

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
REGULAR MEETING
April 25, 2017

The Henrico County Board of Supervisors convened a regular meeting on Tuesday, April 25, 2017, 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
Thomas M. Branin, Three Chopt District
Harvey L. Hinson, Brookland 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
Timothy A. Foster, P.E., Deputy County Manager for Community Operations
W. Brandon Hinton, Deputy County Manager for Community Services
Douglas A. Middleton, Deputy County Manager for Public Safety
Anthony J. Romanello, Deputy County Manager for Administration
Randall R. Silber, Deputy County Manager for Community Development

Mrs. O'Bannon called the meeting to order at 7:01 p.m. and led the recitation of the Pledge of Allegiance.

Rabbi Dovid Asher from Keneseth Beth Israel delivered the invocation.

On motion of Mr. Thornton, seconded by Mr. Branin, the Board approved the minutes of the April 11, 2017, Regular and Special Meetings.

The vote of the Board was as follows:

Yes: O'Bannon, Thornton, Branin, Hinson, Nelson

No: None

MANAGER'S COMMENTS

On April 18, the County successfully sold \$102,255,000 of General Obligation (GO) bonds. The bonds were sold competitively, and Bank of America submitted the winning bid with a true interest cost of 2.632 percent. This was the first GO bond issue for projects from the November 2016 bond referendum, which totaled \$419.8 million. Also, the County is planning to sell approximately \$55 million of GO refunding bonds on May 1 and 2. The

bonds will be sold using a negotiated sale, and residents will be able to place orders on May 1. This is only the second time in the County's history that residents will be able to participate directly in the initial public offering of a County bond sale. Mr. Vithoukas thanked Finance Director Gene Walter, Budget and Management Division Director Justin Crawford, and their team for producing outstanding results for the County.

The County's Comprehensive Annual Financial Report (CAFR) has been awarded the Certificate of Achievement for Excellence in Reporting by the Government Finance Officers Association of the United States and Canada. This award is the highest form of recognition in governmental accounting and financial reporting and is highly regarded by Moody's, Standard & Poor's, and Fitch. This is the 35th year the recognition has been bestowed on the County's Department of Finance. Mr. Vithoukas congratulated Mr. Walter for his efforts in reaching this threshold.

The County was recertified as a Certified Crime Prevention Community on January 27 by the Virginia Department of Criminal Justice Services. This is the County's fourth recertification since its initial submission in 2003. Over 22 individuals from seven agencies worked to prepare the necessary documents for submission. The agencies represented include the Police Division; the Commonwealth's Attorney's Office, Victim/Witness Assistance Program; Henrico Area Mental Health & Developmental Services, Prevention Services Unit; the Department of Community Revitalization, Community Maintenance Program; the Department of Social Services; the Court Service Unit, Juvenile Probation; and Henrico County Public Schools. Henrico is one of 12 localities within the Commonwealth of Virginia certified as a Crime Prevention Community. The goal of the Certified Crime Prevention Community Program is to publicly recognize and certify localities that have implemented a defined set of community safety strategies as part of a comprehensive community safety effort. To obtain certification and recertification, a locality must meet 12 community standards. Maj. Tom Leary, Deputy Chief of Police for Support Services, noted the many hours the members of the recertification team put into receiving this award.

BOARD OF SUPERVISORS' COMMENTS

Mr. Branin congratulated Steve Yob, Director of Public Works, for getting a great time in the Boston Marathon and for his dedication to the County. Mr. Yob responded to a question from Mr. Branin regarding a road problem shortly after finishing the race.

Mrs. O'Bannon recognized the following Scouts who were participating in the County's Local Government 101 program: James Bew and Jack Reid from Boy Troop 777, sponsored by St. Martin's Episcopal Church, who are working on their Citizenship in the Community merit badge; and Rachel Allen from Girl Scout Troop 334 in Glen Allen, who is working on her Public Policy badge. She also recognized Robert Wash from Boy Scout Troop 501, sponsored by Laurel Hill United Methodist Church, who was observing the meeting to fulfill a requirement for the Citizenship in the Community merit badge.

RECOGNITION OF NEWS MEDIA

Mrs. O'Bannon recognized Debbie Truong from the *Richmond Times-Dispatch*.

PRESENTATIONS

Mr. Hinson presented a proclamation recognizing May 7 – 13, 2017, as Correctional Officers Week. Accepting the proclamation was Jessika Farrar, a Henrico Deputy Sheriff. Joining her from the Sheriff's Office were The Honorable Michael L. Wade, Sheriff; Col. Alisa A. Gregory, Undersheriff; Majors Gerard Collins and Sandra Johnson; Captains David Kinkel, Wayne McCullough, and Hank Smith; and Deputy Sheriff Casaundra Allen-Cox.

Mr. Nelson presented a proclamation recognizing May 2017 as Bike Month. Accepting the proclamation were Brantley Tyndall, Community Engagement Manager for Sports Backers, and Zenia Mincey, a representative of Blue Devils for Biking, Bike Walk RVA's youth academy at Varina High School. Joining them were the following academy graduates: Qynton Anderson, Ashiki Branch, Melvin Cherry, Robert Dillard, Joshua Evans, Matthew Evans, Jacob Haley, Ashlyn Harksen, Taijon Harris, Javan Hunnicut, Michael Johnson, Joshua Jones, Andrew McGona, Hayden Storey, and Tysin Walker-Harris.

Mr. Branin presented a proclamation recognizing May 2017 as Drug Court Month. Accepting the proclamation were The Honorable John Marshall, Circuit Court Judge, and The Honorable Shannon L. Taylor, Commonwealth's Attorney. Joining them were The Honorable Michael L. Wade, Sheriff; Humberto I. Cardounel, Jr., Police Chief; Laura S. Totty, Director of Mental Health & Developmental Services; Jeremiah Fitz, Chief of Probation and Parole for the District 32 Office of the Virginia Department of Corrections; and Gary A. Hughes, Director of the Community Corrections Program. Also participating was Bernard Greene, a Clinician with the Drug Court, whom Mr. Vithoukaskas introduced as the County's new Drug Court Administrator effective April 29.

Mr. Thornton presented a proclamation recognizing May 2017 as Older Americans Month. Accepting the proclamation were Thelma Watson, Executive Director of Senior Connections; Jane Crawley, Henrico's representative on the Senior Connections Board of Directors; Shawn Rozier, Deputy Director of Social Services; and Sheila Cunningham, Recreation Coordinator for the Division of Recreation and Parks. Joining them were Cindee Steinhäuser, Director of Social Services; Jelisa Turner, Advocate for the Aging in the Department of Human Resources; and Renee White and Carol Young, Senior Family Services Specialists for the Department of Social Services.

116-17 Resolution – Supporting the Regional Plan for School Readiness 2017-2020.

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

Mrs. O'Bannon presented the resolution, which in addition to expressing support for the plan recognizes the Henrico agencies and organizations that have partnered with Smart Beginnings Greater Richmond in contributing to its development. Accepting the resolution were Gail Johnson, President of Rainbow Station and a Henrico resident who serves on the Smart Beginnings Greater Richmond Board, and Rich Schultz, Executive Director of Smart Beginnings Greater Richmond. Joining them were Carol A. Nitz, Chair of the Chamber RVA Henrico Business Council and Director of

Marketing for Networking Technologies + Support; Edward Blair, Owner of Blair & Associates and a Henrico resident who serves on the Smart Beginnings Greater Richmond Board; and Monica Callahan, Director of Outreach and Developmental for Smart Beginnings Greater Richmond.

APPOINTMENTS

117-17 Resolution – Appointment of Members – Board of Real Estate Review and Equalization.

On motion of Mr. Branin, seconded by Mr. Hinson, with Mr. Thornton absent, the Board approved this item – see attached resolution.

118-17 Resolution – Appointment of Member – Historic Preservation Advisory Committee.

On motion of Mr. Branin, seconded by Mr. Nelson, with Mr. Thornton absent, the Board approved this item – see attached resolution.

Bea Newell, a resident of the Varina District, addressed the Board and objected to the level of taxes she pays to the County. She expressed the opinion that all senior citizens should be exempt from real estate and personal property taxes.

PUBLIC HEARING ITEMS

119-17 Resolution – Real Estate Tax Levies, 2017.

At Mrs. O'Bannon's request and in response to Ms. Newell's comments, Finance Director Gene Walter commented on the County's Real Estate Advantage Program (REAP), which provides real estate tax relief to senior and disabled citizens who meet requirements based on income and net worth.

John Martin Owens, a resident of the Brookland District, advocated raising the real estate tax rate by three cents and dedicating the additional revenue to transit. In response to a question from Mr. Nelson, Mr. Vitoulkas noted the County spends approximately \$7 million annually on mass transit and this cost is found in the Public Works departmental budget.

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

120-17 Resolution – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor

Manufacturers Tax Levies, 2017.

Mr. Owens objected to reducing the personal property tax rate on data centers as proposed. He suggested using the funds generated by the tax to develop high speed connectivity with Northern Virginia and other areas of the country would be a more effective way to create jobs. In response to a question from Mr. Nelson, Mr. Vithoulkas elaborated on the potential economic development benefits to the County of the proposal to reduce the personal property tax rate on data centers.

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

121-17

Ordinance – To Amend and Reordain the Following Sections of the Code of the County of Henrico Titled:

- 20-414 “Enumerated; amount of license tax”
- 20-416 “Scientific research and development services”
- 20-446 “Enumerated; amount of license tax”
- 20-475 “Enumerated; amount of tax”
- 20-506 “Tax on owners and operators”
- 20-507 “Tax on promoters generally”
- 20-509 “Tax on promoters of athletic contests or races”
- 20-531 “Levy of tax; amount”
- 20-559 “Amount of tax”
- 20-560 “Speculative builders”
- 20-600 “Hotels”
- 20-601 “Restaurants, soda fountains and similar businesses”
- 20-624 “Small loan companies”
- 20-625 “Persons other than small loan companies lending money for purchase of chattels secured by liens; purchasers of conditional sales contracts”
- 20-626 “Other moneylenders”
- 20-627 “Persons making first mortgage loans or purchasing mortgage notes”
- 20-648 “Amount of tax”
- 20-650 “Commission merchants”
- 20-691 “License required; tax basis”
- 20-692 “Amount of tax”
- 20-793 “Term defined; amount of tax”
- 20-818 “Amount of tax on persons furnishing water”
- 20-819 “Amount of tax on persons furnishing heat, light and power, and gas”
- and
- 20-821 “Amount of tax for telephone and telegraph businesses”

and to Repeal and Reserve the Following Sections Titled:

- 20-653 “Distributing houses”
- and

20-694 "Distributing houses"

to Raise the Threshold and Deduction for Business License Taxes from \$100,000 to \$200,000 and to Clarify the Calculation of Business License Taxes for Distributing Houses.

Mr. Owens stated he was in support of raising the license tax threshold and deduction for all businesses and professions except attorneys.

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

122-17

Ordinance - To Amend and Reordain Subsections (b) and (c) of Sections 23-359 and 23-360 Titled "Water connection fees" and "Sewer connection fees," Respectively, Subsection (a) of Section 23-361 Titled "Water service and volume charges," and Subsection (a) of Section 23-362 Titled "Sewer service charges and rates" of the Code of the County of Henrico, to Change Utility Fees and Charges.

Art Petrini, Director of Public Utilities, responded to questions from Mrs. O'Bannon and Mr. Branin.

Mr. Owens recommended the Board consider adopting a sliding fee based on the square footage of the house. Mr. Petrini explained that the County's water and sewer backbone infrastructure must be built regardless of the size of the house. Mr. Vithoulkas pointed out the cost of the Cobbs Creek Reservoir, which will take care of the County's water needs for the next 50 to 75 years, will have to be funded by the County's utility system. In response to a comment by Mrs. O'Bannon, Mr. Petrini clarified that utility customers pay a basic bimonthly service charge and are also charged on the volume of water they use.

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

123-17

Ordinance – To Amend and Reordain the Following Sections of the Code of the County of Henrico Titled:

24-3	"Enumerated"
24-13	"Accessory uses permitted"
24-13.2	"Accessory uses permitted"
24-30	"Accessory uses permitted"
24-34	"Development standards"
24-37	"Accessory uses permitted"
24-39	"Accessory uses permitted"
24-50.3	"Accessory uses permitted"
24-50.8	"Accessory uses permitted"
24-50.13	"Accessory uses permitted"
24-50.21	"Accessory uses permitted"
24-50.32	"Accessory uses permitted"

24-53	"Accessory uses permitted"
24-56.1	"Accessory uses permitted"
24-57	"Development standards and conditions for permitted uses"
24-60	"Accessory uses permitted"
24-62.1	"Permitted uses"
24-64	"Accessory uses permitted"
24-68	"Accessory uses permitted"
24-72	"Accessory uses permitted"
24-75	"Accessory uses permitted"
24-101	"Neighborhood and community shopping centers"
24-106.2	"Landscaping, tree cover, screen and buffer requirements, transitional buffering and design standards"
24-121	"Conditional zoning or zone approval"

To Repeal and Reserve the Following Sections of the Code of the County of Henrico Titled:

24-85	"Signs permitted"
24-86	"Signs prohibited"
24-104	"Signs"
24-105	"Planned neighborhood"

And to Add a New Section 24-104.1 Titled "Signs" to Chapter 24 of the Code of the County of Henrico, All Relating to the Regulation of Signs.

Ben Blankinship, Senior Principal Planner, narrated a slide presentation on this item. He reviewed the need for the amendment, the purpose of the amendment, significant changes being proposed, and the amendment process followed by the Planning Commission and Board of Supervisors. Mr. Hinton noted these ordinance amendments have been needed for a long time.

Jeff Dahls, a Varina District resident, voiced concerns pertaining to visual pollution from homemade business signs and expressed the wish that the County can work harder to address this nuisance. Mr. Blankinship pointed out most of these signs are illegal under both the existing and proposed ordinances and it will be an ongoing struggle for County staff to keep up with them. Mr. Nelson commented on enforcement efforts undertaken during the past couple of years.

Ms. Newell voiced concerns pertaining to the impact of higher density residential development on the environment and schools.

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

PUBLIC COMMENTS

Pete Kinsella, a resident of the Brookland District, advocated an increase in the school system's per pupil spending and raised concerns pertaining to school classroom sizes, redistricting, and accreditation. There was extended discussion by Mr. Kinsella, Mrs.

O'Bannon, Mr. Nelson, Mr. Branin, and Mr. Vithoulikas regarding these issues and what the Board of Supervisors has done to help Henrico's public schools. Mr. Vithoulikas explained that Henrico is spending less money per student than other jurisdictions because under the County Manager form of government cost savings have been achieved through the consolidation of many school operations with general government. He also pointed out that school redistricting falls entirely within the realm of the School Board rather than the Board of Supervisors.

GENERAL AGENDA

- 99-17 Resolution – Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017.

Justin Crawford, Management & Budget Division Director, responded to a question from Mrs. O'Bannon.

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

- 124-17 Resolution - To Amend the Policy for Small, Minority, and Women-Owned Business in County Procurement.

Mr. Walter responded to a question from Mr. Branin.

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

- 125-17 Resolution - Signatory Authority - Acquisition of Real Property - 7500 Staples Mill Road - Brookland District.

Steve Price, Assistant Director of Real Property, showed a vicinity map depicting the location of the subject property.

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

- 126-17 Resolution - Signatory Authority - Lease Amendment - Henrico Area Mental Health and Developmental Services - Providence Forge.

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

- 87-17 Resolution – Signatory Authority - Radio Tower Facility Lease Agreement – Capital Region Airport Commission – 5860 Lewis Road – Varina District.

Mr. Price showed a vicinity map of the subject property.

Mr. Vithoulikas responded to a question from Mr. Nelson.

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

127-17 Resolution - Award of Construction Contract - Cobbs Creek Reservoir Dam and Facilities - Cumberland County.

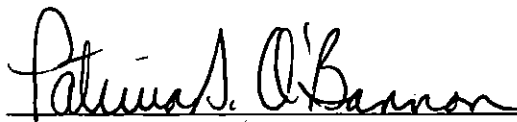
Mr. Petrini responded to questions from Mr. Branin and Mrs. O'Bannon.

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

128-17 Resolution - Acceptance of Roads - Three Chopt District.

On motion of Mr. Branin, seconded by Mr. Nelson, 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.

A handwritten signature in cursive script, reading "Patricia S. O'Bannon", written over a horizontal line.

Chairman, Board of Supervisors
Henrico County, Virginia

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

CORRECTIONAL OFFICERS WEEK

May 7 - 13, 2017

WHEREAS, the first full week in May is designated National Correctional Officers Week to raise awareness of the dedication, loyalty, and work of the nation's correctional deputies; and

WHEREAS, the duties of correctional deputies include supervising individuals who have been arrested and are awaiting trial, or who have been convicted of a crime and sentenced to serve time in jail, prison, or another penal institution; and

WHEREAS, correctional deputies work closely with inmates and detainees in the Henrico County Jails, and are crucial to the successful implementation of the County's criminal justice system; and

WHEREAS, correctional deputies are committed to ensuring public safety by establishing and maintaining security within the Henrico County Jails and supervising offender conduct and behavior to avoid conflicts and escapes; and

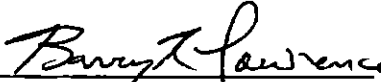
WHEREAS, correctional deputies are dedicated to protecting offenders while promoting positive behavior, attitudes, and skills that will improve the offenders' chances of becoming productive members of society when they are released from custody; and

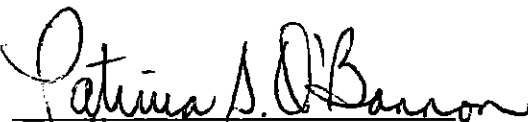
WHEREAS, correctional deputies strive to maintain a safe working and living environment in the Henrico County Jails, often in the face of challenges and dangers that threaten their own safety; and

WHEREAS, it is fitting to honor Henrico's correctional deputies for the important tasks they perform each day, for the many risks they take to provide for our security outside of the jail facilities, and for the sacrifices they make to protect the citizens of Henrico County.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 7 - 13, 2017, as Correctional Officers Week; encourages all Henrico citizens to acknowledge the significance of this observance; and salutes the County's correctional deputies for their invaluable contributions to our community.




Barry R. Lawrence, Clerk
April 25, 2017


Patricia S. O'Bannon, Chairman
Board of Supervisors

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

BIKE MONTH

May 2017

WHEREAS, bicycling is an efficient, economical, and environmentally friendly form of transportation and a fun form of recreation for all ages; and

WHEREAS, the Richmond region's bicycling history dates to the very early days of the bicycle itself, and the Lakeside Wheel Club, founded in 1896 and now home to Lewis Ginter Botanical Garden in the Lakeside area of Henrico County, was one of our nation's first bicycle organizations for advocates and enthusiasts; and

WHEREAS, bicycles help to improve safety and reduce pollution, and bicycle-friendly communities are shown to have residents with better health, an increased sense of well-being, and an enhanced quality of life; and

WHEREAS, examples of Henrico County's commitment to bicycling include 15.4 miles of contiguous paved trails as part of the 52-mile Virginia Capital Trail connecting Richmond to Jamestown, additional paved trails connecting the Virginia Capital Trail to Dorey Park, trails in Deep Run Park and along North Gayton Road, and the County's first bike lane, which was installed in the Wellesley planned community; and

WHEREAS, the County has demonstrated its support for both biking and walking infrastructure by continuing its recent build-out of 18 miles of sidewalks and dedicating \$12.5 million over the next five years to the construction of new sidewalks; and

WHEREAS, the County will also be constructing a 1.9-mile paved multiuse path along Richmond-Henrico Turnpike and has an outstanding history of successfully hosting international cycling events, which have included the Tour de Trump, Tour DuPont, and 2015 Union Cycliste Internationale World Road Cycling Championships; and

WHEREAS, bicycle advocates and bicycle clubs and organizations such as Bike Walk RVA, Richmond Area Bicycling Association, Richmond Area Mid-Atlantic Off Road Enthusiasts, Virginia Bicycling Federation, Virginia Commonwealth University, and RideRichmond constantly promote bicycling and bicycle safety and have supported Bike Month events dating back to at least 2014; and

WHEREAS, Blue Devils for Biking, a Varina High School bike club of budding advocates, has devoted a year to improving the community for biking and walking through stewardship, skill sharing, and advocacy; and

WHEREAS, the League of American Bicyclists has designated the month of May as National Bike Month since 1956, continuing a tradition established in earlier years by the Cycle Trade Association of celebrating and promoting American Bike Month in May.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico, Virginia, hereby recognizes May 2017 as Bike Month, the third week of May as Bike to Work Week, and May 19, 2017, as Bike to Work Day; and encourages Henrico residents to participate in the planned events and share the road safely.



Barry R. Lawrence
Barry R. Lawrence, Clerk
April 25, 2017

Patricia S. O'Bannon
Patricia S. O'Bannon, Chairman
Board of Supervisors

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

DRUG COURT MONTH

May 2017

WHEREAS, drug courts are an essential component of our justice system that save vast criminal resources and keep individuals out of jail and engaged with their communities as productive, tax-paying citizens; and

WHEREAS, drug courts are the most effective tool in the criminal justice system for saving money, cutting crime, and serving veterans; and

WHEREAS, results of the more than 100 program evaluations, including the October 2012 Cost Benefit Analysis on Virginia Adult Drug Treatment Courts completed by the National Center of State Courts, have yielded definitive evidence that drug courts significantly improve substance-abuse treatment outcomes, substantially reduce drug abuse and crime, and do so at less expense than any other criminal justice strategy, with each drug court saving more than \$19,000 per participant as compared to traditional case processing; and

WHEREAS, the Henrico County Adult Drug Court's average annualized cost per participant is one of the lowest in the Commonwealth at under \$10,000 and is less than one-third the cost of incarceration; and


WHEREAS, drug courts facilitate community-wide partnerships, bringing together public safety and public health officials in the fight against substance abuse and criminality; and

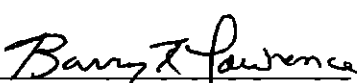
WHEREAS, the Henrico County Adult Drug Court has served our community for over 14 years as a collaborative effort of the 14th Judicial Circuit, the Commonwealth's Attorney's Office, the Sheriff's Office, Henrico Area Mental Health and Developmental Services, the Police Division, the Community Corrections Program, and the Probation and Parole District 32 Office of the Virginia Department of Corrections.; and

WHEREAS, the County's Adult Drug Court is committed along with public safety and public health officials to enhance services and meet the evolving needs of the county as they relate to the current opiate epidemic and its impact upon our citizens.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 2017 as Drug Court Month; salutes the men and women who have contributed to the success of the Henrico County Adult Drug Court; and calls to the attention of Henrico residents the theme for this year's observance, *Advancing Justice*.




Patricia S. O'Bannon, Chairman
Board of Supervisors


Barry R. Lawrence, Clerk
April 25, 2017

Proclamation



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

OLDER AMERICANS MONTH

May 2017

WHEREAS, Henrico County, Virginia, includes older residents who richly contribute to our community; and

WHEREAS, we acknowledge that what it means “to age” has changed—for the better, and this year’s theme for Older Americans Month is “Age Out Loud”; and

WHEREAS, Henrico County is committed to supporting older adults as they take charge of their health, explore new opportunities and activities, and focus on independence; and

WHEREAS, Henrico County’s Advocate for the Aging, Department of Social Services, and Division of Recreation and Parks join with Senior Connections to enrich the lives of individuals of all ages by involving older adults in the redefinition of aging in our community; promoting home- and community-based services for independent living; encouraging older adults to advocate for themselves and others; supporting opportunities for older adults to share their experiences and talents; providing opportunities for activities, engagement, and volunteerism; ensuring safety and security for at-risk older adults; and assisting caregivers and families.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Henrico County, Virginia, hereby recognizes May 2017 as Older Americans Month and encourages Henrico residents to take time during the month to acknowledge older adults and the people who serve them as influential and vital parts of our community.



Patricia S. O'Bannon

Patricia S. O'Bannon, Chairman
Board of Supervisors

Barry R. Lawrence
Barry R. Lawrence, Clerk
April 25, 2017



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 116-17

Page No. 1 of 2

Agenda Title: RESOLUTION – Supporting the Regional Plan for School Readiness 2017-2020

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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, from birth through age five, children rapidly absorb information and their brains develop at an exponential rate unmatched in any other period of life; and

WHEREAS, providing young children with supportive, nurturing relationships and enriching environments during this critical phase of development helps put them on a path to success in later years; and

WHEREAS, investing in children's early development and school readiness benefits multiple segments of the community such as workforce, health care, education, public safety, and business, resulting in a human capital strategy proven to improve lives and encourage economic growth; and

WHEREAS, quality early childhood services can reduce socio-economic and health disparities among children of different backgrounds and provide a stronger foundation for a healthy start; and

WHEREAS, there are more than 24,500 children in Henrico County from birth through age five, and 77.2 percent of the parents of those children are in the labor force; and

WHEREAS, the Smart Beginnings Greater Richmond partnership of more than 110 organizations has raised awareness about the importance of the early years and leveraged resources and organizing power to create more opportunities for families to support a healthy start for their children; and

WHEREAS, a number of agencies and organizations in Henrico County have contributed to the *Regional Plan for School Readiness 2017-2020*, including Henrico County Public Schools, Henrico County Public Library, Henrico Health Department, Henrico Area Mental Health & Developmental Services, Henrico County Office of Virginia Cooperative Extension, and Shady Grove YMCA; and

By Agency Head _____ By County Manager _____

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Clerk, Board of Supervisors

Date: _____

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 116-17
Page No. 2 of 2

Agenda Title : **RESOLUTION – Supporting the Regional Plan for School Readiness 2017-2020**

WHEREAS, the *Regional Plan for School Readiness 2017-2020* builds on the premise that a strong start for children of all incomes is good for the economic vitality and well-being of the region; and

WHEREAS, this plan is inspired by the vision that all children from birth through age five in the Richmond region will be healthy, well-cared for, and ready to succeed in school, work, and life.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, supports the *Regional Plan for School Readiness 2017-2020* and recognizes the many Henrico County agencies and organizations that have partnered with Smart Beginnings Greater Richmond in contributing to the development of this new regional plan to advance school readiness throughout the region.

Resolution



OF THE BOARD OF SUPERVISORS OF HENRICO COUNTY, VIRGINIA

Supporting the Regional Plan for School Readiness 2017-2020

WHEREAS, from birth through age five, children rapidly absorb information and their brains develop at an exponential rate unmatched in any other period of life; and

WHEREAS, providing young children with supportive, nurturing relationships and enriching environments during this critical phase of development helps put them on a path to success in later years; and

WHEREAS, investing in children's early development and school readiness benefits multiple segments of the community such as workforce, health care, education, public safety, and business, resulting in a human capital strategy proven to improve lives and encourage economic growth; and

WHEREAS, quality early childhood services can reduce socio-economic and health disparities among children of different backgrounds and provide a stronger foundation for a healthy start; and

WHEREAS, there are more than 24,500 children in Henrico County from birth through age five, and 77.2 percent of the parents of those children are in the labor force; and


WHEREAS, the Smart Beginnings Greater Richmond partnership of more than 110 organizations has raised awareness about the importance of the early years and leveraged resources and organizing power to create more opportunities for families to support a healthy start for their children; and

WHEREAS, a number of agencies and organizations in Henrico County have contributed to the *Regional Plan for School Readiness 2017-2020*, including Henrico County Public Schools, Henrico County Public Library, Henrico Health Department, Henrico Area Mental Health & Developmental Services, Henrico County Office of Virginia Cooperative Extension, and Shady Grove YMCA; and

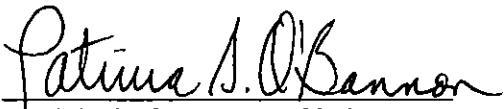
WHEREAS, the *Regional Plan for School Readiness 2017-2020* builds on the premise that a strong start for children of all incomes is good for the economic vitality and well-being of the region; and

WHEREAS, this plan is inspired by the vision that all children from birth through age five in the Richmond region will be healthy, well-cared for, and ready to succeed in school, work, and life.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, supports the *Regional Plan for School Readiness 2017-2020* and recognizes the many Henrico County agencies and organizations that have partnered with Smart Beginnings Greater Richmond in contributing to the development of this new regional plan to advance school readiness throughout the region.


