

**COUNTY OF HENRICO, VIRGINIA**  
**Board of Supervisors' Agenda**  
**February 10, 2009**  
**7:00 p.m.**

**PLEDGE OF ALLEGIANCE**

**INVOCATION** – Rev. Don Runion, Pastor, Mt. Vernon Baptist Church

**APPROVAL OF MINUTES** – January 27, 2009 Regular and Special Meetings

**MANAGER'S COMMENTS**

**BOARD OF SUPERVISORS' COMMENTS**

**RECOGNITION OF NEWS MEDIA**

**APPOINTMENT**

46-09                      Resolution – Nomination of Member – Local Emergency Planning Committee.

**PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMITS**

346-07                      Entropy LLC: Request to conditionally rezone from R-3 One-Family Residence  
C-48C-07                      District to B-2C Business District (Conditional), Parcels 769-756-6351, 769-756-  
Brookland                      6059, and 769-756-5766, containing 1.3814 acres, located at the northwest  
intersection of Staples Mill (State Route 33) and Old Staples Mill Roads. The  
applicant proposes a commercial development. The uses will be controlled by  
zoning ordinance regulations and proffered conditions. The Land Use Plan  
recommends Commercial Concentration. The Planning Commission voted to  
recommend the Board of Supervisors grant the request. (**Deferred from the  
December 9, 2008 Meeting**).

47-09                      Metromont Corporation: Request to conditionally rezone from R-5AC General  
C-37C-08                      Residence District (Conditional) to M-2C General Industrial District  
Varina                      (Conditional), Parcels 806-710-8061, 806-711-6674 and 807-711-0058,  
containing approximately 25.251 acres, located on the northeast line of  
Darbytown Road at its intersection with Acton Street, extending to the northeast  
to the eastern terminus of Oregon Avenue. The applicant proposes office use  
with storage for industrial equipment. The use will be controlled by zoning  
ordinance regulations and proffered conditions. The Land Use Plan recommends  
Heavy Industry and Suburban Residential 1, 1.0 to 2.4 units net density per acre.  
The Planning Commission voted to recommend the Board of Supervisors grant  
the request.

48-09                      Diamond Communications, LLC: Request for a Provisional Use Permit under  
P-7-08                      Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in  
Varina                      order to construct a 134' high monopole telecommunications tower and related  
equipment, on part of Parcel 804-702-0772, located on the north line of Midview  
Road approximately 1,075 feet east of New Market Road (State Route 5). The  
existing zoning is R-3 One-Family Residence District. The Land Use Plan  
recommends Suburban Residential 1, 1.0 to 2.4 units net density per acre. The

Planning Commission voted to recommend the Board of Supervisors grant the request.

49-09  
P-1-09  
Three Chopt  
Richmond 20 MHz LLC: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to construct a 142' high telecommunications tower and related equipment, on part of Parcel 740-768-3309, located on the east line of Pouncey Tract Road (State Route 271) approximately 380 feet north of its intersection with Kain Road (Pouncey Tract Park). The existing zoning is A-1 Agricultural District. The Land Use Plan recommends Open Space/Recreation and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors grant the request.

50-09  
C-2C-09  
Brookland  
WILVAL LLC: Request to conditionally rezone from R-6C General Residence District (Conditional) to R-5AC General Residence District (Conditional), part of Parcel 777-773-0724, containing approximately 6.712 acres, located approximately 450 feet north of Greenwood Road at its intersection with Forest Trace Way. The applicant proposes detached and semi-detached homes within the planned Riverview Green age-restricted development. The total number of units would remain the same. The R-5A District allows a minimum lot size of 5,625 square feet and a maximum gross density of 6.0 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Suburban Residential 1, 1.0 to 2.4 units net density per acre. The Planning Commission voted to recommend the Board of Supervisors grant the request.

322-08  
C-44C-07  
Fairfield  
Parham Road Properties, LLC: Request to conditionally rezone from R-4 One-Family Residence District to O-2C Office District (Conditional), Parcels 783-756-0592, 782-756-7785, and -9285, containing approximately 1.49 acres, located along the north line of E. Parham Road, at its intersection with Cleveland Street. The applicant proposes office uses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Office and Commercial Concentration. The Planning Commission voted to recommend the Board of Supervisors grant the request. **(Deferred from the November 12, 2008 Meeting).**

51-09  
C-4C-09  
Brookland  
Arthur S. McGurn: Request to rezone 0.09 acres from B-2C Business District (Conditional) to C-1 Conservation District and conditionally rezone 0.18 acres from C-1 Conservation District to B-2C Business District (Conditional), part of Parcel 770-767-7982, located at the northeast intersection of Mountain Road and John Cussons Drive. The applicant proposes a conservation area and extension of office development. The uses will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Commercial Concentration and Environmental Protection Area. The Planning Commission voted to recommend the Board of Supervisors grant the request.

52-09 Kroger Limited Partnership I: Request to amend proffered conditions accepted  
C-1C-09 with Rezoning Case C-2C-03, on part of Parcel 754-744-6868, located on the  
Three Chopt north line of Eastridge Road approximately 500 feet west of its intersection with  
Three Chopt Road. The applicant proposes to amend Proffer 1 related to the  
conceptual plan and elevations and Proffer 3 related to prohibited uses. The  
applicant proposes an automotive fueling station. The existing zoning is B-2C  
Business District (Conditional). The Land Use Plan recommends Commercial  
Concentration. The Planning Commission voted to recommend the Board of  
Supervisors **grant** the request.

#### **PUBLIC HEARINGS - OTHER ITEMS**

53-09 Resolution - POD-56-07 - Approval of a Plan of Development for Fire  
Station #8 - Tuckahoe District.

325-08 Resolution - Signatory Authority - Lease Agreement - Richmond 20MHz, LLC,  
Inc. - Pouncey Tract Park - Three Chopt District. **(Deferred from the  
November 12, 2008 meeting.)**

326-08 Resolution - Signatory Authority - Easement Agreement for Verizon Virginia,  
Inc. - Pouncey Tract Park - Three Chopt District. **(Deferred from the  
November 12, 2008 meeting.)**

54-09 Ordinance - Vacation of Building Line - Lot 4 of Monument Avenue Terrace,  
Section A - Three Chopt District.

55-09 Ordinance - Vacation of Portion of Ratcliffe Avenue Unimproved Right- of-  
Way - Highland Park Annex - Fairfield District.

#### **PUBLIC COMMENTS**

#### **GENERAL AGENDA**

56-09 Introduction of Resolution - Receipt of Requests for Amendments to the FY  
2008-09 Annual Fiscal Plan: February, 2009.

57-09 Resolution - Acceptance of Ukrops/Milk-Bone Police Dog Donation - Division  
of Police.

58-09 Introduction of Ordinance - To Amend and Reordain Section 9-2 of the Code of  
the County of Henrico Titled "Precincts and polling places" by changing the  
Polling Place for Summit Court Precinct in the Brookland District, Yellow  
Tavern Precinct in the Fairfield District, and Chickahominy Precinct in the  
Varina District.

59-09 Resolution - Signatory Authority - Encroachment Agreement - Colonial Pipeline  
Company - Varina District.

- 60-09      Resolution - Signatory Authority - Amendment to Contract for Engineering Design Services - Charles City Road Improvements from West of Laburnum Avenue to East of Monahan Road (approximately 1,365 feet). Project #00984 (formerly #555656-701-205-00). Varina District.
- 61-09      Resolution - To Permit Additional Fine of \$200 for Speeding on West Durwood Crescent.
- 62-09      Resolution - Acceptance of Roads.

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
REGULAR MEETING  
January 27, 2009

*The Henrico County Board of Supervisors convened a regular meeting on Tuesday, January 27, 2009 at 7:00 p.m. in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.*

**Members of the Board Present:**

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

**Other Officials Present:**

Virgil R. Hazelett, P.E., County Manager  
Joseph P. Rapisarda, Jr., County Attorney  
Honorable Michael L. Wade, Sheriff  
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board  
George T. Drumwright, Jr., Deputy County Manager for Community Services  
Leon T. Johnson, Deputy County Manager for Administration  
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations  
Randall R. Silber, Deputy County Manager for Community Development

Mr. Kaechele called the meeting to order at 7:03 p.m. and led recitation of the Pledge of Allegiance.

George T. Drumwright, Jr., Deputy County Manager for Community Services, delivered the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Glover, the Board approved the minutes of the January 13, 2009 regular meeting.

The vote of the Board was as follows:

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

No: None

## **MANAGER'S COMMENTS**

Mr. Hazelett introduced Pris Woods, President of the North Airport Drive Civic Association, who presented a plaque to Mr. Donati on behalf of the officers and directors of the Association in recognition of his dedication and commitment to the restoration of the Henrico Theatre.

## **BOARD OF SUPERVISORS' COMMENTS**

Mrs. O'Bannon noted the recent passing of Richard B. Anthony, Sr., former principal of Douglas Freeman High School.

Mr. Donati pointed out the significance of March 6, 1934, the date the County's Board of Supervisors appointed Henrico's first County Manager. He suggested that the County recognize the 75<sup>th</sup> anniversary of Henrico's county manager form of government.

## **RECOGNITION OF NEWS MEDIA**

Mr. Kaechele recognized Lisa Crutchfield from the *Richmond Times-Dispatch* and Tom Lappas from the *Henrico Citizen*.

## **PRESENTATION**

Mr. Donati presented a proclamation recognizing January 27, 2009 as American Legion Battlefields Post 144 Day in acknowledgement of the organization's 75<sup>th</sup> anniversary. Accepting the proclamation was Tom Johnson, Post Commander. Joining him was James Woodham, Post Adjutant.

## **RESIGNATION**

31-09            Resolution – Resignation of Member – Board of Social Services.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 31-09 – see attached resolution.

## **PUBLIC HEARING – OTHER ITEMS**

34-09            Resolution - POD-01-08 - Approval of a Revised Master Plan and Plan of Development for Twin Hickory Park and Western Maintenance Facility.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, the Board deferred this item to February 24, 2009.

The vote of the Board was as follows:

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

No: None

### **PUBLIC HEARINGS - REZONING CASES**

32-09 Patrick J. Sanderson: Request to conditionally rezone from A-1 Agricultural  
C-20C-08 District to O-2C Office District (Conditional), Parcels 740-766-3730, 740-766-  
Three Chopt 2619, 740-766-6112, 740-765-3690, 739-766-9601 and 739-766-9016,  
containing 10.950 acres, located at the northeast intersection of Pouncey Tract  
Road (State Route 271) and Twin Hickory Lake Drive.

Planning Director Joe Emerson responded to questions and comments from Mr. Kaechele regarding the applicant's concept plans and proffered traffic improvements. Les Carter, a citizen whose house borders the subject site, expressed concern at the prospect of the site being stripped of trees and left undeveloped. There was extended discussion of this concern by Mr. Emerson, Board members, Mr. Hazelett, and Andy Condlin of Williams Mullen, the applicant's representative. Mr. Kaechele and Mr. Hazelett responded to concerns raised by Brooks Gordon, a citizen who lives in Crawford Park, about traffic patterns in the vicinity of the site.

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

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 32-09(C-20C-08) subject to the following proffered conditions:

1. **Conceptual Plan.** The property shall be developed generally compatible with the attached conceptual plans (a) entitled "OPTION A" and attached hereto as Exhibit A (see case file); and (b) entitled "OPTION B" and attached hereto as Exhibit B (see case file), which layout plans are conceptual in nature and may vary in detail (the "Concept Plans"). The exact locations, footprints, configurations, sizes and details of the building(s), drives, roads and other improvements shown on the Concept Plans are illustrative and may be revised and updated from time to time for engineering or regulatory reasons or other reasons approved at the time of Plan of Development review.
2. **Site coverage.** No more than seventy percent (70%) percent of the property in the aggregate may be covered by buildings, parking areas and driveways.
3. **Limitation on Uses.** No funeral home or undertaking establishment shall be permitted on the Property. No more than one bank with drive through service shall be permitted on the Property. The total square footage of

gross floor area of all office buildings on the Property shall not exceed ninety-five thousand (95,000) square feet in the aggregate.

4. **Protective Covenants.** Prior to or concurrent with the approval of the final Plan of Development, a document shall be recorded in the Clerk's Office of the Circuit Court of Henrico County, Virginia, setting forth controls on the development and maintenance of such portions of the Property and establishing an owners' association (the "Association"). All buffers described in these proffers shall be part of the common area of the development and shall be required by the protective covenants to be maintained by the Association. The Association shall establish uniform rules related to permitted signs on the Property and shall review and approve all exterior and detached signage to be located on the Property. The Association shall repair all roads within the Property not dedicated to and accepted by the County or the Virginia Department of Transportation.
5. **Buffers.** A twenty-five foot (25') buffer shall be provided adjacent to the eastern boundary line of the Property and shall include landscaping with a minimum of transitional buffer 35, as referenced in the County Zoning Ordinance. A twenty-five foot (25') buffer shall be provided adjacent to the southern boundary (Twin Hickory Lake Drive) of the Property. The existing landscaping and lighting fixtures within such twenty-five (25') buffer along Twin Hickory Lake Drive shall be maintained (or replaced with similar quality material), other than as shown on the Concept Plans or as approved at the time of Plan of Development review. An access and maintenance easement for the right to maintain such 25' buffer as required herein shall be provided for the benefit of the Twin Hickory Home Owners' Association or their successors or assigns. All buffers on the Property shall be landscaped subject to: (i) the removal of fallen, diseased or dead plant growth; (ii) the extent necessary for an access road and utility easements, including drainage, and (iii) supplemental plantings, berms and/or fencing and other purposes as required by the Planning Commission at the time of Plan of Development or Landscape Plan review. The Landscape Plan shall also include provisions for landscaping of parking areas and in other common areas of the project.
6. **Exterior Lighting.** Exterior lighting fixtures shall not exceed twenty (20) feet in height as measured from the grade of the base of the lighting standard or from the finished grade of the building directly below such lighting fixture, as the case may be. Exterior light fixtures, other than low intensity decorative ornamental fixtures such as gas style lamps, shall be produced from concealed sources of light and shall be reduced to no more than a security level following the close of business operations each day. At no time shall the parking lot lighting exceed one-half (1/2) foot-candle beyond the boundary lines of the Property. All parking lot lighting



shall be positioned in such a manner as to minimize the impact of such lighting on any adjacent property. Ground-mounted lighting fixtures shall be mounted on footings to prevent the use of direct embedded light standards.

7. **Utility Lines.** Except for junction and access boxes, meters and existing overhead utility lines, all utility lines, including, without limitation, electric, telephone, CATV or other similar lines, shall be installed underground. All junction and access boxes and meters shall be screened from public view at ground level at the perimeter of the Property.
8. **Security Alarms.** Outside speakers shall be prohibited. No external alarm bells or external warning devices that are audible beyond the boundary lines of the Property shall be permitted on the Property.
9. **Detached Signage.** Any detached signs shall be monolithic style signs, the base of which shall be landscaped. No portable signs or signs with changeable copy shall be permitted on the site. Signs shall be lit by ground mounted lighting and shall not be lit internally. No detached sign shall exceed a height of eight (8) feet, as measured from the base of the sign.
10. **Trash and Recycling Receptacle Areas.** All dumpsters, trash and recycling receptacles, (not including convenience cans), shall be screened from view at the boundary line of the Property by a masonry fence or wall (which may be a pre-cast panel masonry fence) to match the exterior of the buildings on the property, or as otherwise approved at the time of Plan of Development review.
11. **HVAC Screening.** Any heating, ventilation and air conditioning equipment shall be screened from public view at ground level at the perimeter of the Property.
12. **Trash Pick Up, Parking Lot Cleaning, and Leaf Blowing.** No trash pick up, parking lot cleaning, or leaf blowing shall occur before 7:00 a.m. or after 8:00 p.m. Monday through Friday or before 10:00 a.m. or after 8:00 p.m. on Saturdays. No trash pick up, parking lot cleaning, or leaf blowing shall occur on Sundays.
13. **Exterior Materials: Exterior Appearance.** The exposed portions of all exterior wall surfaces (front, rear and sides) of each building constructed on the Property shall be similar in architectural treatment and materials to each other and to all other buildings on the Property. The exposed exterior wall surfaces (above finished grade) shall consist of wood, brick, stone, glass, architectural precast, EIFS, stucco if applied to a masonry surface or any combination thereof, or other aesthetically comparable finished materials approved by the Planning Commission at Plan of

Development review. No building on the Property shall be covered with or have exposed to view any painted or unfinished concrete block, sheet or corrugated aluminum, iron and/or steel or other materials unless requested and specifically permitted at the time of Plan of Development review.

The office buildings on the Property shall have an exterior architectural style and use design elements similar to the office buildings located at Three Chopt and Gaskins Roads (GPIN 749-754-5736), as generally shown on the attached photographs (see case file), which such renderings are conceptual in nature and are provided only as an illustration of the quality of the design and architectural style of such buildings. The exterior architectural style of any bank shall be similar to the architectural style of the office buildings located on the Property, if any, and shall be approved by the Planning Commission at the time of Plan of Development review.

