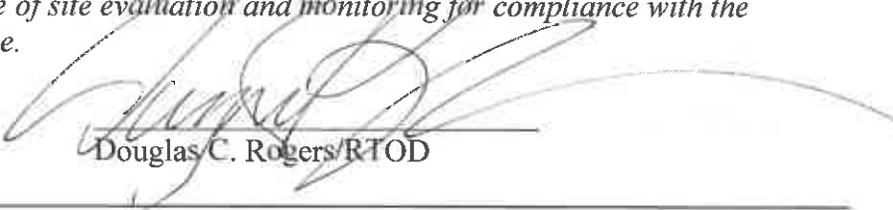
Proposed Zoning: A-1, Agricultural District

8. Are conditions being proffered: Yes X No

9. Check completed items:

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> Letter of Application | <input type="checkbox"/> Site Development Plan or Waiver | <input checked="" type="checkbox"/> Legal Forms |
| <input type="checkbox"/> 11"x 17" Concept Plan | <input checked="" type="checkbox"/> Application Fee | <input checked="" type="checkbox"/> List of Adjoining Properties |
| <input checked="" type="checkbox"/> Plat Map | <input checked="" type="checkbox"/> Copy of Deed | <input type="checkbox"/> Copy of Deed Restrictions Or Covenants |

Through application for this permit, the owner authorizes a right-of-entry to the designated personnel of Pittsylvania County for the purpose of site evaluation and monitoring for compliance with the Pittsylvania County Zoning Ordinance.


Douglas C. Rogers/RTOD

OFFICE USE ONLY
Application Deadline: 02/27/20
Received By: KNH
B.O.S. Meeting Date: 04/21/20

Application No. R-20-010
P.C. Meeting Date: 04/07/20
Date Received: 02/27/20
Action: _____

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

**VIRGINIA:
BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY**

A total of 82.96 acres, twelve (12) parcels of land,)
generally located off State Road 685/Telegraph Road (on Camellia Lane))
within the Staunton River) **PETITION**
Election District, and recorded as)
parcel #s 2563-02-5468, 2553-83-0443, 2553-83-6326, 2553-83-8097,)
2553-92-3931, 2553-83-7845, 2553-84-1091, 2553-84-1550,)
2553-84-4737, 2553-84-9590, 2553-94-3132, 2553-93-5746)
in the Pittsylvania County tax records)

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

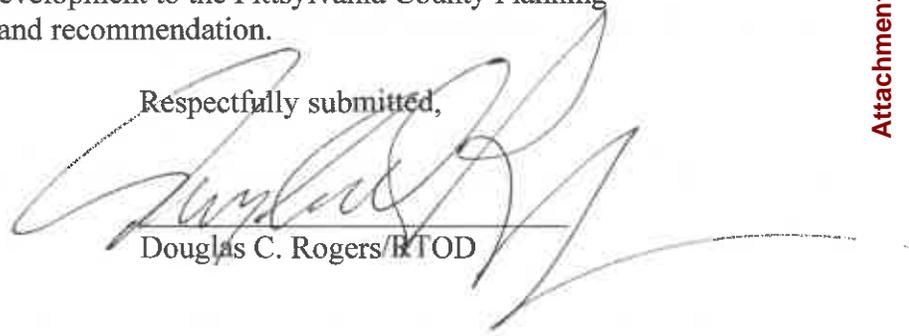
WHEREAS, your Petitioner, Douglas C. Rogers/RTOD, respectfully files this petition pursuant to Sections 35-806 and 35-807 of the Pittsylvania County Zoning Ordinance and in accordance with the Code of Virginia, 1950, as amended, and would respectfully show the following:

- (1) The Petitioner is the Owner of the above-referenced parcels of land, or is filing with the owner's consent.
- (2) The properties are presently zoned under the provisions of the Pittsylvania County Zoning Ordinance as R-1, Residential Suburban Subdivision District.
- (3) Your petitioner now desires to have the properties rezoned to A-1, Agricultural District for agricultural uses.

WHEREFORE, your Petitioner respectfully requests that the Zoning Ordinance of Pittsylvania County be amended and that the above-referenced parcels of land be rezoned as set out in Number 3.

FURTHER, your Petitioner respectfully requests that this petition be referred by the Deputy Director of Community Development to the Pittsylvania County Planning Commission for its consideration and recommendation.

Respectfully submitted,



Douglas C. Rogers/RTOD

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

OFFICE OF ZONING/CODE
COMPLIANCE
P.O. DRAWER D,
Chatham, Virginia 24531



(434)432-1771
(434)432-7919 FAX

SIGN AFFIDAVIT

Sec. 35-817. POSTING OF PROPERTY - PLANNING COMMISSION HEARING-

At least fourteen (14) days preceding the Commission's public hearing on a zoning map amendment, there shall be erected on the property proposed to be rezoned, a sign or signs provided by the Zoning Administrator indicating the date, time, and place of the public hearing. The sign shall be erected within ten (10) feet of whatever boundary line of such land abuts a public road and shall be so placed as to be clearly visible from the road with the bottom of the sign not less than two and one-half (2 1/2) feet above the ground. If more than one (1) such road abuts the property, then a sign shall be erected in the same manner as above for each such abutting road. If no public road abuts thereon, then signs shall be erected in the same manner as above on at least two (2) boundaries of the property abutting land not owned by the applicant.

Sec. 35-818. POSTING OF PROPERTY - BOARD OF SUPERVISORS HEARING-

When a public hearing has been scheduled before the Board of Supervisors for a Zoning Map amendment, there shall be erected, at least fourteen (14) days preceding such hearing, a sign or signs provided by the Zoning Administrator indicating the date, time and place of the public hearing. Such sign or signs shall be erected in the same manner as prescribed in Section 35-817 above.

Sec. 35-819. MAINTENANCE AND REMOVAL OF SIGNS.

Any sign erected in compliance with this section shall be maintained at all times by the applicant up to the time of the hearing. It shall be unlawful for any person, except the applicant or the Zoning Administrator or an authorized agent of either, to remove or tamper with any sign furnished during the period it is required to be maintained under this Section. All signs erected under this Section shall be removed by the applicant within fourteen (14) days following the public hearing for which it was erected.

I have read and understand Sections 35-817, 35-818, and 35-819 of the Pittsylvania County Zoning Ordinance. I understand it is my responsibility to post, maintain and remove this/these sign or signs, according to Section 35-817, Section 35-818, and 35-819. If this sign is removed or destroyed, I understand it is my responsibility to obtain another sign from the Zoning office, post the property and maintain the sign(s), according to the above Sections of the Pittsylvania County Zoning Ordinance.

Should the property not be posted and the sign(s) maintained as required above, I understand the board may defer the case.

Case R-20-010 Applicant [Signature] Date 2/28/2020

Bachelors Hall/Whitmell (434) 797-9550

Gretna/Hurt (434) 656-6211

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every Property adjacent to the site and directly across from any public right-of-way adjoining this site. Names and addresses are available in the County Tax Commissioners office in the Courthouse.