Barry R. Lawrence, Clerk
April 25, 2017




Patricia S. O'Bannon, Chairman
Board of Supervisors



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 117-17

Page No. 1 of 1

Agenda Title: RESOLUTION – Appointment of Members – Board of Real Estate Review and Equalization

For Clerk's Use Only:

Date: 4/25/2017

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

BOARD OF SUPERVISORS ACTION

Moved by (1) Branin Seconded by (1) Hinson
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	___	___
Hinson, H.	<input checked="" type="checkbox"/>	___	___
Nelson, T.	<input checked="" type="checkbox"/>	___	___
O'Bannon, P.	<input checked="" type="checkbox"/>	___	___
Thornton, F.	___	___	<u>about</u>

WHEREAS, on January 10, 2017, and February 28, 2017, respectively, Robert W. Marshall and Herb L. Dunford, Jr. were appointed to the Board of Real Estate Review and Equalization; and,

WHEREAS, at the time of their appointment, these gentlemen had not completed the basic course of instruction given by the Virginia Department of Taxation and required by Virginia Code Section 58.1-3374, but they did complete such course on March 21, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that it appoints Robert W. Marshall and Herb L. Dunford, Jr. to the Board of Real Estate Review and Equalization for terms expiring December 31, 2017, or thereafter when their successors shall have been appointed and qualified.

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. 118-17

Page No. 1 of 1

Agenda Title: RESOLUTION - Appointment of Member – Historic Preservation Advisory Committee

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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 type="checkbox"/>	<input type="checkbox"/>	<u>absent</u>

BE IT RESOLVED that the Board of Supervisors of Henrico County, Virginia, appoints the following person to the Historic Preservation Advisory Committee for an unexpired term ending December 31, 2017, or thereafter, when her successor shall have been appointed and qualified:

Tuckahoe District

Kay Francine Stanley

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. 119-17
Page No. 1 of 2

Agenda Title **RESOLUTION – Real Estate Tax Levies, 2017**

For Clerk's Use Only: Date <u>4/25/2017</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to	BOARD OF SUPERVISORS ACTION Moved by (1) <u>Nelson</u> Seconded by (1) <u>Brannin</u> (2) _____ (2) _____ REMARKS: APPROVED	<table style="width: 100%;"><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr><tr><td>Brannin, T.</td><td style="text-align: center;">✓</td><td></td><td></td></tr><tr><td>Hinson, H.</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>Thurston, F.</td><td style="text-align: center;">✓</td><td></td><td></td></tr></table>		YES	NO	OTHER	Brannin, T.	✓			Hinson, H.	✓			Nelson, T.	✓			O'Bannon, P.	✓			Thurston, F.	✓		
	YES	NO	OTHER																							
Brannin, T.	✓																									
Hinson, H.	✓																									
Nelson, T.	✓																									
O'Bannon, P.	✓																									
Thurston, F.	✓																									

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia (the "Board"), held an advertised public hearing on April 25, 2017, to consider the proposed real property tax levies; and,

WHEREAS, those citizens who appeared and wished to speak were heard.

NOW, THEREFORE, BE IT RESOLVED by the Board that no part of the funds raised by the general County levies or taxes shall be considered available, allocated, or expended for any purpose until there has been an appropriation of funds for that expenditure or purpose by the Board.

BE IT RESOLVED AND ORDERED by the Board that:

- (1) There be, and hereby is, levied for calendar year 2017, the tax per \$100 of assessed valuation on all taxable real estate located in this County on January 1, 2017; the levy hereby ordered being also applicable to the real estate of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia based upon the assessment thereof fixed by the State Corporation Commission and the Virginia Department of Taxation, and duly certified, as follows:

By Agency Head <u>Eigen Wette</u>	By County Manager <u>[Signature]</u>
Routing: Yellow to: _____ Copy to: _____	Certified: _____ 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. **119-17**
Page No. 2 of 2

Agenda Title **RESOLUTION – Real Estate Tax Levies, 2017**

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.87		\$ 0.870
Fairfield	0.87		0.870
Three Chopt	0.87		0.870
Tuckahoe	0.87		0.870
Varina	0.87		0.870
Sanitary #2	0.87	\$ 0.003	0.873
Sanitary #3	0.87	0.010	0.880
Sanitary #3.1	0.87	0.031	0.901
Sanitary #12	0.87	0.010	0.880
Sanitary #23	0.87	0.010	0.880

The Board certifies that notice of the rates of levy as set forth in the foregoing order was duly advertised according to law.

- (2) For calendar year 2017, the tax levied on real estate shall be due and payable in two equal installments, the first installment being due and payable on June 5, 2017, and the second installment being due and payable on December 5, 2017.
- (3) The revenue from such taxes, when and if appropriated by the Board, shall be used to defray the County charges and expenses and all necessary obligations incident to, or arising from, the execution of the lawful authority of the Board.

COMMENTS: This resolution should be considered on April 25, 2017, to comply with Virginia Code Section 58.1-3321, "Effect on rate when assessment results in tax increase; public hearings," and Section 15.2-2503, "The governing body shall approve the budget, and fix a tax rate for the budget year no later than the date on which the fiscal year begins." For practical purposes in mailing tax bills and to fulfill the requirements of the Virginia Code Section 22.1-93, "Approval of annual budget for school purposes," the rate should be fixed prior to May 15, 2017. The Director of Finance recommends approval of this Board paper, and the County Manager concurs.

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

Agenda Item No. 120-17

Page No. 1 of 7

Agenda Title **RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017**

For Clerk's Use Only:

Date 4/25/2017
☒ Approved
☐ Denied
☐ Amended
☐ Deferred to

BOARD OF SUPERVISORS ACTION

Moved by (1) Nelson Seconded by (1) Brannin
(2) _____ (2) _____

REMARKS: **APPROVED**

YES NO OTHER

Brannin, T.	<u>✓</u>	_____	_____
Hinson, H.	<u>✓</u>	_____	_____
Nelson, T.	<u>✓</u>	_____	_____
O'Bannon, P.	<u>✓</u>	_____	_____
Thornton, F.	<u>✓</u>	_____	_____

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia (the "Board"), held an advertised public hearing on April 25, 2017, to consider the proposed personal property, aircraft, manufactured homes, qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, disabled veterans' vehicles, motor vehicles specially equipped to provide transportation for physically handicapped individuals, computer equipment and peripherals used in a data center, machinery and tools, and machinery and tools for semiconductor manufacturers tax levies; and,

WHEREAS, those citizens who appeared and wished to speak were heard.

NOW, THEREFORE, BE IT RESOLVED by the Board that no part of the funds raised by the general County levies or taxes shall be considered available, allocated, or expended for any purpose until there has been an appropriation of funds for that expenditure or purpose by the Board.

BE IT RESOLVED AND ORDERED by the Board that:

- (1) There be, and hereby is, levied for calendar year 2017, the tax per \$100 of assessed valuation on all taxable tangible personal property segregated for local taxation under Section 58.1-3503 of the Code of Virginia, **excluding** household effects, classified by Section 58.1-3504, farm animals,

By Agency Head

Eigen 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. 126-17
Page No. 2 of 7

Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017

farm equipment, and farm machinery, classified by Section 58.1-3505(A)(1) - (11), aircraft, classified by Section 58.1-3506(A)(2), (3), (4), and (5), manufactured homes, classified by Section 58.1-3506(A)(10), qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, classified by Section 58.1-3506(A)(15), disabled veterans' vehicles, classified by Section 58.1-3506(A)(19), motor vehicles specially equipped to provide transportation for physically handicapped individuals, classified by Section 58.1-3506(A)(14), machinery and tools, classified by Sections 58.1-3507, 58.1-3508, 58.1-3508.1, 58.1-3508.2, 58.1-3508.3, 58.1-3508.4, 58.1-3508.5, and 58.1-3508.6, tangible personal property used in a research and development business, classified by Section 58.1-3506(A)(7), certain generating equipment purchased after December 31, 1974, for the purpose of changing the energy source of a manufacturing plant to achieve more efficient use of any energy source, classified by Section 58.1-3506(A)(9), computer equipment and peripherals used in a data center, classified by Section 58.1-3506(A)(43), certain property used in manufacturing, testing, or operating satellites, classified by Section 58.1-3506(A)(21), and certain motor vehicles, trailers, and semitrailers used to transport property for hire by a motor carrier engaged in interstate commerce, classified by Section 58.1-3506(A)(25), located in this County on January 1, 2017, and those motor vehicles, trailers, and semitrailers which acquire a situs within the County after January 1, 2017, and are taxable under Section 20-109 of the Code of the County of Henrico, the levy hereby ordered also being applicable to the automobiles and trucks of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 3.50		\$ 3.500
Fairfield	3.50		3.500
Three Chopt	3.50		3.500
Tuckahoe	3.50		3.500
Varina	3.50		3.500
Sanitary #2	3.50	\$ 0.001	3.501
Sanitary #3	3.50	0.001	3.501
Sanitary #3.1	3.50	0.001	3.501
Sanitary #12	3.50	0.001	3.501
Sanitary #23	3.50	0.001	3.501

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

Agenda Item No. 120-17
Page No. 3 of 7

Agenda Title **RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017**

- (2) All aircraft, classified by Section 58.1-3506(A)(2), (3), (4), and (5) of the Code of Virginia, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation, the levy hereby ordered also being applicable to the aircraft of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.50		\$ 0.500
Fairfield	0.50		0.500
Three Chopt	0.50		0.500
Tuckahoe	0.50		0.500
Varina	0.50		0.500
Sanitary #2	0.50	\$ 0.001	0.501
Sanitary #3	0.50	0.001	0.501
Sanitary #3.1	0.50	0.001	0.501
Sanitary #12	0.50	0.001	0.501
Sanitary #23	0.50	0.001	0.501

- (3) All manufactured homes, classified by Section 58.1-3506(A)(10) of the Code of Virginia, and all tangible personal property of public service corporations and other persons with property assessed pursuant to Chapter 26 of Title 58.1 of the Code of Virginia, except as set forth herein above, based upon the assessment thereof as fixed by the State Corporation Commission and the Virginia Department of Taxation, as duly certified, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation at a rate equal to that applicable to real property, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.87		\$ 0.870
Fairfield	0.87		0.870
Three Chopt	0.87		0.870
Tuckahoe	0.87		0.870
Varina	0.87		0.870
Sanitary #2	0.87	\$ 0.003	0.873
Sanitary #3	0.87	0.010	0.880
Sanitary #3.1	0.87	0.031	0.901
Sanitary #12	0.87	0.010	0.880
Sanitary #23	0.87	0.010	0.880

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 120-17

Page No. 4 of 7

Agenda Title **RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017**

- (4) All qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, classified by Section 58.1-3506(A)(15) of the Code of Virginia, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 1.00		\$ 1.000
Fairfield	1.00		1.000
Three Chopt	1.00		1.000
Tuckahoe	1.00		1.000
Varina	1.00		1.000
Sanitary #2	1.00	\$ 0.001	1.001
Sanitary #3	1.00	0.001	1.001
Sanitary #3.1	1.00	0.001	1.001
Sanitary #12	1.00	0.001	1.001
Sanitary #23	1.00	0.001	1.001

- (5) Disabled veterans' vehicles, classified by Section 58.1-3506(A)(19) of the Code of Virginia and motor vehicles specially equipped to provide transportation for physically handicapped individuals, classified by Section 58.1-3506(A)(14) of the Code of Virginia, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.01		\$ 0.010
Fairfield	0.01		0.010
Three Chopt	0.01		0.010
Tuckahoe	0.01		0.010
Varina	0.01		0.010
Sanitary #2	0.01	\$ 0.001	0.011
Sanitary #3	0.01	0.001	0.011
Sanitary #3.1	0.01	0.001	0.011
Sanitary #12	0.01	0.001	0.011
Sanitary #23	0.01	0.001	0.011

COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 126-17

Page No. 5 of 7

Agenda Title

RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017

- (6) All computer equipment and peripherals used in a data center, classified by Section 58.1-3506(A)(43) of the Code of Virginia, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.40		\$ 0.400
Fairfield	0.40		0.400
Three Chopt	0.40		0.400
Tuckahoe	0.40		0.400
Varina	0.40		0.400
Sanitary #2	0.40	\$ 0.001	0.401
Sanitary #3	0.40	0.001	0.401
Sanitary #3.1	0.40	0.001	0.401
Sanitary #12	0.40	0.001	0.401
Sanitary #23	0.40	0.001	0.401

- (7) All machinery and tools, classified by Sections 58.1-3507, 58.1-3508, 58.1-3508.2, 58.1-3508.3, 58.1-3508.4, 58.1-3508.5, and 58.1-3508.6 of the Code of Virginia, and all machinery and tools used in semiconductor manufacturing, classified by Section 58.1-3508.1 of the Code of Virginia, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.30		\$ 0.300
Fairfield	0.30		0.300
Three Chopt	0.30		0.300
Tuckahoe	0.30		0.300
Varina	0.30		0.300
Sanitary #2	0.30	\$ 0.001	0.301
Sanitary #3	0.30	0.001	0.301
Sanitary #3.1	0.30	0.001	0.301
Sanitary #12	0.30	0.001	0.301
Sanitary #23	0.30	0.001	0.301

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

Agenda Item No. 120-17

Page No. 6 of 7

Agenda Title **RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans' Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017**

- (8) All tangible personal property used in a research and development business, classified by Section 58.1-3506(A)(7) of the Code of Virginia, certain generating equipment purchased after December 31, 1974, for the purpose of changing the energy source of a manufacturing plant to achieve more efficient use of any energy source, classified by Section 58.1-3506(A)(9) of the Code of Virginia, certain property used in manufacturing, testing, or operating satellites, classified by Section 58.1-3506(A)(21) of the Code of Virginia, and certain motor vehicles, trailers, and semitrailers used to transport property for hire by a motor carrier engaged in interstate commerce, classified by Section 58.1-3506(A)(25) of the Code of Virginia, shall be taxed for calendar year 2017, the tax per \$100 of assessed valuation at a rate equal to that applicable to machinery and tools, classified by Section 58.1-3507 of the Code of Virginia, as follows:

<u>District</u>	<u>General County Levy</u>	<u>Sanitary District Levy</u>	<u>Total Levy</u>
Brookland	\$ 0.30		\$ 0.300
Fairfield	0.30		0.300
Three Chopt	0.30		0.300
Tuckahoe	0.30		0.300
Varina	0.30		0.300
Sanitary #2	0.30	\$ 0.001	0.301
Sanitary #3	0.30	0.001	0.301
Sanitary #3.1	0.30	0.001	0.301
Sanitary #12	0.30	0.001	0.301
Sanitary #23	0.30	0.001	0.301

The Board certifies that notice of the rates of levy as set forth in the foregoing order was duly advertised according to law.

- (9) For calendar year 2017, the tax levied on tangible personal property, aircraft, manufactured homes, qualifying vehicles owned or leased by members of a volunteer rescue squad or volunteer fire department, disabled veterans' vehicles, motor vehicles specially equipped to provide transportation for physically handicapped individuals, computer equipment and peripherals used in a data center, machinery and tools, and machinery and tools used in semiconductor manufacturing, shall be due and payable in two equal installments, the first installment being due and payable on June 5, 2017, and the second installment being due and payable on December 5, 2017.
- (10) Pursuant to Section 58.1-3001 of the Code of Virginia, if any taxpayer owns tangible personal property of such small value that the local levies thereon for the year result in a tax of less than fifteen dollars, such property may be omitted from the personal property book and no assessment made thereon.

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

Agenda Item No. 120-17

Page No. 7 of 7

Agenda Title **RESOLUTION – Personal Property, Aircraft, Manufactured Homes, Qualifying Vehicles Owned or Leased by Members of a Volunteer Rescue Squad or Volunteer Fire Department, Disabled Veterans’ Vehicles, Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Computer Equipment and Peripherals Used in a Data Center, Machinery and Tools, and Machinery and Tools for Semiconductor Manufacturers Tax Levies, 2017**

- (11) The revenue from such taxes, when and if appropriated by the Board, shall be used to defray the County charges and expenses and all necessary obligations incident to, or arising from, the execution of the lawful authority of the Board.

COMMENTS: This resolution should be considered on April 25, 2017, to comply with Virginia Code Section 15.2-2503, “The governing body shall approve the budget and fix a tax rate for the budget year no later than the date on which the fiscal year begins.” For practical purposes in mailing tax bills and to fulfill the requirements of the Virginia Code Section 22.1-93, “Approval of annual budget for school purposes,” the rate should be fixed prior to May 15, 2017. The Director of Finance recommends approval of this Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 121-17
Page No. 1 of 1

Agenda Title: ORDINANCE – See attached

For Clerk's Use Only: Date: <u>4/25/2017</u> <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied <input type="checkbox"/> Amended <input type="checkbox"/> Deferred to: 	<p>BOARD OF SUPERVISORS ACTION</p> <p>Moved by (1) <u>Branin</u> Seconded by (1) <u>Nelson</u> (2) _____ (2) _____</p> <p>REMARKS: APPROVED</p>	<table><thead><tr><th></th><th>YES</th><th>NO</th><th>OTHER</th></tr></thead><tbody><tr><td>Branin, T.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Hinson, H.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Nelson, T.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>O'Bannon, P.</td><td><input checked="" type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr><tr><td>Thornton, F.</td><td><input type="checkbox"/></td><td><input type="checkbox"/></td><td><input type="checkbox"/></td></tr></tbody></table>		YES	NO	OTHER	Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Hinson, H.	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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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 H. Watts By County Manager [Signature]

Routing:
Yellow to: _____
Copy to: _____

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

Date: _____

ORDINANCE – To Amend and Reordain the Following Sections of the Code of the County of Henrico Titled:

- 20-414 "Enumerated; amount of license tax"
- 20-416 "Scientific research and development services"
- 20-446 "Enumerated; amount of license tax"
- 20-475 "Enumerated; amount of tax"
- 20-506 "Tax on owners and operators"
- 20-507 "Tax on promoters generally"
- 20-509 "Tax on promoters of athletic contests or races"
- 20-531 "Levy of tax; amount"
- 20-559 "Amount of tax"
- 20-560 "Speculative builders"
- 20-600 "Hotels"
- 20-601 "Restaurants, soda fountains and similar businesses"
- 20-624 "Small loan companies"
- 20-625 "Persons other than small loan companies lending money for purchase of chattels secured by liens; purchasers of conditional sales contracts"
- 20-626 "Other moneylenders"
- 20-627 "Persons making first mortgage loans or purchasing mortgage notes"
- 20-648 "Amount of tax"
- 20-650 "Commission merchants"
- 20-691 "License required; tax basis"
- 20-692 "Amount of tax"
- 20-793 "Term defined; amount of tax"
- 20-818 "Amount of tax on persons furnishing water"
- 20-819 "Amount of tax on persons furnishing heat, light and power, and gas"
- and
- 20-821 "Amount of tax for telephone and telegraph businesses"

and to Repeal and Reserve the Following Sections Titled:

- 20-653 "Distributing houses"
- and
- 20-694 "Distributing houses"

to Raise the Threshold and Deduction for Business License Taxes from \$100,000 to \$200,000 and to Clarify the Calculation of Business License Taxes for Distributing Houses.

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

1. That Section 20-414 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-414. Enumerated; amount of license tax.

- (a) Every person engaged in one or more of the following businesses and having a definite place of business in the county, provided that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ **\$200,000.00**.

Accountant (other than certified public accountant).

Administration and management of health care plans.

Adult educational services, except those provided by religious or nonprofit organizations.

Appraiser or evaluator of personal property or damages to personal property.

Appraiser or evaluator of real estate for others for compensation.

Arboriculturist or pruner of trees and shrubs.

Assayer.

Auctioneer.

Auditing company or firm.

Blueprinter.

Bookkeeper, public.

Botanist.

Business management.

Claims adjustor.

Collection agent or agency.

Commercial artist.

Common crier.

Computer consultant or programmer.

Conductor of seminars.

Consulting or consultant service.

Custom house broker or freight forwarder.

Draftsman.

Ecologist.

Erection or improvement of buildings, furnisher of plans or specifications for or persons employed in consulting capacity in connection with architect.

Interpreter.

Investment broker, consultant or advisor.

Lumber measurer.

Manufacturer's agent.

Marriage or business counselor.

Merchandise broker.

Paralegal or legal assistant.

Photostater.
Public relations counselor and furnisher of publicity.
Recorder of proceedings in any court, commission or organization.
Recorder of securities transactions.
Sales agent or agency.
Security broker, dealer.
Sign painter or service.
Social counselor.
Speech therapist.
Tax return preparer or tax consultant.
Taxidermist.
Technician, including dental or medical.
Telecommunications services, including, but not limited to, telephone and cellular mobile radio communication services, provided by persons not subject to tax under section 20-821.
Title abstract or guaranty.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

2. That Section 20-416 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-416. Scientific research and development services.

- (a) Every person engaged in the business of furnishing scientific research and development services and having a definite place of business in the county, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ \$200,000.00.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

3. That Section 20-446 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-446. Enumerated; amount of license tax.

- (a) Every person engaged in one or more of the following businesses and having a definite place of business in the county, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ \$200,000.00.

Abattoir.
Airport.
Addressing letters or envelopes.
Advertising.
Advertising agents and agency.
Agent finding tenants for and renting single rooms.
Ambulance service.
Analytical laboratory.
Artist, literary, craft and other creative productions.
Artist's representative.
Awnings: erecting, installing, storing or taking down.
Barbershop.
Baths: Turkish, Roman or other like bath or bath parlor.
Beauty parlor.
Billiard, pool or bagatelle parlor.
Blacksmith shop.
Blood or other body fluids: withdrawing, processing, storage.
Boat landing or boat basin.
Bodies, preparing for burial.
Boiler shop and machine shop.
Booking agent.
Bottle exchange.
Bounty hunter.
Bowling alley.
Burglar alarms, servicing.
Business research service.
Canvasser.
Caterer.
Cemetery.
Chartered club.
Check cashing or currency exchange services.
Chicken hatchery.
Cleaning: chimneys; clothes, hats, carpets or rugs; outside of buildings; furnaces; diapers and infants' underwear; linens, coats and aprons; windows; towels; work clothes; houses.
Clerical help, labor or employment.
Coin-operated machine services, excluding coin machine operators and pay telephones.
Computer information on-line services.
Concert manager.
Correspondent establishment or bureau.
Credit bureau.
Data processing services.
Demineralization of water.
Detective services.
Detoxification of chemicals.

Dietician.
Domestic help, labor or employment.
Duplicating services.
Dyeing clothes, hats, carpets or rugs.
Electrologist.
Embalmer.
Employment agency and staffing firm.
Engineering laboratory.
Environmental cleanup and related services.
Escort or dating service.
Films, leasing to others for compensation.
Frozen food locker plant.
Fumigation or disinfection of rats, termites, vermin or insects of any kind.
Funerals, conducting.
Garbage, trash or refuse collection service.
Gardener.
Golf course: miniature; driving range; open to public.
Hairdressing establishment.
Horses and mules: exhibiting trained and educated horses; boarding or keeping; renting.
Impoundment lot.
Interior decorator.
Janitorial service.
Kennel or small animal hospital.
Laundry.
Lawn maintenance.
Letter writing.
Locating of apartments, rooms or other living quarters.
Lock repairing.
Locksmith.
Mailing services.
Manicurist.
Massage practitioner.
Masseur.
Messenger service, except telephone or telegraph messenger service.
Mimeographing.
Monogramming.
Motion picture theater.
Motor vehicles: cleaning, greasing, polishing, oiling, repairing, towing, washing, vulcanizing, electrical and battery repair work.
Motor vehicles for hire and transportation of passengers, chauffeured.
Multigraphing.
Nursing homes and personal care facilities, including assisted living.
Nursing services, including nurses, nursing assistants and personal care providers.
Packaging services.
Packing, crating, shipping, hauling or moving goods or chattels for others.

Parking lot for storage of or parking of motor vehicles.
Personnel agency.
Pet sitter.
Photographer.
Photographic film processing and development.
Picture framing or gilding.
Plating or coating metals or other materials.
Polygraphic services.
Press clipping service.
Pressing clothes, hats, carpets or rugs.
Protective agents or agencies.
Public address system.
Public skating rink.
Publisher of county or city directory.
Real estate broker.
Reducing salon or health club.
Registries: physicians' or nurses'.
Renting airplanes.
Renting any kind of tangible personal property, except a person engaged in a short-term rental business subject to tax under article X of this chapter.
Renting or furnishing automatic washing machines.
Repair, renovating or servicing the following: bicycles; radios and television apparatus; electric refrigerators; pianos; pipe organs or other musical instruments; fire extinguishers; road construction machinery; road repair machinery; farm machinery; industrial or commercial machinery; business office machinery or appliances; household appliances; shoes; watches; jewelry; umbrellas; harnesses; leather goods or shoes; guns; window shades; dolls; cameras; toys; fountain pens; pencils; Kodaks; lawn mowers; mattresses or pillows; mirrors; electric motors; scales; saws or tools; rewinding electric apparatus; furniture; clothing or hosiery; septic tanks or systems; hats; carpets; rugs; repairing, servicing or renovating any other article not mentioned.
Scalp treating establishment.
Seamstress or tailor.
Sewage collection and disposal.
Sponging clothes, hats, carpets or rugs.
Spotting clothes, hats, carpets or rugs.
Statistical or actuarial service.
Stevedoring.
Survey taker.
Telephone answering or sanitizing service.
Telephone wiring or installation.
Tennis court.
Theater.
Ticket, transportation, travel and tour agents or brokers.
Title search.
Typesetting.

Undertaker.

Warehouse for storage of merchandise, tobacco, furniture, or other goods, wares or materials; cold storage warehouses; warehouse for icing or precooling goods, wares or merchandise.

Wheelwright shop.

Window dresser.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

4. That Section 20-475 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-475. Enumerated; amount of tax.

- (a) Every person engaged in one or more of the following businesses or professions and having a definite place of business in the county, provided that the gross receipts of the business or profession exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ **\$200,000.00**.

Architect.

Attorney at law.

Ceramic engineer.

Certified public accountant.

Chemical engineer.

Chemist.

Chiropodist.

Chiropractor.

Civil engineer.

Coal mining engineer.

Consulting engineer.

Contracting engineer.

Dentist.

Doctor of medicine.

Electrical engineer.

Heating and ventilating engineer.

Highway engineer.

Homeopath.

Industrial engineer.

Landscape architect.

Mechanical engineer.

Metallurgist.

Mining engineer.

Naturopathist (naturopath).

Optometrist.

Osteopath.

Patent attorney or agent.

Physician.

Physician services, chiropodist services, chiropractor services, dentist services, doctor of medicine services, homeopath services, naturopath services, optometrist services, osteopath services, physiotherapist services, podiatrist services, psychologist services, radiologist services or surgeon services provided by a health maintenance organization.

Physician's services provided by a nonprofessional corporation.

Physiotherapist.

Podiatrist.

Professional engineer.

Psychiatrist.

Psychologist.

Radio engineer.

Radiologist.

Railway engineer.

Refrigerating engineer.

Sanitary engineer.

Stream power engineer.

Structural engineer.

Surgeon.

Surveyor.

Veterinarian.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

5. That Section 20-506 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-506. Tax on owners and operators.

- (a) Every person owning and operating an amusement park, garden, athletic field or park, coliseum and auditorium devoted to general amusement and entertainment which is open to the public and where admission charges are made and where a professional basketball, baseball or football game is conducted or where a motion picture, ballet, play, drama, lecture, monologue, comedy, musical review, musical show or concert is exhibited or conducted, or where an instrumental or vocal concert or concert presenting both instrumental and vocal music is conducted by another or others, or where there is presented or conducted a public show, exhibition or performance of any kind, or where there is operated an aggregation of Ferris wheels, toboggan ring or cane games, baby, knife or cane racks, shooting galleries, merry-go-rounds, hobbyhorses or carousels or where dancing is permitted, to which an admission fee is charged or for which compensation is in any manner received either directly or indirectly for the privilege of dancing, provided

that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ **\$200,000.00**.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

6. That Section 20-507 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-507. Tax on promoters generally.

- (a) Every person presenting a motion picture, ballet, drama, lecture, monologue, comedy, musical review, musical show or concert, or an instrumental or vocal concert or a concert of both instrumental and vocal music, or presenting a public show, exhibition or performance of any kind, or operating a merry-go-round, hobbyhorse, carousel or the like, or conducting a public dance, provided that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ **\$200,000.00**.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

7. That Section 20-509 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-509. Tax on promoters of athletic contests or races.

- (a) Every person presenting a professional basketball, baseball, football, wrestling or boxing match or similar competitive athletic performance, or presenting an automobile, horse, dog or animal race or automobile driving contest or stock race, provided that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ **\$200,000.00**.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

8. That Section 20-531 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-531. Levy of tax; amount.

- (a) Every person who engages in the business of entering or offering to enter into bonds for others for compensation, whether as a principal or surety, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ \$200,000.00.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

9. That Section 20-559 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-559. Amount of tax.

- (a) Every contractor, for the privilege of transacting business in the county, including the performance in the county of a contract accepted outside the county, provided that the gross fees or gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax as follows:
 - (1) A fee contractor shall pay the greater of \$30.00 or 1.50 percent of the difference between the gross amount of all fees received from contracts accepted on a fee basis and ~~\$100,000.00~~ \$200,000.00; and
 - (2) A contractor other than a fee contractor shall pay the greater of \$30.00 or 0.15 percent of the difference between the gross receipts from all contracts accepted on a basis other than a fee basis and ~~\$100,000.00~~ \$200,000.00.
- (b) If the gross amount of all fees received from contracts accepted on a fee basis or the gross receipts from all contracts accepted on a basis other than a fee basis is ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

10. That Section 20-560 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-560. Speculative Builders.

- (a) Every person engaged in the business of erecting a building for the purpose of selling or renting it and making no contract with a duly licensed contractor for the erection of such building, whether or not such person contracts with one or more duly licensed contractors for one or more portions, but does not contract with any one person for all of the work of erecting any one of such buildings, shall be deemed to be a speculative builder and for the privilege of transacting business in this county, provided that the total costs of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax equal to the greater of \$30.00 or 0.15 percent of the difference between the entire cost (both hard and soft) of erecting the

building, exclusive of the value of the land, but including the cost of off-site improvements (namely, water systems, sanitary sewerage systems, storm drainage systems and road, curb and gutter improvements) and ~~\$100,000.00~~ \$200,000.00.

