

(To view attachments, please click on highlighted areas)

**AGENDA
FRANKLIN COUNTY BOARD OF SUPERVISORS
TUESDAY, AUGUST 19, 2014**

- 1:30 P.M. Call To Order, Chairman David Cundiff
- 1:31 Invocation, Supervisor Bobby Thompson
- 1:32 Pledge of Allegiance, Supervisor Bob Camicia
- 1:33 Public Comment
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- 1:36 **CONSENT AGENDA (REQUIRES ACTION)**
- REF: 1. Approval of Accounts Payable Listing, Appropriations, and Minutes for 2014
2. Payroll Procedure Change (**See Attachment #16**)
3. Tourism MicroGrant Awards - Round 2 (**See Attachment #13**)
4. Ferrum Volunteer Fire Department Fire Tanker Purchase (**See Attachment #2**)
5. Authorization for Sheriff's Department to Purchase Vehicles (**See Attachment #3**)
6. Authorization to Solicit Westlake Ambulance Remount (**See Attachment #4**)
7. Authorization to Advertise for VDOT Revenue Sharing Funding (**See Attachment #5**)
8. Town of Bedford's Request for Resolution of Support for Rail Depot (**See Attachment #8**)
9. HR 4976 Supporting Home Owners Rights Enforcement Act (SHORE) (**See Attachment #6**)
10. Red Truck Center Special Entertainment Festival Application (**See Attachment #12**)
11. VDOT 2015/2016 Culvert/Structure Replacement (**See Attachment #9**)
12. Burnt Chimney Water Tank Funding (**See Attachment #7**)
13. Request to Hold Public Hearing for Free Clinic Exemption Status (**See Authorization #11**)

- 1:40 Vincent Copenhaver, Director of Finance
REF: 1. Monthly Finance Report
2. Tax Relief for the Elderly Review **(See Attachment #15)**
- 2:00 Rocky Rockwell, Operations Manager, Philpott Lake
REF: 1. Philpott Bridge Construction **(See Attachment #14)**
- 2:20 Richard E. Huff, II, County Administrator
REF: 1. Deer Control/Franklin County **(See Attachment #10)**
2. Carryovers
3. Draft Board Retreat Items & Dates
4. Other Matters
- 2:45 Other Matters by Supervisors
- 2:50 Request for Closed Meeting in Accordance with 2.2-3711, a-3, Acquisition of Land and a-5, Discussion of a Prospective New Industry, or of Expansion of an Existing One, 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.

APPOINTMENTS:

Library Board - Blue Ridge District - Unexpired Term/Felicia Woods (Term Expires 6/30/2015)

Recess for Dinner

6:00 Call To Order, Chairman David Cundiff

6:01 Recess for Previously Advertised Public Hearing as Follows:

PETITION FOR REZONE - *Petition of Marilyn Dillon/Petitioner and Robert V. St. Jacques II/Owner requesting a rezone for a +/- 9.776 acre parcel from RC1, Residential Combined Subdivision District to A-1, Agricultural. The subject property is located at 1838 Wirtz Road (SR 697) in the Rocky Mount District of Franklin County; and is further identified as Tax Map # 36.2 Parcel # 5. The petitioner is now seeking to rezone to allow agriculture, farming. The petitioner's application for rezoning states for agriculture, farming. This petition would not result in any additional residences nor increase the site's density. (Case # REZO-4-14-12838) (See Attachment #17)*

PETITION FOR SPECIAL USE - *Petition of Don Smith, Petitioner/County of Franklin, Owner requesting a special use permit for a +/- 0.835 & 0.57 acre parcels located at 50 Burnt Chimney Road (SR 670) in the Union Hall District of Franklin County for the purpose of "public utilities-towers, structures, and "public facilities" for property further identified as Tax Map/Parcel # 0280013100, 0280013101A, 02800131.02 in the Franklin County Real Estate Records. (Case # SPEC-7-14-13142) (See Attachment #18)*

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately 6:00 P.M., on Tuesday, August 19, 2014, in the Board of Supervisors Meeting Room in the Franklin County Government Center, 1255 Franklin Street,

Suite 104, Rocky Mount, Virginia to consider the following proposed amendments to Section 18-18 through Section 18-20 as follows:

Section 18-18. Unlawful disposal of out-of county waste.

- (b) The penalty for a violation of this section shall be a fine of ~~thirty-five dollars (\$35.00)~~ not exceeding five hundred dollars (\$500.00) plus court costs.**

Sec. 18-19. Civil penalties for unauthorized use.

Any person or business entity found to be in violation of any of the prohibitions set forth in Chapter 18 which controls the disposition of solid waste in Franklin County shall be subject to the following civil penalties:

- (a) Household waste not originating in Franklin County disposed of by a private citizen.**

First Offense: Civil Penalty - \$250.00

- (b) Any violation of Chapter 18 of the Franklin County code not described in (a) or (c) of this code section:**

First Offense: Civil Penalty - \$500.00

- (c) Disposal of commercial waste, industrial waste, construction debris, or any other objects or material containing rigid wooden or metal parts, which parts exceed two (2') feet in length.**

First Offense: Civil Penalty - \$1,000.00

The civil penalty imposed pursuant to Sections (a), (b), or (c) of this section shall not be suspended in whole or in part. A proceeding against a person or entity to impose a civil penalty as above set out shall preclude criminal prosecution for that specific offense.

Any subsequent offense of any prohibition set forth in Chapter 18 of the county code shall be prosecuted as a criminal offense as set out in Chapter 18 of the county code.

A person found violating any provision of this ordinance on behalf of a business entity may be prosecuted for such violation and the business entity may also be prosecuted for that same violation.

Sec. 18-20. Payment of penalties.

Any civil penalty levied hereunder shall be paid within thirty (30) days of imposition of the civil penalty to the Franklin County Treasurer. Any civil penalties herein imposed by any court shall be collected in the same manner that civil judgments may be collected and may be docketed by abstract filed in the circuit court clerk's office if levied in the general district court, in which case such judgment will become a lien on real estate owned by that person. A violation of Section 18-19 shall be prosecuted as a civil proceeding and may be appealed by either party as civil cases are appealed from the general district court. (See Attachment #1)

ITALICS/BOLD (AMENDED VERBIAGE)
PROPOSED DELETED VERBIAGE

Adjournment Thereafter

RISE & SHINE GUESTS FOR AUGUST ARE BOB CAMICIA & RICK

FRANKLIN COUNTY
Board of Supervisors



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

1

<p>AGENDA TITLE: Green Box Violation Fines</p> <p>SUBJECT/PROPOSAL/REQUEST: Amend Chapter 18 (Solid Waste) of the County Code addressing Green Box Violation Fines</p> <p>STRATEGIC PLAN FOCUS AREA: Infrastructure</p> <p>GOAL #4: Develop and implement a system to insure that we extend the life of the landfill, considering education, recycling, and enforcement of non-County dumping policies.</p> <p>STAFF CONTACT(S): Messrs. Huff, Whitlow, Smith</p>	<p>AGENDA DATE August 19, 2014</p> <p>ITEM NUMBER:</p> <p>ACTION:</p> <p>CONSENT AGENDA:</p> <p>INFORMATION:</p> <p>ATTACHMENTS: Yes. Proposed amendments to Chapter 18 County Code</p> <p>REVIEWED BY: </p>
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BACKGROUND:

Franklin County provides a free green box residential trash collection system for the County citizens. This system currently consists of 68 green box sites with 283 green boxes. 95 of these boxes are dumped twice a day. Penalties for illegal disposal of waste in Franklin County were last adopted on May 18, 1995. Despite having a daily cleanup crew, the County has had a number of complaints from citizens about site conditions. The daily cleanup of material deposited on the ground, as well as oversized material in the boxes cost approximately \$91,348 last year. The County is receiving 20-25 illegally dumped tires at the landfill per day, whereby the County must pay \$100 per ton to have removed. The staff is cleaning up large brush piles dumped at these sites weekly. Boxes are filled with contractors' debris from both this county and neighboring counties. These items go from being revenues at the landfill gate to major expenses for county personnel to clean up and dispose. In addition to cleanup fees, contractor waste in the boxes (lumber) can be very damaging to the County's \$240,000 front load trucks. Chargeable landfill tons have decreased by 3535 tons (\$152,000) in the last fiscal year, while green box tons have increased by 118 tons for the same period.

DISCUSSION

In reviewing adjoining county codes there are varying degrees of penalties as several of the counties no longer have unmanned green box sites. Henry County addresses out of county waste with a \$250 fine and prohibited waste with a \$1000 fine. Bedford County states that violations may result in up to a \$25,000 civil penalty but then shows a \$50 fine for improper use of a site. With Bedford's sites being manned, uncontrolled dumping does not generally occur. Pittsylvania County's sites are also monitored to prevent uncontrolled dumping, but violators there can be charged with a Class III misdemeanor. County legal staff has proposed several changes to Section 18 of the County Code (see attached) increasing fines for out of county waste and proposing Civil Penalties for other green box violations. During the Board of Supervisors July 15, 2014 meeting, the Board voted to advertise a public hearing on the proposed amendments to Chapter 18 of the Franklin County Code (see attached).

RECOMMENDATION:

Following the duly advertised public hearing, staff respectfully requests the Board of Supervisors consider approving the proposed amendments to Chapter 18, Solid Waste of the Franklin County Code as advertised and attached.

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately 6:00 P.M., on Tuesday, August 19, 2014, in the Board of Supervisors Meeting Room in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia to consider the following proposed amendments and additions to Section 18-18 through Section 18-20 as follows:

Section 18-18. Unlawful disposal of out-of county waste.

- (b) The penalty for a violation of this section shall be a fine of ~~thirty-five dollars (\$35.00)~~ **not exceeding five hundred dollars (\$500.00) plus court costs.**

Sec. 18-19. Civil penalties for unauthorized use.

Any person or business entity found to be in violation of any of the prohibitions set forth in Chapter 18 which controls the disposition of solid waste in Franklin County shall be subject to the following civil penalties:

- (a) **Household waste not originating in Franklin County disposed of by a private citizen.**
First Offense: Civil Penalty - \$250.00
- (b) **Any violation of Chapter 18 of the Franklin County code not described in (a) or (c) of this code section:**
First Offense: Civil Penalty - \$500.00
- (c) **Disposal of commercial waste, industrial waste, construction debris, or any other objects or material containing rigid wooden or metal parts, which parts exceed two (2') feet in length.**
First Offense: Civil Penalty - \$1,000.00

The civil penalty imposed pursuant to Sections (a), (b), or (c) of this section shall not be suspended in whole or in part. A proceeding against a person or entity to impose a civil penalty as above set out shall preclude criminal prosecution for that specific offense.

Any subsequent offense of any prohibition set forth in Chapter 18 of the county code shall be prosecuted as a criminal offense as set out in Chapter 18 of the county code.

A person found violating any provision of this ordinance on behalf of a business entity may be prosecuted for such violation and the business entity may also be prosecuted for that same violation.

Sec. 18-20. Payment of penalties.

Any civil penalty levied hereunder shall be paid within thirty (30) days of imposition of the civil penalty to the Franklin County Treasurer. Any civil penalties herein imposed by any court shall be collected in the same manner that civil judgments may be collected and may be docketed by abstract filed in the circuit court clerk's office if levied in the general district court, in which case such judgment will become a lien on real estate owned by that person. A violation of Section 18-19 shall be prosecuted as a civil proceeding and may be appealed by either party as civil cases are appealed from the general district court.

ITALICS/BOLD (AMENDED VERBIAGE)
PROPOSED DELETED VERBIAGE

A complete copy of the proposed ordinance amendments is available in the Board Clerk's Office, 1255 Franklin Street, Suite 111, Rocky Mount, Virginia 24151.

All requests for reasonable accommodations due to a disability should be made to Sharon K. Tudor, MMC, Clerk with at least a 48 hour notice.

All interested parties are encouraged to attend.

SHARON K. TUDOR, MMC, CLERK
FRANKLIN COUNTY BOARD OF SUPERVISORS

FRANKLIN NEWS POST
PLEASE PUBLISH IN YOUR Friday, August 1 & 8, 2014 EDITIONS.

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p>AGENDA TITLE: Approve purchase for fire tanker for Ferrum Volunteer Fire Department</p>	<p>AGENDA DATE: 08/19/2014 ITEM NUMBER:</p>
<p>SUBJECT/PROPOSAL/REQUEST Fire apparatus purchase/Approve purchase using existing contract with Suffolk City</p>	<p>ACTION: Yes INFORMATION:</p>
<p>STRATEGIC PLAN FOCUS AREA: <u>Goal # 1& 2</u> <u>Action Strategy: Response to fire emergencies</u></p>	<p>CONSENT AGENDA: Yes ACTION: Yes INFORMATION:</p>
<p>STAFF CONTACT(S): Messrs. Huff, Hatcher</p>	<p>ATTACHMENTS: No REVIEWED BY: R&H</p>

BACKGROUND:

Ferrum Volunteer Fire Department does not currently have a large tanker assigned to the department that is capable of supplying more than 1500 gallons of water to a fire scene. The station is assigned a fire engine and a 1500 gallon tanker that can only supply a total of 2500 gallons of water to a fire. The Insurance Services Organization (ISO) uses available water supply to determine a fire departments ISO fire suppression rating. The ISO rating is used by the majority of insurance companies to determine fire insurance coverage rates for homeowner and commercial fire insurance policies. The proposed fire tanker purchase will be equipped to transport and supply 2500 gallons of water to a fire scene which will improve the fire insurance classifications for the Ferrum area in locations that are in excess of 1000 feet from a fire hydrant. Ferrum Fire Department currently has a 9 ISO rating in these areas.

DISCUSSION:

Representatives from Ferrum Fire Department and Public Safety have met to review the specifications for the proposed fire tanker to be purchased. The specifications submitted meet NFPA guidelines as well as the county specifications for a fire tanker apparatus. The tanker to be purchased will allow the Ferrum Fire Department to remove a 1993 International KME fire engine from service that has been reliable but has recently began to experience leaks from the fire pump and other minor problems that is associated with 21 years of front line fire service. The 1993 International is equipped with a 1000 gallon water tank and a 1250 gallon-per-minute pump (gpm). The department plans to reclassify a 2001 International tanker as its front line fire engine. The 2001 International is capable of being reclassified as it does meet the county specifications as a fire engine. That vehicle is equipped with a 1500 gpm fire pump and transports 1500 gallons of water and has enough storage capacity to carry the equipment and gear needed to be classified as a fire engine. The proposed tanker will have a 2500 gallon water capacity and will be equipped with a 1500 gpm pump on a Kenwood T800 commercial dual rear axle chassis. The plan proposed by Ferrum Fire Department allows them to transport 4000 gallons of water to a fire scene using two vehicles which meets the ISO requirements for a Class 8B fire insurance rating.

The purchase will be made using the existing fire apparatus purchase contract between the City of Suffolk Virginia and Atlantic Emergency Solutions which is contract #2011-00109. Atlantic Emergency Solutions is an authorized dealer for Pierce Manufacturing Incorporated who will manufacture the tanker in accordance with the agreed to specifications that meet Franklin County's fire tanker specifications that were developed in 2007 during a meeting with the county volunteer fire chiefs. The cost of the tanker is \$388,734.00 which is within the budgeted amount. Funds to purchase the tanker have been allocated and are available in the FY 14 – 15 CIP budget in line item 3000-023-0147-7005. For comparison, the last county tanker purchased was in June 2011 and was assigned to the Fork Mountain Fire Department. That vehicle was purchased for \$376,337.00 which is \$12,397 which reflects a 3% increased cost in 3 years. The 1993 International fire engine that is being replaced will be sent to surplus to be sold at auction by the county.

RECOMMENDATION:

Staff respectfully recommends that the Board of Supervisors approve the purchase of the fire tanker apparatus from Atlantic Emergency Solutions.

Requester: _____

Date submitted: _____

NEW VEHICLE/REPLACEMENT VEHICLE REQUEST FORM



DEPARTMENT (AND WHOM) VEHICLE IS TO BE ASSIGNED TO: Public Safety-Ferrum Vol. Fire Dept.

REASON FOR REQUEST: Replace current fire engine at FVFD with tanker apparatus with 2500 gallon water capacity. Purchase will reduce ISO rating classification for citizens.

DATE VEHICLE IS TO BE PURCHASED/REPLACED: 9/21/14

ESTIMATED PURCHASE PRICE: \$ 388734.00

FUNDING SOURCE (ACCOUNT#, ETC.): 3000-023-0147-7005

FUNDS VERIFIED BY FINANCE ON: 07-22-2014

VEHICLE TO BE PURCHASED BY STATE CONTRACT? YES NO

IF NO, HOW WILL THE VEHICLE BE PURCHASED? From exiting purchasing contract between City of Suffolk, VA and vendor.

IS THIS A PROJECTED PURCHASE? ? YES NO IF SO, WHICH MONTH?

PROPOSED NEW VEHICLE INFORMATION:

YEAR: 2015

MAKE: Kenwood

MODEL: T800

VEHICLE BEING REPLACED INFORMATION:

YEAR: 1993

TITLE #:49119512

MILEAGE#: 17210

MAKE: International

MODEL: Fire Engine

VIN#: 1HTSDN6R8PH514094

WILL THIS VEHICLE BE SURPLUS OR USED AS A SPARE? SURPLUS SPARE

WHERE ARE THE KEYS & LICENSE PLATES FOR THIS VEHICLE? In and on the current vehicle.

CONDITION OF OLD VEHICLE: EXCELLENT GOOD FAIR POOR JUNKED/PARTS

DISPOSAL OF OLD VEHICLE: AUCTION GOVDEALS TOTALED/INSURANCE SPARE

OFFICE USE ONLY:

REQUEST APPROVED BY ADMIN ON: ____-____-____

BOS MEETING ON: ____-____-____

BOS APPROVED: YES NO

KEYS AND LICENSE PLATES TURNED INTO AMANDA CARTER ON: ____-____-____ (INITIAL) ____

COPIES AFTER FINAL EXECUTION TO: Mike Thurman and Amanda Carter

Requester: _____

Date submitted: _____

PURCHASE INVOICE RECEIVED BY FINANCE ON: ____ - ____ - ____ (INITIAL) ____

ADDED TO INSURANCE : (INITIAL) ____

TITLE RECEIVED: (INITIAL) ____

NEW VEHICLE INFORMATION:

TITLE # : _____

VIN#: _____

MILEAGE: _____

COPIES AFTER FINAL EXECUTION TO: Mike Thurman and Amanda Carter



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<u>AGENDA TITLE:</u> PURCHASE OF SHERIFF'S VEHICLES	<u>AGENDA DATE:</u> August 19, 2014	<u>ITEM NUMBER</u>
<u>SUBJECT/PROPOSAL/REQUEST</u> Request to purchase nine marked patrol replacement vehicles.	<u>ACTION:</u>	
<u>STAFF CONTACT(S):</u> Sheriff Overton, Mr. Huff, Tony Mills, Mr. Thurman	<u>CONSENT AGENDA:</u> YES	<u>INFORMATION</u>
	<u>ATTACHMENTS:</u>	
	<u>REVIEWED BY:</u> REL	

BACKGROUND:

The Office of the Sheriff, County of Franklin is a law enforcement agency with local jail and law enforcement responsibilities. It maintains a fleet of police vehicles necessary to carry out all functions and responsibilities. Field law enforcement vehicles are normally replaced with approximately 125,000 miles and these vehicles are reissued to support services such as prisoner transport or spare fleet vehicles. They are maintained in this capacity until they become unreliable or repairs and maintenance becomes cost prohibitive.

DISCUSSION:

The Office of the Sheriff requests to order nine new marked police service vehicles as replacement vehicles for cars currently in service. The listed vehicles for replacement are well above the 125,000 mile replacement threshold and or have serious mechanical issues. The vehicles needing to be replaced are:

1. 2008 Chevrolet Impala with over 132,000 miles.
2. 2008 Ford Crown Victoria with over 132,000 miles.
3. 2009 Ford Crown Victoria with over 133,000 miles.
4. 2009 Ford Crown Victoria with over 135,000 miles
5. 2009 Ford Crown Victoria with over 135,000 miles.
6. 2008 Ford Crown Victoria with over 144,000 miles
7. 2008 Chevrolet Impala with over 144,000 miles.
8. 2005 Ford Crown Victoria with over 146,000 miles.
9. 2008 Ford Crown Victoria with over 145,000 miles.

The nine marked police service vehicles requested are Full-Size Police Dodge Chargers through state contract #E194-1336 at a cost of \$23,176.00 per car. The cost of these vehicles will be covered by our existing vehicle budget 3000-021-0017-7005 with a balance of \$219,381.56.

RECOMMENDATION:

The Office of the Sheriff respectfully requests the Board of Supervisors approve the purchase of 9 full-size police vehicle Dodge Chargers.



Franklin County
A Natural Setting for Opportunities

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT:

AGENCY EQUIPMENT WAS ASSIGNED TO:

VEHICLE INFORMATION:

YEAR: 2008

MAKE: FORD

MODEL: CROWN VIC.

ID #: 08F-7640

VIN #: 2FAHP71V28X177640

TITLE #: 9356769

ODOMETER READING: 132255

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

Transmission Slipping

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: SHIVELEY DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION:

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE **CLEANED AND TRASH REMOVED.**

DELIVER KEYS AND LICENSE PLATES TO CONNIE STANLEY.

ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



Franklin County

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: OFFICE OF THE SHERIFF

AGENCY EQUIPMENT WAS ASSIGNED TO: OFFICE OF THE SHERIFF

VEHICLE INFORMATION:

YEAR: 2009

MAKE: FORD

MODEL: CROWN VIC.

ID #: 09F-3110

VIN #: 2FAHP71V89X103110

TITLE #: 93575654

ODOMETER READING: 132678

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: SMITH DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION: THIS VEHICLE WILL BE UNINSTALLED WHEN NEW VEHICLE IS AVAILABLE.

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE **CLEANED AND TRASH REMOVED.**

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ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



Franklin County
A Natural Setting for Opportunity

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: FRANKLIN COUNTY SHERIFF OFFICE

AGENCY EQUIPMENT WAS ASSIGNED TO: FRANKLIN COUNTY SHERIFF OFFICE

VEHICLE INFORMATION:

YEAR: 2008

MAKE: CHEVROLET

MODEL: IMPALA

ID #: 08CH-9792

VIN #: 261WS553489239792

TITLE #: 93542234

ODOMETER READING: 134,530

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

FCSO

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: NEIGHBORS DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION:

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE CLEANED AND TRASH REMOVED.

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ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



Franklin County
A Division of Surplus & Appraisement

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: OFFICE OF THE SHERIFF

AGENCY EQUIPMENT WAS ASSIGNED TO: OFFICE OF THE SHERIFF

VEHICLE INFORMATION:

YEAR: 2009

MAKE: FORD

MODEL: CROWN VIC.

ID #: 09F-3107

VIN #: 2FA1P71V89X103107

TITLE #: 93575650

ODOMETER READING: 135200

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: TATUM DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION: THIS VEHICLE WILL BE UNINSTALLED WHEN NEW VEHICLE IS AVAILABLE.

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE CLEANED AND TRASH REMOVED.

DELIVER KEYS AND LICENSE PLATES TO CONNIE STANLEY.

ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



Franklin County

Franklin County, Ohio

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: OFFICE OF THE SHERIFF

AGENCY EQUIPMENT WAS ASSIGNED TO: OFFICE OF THE SHERIFF

VEHICLE INFORMATION:

YEAR: 2009

MAKE: FORD

MODEL: CROWN VIC.

ID #: 09F-3108

VIN #: 2FAHP71VX9X103108

TITLE #: 93575648

ODOMETER READING: 135214

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: RAMSEY DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

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Franklin County
A National Setting for Opportunity

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: Sheriff Office

AGENCY EQUIPMENT WAS ASSIGNED TO: Sheriff Office

VEHICLE INFORMATION:

YEAR: 2008

MAKE: Ford

MODEL: Crown Vic

ID #: 08F-0147

VIN #: 2FAHP71V38X130147

TITLE #: 93548217

ODOMETER READING: 144151

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

TRANSMISSION SLIPPING

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

PAINT ON HOOD AND ROOF PEELING OFF.

EMPLOYEE TURNING IN VEHICLE: PRUITT

DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION:

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE **CLEANED AND TRASH REMOVED.**

DELIVER KEYS AND LICENSE PLATES TO CONNIE STANLEY.

ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: OFFICE OF THE SHERIFF

AGENCY EQUIPMENT WAS ASSIGNED TO: OFFICE OF THE SHERIFF

VEHICLE INFORMATION:

YEAR: 2008

MAKE: CHEVROLET

MODEL: IMPALA

ID #: 08CH-6168

VIN #: 2G1WS53681355168

TITLE #: 93567508

ODOMETER READING: 144177

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: HAYS DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION: THIS VEHICLE WILL BE UNINSTALLED WHEN NEW VEHICLE IS AVAILABLE.

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE CLEANED AND TRASH REMOVED.

DELIVER KEYS AND LICENSE PLATES TO CONNIE STANLEY.

ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



Franklin County
A Natural Setting for Opportunity

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT:

AGENCY EQUIPMENT WAS ASSIGNED TO:

VEHICLE INFORMATION:

YEAR: 2005

MAKE: FORD

MODEL: CROWN VIC.

ID #: 05F-4033

VIN #: 2FAHP71W45X174033

TITLE #: 93460894

ODOMETER READING: 146454

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)
TRANSMISSION SLIPPING

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:
PAINT ON HOOD AND ROOF PEELING OFF.

EMPLOYEE TURNING IN VEHICLE: SPARE DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION:

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE **CLEANED AND TRASH REMOVED.**

DELIVER KEYS AND LICENSE PLATES TO CONNIE STANLEY.

ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner



Franklin County

VEHICLE INFORMATION FORM

Surplus

Out of Service

DATE EQUIPMENT IS READY FOR SURPLUS: 9/30/2014

CURRENT LOCATION OF EQUIPMENT: OFFICE OF THE SHERIFF

AGENCY EQUIPMENT WAS ASSIGNED TO: OFFICE OF THE SHERIFF

VEHICLE INFORMATION:

YEAR: 2008

MAKE: FORD

MODEL: CROWN VIC.

ID #: 08F-7641

VIN #: 2FAHP71V48X177641

TITLE #: 93565768

ODOMETER READING: 145177

WHERE ARE THE KEYS AND LICENSE PLATES LOCATED?

OFFICE OF THE SHERIFF

CONDITION OF VEHICLE: (CHECK ONE) GOOD FAIR POOR JUNKED/PARTS

IF JUNKED OR TO BE USED FOR PARTS PLEASE EXPLAIN:

DO ALL ACCESSORIES WORK? YES NO (IF NO, DESCRIBE BELOW)

ARE THERE ANY MECHANICAL DEFECTS? YES NO (IF YES, DESCRIBE BELOW)

DESCRIBE ANY BODY OR WINDOW DAMAGE AND LOCATION ON VEHICLE:

EMPLOYEE TURNING IN VEHICLE: WHITTAKER DATE & TIME: _____

KEYS WERE TURNED IN: YES NO

LICENSE PLATES WERE TURNED IN: YES NO

ADDITIONAL INFORMATION: THIS VEHICLE WILL BE UNINSTALLED WHEN NEW VEHICLE IS AVAILABLE.

IMPORTANT INFORMATION:

RADIOS SHOULD BE REMOVED (IF APPLICABLE) FROM VEHICLE AND DECALS REMOVED/PAINTED OVER PRIOR TO BEING TAKEN TO SURPLUS STORAGE AREA. VEHICLES ARE TO BE CLEANED AND TRASH REMOVED.

DELIVER KEYS AND LICENSE PLATES TO CONNIE STANLEY.

