

COUNTY OF HENRICO, TO-WIT:

At a regular meeting of the Board of Supervisors of Henrico County, held in the Board Room, Administration Building, Henrico County Government Center, Parham and Hungary Spring Roads, Henrico County, Virginia, on Tuesday, the 13th of November 2007, at the hour of 7:00 p.m.

MEMBERS OF THE BOARD PRESENT

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

OTHER OFFICIALS PRESENT

Mr. Virgil R. Hazelett, P.E., County Manager
Mr. Joseph P. Rapisarda, Jr., County Attorney
Col. Merle H. Bruce, Jr., Undersheriff
Mr. Barry R. Lawrence, Clerk
Ms. Angela N. Harper, FAICP, Deputy County Manager for Special Services
Mr. Leon T. Johnson, Deputy County Manager for Administration
Mr. Robert K. Pinkerton, P.E., Deputy County Manager for Community Operations
Department Heads and Key Officials

The meeting was called to order by the Chairman at 7:01 p.m.

Mr. Donati led the Board, staff, and public in reciting the Pledge of Allegiance.

Chaplain Dean Collings provided the invocation.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, the Board approved the minutes of the October 23, 2007 Regular and Special Meetings.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
James B. Donati, Jr.	
David A. Kaechele	
Richard W. Glover	
Patricia S. O'Bannon	
Frank J. Thornton	

MANAGER'S COMMENTS

During the Virginia Association of Counties annual meeting on November 13, 2007, there were a number of compliments to Henrico County on returning to office all of the members of its Board

of Supervisors. Each member of the Board will be serving an additional four years, which is a result of the health and strength of the County that has been expressed by the citizens in an overwhelming fashion. A reputation and a legend are beginning to occur because this Board will continue as the longest sitting elected body in the Commonwealth of Virginia. Congratulations and thanks to the members for what they have done in the past and will be doing for the citizens in the future.

Mary G. Shaia, a resident of the Three Chopt District, was introduced as the 2007 Henrico Christmas Mother. Joining her were the Chair and Co-Chair of the County Government Christmas Mother program, Barbara Poole of the County Manager's Office and Lisa Orlosky of the Department of Information Technology. Mrs. Shaia thanked the County for all of its support. Last year, the Henrico Christmas Mother program served over 1,500 families, 2,600 children, and 650 disabled elderly and adults. The program began taking applications on November 12 and will begin serving its recipients in December. Mrs. Shaia looks forward to help from Mrs. Poole and Mrs. Orlosky and to their tremendous energy and enthusiasm.

BOARD OF SUPERVISORS' COMMENTS

Mr. Glover recognized a group of Boy Scouts from Troop 795, sponsored by Glen Allen Baptist Church. Andrew Butler, Austin Butler, Ben Dessard, and Alton Trainum were observing the meeting to fulfill a requirement for the Communications Merit Badge. James Watling was observing the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge.

RECOGNITION OF NEWS MEDIA

Mr. Donati recognized Will Jones of the *Richmond Times-Dispatch*.

367-07 Resolution of Commendation - 2007 Tuckahoe Softball Little League 10-11 Year Old All Stars - Tuckahoe Magisterial District.

Mrs. O'Bannon presented the resolution in recognition of the team's District 5 Championship and Virginia State Championship in the 10-11 year old division. Accepting the resolution were players Sammy Bootwright and Beth Henshaw. Joining them were Manager Ken Henshaw; Coach Randy Doggett; Tuckahoe Little League, Inc. Past President and Tuckahoe Sports, Inc. representative Dave Newton; and players Conner Beightol, Caitlin Daughtrey, Jennifer Doggett, Kaelyn Hartless, Lauren Iezzi, Alley Odell, Emily Rebuck, Bethany Stephens, Natalie Suhre, and Dana Wolinski. Coach Doggett also serves as Vice President of Softball on the Tuckahoe Little League, Inc. Board of Directors. Coach John Iezzi and player Micah Kingston were unable to participate in the presentation due to other commitments.

APPOINTMENTS

368-07 Resolution - Appointment of Members to Board of Directors - Economic Development Authority.

On motion of Mrs. O'Bannon, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 368-07 – see attached Resolution.

369-07 Resolution – Appointment of Members – Parks and Recreation Advisory Commission.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 369-07 – see attached Resolution.

PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMITS

346-07 Cadence Capital Investments: Request to conditionally rezone from R-3 One-
C-48C-07 Family Residence District to B-2C Business District (Conditional), Parcels 769-
Brookland 756-6351, 769-756-6059, and 769-756-5766, containing 1.3815 acres, located at
the northwest intersection of Staples Mill (State Route 33) and Old Staples Mill
Roads.

On motion of Mr. Glover, seconded by Mr. Kaechele, the Board deferred this item to December 11, 2007.

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
James B. Donati, Jr.	
David A. Kaechele	
Richard W. Glover	
Patricia S. O'Bannon	
Frank J. Thornton	

370-07 Gray Land and Development Company - Tree Hill, LLC: Request to
C-52C-07 conditionally rezone from A-1 Agricultural District and M-2 General Industrial
Varina District to UMUC Urban Mixed Use District (Conditional), part of Parcel 797-
706-5048, containing 530.9 acres, located between the James River and the west
line of Osborne Turnpike and Old Osborne Turnpike, generally located between
McCoul Street and the intersection of New Market Road and Osborne Turnpike.

On motion of Mr. Kaechele, seconded by Mrs. O'Bannon, the Board deferred this item to November 27, 2007.

The vote of the Board was as follows:

Aye

Nay

James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon
Frank J. Thornton

371-07 Gray Land and Development Company - Tree Hill, LLC: Request for a
P-17-07 Provisional Use Permit under Sections 24-32.1(a), 24-32.1(b), 24-32.1(e), 24-
Varina 32.1(g), 24-32.1(k), 24-32.1(l), 24-32.1(m), 24-32.1(p), 24-32.1(r), 24-32.1(t),
24-32.1(u), 24-32.1(v), 24-32.1(w), 24-34.1(c), and 24-122.1 of Chapter 24 of
the County Code, related to a Master Plan for The Town of Tree Hill Urban
Mixed Use development and to permit certain uses and exceptions to permitted
height, density, and design for uses within the proposed UMU, on part of Parcel
797-706-5048, containing 530.9 acres, located between the James River and the
west line of Osborne Turnpike and Old Osborne Turnpike, generally located
between McCoul Street and the intersection of New Market Road and Osborne
Turnpike.

On motion of Mr. Kaechele, seconded by Mr. Glover, the Board deferred this item to November 27, 2007.

The vote of the Board was as follows:

Aye

Nay

James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon
Frank J. Thornton

372-07 Attack Properties: Request to conditionally rezone from A-1 Agricultural District
C-46C-07 to R-3C One-Family Residence District (Conditional), Parcel 750-773-1173 and
Three Chopt part of Parcel 751-773-4286, containing approximately 34.9 acres, located
between the terminus of Opaca Lane and the Chickahominy River.

Mr. Kaechele asked that this case be deferred on his recommendation as another meeting needed to be held with the citizens on a few details.

On motion of Mr. Kaechele, seconded by Mr. Glover, the Board deferred this item to December 11, 2007.

The vote of the Board was as follows:

Aye
James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon
Frank J. Thornton

Nay

PUBLIC HEARING - OTHER ITEM

376-07 Resolution - To Amend the Henrico 2010 Land Use Plan to Designate the Tree Hill Farm Site as an Urban Mixed Use Development Area.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board deferred this item to November 27, 2007.

PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMITS
(continued)

232-07 Ann Leonard Harris: Request for a Provisional Use Permit under Sections 24-
P-6-06 12.1(b) and 24-122.1 of Chapter 24 of the County Code in order to operate a
Varina bed and breakfast inn on Parcel 802-699-4985, located at the terminus of
 Equestrian Way in The Paddocks subdivision.

At Mr. Donati's request, Director of Planning Randall R. Silber briefly explained how a provisional use permit (PUP) differs from the rezoning of property. He confirmed for Mr. Kaechele that a new condition (#16) had been added that would require an annual review of the operation of the bed and breakfast by the Director of Planning to ensure compliance with the conditions imposed by the PUP. Should the Director find that the permit holder is in non-compliance with the conditions of the PUP or that the operation is having a deleterious effect on the surrounding area, he will initiate a show cause hearing on revocation of the permit. In response to questions from Mr. Donati, Mr. Silber noted that there were two existing bed and breakfast facilities in the County and that the County had not experienced problems with them. Mr. Silber clarified for Mr. Thornton that condition #16 had been added to help ensure that the applicant would be in compliance with County requirements and the PUP conditions. He confirmed for Mr. Donati that staff had recommended approval of this request prior to the public hearing by the Planning Commission subject to the conditions specified in the staff report. In response to a question from Mrs. O'Bannon, Mr. Silber explained the distinction between conditions proffered by an applicant in rezoning cases and conditions imposed by the Board in PUP cases.