Tax Map Number: 2563-02-5468, 2553-83-0443, 2553-83-6326, 2553-83-8097, 2553-92-3931, 2553-83-7845, 2553-84-1091, 2553-84-1550, 2553-84-4737, 2553-84-9590, 2553-94-3132, 2553-93-5746 (239905)

Name: <u>Vista Lake Estates</u> Tax Map Number: <u>2563-02-9352 (14086)</u>	Address: <u>c/o Raymond K. Poole</u> <u>9311 Convento Terrace</u> <u>Fairfax, VA 22031</u>
Name: <u>Charles M. Butcher, Jr., & Cynthia Pierce Butcher</u> Tax Map Number: <u>2563-02-3192 (163334)</u>	Address: <u>6661 Telegraph Road</u> <u>Hurt, VA 24563</u>
Name: <u>Ralph J. Hines, Jr., & Susan B. Hines</u> Tax Map Number: <u>2553-92-9500 (14091)</u>	Address: <u>103 Camellia Lane</u> <u>Hurt, VA 24563</u>
Name: <u>R. R. Duffer Irrevocable Trust, Et Als, R. R. Duffer, Trustee, Et Als, David Randolph Duffer, Trustee, Et Als</u> Tax Map Number: <u>2553-81-1133, 2553-72-8881 (231620)</u>	Address: <u>107 Henry Street</u> <u>P. O. Box 397</u> <u>Gretna, VA 24557</u>
Name: <u>William Richard Dove Estate</u> Tax Map Number: <u>2553-64-5083 (21024)</u>	Address: <u>c/o Dorothy Hendricks</u> <u>3804 South Jacobs Memorial Dr</u> <u>Hurt, VA 24563</u>
Name: <u>Nichole Bourasseau Vergnol</u> Tax Map Number: <u>2553-93-1502 (14092)</u>	Address: <u>19 Troisieme Avenue</u> <u>France</u> <u>La Tranche Sur Mer 85360</u>
Name: <u>Ralph D. Rosenbaum & Dolores M. Rosenbaum</u> Tax Map Number: <u>2553-82-3723, 2553-82-6681, 2553-92-3506 (206722)</u>	Address: <u>904 Gammon Trail</u> <u>Chesapeake, VA 23322</u>
Name: <u>Alvin Eugene Hendricks</u> Tax Map Number: <u>2553-65-7671 (123167)</u>	Address: <u>4776 Scott Jacobs Memorial Dri</u> <u>Hurt, VA 24563</u>
Name: <u>Amy Ketchum</u> Tax Map Number: <u>2553-85-6750 (139426)</u>	Address: <u>450 Laurel Lane</u> <u>Hurt, VA 24563</u>
Name: <u>Vista Lakes Limited Partnership</u> Tax Map Number: <u>2563-05-1144 (187680)</u>	Address: <u>P. O. Box 544</u> <u>Occoquan, VA 22125</u>
Name: <u>James Mitchell Poteat & Suzannah Lynn Poteat</u> Tax Map Number: <u>2563-03-4970 (171239)</u>	Address: <u>536 Catawba Road</u> <u>Salisbury, NC 28144</u>

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

Rogers
Adjacent Property Owners
Page 2

Name: David Raike Wheeling & Darren Evans Wheeling
Tax Map Number: 2553-93-5452 (211582)

Address: 2250 Gore Drive
Haymarket, VA 20169

Name: Paul D. Huffer & Michelle C. Huffer
Tax Map Number: 2553-93-8127 (186436)

Address: 440 Camellia Lane
Hurt, VA 24563

Name: Kimberly Wade
Tax Map Number: 2563-02-0990, 2563-03-3074 (235852)

Address: 340 Camellia Lane
Hurt, VA 24563

Name: Robert Howard Cox
Tax Map Number: 2563-02-8885, 2563-02-9775 (101005)

Address: 6937 Telegraph Road
Hurt, VA 24563

Name: Leonard J. Spina
Tax Map Number: 2563-12-0595 (12389)

Address: 10114 Homar Pond Drive
Fairfax Station, VA 22039-1600

PG 0117 JAN 26 09
18-00378

Prepared by:
T. Henry Clarke, IV
311 W. Main Street
Bedford, Virginia 24523
VABAR: 26849
540-587-9299
Fax: 540-587-9325

~~2563025468, 2553923931, 2553844737~~
~~2553830443, 2553837845, 2553849590~~
~~2553836326, 2553841091, 2553943132, 2553935746~~
TAX MAP NOs.: ~~2553838097, 2553841550~~, **07500-0A-00-0012-J,**
~~2503292729~~, **0200-0A-00-0049J,**

THIS DEED HAS BEEN PREPARED WITHOUT THE BENEFIT OF A TITLE EXAM

THIS CONVEYANCE IS EXEMPT FROM TAXATION PURSUANT TO SECTION 64.2-635. 58.1-8JJ

THIS REVOCABLE TRANSFER ON DEATH DEED, made and entered into this 25 day of January, 2018, by and **DOUGLAS C. ROGERS**, Transferor, whose address is 109 Juniper Cliff Road, Brookneal, Virginia 24528.

WITNESSETH:

This Revocable Transfer on Death Deed is made pursuant to the provisions of the Uniform Real Property Transfer on Death Act, Virginia Code § 64.2-621 et seq. In accordance with the provisions of the Uniform Real Property Transfer on Death Act, at my death, I transfer and convey my interest in the below described property to my designated beneficiaries as follows:

PRIMARY BENEFICIARY:

I designate Janet H. Rogers as the designated beneficiary of the property if she survives me.

ALTERNATE BENEFICIARY:

If my primary designated beneficiary does not survive me, I designate Justin Carroll Rogers as my alternate designated beneficiary if my alternate beneficiary survives me.

Prepared by:
T. Henry Clarke IV
Attorney at Law
311 W. Main St.
Bedford, VA 24523
VABAR #26849
(540)587-9299
(540)587-9325

Given-Mailed to Douglas C. Rogers

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

PG 0118 JAN 26 02

PROPERTY:

The legal description of the real property that shall be transferred at my death pursuant to this Revocable Transfer on Death Deed is as follows:

PARCEL 1

All those certain lots or parcels of land, together with the improvements thereon and the easements and appurtenances thereunto belonging, situate, lying and being in Staunton River Magisterial District of Pittsylvania County, Virginia, being all of Lots 1, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17 and 18 as shown on "Map Showing Pinecrest Subdivision", by John D. Jacobs, C. L. S., recorded in the Clerk's office of the Circuit Court of Pittsylvania County, Virginia in Map Book 20, Page 67, being a part of the same realty conveyed to Stacy M. Compton by deed dated September 23, 1997 from Paul A. Shelton and Janice C. Shelton, recorded in the aforesaid Clerk's Office in Deed Book 1008, Page 511, to which map and deed express reference is hereby made.

SUBJECT, HOWEVER, to all of the provisions, stipulations and reservations contained in that certain deed of dedication and subdivision, executed by Vista Lake Estates, a limited partnership, dated May 19, 1976, recorded in Deed Book 621, Page 281, incorporated in and made a part of this deed by reference thereto.

Being the same property conveyed to Douglas C. Rogers by deed dated May 15, 1998 and recorded in the aforesaid Clerk's office in Deed Book 1113, page 250 (Inst. No. 98-04557).