ORIGINAL TO: Connie Stanley

COPY TO: Mike Thurman and Jackie Wagner

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Request to approve solicitation for bids for ambulance remount contract.</p>	<p><u>AGENDA DATE:</u> August 19, 2014</p>	<p><u>ITEM NUMBER:</u></p>
<p><u>SUBJECT/PROPOSAL/REQUEST</u> Ambulance remount project/Advertise for bid requests from vendors</p>	<p><u>ACTION:</u> Yes</p>	<p><u>INFORMATION:</u></p>
<p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> 4.3 <u>Action Strategy:</u> Improved fire & EMS service to citizens.</p>	<p><u>CONSENT AGENDA:</u> Yes <u>ACTION:</u></p>	<p><u>INFORMATION:</u></p>
<p><u>STAFF CONTACT(S):</u> Messrs. Huff, Hatcher</p>	<p><u>ATTACHMENTS:</u></p>	<p><u>REVIEWED BY:</u> REX</p>

BACKGROUND: In June of this year a report that outlined the condition of the EMS fleet was delivered to the Board of Supervisors. Several ambulances with modular bodies that were purchased between 2008 and 2010 are experiencing significant mechanical issues and are capable of being remounted onto a new chassis instead of purchasing an entirely new vehicle. No existing contract is in place from any remount vendor that is open for Franklin County to contract with a vendor for these services.

DISCUSSION: In 2012 the ambulance assigned to the Westlake station that was purchased in 2009 suffered a catastrophic chassis failure that forced it to be removed from service. Repair of the existing Ford F450, 4-wheel drive chassis were estimated to exceed \$15,000. The 6.4 liter diesel chassis had been plagued by numerous mechanical breakdowns in 2010 and 2011 that regularly removed it from service for repairs. The vehicle was removed from service and a grant was obtained to purchase a new ambulance. Staff did not send the former vehicle to surplus as the module or box of the vehicle is still serviceable and is less than 10 years old. That modular body is capable of being remounted onto a new chassis and be returned to service. A new ambulance constructed to meet county specifications costs approximately \$170,000 to construct. A remount of an existing modular body onto a new chassis typically costs significantly less than the purchase of a new ambulance and offers the same warranties of a new vehicle. Staff has searched for an existing remount contract that is available for Franklin County to use but no such contract exists. A remount specification has been written and is ready to be advertised for bids from interested vendors to provide remount services. The specifications require that the new chassis be a 2015 Dodge 4500, 4-wheel drive, 6.7 liter diesel chassis. There are funds available in the FY 14-15 CIP budget for the remount project and it is anticipated that the bids received will be less than the budgeted amount. The project will be advertised for bids beginning August 20, 2014 with a deadline for submissions being September 18, 2014. Upon receipt a recommendation will be brought to the Board of Supervisors for consideration for approval in the October meeting. Plans are to place the remounted vehicle into service to replace an ambulance that was identified as being a critical need in the June report to the Board of Supervisors.

RECOMMENDATION: Staff respectfully recommends that the Board of Supervisors approve the request to advertise for remounting of the former Westlake ambulance to vendors.

Requester: _____

Date submitted: _____

NEW VEHICLE/REPLACEMENT VEHICLE REQUEST FORM



Franklin County
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DEPARTMENT (AND WHOM) VEHICLE IS TO BE ASSIGNED TO: Public Safety

REASON FOR REQUEST: Remount existing ambulance modular box to new chassis. Current chassis has no motor and the drive train is damaged beyond repair. Chassis to be sent to scrap upon removal of ambulance body and all needed parts for remount process.

DATE VEHICLE IS TO BE PURCHASED/REPLACED: October 22, 2014

ESTIMATED PURCHASE PRICE:

\$100,000 . _____

FUNDING SOURCE (ACCOUNT#, ETC.): 3000-023-0030-7001

FUNDS VERIFIED BY FINANCE ON: 07-28-2014

VEHICLE TO BE PURCHASED BY STATE CONTRACT? YES NO

IF NO, HOW WILL THE VEHICLE BE PURCHASED? Competitive Bid process

IS THIS A PROJECTED PURCHASE? ? YES NO IF SO, WHICH MONTH? October

PROPOSED NEW VEHICLE INFORMATION:

YEAR: 2015 MAKE: Dodge MODEL: 4500

VEHICLE BEING REPLACED INFORMATION:

YEAR: 2009 TITLE #: MILEAGE#: 140,000

MAKE: Ford MODEL: F450 VIN#: 1FDFAFA47R19EA94528

WILL THIS VEHICLE BE SURPLUS OR USED AS A SPARE? SURPLUS SPARE

WHERE ARE THE KEYS & LICENSE PLATES FOR THIS VEHICLE? Keys are in Public Safety office

CONDITION OF OLD VEHICLE: EXCELLENT GOOD FAIR POOR JUNKED/PARTS

DISPOSAL OF OLD VEHICLE: AUCTION GOVDEALS TOTALED/INSURANCE SPARE

OFFICE USE ONLY:

REQUEST APPROVED BY ADMIN ON: ____-____-____

BOS MEETING ON: ____-____-____

BOS APPROVED: YES NO

KEYS AND LICENSE PLATES TURNED INTO AMANDA CARTER ON: ____-____-____ (INITIAL) ____

COPIES AFTER FINAL EXECUTION TO: Mike Thurman and Amanda Carter

Requester: _____

Date submitted: _____

PURCHASE INVOICE RECEIVED BY FINANCE ON: ____ - ____ - ____ (INITIAL) ____

ADDED TO INSURANCE : (INITIAL) ____

TITLE RECEIVED: (INITIAL) ____

NEW VEHICLE INFORMATION:

TITLE # : _____

VIN#: _____

MILEAGE: _____

COPIES AFTER FINAL EXECUTION TO: Mike Thurman and Amanda Carter

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Revenue Sharing Program for FY2016</p> <p><u>SUBJECT/PROPOSAL/REQUEST:</u> Advertisement of Program to Solicit Public Interest in Participating</p> <p><u>STAFF CONTACT(S):</u> Lisa Cooper</p>	<p><u>AGENDA DATE:</u> 8/19/14</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> <u>ACTION:</u> Yes</p> <p><u>ATTACHMENTS:</u> No</p> <p><u>REVIEWED BY:</u> RETH</p>	<p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

The Board of Supervisors has an adopted policy in place on the use of VDOT Revenue Sharing Funds. The Board's policy/procedure has been to advertise and receive proposals before the application deadline of November 1, 2014 for FY 2016 funding. Therefore, it is once again time to solicit public interest in the program and set a deadline for submission of project applications by the public.

DISCUSSION:

The County will receive any interest of the public and VDOT will work with planning staff on the cost to be anticipated, and what public share will be needed. It is explained to the citizens that the program is contingent on Board approval and VDOT approval and availability of VDOT funds. Applicants must submit their request along with a check for \$2,500 payable to the County Treasurer and a guarantee to provide the right-of-way to the County. The funds are held in escrow until it is determined whether the project will go forward. If it goes forward, the \$2,500 is applied to the project, and the applicants pay one-half the construction cost and any other costs that arise. Their funds must be deposited with the County prior to advertisement of the project.

Projects are prioritized to consider the number of homes served, the number of homes served per road mile, the age of the development, the unit cost of the road, whether there is a need for school bus and/or mail service, whether the project will open land to development. Staff and VDOT will provide the Board with a summary of the projects proposed by the public for its consideration, before the application deadline.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors authorize staff to proceed with advertisements during the month of September regarding the VDOT revenue sharing program with applications to be submitted to the County Planning and Community Development Office by 4:00 p.m., Friday, October 3, 2014.

FRANKLIN COUNTY, VIRGINIA

PUBLIC NOTICE OF UPCOMING VDOT REVENUE SHARING FUNDING DEADLINE

Franklin County Planning has established an **Friday, October 3, 2014 @ 4:00 P.M.**, deadline for submission of applications under the VDOT Revenue Sharing Program to improve private roads and bring them into the State Highway System. The County's policy on use of these funds was established by the Board of Supervisors under Section 33.1-23.05 of the Code of Virginia, as amended. Franklin County is one of approximately 45 counties that participate in the Program to provide public and private funds for additional improvements to the primary and secondary road systems. The Commonwealth Transportation Board's annual allocation of state funds in this program is limited by State Code, and a share of these funds will be allocated to Franklin County to potential projects, **subject to availability of State funding.**

Under the Board's policy, the projects for which applications may be made are prioritized using several factors which include: (1) Number of homes served; (2) Density of development; (3) Age of developments; (4) Unit cost of road; (5) School bus and mail service; (6) Existing development vs. future development potential; (7) Ranking of projects. In addition, applicants must file an application fee or bond in the amount of \$2,500 and are responsible for providing 50% of the construction costs in an escrow account acceptable to VDOT prior to the construction of an approved project.

All 2015 revenue sharing applications must be turned into Lisa Cooper by **Friday, October 3, 2014 @ 4:00 P.M.** at 1255 Franklin Street, Suite 103, Rocky Mount, Virginia 24151. For more information contact Lisa Cooper, Senior Planner, (540) 483-6642.

Sharon K. Tudor, MMC
Clerk
Franklin County Board of Supervisors

FRANKLIN NEWS POST

PLEASE RUN IN THE FOLLOWING FRIDAY EDITIONS!

September 5, 13, 19, & 26, 2014

SMITH MOUNTAIN LAKE EAGLE

PLEASE RUN IN THE FOLLOWING WEDNESDAY EDITIONS!

September 3, 10, 17, & 24, 2014

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Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> SUPPORT FOR HR4976 - Supporting Homes Owners Rights Enforcement Act (SHORE).</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Recommendation of Support for HR 4976.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff</p>	<p><u>AGENDA DATE:</u> August 19, 2014</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> Yes</p> <p><u>ATTACHMENTS:</u> Yes</p> <p><u>REVIEWED BY:</u> <i>REH</i></p> <p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

At their July 8, 2014 meeting, the Tri-County Lakes Administration's (TLAC) Board of Directors recommended to the individual Counties that they support HR 4976, the Supporting Homes Owners Rights Enforcement Act (SHORE) introduced by Congressman Robert Hurt and cosponsored by Congressman G.K. Butterfield. A copy of this bill is attached.

DISCUSSION:

Congressman Hurt has indicated the HR 4976 is in direct response to FERC's current disregard of private landownership rights as it issues and enforces licenses for hydro-power projects. This lack of property right protections has led to increased costs and complications for landowners when attempting to build docks or other structures on their land and also impacts property values.

The Shore Act, which will amend the Federal Power Act, addresses this problem by requiring that FERC consider the private property ownership rights when exercising its authority to license the use of federally regulated hydro-power projects, such as the Smith Mountain Project. The adoption of the SHORE Act will benefit residents of both Smith Mountain and Leesville Lakes.

RECOMMENDATION:

Staff respectfully requests the Board's approval to adopt a resolution endorsing HR 4976 amending the Federal Power Act pertaining to the Federal Energy Regulatory Commission.

**RESOLUTION ENDORSING HOUSE RESOLUTION 4976 AMENDING THE
FEDERAL POWER ACT PERTAINING TO THE FEDERAL ENERGY
REGULATORY COMMISSION**

August 19, 2014

WHEREAS, a Bill known as House Resolution 4976 (hereafter H.R. 4976) was introduced in the United States Congress in June of this year to require the Federal Energy Regulatory Commission (hereafter FERC) to minimize infringement on the exercise and enjoyment of private property rights when issuing hydro-power licenses, and for other purposes, and

WHEREAS, the Tri-Counties Lakes Administrative Commission (hereafter TLAC), of which Franklin County is a part, is calling upon its member jurisdictions to endorse passage of H.R. 4976 as an important measure to safeguard against the overreach of FERC in regulating shoreline development on hydro-electric power projects such as Smith Mountain and Leesville Lakes across the nation;

NOW, THEREFORE, BE IT RESOVED, by the Franklin County Board of Supervisors that the Board does hereby endorse the provisions of H.R. 4976 as being essential for the protection of private property rights for owners of shoreline property along the nation's hydro-electric power projects and calls for the Bill's adoption by Congress without delay.

TRI-COUNTY LAKES ADMINISTRATIVE COMMISSION



Leesville Lake

Smith Mountain Lake

Memo

**To: Mr. Rick Huff, Franklin County Administrator
Mr. David Laurrell, Campbell County Administrator
Mr. Clarence Monday, Pittsylvania County Administrator
Mr. Mark Reeter, Bedford County Administrator**

From: Pam Collins, Executive Director

Date: July 17, 2014

Re: Recommendation of Support for HR 4976

The Tri-County Lakes Administrative Commission's (TLAC) Board of Directors, at their July 8, 2014 meeting, moved to recommend to the individual Counties that they support HR 4976, the Supporting Home Owners Rights Enforcement (SHORE) Act, recently introduced by Congressman Robert Hurt and cosponsored by Congressman G.K. Butterfield. A copy of HR 4976 and the associated Federal Power Act Language (for your convenience, the proposed changes are added in italics).

As you know, TLAC's responsibilities include the duty "to study and advise the Boards of Supervisors on issues related to the overall well being of the lakes". This responsibility includes recommendations for support of legislative items to the member counties, but TLAC's charter does not provide for us to independently support legislative items.

Congressman Hurt indicates that HR 4976 is in direct response to the Federal Energy Regulatory Commission's (FERC) current disregard of private landownership rights, a core foundation of our Constitution, as it issues and enforces licenses for hydro-power projects. The lack of property rights protections has led to increased costs and complications for landowners when attempting to build docks or other structures on their land. This also impacts property values. The SHORE Act, which will amend the Federal Power Act, addresses this problem by requiring that FERC consider the private property ownership rights when exercising its authority to license the use of federally regulated hydro-power projects, such as the Smith Mountain Project.

TLAC requests that each County provide written support of HR 4976 to their Congressional representatives. Adoption of the SHORE Act will benefit residents at both Smith Mountain and Leesville Lakes.

Please let me know if you have any questions or if you need additional information. Thank you for your consideration of this request for support.

113TH CONGRESS
2D SESSION

H. R. 4976

To amend the Federal Power Act to require the Federal Energy Regulatory Commission to minimize infringement on the exercise and enjoyment of property rights in issuing hydropower licenses, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 26, 2014

Mr. HURT (for himself, Mr. BUTTERFIELD, Mr. GOODLATTE, Mr. LUTKEMEYER, Mr. LANKFORD, and Mrs. HARTZLER) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Federal Power Act to require the Federal Energy Regulatory Commission to minimize infringement on the exercise and enjoyment of property rights in issuing hydropower licenses, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Supporting Home
5 Owner Rights Enforcement Act”.

6 **SEC. 2. HYDROPOWER LICENSES.**

7 (a) Section 4(e) of the Federal Power Act (16 U.S.C.
8 797(c)) is amended—

1 (1) by designating the first, second, and third
2 sentences as paragraphs (1) through (3) respec-
3 tively; and

4 (2) in paragraph (3) (as so designated)—

5 (A) by striking “and” after “recreational
6 opportunities,”; and

7 (B) by inserting “, and minimizing in-
8 fringement on the useful exercise and enjoy-
9 ment of property rights held by nonlicensees”
10 after “aspects of environmental quality”.

11 (b) Section 10 of the Federal Power Act (16 U.S.C.
12 803) is amended—

13 (1) in subsection (a)(1), by inserting “, includ-
14 ing minimizing infringement on the useful exercise
15 and enjoyment of property rights held by non-
16 licensees” after “section 4(e)”; and

17 (2) by adding at the end the following:

18 “(k) PRIVATE LANDOWNERSHIP.—In developing any
19 recreational resource within the project boundary, the li-
20 censee shall consider private landownership as a means to
21 encourage and facilitate—

22 “(1) private investment; and

23 “(2) increased tourism and recreational use.”.

○

Federal Power Act

Sections 10 (A) (1) and 4 (e)

Section 4. (e)

1) To issue licenses to citizens of the United States, or to any association of such citizens, or to any corporation organized under the laws of the United States or any State thereof, or to any State or municipality for the purpose of constructing, operating, and maintaining dams, water conduits, reservoirs, power houses, transmission lines, or other project works necessary or convenient for the development and improvement of navigation and for the development, transmission, and utilization of power across, along, from, or in any of the streams or other bodies of water over which Congress has jurisdiction under its authority to regulate commerce with foreign nations and among the several States, or upon any part of the public lands and reservations of the United States (including the Territories), or for the purpose of utilizing the surplus water or water power from any Government dam, except as herein provided: Provided, That licenses shall be issued within any reservation only after a finding by the Commission that the license will not interfere or be inconsistent with the purpose for which such reservation was created or acquired, and shall be subject to and contain such conditions as the Secretary of the department under whose supervision such reservation falls shall deem necessary for the adequate protection and utilization of such reservations: Provided further, That no license affecting the navigable capacity of any navigable waters of the United States shall be issued until the plans of the dam or other structures affecting the navigation have been approved by the Chief of Engineers and the Secretary of the Army.

2) Whenever the contemplated improvement is, in the judgment of the Commission, desirable and justified in the public interest for the purpose of improving or developing a waterway or waterways for the use or benefit of interstate or foreign commerce, a finding to that effect shall be made by the Commission and shall become a part of the records of the Commission: Provided further, That in case the Commission shall find that any Government dam may be advantageously used by the United States for public purposes in addition to navigation, no license therefore shall be issued until two years after it shall have reported to Congress the facts and conditions relating thereto, except that this provision shall not apply to any Government dam constructed prior to June 10, 1920: And provided further, That upon the filing of any application for a license which has not been preceded by a preliminary permit under subsection (f) of this section, notice shall be given and published as required by the proviso of said subsection.

3) In deciding whether to issue any license under this Part for any project, the Commission, in addition to the power and development purposes for which licenses are issued, shall give equal consideration to the purposes of energy conservation, the protection, mitigation of damage to, and enhancement of, fish and wildlife (including related spawning grounds and habitat), the protection of recreational opportunities, ~~and~~ the preservation of other aspects of environmental quality, *and minimizing infringement on the useful exercise and enjoyment of property rights held by nonlicensees.*

Section 10. (a) (1)

That the project adopted, including the maps, plans, and specifications, shall be such as in the judgment of the Commission will be best adapted to a comprehensive plan for improving or developing a waterway or waterways for the use or benefit of interstate or foreign commerce, for the improvement and utilization of water-power development, for the adequate protection, mitigation, and enhancement of fish and wildlife (including related spawning grounds and habitat), and for other beneficial public uses, including irrigation, flood control, water supply, and recreational and other purposes referred to in section 4(e); *including minimizing infringement on the useful exercise and enjoyment of property rights held by nonlicensees* and if necessary in order to secure such plan the Commission shall have authority to require the modification of any project and of the plans and specifications of the project works before approval.

(k) PRIVATE LANDOWNERSHIP – In developing any recreational resource within the project boundary, the licensee shall consider private landownership as a means to encourage and facilitate –

- 1) private investment; and*
- 2) increased tourism and recreational use*



At a regular meeting of the Board of Supervisors of the County of Bedford, Virginia held at the Bedford County Administration Building on the 14th day of July 2014 beginning at 7:30 p.m.

<u>MEMBERS:</u>	<u>VOTE:</u>
John Sharp, Chairman	Yes
Tammy Parker, Vice-Chairman	Yes
Bill Thomasson	Yes
Curry Martin	Yes
Steve Wilkerson	Yes
Steve Arrington	Yes
Annie S. Pollard	Yes

On motion of Supervisor Arrington, which carried by a vote of 7-0, the following was adopted:

**A RESOLUTION
ENDORISING HOUSE RESOLUTION 4976 AMENDING THE FEDERAL POWER ACT
PERTAINING TO THE FEDERAL ENERGY REGULATORY COMMISSION**

WHEREAS, a Bill known as House Resolution 4976 (hereinafter H.R. 4976) was introduced in the United States Congress in June of this year to require the Federal Energy Regulatory Commission (hereinafter FERC) to minimize infringement on the exercise and enjoyment of private property rights when issuing hydro-electric power licenses, and for other purposes, and

WHEREAS, the Tri-Counties Lakes Administrative Commission (hereinafter TLAC), of which Bedford County is a part, is calling upon its member jurisdictions to endorse passage of H.R. 4976 as an important measure to safeguard against the overreach of FERC in regulating shoreline development on hydro-electric power projects such as Smith Mountain and Leesville Lakes across the nation;

NOW, THEREFORE, BE IT RESOLVED, by the Bedford County Board of Supervisors that the Board does hereby endorse the provisions of H.R. 4976 as being essential for the protection of private property rights for owners of shoreline property along the nation's hydro-electric power projects and calls for the Bill's adoption by Congress without delay.

A Copy-Teste:



Mark K. Reeter
County Administrator

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FRANKLIN COUNTY
Board of Supervisors



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Burnt Chimney Water Tank</p> <p><u>SUBJECT/PROPOSAL/REQUEST:</u> Request Funding for Water Tank Design and Construction</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> Infrastructure</p> <p><u>GOAL #1:</u> Develop water and sewer to growing areas of the County, with priority on sewer to Route 220N, water to Burnt Chimney, and water and sewer to South Lake.</p> <p><u>ACTION STRATEGY:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Whitlow, Smith, Catlett</p>	<p><u>AGENDA DATE</u> August 19, 2014</p> <p><u>ITEM NUMBER:</u></p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> <i>YES</i></p> <p><u>INFORMATION:</u></p> <p><u>ATTACHMENTS:</u></p> <p><u>REVIEWED BY:</u> <i>REH</i></p>
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BACKGROUND:

Franklin County in conjunction with Western Virginia Water Authority (WVWA) has constructed a 12" waterline connecting areas in and around the Village of Burnt Chimney with the existing water supply in Westlake. This system has the capabilities of serving the average daily water demands of the currently connected customers. Another goal of this project is to achieve enough water volume and pressure to provide sufficient fire protection for existing properties and to make the area more desirable for new economic growth. To reach this goal a water storage tank needs to be incorporated into the water system.

DISCUSSION

Franklin County currently owns a tract of land adjoining the School Board property at Burnt Chimney School. This tract also accommodates the Burnt Chimney green box site. WVWA engineers have done some preliminary design and have found this tract to be very suitable as a tank site in elevation and water circulation capabilities. The WVWA engineers are proposing a glass lined tank, cobalt blue in color with a capacity of 480,000 to 500,000 gallons. The tank would have the additional function of providing the base for some Public Safety communications equipment.

WVWA is proposing to complete much of the tank engineering work in house. Surveying and site design are proposed to be done by local firms. WVWA had estimated the complete cost of the project (engineering, tank purchase, and construction) to be \$575,000. Since that estimate was presented, WVWA has found a tank identical to the proposed design that has come available due to non-payment by the original purchaser. This tank is still new and all warranties would be the same as if Franklin County made the original order. Obtaining this tank could represent a \$60,000 savings to the project bringing the total project estimate down to \$515,000. WVWA has agreed to fund half of the expense of the project which would put Franklin County's financial obligation at an estimated \$257,500. Approximately \$500,000 was designated from the 2013 Bond Proceeds for Village Center improvements for water system infrastructure in the Burnt Chimney and the Southlake/Union Hall Village Center.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors authorize funding the \$257,500 County share of the Burnt Chimney Water Tank project from the 2013 Bond Proceeds for Village Center Improvements and appropriate such funds from Capital Account #3000-037-0225-7029, thereby authorizing the County Administrator to execute the necessary financing arrangement with the Western Virginia Water Authority to complete the Burnt Chimney Waterline Tank Project accordingly.

FRANKLIN COUNTY
Board of Supervisors

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EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Support of Passenger Rail Station</p> <p><u>SUBJECT/PROPOSAL/REQUEST:</u> Consideration by resolution to support a passenger rail station stop in the Town of Bedford.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u></p> <p><u>Action Strategy:</u> N/A</p> <p><u>STAFF CONTACT(S):</u> Lisa Cooper</p>	<p><u>AGENDA DATE:</u> August 19, 2014</p> <p><u>ITEM NUMBER:</u></p> <p><u>ACTION:</u> Yes</p> <p><u>INFORMATION:</u></p> <p><u>CONSENT AGENDA:</u> <u>ACTION:</u> Yes</p> <p><u>ATTACHMENTS:</u> Yes</p> <p><u>REVIEWED BY:</u> <i>REH</i></p>
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BACKGROUND:

In October of 2009, City of Lynchburg resumed passenger rail (Amtrak) service at the Kemper Street Station. As you are aware, passenger rail service is scheduled to return to the City of Roanoke in 2017. In January of 2014 an agreement was signed between the State of Virginia and Norfolk Southern Corporation to make infrastructure improvements necessary to extend Amtrak passenger rail service from Lynchburg to Roanoke. Over the last two years, Roanoke has been operating a bus connection to Lynchburg's Kemper Street Station to assist travelers in the Roanoke Valley. The planned expansion of passenger rail service to Roanoke will pass through the Town of Bedford, but such current plans do not include a Bedford stop.

DISCUSSION:

On July 25, 2014 Franklin County Administration received a letter from the Town Manager of Bedford requesting support by resolution from the Board of Supervisors to re-establish passenger rail service to the Town of Bedford, thereby noting the Town would need support from the surrounding localities to be successful in this venture. Bedford County and the Smith Mountain Lake Regional Chamber of Commerce have also indicated their support.

RECOMMENDATION:

Respectfully, staff requests the Board of Supervisors to consider a resolution of support for the Town of Bedford's efforts to obtain a passenger rail service station.



Town of Bedford, Virginia
Office of the Town Manager

215 East Main Street
Bedford, VA 24523
Phone (540) 587-6001
Fax (540) 587-6143

July 25, 2014

Mr. Richard E. Huff, II
Franklin County Administrator
1255 Franklin Street, Suite 112
Rocky Mount, VA 24151

Dear Mr. Huff:

During the regularly scheduled Town Council meeting on July 22, 2014, Council adopted a Resolution supporting a rail passenger station stop in the Town of Bedford.

Enclosed is a copy of the Resolution. An effort such as this will require the support of the entire area for it to be successful. We will be setting up a working group to focus the resources and activities. If your organization wants to be involved in these initial efforts, please contact us. Any support you can offer would be greatly appreciated.

Sincerely,

Charles P. Kolakowski
Town Manager

CPK:dba

Enclosure



Franklin County

A Natural Setting for Opportunity

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, AUGUST 19, 2014 AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM LOCATED IN THE GOVERNMENT CENTER, 1255 FRANKLIN STREET, SUITE 104, ROCKY MOUNT, VIRGINIA.

THERE WERE PRESENT: David Cundiff, Chairman
Cline Brubaker, Vice-Chairman
Bob Camicia
Ronnie Thompson
Charles Wagner
Leland Mitchell
Bobby Thompson

OTHERS PRESENT: Richard E. Huff, II, County Administrator
Christopher Whitlow, Deputy Co. Administrator
B. J. Jefferson, County Attorney
Sharon K. Tudor, MMC, Clerk

WHEREAS, the Virginia Department of Rail and Public Transportation (DRPT) has announced that on or before the year 2017 rail passenger service will be extended to Roanoke, passing through but not stopping in the Town of Bedford; and

WHEREAS, citizens and citizen organizations of the Town of Bedford and surrounding areas have expressed support for a rail passenger station stop in the Town of Bedford; and

WHEREAS, the need for a passenger rail station in the Town of Bedford is included in the Town's (then a city) 2012 Comprehensive Plan; and

WHEREAS, the Town of Bedford views the placement of a Bedford passenger rail station stop as a vital element in supporting the area's plans for growth and economic development, while better serving the passenger rail transportation needs of the surrounding Smith Mountain Lake region of Bedford and Franklin Counties.

NOW, THEREFORE BE IT RESOLVED, the Board of Supervisors of the County of Franklin supports the Town of Bedford in their application for the creation of a regional passenger rail station stop in the Town of Bedford.