During the public hearing on this case, the following 14 persons addressed the Board:

- Hans Lohman, a resident of the Paddocks community, expressed opposition to this case. He cited concerns that the proposed business would not improve the neighboring residential community, would generate transient traffic, would be visible to other residential dwellings, would be in conflict with neighborhood covenants, would raise community tensions, and would require policing by the neighborhood. He presented a petition to the Board signed by

residents of the Paddocks subdivision who were in opposition to PUP request (see enclosed copy). Mr. Lohman responded to several questions from Mr. Kaechele regarding the relationship of the applicant's property to the residential community and Mr. Lohman's contention that the property was subject to his neighborhood's restrictive covenants. Mr. Lohman submitted for the record an excerpt from a Virginia court case explaining the concept of an implied reciprocal negative easement (see enclosed copy). Mr. Silber clarified that the subject property was not part of the surrounding subdivision and confirmed for Mrs. O'Bannon that the property is zoned B-3. In response to several questions from Mr. Thornton, Mr. Lohman stated that it was not his subdivision's responsibility to embrace the business, that there was no common ground between the applicant and the neighborhood, and that the applicant declined an invitation to join the neighborhood homeowners' association.

- Ann Leonard Harris, the applicant and property owner, spoke in favor of her request. Ms. Harris remarked that she had tried to open her historic home, the Shaw House, to the community on previous occasions but that the neighborhood was not interested in mediation. She provided Power Point slides to the Board (see enclosed copies) describing the features of her property, offering statistical profiles of other bed and breakfast inns, addressing concerns of Paddocks neighbors, and outlining terms and understanding of the PUP. Ms. Harris stated that her business would not impose any more traffic than a traditional household and that she intended to enter her business in a slow fashion over the next several years. She responded to questions from Mr. Kaechele pertaining to the size and guest capacity of her home. In response to questions from Mr. Thornton, Ms. Harris acknowledged that she had chosen not to join the neighborhood homeowners' association but was willing to meet the neighbors halfway.
- Sue Mayes, a resident of 5913 Long Street in Marion Hill, described her residential community and spoke to the benefits of having the Clarke-Palmore House located there (see enclosed Power Point slide provided by Ms. Harris). She invited others to visit the Clarke-Palmore House and said that she hoped The Paddocks neighborhood would embrace The Shaw House. Ms. Mayes urged the Board to vote in favor of this case.
- Ben Williams, a Varina District resident who lives near Dorey Park, noted that there were currently no bed and breakfast facilities in eastern Henrico and that the proposed business should be embraced by the community. He said that residents could believe what Ms. Harris tells them.
- Nelda Snyder, a member of the Varina Beautification Committee, advised that the committee was in support of the bed and breakfast proposal and requested the Board's approval.
- Phillip Downey, a resident of the Paddocks, spoke to the beauty and privacy of his neighborhood. He contended that none of the neighbors were informed that a bed and breakfast was coming and that they were offended by the initial logos that Ms. Harris developed for her business, at first a Confederate flag and later a black jockey. Mr.

Downey stated that Ms. Harris gave an ultimatum to her neighbors about her development plans. He asked the Board to disapprove this proposal.

- Mike McCabe, a resident of 6521 Osborne Turnpike, disputed residents' concerns that the proposed bed and breakfast business would add traffic to Osborne Turnpike and cited Ms. Harris as a female pioneer in the local Lions Club. He provided assurances that Ms. Harris had not been trying to do anything negative in promoting the heritage of her house.
- James Layne, a resident of the Paddocks, expressed opposition to the proposed bed and breakfast facility. He remarked that Mr. Shaw's vision for the Paddocks was for a quiet residential community for families with restrictive covenants and no businesses. He noted that Ms. Harris had only owned the property for two years.
- Bob White, who identified his residence as being one and a half miles from the subject property, claimed to be speaking on behalf of the Varina District. He stated that the Varina District has often taken a backseat to other areas of the County. Mr. White spoke to the County's history and heritage, commented favorably on the Clarke-Palmore House's impact on the community, and expressed the view that a bed and breakfast in the proposed location with certain restrictions would be very effective. He referred to loud music coming from homes in the Paddocks.
- Leon Bynum, a resident of the Paddocks, noted that he wanted a quiet residential community and stated his opposition to putting a business in the middle of someone's privacy.
- Buzz Snyder, a resident of the Varina District, spoke in support of the proposed bed and breakfast facility. He spoke of the splendid job that Ms. Harris has done as President of the Varina Lions Club and how her property was a grand place for this type of facility. Although Col. Snyder acknowledged that her original choice of logos was dumb, he did not feel she was purposely trying to be insensitive. He asked the Board to approve this case.
- Steve Winks characterized the Shaw House as one of the few remaining antebellum homes in Varina of architectural significance. He said there was a need to celebrate these lovely old structures and that the proposal before the Board was the least damaging use that could be brought to this property.
- Jacqueline Thomas, a Henrico resident who lives outside of the Varina District, noted that a majority of the households in the Paddocks community were opposed to the proposed use and that they were the ones who would have to live with this business and the associated traffic. She emphasized that a bed and breakfast facility is a business and asked the Board to give consideration to those persons who have moved into this community as residents.
- Janie Hudson, a resident of Osborne Turnpike, suggested that all of the residents of Varina needed to be considered, not just those in the Paddocks. She remarked that there was a need for guest accommodations in this area of the County.

At the conclusion of the public hearing, Mr. Donati acknowledged that this case probably posed one of the most difficult situations he had encountered in a long time. In other controversial zoning cases in his district, the parties had been able to work out a compromise and a solution that was beneficial to the district. Mr. Donati referred to the numerous e-mails, letters, faxes, and phone calls he had received relating to this case. He stated that after meeting with the Paddocks residents he understood their concerns and their fear of the unknown but also knew that there were many familiar faces in the audience who were complimentary of Ms. Harris' character. Mr. Donati further stated that there had been requests from the community to see something of this nature and that the Clarke-Palmore House had been embraced by the community. He concluded by saying that he wanted to give Ms. Harris the benefit of the doubt, especially with the last condition added to the case that the Director of Planning will review this situation every year and citizens will have an opportunity to come and speak if things get out of hand.

Mr. Glover noted that a bed and breakfast facility in his district, the Virginia Cliffe Inn, has complemented the residential area where it is located in every way one could expect and that over a number of years it has not caused one peep of a problem.

On motion of Mr. Kaechele, seconded by Mr. Glover, with Mr. Thornton voting "No," the Board did not follow the recommendation of the Planning Commission and approved Agenda Item No. 232-07 (P-6-06) subject to the following conditions:

1. The property shall only be used for:
 - a. a one-family dwelling of the resident manager(s) of the business located on the premises;
 - b. a bed and breakfast facility including:
 - i. One guest suite (two bedroom/one bath) in the principal dwelling accommodating a maximum of four (4) guests;
 - ii. One guest suite (one bedroom/one bath) in the principal dwelling accommodating a maximum of two (2) guests; and
 - iii. One detached cottage accommodating a maximum of four (4) guests.
2. The property shall not be leased or rented or otherwise offered for compensation for weddings, wedding receptions, anniversaries, birthdays, meetings or receptions or similar activities for private individuals, neighborhood groups, non-profit groups, or business or corporate entities or other for-profit groups.
3. With the exception of meals for the owners, their guests, and guests of the bed and breakfast facility, there shall be no cooking of meals on site.
4. Any outdoor activities associated with the bed and breakfast use shall be limited to the hours between 8:00 a.m. and 10:00 p.m.
5. The maximum number of employees for operating the bed and breakfast business located on the premises shall not exceed two (2) employees at any one time.