Sale and Re-Purchase of Lot 13

All that certain lot or parcel of land, together with the improvements thereon and the easements and appurtenances thereunto belonging, situate, lying and being in Staunton River Magisterial District of Pittsylvania County, Virginia, being all of 13, containing 11.14 aces, as shown on "Map Showing Pinecrest Subdivision", by John d. Jacobs, C. L. S., recorded in the Clerk's office of the Circuit Court of Pittsylvania County, Virginia in Map Book 20, Page 67, conveyed to Tracy S.

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PG 1119 JAN 25 09

McCutcheon by deed dated February 2, 2004, recorded in aforesaid Clerk's Office in Deed Book 1420, Page 518 (Inst. No. 04-00799).

Said Lot 13 was conveyed back to Douglas C. Rogers by Deed dated October 25, 2006 and recorded in the aforesaid Clerk's Office in Instrument No. 06-08192.

Sale and Re-Purchase of Lots 15, 16 and 17.

All that certain lots or parcel of land, together with the improvements thereon and the easements and appurtenances thereunto belonging, situate, lying and being in Staunton River Magisterial District of Pittsylvania County, Virginia, containing 20.09 acres, as shown on "Map Showing Pinecrest Subdivision", by John d. Jacobs, C. L. S., recorded in the Clerk's office of the Circuit Court of Pittsylvania County, Virginia in Map Book 20, Page 67, conveyed to Carroll Rogers and Janet Rogers by deeds dated MARCH 13, 2004, recorded in aforesaid Clerk's Office in Deed Book 1435, Page 560 and Deed Book 1428, Page 1.

Said Lots 15, 16 and 17 were conveyed back to Douglas C. Rogers by Deed dated March 17, 2007 and recorded in the aforesaid Clerk's Office in Instrument No. 07-02800.

PARCEL 2 Tax No. 07500-0A-00-0012-J PARCEL ID. 2458273516

That certain lot or parcel of land, together with the improvements thereon and the easements and appurtenances thereunto belonging, situate, lying and being in Pittsylvania County, Virginia, being Lot B, containing 0.468 acres, more or less, as shown on a Plat of Survey for Rodney W. Taylor and Kellie P. Taylor," of record in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia in Deed Book 997, page 409.

BEING the same parcel of land conveyed to Douglas C. Rogers by deed dated August 4, 2004 and recorded in Deed Book 1451, Page 512 (Ins. No. 04-06714).

PARCEL 3 Tax No. 2503292729

That certain lot or parcel of land, together with the improvements thereon and the easements and appurtenances thereunto belonging, situate, lying and being in Callands-Gretna District, Pittsylvania County, Virginia, designated as Tract 33, and more particularly

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200120 JUN 26 2

described on a "Plat of Survey of The Landings at Leesville Lake", Subdivision in Callands-Gretna District, and prepared by Berkley-Howell & Associates, P.C., said plat dated June 16, 1992, and recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia in Map Book 47, at page 63H etc., said Tract 33, containing 5.042 acres; TOGETHER WITH the perpetual, non-exclusive use of the fifty (50) foot private right-of-way for the purpose of ingress and egress.

BEING the same parcel of land conveyed to Douglas C. Rogers by deed dated August 30, 2005 and recorded in Deed Book 1513, Page 690 (Ins. No. 05-07714).

PARCEL 4 Tax No. 0200-0A-00-0049J PARCEL ID. 2544234075

That certain lot or parcel of land, together with the improvements thereon and the easements and appurtenances thereunto belonging, situate, lying and being in Staunton River Magisterial District of Pittsylvania County, Virginia, containing 1.113 acres as shown on a plat of survey dated July 5, 1977, made by John D. Jacobs, C.L.S., fronting 210.53 feet on State Route 642, which said plat is recorded in the Clerk's Office of the Circuit Court of Pittsylvania County in Deed Book 637, at page 711. Including mobile home situate thereupon, VIN# hwc023778.

BEING the same parcel of land conveyed to Douglas C. Rogers by deed dated April 20, 2006 and recorded as Instrument No. 060003060.

RIGHT TO REVOKE AND METHOD TO REVOKE DEED:

Before my death, I have the right to revoke this deed.

Under the Uniform Real Property Transfer on Death Act, an instrument is effective to revoke a recorded transfer on death deed, or any part of it, only if the instrument:

1. Is one of the following:

a. A transfer on death deed that revokes the transfer on death deed or part of the transfer on death deed expressly;

b. A transfer on death deed that names a designated beneficiary that is inconsistent with the designated beneficiary in a prior transfer on death deed;

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200121 JAN 26 10

c. An instrument of revocation that expressly revokes the transfer on death deed or part of the transfer on death deed; or

d. An inter vivos deed that expressly revokes the transfer on death deed or part of the transfer on death deed.

2. Is acknowledged by the transferor after the acknowledgement of the transfer on death deed being revoked and recorded before the transferor's death in the land records of the Clerk's Office of the Circuit Court where the deed is recorded.

After this transfer on death deed is recorded, it can be revoked only by an effective revocatory instrument recorded prior to the death of the transferor and may not be revoked by a revocatory act taken against or on the original or a copy of the recorded transfer on death deed.

The execution and recordation of this transfer on death deed does not limit the effect of an inter vivos transfer of the property.

At my death, a beneficiary takes the property subject to all conveyances, encumbrances, assignments, contracts, mortgages, liens, and other interests to which the property is subject at my death.

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

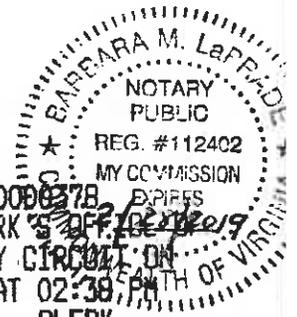
Douglas C. Rogers (SEAL)
DOUGLAS C. ROGERS

STATE OF VIRGINIA
COUNTY OF Campbell, to-wit:

The foregoing instrument was acknowledged before me DOUGLAS C. ROGERS, on this the 25th day of January 2018

Barbara M. LaPrade
NOTARY PUBLIC

My Commission expires: February 28, 2019



INSTRUMENT 180000378
RECORDED IN THE CLERK'S OFFICE
PITTSYLVANIA COUNTY CIRCUIT COURT
January 26, 2018 AT 02:38 PM
MARK W. SCARCE, CLERK
RECORDED BY: JSM

Prepared by:
i. Henry Clarke IV
Attorney at Law
311 W. Main St.
Bedford, VA 24523
VSB #26849
(540)587-9299
(540)587-9325

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

RECORDED IN THE CLERK'S OFFICE OF THE CIRCUIT COURT FOR THE COUNTY OF PITTSBURGH, PENNSYLVANIA, ON THE 10th DAY OF JULY, 1976 AT 10:00 A.M. THE FOREGOING WAS ADMITTED TO RECORD, THE UNDER SIGNING BEING THE CLERK OF SAID COURT AND BEING FULLY QUALIFIED TO DO SO.