MOTION BY:

SECONDED BY:

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Thompson, Wagner, Brubaker, Camicia, Thompson & Cundiff

RICHARD E. HUFF II
COUNTY ADMINISTRATOR
1255 FRANKLIN ST., SUITE 112
ROCKY MOUNT, VIRGINIA 24151
(540) 483-3030
www.franklincountyva.org

Sharon K. Tudor, MMC
Clerk
Franklin County Board of Supervisors

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity
EXECUTIVE SUMMARY

AGENDA TITLE: 2015/2016 Culvert/Structure Replacement	AGENDA DATE: 8/19/14	ITEM NUMBER:
SUBJECT/PROPOSAL/REQUEST: Franklin County Proposed 2015/2016 Culvert/Structure Replacement Schedule	ACTION:	INFORMATION:
STAFF CONTACT(S): Lisa Cooper	CONSENT AGENDA: ACTION: Yes	INFORMATION:
	ATTACHMENTS: Yes	
	REVIEWED BY: RCH	

BACKGROUND:

VDOT supplies information regarding the proposed culvert/structure replacements that are planned to begin in Summer 2015 and be completed by December 2015 or 2016. Prior to finalizing the priority listing and contractor schedule, VDOT requests comments or concerns to be provided by the locality and other agencies on each project.

DISCUSSION:

Please find below a list of projects for the proposed 2015/2016 culvert/structure replacements. Please note each project has the following information supplied: location of the project, vehicles per day, proposed detour length, and proposed duration of road closure.

The following structure replacement planned to begin in Summer, 2015 and construction completion December, 2015.

STR#6177 Superstructure Replacement – Maggodee Creek – Route 1602 – Boon Street

- Located 0.01 miles south of Route 220 (Virgil Goode Highway) and at the intersection of Route 1602 (Main Street)
- 2094 vehicles per day
- Proposed Detour Length – 1 mile (detour route attached)
- Proposed road closure duration – 90 (ninety) days

The following culvert replacements are planned to begin in Summer, 2015 and construction completion December, 2016.

STR#6458 Culvert Replacement – Branch of Pigg River – Route 640 – Six Mile Post Road

- Located at the intersection of Route 821 (Calico Rock Road)
- 2003 vehicles per day
- No proposed detour – Phase construction/minimum of one lane traffic

- Proposed construction duration – 60 (sixty) days

STR#6480 Culvert Replacement – Ward Branch – Route 629 – Finney Road

- Located 0.70 miles east of Route 890 (Snow Creek Road) and 0.60 miles west of Route 646 (Truevine Road)
- 114 vehicles per day
- Proposed Detour Length around – 4.6 miles (12 minutes) (detour route attached)
- Proposed road closure duration – 30 (thirty) days

Reviews are currently underway for the projects listed above to identify potential environmental impacts and considerations. The reviews and coordination with environmental resource agencies may result in specific conditions. Any of the projects that require instream construction activities, may be affected by time of year restrictions on instream work included in the conditions of the permits issued.

RECOMMENDATION: Staff respectfully recommends the Board of Supervisors to authorize the County Administrator or his designee to proceed with a letter to VDOT concurring with the proposed projects as described above.

August 19, 2014

Todd K. Daniel
Residency Administrator
VDOT-Bedford Residency
P. O. Box 446
Bedford, VA 24523

Re: Franklin County Proposed 2015/2016 Superstructure/Structure Replacements

Dear Mr. Daniel:

This correspondence is in reference to your letter dated July 2, 2014, concerning proposed culverts and superstructure replacements planned to begin in the Summer of 2015 and completed by December 2015 or 2016.

On August 19, 2014, the Franklin County Board of Supervisors took action on the following projects listed below:

The following superstructure replacement planned to begin in Summer, 2015 and construction completion December, 2015.

STR#6177 Superstructure Replacement – Maggodee Creek – Route 1602 – Boon Street

- Located 0.01 miles south of Route 220 (Virgil Goode Highway) and at the intersection of Route 1603 (Main Street)
- 2094 vehicles per day
- Proposed Detour Length – 1 mile (detour route attached)
- Proposed road closure duration – 90 (ninety) days

The following culvert replacements are planned to begin in Summer, 2015 and construction completion December, 2016.

STR#6458 Culvert Replacement – Branch of Pigg River – Route 640 – Six Mile Post Road

- Located at the intersection of Route 821 (Calico Rock Road)
- 2003 vehicles per day
- No proposed detour – Phase construction/minimum of one lane traffic
- Proposed construction duration – 60 (sixty) days

STR#6480 Culvert Replacement – Ward Branch – Route 629 – Finney Road

- Located 0.70 miles east of Route 890 (Snow Creek Road) and 0.60 miles west of Route 646 (Truevine Road)
- 114 vehicles per day
- Proposed Detour Length around – 4.6 miles (12 minutes) (detour route attached)
- Proposed road closure duration – 30 (thirty) days

The Franklin County Board of Supervisors is in concurrence with the proposed projects as described above in this letter.

If you have any questions, please do not hesitate to give me a call at (540) 483-3030.

Sincerely,

Richard E. Huff, II
County Administrator



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION

731 Harrison Ave., P.O. Box 3071
Salem, VA 24153-0560

CHARLES A. KILPATRICK, P.E.
COMMISSIONER

July 2, 2014

Richard E. Huff, II
Franklin County Administrator
1255 Franklin Street, Suite 112
Rocky Mount, VA 24151

Subject: Franklin County Proposed 2015/2016 Culvert/Superstructure Replacements

Dear Mr. Huff,

Please review the information below regarding the proposed culvert and superstructure replacements. The following is a brief summation of each project's unique conditions, specific location, scope of work, and period of closure. All work zone traffic including detours as applicable will be performed in accordance with the Virginia Work Area Protection Manual (WAPM). We are soliciting local comments in an effort to limit the inconvenience to the travelling public while maintaining a safe and efficient work area. Should any Agency/Public Service have a critical conflict during the proposed construction schedule window, please make us aware and we will try to accommodate such request. We respectfully request that any Agency/Public Service comments or concerns be provided back to this office by July 29, 2014 in order to finalize the priority listing and contractor schedule.

Structure replacements planned to begin in **Summer 2015** and be completed by **December 2015**:

STR# 6177 Superstructure Replacement – Maggodee Creek – Route 1602 – Boon Street

- Located 0.01 MI south of Route 220 and at the intersection of Route 1603
- 2094 vehicles per day
- Proposed detour length – 1 mile
- Proposed road closure duration – 90 days

Mr. Richard Huff
July 2, 2014
Page 2

Structure replacements planned to begin in **Summer 2015** and be completed by **December 2016**:

STR# 6458 Culvert Replacement – Branch of Pigg River – Route 640 – Six Mile Post Road

- Located at the intersection of Route 821
- 2003 vehicles per day
- No proposed detour – Phase construction / minimum of one lane traffic
- Proposed construction duration – 60 days

STR# 6480 Culvert Replacement – Ward Branch – Route 629 – Finney Road

- Located 0.70 MI east of Route 890 and 0.60 MI west of Route 646
- 114 vehicles per day
- Proposed detour length – 4.6 miles (12 minutes)
- Proposed road closure duration – 30 days

Reviews are currently underway for these projects to identify potential environmental impacts and considerations. These reviews and coordination with environmental resource agencies may result in specific conditions. For any of the projects that require instream construction activities, the construction schedule may be affected by time-of-year restrictions on instream work included in the conditions of the permits issued for the projects.

If you have any additional questions, please do not hesitate to give our office a call at (540) 586-7941.

Sincerely,



Todd K. Daniel
Residency Administrator
Bedford Residency

Enclosure(s): As noted

Cc: Franklin County Administration
Franklin County Sheriff's Dept.
Virginia State Police
Emergency Services - Fire/Rescue/EMS
Route 1602, 640, 629 – Route Files
UPC – Project File



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Franklin County's Deer Population</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request a resolution to request a revision/expansion of hunting policies to reduce the deer population in Franklin County.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff</p>	<p><u>AGENDA DATE:</u> August 19, 2014</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> Yes</p> <p><u>ATTACHMENTS:</u></p> <p><u>REVIEWED BY:</u> REK</p>	<p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

The deer population in Franklin County has become a big problem not only as a safety issue but also with farmed crops and homeowners' ornamentals. This especially became more mindful with State Trooper Jessee's accident on July 31, 2014. The current firearms hunting season for Franklin County runs from November 15th through December 13th, 2014 and the deer limits are two a day and six in a license year which runs between July 1 and June 30 of the following year. Of the six deer limit, no more than three may be antlered deer and at least three must be antlerless deer. Deer hunters may take more than the license-year bag limit of antlerless deer by purchasing bonus deer permits however they do not allow the daily bag limit to be exceeded.

DISCUSSION:

There is interest in the County to influence the Virginia Commission of Game and Inland Fisheries to consider revising the hunting policy to increase the doe limit and/or extend the season. The Commission meets every winter to discuss future policies and the new policy will be considered soon.

RECOMMENDATION:

This information is provided for the Board's consideration of adopting a resolution of support for policy changes that would help limit the deer population in Franklin County to be sent to the Virginia Commission of Game and Inland Fisheries. Such support letter would request consideration for either extending the hunting season or increasing the doe limit.

Virginia Department of Game and Inland Fisheries

Deer

General Information

Bag Limits

East of the Blue Ridge (except on National Forest lands in Amherst, Bedford, and Nelson counties)

The bag limit for deer shall be two a day, six a license year. Of the six deer limit, no more than three may be antlered deer and at least three must be antlerless deer (unless noted in the exception below).

- The daily bag limit for deer shall be unlimited in Arlington, Fairfax, Loudoun, and Prince William counties (including the cities and towns within). However, no more than three antlered deer may be killed in a license year.

West of the Blue Ridge and on National Forest lands in Amherst, Bedford, and Nelson counties

The bag limit for deer shall be one a day and five a license year. Of the five-deer limit, no more than two may be antlered deer and at least three must be antlerless deer (unless noted in the exceptions below).

- The daily bag limit for deer shall be two a day on private lands in Clarke, Frederick, Roanoke, Shenandoah, and Warren counties (including the cities and towns within).
- Only one antlered buck having less than four antler points one inch or longer on one side of the antlers may be taken per license year in each of the following counties: Alleghany, Augusta, Bath, Highland, Rockbridge, Rockingham, or Shenandoah.

Earn a Buck (EAB)

For the purposes of this section, the term "license year" defines the period between July 1 and June 30 of the following year.

Arlington County (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer in Arlington County prior to taking at least two antlerless deer in Arlington County, and it shall be unlawful to take a third antlered deer in Arlington County prior to taking at least three antlerless deer in Arlington County. Local firearms ordinances prohibit the discharge of firearms in Arlington County.

Bedford County on private lands (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer on private lands in Bedford County prior to taking at least one antlerless deer on private lands in Bedford County, and it shall be unlawful to take a third antlered deer on private lands in Bedford County prior to taking at least two antlerless deer on private lands in Bedford County.

Clarke County on private lands (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer on private lands in Clarke County prior to taking at least one antlerless deer on private lands in Clarke County.

Fairfax County (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer in Fairfax County prior to taking at least two antlerless deer in Fairfax County, and it shall be unlawful to take a third antlered deer in Fairfax County prior to taking at least three antlerless deer in Fairfax County.

Frederick County on private lands (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer on private lands in Frederick County prior to taking at least one antlerless deer on private lands in Frederick County.

Loudoun County (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer in Loudoun County prior to taking at least two antlerless deer in Loudoun County, and it shall be unlawful to take a third antlered deer in Loudoun County prior to taking at least three antlerless deer in Loudoun County.

Prince William County except on Department of Defense (DOD) lands (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer in Prince William County (except on DOD lands) prior to taking at least two antlerless deer in Prince William County (except on DOD lands), and it shall be unlawful to take a third antlered deer in Prince William County (except on DOD lands) prior to taking at least three antlerless deer in Prince William County (except on DOD lands).

Roanoke County on private lands (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer on private lands in Roanoke County prior to taking at least one antlerless deer on private lands in Roanoke County.

Warren County on private lands (including the cities and towns within). During a license year, it shall be unlawful to take a second antlered deer on private lands in Warren County prior to taking at least one antlerless deer on private lands in Warren County.

For more information go to the [Earn a Buck \(EAB\) Questions & Answers](#) section.

Bag Limit Exceptions

- Deer hunters, including those exempt from purchasing a license, on private land and authorized public lands may take more than the license-year bag limit of antlerless deer by using bonus deer permits or special permits (DCAP, DMAP, and DPOP).
- **DCAP, DMAP, and DPOP tags do not count against the daily or season bag limit.**

Bonus Deer Permits

- Are valid for one year from date of purchase.
- Are valid for antlerless deer only.
- Are valid only on private lands and authorized public lands.
- Are valid only on designated either-sex deer hunting days.
- Are valid during all archery, muzzleloader, and firearms deer seasons.
- Allow deer to be taken in addition to the license year bag limit.
- Do not allow the daily bag limit to be exceeded.
- Are not valid on National Forest and Department-owned lands.
- Are not valid in Buchanan, Dickenson, and Wise counties.
- Come with no restriction on number that may be purchased and used.

Hunters for the Hungry

We hope you will consider joining with this innovative program to help feed the hungry. Hunters for the Hungry encourages successful hunters to donate deer that are surplus to their families needs at participating processing locations. Funds are raised to cover the costs of professional processing, then the venison is distributed to the needy across the Commonwealth. This past season 279,279 pounds of venison were distributed. This brings total distribution since 1991 to over 4.9 million pounds, nearly 20.9 million servings.

Hunters donating an entire deer are not required to pay any part of the processing fee. If you are asked to do so, please contact our office. However, if you desire to make a monetary contribution we encourage you to send it to our office at P.O. Box 304, Big Island, VA 24526. Legislation passed in 2003 in honor of program founder, David Horne, also gives hunters an opportunity to make a donation at the time they purchase their hunting license.

You can make a difference to the hungry and to the future of hunting in Virginia. For additional information and for a list of participating processors, please email: hunt4hungry@cs.com, visit the website at www.h4hungry.org, call 1-800-352-HUNT (4868), or write to P.O. Box 304, Big Island, VA 24526.

Tree Stand Safety Guidelines

- Use a full-body safety harness to secure yourself to the tree. Stay attached whenever you are off the ground. Minimize slack in the tether so that if you fall, it will not be very far. This reduces the risk of injury and may allow you to climb back into your stand. Hanging in a harness for a long time may cause irreversible injury or death. Have a plan for self-rescue.
- Never climb with equipment; use a haul line to get your unloaded gun or bow into and out of the tree stand. Crossbows may be raised while cocked, but should never be loaded with an arrow until you are securely in the stand and ready to hunt. It can be dangerous to try to cock a crossbow while in a tree.
- Keep manufactured tree stands in good working condition. Always follow the manufacturer's instructions carefully.
- Many falls occur because of the failure of homemade stands, especially as they age. It is best to avoid them.
- While most manufactured tree stands are safe if used properly, they are occasionally found to be defective and recalled. To find out if your stand has been recalled, check the [Consumer Product Safety Commission website](http://www.cpsc.gov).

Antlered and Antlerless Deer

- [Antlered or Antlerless? How to Tell the Difference](#) (PDF)

Deer Tags

- Either-sex deer tags (commonly called "buck" tags) may be used on antlered or antlerless deer.
- Antlerless-only deer tags (commonly called "doe" tags) may only be used on antlerless deer.

Antlered and Antlerless Deer

Antlered Deer

- Antlered deer must have antlers visible above the hairline.
- An antlered deer must be tagged with an either-sex deer tag.

Antlerless Deer

- **Antlerless deer may only be taken during designated either-sex deer hunting days** during the archery season(s), muzzleloading season(s), and firearms season(s). Youth deer hunters see Youth and Apprentice Deer Hunting Day and Youth Antlerless Deer Regulation provisions below.
- Antlerless deer (does, button bucks, and shed-antlered bucks) may be tagged with an antlerless-only deer tag or an either-sex deer tag.
- Button bucks, male fawns approximately six months old, are considered antlerless deer. The hair covered bumps on a button buck's head are not antlers. They are the pedicels from which the antlers will grow the next year.
- Antlered deer that have shed their antlers, usually in late December or early January, are also considered antlerless deer. When checking a shed-antlered buck by telephone or Internet, it should be checked as an antlered deer with zero antler points.

Youth Antlerless Deer Regulation

Resident or nonresident deer hunters 15 years of age and under may take one antlerless deer per license year on days other than designated either-sex deer hunting days during the muzzleloading seasons or the firearms seasons in all counties that have at least one either-sex deer hunting day during the firearms deer season. This regulation applies to all private and public lands (National Forest, State Forests, WMAs, etc.) statewide (except on public and private lands in Buchanan, Dickenson, and Wise counties). This regulation is in addition to either-sex deer hunting days. For example, if a youth deer hunter, 15 years of age or younger, killed one or more antlerless deer on designated either-sex deer hunting days, he or she could still take one antlerless deer on a day not designated an either-sex day.

Youth and Apprentice Deer Hunting Day

September 27

- Statewide.
- Resident and nonresident youth hunters 15 years of age and under or holders of a valid apprentice hunting license, when in compliance with all applicable laws and licenses, may hunt when accompanied and directly supervised by an adult who has a valid Virginia hunting license or is exempt from purchasing a hunting license. Nonresident youth of any age need to have the appropriate licenses.
- Deer of either sex may be taken.
- Antlerless deer taken on the youth and apprentice deer hunting day are in addition to an antlerless deer taken under the youth antlerless deer regulation and on either-sex deer hunting days.
- Deer harvested by youth or apprentice hunters count against their daily and season bag limit.
- Blaze orange requirements and exceptions for firearms deer season are in effect (see [General Hunting Regulations](#)).
- Deer hunting with dogs is prohibited, except that tracking dogs are allowed (see [Hunting with Dogs](#)).
- Adult hunters accompanying youth or apprentice deer hunters:
 - do not need a bear, deer, turkey license.
 - shall not carry or discharge a firearm.
 - shall maintain close visual and verbal contact with and provide adequate direction to the youth or apprentice hunter.

Archery Deer Seasons

Early Archery Season

October 4 through November 14: Statewide

Late Archery Seasons

November 30 through January 3:

- In all areas west of the Blue Ridge (except Clarke and Floyd counties and on private lands in Frederick County).
- In the counties (including the cities and towns within) of Amherst (west of Route 29), Bedford, and Nelson (west of Route 151).

December 1 through January 3:

- In the cities of Chesapeake, Suffolk (east of the Dismal Swamp line), and Virginia Beach.
- On the Chester F. Phelps WMA and on National Forest lands in Frederick County.

December 14 through January 3:

- In the counties (including the cities and towns within) of Floyd, Franklin, Henry, and Patrick.

Archery Either-Sex Deer Hunting

- **Deer of either sex may be taken full season during the early and late archery deer seasons, unless otherwise noted below.**
 - Only antlered deer may be taken during the early and late archery deer seasons on PALS (Public Access Lands) in Dickenson County.

Late Antlerless-Only Archery Season

During this season only antlerless deer may be taken.

March 30, 2015 through April 26, 2015

- In Arlington, Fairfax, Loudoun, and Prince William counties (including the cities and towns within).

Bowhunters Needed for Survey

The Department has an ongoing statewide bowhunter survey to obtain information on bear, deer, turkey, small game, and furbearer populations. Participants will receive an annual survey form to complete during the early archery deer season and a copy of the results after they are compiled.

To participate, please contact Mike Fies with your mailing address at mike.fies@dgif.virginia.gov.

Urban Archery Deer Seasons

During this season only antlerless deer may be taken.

September 6 through October 3 and January 4, 2015 through March 29, 2015

- Within the incorporated limits of the cities of Chesapeake (except on Department- owned lands), Colonial Heights, Danville, Emporia, Franklin, Fredericksburg, Galax, Hopewell, Lexington, Lynchburg, Martinsville, Radford, Richmond, Staunton, Suffolk, and Winchester; and in the towns of Altavista, Amherst, Bedford, Blacksburg, Blackstone, Christiansburg, Farmville, Halifax, Hurt, Independence, Irvington, Kenbridge, Pearisburg, Pulaski, Richlands, Rocky Mount, Saltville, Smithfield, Stuart, Tazewell, and West Point; and in the counties of Chesterfield, Fairfax, James City, Roanoke (except on National Forest and Department-owned lands), and York.
- Archery or crossbow deer hunters hunting during the early urban archery deer season are required to wear blaze orange on the Youth and Apprentice Deer Hunting Day Saturday, September 27. For exceptions to the blaze orange requirement see page 19.
- Lists of properties available for hunting are not maintained by the Department or local governments.
- Go to the [Urban Archery Season](#) page on this website for local restrictions and other urban archery information.
- All other "normal" deer regulations apply (e.g., daily and season bag limits, tagging and checking, DMAP, DCAP, EAB, special antler restrictions, etc.)

Legal Methods and Restrictions During Archery Deer Seasons

Special restrictions may apply during this season. See [Legal Use of Firearms and Archery Equipment](#) and [Local Firearms Ordinances](#) for details.

- Archery tackle (including crossbows) only.
- Broadhead widths must be at least 7/8-inch wide or expand upon impact to 7/8-inch.
- Bows must be capable of propelling a broadhead arrow at least 125 yards.
- It is unlawful to use explosive head arrows or arrows to which any drug, chemical, or toxic substance has been added.

- It is unlawful to use dogs, except that dogs may be used to track wounded or dead deer (see [Hunting with Dogs](#))
- It is unlawful to have a firearm in possession except that a muzzleloading firearm, as defined in the muzzleloader deer seasons section, may also be in possession when and where there is an overlap with a muzzleloading deer season where deer hunting with a rifle or muzzleloading firearm is permitted. (See exception for valid concealed handgun permit holders).

Muzzleloader Deer Seasons

In all areas where hunting with a muzzleloading rifle is permitted.

Note: Deer hunters west of the Blue Ridge Mountains may take both of their season limit of two antlered deer during the early muzzleloading season.

Early Muzzleloader Season

November 1 through November 14:

- There is no early muzzleloading season in the cities of Chesapeake, Virginia Beach, or Suffolk (east of the Dismal Swamp line) since it occurs during the general firearms season.

Either-sex Deer Hunting Days East of the Blue Ridge: November 1 through November 14 (full season):

- In all areas (including Occoneechee State Park) unless otherwise noted below.
- November 8:
 - On State Forest lands, State Park lands (except Occoneechee State Park), Department-owned lands, and Philpott Reservoir.
- Antlered deer only-no either-sex deer hunting days:
 - On National Forest lands in Amherst, Bedford, and Nelson counties.

Either-sex Deer Hunting Days West of the Blue Ridge:

- November 1 through November 14 (full season):
 - On private lands in Carroll, Clarke, Floyd, Frederick, Grayson, Montgomery, Roanoke, Shenandoah, and Warren counties.
- November 8:
 - On National Forest and Departmentowned Lands in Bland, Carroll, Craig, Giles, Montgomery, Pulaski, Roanoke, and Wythe counties.
 - On private lands in Alleghany, Augusta, Bath, Bland, Botetourt, Craig, Giles, Highland, Page, Pulaski, Rockbridge, Rockingham (except on private lands west of Routes 613 and 731), Scott, and Wythe counties.
- Antlered deer only-no either-sex deer hunting days:
 - On National Forest and Departmentowned Lands in Alleghany, Augusta, Bath, Botetourt, Dickenson, Frederick, Grayson, Highland, Lee, Page, Rockbridge, Rockingham, Russell, Scott, Shenandoah, Smyth, Tazewell, Warren, Washington, and Wise counties.
 - On private lands in Buchanan, Dickenson, Lee, Rockingham (west of Routes 613 and 731), Russell, Smyth, Tazewell, Washington, and Wise counties.
 - On Channels State Forest, Grayson Highlands State Park, PALS (Public Access Lands) in Dickenson County, and Flannagan Reservoir.

Late Muzzleloader Season East of the Blue Ridge

December 13 through January 3:

In the counties (including the cities and towns within) of Amherst (west of Route 29), Bedford, Franklin, Henry, Nelson (west of Route 151), and Patrick, and in the cities of Chesapeake, Suffolk (east of the Dismal Swamp line), and Virginia Beach.

Either-sex Deer Hunting Days East of the Blue Ridge:

- December 13 through January 3 (full season):
 - In the counties of Amherst (west of Route 29 except on National Forest lands), Bedford (except on National Forest lands), Franklin, Henry, Nelson (west of Route 151 except on National Forest lands), and Patrick and the cities of Chesapeake, Suffolk (east of the Dismal Swamp line), and Virginia Beach.
- January 3:
 - On National Forest lands in Amherst, Bedford, and Nelson counties.

Late Muzzleloader Season West of the Blue Ridge

December 13 through January 3:

Season Exception:

- Closed in Clarke County and on private lands in Frederick County.

Either-sex Deer Hunting Days West of the Blue Ridge:

- December 13 through January 3 (full season):
 - On private lands in Carroll, Floyd, Grayson, Montgomery, Roanoke, Shenandoah, and Warren counties.
- December 29 through January 3:
 - On private lands in Augusta, Bland, Botetourt, Craig, Giles, Page, Pulaski, Rockbridge, Rockingham (except on private lands west of Routes 613 and 731), and Wythe counties.
 - On National Forest and Departmentowned lands in Carroll, Craig, Bland, Giles, Montgomery, Pulaski, Roanoke, and Wythe counties.
- January 3:
 - On private lands in Alleghany, Bath, Dickenson (north of Route 83), Highland, Lee, Rockingham (west of Routes 613 and 731), Russell, Scott, Smyth, Tazewell, Washington, and Wise counties.
 - On National Forest and Departmentowned lands in Alleghany, Augusta, Bath, Botetourt, Dickenson (north of Route 83), Frederick, Grayson, Highland, Lee, Page, Rockbridge, Rockingham, Russell, Scott, Shenandoah, Smyth, Tazewell, Warren, Washington, and Wise.
 - On Channels State Forest, Grayson Highlands State Park, and Flannagan Reservoir.
- Antlered deer only—no either-sex deer hunting days:
 - On private lands in Buchanan and Dickenson (south of Route 83).
 - On PALS (Public Access Lands) in Dickenson County.

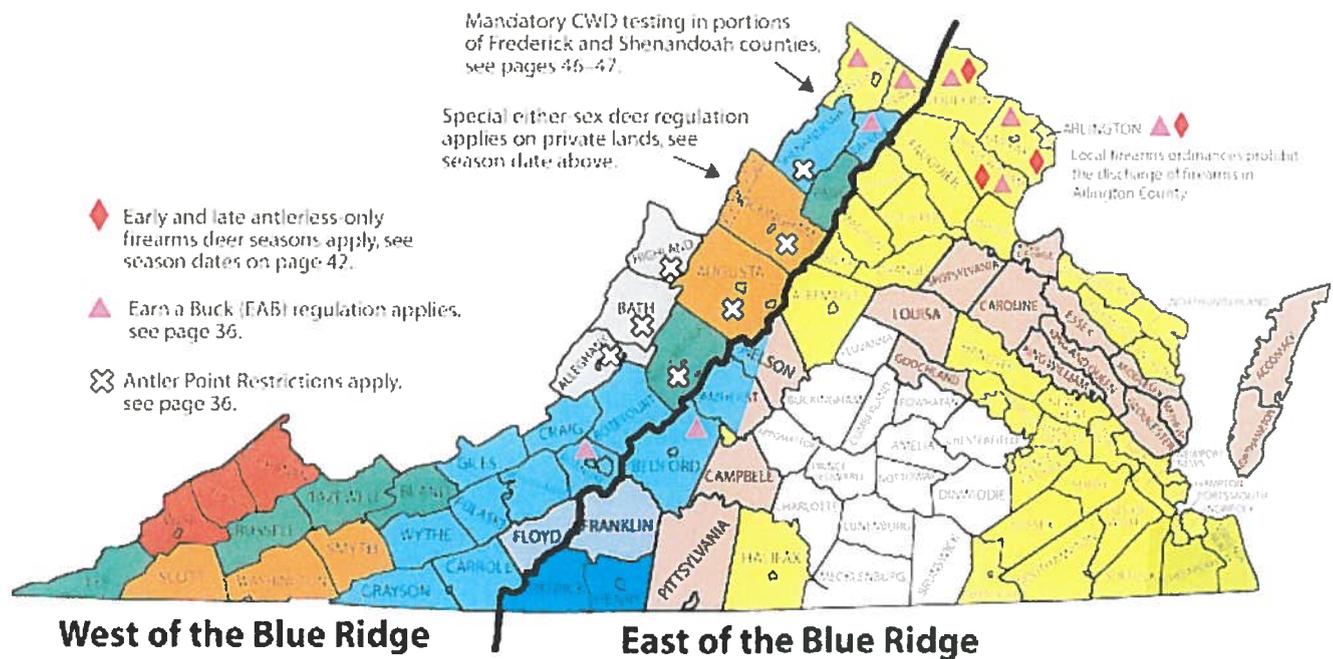
Legal Methods and Restrictions During Muzzleloader Deer Seasons

Special restrictions apply to specific fire arms use during this season. See [Legal Use of Firearms and Archery Equipment](#) and [Local Firearms Ordinances](#) for details.

