

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, APRIL 22ND, 2008 AT 6:00 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM IN THE COUNTY COURTHOUSE.

THERE WERE PRESENT: Charles Wagner, Chairman
Wayne Angell, Vice-Chairman
Leland Mitchell
David Hurt
David Cundiff
Russ Johnson
Bobby Thompson

OTHERS PRESENT: Richard E. Huff, II, County Administrator
Larry Moore, Asst. County Administrator
Christopher L. Whitlow, Asst. County Administrator
B. J. Jefferson, County Attorney
Sharon K. Tudor, CMC, Clerk

Chairman Charles Wagner called the meeting to order.

PUBLIC COMMENT:

•

Smith Mountain Lake Christian Academy, Inc. as Petitioners, and Halesford Missionary Baptist Church as Owners, for property currently zoned A-1, Agricultural District, to apply for a Special Use Permit, with possible conditions, for the purpose of operating a private school, grades K through 6th with an expected enrollment between 50-90 students. School activities will be held within the existing facilities of Halesford Missionary Baptist Church. The current A-1 zoning district does not prescribe a specific density, but states that this rural district may logically develop residentially at low density. The future land use map of the adopted 2025 Comprehensive Plan for Franklin County designates this area as Low Density Residential, and has prescribed densities of one to two dwelling units per acre. The property is located on State Route 122 at the southwest corner of Lost Mountain Road and Booker T. Washington Highway, in the Gills Creek Magisterial District of Franklin County, and is identified on Franklin County Real Estate Tax Records as Tax Map # 29, Parcel # 21, and consists of ± 9.356 acres. (Case # U 08-04-01)

Aaron Burdick, Planner presented the staff report and the Planning Commission's recommendation.

The Chairman opened the public hearing.

Deak Andrews, Administrator for the Christian Academy stated the school will begin with K-6 with the option to add one additional grade each year following.

No one spoke for or against the request.

Public Hearing was closed.

(RESOLUTION #15-04-2008)

NOW THEREFORE BE IT ORDAINED, by the Board of Supervisors to approve the special use permit with the conditions as discussed for uses as provided in this chapter finding by the Franklin County Board of Supervisors that such use will not be of substantial detriment to adjacent property, that the character of the projected future land use of the community will not be adversely impacted, that such use will be in harmony with the purpose and intent of the zoning ordinance and with the public health, safety and general welfare and in accord with the requirements of Section 25-638 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended. Further the proposal encourages economic development activities that provide desirable employment and enlarges the tax base. Approval with the following conditions:

Conditions for Case # U 08-04-01, Smith Mountain Lake Christian Academy:

1. **Signage.** Signage shall be limited to the existing LED monument-style sign along State Route 122. No additional signage shall be permitted, with the exception of directional signage for student drop-off/pick-up.

2. School activities. School activities shall be limited to the existing facilities of Halesford Missionary Baptist Church. No additional buildings associated with the use of the private school shall be constructed.
3. No loitering policy. A no loitering policy shall be strictly enforced. This policy shall be submitted to the Franklin County Department of Planning and Community Development prior to beginning operation.
4. Lighting. Additional lighting shall be prohibited.
5. VDH Approval. The applicant shall obtain VDH approval for water and sewer prior to beginning operation. The applicant shall submit a copy of the approval letter to the Department of Planning and Community Development prior to beginning operation.
6. Hot Meals. No hot meals shall be prepared on-site.
7. AED. The applicant shall have an Automated External Defibrillator (AED) with a qualified operator on staff at all times. The applicant shall demonstrate compliance with this condition by submitting documentation to the Department of Planning and Community Development prior to beginning operation.
8. CPR/First Aid. The applicant shall ensure that staff has completed CPR and First Aid Training prior to beginning operation. The applicant shall demonstrate compliance with this condition by supplying the Department of Community Development documentation of training completion.
9. Fire Inspection. The applicant shall have a formal Fire Inspection completed prior to beginning operation. All violations shall be corrected prior to beginning operation.
10. Building Inspection. The applicant shall have a formal Building Inspection completed prior to beginning operation. All violations shall be corrected prior to beginning operations.
11. DSS Regulations. The applicant shall demonstrate compliance with all Department of Social Services regulations for private schools, prior to opening, by submitting a letter from the Department of Social Services stating that the applicant has met all such requirements.
12. Traffic Management. The applicant shall submit a traffic management plan to the Department of Planning and Community Development. The traffic management plan shall indicate the circulation pattern for student drop-off and pick-up.
13. VDOT Approval. The applicant must obtain approval from the Virginia Department of Transportation for access to the site during peak hours.
14. Maximum Enrollment. Student enrollment shall be limited to a maximum of 200 students.
15. Applicability. This Special Use Permit is valid only for the Smith Mountain Lake Christian Academy, and is not a transferrable use by other schools, public or private.