6. No more than two meals shall be served daily to bed and breakfast guests.
7. Parking on the property shall be located on the gravel driveway designated on the Master Plan (see case file). The property owner shall take appropriate action to ensure the appropriate care and maintenance of the parking area and corrective action shall be taken if dirt or mud is tracked onto public roads.
8. Parking areas and outdoor walkways shall be sufficient to provide safe passage for guests.
9. Except as required by building and health codes, there shall be no substantial exterior structural changes to the buildings on the Property.
10. The bed and breakfast operation and food preparation shall comply with all County and State regulations and coordinated with appropriate County and State agencies.
11. There shall be no more than one (1) detached sign installed on the property. The sign shall be no more than twelve (12) square feet in size and no more than six (6) feet in height. The sign shall only be lit by ground mounted floodlights.
12. There shall be no paging system or amplified music in operation outside the home.
13. All vehicular access to or from the subject property for guests shall be limited to the one point of access shown on the Master Plan (Attachment A) (see case file).
14. The property owner shall submit a landscaping plan for Planning Department approval prior to opening the bed and breakfast.
15. Any serving of alcoholic beverages on the premises shall comply with all regulations of the Virginia Alcoholic Beverage Commission.
16. The Director of Planning shall review the operation of the bed and breakfast annually to ensure compliance with the conditions imposed with this Provisional Use Permit. If the Director finds, based upon his review, that the permit holder has failed to comply with any of the conditions or that the operation of the bed and breakfast is having a deleterious effect on the surrounding area, then the Director shall initiate a show cause hearing on revocation of the permit pursuant to the provisions of Section 24-122.1(b) of the County Code.

The vote of the Board was as follows:

Aye
James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon

Nay
Frank J. Thornton

Mrs. O'Bannon commented that she hoped Mrs. Harris would open her doors to the community and invite the residents to have their civic association meetings there. She said that this would be a real nice step and she also hoped that the community would take Mrs. Harris up on this invitation.

373-07 John E. and Elizabeth T. Neagle: Request to rezone from A-1 Agricultural
C-54-07 District to R-3 One-Family Residence District, Parcel 819-729-9442, containing
Varina 0.68 acre, located on the east line of Forest Avenue approximately 975 feet
 north of Polaria Street.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 373-07 (C-54-07).

The vote of the Board was as follows:

<u>Aye</u>	<u>Nay</u>
James B. Donati, Jr.	
David A. Kaechele	
Richard W. Glover	
Patricia S. O'Bannon	
Frank J. Thornton	

374-07 Ginter Park Congregation of Jehovah's Witnesses of Richmond, VA: Request to
C-56C-07 conditionally rezone from A-1 Agricultural District to B-1C Business District
Fairfield (Conditional), Parcel 800-729-2497, containing 3.486 acres, located at the
 northeast corner of Mechanicsville Turnpike (U.S. Route 360) and St. Claire
 Lane.

Ralph "Joe" Emerson, Assistant Director of Comprehensive Planning and Administration, noted in response to questions from members of the Board that this property needed to be rezoned because although it met acreage requirements for houses of worship in agricultural and residential districts it did not meet the lot width requirements for those districts.

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

On motion of Mr. Thornton, seconded by Mrs. O'Bannon, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 374-07 (C-56C-07) subject to the following proffered conditions:

1. The property shall be limited to places of worship, not including playgrounds. The Property shall be developed generally consistent with the layout plan attached hereto as Exhibit A, (the "Concept Plan") (see case file). The Concept Plan is conceptual in nature and may vary in detail as the exact locations, footprints, configurations, sizes and details of the building(s) shown thereon may be revised for engineering reasons, as required by any governmental authority or as otherwise approved by the Planning Commission at the time of POD review.

2. The architectural appearance of any building constructed on the site shall be similar to the elevations attached as Exhibit B (see case file) unless otherwise requested and approved by the Planning Commission at the time of POD review.
3. A twenty-five (25) foot transitional buffer along the northern and eastern property line shall be provided.
4. A twenty (20) foot buffer along Mechanicsville Turnpike, planted to a Transitional Buffer 10 standard, shall be provided unless otherwise requested and approved by the Planning Commission at the time of POD review.
5. Parking lot lights shall be limited to twenty (20) feet in height and be produced from a concealed lighting source.
6. Trash receptacles shall be screened from public view at ground level with an enclosure consistent with the proposed building(s).
7. HVAC equipment shall be screened from public view at the ground level.
8. Signage shall be monument style on a brick base for detached signage on the property.
9. Hours of construction shall be no earlier than 7:00 o'clock a.m., and no later than 8:00 o'clock p.m.
10. No entrance is to be provided from Mechanicsville Turnpike.
11. A sidewalk of Department of Public Works standards is to be provided along Mechanicsville Turnpike.
12. All new utilities are to be installed underground except for junction boxes and meters, which shall be screened from public view.
13. Applicant agrees to preserve the cemetery located on the property.
14. No outdoor speakers are to be installed.

The vote of the Board was as follows:

Aye
James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon
Frank J. Thornton

Nay

375-07 New Cingular Wireless PCS LLC: Request for a Provisional Use Permit under
P-19-07 Sections 24-95(a)(3), 24-120, and 24-122.1 of Chapter 24 of the County Code to
Three Chopt construct a 155' high telecommunications tower and related equipment, on part
 of Parcel 736-764-6294, located on the south line of I-64 approximately 540 feet
 east of Misty Cove Court.

In response to a question from Mr. Kaechele, Mr. Emerson advised that there was no opposition by the Planning Commission to this case.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, the Board followed the recommendation of the Planning Commission and approved Agenda Item No. 375-07 (P-19-07) subject to the following conditions:

1. If the use of the tower for communication purposes is discontinued for one hundred eighty (180) days, the tower and all related structures shall be removed from the site within ninety (90) days.
2. Within ten (10) business days after written request by the County, the owner of the tower shall provide the County with written confirmation of the status of the tower, the number of and identity of users on the tower, available co-location space on the tower, and such additional information as may be reasonably requested.
3. Application for a building permit to install the tower shall be made within one year after the Provisional Use Permit is granted by the Board of Supervisors, unless an extension of time is granted by the Director of Planning upon a written request by the applicant.
4. The applicant shall obtain approval from the Planning Commission should the Federal Aviation Administration (FAA) require the addition of standard obstruction marking and lighting to the tower (i.e. red lighting, and orange and white striping). The applicant shall notify the Director of Planning prior to making any changes to the original galvanized finish of the tower.
5. When site construction is initiated as a result of this Provisional Use Permit, the applicant shall complete requirements prescribed by Chapter 10 of the Henrico County Code. Land disturbance of more than two thousand five hundred (2,500) square feet shall require that construction plans include a detailed drainage and erosion control plan prepared by a professional engineer certified in the State of Virginia. Ten (10) sets of the construction plans shall be submitted to the Department of Public Works for approval.
6. If ownership of the lease is transferred to another provider, the owner shall submit a Transfer of Provisional Use Permit.
7. The height of the telecommunication tower shall not exceed one hundred fifty-five (155) feet.

8. This permit shall apply only to the proposed two thousand one hundred thirty (2,130) square foot lease area.
9. All antennas shall be flush-mounted in order to reduce the visual profile of the tower.
10. The applicant shall allow the co-location of as many users as technically possible at this site, in accordance with the provisions of the "Letter of Intent to Permit Co-Location on Communications Tower" form which shall be submitted to the Planning Department prior to the issuance of a building permit for the tower.
11. Prior to the co-location of any carrier's antennas or addition of equipment lease space, a revised site plan and equipment placement details shall be submitted to the Planning Department for approval.
12. To provide visual and sound buffering, a landscaping plan (including tree save areas and supplemental plantings) shall be submitted to the Planning Department for approval prior to the issuance of a building permit for the tower. The Director of Planning may waive the enforcement of this condition if it is deemed unnecessary.
13. Unless dead or diseased, or necessary for substation operations, the existing tree buffers along all property lines shall be preserved and shall not be pruned to reduce their height.

The vote of the Board was as follows:

Aye
James B. Donati, Jr.
David A. Kaechele
Richard W. Glover
Patricia S. O'Bannon
Frank J. Thornton

Nay

PUBLIC HEARING - OTHER ITEM (continued)

377-07 Resolution – Signatory Authority – Quitclaim of Interest, If Any, In Unimproved Right-of-Way – Wilson Way - Varina District.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 377-07 – see attached Resolution.

PUBLIC COMMENTS

William Spencer, a former resident of the Fairfield District and current resident of the Three Chopt District, stated that he was glad to see all of the Board members coming back. He further stated that Henrico has one of the best counties in the United States, with lovely homes in each district. Mr.

Spencer provided brief autobiographical information, noted that he has been attending Board meetings for nearly 40 years, and referred to the need for young people to listen to their elders. He commented favorably on the job done by the Board and the Planning Commission.

GENERAL AGENDA

- 378-07 Resolution – Approval of Issuance of Bonds – Bon Secours Health System, Inc.
– *Economic Development Authority.*

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 378-07 – see attached Resolution.

