

**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
REGULAR MEETING  
October 14, 2014**

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, October 14, 2014, 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:**

Patricia S. O'Bannon, Chairman, Tuckahoe District  
Frank J. Thornton, Vice Chairman, Fairfield District  
Richard W. Glover, Brookland District  
David A. Kaechele, Three Chopt District  
Tyrone E. Nelson, Varina District

**Other Officials Present:**

John A. Vithoulkas, County Manager  
Joseph P. Rapisarda, Jr., County Attorney  
Michael L. Wade, Sheriff  
Barry R. Lawrence, CMC, Assistant to the County Manager/Clerk to the Board  
Joseph P. Casey, Deputy County Manager for Administration  
Jane D. Crawley, Deputy County Manager for Community Services  
Timothy A. Foster, Deputy County Manager for Community Operations  
Randy R. Silber, Deputy County Manager for Community Development

Mrs. O'Bannon called the meeting to order at 7:02 p.m.

Mrs. O'Bannon led recitation of the Pledge of Allegiance.

Pat Langston, Minister for Glen Allen Church of Christ, delivered the invocation.

On motion of Mr. Nelson, seconded by Mr. Thornton, the Board approved the minutes of the September 23, 2014, Regular and Special Meetings.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

## **MANAGER'S COMMENTS**

There were no comments from the Manager.

## **BOARD OF SUPERVISORS' COMMENTS**

Mr. Nelson reported that the Battle of New Market Heights Reenactment, which brought the Civil War to life in Varina on the weekend of September 26 – 28, attracted 5,000 spectators, visitors, and school children, and nearly 1,000 re-enactors. The significance of African American heroism at New Market Heights was highlighted through more than 70 United States Colored Troop re-enactors and a special ceremony that recognized the 16 Medal of Honor recipients. Mr. Nelson recognized Recreation and Parks Director Neil Luther and his department's steering committee composed of Karen Perkins, Sam McKelvey, Al Azzarone, Dawn Miller, Kim Sicola, Chris Gregson, Lenora White, and Debbie Nolen for the 18 months of planning time it took to create such a successful event. He also expressed thanks to all of the staff members from the Division of Recreation and Parks, Police Division, Division of Fire, and Department of Public Utilities who collaborated and worked so hard to make the weekend seamless and safe. After noting the County has received many letters and emails from across the United States praising this event, Mr. Nelson read a thank you letter from Cpl. Austin Williams, a re-enactor from the 5<sup>th</sup> Virginia Infantry Regiment - Stonewall Brigade, Southern Division.

Mr. Nelson recognized a group of eight ladies associated with the Delta Sigma Theta sorority who were observing the meeting. He expressed excitement and appreciation that they have taken an interest in the work of the Board.

Mr. Kaechele noted the Innsbrook After Hours concert series, which has been a great source of entertainment for workers and residents in that area of the County, concluded its 29<sup>th</sup> season on October 8 with a performance by Earth, Wind, and Fire. He acknowledged and thanked the Police Division for doing a great job in providing traffic and crowd control over the years at these concerts and for helping make them a success.

Mrs. O'Bannon referred to one of the letters the County has received from re-enactors thanking County personnel who were responsible for the great success of the Battle of New Market Heights Reenactment. This letter was submitted by the 21<sup>st</sup> Regiment of Infantry Virginia Volunteers and the 1<sup>st</sup> Militia Regiment of Virginia Volunteers. Mrs. O'Bannon also mentioned that the National Association of Counties has published a photograph of the reenactment in its newsletter.

Mrs. O'Bannon announced that on September 18, the Virginia Department of Emergency Management, acting in support of the City of Charlottesville, requested assistance from the Central Virginia Incident Management Team (IMT) to organize the volunteer search effort for missing University of Virginia student Hannah Graham. In response to this request for assistance, Henrico County sent five personnel on September 19, six personnel on September 20, and three personnel on September 21. This complement included team members from the Sheriff's Office, Division of Fire, and Health Department. Local officials reported a marked

improvement in the command and control capabilities of participating agencies after IMT personnel began assisting with the incident. Henrico personnel also provided on-site registration, coordination, and training for over 1,000 volunteers who arrived to assist with the search. Mrs. O'Bannon pointed out that the County is willing and prepared to assist localities in other areas of the Commonwealth with these types of operations. She thanked the County personnel who responded to this incident.

### **RECOGNITION OF NEWS MEDIA**

Mrs. O'Bannon recognized Ted Strong from the *Richmond Times-Dispatch*.

### **BOARD OF SUPERVISORS' COMMENTS (continued)**

Mrs. O'Bannon recognized Max Galbraith from Boy Scout Troop 772, sponsored by Discovery United Methodist Church, who was observing the meeting to fulfill a requirement for the Citizenship in the Community Merit Badge.

### **PRESENTATIONS**

Mrs. O'Bannon presented a proclamation recognizing October 2014 as Cybersecurity Awareness Month. Accepting the proclamation was Tom Owdom, Director of Information Technology. Joining him were Vaughn Crawley, Director of Internal Audit; Warren Bowman, Security Officer for the Department of Information Technology; and Sharon Thornton, Information Technology Auditor III for the Office of Internal Audit.

Mr. Thornton presented a proclamation recognizing October 2014 as Domestic Violence Awareness Month. Accepting the proclamation was Beth Bonniwell, Domestic Violence Coordinator for the Division of Police. Joining her were Jodi Leonard, Director of Development and Community Relations for Safe Harbor; Karen Cole, Vice President of the Safe Harbor Board of Directors; Col. Doug Middleton, Chief of Police; and Lt. Cindy Wood, Commander of Prevention Services and the Crisis Intervention Team for the Division of Police.

### **GENERAL AGENDA**

283-14                      Resolution – Amendment to the FY 2014-15 Annual Fiscal Plan: October 2014.

Mrs. O'Bannon announced it was the desire of the Board to move this item forward on the agenda ahead of the public hearing items.

On motion of Mr. Glover, seconded by Mr. Nelson, and by unanimous vote, the Board approved this item – see attached resolution.

## **PUBLIC HEARINGS - REZONING CASES AND PROVISIONAL USE PERMIT**

268-14  
PUP2014-  
00014  
Brookland

Gumenick Properties: Request for a provisional use permit under Sections 24-32.1(aa), 24-34(p), and 24-122.1 of Chapter 24 of the County Code, related to a parking plan and a comprehensive sign program for Libbie Mill Urban Mixed-Use Development on Parcels 771-740-9118, 772-740-0431, -1137, -1743, -2229, -2836, -4023, 773-739-8155, -6286, 773-740-5043, -8899, -9498, 773-741-2637, -3132, -3726, -4222, -5414, -6011, -6808, -7505, -8102, 774-739-4371, -5043, -5750, 774-740-0096, -0894, -1592, -2190, -2403, -2888, -3584, -4182, and 4708 located on the east line of Libbie Avenue approximately 310 feet north of W. Broad Street (U.S. Route 250) to its intersection with N. Crestwood Avenue, then along the east line of Spencer Road to the south line of Bethlehem Road and the west line of Staples Mill Road (U.S. Route 33).

Jean Moore, Assistant Director of Planning, responded to a question from Mr. Glover.

Karen Hamilton, a resident of the Three Chopt District, expressed a concern regarding the availability of free parking for patrons of the public library branch planned for this site. Mrs. Moore clarified there will be parking spaces designated solely for the library that will be free of charge.

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item subject to the following conditions:

1. **Height and Floor Area Limitations.** Retail, service, residential and office uses, including a grocery store, located on the Property may be permitted as generally shown on the attached application materials, including the "Conceptual Master Plan" included in the "Staples Mill Centre Pattern Book" dated November 16, 2006 (as amended) (the "Master Plan"), subject to the following height limitations (unless otherwise permitted during the Plan of Development for such building):
  - a. The maximum height of Multi-Family Buildings 1-5 shall be 75 feet.
  - b. The maximum height of Multi-Family Buildings 6 and 7 shall be 175 feet.
  - c. The maximum height for Townhouse Buildings, including Stacked Townhouse-Style Condominiums, shall be 50 feet.

The maximum square footage of any use other than an office building or parking garage shall not exceed 10,000 square feet in floor area, except that:

- d. A fitness center/health club may be permitted up to 15,000 square feet of floor area.
- e. A grocery store may be permitted up to 65,000 square feet of floor area.
- f. A public library may be permitted up to 65,000 square feet of floor area.

2. **Vendor Areas.** Areas of the Property not used solely for residential purposes may be designated on the Master Plan, as may be revised from time to time, or a Plan of Development, for the preparation of food or beverages or the sale or display of merchandise conducted in an open area or structure by one or more individual vendors operating from stalls, stands, carts, vehicles or other spaces which are rented or otherwise made available to such vendors. Such activities may include a market, sale of merchandise as part of a permitted festival or other similar special event, or the outdoor display or sale by a single food or beverage vendor, operated as an incidental part of retail activity regularly conducted from within a permanent building on the premises. Sidewalk widths adjacent to outdoor vending areas shall not be reduced to less than five (5) feet, except to accommodate a permitted festival or other similar special event. Convenience trash receptacles shall be provided for each block that contains an outdoor vending area.
3. **Drive-Through Service.** Drive-through service windows for specialty coffee, specialty beverage or pastry, banks, drug stores, and dry cleaner uses shall be the only drive-through services permitted on-site.
4. **Outdoor Dining.** Outdoor dining areas shall be designated on an approved Plan of Development and shall not reduce the adjacent sidewalk width to less than five (5) feet.
5. **Emergency Communication Systems.** This condition shall apply to every new building and any subterranean parking or storage area except the following:
  - Above grade single-story buildings of less than 20,000 square feet;
  - Elevators; and
  - Stairwells.

All new buildings shall have approved radio coverage for emergency responders within the building based upon the County's existing public safety communication systems coverage levels at the exterior of the building. This shall not require improvement of the existing public safety communication systems.

Buildings and structures that cannot be constructed to provide the minimum coverage specifications shall be equipped with an amplification system or an active device that complies with the following criteria or any other system approved in writing by the Henrico County Communications Systems Manager.

The owner of any building or structure to which this condition applies shall be responsible for all costs including design, purchase, installation, periodic testing and maintenance associated with the in-building solution.

Buildings and structures which cannot support the required level of radio coverage shall be equipped with a radiating cable system, a distributed antenna system with Federal Communications Commission (FCC)-certified signal boosters, or other system approved by the County of Henrico Communications Systems Manager, in order to achieve the required adequate radio coverage.

Amplification systems capable of operating on frequencies licensed to any public safety agency by the FCC shall not be installed without prior coordination and approval of the Henrico County Communications Systems Manager. The in-building solution shall be capable of modification or expansion in the event frequency changes are required by the FCC or additional frequencies are made available by the FCC.

The emergency responder radio coverage system installation and components shall also comply with all applicable federal regulations including, but not limited to, FCC47 CFR Part 90.219. All new in-building solutions installed must be registered with the FCC per the public notice DA 14-15 January 7, 2014.

6. **Fire Protection-Structured Parking.** A 3" standpipe for fire protection shall be provided within all structured parking at approximately 200' intervals. The exact location of these improvements will be determined by the Division of Fire during Plan of Development review.

7. **Fire Protection.** All structures including parking structures, but excluding single family detached dwellings, shall be fully sprinkled for fire protection.
8. **Crime Prevention.** Prior to occupancy of any structure containing commercial or office uses, the applicant and the Crime Prevention Unit of the Division of Police shall conduct a security survey of the property. The applicant shall implement mutually agreed upon security recommendations.
9. **Proffered Conditions.** All proffered conditions accepted with case C-5C-07 shall be made a part of this Provisional Use Permit.
10. **Separation Between Townhouse Buildings.** Any two rows of townhouse buildings shall be separated by a distance of not less than 5 feet.
11. **Parking Plan.** The applicant shall provide a minimum of 3,958 parking spaces on the property in a manner consistent with that described in the Libbie Mill Shared Parking Study dated August 11, 2014 prepared by Walter P. Moore (Exhibit A) (see case file) to the extent that the densities reflected therein are reached. Along with the "Land Bay Master Plans" required by C-5C-07 Proffer #6, each Plan of Development and Subdivision submitted for the property shall also include a tabulation of all parking required per the parking study. Shared parking information, including updates to the parking study demonstrating the parking rates are meeting the needs of approved development on the property, shall be provided with each Plan of Development and Subdivision or as requested by the Director of Planning. Each Plan of Development and Subdivision submitted shall identify the location and means of creating additional parking that could accommodate the difference between the reduced parking standard approved by this permit and the standards contained in Section 24-34(m) of the Henrico County Code.
12. **Signage Plan.** Signage provided throughout the development shall be consistent with the Libbie Mill Signage Guidelines dated June 2014 (Exhibit B) (see case file) unless otherwise approved by the Director of Planning.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

269-14  
REZ2014-  
00031  
Three Chopt

Welwood I, LLC: Request to conditionally rezone from A-1 Agricultural District to R-2AC One-Family Residence District (Conditional) part of Parcel 736-769-4930 containing .615 acres located approximately 475' northwest of the intersection of N. Gayton Road and Kain Road.

Karen Hamilton, a resident of Kain Road, spoke in opposition to this case. She expressed a number of concerns relating to the impact of the proposed development on noise levels, traffic, affordable housing, the environment, residential densities, and groundwater. Mr. Kaechele responded that this case would neither create new lots nor impede the environment.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Inclusion into Welwood and Maximum Density.** The Property shall be part of the development of the project contemplated by rezoning REZ2013-12 (the "Welwood" project), and the maximum number of lots on the Property shall not result in the overall Welwood project, inclusive of the Property, exceeding 2.0 units per acre.
2. **Lot Width.** No buildable lots shall have a lot width less than 85 feet.
3. **Minimum Finished Floor Area.** All new dwellings shall have a minimum finished floor area of 2,800 square feet, with an overall average of 3,100 square feet of finished floor area.
4. **Garages.** A minimum of a two-car garage shall be constructed on each lot except for lots originally used for model homes. No more than twenty-five (25%) of all dwellings shall have garage doors on the front of the principal dwelling. Front loading garages shall not project beyond the front of the building. The garage door on any such front loading garage shall contain decorative elements consistent with the Bentley Subdivision adjoining the Property.
5. **Foundations.** The main body of any home shall not be constructed on a slab, provided that garages and patios may be constructed on a slab. The exposed portion below the first level of any foundations of all homes shall be constructed of brick or stone.



