

(Please click on highlighted areas to view attachments)



Franklin County

A Natural Setting for Opportunity

AGENDA FRANKLIN COUNTY BOARD OF SUPERVISORS TUESDAY, SEPTEMBER 16, 2014

- 1:30 P.M. Call To Order, Chairman David Cundiff
- 1:31 Invocation, Supervisor Bobby Thompson
- 1:32 Pledge of Allegiance, Supervisor Cline Brubaker
- 1:33 Presentation of County Awards
- ✚ GFOA Award - Vincent Copenhaver, Director of Finance
 - ✚ Digital Counties Award - Steve Thomas, Director of Information Technology
- 1:36 Public Comment
-
- 1:39 CONSENT AGENDA (**REQUIRES ACTION**)
- REF: 1. Approval of Accounts Payable Listing, Appropriations, and Minutes for August 19, 2014
- 2. 2014 Rabies Clinic Ad (**See Attachment #8**)
 - 3. Brush Truck Skid Unit Purchase (**See Attachment #3**)
 - 4. Family Preservation Lease (**See Attachment #10**)
 - 5. Purchase of Fork Lift Unit (**See Attachment #9**)
- 1:42 Vincent Copenhaver, Director of Finance
- REF: 1. Monthly Finance Report
- 2. Tax Relief for Elderly Review (**See Attachment #7**)
- 1:50 Dr. W Mark Church, Division Superintendent
Lee E. Cheatham, Director of Finance-Schools
- REF: 1. Appropriations Request from Schools (**See Attachment #6**)
- 2:05 Lisa Cooper, Senior Long Range Planner, Community Development Services

REF: 1. VDOT Transportation Priorities **(See Attachment #5)**

2:20 Richard E. Huff, II, County Administrator
REF: 1. Overview and Discussion on Planning Retreat Items
Scheduled for September 29, 2014
2. Other Matters

3:00 Other Matters by Supervisors

3:10 Request for Closed Meeting in Accordance with 2.2-3711, a-3,
Acquisition of Land, a-7, Consult with Legal Counsel and a-29,
Contracts, 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:

Industrial Development Authority (Term Expires 11/18/2014)

(See Attachment #4)

- ❖ Blackwater District
- ❖ Union Hall District

Recess for Dinner

6:00 Call To Order, Chairman David Cundiff

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

PETITION FOR SPECIAL USE – Petition of Magdaleno Garcia and Jessica Garcia, Petitioners/Benjamin E. McCall, Owner requesting a Special Use Permit for a "storage yard" with office on a +/- 0.957-acre parcel located at Three Oaks Subdivision, Lot 4 on Brooks Mill Road (SR 834) in the Gills Creek District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0340001102C. (Case # SPEC-7-14-13158) **(See Attachment #13)**

PETITION FOR REZONE – Petition of Nancy Lynch and Gail Abbott/Petitioners and Southfield, LLC/Owners requesting rezoning for a +/- 0.821-acre parcel from RC-1, Residential Combined Subdivision District to B-1, Business District Limited. The subject property is located at 1155 Old Franklin Turnpike (SR 40) in the Union Hall District of Franklin County; and is further identified by Franklin County Real Estate records as Tax Map/Parcel # 0540201100. (Case # REZO -7-14- 13159) **(See Attachment #12)**

PUBLIC NOTICE

FRANKLIN COUNTY, VIRGINIA

A HEARING ON AMENDMENTS TO THE ADOPTED 2014-2015 BUDGET

In Accordance with Sections 15.2-2507 of the Code of Virginia, as amended, on **Tuesday, September 16, 2014, at approximately 6:00 P.M.** or soon thereafter, the Franklin County Board of Supervisors will conduct a public hearing on amending the adopted FY' 2014-2015 County budget in the Board of Supervisors Meeting Room, located in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia.

The original FY' 2014-2015 budget was adopted in the amount of \$129,791,577. The new approved budget would be \$131,510,090. Since July 1, 2014 the following amounts have been appropriated or considered for appropriation by the Board. The purpose of this hearing is to amend the FY' 2014-2015 budget in the total amount of \$1,718,513. **(See Attachment #11)**

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold the following public hearing on **Tuesday, September 16, 2014 @ approximately 6:00 P.M.**, in the Board of Supervisors Meeting Room, Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia.

The proposed public hearing will be held to receive public comment on a request made by the Free Clinic of Franklin County, Inc., to receive taxation exemption on **Personal Property and Real Estate** owned by the Free Clinic. The estimated assessed value for the following proposed exemption is as follows: **(See Attachment #2)**

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

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a public hearing at approximately **6:00 P.M.**, on **Tuesday, September 16, 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 adoption of Section 20-64 generally referencing all personal property taxes are due on December 5 of each year and clarifying the penalty for failure to pay the full amount of the tax to be ten dollars (\$10.00) or ten percent (10%), whichever is greater as follows: **(See Attachment #1)**

Sec. 20-64 – Penalty on unpaid personal property taxes.

There is hereby imposed on all personal property taxes due and payable to Franklin County a penalty of \$10.00 or 10% of the tax past due, whichever amount shall be greater, if such tax is not paid by the due date; provided, however, that the penalty shall in no case exceed the amount of the tax that is due. The penalty shall be added to the amount of the tax assessed against the personal property and shall be collected by the Treasurer with the past due tax, interest, and penalty.

Authority: Sec. 58.1-3916 of the Code of Virginia

Recess Meeting until Monday, September 29, 2014 @ 9:00 A.M. for Scheduled Board Retreat in B-75/Government Center

RISE & SHINE GUESTS FOR SEPTEMBER ARE LELAND MITCHELL & RICK



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Amendment to Section 20-64 of the County Code to Clarify Penalty for Failure to Pay Taxes by Due Date.</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Franklin County Code Section 20-64 is proposed to be added to clarify that a 10% penalty shall be imposed for any taxes, real, personal, or any use or consumption taxes if not paid by the due date.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> Goal # Action Strategy:</p> <p><u>TAFF CONTACT(S):</u> Messrs. Huff</p>	<p><u>AGENDA DATE:</u> September 16, 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>[Signature]</i></p> <p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

County Code, as written, is currently unclear as to penalties imposed for failure to pay taxes by the due date for real, personal, or any use or consumption tax. This proposal requests that a public hearing be held at the Board's September meeting to consider adopting the following language to be added to the County Code that clarifies that there is a 10% penalty as allowed by state law, Section 58.1-3916 of the Code of Virginia.

Sec. 20-64 – Penalty on unpaid personal property taxes.

There is hereby imposed on all personal property taxes due and payable to Franklin County a penalty of \$10.00 or 10% of the tax past due, whichever amount shall be greater, if such tax is not paid by the due date; provided, however, that the penalty shall in no case exceed the amount of the tax that is due. The penalty shall be added to the amount of the tax assessed against the personal property and shall be collected by the Treasurer with the past due tax, interest, and penalty.

Authority: Sec. 58.1-3916 of the Code of Virginia

RECOMMENDATION:

Staff respectfully requests Board action to adopt the advertised amendment to the County Code Section 20-64 after the duly held public hearing is conducted during the September 16, 2014 Board meeting.

Sec. 20-64 – Penalty on unpaid personal property taxes.

There is hereby imposed on all personal property taxes due and payable to Franklin County a penalty of \$10.00 or 10% of the tax past due, whichever amount shall be greater, if such tax is not paid by the due date; provided, however, that the penalty shall in no case exceed the amount of the tax that is due. The penalty shall be added to the amount of the tax assessed against the personal property and shall be collected by the Treasurer with the past due tax, interest, and penalty.

Authority: Sec. 58.1-3916 of the Code of Virginia

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity
EXECUTIVE SUMMARY

<u>AGENDA TITLE:</u> <i>PUBLIC HEARING FOR THE FREE CLINIC OF FRANKLIN COUNTY, INC. FOR REAL ESTATE & PERSONAL PROPERTY TAX EXEMPT STATUS</i>	<u>AGENDA DATE:</u> <i>September 16, 2014</i> <u>ITEM NUMBER:</u>
<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>	<u>ACTION:</u> <i>YES</i> <u>CONSENT AGENDA:</u> <u>ACTION</u> <i>YES</i> <u>ATTACHMENTS:</u> <i>YES</i> <u>INFORMATION:</u> <u>INFORMATION:</u>
<u>STAFF CONTACT(S):</u> <i>Mr. Huff & Mrs. Tudor</i>	<u>REVIEWED BY:</u> <i>RAX</i>

BACKGROUND:

Alise Culbertson, Executive Director, Free Clinic of Franklin County, Inc., made a request during the Board meeting held on Tuesday, August 19, 2014, requesting tax exemption for Real Estate and Personal Property. The Board authorized staff to advertise for a public hearing to receive public comment to obtain real estate and personal property tax exempt status. Mrs. Culbertson has submitted a letter dated August 11, 2014, (attached hereto) requesting the Board's consideration and approval for real estate and personal property tax exemption status on the following:

TAX YEAR	REAL ESTATE/PERSONAL PROPERTY ASSESSED VALUE	TAX DUE
2014 AND FORWARD	<i>(Real Estate) \$997,300.00 @ \$.55/\$100</i>	\$5,485.15
2014 AND FORWARD	<i>(Personal Property) \$10,617.50</i>	\$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 action, as the Board deems appropriate, for the requested real estate and personal property tax exemption status after the legally advertised public hearing is held.

PUBLIC HEARING NOTICE

The Franklin County Board of Supervisors will hold the following public hearing on **Tuesday, September 16, 2014 @ approximately 6:00 P.M.**, in the Board of Supervisors Meeting Room, Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia.

The proposed public hearing will be held to receive public comment on a request made by the Free Clinic of Franklin County, Inc., to receive exemption from **taxation on Personal Property and Real Estate** owned by the Free Clinic. The estimated assessed value for the following proposed exemption is as follows:

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

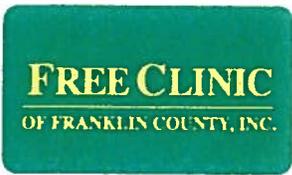
Pursuant to Title 58.1-3651 of the Code of Virginia, this request is that such exemption should be categorized as charitable and benevolent.

A complete copy of the formal request is available for review, at 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.”

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

**FRANKLIN NEWS POST: Friday, September 5 & 12, 2014 editions
(DISPLAY)**



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", written in a cursive style.

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](#).)

