

**HENRICO COUNTY
NOTICE OF SPECIAL MEETING
BOARD OF SUPERVISORS**

Please take notice that a special meeting of the Board of Supervisors will be held on **Tuesday, June 14, 2022, at 5:30 p.m.** in the County Manager's Conference Room on the Third Floor of the Administration Building at the Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

The matters to be reviewed by the Board at this time are:

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| 5:30 - 6:00 p.m. | CHIRP Program and Recovery Residences |
| 6:00 - 6:15 p.m. | Housing Assistance Update |
| 6:15 - 6:30 p.m. | Verizon Cable Television Franchise Renewal |
| 6:30 - 6:45 p.m. | Regular Meeting Agenda Items |

Tanya N. Brackett

Tanya N. Brackett, CMC
Clerk, Henrico County Board of Supervisors
June 9, 2022

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
June 14, 2022
7:00 p.m.

PLEDGE OF ALLEGIANCE
INVOCATION

APPROVAL OF MINUTES – May 24, 2022, Regular and Special Meeting

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATIONS

Proclamation - Proclaiming ABC Supply Company, Inc., a Distinguished Community Service Medal Recipient.

Proclamation - Proclaiming Hertless Brothers Roofing, Inc., a Distinguished Community Service Medal Recipient.

Proclamation - Proclaiming Scaffolding Solutions as a Distinguished Community Service Medal Recipient.

Proclamation - Virginia Association of Roofing Professional as a Distinguished Community Service Medal Recipient.

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

168-22
PUP2022-
00005
Varina
Foster's Reach, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow a marina and accessory uses, including a restaurant with outdoor seating, on Parcel 807-671-2121 located on the west line of Osborne Turnpike approximately 350' north of its intersection with Kingsland Road. The existing zoning is A-1 Agricultural District. The 2026 Comprehensive Plan recommends Environmental Protection Area and Rural Residential. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

169-22
PUP2022-
00011
Brookland
Justin Donaldson: Request for a Provisional Use Permit under Sections 24-2306 and 24-3708 of Chapter 24 of the County Code to allow a multifamily residential development on Parcels 776-735-8125 and 777-735-0170 located on the northeast line of W. Broad Street (U.S. Route 250) approximately 745' east of the intersection of Westmoreland Street. The existing zoning is M-1 Light Industrial District. The 2026 Comprehensive Plan recommends Heavy Industry. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

- 170-22
REZ2022-
00015
Varina
- Franklin RE Partners, LLC: Request to conditionally rezone from O-3C Office District (Conditional) to M-1C Light Industry District (Conditional) part of Parcel 842-707-9113 containing 19.173 acres located at the southwest intersection of Technology Boulevard and Memorial Drive. The applicant proposes industrial uses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Office. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 171-22
REZ2022-
00018
Tuckahoe
- Hampton Manor of Richmond, LLC: Request to conditionally rezone from R-5AC General Residence District (Conditional) to R-6C General Residence District (Conditional) Parcel 748-741-8046 containing 6.117 acres located at the southeast intersection of Patterson Avenue (State Route 6) and Maybeury Drive. The applicant proposes an assisted living facility. The R-6 District allows for multifamily dwellings at a density of 19.8 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Urban Residential. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 172-22
PUP2022-
00014
Tuckahoe
- Hampton Manor of Richmond, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow an assisted living facility on Parcel 748-741-8046 located at the southeast intersection of Patterson Avenue (State Route 6) and Maybeury Drive. The existing zoning is R-5AC General Residence District (Conditional). R-6C General Residence District (Conditional) zoning is proposed with REZ2022-00018. The R-6 District allows for multifamily dwellings at a density of 19.8 units per acre. The 2026 Comprehensive Plan recommends Urban Residential. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 173-22
REZ2022-
00013
Fairfield
- RDK Land Holdings, LLC: Request to conditionally rezone from R-3 One-Family Residence District and B-1 Business District to R-6C General Residence District (Conditional) Parcel 787-745-5839 and part of Parcel 787-744-3995 containing 16.712 acres located on the east line of Chamberlayne Road (U.S. Route 301) approximately 250' south of Wilmer Avenue. The applicant proposes a townhouse development. The R-6 District allows a density of 19.8 units per acre for multifamily and 12 units per acre for townhouses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Concentration and Urban Residential. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.
- 174-22
REZ2022-
00017
Fairfield
- Archibald Hunt, Jr.: Request to conditionally rezone from A-1 Agricultural District to R-3AC One-Family Residence District (Conditional) Parcel 809-731-5615 containing .562 acres located at the northeast intersection of Harvie Road and Harvest Crest Court. The applicant proposes an additional single-family dwelling. The R-3A District allows a minimum lot area of 9,500 square feet and a maximum gross density of 4.59 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Suburban Residential 2. The