- (b) If the entire costs of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

11. That Section 20-600 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-600. Hotels.

. . . .

- (b) *Levy; amount of tax.* Every person operating a hotel, as defined in the preceding section, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay an annual license tax equal to the greater of \$30.00 or 0.20 percent of the difference between gross receipts of the business, except receipts from the cost of telephone service and use, and except rent from stores or other space operated independently on ground level with an outside entrance, and ~~\$100,000.00~~ \$200,000.00.
- (c) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

12. That Section 20-601 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-601. Restaurants, soda fountains and similar businesses.

- (a) Every person engaged in the business of operating an eating house, lunchstand, lunchroom, restaurant or soda fountain, or who shall sell, offer for sale, cook or otherwise furnish for compensation, diet, food or refreshments of any kind, at his house or place of business, for consumption therein, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax therefor equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ \$200,000.00.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

13. That Section 20-624 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-624. Small loan companies.

- (a) Every person licensed under the ~~Consumer Finance Act (Code of Virginia, § 6.1-244 et seq.)~~ **pursuant to Code of Virginia, title 6.2, ch. 15 (Code of Virginia, § 6.2-1500 et seq.)**, provided that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business, excluding repayments of principal, and ~~\$100,000.00~~ **\$200,000.00**. In no event, however, shall the tax calculated as 0.20 percent, as stated in this subdivision, exceed \$90,000.00.
- (b) If the gross receipts of the business, excluding repayments of principal, are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

14. That Section 20-625 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-625. Persons other than small loan companies lending money for purchase of chattels secured by liens; purchasers of conditional sale contracts.

- (a) Every person, other than a person licensed under the ~~Virginia the Consumer Finance Act (Code of Virginia, § 6.1-244 et seq.)~~ **pursuant to Code of Virginia, title 6.2, ch. 15 (Code of Virginia, § 6.2-1500 et seq.)**, engaged in the business of lending money to others for the purchase of motor vehicles, refrigerators, radios, oil or gas burners, electrical appliances, household furniture or equipment, or any other goods or chattels, whether new or used, secured by a lien on such goods or chattels, or paying the purchase price of any goods or chattels for the buyer and securing the sum so paid by a lien on the goods or chattels, or, by the purchase from a dealer of conditional sales contracts or chattels, mortgages, and the notes or other obligations, if any, secured thereby, or in any other manner or by any other method financing in whole or in part, the purchase of such goods or chattels by or for others; and every person, other than a person licensed under the ~~Virginia Small Loan Act~~ **pursuant to Code of Virginia, title 6.2, ch. 15 (Code of Virginia, § 6.2-1500 et seq.)**, engaged in the business of lending money to others, secured by lien on such goods or chattels, whether for the purchase thereof or not, provided that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business, excluding repayments of principal, and ~~\$100,000.00~~ **\$200,000.00**. In no event, however, shall the tax calculated under the provision of the previous sentence as 0.20 percent exceed \$90,000.00.

- (b) If the gross receipts of the business, excluding repayments of principal, are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

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15. That Section 20-626 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-626. Other moneylenders.

- (a) Every person, except those engaged in first mortgage loans and first mortgage note purchasing, conducting or engaging in any of the following money lending or note purchasing occupations, businesses or trades, namely: an industrial loan company, loan or mortgage company, insurance premium finance company, pawnshop or pawnbroker, a factor, a buyer of promissory notes, deed of trust notes or installment loan agreements, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay for the privilege an annual license tax therefor equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ \$200,000.00. In no event, however, shall the tax calculated under the provision of the previous sentence as 0.20 percent exceed \$90,000.00.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

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16. That Section 20-627 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-627. Persons making first mortgage loans or purchasing mortgage notes.

- (a) Every person conducting or engaging in a first mortgage money lending or first mortgage note purchasing occupation, business or trade, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay for the privilege an annual license tax therefor equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ \$200,000.00. In no event, however, shall the tax calculated under the provision of the previous sentence as 0.20 percent exceed \$90,000.00.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

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17. That Section 20-648 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-648. Amount of tax.

- (a) Every person engaged in the business of a retail merchant, provided that the gross receipts of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross receipts of the business and ~~\$100,000.00~~ **\$200,000.00**.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

18. That Section 20-650 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-650. Commission merchants.

- (a) For purposes of this article, the term "commission merchant" shall mean any person engaged in the business of selling merchandise on commission by sample, circular, or catalogue for a regularly established retailer, who has no stock or inventory under his control other than floor samples held for demonstration or sale and owned by the principal retailer. A commission merchant shall be taxed on commission income and shall not be subject to tax on total gross receipts from such sales. Every person engaged in the business of a commission merchant, provided that the gross commissions of the business exceed ~~\$100,000.00~~ **\$200,000.00**, shall pay a license tax equal to the greater of \$30.00 or 0.20 percent of the difference between the gross commissions of the business and ~~\$100,000.00~~ **\$200,000.00**.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

19. That Section 20-653 of the Code of the County of Henrico be repealed and reserved.

Sec. 20-653. Distributing houses. Reserved.

~~For every distributing house or place in the county, other than the house of or place of manufacture, operated by any person engaged in the business of a merchant in the county, for the purpose of distributing goods, wares and merchandise through his retail stores or sales offices, a separate license shall be required, which license shall be the same as that required of a wholesale merchant, and the license tax shall be the same as that imposed on a wholesale merchant, and all of the requirements and provisions relating to wholesale merchants shall apply.~~

20. That Section 20-691 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-691. License required; tax basis.

- (a) Provided that the total amount of purchases of the business exceed ~~\$100,000.00~~ **\$200,000.00** every person engaged in the business of a wholesale merchant shall obtain a license for the privilege of doing business in the county and shall pay a license tax therefor to be measured by the amount of purchases made by him during the next preceding license year.
- (b) If the purchases of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

21. That Section 20-692 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-692. Amount of tax.

. . . .

- (b) Each wholesale merchant shall receive a deduction of ~~\$100,000.00~~ **\$200,000.00** from purchases prior to determining his tax liability.

22. That Section 20-694 of the Code of the County of Henrico be repealed and reserved.

Sec. 20-694. Distributing houses. Reserved.

~~For each distributing house or place in the county, other than the house or place of manufacture, operated by any person engaged in the business of a merchant, for the purpose of distributing goods, wares and merchandise through his retail stores or sales offices, a separate license shall be required under this division, and the goods, wares and merchandise distributed through such facility shall be regarded as purchases for the purpose of measuring the license tax, which tax shall be the same as the license tax imposed by this division on a wholesale merchant.~~

23. That Section 20-793 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-793. Term defined; amount of tax.

. . . .

- (b) Every coin-machine operator shall pay a license tax equal to \$200.00 plus 0.20 percent of the difference between the gross receipts received by the operator from coin machines or devices operated within the county and ~~\$100,000.00~~ \$200,000.00.

24. That Section 20-818 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-818. Amount of tax on persons furnishing water.

- (a) Every person engaged in the business of furnishing water, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay for the privilege an annual license tax equal to 0.50 percent of the difference between the gross receipts of the business accruing to such person from sales to the ultimate consumer in the county and ~~\$100,000.00~~ \$200,000.00.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

25. That Section 20-819 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-819. Amount of tax on persons furnishing heat, light and power, and gas.

- (a) Every person engaged in the business of furnishing heat, light and power, and gas for domestic, commercial and industrial consumption in the county, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay for the privilege an annual license tax equal to 0.50 percent of the difference between the gross receipts of the business accruing to such person from sales to the ultimate consumer in the county and ~~\$100,000.00~~ \$200,000.00.
- (b) If the gross receipts of the business are ~~\$100,000.00~~ \$200,000.00 or less, an application shall be required to be filed, but no tax shall be due or paid.

. . . .

26. That Section 20-821 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 20-821. Amount of tax for telephone and telegraph businesses.

- (a) Any person engaged in the business of providing telephone service, including cellular mobile radio communications services, or telegraph service in the county, provided that the gross receipts of the business exceed ~~\$100,000.00~~ \$200,000.00, shall pay a license tax equal to 0.50 percent of the difference between the gross receipts of the business accruing to such person from sales to the ultimate consumer in the county and ~~\$100,000.00~~ \$200,000.00.

- (b) If the gross receipts of the business are ~~\$100,000.00~~ **\$200,000.00** or less, an application shall be required to be filed, but no tax shall be due or paid.

• • • • •

27. That this ordinance shall be in full force and effect on and after January 1, 2018.

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



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 122-17

Page No. 1 of 1

Agenda Title: **ORDINANCE — To Amend and Reordain Subsections (b) and (c) of Sections 23-359 and 23-360 Titled “Water connection fees” and “Sewer connection fees,” Respectively, Subsection (a) of Section 23-361 Titled “Water service and volume charges,” and Subsection (a) of Section 23-362 Titled “Sewer service charges and rates” of the Code of the County of Henrico, to Change Utility Fees and Charges**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES	NO	OTHER
Date: <u>4/25/2017</u>	Moved by (1) <u>Hinson</u> Seconded by (1) <u>Thornton</u>			
<input checked="" type="checkbox"/> Approved	(2) _____ (2) _____			
<input type="checkbox"/> Denied	REMARKS: APPROVED			
<input type="checkbox"/> Amended				
<input type="checkbox"/> Deferred to:				

After a duly advertised public hearing, the Board of Supervisors approved the attached ordinance.

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

By Agency Head

By County Manager

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

ORDINANCE — To Amend and Reordain Subsections (b) and (c) of Sections 23-359 and 23-360 Titled "Water connection fees" and "Sewer connection fees," Respectively, Subsection (a) of Section 23-361 Titled "Water service and volume charges," and Subsection (a) of Section 23-362 Titled "Sewer service charges and rates" of the Code of the County of Henrico, to Change Utility Fees and Charges

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

1. That Subsections (b) and (c) of Section 23-359 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 23-359. Water connection fees.

....

(b) Basic connection fee.

- (1) The basic connection fee covers installation of the water meter and partial payment for backup facilities. The basic connection fee shall be assessed all connectors except for fire service and payment shall accompany the application for connection as follows:

Single-family dwellings (including semi-detached dwellings)	\$4,415.00 <u>\$4,635.00</u> /dwelling unit
Multi-family dwellings	4,065.00 <u>4,270.00</u> /dwelling unit
Motel and hotel	2,240.00 <u>2,350.00</u> /room
Hospital	5,170.00 <u>5,430.00</u> /bed
Nursing facility	3,450.00 <u>3,625.00</u> /bed
Assisted living facility	1,725.00 <u>1,810.00</u> /bed
Dormitory	1,295.00 <u>1,360.00</u> /bed
Facilities providing permanent housing for elderly or handicapped persons and operated by charitable, non-stock, non- profit organizations which are exempted by Section 501(c)(3) of the Internal Revenue Code	1,725.00 <u>1,810.00</u> /dwelling unit

- (2) The basic connection fee for an existing single-family dwelling served by an individual private well shall be ~~\$2,205.00~~ **\$2,315.00**
- (3) The fee for all other business, industrial, and public buildings will be based on meter size as follows:

Meter Size (Inches)	Basic Connection Fee	
5/8	\$4,415.00	<u>\$4,635.00</u>
1	15,780.00	<u>16,570.00</u>
1 ½	31,485.00	<u>33,060.00</u>
2	62,490.00	<u>65,615.00</u>
3	124,985.00	<u>131,235.00</u>
4	195,285.00	<u>205,050.00</u>
6	390,575.00	<u>410,105.00</u>
8	624,915.00	<u>656,160.00</u>
10	898,315.00	<u>943,130.00</u>

The connection fee for a permanent connection which will be used at special events for no more than 12 days per calendar year shall be ten percent of the basic connection fee above. If usage exceeds 12 days per year, the balance of the fees above shall be due within 30 days.

- (4) There shall be no connection fee for a backup service connection as long as it is used only when the regular water service connection fails. If both the regular and the backup water connection are ever used simultaneously, the owner shall pay the basic connection fee in subsection (3) for the backup service connection.

(c) *Local facilities fee.* The connector shall pay for all local facilities subject to the off-site and oversized mains credit policy.

- (1) Where local facilities are not available to the connector's property, the connector shall pay the full cost of the local facilities installed to serve the connector's property. Developers of new subdivisions shall install local water facilities in accordance with chapter 19 and water agreements approved by the board of supervisors. Along any public right-of-way or easement where the property owner desires service for his own personal use (i.e., a single-family residential unit in which the owner intends to reside), the county will extend the local facilities at the owner's expense. The cost of such extension shall be \$30.00 per linear foot of water main extension, except that the cost for such extension to serve an existing single-family dwelling served by an individual private well shall be \$15.00 per linear foot, plus the cost of installing the connection from the main to the property line as follows:

Water Meter Size (Inches)	Service Size (Inches)	Installation Charge		Water Meter Charge
5/8	1	\$2,500.00	<u>\$2,625.00</u>	\$143.00
5/8	1 ½	3,200.00	<u>3,360.00</u>	143.00
1	1	2,640.00	<u>2,775.00</u>	186.00
1	1 ½	3,200.00	<u>3,360.00</u>	186.00
1	2	3,200.00	<u>3,360.00</u>	186.00
1 ½	1 ½	5,200.00	<u>5,460.00</u>	367.00
1 ½	2	5,200.00	<u>5,460.00</u>	367.00

2	2	5,200.00	<u>5,460.00</u>	482.00
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The cost of a five-eighths-inch domestic meter is included in the basic connection fee for single-family residential connections.

- (2) Where local facilities are available to the connector's property and where costs of the local facilities have not been previously assessed against the property being connected, a local facilities fee shall be required. The local facilities fee shall be as follows:

<i>Meter Size (Inches)</i>	<i>Local Facilities Fee</i>
5/8	\$2,500.00 <u>\$2,625.00</u>
1	3,200.00 <u>3,360.00</u>
1 ½	5,200.00 <u>5,460.00</u>
2	5,200.00 <u>5,460.00</u>

....

2. That Subsections (b) and (c) of Section 23-360 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 23-360. Sewer connection fees.

....

- (b) *Basic connection fee.*

- (1) The basic connection fee for all applicants is a partial payment for backup facilities. The basic connection fee shall be assessed to all connectors and the payment shall accompany the application as follows:

Single-family dwellings (including semi-detached dwellings)	\$5,340.00 <u>\$5,605.00</u> /dwelling unit
Multi-family dwelling	4,925.00 <u>5,170.00</u> /dwelling unit
Motels and hotels	2,715.00 <u>2,850.00</u> /room
Hospitals	6,260.00 <u>6,575.00</u> /bed
Nursing facilities	4,170.00 <u>4,380.00</u> /bed
Assisted living facilities	2,085.00 <u>2,190.00</u> /bed
Dormitory	1,565.00 <u>1,645.00</u> /bed
Facilities providing permanent housing for elderly or handicapped persons and operated by charitable, non-stock, non-profit organizations which are exempted by Section 501(c)(3) of the Internal Revenue Code	2,085.00 <u>2,190.00</u> /dwelling unit

- (2) The basic connection fee for an existing single-family dwelling served by an individual septic system shall be ~~\$2,670.00~~ \$2,805.00. For purposes of computing connection costs and fees under this section, a privy shall be treated as an individual septic system.

- (3) Fees for all other business, industrial, and public buildings will be based on meter size as follows:

<i>Meter Size (Inches)</i>	<i>Basic Connection Fee</i>	
5/8	\$5,340.00	<u>\$5,605.00</u>
1	19,095.00	<u>20,050.00</u>
1 ½	38,110.00	<u>40,015.00</u>
2	75,635.00	<u>79,415.00</u>
3	151,265.00	<u>158,830.00</u>
4	236,355.00	<u>248,175.00</u>
6	472,705.00	<u>496,340.00</u>
8	756,330.00	<u>794,145.00</u>
10	1,087,225.00	<u>1,141,585.00</u>

The connection fee for a permanent connection which will be used at special events for no more than 12 days per calendar year shall be ten percent of the basic connection fee above. If usage exceeds 12 days per year, the balance of the fees above shall be due within 30 days.

- (c) *Local facilities fee.* The connector shall pay for all local facilities subject to the off-site and oversized mains credit policy.

- (1) Where local facilities are not available to the connector's property, the connector shall pay the full cost of the local facilities installed to serve the connector's property. Developers of new subdivisions shall install local sewer facilities in accordance with chapter 19 and sewer agreements approved by the board of supervisors. Along any public right-of-way or easement where the property owner desires service for his own personal use (i.e., a single-family residential unit in which the owner intends to reside), the county will extend the local facilities at the owner's expense. The cost of such extension shall be \$50.00 per linear foot of sewer main extension, except that the cost for such extension to serve an existing single-family dwelling served by an individual septic system shall be \$25.00 per linear foot plus a cost of ~~\$3,000.00~~ \$3,150.00 for installing the connection from the main to the property line.

- (2) Where local facilities are available to the connector's property and where the costs of such local facilities have not been previously assessed against the property being connected, a local facilities fee shall be required. The local facilities fee shall be ~~\$3,000.00~~ \$3,150.00.

....

3. That Subsection (a) of Section 23-361 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 23-361. Water service and volume charges.

- (a) *Amount of charges.* The charges for water service shall consist of a service charge and a

volume charge, as follows:

- (1) *Service charge.* All users billed bimonthly shall pay the following charge. Users billed monthly shall pay one-half of this charge.

a. Connected Users:

<i>Meter Size (Inches)</i>	<i>Bimonthly</i>	
5/8 or 3/4	\$ 13.50	<u>\$14.20</u>
1	31.95	<u>33.55</u>
1 ½	58.70	<u>61.65</u>
2	90.20	<u>94.70</u>
3	148.70	<u>156.15</u>
4	238.90	<u>250.85</u>
6	471.30	<u>484.85</u>
8	924.20	<u>970.40</u>
10	924.20	<u>970.40</u>

- b. Single-family residential users with fire sprinkler system, five-eighths-inch, three-fourths-inch or one-inch meter: ~~\$13.50~~ \$14.20

- c. Not connected, single-family and multi-family residential users, per single-family residential unit: ~~\$13.50~~ \$14.20.

- d. When there is a backup service connection, the owner shall pay the amount of the service charge in subsection (a) for both the regular service connection and the backup service connection.

- (2) *Volume charge.* In addition to the service charges, the following volume charges shall apply to all water delivered:

<i>Consumption Block Hundred Cubic Feet</i>			<i>Volume Charge</i>
	<i>Monthly</i>	<i>Bimonthly</i>	<i>Per 100 Cubic Feet</i>
First	5,000	10,000	\$ 3.10 <u>\$3.26</u>
Next	35,000	70,000	2.12 <u>2.22</u>
Over	40,000	80,000	4.52 <u>1.60</u>

For single-family residential customers using six CCF or less bimonthly, the volume charge shall be ~~\$1.93~~ \$2.02 per CCF.

- (3) ~~*Fire hydrant rental.* A fire hydrant charge shall be paid by the county at the rate of \$8.06 per hydrant per month.~~

....

4. That Subsection (a) of Section 23-362 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 23-362. Sewer service charges and rates.

- (a) *Amount of charges.* The charges for sewer service shall consist of a service charge and a volume charge, as follows:

- (1) *Service charge.* All users billed bimonthly for water service shall pay the following charge based on the size of the water meter which serves or the size of the water meter which would serve the premises if one were installed. Users billed monthly shall pay one-half of this charge.

- a. Connected users:

<i>Meter Size (Inches)</i>	<i>Bimonthly Charge</i>	
5/8 or 3/4	\$ 27.25	<u>\$28.60</u>
1	45.10	<u>47.35</u>
1 1/2	66.10	<u>69.40</u>
2	95.45	<u>100.20</u>
3	161.45	<u>169.50</u>
4	255.30	<u>268.05</u>
6	508.25	<u>533.65</u>
8	870.05	<u>913.55</u>
10	870.05	<u>913.55</u>

- b. Single-family residential users with fire sprinkler system, five-eighths-inch, three-fourths-inch or one-inch meter: ~~\$27.25~~ **\$28.60**.
- c. Not connected, single-family and multi-family residential users, per single-family residential unit: ~~\$27.25~~ **\$28.60**.
- d. Connected and not metered single-family and multi-family residential users, per single-family residential unit: ~~\$71.60~~ **\$75.20**.

- (2) *Volume charge.*

- a. In addition to the service charges, the following volume charges shall apply to all water delivered:

Consumption Block Hundred Cubic Feet			Volume Charge
	Monthly	Bimonthly	Per Hundred Cubic Feet
First	5,000	10,000	\$3.29 \$3.45
Next	35,000	70,000	2.35 <u>2.47</u>
Over	40,000	80,000	2.12 <u>2.22</u>

b. For single-family residential customers using six CCF or less bimonthly, the volume charge shall be ~~\$2.04~~ **\$2.12** per CCF.

c. For residential units receiving water service from the county, other than multifamily, bimonthly sewer volume charges shall be based on the lesser of actual usage or usage determined from the first meter reading cycle of the calendar year. For residential units receiving water service from the City of Richmond, other than multifamily, bimonthly sewer volume charges shall be based on usage determined from the first meter reading cycle of the calendar year. For the purpose of this subsection, if the first reading is estimated as provided in section 23-205 or if the user joins the system after the first reading cycle, or an allowance is made for an underground leak during the first billing cycle, billing shall not exceed charges for 20 CCF.

(3) *Industrial strong waste charge.* In addition to the charges set out in subsections (a)(1) and (2) of this section, there will be charged to individual users a strong waste charge as applicable:

a. Suspended solids, when the concentrations of suspended solids exceed 275 milligrams per liter: ~~\$23.15~~ **\$24.30** per CWT for suspended solids in excess of 275 mg/l.

b. BOD, when concentrations of BOD exceed 250 milligrams per liter: ~~\$32.10~~ **\$33.70** per CWT for BOD in excess of 250 mg/l.

....

5. That this ordinance shall be in full force and effect from and after July 1, 2017, as provided by law and the following provisions:

Charges set forth in Sections 23-361 and 23-362 shall be pro-rated to apply the old and new charges to that proportion of water supplied and/or sewage collected prior to and after the effective date of the new rates. Calculation of such pro-rated charges shall be computed based on average daily use of service supplied.

The connection fees set forth in Sections 23-359 and 23-360 shall not take effect until October 1, 2017.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 123-17
Page No. 1 of 1

Agenda Title: ORDINANCE – See attached

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Hinson Seconded by (1) Thornton
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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 Planning and Planning Commission recommend approval of this Board paper, and the County Manager concurs.

By Agency Head _____

By County Manager _____

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

ORDINANCE – To Amend and Reordain the Following Sections of the Code of the County of Henrico Titled:

24-3	“Enumerated”
24-13	“Accessory uses permitted”
24-13.2	“Accessory uses permitted”
24-30	“Accessory uses permitted”
24-34	“Development standards”
24-37	“Accessory uses permitted”
24-39	“Accessory uses permitted”
24-50.3	“Accessory uses permitted”
24-50.8	“Accessory uses permitted”
24-50.13	“Accessory uses permitted”
24-50.21	“Accessory uses permitted”
24-50.32	“Accessory uses permitted”
24-53	“Accessory uses permitted”
24-56.1	“Accessory uses permitted”
24-57	“Development standards and conditions for permitted uses”
24-60	“Accessory uses permitted”
24-62.1	“Permitted uses”
24-64	“Accessory uses permitted”
24-68	“Accessory uses permitted”
24-72	“Accessory uses permitted”
24-75	“Accessory uses permitted”
24-101	“Neighborhood and community shopping centers”
24-106.2	“Landscaping, tree cover, screen and buffer requirements, transitional buffering and design standards”
24-121	“Conditional zoning or zone approval”

To Repeal and Reserve the Following Sections of the Code of the County of Henrico Titled:

24-85	“Signs permitted”
24-86	“Signs prohibited”
24-104	“Signs”
24-105	“Planned neighborhood”

And to Add a New Section 24-104.1 Titled “Signs” to Chapter 24 of the Code of the County of Henrico, All Relating to the Regulation of Signs.

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 Definitions.

For the purpose of interpreting and construing this chapter, certain words and terms used herein shall have the following meanings, unless the context requires otherwise.

. . . .

Sign. Any structure, part thereof, or device attached thereto or painted or represented thereon, or any material or thing, illuminated or otherwise, which displays or includes any numeral, letter, word, model, pennant, streamer, banner, emblem, insignia, device, trademark or other representation used as, or in the nature of, an announcement, advertisement, direction or designation of any person, firm, group, organization, place, commodity, product, service, business, profession, enterprise or industry which is located upon any land or on any building. Any device (writing, letters, numerals, illustration, emblem, symbol, trademark, device, figure or character) visible to and designed to communicate information to persons in a public area. The term "sign" does not include the display of merchandise for sale on the site of the display.

Sign, accessory. A sign relating only to uses of the premises on which the sign is located.

Sign area. That area within a line including the outer extremities of all letters, figures, characters and delineations, or within a line including the background of the sign, whichever line includes the larger area. The support for the sign background, whether it be columns, a pylon, or a building or part thereof and structural embellishments or trim, shall not be included in the sign area. Only one side of a double-faced sign shall be included in a computation of sign area; for triangular signs, two faces shall be included in a computation of sign area. The area of a cylindrical sign shall be computed by multiplying one-half of the circumference by the height of the sign.

For the purpose of computing sign area, the front foot of a building shall be that frontage of the building in which the primary public entrance is located. Should a business have two primary public entrances, the largest frontage may be used for computing the sign area.

Sign, attached. Any accessory sign attached to, erected or painted on the outside wall of a building and supported only by any part of a building such as a wall, roof window, canopy, awning, arcade or marquee. The sign shall not extend more than 18 inches from the supporting structure.

Sign, billboard. See "Sign, outdoor advertising."

Sign, botanical. A detached sign identifying a building or development where the sign message is constructed of soil, living ground cover, shrubbery, plants and other similar materials incidental and customary to landscaping.

Sign, business. A sign which directs attention to a profession or business conducted or to a commodity, service activity or entertainment sold or offered upon the premises where the sign is located, or on the building to which the sign is affixed.

~~Sign, changeable message. Any sign on which the message changes more than three times in a 24-hour period.~~

~~Sign, detached. A sign not attached to or painted on a building, but which is permanently affixed to the ground or to a fence or wall that is not part of a building. A sign attached to a flat surface such as a fence or wall not a part of a building shall be considered a detached sign.~~

~~Sign, directional. An accessory sign designed and located to mark a site feature or assist in traffic operations or in locating a thing or place on the same lot or development. A directional sign may contain an identifying mark, symbol or logo occupying not more than 25 percent of the area of the sign.~~

~~Sign, double-faced. A sign with two faces either parallel to each other and located not more than 24 inches from each other or being a V-shaped sign with the interior angle of the two faces not exceeding 90 degrees.~~

~~Sign, height. The vertical distance from the street grade or the average lot grade at the front setback line, whichever is greater, to the highest point of the sign.~~

~~Sign, illuminated. A sign designed to emit artificial light from an internal source or one designed to reflect artificial light from an external source of light designed for the purpose of providing light for the sign.~~

~~Sign, nonconforming. Any sign which does not conform to the regulations of section 24-104.~~

~~. . . .~~

~~Sign, portable. Any sign or sign structure not securely attached to the ground or to any other structure to the extent that it cannot be easily moved from one location to another.~~

~~Sign, project identification. A detached sign identifying a subdivision, neighborhood, community or residential, office, business or industrial park, project, development or similar use.~~

~~Sign, projecting. A sign which is attached to and projects more than 18 inches from the face of the wall of a building.~~

~~Sign, real estate. Any sign which is used to offer for sale, lease and/or rent and development of the property upon which the sign is placed.~~

~~Sign, temporary. A sign not intended for permanent display and not permanently fixed to the ground or a structure, usually constructed of cloth, canvas, vinyl, paper, fabric, or other lightweight material.~~

~~Sign, window. A sign visible outside the window and attached to or within 18 inches in front of or behind the surface of a window or door.~~

~~. . . .~~

2. That Section 24-13 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-13. Accessory uses permitted.

Accessory uses customarily incidental to a permitted principal or conditional use on the same lot therewith, including among others:

.

