

AGENDA
FRANKLIN COUNTY BOARD OF SUPERVISORS
TUESDAY, DECEMBER 15, 2009

12:00 **Tour of Government Center**

1:30 P.M. Call To Order, Chairman Charles Wagner

1:31 Invocation, Supervisor Bobby Thompson

1:32 Pledge of Allegiance, Supervisor David Cundiff

1:33 Recognition- SleepSafe Beds

1:35 Public Comment

➤ Larry Neuhs - Crowell Gap Road Traffic

1:38 CONSENT AGENDA (**REQUIRES ACTION**)

- REF: 1. Approval of Accounts Payable Listing, Appropriations, and Minutes for November 17, **2009**
2. Rocky Mount to Construct Waterline from Wirtz Road to Shady Knoll Lane (**See Attachment #15**)
3. Windy Gap Park Equipment & Amenities (**See Attachment #14**)
4. Franklin County Recreation Park Water System Expansion (**See Attachment #6**)
5. Western Virginia Emergency Medical Services Council, Inc. Re-appointment Daryl Hatcher (3-Year Term Expires January 2013) (**See Attachment #7**)
6. Central Absentee Precinct-Voter Registrar Office Public Hearing (**See Attachment #16**)
7. Resolution for Franklin County Family YMCA New Structuring of Bond Borrowing (**See Attachment #11**)
8. **Monday, January 4, 2010 @ 4:00 P.M./Organizational Meeting**
9. Coyote Resolution (**See Attachment #10**)

1:40 Tony Handy, VDOT, Resident Administrator

- REF: 1. Street Additions
- State Route 40 (**See Attachment #4**)
- State Route 634 (**See Attachment #5**)
2. Clements Mill Bridge Project Update

- 1:45 Mrs. Tillie Thompson
REF: 1. Rising Opportunities Follow Up (*See Attachment #17*)
- 2:05 Linda Nisbet, Acting Director, Social Services
REF: 1. Space Planning (*See Attachment #8*)
- 2:20 Richard E. Huff, II, County Administrator
REF: 1. Virginia War Memorial (*See Attachment #9*)
2. Board of Supervisors Reimbursement Policy & Boards & Commissions Reimbursement Policy (*See Attachment #13*)
3. Smith Farm Purchase (*See Attachment #2*)
- 2:45 Rob Glenn, Executive Director, Sustainable Communities Partnership
Swede McBroom, Chairman, Board of Directors, Sustainable Communities Partnership
REF: 1. Sustainable Communities Partnership
- 3:05 Russ Johnson, Supervisor, Gills Creek District
REF: 1. Yearly Rotation of Chairmanship
2. Natural Gas Pipeline (*See Attachment #1*)
- 3:15 Other Matters by Supervisors
APPOINTMENTS:
➤ TLAC Board/Citizen (Term Expires 1/31/2010) 1-Yr. Term
➤ Southern Area Agency on Aging (Term Expires 12/31/2009) 3-Yr. Term
➤ Western Regional Jail Authority (Term Expires 12/31/2009) 1-Yr. Term (1 BOS Member & 1 Staff Member)
➤ West Piedmont Planning Commission - Unexpired Term of Marshall Blair (12/31/2010 Expires) (*See Attachment #12*)
- 3:30 Request for Closed Meeting in Accordance with 2.2-3711, a-1, Personnel, a-3, Acquisition of Land, of the Code of Virginia, as Amended.

Certification of Closed Meeting in Accordance with 2.2-3712 (d), of the Code of Virginia, as Amended.

- 6:00 Call To Order, Chairman Wagner
- 6:01 JW & Alice Hall - Resolution of Appreciation
➤ Glade Hill Volunteers
- 6:03 Public Comment:
➤ Vera Wilburn - Log Cabin Estates Roads

- Don Stoneman - Park Ridge Development Roads

6:10 Recess for Previously Advertised Public Hearings As Follows:

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M.**, on **Tuesday, December 15, 2009**, in the Meeting Room located in the Courthouse, 275 South Main Street, Room 221, Rocky Mount, Virginia to consider the re-adoption of Sections 11-4, 11-62, 11-62.1, 11-63, 11-63.1, 11-63.2, 11-63.3, 11-63.4, 11-63.5, 11-63.6, 11-63.7, 11-63.8, 11-63.9, 11-63.10, 11-63.11, 11-64 and 11-65, which code sections adopt and make a violation of County Ordinance Sections 18.2-266 through 18.2-270, inclusive, of the 1950 Code of Virginia, as amended except for that portion of paragraph F of Section 18.2-270 which refers to a felony. These code sections relate to the prohibition of operating a motor vehicle under the influence of alcohol; drugs; or a combination thereof; procedures set forth in state law; and punishment for these offenses. The Board will also consider adopting new Code Sections 11-65.1 which adopts and incorporates Section 18.2-270.1 of the Virginia Code relating to multiple offenders and payments to the trauma center fund; Section 11-65.2 which adopts and incorporates Section 18.2-270.1 of the Virginia Code relating to ignition interlock systems and the failure to comply with same; Section 11-65.3 which adopts and incorporates Section 18.2-270.1 of the Virginia Code relating to driver's license forfeiture; and Section 11-65.4 which adopts and incorporates Section 18.2-270.1 of the Virginia Code relating to probation, education and rehabilitation of convicted persons.