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

PUBLIC HEARINGS – OTHER ITEMS

- 175-22 Resolution - Amendments to FY 2021-22 Annual Fiscal Plan - June 2022.
- 176-22 Ordinance - To Reduce Penalties and Interest on Late Payments of Taxes for Personal Property and Machinery and Tools to Zero Percent from June 6 to August 5, 2022, and to Extend the Time for Payment of Vehicle License Taxes to August 5, 2022.
- 177-22 Ordinance - Vacation of Right-of-Way and Alley - East Jenningsville Subdivision - Brookland District.

PUBLIC COMMENTS

GENERAL AGENDA

- 178-22 Resolution - Request for Waiver to Administer Split Voting Precinct Created by the 2021 Reapportionment of the Commonwealth's Election Districts - Shady Grove Precinct.
- 179-22 Introduction of Ordinance - To Grant Verizon Virginia LLC the Right and Privilege to Construct, Operate, and Maintain a Cable System in the County.
- 180-22 Resolution - Signatory Authority - Funding for Local Share - Agreements for Transportation-Related Projects with the Virginia Department of Transportation.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
June 14, 2022**

PRESENTATIONS

PROCLAMATION - Proclaiming ABC Supply Company, Inc., a Distinguished Community Service Medal Recipient.

This proclamation commends Adriana Atehortua and the ABC Supply Company Virginia for exemplifying the Henrico Way in their dedicated work for the residents of Henrico County, and bestows upon them the highest possible honor, **the Henrico County Board of Supervisors' Distinguished Community Service Medal.**

PROCLAMATION - Proclaiming Hertless Brothers Roofing, Inc., a Distinguished Community Service Medal Recipient.

This proclamation commends Scott Shufflebarger and Hertless Brothers Roofing, Inc., for exemplifying the Henrico Way in their dedicated work for the residents of Henrico County, and bestows upon them the highest possible honor, **the Henrico County Board of Supervisors' Distinguished Community Service Medal.**

PROCLAMATION - Proclaiming Scaffolding Solutions as a Distinguished Community Service Medal Recipient.

This proclamation commends Roger Jetton and Scaffolding Solutions for exemplifying the Henrico Way in their dedicated work for the residents of Henrico County, and bestows upon them the highest possible honor, **the Henrico County Board of Supervisors' Distinguished Community Service Medal.**

PROCLAMATION - Proclaiming Virginia Association of Roofing Professionals as a Distinguished Community Service Medal Recipient.

This proclamation commends Heather Greenwell and the Virginia Association of Roofing Professionals for exemplifying the Henrico Way in their dedicated work for the residents of Henrico County, and bestows upon them the highest possible honor, **the Henrico County Board of Supervisors' Distinguished Community Service Medal.**

PUBLIC HEARINGS – REZONING CASES AND PROVISIONAL USE PERMITS

PUP2022-00005 Varina	Foster's Reach, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow a marina and accessory uses, including a restaurant with outdoor seating, on Parcel 807-671-2121 located on the west line of Osborne Turnpike approximately 350' north of its intersection with Kingsland Road. The existing zoning is A-1 Agricultural District. The 2026 Comprehensive Plan recommends Environmental Protection Area and Rural Residential. Acting on a motion
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by Mr. Mackey, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because the conditions should minimize the potential impacts on surrounding land uses and when properly regulated by the recommended conditions, it would not be detrimental to the public health, safety, welfare and values in the area.