- (f) Signs as regulated in section 24-104.1.

.

3. That Section 24-13.2 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-13.2. Accessory uses permitted.

.

- (c) Signs as regulated in section 24-104.1.

.

4. That Section 24-30 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-30. Accessory uses permitted.

.

- (c) Signs as regulated in section 24-104.1.

. . . .

5. That Section 24-34 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-34. Development standards.

The development standards set out below shall be in lieu of the standards required elsewhere in this chapter:

. . . .

- (p) *Comprehensive sign program.* Notwithstanding any other requirements in section 24-104.1, the following provisions shall be applicable in the UMU district:

- (1) The master plan shall include a comprehensive sign program to coordinate all nonpublic signage within the UMU district. ~~The comprehensive sign program shall provide for pedestrian-oriented and coordinated signage in keeping with the scale of the development.~~
- ~~(2) Signage shall be planned to promote the project and improve the convenience and safety of persons traveling to and within the UMU district.~~
- ~~(3)~~ (2) The numbers, sizes, and types of signs ~~permitted~~allowed shall be in accordance with the following:
 - a. No detached sign shall exceed 15 feet in height and, if lighted, the sign shall be internally lit so there are no freestanding spotlights or any type of individual lighting structure. Illuminated sign messages shall be illuminated from within the sign structure.
 - b. Freestanding ~~building identification~~ sign. One sign per building tenant space not to exceed 0.5 square foot of sign area per linear foot of building frontage or 32 square feet in area, whichever is less. The sign may be erected within an outdoor plaza adjacent to the building.
 - c. Building signs. For each 40 feet of street frontage, ~~one attached sign not more than 20 square feet in area shall be permitted; provided no building shall have more than two signs. Any building having at least 20 feet but no more than 40 feet of street frontage may have one sign not exceeding 20 square feet in area. Any building having less than 20 feet of street frontage may have one sign not exceeding 16 square feet in area. Each sign shall identify either the name of the building or one principal occupant.~~ Attached signs shall not exceed 1.5 square feet of sign area per linear foot of building length. For a building divided into multiple tenant spaces, the

length of the building shall be the sum of the lengths of the longest exterior wall of each tenant space.

- d. A building six stories or more in height shall be eligible for two additional attached building identification signs. The aggregate area of the two additional attached building identification signs shall not exceed 150 square feet. Both signs must be mounted on or above the fourth story of the building but not above the roofline of the building.
- e. Additional signs for entrances to upper-floor residential dwelling units. One sign not more than eight square feet in area shall be permitted on the ground floor at each principal entrance providing direct access to the dwelling units.
- f. Project identification signs. Two project identification (gateway) signs, not exceeding 100 square feet in the aggregate. Project identification signs shall be placed within the UMU district on property owned and controlled in common by the individual owners of lots or units within the project or within the right-of-way at a principal entrance or intersection serving primarily the project **if approved by the county engineer.** ~~provided that:~~
 - 1. ~~Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be reviewed and approved by all persons having jurisdiction, including, but not limited to, the director of public works, chief building official, director of planning or their designees.~~
 - 2. ~~The director of public works determines the location of the sign does not interfere with the location or placement of any official traffic control device or with the flow of pedestrian or vehicular traffic and does not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~
 - 3. ~~The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, its successors or assigns, and if not properly maintained such sign shall be subject to removal from the right-of-way by the permit holder upon request at any time by the director of public works or director of planning.~~
- g. Temporary sale or lease signs. A temporary, nonilluminated sign limited in area to 32 square feet **may be displayed no more than 90 consecutive days and no more than 120 days per year,** ~~advertising real estate for sale or lease or announcing contemplated improvements of real estate on which it is placed. The sign shall be removed immediately upon sale or lease of the property or when construction of the contemplated improvements begins.~~
- h. Temporary construction signs. A temporary, nonilluminated sign limited in area to 32 square feet, erected in connection with new construction work

~~and displayed on the premises only during such time as the actual construction work is in progress.~~Reserved.

. . . .

- ~~l. Directional signs. Directional signs limited to three square feet in area each are permitted when necessary to direct traffic. Directional signs shall not contain advertising copy or identify any tenant and shall be consistent with the general purpose and intent of the project's comprehensive sign program.~~
- ~~m. Freestanding signs. Other freestanding signs consistent with the general purpose and intent of the project's comprehensive sign program may be approved by the director of planning.~~
- ~~n. Animated signs prohibited. Animated signs shall not be permitted.~~

(43) The board of supervisors may approve specific deviations from the above criteria if requested at the time of rezoning.

. . . .

6. That Section 24-37 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-37. Accessory uses permitted.

. . . .

(b) Signs as regulated in section 24-104.1.

. . . .

7. That Section 24-39 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-39. Accessory uses permitted.

. . . .

(c) Signs as regulated in section 24-104.1.

. . . .

8. That Section 24-50.3 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.3. Accessory uses permitted.

. . . .

(d) Signs as regulated in section 24-104.1.

. . . .

9. That Section 24-50.8 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.8. Accessory uses permitted.

. . . .

(c) Signs as regulated in section 24-104.1.

. . . .

10. That Section 24-50.13 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.13. Accessory uses permitted.

. . . .

(b) Signs as regulated in section 24-104.1.

. . . .

11. That Section 24-50.21 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.21. Accessory uses permitted.

• • • •

(e) Signs as regulated in section 24-104.1.

• • • •

12. That Section 24-50.32 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-50.32. Accessory uses permitted.

• • • •

(c) Signs as regulated in section 24-104.1.

• • • •

13. That Section 24-53 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-53. Accessory uses permitted.

• • • •

(d) Signs as regulated in section 24-104.1.

• • • •

14. That Section 24-56.1 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-56.1. Accessory uses permitted.

• • • •

(c) Signs as regulated in section 24-104.1.

• • • •

15. That Section 24-57 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-57. Development standards and conditions for permitted uses.

• • • •

(n) *Temporary outdoor Christmas tree sales.*

• • • •

(5) Signs shall only be permitted in accordance with section 24-104.1 of this chapter.

• • • •

16. That Section 24-60 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-60. Accessory uses permitted.

• • • •

(d) Signs as regulated in section 24-104.1.

. . . .

17. That Section 24-62.1 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-62.1. Permitted uses.

A building or land shall be used only for the following purposes:

. . . .

(gg) Outdoor advertising signs as regulated in section ~~24-104(l)(13)~~ **24-104.1**.

. . . .

18. That Section 24-64 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-64. Accessory uses permitted.

. . . .

(c) Signs as regulated in section 24-104.1.

. . . .

19. That Section 24-68 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-68. Accessory uses permitted.

. . . .

(b) Signs as regulated in section 24-104.1.

. . . .

20. That Section 24-72 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-72. Accessory uses permitted.

. . . .

(c) Signs as regulated in section 24-104.1.

. . . .

21. That Section 24-75 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-75. Accessory uses permitted.

. . . .

(c) Signs as regulated in section 24-104.1.

. . . .

22. That Section 24-85 of the Code of the County of Henrico be repealed and reserved.

Sec. 24-85 ~~Signs permitted~~ Reserved.

~~Legibility rather than conspicuousness is the intended function of signs to identify the occupant of premises in the industrial district; therefore, size of the signs and the letters thereon shall be determined by the distance the sign is to be viewed.~~

~~(a) The planning commission, in reviewing proposed signs as part of the development plan and site plan, may require an increase or decrease in the size of sign or letters.~~

~~(b) Real estate signs subject to requirements of section 24-104(d)(4).~~

~~(c) Signs to identify the use or occupant which shall be designed as part of the architectural motif of and attached to the building. Any identification signs detached from building shall be executed in planted materials except for lighting fixtures, and designed as a part of the site plan for the lot.~~

~~(d) Directional or information signs; flags or pennants representing United States, the state and the county; flags, temporary for honorary day or week; flags of other states, nations or bodies such as the United Nations, civic or religious. All flags are to be displayed only on official flagpoles.~~

23. That Section 24-86 of the Code of the County of Henrico be repealed and reserved.

Sec. 24-86. Signs prohibited Reserved.

~~Billboards; any form of signs advertising a business, profession, commodity, service or entertainment conducted, sold or offered; flashing, revolving, rotating or changing light intensity or color signs or signs simulating movement; hanging or projecting signs; signs extending above roof or parapet of any structure, painted or affixed upon any wall.~~

24. That Section 24-101 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-101. Neighborhood and community shopping centers.

A neighborhood or community shopping center may be authorized by the planning commission in districts where such is permitted by this chapter, subject to the following conditions:

. . . .

(e) The applicant shall submit for the planning commission's approval a layout plan of development for the center which is in keeping with modern planning principles, is of coordinated and harmonious design and will produce an attractive and efficient shopping center, convenient, pleasant and safe to use and which will fit harmoniously into, and will have no adverse effect upon, the adjoining or surrounding development. Such plan, in particular, shall be in accordance with the following regulations:

. . . .

(8) *Signs*. As regulated in section 24-104.1.

. . . .

. . . .

25. That Section 24-104 of the Code of the County of Henrico be repealed and reserved.

Sec. 24-104. Signs. Reserved.

~~(a) *Purpose.* The general objectives of these standards are to regulate signs in the interest of promoting traffic safety, safeguarding the public health and welfare, facilitating police and fire protection, enhancing the community appearance, preventing overcrowding of land and protecting the character of the area in which they are located.~~

~~The regulations below are specifically designed to:~~

~~(1) Permit maximum legibility and effectiveness of signs and to prevent their overconcentration, improper placement and excessive height, bulk and area.~~

~~(2) Promote the safety of persons and property by requiring that signs do not create a hazard due to collapse, fire, collision, decay or abandonment, do not obstruct firefighting or police surveillance and do not create traffic hazards by confusing or distracting motorists or by impairing the drivers ability to see pedestrians, obstacles or other vehicles, or to read traffic signs.~~

~~(3) Promote the efficient transfer of information in sign messages by permitting businesses and services to identify themselves, by permitting customers and other persons to locate a business or service to ensure that no group or person is arbitrarily denied the use of the sight lines from the public right of way for communication purposes, and to ensure that the general public is not overwhelmed by the number of messages presented.~~

~~(4) Protect the public welfare and enhance the aesthetic and economic value of the county.~~

~~(b) *General regulations.* The following regulations apply generally to all signs and are in addition to the regulations contained elsewhere in this section:~~

~~(1) *Permits.* No sign, unless herein excepted, shall be erected, constructed, placed, posted, painted, altered, located or relocated until a sign permit has been issued by the building official. Before any sign permit is issued, an application shall be filed and certified for zoning conformance. For the purpose of certification for zoning compliance, the application shall be accompanied by plans which fully advise and acquaint the planning office with the size, location, construction, materials, manner of illumination, the number of signs applied for, the wording of the sign or advertisement to be carried on the sign, and an elevation drawing verifying the height of the sign. Each sign and/or outdoor~~

~~advertising structure shall have the permit number, name of the person or firm placing the sign and the date of issuance affixed.~~

- ~~(2) *Filing fee.* A nonrefundable filing and administration fee shall accompany all sign permit applications. More than one sign on one building or grouping of buildings located on the same parcel of land may be included in one application; provided, that all such signs be applied for at one time.~~
- ~~(3) *Revocation of permit.* Should a sign not be erected within six months following the issuance of a sign permit, the permit shall be void.~~
- ~~(4) *Signs creating obstructions prohibited.* No sign shall be erected, constructed, placed, posted, painted, altered, maintained, located or relocated so as to obstruct any window, door, fire escape, stairway, ladder or opening intended to provide light, air, ingress or egress for any building or structure.~~
- ~~(5) *Unsafe, dangerous or misleading signs prohibited.*~~
 - ~~a. Whenever a sign becomes structurally unsafe or endangers the safety of a building or premises or endangers the public safety, the chief building official shall order that the sign be made safe or removed. Such order shall be complied with within five days of receipt thereof by the person, firm or corporation owning or using the sign or the owner of the building or premises on which the unsafe sign is affixed or erected.~~
 - ~~— All signs and sign supports shall be maintained in good repair and in operating condition, including the replacement of defective parts, paint, repainting, cleaning and other acts of required maintenance. Should the signs not be properly maintained, the director of planning may authorize notification to the person, firm or corporation owning or using the sign or the owner of the building or premises on which the sign is located to perform the required maintenance. Should the signs or supports not be maintained after notification, the director of planning may cause the removal of the sign in accordance with law.~~
 - ~~b. No sign shall be erected which obstructs vision below a height of eight feet above the established curb grade within a sight distance triangle at any public or private street or driveway intersection. Supports for signs may be exempted by the director of planning when located within the sight distance triangle; provided, that this exemption shall not be construed to permit supports of such size or number as to violate the intent of this section and result in an obstruction to vision.~~
 - ~~c. No sign shall be constructed, erected, used, operated or maintained in such a manner that, by reason of the position, shape or color, it may interfere with, obstruct the view of or be confused with any authorized traffic sign,~~

~~signal or device, or which makes use of words including, but not limited to, "STOP," "CAUTION," or any other words, phrases, symbols or characters which may interfere with, mislead or confuse.~~

~~d. No sign shall be constructed, erected, used, operated or maintained which displays lights resembling or seeming to resemble lights customarily associated with danger or such as are customarily used by police, fire or emergency vehicles.~~

~~e. No sign shall contain wording which is misleading or false as to zoning or permitted use.~~

~~(6) Signs not requiring permits. The following signs may be constructed without a permit but shall be in accordance with the structural and safety requirements of the Uniform Statewide Building Code.~~

~~a. Official traffic signs, provisional warning signs, governmental agency signs, signs required to be maintained by law or governmental order, rule or regulation, with a total aggregate surface area not exceeding ten square feet and, if detached, not more than eight square feet in height on any lot or parcel, and temporary signs indicating danger.~~

~~b. Street address signs.~~

~~c. Temporary nonilluminated signs, not more than two square feet in area, advertising real estate for sale, rent or lease and located on the premises, one such sign for each street frontage.~~

~~d. Nonilluminated signs, not more than three square feet in area, prohibiting trespassers, solicitors, parking except in designated areas, or announcing posted property, crime watch areas, the towing of unauthorized vehicles, and similar type warnings or announcements.~~

~~e. Sign on a truck, bus or other vehicle while in use in the normal conduct of business. This section shall not be interpreted to permit the parking for display purposes of a vehicle to which a sign is attached or the use of such vehicle as a portable sign.~~

~~f. Holiday and seasonal decorations, provided no commercial sign area is displayed.~~

~~g. Handicapped parking signs.~~

~~h. Flags and insignias of any government except when displayed in connection with commercial purposes. One corporate flag may be permitted when displayed in a grouping with any governmental flag.~~

- ~~i. Botanical signs as permitted and regulated by this chapter.~~
- ~~j. Attention getting devices as permitted and regulated by this chapter.~~
- ~~(7) Prohibited signs. Any sign not specifically permitted is prohibited; provided, however, that any permitted sign is allowed to contain noncommercial speech in lieu of any other speech. Prohibited signs include, but are not limited to:~~
 - ~~a. Portable signs.~~
 - ~~b. Searchlights.~~
 - ~~c. Reserved.~~
 - ~~d. Any sign erected on public land, including street right of way, other than project identification signs approved and maintained as required by this section. Any such unlawfully erected sign is subject to immediate removal.~~
 - ~~e. Any sign intended to attract attention by sound or by movement of any part of the sign. However, this prohibition does not apply to signs that indicate the temperature or time by the movement of hands on a clock or a dial on a thermometer or by digital displays that change no more frequently than every four seconds. In addition, changeable message signs are specifically permitted in business and industrial districts provided that the message shall not change more frequently than once every ten seconds, entry and exit modes shall be consistent for all frames, and the sign shall not employ hold modes such as twinkle or bijou effects.~~
 - ~~f. Any sign with flashing or intermittent lights, continuous changes of message (such as bijou effects, continuous traveling effects, and animation), lights of changing degrees of intensity, and lights or lighting effects that cause glare.~~
 - ~~g. Any sign displayed on a stationary vehicle when said vehicle is used primarily for the purpose of and serving the function of a mobile or portable sign; including, but not limited to, the parking of a vehicle for a period of more than 24 hours in such a manner that it is visible from the public right of way.~~
 - ~~h. Any sign that violates any provision of any law of the state relating to outdoor advertising.~~
 - ~~i. The placing of "sold," "rented," "under contract" or "leased" signs or similar signs or placards on real estate signs.~~
- ~~(8) Required signs. Property numbering signs shall be placed on every business or residence within the county. The numbers may be attached to the structure or~~

~~be a detached sign. If illuminated, the sign shall be illuminated from within the sign structure. Property numbering signs shall be subject to the following regulations:~~

- ~~a. The property numbers shall be legible from the public or private right of way from which the property is numbered.~~
- ~~b. If only the property number is placed on a detached sign, the sign shall not exceed two square feet in area and the information on the sign shall indicate only the property number.~~
- ~~c. The property numbers and/or letters shall be large enough to be legible from the street.~~
- ~~d. The property number shall be properly maintained to ensure legibility. Such maintenance shall be the responsibility of the owner, occupant or lessee of the property.~~
- ~~e. The property number shall be displayed prior to final certification of occupancy.~~

~~(9) Sign illumination. Signs may be illuminated in accordance with this section either internally or externally unless otherwise prohibited. The source of externally illuminated signs shall be installed so that it is concealed, arranged and/or screened and landscaped as to be directed away from and not shine, glare or otherwise adversely impact on adjacent property and streets.~~

~~(10) Sign landscaping. A landscaped planting area shall be provided around the base of any permanent detached business or project identification sign when the site is required to be landscaped by section 24-106.2 of this chapter. The location of any such sign(s) and other necessary sign details shall be included with the required landscaping plans. Existing landscaping which is removed or disturbed by installation of any such sign shall be relocated or replaced in approved locations.~~

~~(c) Nonconforming and illegal signs.~~

- ~~(1) Any sign not lawfully existing prior to the enactment of this section, and which could have not been erected in accordance with the provisions of the chapter then in effect, shall not be deemed to attain any legal status by the enactment of this section.~~
- ~~(2) Any sign erected without a permit, except as exempted above or by any previous chapter, either prior to or after the adoption of this section, is an illegal sign and shall be removed.~~

- ~~(3) Any sign lawfully existing prior to the adoption of this section, but which could not be erected in accordance with the requirements of this section, shall be deemed to be a nonconforming sign and may continue subject to the following conditions:~~
- ~~a. The sign must be properly maintained in a safe condition.~~
 - ~~b. If a nonconforming sign is enlarged, changed or altered structurally, the sign must comply with all of the requirements of this section.~~
 - ~~c. No nonconforming sign shall be repaired or refurbished at a cost in excess of 35 percent of the replacement cost of the total sign structure, unless it is brought into conformance with the requirements of this section. Normal maintenance and copy change of outdoor advertising signs shall not be deemed to be repair or refurbishing costs.~~
 - ~~d. Nonconforming signs which are either destroyed or damaged to the extent of 50 percent or more of their original cost shall not be rebuilt or repaired except in conformance with this section.~~
- ~~(4) Any business which has ceased operations for 90 days or longer shall, for the purpose of this section, be considered abandoned. All signs associated with the abandoned business, which are considered to be nonconforming as stipulated in this section, shall be removed by the owner of the property upon which they are located within 30 days of the date the business is considered abandoned. If such nonconforming, abandoned sign or signs are not removed as herein provided, the director of planning may authorize notification to the property owner to remove the sign or signs in accordance with law.~~
- ~~(d) Signs permitted in R-0, R-0A, R-1, R-1A, R-2, R-2A, R-3, R-3A, R-4, R-4A one-family residence districts, the R-5A general residence district, the RTH residential townhouse district and the RMP residential manufactured home park district.~~
- ~~(1) One sign not exceeding one square foot in area, identifying a dwelling, its occupant, its location or a customary incidental home occupation.~~
 - ~~(2) A name sign or bulletin board not exceeding 20 square feet in total area for any permitted place of worship, school or other public or semipublic institution. One additional sign, not exceeding 12 square feet in total area, shall be permitted for a child care or school facility located within any place of worship. Such signs may be illuminated and shall not be located within a sight distance triangle. The signs shall be no higher than 15 feet if detached or no higher than the roof line of the building if attached to the building.~~
 - ~~(3) One marquee or event sign not exceeding 50 square feet in total area for any place of worship or any school that is the sole principal permitted use on the~~

~~property. Such sign may be illuminated and shall not be located within a sight distance triangle. The sign shall be no higher than ten feet if detached or no higher than the roof line of the building if attached to the building.~~

- ~~(4) One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising either the sale and/or rent, or the development of the property on which located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~
- ~~(5) Temporary real estate signs, not exceeding two square feet in area or eight feet in height, directing the way to premises which are for sale or rent, provided the signs are properly printed or painted and maintained, and shall be removed promptly when the property has been sold or rented.~~
- ~~(6) Signs displayed on any farm for the purpose of identifying the farm. The signs shall be at least 15 feet from any lot line, shall not be located within a sight distance triangle and shall be neatly painted and maintained and shall not be illuminated. The aggregate total area of all signs shall not exceed 12 square feet.~~
- ~~(7) One temporary sign advertising the sale of farm products grown or produced on the premises; provided, that the sign shall not exceed 12 square feet in area, and shall not be less than 15 feet from any street or lot line. The sign shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly at the end of each season.~~
- ~~(8) Directional signs not over three square feet in area, indicating the location of places of worship, schools, hospitals, parks, scenic or historic places or other places of general public interest. The signs and mountings shall not exceed five feet in total height and not more than one sign pertaining to a single place shall be displayed along any one street.~~
- ~~(9) Project identification signs for subdivisions limited to the name of the subdivision or community, and not to exceed two signs per subdivision. The signs shall not exceed 25 square feet in area and six feet in height. Project identification signs shall be placed on property within the development, on property owned and controlled in common by the individual owners of lots/units within the development, or may be placed within the street right of way at a principal entrance/intersection serving primarily the development; provided, that:
 - ~~a. Prior to the issuance of any sign permit, the sign location and construction details including any illumination shall be approved in accordance with this section and any other applicable criteria or law by all appropriate~~~~

~~governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~

- ~~b. The location of the sign, as determined by the director of public works/county engineer, does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~
- ~~c. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~

~~(10) Directional signs limited in area to three square feet each when necessary to direct traffic to a building or other use on the same premises. The signs shall not contain advertising copy or identify any tenant in the project and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet. Directional signs shall not be included in any computation of sign area.~~

~~(11) One bed and breakfast home identification sign no more than 12 square feet in size.~~

~~(e) Signs permitted in the R-5 and R-6 general residence districts.~~

~~(1) R-5 district.~~

- ~~a. Generally. Any sign permitted and as regulated in the R-0 through R-4A, R-5A, RTH and RMP districts.~~
- ~~b. Multifamily dwellings, townhouses for sale, and similar projects.~~

- ~~1. A multifamily, townhouse or similar type development may consist of separate phases or sections within the overall development. If the officially approved development plan, in accordance with section 24-106 of this chapter, so indicates, each phase or section within the officially approved development may be treated separately for purposes of signage. Project identification and other permitted signs may be allowed for each separate section or phase of the overall development if individually and separately identified and when such sections have frontage on or are separated by a public or private street serving as a principal means of access to a development or phase thereof and/or provided each section or phase as the case may be has been approved~~

by the planning commission and/or director of planning pursuant to section 24-106 of this chapter.

- ~~2. Project identification signs, whether attached or detached, limited to the name of the development, section or phase if individually and separately identified, not to exceed two signs per development, section or phase thereof unless otherwise permitted by this section. Each project identification sign shall not exceed 25 square feet in area. Detached signs shall not exceed 15 feet in height and attached signs shall not extend above the roof line of the building. Where there is frontage on more than one street, one detached sign for each street frontage is permitted if the signs are at least 100 feet apart, or two signs on one street are permitted provided the signs are a minimum of 500 feet apart. Notwithstanding the foregoing, two signs may be permitted at each principal entrance/intersection when the signs are attached to a decorative fence or wall constructed in accordance with the height requirements of this chapter, provided the total aggregate area of the two signs shall not exceed 30 square feet and when the entrances along any one street are at least 500 feet apart.~~
- ~~3. Project identification signs shall be placed on property within the development, on property owned and controlled in common by the individual owners of lots/units within the development, or may be placed within the street right of way at a principal entrance/intersection serving primarily the development, provided that:~~
 - ~~i. Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~
 - ~~ii. The location of the sign as determined by the director of public works/county engineer does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~
 - ~~iii. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~

- ~~4. One botanical sign identifying the name of the development may be substituted for one of the otherwise permitted project identification signs, provided the sign is located on private property and has been approved as to size, location, height and materials by the planning commission as part of a development landscaping plan pursuant to section 24-106 of this chapter. The sign shall not be constructed in lieu of landscaping, buffers and/or screening otherwise required by this chapter, proffers of conditional rezoning or other planning commission actions, and shall be properly maintained.~~
- ~~5. Directional signs limited in area to three square feet each, when necessary and appropriate to direct traffic to or identify a building or place within the development. A directional sign may contain an identifying mark, symbol or logo occupying not more than 25 percent of the area of the sign. A directional sign shall not identify any tenant in the development and the aggregate area of directional signs within the development, section or phase thereof shall not exceed 30 square feet. Directional signs shall not be included in any computation of sign area.~~
- ~~6. One temporary real estate sign, announcing the development, sale or rental of residential units, not to exceed 32 square feet in area or eight feet in height. The sign shall not be less than 15 feet from any street or lot line, shall be neatly painted and maintained and shall not be illuminated. Two temporary sign permits may be granted for such sign within a period of 12 calendar months. Each sign shall be permitted for a period not to exceed 30 days.~~

~~c. Other permitted uses:~~

- ~~1. A detached or attached sign, identifying the project, shall not exceed 20 square feet in area. The detached sign shall not exceed 15 feet in height. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 100 feet apart; or two signs on one street are permitted provided the signs are a minimum of 500 feet apart, but the aggregate total for these signs shall not exceed 24 square feet.~~
- ~~2. Directional signs limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet. Directional signs shall not be included in any computation of sign area.~~
- ~~3. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent to the development of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be~~

~~neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~

~~(2) R-6 district.~~

~~a. Generally. Any sign permitted and as regulated in the R-0 through R-5, R-5A, RTH and RMP districts.~~

~~b. Multifamily dwellings, townhouses for sale and similar projects:~~

- ~~1. A multifamily, townhouse or similar type development may consist of separate phases or sections within the overall development. If the officially approved development plan, in accordance with section 24-106 of this chapter, so indicates, each phase or section within the officially approved development may be treated as a separate development for purposes of signage. Separate project identification and other permitted signs may be allowed for each separate section or phase of the overall development if individually and separately identified and when such sections have frontage on or are separated by a public or private street serving as a principal means of access to a development or phase thereof and/or provided each section or phase as the case may be has been approved by the planning commission and/or director of planning pursuant to section 24-106 of this chapter.~~
- ~~2. Project identification signs, whether attached or detached, limited to the name of the development, section or phase if individually and separately identified, not to exceed two signs per development, section or phase thereof unless otherwise permitted by this section. Each project identification sign shall not exceed 30 square feet in area. Detached signs shall not exceed 15 feet in height and attached signs shall not extend above the roof line of the building. Where there is frontage on more than one street, one detached sign for each street frontage is permitted if the signs are at least 100 feet apart, or two signs on one street are permitted provided the signs are a minimum of 500 feet apart. Notwithstanding the foregoing, two signs may be permitted at each principal entrance/intersection when the signs are attached to a decorative fence or wall constructed in accordance with the height requirements of this chapter, provided the total area of the two signs shall not exceed 36 square feet and when the entrances along any one street are at least 500 feet apart.~~
- ~~3. Project identification signs shall be placed on property within the development, on property owned and controlled in common by the individual owners of lots/units within the development, or may be placed within the street right-of-way at a principal entrance/intersection serving primarily the development, provided that:~~

- ~~i. Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~
 - ~~ii. The location of the sign as determined by the director of public works/county engineer does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~
 - ~~iii. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~
- ~~4. One botanical sign identifying the name of the development may be substituted for one of the otherwise permitted project identification signs, provided the sign is located on private property and has been approved as to size, location, height and materials by the planning commission as part of a development landscaping plan pursuant to section 24-106 of this chapter. The sign shall not be constructed in lieu of landscaping, buffers and/or screening otherwise provided for by this chapter, proffers of conditional rezoning or other planning commission actions, and shall be properly maintained.~~
- ~~5. Directional signs limited in area to three square feet each, when necessary and appropriate to direct traffic to or identify a building or place within the development. A directional sign may contain an identifying mark, symbol or logo occupying not more than 25 percent of the area of the sign. A directional sign shall not identify any tenant in the development and the aggregate area of directional signs within the development, section or phase thereof shall not exceed 30 square feet. Directional signs shall not be included in any computation of sign area.~~
- ~~6. One temporary real estate sign, announcing the development, sale or rental of residential units, not to exceed 32 square feet in area or eight feet in height. The sign shall not be less than 15 feet from any street or lot line, shall be neatly painted and maintained and shall not be illuminated. Two temporary sign permits may be granted for such sign within a period of 12 calendar months. Each sign shall be permitted for a~~