Free Clinic of Franklin County
2014 Inventory

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	Q51	2013	\$1,000	new	new	\$1,000	Pharm Office
5 rolling conference tables	Virginia Office Supply	2014	\$2,000	new	new	\$2,000	Conference
Tadtran 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	Quest/Cardinal	2014	\$4,000	new	new	\$4,000	Pharmacy
*donated items received in Used condition (fully depreciated) unless noted							
10 wood shelves	Glade Hill Pharmacy	1999	donated	fair	fair	\$100	Pharmacy
12 visitors chairs, metal/padded/green	Carilion	2000	donated	fair	fair	\$130	Conference
2 chart racks, metal	Carilion	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	Carilion	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"	Carilion	2000	donated	fair	fair	\$10	Chart Room
2 inkjet printers	Monty Blizard	2010	donated	fair	fair	\$10	Vol. Offices
2 IV stands	Carilion	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	Carilion	1992	donated	fair	poor	\$10	Exam Room 5 (storage)

Free Clinic of Franklin County
2014 Inventory

doctor's stool, tan pad	Carlilion	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	Procedure Room 1
exam light	Carlilion	1992	donated	fair	fair	\$10	Exam Room 4
exam table, metal/brown pad	Carlilion	1992	donated	good	good	\$20	Exam Room 3
exam table, metal/brown pad	Carlilion	1992	donated	fair	fair	\$50	Exam Room 7
exam table, metal/brown pad	Dr. Ball	2014	donated	fair	fair	\$50	Exam Room 6
exam table, metal/green pad	Carlilion	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	Carlilion	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 Laserjet 5	Monty Blizard	2010	donated	good	fair	\$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	Carlilion	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

Free Clinic of Franklin County
2014 Inventory

phlebotomy chair, plastic	Dr. Ball	2014	donated	fair	fair	\$10	Lab
printer table, wood	Step	1992	donated	fair	poor	\$5	Nurse Office
printer table, wood	Step	1995	donated	fair	fair	\$20	Pharm Office
Refrigerator, dorm-size	Lois Macdonald	2010	donated	fair	fair	\$20	Chart Room
rolling cart, metal	Dr. Ball	2014	donated	fair	fair	\$10	Supply Rooms
rolling cart, metal	Carillon	2000	donated	fair	fair	\$5	Pharmacy
Royal paper shredder	Dr. Ball	2014	donated	fair	fair	\$20	Receptionist
secretarial chair, gray	EHS	2013	donated	fair	fair	\$10	Nurse Office
sorting shelves	Step	2000	donated	fair	fair	\$5	Nurse Office
square kitchen table	Lewis Gale	1992	donated	fair	fair	\$10	Conference
stool, wood	Dr. Ball	2014	donated	fair	fair	\$10	Lab
storage cabinet, metal/black	PlyGem	2013	donated	fair	fair	\$20	Storage
storage cabinet, pressboard/white	Lowe's	2010	donated	new	fair	\$20	Exam Room 6
Ultra Sound machine	Univ. Vermont	2012	donated	fair	fair	\$1,000	Procedure Room 1
visitor chair, metal/padded/brown	EHS	2013	donated	fair	fair	\$5	Pharmacy
visitor chair, metal/padded/blue	PlyGem	2013	donated	fair	fair	\$5	Exam Room 7
visitor chair, metal/padded/gray	EHS	2013	donated	fair	fair	\$5	Nurse Office
visitor chair, metal/padded/gray	Carillon	1992	donated	fair	fair	\$5	Exam Room 4
visitor chair, metal/padded/purple	PlyGem	2013	donated	fair	fair	\$5	Procedure Room 1
visitor chair, metal/padded/purple	EHS	2013	donated	fair	fair	\$10	Lab
visitor chair, metal/padded/purple	Dr. Ball	2014	donated	fair	fair	\$10	Exam Room 6
visitor chair, wood/padded/brown	Lewis Gale	1992	donated	fair	fair	\$5	Exam Room 2
visitor chair, wood/padded/red	PlyGem	2013	donated	fair	fair	\$5	Exam Room 3
2 storage cabinets, pressboard/white	Lowe's	2010	donated-new	new	poor	\$100	Receptionist
cabinet, pressboard/white/half-size	Lowe's	2010	donated-new	new	poor	\$10	Nurse Station
LG TV	SML Women's Club	2013	donated-new	new	good	\$100	Conference
storage cabinet, pressboard/white	Lowe's	2010	donated-new	new	poor	\$100	Procedure Room 1
Canon Image 2870 copier	Blue Ridge Copier	2010	lease purchase	new	good	\$500	Receptionist
Toshiba copier, Studio 250	Blue Ridge Copier	1999	lease purchase	new	poor	\$100	Nurse Station
20 pieces of local art, framed	Anne Bernard	2014	on loan	good	good	\$0	Hallways
3-pc book shelf	Martha	2000	on loan	fair	fair	\$0	Nurse Office
dental chair & equipment	Health Dept.	2014	on loan	good	good	\$0	Dental
emergency defibrillator	Fr. Co. Public Safety	2011	on loan	new	excellent	\$0	Main Hall
office chair, black	Alise Culbertson	2014	on loan	good	good	\$0	ED Office
Whirlpool refrigerator	Mod U Kraf	2014	w/building	new	new	\$1,000	Pharmacy
Whirlpool refrigerator	Mod U Kraf	2014	w/building	new	new	\$1,000	Conference
						\$21,235	

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p>AGENDA TITLE: Brush Truck Skid Unit Purchase Authorization.</p> <p>SUBJECT/PROPOSAL/REQUEST Replace brush truck/Accept bids for skid unit/ Authorize purchase from manufacturer.</p> <p>STRATEGIC PLAN FOCUS AREA: Goal # 1 & 2 Action Strategy: Provide reliable service to citizens</p> <p>STAFF CONTACT(S): Messrs. Huff, Hatcher</p>	<p>AGENDA DATE: 09/16/2014</p> <p>ACTION: Yes</p> <p>CONSENT AGENDA: Yes ACTION:</p> <p>ATTACHMENTS:</p> <p>REVIEWED BY: RET</p>	<p>ITEM NUMBER:</p> <p>INFORMATION:</p> <p>INFORMATION:</p>
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BACKGROUND:

Brush trucks are equipped with a slide in assembly that contains the water tank, fire pump, storage compartments, hose reels, and other equipment. The entire assembly is referred to as a "skid unit". In July, the Board of Supervisors approved the purchase of a brush truck chassis for the Henry Volunteer Fire Department and authorized staff to to solicit bids for construction of the skid unit for the vehicle.

DISCUSSION:

Solicitation for bids was advertised to vendors and manufacturers for the skid unit between July 25th through August 28th. The skid unit specifications were adopted by the volunteer fire chiefs in 2007. Only one bid to construct the skid unit was received. Vest Sales & Service located in Check, Virginia submitted a bid for \$23,345.00 as requested. Staff has inspected the bid and determined that it meets the outlined specifications and the quoted price is within \$300 of the price paid in 2010 for skid units for Snow Creek and Glade Hill Fire Departments. Funds have been allocated in the FY 14-15 CIP budget to purchase the skid unit in line item #3000-023-0148-7005.

RECOMMENDATION:

Staff respectfully recommends that the Board of Supervisors authorize the purchase of the skid unit from Vest Sales Service for the amount specified.

4

**FRANKLIN COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY
AS OF 10-20-2013
4-YEAR TERMS**

Industrial Development Authorities are created under the authority of State Code section 15.2-4903. Industrial Development Authorities are considered political subdivisions of the Commonwealth of Virginia with such public and corporate powers as are set forth in the above referenced chapter.

The Franklin County IDA is composed of seven directors – one director from each magisterial district. The County Administrator, County Attorney and Director of Finance serve as ex-officio, non-voting members of the Authority. Meetings are held as needed. The directors shall elect from their membership a chairman, and a vice-chairman. If desired, a secretary and treasurer may be elected from the membership or may be appointed from outside the current membership. The board shall keep detailed minutes of its proceedings which shall be open to public inspection at all times.

The basic purpose of the Franklin County IDA is to encourage industrial and economic growth in Franklin County and the Town of Rocky Mount. This is accomplished by working with prospective and existing industry to encourage their relocation and expansion in Franklin County and the Town of Rocky Mount. Other purposes include:

- Diversifying the industrial base of the community.
- Improving the job opportunities of local residents.
- Increasing the job opportunities for local young people.
- Increasing the local tax base.

Richard A. Shoemaker
25 Old Furnace Creek Road
Rocky Mount, VA 24151
489-1304

Oath of Office administered 11/9/2010
Rocky Mount District 11-18-2017

Leo H. Scott
Post Office Box 88
Ferrum, VA 24088
365-2697

Oath of Office administered 11/07/2008
Blue Ridge District 11-18-2016

Allen Jones
777 McNeil Mill Road
Rocky Mount, VA 24151
483-5547

Oath of Office administered 11/3/2008
Snow Creek District 11-18-2016

Jesse N. Jones, Jr.
570 Mirey Branch Road
Boones Mill, VA 24065
334-2047 (H)
772-5858 (W)

Oath of Office administered 11/9/2010
Blackwater District 11-18-2014

George McCall
1829 Deepwoods Road
Hardy, Virginia 24101
427-2233 (H)
(540) 890-4273 (H)

Oath of Office administered 11/29/2011
Boone District 11-18-2015

Dennis C. Powell
2695 Golden View
Glade Hill, VA 24092
483-2901

Oath of Office administered 9/28/2010
Union Hall District 11-18-2014

Peter Coriasco
180 Windmere Trail
Moneta, VA 24184
721-3016

Oath of Office administered 11/29/2011
Gills Creek District 11-18-2015

B.J. Jefferson
5 East Court Street
Rocky Mount, VA 24151
483-7475

Attorney

Vincent K. Copenhaver
1255 Franklin Street, Suite 111
Rocky Mount, VA 24151
483-6624

Director of Finance

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<u>AGENDA TITLE:</u> 2016-2021 Six-Year Improvement Program	<u>AGENDA DATE:</u> 9/16/14	<u>ITEM NUMBER:</u>
<u>SUBJECT/PROPOSAL/REQUEST:</u> 2016-2021 Six-Year Improvement Program Priorities	<u>ACTION:</u> Yes	<u>INFORMATION:</u>
<u>STAFF CONTACT(S):</u> Lisa Cooper	<u>CONSENT AGENDA:</u> <u>ACTION:</u> No	<u>INFORMATION:</u>
	<u>ATTACHMENTS:</u> Yes	
	<u>REVIEWED BY:</u> 	

BACKGROUND:

Each year the Commonwealth Transportation Board (CTB) formulates the Six-Year Improvement Program (SYIP). The SYIP is a document that outlines planned spending for transportation projects proposed for construction development or study for the next six years. The SYIP is updated annually and is the means by which the Commonwealth Transportation Board (CTB) meets its statutory obligation under the Code of Virginia to allocate funds to interstate, primary, secondary and urban highway systems, public transit, ports and airports, and other programs for the immediate fiscal year. Projects for the SYIP are compiled based on the 2035 Rural Long-Range Transportation and public input.

VDOT and CTB hold public hearings in the Fall and Spring pertaining to the SYIP to give individuals, groups, Planning Districts or localities the opportunity to speak on projects important to their locality. The fall public hearing for the Salem District is Tuesday, October 21, 2014, 6:30 p.m. at Northside High School, 6758 Northside High School Road, Roanoke. There will also be an open house from 5:30 p.m. to 6:30 p.m. on the same evening.

DISCUSSION:

West Piedmont Planning District (WPPD) has requested each locality to review and update the localities priority list of projects. (See Exhibit A attached) WPPD will be making a presentation for the region. Also, staff would be available to make a presentation on Franklin County projects of importance to the Board of Supervisors. Therefore, staff is requesting the Board of Supervisors to please review priorities and be able to discuss the existing priorities and any changes or additions to be made before the Fall CTB public hearing.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors authorize staff to submit their "List of Priority Projects" with the changes and additions to West Piedmont Planning District for submittal to the CTB at the Fall public hearing. Also, the Board of Supervisors to give feedback to staff, which would be communicated to the CTB at the Fall public hearing.

EXHIBIT A
**West Piedmont Area List of Priority Projects
for Salem & Lynchburg Construction Districts
Six-Year Improvement Program
VDOT/Commonwealth Transportation Board**

Franklin County:

1. Pursue all safety improvements on Route 220, north and south, with special consideration for the route through Boones Mill north to the Franklin County/Roanoke County line.