APPROVED FOR THE BOARD OF SUPERVISORS
9 30 34 AM 1976

PLANS WILL BE RECORDED BY THE COUNTY ENGINEER, SCALE 1" = 200'

John D. Fisher

ACCESS ROADS HAVE 60' WIDTHS OF WAY.

RESPECTIVE COMPANIES APPLY TO THIS PLAN.

THE ROADS ARE PROJECTED, AND THE LOTS AND CHAINS OF SURFACE TREATMENT IS COMPLETED BY THE SUBDIVISION AND IN THE MEAN TIME THE ROAD WILL BE OPEN FOR TRAFFIC IN THE EXISTING ROADWAY ADJACENT, THE ROAD SHALL BE BOUND TO THE IMPROVED ROADWAY ALL AS THE EXTENSION OF THE LOT CENTER.

APPROVING AUTHORITY

This subdivision is approved with the following understandings:
1. It is understood that no public garage or solid waste disposal services will be provided by the political subdivision of Pittsburgh County unless and until said street or streets are placed in the highway system.

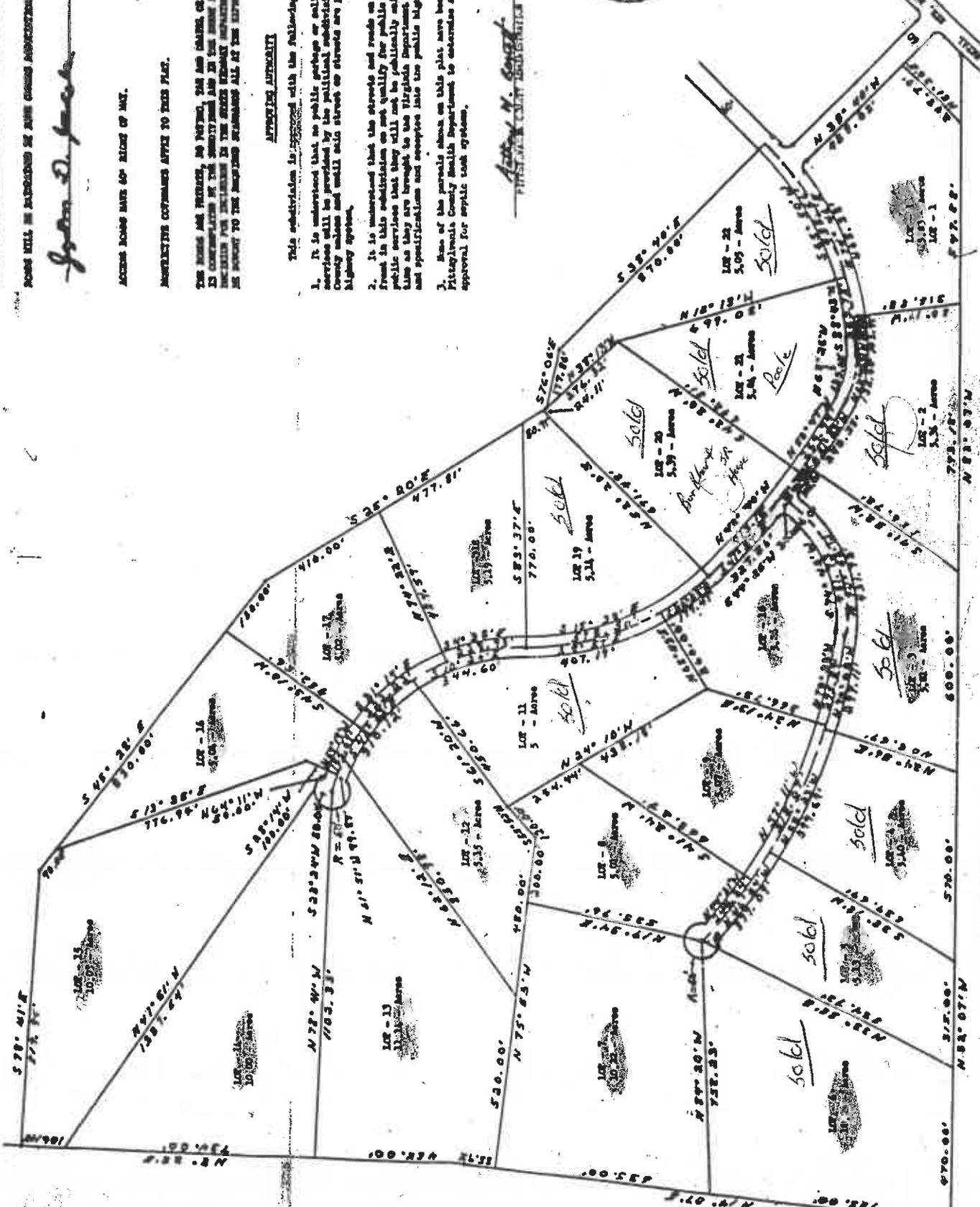
2. It is understood that the streets and roads on which these lots are fronted in this subdivision are not qualified for public maintenance or other public services that they will not be substantially maintained until such time as they are brought to the Virginia Department of Highway Planning and Specifications and accepted into the public highway system.

3. None of the parcels shown on this plat have been checked by the Pittsburgh County Health Department to determine approval or disapproval for septic tank systems.

Arthur N. Gault
PITTSBURGH COUNTY ENGINEER July 6, 1976



029 2 589 - P2
←



Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)

VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF PITTSYLVANIA COUNTY

A total of 82.96 acres, twelve (12) parcels of land,)	
located off State Road 685/Telegraph Road (on Camellia Lane)	)	RECOMMENDATION
within the Staunton River	)	(R-20-010)
Election District and recorded as)	
parcel #s 2563-02-5468, 2553-83-0443, 2553-83-6326, 2553-83-)	
8097, 2553-92-3931, 2553-83-7845, 2553-84-1091, 2553-84-1550,)	
2553-84-4737, 2553-84-9590, 2553-94-3132 & 2553-93-5746)	
in the Pittsylvania County tax records)	

TO THE HONORABLE SUPERVISORS OF PITTSYLVANIA COUNTY:

WHEREAS, your Petitioner, Douglas C. Rogers/RTOD, has filed with the Secretary to the Planning Commission a petition to rezone a total of 82.96 acres, twelve (12) parcels of land, from R-1, Residential Suburban Subdivision District to A-1, Agricultural District for agricultural uses.

WHEREAS, the petition was referred to the Planning Commission which, after due legal notice as required by Section 15.2-2204 of the Code of Virginia, as amended, did hold a public hearing on April 7, 2020; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission, after due consideration has recommended to the Pittsylvania County Board of Supervisors that the rezoning be **granted**.

NOW, THEREFORE BE IT RESOLVED that the Planning Commission recommends to the Pittsylvania County Board of Supervisors that the above-referenced parcels of land be rezoned to A-1, Agricultural District from R-1, Residential Suburban Subdivision District.