- Only muzzleloading firearms, .45 caliber or larger, loaded from the muzzle of the gun.
- Muzzleloading firearms must be single shot, capable of firing only a single bullet or sabot bullet (.38 caliber or larger).
- Flintlock, percussion, or electronic ignitions are permitted.
- Must use at least 50 grains of black powder or black powder equivalent.
- Muzzleloading pistols which meet the four restrictions listed above are legal.
- It is unlawful to have in immediate possession any firearm other than a muzzleloading firearm while hunting with a muzzleloader ([see exception for valid concealed handgun permit holders](#)).
- Smokeless powder is allowed in muzzleloading firearms designed for it. Never use smokeless powder in a muzzleloading firearm that is not specifically designed for it.

- Scopes are permitted.
- For the purposes of transportation in a vehicle, muzzleloading firearms are considered "unloaded" when all powder has been removed from the flashpan, or the percussion cap, primer, or battery has been removed from the firearm.
- It is unlawful to hunt deer with dogs, except that dogs may be used to track wounded or dead deer (see [Hunting with Dogs](#))
- It is lawful to carry archery tackle when and where there is an overlap with a deer archery and muzzleloading season.
- Deer of either sex may be taken full season during the muzzleloading seasons within the incorporated limits of any city or town in the Commonwealth that allows deer hunting except in the counties of Buchanan, Dickenson, and Wise and only with the weapons (archery tackle and/or muzzleloaders) authorized by each individual city or town.
- Muzzleloader deer hunters and persons accompanying a muzzleloader deer hunter shall wear blaze orange, except when physically located in a tree stand or other stationary hunting location.

Firearms Deer Seasons



November 15 through 29

In the counties (including the cities and towns within) of Amherst (west of Rt. 29), Bedford*, Botetourt, Carroll, Craig, Giles, Grayson, Montgomery, Nelson (west of Rt. 151), Pulaski, Roanoke*, Shenandoah, Warren*, and Wythe. (*denotes EAB county)

Either-sex Deer Hunting Days:

- November 15 through 29 (full season): In all areas unless otherwise noted below.
 - November 22 and November 29: On National Forest lands and Department- owned lands in Carroll and Roanoke counties and on National Forest lands in Craig, Giles, Montgomery, Pulaski, and Wythe counties and on Big Survey WMA.
 - November 29: On National Forest lands in Amherst, Bedford, Botetourt, Nelson, Shenandoah, and Warren counties.

- Antlered deer only-no either-sex deer hunting days: On National Forest lands In Grayson County and on portions of Grayson Highlands State Park. Special Youth Antlerless Deer Regulation applies.

November 15 through 29

In the counties (including the cities and towns within) of Bland, Lee, Page, Rockbridge, Russell, and Tazewell.

Either-sex Deer Hunting Days

- November 22, November 28 and 29: In all areas unless otherwise noted below.
 - November 22 and November 29: On National Forest lands in Bland County.
 - November 29: On National Forest and Departmentowned lands in Rockbridge County and on National Forest lands in Page County.
 - Antlered deer only-no either-sex deer hunting days: On National Forest lands in Lee and Tazewell counties and on Clinch Mountain WMA, Channels State Forest, and Hidden Valley WMA. Special Youth Antlerless Deer Regulation applies.

November 15 through January 3

In the counties (including the cities and towns within) of Albemarle, Arlington*, Charles City, Clarke*, Culpeper (see season exception for C. F. Phelps WMA below), Fairfax*, Fauquier (see season exception for C. F. Phelps WMA below), Frederick* (see season exception for National Forest lands below), Greene, Greensville, Halifax, Hanover, Henrico, Isle of Wight, James City, Lancaster, Loudoun*, Madison, New Kent, Northumberland, Orange, Prince George, Prince William*, Rappahannock, Richmond, Southampton, Stafford, Suffolk (west of the Dismal Swamp line), Surry, Sussex, West - moreland, and York. (*denotes EAB county)

- In Arlington County*, City of Hampton, and City of Richmond (in the City of Richmond: archery only, no special permit is required for archery deer hunting). *Note:* Local Ordinances prohibit the discharge of firearms in these areas (see Local Firearms Ordinances). (*denotes EAB county)
- In the City of Lynchburg (on private lands for which a special permit has been issued by the Chief of Police).
- In the City of Newport News: archery only, no special permit is required for archery deer hunting.
- In Fairfax County* a special landowner permit is required to firearms deer hunt on private lands. Contact the Div. of Animal Control, 4500 West Ox Road, Fairfax, VA 22030 for details. No special police permit is required for archery deer hunting. (*denotes EAB county)

Season Exception

- November 15 through 29: On C.F. Phelps WMA and National Forest lands in Frederick County.

Either-sex Deer Hunting Days

- November 15 through January 3 (full season): In all areas unless otherwise noted below.
 - November 22, November 29, December 6, and December 8 through January 3: On Rapidan WMA.
 - November 22 and January 3: On G.R. Thompson WMA.
 - November 29: On National Forest lands in Frederick County.
 - November 22 and November 29: On C.F. Phelps WMA.
 - December 6: On Chickahominy WMA.
 - Antlered deer only-no either-sex deer hunting days: On the Carlisle Tract of the Hog Island WMA, and Ragged Island WMA. Special Youth Antlerless Deer Regulation applies.

Early and Late Anterless only Firearms Deer Seasons

During these seasons only antlerless deer may be taken.

Early: September 6 through October 3

Late: January 4, 2015 through March 29, 2015:

In the counties of Arlington*, Fairfax*, Loudoun*, and Prince William* (including the cities and towns within). Local firearm ordinances prohibit the discharge of firearms in Arlington County. To firearms deer hunt on private lands in Fairfax County a special landowner permit is required (see above). (*denotes EAB county)

All legal deer hunting weapons including bows, crossbows, muzzleloaders, pistols, shotguns, and rifles are legal. [Local firearms ordinances](#) still apply.

All other "normal" deer regulations apply (e.g., daily and season bag limits, tagging and checking, DCAP, DMAP, EAB, etc.).

November 15 through January 3

In the counties (including the cities and towns within) of Amelia, Appomattox, Brunswick, Buckingham, Charlotte, Chesterfield, Cumberland, Dinwiddie, Fluvanna, Lunenburg, Mecklenburg, Nottoway, Powhatan, and Prince Edward.

Either-sex Deer Hunting Days:

- November 22, November 29, and December 22 through January 3: In all areas unless otherwise noted below.
 - November 22 and November 29: On Appomattox-Buckingham, Cumberland, and Prince Edward State Forests.
 - November 22, November 29, and December 29 through January 3: On Amelia, Briery Creek, Dick Cross, Horsepen Lake, and Powhatan WMAs
 - November 22, November 29, December 6, and December 8 through January 3: On Featherfin WMA (by quota hunt only).

November 15 through 29

In the counties (including the cities and towns within) of Augusta, Rockingham, Scott, Smyth, and Washington.

Either-sex Deer Hunting Days:

- November 22 and November 24 through November 29: In all areas unless otherwise noted below.
 - November 29: On National Forest and Departmentowned lands in Augusta County, and on National Forest lands in Rockingham County and on private lands west of Routes 613 and 731 in Rockingham County.
 - Antlered deer only-no either-sex deer hunting days: On National Forest lands in Scott, Smyth, and Washington counties and on Clinch Mountain and Hidden Valley WMAs, Hungry Mother State Park, and Channels State Forest. Special Youth Antlerless Deer Regulation applies.

November 15 through December 13

In the counties (including the cities and towns within) of Henry and Patrick.

Either-sex Deer Hunting Days:

- November 22, November 29, and December 1 through 13: In all areas unless otherwise noted below.
 - November 22 and December 8 through December 13: On Fairystone Farms and Turkeycock Mountain WMAs, designated areas of Fairystone State Park, and Philpott Reservoir.

October 1 through November 30

In the cities of Chesapeake, Suffolk (east of the Dismal Swamp line), and Virginia Beach.

Either-sex Deer Hunting Days:

- **October 1 through November 30 (full season):** In all areas.

November 15 through 29

In the counties (including the cities and towns within) of Buchanan, Dickenson, and Wise.

Either-sex Deer Hunting Days:

- Antlered deer only-no either-sex deer hunting days in all areas. Special Youth Antlerless Deer Regulation does not apply.

November 15 through December 13

In the counties (including the cities and towns within) of Floyd and Franklin.

Either-sex Deer Hunting Days:

- **November 15 through December 13 (full season):** In all areas unless otherwise noted below.
 - November 22 and December 8 through December 13: On Philpott Reservoir and Turkeycock Mountain WMA.

November 15 through January 3

In the counties (including the cities and towns within) of Accomack, Amherst (east of Rt. 29), Campbell, Caroline, Essex, Gloucester, Goochland, King and Queen, King George, King William, Louisa, Mathews, Middlesex, Nelson (east of Rt. 151), Northampton, Pittsylvania and Spotsylvania. Note: Dogs may not be used for deer hunting in Campbell County (west of Norfolk Southern Railroad) and in Pittsylvania County (west of Norfolk Southern Railroad).

Either-sex Deer Hunting Days:

- **November 22, November 29, December 6, and December 8 through January 3:** In all areas unless otherwise noted below.
 - November 22, November 29, and December 29 through January 3: On Mattaponi WMA.
 - November 22 and December 29 through January 3: On James River WMA.
 - November 22 and January 3: On White Oak Mountain WMA.

November 15 through 29

In the counties (including the cities and towns within) of Alleghany, Bath, and Highland.

Either-sex Deer Hunting Days:

- November 22 and November 29: In all areas unless otherwise noted below.
 - November 29: On National Forest lands in Alleghany County and on National Forest and Department-owned lands in Bath and Highland counties.

Firearms Either-Sex Deer Hunting For Incorporated Cities and Towns

Deer of either sex may be taken full season in the incorporated limits of any city or town in Virginia that allows deer hunting but only with the specific weapons authorized by each individual city or town.

Legal Methods and Restrictions During Firearms Deer Seasons:

Special restrictions apply to specific firearms use during this season. See [Legal Use of Firearms](#) and [Local Firearms Ordinances](#) for details.

- Modern firearms.
- Hunters are allowed to use archery tackle or muzzleloading firearms to deer hunt during the firearms deer season with the following conditions:
 - all hunters are required to comply with the either-sex deer hunting days for the firearms deer season.
 - use of muzzleloading firearms is allowed only if not otherwise restricted.
 - muzzleloader deer hunters must wear blaze orange during the firearms deer season.
 - archery deer hunters must wear blaze orange during the firearms deer season except when hunting in areas where the discharge of firearms is prohibited.

Dogs May Be Used For Deer Hunting Except:

- On Sunday while in possession of a weapon.
- West of the Blue Ridge.
- East of the Blue Ridge in Bedford, Fairfax, Franklin, Henry, Loudoun, Northampton, and Patrick counties, and Amherst (west of Rt. 29), Campbell (west of Norfolk Southern Railroad), Nelson (west of Rt. 151), Pittsylvania (west of Norfolk Southern Railroad), and the City of Lynchburg.
- When hunting during archery and muzzle loading seasons and on the Youth and Apprentice Deer Hunting Day.
- On many military areas. Check individual Post regulations.
- On Amelia, Cavalier, Doe Creek, Featherfin, Mattaponi, Merrimac Farm, Pettigrew, Chester F. Phelps, and G. Richard Thompson Wildlife Management Areas.
- During the first 14 hunting days of the firearms deer season in Madison and Greene counties.

Tracking Dogs:

- Tracking dogs maintained and controlled on a lead may be used to find a wounded or dead bear or deer statewide during any archery, muzzleloader, or firearm bear or deer hunting season, or within 24 hours of the end of such season, provided that those who are involved in the retrieval effort have permission to hunt on or to access the land being searched and do not have any weapons in their possession.

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- WAI-A Compliant

Tudor, Sharon

From: David Cundiff [dcundiff@rockymountva.org]
Sent: Monday, August 04, 2014 11:35 AM
To: Huff, Rick
Cc: Tudor, Sharon; Wayne Dudley
Subject: FW: FC deer control

Please put in Friday Packet, also agenda for BOS on the 19th.

Thanks

Chief David R. Cundiff
Rocky Mount Police Department
1250 North Main Street
Rocky Mount, VA 24151

Phone # (540) 483-9275
dcundiff@rockymountva.org

-----Original Message-----

From: Wayne Dudley [<mailto:cwdudley50@yahoo.com>]
Sent: Friday, August 01, 2014 4:50 PM
To: davidcundiff@franklincountyva.org
Subject: FC deer control

Hi David,

Ask anyone, and the deer population in Franklin County, VA, and especially Union Hall has become a monstrous problem. The safety aspect has become more mindful with Trooper Hardee's accident this week. The financial drain on farmer's crops and homeowners ornamentals is enormous.

There is interest in the area in influencing the VA Commission of Game and Inland Fisheries to consider revision of hunting policy to increase the doe limit and/or extend the season. Ben Davenport (Davenport Energy of Chatham) who lives in Penhook is a member of this Commission. He indicates that their Board meets every winter to set future policy, and new policy will be considered soon. He is well aware of the issue, and has told us that a resolution from Franklin County government to VDGIF would be helpful.

With this in mind, do you think the FC Board of Supervisors would consider such a resolution, perhaps of a broad nature such as "request a revision/expansion of hunting policies that would be positive to reduce the deer population in Franklin County"? I believe some effort may be directed in surrounding counties also. I propose considering a broad-worded resolution only because we all understand the anti-hunting faction that can be vocal and politically unsettling.

Your thoughts and consideration will be appreciated.

Wayne Dudley
1136 Nature Lane
Union Hall, VA 24176
540-489-6089

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity
EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> <i>REQUEST FOR PUBLIC HEARING FOR THE FREE CLINIC OF FRANKLIN COUNTY, INC. FOR REAL ESTATE & PERSONAL PROPERTY TAX EXEMPT STATUS</i></p> <p><u>SUBJECT/PROPOSAL/REQUEST:</u> <i>Request for tax exempt status on Real Estate & Personal Property Taxes for Free Clinic of Franklin County, Inc.</i></p> <p><u>STAFF CONTACT(S):</u> Mr. Huff & Mrs. Tudor</p>	<p><u>AGENDA DATE:</u> <u>ITEM NUMBER:</u> <i>August 19, 2014</i></p> <p><u>ACTION:</u> <u>INFORMATION:</u></p> <p><u>CONSENT AGENDA:</u> <u>ACTION</u> <u>INFORMATION:</u> <i>YES</i></p> <p><u>ATTACHMENTS:</u> <i>YES</i></p> <p><u>REVIEWED BY:</u> <i>RET</i></p>
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BACKGROUND:

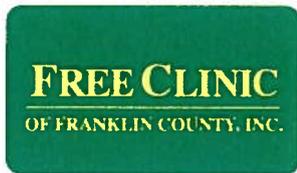
Alise Culbertson, Executive Director, Free Clinic of Franklin County, Inc., is requesting the Board to authorize staff to advertise for a public hearing to received real estate tax exempt status. Mrs Culbertson has submitted a letter dated August 11, 2014, (attached hereto) requesting the Board of Supervisors' approval for real estate tax exemption status on the following:

TAX YEAR	REAL ESTATE/PERSONAL PROPERTY ASSESSED VALUE	TAX DUE
2014 AND FORWARD	\$997,300.00 @ \$.55/\$100	\$5,485.15
2014 AND FORWARD	\$10,617.50	\$250.57
TOTAL:		\$5,735.72

In this request Mrs. Culbertson has answered the eight (8) items as outlined in Section 58.1-3651 of the State Code (attached hereto).

RECOMMENDATION:

Staff respectfully request Board authorization to advertise for Public Hearing, during the September 16 2014, Board meeting, for the requested real estate and personal property tax exemption and adoption of said real estate and personal property tax exemption after the legally advertised public hearing is held.



1171 Franklin Street
PO Box 764
Rocky Mount, VA 24151
Phone: 540-489-7500
Fax: 540-489-7502
fcclinic@embarqmail.com
www.fcfreeclinic.org

August 11, 2014

Sharon K. Tudor, Clerk
Franklin County Board of Supervisors
1255 Franklin St, Suite 111
Rocky Mount, VA 24151

RE: Request for Property Tax Exemption

Dear Mrs. Tudor and Board:

The Free Clinic of Franklin County appreciates the support shown by the County during construction of our new building in Franklin Plaza (Schewel's Shopping Center) at 1171 Franklin Street in Rocky Mount. With this letter, **the Free Clinic is requesting an exemption of real estate tax and personal property (machine/tools) tax at our new facility.**

Our benefactor, Guy Beatty, gave the Free Clinic funds for a new structure, but stipulated that the funds could not be used for purchase of the land, site preparation, furnishings, or other non-structure expenses. We were able to obtain a grant to cover most of the site preparation expenses, but other expenses were covered by operating funds. As a small local non-profit organization providing free medical services to the poor, our income comes from grants and donations, and has not kept pace with the growing need. Without a team of volunteer health care professionals, we would not be able to offer primary medical care and medications to so many in Franklin County who otherwise would go without. For every dollar donated (money, supplies, time), we provide \$7.45 in direct patient care. Every dollar counts!

We value our relationship with the County and its citizens, and look forward to a mutually beneficial future together as we serve our community.

Sincerely,

A handwritten signature in black ink, appearing to read "Alise Culbertson".

Alise Culbertson
Executive Director

Attached: Code Section questionnaire and 2014 Inventory

§ 58.1-3651. Property exempt from taxation by classification or designation by ordinance adopted by local governing body on or after January 1, 2003.

A. Pursuant to subsection 6 (a) (6) of Article X of the Constitution of Virginia, on and after January 1, 2003, any county, city, or town may by designation or classification exempt from real or personal property taxes, or both, by ordinance adopted by the local governing body, the real or personal property, or both, owned by a nonprofit organization that uses such property for religious, charitable, patriotic, historical, benevolent, cultural, or public park and playground purposes. The ordinance shall state the specific use on which the exemption is based, and continuance of the exemption shall be contingent on the continued use of the property in accordance with the purpose for which the organization is classified or designated. No exemption shall be provided to any organization that has any rule, regulation, policy, or practice that unlawfully discriminates on the basis of religious conviction, race, color, sex, or national origin.

B. Any ordinance exempting property by designation pursuant to subsection A shall be adopted only after holding a public hearing with respect thereto, at which citizens shall have an opportunity to be heard. The local governing body shall publish notice of the hearing once in a newspaper of general circulation in the county, city, or town where the real property is located. The notice shall include the assessed value of the real and tangible personal property for which an exemption is requested as well as the property taxes assessed against such property. The public hearing shall not be held until at least five days after the notice is published in the newspaper. The local governing body shall collect the cost of publication from the organization requesting the property tax exemption. Before adopting any such ordinance the governing body shall consider the following questions:

1. Whether the organization is exempt from taxation pursuant to § 501(c) of the Internal Revenue Code of 1954; **The Free Clinic of Franklin County is a 501(c)3 charitable organization.**
2. Whether a current annual alcoholic beverage license for serving alcoholic beverages has been issued by the Virginia Alcoholic Beverage Control Board to such organization, for use on such property; **The Free Clinic does not have an annual alcoholic beverage license.**
3. Whether any director, officer, or employee of the organization is paid compensation in excess of a reasonable allowance for salaries or other compensation for personal services which such director, officer, or employee actually renders; **The Free Clinic's Board of Directors are volunteers without any form of compensation. Employees of the Clinic receive a salary at or below market value.**
4. Whether any part of the net earnings of such organization inures to the benefit of any individual, and whether any significant portion of the service provided by such organization is generated by funds received from donations, contributions, or local, state or federal grants. As used in this subsection, donations shall include the providing of personal services or the contribution of in-kind or other material services; **The majority of the Free Clinic's operating budget comes from donations and grants. The clinic currently has five volunteer physicians, one volunteer pharmacists, and one volunteer dentist, as well as several volunteer nurses and office workers. The clinic rarely has earnings that exceed expenses, and earnings would not be used to benefit any individual.**
5. Whether the organization provides services for the common good of the public; **The Free Clinic is available to all adult residents of Franklin County who meet poverty guidelines, regardless of**

religion, sex, race, color, or national origin. Healthy citizens are better able to work and care for their families, thus benefiting the entire community.

6. Whether a substantial part of the activities of the organization involves carrying on propaganda, or otherwise attempting to influence legislation and whether the organization participates in, or intervenes in, any political campaign on behalf of any candidate for public office; [The Free Clinic does not participant in propaganda, politics or lobbying.](#)

7. The revenue impact to the locality and its taxpayers of exempting the property; and [The cost of land and construction of the Clinic's new facility is approximately \\$1M, making the business real estate tax around \\$5,000.](#)

8. Any other criteria, facts and circumstances that the governing body deems pertinent to the adoption of such ordinance. [The Free Clinic operates on a tight budget with unpredictable income from donations and grants. The clinic receives no funding or reimbursements from the federal government. State funding, allocated through the Virginia Association of Free & Charitable Clinics, covers only 12% of our costs. We would appreciate your support so that we may use our limited funds for direct patient care.](#)

C. Any ordinance exempting property by classification pursuant to subsection A shall be adopted only after holding a public hearing with respect thereto, at which citizens shall have an opportunity to be heard. The local governing body shall publish notice of the hearing once in a newspaper of general circulation in the county, city, or town. The public hearing shall not be held until at least five days after the notice is published in the newspaper.

D. Exemptions of property from taxation under this article shall be strictly construed in accordance with Article X, Section 6 (f) of the Constitution of Virginia.

E. Nothing in this section or in any ordinance adopted pursuant to this section shall affect the validity of either a classification exemption or a designation exemption granted by the General Assembly prior to January 1, 2003, pursuant to Article 2 (§ [58.1-3606](#) et seq.), 3 (§ [58.1-3609](#) et seq.) or 4 (§ [58.1-3650](#) et seq.) of this chapter. An exemption granted pursuant to Article 4 (§ [58.1-3650](#) et seq.) of this chapter may be revoked in accordance with the provisions of § [58.1-3605](#).

(2003, c. [1032](#); 2004, c. [557](#).)

Item	Acquired From	Acquired Date	Acquired Price	Acquired Condition	Current Condition	Current Value- May 2014	Location- Aug 2014
executive office chair, black	Staples	2012	\$200	new	good	\$50	FD Office
2 storage cabinets, wood	Paul Perrault	2010	\$300	new	good	\$200	Chart Room
Xerox Phaser 6280 printer	Monty Blizard	2010	\$300	new	fair	\$100	FD Office
GE refrigerator, apartment-size	Lowes	2010	\$400	new	good	\$200	Supply Rooms
5 end tables, laminate/square	PAC Interiors	2014	\$500	new	new	\$500	Lobby
HP laptop, Win 7	Monty Blizard	2012	\$500	new	good	\$300	FD Office
HP laptop, Win 7	Monty Blizard	2013	\$700	new	good	\$500	ED Office
2 benches, metal/padded/brown	PAC Interiors	2014	\$1,000	new	new	\$1,000	Lobby
Lexmark MS811 laser printer	QS1	2013	\$1,000	new	new	\$1,000	Pharm Office
5 rolling conference tables	Virginia Office Supply	2014	\$2,000	new	new	\$2,000	Conference
Tadiran phone system	BCS Communications	2009	\$2,000	good	good	\$1,000	Storage
19 visitors chairs, metal/padded/brown	PAC Interiors	2014	\$3,000	new	new	\$3,000	Lobby
medications-undesignated	Questy/Cardinal	2014	\$4,000	new	new	\$4,000	Pharmacy
10 wood shelves	Glade Hill Pharmacy	1999	donated	fair	fair	\$100	Pharmacy
12 visitors chairs, metal/padded/green	Carillon	2000	donated	fair	fair	\$130	Conference
2 chart racks, metal	Carillon	2000	donated	good	good	\$200	Chart Room
2 computers/monitors, XP	Monty Blizard	2010	donated	fair	poor	\$10	Storage
2 doctor's stools, metal	Glade Hill Pharmacy	1999	donated	fair	fair	\$10	Pharmacy
2 exam lights	Dr. Ball	2014	donated	fair	fair	\$10	Exam Room 5 (storage)
2 file cabinets, metal/tan	PlyGem	2013	donated	fair	fair	\$30	Vol. Offices
2 file cabinets, metal/tan	Carillon	2013	donated	good	good	\$40	ED Office
2 filing cabinets, metal/gray-tan	Glade Hill Pharmacy	1999	donated	fair	fair	\$20	Pharm Office
2 folding tables, 4"	Carillon	2000	donated	fair	fair	\$10	Chart Room
2 inkjet printers	Monty Blizard	2010	donated	fair	fair	\$10	Vol. Offices
2 IV stands	Carillon	1992	donated	fair	fair	\$20	Exam Room 5 (storage)
2 laminate desks	EHS	2013	donated	fair	fair	\$80	NP Office
2 lounge chairs, green	EHS	2013	donated	good	good	\$50	Conference
2 secretarial chairs, black	PlyGem	2013	donated	fair	fair	\$10	Vol. Offices
2 storage cabinets, metal/half-size/green	Lewis Gale	1992	donated	fair	fair	\$20	Exam Room 2
2 visitor chairs, metal/padded purple	PlyGem	2013	donated	fair	fair	\$10	FD Office
2 visitor chairs, wicker	Dr. Powell	1992	donated	good	fair	\$10	Doctor Office
2 visitor chairs, wood/leather/black	EHS	2013	donated	good	good	\$40	ED Office
2 visitor chairs, wood/padded/blue	EHS	2013	donated	good	good	\$40	Check-Out
2 visitors chairs, wood/padded/red	PlyGem	2013	donated	fair	fair	\$10	NP Office
2 visitors chairs, wood/padded/tan	EHS	2013	donated	good	good	\$20	Pharm Office
3 doctor's stools	Carillon	1992	donated	fair	poor	\$10	Exam Room 5 (storage)