Specific Projects as identified in the 2035 Rural Long-Range Transportation Plan:

US 220 at VA 619 (Sontag Road)

Mid-term lengthen US 220 left turn lanes and install westbound right turn lane.

US 220 at VA 619 (Pleasant Hill Road)

Mid-term install southbound left turn lane and consider signalization.

US 220 from Roanoke County Limit to Wirtz Road

Short-term maintenance; Long-term widen shoulders.

US 220 at VA 608

Deficiency with low priority; Continue to monitor for potential improvements.

US 220 at VA 605

Short-term add pavement edge skip lines through the intersection and add chevrons in both directions south of the intersection.

US 220 at VA 684

Long-term combine smaller parking lots off of Route 220 into one larger parking lot and formalize parking spaces. (Town of Boones Mill)

US 220 Business from US 220 Bypass to VA 1024

Long-term reconstruct road to address geometric deficiencies (including full-width lanes and shoulders).

US 220 (Virgil H. Goode Highway) at VA 739 (Bethlehem Road)

Short-term review and improve signal timing. (Town of Boones Mill)

US 220 at VA 718 (McNeill Road)

Short-term extend southbound left turn bay and add northbound left turn bay.

US 220 at VA 718 (Crooked Oak Road)

Short-term extend northbound left turn bay and add southbound left turn bay.

US 220 approximately 1/4 mile south of VA 718 (Crooked Oak Road)

Short-term close crossover.

2. Pursue all available funding for the expedited completion of construction for Interstate 73.

Specific Projects as identified in the 2035 Rural Long-Range Transportation Plan:

I-73 from North Carolina State Limit to Franklin County Limit (Henry County)

Long-term construct new facility, four lanes with median.

I-73 from VA 40 to VA 635 (Franklin County)

Long-term construct new facility, four lanes with median.

3. Support for improving the alignment and widening of Route 122, from the Route 116 intersection out to Hales Ford Bridge, at the County line.

Specific Projects as identified in the 2035 Rural Long-Range Transportation Plan:

VA 122 at VA 634 (Booker T Washington Highway/ Harmony School Road)

Short-term add "Intersection Ahead" warning signage and reduce speed limit on VA 122 and install rumble strips on southbound approach of VA 634; Mid-term add left turn lane on VA 122 eastbound and right turn lane on VA 122 westbound; Long-term reconstruct roadway to improve sight distance.

VA 122 at VA 636 (Booker T Washington Highway/ Hardy Road)

Install left and right hand turn lanes on VA 122.

Install right hand turn lane on VA 636.

VA 122 from VA 697 to West of Halesford Bridge

Long-term apply access management techniques and construct new parallel roadways as area continues to develop. Widen roadway to four lanes with median, turn lanes, and bike lanes.

VA 122 west of Halesford Bridge at Smith Mountain Lake

Short-term apply access management techniques and consider a two-way left turn lane; Long-term widen roadway to four lanes with median.

VA 122 at VA 616 West

Mid-term extend Route 616 (Morewood Rd) southwards to realign with Route 616 (Scruggs Road), south of development on Route 122, add appropriate turn lanes for access.

VA 122 at VA 616 East

Short-term provide separate turn lanes; Mid-term extend Route 616 (Morewood Rd) southwards to realign with Route 616 (Scruggs Road), south of development on Route 122, add appropriate turn lanes for access.

VA 122 at Shopping Center Entrance (formerly Food Lion)

Short-term add eastbound VA 122 right turn bay.

VA 122 at VA 666

Short-term provide separate turn lanes for all movements; Mid-term lower roadway banks at church on VA 666 to improve sight distance.

VA 122 at VA 951

Short-term provide turn lanes.

VA 122 at VA 1235

Short-term add turn lanes and improve sight distance.

VA 122 at Hales Ford Bridge

Long-term widen bridge to four lanes to current standards.

4. Support for a feasibility study to construct a Route 40 bypass of Rocky Mount, from Route 220 North over to Route 40 West at the Route 40 and Route 640 intersection.
5. Support a feasibility study to four-lane Route 40 East, from the Route 40 and Route 122 intersection, out to the County line, and alternatively, out to the U.S. Route 29 Corridor in Pittsylvania County.

Specific Projects as identified in the 2035 Rural Long-Range Transportation Plan:

VA 40 from Rocky Mount Town Limit to VA 655

Long-term reconstruct road to address geometric deficiencies (including full-width lanes and four foot shoulders, turn lanes and access management).

VA 40 from VA 655 to Pittsylvania County Limit

Long-term reconstruct road to address geometric deficiencies (including full-width lanes and four foot shoulders, turn lanes and access management).

6. Support for a Route 116 improvements feasibility study, including Route 116/Route 681 intersection.

Specific Projects as identified in the 2035 Rural Long-Range Transportation Plan:

VA 116 from VA 122 to Southern Limit of Roanoke MPO

Long-term reconstruct road to address geometric deficiencies (including full-width lanes and four foot shoulders, turn lanes and access management).

7. Accommodate pedestrian and bicycle access where feasible in future road improvements in conjunction with the Franklin County Trails Plan.
8. Support return of passenger rail service to the Roanoke Valley and construction of a new Intermodal facility to enhance the region.
9. Ferrum Pedestrian Bridge Project.
Construct a pedestrian bridge that will provide a connection for the existing sidewalks along Route 40 near Ferrum College to the Village of Ferrum and allow for pedestrian safety of Ferrum College students traveling to and from the village. The project will consist of the 230 feet pedestrian bridge, 1,200 linear feet of sidewalk, multiple crosswalks, site grading, and a waterline utility extension.

FRANKLIN COUNTY
Board of Supervisors



Franklin County
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EXECUTIVE SUMMARY

<p>AGENDA TITLE: School Appropriation Request – Cost of Living Payment, Trade Act Funds and School Energy Funds</p>	<p>AGENDA DATE: September 16, 2014 ITEM NUMBER:</p>
<p>SUBJECT/PROPOSAL/REQUEST Staff Analysis of the Schools Appropriation Request for a Cost of Living Payment, Trade Act Funds and School Energy Funds</p>	<p>ACTION: YES INFORMATION:</p>
<p>STRATEGIC PLAN FOCUS AREA: N/A Goal # Action Strategy:</p>	<p>CONSENT AGENDA: ACTION: INFORMATION:</p>
<p>STAFF CONTACT(S): Messrs. Huff, Copenhaver, Cheatham</p>	<p>ATTACHMENTS: YES REVIEWED BY: <i>[Signature]</i></p>

BACKGROUND:

The Board of Supervisors has requested that County staff review all additional appropriation requests from the Franklin County Public Schools.

DISCUSSION:

The Schools have submitted their carryover request based on the modified accrual basis of accounting. This method of accounting takes into consideration revenues that are due the County at June 30 but not received until July or August as well as payables that are owed at June 30 but not actually paid until July or August.

The County has appropriated the June 30 school carryover amount based on the actual amount of cash that was remaining at the end of the fiscal year (\$607,192) This explains the difference between the Schools carryover number of \$443,157 (shown on the attached request) and the number used by the County of \$607,192. The Schools actually predicted having \$524,670 as a carryover balance which the County budgeted in the FY14-15 budget - the actual amount on the cash basis was \$82,522 higher for a total of \$607,192.

The County's auditor has recommended appropriating on the cash balance since using the modified accrual basis before the audit is complete creates a possibility that not all the payables and receivables have been captured at the current time

Last month the Board of Supervisors appropriated a total of \$1,225,082 to the Schools for the one-time cost of living payment. Included in the School remaining cash balance at June 30, 2014 was \$61,839 identified as Trade Act Grant Funds. The \$1.2 million appropriated last month does not include the School Bus replacement funds which are being held in the County's capital fund. The attached appropriation request also identifies a total of \$97,173 in Federal Funds which can be utilized by the Schools for the one-time cost of living payment. The current funding for the School one-time cost of living payment is shown below:

Funding Source	Amount
County funds	\$1,225,082
Less Trade Act Grant Funds	(\$61,839)
Title 1 and Title VI-B Federal Grant Funds	\$97,173
Total available	\$1,260,416
Total school estimate of the cost of living payment	\$1,363,121
Remaining amount to be found in existing school budget without utilizing school bus replacement funds	\$102,705

The County will continue to hold the School Bus Replacement funds in the County's capital fund.

RECOMMENDATION:

Staff respectfully requests the Board to transfer the \$260,640 School Energy Fund (Request Number 3 on the attached document) to the Schools which is being held by the County in the County's Capital fund. School appropriation requests number 1 and 2 are not necessary based upon the action of the Board last month.



FRANKLIN COUNTY PUBLIC SCHOOLS

Office of Superintendent

25 Bernard Road • Rocky Mount, VA 24151-6614
(540) 483-5138 • FAX (540) 483-5806

September 9, 2014

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

Dear Mr. Huff: *Rick*

Last night the Franklin County School Board unanimously approved the attached funding request to the Franklin County Board of Supervisors relative to the cost of living payment, carryover funds and school energy funds. It is our request to use the money allocated for buses to help fund the COLP. It is also our hope that we will be able to purchase buses later in the year with implemented cost saving measures.

Please place this request on the Agenda for the Franklin County Board of Supervisor for September 16, 2014.

I would like to express my appreciation for their consideration of this request. Also, please share with them that the School Board, School Administration, and school employees sincerely appreciate all of their efforts to provide the one-time cost of living payments.

Please let me know if you have any questions about this request.

Sincerely,

W. Mark Church, Ph.D.
Division Superintendent

Enclosure



FRANKLIN COUNTY PUBLIC SCHOOLS

Office of Superintendent

25 Bernard Road • Rocky Mount, VA 24151-6614
(540) 483-5138 • FAX (540) 483-5806

September 4, 2014

Mr. Vincent K. Copenhaver
County Finance Director
1255 Franklin Street, Suite 111
Rocky Mount, VA 24151

Dear Vincent:

I am writing to respectfully request that the Franklin County Board of Supervisor's consider approving an increase in our 2014-15 appropriations as follows:

1. Cost of Living Payments (COLP)

Total Estimated Cost of COLP	<u>\$1,363,121</u>
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Revenues:

a. Transfer from County Fund Balance	\$ 617,890
b. County Funds for School Bus Replacements	340,000
c. FCPS Carryover Funds from 2013-14	308,058
d. Title I and Title VI-B Federal Grant Funds	<u>97,173</u>

Total Revenues	<u>\$1,363,121</u>
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Our request is that Items a., b., and c. above totaling \$1,265,948 be appropriated to fund the one-time cost of living payment.

2. Carryover of Regional Adult Education Trade-Act Funds and Replacement of School Buses

Revenues:

Balance of Unused County Funds from 2013-14 - - -	
Carryovers into 2014-15	\$ 443,157

Less Funding for Cost of Living Payment Above	<u>(308,058)</u>
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Total Net Revenues	<u>\$ 135,099</u>
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Expenditures:

a. Virginia Employment Commission – Trade Act Grant Funds – Carryover from 2012-13 and 2013-14 (Received During 2012-13) (Adult Regional Education Funds)	\$ 61,839
b. Replacement of School Buses	<u>73,260</u>
Total Expenditures	<u>\$ 135,099</u>

Our request is that Items a. and b. above totalling \$135,099 be appropriated into the 2014-15 School Budget.

The School Division, later in the school year, will combine the \$73,260 with any available funds in its 2014-15 School Budget to purchase replacement school buses. The goal will be to fund up to \$340,000.

