

AGENDA
REGULAR MEETING
BOARD OF SUPERVISORS
SEPTEMBER 4, 2007

12:00 P.M. LUNCH.

1:00 P.M. CALL TO ORDER.
 ROLL CALL OF MEMBERS.

PRESENTATION OF A PROCLAMATION TO MOUNT ARARAT BAPTIST CHURCH ON THE OCCASION OF ITS CENTENNIAL CELEBRATION.

PRESENTATION BY MARY WASHINGTON HOSPITAL.

PRESENTATION OF 25TH GFOA CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR FY2006 COMPREHENSIVE ANNUAL FINANCIAL REPORT BY VIVIAN McGETTIGAN, DIRECTOR OF FINANCE, FAUQUIER COUNTY.

PRESENTATIONS BY THE PUBLIC - I. 3 Minutes Each

PRESENTATIONS AND COMMITTEE REPORTS BY BOARD MEMBERS. 5 Minutes Each

REPORT OF THE COUNTY ATTORNEY.

REPORT OF THE COUNTY ADMINISTRATOR.

ADDITIONS/DELETIONS TO THE REGULAR AGENDA.

CONSENT AGENDA: (ITEMS 1 THRU 13)

1. [LEGISLATIVE; APPROVE MINUTES OF BOARD MEETING.](#)
 - a. Regular Meeting of July 17, 2007

2. FINANCE; APPROVE EXPENDITURE LISTING.

a. Proposed Resolution R07-363

BACKGROUND SUMMARY: Authorizes payments over \$100,000.

3. LEGISLATIVE; APPROVE PROCLAMATIONS TO:

· DECLARE SEPTEMBER 24, 2007, AS "FAMILY DAY IN STAFFORD".

a. Proposed Proclamation P07-23

· RECOGNIZE AND COMMEND PNC BANK AND REGIONAL PRESIDENT, GLENN E. KINARD, FOR BEAUTIFICATION EFFORTS ON PLANTATION DRIVE.

b. Proposed Proclamation P07-24

BACKGROUND SUMMARY: Recognizes people and events.

4. PARKS AND RECREATION; REVISE PARKS AND RECREATION FACILITY RENTAL FEES.

a. Proposed Resolution R07-380

BACKGROUND SUMMARY: Approves revised fee structure.

5. BUDGET; APPROVE POSITION REQUEST FOR THE TREASURER.

a. Proposed Resolution R07-368

BACKGROUND SUMMARY: Approves conversion of two part time positions to full time.

6. TRANSPORTATION; PETITION VDOT TO INCLUDE DUFFY DRIVE, GLENDALE DRIVE AND FRITTERS LANE INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS. Griffis-Widewater

a. Proposed Resolution R07-337

BACKGROUND SUMMARY: Requests placement of streets into the VDOT system.

7. FIRE AND RESCUE; AUTHORIZE PURCHASE OF MEDICAL EQUIPMENT AND PERSONAL PROTECTIVE EQUIPMENT.

a. Proposed Resolution R07-369.

b. Proposed Resolution R07-370

BACKGROUND SUMMARY: Approves not-to-exceed \$330,000.

8. FIRE AND RESCUE; AUTHORIZE CONTRACTS AND ADJUST THE BUDGET FOR THE PURCHASE OF FIRE AND RESCUE VEHICLES.

a. Proposed Resolution R07-353

BACKGROUND SUMMARY: Approves contracts and amends the budget.

9. LEGISLATIVE; CHANGE BOARD MEETING DATE.

a. Proposed Resolution R07-372

BACKGROUND SUMMARY: Cancels November 6, 2007, meeting.

10. FINANCE; REAPPROPRIATE FUNDS FROM 2007 TO 2008, CAPITAL PROJECTS, PURCHASE ORDERS AND INCOMPLETE COMMITMENTS.

a. Proposed Resolution R07-376

BACKGROUND SUMMARY: Allows ongoing work to proceed.

11. UTILITIES; RATIFY LAND ACQUISITION FOR ROCKY PEN RUN RESERVOIR.

a. Proposed Resolution R07-383 Hartwood

BACKGROUND SUMMARY: \$490,000 budgeted in Utilities Fund.

12. PLANNING AND ZONING; REFER TO THE PLANNING COMMISSION THE STREET ADDRESSING ORDINANCE TO CHANGE THE INDEX OF OFFICIAL ROAD NAMES.

a. Proposed Resolution R07-388

BACKGROUND SUMMARY: Cancels public hearing and refers item to the Planning Commission.

13. LEGISLATIVE; APPOINT MEMBERS TO BOARDS, AUTHORITIES, COMMISSIONS AND COMMITTEES.

· ARCHITECTURAL REVIEW BOARD.

a. Proposed Resolution R07-373

· FREDERICKSBURG AREA METROPOLITAN PLANNING ORGANIZATION.

b. Proposed Resolution R07-381

BACKGROUND SUMMARY: Considers appointments.

END OF CONSENT AGENDA.

UNFINISHED BUSINESS:

14. TRANSPORTATION; ADOPTION OF IMPLEMENTATION GUIDELINES AND PROCEDURES FOR THE PUBLIC-PRIVATE TRANSPORTATION ACT OF 1995 (PPTA).

(Deferred at 08-21-07 Meeting).

a. Proposed Resolution R07-321

BACKGROUND SUMMARY: Considers program guidelines.

15. TRANSPORTATION; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT TO IMPROVE FORESTON WOODS DRIVE, HIGHPOINTE BOULEVARD, SILVERTHORN COURT AND SUTHERLAND BOULEVARD FOR ACCEPTANCE INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS. (Deferred at 08-21-07 Meeting).

Aquia, Falmouth, Garrisonville and Hartwood

a. Proposed Resolution R07-137

BACKGROUND SUMMARY: Considers \$1,547,474 from Transportation Fund.

16. LEGISLATIVE; COMMITTEE REPORT ON MANDATORY WATER AND SEWER CONNECTIONS. (Deferred at 08-21-07 Meeting).

17. LEGISLATIVE; COMMITTEE REPORT ON THE ILLEGAL IMMIGRANT TASK FORCE. (Deferred at 08-21-07 Meeting).

END OF UNFINISHED BUSINESS.

NEW BUSINESS:

18. FINANCE; AUTHORIZE A PUBLIC HEARING TO:

· CONSIDER PARTICIPATION IN THE FALL 2007 VIRGINIA PUBLIC SCHOOL AUTHORITY BOND SALE FOR \$14,710,000 AND BUDGET AND APPROPRIATE THE PROCEEDS.

a. Proposed Resolution R07-323

· SET THE RATES FOR TRANSPORTATION SERVICE DISTRICTS.

b. Proposed Resolution R07-374

c. Proposed Resolution R07-392

BACKGROUND SUMMARY: Publicizes hearing.

19. LEGISLATIVE; DISCUSS PORTER LIBRARY CARPET.

- Requested by Mr. Gibbons.

20. LEGISLATIVE; WORK SESSION ON CAPITAL IMPROVEMENT PROGRAM.

END OF NEW BUSINESS.

CLOSED MEETING.

7:00 P.M. CALL TO ORDER.

INVOCATION.

PLEDGE OF ALLEGIANCE.

PRESENTATIONS BY THE PUBLIC –II. 3 Minutes Each

7:00 P.M. PUBLIC HEARINGS:

21. PLANNING AND ZONING; AMEND THE STREET ADDRESSING ORDINANCE TO CHANGE THE INDEX OF OFFICIAL ROAD NAMES.

a. Proposed Ordinance O07-70

BACKGROUND SUMMARY: Approves name.

22. PLANNING AND ZONING; CONSIDER A CONDITIONAL USE PERMIT AT 564 WARRENTON ROAD. Falmouth

a. Proposed Resolution R07-347

b. Proposed Resolution R07-348

BACKGROUND SUMMARY: Considers a hotel on 2.86 acre subject property.

23. CODE ADMINISTRATION; AMEND THE EROSION AND SEDIMENT CONTROL ORDINANCE.

a. Proposed Ordinance O07-65

b. Proposed Ordinance O07-67

BACKGROUND SUMMARY: Considers increase of civil penalties, additional inspection requirements, stabilization of slopes, and use of flocculants and turbidity curtains to clarify runoff.

24. PLANNING AND ZONING; AMEND SECTIONS 28-35, TABLE OF USES AND STANDARDS; TABLE 3.1, DISTRICT USES AND STANDARDS; SECTION 28-38, PERFORMANCE REGULATIONS; SECTION 28-121, PURPOSE AND INTENT; SECTION 28-122, CERTAIN TYPES PROHIBITED IN ALL DISTRICTS; SECTION 28-123, TYPES PERMITTED IN THE A-1 DISTRICT; AND, SECTION 28-124, TYPES PERMITTED IN A-2 AND R-1 DISTRICTS; SECTION 28-125 , TYPES PERMITTED IN R-2, R-3 AND R-4 DISTRICTS; SECTION 28-127, TYPES PERMITTED IN RC, SC, B-3 AND RBC DISTRICT; AND SECTION 28-135, REPAIR AND REMOVAL OF SIGNS; AND SECTION 28-295, ZONING ADMINISTRATOR, OF THE ZONING ORDINANCE; AND TO ADD SECTION 28-136, SEVERABILITY CLAUSE; AND SECTION 28-137, SUBSTITUTION CLAUSE, OF THE ZONING ORDINANCE.

a. Proposed Ordinance O07-40 – establishes floor area ratio limits based on the scale of proposal and potential community impact.

b. Proposed Ordinance O07-41 – allows CUP for an industrial school in the M-2 zoning district.

c. Proposed Ordinance O07-42 – requires CUP for commercial apartments in B-1, B-2, B-3 and SC zoning districts.

d. Proposed Ordinance O07-43 – corrects omission of powers and duties of the Zoning Administrator.

e. Proposed Ordinance O07-46 – addresses electronic changeable copy signs.

f. Proposed Ordinance O07-66 – addresses open space ratio requirements.