MOTION BY: Russ Johnson

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

Franklin County Family YMCA, as Petitioners/Owners, for property currently zoned PCD, Planned Commercial District, to amend proffer #7d, Architectural Proffers in regard to the exclusion of vertical metal siding approved by the Franklin County Board of Supervisors on November 15, 2005 as part of the rezone request for LakeWatch Plantation. The existing proffer states "vertical metal siding shall be prohibited on any facade visible from any public street right of way". The requested amended proffer reads "vertical metal siding shall be prohibited on any façade visible from any public street right of way, excepting the northern and southern walls of the tennis facility and the southern wall of the gymnasium facility as shown on Sheet 5 of the approved site plan for the Franklin County Family YMCA at LakeWatch Plantation. Provided, however, that the vertical metal siding on the southern wall of the gymnasium facility will be replaced within five (5) years". The future land use map of the adopted 2025 Comprehensive Plan for Franklin County designates this area as the Unincorporated Town of Westlake, and does not prescribe a density range nor does the Planned Commercial District as this property is now zoned. The property is located off of State Route 122, in the LakeWatch Plantation development on FirstWatch Drive approximately 500 feet from intersection of FirstWatch Drive and LakeWatch Drive, in the Gills Creek Magisterial District of Franklin County, and is identified on Franklin County Real Estate Tax Records as Tax Map # 15, Parcel # 42.4; a total of 10.475 acres. (Case # RA 08-03-01)

Neil Holthouser, Director of Planning & Community Development, presented staff's report and the Planning Commission's recommendations.

Clyde Perdue, Attorney, presented the request for the petitioner and asked the Board for their concurrence to the request. Mr. Perdue gave a brief history on the start up for the YMCA and how growth continued to come to the YMCA as several things were added: a skatepark, a

camping area for girl/boy scout groups, walking trails and a town park. In 2005 the Essig Center was built and following in 2006 the SML YMCA facility came forth after the land donation was made in 2007. YMCA is the largest child care center in Franklin County. Mr. Perdue said over \$250,000 was given back to individuals who could not afford the fee. The cost for the correction of the proposed amendment to the YMCA proffer is \$95,000+.

The Chairman opened the public hearing.

Walter Hughes, Jr., stated his home was four doors down from the YMCA and expressed his full support for the requested change.

Jake Aaron, urged the Board to support the proposed amendment.

Lori Duffey, Director, stated the YMCA has not received any negative comments regarding the building.,

Mark Hudzick, requested the Board to support the request as presented for the YMCA. The public hearing was closed.

General discussion ensued.

(RESOLUTION #16-04-2008)

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors to deny the aforementioned rezoning amendment for the aforementioned parcel(s) of land, which are contained in the Franklin County Tax Records as Tax Map # 15, Parcel # 42.4 (Deed Book 0912, Page 01068; Plat Book 912, Page 1074, be denied to amend the rezone request approved November 15, 2005 by the Franklin County Board of Supervisors to amend proffer #7d, Architectural Proffers. Whereby the Board of Supervisors finds the proposed rezoning amendment will be of substantial detriment to adjacent property, that the character of the projected future land use of the community will be adversely impacted, that such use will not be in harmony with the purpose and intent of the zoning ordinance and with the public health, safety and general welfare, will not promote good zoning practice and is in accord with Section 25-730 of the Franklin County Code and Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended.

MOTION BY: Russ Johnson

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Johnson, & Wagner

NAYS: Angell & Thompson

THE MOTION PASSES WITH A 5-2 VOTE.