~~period not to exceed 30 days.~~

~~c. Other permitted uses.~~

- ~~1. A detached or attached sign, identifying the project, shall not exceed 24 square feet in area. The detached sign shall not exceed 15 feet in height. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 100 feet apart; or two signs on one street are permitted provided the signs are a minimum of 500 feet apart, but the aggregate total area for these signs shall not exceed 30 square feet.~~
- ~~2. Directional signs limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet. Directional signs shall not be included in any computation of sign area.~~
- ~~3. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~

~~(f) Signs permitted in RPN planned neighborhood district.~~

- ~~(1) Any sign permitted and as regulated in the R-5 and R-5A districts.~~
- ~~(2) No sign shall be higher than the roof line of any B-1 building for which the sign is proposed. No sign shall project more than six inches from the building. Any sign to be illuminated shall be by indirect lighting, behind solid letters or contained in translucent letters. Sign letters or numbers shall not exceed 14 inches in height. No flashing signs of any kind shall be permitted. The aggregate sign area of any business signs on any one lot shall not exceed one square foot for each one foot of building frontage. One freestanding sign, indirectly lighted, not to exceed 25 feet in height or 25 square feet in area, may be used to identify the neighborhood shopping center at its major entrance.~~
- ~~(3) Directional signs, nonilluminated, not to exceed 1½ square feet in area or five feet in height, will be permitted. No such sign shall give direction or distance to any specific business establishments.~~

~~(g) Signs permitted in office districts.~~

~~(1) O-1 district.~~

~~a. Generally. Any sign permitted and as regulated in the R-0 through R-4A, R-5A, RTH and RMP districts.~~

~~b. Office buildings.~~

~~1. A detached sign identifying the project. The sign shall not exceed 15 feet in height nor exceed 20 square feet in area. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 75 feet apart but the aggregate total for these signs shall not exceed 24 square feet.~~

~~2. Attached signs, the area of which to be determined by either of the two methods below:~~

~~a. One attached sign for each building, each sign not to exceed 12 square feet.~~

~~b. One sign for each tenant; provided, that the tenant's space has direct access from the exterior of the building. The signs shall not exceed four square feet of sign area per tenant.~~

~~3. In a coordinated office development of three or more buildings, each building may have one detached sign in lieu of the attached signs herein permitted. Such detached signs shall not exceed 12 square feet in area, five feet in height, shall be located adjacent to the main entrance to the building and shall be suitably landscaped.~~

~~4. Directional signs, limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet.~~

~~5. In a coordinated office development of five or more buildings with two or more streets, a project identification map sign shall be permitted in addition to the herein permitted directional signs. The sign shall not exceed two square feet of area per building or an aggregate total of 16 square feet, six feet in height, shall be suitably landscaped and shall have a vehicular turnout provided to permit the sign to be read from a vehicle stopped or parked off of the moving traffic lane.~~

~~6. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development of the property on which the sign is located. The sign shall not be less~~

~~than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~

~~7. Attention getting devices as follows:~~

- ~~a. One display of attention getting devices per location per three-month period, January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~
- ~~b. The display during the three-month period must occur on consecutive days and in no case exceed ten days during such three-month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three-month period shall be counted against the number of days permitted in future three-month periods.~~
- ~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right-of-way or be connected or attached to any structure or appurtenance located upon public right-of-way.~~
- ~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~e. Other permitted uses:~~

- ~~1. One detached or attached sign, identifying the project, shall not exceed 20 square feet in area. The detached sign shall not exceed 15 feet in height. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 75 feet apart, but the aggregate total area for these signs shall not exceed 24 square feet.~~
- ~~2. Directional signs, limited in area to three square feet each when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs shall not exceed 30 square feet.~~
- ~~3. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development~~

~~of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~

~~(2) O-2 district.~~

~~a. Generally. Any sign permitted and as regulated in the O-1 district.~~

~~b. Office buildings.~~

~~1. A detached sign identifying the project. The sign shall not exceed 15 feet in height nor exceed 24 square feet in area. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 75 feet apart but the aggregate total for these signs shall not exceed 32 square feet.~~

~~2. Attached signs, the area of which to be determined by either of the two methods below:~~

~~a. One attached sign for each building, each sign not to exceed 16 square feet.~~

~~b. One sign for each tenant; provided, that the tenant's space has direct access from the exterior of the building. The signs shall not exceed four square feet of sign area per tenant.~~

~~3. Additional attached signs. In a coordinated office development of at least 25 acres, with joint access and/or parking, each building may have an additional attached sign not exceeding 24 square feet. The sign shall only identify the name of the building or one principal occupant.~~

~~4. In a coordinated office development of three or more buildings, each building may have one detached sign in lieu of the attached signs herein permitted. Such detached signs shall not exceed 12 square feet in area, five feet in height, shall be located adjacent to the main entrance to the building and shall be suitably landscaped.~~

~~5. Directional signs, limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs shall not exceed 30 square feet.~~

~~6. In a coordinated office development of five or more buildings with two or more streets, a project identification map sign shall be permitted in~~

~~addition to the herein permitted directional signs. The sign shall not exceed two square feet of area per building or an aggregate total of 16 square feet, six feet in height, shall be suitably landscaped and shall have a vehicular turnout provided to permit the sign to be read from a vehicle stopped or parked off of the moving traffic lane.~~

~~7. One temporary real estate sign not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~

~~8. Attention getting devices as follows:~~

~~a. One display of attention getting devices per location per three-month period, January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~

~~b. The display during the three month period must occur on consecutive days and in no case exceed ten days during such three month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three month period shall be counted against the number of days permitted in future three month periods.~~

~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right-of way or be connected or attached to any structure or appurtenance located upon public right of way.~~

~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~e. Other permitted uses:~~

~~1. One detached or attached sign, identifying the project, shall not exceed 24 square feet in area. The detached sign shall not exceed 15 feet in height. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 75 feet apart, but the aggregate total area for these signs shall not exceed 32 square feet.~~

- ~~2. Directional signs, limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet.~~
 - ~~3. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~
- ~~d. Project identification signs, as permitted by the primary zoning district of the development, identifying an office park or similar permitted planned development.~~
- ~~1. One sign not exceeding 50 square feet in area and 15 feet in height at each primary entrance/intersection to the development or for each 1,000 linear feet of street frontage, provided such signs are at least 1,000 feet apart and located at least 75 feet from any other detached business sign on the property; or~~
 - ~~2. Two signs not exceeding 50 square feet in area in the aggregate when such signs are attached to a fence or wall constructed on private property in accordance with the height requirements of this chapter, and when located at each primary entrance/intersection, provided each entrance/intersection location is at least 1,000 feet apart and the signs are located at least 75 feet from any other detached business sign on the property.~~
 - ~~3. Additional project identification signs, in accordance with this section, identifying the name of a contiguous group of individual lots/buildings, being a subsection of a large project and at least 20 acres in the aggregate provided:~~
 - ~~i. The signs shall not exceed 30 square feet in area and six feet in height.~~
 - ~~ii. The signs shall be located at least 500 feet from any other project identification sign and 75 feet from any other detached business sign on the property.~~
 - ~~4. The signs shall be placed on a lot within the development, on property which is owned and controlled in common by the individual owners of lots/buildings within the development, or may be placed within the street~~

right-of-way at a principal entrance/intersection serving primarily the development provided:

- i. ~~Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~
- ii. ~~The location of the sign, as determined by the director of public works/county engineer, does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~
- iii. ~~The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~

~~(3) O-3 district.~~

a. ~~Generally. Any sign permitted and as regulated in the O-2 district.~~

b. ~~Office buildings.~~

1. ~~A detached sign identifying the project. The sign shall not exceed 15 feet in height nor exceed 30 square feet in area. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 75 feet apart, but the aggregate total for these signs shall not exceed 36 square feet.~~
2. ~~Attached signs, the area of which to be determined by either of the two methods below:~~
 - a. ~~One attached sign for each building, each sign not to exceed 20 square feet.~~
 - b. ~~One sign for each tenant provided, the tenant's space has direct access from the exterior of the building. The signs shall not exceed four square feet of sign area per tenant.~~
3. ~~Additional attached signs. In a coordinated office development of at least~~

~~25 acres, with joint access and/or parking, each building may have an additional attached sign not exceeding 30 square feet. The sign shall only identify the name of the building or one principal occupant.~~

- ~~4. In a coordinated office development of three or more buildings, each building may have one detached sign in lieu of the attached signs herein permitted. Such detached signs shall not exceed 12 square feet in area, five feet in height, shall be located adjacent to the main entrance to the building and shall be suitably landscaped.~~
- ~~5. Directional signs, limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet.~~
- ~~6. In a coordinated office development of five or more buildings with two or more streets, a project identification map sign shall be permitted in addition to the herein permitted directional signs. The sign shall not exceed two square feet of area per building or an aggregate total area of 20 square feet, or 15 feet in height, shall be suitably landscaped and shall have a vehicular turnout provided to permit the sign to be read from a vehicle stopped or parked off of the moving traffic lane.~~
- ~~7. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~
- ~~8. Attention getting devices as follows:~~
 - ~~a. One display of attention getting devices per location per three-month period, January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~
 - ~~b. The display during the three-month period must occur on consecutive days and in no case exceed ten days during such three-month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three-month period shall be counted against the number of days permitted in future three-month periods.~~

- ~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right of way or be connected or attached to any structure or appurtenance located upon public right of way.~~
- ~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~c. Other permitted uses.~~

- ~~1. One detached or attached sign, identifying the project, shall not exceed 30 square feet in area. The detached sign shall not exceed 15 feet in height. Where there is frontage on more than one public street, one sign for each street frontage is permitted if the signs are at least 75 feet apart, but the aggregate total area for these signs shall not exceed 36 square feet.~~
 - ~~2. Directional signs, limited in area to three square feet each when necessary to direct traffic to a building on the same premises. The signs shall not contain advertising copy or identify any tenant in the project, and the aggregate area of directional signs on the premises of the project shall not exceed 30 square feet.~~
 - ~~3. One temporary real estate sign, not exceeding 32 square feet in area or eight feet in height, advertising the sale and/or rent or the development of the property on which the sign is located. The sign shall not be less than 15 feet from any street or lot line, shall not be illuminated, shall be neatly painted and maintained and shall be removed promptly after the sale or rental or the development of the property.~~
- ~~d. Project identification signs, as permitted by the primary zoning district of the development, identifying an office park or similar permitted planned development.~~
- ~~1. One sign not exceeding 75 square feet in area and 15 feet in height at each primary entrance/intersection to the development or for each 1,000 linear feet of street frontage, provided such signs are at least 1,000 feet apart and located at least 75 feet from any other detached business sign on the property; or~~
 - ~~2. Two signs not exceeding 75 square feet in area in the aggregate when such signs are attached to a fence or wall constructed on private property in accordance with the height requirements of this chapter, and when located at each primary entrance/intersection, provided each~~

~~entrance/intersection location is at least 1,000 feet apart and the signs are located at least 75 feet from any other detached business sign on the property.~~

~~3. Additional project identification signs, in accordance with this section, identifying the name of a contiguous group of individual lots/buildings, being a subsection of a larger project and at least 20 acres in the aggregate provided:~~

~~i. The signs shall not exceed 36 square feet in area and six feet in height.~~

~~ii. The signs shall be located at least 500 feet from any other project identification sign and 75 feet from any other detached business sign on the property.~~

~~4. The signs shall be placed on a lot within the development, on property which is owned and controlled in common by the individual owners of lots/buildings within the development, or may be placed within the street right-of-way at a principal entrance/intersection serving primarily the development provided:~~

~~i. Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~

~~ii. The location of the sign, as determined by the director of public works/county engineer, does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~

~~iii. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right-of-way by the permit holder upon request at any time by the appropriate authority having jurisdiction with respect thereto.~~

~~e. Hospital complex signs:~~

~~1. Detached project identification signs displaying the name of the hospital complex may be erected and maintained as follows:~~

- ~~i. One sign not exceeding 75 square feet in area or 15 feet in height for each public street on which the hospital complex has frontage or one such sign for each primary entrance into the hospital complex, provided such entrances are at least 1,000 feet apart; or~~
 - ~~ii. Two signs not exceeding 75 square feet in area in the aggregate when such signs are attached to a fence or wall constructed in accordance with the height requirements of this chapter and when located at a primary entrance, provided such entrances are at least 1,000 feet apart.~~
- ~~2. When emergency medical services are available to the public within the complex, an additional detached sign not to exceed six feet in height or 20 square feet in area may be erected and maintained at any entrance from any public street when that entrance provides direct access to the emergency medical services area; provided, however, that no such additional detached sign for emergency medical services shall be permitted when there is a detached project identification sign at such entrance.~~
- ~~3. Directional signs.~~
 - ~~i. Ten directional signs, detached or attached, may be erected and maintained at various locations within the complex to direct persons to their desired destination within the complex. Each such sign shall not exceed five feet in height or ten square feet in area.~~
 - ~~ii. Additional directional signs, detached or attached, may be erected and maintained at various locations within the complex if determined by the director of planning to be necessary to efficiently inform and direct persons to their desired destination within the complex. Each sign shall not exceed five feet in height or ten square feet in area. In making such determination regarding additional directional sign(s), the director of planning shall consider the physical layout of the complex, signage already in existence, the distance between existing signage, traffic patterns, visibility of the existing signage, complexity of the site, changes in services or in the locations of services provided and such other factors that are appropriate to ensure that the public is efficiently informed and directed to the desired destinations within the complex.~~
- ~~4. Signs that identify a building or structure in the complex shall not exceed 15 feet in height (if detached) or 20 square feet in area. If such identification sign is detached, it must be located within ten feet of the building or structure. A building or structure in the complex may have either an attached or a detached sign, but not both.~~

~~5. A master plan shall be filed for the hospital complex to show the signs for the complex. The master plan shall be reviewed for approval by the director of planning. If the owner wishes to make changes in the approved master plan for the complex, an amended master plan shall be filed setting forth the changes and the reasons for those changes. This amended master plan shall be submitted to the director of planning with plans depicting the locations and dimensions of any new signs.~~

~~(h) Signs permitted in the O/S and O/S-2 office service districts.~~

~~(1) Generally. No sign shall exceed 15 feet in height and, if lighted, the sign shall be internally lit so that there are no freestanding spotlights or any type of individual lighting structure. The sign message, if illuminated, shall be illuminated from within the sign structure.~~

~~(2) Signs permitted.~~

~~a. A freestanding sign identifying the project. The sign shall not exceed 50 square feet in area. Where there is frontage on more than one public street, two signs are permitted if the signs are at least 150 feet apart, but the aggregate total area for the two signs shall not exceed 75 square feet. In no case shall either of the two signs exceed 50 square feet. Notwithstanding the foregoing, if the street frontage exceeds 1,000 linear feet, one sign for each full 1,000 linear feet of road frontage shall be permitted; provided, that each sign does not exceed 50 square feet in area and that such signs are at least 1,000 feet apart.~~

~~b. Building signs. Attached signs, two for each building, or one detached sign and one attached sign for each building. The aggregate total area of attached and detached signs shall not exceed 48 square feet per building. Each detached sign shall not exceed 24 square feet in area or ten feet in height. Each attached sign shall not exceed 24 square feet in area. Each sign shall identify either the name of the building or one principal occupant. One additional sign may be provided for each tenant if such tenant's space has direct access from the exterior of the building. Said signs shall not exceed six square feet in area for each tenant.~~

~~c. Directional signs, limited in area to three square feet each, when necessary to direct traffic to a building on the same premises. Such signs shall not contain advertising copy or identify any tenant in the project. The aggregate area of all such signs shall not exceed 45 square feet.~~

~~d. A project identification map sign shall be permitted in addition to the above directional signs. Such sign shall not exceed 24 square feet, shall be located only on a private road within the project and shall have a vehicular turnout provided to permit the sign to be read from a vehicle stopped or~~

~~parked off of the moving traffic lane.~~

- ~~e. A temporary, nonilluminated sign at each vehicular entrance of the project. Each sign shall be limited in area to 32 square feet, advertising real estate for sale or lease or announcing contemplated improvements of real estate on which it is placed.~~
- ~~f. Two project identification signs not exceeding 50 square feet in area in the aggregate when such signs are attached to a fence or wall constructed on private property in accordance with the height requirements of this chapter, and when located at each primary entrance/intersection, provided each entrance/intersection location is at least 1,000 feet apart.~~
- ~~g. Project identification signs as permitted by this section shall be placed on a lot within the development, on property which is owned and controlled in common by the individual owners of lots/buildings within the development, or may be placed within the street right of way at a principal entrance/intersection serving primarily the development, provided:~~
 - ~~1. Prior to the issuance of any sign permit, the sign location and construction details including any illumination shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~
 - ~~2. The location of the signs, as determined by the director of public works/county engineer, does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~
 - ~~3. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon a request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~
- ~~h. Attention getting devices as follows:~~
 - ~~1. One display of attention getting devices per location per three month period, January 1 through March 31, April 1 through June 30, July 1 through September 30 or October 1 through December 31.~~
 - ~~2. The display during the three month period must occur on consecutive~~

~~days and in no case exceed ten days during such three month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three month period shall be counted against the number of days permitted in future three month periods.~~

~~3. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right of way or be connected or attached to any structure or appurtenance located upon public right of way.~~

~~4. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~(3) Signs permitted for projects exceeding the minimum district area of section 24-50.16 of this chapter.~~

~~a. Any sign permitted in subsection (h)(2) above for each development of at least 20 acres, except any project identification sign identifying the overall development shall not exceed 75 square feet in area.~~

~~(i) Signs permitted in the A-1 agricultural district. Any sign permitted and as regulated in the R-5 district.~~

~~(j) Signs permitted in the B-1 business district. No sign shall remain illuminated beyond the hours of operation permitted in the district.~~

~~(1) Any sign permitted and as regulated in the R-6 and O-3 districts.~~

~~(2) The aggregate total sign area of all attached, detached and projecting business signs on any one lot shall be computed by the greater of either of the two methods as follows:~~

~~a. One and one half square feet per front foot of building; or~~

~~b. One half square foot per front foot of lot, but not to exceed 75 square feet when measured under this subsection.~~

~~(3) One detached sign per store or business, limited in height to 25 feet with a maximum area of 75 square feet. When a site is located on more than one street, two signs shall be permitted, one for each street; provided, that the signs are at least 75 feet apart and the aggregate area of the two signs shall not exceed 75 square feet.~~

~~No detached sign shall be placed within 150 feet of any R district when the R~~

~~district is located on the same side of and fronting on the roadway as the sign.~~

~~A group of two or more stores or businesses not classified as a shopping center pursuant to section 24-101, on the same lot or parcel and with common entrances or parking, shall combine permitted detached sign area to provide a single detached sign advertising the group with a total sign area not to exceed 75 square feet. When a site is located on more than one street, two signs shall be permitted, one for each street; provided, that the signs are at least 75 feet apart and the aggregate area of the two signs shall not exceed 75 square feet.~~

~~(4) Attached and projecting signs on any lot or parcel as follows:~~

~~a. Where the building lot line adjoins an R district on the same side of the street, the attached sign(s) shall be placed flat against the building and shall not face the adjacent lot located in the R district unless the sign(s) is located at least 150 feet from the R district.~~

~~b. Attached signs shall not extend above the roof line of the building.~~

~~(5) In a shopping center, as defined in section 24-101, one, detached sign not exceeding 100 square feet in area, limited in height to 25 feet, identifying the shopping center and announcing only the name and/or location of the shopping center. When on a corner lot, two detached signs shall be permitted; provided, that the signs are at least 75 feet apart and the aggregate total of the two signs shall not exceed 150 square feet. In no case shall either of the two signs exceed 100 square feet.~~

~~— No detached sign shall be placed within 150 feet of any R district when the R district is located on the same side of the street as the sign.~~

~~— Attached and projecting signs in a shopping center as follows:~~

~~a. The aggregate total sign areas shall not exceed 1½ square feet of sign area for each front foot of building.~~

~~b. All individual business signs shall be attached to or made integral with the principal building.~~

~~c. Where the building lot line adjoins an R district, the attached sign(s) shall be placed flat against the building and shall not face the adjacent lot located in the R district unless the sign(s) is located at least 150 feet from the R district.~~

~~d. Attached signs shall not extend above the roof line of the building.~~

~~— Signs erected inside a completely enclosed shopping mall shall require sign permit approval but shall not be included in any computation of sign area,~~

~~provided the signs are not visible from the outside.~~

- ~~(6) For restaurants with drive-through facilities, one detached preview sign and one detached menu sign for each position where orders are placed. Each menu sign shall not exceed 48 square feet in area or eight feet in height, and each preview sign shall not exceed 24 square feet in area or eight feet in height. Preview signs and menu signs shall be screened to prevent noise and glare from affecting adjacent residential property and to prevent the sign from distracting motorists. The following may be approved by special exception pursuant to Sections 24-2 and 24-106:~~

- ~~—— a. Additional preview or menu signs.~~
- ~~—— b. Preview signs larger than 24 square feet.~~
- ~~—— c. Menu signs larger than 48 square feet.~~

- ~~(7) Directional signs shall be permitted as accessory signs and not included in any computation of sign area; provided, that there shall be only one sign per entrance or exit giving direction to motorists regarding the location of parking areas and access drives; and further provided, that each directional sign shall be limited to three square feet.~~

- ~~(8) A temporary, nonilluminated sign, limited in area to 32 square feet, advertising real estate for sale or lease or announcing contemplated improvements of real estate on which it is placed. The sign shall be removed immediately upon sale or lease of the property or when construction of the contemplated improvements begin.~~

- ~~(9) A temporary sign, limited in area to 32 square feet, erected in connection with new construction work and displayed on the premises only during such time as the actual construction work is in progress.~~

- ~~(10) Temporary, nonilluminated paper signs in windows, limited to 50 percent of the total glass area of the window(s) to which they are attached.~~

- ~~(11) A temporary sign, limited in area to 32 square feet, which is used to identify a new business in the event that the permanent signs have not been erected when the business opens. In any event, the display of the temporary sign shall not exceed 30 days or the erection of permanent signs, whichever occurs first.~~

- ~~(12) Attention getting devices as follows:~~

- ~~a. One display of attention getting devices per location per three month period, January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~

- ~~b. The display during the three-month period must occur on consecutive days and in no case exceed ten days during such three-month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three-month period shall be counted against the number of days permitted in future three-month periods.~~
- ~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right-of-way or be connected or attached to any structure or appurtenance located upon public right-of-way.~~
- ~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~(k) Signs permitted in the B-2 district.~~

- ~~(1) Any sign permitted and as regulated in the B-1 district, except that business signs may remain illuminated between 12:00 midnight and 6:00 a.m.~~
- ~~(2) The aggregate total sign area of all attached, detached and projecting business signs on any one lot shall be computed by the greater of either of the two methods as follows:~~
 - ~~a. Three square feet per front foot of building; or~~
 - ~~b. One square foot per front foot of lot, but not to exceed 150 square feet when measured under this subsection.~~
- ~~(3) One detached sign per store or business, limited in height to 30 feet with a maximum area of 150 square feet. When a site is located on more than one street, two signs shall be permitted, one for each street; provided, that the signs are at least 75 feet apart and the aggregate area of the two signs shall not exceed 150 square feet. One foot of setback from any property line or right-of-way line shall be provided for each one foot of height greater than 25 feet.~~
- ~~— No detached sign shall be placed within 150 feet of any R district when the R district is located on the same side of and fronting on the street as the sign.~~
- ~~— A group of two or more stores or businesses not classified as a shopping center pursuant to section 24-101, on the same lot or parcel and with common entrances or parking, shall combine permitted detached sign area to provide a single detached sign advertising the group with a total sign area not to exceed 150 square feet. When a site is located on more than one street, two signs shall~~

~~be permitted, one for each street; provided, that the signs are at least 75 feet apart and the aggregate area of the two signs shall not exceed 150 square feet.~~

~~(4) Attached and projecting signs on any lot or parcel as follows:~~

~~a. Where the building lot line adjoins an R district on the same side of the street, the attached sign(s) shall be placed flat against the building and shall not face the adjacent lot located in the R district unless the sign(s) is located at least 150 feet from the R district.~~

~~b. Attached signs shall not extend above the roof line of the building.~~

~~(5) In a shopping center, as defined in section 24-101, one detached sign not exceeding 100 square feet in area, limited in height to 25 feet, identifying the shopping center and announcing only the name and/or location of the shopping center. When on a corner lot, two detached signs shall be permitted; provided, that the signs are at least 75 feet apart and the aggregate total of the two signs shall not exceed 150 square feet. In no case shall either of the two signs exceed 100 square feet.~~

~~— No detached sign shall be placed within 150 feet of any R district when the R district is located on the same side of the street as the sign.~~

~~— Attached and projecting signs in a shopping center as follows:~~

~~a. The aggregate total sign areas shall not exceed three square feet of sign area for each front foot of building.~~

~~b. All individual business signs shall be attached to or made integral with the principal building.~~

~~c. Where the building lot line adjoins an R district, the attached sign(s) shall be placed flat against the building and shall not face the adjacent lot located in the R district unless the sign(s) is located at least 150 feet from the R district.~~

~~d. Attached signs shall not extend above the roof line of the building.~~

~~— Signs erected inside a completely enclosed shopping mall shall require sign permit approval but shall not be included in any computation of sign area, provided the signs are not visible from the outside.~~

~~(6) For restaurants with drive-through facilities, one detached preview sign and one detached menu sign for each position where orders are placed. Each menu sign shall not exceed 48 square feet in area or eight feet in height, and each preview sign shall not exceed 24 square feet in area or eight feet in height.~~

~~Preview signs and menu signs shall be screened to prevent noise and glare from affecting adjacent residential property and to prevent the sign from distracting motorists. The following may be approved by special exception pursuant to Sections 24-2 and 24-106:~~

- ~~_____ a. Additional preview or menu signs.~~
- ~~_____ b. Preview signs larger than 24 square feet.~~
- ~~_____ c. Menu signs larger than 48 square feet.~~

- ~~(7) Directional signs shall be permitted as accessory signs and not included in any computation of sign area; provided, that there shall be only one sign per entrance or exit giving direction to motorists regarding the location of parking areas and access drives; and further provided, that each directional sign shall be limited to three square feet.~~
- ~~(8) A temporary, nonilluminated sign, limited in area to 32 square feet, advertising real estate for sale or lease or announcing contemplated improvements of real estate on which it is placed. The sign shall be removed immediately upon sale or lease of the property or when construction of the contemplated improvements begin.~~
- ~~(9) A temporary sign, limited in area to 32 square feet, erected in connection with new construction work and displayed on the premises only during such time as the actual construction work is in progress.~~
- ~~(10) Temporary, nonilluminated paper signs in windows, limited to 50 percent of the total glass area of the window(s) to which they are attached.~~
- ~~(11) A temporary sign, limited in area to 32 square feet, which is used to identify a new business in the event that the permanent signs have not been erected when the business opens. In any event, the display of the temporary sign shall not exceed 30 days or the erection of permanent signs, whichever occurs first.~~
- ~~(12) Project identification signs, as permitted by the primary zoning district of the development, identifying an office and/or business park or similar permitted planned development.~~
 - ~~a. One sign not exceeding 100 square feet in area and 15 feet in height at each primary entrance/intersection to the development or for each 1,000 linear feet of street frontage, provided such signs are at least 1,000 feet apart and located at least 75 feet from any other detached business sign on the property; or~~
 - ~~b. Two signs not exceeding 100 square feet in area in the aggregate when~~

~~such signs are attached to a fence or wall constructed on private property in accordance with the height requirements of this chapter, and when located at each primary entrance/intersection, provided each entrance/intersection location is at least 1,000 feet apart and the signs are located at least 75 feet from any other detached business sign on the property.~~

~~c. Additional project identification signs, in accordance with this section, identifying the name of a contiguous group of individual lots/buildings, being a subsection of a larger project and at least 20 acres in the aggregate, provided:~~

~~1. The signs shall not exceed 50 square feet in area and six feet in height.~~

~~2. The signs shall be located at least 500 feet from any other project identification sign and 75 feet from any other detached business sign on the property.~~

~~d. The signs shall be placed on a lot within the development, on property which is owned and controlled in common by the individual owners of lots/buildings within the development, or may be placed within the street right of way at a principal entrance/intersection serving primarily the development, provided:~~

~~1. Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~

~~2. The location of the sign, as determined by the director of public works/county engineer, does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~

~~3. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~

~~(13) Attention getting devices as follows:~~

~~a. One display of attention getting devices per location per three month period,~~