14. **Deliveries.** All deliveries to the property shall occur during the hours of 7:00 a.m. to 8:00 p.m. Monday through Saturday.
15. **Hours of Construction.** The hours of exterior construction, including operation of bulldozers and other earthmoving equipment, shall be between 7:00 a.m. and 8:00 p.m. Monday through Friday, between 9:00 a.m. and 8:00 p.m. on Saturdays and none on Sundays; provided, however, except in emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours or utility connectors.
16. **Building Height.** No building on the Property shall exceed forty (40) feet above the finished grade of the building at the front of the building; provided, however, no building within one hundred (100) feet of the eastern boundary line of the Property shall exceed 1 story and twenty-six (26) feet in height.
17. **Property Access.** All sites upon the Property shall be developed to allow the use of and the right to tie into all roads and drives on all other parcels on the Property to provide cross-sections among the parcels so that traffic generated from development on any parcel shall have the ability to access across the roads and drives on any other parcel on the Property.
18. **Stormwater Drainage.** Any wet pond Best Management Practice (BMP) areas will be aerated and landscaped as approved by the Planning Commission at the time of plan of development review.
19. **Road Construction and Dedications.** Road improvements and/or dedications shall be made as follows:

- a. Construction of a right turn lane along northbound Pouncey Tract Road to enter the Property.
  - b. Construction of a right turn lane along westbound Twin Hickory Lake Drive to enter the Property.
  - c. A second left turn lane from westbound Twin Hickory Lake Drive onto southbound Pouncey Tract Road (“Twin Hickory Lake Improvements”) shall be provided so long as such improvements can be made within the existing right-of-way as follows: (i) restriping of Twin Hickory Lake Drive to provide a second left turn lane on the westbound approach within the existing roadway cross-section; and (ii) widening southbound Pouncey Tract Road to provide two receiving lanes for the two left turn lanes from Twin Hickory Lake Drive.
  - d. If the Twin Hickory Lake Improvements are not constructed as set forth above in Proffer 19(c), one additional travel lane plus applicable right-of-way along northbound Pouncey Tract Road (“Pouncey Tract Road Improvements”) shall be constructed. If the Twin Hickory Lake Improvements are to be constructed as set forth above in 19(c), then the Pouncey Tract Road Improvements shall not be constructed, provided, however, the land area needed for the Pouncey Tract Road Improvements shall be dedicated to the County at the time that is directed by the Planning Commission at the time of Plan of Development review.
  - e. Any land area dedicated but not used by the County for its intended purposes within thirty (30) years after such dedication, such land area shall be returned to the party so dedicating such land area.
20. **Twin Hickory Signage.** The existing sign for Twin Hickory located on the Property and an easement or other right of access for maintenance of such sign shall be conveyed to the Twin Hickory Home Owners’ Association or their successors or assigns.
21. **Severance.** The unenforceability, elimination, revision or amendment or any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of any of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

Yes: Kaechele, O’Bannon, Donati, Glover, and Thornton

No: None

In response to a request from Mr. Thornton and comment by Mrs. O'Bannon, Mr. Hazelett suggested that staff update the Board on the County's tree preservation policies during an upcoming work session.

33-09  
C-38C-08  
Varina  
Everett Wayne Beahr: Request to conditionally rezone from B-1 Business District to B-3C Business District (Conditional), Parcel 827-716-2023, containing 0.5 acre, located at the northwest intersection of E. Williamsburg Road (U.S. Route 60) and Naglee Avenue.

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

On motion of Mr. Donati, seconded by Mrs. O'Bannon, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 33-09(C-38C-08) subject to the following proffered conditions:

1. **Use Restrictions.** The only uses on the property shall be those legally permitted in a B-1, Business District at the time of this rezoning and a printing and bindery company.

The following uses shall be prohibited on the subject property:

- a. Business uses with drive -in features;
- b. Automobile service stations;
- c. Automobile, truck, trailer, motorcycle or bus sales;
- d. Automobile, truck, trailer, motorcycle or bus rentals or repairs;
- e. Automotive body and paint shops;
- f. Car wash;
- g. Towing services;
- h. Private clubs, lodges, meeting halls, and fraternal organizations;
- i. Dancehalls;
- j. Funeral home, mortuary, crematorium and/or undertaking establishments;
- k. Parking lots, commercial (nothing herein shall preclude parking lots as an accessory use to a principally permitted use);
- l. Recreation facilities, indoor including theaters, bowling alleys, skating rinks (ice skating and roller skating), swimming pools, tennis courts, model racing tracks, electronic video game rooms, bingo halls, archery ranges and similar activities;
- m. Check cashing establishments and payday loans establishments as defined and regulated by Sections 6.1-432 et. seq. and 6.1-444 et. seq. of the Code of Virginia, provided the foregoing shall not precluded banks, saving and loans or similar financial institutions that are not regulated by the forgoing Virginia Code sections;
- n. Gun shops sales and repairs;
- o. Adult businesses as regulated in section 24-65(n) of the Zoning Ordinance;

- p. Permanent on-site recycling collection facilities not associated with a permitted on-site retail use;
  - q. Laundromats and self-service dry-cleaning establishments.
2. **Elevations.** The architectural appearance of the building shall be generally consistent with the proposed front, side and rear elevations depicted by Exhibits A6, A7 and A8 dated December 1, 2008 (see case file). The improvements shown on the referenced exhibits shall be constructed within one year of approval by the Board of Supervisors of this request.
  3. **Paint Color.** The building shall be painted a color consistent with the submitted paint chips Exhibit A1 (see case file). Any changes to the approved paint colors shall be submitted for review and approval by the Director of Planning.
  4. **Landscape Plan.** A detailed landscaping plan shall be submitted for review and approval to the Director of Planning within ninety (90) days of receiving approval from the Board of Supervisors. The landscape plan shall include the following:
    - Landscaping along the front of the building shall contain a planting area or areas with a minimum area of one hundred (100) square feet. Plantings may be located in planter boxes, landscaped islands or other areas approved as part of the landscape plan. All asphalt shall be replaced with concrete matching the existing sidewalk.
    - At least one interior planting island shall be placed in the parking lot and will contain a minimum area of one hundred and fifty (150) square feet.
    - A landscape planting strip shall be placed along the fence line between the parking lot and the existing residence on the property. This planting strip shall be a minimum of seven (7) feet in width.
    - All plant choices shall be submitted to the Planning Department for staff review and approval by the Director of Planning prior to planting. Dead plant material must be removed and be replaced with approved plants. Completion of plantings will be completed within one (1) year of receiving approval from the Board of Supervisors.
  5. **Existing Pole Signs.** The two existing pole signs and bollards shall be removed from the property.
  6. **Parking.** No parking shall take place in that portion of the property between the front of the building at 12 E. Williamsburg Road and E.

Williamsburg Road. The parking lot shall be sealed and striped within six months of zoning approval.

7. **Outdoor Lighting.** A minimum level of outdoor lighting necessary for security purposes following the close of business conducted on the property shall be maintained. Light pole height shall not exceed 20 feet.
8. **Truck Deliveries and Pickup.** No truck deliveries shall be made after 7:00 p.m. or before 7:00 a.m.
9. **Mechanical Equipment.** All mechanical equipment on the property shall be screened from public view at ground level.
10. **Outside Storage.** No outside storage shall be allowed on the property.
11. **Signage.** Signage on the property shall be regulated as provided for in a B-1 district in the Henrico County Zoning Ordinance. Any detached signs on the Property shall be ground-mounted monument type signs no taller than 8 feet. If lighted, such signs shall be lit with ground-mounted lights.
12. **Trash Receptacles and Dumpsters.** The existing dumpster enclosure shall be repaired and painted to match the building. Trash receptacles and dumpsters shall be enclosed and screened from public view. No trash pickup, parking lot cleaning or leaf blowing shall occur after 7:00 p.m. or before 7:00 a.m.
13. **Outdoor Speakers.** No outdoor speakers or public address systems shall be permitted.
14. **Hours of Operation.** There shall be no service to the public or outside activity on the subject property after 12:00 midnight or before 6:00 a.m.
15. **Severance.** The unenforceability, elimination, revision or amendment or any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of any of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

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

No: None

293-08 C-26C-08 Three Chopt	Ethan and Elizabeth Krash: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional), Parcel 745-764-4296, containing 2.94 acres, located on the north line of Dublin
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Road approximately 250 feet east of its intersection with Belfast Road.

Assistant Director of Planning Jean Moore responded to questions from Mr. Kaechele pertaining to how the applicant had addressed storm sewer, sanitary sewer, and common area issues since the Planning Commission had considered the case. Director of Public Works Lee Priestas, and the applicant's representative, Andy Condlin, responded to questions and comments from Mrs. O'Bannon, Mr. Kaechele, and Mr. Hazelett relating to ownership and future maintenance of the area on the plat identified as a reserve area. Mr. Condlin also addressed issues regarding wetlands and property access. He noted that this was a classic case of infill development. Mr. Condlin also explained an agreement that the applicant had reached with another developer, Webb Tyler, to have a single sanitary and sewer system serve this proposed development and other developments in the area. He and Mr. Tyler, the developer of other properties in the vicinity of the subject property, responded to a question and comments from Mr. Glover concerning the status of a small drainage way running along the property line and potential wetlands on the site.

Three citizens spoke in opposition to this case. John Russo, a resident of 4605 Brookmere Drive in the Crawford Park subdivision, reviewed written concerns he submitted for the record pertaining to resale liquidity and home value, the current housing market, misrepresentation at the time of purchase, wetlands, intentions at the time of the Krash purchase, facilitation of the drainage purchase, prior and future precedents, completion of the development, negotiation of proffers, and suggested proffers. Mike Normansell, President of the Sadler Green Owner's Association, expressed concerns regarding piecemeal development, local property values, and wetlands and natural areas. Mike Starr, a resident of 4808 Greenbrook Drive, voiced concerns relating to stream runoff. A fourth citizen, Brooks Gordon of 4601 Brookmere Drive, stated how the proposed development could serve to enhance the overall neighborhood and would be preferable to leaving the site undeveloped. Mr. Condlin and Mr. Tyler each responded to the issues raised by the citizens opposed to the case.

Mr. Tyler responded to further questions from Board members relating to property values, the reserve area, the U. S. Army Corps of Engineers' position on the proposal to relocate the storm and sanitary sewer systems, and water retention plans for this site and surrounding developments. Mr. Condlin responded to further questions concerning the applicant's land clearing plans and proffered condition addressing garages.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, the Board did not follow the recommendation of the Planning Commission and approved Agenda Item No. 293-08 (C-26C-08) subject to the following proffered conditions:

1. **Conceptual Plan.** The development of the Property shall be in substantial accordance with the conceptual plan attached hereto as

Exhibit A (see case file).

2. **Underground Utilities.** All proposed utilities except for junction boxes and meters shall be placed underground, unless technical or environmental reasons require otherwise. Junction boxes, meters pedestals and transformers shall be screened with opaque vegetation or screening materials.
3. **Streets.** All new streets on the Property shall be constructed of asphalt and designed with standard six (6) inch curb and gutter.
4. **Sidewalks.** A sidewalk shall be provided parallel to Dublin Road and shall be constructed to the Department of Public Work's standards and may be located in the County right-of-way.
5. **Foundation.** All houses shall be constructed on crawl space foundations, except for garages and basements. The exterior portion of the foundations below the first floor level which is visible above grade shall be finished with brick or stone. This proffer shall not apply to direct vent gas fireplaces or appliances. There shall be no cantilevered chimneys, direct vent gas fireplaces, closets or bay windows.
6. **Driveways.** All driveways shall be constructed of either cobblestone, brick, asphalt, pre-cast pavers, concrete or other similar materials approved by the Director of Planning.
7. **Building Materials.** All houses on the Property shall be constructed with brick, stone, EIFS, hardiplank, or an equivalent vinyl siding or other material approved by the Director of Planning. All houses on the Property shall have one hundred percent (100%) brick or stone fronts, exclusive of windows, doors and architectural features. The exterior wall surfaces that face Dublin Road of homes on Lots 1 and 2 shown on Exhibit A (see case file) shall be constructed of one hundred percent (100%) brick or stone, exclusive of windows, doors and architectural features.
8. **Chimneys.** The exterior portion of attached chimneys shall be constructed of brick or stone, consistent with the materials used on the house.
9. **Landscaping.** A natural and landscaped buffer ten (10) feet in width shall be provided along and as part of the required setback from the western boundary line of the Property. Such ten (10) feet buffer shall be subject to the removal of fallen, diseased or dead plant growth and, to the extent approved at the time of subdivision review, utility easements, and such ten (10) feet buffer shall be maintained by the builder and each subsequent future homeowner such that all fallen, diseased or dead plant



growth will be removed and replaced. A minimum of two (2) trees measuring a minimum of 2.5" in caliper shall be retained or planted in the front yard of each residential lot, plus a minimum of two (2) trees of the same caliper shall be retained or planted in the side yard adjacent to the street if the residential lot is a corner lot. One of the trees shall be a street tree located within ten (10) feet of the back of the curb of the front yard of each residential lot and, if the residential lot is a corner lot in the side yard also. Each house and building shall have prototypical plantings (shrubs and/or ornamental ground cover) along the front foundation. The front and side yards shall be irrigated and planted with sod except where mulching or landscaping may occur.

10. **Recreational Vehicles.** No recreational vehicles, campers, trailers or boats shall be parked or stored on the Property, unless within enclosed garages.
11. **Density.** No more than 6 homes may be developed on the Property.
12. **Garages.** Each house shall be constructed with a two (2) car garage. A minimum of fifty percent (50%) of the garages shall have a side or rear entry. Front loading garages shall be recessed beyond the front line of the dwelling, a minimum of five (5) feet.
13. **Restrictive Covenants.** Prior to or concurrent with the recordation of the subdivision plat approved by the County and before the conveyance of any portion of the property covered by said subdivision plat (other than for the dedication of easements, roads, or utilities), there shall be recorded a document in the Clerk's Office of the Circuit Court of Henrico County, Virginia setting forth quality controls on the development and maintenance of all portions of the Property.
14. **Minimum House Size.** Any house constructed on the Property shall have a minimum of 2,850 square feet of finished floor area.
15. **Lot Size.** Lots 1 and 2 shown on the Conceptual Plan along Dublin Road, shall be a minimum of eighty (80) feet in width and all other lots on the Property, shall be a minimum of eighty-five (85) feet in width.
16. **Construction Hours.** The hours of exterior construction, including operation of bulldozers and other earthmoving equipment, shall be (a) between 7:00 a.m. and 7:00 p.m. Monday through Saturday and (b) prohibited on Sunday, except in each case, for emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours or utility connectors.
17. **Dedication.** At the request of the County, the Applicant or its successors in title shall dedicate such area of the "Reserve Area", as

shown on Exhibit A (see case file), for right-of-way necessary to construct and connect a public road to the east of the road shown on the Concept Plan (see case file), as needed for development of property to the east of the Property. The right-of-way shall be dedicated as part of the final plat recordation for development of property to the east of the Property. If such right-of-way property is not used for public road purposes by October 30, 2023, the right-of-way property shall be returned to the then existing owners of the Property.

18. **C-1 Zoning.** Applicant shall file an application for C-1 zoning for the areas within the Property that are within the 100 year flood plain, unless such areas are needed for roads, access ways or other purposes approved or required by the Planning Commission or any other governmental body or official at the time of subdivision approval. Such rezoning application shall be filed as soon as reasonably practical, but in no case later than the date of the recordation of the last subdivision plat for the last lot platted on the Property.
19. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or in part, shall not affect the validity or enforceability of the other proffers or the unaffected part of any such proffer.

The vote of the Board was as follows:

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

No: None

#### **PUBLIC HEARINGS - OTHER ITEMS (CONTINUED)**

35-09      Resolution – Signatory Authority – Lease of County Property – 3017 Irisdale Avenue – Brookland District.

Director of Real Property Jon Tracey and Mr. Hazelett responded to questions from Board members regarding the County's ownership of this property.

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

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 35-09 – see attached resolution.

36-09      Resolution – Signatory Authority – Quitclaim of Interest, If Any, In Land - 4507 Penick Road - Brookland District.

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

Mr. Glover briefly commented on the history of this property.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 36-09 – see attached resolution.

### **PUBLIC COMMENTS**

Mr. Kaechele asked if anyone in the audience wished to address the Board on any items not on the agenda. There were no speakers.

### **GENERAL AGENDA**

37-09            Resolution – Authorizing the Richmond Metropolitan Authority to Establish a Post-Employment Benefits Trust.

In response to questions from Board members, Deputy County Manager for Administration Leon Johnson, Mr. Rapisarda, and Mr. Hazelett explained the procedure under State law for creating this type of trust fund for an appointed political subdivision and the type of benefits and obligations covered by the trust.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 37-09 – see attached resolution.

38-09            Resolution - Authorizing and Providing for the Issuance and Sale of Not to Exceed Seventy-Six Million Dollars (\$76,000,000) Aggregate Principal Amount of Water and Sewer System Refunding Revenue Bonds, Series 2009, of Henrico County, Virginia, for the Purpose of Refunding All of the Outstanding Water and Sewer System Revenue and Refunding Revenue Bonds, Series 1999, of the County; *Authorizing the County Manager and the Director of Finance to Fix the Maturities, Interest Rates and Other Details of Such Bonds; Approving the Form of Such Bonds; Authorizing the County Manager and the Director of Finance to Negotiate the Sale of Such Bonds to Morgan Keegan & Company, inc. and Davenport & Company LLC, as Underwriters of Such Bonds, and Authorizing the Execution and Delivery to Such Underwriters of a Bond Purchase Agreement for Such Sale; Authorizing the Preparation and Delivery of a Preliminary Official Statement Relating to Such Bonds and Authorizing the Distribution Thereof; Authorizing the Preparation of a Final Official Statement and Continuing Disclosure Certificate Relating to Such Bonds and Authorizing the Distribution Thereof; Authorizing a Refunding Trust Agreement by and between the County and U.S. Bank National Association, as Refunding Trustee, and Authorizing the Execution and Delivery of Such Refunding Trust Agreement; Designating and Giving Irrevocable Instructions for the Redemption of Such County's Water and Sewer System Revenue Bonds Being Refunded; and*

## Ratifying Certain Acts and Proceedings.

Director of Finance John Vithoulkas responded to questions from Board members relating to the series and amount of bonds being refunded and the amount of money the County expects to save.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 38-09 – see attached resolution.

- 39-09      Resolution – Award of Annual Construction Contract – Miscellaneous Concrete and Asphalt Rehabilitation Projects.

Director of General Services Paul Proto and Mr. Hazelett responded to questions from Board members regarding the length and basis of the proposed contract, current trends in asphalt pricing, and the marketplace's impact on the disparity in bid amounts.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 39-09 – see attached resolution.

- 40-09      Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Glen Allen Library.

Mr. Proto responded to questions from Board members concerning the status of the project's site plan, the increased costs of the contract attributable to LEED certification, and the benefits to the County of having the project LEED certified.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 40-09 – see attached resolution.

Mr. Proto and Mr. Hazelett explained for Mrs. O'Bannon why LEED certification will not be feasible for the Fire Station #8 project.

- 41-09      Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Eastern Henrico Recreation Center.

On motion of Mr. Thornton, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 41-09 – see attached resolution.

- 42-09      Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #3.

Mr. Proto clarified the location of this station for Mr. Kaechele.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 42-09 – see attached resolution.

- 43-09      Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #7.

On motion of Mr. Donati, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 43-09 – see attached resolution.