*donated items received in Used condition (fully depreciated) unless noted

2014 Inventory

3 filing cabinets, half-size/metal/black	Step	1992	donated	fair	poor	\$10	Nurse Station
3 scales	Dr. Ball	2014	donated	fair	fair	\$30	Exam Room 5 (storage)
3 secretarial chairs, black	PlyGem	2013	donated	fair	fair	\$35	Receptionist
3 visitor chairs, wood/cloth/tan	PlyGem	2013	donated	fair	fair	\$15	Vol. Offices
3 visitors chairs, metal/padded/purple	PlyGem	2013	donated	fair	fair	\$15	Conference
3-drawer filing cabinet, metal/tan	Step	1992	donated	fair	poor	\$5	Nurse Office
4 metal shelves	PlyGem	2013	donated	fair	fair	\$40	Storage
4 secretarial chairs, orange	Step	1992	donated	good	fair	\$20	Nurse Station
7 Storage Shelves, metal	Dr. Ball	2014	donated	fair	fair	\$70	Supply Rooms
AO microscope	Lewis Gale	1992	donated	fair	fair	\$50	Lab
AV cart, rolling/metal	Carilion	1992	donated	good	fair	\$10	Procedure Room 1
bedside tray	Dr. Ball	2014	donated	good	good	\$10	Exam Room 7
bedside tray	Carilion	1992	donated	fair	fair	\$5	Exam Room 4
bedside tray	Carilion	1992	donated	good	good	\$5	Exam Room 3
bedside tray	Carilion	1992	donated	good	good	\$5	Exam Room 6
blood pressure cuff	Dr. Ball	2014	donated	fair	fair	\$50	Exam Room 5 (storage)
blood pressure cuff	Dr. Ball	2014	donated	fair	good	\$10	Exam Room 4
blood pressure cuff	Carilion	1992	donated	good	good	\$20	Exam Room 2
blood pressure cuff	Carilion	1992	donated	fair	fair	\$20	Exam Room 2
blood pressure cuff	Lewis Gale	1992	donated	fair	fair	\$20	Exam Room 2
book shelf, laminate	EHS	2013	donated	fair	fair	\$20	NP Office
book shelf, metal/wood/half-size	EHS	2013	donated	good	good	\$20	ED Office
book shelf, pressboard	EHS	2013	donated	fair	fair	\$20	Conference
book shelf, wood	EHS	2013	donated	fair	fair	\$40	ED Office
Brother Fax 1270e	Step	1992	donated	good	fair	\$5	Pharm Office
computer desk, metal/wood	EHS	2013	donated	good	good	\$25	Vol. Offices
computer desk, metal/wood	EHS	2013	donated	good	good	\$25	Storage
computer desk, wood	EHS	2013	donated	good	good	\$20	Vol. Offices
cradenza, wood	Dr. Ball	2014	donated	fair	fair	\$50	FD Office
Dell 1720 laser printer	Monty Blizard	2010	donated	good	fair	\$20	ED Office
Dell computer/monitor, Win 7	Monty Blizard	2010	donated	good	fair	\$50	Pharm Office
Dell computer/monitor, XP	Monty Blizard	2010	donated	fair	poor	\$50	Vol. Offices
Dell computer/monitor, XP	Monty Blizard	2010	donated	fair	fair	\$50	Nurse Station
Dell computer/monitor, XP	Monty Blizard	2010	donated	fair	fair	\$10	Vol. Offices
Dell inkjet printer	Monty Blizard	2010	donated	fair	fair	\$25	Vol. Offices
desk, metal	Step	2010	donated	fair	fair	\$100	FD Office
desk, wood	Dr. Ball	2014	donated	fair	fair	\$5	Procedure Room 1
doctor's stool, black pad	Dr. Ball	2014	donated	fair	fair	\$5	Exam Room 6
doctor's stool, black pad	Dr. Ball	2014	donated	fair	fair	\$5	Exam Room 3
doctor's stool, black pad	Carilion	2013	donated	fair	fair	\$10	Exam Room 2
doctor's stool, green	Lewis Gale	1992	donated	fair	fair	\$5	Exam Room 7
doctor's stool, metal/green pad	Carilion	1992	donated	fair	fair	\$5	Exam Room 2

2014 Inventory

doctor's stool, tan pad	Carilion	1992	donated	fair	fair	\$5	Exam Room 4
end table, round/wood/metal	EHS	2013	donated	fair	fair	\$5	ED Office
end table, round/wood/metal	EHS	2013	donated	good	good	\$25	Conference
end table, round/wood/metal	EHS	2013	donated	good	good	\$20	Check-Out
ENT scopes	Dr. Ball	2014	donated	good	good	\$50	Exam Room 3
exam light	Dr. Ball	2014	donated	fair	fair	\$50	Exam Room 3
exam light	Carilion	1992	donated	fair	fair	\$10	Procedure Room 1
exam light	Carilion	1992	donated	good	good	\$20	Exam Room 4
exam table, metal/brown pad	Carilion	1992	donated	fair	fair	\$50	Exam Room 3
exam table, metal/brown pad	Dr. Ball	2014	donated	fair	fair	\$50	Exam Room 7
exam table, metal/green pad	Dr. Ball	2014	donated	fair	fair	\$50	Exam Room 6
exam table, metal/green pad	Carilion	1992	donated	fair	fair	\$50	Exam Room 3
exam table, metal/green pad	Lewis Gale	1992	donated	fair	fair	\$100	Exam Room 2
exam table, metal/pink pad	Dr. Ball	2014	donated	fair	fair	\$50	Procedure Room 1
exam table, metal/red pad	Dr. Ball	2014	donated	fair	poor	\$50	Exam Room 5 (storage)
exam table, metal/tan pad	Carilion	1992	donated	fair	fair	\$50	Exam Room 4
executive office chair, black	PlyGem	2013	donated	fair	fair	\$10	NP Office
executive office chair, black	EHS	2013	donated	fair	fair	\$5	Pharm Office
executive office chair, red	Step	1992	donated	good	fair	\$5	Doctor Office
file cabinet, metal/half-size/tan	Step	1992	donated	fair	fair	\$5	Doctor Office
file cabinet, metal/tan	Dr. Ball	2014	donated	fair	fair	\$10	Supply Rooms
file cabinet, metal/tan	Step	1992	donated	fair	poor	\$10	Doctor Office
file cabinet, metal/yellow	Step	1992	donated	fair	fair	\$10	FD Office
file cabinet, wood/half-size	Dr. Ball	2014	donated	locked, no key	locked, no key	\$10	Vol. Offices
file cart, rolling/plastic	Glade Hill Pharmacy	1999	donated	fair	fair	\$10	Storage
HP computer/monitor, Win 7	Monty Blizard	2013	donated	good	good	\$200	Pharmacy
HP computer/monitor, Win 7	Monty Blizard	2010	donated	fair	fair	\$100	Nurse Office
HP computer/monitor, Win 7	Monty Blizard	2010	donated	fair	fair	\$100	NP Office
HP computer/monitor, Win 7	Monty Blizard	2010	donated	good	fair	\$20	Nurse Office
HP Laserjet 5	Monty Blizard	2010	donated	good	good	\$20	Nurse Office
HP PC/monitor, XP	Monty Blizard	2013	donated	good	good	\$100	Receptionist
Identify Guard paper shredder	Dr. Ball	2014	donated	fair	fair	\$10	Nurse Station
Identify Guard paper shredder	Carilion	2000	donated	good	good	\$20	Receptionist
Kodak inkjet printer	Mary Wickstrum	2012	donated	fair	fair	\$10	Vol. Offices
laminated desk	EHS	2013	donated	fair	fair	\$40	Nurse Office
laminated desk	EHS	2013	donated	fair	fair	\$40	Nurse Office
Mac 6 EKG machine	Dr. Ball	2014	donated	poor	poor	\$10	Storage
medication cart	Dr. Ball	2014	donated	fair	fair	\$100	Exam Room 5 (storage)
metal desk	Step	1992	donated	fair	fair	\$20	Pharm Office
metal desk	Step	1992	donated	good	fair	\$10	Doctor Office
microwave cart, pressboard	Step	2010	donated	poor	poor	\$5	Storage
P&C Autoclave, single shelf	Dr. Ball	2014	donated	poor	poor	\$20	Dirty Room

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

<p>AGENDA TITLE: <i>Red Truck Event Center; Request for Special Entertainment Permit</i></p> <p>SUBJECT/PROPOSAL/REQUEST: Request by Adam Ritchie, Red Truck Event Center, to hold a series of outdoor entertainment events on property located at the intersection of Hopkins Road and Coles Creek Road, further identified as Franklin County Tax Map/Parcel #62-16; #62-24.4; and #62-25.1.</p> <p>STRATEGIC PLAN FOCUS AREA:</p> <p>Action Strategy: N/A</p> <p>STAFF CONTACT(S): Neil Holthouser, Director of Planning & Mrs. Tudor</p>	<p>AGENDA DATE: August 19, 2014</p> <p>ITEM NUMBER:</p> <p>ACTION:</p> <p>CONSENT AGENDA: YES</p> <p>ACTION:</p> <p>INFORMATION:</p> <p>ATTACHMENTS:</p> <p>REVIEWED BY: <i>REH</i></p>
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BACKGROUND

Franklin County has received a request by the Red Truck Events Center, represented by Mr. Adam Ritchie, to hold a series of outdoor events on a 68-acre property located at the intersection of Hopkins Road and Coles Creek Road, further identified as Franklin County Tax Map/Parcel #62-16, #62-24.4, and #62-25.1. The property is owned by W&H Enterprises, Inc. of Roanoke. Mr. Ritchie has an agreement to lease the property. The property is located in a non-zoned area in the Blackwater District of Franklin County.

Mr. Ritchie is requesting approval from the Board of Supervisors to hold outdoor events consisting of games (Haunted Trails, Hay Rides & Pumpkin Picking) on the following dates:

- Friday & Saturday, October 3 & 4, 2014
- Friday & Saturday, October 10 & 11, 2014
- Friday & Saturday, October 17 & 18, 2014
- Friday & Saturday, October 24 & 25, 2014
- Friday & Saturday, October 31 & November 1, 2014

Chapter 3, Article III of the Franklin County Code sets forth the requirements for "Outdoor Musical or Entertainment Festivals." Outdoor music or entertainment festivals are defined as:

...any gathering or group of individuals for the purpose of listening to or participating in entertainment which consists primarily of musical renditions conducted in open spaces and not within an enclosed structure and either admission is charged or refreshments or other concessions are sold.

Under the provisions of Chapter 3, Article III, such events require a permit to be issued by the Board of Supervisors. In addition, the event(s) must be planned and conducted in accordance with a series of regulations and standards related to traffic, safety, sanitation, crowd control, etc. Mr. Ritchie has submitted an application which has been routed to various County agencies to review for compliance.

RECOMMENDATION:

As of this writing, staff is satisfied that the events have been planned in accordance with ordinance standards. Staff will continue to monitor the site and events for compliance. A \$10,000 insurance bond will be secured on August 25, 2014, which is prior to the event. Staff recommends approval of the events as listed.



Franklin County

APPLICATION FOR A SPECIAL ENTERTAINMENT PERMIT

(Completed applications are due in the County Administrator's Office sixty (60) days prior to the event)

#100.00
paid
8.1.14
261

DATE SUBMITTED: 8-1-14

NAME OF APPLICANT: Adam Ritchie

COMPLETE MAILING ADDRESS: 425 Teresa Ln Roanoke Va 24019
2007 Cokes Creek Rocky mount Va

TELEPHONE NUMBER: 410-271-3897

CELL PHONE NUMBER: "

EMAIL ADDRESS: RedTrackEventCenter@gmail.com

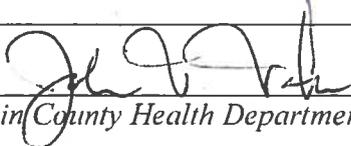
NAME OF PROMOTER: Adam Ritchie

COMPLETE MAILING ADDRESS: 425 Teresa Ln Roanoke Va 24019

TELEPHONE NUMBER: 410 271 3897

CELL PHONE: "

- Discuss the means by which the Festival will be financially supported:
Through Sponsorships and Ticket Sales
- Please describe the exact location of the proposed Festival including the tax map and parcel location of the property: Red Track event center. Corner of Cokes Creek + Hopkins Rd. Rocky mount.
- Please list the names and addresses of the owners of the property on which the event is to be held:
Adam Ritchie
425 Teresa Ln Roanoke Va 24019
- Please list the dates for which the permit is to be issued and alternative rain date(s).
10/3, 4, 10, 11, 17, 18, 24, 25, 31, Nov. 1st 7pm - 10:00pm
- Discuss the nature and interest of the Applicant in the property on which the Festival is to be held (if any).
Haunted Trails, Hog Rides, Pumpkin Picking
- List persons or groups who will be performing:
Rocky Mount Idol, Banana Singers
- Outline your plans for the provision of the following:
 - Sanitation Facilities: Port a John's
 - Garbage, Trash & Sewage Disposal: Trash bins will be all around property with dumpster
 - Food, Water & Lodging: Food truck with permit

APPROVED:  8/1/14
Franklin County Health Department Date



Franklin County

d. Medical Services & Facilities: will not need on site

e. Fire Protection: Cook out Event Set for Oct. 18, 2014 will be inspected by fire marshal prior to event

APPROVED: W. B. Ferguson 8/1/14
Public Safety Official Date

f. Parking Facilities, Crowd Control & Traffic Control in and around the Festival Area: We have a long entrance no traffic on main rd.

APPROVED: M. McClellan Jr. 08-01-2014
Sheriff's Department Date

8. Are outdoor lights or lighting to be used? Yes No If yes, present a sketch showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the point where the property is located. Also, indicate plans to insure compliance with the National Electrical Code.

APPROVED: Jeffrey S. Scott 8/5/14
Franklin County Building Official Date

(See attachment)

9. Will music be played either by mechanical devices or live performance in such a manner that the sound emanating will be unreasonably audible beyond the property on which the festival is located? If so, what measures will be used to curtail unreasonable sound levels? yes, stage is located between 2 hills as a natural sound barrier

10. What is the best estimate of the expected attendance at this proposed festival? 200 a night

11. What is the basis for your estimate? other haunted trails in the area

12. Attach a copy of the badge of admission and/or ticket used for entry into the festival (note that the badge or ticket must clearly state the time and date of the festival).

13. Outline your plans for any advertising to be done to promote the festival:
Social media, Billboards, Group-on.



Franklin County

14. I, Adam Ritchie, hereby certify that on the dates of the proposed music or entertainment festival not more than a total of 2500 tickets will be offered for sale. I further grant permission for the Board of Supervisors of Franklin County, its lawful agents, or duly constituted law enforcement officers to enter the property at any time for the purpose of determining compliance with the provisions of the Franklin County Code. I recognize that the Board of Supervisors of Franklin County shall have the right to revoke any permit issued upon noncompliance with any of its provisions or conditions.

Applicant Name: Adam Ritchie

Applicant: [Signature]
Signature

8-1-14
Date

Applicant Name: Adam Ritchie

Applicant: _____
Signature

8.1.14
Date

COMMONWEALTH OF VIRGINIA

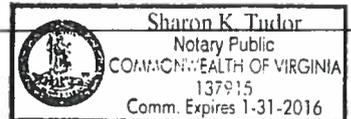
COUNTY OF FRANKLIN, to-wit:

On this the 1st day of August, 2014

Whose name is signed to the foregoing instrument, personally appeared before me, acknowledged the foregoing signature to be his/hers, and made oath that the statements are true.

My Commission expires: [Signature]
#137915

Notary Public



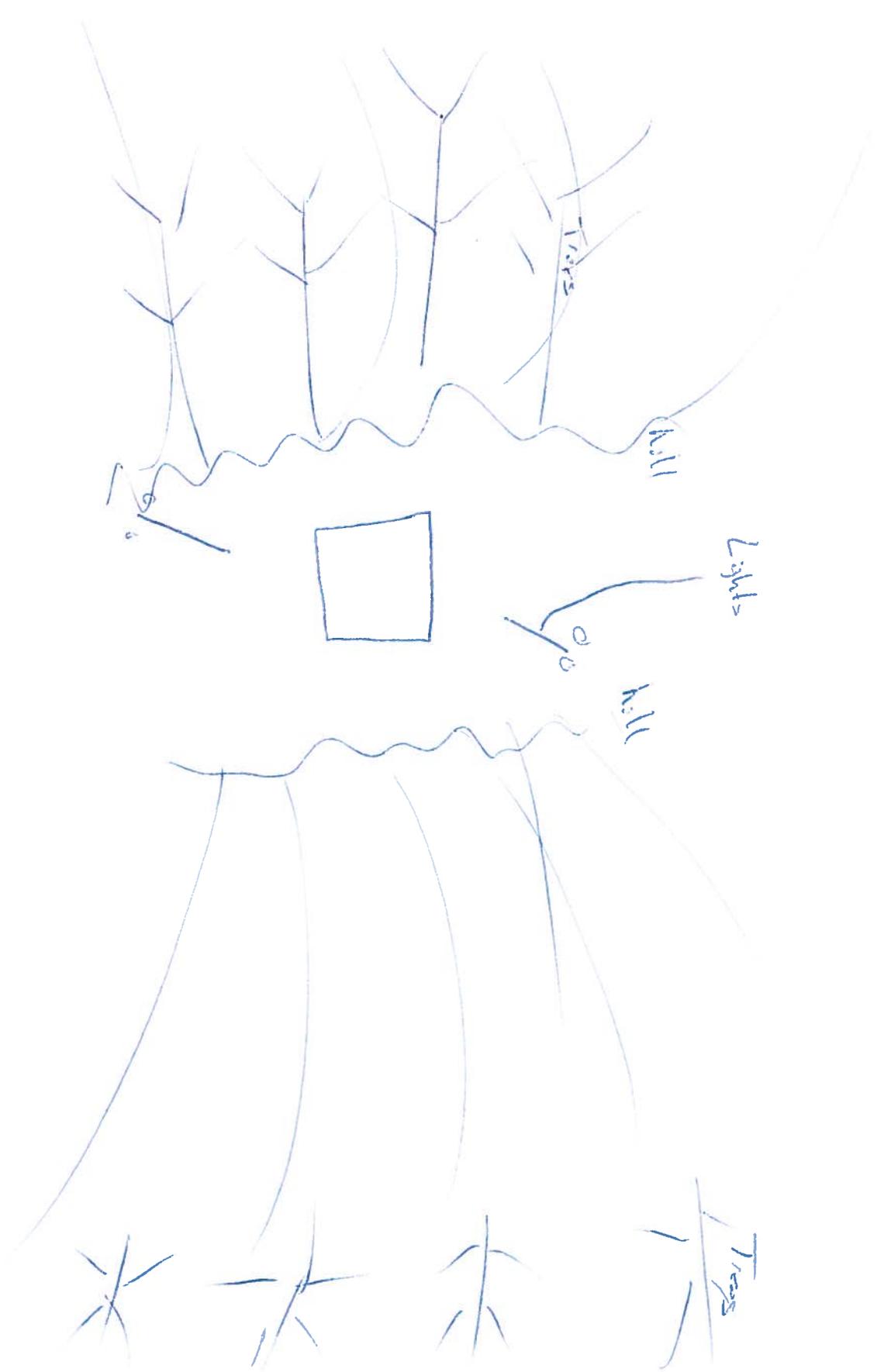
SHERIFF'S CERTIFICATION:

I hereby certify that on the dates of the proposed music or entertainment festival, and under the circumstances described by the promoter of the event, that adequate crowd control and security will be provided and I hereby convey approval of the promoter's plan for security.

Signature: [Signature]
Sheriff of County of Franklin

08-01-2014
Date

Estimate number of deputies or security officers to be provided: 0



Light

Red Truck Event Center Activities:

Haunted Trails

Every weekend (Friday and Sat) of Oct. we would like to host Haunted Trails, Hay Rides, and a Pumpkin Patch. The Haunted Trails will take place at Dark and the last entry will be 10:00pm. Earlier in the event 7:00pm-9:00pm. We will host Rocky Mount Idol. (singing contest for local singers). Our stage is placed in an area that will keep sound at a minimum. We will be partnering with the Franklin County YMCA for this event.

We will have lights around the stage area for safety. These will be portable lights that we will rent. Again this is an area between 2 hills and surrounded by woods.

Back Yard Cook-off: OCT 18

We would like to host a Back Yard Cookoff Oct 18, 2014. This will consist of local "cooks" who would like to showcase their talents. All participants will be required to get permits from the Franklin County Health Department before the event. Each person will cook with charcoal or woodchips only. Customers that attend the event will judge winners. We will have local bands perform during the day. This event will finish by 4:00pm and start at 11:00am. Tickets will be \$8 to get in. We expect around 200 people.

Benefit Mud Bog: Oct 4, 2014 ✓

We would like to host a mud bog on ~~Sept 27th~~. The mud pits are pre-existing from the previous owner. All of the water and mud will be contained in the same area. We had this checked by Brent Wills when he did a site inspection for us. I would like for Ronnie to come out and check the property to see if this meets the Franklin County E and S requirements. We expect around 200 people and 20 trucks. We will have a wash area for all trucks to use before they leave the property to be sure that mud does not get on the county roads.



Franklin County

Whereof 100,000 is for the County

FOR OFFICE USE ONLY

Date application received: 8.1.2014
 (Requirement 21 days prior to Board meeting and 60 days prior to festival)

Next Board Meeting Date: 8.19.2014

Date forwarded to the Board: 8.19.2014

Date approved by the Board: 8.19.2014

Date forwarded to the Health Department: 8.1.2014

Bond Amount required: \$10,000.00 (Not to exceed \$100,000)

Date to be Received by this office: 8.25.2014
 (10 days prior to the festival)

Date delivered to the Treasurer: _____

Date to be returned to Promoter: 11.16.2014
 (15 days after festival)

Claims to be filed by: 11.13.2014
 (12 days after festival)

Claim Summary:

Name	Address	Phone	Date Filed	Loss Amount

Fee Paid to Commissioner on: _____ Amount: _____

SECTION 3-80. APPLICANT'S BOND (TO BE ADDED TO THE END OF SECTION 3-80 PARAGRAPH)

In the event that the applicant has conducted an outdoor musical or entertainment festival pursuant to Section 3-56 et.seq. of the Franklin County Code for three consecutive years immediately prior to the year in which application is made with no claims being made against applicant by the County or other persons pursuant to Section 3-80(b) of the Franklin County Code as verified by the County Administrator and the Sheriff of Franklin County, the Board of Supervisors may allow the bond required by Section 3-80 of the Franklin County Code or some part thereof to be a real property bond posted by the applicant or his/her surety according to and on forms provided and approved by the County.



Scott, Jeff

From: RedTruck EventCenter [redtruckeventcenter@gmail.com]
Sent: Tuesday, August 05, 2014 2:08 PM
To: Scott, Jeff
Subject: Re: Red Truck Event - Electrical Lighting

Jeff,

We will be using portable rented lights at our event in Oct. We do not have any power on the property.

Thanks,
Adam Ritchie
Red Truck Event Center

On Tue, Aug 5, 2014 at 12:56 PM, Scott, Jeff <jeffscott@franklincountyva.gov> wrote:

--
Adam Ritchie
Owner
Red Truck Event Center
RedTruckEventCenter.com
[facebook.com/redtruck.eventcenter](https://www.facebook.com/redtruck.eventcenter)

W&H ENTERPRISES, INC.
REAL ESTATE

Mobile (540) 354-5303
Office (540) 344-0077

H. Burl Higginbotham
Email: b.higginbotham@comcast.net

8/11/14

TO: SHARON TUDOR

FROM: BURL HIGGINBOTHAM

ADAM RITCHIE HAS REQUESTED FROM
ME (LESSOR OF THE 70 ACRES ON COLES CREEK) THAT
I SEND YOU A MEMO STATING THAT HE
IS COMPLIANT AND ABLE TO USE THE
PROPERTY FOR EVENTS

THIS MEMO IS TO SERVE THAT PURPOSE.

BEST REGARDS
Burl Higginbotham - OWNER

13

FRANKLIN COUNTY
Board of Supervisors



EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> 2014-2015 Tourism MicroGrant Awards – Round 2</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> The Franklin County Board of Supervisors annually awards small grants to organizations within the community for promotional expenses related to local tourism-related projects and events.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Huff, Burnette, Holland</p>	<p><u>AGENDA DATE:</u> August 19, 2014</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA: X</u> <u>ACTION:</u></p> <p><u>ATTACHMENTS:</u></p> <p><u>REVIEWED BY:</u> REA</p>	<p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

Annually, the Franklin County Board of Supervisors awards small grants to organizations within the community to assist with promotional and operational expenses of local tourism-related projects and events. These funds help with the marketing of those events and/or programs, while at the same time further allowing the county tourism office to promote Franklin County to potential visitors. For the 2014-2015 fiscal year, \$20,000 has been set aside within the Franklin County Tourism budget for these awards.

DISCUSSION:

After \$13,600 in grant funding was awarded in May, the remaining funds available for second round applications totaled \$6,400. Eight (8) applications were received from five (5) different organizations during the second round of applications, which had a deadline of June 4, reflecting more than \$10,000 in total requested funds.

Funding for the Tourism MicroGrant Program is generated by the transient occupancy, or lodging tax, applied to the motels, hotels and bed & breakfast properties in the County. The purpose of this MicroGrant program is to increase the local tourism industry thus creating new jobs, attracting new tourists, spawning new hospitality-related investments and improving the quality of life for Franklin County residents. It is recognized that the County cannot, and should not, be the only provider of tourism events for our community. We should instead assist other organizations in the creation of events and marketing campaigns that can leverage the community's limited resources. We must leverage our limited dollars to support interesting, dynamic and creative special events and marketing campaigns that set Franklin County apart from competitors throughout the mid-Atlantic region.

Tourism MicroGrants exist to support events and activities that a) encourage tourists from outside the region to enjoy our community and make use of our hospitality industry, and b) provide an opportunity to expand the awareness and visibility of the community throughout the region. In reviewing the seven (7) submitted applications, staff evaluated each applicant on a number of different factors, including, but not limited to, the amount of funds leveraging involved; marketing plan and scope; perceived economic impact; financial need; partnership opportunities; and past performance. Based on all criteria and available data, staff has made the following recommendations for this year's Tourism MicroGrant Program awards:

APPLICANT	PURPOSE	AMOUNT SOUGHT	STAFF RECOMMENDATIONS
Community Partnership for Revitalization	History in Bloom	\$2,400.00	\$1,440.00
Warren Street Society	Warren Street Festival	\$4,000.00	\$2,400.00
Southwest Virginia Antique Power Festival, Inc.	Fall Swap Meet	\$250.00	\$140.00
	Spring Swap Meet	\$250.00	\$140.00
	Southwest Virginia Antique Farm Days	\$2,000.00	\$1,200.00
Franklin County Historical Society	Ghost and More Tours	\$900.00	\$540.00
	Moonshine Express Tours	\$900.00	\$540.00
Rocky Mount Center for the Arts	5-Mile Run	\$4,000.00	\$0.00
		TOTAL SOUGHT \$14,700.00	TOTAL RECOMMENDED \$6,400.00

As in the first round, applications included a number of high-caliber projects, but limited funding. As such, not all applicator received funding from the Tourism MicroGrant Program.

RECOMMENDATION:

It is recommended that the board approve the staff recommendations for the second round Tourism MicroGrant Program awards from the Franklin County Tourism budget.

FRANKLIN COUNTY
Board of Supervisors



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EXECUTIVE SUMMARY

AGENDA TITLE: Philpott Lake Bridge Replacement	AGENDA DATE: August 19, 2014	ITEM NUMBER:
SUBJECT/PROPOSAL/REQUEST Request by Philpott Lake officials for County assistance in replacement of a low-water bridge serving Jamison Mill Park	ACTION: YES	INFORMATION:
STRATEGIC PLAN FOCUS AREA: Goal # Action Strategy:	CONSENT AGENDA: ACTION:	INFORMATION:
STAFF CONTACT(S): Messrs. Huff, Burnette	ATTACHMENTS: REVIEWED BY: REH	

BACKGROUND:

The proposed project is to replace the current flow-over bridge at the entrance to Jamison Mill Park with a box-culvert bridge that will allow all stormwater to flow under, instead of over, Jamison Mill Road. Currently, during moderate to severe rain events, the bridge is covered by Nicholas Creek making the park inaccessible and trapping anyone inside the park. Flows during these events are strong enough to sweep a car off of the bridge and into the creek. Corps of Engineers officials at Philpott has noted that this is an unsustainable safety concern that must be addressed. If not remedied, the Corps may close Jamison Mill Park to the public.

DISCUSSION:

The anticipated cost of replacing the bridge is estimated at \$300,000. The Corps currently has \$140,000 allocated to the project, specifically for the purchase of materials. These funds, while just awarded, must be expended by September 30, 2014. Philpott officials are currently working with a number of partners, including Branch Highways and the Dan River Basin Association, to close the gap in needed funding. Additionally, it may be possible to get National Guard assistance with this project as a training exercise.

Craig "Rocky" Rockwell, Operations Project Manager at Philpott Lake, will address to Board to discuss the current situation and to describe possible ways that the County can partner with the Corps to make this project a reality.

RECOMMENDATION:

County staff respectfully asks the Board to hear the presentation from Mr. Rockwell and consider the Corps' request for assistance.

1.