PUP2022-00011
Brookland

Justin Donaldson: Request for a Provisional Use Permit under Sections 24-2306 and 24-3708 of Chapter 24 of the County Code to allow a multifamily residential development on Parcels 776-735-8125 and 777-735-0170 located on the northeast line of W. Broad Street (U.S. Route 250) approximately 745' east of the intersection of Westmoreland Street. The existing zoning is M-1 Light Industrial District. The 2026 Comprehensive Plan recommends Heavy Industry. Acting on a motion by Mr. Witte, seconded by Mr. Mackey, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would permit infill development with the proper connection for roads and other public facilities and the conditions will provide appropriate quality assurances not otherwise available.

REZ2022-00015
Varina

Franklin RE Partners, LLC: Request to conditionally rezone from O-3C Office District (Conditional) to M-1C Light Industry District (Conditional) part of Parcel 842-707-9113 containing 19.173 acres located at the southwest intersection of Technology Boulevard and Memorial Drive. The applicant proposes industrial uses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Office. Acting on a motion by Mr. Mackey, seconded by Mr. Witte, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it continues a form of zoning consistent with the area and the proffered conditions will provide appropriate quality assurances not otherwise available.

REZ2022-00018
Tuckahoe

Hampton Manor of Richmond, LLC: Request to conditionally rezone from R-5AC General Residence District (Conditional) to R-6C General Residence District (Conditional) Parcel 748-741-8046 containing 6.117 acres located at the southeast intersection of Patterson Avenue (State Route 6) and Maybeury Drive. The applicant proposes an assisted living facility. The R-6 District allows for multifamily dwellings at a density of 19.8 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Urban Residential. Acting on a motion by Mr. Baka, seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is reasonable and would not adversely affect the adjoining areas if properly developed as proposed.

PUP2022-00014
Tuckahoe

Hampton Manor of Richmond, LLC: Request for a Provisional Use Permit under Sections 24-4205 and 24-2306 of Chapter 24 of the County Code to allow an assisted living facility on Parcel 748-741-8046 located at the southeast intersection of Patterson Avenue (State Route 6) and Maybeury Drive. The existing zoning is R-5AC General Residence District

(Conditional). R-6C General Residence District (Conditional) zoning is proposed with REZ2022-00018. The R-6 District allows for multifamily dwellings at a density of 19.8 units per acre. The 2026 Comprehensive Plan recommends Urban Residential. Acting on a motion by Mr. Baka, seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because the conditions should minimize the potential impacts on surrounding land uses and not be expected to adversely affect public, safety, health or general welfare.

REZ2022-00013
Fairfield
RDK Land Holdings, LLC: Request to conditionally rezone from R-3 One-Family Residence District, and B-1 Business District to R-6C General Residence District (Conditional) Parcel 787-745-5839 and part of Parcel 787-744-3995 containing 16.712 acres located on the east line of Chamberlayne Road (U.S. Route 301) approximately 250' south of Wilmer Avenue. The applicant proposes a townhouse development. The R-6 District allows a density of 19.8 units per acre for multifamily and 12 units per acre for townhouses. The uses will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Concentration and Urban Residential. Acting on a motion by Mr. Archer, seconded by Mr. Baka, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it would permit infill development with the proper connection for roads and other public facilities and the proffered conditions should minimize the potential impacts on surrounding land uses.

REZ2022-00017
Fairfield
Archibald Hunt, Jr.: Request to conditionally rezone from A-1 Agricultural District to R-3AC One-Family Residence District (Conditional) Parcel 809-731-5615 containing .562 acres located at the northeast intersection of Harvie Road and Harvest Crest Court. The applicant proposes an additional single-family dwelling. The R-3A District allows a minimum lot area of 9,500 square feet and a maximum gross density of 4.59 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Suburban Residential 2. Acting on a motion by Mr. Archer, seconded by Mr. Baka, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it conforms to the recommendations of the Land Use Plan and it represents a logical continuation of the one-family residential development which exists in the area.