- 44-09      Resolution – Signatory Authority – Amendment to Contract for Architectural and Engineering Services – Fire Station #12.

Mr. Proto clarified this project's construction schedule for Mr. Glover.

On motion of Mr. Glover, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 44-09 – see attached resolution.

In response to questions from Board members, Mr. Hazelett addressed the availability of funding for these fire station renovation projects and the estimated design and construction costs for Fire Station #12.

- 45-09      Resolution - Acceptance of Roads.

On motion of Mrs. O'Bannon, seconded by Mr. Donati, and by unanimous vote, the Board approved Agenda Item No. 45-09 – see attached resolution.

Mr. Hazelett provided a brief update on current traffic and weather conditions.

There being no further business, the meeting was adjourned at 9:21 p.m.

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Chairman, Board of Supervisors  
Henrico County, Virginia

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
SPECIAL MEETING  
January 27, 2009

The Henrico County Board of Supervisors convened a special meeting on Tuesday, January 27, 2009 at 4:30 p.m. in the County Manager's Conference Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia.

**Members of the Board Present:**

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

**Other Officials Present:**

Virgil R. Hazelett, P.E., County Manager  
Joseph P. Rapisarda, Jr., County Attorney  
Barry R. Lawrence CMC, Assistant to the County Manager/Clerk to the Board  
Tanya B. Harding, Administrative Assistant/Deputy Clerk to the Board  
George T. Drumwright, Jr., Deputy County Manager for Community Services  
Leon T. Johnson, Deputy County Manager for Administration  
Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations  
Randall R. Silber, Deputy County Manager for Community Development  
Tamra R. McKinney, Director of Public Relations & Media Services  
Jennifer K. Acker, Assistant Director of Public Relations & Media Services

Mr. Kaechele called the meeting to order at 4:32 p.m.

**Proposed Plan of Development for Fire Station No. 8**

Mr. Hazelett recognized Kevin Wilhite, County Planner IV, who joined Charles Ansell of ACA Architects in making a slide presentation on this item. Mr. Wilhite advised that the proposed fire station was located on 1.5 acres of land and that construction would be completed in three phases. He reviewed the layout plan for the site, including temporary structures and parking. There was considerable discussion among Board members and staff regarding the planned removal of recycling bins currently located on the site. Fire Chief Ed Smith and Mr. Hazelett assisted Mr. Wilhite in responding to questions pertaining to the housing of ambulances at fire stations and emergency exits on this site.

Mr. Wilhite recognized Mr. Ansell, who completed the presentation. Mr. Ansell reviewed the building design, elevations, and floor plan. Chief Smith addressed questions relating to station

staffing and apparatus. Mike Verdu, Capital Projects Manager for the Department of General Services, addressed questions concerning the color of the bricks that will be used in the station's construction. There was discussion by Mr. Ansell, the Board, and staff regarding the proposed building's energy efficiency features, how generator noise will be minimized, and the disposition of materials of the existing structure that will be demolished. Chief Smith confirmed that all of the County's fire stations house physical fitness equipment.

### **Workforce Transition Center**

Mr. Hazelett recognized Mr. Drumwright, who presented this matter. Mr. Drumwright introduced Jane Crawley, Director of Social Services, and Susan Crump, Senior Vice-President of the United Way. He advised that an economic crisis task force composed of County employees and non-profit organization representatives, which convened for the first time this past October 31, has developed a plan to establish a regional Workforce Transition Center in the building previously housing Innsbrook Branch Library. The center is tentatively scheduled to open on February 12, 2009. Hours of operation will be Monday through Friday from 9:00 a.m. to 6:00 p.m., with a possible half day on Saturdays. The center will receive a \$500,000 grant from the Commonwealth of Virginia and will assist persons who are currently unemployed with updating their resumes, finding new jobs, and dealing with foreclosure or credit problems. It will contract with a national, non-profit organization based in Innsbrook named Clearpoint Financial Solutions to provide credit counseling to clients of the center.

Mr. Drumwright reviewed and distributed four handouts to the Board during his presentation – a flow chart of the intake process for the center, the center's floor plan, a Metro Richmond Announced Job Loss Report, and current case composites. There was discussion among Board members and staff pertaining to the feasibility of establishing satellite centers in other areas of the county, including public library branches. Mr. Drumwright and Mr. Hazelett also responded to a number of questions from Board members relating to the center's staffing and training needs, how grants funds for the center will be used, projected demand for the center's services, and ways that the center will be publicized.

### **Board Meeting Video Streaming and Minutes**

Mr. Hazelett recognized Mrs. McKinney, who provided a demo of Board meeting video streaming with the assistance of Media Specialist Fred James. Live video streaming will begin with the February 10, 2009 Board meeting. Mrs. McKinney explained how the live and archived videos will be accessed by the public via the County's Web site and also reviewed and responded to questions from Board members regarding camera and microphone placement and logistics in the Board Room. Mrs. McKinney advised that the quality of the video will be much superior to what is viewed in other localities.

Following Mrs. McKinney's presentation, Mr. Hazelett noted that many localities are changing the way they prepare meeting minutes in light of video streaming technology. He suggested reducing the level of detail in the Board's meeting minutes and returning to summary minutes now that the new technology is taking over and the public will have access to video recordings that are directly indexed to items on the agenda.

Mr. Rapisarda explained that the minutes currently being prepared by the Clerk are lengthier than what is required by the Code of Virginia. He offered an example of how they can be abbreviated should the Board in its judgment agree to this. Mr. Rapisarda clarified that local governing bodies are required by the Code of Virginia to have written minutes of their meetings. Archived videos of Board meetings can supplement the written minutes but cannot replace them. There was discussion among Board members as to whether the archived videos should be made a part of the official minutes. Mr. Rapisarda confirmed that local governing bodies are required to approve their meeting minutes under State law. He and Mr. Hazelett recommended that archived videos of Board meetings not be made part of the official minutes. The consensus of the Board was to follow this recommendation although the issue may be revisited at a future work session. Mr. Hazelett will work with Mr. Rapisarda prior to the next Board meeting to determine how the videos should be referenced to the public.

Mrs. McKinney and Information Technology Director Steve Lewis responded to questions from Board members concerning the cost of video streaming the Board meetings and the logistics involved in airing Board meetings on HCTV-17 should the Board choose to do so in the future. Although the January 27 Board meeting will not be live streamed, a test video will be recorded and posted on the County's Web site on February 5.

The Board recessed for dinner at 6:18 p.m. and reconvened at 6:36 p.m. Mrs. O'Bannon was not present for the remainder of the meeting.

Mr. Hazelett briefly reviewed the evening's regular meeting agenda. He referred to recent article in the *Richmond Times-Dispatch* relating to residential assessment trends in Chesterfield County. Mr. Vithoukas distributed a spreadsheet to the Board comparing residential assessments for 2008 and 2009 in the ten largest subdivisions of each Henrico magisterial district. There was discussion among Board members, Mr. Hazelett, and Mr. Vithoukas regarding the County's budget, financial trends, and revenues; State revenue shortfalls; and the local bond refinancing market.

There being no further business, the meeting was adjourned at 6:54 p.m.

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Chairman, Board of Supervisors  
Henrico County, Virginia



Resolution – Nomination of Member – Local Emergency Planning Committee

This Board paper nominates the following person for appointment to the Local Emergency Planning Committee for a term expiring December 31, 2010 or thereafter, when his successor shall have been appointed and qualified:

Industry Representative

Brian J. Butler, Hourigan Construction



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 46-09  
Page No.

Agenda Title  
Committee  
RESOLUTION - Nomination of Member - Local Emergency Planning

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date <b>FEB 10 2009</b>	Moved by (1) _____ Seconded by (1) _____	Donati, J. _____
<input type="checkbox"/> Approved	(2) _____ (2) _____	Glover, R. _____
<input type="checkbox"/> Denied	REMARKS: _____	Kaechele, D. _____
<input type="checkbox"/> Amended	_____	O'Bannon, P. _____
<input type="checkbox"/> Deferred to _____	_____	Thornton, F. _____

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia nominates the following person for appointment to the Local Emergency Planning Committee for a term expiring December 31, 2010 or thereafter, when his successor shall have been appointed and qualified:

Industry Representative

Brian J. Butler, Hourigan Construction

By Agency Head \_\_\_\_\_ *JK*

By County Manager \_\_\_\_\_ *Dee L. Haydel*

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

346-07  
C-48C-07  
Brookland

Entropy LLC: Request to conditionally rezone from R-3 One-Family Residence District to B-2C Business District (Conditional), Parcels 769-756-6351, 769-756-6059, and 769-756-5766, containing 1.3814 acres, located at the northwest intersection of Staples Mill (State Route 33) and Old Staples Mill Roads. The applicant proposes a commercial development. The uses will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Commercial Concentration. Acting on a motion by Mr. Vanarsdall, seconded by Mr. Jernigan, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors **grant** the request because it conforms to the recommendations of the Land Use Plan, it would not adversely affect the adjoining area if developed as proposed, and proffered conditions would provide for a higher quality development than would otherwise be possible. **(Deferred from the December 9, 2008 Meeting.)**

47-09  
C-37C-08  
Varina

Metromont Corporation: Request to conditionally rezone from R-5AC General Residence District (Conditional) to M-2C General Industrial District (Conditional), Parcels 806-710-8061, 806-711-6674 and 807-711-0058, containing approximately 25.251 acres, located on the northeast line of Darbytown Road at its intersection with Acton Street, extending to the northeast to the eastern terminus of Oregon Avenue. The applicant proposes office use with storage for industrial equipment. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Heavy Industry and Suburban Residential 1, 1.0 to 2.4 units net density per acre. Acting on a motion by Mr. Jernigan, seconded by Mr. Branin, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors **grant** the request because it would not adversely affect the adjoining area if properly developed as proposed, it is reasonable in light of the industrial zoning in the area, and the proffered conditions should minimize the potential impacts on surrounding land uses.

48-09  
P-7-08  
Varina

Diamond Communications, LLC: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to construct a 134' high monopole telecommunications tower and related equipment, on part of Parcel 804-702-0772, located on the north line of Midview Road approximately 1,075 feet east of New Market Road (State Route 5). The existing zoning is R-3 One-Family Residence District. The Land Use Plan recommends Suburban Residential 1, 1.0 to 2.4 units net density per acre. Acting on a motion by Mr. Jernigan, seconded by Mr. Vanarsdall, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors grant the request because it would provide added services to the community and it would not be expected to adversely affect public safety, health or general welfare.

49-09  
P-1-09  
Three Chopt

Richmond 20 MHz LLC: Request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to construct a 142' high telecommunications tower and related equipment, on part of Parcel 740-768-3309, located on the east line of Pouncey Tract Road (State Route 271) approximately 380 feet north of its intersection with Kain Road (Pouncey Tract Park). The existing zoning is A-1 Agricultural District. The Land Use Plan recommends Open Space/Recreation and Environmental Protection Area. Acting on a motion by Mr. Branin, seconded by Mr. Vanarsdall, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors grant the request because it would provide added services to the community and the suggested conditions should minimize the potential impacts on surrounding land uses.

50-09  
C-2C-09  
Brookland

WILVAL LLC: Request to conditionally rezone from R-6C General Residence District (Conditional) to R-5AC General Residence District (Conditional), part of Parcel 777-773-0724, containing approximately 6.712 acres, located approximately 450 feet north of Greenwood Road at its intersection with Forest Trace Way. The applicant proposes detached and semi-detached homes within the planned Riverview Green age-restricted development. The total number of units would remain the same. The R-5A District allows a minimum lot size of 5,625 square feet and a maximum gross density of 6.0 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Suburban Residential 1, 1.0 to 2.4 units net density per acre. Acting on a motion by Mr. Vanarsdall, seconded by Mr. Branin, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors grant the request because it would permit development of the land for residential use in an appropriate manner and the proffered conditions would provide for a higher quality of development than would otherwise be possible.

322-08  
C-44C-07  
Fairfield

Parham Road Properties, LLC: Request to conditionally rezone from R-4 One-Family Residence District to O-2C Office District (Conditional), Parcels 783-756-0592, 782-756-7785, and -9285, containing approximately 1.49 acres, located along the north line of E. Parham Road, at its intersection with Cleveland Street. The applicant proposes office uses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Office and Commercial Concentration. Acting on a motion by Mr. Archer, seconded by Mr. Vanarsdall, the Planning Commission voted 4-0 (one absent, one abstention) to recommend the Board of Supervisors grant the request because it conforms with the Land Use Plan and it is not expected to have a precedent setting effect on the zoning in the area. **(Deferred from the November 12, 2008 Meeting.)**



51-09  
C-4C-09  
Brookland

Arthur S. McGurn: Request to rezone 0.09 acres from B-2C Business District (Conditional) to C-1 Conservation District and conditionally rezone 0.18 acres from C-1 Conservation District to B-2C Business District (Conditional), part of Parcel 770-767-7982, located at the northeast intersection of Mountain Road and John Cussons Drive. The applicant proposes a conservation area and extension of office development. The uses will be controlled by zoning ordinance regulations and proffered conditions. The Land Use Plan recommends Commercial Concentration and Environmental Protection Area. Acting on a motion by Mr. Vanarsdall, seconded by Mr. Branin, the Planning Commission voted 5-0 (one absent) to recommend the Board of Supervisors grant the request because it conforms to the recommendations of the Land Use Plan and it would not adversely affect the adjoining area if developed as proposed.

52-09  
C-1C-09  
Three Chopt

Kroger Limited Partnership I: Request to amend proffered conditions accepted with Rezoning Case C-2C-03, on part of Parcel 754-744-6868, located on the north line of Eastridge Road approximately 500 feet west of its intersection with Three Chopt Road. The applicant proposes to amend Proffer 1 related to the conceptual plan and elevations and Proffer 3 related to prohibited uses. The applicant proposes an automotive fueling station. The existing zoning is B-2C Business District (Conditional). The Land Use Plan recommends Commercial Concentration. Acting on a motion by Mr. Branin, seconded by Mr. Jernigan, the Planning Commission voted 4-0 (one abstention, one absent) to recommend the Board of Supervisors grant the request because it conforms to the recommendations of the Land Use Plan and it would not adversely affect the adjoining area if developed as proposed.

**RESOLUTION — POD-56-07 — Approval of a Plan of Development for Fire Station #8 — Tuckahoe District**

This Board Paper is for Board of Supervisors' approval of a plan of development, as required by Sections 24-11(b) and 24-106 of the Henrico County Code, for construction of Fire Station #8, a new one-story, 8,234 square foot fire station to replace an existing facility on the same site. The 1.51 acre site is located on the northwest corner of Patterson Avenue (State Route 6) and Forest Avenue on parcels 758-741-3721, 758-741-4236 and 758-741-3945. The property is zoned R-3, One-Family Residence District and is located in the Tuckahoe District.

The Planning Department has coordinated the review of the plan of development with all County departments and has held a meeting with the project engineer and appropriate representatives of the Department of General Services, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, the Office of Building Construction and Inspections, and the Virginia Department of Transportation. All design issues raised during the review of the project have been resolved.

The Director of Planning recommends approval of the plan, subject to the staff recommendations, the staff plan dated *February 10, 2009*, and the conditions listed in the Board Paper, and the County Manager concurs.

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

Agenda Item No. **53-09**

Page No. 1 of 4

**Agenda Title: RESOLUTION — POD-56-07 — Approval of a Plan of Development for Fire  
Station #8 — Tuckahoe District**

<div style="border: 1px solid black; padding: 2px;">For Clerk's Use On <b>FEB 10 2009</b> Date: _____  ( ) Approved ( ) Denied ( ) Amended ( ) Deferred to: _____</div>	<b>BOARD OF SUPERVISORS ACTION</b>	<b>YES   NO   OTHER</b>
	Moved by (1) _____ Seconded by (1) _____  (2) _____ (2) _____  REMARKS: _____ _____ _____	Donati, J. _____ Glover, R. _____ Kaechele, D. _____ O'Bannon, P. _____ Thornton, F. _____

WHEREAS, Sections 24-11(b) and 24-106 of the Henrico County Code require the submission of applications for plans of development for public facilities to the Board of Supervisors; and,

WHEREAS, an application has been submitted for the approval of POD-56-07, a plan of development for Fire Station #8, to construct a new 8,234 square foot fire station to replace an existing facility on the same site; and,

WHEREAS, the 1.51 acre site is located on the northwest corner of Patterson Avenue (State Route 6) and Forest Avenue on parcels 758-741-3721, 758-741-4236 and 758-741-3945; is zoned R-3, One-Family Residence District; and is located in the Tuckahoe District; and,

WHEREAS, the County Administration, including the Department of General Services, the Department of Planning, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, and the Office of Building Construction and Inspections, and the Virginia Department of Transportation have reviewed the application and the County Administration recommends approval subject to the staff recommendations and the staff plan dated February 10, 2009; and,

WHEREAS, on February 10, 2009, the Board of Supervisors held a public hearing to receive comments on the application for approval.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves the application, subject to the following conditions:

1. The Director of Public Utilities shall approve the construction plans for public water and sewer prior to beginning any construction of these utilities. The Department of Public Utilities shall be notified at least 24 hours prior to the start of any County water or sewer construction.
2. The parking lot shall be subject to the requirements of Section 24-98 of the Henrico County Code.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. 53-09

Page No. 2 of 4

**Agenda Title: RESOLUTION — POD-56-07 — Approval of a Plan of Development for Fire Station #8 —  
Tuckahoe District**

---

3. The parking spaces shall be marked on the pavement surface with four-inch wide white painted traffic lines. All lane lines and parking lines shall be white in color with the exception that those dividing traffic shall be yellow.
4. Sufficient, effective usable parking shall be provided. If experience indicates the need, additional parking shall be provided.
5. Curb and gutter and necessary storm sewer shall be constructed as shown on approved plans.
6. The plan of development shall be revised as annotated on the staff plan dated February 10, 2009, which shall be as much a part of this approval as if its details were fully described herein. Eight sets of revised plans, including the detailed drainage, erosion control and utility plans shall be submitted by the design engineer who prepared the plans to the Department of Planning for final review. Upon notice from the Department of Planning that all comments have been addressed, 21 sets of final plans for signature shall be submitted to the Department of Planning for approval signatures.
7. The Department of Public Works shall be notified at least 24 hours prior to the start of any construction.
8. A detailed landscaping plan shall be submitted to the Department of Planning for review and approval prior to the issuance of any occupancy permits.
9. All ground cover and landscaping shall be properly maintained in a healthy condition at all times. Dead plant materials shall be removed within a reasonable time and replaced during the normal planting season.
10. Prior to the approval of an electrical permit application and installation of the site lighting equipment, a plan including light spread and intensity diagrams and fixture specifications and mounting height details shall be submitted for Department of Planning review and approval.
11. All exterior lighting shall be designed and arranged to direct the light and glare away from nearby residential property and streets.