The above action was adopted on motion of Mr. Harker and upon the following recorded vote:

- AYES: 5**
- NAYS: 0**
- ABSENT: 3**
- ABSTAIN: 0**

Richard G. Motley, Chairman
Planning Commission
04-07-20
Date

Attachment: ROGERS - CASE R-20-010 (2005 : Rezoning Case R-20-010 Douglas Rogers)



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Revisions to PCC § 35-50 (Staff Contact: J. Vaden Hunt, Esq.)		
Staff Contact(s):	J. Vaden Hunt, Esq.		
Agenda Date:	April 21, 2020	Item Number:	10.B.1
Attachment(s):	04-21-2020 Public Hearing Notice - PCC 35-50 CURRENT PCC 35-50 PCC 35-50 Exemptions PCC 35-50 COP		
Reviewed By:	VH		

SUMMARY:

Pittsylvania County Code (“PCC”) § 35-50, attached, currently provides exemptions to the County’s Zoning Ordinance for various structures and uses. The proposed revision to PCC § 35-50, attached, seeks to add the following additional exemption: “5. Interstate natural gas transmission pipelines, compressor stations, metering stations, and related facilities certified by the Federal Energy Regulatory Commission under the Natural Gas Act.” This exemption affects related industries that have previously complied with an intensive and comprehensive federal vetting, notice, public comment, and review process. This proposed PCC revision has been duly and legally advertised and noticed.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

Following the conducting of the lawfully required Public Hearing, County Staff recommends the Board approved the revisions to PCC § 35-50 as presented.

MOTION:

“I make a Motion to approve the revision to Pittsylvania County Code § 35-50 as presented.”

PUBLIC HEARING NOTICE

The Board of Supervisors of Pittsylvania County, Virginia, will hold a Public Hearing on Tuesday, April 21, 2020, at 7:00 p.m., in the Gallery Room of the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531, to receive citizen input on the proposed revisions to Pittsylvania County Code § 35-50 exempting structures relating to interstate natural gas transmission pipelines, compressor stations, metering stations, and related facilities certified by the Federal Energy Regulatory Commission under the Natural Gas Act from the County's Zoning Ordinance. By appointment, a full text of the proposed revisions is available in the Pittsylvania County Administration Building, 1 Center Street, Chatham, Virginia, 24531, and on the County's website, www.pittsylvaniacountyva.gov.

CURRENT**PITTSYLVANIA COUNTY CODE SEC. 35-50. EXEMPTIONS.**

The following structures and uses shall be exempt from the regulations of this Ordinance.

1. Wires, cables, conduits, vaults, laterals, pipes, mains, valves or other similar equipment for the distribution to consumers of telephone or other communications, electricity, gas, water or the collection of sewage or surface water operated or maintained by a governmental entity or a public utility or public service corporation including customer, meter pedestals, telephone pedestals, distribution transformers and temporary utility facilities required during building construction, whether any such facility is located underground or above ground, but only when such facilities are located in a street right-of-way or in an easement less than forty (40) feet in width. The exemption shall not include any substation located on or above the surface of the ground or any such distribution facility located in an easement of forty (40) feet or more in width.
2. Railroad tracks, signals, bridges and similar facilities and equipment located on a railroad right-of-way, and maintenance and repair work on such facilities and equipment.
3. Property owned by Pittsylvania County or any designated agent of Pittsylvania County which is devoted to or intended for government uses is exempt from this Zoning Ordinance.
4. Electrical transmission lines sized 138kv or less, constructed to serve a properly zoned industrial park shall be exempt from this Zoning Ordinance, with approval subject to a public hearing and vote by the Board of Supervisors. (B.S.M. 4/16/19)

The following structures shall be exempt from the minimum yard requirements set forth in this Ordinance: telephone booth and pedestals, underground utility equipment, mail boxes, or any similar structure or equipment which in the opinion of the Zoning Administrator is obviously intended to be otherwise located in the public interest and are not incongruent with the aesthetic standards of the surrounding area

PROPOSED**PITTSYLVANIA COUNTY CODE SEC. 35-50. EXEMPTIONS.**

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R-TRIBUNE

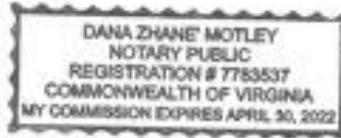
Pittsylvania County Since 1869

Certificate of Publication

attached order of publication has been published 2 successive weeks in the Star-Tribune, a newspaper published at the Chatham office in Pittsylvania County, Virginia, beginning on April 8, 2020, and ending on April 15, 2020.

Chad Harrison, Publisher

[Signature], Editor, acting agent for the publisher
April 15, 2020



STATE OF VIRGINIA, AT LARGE
County of Pittsylvania, To-wit:

The foregoing instrument was acknowledged before me this 15 day of April 2020 by Chad Harrison
My commission expires April 30, 2022.

[Signature]
Notary Public

28 N. Main Street
P.O. Box 111
Chatham, VA 24531

Tel.: (434) 432-2791
Fax: (434) 432-4033
legals@chathamstartribune.com

Attachment: PCC 35-50 COP (1984 : Public Hearing: Revisions to PCC § 35-50 (Staff Contact: J. Vaden Hunt, Esq.))



Board of Supervisors
EXECUTIVE SUMMARY

ACTION ITEM

Agenda Title:	Public Hearing: Disposition of Publicly Owned Property/Building to PCCA (Staff Contact: Richard N. Hicks)		
Staff Contact(s):	Richard N. Hicks		
Agenda Date:	April 21, 2020	Item Number:	10.B.2
Attachment(s):	348 North Main Street Chatham VA 24531 PCCA Fully Executed Lease Agreement 04-21-2020 Public Hearing Notice - PCCA PCCA COP		
Reviewed By:	<i>UH</i>		

SUMMARY:

At the Board's March Business Meeting, County Staff made the Board aware of a significant plumbing issue at the County-owned building at 348 North Main Street, Chatham, Virginia 24531 ("Property"). The Property is currently being leased by the Pittsylvania County Community Action, Inc. ("PCCA"). For your reference and review, a copy of the current Lease is attached. The Board instructed County Staff to schedule a Public Hearing at its April Business Meeting to consider the transfer of ownership of the Property to the PCCA. The Property being considered includes the following: two (2) parcels consisting of the building and land (GPIN #'s 2426-04-8699 and 2426-04-9763). For your reference and review, a map of the two (2) parcels is also attached. In accordance with Virginia Code § 15.2-1800(B), the Public Hearing has been duly and legally advertised.

FINANCIAL IMPACT AND FUNDING SOURCE:

None.

RECOMMENDATION:

Following the conclusion of the legally required Public Hearing, County Staff recommends the Board transfer the ownership of the Property to the PCCA.

MOTION:

"I make a Motion to transfer ownership of the Property as presented to the PCCA and authorize the County Attorney to prepare all necessary legal transfer documents."