~~January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~

- ~~b. The display during the three-month period must occur on consecutive days and in no case exceed ten days during such three-month period. Each day that an otherwise permissible display of attention-getting devices occurs at a location in excess of the ten consecutive days permitted per three-month period shall be counted against the number of days permitted in future three-month periods.~~
- ~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention-getting devices shall not be displayed upon public right-of-way or be connected or attached to any structure or appurtenance located upon public right-of-way.~~
- ~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~(l) Signs permitted in the B-3 business districts.~~

- ~~(1) Any sign permitted and as regulated in the B-2 district.~~
- ~~(2) The aggregate total sign area of all attached, detached and projecting business signs on any one lot shall be computed by the greater of either of the two methods as follows:~~
 - ~~a. Four square feet per front foot of building; or~~
 - ~~b. Two square feet per front foot of lot, but not to exceed 250 square feet when measured under this subsection.~~
- ~~(3) One detached sign per store or business, limited in height to 45 feet with a maximum area of 150 square feet. When a site is located on more than one street, two signs shall be permitted, one for each street; provided, that the signs are at least 75 feet apart and the aggregate area of the two signs shall not exceed 150 square feet. One foot of setback from any property line or right-of-way line shall be provided for each one foot of height greater than 25 feet.~~
- ~~— No detached sign shall be placed within 150 feet of any R district when the R district is located on the same side of and fronting on the roadway as the sign.~~
- ~~— A group of two or more stores or businesses not classified as a shopping center pursuant to section 24-101, on the same lot or parcel and with common entrances or parking, shall combine permitted detached sign area to provide a single detached sign advertising the group with a total sign area not to exceed~~

~~150 square feet. When a site is located on more than one street, two signs shall be permitted, one for each street; provided, that the signs are at least 75 feet apart and the aggregate area of the two signs shall not exceed 150 square feet.~~

~~(4) Attached and projecting signs on any lot or parcel as follows:~~

~~a. Where the building lot line adjoins an R district on the same side of the street, the attached sign(s) shall be placed flat against the building and shall not face the adjacent lot located in the R district unless the sign(s) is located at least 150 feet from the R district.~~

~~b. Attached signs shall not extend above the roof line of the building.~~

~~(5) Shopping centers.~~

~~a. In a shopping center as described in section 24-101, one detached sign not exceeding 100 square feet in area, limited in height to 25 feet, identifying the shopping center and announcing only the name and/or location of the shopping center. When on a corner lot, two detached signs shall be permitted; provided, that the signs are at least 75 feet apart and the aggregate total of the two signs shall not exceed 150 square feet. In no case shall either of the two signs exceed 100 square feet.~~

~~— No detached sign shall be placed within 150 feet of any R district when the R district is located on the same side of the street as the sign.~~

~~b. Attached and projecting signs in a shopping center as described in section 24-101 as follows:~~

~~1. The aggregate total sign areas shall not exceed four square feet of sign area for each front foot of building.~~

~~2. All individual business signs shall be attached to or integrated with the principal building.~~

~~3. Where the building lot line adjoins an R district, an attached sign shall be placed flat against the building and shall not face the adjacent lot located in the R district unless the sign is located at least 150 feet from the R district.~~

~~4. Attached signs shall not extend above the roofline of the building.~~

~~— Signs erected inside a completely enclosed shopping mall shall require sign permit approval but shall not be included in any computation of sign area, provided the signs are not visible from the outside.~~

c. ~~In a regional shopping center, as regulated in section 24-62.1(aa), one detached sign per outparcel or business exceeding 60,000 square feet of finished floor area, provided that such sign shall:~~

- ~~1. Be located and oriented to serve motorists and pedestrians within the regional shopping center, rather than traffic on a public street;~~
- ~~2. Be located at least 200 feet from a public street;~~
- ~~3. Be a monument sign;~~
- ~~4. Be located along the access drive or road serving the interior traffic circulation of the regional shopping center;~~
- ~~5. Be part of an overall sign plan approved by the director of planning for the placement and design of all exterior signs within a regional shopping center;~~
- ~~6. Be no larger than 35 square feet in sign area; and~~
- ~~7. Be limited to 5 feet in height and 11 feet in width, including the overall sign structure.~~

d. ~~In a regional shopping center as regulated in section 24-62.1(aa), additional internal directional signs to help locate any business exceeding 60,000 square feet of finished floor area and to help direct traffic within the regional shopping center, provided that such additional directional signs shall meet the requirements of provisions 1—5 of subdivision c. hereinabove, shall be at least 200 feet from any other directional sign, and shall be limited to 12 feet in height and 8 feet in width, including the overall sign structure.~~

(6) ~~For restaurants with drive-through facilities, one detached preview sign and one detached menu sign for each position where orders are placed. Each menu sign shall not exceed 48 square feet in area or eight feet in height, and each preview sign shall not exceed 24 square feet in area or eight feet in height. Preview signs and menu signs shall be screened to prevent noise and glare from affecting adjacent residential property and to prevent the sign from distracting motorists. The following may be approved by special exception pursuant to Sections 24-2 and 24-106:~~

- ~~—— a. Additional preview or menu signs.~~
- ~~—— b. Preview signs larger than 24 square feet.~~
- ~~—— c. Menu signs larger than 48 square feet.~~

- ~~(7) Directional signs shall be permitted as accessory signs and not included in any computation of sign area; provided, that there shall be only one sign per entrance or exit giving direction to motorists regarding the location of parking areas and access drives; and further provided, that each directional sign shall be limited to three square feet.~~
- ~~(8) A temporary, nonilluminated sign, limited in area to 32 square feet, advertising real estate for sale or lease or announcing contemplated improvements of real estate on which it is placed. The sign shall be removed immediately upon sale or lease of the property or when construction of the contemplated improvements begin.~~
- ~~(9) A temporary sign, limited in area to 32 square feet, erected in connection with new construction work and displayed on the premises only during such time as the actual construction work is in progress.~~
- ~~(10) Temporary, nonilluminated paper signs in windows, limited to 50 percent of the total glass area of the window(s) to which they are attached.~~
- ~~(11) A temporary sign, limited in area to 32 square feet, which is used to identify a new business in the event that the permanent signs have not been erected when the business opens. In any event, the display of the temporary sign shall not exceed 30 days or the erection of permanent signs, whichever occurs first.~~
- ~~(12) Attention getting devices as follows:~~
- ~~a. One display of attention getting devices per location per three month period, January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~
 - ~~b. The display during the three month period must occur on consecutive days and in no case exceed ten days during such three month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three month period shall be counted against the number of days permitted in future three month periods.~~
 - ~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right of way or be connected or attached to any structure or appurtenance located upon public right of way.~~
 - ~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~(13) Outdoor advertising signs, as follows:~~

- ~~a. An outdoor advertising sign in existence on the effective date of this amendment (May 27, 1998) may be replaced at its present location or relocated to a new site if (1) the new site is within the original parcel and on the same side of the street or (2) if the new site is on a different parcel and the same side of the street and is not more than 500 feet from the original site. Distances for outdoor advertising signs shall be measured parallel to the front property line.~~
- ~~b. No outdoor advertising sign face may exceed 500 square feet of area.~~
- ~~c. Artistic embellishments may be added to the sign structure if their area does not exceed ten percent of the area of the sign face and the embellishments do not extend more than five feet from the sign structure.~~
- ~~d. Outdoor advertising signs on the same side of the street must be at least 1,000 feet apart.~~
- ~~e. Outdoor advertising signs must be located at least 500 feet from any residential district fronting on the same side of the same street.~~
- ~~f. Outdoor advertising signs must be at least 500 feet in all directions from the property line of any school, county park, or place of worship.~~
- ~~g. No outdoor advertising sign may exceed a height of 40 feet when located on a parcel abutting an interstate highway or 25 feet when located on a parcel abutting any other right of way (public or private).~~
- ~~h. No portion of an outdoor advertising sign may project over any property line or any right of way line (public or private).~~
- ~~i. Notwithstanding any other provision in this chapter to the contrary, no television outdoor advertising signs shall be permitted.~~

~~(m) Signs permitted in the M-1, M-2 and M-3 industrial districts.~~

- ~~(1) Any sign permitted and as regulated in the B-3 business district.~~
- ~~(2) For those industrial uses first permitted in the district, one detached sign, limited in height to 35 feet with a maximum area of 100 square feet. When on a corner lot, two detached signs may be permitted; provided, that the signs are at least 75 feet apart and the aggregate total of the two signs shall not exceed 150 square feet. In no case shall either of the two signs exceed 100 square feet.~~
- ~~(3) Attached and projecting signs on any lot as follows: For those industrial uses~~

~~first permitted in the district, the aggregate total sign area shall not exceed 4½ square feet of sign for each front foot of building.~~

~~(4) Project identification signs, as permitted by the primary zoning district of the development, identifying an industrial park or similar permitted planned development:~~

~~a. One sign not exceeding 100 square feet in area and 15 feet in height at each primary entrance/intersection to the development or for each 1,000 linear feet of street frontage, provided such signs are at least 1,000 feet apart and located at least 75 feet from any other detached business sign on the property; or~~

~~b. Two signs not exceeding 100 square feet in area in the aggregate when such signs are attached to a fence or wall constructed on private property in accordance with the height requirements of this chapter, and when located at each primary entrance/intersection, provided each entrance/intersection location is at least 1,000 feet apart and the signs are located at least 75 feet from any other detached business sign on the property.~~

~~c. Additional project identification signs, in accordance with this section, identifying the name of a contiguous group of individual lots/buildings, being a subsection of a larger project and at least 20 acres in the aggregate, provided:~~

~~1. The signs shall not exceed 50 square feet in area and six feet in height.~~

~~2. The signs shall be located at least 500 feet from any other project identification sign and 75 feet from any other detached business sign on the property.~~

~~d. The signs shall be placed on a lot within the development, on property which is owned and controlled in common by the individual owners of lots/buildings within the development, or may be placed within the street right-of-way at a principal entrance/intersection serving primarily the development, provided:~~

~~1. Prior to the issuance of any sign permit, the sign location and construction details, including any illumination, shall be approved in accordance with this section and any other applicable criteria or law by all appropriate governmental authorities having jurisdiction with respect thereto, including, but not limited to, the director of public works/county engineer, chief building official, director of planning or their designated agents.~~

~~2. The location of the sign, as determined by the director of public~~

~~works/county engineer, does not interfere with the location or placement of any official traffic control device(s) or with the flow of pedestrian or vehicular traffic, and that such sign shall not impair any sight distance reasonably necessary for pedestrian or traffic safety.~~

- ~~3. The sign shall be properly maintained at all times in accordance with this section by the holder of the permit, their successors or assigns, and such sign shall be subject to removal from the right of way by the permit holder upon request at any time by the appropriate governmental authority having jurisdiction with respect thereto.~~

~~(5) Attention getting devices as follows:~~

- ~~a. One display of attention getting devices per location per three month period, January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31.~~
- ~~b. The display during the three month period must occur on consecutive days and in no case exceed ten days during such three month period. Each day that an otherwise permissible display of attention getting devices occurs at a location in excess of the ten consecutive days permitted per three month period shall be counted against the number of days permitted in future three month periods.~~
- ~~c. The display shall not occupy any required parking space, obstruct or deter ingress and egress to any business or be located in any sight distance triangle. Also, attention getting devices shall not be displayed upon public right of way or be connected or attached to any structure or appurtenance located upon public right of way.~~
- ~~d. The display shall be erected and placed so as to avoid any damage to required site landscaping.~~

~~(6) Outdoor advertising signs as regulated in subsection 24-104(l)(13).~~

~~(n) Signs permitted in the C-1 conservation district and the I-1 institutional district. Any sign permitted as regulated in the A-1 agricultural district.~~

26. That Section 24-104.1 be added to the Code of the County of Henrico as follows:

Sec. 24-104.1. Signs.

(a) Findings, purpose and intent; interpretation.

- (1) Signs obstruct views, distract motorists, displace alternative uses for land, and pose other problems that call for regulation.**

(2) This section regulates the size, color, illumination, movement, materials, location, height, and condition of signs. The purposes of this section are to:

- a. Reduce the problems caused by signs;
- b. Facilitate the creation of a convenient, attractive, and harmonious community;
- c. Protect property values and the character of neighborhoods and historic areas within the county;
- d. Promote the safety of pedestrians and traffic; and
- e. Encourage economic development.

(3) This section is designed to comply with the United States Supreme Court's ruling in *Reed v. Town of Gilbert* decided June 18, 2015.

(4) If any provision of this section is found by a court of competent jurisdiction to be invalid, the remaining provisions should be given effect to the fullest extent possible consistent with the First Amendment guarantee of free speech.

(5) Wherever this chapter allows a sign with commercial content, noncommercial content is also permitted subject to the same requirements.

(b) Permit required.

(1) A sign permit is required prior to the display of any sign except as provided in subsection (c).

(2) An application for a sign permit on provided forms shall be filed with the building official, who shall submit it to the director of planning for review. The applicant shall provide sufficient information to demonstrate that the proposed sign is permitted under the Uniform Statewide Building Code and this chapter.

(3) A nonrefundable fee as set forth in the Uniform Statewide Building Code shall accompany each sign permit application.

(4) If an application complies with all provisions of this chapter, the director of planning shall indicate approval of the application and return it to the building official within 20 business days after receipt. If an application is incomplete, the director of planning or designee shall notify the applicant of the deficiencies within 20 business days after receipt.

(5) If an application does not comply with this chapter, the director of planning or designee shall indicate denial on the application, provide written reasons for the denial, and return it to the building official or designee within 20 business days after receipt.

- (6) If a sign is not installed within six months after issuance of a sign permit, the permit shall be void. The director of planning or designee may revoke approval of a sign permit under any of the following circumstances:
- a. Information in the application was materially false or misleading;
 - b. The sign as installed does not conform to the sign permit application;
or
 - c. The sign violates this chapter or the Uniform Statewide Building Code.
- (7) For any property subject to a plan of development, a comprehensive sign program may be submitted to the director of planning with one or more sign permit applications. The comprehensive sign program shall establish the number, location, area, height, materials, and illumination of all signs to be placed on the site. The director of planning may approve a comprehensive sign program that conforms to the total area and maximum height limitations of this section.

(c) Signs not requiring permits.

A sign permit is not required for:

- (1) Any sign placed by a government body, required by law, or permitted by the Virginia Department of Transportation.
- (2) Up to three noncommercial flags on any lot. Any commercial flag shall comply with the regulations for detached signs.
- (3) The refacing or repair of an existing permitted sign.
- (4) On any lot, not more than two non-illuminated signs each not exceeding 1 square foot in area or 4 feet in height.
- (5) Non-illuminated signs posted along the property line of any lot, except that (i) no such sign shall exceed 1 square foot in area and (ii) no two such signs shall be posted within 250 feet of each other on the same property line. Notwithstanding the general prohibition in section 24-104.1(d)(1)(b), such signs may be attached to trees.
- (6) Window signs that do not exceed 50% of the total area of the window or door.
- (7) Temporary signs, as follows:
 - a. On property where a building permit is active, one sign no more than 3 square feet in area;
 - b. On property actively marketed for sale or rent, one sign no more than 32 square feet in area and 8 feet in height when the sign abuts a street classified as a controlled access, major arterial, minor arterial, major collector, or major access road; and no more than 3 square feet in area and 4 feet in height when the sign abuts any other street;

- c. In any R, A-1, or C-1 district: temporary noncommercial signs not exceeding 16 square feet in aggregate area for each lot may be displayed no more than 90 consecutive days and no more than 120 days in any calendar year; and
- d. In any office, business, or industrial district: temporary noncommercial signs may be displayed no more than 90 consecutive days and no more than 120 days in any calendar year. Each sign shall not exceed 32 square feet, and the total aggregate area of signs along any 300-foot segment of street frontage shall not exceed 32 square feet. Detached signs shall not be illuminated and shall not exceed 8 feet in height.

(8) In any office, business, or industrial district: one display of attention-getting devices for a period not exceeding 10 days in each three-month period: January 1 through March 31, April 1 through June 30, July 1 through September 30, or October 1 through December 31, provided that:

- a. The display shall not obstruct any public right-of-way, required parking space, or ingress or egress to any building;
- b. The display shall not damage required landscaping; and
- c. If an otherwise permissible attention-getting device is displayed more than 10 days in any three-month period, in addition to any other remedy, the number of days in excess of 10 shall be counted against the number of days permitted in future three-month periods.

(d) Prohibited signs.

The following signs are prohibited:

(1) General prohibitions.

- a. Any sign attached to trees, bushes, shrubberies, or other plants or vegetation;
- b. Any sign simulating, or which is likely to be confused with, a traffic control sign, any other sign displayed by a public authority, or the lights or markings on an emergency vehicle; and
- c. Any sign displayed on a stationary vehicle or trailer that is used for the purpose of a mobile or portable sign, including the parking of a vehicle for a period of more than 24 hours in such a manner that it is within 100 feet of and plainly visible from the public right-of-way.

(2) Prohibitions based on construction.

- a. Any sign with parts that rotate or move, or appear to rotate or move;
- b. Any sign displaying flashing, scrolling, or intermittent lights or lights of changing degrees of intensity;
- c. Searchlights;

- d. Any sign consisting primarily of exposed illuminated tubing or strings of lights, except in windows or when used for temporary decorations not to exceed 90 days in any calendar year;
- e. Any sign that emits smoke, flame, scent, mist, aerosol, liquid, or gas;
- f. Any sign that emits sound; and
- g. Strings of pennants or flags except temporary attention-getting devices as provided in section 24-104.1(c)(8).

(3) Prohibitions based on location.

- a. Off-premises commercial signs, except outdoor advertising signs allowed by section 24-104.1(l)(7);
- b. Any sign placed on public land, including street right-of-way, other than those approved in writing by the county engineer or the Virginia Department of Transportation, required by law without such approval, or permitted under Code of Virginia § 24.2-310 E, as amended. Any unauthorized sign is subject to immediate removal and disposal by any authorized official. Removal of the sign by an authorized official does not preclude prosecution of the person responsible for the sign;
- c. Any sign attached to the roof of a building (other than the lower plane of a mansard roof), extending above the ridge of a sloped roof, or attached to a parapet wall and extending above the top of such wall; and
- d. Any sign that prevents a driver from having an unobstructed view of an intersection or seeing conflicting vehicles or pedestrians in the roadway.

(e) Measurements of sign area and height.

- (1) For a detached sign, the sign area shall include all of the sign including the background of the display. The supports, uprights, or structure on which a detached sign is supported shall not be included in determining the sign area unless they form an integral part of the display.
- (2) For an attached sign, the sign area shall include all of the sign and that portion of the wall or fence that forms the background of the display.
- (3) For a sign in the shape of a regular polygon or circle, the area shall be calculated by the mathematical formula for area of that polygon or circle. For a sign not in the shape of a regular polygon or circle, the sign area shall be calculated based on a maximum of six abutting or overlapping rectangles that enclose the sign.
- (4) For a sign with two parallel faces not more than 24 inches apart, or two faces attached in a V-shape with an interior angle not exceeding 90 degrees, only one side shall be included in the calculation of sign area. If one face is larger than the other, the larger face shall be used.

- (5) For a sign consisting of three vertical faces attached in the shape of a triangle, the largest two faces shall be included in the calculation of sign area.
- (6) For an attached sign that projects four inches or more from the wall to which it is attached, the sign area shall also include the area of the visible sides of the sign, calculated as a rectangle enclosing each entire side view.
- (7) For a cylindrical sign, the sign area shall be calculated by multiplying one-half of its circumference by its height.
- (8) Where the allowed sign area is based on the length of a building, the building length shall be the longest dimension parallel to one wall. For a building divided into multiple tenant spaces, the length of the building shall be the sum of the lengths of the longest exterior wall of each tenant space.
- (9) The height of a sign shall be the vertical distance from the highest point of the sign to either the street grade or the average lot grade at the front setback line, whichever elevation is greater.

(f) Maintenance and removal.

- (1) All signs shall be constructed and maintained in compliance with the Uniform Statewide Building Code and in a neat and clean condition.
- (2) The building official may order the immediate removal or repair of any sign which he determines presents an immediate threat to the safety of the public because it has become insecure, in danger of falling, or otherwise unsafe. If such action is necessary to render a sign safe, the cost of such action shall be at the expense of the owner or lessee of the premises.
- (3) Any sign that becomes a safety hazard or that is not kept in a reasonably good state of repair shall be put in a safe and good state of repair after written notice by the building official to the property owner or permit holder.
- (4) When the business advertised on a sign has ceased operating, the owner of the property shall remove the sign or replace the sign face with a blank face within 60 days of the cessation of business operations until such time as a new use has begun operating on the property.
- (5) Any sign that constitutes a nuisance may be abated by the county under the provisions of Code of Virginia §§ 15.2-900, 15.2-906, or 15.2-1115.

(g) General requirements.

- (1) Detached signs shall be set back from any street right-of-way at least 5 feet.

- (2) Any attached sign in a business or industrial district located within 150 feet of an R district on the same side of the same street shall be attached flat against a building wall that does not face the adjacent R district.
- (3) External lighting of signs shall consist of full cut-off or directionally shielded lighting fixtures that are aimed and controlled so that the directed light shall be substantially confined to the sign. The beam width shall not be wider than that needed to illuminate the sign.
- (4) Illumination from any sign shall not exceed 0.5 foot candle above ambient lighting conditions at any property line, and shall not shine directly into oncoming traffic or directly into a dwelling.
- (5) For any sign in the B-1, B-2, or B-3 business districts or the M-1, M-2, or M-3 industrial districts, except for outdoor advertising signs subject to section 24-104.1(l)(7), the image or message shall not change more often than once every 10 seconds. For any sign in any other zoning district, the image or message shall not change more often than once every 5 minutes. The images, messages, and transitions between them shall not include or simulate motion, video, or animation.

(h) Nonconforming signs.

- (1) Signs lawfully existing on April 25, 2017, that do not conform to the provisions of this section shall be deemed nonconforming but may remain, subject to the qualifications in this subsection. Notwithstanding the foregoing, any outdoor advertising sign (i) allowed by section 24-104.1(l)(7), (ii) not prohibited by section 24-104.1(d), and (iii) meeting the requirements of section 24-104.1(g) shall be considered a conforming sign for purposes of this section.
- (2) The burden of establishing nonconforming status of a sign and of the physical characteristics and location of such sign shall be that of the owner of the property. Upon notice from the director of planning, a property owner shall submit verification that a sign was lawfully existing at the time of erection. Failure to provide such verification shall be cause for an order to remove the sign or bring the sign into compliance with this section.
- (3) A nonconforming sign may not be enlarged and any feature of a nonconforming sign, such as illumination, may not be increased. This paragraph is not intended to prohibit upgrades in the efficiency of lighting of any sign, or the addition of solar panels to an outdoor advertising sign subject to section 24-104.1(l)(7).
- (4) Nothing in this section shall be deemed to prevent maintenance or repair of a nonconforming sign.
- (5) A nonconforming sign may not be moved unless such change in location will make the sign more nearly conform to the provisions of this section.

- (6) A nonconforming sign that is destroyed or damaged by any casualty to an extent not exceeding 50% of its area may be restored within two years after such destruction or damage but shall not be enlarged in any manner. If a nonconforming sign is destroyed or damaged to an extent exceeding 50% of its area, it shall not be reconstructed but may be replaced with a sign that complies with this section.
- (7) A nonconforming sign that is changed to become conforming or is replaced by a conforming sign shall no longer be deemed nonconforming, and thereafter such sign shall be maintained in accordance with the provisions of this section.
- (8) A nonconforming sign structure shall be subject to the removal provisions of this section. In addition, a nonconforming sign structure shall be removed if the use to which it is accessory has not been in operation for a period of two years or more. Following the expiration of the two-year period any abandoned nonconforming sign shall be removed by the owner of the property on which the sign is located, if notified by the county to do so. If, following such two-year period, the county has made a reasonable attempt to notify the property owner, the county through its own agents or employees may enter the property upon which the sign is located and remove any such sign whenever the owner has refused to do so. The cost of such removal shall be chargeable to the owner of the property.
- (i) One-family residence, R-5A, agricultural, and conservation districts: A sign permit may be issued for the following signs in the R-0, R-0A, R-1, R-1A, R-2, R-2A, R-3, R-3A, R-4, and R-4A one-family residence districts, the R-5A general residence district, the A-1 agricultural district, and the C-1 conservation district.
- (1) At each entrance to a section of an approved and recorded subdivision: one detached sign not exceeding 25 square feet in area or 6 feet in height; or two signs attached to a wall or fence on opposite sides of the entrance, not exceeding 30 square feet in aggregate area. Such signs may be located in the right-of-way if approved by the county engineer.
- (2) Accessory to a nonresidential use other than an assembly use or county facility: one attached or detached sign not exceeding 20 square feet in area. Detached signs shall not exceed 8 feet in height.
- (3) Accessory to an assembly use or county facility:
- a. No more than three attached or detached signs, not exceeding 50 square feet each or 82 square feet in aggregate area. Detached signs shall not exceed 8 feet in height.
- b. For each parking lot serving two or more buildings: one detached sign per building, not exceeding 3 square feet in area or 5 feet in height.

(j) Other residence districts. A sign permit may be issued for the following signs in the R-5 and R-6 general residence districts, the RTH residential townhouse district, and the RMP district.

(1) Accessory to a residential use for which a plan of development is required, including a townhouse project or multifamily development:

a. At each entrance to a phase or section as shown on the approved plan of development or recorded subdivision plat: one sign not exceeding 32 square feet in area or 8 feet in height, or two signs attached to a wall or fence on opposite sides of the entrance, not exceeding 36 square feet in aggregate area. Such signs may be located in the right-of-way if approved by the county engineer.

b. For each parking lot serving two or more buildings: one detached sign per building, not exceeding 3 square feet in area or 5 feet in height.

(2) Accessory to a nonresidential use other than an assembly use or county facility: one attached or detached sign not exceeding 20 square feet in aggregate area. Detached signs shall not exceed 8 feet in height.

(3) Accessory to an assembly use or county facility:

a. No more than three attached or detached signs, not exceeding 50 square feet each or 82 square feet in aggregate area. Detached signs shall not exceed 8 feet in height.

b. For each parking lot serving two or more buildings: one detached sign per building, not exceeding 3 square feet in area or 5 feet in height.

(k) Office and office/service districts. A sign permit may be issued for the following signs in the O-1, O-2, and O-3 office districts, and the O/S and O/S2 office service districts.

(1) For each lot: one detached sign if the lot has an entrance on one public street, or two detached signs if the lot has entrances on two or more public streets. Each sign shall not exceed 32 square feet in area or 15 feet in height.

(2) For each building: attached signs not exceeding 32 square feet in aggregate area for each 25,000 square feet of finished floor area or part thereof. One detached sign not exceeding 12 square feet in area or 5 feet in height may be substituted for 12 square feet of attached sign area.

(3) For each parking lot serving two or more buildings: one detached sign per building, not exceeding 3 square feet in area or 5 feet in height.

(4) For each phase or section in the approved plan of development: one attached or detached sign not exceeding 20 square feet in area. Detached signs shall not exceed 10 feet in height. Such signs may be located in the right-of-way if approved by the county engineer.

(5) For a coordinated development of 20 acres or more:

- a. For each entrance from a major arterial, minor arterial, or major collector road: one detached sign not exceeding 75 square feet in area, or two signs not exceeding 75 square feet in aggregate area when attached to a wall or fence on opposite sides of an entrance. Each sign shall not exceed 15 feet in height and shall not be located within 75 feet of any other detached sign. Such signs may be located in the right-of-way if approved by the county engineer.**
- b. For each 20 acres or part thereof: one detached sign not exceeding 36 square feet in area or 6 feet in height, provided such signs shall not be located within 75 feet of any other detached sign. Such signs may be located in the right-of-way if approved by the county engineer.**

(I) Business districts. A sign permit may be issued for the following signs in the B-1, B-2, and B-3 business districts. In the B-1 district, no sign shall be illuminated between 12:00 midnight and 6:00 a.m.