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

Agenda Item No. 53-09

Page No. 3 of 4

**Agenda Title: RESOLUTION — POD-56-07 — Approval of a Plan of Development for Fire Station #8 —  
Tuckahoe District**

---

12. The site including the parking areas shall be kept clean of litter and debris on a daily basis. Trash container units/litter receptacles and recycling containers shall be maintained with scheduled regular pickups and shall be screened properly on all four sides. The gate(s) shall remain closed except when the receptacle(s) are being filled or serviced and shall be repaired or replaced as necessary. Details shall be included with the final site plan or required landscape plan review and approval.
13. Required fire lanes shall be marked and maintained in accordance with the Virginia Statewide Fire Prevention Code.
14. Traffic control signs shall be provided as indicated on the Planning staff plan. All signs shall be fabricated as shown in The National Manual on Uniform Traffic Control Devices for Streets and Highways and The Virginia Supplement to The Manual on Uniform Traffic Control Devices for Streets and Highways.
15. The assigned property number shall be displayed so it is easily readable from the street. If assistance is needed with the address, please contact the Department of Planning at 501-4284. The Planning Department must assign all property addresses.
16. The contractor shall have a set of plans approved by the Director of Public Works, Director of Public Utilities and the County Manager available at the site at all times when work is being performed. A designated responsible employee shall be available for contact by County inspectors.
17. The property shall be developed generally as shown on the plan filed with the case and no major changes or additions to the layout shall be made without the approval of the Board of Supervisors.
18. Upon completion of the improvements and prior to the certification of the permanent occupancy permit, the engineer or land surveyor who prepared the POD plan shall furnish a statement to the effect that all construction, including water and sewer, is in conformance with the regulations and requirements of the POD.
19. The developer shall provide fire hydrants as required by the Department of Public Utilities and Division of Fire.
20. Insurance Service Offices (ISO) calculations should be included on the final construction plans for approval by the Department of Public Utilities prior to issuance of a building permit.
21. Any necessary offsite drainage easements must be obtained in a form acceptable to the County Attorney prior to final approval of the construction plans by the Department of Public Works.
22. Deviations from County standards for pavement, curb, or curb and gutter design shall be approved by the County Engineer prior to final approval of the construction plans by the Department of Public Works.

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

Agenda Item No. 53-09

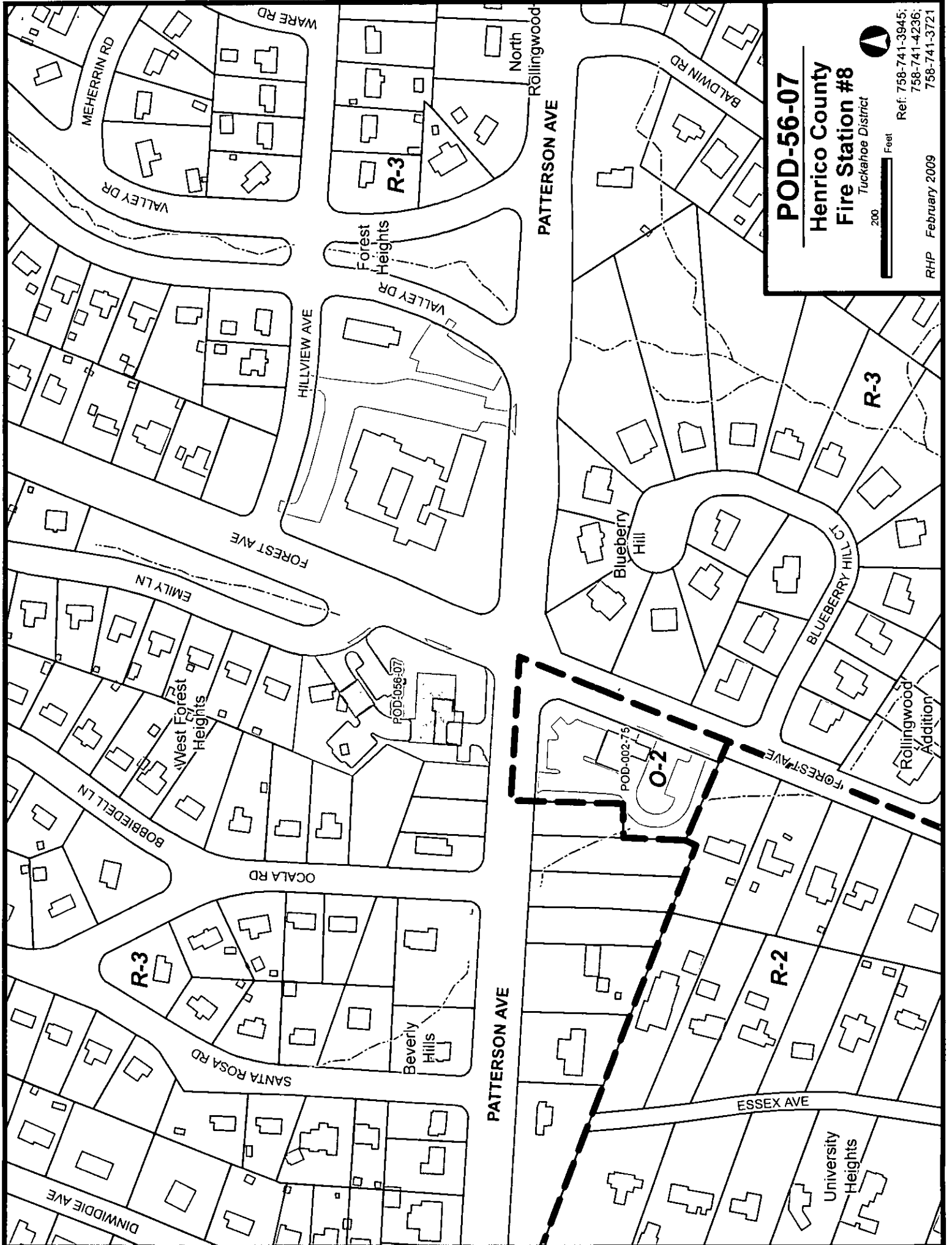
Page No. 4 of 4

**Agenda Title: RESOLUTION — POD-56-07 — Approval of a Plan of Development for Fire Station #8 —  
Tuckahoe District**

---

23. Vehicles shall be parked only in approved and constructed parking spaces.
24. The construction shall be properly coordinated to ensure that safe access, circulation and adequate parking is provided for the facility. A plan to indicate the phasing of improvements and the handling of traffic (construction and employees) shall be submitted to the Department of Planning prior to the issuance of a building permit.
25. The right-of-way for widening of Patterson Avenue, Forest Avenue and Emily Lane as shown on approved plans shall be dedicated to the County prior to any occupancy permits being issued. The right-of-way dedication plat and any other required information shall be submitted to the Director of Real Property at least sixty (60) days prior to requesting occupancy permits.
26. Approval of the construction plans by the Department of Public Works does not establish the curb and gutter elevations along the Henrico County maintained right-of-way. The elevations will be set by Henrico County.
27. A notice of completion form, certifying that the requirements of the Virginia Department of Transportation entrances permit have been completed, shall be submitted to the Department of Planning prior to any occupancy permits being issued.
28. Pavement widening and curb and gutter shall be provided along Patterson Avenue in conjunction with a future improvement project for the roadway.
29. A concrete sidewalk meeting County or VDOT standards shall be provided along the north line of Patterson Avenue, the west line of Forest Avenue, and the south line of Emily Lane.

COMMENTS: The Director of Planning has reviewed the plans submitted by Site Improvement Associates, Inc. and ACA Architects, P.C. and recommends approval, and the County Manager concurs.



**POD-56-07**

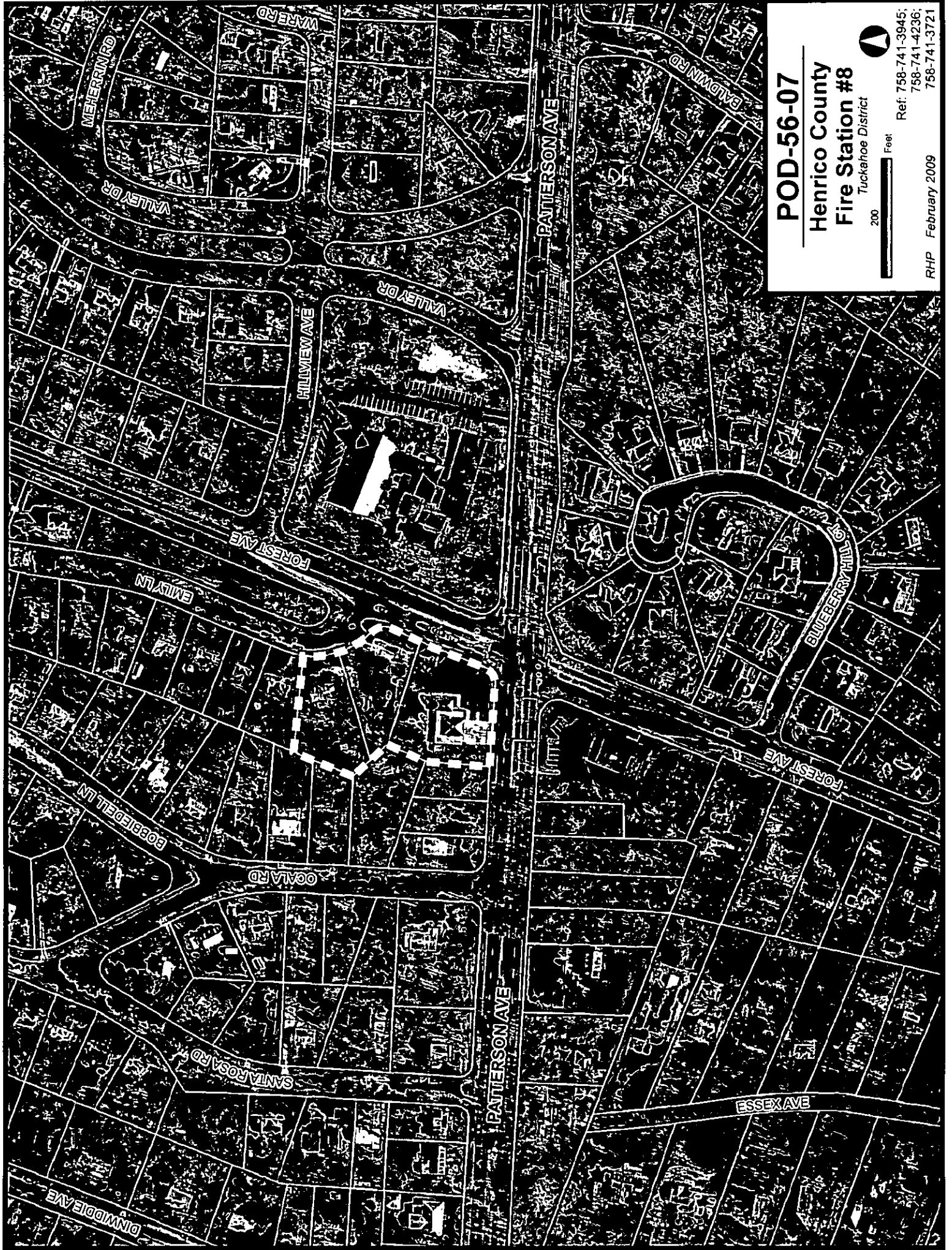
**Henrico County  
Fire Station #8**  
Tuckahoe District



200 Feet

Ref: 758-741-3945;  
758-741-4236;  
758-741-3721  
RHP February 2009





**POD-56-07**

**Henrico County  
Fire Station #8**  
Tuckahoe District



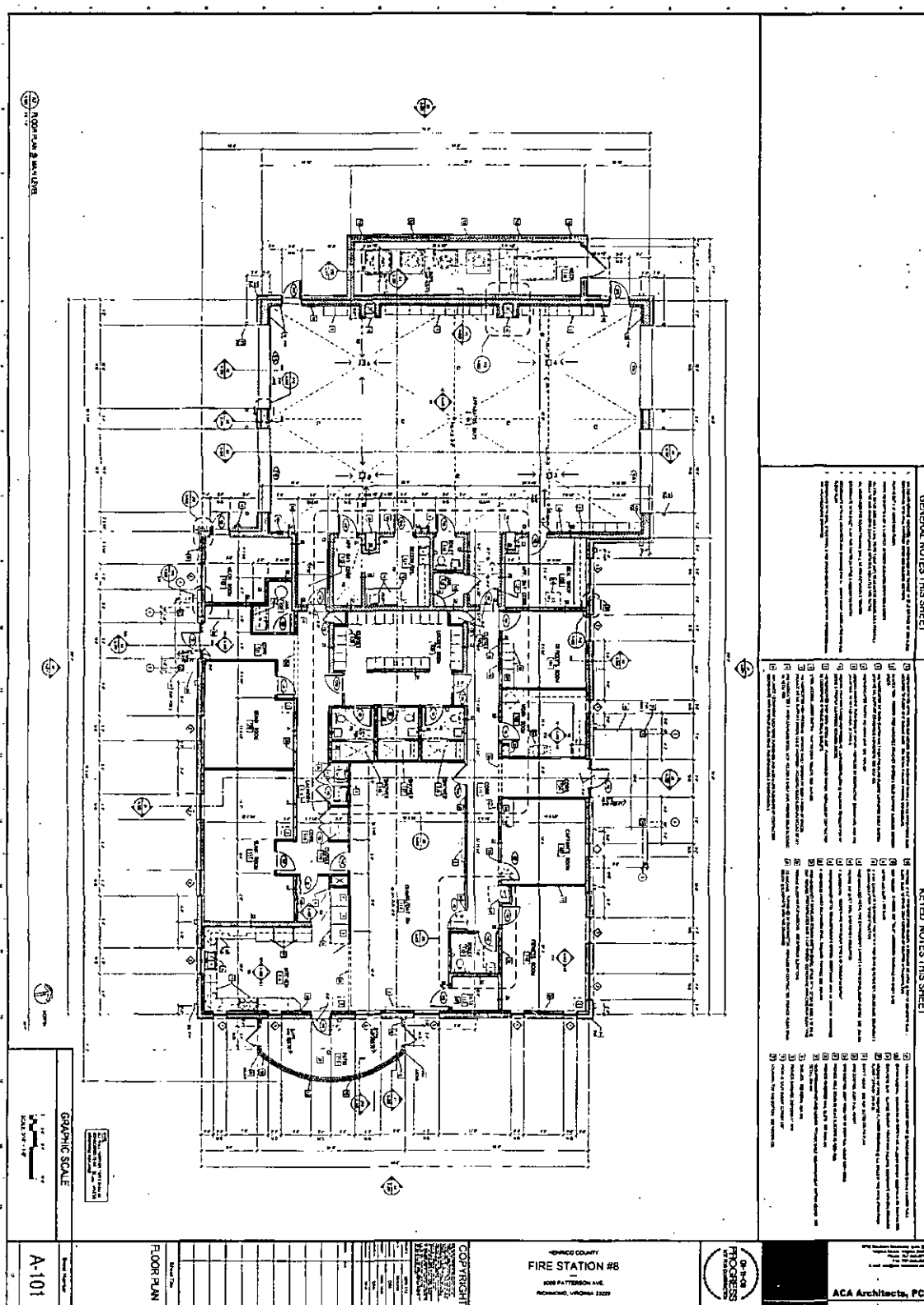
200 Feet

Ref: 758-741-3945;  
758-741-4236;  
758-741-3721

RHP February 2009



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**RESOLUTION - Signatory Authority - Lease Agreement – Richmond 20MHz, LLC, Inc. – Pouncey Tract Park – Three Chopt District**

Approval of this resolution will authorize and direct the County Manager to execute a lease agreement with Richmond 20MHz, LLC, a Delaware limited liability company, d/b/a NTELOS for the lease of real property measuring 50' x 50', together with the right of ingress and egress on a portion of the Pouncey Tract Park property. NTELOS proposes to install a 142' tall telecommunications tower on the site. The initial term of the lease will be 25 years with three optional 5-year renewal terms. The initial annual rental rate will be \$14,000.00 with 3% annual increases over the rent for the previous year. Recreation and Parks, General Services and Real Property recommend approval of this action. **This paper was deferred from the Board Meeting of November 12, 2008.**



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 825-08

Page No. 1 of 1

Agenda Title RESOLUTION - Signatory Authority - Lease Agreement - Richmond 20MHz, LLC,  
Inc. - Pouncey Tract Park - Three Chopt District

For Clerk's Use Only:

Date FEB 10 2009

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS:

YES NO OTHER

Donati, J. \_\_\_\_\_  
Glover, R. \_\_\_\_\_  
Kaechele, D. \_\_\_\_\_  
O'Bannon, P. \_\_\_\_\_  
Thornton, F. \_\_\_\_\_

WHEREAS, the County of Henrico, Virginia (the "County") is the owner of a parcel of land containing 13.224 acres and commonly known as Pouncey Tract Park (the "Property"); and,

WHEREAS, Richmond 20MHz, LLC, a Delaware limited liability company, d/b/a NTELOS ("NTELOS"), proposes to construct a 142' tall telecommunications tower on the property; and,

WHEREAS, NTELOS desires to lease from the County a certain parcel of real property measuring 50 ft. by 50 ft., together with the right of ingress and egress across the Property, for an initial term of 25 years with three optional 5-year renewal terms at an initial annual rental rate of \$14,000.00 with annual 3% rent increases over the previous year's rent; and,

WHEREAS, on November 12, 2008, the Board of Supervisors of Henrico County, Virginia (the "Board") held an advertised public hearing on this Resolution pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia, 1950, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board that the County Manager is authorized and directed to execute a lease, in a form approved by the County Attorney, by and between the County and NTELOS for a parcel of land measuring 50 ft. by 50 ft., together with the right of ingress and egress across the Property for an initial term of 25 years with three optional 5-year renewal terms at an initial annual rental rate of \$14,000.00 with annual 3% rent increases over the previous year's rent.