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> <i>Real Estate Tax Relief for the Elderly and the Totally and Permanently Disabled</i></p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> <i>Review of Combined Gross Income and Combined Net Worth limits as they apply to Real Estate Tax Relief for the Elderly and the Totally and Permanently Disabled</i></p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Copenhaver, Mrs. Torrence</p>	<p><u>AGENDA DATE:</u> <i>August 19, 2014</i> <u>ITEM NUMBER:</u></p> <p><u>ACTION:</u> <u>INFORMATION:</u></p> <p><u>CONSENT AGENDA:</u> <u>ACTION:</u> <u>INFORMATION:</u></p> <p><u>ATTACHMENTS:</u></p> <p><u>REVIEWED BY:</u> <i>REH</i></p>
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BACKGROUND:

The County's ordinance (Sec. 20-18) pertaining to Tax Relief for the Elderly and the Totally and Permanently Disabled was last updated on February 21, 2008. The current percentages of relief are shown in the table below (Net Worth excludes the qualifying dwelling and land not exceeding five (5) acres):

	Net Worth				
	\$0 - \$12,000	\$12,001 - \$25,000	\$25,001 - \$35,000	\$35,001 - \$50,000	\$50,001 - \$80,000
Income	Relief Percentage (%)				
\$0 - \$9,000	90%	80%	70%	50%	35%
\$9,001 - \$12,000	75%	65%	50%	30%	20%
\$12,001 - \$15,000	65%	55%	40%	20%	10%
\$15,001 - \$18,000	55%	45%	30%	10%	10%
\$18,001 - \$25,000	45%	35%	20%	10%	10%

State code allows the County to establish their own income and financial net worth limitations. Comparative information from other localities is presented below:

Locality	Combined Gross Income	Combined Net Worth	Net Worth Notes
Franklin County	\$25,000	\$80,000	Excludes the qualifying dwelling and land not exceeding 5 acres
Bedford County	\$37,500	\$100,000	Excludes 1 acre
Pittsylvania County	\$18,000	\$60,000	Excludes 1 acre
Roanoke County	\$56,566	\$200,000	Excludes 1 acre, Value of home frozen at prior years assessment
Henry County	\$17,000	\$50,000	Excludes 1 acre
Montgomery County	\$51,000	\$150,000	Excludes 1 acre
Botetourt County	\$40,000	\$175,000	Excludes 1.25 acres
Rockingham County	\$35,000	\$75,000	Excludes 1 acre
Campbell County	\$34,500	\$80,900	Excludes 1 acre
Source: 2013 Tax Rates for Virginia's Cities, Counties and Selected Towns			

DISCUSSION:

Approximately 500 tax relief applications are filed with the Commissioner of Revenue every year. Last year, 392 applicants received relief. 108 did not qualify because their income exceeded the \$25,000 limitation. Total cost to the County to offer this program was \$78,344 last year.

The Commissioner of Revenue begins accepting applications in early February with the final deadline being May 1.

RECOMMENDATION:

This information is presented for the Board's consideration and review. Should the Board consider a change to the current County ordinance, this change would need to be advertised and a public hearing held at the September 2014 Board meeting for an effective date of January 1, 2015.

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

AGENDA TITLE: <i>Payroll Procedure Change</i>	AGENDA DATE: August 19, 2014	ITEM NUMBER:
SUBJECT / PROPOSAL / REQUEST: <i>Request of the Board to consider mandatory direct deposit for all county employees</i>	ACTION: CONSENT AGENDA: YES ACTION: YES	INFORMATION: INFORMATION:
STAFF CONTACT(S): Messrs. Huff & Copenhaver, Mrs. Scott, and Ms. Barnes	ATTACHMENTS:	REVIEWED BY: RET

BACKGROUND:

The County pays approximately 400 employees on a monthly basis. 75% of these payments are processed electronically by direct deposit into a personal checking or savings account. Approximately 80 - 90 pay checks are printed each month. The County also prints a direct deposit notice for those employees that have direct deposit.

DISCUSSION:

At the July Board of Supervisor's meeting Staff was directed to survey County employees about direct deposit. Survey results are shown below:

Total Surveys Sent to Employees	83	
Number of Surveys Returned	41	
Number of Employees indicating they will participate in Direct Deposit	30	73%
Number of Employees desiring to not participate in Direct Deposit	11	27%

Approximately 10 employees have enrolled in direct deposit as a result of receiving the survey.

RECOMMENDATION:

Staff respectfully requests the Board to consider allowing those employees that do not wish to participate in direct deposit to be "grandfathered in" and not forced to participate. All new employees would have to participate in mandatory direct deposit after August 19, 2014. The County will continue to print a direct deposit notice for all employees until we become familiar with the employee self-service portal that is included with the new HR/Payroll system (early 2015).

MEMORANDUM
Case # REZO-6-14-13010



To: Franklin County Board of Supervisors
From: Neil Holthouser, Director of Planning
Date: August 19, 2014
Tax #: 36.2-5
District: Rocky Mount Magisterial District
Applicant: Marilyn Dillon
Owner: Robert St. Jacques

REQUEST:

PETITION FOR REZONE – Petition of **Marilyn Dillon/Petitioner and Robert St. Jacques/Owner (and Steven & Kathryn Mizak, former owners)** requesting a rezone for a +/- 9.776 acre parcel from RC1, Residential Combined Subdivision District to A-1, Agricultural. The subject property is located at 1838 Wirtz Road (SR 697) in the Rocky Mount District of Franklin County; and is further identified as Tax Map # 36.2 Parcel # 5. The petitioner is now seeking to rezone to allow agriculture, farming. The Future Land Use Map of Franklin County's Comprehensive Plan identifies this area as Low Density Residential, and does not prescribe a specific residential density. The existing RC1 zoning category allows a maximum density in areas where no public water or sewer is available of 2.18 dwelling units per acre. The proposed A-1 zoning category allows a maximum residential density of 1.25 dwelling units per acre. This petitioner's application for rezoning states for agriculture, farming. This petition would not result in any additional residences nor increase the site's density.

RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request on July 8, 2014. By vote of 7-0, the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors approve the request for rezoning from RC-1, Residential Combined Subdivision District, to A-1, Agricultural District, as submitted.



Site Statistics	
Location:	1838 Wirtz Road (SR 697); Rocky Mount District
Size:	9.776 acres
Existing Zoning:	RC-1, Residential Combined Subdivision District
Existing Land Use:	Agricultural/Forestry, Rural residential
Proposed Zoning:	A-1, Agricultural
Proposed Land Use:	No change
Adjacent Zoning:	A-1; RC-1 (Residential Combined Subdivision)
Adjacent Land Uses:	Agriculture/forestral uses; single-family residential uses
Utilities:	This area relies on private well and private septic
Soils	Clifford fine sandy loam, 15 to 25 percent slopes
Topography	Rolling

SITE / AREA PHOTOGRAPHS



Looking south and southeast into the property from Wirtz Road [SR 697]. The residential structure sits back from the road and is below the grade of the highway as the property slopes toward the rear. A detached garage is visible in front of the home, at the end of the driveway.



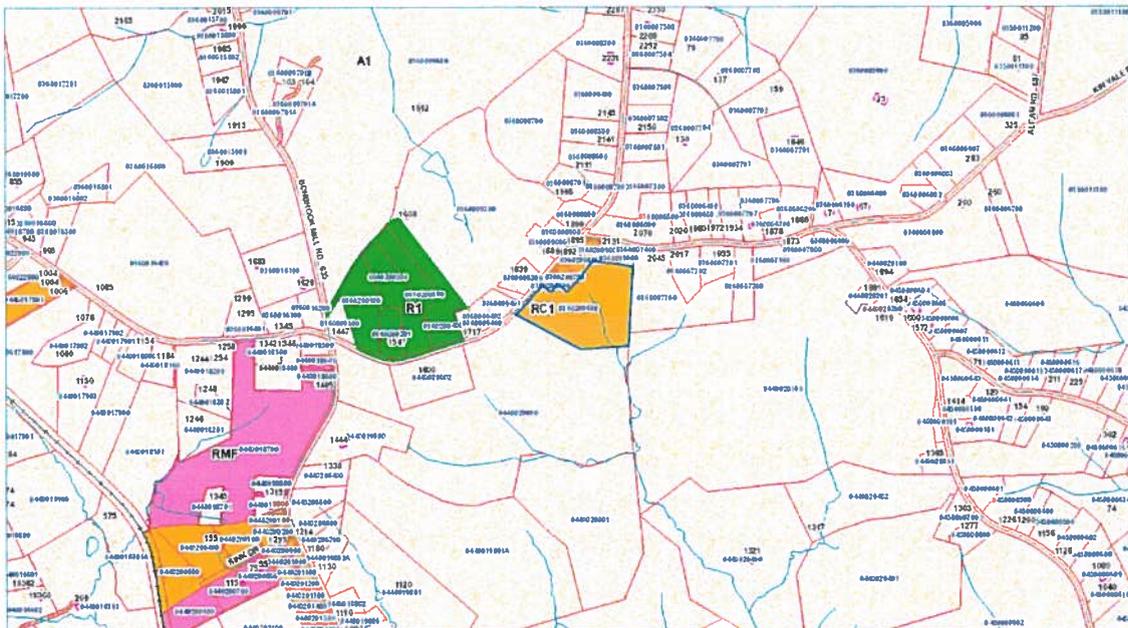


SITE / AREA MAPS

The location of the parcel where the rezoning is proposed is shown outlined in blue.



The surrounding zoning categories include A1 (Agricultural) and RC-1 (Residential Combined Subdivision), with some R-1 and RMF within a few thousand feet of the parcel





BACKGROUND:

The applicant is a realtor who represents the current owner, Robert St Jacques, and the previous owners, the Mizaks, who lived on the property at the time of the rezoning application submittal. The Mizaks sold the property as of July 3, 2014 to Mr St. Jacques. He would like to use the property the same way it had been used by the Mizaks, keeping agricultural animals and activities. In addition to the existing house, the 9.776-acre tract contains a detached garage and several outbuildings, with pasture in the center of the property. The rear of the property mostly wooded and contains some steep slopes.

The property was the subject of a subdivision plat recorded at PB 5 P 86 in February 1974, which was known as Mabar Subdivision and established several residential lots along Wirtz Road and Angle Plantation Road. The remainder of the parent tract shown on that plat is this parcel. The property was originally zoned RC-1 at the time of the County's adoption of zoning but according to the applicants has always been rural and agricultural in use, and contains the vernacular late-nineteenth century Folk Victorian farm house, a large barn, a garage/workshop, and several small farm outbuildings of the original homestead from which Mabar Subdivision was created. The property may have been originally zoned RC-1 was to preserve the right of the property owner to continue to subdivide new lots in the way that the Mabar Subdivision was established. However, the Mizaks, who purchased the property in 1976, had no such intention and continued to use the property as a farm.

The overall surrounding area is characterized by a mix of residential and rural uses, with neighboring properties zoned RC-1 and A-1. Several properties with similar uses and environmental/topographic characteristics as this property are included in the areas zoned A-1. The adjacent properties zoned RC-1 are all comprised of small lots with homes on them; the largest of these lots is about 3/4-acre in size.

ZONING ORDINANCE:

Sec. 25-177 of the Zoning Ordinance sets forth the following intent for the A-1 district:

- (a) *This district includes unincorporated portions of the county that are occupied by various open uses such as farms, forests, lakes, reservoirs, streams and park lands. This district is established for the purpose of facilitating existing and future farming operations, preserving farm and forest lands, conserving water and other natural resources, reducing soil erosion, preventing water pollution, and protecting watersheds and reducing hazards from flood and fire.*
- (b) *It is expected that certain desirable rural areas of this rural district may logically develop residentially at low density. It is the intent, however, to discourage the random scattering of residential, commercial, or industrial uses in this district. It should also be presumed that the agricultural and forestry activities may produce some noise, odors and other effects and a certain level of tolerance for these*



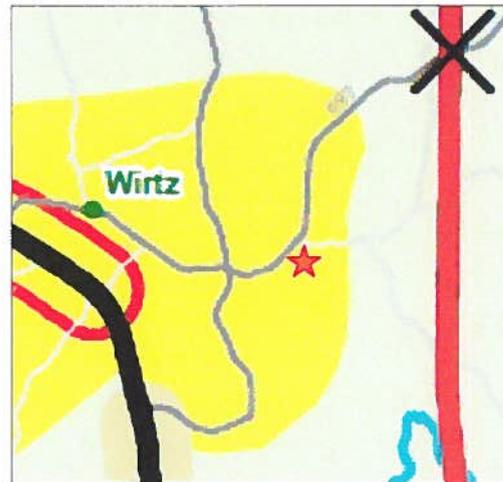
effects must be expected to those who would dwell in this district. Special use permits will be employed to seek improved level of compatibility between uses.

COMPREHENSIVE PLAN:

Franklin County's Comprehensive Plan identifies this area as appropriate for Low Density Residential Development. The Comprehensive Plan sets forth the following for this category:

Low Density Residential

Low Density Residential Areas are intended to allow gross densities of one to two dwellings units per acre and minimum lot sizes of 20,000 - 30,000 square feet in general proximity to residential support services such as schools, playgrounds, and churches. These areas should either be located in or near existing Towns, Villages, or Rural Neighborhood Centers. It is envisioned that public water and/or sewer will someday serve these areas, meeting all local and state standards and requirements. They should be served by new public roads built by the developer to State standards and dedicated to the State. Recreational facilities and other amenities should be provided.



While low density residential areas are typically comprised of traditional neighborhood developments they may also include manufactured housing, free standing townhomes, patio homes and other similar building types.

Policies for Low Density Residential

1. All roads should be built to state standards and offered by the developer for inclusion in the state system for maintenance.
2. Lots in new subdivisions abutting County arterial or major collector roads should be provided access onto service or interior roads so as to prevent the stacking of driveways.
3. On site centralized treatment plants to provide public sewer for each subdivision should be encouraged.
4. The density of all new subdivisions to be served by wells and/or septic systems should be determined by the long term carrying capacity of the land. All new lots should have adequate reserve areas in the event of septic system failures.
5. Centralized water systems should be required to provide water to all new subdivisions.
6. All new subdivisions located in prime farmland areas should include adequate buffers to separate residential uses from agricultural operations.
7. Encourage interconnection of residential and commercial developments in order to lessen the traffic loads on arterial roads and provide pedestrian and bicycle linkages.



The Comprehensive Plan conflicts somewhat with the application in that gross densities are envisioned to be slightly higher in this area; however the Long-Range Planner noted that the proposal is “very close to the Agricultural/Forestry/Rural Residential category,” and that it is identical in nature to the surrounding properties both in proposed use and proposed zoning. Additionally, the parcel is over 1.25 miles away from the present WVWA public water service area, which is on the other side of the railroad track and runs along the US Hwy 220 corridor [see Map above]. Although Wirtz Road is a well-traveled thoroughway between US Hwy 220 and the Burnt Chimney area, no specific subdivision or development proposals have been submitted or approved in this area in quite some time, and none are foreseen. The Long-Range planner states no objections to the proposal and all of the members of the Development Review Team who expressed opinions were in support of the application or had no comments.

If approved, this rezoning request would allow all uses permitted by right in the A-1 District, including further subdivision and residences, bed and breakfasts, antique shops, cemeteries, conservation areas, manufacture homes, bona fide farming activities, and other uses associated with animals or agriculture including kennels, greenhouses, and commercial stables. More intense uses such as campgrounds, higher-traffic retail (convenience stores, grocery stores), processing mills, flea markets, lumber yards, milk stations, meat processing, mining, tourist and resort facilities, chipping mills, recreational facilities, shooting ranges, and feed lots would require the issuance of a Special Use Permit by the Board of Supervisors after advertisement, notification and public hearings.

RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request on July 8, 2014. By vote of 7-0, the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors approve the request for rezoning from RC-1, Residential Combined Subdivision District, to A-1, Agricultural District, as submitted.



SUGGESTED MOTIONS:

The following suggested motions are sample motions that may be used. They include language found in Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended.

- 1) (APPROVE) I find that the proposal 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. Therefore I move to approve the petitioner's request to rezone the property from RC-1 to A-1 as submitted.

OR

- 2) (DENY) I find that the proposal is of substantial detriment to adjacent property and that such use will not aid in the creation of a convenient, attractive, or harmonious community. Therefore I move to deny the request to rezone the property from RC-1 to A-1.

OR

- 3) (DELAY ACTION) I find that the required information for the submitted petition is incomplete. Therefore I move to delay action until all necessary materials are submitted to the Planning Commission.

STATE OF VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY:

RECOMMENDATION:

A request for a rezone on approximately +/- 9.78 total acres parcel located at 1838 Wirtz Road (SR 697) in the Rocky Mount District of Franklin County, identified and recorded as Tax Map # 36.2, Parcel # 5 in the Franklin County Real Estate Tax Records.

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

WHEREAS, the **petitioner, Marilyn Dillon/owner, Robert V. St. Jacques II** has filed with the Secretary of the Planning Commission a petition requesting a rezone from RC-1, Residential Combined Subdivision to A-1, Agricultural District.

WHEREAS, the petition was referred to the Planning Commission on July 8, 2014 and to the Board of Supervisors on August 19, 2014, which after due legal notice as required by Section 15.2-2204 and Section 15.2-2205 of the Code of Virginia of 1950, as amended, was held on July 8, 2014; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission after due consideration, has recommended to the Franklin County Board of Supervisors that the rezone request as listed above be **APPROVED**.

Marilyn Dillon, Petitioner/Steven V. & Kathryn F. Mizak, Owners; Case # REZO-5-14-13010

NOW THEREFORE, be it resolved, that the Planning Commission recommends to the Franklin County Board of Supervisors that the above-referenced parcel(s) of land and the Petitioner/Owner(s), be granted the request for a Rezone Permit to rezone from RC-1 to A-1.

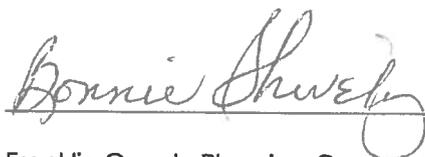
The above action was adopted on the recommended motion of Mr. Edmund Law, representative for the Rocky Mount District. The motion was seconded by, Mrs. Angie McGhee, representative for the Boone District of Franklin County. The motion was approved as written above upon the following vote:

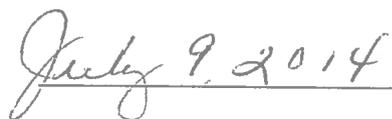
AYES: McGhee, Law, Webb, Colby, Ralph, Doss, Mitchell

NAYES:

ABSTAIN:

ABSENT:

 Clerk

 Date

Franklin County Planning Commission

May 29, 2014

Franklin County Board of Supervisors
1255 Franklin Street
Rocky Mount, Va. 24151

**RE: Request for zoning change from RC1 to A1 for property located at:
1838 Wirtz Road, Wirtz, Va. 24184**

Gentlemen:

In 1976 Steven & Kathryn Mizak purchased the above mentioned property under the assumption they were purchasing a farm. Their property included 9.78 +/- Ac., 2-story home, barn, garage and workshop. At that time there wasn't any zoning in the area. They recently found that their property was zoned in 1988 to RC1. From what we have found out from the Zoning Office, in 1974 the former owner cut out 4 parcels of land (each less than .76 ac.) and made them a sub-division named "Mabar Sub.-Div" then when the County put in the zoning it was put in as RC1. Their property was included along with the 4 lots and a previously owned lot in the zoning.

We have checked and included the names and addresses of adjacent properties and all, regardless of the size, are zoned A1 except the 5 lots and their property which was the original farm.

The Mizaks have in the past had farm animals on the property and have never had a complaint or had any problems with neighbors. They would like for this to continue and are asking for the zoning to be changed to A1 so they can continue, if they choose, to have farm animals with no problems now or in the future for future owners of the property.

We will appreciate anything you could do to help us.

Thank you for your time and consideration,

Marilyn Dillon
Agent for Steven & Kathryn Mizak

FROM: Robert St. Jacques, 842 Chatsworth Dr, Newport News, VA 23601
TO: Franklin County Board of Supervisors, 1255 Franklin Street, Rocky Mount, VA 24151

Gentlemen/Ladies:

On 3 July 2014 I will take/took possession of this property. I am aware of and in agreement with this request to rezone this property from RC1 to A1 and I thank you in advance for doing so.

Very Respectfully;


Robert St. Jacques
bob.stjacques@yahoo.com
757-593-4137

FRANKLIN COUNTY
PETITION/APPLICATION FOR REZONING
(Type or Print)

I/We, Marilyn Dillon, as Owner(s), Contract Purchasers, or Owner's Authorized Agent of the property described below, hereby apply to the Franklin County Board of Supervisors to amend the Franklin County Zoning Maps as hereinafter described:

1. Petitioners Name: Marilyn Dillon

2. Property Owner's Name: STEVEN V. & KATHRYN F. MIZAK

Phone Number: 540-334-2242 OR 540-484-2143

Address: 100 WINDING WAY Cir, Boonesmill, VA
Zip: 24065

3. Exact Directions to Property from Rocky Mount: 220 North 2.5 miles To Right ON Bow Brook Mill Rd 1 mile To right on WIRIZ Rd to home (0.5 mi.) ON Right

4. Tax Map and Parcel Number: 0360200500

5. Magisterial District: Rocky Mount

6. Property Information:

A. Size of Property: 9.78 +/- Ac.

B. Existing Land Use: Residential

C. Existing Zoning: RC1

D. Existing number of allowed dwelling units per acre or commercial/industrial development square feet per acre: _____

E. Is property located within any of the following overlay zoning districts: No
____ Corridor District ____ Westlake Overlay District ____ Smith Mountain Lake Surface District

F. Is any land submerged under water or part of a lake? Yes No If yes, explain.

7. Proposed Development Information:

A. Proposed Land Use: Agricultural

B. Proposed Zoning: A1

C. Size of Proposed Use: 9.78 +/- Ac.

D. Proposed dwelling units per acre or commercial/industrial development square feet per acre: N/A

Checklist for completed items:

- Application Form
- Letter of Application
- List of Adjoining Property Owners and Addresses
- Concept Plan
- Application Fee

I certify that this petition/application for rezoning and the information submitted herein is correct and accurate.

Petitioner's Name (Print): Marilyn Dillon

Signature of Petitioner: Marilyn Dillon

Date: 5/29/14

Mailing Address: 100 WINDING WAY CIR
BOONES MILL, VA 24065

Telephone: 540-334-2242 OR 540-484-2143

Owner's consent, if petitioner is not property owner:

Owner's Name (Print): STeven Y + Kathryn F. Mizak

Owner's Name (beginning on 3 July 2014):

Signature of Owner: Steven Y. Mizak & Kathryn F. Mizak

Robert V. St. Jacques

Date: 5/29/14

Signature of Owner: Robert V. St. Jacques

Date: 25 June 2014

Date Received by Planning Staff: RECEIVED MAY 29 2014

Time: 12:00 PM
Clerk's Initials: [Signature]

CHECK #: [Signature]
RECPT. #: 100-5-15-30003
AMOUNT: [Signature]

ROANOKE VALLEY ASSOCIATION OF REALTORS® Purchase Agreement



A Legal and Binding Agreement

(This is a suggested form for use in the purchase of residential property only. If not understood, seek competent advice before signing.)
(Paragraphs marked with an asterisk * require a blank to be filled in or checked.)

This CONTRACT OF PURCHASE MADE AS OF May 20, 2014 between
Steven Vann Mizak, Kathryn F. Mizak (the "Seller", whether one or more),
and Robert V. St. Jacques, II
(the "Purchaser", whether one or more), provides:

*1. **REAL PROPERTY:** Purchaser agrees to buy and Seller agrees to sell the land, all improvements thereon located in the (check as applicable) County or
 City of _____, Virginia and described as (legal description): Lot 0,
Block 0, Section 0, Phase _____, Map of Wirtz, Va,
and more commonly known as: 1838 Wirtz Road, Wirtz, Va. 24184
together with the items of personal property described in paragraph 10 (the "Property").

AGENCY DISCLOSURE AND CONFIRMATION

The following agency relationships are hereby confirmed by signatures below. If a transaction involves Disclosed Dual Agency or Disclosed Designated Agency, the responsibilities of the parties are defined in the Disclosed Dual Agency Consent and Confirmation Agreement or the Designated Agency Consent and Confirmation Agreement which appropriate Agreement has been reviewed and signed prior to signing the Purchase Agreement.

Listing Agent: Marilyn C. Dillon
is the agent of (check one)
_____ the Seller
 both the Purchaser and Seller

Selling Agent: Marilyn C. Dillon
(if not the same as Listing Agent)
is the agent of (check one)
_____ the Purchaser
_____ the Seller
 both the Purchaser and Seller

Listing Firm: Sunshine Realty Services, Inc.
Principal and/or Supervising Broker
is the agent of (check one)
_____ the Seller
 both the Seller and the Purchaser

Selling Firm: Sunshine Realty Services, Inc.
Principal and/or Supervising Broker
is the agent of (check one)
_____ the Purchaser
_____ the Seller
 both the Purchaser and the Seller

**REALTORS® ARE REQUIRED BY LAW AND THEIR CODE OF ETHICS TO
TREAT ALL PARTIES TO THE TRANSACTION HONESTLY.**

Steven V. Mizak 5/22/14
SELLER Date
Steven Vann Mizak

Robert V. St. Jacques II 5/20/14
PURCHASER Date
Robert V. St. Jacques, II

Kathryn F. Mizak 5/22/14
SELLER Date
Kathryn F. Mizak

PURCHASER Date

2. **ADDENDA:** The following addenda are made a part of this Contract:

- Residential Property Disclosure
- Lead-Based Paint Disclosure
- Standard Clauses Addendum
- Inspection Addendum
- _____
- _____

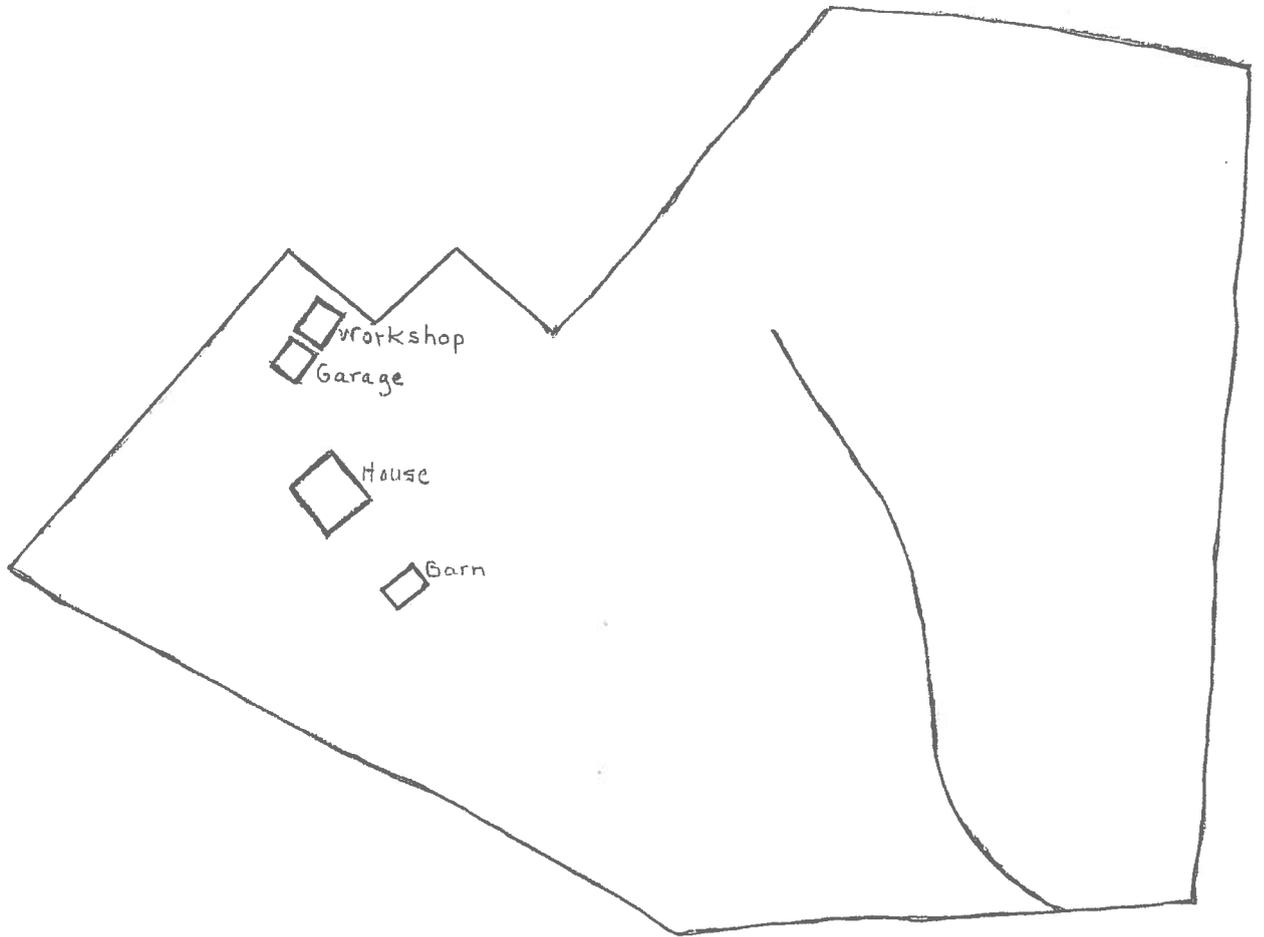
- Dual Agency Consent and Confirmation
- Designated Agency Consent and Confirmation
- RESPA Disclosure
- Residential Septic System Disclosure
- _____
- _____

*3. **OCCUPANCY DISCLOSURE:** Purchaser acknowledges that he intends to occupy not occupy the property as a principal residence.