March 26, 2020

Parcel ID: 2426-04-9763
Account Number: 098B0-02-00-0002-0
Property Address: 348 N MAIN STREET



General Information

Owner Name:	PITTSYLVANIA CO HEALTH DEPT
Owner Address:	CHATHAM, VA 24531
Property Description:	N MAIN ST
Use Description:	0203 OFFICES
Total Acreage:	0.31
Square Footage:	3384
Zoning Description:	TZ TOWN ZONING

Township Description:	11 TOWNSHIP OF CHATHAM
Neighborhood Description:	100 0%
Map Sheet:	N/A
Current Owner Deed Book/Page:	0/623/
Deed Date:	N/A
General Remarks:	(A): 348 N MAIN ST (R): 348 N MAIN ST
Previous Sold Price:	\$

Building Details

Year Built:	1960
Effective Year Built:	N/A
Number of Stoies :	1
Building Area:	3,384
Building Class:	N/A
Building Description:	PITTSYLVANIA CO.COMMUNITY ACTI
Building Remarks:	DEP RATE
Building Grade Factor:	N/A
Building Grade Amount:	0

Interior

Basement Area:	0
Basement Finished Percentage:	0
Main Attic - Finished Area SqFt:	N/A
Main Attic - Unfinished Area SqFt:	N/A
Attic Area:	0
Attic Finished Percentage:	0
Number of Rooms:	8
Number of Bedrooms:	N/A
Full Baths:	5
Half Bath:	N/A
Fireplace:	0
Chimneys:	0
Floor Description:	N/A
Interior Description:	N/A

Exterior

Condition Description:	02 AVERAGE
Road Description:	13 PAVED/CURB & GUTR/SDWK
Found Description:	07 BRICK
Structure Description:	01 WOOD
Style Description:	N/A
Exterior Wall Description:	BRICK
Roof Description:	01 COMPOSITION SHINGLE

Utilities

Fuel Description:	N/A
Heat Description:	CENTRAL
Air Description:	CENTRAL OR HEAT PUMP
Fire Description:	N/A
Main Heating Area SqFt:	N/A
Main Air Conditioned Area SqFt:	N/A
Main Fire Place Area SqFt:	N/A

Assessments Information

Last Appraiser:	SS
Last Appraised Date:	12/5/2016
Building Undepreciated Value:	\$372,240
Building Physical:	-\$126,562
Active Building Value:	245,700
Building Subtotal:	\$372,240
Total Land Value:	\$25,000
Total Building Value:	\$251,200

Total Market Value:	\$276,200
Total Use Deferment:	0
Total Net Value:	\$276,200
Previous Land Value:	\$25,000
Previous Building Value:	\$251,200
Previous Use Deferment:	\$
Previous Net Value:	\$276,200
Total Improvement:	\$5,500

Legend

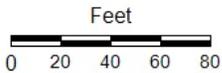
- ▣ Assessed Parcels
Parcel ID Number
- ▣ Parcels
- ▲ Address Points
- ▣ County Boundary



Attachment: 348 North Main Street Chatham VA 24531 (1995 : Public Hearing: Disposition of Publicly

Title: Assessed Parcels

Date: 3/26/202



DISCLAIMER: This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records, information, and data obtained from various sources, and Pittsylvania County is not responsible for its accuracy or how current it may be.

DEED OF LEASE

This DEED OF LEASE, made and entered into this 5th day of June, 2002, by and between the Pittsylvania County Board of Supervisors, hereinafter referred to as the "Lessor", and the Pittsylvania County Community Action, Inc., hereinafter referred to as the "Lessee".

WITNESSETH

For and in consideration of the terms, conditions, covenants, promises and agreements herein made, Lessor hereby leases and demises unto Lessee the following described real property, and all appurtenances thereunto belonging, hereinafter referred to as the "Demised Premises", and described as follows:

All that certain lot or parcel of land, and all improvements appurtenant thereunto, lying and being in the Town of Chatham, Pittsylvania County, Virginia, on the west side of business U.S. 29 and beginning at a point on the western margin of a sidewalk as shown on a Map Showing Topographic Survey of Property for Pittsylvania County Health Center made February 8 and 9, 1960, by E.L. Moore, CLS. thence a line South 50 degrees 08 min west a distance of 169' to a point and iron stake on the western margin of a sidewalk adjacent to U.S. Route 29, on North Main Street, Chatham, Virginia; thence a new line north 28 degrees 57 min west 252.41' to a point and iron stake to property owned now or formerly by Hargrave Military Academy; thence a new line along the dividing line North 81 degrees 14 min east of distance of 157' to a point and iron stake; thence a new line along the dividing line of property now or formerly of H.E. Taylor, south 35 degrees 19 min east 167.30' to the point and place of beginning, and being the exact property conveyed unto L. Melvin Giles and Grayson W. Jacobs, on behalf of the Board of Supervisors of Pittsylvania County, Virginia by Deed of R.E. Wallace and Lizzie Eaton Wallace dated March 18, 1960, said Deed being recorded in the Office of the Clerk of Pittsylvania County, Virginia in Deed Book 397, page 94, to which reference is hereby made for a more particular description of the property which is the subject of this Lease.

1. INITIAL TERM OF LEASE: The demised premises are hereby leased to Lessee for a period of five (5) years, beginning on the 1st day of June, 2002 and

terminating on the 31st day of May, 2007

2. RENT: Lessee covenants to pay Lessor the sum of two hundred dollars (\$200.00) per month as rent during the first lease term, said payments being due and payable on the first day of each month beginning June 1, 2002.

Rent shall be made payable to the Treasurer of Pittsylvania County, and mailed to the Office of County Administrator, P.O. Box 426, Chatham, Virginia 24531, or to such other party and such other place as Lessor may from time to time designate in writing as provided herein.

3. PURPOSE AND USE OF DEMISED PREMISES: The Demised Premises are leased to be used and occupied by Lessee and their agents and employees, for such purposes and uses as Lessee and Pittsylvania County Community Action, Inc. may now or hereafter be empowered by law to use the same.
4. DELIVERY OF POSSESSION: Lessor covenants to deliver quiet possession of the Demised Premises at the commencement of the initial term.

The parties acknowledge that the premises is being delivered in "as is - where is" condition. Lessor makes no representations as to the condition of the property, its structures, fixtures, appliances or systems. Lessor does not warrant the premises in any manner, or for use for any particular purpose.

Lessee acknowledges that it has made a thorough inspection of the premises, and accepts the premises, its structures, fixtures, appliances and systems in their condition as they exist at the beginning of the initial term.

5. MAINTENANCE: Lessee covenants to keep, repair, maintain, and upgrade, if necessary at Lessee's expense, the Demised Premises and all plumbing, heating, air conditioning, electrical and mechanical devices, appliances, equipment and systems of every kind or nature affixed to or serving the Demised Premises in good repair, condition and working order during the initial term and any renewal terms. As used herein, the word "repair" shall be deemed to mean and include the replacement of broken or cracked glass.

Lessee's duties herein to repair and maintain apply to those systems described herein that need repair and maintenance as a result of normal use and wear and tear, and as a result of any intentional or negligent act by Lessee's employees or invitees. Lessee shall take reasonable steps to provide that none of Lessee's employees, or any other person on the premises with Lessee's consent intentionally or negligently causes damage or the need to repair or maintain any of the systems described herein.

If Lessee fails to keep, repair and maintain the Demised Premises and all

plumbing, heating, air condition, electrical and mechanical devices, appliances, equipment and systems of every kind and nature affixed to or serving the Demised Premise in good repair, condition and working order as required herein, then Lessor, at its option, may either (a) terminate this Lease and all obligations hereunder, or (b) proceed to make or cause to be made such upkeep, repair and/or maintenance, at Lessee's expense. Lessee's failure to comply with the above requirements will be grounds for Lessor's termination of this Lease.