- (1) Attached signs not exceeding the following aggregate allowance of sign area for each linear foot of building length: in the B-1 district, 1.5 square feet; in the B-2 district, 3 square feet; in the B-3 district, 4 square feet.**
- (2) Detached signs: one of the following may be allowed on a parcel as applicable, but not both:**
 - a. Accessory to one business with independent street access and parking: one detached sign may be located along each public street frontage. Such signs shall not exceed 32 square feet in area each or 8 feet in height and shall be located at least 75 feet from any other detached sign.**
 - b. Accessory to a group of two or more businesses with coordinated street access and parking: one detached sign for each point of access to a public street, provided that any two signs on the same public street shall be located at least 500 feet apart, and any such sign shall be located at least 75 feet from any other detached sign. Such signs shall not exceed 150 square feet in area each or 25 feet in height, except that for a coordinated development of 40 acres or more, one detached sign may be up to 250 square feet in area and 30 feet in height.**
- (3) For each parking lot serving two or more buildings: one detached sign per building, not exceeding 3 square feet in area or 5 feet in height.**
- (4) For a coordinated development of 20 acres or more: one detached sign not exceeding 36 square feet in area or 6 feet in height for each 20 acres or part thereof. Such signs shall not be located within 75 feet of any other detached sign. Such signs may be located in the right-of-way if approved by the county engineer.**

- (5) For a coordinated development of 40 acres or more: for each parcel improved with a building of 60,000 square feet or more of finished floor area, one monument sign not exceeding 35 square feet in area or 5 feet in height.
- (6) Accessory to a drive-through window: no more than two detached signs for each position where orders are placed or customers are served, one not exceeding 48 square feet in area and one not exceeding 24 square feet in area. Such signs shall not exceed 8 feet in height.
- (7) In the B-3 district, outdoor advertising signs as provided below.
- a. No permit will be issued for a new outdoor advertising sign in addition to those lawfully in existence on May 27, 1998, except as follows:
1. Replacement. A lawful outdoor advertising sign for which a permit has been issued may be replaced with a new outdoor advertising sign at the same location provided the new sign shall not (i) exceed 500 square feet in area, (ii) exceed 40 feet in height if abutting an interstate highway or 25 feet in height if not abutting an interstate highway, and (iii) project over any property line or any right-of-way line (public or private).
2. Relocation. A lawful outdoor advertising sign for which a permit has been issued may be relocated to, or replaced with a new outdoor advertising sign at, a new site on the same side of the same street provided that (i) the new location shall be on the same lot as the original sign or on a different lot and within 500 feet of the original sign, measured parallel to the front property line, (ii) the new location shall be at least 1,000 feet from any other outdoor advertising sign on the same side of the same street, (iii) the new location shall be at least 500 feet from any residential district fronting on the same side of the same street, or from any school, county park, or place of worship, (iv) the relocated or replacement sign shall not exceed 500 square feet in area, (v) the relocated or replacement sign shall not exceed 40 feet in height if abutting an interstate highway, or 25 feet in height if not abutting an interstate highway, and (vi) the relocated or replacement sign shall not project over any property line or any right-of-way line (public or private). For purposes of this provision, "original sign" shall mean the sign as it existed on May 27, 1998.
- b. A lawful outdoor advertising sign for which a permit has been issued may be continued, maintained, refaced, or repaired at its existing location, size, and height.
- c. Artistic embellishments may be added to a lawful outdoor advertising sign structure for which a permit has been issued, if such embellishments do not exceed 10 percent of the area of the sign face

and such embellishments do not extend more than 5 feet from such sign structure.

(m) Industrial districts. In the M-1, M-2, and M-3 industrial districts and the PMD Planned Industrial District, signs shall be allowed for any use allowed in the B-3 business district, subject to the regulations for the B-3 district in subsection (l). A sign permit may be issued for the following signs for any use first allowed in the industrial districts.

- (1) Attached signs not exceeding 4.5 square feet of sign area for each linear foot of building length.
- (2) Detached signs: one for each point of access to a public street, provided that any two signs on the same public street shall be located at least 500 feet apart. Each sign shall not exceed 150 square feet in area or 25 feet in height and shall be located at least 75 feet from any other detached sign.
- (3) For each parking lot serving two or more buildings: one detached sign per building, not exceeding 3 square feet in area or 5 feet in height.
- (4) For a coordinated development of 20 acres or more: one detached sign not exceeding 50 square feet in area or 6 feet in height for each 20 acres or part thereof. Such signs shall not be located within 75 feet of any other detached sign. Such signs may be located in the right-of-way if approved by the county engineer.
- (5) Outdoor advertising signs shall be allowed subject to section 24-104.1(l)(7).

27. That Section 24-105 of the Code of the County of Henrico be repealed and reserved.

Sec. 24-105. Planned Neighborhood Reserved.

- ~~(a) Signs. Signs as regulated in section 24-104.~~
- ~~(b) Minimum area. Minimum area for RPN shall not be less than 50 acres. When B-1 uses within RPN are requested, the minimum acreage shall be not substantially less than two acres. For uses permitted in R-5 districts, the minimum lot area shall be the same as those specified for the R-5 district.~~
- ~~(c) Maximum area. Maximum area for an RPN district shall not exceed 150 acres. B-1 uses within RPN shall not exceed a maximum of eight percent of the gross land area.~~
- ~~(d) Maximum height of buildings. Height restrictions for one-family, townhouses and garden apartments shall be 35 feet. High-rise apartments shall not exceed eight stories or 80 feet in height. B-1 uses within RPN shall not exceed three stories or 35 feet in height.~~

- (e) ~~Minimum yard dimensions.~~ For one family uses, same as regulated in R-4 district. For all multifamily dwellings, minimum yard dimensions shall be 35 and 45 feet setback from collector and major streets respectively. The distance between principal buildings, front to front or back to back, shall be equal to the sum of the heights of the buildings and in no case less than 70 feet. The distance between buildings in any other relationship shall be not less than 30 feet. For commercial uses, same as regulated in B-1 district.
- (f) ~~Maximum density.~~ Maximum density shall not exceed 12½ dwelling units per gross acre of the total site, excluding areas designated for offices, commercial and public road right-of-way.
- (g) ~~Overall unit density.~~ Distribution of density shall be as follows:
- (1) ~~Twenty five percent of the units shall not exceed 35 feet in height.~~
 - (2) ~~Twenty five percent of the units shall be at least 65 feet in height.~~
 - (3) ~~Fifty percent of the units may be any combination of heights by right under this section.~~
- (h) ~~Parking requirements.~~ As required under sections 24-96 through 24-98.
- (i) ~~Procedure for establishment.~~ The applicant shall furnish with his application for rezoning five copies of a preliminary land use plan prepared by an engineer, architect, landscape architect or land planner, duly authorized by the state to practice as such, showing the general layout proposed for various types of land uses, densities of population and units in residential areas, a major thoroughfare plan, public utility plan, storm drainage plan and public facilities plan showing recreation spaces, parks, schools and other public or community uses. Desired commercial area shall also be shown. After review and approval by the planning commission and the board of supervisors under Code of Virginia, §§ 15.2-2223 and 15.2-2236, as amended, the county comprehensive plan may be modified to show the general land uses intended above. Following approval of the amendment to the zoning map by the board of supervisors after public hearing on the rezoning case, the applicant shall submit five copies of a preliminary subdivision plat prepared by a certified engineer or surveyor duly authorized by the state to practice as such, showing the layout of all major and local thoroughfares and streets, location of all buildings, parking area, commercial areas, if any, pedestrian areas, utility easements, lot lines, recreation and open spaces, parks, school sites, playgrounds, the proposed use of all buildings and the metes and bounds of all dedicated areas in accordance with sections 19-1, 19-2, 19-60 and 19-62 through 19-64 of the County Code. Following approval by the planning commission of the preliminary plat, the developer shall submit five copies of the final plat of not substantially less than 20 acres for approval according to sections 19-3 and 19-91 of the County Code, which shall be approved for recordation and recorded. No building permit shall be issued for any construction until plat is recorded as above. Therefore, no modification shall be made in any final plat unless amended under the original requirements of this section.

28. That Section 24-106.2 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-106.2. Landscaping, tree cover, screen and buffer requirements, transitional buffering and design standards.

. . . .

- (d) *Tree protection plan.* In addition to plans required by the appropriate application, an application for any land disturbing activity greater than 2,500 square feet and/or any land development approval shall include a tree protection plan. This plan must be approved by the director of planning before any other land development activity is approved.

. . . .

- (2) A tree protection plan shall include the following information:

. . . .

- b. Detailed drawings of tree protection measures.

. . . .

2. ~~Tree protection markers regulated under section 24-104 as a warning or announcement type sign under the section providing for "signs not requiring permits" [24-104(b)(6)].~~ **Reserved.**

. . . .

. . . .

. . . .

29. That Section 24-121 of the Code of the County of Henrico be amended and reordained as follows:

Sec. 24-121. Conditional zoning or zone approval.

• • • •

(j) *Exceptions to paragraph (i).* Where a parcel(s) of land meets the requirements of paragraph (i) above, the following uses may be permitted unless otherwise restricted by the documents filed:

(1) *Parcels zoned R-5 and R-5C.*

• • • •

c. *Accessory uses permitted.*

• • • •

2. Signs as regulated in section 24-104(g)(1).1(i).

(2) *Parcels zoned R-6 or R-6C.*

• • • •

c. *Accessory uses permitted.*

• • • •

2. Signs as regulated in section 24-104(g)(2).1(i).

• • • •

• • • •

30. That this ordinance shall be in full force and effect on and after its passage.

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

Page No. 1 of 8
Agenda Item No. 99-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

For Clerk's Use Only:

Date: 4/25/2017

☒ Approved

☐ Denied

☐ Amended

☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Thomson Seconded by (1) Branin
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

Branin, T. ✓ — —

Hinson, H. ✓ — —

Nelson, T. ✓ — —

O'Bannon, P. ✓ — —

Thornton, F. ✓ — —

WHEREAS, the Board of Supervisors of the County of Henrico, Virginia, held an advertised public hearing at 6:00 p.m., on April 11, 2017, to consider the proposed Operating and Capital Annual Fiscal Plans for fiscal year 2017-18;

WHEREAS, those citizens who appeared and wished to speak were heard.

NOW, THEREFORE, BE IT RESOLVED that the proposed Operating and Capital Annual Fiscal Plans for fiscal year 2017-18, are hereby approved for informative and fiscal planning purposes only.

**OPERATING ANNUAL FISCAL PLAN
ESTIMATED OPERATING RESOURCES**

01 - GENERAL FUND:

	Manager Proposed	Board Approved
51/01 - General Property Taxes	\$ 439,375,000	\$ 439,375,000
02 - Other Local Taxes	151,248,000	151,248,000
03 - Permits, Fees, & Licenses	4,741,100	4,741,100
04 - Fines & Forfeitures	2,090,000	2,090,000
05 - Use of Money & Property	7,925,600	7,925,600
06 - Charges for Services	3,832,850	3,832,850
07 - Miscellaneous	4,132,500	4,132,500
08 - Recovered Costs	4,090,470	4,090,470
Total from Local Sources	\$ 617,435,520	\$ 617,435,520
52/02 - Non-Categorical Aid	\$ 16,118,500	\$ 16,118,500
03 - Shared Expenses	17,715,000	17,715,000
04 - Categorical Aid	312,524,067	312,524,067
Total from State	\$ 346,357,567	\$ 346,357,567

By Agency Head

Eugene Watter

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**

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Agenda Item No. 99-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

53/03 - Categorical Aid - Total Federal	\$ 370,000	\$ 370,000
GENERAL FUND REVENUE	\$ 964,163,087	\$ 964,163,087
60/01 - Operating Transfers	\$ (141,636,227)	\$ (141,636,227)
62/01 - From (To) Fund Balance	17,148,220	17,148,220
GENERAL FUND RESOURCES	\$ 839,675,080	\$ 839,675,080
<u>11 – SPECIAL REVENUE FUND:</u>		
51/03 - Permits, Fees, & Licenses	\$ 1,016,372	\$ 1,016,372
04 - Fines & Forfeitures	246,918	246,918
05 - Use of Money & Property	183,500	183,500
06 - Charges for Services	31,455,727	31,455,727
07 - Miscellaneous	3,437,377	3,437,377
08 - Recovered Costs	578,512	578,512
Total from Local Sources	\$ 36,918,406	\$ 36,918,406
52/02 - Non-Categorical Aid	\$ 1,521,481	\$ 1,521,481
04 - Categorical Aid	37,157,387	37,157,387
Total from State	\$ 38,678,868	\$ 38,678,868
53/03 - Categorical Aid - Total Federal	\$ 62,705,044	\$ 62,705,044
SPECIAL REVENUE FUND REVENUE	\$ 138,302,318	\$ 138,302,318
60/01 - Operating Transfers	\$ 23,720,087	\$ 23,720,087
62/01 - From (To) Fund Balance	6,304,512	6,304,512
SPECIAL REVENUE FUND RESOURCES	\$ 168,326,917	\$ 168,326,917
<u>51 – WATER AND SEWER ENTERPRISE FUND:</u>		
51/06 - Charges for Services	\$ 119,312,281	\$ 119,312,281
07 - Miscellaneous	1,990,282	1,990,282
W&S ENTERPRISE FUND REVENUE	\$ 121,302,563	\$ 121,302,563
60/01 - Operating Transfers	\$ 1,855,021	\$ 1,855,021
62/01 - From (To) Retained Earnings	(33,396,053)	(33,396,053)
W&S ENTERPRISE FUND RESOURCES	\$ 89,761,531	\$ 89,761,531
<u>52 - BELMONT GOLF COURSE ENTERPRISE FUND:</u>		
51/06 - Charges for Services	\$ 1,103,854	\$ 1,103,854
BELMONT ENTERPRISE FUND RESOURCES	\$ 1,103,854	\$ 1,103,854

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
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Agenda Item No. 99-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

61 – CENTRAL AUTO MAINTENANCE (C.A.M.) FUND:

51/05 - Use of Money & Property	\$	368,000	\$	368,000
07 - Miscellaneous		1,100		1,100
08 - Recovered Cost		20,674,451		20,674,451
C.A.M. FUND RESOURCES	\$	21,043,551	\$	21,043,551

62 – TECHNOLOGY REPLACEMENT FUND:

60/01 - Operating Transfers	\$	2,250,000	\$	2,250,000
62/01 - From (To) Retained Earnings		152,765		152,765
TECH. REPLACE. FUND RESOURCES	\$	2,402,765	\$	2,402,765

63 – RISK MANAGEMENT FUND:

51/08 - Recovered Costs - Total Revenue	\$	750,000	\$	750,000
60/01 - Operating Transfers		8,392,479		8,392,479
RISK MANAGEMENT FUND RESOURCES	\$	9,142,479	\$	9,142,479

64 - HEALTHCARE FUND:

51/05 - Interest on Investment	\$	100,000	\$	100,000
51/07 - Miscellaneous		150,000		150,000
51/08 - Recovered Costs		109,442,704		109,442,704
HEALTHCARE FUND REVENUE	\$	109,692,704	\$	109,692,704
62/01 - From (To) Fund Balance	\$	3,832,444	\$	3,832,444
HEALTHCARE FUND RESOURCES	\$	113,525,148	\$	113,525,148

71 – DEBT SERVICE FUND:

60/01 - Operating Transfers - TOTAL RESOURCES	\$	57,762,829	\$	57,762,829
DEBT SERVICE FUND RESOURCES	\$	57,762,829	\$	57,762,829

82 – JAMES RIVER JUVENILE DETENTION CENTER AGENCY FUND:

51/10 - Shared Expenses - Local	\$	472,236	\$	472,236
52/03 - Shared Expenses - State		1,514,500		1,514,500
JRJDC AGENCY FUND REVENUE	\$	1,986,736	\$	1,986,736
60/01 - Operating Transfers	\$	3,069,011	\$	3,069,011
62/01 - From (To) Fund Balance		105,534		105,534
JRJDC AGENCY FUND RESOURCES	\$	5,161,281	\$	5,161,281

83 – FIDUCIARY FUNDS

60/01 - Operating Transfers	\$	4,050,000	\$	4,050,000
OPEB, LINE OF DUTY AND LTD RESOURCES	\$	4,050,000	\$	4,050,000

90 – ADJUSTMENT FOR INTERFUND TRANSACTIONS:

60/01 - Operating Transfers - TOTAL RESOURCES	\$	(102,804,784)	\$	(102,804,784)
TOTAL OPERATING RESOURCES	\$	1,209,150,651	\$	1,209,150,651

**COUNTY OF HENRICO, VIRGINIA
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Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

Including: REVENUE TOTAL	\$ 1,358,344,813	\$ 1,358,344,813
OPERATING TRANSFERS	(143,341,584)	(143,341,584)
FUND BALANCE/RETAINED EARNINGS	(5,852,578)	(5,852,578)
	\$ 1,209,150,651	\$ 1,209,150,651

* Indicates a change

TOTAL CHANGES IN ESTIMATED RESOURCES	\$ 0
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ESTIMATED OPERATING REQUIREMENTS

<u>Department</u>	<u>Manager Proposed</u>	<u>Board Approved</u>
01- GENERAL FUND:		
01 - Board of Supervisors	\$ 1,081,048	\$ 1,081,048
02 - Library	18,821,527	18,821,527
03 - Sheriff	38,336,592	38,336,592
04 - Circuit Court	3,121,783	3,121,783
05 - Commonwealth's Attorney	4,843,141	4,843,141
06 - General District Court	311,599	311,599
07 - Juvenile/Domestic Relations Court	2,511,191	2,511,191
08 - Electoral Board	1,535,898	1,535,898
09 - County Manager	3,633,969	3,633,969
10 - County Attorney	2,394,553	2,394,553
11 - Human Resources	5,286,119	5,286,119
12 - Police	73,515,756	73,515,756
13 - Fire	58,667,363	58,667,363
14 - Finance	13,647,914	13,647,914
16 - General Services	14,632,142	14,632,142
17 - Internal Audit	442,715	442,715
19 - Information Technology	14,569,023	14,569,023
21 - Agriculture & Home Extension	406,808	406,808
23 - Recreation & Parks	18,728,399	18,728,399
24 - Public Health	2,219,895	2,219,895
28 - Public Works	50,555,927	50,555,927
29 - Real Property	648,326	648,326
30 - Economic Development	16,747,273	16,747,273
32 - Non-Departmental	11,708,555	11,708,555
33 - Building Inspections	4,432,477	4,432,477
34 - Planning	4,420,096	4,420,096
35 - Permit Centers	908,766	908,766
38 - Community Revitalization	1,638,980	1,638,980
50 - Education	469,907,245	469,907,245
TOTAL GENERAL FUND	\$ 839,675,080	\$ 839,675,080

COUNTY OF HENRICO, VIRGINIA
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Agenda Item No. 19-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

11 – SPECIAL REVENUE FUND:

05 - Commonwealth's Attorney	\$	1,208,268	\$	1,208,268
07 - Juvenile/Domestic Relations Court		949,130		949,130
12 - Police		1,539,091		1,539,091
22 - Social Services		32,855,479		32,855,479
26 - Mental Health/Developmental Services		37,426,239		37,426,239
27 - CRWP		5,140,116		5,140,116
28 - Public Works		897,000		897,000
31 - Public Utilities - Solid Waste		13,639,971		13,639,971
- Street Lights		83,100		83,100
32 - Non-Departmental		50,000		50,000
36 - Community Corrections Program		1,949,481		1,949,481
50 - Education - Cafeterias		25,760,022		25,760,022
- Grants		46,829,020		46,829,020
TOTAL SPECIAL REVENUE FUND	\$	168,326,917	\$	168,326,917

51 – WATER AND SEWER ENTERPRISE FUND:

31 - Public Utilities - Operations	\$	64,123,430	\$	64,123,430
- Debt Service		25,638,101		25,638,101
TOTAL W&S ENTERPRISE FUND	\$	89,761,531	\$	89,761,531

52 - BELMONT GOLF COURSE ENTERPRISE FUND:

23 - Recreation & Parks - TOTAL FUND	\$	1,103,854	\$	1,103,854
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61 – CENTRAL AUTO MAINTENANCE FUND:

16 - Central Auto. Maint. - TOTAL FUND	\$	21,043,551	\$	21,043,551
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62 – TECHNOLOGY REPLACEMENT FUND:

37 - Technology Replacement - TOTAL FUND	\$	2,402,765	\$	2,402,765
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63 – RISK MANAGEMENT FUND:

11 - Risk Management - TOTAL FUND	\$	9,142,479	\$	9,142,479
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64 – HEALTHCARE FUND:

42 - Healthcare - TOTAL FUND	\$	113,525,148	\$	113,525,148
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71 – DEBT SERVICE FUND:

18 - General Government	\$	24,017,460	\$	24,017,460
50 - Education		33,745,369		33,745,369
TOTAL DEBT SERVICE FUND	\$	57,762,829	\$	57,762,829

82 – JAMES RIVER JUVENILE DETENTION CENTER AGENCY FUND:

40 - JRJDC - Operations	\$	5,161,281	\$	5,161,281
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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

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Agenda Item No. 59-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

83 – FIDUCIARY FUND:

11 - OPEB - GASB 45	\$ 2,750,000	\$ 2,750,000
11 Long-Term Disability	600,000	600,000
11 - Line of Duty Act (LODA)	700,000	700,000
TOTAL FIDUCIARY FUND	<u>\$ 4,050,000</u>	<u>\$ 4,050,000</u>

90 – ADJUSTMENT FOR INTERFUND TRANSACTIONS:

60 - Interdepartmental Billings - CAM	\$ (21,043,551)	\$ (21,043,551)
- Healthcare	(81,761,233)	(81,761,233)
TOTAL ADJUSTMENTS	<u>\$ (102,804,784)</u>	<u>\$ (102,804,784)</u>
TOTAL OPERATING REQUIREMENTS	<u><u>\$ 1,209,150,651</u></u>	<u><u>\$ 1,209,150,651</u></u>

* Indicates a change

TOTAL CHANGE IN ESTIMATED OPERATING REQUIREMENTS	<u><u>\$ 0</u></u>
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**CAPITAL ANNUAL FISCAL PLAN
ESTIMATED CAPITAL RESOURCES**

<u>Source</u>	<u>Manager Proposed</u>	<u>Board Approved</u>
<u>21 - CAPITAL PROJECTS FUND:</u>		
Motor Vehicle License Revenue	\$ 850,000	\$ 850,000
Education Meals Tax Revenue	9,000,000	9,000,000
Landfill Revenue	600,000	600,000
G. O. Bonds - General	15,000,000	15,000,000
G. O. Bonds - Education	99,600,000	99,600,000
Other Local Revenue	4,869,420	4,869,420
Fund Balance - General Fund	18,284,580	18,284,580
TOTAL CAPITAL PROJECTS FUND	<u>\$ 148,204,000</u>	<u>\$ 148,204,000</u>
<u>22 - VEHICLE REPLACEMENT RESERVE:</u>		
Fund Balance - General Fund	\$ 6,574,800	\$ 6,574,800
<u>51 – WATER AND SEWER ENTERPRISE FUND:</u>		
Water & Sewer Fees/Charges	\$ 77,550,000	\$ 77,550,000
<u>52 – BELMONT GOLF COURSE ENTERPRISE FUND:</u>		
Fund Balance - General Fund	\$ 358,000	\$ 358,000
TOTAL CAPITAL RESOURCES	<u><u>\$ 232,686,800</u></u>	<u><u>\$ 232,686,800</u></u>

* Indicates a change

TOTAL CHANGE IN ESTIMATED CAPITAL RESOURCES	<u><u>\$ 0</u></u>
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**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Page No. 7 of 8
Agenda Item No. 69-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

ESTIMATED CAPITAL REQUIREMENTS

<u>Department</u>	<u>Manager Proposed</u>	<u>Board Approved</u>
<u>21 - CAPITAL PROJECTS FUND:</u>		
12 - Police	\$ 458,000	\$ 458,000
13 - Fire	3,080,000	3,080,000
16 - General Services	2,955,000	2,955,000
19 - Information Technology	1,847,000	1,847,000
23 - Recreation & Parks	13,266,000	13,266,000
26 - Mental Health/Developmental Services	8,700,000	8,700,000
28 - Public Works	6,198,000	6,198,000
31 - Public Utilities - Landfill	600,000	600,000
50 - Education	111,100,000	111,100,000
TOTAL CAPITAL PROJECTS FUND	\$ 148,204,000	\$ 148,204,000
<u>22 - VEHICLE REPLACEMENT RESERVE:</u>		
12 - Police	\$ 2,324,800	\$ 2,324,800
13 - Fire	1,750,000	1,750,000
13 - Education	2,500,000	2,500,000
TOTAL VEHICLE REPLACEMENT RESERVE	\$ 6,574,800	\$ 6,574,800
<u>51 - WATER AND SEWER ENTERPRISE FUND:</u>		
31 - Public Utilities - Water	\$ 6,450,000	\$ 6,450,000
- Sewer	71,100,000	71,100,000
TOTAL WATER & SEWER ENTERPRISE FUND	\$ 77,550,000	\$ 77,550,000
<u>52 - BELMONT GOLF COURSE ENTERPRISE FUND:</u>		
23 - Recreation & Parks	\$ 358,000	\$ 358,000
TOTAL CAPITAL REQUIREMENTS	\$ 232,686,800	\$ 232,686,800

* Indicates a change

TOTAL CHANGE IN ESTIMATED CAPITAL REQUIREMENTS	\$ 0
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BE IT FURTHER RESOLVED that the funds included in the Operating and Capital Annual Fiscal Plans for any County department, office, or agency may be used as participating funds in any Federal or State aid program for like purpose upon appropriation by the Board of Supervisors; and,

BE IT FURTHER RESOLVED that the Schedule of Compensation attached hereto effective at the beginning of the 2017-18 fiscal year is approved; and,

BE IT FURTHER RESOLVED that the approved Operating Annual Fiscal Plan for fiscal year 2017-18 includes an increase in the personnel complement of 64 positions for general government and 12 positions for schools and funding for a 2.5% wage increase for all eligible general government and school employees, to be effective on June 24, 2017;

**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
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Agenda Item No. 69-17

Agenda Title: **RESOLUTION - Approval of Operating and Capital Annual Fiscal Plans for Fiscal Year 2017-18 and Allocation of Car Tax Relief for Tax Year 2017**

BE IT FURTHER RESOLVED that in order to implement changes to the Personal Property Tax Relief Act of 1998 (the "PPTRA") made by legislation adopted by the Virginia General Assembly:

1. Any qualifying vehicle, as defined in the PPTRA, situated within the County commencing January 1, 2017, shall receive personal property tax relief in the following manner:
 - a. Qualifying vehicles valued at \$1,000 or less shall receive 100% tax relief;
 - b. Qualifying vehicles valued at between \$1,001 to \$20,000 shall receive 53% tax relief;
 - c. Qualifying vehicles valued at \$20,001 or more shall receive 53% tax relief on the first \$20,000 of value only; and
 - d. All other vehicles which do not meet the definition of "qualifying vehicles" will not receive any form of tax relief under the PPTRA.
2. The amount of tax relief shall be a specific dollar amount offset against the total personal property taxes that would otherwise be due on a qualifying vehicle but for the PPTRA. The specific dollar amount of relief shall be shown on the tax bill for each qualifying vehicle, together with a general description of the criteria upon which relief has been allocated.

COMMENTS: This Board Paper should be considered on April 11, 2017, but must be deferred until Tuesday, April 25, 2017, to comply with Virginia Code Section 15.2-2506, which states that "The hearing shall be held at least seven days prior to the approval of the budget...." The Director of Finance recommends approval of this Board Paper, and the County Manager concurs.

FY18 SCHEDULE OF COMPENSATION

County of Henrico, Virginia

Board of Supervisors	\$53,261.96 per annum ⁽¹⁾
Board of Zoning Appeals.....	\$6,600.00 per annum
Electoral Board - General Election.....	\$4,343.90 per annum ⁽²⁾
Secretary, Electoral Board - General Election.....	\$8,681.86 per annum ⁽²⁾
Election Officials.....	\$150.00 base pay per workday ⁽³⁾
Assistant Chief Election Officials.....	\$180.00 base pay per workday ⁽³⁾
Chief Election Officials	\$200.00 base pay per workday ⁽³⁾
Planning Commission.....	\$20,000.00 per annum
Richmond Regional Planning District Commission	\$3,000.00 per annum
Capital Region Airport Commission	\$3,000.00 per annum
Board of Real Estate Review & Equalization.....	\$225.00 per month
School Board	\$19,359.41 per annum ⁽⁴⁾
Social Services Board.....	\$3,000.00 per annum
Volunteer Firefighters.....	\$2.00 per call
Economic Development Authority	\$200.00 per meeting
Parks and Recreation Advisory Commission	\$75.00 per meeting

-
- (1) Acting pursuant to Va. Code Sec. 15.2-1414.2, on April 28, 2015, the Board determined its maximum annual compensation for calendar years 2016-2019 as follows: 2016-\$52,027.86; 2017-\$53,261.96; 2018-\$54,525.33; 2019-\$55,818.67. By the same action, the Board determined that its Chairman and Vice Chairman shall receive the additional sum of 15% and 10%, respectively, of the maximum annual compensation prevailing in each calendar year.
- (2) Rate and effective date is set by the General Assembly. Rates reflect the annual salaries for FY18 inclusive of the 2% pay increase effective August 1, 2017, approved by the General Assembly in the 2017 general session, contingent on the Governor's approval.
- (3) Rate approved by the Henrico County Board of Supervisors on October 14, 2008.
- (4) In accordance with Va. Code Sec. 22.1-32 (A), the maximum salary was set prior to July 1, 2015. The Chairman receives an additional sum of \$2,000.00 per annum.