- 379-07 Introduction of Ordinance - To Participate in the John Tyler Alcohol Safety Action Program.

Mr. Hazelett recommended that the Board defer this item pending discussions with the John Tyler Alcohol Safety Action Program regarding the future location of its Henrico County office.

On motion of Mr. Glover, seconded by Mr. Kaechele, the Board deferred this item to December 11, 2007.

- 380-07 Introduction of Ordinance – Property Tax Exemption – Virginia Blood Services.

In response to questions from Mr. Kaechele, Acting Director of Finance John A. Vitoulkas clarified that there would be a partial exemption of this property for the current year. He noted that the building was assessed at \$7.2 million and the land was assessed at \$1.56 million.

On motion of Mr. Kaechele, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 380-07 – see attached Introduction of Ordinance.

- 381-07 Resolution – Acceptance of Gift from Highland Springs Woman's Club.

On motion of Mr. Glover, seconded by Mrs. O'Bannon, and by unanimous vote, the Board approved Agenda Item No. 381-07 – see attached Resolution.

- 382-07 Resolution – Acceptance of Gift from the Maymont Foundation.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 382-07 – see attached Resolution.

383-07 Emergency Ordinance - To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions.

In response to questions from Board members, Director of Public Utilities Arthur D. Petrini advised that there have been approximately 100 violations of the existing emergency ordinance and that the majority of the violations resulted in warnings rather than fines.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 383-07 – see attached Emergency Ordinance.

384-07 Resolution - Award of Annual Construction Contract - Construction of Grinder Pump Stations and Force Mains.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 384-07 – see attached Resolution.

385-07 Resolution - Amendment to Construction Services Agreement - Water Treatment Plant Clearwell Vent Modifications Project - Norair Engineering Corporation.

Mr. Petrini responded to questions from Mrs. O'Bannon relating to the purpose of the project and the extent of chlorine emissions from the ventilation system. He assured her that this project would not pose any chemical issues.

On motion of Mrs. O'Bannon, seconded by Mr. Thornton, and by unanimous vote, the Board approved Agenda Item No. 385-07 – see attached Resolution.

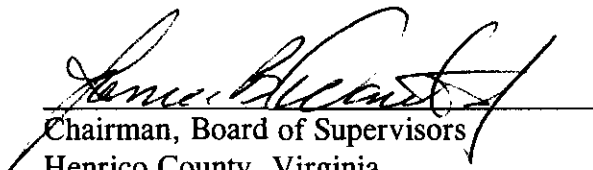
386-07 Resolution - To Permit Additional Fine of \$200 for Speeding on Cottage Street.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved Agenda Item No. 386-07 – see attached Resolution.

387-07 Resolution – Acceptance of Roads.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved Agenda Item No. 387-07 – see attached Resolution.

There being no further business, the meeting was adjourned at 9:19 p.m.


Chairman, Board of Supervisors
Henrico County, Virginia



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No.
Page No. 1 of 1

367-07

Agenda Title: **RESOLUTION OF COMMENDATION – 2007 Tuckahoe Softball Little League
10-11 Year Old All Stars**

For Clerk's Use Only: NOV 13 2007 Date: _____ <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>O'Bannon</u> Seconded by (1) <u>Kaechele</u> (2) _____ (2) _____ REMARKS: APPROVED		YES NO OTHER Donati, J. <input checked="" type="checkbox"/> _____ Glover, R. <input checked="" type="checkbox"/> _____ Kaechele, D. <input checked="" type="checkbox"/> _____ O'Bannon, P. <input checked="" type="checkbox"/> _____ Thornton, F. <input checked="" type="checkbox"/> _____
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WHEREAS, the 2007 Tuckahoe Softball Little League 10-11 Year Old All Star team captured the District 5 Championship (10-11 year old division) and the Virginia State Championship (10-11 year old division); and

WHEREAS, their winning record has brought honor and distinction to the coaches and players of the Tuckahoe Little League program, the parents, and the Henrico community; and

WHEREAS, the team players---Conner Beightol, Sammy Bootwright, Caitlin Daughtry, Jennifer Doggett, Kaelyn Hartless, Beth Henshaw, Lauren Iezzi, Micah Kingston, Alley Odell, Emily Rebuck, Bethany Stephens, Natalie Suhre, Dana Wolinski---are enthusiastic representatives of a winning softball team and have set an example of what is good in young people today on our playing fields and courts of competition, thereby earning the respect and support of their community; and

WHEREAS, Manager Ken Henshaw, Coach John Iezzi, and Coach Randy Doggett have served as effective and enthusiastic mentors, motivators and instructors in challenging their players to reach their fullest potential as athletes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Henrico, Virginia hereby orders this resolution spread upon the minutes of this meeting and copies presented to the President, Coaches, and players of the Tuckahoe Softball Little League 10-11 Year Old All Star team, as a salute to the team and commendation to the parents and coaches who encourage and support these young athletes.

By Agency Head Karen K. Morrison By County Manager David H. Hays

Routing:
Yellow to: Rec + Parks
Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 368-07
Page No.

Agenda Title

RESOLUTION - Appointment of Members to Board of Directors -
Economic Development Authority

For Clerk's Use Only: Date <u>NOV 13 2007</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) <u>O'Sannon</u> Seconded by (1) <u>Kaechele</u> (2) _____ (2) _____ REMARKS: APPROVED		<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Kaechele, D.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>O'Sannon, P.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Sannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia appoints the following persons to the Board of Directors of the Economic Development Authority for four-year terms expiring November 13, 2011 or thereafter, when their successors shall have been appointed and qualified:

Three Chopt District
Varina District

John M. Steele

By Agency Head _____

By County Manager _____

Routing:

Yellow to: EDA

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 369-07
Page No.

Agenda Title

Commission
RESOLUTION - Appointment of Members - Parks and Recreation Advisory

For Clerk's Use Only:

NOV 13 2007

Date

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) Kaechele Seconded by (1) Glover
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

Donati, J. ☒ ☐ ☐
Glover, R. ☒ ☐ ☐
Kaechele, D. ☒ ☐ ☐
O'Hannon, P. ☒ ☐ ☐
Thornton, F. ☒ ☐ ☐

BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia appoints the following person to the Parks and Recreation Advisory Commission for an unexpired term ending December 31, 2008 or thereafter, when his successor shall have been appointed and qualified:

Three Chopt District

Charles E. Sowers

BE IT FURTHER RESOLVED that the Board of Supervisors appoints the following person to the Parks and Recreation Advisory Commission for an unexpired term ending December 31, 2007 or thereafter, when his/her successor shall have been appointed and qualified:

Brookland District

By Agency Head

By County Manager

Diigo R. Haydel

Routing:

Yellow to:

Rec/Parks

Certified:

A Copy Teste:

Clerk, Board of Supervisors

Copy to:

Date:



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 377-07
Page No. 1 of 1

Agenda Title RESOLUTION - Signatory Authority - Quitclaim of Interest, If Any, In Unimproved Right-of-Way - Wilson Way - Varina District

For Clerk's Use Only: Date NOV 13 2007 <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Glover</u> (2) _____ (2) _____ REMARKS: APPROVED	YES NO OTHER Donati, J. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Glover, R. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Kaechele, D. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> O'Bannon, P. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Thornton, F. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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WHEREAS, certain drawings and plats on file with the County of Henrico, Virginia (the "County") show public right-of-way, sometimes known as Wilson Way (the "Right-of-Way") across County tax parcels 827-716-1028 and 827-716-9829 (the "Parcels") lying adjacent to the northern line of Williamsburg Road; and,

WHEREAS, there are no documents of record conveying this Right-of-Way to the County, as shown crosshatched on a plat prepared by the Department of Public Utilities (the "Plat") attached hereto and marked Exhibit "A;" and,

WHEREAS, the owner of the Parcels, James M. Mehfood, LLC, a Virginia limited liability company, has requested the County relinquish any interest it may have, if any, in the Right-of-Way; and,