Lessee covenants to keep and maintain the Demised Premises and the building of which the Demised Premises forms a part free of friable asbestos and any other adverse environmental condition which is deemed hazardous to the health or safety of persons entering the building.

6. UTILITIES: Lessee shall provide all heating and air conditioning as conditions require, electricity, water, sewage and trash disposal, snow and ice removal from the parking lot, access road and walk ways, and janitorial services and supplies, to and for the Demised Premises during the initial term and any renewal terms. In the event that any one or more such utilities are not provided, then Lessee shall be entitled to take such steps as are necessary to provide for such services, and the cost thereof shall be born by Lessee.
7. ALTERNATIONS BY LESSEE: Lessee may make such alternations, modifications, additions and/or improvements upon or to the Demised Premises and may install or remove such fixtures and partitions as Lessee may deem proper; provided, however, that any structural alterations of the roof, foundation or exterior walls shall require the prior written consent of Lessor. However, it is agreed that any and all alterations and additions shall be and become a permanent part of the real estate, and as such, the property of Lessor upon termination or expiration of this Lease, with the exception of shelving, and other appliances belonging to Lessee which can be removed without injury to the building.
8. DAMAGE OR DESTRUCTION OF DEMISED PREMISES: If during the term of this Lease or any subsequent terms hereof the buildings on the Demised Premises are destroyed by fire or other casualty or are so damaged thereby that they cannot be repaired with reasonable diligence within a reasonable time this Lease shall terminate as of the date of the damage or destruction. However, if said building can with reasonable diligence be repaired within a reasonable time, said building shall be repaired by Lessor as quickly as is reasonable possible, and this Lease shall remain in full force and effect, provided, however, that rent shall be abated for any part of the building which is rendered unfit for occupancy for the period such unfitness continues.
9. RENEWAL OF LEASE: Unless otherwise terminated as herein provided, at the end of the initial term, this lease shall automatically renew and continue

in full force and effect from year to year ("renewal term") at the same monthly rental rate, for subsequent renewal terms for twelve (12) months, and subject to all terms, conditions, covenants, promises and agreements herein contained, such twelve month renewal terms shall continue to renew automatically unless terminated by either party in such manner and at such time as hereinafter provided for termination of the initial term.

10. **TERMINATION:** This lease and any renewal term of this lease may be terminated by either party only upon written notice to the other party by certified or registered mail, return receipt requested, at least three (3) months prior to the expiration of the initial term or any renewal term; otherwise, this lease shall renew and continue as provided in paragraph nine.
11. **NOTICE:** Any and all notices affecting this lease may be served by the parties hereto, or by their duly authorized agents, as effectively as if the same was served by any officer authorized by law to serve such notices. The return of such party, or its duly authorized agent, showing the time, place and manner of service of such notice shall have the same force and affect in any legal proceeding based thereon as a return of service by any office authorized by law to serve such notice.

All notices required by law to be served upon and all notices permitted by this lease to be mailed to a party to this lease shall be served upon or mailed to, as the case may be, the following agents for each party who are appointed and designated as such for the purpose of receiving all such notices:

- (1) Lessor's agent will be County Administrator of the Pittsylvania County Board of Supervisors, whose address is P.O. Box 426, Chatham, Virginia 24531.
- (2) Lessee's agent shall be executive Director, Pittsylvania County Community Action, Inc., whose address is 514 N. Main Street, Chatham, Virginia 24531.

Each party shall immediately notify the other party, in writing, of any change of agents, and no change of agents shall be effective until such notice is given.

Where under the terms of this lease a notice is required or permitted to be mailed by certified or registered mail, return receipt requested, and such notice is not mailed in such manner, the notice shall be effective if actually received by the party, or its appointed agent, to whom the notice is directed.

12. **BINDING UPON SUCCESSORS:** This lease shall be binding upon the parties hereto and their successors in interest, including but not limited to

heirs, assigns or purchasers.

13. **LIABILITY:** The Lessor shall not be liable to Lessee or any other person for any loss or damage suffered during the lease on account of any defective condition or depreciation of the Demised Premises or any equipment on the Demised Premises and Lessee shall assume all risks to persons or property due to latent or patent defects in the premise and fixtures thereon.
- Lessee hereby agrees, for himself, his heirs, and assigns, to indemnify Lessor against all claims, demands, and liability for any loss, damage, injury, or other casualty to person or property, whether that of either of the parties hereto or of third persons, caused by or happening in connection with Lessee's use and occupancy of the premises, structures, equipment, appliances, or fixtures located on or to be located thereon, or by reason of any other casualty, whether due to Lessee's negligence or otherwise. Lessee further agrees that during the term of this lease it will indemnify and exonerate and save the Lessor harmless from any and all liability and from all claims from any damage, loss, or injury to members of the public, guests, invitees, officers or employees or the property of the Lessee, or any other person, occasioned by or resulting from the conduct and operation of the business of the Lessee or the occupation by the Lessee of the Demised Premises.
14. **APPLICABLE LAW; ENTIRE UNDERSTANDING:** This lease shall be governed by the applicable laws of the Commonwealth of Virginia.
- This lease, including exhibits, and/or attachments, expresses the entire understanding and all agreements of the parties. Neither party has made or shall be bound by any agreement or representation to the other party which is not expressly set forth herein or in the attachments or exhibits attached hereto.
15. **MODIFICATION:** This Deed of Lease shall not be modified, altered or amended except by written agreement executed by the parties hereto with the same formality as this agreement.
16. **PARAGRAPH HEADINGS:** Headings to the paragraphs are mere catch words and are illustrative only; they do not form a part of this lease nor are they intended to be used in construing the same.
17. **SEVERABILITY:** Any provision of this lease which is prohibited by, or unlawful, or unenforceable under Virginia law shall be ineffective only to the extent of such prohibition, without invalidating the remaining provisions of this lease.
18. **INSURANCE:** Prior to occupancy of the Demised Premises, the Lessee

shall obtain and, during the term of this lease and any renewals thereof, maintain in full force and affect insurance against liability for personal injury and/or property damage incurred by invitees of Lessee, with limits of no less than \$ 2,000,000 /\$ 1,000,000 per occurrence, and medical payments coverage of at least \$5,000.00 per person, per occurrence. Lessee shall provide landlord with written verification from said insurance company evidencing such coverage.

All insurance required by this section shall be carried in favor of Lessee and Lessor as their respective interest may appear. Lessee's insurance company must be acceptable to Lessor, and Lessee shall provide Lessor with written notice ten (10) days in advance of Lessee's intent to change insurance companies, cancel the aforesaid policies required, or amend the terms of any policies required under this section.