6. **Chimneys and Flues.** The exposed portion of a chimney shall be constructed of brick, stone or an exterior insulating finish system (E.I.F.S.). The exposed portion of a flue for a direct-vent gas fireplace shall be constructed of the same material used on the adjacent siding and shall be built on a foundation that is constructed of the same material that is used on the adjacent foundation. Closets, chimneys or gas vent units shall not be cantilevered. Bay windows shall have a foundation constructed of the same material as the foundation of the principal structure unless a different architectural design is approved by the Director of Planning.
7. **Exterior Materials.** Any dwelling, including any garage accessory to such dwelling upon the same lot whether attached or detached, shall have exposed exterior walls (above finished grade) of full standard brick, stone, cementitious siding, or a combination of the foregoing, unless otherwise approved by the Director of Planning. At least fifty percent (50%) of all dwellings (including any attached garages) on the Property shall have at least fifty percent (50%) of their front exposed exterior walls (above finished grade) constructed of brick, stone, or a combination of the foregoing unless different architectural treatment and/or materials are specifically requested and approved by the Director of Planning with respect to the exposed portion of any such wall. Various design elements such as quoin treatment, soldier courses of brick, keystones, capstones, ornamental windows, dormers, pediments, shutters, columns, and variations in the front facades with projections such as bays, porches, stoops, and gables may be incorporated to provide a variety of distinctive homes. No two of the same design styles shall be adjacent to one another.
8. **Curb and Gutter.** All roads shall be constructed with standard full-face curb and gutter (CG-2) unless otherwise requested by Public Works.
9. **Lot Clearing.** The clearing of healthy trees measuring six (6) or more inches in diameter on the lots shall be limited to areas required to accommodate the dwellings, driveways, sidewalks, open yard areas, utility lines and any other areas typically required for the construction of a dwelling.
10. **Trees, Sod, and Irrigation.** In the front of each lot, a minimum of two (2) trees with a minimum caliper of 3½ inches shall be retained or planted prior to issuance of the final certificate of occupancy. In addition, on a corner lot, in the side yard facing the

street a minimum of two (2) trees with a minimum caliper of 3½ inches shall be retained or planted prior to issuance of the final certificate of occupancy. All front and side yards shall be sodded and irrigated.

11. **Underground Utilities.** Except for junction boxes, meters and existing overhead utility lines or for technical or environmental reason, all utility lines shall be underground.
12. **Entrance Feature.** The main entrance from Kain Road shall be complemented with landscaping and a brick, stone or stucco monument entrance feature similar to the entrance feature for the Bentley Subdivision. Landscaping at the entrance feature shall include sod and an irrigation system. If required by the Planning Commission at the time of Subdivision review, the entrance on Porsche Drive from the Bentley Subdivision shall include a marker or markers identifying the new subdivision, such marker or markers to be in a location and design as approved by the Planning Commission at the time of Subdivision review.
13. **Buffers.** A minimum twenty-five (25) foot landscaped buffer, planted to the level of a transitional buffer 25, to include possible berms and/or fencing, shall be provided adjacent to the ultimate right of way of Kain Road. In addition, this buffer shall be identified on the subdivision plat. A landscape plan shall be submitted prior to Final Plan approval showing how this buffer will be landscaped prior to the issuance of a certificate of occupancy. A minimum fifteen (15) foot landscaped buffer, planted to the level of a transitional buffer 25, shall be provided within and/or along any lot or portion of a lot adjoining the property currently identified as GPIN 736-769-8821. Any landscaped buffer shall be irrigated and maintained by the Homeowners Association.
14. **Dwelling Lots Adjacent to Kain Road.** No dwelling lot shall have a rear yard adjacent to Kain Road and/or adjacent to the buffer required in Proffer 13, above. Dwellings shall either front on the extension of Porsche Drive through the site, or shall front on an easement road between the dwelling lot and the buffer and/or Kain Road. Any exterior side wall facing Kain Road shall provide a minimum of two windows or doors facing Kain Road, unless otherwise approved by the County.
15. **Sidewalks.** Sidewalks shall be constructed to Henrico County standards (a) within the Kain Road right-of-way adjoining the Property a minimum of 5 feet in width, and (b) along or within

one side of Porsche Drive to connect to the existing sidewalk in Bentley.

16. **Construction.** All construction vehicles for the development on the Property shall be required to access the Property via Kain Road. During the construction of the development on the Property the hours of exterior construction shall be limited to 7:00 a.m. to 8:00 p.m., Monday through Saturday, except in emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours or utility connections. Exceptions shall require the Director of Planning's approval. Construction signs shall be posted in English and in Spanish and shall state the hours of construction.
17. **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. The acreage then zoned C-1 may or may not be included in any subdivision or lot on the Property, at the sole discretion of the Applicant. This excludes any areas designated for future development on the subdivision plan at the time of Subdivision Review.
18. **Protective Covenants.** Prior to or concurrent with the recordation of a subdivision plat approved by the County of Henrico, restrictive covenants describing development controls and maintenance responsibilities for all common areas within the subdivision, including maintenance of the entrance feature shall be reviewed by the Henrico County Attorney's office and recorded in the Clerk's Office of the Circuit Court of Henrico County, Virginia.
19. **Driveways.** There shall be no direct access from any lot to Kain Road.
20. **Roads.** The internal road layout on the Property shall include, at a minimum, the following: a) the design and construction of Porsche Drive from the existing terminus in Bentley subdivision through the Property to connect with Kain Road ("Porsche Drive Extended"); and b) the design and construction of a stub road from Porsche Drive Extended to the western boundary of the Property,

to accommodate future access to the property currently identified as GPIN 736-770-5128 (the "Western Stub"). The exact location and timing of the construction of Porsche Drive Extended and the Western Stub shall be as required by the Planning Commission at the time of Subdivision, provided that the road surface for Porsche Drive Extended shall be completed in its entirety through the site prior to the issuance of a certificate of occupancy for the 18<sup>th</sup> dwelling on the Property. If the road surface for Porsche Drive Extended is connected to the existing Bentley subdivision prior to a certificate of occupancy for the 14th home on the Property, a temporary barrier within Porsche Drive Extended shall be installed and remain in place at least until the 14th home on the Property receives a certificate of occupancy, but in all cases shall be removed prior to the issuance by the County of a certificate of occupancy for the 20th home on the Property.

21. **Severance.** The unenforceability, elimination, revision or amendment of any proffer set forth herein, in whole or 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: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

270-14  
REZ2014-  
00032  
Three Chopt

PCG1, LLC: Request to conditionally rezone from B-1 Business District and B-1C Business District (Conditional) to B-2C Business District (Conditional) Parcel 747-757-0157 containing .959 acres located at the southeast intersection of Three Chopt and Church Roads.

Ms. Moore responded to questions from Mr. Kaechele.

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

On motion of Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. Any new parking lot lighting on the Property shall be positioned in such a manner as to minimize the impact of such light on adjacent residential areas and be of such type as currently exists or as determined at the time of Plan of Development review, but if

no Plan of Development review is required, as approved by the Director of Planning.

2. No exterior wall of any principal building on the Property shall be constructed of exposed cinder block, asbestos shingles or imitation brick or stone siding material, unless otherwise currently existing.
3. Any new dumpsters and trash receptacles, not including convenience containers, shall be (a) screened from public view at ground level at the perimeter of the Property by a substantial and durable material which shall include support posts,

gate frames, hinges and latches of a sufficient size and strength to allow the gates to function without sagging or becoming a visual eyesore; and (b) in a location on the Property as determined at the time of Plan of Development review, but if no Plan of Development review is required, as approved by the Director of Planning.

4. The Property shall not be used for any of the following:
  - a. adult business as defined by section 24-3 of the Henrico County Code including adult video stores;
  - b. automotive filling or service stations including towing service (the foregoing shall not preclude any filling or service station otherwise permitted in the B-1 District pursuant to Sections 24-55 and 24-56 of the County Zoning Ordinance, as may be amended);
  - c) flea markets;
  - d) gun shop sales or repair;
  - e) hotels, motels, motor lodges, or tourist homes;
  - f) theaters;
  - g) bowling alleys;
  - h) skating rinks (ice-skating and roller skating);
  - i) swimming pools;
  - j) tennis courts;
  - k) off track betting;
  - l) electronic video game rooms;
  - m) bingo halls;
  - n) archery ranges;
  - o) self-service storage facilities;
  - p) car wash (automatic or otherwise) (the foregoing shall not preclude a car wash accessory to a filling station);
  - q) billiard hall;
  - r) model racing tracks;
  - s) funeral home mortuary and/or undertaking establishments;

- t) grocery store in excess of 30,000 square feet;
- u) a recycling collection facility;
- v) accessory dwellings;
- w) on-site dry cleaning;
- x) establishments whose primary business is check cashing and/or the making of payday loans as defined and regulated by Section 6.2-2100 et seq. and 6.1-1800 et seq. of the Code of Virginia in effect as of the date of the approval of these proffers (the forgoing shall not preclude banks, savings and loans or similar financial institutions that are not regulated by the foregoing Virginia Code Sections);
- y) establishments whose primary business is the making of motor vehicle title loans as defined and regulated by Section 6.2 - 2200 et seq. of the Code of Virginia (the forgoing shall not preclude banks, savings and loans or similar financial institutions that are not regulated by the forgoing Virginia Code sections).

5. 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: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

271-14  
REZ2014-  
00033  
Three Chopt

Windsor Enterprise Corp.: Request to conditionally rezone from A-1 Agricultural District to R-2AC One-Family Residence (Conditional) part of Parcels 740-770-9386 and 740-770-7171 containing 8.789 acres located approximately 125' south of the terminus of Grey Oaks Park Lane.

In response to a concern raised by Mrs. O'Bannon, Ms. Moore and Mr. Kaechele discussed future options for the provision of a second point of permanent access for the subject site.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Concept Plan.** The Property shall be developed in general conformance with the Concept Plan entitled "Estates at Grey Oaks South" prepared by Draper Aden, dated September 8, 2014, attached hereto as Exhibit A, (see case file) according to the following proffered conditions:

## **DEVELOPMENT**

2. **Density.** No more than 22 single-family residential building lots shall be recorded on the Property when utilizing the adjacent 0.80 acre parcel of land in Tax Map Parcel 740-771-7724 owned by Applicant and shown in yellow on the Concept Plan (see case file). Any residual land on the Property that may in the future be combined with adjacent properties to form buildable lots on such adjacent properties shall not be counted toward this density limitation.
3. **Lot Width.** At least eighty percent (80%) of all lots shall have a minimum lot width of 100 feet. No lot shall have a lot width less than 90 feet. The term "lot width" shall be defined herein as the width of a lot measured at the front yard setback line, except for cul-de-sac lots fronting on a cul-de-sac terminus where the width shall be measured at the actual building line of the homes.
4. **Curb and Gutter.** Roll-faced curb and gutter of a standard width of 3 feet shall be provided for the roads within the development, subject to approval by the Director of Public Works.
5. **Underground Utilities.** Except for existing junction boxes, meters, pedestals, transformers, transmission mains, overhead utility lines and overhead facilities, unless required for technical or environmental reasons, all utility lines shall be underground.
6. **BMP.** All BMPs required on the Property shall be landscaped and aerated to serve as an amenity, which shall be maintained by the Grey Oaks Homeowners Association, Inc.
7. **Hours of Construction.** The hours of exterior construction activities, including operation of bulldozers and other earthmoving equipment shall be between 7:00 a.m. and 7:00 p.m. Monday through Saturday, except in emergencies or where unusual circumstances require extending the specific hours in order to complete work such as concrete pours and utility connections. Hours shall be posted in both English and Spanish during construction of the subdivision.

8. **Road Extensions.** If Applicant purchases all or portions of Tax Map Parcels 741-770-1920, 741-770-0218 or 741-770-2373 south of the Property, Grey Oaks Park Lane shown in the Concept Plan as a cul-de-sac may be extended into those properties and may connect to Shady Grove Road. Grey Oaks Estates Run shown in the Concept Plan (see case file) will be extended eastward into land owned by Applicant for additional sections of Grey Oaks and may be extended to connect to Shady Grove Road through Ellis Meadows Lane.
9. **Emergency Access Drive.** Upon request by the Planning Commission at the time of Conditional Subdivision Approval for the recordation of any of the 22 lots shown in the Concept Plan (see case file), the Applicant shall construct a temporary emergency access drive for emergency vehicles to the standards required by the County of Henrico, Virginia (the "County").
10. **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.

## **HOMES**

11. **Minimum Home Size.** All homes shall have a minimum of 3,000 square feet of finished floor area.
12. **Exterior Siding Materials.** The exterior elevations of all homes shall be constructed with brick, stone or concrete board on all elevations. Masonite siding shall not be permitted as an exterior wall material. At least 60% of the front elevation of all homes shall be constructed with brick or stone or a combination of brick and stone.
13. **Foundations and Front Steps.** A foundation is required under all the perimeter walls of a home, except for garage and basement floors, which may be constructed on a slab. All foundations shall be constructed with brick or stone. All stoops and steps on the front elevation shall be constructed with brick or stone. All piers for a home shall be constructed with brick or stone.
14. **Garages.** Every home shall include a garage and at least 90% of the homes on the Property shall have a minimum of a 2-car attached garage. All attached garages shall load from the side or rear of the home. Windows shall be offered as an option for garage doors.



15. **Chimneys.** The exposed portions of all fireplace chimneys shall be constructed of brick or stone. This proffer shall not apply to direct vent gas fireplaces or appliances.
16. **Cantilevering.** All features of a home, including fireplace enclosures, box and bay windows, standalone closets and similar features, shall be constructed on a foundation. However, this proffer shall not apply to features constructed on the rear elevation of the second floor of a home that are at least 12 feet in width, or as may otherwise be approved by the Director of Planning.
17. **Architectural Treatments.** Homes side-by-side with the same exact elevations shall not be permitted. On corner lots at least 2 windows shall be constructed on the side elevation facing the street.
18. **Consistency of the Homes.** To assure the consistent appearance of the 22 homes to be constructed on the lots on the Property, the home on each lot (whether the area in a lot is comprised wholly or partly from area within the Property) shall be constructed to the standards set forth in this zoning case.

#### **LOTS**

19. **Clearing.** The clearing of healthy trees measuring 6 or more inches in diameter on any lot shall be limited to areas required to accommodate the homes, driveways, sidewalks, open yard areas, utility line and any other areas typically required for the construction of a single-family residential dwelling.
20. **Sod and Irrigation.** Each front yard and side yard to the rear line of the home — exclusive of mulched flowerbeds and landscaping — shall be sodded. All sodded areas shall be irrigated prior to the issuance of a final certificate of occupancy.
21. **Foundation Planting Beds and Landscaping.** Planting beds shall be constructed along the entire front elevation of a home, except for areas used for porches, garages and architectural features. For corner lots, planting beds shall also be constructed along the entire side elevation that faces the street, except for areas used for porches, garages, heating and cooling equipment and architectural features. The planting beds shall contain landscaping consisting primarily of evergreen plantings in the approximate quantity and design shown in Exhibit B (see case file) attached hereto. All planting beds for a home shall be completed

prior to the issuance of a final certificate of occupancy for that home.

22. **Trees.** At least 3 healthy trees measuring at least 2½ inches in diameter shall either exist or be planted in the front or side yard of a lot prior to the issuance of the final certificate of occupancy.
23. **Driveways.** All driveways shall be paved with either exposed aggregate, concrete, brick, stone or precast pavers or other similar materials approved by the Director of Planning. All driveways shall be completed prior to the issuance of a final certificate of occupancy.
24. **Consistency of the Lots.** To assure the consistent appearance of the improvements to be made to the 22 lots on the Property, each lot (whether the area in a lot is comprised wholly or partly from area within the Property) shall be improved to the standards set forth in this zoning case.