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

By Agency Head

*Steve Quinn*

By County Manager

*David P. Hargrave*

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

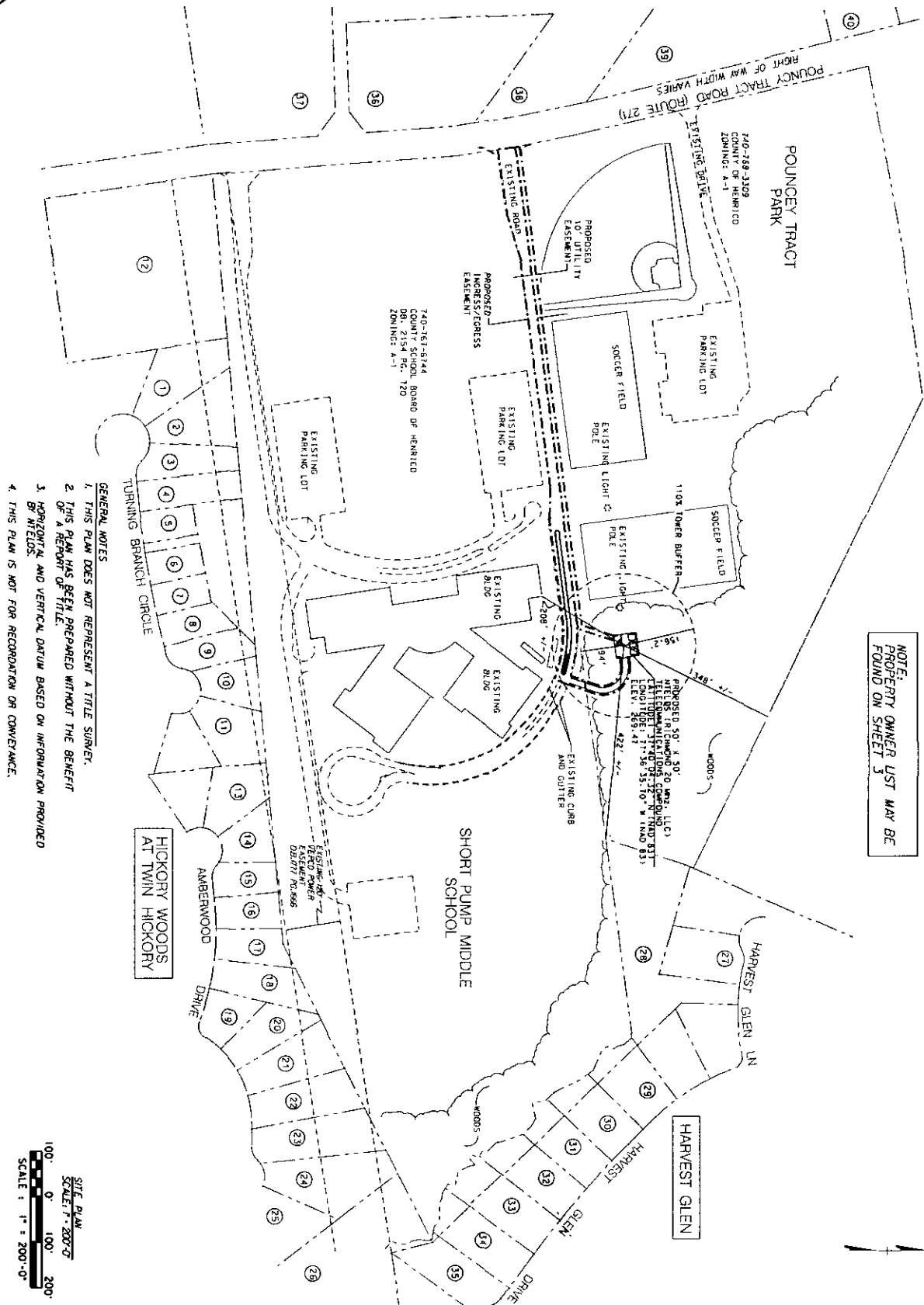
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A Copy Teste: \_\_\_\_\_

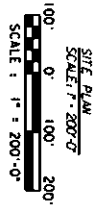
Clerk, Board of Supervisors

Date: \_\_\_\_\_

NOTE: PROPERTY OWNER LIST MAY BE FOUND ON SHEET 3



- GENERAL NOTES
1. THIS PLAN DOES NOT REPRESENT A TITLE SURVEY.
  2. THIS PLAN HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
  3. HORIZONTAL AND VERTICAL DATUM BASED ON INFORMATION PROVIDED BY INTELLOS.
  4. THIS PLAN IS NOT FOR RECONSTRUCTION OR CONVEYANCE.



DATE: 8/15/08
SCALE: AS SHOWN
DRAWN BY: JC
CHECKED BY: JC
DATE: 8/15/08
SHEET NO. 2 OF 5

**SITE PLAN**  
**C**

TELECOMMUNICATIONS  
FACILITY  
WINDHAM  
(R14254)  
4747 POUNEY TRACT RD  
GEN ALLENVA  
23059

SUBMITTALS		
NO.	DATE	ISSUE

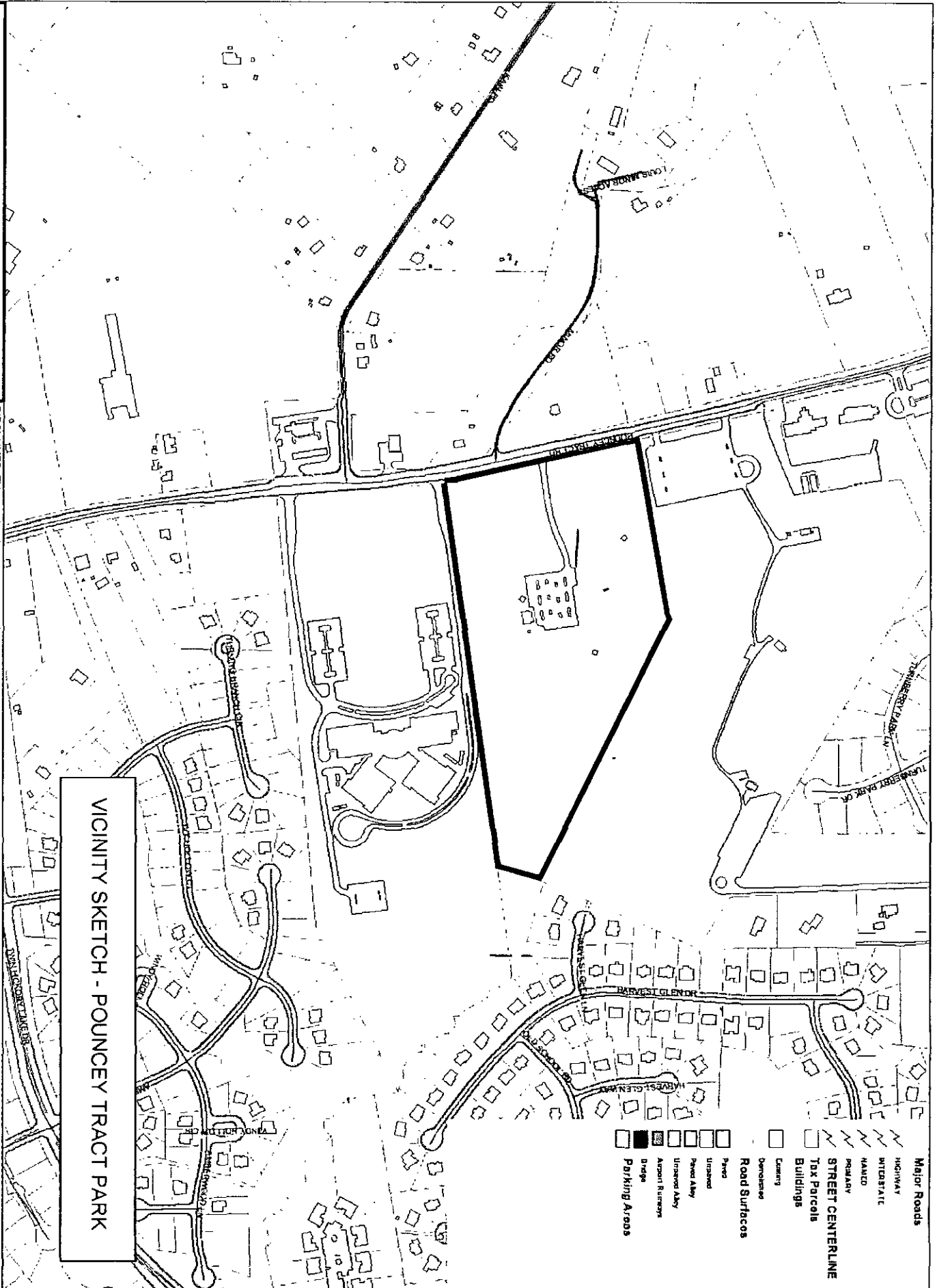
INTELLOS \_\_\_\_\_  
 DATE \_\_\_\_\_  
 OWNER \_\_\_\_\_  
 DATE \_\_\_\_\_

**Intelos**  
 Suite 200  
 5011 Ardourum Parkway  
 Richmond, Virginia 23236



**JNT**  
JOHNSON, ROBERT A. & THOMPSON  
Engineering & Technical Services  
9200 Ardenway Parkway, Suite 400  
Richmond, Virginia 23135  
Phone (804) 825-9900  
Fax (804) 353-0586

DISCLAIMER: This map has been produced on Henrico County's Geographical Information System using the best data available to the County. This map is to be used for reference purposes only and the County of Henrico makes no warranty as to its completeness or accuracy. Any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification, or construction of improvements to real property or for flood plain determination.



VICINITY SKETCH - POUNCEY TRACT PARK



**RESOLUTION – Signatory Authority – Easement Agreement for Verizon Virginia, Inc., - Pouncey Tract Park – Three Chopt District**

Approval of this resolution will authorize the Chairman and Clerk of the Board of Supervisors to execute an easement agreement, in a form approved by the County Attorney, conveying to Verizon Virginia, Inc., the right to construct and maintain telephone and communication facilities across a portion of the Pouncey Tract Park property. The easement is necessary to provide underground telephone service to Richmond 20MHz, LLC, dba/NTELOS, for a telecommunication tower on a portion of the Park property being leased to NTELOS by the County. The easement and facilities will not interfere with the use of the Park. Recreation and Parks, General Services, and Real Property recommend approval of this action. **This paper was deferred from the Board Meeting of November 12, 2008.**



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 326-08  
Page No. 1 of 1

Agenda Title

RESOLUTION – Signatory Authority – Easement Agreement for Verizon Virginia, Inc., - Pouncey Tract Park – Three Chopt District

For Clerk's Use Only:

**FEB 10 2009**

Date

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS:

YES NO OTHER

Donati, J. \_\_\_\_\_  
Glover, R. \_\_\_\_\_  
Kaechele, D. \_\_\_\_\_  
O'Bannon, P. \_\_\_\_\_  
Thornton, F. \_\_\_\_\_

WHEREAS, the County of Henrico, Virginia (the "County") is the owner of a parcel of land containing 13.224 acres and commonly known as Pouncey Tract Park (the "Property"); and,

WHEREAS, Richmond 20MHz, LLC, dba/NTELOS, ("NTELOS") is proposing to lease a portion of the Property for construction and operation of a telecommunication tower facility; and,

WHEREAS, Verizon Virginia, Inc. ("Verizon") intends to provide underground telephone service to NTELOS for its facility; and,

WHEREAS, Verizon has requested the County to convey an underground utility easement across a portion of the Property, as shown on Exhibit "A" attached hereto; and,

WHEREAS, it is the desire of the Board of Supervisors of Henrico County, Virginia (the "Board") to grant an easement to Verizon for this purpose; and,

WHEREAS, on November 12, 2008, the Board held an advertised public hearing on this Resolution pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia, 1950, as amended.

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

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

By Agency Head

*Steve Rein*

By County Manager

*David R. Haynes*

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

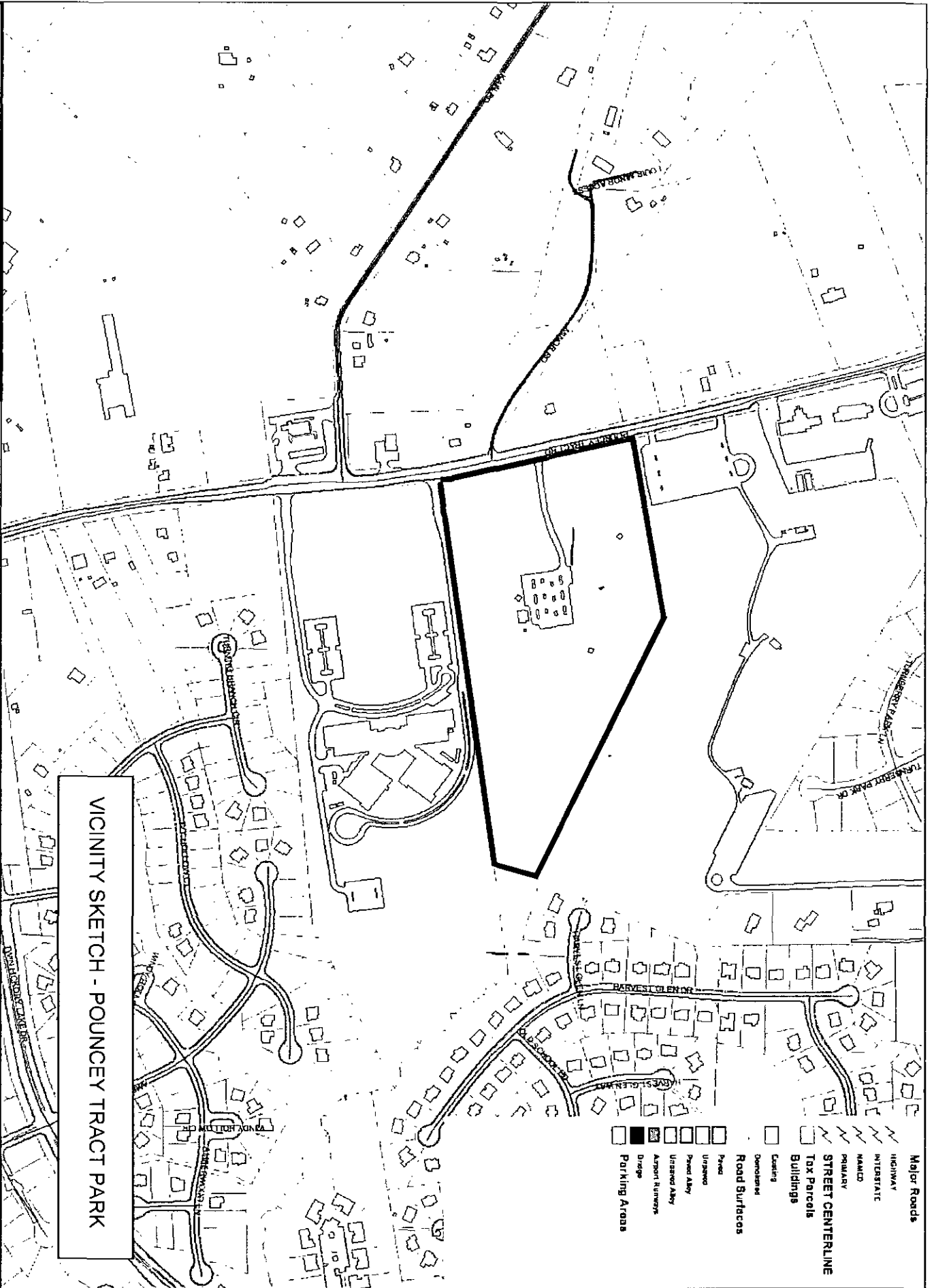
Clerk, Board of Supervisors

Date: \_\_\_\_\_

[illegible]

VERIZON VIRGINIA INC. RIGHT-OF-WAY Exhibit "A"		GRANTOR/OWNER: County of Henrico		CITY/COUNTY: Henrico										
R ----- DENOTES AND/OR R/W - - - - LIMITS OF RIGHT-OF-WAY		ADDRESS: P. O. Box 27032 Richmond, VA 23273		MAGISTERIAL DIST.: Three Chopt TAX MAP NO.: 740-768-3309 PROPERTY I.D.: N/A										
E.A.: Dan Clark PHONE NO.: 804-772-5246		PH. NO.:		DEED BOOK. <u>2224</u> PAGE <u>1140</u> INSTRUMENT #: N/A										
CENTRAL OFFICE: Gayton VZ ROW NUMBER: CTE-08-266581 COVER SHEET NUMBER: CS-		Grantor: Loyal Order Of Moose, Inc. (Richmond Tuckahoe Lodge No. 1163)		<table border="1"> <tr> <td rowspan="2">GRSM</td> <td>SH</td> <td>E-W</td> <td>N-S</td> <td>SH</td> </tr> <tr> <td>255</td> <td>A</td> <td>7</td> <td>1</td> </tr> </table> OF 1		GRSM	SH	E-W	N-S	SH	255	A	7	1
GRSM	SH	E-W	N-S	SH										
	255	A	7	1										
		Grantor: B. M. Kastenbaum and Assoc.		ROUTE ____ PLAT ____ WORK ORDER #: GD08015										

DISCLAIMER: This map has been produced on Henrico County's Geographical Information System using the best data available to the County. This map is to be used for reference purposes only and the County of Henrico makes no warranty as to its completeness or accuracy. Any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification, or construction of improvements to real property or for flood plain determination.