PETITION of the Franklin County Planning Commission to amend Chapter 25, Franklin County Code, Zoning Ordinance, Section 25-156.5, Sign Permits. Said amendments to the ordinance would reference sign permit fees in accordance with Chapter 27-1 of the County Code as follows:

Chapter 25 ZONING *
Sec. 25-156.5. Sign permits.

(d) A non-refundable sign permit fee of ~~forty dollars (\$40.00)~~ in **accordance with Chapter 27, Section 27-1 (Land Use Development Fee Schedule) of the County Code** is due and payable with the filing of a sign permit application. ~~Electric signs require an additional forty dollar (\$40.00) fee.~~

Christopher Whitlow, Assistant County Administrator, presented the proposed amendment as advertised.

The Chairman opened the public hearing.

No one spoke for or against the proposed amendment. The public hearing was closed.

(RESOLUTION #17-04-2008)

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY, that the County Code be, and is hereby amended for Section 25-156.5, Sign Permits as follows:

Sec. 25-156.5. Sign permits.

(d) A non-refundable sign permit fee of ~~forty dollars (\$40.00)~~ in **accordance with Section 27-1 (Fee Schedule) of the County Code** is due and payable with the filing of a sign permit application. ~~Electric signs require an additional forty dollar (\$40.00) fee.~~

MOTION BY: Wayne Angell

SECONDED BY: David Hurt

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

DRAFT AMENDMENT TO ZONING ORDINANCE REGARDING TEMPORARY EVENTS

Neil Holthouser, Director of Planning & Community Development, presented draft amendments to the Zoning Ordinance (**Sections 25-40, 25-129, & 25-134**) regarding temporary events as follows:

CHAPTER 25 ZONING ARTICLE I. GENERAL PROVISIONS DIVISION 3. DEFINITIONS

Sec. 25-40. Principal definitions of the Zoning Ordinance.

The following definitions shall apply in the interpretation and enforcement of this chapter:

Temporary construction headquarters. A temporary building or structure designed, arranged and intended for the on-site management or oversight of construction or development activity. Temporary construction headquarters may also contain temporary storage yards for the purpose of storing equipment and materials which are immediately needed for on-site construction or development.

Temporary event. An activity involving the gathering of people for entertainment or a common social purpose, which involves admission by issuance of tickets, and which may include public performance, amplified music or the consumption of food or beverage.

ARTICLE II. BASIC REGULATIONS DIVISION 4. SUPPLEMENTAL REGULATIONS

Sec. 25-129. Temporary construction headquarters, ~~yards.~~

- (a) Temporary construction headquarters ~~may be located for a period not to exceed eighteen (18) months,~~ where permitted, shall require a temporary land use permit issued by the zoning administrator, and subject to the conditions set forth below.
- (b) Construction ~~yards and~~ headquarters shall be located within the recorded subdivision it serves or on the same lot where the construction project is located.
- (c) All areas of such properties shall be maintained in such manner as to prevent dust or debris from blowing or spreading onto adjoining properties or onto any public right-of-way.
- (d) Buildings, materials, supplies and debris shall be completely removed from such property within sixty (60) days from the date of completion of the last building to be constructed or within sixty (60) days from the date active construction is discontinued, whichever occurs first.
- (e) *Outdoor storage of materials shall be screened from view from all public rights-of-way and from any adjoining property with an established residential use. Screening shall consist of solid fencing or evergreen vegetation a minimum of six (6) feet in height.*
- (f) *Any temporary land use permit issued by the zoning administrator for temporary construction headquarters shall be valid for an initial period not to exceed twenty-four (24) months. Thereafter, the zoning administrator may renew the temporary land use permit for a period not to exceed twelve (12) months.*

Sec. 25-134. Temporary events ~~sponsored by local nonprofit organizations.~~

~~This section is reserved for future use.~~

- (a) Temporary events, where permitted, shall require a temporary land use permit issued by the zoning administrator, subject to the conditions set forth below.
- (b) *The applicant shall submit information indicating the individuals and/or parties sponsoring the event, the nature of the event, the type of entertainment scheduled, the total estimated number of people expected to attend the event, the estimated number*

of people expected to attend the event per day, and the dates for which the temporary land use permit is requested.