ADJACENT PROPERTY OWNERS

		<u>ZONING CODE</u>	<u>District</u>
Name: Barry & Faye Carter Tax Map Number: 036009401	Address: 2091 Rock Lily Rd Wirtz, Va. 24184	A1	RM
Name: Robert, Jr. & Robert, Sr. Gillie Tax Map Number: 036009300	Address: 1608 Bonbrook Mill Rd Wirtz, Va. 24184	A1	RM
Name: Charles & Naomi Bousman Tax Map Number: 0360009200	Address: 1839 Wirtz Road Wirtz, VA. 24184	A1	RM
Name: William R. Holley Tax Map Number: 0360009000	Address: 1889 Wirtz Road Wirtz, Va. 24184	A1	RM
Name: Bradley Martin & Tina Pashley Tax Map Number: 0360008900	Address: 1889 Wirtz Road Wirtz, Va. 24184	A1	RM
Name: Doris E. Troller Tax Map Number: 0360008800	Address: 1899 Wirtz Road Wirtz, Va. 24184	A1	RM
Name: Linda H. Blankenship Tax Map Number: 0360007400	Address: c/o Linda Webb 2101 Angle Plantation Road Wirtz, Va. 24184	A1	RM
Name: Georgie M. Angle Tax Map Number: 0360007300	Address: 2045 Angle Plantation Road Wirtz, Va. 24184	A1	RM
Name: Lealda T. Angle Tax Map Number: 0440020300	Address: 1619 Angle Plantation Road Wirtz, Va. 24184	A1	RM
Name: Stafford H. Angle & Maxine Wray Tax Map Number: 0440020000	Address: 18513 Virgil Goode Highway Wirtz, Va. 24184	A1	RM
Name: Lura W. Otey Tax Map Number: 0360200600	Address: 1870 Wirtz Road Wirtz, Va. 24184	RC1	RM
Name: Lura W. Otey Tax Map Number: 0360200700	Address: 1870 Wirtz Road Wirtz, Va. 24184	RC1	RM
Name: Mark & Donna Greer, Trustees Tax Map Number: 0360200800	Address: 338 Concord Circle Rocky Mount, Va. 24151	RC1	RM
Name: Neil Larsson & Shawn Walker Tax Map Number: 0360200900	Address: P.O. Box 725 Mocksville, NC 27028	RC1	RM
Name: Neil Larsson & Shawn Walker Tax Map Number: 0360201000	Address: P. O. Box 725 Mocksville, NC 27028	RC1	RM

MAJOR
SUB-
DIV



Concept Plan

5-29-14

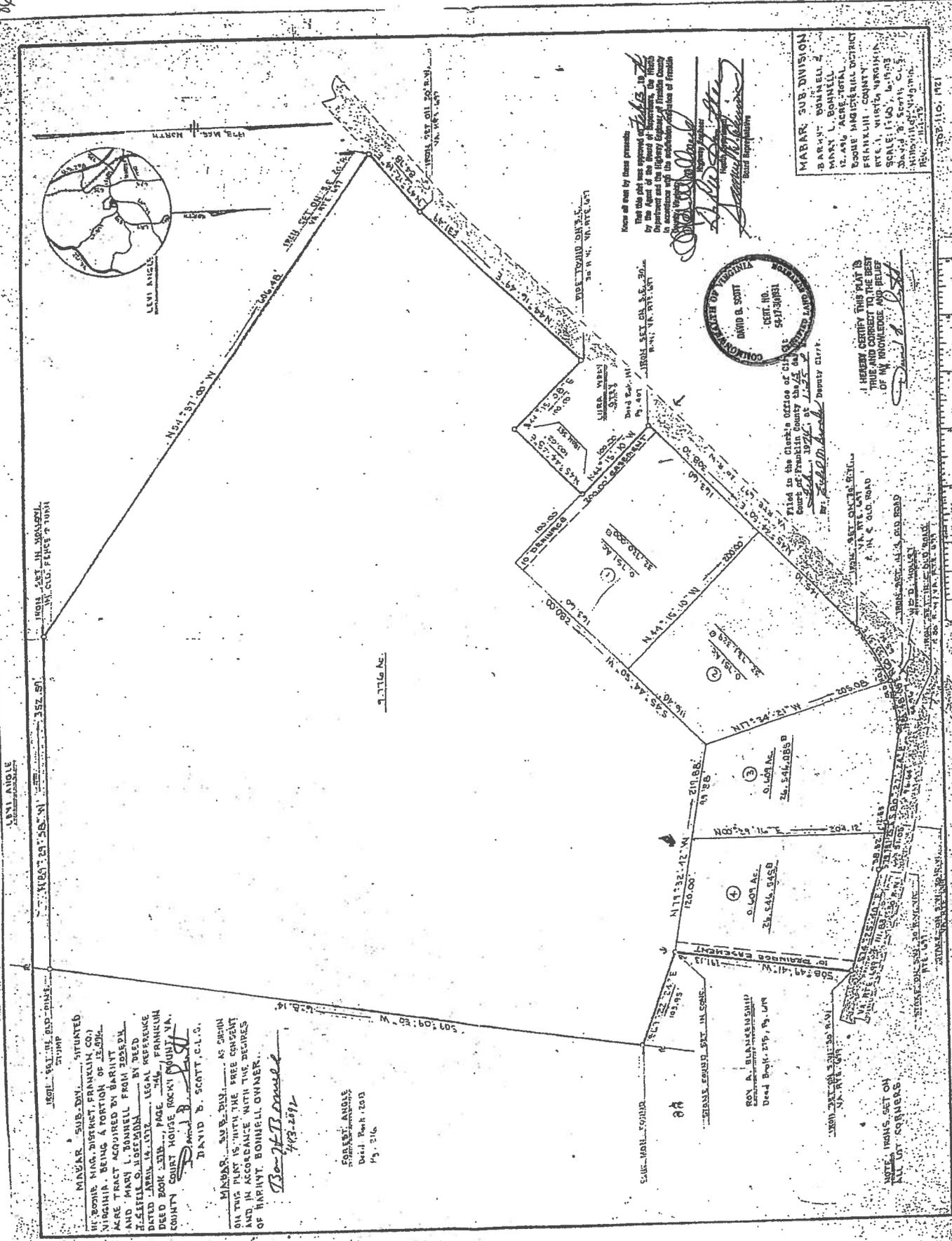
Parcel ID: 0360200500

Owner: STEVEN V. & KATHRYN F. MIZAK

Address: 1838 WIRTZ ROAD

WIRTZ, VA 24184

Mailed Bradley Bonnell
Rt 1, Waddy, Va
2-28-74
Patsy McAllister, D.C.



MABAR SUB-DIVISION SITUATED IN BOONE HIGH DISTRICT, FRANKLIN CO., VIRGINIA, BEING A PORTION OF 12.00 AC. TRACT ACQUIRED BY BARNEY AND MARY I. BONNELL FROM JOSEPH H. SELF & SISTER, BY DEED DATED APRIL 12, 1933. LEGAL REFERENCE DEED BOOK 238, PAGE 238, FRANKLIN COUNTY COURT HOUSE, ROCKY MOUNT, VA.

David B. Scott
DAVID B. SCOTT, C.I.S.

MABAR SUB-DIVISION AS SHOWN ON THIS PLAT IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF BARNEY, BONNELL, OWNER.

David B. Scott
4/23-2/74

FORREST ANGLE
Deed Book 200
Pg. 216

Know all men by these presents that the plat here appearing for *David B. Scott* in the name of the Clerk of the County of Franklin, Virginia, in accordance with the exhibition and signature of the said *David B. Scott* Surveyor General of the County of Franklin, Virginia, is hereby certified to be correct and true.

David B. Scott
Surveyor General



MABAR, SUB-DIVISION
BARNEY BONNELL &
MARY I. BONNELL
2.00 AC. TRACT-TOTAL
BOONE INDUSTRIAL DISTRICT
FRANKLIN COUNTY
VIRGINIA
SCALE: 1" = 40' 1/2"
DAVID B. SCOTT, C.I.S.
SURVEYOR GENERAL
FEB 10 1974

I HEREBY CERTIFY THIS PLAT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

David B. Scott
David B. Scott, Deputy Clerk.

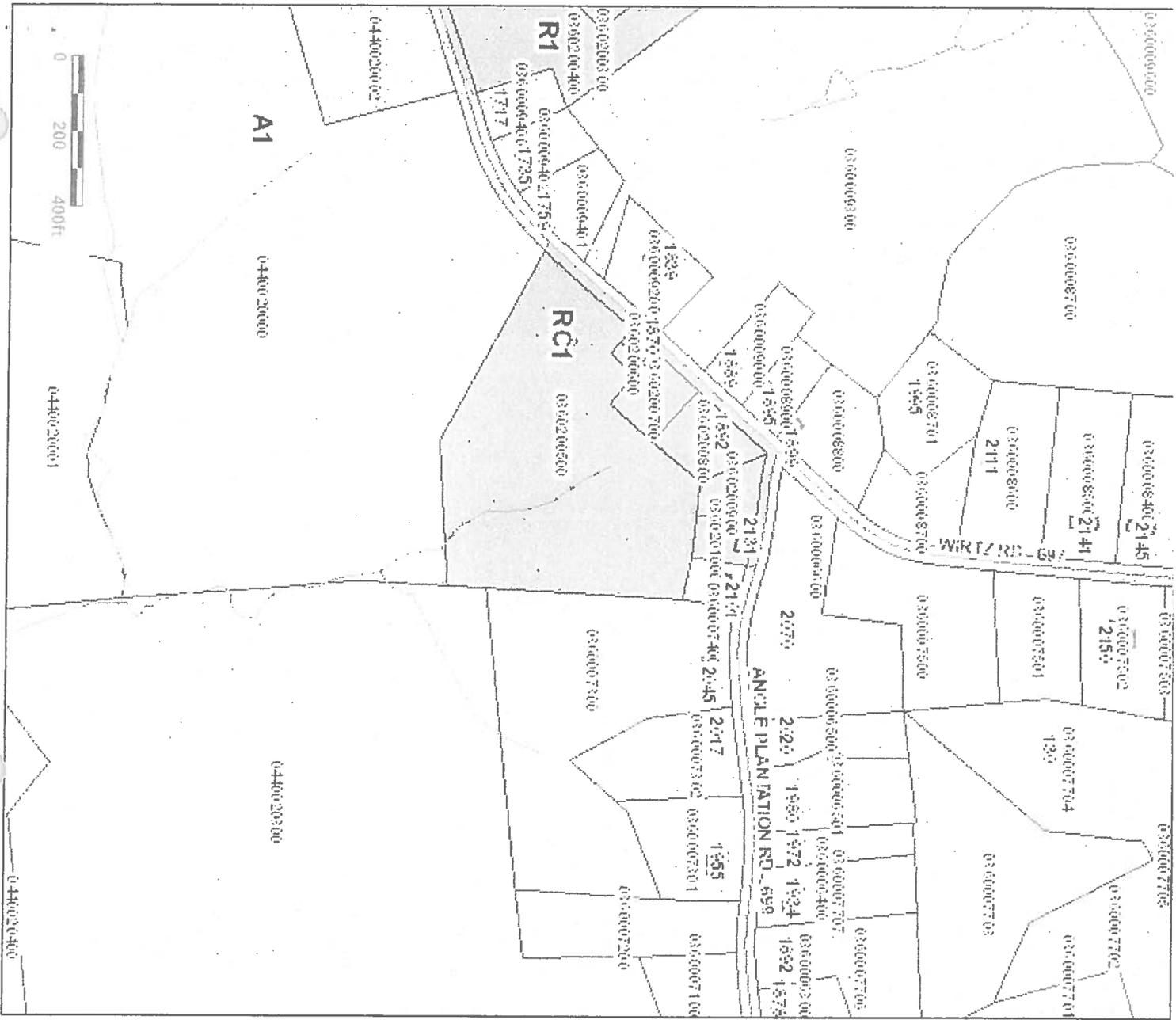
ROY A. BLANKENSHIP
Deed Book 275, Pg. 174

LEVI ANGLE
ALL LOT CORNERS

Franklin County, VA

Disclaimer: The information contained on this page is NOT to be construed or used as a survey or 'legal description'. Map information is believed to be accurate but accuracy is not guaranteed.

<http://www.webgis.net> Anderson & Associates, Inc. <http://www.andassoc.com>
init: start
init: done



MEMORANDUM

Case # SPEC-7-14-13142



To: Franklin County Board of Supervisors
From: Neil Holthouser, Director of Planning
Date: August 19, 2014
Tax #s: 28-131, 28-131.1A, 28-131.2 (0280013100, 0280013101A, 0280013102)
District: Union Hall District
Applicant: Franklin County Public Works
Owners: County of Franklin

REQUEST:

Petition of **Franklin County Public Works, Petitioner/County of Franklin, Owner** requesting a Special Use Permit for “public utilities-towers, structures” and “public facilities” for a +/-1.405-acre site located at 50 Burnt Chimney Road (SR 670) in the Union Hall District of Franklin County, on property further identified by Franklin County Real Estate records as Tax Map/Parcels # 0280013100, 0280013101A, 0280013102. The purpose of this request is to allow for the location of a public water tower, telecommunications facilities, and a greenbox site. The subject property is zoned B-2, Business District General, with proffers, which does not prescribe a specific residential density. The Future Land Use Map of the Franklin County Comprehensive Plan identifies this area a Village; the Comprehensive Plan does not prescribe a specific residential density for villages. This petition for Special Use Permit would not result in any residential development, nor any increase of residential density for this property.

RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request on August 12, 2014. By vote of 6-0 (Mitchell absent), the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors approve the request for Special Use Permit for “public utilities-towers, structures” and “public facilities” with the following conditions:

1. **Substantial conformity.** *The site shall be developed in substantial conformity with the applicant's concept plan, prepared by the applicant and submitted along with the application for Special Use Permit dated June 26, 2014.*
2. **Outdoor storage limited.** *No tools, equipment, parts or supplies shall be stored outside of the proposed buildings or fenced compound as shown on the Concept Plan. Vehicles shall be parked within the fenced compound.*
3. **Site Plan required.** *This Special Use permit is subject to the review and approval of a Site Plan by the Department of Community Development, including any necessary reviews or approvals by the Virginia Department of Transportation and/or the Virginia Department of Health.*
4. **Screening.** *Landscaping and buffer yards shall be installed during the Site Plan process as required by the zoning ordinance and maintained in accordance with the existing proffers on the property.*



BACKGROUND:

The property was the subject of rezoning to B-2 in 1989 that resulted in the following proffers being placed on the property:

PROFFERS OF CONDITION: The following proffers of condition were offered:

1. Screening on the rear property line adjoining Burnt Chimney Elementary School, along State Route 670, and along the property line adjoining the rear of the Spradlin property. Screening will consist of evergreen trees, 3 to 4 feet in height at time of planting and spaced 8 to 10 feet apart.

2. No billboards will be erected on the property.

Since that time, the business that was located on the property has moved, and the County has acquired the property and developed a solid waste collection facility with greenboxes that are screened via landscaping and privacy fencing from view from the surrounding properties and the public right-of-way.

The Western Virginia Water Authority (WVWA) and the County are in the process of installing water lines from the service area at Westlake southward along Hwy 122 to serve commercial and residential properties in the Burnt Chimney area as well as the Burnt Chimney Elementary School. There have been issues with water service from private wells in the area, and there is also an increased need for fire protection associated with new and existing residential and commercial development in the vicinity.

The petitioner requests a Special Use Permit under the requirements for “*Public Utilities – towers, structures*” in order to erect a water tank for expanded water storage capacity with the capability of housing telecommunications antennae for use by the county’s Public Safety department. The application also seeks to bring the grandfathered solid waste collection site on the property into compliance with the county ordinance under the requirements for “*Public facilities.*” The property is zoned B-2, Business District General with proffers. Under the provisions of Sec. 25-179 of the Franklin County Zoning Ordinance, these public uses require a Special Use Permit for properties within the B-2 District.

The subject site consists of three parcels totaling +/- 1.405 acres, and the existing site is addressed as 50 Burnt Chimney Road [SR 670]. The property is located approximately 275 feet east of the Hwy. 122/Burnt Chimney Road intersection, is adjacent to the Burnt Chimney Elementary School parking lot, and is surrounded by a mix of commercial, agricultural, public, institutional, and residential uses.

According to the applicant and as set forth in the application documents, the facility will consist of the current greenbox/solid waste collection site, an extension of the existing drive toward the center of the property, a new fenced compound with four accessory buildings and the elevated water tank with the capability to house telecommunications antennae. The existing entrance on Burnt Chimney Road may need to be widened slightly in order to address current vehicular access requirements. Finally, three of the four accessory buildings shown on the Concept Plan will be utilized for storage and



equipment associated with the water tank and communications facilities, and one is shown for the purpose of a future possible operating office for the solid waste collection facility. This operating office will require a septic system to be installed on the site, which will be accommodated on one of the parcels that is included in this application.

TECHNICAL REVIEW COMMITTEE:

Public Safety stated that there had been a need for increased communications facilities for the countywide public safety communications system for some time and that they had looked at several options. With the proposed water tank, it seemed a good fit to combine these public facilities in order to increase efficiencies of scale and decrease costs.

VDH confirmed that should the site ever be manned, that requirements for well and septic service to the property would apply. The representative from the County Building Department had no comments. The new county stormwater regulations will apply to the project.

VDOT provided the following comments:

1. A VDOT Land Use Permit will need to be established for the existing entrance. Sight distance will need to be determined for this entrance by the County’s engineer/surveyor. The sight distance must meet or exceed the minimum required distance as per Appendix F of the Road Design Manual based upon the speed limit of the roadway.
2. Improvements to the existing entrance may be required in order to comply with the current Commercial Entrance Standard as per Appendix F of the Road Design Manual, page F-102.
3. Please determine if the entrance is in compliance with the Access Management Spacing Standards. An Access Management Exception request, form AME, will be required if the entrance does not meet the current minimum required spacing.

SITE STATISTICS:

<i>Location:</i>	Approx. 275 feet east of the US Hwy. 122/Burnt Chimney Road intersection in the Union Hall District.
<i>Size:</i>	+/- 1.405 acres in three (3) parcels
<i>Site access:</i>	One shared driveway entrance on a public, two-lane road
<i>Existing Land Use:</i>	Public
<i>Adjoining Zoning:</i>	A-1, B-2
<i>Adjoining Land Uses:</i>	Agricultural, Commercial, Public/Institutional
<i>Adj. Future Land Uses:</i>	Burnt Chimney Village
<i>Utilities:</i>	Private well, septic (public water will be available)
<i>Geography:</i>	Level to rolling, cleared land with some established trees and low-growing vegetation. Soils are 7B, 7C Clifford fine sandy loam, 2 to 15 percent slopes

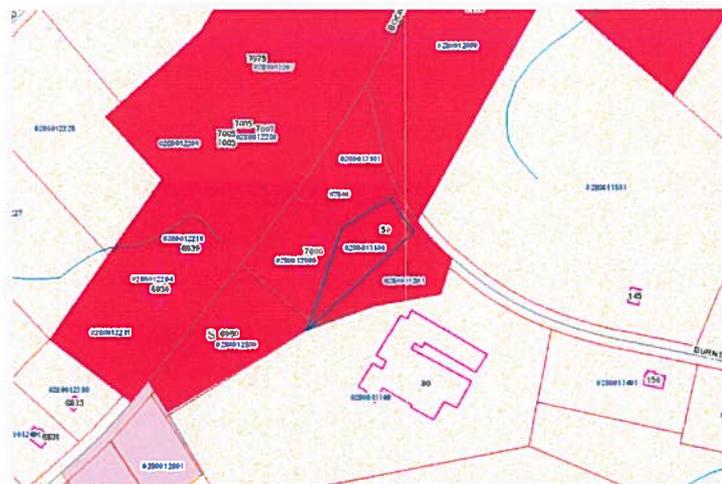


SITE MAPS

The 2025 Comprehensive Land Use Plan shows the project is located within the Burnt Chimney Village Buffer.



The location of the parcel where the greenbox site is located, and where the water tank is proposed, is shown outlined in blue. The two other parcels lie just west of that parcel.



The surrounding zoning categories include A1 (Agricultural), and B2 (Business District General). There is B1 (Business District Limited) in the area shown on the map.



2014 aerial view of the site from Google



Looking southward into the greenbox site from the entrance at Burnt Chimney Road.



COMPREHENSIVE PLAN:

Village

A village is the primary focus for local services, social activities, and community life as well as providing opportunities for employment. The commercial services include convenience shopping, general business, and professional services that serve the needs of the surrounding rural community. Community facilities include elementary schools, recreation areas, fire and rescue sites, post offices, and churches. Residential uses include farmhouses, rural dwellings, small subdivisions and apartments located on the upper floors of commercial development. Villages provide many of the daily needs of the area residents, but some services will still be provided outside of the village area. Villages maintain a “pedestrian radius” of one quarter to one half mile from the village where commerce and community facilities are located.

Based on recent development trends the plan projects that the Villages of Union Hall, Penhook, and Hales Ford will develop with a higher concentration of commercial use than other villages. These areas will grow at a faster rate than other villages. They will therefore require expedited implementation of planning tools such as overlay districts, architectural guidelines, and design standards.

Village: The Villages identified in the Franklin County Comprehensive Plan with their geographic center are considered to the following:

- Burnt Chimney – (Intersection of Route 122 and Route 116)*
- Callaway – (Intersection of Route 602 and Route 641)*
- Glade Hill – (Intersection of Route 40 and Route 718)*
- Hales Ford – (On Route 122, ¼ of a mile from the shoreline of Smith Mountain Lake at the Hales Ford Bridge)*
- Penhook – (Intersection of Route 40 and Route 626)*
- Snow Creek – (Intersection of Route 619 and Route 890)*
- Union Hall – (Intersection of Route 40 and Route 945)*

Policies for Villages

1. Encourage small-scale residential subdivision, townhouses, garden apartments and apartments above commercial uses in locations that complement and support established or new villages with supporting services such as convenience shopping, general business, elementary schools, recreational areas, fire and rescue sites, and churches.
2. Make future decisions about the location of community facilities so as to strengthen the identity and improve the quality of life of the village.
3. New development in villages should preserve open space and viewsheds; take into consideration existing vegetation; and incorporate these concepts into site planning to preserve the rural character.
4. Development in the village should be based on adopted community plans that include architectural and site development guidelines.
5. In conjunction with community plans, identify villages where small-scale County public water and sewer systems are feasible.
6. Design standards for the villages for interconnected rectilinear street patterns.
7. Develop the villages in such a way that residents are in walking distance to services and public spaces.



8. Development of villages should include village squares and public spaces.
9. Work to establish, identify, and plan the enhancement of key gateways and entry points to the villages and to establish guidelines for landscaping, setback, and coordination of access so as to enhance the quality of these points.
10. Encourage development of small scale commercial and light industrial in villages for residents to work and provide services to the surrounding rural community.
11. The County will encourage and monitor site plans for new development along key commercial corridors to coordinate entrances according to good engineering practices to reduce safety hazards and congestion and to meet or exceed VDOT commercial highway entrance standards.

The Long Range Planner provided the following comments for this proposal:

“The property is located in the Village of Burnt Chimney according to our future land use map in the comprehensive plan. This site is used as a county greenbox site and the addition of a water tank to supply fire protection capabilities to the existing WWA waterline serving the Village of Burnt Chimney would be appropriate in the Village; therefore granting the SUP would be supported. The Comprehensive Plan encourages utilities in the villages; which would include collocation of antennas on the water tank constructed for the existing waterline serving the area.”

ZONING ORDINANCE:

Pursuant to Sec 25-336 of the Franklin County Zoning Ordinance, a Special Use Permit is required for approval of the use of “public utilities-towers, structures” and “public facilities” in the B2 Zoning District.

Sec. 25-123. Public utility structures/uses.

- (a) Public utility buildings and structures in any residential zone shall, wherever practical, have the exterior appearance of residential buildings and shall have landscaping, screen planting and/or fencing, whenever these are deemed necessary by county officials.
- (b) Trespass fencing and other safety measures may be required as deemed necessary to reasonably protect the public welfare.
- (c) Towers, transmission lines and transformers which are abandoned, damaged or in a state of disrepair, which in the opinion of the zoning administrator pose a hazard to public safety, shall be repaired/removed to the satisfaction of the zoning administrator within a reasonable time prescribed by the zoning administrator.

Special Use Permits are governed by the procedures and requirements set forth in Sec. 25-110, 25-111, and Sec 25-638 – 25-645 of the Franklin County Zoning Ordinance.

Sec. 25-638 of the Zoning Ordinance sets forth the County’s authority to issue special use permits for certain uses. The ordinance states that, in order to issue a special use permit,



the Board of Supervisors must find that *“such use will not be of substantial detriment to adjacent property, that the character of the zoning district will not be changed thereby, and that such use will be in harmony with the purpose and intent of this chapter, with the uses permitted by-right in the zoning district, with additional regulations provided in sections 25-111 through 25-137, supplemental regulations, and amendments, of this chapter, and with the public health, safety, and general welfare.”*

Sec. 25-640 of the Zoning Ordinance sets forth the County’s authority to impose conditions for the issuance of special use permits. The ordinance states that the Board of Supervisors *“may impose upon any such permit such conditions relating to the use for which such permit is granted as it may deem necessary in the public interest...”* Conditions associated with a special use permit must be related to the particular land use which required the permit, and must be related to some impact generated by or associated with such land use.

Sec. 25-641 of the Zoning Ordinance states that a special use permit shall expire eighteen (18) months from the date of issuance if *“no commencement of use, structure or activity has taken place.”* The ordinance states that “commencement” shall consist of “extensive obligations or substantial expenditures in relation to the project,” including engineering, architectural design, land clearing, and/or construction.

ANALYSIS:

It is the opinion of the Planning Commission that the application for Special Use Permit for the use of “public utilities-towers, structures” and for the use of “public facilities” can meet all of the stated criteria for the use in the ordinance under Sec. 25-123 as applicable to this particular site, and is in accordance with the Comprehensive Plan.

The site is within a growing area with a vital commercial center that lies along a busy commuter route between residences and employment centers in the Town of Rocky Mount, the Westlake area, and the City of Roanoke. There has been increased commercial and residential development activity in the County over the past two years, and the County Public Safety Department has stated there is additional need for antennae for the public communication system in Burnt Chimney, to assist police, fire and rescue personnel in responding to calls. Along with this development activity has arisen increased consumer demand for water and fire protection. The site is already a county solid waste collection site that experiences heavy use by the public. Co-locating these public utility structures and uses together will make the best use of limited space and public investment in this infrastructure.