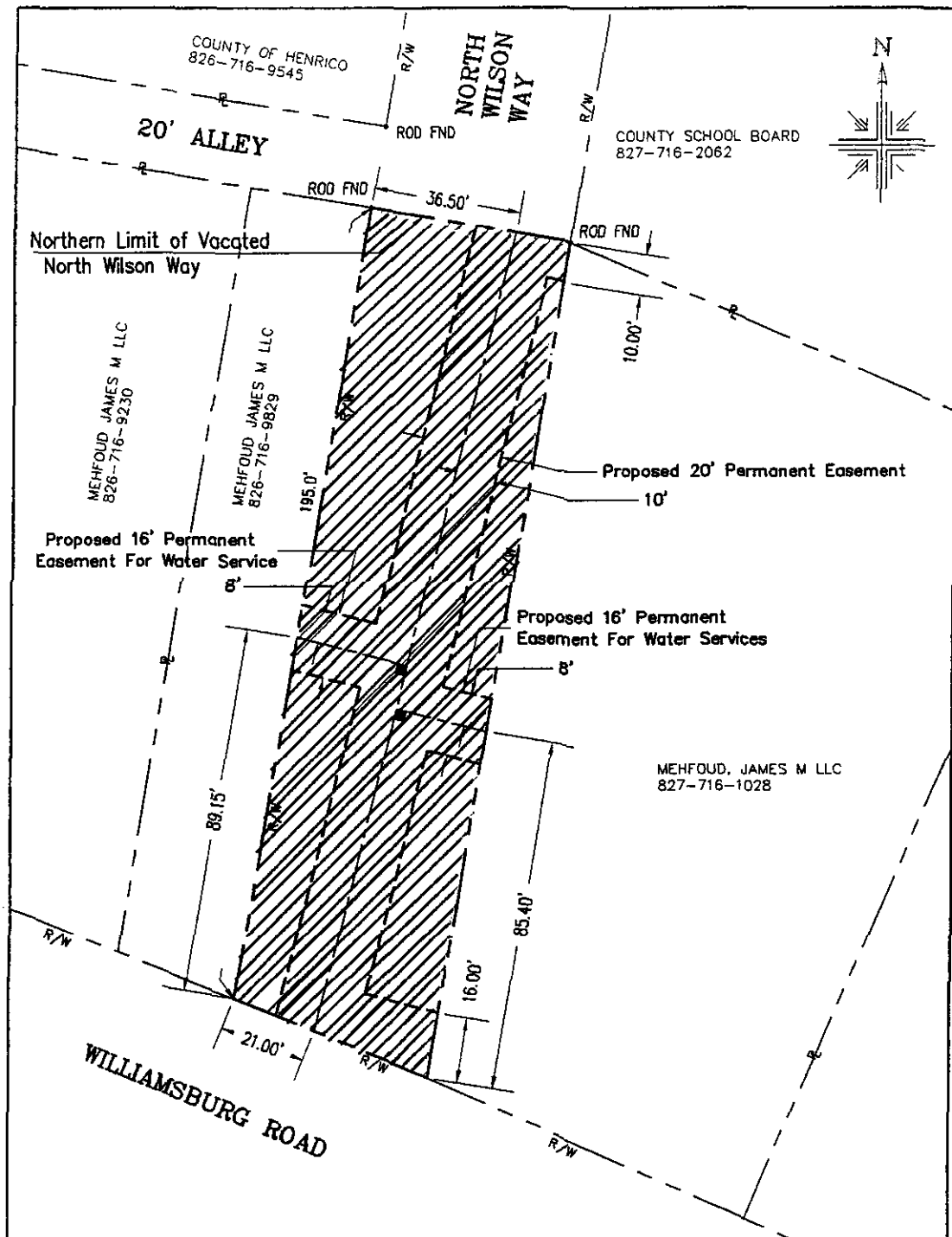
WHEREAS, there is no public necessity or public need for the Right-of-Way; and,

WHEREAS, this resolution was advertised pursuant to Section 15.2-1813 of the Code of Virginia, 1950, as amended (the "Code") and a public hearing was held pursuant to Section 15.2-1800 of the Code on November 13, 2007 at 7:00 p.m. by the Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Henrico County, Virginia that the Chairman and Clerk are authorized and directed to execute a Deed of Quitclaim, in a form approved by the County Attorney, releasing unto James M. Mehfood, LLC, a Virginia limited liability company, its successors or assigns, all claims, if any, of the County in and to the Right-of-Way as shown crosshatched on the copy of the Plat attached to Exhibit "A," subject to the owner conveying to the County a utility easement as shown labeled "Proposed 16' Permanent Easement For Water Services," and "Proposed 20' Permanent Easement" on the Plat.

Comments: The Assistant Director of Real Property and the Director of Public Works recommend approval of this action; the County Manager concurs.

By Agency Head <u>Tina Bice</u>	By County Manager <u>Deirdre P. Taylor</u>
Routing: Yellow to: <u>Real Property</u>	Certified: A Copy Tests: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____



Area of Permanent Easement = 0.111 Acres

PLAT showing the location of a PERMANANT UTILITY EASEMENT to be retained by the County of Henrico, Virginia, in the vacated portion of North Wilson Way in the Varina Magisterial District.

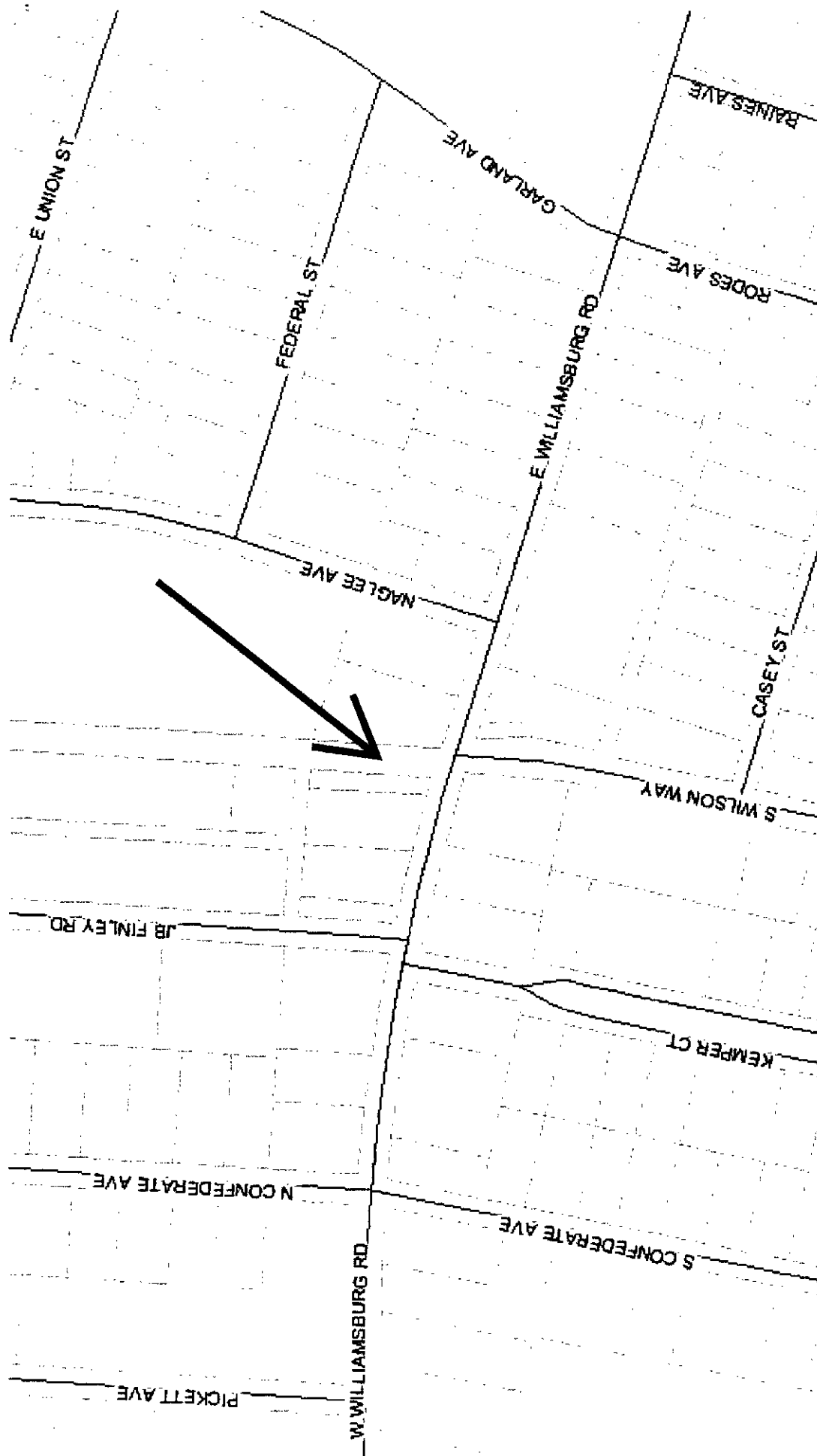
Scale: 1" = 30'
September 25, 2007
AJA



Prepared By:
Department of Public Utilities
County of Henrico, Virginia

EXHIBIT "A"

VICINITY MAP
UNIMPROVED RIGHT-OF-WAY
WILSON WAY





COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 378-07
Page No. 1 of 1

Agenda Title **RESOLUTION – Approval of Issuance of Bonds – Bon Secours Health System, Inc. – Economic Development Authority**

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

The Board of Supervisors of Henrico County approved the attached resolution.