BACKGROUND SUMMARY: Considers amendments to the zoning ordinance.

25. PLANNING AND ZONING; AMEND SECTION 22-4, DEFINITIONS; AND SECTION 22-5 FAMILY AND MINOR SUBDIVISIONS, OF THE SUBDIVISION ORDINANCE.

a. Proposed Ordinance O07-36

BACKGROUND SUMMARY: Considers definition of family and brings into compliance with State Code.

END OF PUBLIC HEARINGS.

MEDIA TIME.

ADJOURNMENT.

THIS AGENDA MAY BE AMENDED ON THE DAY OF THE MEETING. PARTICIPATION OF ALL CITIZENS IS ENCOURAGED. FOR THOSE INDIVIDUALS WITH SPECIAL NEEDS, PLEASE NOTIFY THE COUNTY ADMINISTRATOR OF ANY ACCOMMODATION REQUIRED AT LEAST 24 HOURS BEFORE THE MEETING.

AGENDA
CLOSED MEETING

1. Legal Advice Brooks' Property Acquisition and
Rocky Pen Run Reservoir Condemnations

Joseph L. Howard, Jr.

2. Legal Advice Loy Violation of Wetlands Regulations
On Potomac River

Joseph L. Howard, Jr./Stephen G. Judy

Section 2.2-3711 A.7
Code of Virginia

3. Personnel Matter Appointment of Zoning Administrator

Steve Crosby

4. Personnel Matter Appointment/Recruitment - Deputy
County Administrator

Anthony Romanello

Section 2.2-3711 A.1
Code of Virginia

DEFERRED BUSINESS: (FOR INFORMATION ONLY).

1. PLANNING; AMEND THE SUBDIVISION ORDINANCE REGARDING STREET
ACCESS. (Deferred at 09-21-04 Meeting).

STATUS: Awaiting to be scheduled for future Board meeting.

2. UTILITIES; AUTHORIZE A PUBLIC HEARING TO AMEND AND REORDAIN THE
COUNTY CODE BY AMENDING SECTION 25-165, TYPE, LOCATION, ETC.,
REGARDING PRIMARY AND RESERVE DRAINFIELDS.

STATUS: Awaiting information.

3. LEGISLATIVE; DISCUSS STORMWATER ORDINANCE AMENDMENT. (Deferred at 02-07-06 Meeting).

STATUS: Awaiting information.

4. PLANNING; AMEND AND REORDAIN THE SUBDIVISION ORDINANCE REGARDING RESERVE DRAINFIELDS. (Deferred at 03-21-06 Meeting).

STATUS: Referred to the Planning Commission.

5. PLANNING; CONSIDER AMENDMENTS TO THE ZONING AND SUBDIVISION ORDINANCE:

a. SECTION 28-185, CONDITIONAL USE PERMIT; SECTION 28-203, SUBMISSION; SECTION 28-248, SUBMISSION REQUIREMENTS FOR MAJOR SITE DEVELOPMENT PLANS OF THE ZONING ORDINANCE AND SECTION 22-57, FILING OF THE SUBDIVISION ORDINANCE. (Proposed O06-47 was deferred at 06-20-06 Meeting).

STATUS: O06-47 in Board Committee of Fields and Milde.

6. PUBLIC SERVICES; AMEND AND REORDAIN SECTION 17-31(A)(2) OF THE COUNTY CODE ENTITLED "NO WAKE AREAS ON AQUIA CREEK".

(Proposed Resolution R07-07 was deferred at 01-09-07 Meeting).

STATUS: In Board Committee of Milde.

7. PLANNING; GRANT EXEMPTION TO SECTION 22-5 OF THE SUBDIVISION ORDINANCE FOR A FAMILY SUBDIVISION OF ASSESSOR'S PARCEL 18V-4B.

(Proposed Resolution R07-31 was deferred at 01/23/07 Meeting).

STATUS: In Board Committee.

8. UTILITIES; AUTHORIZE A PUBLIC HEARING TO REVISE FEES AND POLICY FOR PUMP AND HAUL SEWER SERVICES. (Proposed Resolution R07-06 was deferred at 02/06/07 Meeting).

STATUS: Awaiting information.

9. PLANNING; REZONE 372.85 ACRES FROM A-1, AGRICULTURAL, TO R-1, SUBURBAN RESIDENTIAL, AT 134 DEN RICH ROAD FOR BRENTSMILL, LLC.

(Proposed Ordinance O07-11 was deferred at 03-20-07 Meeting).

STATUS: Awaiting information.

10. PLANNING; DISCUSS WATER RESOURCE PROTECTION OVERLAY DISTRICT ORDINANCE (FORMERLY SENSITIVE RESOURCE OVERLAY DISTRICT). STATUS: (Referred to the Planning Commission at 06-05-07 Meeting).

11. UTILITIES; CONSIDER THE USE OF A LOW PRESSURE SEWER SYSTEM FOR TAX MAP 38, PARCEL 55 FOR SENECA RIDGE SUBDIVISION. (Deferred at 06-05-07 Meeting).

STATUS: Awaiting information.

END OF DEFERRED BUSINESS.