#### **RESTRICTIVE COVENANTS**

25. **Restrictive Covenants.** The Property shall become part of the Grey Oaks community and be subjected to the Declaration of Covenants, Conditions and Restrictions for Grey Oaks Homeowners Association, Inc. ("Declaration") recorded in Deed Book 3834, at Page 2091, as amended. The owners of the lots on the Property shall become dues-paying members in the Grey Oaks Homeowners Association, Inc. ("Association") and enjoy the same rights and have the same obligations as all other owners in Grey Oaks as set forth in the Declaration.
26. **Association Disclosure Packet.** As required in zoning case C-15C-03 for the Grey Oaks community, the Association Disclosure Packet required in Section 55-509.4 of the Code of Virginia shall include a disclosure that Grey Oaks Estates Run will be extended and that Grey Oaks Park Lane may be extended through adjacent parcels to connect to a County road to provide for safe and sufficient access to and from the Grey Oaks community.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

272-14  
REZ2014-  
00039  
Varina

Becknell Services, LLC: Request to rezone from A-1 Agricultural District to M-1C Light Industrial (Conditional) part of Parcel 815-700-1434 containing .915 acre located approximately 400' from the west line of Darbytown Road approximately 1000' from its intersection with S. Laburnum Avenue.

Principal Planner Jim Strauss and the applicant's representative, Randy Booker, responded to a number of questions from Mr. Nelson and Mr. Strauss responded to a question from Mrs. O'Bannon.

Kim Pullman, a Darbytown Road homeowner who resides near the subject property, asked for clarification regarding where the applicant proposes to locate existing truck and trailer parking spaces on the site. Mr. Strauss responded to her question.

James Richardson, a Darbytown Road property owner who leases a residential home near the subject site, expressed concern pertaining to the location of the County's rezoning sign for this case and also conveyed concerns relating to the impact of this industrially-zoned property on the area's residential property values. There was discussion between Mr. Richardson and Mr. Nelson regarding Mr. Richardson's concerns about the co-mingling of industrial and residential properties. Mr. Nelson stated he would follow up personally with Mr. Richardson to continue the discussion.

In response to questions from Mrs. O'Bannon, Mr. Strauss elaborated on the applicant's proposal to buffer the subject site from nearby residential properties.

On motion of Mr. Nelson, seconded by Mr. Thornton, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

#### **Proffers**

The proffers applicable to the parcel which was the subject of Case No. C-47C-97 (see case file) shall be applicable to the parcel submitted herewith so as to have the effect of revising the parcel description submitted with Case No. C-47C-97 as though such revised description had been part of such Case and thereby bound by the proffers applicable thereto.

## **2. Buffers.**

- a. A landscaped and/or natural buffer area, with a six (6) foot tall berm, shall be provided a minimum of fifty (50) feet in width around the perimeter of the Property, except to the extent necessary or allowed for entrance drives, utility easements, grading, drainage, Best Management Practice facilities, fencing and signage and other purposes requested and specifically permitted, or if required, by the Planning Commission at the time of Plan Development review. The landscaped and/or natural buffer shall be provided a minimum of fifty feet (50) feet in width and plantings shall meet the planting requirements of the Transitional Buffer 50 as described in the Henrico County Landscape Manual. The referenced buffer and berm are located in the rear portion of GPIN 815-700-1434 and are shown on the Conceptual Buffer Plan attached hereto as Exhibit "A" (see case file).
- c. The aforesaid buffer shall not apply against any adjacent property if subsequently rezoned for industrial purposes.

- 11. **Parking Lot Lighting.** Parking lot lighting fixtures shall not exceed twenty (20) feet in height as measured from the grade of the base of the lighting standard unless otherwise requested and specifically approved, or if required by, the Planning Commission at the time of Plan of Development review. Parking lot lighting shall be produced from concealed sources of light (i.e. "shoe box" type or adjustable fixtures with positive cut-off angles).

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

273-14  
REZ2013-  
00021  
Tuckahoe

Geriel DeOliveira: Request to conditionally rezone from B-2 Business District to B-3C Business District (Conditional) Parcel 767-741-7271 containing .618 acres located on the north line of Horsepen Road at its intersection with Catawba Lane.

Mr. Vithoulkas announced to the Board this case had been withdrawn by the applicant and no action was needed.

274-14  
REZ2014-  
00038  
Tuckahoe

Weinstein Family, LLC: Request to rezone from O-2 Office District to R-6C General Residence District (Conditional) Parcel 742-741-5065 containing 1.833 acres located at the northwest intersection of Castile and Otlyn Roads.

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

On motion of Mr. Thornton, seconded by Mr. Kaechele, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Conceptual Plan/Landscaping.** Development of the Property and landscaping shall be in general conformance with the plan/landscaping attached hereto entitled "LANDSCAPE PLAN ADDISON AT KINGS CROSSING" (see case file) prepared by Winks-Snowa Architects, PC., dated July 16, 2014 (the "Conceptual Plan"), (see case file) which Conceptual Plan is conceptual in nature and may vary in detail, unless otherwise requested and specifically approved at the time of Plan of Development.
2. **Architectural Treatment.** Multi-family buildings constructed on the Property shall be generally in conformance with the front and rear elevations attached hereto entitled "ADDISON AT KINGS CROSSING" (see case file) prepared by Winks-Snowa Architects, PC., dated July 15, 2014, unless otherwise requested and specifically approved at the time of Plan of Development.
3. **Building Materials.** All buildings shall have exposed exterior walls (above grade and exclusive of trim) of stone, stone veneer, brick, cementitious siding, or a combination of the foregoing unless different architectural treatment and/or materials are specifically approved with respect to the exposed portion of any such wall, at the time of Plan of Development. A minimum of forty-five (45) percent of the exterior portions of all building wall surfaces of each building, excluding windows, doors, breezeways, gables and architectural design features, shall be of brick, stone or stone veneer construction.
4. **Density.** There shall be no more than thirty (30) residential units developed on the Property.
5. **Unit Size: Number of Bedrooms.** One bedroom units shall contain a minimum of seven hundred forty (740) square feet of finished floor area each. Two bedroom units shall contain a

minimum of one thousand fifty (1,050) square feet of finished floor area each.

6. **Best Management Practice.** Best Management Practice structures shall be located outside of any landscaped buffer within the Property, except as a landscaping amenity or water related feature and if requested and specifically permitted by the Director of Planning or the Planning Commission at the time of Plan of Development. Any above-ground wet Best Management Practice structure shall include an aeration feature to move water within such structure.
7. **Cantilevering.** There shall be no cantilevered treatment of architectural features.
8. **Sound Suppression.** Any walls between units on the Property shall be designed to have a minimum sound transmission coefficient rating of 50. A cross section detail, reviewed and approved by a certified architect or engineer as to the methodology accomplishing the sound transmission coefficient rating shall be included in the building permit application.
9. **Parking Lot Lighting.** Parking lot lighting fixtures shall not exceed twenty (20) feet in height as measured from the grade at the base of the lighting standard, unless otherwise requested, described and specifically approved, or if required, at the time of Plan of Development. Lighting shall be directed to minimize glare on public roads and adjacent properties.
10. **Recreational Amenities.** Recreational amenities provided to residents of Kings Crossing Apartments shall be available to the residents of the Property.
11. **Underground Utilities.** All utility lines on the Property shall be underground, except for junction boxes, meters, existing and/or relocated existing overhead utility lines and lines in wetland areas. Electrical junction boxes and meters shall be screened from public view at ground level at the perimeter of the tract with use of landscaping, or such other method as may be approved at the time of Plan of Development.
12. **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.

13. **Trash Receptacles.** Dumpsters and trash receptacles, not including convenience cans, shall be screened from public view at ground level at the perimeter of the Property, with brick. The gates and doors shall be of a substantial and durable material as determined by the Director of Planning or the Planning Commission at the time of Plan of Development. Support posts, gate frames, hinges and latches shall be of a sufficient size and strength to allow the gates to function without sagging or becoming a visual eyesore as determined by the Director of Planning or the Planning Commission at the time of Plan of Development.
14. **Screening HVAC.** Any heating, ventilation and air conditioning equipment shall be screened from public view at ground level at the perimeter of the Property with the use of landscaping similar to Addison at Kings Crossing.
15. **Roof Material.** Any building shall be constructed with a roof that has a minimum certified twenty-five (25) year warranty.
16. **Detached Signage.** Any detached signs on the Property 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 Property. No detached sign shall exceed a height of six (6) feet, as measured from the base of the sign.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

275-14  
REZ2014-  
00034  
Three Chopt

Atack WB Investors, LLC: Request to conditionally rezone from R-6C General Residence District (Conditional) and RTHC Residential Townhouse District (Conditional) to C-1C Conservation District (Conditional) part of Parcels 730-767-7336, 730-766-6366, and 731-766-4295 containing 6.422 acres located between the Goochland County line, W. Broad Street (U.S. Route 250), and Interstate 64.

Mr. Strauss responded to a question from Mrs. O'Bannon.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered

condition:

1. **Conservation Areas.** Notwithstanding the uses permitted and regulated by the zoning of the Property, such portion(s) of the Property which lie within a one hundred (100) year flood plain as determined by definitive engineering studies approved by the Department of Public Works, and/or such portion(s) of the Property which may be inundated by waters impounded to a maximum elevation determined in a controlled, regulated manner by a structure or structures approved by the Department of Public Works, may only be used for the following purposes:
  - a. Storm water management and/or retention areas;
  - b. Ponds, lakes and similar areas intended as aesthetic and/or recreational amenities and/or wildlife habitats;
  - c. Access drives, utility easements, signage, walkways and recreational facilities installed in a manner to minimize their impacts; and
  - d. Such additional uses to the uses identified in (a), (b) and (c) above as may be deemed compatible and of the same general character by the Planning Administrator (Director of Planning) pursuant to Chapters 19 and 24 of the County Code.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

209-14  
REZ2013-  
00002  
Brookland

Yunus Vohra: Request to conditionally rezone from A-1 Agricultural District and R-2A One-Family Residence District to R-2AC One-Family Residence District (Conditional) Parcels 764-760-9037, 764-760-8515, 765-760-1906, and 765-760-0929 containing 5.12 acres, located on the south line of Hungary Road at its intersection with Hastings Mill Drive.

Joe Emerson, Director of Planning, responded to questions from the Board. At Mr. Glover's request, he responded to four questions raised in a letter to the Board by two residents of Hoehns Road by noting what they were requesting cannot be required by the County.

Mike Rothermel, an attorney with the law firm of Spotts Fain representing Sylvia Wright, requested the applicant add two proffered



conditions that would require him to relocate existing brick entrance columns on Hoehns Road, which he had already voluntarily agreed to do, and restrict access to the Islamic Center of Richmond from the small subdivision where Ms. Wright resides. He noted Ms. Wright could not support this case unless the applicant agreed to proffer these conditions. Mr. Rothermel also advised Ms. Wright had further technical concerns that would be brought forward during the Plan of Development process should this case be granted by the Board.

Cameron Palmore, Vice President at Balzer and Associates and the applicant's representative, confirmed for Mr. Glover the applicant had not agreed to proffer the conditions that were requested by Ms. Wright through her attorney, Mr. Rothermel, and acknowledged the County could not require the applicant to do so.

Mr. Glover commented on the case and Ms. Wright's requests.

On motion of Mr. Glover, seconded by Mr. Thornton, and by unanimous vote, the Board followed the recommendation of the Planning Commission and approved this item with the following proffered conditions:

1. **Underground Utilities.** All proposed utilities except for junction boxes, meters, pedestals, transformers, transmission mains and existing overhead utility lines shall be placed underground, unless technical or environmental reasons require otherwise.
2. **Steps, Stoops, and Decks.** Steps to the main entrance of homes, except for homes with country front porches, shall be faced with brick or stone or a cementitious, mortared stone appearing product. Front stoops, except for homes with country front porches, shall be brick or stone or a cementitious, mortared stone appearing product with finished concrete or exposed aggregate landing. For any country front porch with piers, those piers shall be of brick, stone or cultured stone to match the foundation. For any country front porch with wood steps, wood risers shall be provided. The space beneath any structure constructed on piers higher than two (2) feet above grade but less than one story above grade shall be enclosed with lattice or other screening material of compatible quality, including but not limited to landscaping.
3. **Foundations and Chimneys.** All new houses shall be constructed on crawl space foundations, except for garages and basements. The exterior portion of all residential dwelling foundations below the first floor level which are visible above grade shall be brick or stone. Any dwellings with a fireplace other

than direct vent gas fireplaces or appliances shall have masonry chimneys faced with brick or stone similar to the foundation.

4. **Public Water and Sewer.** All homes constructed on the Property shall be served by public water and sewer.
5. **Curb and Gutter.** Roll Face (3'-0" section) curb and gutter shall be utilized.
6. **Construction Material.** All new houses shall be constructed with brick, stone, cultured stone, vinyl, cementitious siding (e.g. Hardiplank, or an equivalent) or a combination of the foregoing. Fiberboard shall not be used as an exterior wall material. Where vinyl is used, the vinyl siding shall have a minimum normal thickness of 0.044 inches. Shingles shall be a minimum thirty (30) year dimensional quality. Homes with the same elevations side by side shall not be permitted. On corner lots where the side elevation is visible from the street, the side elevation facing the street shall have a minimum of two (2) windows.
7. **Garages.** Two-car garages shall have minimum interior dimension clear space at the time of construction of eighteen (18) feet deep by twenty (20) feet wide and a separate pedestrian door to the exterior. One-car garages shall have minimum interior dimension clear space at the time of construction of eighteen (18) feet deep by twenty (10) feet wide and a separate pedestrian door to the exterior. Attached garages shall be integrated into the overall design and massing of the house. Windows shall be offered as an option for garage doors. All garage doors shall have, at a minimum, one architectural detail, including, but not limited to windows, carriage door handles, exposed hinges and accent columns. Each house constructed shall have, at a minimum, a one-car garage at time of construction.
8. **House Size.** The minimum finished and heated square footage of any dwelling, except the existing dwelling, shall be 2100 square feet.
9. **Cantilevering.** There shall be no cantilevered treatment of any architectural features on the first floor. On the second floor only bay windows may be cantilevered.
10. **Construction Hours.** The hours of exterior construction including operation of bulldozers and earth moving equipment shall be between 7:00 a.m. and 7:00 p.m. Monday through Friday and 9:00 a.m. and 6:00 p.m. Saturday, except in emergencies or

where unusual circumstances require extending the specific hours in order to complete work such as concrete pours or utility connectors. The developer shall post signs at all entrances to the property during construction, in both English and Spanish, stating the above.