Comments: The Executive Director of the Economic Development Authority recommends approval of this Board paper; the County Manager concurs.

By Agency Head _____ FLK By County Manager Diip A. Knight

Routing:
Yellow to: _____
Copy to: _____

Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors
Date: _____

**RESOLUTION – Approval of Issuance of Bonds – Bon Secours Health System, Inc. –
Economic Development Authority**

WHEREAS, the Economic Development Authority of Henrico County, Virginia (the “Authority”), has considered the application of Bon Secours Health System, Inc. (the “Applicant”) requesting the issuance of the Authority’s revenue bonds in a principal amount not to exceed \$130,000,000 (the “Series 2008 Bonds”), the proceeds of which will be used for the benefit of the Applicant, Bon Secours - Memorial Regional Medical Center, Inc., an affiliate of the Applicant with facilities located in Hanover County, Virginia (“MRMC”), Bon Secours – St. Mary’s Hospital of Richmond, Inc., an affiliate of the Applicant with facilities located in Henrico County, Virginia (“St. Mary’s Hospital”), and Maryview Hospital, an affiliate of the Applicant with facilities located in the City of Portsmouth, Virginia (“Maryview Hospital” and, together with MRMC and St. Mary’s Hospital, the “Hospitals”), to (i) pay or reimburse, or refinance certain indebtedness, the proceeds of which were used by the Hospitals for the payment of the costs of acquiring, constructing, equipping, expanding, enlarging, and improving certain medical facilities of the Hospitals, (ii) provide working capital for the Hospitals, if deemed necessary or desirable by the Applicant and the Hospitals, (iii) pay a portion of the interest on the Series 2008 Bonds, if deemed necessary or desirable by the Applicant and the Hospitals, (iv) establish debt service reserve funds, if deemed necessary or desirable by the Applicant and the Hospitals, and (v) pay certain costs, including premium for one or more bond insurance policies, incurred in connection with the issuance of the Series 2008 Bonds (collectively, the “Financing Purposes”);

WHEREAS, the Applicant is a Maryland nonstock, nonprofit membership corporation with its principal place of business at 1505 Marriottsville Road, Marriottsville, Maryland 21104; MRMC is a Virginia nonstock, nonprofit corporation with its principal place of business at 8260 Atlee Road, Mechanicsville, Virginia 23116; St. Mary’s Hospital is a Virginia nonstock, nonprofit corporation with its principal place of business at 5801 Bremono Road, Richmond (Henrico County), Virginia 23226; and Maryview Hospital is a Virginia nonstock, nonprofit corporation with its principal place of business at 3636 High Street, Portsmouth, Virginia 23707;

WHEREAS, the Applicant and the Hospitals are each exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the “Code”);

WHEREAS, the facilities to be financed with the proceeds of the Series 2008 Bonds are located at 5801, 5855, 5875, and 5908 Bremono Road, 8550 and 8580 Magellan Parkway, 5902, 5904, 5905, and 5906 Hampstead Avenue, 1006, 1008, 1100, and 1104 Libbie Avenue, 1004, 1007, 1301, 1303, 1305, 1307, and 1403 Maple Avenue, 5810, 5813, 5815, and 5816 Paxton Street, 5804, 5806, and 5808 Park Avenue, and 5803 Pratt Street in Richmond (Henrico County), Virginia; the intersection of Atlee Road and Meadowbridge Road, 8220 Meadowbridge Road and 8260 Atlee Road in Mechanicsville (Hanover County), Virginia; and 3636 High Street, Portsmouth, Virginia 23707;

WHEREAS, Section 147(f) of the Code and Section 15.2-4906 of the Code of Virginia of 1950, as amended (the “Virginia Code”), provide that the highest elected governmental unit of the locality having jurisdiction over the issuer of private activity bonds and over the area in

which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds;

WHEREAS, the Authority issues its bonds on behalf of Henrico County, Virginia (the "County") and the Board of Supervisors of Henrico County, Virginia (the "Board") constitutes the highest elected governmental unit of the County;

WHEREAS, as described above, certain of the facilities to be financed or refinanced with the proceeds of the Series 2008 Bonds are located within the boundaries of the County of Hanover, Virginia and the City of Portsmouth, Virginia, and Section 15.2-4905 of the Virginia Code permits the issuance of the Series 2008 Bonds by the Authority if the respective governing bodies of the County of Hanover, Virginia ("Hanover") and the City of Portsmouth, Virginia ("Portsmouth") concur in the Inducement Resolution adopted by the Authority, which concurrence has or will be obtained prior to the issuance of the Series 2008 Bonds; and

WHEREAS, following a public hearing held by the Authority on October 18, 2007, the Authority adopted a resolution (the "Inducement Resolution") in which it recommended and requested that the Board approve the issuance of the Series 2008 Bonds by the Authority, and a copy of the Inducement Resolution, a reasonably detailed summary of the comments expressed at the Authority's public hearing, and the Applicant's Fiscal Impact Statement have been filed with the Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of supervisors of Henrico County, Virginia:

1. The Board approves the issuance of the Series 2008 Bonds by the Authority in a principal amount not to exceed \$130,000,000 for the benefit of the Applicant and the Hospitals, as required by Section 147(f) of the Code and Section 15.2-4906 of the Virginia Code, to permit the Authority to issue the Series 2008 Bonds for the purposes set forth above.

2. The issuance of the Series 2008 Bonds is conditioned upon the concurrence in the Inducement Resolution by the respective governing bodies of Hanover and Portsmouth.

3. The approval of the issuance of the Series 2008 Bonds, as required by Section 147(f) of the Code of Section 15.2-4906 of the Virginia Code, does not constitute an endorsement to a prospective purchaser of the Series 2008 Bonds of the creditworthiness of facilities to be financed or refinanced with the proceeds of the Series 2008 Bonds, the Applicant, or the Hospitals.

4. As required by Section 15.2-4909 of the Virginia Code, the Series 2008 Bonds shall provide that neither the Authority nor the County shall be obligated to pay the Series 2008 Bonds or the interest thereon or other costs incident thereto except from the revenues and moneys pledged therefor, and neither the faith and credit nor the taxing power of the Commonwealth of Virginia or any political subdivision thereof, including the Authority and the County, shall be pledged thereto.

5. This resolution shall take effect immediately upon its adoption.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 380-07
Page No. 1 of

Agenda Title: Introduction of Ordinance – Property Tax Exemption – Virginia Blood Services

For Clerk's Use Only: Date: _____ (<input checked="" type="checkbox"/>) Approved () Denied () Amended () Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Kaechele</u> Seconded by (1) <u>O'Bannon</u> (2) _____ (2) _____ REMARKS: APPROVED	<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Donati, J.</td><td><input checked="" type="checkbox"/></td><td>_____</td><td>_____</td></tr><tr><td>Glover, R.</td><td><input checked="" type="checkbox"/></td><td>_____</td><td>_____</td></tr><tr><td>Kaechele, D.</td><td><input checked="" type="checkbox"/></td><td>_____</td><td>_____</td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td>_____</td><td>_____</td></tr><tr><td>Thornton, F.</td><td><input checked="" type="checkbox"/></td><td>_____</td><td>_____</td></tr></tbody></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	_____	_____	Glover, R.	<input checked="" type="checkbox"/>	_____	_____	Kaechele, D.	<input checked="" type="checkbox"/>	_____	_____	O'Bannon, P.	<input checked="" type="checkbox"/>	_____	_____	Thornton, F.	<input checked="" type="checkbox"/>	_____	_____
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The Clerk of the Board is directed to advertise in the *Richmond Times-Dispatch* on November 20, 2007, the following ordinance for a public hearing to be held in the Board Room on November 27, 2007 at 7:00 p.m.:

AN ORDINANCE considering a request by Virginia Blood Services for tax exemption for property located at 2825 Emerywood Parkway in the County of Henrico and used by it for charitable purposes in providing on a non-profit basis human blood products and services for Virginia patient care. The 2007 assessed value of the property is \$8,797,600 (\$1,569,200 land and \$7,228,400 new building) which generated \$29,373.81 in 2007 tax revenue. The estimated 2008 revenue is \$76,539.12. A copy of the full text of this ordinance shall be on file in the Office of the County Manager."