- (c) *The applicant shall provide a detailed plan for event parking and parking management. Parking shall be required in a ratio of one hundred (100) square feet of land area per person, based on the estimated number of people expected to attend the event per day. Land area required for parking shall be less than twelve (12) percent in slope, and shall be cleared or unconstrained by trees, buildings, structures or other impediments to parking.*
- (d) *The applicant shall provide a detailed plan for adequate medical facilities, fire protection, and security of the event site. Such plan must be reviewed and approved by the Franklin County Department of Public Safety prior to issuance by the zoning administrator of a temporary land use permit.*
- (e) *The applicant shall provide a detailed plan for adequate sanitation facilities, garbage and trash collection and disposal, and facilities for providing food, water, and lodging for persons attending the event. Such plan must be reviewed and approved by the Franklin County Department of Health prior to issuance by the zoning administrator of a temporary land use permit.*
- (f) *The applicant shall provide a detailed plan for off-site traffic control and circulation to provide safe ingress and egress to the event without burdening the existing road network or substantially disrupting the normal flow of traffic. Such plan shall be reviewed and approved by the Franklin County Sheriff's Office prior to issuance by the zoning administrator of a temporary land use permit.*
- (g) *Any lighting installed for the event shall be directed away from adjoining properties and public rights-of-way, and shall not exceed one (1) foot candle as measured at the property line.*
- (h) *Temporary events shall require a minimum land area of one (1) acre.*
- (i) *Temporary events shall be limited in duration to not more than ninety-six (96) hours. Events lasting more than ninety-six (96) hours shall not be classified as temporary events.*

The following shall be a permitted use in all zoning districts:

Temporary construction headquarters, subject to the requirements of Sec. 25-129 of the Zoning Ordinance.

The following shall be a permitted use in the A-1, RPD, B-1, B-2, M-1, M-2, and PCD districts:

Temporary events, subject to the requirements of Sec. 25-134 of the Zoning Ordinance.

The following uses shall require a special use permit in the A-1 and B-2 districts:

Carnivals, circuses, fairs, and other events lasting more than ninety-six (96) hours, but limited to not more than four (4) months' duration.

General discussion ensued with the Board authorizing staff to advertise the following proposed amendments to Chapter 25 for public hearing:

CHAPTER 25 ZONING ARTICLE I. GENERAL PROVISIONS DIVISION 3. DEFINITIONS

Sec. 25-40. Principal definitions of the Zoning Ordinance.

The following definitions shall apply in the interpretation and enforcement of this chapter:

Temporary construction headquarters. A temporary building or structure designed, arranged and intended for the on-site management or oversight of construction or development activity. Temporary construction headquarters may also contain temporary storage yards for the purpose

of storing equipment and materials which are immediately needed for on-site construction or development.

Temporary event. An activity involving the gathering of people for entertainment or a common social purpose, which involves admission by issuance of tickets, and which may include public performance, amplified music or the consumption of food or beverage.

ARTICLE II. BASIC REGULATIONS
DIVISION 4. SUPPLEMENTAL REGULATIONS

Sec. 25-129. Temporary construction headquarters, ~~yards.~~

Temporary construction headquarters ~~may be located for a period not to exceed eighteen (18) months,~~ *where permitted, shall require a temporary land use permit issued by the zoning administrator, and subject to the conditions set forth below.*

Construction ~~yards and~~ headquarters shall be located within the recorded subdivision it serves or on the same lot where the construction project is located.

All areas of such properties shall be maintained in such manner as to prevent dust or debris from blowing or spreading onto adjoining properties or onto any public right-of-way.

Buildings, materials, supplies and debris shall be completely removed from such property within sixty (60) days from the date of completion of the last building to be constructed or within sixty (60) days from the date active construction is discontinued, whichever occurs first.

Any temporary land use permit issued by the zoning administrator for temporary construction headquarters shall be valid for an initial period not to exceed twenty-four (24) months. Thereafter, the zoning administrator may renew the temporary land use permit for a period not to exceed twelve (12) months.