PUBLIC HEARINGS - OTHER ITEMS

RESOLUTION - Amendments to FY 2021-22 Annual Fiscal Plan - June 2022.

The Board approved a resolution on May 24, 2022, that received requests to appropriate funds for certain programs, directed their advertisement, and set the date for a public hearing. This paper, if approved after the public hearing, would amend the Annual Fiscal Plan and appropriate funds for expenditure for the indicated purposes.

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

ORDINANCE - To Reduce Penalties and Interest on Late Payments of Taxes for Personal Property and Machinery and Tools to Zero Percent from June 6 to August 5, 2022, and to Extend the Time for Payment of Vehicle License Taxes to August 5, 2022.

This Board paper would reduce penalties and interest on late payments of taxes for personal property and machinery and tools to zero percent from June 6 to August 5, 2022. This Board paper would also extend the time for payment of vehicle license taxes to August 5, 2022.

This ordinance was originally adopted on an emergency basis on May 10, 2022. By law, the ordinance must be readopted within 60 days (i.e., no later than July 9, 2022) to remain in effect.

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

ORDINANCE - Vacation of Right-of-Way and Alley - East Jenningsville Subdivision - Brookland District.

This ordinance vacates an alley and unimproved right-of-way in the East Jenningsville subdivision. The owners of the adjoining parcels have requested the vacation to increase the size of their parcels and allow future development.

The Real Property Division has processed the requested vacation through the Departments of Planning, Public Utilities, and Public Works, without objection. The Directors of Real Property and Public Works recommend approval of the Board paper; the County Manager concurs.

PUBLIC COMMENTS

GENERAL AGENDA

RESOLUTION - Request for Waiver to Administer Split Voting Precinct Created by the 2021 Reapportionment of the Commonwealth's Election Districts - Shady Grove Precinct.

This Board paper would authorize and direct the General Registrar to apply to the State Board of Elections for a waiver to administer Shady Grove as a split precinct.

Under the Commonwealth's 2021 reapportionment plan, Shady Grove Precinct is split between House of Delegates Districts 57 and 59 and Senate Districts 10 and 16 as follows:

	Reg. Voters	Reg. Voters in House 57, Senate 16	Reg. Voters in House 59, Senate 10
Shady Grove	3,812	3,769	43

A waiver is necessary because new precincts containing at least 100 registered voters cannot be created to fix the split, as required by law.

The Electoral Board requested approval of this Board paper at its meeting on April 25, 2022.

INTRODUCTION OF ORDINANCE - To Grant Verizon Virginia LLC the Right and Privilege to Construct, Operate, and Maintain a Cable System in the County.

This Board paper introduces for advertisement and public hearing on July 12, 2022, an ordinance to grant Verizon Virginia LLC the right and privilege to construct, operate, and maintain a cable system in the County, pursuant to a renewal of its cable television franchise for a five-year term.

The County originally approved a 15-year franchise agreement with Verizon on June 13, 2006. The Board of Supervisors approved negotiations to renew the franchise agreement by resolution on September 10, 2019. Following nearly three years of negotiations and two extensions of the original franchise term, Verizon and County staff are prepared to present a new franchise agreement for the Board's consideration.

The Director of General Services recommends approval of the Board paper, and the County Manager concurs.

RESOLUTION - Signatory Authority – Funding for Local Share - Agreements for Transportation-Related Projects with the Virginia Department of Transportation.

This Board paper would affirm the County's commitment to fund the County's share of transportation-related projects under various grant programs with the Virginia Department of Transportation (VDOT).

VDOT requires localities, by resolution, to affirm their commitment to fund local shares of each project. The commitment is subject to appropriations for those projects by the Board.

The Board paper would also authorize the County Manager, or his designee, to execute all agreements and addendums for transportation-related projects with VDOT.

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