FY18 SCHEDULE OF COMPENSATION
County of Henrico, Virginia

NAME AND OFFICE OR JOB TITLE

SALARY

Heidi Barshinger Clerk of Circuit Court	\$ 145,895.70 ⁽⁵⁾
Mark J. Coakley General Registrar.....	\$ 93,861.56 ^{(6) (8)}
Michael L. Wade Sheriff.....	\$177,629.12 ^{(5) (7) (8) (9)}

-
- (5) Annual rate and effective date is set by the General Assembly. Salary of the Clerk of the Circuit Court reflects the annual rate for FY18. The rate is inclusive of the 2% pay increase effective August 1, 2017, for constitutional officers as approved by the General Assembly in the 2017 general session. The rate is also contingent on the Governor's approval and the final salary as determined by the Virginia Compensation Board. As of December 13, 2014, the salary for the Sheriff includes a supplement by the County.
- (6) The General Registrar is an appointed position and receives annual compensation fixed by the General Assembly. Compensation is paid by the governing body of the County and reimbursed annually as provided in the State's general appropriations act and pursuant to Va. Code Sec. 24.2-111. The rate is inclusive of the 2% pay increase effective August 1, 2017, for FY18 as approved by the General Assembly in the 2017 general session. The rate is also contingent on the Governor's approval and the final salary as determined by the State Board of Elections.
- (7) The current Sheriff (Michael L. Wade) meets the criteria specified in Item 69.J.2.a of the approved biennium budget (House Bill 30 of the 2016 general session), and receives the additional specified percentage to the approved base amount. Consistent with the Virginia Compensation Board's provisions, Sheriff Wade earns the base plus 9.3% for the Sheriff's Career Development Plan and accreditation. Also see footnote 5 above.
- (8) 2012 Va. Acts c. 822 requires persons employed by local government to contribute five percent of their creditable compensation for the employee contribution to the Virginia Retirement System. To comply with 2012 Va. Acts c. 822 and the non-supplant requirement, the current incumbent in this elected/appointed position, who was employed/hired on/before July 1, 2012, receives an additional amount equal to 5% of the salary approved by the General Assembly. Future incumbents in this position will not receive an additional 5% locality supplement for the VRS employee member contribution per 2012 Va. Acts c. 822.
- (9) Reflects compression adjustment for sworn officers as approved by the General Assembly in the 2017 general session with an effective date of August 1, 2017, and contingent on the Governor's approval. The rate is also contingent on the Governor's approval and the final salary as determined by the Virginia Compensation Board.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 124-17

Page No. 1 of 1

Agenda Title: RESOLUTION - To Amend the Policy for Small, Minority, and Women-Owned Business in County Procurement

For Clerk's Use Only:

Date: 4/25/2017

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

BOARD OF SUPERVISORS ACTION

Moved by (1) Chenette Seconded by (1) Nelson
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

	YES	NO	OTHER
Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, II.	<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, Section 2.2-4310(B) of the Code of Virginia directs public bodies to establish programs to facilitate the participation of small businesses, businesses owned by women, minorities, and service disabled veterans, and employment services organizations in public procurement transactions; and,

WHEREAS, the Board of Supervisors initially established its Policy for Small, Minority, and Women-Owned Business in County Procurement (the "Policy") on January 23, 2007; and,

WHEREAS, the Board desires that the Policy shall reflect the commitment of the County of Henrico, the Board, and its officers and employees to undertake every reasonable effort to increase opportunity for utilization of small businesses, businesses owned by minorities, women and service-disabled veterans, and employment services organizations in all aspects in County procurement to the maximum extent feasibly consistent with sound principles of competitive procurement; and

WHEREAS, the Board wishes to amend the policy to comply with changes in state law since 2007 and to assign authority to the Purchasing Director to develop and implement procedures to assure that SWaM suppliers have the maximum practical opportunity to participate in County procurement transactions.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors approves the attached policy.

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

By Agency Head

Eugene W. White

By County Manager

Stephanie J. Smith

Routing:

Yellow to: _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

~~POLICY FOR SMALL, MINORITY, AND WOMEN-OWNED
BUSINESS IN COUNTY PROCUREMENT~~

COUNTY OF HENRICO SMALL, WOMEN-OWNED, AND
MINORITY-OWNED (SWaM) SUPPLIER POLICY

1. GOAL OF SWaM SUPPLIER POLICY

The goal of the SWaM Supplier Policy ("Policy") is to promote and facilitate the participation of small businesses, businesses owned by women, minorities, and service disabled veterans, and employment services organizations in all County procurements. The Policy shall apply to all County procurements.

2. IMPLEMENTATION OF POLICY

The County Manager shall implement the Policy in the County's SWaM Program. The SWaM Program shall have the support of all County departments, including Henrico County Public Schools. The Director of Purchasing shall develop and carry out procedures to assure that SWaM suppliers have the maximum practicable opportunity to participate in County procurement transactions.

3. DEFINITIONS

The terms set forth below shall have the following meanings ~~unless the context clearly requires otherwise.~~

- a. "Small business" means ~~an independently owned and operated business, independently owned and controlled by one or more individuals who are U.S. citizens or legal resident aliens, and which,~~ together with affiliates, has 250 or fewer employees, or ~~average~~ annual gross receipts of \$10 million or less averaged over the previous three years. One or more of the individual owners shall control both the management and daily business operations of the small business.
- b. "Minority individual" means an individual who is a citizen of the United States or a legal resident alien ~~a non-citizen who is in full compliance with United States immigration law and one who is~~ who satisfies one or more of the following categories: African American, Asian American, Hispanic American, Pacific Islander, ~~American Indian, or Alaskan Native and Native American.~~

- c. "Minority-owned business" means a business that is at least 51 percent owned by one or more minority individuals who also control and operate the business who are U.S. citizens or legal resident aliens, or in the case of a corporation, partnership, or limited liability company or other entity, at least 51 percent of the equity ownership interest in the corporation, partnership, or limited liability company or other entity is owned by one or more minority individuals who are U.S. citizens or legal resident aliens, and both the management and daily business operations are controlled by one or more minority individuals, or any historically black college or university as defined in Section 2.2-1604 of the Code of Virginia regardless of the percentage ownership by minority individuals or, in the case of a corporation, partnership, or limited liability company or other entity, the equity ownership interest in the corporation, partnership, or limited liability company or other entity.
- d. "Women-owned business" means a business that is at least 51 percent owned by one or more women who are citizens of the United States U.S. citizens or non-citizens who are in full compliance with United States immigration law legal resident aliens, or in the case of a corporation, partnership, or limited liability company or other entity, at least 51 percent of the equity ownership interest is owned by one or more women who are U.S. citizens or legal resident aliens, and both the management and daily business operations are controlled by one or more women.
- e. "Service disabled veteran" means a veteran who (i) served on active duty in the United States military ground, naval, or air service, (ii) was discharged or released under conditions other than dishonorable, and (iii) has a service-connected disability rating fixed by the United States Department of Veterans Affairs.
- f. "Service disabled veteran business" means a business that is at least 51 percent owned by one or more service disabled veterans or, in the case of a corporation, partnership, or limited liability company or other entity, at least 51 percent of the equity ownership interest in the corporation, partnership, or limited liability company or other entity is owned by one or more individuals who are service disabled veterans and both the management and daily business operations are controlled by one or more individuals who are service disabled veterans.
- g. "Employment services organization" means an organization that provides community-based employment services to individuals with disabilities that is an approved Commission on Accreditation of Rehabilitation Facilities (CARF) accredited vendor of the Department for Aging and Rehabilitative Services.
- h. "Control" means exercising the power to make policy decisions.
- i. "Operate" means being actively involved in the day to day management of the business.

4. FUNCTIONS OF THE COUNTY'S SWaM PROGRAM

~~It is the policy of the County of Henrico, acting through its officers, agents, and employees, in a manner that is consistent with the provisions of the Virginia Public Procurement Act, to:~~
The SWaM Program will perform the following functions:

- a. Develop and actively publicize programs to increase the participation of SWaM suppliers in County contract and procurement activities. ~~Actively promote the procurement or lease of goods, services, insurance, or construction, from small businesses or businesses owned by minorities and women in an equally competitive manner.~~
- b. Monitor and assess the utilization of SWaM suppliers in County contract and procurement activities. ~~Include participation from qualified small, minority, and women-owned businesses on solicitation lists.~~
- c. Identify SWaM suppliers and promote their awareness of County contracting opportunities. ~~Assure that small, minority, and women-owned businesses are solicited whenever they are potential sources.~~
- d. Utilize suppliers certified by the Virginia Department of Small Business and Supplier Diversity (VDSBSD). ~~Utilize a list of small, minority and women-owned businesses published by the Department of Minority Business Enterprise.~~
- e. Establish delivery schedules that will encourage participation by SWaM suppliers and meet County needs. ~~Where procurement requirements permit, establish delivery schedules which will encourage participation by small, minority, and women-owned business.~~
- f. Cooperate with, and use the services and assistance of, the United States Small Business Administration, Department of Minority Business Enterprise VDSBSD, and other public and private agencies.
- g. Participate in local, regional, and national conferences and events involving small, women-owned, minority-owned, and service disabled veteran-owned suppliers and employment services organizations. ~~Participate to the maximum extent possible in all local and regional small, minority, and women-owned purchasing fairs.~~

~~The Director of General Services is authorized and directed to develop and implement procedures in order to assure that small businesses and businesses owned by minorities and women shall have the maximum practicable opportunity to participate in County procurement transactions.~~



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 125-17

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Acquisition of Real Property — 7500 Staples Mill Road — Brookland District

For Clerk's Use Only:

Date:

4/25/2017

☒ Approved

☐ Denied

☐ Amended

☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Nelson Seconded by (1) Hinson
(2) _____ (2) _____

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

WHEREAS, the Board of Supervisors desires to acquire 9.5732 acres at 7500 Staples Mill Road for a new fire station; and,

WHEREAS, the owner, Richard E. Holland, Jr. Properties, LLC, has offered to sell the property for \$695,000.

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

- (1) the County Manager is authorized to execute documents, in a form approved by the County Attorney, to purchase the property for \$695,000; and,
- (2) the County Manager and County Attorney are authorized to undertake all actions necessary to complete the conveyance to the County.

Comments: The Fire Chief and Directors of Real Property and General Services recommend approval of this Board paper.

By Agency Head

Jim B. [Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Tests:

Clerk, Board of Supervisors

Date:



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 126-17

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Lease Amendment — Henrico Area Mental Health and Developmental Services — Providence Forge

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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 is leasing office space in the Forge Professional Building in Providence Forge for delivery of services by Henrico Area Mental Health and Development Services to residents of New Kent County and Charles City County under a cooperative agreement; and,

WHEREAS, the current lease expires June 30, 2017; and,

WHEREAS, the owner of the building, Mr. T. C. Alvis, Jr., is willing to extend the lease for an additional five years beginning July 1, 2017, at the current monthly rent of \$2,784.93 for the first year, increasing 3% each year thereafter.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the County Manager is authorized to execute a lease amendment, in a form approved by the County Attorney, for office space in the Forge Professional Building under the terms described above.

Comments: This lease is subject to annual appropriation. The Directors of Henrico Area Mental Health and Developmental Services and Real Property recommend approval of this Board paper.

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Copy to:

Certified:

A Copy Teste:

Clerk, Board of Supervisors

Date:



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 87-17

Page No. 1 of 1

Agenda Title: RESOLUTION — Signatory Authority — Radio Tower Facility Lease Agreement —
Capital Region Airport Commission — 5860 Lewis Road — Varina District

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS:

APPROVED

YES NO OTHER

	YES	NO	OTHER
Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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 Capital Region Airport Commission ("Commission") and the County will replace their current public safety radio communications systems with a new regional system; and,

WHEREAS, the County desires to lease 0.357 acres of the Commission's property on 5860 Lewis Road ("Leased Land") at the Richmond International Airport and to obtain access, construction and utility easements for construction of a new tower to support the new regional system; and,

WHEREAS, the Board at its regular meeting on December 13, 2016, found this use of the Leased Land to be substantially in accord with the County's 2026 Comprehensive Plan; and,

WHEREAS, the new regional system will enhance public safety and the public welfare; and,

WHEREAS, the County and the Commission negotiated a lease for an annual rent of \$1.00 for a term ending on January 1, 2057, or when the County no longer needs the property for the radio system, whichever comes first.

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

Comments: This lease is subject to annual appropriation. The Police Chief and Director of Real Property recommend approval of this Board paper.

By Agency Head

[Signature]

By County Manager

[Signature]

Routing:

Yellow to:

Real Property

Certified:

A Copy Teste:

Clerk, Board of Supervisors

Copy to:

Date:

Legend

- Tax Parcels
- Phases
- Lots

VICINITY MAP

Radio Tower Facility Lease Agreement

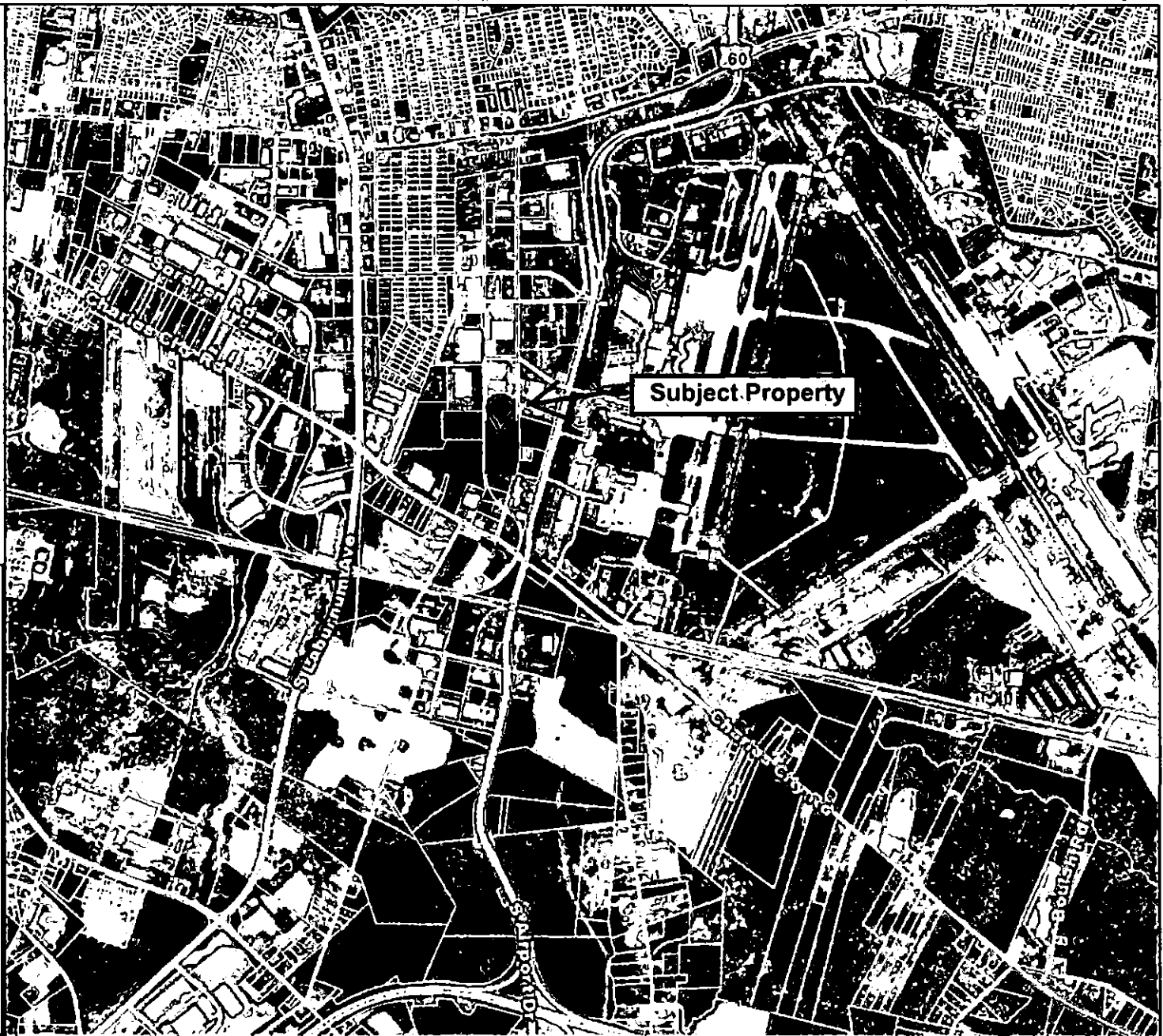
5860 Lewis Road
Capital Region Airport Commission

- Varina District -

PREPARED BY REAL PROPERTY DEPARTMENT

Feet

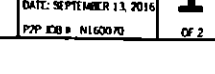
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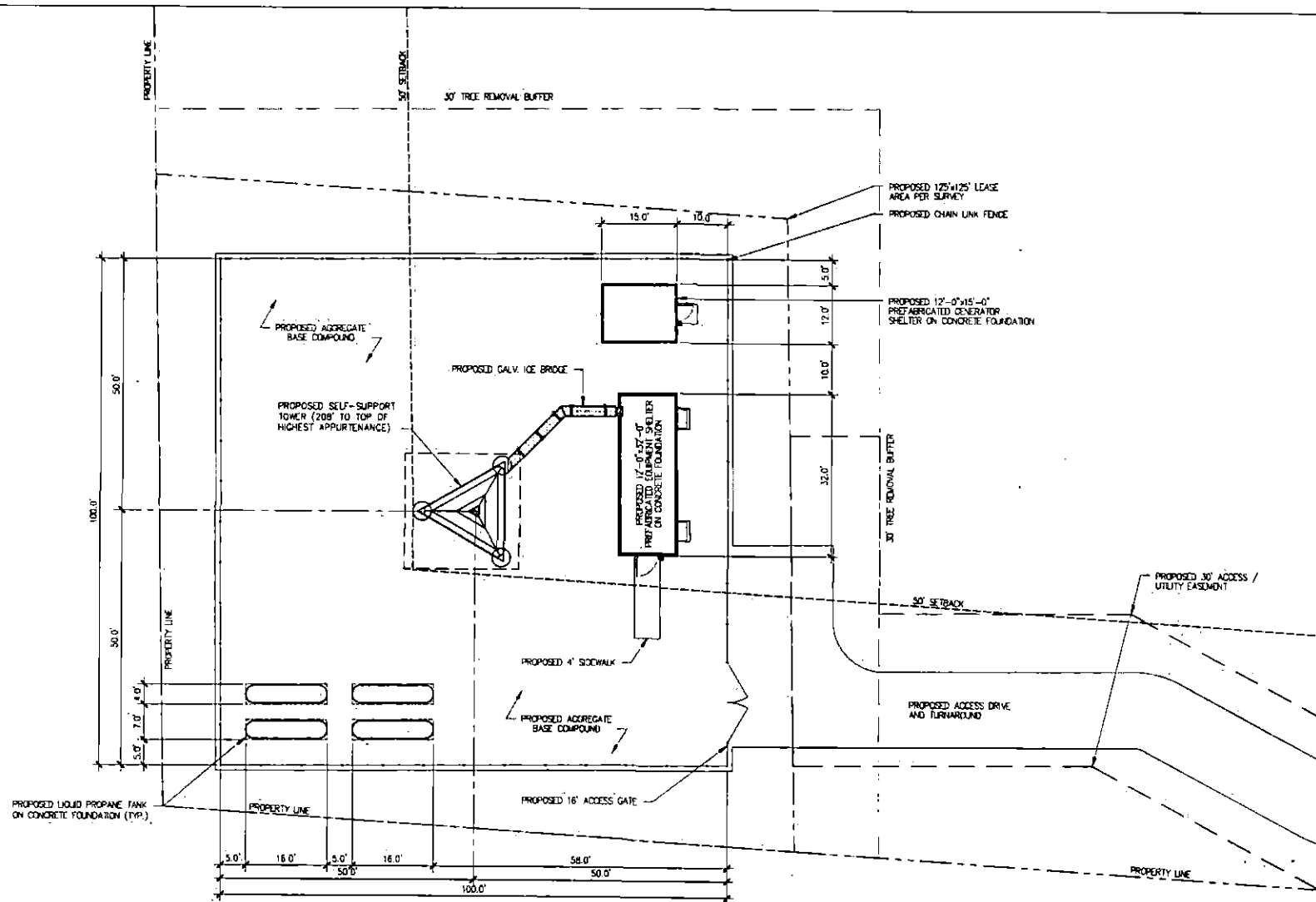


Title: 5860 Lewis Road

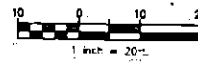
Date: 3/3/2017

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





Enlarged Site Plan



PRELIMINARY
NOT FOR
CONSTRUCTION

E	09-12-16	ISSUED FOR REVIEW	MLH	MJA
D	09-16-16	ISSUED FOR REVIEW	MLH	MJA
C	08-14-16	ISSUED FOR REVIEW	MLH	MJA
B	08-12-16	ISSUED FOR REVIEW	MLH	MJA
A	09-01-16	ISSUED FOR REVIEW	MLH	MJA
NC	DATE	REVISIONS	BY	CHK



ENLARGED SITE PLAN

LEWIS ROAD
5860 LEWIS ROAD
SANDSTON, VA 23150

C-2

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

Agenda Item No. **127-17**

Page No. 1 of 2

Agenda Title: **RESOLUTION — Award of Construction Contract — Cobbs Creek Reservoir Dam and Facilities – Cumberland County**

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

Moved by (1) Branin Seconded by (1) Nelson
(2) _____ (2) _____

REMARKS

APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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 received seven bids on March 2, 2017, in response to Invitation to Bid No. 16-1265-9CE and Addenda No. 1 through 6 for the Cobbs Creek Reservoir Dam and Facilities Construction project; and,

WHEREAS, the project will construct a 14.8 billion gallon reservoir, including a main earthen dam, earthen saddle dam, intake structure and piping, raw water pump station, and operations building; and,

WHEREAS, the bids were as follows:

<u>Bidder</u>	<u>Bid Amount</u>
MEB Haymes Joint Venture LLC Chesapeake, VA/Chatham, VA	\$137,372,777.00
Thalle Construction Company, Inc. Hillsborough, NC	\$140,277,000.98
Balfour Beatty Infrastructure, Inc. Wilmington, NC	\$148,925,000.00
English Construction Company, Inc. Lynchburg, VA	\$169,313,975.00
Cobbs Creek Dam Contractors Joint Venture Loves Park, IL/New York, NY	\$170,549,021.81
Barnard Construction Company, Inc. Bozeman, MT	\$179,970,306.00
Renda/JBros Joint Venture Roanoke, TX	\$209,399,308.00

By Agency Head

Arthur A. Petreini

By County Manager

Anthony R. Ramey for

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. 127-17

Page No. 2 of 2

Agenda Title: **RESOLUTION — Award of Construction Contract — Cobbs Creek Reservoir Dam and Facilities — Cumberland County**

WHEREAS, after a review and evaluation of the bids received, it was determined that MEB Haymes Joint Venture LLC is the lowest responsive and responsible bidder with a bid of \$137,372,777.

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

1. The contract is awarded to MEB Haymes Joint Venture LLC, the lowest responsive and responsible bidder, in the amount of \$137,372,777 pursuant to Invitation to Bid No. 16-1265-9CE, Addenda No.1 through 6, and the bid submitted by MEB Haymes Joint Venture LLC.
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 change orders within the scope of the project budget not to exceed 5% of the original contract amount.

Comments: Funding will be provided by the Water and Sewer Revenue Fund. The Director of Public Utilities and the Purchasing Director recommend approval of the Board paper, and the County Manager concurs.



COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE

Agenda Item No. 128-17

Page No. 1 of 1

Agenda Title: RESOLUTION — Acceptance of Roads — Three Chopt District

For Clerk's Use Only:

Date: 4/25/2017

- ☒ Approved
☐ Denied
☐ Amended
☐ Deferred to:

BOARD OF SUPERVISORS ACTION

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

REMARKS: APPROVED

YES NO OTHER

Branin, T.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hinson, H.	<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"/>

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

Broad Hill Centre, Section 1 — A Dedication of a Portion of
Bon Secours Parkway — Three Chopt District

Bon Secours Parkway from W. Broad Street to 0.06 Mi. N. of W. Broad Street 0.06 Mi.

Total Miles 0.06 Mi.

Liesfeld Farm Drive, Section 3 — Dedication of a Portion of Liesfeld Farm Drive — Three Chopt District

Liesfeld Farm Drive from 0.26 Mi. W. of Pouncey Tract Road to 0.14 Mi. E. of N. Gayton Road	0.49 Mi.
Liesfeld Farm Drive from 0.11 Mi. E. of N. Gayton Road to 0.14 Mi. E. of N. Gayton Road	0.03 Mi.
Paxton Glen Drive from Liesfeld Farm Drive to 0.02 Mi. S. of Liesfeld Farm Drive	0.02 Mi.
Mason Glen Drive from Liesfeld Farm Drive to 0.02 Mi. S. of Liesfeld Farm Drive	0.02 Mi.

Total Miles 0.56 Mi.

By Agency Head

m-l d-i

By County Manager

[Signature]

Routing:

Yellow to:

Copy to:

Certified:

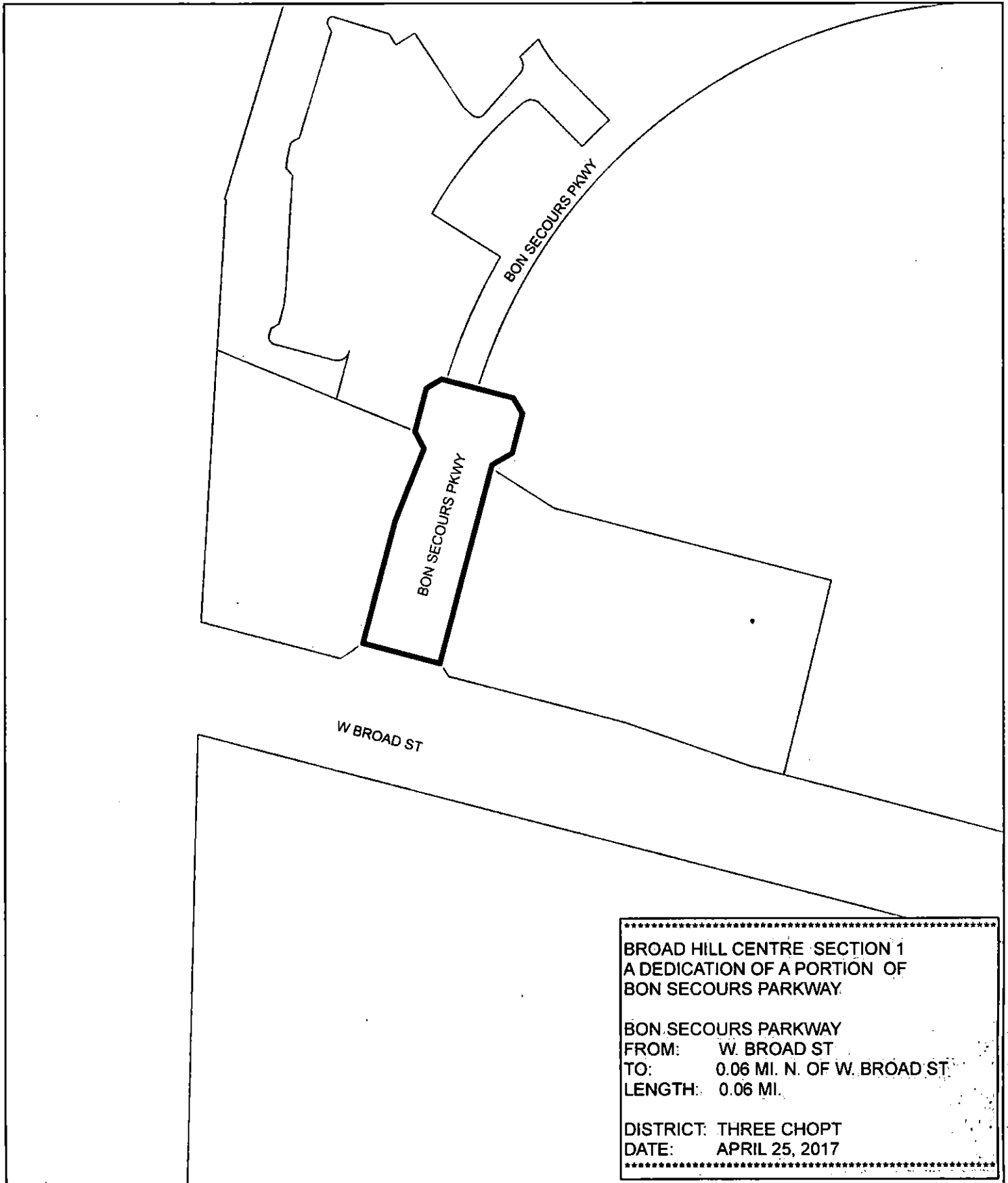
A Copy Teste:

Clerk, Board of Supervisors

Date:



BROAD HILL CENTRE SECTION 1 A DEDICATION OF A PORTION OF BON SECOURS PARKWAY





LIESFELD FARM DRIVE SECTION 3 DEDICATION OF A PORTION OF LIESFELD FARM DRIVE