VICINITY SKETCH - POUNCEY TRACT PARK

**ORDINANCE – Vacation of Building Line – Lot 4 of Monument Avenue Terrace,  
Section A – Three Chopt District**

The approval of this Ordinance will vacate the 40-foot wide front yard building setback line on Lot 4 of Monument Avenue Terrace, Section A. The porch on the existing house extends into the building line restriction area and the owner, Vatos Painting & Contracting, Co., would like to alter the porch to bring it in compliance with the building code and obtain a final building permit. The vacation of the 40-foot wide front yard building setback line would allow for less restrictive alterations to bring the porch in compliance with the 35-foot wide front yard building setback line under the zoning ordinance. The Real Property Department has processed this requested vacation through the Departments of Planning, Public Utilities and Public Works without objection.  
**(Public Hearing)**



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 54-09  
Page No. 1 of 2

Agenda Title

ORDINANCE - Vacation of Building Line - Lot 4 of Monument Avenue  
Terrace, Section A - Three Chopt District

<b>For Clerk's Use Only:</b>  <b>FEB 10 2009</b> Date _____ <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to _____	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____  REMARKS: _____ _____ _____	<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td>_____</td><td>_____</td><td>_____</td></tr><tr><td>Glover, R.</td><td>_____</td><td>_____</td><td>_____</td></tr><tr><td>Kaechele, D.</td><td>_____</td><td>_____</td><td>_____</td></tr><tr><td>O'Bannon, P.</td><td>_____</td><td>_____</td><td>_____</td></tr><tr><td>Thornton, F.</td><td>_____</td><td>_____</td><td>_____</td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	_____	_____	_____	Glover, R.	_____	_____	_____	Kaechele, D.	_____	_____	_____	O'Bannon, P.	_____	_____	_____	Thornton, F.	_____	_____	_____
		YES	NO	OTHER																						
Donati, J.	_____	_____	_____																							
Glover, R.	_____	_____	_____																							
Kaechele, D.	_____	_____	_____																							
O'Bannon, P.	_____	_____	_____																							
Thornton, F.	_____	_____	_____																							

WHEREAS, Vatos Painting & Contracting, Co., owner of Lot 4 of Monument Avenue Terrace, Section A, has requested that the Board of Supervisors of the County of Henrico, Virginia (the "Board") vacate the 40-foot wide front yard building setback line shown labeled "Building Line To Be Vacated" on the attached copy of the subdivision plat of Monument Avenue Terrace, Section A, marked as Exhibit "A," which plat is recorded in the Clerk's Office of the Circuit Court of the County of Henrico, Virginia ("Clerk's Office") in Plat Book 23, page 12; and,

WHEREAS, this Ordinance was advertised pursuant to § 15.2-2204 of the Code of Virginia, 1950, as amended, ("Va. Code") and a public hearing was held on February 10, 2009, at 7:00 p.m. by the Board; and,

WHEREAS, it appearing to the Board that no owner of any lot shown on Exhibit "A" will be irreparably damaged by this vacation.

NOW, THEREFORE, BE IT ORDAINED by the Board that:

(1) the building line labeled "Building Line to be Vacated" on Exhibit "A" is vacated in accordance with the provisions of Va. Code § 15.2-2272(2);

By Agency Head

By County Manager

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. 54-09  
Page No. 2 of 2

**Agenda Title      ORDINANCE - Vacation of Building Line – Lot 4 of Monument Avenue  
Terrace, Section A – Three Chopt District**

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- (2) this Ordinance shall become effective 30 days after passage as provided by law;
- (3) the Clerk of the Circuit Court of the County of Henrico, Virginia (the “Clerk”) is authorized, upon receipt of payment therefor, to record a certified copy of this Ordinance in the Clerk's Office after the expiration of 30 days from its passage, provided no appeal has been taken to the Circuit Court of the County of Henrico, Virginia, pursuant to law;
- (4) the Clerk is further authorized to index the same on the grantor and grantee sides of the general index to deeds in the name of Vatos Painting & Contracting, Co., or its successors or assigns; and,
- (5) pursuant to Va. Code § 15.2-2276, the Clerk shall note this vacation as prescribed.

Comments: The Real Property Department has processed this requested vacation through the Departments of Planning, Public Utilities and Public Works without objection; the County Manager concurs.



## VICINITY MAP

LOT 4 MONUMENT AVENUE TERRACE



94-B2-8

ORCHARD ROAD

**SOURCE OF TITLE**  
 early entered within the limits of this subdivision  
 by RICHMOND IMPROVEMENT COMPANY, INCORPORATED  
 in Henrico County, Virginia, and designated as this plat section  
 1 on December 28, 1930, in the Clerk's Office of Henrico  
 County, Virginia.

*William M. Lewis*  
 by *W. M. Lewis*

vision of a deed of land situated on the south side  
 of Avenue between Avenue Avenue and Service Road  
 Henrico County, Virginia, and designated as this plat section  
 1, and presented by William M. Lewis, Certified Surveyor,  
 1, plan of Monument Avenue Terrace, is with the plan  
 in accordance with the design of the undersigned  
 proprietor thereof. The 20th Easement for Sewer,  
 a 20th Easement, as shown on this plat is subject to the  
 County of Henrico within the City of Richmond,  
 establish an alley or easement of any future  
 at cost for security involved. There is no deed  
 Althoys or other instrumentality imposing a lien  
 upon property.

**IN WITNESS WHEREOF, RICHMOND IMPROVEMENT**  
 INCORPORATED, owner and proprietor of the above  
 of land, has caused its name to be signed here by  
 its duly authorized officer and its name to be signed here by  
 its secretary. In witness whereof, said officers being duly sworn  
 subscribe this deed.

RICHMOND IMPROVEMENT COMPANY, INCORPORATED  
 by *James T. Talley*  
 Secretary

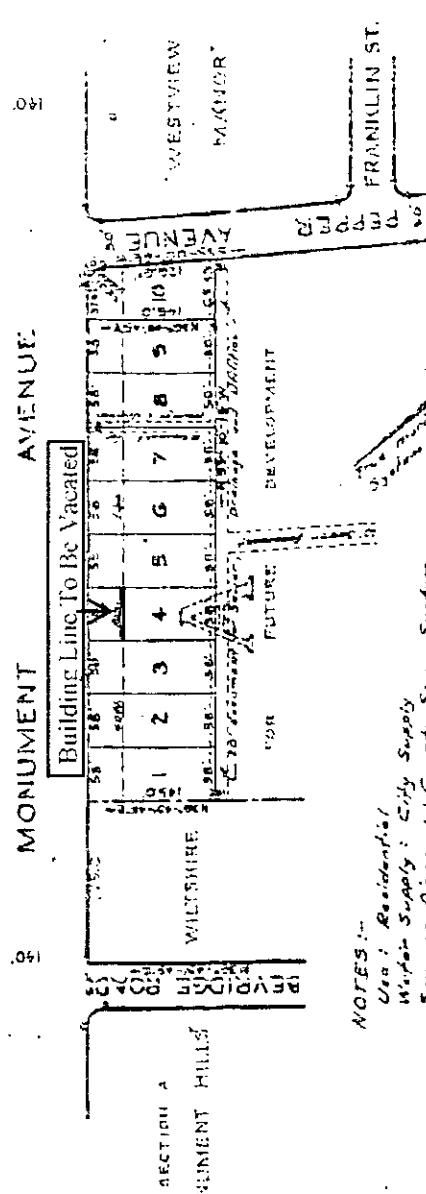
*Talley, J. Talley*  
 Secretary

VIRGINIA, this 1st day of January, 1931  
 RICHMOND, Virginia

*William M. Lewis*  
 a Notary Public, in and for the City of Henrico,  
 County of Henrico, do hereby certify that James T. Talley, Jr. and  
 James T. Talley, Jr., whose names, as President and Secretary, Treasurer  
 of RICHMOND IMPROVEMENT COMPANY, INCORPORATED, are  
 in the foregoing instrument, bearing date of January 23, 1931, have  
 in my city of Henrico, personally appeared before me and ask  
 me to execute this deed.

GIVEN under my hand and seal this 1st day of January, 1931  
 My Commission expires on January 23, 1932.

*William M. Lewis*  
 Notary Public



**NOTES:-**  
 Use: Residential  
 Water Supply: City Supply  
 Sewage Disposal: County Sewer System  
 ENGINEER'S CERTIFICATE  
 To the best of my knowledge and belief all of  
 the requirements, as set forth in the ordinance for  
 approving plats of subdivision for re-subdivision in  
 Henrico County, Virginia, have been complied with.

*William M. Lewis*  
 by *W. M. Lewis*

APPROVED  
 JAN 10 1931

W. M. Lewis  
 Certified Surveyor

PLAN OF  
 SECTION - A

MONUMENT AVENUE TERRACE

HENRICO COUNTY, VIRGINIA

Scale 1"=100'

Approved by the  
 CITY PLANNING COMMISSION  
 January 14, 1931  
 City

JANUARY 23, 1931

EXHIBIT "A"

William M. Lewis  
 Certified Surveyor  
 Richmond, Virginia

PAGE 12

**ORDINANCE – Vacation of Portion of Ratcliffe Avenue Unimproved Right-of-Way – Highland Park Annex – Fairfield District**

Approval of this Ordinance will vacate the portion of Ratcliffe Avenue unimproved right-of-way lying between Block 3 and Block 6 of Highland Park Annex. The owner of the lots in Block 3 operates an auto parts business and would like to increase security by constructing a fence within the area to be vacated. The owner of the lots in Block 6 has joined in this vacation request. There are no County facilities in the right-of-way and no future use of it is anticipated. The Real Property Department has processed this requested vacation through the Departments of Planning, Public Works and Public Utilities without objection. **(Public Hearing)**



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 55-09  
Page No. 1 of 2

Agenda Title

ORDINANCE - Vacation of Portion of Ratcliffe Avenue Unimproved Right-of-Way - Highland Park Annex - Fairfield District

<p>For Clerk's Use Only:</p> <p>Date <b>FEB 10 2009</b></p> <p><input type="checkbox"/> Approved</p> <p><input type="checkbox"/> Denied</p> <p><input type="checkbox"/> Amended</p> <p><input type="checkbox"/> Deferred to</p>	<p style="text-align: center;"><b>BOARD OF SUPERVISORS ACTION</b></p> <p>Moved by (1) _____ Seconded by (1) _____</p> <p>(2) _____ (2) _____</p> <p>REMARKS: _____</p> <p>_____</p> <p>_____</p>	<table border="1"><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Glover, R.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Kaechele, D.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>O'Bannon, P.</td><td>___</td><td>___</td><td>___</td></tr><tr><td>Thornton, F.</td><td>___</td><td>___</td><td>___</td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	___	___	___	Glover, R.	___	___	___	Kaechele, D.	___	___	___	O'Bannon, P.	___	___	___	Thornton, F.	___	___	___
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Glover, R.	___	___	___																							
Kaechele, D.	___	___	___																							
O'Bannon, P.	___	___	___																							
Thornton, F.	___	___	___																							

WHEREAS, Louis A. Purvis and Carolyn F. Purvis, owners of Lots 1 through 11, Block 3, and CAB 2 Properties, LLC, a Virginia limited liability company, owner of all the lots in Block 6, in Highland Park Annex, requested that the portion of Ratcliffe Avenue unimproved right-of-way (the "Right-of-Way") shown shaded on the attached copy of the subdivision plat of Highland Park Annex, marked as Exhibit "A," which plat is recorded in the Clerk's Office of the Circuit Court of the County of Henrico, Virginia ("Clerk's Office") in Plat Book 13, page 19, be vacated; and,

WHEREAS, this Ordinance was advertised pursuant to Section 15.2-2204 of the Code of Virginia, 1950, as amended, ("Va. Code") and a public hearing was held on February 10, 2009, at 7:00 p.m., by the Board of Supervisors of the County of Henrico, Virginia; and,

WHEREAS, it appearing to the Board that no owner of any lot shown on the aforementioned recorded plat will be irreparably damaged by this vacation.

NOW, THEREFORE, BE IT ORDAINED by the Board that:

(1) the portion of the Right-of-Way as shown shaded on Exhibit "A" is vacated in accordance with the provisions of Va. Code § 15.2-2272(2),

By Agency Head

By County Manager

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. 55-09  
Page No.

2 of 2

**Agenda Title**

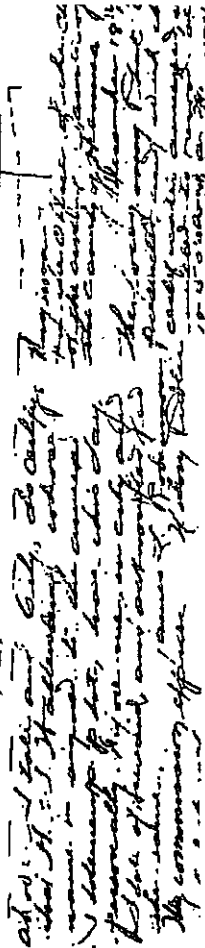
**ORDINANCE - Vacation of Portion of Ratcliffe Avenue Unimproved Right-of-Way - Highland Park Annex - Fairfield District**

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- (2) this Ordinance shall become effective thirty (30) days after passage as provided by law;
- (3) the Clerk of the Circuit Court of the County of Henrico, Virginia (the "Clerk") is authorized, upon receipt of payment therefor, to record a certified copy of this Ordinance in the Clerk's Office after the expiration of thirty (30) days from its passage, provided no appeal has been taken to the Circuit Court of the County of Henrico, Virginia, pursuant to law;
- (4) the Clerk is further authorized to index the same on the grantor and grantee sides of the general index to deeds in the names of Louis A. Purvis and Carolyn F. Purvis and CAB 2 Properties, LLC, a Virginia limited liability company, or their successors or assigns; and,
- (5) pursuant to Va. Code § 15.2-2276 the Clerk shall note this vacation as prescribed.

Comments: The Real Property Department has processed this requested vacation through the Departments of Planning, Public Utilities and Public Works without objection; the County Manager concurs.

LABURNUM



The subscribers are shown drawn in what  
the context of and in accordance with all  
choices of the undersigned and not  
of the undersigned. Henry J. Macdonald  
City of Portland, Me.  
I have of P. H. H. a letter from the other

OCT. 15, 1929

RICHMOND, VA.

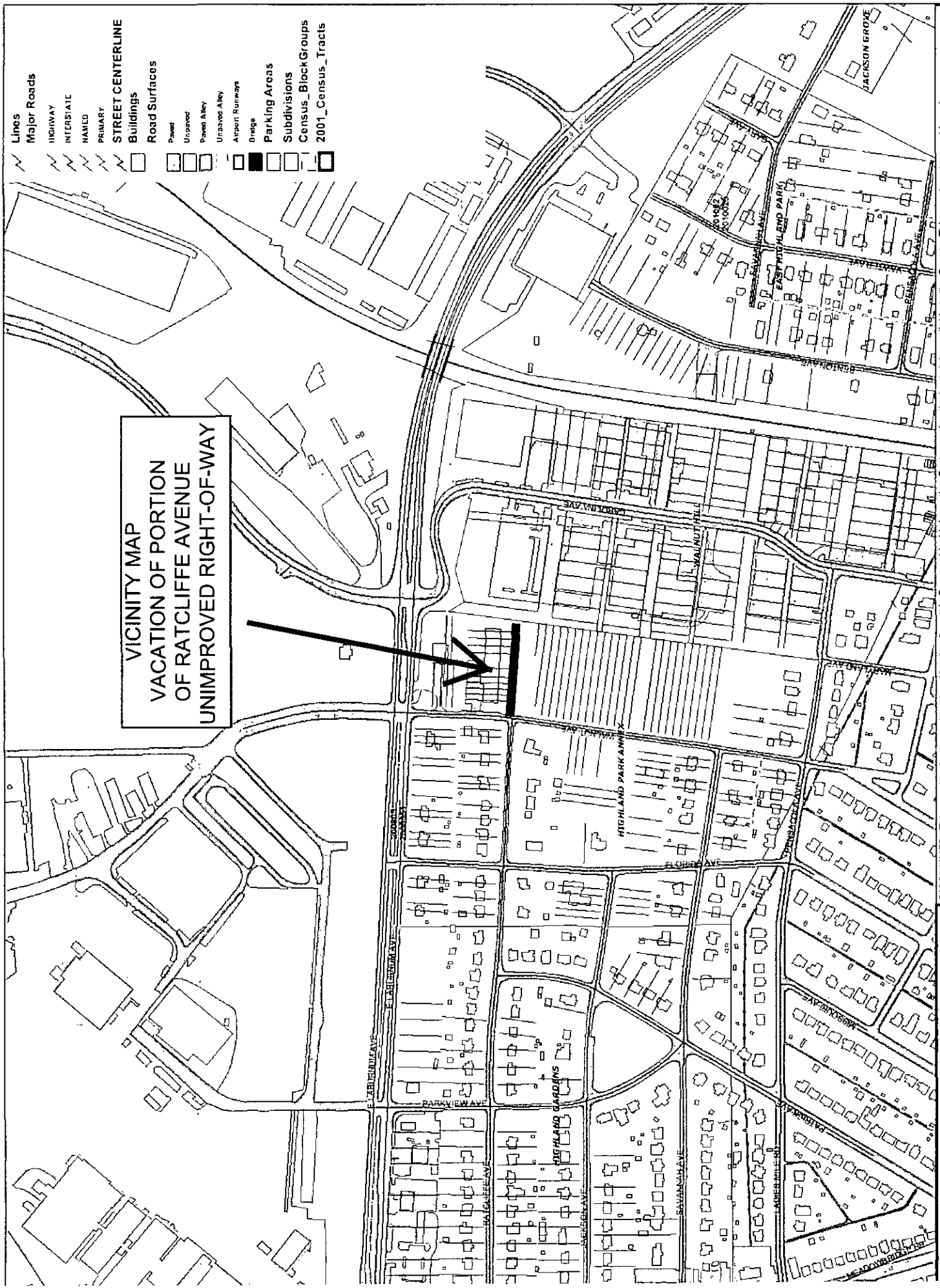
SCALE 1" = 100'

Approved  
T. Crawford Riddle  
Sublieutenant General  
Oct 20th 1920

APPROVED IN accordance with Act  
of Admiralty approved March 21, 1912.  
W. S. Smith, *Comptroller*.  
J. M. Smith, *Acting Comptroller*.  
Nicholas W. *1924*.

EXHIBIT "A"

T. CHANNFORD REDDY & BROS.  
SURVEYORS & ENGINEERS.



VICINITY MAP  
 VACATION OF PORTION  
 OF RATCLIFFE AVENUE  
 UNIMPROVED RIGHT-OF-WAY

DISCLAIMER: This map has been produced on Henrico County's Geographical Information System using the best data available to the County. This map is to be used for reference purposes only and the County of Henrico makes no warranty as to its completeness or accuracy. Any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification, or construction of improvements to real property or for flood plain determination.