19. ASSIGNMENT AND SUBLETTING: The tenant shall not assign this lease or sublet any part of the Demised Premises without the Lessor's prior written consent, which consent shall not be unreasonably withheld.
20. INSPECTION OF PREMISES: Lessor specifically reserves the right to inspect the Demised Premises in its entirety upon reasonable notice to Lessee.
21. BREACH BY LESSEE: If (a) Lessee fails to pay rent within five (5) days after the date when due; (b) Lessee commits a material breach of this lease; (c) Lessee denies Lessor's exercise of any rights under this lease or by law; (d) legal proceedings are begun by or against Lessee to levy upon or dispose of Lessee's leasehold interest in the Demised Premises; or (e) the Demised Premises are used by Lessee or others for any illegal purposes, Lessor will have the right to sue for rent and to enter and take possession through legal proceedings, or if the Demised Premises are abandoned, to enter and take possession by and lawful means. The premises shall be deemed abandoned if no agent of Lessee is present on the premises for a period exceeding seven (7) days. In addition, Lessor will have the right to pursue all or other remedies available, including a claim for damages. If Lessor pursues any such remedies (and regardless of whether such remedies are prosecuted to judgement), Lessee will be liable as follows:
 - (1) For all past due rent and other charges;
 - (2) For all additional rent (future rent) that would have accrued until the expiration of the term of occupancy under this lease or until a new lease term begins, provided (i) that this will not effect Lessor's duty to minimize the damages by making reasonable efforts to enter into a new lease as soon as practicable, and (ii) that if Lessor obtains a judgment for future rent,

Lessor shall apply as a credit towards the judgment all funds received by Lessor as rent for the premises for those months for which the judgment for future rent was awarded.

- (3) For all expenses landlord may incur for cleaning, painting, and repairing the premises due to Lessee's failure to leave the premises thoroughly cleaned and in good condition, reasonable wear and tear accepted.
- (4) For any court cost and reasonable attorney's fees incurred by Lessor (i) in collecting rent or other charges or damages, and (ii) in obtaining possession of the premises.
- (5) For a collection fee equal to twenty-five percent (25%) of the judgment amount for rent, damages, court cost, and attorney's fees. Lessee understands and agrees that this amount represents damages Lessor will likely incur in efforts to obtain a judgment against Lessee (including time and effort spent) in case investigation, correspondence, filing suit, discussion with lawyers, case corporation, and court attendance) and to collect such judgment.

If Lessee has breached this lease by failing to pay rent when due, Lessor shall give a written notice to Lessee stating that the lease will terminate within five (5) days if the rent is not paid. If Lessee fails to pay the rent within that five (5) days, Lessor may terminate the lease and proceed to obtain possession of the premises by filing an unlawful detainer proceeding. In that proceeding, Lessor may pursue a claim for the entire amount of rent due and payable under the full term of the lease, and other damages.

In connection with breaches other than the failure to pay rent, if a material non-compliance with the lease exists or if there is a violation materially affecting health and safety, Lessor may serve Lessee with a written notice stating acts or admissions constituting a breach and stating (i) that the lease will terminate upon a date not less than thirty (30) days after Lessee receives the notice unless the breach is remedied within twenty-one (21) days, and (ii) that the lease will terminate as set forth in the notice. If the breach is remedied by repairs or the payment of damages and Lessee adequately remedies the breach within twenty-one (21) days or such longer period of time as the Lessor may allow, the lease shall not terminate. On the other hand, if the breach is not remediable, Lessor's written notice to Lessee may state the acts and omissions constituting the breach and state that the lease will terminate upon a specific date, which date may not be less than thirty (30) days after Lessor receives the notice.

In WITNESS WHEREOF, the parties have affixed their signatures and seals.

LESSOR: PITTSYLVANIA COUNTY BOARD OF SUPERVISORS,
William D. Sleeper, Pittsylvania County Administrator

By: William D. Sleeper
(Signature) (Title)

LESSEE PITTSYLVANIA COUNTY COMMUNITY ACTION, INC.
Sherman Saunders, Executive Director

By: Sherman M. Saunders
(Signature) (Title)

COMMONWEALTH OF VIRGINIA
CITY/COUNTY OF Pittsylvania, to-wit:

The foregoing Lease Agreement was acknowledged before me by William D. Sleeper on the 5th day of June, 2002, in the jurisdiction aforesaid.

My commission expires: July 31, 2005
Doris S. Patterson
Notary Public

COMMONWEALTH OF VIRGINIA
CITY/COUNTY OF Pittsylvania, to-wit:

The foregoing Lease Agreement was acknowledged before me by Sherman M. Saunders on the 6th day of June, 2002, in the jurisdiction aforesaid.

My commission expires: July 31, 2005
Doris S. Patterson
Notary Public

APPROVED AS TO FORM:

[Signature]
PITTSYLVANIA COUNTY ATTORNEY
6/16/02
DATE

Attachment: PCCA Fully Executed Lease Agreement (1995 : Public Hearing: Disposition of Publicly Owned Property/Building to PCCA Public

PUBLIC HEARING NOTICE

As required by Virginia Code Section 15.2-1800(B), the Board of Supervisors of Pittsylvania County, Virginia, will hold a Public Hearing on Tuesday, April 21, 2020, at 7:00 p.m., in the Gallery Room of the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531, to receive citizen input on the proposed transfer of ownership of the County-owned real property and building located at 348 North Main Street, Chatham, Virginia 24531 (GPIN #s 2426-04-8699 and 2426-04-9763), to Pittsylvania County Community Action, Inc. By appointment, a full text of the proposed related documentation is available for review in the Pittsylvania County Administration Building, 1 Center Street, Chatham, Virginia, 24531, and on the County's website, www.pittsylvaniacountyva.gov.

PUBLIC HEARING NOTICE

As required by Virginia Code Section 15.2-1800(B), the Board of Supervisors of Pittsylvania County, Virginia, will hold a Public Hearing on Tuesday, April 21, 2020, at 7:00 p.m., in the Gallery Room of the Chatham Community Center, 115 South Main Street, Chatham, Virginia 24531, to receive citizen input on the proposed transfer of ownership of the County-owned real property and building located at 348 North Main Street, Chatham, Virginia 24531 (GPIN #s 2426-04-8699 and 2426-04-9753), to Pittsylvania County Community Action, Inc. By appointment, a full text of the proposed related documentation is available for review in the Pittsylvania County Administration Building, 1 Center Street, Chatham, Virginia, 24531, and on the County's website, www.pittsylvaniacountyva.gov.

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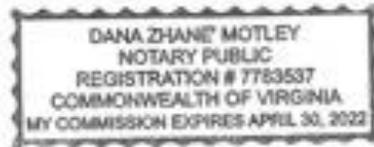
Certificate of Publication

The attached order of publication has been published 2 successive weeks in the Star-Tribune,

at the Chatham office in Pittsylvania County, Virginia, beginning on April 8, 2020, and ending on April 15, 2020.

Chad Harrison, Publisher

[Signature], Editor, acting agent for the publisher
April 15, 2020



STATE OF VIRGINIA, AT LARGE

County of Pittsylvania, To-wit:

The foregoing instrument was acknowledged before me this 15 day of April 2020 by Chad Harrison.
My commission expires April 30, 2022.

[Signature]
Notary Public

28 N. Main Street
P.O. Box 111
Chatham, VA 24531

Tel.: (434) 432-2791
Fax: (434) 432-4033
legals@chathamstartribune.com

Attachment: PCCA COP (1995 : Public Hearing: Disposition of Publicly Owned Property/Building to PCCA Public Hearing (Staff C)