The Board will consider re-adoption of Section 11-66 which adopts and incorporates Section 18.2-272 of the Virginia Code and Section 11-67 which adopts and incorporates Section 18.2-273 of the Virginia Code.

The Board will consider repealing Sections 11-68 and 11-69 of the current County Code. (*See Attachment #3*)

PUBLIC NOTICE

PETITION FOR REZONE - Franklin County Family YMCA, Petitioners/Owners for property currently zoned PCD, Planned Commercial District, to amend proffered conditions related to the use of vertical metal siding on the YMCA facility. The subject property was rezoned to PCD in November 2005 as part of the LakeWatch Plantation rezone request (Case # REZO 8-08-3017.) The original rezone request included proffered conditions prohibiting the use of vertical metal siding within the LakeWatch Plantation development. In October 2008, the Franklin County Board of Supervisors approved an amendment to the proffered conditions, allowing vertical metal siding to be used on the YMCA facility, subject to certain limitations. The existing proffer states: "vertical metal siding shall be prohibited on any façade visible from any public street right of way within or adjoining the LakeWatch Plantation Planned Commercial Development, except as follows: Vertical metal siding shall be allowed on the existing building located on Tax Map# 15, Parcel # 42.4 in accordance with the attached plan titled 'Concept Plan/Amended Proffer Request for the Franklin County Family YMCA at LakeWatch Plantation,' dated July 29, 2008, prepared by Philip W. Nester. All improvements as shown on the attached plan shall be installed within fifteen months from the date of approval by the Franklin County Board of Supervisors, with said improvements to be bonded by letter of credit pursuant to Franklin County Code Section 25-629 to allow issuance of a Certificate of Occupancy." At this time, the petitioner requests to amend the proffered conditions as they pertain to the YMCA

property, by removing the fifteen month time limit imposed by the existing proffer, and instead requiring the improvements specified by the proffer to be undertaken in conjunction with any future expansion of the building. The property is located in the LakeWatch Plantation development off of State Route 122, on the west side of FirstWatch Drive, +/- 500 feet from the intersection of Firstwatch Drive and Lakewatch Drive, in the Gills Creek Magisterial District and recorded as Tax Map # 15, Parcel # 42.4 in the Franklin County Real Estate Tax Records.(Case # REZO-11-09-5769)

PETITION TO AMEND COUNTY CODE Petition of the Franklin County Board of Supervisors to amend Chapter 25, "Zoning" of the Franklin County Code, to implement a Scenic Gateway Overlay District, Article IV, Special Provisions, Division 4. 220-North Scenic Gateway Overlay District; Section 25-500, Purpose; Section 25-500.1, Boundaries; Section 25-500.2, Relationship to underlying zoning; Section 25-500.3, Change in underlying zoning classification; Section 25-500.4, Residential cluster developments; Section 25-500.5, Standards for residential lots within residential cluster developments; Section 25-500.6, Standards for required open space within residential cluster developments; Section 25-500.7, Ownership and management of required open space within residential cluster developments; Section 25-500.8, Required Landscaping; Section 25-500.9, Signs; Section 25-500.10, Buffering ; Section 25-500.11, Access management; and Section 25-500.12, Utilities and screening. (Case #A-09-10-03.)

PETITION TO AMEND COUNTY CODE Petition of the Franklin County Board of Supervisors to amend Chapter 25, "Zoning" of the Franklin County Code, to amend the 220-North Mixed Use Overlay District, Article IV, Special Provisions, Division 6. 220-North Mixed Use Overlay District; Section 25-502.12. Access management and Section 25-502.13. Utilities and screening. (Case A-08-09-01)

PETITION TO AMEND COUNTY CODE Petition of the Franklin County Board of Supervisors to amend Chapter 25, "Zoning" of the Franklin County Code, to amend the 220-North Rural Development Overlay District, Article IV, Special Provisions, Division 5. 220-North Rural Development Overlay District; Section 25-501.9. Access management and Section 25-501.10. Utilities and screening. (Case A-09-09-02)

Adjournment Thereafter

MERRY CHRISTMAS & HAPPY NEW YEAR

RISE & SHINE GUESTS FOR DECEMBER ARE BOBBY THOMPSON & RICK