**INTRODUCTION OF RESOLUTION – Receipt of Requests for Amendments to the FY 2008-09 Annual Fiscal Plan: February, 2009**

Pursuant to Virginia Code Section 15.2-2507, amendments to the County's approved budget in excess of one percent of the County's currently adopted budget may be approved only after publishing a notice of a public hearing at least seven days before the hearing date. The budget amendments that are the subject of this paper fall under the one percent threshold that triggers the advertised public hearing requirement; nevertheless, this paper calls for their advertisement. The notice states the County's intent to amend the budget. To that end this paper is submitted, along with a list of the requested amendments, as an introduction, so the Board may authorize the advertising for February 17, 2009 and the public hearing for February 24, 2009. A separate paper will be submitted for Board action to amend the Annual Fiscal Plan and appropriate funds for expenditure, as applicable, after the February 24 public hearing.

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

Agenda Item No. **56-09**  
Page No. 1 of 1

**Agenda Title    INTRODUCTION OF RESOLUTION - Receipt of Requests for Amendments to the  
FY 2008-09 Annual Fiscal Plan: February, 2009**

<b>For Clerk's Use Only:</b>  Date <b>FEB 10 2009</b> <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	<b>BOARD OF SUPERVISORS ACTION</b>  Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____  REMARKS: _____ _____ _____	<table style="width: 100%;"><tr><th></th><th style="text-align: center;">YES</th><th style="text-align: center;">NO</th><th style="text-align: center;">OTHER</th></tr><tr><td>Donati, J.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>Glover, R.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr><tr><td>Thornton, F.</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td><td style="text-align: center;">___</td></tr></table>		YES	NO	OTHER	Donati, J.	___	___	___	Glover, R.	___	___	___	Kaechele, D.	___	___	___	O'Bannon, P.	___	___	___	Thornton, F.	___	___	___
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Kaechele, D.	___	___	___																							
O'Bannon, P.	___	___	___																							
Thornton, F.	___	___	___																							

**WHEREAS**, the County Manager has provided the Board of Supervisors of the County of Henrico, Virginia, with a list dated February 3, 2009 (since revised) requesting amendments to the 2008-09 Annual Fiscal Plan; and,

**WHEREAS**, the County Manager listed by department and cost center, the purpose of the request and the source of funding to support the proposed amendments.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Henrico, Virginia, that the Clerk of the Board is directed to advertise a synopsis of the proposed amendments and a public hearing thereon to be held on February 24, 2009, at 7:00 p.m., in the Board Room at the Henrico County Government Center, East Parham and Hungary Spring Roads, to ascertain the views of the citizens with respect to the proposed amendments, such advertisement to be placed in the Richmond Times-Dispatch on Tuesday, February 17, 2009.

**COMMENTS:** The Director of Finance recommends approval of this Board paper and the County Manager concurs.

<div style="border-bottom: 1px solid black; margin-bottom: 5px;">By Agency Head </div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Routing:</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Yellow to:</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Copy to:</div>	<div style="border-bottom: 1px solid black; margin-bottom: 5px;">By County Manager </div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Certified:</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">A Copy Teste:</div> <div style="text-align: right; margin-bottom: 5px;">Clerk, Board of Supervisors</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Date:</div>
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AMENDMENT TO THE 2008-09  
ANNUAL FISCAL PLAN FOR FEBRUARY, 2009

OPERATING FUNDS

FUND 0101 - GENERAL FUND - General Operating

Department 22 - Social Services

22061 - Eligibility Administration

1301 00000 - Administration

\$ 43,639

The Commonwealth of Virginia, Department of Social Services, will provide the County of Henrico, an additional \$15,492 of State (35.5%) and \$21,383 of Federal (49.0%) funds for the FUEL/Crisis Program in fiscal year 2008-09. This amendment provides funding for temporary labor and associated FICA costs for this program. The required 15.5% County match (\$6,764) will come from the fund balance in the General Fund, and is included in this \$43,639, amount. The total appropriation for this program in fiscal year 2008-09, will be \$83,624, after this addition.

22505 - Adult Services

1302 00000 - Purchase of Services

4,000

Supplemental funding of \$3,200 has been awarded to the County of Henrico by the Commonwealth of Virginia, Department of Social Services for the Adult Services program. The required 20% or \$800 of County matching funds will come from the fund balance in the General Fund, and is included in this \$4,000 total. This funding will enable the department to serve up to two cases currently on the waiting list for Adult Chore and Companion Services. These cases will receive services which could include assistance with housekeeping, cleaning, cooking, bathing, light chores, and other miscellaneous assistance.

22604 - Auxiliary Grants for the Aged

1302 00000 - Purchase of Services

4,500

The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, an additional \$3,600, in State funding for fiscal year 2008-09, to fund State and federally mandated auxiliary grant expenditures for the aged. The County's required 20% match (\$900), will come from the fund balance in the General Fund.

22605 - Auxiliary Grants for the Blind

1302 00000 - Purchase of Services

5,000

The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, an additional \$4,000, in State funding for fiscal year 2008-09, to fund State and federally mandated auxiliary grant expenditures for the blind. The County's required 20% match (\$1,000), will come from the fund balance in the General Fund.

22606	- Auxiliary Grants for the Disabled	
1302 00000	- <u>Purchase of Services</u>	37,500
	The Commonwealth of Virginia, Department of Social Services, has awarded the County of Henrico, an additional \$30,000, in State funding for fiscal year 2008-09, to fund State and federally mandated auxiliary grant expenditures for the disabled. The County's required 20% match (\$7,500), will come from the fund balance in the General Fund.	
	Total Social Services	\$ 94,639
	Total GENERAL FUND	\$ 94,639
FUND 1102 - SPECIAL REVENUE FUND - State and Federal Grants - County		
Department 07 - Juvenile Detention		
07002	- Juvenile Probation	
0000 05218	- <u>Juvenile Accountability Block Grant</u>	\$ 50,550
	The Commonwealth of Virginia, Department of Criminal Justice Services (DCJS) has, for the tenth year, awarded the County of Henrico, a Federal Juvenile Accountability Block Grant (JABG) for \$45,495, for calendar year 2009. A County required match of 10% or \$5,055 of the total program, will come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund. Funds are to be used to provide Multisystemic Therapy services for chronic and/or serious juvenile offenders to be provided by existing staff at Henrico Mental Health facilities.	
Department 13 - Fire		
13113	- Emergency Planning and Safety	
0000 05134	- <u>Radiological Preparedness and Response Program</u>	\$ 700
	To appropriate funding received for the Radiological Preparedness and Response Program administered through the Virginia Department of Emergency Management on behalf of Dominion Virginia Power. This funding will be used for planning and public outreach on how to respond to hazardous material events. No local match is required.	
0000 05215	- <u>FY2007 CERT - Community Emergency Response Team</u>	20,000
	To appropriate funding from the Virginia Department of Emergency Management. These federal funds are pass-through from the Department of Homeland Security and are being administered by the Commonwealth. Funds will be used for classroom instruction, CERT personnel training, program training materials and equipment, and advertisement of the program. No local match is required.	

0000 05217	- <u>Hazardous Materials Emergency Preparedness</u>	25,135
	To appropriate funding from the Virginia Department of Emergency Management. These federal funds are pass-through from the United States Department of Transportation's Research and Special Program Administration and are being administered by the Commonwealth. Funds will be used to conduct a hazardous materials commodity flow study. The County has a required in-kind match that will be covered with existing personnel.	
0000 05219	- <u>FY2008 - UASI (Shelter and Evacuations)</u>	57,621
	To appropriate funding from the Virginia Department of Emergency Management. These federal funds are pass-through from the Department of Homeland Security for it's Urban Area Security Initiative (UASI), which is administered by the Commonwealth. Funds will be dedicated for evacuation, shelter planning, training, and coordination of efforts across twenty area localities. No local match is required.	
13116	- Fire Marshal's Office	
0000 00833	- <u>Fire Prevention Services</u>	6,195
	Donations have been received from the private sector for use by the Division of Fire. These funds are to be used for the maintenance of the Division's Kids Safety House as well as smoke detectors, and additional training materials for Fire Prevention Services.	
13150	- Field Operations	
0000 05092	- <u>Eyes for Fire Program</u>	450
	To appropriate funding received from Henrico citizens for donations to the Division of Fire for work in the community for the Division's Eyes for Fire program. The funds will be used towards the purchase of a thermal imaging camera. These cameras assist greatly in locating victims in fire situations and also enhance the safety of firefighters.	
0000 05123	- <u>Lifesaver Program</u>	225
	To appropriate funding received from the Beth Sholom Woods Resident Council as a donation to the Division's Lifesaver Program. This program provides aid for citizens who have Alzheimer's, dementia, autism or Down's Syndrome by providing electronic receiver bracelets to aid in locating them.	
	Total Fire	\$ 110,326
Department 23 - Recreation and Parks		
23101	- <u>Director</u>	
0476 05154	- <u>Recreation Donations - Brookland Youth Baseball/Softball</u>	\$ 900
	To appropriate donations received from Shoney's of Richmond for the Brookland Youth Sports Awards.	

## Department 28 - Public Works

28007 - Environmental Inspection

1221 00000 - Watershed Program

\$ 158,000

To appropriate funding for the Henrico County Communications Complex stream restoration project as part of the ongoing Watershed Program. Funding will come from the fund balance in the General Fund via an interfund transfer to the Special Revenue Fund.

Total Fund 1102 - Special Revenue Fund-State/Fed Grants-County \$ 319,776

## FUND 1108 - Capital Area Training Consortium

Department 27 - CATC

27004 - Workforce Partnership

0000 05216 - Employment Transition Center

\$ 500,000

To amend the Capital Area Training Consortium's Capital Region Workforce Partnership budget to include federal funding for the Employment Transition Center to support dislocated workers. Funds will be utilized for affected workers across the region.

Total Fund 1108 - Capital Area Training Consortium \$ 500,000

Total Special Revenue Fund - General Government \$ 819,776

Total OPERATING FUNDS \$ 914,415

CAPITAL FUNDS

## FUND 2100 - CAPITAL PROJECTS FUND - General Capital Projects

Department 12 - Police

12999 - Police Capital Projects

0000 06535 - Forensic Lab Security Renovation

\$ 148,400

To provide funding to improve the perimeter security of the forensic laboratory of the Division of Police. These enhancements will protect the chain of custody and the integrity of the evidence stored in the facility. Funds are to come from Wireless E-911 revenues that have been received by the County but not appropriated. This funding is to be moved from the Special Revenue Fund via an interfund transfer to the Capital Projects Fund.

## Department 23 - Recreation and Parks

23101 - Director

4012 00650 - Dorey Park Rugby Field Lighting

\$ 172,500

To provide funding for installation of lighting for the rugby field at Dorey Park. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

4015 06554 - Montrose Elementary School Walking Trail

20,000

To provide funding for an asphalt walking trail on the perimeter of the field behind Montrose Elementary School. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Total Recreation and Parks \$ 192,500

## Department 28 - Public Works

28004 - Construction

0000 00607 - Three Chopt Barrington Hill to Gaskins \$ 196,789

The Virginia Department of Transportation (VDOT) has agreed to the use of Surface Transportation Program (STP) funds for the Three Chopt Road (Barrington Hills to Gaskins Road) project. This additional funding would be utilized to extend the western boundary of this project approximately 1,245 feet to better transition into existing improvements. No County matching funds are required.

0000 06476 - Gaylord Road Drainage Improvements 84,490

To appropriate funding for survey and engineering services to perform drainage improvement design along Gaylord Road, Girard Avenue, Parma Road, and a portion of the existing drainage channel within the rear yards between Gaylord Road and Freestone Avenue. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

0000 00000 - Tuckahoe Park Drainage Improvements Phase 2B 72,680

To appropriate funding for the construction of the Phase 2B portion of the Tuckahoe Park which will include the necessary survey and engineering services to perform drainage improvement design along Comet Road. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Total Public Works \$ 353,959

## Department 29 - Real Property

29001 - Real Property

0000 06551 - Hooper Road Property \$ 110,000

This amendment will fund the purchase of the property located at 4003 Hooper Road that could be utilized for the future expansion of the Government Center. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

## Department 32 - Non-Departmental

32001 - Non-Departmental

0488 00000 - Babe Ruth World Series \$ 45,000

This amendment will provide funding to the Glen Allen Youth Athletic Association for the application to host the Babe Ruth World Series in 2011. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

3003 06495 - Memorial Day Parade

17,000

This amendment will provide funding to the Lakeside Volunteer Rescue Squad for sponsorship of a Memorial Day parade. Funds are to come from the fund balance in the General Fund via an interfund transfer to the Capital Projects Fund.

Total Non-Departmental	<u>\$ 62,000</u>
Total CAPITAL PROJECTS FUND	<u>\$ 866,859</u>
Total Amendments/Appropriations	<u><u>\$ 1,781,274</u></u>

**RESOLUTION – Acceptance of Ukrops/Milk-Bone Police Dog Donation – Division of Police**

This Board paper authorizes acceptance of a Ukrops/Milk-Bone police dog donation for the purchase of a new police dog in an amount up to \$5,000. The Division will use the donation either to add to its existing K9 complement or to replace an aging police dog.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 57-09

Page No. 1 of 1

Agenda Title: RESOLUTION – Acceptance of Ukrops/Milk-Bone Police Dog Donation – Division of Police

For Clerk's Use Only:

Date: FEB 10 2009

- ( ) Approved  
( ) Denied  
( ) Amended  
( ) Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

YES NO OTHER

Donati, J. \_\_\_\_\_

Glover, R. \_\_\_\_\_

Kaechele, D. \_\_\_\_\_

O'Bannon, P. \_\_\_\_\_

Thornton, F. \_\_\_\_\_

WHEREAS, Milk-Bone and its retailers have partnered to donate police dogs to law enforcement agencies across the country since 1998; and,

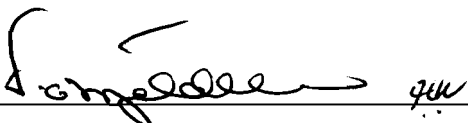
WHEREAS, the Henrico County Division of Police has been offered, and wishes to accept, a donation for the cost of a new police dog in an amount up to \$5,000.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County that it accepts the Ukrops/Milk-Bone police dog donation in an amount up to \$5,000.

BE IT FURTHER RESOLVED that the Board commends both Ukrops and Milk-Bone for their generous donation for the purchase of a new police dog by the Division of Police.

Comment: The Chief of Police, the County Manager concurring, recommend approval of this Board paper.

By Agency Head



By County Manager



Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_



**INTRODUCTION OF ORDINANCE** – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” By Changing the Polling Place for Summit Court Precinct in the Brookland District, Yellow Tavern Precinct in the Fairfield District, and Chickahominy Precinct in the Varina District

This Board paper introduces for advertisement and public hearing on March 10 an ordinance to change the polling places for the Summit Court Precinct in the Brookland District, Yellow Tavern Precinct in the Fairfield District, and Chickahominy Precinct in the Varina District. The proposed changes are as follows:

<b>Precinct</b>	<b>Current Polling Place</b>	<b>Proposed Polling Place</b>
Summit Court	Overbrook Presbyterian Church	Hatcher Memorial Baptist Church
Yellow Tavern	Virginia Association of Realtors	North Park Library
Chickahominy	American Legion Post #144	Oak Hall Baptist Church

These changes are needed for the June 9 primary election. After Board approval, they must be submitted to the U.S. Department of Justice for preclearance under the Voting Rights Act before they can be implemented.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 58-09  
Page No. 1 of 1

Agenda Title: **INTRODUCTION OF ORDINANCE – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” By Changing the Polling Place for Summit Court Precinct in the Brookland District, Yellow Tavern Precinct in the Fairfield District, and Chickahominy Precinct in the Varina District**

For Clerk's Use Only:

Date: **FEB 10 2009**

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS: \_\_\_\_\_

YES NO OTHER

Donati, J. \_\_\_\_\_  
Glover, R. \_\_\_\_\_  
Kaechele, D. \_\_\_\_\_  
O'Bannon, P. \_\_\_\_\_  
Thornton, F. \_\_\_\_\_

The Clerk is directed to advertise, in the Richmond Times-Dispatch on February 17, 2009 and February 24, 2009, the following ordinance for a public hearing to be held at the Board Room on March 10, 2009 at 7:00 p.m.:

“AN ORDINANCE to amend and reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” by changing the polling place for Summit Court Precinct in the Brookland District, Yellow Tavern Precinct in the Fairfield District, and Chickahominy Precinct in the Varina District. A copy of the full text of this ordinance and maps depicting the proposed changes are available for inspection in the Office of the County Manager, Parham and Hungary Spring Roads, Henrico, Virginia.”

Comments: The Registrar and Electoral Board recommend approval of this Board paper; the County Manager concurs.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

Routing:

Yellow to: \_\_\_\_\_

Copy to: \_\_\_\_\_

Certified:

A Copy Teste: \_\_\_\_\_

Clerk, Board of Supervisors

Date: \_\_\_\_\_

**BLACKLINE**

AN ORDINANCE to amend and reordain Section 9-2 of the Code of the County of Henrico Titled "Precincts and polling places" by Changing the Polling Place for Summit Court Precinct in the Brookland District, Yellow Tavern Precinct in the Fairfield District, and Chickahominy Precinct in the Varina District.

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

1. That Section 9-2 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 9-2. Precincts and polling places.**

The following shall be the precinct boundaries and polling places for the magisterial districts in the county.

(1) Brookland Magisterial District.

- 
- 
- 

o. *Summit Court Precinct.* Beginning at the intersection of Interstate Route 64 and the boundary line of the City of Richmond and Henrico County; thence northwestwardly along Interstate Route 64 to its intersection with the R.F.& P. Railroad; thence northwardly along the R.F.& P. Railroad to its intersection with Kenwood Avenue extended; thence eastwardly along Kenwood Avenue extended to its intersection with Kenwood Avenue; thence eastwardly along Kenwood Avenue to its intersection with Cedar Croft Street; thence southwardly along Cedar Croft Street to its intersection with Dumbarton Road and Stoneleigh Road; thence southwardly along Stoneleigh Road to its intersection with the boundary line of the City of Richmond and Henrico County; thence southwardly along the boundary line of the City of Richmond and Henrico County to its intersection with Interstate Route 64 and the point of beginning. The polling place for Summit Court Precinct shall be ~~Overbrook Presbyterian Church, 2605 Dumbarton Road.~~ **Hatcher Memorial Baptist Church, 2300 Dumbarton Road.**

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-

(2) Fairfield Magisterial District.