3. School Energy Funds

Revenues:

Balance in Reserve as of 6/30/14	\$ <u>260,640</u>
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Expenditures:

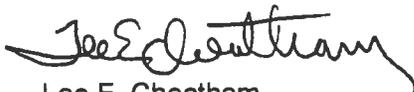
Energy Fund Reserve – Request to Appropriate this Balance into the 2014-15 School Budget	\$ <u>260,640</u>
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Our request is that this appropriation be approved.

We respectfully request that the Franklin County Board of Supervisors give its approval for these requests at their meeting to be held on September 16, 2014.

Thanks for your consideration.

Sincerely,



Lee E. Cheatham
Director of Business & Finance

LEC:tcw

cc: Dr. W. Mark Church, Division Superintendent
Mrs. Suzanne M. Rogers, Assistant Superintendent
Mr. Phillip L. Poff, Director of Human Resources
Ms. Sharon L. Tuttle, Assistant Director of Business & Finance
Mr. Jon D. Crutchfield, Director of Operations
Mr. Richard E. Huff, II, County Administrator

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<u>AGENDA TITLE:</u> <i>Real Estate Tax Relief for the Elderly and the Totally and Permanently Disabled</i>	<u>AGENDA DATE:</u> <i>September 16, 2014</i>	<u>ITEM NUMBER:</u>
<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>	<u>ACTION:</u>	<u>INFORMATION:</u>
<u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u>	<u>CONSENT AGENDA:</u> <u>ACTION:</u>	<u>INFORMATION:</u>
<u>STAFF CONTACT(S):</u> Messrs. Huff, Copenhaver, Mrs. Torrence	<u>ATTACHMENTS:</u> YES	<u>REVIEWED BY:</u> <i>Rett</i>

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.

Several different tax relief scenarios are attached for the Board's review. Reducing the acreage from 5 acres to 1 acre will reduce the cost of this program as well as the Veteran's Relief program. Increasing the income limit to either \$30,000 or \$35,000 will add to the cost of the program. The additional cost is difficult to estimate since the number of new applications cannot be predicted.

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 October 2014 Board meeting for an effective date of January 1, 2015.

**Franklin County
Tax Relief Scenarios**

Reduce Amount of Land Included in Exemption from 5 acres to 1 acre

Current Chart

Income	Net Worth				
	\$0-\$12,000	\$12,001 - \$25,000	\$25,001 - \$35,000	\$35,001 - \$50,000	\$50,001 - \$80,000
	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%

Scenario 1: Raise Net Income to \$30,000

Income	Net Worth				
	\$0-\$12,000	\$12,001 - \$25,000	\$25,001 - \$35,000	\$35,001 - \$50,000	\$50,001 - \$80,000
	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%
\$25,001 - \$30,000	35%	25%	10%	10%	10%

Scenario 2: Raise Net Income to \$35,000

Income	Net Worth				
	\$0-\$12,000	\$12,001 - \$25,000	\$25,001 - \$35,000	\$35,001 - \$50,000	\$50,001 - \$80,000
	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%
\$25,001 - \$30,000	35%	25%	10%	10%	10%
\$30,001 - \$35,000	25%	10%	10%	10%	10%

Scenario 3: Raise Net Income to \$35,000 - Adjust Table to Five Income Brackets

Income	Net Worth				
	\$0-\$12,000	\$12,001 - \$25,000	\$25,001 - \$35,000	\$35,001 - \$50,000	\$50,001 - \$80,000
	Relief Percentage				
\$0 - \$7,000	90%	80%	70%	60%	50%
\$7,001 - \$14,000	75%	65%	55%	45%	35%
\$14,001 - \$21,000	60%	50%	40%	30%	20%
\$21,001 - \$28,000	45%	35%	25%	15%	10%
\$28,001 - \$35,000	30%	20%	10%	10%	10%

Scenario 4: Raise Net Income to \$35,000 - Adjust Table to Four Income Brackets and Three Net Worth Categories

Income	Net Worth		
	\$0-\$35,000	\$35,001 - \$50,000	\$50,001 - \$80,000
	Relief Percentage		
\$0 - \$10,000	90%	75%	50%
\$10,001 - \$20,000	70%	60%	40%
\$20,001 - \$27,000	50%	40%	30%
\$27,001 - \$35,000	25%	15%	10%

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

AGENDA TITLE: Annual County Rabies Vaccination Clinic	AGENDA DATE: 9/16/2014	ITEM NUMBER:
SUBJECT/PROPOSAL/REQUEST Proposal to conduct a countywide rabies vaccination clinic on Saturday, October 4 th , 2012.	ACTION: Yes	INFORMATION:
STRATEGIC PLAN FOCUS AREA: <u>Goal # 3</u> <u>Action Strategy: Improved customer service</u>	CONSENT AGENDA: Yes	INFORMATION:
STAFF CONTACT(S): Messrs. Huff, Hatcher, Brooks	ACTION: Yes	INFORMATION:
	ATTACHMENTS: Yes	
	REVIEWED BY: <i>RETT</i>	

BACKGROUND: In an effort to control the spread of the rabies virus, Franklin County in conjunction with local veterinarians and staff, have previously sponsored a yearly rabies vaccination clinic to benefit citizens who ordinarily may not have an opportunity to obtain vaccinations for their pets. Traditionally the clinic is held in the fall prior to hunting season. The clinic, if approved, will be held in various locations throughout the county on October 4, 2014.

DISCUSSION: Sponsorship of a rabies vaccination clinic for pets in Franklin County will reduce the potential spread of the virus. The Code of Virginia relating to Animal Laws requires that two conditions be met before a canine or feline can be vaccinated outside the controlled environment of a certified veterinary facility. First, approval must be granted by the local health department. Second, the local governing body must declare the holding of such a clinic is for the health, safety, and welfare of the citizens to reduce the potential threat of rabies transmission in the area.

Staff proposes to hold the rabies clinic at the Franklin County Government Center parking lot from 8:00 am until noon. The clinic will only be available to Franklin County and Rocky Mount residents only. The cost is \$8.00 per vaccination administered to offset the associated expense in conducting the clinic. Fees for dog licenses will remain unchanged from that charged at the Franklin County Treasurer's Office. The date, time, and location of the clinic will be published in the local newspaper for a minimum of three (3) editions prior to the event and will also be advertised on the county website.

Once approved by the Board of Supervisors, staff will secure authorization from the local health department to conduct the clinic.

Estimated costs and revenues generated from the rabies clinic held in 2013 were as follows:

Costs:

Veterinary costs to provide 263 vaccinations: \$2,104.00

Total cost: \$2,104.00

Revenue:

Revenue received: (263 vaccinations @ \$8.00 each) \$2,104.00

Dog license sales: (106 dog licenses sold 2014) \$842.00

Total Revenue: \$2,946.00

RECOMMENDATION: Staff respectfully recommends and requests the Board of Supervisors declare the holding of this County Rabies Clinic is for the health, safety, and welfare of the citizens to reduce the potential threat of rabies transmission in the area and authorize the County Rabies Clinic to be held on October 4, 2014.

**FRANKLIN COUNTY
RABIES CLINIC AND DOG TAGS
PUBLIC NOTICE
SATURDAY, OCTOBER 4TH, 2014.
8:00 am – 12:00 pm**

A Rabies clinic will be held in Franklin County at the County Administration Building located at 1255 Franklin St., Rocky Mount, VA on SATURDAY, OCTOBER 4TH, 2014. The clinic will be held in the parking lot from 8:00 am until 12:00 pm.

This clinic is for the convenience of dog and cat owners. The cost for vaccination of each animal is \$8.00. This is a three year vaccine for those pets that have had a rabies vaccination before or a 1 year vaccination if they have never had a rabies vaccination. Each animal owner is asked to check their old vaccination certificate to determine whether it has expired.

Dog tag licenses will be available for purchase at the rabies clinics. A license tax of ten dollars (\$10.00) per unaltered dog is hereby imposed. A license tax of four dollars (\$4.00) per altered (spayed/neutered) dog is hereby imposed. The license tax for a kennel shall be fifteen dollars (\$15.00). **NOTE: TO QUALIFY FOR THE ALTERED DOG RATE, THE OWNER MUST PROVIDE DOCUMENTATION FROM A VETERINARIAN, AT TIME OF PURCHASE, THAT THE ANIMAL HAS HAD THE SPAY/NEUTER PROCEDURE PERFORMED.**

Please note:

(*) Effective July 1, 2007, state law requires Veterinarians to notify the Treasurer of every dog that receives a rabies vaccination.

() Beginning October 1st of each year tags may be purchased at the County Treasurer's Office and appointed veterinarians offices.**

SHARON K. TUDOR, MMC, CLERK
BOARD OF SUPERVISORS

PLEASE RUN IN YOUR: Wednesday September 24th, Friday September 26th, Monday September 29th, 2014 EDITIONS (Franklin News Post)



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Purchase of Forklift</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request Board of Supervisors approval to purchase a forklift.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Thurman</p>	<p><u>AGENDA DATE:</u> September 16, 2014</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> Yes</p> <p><u>ATTACHMENTS:</u> No</p> <p><u>REVIEWED BY:</u> RKT</p> <p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:
For the past few years the County has moved forward with the creation of a facility for the Department of General Properties.

From the onset it was understood that this project would in fact be a “work in progress” as funding was available. The building pad was installed in 2010 and funding has now been made available to install racks for storage.

DISCUSSION:
As described this 6,000 square foot building located behind the Government Center will hopefully serve many functions. One of those functions will be the ability to temporarily store/transfer centrally purchased items such as copy paper, etc.
Recently, a “high bay” storage rack system was installed in the building. To use this system to its full potential, a forklift truck will be required. It has been determined that the heaviest material to be handled will be that of a pallet of office copy paper which weighs approximately 2,000 lbs. Staff has recently received several quotations for such a truck. They are as follows:

- | | | | |
|--------|-------------------------|---------------------------|----------|
| • New | 3,500 lb lift capacity | Komatsu | \$27,620 |
| • New | 3,000 lb lift capacity | Doosan | \$23,547 |
| • Used | 3,000 lb lift capacity | 2008 Hyster (6,106 hrs.) | \$16,550 |
| • Used | 3,000 lb. lift capacity | 2007 Yale (8,320 hrs.) | \$15,900 |
| • Used | 3,000 lb. lift capacity | 2007 Yale (6,1811 hrs.) | \$16,950 |
| • Used | 3,000 lb. lift capacity | 2009 Komatsu (1,710 hrs.) | \$14,500 |

RECOMMENDATION:

Staff respectfully requests that the Board of Supervisors approves the purchase of a used 2009 Komatsu fork truck for \$14,500. This unit was leased to us for a one month period and has performed well. The \$675.00 monthly rent will be deducted from the purchase price, thus the actual purchase price will be \$13,825. Funds for this purchase are available in 3000-025-0192-7026.



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Family Preservation Lease</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request Board consideration for lease extension.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u> <u>Goal #</u> <u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Thurman</p>	<p><u>AGENDA DATE:</u> September 16, 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> REX</p> <p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

The County of Franklin owns a building and property at 40 West Church Street in Rocky Mount, Virginia. In November of 2008, the County entered into a lease agreement with Family Preservation Services, Inc. for that agency's Rocky Mount office.

Since that original agreement both parties have agreed to subsequent lease extensions as allowed for in the original agreement. The current monthly rent is \$1,600 and the lease expires November 16, 2014.

DISCUSSION:

Family Preservation Services, Inc. has continued to grow and with that growth their need for additional space became obvious.