11. **Clearing Limitation.** The clearing of trees shall be limited to that necessary for dwellings, road improvements, driveways, signage, and customary accessory uses.
12. **Fences.** Chain link, barbed wire, fences with metal post, stockade fences, and post and wire fences are prohibited. Fencing on individual lots shall be restricted to forty-two (42) inches in height, unless constructed of vinyl, brick or finished masonry materials.
13. **Density.** The number of lots shall not exceed 10.
14. **Driveways.** All driveways on each individual subdivision lot shall be paved within six (6) months following receipt of a certificate of occupancy. The type of pavement may include asphalt, concrete, aggregate materials, and brick or stone pavers.
15. **Landscaping.** A twenty-five (25) foot planting strip easement shall be provided along Hungary Road. The area shall be planted per Transitional buffer 25 as defined in Sec. 24-106.2(e)(3)b of the Henrico Code.
16. **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: O'Bannon, Thornton, Glover, Kaechele, Nelson

No: None

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

276-14

Ordinance - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled "Elderly or Permanently and Totally Disabled Persons" to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants from \$1,500 to \$2,500, Eliminate the Requirement that Applicants Pay Their Taxes by

Certain Dates or Lose Their Exemption, and Conform to 2014 State Legislation.

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

Gene Walter, Director of Finance, and Mr. Vithoulkas responded to questions from the Board.

On motion of Mr. Glover, seconded by Mr. Nelson, and by unanimous vote, the Board approved this item – see attached ordinance.

277-14

Ordinance - To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled "Precincts and polling places" by Updating the Name of the Polling Place for Rollingwood Precinct in the Tuckahoe District.

Mark Coakley, General Registrar, responded to a question from Mrs. O'Bannon.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached ordinance.

278-14

Ordinance - To Amend and Reordain Section 24-3 Titled "Enumerated" of the Code of the County of Henrico to Conform to State Legislation Clarifying the Definition of Group Homes.

Ben Blankinship, Principal Planner, narrated a brief slide presentation on this item. He responded to questions from the Board.

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

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached ordinance.

279-14

Ordinance - To Amend and Reordain Section 19-60 Titled "Required," Section 19-89 Titled "Required; construction plans," Section 19-90 Titled "Form and contents," Section 19-95 Titled "Recording," Section 19-97 Titled "Required," Section 19-137 Titled "Public sites and open spaces," and Section 19-165 Titled "Sanitary sewers" of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots.

Mr. Blankinship narrated a brief slide presentation on this item.

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

On motion of Mr. Glover, seconded by Mr. Kaechele, and by unanimous vote, the Board approved this item – see attached ordinance.

280-14

Ordinance - To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out.

Mr. Blankinship narrated a brief slide presentation on this item.

Steve Yob, Director of Public Works, responded to a number of questions from the Board. Mr. Vithoulkas and Mr. Rapisarda assisted him in responding to some of these questions. Mr. Thornton suggested some of the Board’s questions be directed to the County’s General Assembly delegation during the delegation’s joint meeting with the Board in November.

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

On motion of Mr. Glover, seconded by Mr. Nelson, and by unanimous vote, the Board approved this item – see attached ordinance.

281-14

Ordinance - To Amend and Reordain Section 23-33 of the Code of the County of Henrico Titled “Maintenance of sewage disposal system; pump-out requirement” to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out.

Mr. Blankinship narrated a brief slide presentation.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached ordinance.

282-14

Resolution - Signatory Authority - Quitclaim of Portions of Easements - Shire Place 1 - Tuckahoe District.

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

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

## **PUBLIC COMMENTS**

There were no comments from the public.

**GENERAL AGENDA – (continued)**

284-14                      Resolution - Award of Annual Contract for Environmental Services.

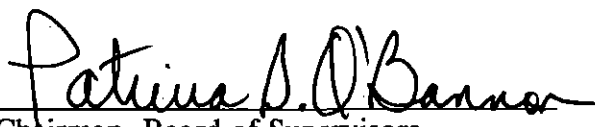
On motion of Mr. Nelson, seconded by Mr. Thornton, and by unanimous vote, the Board approved this item – see attached resolution.

285-14                      Resolution - Award of Construction Contract - Replacement of Traffic Signal Mast Arm Poles - Fairfield, Three Chopt and Tuckahoe Districts.

Mr. Yob responded to a question from Mr. Kaechele.

On motion of Mr. Kaechele, seconded by Mr. Glover, and by unanimous vote, the Board approved this item – see attached resolution.

There being no further business, the meeting was adjourned at 9:05 p.m.

  
Chairman, Board of Supervisors  
Henrico County, Virginia

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## CYBERSECURITY AWARENESS MONTH

October 2014

**WHEREAS**, counties recognize the vital role that technology has in our daily lives and in our future, whereby today many citizens, schools, libraries, businesses, and other organizations use the Internet for a variety of tasks, including keeping in contact with family and friends, managing personal finances, performing research, enhancing education, and conducting business; and

**WHEREAS**, counties understand critical infrastructure sectors are increasingly reliant on information systems to support financial services, energy, telecommunications, transportation, utilities, health care, and emergency response systems; and

**WHEREAS**, the use of the Internet at the primary and secondary school levels in Henrico County enhances the education of our youth by providing them access to online educational and research materials; and

**WHEREAS**, at institutions of higher education, the use of information technology is integral to teaching and learning, research, and outreach and service; and

**WHEREAS**, Internet users and our information infrastructure face an increasing threat of malicious cyber attack and significant financial and privacy losses due to identity theft and fraud; and

**WHEREAS**, the U.S. Department of Homeland Security has established the Office of Cybersecurity and Communications and devoted resources within it solely to support the strengthening and securing of the country's cyber infrastructure at the state, local, tribal, and territorial levels; and

**WHEREAS**, the Stop.Think.Connect. Campaign is a national effort coordinated by a coalition of private companies, nonprofits, and government organizations to raise awareness about cybersecurity among all digital citizens, helping them to stay safer and more secure online; and


**WHEREAS**, the Multi-State Information Sharing and Analysis Center, a division of the nonprofit Center for Internet Security, provides a collaborative mechanism to help state, local, territorial, and tribal governments enhance cybersecurity; and

**WHEREAS**, Henrico County's Department of Information Technology and Office of Internal Audit provide a collaborative mechanism to help enhance the security of our locality; and


**WHEREAS**, maintaining the security of cyberspace is a shared responsibility in which each of us has a critical role, and awareness of computer security essentials will improve the security of the County's information infrastructure and economy; and

**WHEREAS**, the U.S. Department of Homeland Security, the Multi-State Information Sharing and Analysis Center, the National Association of State Chief Information Officers, and the National Cyber Security Alliance have declared October as National Cybersecurity Awareness Month.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia, hereby recognizes October 2014 as Cybersecurity Awareness Month and encourages Henrico citizens to learn about cybersecurity and put that knowledge into practice in their homes, schools, workplaces, and businesses.

  
Barry R. Lawrence, Clerk  
October 14, 2014



  
Patricia S. O'Bannon, Chairman  
Board of Supervisors

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## DOMESTIC VIOLENCE AWARENESS MONTH

**October 2014**

**WHEREAS**, domestic violence is a pervasive social issue affecting people of all ages, races, religions, cultures, and economic backgrounds; and

**WHEREAS**, the crime of domestic violence violates an individual's privacy, safety, and dignity and has a serious physical, emotional, social, sexual, psychological, and economic impact on victims, families, neighborhoods, workplaces, and communities; and

**WHEREAS**, children who are subjected to domestic violence often grow up to inflict violence on others, creating a cycle that must be stopped through prevention and early education and by developing positive opportunities; and


**WHEREAS**, the local economy endures losses due to the effect of domestic violence on businesses in the form of absenteeism, reduced efficiency, lost wages, sick leave, security costs, and health care; and


**WHEREAS**, the County of Henrico is committed to prioritizing the problem of domestic violence in our community by increasing public awareness and providing education to our citizens; and

**WHEREAS**, Henrico citizens can make a difference in the lives of families experiencing domestic and sexual violence and can play an important role in preventing and eradicating this violence.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia, hereby recognizes October 2014 as Domestic Violence Awareness Month and acknowledges the ongoing and coordinated efforts of local domestic violence service providers and the community in addressing the problem of domestic violence.



  
Patricia S. O'Bannon, Chairman  
Board of Supervisors

  
Barry R. Lawrence, Clerk  
October 14, 2014





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 276-14  
Page No. 1 of 1

Agenda Title: ORDINANCE - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled "Elderly or Permanently and Totally Disabled Persons" to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants from \$1,500 to \$2,500, Eliminate the Requirement that Applicants Pay Their Taxes by Certain Dates or Lose Their Exemption, and Conform to 2014 State Legislation

For Clerk's Use Only:

Date: OCT 14 2014

☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS

APPROVED

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

After a duly advertised public hearing, the Board of Supervisors of Henrico County adopted the attached ordinance.

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

By Agency Head

*Eugene Miller*

By County Manager

*[Signature]*

Routing:

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

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

Certified:

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

Clerk, Board of Supervisors

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

**BLACKLINE**

**ORDINANCE – To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled “Elderly or Permanently and Totally Disabled Persons” to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants from \$1,500 to \$2,500, Eliminate the Requirement that Applicants Pay Their Taxes by Certain Dates or Lose Their Exemption, and Conform to 2014 State Legislation**

AN ORDINANCE to amend and reordain Section 20-78 of the Code of the County of Henrico titled “Elderly or permanently and totally disabled persons” to increase the maximum annual real estate tax exemption for qualified real estate advantage program applicants from \$1,500 to \$2,500, eliminate the requirement that applicants pay their taxes by certain dates or lose their exemption, and conform to 2014 state legislation.

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

1. That Section 20-78 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 20-78. Elderly or permanently and totally disabled persons.**

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(e) *Criteria for exemption.* Exemption shall be granted to persons subject to the following provisions:

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(4) Notwithstanding subsection (e)(3) of this section, ~~if a person qualifies for an exemption under this section, and if the person can prove by clear and convincing evidence that the person's physical or mental health has deteriorated to the point that the only alternative to permanently residing in a hospital, nursing home, convalescent home or other facility for physical or mental care is to have a relative move in and~~

~~provide care for the person and if a relative does move in for that purpose, then none of the income of the owner's relatives living in the dwelling and providing bona fide caregiving services to the owner, whether such relatives are compensated or not, or of the relative's spouse shall be counted towards the income limit; provided the owner of the residence has not transferred assets in excess of \$10,000.00 without adequate consideration within a three-year period prior to or after the relative moves into such residence.~~

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(f) *Affidavit or written statement.* No later than April 1 of the taxable year, the person claiming an exemption must file in writing an affidavit or written statement with the director. In lieu of the filing of an annual affidavit or written statement, once a taxpayer is determined to be eligible, an affidavit or written statement may be filed on a three-year cycle with an annual certification by the taxpayer that no information contained on the last preceding affidavit or written statement filed has changed to violate the limitations and conditions provided in this section. Such annual certification must be filed not later than April 1 of the taxable year. Affidavits or written statements from first-time applicants or in hardship cases, as determined by the director of finance, will be accepted through December 31 of the taxable year.

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(3) If, after an audit and investigation, the director determines that the person is qualified for exemption, he shall certify that such person is so qualified and shall determine the amount of exemption applicable to the claimant's real estate tax liability. Such exemption shall apply only to the tax year for which issued. In order to avoid the payment of any penalty, the person to whom an exemption has been issued shall, on or before the past-due date established for the payment of such real estate tax, present payment for the difference between such exemption and the full amount of the tax payment then due on the property. ~~Any tax not paid by June 30 in settlement of taxes due June 5, or by December 31 in settlement of taxes due December 5, shall cause such exemption to be null and void, and the director of finance may not reinstate the exemption for such tax year. The director of finance or his assignee may, in cases of proven hardship, extend the settlement date by 15 days.~~

(g) *Amount of Exemption.* Each qualified applicant shall receive a 100 percent real estate tax exemption up to an annual exemption of ~~\$2,500~~ \$4,500. The tax exemption granted under this section shall apply only to the dwelling occupied by the applicant, and the land, not exceeding ten acres, upon which it is situated.

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**(i) *Applicability to life estates and certain trusts; inapplicability to leaseholds and terms of years.*** For purposes of this section, a dwelling owned and occupied as the sole dwelling of a person claiming exemption shall include, among other forms of ownership, a dwelling (i) held by the person claiming exemption alone or in conjunction with his spouse as tenant or tenants for life or joint lives, (ii) held in a revocable inter vivos trust over which the person claiming exemption or the person claiming exemption and his spouse hold the power of revocation, or (iii) held in an irrevocable trust under which a person claiming exemption alone or in conjunction with his spouse possesses a life estate or an estate for joint lives or enjoys a continuing right of use or support. However, a dwelling owned and occupied as the sole dwelling of a person claiming exemption shall not include a dwelling held under a leasehold or term of years.

2. That this ordinance shall be in full force and effect immediately upon passage and shall apply retroactively to July 1, 2014, except that the amendment to Sec. 20-78(g) shall be in full force and effect beginning on January 1, 2015.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 277-14  
Page No. 1 of 2

**Agenda Title: ORDINANCE – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” by Updating the Name of the Polling Place for Rollingwood Precinct in the Tuckahoe District**

For Clerk's Use Only:  
OCT 14 2014

Date: \_\_\_\_\_  
☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

BOARD OF SUPERVISORS ACTION

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

REMARKS

**APPROVED**

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechle, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain Section 9-2 of the Code of the County of Henrico titled “Precincts and polling places” by updating the name of the polling place for the Rollingwood Precinct in the Tuckahoe 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.

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(4) *Tuckahoe Magisterial District.*

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By Agency Head

By County Manager

Routing:

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

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

Certified:

A Copy Tests: \_\_\_\_\_

Clerk, Board of Supervisors

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

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

Agenda Item No.  
Page No. 2 of 2

277-14

Agenda Title: ORDINANCE – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled "Precincts and polling places" by Updating the Name of the Polling Place for Rollingwood Precinct in the Tuckahoe District

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n. *Rollingwood Precinct.* Beginning at the intersection of Forest Avenue and Patterson Avenue (State Route 6); thence eastwardly along Patterson Avenue (State Route 6) 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 Little Westham Creek; thence northwestwardly along Little Westham Creek to its intersection with Westham Parkway; thence southwestwardly along Westham Parkway to its intersection with Lindsay Drive; thence northwestwardly along Lindsay Drive to its intersection with Forest Avenue; thence southwestwardly along Forest Avenue to its intersection with Silverspring Drive; thence northwestwardly along Silverspring Drive to its intersection with Spottswood Road; thence northeastwardly along Spottswood Road to its intersection with Forest Avenue; thence northeastwardly along Forest Avenue to its intersection with Patterson Avenue (State Route 6) and the point of beginning. The polling place for Rollingwood Precinct shall be Third Presbyterian Church, 600 Forest Avenue.

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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 to the Henrico County Electoral Board, the Secretary of the Commonwealth, the State Board of Elections, and the Division of Legislative Services.

Comments: The Registrar recommends approval of this Board paper; the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 278-14  
Page No. 1 of 2

Agenda Title: ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated” of the Code of the County of Henrico to Conform to State Legislation Clarifying the Definition of Group Homes

For Clerk's Use Only:

Date: OCT 14 2014

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain section 24-3 titled “Enumerated” of the Code of the County of Henrico to conform to state legislation clarifying the definition of group homes.