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w. *Yellow Tavern Precinct.* Beginning at the intersection of the Richmond and Ashland Electric right-of-way and the boundary line of Hanover County and Henrico County; thence eastwardly along the boundary line of Hanover County and Henrico County to its intersection with Chamberlayne Road (U.S. Route 301); thence southwestwardly along Chamberlayne Road (U.S. Route 301) to its intersection with East Parham Road; thence southwestwardly along East Parham Road to its intersection with Interstate Route 95; thence northwardly along Interstate Route 95 to its intersection with Interstate Route 295; thence northwestwardly along Interstate Route 295 to its intersection with Longdale Avenue extended; thence southeastwardly along Longdale Avenue extended to its intersection with Davis Avenue and Longdale Avenue; thence southeastwardly along Longdale Avenue to its intersection with Lee Avenue; thence southwestwardly along Lee Avenue to its intersection with Richmond Road; thence southeastwardly along Richmond Road to its intersection with Cole Boulevard; thence southwestwardly along Cole Boulevard to its intersection with Greenwood Road; thence northwardly along Greenwood Road to its intersection with Interstate Route 295; thence northwestwardly along Interstate Route 295 to its intersection with Woodman Road; thence northeastwardly along Woodman Road to its intersection with Greenwood Road; thence southeastwardly along Greenwood Road to its intersection with Winfrey Road; thence northwardly along Winfrey Road to its intersection with the Richmond and Ashland Electric right-of-way; thence northwestwardly along the Richmond and Ashland Electric right-of-way to its intersection with the boundary line of Hanover County and Henrico County and the point of beginning. The polling place for Yellow Tavern Precinct shall be ~~Virginia Association of Realtors, 10231 Telegraph Road.~~ **North Park Library, 508 Franconia Road.**

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(5) Varina Magisterial District.

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c. *Chickahominy Precinct.* Beginning at the intersection of Nine Mile Road (State Route 33) and A.P. Hill Avenue; thence northeastwardly along A.P. Hill Avenue to its intersection with Mary Washington Street and A.P. Hill Avenue extended; thence northeastwardly along A.P. Hill Avenue extended to its intersection with the boundary line of Hanover County and Henrico County; thence southeastwardly along the boundary line of Hanover County and Henrico County, New Kent County and Henrico; thence southeastwardly along the boundary line of New Kent County and Henrico County to its intersection with Interstate Route 64; thence southwestwardly along Interstate Route 64 to its intersection with Meadow Road; thence northwardly along Meadow Road to its intersection with the Norfolk Southern Railway; thence southwestwardly along the Norfolk Southern Railway to its intersection with Interstate Route 295; thence northwardly along Interstate Route 295 to its intersection with Meadow Road; thence westwardly along Meadow Road to its intersection with Broad Water Creek; thence northwestwardly along Broad Water Creek to its intersection with Graves Road; thence northwestwardly along Graves Road to its intersection with Hanover Road (Old State Route 156); thence northwestwardly along Hanover Road (Old State Route 156) to its intersection with North Airport Drive (State Route 156); thence southwestwardly along North Airport Drive (State Route 156) to its intersection with East Washington Street; thence northwestwardly along East Washington Street to its intersection with North Holly Avenue and West Washington Street; thence northwestwardly along West Washington Street to its intersection with Bridge Street; thence southwestwardly along Bridge Street to its intersection with Nine Mile Road (State Route 33); thence westwardly along Nine Mile Road (State Route 33) to its intersection with A.P. Hill Avenue and the point of beginning. The polling place for Chickahominy Precinct shall be ~~American Legion Post #144, 1717 Old Hanover Road.~~ **Oak Hall Baptist Church, 1877 Old Hanover Road.**

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2. That the remaining provisions of Section 9-2 of the Code of the County of Henrico shall remain unchanged and in full force and effect.

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

4. That the Clerk of the Board shall send a certified copy of this ordinance, including a map showing the locations of the polling places, to the Henrico County Electoral Board, the Secretary of the Commonwealth, the State Board of Elections, and the Division of Legislative Services.

5. That the County Attorney shall submit a certified copy of this ordinance, including a map showing the locations of the polling places, to the United States Department of Justice for preclearance pursuant to Section 5 of the Voting Rights Act of 1965, as amended.

**RESOLUTION – Signatory Authority – Encroachment Agreement – Colonial Pipeline Company - Varina District**

Approval of this resolution will authorize the County Manager to execute an encroachment agreement with Colonial Pipeline Company. As part of the Four Mile Creek Trunk Sewer Rehabilitation Project, the County must cross Colonial Pipeline Company's gas pipeline facilities with sewer lines. The encroachment agreement will be in a form approved by the County Attorney. The Director of Public Utilities recommends approval of this paper.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 59-09

Page No. 1 of 1

Agenda Title: **RESOLUTION - Signatory Authority – Encroachment Agreement – Colonial Pipeline Company – Varina District**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
Date: <b>FEB 10 2009</b>	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____			
( ) Approved	REMARKS: _____			
( ) Denied	_____			
( ) Amended	_____			
( ) Deferred to: _____	_____			

	YES	NO	OTHER
Donati, J.	_____	_____	_____
Glover, R.	_____	_____	_____
Kaechele, D.	_____	_____	_____
O'Bannon, P.	_____	_____	_____
Thornton, F.	_____	_____	_____

WHEREAS, the County must construct sewer lines across Colonial Pipeline Company's gas pipeline facilities as a part of the Four Mile Creek Trunk Sewer Rehabilitation Project; and,

WHEREAS, Colonial Pipeline Company requires that the County execute an encroachment agreement for the crossing.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute the required encroachment agreement in a form approved by the County Attorney.

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

By Agency Head W. Hornung By County Manager David A. Hays

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Clerk, Board of Supervisors

Date: \_\_\_\_\_



**RESOLUTION — Signatory Authority — Amendment to Contract for Engineering Design Services — Charles City Road Improvements from West of Laburnum Avenue to East of Monahan Road (approximately 1,365 feet). Project #00984 (formerly #555656-701-205-00). Varina District**

On December 14, 2005, the Board of Supervisors approved a contract with Michael Baker, Jr., Inc. for a lump sum fee of \$1,084,121.76 for the preparation of design and construction plans for Charles City Road improvements from west of Laburnum Avenue to east of Monaghan Road.

Additional work is required to design approximately 1,365 feet of waterline along Charles City and Monahan Roads as well as environmental studies and roadway design. Michael Baker Jr., Inc. and the Department of Public Works have negotiated a fixed lump sum fee of \$220,453.00 for the additional design work.

This Board paper authorizes the County Manager and the Clerk to execute the amendment in a form approved by the County Attorney in the amount of \$220,453.00, together with any necessary change orders within funds available. Funds for this project will be provided from the Capital Projects Fund Project #00984 (formerly #555656-701-205-00).

The Director of Public Works recommends approval of this Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 60-09  
Page No. 1 of 1

Agenda Title **RESOLUTION — Signatory Authority — Amendment to Contract for Engineering Design Services — Charles City Road Improvements from West of Laburnum Avenue to East of Monahan Road (approximately 1,365 feet). Project #00984 (formerly #555656-701-205-00). Varina District**

For Clerk's Use Only:

Date **FEB 10 2009**

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

YES NO OTHER

Donati, J. \_\_\_\_\_  
Glover, R. \_\_\_\_\_  
Kaechele, D. \_\_\_\_\_  
O'Bannon, P. \_\_\_\_\_  
Thornton, F. \_\_\_\_\_

WHEREAS, on December 14, 2005, the Board of Supervisors approved a contract with Michael Baker, Jr., Inc. for a lump sum fee of \$1,084,121.76 for the preparation of design and construction plans for Charles City Road improvements from west of Laburnum Avenue to east of Monaghan Road; and,

WHEREAS, Michael Baker Jr., Inc. and the Department of Public Works have negotiated a fixed lump sum fee of \$220,453.00 for additional design work to design approximately 1,365 feet of waterline along Charles City and Monahan Roads and roadway design.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors approves an amendment to the contract with Michael Baker Jr., Inc., for engineering design services for improvements to Charles City Road for the additional fixed lump sum amount of \$220,453.00.

BE IT FURTHER RESOLVED that the County Manager and the Clerk are authorized to execute the amendment in a form approved by the County Attorney, together with any necessary change orders within funds available.

COMMENTS: The funds for this project will be provided from the Capital Projects Fund, Project #00984 (formerly #555656-701-205-00). The Director of Public Works recommends approval of this Board paper, and the County Manager concurs.

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

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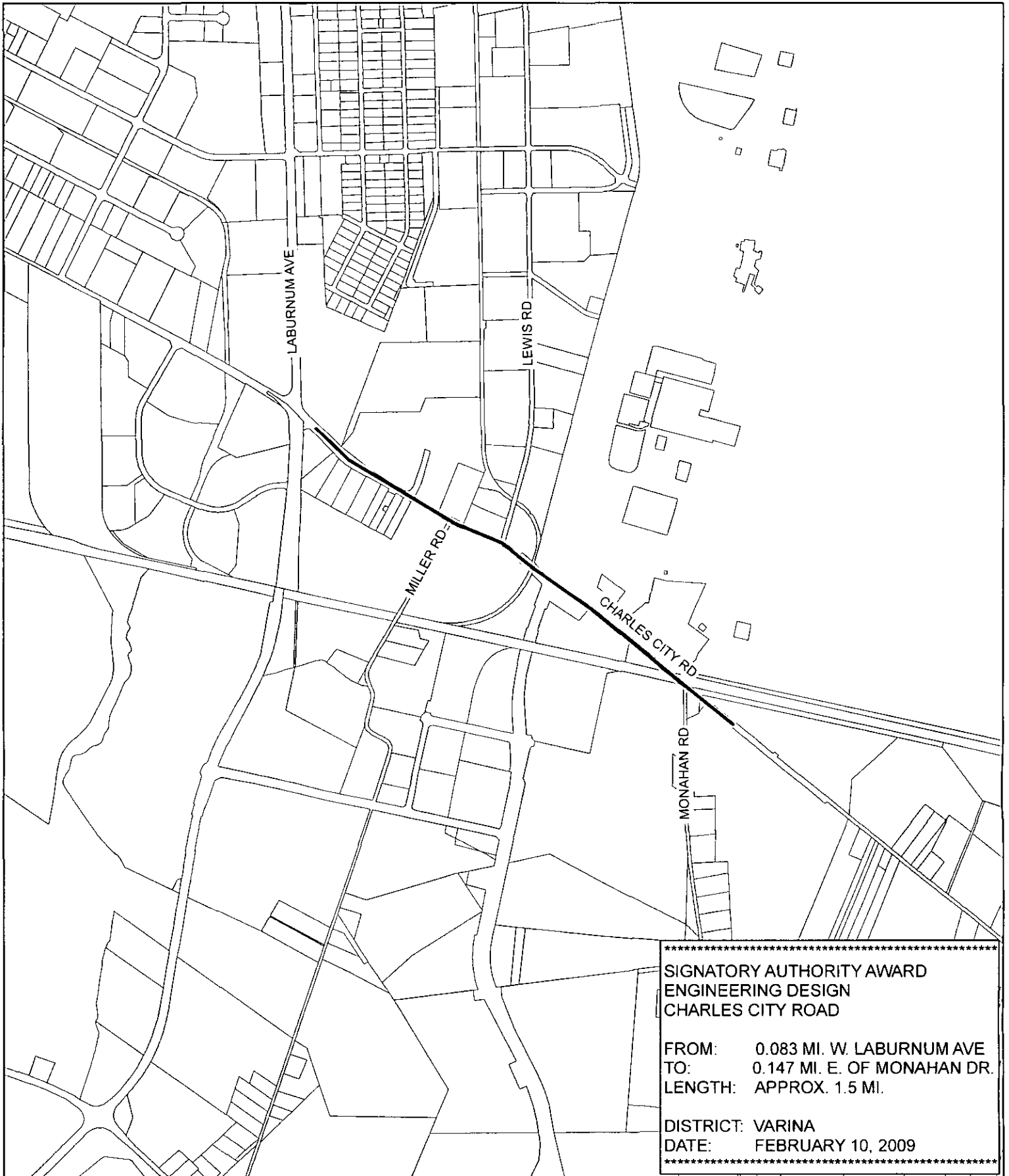
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Clerk, Board of Supervisors

Date: \_\_\_\_\_

# CHARLES CITY ROAD



**RESOLUTION — To Permit Additional Fine of \$200 for Speeding on West Durwood Crescent**

Section 46.2-878.2 of the Code of Virginia provides for the imposition of a \$200 fine for speeding, in addition to other penalties provided by law, when a locality has established a maximum speed limit for a highway in a residence district and the speed limit is indicated by appropriately placed signs. The law requires the Board of Supervisors to develop criteria for the overall applicability for the installation of the signs and to specify application of the law to particular streets before the additional fine may be imposed.

On February 10, 2004, the Board approved criteria for the County's Traffic Calming Program.

The County's Traffic Engineer has collected traffic data and has determined that West Durwood Crescent in the County is experiencing speeding problems and meets the criteria for traffic calming measures set forth in the Traffic Calming Program.

The citizens in the area of this road requesting the increased fine have collected signatures from 78% of the residents.

The Board paper authorizes the County Manager to place appropriate signs on West Durwood Crescent warning of an additional fine of \$200 for speeding.

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



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda 61-09  
Page No. 1 of 2

Agenda Title: **RESOLUTION — To Permit Additional Fine of \$200 for Speeding on West Durwood Crescent**

For Clerk's Use Only:

**FEB 10 2009**

Date: \_\_\_\_\_

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

BOARD OF SUPERVISORS ACTION

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS: \_\_\_\_\_

YES NO OTHER

Donati, J.	_____	_____	_____
Glover, R.	_____	_____	_____
Kaechele, D.	_____	_____	_____
O'Bannon, P.	_____	_____	_____
Thornton, F.	_____	_____	_____

WHEREAS, Section 46.2-878.2 of the Code of Virginia provides for the imposition of a \$200 fine for speeding, in addition to other penalties provided by law, when a locality has established a maximum speed limit for a highway in a residence district and the speed limit is indicated by appropriately placed signs; and,

WHEREAS, the statute also requires the Board of Supervisors (the "Board"), because Henrico County maintains its own roads, to develop criteria for the overall applicability for the installation of the signs and to request the application of the statute to certain residential streets in the County before the additional fine may be imposed; and,

WHEREAS, the Board approved detailed criteria (the "Criteria") for the County's Traffic Calming Program on February 10, 2004; and,

WHEREAS, increased fines for speeding on residential streets in Henrico County which meet the Criteria and are designated by the Board are part of the Traffic Calming Program; and,

WHEREAS, the County's Traffic Engineer has collected traffic data and has determined that West Durwood Crescent in the County is experiencing speeding problems and meets the Criteria for traffic calming measures set forth in the Traffic Calming Program; and,

By Agency Head \_\_\_\_\_

*9.L.K.*

By County Manager \_\_\_\_\_

*David H. Hays*

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Clerk, Board of Supervisors

Date: \_\_\_\_\_

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

Agenda Item No. 61-09

Page No. 2 of 2

**Agenda Title: RESOLUTION — To Permit Additional Fine of \$200 for Speeding on West Durwood Crescent**

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WHEREAS, the citizens in the area of this road requesting the increased fine have collected signatures from 78% of the residents; and,

WHEREAS, this road is a local residential street with a posted speed limit of 25 mph.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County that the County Manager is authorized and directed to install signs on West Durwood Crescent advising citizens of an additional fine of \$200 for exceeding the posted speed limit on this road.

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

**RESOLUTION - Acceptance of Roads**

This Board paper would accept the following named and described sections of roads into the County road system for maintenance.

- 1) 0.95 miles of Castleton, Section 1. Varina District.

The Director of Public Works and the County Manager recommend approval of this Board paper.



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

Azenda Item No. 62-09  
Page No. 1 of 1

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

For Clerk's Use Only:

Date: **FEB 10 2009**

- ☐ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

**BOARD OF SUPERVISORS ACTION**

Moved by (1) \_\_\_\_\_ Seconded by (1) \_\_\_\_\_  
(2) \_\_\_\_\_ (2) \_\_\_\_\_

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**YES NO OTHER**

Donati, J. \_\_\_\_\_  
Glover, R. \_\_\_\_\_  
Kacchele, D. \_\_\_\_\_  
O'Bannon, P. \_\_\_\_\_  
Thornton, F. \_\_\_\_\_

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

**Castleton, Section 1 - Varina District**

Macallan Parkway from Doran Road to 0.66 Mi. E. of Doran Road	0.66 Mi.
Seven Kings Circle from Macallan Parkway to 0.02 Mi. N. of Macallan Parkway	0.02 Mi.
Clifford Tower Way from Macallan Parkway to 0.01 Mi. S. of Macallan Parkway	0.01 Mi.
Sir Galahad Court from Macallan Parkway to 0.01 Mi. S. of Macallan Parkway	0.01 Mi.
Sir Galahad Road from Macallan Parkway to 0.01 Mi. N. of Macallan Parkway	0.01 Mi.
Boleyn Drive from Macallan Parkway to 0.02 Mi. N. of Macallan Parkway	0.02 Mi.
Kilchurn Court from Macallan Parkway to 0.10 Mi. S. of Macallan Parkway	0.10 Mi.
Boleyn Way from Macallan Parkway to 0.03 Mi. E. of Macallan Parkway	0.03 Mi.
Windsor Castle Way from Macallan Parkway to 0.03 Mi. N. of Macallan Parkway	0.03 Mi.
Kidwelly Lane from Macallan Parkway to 0.05 Mi. S. of Macallan Parkway	0.05 Mi.
Old Wick Lane from Macallan Parkway to 0.01 Mi. W. of Macallan Parkway	<u>0.01 Mi.</u>
<b>Total Miles</b>	<b>0.95 Mi.</b>

By Agency Head \_\_\_\_\_

By County Manager \_\_\_\_\_

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# CASTLETON SECTION 1