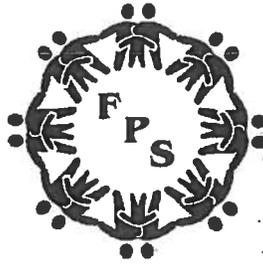
Numerous discussions were held with regard to that agency "expanding" into the remainder of the main floor level. However it was eventually determined by the agency that even that expansion would not yield the space needed.

As a result Family Preservation Services, Inc. will be vacating the County owned building at the end of the year.

RECOMMENDATION:

Staff respectfully requests that the Board of Supervisors consider approval of a lease extension of 45 days (approximately 1 ½ months) to Family Preservation Services, Inc. This extension allows the agency time to relocate to new office space as requested.

CORPORATE OFFICE
10304 Spotsylvania Avenue, 3rd Floor
Fredericksburg, VA 22407
(540) 710-6085 / (800) 447-8709
(540) 710-6447 Fax



FRANKLIN REGION
40 West Church Street
Rocky Mount, VA 24151
(540) 483-0312
(540) 483-0343

FAMILY PRESERVATION SERVICES, INCORPORATED

September 4, 2014

Mr. Michael Thurman
Franklin County Director of Facilities
445 Franklin Street
Rocky Mount, VA 24151

Dear Mike:

I am writing in regards to the lease for our Franklin County Regional Office which expires in November 2014. We have greatly enjoyed partnering with the County and we are requesting to terminate our lease with Franklin County on December 31, 2014. We are relocating to a larger building in Rocky Mount. Please feel free to contact me with any questions or concerns at (540) 483-0312.

Thank you for your time and consideration. I look forward to speaking with you soon.

Sincerely,

Charlotte K. Runyon M.S.

Resident in Counseling

Regional Director

Charlotte K. Runyon, M.S., Resident in Counseling
Regional Director

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<u>AGENDA TITLE:</u> Action regarding Additional Appropriations from the advertised Public Hearing during the September 16, 2014 Board meeting	<u>AGENDA DATE:</u> September 16, 2014	<u>ITEM NUMBER:</u>
<u>SUBJECT/PROPOSAL/REQUEST:</u> Request action from the Board for the additional appropriations after the previously advertised public hearing during the September 16, 2014 Board meeting.	<u>ACTION:</u> YES	<u>INFORMATION:</u>
<u>STAFF CONTACT(S):</u> Messrs. Huff, Copenhaver & Mrs. Tudor	<u>CONSENT AGENDA:</u> <u>ACTION:</u>	<u>INFORMATION:</u>
	<u>ATTACHMENTS:</u> YES	
	<u>REVIEWED BY:</u> <i>RETT</i>	

BACKGROUND:

State code section 15.2-2507 allows localities to amend its budget up to an amount that does not exceed one percent of the total expenditures shown in the currently adopted budget. The one percent limit amount for Franklin County is \$1,297,157 for fiscal year 2014-15. Total appropriations approved to date now total \$1,153,287 and include:

July 2014 County Appropriations	\$16,630
August 2014 County Appropriations	\$50,320
Cost of Living Payments	<u>\$1,086,337</u>
Total	<u>\$1,153,287</u>

DISCUSSION:

Before additional appropriations can be made, the County must hold a public hearing to allow public input on the appropriations approved and proposed for the current fiscal year. After the public hearing and approval of additional appropriations, the County will have the ability to appropriate another 1% or \$1.3 million if the Board so chooses. Staff will continue to present all County and School appropriation requests to the Board for their approval.

The total amount of additional appropriations have been advertised for public hearing including the amounts already appropriated by the Board (\$1,153,287), and rollover requests from the County of \$565,226. The adjusted FY'14-15 total county budget will be \$131,510,090 after these additional appropriations.

RECOMMENDATION:

Staff respectfully requests the Board's consideration to approve the additional appropriations as presented at the public hearing on September 16, 2014.

PUBLIC NOTICE
FRANKLIN COUNTY, VIRGINIA
A HEARING ON AMENDMENTS TO THE ADOPTED 2014-2015 BUDGET

In Accordance with Sections 15.2-2507 of the Code of Virginia, as amended, on **Tuesday, September 16, 2014, at approximately 6:00 P.M.** or soon thereafter, the Franklin County Board of Supervisors will conduct a public hearing on amending the adopted FY' 2014-2015 County budget in the Board of Supervisors Meeting Room, located in the Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia.

The original FY' 2014-2015 budget was adopted in the amount of \$129,791,577. The new approved budget would be \$131,510,090. Since July 1, 2014 the following amounts have been appropriated or considered for appropriation by the Board. The purpose of this hearing is to amend the FY' 2014-2015 budget in the total amount of \$1,718,513.

Additional Appropriations Since July 1, 2014 - Approved by the Board of Supervisors:	
July 2014 County Appropriations	\$16,630
August 2014 County Appropriations	\$50,320
Cost of Living Payments	\$1,086,337
Subtotal	1,153,287
Appropriation Requests Considered by the Board of Supervisors on September 16, 2014:	
County Carryovers	\$565,226
Total	\$1,718,513

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

PUBLISH: Friday, September 5 & 12, 2014 editions

Authorization to Revise Budgetary Appropriations

To: Franklin County Board of Supervisors

From: Vincent K. Copenhaver, Director of Finance

Please be advised that on September 16, 2014, the Board of Supervisors of Franklin County authorizes by resolution, the following supplemental appropriations and transfers.

Treasurer	Carryovers		\$5,800
Commissioner of Revenue	Carryovers		\$4,500
Human Resources	Carryovers		\$75,000
Clerk of Court	Carryovers		\$6,467
Sheriff	Carryovers		\$65,905
Building Inspections	Carryovers		\$3,273
General Properties	Carryovers		\$50,000
Landfill	Carryovers		\$61,477
Social Services	Carryovers		\$8,750
Family Resources	Carryovers		\$10,304
Parks and Rec	Carryovers		\$45,000
Franklin Center	Carryovers		\$14,000
Contributions	Carryovers		\$20,000
Tourism	Carryovers		\$2,750
Capital	Carryovers		\$192,000
Total			\$565,226

MEMORANDUM
Case # REZO-7-14-13159



To: Franklin County Board of Supervisors
From: Neil Holthouser, Director of Planning & Community Development
Date: September 16, 2014
Tax #: 54.2-11
District: Union Hall District
Applicant: Nancy Lynch and Gail Abbott
Owner: Southfield, LLC

REQUEST:

Petition of **Nancy Lynch and Gail Abbott/Petitioners and Southfield, LLC/Owners** requesting rezoning for a +/- 0.821-acre parcel from RC-1, Residential Combined Subdivision District to B-1, Business District Limited. The subject property is located at 1155 Old Franklin Turnpike (SR 40) in the Union Hall District of Franklin County; and is further identified by Franklin County Real Estate records as Tax Map/Parcel # 0540201100. The Future Land Use Map of the Franklin County Comprehensive Plan identifies this area as appropriate for Commercial Highway Corridor uses, and does not prescribe a specific residential density. The RC-1 zoning category allows a maximum residential density of 5.808 dwelling units per acre where served by public water and sewer; 2.904 dwelling units per acre where served by public water or sewer; and 1.25 dwelling units per acre where neither public water nor sewer are provided. The proposed B-1 zoning category does not prescribe a specific residential density. This petition 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 at its August 12, 2014, meeting. By a vote of 5-1 (Mitchell absent) 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 B-1, Business District Limited, with the following proffer:

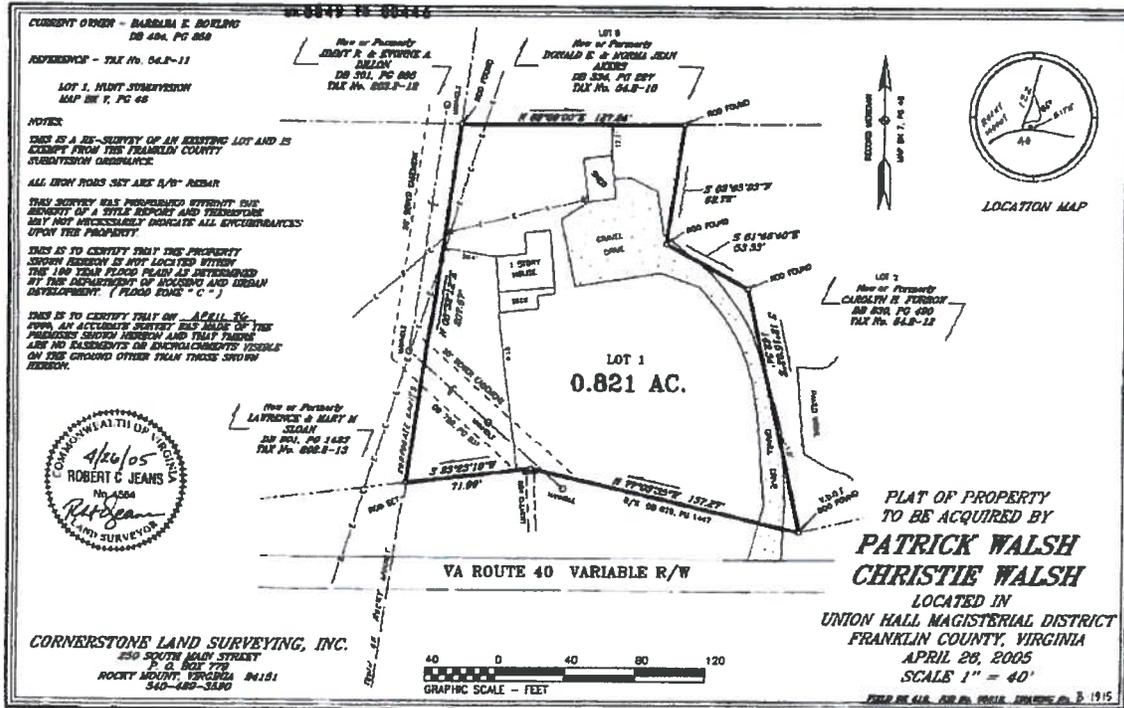
- 1. Limitation of use. Use of the site shall be limited to office and/or retail uses. Outdoor uses are prohibited.*



SITE STATISTICS:

- Location:* Northside of Old Franklin Turnpike (SR 40)
Addressed as 1155 Old Franklin Turnpike., Rocky Mount, VA 24151
- Size:* +/- .821 acres
- Existing Land Use:* Residential; one (1) residential structure and detached shed
- Adjoining Zoning:* County B-1, RC-1, A-1; Town of Rocky Mount R-1
- Adjoining Land Uses:* Residential, Commercial
- Adjoining Future Land Uses:* Commercial Highway Corridor
- Utilities:* Residential well and septic; overhead electric; public water and sewer are available to the property
- Geography:* Steep to rolling, with established trees and ground cover. Soils are Clifford fine sandy loam, 15 to 25 percent slopes





Plat recorded at PB 849 P 466 showing updated survey of Lot 1, Hunt Subdivision with public utility easements and revised lot configuration showing widened ROW along SR 40.

BACKGROUND:

The property is located at 1155 Old Franklin Turnpike (SR 40) in the Union Hall District of Franklin County; and is further identified by Franklin County Real Estate records as Tax Map/Parcel #0540201100.

The property was platted as Lot 1 of Hunt Subdivision in 1977, and was originally zoned RC-1, Residential Combined Subdivision District, when the county adopted zoning in 1988. County records do not show any previous business use of the property.

The subject property has a one-story residence and associated gravel parking area with a detached storage building located toward the rear of the lot. The owner, Southfield, LLC is marketing the property for sale, and the applicants have an offer to purchase. Ms Lynch has operated an accounting and tax business in Franklin County for many years that is currently located approximately ¾-mile further east on the south side of Route 40 across from the intersection of Woodman Road. Ms Abbot is her business partner in the accounting firm. The applicants would like to construct a new office building where they can re-locate their firm that is large enough to lease out a portion of the new building to one or two office or retail tenants.

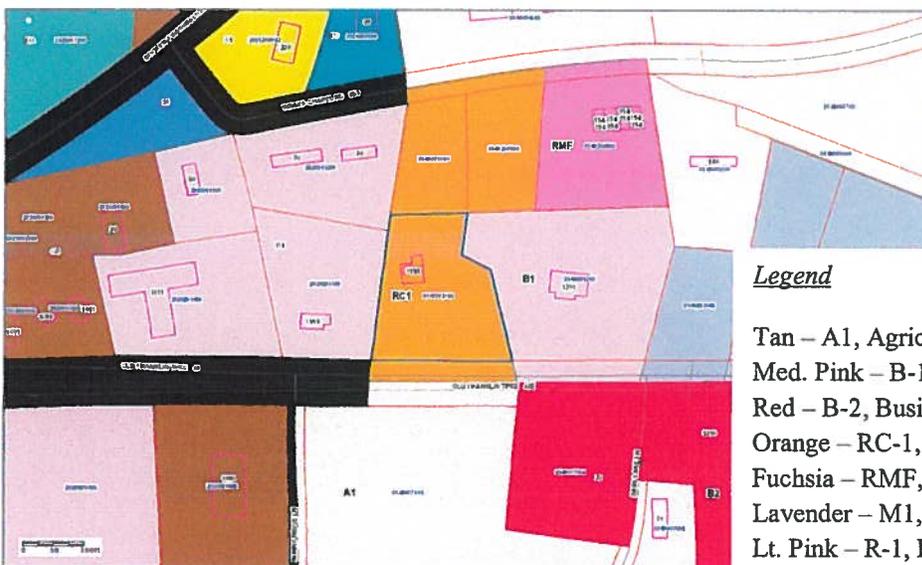


The property is somewhat constrained by sloping topography, the location of sewer easements, utilities, and the widened SR 40 right-of-way. The applicants have included a concept plan with explanatory narrative that details their proposed use of the property. The plans show a one-story building that is located toward the front of the property, with associated parking in front and behind, a widened entrance from Route 40, and the location of required buffering and landscaping shown along the perimeters where the property abuts residential zoning.

ZONING ORDINANCE:

Sec. 25-316 of the Zoning Ordinance sets forth the following Purposes for the B-1 district:

- (a) This district is established to cover the portion of the county’s communities intended for the conduct of general business to which the public requires direct and frequent access, but which is not characterized either by constant heavy trucking, other than stocking and delivery of light retail goods, or by any nuisance factors, other than those occasioned by incidental light and noise of congregations of people and passenger vehicles.
- (b) The intent of these regulations is not to limit business development in the county but to encourage it by rezoning as the specific and appropriate locations where it will not produce noise, pollution, congestion or safety problems for quieter, residential uses.
- (c) This district is limited to retail establishments which have no outside storage or outdoor displays of product.



Legend

- Tan – A1, Agricultural
- Med. Pink – B-1, Business Limited
- Red – B-2, Business General
- Orange – RC-1, Residential Combined
- Fuchsia – RMF, Residential Multi-Family
- Lavender – M1, Light Industrial
- Lt. Pink – R-1, Residential (Town)
- Brown – GB, General Business (Town)
- Med. Blue – R-3, Residential (Town)
- Yellow – A1, Agricultural (Town)

The current zoning of surrounding properties



COMPREHENSIVE PLAN:

The 2025 Comprehensive Plan for Franklin County identifies the subject property as being located within the Commercial Highway Corridor. The Comprehensive Plan states the following with respect to these Corridors:

Commercial Highway Corridors are linear commercial development along an established primary highway. These highway corridors are intended to provide development opportunities extending behind the parcels that front on the primary highway.

Commercial Highway Corridors: The Commercial Highway Corridors identified in the Franklin County Comprehensive Plan are:

Route 220:

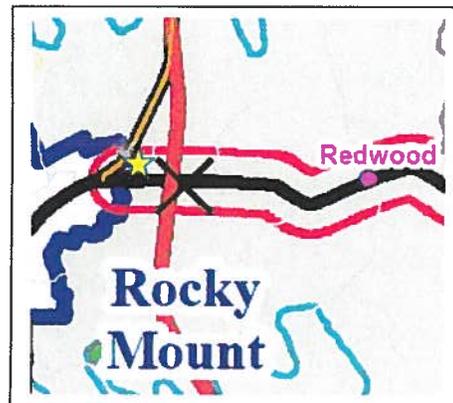
Between Brick Church Road and Iron Ridge Road
Between Shady Lane (983) and the Rocky Mount Town limits.
Between Cassell Drive and the Franklin County Commerce Park

Route 40 West:

Between the Rocky Mount Town limits and Six Mile Post Road

Route 40 East:

Between the Rocky Mount Town limits and Golden View Road



Policies for Commercial Highway Corridors

1. The County will explore and implement effective ways to manage and improve the negative impacts of strip commercial development on important arterial roads that have already experienced development. These impacts include frequent curb cuts, proliferation of signs and visual clutter, poor aesthetics and poor traffic flow.
 2. In areas that face increasing pressure for strip commercial development, the County will explore ways to provide incentives to encourage beneficial development, and desirable site characteristics, and to reduce the negative impacts on the rural character of the County. The methods will include planning for intersecting local access road nodes connecting to parallel collector roads.
 3. The County will encourage and monitor site plans for new development along key commercial corridors to coordinate entrances according good engineering practices to reduce safety hazards and congestion and to meet or exceed VDOT commercial highway entrance standards.
 4. Discourage further linear expansion of commercial highway corridors.
 5. Discourage the future designation of any new commercial highway corridors.
 6. New commercial development should be directed to identified Towns and Villages and/or lateral expansion of existing commercial corridors.
 7. Scale and design of development should be in keeping with traditional character of Franklin County.
- [12-8]

CONSIDERATIONS:

The B-1 zoning district does not prescribe a specific residential density, and is proposed for “specific and appropriate locations where it will not produce noise, pollution, congestion or safety problems for quieter, residential uses.” [Sec. 25-316] Therefore we can conclude that the uses allowed in the B-1 district are generally in harmony with some residential development in proximity or within neighboring areas.



The Future Land Use Map of the adopted 2025 Comprehensive Plan for Franklin County identifies this area as a Commercial Highway Corridor, which does not prescribe a specific density, but states “New commercial development should be directed to identified Towns and Villages and/or lateral expansion of existing commercial corridors,” and “Scale and design of development should be in keeping with traditional character of Franklin County.”



Land use in the area includes a variety of commercial, residential, agricultural, and institutional types of uses.

Properties immediately adjacent to the west and rear of 1155 Old Franklin Turnpike are currently residential. A church is located one parcel away on property developed with a large parking lot and entrance on Route 40. To the east is a former residence, now a law office, that is zoned B-1. Property across the street is zoned A1, Agricultural. In addition to single family and manufactured homes, A-1 permits agricultural and non-residential uses, including some retail and light industrial uses, which are generally compatible with rural development but may have some off-site impacts such as traffic, smells, dust, and noise. Within 500 feet of the parcel there are several General Business (Town and County) zoned properties with active commercial businesses on them, and several properties in the area that are vacant are being marketed as commercial. The area itself seems to be in transition. In consideration of the variety of existing and allowable uses in the area, the uses allowed in the B-1, Business District, Limited that could be developed on this property given the constraints of the lot itself do appear to be compatible with the neighboring properties and development in the area.



Old Franklin Turnpike is a heavily traveled primary arterial road that bisects the county and carries traffic from Route 8 in Floyd County west of Ferrum through the Town of Rocky Mount, connecting to US 29 near the town of Gretna in Pittsylvania County. Upon review of the proposed rezoning application, the following comments were offered by VDOT:

1. Please provide a traffic impact narrative to include the anticipated traffic per the ITE Trip Generation Manual, 9th Edition for the proposed land use to include a turn lane analysis.
2. A VDOT Land Use Permit will need to be established for the proposed entrance. Sight distance will need to be determined for the entrance which must meet or exceed the minimum required distance as per Appendix F of the Road Design Manual based upon the posted speed of the roadway. It appears that a portion of guardrail may need to be removed in order to establish a commercial entrance for the site. This removal will be the responsibility of the developer and will be accomplished as part of the VDOT Land Use Permit.
3. In order to determine compliance with the Access Management regulations, the entrance centerline spacing to the nearest intersection(s) and/or commercial entrances will need to be denoted. It appears that an access management exception will need to be submitted because of the proximity of the existing commercial entrances on Route 40 (Old Franklin Turnpike).
4. Any grading that may affect the existing structure crossing Route 40 (Old Franklin Turnpike) will need to be reviewed.

The property itself contains some steep slopes and utility easements that will be challenging to address during the site development process, and will likely limit the square footage of the activity proposed. Staff has received no comments about the case to date from the general public or any adjacent property owners. The Development Review Team (DRT) members had some concerns that the concept plan submitted with the application depicted a somewhat larger building footprint than could be feasible given these site constraints. However, overall the DRT members had no issues with the uses permitted in the B-1 District, and felt if the property were developed in accordance with the Concept Plan included in the application, that permitting and site development requirements would address many foreseeable concerns.

These current development permit requirements, including the thresholds for a site plan, regulations governing erosion and sediment control, stormwater, lighting, signage, and VDOT entrance requirements, health department review for water and sewer service connections, as well as grading for the installation of utilities or any fill proposed on this site, will govern any proposed commercial or non-residential activities. The zoning ordinance requirements for landscaping and buffering on the property, applicable to the neighboring zoning and uses, help to ensure that some potential offsite impacts are addressed, but are limited to the height of landscaping or fencing that is installed.



PLANNING COMMISSION RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request at its August 12, 2014, meeting. By a vote of 5-1 (Mitchell absent) 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 B-1, Business District Limited, with the following proffer:

- 1. Limitation of use. Use of the site shall be limited to office and/or retail uses. Outdoor uses are prohibited.*

(Note: As of this writing, the petitioner has not submitted a formal signed statement of proffers in support of this rezoning petition. However, at the Planning Commission's August 12, 2014, meeting, the petitioner verbally indicated a willingness to voluntarily proffer a limitation of uses to allow only office and/or retail uses, and to prohibit outdoor uses on this site.)



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 recommend approval of the petitioner's request to rezone the property from RC-1 to B-1 as submitted.

OR

(APPROVE if amended) 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 if the application were amended to include proffers that address the potential impacts of the proposed rezoning. Therefore I move to recommend approval of the petitioner's request to rezone the property from RC-1 to B-1 with proffers as suggested by Planning Commission.

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 B-1 as submitted.

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 Board of Supervisors.

STATE OF VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY:

RECOMMENDATION:

A request for the rezoning from RC-1, Residential Combined Subdivision District to B-1, Business District Limited, of a parcel consisting of approximately +/- 0.821 total acres located at 1155 Old Franklin Turnpike in the Union Hall District of Franklin County, identified and recorded as Tax Map # 54.2, Parcel # 11 in the Franklin County Real Estate Tax Records.

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

WHEREAS, the **petitioners/Nancy H. Lynch and Gail Abbott; owners/Southfield, LLC**, has filed with the Secretary of the Planning Commission a petition requesting the rezoning of the property identified as Tax Map # 54.2, Parcel # 11 from RC-1, Residential Combined Subdivision to B1, Business District Limited; and

WHEREAS, the petition was entered into the record as Case # REZO-7-14-13159; 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

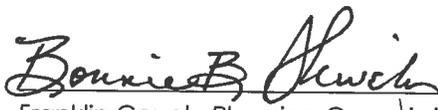
WHEREAS, the Planning Commission after due consideration, referenced above be **APPROVED if amended to include the following proffer:**

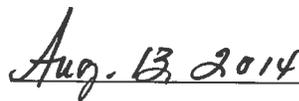
1. Limitation of use. Use of the site shall be limited to office and/or retail uses. Outdoor uses are prohibited.

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 REZONING from RC-1, Residential Combined Subdivision, to B1, Business District Limited with proffer.

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: McGhee, Colby, Ralph, Doss, Webb
NAYES: Law
ABSTAIN:
ABSENT: Mitchell

 Clerk
Franklin County Planning Commission

 Date

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

I/We, Nancy H Lynch & Gail Abbott, 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: Nancy H. Lynch and Gail L. Abbott

2. Property Owner's Name: Southfield, LLC

Phone Number: (540) 353-6886

Address: 5031 Pitzer Road
Roanoke, VA Zip: 24014

3. Exact Directions to Property from Rocky Mount: Property is located on Route 40, east of Rocky Mount, just outside the town limits and immediately before Carolyn Furrow's law office.

4. Tax Map and Parcel Number: 054-02-011-00

5. Magisterial District: Union Hall

6. Property Information:

A. Size of Property: 0.82 acres

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:

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: Offices, Professional

B. Proposed Zoning: B1

C. Size of Proposed Use: 0.82 acres

D. Proposed dwelling units per acre or commercial/industrial development square feet per acre: approx. 4800 square feet on .821 acres; equivalent to 5,847 square feet per acre

Nancy Lynch & Gail Abbott

1894 Old Franklin Tpke.
Rocky Mount, VA 24151

Phone: (540) 483-1395
Fax: (540) 483-3571
n.lynch@lynchtaxes.com
g.abbott@lynchtaxes.com

July 7, 2014

Franklin County Board of Supervisors and
Franklin County Planning and Zoning Commission
1255 Franklin Street, Suite 112
Rocky Mount, Virginia 24151

To Whom It May Concern:

We are applying to have the zoning changed from RC1 to B1 on a piece of property that we have contracted to purchase. The property is located on Route 40 (Old Franklin Turnpike) east of Rocky Mount and consists of 0.821 acres just outside of the town limits.

Our intention is to build an office building that we would relocate to and which would also include rental space for 1-2 other tenants. The land is currently not being used and the buildings located on it are falling down. We feel that the county would benefit from this use of the property.

This land has been zoned B1 in the past when a beauty shop was located on it, and some of the properties adjacent and nearby are currently zoned for business. We would, of course, comply with all necessary buffers between us and any residential use property.

Our intention is to build a "green" office space that would be suitable for a professional office or light retail. We want a space that is desirable to prospective tenants and that will be an asset to the area for a long time to come.

Sincerely,



Nancy H. Lynch and Gail L. Abbott

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 June 23, 2014 between
Southfield LLC (the "Seller", whether one or more),
 and Nancy H. Lynch & Gail L. Abbott
 (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 Franklin County, Virginia and described as (legal description): Lot
 Block _____ Section _____ Phase _____ Map of _____
 and more commonly known as: 1155 Old Franklin Mineville Road, Va 24151
 together with the items of personal property described in paragraph 10 (the "Property").
tax map # 0540201100

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: <u>Tammy Rickman</u> is the agent of (check one) <input checked="" type="checkbox"/> the Seller <input type="checkbox"/> both the Purchaser and Seller	Selling Agent: <u>Tammy Rickman</u> (if not the same as Listing Agent) is the agent of (check one) <input checked="" type="checkbox"/> the Purchaser <input checked="" type="checkbox"/> the Seller <input type="checkbox"/> both the Purchaser and Seller
Listing Firm: <u>Olde Colony Realty</u> Principal and/or Supervising Broker is the agent of (check one) <input checked="" type="checkbox"/> the Seller <input type="checkbox"/> both the Seller and the Purchaser	Selling Firm: <u>Olde Colony Realty</u> Principal and/or Supervising Broker is the agent of (check one) <input type="checkbox"/> the Purchaser <input checked="" type="checkbox"/> the Seller <input type="checkbox"/> both the Purchaser and the Seller

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

SELLER <u>Southfield LLC</u> <u>11/17/14</u> Date SELLER _____ Date	PURCHASER <u>Nancy H. Lynch</u> <u>6/23/14</u> Date PURCHASER <u>Gail L. Abbott</u> <u>6/23/14</u> 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
 - _____
 - _____

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

Nancy Lynch & Gail Abbott

1894 Old Franklin Tpke.
Rocky Mount, VA 24151

Phone: (540) 483-1395
Fax: (540) 483-3571
n.lynch@lynchtaxes.com
g.abbott@lynchtaxes.com

July 7, 2014

Concept Plan

Our plan is for a single-story office building to be located on this site. After consultation with a building contractor or engineer, actual design and location may change based on requirements to comply with Franklin County building code and the most efficient use of the land. We hope to have approximately 4800 square feet of usable building, to be divided between two or three tenants. One tenant is planned to be Nancy H. Lynch and Associates, Inc. an income tax preparation and accounting firm. Other tenants are not committed at this time.

Attachment one is map of the area showing the adjacent properties, their ownership and zoning currently. The roads in the immediate vicinity are also shown.

Attachment two is the plat map showing the approximate location of the building and the landscaped areas to the rear and side of the lot. The entrance and driveway will be widened and paved,, and a sign listing the businesses located in the building will be erected.

Attachment three is a GIS satellite view of the property with approximate building location, driveway location and sign location marked. Again, once zoning is obtained we will consult with an engineer or building contractor for the best possible use of the land with the least impact on the environment.

MEMORANDUM
Case # SPEC-7-14-13158



To: Franklin County Board of Supervisors
From: Neil Holthouser, Director of Planning & Community Development
Date: September 16, 2014
Tax #s: 34-11.2C (#0340001102C)
District: Gills Creek District
Applicant: Magdaleno Garcia and Jessica Garcia
Owners: Benjamin E. McCall

REQUEST:
PETITION FOR SPECIAL USE – Petition of **Magdaleno Garcia and Jessica Garcia, Petitioners/Benjamin E. McCall, Owner** requesting a Special Use Permit for a “storage yard” with office on a +/- 0.957-acre parcel located at Three Oaks Subdivision, Lot 4 on Brooks Mill Road (SR 834) in the Gills Creek District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0340001102C. The subject property is zoned A-1, Agricultural District, which allows a maximum residential density of 1.25 dwelling units per acre. The Future Land Use Map of the Franklin County Comprehensive Plan identifies this area as appropriate for Low Density Residential uses, with an anticipated residential density of one to two dwelling units per acre. This petition for a Special Use Permit would not result in any additional dwelling units, nor any increase of residential density for this property.

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 deny the request for Special Use Permit, as submitted.
On September 5, 2014, the petitioner submitted a written request to withdraw this petition for Special Use Permit from further consideration.
Staff recommends that the Board of Supervisors grant the petitioner's request for withdrawal, without prejudice.



BACKGROUND:

The petitioners are currently storing equipment, materials, vehicles and landscaping supplies on property that lies adjacent to their home on Brooks Mill Road in the Gills Creek district. The Garcias are in the process of purchasing both parcels from Mr. McCall. The use, as requested by the applicant, is considered a "Storage yard" under the provisions of Sec. 25-179 of the Franklin County Zoning Ordinance, which requires a Special Use Permit for properties within the A-1 zoning district. The Garcias have been working with a zoning investigator in order to come into compliance with the zoning ordinance requirements for the activity on the property that fronts on Brooks Mill Road.

The subject property consists of just under one acre located on Brooks Mill Road [SR 834], a public road in the eastern portion of the County, approximately one mile north of the intersection of Burnt Chimney Road [SR 670]. The subject parcel and some of the surrounding parcels are vacant, partly wooded lands with scattered rural residences. The property is also identified as Lot 4 of Three Oaks Subdivision, and the Garcias have begun the permitting process for a residence to be located on the 8-acre parcel just to the rear of the subject property. The property is accessed directly from Brooks Mill Road and currently has a circular drive that has not been permitted by VDOT. The nearest residence to the proposed use is located about 300 feet north of the site (8620 Brooks Mill Rd).

Mr. Garcia is a landscaping installer who works primarily with businesses and contractors in the Smith Mountain Lake area. The applicant intends to use the proposed storage yard to store landscaping equipment, vehicles and supplies and for the parking of employee's vehicles. Currently some of the activities are taking place at a site on Burnt Chimney Road, and others are on commercial property in the Westlake area that is the site of one of the businesses with whom Mr. Garcia works. If the application is approved, all of the activities will be moved to this site, and the Garcias would like to erect a small office and storage building in the future, shown as 20 x 24 (480 sf) in size on the submitted Concept Plan. The use will require a minor site plan to be approved in order to designate parking and storage areas for vehicles and equipment, and to facilitate review for other county agencies and departments for the proposed use.

The driveway that provides access for the site also provides an entrance for the Garcia's home that is under construction, and will require a commercial entrance permit. Initial reviews with VDOT staff appear to indicate that the property may be able to meet sight distance for a low-volume entrance. The proposal will also have to meet VDH approval for water and septic system requirements, Public Safety and Fire Marshall review and approval, and the proposed office, when erected, will require a building permit.

SITE STATISTICS:

Location: Approx. one mile north of the Brooks Mill Road/Burnt Chimney Rd intersection in the Gills Creek District.

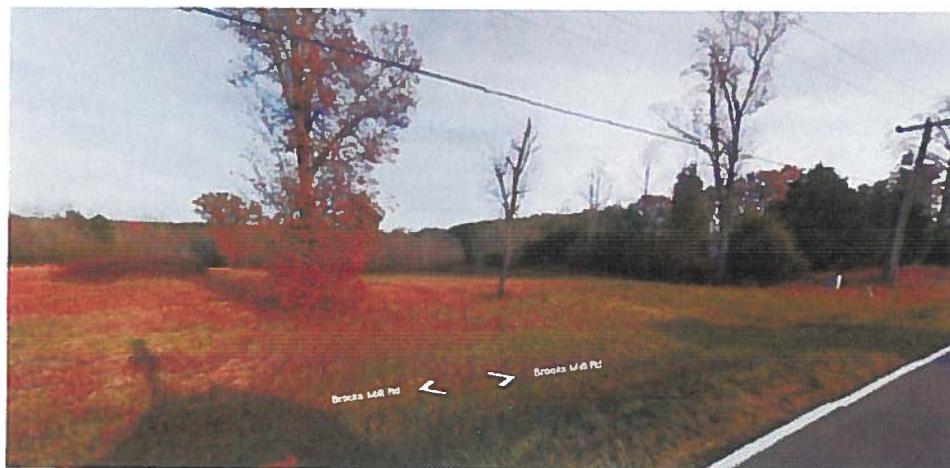


<i>Size:</i>	+/- 0.957-acre
<i>Site access:</i>	Public road
<i>Existing Land Use:</i>	Vacant / Open storage
<i>Surrounding Zoning:</i>	A-1, 59 acres zoned B-2 about 1,000 feet south of the site
<i>Adjoining Land Uses:</i>	Residential, Woodlands, Agricultural
<i>Adj. Future Land Uses:</i>	Low Density Residential
<i>Geography:</i>	Level to rolling, cleared land with some established trees and low-growing vegetation. Soils are 7C, 7D Clifford fine sandy loam, 8 to 25 percent slopes

SITE / AREA PHOTOGRAPHS



Pre-development: Views looking into the site from Brooks Mill Road





The site, which has been cleared and graded, is now being used to store commercial equipment, hardscaping and landscaping materials, and vehicles.

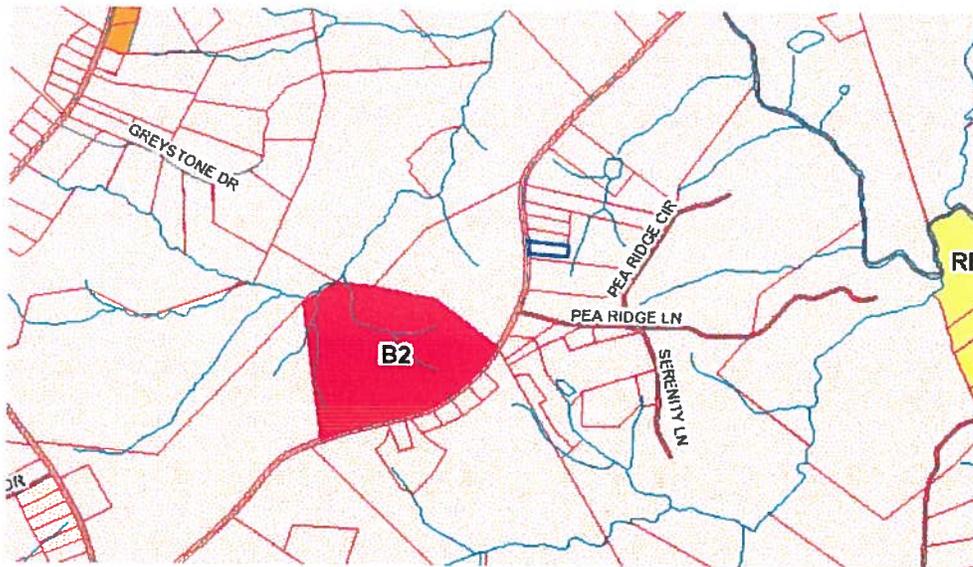




SITE / AREA MAPS



The parcel where the Storage yard is proposed is shown outlined in blue.

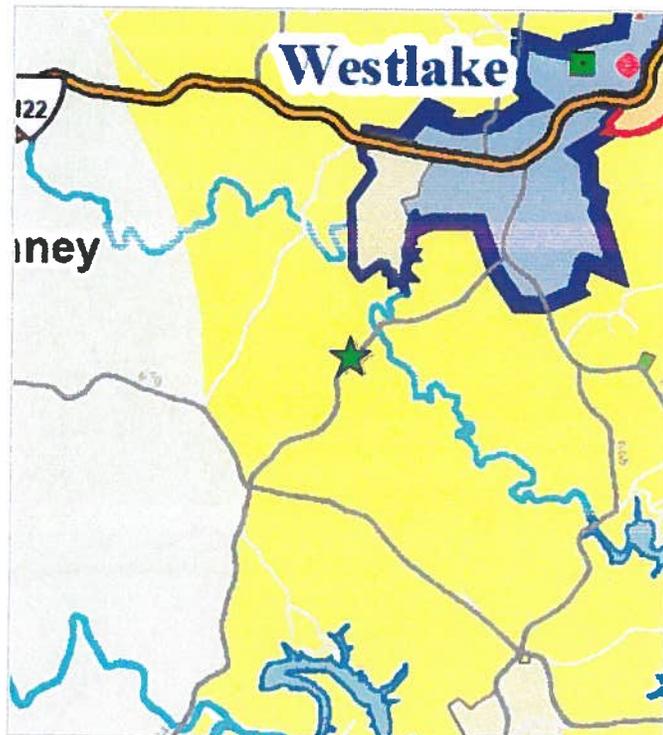


The surrounding zoning is A1 (Agricultural), with an area of B2 (Business District General) within 1000 feet south of the parcel



COMPREHENSIVE PLAN:

Franklin County's Comprehensive Plan identifies this area as appropriate for Low Density Residential uses, intended to allow gross densities of one to two dwellings units per acre 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.

8. Streets within subdivisions shall be designed to provide interconnections to adjacent vacant land for future subdivision access and circulation.

The County's Long Range Planner provided the following comments:

The property is identified on the Future Land Use Map as Low Density Residential. A "Storage yard" is not consistent with the policies of the Future Land Use Chapter dealing with Low Density Residential. The submitted Concept Plan does not show required setbacks and buffering that would apply during the Site planning process. However, should the Planning Commission be inclined to approve the application, staff recommends along with the landscaping and buffering that business uses requiring a site plan are required to install according to the zoning ordinance (Sec 25-99), that the compound should be fenced with all activities and storage taking place inside the fenced area, and the use of the proposed building be limited to office and employee facilities only, and that no retail or other commercial activities be allowed.

ZONING ORDINANCE:

Pursuant to Sec 25-179 of the Franklin County Zoning Ordinance, a Special Use Permit is required for approval of the use of a "Storage yard" in the A-1 Zoning District.

The Zoning Ordinance offers the following definition for "Storage yard": *A space or place for storing materials that is unoccupied and unobstructed from the ground upward, except for the material being stored; provided, however than no material shall be stored within yards or setback areas required by other sections of this Zoning Ordinance.*

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.

PLANNING COMMISSION 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 deny the request for Special Use Permit, as submitted.

On September 5, 2014, the petitioner submitted a written request to withdraw this petition for Special Use Permit from further consideration.

Staff recommends that the Board of Supervisors grant the petitioner's request for withdrawal, without prejudice.



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) (ACCEPT REQUEST TO WITHDRAW) I move to accept the petitioner's request to withdraw this petition for Special Use Permit, without prejudice.

OR

- 2) (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 recommend approval of the petitioner's request for a Special Use Permit for "Storage yard," in accordance with Sec. 25-179 of the Zoning Ordinance, with conditions as recommended in the staff memorandum.

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.

Sept. 5th 2014

We would like to withdraw
the storage yard permit
application for 0340001102C
parcel

A handwritten signature in blue ink, appearing to read 'Magdalena Garcia', written in a cursive style.

Magdalena Garcia

STATE OF VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY:

RECOMMENDATION:

A request for a Special Use Permit in the A-1, Agricultural District for "storage yard" with an office, on parcel consisting of approximately +/- 0.957 acres located at Three Oaks Subdivision, Lot 4 on Brooks Mill Road in the Gills Creek District of Franklin County, identified and recorded as Tax Map/Parcel #0340001102C in the Franklin County Real Estate Tax Records

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

WHEREAS, the petitioner/Magdaleno Garcia and Jessica Garcia; owner/Benjamin E. McCall, have filed with the Secretary of the Planning Commission a petition requesting a special use permit for a "storage yard" and office, for the property identified as Tax Map/Parcel #0340001102C; and

WHEREAS, the petition was entered into the record as Case # SPEC-7-14-13158; 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 **DENIED**:

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 denied the request for a Special Use Permit for "storage yard" with an office in the A-1, Agricultural District.

The above action was adopted on the recommended motion of Mr. James Colby, representative of the Gills Creek District. The motion was seconded by Mrs. Angie McGhee, representative for the Boone District of Franklin County. The motion was denied as written above upon the following vote:

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

NAYES:

ABSTAIN:

ABSENT: Mitchell

Bonnie B. Shively Clerk
Franklin County Planning Commission

Aug. 13, 2014 Date

- > 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, Magdaleno Garcia, 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:

(agent)

1. Petitioners Name: Magdaleno Garcia and Jessica Garcia

2. Property Owner's Name: Benjamin E. McCall

Phone Number: 540 520 2390

Address: 5004 Burnt Chimney Rd
Wirtz VA Zip: 24184

3. Exact Directions to Property from Rocky Mount: Head NW on Franklin St to
Chauhanne Ave (0.4m.), turn right onto N Main St (1.50



4. Tax Map and Parcel Number: 0340001102-C

take first onto p.e.l (0.7mi). turn left onto tar Rd 10.4m

5. Magisterial District: Gills Creek

6. Property Information:

A. Size of Property: 8.361 acres .957 acres

B. Existing Zoning: A1

C. Existing Land Use: Agriculture

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: landscape / hardscape

B. Size of Proposed Use: .957 acres

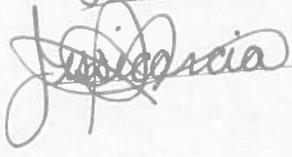
C. Other Details of Proposed Use: N/A

Continue onto UA-40E / Old Franklin Turnpike (0.7 mi).
turn left onto State Rte 655, slight right stay on
State rte 655, turn left onto State Rte 634, turn
right onto lot 5 three oaks (.5 mi.)

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.

Jessica Garcia


X Petitioner's Name (Print): Magdaleno Garcia

X Signature of Petitioner: Magdalena Garcia

Date: June 5 2017

Mailing Address: 4984 Burnt Chimney rd
Wirtz VA 24180

Telephone: 540 484-3368

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

Owner's Name (Print): Regina E. McCall / Magdalena Garcia

Signature of Owner: Regina E. McCall

Date: June 5, 2017

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: Patricia Snowball ADDRESS: 2448 Donaldson Dr.
~~8020 Brakesmill Rd~~

TAX MAP NUMBER: 0340001102 Orlando FL 32812

NAME: Larry Maynard ADDRESS: 8640 Brakesmill Rd.

TAX MAP NUMBER: 0340001104A Wirtz VA 2484

NAME: Donald Mullendore ADDRESS: P.O. Box 715

TAX MAP NUMBER: 0340001103 Hardy VA 24101

NAME: Bobby Scruggs ADDRESS: 4381 Jubal early Hwy

TAX MAP NUMBER: 0340001200 Bonesmill VA 24065

NAME: Monty Dale Brown ADDRESS: 1280 Lovely Valley Rd.

TAX MAP NUMBER: 034002200 Wirtz VA 24184

NAME: _____ ADDRESS: _____

TAX MAP NUMBER: _____

NAME: _____ ADDRESS: _____

July 3, 2014

Magdaleno Gonzalez Garcia
Gonzalez Landscaping
5004 Burnt Chimney Rd
Wirtz, VA 24184

Franklin County Development Review Team

Dear Development Review Team,

Enclosed please find copies of an Application for a Special Use Permit, Adjacent Property Owners List and the Concept Plan needed to request a Special Use Permit for property located on Brooks Mill Rd, Tax Map #340001101. The deed is in the name of Benjamin E McCall until which time the note is satisfied and will be transferred to my name. The property is adjoining to and located in front of property where my family and I intend to live and will be used to store material such as; stone, mulch and equipment used in my family run landscaping business, Gonzales Landscaping. At present time, less than 10 vehicles enter the property per day and will never exceed the low volume number of 50 vehicles per day, the entrance placement is to be determined by VDOT. In the future, I would like to have a small office for bookkeeping purposes. I intend to landscape the perimeter of the property to make a pleasing site, in keeping with the surrounding properties.

I trust I am in compliance with all that is required to grant the Permit and your consideration will be greatly appreciated.

Sincerely,

Magdaleno Gonzalez Garcia
Owner
Gonzales Landscaping