Sec. 25-134. Temporary events ~~sponsored by local nonprofit organizations.~~

~~This section is reserved for future use.~~

Temporary events, where permitted, shall require a temporary land use permit issued by the zoning administrator, subject to the conditions set forth below.

The applicant shall submit information indicating the individuals and/or parties sponsoring the event, the nature of the event, the type of entertainment scheduled, the total estimated number of people expected to attend the event, the estimated number of people expected to attend the event per day, and the dates for which the temporary land use permit is requested.

The applicant shall provide a detailed plan for event parking and parking management. Parking shall be required in a ratio of one hundred (100) square feet of land area per person, based on the estimated number of people expected to attend the event per day. Land area required for parking shall be less than twelve (12) percent in slope, and shall be cleared or unconstrained by trees, buildings, structures or other impediments to parking.

The applicant shall provide a detailed plan for adequate medical facilities, fire protection, and security of the event site. Such plan must be reviewed and approved by the Franklin County Department of Public Safety prior to issuance by the zoning administrator of a temporary land use permit.

The applicant shall provide a detailed plan for adequate sanitation facilities, garbage and trash collection and disposal, and facilities for providing food, water, and lodging for persons attending the event. Such plan must be reviewed and approved by the Franklin County Department of Health prior to issuance by the zoning administrator of a temporary land use permit.

The applicant shall provide a detailed plan for off-site traffic control and circulation to provide safe ingress and egress to the event without burdening the existing road network or substantially disrupting the normal flow of traffic. Such plan shall be reviewed and approved by the Franklin County Sheriff's Office prior to issuance by the zoning administrator of a temporary land use permit.

Any lighting installed for the event shall be directed away from adjoining properties and public rights-of-way, and shall not exceed one (1) foot candle as measured at the property line.

Temporary events shall require a minimum land area of one (1) acre.

Temporary events shall be limited in duration to not more than ninety-six (96) hours. Events lasting more than ninety-six (96) hours shall not be classified as temporary events.

Events with an estimated daily attendance of fifty (50) persons or less shall be exempt from the requirements of this section.

ARTICLE III. DISTRICT REGULATIONS
DIVISION 1. AGRICULTURAL DISTRICT (A-1)

Sec. 25-178. Permitted uses.

Within the Agricultural District (A-1) the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Temporary events, subject to the requirements of Sec. 25-134

Sec. 25-179. Special use permits.

The following uses shall be permitted only by special use permit approved by the board of supervisors:

~~Carnivals.~~

~~Carnivals, circuses, fairs and other events lasting more than ninety-six (96) hours but less than four (4) months.~~

~~Circuses.~~

~~Temporary uses – Circuses, fairs, shows, carnivals, not more than four (4) months' duration.~~

DIVISION 2. RESIDENTIAL ESTATES DISTRICT (RE)

Sec. 25-192. Permitted uses.

Within the Residential Estates District (RE), structures to be erected or land to be used shall be permitted for one (1) of the following uses:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Sec. 25-193. Special use permits.

The following uses shall be permitted only by special use permit approved by the board of supervisors:

~~Temporary uses – Construction, including temporary buildings and portable buildings (time may be limited by the county.)~~

DIVISION 3. RESIDENTIAL SUBURBAN SUBDIVISION DISTRICT (R-1)

Sec. 25-222. Permitted uses.

Within the Residential Suburban Subdivision District (R-1), structures to be erected or land to be used shall be permitted for one (1) of the following uses:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Sec. 25-223. Special use permits.

The following uses shall be permitted only by special use permit approved by the Franklin County Board of Supervisors:

~~Temporary uses, construction activity, including temporary buildings, portable buildings (uses may be limited by the county as to time.)~~

DIVISION 4. RESIDENTIAL SUBURBAN SUBDIVISION DISTRICT (R-2)

Sec. 25-235. Permitted uses.

Within the Residential Suburban Subdivision District (R-2), structures to be erected or land to be used shall be permitted for one (1) of the following uses:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Sec. 25-236. Special use permits.