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

1. That Section 24-3 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-3. Enumerated.

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*Group home.* A residential facility in which no more than eight individuals with mental illness, ~~mental retardation~~ intellectual disability, or developmental disabilities reside with one or more resident counselors or other nonresident staff persons and which is licensed by the Virginia Department of Behavioral Health and Developmental Services or other licensing authority.

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- .

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. 278-14  
Page no. 2 of 2

**Agenda Title: ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated” of the Code of the County of Henrico to Conform to State Legislation Clarifying the Definition of Group Homes**

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2. That this ordinance shall be in full force and effect upon passage as provided by law.

Comments: The Director of Planning and the Planning Commission recommend approval of this Board paper, and the County Manager concurs.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 279-14  
Page No. 1 of 4

Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots

For Clerk's Use Only:

Date: **10 OCT 14 2014**

☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Glover

Seconded by (1) Kaechele

(2)

REMARKS

**APPROVED**

YES NO OTHER

Glover, R. . ☒

Kaechele, D. ☒

Nelson, T. ☒

O'Bannon, P. ☒

Thornton, F. ☒

AN ORDINANCE to amend and reordain section 19-60 titled “Required,” section 19-89 titled “Required; construction plans,” section 19-90 titled “Form and contents,” section 19-95 titled “Recording,” section 19-97 titled “Required,” section 19-137 titled “Public sites and open spaces,” and section 19-165 titled “Sanitary sewers” of the Code of the County of Henrico to conform to state legislation providing for the optional submission of preliminary subdivision plats involving 50 or fewer lots.

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

1. That Section 19-60 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-60. When Rrequired.**

Except for family subdivisions as provided in sections 19-97 through 19-101, whenever an owner or developer desires to subdivide land **into more than 50 lots**, he shall submit **and obtain the planning commission's conditional approval of** a preliminary plat meeting the requirements of this chapter and other chapters of this Code in effect at the time the plat is submitted. The subdivider shall submit the number of copies required by the director of planning with an application for conditional approval by the planning commission. **The subdivider shall have the option of submitting for conditional approval a preliminary plat for 50 or fewer lots that meets the same requirements.**

2. That Section 19-89 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-89. Required Final plat required; construction plans**

By Agency Head [Signature]

By County Manager [Signature]

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. **279-14**  
Page no. 2 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots**

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~~Following conditional approval of the preliminary plat by the planning commission~~ **To obtain approval of the final subdivision plat,** the subdivider shall file an application form, construction plans for improvements, and the final subdivision plat prepared by a professional engineer or registered land surveyor authorized to do business in the state. The construction plans and final subdivision plat shall meet all requirements of this chapter and this Code in effect at the time they are submitted. Construction plans shall contain the following information:

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3. That Section 19-90 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-90. Form and contents.**

The final plat shall be on a sheet 16 inches by 24 inches in size with a margin of one-half inch outside ruled border lines at the bottom and right sides, and 1½ inches at the top and left side. The plat shall have a scale of 100 feet to the inch unless otherwise permitted by the director of planning. The final subdivision plat shall clearly show the following:

- (1) Identifying information within a space four inches high and six inches wide in the lower righthand corner of the plat. The identifying information shall be the name of the subdivision (and section, if only a portion of the ~~an~~ approved preliminary plat is being developed), the county and magisterial district, the date and scale, and the name of the person who prepared the plat. The name of the subdivision shall be in bolder type than the rest of the information.

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4. That Section 19-95 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-95. Recording.**

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

Agenda Item No. **279-14**  
Page no. 3 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots**

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- (d) Once an approved final subdivision plat for all or a portion of the property is recorded, ~~the~~ an underlying preliminary plat shall remain valid for a period of five years from the date of the latest recorded plat of subdivision for the property. The five-year period of validity shall extend from the date of the last recorded plat.

5. That Section 19-97 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-97. Required.**

Whenever an owner desires to create a family subdivision that does not require a new public street or extension of an existing public street, a new water distribution line, or a new sanitary sewer main, the owner may submit a family subdivision plat in lieu of ~~the a~~ preliminary plat when required by section 19-60 and the final plat required by section 19-~~94~~89. The family subdivision plat shall meet all requirements of this chapter in effect at the time the plat is submitted.

6. That Section 19-137 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-137. Public sites and open spaces.**

Whenever land in a proposed subdivision of more than 50 lots is necessary to meet public needs, the planning commission may request dedication or require the reservation, with the right of prior sale to the county, of such areas or sites within the proposed subdivision. If the planning commission requires a reservation with right of prior sale to the county, the county shall enter into an agreement in form and substance satisfactory to the county attorney for the acquisition of the reserved area on or before approval of the final plat.

7. That Section 19-165 of the Code of the County of Henrico be amended and reordained as follows:

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

Agenda Item No. **279-14**  
Page no. 4 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots**

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**Sec. 19-165. Sanitary sewers.**

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- (1) Where the planning commission, or the director of planning when the planning commission does not review the subdivision plat, determines that a county or sanitary sewer main is reasonably accessible, the subdivision shall provide a complete sanitary sewer system connected with such sewer main, including a lateral connection for each lot; or
- (2) Where the planning commission, or the director of planning when the planning commission does not review the subdivision plat, determines a county or sanitary sewer main is not reasonably accessible, the subdivider shall provide for the disposal of sanitary waste by one of the following methods:
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8. That this ordinance shall be in full force and effect upon passage as provided by law.

Comments: The Director of Planning and the Planning Commission recommend approval of this Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 280-14  
Page No. 1 of 4

Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out

For Clerk's Use Only:

OCT 14 2014

Date:

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Clover Seconded by (1) Nelson  
(2) (2)

REMARKS

**APPROVED**

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain section 19-90 titled “Form and contents,” section 19-98 titled “Family subdivision plat,” and section 24-106.3 titled “Chesapeake Bay preservation” of the Code of the County of Henrico to conform to state legislation providing for the submission of documentation relating to septic tank pump-out.

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

1. That Section 19-90 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-90. Form and contents.**

The final plat shall be on a sheet 16 inches by 24 inches in size with a margin of one-half inch outside ruled border lines at the bottom and right sides, and 1½ inches at the top and left side. The plat shall have a scale of 100 feet to the inch unless otherwise permitted by the director of planning. The final subdivision plat shall clearly show the following:

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- (20) For subdivisions that do not have public sewer, a notation “For new construction, any on-site sewage treatment system not requiring a Virginia Pollutant Discharge Elimination System permit shall have a reserve sewage disposal site on the same lot in accordance with the

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. 280-14  
Page no. 2 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

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requirements of section 23-60 of the Henrico County Code. Owners of Ssuch systems shall, at least once every five years, either be pumped out their septic tanks and submit documentation thereof, or submit documentation, certified by an operator or on-site soil evaluator licensed or certified under chapter 23 of title 54.1 of the Code of Virginia as being qualified to operate, maintain, or design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works. Building construction of a permanent nature is shall be prohibited within on the area of all reserve sewage treatment disposal sites.”

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2. That Section 19-98 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-98. Family subdivision plat.**

The family subdivision plat shall be prepared by a registered professional engineer or registered land surveyor authorized to do business in the state. The owner shall submit the number of copies required by the director of planning and an application for approval. The plat shall have a horizontal scale of 100 feet to the inch or other scale approved by the director of planning. The plat shall clearly show the following, as applicable:

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(o) For lots that are not served by public sewer, a notation stating “For new construction, any on-site sewage treatment system not requiring a Virginia Pollutant Discharge Elimination System permit shall have a reserve sewage disposal site on the same lot in accordance with requirements of section 23-5960 of the Henrico County Code or its successor. Owners of Ssuch systems shall, at least once every five years, either be pumped out their septic tanks and submit documentation thereof, or submit documentation, certified by an operator or on-site soil evaluator licensed or certified under chapter 23 of title 54.1 of the Code of Virginia as being qualified to operate, maintain, or

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 280-14  
Page no. 3 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

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design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works. Construction of permanent buildings shall be prohibited within on the area of all reserve sewage disposal sites is prohibited.

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3. That Section 24-106.3 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 24-106.3. Chesapeake Bay preservation.**

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(g) Chesapeake Bay Preservation Area development standards and general performance criteria. Any use, development or redevelopment of land in Chesapeake Bay Preservation Areas shall also satisfy the following criteria:

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(9) For new construction, any on-site sewage treatment system not requiring a VPDES permit shall have a reserved sewage disposal site on the same lot in accordance with the requirements of section 23-60 of the County Code. Owners of All on-site sewage treatment systems that do not require a VPDES permit shall, at least once every five years, either shall be pumped out their septic tanks and submit documentation thereof, unless the owner or submits documentation, certified by a sewage handler permitted by the Virginia Department of Health an operator or on-site soil

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 280-14  
Page no. 4 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

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evaluator licensed or certified under chapter 23 of title 54.1 of the Code of Virginia as being qualified to operate, maintain, or design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works. Building construction of a permanent nature shall be prohibited within on the area of all reserved sewage treatment disposal sites.

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4. That this ordinance shall be in full force and effect upon passage as provided by law.

Comments: The Director of Planning and the Planning Commission recommend approval of this Board paper, and the County Manager concurs.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 281-14

Page No. 1 of 1

Agenda Title: **ORDINANCE - To Amend and Reordain Section 23-33 of the Code of the County of Henrico Titled "Maintenance of sewage disposal system; pump-out requirement" to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

For Clerk's Use Only:

Date: **10CT 14 2014**

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

**APPROVED**

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kacchela, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain Section 23-33 of the Code of the County of Henrico titled "Maintenance of sewage disposal system; pump-out requirement" to conform to state legislation providing for the submission of documentation relating to septic tank pump-out.

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

1. That Section 23-33 be amended and reordained as follows:

**Sec. 23-33. Maintenance of sewage disposal system; pump-out requirement.**

It shall be unlawful for any owner, tenant or lessee of premises supplied with a sanitary privy, flush toilet or other approved device for the disposal of human excrement to allow it or cause it to be unsanitary. In addition, owners of all private sewage disposal systems and septic tank systems in the Chesapeake Bay Preservation Areas (as defined in section 24-3) shall, at least once every five years, be either pumped out their septic tanks and submit documentation thereof at least once every five years, and records evidencing each pump out shall be maintained by the owner of the premises or submit documentation, certified by an operator or on-site soil evaluator licensed or certified under chapter 23 of Title 54.1 of the Code of Virginia as being qualified to operate, maintain, or design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works.

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

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

By Agency Head

By County Manager

Routing:

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

Certified:

A Copy Teste:

Clerk, Board of Supervisors

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

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



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 282-14

Page No. 1 of 1

Agenda Title:

RESOLUTION — Signatory Authority — Quitclaim of Portions of  
Easements — Shire Place 1 — Tuckahoe District

For Clerk's Use Only:

Date: OCT 14 2014

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS

APPROVED

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kacchela, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

WHEREAS, the County no longer needs portions of easements acquired with the John Rolfe Parkway Project labeled as "SLOPE, DRAINAGE & SIGHT DISTANCE EASEMENT HEREBY QUITCLAIMED" and "SLOPE EASEMENT HEREBY QUITCLAIMED" on the plat attached as Exhibit A; and,

WHEREAS, the owners, Eagle Construction of VA. Properties, LLC and ME Shire, LLC, have offered to pay \$4,420 for the County's interest in the easements; and,

WHEREAS, this resolution was advertised and a public hearing was held on October 14, 2014, pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Chairman is authorized to execute a quitclaim deed, in a form approved by the County Attorney, quitclaiming all interest of the County in the portions of the easements shown on Exhibit A for \$4,420.00.

Comments: The Directors of Public Works, Planning, and Real Property recommend approval of this Board paper, and the County Manager concurs.

By Agency Head

*[Signature]*

By County Manager

*[Signature]*

Routing:

Yellow to:

*Real Property*

Certified:

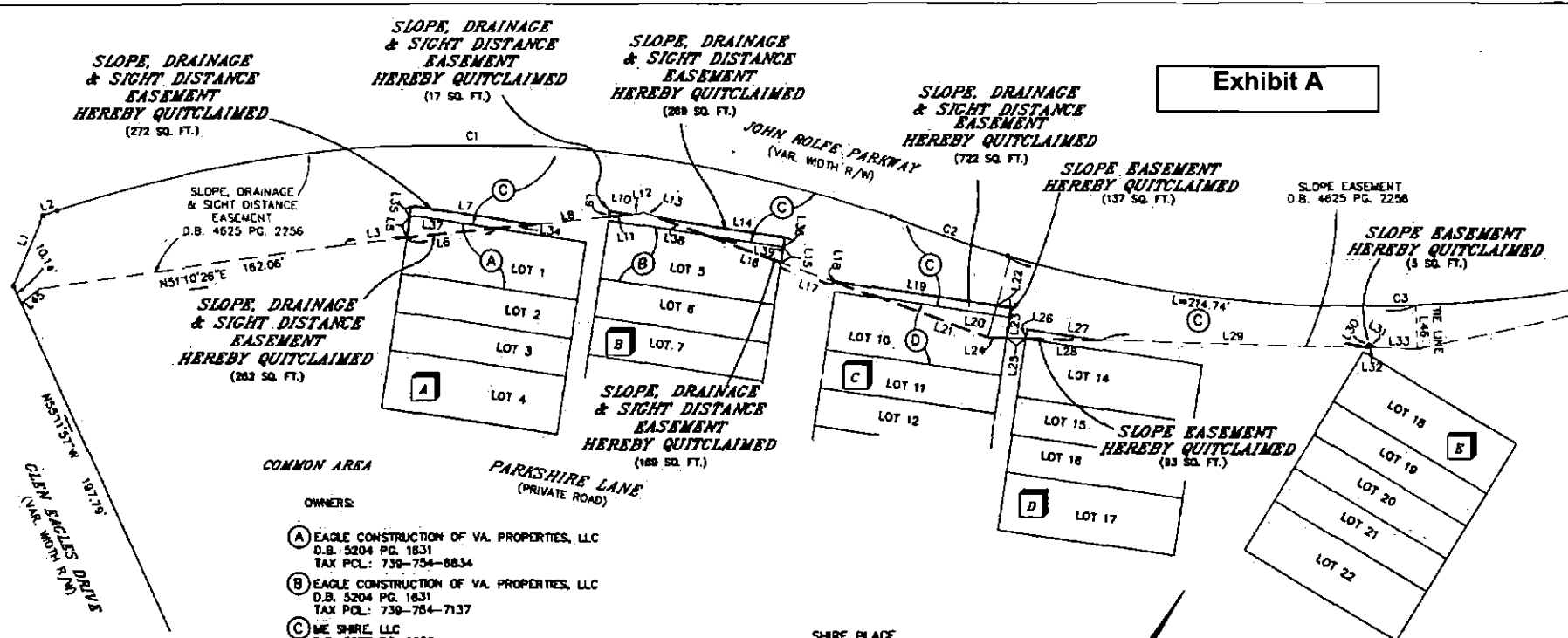
A Copy Tests:

Clerk, Board of Supervisors

Copy to:

Date:

# Exhibit A



COMMON AREA

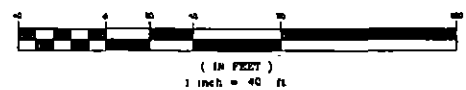
OWNERS:

- (A) EAGLE CONSTRUCTION OF VA. PROPERTIES, LLC  
D.B. 5204 PG. 1631  
TAX PCL: 739-754-6834
- (B) EAGLE CONSTRUCTION OF VA. PROPERTIES, LLC  
D.B. 5204 PG. 1631  
TAX PCL: 739-754-7137
- (C) WE SHIRE, LLC  
D.B. 5077 PG. 2290  
TAX PCL: 739-754-5421
- (D) WE SHIRE, LLC  
D.B. 5077 PG. 2290  
TAX PCL: 739-754-8942

SHIRE PLACE  
SECTION 1  
P.B. 129 PG. 311-316



GRAPHIC SCALE



LINE TABLE		
LINE	BEARING	LENGTH
L1	N07°29'50"W	39.91'
L2	N49°15'20"E	8.02'
L3	N53°10'42"E	31.84'
L4	N22°13'11"W	11.70'
L5	N53°10'42"E	48.43'
L6	N67°46'49"E	84.12'
L7	N53°10'42"E	39.87'
L8	N22°13'11"W	3.02'
L9	N67°46'49"E	11.39'
L10	N53°10'42"E	11.97'
L11	N53°10'42"E	6.49'
L12	N79°01'42"E	8.39'
L13	N67°46'49"E	88.40'
L14	S22°13'11"E	8.21'
L15	N79°01'42"E	42.07'
L16	N79°01'42"E	30.59'
L17	N22°13'11"W	0.27'
L18	N67°46'49"E	84.95'
L19	N15°10'01"W	18.88'
L20	N79°01'42"E	84.50'
L21	N67°46'49"E	7.55'
L22	S22°13'11"E	15.57'
L23	N60°45'48"E	9.70'
L24	N60°45'48"E	10.08'
L25	S22°13'11"E	4.80'
L26		

LINE TABLE		
LINE	BEARING	LENGTH
L27	N67°46'49"E	38.89'
L28	N60°45'48"E	39.29'
L29	N60°45'48"E	137.89'
L30	N00°22'52"E	2.28'
L31	S69°37'08"E	3.97'
L32	N60°45'48"E	4.56'
L33	N60°45'48"E	22.00'
L34	N53°10'42"E	19.83'
L35	N22°13'11"W	3.00'
L36	S22°13'11"E	5.00'
L37	S67°46'49"W	44.93'
L38	N79°01'42"E	25.63'
L39	N67°46'49"E	41.28'
L40	N18°39'19"E	11.87'
L41	S33°02'09"E	22.29'

CURVE TABLE			
CURVE	RADIUS	LENGTH	CHORD BEARING
C1	670.18'	443.21'	N59°43'30"E
C2	888.29'	64.25'	N77°34'01"E
C3	671.93'	413.31'	N57°34'08"E

## PLAT SHOWING SEVERAL EASEMENTS TO BE QUITCLAIMED

TUCKAHOE DISTRICT • HENRICO COUNTY, VIRGINIA  
DATE: JUNE 3, 2014 SCALE: 1" = 40'

JENNINGSTEPHENSON P.C.  
LAND SURVEYORS & PLANNERS  
10160 STAPLES MILL ROAD SUITE 103  
GLEN ALLEN, VA 23060  
PHONE - 804-545-6235  
FAX - 804-545-6259

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

Agenda Item No. 243-14  
Page No. 1 of 1

**Agenda Title     RESOLUTION - Amendment to the FY 2014-15 Annual Fiscal Plan: October, 2014**

<b>For Clerk's Use Only:</b>  Date: <u>10CT 14 2014</u> <input checked="" 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) <u>Culver</u> Seconded by (1) <u>Nelson</u> (2) _____ (2) _____  <b>REMARKS: APPROVED</b>	<table style="width: 100%; border-collapse: collapse;"><thead><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></thead><tbody><tr><td>Glover, R..</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Nelson, T.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Thornnton, F.</td><td style="text-align: center;">✓</td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Glover, R..	✓			Kaechele, D.	✓			Nelson, T.	✓			O'Bannon, P.	✓			Thornnton, F.	✓		
	YES	NO	OTHER																							
Glover, R..	✓																									
Kaechele, D.	✓																									
Nelson, T.	✓																									
O'Bannon, P.	✓																									
Thornnton, F.	✓																									

**WHEREAS**, agenda item 244-14 considered by the Board of Supervisors at its September 23, 2014 regular meeting included a request to carry forward \$886,424 in funding associated with reappropriation of local matching funds for the Teacher Incentive Fund (TIF) grant; and,

**WHEREAS**, during the public hearing on September 23, 2014, the Board asked several questions related to the TIF Grant that were unable to be answered at that time; and,

**WHEREAS**, the Board approved agenda item 244-14 after amending it to remove the request to reappropriate \$886,424 of local matching funds for the TIF grant until these questions were answered by Henrico County Public Schools; and,

**WHEREAS**, the Superintendent of Schools has provided the Board of Supervisors with responses to its questions regarding the TIF Grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Henrico, Virginia, that the Annual Fiscal Plan for fiscal year 2014-15 should be and hereby is amended and that such funds are reappropriated for expenditure in the amount of \$886,424 for the continuing purpose of the TIF Grant that could not be reasonably expended or encumbered prior to June 30, 2014.

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

<b>By Agency Head</b> <u>Eugene H. Walcott</u>	<b>By County Manager</b> <u>[Signature]</u>
<b>Routing:</b> Yellow to: _____  Copy to: _____	<b>Certified:</b> A Copy Teste: _____ <div style="text-align: right;">Clerk, Board of Supervisors</div> Date: _____



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 284-14

Page No. 1 of 1

Agenda Title: RESOLUTION — Award of Annual Contract for Environmental Services

For Clerk's Use Only:

Date: OCT 14 2014

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

BOARD OF SUPERVISORS ACTION

Moved by (1) Nelson Seconded by (1) Shannon  
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

	YES	NO	OTHER
Glover, R.	✓		
Kaechele, D.	✓		
Nelson, T.	✓		
O'Bannon, P.	✓		
Thornton, F.			

**WHEREAS**, the County received eight proposals in response to RFP No. 14-9582-4CS on May 9, 2014, to provide environmental services on an as-needed basis; and

**WHEREAS**, the Selection Committee (Ms. Cecelia Stowe and Messrs. Doug Gavin, Chris Adkins, Patrick Murphy, Brian Parker, and Jason Young) reviewed the proposals and interviewed the following firms:

Faulkner & Flynn, LLC  
EEE Consulting, Inc.  
Aegis Environmental, Inc.

**WHEREAS**, based on the interviews and review of the proposals, the Selection Committee selected Faulkner & Flynn, LLC as the top-ranked firm and negotiated an hourly rate schedule with it.

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

1. An annual contract to provide annual environmental services is awarded to Faulkner & Flynn, LLC for a one-year term, renewable for two additional one-year terms, all in accordance with RFP No. 14-9582-4CS and the proposal submitted by Faulkner & Flynn, LLC.
2. Compensation will be at the rates set out in Faulkner & Flynn, LLC's hourly rate schedule dated July 9, 2014.
3. The County Manager is authorized to execute the contract in a form approved by the County Attorney.

**Comment:** Funding to support the contract is available within each department's budget. The Purchasing Director recommends approval of this Board paper and the County Manager concurs.

By Agency Head

*Eileen Walter*

By County Manager

*[Signature]*

Routing:

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

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

Certified:

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

Clerk, Board of Supervisors

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

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## CYBERSECURITY AWARENESS MONTH

October 2014

**WHEREAS**, counties recognize the vital role that technology has in our daily lives and in our future, whereby today many citizens, schools, libraries, businesses, and other organizations use the Internet for a variety of tasks, including keeping in contact with family and friends, managing personal finances, performing research, enhancing education, and conducting business; and

**WHEREAS**, counties understand critical infrastructure sectors are increasingly reliant on information systems to support financial services, energy, telecommunications, transportation, utilities, health care, and emergency response systems; and

**WHEREAS**, the use of the Internet at the primary and secondary school levels in Henrico County enhances the education of our youth by providing them access to online educational and research materials; and

**WHEREAS**, at institutions of higher education, the use of information technology is integral to teaching and learning, research, and outreach and service; and

**WHEREAS**, Internet users and our information infrastructure face an increasing threat of malicious cyber attack and significant financial and privacy losses due to identity theft and fraud; and

**WHEREAS**, the U.S. Department of Homeland Security has established the Office of Cybersecurity and Communications and devoted resources within it solely to support the strengthening and securing of the country's cyber infrastructure at the state, local, tribal, and territorial levels; and

**WHEREAS**, the Stop.Think.Connect. Campaign is a national effort coordinated by a coalition of private companies, nonprofits, and government organizations to raise awareness about cybersecurity among all digital citizens, helping them to stay safer and more secure online; and


**WHEREAS**, the Multi-State Information Sharing and Analysis Center, a division of the nonprofit Center for Internet Security, provides a collaborative mechanism to help state, local, territorial, and tribal governments enhance cybersecurity; and

**WHEREAS**, Henrico County's Department of Information Technology and Office of Internal Audit provide a collaborative mechanism to help enhance the security of our locality; and


**WHEREAS**, maintaining the security of cyberspace is a shared responsibility in which each of us has a critical role, and awareness of computer security essentials will improve the security of the County's information infrastructure and economy; and

**WHEREAS**, the U.S. Department of Homeland Security, the Multi-State Information Sharing and Analysis Center, the National Association of State Chief Information Officers, and the National Cyber Security Alliance have declared October as National Cybersecurity Awareness Month.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia, hereby recognizes October 2014 as Cybersecurity Awareness Month and encourages Henrico citizens to learn about cybersecurity and put that knowledge into practice in their homes, schools, workplaces, and businesses.

  
Barry R. Lawrence, Clerk  
October 14, 2014



  
Patricia S. O'Bannon, Chairman  
Board of Supervisors

# Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

## DOMESTIC VIOLENCE AWARENESS MONTH

*October 2014*

**WHEREAS**, domestic violence is a pervasive social issue affecting people of all ages, races, religions, cultures, and economic backgrounds; and

**WHEREAS**, the crime of domestic violence violates an individual's privacy, safety, and dignity and has a serious physical, emotional, social, sexual, psychological, and economic impact on victims, families, neighborhoods, workplaces, and communities; and

**WHEREAS**, children who are subjected to domestic violence often grow up to inflict violence on others, creating a cycle that must be stopped through prevention and early education and by developing positive opportunities; and


**WHEREAS**, the local economy endures losses due to the effect of domestic violence on businesses in the form of absenteeism, reduced efficiency, lost wages, sick leave, security costs, and health care; and


**WHEREAS**, the County of Henrico is committed to prioritizing the problem of domestic violence in our community by increasing public awareness and providing education to our citizens; and

**WHEREAS**, Henrico citizens can make a difference in the lives of families experiencing domestic and sexual violence and can play an important role in preventing and eradicating this violence.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of Henrico County, Virginia, hereby recognizes October 2014 as Domestic Violence Awareness Month and acknowledges the ongoing and coordinated efforts of local domestic violence service providers and the community in addressing the problem of domestic violence.



  
Patricia S. O'Bannon, Chairman  
Board of Supervisors

  
Barry R. Lawrence, Clerk  
October 14, 2014

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

Agenda Item No. 243-14  
Page No. 1 of 1

**Agenda Title     RESOLUTION - Amendment to the FY 2014-15 Annual Fiscal Plan: October, 2014**

<b>For Clerk's Use Only:</b>  Date: <u>10CT 14 2014</u> <input checked="" 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) <u>Culver</u> Seconded by (1) <u>Nelson</u> (2) _____ (2) _____  <b>REMARKS: APPROVED</b>	<table style="width: 100%; border-collapse: collapse;"><thead><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></thead><tbody><tr><td>Glover, R..</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Kaechele, D.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Nelson, T.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>O'Bannon, P.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Thornnton, F.</td><td style="text-align: center;">✓</td><td></td><td></td></tr></tbody></table>		YES	NO	OTHER	Glover, R..	✓			Kaechele, D.	✓			Nelson, T.	✓			O'Bannon, P.	✓			Thornnton, F.	✓		
	YES	NO	OTHER																							
Glover, R..	✓																									
Kaechele, D.	✓																									
Nelson, T.	✓																									
O'Bannon, P.	✓																									
Thornnton, F.	✓																									

**WHEREAS**, agenda item 244-14 considered by the Board of Supervisors at its September 23, 2014 regular meeting included a request to carry forward \$886,424 in funding associated with reappropriation of local matching funds for the Teacher Incentive Fund (TIF) grant; and,

**WHEREAS**, during the public hearing on September 23, 2014, the Board asked several questions related to the TIF Grant that were unable to be answered at that time; and,

**WHEREAS**, the Board approved agenda item 244-14 after amending it to remove the request to reappropriate \$886,424 of local matching funds for the TIF grant until these questions were answered by Henrico County Public Schools; and,

**WHEREAS**, the Superintendent of Schools has provided the Board of Supervisors with responses to its questions regarding the TIF Grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Henrico, Virginia, that the Annual Fiscal Plan for fiscal year 2014-15 should be and hereby is amended and that such funds are reappropriated for expenditure in the amount of \$886,424 for the continuing purpose of the TIF Grant that could not be reasonably expended or encumbered prior to June 30, 2014.

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

<b>By Agency Head</b> <u>Eugene H. Walcott</u>	<b>By County Manager</b> <u>[Signature]</u>
<b>Routing:</b> Yellow to: _____  Copy to: _____	<b>Certified:</b> A Copy Teste: _____ <div style="text-align: right;">Clerk, Board of Supervisors</div> Date: _____





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 276-14  
Page No. 1 of 1

Agenda Title: ORDINANCE - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled "Elderly or Permanently and Totally Disabled Persons" to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants from \$1,500 to \$2,500, Eliminate the Requirement that Applicants Pay Their Taxes by Certain Dates or Lose Their Exemption, and Conform to 2014 State Legislation

For Clerk's Use Only:

Date: OCT 14 2014

☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS

APPROVED

YES NO OTHER

Glover, R.	✓		
Kaechele, D.	✓		
Nelson, T.	✓		
O'Bannon, P.	✓		
Thornton, F.	✓		

After a duly advertised public hearing, the Board of Supervisors of Henrico County adopted the attached ordinance.

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

By Agency Head

*Eugene Miller*

By County Manager

*[Signature]*

Routing:

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

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

Certified:

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

Clerk, Board of Supervisors

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

**BLACKLINE**

**ORDINANCE – To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled “Elderly or Permanently and Totally Disabled Persons” to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants from \$1,500 to \$2,500, Eliminate the Requirement that Applicants Pay Their Taxes by Certain Dates or Lose Their Exemption, and Conform to 2014 State Legislation**

AN ORDINANCE to amend and reordain Section 20-78 of the Code of the County of Henrico titled “Elderly or permanently and totally disabled persons” to increase the maximum annual real estate tax exemption for qualified real estate advantage program applicants from \$1,500 to \$2,500, eliminate the requirement that applicants pay their taxes by certain dates or lose their exemption, and conform to 2014 state legislation.

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

1. That Section 20-78 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 20-78. Elderly or permanently and totally disabled persons.**

- 
- 
- 

(e) *Criteria for exemption.* Exemption shall be granted to persons subject to the following provisions:

- 
- 
- 

(4) Notwithstanding subsection (e)(3) of this section, ~~if a person qualifies for an exemption under this section, and if the person can prove by clear and convincing evidence that the person's physical or mental health has deteriorated to the point that the only alternative to permanently residing in a hospital, nursing home, convalescent home or other facility for physical or mental care is to have a relative move in and~~

~~provide care for the person and if a relative does move in for that purpose, then none of the income of the owner's relatives living in the dwelling and providing bona fide caregiving services to the owner, whether such relatives are compensated or not, or of the relative's spouse shall be counted towards the income limit; provided the owner of the residence has not transferred assets in excess of \$10,000.00 without adequate consideration within a three-year period prior to or after the relative moves into such residence.~~

- 
- 
- 

(f) *Affidavit or written statement.* No later than April 1 of the taxable year, the person claiming an exemption must file in writing an affidavit or written statement with the director. In lieu of the filing of an annual affidavit or written statement, once a taxpayer is determined to be eligible, an affidavit or written statement may be filed on a three-year cycle with an annual certification by the taxpayer that no information contained on the last preceding affidavit or written statement filed has changed to violate the limitations and conditions provided in this section. Such annual certification must be filed not later than April 1 of the taxable year. Affidavits or written statements from first-time applicants or in hardship cases, as determined by the director of finance, will be accepted through December 31 of the taxable year.

- 
- 
- 

(3) If, after an audit and investigation, the director determines that the person is qualified for exemption, he shall certify that such person is so qualified and shall determine the amount of exemption applicable to the claimant's real estate tax liability. Such exemption shall apply only to the tax year for which issued. In order to avoid the payment of any penalty, the person to whom an exemption has been issued shall, on or before the past-due date established for the payment of such real estate tax, present payment for the difference between such exemption and the full amount of the tax payment then due on the property. ~~Any tax not paid by June 30 in settlement of taxes due June 5, or by December 31 in settlement of taxes due December 5, shall cause such exemption to be null and void, and the director of finance may not reinstate the exemption for such tax year. The director of finance or his assignee may, in cases of proven hardship, extend the settlement date by 15 days.~~

(g) *Amount of Exemption.* Each qualified applicant shall receive a 100 percent real estate tax exemption up to an annual exemption of ~~\$2,500~~ \$4,500. The tax exemption granted under this section shall apply only to the dwelling occupied by the applicant, and the land, not exceeding ten acres, upon which it is situated.

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- 
- 

(i) *Applicability to life estates and certain trusts; inapplicability to leaseholds and terms of years.* For purposes of this section, a dwelling owned and occupied as the sole dwelling of a person claiming exemption shall include, among other forms of ownership, a dwelling (i) held by the person claiming exemption alone or in conjunction with his spouse as tenant or tenants for life or joint lives, (ii) held in a revocable inter vivos trust over which the person claiming exemption or the person claiming exemption and his spouse hold the power of revocation, or (iii) held in an irrevocable trust under which a person claiming exemption alone or in conjunction with his spouse possesses a life estate or an estate for joint lives or enjoys a continuing right of use or support. However, a dwelling owned and occupied as the sole dwelling of a person claiming exemption shall not include a dwelling held under a leasehold or term of years.

2. That this ordinance shall be in full force and effect immediately upon passage and shall apply retroactively to July 1, 2014, except that the amendment to Sec. 20-78(g) shall be in full force and effect beginning on January 1, 2015.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 277-14  
Page No. 1 of 2

**Agenda Title: ORDINANCE – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled “Precincts and polling places” by Updating the Name of the Polling Place for Rollingwood Precinct in the Tuckahoe District**

For Clerk's Use Only:  
OCT 14 2014

Date: \_\_\_\_\_  
☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to: \_\_\_\_\_

BOARD OF SUPERVISORS ACTION

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

REMARKS

**APPROVED**

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechle, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain Section 9-2 of the Code of the County of Henrico titled “Precincts and polling places” by updating the name of the polling place for the Rollingwood Precinct in the Tuckahoe 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.

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(4) *Tuckahoe Magisterial District.*

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- 
- 

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.  
Page No. 2 of 2

277-14

Agenda Title: ORDINANCE – To Amend and Reordain Section 9-2 of the Code of the County of Henrico Titled "Precincts and polling places" by Updating the Name of the Polling Place for Rollingwood Precinct in the Tuckahoe District

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n. *Rollingwood Precinct.* Beginning at the intersection of Forest Avenue and Patterson Avenue (State Route 6); thence eastwardly along Patterson Avenue (State Route 6) 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 Little Westham Creek; thence northwestwardly along Little Westham Creek to its intersection with Westham Parkway; thence southwestwardly along Westham Parkway to its intersection with Lindsay Drive; thence northwestwardly along Lindsay Drive to its intersection with Forest Avenue; thence southwestwardly along Forest Avenue to its intersection with Silverspring Drive; thence northwestwardly along Silverspring Drive to its intersection with Spottswood Road; thence northeastwardly along Spottswood Road to its intersection with Forest Avenue; thence northeastwardly along Forest Avenue to its intersection with Patterson Avenue (State Route 6) and the point of beginning. The polling place for Rollingwood Precinct shall be Third Presbyterian Church, 600 Forest Avenue.

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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 to the Henrico County Electoral Board, the Secretary of the Commonwealth, the State Board of Elections, and the Division of Legislative Services.

Comments: The Registrar recommends approval of this Board paper; the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 278-14  
Page No. 1 of 2

Agenda Title: ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated” of the Code of the County of Henrico to Conform to State Legislation Clarifying the Definition of Group Homes

For Clerk's Use Only:

Date: OCT 14 2014

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain section 24-3 titled “Enumerated” of the Code of the County of Henrico to conform to state legislation clarifying the definition of group homes.

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

1. That Section 24-3 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-3. Enumerated.

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*Group home.* A residential facility in which no more than eight individuals with mental illness, ~~mental retardation~~ intellectual disability, or developmental disabilities reside with one or more resident counselors or other nonresident staff persons and which is licensed by the Virginia Department of Behavioral Health and Developmental Services or other licensing authority.

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- 
- 

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. 278-14  
Page no. 2 of 2

**Agenda Title: ORDINANCE – To Amend and Reordain Section 24-3 Titled “Enumerated” of the Code of the County of Henrico to Conform to State Legislation Clarifying the Definition of Group Homes**

---

2. That this ordinance shall be in full force and effect upon passage as provided by law.

Comments: The Director of Planning and the Planning Commission recommend approval of this Board paper, and the County Manager concurs.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 279-14  
Page No. 1 of 4

Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots

For Clerk's Use Only:

Date: **10 OCT 14 2014**

☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Glover

Seconded by (1) Kaechele

(2)

REMARKS

**APPROVED**

YES NO OTHER

Glover, R. . ☒

Kaechele, D. ☒

Nelson, T. ☒

O'Bannon, P. ☒

Thornton, F. ☒

AN ORDINANCE to amend and reordain section 19-60 titled “Required,” section 19-89 titled “Required; construction plans,” section 19-90 titled “Form and contents,” section 19-95 titled “Recording,” section 19-97 titled “Required,” section 19-137 titled “Public sites and open spaces,” and section 19-165 titled “Sanitary sewers” of the Code of the County of Henrico to conform to state legislation providing for the optional submission of preliminary subdivision plats involving 50 or fewer lots.

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

1. That Section 19-60 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-60. When Rrequired.**

Except for family subdivisions as provided in sections 19-97 through 19-101, whenever an owner or developer desires to subdivide land **into more than 50 lots**, he shall submit **and obtain the planning commission's conditional approval of** a preliminary plat meeting the requirements of this chapter and other chapters of this Code in effect at the time the plat is submitted. The subdivider shall submit the number of copies required by the director of planning with an application for conditional approval by the planning commission. **The subdivider shall have the option of submitting for conditional approval a preliminary plat for 50 or fewer lots that meets the same requirements.**

2. That Section 19-89 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-89. Required Final plat required; construction plans**

By Agency Head [Signature]

By County Manager [Signature]

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. **279-14**  
Page no. 2 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots**

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~~Following conditional approval of the preliminary plat by the planning commission~~ **To obtain approval of the final subdivision plat,** the subdivider shall file an application form, construction plans for improvements, and the final subdivision plat prepared by a professional engineer or registered land surveyor authorized to do business in the state. The construction plans and final subdivision plat shall meet all requirements of this chapter and this Code in effect at the time they are submitted. Construction plans shall contain the following information:

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3. That Section 19-90 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-90. Form and contents.**

The final plat shall be on a sheet 16 inches by 24 inches in size with a margin of one-half inch outside ruled border lines at the bottom and right sides, and 1½ inches at the top and left side. The plat shall have a scale of 100 feet to the inch unless otherwise permitted by the director of planning. The final subdivision plat shall clearly show the following:

- (1) Identifying information within a space four inches high and six inches wide in the lower righthand corner of the plat. The identifying information shall be the name of the subdivision (and section, if only a portion of the ~~an~~ approved preliminary plat is being developed), the county and magisterial district, the date and scale, and the name of the person who prepared the plat. The name of the subdivision shall be in bolder type than the rest of the information.

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4. That Section 19-95 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-95. Recording.**

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

Agenda Item No. **279-14**  
Page no. 3 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots**

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- (d) Once an approved final subdivision plat for all or a portion of the property is recorded, ~~the~~ an underlying preliminary plat shall remain valid for a period of five years from the date of the latest recorded plat of subdivision for the property. The five-year period of validity shall extend from the date of the last recorded plat.

5. That Section 19-97 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-97. Required.**

Whenever an owner desires to create a family subdivision that does not require a new public street or extension of an existing public street, a new water distribution line, or a new sanitary sewer main, the owner may submit a family subdivision plat in lieu of ~~the a~~ preliminary plat when required by section 19-60 and the final plat required by section 19-~~94~~89. The family subdivision plat shall meet all requirements of this chapter in effect at the time the plat is submitted.

6. That Section 19-137 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-137. Public sites and open spaces.**

Whenever land in a proposed subdivision of more than 50 lots is necessary to meet public needs, the planning commission may request dedication or require the reservation, with the right of prior sale to the county, of such areas or sites within the proposed subdivision. If the planning commission requires a reservation with right of prior sale to the county, the county shall enter into an agreement in form and substance satisfactory to the county attorney for the acquisition of the reserved area on or before approval of the final plat.

7. That Section 19-165 of the Code of the County of Henrico be amended and reordained as follows:

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

Agenda Item No. **279-14**  
Page no. 4 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-60 Titled “Required,” Section 19-89 Titled “Required; construction plans,” Section 19-90 Titled “Form and contents,” Section 19-95 Titled “Recording,” Section 19-97 Titled “Required,” Section 19-137 Titled “Public sites and open spaces,” and Section 19-165 Titled “Sanitary sewers” of the Code of the County of Henrico to Conform to State Legislation Providing for the Optional Submission of Preliminary Subdivision Plats Involving 50 or Fewer Lots**

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**Sec. 19-165. Sanitary sewers.**

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- (1) Where the planning commission, or the director of planning when the planning commission does not review the subdivision plat, determines that a county or sanitary sewer main is reasonably accessible, the subdivision shall provide a complete sanitary sewer system connected with such sewer main, including a lateral connection for each lot; or
- (2) Where the planning commission, or the director of planning when the planning commission does not review the subdivision plat, determines a county or sanitary sewer main is not reasonably accessible, the subdivider shall provide for the disposal of sanitary waste by one of the following methods:
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8. That this ordinance shall be in full force and effect upon passage as provided by law.

Comments: The Director of Planning and the Planning Commission recommend approval of this Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 280-14  
Page No. 1 of 4

Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out

For Clerk's Use Only:

OCT 14 2014

Date:

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Clover Seconded by (1) Nelson  
(2) (2)

REMARKS

**APPROVED**

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kaechele, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain section 19-90 titled “Form and contents,” section 19-98 titled “Family subdivision plat,” and section 24-106.3 titled “Chesapeake Bay preservation” of the Code of the County of Henrico to conform to state legislation providing for the submission of documentation relating to septic tank pump-out.

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

1. That Section 19-90 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-90. Form and contents.**

The final plat shall be on a sheet 16 inches by 24 inches in size with a margin of one-half inch outside ruled border lines at the bottom and right sides, and 1½ inches at the top and left side. The plat shall have a scale of 100 feet to the inch unless otherwise permitted by the director of planning. The final subdivision plat shall clearly show the following:

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- (20) For subdivisions that do not have public sewer, a notation “For new construction, any on-site sewage treatment system not requiring a Virginia Pollutant Discharge Elimination System permit shall have a reserve sewage disposal site on the same lot in accordance with the

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. 280-14  
Page no. 2 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

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requirements of section 23-60 of the Henrico County Code. Owners of Ssuch systems shall, at least once every five years, either be pumped out their septic tanks and submit documentation thereof, or submit documentation, certified by an operator or on-site soil evaluator licensed or certified under chapter 23 of title 54.1 of the Code of Virginia as being qualified to operate, maintain, or design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works. Building construction of a permanent nature is shall be prohibited within on the area of all reserve sewage treatment disposal sites.”

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2. That Section 19-98 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 19-98. Family subdivision plat.**

The family subdivision plat shall be prepared by a registered professional engineer or registered land surveyor authorized to do business in the state. The owner shall submit the number of copies required by the director of planning and an application for approval. The plat shall have a horizontal scale of 100 feet to the inch or other scale approved by the director of planning. The plat shall clearly show the following, as applicable:

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(o) For lots that are not served by public sewer, a notation stating “For new construction, any on-site sewage treatment system not requiring a Virginia Pollutant Discharge Elimination System permit shall have a reserve sewage disposal site on the same lot in accordance with requirements of section 23-5960 of the Henrico County Code or its successor. Owners of Ssuch systems shall, at least once every five years, either be pumped out their septic tanks and submit documentation thereof, or submit documentation, certified by an operator or on-site soil evaluator licensed or certified under chapter 23 of title 54.1 of the Code of Virginia as being qualified to operate, maintain, or

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 280-14  
Page no. 3 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

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design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works. Construction of permanent buildings shall be prohibited within on the area of all reserve sewage disposal sites is prohibited.