Comments: The Acting Director of Finance recommends approval of this Board paper, and the County Manager concurs.

By Agency Head [Signature] By County Manager [Signature]
Routing: Yellow to: Finance
Copy to: _____
Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors
Date: _____

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

Agenda Item No. 381-07
Page No. **1 of 1**

Agenda Title: **RESOLUTION – Acceptance of Gift from Highland Springs Woman's Club**

For Clerk's Use Only: Date: <u>NOV 13 2007</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>P. Oker</u> Seconded by (1) <u>P. Bannon</u> (2) _____ (2) _____ REMARKS: APPROVED	<table style="width: 100%; border-collapse: collapse;"><tr><th style="text-align: left; padding: 2px 5px;"></th><th style="text-align: center; padding: 2px 5px;">YES</th><th style="text-align: center; padding: 2px 5px;">NO</th><th style="text-align: center; padding: 2px 5px;">OTHER</th></tr><tr><td style="padding: 2px 5px;">Donati, J.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">Glover, R.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">Kaechele, D.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">O'Bannon, P.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr><tr><td style="padding: 2px 5px;">Thornton, F.</td><td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td><td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td></tr></table>		YES	NO	OTHER	Donati, J.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	O'Bannon, P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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Thornton, F.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>																							

WHEREAS, the Highland Springs Woman's Club is interested in making quality cultural arts programs and activities at the Henrico Theatre available to the citizens of Henrico County; and

WHEREAS, the Association has provided a gift of \$5,000.00 to Henrico County to support these activities and programs; and

WHEREAS, the funds will be used to provide two display cabinets for the Henrico Theatre.

NOW, THEREFORE, BE IT RESOLVED that the Henrico County Board of Supervisors authorizes the County Manager to accept this generous gift from the Woman's Club.

BE IT FURTHER RESOLVED that the Board commends the Highland Springs Woman's Club for its generosity and interest in the cultural arts, and authorizes the Division of Recreation and Parks to proceed with this project.

COMMENTS: The Director of Recreation and Parks recommends approval of this Board paper; the County Manager concurs.

By Agency Head <u>Karen K. Miller</u>	By County Manager <u>David P. Kuylenstierna</u>
Routing: Yellow to: <u>Parks/Rec</u>	Certified: A Copy Teste: _____ Clerk, Board of Supervisors
Copy to: _____	Date: _____

Agenda Item No. **382-07**
Page No. **1 of 1**

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

By Agency Head Karen K. Mier By County Manager Sup. R. K. K. K.

Routing: Parks/Rec

Yellow to: _____

Certified: _____

A Copy Tests: _____

Copy to: _____

Clerk, Board of Supervisors

Date: _____



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 383-07
Page No. 1 of 5

Agenda Title: **EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions**

For Clerk's Use Only:

Date: NOV 15 2007

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) O'Bannon Seconded by (1) Thornton
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

Donati, J.	<input checked="" type="checkbox"/>		
Glover, R.	<input checked="" type="checkbox"/>		
Kaechele, D.	<input checked="" type="checkbox"/>		
O'Bannon, P.	<input checked="" type="checkbox"/>		
Thornton, F.	<input checked="" type="checkbox"/>		

WHEREAS, the Richmond metropolitan area continues to experience a significant drought which is adversely affecting the flows of the James and North Anna Rivers, the two raw water sources upon which the area depends most heavily for its public water supplies; and,

WHEREAS, the Virginia Department of Environmental Quality ("DEQ") has issued an intake permit for the County's water treatment plant that requires mandatory water conservation measures when there are very low water levels in the James River; and,

WHEREAS, the water contract between Henrico County (the "County") and the City of Richmond (the "City") requires that the County participate in water conservation measures to facilitate the region's ability to meet its needs during emergencies such as drought situations; and,

WHEREAS, stream flows are again approaching very low levels that necessitate limiting use of the public water source for the protection of the health, safety and general welfare of the citizens of the County; and,

WHEREAS, on October 23, 2007, the Board of Supervisors of Henrico County approved an emergency ordinance to establish mandatory restrictions on the use of water from the County's public water system; and,

WHEREAS, the Board wishes to modify certain of those restrictions.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Henrico County:

By Agency Head

Arthur O. Petroni

By County Manager

David L. Hylton

Routing:

Yellow to:

Public Utilities

Certified:

A Copy Teste:

Clerk, Board of Supervisors

Copy to:

Date:

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

3F3-07

Agenda Item No.
Page No. 2 of 5

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

1. That the following ordinance is hereby adopted on an emergency basis:

Sec. 1. Finding of an emergency.

Due to the presently declining water levels of the County's water supply source for its public water system and anticipated demand in the immediate future, it is hereby determined and found that a water supply emergency exists which necessitates the adoption of this ordinance mandating restrictions on the use of public water in the County under the terms and conditions set forth in this ordinance.

Sec. 2. Definitions.

The following words and phrases, when used in this ordinance, shall have the meaning ascribed to them below, except in those instances when the context clearly indicates a different meaning:

Assessment date: The date of the water bill on which a fine for violation of this ordinance is imposed.

Established landscaping: Landscaping plantings including, but not limited to, gardens, flowers, trees and shrubs existing in an area after such period of time as to accomplish an establishment and maintenance of growth.

Established lawns: Lawns existing in an area after such period of time as to accomplish an establishment and maintenance of growth.

Fountain: A water display where water is sprayed strictly for ornamental purposes.

Golf course: An irrigated and landscaped playing area made up of greens, tees, fairways, roughs and related areas used for the playing of golf.

New landscaping: Any landscaping planted in or transplanted to an area within such period of time as to accomplish a reasonable establishment and maintenance of growth.

New lawns: Lawns made up of sod or seeds planted in or transplanted to an area within such period of time as to accomplish a reasonable establishment and maintenance of growth. This does not include refurbishment of established lawns by means of aeration and seeding, dethatching and seeding, or power overseeding.

Person: Any individual, corporation, partnership, association, company, business, trust, joint venture or other legal entity.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

383-07

Agenda Item No.
Page No. 3 of 5

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

Swimming pool: Any structure, basin, chamber, or tank including hot tubs, containing an artificial body of water for swimming, diving or recreational bathing and having a depth of two feet or more at any point.

Sec. 3. Mandatory public water use restrictions.

The use of the public water system shall be limited as follows:

- a. *Fountains.* Water use is prohibited.
- b. *Paved areas.* Washing is prohibited except for health and safety requirements.
- c. *Swimming pools.* Filling and replenishing to maintain health and safety is permitted. New or repaired pools may be filled as needed to maintain their structural integrity. All other uses are prohibited.
- d. *Vehicle washing.* Non-commercial washing of vehicles is prohibited, except that construction, emergency or public transportation vehicles may be washed as needed to preserve their proper functioning and safe operation. Commercial vehicle washing businesses are permitted to operate under normal conditions.
- e. *Established landscaping.* Watering is limited to three days per week by address. Addresses ending with an odd number may water only on Tuesday, Thursday and Saturday. Addresses ending with an even number, or with no number, may water only on Wednesday, Friday and Sunday. No watering is allowed on Mondays. Bucket watering (five gallon maximum size) is permitted any time.
- f. *Established lawns.* Watering is prohibited. Bucket watering (five gallon maximum size) is permitted any time.
- g. *New landscaping.* Watering is permitted for the first 30 days after planting. Thereafter, the restriction for established landscaping shall apply.
- h. *New lawns.* Watering is permitted for the first 30 days after sodding or seeding. Thereafter, the restriction for established lawns shall apply. New lawns do not include refurbishment of established lawns by means of aeration and seeding, dethatching and seeding, or power overseeding.
- i. *Restaurants.* Water shall be served to customers only upon request.
- j. *Golf courses.* Watering is prohibited from 10:00 a.m. to 8:00 p.m., except for the watering of greens or watering by hand-held hoses that are one inch or smaller in diameter.
- k. *All other businesses.* Water use is limited to uses essential for business use and human hygiene.
- l. *Athletic fields.* Athletic fields may be watered only between 8:00 p.m. and 10:00 a.m. and only at a rate not exceeding a total of one inch during any ten-day period.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

383-07

Agenda Item No.
Page No. 4 of 5

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

Sec. 4. When restrictions go into effect.