Screening and visibility of public uses and service areas is encouraged in order for the site to contribute to an attractive addition to the Burnt Chimney Village Center. In



addition, the property contains proffers that address screening. Section 25-121 sets forth standards for “Fencing, screening,” and states:

- a) Natural screening may be required as conditions for the issuance of zoning permits and special use permits.
- b) Unless otherwise required by the approving authority, screening required of applicants for zoning permit shall mean an approved screening which prevents viewing from one (1) side to the other, which is of uniform, and which is not less than eight (8) feet in height.

Outdoor storage of vehicles, equipment, and supplies should not become an issue on county-owned property; however the nature of the proposed use has some potential, over time, for issues to arise. In addition, it is important to note that the use of a “Storage yard” is not permitted in the B2 District. Therefore the Planning Commission believes it is advisable for the Board to consider some conditions that address outdoor storage and the parking of vehicles on the property.

Finally, any use or development of this property will require a Site Plan in accordance with the provisions of Article V, Division 4 of the Zoning Ordinance, in addition to Stormwater, Erosion and Sediment Control, the posting of one or more construction security bonds, and a building permit.

RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request at its August 12, 2014, meeting. By vote of 6-0 (Mitchell absent), the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors approve the request for Special Use Permit for “public utilities-towers, structures” and “public facilities” with the following conditions:

1. *Substantial conformity. The site shall be developed in substantial conformity with the applicant's concept plan, prepared by the applicant and submitted along with the application for Special Use Permit dated June 26, 2014.*
2. *Outdoor storage limited. No tools, equipment, parts or supplies shall be stored outside of the proposed buildings or fenced compound as shown on the Concept Plan. Vehicles shall be parked within the fenced compound.*
3. *Site Plan required. This Special Use permit is subject to the review and approval of a Site Plan by the Department of Community Development, including any necessary reviews or approvals by the Virginia Department of Transportation and/or the Virginia Department of Health.*
4. *Screening. Landscaping and buffer yards shall be installed during the Site Plan process as required by the zoning ordinance and maintained in accordance with the existing proffers on the property.*



SUGGESTED MOTIONS:

The following suggested motions are sample motions that may be used. They include language found in Section 15.2-2283, Purpose of zoning ordinances of the Code of Virginia of 1950, as amended.

- 1) (APPROVE) I find that the proposal 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. Therefore I move to approve the petitioner's request for a Special Use Permit for "public utilities-towers, structures" and "public facilities", with conditions as recommended in the staff report.

OR

- 2) (DENY) I find that the proposal is of substantial detriment to adjacent property and that such use will not aid in the creation of a convenient, attractive, or harmonious community. Therefore I move to deny the request for the Special Use Permit.

OR

- 3) (DELAY ACTION) I find that the required information for the submitted petition is incomplete. Therefore I move to delay action until all necessary materials are submitted to the Planning Commission.

STATE OF VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY:

RECOMMENDATION:

A request for a Special Use Permit in the B-2, Business District General for "public utilities-towers, structures" and "public facilities", on parcels consisting of approximately +/- 1.405 acres located at 50 Burnt Chimney Road in the Union Hall District of Franklin County, identified and recorded as Tax Map/Parcel #'s 0280013100, 0280013101A, 0280013102 in the Franklin County Real Estate Tax Records.

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

WHEREAS, the **petitioner/Franklin County Public Works; owners/County of Franklin**, have filed with the Secretary of the Planning Commission a petition requesting a special use permit for a "public Utilities-towers, structures" and "public facilities", for the properties identified as Tax Map/Parcel #'s 0280013100, 0280013101A, and 0280013102; and

WHEREAS, the petition was entered into the record as Case # SPEC-7-14-13142; and

WHEREAS, the petition was referred to the Planning Commission on August 12, 2014, which after due legal notice as required by Section 15.2-2204 and Section 15.2-2205 of the Code of Virginia of 1950, as amended, a public hearing was held on August 12, 2014; and

WHEREAS, at that public hearing all parties in interest were afforded an opportunity to be heard; and

WHEREAS, the Planning Commission after due consideration, recommended that the special use permit referenced above be **APPROVED with the following conditions:**

1. **Substantial conformity.** *The site shall be developed in substantial conformity with the applicant's concept plan, prepared by the applicant and submitted along with the application for Special Use Permit dated June 26, 2014.*
2. **Outdoor storage limited.** *No tools, equipment, parts or supplies shall be stored outside of the proposed buildings or fenced compound as shown on the Concept Plan. Vehicles shall be parked within the fenced compound.*
3. **Site Plan required.** *This Special Use permit is subject to the review and approval of a Site Plan by the Department of Community Development, including any necessary reviews or approvals by the Virginia Department of Transportation and/or the Virginia Department of Health.*
4. **Screening.** *Landscaping and buffer yards shall be installed during the Site Plan process as required by the zoning ordinance and maintained in accordance with the existing proffers on the property.*

NOW THEREFORE, be it resolved, that the Planning Commission recommends to the Franklin County Board of Supervisors that the above-referenced parcel(s) of land and the Petitioner/Owner(s), be granted the request for a Special Use Permit for "public utilities-towers, structures" and "public facilities" in the B-2, Business District General, subject to the conditions as outlined above.

The above action was adopted on the recommended motion of Mrs. Wendy Ralph, representative of the Union Hall District. The motion was seconded by, Mr. James Colby, representative for the Gills Creek District of Franklin County. The motion was approved as written above upon the following vote:

AYES: Law, Colby, Ralph, Doss, Webb, McGhee

NAYES:

ABSTAIN:

ABSENT: Mitchell

Bonnie B. Shwely Clerk
Franklin County Planning Commission

Aug. 13, 2014 Date

Revised

- > Special use permit is effective immediately after action by the Board of Supervisors
- > Special use permits expire in 18 months if there is no commencement of the use or related activity

**FRANKLIN COUNTY
PETITION/APPLICATION FOR SPECIAL USE PERMIT
(Type or Print)**

I/We, COUNTY OF FRANKLIN, as Owner(s), Contract Purchasers, or Owner's Authorized Agent of the property described below, hereby apply to the Franklin County Board of Supervisors for a special use permit on the property as described below:

1. Petitioners Name: DON SMITH, DIRECTOR OF PUBLIC WORKS

2. Property Owner's Name: COUNTY OF FRANKLIN

Phone Number: 540-483-3030 540-352-5738

Address: 1255 FRANKLIN ST
ROCKY MOUNT, VA Zip: 24151

3. Exact Directions to Property from Rocky Mount: GO EAST ON RT 40 TO INTERSECTION WITH RT 122 GO NORTH ON RT 122 7.1 MILES TO RT 670 (BURNT CHIMNEY ROAD). TURN RIGHT ON RT 670 FOR 300 FEET TO PROPERTY ON RIGHT.

4. Tax Map and Parcel Number: 0280013100, 0280013101A, 0280013102

5. Magisterial District: UNION HALL

6. Property Information:

A. Size of Property: 0.835 ACRES, + 0.57 ACRES = 1.405 TOTAL A.

B. Existing Zoning: B2

C. Existing Land Use: GREEN BOX SITE

D. Is property located within any of the following overlay zoning districts:

Corridor District Westlake Overlay District Smith Mountain Lake Surface District

E. Is any land submerged under water or part of a lake? Yes No If yes, explain.

7. Proposed Special Use Permit Information:

A. Proposed Land Use: 1. GREEN BOX SITE
2. PUBLIC UTILITIES - STRUCTURES TOWERS PUBLIC WATER AND SEWER TREATMENT PLANTS.

B. Size of Proposed Use: 0.6 ACRES

C. Other Details of Proposed Use: PROPERTY ON RT 122 MAY BE REQUIRED FOR STORMWATER CONTROLS OR DRAINFIELD LINE (0280013101A, 0280013102)

Checklist for completed items:

- _____ Application Form
- _____ Letter of Application
- _____ List of Adjoining Property Owners and Addresses
- _____ Concept Plan
- _____ Application Fee

I certify that this application for a special use permit and the information submitted herein is correct and accurate.

Petitioner's Name (Print): DONALD W SMITH
DIRECTOR FRANKLIN COUNTY PUBLIC WORKS
Signature of Petitioner: Donald W. Smith
Date: 6/26/2014
Mailing Address: 1255 FRANKLIN ST
ROCKY MOUNT, VA 24151
Telephone: 540-483-3030 540-352-5738

Owner's consent, if petitioner is not property owner:

Owner's Name (Print): _____
Signature of Owner: _____
Date: _____

Date Received by Planning Staff: _____
Time: _____
Clerk's Initials: _____
CHECK #: _____
RECPT. #: _____
AMOUNT: _____

ADJACENT PROPERTY OWNERS

Adjacent property owners are mailed a notice of the request. Please provide each owner's name and mailing address plus zip code for every property adjacent to the site and directly across from any public right-of-way adjoining the site. Names and addresses are available in the County Real Estate office in the Courthouse.

NAME: J&K HTCC LLP ADDRESS: 418 FIRST STREET
 TAX MAP NUMBER: 0280012800 ROANOKE, VA 24011

NAME: J&K HTCC LLP ADDRESS: 418 FIRST STREET
 TAX MAP NUMBER: 0280012900 ROANOKE, VA 24011

NAME: BOWMAN, MARLYN J & CONNIEK ADDRESS: 6442 BEAMSVILLE WEBSTER ROAD
 TAX MAP NUMBER: 0280012000 VERSAILLES OH 45380

NAME: BOWMAN, MARLYN, J, & CONNIEK. ADDRESS: 6442 BEAMSVILLE WEBSTER ROAD
 TAX MAP NUMBER: 0280013501 VERSAILLES, OH 45380

NAME: FRANKLIN COUNTY SCHOOL BOARD ADDRESS: 25 BERNARD ROAD
 TAX MAP NUMBER: 0280013201 ROCKY MOUNT, VA 24151

NAME: BURNT CHIMNEY ELEMENTARY SCHOOL ADDRESS: 80 Burnt Chimney Rd
108 E. COURT ST
WIRTZ, VA 24184
ROCKY MOUNT, VA 24151

TAX MAP NUMBER: 0280013300 ROCKY MOUNT, VA 24151

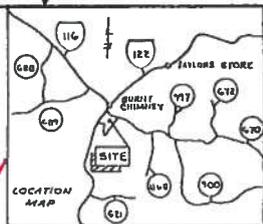
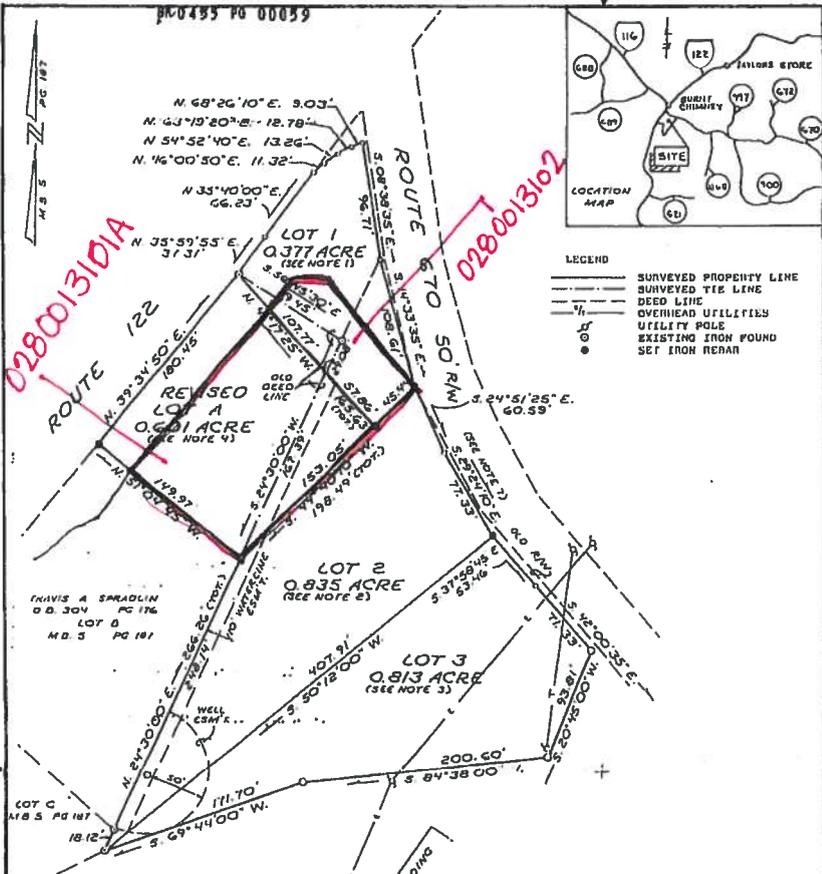
NAME: BURNT CHIMNEY INC ADDRESS: 1338 THREE OAKS ROAD
 TAX MAP NUMBER: 0280012100 WIRTZ VA 24184

NAME: BURNT CHIMNEY INC ADDRESS: 1338 THREE OAKS ROAD
 TAX MAP NUMBER: 0280012207 WIRTZ, VA 24184

NAME: NEVARK LLC ADDRESS: 1839 OLD FRANKLIN TURNPIKE
 TAX MAP NUMBER: 0280012206 ROCKY MOUNT, VA 24151

NAME: _____ ADDRESS: _____
 TAX MAP NUMBER: _____
 NAME: _____ ADDRESS: _____

00455 TO 00059



LEGEND

- SURVEYED PROPERTY LINE
- - - SURVEYED TIE LINE
- DEED LINE
- - - OVERHEAD UTILITIES
- UTILITY POLE
- EXISTING IRON FOUND
- SET IRON MARK

0.094 ACRES PORTION OF D.B. 122 P.434
LOT 1: 0.035 ACRES PORTION OF D.B. 318 P.7
 Approved for recordation in accordance with a provision of the Franklin County Subdivision Ordinance, Section 15.1. This parcel of land to be conveyed to **0.233 ACRES TRACT, D.B. LOT 7, 202** only. This property subject to easement created by the grantor and to not in conflict with the general meaning and purpose of the ordinance. Any resale of this conveyed property shall be subject to all requirements of the Franklin County Subdivision Ordinance.

Philip W. Nester 8-25-89
 PHILIP W. NESTER
 LAND SURVEYOR

LOT A (REVISED): 0.101 ACRES PORTION OF
 Approved for recordation in accordance with a provision of the Franklin County Subdivision Ordinance, Section 15.1. This parcel of land to be conveyed to **REVISOR LOT A, D.B. 318, P. 5** only. This property subject to easement created by the grantor and to not in conflict with the general meaning and purpose of the ordinance. Any resale of this conveyed property shall be subject to all requirements of the Franklin County Subdivision Ordinance.

Philip W. Nester 8-25-89
 PHILIP W. NESTER
 LAND SURVEYOR

Approved for recordation in accordance with a provision of the Franklin County Subdivision Ordinance, Section 15.1. This parcel of land, to (1) not in conflict with the general meaning and purpose of the ordinance; (2) no new lots are required to serve the parcel (1) each parcel is at least 20,000 square feet in area; and (3) each parcel has not less than one hundred (100) feet of frontage on a main entrance road. This approval is subject to approval by the Board of Supervisors.

Philip W. Nester 8-25-89
 PHILIP W. NESTER
 LAND SURVEYOR

Approved for recordation in accordance with a provision of the Franklin County Subdivision Ordinance, Section 15.1. This parcel of land to be conveyed to **FRANKLIN COUNTY SCHOOL BOARD** only. This property subject to easement created by the grantor and to not in conflict with the general meaning and purpose of the ordinance. Any resale of this conveyed property shall be subject to all requirements of the Franklin County Subdivision Ordinance.

Philip W. Nester 8-25-89
 PHILIP W. NESTER
 LAND SURVEYOR

Approved for recordation in accordance with a provision of the Franklin County Subdivision Ordinance, Section 15.1. This parcel of land to be conveyed to **FRANKLIN COUNTY SCHOOL BOARD** only. This property subject to easement created by the grantor and to not in conflict with the general meaning and purpose of the ordinance. Any resale of this conveyed property shall be subject to all requirements of the Franklin County Subdivision Ordinance.

Philip W. Nester 8-25-89
 PHILIP W. NESTER
 LAND SURVEYOR

I, PHILIP W. NESTER, CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN BOOK 111 PAGE 1111); THAT THE ERROR OF CLOSURE AS CALCULATED BY LATITUDES AND DEPARTURES IS GREATER THAN 1:10,000; THAT THE BOUNDARIES NOT SURVEYED ARE SHOWN AS BROKEN LINES PLATTED FROM INFORMATION FOUND IN DEED BOOK 111 PAGE 1111; THAT THIS MAP WAS PREPARED IN ACCORDANCE WITH CHAPTER 19 OF THE FRANKLIN COUNTY CODE, AS AMENDED.

WITNESS MY HAND AND SEAL THIS 17 DAY OF AUG, A.D., 1989

Philip W. Nester
 PHILIP W. NESTER LS 1398

OWNER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS THAT I/WE, THE UNDERSIGNED, CERTIFY THAT I/WE AM/ARE THE OWNER(S) OF THE PROPERTY SHOWN ON THIS PLAT; THAT I/WE HEREBY DEDICATE TO PUBLIC USE ALL STREETS, ALLEYS, EASEMENTS AND OTHER PUBLIC AREAS ON THIS PLAT; I/WE FURTHER CERTIFY THAT PHILIP W. NESTER SURVEYED AND MADE THIS PLAT AT MY/OUR DIRECTION, AND THAT THE ENTIRE SUBDIVISION IS WITHIN THE BOUNDARIES OF A TRACT OF LAND CONVEYED TO ME/US BY A DEED RECORDED IN DEED BOOK 318, PAGE 7, FRANKLIN COUNTY.

OWNER: *Dorothy A. Cundiff*

OWNER: _____



STATE OF VIRGINIA
 COUNTY OF FRANKLIN, TO WIT:

THE FOREGOING INSTRUMENTS WERE ACKNOWLEDGED BEFORE ME THIS 22 DAY OF August, 1989.

Philip W. Nester
 NOTARY PUBLIC

MY COMMISSION EXPIRES: _____



SURVEY FOR
DOROTHY A. CUNDIFF
 GILLS CREEK MAGISTERIAL DISTRICT
 FRANKLIN COUNTY, VIRGINIA
 SURVEYED AUGUST 4, 1989
 JOB NUMBER 255-89



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W. Wayne A. Huff, Chm.
Blackwater District

Ronnie T. Woods
Blue Ridge District

Gordon B. Washburn, Sr.
Snow Creek District

Charles K. Ellis
Gills Creek District

Girardus G. Forry
Rocky Mount District

Homer G. Murray
Boone District

J. Michael Brooks
Union Hall District

Board Of Supervisors

FRANKLIN COUNTY
108 East Court Street
ROCKY MOUNT, VIRGINIA 24151
Phone (703) 483-3030

M E M O R A N D U M

Richard E. Huff, II
County Administrator

DATE: June 10, 1989
TO: Applicant Property Owner
FROM: Lynn Johnson *LJ*
Zoning Administrator
REF: Rezoning Request

This is to inform you that your Rezoning Request will be heard at the following public hearings:

Planning Commission Meeting

June 27, 1989

7:00 P.M.

Board of Supervisors Meeting Room in Court House

Board of Supervisors Meeting

July 17, 1989

7:00 P.M.

Board of Supervisors Meeting Room in Court House

You must be present at these hearings in order for the Commission and Board to hear your request.

If you have any questions, please call me at 483-3027.

LJ:mm

0423M



W. Wayne Angell, Chm.
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Richard E. Huff, II
County Administrator

June 28, 1989

Dorothy Cundiff
Route 1 Box 504
Wirtz, VA 24184

Dear Mrs Cundiff:

This is to inform you that the Franklin County Planning Commission will recommend to the Board of Supervisors approval of your Rezoning request. The Board will hear the request at a public hearing on July 17, 1989 at 7:00 P.M. in the Board of Supervisors Meeting Room in the Franklin County Courthouse. You or an agent must be present in order for your request to be heard.

Attached is a list of the proffers of condition discussed at the Planning Commission meeting with Mr. Toler. "Proffers of condition" are conditions or restrictions voluntarily attached to the property by the property owner in an attempt to make the rezoning request more compatible with the surrounding area. Please review this list and amend (add or delete) as necessary and return it to me at 301 Virgil Goode Building, Rocky Mount, VA 24151 no later than 4:30 P.M. on July 17, 1989.

If you have any questions, please feel free to call me at 483-3027.

Sincerely,

Lynn Johnson

Lynn Johnson
Zoning Administrator



VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY

IN RE:

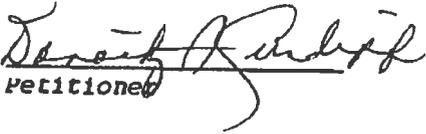
PROFFERS OF CONDITION

A 3+/- acre tract generally located on State Route 122 at the intersection of State Route 670 in the Gills Creek Magisterial District, and recorded as Parcel No. 28-130, 28-131, and 28-132 in the Franklin County Tax Records.

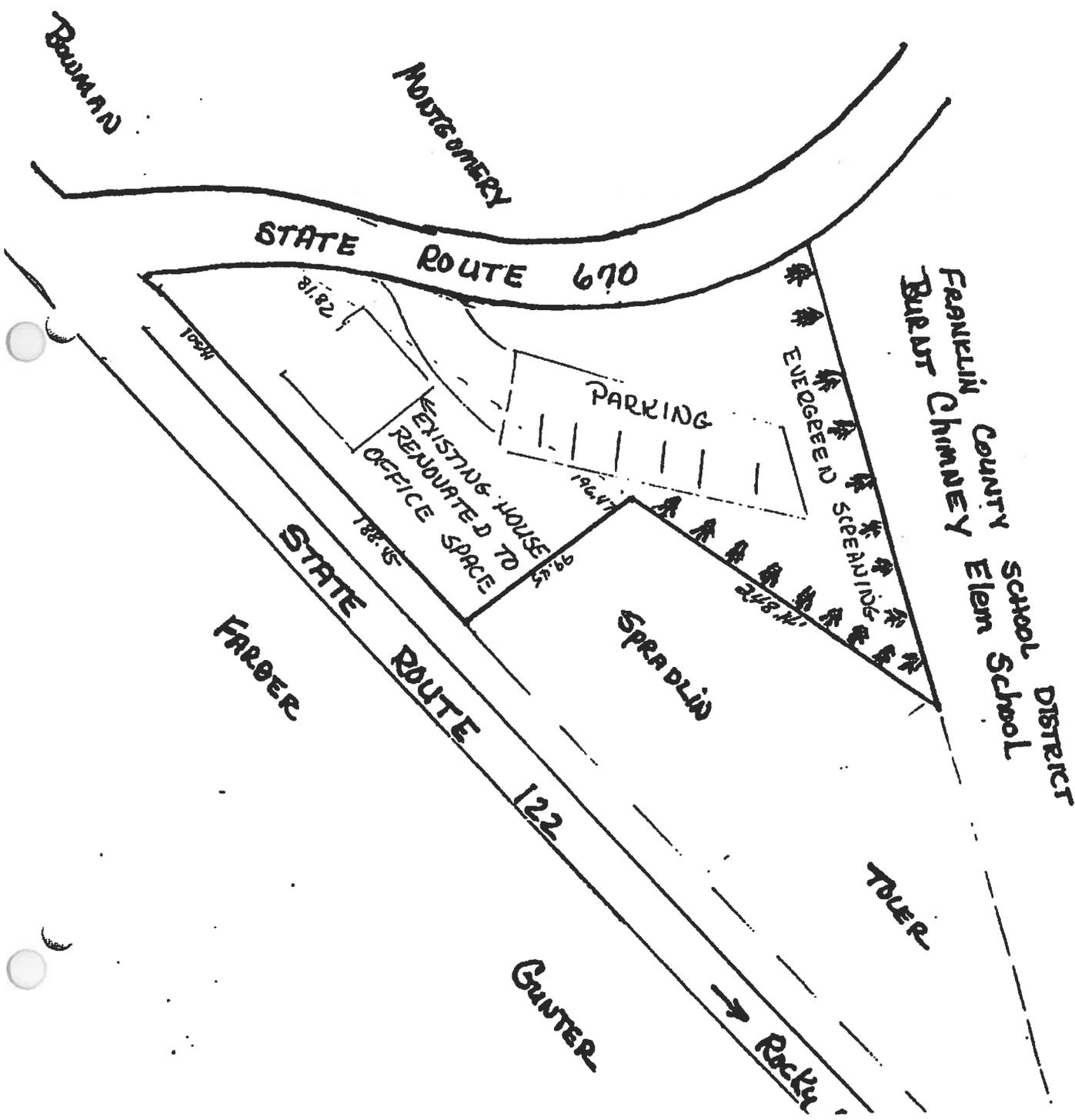
BEING IN ACCORD WITH Section 15.1-491.1 ET SEQ of the Code of Virginia and Section 25-733 of the Zoning Ordinance of Franklin County, the petitioner hereby voluntarily proffers to the Board of Supervisors of Franklin County, Virginia the following conditions to the rezoning of the above referenced parcel of land:

1. The property will be screened by means of planting evergreen trees, at least three feet in height at time of planting and spaced eight feet apart, on the following boundaries: 1) along Route 670, 2) along boundary with Burnt Chimney Elementary School (as shown on concept plan), and 3) along boundary with rear of Spradin property (as shown on concept plan).
2. No billboards or off-site advertising will be erected on the site.

Respectfully submitted,

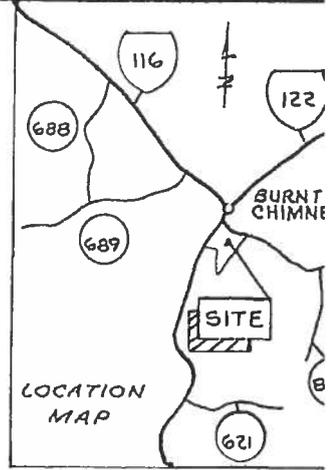

Petitioner

Dorothy Cundiff
Rezone A-1 to B-2



PK 0455 PG 00059

M.B. 5 PG. 187



LEGEND

- SURVEYED P.F.
- SURVEYED T.I.
- DEED LINE
- OVERHEAD U.I.
- UTILITY POL.
- EXISTING IR.
- SET IRON RE.

N. 68° 26' 10" E. 9.03'
 N. 63° 19' 20" E. 12.79'
 N. 54° 52' 40" E. 13.26'
 N. 46° 00' 50" E. 11.32'

N. 35° 40' 00" E. 66.23'

N. 35° 59' 55" E. 37.37'

LOT 1
 0.377 ACRE
 (SEE NOTE 1)

S. 56° 45' 30" E. 99.45'
 N. 41° 17' 25" W. 107.77'

ROUTE 122

N. 39° 34' 50" E. 180.45'

REVISED LOT A
 0.601 ACRE
 (SEE NOTE 4)

N. 51° 04' 45" W. 149.97'

ROUTE 670 50' R/W

S. 08° 38' 35" E. 96.71'
 S. 14° 33' 35" E. 108.61'

S. 24° 51' 25" E. 60.59'

OLD DEED LINE

165.63 (TOT.)

153.05'

S. 44° 40' 10" W. 198.49'

S. 24° 30' 00" W. 167.39'

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S. 24° 30' 00" W. 167.39'

S. 44° 40' 10" W. 198.49'

0.835 ACRE
 (SEE NOTE 2)

EXISTING GREENHOUSES

EXISTING ACCESS

OLD R/W

S. 29° 24' 10" E. 71.33'

S. 37° 58' 45" E. 53.46'

S. 42° 00' 00" E. 71.33'

TRAVIS A. SPRADLIN
 O.B. 304 PG. 176
 LOT B
 M.B. 5 PG. 187

TANK 25' DIA.

110' WATER MAIN

266.26 (TOT.)

110' WATER MAIN

266.26 (TOT.)