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3. That Section 24-106.3 of the Code of the County of Henrico be amended and reordained as follows:

**Sec. 24-106.3. Chesapeake Bay preservation.**

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(g) Chesapeake Bay Preservation Area development standards and general performance criteria. Any use, development or redevelopment of land in Chesapeake Bay Preservation Areas shall also satisfy the following criteria:

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(9) For new construction, any on-site sewage treatment system not requiring a VPDES permit shall have a reserved sewage disposal site on the same lot in accordance with the requirements of section 23-60 of the County Code. Owners of All on-site sewage treatment systems that do not require a VPDES permit shall, at least once every five years, either shall be pumped out their septic tanks and submit documentation thereof, unless the owner or submits documentation, certified by a sewage handler permitted by the Virginia Department of Health an operator or on-site soil

COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 280-14  
Page no. 4 of 4

**Agenda Title: ORDINANCE – To Amend and Reordain Section 19-90 Titled “Form and contents,” Section 19-98 Titled “Family subdivision plat,” and Section 24-106.3 Titled “Chesapeake Bay preservation” of the Code of the County of Henrico to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

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evaluator licensed or certified under chapter 23 of title 54.1 of the Code of Virginia as being qualified to operate, maintain, or design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works. Building construction of a permanent nature shall be prohibited within on the area of all reserved sewage treatment disposal sites.

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4. That this ordinance shall be in full force and effect upon passage as provided by law.

Comments: The Director of Planning and the Planning Commission recommend approval of this Board paper, and the County Manager concurs.





COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 281-14

Page No. 1 of 1

Agenda Title: **ORDINANCE - To Amend and Reordain Section 23-33 of the Code of the County of Henrico Titled "Maintenance of sewage disposal system; pump-out requirement" to Conform to State Legislation Providing for the Submission of Documentation Relating to Septic Tank Pump-Out**

For Clerk's Use Only:

Date: **10CT 14 2014**

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

**APPROVED**

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kacchela, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

AN ORDINANCE to amend and reordain Section 23-33 of the Code of the County of Henrico titled "Maintenance of sewage disposal system; pump-out requirement" to conform to state legislation providing for the submission of documentation relating to septic tank pump-out.

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

1. That Section 23-33 be amended and reordained as follows:

**Sec. 23-33. Maintenance of sewage disposal system; pump-out requirement.**

It shall be unlawful for any owner, tenant or lessee of premises supplied with a sanitary privy, flush toilet or other approved device for the disposal of human excrement to allow it or cause it to be unsanitary. In addition, owners of all private sewage disposal systems and septic tank systems in the Chesapeake Bay Preservation Areas (as defined in section 24-3) shall, at least once every five years, be either pumped out their septic tanks and submit documentation thereof at least once every five years, and records evidencing each pump out shall be maintained by the owner of the premises or submit documentation, certified by an operator or on-site soil evaluator licensed or certified under chapter 23 of Title 54.1 of the Code of Virginia as being qualified to operate, maintain, or design on-site sewage systems, that the septic system has been inspected within the last five years, is functioning properly, and the tank does not need to have the effluent pumped out of it. All documentation shall be submitted to the director of public works.

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

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

By Agency Head

By County Manager

Routing:

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

Certified:

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

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

Clerk, Board of Supervisors

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



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 282-14

Page No. 1 of 1

Agenda Title:

RESOLUTION — Signatory Authority — Quitclaim of Portions of  
Easements — Shire Place 1 — Tuckahoe District

For Clerk's Use Only:

Date: OCT 14 2014

- ☒ Approved  
☐ Denied  
☐ Amended  
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS

APPROVED

YES NO OTHER

Glover, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kacchela, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nelson, T.	<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"/>

WHEREAS, the County no longer needs portions of easements acquired with the John Rolfe Parkway Project labeled as "SLOPE, DRAINAGE & SIGHT DISTANCE EASEMENT HEREBY QUITCLAIMED" and "SLOPE EASEMENT HEREBY QUITCLAIMED" on the plat attached as Exhibit A; and,

WHEREAS, the owners, Eagle Construction of VA. Properties, LLC and ME Shire, LLC, have offered to pay \$4,420 for the County's interest in the easements; and,

WHEREAS, this resolution was advertised and a public hearing was held on October 14, 2014, pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the Chairman is authorized to execute a quitclaim deed, in a form approved by the County Attorney, quitclaiming all interest of the County in the portions of the easements shown on Exhibit A for \$4,420.00.

Comments: The Directors of Public Works, Planning, and Real Property recommend approval of this Board paper, and the County Manager concurs.

By Agency Head

*[Signature]*

By County Manager

*[Signature]*

Routing:

Yellow to:

*Real Property*

Certified:

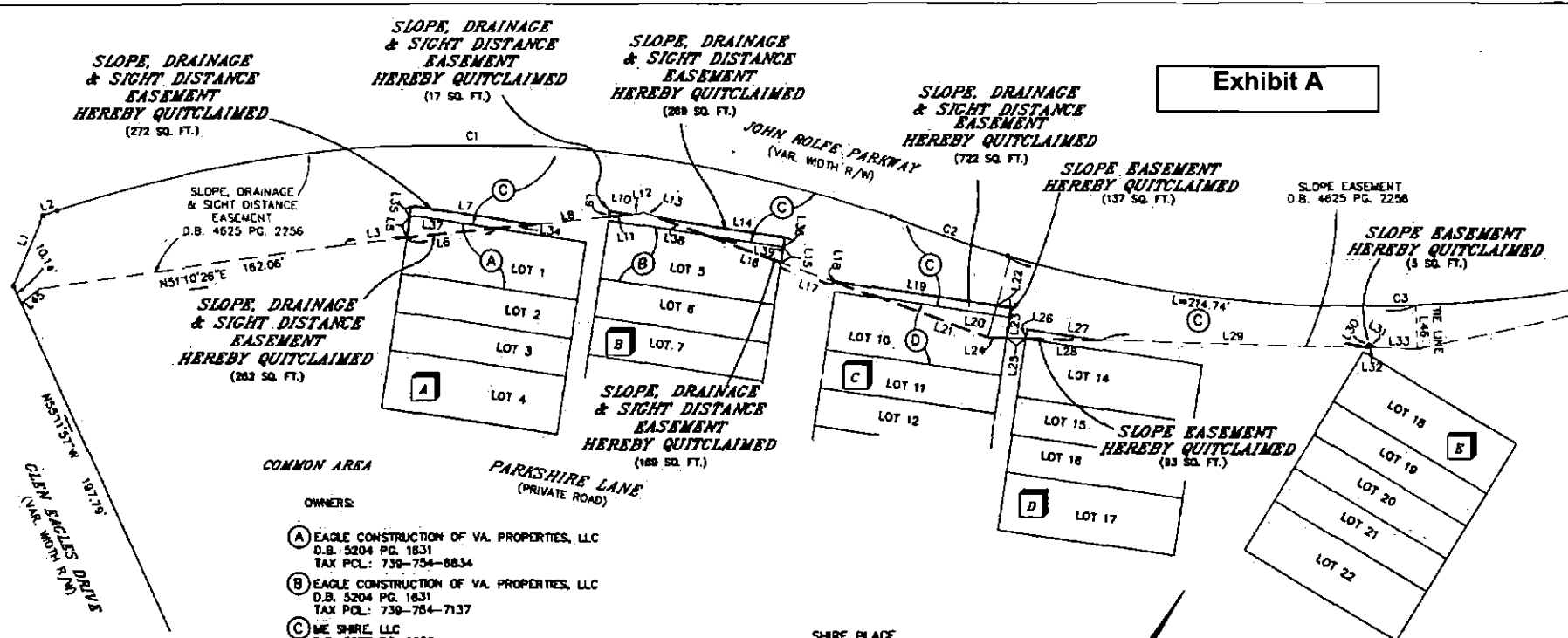
A Copy Tests:

Clerk, Board of Supervisors

Copy to:

Date:

# Exhibit A



COMMON AREA

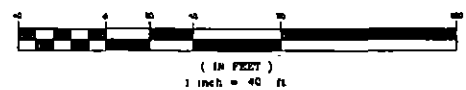
OWNERS:

- (A) EAGLE CONSTRUCTION OF VA. PROPERTIES, LLC  
D.B. 5204 PG. 1631  
TAX PCL: 739-754-6834
- (B) EAGLE CONSTRUCTION OF VA. PROPERTIES, LLC  
D.B. 5204 PG. 1631  
TAX PCL: 739-754-7137
- (C) WE SHIRE, LLC  
D.B. 5077 PG. 2290  
TAX PCL: 739-754-5421
- (D) WE SHIRE, LLC  
D.B. 5077 PG. 2290  
TAX PCL: 739-754-8942

SHIRE PLACE  
SECTION 1  
P.B. 129 PG. 311-316



GRAPHIC SCALE



LINE TABLE		
LINE	BEARING	LENGTH
L1	N07°29'50"W	39.91'
L2	N49°15'20"E	8.02'
L3	N53°10'42"E	31.84'
L4	N22°13'11"W	11.70'
L5	N53°10'42"E	48.43'
L6	N67°46'49"E	84.12'
L7	N53°10'42"E	39.87'
L8	N22°13'11"W	3.02'
L9	N67°46'49"E	11.39'
L10	N53°10'42"E	11.97'
L11	N53°10'42"E	6.49'
L12	N79°01'42"E	8.39'
L13	N67°46'49"E	88.40'
L14	S22°13'11"E	8.21'
L15	N79°01'42"E	42.07'
L16	N79°01'42"E	30.59'
L17	N22°13'11"W	0.27'
L18	N67°46'49"E	84.95'
L19	N15°10'01"W	18.88'
L20	N79°01'42"E	84.50'
L21	N67°46'49"E	7.55'
L22	S22°13'11"E	15.57'
L23	N60°45'48"E	9.70'
L24	N60°45'48"E	10.08'
L25	S22°13'11"E	4.80'
L26		

LINE TABLE		
LINE	BEARING	LENGTH
L27	N67°46'49"E	38.89'
L28	N60°45'48"E	39.29'
L29	N60°45'48"E	137.89'
L30	N00°22'52"E	2.28'
L31	S69°37'08"E	3.97'
L32	N60°45'48"E	4.56'
L33	N60°45'48"E	22.00'
L34	N53°10'42"E	19.83'
L35	N22°13'11"W	3.00'
L36	S22°13'11"E	5.00'
L37	S67°46'49"W	44.93'
L38	N79°01'42"E	25.63'
L39	N67°46'49"E	41.28'
L40	N18°39'19"E	11.87'
L41	S33°02'09"E	22.29'

CURVE TABLE			
CURVE	RADIUS	LENGTH	CHORD BEARING
C1	670.18'	443.21'	N59°43'30"E
C2	888.29'	64.25'	N77°34'01"E
C3	671.93'	413.31'	N57°34'08"E

## PLAT SHOWING SEVERAL EASEMENTS TO BE QUITCLAIMED

TUCKAHOE DISTRICT • HENRICO COUNTY, VIRGINIA  
DATE: JUNE 3, 2014 SCALE: 1" = 40'

JENNINGSTEPHENSON P.C.  
LAND SURVEYORS & PLANNERS  
10160 STAPLES MILL ROAD SUITE 103  
GLEN ALLEN, VA 23060  
PHONE - 804-545-6235  
FAX - 804-545-6259



COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS  
MINUTE

Agenda Item No. 284-14

Page No. 1 of 1

Agenda Title: RESOLUTION — Award of Annual Contract for Environmental Services

For Clerk's Use Only:

Date: OCT 14 2014

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

BOARD OF SUPERVISORS ACTION

Moved by (1) Nelson Seconded by (1) Shannon  
(2) (2)

REMARKS:

APPROVED

YES NO OTHER

	YES	NO	OTHER
Glover, R.	✓		
Kaechele, D.	✓		
Nelson, T.	✓		
O'Bannon, P.	✓		
Thornton, F.			

**WHEREAS**, the County received eight proposals in response to RFP No. 14-9582-4CS on May 9, 2014, to provide environmental services on an as-needed basis; and

**WHEREAS**, the Selection Committee (Ms. Cecelia Stowe and Messrs. Doug Gavin, Chris Adkins, Patrick Murphy, Brian Parker, and Jason Young) reviewed the proposals and interviewed the following firms:

Faulkner & Flynn, LLC  
EEE Consulting, Inc.  
Aegis Environmental, Inc.

**WHEREAS**, based on the interviews and review of the proposals, the Selection Committee selected Faulkner & Flynn, LLC as the top-ranked firm and negotiated an hourly rate schedule with it.

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

1. An annual contract to provide annual environmental services is awarded to Faulkner & Flynn, LLC for a one-year term, renewable for two additional one-year terms, all in accordance with RFP No. 14-9582-4CS and the proposal submitted by Faulkner & Flynn, LLC.
2. Compensation will be at the rates set out in Faulkner & Flynn, LLC's hourly rate schedule dated July 9, 2014.
3. The County Manager is authorized to execute the contract in a form approved by the County Attorney.

**Comment:** Funding to support the contract is available within each department's budget. The Purchasing Director recommends approval of this Board paper and the County Manager concurs.

By Agency Head

*Eileen Walter*

By County Manager

*[Signature]*

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. 285-14  
Page No. 1 of 2

**Agenda Title: RESOLUTION — Award of Construction Contract — Removal and Replacement of Traffic Signal Mast Arm Poles — Fairfield, Three Chopt, and Tuckahoe Districts**

For Clerk's Use Only: Date: <b>OCT 14 2014</b> ( ) Approved ( ) Denied ( ) Amended ( ) Deferred to:	<b>BOARD OF SUPERVISORS ACTION</b> Moved by (1) <u>Kaechele</u> Seconded by (1) <u>Glover</u> (2) _____ (2) _____ REMARKS: <b>APPROVED</b>	<b>YES NO OTHER</b> Glover, R. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Kaechele, D. <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Nelson, T. <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**, the County received three bids on August 20, 2014, in response to IFB No. 14-9629-7VK and Addendum No. 1 for the replacement of traffic signal mast arm poles at eight intersections, with the following results:

Bidder	Total Bid
B & B Signal Company, LLC Manassas, VA	\$519,925
Dagan Electric Company Virginia Beach, VA	\$558,184
Venture Electric Company, Inc. Midlothian, VA	\$578,760

**WHEREAS**, after review and evaluation of all bids received, it was determined that B & B Signal Company, LLC is the lowest responsive and responsible bidder with a bid of \$519,925.

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

1. A contract to furnish all labor, materials, supplies, equipment, and services necessary for the removal and replacement of traffic signal mast arm poles at eight intersections is awarded to B & B Signal Company, LLC, the lowest responsive and responsible bidder, in the amount of \$519,925, in accordance with IFB No. 14-9629-7VK, Addendum No. 1, and the bid submitted by B & B Signal Company, LLC.

By Agency Head [Signature]

By County Manager [Signature]

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.  
Page no. 2 of 2

285-14

**Agenda Title: RESOLUTION — Award of Construction Contract — Removal and Replacement of  
Traffic Signal Mast Arm Poles — Fairfield, Three Chopt, and Tuckahoe Districts**

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2. The County Manager is authorized to execute the contract in a form approved by the County Attorney.
3. The County Manager, or the Purchasing Director as his designee, is authorized to execute all change orders within the scope of the budget not to exceed 15% of the original contract amount.

Comment: Funding to support the contract is available within the Department of Public Works budget for road maintenance. The Director of Public Works and Purchasing Director recommend approval of this Board paper, and the County Manager concurs.