- a. The water use restrictions set forth in this ordinance shall take effect when any one or more of the following conditions occurs:
 1. The Director of Public Utilities for the City or his designee advises the Director of Public Utilities for the County in writing that the City is invoking mandatory water use restrictions; or
 2. The Director of Public Utilities for the County or his designee advises the County Manager in writing that the James River flow levels meet the water treatment plant's DEQ intake permit requirements for mandatory water conservation; or
 3. The County Manager declares in writing the need for mandatory water conservation for the County.
- b. The water use restrictions shall end when the notice that triggered them is superseded by a notice indicating the reason for the restrictions no longer exists.

Sec. 5. Notice.

Notice of these public water use restrictions shall be published in the Richmond Times-Dispatch for a period of one day per week each week during which the restrictions are in effect.

Sec. 6. Violation.

It shall be a violation of this ordinance for any person to use water, or allow or cause the use of water, in violation of the provisions of this ordinance after the first publication required by Section 5 of this ordinance.

Sec. 7. Penalty.

- a. Any person who violates any provision of this ordinance after publication of notice pursuant to Section 5 above shall be subject to the following penalties:
 1. For the first offense, violators shall receive a written warning delivered in person or posted by a representative of the Henrico County Department of Public Utilities.
 2. For the second offense, violators shall be fined \$50.00, the fine to be imposed on the violator's next water bill.

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

3F3-07

Agenda Item No.
Page No. 5 of 5

Agenda Title: EMERGENCY ORDINANCE — To Establish Mandatory Restrictions on the Use of Water From the County's Public Water System and Penalties of Fifty Dollars For the Second Violation and One Hundred Dollars For Each Subsequent Violation of the Restrictions

3. For the third and each subsequent offense, violators shall be fined \$100.00 for each offense, the fine to be imposed on the violator's next water bill.
4. Each violation by a person shall be counted as a separate violation by that person, *irrespective of the location at which the violation occurs.*
 - b. Persons who have been assessed a penalty shall have the right to challenge the assessment by providing a written notice to the Director of Public Utilities within 10 days of the assessment date. The Director shall determine whether the penalty was properly assessed and notify the complaining person in writing of his determination. Should the Director determine that the penalty was properly assessed, the person may appeal that determination by providing written notice to the County Manager within 10 days of receiving the notice of determination. The County Manager or his designee shall determine whether the penalty was properly assessed and notify the complaining person in writing of his determination.
 - c. The Director of Public Utilities may waive the penalty if he determines that the violation occurred due to no fault of the person.
2. That the provisions of this ordinance shall supersede the provisions of Sections 23-231 to 233 of the Code of the County of Henrico, Virginia to the extent that those provisions are inconsistent with this ordinance.
3. That the provisions of this ordinance shall supersede the provisions of the emergency ordinance approved by the Board on October 23, 2007.
4. That this ordinance shall not be set out in the Code of the County of Henrico, Virginia.
5. That this Ordinance shall take effect immediately and is adopted on an emergency basis pursuant to Virginia Code §15.2-1427(F), provided, however, that this ordinance shall not be enforced for more than 60 days unless readopted with prior notice and a public hearing pursuant to that Virginia Code section.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 384-07
Page No. 1 of 2

Agenda Title: Resolution — Award of Annual Construction Contract — Construction of Grinder Pump Stations and Force Mains

For Clerk's Use Only:

Date: _____

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to: _____

BOARD OF SUPERVISORS ACTION

Moved by (1) Kaechle
(2) _____

Seconded by (1) Glover
(2) _____

REMARKS:

APPROVED

YES NO OTHER

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

WHEREAS, on September 21, 2007, the County solicited bids in Bid Request #07-8209-7CE and Addenda No.1 and 2 for the construction of grinder pump stations and associated force mains throughout the County; and,

WHEREAS, three bid proposals were received on October 23, 2007 and opened on October 24, 2007; and,

WHEREAS, for selection and evaluation purposes, the lowest responsive bid was determined by multiplying the unit price by the unit quantities specified in the bid documents:

<u>Bidder</u>	<u>Total Bid</u>
Enviroscape, Inc.	\$ 783,630.00
J. E. Liesfeld Contractor, Inc.	\$1,253,903.30
Possie B. Chenault, Inc.	\$1,267,400.00

WHEREAS, based upon the calculated unit prices, it was determined that **Enviroscape, Inc.** submitted the lowest responsive bid.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors:

- The unit price contract to provide all labor, materials, supplies, equipment and services necessary for the construction of grinder pump stations and associated force mains throughout the County is hereby

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Public Utilities

Certified:

A Copy Teste:

Clerk, Board of Supervisors

Date: _____

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

Agenda Item No. **384-07**

Page No. 2 of 2

Agenda Title: Resolution - Award of Annual Construction Contract – Construction of Grinder Pump Stations and Force Mains

awarded to **Enviroscape, Inc.**, the lowest responsive and responsible bidder, for the period November 15, 2007 to November 14, 2008 with the option for the County to renew for four additional one-year terms in accordance with Bid Request #07-8209-7CE, Addenda No.1 and 2, and the bid submitted by **Enviroscape, Inc.**

2. The County Manager and Clerk are authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Director of General Services as his designee, is authorized to execute all change orders within the scope of the project budget.

Comments: Funding to support this contract is from the Water and Sewer Revenue Fund. The Director of Public Utilities and the Director of General Services recommend approval of this Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 383-07
Page No. 1

Agenda Title: **RESOLUTION — Amendment to Construction Services Agreement — Water Treatment Plant Clearwell Vent Modifications Project — Norair Engineering Corporation**

For Clerk's Use Only: Date: _____ <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>O'Bannon</u> Seconded by (1) <u>Thornton</u> (2) _____ (2) _____ REMARKS: APPROVED		YES NO OTHER Donati, J. <input checked="" type="checkbox"/> _____ Glover, R. <input checked="" type="checkbox"/> _____ Kaechele, D. <input checked="" type="checkbox"/> _____ O'Bannon, P. <input checked="" type="checkbox"/> _____ Thornton, F. <input checked="" type="checkbox"/> _____
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WHEREAS, on December 12, 2006 the Board of Supervisors authorized a construction services agreement with Norair Engineering Corporation for modifications to the Water Treatment Plant Clearwell Vent system; and,

WHEREAS, the County requires additional foundation supports and relocation of an existing electrical conduit based on unforeseen site conditions; and,

WHEREAS, the cost of the additional work has been negotiated in the amount of \$44,750.

NOW, THEREFORE, BE IT RESOLVED by the Henrico County Board of Supervisors that the County Manager is hereby authorized to execute a Change Order to the Construction Services Agreement in a form approved by the County Attorney in the amount of \$44,750.

Comment: The Director of Public Utilities recommends approval, and the County Manager concurs.

By Agency Head [Signature] By County Manager [Signature]

Routing:
Yellow to: Public Utilities
Copy to: _____

Certified:
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda 386-07
Page No. 1 of 2

Agenda Title: RESOLUTION — To Permit Additional Fine of \$200 for Speeding on Cottage Street

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

By County Manager David R. Haylett

Routing:

Yellow to: Public Works

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

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

Agenda Item No.

382-07

Page No. 2 of 2

Agenda Title: RESOLUTION — To Permit Additional Fine of \$200 for Speeding on Cottage Street

WHEREAS, the citizens in the area of this road requesting the increased fine have collected signatures from 77% 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 Cottage Street 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.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 387-07
Page No. 1 of 1

Agenda Title: RESOLUTION - ACCEPTANCE OF ROADS

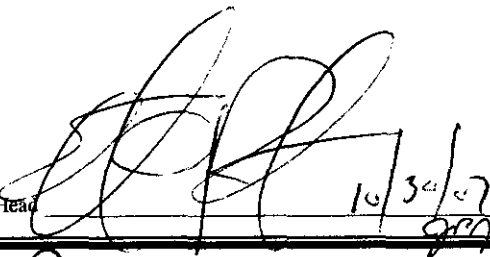
For Clerk's Use Only: Date: _____ <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: _____	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Glover</u> (2) _____ (2) _____ REMARKS: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

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.

Staples Mill Trace, Section 1 - Brookland District

Staples Trace Road from Staples Mill Road to 0.09 Mi. W. of Staples Mill Road	0.09 Mi.
Staples Trace Court from 0.04 Mi. S. of Staples Trace Road to 0.04 Mi. N. of Staples Trace Road	0.08 Mi.
Total Miles	0.17 Mi.

By Agency Head


10/30/07

By County Manager



Routing:

Yellow to:

Public Works

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:

STAPLES MILL TRACE SECTION 1