The following uses shall be permitted only by special use permit approved by the Franklin County Board of Supervisors:

~~Temporary uses, construction activity, including temporary buildings, portable buildings (these uses may be limited by the county as to time.)~~

DIVISION 5. RESIDENTIAL COMBINED SUBDIVISION DISTRICT (RC-1)

Sec. 25-267. Permitted uses.

Within the Residential Combined Subdivision District (RC-1), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Sec. 25-268. Special use permits.

The following uses shall be permitted only by special use permits approved by the board of supervisors:

~~Temporary uses, construction activity, including temporary buildings, portable buildings (the county may limit use in terms of duration.)~~

~~Temporary uses, uses not lasting more than four (4) months.~~

DIVISION 6. RESIDENTIAL MULTIFAMILY DISTRICT (RMF)

Sec. 25-280. Permitted uses.

Within the Residential Multifamily District (RMF), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Sec. 25-281. Special use permits.

The following uses shall be permitted only by special use permit approved by the Franklin County Board of Supervisors:

~~Temporary uses, construction activity, including temporary buildings, portable buildings (these uses may be limited by the county as to time.)~~

DIVISION 7. RESIDENTIAL PLANNED UNIT DEVELOPMENT DISTRICT (RPD)

Sec. 25-294. Permitted uses.

Within the Residential Planned Unit Development District (RPD), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Temporary events, subject to the requirements of Sec. 25-134

Sec. 25-295. Special use permits.

The following uses shall be permitted only by special use permits approved by the Franklin County Board of Supervisors:

~~Temporary uses, construction activity, including temporary buildings, portable buildings (these uses may be limited by the county as to time.)~~

DIVISION 8. BUSINESS DISTRICT, LIMITED (B-1)

Sec. 25-317. Permitted uses.

Within the Limited Business District (B-1), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Temporary events, subject to the requirements of Sec. 25-134

Sec. 25-318. Special use permit.

The following uses shall be permitted only by special use permit approved by the board of supervisors:

~~Temporary areas, construction activity, including temporary buildings, portable buildings (these uses may be limited by the county as to time.)~~

DIVISION 9. BUSINESS DISTRICT, GENERAL (B-2)

Sec. 25-335. Permitted uses.

Within the General Business District (B-2), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Temporary events, subject to the requirements of Sec. 25-134

~~Temporary uses, construction activity, including temporary buildings, portable buildings (these uses may be limited by the county as to time.)~~

Sec. 25-336. Special use permits.

The following uses shall be permitted only by special use permit approved by the board of supervisors:

~~Carnivals.~~

~~Carnivals, circuses, fairs and other events lasting more than ninety-six (96) hours but less than four (4) months.~~

~~Circuses.~~

~~Fairs.~~

DIVISION 10. INDUSTRIAL DISTRICT (M-1) – LIGHT INDUSTRY

Sec. 25-353. Permitted uses.

Within the Light Industry Industrial District (M-1), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Temporary events, subject to the requirements of Sec. 25-134

~~Temporary uses, construction activity, including temporary buildings, portable buildings (these uses may be limited by the county as to time).~~

DIVISION 11. INDUSTRIAL DISTRICT (M-2) – HEAVY INDUSTRY

Sec. 25-372. Permitted uses.

Within the Heavy Industry Industrial District (M-2), the following uses are permitted:

Temporary construction headquarters, subject to the requirements of Sec. 25-129

Temporary events, subject to the requirements of Sec. 25-134

~~Temporary uses, construction activity, including temporary buildings, portable buildings (these uses may be limited by county as to time).~~

~~Temporary uses, including circuses, fairs, shows, carnivals (limited to four (4) months' duration).~~

Sec. 25-373. Special use permits.

The following uses shall be permitted only by special use permit approved by the board of supervisors:

Carnivals, circuses, fairs and other events lasting more than ninety-six (96) hours but less than four (4) months.

(RESOLUTION #18-04-2008)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise the aforementioned revised amendments for public hearing in May.

MOTION BY: Wayne Angell

SECONDED BY: David Hurt

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Cundiff, Angell, Johnson, Thompson & Wagner

Chairman Wagner adjourned the meeting until Tuesday, April 29th, 2008 @ 6:00 P.M.

CHARLES WAGNER
CHAIRMAN

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR